VILLAGE COUNCIL REGULAR MINUTES,
VILLAGE HALL - COUNCIL CHAMBERS
226 CYPRESS LANE
VILLAGE OF PALM SPRINGS, FLORIDA 33461
OCTOBER 12, 2023 AT 6:30 PM

CALL TO ORDER
Vice-Mayor Brinkman called the Village Council Regular Meeting to order at 6:30 p.m.

ROLL CALL
Absent: Mayor Bev Smith

Also, present Village Attorney Glen Torcivia, Village Manager Michael Bornstein, Village Clerk Kimberly Wynn, Assistant Village Manager Kim Glas-Castro, Planning, Zoning and Building Director Iramis Cabrera, Library Services Director Jossie Maliska, Public Works Supervisor Michael Woods, and Assistant Utilities Director Paul Ward.

INVOCATION
Village Manager Michael Bornstein requested a moment of silence to reflect on the lost lives in the Hamas attacks in Israel.

PLEDGE OF ALLEGIANCE
The Village Council led in the Pledge of Allegiance.

ADDITIONS, DELETIONS OR MODIFICATIONS, AND APPROVAL OF AGENDA
The Village Manager noted there were no changes to the Agenda.

Council Member Ready made a motion to approve the agenda as presented. Mayor Pro Tem Waller seconded the motion. The said motion carried 3-0.

CONSENT AGENDA
1. **September 14, 2023 Village Council Meeting Minutes (First Budget Hearing):** Motion to approve the September 14, 2023, Village Council Regular Meeting minutes (First Budget Hearing).
   Staff: Kimberly Wynn, Village Clerk

2. **Approve 2024 Legislative Appropriations, Grants, Priorities & Issues - Village of Palm Springs:** **Motion for the approval of the proposed 2024 Legislative Appropriations, Grants, Priorities & Issues Statement.**
   Staff: Kimberly Glas-Castro, Assistant Village Manager

   SUMMARY: The Village Council is requested to consider the 2024 Legislative Appropriations, Grants, Priorities & Issues statement. If approved, the proposed legislative information will be presented to the Village's State Senate, Bobby Powell, and our Representative, David Silvers, and the Palm Beach County Legislative Delegation for consideration.

This is the first year the Village retains a professional lobbyist, Ronald L. Book, to facilitate appropriation and grant requests and represent Village interests in Tallahassee.

If supported and approved during the upcoming legislative session, the Village would have the opportunity to receive financial support (i.e., appropriations and grants) from the State of Florida to address various infrastructure and recreational needs and improvements. Additionally, the proposed legislative recommendations would protect the Village's home-rule authority and enable the Village to operate more effectively and efficiently. It is retaining a professional lobbyist, Ronald L. Book, to facilitate appropriation and grant requests and represent Village interests in Tallahassee.

Fiscal Impact: If approved, the Village would present the proposed 2024 Legislative Appropriations, Grants, Priorities and Issues to the Village's State Senate and House of Representatives as well as the Palm Beach County Legislative Delegation. If supported and approved during the upcoming legislative session, the Village would have the opportunity to receive financial support from the state of Florida for various needs and improvements and to promote the protection of our Home Rule Authority.

3. **Resolution No. 2023-50 - Support for the Extension and Continuation of the Palm Beach County One-Cent Sales Surtax to Fund Local Infrastructure Projects:** Motion to approve Resolution No. 2023-50 to support extending the continuation of the Palm Beach County One-Cent Sales Surtax to Fund Local Infrastructure Projects. The Village anticipates receipt of $14.79 million through the current infrastructure surtax distribution by December 2026.
Staff: Kimberly Glas-Castro, Assistant Village Manager

SUMMARY: The proposed resolution expresses support for the idea of asking voters in Palm Beach County to extend the current one-cent sales surtax for infrastructure projects through and until December 31, 2036. As originally approved by voters in Palm Beach County, the imposition of this one-cent sales surtax will sunset automatically at the earlier occurrence of either the generation of $2.7 billion in total revenue, or December 31, 2026. If approved, the resolution will be provided to the appropriate county officials, as well as the school district, and the Palm Beach County League of Cities.

Fiscal Impact: The Village anticipates receipt of $14.79 million through the current infrastructure surtax distribution by December 2026. Extension or continuation of the surtax could bring comparable revenues by December 2036 for the Village infrastructure projects.

4. **<u>Amendment No. 2 - Approve Professional Services Agreement - Kimley-Horn and Associates, Inc.:</u> Motion for approval of Amendment No. 2 to the Professional Services Agreement with Kimley-Horn and Associates, to renew the terms of the contract** and add additional contract provisions required by the federal government for projects funded in whole or in part with American Rescue Plan Act ("ARPA") funds**.** The initial five-year term expired in September 2023, and the agreement is eligible for three (3) one-year renewals. If approved, the Professional Services Agreement will be extended until September 12, 2024.
Staff: Jimmie Johnson, Director of Public Utilities

<u>SUMMARY:</u> Village Staff requests approval of Amendment No. 2 to the Professional Services Agreement with Kimley-Horn and Associates in order to renew the terms of the contract, and add additional contract provisions required by the federal government for projects funded in whole or in part with American Rescue Plan Act ("ARPA") funds.

On March 15, 2018, the Village issued a Request for Qualifications (RFQ) for Professional Engineering, Architectural, and Surveying Consulting Services (RFQ 2018R-002) under the Consultants Competitive Negotiation Act (CCNA) - Section 287.55, Florida Statutes.

On June 14, 2018, the Village selected three (3) firms to provide design and construction management services for water and wastewater:

- Eckler Engineering, Inc.
- Holtz Consulting Engineers, Inc.
- Kimley-Horn & Associates

On December 13, 2018, the Council approved Amendment No. 1 to the Professional Services Agreement to include standard indemnification language.

The initial five-year term expired in September 2023, and the agreement is eligible for three (3) one- year renewals.

Staff proposes the first, one (1) year renewal. If approved, the Professional Services Agreement for Kimley-Horn & Associates will be extended until September 12, 2024.

The proposed Amendment No. 2 was prepared by the Village Attorney and reviewed by the Utilities Director, Assistant Utilities Director, and the Finance Director.

<u>Fiscal Impact</u>: The proposed request does not have a Fiscal Impact on the Village.

5. **Amendment No. 4 - Approve Professional Services Agreement – CHA Consulting, Inc.:** Motion for approval of Amendment No. 4 to the Professional Services Agreement with CHA Consulting, Inc. (previously known as Eckler Engineering), to renew the terms of the contract and add additional contract provisions required by the federal government for projects funded in whole or in part with American Rescue Plan Act ("ARPA") funds. The initial five- year term expired in September 2023, and the agreement is eligible for three (3) one-year renewals. If approved, the Professional Services Agreement will be extended until September 12, 2024.
Staff: Jimmie Johnson, Director of Utilities

SUMMARY: Village Staff requests approval of Amendment No. 4 to the Agreement for Professional Services with CHA Consulting, Inc. in order to renew the terms of the contract.

On March 15, 2018, the Village issued a Request for Qualifications (RFQ) for Professional Engineering, Architectural, and Surveying Consulting Services (RFQ 2018R-002) under the Consultants Competitive Negotiation Act (CCNA) - Section 287.55, Florida Statutes.

On June 14, 2018, the Village selected three (3) firms to provide design and construction management services for water and wastewater:

- Eckler Engineering, Inc.
- Holtz Consulting Engineers, Inc.
- Kimley-Horn & Associates

On December 13, 2018, the Council approved Amendment No. 1 to the Professional Services Agreement to include standard indemnification language. On November 10, 2022, Council approved Amendment No. 2 to the Professional Services Agreement to add additional contract provisions required by the federal government for projects funded in whole or in part with American Rescue Plan Act ("ARPA") funds. On March 9, 2023, Amendment No. 3 of the Professional Services Agreement was proposed to make CHA Consulting, Inc. the successor in the interest of Eckler Engineering contracts.

The initial five-year term expired in September 2023, and the agreement is eligible for three (3) one- year renewals.

Staff proposes the first, one (1) year renewal. If approved, the Professional Services Agreement for CHA Consulting, Inc. will be extended until September 12, 2024.

The proposed 4th Amendment was prepared by the Village Attorney and reviewed by the Utilities Director, Assistant Utilities Director, and the Finance Director.

Fiscal Impact: The proposed request does not have a fiscal impact on the Village.

6. **Amendment No. 3 - Approve Professional Services Agreement – Holtz Consulting Engineers, Inc.** Motion for approval of Amendment No. 3 to the Professional Services Agreement with Holtz Consulting Engineers, to renew the terms of the contract to the Professional Services Agreement to add additional contract provisions required by the federal government for projects funded in whole or in part with American Rescue Plan Act (“ARPA”) funds The initial five-year period expired in September 2023, and the agreement is eligible for three (3) one-year renewals. If approved, the Professional Services Agreement will be extended until September 12, 2024.
Staff: Jimmie Johnson, Director of Public Utilities

SUMMARY: Village Staff requests approval of Amendment No. 3 to the Agreement for Professional Services with Holtz Consulting Engineers in order to renew the terms of the contract.

On March 15, 2018, the Village issued a Request for Qualifications (RFQ) for Professional Engineering, Architectural, and Surveying Consulting Services (RFQ 2018R-002) under the Consultants Competitive Negotiation Act (CCNA) - Section 287.55, Florida Statutes.

On June 14, 2018, the Village selected three (3) firms to provide design and construction management services for water and wastewater:

- Eckler Engineering, Inc.
- Holtz Consulting Engineers, Inc.
- Kimley-Horn & Associates

On December 13, 2018, the Council approved Amendment No. 1 to the Professional Services Agreement to include standard indemnification language. On November 10, 2022, Council approved Amendment No. 2 to the Professional Services Agreement to add additional contract provisions required by the federal government for projects funded in whole or in part with American Rescue Plan Act (“ARPA”) funds.

The initial five-year term expired in September 2023, and the agreement is eligible for three (3) one- year renewals.

Staff proposes the first, one (1) year renewal. If approved, the Professional Services Agreement for Holtz Consulting Engineers will be extended until September 12, 2024.

The proposed Amendment No. 3 was prepared by the Village Attorney and reviewed by the Utilities Director, Assistant Utilities Director, and the Finance

Director.

Fiscal Impact: The proposed request does not have a fiscal impact on the Village.

7. **Approve Change Order No. 2 - Park Connector Pathway Phase 2A & 3A (Task Order No. 255)- Parks & Recreation Department (FY 2024 Budget Funded - General Fund, CDBG and Sales Tax) - Hurr Homes, LLC.:** Motion to approve Task Order No. 255 (Change Order No. 2) with Hurr Homes, LLC to extend the contract time an additional 25 days. A notice to proceed was issued on May 8, 2023, with a contract time of 120 days to substantial completion and 150 days to final completion.
Staff: Juan Ruiz, Parks and Recreation Director

SUMMARY: An extension of 25 days is being requested by the Parks & Recreation department under Change Order No. 2, which amends Task Order No. 255.

On March 28, 2023, the Village Council approved Task Order No. 255 with Hurr Homes, LLC for Pathway Park Connector Phase 2A and Phase 3A. A notice to proceed was issued on May 8, 2023, with a contract time of 120 days for substantial completion, and 150 days for final completion.

Prior to the start of construction, the Village made the decision for Phase 2A to replace the dilapidated safety bollards around Well #19. This was memorialized in Change Order No. 1 for Phase 2A. Additionally, the Village made the decision for Phase 3A to include a 430 linear foot section of pathway back into the project that was removed prior to going out to bid due to design conflicts. This was memorialized in Change Order No. 1 of Phase 3A.

Fiscal Impact: If approved, the total cost of the Park Connector Path Phase 2A & 3A project within Task Order No. 255 will remain at $373,983.71 and the total contract time will be increased to 175 days.

Funding to Support the Park Connector Path Phase 2A & 3A project (Task Order No. 255) was provided by the General Fund, CDGB Fund and the Sales Tax Fund.

8. **Approve Change Order No. 3 - Florida Mango Utility Relocation (Edgewater Drive to Barbados Road) (Task Order No. 294) - Utilities Department (FY 2023 Budget Funded - Water & Sewer Enterprise Fund) - TCLM Enterprise, Inc.:** Motion for the approval of Change Order No. 3 (Task Order No. 294) - Florida Mango Utility Relocation to extend the project completion date an additional 45 calendar days (total current contract time from 180 days to 608 days). If approved, the contract end date will be extended.
Staff: Jimmie Johnson, Director of Public Utilities

SUMMARY: On January 13, 2022, the Village Council approved Task Order No. 294 with TCLM Enterprise, Inc. for construction services for the Florida Mango

Utility Relocation (Edgewater to Barbados) Project for the amount of $889,355.35.

The work to relocate the existing utilities promptly started and most of the work up to the L-8 Canal was completed by early fall of last year. The Village's contractor, TCLM Enterprise, Inc., was placed on hold until the County contractor, Ranger Construction, was able to complete the demolition and construction of the new bridge, which was held up by FPL, who had to relocate overhead powerlines in order for the bridge work to be performed. Once that was complete and safe access to the bridge construction zone was provided, TCLM was able to complete the final utility connections across the bridge and finish their contracted work.

Note: Delays associated with other utilities (AT&T, FPL, Comcast) having to relocate their services so the bridge work could commence added to the project being pushed out further than what was expected.

The Village's contracted engineer, Wantman Group, Inc., and the Utility department are requesting an amendment to the contract for Task Order No. 294 (Change Order No. 3) for ***no change*** in the contract price and to extend the project completion date by an additional 45 calendar days (total contract time from 180 days to 608 days).

Fiscal Impact: If approved, the total cost of the Florida Mango Utility Relocation (Edgewater Drive to Barbados Road) Project within Task Order No. 294 will remain at $671,547.21 and the total contract time will be increased to 608 days.

9. **Work Authorization CM-S03 Professional Engineering Services - Greenbrier Drive Gateway Improvements (Task Order No. 315) - Public Works Department (FY 23/24 Budget Funded) - Chen Moore and Associates.:** Motion for approval of (Task Order No. 315) Work Authorization CM-S03 with Chen Moore & Associates in an amount not to exceed $62,129 for Phase 2 design services at Greenbrier Drive Gateway Entrance Project. Funding to support the Work Authorization is available within the FY 2024 - General Fund.
Staff: Timothy Crespo, Assistant Public Works Director

SUMMARY: The Public Works Department is requesting approval of Work Authorization CM-S03 with Chen Moore & Associates (Chen-Moore) for professional engineering services (i.e., design and bidding services) for the Greenbrier Drive Gateway Entrance Project Phase 2 (Task Order No. 315). If approved, this proposed project/improvements would be the initial project within the Village to provide an enhanced look at the entrance of the historic Village while also providing an opportunity to continue the Village's branding efforts. Phase 1 was completed in September 2023.

The Village Council is requested to authorize funding to support all requisite professional engineering services and all related tasks to design the Greenbrier Drive Gateway Entrance project to be completed by Chen-Moore, the Village's contracted engineering firm. The proposed tasks and associated costs to provide the professional engineering services to complete this project are as follows:

The proposed design work will take approximately ten (10) months from the date the Work Authorization is authorized to Chen-Moore. This Fiscal Year, construction is projected to begin.

Staff recommends approval of the proposed Work Authorization CM-S03 (Task Order No. 315) with Chen-Moore in the Not-to-Exceed amount of $62,129 for professional engineering services related to the Greenbrier Drive Gateway Improvements in FY24.

The proposed work authorization has been prepared by Chen-Moore and reviewed by the Village Attorney, the Assistant Public Works Director, the Assistant Village Manager, and the Finance Director.

Fiscal Impact: Funding to support the proposed work authorization is available within the FY 2024 Budget. Public Work- Improvement Other Than Buildings (01441-56300).

10. **Reappointment to Palm Springs Community Redevelopment Agency (CRA) Board - Fabiana DesRosiers:** Motion for the reappointment of Fabiana DesRosiers to the Community Redevelopment Agency (CRA) Board to serve a four (4) year term that expires November 21, 2027.
Staff: Kimberly Wynn, Village Clerk

SUMMARY: Community Redevelopment Agency (CRA) Board member Dr. Fabiana DesRosiers' term will expire on November 21, 2023. She wants to be reappointed to the Palm Springs Community Redevelopment Agency (CRA) Board.

Village Code of Ordinances Section 35-4(c) states that any person may be appointed as a Board Member if they reside or are engaged in business. Owning a business means practicing a profession or performing a service for compensation, or serving as an officer or director of a corporation or other business entity so engaged within the boundaries of the district and Community Redevelopment Area.

Dr. DesRosier is the CEO of the Hispanic Human Resources Council, Inc., located within the Congress Avenue District. She is eligible to serve as a member of the Palm Springs CRA. If approved, Dr. DesRosiers would serve a four (4) year term expiring on November 21, 2027.

Fiscal Impact: There is no fiscal impact on the Village.

11. **Greenbrier Drive and Davis Road Improvements (Task Order No. 314) - Work Authorization CM-S03 Professional Engineering Services- Public Works Department (FY 24 Budget Funded) - Chen Moore & Associates, Inc.:** Motion

for approval of Work Authorization CM S03 (Task Order No. 314) with Chen Moore & Associates, for $59,839 for Phase 2 design Greenbrier Drive and Davis Road Intersection Improvements. Funding to support the Work Authorization for the Greenbrier Drive and Davis Road Improvements project is available within the FY24 - General Fund Budget.
Staff: Timothy Crespo, Assistant Public Works Director

SUMMARY: The Public Works Department requests approval of Work Authorization CM-S03 with Chen Moore & Associates (Chen-Moore) for professional engineering services (i.e., design and bidding services) for Greenbrier Drive and Davis Road Intersection Improvement Project Phase 2 (Task Order No. 314). Greenbrier Drive and Davis Road Intersection have been identified for improvements that will enhance traffic and pedestrian safety as well as improve the aesthetic features and characteristics of the Village. The proposed improvements would be the initial project within the Village to provide additional vehicular and pedestrian safety opportunities within our residential community while also providing an opportunity to continue the Village's branding efforts. Phase 1 was completed in September 2023.

The Village Council is requested to authorize funding to support all requisite professional engineering services and all related tasks to design the Greenbrier Drive and Davis Road Intersection Improvements project to be completed by Chen-Moore & Associates, the Village's contracted engineering firm. The tasks and associated costs for the professional engineering services to complete this project are as follows:

The suggested design work is estimated to take about ten (10) months from the date the Work Authorization is authorized to Chen-Moore & Associates. Construction is expected to begin this Fiscal Year.

The staff recommends approval of the proposed Work Authorization CM-S03 (Task Order No. 314) with Chen-Moore & Associates for an amount not to exceed $59,839 for professional engineering services related to the Greenbrier Drive and Davis Road Intersection Improvements for FY 2024.

Chen-Moore & Associates prepared the proposed work authorization, which was reviewed by the Village Attorney, Assistant Public Works Director, Assistant Village Manager, and Finance Director.

Fiscal Impact: Funding to support the proposed work authorization is available within the FY 24 Budget Public Works - Improvements Other Than Buildings (01441-56300).

12. **Pump Purchase - Utilities Department (FY 2024 Budget Funded - Water & Sewer Enterprise Fund) - PSI Technologies, Inc.:** Motion to approve a purchase agreement for four (4) Wilo pumps from PSI Technologies, Inc. The

contract term is three (3) years, expiring June 9, 2025, with an option to renew for two additional one (1) year terms. Funding is available for the proposed purchase from the Water & Sewer Enterprise Fund.
Staff: Paul Ward, Assistant Director of Utilities

SUMMARY: The Utilities Department must replace two (2) aging backwash pumps and two (2) aging high-service pumps at the Main Water Treatment Plant. Failures and electrical inefficiencies were noticed with the pumps that needed to be replaced. It is anticipated that the Village will reduce operating costs through reduced electricity, maintenance costs, staff hours, etc. by upgrading the pumps to newer, more reliable, and efficient pumps.

Note: To ensure the lowest possible price and to standardize the types of pumps, accessories, and repair services utilized within our utility processes, the Village issued an Invitation to Bid (ITB) and awarded contracts to three (3) qualified vendors - PSI Technologies, Inc. (WILO), Hudson Pump & Equipment (Barnes), and Wastewater Solutions, LLC (Boesch) on June 9, 2022. This selection by the Village of Palm Springs was completed through a competitive selection process – Submersible Wastewater Pumps, Accessories, and Service (ITB No. 2022B-010 - March 31, 2022).

The Village agreed to the three (3) vendors' terms, conditions, and pricing. The term of each contract is set to expire on June 9, 2025, with a renewal option to extend two (2) additional one (1) year terms.

The approved FY 2024 Budget - Water & Sewer Fund included $140,000.00 for the purchase of replacement backwash pumps and $200,000.00 for the purchase of high-service pumps.

The proposed quotes were prepared by PSI Technologies and reviewed by the Utilities Superintendent, Utilities Director, Assistant Utilities Director, and Finance Director.

The Village has worked with the proposed vendors previously, and they have provided excellent service and quality products.

Fiscal Impact: Funds to support the proposed purchase are available within the FY 2024 Budget - Water & Sewer Enterprise Fund. The Village will not expend more than the amount within the approved budget as it may be adopted/amended each year for these goods and services over the term of this contract.

13. **Sodium Hypochlorite Contract - Piggyback - Utilities Department (FY 2024 Budget Funded - Water & Sewer Enterprise Fund) - Allied Universal Corporation:** Approve a piggyback agreement with Allied Universal Corporation for a Sodium Hypochlorite Contract - Piggyback
- Utilities Department (FY 2024 Budget Funded - Water & Sewer Enterprise

Fund) - Allied Universal Corporation.
Staff: Paul Ward, Assistant Director of Utilities

SUMMARY: The Utilities Department, throughout the year, purchased Sodium Hypochlorite, which is a critical chemical component in the water treatment process and works in conjunction with ammonia to create chloramine used as a disinfectant. The Village utilizes chloramine as a long- lasting disinfectant that aids in ensuring that we maintain compliance with Health Department standards and provide high-quality water for our customers. The Village currently uses Allied Universal Corporation to assist with this type of chemical, and the previously piggybacked contract (from Charlotte County) expired on September 30, 2023.

To ensure the lowest possible price, staff recommended the Village piggyback Charlotte County's current contract and awarded Allied Universal Corporation. This selection by Charlotte County was completed through a competitive selection process - Water and Wastewater Chemicals (ITB #2023000617 - August 16, 2023).

If approved, the Village would accept Allied Universal Corporation's pricing by piggybacking Charlotte County's contract, including all terms, conditions, and pricing therein. The term of the proposed Agreement would expire on September 30, 2024, and may be renewed for two (2) additional one (1) year periods. The Village will not expend more than the amount in the approved budget as it may be adopted/amended yearly for these goods and services over the contract term.

The Village's Purchasing Code, Section 58-9, Accessing Contracts of Other Government Agencies, provides that the Village may award a contract by piggybacking or accessing the goods or services from any State of Florida contract; agreements of any Florida political 38 subdivision; or from any other governmental entity (other than the Federal government); provided that the same or substantially similar goods and/or services were competitively solicited.

The Village Attorney prepared and reviewed the proposed Agreement with the Utilities Director, Assistant Utilities Director, and Finance Director.

The Village has worked with the proposed vendor and has received excellent service and a quality product.

Fiscal Impact: Funding to support purchases under this proposed agreement is available within the FY 2024 Budget - Water & Sewer Enterprise Fund. The Village will not expend more than the amount in the approved Budget as it may be adopted/amended each year for those goods and services over the term of this contract.

- Authorize Emergency Repair - Springdale Lift Station - Utilities Department (FY 2024 Budget Water & Sewer Enterprise Fund): Motion to authorize

payment to Hinterland Group in the amount of $36,182.66 for the emergency repair of Springdale Lift Station.
Staff: Paul Ward, Assistant Director of Utilities

SUMMARY: The Utilities Department needs to perform emergency repair services on piping within the Springdale Lift Station. In September 2023, the Utilities staff noticed cracked piping during the installation of new submersible pumps. After a thorough investigation of the station, the 6-inch discharge piping had multiple cracks that were preventing the station from running efficiently.

To mitigate the risk to public safety and prevent any further issues from developing at the Springdale Lift Station, immediate repair to all of the discharge piping is needed. Due to the depth of the wet well and the special equipment needed to enter the wet well, Village staff were unable to repair it without the use of a contractor. The Utilities Department will be utilizing Hinterland Group, Inc. to complete the needed repairs at a cost of $36,182.66. The repair will be made using the existing and approved piggyback contract from Indian River County authorized during the August 2023 Village Council meeting. This emergency repair cost includes all required labor, materials, and temporary bypass to complete the repair.

This repair was not included in the approved FY 2024 Budget approved by the Village Council. A budget amendment or transfer of the Water & Sewer Fund may be necessary to cover the $36,182.66 at a later date.

The Village's Purchasing Code, Section 58-9, Accessing Contracts of Other Government Agencies, provides that the Village may award a contract by piggybacking or accessing the goods and/or services from any State of Florida contract; contracts of any Florida political 38 subdivision; or from any other governmental entity (other than the Federal government); provided that the same or substantially similar goods and/or services were competitively solicited.

The proposed quote was prepared by Hinterland Group, Inc. and reviewed by the Utilities Director, Assistant Utilities Director, and Finance Director.

The Village has worked with the proposed vendor for emergency repairs and has received excellent service.

Fiscal Impact: Funds to support this proposed equipment purchase are available within the FY 2024 Budget - Water & Sewer Enterprise Fund.

End of Consent Agenda....

Vice-Mayor Brinkman offered the public an opportunity to speak on Consent agenda items. There were no comments from the public.

Mayor Pro Tem Waller made a motion to approve the Consent Agenda. Council

Member Ready seconded the motion. The said motion carried 3-0.

PRESENTATIONS

- **Palm Beach Transportation Planning Agency (TPA) - Vision 2050 Long Range Transportation Plan:** Presentation by Mr. Brian Ruscher, Deputy Director of Multimodal for Palm Beach TPA 2050 Long Range Transportation Plan.

Staff: Kimberly Glas-Castro, Assistant Village Manager

SUMMARY: Mr. Brian Ruscher, Deputy Director of Multimodal for the Palm Beach TPA, will make a brief presentation on the community engagement planned for the 2050 Long Range Transportation Plan.

Mr. Brian Rusher did a presentation for the Council about the Vision 2050 Long Range Transportation Plan. He talked about the staffing levels for the advisory and governing boards. Vice-Mayor Brinkman is on the governing board. The Transportation Planning Agency (TPA) has sixteen staff members. He discussed the visioning session that is planned by the TPA to accommodate an expanding population.

The population is projected to increase exponentially before 2050. TPA wants to develop safe and viable transportation in Palm Beach County. The agency reviews the most dangerous roadways and investigates ways of improvement for a region that is growing substantially. Mr. Rusher went over the timeline for the different phases of the project. He announced that the TPA is having a workshop that is open to the public for input on Tuesday, October 17, 2023, at 4 p.m., to discuss roadways and the planning visions of anything regarding the roadway if it does not belong to the Village. Attempting to build. He discussed some of the options and a series of workshops. There is one on Tuesday October 17th from 4 p.m. - 6 p.m. The workshop is open, you do not have to attend the entire time. You can come at any time.

Council Member Ready wanted to know about any projects that were coming that may impact on the Village. Mr. Rusher discussed the Lake Worth Road project.

Fiscal Impact: There is no direct fiscal impact on the Village.

14. **Proclamation Recognizing Florida City Government Week - October 16 - 22, 2023**

Staff: Kimberly Wynn, Village Clerk

Vice-Mayor Brinkman read the Florida City Government Week proclamation onto the record and presented it to Ms. Maliska. Ms. Maliska gave comments. She discussed the plan to have the students do a tour of Village Hall for the second year. The students were impressed with the Police and Utility Department.

PUBLIC COMMENT

Vice- Mayor Brinkman opened the meeting to public comments.

1. **Alberto Jordat 217 Talia Circle** - Mr. Jordat welcomed the new Parks and Recreation Director, Juan Ruiz. He discussed going to the Parks and Recreation Advisory board meeting the previous night. Mr. Jordat congratulated Mrs. Kim Schmitz on her appointment as Council Member for District #1. He also appreciated the Resident Leadership Academy (RLA). Mr. Jordat talked about representation on the Council of the Spanish community. He discussed that more advertisements targeted towards the Spanish community were needed.

REGULAR AGENDA

17. **Appointment of Council Member to District #1:** Motion to consider the appointment of Mrs. Kimberly Schmitz as Council Member for District #1 to serve an unexpired term ending March 2025. Mrs. Schmitz will be sworn in following the Village Council Regular Meeting if approved.
    Staff: Kimberly Wynn, Village Clerk

    SUMMARY: Due to the resignation of Council Member Douglas Gunther on August 17, 2023, a vacancy exists for the District #1 Council seat. The Village Charter in Section 3.07 provides that a vacancy shall be filled by a majority vote of the Council until the next election.

    Section 3.07(d) Filling of vacancies. A vacancy on the council shall be filled by a majority vote of the remaining members of the council for the period of time until the next election, when a council member shall be elected for the remainder of the term vacated. If there are more than six months remaining in the unexpired term and a majority of the remaining council members cannot reach a decision within 60 days after a vacancy occurs, then the vacancy shall be filled at a special election.

    Mrs. Kimberly Schmitz submitted a letter of interest on September 5, 2023, requesting to be considered for appointment to the District #1 Council seat to serve until the next Municipal Election in March 2025. In March 2025, the District #1 Council Seat will be up for election.

    The Village Manager, Mr. Bornstein, introduced this item. He read a letter from Mayor Smith into the record that expressed her support of Mrs. Schmitz appointment. Mayor Pro Tem Waller and Council Member Ready supported the appointment of Mrs. Schmitz. Vice-Mayor Brinkman discussed Mrs. Schmitz's strong ties to the community.

    Mayor Pro Tem Waller made a motion to approve the appointment of Kim Schmitz as Council Member (District #1). Council Member Ready seconded the motion.

The said motion carried 3-0.

18. **Swearing In Ceremony for Mrs. Kimberly Schmitz:** If approved by the Village Council, Mrs. Kimberly Schmitz will be sworn-in to serve as Council Member for District #1 until March 2025.
    Staff: Kimberly Wynn, Village Clerk

    The Village Clerk, Ms. Wynn, swore in the newly appointed Council Member, Kim Schmitz**.**

PUBLIC HEARINGS
None

ACTIONS AND REPORTS
None

VILLAGE MANAGER COMMENTS
Village Manager Bornstein congratulated Council Member Schmitz and expressed his excitement for the staff. He thanked the Village Clerk for her work with the RLA. He announced a series of workshops and meetings.

VILLAGE COUNCIL COMMENTS
The Council collectively welcomed Council member Schmitz. They told her about the many resources available that could benefit her as an elected official.

ADJOURNMENT
Hearing no further business, Vice-Mayor Brinkman adjourned the meeting at 7:10 p.m.

The undersigned is the Village Clerk of Palm Springs, Florida, and the information provided herein is the Minutes of the Regular Council Meeting held on **October 12, 2023**. Which minutes were formally approved and adopted by the Village Council on **November 9, 2023.**

Kimberly M. Wynn
Kimberly M. Wynn, Village Clerk

NEXT REGULAR MEETING:
THURSDAY, NOVEMBER 9, 2023 AT 6:30 P.M.