

REVISED

1:34 pm, Dec 07, 2017

TENTATIVE:
SUBJECT TO
REVISION



TOWN OF PALM BEACH

Town Manager's Office
TOWN COUNCIL MEETING

**TOWN HALL
COUNCIL CHAMBERS-SECOND FLOOR
360 SOUTH COUNTY ROAD**

AGENDA

DECEMBER 12, 2017

9:30 AM

Town Council Meeting

Welcome!

For information regarding this agenda and the procedures for public participation at Town Council Meetings, please refer to the end of this agenda.

I. CALL TO ORDER AND ROLL CALL

Mayor Gail L. Coniglio
Richard M. Kleid, President
Danielle H. Moore, President Pro Tem
Julie Araskog
Bobbie Lindsay
Margaret A. Zeidman

II. INVOCATION AND PLEDGE OF ALLEGIANCE

III. APPROVAL OF AGENDA

IV. RECOGNITIONS

- A. Recognition in Remembrance of Lee David Goldstein for his service on the Shore Protection Board from December 2008 to October 2017.**

H. Paul Brazil, P.E., Director of Public Works

- B. Recognition of Gerald Frank for his service on the Shore Protection Board from December 2008 to November 2017.

H. Paul Brazil, P.E., Director of Public Works

V. PRESENTATIONS

- A. Royal Poinciana Playhouse Update.
Alex Patterson, UpMarkets
- B. Presentation by Applicants for the Shore Protection Board.
- C. Presentation by Applicants for the Investment Advisory Committee.

VI. COMMENTS OF MAYOR GAIL L. CONIGLIO

VII. COMMENTS OF TOWN COUNCIL MEMBERS AND TOWN MANAGER

VIII. COMMUNICATIONS FROM CITIZENS - 3 MINUTE LIMIT PLEASE

IX. APPROVAL OF CONSENT AGENDA (SEE NOTE 5)

A. MINUTES

- 1. TOWN COUNCIL MEETING MINUTES:
Kathleen Dominguez, Town Clerk
 - a. November 14, 2017, Town Council Meeting Minutes
 - b. November 15, 2017, Development Review Town Council Meeting Minutes
- 2. Approval of major matters considered by the Architectural Commission at its meeting of November 29, 2017.
John S. Page, Director of Planning, Zoning and Building

B. RESOLUTIONS

- 1. RESOLUTION NO. 212-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing the Execution of the First Amendment to the Homeless Resource Center Interlocal Agreement with Palm Beach County, Florida.
Kirk W. Blouin, Director of Public Safety
- 2. RESOLUTION NO. 213-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Awarding Bid No. 2018-01 and Approving a Construction Contract to Murray Logan, for the D-14 Pump Station Florida Power & Light Service Improvements, in the Amount of \$76,680 and Establishing a Construction Phase Budget of \$115,000.
H. Paul Brazil, P.E., Director of Public Works
- 3. RESOLUTION NO. 214-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a

Purchase Order to Isuzu Truck of Ocala for the Purchase of Three (3) Isuzu Cab and Chassis with 6 Yard Packer Bodies in the Total Amount of \$281,429 on Florida Sheriff's Association Contract 17-Veh15.0, Specification 7, and Establishing an Overall Budget of \$290,000.

H. Paul Brazil, P.E., Director of Public Works

4. RESOLUTION NO. 215-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Contract Extension to Advanced Disposal Services Solid Waste Southeast, Inc., for Bid No. 2014-05 Compacted Garbage Collection, in the Annual Amount of \$243,074.29 and Establishing a Budget of \$248,000.

H. Paul Brazil, P.E., Director of Public Works

5. RESOLUTION NO. 216-2017 A Resolution of the Town Council of the Town Of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order for Design and Bid Phase Engineering Services to Kimley-Horn and Associates, Inc., in an Amount of \$73,100 for the G-9 and E-3 Wastewater Pump Station Improvements, and Establishing a Design and Bid Phase Budget of \$82,000.

H. Paul Brazil, P.E., Director of Public Works

6. RESOLUTION NO. 217-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order for Design and Bid Phase Engineering Services to Kimley-Horn and Associates, Inc., in an Amount of \$107,626 for the A-4, and A-5 Wastewater Pump Station Improvements, and Establishing a Design and Bid Phase Budget of \$119,000.

H. Paul Brazil, P.E., Director of Public Works

7. RESOLUTION NO. 218-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order to Futch's Tractor Depot for the Purchase of One (1) Kubota Tractor Loader in the Total Amount of \$64,129.80 on Florida Sheriff's Association Contract 17-Veh15.0, Specification 22, and Establishing an Overall Budget of \$67,000.

H. Paul Brazil, P.E., Director of Public Works

8. RESOLUTION NO. 219-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Providing for the Relocation of the Historic or Specimen Tree From the Property at 446 North Lake Way Within the Town of Palm Beach; Designation of the Historic or Specimen Tree to Bradley Park Within the Town of Palm Beach; Providing for the Recording of Said Removal and Designation; and Providing That a Copy of This Resolution be Recorded in the Public Records of Palm Beach County, Florida.

H. Paul Brazil, P.E., Director of Public Works

9. RESOLUTION NO. 220-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order for Design and Bid Phase Engineering Services to Chen, Moore, and Associates, Inc., in an Amount of \$116,840 for the

D-16, and D-18 Stormwater Pump Station Improvements, and Establishing a Design and Bid Phase Budget of \$125,000.

H. Paul Brazil, P.E., Director of Public Works

10. **RESOLUTION NO. 222-2017** A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order for Design and Bid Phase Engineering Services to Chen, Moore, and Associates, Inc., in an Amount of \$187,830 for the Worth Avenue 400 Block Drainage Improvements, and Establishing a Design and Bid Phase Budget of \$199,000.

H. Paul Brazil, P.E., Director of Public Works

C. OTHER

1. Request to Consider Ordinance No. 30-2017 Prior to 5:00 p.m. at a Public Hearing.
2. Approval for Use of Par 3 Golf Course Clubhouse Maintenance and Improvement Reserves, for Two Proposed Projects, in an Amount Not to Exceed \$10,750.00.

John S. Page, Director of Planning, Zoning & Building

Beth Zickar, Director of Recreation

X. BOARD/COMMISSION ANNUAL REPORT

- A. Shore Protection Board Annual Report.

Llwyd Ecclestone, Chair

XI. COMMITTEE REPORTS

- A. Report of the Administrative and Personnel Committee Meeting Held on November 6, 8 and 9, 2017.

TIME CERTAIN: 4:00 PM

Richard M. Kleid, Chair

- B. Report of the Public Works Committee Meeting Held on November 20, 2017.

Margaret A. Zeidman, Chair

XII. REGULAR AGENDA

A. Old Business

1. Town Council will adjourn for a Special Holiday Luncheon

TIME CERTAIN: 12:15 PM

Richard M. Kleid, Council President

2. Palm House Receiver's Third Request for Extension of Abatement Period for Conditional Abatement of Daily Non-Completion Fee for the Palm House Project.

Cary Glickstein, Court Appointed Receiver

3. Coastal Update:

- a. Shore Line Condition Update
H. Paul Brazil, P.E., Director of Public Works
- 4. Town-wide Undergrounding Project:
Steven N. Stern, Underground Utilities Project Manager
 - a. Review of Project & Dashboard, Summary of Project Status.
 - b. Peer Review of Master Plan, Final Report Delivery.
Anthony Hanson, Principal Engineer, Patterson & Dewar Engineers Inc.

TIME CERTAIN: 2:30 PM

- i. Staff and Consultant Comments
- ii. Underground Utilities Task Force Questions and Comments
- iii. Mayor and Town Council Questions and Comments

B. New Business

- 1. Adoption of the 2018 Town Council Meeting Schedule.
Thomas G. Bradford, Town Manager
- 2. Appointment of Town Manager Thomas G. Bradford Pursuant to Section 4.02(b) of the Town Charter from December 13, 2017 through December 11, 2018.
Thomas G. Bradford, Town Manager
- 3. Staff Request to Reconsider the Extension of Off-Site Supplemental Shared Parking Provisions in the Code of Ordinances as Adopted in Ordinance No. 25-2015
John S. Page, Director of Planning, Zoning and Building
- 4. Appointment to the Investment Advisory Committee.
Jane Struder, Director of Finance
- 5. Appointments to the Shore Protection Board
H. Paul Brazil, Director of Public Works

C. Matters Pulled From Consent Agenda: If needed

XIII. ORDINANCES

A. Second Reading

- 1. ORDINANCE NO. 31-2017 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County Florida, Amending Chapter 14, Aviation, at Article II. Aircraft, so as to Rescind in its Entirety Section 14-35 Thereof, Relating to Drones; Model Aircraft in its Entirety; Providing for a New Section 14-35 Relating to Drones; Model Aircraft, so as to Provide a Definition of "Drones/Model Aircraft" and

so as to Provide that Drones/Model Aircraft Operated in the Town Shall Comply with all Rules and Regulations of the Federal Aviation Administration (FAA) Relating to the Operation and Registration of Same, as well as all Rules and Regulations of the State of Florida Relating to said Operation.

Jay Boodheshwar, Deputy Town Manager

2. ORDINANCE NO. 32-2017 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending the Town Code of Ordinances at Chapter 46, Fire Prevention and Protection, Amending Article III, "Fire Prevention", in Accordance with Florida State Statute 633.202 and 633.208 the "Florida Fire Prevention Code" Adopted by the State of Florida Fire Marshal in Chapter 69a-60 of the Florida Administrative Code with Local Amendments, National Fire Protection Association Fire Code - N.F.P.A. 1, Florida 2015 Edition, and National Fire Protection Association Life Safety Code - N.F.P.A. 101, Florida 2015 Edition; Providing for Severability; Repealing All Ordinances or Parts of Ordinances in Conflict Herewith; Providing for Codification; and Providing for an Effective Date.

Kirk W. Blouin, Director of Public Safety

B. First Reading

1. ORDINANCE NO. 34-2017 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending Chapter 82 of the Town Code of Ordinances Relating to Personnel, at Article II, Employee Benefits, Division 2, Retirement System; Amending Subdivision I, In General, By Amending Section 82-67, United States Internal Revenue Code Qualification; Providing for Severability; Providing for Repeal of Ordinances in Conflict; Providing for Codification; Providing an Effective Date.

Thomas G. Bradford, Town Manager

XIV. ANY OTHER MATTERS

XV. ADJOURNMENT

PLEASE TAKE NOTE:

Note 1: Please submit written comments/materials to publiccomment@townofpalmbeach.com or in person to the Town Clerk's Office, located at Town Hall, 360 South County Road. No written materials received after 3:30 p.m. on the Thursday immediately prior to a monthly Town Council meeting will be included in the back-up binders distributed to the Mayor and Town Council in preparation for that meeting. Written materials received after 3:30 p.m. on Thursday will be separately distributed to the Mayor and Town Council; however, depending upon the length of the materials, the time of submittal, and other circumstances, the Mayor and Town Council may not be able to read and consider such late submittals prior to acting upon the policy matter(s) which they address.

Note 2: The progress of this meeting may be monitored by visiting the Town's

website (townofpalmbeach.com) and clicking on "Meeting Audio" in the left column. If you have questions regarding that feature, please contact the Office of Information Systems (561) 227-6315. The audio recording of the meeting will appear within 24 hours after the conclusion of the meeting.

Note 3: If a person decides to appeal any decision made by this Council with respect to any matter considered at this meeting or hearing, he/she will need a record of the proceedings. For such purpose, he/she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Note 4: Disabled persons who need an accommodation in order to participate in the Town Council Meeting are requested to contact the Town Manager's Office at 838-5410 or through the Florida Relay Service by dialing 1-800-955-8770 for voice callers or 1-800-955-8771 for TDD callers, at least two (2) working days before this meeting.

Note 5: Items listed on the Consent Agenda will be approved by one motion of the Town Council, unless the Mayor or an individual Council Member requests that any item(s) be moved to the Regular Agenda and individually considered.

Note 6: All back-up material for the items listed on the agenda are posted to the Town's website and emailed to all Stay Informed subscribers on the Friday before the Town Council meeting. To access the back-up materials and/or subscribe to the Stay Informed list, please visit the Town's website (townofpalmbeach.com).

PROCEDURES FOR PUBLIC PARTICIPATION

Citizens desiring to address the Town Council should proceed toward the public microphones when the applicable agenda item is being considered to enable the Town Council President to acknowledge you.

PUBLIC HEARINGS: Any citizen is entitled to be heard on an official agenda item under the section entitled "Public Hearings," subject to the three minute limitation.

COMMUNICATIONS FROM CITIZENS: Any citizen is entitled to be heard concerning any matter under the section entitled "Communications from Citizens," subject to the three minute limitation. The public also has the opportunity to speak to any item listed on the agenda, including the consent agenda, at the time the agenda item comes up for discussion.

OTHER AGENDA ITEMS: Any citizen is entitled to be heard on any official agenda item when the Town Council calls for public comments, subject to the three minute limitation.

Town Council Meetings are public business meetings and, as such, the Town Council retains the right to limit discussion on any issue.

Main Town Calendar

Town Council Meeting-Regular Business

December 12, 9:30 AM - 5:00 PM

[More Details](#)

Town Council Meeting-Development Review

December 13, 9:30 AM - 5:00 PM @ Council Chambers

[More Details](#)

Architectural Commission (ARCOM) Meeting

December 15, 9:00 AM - 5:00 PM @ Council Chambers

[More Details](#)

Planning and Zoning Commission Meeting

December 19, 9:30 AM - 5:00 PM @ Council Chambers

[More Details](#)

Landmarks Preservation Commission (LPC) Meeting

December 20, 9:30 AM - 5:00 PM @ Council Chambers

[More Details](#)

Code Enforcement Board Meeting

December 21, 2:00 PM - 5:00 PM @ Council Chambers

[More Details](#)

Christmas Holiday-Town Hall Offices Closed

December 25 - December 26

[More Details](#)

New Year's Eve (Observed) Town Hall Closed

January 1, 8:30 AM

[More Details](#)

New Year's Day (Observed) Town Hall Closed

January 2, 8:30 AM

[More Details](#)

Recreation Advisory Commission Meeting

January 3, 9:00 AM @ Council Chambers

[More Details](#)

A Cup of Joe with Bo - Undergrounding Phase 1 - South

January 5, 8:00 AM @ South Fire Rescue Station, 2185 S. Ocean Blvd.

Join Bo Huggins, Project Superintendent, and the undergrounding project construction team for coffee, donuts and conversation. Ask questions and stay informed as the project moves forward.

[More Details](#)

Underground Utilities Task Force Meeting

January 5, 9:00 AM @ Council Chambers

[More Details](#)

Town Council Meeting-Regular Business

January 9, 9:30 AM @ Council Chambers

[More Details](#)

Town Caucus

January 9, 7:00 PM @ Council Chambers

[More Details](#)

Town Council Meeting-Development Review Matters

January 10, 9:30 AM @ Council Chambers

[More Details](#)
