



SUMMARY OF ACTIONS TAKEN AT THE JANUARY 11, 2022  
TOWN COUNCIL MEETING

I. CALL TO ORDER AND ROLL CALL

II. INVOCATION AND PLEDGE OF ALLEGIANCE

III. MODIFICATIONS TO THE AGENDA

**ACTION: ITEM NO. IX.B.2. RESOLUTION NO. 001-2022 pulled from Consent Agenda and heard immediately after ORDINANCE NO. 28-2021**

**ITEM NO. IX.C.1. RESOLUTION NO. 015-2022 HAS BEEN AMENDED TO READ:**

**A Resolution of The Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving an Agreement With The Palm Beach First Responder's Foundation, Inc. to Establish A Retirement Plan for The Town of Palm Beach Police Department and Fire Department Employees that will be Funded and Maintained by the Foundation; Approving the Terms of the Retirement Plan; Authorizing the Mayor to Execute the Agreement on Behalf of the Town Council; Providing For Severability; Providing For Full Force And Effectiveness; Providing For Repeal Of Conflicting Resolutions; And Providing an Effective Date.**

IV. APPROVAL OF AGENDA

**ACTION: APPROVED AGENDA, AS AMENDED**

V. BOARD AND COMMISSIONS PRESENTATIONS AND APPOINTMENTS

A. Presentations By the Applicants and Appointments to the Shore Protection Board  
*Pat Gayle-Gordon, Acting Town Clerk*

**ACTION: APPROVED THE APPOINTMENTS OF WARREN BELMAR, PETER MATWICZYK, RONALD MATZNER AND DOUG ROGERS TO THE SHORE PROTECTION BOARD**

VI. COMMENTS OF MAYOR DANIELLE H. MOORE

VII. COMMENTS OF TOWN COUNCIL MEMBERS

VIII. COMMUNICATIONS FROM CITIZENS - 3 MINUTE LIMIT PLEASE

IX. APPROVAL OF CONSENT AGENDA (SEE NOTE 5)

**ACTION: APPROVED, AS AMENDED**

A. MINUTES

1. Town Council Meeting Minutes  
*Pat Gayle-Gordon, Acting Town Clerk*  
  
December 7, 2021, Special Town Council Meeting  
December 10, 2021, Special Town Council Meeting  
December 14, 2021, Town Council Meeting  
December 15, 2021, Town Council Development Review Meeting
2. Approval of Major Matters Considered by the Architectural Review Commission at its Meeting of December 17, 2021.  
*Wayne Bergman, Director of Planning, Zoning and Building*

B. RESOLUTIONS

1. RESOLUTION NO. 161-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Change Order to Hedrick Brothers Construction Company Inc. for Modular Building Systems to House North Fire Staff during Rehabilitation of the Station as part of Pre-construction Services in the Amount of \$534,449 for a total Purchase Order of \$1,393,208.  
*Dean Mealy, Purchasing Manager*
2. RESOLUTION NO. 001-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending the Department of Public Works Engineering Division Standard Applicable to Public Rights of Way and Easements, by Changing the Title and Amending Chapter XII, Miscellaneous Provisions, Construction Parking.  
*Wayne Bergman, Director of Planning, Zoning and Building*  
***Pulled and Heard immediately after Ordinance No. 28-2021***
3. RESOLUTION NO. 002-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of ITB No. 2022-08, A-7 Pump Station Improvement to TLC Diversified, Inc. in the Amount of \$333,000 and Establishing a Project Budget of \$383,000.  
*Dean Mealy, Purchasing Manager*
4. RESOLUTION NO. 003-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of RFQ No. 2022-05, Prequalification of General Utility Project Vendors to

the Following Four Firms: D.S. Eakins Construction Corporation, Johnson-Davis Inc., TLC Diversified Inc. and Hinterland Group, Inc.  
*Dean Mealy, Purchasing Manager*

5. RESOLUTION NO. 004-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of RFQ No. 2022-06, Prequalification of General Utility Project Vendors to the following four Firms: Murray Logan Construction, LLC, TLC Diversified, Inc., Kiewit Infrastructure South Co., and Hinterland Group, Inc.

*Dean Mealy, Purchasing Manager*

6. RESOLUTION NO. 005-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Piggyback Contract to Convergent Technologies for Public Safety Camera System in the Amount of \$200,000.

*Dean Mealy, Purchasing Manager*

C. OTHER

1. Updated Request from the Palm Beach Navy SEAL Evening of Tribute  
*Jay Boodheshwar, Deputy Town Manager*
2. Annual Report from Palm Beach Island Cats  
*David Levitt, Palm Beach Island Cats*

X. BOARD/COMMISSION ANNUAL REPORT

- A. Annual Report of the Recreation Advisory Commission  
*Nicholas Coniglio, Chair*

**ACTION: ACCEPTED REPORT**

XI. COMMITTEE REPORTS

- A. Report of the Business and Administrative Committee Meeting Held on December 8, 2021

*Lew Crampton, Chair*

**ACTION: ACCEPTED REPORT**

1. Proposed Conversion of Twelve (12) 2-Hour Parking Spaces on the 200/300 Block of Worth Avenue to 30-Minute Parking Spaces

*Jay Boodheshwar, Deputy Town Manager*

**ACTION: APPROVED**

XII. REGULAR AGENDA

- A. Matters Pulled From Consent Agenda: If needed
- B. Old Business
  - 1. COVID-19 Situation Update  
*Kirk W. Blouin, Town Manager*
    - a. COVID-19 Monthly Report  
*Darrel Donatto, Fire Rescue Chief*  
**ACTION: NONE**
    - b. RESOLUTION NO. 010-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Concurring with the Request of the Town's Chief of Police, to Extend the Chief's Declaration of the Existence of a State of Emergency within the Corporate Limits of the Town to February 8, 2022, Unless Earlier Terminated by the Chief of Police, at which time the Town Council will Address the Need for any Extension of the Declaration of Emergency; Providing for an Effective Date.  
**ACTION: APPROVED**
  - 2. Town-wide Undergrounding Project  
*H. Paul Brazil, P.E., Director of Public Works*
    - a. Review of Project and Dashboard, Summary of Project Status  
**ACTION: NONE**
    - b. RESOLUTION NO. 006-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing Modification No. 1 to State Grant of Florida Division of Emergency Management Contract No. H0374, Between the State of Florida Division of Emergency Management and the Town of Palm Beach Under the FEMA Disaster Declaration No. 4337 for Hurricane Irma, Specifically Reimbursement for Utility Protection Measures Within the Town Utility Undergrounding Project in the Modified Amount of \$8,062,242.74, Authorizing the Town Manager to Execute Same on Behalf of the Town, and Authorizing the Town Manager to Execute Future Modifications on Behalf of the Town.  
**ACTION: APPROVED**
  - 3. Update from John Potts Regarding the Work of the City of West Palm Beach's Panel of Water Quality Experts  
**TIME CERTAIN: 3:00 PM**  
*H. Paul Brazil, P.E., Director of Public Works*  
**ACTION: NONE**

4. North Fire Station Renovation Update  
*H. Paul Brazil, P.E., Director of Public Works*

**ACTION: NONE**

5. Discussion Regarding Meeting Options for the Retirement Board of Trustees

*Margaret A. Zeidman, Town Council President*

**ACTION: CONSENSUS FOR THE QUORUM AND MEMBERS PARTICIPATING REMOTELY TO HAVE VOTING PRIVILEGES. REQUESTED THE MAYOR TO APPROACH THE PALM BEACH LEAGUE OF CITIES ABOUT ADVOCATING FOR A CHANGE IN STATE STATUTES ALLOWING FOR REMOTE VIRTUAL PARTICIPATION OF GOVERNMENT BODIES AND TO DRAFT A LETTER TO GOVERNOR DESANTIS REGARDING SAME.**

C. New Business

1. Proposed New Benefit for Public Safety Personnel Provided by the Palm Beach Police and Fire Foundation

RESOLUTION NO. 015-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving an Agreement with the Palm Beach First Responder's Foundation, Inc. to Establish a Retirement Plan for The Town of Palm Beach Police Department and Fire Department Employees that will be Funded and Maintained by the Foundation; Approving the Terms of the Retirement Plan; Authorizing the Mayor to Execute the Agreement on Behalf of the Town Council; Providing for Severability; Providing for Full Force and Effectiveness; Providing for Repeal of Conflicting Resolutions; and Providing an Effective Date.

TIME CERTAIN: 11:00 AM

*Kirk W. Blouin, Town Manager*

**ACTION: APPROVED**

2. Florida Power and Light's (FPL) Request for Waiver of Construction Limitations in the Right-of Way Between December 1, 2021 and May 1, 2022

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

**ACTION: APPROVED**

3. Request from Contractor to Restart Work at 1191 North Lake Way  
*H. Paul Brazil, P.E., Director of Public Works*

**ACTION: APPROVED**

4. Discussion Regarding Additional Modifications to Construction and Landscaping Hours During the Holiday Season

*Bobbie Lindsay, Council President Pro Tem*

**ACTION: DIRECTED STAFF TO RESEARCH ADDING THE DATES NEAR THE THANKSGIVING AND CHRISTMAS HOLIDAYS TO THE EXISTING NO CONSTRUCTION OR LANDSCAPING LIST.**

5. Discussion Regarding Potential Resolution Requesting that the State of Florida Allow Non-Agricultural Communities to Enact Local Policies to Regulate Chemical Applications

*Bobbie Lindsay, Council President Pro Tem*

**ACTION: DIRECTED STAFF TO WORK WITH LISA INTERLANDI, EVERGLADES CENTER, TO DRAFT A RESOLUTION TO BE SENT TO THE GOVERNOR.**

### XIII. ORDINANCES

#### A. Second Reading

1. Proposed Ordinance to Amend Chapter 18 of the Town Code and the Public Works Right of Way Manual to Include Certain Construction Site Violations as “Strikes” Under the “Three Strike Program”

ORDINANCE NO. 28-2021 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending Chapter 18, Buildings and Building Regulations, by Creating Article VII. - Construction Site Management, and by Adding Sections 18-309 and 18-310; Providing for Severability; Providing for the Repeal of Ordinances in Conflict; Providing for Codification; and Providing an Effective Date.

*Wayne Bergman, Director of Planning, Zoning and Building*

**ACTION: ADOPTED**

RESOLUTION NO. 001-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending the Department of Public Works Engineering Division Standard Applicable to Public Rights of Way and Easements, by Changing the Title and Amending Chapter XII, Miscellaneous Provisions, Construction Parking.

*Wayne Bergman, Director of Planning, Zoning and Building*

**ACTION: APPROVED**

2. Proposed Ordinance to Amend Chapter 42 of the Town Code, Relative to Lawn Maintenance and Prohibited Acts

ORDINANCE NO. 29-2021 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending Chapter 42 of the Town Code of Ordinances at Article V. Noise at Section 42-197. Specific Acts Prohibited and at Section 42-230. Lawn Maintenance;

Providing for Severability; Providing for Repeal of Ordinances in Conflict Herewith; Providing for Codification; Providing an Effective Date.

*Jay Boodheshwar, Deputy Town Manager*

**ACTION: ADOPTED**

3. Proposed Ordinance to Amend Chapter 74, Article V of the Town Code to Grant Beach Access to Root Trail Residents

ORDINANCE NO. 30-2021 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending Ordinance 21-2021 at Article V. - Beach Access Closure at Section 74-281. - Limited Closure of Access from Wells Road South to Sunset Avenue, to Include a New Subsection 2 Recognizing the Right of Root Trail Property Owners to have Continuous Access to the Beach Access Area located at Root Trail; Providing for Severability; Providing for Repeal of Ordinances in Conflict Herewith; Providing for Codification; Providing an Effective Date.

*John C. Randolph, Town Attorney*

**ACTION: ADOPTED**

XIV. ANY OTHER MATTERS

XV. ADJOURNMENT