

**REVISED**

9:39 am, Mar 10, 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**

**MARCH 14, 2017**

**9:30 AM**

## **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 of Peter I.C. Knowles, II for his service on the Architectural Commission from March 2010 through March 2017  
*John S. Page, Director of Planning, Zoning and Building*
- B.** Recognition of Martin D. Gruss for his service on the Architectural

**V. PRESENTATIONS**

- A.** Presentations by Applicants for the Landmarks Preservation Commission
- B.** Presentations by Applicants for the Architectural Review Commission
- C.** Presentation by Applicants for the Retirement Board of Trustees

**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:  
*Susan A. Owens, MMC, Town Clerk*
  - a. February 14, 2017, Regular Town Council Meeting Minutes
  - b. February 15, 2017, Town Council Development Review Meeting Minutes
2. Approval of Major Matters Considered by the Architectural Commission at its Meeting of February 22, 2017.  
*John S. Page, Planning, Zoning and Building*

**B. RESOLUTIONS**

1. RESOLUTION NO. 26-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing the Town Manager To Apply For and Execute the Grant Application for the Florida Boating Improvement Program for Boating Access Facilities on Behalf of the Town.  
*Beth Zickar, Director of Recreation*
2. RESOLUTION NO. 27-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending the Town's Investment Policy for Surplus Funds; Providing an Effective Date.  
*Jane Struder, Director of Finance*
3. RESOLUTION NO. 28-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Awarding RFP No. 2016-48 to AndCo Consulting for Investment Consulting Services, and Authorizing the Town Manager to Execute an Agreement on Behalf of the Town.

*Jane Struder, Director of Finance*

4. RESOLUTION NO. 29-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Use of the Southeast Florida Purchasing Cooperative Group Contract for Office Supplies to Office Depot, Inc. for an Amount Not to Exceed \$35,000 for the Remainder of the Fiscal Year 2017 Budget.

*Jane Struder, Director of Finance*

5. RESOLUTION NO. 30-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing Ex Post Facto Issuance of a Purchase Order to Dobie Supply LLC in the Amount of \$57,228.00 for the Purchase of Four (4) Variable Message Signs Per RFQ No. 40-2017; And Establishing a Budget of \$60,000

*Kirk W. Blouin, Director of Public Safety*

6. RESOLUTION NO. 32-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order for Design, Bid, and Construction Phase Architectural Services to Bridges, Marsh, and Associates, Inc., in an Amount of \$61,000 for the Town Facilities Roofing Improvements, and Establishing a Design, Bid, and Construction Phase Architectural Services Budget of \$71,000.

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

7. RESOLUTION NO. 35-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving an Extension of the Contract to Supply Unleaded and Diesel Fuel to MacMillan Oil Co. of Florida, Inc.

*Jane Struder, Director of Finance*

8. RESOLUTION NO. 36-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing and Approving the Transfer of \$10,390.55 from the Fiscal Year 2017 Equipment Replacement Fund Contingency to the Equipment Replacement Account so as to Provide the Amount of \$24,517.18 for the Purchase of the South Fire Station Community Meeting Room Audio/Visual Equipment and Establishing a Budget of \$26,968.90.

*Kirk W. Blouin, Director of Public Safety*

## **C. OTHER**

1. Request to Consider Ordinance Nos. 08-2017 and 09-2017 Prior to 5:00 p.m. at a Public Hearing

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

2. Underground Utility Project Dashboard February 2017

*Jane Struder, Director of Finance*

## **X. BOARD/COMMISSION ANNUAL REPORT**

- A.** Annual Report - Landmarks Preservation Commission

*Edward Austin Cooney, Chair*

## **XI. COMMITTEE REPORTS**

- A.** Report of the Ordinances, Rules, & Standards Committee Meeting of February 02, 2017  
*Bobbie Lindsay, Chair*
- B.** Report of the Public Safety Committee Meeting of February 9, 2017  
*Margaret A. Zeidman, Chair*

## **XII. REGULAR AGENDA**

### **A. Old Business**

- 1. Proposed Recreation Center Project  
*Beth Zickar, Director of Recreation*  
**TIME CERTAIN: 11:00 a.m.**
  - a. Recreation Center Business Plan Update
  - b. Consideration of Initiating Property Condition Assessment and Appraisal Reports.
- 2. Town-Wide Underground Utilities Project:  
*H. Paul Brazil, P.E., Director of Public Works*  
**TIME CERTAIN: 12:30 p.m.**
  - a. Ratification of the Selection Committee's Recommendation for RFQ No. 2017-15 Construction Manager at Risk for the Town-Wide Overhead Utility Undergrounding Phase 1-South.
  - b. Ratification of the Selection Committee's Recommendation for RFQ No. 2017-14 Construction Manager at Risk Services for the Town-Wide Overhead Utility Undergrounding Phase 1-North.
  - c. Consideration of Peer Review Engineer's Opinion of Cost.
  - d. Filling of Underground Utilities Task Force Vacancy
  - e. Bridge Financing Update

### **B. New Business**

- 1. Appointments to the Landmarks Preservation Commission  
*John S. Page, Director of Planning, Zoning and Building*
- 2. Appointments to the Architectural Review Commission  
*John S. Page, Director of Planning, Zoning and Building*
- 3. Appointments to the Retirement Board of Trustees  
*William P. Hanes, Pension Administrator*
- 4. RESOLUTION NO. 31-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a

Purchase Order for Design, Bid, and Construction Phase Engineering Services to Mock, Roos and Associates, Inc., in an Amount of \$895,062 for the D-14 Pump Station Improvements, and Establishing a Design, Bid, and Construction Phase Engineering Services Budget of \$935,000.

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

5. Waiver to Town Code 42-198 and 199 for Work During Season by Florida Power and Light at 255 South County Road.

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

6. Coastal Update:

a. Shore Line Condition Update

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

**C. Matters Pulled From Consent Agenda: If needed**

**XIII. ORDINANCES**

**A. Second Reading**

1. ORDINANCE NO. 07-2017 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 82-80, Reserve for Member Contributions; Amending Section 82-134, Retirement Age and Service Conditions for Benefit Group General and Benefit Group Lifeguard; Amending Section 80-135, Amount of Pension for Benefit Group General and Benefit Group Lifeguard; Providing for Severability; Amending Section 82-139, Deferred Retirement Option Program for Members of Benefit Group General and Benefit Group Lifeguard; Providing for Repeal of Ordinances in Conflict; Providing for Codification; Providing an Effective Date.

a. RESOLUTION NO. 37-2017 A Resolution of the Town Council of the Town of Palm Beach, Florida, Revising The Defined Contribution Retirement Plan for Town Employees; Approving Amendments to the ICMA Governmental Profit-Sharing Plan & Trust Adoption Agreement; Providing for Severability; Providing for Full Force and Effectiveness; Providing for Repeal of Conflicting Resolutions; And Providing an Effective Date.

*Jane Struder, Director of Finance*

**B. First Reading**

1. ORDINANCE NO. 11-2017 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending Chapter 42, Environment, of the Town's Code of Ordinances at Article V, Noise, Section 42-197 Specific Acts Prohibited to Include at a New Subparagraph so as to Prohibit the Use of Gasoline Powered Leaf

Blowers on any Properties Within the Town Consisting of Less than One Acre; Providing for Severability; Providing for Codification; Providing an Effective Date.

**TIME CERTAIN: 2:30 p.m.**

*Jay Boodheshwar, Deputy Town Manager*

#### **XIV. ANY OTHER MATTERS**

#### **XV. ADJOURNMENT**

##### **PLEASE TAKE NOTE:**

- Note 1:** 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](http://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](http://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.

# Town of Palm Beach Meeting Schedule

3/8/17

## **Main Town Calendar**

### **Town Council Meeting-Regular Business**

**March 14, 9:30 AM -5:00 PM**

[More Details](#)

### **Town Council Meeting-Development Review**

**March 15, 9:30 AM @ Council Chambers**

[More Details](#)

### **Landmarks Preservation Commission (LPC) Meeting**

**March 16, 9:30 AM @ Council Chambers**

[More Details](#)

### **Code Enforcement Board Meeting**

**March 16, 2:00 PM @ Council Chambers**

[More Details](#)

### **Planning and Zoning Commission Meeting**

**March 21, 9:30 AM**

[More Details](#)

### **Architectural Commission (ARCOM) Meeting**

**March 22, 9:00 AM @ Council Chambers**

[More Details](#)

### **Shore Protection Board Meeting**

**March 23, 9:00 AM**

[More Details](#)

### **Underground Utilities Task Force (UUTF) Meeting**

**April 4, 9:00 AM @ Council Chambers**

[More Details](#)

### **Ordinances, Rules, and Standards Committee Meeting**

**April 6, 9:30 AM @ Council Chambers**

[More Details](#)

### **Town Council Meeting-Development Review**

**April 12, 9:30 AM @ Council Chambers**

[More Details](#)

### **Town Council Meeting-Regular Business**

**April 13, 9:30 AM - 5:00 PM**

[More Details](#)

### **Planning and Zoning Commission Meeting**

**April 18, 9:30 AM**

[More Details](#)

**Landmarks Preservation Commission (LPC) Meeting**

**April 19, 9:30 AM @ Council Chambers**

[More Details](#)

**Budget Planning Meeting and Presentation of the LTFP**

**April 20, 9:00 AM @ Council Chambers**

[More Details](#)

**Code Enforcement Board Meeting**

**April 20, 2:00 PM @ Council Chambers**

[More Details](#)

**Architectural Commission (ARCOM) Meeting**

**April 26, 9:00 AM @ Council Chambers**

[More Details](#)

**Shore Protection Board Meeting**

**April 27, 9:00 AM**

[More Details](#)

**Recreation Advisory Commission Meeting**

**May 1, 9:00 AM**

[More Details](#)

**Underground Utilities Task Force (UUTF) Meeting**

**May 2, 9:00 AM @ Council Chambers**

[More Details](#)

**Ordinances, Rules, and Standards Committee Meeting**

**May 4, 9:30 AM @ Council Chambers**

[More Details](#)

**Town Council Meeting-Regular Business**

**May 9, 9:30 AM - 5:00 PM**

[More Details](#)

**Town Council Meeting-Development Review**

**May 10, 9:30 AM @ Council Chambers**

[More Details](#)