



TOWN OF PALM BEACH

Town Manager's Office
TOWN COUNCIL MEETING

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

AGENDA

MARCH 10, 2020

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

Gail L. Coniglio, Mayor
Danielle H. Moore, President
Margaret A. Zeidman, President Pro Tem
Julie Araskog
Lew Crampton
Bobbie Lindsay

II. INVOCATION AND PLEDGE OF ALLEGIANCE

III. MODIFICATIONS TO THE AGENDA

IV. APPROVAL OF AGENDA

V. PRESENTATIONS

- A.** Rising Water: Not an Emergency, Definitely a Problem
*Jan Peelen, Attache for Infrastructure and Water Management,
Embassy of the Kingdom of the Netherlands*

VI. BOARD AND COMMISSIONS PRESENTATIONS AND APPOINTMENTS

- A.** Presentations by Applicants for the Architectural Commission
Pat Gayle-Gordon, Acting Town Clerk
- B.** Presentations by Applicants for the Landmarks Preservation Commission
Pat Gayle-Gordon, Acting Town Clerk
- C.** Appointments to the Architectural Commission
Pat Gayle-Gordon, Acting Town Clerk
- D.** Appointments to the Landmarks Preservation Commission
Pat Gayle-Gordon, Acting Town Clerk

VII. COMMENTS OF MAYOR GAIL L. CONIGLIO

VIII. COMMENTS OF TOWN COUNCIL MEMBERS

IX. COMMUNICATIONS FROM CITIZENS - 3 MINUTE LIMIT PLEASE

X. APPROVAL OF CONSENT AGENDA (SEE NOTE 5)

A. MINUTES

1. Town Council Meeting Minutes
- a. February 11, 2020, Town Council Meeting Minutes
- b. February 12, 2020, Town Council Development Review Meeting Minutes
Pat Gayle-Gordon, Acting Town Clerk
2. Approval of Major Matters Considered by the Architectural Review Commission at its Meeting of February 26, 2020
Wayne Bergman, Acting Director of Planning, Zoning and Building

B. RESOLUTIONS

1. RESOLUTION NO. 12-2020 A Resolution Of The Town Council Of The Town Of Palm Beach, Palm Beach County, Florida, Approving A Resolution For A Change Order Of \$52,970 Associated With Environmental Services, Inc. For The Continuation Of Historic Site Surveys With An Approximate 700 Additional Homes Included In The Surveys.
Wayne Bergman, Acting Director of Planning, Zoning and Building
2. RESOLUTION NO. 13-2020 A Resolution Of The Town Council Of The Town Of Palm Beach, Palm Beach County, Florida, Approving A Resolution For A Change Order To Address Costs Of \$64,000

Associated With Kimley Horn And Associates For Additional Site Civil Plan Review Assistance.

Wayne Bergman, Acting Director of Planning, Zoning and Building

3. RESOLUTION NO. 14-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Proposal for Australian Watermain Replacement - Engineering Design Services as Prepared by Kimley-Horn and Associates, Inc. in the amount of \$82,292 and a project budget of \$94,300.

Dean Mealy, Purchasing Manager

4. RESOLUTION NO. 15-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Direct Owner Purchase of Pumps, Control Panels and Associated Hardware for the D-16 and D-18 Pump Stations in the amount of \$502,383.00 and Establish a project budget of \$512,383.00.

The Direct Owner Purchase of the materials to rehabilitate the two stations will save the Town \$35,166 in sales tax.

Dean Mealy, Purchasing Manager

C. OTHER

1. Request by the City of West Palm Beach for Town Sponsorship in the Amount of \$12,000 for the City's 4th on Flagler Event.

Kirk W. Blouin, Town Manager

XI. BOARD/COMMISSION ANNUAL REPORT

- A. Annual Report of the Landmarks Preservation Commission.

Edward Cooney, Chair

XII. REGULAR AGENDA

A. Old Business

1. Update on the Overall Status of the Palm House Hotel and the New Buyer's Intentions to Re-Start Construction

Cary Glickstein, Receiver

TIME CERTAIN: 11:00 A.M.

2. Town-wide Undergrounding Project
Steve Stern, Project Manager

a. Review of Project and Dashboard, Summary of Project Status

b. RESOLUTION NO. 16-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing the Town Manager to Execute an Easement and Use Agreement Between the Town of Palm Beach and Florida Power and Light (FPL) at 265 Palmo Way for Access, and Maintenance of FPL Equipment.

3. Town Marina Project:
H. Paul Brazil, P.E., Director of Public Works
TIME CERTAIN: 11:30 A.M.

a. Establish Overall Project Budget

b. RESOLUTION NO. 17-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Selection Committee Recommendation for RFP No. 2019-35, Awarding the Construction of the Town Marina to Murray Logan Construction, Inc., in the Amount of \$32,968,000 and Authorize the Town Manager to Execute the Contracts. Town Staff also Recommends that the Town Council Approve an Overall Contract Budget of \$36,264,800 and a Project Budget of \$37,658,753.

c. RESOLUTION NO. 18-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order to Coston Marine Services, Inc., for Mitigation Work Associated with the Town Marina Project in the Amount of \$119,000 and Approving a Total Task Budget Not-To-Exceed \$137,000.

d. RESOLUTION NO. 19-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving an Installation Agreement with Florida Power and Light for Electrical Upgrades Associated with the Town Marina Project, Including a Customer Contribution in the Amount of \$130,000.

e. RESOLUTION NO. 20-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Maintenance Memorandum of Agreement (MMOA) with Florida Department of Transportation (FDOT) for Improvements Associated with the Town Marina Project, to be Constructed Within the FDOT Right-of-Way.

B. Matters Pulled From Consent Agenda: If needed

XIII. ORDINANCES

A. Second Reading

1. ORDINANCE NO. 05-2020 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Providing for an Amendment to the Town's Budgets Adopted for the Fiscal Year Commencing October 1, 2019, and Providing an Effective Date.
Jane Le Clainche, Director of Finance

B. First Reading

1. ORDINANCE NO. 06-2020 An Ordinance Of The Town Council Of The Town Of Palm Beach, Palm Beach County, Florida, Amending

Chapter 106 Of The Town Code Of Ordinances At Article VII, Special Events On Public Property, At Division 1, Section 106-256, Definitions, So As To Amend The Definition Of Special Event To Include Walk/Run; Further Amending Section 106-283, Standards For Issuance, So As To Provide That Special Events Shall Be Subject To Section 106-289; Including A New Section 106-289 Titled Walks And Runs, So As To Provide For Applications For Such Activities And Procedures And Criteria For Approving A Walk/Run Event; Providing For Severability; Providing For Repeal Of Ordinances In Conflict; Providing For Codification; Providing An Effective Date.

Jay Boodheshwar, Deputy Town Manager

2. ORDINANCE NO. 07-2020 An Ordinance Of The Town Council Of The Town Of Palm Beach, Palm Beach County, Florida, Amending Chapter 66 Of The Town Code Of Ordinances Related To Natural Resource Protection At Article IV, Vegetation, Division 5, Regulations, Section 66-311, Prohibited Plants, So As To Prohibit, In Addition To Ficus Benjamina, Ficus Nitida; Providing For Severability; Providing For Repeal Of Ordinances In Conflict; Providing For Codification; Providing An Effective Date.

Jay Boodheshwar, Deputy Town Manager

XIV. ANY OTHER MATTERS

XV. ADJOURNMENT

PLEASE TAKE NOTE:

Note 1: Please submit written comments/materials to council@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 Technology (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.