



TOWN OF PALM BEACH

Town Manager's Office

TOWN COUNCIL MEETING

TOWN HALL
COUNCIL CHAMBERS-SECOND FLOOR
360 SOUTH COUNTY ROAD

AGENDA

MARCH 8, 2016

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
Michael J. Pucillo, President
Richard M. Kleid, President Pro Tem
Bobbie Lindsay
Danielle H. Moore
Margaret A. Zeidman

II. INVOCATION AND PLEDGE OF ALLEGIANCE

III. APPROVAL OF AGENDA (SEE NOTE 5)

IV. PRESENTATIONS

- A. Town Beautification Project
Alexander C. Ives, President of the Preservation Foundation of Palm Beach
- B. Presentations by Applicants for Architectural Commission
- C. Presentations by Applicants for Landmarks Preservation Commission
- D. Presentations by Applicants for Retirement Board of Trustees

V. COMMENTS OF MAYOR GAIL L. CONIGLIO

VI. COMMENTS OF TOWN COUNCIL MEMBERS AND TOWN MANAGER

VII. COMMUNICATIONS FROM CITIZENS - 3 MINUTE LIMIT PLEASE

VIII. APPROVAL OF CONSENT AGENDA (SEE NOTE 6)

A. MINUTES

1. MINUTES: FEBRUARY 9, 2016
Approval of the Minutes of the Regular Town Council Meeting
Susan A. Owens, MMC, Town Clerk
2. MINUTES: FEBRUARY 10, 2016
Approval of the Minutes of the Regular Town Council Meeting
Susan A. Owens, MMC, Town Clerk
3. Approval of Major Matters Considered by the Architectural Commission at its Meeting of February 24, 2016
John S. Page, Director of Planning, Zoning and Building

B. RESOLUTIONS

1. RESOLUTION NO. 27-2016 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order in the Amount of \$177,953 to Rechten International Trucks, Inc., for the Purchase of One (1) International Durastar Cab and Chassis With a Peterson RS3 Crane Body on Florida Sheriff's Association Contract No. 15-13-0904, and Establishing an Overall Budget of \$178,500.
H. Paul Brazil, P.E., Director of Public Works
2. RESOLUTION NO. 28-2016 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order in the Amount of \$20,320, to Burkhardt Construction, Inc., for Pre-Construction Management Services for the Lake Trail Pavement Improvements Project and Establishing a Pre-Construction Phase Budget of \$26,000.
H. Paul Brazil, P.E., Director of Public Works
3. RESOLUTION NO. 29-2016 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving an Agreement with the Palm Beach County Property Appraiser and an Agreement with the Tax Collector of Palm Beach County for Services and Costs Associated with the Non-Ad Valorem Assessments to be Implemented for the Nightingale/La Puerta Way Underground Utilities Assessment Area and Authorizing the Mayor to Execute the Agreements on Behalf of the Town.
Jay Boodheshwar, Deputy Town Manager
4. RESOLUTION NO. 30-2016 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving an Agreement with the Palm Beach County Property Appraiser and an

Agreement with the Tax Collector of Palm Beach County for Services and Costs Associated with the Non-Ad Valorem Assessments to be Implemented for the Lake Towers Underground Utilities Assessment Area and Authorizing the Mayor to Execute the Agreements on Behalf of the Town.

Jay Boodheshwar, Deputy Town Manager

5. RESOLUTION NO. 31-2016 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving an Agreement with the Palm Beach County Property Appraiser and an Agreement with the Tax Collector of Palm Beach County for Services and Costs Associated with the Non-Ad Valorem Assessments to be Implemented for the Town Hall Square Historic District Assessment Area and Authorizing the Mayor to Execute the Agreements on Behalf of the Town.

Jay Boodheshwar, Deputy Town Manager

6. RESOLUTION NO. 32-2016 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending the Department of Public Works, Engineering Division, Standards Applicable to Public Rights-of-Way, Amending Chapter XII - Miscellaneous Provisions Regarding Construction Parking; Providing an Effective Date.

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

7. RESOLUTION NO. 33-2016 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Terminating the Agreement with Evolvtec; and Awarding an Agreement to Auxis, LLC in the Amount of \$120,000 for the Provision of Information Technology Support Services for the Office of Information Technology, as Outlined in RFQ No. 19-2016; and Authorizing the Town Manager to Execute Said Agreement on Behalf of the Town.

Jay Boodheshwar, Deputy Town Manager

8. RESOLUTION NO. 34-2016 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Extension of an Agreement Between the Town of Palm Beach and AT&T in the Amount of \$1,644.50 per Month, for a Maximum of 24 Months, for the Provision of Telephone Service Circuits and Related Service Components for the Town's Cisco Phone System; and Authorizing the Town Manager to Execute Said Agreement on Behalf of the Town

Jay Boodheshwar, Deputy Town Manager

C. OTHER

1. Request to Consider Ordinance No. 4-2016 Prior to 5:00 p.m. at a Public Hearing

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

2. Retirement Board of Trustees Appointments

William P. Hanes, Pension Administrator

3. Town Square - Acceptance of Donation - Accelerated Capital Improvement Program - Phase 2

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

IX. BOARD/COMMISSION ANNUAL REPORT

- A. Landmarks Preservation Commission Annual Report

Edward Austin Cooney, Chair

X. COMMITTEE REPORTS

- A. Report of the Finance and Taxation Committee Meeting of February 8, 2016

Michael J. Pucillo, Chair

- B. Report of the Ordinances, Rules, & Standards Committee Meeting of February 4, 2016

Danielle H. Moore, Co-Chair

XI. REGULAR AGENDA

A. Old Business

1. Consideration of Request to Expand the Area to be Provided with Tabby Sidewalks North and South of the Town Square Historic District along South County Road

Patti Sans, Greater South County Road Association

2. Proposed Townwide Underground Utilities Project
Thomas G. Bradford, Town Manager

a. Consideration of an Appeals Process

b. Ratification of the Selection Committee's Recommendation for RFQ No. 2016-07 Professional Engineering Services for the Town-Wide Undergrounding of Utilities Program

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

c. Approval of Engagement of Peter Brandt, Esq., for Negotiation of Engineering Services Contract and Funding Allocation Request

d. Communications Update

Rick Asnani, Cornerstone Solutions, Inc.

B. New Business

1. Appointments to the Architectural Commission
John S. Page, Director of Planning, Zoning and Building
2. Appointments to the Landmarks Preservation Commission
John S. Page, Director of Planning, Zoning and Building
3. Review of Mercer Report on Compensation and Benefits for Public Safety Personnel

Gary Lawson, The Mercer Group, Inc.

4. Designation of Voting Delegate & Alternate(s) to the Palm Beach County League of Cities, Inc.

Thomas G. Bradford, Town Manager

5. Coastal Update

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

- a. Shoreline Condition Update

6. Palm Beach County Infrastructure Surtax Proposal

Gail L. Coniglio, Mayor

7. Consideration of Funding the Design of the Proposed North County Road Tree Initiative (NCRTI) \$12,500.

Thomas G. Bradford, Town Manager

8. Time Extension - 1290 North Ocean Boulevard

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

9. Consideration of Formal Solicitation for Sale of Approximately 5.9 Acres of the 28.5 Acres of Town Property Located at 5976 Okeechobee Blvd.

Jay Boodheshwar, Deputy Town Manager

C. Matters Pulled From Consent Agenda: If needed

XII. ORDINANCES

A. Second Reading

1. ORDINANCE NO. 01-2016 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending Chapter 90 of the Town of Palm Beach Code of Ordinances, Titled "Public Improvements" by Amending Section 90-104 of the Town of Palm Beach Code of Ordinances Titled "Powers of the District" to Clarify the Palm Beach Municipal Services Special District's Authority With Regard to Ad Valorem Taxation; Amending Section 90-141, Titled "Taxing Power Not Pledged" to Provide That Assessments Imposed Pursuant to the Provisions of Chapter 90 to Fund Project Cost of Local Improvements May be Used by the Town to Pay and Secure General Obligation Bonds, Notes or Other Obligations of the Town Issued Under Chapter 166 of the Florida Statutes, the Florida Constitution, and Other Provisions of Florida Law to Fund Project Cost of Local Improvements; Providing for Codification; Providing for Full Force and Effect; and Providing an Effective Date.

John C. Randolph, Town Attorney

2. ORDINANCE NO. 02-2016 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending the Town Code of Ordinances at Chapter 102, Solid Waste; Article II Collection; Division 3, Rates, Charges, Billing Procedure; at Section 102-103 Collection of Delinquent Charges; and Section 102-105, Billing for Charges; Notice of Delinquency; Providing for Severability; Providing for

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

Jane Struder, Director of Finance

3. ORDINANCE NO. 03-2016 An Ordinance of the Town Council, of the Town of Palm Beach, Palm Beach County, Florida, Granting to Florida Public Utilities Company, its Successors and Assigns, a Non-Exclusive Franchise for a Period of 25 Years to Sell, Distribute, Transport, and Transmit Natural or Mixed Gas in the Town of Palm Beach, Florida; Prescribing the Terms and Conditions Under Which Said Franchise May be Exercised; Making Findings; Providing Severability; Providing an Effective Date Upon Final Passage; and Repealing Prior Ordinances.

Thomas G. Bradford, Town Manager

B. First Reading

1. ORDINANCE NO. 05-2016 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending the Town Code of Ordinances at Chapter 78, Peddlers and Solicitors; Article III, Charitable Solicitations; Division 2, Permit, Section 78-105, Fees, to Provide an Exemption Provision for Organizations Which Receive Financial Support From the Town Through its Budgeting Process; Providing for Severability; Providing for Repeal of Ordinances in Conflict; Providing for Codification; Providing an Effective Date.

Susan A. Owens, MMC, Town Clerk

2. ORDINANCE NO. 06-2016 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending the Town Code of Ordinances at Chapter 10, Animals; Article I, In General; Section 10-10, Temporary Permits; Providing for Severability; Providing for Repeal of Ordinances in Conflict; Providing for Codification: Providing an Effective Date.

Jay Boodheshwar, Deputy Town Manager

XIII. ANY OTHER MATTERS

XIV. ADJOURNMENT

PLEASE TAKE NOTE:

Note 1: No written materials received after 5:00 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 5:00 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:** Approval of Agenda pertains only to the consideration of proposed agenda items and their location on the agenda. It does not constitute approval of the individual items on the Regular Agenda. Each individual item requires a separate affirmative vote of the Town Council in order to effectuate the subject matter of the agenda item.
- Note 6:** Consent agenda items are considered to be routine municipal business matters. 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. Matters pulled from the Consent Agenda are considered in sequential order under Regular Agenda Item X, C. unless the Town Council decides otherwise.
- Note 7:** 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.

**Town of Palm Beach
Meeting Schedule**

3/2/16

Tue 03/08/2016 09:30 AM	Town Council Meeting	Council Chambers
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Wed 03/09/2016 09:30 AM	Local Planning Agency Meeting	Council Chambers
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Wed 03/09/2016 09:45 AM	Town Council Meeting-Development Review	Council Chambers
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Thu 03/10/2016 10:30 AM	Groin Rehabilitation Workshop	Council Chambers
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Wed 03/16/2016 09:30 AM	Landmarks Preservation Commission (LPC) Meeting	Council Chambers
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Thu 03/17/2016 02:00 PM	Code Enforcement Board Meeting	Council Chambers
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Fri 03/18/2016 09:00 AM	Retirement Board	Council Chambers
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Fri 03/18/2016 02:30 PM	Groin Rehabilitation Workshop	Council Chambers
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Tue 03/22/2016 09:30 AM	Planning and Zoning Commission Meeting	Council Chambers
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Wed 03/23/2016 09:00 AM	Architectural Commission Meeting (ARCOM)	Council Chambers
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Thu 03/24/2016 09:00 AM	Shore Protection Board Meeting	Council Chambers
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Wed 03/30/2016 09:00 AM	Special Recreation Advisory Commission Meeting	Council Chambers
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Tue 04/05/2016 09:00 AM	Underground Utilities Task Force Meeting	Council Chambers
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Thu 04/07/2016 09:30 AM	Ordinances, Rules, and Standards Committee Meeting	Council Chambers
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Tue 04/12/2016 09:30 AM	Town Council Meeting	Council Chambers
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Wed 04/13/2016 09:30 AM	Town Council Meeting-Development Review	Council Chambers
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Tue 04/19/2016 09:30 AM	Planning and Zoning Commission Meeting	Council Chambers
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Wed 04/20/2016 09:30 AM	Landmarks Preservation Commission (LPC) Meeting	Council Chambers
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Thu 04/21/2016 02:00 PM	Code Enforcement Board Meeting	Council Chambers
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Wed 04/27/2016 09:00 AM	Architectural Commission Meeting (ARCOM)	Council Chambers
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Thu 04/28/2016 09:00 AM	Shore Protection Board Meeting	Council Chambers
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Thu 05/05/2016 09:30 AM	Ordinances, Rules, and Standards Committee Meeting	Council Chambers
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Tue 05/10/2016 09:30 AM	Town Council Meeting	Council Chambers
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Wed 05/11/2016 09:30 AM	Town Council Meeting-Development Review	Council Chambers
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