



TOWN OF PALM BEACH

Town Manager's Office
TOWN COUNCIL MEETING

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

AGENDA

FEBRUARY 13, 2018

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. ORGANIZATIONAL ITEMS

- A.** Kirk W. Blouin - Proposed Professional Employment Agreement as Town Manager.

- B. Thomas G. Bradford - Professional Employment Agreement Dated December 9, 2014.

V. PRESENTATIONS

- A. Recognition of Thomas G. Bradford, Town Manager, for his service to the Town from May 1, 2000 to February 13, 2018.
- B. Presentations by Code Enforcement Board Applicants.
- C. Presentation by Palm Beach Island Cats.

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. January 9, 2018, Town Council Meeting Minutes
 - b. January 10, 2018, Development Review Town Council Meeting Minutes
 - c. January 12, 2018, Special Town Council Meeting Minutes
2. Approval of major matters considered by the Architectural Commission at its meeting of January 24, 2018.

B. RESOLUTIONS

1. RESOLUTION NO. 10-2018 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida Approving a One Year Contract with the Option to Renew for up to Two (2) Additional Annual Periods with Colliers International South Florida, LLC, for Commercial Real Estate Brokerage Services, and Authorizing the Town Manager to Execute the Contract on Behalf of the Town.
Jay Boodheshwar, Deputy Town Manager
2. RESOLUTION NO. 11-2018 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing the Purchase of One 2018 Pierce Custom Pumper and One 2018 Pierce Aerial Ladder with NFPA Department Required Equipment, from Pierce Manufacturing, Inc., for the Amount of \$1,064,613.00, Which Includes a One Hundred Percent (100%) Pre-Payment Discount of \$55,998.00, in Accordance with Florida Sheriff's Association Bid 16-

Vef12.0, Specification No. 9 And 19, and the Transfer of \$19,613 from the Equipment Replacement Fund Contingency, and Hereby Establishing a Total Budget of \$1,079,613.00.

Kirk W. Blouin, Director of Public Safety

3. RESOLUTION NO. 12-2018 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order for Construction Phase Engineering Services to Mock, Roos & Associates, Inc., in an Amount of \$33,190 for the D-4 Stormwater Pump Station Outfall Rehabilitation, and Establishing a Construction Phase Engineering Budget of \$37,000.

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

4. Elevator Maintenance and Repair Services

a. RESOLUTION NO. 13-2018 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Rescinding Resolution No. 174-2017 Awarding the US Communities Contract Number PC Genrl-201414653-00, and Cancelling a Purchase Order to KONE Inc., For Elevator Maintenance and Repair Services, in the Amount of \$12,600, and Establishing an Overall Project Budget of \$35,000.

b. RESOLUTION NO. 14-2018 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Awarding RFQ Number 27-2017 to Oracle Elevator Company, and Issuing a Purchase Order for Elevator Maintenance, Inspections, and Repair Services, in the Amount of \$40,460, and Establishing an Overall Project Budget of \$89,880.

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

C. OTHER

1. Request for the Ordinances, Rules and Standards Committee to Review the Intersection Line of Site Policy of the Town.

Julie Araskog, Town Council Member

2. Accept Donation of \$150,000 from the Palm Beach Police Foundation for the Purchase of Equipment and/or Services as deemed Appropriate Following Established Purchasing Procedures.

Kirk W. Blouin, Director of Public Safety

3. Request to Consider Ordinance No. 04-2018 Prior to 5:00 pm. at a Public Hearing.

Paul Castro, Zoning Administrator

4. Upmarkets Report on Status of Playhouse.

Alexander Patterson, Upmarkets

5. Budget Calendar for FY19 Budget Process

Jane Struder, Director of Finance

X. BOARD/COMMISSION ANNUAL REPORT

- A. Annual Report of the Investment Advisory Committee
Dr. Michael Andrews, Chair

XI. COMMITTEE REPORTS

- A. Report of the January 11, 2018 Public Works Committee Meeting.
Margaret A. Zeidman, Chair

XII. PUBLIC HEARINGS

- A. RESOLUTION NO. 15-2018 A Resolution of the Town Council of the Town Of Palm Beach, Palm Beach County, Florida, Vacating and Abandoning an Existing Public Utility Easement Within the Property Commonly Known as 89 Middle Road, in the Town of Palm Beach, Florida.
H. Paul Brazil, P.E., Director of Public Works
- B. RESOLUTION NO. 16-2018 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Providing for the Designation and/or the De-Designation of the Historic/Specimen Trees at 300 El Brillo, 1255 and 1265 South Ocean Boulevard and Bradley Park, Providing an Effective Date.
H. Paul Brazil, P.E., Director of Public Works

XIII. REGULAR AGENDA

A. Old Business

- 1. Town-wide Undergrounding Project:
Steven N. Stern, Underground Utilities Project Manager
 - a. Review of Project & Dashboard, Summary of Project Status.
 - b. RESOLUTION NO. 17-2018 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing the Town Manager to Execute a Maintenance Memorandum Agreement with the Florida Department of Transportation for the Town-wide Overhead Utility Undergrounding Phase 1 South Landscaping.
 - c. RESOLUTION NO. 18-2018 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, approving a Purchase Order to Kimley-Horn and Associates, Inc., in the Amount of \$422,223 for Phases 3, 4 and 5 Easement Assistance of the Town-Wide Undergrounding of Utilities Program.
 - d. Ratification of the Selection Committee's Recommendation for RFQ No. 2018-04 Construction Manager at Risk for the Town-Wide Overhead Utility Undergrounding Phase 2-South.
 - e. Ratification of the Selection Committee's Recommendation for RFQ No. 2018-03 Construction Manager at Risk for the Town-Wide

Overhead Utility Undergrounding Phase 2-North.

f. Selection Committee Recommendation for Utility Easement Acquisition Services.

2. Town Council Meeting Minutes:

a. Switching from Summary/Discussion Format to Verbatim Minutes

b. Approval of the December Town Council Meeting Minutes:

i. December 11, 2017 Special Town Council Meeting Minutes

ii. December 12, 2017 Town Council Meeting Minutes

iii. December 13, 2017 Local Planning Agency Meeting Minutes

iv. December 13, 2017 Development Review Town Council Meeting Minutes

Kathleen Dominguez, Town Clerk

B. New Business

1. Windsor Court Right-of-Way Condition Assessment.

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

2. Discussion on Provision of Alternate Members to the Underground Utilities Task Force.

Gail L. Coniglio, Mayor

3. Appointment to the Code Enforcement Board.

Kirk W. Blouin, Director of Public Safety

4. RESOLUTION NO. 19-2018 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Awarding Bid No. 2018-14 for the D-14 Stormwater Pump Station Rehabilitation - Phase 2 and Approving a Construction Contract to Murray Logan Construction, Inc., in the Amount of \$4,024,680 and Establishing a Construction Phase Budget of \$4,250,000.

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

5. Coastal Update:

a. Shoreline Condition Update.

b. RESOLUTION NO. 20-2018 A Resolution of the Town Council of the Town Of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order for Professional Coastal Engineering Services to Gahagan & Bryant Associates, Inc., in an Amount of \$26,240 for the Sand Transfer Plant Feasibility Study, and Establishing a Task Budget of \$30,000.

c. RESOLUTION NO. 21-2018 A Resolution of the Town Council of the Town Of Palm Beach, Palm Beach County, Florida, Approving a Contract Extension to D. B. Ecological Services, Inc., for Permit Required Sea Turtle Nesting Monitoring, in the Amount of \$177,780, and Establishing a Project Budget of \$200,000.

d. RESOLUTION NO. 22-2018 A Resolution of the Town Council of the Town Of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order Increase for Construction Phase Coastal Engineering Support for Lake Worth Lagoon Waterway Access Dredging Project to Applied Technology & Mangement, Inc., in an Amount of \$26,240 from \$74,668 to \$104,048, and Establishing a New Task Budget of \$115,000.

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

C. Matters Pulled From Consent Agenda: If needed

XIV. ORDINANCES

A. Second Reading

1. ORDINANCE NO. 01-2018 An Ordinance of the Town Council of The Town of Palm Beach, Palm Beach County, Florida, Amending The Town Charter At Section 3.01, Town Council: Composition. Modifying the Dates of the Election of the President And President Pro Tem; Providing For Codification; Providing For Severability; Providing For Effective Date.

Thomas G. Bradford, Town Manager

2. ORDINANCE NO. 03-2018 An Ordinance of The Town Council of The Town Of Palm Beach, Palm Beach County, Florida, Amending The Town Code of Ordinances At Chapter 42, Environment, Article V, Noise; Amending Section 42-198, Relating To The Operation of Certain Machinery; Expanding The Period Of The Year During Which There Is A Prohibition On The Operation Of Said Machinery; Providing For Additional Prohibitions; Amending Section 42-199, Hours For Construction Work, At Subsection (B) So As To Expand The Limitations On The Months, Dates And Times During Which Construction Work May Be Undertaken; Amending Section 42-230, Lawn Maintenance Equipment Noise, So As To Provide That Lawn Maintenance Shall Be Limited To The Hours Outlined For Construction Work Set Forth In Section 42-199; Providing Exceptions For The Operation Of Lawn Maintenance Equipment By Residents, And For Golf Course Maintenance Equipment; Providing Regulations Relating To The Operation Of Leaf Blowers, And Prohibiting The Commencement of Large Scale Landscape Installation At Any Time on Saturdays; Providing For Repeal Of Ordinances In Conflict; Providing For Codification; Providing An Effective Date.

Jay Boodheshwar, Deputy Town Manager

B. First Reading

1. ORDINANCE NO. 02-2018 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending The Town Code of Ordinances At Section 2-636. – Shore Protection Board Created; Appointments; Terms; Qualifications; Advisory Function; Requirements; Officers; Procedure; (A) Generally Eliminating The Option For One of The Members To Be A Nonresident of The Town Having A Special Skill As It Relates To Shore Protection.

John C. Randolph, Town Attorney

XV. ANY OTHER MATTERS

XVI. 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.

Town of Palm Beach
Meeting Schedule

2/7/18

[Town Council Meeting-Regular Business](#)

February 13, 2018, 9:30 AM @ Council Chambers

[More Details](#)

[Town Council Meeting-Development Review Matters](#)

February 14, 2018, 9:30 AM @ Council Chambers

[More Details](#)

[Code Enforcement Board Meeting](#)

February 15, 2018, 2:00 PM @ Council Chambers

[More Details](#)

[Investment Advisory Committee Meeting](#)

February 16, 2018, 2:30 PM @ Council Chambers

[More Details](#)

[Presidents' Day-Town Hall Closed](#)

February 19, 2018, 8:30 AM - 5:00 PM

[More Details](#)

[Planning and Zoning Commission Meeting](#)

February 20, 2018, 9:30 AM @ Council Chambers

[More Details](#)

[Landmarks Preservation Commission Meeting](#)

February 21, 2018, 9:30 AM @ Council Chambers

[More Details](#)

[Shore Protection Board Meeting](#)

February 22, 2018, 9:00 AM @ Council Chambers

[More Details](#)

[Special Town Council Meeting Regarding the Comprehensive Review of Town Operations](#)

February 23, 2018, 9:30 AM @ Council Chambers

[More Details](#)

[Business Workshop](#)

February 26, 2018, 2:00 PM - 5:00 PM @ Council Chambers

[More Details](#)

[Administrative and Personnel Committee Meeting](#)

February 27, 2018, 9:00 AM @ Council Chambers

[More Details](#)

[Administrative and Personnel Committee Meeting](#)

February 28, 2018, 9:00 AM @ South Fire Station

[More Details](#)

[Architectural Commission Meeting](#)

February 28, 2018, 9:00 AM @ Council Chambers

[More Details](#)

[Retirement System Board of Trustees Meeting](#)

March 2, 2018, 9:00 AM @ Council Chambers

[More Details](#)

[Special Town Council Meeting Regarding Comprehensive Review of Town Operations](#)

March 5, 2018, 1:00 PM @ Council Chambers

[More Details](#)

[Underground Utility Task Force Meeting](#)

March 6, 2018, 9:00 AM @ Council Chambers

[More Details](#)

[Recreation Advisory Commission Meeting](#)

March 7, 2018, 9:00 AM @ Council Chambers

[More Details](#)

[Ordinances, Rules, and Standards Committee Meeting](#)

March 8, 2018, 9:30 AM @ Council Chambers

[More Details](#)

[Town Election](#)

March 13, 2018, 7:00 AM - 7:00 PM @ Council Chambers

[More Details](#)

[Planning and Zoning Commission](#)

March 13, 2018, 9:30 AM @ Council Chambers

[More Details](#)

[Landmarks Preservation Commission Meeting](#)

March 14, 2018, 9:30 AM @ Council Chambers

[More Details](#)

[Public Works Committee Meeting](#)

March 15, 2018, 9:30 AM @ Council Chambers

[More Details](#)

[Code Enforcement Board Meeting](#)

March 15, 2018, 2:00 PM @ Council Chambers

[More Details](#)