



TOWN OF PALM BEACH

Town Manager's Office
TOWN COUNCIL MEETING

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

AGENDA

FEBRUARY 11, 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. COMMENTS OF MAYOR GAIL L. CONIGLIO**
- VI. COMMENTS OF TOWN COUNCIL MEMBERS**
- VII. COMMUNICATIONS FROM CITIZENS - 3 MINUTE LIMIT PLEASE**
- VIII. APPROVAL OF CONSENT AGENDA (SEE NOTE 5)**

A. MINUTES

- 1. Town Council Meeting Minutes
Pat Gayle-Gordon, Acting Town Clerk
 - a. January 14, 2020, Town Council Meeting Minutes
 - b. January 15, 2020, Local Planning Agency Meeting Minutes
 - c. January 15, 2020, Town Council Development Review Meeting Minutes
- 2. Approval of Major Matters Considered by the Architectural Review Commission at its Meeting of January 29, 2020.
Wayne Bergman, Acting Director of Planning, Zoning & Building

B. RESOLUTIONS

- 1. RESOLUTION NO. 02-2020 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 Current Overage of \$39,817 and Close Out Costs of \$46,260 Associated to Construction/Engineering Services with Chen-Moore and Associates for the Worth Avenue Infrastructure Improvements.
H. Paul Brazil, P.E., Director of Public Works
- 2. RESOLUTION NO. 04-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of a Construction Service Agreement to Chen-Moore for the D16 and D18 Pump Station Rehabilitation Project in the proposed amount of \$137,846.00, and a project budget of \$158,522.00.
Dean Mealy, Purchasing Manager
- 3. RESOLUTION NO. 05-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Selection Committee Recommendation of Award of RFQ No. 2020-02, Coastal Engineering Services to Applied Technology and Management, Inc., Coastal Protection Engineering LLC., GHD, Inc. and Cummins Cederberg, Inc., and Authorize the Town Manager to Execute Professional Service Agreements with the Selected Firms.
Dean Mealy, Purchasing Manager
- 4. RESOLUTION NO. 06-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of Invitation to Bid No. 2019-21, Roof Replacement for Par 3 Maintenance and Storage Buildings to Certified Roofing Specialists, Inc. in the Amount of \$118,130 and a Project Budget of

\$130,130.

Dean Mealy, Purchasing Manager

5. RESOLUTION NO. 07-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of Invitation to Bid No. 2020-03, for Treatment of Lethal Yellowing Disease, Royal Palm Bug Treatment, and Fertilization of Royal Palms to Hulett Environmental Services, Inc. in the Annual Amount of \$39,996.50 and an Overall five year Contract Value of \$205,983, based on satisfactory Annual Contract Performance and contingent upon budget approval.

The rebid of this contract resulted in an annual savings of \$6,000, and a potential savings of \$30,000 over the period of the five year award based on budget approval and satisfactory vendor performance.

Dean Mealy, Purchasing Manager

C. OTHER

1. Budget Calendar for FY21 Budget Process
Jane Le Clainche, Director of Finance
2. Authorization of Lane Closure and Waiver to Town Code for Construction Hours for the Florida Department of Transportation to Construct Revetment Improvements on South Ocean Boulevard at Sloan's Curve
H. Paul Brazil, P.E., Director of Public Works
3. Approval of Selection Committee Members for Audit Services
Jane Le Clainche, Director of Finance

IX. BOARD/COMMISSION ANNUAL REPORT

- A. Annual Report of the Investment Advisory Committee
Chris Storkerson, Chair

X. COMMITTEE REPORTS

- A. Report of the Ordinances, Rules and Standards Committee Meeting Held on January 9, 2020
Julie Araskog, Chair

XI. PUBLIC HEARINGS

- A. Public Hearing Concerning the Issuance By the Town of Palm Beach, Florida of Not Exceeding \$31,000,000 Public Improvement Revenue Bond, Series 2020 and Related Plan of Financing
Jane Le Clainche, Director of Finance

XII. REGULAR AGENDA

- A. Old Business

1. Town Marina Project
TIME CERTAIN: 10:30 A.M.
 - a. Project Update
H. Paul Brazil, P.E., Director of Public Works
 - b. Business Plan Update
Carolyn Stone, Director of Business Development and Operations
 - c. RESOLUTION NO. 08-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida (The "Town"), Approving the Form and Authorizing the Execution and Delivery of a Loan Agreement; Authorizing and Approving the Issuance of a Bond by the Town in Connection with Said Loan Agreement Relative to the Financing of All or a Portion of the Town's Marina Project; And Paying Costs of Issuance of the Bond; Approving the Issuance of the Bond and Related Plan of Financing Within the Meaning of Section 147 (f) of the Internal Revenue Code of 1986, as Amended and Related U.S. Treasury Regulations; Authorizing the Proper Officials of the Town to do all Other Things Deemed Necessary or Advisable in Connection with the Loan Agreement and Said Bond; and Providing for an Effective Date.
Jane Le Clainche, Director of Finance
2. Town-wide Undergrounding Project:
 - a. Review of Project and Dashboard, Summary of Project Status
Steve Stern, Project Manager

B. New Business

1. Town Manager Performance Evaluation and Approval of Goals for FY20
Kirk W. Blouin, Town Manager
2. Appointment of Town Manager Pursuant to Section 4.02(b) of the Town Charter from February 12, 2020 through February 9, 2021
Kirk W. Blouin, Town Manager
3. Consideration of scheduling an Attorney/Client Session immediately following the Town Council meeting on February 11, 2020, in the Town Council Chambers, 360 South County Road, Palm Beach, Florida, to discuss the following matter: 100 Emerald Beach Way LC vs. Town of Palm Beach, Case No. 9:19-CV-80645-Rosenberg/Reinhart Attorney/Client Session Attendees: Mayor Gail L. Coniglio; Town Council President Danielle H. Moore; Town Council President Pro Tem Margaret A. Zeidman; Town Council Members Julie Araskog, Lewis S. W. Crampton, Bobbie Lindsay; Town Manager Kirk Blouin; Town Attorneys John C. Randolph and Joanne M. O'Connor, and Pleasanton, Greenhill, Meek & Marsaa Court Reporters.
John C. Randolph, Town Attorney

C. Matters Pulled From Consent Agenda: If needed

XIII. ORDINANCES

A. Second Reading

1. ORDINANCE NO. 04-2020 An Ordinance Of The Town Council Of The Town Of Palm Beach, Palm Beach County, Florida, Amending Chapter 10 Of The Town Code Of Ordinances, Animals, Article II, Dogs And Cats, At Section 10-43, Running At Large Prohibited; Further Amending Chapter 74 Of The Town Code Of Ordinances, Parks And Recreation, Article II, Beach And Aquatic Activities, Division 3, Regulation Of Use Of Public Beaches; At Sec. 74-191, Animals Prohibited, So As To Add An Exception To Permit Leashed Dogs On Public Beaches Between Sunset Avenue And Wells Road; Providing For Severability; 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. 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

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.