



TOWN OF PALM BEACH

Town Manager's Office

TOWN COUNCIL MEETING

TOWN HALL
COUNCIL CHAMBERS-SECOND FLOOR
360 SOUTH COUNTY ROAD

AGENDA

FEBRUARY 9, 2016

9:30 AM

Welcome!

For information regarding 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
Danielle H. Moore
Penelope D. Townsend
Robert N. Wildrick

II. INVOCATION AND PLEDGE OF ALLEGIANCE

III. RECOGNITIONS

- A. Recognition of Penelope D. Townsend, Town Council, from February 2014 to February 2016.
Gail L. Coniglio, Mayor
- B. Recognition of Robert N. Wildrick for His Seven Years of Service on the Town Council, Including Two Years of Service as Town Council President Pro Tem and One Year of Service as Town Council President.
Gail L. Coniglio, Mayor

IV. SWEARING IN OF ELECTED OFFICIALS

- A. The Honorable Judge Lisa Small
 - 1. Richard M. Kleid
 - 2. Bobbie Lindsay

3. Margaret A. Zeidman

(Mayor Becomes the Presiding Officer)

V. ORGANIZATIONAL ITEMS

- A.** A. Election of Town Council President
Pursuant to Section 3.01 of the Town Charter

(Town Council President Becomes the Presiding Officer)

- B. Election of Town Council President Pro Tem
Pursuant to Section 3.01 of the Town Charter

Thomas G. Bradford, Town Manager

VI. PRESENTATIONS

- A.** Report on the Town Square Dedication Ceremony and Related Matters
Bill Bone, Esquire, Centennial Commission President

VII. COMMENTS OF MAYOR GAIL L. CONIGLIO

VIII. COMMENTS OF TOWN COUNCIL MEMBERS AND TOWN MANAGER

IX. COMMUNICATIONS FROM CITIZENS - 3 MINUTE LIMIT PLEASE

X. APPROVAL OF AGENDA

XI. CONSENT AGENDA

A. MINUTES

1. MINUTES: JANUARY 12, 2016
Approval of the Minutes of the Regular Town Council Meeting
Susan A. Owens, MMC, Town Clerk
2. MINUTES: JANUARY 12, 2016
Approval of the Minutes of the Special Town Council Meeting/Closed
Door Session
Susan A. Owens, MMC, Town Clerk
3. MINUTES: JANUARY 13, 2016
Approval of the Minutes of the Local Planning Agency Meeting
Susan A. Owens, MMC, Town Clerk
4. MINUTES: JANUARY 13, 2016
Approval of the Minutes of the Regular Town Council Meeting
Susan A. Owens, MMC, Town Clerk
5. MINUTES: JANUARY 15, 2016
Approval of the Minutes of the Town Council Workshop Meeting
Susan A. Owens, MMC, Town Clerk
6. Approval of Major Matters Considered by the Architectural Commission at
its Meeting of January 27, 2016.
John S. Page, Director of Planning, Zoning, and Building

B. RESOLUTIONS

1. RESOLUTION NO. 09-2016 A Resolution of the Town Council of The Town of Palm Beach, Palm Beach County, Florida, Approving an Interlocal Agreement Between Palm Beach County and The Town of Palm Beach for the Reimbursement of Emergency Medical Services (EMS) Grant Equipment and Authorizing the Application for Funds from the Palm Beach County EMS Program in the Amount of \$14,000 and Establishing a Budget of \$14,000 in Fiscal Year 2016 to be Used for the Purchase of Nine (9) Knox Medvault Systems and Eleven (11) Knox Key Secure Systems for the Improvement and Expansion of EMS Services for the Town; and Authorizing the Town Manager to Execute this Purchase on Behalf of the Town; Such Funds Shall Not Supplant Existing EMS Budget.

Kirk W. Blouin, Director of Public Safety

2. RESOLUTION NO. 10-2016 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing the Purchase of One (1) Ford F450 Type 1 Medium Duty Ambulance Spec #1 Purchase in Accordance With Florida Sheriff's Association Bid No. 15-11-0116 with NFPA Department Ambulance Required Equipment in the Amount of \$267,420.10 and Establishing a Total Budget of \$294,162.11.

Kirk W. Blouin, Director of Public Safety

3. RESOLUTION NO. 11-2016 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing a Contract Extension to Batallan Enterprises DBA Property Works, in the Amount of \$25,200 for the Maintenance of the Bed on the Southern Boulevard Traffic Circle and the Circular Beds on Royal Poinciana Way, and Establishing a Project Budget of \$30,240.

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

4. RESOLUTION NO. 12-2016 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Contract Extension to Zimmerman Tree Service, for Palm Tree Trimming in the Amount of \$97,272 and Establishing a Project Budget of \$107,000.

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

5. RESOLUTION NO. 13-2016 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Contract Extension to Richard Maxwell, Inc., DBA King Tree Service, for Consulting Arborist Services, in the Annual Amount of \$43,750 and Establishing an Annual Project Budget of \$48,125.

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

6. RESOLUTION NO. 16-2016 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Awarding Bid No. 2016-18 and Approving a Construction Contract to American Lighting and Signalization, Inc., for the Signalization and Mast Arm Improvements at the Sunrise Avenue and Sunset Avenue Intersections on North County Road, in the Amount of \$1,041,476, and Establishing a Construction Phase Budget of \$1,200,000.

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

7. RESOLUTION NO. 17-2016 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 and Associates, Inc., for the Lake Trail Pavement Improvements in the Amount of \$246,130 and Establishing a Construction Phase Engineering Services Budget of \$270,000 Including Contingency.
H. Paul Brazil, P.E., Director of Public Works
8. RESOLUTION NO. 19-2016 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order to Mock, Roos and Associates, Inc., for the Atlantic Avenue, Everglades Avenue, and Dunbar Road Drainage Improvements in the Amount of \$89,605 and Establishing a Design and Bid Phase Budget of \$100,000.
H. Paul Brazil, P.E., Director of Public Works
9. RESOLUTION NO. 20-2016 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order for Pre-Construction Management Services for the Nightingale Trail/La Puerta Way Undergrounding Project to Burkhardt Construction, Inc., in the Amount of \$20,680, and Establishing a Pre-Construction Phase Services Budget of \$30,000.
H. Paul Brazil, P.E., Director of Public Works
10. RESOLUTION NO. 22-2016 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Awarding a Grant Writing and Administration Services Agreement to In Rem Solutions, Inc. at a Rate of \$150 Per Hour; and Authorizing the Town Manager to Execute Said Agreement on Behalf of the Town.
Jay Boodheshwar, Deputy Town Manager
11. RESOLUTION NO. 24-2016: A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Supporting and Encouraging Development of the Chain of Lakes Blueway Trail Project Which Includes Improvements to the Chain of Lakes, the Ocean to Lake Trails Initiative and Development of a Boat Lift at the C51 Canal S155 Control Structure; Providing an Effective Date; and for Other Purposes.
Thomas G. Bradford, Town Manager

C. OTHER

1. Rejection of Bid No. 2016-09 for Construction Contract for the Lake Trail Pavement Improvements - Accelerated Capital Improvement Program - Phase 2
H. Paul Brazil, P.E., Director of Public Works
2. Budget Calendar for FY17 Budget Process
Jane Struder, Director of Finance

XII. BOARD/COMMISSION ANNUAL REPORT

- A. Investment Advisory Committee Annual Presentation
Michael F. Andrews, Ph.D., Chair

XIII. COMMITTEE REPORTS

- A.** Report of the Finance and Taxation Committee Meeting of January 4, 2016
Michael J. Pucillo, Chair
- B.** Report of the Ordinances, Rules, & Standards Committee Meeting of January 7, 2016.
Danielle H. Moore, Co-Chair

XIV. PUBLIC HEARINGS

- A.** RESOLUTION NO. 08-2016 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Vacating, Abandoning, and Rededicating a Portion of an Existing Public Utility Easement Within the Property Commonly Known as 250 Palmo Way, in the Town of Palm Beach, Florida.
H. Paul Brazil, P.E., Director of Public Works

XV. REGULAR AGENDA

A. Old Business

- 1. Proposed Townwide Underground Utilities Project
Thomas G. Bradford, Town Manager
 - a. Communications Update
Rick Asnani, Cornerstone Solutions, Inc.
 - b. Consideration of an Appeals Process for Assessments
 - c. RESOLUTION NO. 23-2016 - A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Rescinding Resolution No. 50-2015; Reestablishing the Underground Utilities Task Force; Memorializing the Citizens Oversight Function of the Underground Utilities Task Force During the Design and Construction Phases of the Proposed Project; Providing for an Eighth Seat on the Underground Utilities Task Force and Providing for Method of Appointment; Providing an Effective Date.
 - d. Appointment to Underground Utilities Task Force

B. New Business

- 1. 2016 Legislative Update
Gail L. Coniglio, Mayor
- 2. Consideration of Proposal by the Palm Beach Civic Association and Palm Beach Police Foundation to Underwrite a Compensation and Benefit Study for Town of Palm Beach Public Safety Personnel
J. Patterson Cooper and Ned Barnes, Palm Beach Civic Association and John Scarpa and Tim Moran, Palm Beach Police Foundation
- 3. Potential Landscape Maintenance Agreement Palm Beach Towers Condominium Association, Inc., 44 Cocoanut Row, Palm Beach
H. Paul Brazil, P.E., Director of Public Works

4. Consideration of Approving Finance and Taxation Committee Review of Refunding of 2010 Revenue Bonds Series A and B for Annual Debt Service Savings Due to Recent Drop in Interest Rates
Jane Struder, Director of Finance
5. Coastal Update:
H. Paul Brazil, P.E., Director of Public Works
 - a. Shoreline Protection Update
 - b. RESOLUTION NO. 25-2016 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Awarding a Contract to Graham County Land Company, LLC, for the 2016 Dune Restoration Truck Haul Project, Per Bid No. 2016-02, in the Amount of \$522,802, and Establishing a Total Task Budget of \$575,000.
 - c. Authorization to Bid Dune Plantings for Mid-Town and Phipps Ocean Park Beach Nourishment Projects
6. Parking Control Efforts Related to Increased Construction Activity
Jay Boodheshwar, Deputy Town Manager

XVI. ORDINANCES

A. First 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 and Richard Miller, Esquire
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.
TIME CERTAIN: 11:00 A.M.

Thomas G. Bradford, Town Manager

XVII. ANY OTHER MATTERS

XVIII. 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:** 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**

2/3/16

Tue 02/09/2016 09:30 AM	Town Council Meeting	Council Chambers
Wed 02/10/2016 09:30 AM	Town Council Meeting-Development Review	Council Chambers
Mon 02/15/2016 04:00 AM	PRESIDENTS' DAY	TOWN HALL CLOSED
Tue 02/16/2016 09:30 AM	Planning and Zoning Commission Meeting	Council Chambers
Wed 02/17/2016 09:30 AM	Landmarks Preservation Commission (LPC) Meeting	Council Chambers
Thu 02/18/2016 02:00 PM	Code Enforcement Board Meeting	Council Chambers
Fri 02/19/2016 02:30 PM	Investment Advisory Committee Meeting	Council Chambers
Wed 02/24/2016 09:00 AM	Architectural Commission Meeting (ARCOM)	Council Chambers
Thu 02/25/2016 09:00 AM	Shore Protection Board Meeting	Council Chambers
Tue 03/01/2016 09:00 AM	Underground Utilities Task Force Meeting	Council Chambers
Tue 03/01/2016 02:00 PM	Retirement Board of Trustees Special Meeting	Council Chambers
Wed 03/02/2016 09:00 AM	Recreation Advisory Commission Meeting	Council Chambers
Thu 03/03/2016 09:30 AM	Ordinances, Rules, and Standards Committee Meeting	Council Chambers

Mon 03/07/2016 09:00 AM	Retirement Board of Trustees Meeting	Council Chambers
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Tue 03/08/2016 09:30 AM	Town Council Meeting	Council Chambers
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Wed 03/09/2016 09:30 AM	Town Council Meeting-Development Review	Council Chambers
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Tue 03/15/2016 09:30 AM	Planning and Zoning Commission Meeting	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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Wed 03/23/2016 09:00 AM	Architectural Commission Meeting (ARCOM)	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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