



TOWN OF PALM BEACH

Town Manager's Office

TOWN COUNCIL MEETING

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

AGENDA

JANUARY 14, 2014

9:30 AM

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
David A. Rosow, President
Robert N. Wildrick, President Pro Tem
William J. Diamond
Richard M. Kleid
Michael J. Pucillo

II. INVOCATION AND PLEDGE OF ALLEGIANCE

III. PRESENTATIONS

A. Presentations by Applicants for the Planning and Zoning Commission.

IV. COMMENTS OF MAYOR GAIL L. CONIGLIO

V. COMMENTS OF TOWN COUNCIL MEMBERS AND TOWN MANAGER

VI. COMMUNICATIONS FROM CITIZENS - 3 MINUTE LIMIT PLEASE

(Another opportunity will be offered immediately after the lunch break.)

VII. APPROVAL OF AGENDA

VIII. CONSENT AGENDA

A. MINUTES

1. MINUTES: DECEMBER 2, 2013
Approval of the Minutes of the Special Town Council Meeting
Request for Deferral to the February 11, 2014, Town Council Meeting per Email Dated January 8, 2014, from Susan A. Owens, Town Clerk.
Susan A. Owens, Town Clerk
2. MINUTES: DECEMBER 10, 2013
Approval of the Minutes of the Regular Town Council Meeting
Susan A. Owens, Town Clerk
3. MINUTES: DECEMBER 11, 2013
Approval of the Minutes of the Regular Town Council Meeting
Request for Deferral to the February 11, 2014, Town Council Meeting per Email Dated January 8, 2014, from Susan A. Owens, Town Clerk.
Susan A. Owens, Town Clerk
4. MINUTES: DECEMBER 12, 2013
Approval of the Minutes of the Special Town Council Meeting-Closed Door Session
Request for Deferral to the February 11, 2014, Town Council Meeting per Email Dated January 8, 2014, from Susan A. Owens, Town Clerk.
Susan A. Owens, Town Clerk
5. Approval of Major Matters Considered by the Architectural Commission at its Meeting of December 12, 2013.
John S. Page, Director of Planning, Zoning, and Building

B. RESOLUTIONS

1. RESOLUTION NO. 1-2014 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Awarding a Contract Extension to Lopez Group, Inc., in the Amount of \$146,862 for Worth Avenue Maintenance Services and Establishing a Budget of \$151,268.
H. Paul Brazil, P.E., Director of Public Works
2. RESOLUTION NO. 2-2014 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Awarding a Contract to Mock, Roos & Associates, Inc., in the Amount of \$158,895 for E-3 and E-2 (El Pueblo Way to Tangier Avenue) Force Main Replacement Easement Research and Surveying Services Including Verification of Pipe Location.
H. Paul Brazil, P.E., Director of Public Works

3. RESOLUTION NO. 3-2014 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order Increase to Mock Roos and Associates, Inc., for Additional Construction Phase Engineering Services for the E-6 Bradley Park to Tangier Avenue Force Main Replacement, and Establishing a New Total Authorization Not-to-Exceed \$53,262 and a New Total Construction Phase Engineering Services Budget of \$56,000.
H. Paul Brazil, P.E., Director of Public Works
4. RESOLUTION NO. 4-2014 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Increasing Existing Purchase Order No. 131356 for Construction Phase Engineering Services for the A-7 to Hammon Avenue Force Main Replacement Project, in the Amount of \$6,468 and Increasing the Construction Phase Engineering Budget by \$7,000 for this Project, for a Revised Total Budget of \$82,000.
H. Paul Brazil, P.E., Director of Public Works
5. RESOLUTION NO. 5-2014 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Awarding a Contract to Batallan Enterprises, Inc., DBA Propertyworks for Turf Maintenance, in the Amount of \$35,174 and Establishing a Project Budget of \$36,932.
H. Paul Brazil, P.E., Director of Public Works
6. RESOLUTION NO. 6-2014 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order in the Amount of \$123,163 to Navistar Inc., for the Purchase of One International Workstar Cab and Chassis on FSA Contract No. 13-11-0904, and Establishing an Overall Budget of \$126,000.
H. Paul Brazil, P.E., Director of Public Works

C. OTHER

1. Report of the Ordinances, Rules, & Standards Committee Meeting of December 3, 2013.
William J. Diamond, Chair

IX. BOARD/COMMISSION ANNUAL REPORT

- A. Recreation Advisory Commission Annual Report.
Pamela McIver, Recreation Advisory Commission Chairperson

X. REGULAR AGENDA

A. Old Business

1. COASTAL PROTECTION MATTERS
Reach 3 Roadway Protective Seawall Condition Assessment Discussion.
H. Paul Brazil, P.E., Director of Public Works

2. COASTAL PROTECTION MATTERS
FY2014 Potential Interim Sand Replacement Project

RESOLUTION NO. 7-2014 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Awarding a Contract to Rio-Bak Corporation in the Amount of \$3,386,117.04 for the Construction of the FY 2014 Interim Sand Replacement Project in Reaches 3 and 7, Establishing a Project Budget of \$3,725,000.

RESOLUTION NO. 8-2014 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Awarding a Contract to Applied Technology & Management, Inc., in the Amount of \$63,631.68 for Construction Management Services Associated with the FY 2014 Interim Sand Replacement Project in Reaches 3 and 7, Establishing a Project Budget of \$73,000.

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

B. New Business

1. Consideration of Scheduling an Attorney/Client Session Regarding Jason Weeks v. Town of Palm Beach, Case No. 502012CA006664XXXXMBAE, pending in the Circuit Court of the Fifteenth Judicial Circuit in and for Palm Beach County, Florida. Discussion of this Matter to Begin Immediately Following the January 15, 2014, Town Council Meeting in the Town Council Chambers, 360 South County Road, Palm Beach, Florida. Attorney/Client Session Attendees: Mayor Gail L. Coniglio; Town Council Members David A. Rosow, Robert N. Wildrick, William J. Diamond, Richard M. Kleid, Michael J. Pucillo; Town Manager Peter B. Elwell; Attorney John C. Randolph; and Court Reporter from Pleasanton, Greenhill Meek & Marsaa Court Reporters, Inc.
2. Actions Being Taken to Improve Reliability of the Electric Power Supply on Palm Beach.
TIME CERTAIN: 11:00 AM
FPL Representative
3. Certification of Petitions Requesting a Referendum re: PUD-5.
Susan A. Owens, Town Clerk
4. Review of Potential Traffic Impacts for the Accelerated Capital Improvement Program (Phase II) and Other Capital Improvement Projects.
H. Paul Brazil, P.E., Director of Public Works
5. RFP No. 2014-09 re: Lease of Town-Owned Properties.
Jay Boodheshwar, Director of Recreation and Special Projects
6. Appeal of Dangerous Dog Determination
Kirk W. Blouin, Director of Public Safety

7. Appointment to Planning and Zoning Commission.

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

XI. ORDINANCES

A. Second Reading

1. ORDINANCE NO. 21-2013 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending Chapter 118 Relating to Traffic and Vehicles at Article III, Parking, Stopping and Standing; Section 118-92, Penalty for Violating Parking Regulations Generally; by Amending Paragraph (a), Subparagraph (12) Relating to Parking in Loading Zone; and by Creating a New Subparagraph (22) Establishing a Parking Regulation for Illegal Parking in Residential Loading Zones; Providing for Severability; Providing for Repeal of Ordinances in Conflict; Providing for Codification; Providing an Effective Date.

Thomas G. Bradford, Deputy Town Manager

B. First Reading

1. ORDINANCE NO. 4-2014 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending Chapter 106, Streets, Sidewalks and Other Public Places, Article I, in General, at Section 106-1, Making it Unlawful to Allow Vegetation or Any Other Item, Substance, Material or Thing to Obstruct Street Signs, Regulatory Signage, Street Lighting or Traffic Signals; Providing for Severability; Providing for Repeal of Ordinances in Conflict; Providing for Codification; Providing an Effective Date.

Thomas G. Bradford, Deputy Town Manager

2. ORDINANCE NO. 5-2014 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending Chapter 38, Emergency Services; at Article II, Alarm Systems; Section 38-35 Relating to Service Charge for Excessive False Alarms and Non Payment of Fines; at Section 38-62 Relating to Applications; Fees; and at Section 38-93 Relating to General Alarm User Requirements; So as to Provide That Direct Connect Alarm Systems Are Available to Businesses and Residential Customers Within the Town; Providing for Severability; Providing for Repeal of Ordinances in Conflict; Providing for Codification; Providing an Effective Date.

Thomas G. Bradford, Deputy Town Manager

3. ORDINANCE NO. 6-2014 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, 2013, Providing an Effective Date.

Jane Struder, Director of Finance

XII. ANY OTHER MATTERS

XIII. 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:** A summary of the actions taken at Town Council meetings can be viewed on the Town's website after 5 p.m. on the Friday following the Town Council meeting.

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**

1/8/14

Fri 01/10/2014 09:30 AM	Special Town Council Meeting to Call Election	Council Chambers
Tue 01/14/2014 09:30 AM	Town Council Meeting	Council Chambers
Wed 01/15/2014 09:30 AM	Town Council Meeting-Development Review	Council Chambers
Thu 01/16/2014 09:30 AM	Landmarks Preservation Commission Meeting	Council Chambers
Thu 01/16/2014 02:00 PM	Code Enforcement Board Meeting	Council Chambers
Mon 01/20/2014 04:00 AM	MARTIN LUTHER KING, JR. DAY	TOWN HALL CLOSED
Tue 01/21/2014 09:30 AM	Planning and Zoning Commission Meeting	Council Chambers
Wed 01/22/2014 09:00 AM	ARCOM Meeting	Council Chambers
Tue 02/04/2014 07:00 AM	Town Election Day	
Tue 02/11/2014 09:30 AM	Town Council Meeting	Council Chambers
Wed 02/12/2014 09:30 AM	Town Council Meeting - Development Review	Council Chambers
Mon 02/17/2014 04:00 AM	PRESIDENTS' DAY	TOWN HALL CLOSED
Tue 02/18/2014 09:30 AM	Planning and Zoning Commission Meeting	Council Chambers

Wed 02/19/2014 09:30 AM	Landmarks Preservation Commission Meeting	Council Chambers
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Thu 02/20/2014 09:00 AM	Retirement Board Meeting	Council Chambers
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Thu 02/20/2014 02:00 PM	Code Enforcement Board Meeting	Council Chambers
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Wed 02/26/2014 09:00 AM	ARCOM Meeting	Council Chambers
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Thu 02/27/2014 09:00 AM	Shore Protection Board Meeting	Council Chambers
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Wed 03/05/2014 09:00 AM	Recreation Advisory Commission Meeting	Council Chambers
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Tue 03/11/2014 09:30 AM	Town Council Meeting	Council Chambers
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Wed 03/12/2014 09:30 AM	Town Council Meeting - Development Review	Council Chambers
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