



# TOWN OF PALM BEACH

Town Manager's Office

## TOWN COUNCIL MEETING

### AGENDA

Meeting To Be Held Electronically

Click here to Participate:  
<https://zoom.us/j/91020978298>

JANUARY 12, 2021

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  
Margaret A. Zeidman, President  
Bobbie Lindsay, President Pro Tem  
Julie Araskog  
Lew Crampton  
Danielle H. Moore

#### II. INVOCATION AND PLEDGE OF ALLEGIANCE

#### III. MODIFICATIONS TO THE AGENDA

#### IV. APPROVAL OF AGENDA

**V. BOARDS AND COMMISSIONS APPOINTMENTS**

- A.** Appointments to the Code Enforcement Board.  
*Queenester Nieves, CMC, Town Clerk*
- B.** Appointments to the Underground Utilities Task Force.  
*Queenester Nieves, CMC, Town Clerk*

**VI. COMMENTS OF MAYOR GAIL L. CONIGLIO**

**VII. COMMENTS OF TOWN COUNCIL MEMBERS**

**VIII. COMMUNICATIONS FROM CITIZENS - 3 MINUTE LIMIT PLEASE**

**IX. APPROVAL OF CONSENT AGENDA (SEE NOTE 5)**

**A. MINUTES**

- 1. Town Council Meeting Minutes  
*Queenester Nieves, CMC, Town Clerk*
  - a. December 7, 2020, Special Town Council Meeting Minutes
  - b. December 8, 2020, Town Council Meeting Minutes
  - c. December 9, 2020, Town Council Meeting Development Review Meeting Minutes
- 2. Approval of Major Matters Considered by the Architectural Review Commission at its Meeting of December 18, 2020.  
*Wayne Bergman, Director of Planning, Zoning and Building*

**B. RESOLUTIONS**

- 1. RESOLUTION NO. 001-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Selection Committee Recommendation to Award RFP No. 2021-04. Sea Turtle Nesting Monitoring to D.B. Ecological Services, Inc. in the amount of \$241,952 and a proposed five year contract of \$1,292,840 based on satisfactory vendor performance and budget authorizations.

The Town negotiated with D.B. Ecological for a cost savings of \$107,252 for the potential five year award.

*Dean Mealy, Purchasing Manager*

- 2. RESOLUTION NO. 003-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order to Bennett Fire Products Co., Inc. for the Purchase of Bunker Gear for the Fire Department in the amount of \$201,460.50 and approve a total award budget of \$207,000.

*Dean Mealy, Purchasing Manager*

- 3. RESOLUTION NO. 004-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of ITB No. 2021-02, Annual Curb, Bollard, and Tire Stop

Painting to Premium Painters as the Primary Vendor and Roof Painting by Hartzell as the Secondary Vendor in the Annual Amount of \$30,000 and a Proposed Five Year Contract in the Amount of \$150,000 based on Satisfactory Vendor Performance and Budget Authorization.

*Dean Mealy, Purchasing Manager*

4. RESOLUTION NO. 005-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving utilization Florida Sheriff Association contract, and approve a purchase order to Duval Ford, LLC in the amount of \$97,157.28 and a Project Budget of \$102,000.00 to purchase a replacement Police Department vehicles.

*Dean Mealy, Purchasing Manager*

5. RESOLUTION NO. 006-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing State Grant of Florida Department of Environmental Protection Contract No. 21PB9, Between the State of Florida Department of Environmental Protection and the Town of Palm Beach Under the Florida Beach Management Funding Assistance Program, Specifically Reimbursement for Lake Worth IMP Implementation, in the Amount of \$309,500, and Authorizing the Mayor to Execute Same on Behalf of the Town.

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

6. RESOLUTION NO. 007-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing State Grant of Florida Department of Environmental Protection Contract No. 21PB3, Between the State of Florida Department of Environmental Protection and the Town of Palm Beach Under the Florida Beach Management Funding Assistance Program, Specifically Reimbursement for the 2020 Mid-Town Beach Nourishment Project, in the Amount of \$3,773,630.50, and Authorizing the Mayor to Execute Same on Behalf of the Town.

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

## **C. OTHER**

1. Request to Consider Ordinance No. 11-2020 at Public Hearing Prior to 5:00 p.m.

*Wayne Bergman, Director of Planning, Zoning and Building*

2. Request to Consider Ordinance No. 01-2021 at Public Hearing Prior to 5:00 p.m.

*Wayne Bergman, Director of Planning, Zoning and Building*

3. Palm Beach Island Cats 2020 Annual Report.

*Kirk Blouin, Town Manager*

## **X. BOARD/COMMISSION ANNUAL REPORT**

- A. Annual Report of the Recreation Advisory Commission (written report)

only).

*Nicholas Coniglio, Chair*

## **XI. COMMITTEE REPORTS**

- A.** Report of the Business and Administrative Committee Meeting Held on December 11, 2020.

*Lew Crampton, Chair*

## **XII. REGULAR AGENDA**

- A. Matters Pulled From Consent Agenda: If needed**

- B. Old Business**

1. COVID-19 Update

*Kirk W. Blouin, Town Manager*

**TIME CERTAIN: 11:00 AM**

- a. Report from Fire-Rescue Chief on COVID-19 Infections, Hospitalizations and Vaccines

- b. Discussion About Town-Wide Curfew

- c. RESOLUTION NO. 008-2021 A Resolution Of The Town Council Of The Town Of Palm Beach, Palm Beach County, Florida Concurring With The Request Of The Town's Chief Of Police, To Extend The Chief's Declaration Of The Existence Of A State Of Emergency Within The Corporate Limits Of The Town To February 9, 2021, Unless Earlier Terminated By The Chief Of Police, At Which Time The Town Council Will Address The Need For Any Extension Of The Declaration Of Emergency; Providing For An Effective Date.

2. Palm Beach Marina Update

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

**TIME CERTAIN: 11:30 AM**

- a. Proposed Dockage Rates and Business Plan Update

*Carolyn Stone, Director of Business Development and Operations*

- b. RESOLUTION NO. 011-2021 A Resolution Of The Town Council Of The Town Of Palm Beach, Palm Beach County, Florida, Establishing Town Marina Annual And Seasonal Dockage Rates To Commence In The Fall of 2021, With Deferred Revenue To The Fiscal Year 2022 Budget.

*Carolyn Stone, Director of Business Development and Operations*

- c. Proposed Staffing Model for Marina Operations

*Carolyn Stone, Director of Business Development and Operations*

- d. Update on Progress of Project Construction

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

e. RESOLUTION NO. 009-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order to Miller Electric Co., in the Amount of \$114,085.51, for Low Voltage Systems Equipment and Materials for the Town Marina Project, and Establishing a Task Budget of \$130,000.

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

e. RESOLUTION NO. 012-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Increasing Purchase Order No. 200662 to Murray Logan Construction Inc., in the Amount of \$216,439.47, for Labor and Installation Associated with the Low Voltage Systems and Door Revisions for the Town Marina Project, and Approving a Task Budget of \$240,000.

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

f. RESOLUTION NO. 010-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Increasing Purchase Order No. 200662 to Murray Logan Construction Inc., in the Amount of \$168,000, for Electrical and Building Improvements Associated with the Low Voltage Systems for the Town Marina Project.

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

g. Presentation of Conceptual Landscaping Plans Designed by Nievera Williams

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

3. Town-wide Undergrounding Project

a. Review of Project and Dashboard, Summary of Project Status

*Patricia Strayer, P.E., Town Engineer*

4. Consideration of Town Attorney's Findings, Relative to the Root Trail Beach Access.

*John C. Randolph, Town Attorney*

**C. New Business**

1. Skees Road Landfill Long Term Lease for an Access Road

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

**XIII. ORDINANCES**

**A. First Reading**

1. ORDINANCE NO. 02-2021 An Ordinance Of The Town Council Of The Town Of Palm Beach, Palm Beach County, Florida, Amending Chapter 74 Of The Town Code Of Ordinances At Article I, Section 74-1 To Delete Subsection (b) Thereof Relating To Alternate

Members, Thereby Deleting The Requirement For Alternate Members And Providing For A Seven Member Board As Defined In Subparagraph (a) Of Section 74-1; Further Amending New Subsection (f) To Delete Any Reference To Alternate Members; Providing For Severability; Providing For Repeal Of Any Ordinances In Conflict Herewith; Providing For Codification; Providing for an Effective Date.

*Jay Boodheshwar, Deputy Town Manager*

2. ORDINANCE NO. 03-2021 An Ordinance Of The Town Council Of The Town Of Palm Beach, Palm Beach County, Florida, Amending Chapter 74 Of The Town Code Of Ordinances Titled Administration At Article X, Shore Protection Board At Section 2-636, Deleting In Its Entirety Subsection (b) Thereof Relating To Alternate Members So As To Delete The Requirement For Alternate Members, Requiring Only A Seven Member Board As Provided In Subsection (a); Providing For Severability; Providing For Repeal Of Ordinances In Conflict; Providing For Codification; Providing An Effective Date.

*Jay Boodheshwar, Deputy Town Manager*

#### **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 Wednesday 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 Wednesday 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](http://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.