TENTATIVE:
SUBJECT TO
REVISION

TOWN OF PALM BEACH

Town Manager's Office
TOWN COUNCIL MEETING

TOWN HALL
COUNCIL CHAMBERS-SECOND FLOOR
360 SOUTH COUNTY ROAD

AGENDA

JANUARY 10, 2017

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

Mayor Gail L. Coniglio
Michael J. Pucillo, President
Richard M. Kleid, President Pro Tem
Bobbie Lindsay
Danielle H. Moore
Margaret A. Zeidman

II. INVOCATION AND PLEDGE OF ALLEGIANCE

III. APPROVAL OF AGENDA

IV. COMMENTS OF MAYOR GAIL L. CONIGLIO

V. COMMENTS OF TOWN COUNCIL MEMBERS AND TOWN MANAGER

VI. COMMUNICATIONS FROM CITIZENS - 3 MINUTE LIMIT PLEASE

VII. APPROVAL OF CONSENT AGENDA (SEE NOTE 5)

A. MINUTES

B. RESOLUTIONS

1. RESOLUTION NO. 01-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order to Duval Ford for the Purchase of Two (2) 2017 Ford Escape Vehicles and Associated Equipment in the Total Amount of $57,982.00 in Accordance With the Florida Sheriffs Association Contract No. FSA16-Vel24.0, and Establishing a Total Budget of $57,982.00 in the 2017 Equipment Replacement Program.

   Kirk W. Blouin, Director of Public Safety

2. RESOLUTION NO. 03-2017 A Resolution of the Mayor and Town Council of the Town of Palm Beach, Palm Beach County, Florida, Supporting the State Legislature's Efforts to Amend Section 403.7033, Under House Bill 93 and Companion Senate Bill 162, Which Amendments Would Provide for Local Regulation and Enforcement of Plastic Bags Under the State's Proposed Guidelines; Alternatively, Should the Statute not be Amended, the Town Council Requests the Repeal of Section 403.7033, Florida Statutes, so that Local Governments are no Longer Preempted from Enacting Appropriate Legislation Relating to the Regulation of Plastic Bags.

   Jay Boodheshwar, Deputy Town Manager

3. RESOLUTION NO. 04-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing and Approving a Five Year Purchase Contract to Taser International for 70 Taser 60 Models with Accessories and Equipment Per Quoation No. Q-89649-1; and Authorizing and Approving a Purchase Order in the Amount of $21,832.62 Representing the First Year of Payment to Include Shipping and Handling; and Authorizing and Approving Four Subsequent Payments to Taser International in the Amount of $26,040.00 each for a Grand Total of $125, 992.62; and Approving an Overall Budget of $130,000; Subject to Appropriation of Funds in Fiscal Years 2018 - 2021.

   Kirk W. Blouin, Director of Public Safety

C. OTHER

1. Approval of Selection Committee Recommendation for RFP No. 2016-48, Investment Consultant for the OPEB Trust.

   Jane Struder, Director of Finance

2. Request to Consider Ordinance Nos. 1-2017, 2-2017 and 3-2017 Prior to 5:00 p.m. at a Public Hearing

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

3. Request to Authorize the Ordinances, Rules, and Standards Committee to Consider Potential Amendments to the Town Code of Ordinances at Chapter 106, Article VII, Special Events on Public

Property, and Section 10-10, Temporary (Animal) Permits.

Susan A. Owens, MMC, Town Clerk

4. Authorization of Ordinance, Rules and Standards Committee to Study Amending Section 38-35 of the Town Code of Ordinances, Relative to Service Charge for False Alarms

   Kirk Blouin, Director of Public Safety

5. Designation of the Mar-a-Lago Property (1100 South Ocean Boulevard) as a Duly Designated Location for the Take-Off and Landing of Helicopters During President-Elect Donald J. Trump Term(s) of Office as President of the United States Pursuant to Section 14-34 of the Town Code of Ordinances

   Thomas G. Bradford, Town Manager

VIII. BOARD/COMMISSION ANNUAL REPORT

A. Recreation Advisory Commission Annual Presentation

Pamela McIver, Recreation Advisory Commission Chair

IX. COMMITTEE REPORTS

A. Report of the Finance and Taxation Committee Meeting of December 1, 2016

Michael J. Pucillo, Chair

B. Report of the Public Safety Committee Meeting of December 6, 2016

Margaret Zeidman, Chair

C. Report of the Ordinances, Rules, & Standards Committee Meeting of December 8, 2016

Bobbie Lindsay, Chair

X. REGULAR AGENDA

A. Old Business

1. Recreation Center Update
   Beth Zickar, Director of Recreation
   TIME CERTAIN: 10:30 a.m.

   a. Update on Proposed Recreation Center and Improvements to Seaview Park

   b. Revised Architectural Plans, Timeline and Costs

   c. Survey

   d. Ratification of Selection Commitee Recommendations for Construction Manager At-Risk (CMAR) Services for Seaview Park and Palm Beach Community Center Improvements - RFQ No. 2016-45.
   H. Paul Brazil, P.E., Director of Public Works

2. Discussion of Potential General Employee Pension Changes
TIME CERTAIN: 11:30 a.m.

Jane Struder, Director of Finance

3. Status Report Regarding Potential Sale of 5976 Okeechobee Blvd

Jay Boodheshwar, Deputy Town Manager

4. Consideration of Scheduling an Attorney/Client Session Regarding The Coalition of Immokalee Workers, Inc., vs Town of Palm Beach, Case No. 16-CV-80284-Rosenberg/Brannon, Pending in the United States District Court, Southern District of Florida. Discussion of this Matter to Begin Immediately Following this Regular 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 Richard M. Kleid, Bobbie Lindsay, Danielle H. Moore, Michael J. Pucillo, Margaret A. Zeidman; Town Manager Thomas G. Bradford, Attorney John C. Randolph, Margaret L. Cooper, Esq., and Court Reporter from Pleasanton and Marsaa Court Reporting.

John C. Randolph, Town Attorney

B. New Business

1. Town Docks Update

Thomas G. Bradford, Town Manager

2. RESOLUTION NO. 02-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida Urging the Governor of the State of Florida, the South Florida Water Management District and the United States Fish and Wildlife Service To Work Cooperatively To Manage Exotics and Maintain The Arthur R. Marshall Loxahatchee National Wildlife Refuge.
TIME CERTAIN: 1:00 p.m.

Thomas G. Bradford, Town Manager

3. Coastal Update
H. Paul Brazil, P.E., Director of Public Works

a. Shore Line Update

4. Consideration of Request to Reserve Phipps Park's North Parking Lot for Private Use on February 11, 2017, and Approval Process for Future Related Requests.

Susan A. Owens, MMC, Town Clerk

5. Townwide Undergrounding Project Update

Thomas G. Bradford, Town Manager

6. Appeal of Right of Way Permit Denial for Wells Fargo Bank located at 255 S. County Road

Thomas G. Bradford, Town Manager

C. Matters Pulled From Consent Agenda: If needed

XI. ORDINANCES

A. Second Reading

1. ORDINANCE NO. 26-2016 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending the Town Code of Ordinances at Chapter 106, Streets, Sidewalks and Other Public Places; Article V, Sidewalks; Section 106-156, Regarding Duty to Maintain Sidewalks and Gutters Free of Debris, Encumbrances and Obstructions; Providing a Definition of Debris, Providing for Severability; Providing for Repeal of Ordinances in Conflict; Providing for Codification; Providing an Effective Date.

   Jay Boodheshwar, Deputy Town Manager

2. ORDINANCE NO. 27-2016 An Ordinance Of The Town Council Of The Town Of Palm Beach, Palm Beach County, Florida, Amending The Code Of Ordinances Of The Town Of Palm Beach At Chapter 66, Natural Resource Protection, Article I, In General, Section 66-2, Definitions So As To Add, Amend Or Delete Various Terms Related To Landscape And Irrigation Requirements; Amending Article Iv, Vegetation, Relating To Conditions For Landscape Design, Installation And Removal; Moving General Requirements For Landscape Design To A New Section 285; Modifying Section 66-286 Establishing Minimum Requirements For Shade Trees, Required Landscaping For Interior Parking Lots, Minimum Landscape Installation Requirements, Modifying Irrigation Standards And Requirements For Irrigation And Irrigation Systems, Providing For Requirements Related To The Submission Of Plans, And Landscape Installation And Removal Permits; Adding Section 66-287 Requiring That All Required Landscaping Be Approved By The Planning, Zoning And Building Department Prior To The Issuance Of Certificates Of Occupancy Or Completion; Adding A New Section 66-288 Requiring Protection Of Trees During Construction; Adding A New Section 66-289 Requiring Vegetation Maintenance; Adding A New Section 66-290 Providing Standards Related To Tree Trimming; Adding A New Section 66-291 Prohibiting Certain Practices Related To Tree Trimming; Providing For Severability; Providing For Repeal Of Ordinances In Conflict; Providing For Codification; Providing An Effective Date.

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

3. ORDINANCE NO. 28-2016 An Ordinance of The Town Council of The Town of Palm Beach, Palm Beach County, Florida, Rescinding Section 18-241 of The Town Code of Ordinances Relating To Building Board of Adjustment And Appeals In Its Entirety; Providing For Severability; Providing For Repeal of Ordinances In Conflict; Providing For Codification; Providing An Effective Date.

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

B. First Reading

1. ORDINANCE NO. 04-2017 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending the Town Code of Ordinances at Chapter 70, Offenses by Creating a new Section 70-9 Entitled Balloons and Sky Lanterns Release; Providing for the Prohibition on the Release of Balloons and Sky Lanterns Within the Town; Providing Definitions Regarding the Same; Providing for Severability; Providing for Codification; Providing an Effective Date; and for Other Purposes.

   Jay Boodheshwar, Deputy Town Manager

2. ORDINANCE NO. 05-2017 An Ordinance Of The Town Council Of The Town Of Palm Beach, Palm Beach County, Florida, Amending Section 2-567. Of The Town Code Of Ordinances Relating To The Creation Of An Investment Advisory Committee; Amending Subsection (G) Thereof So As To Include In The Duties Of The Investment Advisory Committee The Obligation To Act As A Citizen Oversight Committee In Regard To The One-Cent Surtax Enacted By Law; To Review The Revenues and Expenditures Of Said Surtax Proceeds By The Town And To File An Annual Report To The Town In Regard To The Committee's Duties As A Citizen Advisory Committee; Providing For Severability; Providing For Repeal Of Ordinances In Conflict; Providing For Codification; Providing An Effective Date.

   John C. Randolph, Town Attorney

3. ORDINANCE NO. 06- 2017 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending The Town Code of Ordinances at Chapter 2, Administration, Article X, Shore Protection Board at Section 2-636, so as to Create Term Limits and so as to Provide for The Appointment of Alternate Members; Providing for Severability; Providing for Repeal of Ordinances in Conflict; Providing for Codification; Providing an Effective Date.

   John C. Randolph, Town Attorney

XII. ANY OTHER MATTERS

XIII. ADJOURNMENT

XIV. FUTURE MEETINGS

PLEASE TAKE NOTE:

Note 1: 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.

Main Town Calendar

Town Council Meeting-Regular Business
January 10, 9:30 AM - 5:00 PM @ Council Chambers
More Details

Town Council Meeting-Development Review
January 11, 9:30 AM @ Council Chambers
More Details

Ordinances, Rules, and Standards Committee Meeting
January 12, 9:30 AM @ Council Chambers
More Details

Planning and Zoning Commission Meeting
January 17, 9:30 AM @ Council Chambers
More Details

Landmarks Preservation Commission (LPC) Meeting
January 18, 9:30 AM @ Council Chambers
More Details

Code Enforcement Board Meeting
January 19, 2:00 PM
More Details

Architectural Commission (ARCOM) Meeting
January 25, 9:00 AM @ Council Chambers
More Details

Shore Protection Board Meeting
January 30, 9:00 AM - 2:00 PM @ Council Chambers
More Details

Ordinances, Rules, and Standards Committee Meeting
February 2, 9:30 AM @ Council Chambers
More Details

Town Election
February 7, 7:00 AM - 7:00 PM
More Details

Underground Utilities Task Force (UUTF) Meeting
February 7, 9:00 AM @ Council Chambers
More Details

Town Council Meeting-Regular Business
February 14, 9:30 AM - 5:00 PM @ Council Chambers
More Details

Town Council Meeting-Development Review
February 15, 9:30 AM @ Council Chambers
More Details

Landmarks Preservation Commission (LPC) Meeting
February 16, 9:30 AM @ Council Chambers
More Details

Code Enforcement Board Meeting
February 16, 2:00 PM
More Details

Investment Advisory Committee Meeting
February 17, 2:30 PM @ Council Chambers
More Details

Planning and Zoning Commission Meeting
February 21, 9:30 AM
More Details

Architectural Commission (ARCOM) Meeting
February 22, 9:00 AM @ Council Chambers
More Details

Shore Protection Board Meeting
February 22, 9:00 AM
More Details

Commencement of Lights Out for Sea Turtles
March 1, All Day
More Details

Recreation Advisory Commission Meeting
March 1, 9:00 AM
More Details

Ordinances, Rules, and Standards Committee Meeting
March 2, 10:00 AM @ Council Chambers
More Details

Retirement Board Meeting
March 3, 9:00 AM @ Council Chambers
More Details

Underground Utilities Task Force (UUTF) Meeting
March 7, 9:00 AM @ Council Chambers
More Details

Town Council Meeting-Regular Business
March 14, 9:30 AM - 5:00 PM
More Details

Town Council Meeting-Development Review
March 15, 9:30 AM @ Council Chambers
More Details