

TOWN OF PALM BEACH

Office of The Town Clerk

MINUTES FROM THE SPECIAL TOWN COUNCIL MEETING HELD ON JANUARY 4, 2001

1) Closed Door Attorney/Client Session – 2) Selection of Landscape Architect for Town Park

I. CALL TO ORDER AND ROLL CALL

The meeting was called to order by President Jack McDonald at 1:00 p.m. On roll call the following Elected Officials were found to be in attendance: President Jack McDonald, President Pro-Tem Samuel McLendon (arrived at the meeting at 1:05 p.m.), Councilman Brooks, Councilman Goldblum, and Councilman Wyett. Mayor Lesly Smith was absent. Also present were: Acting Town Manager Thomas Bradford, Town Attorney John Randolph, Public Works Director Al Dusey, Planning, Zoning & Building Director Robert Moore, Facility Maintenance Division Manager Joe Ugi, and Town Clerk Mary Pollitt.

II. INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation was given by Town Clerk Pollitt. The Pledge of Allegiance was led by President McDonald.

III. APPROVAL OF AGENDA

Councilman Brooks made a motion to approve the agenda. The motion was seconded by Councilman Wyett and carried 4-0 as President Pro-Tem McLendon had not arrived at the meeting at this time.

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IV. BELLSOUTH TELECOMMUNICATIONS, INC. V. TOWN OF PALM BEACH CLOSED-DOOR ATTORNEY/CLIENT SESSION:

F. S. 286.011(8) Allows the Mayor, Town Council, and the Town Manager to Meet in a Closed-Door Attorney/Client Session for the Purpose of Discussing Strategy Related to Litigation.

The Town Council President announced:

- a) The Attorney/Client Closed-Door Session will take place in the rear Conference Room
- b) The estimated time is one hour
- c) The names of the persons attending:

Town Council President Jack McDonald, Town Council President Pro-Tem Samuel C. McLendon, Town Councilman William J. Brooks, Town Councilman Norman P. Goldblum, Town Councilman Allen S. Wyett, Town Attorney John C. Randolph, Acting Town Manager Thomas G. Bradford, and Ley and Marsaa Court Reporter Tracy Barrett.

Town Attorney Randolph announced the style of the case and the case number: BellSouth Telecommunications, Inc. vs. The Town of Palm Beach, Case Number 98-9010AI. He said the purpose of the meeting shall be confined to settlement negotiations or strategy sessions relating to litigation expenditures. At the conclusion of the closed-door meeting, the Special Town Council meeting will be reconvened for the purpose of adjournment.

V. RECONVENE SPECIAL TOWN COUNCIL MEETING

- a) Call to Order

President McDonald reconvened the Special Town Council Meeting at 2:07 p.m.

- b) Town Council President to Announce the Termination of the Attorney/Client Session

President McDonald announced the termination of the Attorney/Client session.

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VI. MAYOR, TOWN COUNCIL, AND PUBLIC REVIEW AND COMMENT RELATIVE TO THE PROPOSALS OF THE LANDSCAPE ARCHITECT FINALISTS FOR THE DESIGN AND DEVELOPMENT OF THE BOYNTON LANDSCAPE PARCEL IN ORDER TO RANK THE LANDSCAPE ARCHITECTURAL FIRMS

Mayor Lesly Smith was present for the remainder of the meeting.

President McDonald said the Landscape Architect Finalists would be heard as follows: 1) Murakami Landscape Architects, Inc. with RKB Architects Planners, Incorporated; 2) Sanchez& Maddux, Inc.; and 3) W. K. Dickson. President McDonald said he would ask the three presenters if they would like to leave the room when the others were presenting. After discussing the issue, the presenters decided they would all stay while one was presenting.

Richard Brooks, Principal of RKB Architects, addressed the Town Council giving a background of his firm and introduced Don Murakami explaining the two firms have worked together over the years on a number of projects. He outlined some of the details of previous and present projects both he and Mr. Murakami have worked on.

Mr. Brooks said that the comments made by the Selection Committee at the December 5th meeting were incorporated into the overlay of the revised plan presented at this meeting.

Don Murakami explained the three items he wanted to cover: 1) a review of the developed projects by his team; 2) an overview of the scheme presented previously with additional input based on comments and budgetary impacts; 3) presentation of a third scheme.

Mr. Murakami described his plan as "gardenesque" in character featuring a large, specimen shade tree in the center flanked by a low fountain in a wing-like form containing water lilies or lotus. He continued that an eight foot wall would separate the parking lot from the garden, and the intent was to maximize the garden space. He noted the circulation and access to the garden would be from all four corners and from the center on South County Road. He described the plan as classic and enduring over time. Mr. Murakami said the pavilions shown on the plan were optional and could be added later depending on the budget. A large Victorian type circular tree bench with two ell shaped benches were shown on the plan. Additional seating would be on low walls and coping. He said the cost of the project is approximately \$250,000 including the parking lot, design fees, and with minimal lighting. He added that the lattice and pavilions were not included; however, each pavilion is estimated to cost \$35,000.

After hearing discussion from the Mayor and Town Council members, Palm Beach Garden Club representative Nancy Murray requested additional information regarding the hardscape materials.

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Mr. Murakami responded materials in the central plaza area would be coquina or keystone and costs would dictate the usage of granite or cast stone in various places. He added the Victorian bench would be painted, enameled wood.

Mrs. Murray said she would like to see the specimen tree be non-deciduous. She questioned the maintenance requirements for the proposed park.

Mr. Murakami replied the park would be relatively maintenance free because there are no sod areas. He added too that the black olive trees presently on-site would be eliminated.

Jorge Sanchez from Sanchez & Maddux introduced Phil Maddux and Daryl McCann. Mr. Sanchez described the proposed park which would be separated from the parking lot by a hedge, and some of the canopy trees that are presently on site would be retained while the plan would introduce new shade trees. Mr. Sanchez said the plan was pedestrian friendly as well as establishing a pleasing view for the motoring public on South County Road. He described the concept as simple in the way it was executed and simple to maintain. He noted the only wood that would be used was for the pergolas with the balance of the materials being brick and mortar.

Mr. Sanchez explained the plan was for a pergola on three sides that would open into a central courtyard featuring a fountain with the whole aspect open to South County Road. He added the Mediterranean look would be compatible with the surrounding area including Worth Avenue, and the plan was taken from an old plan for a park that was planned by the Garden Club on the Breakers property.

Nancy Murray from the Garden Club requested identification of the vines proposed to cover the pergola. Mr. Sanchez responded five different types were intended for installation over the pergolas.

Responding to questions from Mayor Smith regarding the cost of the project, Mr. Sanchez replied that the \$250,000 budget would be followed including \$15,000 for lighting. He explained that nine benches holding four persons each and the seating around the fountain wall area would provide adequate seating for a number of persons.

Chris Macey from W. K. Dickson introduced Joe Gilberti and Ed Czynscon as the team who put together the proposed park plan. Mr. Macey identified some of the projects his company had successfully completed.

Mr. Macey described the general methodology his firm uses that is tailored for each project. He said the methodology includes research on the site, working with the community to

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develop a conceptual plan and a statement of probable cause. After refining the concept plan and presenting it publically, a final plan is produced with a cost estimate.

Mr. Macey said, based on input from several Palm Beach residents, an open and inviting plan was put together. He said design considerations that were considered were: pedestrian circulation, adjacent land uses, aesthetic context, bioclimatic comfort, hardscape materials, and a landscape palette. Mr. Macey explained the conceptual plan he presented featured lighting, game tables, dog bars, dog waste facilities, white water noise, shell rock paving, and tile accents.

Mr. Macey said his plan would include removing the existing black olive trees along South County Road and bringing it into compliance with the other sidewalks lined with palms on South County Road. He added that a street light would be added in the center of the park. Additionally, an irregularly shaped zoysia grass area was the center point of the plan that would provide a calming, peaceful effect, and the area would provide flexible uses for the park. He suggested container plants, changed seasonally, could be added to the park and perhaps maintained by the Garden Club. He mentioned the overhead power line on the southern edge of the property was proposed to be buried.

Mr. Macey said a trellised area with a combination of hedging and vines would screen the parking lot from the service area in the back of the adjacent stores. The hardscape materials would include using the matching metals on the existing Town light polls, etc. for drinking fountains, trash receptacles, and lighting fixtures in the park. He concluded the plan provided choices for the visitors to the park, flexibility, continuity, variety, and unity.

Ed Czynscon said the paving was projected to cost \$50,000; the site amenities would be \$109,000; and the planting was projected at \$54,000. The total \$250,000 would be required for design fees, contingency fees, and maintenance of traffic.

After a discussion regarding the three plans that were presented to the Mayor and Town Council, Town Attorney Randolph advised that normally the choice of a firm would not be based on the figures or costs given for the project but would be based on the first choice, and then the Town would negotiate with the first choice. If an agreement could not be reached with the first choice, then the Town could negotiate with the second choice and then the third choice.

President McDonald directed that the Council should rank their preferences in order of 1,2,3 with number one being the first choice. After marking the sheets, they should be passed to Town Attorney Randolph for tabulation.

Mayor Smith thanked all the firms for participating in the design process and praised Murray Goodman for his donation of the land to the Town for the park.

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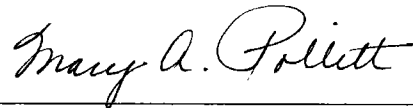
After the tabulation, President McDonald announced Mr. Murakami was the choice of the Town Council to design the park. He said the Town would negotiate with Mr. Murakami on the design process, and Mr. Sanchez and Mr. Dickson were second and third respectively.

VII. ANY OTHER MATTERS

There were none.

VIII. ADJOURNMENT

The meeting was adjourned at 3:30 p.m.

A handwritten signature in cursive script, reading "Mary A. Pollitt", is written over a horizontal line.

Mary A. Pollitt, Town Clerk