

TOWN OF PALM BEACH

Minutes of the Town Council Meeting
Held on September 9, 2025

CALL TO ORDER AND ROLL CALL

The meeting was called to order at 09:30 AM in the Town Council Chambers.

Members Present: Bridget Moran, Ted Cooney, Lewis Crampton, Bobbie Lindsay, Julie Araskog, and Danielle Moore

Staff Present: Kirk Blouin, Carolyn Stone, Bob Miracle, Paul Brazil, Kelly Churney, and Town Attorney Joanne O'Connor

INVOCATION AND PLEDGE OF ALLEGIANCE

Town Clerk Churney led the invocation, and Council President Lindsay led the Pledge of Allegiance.

APPROVAL OF CONSENT AGENDA

Town Clerk Churney announced that the title of Resolution 94-2025 had been amended.

Resolutions 110-2025 and 112-2025 were pulled from the Consent Agenda for further discussion.

A motion was made by Council Member Cooney and seconded by Council President Pro Tem Crampton to approve the amended consent agenda. The motion was carried unanimously, 5-0.

1. August 12, 2025, Town Council Meeting Minutes
2. August 13, 2025, Town Council Development Review Meeting Minutes
3. August 27, 2025, Architectural Commission Meeting Minutes

4. **94-2025** A Resolution of the Town Council of the Town Of Palm Beach, Palm Beach County, Florida, approving a purchase order to Kemira Water Solutions Inc. for FY26 in the amount of \$250,000 for Ferric Sulfide.
5. **104-2025** A Resolution Of The Town Council Of The Town Of Palm Beach, Palm Beach County, Florida, Designating The Planning, Zoning & Building Department As The Administrative Authority For Receiving, Reviewing And Processing Plat And Replat Submittals And Designating The Director Of Planning, Zoning & Building As The Administrative Official Authorized To Approve Plats And Replats Pursuant To Section 177.071, Florida Statutes; And Providing An Effective Date.
6. **106-2025** A Resolution of the Town Council of the Town Of Palm Beach, Palm Beach County, Florida, approving a change order to Janice M. Riley, DBA, The Paving Lady for Phase 5N and 6N Milling and Paving Improvements in the amount of \$\$440,554.89 for a total awarded Purchase Order of \$2,527,856.79.
7. **109-2025** A Resolution of the Town Council of the Town Of Palm Beach, Palm Beach County, Florida, approving a purchase order to Miller Electric for IT Servers to support the Police Department in the amount of \$315,000, approving a contingency in the amount of \$31,000 and approving a project budget in the amount of \$346,000
9. **111-2025** A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Adopting Revised Fees for the Town of Palm Beach.
11. Request to Hear Proposed Ordinance Nos. 009-2025, 010-2025, 011-2025, 012-2025, 013-2025, 014-2025, 015-2025 Prior to 5:00 p.m. on the Wednesday, September 10, 2025, Town Council Development Review Meeting.

APPROVAL OF AGENDA

Town Clerk Churney announced the following changes to the agenda:

Item 22 – Request for a Historical Marker on Worth Avenue Recognizing Lilly Pulitzer was deferred to October 14, 2025.

Item 27 – Ordinance 20-2025 was deferred to October 14, 2025.

Item 29 – Three Strike - Stop Work Order for 334 Chilean Avenue was added to the agenda.

Item 30 – Three Strike - Stop Work Order for 428 Chilean Avenue was added to the agenda.

A motion was made by Council Member Cooney and seconded by Council Member Araskog to approve the agenda as amended. The motion was carried unanimously, 5-0.

COMMENTS

12. MAYOR AND TOWN COUNCIL MEMBERS

Mayor Moore announced the following September Milestones: 5 years of service for Michael Castineiras (PD) and Courtney Ludwig (PD), 10 years of service for Patricia Strayer (PW), 20 years of service for Tim Campbell (REC), and 25 years of service for Michael Dawson (PD). She announced that Terri Bayard (IT) retired after 25 years of service. The mayor urged residents to begin making plans for the upcoming Hurricane Season. She reminded residents to stay connected

by signing up for town alerts, including notifications when agendas have been published.

Mayor Moore praised Patricia Strayer and the Public Works team for their work on the utility undergrounding and pole removal. She thought the areas looked much better and acknowledged the long road to this point.

Council Member Araskog asked for prayers for the children who were at school and praying in the church during the tragic shooting in Minnesota.

Council President Pro Tem Crampton welcomed the applicants for the Landmarks Preservation Commission and urged them to apply again if they were not chosen.

Council Member Moran asked her fellow members to consider adding Governance of Town Signage under Any Other Matters. *There was a consensus to place the item on the agenda for discussion.*

Council President Lindsay also noticed the beautification as a result of the removal of the utility poles.

13. PUBLIC - 3 MINUTE LIMIT

Bradford Gary, 229 Onondaga Avenue, thanked the Town Council Members for their attention to the mooring issue. He recommended establishing a federal water refuge area for the Lake Worth Lagoon adjacent to the territorial waters of the Town of Palm Beach. He thought this would serve to limit anchor damage to the marine environment and allow regulation of any harm that occurs to the lake bottom.

Robert Flewelling of Hamptons Palm Beach Fine Wine and Spirits addressed the new parking changes and the unintended consequences for small businesses. He talked about the parking fees that have to be paid either by his employees or by small businesses.

Council Member Araskog asked if the item should be added to the agenda next month. Council President Lindsay asked the staff if they could bring data pertaining to this location to the meeting in October.

GENERAL BUSINESS

14. State of Education Report by School Board Member Erica Whitfield

Erica Whitfield, School Board Member, who has served for 11 years, gave an update on Palm Beach County schools and invited continued community engagement before her term ends next November. She highlighted the district's renewed "A" rating and praised several schools for recent improvements, including Boynton Beach High and Santaluces High. She noted, however, that enrollment has dropped by over 5,500 students this year, the first decline during her tenure, which the voucher program and statewide trends have likely influenced. She noted that Palm Beach County is not considering school closures. The district has implemented a hiring freeze to adjust and is reallocating teachers as needed. Ms. Whitfield also discussed efforts to expand "choice" and vocational programs, citing an ESG report that identified areas for growth, especially in technology and career readiness. She encouraged local businesses to partner with schools to help shape programs and prepare future employees, pointing to a November 5 workshop as an

opportunity to get involved. She thanked Palm Beach residents for their tax support and ongoing commitment to public education.

15. Appointment to the Landmarks Preservation Commission

The following members presented their applications and credentials for the Landmarks Preservation Commission appointments and answered all questions: Michelle Cohen, Karen Glover, Isabella Gonzalez, Kate Gubelmann, and Patrick Segraves.

A motion was made by Council Member Moran and seconded by Council Member Araskog to appoint Patrick Segraves as a regular member of the Landmarks Preservation Commission. The motion was carried unanimously, 5-0.

16. Quarterly Litigation Report by Town Attorney Joanne O'Connor

Town Attorney Joanne O'Connor presented her quarterly litigation report, noting that the Atlantic Avenue beach access case was settled for a nominal amount, the Paramount litigation remains pending a revised application, and two "beach cases" between Sunrise and Wells Road are moving forward; one set for state trial in January 2025 after the Town's summary judgment wins, and another in federal court where two of four claims were dismissed. She also reported that the Palm Beach Synagogue appeal is almost fully briefed, and a code enforcement case with Scott Lewis has a hearing next week. In addition, Town Attorney O'Connor updated the Council on Senate Bill 180, which restricts local governments from adopting more restrictive zoning or comprehensive plan changes until 2027 (or longer if another hurricane occurs). She explained that many municipalities are joining litigation to challenge the law, led by Weiss Sirota, at a cost of \$10,000 plus appellate fees, and while not making a recommendation, cautioned that the Town's ability to make future zoning changes could be constrained.

After some discussion, the Town Council members decided to place a discussion regarding SB 180 on the agenda for September 10, 2025.

ITEMS PULLED FROM CONSENT

- 8. 110-2025** A Resolution of the Town Council of the Town Of Palm Beach, Palm Beach County, Florida, approving a waiver of formal bid and a ratification of a change order to Burkhardt Construction, Inc. for the Marina Compactor Relocation in the amount of \$577,211.14, approving a contingency in the amount of \$57,000 and approving a project budget in the amount of \$634,211.14

Council Member Araskog asked about the original estimate that staff was provided. Mr. Brazil said there was a ballpark estimate of approximately \$600,000. That quote is now outdated, and the cost has increased.

A motion was made by Council Member Cooney and seconded by Council President Pro Tem Crampton to approve Resolution 110-2025. The motion was carried 4-1, with Council Member Araskog dissenting.

10. **112-2025** A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, supporting the construction of honorary designation markers on a portion of Southern Boulevard in the Town of Palm Beach in honor of the 45th and 47th President, Donald J. Trump, recognizing the Florida Department of Transportation as the agency responsible for the designation markers, providing severability, and providing for an effective date.

Council Member Cooney did not see any assurances about maintaining the historic scenic vista. He also asked where the signage would be placed. Attorney O'Connor advised that it had been heard by the Planning and Zoning Commission.

Mr. Blouin noted that FDOT is responsible for placement, but staff can work with them to provide some examples of what it might look like and where they would be placed.

Council President Lindsay called for public comment.

Alexis Salerno, representing State Representative Meg Weinberger, supported the designation in honor of President Trump.

Rocco Talarico, 3475 S. Ocean Blvd., supported the designation in honor of President Trump.

A motion was made by Council Member Moran and seconded by Council President Pro Tem Crampton to approve Resolution 112-2025. The motion was carried unanimously, 5-0.

UNFINISHED BUSINESS

17. Town-wide Undergrounding Project - Review of Project and Dashboard, Summary of Project Status

Patricia Strayer, Town Engineer, discussed the timeline for pole removal and undergrounding. She stated that staff had been working with The Paving Lady, and they are doing a great job in phases 5 and 6 North. She noted that the foundation is being installed for the mast arm installation at Sunset Avenue.

Ms. Strayer advised the Town Council that railing had been installed under the Royal Poinciana Way Bridge, improving safety.

Council President Pro Tem Crampton asked when the paving of the area of the Palm Beach Country Club and north would occur. Ms. Strayer replied and thought it would be between now and next year.

Council President Pro Tem Crampton expressed appreciation to resident Fred Wright, who suggested installing a railing under the bridge.

17.1 ATT Cell Service Update

Patricia Strayer, Town Engineer, stated that staff had met with AT&T regarding service. She said the most significant issues seem to be at the northern end of the island and in some areas of the

southern end. She said that AT&T has identified two locations in the town that are privately owned. They will be working with the property owners prior to the approval process through the Town. She noted there was also a suggestion for placement at the south fire station.

Council President Pro Tem Crampton stated that he had spoken with Citizens Association board members. He did not think there was any interest in moving forward with a cell tower/flag pole at the south fire station.

Council Member Araskog thought the discussion about placing a tower should be an agenda item. Ms. Strayer suggested waiting to see what progresses with the private partnership that AT&T is working on, and she noted that this project would have to go through the Architectural Commission (ARCOM) process.

Council Member Moran said there are problem areas on the north end. She felt that additional discussion would need to happen regarding the placement of cell towers. Mr. Brazil stated that this discussion is very preliminary, and AT&T is working on it. They are very interested in the problem on the island. He said that staff would present additional information during future meetings.

Council President Lindsay said she has heard some concern about the placement of towers in town. She was hopeful that the cell towers could be placed on large off island buildings facing the island.

Mr. Blouin said AT&T is working on a resolution to improve service in the Town.

After the discussion, the Town Council decided to wait to see if the two private properties decide to partner with AT&T for new antenna locations. The staff will return to the Town Council with more information in the future.

18. Coastal Matters

Patricia Strayer, Town Engineer, explained that two resolutions are needed to finalize preparations for advertising the Midtown Beach Renourishment project by September 19. The first is an agreement with the Army Corps of Engineers to permanently remove 11 properties north of Seminole Avenue from the project boundaries. The second, based on recent federal guidance under the Water Resources Development Act of 2024, requires the Town to acknowledge that future federal projects will mandate perpetual public-use easements. She requested Council approval, so the signed agreements could be returned to the Corps immediately.

Council Member Moran asked if, by agreeing or disagreeing, the Town would be abandoning its right to bring legal action pertaining to perpetual easements in lieu of temporary easements. Mr. Brazil responded and stated that they are forcing the Town to acknowledge what they have always required. Ms. Strayer noted that Florida's senators and representatives have long recognized that the only way to address federal easement requirements involving public use is through legislation. She explained that the Water Resources Development Act (WRDA), which is passed about every two years, remains the vehicle for such changes. She emphasized that pursuing language in a future WRDA is the path to modify or extend the perpetual easement, rather than being bound by a two-year limit.

Council Member Araskog asked for confirmation that the agreements must be signed before the project can move forward. Mr. Brazil confirmed this statement and stated at this point, yes.

18.1 108-2025 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing the Mayor to Execute the Cooperation Agreement Between the Department of the Army and the Town of Palm Beach, Florida for the Palm Beach County, from Lake Worth Inlet to South Lake Worth Inlet, Florida Coastal Storm Risk Management Project Mid-Town Segment.

Council President Lindsay called for public comment. No one indicated a desire to speak.

A motion was made by Council Member Araskog and seconded by Council Member Moran to approve Resolution 108-2025. The motion was carried unanimously, 5-0.

18.2 113-2025 A Resolution of the Town Council of the Town Of Palm Beach, Palm Beach County, Florida, Authorizing the Mayor to Execute the Amendment Number 1 to the Project Partnership Agreement Between the Department of the Army and the Town of Palm Beach for Renourishment of the Palm Beach County Federal Shore Protection Project, Mid-Town Segment the Mid-Town Beach Renourishment Project.

A motion was made by Council Member Araskog and seconded by Council President Pro Tem Crampton to approve Resolution 113-2025. The motion was carried unanimously, 5-0.

18.3 Waivers to Town Code for Construction Dates, Hours, and Noise for Staging and Construction of Army Corps Mid-Town FCCE Project

A motion was made by Council President Pro Tem Crampton and seconded by Council Member Cooney to approve the waivers to the Town Code for construction dates, hours, and noise for staging and construction of the Army Corps Mid-Town FCCE project. The motion was carried unanimously, 5-0.

18.4 Shoreline Update Presentation

Sara Gutekunst, Coastal Coordinator, introduced Tom Pierro from Coastal Protection Engineering to present photos of the shoreline.

Mr. Pierro presented shoreline condition photos following Hurricane Erin, noting that although it was a Category 5 storm offshore, Palm Beach beaches generally performed well. Most areas showed only minor sand reshaping and seaweed removal, with seawalls effectively protecting upland properties where sand cannot be placed. The most significant impact occurred near Sunset Avenue, where dune vegetation was lost due to overtopping. Still, other areas like Midtown, Reach 7, and the South End beaches remained wide, stable, and absorbed the storm's energy as intended. He highlighted that sand placed in recent projects helped protect the shoreline. In some areas, storm action redistributed sand southward to replenish nearby stretches, demonstrating the success of the Town's beach management program.

19. 114-2025 A Resolution of the Town Council of the Town Of Palm Beach, Palm Beach County, Florida, approving a change order to A Cut Above for Royal Poinciana Median in the amount of \$131,216.29 and approving a new project budget of \$979,901.79.

Paul Brazil, Director of Public Works, explained the complications of the Garden Club's beautification project for two medians. The original landmark approval was for gravel pathways, but during cost reviews, Public Works determined concrete would be more affordable and durable, ultimately bidding and beginning construction with that material. However, the mismatch between the approved gravel design and the concrete now being installed created a procedural conflict, as the change was not taken back to Landmarks for review. He apologized for the oversight, noting the Garden Club and landscape architect have approved the concrete sample, but Council must now decide whether to continue with concrete within budget or revert to gravel, which would add about \$130,000 in costs, delay completion, and prevent finishing both medians by November. If gravel is chosen, the Town would need to cover the funding gap, and construction would pause on completing the second median until after the season to avoid traffic disruption.

Mayor Moore stated her disappointment with where the town is in this process. She asked Mr. Brazil to clarify the difference in the numbers. Mr. Brazil stated that staff developed a set of plans and specifications so that all bidders would have a fair chance to bid. When the discrepancy came up between the gravel and the concrete, someone who was well-meaning solicited a proposal from a vendor who had not bid on the project. As a public entity, the Town may not ask a vendor for an artificially low price based on either previously granted work or the promise of future work. In addition, the scope of work has been awarded to another vendor. He stated that the lower bid cannot be accepted, and it is grossly below market value. Mr. Blouin, Town Manager, further clarified that the policy is Statutory, not a Town policy. Mayor Moore stated that the construction cannot be done on the north bridge median during the season.

Council Member Moran asked what would happen if the Town Council decided not to approve the cement. Mr. Brazil stated there is an alternative where the Town could continue with concrete, and at some point, replace it with gravel. However, to do that, the landscaping would be disturbed, and the work would be duplicative. If the Town Council wishes to go with gravel, the best reasonable way would be to do as much work as possible that would not be disturbed in the future. He added that for the second median, it would not make financial sense to put in 100% of the landscaping and then return next year to move the landscaping, install the path, and replace it. He said the most economical way to address this would be to stop work in the other median once the point is reached where installations would have to be disturbed at a future date. Council Member Moran asked if it would be feasible to clean the project, grass it up, and resume the following year. Mr. Brazil said that would result in one median with landscaping and one without. Council Member Moran asked if the concrete approval would still require Landmarks Preservation Commission (LPC) approval, and Attorney O'Connor said yes.

Council President Pro Tem Crampton said balancing cost, time, and preference is important to him. He stated that he would like to hear from The Garden Club. He asked Mr. Brazil what the preference would be from a staff perspective. Mr. Brazil said he did not have a preference regarding aesthetics. However, he thought gravel in this environment did not make as much sense to him as the hard surface. He added that the hard surface was more cost-effective to install and maintain.

Council Member Araskog thought it was horribly unattractive, and she did not vote for it because she felt there were other, more essential projects. However, if she were in favor of it, she would suggest doing one half now and the other half later.

Mayor Moore expressed concern about a financial shortfall of \$131,000 for both medians. She noted that if the request is denied and goes back to Landmarks, none of the projects will be completed by November 1, 2025. She clarified that one of the median costs would be one-half of the \$131,000.

Council Member Cooney stated that this issue was challenging, and he thought the gravel was more sensitive for such a public space. He noted the gravel's permeability and softness, as well as its aesthetics.

Council President Lindsay asked how visible concrete would be from the street. Mr. Brazil said it wouldn't be seen, driving by, but it would be seen upon approach. She noted her preference for a permeable surface, and she asked Mr. Brazil to comment on how concrete would flood, erode, or if water would be absorbed. Mr. Brazil said that a concrete surface in a grass median would shed to the adjacent grass. If it were a permeable surface, the water would go through the surface and end up in the same soil it would end up in if it were an impervious surface. He noted that impervious or pervious surface in this setting, Bradley Park and Lakeside Park, would not matter because, regardless, the water would end up in the grass. She also did not want to miss the date of November 1, 2025. Mr. Brazil said the contractor and the concrete sub had developed several samples. The Garden Club and the landscape architect reviewed those samples. The textured surface was preferred.

Council Member Moran asked how the project would be financed if the Town Council decided to go with the gravel surface. Mr. Miracle said it would be paid from the Capital Improvement Fund. With the Town Council keeping the millage rate the same, that would mean an additional \$1.3 million in that fund. He noted that after approximately two years, looking at the five-year plan, a deficit would be present.

Council Member Cooney said that the subject street is highly pedestrianized.

Mr. Blouin stated that he could not have any work in or around those medians after November 1, 2025. He said anything that would disrupt traffic in any way would not be done. He said there was no increase in cost with concrete, and the increase in cost would be \$131,000 if gravel is preferred.

Council President Lindsay called for public comment.

Lisa Cregan, 354 Chilean Avenue, and President of the Garden Club of Palm Beach, expressed strong support for completing the median beautification project before the start of the season. She emphasized the Club's mission to preserve Palm Beach's charm and provide attractive community spaces. She also stressed that residents and visitors should enjoy a finished landscape without traffic delays or an unfinished appearance. She urged the Council to select a pathway material that ensures the project can be fully completed by November 1, 2025.

Brittain Damgard, Chair of the Landmarks Preservation Commission, emphasized that the median pathways should match the aesthetic of Bradley Park. She opposed using concrete, which she felt would detract from the project's appearance. While she did not want traffic delays, she suggested it would be better to complete only one path, delay the project, or use grass temporarily rather than rush forward with the wrong material. She also noted that Paul Leone of The Breakers, who owns much of Royal Poinciana Way, expressed support for using crushed shells instead.

Jenny Parker, 215 Jamaican Lane, Graden Club Member, asked if the same plant material would be available for the second median if only one of the medians was chosen to be done with the gravel. She also noted that there was a Resolution and an Invitation to Bid (ITB) number when this was presented to the Town Council in May 2025. That ITB had concrete paths and was approved at that time.

Mr. Brazil responded that, in terms of the landscaping, planting one now and holding off on the other would result in slight discrepancies between the plants. He said there was a way to modify the concrete.

Anita Seltzer, 44 Cocconut Row, thanked the Garden Club for its generosity but reiterated concerns with the median project design and process. She cited mishandled approvals, lack of LPC hearings, limited public input, missing diagrams, no traffic study, safety risks for pedestrians, questionable wheelchair/stroller access, and doubt about the use of a gravel path.

Council President Pro Tem Crampton thought the project should move forward with a phase that does not include the paths. Mr. Brazil said that to move forward with the gravel, the most cost-effective approach would be to complete one of the medians and to do as much work as possible, which would not be disturbed at a future date, to finish with the gravel. He said staff would make the area look as good as possible during the season.

A motion was made by Council Member Cooney and seconded by Council President Pro Tem Crampton to approve Resolution 114-2025, as well as moving the project forward, approving the change order from what was bid to the originally designed gravel pathways, to direct Public Works staff and the awarded contractor to complete one of the medians by November 1st, vacate the right of way by November 1st, remobilize in the spring, and try to renegotiate with the bidder for the remainder of the 50% balance of the material with either the same cost or a modest increase. The motion was carried unanimously, 4-1, with Council Member Araskog dissenting.

**Note: The meeting was recessed for lunch at 12:43 p.m. and resumed at 1:30 p.m.*

NEW BUSINESS

20. Discussion - Mooring Vessels

Council President Lindsay introduced the item and indicated that it was for discussion only since House Bill 481 passed. This bill allows municipalities to further control the time frame and regulate vessels that are anchoring or mooring in their jurisdictional waters.

Town Attorney O'Connor explained that House Bill 481 would allow counties and municipalities with populations over 1.5 million, including Palm Beach County, to adopt ordinances limiting

overnight anchoring to 30 days within a six-month period, unless vessels are in a mooring field or involved in permitted marine work. She noted she had been coordinating with the Police Department and Miami Beach, which spearheaded the legislation and recently adopted its own ordinance, to understand the ordinance structure and potential enforcement approaches.

Lieutenant Paul Alber outlined the growing challenges of boat anchoring in Lake Worth Lagoon. He explained that rising waterfront property values and marina conversions have left fewer options for average boaters, leading many to anchor long-term in the lagoon, often without proper facilities. Recent legislative changes, including the Florida Freedom Boater Act, have severely limited law enforcement's ability to conduct safety and sanitation inspections, making it nearly impossible to verify whether vessels are illegally discharging sewage. Many boats are permanently moored on unpermitted buoys, with only one properly permitted mooring in the Town's waters. Lt. Alber described efforts that have been underway, including documenting illegal moorings, removing abandoned buoys (32 so far), notifying boaters about violations, and planning a phased approach of warnings, citations, and potentially vessel removals. He stressed that abandoned and derelict boats pose health, safety, and environmental risks, especially near popular swimming areas, and noted that future removals will require Town Council support and funding.

Council President Lindsay asked how many illegal mooring balls had been removed, and Lt. Alber said 32 had been removed and over 100 remained.

Council Member Moran asked about the procedure for identifying owners for citation purposes, and Lt. Alber explained and noted that there is no defined timeline. Lt. Alber spoke about the removal of the buoys to this point and the garbage his officers saw in the water under the mooring. Mr. Blouin further clarified that once the Town reaches the level of removing illegal vessels, the cost is significant and may pose a resource issue. Lt. Alber said some vessels would be easily removed, while others would require a full-sized crane and a barge. Lt. Alber discussed what is considered a derelict vessel and the fact that owners can be charged for leaving it.

Mayor Moore noted that boats must be registered and asked if it was easy to identify the owner. Lt. Alber said that in many situations, there is no title or paperwork because the boats are sold by cash deals. Mayor Moore asked how the illegal moorings are identified, and Lt. Alber said that essentially, all of them are illegal. He also discussed how his team removes the buoys.

Council Member Araskog asked Town Attorney O'Connor about the process of removing a derelict boat. Attorney O'Connor discussed the liability process for removing derelict vessels. Lt. Alber said the Florida Fish and Wildlife process should be used since it is not spelled out in the Florida Statutes. Council Member Araskog asked how officers can document derelict vessels. Lt. Alber discussed the process and answered Council Member Araskog's questions. Mr. Blouin noted that most of the illegal vessels are not occupied and added that it was hard to track down the owners. Mr. Blouin stated that the staff was trying to make some progress, but added that it would not happen overnight. Council Member Araskog wondered if the staff had reached out to the City of West Palm Beach for assistance. Lt. Alber stated that he believed a comprehensive approach was best and added that the staff had been working with adjoining municipalities.

Council President Lindsay was frustrated with the amount of fecal matter in the water and thought the town should work with the surrounding municipalities, including Miami Beach on the issue. She expressed concern about the seagrass issue and was worried the grass would be

damaged from boats mooring or anchoring. She suggested the possibility of an aquatic preserve area.

Council Member Araskog wondered if cameras could be installed to see when people are on the derelict boats. Lt. Alber stated that using drones was an option, and added that the marine officers were diligently checking boats and trying to identify owners.

Council President Lindsay called for public comment.

John Howe, Commodore of the Palm Beach Sailing Club at 4600 N. Flagler Drive, West Palm Beach, spoke in support of allowing his club to continue mooring vessels in the lagoon. While acknowledging concerns about derelict boats and water quality, he distinguished between abandoned or problem vessels and responsible boaters like his club members. He advocated for fair treatment and a path for legitimate, well-maintained boats to remain moored legally. He emphasized that his group wants to be part of the solution rather than be penalized alongside neglectful owners.

Charles Kaufman, 9743 Sandpiper Lane, acknowledged problems with derelict boats but urged the Town not to punish responsible boaters. He stressed his commitment to protecting the environment. He argued that a managed mooring field would be less harmful than anchoring, remove derelict vessels, and allow responsible boaters to continue enjoying the water.

Martin Mineri, 2310 Deer Run Blvd., Loxahatchee, opposed the 30-day anchoring ban, saying it unfairly punishes responsible boaters with no alternatives and strips families of vessels they've invested heavily in. He argued that public waters belong to everyone under Florida's Constitution, criticized the opaque mooring permit process, and urged the Town to focus on removing truly derelict, unregistered boats instead of restricting law-abiding residents.

Elie Edmondson, 411 52nd St., West Palm Beach, a Palm Beach Sailing Club member, opposed the 30-day anchoring limit, saying it would force him to sell his sailboat. He argued that moorings protect seagrass better than anchors and stressed the Club's commitment to water quality and youth sailing programs. While supporting action against derelict vessels, he urged the Town to allow responsible boaters to keep using managed moorings.

Mayor Moore asked Lt. Alber if this was a state law. Mr. Blouin said that state law allows the Town to take action. He stated that those from the sailing club are not the problem. However, selective enforcement is not an option. He noted that staff would try to address some of the issues and concerns expressed.

Cal Landau, 145 Ocean Ave., Palm Beach Shores, opposed removing moorings, noting his boat has safely ridden out storms on one for 15 years. He warned that without secure moorings, responsible boaters will be forced to anchor, creating more risk, while derelicts remain. He urged the Town to provide a clear permitting process or establish a managed mooring field to ensure safety for boaters and property owners.

Lisa Interlandi, attorney with the Everglades Law Center and Vice Mayor of North Palm Beach, supported the Town's efforts to curb long-term anchoring, citing water quality concerns. She said waterways are for transient, not permanent, use and noted that Riviera Beach and North Palm

Beach have shown that mooring fields and enforcement can work. While not all boaters are a problem, she stressed that permits and alternatives exist. She pledged support from both North Palm Beach and the Everglades Law Center.

James Amaducci, 5915 Banana Rd., West Palm Beach, said his 32-foot sloop benefits the lagoon by supporting sailing training and marine life habitat. He stressed that he does not pollute and would like a legal way to keep his boat, noting that a 30-day anchoring limit would leave him nowhere to go. He urged the Town to establish a path for permitted moorings.

David Hoyer, who lives on his boat and is a Palm Beach Sailing Club member, said his well-kept boat meets all federal standards and does not pollute. He argued modern moorings are safer than anchors and less harmful to seagrass, urging the Town to view them as an opportunity for safety and environmental protection. He encouraged collaboration with boaters and offered to serve as a liaison.

Edward Singer, 1491 Goodwood Terrace, Wellington, said he uses his boat for fishing with his son and fears losing his mooring under the current enforcement. He described the permit process as confusing and urged the Council to clarify its role, issue temporary stickers for applicants, and work with boaters to secure legal moorings that protect residents' and boaters' property.

Wally Moran, Cat Key Lane, Melbourne, and president of the Cruisers Rights Network, opposed the 30-day anchoring limit, saying it would unfairly displace boaters given the shortage of slips and moorings. He argued that existing laws already allow the removal of derelict vessels and urged the town to work with boaters on a managed mooring field instead of catering to waterfront property owners.

Mr. Landau spoke about the person on the derelict boat and stated he has PTSD, and that was something to keep in mind.

Following all the comments, Council President Lindsay stated that after the robust discussion, the Town Attorney and staff would consider all the options, taking into account the community's concerns, and would return at a later date to address the issue.

21. 107-2025 A Resolution Of The Town Council Of The Town Of Palm Beach, Palm Beach County, Florida, Adopting The Town's Right-Of-Way Manual Revisions In Its Entirety, Replacing The Previously Amended Version.

Ms. Strayer explained the Resolution, stating that several revisions and updates had been made to the Right-of-Way Manual to make it easier to read and follow. She stated that the document is not more restrictive. She explained some of the changes that had been made to the manual.

Council Member Moran asked questions about some of the manual's content, suggesting more definitive language. Ms. Strayer and Mr. Brazil responded, explaining why the language was written the way it is in the revised manual.

Council Member Cooney noted that whatever is being used for yellow pavement markings seems less reflective than FDOT markings. Mr. Brazil explained the options for markings, and Ms. Strayer

said the Town uses thermotape without beads when it does markings. Mr. Brazil said staff could look toward using something more like what FDOT uses.

Council Member Moran asked if there was any success in getting GIS notifications to restrict trucks and cars on the north end. She asked if Mr. Brazil could try that again. Mr. Brazil stated that the staff would try again.

Council President Pro Tem Crampton asked about the restoration of the right-of-way after construction has taken place. He asked if the entire 100 feet should be done, and Mr. Brazil said the FDOT standard is 50 feet on each side of what has been disturbed. And, if only one travel lane has been impacted, that travel lane must be restored. However, if the impact has crossed the center line, the repair must be curb-to-curb. Mr. Brazil added that staff have been allowing patching in the areas where underground work will still be done and repairs will be made, anyway.

Mr. Blouin asked if it was possible to require the entire street to be done. Due to the expense, Mr. Brazil said that the staff had recommended against it several years ago. He said that the staff could work on the pros and cons and bring some options back to the Town Council for discussion and consideration.

Council President Lindsay offered some feedback on drainage issues with new homes. She said there is an issue in the north end that occurs a lot, noting that perhaps the drain is overwhelmed. She cited an example of a street area that floods every time there is heavy rain. She did not think homes should be allowed to be constructed when there is only a tiny strip drain, causing the water to drain onto the street and sit for extended periods of time. Mr. Brazil responded and stated that the staff is working on the issues, and a conversation can certainly occur with regard to the requirements for development of a single-family structure when it comes to drainage and the negative impact on the roadway.

A motion was made by Ms. Araskog and seconded by Council President Pro Tem Crampton to approve Resolution 107-2025. The motion was carried unanimously, 5-0.

22. Request for a Historical Marker on Worth Avenue Recognizing Lilly Pulitzer

****Note: This item was deferred to the meeting on October 14, 2025, at the Approval of the Agenda.***

ORDINANCES

- 23. 21-2025** An Ordinance Of The Town Council Of The Town Of Palm Beach, Palm Beach County, Florida, Amending The Town Code Of Ordinances At Chapter 42 - Environment, Article V – Noise, By Amending Section 42-198(a) And Sections 42-199 (b) And (c) To Revise The Duration Of The Construction Seasons; Providing For Severability; Providing For Repeal Of Ordinances In Conflict; Providing For Codification; Providing An Effective Date.

Wayne Bergman, Director of Planning, Building, and Zoning, explained the ordinance.

Town Attorney O'Connor read Ordinance 21-2025 by title only.

Council President Lindsay called for public comment. No one indicated a desire to speak.

A motion was made by Council Member Araskog and seconded by Council Member Moran to approve Ordinance 21-2025 on first reading. The motion was carried unanimously, 5-0.

- 24. 16-2025** An Ordinance of the Town Council of the Town Of Palm Beach, Palm Beach County, Florida, Amending The Town Code Of Ordinances At Chapter 118 -Traffic And Vehicles, Article I - In General, By Amending Sec.118-11. To Prohibit Micromobility Devices on the Lake Trail; Providing For Severability; Providing For Repeal Of Ordinances In Conflict; Providing For Codification; Providing An Effective Date.

Police Chief Caristo explained the ordinance.

Town Attorney O'Connor read Ordinance 16-2025 by title only.

Council President Lindsay called for public comment. No one indicated a desire to speak.

A motion was made by Council Member Cooney and seconded by Council Member Araskog to approve Ordinance 16-2025 on first reading, as amended. The motion was carried unanimously, 5-0.

- 25. 17-2025** 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, By Amending Sec. 106-158. To Prohibit Use Of Micromobility Devices Upon All Town Sidewalks In the Commercial Zoning Districts; Providing For Severability; Providing For Repeal Of Ordinances In Conflict; Providing For Codification; Providing An Effective Date.

Town Attorney O'Connor read Ordinance 17-2025 by title only.

Council President Pro Tem Crampton asked who would set up the safety requirements and do the safety training programs. Chief Caristo responded that the Police Department would be educating the community.

Council President Lindsay called for public comment. No one indicated a desire to speak.

A motion was made by Council Member Araskog and seconded by Council Member Cooney to approve Ordinance 17-2025 on first reading, as amended. The motion was carried unanimously, 5-0.

- 26. 18-2025** An Ordinance Of The Town Council Of The Town Of Palm Beach, Palm Beach County, Florida, Amending The Town Code Of Ordinances At Chapter 118 – Traffic And Vehicles To Regulate The Operation Of Micromobility Devices By Establishing A Minimum Age Requirement, Identification Requirement, And Safety Training Programs; Providing For Severability; Providing For Repeal Of Ordinances In Conflict; Providing For Codification; Providing An Effective Date.

Town Attorney O'Connor read Ordinance 18-2025 by title only.

Council Member Araskog suggested adding “but not limited to” to the first paragraph under 18-16. Council President Lindsay agreed.

Council Member Cooney asked about enforcement and penalties. He wondered what the penalties would be. Chief Caristo responded that a lot of it would be about educating the public. Mr. Blouin said violators would be cited to appear before the Code Enforcement Board.

Council President Lindsay called for public comment. No one indicated a desire to speak.

A motion was made by Council Member Araskog and seconded by Council Member Cooney to approve Ordinance 18-2025 on first reading, as amended. The motion was carried unanimously, 5-0.

27. **20-2025** An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, amending Chapter 82 of the Town Code of Ordinances relating to Personnel, at Article II, Employee Benefits, Division 2, Retirement System, amending Subdivision III, Firefighters, by amending Section 82-99, Deferred Retirement Option Program for Firefighters; amending Subdivision IV, Police Officers, by amending Section 82-119, Deferred Retirement Option Program for Police Officers; providing for severability, providing for repeal of Ordinances in conflict; providing for codification; providing an effective date.

**Note: This item was deferred to the meeting on October 14, 2025, at the Approval of the Agenda.*

28. **22-2025** An Ordinance Of The Town Council Of The Town Of Palm Beach, Palm Beach County, Florida, Providing For An Amendment To The Town's Budget Adopted For The Fiscal Year Commencing October 1, 2024, And Providing An Effective Date.

Town Attorney O'Connor read Ordinance 22-2025 by title only.

Mr. Miracle explained the two budget amendments.

Council President Lindsay called for public comment. No one indicated a desire to speak.

A motion was made by Council Member Araskog and seconded by Council Member Moran to approve Ordinance 22-2025 on first reading. The motion was carried unanimously, 5-0.

ANY OTHER BUSINESS

29. Three Strike Stop Work Order for 428 Chilean Avenue

Ms. Strayer noted that three strikes were issued by Code Enforcement. No one from Code Enforcement was present.

Luigi Vitalini, of Nova Domus Construction, described the details of the three strikes received.

Council Member Araskog asked Mr. Vitalini to ensure the sidewalks were safe.

A motion was made by Council Member Moran and seconded by Council President Pro Tem Crampton to waive the third strike, require all fines to be paid, and allow Public Works to issue right-of-way permits. The motion was carried unanimously, 5-0.

30. Three Strike Stop Work Order for 334 Chilean Avenue

Paul Courchene of Courchene Development Corp described the details of the five strikes received on the project.

Ms. Strayer discussed the runoff detected at the site and stated it is taken very seriously as it goes straight to the pump stations and then to the Lake Worth Lagoon.

Mr. Courchene stated that he was working on a request for a permit extension. Ms. Strayer confirmed the request to waive the three strikes and request a permit extension. She stated that she could not recommend the permit extension, which would have to be evaluated by the Planning and Zoning Department. Council Member Araskog confirmed with Mr. Bergman that they were going to file an extension and come back in October with an official request for a permit extension.

Mayor Moore expressed her frustration with the fact that there were five strikes on the project.

Council President Pro Tem Crampton thought the three-strike program should be coordinated more collaboratively between the Police, Public Works, and Planning, Zoning, and Building Departments. He asked the staff to return to the Town Council with a plan. Mr. Brazil stated he could outline how the current process is handled and present it to the Town Council.

Council Member Araskog suggested penalizing the contractor but was conflicted about making the neighbor more impacted by the construction. She suggested not allowing any work for two weeks. Council Member Moran and Mayor Moore understood and supported Council Member Araskog's concerns.

Council President Pro Tem Crampton suggested expanding the penalties on the fifth strike to include an automatic shutdown of the site.

A motion was made by Council Member Araskog and seconded by Council President Pro Tem Crampton to waive the third, fourth, and fifth strike, require all fines to be paid, allow Public Works to issue right-of-way permits, and construction may not commence until Tuesday, September 16, 2025. The motion was carried unanimously, 5-0.

31. Governance of Town Signage

Council Member Moran asked for a presentation on donor signage and naming policies, noting questions raised by the Lilly Pulitzer marker. Carolyn Stone explained that while the Town has a donor policy and procedure, it lacks clear guidelines on naming rights, plaques, and signage standards. She had previously drafted a proposal but never presented it. Ms. Stone offered to research and prepare recommendations for October, covering issues such as size, wording, placement, duration, and whether such signage should be allowed in the right-of-way.

There was a consensus to allow the staff to bring back a presentation on the topic in October.

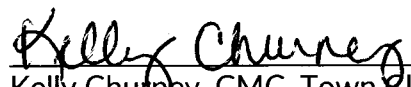
ADJOURNMENT

A motion was made by Council Member Moran and seconded by Council President Pro Tem Crampton to adjourn the meeting at 4:25 p.m. The motion was carried unanimously, 5-0.

APPROVED:


Bobbie D. Lindsay, Town Council President

APPROVED:


Kelly Churney, CMC, Town Clerk
Date: 10/14/25

