



TOWN OF PALM BEACH

Town Manager's Office
TOWN COUNCIL MEETING

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

AGENDA

JULY 13, 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

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

II. INVOCATION AND PLEDGE OF ALLEGIANCE

III. MODIFICATIONS TO THE AGENDA

IV. APPROVAL OF AGENDA

V. PRESENTATIONS

- A.** Presentation of Marina Brand Initiatives Page 9
TIME CERTAIN: 10:30 AM
Carolyn Stone, Assistant Town Manager
- B.** Update from the City of West Palm Beach on the Water Supply
TIME CERTAIN: 11:00 AM
Poonam K. Kalkat, PhD., Director of Public Utilities (WPB)
- C.** Review of Lake Okeechobee System Operating Manual (LOSOM) and Discussion of Options Available Page 12

RESOLUTION NO. 079-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Urging the United States Army Corp of Engineers to Accelerate the Completion of the Re-Evaluation of Lake Okeechobee Operations for the Lake Okeechobee System Operating Manual to Improve Water Quality, Preserve the Natural Environment, and Protect Our Water Supply.

Lisa Interlandi, Executive Director, Everglades Law Center

VI. COMMENTS OF MAYOR DANIELLE H. MOORE

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 Page 40
Queenester Nieves, CMC, Town Clerk
- a. June 8, 2021, Town Council Meeting Minutes
b. June 9, 2021, Town Council Development Review Meeting Minutes
2. Approval of Major Matters Considered by the Architectural Review Commission at its Meeting of June 23, 2021. Page 94
Wayne Bergman, Director of Planning, Zoning and Building

B. RESOLUTIONS

1. RESOLUTION NO. 069-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of ITB No. 2021-15 To Greentech Group Solutions, LLC for Royal Poinciana Way Irrigation Improvements in the Amount of \$98,532 and Establishing a Project Budget of \$112,000. Page 151
Dean Mealy, Purchasing Manager
2. RESOLUTION NO. 070-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of RFI No. 2021-13 for Annual Physical Exams for Fire Page 1611

and Police Departments to the Primary Vendor Life Scan Wellness Center and Secondary Vendor Sited North America in the Annual Amount of \$62,000 and Establishing a Five Year Award Contingent on Satisfactory Performance and Budget Authorization in the Amount of \$310,000.

Dean Mealy, Purchasing Manager

3. RESOLUTION NO. 071-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of ITB No. 2021-03 for Street Light and Decorative Post Painting by Lot to a Primary, Secondary and Tertiary Vendor in the Annual Amount of \$43,000 and a Proposed Five Year Award of \$215,000 Contingent on Satisfactory Performance and Budget Authorization.

Page 192

Dean Mealy, Purchasing Manager

4. RESOLUTION NO. 072-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Providing for the Designation of Historic/Specimen Trees at Lake Drive Park, Providing An Effective Date.

Page 19797

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

5. RESOLUTION NO. 073-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Relating to the Worth Avenue Improvement Project; Establishing the Estimated Assessed Cost Against the Properties that will be Benefitted Thereby; Directing the Town Manager to Prepare Updated Assessment Rolls; Establishing a Public Hearing to Consider Approval of the Assessment Rolls and Reimposition of the Maintenance Assessments and their Collection Pursuant to the Uniform Assessment Collection Act; Directing the Provision of Notice; and Providing for an Effective Date.

Page 2011

Jane Le Clainche, Director of Finance

6. RESOLUTION NO. 074-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Relating to the Peruvian Avenue Improvement Project; Establishing the Estimated Assessed Cost Against the Properties that will be Benefitted Thereby; Directing the Town Manager to Prepare Updated Assessment Rolls; Establishing a Public Hearing to Consider Approval of the Assessment Rolls and Reimposition of the Maintenance Assessments and their Collection Pursuant to the Uniform Assessment Collection Act; Directing the Provision of Notice; and Providing for an Effective Date.

Page 2255

Jane Le Clainche, Director of Finance

7. RESOLUTION NO. 075-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Relating to the Collection and Disposal of Commercial Solid Waste; Establishing the Estimated Assessed Cost Against the Properties that will Be Benefitted Thereby; Directing the Town Manager to Prepare an Updated Solid Waste Assessment Roll; Establishing a

Page 250

Public Hearing to Consider Approval of the Assessment Roll and Reimposition of the Service Assessments and their Collection Pursuant to the Uniform Assessment Collection Act; Directing the Provision of Notice; and Providing for an Effective Date.
H. Paul Brazil, P.E., Director of Public Works

C. OTHER

1. Request to Consider Ordinance Nos. 16-2021 and 17-2021 at a Public Hearing on Wednesday, July 14, 2021 Prior to 5:00 p.m. Page 326
Wayne Bergman, Director of Planning, Zoning and Building
2. Potential Sale & Request for an Appraisal of Boyd Park Page 328
H. Paul Brazil, P.E., Director of Public Works
3. Request to Hold Preservation Foundation 2022 Dinner Dance in Bradley Park Page 330
Jay Boodheshwar, Deputy Town Manager

X. BOARD/COMMISSION ANNUAL REPORT

- A. Annual Report of the Retirement Board of Trustees Page 333
TIME CERTAIN: 9:45 AM
Ed Carter, Vice Chair

XI. COMMITTEE REPORTS

- A. Report of the Business and Administrative Committee Meeting Held on May 28, 2021 Page 355
Lew Crampton, Chair
 1. Recommendations from the Business and Administrative Committee
Jay Boodheshwar, Deputy Town Manager

XII. PUBLIC HEARINGS

- A. RESOLUTION NO. 076-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Vacating and Abandoning Existing Public Utility Easements within Phase 3 North Utility Undergrounding Project Limits, in the Town of Palm Beach, Florida. Page 365
Patricia Strayer, P.E., Town Engineer

XIII. REGULAR AGENDA

B. Matters Pulled From Consent Agenda: If needed

C. Old Business

1. Town-wide Undergrounding Project Page 406
H. Paul Brazil, P.E., Director of Public Works
 - a. Review of Project and Dashboard, Summary of Project Status

2. Coastal Update: Page 422
H. Paul Brazil, P.E., Director of Public Works
- a. RESOLUTION NO. 077-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Fiscal Year 2022-2023 Annual Funding Application to the Florida Department of Environmental Protection Beach Erosion Control Program.
- b. Consideration of Land Donation from Audubon Society of the Everglades, Inc. for Parcel on South Ocean Boulevard for Preservation
- c. Shore Protection Board Individual Member Tasks with Town Staff
3. Town Marina Project Page 433
H. Paul Brazil, P.E. Director of Public Works
- a. RESOLUTION NO. 078-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Change Order to Murray Logan Construction Inc. in the Amount of \$107,445 Associated to Lake Drive Park Improvements and a Change Order to Burkhardt Construction Inc. in the Amount of \$267,205 Associated to Phase 4 South Lake Drive Improvements.
4. COVID-19 Update Page 439
Kirk W. Blouin, Town Manager
- a. Clarification of Voting Protocol for ARCOM, LPC, Code Enforcement and Retirement Board of Trustees During Hybrid Meetings
- b. Discussion on Virtual Participation in Meetings (Presenters and Members of Public)
5. Update on ADA Access Associated with the Proposed Addition of Stairs on the South Side of Memorial Fountain Page 440
Jay Boodheshwar, Deputy Town Manager
- D. New Business**
1. Discussion and Consideration of Creating a Building Safety Inspection Program Page 446
Wayne Bergman, Director of Planning, Zoning & Building
2. Reconsideration of Ordinance No. 20-2020, Sec. 74-281, Limited Closure of Access from Wells Road South to Sunset Avenue
Bobbie Lindsay, Council President Pro Tem

XIV. ORDINANCES

A. Second Reading

1. An Ordinance to Amend Chapter 66, Section 66-236 to Regulate the Removal of Landscape Buffers. Page 489

ORDINANCE NO. 14-2021 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending Chapter 66 Natural Resource Protection, Article IV Vegetation, Division 2 Permits, Section 66-236 Application Procedure for Vegetation Removal Permit; Providing for Severability; Providing for the Repeal of Ordinances in Conflict; Providing for Codification; and Providing an Effective Date.

Wayne Bergman, Director of Planning, Zoning and Building

2. Residency Requirements for Elected Officials Page 492

ORDINANCE NO. 15-2021 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending Chapter 34, Elections at Article II, Candidates, Division I, Generally to Include a New Section 34.36 to Provide that any Candidate for Mayor or Town Council Shall Have Resided in the Town for a Period of at Least One Year Prior to Qualifying for Election; Providing for Severability; Providing for the Repeal of Ordinances in Conflict; Providing for Codification; Providing an Effective Date.

John C. Randolph, Town Attorney

B. First Reading

1. Amendment to the Town Charter Regarding Town Caucus and Qualifying Dates Page 495

ORDINANCE NO. 018-2021 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending the Town Charter at Section 5.03, Relating to Qualifications, to Modify the Date to Qualify for Election to the First Tuesday of December of Each Year or on a Date at Least Ninety-Five (95) Days Prior to the March Election Date, Whichever Comes First; Further Amending the Town Code of Ordinances at Chapter 34, Elections at Article II, Candidate, Division 2, Caucus, Section 34-56, Calling and Notice of Election to be Consistent with Section 5.03 of the Town Charter, Providing that the Date of the Town Caucus be Held on the First Tuesday of December of Each Year or on a Date at Least Ninety-Five (95) Days Prior to the March Election Date, Whichever Comes First; Providing for Severability; Providing for Codification; Providing for an Effective Date.

Queenester Nieves, CMC, Town Clerk

XV. ANY OTHER MATTERS

XVI. 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).

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

Town Council Meeting on: July 13, 2021

Section of Agenda

PRESENTATIONS

Agenda Title

Presentation of Marina Brand Initiatives

TIME CERTAIN: 10:30 AM

Time Certain

10:30 AM

Presenter

Carolyn Stone, Assistant Town Manager

ATTACHMENTS:

- ▣ **Memorandum Dated June 30, 2021, from Carolyn Stone, Assistant Town Manager**

TOWN OF PALM BEACH

Information for Town Council Meeting on: July 13, 2021

TO: Mayor and Town Council

VIA: Kirk W. Blouin, Town Manager

FROM: Carolyn S. Stone, Assistant Town Manager

RE: Presentation of Marina Brand Initiatives

DATE: June 30, 2021

STAFF RECOMMENDATION

Staff recommends Town Council review the information below, relative to the process staff went through with Jacober Creative to develop a marketing strategy for the new Town Marina. This is an informational only item, which will include a Power Point presentation of the Marina's brand initiatives at the July 13 Town Council meeting.

GENERAL INFORMATION

The Town Council approved Resolution No. 109-2020 in October 2020, awarding RFP 2020-21, Marine Marketing Services, to Jacober Creative. A robust marketing strategy is essential to the launch and ongoing success of the Town of Palm Beach Marina. Although the 'Town Docks' have been in existence for decades, the new marina will need an impactful launch, consistent brand identity and robust marketing strategy to ensure high levels of dockage year-round. Staff has been working closely with Jacober Creative for eight months in the design and planning for a comprehensive visual identity, brand strategy, and advertising plan. Staff desires to showcase this plan and associated assets with the Town Council prior to the public launch of the new marina website which is currently under development and slated to go live on July 15, 2021.

The rebrand of the marina has been created by combining modern influences with a defined sense of history and place that is Palm Beach. Marina customers have provided input and feedback in the brand identity process. Market research informs the advertising plan to reach and optimize target audiences. Brand elements and key messages will influence all aspects of marina operations - from employee training and customer service to the look and feel of the captain's lounge and marina office. The personality of the marina must appeal to the ultra-high net worth individuals who will be our customers while exuding the historical charm and character of Palm Beach. It is essential that the marina stays 'on brand' in all service delivery aspects. Jacober Creative has captured the ethos of Palm Beach and brings to life an exceptional brand voice to our global marketing plan. Staff is excited to reveal to you the new look and feel of the Town of Palm Beach Marina as presented by Paul Jacober, Creative Director and Principal of Jacober Creative.

FUNDING/FISCAL IMPACT

Funding for initial marina marketing services was approved at the October 13, 2020, Town Council meeting. Funding for marketing services in FY 22 is included in the marina operations budget which will be presented at the Special Town Council Budget Meeting on July 15, 2021.

cc: Jay Boodheshwar, Deputy Town Manager
Mike Horn, Dockmaster

TOWN OF PALM BEACH

Town Council Meeting on: July 13, 2021

Section of Agenda

PRESENTATIONS

Agenda Title

Review of Lake Okeechobee System Operating Manual (LOSOM) and Discussion of Options Available

RESOLUTION NO. 079-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Urging the United States Army Corp of Engineers to Accelerate the Completion of the Re-Evaluation of Lake Okeechobee Operations for the Lake Okeechobee System Operating Manual to Improve Water Quality, Preserve the Natural Environment, and Protect Our Water Supply.

Presenter

Lisa Interlandi, Executive Director, Everglades Law Center

ATTACHMENTS:

- ▣ **Resolution No. 079-2021**
- ▣ **SFWMD LOSOM Presentation Alternatives**

RESOLUTION NO. 079-2021

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, URGING THE UNITED STATES ARMY CORP OF ENGINEERS TO ACCELERATE THE COMPLETION OF THE RE-EVALUATION OF LAKE OKEECHOBEE OPERATIONS FOR THE LAKE OKEECHOBEE SYSTEM OPERATING MANUAL TO IMPROVE WATER QUALITY, PRESERVE THE NATURAL ENVIRONMENT, AND PROTECT OUR WATER SUPPLY

WHEREAS, Lake Okeechobee is the centerpiece of an integrated regional water management system that interconnects communities, businesses, public water supplies, and ecosystems throughout South Florida; and

WHEREAS, Lake Okeechobee's authorized project purposes include, water supply, flood control, recreation, navigation, environmental effects to fish and wildlife, and cultural and recreational resources; and

WHEREAS, the Lake Okeechobee Regulation Schedule of 2008 ("LORS") was implemented as an interim measure to protect the public from the risk of catastrophic failure of the Herbert Hoover Dike; and

WHEREAS, adherence to LORS has resulted in harmful discharges through the St. Lucie and Caloosahatchee Rivers and the Lake Worth Lagoon as the large influxes of lake water significantly impact salinity levels and reduce water quality in the estuaries, damaging the economy, aquatic life, and human health; and

WHEREAS, Section 1106 of the 2018 Water Resources Development Act ("WRDA") directs the Secretary of the Army to expedite completion of the Lake Okeechobee regulation schedule to coincide with completion of the Herbert Hoover Dike project, and may include all relevant aspects of the CERP; and

WHEREAS, Lake Okeechobee is essential to protecting the region's water supply by providing a source of freshwater to prevent the migration of saltwater into coastal wellfields and as a source of surface water for use by some coastal utilities; and

WHEREAS, water discharged from Lake Okeechobee contains excessive nutrient levels that, combined with elevated water temperatures, creates ideal conditions for harmful Cyanobacteria (blue green algae) blooms and the degradation of quality of life inside the lake as well as in its canals and reservoirs and downstream receiving water bodies, including the Lake Worth Lagoon; and

WHEREAS, The Town of Palm Beach's source of freshwater, Clear Lake, Grassy Waters, and Lake Okeechobee is increasingly impacted by Cyanobacteria (blue-green algae) leading to levels of toxins harmful to humans in the town's water supply; and

WHEREAS In late May, 2021, Cyanobacteria toxins were detected in the treated surface water supply system in West Palm Beach, resulting in water unfit for human consumption being distributed to 3 municipalities in Palm Beach County, including the Town of Palm Beach, threatening the health and welfare of over 123,000 residents and unknown numbers of visitors crucial to the local economy; and

WHEREAS water discharged from Lake Okeechobee into the C51 and M1 canals in Palm Beach County carry polluted water from the Lake into the Lake Worth Lagoon waterway and estuary, further threatening the lagoon ecology and economy; and

WHEREAS, Palm Beach residents and their visitors are entitled to clean water from our local government supplier; and

WHEREAS, toxic algae blooms are harmful to human health and the environment, and detrimental to Florida's economy; and

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, as follows:

Section 1. The recitals and findings set forth in the Preamble to this Resolution are adopted by reference and incorporated as if fully set forth in this Section.

Section 2. The Mayor and Town Council strongly urge the SFWMD to recommend that USACE accelerate completion of the re-evaluation of Lake Okeechobee operations and the implementation of LOSOM as soon as possible, based upon the following:

1. Use of a science-based evaluation that is transparent and acknowledges and balances all Congressionally authorized purposes of Lake Okeechobee operations, with a priority to provide clean water to residents relying on the water system.
2. Use of performance measures that appropriately and accurately characterize impacts to all communities as it relates to water supply, the environment, human health, and the economy.
3. Incorporation of data and methods to ensure proposed operations improve the ecology, protect water supplies, and are robust and resilient to expected climate variability.
4. Implementation of water storage and water quality treatment projects.
5. Minimum discharge of polluted lake water east and west via the St. Lucie and Caloosahatchee Rivers and Lake Worth Lagoon, which wastes the water resource that should be cleaned first in stormwater treatment areas and then sent south where it is badly needed .
6. Maximum discharge of water south through treatment, into the Everglades and down to the Everglades National Park and Florida Bay during the dry season. Sending water south does not mean sending polluted water into the C-51 and M1 canal systems, which end up in the Lake Worth Lagoon.

7. Rejection of Alternative BB, as it reflects status quo operations that limit water flow to the Everglades in the dry season and leads to increased damaging discharges in the wet season, injuring the river, canal, and lagoon ecosystems, economy, wildlife, and estuaries.
8. Recommend adoption of Alternative CC, revised to remove Zone F in order to achieve a better balance of water resources that prioritizes the health and safety of residents and visitors as well as better protection of the environment.

Section 3. The Resolution shall become effective immediately upon its adoption.

PASSED AND ADOPTED in a regular, adjourned session of the Town Council of the Town of Palm Beach assembled this 13th day of July, 2021.

Danielle H. Moore, Mayor

ATTEST:

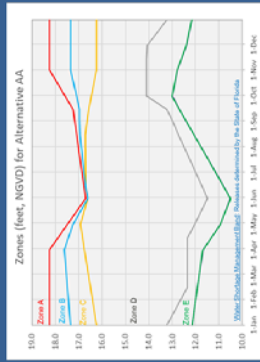
Queenester Nieves, CMC, Town Clerk

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Iteration 2

Honor Different Perspectives On Balancing The Congressionally Authorized Project Purposes And The Stated Goal And Objectives Of LOSOM

Alternative AA

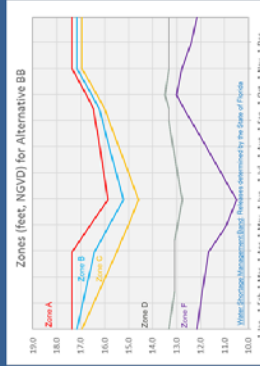


Explores upper and lower lake stages to increase interim storage in the lake to:

- Enhance ecology of St. Lucie Estuary by reducing Lake Okeechobee releases through S-308,
- Improve water supply,
- Enhance Everglades ecology by providing more freshwater south, and
- Enhance Caloosahatchee ecology by providing low and optimal flows.



Alternative BB

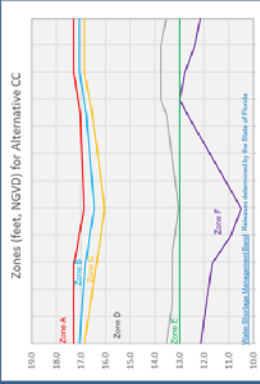


Improves water supply

performance to pre-LORS08 as a priority objective and:

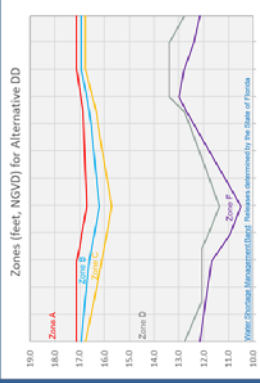
- Reduce algal bloom risk
- Increase low and optimal flows to Caloosahatchee Estuary
- Reduce lake releases to St. Lucie Estuary
- Enhancing Everglades ecology by providing more freshwater south.

Alternative CC



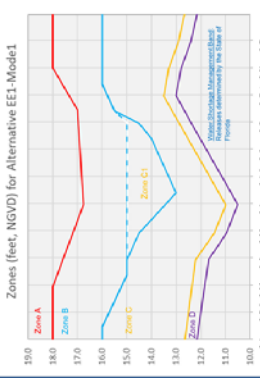
- Enhancing Caloosahatchee ecology by providing low and optimal flows and reducing extreme high flows >6500 cfs
- Enhancing ecology of St Lucie Estuary by reducing Lake O releases
- Enhancing Everglades ecology by providing more freshwater south
- Improving water supply performance as compared to the No Action condition

Alternative DD



Honors the perspective on balance that each of the LOSOM objectives should be incrementally improved over LORS08 performance

Alternative EE



Lake Okeechobee stage target (equation based). Incorporates memory and flexibility by asking key questions at key times to define operational mode:

- Mode 1-Normal
- Mode 2- Conservation
- Mode 3-Recovery

Presenter: Tim Gysan

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Each LOSOM alternative has a different schedule and release guidance

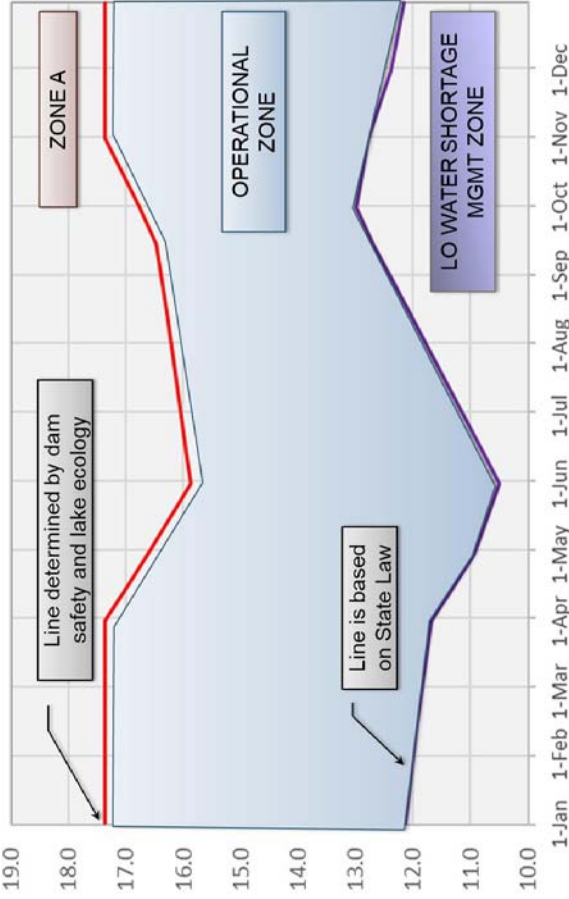
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Caloosahatchee Estuary

WEST RELEASE GUIDANCE:

Described in each schedule by zone



SOUTH RELEASE GUIDANCE:

All alternatives strive to release south to the maximum extent practicable subject to the following factors. The complexity of these factors result in widely-varying release rates – meaning, there isn't just one single number but a series.

- Regulation schedule designates an opportunity to send water south
- Everglades WCAs ability to receive water (levee safety limits)
- Treatment capability of the STAs (modeled as a potential flow based on DMSTA analysis)
- EAA runoff and opportunities to flow Lake O water to the STAs (flow-through capacity)
- Structure and canal conveyance capabilities

The C&SF project will provide water for water replenishment, when possible, of the Everglades WCAs for fish and wildlife and recreational purposes



Everglades



St. Lucie Estuary

EAST RELEASE GUIDANCE:

Described in each schedule by zone



Lake Worth Lagoon

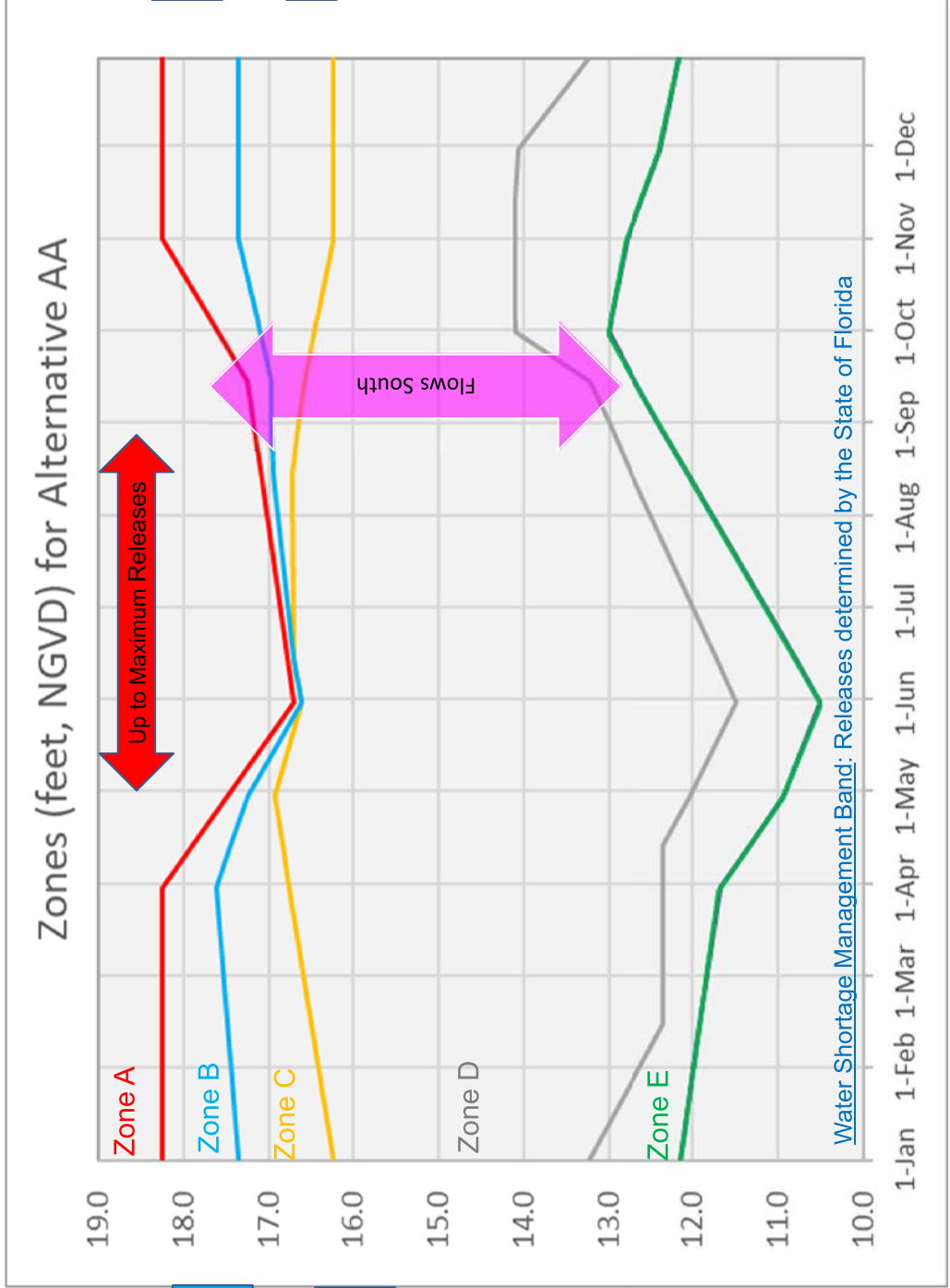
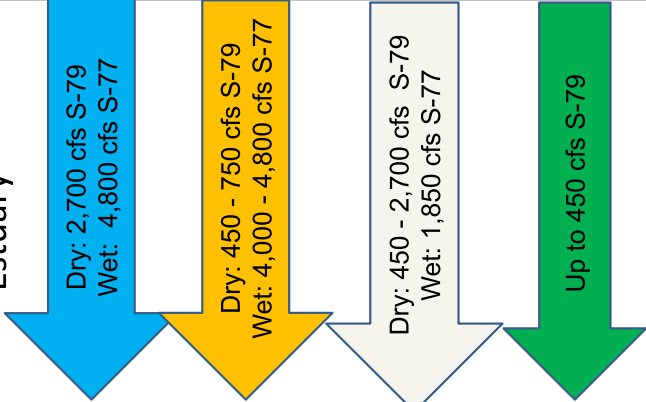
LWL RELEASE GUIDANCE:

S-271 Up to 300 cfs when S-80 is also releasing to tide.

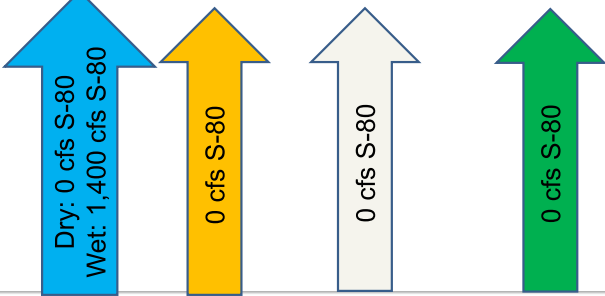
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Alternative AA

Releases West to Caloosahatchee Estuary

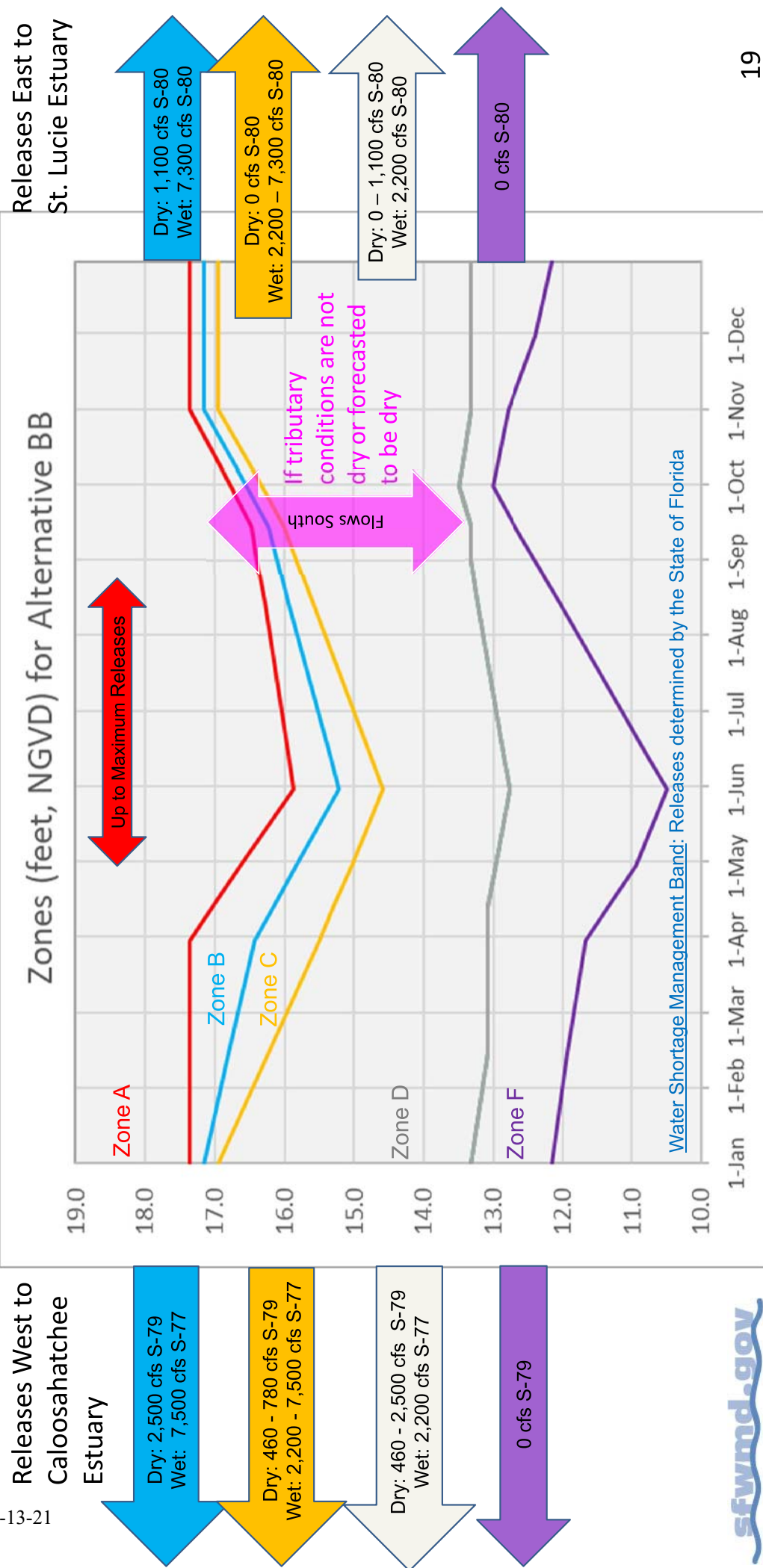


Releases East to St. Lucie Estuary



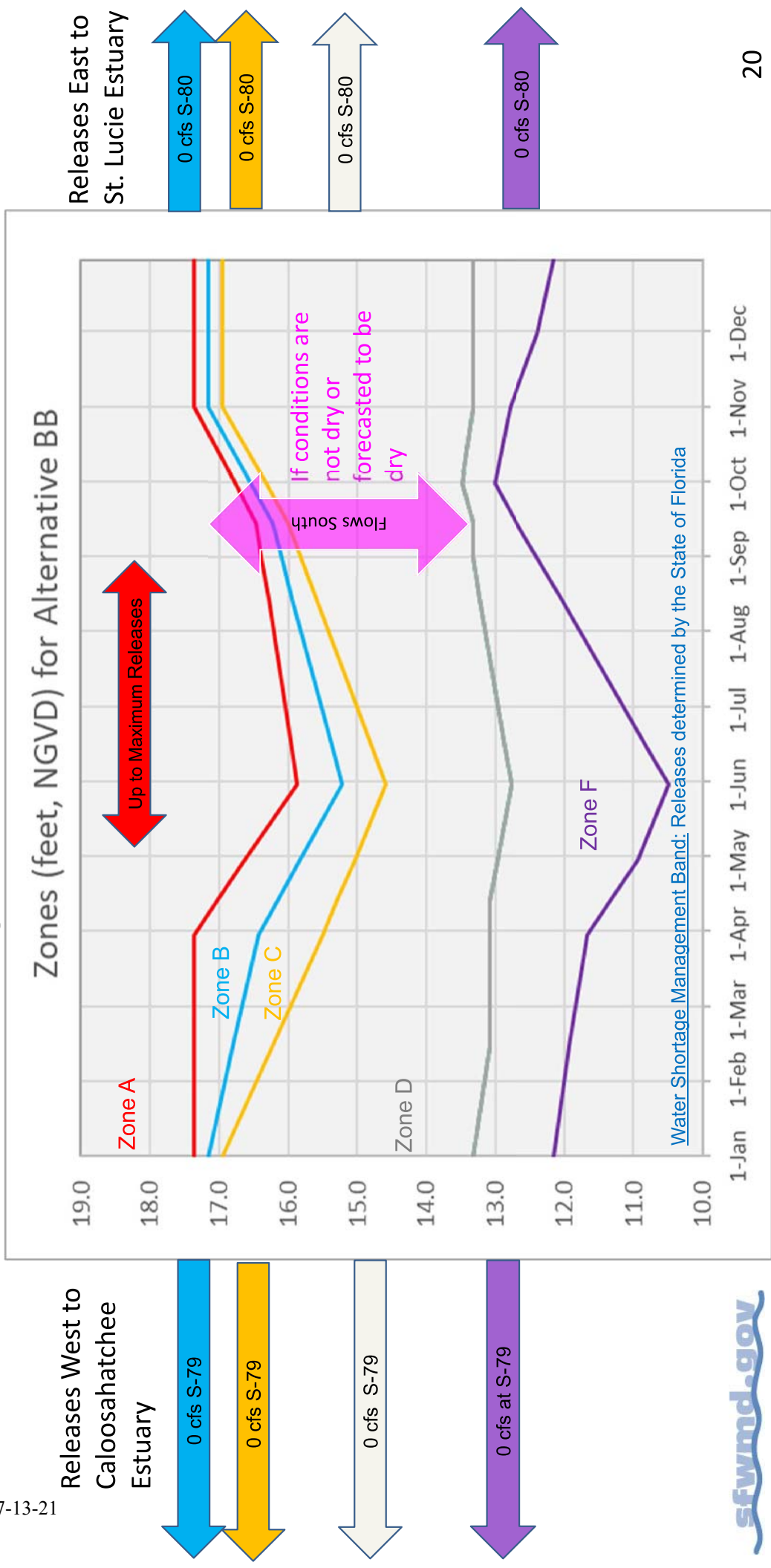
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Alternative BB (January – May)

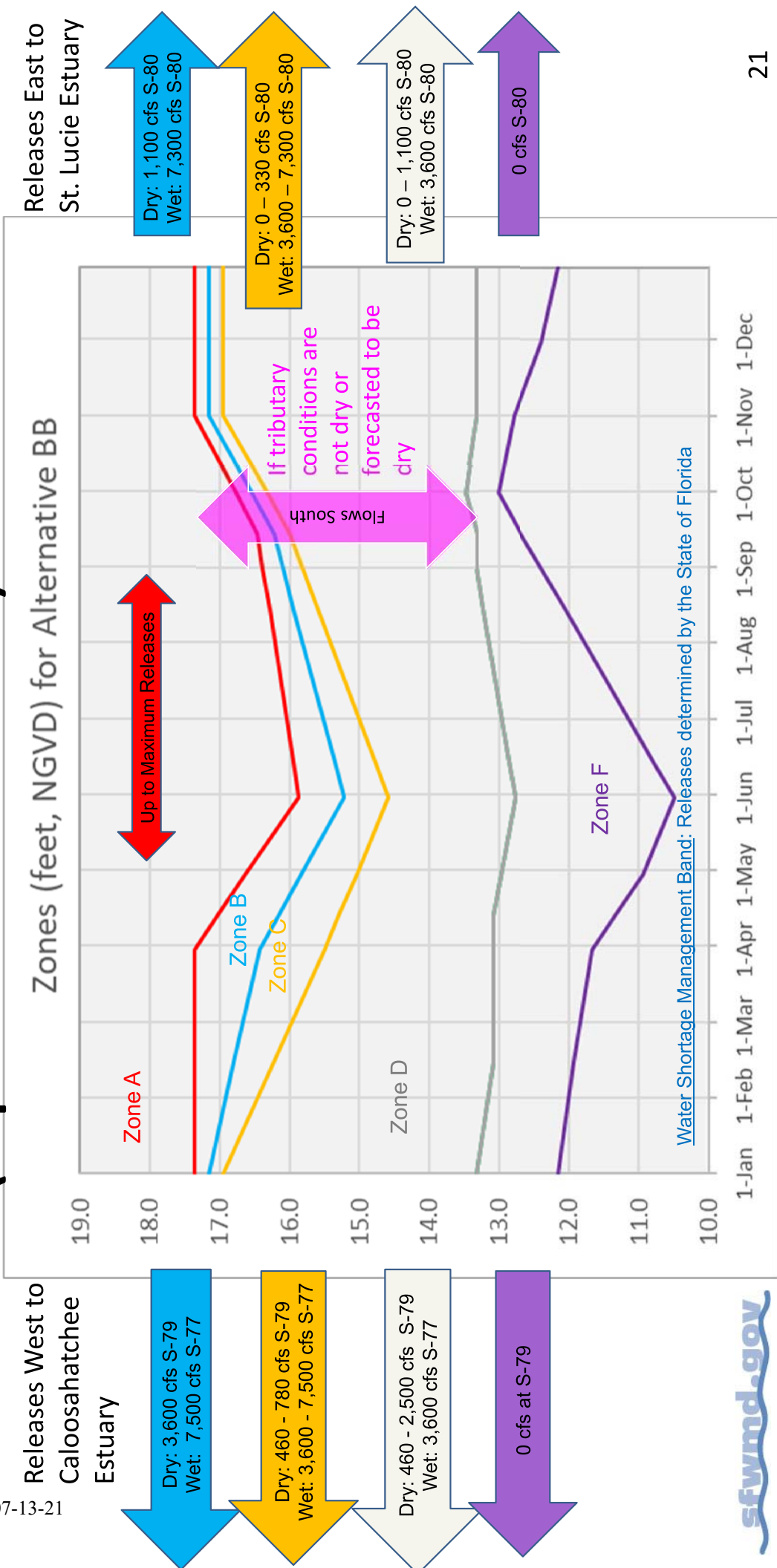


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Alternative BB (June – August)



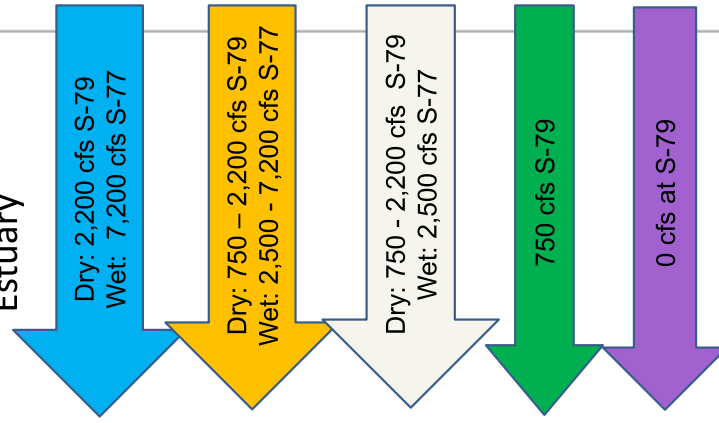
Alternative BB (September – December) DRAFT



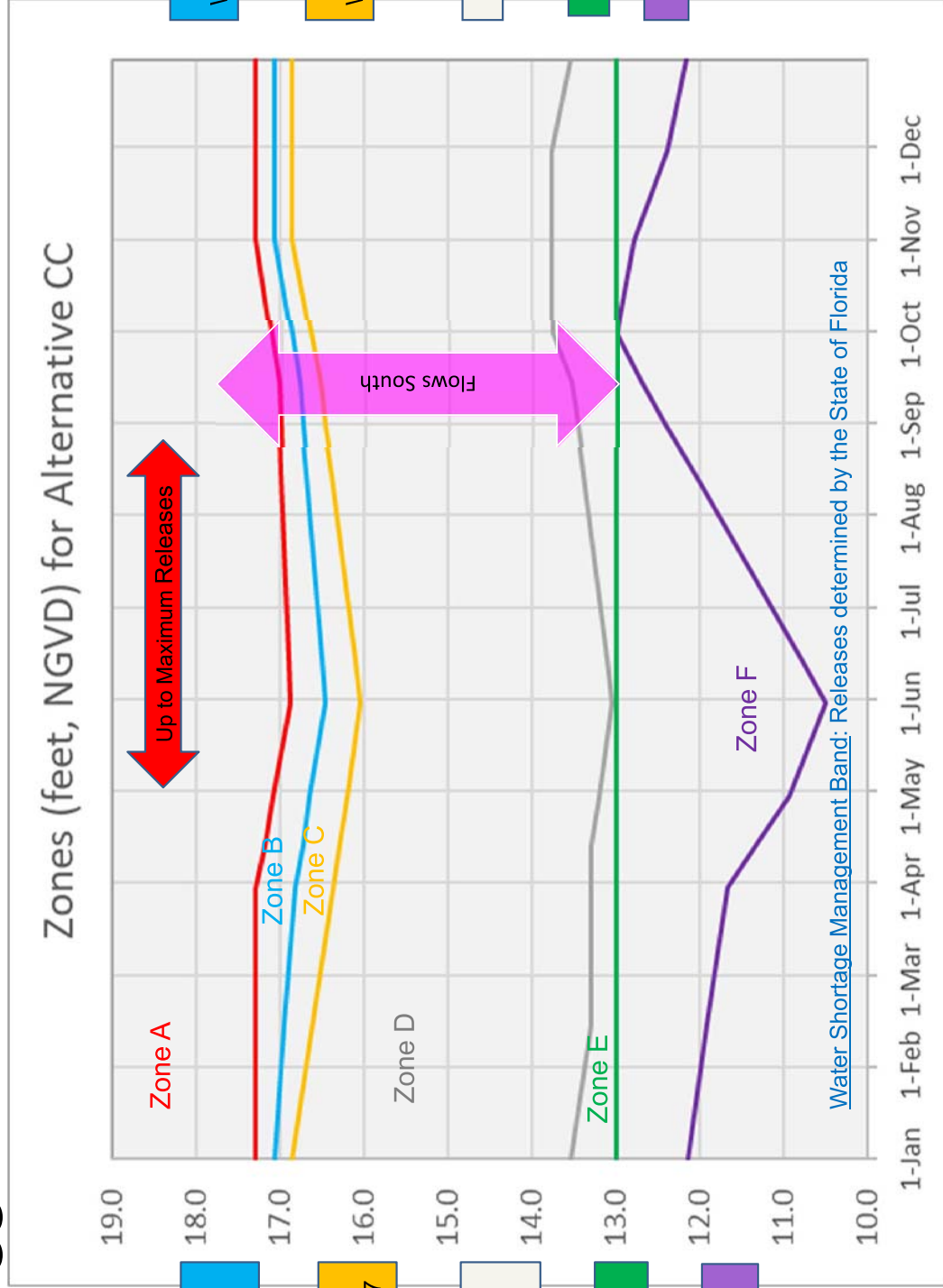
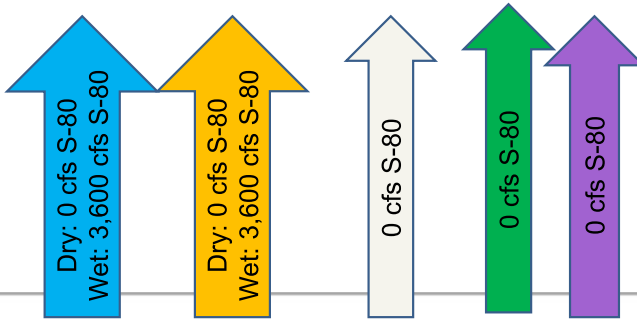
Alternative CC

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Releases West to
Caloosahatchee
Estuary



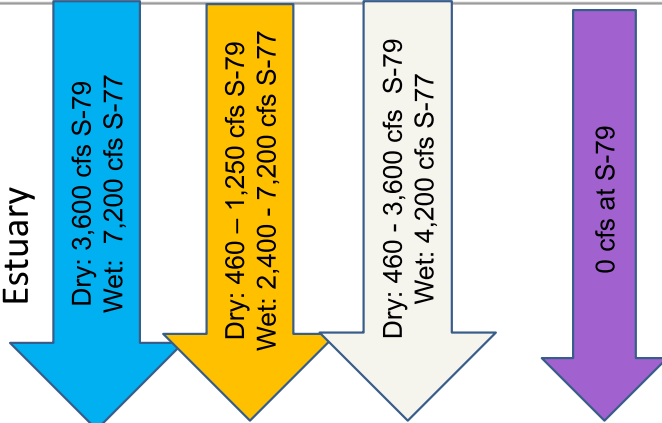
Releases East to
St. Lucie Estuary



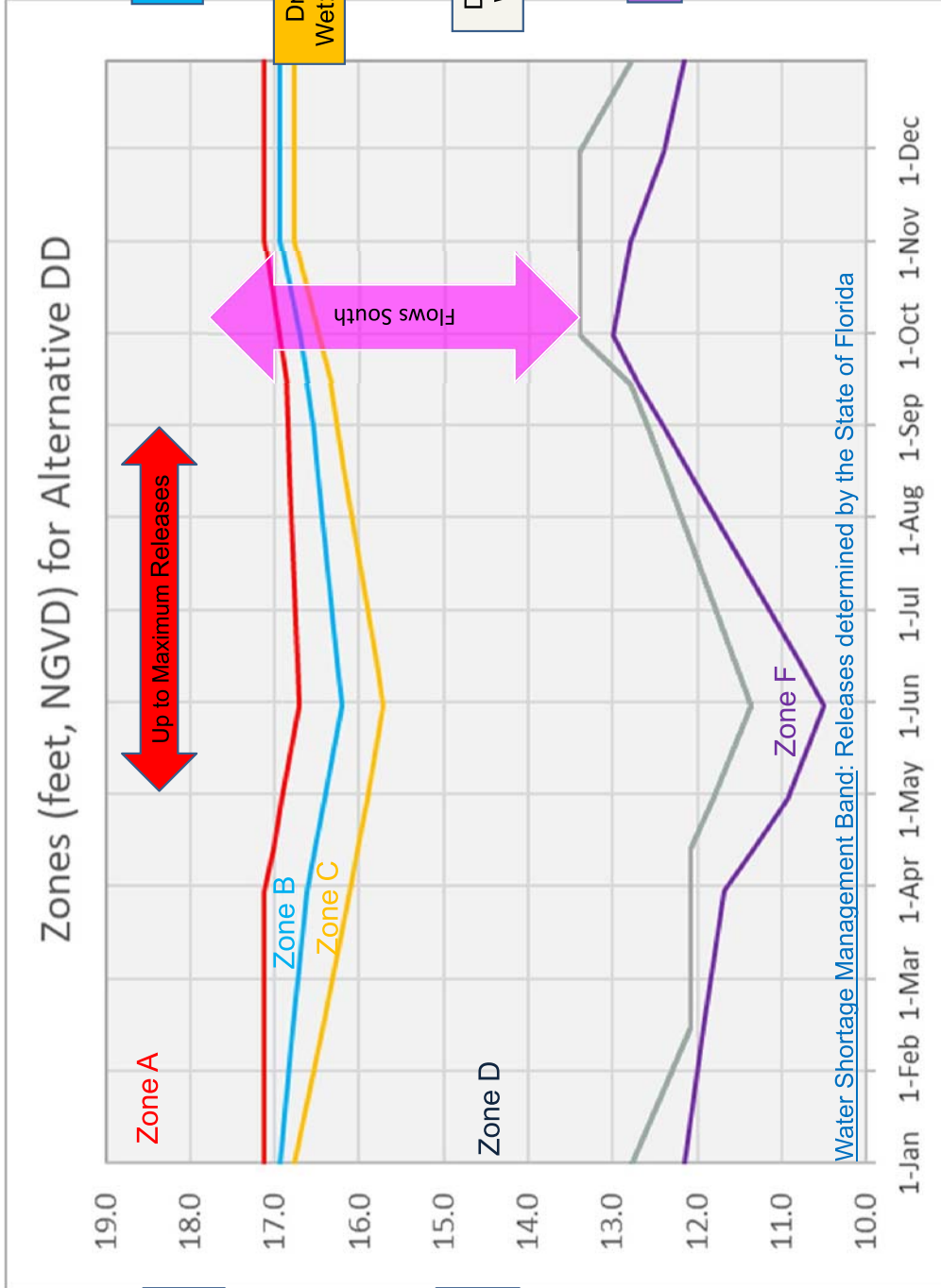
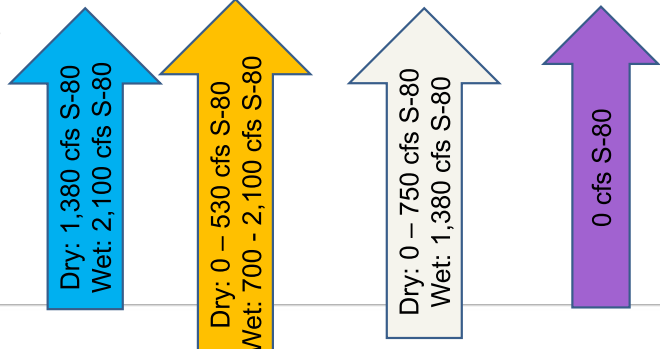
DRAFT

Alternative DD

Releases West to Caloosahatchee Estuary



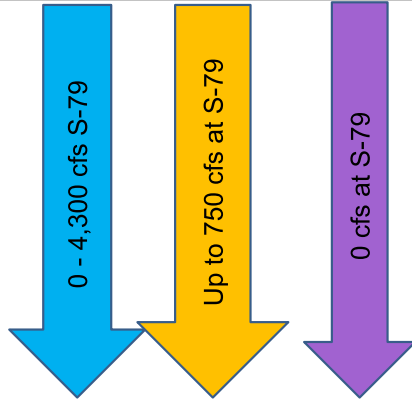
Releases East to St. Lucie Estuary



DRAFT

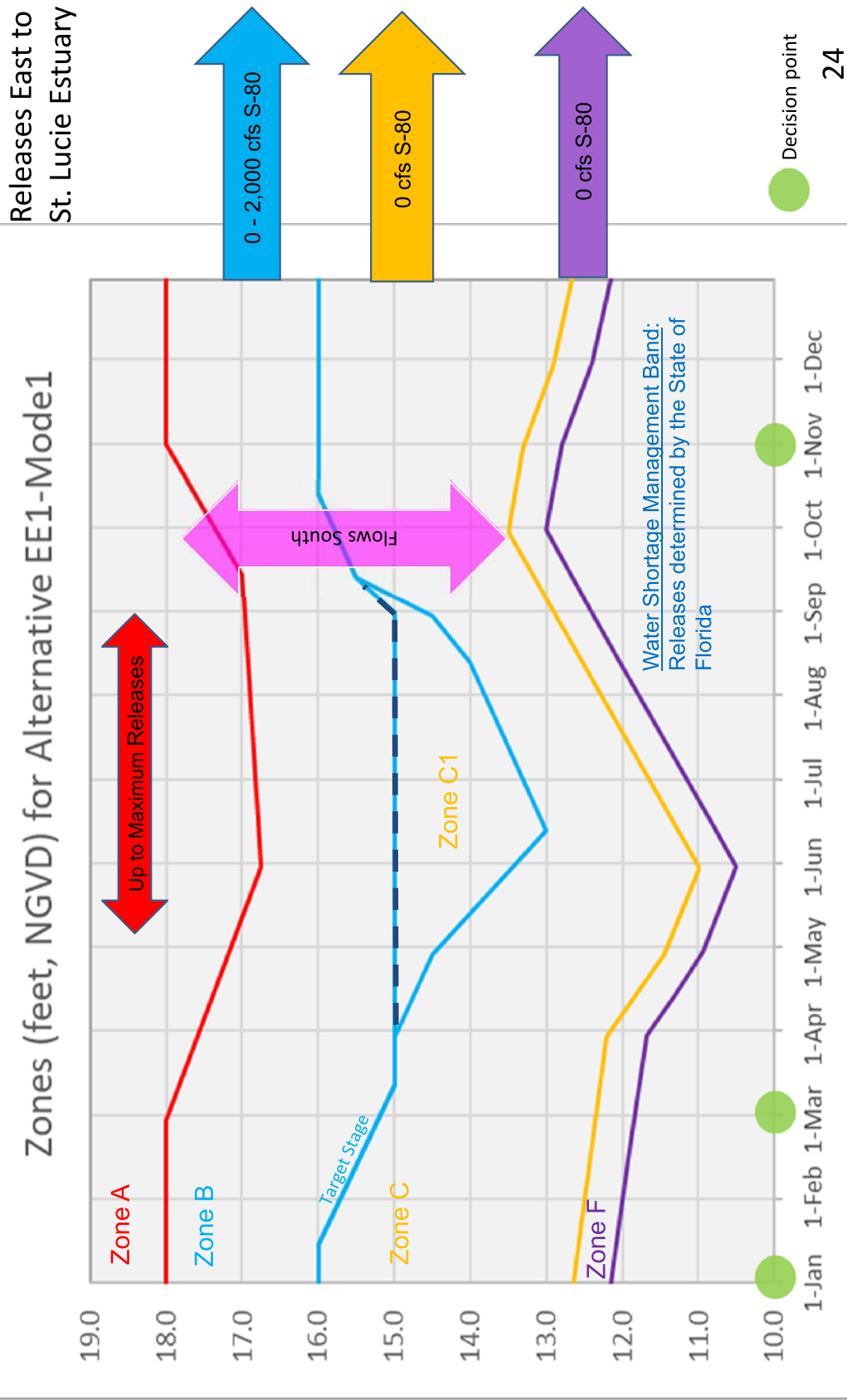
Alternative EE1 - Mode 1 (Normal)

Releases West to Caloosahatchee Estuary



Exit Criteria

- January
 - If lake is in recovery mode for two years in a row AND no El Niño present – Move to Mode 3
- March
 - WCAs in high risk for water supply – Move to Mode 2
- November
 - If lake stage <14 ft AND La Niña – Move to Mode 2



DRAFT

Alternative EE1 – Mode 2 (Conservation)

Releases West to Caloosahatchee Estuary

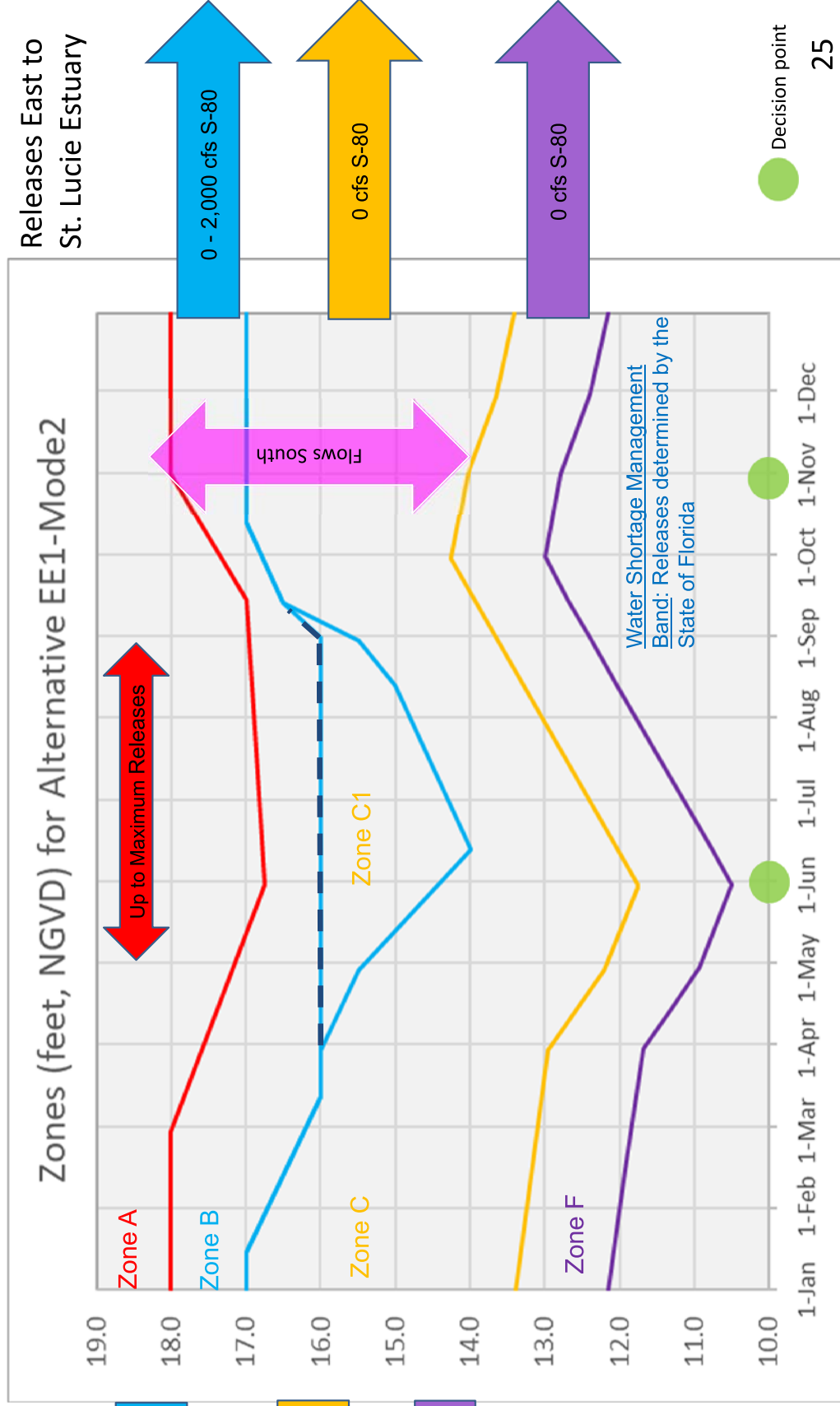
0 - 4,300 cfs S-79

Up to 850 cfs at S-79

0 cfs at S-79

Exit Criteria

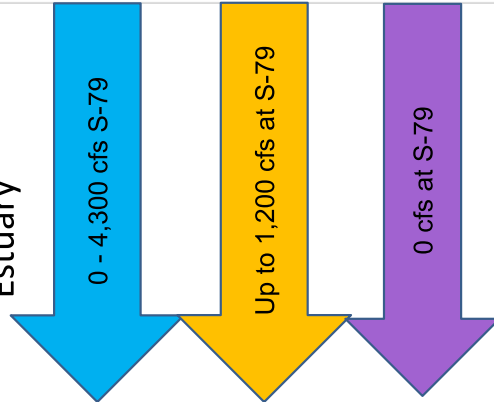
- June
 - If lake stage >12.5 ft - move to Mode 1
- November
 - If lake stage >14 ft - move to Mode 1
- Anytime
 - If lake stages in Zone A - move to Mode 1



DRAFT

Alternative EE1 – Mode 3 (Recovery)

Releases West to Caloosahatchee Estuary

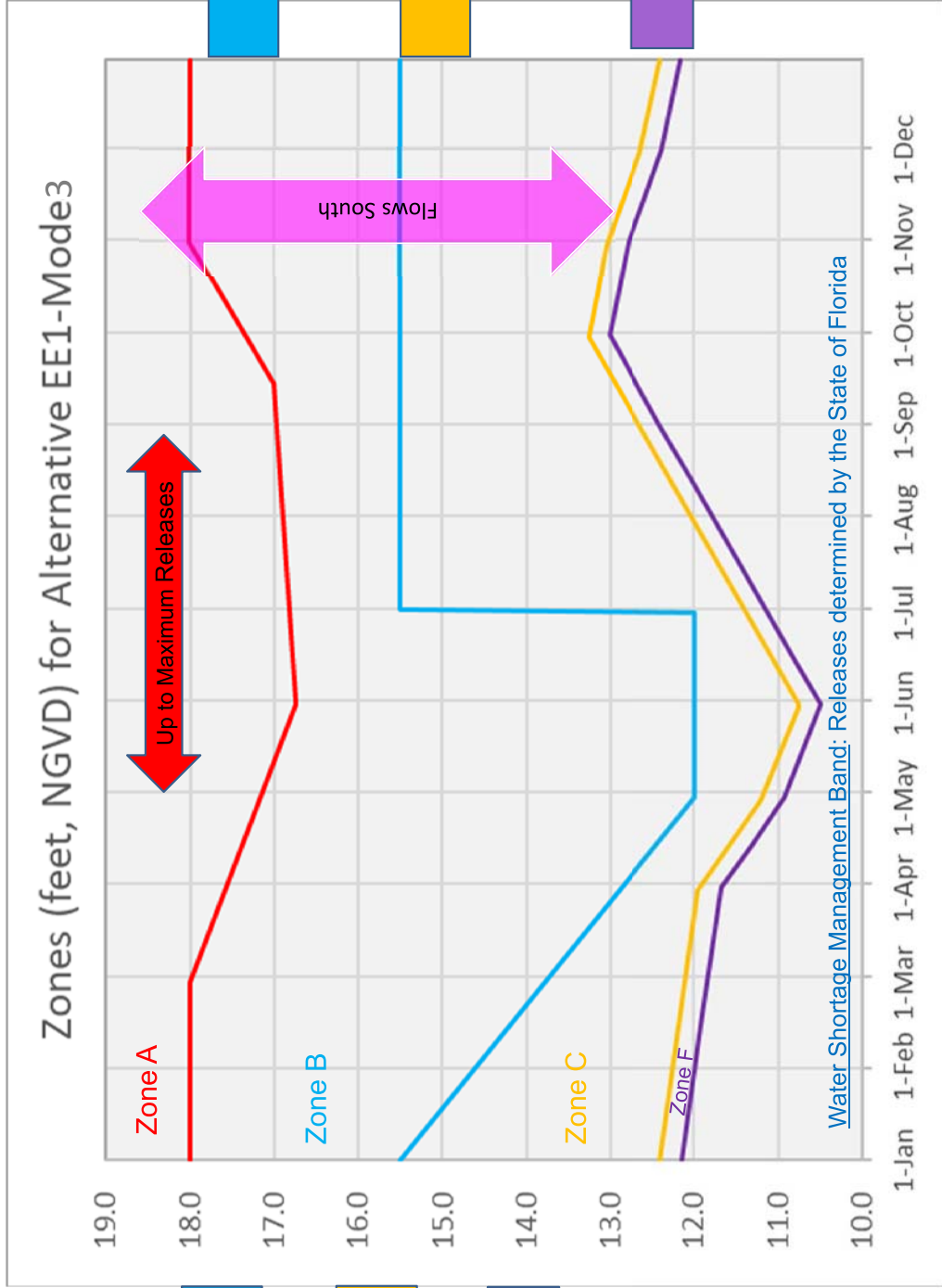
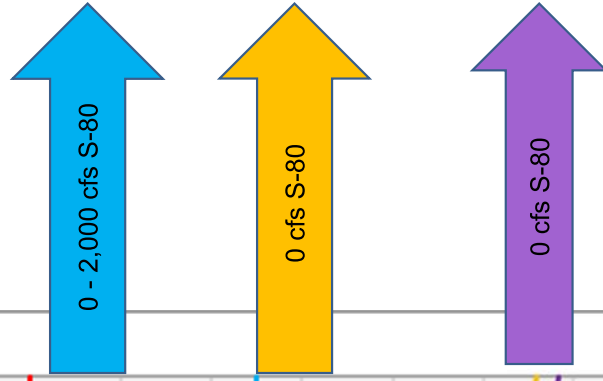


Exit Criteria

- Lake stage < 12 ft for ≥ 90 days - move to Mode 1 or
- Lake stage < 11.5 ft for ≥ 60 days - move to Mode 1
- El Niño present - move to Mode 1
- If lake stages in Zone A – move to Mode 1

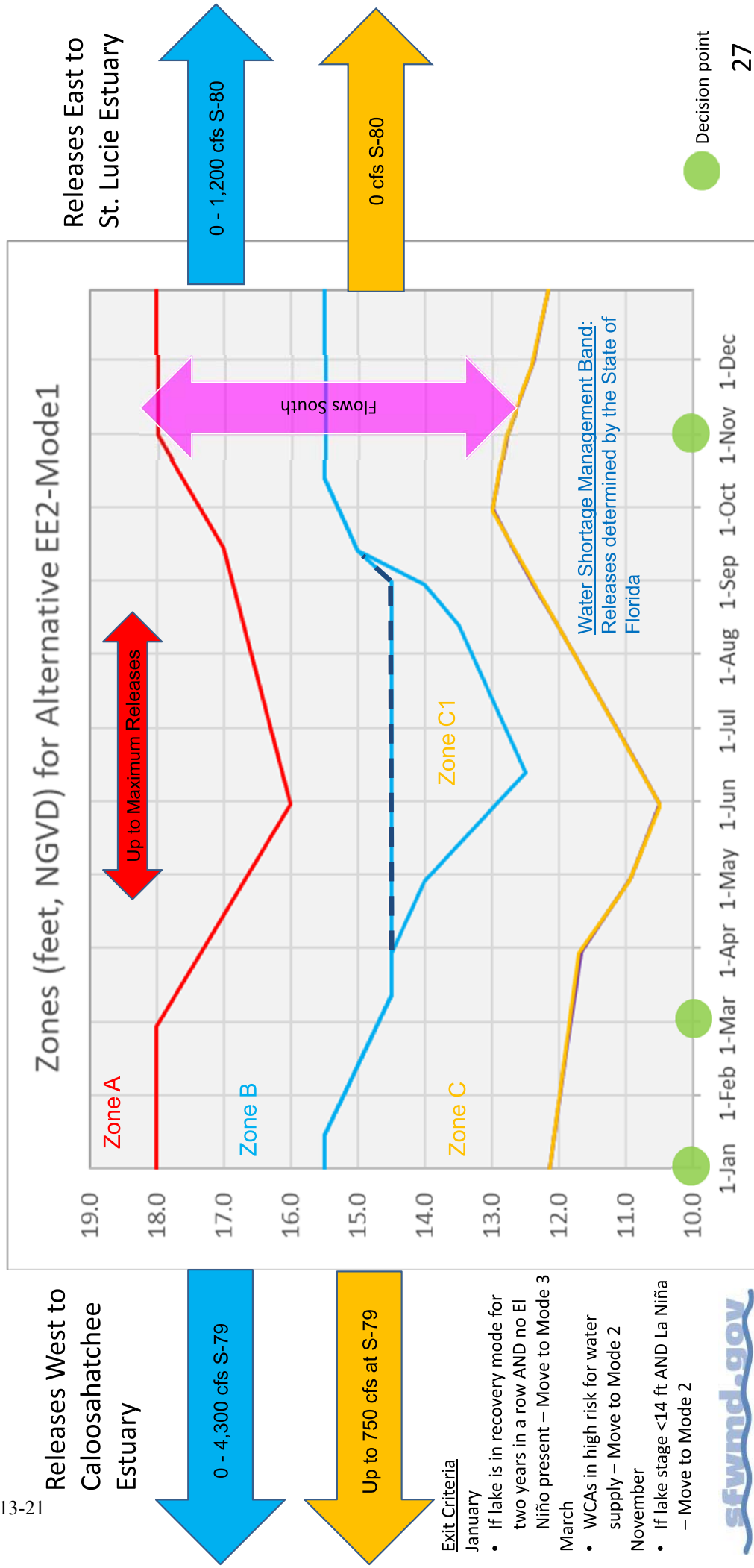


Releases East to St. Lucie Estuary



DRAFT

Alternative EE2 – Mode 1 (Normal)

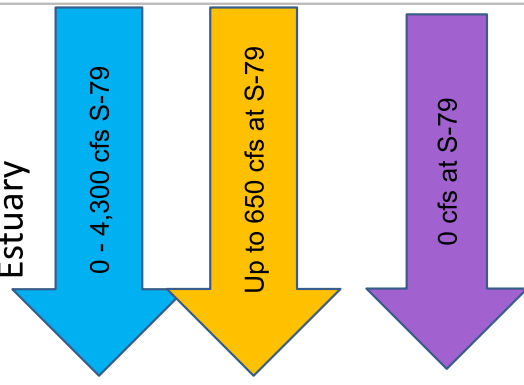


- Exit Criteria**
- January
 - If lake is in recovery mode for two years in a row AND no El Niño present – Move to Mode 3
 - March
 - WCAs in high risk for water supply – Move to Mode 2
 - November
 - If lake stage <14 ft AND La Niña – Move to Mode 2

DRAFT

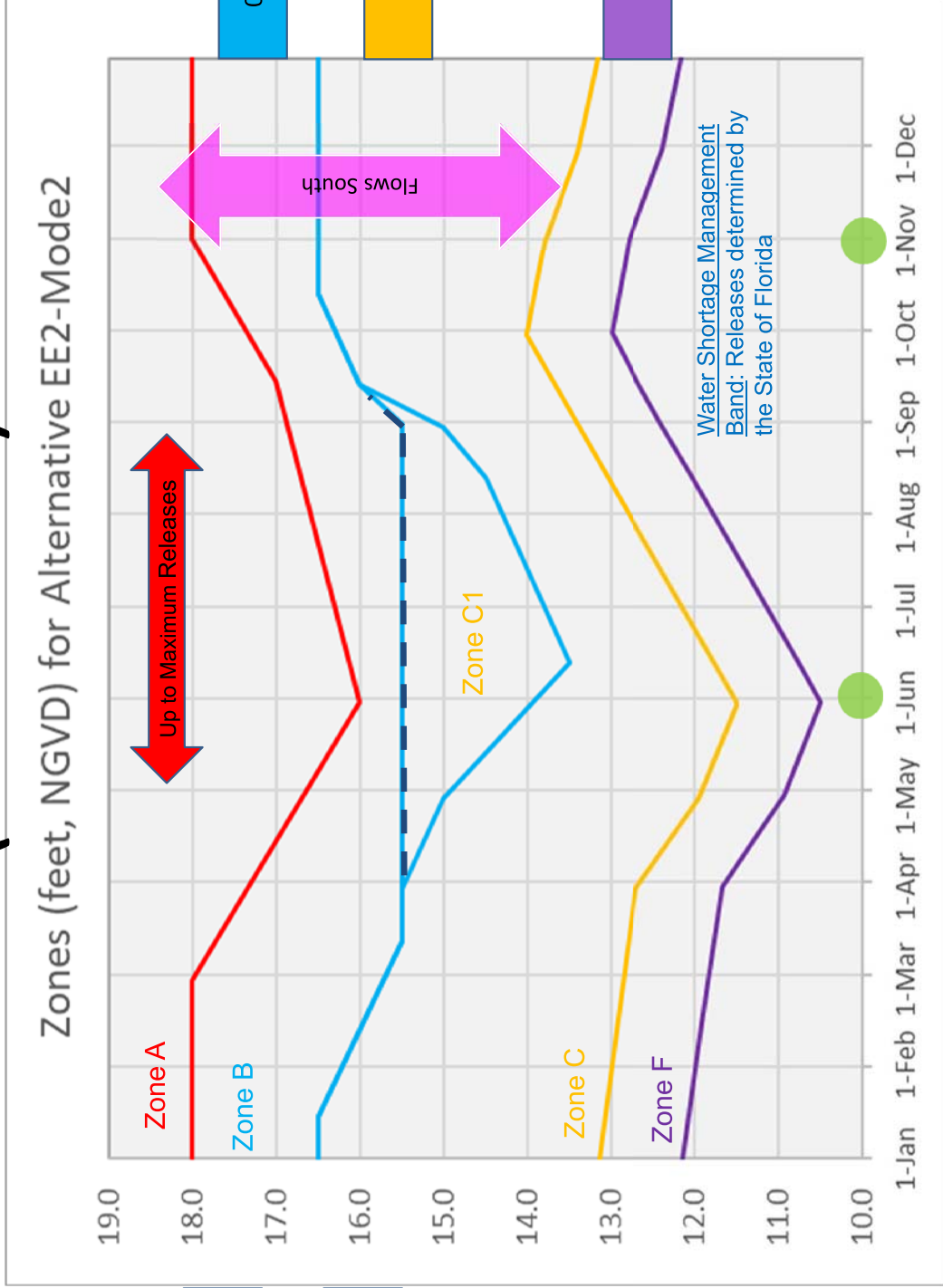
Alternative EE2 – Mode 2 (Conservation)

Releases West to
Caloosahatchee
Estuary

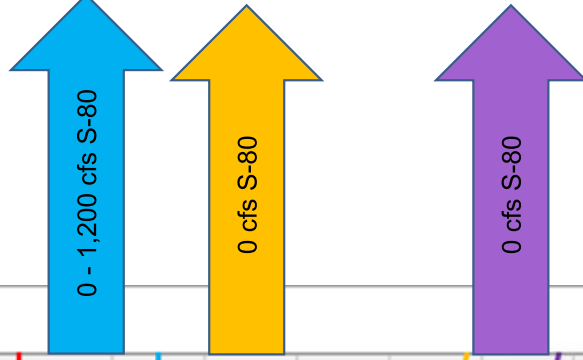


Exit Criteria

- If lake stage >12.5 ft - move to Mode 1
- If lake stage >14 ft - move to Mode 1
- If lake stages in Zone A - move to Mode 1



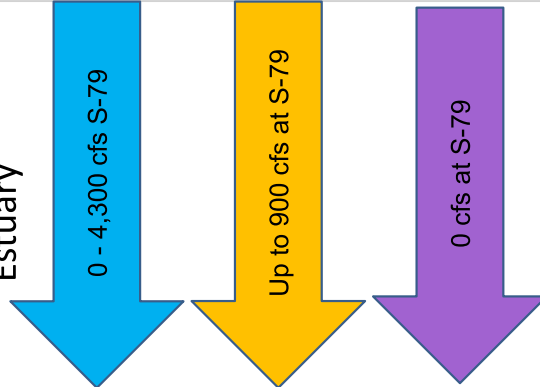
Releases East to
St. Lucie Estuary



Decision point

Alternative EE2 – Mode 3 (Recovery) DRAFT

Releases West to
Caloosahatchee
Estuary

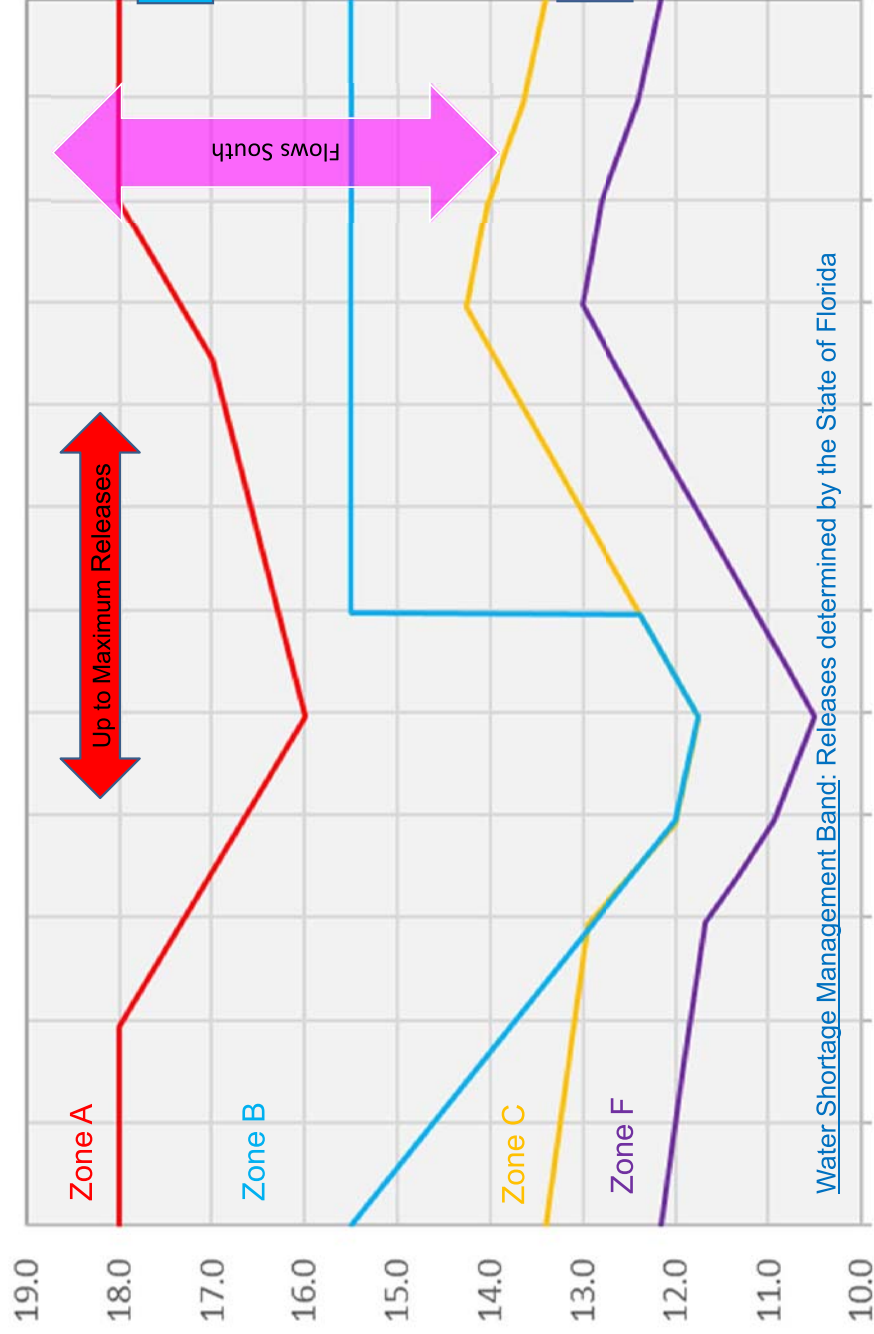


Exit Criteria

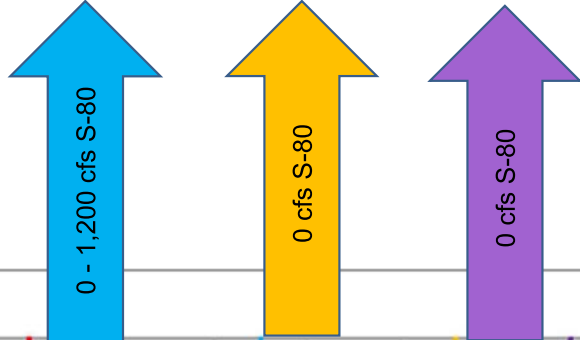
- Lake stage < 14 ft for ≥ 90 days - move to Mode 1 or
- Lake stage < 13 ft for ≥ 60 days - move to Mode 1
- El Niño present - move to Mode 1
- If lake stages in Zone A – move to Mode 1



Zones (feet, NGVD) for Alternative EE2-Mode3



Releases East to
St. Lucie Estuary



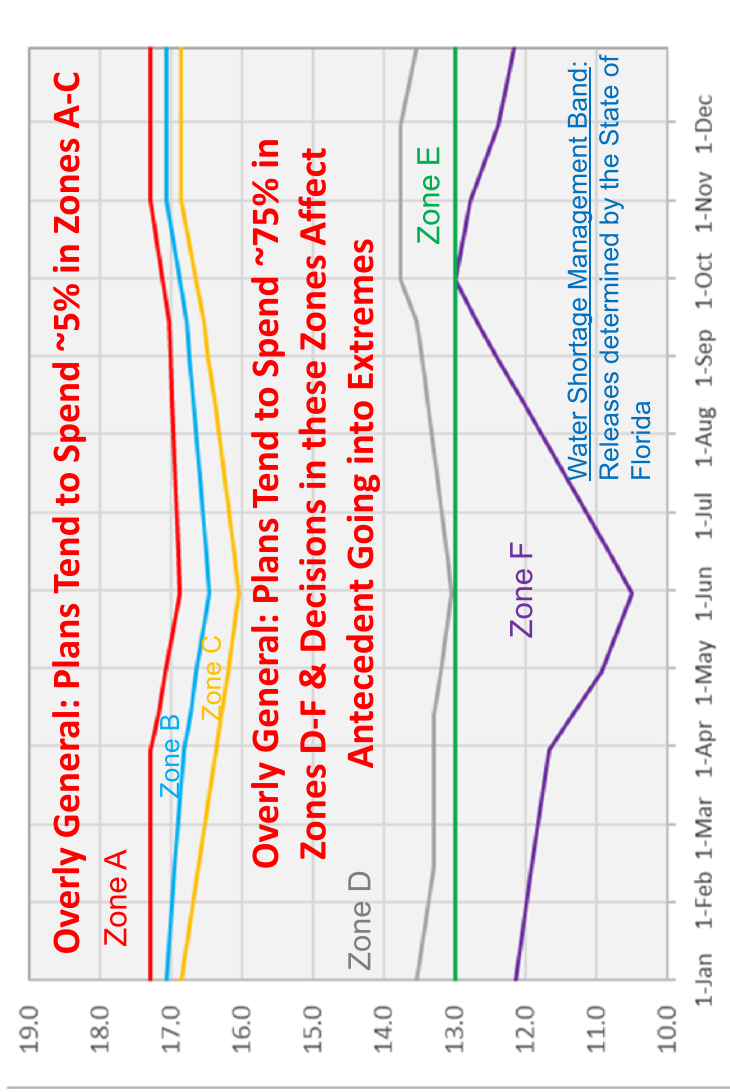
1-Jan 1-Feb 1-Mar 1-Apr 1-May 1-Jun 1-Jul 1-Aug 1-Sep 1-Oct 1-Nov 1-Dec

Part 3 LOSOM Iteration 2: Alternative Performance Overview



Jennifer Reynolds
Division Director
South Florida Water Management District

DRAFT Lake Okeechobee Regulation Schedules: The Basics



WEST RELEASE GUIDANCE to CRE:
Described in each schedule by zone

EAST RELEASE GUIDANCE to SLE:
Described in each schedule by zone

LWL Release Guidance: S-271
Up to 300 cfs when S-80 is also releasing to tide.

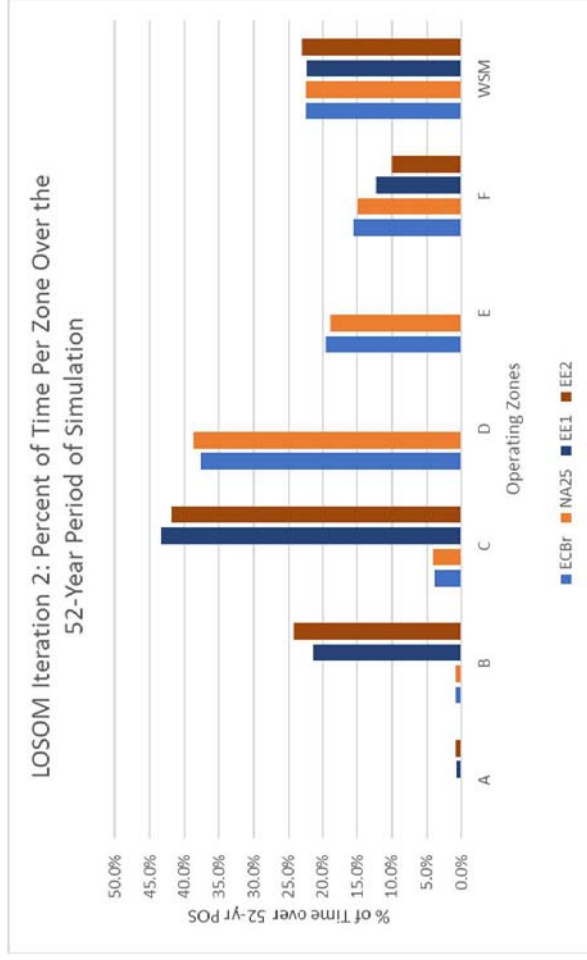
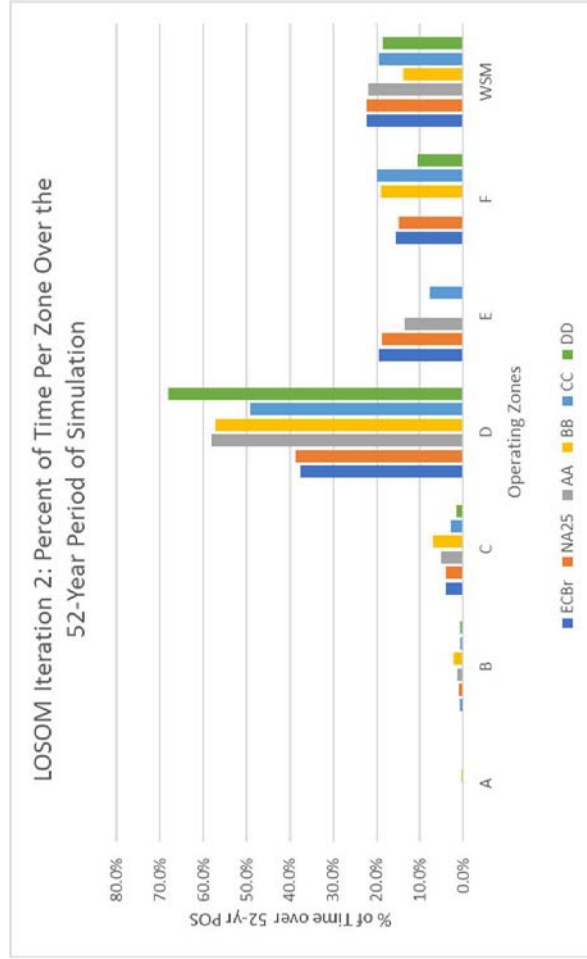
Overly General: Plans Tend to Spend ~20% in WSM

Percent of Time Per Zone

	ECBr	NA25	AA	BB	CC	DD	EE1	EE2
A	0.2%	0.1%	0.2%	0.6%	0.3%	0.3%	0.7%	0.9%
B	0.8%	0.9%	1.3%	2.3%	0.7%	0.7%	21.3%	24.3%
C	3.9%	4.1%	5.1%	7.0%	2.8%	1.7%	43.4%	41.9%
D	37.6%	38.7%	58.0%	57.2%	49.1%	68.1%	0.0%	0.0%
E	19.5%	18.8%	13.6%	0.0%	7.7%	0.0%	0.0%	0.0%
F	15.6%	14.9%	0.0%	19.1%	19.9%	10.5%	12.3%	10.0%
WSM	22.4%	22.4%	21.8%	13.7%	19.4%	19.7%	22.3%	23.0%
	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%

Alternatives AA, BB, CC, DD

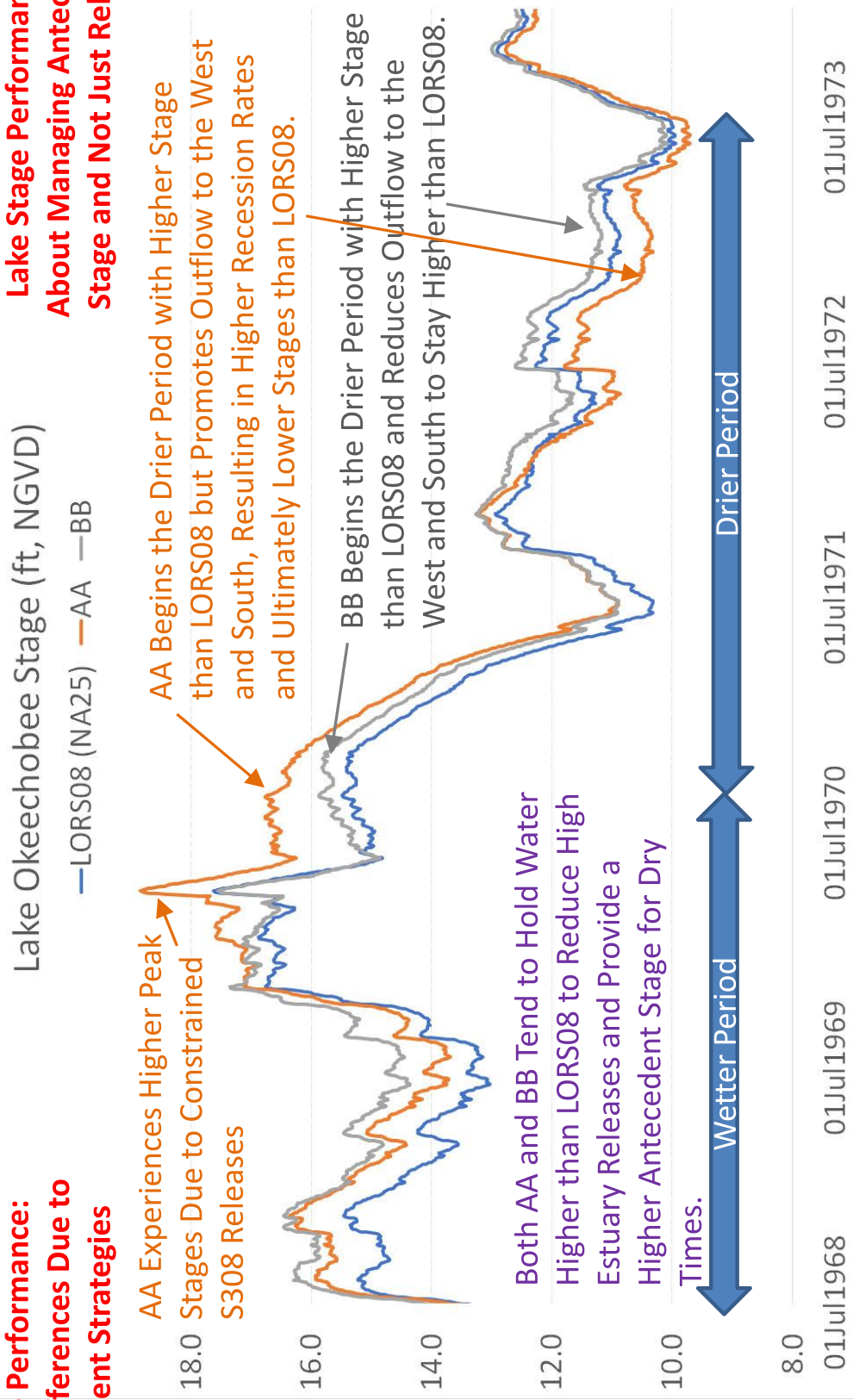
Alternatives EE1, EE2



DRAFT

**Lake Stage Performance:
Example Differences Due to
Management Strategies**

**Lake Stage Performance is
About Managing Antecedent
Stage and Not Just Releases**

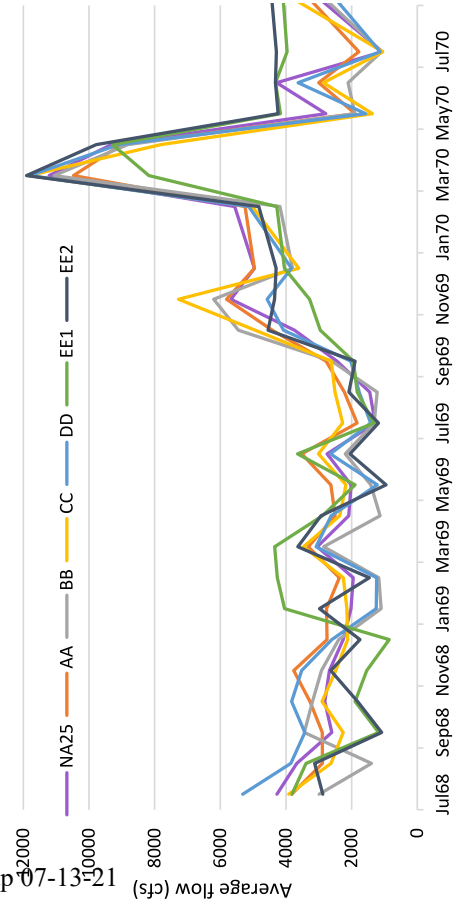


**Similar
Starting
Stages**

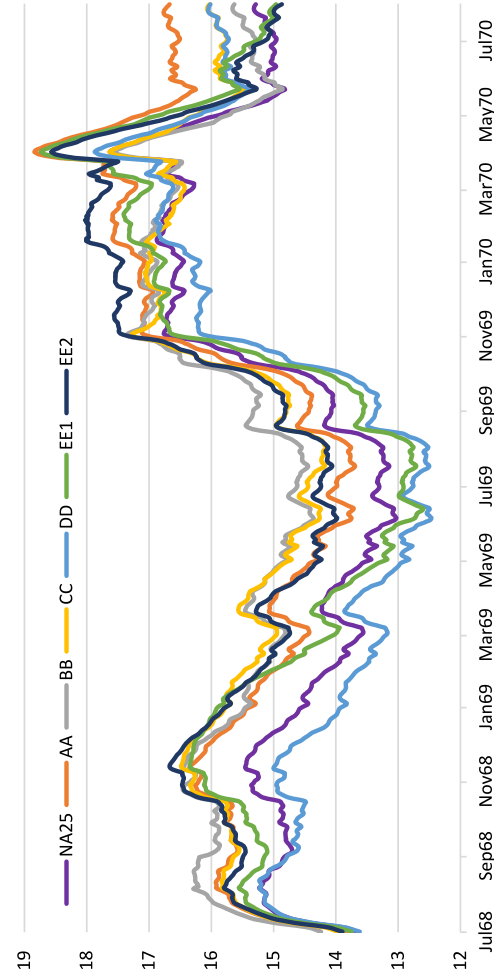
**Similar
Ending
Stages**

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

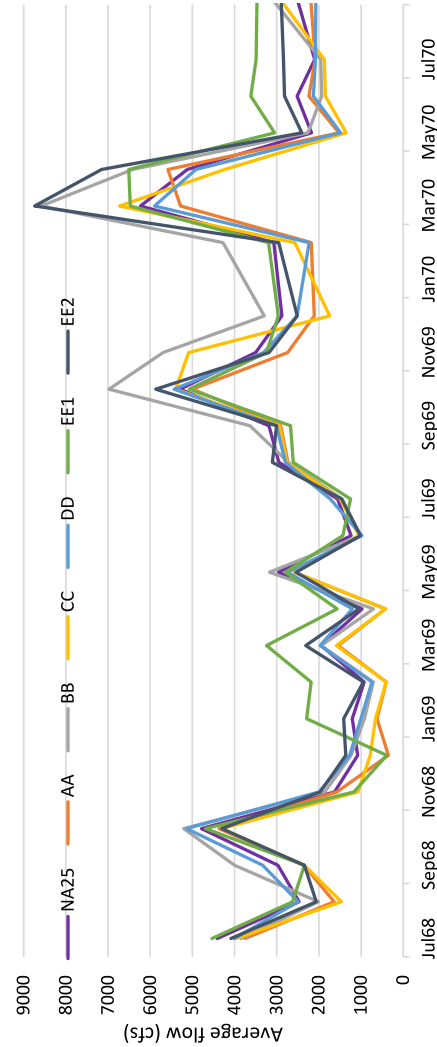
July 1968- July1970 Monthly Average CRE S-79 Flow



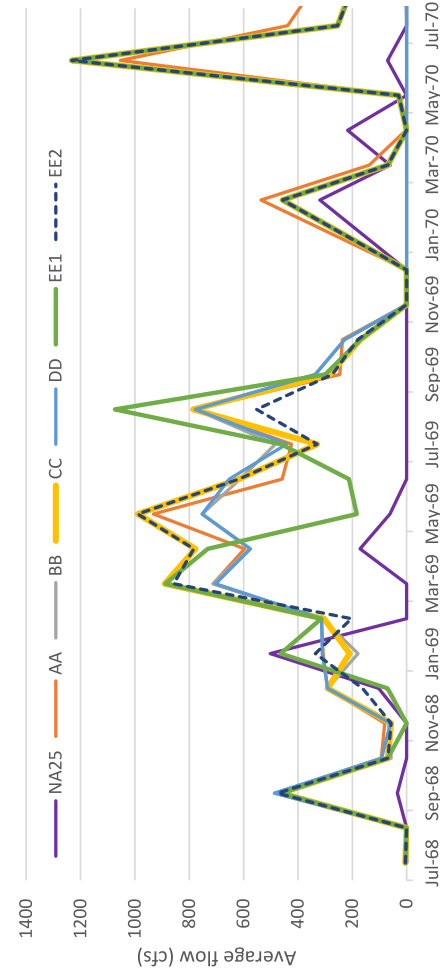
July 1968-July 1970 Lake Stage



July 1968-July 1970 Monthly Average LOK Total Flow



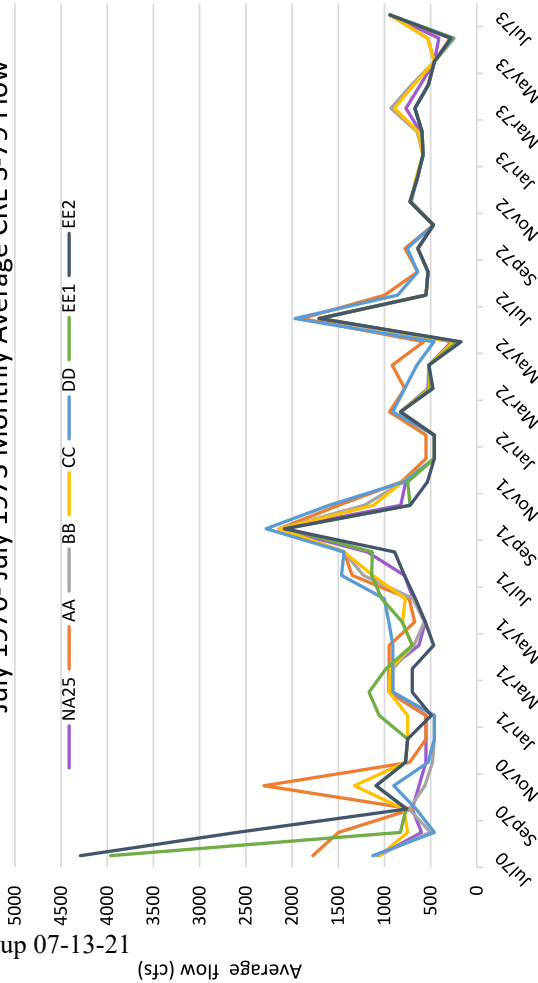
July 1968- July 1970 Average Monthly LOK Flows South



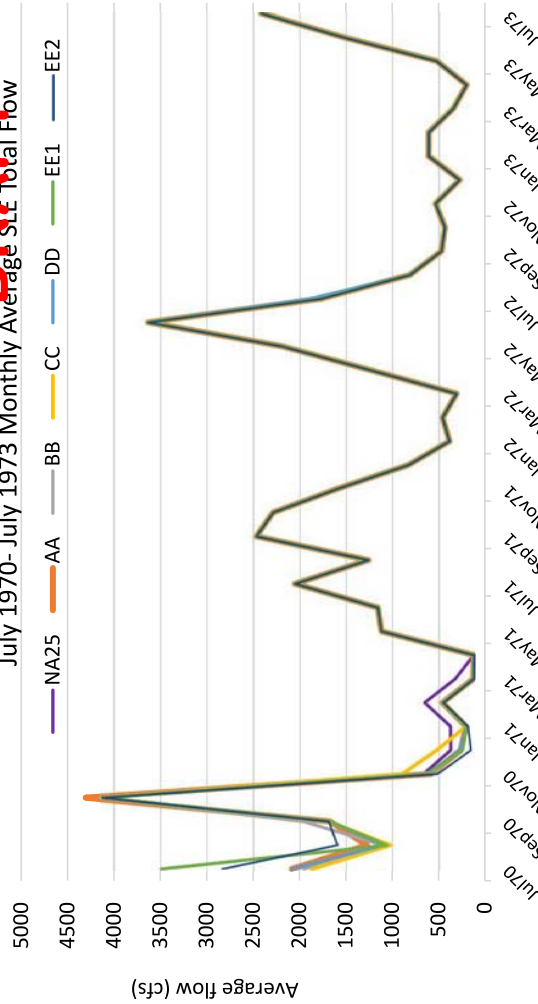
SOUTH FLORIDA WATER MANAGEMENT DISTRICT

DRAFT

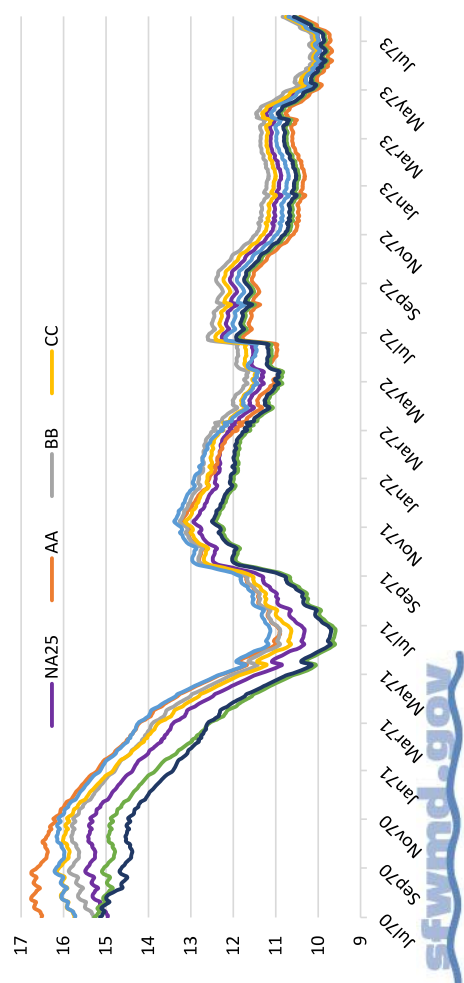
July 1970- July 1973 Monthly Average CRE S-79 Flow



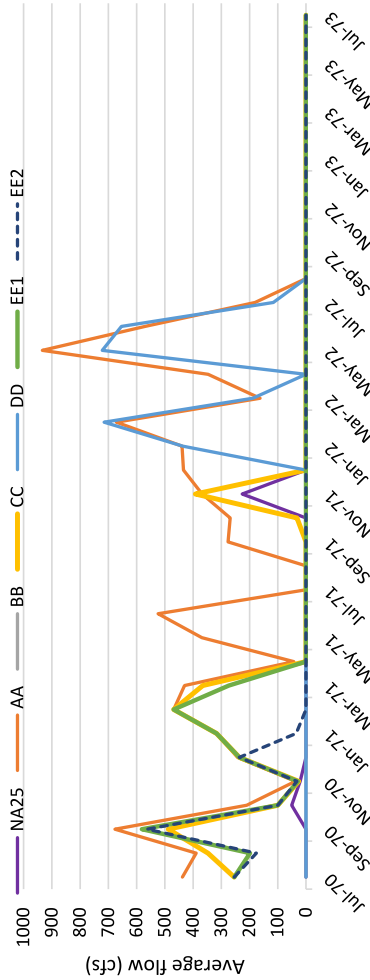
July 1970- July 1973 Monthly Average SLE Total Flow



July 1970- July 1973 Lake Stage

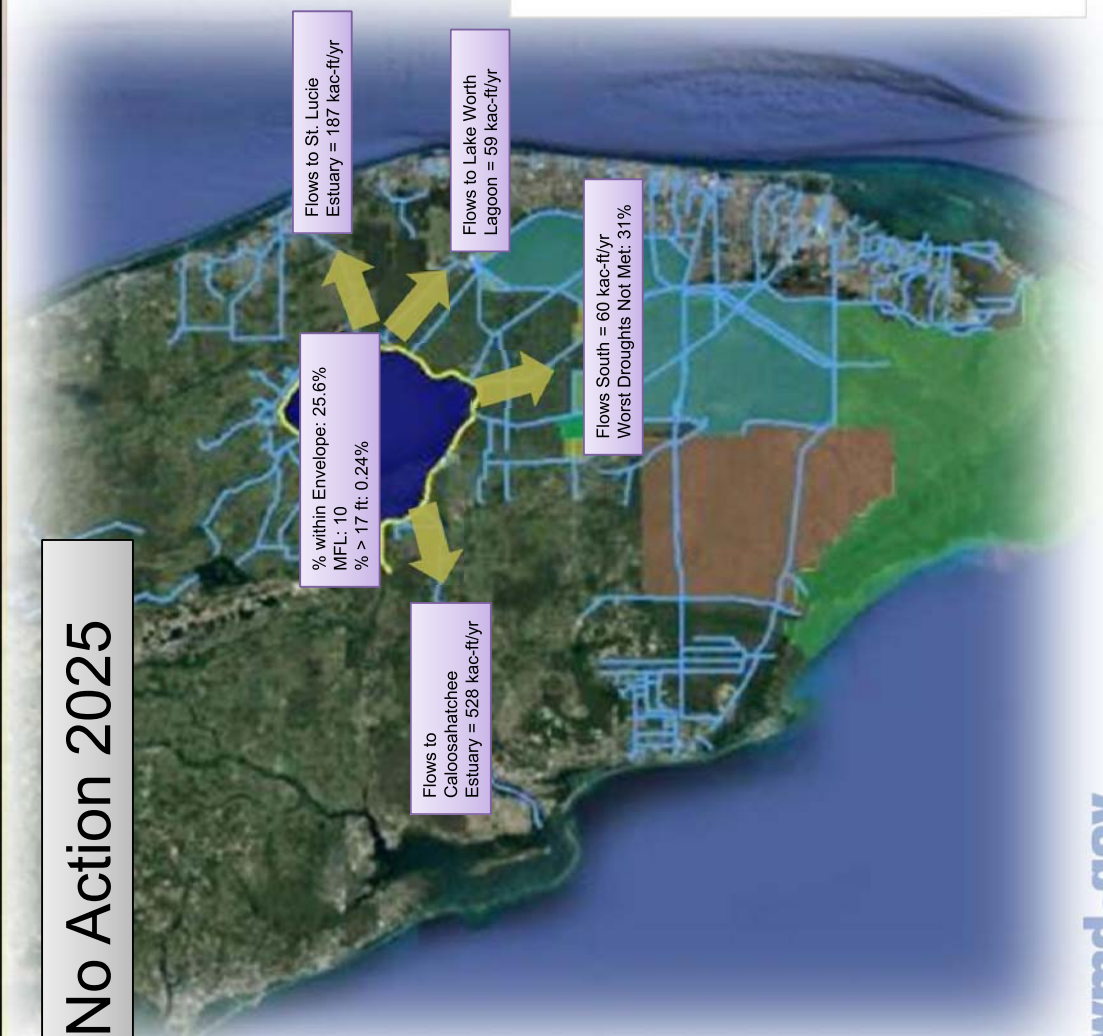
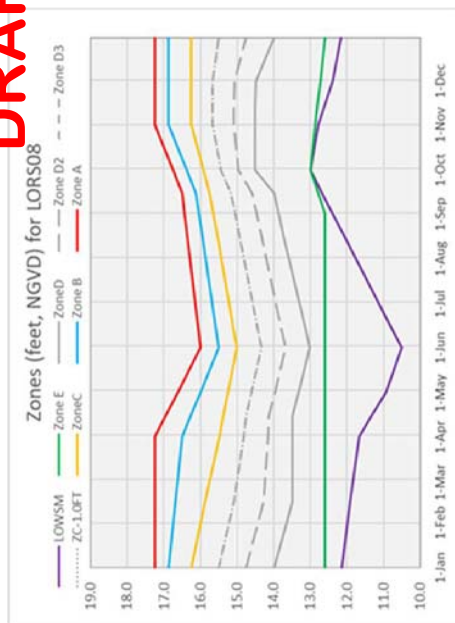


July 1970- July 1973 Average Monthly LOK Flows South

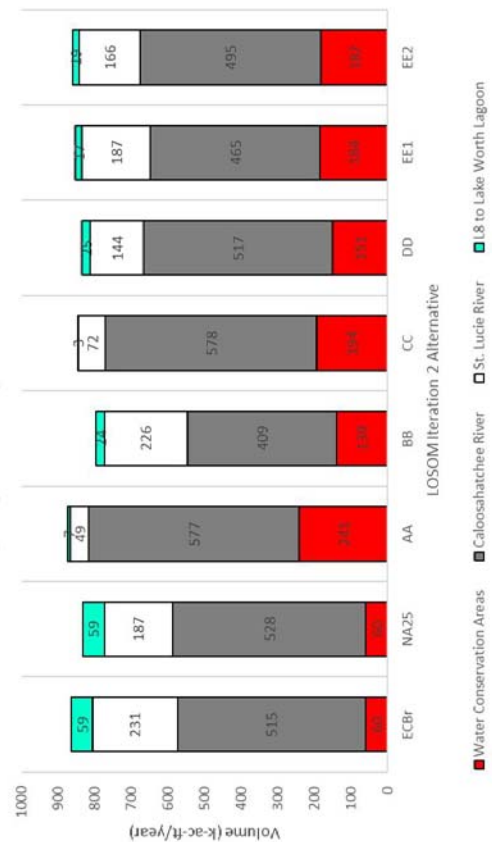


No Action 2025

DRAFT



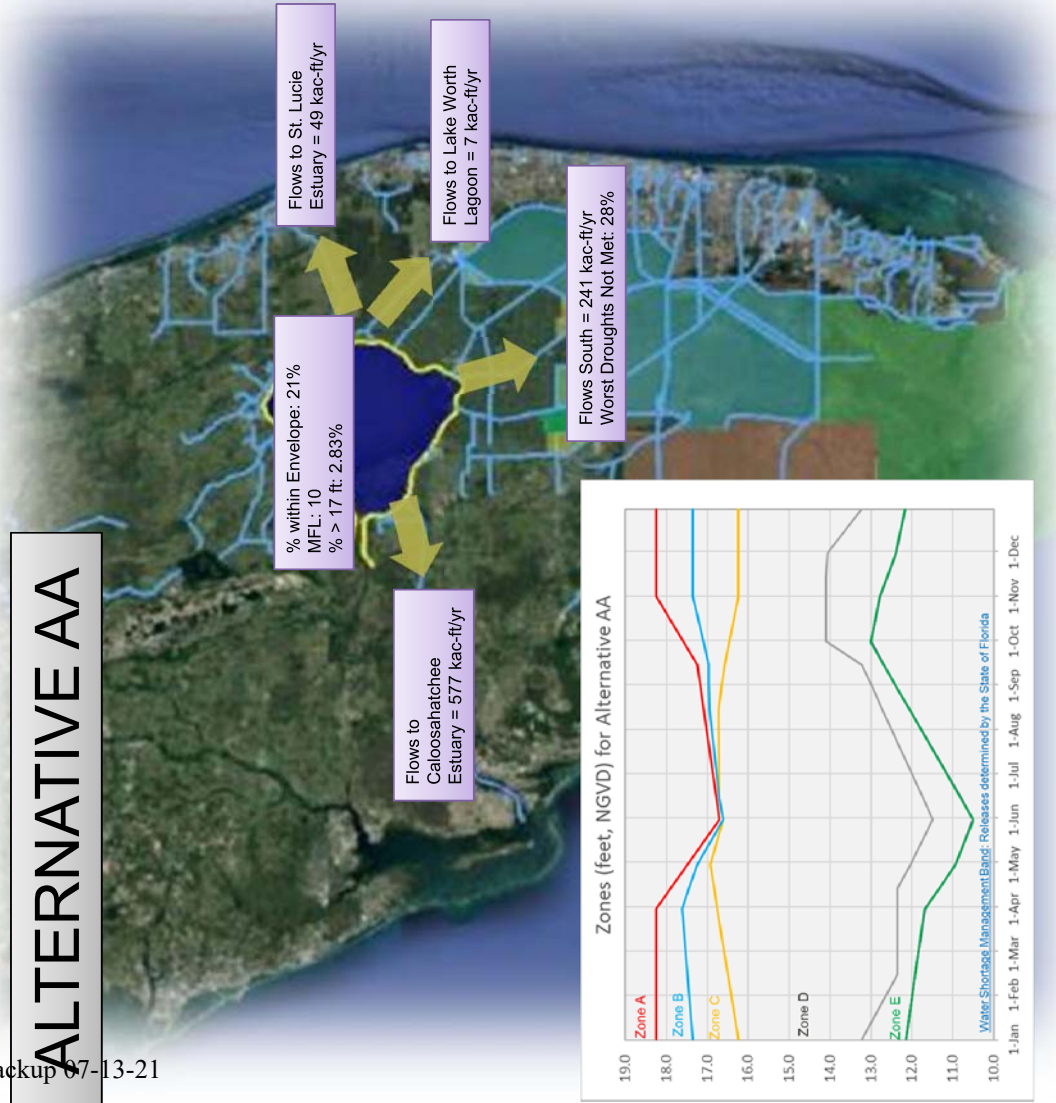
Mean Annual Flood Control Releases from Lake Okeechobee for the 52-year (1965-2016) Simulation



ALTERNATIVE AA

DRAFT

- Zone E provides low flows west up to 450 cfs.
- Flows south occur above water shortage management band
- Flows to the east only in Zones A & B
- Flows vary in each zone depending on whether conditions are wet or dry.
- Significantly reduces average annual regulatory flows to SLE
- Worse performance for water supply, CRE, and lake ecology over NA25



Overall Plan Performance Relative to No Action 2025

AA	BB	CC	DD	EE1	EE2
CRE	CRE	CRE	CRE	CRE	CRE
SLE	SLE	SLE	SLE	SLE	SLE
LWL	LWL	LWL	LWL	LWL	LWL
SFL	SFL	SFL	SFL	SFL	SFL
WS	WS	WS	WS	WS	WS
LOK	LOK	LOK	LOK	LOK	LOK

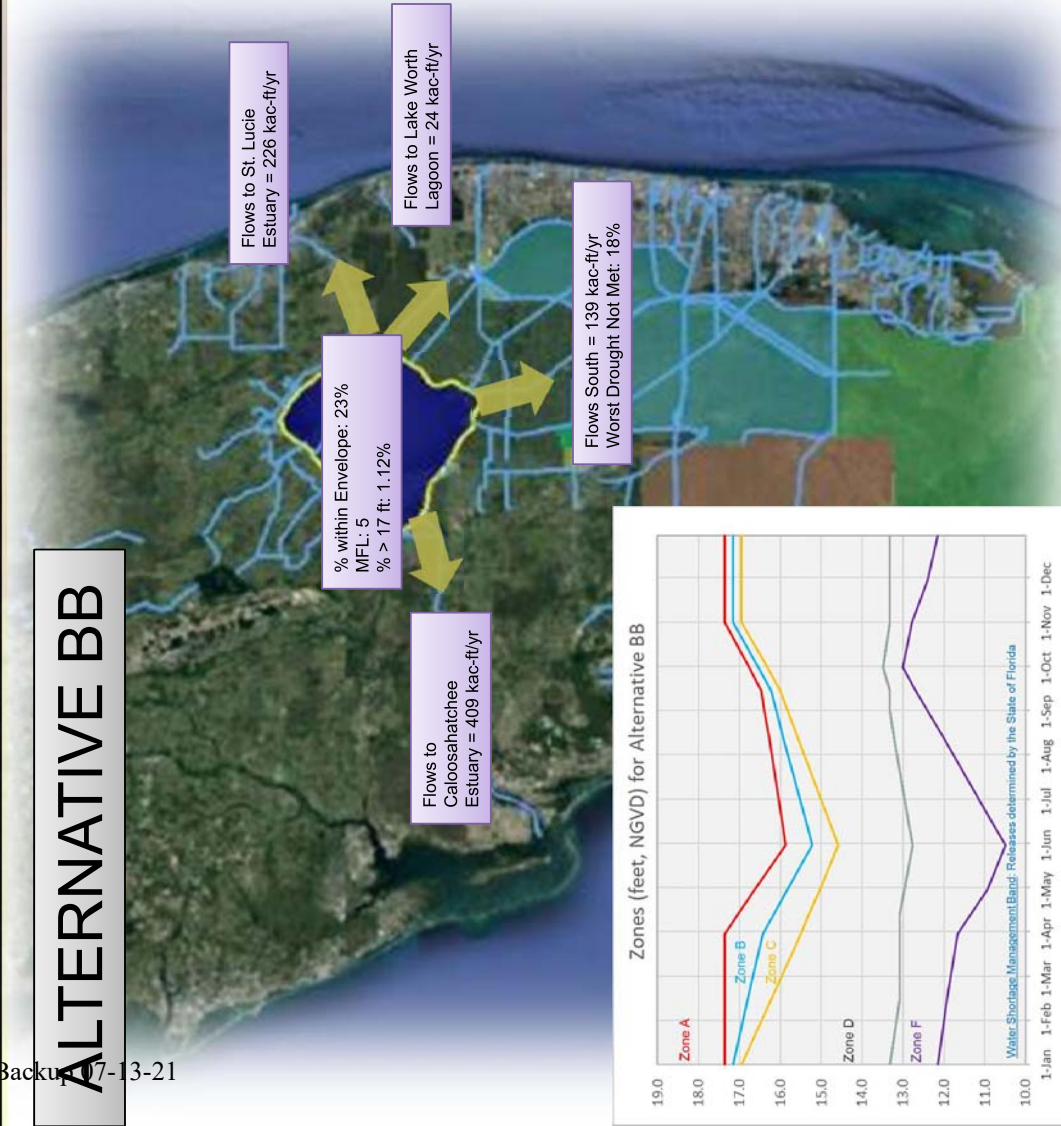
Better

Little/No Change

Worse

DRAFT

ALTERNATIVE BB



- Alternative BB has different release guidance throughout the year and is divided into three periods: January-May, June-August, and September-December.
- Generally, no releases below Zone A in the summer period and highest releases to the estuaries are in the September-December period.
- Increases average annual regulatory flows over NA25 to SLE
- Provides the most improvement to water supply performance to LOSA over the NA25
- Also performs well for CRE but not the best performance for lake ecology

Overall Plan Performance Relative to No Action 2025

AA	BB	CC	DD	EE1	EE2
CRE	CRE	CRE	CRE	CRE	CRE
SLE	SLE	SLE	SLE	SLE	SLE
LWL	LWL	LWL	LWL	LWL	LWL
SFL	SFL	SFL	SFL	SFL	SFL
WS	WS	WS	WS	WS	WS
LOK	LOK	LOK	LOK	LOK	LOK

Better

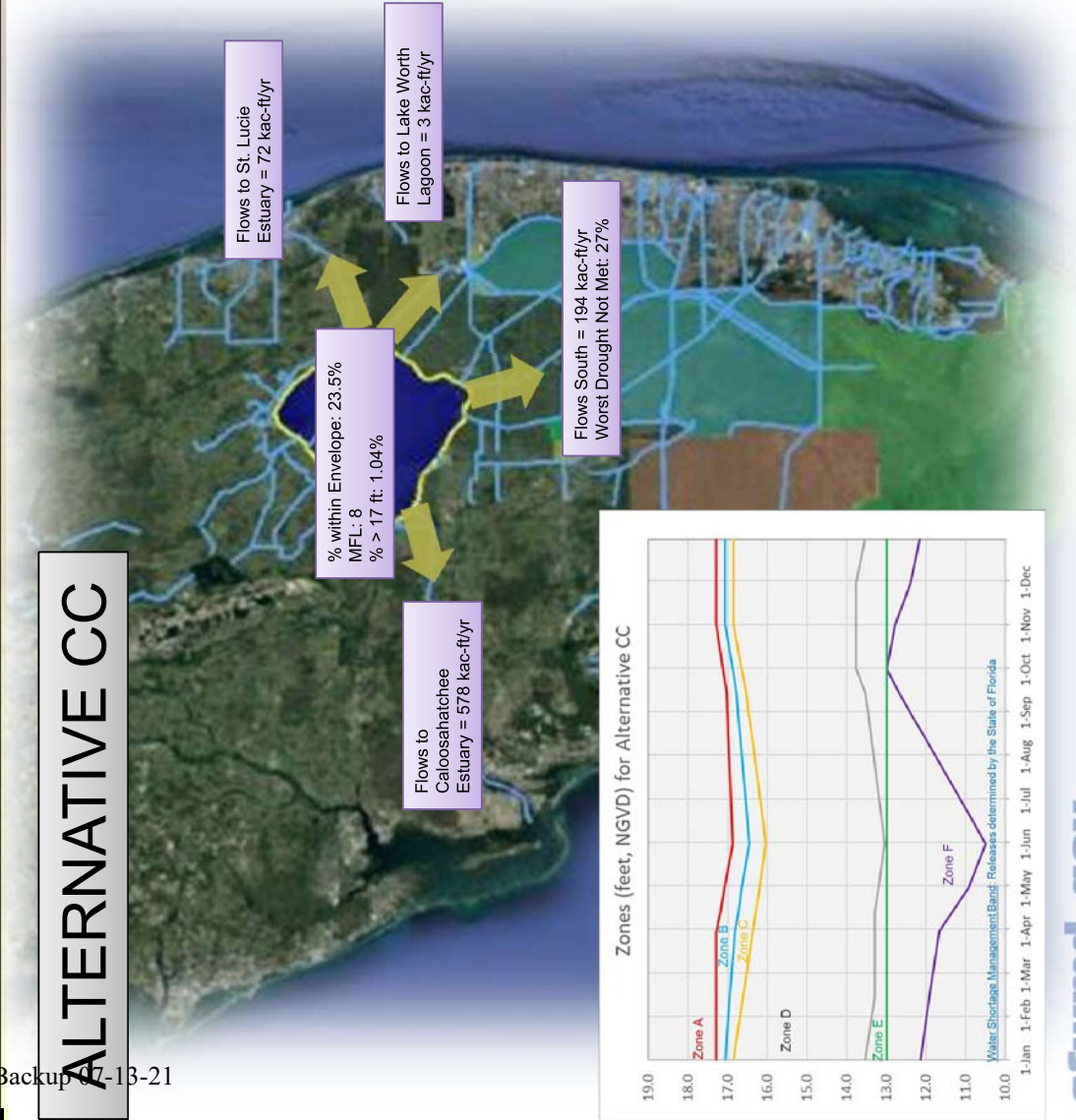
Little/No Change

Worse

ALTERNATIVE CC

DRAFT

- Release volumes vary during wet and dry conditions
- Zone E allows low flows to the west
- Zone F does not specify environmental releases to the estuaries or south
- Improvement in most areas except lake ecology



Overall Plan Performance Relative to No Action 2025

AA	BB	CC	DD	EE1	EE2
CRE	CRE	CRE	CRE	CRE	CRE
SLE	SLE	SLE	SLE	SLE	SLE
LWL	LWL	LWL	LWL	LWL	LWL
SFL	SFL	SFL	SFL	SFL	SFL
WS	WS	WS	WS	WS	WS
LOK	LOK	LOK	LOK	LOK	LOK

Better

Little/No Change

Worse

Presenter: Jennifer Reynolds 39

TOWN OF PALM BEACH

Town Council Meeting on: July 13, 2021

Section of Agenda Minutes

Agenda Title
Town Council Meeting Minutes
Queenester Nieves, CMC, Town Clerk

- a. June 8, 2021, Town Council Meeting Minutes
- b. June 9, 2021, Town Council Development Review Meeting Minutes

Presenter

ATTACHMENTS:

- ▣ **June 8, 2021 Town Council Meeting Minutes**
- ▣ **June 9, 2021 Town Council Development Review Meeting Minutes**



MINUTES OF THE TOWN COUNCIL MEETING HELD ON TUESDAY, JUNE 8, 2021

I. CALL TO ORDER AND ROLL CALL

The Town Council Meeting was called to order at 9:30 a.m. in the Town Council Chambers. On roll call, all council members were found to be present.

II. INVOCATION AND PLEDGE OF ALLEGIANCE

Town Clerk Nieves gave the Invocation and President Zeidman led the Pledge of Allegiance.

III. MODIFICATIONS TO THE AGENDA

The following modification was made to the agenda:

1. Item No. X1.B.3. – Presentation of Master Plan for Phipps Ocean Park – will be heard at approximately 1:30 PM after the lunch break.

IV. APPROVAL OF AGENDA

Motion was made by Council President Pro Tem Lindsay and seconded by Council Member Araskog to approve the agenda, as amended. On roll call, the Motion passed unanimously.

V. PRESENTATIONS

Mayor Moore expressed her disappointment in learning West Palm Beach officials knew of the bacteria in the Town of Palm Beach drinking water, but choose not to share the information with Town Officials. She demanded better communication moving forward, and stated staff was working on this issue as the Town's water contract with West Palm Beach was nearing an end.

- A. Presentation on Toxic Algae in Lake Okeechobee
Reinaldo Diaz, Lake Worth Water Keeper

Reinaldo Diaz, Lake Worth Water Keeper, provided a presentation on dangerous cyanobacteria, which has been found in the water supply. Noted Lake Worth Lagoon has been a landlocked fresh water lake since 1939, but now was a coastal estuary with challenging issues and is connected to Lake Okeechobee. Mr. Diaz stated Pahokee Marina was the starting point, it was like the Canary in a coal mine. When Lake Okeechobee is primed to have super bloom it usually begins at the Pahokee Marina first. Blue Green algae blooms began in stagnant. Locations of the algae blooms were shown, an explanation was given regarding the watershed and options on resolving the issues of bacteria in the canals.

Lisa Interlandi, Everglade Law Center, explained there is an once in a decade opportunity to weigh in on the creation of a Lake Okeechobee System Operating Manual, which will dictate how Lake Okeechobee is managed for the next ten years. She stated the algae issues were worsening throughout the watershed, and it was very important for the Army Corps of Engineers (USACE) to send as much water as possible south towards the Everglades and not to hold water in Lake Okeechobee for farming. She explained there was sufficient water for farming without holding the water in the lake. The method of holding water in Lake Okeechobee was contributing to the algae blooms. She asked for all municipalities to send a simple message, send the water south to protect estuaries, the lagoon, and to balance the system to protect the majority of citizens. Ms. Interlandi indicated she was composing a letter to be signed by all major environmental groups, as well as the Town of Palm Beach stating this same message. The letter would be presented to Town officials for their consideration. She offered her services and those of Mr. Diaz to answer questions and attend meetings, and to help in any way possible.

Mayor Moore asked to hear from the Council Members.

Council President Pro Tem Lindsay commended Mayor Moore on her leadership on this issue and requested Mr. Diaz share the presentation with staff. She stated balance must be found between the needs of big agriculture and surrounding residents.

Mayor Moore thanked staff for bringing this issue to light.

Council Member Crampton expressed his support, and asked why the M Canal was not separated from Grassy Waters, and about dealing with the area north of Lake Okeechobee. Ms. Interlandi responded this area must be a focus. Mr. Diaz commented on the matter.

Council Member Araskog asked if the Florida League of Cities could help. Ms. Interlandi responded she and Mr. Diaz would be making their presentation to them in the near future.

Mayor Moore commented the area south of the lake lacked the necessary infrastructure. President Zeidman inquired as to why was the water being held for agriculture. Ms. Interlandi responded that was the status quo for Lake Okeechobee, and needed to be changed.

Council Member Araskog expressed her support and asked to see the letter before it was sent. She asked what residents could do to help. Ms. Interlandi responded maintaining the ban on fertilizers during summer, reducing pesticides, and moving to native plants would help the water.

Town Manager Blouin indicated the presentation would be spotlighted on the Town's website, and asked what could be done over the summer. Mr. Diaz responded Lake Okeechobee should be maintained at a lower level to allow plants to flourish. Current conditions were better than in the past so this summer might not be as bad as in prior years.

Council President Zeidman commented there is a disconnect regarding the Lake Okeechobee issue, and everyone must stay on top of this issue.

Public Comment

Jeff Koons, 2275 South Ocean Boulevard, stated he has been working on the water issue for years, he explained how the watershed system worked, and what had happened with policies in past years. He thanked the Mayor for her work.

Lynn George, 249 Mockingbird Trail, asked if health issues from drinking this water has been explored.

Robert Holuba, 1500 Lake Court, read a letter to Town Council into the record from the Executive Committee of the Palm Beach Civic Association regarding the dangers of the current situation. He commented on the cover-up of the problem.

Director of Public Works, Paul Brazil explained water test results were available and staff would be glad to request from the City of West Palm Beach their history and test results.

Town Manager Blouin announced an upcoming meeting with the City of West Palm Beach to increase transparency.

VI. COMMENTS OF MAYOR DANIELLE H. MOORE

Mayor Moore recognized Dawn Helton (REC) for 25 years of service to the Town.

She announced an upcoming trip to Jacksonville for a meet and greet with the Army Corps of Engineers.

VII. COMMENTS OF TOWN COUNCIL MEMBERS

Council President Zeidman stated there had been a lot of comments about the last Town Council meeting when the Council made a decision to have boards and commissions meet in person. She reviewed the events that led to that decision, and commented this could change again based on virus transmission. All Board Members were expected to attend meetings in person unless they had a very good reason they cannot attend.

Council Member Araskog stressed it was critical for everyone to attend meetings. She discussed how she became educated on using organic materials and native plants, and doing the best possible regarding the water pollution.

Council President Pro Tem Lindsay recalled the Town was way ahead with the Green Initiative which began three years ago and was no longer using toxic chemicals on the landscape. She gave staff a lot of credit for staying on top of the water situation, and commented that staff had started evaluating the water supply well before the current events occurred.

VIII. COMMUNICATIONS FROM CITIZENS - 3 MINUTE LIMIT PLEASE

Diane Buhler, Friends of Palm Beach, 214 Alhambra Place, West Palm Beach, reported efforts to keep the beaches clean, the amount of trash collected twice a week, and specific types of trash collected.

IX. APPROVAL OF CONSENT AGENDA

The following items were pulled and heard under Item No. XI.A. as follows:

1. Item No. IX.B.5. RESOLUTION NO. 059-2021 heard as Item No. XI.A.1
2. Item No. IX.B.6. RESOLUTION NO. 060-2021 heard as Item No. XI.A.2

Motion was made by Council Member Crampton and seconded by Council Member Araskog to approve the Consent Agenda, as amended. On roll call, the Motion passed unanimously.

A. MINUTES

1. Town Council Meeting Minutes
Queenester Nieves, CMC, Town Clerk
 - a. May 11, 2021, Town Council Meeting Minutes
 - b. May 12, 2021, Local Planning Agency Meeting Minutes
 - c. May 12, 2021, Town Council Development Review Meeting Minutes
2. Approval of Major Matters Considered by the Architectural Review Commission at its Meeting of May 26, 2021.
Wayne Bergman, Director of Planning, Zoning and Building

B. RESOLUTIONS

1. RESOLUTION NO. 055-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing the Award of a Sole Source Contract to ROK Technologies for GIS Configuration and Implementation for an Annual Contract Amount of \$52,973 and a Five Year Award of \$264,865 based on Satisfactory Performance and Budget Funding and Establish a Project Budget of \$285,000.
Dean Mealy, Purchasing Manager
2. RESOLUTION NO. 056-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order in the Amount of \$164,360 to Applied Technology & Management, Inc., for Town-wide 2021 Annual Physical Surveys, and Establishing a Physical Monitoring Budget of \$175,000.
H. Paul Brazil, P.E., Director of Public Works
3. RESOLUTION NO. 057-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order in the Amount of \$220,755 to Coastal Eco-Group, Inc., for the 2020 FDEP BMA Cell-Wide Monitoring Reporting and 2021 Mid-Town Regulatory Required Biological Monitoring, and Establishing a Biological Monitoring and Reporting Phase Budget of \$230,000.
H. Paul Brazil, P.E., Director of Public Works
4. RESOLUTION NO. 058-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order in the Amount of \$146,160 to Coastal Protection Engineering, LLC, for the 2021 FDEP BMA Cell-Wide Annual Biological Monitoring, and Establishing a Biological Monitoring Phase Budget of \$156,000.
H. Paul Brazil, P.E., Director of Public Works
5. RESOLUTION NO. 059-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending the Town of Palm Beach Master Fee Schedule by Increasing Parking Placard and Metered Parking Fees, and Providing an Effective Date.
*Jane Le Clainche, Director of Finance – **Pulled and Heard as Item No. XI.A.1***
6. RESOLUTION NO. 060-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Adopting an Amendment to the Town of Palm Beach Retirement System Investment Policy Statement; Providing for Repeal of Conflicting Resolutions; and Providing an Effective Date.
*Jane Le Clainche, Director of Finance – **Pulled and Heard as Item No. XI.A.2.***

C. OTHER

1. Request to Sunset County Budget Taskforce
Jay Boodheshwar, Deputy Town Manager

X. COMMITTEE REPORTS

- A. Report of the Ordinances, Rules and Standards Committee Meeting Held on May 20, 2021
Julie Araskog, Chair

It was the consensus of the Town Council to defer this report to the June 9, 2021, Town Council Development Review Meeting.

XI. REGULAR AGENDA

A. Matters Pulled From Consent Agenda: If needed

1. RESOLUTION NO. 059-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending the Town of Palm Beach Master Fee Schedule by Increasing Parking Placard and Metered Parking Fees, and Providing an Effective Date.
Jane Le Clainche, Director of Finance – Pulled from Consent Agenda

After discussion there was consensus of the Town Council to send this item to the Business and Administrative Committee, prior to it being heard at the July Town Council Meeting.

Motion made by Council Member Crampton and seconded by Council Member Cooney to defer Resolution No. 059-2021 to the July Town Council Meeting. On roll call, the Motion passed unanimously.

2. RESOLUTION NO. 060-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Adopting an Amendment to the Town of Palm Beach Retirement System Investment Policy Statement; Providing for Repeal of Conflicting Resolutions; and Providing an Effective Date.
Jane Le Clainche, Director of Finance – Pulled from Consent Agenda

Council President Zeidman announced the Retirement Board under the chairmanship of Dan Stanton had done an incredible job. Four years ago, the Town Council had taken their recommendation to move \$5.42M annually to reduce the unfunded liability. This has become a joint effort on the part of the board and the Council to reduce the unfunded liability and to bring it in line at a more acceptable percentage. Additionally, funds have been reallocated and those decisions by the Board have resulted in an increase in funding. She expressed her thanks to the Retirement Board, Chairman Stanton, and the Town Council.

Council Member Araskog asked the risk of the new alternative category. Director of Finance, Jane Le Clainche explained the name hedge fund was being changed to alternatives and that this category is a very small amount of the overall fund. The rate of return was discussed.

Motion made by Council Member Crampton and seconded by Council President Zeidman to approve Resolution No. 060-2021. On roll call, the Motion passed unanimously.

B. Old Business

1. COVID-19 Update

Kirk W. Blouin, Town Manager

a. Report on COVID-19 Infections, Hospitalizations and Vaccinations
Darrel Donatto, Fire Rescue Chief

Chief Donatto reported COVID new cases in Palm Beach County had been reduced to 100 per day. The pandemic was now something to be lived with rather than a daily crisis. Median age of new cases was 32. The town had a couple of new cases in many weeks. He spoke about unvaccinated people potentially getting ill and passing along a variant that could be much more serious, and urged everyone to be vaccinated.

b. RESOLUTION NO. 061-2021 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 July 13, 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.

Town Manager Blouin discussed whether the Emergency Declaration was still necessary. Town Attorney Randolph advised if it was only for meetings it was not necessary.

The Resolution was not approved, therefore the local State of Emergency Declaration expired.

2. Town-Wide Undergrounding Project

Patricia Strayer, Town Engineer

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

Town Engineer Patricia Strayer reviewed the location and status of each current project phase. She reported that ten (10) demonstration chicanes had been installed in the last three weeks, and reported

progress made since her last report. She reported Pan's Garden had asked for two large switch cabinets in front of the garden to be removed. She reviewed four other options which had been developed and costs estimated by Kimley Horn & Associates. The least costly would be in the Town of Palm Beach right-of-way. Mayor Moore indicated she would speak to Apollo about locating it in their parking lot. Town Engineer Strayer stated she would bring more visuals to the next meeting.

- b. RESOLUTION NO. 062-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Change Order and Awarding a Contract to Burkhardt Construction, Inc. for Phase 3 North Undergrounding Milling and Resurfacing in the Amount of \$457,029 and Establish a Project Budget of \$515,000.

Town Engineer Strayer introduced the Resolution and stated staff recommended approval.

Motion made by Council Member Crampton and seconded by Council Member Cooney to approve Resolution No. 062-2021. On roll call, the Motion passed unanimously.

Council President Pro Tem Lindsay asked about switch boxes that might need to be raised to meet FEMA requirements. Town Engineer Strayer stated the Town is not required to meet FEMA requirements and all cables were already underground per FPL code. FPL turned off substations when there was a surge coming and back on after the surge.

Betsy Shiverick, Chairman of the Preservation Foundation of Palm Beach, advised they were opposed to placement of the switch boxes in the right-of-way, and asked that other options be considered. The Preservation Foundation of Palm Beach was willing to entertain placing two boxes in their parking lot if those lost parking spaces could be recovered elsewhere. She asked if the three spaces they gave up already could be recovered. She also requested for clarification on who paid the cost of the options. The Town Manager indicated an agreeable solution could be worked out.

Mayor Moore asked about placing the switch boxes in a parking lot east of Pan's Garden. Town Engineer Strayer advised there was underground equipment in that location that would prevent the boxes to being placed at that location.

3. Presentation of Master Plan for Phipps Ocean Park
Jay Boodheshwar, Deputy Town Manager

Betsy Shiverick, Chairman of the Preservation Foundation of Palm Beach, reported they had held a 99-year lease on the little red schoolhouse for thirty (30) years and were delighted to expand via the master plan presented today. She introduced Amanda Skier, Executive Director, who provided background regarding the path taken to arrive at today's presentation.

Architect Raymond Jungles introduced his Senior Associate, Guy Champion, who described their mission to improve natural spaces, and reviewed the research and analysis which led to the main design of the park. The goal was to create a sustainable and beautiful environment through use of native plants and thoughtful design, with educational opportunities throughout the park. The Little Red Schoolhouse would become a sculptural presence and there would be beautiful views of the ocean.

Mayor Moore was honored to have Mr. Jungles present to Town Council. She thought the plan was beautiful and would be an incredible asset to the Town. She asked the cost of the project, which was estimated at \$14M-\$16M, and maintenance would be very expensive.

Council Member Crampton saw this as a Cinderella story and thought the public spaces would attract events. He asked who would handle events. Response was that was policy that would be decided later for Town Council approval. Council Member Crampton felt the designers had done a great job interacting with residents, and asked for continued cooperation.

Council President Pro Tem Lindsay said this was way above her expectations and the transformation was night and day. She complimented everyone for working together and felt this would be a living example for educational opportunities and a great contribution to the community. She suggested a Friends organization such as at MacArthur State Beach Park, which she thought a lot of Palm Beach residents would participate in, and commended the Preservation Foundation, Pine Jog, and the Garden Club.

Council Member Cooney thanked the Preservation Foundation for this incredibly generous gift to the Town. He commented that to have Mr. Jungles design the park would be a great legacy, and a living park would be incredible.

Town Manager Blouin commented on the incredible generosity of this Town, but wanted to be sure Town Council made decisions with eyes wide open, and he thought maintenance would be hundreds of thousands of dollars annually.

Council Member Crampton asked that the South end receive the same amount of consideration as had been given to Lake Drive Park. He thanked

the Preservation Foundation, the Garden Club, and Town staff for their participation.

Betsy Shiverick announced that the Preservation Foundation of Palm Beach was willing to provide an endowment for maintenance, now estimated to cost approximately \$200,000 annually.

Council President Zeidman thanked the Preservation Foundation of Palm Beach for their incredible gift of \$15M, and commented this would provide a exceptional park for the south end. She also thanked Mr. Jungles and the Garden Club.

Public Comment:

Skip Aldrich, 2295 South Ocean Blvd, Apartment 701, reported that the Citizens' Association of Palm Beach met and Dick Kleid and made a motion for a Resolution, which he read aloud, in support of a historic education program for Phipps Park. He felt this park would be a game changer for the Town of Palm Beach.

Jeff Koons, The Reef, 2275 South Ocean Blvd. had been in the restoration business for 30 years, and clarified this was restoration, not preservation, since the ecosystems had gone away. The Reef wanted to work with the Town to plant and replace in the buffer adjoining their property with the park. He was very excited about this project.

Nancy Madden, President of the Garden Club, sent an email which was read into the record expressing their desire to work with others on this project.

Deputy Town Manager Boodheshwar requested Town Council input relative to going forward.

It was the consensus of the Town Council to move forward with design development and permitting on a timetable that would commence with the approved work in the summer of 2023.

Mayor Moore asked who would provide permits, which was clarified.

Council Member Cooney asked about the process. Clarification of the process was given, and stated that it would go to the Landmarks Preservation Commission and back to Town Council.

Council President Zeidman again expressed her thanks for the funding.

A 5-minute break was taken at 2:47 p.m. The meeting resumed at 2:59 p.m.

4. Woods Hole Group Coastal Resiliency Implementation Plan
H. Paul Brazil, P.E., Director of Public Works

Paul Brazil, Director of Public Works, announced Woods Hole Group would provide a presentation on Phase II and ask for Town Council comments.

Bob Hamilton, President of Woods Hole Group, and Nasser Brahmin presented the path forward; prior work on coastal flood vulnerability assessment; recent developments; Level-Up Palm Beach concept, purpose and components; -recommendations regarding Town facilities and infrastructure, the Lake Worth shoreline, floodplain development, and the comprehensive plan.

Council President Zeidman was thankful Lake Worth lagoon was included, not just infrastructures.

Council Member Crampton felt the report could benefit from a more precise estimate of when sea level rise was expected to occur. He also felt it would be helpful to differentiate the geological differences between Palm Beach and Mami. He asked Deputy Town Manager Boodheshwar any thoughts he might share. Town Manager Blouin indicated he wanted to speak with staff for their input. Council Member Crampton inquired about the term “Level-Up Palm Beach” and was told it had not been used for any other towns.

Council President Pro Tem Lindsay received clarification on the flood plain height, and asked for a graph showing the conversion table. She commented that the Marina bulkhead had been raised and asked if the Code should be amended to have residents do the same thing. She inquired about sea level rise in general—if adding more green space would be an improvement. Response was green space should be combined with height. She asked if it would be helpful to place more tidal gauges to gather data. Response was one on the lagoon would be helpful and there were other types that were less costly which could be added.

Council Member Araskog commented photos and charts would be helpful. She was interested in gates and looking at whether that would be helpful. She asked for other locations where sea level rise has been studied, and asked for clear recommendations. Council Member Araskog felt more specificity would be helpful to the Town Council in making decisions. Director Brazil asked staff be allowed to continue their work and would propose something to Town Council at the appropriate time. Council Member Araskog asked that this be brought back to Town Council. Council President Zeidman agreed.

Mayor Moore asked if pump D-12 had been worked on or was just an example. The response was that work on D-12 was just an example of something on the capital list moving forward, and there were no immediate concerns with any pumps. The Mayor felt door barriers would be a simple solution for protection. Director Brazil responded that raising the pumps would be a practical solution. Mayor Moore commented that the Everglades Club lagoon might be an interesting place for a surge barrier. She felt that Town Council needed to move a plan forward.

Council President Zeidman asked how Palm Beach could become a community the Army Corps of Engineers might add to their list for funding by Congress for a study. The process was discussed. Council President Zeidman inquired about the contact person working with on this issue. Director Brazil responded there was an existing compact but the Town was not a member, and he now recommended reconsidering joining the compact. Council President Zeidman asked for periodic updates, which were discussed. She suggested creating a monthly update since this is one of the most important issues we need to address as a community. She asked who operated the surge barrier in Bedford; the response was the Army Corps of Engineers. Had there ever been a situation of private property with an easement operated by the Town, and a seawall. The consultant responded there were many of these use patterns and they were individually resolved.

Council President Pro Tem Lindsay spoke about Lake Trail with most of the surrounding property and the bulkheads being private, and there had been no problems. She asked if showing probable flood pathways for 100-year events would be helpful. The consultants indicated that was available and would be provided. She asked that raised bulkheads be shown at their next presentation, and asked how to retain water at a higher elevation. Consultants responded ideas had changed, and they were happy to be part of the conversation, and commented they were more concerned with catastrophic events.

Council Member Crampton thought roads could be added to the report and should be at a higher level of consideration.

Consensus of Town Council to move forward as discussed and the Woods Hole Group return to Town Council with an updated report.

A lunch break was taken at 1:07 p.m. The meeting reconvened at 1:55 p.m.

5. Town of Palm Beach Truck Regulation Study
H. Paul Brazil, P.E., Director of Public Works

Director Brazil introduced the Truck Study, which was before Council to see how they wanted to proceed.

Adam Kerr, Kimley-Horn & Associates, reviewed the study. It found almost the equal amount of truck traffic in residential areas as commercial areas, and identified ways to minimize damage caused by large trucks to private property. Most municipalities do not have a truck regulation, but St. Augustine had a plan which may apply to Palm Beach because of their similar narrow streets. Also, trucks were restricted by signage from their downtown area. Mr. Kerr recommended restricting large trucks from three specific areas in the Town of Palm Beach. The area could still be accessed with a permit, or instead of a large truck, two smaller ones might do the same job and no permit would be required. The recommendations were permitting exceptions, codification, and education.

Council Member Crampton commented the next step should be to send this to the Ordinances, Rules and Standards Committee (ORS).

Council President Pro Tem Lindsay commented most problems were with heavy construction vehicles, and was in agreement to send to ORS.

Council Member Cooney agreed, commenting on damage he had seen. He questioned whether the large trucks were always necessary, and commented on the permitting and enforcement process.

Mayor Moore clarified this would only be on Town owned roads, and asked how a moving van from out of town would know they needed a permit. Director Brazil commented there was no way to get all traffic, but construction traffic could be captured. Mayor Moore favored sending this to ORS.

Council Member Araskog felt this should go to ORS. She had spoken to someone in construction who indicated smaller trucks could often be used. She found Kimley-Horn's recommendations sound, and asked about wide trailers behind landscape trucks. Mr. Kerr considered those were articulated because they were two units, and could be blanket permitted. Council Member Araskog felt more education and information would help.

Council President Zeidman commented that the problem would be how to implement the permitting process, how could it be regulated, the number of additional staff needed, and the cost associated with implementation of the permitting process. She liked the St. Augustine signs but indicated signs had not worked in the past. Director Brazil commented this would not work without enforcement and there were insufficient personnel to handle it. Council President Zeidman thought it was important to beef up enforcement early on when a change was made, but this would be ongoing.

Town Manager Blouin commented this was a very large undertaking and more staff would be needed, and the rules would need to be realistic to be enforceable.

Council Member Crampton thought regulating construction trucks could be an important improvement.

Mayor Moore encouraged ORS to bring this to a resolution.

Council Member Araskog commented a map for contractors showing where trucks were allowed or not would be helpful.

John David Corey, 426 Australian Avenue, pointed out there was one truck restriction sign in the Town. He commented there was no cut through traffic. He felt restricting trucks from areas was fine but delivery trucks needed to have a place to go and suggested a pilot program. He suggested an ordinance similar to the parking zone ordinance.

It was the consensus of the Town Council to send the Truck Study to ORS for further review and discussion.

C. New Business

1. Discussion Relating to Residency Requirements for Elected Officials
John C. Randolph, Town Attorney

John C. Randolph, Town Attorney, advised that the Town would not be able to sustain a two-year residency requirement but could sustain a one-year residency requirement, and he had created a draft ordinance which imposed a one-year residency requirement.

Mayor Moore felt this should be moved forward.

Council President Pro Tem Lindsay suggested bringing this ordinance back to the next day's meeting.

Town Attorney Randolph agreed, stating the important thing was it would be published between first and second reading so that the public could see it.

Council Member Cooney asked how other towns asked for proof of residency. Town Attorney Randolph responded.

Mayor Moore was told the voter registration card would provide the date a person moved to the Town.

Council Member Araskog felt this should wait until next month, and asked about someone who owned property here for a length of time. Town Attorney Randolph advised property ownership could not be used because it had been federally decided it could not be related to property.

Council President Zeidman called for public comment. There were no public comments.

Council President Zeidman noted this was on today's agenda for discussion. Town Attorney Randolph stated this was a policy decision, not a legal decision.

It was the consensus of the Town Council to defer draft Ordinance No. 15-2021 to the June 9, 2021 Town Council Development Review Meeting for first reading.

XII. ORDINANCES

A. Second Reading

1. Proposed Amendment of Town Code to Permit Off-Leash Dogs from Dawn to 9:00 am on Beaches Between Sunset Avenue and Wells Road

ORDINANCE NO. 13-2021 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending Chapter 10 of the Town Code of Ordinances, Animals, Article II, Dogs And Cats, At Section 10-43, Running At Large Prohibited; Further Amending Chapter 74 of the Town Code of Ordinances, Parks and Recreation, Article II, Beach and Aquatic Activities, Division 3, Regulation of Use of Public Beaches; At Sec. 74-191, Animals Prohibited, so as to Add an Exception to Permit Unleashed Dogs on Public Beaches Between Sunset Avenue and Wells Road from Dawn To 9:00am; Providing for Severability; Providing for Repeal of Ordinances in Conflict; Providing For Codification; Providing an Effective Date.

Jay Boodheshwar, Deputy Town Manager

Town Attorney Randolph read Ordinance 13-2021 by title only on second reading.

Motion made by Council Member Crampton and seconded by Council Member Lindsay to adopt Ordinance No. 13-2021 on second reading. On roll call, the Motion passed unanimously.

B. First Reading

1. An Ordinance to Amend Chapter 66, Section 66-236 to Regulate the Removal of Landscape Buffers.

Wayne Bergman, Director of Planning, Zoning and Building, cited instances where hedges were removed by property owners after approval of a project. This draft ordinance would add a requirement for a vegetation removal permit.

Council Member Araskog asked if a permit would be required if neighbors agreed to removal of a hedge. Town Attorney Randolph advised either ARCOM or staff must review the change.

Town Attorney Randolph read Ordinance No. 14-2021 by title only on first reading.

ORDINANCE NO. 14-2021 An Ordinance of The Town Council of The Town Of Palm Beach, Palm Beach County, Florida, Amending Chapter 66 Natural Resource Protection, Article IV Vegetation, Division 2 Permits, Section 66-236 Application Procedure For Vegetation Removal Permit; Providing For Severability; Providing For The Repeal of Ordinances In Conflict; Providing For Codification; And Providing An Effective Date.
Wayne Bergman, Director of Planning, Zoning and Building

Motion made by Council Member Crampton and seconded by Council Pro Tem Lindsay to approve Ordinance No. 14-2021 on first reading. On roll call, the Motion passed unanimously.

XIII. ANY OTHER MATTERS

Town Manager Blouin shared sad news there had been an accident involving a vehicle and a golf cart at the Par 3 Golf Course which resulted in serious injury or death.

XIV. ADJOURNMENT

The Town Council Meeting of June 8, 2021 adjourned at 4:30 p.m. upon motion by Council President Zeidman and seconded by Council Member Cooney, which was not voted upon.

APPROVED:

Margaret A. Zeidman, Town Council President

ATTEST:

Queenester Nieves, CMC, Town Clerk

Date



TOWN OF PALM BEACH

Minutes of the Development Review

Town Council Meeting

Held on June 9, 2021

I. CALL TO ORDER AND ROLL CALL

The Development Review Town Council Meeting was called to order June 9, 2021 at 9:31 a.m. On roll call, all of the elected officials were found to be present.

II. INVOCATION AND PLEDGE OF ALLEGIANCE

Administrative Specialist Churney gave the invocation. Council President Zeidman led the Pledge of Allegiance.

III. COMMENTS OF MAYOR DANIELLE H. MOORE

Mayor Moore reported staff had made a minor correction in the letter going to the Everglades regarding the water, which she would sign later that day.

IV. COMMENTS OF TOWN COUNCIL MEMBERS

Council President Zeidman thanked the community for all of the letters sent regarding the items on the agenda. She discussed the rearrangement of the agenda. She also indicated that many attendees were not wearing a mask, due to the recent CDC guidelines.

Council President Pro Tem Lindsay discussed the amount of emails that she had received, specifically with concerns of losing the charm in Palm Beach as well as fixing the Zoning Code.

Council Member Crampton commented on the open discussion regarding Code Reform.

Council Member Araskog talked about the dramatic changes that she had witnessed in the north end of the island. She thought it was everyone's role to work on saving the Palm Beach brand, and thanked all residents for their letters. She expressed alarm to see the large number of variances that were granted within the last three years.

V. COMMUNICATIONS FROM CITIZENS - 3 MINUTE LIMIT PLEASE

Susan Gary, 229 Onondaga Avenue, thanked the Town Council for the upcoming discussion of Zoning Code Reform. She added that she hoped the Council would spend the appropriate amount of time on the item. She thought four items needed immediate attention, which included FEMA/fill, setbacks, double sized homes on combined lots on interior streets, and the massive size of new, two-story homes.

VI. APPROVAL OF THE AGENDA

Director of Planning, Zoning and Building Bergman read the following requested modifications:

Addition of Committee Report – of the Ordinances, Rules and Standards Committee Meeting Held on May 20, 2021

Addition of Ordinance 15-2021 - First Reading

Deferral of Item VIII. A. 1 to the July 14, 2021 meeting.

Withdrawal of Item VIII. B. 1 (a) from the agenda.

Deferral of Item VIII. B. 1 (c) to the September 13, 2021 meeting

Deferral of Item VIII. B. 1 (d) to the July 14, 2021 meeting.

Removal of Item VIII. B. 1 (e) from the agenda.

Deferral of Item VIII. B. 1 (f) to the July 14, 2021 meeting.

Deferral of Item VIII. B. 1 (h) to the July 14, 2021 meeting.

Deferral of Item VIII. B. 1 (i) to the July 14, 2021 meeting.

Deferral of Item VIII. B. 2 (c) to the September 13, 2021 meeting.

Deferral of Item VIII. B. 2 (g) to the July 14, 2021 meeting.

Deferral of Item VIII. B. 2 (h) to the July 14, 2021 meeting.

Deferral of Item VIII. B. 2 (k) to the July 14, 2021 meeting.

Deferral of Item VIII. B. 2 (l) to the August 11, 2021 meeting.

Council Member Araskog requested to add a discussion regarding limiting the number of restaurants under the category of Other. Council President Zeidman agreed to add the item.

Mayor Moore thanked Joanne O’Conner and the team at Jones Foster for winning the case regarding Don Burns.

Motion made by Council Member Crampton and seconded by Council Member Araskog to approve the agenda as amended. Motion carried unanimously.

Items carried from the June 8, 2021 Meeting

A. Committee Report

1. Report of the Ordinances, Rules and Standards Committee Meeting Held on May 20, 2021

Council Member Araskog summarized a discussion on Construction Hours on Saturdays. She indicated the item would return to the Committee in July. She recapped their discussion on artificial turf and its use in the Town. She then added a summary about landscape buffers and indicated that an Ordinance had passed on first reading at the June 8, 2021 meeting. She recommended that her report be read should anyone have any questions on these three items.

Motion made by Council President Pro Tem Lindsay and seconded by Council Member Crampton to accept the report as presented. Motion carried unanimously, 5-0.

B. Ordinances – First Reading

1. **Ordinance 15-2021** An Ordinance Of The Town Council Of The Town Of Palm Beach, Palm Beach County, Florida, Amending Chapter 34, Elections At Article II. Candidates, Division I, Generally To Include A New Section 34.36 To Provide That Any Candidate For Mayor Or Town Council Shall Have Resided In The Town For A Period Of At Least One Year Prior To Qualifying For Election; Provided For Severability; Providing For The Repeal Of Ordinances In Conflict; Providing For Codification; Providing An Effective Date.

Town Attorney Randolph read Ordinance 15-2021 by title only on first reading.

Motion made by Council President Pro Tem Lindsay and seconded by Council President Zeidman to adopt Ordinance 15-2021 on first reading. Motion carried unanimously, 5-0.

VII. COUNCIL DISCUSSION ITEMS

- A. Staff Update on Recent Planning & Zoning Commission Reviews of Outdoor Seating, Marginal Docks, and Dimension Waivers (Landmark Incentives)

Zoning Manager Castro presented an update on the changes suggested in regards to marginal docks by the Planning and Zoning Commission. This included a restriction on the width of the docks. The intent was to allow for a dock to go out to the US Pier line but to limit the width of the dock.

Council President Zeidman questioned if there was a concern that ARCOM and LPC did not review these docks before application to DEP and Army Corp of Engineers. Zoning Manager Castro stated that ARCOM and LPC should not be reviewing docks.

Council Member Araskog inquired if ARCOM and LPC would review the dock if the landscape was being added. Zoning Manager Castro stated the only time a dock should be reviewed by the Commissions was when lighting was being added. Council Member Araskog requested to put this in to zoning in progress now that an ordinance was in the works. Zoning Manager Castro stated that only new applications would be affected by zoning in progress.

Council Member Crampton asked for clarification on the allowable width for a dock. Zoning Manager Castro responded. Council Member Crampton inquired about landscaping and potential leaching into the water from green docks. Zoning Manager Castro explained the Town required permits for all docks over 1000 feet and a part of that process was obtaining a DEP permit.

Council President Pro Tem Lindsay stated the problem was what homeowners used to treat the material that was placed on the dock. She discussed the visit she had to a green dock. Zoning Manager Castro responded. Council President Pro Tem Lindsay stated she thought staff should research this item further.

Council President Zeidman also discussed a green dock that she had visited and she had been very impressed. She agreed with Council President Pro Tem Lindsay that staff should further research this item.

Zoning Manager Castro stated if there were concerns about regulating green docks, a solution would be not to allow them. Council President Zeidman commented materials were not a part of the zoning in progress request which was a consideration.

Mayor Moore thought Council Member Araskog's suggestion for zoning in progress made sense.

Council Member Crampton and Council President Pro Tem Lindsay stated support for zoning in progress.

Richard Rene Silvin, 422 Australian Avenue, inquired about ARCOM and LPC review of gates that lead to a dock, and locations of docks. Zoning Manager Castro responded with the process. Council Member Araskog clarified Mr. Silvin's questions to Mr. Castro. Mr. Castro responded with setback requirements.

Motion made by Council Member Araskog and seconded by Council Member Crampton to declare zoning in progress for new zoning regulations for docks and piers until the ordinance becomes effective.

During discussion of the motion, Council Member Cooney asked the frequency of declaring zoning in progress. Zoning Manager Castro explained the past frequency.

Motion carried unanimously, 5-0.

Council Member Araskog requested that a restriction be put in

place for drainage on green docks. She thought that regulating drainage could alleviate many concerns of green docks and potential leaching. Zoning Manager Castro indicated this would be included during discussion of the new regulations. It would be a part of the permitting process administratively.

Zoning Manager Castro summarized discussions at the Planning and Zoning Commission's meeting regarding outdoor seating.

Council Member Cooney inquired about any establishments that would be affected by the eight-seat rule, which allows eight outdoor seats for smaller, retail establishments under 2,000 sq. feet over and above the inside capacity. Zoning Manager Castro responded. Council Member Cooney was not in favor of penalizing establishments that were Town Serving. Council Member Cooney inquired about hours of operations differences listed in the Code. Zoning Manager Castro responded. Council Member Cooney inquired about the allowable sidewalk space. Zoning Manager Castro responded that was 5 feet.

Council Member Crampton inquired who would be doing the work to oversee the outdoor café seating. Zoning Manager Castro responded and outlined the review of this program.

Council President Pro Tem Lindsay pointed out a typographical error, which was remedied for clarity. Council President Pro Tem Lindsay discussed examples of restaurants that would need to close outdoor seating at 11 p.m. or midnight and felt this issue should be studied.

Council President Zeidman pointed out that the Town has received consistent complaints from neighbors whose condos face the Meat Market. She expressed concern over allowing restaurants in residential areas being granted outdoor seating. Ways to minimize disturbances to residents might include not allowing outdoor service after a certain hour. Discussion ensued. Zoning Manager Castro explained the differences in regulations between public and residential locations.

Council Member Araskog had grammatical changes, which would be submitted. She asked about stands and counters. Zoning Manager Castro responded those would require Council approval. She thought 11 p.m. or 12 midnight was too late for establishments abutting residential neighborhoods to be open, and suggested 9 p.m. or 10 pm. Other items she had an issue with were sidewalk width, and furniture blocking the pedestrian walkway.

Assistant Planning Zoning and Building Director James Murphy discussed Miami Beach's café seating program. Council President Zeidman felt projects might need to be looked at individually.

Council Member Araskog also wanted to look at situations where there was a street next to a restaurant and private property on the other side. Zoning Manager Castro recommended removing that

provision and considering each situation on a case-by-case basis.

Council President Pro Tem Lindsay thought there could be arrangements for residential units above restaurants of which the Council was unaware.

Zoning Manager Castro recommended removing several items out of the proposed language.

Council Member Cooney thought that outdoor seating was one of the bright spots of COVID and discussed how popular it was with residents. He thought the outdoor seating provided life and energy in the Town.

Mayor Moore inquired about the end of COVID seating. Zoning Manager Castro responded that he believed it was September but was probably a Council decision. She thought many of the decisions on these requests should be made by the Town Council. She requested a list of the restaurants that had been approved for outdoor seating.

Council Member Araskog thought that the increased seating and traffic went against the comprehensive plan.

Zoning Manager Castro confirmed the additions and the items to be removed and stated he had clear direction.

Laura Van Onna, Historic Preservation Planner, provided a brief update on dimensional waivers to be used as an incentive for landmarking.

Council Member Araskog thought the dimensional waivers were very generous and cautioned against making the waivers more generous.

Assistant Director Murphy discussed how the waivers could replace certain variances.

Please note: A short break was taken at 11:20 a.m. The meeting resumed at 11:29 a.m.

B. Discussion of Zoning Code Review and Possible Study Items

Director Bergman provided the history of Code reform, beginning with the past Director Josh Martin, which included six modules. He discussed the review of the issue of FEMA/fill as well as Public Works review of storm water retention. He discussed the upcoming retail study by Yard and Company. He talked about the historic preservation initiatives, including the symposium, historically significant buildings, and an increase in the budget to study future homes. The recommendation was that Council commit to hiring a planning consultant, a professional planner, to help plan a realistic budget by year, then review code with the consultant and Planning and Zoning, find out via community outreach what issues were affecting the quality of life in Palm Beach, make draft changes to the code, then return to Council. He commented on the large number of variances granted over the past three years.

Council President Zeidman clarified that this was not all-out code reform, but reform based on specific issues that have affected the quality of life in Palm Beach, without affecting private property rights.

Council Member Araskog was not concerned with the Burt Harris claims as communities can reform their Code without concern. Council Member Araskog agreed with all of Director Bergman's suggestions. She inquired how many communities used cubic content ratio. Mr. Bergman stated he was not aware of any other communities, as most used floor area ratio. Council Member Araskog thought a well-qualified person should be hired.

Mayor Moore discussed the Code Reform that took place in the 1980's. Zoning Manager Castro discussed the importance of community outreach.

Council President Lindsay thought the consultant should be great at design and well versed in Florida law. She believed priority should be given to some of the items over others, particularly FAR versus CCR, as well as side and rear yard setbacks on the north end (north of Wells Road). She asked for education on FAR and CCR so everyone would know exactly what they meant.

Council Member Crampton thought the problem in the north end was the large mansions. He thought the focus should be on the smaller lots in the north end, the number of variances granted, and anything affecting mass, height, setbacks, etc. Mr. Crampton was not convinced that the Town needed to hire a professional to help with code reform and today's meeting would alert everyone that Council was going to be a lot tougher on second-floor massing, setbacks, etc. He was not yet convinced Code Reform was needed, but thought better decisions should be made.

Council Member Cooney thought the number of variances granted in the town indicated that the Code needed to be looked at and changed. He thought the workload warranted the hiring of a consultant.

Council President Zeidman was in favor of hiring a consultant, conducting a tutorial of FAR, ARCOM'S role, and conducting public outreach beginning right now. She cautioned not to judge the number of variances granted without knowing all details. Zoning Manager Castro commented the number of variances came about because of the way the Code was structured, which was done on purpose beginning in 1971, so that everyone had to come before Council.

Director Bergman stated he envisioned hiring one firm which might bring multiple disciplines to the table.

Council Member Araskog did not believe elected officials making decisions on variances was the best practice. She thought the Council should stop giving variances to send a message. She also thought the design review boards should take a bigger role in helping with building height, scale and mass.

Council President Pro Tem Lindsay stated it would be helpful to know how many variances were for equipment and generators, and how many were landmark buildings. She commented on FEMA lifting the height and nothing else was changing, which was making a huge difference. The reason the side and rear setbacks were important was neighboring homes

were higher.

Mayor Moore thought some variances were needed, or the Code needed to be fixed. She was in favor of hiring a consultant to bring objectivity in the Town.

Council President Zeidman summarized as follows: Council was in favor of hiring a consultant; in favor of a tutorial on FAR (in place of CCR) and other code issues; a reminder that ARCOM should focus on excessively dissimilar height, scale and mass, and percentage of lot coverage; and emphasis needs to be placed on public education and outreach.

Council Member Araskog thought photos or computer graphics would be helpful.

Council President Zeidman called for public comment.

Deborah Maschmeyer, 176 Canterbury Lane, thought that the noise from mechanical equipment as well as front and rear yard setbacks affected the quality of life of the residents.

C. Update on Filling Lots During Development and Options to Limit Fill

Director Bergman provided an overview of the options to limit fill. After discussion of the options, he thought the appropriate path would be to wait until an ordinance was brought forward.

Zoning Manager Castro stated he felt confident that he would have an ordinance ready to be heard at first reading in July.

Council Member Araskog inquired about having zoning in progress on the requirement to allow an owner to elevate a house without forcing them to fill a lot. The response was that would not allow flexibility.

Council President Zeidman called for public comment. There were no comments heard at this time.

D. Continued Discussion – ARCOM Project Designation Manual – Signage

Director Bergman advised the one item held over from last month was signage, for which no changes were proposed in the ARCOM Project Designation Manual.

Council Member Araskog expressed concern for business identification signage. Zoning Manager Castro responded. Council Member Araskog inquired about the number of staff approvals in a six-month timeframe. Director Bergman responded that now there were three staff approvals in a six-month period. He asked for time to see how the new manual worked and revisit this if needed.

Council Member Cooney asked if there were any changes. Discussion ensued.

Jamie Crowley, attorney for owners at Via Flagler, recalled there was a Master signage plan worked out and ARCOM approved a backlit sign, which was already installed before it came before Council. Via Flagler then agreed not to light it until Council approved.

Consensus of the Council was to keep the approval of the signage at staff level, with the exception of hanging signage that was indicated in the ARCOM

Designation Manual. Any questionable signage would be approved by the ARCOM and LPC Commissions.

Please note: A lunch break was taken at 12:52 p.m. The meeting resumed at 1:50 p.m.

VIII. DEVELOPMENT REVIEWS

A. Appeals

1. ARCOM Appeals of B-063-2020 160 Royal Palm Way

This item was deferred during Item VI., approval of the agenda.

B. Variances, Special Exceptions, and Site Plan Reviews

2. Old Business

- a. **Z-19-00211 SPECIAL EXCEPTION WITH SITE PLAN REVIEW** Zoning District: C-PC Planned Center The application of 305 Concepts Palm Beach, LLC d/b/a Coyo Taco, Applicant, relative to property located at **340 ROYAL POINCIANA WAY SUITE: M337**, legal description on file, is described below. On March 15, 2017, the Town Council approved Special Exception #5-2017, which authorized Coyo Taco to operate a restaurant containing more than 3000 S.F. in the C-PC zoning district at Suites #337A and M 333 of the Royal Poinciana Plaza. The approval was conditioned upon execution of a Declaration of Use Agreement, which did not permit Coyo Taco to have a disc jockey. This application seeks to amend the existing Declaration of Use Agreement to allow the restaurant to have a DJ on Tuesday, Friday and Saturday nights, in addition to special events. The hours requested for the DJ are 8:00pm to 12:00pm on Tuesday nights and 8:00pm to 1:00am on Friday and Saturday nights and for special events. The DJ will be confined to the interior of Coyo Taco. No physical changes to the previous approval are requested. The Declaration of Use Agreement also required Coyo Taco to return to the Town Council to demonstrate compliance with the Town Serving requirement. Coyo Taco has collected data confirming that the Town Serving requirement is met. This information will be presented to the Town Council during the public hearing on this application. [Applicant's Representative: James M. Crowley Esq]

This item was withdrawn during Item VI., approval of the agenda.

- b. **Z-19-00232 SPECIAL EXCEPTION WITH SITE PLAN REVIEW AND VARIANCE(S)** Zoning District: C-WA Worth Avenue The application of 125 WORTH PARTNERS LLC (CENTURY INNOVATION LLC, MANAGER, BY ROBERT FRISBIE, AUTHORIZED SIGNATORY), applicant, relative to property located at **125 WORTH AVE**, legal description on file, is described below.

MODIFIED DESCRIPTION This is a pending application that is being modified to reduce the number and intensity of variances being requested; to relocate certain mechanical equipment from the east side of the property to the west side in order to address neighbor concerns; to provide additional data regarding compliance with the Worth Avenue Design Guidelines; and to clarify that the existing fourth story roof structure and structural columns will not be demolished as part of the proposed additions onto the fourth story. The application has eliminated a request to increase overall height by 12 feet and to eliminate a request for increased second story lot coverage. The application as modified requests Site Plan approval for the revitalization, renovation and expansion of the 45 year old nonconforming commercial building located at 125 Worth Avenue in the C-WA zoning district. The building will be completely renovated architecturally in order to meet the standards for renovation as set forth in the Worth Avenue Design Guidelines. The application addresses how the project meets the Worth Avenue Design Guidelines in Exhibit "G". The applicant is requesting to demolish a portion of the existing fourth story and expand its footprint to add four residential units, which are permitted above the first floor subject to a finding that the project meets the Worth Avenue Design Guidelines. Existing structural columns and roof structure will remain, and the proposed addition will be lower in height than the existing fourth story roof. In addition to the Site Plan Review proposed modifications, the applicant is requesting the following Special Exceptions and Variances required to complete the project: 1. Per Section 134-1163(8)b., a special exception for a fourth story addition. The existing building is four stories but the existing fourth story is proposed to be expanded. 2. Per Section 134-2182(b), a special exception to allow for on-site shared parking, based on the professional shared parking analysis which has been provided. 3. Per Section 134-419, a variance to allow an expansion of an existing nonconforming building by increasing floor area at a height of 51 ft. 7 in., which is the height of the existing roof structure. The proposed fourth floor addition will be 49 ft. 7 in. in height, but staff has determined that a variance is required because the new addition is greater than the 40 ft. allowed under the use of the Worth Avenue Design Guidelines incorporated by reference in Chapter 134 of the Code. 4. Section 134-419, a variance to allow an expansion of an existing nonconforming building by expanding floor area at an overall building height of 52 ft. 3 in. , which is lower than the 52 ft. 7 in. existing but higher than the 40 ft. maximum allowed by the Worth Avenue Design Guidelines. 5. Per Section 134-419, variance to allow an expansion of an existing nonconforming building by increasing the existing air-conditioned floor area of the fourth story to 12,663.5 square feet from 3,448.75 square feet existing. An open fourth story trellis of 6,322.8 square feet is also proposed in this application and included in the calculation of lot coverage, below. There is an existing exterior fourth floor

covered area of approximately 3,335 Square feet in addition to the existing air-conditioned floor area on the fourth story of the building. 6. Per Section 134-1163(5), variance to allow a minimum front yard setback of 1 ft. 10 in. for portions of the building in lieu of the 5 ft. existing and the 5 ft. minimum required on the private property.

The sidewalk is required to be a minimum of 10 ft. wide and this proposal is a minimum of 8 ft. 2 in. in the area where the sidewalk is only 1 ft. 1 in. wide on private property, in lieu of the 5 ft. minimum required by code. 7. Per Section 134-1163(9)b., variance for lot coverage of 63% on the first floor in lieu of the 57% existing and the 35% maximum allowable in order to relocate mechanical equipment from the east side of the property to the west. 8. Per Section 134-1163(9)b., variance for lot coverage of 54% on the fourth floor in lieu of the 20% existing and the 30% maximum allowable by code. 9. Per Section 134-419, a variance to allow an expansion of an existing nonconforming building by increasing the existing building length at the east end of the building from 201 ft. 8 in. to 246 ft. in lieu of the 150 ft. maximum permitted as of right in the C-WA zoning district. [Applicant's Representative: James M. Crowley Esq] [The Architectural Review Commission deferred this project to their June 23, 2021 Meeting. Carried 6-1.]

Administrative Specialist Churney swore in all those intending to speak today on any subject matter and continued to do so throughout the meeting.

Ex parte communications were disclosed by Council Members Cooney, Araskog, Crampton, Council President Zeidman, Council President Pro Tem Lindsay and Mayor Moore.

Jamie Crowley, attorney for 125 Worth Partners LLC, provided a history of the project, how the project had evolved and the reason the project had spanned over two years. He reviewed all of the requested variances with the current application.

Rafael Portuondo, Portuondo Perotti Architects, presented the architectural plans proposed for the renovation of the existing commercial structure.

Rob Frisbie, 125 Worth Partners LLC, restated his commitment to move forward only with a project that the entire community would support.

Zoning Manager Castro presented a history of the existing building, and the creation of Worth Avenue Design Guidelines. He read aloud from the Worth Avenue Design Guidelines and provided staff comments.

Council President Zeidman asked Zoning Manager Castro to explain why this was before Council before it went to ARCOM. Zoning Manager Castro explained the process.

Council Member Araskog inquired about ruling on the Worth Avenue Design Guidelines today. Zoning Manager Castro responded.

Council Member Crampton inquired if a fourth floor currently existed. Zoning Manager Castro stated that the mechanical room was considered a fourth floor. Council Member Crampton inquired about staff's opinion on the shared parking study. Zoning Manager Castro stated he did not believe the parking study was incomplete. Council Member Crampton inquired about staff's opinion on whether they believed there was sufficient hardship for the variances. Zoning Manager Castro responded to look at each specific condition and added he did not believe a hardship was met.

Council Member Cooney inquired about the Urban Land Institute (ULI) standards on the shared parking study and why Zoning Manager Castro did not believe the standards worked. Zoning Manager Castro responded. He clarified that he did not believe the ULI standards had been met since no parking counts were provided.

Chris Hagan, Kimley-Horn Associates, advised another option that could be used instead of the ULI standards was to do actual parking counts, which would have to be done in peak season and outside of a pandemic.

Mayor Moore requested the data on the parking study, stating those numbers were necessary for her. Council President Zeidman stated the parking study was now required.

Council Member Lindsay inquired whether the design style proposed was a variant of the design style mentioned in the Worth Avenue Design Guidelines. Zoning Manager Castro responded ARCOM would need to make that determination. He clarified the current plan did not have colonnades but did have other proposed public areas.

Ellyn Bogdanoff, representing The Kirkland House, presented objections on the pending application on behalf of her clients, particularly to the mechanical story, which she did not believe should be considered a fourth story. Some of the major concerns were the patio on the east side, the increase in traffic, the garbage location, noise, and the construction staging on the east side. She requested that the Council send the applicants back to the drawing board and have meaningful discussions with the neighboring residents about their concerns.

Council Member Crampton inquired if the residents would support a restaurant on the west side of the building. Ms. Bogdanoff stated that The Kirkland House did not object to a restaurant on the west side. Mr. Castro stated that a restaurant was not part of the current application and discussed the zoning relief they would need should they come at a later date to request a restaurant.

M. Timothy Hanlon, representing The Winthrop House, presented objections on the pending application on behalf of his clients, who believed this project could be done without variances.

Council President Zeidman inquired if the applicant was asking for direction. Zoning Manager Castro responded this project was an application in a quasi-judicial hearing.

Council President Zeidman called for public comment.

Steven Mitman, 134/142 Peruvian Avenue, stated objections of adjacent property owners on Peruvian Avenue to the proposed project.

Anne Pepper, 333 Seaspray Avenue, expressed her objections to the proposed project and asked that it be denied.

Anita Seltzer, 44 Cocoanut Row, indicated her objections to the proposed project and asked that it be denied.

Mr. Crowley requested to speak. A discussion ensued between President Zeidman and Council Member Araskog. President Zeidman asked for clarification from Town Attorney Randolph. President Zeidman asked Mr. Crowley to proceed with his request. Mr. Crowley asked that Council defer rather than deny the project so the professionals could work on the application.

Council Member Araskog did not believe the hardship had been justified. She had heard both attorneys request that the project be denied and ask the professionals start again with a new application.

Mr. Crowley stated that not all of the variances were the in the same vein. He debated that the Council had not denied someone on their first application. He requested a deferral so that they would not have to start from scratch and committed to work with the neighbors.

Council Member Lindsay was in favor of allowing a deferral, to return to the Council in December or January. She thought that would allow them time to complete their studies and to meet with the neighbors.

Council Member Crampton thought a deferral was justified and that the project had benefit to the Town.

Council Member Cooney was hopeful that the applicant and the neighbors could work on the project, and supported a deferral.

Council Member Araskog wanted to hear from the other attorneys and suggested denying the variance for the fourth floor and deferring the rest of the application.

A motion made by Council Member Araskog to deny the variance to expand the fourth story and defer the remainder of the application to the January 12, 2022 meeting. This motion failed for the lack of a second.

A motion made by Council Member Crampton and seconded by Council Member Lindsay to defer application Z-19-00232 for 125 Worth Avenue to the January 12, 2022 meeting to allow time to go back for a new proposal working with staff and residents. Motion carried by unanimous 5-0 vote.

Zoning Manager Castro commented the applicant would be under today's zoning when they came back and not the new zoning-in-progress.

Please note: A break was taken at 3:53 p.m. The meeting resumed at 4:00 p.m.

- c. **Z-20-00299 SPECIAL EXCEPTION WITH SITE PLAN REVIEW AND VARIANCE(S)** Zoning District: R A Estate Residential The application of 1015 SOUTH OCEAN LLC (MAURA ZISKA, MANAGER), applicant, relative to property located at **1015 S OCEAN BLVD**, legal description on file, is described below. 1) Section 134 840: Special Exception with Site Plan Review to allow the construction of an 11,031 square foot two story residence on a non-conforming lot that is 97.97 feet in depth in lieu of the 150-foot minimum required In the R A Zoning District. 2) Section 134 843(a)(5): A request for a variance to allow a front setback of 16 feet 7.5 inches in lieu of the 35 foot minimum required in the R A Zoning District. 3) Section 134 843(a)(9): A request for a variance to allow a rear setback of 2 feet 7 inches in lieu of the 15 foot minimum required in the R A Zoning District. 4) Section 134 843(a)(6)b: A request for a variance to allow an Angle of Vision of 133.74 degrees in lieu of the 120 degrees maximum allowed in the R A Zoning District. 5) Section 134 843(a)(7): A request for a variance to have a building height plane setback ranging as close to the front property line as 16.8 feet (one story element) to 29.25 feet (two story element) in lieu of the minimum 35-foot (one story element) to 47.6-foot (two- story element) minimum required by

Code in the R-A Zoning District. [Applicant's Representative: Maura Ziska Esq] [Architectural Review Commission Recommendation: Implementation of the proposed variances will cause negative architectural impacts to the subject property. Carried 6-1.] [The Architectural Review Commission denied the project at the May 26, 2021 meeting. Carried 5-2.]

This Item was deferred during Item VI., approval of the agenda.

d. **Z-20-00311 SPECIAL EXCEPTION WITH VARIANCE(S)**

Zoning District: C-TS Town Serving Commercial The application of Bricktop's Palm Beach, applicant, relative to property located at **375 S COUNTY RD**, legal description on file, is described below. Section 134 1109 (14): Modification to previously approved Special Exception with Site Plan Review is being requested for Bricktop's restaurant to add 40 outdoor seats for lunch and dinner in the north courtyard adjacent to the existing restaurant. The additional seating will increase the seating from 150 indoor and patio seats to 190 seats. The current approval allows 52 seats of the 150 seats to be outside on the south patio. Section 134 2176: a variance is being requested to provide zero (0) on-site parking spaces in lieu of the 13 parking spaces that are required for the additional 40 outdoor seats. [Applicant's Representative: Maura Ziska Esq]

This item was deferred during Item VI., approval of the agenda.

- e. **Z-20-00318 REPLAT** Zoning District: R-AA Large Estate Residential The application of BLOSSOM WAY HOLDINGS LLC (GERALD A. BEESON, MANAGER), applicant, relative to property located at **1265 S OCEAN BLVD**, legal description on file, is described below. An application to replat lots 1 through 6 and lot 10 of the Blossom Estate Subdivision, 60 Blossom Way, and 1290 S Ocean Blvd into 2 (two) buildable lots. The proposed replat will abandon in total the Blossom Way right-of-way; abandon the current beach access and dedicate a new 8-ft wide beach access along the north side of the proposed replat; terminate the Limited Access Easement along the east side of S Ocean Blvd which provides access to all of the Blossom Estate platted properties via Blossom Way; and incorporate 60 Blossom Way and 1290 S Ocean Blvd properties into the new Lots 1 and 2 of Blossom Estate subdivision. [Applicant's Representative: Maura Ziska Esq] The Applicant requested and staff recommends to remove the project from the agenda.

This item was deferred during Item VI., approval of the agenda.

- f. **Z-21-00333 VARIANCE(S)** Zoning District: R-B Low Density Residential The application of 04TST101NIGHTINGALE LLC,

applicant, relative to property located at **101 NIGHTINGALE TRL**, legal description on file, is described below. Section 134-893(13): The applicant is proposing to construct a 70 square foot one story bathroom addition and two Dutch gables that will be added to the courtyard elevations of the pool cabana and kitchen which will increase the cubic content ratio ("CCR") to 5.24 In lieu of the 5.01 existing CCR and the 3.9 maximum CCR allowed in the R B Zoning District. [Applicant's Representative: Maura Ziska Esq] [The Architectural Review Commission deferred the project to their June 23, 2021 meeting. Carried 7-0.] Staff Recommends a Deferral to the July 14, 2021 Meeting

This item was deferred during Item VI., approval of the agenda.

- g. **Z-21-00341 VARIANCE(S)** Zoning District: R-B Low Density Residential The application of GRETCHEN S. JORDAN, AS TRUSTEE OF THE GRETCHEN S. JORDAN 1998 TRUST DATED NOVEMBER 18, 1998, applicant, relative to property located at **273 TANGIER AVE**, legal description on file, is described below. The Applicant is proposing to enclose a 432 square foot balcony on the second floor in the rear of the residence in order to create an office. This will require the following variance to be requested: Section 134-893(13): a cubic content ratio of 4.1 in lieu of 3.9 existing and the 3.93 maximum allowed in the R-B Zoning District. [Applicant's Representative: Maura Ziska Esq] [Architectural Review Commission Recommendation: Implementation of the proposed variance will not cause negative architectural impact to the subject property. Carried 7-0.] [The Architectural Review Commission approved the project as presented with a condition related to the architecture. Carried 6-1.]

Ex parte communications were disclosed by Council Members Araskog and Cooney.

Maura Ziska, attorney for the applicant, explained the variances requested and provided an overview of the project.

Mark Marsh, Bridges and Marsh Architects, presented the architectural plans proposed for the modifications to the existing residence.

Zoning Manager Castro provided staff comments.

Council President Pro Tem Lindsay inquired about the hardship. Ms. Ziska responded.

Council Member Crampton thought the addition fit into the existing structure quite well.

Council Member Cooney thought the when the second story was

added, it was maximized. He also questioned the hardship.

Council Member Araskog agreed with Council Member Cooney and questioned the hardship.

Mayor Moore thought the request was de minimus and could not be seen from the street.

Council President Zeidman did not believe the request was significant.

Council Member Crampton made a motion and seconded by Council President Zeidman, that Variance Z-21-00341 shall be granted and find in support thereof that all criteria applicable to this application as set forth in Section 134.201(a) items 1 through 7 have been met, and providing that the property owner did voluntarily commit that prior to the issuance of a building permit to either provide a recorded utility easement or an easement agreement satisfactory to the town that ensures a recorded easement will be granted if necessary to underground utilities in the area. Motion failed 2-3 with Council Members Araskog and Cooney and Council President Pro Tem Lindsay opposed.

A discussion ensued about FAR. Mayor Moore felt the Council was being harsh and unfair based upon an earlier discussion. She felt it should be reconsidered.

Council Member Araskog made a motion that Variance Z-21-00341 shall be denied based upon not meeting the criteria applicable to this application as set forth in Section 134.201(a) items 1 through 7, especially that it is not the minimum variance that would be required, and that it does not have a legal hardship. Motion failed for lack of a second.

Council Member Araskog made a motion, seconded by Council Member Cooney, that Variance Z-21-00341 shall be deferred to July 14, 2020 in the hopes they will find a way to make it a more minimum variance, a smaller office. Motion carried 4-1, with Council President Zeidman opposed.

- h. **Z-21-00343 SPECIAL EXCEPTION WITH SITE PLAN REVIEW AND VARIANCE(S)** Zoning District: R- A Estate Residential The application of 130 ALGOMA LLC (LEE FENSTERSTOCK, MANAGER), applicant, relative to property located at **130 ALGOMA RD**, legal description on file, is described below. Section 134-229, Section 134-329, and Section 134-843(b): Special Exception with Site Plan Review to allow the construction of a new, two-story 6,448.55 square foot residence while preserving the existing one story nonconforming garage on a lot with an area of 15,708 square feet in lieu of the 20,000 square foot minimum required; a lot depth of 142.33 feet

in lieu of the 150 foot minimum required; and a lot width of 111.89 feet in lieu of the 125 foot minimum required; all in the R-A Zoning District. The following variances are being requested: 1) Section 134-843(8): to allow the existing east side yard setback to remain at 8.75 feet in lieu of the 15 foot minimum required to keep the existing nonconforming garage. 2) Section 134-843(7): to allow the building height plane setback to be 46.1 feet in lieu of the 48.33-foot minimum setback required. [Applicant's Representative: Maura Ziska Esq] [The Architectural Review Commission deferred this project to the June 23, 2021 meeting. Carried 7-0.] Staff Recommends a Deferral to the July 14, 2021 Meeting

This item was deferred during Item VI., approval of the agenda.

- i. **Z-21-00345 VARIANCE(S)** Zoning District: R-A Estate Residential The application of PAUL A. KRASKER, AS TRUSTEE OF THE 720 SOUTH OCEAN BOULEVARD LAND TRUST DATED SEPTEMBER 20, 2020, applicant, relative to property located at **720 S OCEAN BLVD**, legal description on file, is described below. The applicant is requesting approval to renovate and construct additions to the north side of the landmarked residence known as "El Salono" to include a new 486 square foot pool cabana and a 1,159 square foot second and third story addition. The following variances are being requested: 134 843(8): a north side yard setback ranging from 2.6 feet to 5.9 feet for the 2nd and 3rd story additions in lieu of the 15 foot minimum required in the R-A Zoning District. 134- 843(8): a north side yard setback of 4.9 feet for the pool cabana in lieu of the 15 foot minimum required in the R-A Zoning District. 134-843(10): a building height of 26.33 for the proposed 3rd story addition in lieu of the 25 foot maximum allowed in the R-A Zoning District. Section 134-844: A request for variance to construct a 3rd story addition where only two stories is the maximum allowed in the R-A Zoning District under the existing zoning code. [Applicant's Representative: Maura Ziska Esq] [The Landmarks Preservation Commission deferred this project to the June 16, 2021 meeting. Carried 7-0.]

This item was deferred during Item VI., approval of the agenda.

- j. **Z-21-00346 SPECIAL EXCEPTION WITH SITE PLAN REVIEW** Zoning District: R-B Low Density Residential The application of PALM BEACH COUNTRY CLUB INC (ROBERT SCHLAGER, PRESIDENT), applicant, relative to property located at **760 N OCEAN BLVD**, legal description on file, is described below. Section 134-890(5): Modification to a previously approved private club which is a special exception use in a residential zoning district by adding a paddle ball court on the Fairview Road property owned by the Palm Beach Country Club. Section 134-1759: A request for Special Exception

Approval with Site Plan Review to allow construction of a paddle ball court that will be enclosed and screened by landscaping. (Backboard requires Special Exception Approval). [Applicant's Representative: Maura Ziska Esq] [The Architectural Review Commission approved the project as presented. Carried 5-2.]

Ex parte communications were disclosed by Council Members Cooney, Araskog, Crampton, Council President Zeidman, Council President Pro Tem Lindsay and Mayor Moore.

Maura Ziska, attorney for the applicant, explained the special exception and site plan review requested and provided an overview of the project. She also reviewed the noise study performed for the Padel court. She presented the architectural plans for the Padel court.

Todd Peter, 236 Fairview Road, discussed and explained the game of Padel to the Council.

Zoning Manager Castro provided staff comments.

Council Member Cooney inquired about the access to the court. Ms. Ziska responded.

Council President Pro Tem Lindsay inquired about the height of the Padel court walls. Mr. Peter responded. Ms. Lindsay inquired if the Palm Beach County Club would add a soundproof wall, if noise was a problem.

Mario Nievera, Nievera Williams Design, further explained the heavy landscape buffer proposed for the Padel court.

Council President Pro Tem Lindsay inquired again if the club would be willing to add a noise-absorbing barrier if there was an issue. Ms. Ziska responded. Council President Pro Tem Lindsay stated she could support the application with that condition.

Council Member Araskog inquired about the two opposing votes at ARCOM. Zoning Manager Castro responded there was an issue with landscaping. Council Member Araskog agreed with Council President Pro Tem Lindsay's condition of a soundproof barrier.

Council Member Cooney inquired if this would require approval from the Council if it were a tennis court. Mr. Castro responded.

Council Member Crampton was in favor after hearing about the sound study.

Mayor Moore inquired about the hours of operation for the Padel court. Mr. Castro responded.

Council Member Araskog made it clear that the Council would have to approve any lighting. She was in favor with the condition requested by Council President Pro Tem Lindsay.

Council President called for public comment. There was no comment heard at this time.

Motion made by Council Member Crampton and seconded by Council Member Cooney that Special Exception Z-21-00346 shall be granted based upon the finding that such grant will not adversely affect the public interest and that the applicable criteria set forth in Section 134-229 of the Town Code have been met, and providing that the property owner did voluntarily commit that prior to the issuance of a building permit to either provide a recorded utility easement or an easement agreement satisfactory to the town that ensures a recorded easement will be granted if necessary to underground utilities in the area, and with the condition that if there is a viable complaint as determined by the Director of Planning, Zoning and Building from an affected neighbor, the applicant will return to Town Council. Motion carried by unanimous 5-0 vote.

3. New Business

- a. **Z-21-00347 VARIANCE(S)** Zoning District: R-B Low Density Residential The application of PETER MENKES & ALLISON MENKES, applicants, relative to property located at **135 WELLS RD**, legal description on file, is described below. Section 134-1728: A request for a variance to allow the relocation of two additional air conditioning condenser units in addition to the one existing in the equipment yard for a total of three air conditioning units in the west side yard setback and north rear yard setback in lieu of the two pieces of equipment allowed in these setbacks in the R-B Zoning District. [Applicant's Representative: Maura Ziska Esq]

Ex parte communications were disclosed by Council Members Cooney, Araskog, Crampton, Council President Zeidman, Council President Pro Tem Lindsay and Mayor Moore.

Maura Ziska, attorney for the applicant, explained the variance requested and provided an overview of the project. She presented the architectural plans for the project.

Zoning Manager Castro provided staff comments.

Council President called for public comment.

Deborah Maschmeyer, 176 Canterbury Lane, discussed her objections to the proposed equipment yard.

Council President Pro Tem Lindsay made a motion and seconded by Council Member Cooney, to defer Variance Z-21-00347 to July 14, 2021 with the direction that the two parties get together to discuss the current location of the equipment, which is perceived as being detrimental to the neighbors. Motion carried unanimously, 5-0.

- b. **Z-21-00348 VARIANCE(S)** Zoning District: R-B Low Density Residential The application of FDPB HOLDING COMPANY LLC (ADAM SELIGMAN, AUTHORIZED PERSON), applicant, relative to property located at **102 FLAGLER DR**, legal description on file, is described below. Section 134-1608(b): A request for a variance to expand the existing basement by 374 square feet that will have a 7.4 foot north side yard setback in lieu of the 12.5 foot minimum required. [Applicant's Representative: Maura Ziska Esq]

Ex parte communications disclosed by Council Member Cooney and Mayor Moore.

Maura Ziska, attorney for the applicant, explained the variance requested and provided an overview of the project.

Andrew Blanda, Kirchhoff Architects & Associates, discussed the project and the plans.

Betsy Rossin, Kirchhoff Architects & Associates, presented the architectural plans for the proposed project.

Zoning Manager Castro provided staff comments.

Council Member Araskog inquired about the location of the current stairs. Mr. Castro responded.

Motion made by Council Member Cooney and seconded by Council Member Araskog that Variance Z-21-00348 shall be granted and find in support thereof that all criteria applicable to this application as set forth in Section 134.201(a) items 1 through 7 have been met, and providing that the property owner did voluntarily commit that prior to the issuance of a building permit to either provide a recorded utility easement or an easement agreement satisfactory to the town that ensures a recorded easement will be granted if necessary to underground utilities in the area. Motion carried unanimously, 5-0.

Council President Zeidman called for public comment. There were no comments heard at this time.

- c. **Z-21-00349 SITE PLAN REVIEW** Zoning District: R-B Low Density Residential The application of STEPHEN LIVADITIS (CONTRACT PURCHASER), applicant,

relative to property located at **200 BAHAMA LN**, legal description on file, is described below. Section 134-893(b): Site Plan Review to allow the construction of a 5,856 square foot two story, single family residence on a non-conforming platted lot that is 90.17 feet in depth in lieu of the 100-foot minimum required in the R-B Zoning District. [Applicant's Representative: Maura Ziska Esq] [The Architectural Review Commission deferred the project to their July 28, 2021 meeting. Carried 7-0.] Staff Recommends Deferring the Project to the August 11, 2021 Meeting.

This item was deferred during Item VI., approval of the agenda.

- d. **Z-21-00350 VARIANCE(S)** Zoning District: R-B Low Density Residential The application of CATHY BRIENZA AND WILLIAM INGRAM (212 NIGHTGALE TRL) & VICTORIA AND WILLIAM JOHNSON (217 LA PUERTA WAY) (APPLICANT IS THE CONTRACT OWNER), applicants, relative to property located at **217 LAPUERTA WAY & 212 NIGHTINGALE TRL**, legal descriptions on file, is described below. The applicant owns 212 Nightingale Trail and is under contract to purchase 217 La Puerta in order to combine the two properties to construct a new one-story guest house with a new pool on the La Puerta parcel. The residence at 212 Nightingale will remain as is. Once combined, the lot would have an area of 25,162 square feet and a depth of 251.5 feet and thus the development of the lot is subject to the front and rear yard setbacks in the R-AA District. The following variance is being requested: Section 134-893(7): To allow a new one story guest house to have a 25 foot street rear yard setback in lieu of the 35 foot minimum required in the R-B Zoning District for lots over 20,000 square feet. [Applicant's Representative: Maura Ziska Esq] [Architectural Review Commission Recommendation: Implementation of the proposed variances will not cause negative architectural impacts to the subject property. Carried 7-0.] [The Architectural Review Commission approved the project with two architectural changes to return to the Commission on June 23, 2021. Carried 6-1.]

Ex parte communications were disclosed by Council Member, Araskog and Council President Zeidman.

Maura Ziska, attorney for the applicant, explained the variance requested and provided an overview of the project.

Michael Perry, MP Design & Architecture, Inc., presented the architectural plans proposed for the new guest home.

Zoning Manager Castro provided staff comments.

Council President Zeidman called for public comment. There

were no comments heard at this time.

Council Member Cooney stated he was supportive of the request.

Council Member Araskog asked for the setbacks of the neighboring homes.

Mayor Moore thought the proposed guest home was adorable.

Motion made by Council Member Cooney and seconded by Council Member Crampton that Variance Z-21-00350 shall be granted and find in support thereof that all criteria applicable to this application as set forth in Section 134.201(a) items 1 through 7 have been met, and providing that the property owner did voluntarily commit that prior to the issuance of a building permit to either provide a recorded utility easement or an easement agreement satisfactory to the town that ensures a recorded easement will be granted if necessary to underground utilities in the area. Motion carried unanimously, 5-0.

- e. **Z-21-00351 VARIANCE(S)** Zoning District: R-B Low Density Residential The application of SCOTT & ESTHER CARMILANI, applicant, relative to property located at **236 VIA LAS BRISAS**, legal description on file, is described below. A request to enclose an existing 441 square foot pergola and an existing 137 square foot loggia with permanent roof structures that would require the following variances: 1) Section 134-893(13): A cubic content ratio of 4.48 in lieu of the 4.0 existing and the 3.89 maximum allowed in the R-B Zoning District. 2) Section 134-893(11): A lot coverage of 28.6% in lieu of the 25.7% existing and the 25% maximum allowed in the R B Zoning District for lots over 20,000 square feet. [Applicant's Representative: Maura Ziska Esq] [Architectural Review Commission Recommendation: Implementation of the proposed variances will not cause negative architectural impacts to the subject property. Carried 4-3.] [The Architectural Review Commission approved the project as presented. Carried 4-3.]

Ex parte communications were disclosed by Council Members Cooney, Araskog and Council President Zeidman.

Maura Ziska, attorney for the applicant, explained the variance requested and provided an overview of the project.

Michael Perry, MP Design & Architecture, Inc., presented the architectural plans proposed for the modifications to the existing home.

Zoning Manager Castro provided staff comments.

Council Member Araskog discussed her issues with the proposed

project, which were the owners could enclose the structure at any time. Town Attorney Randolph indicated that the Council could condition the approval that the owners never enclose the area. She thought the owners could change the awning.

Council President Zeidman inquired about the increased footage percentage. Zoning Manager Castro responded regarding the calculations. Mr. Perry pointed out the areas in question.

Council President Pro Tem Lindsay concluded there would be 578 square feet under hard roof and she could support this with a condition it would never be enclosed.

Council President Zeidman called for public comment. There were no comments heard at this time.

Motion made by Council Member Crampton and seconded by Council Member Cooney that Variance Z-21-00351 shall be granted and find in support thereof that all criteria applicable to this application as set forth in Section 134.201(a) items 1 through 7 have been met, and providing that the property owner did voluntarily commit that prior to the issuance of a building permit to either provide a recorded utility easement or an easement agreement satisfactory to the town that ensures a recorded easement will be granted if necessary to underground utilities in the area, with the condition that a deed restriction be recorded that area cannot be enclosed. Motion carried 4-1, with Council Member Araskog opposed.

The next project was moved up in the agenda to follow Z-19-00232, 125 Worth Avenue.

- f. **Z-21-00352 SPECIAL EXCEPTION WITH SITE PLAN REVIEW** Zoning District: C-PC Planned Center The application of MARISSA COLLECTIONS PALM BEACH, INC (JAY HARTINGTON, CEO), APPLICANT, relative to property located at **340 ROYAL POINCIANA WAY, SUITE: M337** , legal description on file, is described below. Pursuant to Section 134 1259, the Applicant is requesting special exception approval for a new boutique retail store called "Marissa Collections" at Suite M337 of the Royal Poinciana Plaza, which will replace the existing retail operation. Special exception approval is required because the Gross Leasable Area (GLA) of the tenant space is 3,040 square feet, which is greater than the 3,000 SF of GLA that is permitted by right in the C PC zoning district. Marissa Collections will be Town Serving as explained in the attached Town Serving statement. [Applicant's Representative: Jamie Crowley Esq] [The Landmarks Preservation Commission approved the awning and door change request as well as endorsed the proposed signage request. Carried 7-0.]

Administrative Assistant Churney swore in Jay Hartington.

Ex parte communications were disclosed by Council Members Cooney, Araskog, Council President Zeidman, Council President Pro Tem Lindsay and Mayor Moore.

Jamie Crowley, attorney for Marissa Collections Palm Beach Inc., introduced the project.

Alexandra Patterson, Royal Poinciana Plaza, introduced Jay Hartington from Marissa Collections and discussed the Marissa Collections brand.

Jay Hartington, Marissa Collections, discussed the brand of his store as well as his excitement to expand into Palm Beach. Ms. Patterson discussed the proposed sign.

Mr. Crowley stated this met Town Serving requirements.

Zoning Manager Castro stated he had no comments on the application.

Council President Zeidman called for public comment. There were no comments heard at this time.

Motion made by Council President Pro Tem Lindsay and seconded by Council Member Araskog, that Special Exception Z-21-00352 shall be granted based upon the finding that such grant will not adversely affect the public interest and that the applicable criteria set forth in Section 134-229 of the Town Code have been met, and providing that the property owner did voluntarily commit that prior to the issuance of a building permit to either provide a recorded utility easement or an easement agreement satisfactory to the town that ensures a recorded easement will be granted if necessary to underground utilities in the area. Motion carried unanimously, 5-0.

Motion made by Council President Pro Tem Lindsay and seconded by Council Member Araskog that Site Plan Z-21-00352 be approved based upon the finding that the approval of the Site Plan will not adversely affect the public interest; that the Council certifies that the specific zoning requirements governing the individual use have been met and that satisfactory provision and arrangement have been met concerning Section 134-329 items 1 through 11. Motion carried unanimously, 5-0.

- g. **Z-21-00353 SITE PLAN REVIEW** Zoning District: R-A Estate Residential The application of TODD GLASER, applicant, relative to property located at **1080 S OCEAN BLVD**, legal description on file, is described below. Section 134-843(b):

Request for Site Plan Review to allow the construction of a 9,485 square foot two story, single family residence on a non conforming platted lot that is 17,567 square feet in area in lieu of the 20,000 square foot minimum required in the R-A Zoning District. [Applicant's Representative: Maura Ziska Esq] [The Architectural Review Commission deferred the project to the June 23, 2021 meeting. Carried 7-0.] Staff Recommends a Deferral to the July 14, 2021 Meeting

This item was deferred during Item VI., approval of the agenda.

- h. **Z-21-00354 SPECIAL EXCEPTION WITH SITE PLAN REVIEW AND VARIANCE(S)** Zoning District: R-B Low Density Residential The application of LISA L. PAOLOZZI, applicant, relative to property located at **160 CHILEAN AVE**, legal description on file, is described below. Section 134-229, Section 134-329 and Section 134-893(b): Special Exception with Site Plan Review to allow the renovation of an existing one-story residence by demolishing more than 50% cubic footage on a lot with a width of 50 feet in lieu of the 100 foot minimum required and an area of 8,000 square feet in lieu of the 10,000 square foot minimum required in the R-B Zoning District. Additionally, the applicant is proposing to construct one story additions totaling 950 square foot that will require the following variances to be requested: Section 134-893(7): to allow a 4.7 foot east side yard setback in lieu of the 12.5 foot minimum required in the R-B Zoning District. Section 134-893(7): to allow a 5.2 foot west side yard setback in lieu of the 12.5 foot minimum required in the R-B Zoning District. [Applicant's Representative: Maura Ziska Esq] [The Architectural Review Commission deferred the project to the June 23, 2021 meeting. Carried 7-0.] Staff Recommends a Deferral to the July 14, 2021 Meeting

This item was deferred during Item VI., approval of the agenda.

- i. **Z-21-00356 SPECIAL EXCEPTION WITH SITE PLAN REVIEW** Zoning District: C-TS Town Serving Commercial The application of BUCCAN (SAM SLATTERY), relative to property located at **350 S COUNTY RD SUITE: 100**, legal description on file, is described below. Section 134-1109 and Section 134-1112: Modification to a previously approved special exception use with site plan approval for the sandwich take out counter business for Buccan Restaurant to request the following: (a) to install two (2) new awnings to match existing awnings; (b) to modify the storefront to include a new door in the existing opening; (c) to modify an interior floor plan of the sandwich shop (no seats are being proposed); (d) to modify the hours of operation to be 7:00 AM to 3:00 PM (previously approved were 11:00 AM 3:00 PM) [Applicant's Representative: Maura Ziska Esq]

Ex parte communications were disclosed by Council Members Cooney, Araskog, Crampton, Council President Zeidman, Council President Pro Tem Lindsay and Mayor Moore.

Maura Ziska, attorney for the applicant, explained the variance requested and provided an overview of the project. She presented the architectural plans proposed for the modifications to the existing commercial space.

Zoning Manager Castro provided staff comments, commenting he had heard negative opinions about increased hours and the condition of the alley.

Council President Zeidman called for public comment.

Ian Zwerdling, 214 Chilean Avenue, stated his objections to the proposed site.

Council Member Araskog expressed concern for the 7 a.m. proposed start time. She also asked if deliveries could be moved to the front of the building. She stated she could not support the request until the owner proved that they could keep the site clean.

Mayor Moore stated she could not support Ms. Araskog's idea about deliveries to be moved to the front.

Council Member Crampton stated he could not support the special exception until they cleaned up their act.

Council President Zeidman wondered if they could be given a one month reprieve to clean up the alley. She commended them for voluntarily closing at the beginning of COVID.

Council President Pro Tem Lindsay discussed some of the concessions that the restaurant had made to be a good neighbor. She agreed with Council President Zeidman.

Sam Slattery, owner of Buccan, took full responsibility for the condition of the alley. He discussed the failures that he had experienced. He indicated that he needed drainage.

Council President Pro Tem Lindsay inquired about the traffic on Australian Avenue. Mr. Slattery responded.

Mr. Zwerdling talked about the constant leaking of grease. He inquired if the applicant would be favorable to refrigerate their garbage and grease on site.

Council President Zeidman asked Mr. Slattery what he would be willing to do to clean up the alley. Mr. Slattery discussed

his plans.

Mayor Moore commented the type of dumpster used was not picked up by the town.

Mr. Zwerdling discussed the problem of the power washing and the grease ending up in the Town drain.

Council Member Araskog inquired about other restaurants in residential neighborhoods that open at 7 a.m.

Motion made by Council President Pro Tem Lindsay and seconded by Council Member Araskog to defer Z-21-00356 Special Exception with Site Plan Review to the July 14, 2021 meeting. Motion carried unanimously, 5-0.

- j. **Z-21-00357 VARIANCE(S)** Zoning District: R-B Low Density Residential / B-A Beach Area The application of MAURA ZISKA, AS TRUSTEE OF THE 230 NORTH OCEAN TRUST DATED JULY 9, 2020, applicant, relative to property located at **230 N OCEAN BLVD**, legal description on file, is described below. Section 134-893(13). A request for a variance to add two pergola structures located in the back yard totaling 619.6 square feet which will result in a cubic content ratio ("CCR") of 4.395 In lieu of 4.14 existing CCR and the 4.15 maximum CCR allowed in the R-B Zoning District. [Applicant's Representative: Maura Ziska Esq] [Architectural Review Commission Recommendation: Implementation of the proposed variances will not cause negative architectural impact to the subject property. Carried 7-0.] [The Architectural Review Commission approved the project as presented. Carried 7-0.]

Ex parte communications were disclosed by Council Members Cooney, Araskog, Council President Pro Tem Lindsay and Mayor Moore.

Maura Ziska, attorney for the applicant, explained the variance requested and provided an overview of the project. She presented the architectural plans proposed for the modifications to the existing home.

John Lang, Lang Design Group, discussed the reasons for the request for the proposed pergolas.

Zoning Manager Castro provided staff comments.

Council President Zeidman called for public comment. There were no comments heard at this time.

Council Member Araskog thought the owners could use

umbrellas rather than pergolas. She stated she could not support the request.

Mayor Moore understood Council Member Araskog's concern but did not believe there was an issue.

Council Member Crampton agreed with Mayor Moore and could support the request. He added he would accept a deed restriction on not enclosing the pergolas.

Council Member Lindsay inquired why there were no trees in the area.

Motion made by Council Member Araskog and seconded by Council Member Cooney that Variance Z-21-00357 shall be deferred to July 14, 2021 to have Paul Castro investigate if there is artificial turf related to their landscape open space calculations. Motion carried unanimously, 5-0.

- k. **Z-21-00358 SITE PLAN REVIEW WITH VARIANCE(S)**
Zoning District: B-A Beach Area The application of 1540 SOCEAN LLC (STEVEN KIRSCH, MANAGING DIRECTOR), applicant, relative to property located at **1540 S OCEAN BLVD**, legal description on file, is described below. Section 134-843(b): Request for a Special Exception with Site Plan Review to allow the construction of a 10,284 square foot two story, single family residence on a non-conforming platted lot that is 16,151 square feet in area in lieu of the 20,000 square foot minimum required; 145.53 feet in depth in lieu of the 150 foot minimum depth required; and 112.53 feet in width in lieu of the 125 foot minimum depth required in the R-A Zoning District. Section 134-2: a variance to allow a point of measurement of 21.42 ft NAVD in lieu of the 18.87 ft NAVD maximum allowed for the building height plane calculation. [Applicant's Representative: Maura Ziska Esq]

This item was deferred during Item VI., approval of the agenda.

1. **Z-21-00359 SPECIAL EXCEPTION WITH SITE PLAN REVIEW AND VARIANCE(S)**
Zoning District: R-A Estate Residential / B-A Beach Area The application of 870 S OCEAN LLC (TODD GLASER, MANAGER), Owner, relative to property located at **870 S OCEAN BLVD**, legal description on file, is described below. Section 134-840: Request for a Special Exception with Site Plan Review to allow construction of a 435 square foot beach cabana (20' x 25') with a 250 square foot pool and a new seawall in the R-A/B-A Zoning District. Section 134- 1474(a): Request for a variance to construct a 435 square foot beach cabana that is on a lot with frontage of 101.53 feet in lieu of the 125 feet required for lot width in the B A Zoning District for beach area property adjacent

to R-A Zoning District. Section 134-1701 and 62 37: Request for a variance to construct a new 100.5' seawall three feet east of the existing seawall which is east of the Town of Palm Beach bulkhead line 6'2" at the south end and 6'0" at the north end, in lieu of the seawall being placed directly on the bulkhead line. The proposed new seawall will align with the recently constructed seawall at 880 South Ocean Boulevard. [Applicant's Representative: Maura Ziska Esq] [Architectural Review Commission Recommendation: Implementation of the proposed variances will cause negative architectural impacts to the subject property. Carried 6-1.] [The Architectural Review Commission denied the project at their May 26, 2021 meeting. Carried 6-1.]

A portion of this project was deferred during Item VI., approval of the agenda.

Ex parte communications were disclosed by Council Member, Araskog and Council President Zeidman. *Council Member Cooney stated he had a conflict of interest with the project and recused himself.*

Maura Ziska, attorney for the applicant, explained the variance requested and provided an overview of the project.

Michael Perry, MP Design & Architecture, Inc., presented the architectural plans proposed for the proposed seawall.

Council President Zeidman called for public comment. There was no comments heard at this time.

Council President Pro Tem Lindsay made a motion, seconded by Council President Zeidman Variance Z-21-00359 for the seawall only shall be granted and find in support thereof that all criteria applicable to this application as set forth in Section 134.201(a) items 1 through 7 have been met, and providing that the property owner did voluntarily commit that prior to the issuance of a building permit to either provide a recorded utility easement or an easement agreement satisfactory to the town that ensures a recorded easement will be granted if necessary to underground utilities in the area. Motion carried unanimously, 4-0.

IX. ORDINANCES

A. Second Reading

1. Proposed ordinance to provide a fee modification to all Business Tax Receipts in accordance with State law.

ORDINANCE 04-2021 An Ordinance Of The Town Council Of The

Town Of Palm Beach, Palm Beach County, Florida, Amending The Town Code Of Ordinances At Chapter 114 Taxation, Article II, Local Business Tax, At Section 114-43 Schedule, So As To Amend The Fees Delineated For Each Business, Profession Or Occupation; Providing For Severability; Providing For Repeal Of Ordinances In Conflict; Providing For Codification; Providing An Effective Date.

Town Attorney Randolph read Ordinance 04-2021 by title only on second reading.

Motion made by Council Member Araskog, seconded by Council Member Crampton to approve Ordinance 04-2021 on second reading. Motion carried unanimously, 5-0.

2. Proposed ordinance to amend Chapter 18 to provide uniform public notice requirements for Architectural Review Commission applications.

ORDINANCE 06-2021 An Ordinance Of The Town Council Of The Town Of Palm Beach, Palm Beach County, Florida, Amending Chapter 18, Buildings And Building Regulations, Article III, Architectural Review, Division 3, Procedure And Requirements; Providing For Severability; Providing For The Repeal Of Ordinances In Conflict; Providing For Codification; And Providing An Effective Date.

Town Attorney Randolph read Ordinance 06-2021 by title only on second reading.

Motion made by Council Member Crampton, seconded by Council President Pro Tem Lindsay to approve Ordinance 06-2021 on second reading. Motion carried unanimously, 5-0.

3. Proposed ordinance to amend Chapter 54 to provide uniform public notice requirements for Landmark Preservation Commission applications.

ORDINANCE 07-2021 An Ordinance Of The Town Council Of The Town Of Palm Beach, Palm Beach County, Florida, Amending Chapter 54, Historical Preservation, Article III, Certificate Of Appropriateness, Division 2, Procedures And Effect; Sections 54-93 And 54-94; And Amending Article IV, Designation Procedure, Section 54-162; Providing For Severability; Providing For The Repeal Of Ordinances In Conflict; Providing For Codification; And Providing An Effective Date.

Town Attorney Randolph read Ordinance 07-2021 by title only on second reading.

Motion made by Council Member Crampton, seconded by

Council Member Araskog to approve Ordinance 07-2021 on second reading. Motion carried unanimously, 5-0.

4. Proposed ordinance to amend Chapter 134 to provide uniform public notice requirements for Town Council zoning relief applications.

ORDINANCE 08-2021 An Ordinance Of The Town Council Of The Town Of Palm Beach, Palm Beach County, Florida, Amending Chapter 134, Zoning, Article II, Administration, Division 4, Special Exceptions, Variances, And Dimensional Waivers, Sections 134-172 Through 134-174, And At Article III, Site Plan At Section 134-328; Providing For Severability; Providing For The Repeal Of Ordinances In Conflict; Providing For Codification; And Providing An Effective Date.

Town Attorney Randolph read Ordinance 08-2021 by title only on second reading.

Motion made by Council President Pro Tem Lindsay, seconded by Council Member Crampton to approve Ordinance 08-2021 on second reading. Motion carried unanimously, 5-0.

5. Proposed ordinance to amend Chapter 134, Zoning, to modify the use categories of restaurants, bars, and nightclubs and minor modifications to other food and beverage uses in the C-TS, C-WA, C-OPI, C-PC, and C-B districts.

ORDINANCE 12-2021 An Ordinance Of The Town Council Of The Town Of Palm Beach, Palm Beach County, Florida, Amending The Town Code Of Ordinances At Chapter 134, Zoning, As Follows: At Article VI, District Regulations, Sections 134-1107, Permitted Uses, By Eliminating “Restaurants, Excluding Formula Restaurants As Defined In Section 134- 2 And Bar/Lounges” As A Permitted Use In The C-TS Zoning District; At Section 134-1109, Special Exception Uses By Adding “Restaurants, Excluding Formula Restaurants As Defined In Section 134-2 And Bars/Lounges” As Special Exception Uses In The C-TS Zoning District; At Section 134-1157, Permitted Uses, By Eliminating “Retail Specialty Foods, Including Incidental Sale Of Prepared Food For Takeout” As A Permitted Use In The C-WA Zoning; At Section 134-1159, Special Exception Uses, By Adding “Retail Specialty Foods, Including Incidental Sale Of Prepared Food For Takeout” As A Special Exception Use In The C-WA Zoning District; At Section 134-1207, Permitted Uses, By Eliminating “Dining Rooms And Drinking Places When Not More Than 15 Percent Of The Gross Floor Area Of The Structure; No Exterior Or External Advertising To Be Permitted” As A Permitted Use In The C-OPI Zoning District; At Section 134-1209, By Adding “Dining Rooms When Not More Than More Than 15 Percent Of The Gross Floor Area Of A Building; No Exterior Or External Advertising Permitted” As A Special Exception Use In The C-OPI Zoning District; At Section 134-1257, Permitted Uses, By Eliminating The Lettering Identifying

Permitted Uses And Replacing With Numbering And Eliminating “Dining Rooms And Drinking Places When Not More Than 15 Percent Of The Gross Floor Area Of The Structure; No Exterior Or External Advertising To Be Permitted” And “Retail Specialty Foods, Including Incidental Sale Of Prepared Foods For Takeout” As Permitted Uses In The C-PC Zoning District; At Section 134-1259, Special Exception Uses, By Adding “Dining Rooms When Not More Than 15 Percent Of The Gross Floor Area Of A Building; No Exterior Or External Advertising To Be Permitted” As Special Exception Use In The C-PC Zoning District; At Section 134-1302, Permitted Uses, By Eliminating “Dining Rooms And Drinking Places When Not More Than 15 Percent Of The Gross Floor Area Of The Structure; No Exterior Or External Advertising To Be Permitted” As A Permitted Use In The C-B Zoning District; At Section 134-1304, Special Exception Uses, By Adding “Dining Rooms When Not More Than 15 Percent Of The Gross Floor Area Of A Building; No Exterior Or External Advertising To Be Permitted” As A Special Exception Use In The C-B Zoning District; Providing For Severability; Providing For Repeal Of Ordinances In Conflict; Providing For Codification; Providing For An Effective Date.

Zoning Manager Castro read Ordinance 12-2021 by title only on second reading.

Motion made by Council Member Crampton, seconded by Council President Zeidman to approve Ordinance 12-2021 on second reading as corrected. Motion carried unanimously, 5-0.

6. Proposed Amendment to the Town Code to Exempt ARCOM Member Architects from Conflict of Interest Regulations

ORDINANCE 09-2021 An Ordinance Of The Town Council Of The Town of Palm Beach, Palm Beach County, Florida, Amending Chapter 18, Buildings and Building Regulations, Article III, Architectural Review, Division 1, Generally Section 18-170; Providing For Severability; Providing For The Repeal Of Ordinances In Conflict; Providing For Codification; And Providing An Effective Date.

Town Attorney Randolph read Ordinance 09-2021 by title only on second reading.

Motion made by Council Member Araskog, seconded by Council Member Crampton to approve Ordinance 09-2021 on second reading. Motion carried unanimously, 5-0.

7. Proposed Amendment to the Town Code to Exempt Landmarks Preservation Commission Member Architects from Conflict of Interest Regulations

ORDINANCE 10-2021 An Ordinance Of The Town Council Of The

Town of Palm Beach, Palm Beach County, Florida, Amending Chapter 54, Historical Preservation, Article II, Landmarks Preservation Commission, Section 54-38(b); Providing For Severability; Providing For The Repeal Of Ordinances In Conflict; Providing For Codification; And Providing An Effective Date.

Town Attorney Randolph read Ordinance 10-2021 by title only on second reading.

Motion made by Council President Pro Tem Lindsay, seconded by Council Member Crampton to approve Ordinance 10-2021 on second reading. Motion carried unanimously, 5-0.

X. OTHER

Discussion – Limiting number of restaurants (added by Council Member Araskog)

Council Member Araskog requested that this item be placed on the July 14, 2021 agenda for discussion.

Consensus of Council was to add discussion of limitation of the amount of restaurants in Town to the July 14, 2021 agenda.

XI. ADJOURNMENT

The meeting was adjourned at 6:54 p.m. without the benefit of a motion.

APPROVED:

Margaret Zeidman, Town Council President

ATTEST:

Kelly Churney, Administrative Specialist

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME COONEY Edward A		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE Town Council, Town of Palm Beach	
MAILING ADDRESS 251 Royal Poinciana Way #A Palm Beach		THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF:	
CITY Palm Beach, FL 33480	COUNTY	☒ CITY	☐ COUNTY ☐ OTHER LOCAL AGENCY
DATE ON WHICH VOTE OCCURRED 06/09/2021		NAME OF POLITICAL SUBDIVISION: TOWN OF PALM BEACH	
		MY POSITION IS: ☒ ELECTIVE ☐ APPOINTIVE	

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which would inure to his or her special private gain or loss. Each elected or appointed local officer also **MUST ABSTAIN** from knowingly voting on a measure which would inure to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent, subsidiary, or sibling organization of a principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies (CRAs) under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

* * * * *

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; and

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

* * * * *

APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you are not prohibited by Section 112.3143 from otherwise participating in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on page 2)

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, EDWARD A COONEY, hereby disclose that on JUNE 9th, 20 21:

(a) A measure came or will come before my agency which (check one or more)

- ☐ inured to my special private gain or loss;
- ☒ inured to the special gain or loss of my business associate, TODD MICHAEL GLASER;
- ☐ inured to the special gain or loss of my relative, _____;
- ☐ inured to the special gain or loss of _____, by whom I am retained; or
- ☐ inured to the special gain or loss of _____, which is the parent subsidiary, or sibling organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

Z-21-00359 Special Exception with Site Plan Review & Variances
870 S. Ocean Blvd.

The applicant is a current client of my employer, Lawrence Moens.

If disclosure of specific information would violate confidentiality or privilege pursuant to law or rules governing attorneys, a public officer, who is also an attorney, may comply with the disclosure requirements of this section by disclosing the nature of the interest in such a way as to provide the public with notice of the conflict.

06/09/2021
Date Filed

Edward A Cooney
Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.

TOWN OF PALM BEACH

Town Council Meeting on: July 13, 2021

Section of Agenda

Minutes

Agenda Title

Approval of Major Matters Considered by the Architectural Review Commission at its Meeting of June 23, 2021.

Presenter

Wayne Bergman, Director of Planning, Zoning and Building

ATTACHMENTS:

- **Memorandum Dated June 30, 2021 from Wayne Bergman, Director of Planning, Zoning and Building**
- **Minutes of the Architectural Review Commission Meeting of June 23, 2021**

TOWN OF PALM BEACH

Information for Town Council Meeting on: July 13, 2021

To: Mayor and Town Council

Via: Kirk Blouin, Town Manager

From: Wayne Bergman, Director of Planning, Zoning & Building

Re: Approval of the Architectural Commission Meeting Minutes of June 23, 2021

Date: June 30, 2021

STAFF RECOMMENDATION

Staff recommends that the Town Council approve the major items that were approved by ARCOM at the regularly scheduled meeting of June 23, 2021.

BOARD OR COMMISSION RECOMMENDATION

The Architectural Commission recommends that the Town Council approve the major items that were considered at the regularly scheduled meeting of June 23, 2021.

GENERAL INFORMATION

These minutes are submitted to the Town Council for approval pursuant to Chapter 18-177 of the Town of Palm Beach Code of Ordinances.

Attachment

kmc



TOWN OF PALM BEACH

PLANNING, ZONING AND BUILDING DEPARTMENT

MINUTES OF THE REGULAR ARCHITECTURAL REVIEW COMMISSION MEETING HELD ON WEDNESDAY, JUNE 23, 2021

Please be advised that in keeping with a recent directive from the Town Council, the minutes of all Town Boards and Commissions will be "abbreviated" in style. Persons interested in listening to the meeting, after the fact, may access the audio of that item via the Town's website at www.townofpalmbeach.com.

I. CALL TO ORDER

Mr. Small called the meeting to order at 9:02 a.m.

II. ROLL CALL

Michael B. Small, Chairman	PRESENT
John David Corey, Vice Chairman	PRESENT
Alexander C. Ives, Member	PRESENT
Maisie Grace, Member	PRESENT
Betsy Shiverick, Member	PRESENT
Jeffrey Smith, Member	ABSENT (unexcused)
Thomas Kirchhoff, Member	PRESENT (absent 6/24)
Katherine Catlin, Alternate Member	PRESENT
Dan Floersheimer, Alternate Member	PRESENT (via Zoom)
Richard F. Sammons, Alternate Member	ABSENT (present on Zoom 6/24)

Staff Members present were:

Wayne Bergman, Director of Planning, Zoning and Building
James G. Murphy, Assistant Director of Planning, Zoning and Building
Paul Castro, Zoning Manager
Kelly Churney, Secretary to the Architectural Review Commission
John Randolph, Town Attorney

III. PLEDGE OF ALLEGIANCE

Chairman Small led the Pledge of Allegiance.

IV. RULES OF ORDER AND PROCEDURE

Mr. Small thanked the Town Council for allowing the Commission to hold a hybrid meeting, while allowing some of the Commissioners and professionals to participate virtually. Mr. Small thanked the staff for their assistance in setting up the meeting. Mr.

Small continued with procedural information and comments regarding the upcoming meeting.

V. **APPROVAL OF THE MINUTES FROM THE MAY 26, 2021 MEETING**

Motion made by Ms. Catlin and seconded by Ms. Grace to approve the minutes from the May 26, 2021 meeting as amended. Motion carried unanimously.

VI. **APPROVAL OF THE AGENDA**

Mr. Small announced the following changes to the agenda:

Deferral of B-074-2019, 125 Worth Avenue to the January 26, 2022 meeting

Deferral of B-019-2021, 101 Nightingale Trail to the July 28, 2021 meeting

Deferral of B-024-2021, 240 Mockingbird Trail to the July 28, 2021 meeting

Deferral of B-034-2021, 905 N. Ocean Blvd to the July 28, 2021 meeting

Deferral of B-043-2021, 160 Chilean Avenue to the July 28, 2021 meeting

Deferral of A-020-2021, 150 Worth Avenue to the July 28, 2021 meeting

Withdrawal of A-035-2021, 190 N. County Rd.

Motion made by Mr. Corey and seconded by Ms. Shiverick to approve the agenda as amended. Motion carried unanimously.

VII. **PROJECT REVIEW**

A. **CONSENT AGENDA OF MINOR PROJECTS**

1. **A-050-2021 Landscape/Hardscape**

Address: 215 Brazilian Ave.

Applicant: Kimberly Fleming

Professional: Dustin Mizell/Environmental Design Group

Project Description: Revisions to existing landscape buffer in North-East corner of property.

2. **A-062-2021 Modifications**

Address: 114 Seaspray Ave.

Applicant: Basil and Jan Vasiliou

Professional: Jeff Smith/Smith Architectural Group

Project Description: Remove balcony, awning and French doors. New impact rated windows. Some new window sizes and locations due to plan changes. Replace existing hinged garage doors with overhead cypress garage doors.

3. **A-067-2021 Modifications**

Address: 237 Ridgeview Dr.

Applicant: Paul and Rita Rampell

Professional: Jeff Smith/Smith Architectural Group

Project Description: Replace existing flat slab white garage door with a new frosted glass and anodized aluminum frame garage door. No change to the existing size.

This item was pulled from the consent agenda and is not included in the approval of the consent agenda.

4. A-068-2021 Modifications

Address: 1744 S. Ocean Blvd.

Applicant: Jane Goldman

Professional: MP Design & Architecture, Inc.

Project Description: New entry gate door at existing opening.

5. A-069-2021 Modifications

Address: 2285 Ibis Isle Rd. E.

Applicant: 2285 Ibis LLC (Eric Yeghian, Managing Member)

Professional: James Philip Drago

Project Description: Remodel front street side elevation, other elevations cannot be seen from street. Add doors and windows to other elevations.

This item was pulled from the consent agenda and is not included in the approval of the consent agenda.

6. A-071-2021 Modifications

Address: 307 Chilean Ave.

Applicant: Justin Besikof

Professional: SKA Architect + Planner

Project Description: Balcony & front wall revisions

7. A-072-2021 Demolition/Addition

Address: 233 W. Indies Dr.

Applicant: Neale and Louis Attenborough

Professional: Quantum Engineering Associates

Project Description: Request for the approval of the demolition and addition of a residential rear covered patio

8. A-073-2021 Modifications

Address: 1575 N. Lake Way

Applicant: Ian and Christine MacTaggart

Professional: Harold Smith/Smith and Moore Architects, Inc.

Project Description: Add loggia fireplace. Add railing at loggia second floor.

Replace pair of second floor windows with pair of French doors.

9. A-074-2021 Modifications

Address: 145 Seaspray Ave.

Applicant: David Williams (Jaime Torres-Cruz)

Professional: Richard Sammons/Fairfax and Sammons

Project Description: Replacement of existing non-impact wood windows and doors at main house with new impact rated wood windows and doors within the same

openings. Some proposed window and door units to have different lite arrangement than existing units.

10. A-075-2021 Modifications

Address: 230 Sunrise Ave.

Applicant: Palm Beach Hotel L.P. (Frederick Grace)

Professional: James Fullwood/Coastal Windows

Project Description: Remove two complete door units. Exterior and interior final finished by others. Installation of bucking per code with in-progress inspection water proofing and structural fastening of door structure per NOA.

11. A-076-2021 Modifications

Address: 152 Chilean Ave.

Applicant: Molly McKenna (Caleb R.W. Laux)

Professional: Fransisco Sanchez/FGS Design LLC

Project Description: New windows in existing openings and new shutters on North (front) elevation. Remove Chimney from second story roof. New windows on west elevation. New exterior doors on east elevation.

12. A-077-2021 Modifications

Address: 238 Nightingale Tr.

Applicant: Taffy Hopkins

Professional: John M. Soler/At Your Service Garage Doors

Project Description: Replacing twenty old windows for new impact windows and two entry doors.

This item was pulled from the consent agenda and is not included in the approval of the consent agenda.

13. A-079-2021 Modifications

Address: 280 El Pueblo Way

Applicant: Courchene Development Corp. (Dustin Mizell)

Professional: Dustin Mizell/Environment Design Group

Project Description: Change in driveway material from previously approved. Also includes changes to exterior paint color.

This item was pulled from the consent agenda and is not included in the approval of the consent agenda.

Motion made by Mr. Ives and seconded by Mr. Corey to approve the consent agenda as amended, with the removal of the following projects: A-067-2021, 237 Ridgeview Drive, A-069-2021, 2285 Ibis Isle Road E., A-077-2021, 238 Nightingale Trail and A-079-2021, 280 El Pueblo Way. Motion carried unanimously, 7-0.

B. ITEMS PULLED FROM CONSENT AGENDA

1. A-067-2021 Modifications

Address: 237 Ridgeview Dr.

Applicant: Paul and Rita Rampell

Professional: Jeff Smith/Smith Architectural Group

Project Description: Replace existing flat slab white garage door with a new frosted glass and anodized aluminum frame garage door. No change to the existing size.

Call for disclosure of ex parte communication: Disclosure by several members.

Leslie Pearce, Smith Architectural Group, presented the architectural modifications proposed for the residence.

Mr. Small called for public comment. There were no comments heard at this time.

Mr. Small called for staff comment. There were no comments heard at this time.

Ms. Grace did not believe the proposed glass door was appropriate for the neighborhood.

Mr. Corey suggested using glass on the top two panels of the garage door, with solid panels below as a compromise. Ms. Pearce did not feel the compromise was appropriate.

Ms. Catlin thought the door was appropriate for the contemporary home. She questioned if the door would be lighted and if so, how much of the time. Ms. Pearce stated the glass is opaque.

Mr. Ives agreed with Ms. Catlin and thought the request was minor and befitting of the home.

Mr. Kirchhoff stated he thought the door was appropriate and would support the request.

Ms. Grace further stated her objections to the door.

Ms. Shiverick thought the door was an improvement and stated she would support the request.

Mr. Small also supported the request, as did Mr. Floersheimer.

Motion made by Mr. Ives and seconded by Ms. Shiverick to approve the project as presented. Motion carried 5-2, with Mr. Corey and Ms. Grace opposed.

2. A-069-2021 Modifications

Address: 2285 Ibis Isle Rd. E.

Applicant: 2285 Ibis LLC (Eric Yeghian, Managing Member)

Professional: James Philip Drago

Project Description: Remodel front street side elevation, other elevations cannot be seen from street. Add doors and windows to other elevations.

Call for disclosure of ex parte communication: Disclosure by several members.

Motion made by Mr. Corey and seconded by Ms. Shiverick to move the project to the end of the minor projects to allow the professional to prepare to present the project via zoom. Motion carried unanimously, 7-0.

3. A-077-2021 Modifications

Address: 238 Nightingale Tr.

Applicant: Taffy Hopkins

Professional: John M. Soler/At Your Service Garage Doors

Project Description: Replacing twenty old windows for new impact windows and two entry doors.

Call for disclosure of ex parte communication: Disclosure by several members.

Rothman Zavala, At Your Service Garage Doors, presented the architectural modifications to the existing residence.

Mr. Small called for public comment. There were no comments heard at this time.

Mr. Small called for staff comment. There were no comments heard at this time.

Mr. Ives inquired if the windows were being replaced in kind. Mr. Zavala confirmed that this was the case.

Ms. Grace inquired if the windows would have the same number of divided lights on the front of the home. Mr. Zavala stated the owner did not want any of the grids on the windows.

Mr. Murphy stated that the application initially was submitted as a staff approval.

Ms. Grace stated she could not support the request.

Mr. Corey thought the one over one windows, as requested, was appropriate.

Ms. Catlin stated the request was a definite aesthetic change. However, she did believe the change was appropriate.

Ms. Shiverick thought the one over one windows detracted from the design and did not believe the change was appropriate.

Motion made by Mr. Corey and seconded by Mr. Ives to approve the project as presented. Motion carried 5-2, with Mses. Grace and Shiverick opposed.

4. A-079-2021 Modifications

Address: 280 El Pueblo Way

Applicant: Courchene Development Corp. (Dustin Mizell)

Professional: Dustin Mizell/Environment Design Group

Project Description: Change in driveway material from previously approved. Also includes changes to exterior paint color.

Call for disclosure of ex parte communication: Disclosure by several members.

Roger Janssen, Dailey Janssen Architects, presented the proposed color change for the new residence.

Mr. Mizell presented the proposed landscape and hardscape changes for the new residence.

Mr. Small called for public comment. There were no comments heard at this time.

Mr. Small called for staff comment. There were no comments heard at this time.

Ms. Shiverick inquired about the proposed trim color. Mr. Janssen responded. Ms. Shiverick thought the pink was a bit overpowering. She recommended a softer or more diluted pink. Mr. Janssen responded. Ms. Shiverick inquired about the door and railing change. Mr. Janssen stated that some of the changes had been staff approved.

Mr. Corey thought the color was charming. He questioned the changes in the portico and garage shown on the plans. Mr. Janssen discussed the items that were previously approved as well as those items that had been staff approved.

Ms. Grace supported the change in the paint color for the home. She inquired about the color for the garage door. Mr. Janssen responded. Ms. Grace supported and preferred the white garage door.

Ms. Catlin agreed with Ms. Shiverick. She thought the pink was too bright for the home and should be softened.

Molly Mitchell, Dailey Janssen Architects, discussed the approvals for the entry door and garage doors.

Motion made by Mr. Corey and seconded by Ms. Catlin to approve the project as presented with the pink house color to be determined between the professional, the homeowner and in consultation with Ms. Shiverick. Motion carried 6-1, with Ms. Grace opposed.

C. DEMOLITIONS AND TIME EXTENSIONS

None

D. MAJOR PROJECTS – OLD BUSINESS

1. B-074-2019 Additions & Modifications

ARCOM TO MAKE RECOMMENDATIONS RELATIVE TO SPECIAL EXCEPTION WITH SITE PLAN REVIEW AND VARIANCE(S)

Address: 125 Worth Avenue

Applicant: 125 Worth Partners LLC

Professional: Jose Luis Gonzalez Perotti/Portuondo Perotti Architects

Project Description: The project consists of the façade renovation and addition to an existing four-story 1970's building. The fourth-floor structure will be removed and replaced with four new luxury residential apartments, and trellis gardens. The façade will be renovated with new architectural screens, white brick veneer and exposed concrete accents that will enhance the aesthetic of the building for its users and pedestrians alike. The addition component consists of a new one-story commercial structure with a roof top trellised courtyard and a two-story elevator tower.

ZONING INFORMATION: A request for Site Plan Review modification approval for revitalization, renovation and expansion of the 45-year-old nonconforming commercial building located at 125 Worth Avenue in the C-WA zoning district. The building will be completely renovated architecturally using design themes found in the Worth Avenue Design Guidelines. In addition, a two-story addition is being proposed on the east end of the property. To make this project financially feasible, the owners are requesting to demolish and rebuild the existing fourth story and expand its footprint to add four residential units. In addition to the Site Plan Review proposed modifications, the applicant is requesting the following Special Exceptions and Variances required to complete the project: 1. Per Section 134-1163(8)b., a special exception for a two-story and fourth-story addition. The existing building is four stories but it is being expanded. 2. Per Section 134-2182(b), a special exception for on-site shared parking, subject to a professional shared parking analysis. 3. Per Section 134-419, a variance to allow an expansion of an existing nonconforming building by increasing the height from 53 feet in lieu of the 49 feet 2 inches existing and the 25-foot maximum allowed by code. 4. Section 134-419, a variance to allow an expansion of an existing nonconforming building by increasing the overall building height to 63 feet 4 inches in lieu of the 53 feet 8 inches existing and the 35-foot maximum allowed by current code. 5. Per Section 134-419, a variance to allow an expansion of an existing nonconforming building by increasing the existing air-conditioned floor area of the fourth story to 13,212.9 square-feet from 3,448.75 square-feet existing. An open fourth story trellis of 5,433 square-feet is also proposed in this application and included in the calculation of lot coverage, below. There is an existing exterior fourth floor covered area of approximately 3,290 square-feet in addition to the existing air-conditioned floor area on the fourth story of the building. 6. Per Section 134-1163(5), variance to allow a minimum front yard setback of 1-foot 1 inch for portions of the building in lieu of the 5 feet existing and the 5 feet minimum required on the private property. The sidewalk is required to be a minimum of 10 feet wide and this proposal is a minimum of 8 feet 2 inches in the area where the sidewalk is only 1 foot 1 inch wide on private property. 7. Per Section 134-1163(9)b., variance for lot coverage of 71% on the first floor in lieu of the 57% existing and the

35% maximum allowable. 8. Per Section 134-1163(9)b., variance for lot coverage of 66% on the second floor in lieu of the 57% existing and the 35% maximum allowed for second story. 9. Per Section 134-1163(9)b., variance for lot coverage of 54% on the fourth floor in lieu of the 20% existing and the 35% maximum allowable by code.

Project history:

December 2020 – Deferred to February 26, 2020 at request of applicant.
February 2020 – Deferred to March 25, 2020 at request of attorney & (neighbors).
March 2020 – Deferred to April 29, 2020 due to COVID-19
April 2020 – Deferred to May 27, 2020 due to COVID-19
May 2020 – Deferred to June 24, 2020 at request of attorney (neighbors request).
June 2020 – Deferred to July 29, 2020 at request of attorney (neighbors request).
July 2020 – Deferred to November 20, 2020 at request of attorney.
November 2020 – Deferred to December 18, 2020 at recommendation of staff.
December 2020 – Deferred to the February 24, 2021 meeting by Commission.
February 2021 – Deferred to March 24, 2021 at the request of the attorney
April 2021 – Deferred to June 23, 2021 meeting at request of staff

Please note: This project was deferred to the January 26, 2022 meeting at the Approval of the Agenda, Item VI.

2. B-019-2021 Modifications

ARCOM TO MAKE RECOMMENDATIONS RELATIVE TO VARIANCE(S)

Address: 101 Nightingale Trail

Applicant: 04TST101 Nightingale LLC (Brian Libman, Manager)

Professional: Brooks & Falotico Associates, LLP

Project Description: Exterior alterations and interior renovations to two-story single family residence; revised fenestration on all elevations; reframe portions of existing roof to accommodate new fenestration height and replace existing roof tiles; renovate entry portico, frame for second floor roof deck, and face with coquina; new Dutch gables at courtyard elevations; renovate pool terrace and incorporate new retaining walls; remove existing driveway and install new hardscape and landscape.

ZONING INFORMATION: Section 134-893(13): The applicant is proposing to construct a 70 square foot one story bathroom addition and two Dutch gables that will be added to the courtyard elevations of the pool cabana and kitchen which will increase the cubic content ratio ("CCR") to 5.24 in lieu of the 5.01 existing CCR and the 3.9 maximum CCR allowed in the R-B Zoning District.

A motion carried at the March meeting to defer the project to the April 28, 2021 meeting to address the comments of the Commissioners, which included the identity and character of the home, the front entry, the fenestration, the shutters, the balconies and glass railings. A motion carried at the April meeting to defer the project for one month, to the May 26, 2021 meeting, to restudy the gables, fenestration and in accordance with the comments of the Commission. A motion carried at the May meeting to defer the project to the June 23, 2021 meeting at the request of the professionals.

Please note: This project was deferred to the July 28, 2021 meeting at the Approval of the Agenda, Item VI.

3. B-024-2021 Demolition/New Construction

Address: 240 Mockingbird Trail

Applicant: Lee Fensterstock

Professional: Patrick Segraves/SKA Architect + Planner

Project Description: Demolition of existing one story structure. New construction of two story single family house in island style, approximately 5400 s.f. Final landscape and hardscape included.

A motion carried at the March meeting to approve the demolition. A second motion carried at the March meeting to defer the project to the April 28, 2021 meeting to address the comments of the Commissioners, which included adding some identity to the home, the fenestration, a restudy of the landscaping and pedestrian gate, and to return with a north, east, west and south cross section of the landscaping. A motion carried at the April meeting to defer the project to the May 26, 2021 meeting to restudy the size of the bay windows on the front elevation, to change the roof pitch to 5/12, to remove 12 inches in the second floor, to change the laundry room to a single window, and the French doors over the front entrance will be changed as previously proposed. A motion carried at the May meeting to defer the project to the June 23, 2021 meeting for a restudy of the home design.

Please note: This project was deferred to the July 28, 2021 meeting at the Approval of the Agenda, Item VI.

4. B-031-2021 Demolition/New Construction

ARCOM TO MAKE RECOMMENDATIONS RELATIVE TO SPECIAL EXCEPTION WITH SITE PLAN REVIEW WITH VARIANCE(S)

Address: 130 Algoma Rd.

Applicant: 130 Algoma, LLC (Lee Fensterstock)

Professional: SKA Architect + Planner

Project Description: Demolition of existing one story house while preserving existing garage and finish floor. New construction of two story classical house, approx. 6,448 sq. ft. Final landscape and hardscape.

A motion carried at the April meeting to defer the demolition for one month, to the May 26, 2021 meeting, to allow the Commissioners to receive a proper demolition report and landscape demolition plan. A second motion carried at the April meeting to defer the entire project, including the new construction, to the May 26, 2021 meeting. A motion carried at the May meeting to approve the demolition request as presented. A second motion carried at the May meeting to defer the project to the June 23, 2021 meeting for a restudy in accordance with the comments from Mr. Castro and the Commissioners, to include style, floor height and garage orientation.

ZONING INFORMATION: Section 134-229: Section 134-329 and Section 134-843(b): Special Exception with Site Plan Review to allow the construction of a new two story 6,448.55 square foot residence while preserving the existing one story nonconforming garage on a lot with an area of 15,708 square feet in lieu of the 20,000 square foot minimum required; a lot depth of 142.33 feet in lieu of the 150 foot minimum required; and a lot width of 111.89 in lieu of the 125 foot minimum required; all in the R-A Zoning District. The following variances are being requested: 1) Section 134-843(8): to allow the existing east side yard setback to remain at 8.75 feet in lieu of the 15 foot minimum required to keep the existing non-conforming garage. 2) Section 134-843(7): to allow a building height plane setback to be 46.1 feet in lieu of the 48.33 foot minimum setback required.

Call for disclosure of ex parte communication: Disclosure by several members.

Mr. Small asked if the owner did voluntarily agree to dedicate a utility easement supporting the undergrounding project subject to the satisfaction of the Town. Mr. Segraves agreed to the easement.

Patrick Segraves, SKA Architect + Planner, presented the architectural plans proposed for the new residence. Mr. Segraves showed alternate designs on the overhead projector.

Mario Nievera, Nievera Williams Design, presented the landscape and hardscape plans proposed for the new residence.

Mr. Small called for public comment. There were no comments heard at this time.

Mr. Small called for staff comment. Mr. Castro provided staff comments.

Ms. Shiverick still felt the house had a box approach. She thought there was a way to use the lot and topography in a better manner, possibly with a step up/down approach.

Mr. Corey agreed with Ms. Shiverick. He thought the professional had made some changes to address some of the comments. However, he thought the home had an identity problem. He questioned the increase in the roof height. Mr. Segraves responded and explained the conditions of the topography. Mr. Corey liked the previously proposed roof rather than the current design. He added he could not support the current plan. He thought the landscape and hardscape design was very well done.

Mr. Segraves stated that the home was not meant to be a Mediterranean style home.

Ms. Grace agreed with the other Commissioners, especially with the style of the home. She questioned if the home looked too similar to the home to the east. She also thought some charm should be added. She suggested that the home should be designed to use of the topography of the land.

Ms. Catlin did believe the home was boxy but did not think the design was bad. She added she would applaud the design of the home if it used the topography of the lot.

Mr. Kirchhoff stated that the windows went up into the cornice and thought they needed to be lowered. In addition, he believed that the garage doors needed to be lowered as well.

Mr. Floersheimer questioned the fenestration on the south side, the location of the mechanical equipment, and the chimney design. Mr. Segraves stated the fireplace was vent-less. Mr. Floersheimer inquired about the roof design and height. Mr. Segraves responded.

Mr. Small agreed with the other Commissioners.

Motion made by Ms. Shiverick and seconded by Mr. Corey to defer the project for one month, to the July 28, 2021 meeting, for a complete redesign based on the comments from the Commissioners. Motion carried unanimously.

5. B-034-2021 Additions/Modifications

Address: 905 N. Ocean Blvd.

Applicant: 905 N. Ocean LLC (Maura Ziska)

Professional: LaBerge and Menard

Project Description: Guest house addition and new landscape/hardscape.

A motion carried at the April meeting to defer the project to the May 26, 2021 meeting for restudy, particularly how the home fits onto the lot. A motion carried at the May meeting to defer the project to the June 23, 2021 meeting at the request of the professional.

Please note: This project was deferred to the July 28, 2021 meeting at the Approval of the Agenda, Item VI.

6. B-036-2021 Modifications

Address: 201 Ocean Terrace

Applicant: Scott Goodwin

Professional: John Melhorn/Thomas Melhorn Architects

Project Description: Alterations to façade and roof color; replacement of entry door; relocation of two screened openings on east façade; one window relocation on west façade; alteration to glazing on north façade; alteration to landscape and hardscape; removal of pergola; replacement of sconces; replacement of in kind railing.

A motion carried at the May meeting to defer the project to the June 23, 2021 meeting to restudy in accordance with the comments of the Commissioners, including changes to fenestration, railings and roof material.

Call for disclosure of ex parte communication: Disclosure by several members.

Mr. Small asked if the owner did voluntarily agree to dedicate a utility easement supporting the undergrounding project subject to the satisfaction of the Town. Mr. Melhorn agreed to the easement.

Mr. Melhorn presented the architectural modifications proposed for the existing residence.

Dustin Mizell, Environment Design Group, presented the landscape and hardscape modifications proposed for the existing residence.

Mr. Small called for public comment. There were no comments heard at this time.

Mr. Small called for staff comment. There were no comments heard at this time.

Ms. Grace inquired about an alternate front door design. Mr. Melhorn responded and stated he did have an alternate wood front door design. Ms. Grace was in favor of the wood door. She inquired about the roof material proposed. Mr. Melhorn responded. Ms. Grace questioned the number of lanterns proposed on the rear of the home. Mr. Melhorn responded.

Ms. Shiverick thought the steel glass doors added some interest to the home, however she thought the doors should be high quality. She thought the front door was too wide and suggested an arch over the front door. She was in favor of the simplification of the landscape and hardscape changes.

Mr. Corey thought the change in the roof color was nice. He was not supportive of the glass material on the first floor, rear of the home. He also was not supportive of the front door width and design, especially with the door above. He thought the alternate front door design was too narrow.

Mr. Kirchhoff agreed with the comments on the front door. He requested that future drawings be enlarged for easier viewing.

Mr. Small agreed with the other Commissioners.

Mr. Floersheimer was in favor of the landscape and hardscape changes. He agreed with the glass, steel door was too wide and the wood door was too narrow.

Motion made by Mr. Corey and seconded by Ms. Grace to approve the project as presented with the original front door. Motion carried

unanimously, 7-0. This application was approved with the condition that prior to the issuance of a building permit, the applicant shall either dedicate and record a utility easement, or enter into an agreement ensuring said easement, if necessary to facilitate utility undergrounding in the area.

Please note: A short break was taken at 10:33 a.m. The meeting resumed at 10:47 a.m.

Mr. Small read comments from Maggie Zeidman, President of the Town Council, welcoming the Commission back in person and who indicated that she would continue to assess the pandemic.

Mr. Small indicated that at the approval of the agenda, project B-043-2021, 160 Chilean Avenue was deferred to the July 28, 2021 meeting. He requested a motion to reconsider hearing the project as the applicant was prepared to proceed.

Motion made by Ms. Catlin and seconded by Mr. Ives to hear project B-043-2021, 160 Chilean Avenue at the meeting in its original position in the June agenda. Motion carried unanimously, 7-0.

7. B-040-2021 Demolition/New Construction

ARCOM TO MAKE RECOMMENDATIONS RELATIVE TO VARIANCE(S)

- DONE 5/26/21

Address: 212 Nightingale Trail and 217 La Puerta Way

Applicant: Mr. & Mrs. William Ingram

Professional: MP Design and Architecture, Inc.

Project Description: Demolition of existing one-story residence at 217 La Puerta Way. A new, one-story guest house with new pool, landscape and hardscape. Existing two-story residence at 212 Nightingale Trail to remain undisturbed.

A motion carried at the May meeting to approve the demolition as requested. A second motion carried that implementation of the proposed variance will not cause negative architectural impact to the subject property. A third motion carried to approve the project as presented with the caveat that the professional restudy the proportions of the front portico, rear portico and front door and to return to the June 23, 2021 meeting.

Call for disclosure of ex parte communication: Disclosure by several members.

Mr. Small asked if the owner did voluntarily agree to dedicate a utility easement supporting the undergrounding project subject to the satisfaction of the Town. Mr. Perry agreed to the easement.

Michael Perry, MP Design and Architecture, Inc., presented the architectural modifications to the columns on the porticos and the change in the front door.

Mr. Small called for public comment. There were no comments heard at this time.

Mr. Small called for staff comment. There were no comments heard at this time.

Mr. Kirchhoff was in favor of the new gable design but thought it needed to be pulled down to a shorter height. Mr. Perry agreed with the change.

Motion made by Mr. Corey and seconded by Ms. Shiverick to approve the project as presented with the change to the gable design as indicated by Mr. Kirchhoff. Motion carried unanimously, 7-0. This application was approved with the condition that prior to the issuance of a building permit, the applicant shall either dedicate and record a utility easement, or enter into an agreement ensuring said easement, if necessary to facilitate utility undergrounding in the area.

8. B-042-2021 New Construction

ARCOM TO MAKE RECOMMENDATIONS RELATIVE TO SITE PLAN REVIEW WITH VARIANCE(S)

Address: 1080 S. Ocean Blvd.

Applicant: Todd Glaser

Professional: LaBerge & Menard Inc.

Project Description: New two story home with pool cabana. House will have clay barrel tile roof, smooth stucco painted Manchester tan.

ZONING INFORMATION: Section 134-843(b): Request for Site Plan Review to allow the construction of a 9,485 square foot two-story, single family residence on a non-conforming platted lot that is 17,567 square feet in area in lieu of the 20,000 square foot minimum required in the R-A Zoning District.

A motion carried at the May meeting to defer the project to the June 23, 2021 meeting to restudy in accordance with the comments of the Commissioners, including the fenestration, balconies, chimneys, corner entry, rear loggia and orientation of garage doors.

Call for disclosure of ex parte communication: Disclosure by several members.

Daniel Menard, LaBerge and Menard, presented the architectural modifications proposed for the new residence. Mr. Menard also showed a video of the proposed, new home.

Mr. Small called for public comment. There were no comments heard at this time.

Mr. Small called for staff comment. There were no comments heard at this time.

Ms. Shiverick questioned the reduction of the fenestration on the west elevation. She inquired about the colors proposed for the home. She also inquired about the window colors. Mr. Menard responded. She thought the proposed colors may be

too much and requested it be simplified to three colors. She also thought there should be more trees added to the east elevation.

Christopher Cawley, Landscape Architect, explained his design for the east elevation.

Mr. Corey thought the two sea grapes would anchor the home nicely. He also thought the Coconut palms worked well for the east elevation. Mr. Corey was in favor of the garage design and the break in the roofline. He suggested making the cornice bolder on the tower element. Mr. Corey thought the column spacing was better. He questioned the balance of the fenestration on the tower element.

Ms. Grace thought the changes were positive; however, she questioned the fenestration on the east elevation as well as the long balcony. She questioned the number of lanterns proposed for the east elevation and expressed concern for light pollution. Mr. Menard responded.

Mr. Kirchhoff acknowledged many of the improvements that had been made. However, he thought some wall space should be added on the second floor before eaves. He was in favor of removing the balcony on the tower but questioned the French doors and shutters that remained on the second floor. He thought the tower element should be more pronounced. He suggested restudying the spacing of the columns in interior courtyard. He suggested changing the pool shape to an oval as well as looking at the door shape on the garage.

Ms. Catlin agreed with many of her Commissioners. She agreed with Ms. Shiverick in using fewer colors for the home. She agreed with Ms. Shiverick in adding another window on the second floor, west side. She supported the balcony on the east elevation. Ms. Catlin preferred the subtlety of the current tower design.

Mr. Floersheimer liked the idea moving the garage back six feet and the removal of the balconies. He agreed with Mr. Kirchhoff that the second floor, French doors in the tower element should revert back to a window without the balcony. He was not in favor of the 11 foot loggia and thought it should be reduced to 9 feet.

Mr. Small asked if the owner did voluntarily agree to dedicate a utility easement supporting the undergrounding project subject to the satisfaction of the Town. Mr. Menard agreed to the easement.

Ms. Grace was in favor of the one window of the west elevation. She added that she is not in favor of the proposed garage doors.

Mr. Small thought the design had evolved and thought it would enhance the beauty of the area. He also thought one or two windows should be added to the west elevation.

Motion made by Mr. Corey and seconded by Ms. Grace to defer the project for one month, to the July 28, 2021 meeting, specifically to consider the comments of the Commissioners on the following items: the tower corner, the second floor doors on the tower, the colors, reinstate the small window on the west side, the pool, the terrace steps and garage doors. Motion carried unanimously, 7-0.

9. B-043-2021 Additions/Modifications

ARCOM TO MAKE RECOMMENDATIONS RELATIVE TO SPECIAL EXCEPTION WITH SITE PLAN REVIEW WITH VARIANCE(S)

Address: 160 Chilean Ave.

Applicant: Lisa Paolozzi

Professional: M. Mark Marsh/Bridges, Marsh & Associates, Inc.

Project Description: Addition to and remodel of existing one story residence with new pool, landscape and hardscape.

A motion carried at the May meeting to defer the project to the June 23, 2021 meeting for restudy based on the comments from the neighbors and the Commissioners, specifically addressing the power line situation, the lighting, and the dormer window design.

ZONING INFORMATION: Section 134-229, Section 134-329 and Section 134-893(b): Special Exception with Site Plan Review to allow the renovation of an existing one story residence by demolishing more than 50% cubic footage on a lot with a width of 50 feet in lieu of the 100 foot minimum required and an area of 8,000 square feet in lieu of the 10,000 square foot minimum required in the R-B Zoning District. Additionally, the applicant is proposing to construct one story additions totaling 950 square foot that will require the following variances to be requested: Section 134-893(7): to allow a 4.7 foot east side yard setback in lieu of the 12.5 foot minimum required in the R-B Zoning District. Section 134-893(7): to allow a 5.2 foot west side yard setback in lieu of the 12.5 foot minimum required in the R-B Zoning District.

Call for disclosure of ex parte communication: Disclosure by several members.

Mr. Small asked if the owner did voluntarily agree to dedicate a utility easement supporting the undergrounding project subject to the satisfaction of the Town. Mr. Marsh agreed to the easement.

Ms. Paolozzi, owner, discussed her intentions with the renovations of her home.

Mr. Marsh presented the architectural modifications proposed for the existing residence.

Keith Williams, Nievera Williams Design, presented the landscape and hardscape modifications proposed for the existing residence.

Maura Ziska, attorney for the owner, explained and discussed the variance requests and advocated for a positive recommendation to the Town Council.

Mr. Castro provided staff comments.

Mr. Small called for public comment.

John C. Dotterrer, attorney for the owner at 162 Peruvian Avenue, stated his clients had no objection to the project. He commended Mr. Marsh and his firm for working with him.

Ben Mullaly, 155 Peruvian Avenue, inquired about an accurate depiction of the existing site condition as well as the proposed site condition. His concerns were the green wall between property lines as well as the location of the mechanical equipment.

Mr. Small called for staff comment. Mr. Castro provided further staff comments.

Ms. Shiverick was in favor of the changes. She was sorry that the ridge windows did not work. She also was satisfied that the landscaping screening was sufficient.

Ms. Grace was in favor of the renovation. She also lamented that the skylights did not work.

Mr. Ives supported the project.

Ms. Catlin acknowledged and supported the approach of the design. Ms. Catlin thought the bathrooms in the rear of the home could be pulled in.

Mr. Floersheimer thought the project was lovely and would maintain the cottage feel. He applauded the professional and the homeowner. He told the professional that the fence could be moved to the south on the property line so that more vegetation could be added.

Motion made by Ms. Grace and seconded by Mr. Corey that implementation of the proposed variance will not cause negative architectural impact to the subject property. Motion carried unanimously, 7-0.

Motion made by Ms. Grace and seconded by Mr. Corey that the proposed project at 160 Chilean Avenue has met the criteria for approval listed in Sec. 18-205 of the Town's code of ordinances and to approve the project. Motion carried unanimously, 7-0. This application was approved with the condition that prior to the issuance of a building permit, the applicant shall either dedicate and record a utility easement, or enter into an agreement ensuring said easement, if necessary to facilitate utility undergrounding in the area.

10. B-046-2021 Demolition/New Construction

ARCOM TO MAKE RECOMMENDATIONS RELATIVE TO SITE PLAN REVIEW WITH VARIANCE(S)

Address: 1540 S. Ocean Blvd.

Applicant: 1540SOcean LLC (Maura Ziska)

Professional: Roger Janssen/Dailey Janssen Architects

Project Description: Demolition of an existing two story residence, pool, landscape and hardscape. Construction of a new two story residence, pool, hardscape and landscape.

A motion carried at the May meeting to approve the requested demolition as presented. A second motion carried at the May meeting to defer the project to the June 23, 2021 meeting in accordance with the comments from the Commissioners, particularly relating to size, fenestration, curb cuts, style and the requested variance.

ZONING INFORMATION: Section 134-843(b): Request for a Special Exception with Site Plan Review to allow the construction of a 10,284 square foot two-story, single family residence on a non-conforming platted lot that is 16,151 square feet in area in lieu of the 20,000 square foot minimum required; 145.53 feet in depth in lieu of the 150 foot minimum depth required; and 112.53 feet in width in lieu of the 125 foot minimum depth required in the R-A Zoning District. Section 134-2: a variance to allow a point of measurement of 21.42 ft NAVD in lieu of the 18.87 ft NAVD maximum allowed for the building height plane calculation.

Call for disclosure of ex parte communication: Disclosure by several members.

Mr. Small asked if the owner did voluntarily agree to dedicate a utility easement supporting the undergrounding project subject to the satisfaction of the Town. Mr. Janssen agreed to the easement.

Mr. Janssen presented the architectural plans proposed for the new residence.

Dustin Mizell, Environment Design Group, presented the landscape and hardscape modifications for the new residence.

Mr. Small called for staff comment. Mr. Murphy provided staff comments.

Ms. Shiverick inquired about the height of the roof. Mr. Janssen responded. Ms. Shiverick inquired if the design would look better with a higher roof. Mr. Janssen responded. She thought the keystones over the windows appeared busy.

Ms. Catlin thought the design was good and was appreciative that there were no variances requested. She added she would support the keystones.

Mr. Corey suggested removing the shutters on some of the doors to simplify the design. Mr. Corey inquired if adding a flat section on the ridge would work better. Mr. Janssen discussed the suggestion.

Ms. Grace wished the design were in the Mediterranean style. She questioned the fenestration. She also was intrigued by Mr. Corey's suggestion to remove the shutters.

Motion made by Mr. Kirchhoff and seconded by Ms. Catlin that the proposed project at 1540 S. Ocean Blvd. has met the criteria for approval listed in Sec. 18-205 of the Town's code of ordinances and to approve the project. Motion carried 6-1, with Ms. Grace opposed. This application was approved with the condition that prior to the issuance of a building permit, the applicant shall either dedicate and record a utility easement, or enter into an agreement ensuring said easement, if necessary to facilitate utility undergrounding in the area.

Please note: The meeting broke for lunch at 12:15 p.m. The meeting resumed at 1:05 p.m. Mr. Corey returned at 1:07 p.m. Ms. Grace returned from lunch at 2:28 p.m.

11. B-048-2021 New Construction

Address: 224 S. Ocean Blvd.

Applicant: Armen Manoogian

Professional: Jose A. Gonzalez/Gonzalez Architects

Project Description: Proposed work includes the construction of a new 836 square foot, one story detached, four car garage and driveway. Also, the siding and all trim of the existing adjacent guest house will be repainted to match the main house.

A motion carried at the May meeting to defer the project to the June 23, 2021 meeting in accordance with the comments from the Commissioners, with a specific request to bring a view of the colonnade from the south.

Call for disclosure of ex parte communication: Disclosure by several members.

Mr. Small asked if the owner did voluntarily agree to dedicate a utility easement supporting the undergrounding project subject to the satisfaction of the Town. Mr. Gonzalez agreed to the easement.

Mr. Gonzalez presented the architectural modifications proposed for the new garage structure.

Mr. Small called for public comment. There were no comments heard at this time.

Mr. Small called for staff comment. There were no comments heard at this time.

Mr. Ives thought the project was fine.

Mr. Corey thought the properties were true gems. Mr. Corey inquired if the owner would consider changing the front door and the portico of the guest home. Mr. Gonzalez responded. He thought the four-car garage was too aggressive for the site. Mr. Corey had a problem with the placement of the garage on the site. He

suggested reducing the garage and indicated the design was too dissimilar to the other structures.

Ms. Shiverick agreed with Mr. Corey and thought the garage structure was taking up much of the site. She questioned the pattern of the windows on the garage doors. She questioned the number of lights proposed for the colonnade. Mr. Gonzalez responded. Ms. Shiverick provided suggestions on designing a 2 ½-car garage.

Mr. Manoogian, owner, discussed his reasons for his request of a four-car garage.

Mr. Kirchhoff thought the garage doors should be wider than 8 feet. He suggested a reduction to three garage doors. He also made a suggestion for the garage doors to look like a carriage house. He thought there should be breathing room between the structures with landscaping. Mr. Gonzalez responded. Mr. Kirchhoff stated he could not support the request.

Ms. Catlin supported the colonnade design. She did not favor the hedge that hid the garage. She suggested adding loose landscaping. She recommended using grass strips and different garage doors reminiscent of carriage doors. She also suggested adding planters between the garage doors.

Mr. Small shared the view of the Commissioners and thought the proposed was unsightly and distracted the beauty of the main home. He stated he could not support the request.

Mr. Corey suggested turning the garage to the west with the motor court entering in front of the guesthouse.

Mr. Floersheimer agreed with Mr. Small's comments.

Mr. Gonzalez discussed the owner's limited ability to design a four car garage while keeping the guesthouse, rather than demolishing the structure.

Mr. Manoogian inquired if the Commission would agree to allow the garage on the first floor of the guesthouse.

Mr. Corey thought the owner had valid thoughts and suggestions. Ms. Shiverick agreed and suggested a beautiful hedge along the colonnade.

Ms. Catlin thought the idea was intriguing.

Motion made by Mr. Corey and seconded by Ms. Catlin to defer the project for one month, to the July 28, 2021 meeting. Motion carried unanimously, 6-0.

E. MAJOR PROJECTS – NEW BUSINESS

1. B-049-2021 Modifications

Address: 452 Brazilian Ave.

Applicant: Trulaske (John C. Lubischer, Partner)

Professional: SMI Landscape Architecture

Project Description: Removal of existing pool and terraces, installation of new pool, terraces, and new driveway, gate and entry piers. Landscaping and lighting included.

Mr. Castro discussed several staff concerns and thought there may be zoning concerns.

Call for disclosure of ex parte communication: Disclosure by several members.

Jorge Sanchez, SMI Landscape Architecture, presented the landscape and hardscape plans proposed for the existing residence.

Mr. Castro and Mr. Sanchez responded to comments on whether the plans proposed were compliant with the zoning code.

Motion made by Mr. Corey and seconded by Ms. Catlin to approve the project as presented with the following conditions: to change the gates to sliding gates, to change the pool so that it meets the required 15 foot setback, and to remove the BBQ grill.

Mr. Ives was supportive of the project as presented.

Mr. Kirchhoff agreed with Mr. Corey's motion.

Mr. Floersheimer also agreed with Mr. Corey's motion. He added that he had trouble understanding the project from the mini-sets.

Motion carried 5-1, with Mr. Ives opposed.

2. B-050-2021 New Construction

ARCOM TO MAKE RECOMMENDATIONS RELATIVE TO VARIANCE(S)

Address: 334 Chilean Ave.

Applicant: GW Purucker JV Contract Purchaser (Maura Ziska)

Professional: MP Design & Architecture, Inc.

Project Description: A new two-story house, two-car garage with new pool, landscape, hardscape on a vacant lot.

ZONING INFORMATION: Section 134-948: A request for a variance to construct a new 5,270 square foot, two story residence, on a non-conforming lot with a lot area of 9,384 sq. ft. in lieu of the 10,000 sq. ft. minimum required in the R-C Zoning District.

Call for disclosure of ex parte communication: Disclosure by several members.

Mr. Small asked if the owner did voluntarily agree to dedicate a utility easement supporting the undergrounding project subject to the satisfaction of the Town. Mr. Perry agreed to the easement.

Michael Perry, MP Design & Architecture, Inc. presented the architectural plans proposed for the new residence.

Daniel Sugg, Sugg Design Studio, presented the landscape and hardscape plans proposed for the new residence.

Mr. Castro discussed the variance and the action needed from the Commission.

Mr. Small called for public comment. There were no comments heard at this time.

Mr. Small called for staff comment. There were no further comments heard at this time.

Mr. Corey inquired about the Bridal tree in the rendering. Mr. Corey thought the cross section was very helpful. Mr. Corey inquired about the window above the front door. Mr. Perry passed out an alternative design to the Commission of the gable. Mr. Corey suggested the design style be changed to a Mediterranean style home. Mr. Corey also suggested to use more native plantings in the design.

Ms. Shiverick thought the style was fine in its location. She inquired about the entrance next to the proposed bar. Mr. Perry responded. Ms. Shiverick inquired about the amount the width to which the gable was widened. Mr. Perry responded.

Ms. Catlin made a suggestion for the windows next to the left of the front door. Mr. Perry agreed to make this change. Ms. Catlin was in favor of the proposed home.

Mr. Kirchhoff inquired about the home's orientation facing west, next to the condominium. He inquired if it should be flipped to the east, especially to catch the breeze. Mr. Perry responded. Mr. Kirchhoff thought the windows to the left on the bottom floor were a bit wide. He also thought that the Juliette balconies were too narrow.

Mr. Small liked the house but questioned the home in its location.

Motion made by Mr. Corey and seconded by Mr. Small to defer the project, for one month, to the July 28, 2021 meeting, to consider the comments of the Commissioners which included the study of changing the orientation of the house, adding more native landscaping, the fenestration and possibly changing the design style to Mediterranean Revival. Motion carried 4-2, with Mses. Shiverick and Catlin opposed.

Please note: Ms. Grace returned to the meeting at 2:28 p.m. at the start of the next project.

3. B-051-2021 Additions/Modifications

ARCOM TO MAKE RECOMMENDATIONS RELATIVE TO VARIANCE(S)

Address: 936 N. Lake Way

Applicant: Mr. & Mrs. Michael Cline

Professional: MP Design & Architecture, Inc.

Project Description: Second floor addition (985 sf) for 2 new bedrooms and bathrooms, 2 new pool cabanas (303 sf each). Renovations of entry door and relocation of existing garage doors. New pool, landscape and hardscape.

ZONING INFORMATION: Section 134-893(7): The applicant is requesting a variance for a north side yard setback of 5.5 feet in lieu of 12.5 foot minimum required for a one-story structure in the R-B Zoning District for a new pool cabana.

Call for disclosure of ex parte communication: Disclosure by several members.

Mr. Small asked if the owner did voluntarily agree to dedicate a utility easement supporting the undergrounding project subject to the satisfaction of the Town. Mr. Perry agreed to the easement.

Michael Perry, MP Design & Architecture, Inc. presented the architectural modifications proposed for the existing residence.

Mario Nievera, Nievera Williams Design, presented the landscape and hardscape modifications proposed for the existing residence.

Maura Ziska, attorney for the owner, explained and discussed the variance requests and advocated for a positive recommendation to the Town Council.

Mr. Small called for public comment. There were no comments heard at this time.

Mr. Small called for staff comment. There were no comments heard at this time.

Ms. Shiverick thought the plan was well done. She was also in favor of the landscape and hardscape changes.

Ms. Catlin thought the changes were good however, she stated she could not support the variance.

Mr. Kirchhoff liked the site plan changes and added that he supported the variance. However, he thought that the changes caused the home to lose its character.

Mr. Corey agreed with Mr. Kirchhoff and thought the addition of the fenestration should be restudied. He questioned the forcing of the symmetry of the cabanas.

He suggested removing the cabana on the north. He requested that more shade be added to the Lake Trail.

Ms. Grace agreed with Mr. Kirchhoff. She inquired about the pedestrian gate material. Mr. Perry responded.

Mr. Floersheimer stated he could support the front loaded garage in this instance. He applauded the professional for adding two bedrooms to the existing home. He stated he was not thrilled about the variance but added he could support it as long as the neighbor was also supportive.

Mr. Small supported the architecture but was not in favor of the variance.

Ms. Shiverick confirmed that the windows on the west elevation were original. Mr. Perry stated he was changing them to an impact material, however confirmed the windows were original.

Mr. Corey sought further clarification on the windows. Mr. Perry further explained the additional fenestration.

Motion made by Mr. Corey and seconded by Ms. Catlin that the proposed project can be designed in an architecturally suitable manner, which conforms to the Town of Palm Beach Code of Ordinances without the need for a variance. Motion failed 3-4, with Messrs. Ives, Kirchhoff and Mses. Grace and Shiverick opposed.

Motion made by Ms. Shiverick and seconded by Mr. Ives that the implementation of the proposed variance will not cause negative architectural impact to the subject property. Motion carried 4-3, with Ms. Catlin and Messrs. Small and Corey opposed.

Motion made by Ms. Grace and seconded by Mr. Corey to defer the project for one month, to the July 28, 2021 meeting, for a restudy in accordance with the comments of the Commissioners. Motion failed 3-4, with Messrs. Small, Ives and Mses. Shiverick and Catlin opposed.

Motion made by Ms. Catlin and seconded by Ms. Shiverick to approve the project as presented with the condition that more shade would be added to the Lake Trail. Motion carried 5-2, with Mr. Kirchhoff and Ms. Grace opposed. This application was approved with the condition that prior to the issuance of a building permit, the applicant shall either dedicate and record a utility easement, or enter into an agreement ensuring said easement, if necessary to facilitate utility undergrounding in the area.

Please note: The Commission took a short break at 2:53 p.m. The meeting resumed at 3:10 p.m.

4. B-052-2021 New Construction

ARCOM TO MAKE RECOMMENDATIONS RELATIVE TO VARIANCE(S)

Address: 147 Dunbar Rd.

Applicant: Susan G. Pappas Trust (Tom Kirchhoff)

Professional: Tom Kirchhoff/Kirchhoff & Associates Architects

Project Description: New one and two story Mediterranean house with pool, hardscape and landscaping. To consider 2 variances: 1) to allow for a point of measurement for the finished floor of 11.85' NAVD required by code. 2) to allow for the point of measurement of 11.85 NAVD in lieu of 11.05' NAVD for the finished floor for the computation of the CCR.

ZONING INFORMATION: Section 134-2(b) -A request to build a 7,610 square foot (under air) two (2) story single family home with a variance to allow the point of measurement for calculating the maximum cubic content ratio (CCR) to be at Eleven and 85/100th feet (11.85') NAVD (North American Vertical Datum) in lieu of Eleven and 05/100th feet (11.05') NAVD required by code.

Call for disclosure of ex parte communication: Disclosure by several members.

Mr. Kirchhoff declared a conflict of interest for this project and left the meeting.

Mr. Small asked if the owner did voluntarily agree to dedicate a utility easement supporting the undergrounding project subject to the satisfaction of the Town. Ms. Rossin agreed to the easement.

Betsy Rossin, Kirchhoff & Associates Architects, presented the architectural plans proposed for the new residence.

Brian Vertesch, SMI Landscape Architecture, presented the landscape and hardscape plans proposed for the new residence.

Frank Lynch, attorney for the owner, explained and discussed the variance requests and advocated for a positive recommendation to the Town Council.

Mr. Small called for public comment. There were no comments heard at this time.

Mr. Small called for staff comment. Mr. Castro provided staff comments, which included requiring a 6 foot tall hedge to screen the supplemental parking area in the front of the home.

Mr. Vertesch agreed to Mr. Castro's condition.

Mr. Corey was supportive of the variance. Mr. Corey thought the house design was excellent. He also added that the landscape and hardscape plans were special. He suggested changing the palms at the front door to something more asymmetrical.

Ms. Shiverick agreed with Mr. Corey. She suggested using Cypress trees or another tree in place of the palms at the front door. She requested to see a sample of the tile material. Ms. Rossin stated that they have not yet chosen a tile but would be happy to bring the sample back. Ms. Shiverick inquired about the garage door material. Ms. Rossin confirmed that the doors were Cypress.

Ms. Grace was in favor of the Mediterranean style. She agreed with the suggestion to replace the palms with Cypress trees. She also inquired about the tile material and color proposed. She suggested a possible different configuration for the tile.

Ms. Catlin requested to see a sample of the tile. She was in favor of the simplicity of the tile design. She supported the variance request. She liked the whimsy and color of the design. She added that the building envelope was at the maximum and would like to see the home reduced.

Mr. Small thought the design exuded beauty and charm. He supported the project and variance request.

Motion made by Mr. Corey and seconded by Mr. Ives that implementation of the proposed variances will not cause negative architectural impact to the subject property. Motion carried unanimously, 6-0.

Motion made by Mr. Corey and seconded by Ms. Grace to approve the project as presented with the condition that the tile and the colors for the windows will return to the Commission for approval at the appropriate time. Motion carried unanimously, 6-0. This application was approved with the condition that prior to the issuance of a building permit, the applicant shall either dedicate and record a utility easement, or enter into an agreement ensuring said easement, if necessary to facilitate utility undergrounding in the area.

5. B-053-2021 Modifications

ARCOM TO MAKE RECOMMENDATIONS RELATIVE TO VARIANCE(S)

Address: 8 Windsor Ct.

Applicant: Mr. & Mrs. Jonathan Sack (Maura Ziska)

Professional: MP Design & Architecture, Inc.

Project Description: Existing breezeway modifications to replace existing awning with new copper roof. Existing pool cabana modifications to replace existing roof and awning with new copper roof. Existing open porch modifications to replace exiting trellis with new copper roof.

ZONING INFORMATION: A request for a variance to replace the pool cabana roof with a new copper roof, replace the trellis porch with a new copper roof, and replace the existing canopy at the breezeway with a new slate tile roof to match the existing which will result in the following variance requests: Section 134-893(11): A request for a variance of lot coverage of 27.6 percent in lieu of 24.7 existing and 25 percent maximum allowed in the R-B Zoning District. Section 134-893(13). A request for a variance for cubic content ratio ("CCR") of 3.89 in lieu of 3.61 existing CCR and the 3.80 maximum CCR allowed in the R-B Zoning District.

Call for disclosure of ex parte communication: Disclosure by several members.

Mr. Small asked if the owner did voluntarily agree to dedicate a utility easement supporting the undergrounding project subject to the satisfaction of the Town. Mr. Perry agreed to the easement.

Michael Perry, MP Design & Architecture, Inc., presented the architectural modifications for the existing residence. He stated that Ms. Shiverick inquired if the owners would be willing to remove the trellis structure on the north elevation. Mr. Perry passed out additional elevations to the Commission.

Mr. Small called for public comment. There were no comments heard at this time.

Mr. Small called for staff comment. There were no comments heard at this time.

Ms. Grace inquired about the evolution for the structures. Mr. Perry responded.

Mr. Castro discussed what was allowed in the Code.

Mr. Kirchhoff agreed with Ms. Shiverick's suggestion to remove the trellis. He also made an alternative suggestion for a roof over the doors on the north elevation.

Mr. Corey confirmed that there were no new structures. Mr. Perry confirmed the statement. Mr. Corey stated he could support the project.

Ms. Shiverick supported Mr. Kirchhoff's idea of placing a small roof over the doors. She suggested adding some Bougainvillea or some plantings on the side of the garage rather than the trellis.

Mr. Floersheimer clarified that the professional was requesting to remove the trellis on the north side. Mr. Perry explained his request.

Mr. Small liked Ms. Shiverick and Mr. Kirchhoff's suggestions and stated he could support the project.

Motion made by Mr. Corey and seconded by Mr. Ives that implementation of the proposed variances will not cause negative architectural impact to the subject property. Motion carried unanimously, 7-0.

Motion made by Mr. Corey and seconded by Ms. Shiverick to approve the project as presented with the removal of the rear trellis and to return to the July 28, 2021 meeting with an alternate design of a roof over the two doors on the north elevation. Motion carried unanimously, 7-0. This application was approved with the condition that prior to the issuance of a building permit,

the applicant shall either dedicate and record a utility easement, or enter into an agreement ensuring said easement, if necessary to facilitate utility undergrounding in the area.

6. B-055-2021 Additions/Modifications

Address: 251 Tangier Ave.

Applicant: The Tangier 251 Trust (Francis & Zoe L'Esperance, Trustees)

Professional: Tod Elliot Sikkenga/Wadia Associates

Project Description: Renovations and small addition to existing residence. 158 SF second floor addition. Small addition to 1st and second floor totaling 307 SF. All new impacted-rated French doors and windows. All new terracotta barrel tile roofing. New swimming pool, landscape, and hardscape. New generator and outdoor mechanical units. Miscellaneous aesthetic improvements to exterior elevations.

Call for disclosure of ex parte communication: Disclosure by several members.

Mr. Small asked if the owner did voluntarily agree to dedicate a utility easement supporting the undergrounding project subject to the satisfaction of the Town. Mr. Pilla agreed to the easement.

Robert Pilla, Wadia Associates, presented the architectural modifications proposed for the existing residence.

Che Wei Kuo, Fernando Wong Outdoor Living Design, presented the landscape and hardscape designs proposed for the existing residence. Mr. Kuo brought material samples to show the Commissioners.

Mr. Small called for public comment. There were no comments heard at this time.

Mr. Small called for staff comment. Mr. Castro provided staff comments.

Ms. Grace thought it was nice that the home was being renovated, rather than torn down. She was appreciative that the fenestration was being reduced. She was in favor of the addition of the greenery and new pool.

Ms. Shiverick agreed with Ms. Grace. She inquired if there was a green material proposed for the front of the home.

Ms. Catlin thought the changes were well done.

Mr. Kirchhoff was in favor of the changes but questioned the gates proposed. Mr. Pilla stated they could ask the client remove the gates.

Mr. Floersheimer expressed concern with the street facing garage design. He also expressed concern with the location of the mechanical equipment.

Motion made by Mr. Corey and seconded by Ms. Grace to approve the architectural portion of the project as presented with the landscape portion of the project to return to the July 28, 2021 meeting for a restudy of the screening of the garage and the gates. Motion carried unanimously, 7-0. This application was approved with the condition that prior to the issuance of a building permit, the applicant shall either dedicate and record a utility easement, or enter into an agreement ensuring said easement, if necessary to facilitate utility undergrounding in the area.

7. B-056-2021 Modifications

ARCOM TO MAKE RECOMMENDATIONS RELATIVE TO VARIANCE(S)

Address: 300 Cherry Lane

Applicant: Peter Garvy (Kevin Asbacher)

Professional: Kevin Asbacher/Asbacher Architecture

Project Description: Applicant is requesting to raise an existing 6 foot tall retaining wall by 2 feet that would allow the wall to be 8 feet tall in lieu of the 6 foot maximum allowed.

ZONING INFORMATION: A request to raise an existing 6 foot high retaining wall on the east side of the property along North Lake way by 2 feet that would allow the wall to be 8 foot high in lieu of the 6 foot maximum allowed.

Call for disclosure of ex parte communication: Disclosure by several members.

Mr. Small asked if the owner did voluntarily agree to dedicate a utility easement supporting the undergrounding project subject to the satisfaction of the Town. Mr. Asbacher agreed to the easement.

Mr. Asbacher presented the architectural modification proposed for the existing residence.

Mr. Small called for public comment. There were no comments heard at this time.

Mr. Small called for staff comment. Mr. Castro provided staff comments.

Ms. Churney confirmed that four letters of support were received for the project.

Motion made by Ms. Grace and seconded by Mr. Corey that implementation of the proposed variance will not cause negative architectural impact to the subject property. Motion carried unanimously, 7-0.

Motion made by Ms. Grace and second by Ms. Shiverick that the proposed project at 300 Cherry Lane has met the criteria for approval listed in Sec. 18-205 of the Town's code of ordinances and to approve the project as presented with the condition that the hedge is replaced with a new Podocarpus hedge. Motion carried unanimously, 7-0. This application was approved with the

condition that prior to the issuance of a building permit, the applicant shall either dedicate and record a utility easement, or enter into an agreement ensuring said easement, if necessary to facilitate utility undergrounding in the area.

8. B-057-2021 New Construction

ARCOM TO MAKE RECOMMENDATIONS RELATIVE TO SITE PLAN REVIEW WITH VARIANCE(S)

Address: 369 S. Lake Dr.

Applicant: Park Place Inc. (Frank P. Slattery)

Professional: Ralph Cantin Architect, Inc.

Project Description: New generator building in parking area to replace existing storage shed.

ZONING INFORMATION: Section 134-1052 (4): The Park Place Co-op is requesting a site plan modification to allow the construction of a new 467 square foot building to enclosure a 400 KW generator with a 3,000 gallon fuel tank. The generator building is proposed to be adjacent to the pool deck in the middle of the property and will replace an existing storage shed that will be demolished to make room for the new building. The following variance is being requested in order to construct the new generator building: Section 134-1060(9)d: request for lot coverage of 41.8 percent in lieu of the 41.3 percent existing and 40 percent maximum allowed in the R-D(2) Zoning District.

Call for disclosure of ex parte communication: Disclosure by several members.

Mr. Small asked if the owner did voluntarily agree to dedicate a utility easement supporting the undergrounding project subject to the satisfaction of the Town. Mr. Cantin agreed to the easement.

Mr. Cantin presented the architectural plans proposed for the addition of the generator building.

Maura Ziska, attorney for the owner, explained and discussed the variance requests and advocated for a positive recommendation to the Town Council.

Scott Brown, Landscape Architectural Design, presented the landscape and hardscape plans proposed for the existing building.

Mr. Castro expressed concern that the applicant proposed to eliminate a parking space. He stated that this request would require a variance.

Mr. Cantin responded to Mr. Castro's comments.

Mr. Small called for public comment. There were no comments heard at this time.

Mr. Small called for staff comment. There were no further comments heard at this time.

Mr. Corey thanked the applicant as they were taking one of the FPL boxes on their property. Mr. Corey inquired about the existing trees and their species. Mr. Cantin responded. He stated he would support a large tree or a hedge that could screen the FPL box. Mr. Corey questioned if the screening from Australian was sufficient. Mr. Cantin responded.

Mr. Floersheimer requested that more greenery be added to screen the proposed building.

Ms. Shiverick inquired if vines could be planted to grow up along the building. Mr. Cantin explained why the suggestion could be problematic with the building design. Ms. Shiverick stated it would be nice to plant vines along the building where possible.

Motion made by Mr. Corey and seconded by Ms. Grace that implementation of the proposed variance will not cause negative architectural impact to the subject property. Motion carried unanimously, 7-0.

Motion made by Mr. Corey and seconded by Ms. Grace to approve the architectural portion of the project but to defer the site plan and the landscape plans to the July 28, 2021 meeting. Motion carried unanimously, 7-0.

At this time, the Commission decided to hear the following project to accommodate the professional's travel schedule.

9. B-065-2021 New Construction

Address: 7 Ocean Lane

Applicant: 7 Ocean Lane, LLC (Nedim Soylemez, Manager)

Professional: Harold Smith/Smith and Moore Architects, Inc.

Project Description: New two-story residence with pool. Final hardscape and landscape.

Call for disclosure of ex parte communication: Disclosure by several members.

Mr. Small asked if the owner did voluntarily agree to dedicate a utility easement supporting the undergrounding project subject to the satisfaction of the Town. Mr. Smith agreed to the easement.

Harold Smith, Smith and Moore Architects, introduced the project and discussed the area of the proposed project.

Andrew Kotchen, Workshop APD, presented the architectural plans proposed for the new residence.

Keith Williams, Nievera Williams Design, presented the landscape and hardscape plans proposed for the new residence.

Mr. Small called for public comment.

Elizabeth Ailes, 6 Ocean Lane, expressed her objections to the proposed project.

Stephen Roy, Roy & Posey and architect for Ms. Ailes, discussed the location of the proposed home on the lot, and why he believed the proposed home was problematic.

Gary Marder, 1 Ocean Lane, expressed his objections to the proposed project.

Caren Marder, 1 Ocean Lane, expressed her objections to the proposed project.

George Palladino, 710 N. County Road, expressed his objections to the proposed project.

John Eubanks, attorney for Elizabeth Ailes, expressed objections to the project, especially the home's location on the lot.

Rick Gonzalez, REG Architects, architect speaking on behalf of Elizabeth Ailes, showed renderings of how the home would appear today if built as proposed.

Mr. Small called for staff comment. Mr. Castro provided staff comments.

Ms. Shiverick thought the house had a lightness, rather than a heaviness. She was in favor of the Ipe material but expressed concern for the granite. She questioned the design style and if it was too similar. She also expressed concern for the fenestration on the east side.

Mr. Ives agreed with Ms. Shiverick's comments. He did not believe the scale was too massive for the proposed home. Mr. Ives thought this was a good example of a contemporary home. He thought the material choices could be different but added he would support the choices. He added he believed the design was quite good.

Mr. Corey thought the house was pushed forward toward the ocean and thought the home could be moved back. He was not in favor of the pergola and thought the pool could be worked more into the greenery. He suggested moving the home back and placing part of the motor court under the second story. He thought the greatest challenging of the design was the fenestration proposed on the east elevation. He thought the west façade was successful.

Ms. Grace expressed concern for the fenestration on the east façade, the choice of granite material, the privacy design element on the west façade, the mass of the

home on the lot, the location of the home on the lot and how the house fit into the neighborhood.

Ms. Catlin stated that the presentation did not match the mini-sets provided. She believed there was too much glass on the east side and thought the home was too east on the lot. She thought the pergola should be removed.

Mr. Kirchhoff questioned the front entrance and added it was a bit commercial in its look. He also thought there was too much glass on the east side.

Mr. Floersheimer thought the design was very exciting. He expressed concern for the finished floor and thought it was a bit high. He questioned if the home could be lowered. He added that the planters were excessively high. He agreed that the fenestration on the east side needed some adjustment. He also agreed that the house could be moved west on the lot.

Mr. Small shared concerns with respect to fenestration and massing. He was impressed with the architectural design. Mr. Small did not believe the water vistas were being protected or enhanced in the current proposal. He suggested moving the home west on the lot as well as opening up the vistas to the water.

Motion made by Ms. Catlin and seconded by Ms. Shiverick to defer the project for one month, to the July 28, 2021 meeting, for a restudy in accordance with the comments of the Commissioners.

Mr. Smith addressed some of the comments made by the Commissioners as well as the public. Mr. Kotchen also provided comments regarding the images that were shown using google earth.

Motion carried unanimously, 7-0.

Please note: The meeting stopped at 6:07 p.m. on June 23, 2021. The meeting resumed at 9:01 a.m. on June 24, 2021. Upon Roll Call, Messrs. Smith and Kirchhoff were found to be absent. Ms. Grace arrived at 9:03 a.m. Messrs. Floersheimer and Sammons were present via Zoom.

10. B-058-2021 Demolition/New Construction

Address: 1020 N. Lake Way

Applicant: Mr. & Mrs. Kanders, Contract Purchaser (Maura Ziska)

Professional: MP Design & Architecture, Inc.

Project Description: Demolition of existing residence, including hardscape, landscape. Existing pool to remain. New two-story residence, new hardscape, new landscape, existing pool to be modified.

Call for disclosure of ex parte communication: Disclosure by several members.

Mr. Small asked if the owner did voluntarily agree to dedicate a utility easement supporting the undergrounding project subject to the satisfaction of the Town. Mr. Perry agreed to the easement.

Michael Perry, MP Design & Architecture, Inc., presented the architectural plans proposed for the demolition of the existing residence.

Mr. Corey inquired about the age of the home. Mr. Perry responded.

Mario Nievera, Nievera Williams Design, presented the landscape and hardscape plans proposed for the demolition of the existing site.

Mr. Small called for public comments. There were no comments heard at this time.

Mr. Small called for staff comment. Mr. Castro provided staff comments.

Mr. Corey inquired about the landscape buffer during the demolition. Mr. Perry responded. Mr. Corey inquired about the existing sea grapes at the front of the site. Mr. Perry stated that the sea grapes could remain during the demolition.

Ms. Shiverick thought the existing house was charming and even though it was not significant, she thought it was worth studying. Mr. Perry stated he did study keeping the house and explained the reasons the plan did not work.

Ms. Catlin agreed and thought the existing home was charming.

Ms. Grace thought the existing residence fit into the site very well. She asked the professional to make sure that the new house was as complimentary to the site.

Mr. Corey inquired about the existing pool and if it was compliant to the Code. Mr. Castro responded and confirmed the pool was compliant.

Ms. Catlin recommended that the Town work with the owners on homes with this situation, particularly removing the roof, so that renovations were possible. Mr. Castro responded.

Mr. Small thought it was a shame that the home needed to be demolished.

Motion made by Mr. Corey and seconded by Mr. Ives that the proposed demolition of 1020 N. Lake way has met the conditions listed in Sec. 18-206 of the Town's code of ordinances, and to approve the demolition as presented with the condition to sod and irrigate the property within 30 days and that all perimeter landscaping, including the sea grapes, to remain in place during and after the demolition. Motion carried unanimously, 6-0. This application was approved with the condition that prior to the issuance of a building

permit, the applicant shall either dedicate and record a utility easement, or enter into an agreement ensuring said easement, if necessary to facilitate utility undergrounding in the area.

A second motion made by Mr. Corey and seconded by Mr. Ives to defer the new construction for one month, to the July 28, 2021 meeting. Motion carried unanimously, 6-0.

11. B-061-2021 Demolition/New Construction

Address: 584 Island Dr.

Applicant: 584 Island, LLC (Carl M. Sabatello, Manager)

Professional: Roger Janssen/Dailey Janssen Architects

Project Description: Demolition of existing residence, hardscape, landscape and pool. Construction of a new two-story residence, landscape, hardscape and pool.

Call for disclosure of ex parte communication: Disclosure by several members.

Mr. Small asked if the owner did voluntarily agree to dedicate a utility easement supporting the undergrounding project subject to the satisfaction of the Town. Mr. Janssen agreed to the easement.

Roger Janssen, Dailey Janssen Architects, presented the architectural plans proposed for the demolition of the existing residence.

Steve West, Parker Yannette Design Group, presented the landscape and hardscape plans proposed for the demolition of the existing site.

Mr. Small called for public comments. There were no comments heard at this time.

Mr. Small called for staff comment. There were no comments heard at this time.

Motion made by Ms. Shiverick and seconded by Ms. Grace that the proposed demolition of 584 Island Drive has met the conditions listed in Sec. 18-206 of the Town's code of ordinances, and to approve the demolition as presented with the condition to sod and irrigate the property within 30 days. Motion carried unanimously, 6-0. This application was approved with the condition that prior to the issuance of a building permit, the applicant shall either dedicate and record a utility easement, or enter into an agreement ensuring said easement, if necessary to facilitate utility undergrounding in the area.

Mr. Janssen presented the architectural plans proposed for the construction of the new residence.

Mr. West presented the landscape and hardscape plans proposed for the new residence.

Mr. Small called for public comments. There were no comments heard at this time.

Mr. Small called for staff comment. Mr. Castro provided staff comments.

Mr. Corey thought the site plan worked well. Mr. Corey thought the double gables on the front competed with each other. He thought the gable on the south needed to be restudied. He questioned the fenestration on the rear elevation and thought it needed some variety. He thought the loggia on the rear of the home appeared heavy, as well as the chimney. He thought the landscaping plan was good. He thought the vehicular gate was onerous and dark.

Ms. Grace questioned the design style proposed for the home for the area. She thought the design style was more befitting for a smaller home. She agreed with Mr. Corey that the gables on the front needed to be studied. She questioned the need for the vehicular gate. She thought the columns on the eastern side appeared heavy. She thought the loggia on the south east appeared heavy as well. She did not believe the gables were integrated with the home. She questioned the amount of lanterns proposed for the home. Ms. Grace thought there was too much glass on the east elevation.

Ms. Shiverick agreed with Ms. Grace with the style of the home. She did not believe it was special or unique that the island deserved. She thought the gables and fenestration on the east side needed to be studied. She also agreed that the vehicular gate fit in the area.

Ms. Catlin liked the home and thought many elements worked with the home. She thought it was quirky. She also favored the landscaping plans.

Mr. Ives agreed with Ms. Catlin. However, he cautioned the professional that too many homes with this design style would not be allowed on the island. Mr. Ives suggested varying the widths of the section of the home between the gables so they did not appear so symmetrical. He added that he could support the project.

Mr. Floersheimer inquired about the fill that would need to be used to achieve the floor height. He also inquired about the neighboring finished floors. Mr. Janssen responded.

Mr. Sammons thought there was too much glass on the east elevation. He also questioned the design style for the area. He questioned the scale of the home.

Mr. Small expressed concern for the fenestration on the east elevation. He also thought that more landscaping should be added to the east elevation. He was not in favor of the vehicular gate.

Motion made by Mr. Corey and seconded by Ms. Catlin to the defer the project for one month, to the July 28, 2021 meeting to address the comments of the commissioners. Motion carried unanimously, 6-0.

12. B-062-2021 Additions/Modifications

Address: 215 Via Tortuga

Applicant: 215 Via Tortuga, LLC (Whitney Crane)

Professional: Tod E. Sikkenga/Wadia Associates

Project Description: Renovations and small addition to existing house (141 sf).

New enclosed pool pavilion (409 sf) Three new skylights. Maintain and paint existing roof tile. Modify existing swimming pool, landscape, and hardscape.

New generator and outdoor mechanical and pool equipment. Replace existing windows and doors, and new openings with impact resistant units. Miscellaneous improvements to exterior elevations.

Call for disclosure of ex parte communication: Disclosure by several members.

Mr. Small asked if the owner did voluntarily agree to dedicate a utility easement supporting the undergrounding project subject to the satisfaction of the Town. Mr. Wadia agreed to the easement.

Dinyar Wadia, Wadia Associates, presented the architectural modifications proposed for the renovation of the existing residence.

Mr. Small called for public comments. There were no comments heard at this time.

Mr. Small called for staff comment. Mr. Castro provided staff comments.

Ms. Shiverick was glad that the owner was renovating the home but added she did not believe the changes were positive. She questioned the addition of the quoins and whether they were appropriate. She thought the pool cabana needed simplification. She did not believe the windows were appropriate for the tower. She thought the pattern on the garage doors appeared too busy.

Ms. Catlin agreed with Ms. Shiverick. She questioned the windows on the tower. She thought the pool cabana was large and heavy.

Ms. Grace was in favor of the entry change. She recommended a rectangular window for the tower. She thought the garage door was too ornate. She thought a rectangular window would be better for the garage door. She recommended a simplification for the pool cabana.

Mr. Corey suggested restudying the fenestration and ornamentation on the existing home.

Mr. Floersheimer agreed with the comments of the fenestration. Mr. Floersheimer questioned the size of the pavilion for the area. Mr. Wadia provided clarification on the design.

Mr. Small agreed with Ms. Catlin and Mr. Corey's comments. He thought an enhancement of the current home would be appropriate. Mr. Small inquired if the design had been approved by the Phipps Estates HOA. Mr. Wadia provided confirmation.

Motion made by Ms. Catlin and seconded by Ms. Shiverick to defer the project for one month, to the July 28, 2021 meeting, to address the comments of the Commissioners. Motion carried unanimously, 6-0.

Please note: A short break was taken at 10:22 a.m. The meeting resumed at 10:36 a.m.

13. B-063-2021 Demolition/New Construction

Address: 280 Via Marila

Applicant: CJN P Holdings LLC (Daniel Pergola, Managing Member)

Professional: MP Design & Architecture, Inc.

Project Description: Demolition of an existing two-story structure. Proposal of a new two-story residence with rear facing two-car garage, new pool, hardscape and landscape.

Call for disclosure of ex parte communication: Disclosure by several members.

Mr. Small asked if the owner did voluntarily agree to dedicate a utility easement supporting the undergrounding project subject to the satisfaction of the Town. Mr. Perry agreed to the easement.

Michael Perry, MP Design & Architecture, Inc., presented the architectural plans proposed for the demolition of the existing residence.

Dustin Mizell, Environment Design Group, presented the landscape and hardscape plans proposed for the demolition of the existing site.

Mr. Small called for public comments. There were no comments heard at this time.

Mr. Small called for staff comment. There were no comments heard at this time.

Motion made by Ms. Grace and seconded by Ms. Shiverick that the proposed demolition of 280 Via Marila has met the conditions listed in Sec. 18-206 of the Town's code of ordinances, and to approve the demolition as presented with the condition to sod and irrigate the property within 30 days. Motion carried unanimously, 6-0. This application was approved with the condition

that prior to the issuance of a building permit, the applicant shall either dedicate and record a utility easement, or enter into an agreement ensuring said easement, if necessary to facilitate utility undergrounding in the area.

Mr. Perry presented the architectural plans proposed for the new construction.

Mr. Mizell presented the landscape and hardscape plans proposed for the site. Mr. Mizell presented a material sample as well.

Mr. Small called for public comments. There were no comments heard at this time.

Mr. Small called for staff comment. Mr. Castro provided staff comments.

Mr. Perry responded to Mr. Castro's comments.

Ms. Grace thought the existing home did not fit into the current street. She wondered if an island style home would look better. She suggested making the home appear more casual on the front façade and questioned if the front fenestration was properly aligned. She also thought the home was a bit massive.

Ms. Catlin liked the home and thought the style worked in the area. She thought the building envelope was almost maximized. She recommended removing some of the hardscape in the front of the home to provide some relief.

Ms. Shiverick thought the pediment and entry feature was too formal for the area. However, she thought the home was nice. She recommended Bahama shutters for the home. She also recommended arches on the rear of the home as well as reducing the mass of the home. Ms. Shiverick agreed with Ms. Catlin's suggestion to remove some of the hardscape from the front of the design.

Mr. Corey did not believe the home was fitting for the street and the north end of the island. He thought this home felt too formal for the area. He thought the gable and the pediment were oversized for the home. Mr. Corey thought the appearance of mass with the pediment was overpowering. He thought the palms were too flashy for the front of the home.

Mr. Ives thought the house fit into the north end. He thought the house was a bit heavy and needed to be thinned.

Mr. Floersheimer agreed with Mr. Corey. He thought the house was too large for the lot.

Mr. Sammons also thought the house was too large for the lot. He did not believe the home added much to the area. He expressed concern for the parapet design. He recommended reducing the mass of the home.

Ms. Shiverick stated she did not want to discourage the owners. She thought there was a way to redesign the home.

Mr. Small thought the home would fit into the area but thought the mass should be reduced.

Motion made by Mr. Corey and seconded by Ms. Catlin to defer the project for one month, to the July 28, 2021 meeting, to address the comments of the Commissioners. Motion carried unanimously, 6-0.

14. B-064-2021 Modifications

Address: 402 Primavera Ave.

Applicant: Thomas and Lillian O'Malley (Manuel Angles)

Professional: Manuel Angles/Angles Design Architecture

Project Description: To increase green areas and provide additional privacy, we are proposing the following: removal all existing parking paving in front of the residence and replace with sod, new plantings, and stepping-stones (to match existing). Provide a new continuous hedge along Primavera Avenue. Add a vehicular and a pedestrian gate at existing motor court to conceal garage doors and one pedestrian gate in front of main residence entry. All finishes to match existing.

Call for disclosure of ex parte communication: Disclosure by several members.

Mr. Angles presented the architectural, landscape and hardscape modifications proposed for the existing residence.

Mr. Small called for public comments. There were no comments heard at this time.

Mr. Small called for staff comment. Mr. Castro provided staff comments.

Ms. Grace confirmed that the vehicular entrance and the descending steps would be removed from the front of the house. Mr. Angles responded. Ms. Grace inquired about the view to the house after the renovation. Mr. Angles responded. Ms. Grace stated that she was not in favor of completely screening the home from the front street.

Ms. Catlin understood the concept but questioned if there was enough information for the Commission to make a decision. She was in favor of the elimination of the hardscape and thought increasing the greenspace was a good idea. She thought a formal landscape plan needed to be presented.

Mr. Floersheimer also liked the idea of eliminating hardscape and increasing greenspace. He questioned where the landscaping trucks would park and where they would stack the debris, since the street was so narrow. Mr. Angels responded.

Mr. Corey suggested looking at native landscaping for inspiration in the landscaping plan. He also indicated that Ficus Nitida was no longer allowed to be planted in the Town.

Motion made by Mr. Corey and seconded by Mr. Ives to defer the project for one month, to the July 28, 2021 meeting. Motion carried unanimously, 6-0.

F. MINOR PROJECTS – OLD BUSINESS

1. A-020-2021 Modifications

Address: 150 Worth Ave.

Applicant: Wilson 150 Worth LLC (Yvonne Jones)

Professional: Michael Dumala

Project Description: Add 14 new impact windows on south side of building at second floor level. *****Please note: Requires Special Exception with Site Plan Review*****

A motion carried at the February meeting to defer the project to the March 24, 2021 meeting to allow the applicant to provide notice to the surrounding properties. A motion carried at the March meeting to defer the project to the April 28, 2021 meeting to provide notice to the neighbors. A motion carried at the April meeting to defer the project to the June 23, 2021 meeting to file a zoning application.

Please note: This project was deferred to the July 28, 2021 meeting at the Approval of the Agenda, Item VI.

2. A-024-2021 Modifications

Address: 226 Oleander Ave.

Applicant: J & J Realty

Professional: Dustin Mizell/Environment Design Group

Project Description: Previously approved driveway design to be modified.

Associated hardscape and landscape improvements. Also includes modifications to existing balcony on front (north) elevation.

A motion carried at the April meeting to approve the project as presented with the professional to return at the May 26, 2021 meeting with a sample of the cast stone and the gravel material. A motion carried at the May meeting to defer the project to the June 23, 2021 meeting for a restudy of the materials.

Call for disclosure of ex parte communication: Disclosure by several members.

Mr. Mizell presented the proposed balcony to replace the existing balcony. He also presented material samples for the driveway.

Mr. Small called for public comments. There were no comments heard at this time.

Mr. Small called for staff comment. There were no comments heard at this time.

Motion made by Ms. Shiverick and seconded by Mr. Corey to approve the project as presented. Motion carried unanimously, 6-0.

3. A-035-2021 Landscape/Hardscape

Address: 190 N. County Rd.

Applicant: Temple Emanuel of Palm Beach, Inc. (Steven Horowitz, President)

Professional: Chuck Yannette/Parker Yannette Design Group, Inc.

Project Description: Landscape enhancements along north side of building to include replacing 6 Black Olive trees with 6 native Royal Palms and 2 Medjool Date Palms as well as shrub replacements.

A motion carried at the April meeting to defer the project to the May 26, 2021 meeting for a restudy of the project in accordance with the comments of the Commissioners, in particular the material choice. A motion carried at the May meeting to defer the project to the June 23, 2021 meeting at the request of the professional.

Please note: This project was withdrawn at the Approval of the Agenda, Item VI.

4. A-049-2021 Modifications

Address: 249 Seabreeze Ave.

Applicant: Elizabeth and Joseph Berger

Professional: Mario Nievera/Nievera Williams Design

Project Description: Proposed west PPL and rear north PPL site walls. Proposed pedestrian gate along rear north PPL. Proposed landscape changes along north and west PPL. Proposed hardscape changes around pool and for rear terraces.

A motion carried at the May meeting to approve the project as presented with a new gate design and details of the dog shower and fountain to return to the June 23, 2021 meeting.

Call for disclosure of ex parte communication: Disclosure by several members.

Mr. Nievera presented the proposed new gate design. He also presented the details for the dog shower.

Mr. Small called for public comments. There were no comments heard at this time.

Mr. Small called for staff comment. Mr. Castro provided staff comments, particularly related to the front wall and how it cannot exceed 6 feet in height.

Mr. Nievera confirmed he would address Mr. Castro's comments.

Motion made by Ms. Shiverick and seconded by Mr. Ives to approve the project as presented with the front wall not to exceed 6 feet in height, as indicated by Mr. Castro. Motion carried unanimously, 6-0.

G. MINOR PROJECTS – NEW BUSINESS

1. A-051-2021 Modifications

Address: 2 S. County Rd.

Applicant: The Breakers Palm Beach (Alex Gilmurray, Exec. VP & CEO)

Professional: John Schmidt/Schmidt/Nichols

Project Description: Extension and recover of existing driving range awning for an additional 64' in length.

Call for disclosure of ex parte communication: Disclosure by several members.

Mr. Schmidt presented plans to add an awning.

Ms. Grace thought a more attractive structure would be better rather than the proposed.

Ms. Shiverick agreed with Ms. Grace and thought the applicant should consider a building more in keeping with the area and less industrial.

Messrs. Ives and Corey agreed.

Mr. Small inquired if the applicant would consider putting something different in the area.

Mr. Schmidt stated that he believed a different building would not be appropriate. He thought the proposed was in keeping with the area.

Motion made by Ms. Grace and seconded by Mr. Corey to defer the project for one month, to the July 28, 2021 meeting, in accordance with the comments from the Commissioners. Motion carried 4-2, with Mses. Shiverick and Catlin opposed.

2. A-052-2021 Landscape/Hardscape

Address: 615 N. County Rd.

Applicant: Alice and Lewis Sanders

Professional: Mario Nievera/Nievera Williams Design

Project Description: Landscape design clarifications and lighting design review.

Call for disclosure of ex parte communication: Disclosure by several members.

Mr. Nievera presented the landscape and hardscape modifications proposed for the existing site. Mr. Nievera presented examples of the landscape lighting proposed.

Mr. Small called for public comments. There were no comments heard at this time.

Mr. Small called for staff comment. There were no comments heard at this time.

Motion made by Ms. Shiverick and seconded by Mr. Ives to approve the project as presented. Motion carried unanimously, 5-0. (Ms. Grace was not in the room during the vote)

3. A-053-2021 Landscape/Hardscape

Address: 1053 N. Lake Way

Applicant: JM Diebold

Professional: Todd MacLean/Todd MacLean Outdoors

Project Description: Remove front driveway and replace with pedestrian entry with gate and fountain. Relocate existing landscaping and update landscape lighting.

Call for disclosure of ex parte communication: Disclosure by several members.

Mr. MacLean presented the landscape and hardscape modifications proposed for the existing home.

Mr. Small called for public comments. There were no comments heard at this time.

Mr. Small called for staff comment. Mr. Castro provided staff comments, particularly regarding the possible location for the fountain pump and the required setbacks for the proposed arbor.

Mr. MacLean stated he would remove the arbor and would meet the requirements for the fountain pump.

Ms. Grace was in favor of the new fountain as well as the other changes proposed.

Ms. Catlin thought the changes were nice and stated she would support the project.

Ms. Shiverick inquired about the gate proposed with the rounded arch. Mr. MacLean showed the location of the other gates on the property.

Motion made by Mr. Corey and seconded by Ms. Catlin to approve the project without the front gate on Via Marila and the conditions specified by Mr. Castro relating to the fountain pump and the arbor. Motion approved unanimously, 6-0.

4. A-054-2021 Landscape/Hardscape

Address: 323 Eden Rd.

Applicant: Jeff and Cameron Preston

Professional: Todd MacLean/Todd MacLean Outdoors

Project Description: Removal of existing asphalt driveway, new auto court, pedestrian gate and front yard garden.

Call for disclosure of ex parte communication: Disclosure by several members.

Mr. MacLean presented the landscape and hardscape modifications proposed for the existing home.

Mr. Small called for public comments. There were no comments heard at this time.

Mr. Small called for staff comment. There were no comments heard at this time.

Mr. Corey inquired about the amount of native landscaping proposed. Mr. MacLean responded.

Ms. Grace inquired about the synthetic turf proposed. Mr. MacLean responded. Ms. Grace stated she could not support synthetic turf and requested the owners to use real turf.

Ms. Catlin believed there was synthetic turf on the site. She stated she could not support synthetic turf.

Motion made by Mr. Corey and seconded by Ms. Grace to approve the project as presented with confirmation that the native plantings meet the code requirements and that all synthetic turf is removed. Motion carried unanimously, 6-0.

5. A-056-2021 Additions/Modifications

ARCOM TO MAKE RECOMMENDATIONS RELATIVE TO SPECIAL EXCEPTION

Address: 3 Via Flagler

Applicant: Flagler Holdings North Carolina Inc. (Alex Gilmurray)

Professional: Roger Janssen/Dailey Janssen Architects

Project Description: Addition of a new pergola over the south balcony (fronting Royal Poinciana Way)

ZONING INFORMATION: Section 134-1113: Request to modify the previously approved Special Exception to allow a second story in the C-TS Zoning District by adding a 297 square foot pergola over the south balcony of building Three (3 Via Flagler) fronting Royal Poinciana Way.

Call for disclosure of ex parte communication: Disclosure by several members.

Mr. Janssen presented the plans for the new pergola on the existing balcony.

Mr. Small called for public comments. There were no comments heard at this time.

Mr. Small called for staff comment. There were no comments heard at this time.

Ms. Grace asked for confirmation that one pergola was proposed. Mr. Janssen responded. She preferred the building without the pergola and thought it was too large.

Mr. Ives expressed concern for the drift of the project from the original approval and added his disappointment. He thought the pergola was a bit odd.

Mr. Corey fully supported the addition of the pergola. He thought it appeared as if it changed over time. He thought it fit into the area.

Mr. Floersheimer supported Messrs. Ives and Corey.

Mr. Sammons thought the area needed a pergola.

Motion made by Mr. Corey and seconded by Ms. Shiverick to approve the project as presented. Motion carried 4-2, with Mr. Ives and Ms. Grace opposed.

6. A-059-2021 Additions/Modifications

Address: 232 Tradewind Dr.

Applicant: 232 Tradewind Revocable Trust (Paul Krasker, Trustee)

Professional: Dustin Mizell/Environmental Design Group

Project Description: Revisions to existing driveway. Removal of existing pool.

Addition of new pool. Associated landscape and hardscape improvements.

Call for disclosure of ex parte communication: Disclosure by several members.

Mr. Mizell presented the landscape and hardscape modifications proposed for the existing residence. Mr. Mizell presented material samples to the Commission.

Mr. Small called for public comments. There were no comments heard at this time.

Mr. Small called for staff comment. There were no comments heard at this time.

Ms. Catlin understood the needs of the owner but wished there was a way to pull in the large amount of hardscape in the front of the home. Mr. Mizell responded.

Ms. Grace suggested using grass strips to break up the hardscape. Mr. Mizell responded.

Ms. Shiverick suggested seeing a photograph of the home to assist the Commission in making the decision.

Motion made by Mr. Corey and seconded by Ms. Grace to approve the project as presented. Motion carried unanimously, 6-0.

7. A-063-2021 Landscape/Hardscape

Address: 142 Via Palma

Applicant: Jacqueline Michel and David Weisman

Professional: Mario Nievera/Nievera Williams Design

Project Description: Revised driveway and pattern; associated landscape/hardscape.

Call for disclosure of ex parte communication: Disclosure by several members.

Mr. Nievera presented the landscape and hardscape modifications proposed for the existing residence.

Mr. Small called for public comments. There were no comments heard at this time.

Mr. Small called for staff comment. Mr. Castro provided staff comments.

Mr. Nievera provided confirmation that there were no gates proposed for the site.

Mr. Corey inquired about the area of the synthetic turf. Mr. Nievera responded. Mr. Corey stated he could not support the synthetic turf.

Ms. Grace also stated that she could not support the synthetic turf. She inquired if grass strips could be added to the motor court. Mr. Nievera responded.

Motion made by Mr. Corey and seconded by Ms. Shiverick to approve the project as presented with the elimination of the gates as well as the elimination of any synthetic turf. Motion carried unanimously, 6-0.

8. A-064-2021 Additions/Modifications

Address: 3140 S. Ocean Blvd.

Applicant: Carlton Place Condominium (Sharon Moye, Property Manager)

Professional: Don Skowron

Project Description: Proposed addition of a +/- 900 sq. ft. tensioned sun sail over the west upper terrace previously approved. Reconsideration of synthetic turf cut outs in terrace paving.

Call for disclosure of ex parte communication: Disclosure by several members.

Mr. Murphy provided an overview of the previously similar request of synthetic turf and the action that was taken by the Commission.

Mr. Skowron presented the modifications to the terrace area in the condominium.

Ellyn Bogdanoff, attorney for the applicant, discussed the environmental impact and visibility for the synthetic turf.

Mr. Small inquired about the location and amount of synthetic turf proposed. Mr. Skowron responded.

Mr. Small called for public comments. There were no comments heard at this time.

Mr. Small called for staff comment. There were no comments heard at this time.

Ms. Grace stated she found synthetic turf unattractive. She inquired if a different native planting could be used in place of the synthetic turf. She disagreed with Ms. Bogdanoff's comment and stated that any growing plant was beneficial to the environment.

Ms. Shiverick did not believe the shade sails were appropriate for a building in Palm Beach. She recommending using awnings. Mr. Skowron responded. She did not believe there was a hardship for the synthetic turf.

Mr. Ives agreed with Ms. Shiverick on the shade sails and did not believe they were appropriate. Mr. Ives discussed the proposal of the synthetic turf and understood the request. He supported the request.

Ms. Catlin thought the proposed was a large amount of synthetic turf. She wondered if the professional considered working with different materials to add some relief to the area. She thought samples should be provided for synthetic turf. She was not opposed to the sails but thought there was a more appropriate solution.

Mr. Corey did not believe the synthetic turf belonged in Palm Beach. He thought there were many other alternatives. He also stated he could not support the shade sails and suggested that the professional find inspiration in the two buildings for a shade structure to make it feel as if it were part of a composition.

Ms. Grace discussed her view on synthetic turf and thought there were native ground covering that did not require the same maintenance as real turf.

Mr. Sammons thought a different solution should be considered for the area. He also did not believe synthetic turf should be approved by the Commission.

Mr. Small agreed with the Commissioners' assessment of synthetic turf.

Motion made by Ms. Catlin and seconded by Mr. Corey to defer the project for one month, to the July 28, 2021 meeting, to allow the applicant to find an alternative to the synthetic turf and shade sails. Motion carries 4-2, with Ms. Shiverick and Mr. Small opposed.

9. A-065-2021 Additions/Modifications

Address: 231 Osceola Way

Applicant: Catherine Miller

Professional: Dustin Mizell/Environmental Design Group

Project Description: Replace existing driveway with new paving material.

Addition of spa within existing pool. Associated landscape and hardscape improvements.

Call for disclosure of ex parte communication: Disclosure by several members.

Ms. Miller, owner, discussed her intentions for the changes to her home.

Mr. Mizell presented the landscape and hardscape modifications proposed for the existing residence. Mr. Mizell presented material samples to the Commission.

Mr. Small called for public comments. There were no comments heard at this time.

Mr. Small called for staff comment. Mr. Castro provided staff comments.

Ms. Shiverick stated that she knew the owner and stated she believed the garden would be beautiful.

Ms. Grace inquired about the material choice for turf. Mr. Mizell responded.

Motion made by Mr. Corey and seconded by Ms. Grace to approve the project as presented with the conditions that there is all grass in the front of the lawn next to the street and that Frog Fruit is used for the native turf. Motion carried unanimously, 6-0.

10. A-066-2021 Modifications

Address: 6 Sloans Curve

Applicant: Rebecca Owen

Professional: Campany Roofing

Project Description: Remove existing “S” roof tile and replace with new “S” concrete roof tile in multi-family building.

Call for disclosure of ex parte communication: Disclosure by several members.

Jenny Wood, Campany Roofing, presented the modifications proposed to the roof.

Mr. Small inquired about the building and the ownership. Ms. Wood replied.

There was a discussion about the change in the roof material.

Mr. Small called for public comments. There were no comments heard at this time.

Mr. Small called for staff comment. Mr. Murphy provided staff comments.

Mr. Ives thought a barrel tile roof would look appropriate for the change in the material.

Ms. Wood indicated that the replacement was only for the main structure and did not include the garage.

Ms. Catlin inquired about the use of s-tiles.

Mr. Sammons thought there was many different qualities of s-tile. He thought a barrel tile would be appropriate for this structure.

Ms. Grace did not believe the s-tile was attractive.

Ms. Shiverick inquired if there was a HOA for this community. Ms. Wood responded. Ms. Shiverick inquired if the HOA would consider changing all of the roofs. Ms. Wood responded.

A discussion ensued.

Motion made by Mr. Corey and seconded by Mr. Ives to defer the project for one month, to the July 28, 2021 meeting, to allow the applicant to explore a different roofing material. Motion carried unanimously, 6-0.

11. A-069-2021 Modifications

Address: 2285 Ibis Isle Rd. E.

Applicant: 2285 Ibis LLC (Eric Yeghian, Managing Member)

Professional: James Philip Drago

Project Description: Remodel front street side elevation, other elevations cannot be seen from street. Add doors and windows to other elevations.

Call for disclosure of ex parte communication: Disclosure by several members.

Albert Jackman, James Philip Drago Architects, presented the architectural modifications proposed for the existing residence.

Mr. Small inquired about the roof material proposed. Mr. Jackman responded.

Mr. Small inquired about the changes to the patio. Mr. Jackman responded. Mr. Small inquired if there were any changes to the swimming pool. Mr. Jackman stated that the pool was existing.

Mr. Small called for public comments. There were no comments heard at this time.

Mr. Small called for staff comment. There were no comments heard at this time.

Ms. Grace inquired why staff could not approve the project administratively. Mr. Murphy responded. Ms. Grace sought clarification for the change in the windows. She also indicated that she did not believe there was enough information to make a determination on the project.

Mr. Corey agreed and thought the Commission should have existing and proposed elevations.

Motion made by Mr. Corey to defer the project for one month, to the July 28, 2021 meeting, to allow the professional to give a full presentation.

Mr. Jackman responded.

Ms. Catlin seconded the motion. The motion carried unanimously, 6-0.

VIII. **UNSCHEDULED ITEMS (3 MINUTE LIMIT PLEASE)**

1. **Public**

None.

2. **Staff**

None.

3. **Commission**

Ms. Grace stated that the last project had been placed on the consent agenda and she requested that to pull the project. She asked that if an application was not ready to move forward, that it should be pulled from the agenda.

IX. **ADJOURNMENT**

Motion made by Mr. Corey and seconded by Mr. Ives to adjourn the meeting at 1:27 p.m. on Thursday, June 24, 2021. Motion carried unanimously.

The next meeting will be held on Wednesday, July 28, 2021 at 9:00 a.m. in the Town Council Chambers, 2nd floor, Town Hall, 360 S. County Road.

Respectfully Submitted,

Michael B. Small, Chairman
ARCHITECTURAL COMMISSION

kmc

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME <u>Kirchhoff, Thomas M.</u>		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE <u>Architectural Review Commission</u>	
MAILING ADDRESS <u>1907 Commerce Ln #106</u>		THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF:	
CITY <u>Jupiter</u>	COUNTY <u>Palm Beach</u>	☐ CITY ☐ COUNTY ☒ OTHER LOCAL AGENCY	
DATE ON WHICH VOTE OCCURRED <u>June 23, 2021</u>		NAME OF POLITICAL SUBDIVISION: <u>Town of Palm Beach</u>	
		MY POSITION IS: ☐ ELECTIVE ☒ APPOINTIVE	

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which would inure to his or her special private gain or loss. Each elected or appointed local officer also **MUST ABSTAIN** from knowingly voting on a measure which would inure to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent, subsidiary, or sibling organization of a principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies (CRAs) under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; and

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you are not prohibited by Section 112.3143 from otherwise participating in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on page 2)

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Thomas Kirchhoff, hereby disclose that on June 23, 2021 :

(a) A measure came or will come before my agency which (check one or more)

- ☒ inured to my special private gain or loss;
- ☐ inured to the special gain or loss of my business associate, _____ ;
- ☐ inured to the special gain or loss of my relative, _____ ;
- ☐ inured to the special gain or loss of _____, by whom I am retained; or
- ☐ inured to the special gain or loss of _____, which is the parent subsidiary, or sibling organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

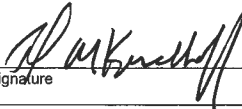
B-052-2021 New Construction
147 Dunbar Rd.

If disclosure of specific information would violate confidentiality or privilege pursuant to law or rules governing attorneys, a public officer, who is also an attorney, may comply with the disclosure requirements of this section by disclosing the nature of the interest in such a way as to provide the public with notice of the conflict.

June 23, 2021

Date Filed

Signature



NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.

TOWN OF PALM BEACH

Town Council Meeting on: July 13, 2021

Section of Agenda

Resolutions

Agenda Title

RESOLUTION NO. 069-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of ITB No. 2021-15 To Greentech Group Solutions, LLC for Royal Poinciana Way Irrigation Improvements in the Amount of \$98,532 and Establishing a Project Budget of \$112,000.

Presenter

Dean Mealy, Purchasing Manager

ATTACHMENTS:

- ▣ **Memorandum Dated June 21, 2021, from Dean Mealy, Purchasing Manager**
- ▣ **Resolution No. 069-2021**
- ▣ **Bid Tab**
- ▣ **Solicitation Summary**

TOWN OF PALM BEACH

Information for Town Council Meeting on: July 13, 2021

TO: Mayor and Town Council

VIA: Kirk W. Blouin, Town Manager

VIA: Jane Le Clainche, CPA Finance Director

FROM: Dean Mealy, CPPO Town Purchasing Manager

RE: Resolution to Approve the Award of ITB No. 2021-15 to Greentech Group Solutions, LLC for Royal Poinciana Way Irrigation Improvements in the Amount of \$98,532 and Establish A Project Budget of \$112,000, **Resolution No. 069-2021**

DATE: June 21, 2021

STAFF RECOMMENDATION

Town staff recommends that Town Council approve the Award of ITB No. 2021-15 to Greentech Group Solutions, LLC for Royal Poinciana Way Irrigation Improvements in the Amount of \$98,532 and Establish a Project Budget of \$112,000.

WHY THIS ACTION IS REQUIRED NOW

These improvements will provide the Town with a smart irrigation system that is controlled and monitored from one source point and will reduce water. The piping will be consistent in material size, providing uniform sprinkler coverage. At the conclusion of the construction, as-builts drawings will be provided which establishes the necessary information for long term operation and maintenance.

GENERAL INFORMATION

The existing irrigation system on Royal Poinciana Way from the Coconut Row/Bradley Place east to South County Road is currently made up of multiple battery operated controllers, multiply water service points, a pipe system that consist of a variety of materials that date back twenty years. Also, there are no drawings that identify the components or location the existing irrigation system

PROCUREMENT METHODOGLY

Town Purchasing reached out to 449 potential vendors through the line platform e-bidding platform to broadcast solicitations. Additionally, 19 vendors known to the Town were sent separate invitations to participate.

The Town only received one proposal. Purchasing completed reference checks on Greentech

Group Solutions, LLC in addition to Sunbiz and noted no issues. As such, Purchasing recommends award.

FUNDING/FISCAL IMPACT

The project will be funded from the Capital Improvement Fund (307).

PUBLIC WORKS REVIEW

This item has been reviewed by the Public Works and approved as recommended.

TOWN ATTORNEY REVIEW

This format has been utilized by the Town in previous recommendations and was approved by the Town Attorney.

cc: Paul Brazil, P.E. Public Works Director
Patricia Strayer, P.E., Town Engineer
Jason Debrincat, P.E., Senior Project Engineer
Mike Roach, P.E., Project Manager

RESOLUTION NO. 069-2021

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF
PALM BEACH, PALM BEACH COUNTY, FLORIDA,
APPROVING THE AWARD OF ITB NO. 2021-15 TO
GREENTECH GROUP SOLUTIONS, LLC FOR ROYAL
POINCIANA WAY IRRIGATION IMPROVEMENTS IN THE
AMOUNT OF \$98,532 AND ESTABLISHING A PROJECT
BUDGET OF \$112,000.**

NOW, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF PALM BEACH,
PALM BEACH COUNTY, FLORIDA, as follows:

Section 1. The Town Council of the Town of Palm Beach hereby approves Resolution No. 069-2021 to approve the Award of ITB No. 2021-15 to Greentech Group Solutions, LLC for Royal Poinciana Way Irrigation Improvements in the Amount of \$98,532 and establishing a Project Budget of \$112,000.

Section 2. The Town Manager is hereby authorized to execute this purchase order on behalf of the Town of Palm Beach for these improvements.

PASSED AND ADOPTED in a regular, adjourned session of the Town Council of the Town of Palm Beach assembled this 13th day of July, 2021.

Danielle H. Moore, Mayor

ATTEST:

Queenester Nieves, CMC, Town Clerk

General	Unit	Unit Cost	QTY	Ext. Cost
Mobilization	LS	\$4,500.00	1	\$ 4,500.00
Maintenance of Traffic	LS	\$3,000.00	1	\$ 3,000.00
Bonds	LS	\$4,000.00	1	\$ 4,000.00
SUBTOTAL				\$11,500.00

Irrigation System				
Pop-up Turf Spray:Hunter PROS-06-PRS-40-CV with MP Rotator	EA	\$ 40.00	177	\$ 7,080.00
Restoration of Existing System:Existing Turf Spray Zones	EA	\$ 250.00	4	\$ 1,000.00
Remote Control Valve:1-1/2" Hunter ICV-G	EA	\$ 250.00	12	\$ 3,000.00
Master Valve:1-1/2" Hunter ICV-G	EA	\$ 250.00	3	\$ 750.00
Flow Sensor:1-1/2" FS-150B	EA	\$1,250.00	3	\$ 3,750.00
Double Check Valve Assembly:1-1/2" Zurn 950XL	EA	\$1,750.00	2	\$ 3,500.00
Quick Coupler Valve:Hunter HQ-33DRC	EA	\$ 300.00	2	\$ 600.00
Isolation Valve:2" Leemco LGT22SS304X	EA	\$1,250.00	2	\$ 2,500.00
Lateral Line:PVC Schedule 40	LF	\$ 2.20	5430	\$11,946.00
Mainline:PVC Schedule 40	LF	\$ 2.00	1000	\$ 2,000.00
Directional Bore:HDPE SDR 11	LF	\$ 57.00	350	\$19,950.00
Turf Restoration Area:St. Augustine Sod	SF	\$ 0.88	15700	\$13,816.00
Tree Ring Restoration:St. Augustine Sod	EA	\$ 10.00	49	\$ 490.00
SUBTOTAL				\$70,382.00

Irrigation Control System				
Existing System Updates:Program new controller with zones from existing ACC-99D	EA	\$ 500.00	1	\$ 500.00
Controller:Hunter A2C-75D-M	EA	\$4,000.00	1	\$ 4,000.00
Flow Expansion Module:Hunter A2C-F3	EA	\$ 400.00	1	\$ 400.00
Centralus Communication Module:Hunter A2C-LAN	EA	\$ 800.00	1	\$ 800.00
Remote Control Radio:Hunter ROAM-XL-KIT	EA	\$ 900.00	1	\$ 900.00
Weather Sensor:Hunter WSS-SEN	EA	\$ 300.00	1	\$ 300.00
Single Station Decoder:Hunter ICD-100	EA	\$ 250.00	16	\$ 4,000.00
Four Station Decoder:Hunter ICD-400	EA	\$ 900.00	1	\$ 900.00
Sensor Decoder:Hunter ICD-SEN	EA	\$ 400.00	3	\$ 1,200.00
Decoder Grounding:Paige 270DCFD1L	EA	\$ 400.00	3	\$ 1,200.00
Wire Conduit:PVC Schedule 40	LF	\$ 1.00	1400	\$ 1,400.00
2-wire Path:12 Gauge, Twisted Pair, Paige P7354D	LF	\$ 0.75	1400	\$ 1,050.00
SUBTOTAL				\$16,650.00

SUMMARY				
General				\$11,500.00
Irrigation System Sub-Total				\$70,382.00
Irrigation Control System Sub-Total				\$16,650.00
TOTAL				\$98,532.00

Solicitation summary (6994)

Details

Reference number: Bid No.021-15

Procedure: Sealed without Preselection

Description:

BID DOCUMENTS

To see the full details of this solicitation you will need to select the '**PARTICIPATE**' below. You will be prompted to login to your Negometrix account. If you do not have an account you can create one at no cost. If you select '**PARTICIPATE**' you are not obligated to submit an offer to this solicitation. However, you will need to participate in order to access all bid documents.

GENERAL INFORMATION

The Town of Palm Beach is soliciting bids from responsible and experienced contractors to submit their bids for Royal Poinciana Way Irrigation Project. The project components generally include but are not limited to mobilization, general conditions, bid-bonds, insurance, record drawings, preconstruction video recording, permit compliance, maintenance of traffic and pedestrian access around the site and work areas, testing, demolition, and site restoration and clearing.

Subject to the exceptions and discretion reserved to the Town of Palm Beach below, the Town shall award the bid to the lowest responsive, responsible bidder, whose qualifications may be determined by necessary facilities, ability, financial resources and proven experience to perform the work in satisfactory manner. The Town of Palm Beach reserves the right to reject any or all bids, in whole or in part, and/or make awards either as individual items or as a total combined bid, which ever it considers the best interest of the Town. In the case of tied bids, all else being equal, the award will be made in the following preference.

1. Bidder with a drug-free workplace program.
2. Bidder within Town limits of Palm Beach.
3. Bidder within Palm Beach County.
4. Bidder within State of Florida.
5. Bidder outside of the State.

The Town only accepts online submittal of proposals through Negometrix, the eProcurement platform linked to the Town website, promoting a greener footprint. Town will not accept paper bids by mail and system will not allow late submissions.

PRE-BID CONFERENCE

A "**NON-MANDATORY**" pre-bid online meeting will be held on:

Tuesday, May 11, 2021 at 10:00 AM

Please join my meeting from your computer, tablet or smartphone.

<https://global.gotomeeting.com/join/514988213>

Bidders should visually inspect the site(s) where the work is to be completed. Bidders are advised to make a thorough inspection of the extent of work. Failure to visually inspect the sites shall be at bidder's risk.

ENGINEERS OPINION OF COST COST - \$114,000.00

QUESTION DEADLINE

The deadline for questions is SEVEN (7) CALENDAR DAYS before the end of the Offer Phase (due date).

Questions should be submitted through this software platform using the Question & Answer feature. An alternative is to email directly to the lead purchasing agent.

The Town may provide written addenda up to FIVE (5) calendar days before the date fixed for receiving the bid proposals. Any oral explanation(s) given before the bid opening will not be binding.

BID OPENING:

A "**NON-MANDATORY**" public bid opening will be held on:

Date/Time: Thu, May 27, 2021 2:00 PM - 2:30 PM (EDT)

Please join my meeting from your computer, tablet or smartphone.

<https://global.gotomeeting.com/join/995894405>

DESIGNATED PROCUREMENT REPRESENTATIVE

The Designated Procurement Representative for this Solicitation is: Duke Basha, Assistant Purchasing Manager

E-mail: dbasha@townofpalmbeach.com
Phone: (561) 227-7001

All communications regarding this solicitation will be handled by this Town representative.

ASSISTANCE & SUPPORT

Attached below is a file titled 'Getting Started in Negometrix - Supplier Guide'. Suppliers may also contact the Negometrix support desk at the number provided.

NEGOMETRIX SUPPORT

(Technical) Assistance (Mon - Fri: 8 am to 6 pm)
Negometrix Service Desk
Telephone: (724) 888-5294
Email: servicedesk@negometrix.com

Awarded supplier(s)

The winner has not been announced

Offers/Applications from suppliers

- **Suppliers** (Number of suppliers: 10)
 - Greentech Group Solutions, LLC
 - Participant since : May 24 2021 10:50:30 AM
 - A enterprise Inc.
 - Participant since : May 24 2021 10:46:22 AM
 - Removed on : May 24 2021 10:47:13 AM
 - bobs barricades
 - Participant since : May 19 2021 10:13:18 AM
 - Town Demo
 - Participant since : May 11 2021 9:54:50 AM
 - Superior Landscaping & Lawn Service, Inc.
 - Participant since : May 4 2021 10:36:21 AM
 - AR MAINTENANCE SOLUTIONS INC
 - Participant since : May 3 2021 9:47:21 AM
 - Arazoza Brothers Corp.
 - Participant since : Apr 30 2021 9:12:59 AM
 - Landscape Service Professionals
 - Participant since : Apr 28 2021 1:45:11 PM
 - Florida Exotic A Landscape Company
 - Participant since : Apr 27 2021 2:34:21 PM
 - Grass Roots Complete
 - Participant since : Apr 27 2021 12:41:09 PM
- **Offer phase** (Number of offers in phase: 1)
 - Greentech Group Solutions, LLC (Greentech Group Solutions, LLC) Time and date of submitting: May 27 2021 9:42:05 AM
- **Evaluation** (Number of offers in phase: 1)
 - Greentech Group Solutions, LLC (Greentech Group Solutions, LLC)
- **Awarding** (Number of offers in phase: 0)

Schedule

Name	Type	Start date	End date	Responsible person
Creation date	Date	Apr 20 2021 8:47 AM	—	Solicitations Palm Beach
Preparation	Phase	Apr 20 2021 8:47 AM	Apr 27 2021 10:20 AM	
Offer phase	Phase	Apr 27 2021 10:20 AM	May 27 2021 2:00 PM	
Evaluation	Phase	May 27 2021 2:00 PM	Jun 9 2021 8:00 AM	
Award phase	Date	Jun 9 2021 8:00 AM	—	

Results

- **Offer phase** (Apr 27 2021 - May 27 2021)

Solicitation Package

Result		Knockouts	unanswered question(s)	Uploads missed	Incomplete evaluations	Unanswered buyer questions	Price	Quality score	Phase
Rank	Name								
1	Greentech Group Solutions, LLC	–	–	–	12	–	\$98,532	0%	Yes

General

Result		Price	Phase
Rank	Name		
1	Greentech Group Solutions, LLC	—	Yes

Irrigation System Sub-Total

Result		Price	Phase
Rank	Name		
1	Greentech Group Solutions, LLC	—	Yes

Irrigation Control System Sub-Total

Result		Price	Phase
Rank	Name		
1	Greentech Group Solutions, LLC	—	Yes

- **Evaluation**

Solicitation Package

Result		Knockouts	unanswered question(s)	Uploads missed	Incomplete evaluations	Unanswered buyer questions	Price	Quality score	Phase
Rank	Name								
1	Greentech Group Solutions, LLC	–	–	–	12	–	\$98,532	0%	No

General

Result		Price	Phase
Rank	Name		
1	Greentech Group Solutions, LLC	—	No

Irrigation System Sub-Total

Result		Price	Phase
Rank	Name		
1	Greentech Group Solutions, LLC	—	No

Irrigation Control System Sub-Total

Result		Price	Phase
Rank	Name		
1	Greentech Group Solutions, LLC	—	No

- **Awarding**

Contracts

There are no contracts added

Comments

No comments

TOWN OF PALM BEACH

Town Council Meeting on: July 13, 2021

Section of Agenda

Resolutions

Agenda Title

RESOLUTION NO. 070-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of RFI No. 2021-13 for Annual Physical Exams for Fire and Police Departments to the Primary Vendor Life Scan Wellness Center and Secondary Vendor Sitemed North America in the Annual Amount of \$62,000 and Establishing a Five Year Award Contingent on Satisfactory Performance and Budget Authorization in the Amount of \$310,000.

Presenter

Dean Mealy, Purchasing Manager

ATTACHMENTS:

- ▣ **Memorandum Dated June 21, 2021, from Dean Mealy, Purchasing Manager**
- ▣ **Resolution No. 070-2021**
- ▣ **Bid Tab**
- ▣ **Scope of Solicitation**
- ▣ **Final Pricing for Primary Award**
- ▣ **Final Pricing for Secondary Award**

TOWN OF PALM BEACH

Information for Town Council Meeting on: July 13, 2021

TO: Mayor and Town Council

VIA: Kirk W. Blouin, Town Manager

VIA: Jane Le Clainche, CPA Finance Director

FROM: Dean Mealy, CPPO Town Purchasing Manager

RE: Resolution to Approve the Award of RFI No. 2021-13 for Annual Physical Exams for the Fire and Police Departments to the Primary Vendor Life Scan Wellness Center and to the Secondary Vendor Sitemed North America in the Annual Amount of \$62,000 and Establish A Five Year Award Contingent on Satisfactory Performance and Budget Authorization in the Amount of \$310,000. **Resolution No. 070-2021**

DATE: June 21, 2021

STAFF RECOMMENDATION

Town staff recommends that Town Council approve the Award of RFI No. 2021-13 for Annual Physical Exams for the Fire and Police Departments to the Primary Vendor Life Scan Wellness Center and Secondary Vendor Sitemed North America in the Annual Amount of \$62,000 and Establish A Five Year Award Contingent on Satisfactory Performance and Budget Authorization in the Amount of \$310,000.

WHY THIS ACTION IS REQUIRED NOW

The Town was contracting with MD Now to conduct annual physicals exams for all sworn and certified Public Safety employees. In March of 2021, MD Now contacted staff and advised they would be no longer offering many of the components required as part of the physical exam and staff was forced to explore alternatives.

GENERAL INFORMATION

Physical exams are performed on all sworn and certified public safety employees on annual basis. These exams are an important part of maintaining occupational health and safety of our employees. They are also required for Fire Rescue certified employees under the National Fire Protection Association (NFPA) and for sworn Police personnel by the Florida Department of Law Enforcement (FDLE). The newly selected company offers competitive pricing and will reduce costs associated with overtime as the testing will be held on-site at a Town facility. The testing will be compliant with NFPA and FDLE.

PROCUREMENT METHODOLOGY

Town Purchasing solicited proposals to complete the requested services and received two proposals. A decision was made to have two vendors, a primary and secondary awardee in the event that the primary cannot meet contractual obligations.

FUNDING/FISCAL IMPACT

There are sufficient funds in the FY21 Human Resources budget and Health Insurance fund to cover the cost of the services proposed herein.

RISK MANAGEMENT AND HUMAN RESOURCE REVIEW

This item has been reviewed by Risk Management and Human Resources and is approved as recommended.

TOWN ATTORNEY REVIEW

This format has been utilized by the Town in previous recommendations and was approved by the Town Attorney.

cc: Carolyn Stone, Assistant Town Manager
Kathryn Ranieri, Acting Division Director, Human Resources

RESOLUTION NO. 070-2021

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE AWARD OF RFI NO. 2021-13 FOR ANNUAL PHYSICAL EXAMS FOR THE FIRE AND POLICE DEPARTMENTS TO THE PRIMARY VENDOR LIFE SCAN WELLNESS CENTER AND TO THE SECONDARY VENDOR SITEMED NORTH AMERICA IN THE ANNUAL AMOUNT OF \$62,000 AND ESTABLISHING A FIVE YEAR CONTRACT AWARD CONTINGENT ON SATISFACTORY PERFORMANCE AND BUDGET AUTHORIZATION IN THE AMOUNT OF \$310,000.

NOW, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, as follows:

Section 1. The Town Council of the Town of Palm Beach hereby approves Resolution No. 070-2021 approving the Award of RFI No. 2021-13 for Annual Physical Exams for the Fire and Police Departments to the Primary Vendor Life Scan Wellness Center and to the Secondary Vendor Sitemed North America in the Annual Amount of \$62,000 and Establishing A Five Year Award Contingent on Satisfactory Performance and Budget Authorization in the Amount of \$310,000.

Section 2. The Town Manager is hereby authorized to execute this purchase order on behalf of the Town of Palm Beach for these improvements.

PASSED AND ADOPTED in a regular, adjourned session of the Town Council of the Town of Palm Beach assembled this 13th day of July, 2021.

Danielle H. Moore, Mayor

ATTEST:

Queenester Nieves, CMC, Town Clerk



TOWN OF PALM BEACH

**RFI No. 2021-13 On-site Annual Physicals Police & Fire
TABULATION**

TOWN OF PALM BEACH				Vendor:	SitelMed North America	Life Scan Wellness Centers	
RFI No. 2021-13 On-site Annual Physicals Police & Fire				Telephone:	888-837-4819 office 336-491-8585 mobile	443-603-8796 mobile	
TABULATION				Email:	kstrange@sitemed.net	Trudy.Pastine@lifescanwellness.com	
				Contact:	Karen Strange	Trudy Pastine	
Line	Description	Qty	Unit	Price per Unit	Total	Price per Unit	Total
1	FIRE RESCUE PHYSICAL EXAM NFPA 1582/1583 COMBINED	1	LS	\$ 765.00	\$ 765.00	\$ 410.00	\$ 410.00
2	POLICE PHYSICAL EXAM NFPA 1582/1583 COMBINED	1	LS	\$ 455.00	\$ 455.00	\$ 410.00	\$ 410.00
2	Hepatitis A Vaccine	1	EA	\$ 95.00	\$ 95.00	\$ 90.00	\$ 90.00
3	Hepatitis B Vaccine	1	EA	\$ 85.00	\$ 85.00	\$ 80.00	\$ 80.00
3	Quantiferon TB blood test	1	EA	\$ 95.00	\$ 95.00	\$ 65.00	\$ 65.00

Scope of Services for Fire Rescue

The annual on-site medical examination shall comply with the minimum standards as set out in NFPA 1582 and 1583. These guidelines shall be used in administering the annual on-site medical examinations. The on-site medical exam will be conducted for approximately 70 Fire Fighters.

Location of the on-site physicals may take place at the Town Fire Stations and/or Police Station:

300 N. County Road, Palm Beach, Florida
355 S. County Road, Palm Beach, Florida
345 S. County Road, Palm Beach, Florida
2185 S. Ocean Blvd., Palm Beach, Florida

A. Medical Component per NFPA 1582 Chapters 6 & 7

1. Work Physical Exam – performed on-site at Town of Palm Beach Fire Station

» Vital Signs - temperature, height/weight, blood pressure, pulse rate and respiratory rate

2. OSHA Respirator Medical Evaluation Questionnaire

3. Urinalysis

4. Vision / Titmus Visual Acuity

» Near and far point

» Color vision

5. Audiometry

6. Spirometry

7. EKG – Twelve-lead resting tracing

8. Ultrasound rotation schedule – year 1 – Abdomen, Aorta & pelvic/Testicular;
Year 2 – Thyroid and Echo

9. Radiology – Chest X-Ray shall be repeated every five (5) years or as medically indicated.

10. PPD For employees with a history of positive PPD, then QuantiFERON-TB Gold test will be used.

Medical provider shall allow the Town's EMS Chief or a certified/trained designee to read, document and sign off.

11. Labs

- Comprehensive Metabolic Panel (14)
- CBC w/Differential/Platelet to includes screens for Lymphoma, Myeloma & Leukemia
- Lipid Panel

- Hepatitis Panel (4)
- Hepatitis B Surf Ab Quant
- HIV Screen
- Thyroid-stimulating Hormone (TSH) screens for Thyroid Cancer

B. Fitness Component per NFPA 1583

1. Muscular Strength and Endurance Evaluation
Which may include:
 - » WFI Submaximal Graded Treadmill evaluation
 - » Arm Strength Evaluation
 - » Push-up muscle endurance evaluation
 - » Prone Static plank core stabilization Assessment
 - » Sit and reach flexibility evaluation
2. Aerobic Endurance Evaluation (VO2 Max Calc)
3. Flexibility Evaluation
4. Nutrition and Diet Recommendations

C. Standard Components of this Agreement

1. One-on-one consultation with licensed medical provider(s).
2. Confidential copy of results and interpretations provided to each firefighter.
3. Confidential copy of results to the Town's authorized occupational health representative.
4. A physician evaluates all charts and issues the clearance letters which will be provided no later than 5 days post physical examination, if there are no medical issues requiring follow-up.

D. Documents to be completed by the medical provider.

1. Physical Exam Form
2. Tuberculosis Screening Form
3. OSHA Respirator Questionnaire
4. OSHA Respirator Medical Evaluation Questionnaire Acknowledgment Form
5. Audiometry Test Results Form

E. Documents that shall be provided to the Town and employee from the medical provider.

1. Physical Exam Form with approval from a licensed medical provider stating that the following tests were conducted and successfully passed:
 - » Tuberculosis Screening Form
 - » Audiometry Test Results Form
 - » Spirometry
 - » Lab work
2. OSHA Respirator Medical Evaluation Questionnaire Acknowledgment Form

Services Provided for Fire Fighters

If the following services can be provided by your firm please check yes box or no box.

Description of Required Services for Fire Fighters NFPA 1582	Service Provided (Check Yes or No)
Work Physical Exam	Yes ☐ No ☐
OSHA Respirator Medical Evaluation Questionnaire	Yes ☐ No ☐
Vision Exam (Titmus)	Yes ☐ No ☐
Audiometry	Yes ☐ No ☐
Spirometry	Yes ☐ No ☐
PPD – Quantiferon for those with a history of positive PPD	Yes ☐ No ☐
EKG	Yes ☐ No ☐
Urinalysis	Yes ☐ No ☐
Lipid Panel	Yes ☐ No ☐
CBC w/Differential/Platelet and screens for Lymphoma, Myeloma & Leukemia	Yes ☐ No ☐
Comprehensive Metabolic Panel (14)	Yes ☐ No ☐
Hepatitis Panel (4)	Yes ☐ No ☐
Hepatitis B Surf Ab Quant	Yes ☐ No ☐
HIV Screen Test	Yes ☐ No ☐
Thyroid-Stimulating Hormone (TSH)	Yes ☐ No ☐
PSA men blood test	Yes ☐ No ☐
CA-125 women blood test	Yes ☐ No ☐
Ultrasound – Pelvic (external) Women – 1 st year	Yes ☐ No ☐
Ultrasound – Testicular Men – 1 st year	Yes ☐ No ☐
Ultrasound – Abdomen – 1 st year	Yes ☐ No ☐
Ultrasound – Aortic – 1 st year	Yes ☐ No ☐
Ultrasound – Carotid Arteries – 1 st year	Yes ☐ No ☐
Ultrasound – Thyroid – 2 nd year	Yes ☐ No ☐
Ultrasound – Echo – 2 nd year	Yes ☐ No ☐
Radiology – Chest X-Ray every 5 years or as medically indicated	Yes ☐ No ☐

Description of Required Services per Job Description and NFPA 1583	Service Provided (Check Yes or No)
Muscular Strength and Endurance Evaluation	Yes ☐ No ☐
Aerobic Endurance Evaluation (VO2 Max Calc)	Yes ☐ No ☐
Flexibility Evaluation	Yes ☐ No ☐
Nutrition and Diet Recommendations	Yes ☐ No ☐

Optional Services	Service Provided (Check Yes or No)
Hepatitis A Vaccine	Yes ☐ No ☐
Hepatitis B Vaccine	Yes ☐ No ☐
Quantiferon TB blood test	Yes ☐ No ☐

Town of Palm Beach Annual on-site Physical for Fire Fighters & Police Officers

Scope of Services Police Officers

The annual on-site medical examination shall comply with the minimum standards as set out by FDLE and job description. These guidelines shall be used in administering the annual medical examinations. The on-site medical exam will be held for approximately 70 Police Officers.

Location of the on-site physicals may take place at the Town Fire Stations and/or Police Station:

300 N. County Road, Palm Beach, Florida
355 S. County Road, Palm Beach, Florida
345 S. County Road, Palm Beach, Florida
2185 S. Ocean Blvd., Palm Beach, Florida

A. Medical Component

1. Work Physical Exam – performed on-site at Town of Palm Beach Fire Station
 - » Vital Signs - temperature, height/weight, blood pressure, pulse rate and respiratory rate
2. OSHA Respirator Medical Evaluation Questionnaire
3. Urinalysis
4. Vision / Titmus Visual Acuity
 - » Near and far point
 - » Color vision
5. Audiometry
6. Spirometry
7. EKG – Twelve-lead resting tracing
8. PPD For employees with a history of positive PPD, then QuantiFERON-TB Gold test will be used.

Medical provider shall allow the Town's EMS Chief or a certified/trained designee to read, document and sign off.
9. Labs
 - Comprehensive Metabolic Panel (14)
 - CBC w/Differential/Platelet Lipid Panel
 - Lipid Panel
 - Hepatitis Panel (4)
 - Hepatitis B Surf Ab Quant
 - HIV Screen

- B. Fitness Component per Police Officer Job Description
 - 1. Muscular Strength and Endurance Evaluation
 - 2. Nutrition and Diet Recommendations
- C. Standard Components of this Agreement
 - 1. One-on-one consultation with licensed medical provider(s).
 - 2. Confidential copy of results and interpretations provided to each police officer.
 - 3. Confidential copy of results to the Town's authorized occupational health representative.
 - 4. A physician evaluates all charts and issues the clearance letters which will be provided no later than 5 days post physical examination, if there are no medical issues requiring follow-up.
- D. Documents to be completed by the medical provider.
 - 1. Work Physical Exam Form
 - 2. Tuberculosis Screening Form
 - 3. OSHA Respirator Questionnaire
 - 4. OSHA Respirator Medical Evaluation Questionnaire Acknowledgment Form
 - 5. Audiometry Test Results Form
- E. Documents that shall be provided to the Town and employee from the medical provider.
 - 1. Physical Exam Form with approval from a licensed medical provider stating that the following tests were conducted and successfully passed:
 - » Tuberculosis Screening Form
 - » Audiometry Test Results Form
 - » Spirometry
 - » Lab work
 - 2. OSHA Respirator Medical Evaluation Questionnaire Acknowledgment Form

Services and Pricing for Police Officers

If the following services can be provided by your firm please check yes box or no box.

Description of Required Services for Police Officers	Service Provided (Check Yes or No)
Work Physical Exam	Yes ☐ No ☐
OSHA Respirator Medical Evaluation Questionnaire	Yes ☐ No ☐
Vision Exam (Titmus)	Yes ☐ No ☐
Audiometry	Yes ☐ No ☐
Spirometry	Yes ☐ No ☐
PPD – Quantiferon for those with a history of positive PPD	Yes ☐ No ☐
EKG	Yes ☐ No ☐
Urinalysis	Yes ☐ No ☐
Lipid Panel	Yes ☐ No ☐
CBC w/Differential/	Yes ☐ No ☐
Comprehensive Metabolic Panel (14)	Yes ☐ No ☐
Hepatitis Panel (4)	Yes ☐ No ☐
Hepatitis B Surf Ab Quant	Yes ☐ No ☐
HIV Screen Test	Yes ☐ No ☐
PSA men > 50 years of age	Yes ☐ No ☐
Radiology – Chest X-Ray every 5 years or as medically indicated	Yes ☐ No ☐

Description of Required Services per Police Officer Job description	Service Provided (Check Yes or No)
Muscular Strength and Endurance Evaluation	Yes ☐ No ☐
Nutrition and Diet Recommendations	Yes ☐ No ☐

Optional Services	Service Provided (Check Yes or No)
Hepatitis A Vaccine	Yes ☐ No ☐
Hepatitis B Vaccine	Yes ☐ No ☐
Quantiferon TB blood test	Yes ☐ No ☐

Insurance Requirements

Comprehensive General Liability Insurance coverage with limits of liability not less than \$1,000,000 Each Occurrence /\$2,000,000 aggregate. The Certificate of Insurance shall indicate an Occurrence Basis. The Town of Palm Beach shall be endorsed as an additional insured under the General Liability coverage. The Service Provider's General Liability coverage shall be primary and non-contributory.

Business Auto Liability coverage for any auto (all owned, hired, and non-owned autos) with limits not less than \$1,000,000 each occurrence combined single limit each accident. In the event service provider does not own any autos, the Town will accept proof of Hired and Non-Owned Auto Liability. For personally owned vehicles, the Town requires limits not less than \$300,000 each occurrence combined single limit.

Medical Malpractice with limits of liability not less than \$1,000,000 per occurrence/\$3,000,000 aggregate endorsing the Town of Palm Beach as an additional insured.

Workers' Compensation coverage with statutory limits pursuant to Florida State Statute 440.

Employers Liability coverage with limits not less than \$100,000 for each accident, \$100,000 disease (each employee) and \$500,000 disease (policy limit).

Cyber Liability policy shall have a limit of liability not less than \$1,000,000 per occurrence including coverage for cloud computing and mobile devices, protection of private or confidential information, network security and privacy, liability for system attacks, digital asset loss, denial or loss of service, unauthorized access and use; introduction, implantation or spread of malicious software code; and Privacy & Security Liability Security Breach Response/Expense coverage.

For policies written on a claims made basis, service providers shall maintain a retroactive date prior to or equal to the effective date of this contract. In the event the policy is canceled, non-renewed, switched to an occurrence form or there is a change in retroactive date, service provider must purchase an extended reporting period rider during the life of this contract of not less than 3 years. Coverage is to apply on a primary basis.

GENERAL WORK PHYSICAL FORM

Patient Name	Date of Birth	Age	Sex
Job Description/Position/Duties	Examination Date		

Does Patient have Significant Past Medical History? ☐ YES; Comment _____ ☐ NO

Medications Reviewed? ☐ YES; Comment _____ ☐ NO

Current Any Of The Following? ☐ YES; Comment _____ ☐ NO

Fever	Weight Loss	Night Sweats	Productive/Bloody Cough	Weakness/Fatigue	Chest Pains	Shortness of Breath
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PHYSICAL EXAM

Check "Normal" or "Abnormal" after each entry and make comments if necessary.

System Checked	Normal	Abnormal / Comments
Vital Signs (BP, Pulse, Temp)		
Head, Eyes, Ears, Nose		
Throat, Neck, Thyroid		
Thorax, Lungs		
Heart		
Abdomen		
Skin		
Neurological		
Extremities/Spine (ROM)		
Mental Status		

Reviewed for Agility, Motion & Limitations	Comments / Findings / Restrictions
1.) Evidence/History (<i>Back surgery or history of back injury or pain</i>) ☐ None Noted ☐ Other: _____	☐ Within Normal Limits/None ☐ Referral and/or Follow Up Advised (Please see chart) Comments: _____ _____ _____
2.) Spinal ROM (<i>erect, bending forward and rotation</i>) (Normal) ☐ Cervical ☐ Thoracic ☐ Lumbar	
3.) Extremity ROM: (Normal) ☐ Upper ☐ Lower	
4.) Lifting/Carrying: ☐ Full Duties ☐ Limited Duties	

☐ I have found this person to be **physically qualified** having **no major health or physical issues** that would limit them from performing their current job duties.

Practitioner's Signature	Practitioner's Stamp	Date
--------------------------	----------------------	------

TUBERCULOSIS SCREENING

Complete the following for PPD/TB Screening and/or Chest X-Ray.

PPD/TB Test: Date Given: _____ MA Initial: _____	
Results (MUST CIRCLE ONE): NEGATIVE (-) / _____ mm	POSITIVE (+) / _____ mm Date Read: _____
Chest X-Ray (If Positive PPD) Date Given: _____	Results/Comments: _____

By signing below, I attest that I have found this person to have **no known communicable disease.** (*Health Facility Personnel*)

Practitioner's Signature	Practitioner's Stamp	Date
--------------------------	----------------------	------

MEDICAL RECORD RELEASE FORM: I hereby authorize the release of the information documented on the above form to the following company(s), or other individual(s) for the sole use of a general work physical and/or drugscreen test:

Employer/Individual (Please Print):	Patient Signature:	Date:
-------------------------------------	--------------------	-------

OSHA Respirator Medical Evaluation Questionnaire

Appendix C, § 1910.134

Instructions

Employer. Answers to questions in Section 1 and to question 9 in Section 2 of Part A do not require a medical examination.

Employee. Your employer must allow you to answer this questionnaire during normal working hours, or at a time and place that is convenient to you. To maintain your confidentiality, your employer or supervisor must not look at or review your answers, and your employer must tell you how to deliver or send this questionnaire to the health care professional who will review it.

Part A. Section 1. (Mandatory)

The following information must be provided by every employee who has been selected to use any type of respirator (please print).

1. Today's date: _____
2. Name: _____
3. Age (to nearest year): _____
4. Sex (circle one): Male/Female
5. Height: _____ ft. ____ in.
6. Weight: _____ lbs.
7. Job Title: _____
8. Phone number where you can be reached by the health care professional who reviews this questionnaire (include area code): _____
9. Best time to phone you at this number: _____
10. Has your employer told you how to contact the health care professional who will review this questionnaire (circle one): Yes/No
11. Check the type of respirator you will use (you can check more than one category):
 - a. _____ N, R, or P disposable respirator (filter-mask, non-cartridge type only)
 - b. _____ Other type (for example, half- or full-facepiece type, powered-air purifying, supplied-air, self-contained breathing apparatus).
12. Have you worn a respirator (circle one): Yes/No

If "yes," what type(s): _____

Part A. Section 2. (Mandatory) Questions 1 through 9 below must be answered by every employee who has been selected to use any type of respirator (please circle "yes" or "no").

1. Do you *currently* smoke tobacco, or have you smoked tobacco in the last month: Yes/No
2. Have you *ever had* any of the following conditions?
 - a. Seizures: Yes/No
 - b. Diabetes (sugar disease): Yes/No
 - c. Allergic reactions that interfere with your breathing: Yes/No
 - d. Claustrophobia (fear of closed-in places): Yes/No
 - e. Trouble smelling odors: Yes/No
 - f. Have you *ever had* any of the following pulmonary or lung problems?
 - i. Asbestosis: Yes/No
 - ii. Asthma: Yes/No
 - g. Chronic bronchitis: Yes/No
 - h. Emphysema: Yes/No
 - i. Pneumonia: Yes/No
 - j. Tuberculosis: Yes/No
 - k. Silicosis: Yes/No
 - l. Pneumothorax (collapsed lung): Yes/No
 - m. Lung cancer: Yes/No
 - n. Broken ribs: Yes/No
 - o. Any chest injuries or surgeries: Yes/No
 - p. Any other lung problem that you've been told about: Yes/No
3. Do you *currently* have any of the following symptoms of pulmonary or lung illness?
 - a. Shortness of breath: Yes/No
 - b. Shortness of breath when walking fast on level ground or walking up a slight hill or incline: Yes/No
 - c. Shortness of breath when walking with other people at an ordinary pace on level ground: Yes/No
 - d. Have to stop for breath when walking at your own pace on level ground: Yes/No
 - e. Shortness of breath when washing or dressing yourself: Yes/No
 - f. Shortness of breath that interferes with your job: Yes/No
 - g. Coughing that produces phlegm (thick sputum): Yes/No
 - h. Coughing that wakes you early in the morning: Yes/No
 - i. Coughing that occurs mostly when you are lying down: Yes/No
 - j. Coughing up blood in the last month: Yes/No
 - k. Wheezing: Yes/No

- l. Wheezing that interferes with your job: Yes/No
 - m. Chest pain when you breathe deeply: Yes/No
 - n. Any other symptoms that you think may be related to lung problems: Yes/No
4. Have you *ever had* any of the following cardiovascular or heart problems?
- a. Heart attack: Yes/No
 - b. Stroke: Yes/No
 - c. Angina: Yes/No
 - d. Heart failure: Yes/No
 - e. Swelling in your legs or feet (not caused by walking): Yes/No
 - f. Heart arrhythmia (heart beating irregularly): Yes/No
 - g. High blood pressure: Yes/No
 - h. Any other heart problem that you've been told about: Yes/No
5. Have you *ever had* any of the following cardiovascular or heart symptoms?
- a. Frequent pain or tightness in your chest: Yes/No
 - b. Pain or tightness in your chest during physical activity: Yes/No
 - c. Pain or tightness in your chest that interferes with your job: Yes/No
 - d. In the past two years, have you noticed your heart skipping or missing a beat: Yes/No
 - e. Heartburn or indigestion that is not related to eating: Yes/No
 - f. Any other symptoms that you think may be related to heart or circulation problems: Yes/No
6. Do you *currently* take medication for any of the following problems?
- a. Breathing or lung problems: Yes/No
 - b. Heart trouble: Yes/No
 - c. Blood pressure: Yes/No
 - d. Seizures: Yes/No
7. If you've used a respirator, have you *ever had* any of the following problems? (*If you've never used a respirator, check the following space and go to question 9*):
- a. Eye irritation: Yes/No
 - b. Skin allergies or rashes: Yes/No
 - c. Anxiety: Yes/No
 - d. General weakness or fatigue: Yes/No
8. Any other problem that interferes with your use of a respirator: Yes/No
9. Would you like to talk to the health care professional who will review this questionnaire about your answers to this questionnaire: Yes/No

Questions 10 to 15 below must be answered by every employee who has been selected to use either a full-facepiece respirator or a self-contained breathing apparatus (SCBA). For employees who have been selected to use other types of respirators, answering these questions is voluntary.

10. Have you ever *lost* vision in either eye (temporarily or permanently): Yes/No
11. Do you *currently* have any of the following vision problems?
 - a. Wear contact lenses: Yes/No
 - b. Wear glasses: Yes/No
 - c. Color blind: Yes/No
 - d. Any other eye or vision problem: Yes/No
12. Have you ever *had* an injury to your ears, including a broken ear drum: Yes/No
13. Do you *currently* have any of the following hearing problems?
 - a. Difficulty hearing: Yes/No
 - b. Wear a hearing aid: Yes/No
 - c. Any other hearing or ear problem: Yes/No
14. Have you ever *had* a back injury: Yes/No
15. Do you *currently* have any of the following musculoskeletal problems?
 - a. Weakness in any of your arms, hands, legs, or feet: Yes/No
 - b. Back pain: Yes/No
 - c. Difficulty fully moving your arms and legs: Yes/No
 - d. Pain or stiffness when you lean forward or backward at the waist: Yes/No
 - e. Difficulty fully moving your head up or down: Yes/No
 - f. Difficulty fully moving your head side to side: Yes/No
 - g. Difficulty bending at your knees: Yes/No
 - h. Difficulty squatting to the ground: Yes/No
 - i. Climbing a flight of stairs or a ladder carrying more than 25 lbs.: Yes/No
 - j. Any other muscle or skeletal problem that interferes with using a respirator: Yes/No

Part B (Optional) Any of the following questions, and other questions not listed, may be added to the questionnaire at the discretion of the health care professional who will review the questionnaire.

1. In your present job, are you working at high altitudes (over 5,000 feet) or in a place that has lower than normal amounts of oxygen: Yes/No

If "yes," do you have feelings of dizziness, shortness of breath, pounding in your chest, or other symptoms when you're working under these conditions: Yes/No

2. At work or at home, have you ever been exposed to hazardous solvents, hazardous airborne chemicals (e.g., gases, fumes, or dust), or have you come into skin contact with hazardous chemicals: Yes/No

If "yes," name the chemicals, if you know them: _____

3. Have you ever worked with any of the materials, or under any of the conditions, listed below:

- a. Asbestos: Yes/No
- b. Silica (e.g., in sandblasting): Yes/No
- c. Tungsten/cobalt (e.g., grinding or welding this material): Yes/No
- d. Beryllium: Yes/No
- e. Aluminum: Yes/No
- f. Coal (for example, mining): Yes/No
- g. Iron: Yes/No
- h. Tin: Yes/No
- i. Dusty environments: Yes/No
- j. Any other hazardous exposures: Yes/No

If "yes," describe these exposures: _____

4. List any second jobs or side businesses you have: _____

5. List your previous occupations: _____

6. List your current and previous hobbies: _____

7. Have you been in the military services? Yes/No

If "yes," were you exposed to biological or chemical agents (either in training or combat): Yes/No

8. Have you ever worked on a HAZMAT team? Yes/No

9. Other than medications for breathing and lung problems, heart trouble, blood pressure, and seizures mentioned earlier in this questionnaire, are you taking any other medications for any reason (including over-the-counter medications): Yes/No

If "yes," name the medications, if you know them: _____

10. Will you be using any of the following items with your respirator(s)?
- a. HEPA Filters: Yes/No
 - b. Canisters (for example, gas masks): Yes/No
 - c. Cartridges: Yes/No
11. How often are you expected to use the respirator(s) (circle "yes" or "no" for all answers that apply to you):
- a. Escape only (no rescue): Yes/No
 - b. Emergency rescue only: Yes/No
 - c. Less than 5 hours *per week*: Yes/No
 - d. Less than 2 hours *per day*: Yes/No
 - e. 2 to 4 hours per day: Yes/No
 - f. Over 4 hours per day: Yes/No
12. During the period you are using the respirator(s), is your work effort:
- a. *Light* (less than 200 kcal per hour): Yes/No
If "yes," how long does this period last during the average shift: _____ hrs. _____ mins.
Examples of a light work effort are sitting while writing, typing, drafting, or performing light assembly work; or standing while operating a drill press (1-3 lbs.) or controlling machines.
 - b. *Moderate* (200 to 350 kcal per hour): Yes/No
If "yes," how long does this period last during the average shift: _____ hrs. _____ mins.
Examples of moderate work effort are sitting while nailing or filing; driving a truck or bus in urban traffic; standing while drilling, nailing, performing assembly work, or transferring a moderate load (about 35 lbs.) at trunk level; walking on a level surface about 2 mph or down a 5-degree grade about 3 mph; or pushing a wheelbarrow with a heavy load (about 100 lbs.) on a level surface.
 - c. *Heavy* (above 350 kcal per hour): Yes/No
If "yes," how long does this period last during the average shift: _____ hrs. _____ mins.
Examples of heavy work are lifting a heavy load (about 50 lbs.) from the floor to your waist or shoulder; working on a loading dock; shoveling; standing while bricklaying or chipping castings; walking up an 8-degree grade about 2 mph; climbing stairs with a heavy load (about 50 lbs.).
13. Will you be wearing protective clothing and/or equipment (other than the respirator) when you're using your respirator: Yes/No
If "yes," describe this protective clothing and/or equipment: _____

14. Will you be working under hot conditions (temperature exceeding 77 deg. F): Yes/No
15. Will you be working under humid conditions: Yes/No
16. Describe the work you'll be doing while you're using your respirator(s):

17. Describe any special or hazardous conditions you might encounter when you're using your respirator(s) (for example, confined spaces, life-threatening gases):

18. Provide the following information, if you know it, for each toxic substance that you'll be exposed to when using your respirator(s):

Name of the first toxic substance: _____

Estimated maximum exposure level per shift: _____

Duration of exposure per shift: _____

Name of the second toxic substance: _____

Estimated maximum exposure level per shift: _____

Duration of exposure per shift: _____

Name of the third toxic substance: _____

Estimated maximum exposure level per shift: _____

Duration of exposure per shift: _____

The name of any other toxic substances that you'll be exposed to while using your respirator:

19. Describe any special responsibilities you'll have while using your respirator(s) that may affect the safety and well-being of others (for example, rescue, security, etc.):

[63 FR 1152, Jan. 8, 1998; 63 FR 20098, April 23, 1998; 76 FR 33607, June 8, 2011; 77 FR 46949, Aug. 7, 2012]

**OSHA Respirator Medical Evaluation Questionnaire
Acknowledgment Form**

Patient Name: _____

Date of Birth: _____

Date: _

Patient Statement

I have answered all applicable questions on the OSHA Respirator Medical Evaluation Questionnaire (29 CFR 1910.134) honestly and to the best of my ability based on my personal medical history. I understand that the questionnaire has been reviewed by a Physician or other Licensed Health Care Professional (PLHCP) and that no further medical evaluation is required by my employer at this time, in accordance with the OSHA minimum requirement for a respirator medical evaluation.

Patient Signature

Date

Medical Provider Statement

I have reviewed the OSHA Respirator Medical Evaluation Questionnaire (29 CFR 1910.134) for the abovementioned patient and have based my decision on the patient's ability to use a respiratory solely on the information contained in the questionnaire. No physical examination, chest radiography, pulmonary function testing, mask fit testing, or other procedure has been performed.

I understand it is the employer's obligation to provide the PLHCP with required information which includes the type and weight of the respirator to be used by the employee; the duration and frequency of respirator use; the expected physical work effort; additional protective clothing and equipment to be worn; and the temperature and humidity extremes that may be encountered. I understand the PLHCP must also be provided with a copy of the company's respiratory protection program and a copy of the standard.

Based solely on the answers to the questionnaire provided, the patient is able to use a respirator.

Medical Provider Name

Medical Provider Signature

Date

Audiometry Test Results Form

Patient Name: _____

Date: _

Testing Conducted By: _____

Audiometry Test Results		
Hertz	Left Ear	Right Ear
250		
500		
1000		
2000		
3000		
4000		
6000		
8000		
Average		

Tuberculosis Screening Form

Complete this form if a physical is not being performed in conjunction with the PPD administration / TB screening.

Patient Name: _____ Date of Birth: _____ Date: _

TB Test Administration

Date Administered: _____ Time Administered: _____ Administered By: _

Dose & Route: **0.1 mL intradermal** Site: ☐ Left Forearm ☐ Right Forearm

Manufacturer: _ Lot #: _____ Expiration Date: _____

TB Test Interpretation

Date: _____ Results: ☐ Negative ☐ Positive (_____ mm) Read By: _____

Does the patient need a chest x-ray? ☐ No ☐ Yes

Recommendations: _____

Medical Provider Signature: _____

Two-Step PPD (if applicable; must be administered at least one week (7 days) after initial PPD)

TB Test Administration

Date Administered: _____ Time Administered: _____ Administered By: _

Dose & Route: **0.1 mL intradermal** Site: ☐ Left Forearm ☐ Right Forearm

Manufacturer: _ Lot #: _____ Expiration Date: _____

TB Test Interpretation

Date: _____ Results: ☐ Negative ☐ Positive (_____ mm) Read By: _____

Does the patient need a chest x-ray? ☐ No ☐ Yes

Recommendations: _____

Medical Provider Signature: _____

Chest X-Ray Results

Date Performed: _____ Results: ☐ Normal ☐ Abnormal

Medical Provider Signature: _____

Immunoassay Blood Test Results (QuantiFERON-TB Gold)

Date Performed: _____ Results: ☐ Negative ☐ Positive

Medical Provider Signature: _____

☐ Patient failed to show for PPD reading within the required 48-72 hour timeframe.

Employer Notified By: _____ Date Notified: _____

Life Scan Wellness Centers Town of Palm Beach Public Safety Departments RFP 2021-13 Pricing On site Annual Physicals for Firefighters		Pg. 1
LIFE SCAN PUBLIC SAFETY PHYSICAL:		
Physical Exam (NFPA 1582/WFI Guidelines) Advanced Registered Nurse Practitioner (ARNP)		
Hands on Physical		included
Vision Exam (Titmus)		included
Occupational Hearing Exam		included
Skin Cancer Assessment		included
Back Health Assessment		included
Cardiovascular Risk Reduction Assessment		included
Behavioral Health Screening and Stress Awareness		including
Epworth Sleep Disorder Assessment		included
Personal Consultation with review of testing results		included
Blood and Laboratory Tests		
Hemoccult Test for colon cancer		included
Urinalysis		included
Lipid Panel		included
Diabetes Tests (Hemoglobin A1C and Glucose)		included
Complete Blood Count		included
Comprehensive Metabolic Panel		included
TSH (Thyroid blood test)		included
PSA (men, prostate cancer antigen)		included
CA-125 (women, ovarian cancer antigen)		included
Testosterone Blood Marker		included
Cardiopulmonary Assessments		
Resting EKG		included
Cardiac Treadmill Stress Test with EKG		included
Echocardiogram Heart Ultrasound		included
Carotid Arteries Ultrasound		included
Aorta and Aortic Valve Ultrasound		included
Pulmonary Function Test		included
Cancer and Disease Ultrasound Assessment		
Thyroid Ultrasound		included
Liver, Pancreas, Gall Bladder, Spleen, & Kidney Ultrasounds		included
Bladder Ultrasound		included
Pelvic Ultrasound for Women (Ovaries, Uterus)		included
Testicular Ultrasound for Men		included
Prostate Ultrasound for Men		included
Fitness Evaluations (NFPA 1583 ~WFI Guidelines)		
Muscular Strength and Muscular Endurance Evaluation		included
Aerobic Endurance Evaluation (VO2 Max Calc)		included
Body Composition and Body Fat Analysis		included
Flexibility Evaluation		included
Nutrition and Diet Recommendations		included
Personal Fitness Recommendations		included
TOTAL		\$

Life Scan Wellness Centers Additional Tests Available	Pg. 2
Chest X-Ray with Radiologist review	65.00
Lumbar X-Ray with Radiologist review	65.00
QuantiFeron TB Blood Test	65.00
PPD TB Skin Test	22.00
Hepatitis A Screening Test	55.00
Hepatitis B Screening Test	55.00
Hepatitis C Screening Test	55.00
Hepatitis A Titer (test for immunity)	25.00
Hepatitis B Titer (test for immunity)	25.00
Hepatitis Panel (322744)	90.00
Hepatitis A Vaccine 2 shots required	90.00 ea
Hepatitis B Vaccine 3 shots required	80.00 ea
HIV Screening Test	30.00
OSHA Respirator Mask Fit Testing	40.00
Heavy Metals (Hazmat)	60.00
Cholinestrase (Hazmat)	60.00
Physician evaluation of all charts and issuance clearance letter	150.00
Nurse Practitioner evaluation of all charts and issuance of clearance letter	No Charge
Phlebotomist (Blood Draw)Fee	22.00

Pricing is effective through FY 2022
Annual Price Increase not to exceed 5%
Other testing available upon request

Life Scan Wellness Centers Town of Palm Beach Public Safety Departments RFP 2021-13 Pricing On site Annual Physicals for Police Officers		Pg. 1
LIFE SCAN PUBLIC SAFETY PHYSICAL:		
Physical Exam (NFPA 1582/WFI Guidelines) Advanced Registered Nurse Practitioner (ARNP)		
Hands on Physical		included
Vision Exam (Titmus)		included
Occupational Hearing Exam		included
Back Health Assessment		included
Cardiovascular Risk Reduction Assessment		included
Behavioral Health Screening and Stress Awareness		including
Personal Consultation with review of testing results		included
Blood and Laboratory Tests		
Urinalysis		included
Lipid Panel		included
Diabetes Tests (Hemoglobin A1C and Glucose)		included
Complete Blood Count		included
Comprehensive Metabolic Panel		included
PSA (men, prostate cancer antigen) >50 yrs old - add		included
Testosterone Blood Marker		included
Cardiopulmonary Assessments ****		
Resting EKG		included
Pulmonary Function Test		included
Fitness Evaluations (NFPA 1583 ~WFI Guidelines)		
Muscular Strength and Muscular Endurance Evaluation		included
Aerobic Endurance Evaluation (VO2 Max Calc)		included
Body Composition and Body Fat Analysis		included
Flexibility Evaluation		included
Nutrition and Diet Recommendations		included
Personal Fitness Recommendations		included
TOTAL	\$	

***Police officers are at a higher risk than General Public for Cancer and Heart Disease. Life Scan Incorporates the complete Cardiopulmonary Assessments in each of our annual physicals that includes at:

Resting EKG included
 Cardiac Treadmill Stress Test with EKG included
 Echocardiogram Heart Ultrasound included
 Carotid Arteries Ultrasound included
 Aorta and Aortic Valve Ultrasound included
 Pulmonary Function Test included

"According to a recent study from the Harvard School of Public Health and the Cambridge Health Alliance, police officers in the United States face a 30 to 70 times higher risk of sudden cardiac death when they're involved in stressful situations when compared with the risks during routine or nonemergency activities. The risk of sudden cardiac death for police officers are:"Harvard-NIOSH Education and Research Center. It cannot be stressed enough the importance of early intervention to reduce the outcome.

Other studies to review:

"Work-related stress as a cardiovascular risk factor in police officers: a systematic review of evidence.
 Magnavita N, Capitanelli I, Garbarino S, Pira E."

"Law enforcement "duties and sudden cardiac death among police officers in United States: case distribution study.

Varvarigou V, Farioli A, Korre M, Sato S, Dahabreh IJ, Kales SN.
 BMJ. 2014 Nov 18;349:g6534. doi: 10.1136/bmj.g6534.
 PMID: 25406189 Free PMC article.

Life Scan Wellness Centers Additional Tests Available	Pg. 2
Chest X-Ray with Radiologist review	65.00
Lumbar X-Ray with Radiologist review	65.00
QuantiFeron TB Blood Test	65.00
PPD TB Skin Test	22.00
Hepatitis A Screening Test	55.00
Hepatitis B Screening Test	55.00
Hepatitis C Screening Test	55.00
Hepatitis A Titer (test for immunity)	25.00
Hepatitis B Titer (test for immunity)	25.00
Hepatitis Panel (322744)	90.00
Hepatitis A Vaccine 2 shots required	90.00 ea
Hepatitis B Vaccine 3 shots required	80.00 ea
HIV Screening Test	30.00
OSHA Respirator Mask Fit Testing	40.00
Heavy Metals (Hazmat)	60.00
Cholinestrese (Hazmat)	60.00
Physician evaluation of all charts and issuance clearance letter	150.00
Nurse Practitioner evaluation of all charts and issuance of clearance letter	No Charge
Phlebotomist (Blood Draw)Fee	22.00

Pricing is effective through FY 2022
Annual Price Increase not to exceed 5%
Other testing available upon request

Pricing for Fire Fighters

Required Services for Fire Fighters NFPA 1582	
Work Physical Exam OSHA Respirator Medical Evaluation Questionnaire Vision Exam (Titmus) Audiometry Spirometry PPD – Quantiferon for those with a history of positive PPD EKG Urinalysis Lipid Panel CBC w/Differential/Platelet and screens for Lymphoma, Myeloma & Leukemia Comprehensive Metabolic Panel (14) Hepatitis Panel (4) Hepatitis B Surf Ab Quant HIV Screen Test Thyroid-Stimulating Hormone (TSH) PSA men blood test CA-125 women blood test Ultrasound – Pelvic (external) Women – 1 st year (\$65/per) Ultrasound – Testicular Men – 1 st year(\$65/pr) Ultrasound – Abdomen – 1 st year (no charge, included in base price) Ultrasound – Aortic – 1 st year (\$65/per) Ultrasound – Carotid Arteries – 1 st year (\$115/per) Ultrasound – Thyroid – 2 nd year (no charge, included in base price) Ultrasound – Echo – 2 nd year(\$90/per) Radiology – Chest X-Ray every 5 years or as medically indicated	
Required Services per Job Description and NFPA 1583	
Muscular Strength and Endurance Evaluation Aerobic Endurance Evaluation (VO2 Max Calc) Flexibility Evaluation Nutrition and Diet Recommendations	
TOTAL COST FOR NFPA 1582 AND NFPA 1583 COMBINED *QuantiFERON \$95 per person *Chest X-Rays \$110.00 per person (only every 5 yrs.)	\$765.00
Optional Services	Pricing Per Service
Hepatitis A Vaccine	\$ <u>95</u> each
Hepatitis B Vaccine	\$ <u>85</u> each
Quantiferon TB blood test	\$ <u>95</u> each

Pricing for Police Officers

A) Required Services for Police Officers	
Work Physical Exam OSHA Respirator Medical Evaluation Questionnaire Vision Exam (Titmus) Audiometry Spirometry PPD – Quantiferon for those with a history of positive PPD EKG Urinalysis Lipid Panel CBC w/Differential/ Comprehensive Metabolic Panel (14) Hepatitis Panel (4) Hepatitis B Surf Ab Quant HIV Screen Test PSA men > 50 years of age Radiology – Chest X-Ray every 5 years or as medically indicated.	
(B) Required Services per Police Officer Job description	
Muscular Strength and Endurance Evaluation Nutrition and Diet Recommendations	
TOTAL COST FOR (A) AND (B) COMBINED *QuantiFERON \$95 per person *Chest X-Rays \$110.00 per person (only every 5 yrs.) *PSA 50+ years old \$25.00 per test	\$__455.00__ each
Optional Services	Pricing Per Service
Hepatitis A Vaccine	\$__95__ each
Hepatitis B Vaccine	\$__85__ each
Quantiferon TB blood test	\$__95__ each

TOWN OF PALM BEACH

Town Council Meeting on: July 13, 2021

Section of Agenda

Resolutions

Agenda Title

RESOLUTION NO. 071-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of ITB No. 2021-03 for Street Light and Decorative Post Painting by Lot to a Primary, Secondary and Tertiary Vendor in the Annual Amount of \$43,000 and a Proposed Five Year Award of \$215,000 Contingent on Satisfactory Performance and Budget Authorization.

Presenter

Dean Mealy, Purchasing Manager

ATTACHMENTS:

- ▣ **Memorandum Dated June 22, 2021, from Dean Mealy, Purchasing Manager**
- ▣ **Resolution No. 071-2021**
- ▣ **Bid Tab**

TOWN OF PALM BEACH

Information for Town Council Meeting on: July 13, 2021

TO: Mayor and Town Council

VIA: Kirk W. Blouin, Town Manager

VIA: Jane Le Clainche, CPA Finance Director

FROM: Dean Mealy, CPPO Town Purchasing Manager

RE: Resolution to Approve the Award of Invitation to Bid No. 2021-03, Street Light and Decorative Post Painting to a Primary, Secondary and Tertiary Vendor, **Resolution No. 071-2021**

DATE: June 22, 2021

STAFF RECOMMENDATION

Town staff recommends that Town Council approve the Award of Invitation to Bid No. 2021-03, Street Light and Decorative Post Painting to a primary, secondary and tertiary vendor. The annual amount for respective tasks is \$38,000 with an annual project budget of \$43,000.

The proposed five year award is \$215,000 for all tasks based on satisfactory vendor performance and annual budget authorizations.

WHY THIS ACTION IS REQUIRED NOW

The contract for the painting of Street Lights and Decorative Posts expired and a new solicitation was issued to meet Public Works maintenance schedules.

GENERAL INFORMATION

The Town has approximately 1000 street light poles and decorative sign posts at various sites throughout the Town. The standards and poles are constructed of fiberglass and/or aluminum. On an annual basis, the Town requires approximately 300 painted. This is done on a rotating basis as directed the Town's Contract Coordinator or their designee.

PROCUREMENT METHODOLOGY

Town Purchasing issued Invitation to Bid No. 2021-03 for Street Light and Decorative Post Painting. The objective was to select a Primary, Secondary and Tertiary Vendor based on pricing and reference checks. In the event that a vendor cannot provide service the option to go to a secondary vendor allows work to be performed as scheduled.

The solicitation was broadcast to 304 vendors. The Town had five vendors submit bids. The bid will be awarded by line item providing best pricing rather than a total bid submitted for all lots.

The recommended vendors for award are J&J Inc. DBA Eagle Painting, People's Choice Pressure Cleaning and Painting and Muscat Painting.

FUNDING/FISCAL IMPACT

Funding for this award will be from the Public Works Operations and Maintenance Budget.

PUBLIC WORKS REVIEW

This item has been reviewed by the Public Works and approved as recommended.

TOWN ATTORNEY REVIEW

This format has been utilized by the Town in previous recommendations and was approved by the Town Attorney.

Attachments

cc: Paul Brazil, P.E. Public Works Director
Paul Colby, Facilities Division Manager

RESOLUTION NO. 071-2021

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF
PALM BEACH, PALM BEACH COUNTY, FLORIDA,
APPROVING THE AWARD OF ITB NO. 2021-03, STREET
LIGHT AND DECORATIVE POST PAINTING TO A PRIMARY,
SECONDARY, AND TERTIARY VENDOR IN THE ANNUAL
AMOUNT \$38,000 WITH AN ANNUAL PROJECT BUDGET OF
\$43,000 AND A PROPOSED FIVE YEAR AWARD IN THE
AMOUNT OF \$215,000 CONTINGENT UPON SATISFACTORY
VENDOR PERFORMANCE AND BUDGET AUTHORIZATION.**

NOW, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF PALM BEACH,
PALM BEACH COUNTY, FLORIDA, as follows:

Section 1. The Town Council approves Resolution No. 071-2021 approving the Award of ITB No. 2021-03, Street Light and Decorative Post Painting to a primary, secondary and tertiary vendor. The annual amount for respective tasks is \$38,000 with an annual project budget of \$43,000. The proposed five year award is \$215,000 for all tasks based on satisfactory vendor performance and annual budget authorizations.

Section 2. The Town Manager is hereby authorized to execute this purchase order on behalf of the Town of Palm Beach for these improvements.

PASSED AND ADOPTED in a regular, adjourned session of the Town Council of the Town of Palm Beach assembled this 13th day of July, 2021.

Danielle H. Moore, Mayor

ATTEST:

Queenester Nieves, CMC, Town Clerk



TCM Backup 07-13-2019

No. 2021-03 - Street Light and Decorative Post Painting			J & J Inc. d/b/a Eagle Painting		People's Choice Pressure Cleaning & Painting		Muscat Painting & Decorating		Harry's Painting & Enterprises		Razorback LLC	
Description of Services	Estimated Quantity	Unit of Measure	Price	Total Price	Price	Total Price	Price	Total Price	Price	Total Price	Price	Total Price
Light Standard on Concrete Pedestal - (16' pole)	33	Each	\$295.00	\$9,735.00	\$250.00	\$8,250.00	\$397.43	\$13,115.19	\$320.00	\$10,560.00	\$485.00	\$16,005.00
Light Standard without Arm (Globe Type) - Small Fiberglass (12' pole)	116	Each	\$90.00	\$10,440.00	\$250.00	\$29,000.00	\$246.19	\$28,558.04	\$240.00	\$27,840.00	\$311.00	\$36,076.00
Light Standard with Arm and Lantern - Aluminum (20' Pole)	37	Each	\$310.00	\$11,470.00	\$250.00	\$9,250.00	\$422.52	\$15,633.24	\$440.00	\$16,280.00	\$493.00	\$18,241.00
Light Standard without Arm (Globe Type) - Large Aluminum or Fiberglass (16' pole)	460	Each	\$160.00	\$73,600.00	\$250.00	\$115,000.00	\$189.78	\$87,298.80	\$320.00	\$147,200.00	\$324.00	\$149,040.00
Light Standard with Arm and Large Ornamental - Aluminum (25' Pole)	24	Each	\$320.00	\$7,680.00	\$250.00	\$6,000.00	\$452.76	\$10,866.24	\$500.00	\$12,000.00	\$550.00	\$13,200.00
Light Standard with Arm and Large Ornamental (Witch's Hat) - Aluminum (20' pole)	78	Each	\$320.00	\$24,960.00	\$250.00	\$19,500.00	\$438.04	\$34,167.12	\$440.00	\$34,320.00	\$533.00	\$41,574.00
Light Standard with Arm and Lantern - Aluminum (16' Pole)	120	Each	\$280.00	\$33,600.00	\$250.00	\$30,000.00	\$443.59	\$53,230.80	\$320.00	\$38,400.00	\$472.00	\$56,640.00
Light Standard with Arm and Ornamental - Aluminum (20' Pole)	53	Each	\$300.00	\$15,900.00	\$250.00	\$13,250.00	\$394.77	\$20,922.81	\$440.00	\$23,320.00	\$483.00	\$25,599.00
Sign Standard - Aluminum (12' pole)	143	Each	\$160.00	\$22,880.00	\$250.00	\$35,750.00	\$122.92	\$17,577.56	\$240.00	\$34,320.00	\$348.00	\$49,764.00
Light Standard with Arm and Ornamental - Aluminum (30' Pole)	34	Each	\$400.00	\$13,600.00	\$250.00	\$8,500.00	\$459.52	\$15,623.68	\$600.00	\$20,400.00	\$486.00	\$16,524.00
Lantern on Concrete Pedestal or Column	7	Each	\$200.00	\$1,400.00	\$250.00	\$1,750.00	\$102.47	\$717.29	\$320.00	\$2,240.00	\$213.00	\$1,491.00
Town Hall Clock Pedestal	1	Each	\$320.00	\$320.00	\$250.00	\$250.00	\$209.77	\$209.77	\$440.00	\$440.00	\$474.00	\$474.00
TOTAL						\$276,500.00		\$297,920.54		\$367,320.00		\$424,628.00

\$84,040.00

\$86,500.00

\$18,504.62

\$84,040.00
\$86,500.00
\$18,504.62
\$189,044.62

TOWN OF PALM BEACH

Town Council Meeting on: July 13, 2021

Section of Agenda

Resolutions

Agenda Title

RESOLUTION NO. 072-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Providing for the Designation of Historic/Specimen Trees at Lake Drive Park, Providing An Effective Date.

Presenter

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

ATTACHMENTS:

- ▣ **Memorandum Dated June 21, 2021 From Paul Brazil, Director Public Works**
- ▣ **Resolution No. 072-2021**

TOWN OF PALM BEACH

Information for Town Council Meeting on: July 13, 2021

TO: Mayor and Town Council

VIA: Kirk W. Blouin, Town Manager

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

RE: Designation of Historic/Specimen Trees at Lakeside Park
Resolution No. 072-2021

DATE: June 21, 2021

STAFF RECOMMENDATION

Town staff requests that Town Council approve Resolution No. 072-2021 and the designation assignment of ten (10) Historic and Specimen (H&S) trees located in Lakeside Park as described below.

GENERAL INFORMATION

There are one hundred-eight (108) trees on the island that have been designated as historic or specimen trees. These trees are inspected annually by the Town Arborist. The Town Ordinance allows for relocation of trees and adding trees that are deemed to be of specimen quality.

The Town Arborist recommends that the following ten (10) trees be added to the Town's H&S list. Subject to Town Council approval, these newly designated trees will be recorded with the Palm Beach County Clerk's office.

- | | |
|------------------------|--|
| 1. Tree #258 | Hong Kong Orchard (Bauhinia Blakeana) |
| 2. Tree #288 thru #293 | Lofty Fig (Ficus Altissima) totaling six (6) |
| 3. Tree #294 | Ficus med Leaf (Ficus spp) |
| 4. Tree #296 | Pink Tabebuia (Tabebuia Heterophylla) |
| 5. Tree #299 | Orange Geiger (Cordia Sebestena) |

With these modifications to the H&S program, the number of trees in Lakeside Park will increase from four (4) to fourteen (14) and contain 11.86 % of the Town's H&S trees. The new total for this program will increase from 108 to 118.

FUNDING/FISCAL IMPACT:

There would be no impact to the budget.

TOWN ATTORNEY REVIEW

The Town Attorney has reviewed this Resolution and approved it for legal form and sufficiency.

cc: Paul Colby, Facilities Maintenance Division Manager
Mary Pressly, President, Garden Club of Palm Beach
Richard Maxwell, Town Arborist

RESOLUTION NO. 072-2021

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, PROVIDING FOR THE DESIGNATION OF HISTORIC/SPECIMEN TREES AT LAKE DRIVE PARK, PROVIDING AN EFFECTIVE DATE.

* * * * *

BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, as follows:

Section 1. Tree #258 a Hong Kong Orchard (botanical name: Bauhinia Blakeana) shall be added as a historic or specimen tree and recorded with the Palm Beach County Clerk:

386 Hibiscus Avenue (PCN/Legal: 50-43-43-23-05-011-0250)

<u>Count</u>	<u>Common Name</u>	<u>Botanical Name</u>
1	Hong Kong Orchard	Bauhinia Blakeana

Section 2. Tree #'s 288 thru 293 Lofty Fig (botanical name: Ficus Altissima) shall be added as historic or specimen trees and recorded with the Palm Beach County Clerk:

Crescent Park (Town Property)

<u>Count</u>	<u>Common Name</u>	<u>Botanical Name</u>
6	Lofty Fig	Ficus Altissima

Section 3. Tree #294 a Ficus Med Leaf (botanical name: Ficus spp) shall be added as a historic or specimen tree and recorded with the Palm Beach County Clerk:

Miraflores & North Lake Way (Town Property)

<u>Count</u>	<u>Common Name</u>	<u>Botanical Name</u>
1	Ficus Med Leaf	Ficus spp

Section 4. Tree #296 a Pink Tabebuia (botanical name: Tabebuia Heterophylla) shall be added as a historic or specimen tree and recorded with the Palm Beach County Clerk:

Miraflores & North Lake Way (Town Property)

<u>Count</u>	<u>Common Name</u>	<u>Botanical Name</u>
1	Pink Tabebuia	Tabebuia Heterophylla

Section 5. Tree #299 an Orange Geiger (botanical name: Cordia Sebestena) shall be added as a historic or specimen tree and recorded with the Palm Beach County Clerk:

Miraflores & North Lake Way (Town Property)

<u>Count</u>	<u>Common Name</u>	<u>Botanical Name</u>
1	Orange Geiger	Cordia Sebestena

Section 6. This Resolution shall become effective upon its adoption as provided by law.

PASSED AND ADOPTED in a regular adjourned session of Town Council of the Town of Palm Beach this 13th day of July, 2021.

Danielle H. Moore, Mayor

ATTEST:

Queenester Nieves, CMC, Town Clerk

TOWN OF PALM BEACH

Town Council Meeting on: July 13, 2021

Section of Agenda

Resolutions

Agenda Title

RESOLUTION NO. 073-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Relating to the Worth Avenue Improvement Project; Establishing the Estimated Assessed Cost Against the Properties that will be Benefitted Thereby; Directing the Town Manager to Prepare Updated Assessment Rolls; Establishing a Public Hearing to Consider Approval of the Assessment Rolls and Reimposition of the Maintenance Assessments and their Collection Pursuant to the Uniform Assessment Collection Act; Directing the Provision of Notice; and Providing for an Effective Date.

Presenter

Jane Le Clainche, Director of Finance

ATTACHMENTS:

- ▣ **Memorandum Dated June 30, 2021, from Jane Le Clainche, Director of Finance**
- ▣ **Resolution No. 073-2021**

TOWN OF PALM BEACH

Information for Town Council Meeting on: July 13, 2021

To: Mayor and Town Council

Via: Kirk Blouin, Town Manager

From: Jane Le Clainche, Director of Finance

Re: Worth Avenue Commercial District Assessment Area – Adoption of Assessment Roll
and Improvement and Maintenance Assessments for FY 2022
Resolution No. 073-2021

Date: June 30, 2021

STAFF RECOMMENDATION

Staff recommends Town Council adopt Resolution No. 073-2021, which is the preliminary assessment resolution for the proposed improvement (debt service) and maintenance assessments for the Worth Avenue Commercial District Assessment Area in FY2022.

GENERAL INFORMATION

The non-ad valorem assessment process that causes special assessments implemented by the Town to appear on a property owner's property tax bill dovetails with the statewide budget and millage rate adoption schedule. Accordingly, it is time to begin the formal steps of implementing the FY2022 proposed capital and maintenance assessments for the Worth Avenue Commercial District Assessment Area that will appear on a property owner's tax bill mailed on or about November 1. By adopting Resolution No. 073-2021 you will be initiating a process whereby each affected property owner will be advised of the amount of their proposed improvement and maintenance assessments and the date, time, and place of the public hearing to adopt the final assessment and associated assessment roll on the Property Appraiser's TRIM notice and by letter from the Town issued in late August of this year.

The Worth Avenue Commercial District net improvement and maintenance assessment for FY2022 has been calculated as follows:

Cost Description	
Original Principal	\$ 14,770,000.00
Outstanding Principal	9,900,000.00
Scheduled Principal Payment	365,000.00
Scheduled Interest Payment	357,113.00
Bond Compliance Reporting Fees	2,500.00
Estimated Maintenance Expenses 10/1/21-9/30/22	346,727.00
Estimated Attorney Fees	1,000.00
Estimated Postage	100.00
Estimated PB Post Advertisement	1,000.00
Property Appraiser Administrative Fees	150.00
Offsetting Revenue (\$5K Garden Club, \$500 Interest)	(5,500.00)
Use of Accumulated Fund Balance	(50,000.00)
FY2022 Total Net Assessment	\$ 1,018,090.00

To employ a defensible assessment methodology to ensure that property owners are only paying costs in proportion to the benefits they derive from the improvements or costs related to the improvements, we again used the methodology developed in 2010 by Special District Services which was previously found by the Town Council to provide benefits from the improvements that were/are in proportion to the assessments to be allocated to each benefitted property and that the apportionment of the special benefits to each benefitted property is fair and reasonable.

In order to place assessments on the property tax bill, which virtually assures that the Town will receive payment and avoid having to create an internal billing and collection function, a number of steps are required to be taken in coordination with the Tax Collector and Property Appraiser. The Tax Collector charges a fee for the work they undertake on the Town's behalf that is 1% of the value of the assessments. The Property Appraiser fee for FY2022 is \$150.00, which has been included as shown above. These costs are passed on to a property owner being assessed. In addition, since a property owner can receive a 4% discount for early payment of their property tax bill in November of each year, the assessments have to be adjusted upward by like amount to ensure the sum needed to pay expenses is realized in full. All totaled, for every \$100 in assessments the Town needs to collect, the assessment will be approximately \$105 in order to net the \$100 needed.

The additional 5 percent is attributable as follows:

- Tax Collector – 1%
- Potential early property tax bill payment discount – 4%
- Total – 5%

After adding these multipliers to the Town's proposed FY2022 net assessment of \$1,018,090.00 and incorporating the accumulated rounding adjustment of \$39.71, the gross total assessment is \$1,069,036.27.

Resolution No. 073-2021 formally initiates the process to implement the intended assessments for FY2022. The resolution describes the property to be assessed, the improvements and related services to be provided, determines the estimated cost to be assessed for the fiscal year commencing on October 1, delineates which properties will be assessed, and, among other things, directs staff to

take certain required steps to effectuate the assessment process. The final public hearing will begin at 5:01 p.m. in the Town Hall Council Chambers on September 13, 2021.

Resolution No. 073-2021 is attached hereto. The FY2022 Preliminary Assessment Roll and estimated assessments for this project are indicated in Appendix C of Resolution No. 073-2021. These estimates are subject to change as all items associated with the assessment are finalized for the property owner notice and Final Assessment Resolution to be considered in September. For your information, the proposed maintenance budget, upon which a portion of the proposed assessments are based, is attached hereto as Exhibit A.

The notices that property owners will receive from the Town prior to the final public hearing via first class mail and the TRIM notice provided by the Property Appraiser alerts the property owner to their right to object or call to the Town's attention any mistakes that they believe may have been made in applying the assessment formula to any given property. The law recognizes the difficulties that can exist in the assessment process and creates a check and balance into the process whenever an assessment is proposed for the first time or there is an increase in the cost or method in calculating the assessment.

FUNDING/FISCAL IMPACT

All direct costs borne by the Town to accomplish this project are paid for by the properties benefitting from the project improvements as opposed to all property owners in Town.

TOWN ATTORNEY REVIEW

Resolution No. 073-2021 was prepared by Heather Encinosa, Esq., of the law firm Nabors, Giblin & Nickerson. Ms. Encinosa focuses her practice on assessments and special districts and previously prepared the Town's ordinance that established Chapter 90 of the Town Code pertaining to special assessments.

Attachments

cc: Paul Brazil, Director of Public Works
Heather Encinosa, Esq.

RESOLUTION NO. 073-2021

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, RELATING TO THE WORTH AVENUE IMPROVEMENT PROJECT; ESTABLISHING THE ESTIMATED ASSESSED COST AGAINST THE PROPERTIES THAT WILL BE BENEFITTED THEREBY; DIRECTING THE TOWN MANAGER TO PREPARE UPDATED ASSESSMENT ROLLS; ESTABLISHING A PUBLIC HEARING TO CONSIDER APPROVAL OF THE ASSESSMENT ROLLS AND REIMPOSITION OF THE MAINTENANCE ASSESSMENTS AND THEIR COLLECTION PURSUANT TO THE UNIFORM ASSESSMENT COLLECTION ACT; DIRECTING THE PROVISION OF NOTICE; AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, FLORIDA, AS FOLLOWS:

SECTION 1. AUTHORITY. This resolution is adopted pursuant to the provisions of Chapter 90, Article II, of the Town of Palm Beach Code of Ordinances (the "Code"), the Initial Assessment Resolution (Resolution No. 74-10), the Final Assessment Resolution (Resolution No. 98-10), Article VIII, Section 2, Florida Constitution, sections 166.021 and 166.041, Florida Statutes, the Town of Palm Beach Charter, and other applicable provisions of law.

SECTION 2. PURPOSE AND DEFINITIONS.

(A) This resolution initiates the annual process for updating the Improvement and Maintenance Assessment Rolls and directing the continued imposition of Improvement Assessments and reimposition of Maintenance Assessments within the Worth Avenue Assessment Area for the Fiscal Year beginning October 1, 2021 (hereinafter the "Preliminary Rate Resolution").

(B) All capitalized words and terms not otherwise defined herein shall have the meanings set forth in the Ordinance, the Initial Assessment Resolution, and the Final Assessment Resolution.

Unless the context indicates otherwise, words imparting the singular number include the plural number, and vice versa.

SECTION 3. INTERPRETATION. Unless the context indicates otherwise, words importing the singular number include the plural number, and vice versa; the terms "hereof," "hereby," "herein," "hereto," "hereunder" and similar terms refer to this Resolution; and the term "hereafter" means after, and the term "heretofore" means before, the effective date of this Resolution. Words of any gender include the correlative words of the other gender, unless the sense indicates otherwise.

SECTION 4. FINDINGS. The legislative determinations embodied in the Code, the Initial Assessment Resolution and the Final Assessment Resolution are affirmed and incorporated herein by reference.

SECTION 5. PUBLIC HEARING. There is hereby established a public hearing to be held by the Town Council at 5:01 p.m. on September 13, 2021, in the Town of Palm Beach Town Council Chambers, Town Hall, 360 South County Road, Palm Beach, Florida, to consider reimposition of the Maintenance Assessments, approval of the Improvement Assessment Roll and Maintenance Assessment Roll, and collection of the Improvement Assessments and Maintenance Assessments pursuant to the Uniform Assessment Collection Act.

SECTION 6. NOTICE BY PUBLICATION. Upon completion of the updated Improvement Assessment Roll and the updated Maintenance Assessment Roll, the Town Manager shall publish a notice of the public hearing authorized by Section 5 hereof in the manner and the time provided in Sec.s 90-64 and 90-84 of the Code. Such notice shall be in substantially the form attached hereto as Appendix A. The notice shall be published no later than August 23, 2021.

SECTION 7. NOTICE BY MAIL.

(A) If sections 90-68(c) or 90-88(b) of the Town Code so require, upon completion of the updated Improvement Assessment Roll and the updated Maintenance Assessment Roll, the Town Manager shall, at the time and in the manner specified in Sec.s 90-65 and 90-85 of the Town Code, provide first class mailed notice of the public hearing authorized by Section 5 hereof to each property owner proposed to be assessed at the address indicated on the Tax Roll. Such notice shall be in substantially the form attached hereto as Appendix B. For Tax Parcels with exempt "home addresses" pursuant to Section 119.071(4), Florida Statutes, the Town Manager shall work with the Property Appraiser and/or Tax Collector for provision of notice. The notices shall be mailed no later than August 23, 2021.

(B) In accordance with Chapter 92-264, Laws of Florida, as amended, a special act relating to the Property Appraiser, the Town Council shall provide additional notice of the Assessment as part of the notice of proposed property taxes under Section 200.069, Florida Statutes, the truth-in-millage notification.

(C) If the Town Council determines that the notice provided under paragraph (B) of this Section 7 also fulfills the requirements of paragraph (A) of this Section 7, then the separate mailing requirement described in paragraph (A) will be deemed to be fulfilled by the notice described in paragraph (B).

IMPROVEMENT ASSESSMENTS

SECTION 8. ANNUAL ASSESSMENTS TO FUND WORTH AVENUE IMPROVEMENT PROJECT.

(A) The Tax Parcels described in the updated Improvement Assessment Roll are hereby found to be specially benefited by construction of the Worth Avenue Improvement Project in the

amount of the maximum annual Improvement Assessment set forth in the Improvement Assessment Roll. The methodology for computing annual Improvement Assessments described in the Initial Assessment Resolution is confirmed.

(B) The Improvement Assessments shall be imposed against all property located within the Worth Avenue Assessment Area for each Fiscal Year in which Obligations are outstanding in the amount of the maximum annual Improvement Assessment and shall be computed in accordance with this Preliminary Rate Resolution. When imposed, the Improvement Assessments for each Fiscal Year shall constitute a lien upon the Tax Parcels located in Worth Avenue Assessment Area pursuant to Sec. 90-50 of the Code.

SECTION 9. UPDATED IMPROVEMENT ASSESSMENT ROLL.

(A) The Town Manager is hereby directed to prepare the updated Improvement Assessment Roll in the manner provided in Sec. 90-83 of the Code. The Town Manager shall apportion the Project Cost among the parcels of real property within Worth Avenue Assessment Area as reflected on the Tax Roll in conformity with the Initial Assessment Resolution.

(B) The updated Improvement Assessment Roll shall be maintained on file in the office of the Town Manager and be open to public inspection. The updated Improvement Assessment Roll is attached hereto as Appendix C and incorporated herein by reference. Additionally, even though certain Tax Parcels with exempt “home addresses” may not be described in the Improvement Assessment Roll due to the provisions of pursuant to Section 119.071(4), Florida Statutes, all Tax Parcels within the Worth Avenue Assessment Area are included on the Improvement Assessment Roll.

SECTION 10. APPLICATION OF IMPROVEMENT ASSESSMENT PROCEEDS. Proceeds from the Improvement Assessments received during each Fiscal Year shall

be applied by the Town for payment of the Improvement Assessment Collection Costs, payment of any Transaction Costs not funded from proceeds of the Obligations, payment of interest due on the Obligations, and payment of principal due on the Obligations.

MAINTENANCE ASSESSMENTS

SECTION 11. ESTIMATED MAINTENANCE COST.

(A) The estimated Maintenance Cost for the Aesthetic Infrastructure Improvements and the Basic Infrastructure Improvements is \$291,228.82 for the Fiscal Year beginning on October 1, 2021.

(1) The estimated EVU Maintenance Cost allocated to the Aesthetic Infrastructure Improvements is \$235,013.88.

(2) The estimated Land Area Maintenance Cost allocated to the Basic Infrastructure Improvements is \$56,214.94.

(B) The Maintenance Cost will be funded through the imposition of Maintenance Assessments against property located in Worth Avenue Assessment Area.

SECTION 12. ANNUAL MAINTENANCE ASSESSMENTS.

(A) The Tax Parcels described in the updated Maintenance Assessment Roll are hereby found to be specially benefited by the maintenance of the Worth Avenue Improvement Project in the amount of the estimated annual Maintenance Assessment set forth in the Maintenance Assessment Roll.

(B) The Maintenance Assessments shall be imposed against all property located within the Worth Avenue Assessment Area for each Fiscal Year and shall be computed in accordance with this Preliminary Rate Resolution. When imposed, the Maintenance Assessments for each Fiscal

Year shall constitute a lien upon the Tax Parcels located in Worth Avenue Assessment Area pursuant to Sec. 90-50 of the Code.

SECTION 13. COMPUTATION OF MAINTENANCE ASSESSMENTS. The annual Maintenance Assessments shall be computed for each Tax Parcel located in Worth Avenue Assessment Area in the manner set forth in Section 5.03 of the Initial Assessment Resolution, which is hereby affirmed and incorporated herein by reference.

SECTION 14. UPDATED MAINTENANCE ASSESSMENT ROLL.

(A) The Town Manager is hereby directed to prepare the updated Maintenance Assessment Roll in the manner provided in Sec. 90-63 of Code. The Town Manager shall apportion the Maintenance Cost among the parcels of real property within Worth Avenue Assessment Area as reflected on the Tax Roll in conformity with this Preliminary Rate Resolution.

(B) The estimate of Maintenance Cost and the updated Maintenance Assessment Roll shall be maintained on file in the office of the Town Manager and be open to public inspection. The updated Maintenance Roll is attached hereto as Appendix C and incorporated herein by reference. Additionally, even though certain Tax Parcels with exempt “home addresses” may not be described in the Maintenance Assessment Roll due to the provisions of pursuant to Section 119.071(4), Florida Statutes, all Tax Parcels within the Worth Avenue Assessment Area are included on the Maintenance Assessment Roll.

GENERAL

SECTION 15. METHOD OF COLLECTION. The Assessments shall be collected pursuant to the Uniform Assessment Collection Act.

SECTION 16. SEVERABILITY. If any clause, section or provision of this Resolution shall be declared unconstitutional or invalid for any reason or cause, the remaining

portion of said Resolution shall be in full force and effect and be valid as if such invalid portion thereof had not been incorporated herein.

SECTION 17. REVISIONS TO ASSESSMENTS. If any Assessment or exemption made under the provisions of this Preliminary Rate Resolution is either in whole or in part annulled, vacated, or set aside by the judgment of any court, or if the Town Council is satisfied that any such Assessment or exemption is so irregular or defective that the same cannot be enforced or collected, or if the Town Council has failed to include or omitted any property on the Assessment Roll which property should have been so included, the Town Council may take all necessary steps to impose a new Assessment against any property benefited by the Worth Avenue Improvement Project, following as nearly as may be practicable, the provisions of the Code and in case such second Assessment is annulled, vacated, or set aside, the Town Council may obtain and impose other Assessments until a valid Assessment is imposed.

SECTION 18. EFFECTIVE DATE. This Resolution shall take effect immediately upon its passage.

PASSED AND ADOPTED in a regular, adjourned session of the Town Council of the Town of Palm Beach assembled this 13th day of July, 2021.

Danielle H. Moore, Mayor

ATTEST:

Queenester Nieves, MBA, CMC Town Clerk

APPENDIX A

FORM OF NOTICE TO BE PUBLISHED

APPENDIX A

FORM OF NOTICE TO BE PUBLISHED

To Be Published by August 23, 2021

NOTICE OF HEARING TO REIMPOSE AND PROVIDE FOR COLLECTION OF SPECIAL ASSESSMENTS IN THE WORTH AVENUE ASSESSMENT AREA TO PROVIDE FOR THE WORTH AVENUE IMPROVEMENT PROJECT AND OTHER RELATED SERVICES

Notice is hereby given that the Town Council of the Town of Palm Beach will conduct a public hearing to consider reimposing non-ad valorem special assessments for the provision of maintenance of the Worth Avenue Improvement Project within the boundaries of the Worth Avenue Assessment Area for the Fiscal Year beginning October 1, 2021 and future fiscal years, and approval of the non-ad valorem capital assessment roll for the construction of the Worth Avenue Improvement Project.

The hearing will be held at 5:01 p.m. on September 13, 2021, in the Town of Palm Beach Town Council Chambers, Town Hall, 360 South County Road, Palm Beach, Florida, for the purpose of receiving public comment on the special assessments. All affected property owners have a right to appear at the hearing and to file written objections with the Town Council within 20 days of this notice.

Pursuant to section 286.0105, Florida Statutes, if you decide to appeal any decision made by the Town Council with respect to any matter considered at the hearing or at any subsequent meeting to which the Town Council has continued its deliberations, you will need a record of the proceedings and may need to ensure that a verbatim record is made, including the testimony and evidence upon which the appeal is to be made. In accordance with the Americans with Disabilities Act, persons needing a special accommodation or an interpreter to participate in this proceeding should contact the Town Manager's Office at (561) 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) days prior to the date of the hearing.

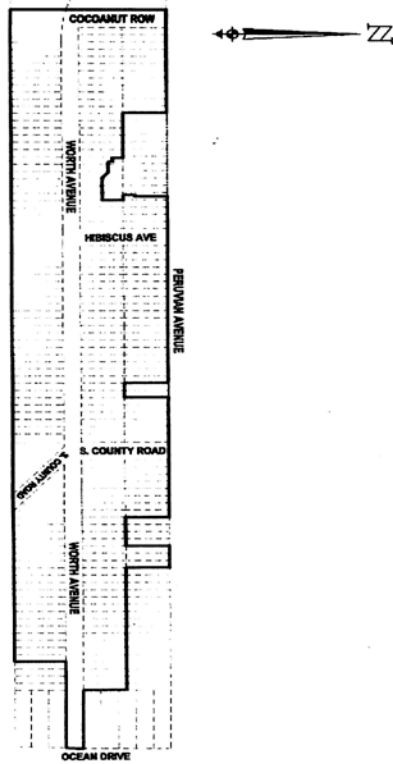
The assessment for each parcel of property will be based in part on the amount of Land Area on the Tax Parcel and in part on the Taxable Value of the Tax Parcel as these were assigned at the initiation of the assessment program at the time of the adoption of the Initial Assessment Resolution (Resolution No. 74-10). A more specific description of the improvements and the method of

computing the assessment for each parcel of property are set forth in the Initial Assessment Resolution (Resolution No. 74-10) adopted by the Town Council on July 13, 2010. Copies of Chapter 90, Article II of the Town Code, the Initial Assessment Resolution, the Final Assessment Resolution (Resolution No. 98-10), the Preliminary Rate Resolution, and the updated Assessment Roll for the upcoming fiscal year are available for inspection at the office of the Town Manager, located at Town Hall, 360 South County Road, Palm Beach, Florida.

The assessments will be collected on the ad valorem tax bill to be mailed in November 2021, as authorized by section 197.3632, Florida Statutes. Failure to pay the assessments will cause a tax certificate to be issued against the property which may result in a loss of title. The Town Council intends to collect the capital assessments in thirty (30) annual installments, the first of which was included on the ad valorem tax bill to be mailed in November 2010. The Town Council intends to impose and collect the maintenance assessments on an annual basis.

If you have any questions, please contact the Town Manager's Office at (561) 838-5410, Monday through Friday between 8:30 a.m. and 5:00 p.m.

MAP OF ASSESSMENT AREA



**TOWN COUNCIL OF
THE TOWN OF PALM BEACH, FLORIDA**

APPENDIX B

FORM OF NOTICE TO BE MAILED

APPENDIX B

FORM OF NOTICE TO BE MAILED

**Town Council of the
Town of Palm Beach, Florida
Address
Town of Palm Beach, FL**

TOWN OF PALM BEACH, FLORIDA
NOTICE OF HEARING TO IMPOSE AND PROVIDE
FOR COLLECTION OF NON-AD VALOREM
ASSESSMENTS
NOTICE DATE: AUGUST 23, 2021

**Owner Name
Address
City, State Zip**

Tax Parcel #: _____
Legal Description: _____
Sequence #: _____

As required by section 197.3632, Florida Statutes, and the direction of the Town Council of the Town of Palm Beach, Florida, notice is given by the Town of Palm Beach that an annual assessment for the design, construction, installation, and maintenance of the Worth Avenue Improvement Project using the tax bill collection method may be levied on your property contained within the Worth Avenue Assessment Area for the fiscal year October 1, 2021 - September 30, 2022 and future fiscal years. You are receiving this notice due to changes in the rates of assessment or changes in the assessment units assigned to your property. The use of an annual special assessment to fund improvements and services benefiting improved property located within the Worth Avenue Assessment Area is a fair, efficient and effective means of funding these needed improvements and services. The total annual assessment revenue related to the Improvement Assessment to be collected within the Worth Avenue Assessment Area is estimated to be \$_____. The total annual assessment revenue related to the Maintenance Assessment to be collected within the Worth Avenue Assessment Area is estimated to be \$_____. The annual assessment will include your fair share of the principal, interest, administration, project and maintenance costs related to the Worth Avenue Improvement Project and amounts related to collection of assessments.

The assessment for your property will be based in part of the amount of Land Area on the Tax Parcel and in part on the Taxable Value of the Tax Parcel, as these values were assigned upon the initiation of the assessment program with the adoption of the Initial Assessment Resolution (No.

74-10). A more specific description of the improvements and the method of computing the assessment for each parcel of property are set forth in the Initial Assessment Resolution adopted the Town Council on July 13, 2010 (Resolution No. 74-10). Copies of Chapter 90, Article II of the Town Code, the Initial Assessment Resolution (Resolution No. 74-10), the Final Assessment Resolution (Resolution No 98-10), the Preliminary Rate Resolution and the updated Assessment Roll for the upcoming fiscal year are available for inspection at the office of the Town Manager, located at Town Hall, 360 South County Road, Palm Beach, Florida.

The total Land Area assigned to the above parcel was _____.

The total number of EVUs (value) assigned to the above parcel was _____.

The maximum annual Improvement Assessment for the above parcel is \$_____ for the fiscal year commencing on October 1, 2021 and future fiscal years.

The annual Maintenance Assessment for the above parcel is \$_____ for the fiscal year commencing on October 1, 2021 and future fiscal years.

A public hearing will be held at 5:01 p.m. on September 13, 2021, in the Town of Palm Beach Town Council Chambers, Town Hall, 360 South County Road, Palm Beach, Florida, for the purpose of receiving public comment on the proposed Worth Avenue Improvement Project and the special assessments. You and all other affected property owners have a right to appear at the hearing and to file written objections with the Town Council within 20 days of this notice. Pursuant to section 286.0105, Florida Statutes, if you decide to appeal any decision made by the Town Council with respect to any matter considered at the hearing or at any subsequent meeting to which the Town Council has continued its deliberations, you will need a record of the proceedings and may need to ensure that a verbatim record is made, including the testimony and evidence upon which the appeal is to be made. In accordance with the Americans with Disabilities Act, persons needing a special accommodation or an interpreter to participate in this proceeding should contact the Town Manager's Office at (561) 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) days prior to the date of the hearing.

Unless proper steps are initiated in a court of competent jurisdiction to secure relief within 20 days from the date of Town Council action at the above hearing (including the method of apportionment, the rate of assessment and the imposition of assessments), such action shall be the final adjudication of the issues presented.

Both the non-ad valorem assessment amount shown on this notice and the ad valorem taxes for the above parcel will be collected on the ad valorem tax bill mailed in November 2021. Failure to pay the assessments will cause a tax certificate to be issued against the property which may result in a loss of title. The Town has issued debt to finance this project. This will permit the cost attributable to your property to be amortized and collected as an Improvement Assessment over a period of 30 years beginning in 2010; however, if there are no significant defaults in payments of the assessments, all or part of the last payments may be made from any reserve accounts funded by the bonds. The maintenance assessments will be levied annually.

If there is a mistake on this notice, it will be corrected. If you have any questions regarding your assessment, please contact the Town Manager's Office at (561) 838-5410, Monday through Friday between 8:30 a.m. and 5:00 p.m.

*** * * * * THIS IS NOT A BILL * * * * ***

APPENDIX C
ASSESSMENT ROLL

APPENDIX C
ASSESSMENT ROLL



TOWN OF PALM BEACH, FLORIDA
Improvement Assessment Roll and Maintenance
Assessment Roll for the Worth Avenue Assessment Area
Fiscal Year 2022

<u>Property</u>	<u>Assessment #</u>	<u>Service Address</u>	<u>Balance Due</u>
50-43-43-23-05-014-0010	00250-0001	347 WORTH AVE	24,564.53
50-43-43-23-05-014-0031	00250-0002	9 VIA PARIGI	215.67
50-43-43-23-05-014-0241	00250-0003	400 HIBISCUS AVE	13,191.21
50-43-43-23-05-014-0242	00250-0004	301 WORTH AVE	35,177.09
50-43-43-23-05-014-0331	00250-0005	309 WORTH AVE	20,688.02
50-43-43-23-05-014-0391	00250-0006	325 WORTH AVE	9,230.03
50-43-43-23-05-014-0430	00250-0007	331 WORTH AVE	8,349.74
50-43-43-23-05-015-0010	00250-0008	405 HIBISCUS AVE	53,646.05
50-43-43-23-05-015-0280	00250-0010	205 WORTH AVE	39,982.97
50-43-43-23-05-015-0340	00250-0011	219 WORTH AVE	23,907.44
50-43-43-23-05-015-0380	00250-0012	225 WORTH AVE	26,487.50
50-43-43-23-05-015-0420	00250-0013	235 WORTH AVE	11,694.77
50-43-43-23-05-015-0440	00250-0014	237 WORTH AVE	24,692.44
50-43-43-23-05-015-0480	00250-0015	247 WORTH AVE	23,845.58
50-43-43-23-05-016-0010	00250-0017	401 S COUNTY RD	29,589.12
50-43-43-23-05-016-0130	00250-0018	151 WORTH AVE	65,273.96
50-43-43-23-05-016-0380	00250-0019	125 WORTH AVE	68,246.21
50-43-43-23-05-016-0600	00250-0020	411 S COUNTY RD	29,087.98
50-43-43-23-05-017-0010	00250-0086	150 WORTH AVE	162,933.90
50-43-43-23-05-018-0010	00250-0022	256 WORTH AVE	30,298.64
50-43-43-23-05-018-0050	00250-0023	224 WORTH AVE	84,435.14
50-43-43-23-05-018-0170	00250-0024	222 WORTH AVE	17,267.98
50-43-43-23-05-018-0190	00250-0025	216 WORTH AVE	21,229.56
50-43-43-23-05-018-0212	00250-0026	212 WORTH AVE	6,041.80
50-43-43-23-05-018-0230	00250-0027	204 WORTH AVE	57,302.62
50-43-43-23-05-019-0010	00250-0028	350 WORTH AVE	22,090.58
50-43-43-23-05-019-0200	00250-0029	312 WORTH AVE	8,107.12
50-43-43-23-05-019-0220	00250-0030	306 WORTH AVE	25,027.93
50-43-43-26-14-000-0010	00250-0031	175 WORTH AVE	11,796.66
50-43-43-26-14-000-0020	00250-0032	175 WORTH AVE	7,014.52
50-43-43-26-14-000-0030	00250-0033	175 WORTH AVE	6,221.10
50-43-43-27-62-000-0010	00250-0034	329 WORTH AVE	3,603.00
50-43-43-27-62-000-0020	00250-0035	329 WORTH AVE	3,261.14
50-43-43-27-62-000-0030	00250-0036	329 WORTH AVE	3,698.89
50-43-43-27-62-000-0040	00250-0037	329 WORTH AVE	847.00
50-43-43-27-62-000-0050	00250-0038	329 WORTH AVE	1,356.53
50-43-43-27-62-000-0060	00250-0039	329 WORTH AVE	1,766.53
50-43-43-27-62-000-0070	00250-0040	329 WORTH AVE	1,299.22
50-43-43-27-69-000-0010	00250-0041	250 WORTH AVE	2,371.25
50-43-43-27-69-000-0020	00250-0042	250 WORTH AVE	2,323.85



TOWN OF PALM BEACH, FLORIDA
Improvement Assessment Roll and Maintenance
Assessment Roll for the Worth Avenue Assessment Area
Fiscal Year 2022

<u>Property</u>	<u>Assessment #</u>	<u>Service Address</u>	<u>Balance Due</u>
50-43-43-27-69-000-0030	00250-0043	250 WORTH AVE	1,699.48
50-43-43-27-69-000-0040	00250-0044	250 WORTH AVE	3,071.61
50-43-43-27-71-001-1010	00250-0048	339 WORTH AVE	3,636.57
50-43-43-27-71-001-1020	00250-0049	341 WORTH AVE	2,360.50
50-43-43-27-71-001-1030	00250-0050	343 WORTH AVE	2,112.95
50-43-43-27-71-001-1040	00250-0051	345 WORTH AVE	2,189.70
50-43-43-27-71-001-1050	00250-0052	7 VIA MIZNER	709.86
50-43-43-27-71-001-1060	00250-0053	8 VIA MIZNER	694.99
50-43-43-27-71-001-1070	00250-0054	9 VIA MIZNER	709.86
50-43-43-27-71-001-1080	00250-0055	14 VIA MIZNER	1,768.11
50-43-43-27-71-001-1090	00250-0056	14 VIA MIZNER	838.49
50-43-43-27-71-001-1100	00250-0057	23 VIA MIZNER	699.10
50-43-43-27-71-001-1110	00250-0058	21 VIA MIZNER	1,127.82
50-43-43-27-71-001-1120	00250-0059	5 VIA MIZNER	570.48
50-43-43-27-71-001-1140	00250-0060	28 VIA MIZNER	910.45
50-43-43-27-71-001-1150	00250-0061	32 VIA MIZNER	1,670.07
50-43-43-27-71-001-1160	00250-0062	33 VIA MIZNER	1,333.55
50-43-43-27-71-001-1170	00250-0063	34 VIA MIZNER	1,696.12
50-43-43-27-71-001-1180	00250-0064	333 WORTH AVE	2,855.36
50-43-43-27-71-001-1190	00250-0065	335 WORTH AVE	2,283.12
50-43-43-27-71-001-1200	00250-0066	337 WORTH AVE	2,273.57
50-43-43-27-71-001-2080	00250-0067	16 VIA MIZNER	3,410.26
50-43-43-27-71-001-2160	00250-0068	38 VIA MIZNER	3,868.97
50-43-43-27-71-002-1010	00250-0071	60 VIA MIZNER	695.77
50-43-43-27-71-002-1020	00250-0072	64 VIA MIZNER	630.63
50-43-43-27-71-002-1030	00250-0073	64 VIA MIZNER	775.30
50-43-43-27-71-002-1040	00250-0074	66 VIA MIZNER	463.71
50-43-43-27-71-002-1050	00250-0075	66 VIA MIZNER	502.94
50-43-43-27-71-002-1060	00250-0076	87 VIA MIZNER	1,299.19
50-43-43-27-71-002-1070	00250-0077	87 VIA MIZNER	814.27
50-43-43-27-71-002-1080	00250-0078	87 VIA MIZNER	667.79
50-43-43-27-71-002-1090	00250-0079	88 VIA MIZNER	1,911.98
50-43-43-27-71-002-1100	00250-0080	90 VIA MIZNER	2,311.48
50-43-43-27-71-002-1110	00250-0081	92 VIA MIZNER	1,153.08
50-43-43-27-71-002-1120	00250-0082	96 VIA MIZNER	543.65
50-43-43-27-71-002-1140	00250-0083	99 VIA MIZNER	462.64
50-43-43-27-71-002-1150	00250-0084	99 VIA MIZNER	1,422.61
50-43-43-27-71-002-2010	00250-0085	64 VIA MIZNER	1,309.69
50-43-43-27-88-000-0010	00250-0090	259 WORTH AVE	11,707.64
50-43-43-27-88-000-0020	00250-0091	259 WORTH AVE	11,707.64



TOWN OF PALM BEACH, FLORIDA
Improvement Assessment Roll and Maintenance
Assessment Roll for the Worth Avenue Assessment Area
Fiscal Year 2022

Property

Assessment #

Service Address

Balance Due

\$1,069,036.27

TOWN OF PALM BEACH

Town Council Meeting on: July 13, 2021

Section of Agenda

Resolutions

Agenda Title

RESOLUTION NO. 074-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Relating to the Peruvian Avenue Improvement Project; Establishing the Estimated Assessed Cost Against the Properties that will be Benefitted Thereby; Directing the Town Manager to Prepare Updated Assessment Rolls; Establishing a Public Hearing to Consider Approval of the Assessment Rolls and Reimposition of the Maintenance Assessments and their Collection Pursuant to the Uniform Assessment Collection Act; Directing the Provision of Notice; and Providing for an Effective Date.

Presenter

Jane Le Clainche, Director of Finance

ATTACHMENTS:

- ▣ **Memorandum Dated June 30, 2021, from Jane Le Clainche, Director of Finance**
- ▣ **Resolution No. 074-2021**

TOWN OF PALM BEACH

Information for Special Town Council Meeting on: July 13, 2021

To: Mayor and Town Council

Via: Kirk Blouin, Town Manager

From: Jane Le Clainche, Finance Director

Re: Peruvian Avenue 400 Block Streetscape Project Underground Assessment Area –
Adoption of Estimated Assessment Roll for FY2022
Resolution No. 074-2021

Date: June 30, 2021

STAFF RECOMMENDATION

Staff recommends Town Council adopt Resolution No. 074-2021, which is the preliminary assessment resolution for the proposed improvement (debt service) and maintenance assessments for the Peruvian Avenue 400 Block Streetscape Project Assessment Area in FY2022.

GENERAL INFORMATION

The non-ad valorem assessment process that causes special assessments implemented by the Town to appear on a property owner's property tax bill dovetails with the statewide budget and millage rate adoption schedule. Accordingly, it is time to begin the formal steps of implementing the FY2022 proposed debt service and maintenance assessments for the Peruvian Avenue 400 Block Streetscape Project Assessment Area that will appear on a property owner's tax bill mailed on or about November 1. By adopting Resolution No. 074-2021 you will be initiating a process whereby each affected property owner will be advised of the amount of their proposed improvement and maintenance assessments and the date, time, and place of the public hearing to adopt the final assessment and associated assessment roll on the Property Appraiser's TRIM notice and by letter from the Town issued in late August of this year.

The Peruvian Avenue 400 Block Streetscape Project net improvement and maintenance assessment for FY2022 has been calculated as follows:

Cost Description	Amount
Original Principal	\$1,224,759.00
Outstanding Principal	\$ 276,505.28
Anticipated Funding Agreement Required Principal Payment	\$92,172.04
Estimated Interest Payment (Rate @ 0.2%)	\$ 553.01

Interest Rate Surcharge @ 1.0%	\$ 2,765.05
Maintenance Expenses from 10/01/21 to 09/30/22	\$ 27,000.00
Estimated Attorney Fees	\$1,000.00
Estimated Postage (\$.50 x 136 properties)	\$68.00
Estimated PB Post Ad	\$1,000.00
Property Appraiser Administrative Fees	\$150.00
Est. Tax Collector Administrative Fees	N/A - Covered by 1% Assessment Denominator Explained Below
Estimated Preliminary FY 2022 Total Net Assessment	\$124,708.10

To employ a defensible assessment methodology to ensure that property owners are only paying costs in proportion to the benefits they derive from the improvements, we used the most common methodology in use throughout Florida called the Linear Front Footage method of assessment. Resolution No. 074-2021 confirms the continued use of the Linear Front Footage methodology and finds that the project improvements will provide a special benefit to all Tax Parcels located within the Peruvian Avenue Assessment Area.

In order to place assessments on the property tax bill, which virtually assures that the Town will receive payment and avoid having to create an internal billing and collection function, a number of steps are required to be taken in coordination with the Tax Collector and Property Appraiser. The Tax Collector charges a fee for the work they undertake on the Town's behalf that is 1% of the value of the assessments. The Property Appraiser fee for FY2022 is \$150.00, which has been included as shown above. These costs are passed on to a property owner being assessed. In addition, since a property owner can receive a 4% discount for early payment of their property tax bill in November of each year, the assessments have to be adjusted upward by like amount to ensure the sum needed to pay expenses is realized in full. All totaled, for every \$100 in assessments the Town needs to collect, the assessment will be approximately \$105 in order to net the \$100 needed.

The additional 5 percent is attributable as follows:

- Tax Collector = 1%
- Potential early property tax bill payment discount = 4%
- Total = 5%

After adding these multipliers to the Town's proposed FY2022 net assessment of \$124,708.10 and incorporating the accumulated rounding adjustment of (\$1.25), the gross total assessment is \$130,942.26.

Resolution No. 074-2021 formally initiates the process to implement the intended assessments for FY2022. The resolution describes the property to be assessed, the improvements and related services provided, determines the estimated cost to be assessed for the fiscal year commencing on

October 1, delineates which properties will be assessed, and, among other things, directs staff to take certain required steps to effectuate the assessment process. The final public hearing will begin at 5:01 p.m. in the Town Hall Council Chambers on September 13, 2021.

Resolution No. 074-2021 is attached hereto. The FY2022 Preliminary Assessment Roll and estimated assessments for this project are indicated in Appendix C of Resolution No. 074-2021. These estimates are subject to change as all items associated with the assessment are finalized for the property owner notice and Final Assessment Resolution to be considered in September. For your information, the proposed maintenance budget, upon which a portion of the proposed assessments are based, is attached hereto as Exhibit A.

The notices that property owners will receive from the Town prior to the final public hearing via first class mail and the TRIM notice provided by the Property Appraiser alerts the property owner to their right to object or call to the Town's attention any mistakes that they believe may have been made in applying the assessment formula to any given property. The law recognizes the difficulties that can exist in the assessment process and creates a check and balance into the process whenever an assessment is proposed for the first time or there is an increase in the cost or method in calculating the assessment.

FUNDING/FISCAL IMPACT

All direct costs borne by the Town to accomplish this project are paid for by the property owners whose properties benefit from the project improvements as opposed to all property owners in Town.

TOWN ATTORNEY REVIEW

Resolution No. 074-2021 was prepared by Heather Encinosa, Esq., of the law firm Nabors, Giblin & Nickerson. Ms. Encinosa focuses her practice on assessments and special districts and previously prepared the Town's ordinance that established Chapter 90 of the Town Code pertaining to special assessments.

Attachments

cc: Paul Brazil, Director of Public Works
Heather Encinosa, Esq.

RESOLUTION NO. 074-2021

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, RELATING TO THE PERUVIAN AVENUE IMPROVEMENT PROJECT; ESTABLISHING THE ESTIMATED ASSESSED COST AGAINST THE PROPERTIES THAT WILL BE BENEFITTED THEREBY; DIRECTING THE TOWN MANAGER TO PREPARE UPDATED ASSESSMENT ROLLS; ESTABLISHING A PUBLIC HEARING TO CONSIDER APPROVAL OF THE ASSESSMENT ROLLS AND REIMPOSITION OF THE MAINTENANCE ASSESSMENTS AND THEIR COLLECTION PURSUANT TO THE UNIFORM ASSESSMENT COLLECTION ACT; DIRECTING THE PROVISION OF NOTICE; AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, FLORIDA, AS FOLLOWS:

SECTION 1. AUTHORITY. This resolution is adopted pursuant to the provisions of Chapter 90, Article II, of the Town of Palm Beach Code of Ordinances (the "Code"), the Initial Assessment Resolution (Resolution No. 099-2014), the Final Assessment Resolution (Resolution No. 148-2014), Article VIII, Section 2, Florida Constitution, sections 166.021 and 166.041, Florida Statutes, the Town of Palm Beach Charter, and other applicable provisions of law.

SECTION 2. PURPOSE AND DEFINITIONS.

(A) This resolution initiates the annual process for updating the Improvement and Maintenance Assessment Rolls and directing the continued imposition of Improvement Assessments and reimposition of Maintenance Assessments within the Peruvian Avenue Assessment Area for the Fiscal Year beginning October 1, 2021 (hereinafter the "Preliminary Rate Resolution").

(B) All capitalized words and terms not otherwise defined herein shall have the meanings set forth in the Ordinance, the Initial Assessment Resolution, and the Final Assessment Resolution.

Unless the context indicates otherwise, words imparting the singular number include the plural number, and vice versa.

SECTION 3. INTERPRETATION. Unless the context indicates otherwise, words importing the singular number include the plural number, and vice versa; the terms "hereof," "hereby," "herein," "hereto," "hereunder" and similar terms refer to this Resolution; and the term "hereafter" means after, and the term "heretofore" means before, the effective date of this Resolution. Words of any gender include the correlative words of the other gender, unless the sense indicates otherwise.

SECTION 4. FINDINGS. The legislative determinations embodied in the Code, the Initial Assessment Resolution and the Final Assessment Resolution are affirmed and incorporated herein by reference.

SECTION 5. PUBLIC HEARING. There is hereby established a public hearing to be held by the Town Council at 5:01 p.m. on September 13, 2021, in the Town of Palm Beach Town Council Chambers, Town Hall, 360 South County Road, Palm Beach, Florida, to consider reimposition of the Maintenance Assessments, approval of the Improvement Assessment Roll and Maintenance Assessment Roll, and collection of the Improvement Assessments and Maintenance Assessments pursuant to the Uniform Assessment Collection Act.

SECTION 6. NOTICE BY PUBLICATION. Upon completion of the updated Improvement Assessment Roll and the updated Maintenance Assessment Roll, the Town Manager shall publish a notice of the public hearing authorized by Section 5 hereof in the manner and the time provided in Sec.s 90-64 and 90-84 of the Code. Such notice shall be in substantially the form attached hereto as Appendix A. The notice shall be published no later than August 23, 2021.

SECTION 7. NOTICE BY MAIL.

(A) If sections 90-68(c) or 90-88(b) of the Town Code so require, upon completion of the updated Improvement Assessment Roll and the updated Maintenance Assessment Roll, the Town Manager shall, at the time and in the manner specified in Sec.s 90-65 and 90-85 of the Town Code, provide first class mailed notice of the public hearing authorized by Section 5 hereof to each property owner proposed to be assessed at the address indicated on the Tax Roll. Such notice shall be in substantially the form attached hereto as Appendix B. For Tax Parcels with exempt "home addresses" pursuant to Section 119.071(4), Florida Statutes, the Town Manager shall work with the Property Appraiser and/or Tax Collector for provision of notice. The notices shall be mailed no later than August 23, 2021.

(B) In accordance with Chapter 92-264, Laws of Florida, as amended, a special act relating to the Property Appraiser, the Town Council shall provide additional notice of the Assessment as part of the notice of proposed property taxes under Section 200.069, Florida Statutes, the truth-in-millage notification.

(C) If the Town Council determines that the notice provided under paragraph (B) of this Section 7 also fulfills the requirements of paragraph (A) of this Section 7, then the separate mailing requirement described in paragraph (A) will be deemed to be fulfilled by the notice described in paragraph (B).

IMPROVEMENT ASSESSMENTS

SECTION 8. ANNUAL ASSESSMENTS TO FUND PERUVIAN AVENUE IMPROVEMENT PROJECT.

(A) The Tax Parcels described in the updated Improvement Assessment Roll are hereby found to be specially benefited by construction of the Peruvian Avenue Improvement Project in the

amount of the maximum annual Improvement Assessment set forth in the Improvement Assessment Roll. The methodology for computing annual Improvement Assessments described in the Initial Assessment Resolution is confirmed.

(B) The Improvement Assessments shall be imposed against all property located within the Peruvian Avenue Assessment Area for each Fiscal Year in which Obligations are outstanding in the amount of the maximum annual Improvement Assessment and shall be computed in accordance with this Preliminary Rate Resolution. When imposed, the Improvement Assessments for each Fiscal Year shall constitute a lien upon the Tax Parcels located in Peruvian Avenue Assessment Area pursuant to Sec. 90-50 of the Code.

SECTION 9. UPDATED IMPROVEMENT ASSESSMENT ROLL.

(A) The Town Manager is hereby directed to prepare the updated Improvement Assessment Roll in the manner provided in Sec. 90-83 of the Code. The Town Manager shall apportion the Project Cost among the parcels of real property within Peruvian Avenue Assessment Area as reflected on the Tax Roll in conformity with the Initial Assessment Resolution.

(B) The updated Improvement Assessment Roll shall be maintained on file in the office of the Town Manager and be open to public inspection. The updated Improvement Assessment Roll is attached hereto as Appendix C and incorporated herein by reference. Additionally, even though certain Tax Parcels with exempt “home addresses” may not be described in the Improvement Assessment Roll due to the provisions of pursuant to Section 119.071(4), Florida Statutes, all Tax Parcels within the Peruvian Avenue Assessment Area are included on the Improvement Assessment Roll.

SECTION 10. APPLICATION OF IMPROVEMENT ASSESSMENT PROCEEDS. Proceeds from the Improvement Assessments received during each Fiscal Year shall

be applied by the Town for payment of the Improvement Assessment Collection Costs, payment of any Transaction Costs not funded from proceeds of the Obligations, payment of interest due on the Obligations, and payment of principal due on the Obligations.

MAINTENANCE ASSESSMENTS

SECTION 11. ESTIMATED MAINTENANCE COST.

(A) The estimated Maintenance Cost for the Peruvian Avenue Improvement Project is \$27,000.00 for the Fiscal Year beginning on October 1, 2021.

(B) The Maintenance Cost will be funded through the imposition of Maintenance Assessments against property located in Peruvian Avenue Assessment Area.

SECTION 12. ANNUAL MAINTENANCE ASSESSMENTS.

(A) The Tax Parcels described in the updated Maintenance Assessment Roll are hereby found to be specially benefited by the maintenance of the Peruvian Avenue Improvement Project in the amount of the estimated annual Maintenance Assessment set forth in the Maintenance Assessment Roll.

(B) The Maintenance Assessments shall be imposed against all property located within the Peruvian Avenue Assessment Area for each Fiscal Year and shall be computed in accordance with this Preliminary Rate Resolution. When imposed, the Maintenance Assessments for each Fiscal Year shall constitute a lien upon the Tax Parcels located in Peruvian Avenue Assessment Area pursuant to Sec. 90-50 of the Code.

SECTION 13. COMPUTATION OF MAINTENANCE ASSESSMENTS. The annual Maintenance Assessments shall be computed for each Tax Parcel located in Peruvian Avenue Assessment Area in the manner set forth in Section 5.03 of the Initial Assessment Resolution, which is hereby affirmed and incorporated herein by reference.

SECTION 14. UPDATED MAINTENANCE ASSESSMENT ROLL.

(A) The Town Manager is hereby directed to prepare the updated Maintenance Assessment Roll in the manner provided in Sec. 90-63 of Code. The Town Manager shall apportion the Maintenance Cost among the parcels of real property within Peruvian Avenue Assessment Area as reflected on the Tax Roll in conformity with this Preliminary Rate Resolution.

(B) The estimate of Maintenance Cost and the updated Maintenance Assessment Roll shall be maintained on file in the office of the Town Manager and be open to public inspection. The updated Maintenance Roll is attached hereto as Appendix C and incorporated herein by reference. Additionally, even though certain Tax Parcels with exempt “home addresses” may not be described in the Maintenance Assessment Roll due to the provisions of pursuant to Section 119.071(4), Florida Statutes, all Tax Parcels within the Peruvian Avenue Assessment Area are included on the Maintenance Assessment Roll.

GENERAL

SECTION 15. METHOD OF COLLECTION. The Assessments shall be collected pursuant to the Uniform Assessment Collection Act.

SECTION 16. SEVERABILITY. If any clause, section or provision of this Resolution shall be declared unconstitutional or invalid for any reason or cause, the remaining portion of said Resolution shall be in full force and effect and be valid as if such invalid portion thereof had not been incorporated herein.

SECTION 17. REVISIONS TO ASSESSMENTS. If any Assessment or exemption made under the provisions of this Preliminary Rate Resolution is either in whole or in part annulled, vacated, or set aside by the judgment of any court, or if the Town Council is satisfied that any such Assessment or exemption is so irregular or defective that the same cannot be enforced or collected,

or if the Town Council has failed to include or omitted any property on the Assessment Roll which property should have been so included, the Town Council may take all necessary steps to impose a new Assessment against any property benefited by the Peruvian Avenue Improvement Project, following as nearly as may be practicable, the provisions of the Code and in case such second Assessment is annulled, vacated, or set aside, the Town Council may obtain and impose other Assessments until a valid Assessment is imposed.

SECTION 18. EFFECTIVE DATE. This Resolution shall take effect immediately upon its passage.

PASSED AND ADOPTED in a regular, adjourned session of the Town Council of the Town of Palm Beach assembled this 13th day of July, 2021.

Danielle H. Moore, Mayor

ATTEST:

Queenester Nieves, MBA, CMC Town Clerk

APPENDIX A

FORM OF NOTICE TO BE PUBLISHED

APPENDIX A
FORM OF NOTICE TO BE PUBLISHED

To Be Published by August 23, 2021

**NOTICE OF HEARING TO REIMPOSE AND PROVIDE FOR COLLECTION
OF SPECIAL ASSESSMENTS IN THE PERUVIAN AVENUE ASSESSMENT AREA TO
PROVIDE FOR THE PERUVIAN AVENUE IMPROVEMENT PROJECT AND OTHER
RELATED SERVICES**

Notice is hereby given that the Town Council of the Town of Palm Beach will conduct a public hearing to consider reimposing non-ad valorem special assessments for the provision of maintenance of the Peruvian Avenue Improvement Project within the boundaries of the Peruvian Avenue Assessment Area for the Fiscal Year beginning October 1, 2021 and future fiscal years, and approval of the non-ad valorem capital assessment roll for the construction of the Peruvian Avenue Improvement Project.

The hearing will be held at 5:01 p.m. on September 13, 2021, in the Town of Palm Beach Town Council Chambers, Town Hall, 360 South County Road, Palm Beach, Florida, for the purpose of receiving public comment on the special assessments. All affected property owners have a right to appear at the hearing and to file written objections with the Town Council within 20 days of this notice.

Pursuant to section 286.0105, Florida Statutes, if you decide to appeal any decision made by the Town Council with respect to any matter considered at the hearing or at any subsequent meeting to which the Town Council has continued its deliberations, you will need a record of the proceedings and may need to ensure that a verbatim record is made, including the testimony and evidence upon which the appeal is to be made. In accordance with the Americans with Disabilities Act, persons needing a special accommodation or an interpreter to participate in this proceeding should contact the Town Manager's Office at (561) 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) days prior to the date of the hearing.

The assessment for each parcel of property is based on the lineal front feet along Peruvian Avenue where the Peruvian Avenue Improvement Project was installed that were attributed to the Tax Parcel at the time of the adoption of the Initial Assessment Resolution (Resolution No. 099-2014). A more specific description of the improvements and the method of computing the assessment for each parcel of property are set forth in the Initial Assessment Resolution (Resolution

No. 099-2014) adopted by the Town Council on July 15, 2014. Copies of Chapter 90, Article II of the Town Code, the Initial Assessment Resolution, the Final Assessment Resolution (Resolution No. 148-2014), the Preliminary Rate Resolution, and the updated Assessment Roll for the upcoming fiscal year are available for inspection at the office of the Town Manager, located at Town Hall, 360 South County Road, Palm Beach, Florida.

The assessments will be collected on the ad valorem tax bill to be mailed in November 2021, as authorized by section 197.3632, Florida Statutes. Failure to pay the assessments will cause a tax certificate to be issued against the property which may result in a loss of title. The Town Council intends to collect the capital assessments in ten (10) annual installments, the first of which was included on the ad valorem tax bill mailed in November 2014. The Town Council intends to impose and collect the maintenance assessments on an annual basis.

If you have any questions, please contact the Town Manager's Office at (561) 838-5410, Monday through Friday between 8:30 a.m. and 5:00 p.m.

MAP OF ASSESSMENT AREA



**TOWN COUNCIL OF
THE TOWN OF PALM BEACH, FLORIDA**

APPENDIX B

FORM OF NOTICE TO BE MAILED

APPENDIX B

FORM OF NOTICE TO BE MAILED

**Town Council of the
Town of Palm Beach, Florida
Address
Town of Palm Beach, FL**

TOWN OF PALM BEACH, FLORIDA
NOTICE OF HEARING TO IMPOSE AND PROVIDE
FOR COLLECTION OF NON-AD VALOREM
ASSESSMENTS
NOTICE DATE: AUGUST 23, 2021

**Owner Name
Address
City, State Zip**

Tax Parcel #: _____
Legal Description: _____
Sequence #: _____

As required by section 197.3632, Florida Statutes, and the direction of the Town Council of the Town of Palm Beach, Florida, notice is given by the Town of Palm Beach that an annual assessment for the design, construction, installation, and maintenance of the Peruvian Avenue Improvement Project using the tax bill collection method will continue to be levied on your property contained within the Peruvian Avenue Assessment Area for the fiscal year October 1, 2021 - September 30, 2022 and future fiscal years. You are receiving this notice due to changes in the rate of assessment or changes in the assignment of assessment units to your property. The use of an annual special assessment to fund improvements and services benefiting improved property located within the Peruvian Avenue Assessment Area is a fair, efficient and effective means of funding these needed improvements and services. The total annual assessment revenue related to the Improvement Assessment to be collected within the Peruvian Avenue Assessment Area is estimated to be \$_____. The total annual assessment revenue related to the Maintenance Assessment to be collected within the Peruvian Avenue Assessment Area is estimated to be \$_____. The annual assessment will include your fair share of the principal, interest, administration, project and maintenance costs related to the Peruvian Avenue Improvement Project and amounts related to collection of assessments.

The assessment for your property is based on the lineal front feet along Peruvian Avenue where the Peruvian Avenue Improvement Project was installed that were attributed to the Tax Parcel

upon the initiation of the assessment program with the adoption of the Initial Assessment Resolution (No. 099-2014). A more specific description of the improvements and the method of computing the assessment for each parcel of property are set forth in the Initial Assessment Resolution adopted the Town Council on July 15, 2014 (Resolution No. 099-2014). Copies of Chapter 90, Article II of the Town Code, the Initial Assessment Resolution (Resolution No. 099-2014), the Final Assessment Resolution (Resolution No. 148-2014), the Preliminary Rate Resolution and the updated Assessment Roll for the upcoming fiscal year are available for inspection at the office of the Town Manager, located at Town Hall, 360 South County Road, Palm Beach, Florida.

The total Front Feet assigned to the above parcel is _____.

The maximum annual Improvement Assessment for the above parcel is \$_____ for the fiscal year commencing on October 1, 2021 and future fiscal years.

The annual Maintenance Assessment for the above parcel is \$_____ for the fiscal year commencing on October 1, 2021 and future fiscal years.

A public hearing will be held at 5:01 p.m. on September 13, 2021, in the Town of Palm Beach Town Council Chambers, Town Hall, 360 South County Road, Palm Beach, Florida, for the purpose of receiving public comment on the proposed Peruvian Avenue Improvement Project and the special assessments. You and all other affected property owners have a right to appear at the hearing and to file written objections with the Town Council within 20 days of this notice. Pursuant to section 286.0105, Florida Statutes, if you decide to appeal any decision made by the Town Council with respect to any matter considered at the hearing or at any subsequent meeting to which the Town Council has continued its deliberations, you will need a record of the proceedings and may need to ensure that a verbatim record is made, including the testimony and evidence upon which the appeal is to be made. In accordance with the Americans with Disabilities Act, persons needing a special accommodation or an interpreter to participate in this proceeding should contact the Town Manager's Office at (561) 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) days prior to the date of the hearing.

Unless proper steps are initiated in a court of competent jurisdiction to secure relief within 20 days from the date of Town Council action at the above hearing (including the method of apportionment, the rate of assessment and the imposition of assessments), such action shall be the final adjudication of the issues presented.

Both the non-ad valorem assessment amount shown on this notice and the ad valorem taxes for the above parcel will be collected on the ad valorem tax bill mailed in November 2021. Failure to pay the assessments will cause a tax certificate to be issued against the property which may result in a loss of title. The Town has issued debt to finance this project. This will permit the cost attributable to your property to be amortized and collected as an Improvement Assessment over a period of 10 years beginning in 2014; however, if there are no significant defaults in payments of the assessments, all or part of the last payments may be made from any reserve accounts funded by the bonds. The maintenance assessments will be levied annually.

If there is a mistake on this notice, it will be corrected. If you have any questions regarding your assessment, please contact the Town Manager's Office at (561) 838-5410, Monday through Friday between 8:30 a.m. and 5:00 p.m.

*** * * * * THIS IS NOT A BILL * * * * ***

APPENDIX C
ASSESSMENT ROLL



TOWN OF PALM BEACH, FLORIDA
Improvement Assessment Roll and Maintenance Assessment Roll
for the Peruvian Avenue 400 Block Streetscape Project Assessment Area
Fiscal Year 2022

<u>Property</u>	<u>Assessment #</u>	<u>Service Address</u>	<u>Balance Due</u>
50-43-43-23-05-012-0190	002ps-0001	421 PERUVIAN AVE	\$5,127.12
50-43-43-23-05-012-0211	002ps-0002	417 PERUVIAN AVE	\$1,627.85
50-43-43-23-05-012-0212	002ps-0003	417 PERUVIAN AVE	\$1,688.75
50-43-43-23-05-012-0213	002ps-0004	417 PERUVIAN AVE	\$1,810.54
50-43-43-23-05-012-0231	002ps-0005	417 PERUVIAN AVE	\$1,675.66
50-43-43-23-05-012-0232	002ps-0006	417 PERUVIAN AVE	\$1,092.36
50-43-43-23-05-012-0233	002ps-0007	417 PERUVIAN AVE	\$2,359.12
50-43-43-23-05-012-0251	002ps-0008	417 PERUVIAN AVE	\$1,157.36
50-43-43-23-05-012-0252	002ps-0009	417 PERUVIAN AVE	\$1,543.15
50-43-43-23-05-012-0253	002ps-0010	417 PERUVIAN AVE	\$439.80
50-43-43-23-05-012-0254	002ps-0011	417 PERUVIAN AVE	\$771.58
50-43-43-23-05-012-0255	002ps-0012	417 PERUVIAN AVE	\$385.79
50-43-43-23-05-012-0256	002ps-0013	417 PERUVIAN AVE	\$385.79
50-43-43-23-05-012-0257	002ps-0014	417 PERUVIAN AVE	\$443.65
50-43-43-23-05-013-0100	002ps-0015	439 WORTH AVE	\$5,127.12
50-43-43-27-39-000-1010	002ps-0016	401 PERUVIAN AVE	\$607.19
50-43-43-27-39-000-1030	002ps-0017	401 PERUVIAN AVE	\$997.83
50-43-43-27-39-000-1040	002ps-0018	401 PERUVIAN AVE	\$492.56
50-43-43-27-39-000-1050	002ps-0019	401 PERUVIAN AVE	\$505.28
50-43-43-27-39-000-2010	002ps-0020	401 PERUVIAN AVE	\$607.19
50-43-43-27-39-000-2020	002ps-0021	401 PERUVIAN AVE	\$94.57
50-43-43-27-39-000-2030	002ps-0022	401 PERUVIAN AVE	\$492.56
50-43-43-27-39-000-2040	002ps-0023	401 PERUVIAN AVE	\$92.20
50-43-43-27-39-000-2050	002ps-0024	401 PERUVIAN AVE	\$505.28



TOWN OF PALM BEACH, FLORIDA
Improvement Assessment Roll and Maintenance Assessment Roll
for the Peruvian Avenue 400 Block Streetscape Project Assessment Area
Fiscal Year 2022

<u>Property</u>	<u>Assessment #</u>	<u>Service Address</u>	<u>Balance Due</u>
50-43-43-27-39-000-3010	002ps-0025	401 PERUVIAN AVE	\$607.19
50-43-43-27-39-000-3020	002ps-0026	401 PERUVIAN AVE	\$94.57
50-43-43-27-39-000-3030	002ps-0027	401 PERUVIAN AVE	\$92.20
50-43-43-27-39-000-3040	002ps-0028	401 PERUVIAN AVE	\$492.56
50-43-43-27-39-000-3050	002ps-0029	401 PERUVIAN AVE	\$505.28
50-43-43-27-39-000-4010	002ps-0030	401 PERUVIAN AVE	\$704.86
50-43-43-27-39-000-4020	002ps-0031	401 PERUVIAN AVE	\$870.45
50-43-43-27-39-000-4030	002ps-0032	401 PERUVIAN AVE	\$870.45
50-43-43-27-45-000-2010	002ps-0033	401 WORTH AVE	\$1,176.20
50-43-43-27-45-000-2020	002ps-0034	401 WORTH AVE	\$1,012.03
50-43-43-27-45-000-2030	002ps-0035	401 WORTH AVE	\$1,176.20
50-43-43-27-45-000-3010	002ps-0036	401 WORTH AVE	\$1,176.20
50-43-43-27-45-000-3020	002ps-0037	401 WORTH AVE	\$189.43
50-43-43-27-45-000-3030	002ps-0038	401 WORTH AVE	\$1,176.20
50-43-43-27-63-000-1010	002ps-0039	389 S LAKE DR	\$1,201.35
50-43-43-27-63-000-1020	002ps-0040	389 S LAKE DR	\$279.38
50-43-43-27-63-000-1030	002ps-0041	389 S LAKE DR	\$1,159.86
50-43-43-27-63-000-1040	002ps-0042	389 S LAKE DR	\$1,060.65
50-43-43-27-63-000-2010	002ps-0043	389 S LAKE DR	\$1,201.35
50-43-43-27-63-000-2020	002ps-0044	389 S LAKE DR	\$279.38
50-43-43-27-63-000-2030	002ps-0045	389 S LAKE DR	\$1,159.86
50-43-43-27-63-000-2040	002ps-0046	389 S LAKE DR	\$1,060.65
50-43-43-27-63-000-2050	002ps-0047	389 S LAKE DR	\$1,067.86
50-43-43-27-63-000-2060	002ps-0048	389 S LAKE DR	\$1,076.88



TOWN OF PALM BEACH, FLORIDA
Improvement Assessment Roll and Maintenance Assessment Roll
for the Peruvian Avenue 400 Block Streetscape Project Assessment Area
Fiscal Year 2022

<u>Property</u>	<u>Assessment #</u>	<u>Service Address</u>	<u>Balance Due</u>
50-43-43-27-63-000-2070	002ps-0049	389 S LAKE DR	\$1,134.60
50-43-43-27-63-000-2080	002ps-0050	389 S LAKE DR	\$1,138.20
50-43-43-27-63-000-3010	002ps-0051	389 S LAKE DR	\$1,201.35
50-43-43-27-63-000-3020	002ps-0052	389 S LAKE DR	\$1,492.66
50-43-43-27-63-000-3030	002ps-0053	389 S LAKE DR	\$1,159.86
50-43-43-27-63-000-3040	002ps-0054	389 S LAKE DR	\$1,060.65
50-43-43-27-63-000-3050	002ps-0055	389 S LAKE DR	\$1,067.86
50-43-43-27-63-000-3060	002ps-0056	389 S LAKE DR	\$1,076.88
50-43-43-27-63-000-3070	002ps-0057	389 S LAKE DR	\$1,134.60
50-43-43-27-63-000-3080	002ps-0058	389 S LAKE DR	\$1,138.20
50-43-43-27-63-000-4010	002ps-0059	389 S LAKE DR	\$1,201.35
50-43-43-27-63-000-4020	002ps-0060	389 S LAKE DR	\$1,492.66
50-43-43-27-63-000-4030	002ps-0061	389 S LAKE DR	\$1,159.86
50-43-43-27-63-000-4040	002ps-0062	389 S LAKE DR	\$1,060.65
50-43-43-27-63-000-4050	002ps-0063	389 S LAKE DR	\$1,067.86
50-43-43-27-63-000-4060	002ps-0064	389 S LAKE DR	\$1,076.88
50-43-43-27-63-000-4070	002ps-0065	389 S LAKE DR	\$1,134.60
50-43-43-27-63-000-4080	002ps-0066	389 S LAKE DR	\$213.04
50-43-43-27-63-000-5010	002ps-0067	389 S LAKE DR	\$224.86
50-43-43-27-63-000-5020	002ps-0068	389 S LAKE DR	\$1,492.66
50-43-43-27-63-000-5030	002ps-0069	389 S LAKE DR	\$1,159.86
50-43-43-27-63-000-5040	002ps-0070	389 S LAKE DR	\$1,060.65
50-43-43-27-63-000-5050	002ps-0071	389 S LAKE DR	\$1,067.86
50-43-43-27-63-000-5060	002ps-0072	389 S LAKE DR	\$1,076.88



TOWN OF PALM BEACH, FLORIDA
Improvement Assessment Roll and Maintenance Assessment Roll
for the Peruvian Avenue 400 Block Streetscape Project Assessment Area
Fiscal Year 2022

<u>Property</u>	<u>Assessment #</u>	<u>Service Address</u>	<u>Balance Due</u>
50-43-43-27-63-000-5070	002ps-0073	389 S LAKE DR	\$1,134.60
50-43-43-27-63-000-5080	002ps-0074	389 S LAKE DR	\$1,138.20
50-43-43-27-63-000-6010	002ps-0075	389 S LAKE DR	\$1,805.61
50-43-43-27-63-000-6020	002ps-0076	389 S LAKE DR	\$2,203.36
50-43-43-27-63-000-6030	002ps-0077	389 S LAKE DR	\$1,630.65
50-43-43-27-63-000-6040	002ps-0078	389 S LAKE DR	\$306.74
50-43-43-27-63-000-6050	002ps-0079	389 S LAKE DR	\$337.95
50-43-43-27-64-000-1010	002ps-0080	455 WORTH AVE	\$479.12
50-43-43-27-64-000-2010	002ps-0081	455 WORTH AVE	\$676.62
50-43-43-27-64-000-2020	002ps-0082	455 WORTH AVE	\$94.48
50-43-43-27-64-000-2030	002ps-0083	455 WORTH AVE	\$89.41
50-43-43-27-64-000-2040	002ps-0084	455 WORTH AVE	\$757.19
50-43-43-27-64-000-2050	002ps-0085	455 WORTH AVE	\$93.28
50-43-43-27-64-000-2060	002ps-0086	455 WORTH AVE	\$498.37
50-43-43-27-64-000-2070	002ps-0087	455 WORTH AVE	\$680.89
50-43-43-27-64-000-2080	002ps-0088	455 WORTH AVE	\$680.89
50-43-43-27-64-000-2090	002ps-0089	455 WORTH AVE	\$498.37
50-43-43-27-64-000-2100	002ps-0090	455 WORTH AVE	\$88.61
50-43-43-27-64-000-3010	002ps-0091	455 WORTH AVE	\$676.62
50-43-43-27-64-000-3020	002ps-0092	455 WORTH AVE	\$504.79
50-43-43-27-64-000-3030	002ps-0093	455 WORTH AVE	\$477.70
50-43-43-27-64-000-3040	002ps-0094	455 WORTH AVE	\$757.19
50-43-43-27-64-000-3050	002ps-0095	455 WORTH AVE	\$498.37
50-43-43-27-64-000-3060	002ps-0096	455 WORTH AVE	\$498.37



TOWN OF PALM BEACH, FLORIDA
Improvement Assessment Roll and Maintenance Assessment Roll
for the Peruvian Avenue 400 Block Streetscape Project Assessment Area
Fiscal Year 2022

<u>Property</u>	<u>Assessment #</u>	<u>Service Address</u>	<u>Balance Due</u>
50-43-43-27-64-000-3070	002ps-0097	455 WORTH AVE	\$680.89
50-43-43-27-64-000-3080	002ps-0098	455 WORTH AVE	\$680.89
50-43-43-27-64-000-3090	002ps-0099	455 WORTH AVE	\$982.49
50-43-43-27-64-000-4010	002ps-0100	455 WORTH AVE	\$1,659.11
50-43-43-27-64-000-4040	002ps-0103	455 WORTH AVE	\$757.19
50-43-43-27-64-000-4050	002ps-0104	455 WORTH AVE	\$498.37
50-43-43-27-64-000-4060	002ps-0105	455 WORTH AVE	\$498.37
50-43-43-27-64-000-4070	002ps-0106	455 WORTH AVE	\$680.89
50-43-43-27-64-000-4080	002ps-0107	455 WORTH AVE	\$680.89
50-43-43-27-64-000-4090	002ps-0108	455 WORTH AVE	\$93.28
50-43-43-27-64-000-4100	002ps-0109	455 WORTH AVE	\$473.41
50-43-43-27-68-000-2010	002ps-0110	425 WORTH AVE	\$382.35
50-43-43-27-68-000-2020	002ps-0111	425 WORTH AVE	\$326.75
50-43-43-27-68-000-2030	002ps-0112	425 WORTH AVE	\$1,602.90
50-43-43-27-68-000-2040	002ps-0113	425 WORTH AVE	\$1,602.90
50-43-43-27-68-000-2050	002ps-0114	425 WORTH AVE	\$1,745.74
50-43-43-27-68-000-2060	002ps-0115	425 WORTH AVE	\$2,042.80
50-43-43-27-68-000-3010	002ps-0116	425 WORTH AVE	\$382.35
50-43-43-27-68-000-3020	002ps-0117	425 WORTH AVE	\$1,745.74
50-43-43-27-68-000-3030	002ps-0118	425 WORTH AVE	\$300.02
50-43-43-27-68-000-3040	002ps-0119	425 WORTH AVE	\$300.02
50-43-43-27-68-000-3050	002ps-0120	425 WORTH AVE	\$1,745.74
50-43-43-27-68-000-3060	002ps-0121	425 WORTH AVE	\$382.35
50-43-43-27-68-000-4010	002ps-0122	425 WORTH AVE	\$382.35



TOWN OF PALM BEACH, FLORIDA
Improvement Assessment Roll and Maintenance Assessment Roll
for the Peruvian Avenue 400 Block Streetscape Project Assessment Area
Fiscal Year 2022

<u>Property</u>	<u>Assessment #</u>	<u>Service Address</u>	<u>Balance Due</u>
50-43-43-27-68-000-4020	002ps-0123	425 WORTH AVE	\$1,745.74
50-43-43-27-68-000-4030	002ps-0124	425 WORTH AVE	\$1,602.90
50-43-43-27-68-000-4040	002ps-0125	425 WORTH AVE	\$1,602.90
50-43-43-27-68-000-4050	002ps-0126	425 WORTH AVE	\$326.75
50-43-43-27-68-000-4060	002ps-0127	425 WORTH AVE	\$2,042.80
50-43-43-27-68-000-5010	002ps-0128	425 WORTH AVE	\$382.35
50-43-43-27-68-000-5020	002ps-0129	425 WORTH AVE	\$1,745.74
50-43-43-27-68-000-5030	002ps-0130	425 WORTH AVE	\$1,602.90
50-43-43-27-68-000-5040	002ps-0131	425 WORTH AVE	\$300.02
50-43-43-27-68-000-5050	002ps-0132	425 WORTH AVE	\$326.75
50-43-43-27-68-000-5060	002ps-0133	425 WORTH AVE	\$2,042.80
50-43-43-27-68-000-6010	002ps-0134	425 WORTH AVE	\$567.85
50-43-43-27-68-000-6020	002ps-0135	425 WORTH AVE	\$3,033.87
50-43-43-27-68-000-6030	002ps-0136	425 WORTH AVE	\$567.85
			\$130,942.26

TOWN OF PALM BEACH

Town Council Meeting on: July 13, 2021

Section of Agenda

Resolutions

Agenda Title

RESOLUTION NO. 075-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Relating to the Collection and Disposal of Commercial Solid Waste; Establishing the Estimated Assessed Cost Against the Properties that will Be Benefitted Thereby; Directing the Town Manager to Prepare an Updated Solid Waste Assessment Roll; Establishing a Public Hearing to Consider Approval of the Assessment Roll and Reimposition of the Service Assessments and their Collection Pursuant to the Uniform Assessment Collection Act; Directing the Provision of Notice; and Providing for an Effective Date.

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

Presenter

ATTACHMENTS:

- ▣ **Memorandum Dated July 1, 2021, from H. Paul Brazil, P.E., Director of Public Works**
- ▣ **Resolution No. 075-2021**

TOWN OF PALM BEACH

Information for Town Council Meeting on: July 13, 2021

TO: Mayor and Town Council

VIA: Kirk W. Blouin, Town Manager

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

RE: Non-Ad Valorem Assessment Rates for Commercial Solid Waste Collection and Disposal - Adoption of Assessment Roll and Service Assessments for FY22
Resolution No. 075-2021

DATE: July 1, 2021

STAFF RECOMMENDATION

Town staff recommends Town Council adopt Resolution No. 075-2021, which is the Preliminary Assessment Resolution for the proposed Non-Ad Valorem Service Assessments for the Commercial Solid Waste Collection and Disposal rates for FY22.

GENERAL INFORMATION

The Non-Ad Valorem Assessment process that causes special assessments implemented by the Town to appear on a property owner's property tax bill, dovetails with the statewide budget and millage rate adoption schedule. Accordingly, it is time to begin the formal steps of implementing the FY22 proposed service assessments for the collection and disposal of commercial solid waste that will appear on a property owner's tax bill mailed on or about November 1, 2021.

By adopting Resolution No. 075-2021, you will be initiating a process whereby each affected property owner will be advised of the amount of their proposed service assessment and the date, time, and place of the public hearing to adopt the final assessment, and associated assessment roll on the Property Appraiser's TRIM notice, and by letter from the Town issued in late August of this year.

The Commercial Solid Waste Collection for FY22 Non-Ad Valorem Assessment uses a rate analysis methodology using the Palm Beach County Solid Waste Authority's reporting and is calculated as follows:

Cost Description	Amount
Service for 5-day customers	\$356,846
Service for 7-day customers	\$338,577
Service for apartments	<u>\$116,275</u>
Total Assessment Revenues	\$811,698
Total Direct Cost for Commercial Solid Waste Collection	\$475,251
Disposal Cost (\$42/ton collected)	<u>\$300,742</u>
Total Net Cost	775,993

To employ a defensible assessment methodology to ensure that property owners are only paying costs in proportion to the benefits they derive from the services or costs related to the services, we again used the methodology developed in 2003 which was previously found by the Town Council to provide benefits from the services that were/are in proportion to the assessments to be allocated to each benefitted property and that the apportionment of the special benefits to each benefitted property is fair and reasonable. This methodology was again validated and reviewed recently with the original consultant.

In order to place assessments on the property tax bill, which virtually assures that the Town will receive payment and avoid having to create an internal billing and collection function, a number of steps are required to be taken in coordination with the Tax Collector and Property Appraiser. The Tax Collector charges a fee for the work they undertake on the Town's behalf that is one percent (1%) of the value of the assessments. These costs are passed on to a property owner being assessed. In addition, since a property owner can receive a four percent (4%) discount for early payment of their property tax bill in November of each year, the assessments have to be adjusted upward by like amount to ensure the sum needed to pay expenses is realized in full. All totaled, for every \$100 in assessments the Town needs to collect, the assessment will be approximately \$105 in order to net the \$100 needed.

The additional five percent (5%) is attributable as follows:

- Tax Collector – 1%
- Potential early property tax bill payment discount – 4%
- Total – 5%

The Town's proposed FY22 net assessment of \$775,993 is derived by reducing the required gross total assessment of \$811,698 by these factors.

Resolution No. 075-2021 formally initiates the process to implement the intended assessments for FY22. The Resolution describes the property to be assessed, the services to be provided, determines the estimated cost to be assessed for the fiscal year commencing on October 1, delineates which properties will be assessed, and, among other things, directs staff to take certain required steps to effectuate the assessment process. The final public hearing will begin at 5:01 p.m. in the Town Hall Council Chambers on September 13, 2021.

Resolution No. 075-2021 is attached hereto. The FY22 Preliminary Assessment Roll and estimated assessments for this service are indicated in Appendix C of Resolution No. 075-2021. These estimates are subject to change as all items associated with the assessment are finalized for the property owner's notice and Final Assessment Resolution to be considered in September. Resolution No. 075-2021 sets rates from which the assessment can be calculated for each property.

The notices that property owners will receive from the Town prior to the final public hearing via first class mail and the TRIM notice provided by the Property Appraiser alerts the property owner to their right to object or call to the Town's attention any mistakes that they believe may have been made in applying the assessment formula to any given property. The law recognizes the difficulties that can exist in the assessment process and creates a check and balance into the process whenever an assessment is proposed for the first time, or there is an increase in the cost or method in calculating the assessment.

Non-Ad Valorem Assessment rates for commercial solid waste collection are established as follows, with a comparison to the prior year's rate:

	<u>FY21</u>	<u>FY22</u>
1. Apartments	\$ 12.80/Unit/Month	\$ 12.80/Unit/Month
2. Low Volume (5 day)	\$ 0.028/SF/Year	\$ 0.029/SF/Year
3. Medium Volume (5 day)	\$ 0.189/SF/Year	\$ 0.190/SF/Year
4. High Volume (5 day)	\$ 0.826SF/Year	\$ 0.832/SF/Year
5. Low Volume (7 day)	\$ 0.035/SF/Year	\$ 0.035/SF/Year
6. Medium Volume (7 day)	\$ 0.234/SF/Year	\$ 0.235/SF/Year
7. High Volume (7 day)	\$ 1.025/SF/Year	\$ 1.030/SF/Year

FUNDING/FISCAL IMPACT

This is a "zero-sum" initiative, in that revenues are intended to balance/offset the costs. It is anticipated that this action will provide and generate the requisite funding. All direct costs borne by the Town to accomplish this service are paid for by the properties benefitting, as opposed to all property owners in Town.

TOWN ATTORNEY REVIEW

This Resolution has been reviewed by the Town Attorney for legal form and sufficiency. This Resolution was developed and prepared by the law firm of Nabors, Giblin, and Nickerson, who previously prepared the Town's ordinances that established Chapter 90 of the Town Code pertaining to Special Assessments.

Attachment

cc: Jane Le Clainche, Director of Finance
Eric B. Brown, P.E., Assistant Director of Public Works
John C. Randolph, Town Attorney
Chester Purves, Services Division Manager
Dean Mealy, Purchasing Manager

RESOLUTION NO. 075-2021

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, RELATING TO THE COLLECTION AND DISPOSAL OF COMMERCIAL SOLID WASTE; ESTABLISHING THE ESTIMATED ASSESSED COST AGAINST THE PROPERTIES THAT WILL BE BENEFITTED THEREBY; DIRECTING THE TOWN MANAGER TO PREPARE AN UPDATED SOLID WASTE ASSESSMENT ROLL; ESTABLISHING A PUBLIC HEARING TO CONSIDER APPROVAL OF THE ASSESSMENT ROLL AND REIMPOSITION OF THE SERVICE ASSESSMENTS AND THEIR COLLECTION PURSUANT TO THE UNIFORM ASSESSMENT COLLECTION ACT; DIRECTING THE PROVISION OF NOTICE; AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, FLORIDA, AS FOLLOWS:

SECTION 1. AUTHORITY. This Resolution is adopted pursuant to the provisions of Chapter 90, Article II, of the Town of Palm Beach Code of Ordinances (the "Code"), the Initial Assessment Resolution (Resolution No. 25-03), the Final Assessment Resolution (Resolution No. 44-03), Article VIII, Section 2, Florida Constitution, the Town of Palm Beach Charter, Sections 166.021 and 166.041, Florida Statutes, and other applicable provisions of law.

SECTION 2. PURPOSE AND DEFINITIONS.

(A) This Resolution constitutes the Preliminary Rate Resolution, as designated in the Code, and initiates the annual process for updating the Solid Waste Assessment Roll and directing the reimposition of Solid Waste Service Assessments within the Town of Palm Beach for the Fiscal Year beginning October 1, 2021.

(B) All capitalized words and terms not otherwise defined herein shall have the meanings set forth in the Code, Section 102-1 of the Town of Palm Beach Code of Ordinances, the Initial Assessment Resolution, the Final Assessment Resolution, and the Preliminary Rate

Resolution (Resolution No. 107-2017) adopted in 2017. Unless the context indicates otherwise, words imparting the singular number include the plural number, and vice versa.

SECTION 3. INTERPRETATION. Unless the context indicates otherwise, words importing the singular number include the plural number, and vice versa; the terms "hereof," "hereby," "herein," "hereto," "hereunder" and similar terms refer to this Resolution; and the term "hereafter" means after, and the term "heretofore" means before, the effective date of this Resolution. Words of any gender include the correlative words of the other gender, unless the sense indicates otherwise.

SECTION 4. FINDINGS. The legislative determinations embodied in the Code, the Initial Assessment Resolution, the Final Assessment Resolution, and Resolution No. 107-2017, are affirmed and incorporated herein by reference.

SECTION 5. SOLID WASTE COLLECTION AND DISPOSAL SERVICES.

(A) Upon the imposition of the Solid Waste Service Assessments for Solid Waste collection and disposal services, facilities, and programs against Assessed Property located within the incorporated areas of the Town, the Town shall cause Solid Waste collection and disposal services, facilities, and programs to be provided to such Assessed Property. All or a portion of the Solid Waste Cost shall be paid from proceeds of the Solid Waste Service Assessments.

(B) It is hereby ascertained, determined, and declared that each parcel of Assessed Property has been and will continue to be benefited by the Town's provision of Solid Waste collection and disposal services, facilities and programs in an amount not less than the Solid Waste Service Assessment upon such parcel computed in the manner set forth in this Preliminary Rate Resolution.

SECTION 6. DETERMINATION OF SOLID WASTE COST; ESTABLISHMENT OF SOLID WASTE SERVICE ASSESSMENTS.

(A) The Solid Waste Cost to be assessed and apportioned among benefited parcels for the Fiscal Year commencing October 1, 2021, is estimated to be \$811,698.

(1) \$116,275 of the Solid Waste Cost is allocated to Apartments in accordance with the methodology set forth in the Assessment Report.

(2) \$695,423 of the Solid Waste Cost is allocated to Commercial Property in accordance with the methodology set forth in the Assessment Report.

(3) The approval of this Preliminary Rate Resolution determines the amount of the Solid Waste Cost. The remainder of the Town's budget for Solid Waste collection and disposal services, facilities, and programs shall be funded from available Town revenue other than Solid Waste Service Assessments.

(B) For the Fiscal Year commencing October 1, 2021 in which Solid Waste Service Assessments for Solid Waste collection and disposal services, facilities and programs are imposed, the Solid Waste Cost shall be allocated among all Tax Parcels of Apartments and Commercial Property within the Town in accordance with the method of apportionment provided in Section 6 of Resolution No. 107-2017, as described in more detail in the Assessment Report.

(C) The following rates of assessment for Solid Waste collection and disposal services, facilities, and programs are hereby approved for the Fiscal year beginning October 1, 2021:

Property and Service Type	Annual Assessment Rate	Billing Unit
Apartments	\$145.83	Per Dwelling Unit
Commercial Property – 5 Day Service		
Low Volume	\$0.029	Per Square Foot
Medium Volume	\$0.190	Per Square Foot
High Volume	\$0.832	Per Square Foot
Commercial Property – 7 Day Service		
Low Volume	\$0.035	Per Square Foot
Medium Volume	\$0.235	Per Square Foot
High Volume	\$1.030	Per Square Foot

(D) The rate of the Solid Waste Service Assessments established in this Preliminary Rate Resolution shall be the rates applied by the Town Manager in the preparation of the initial Assessment Roll for the Fiscal Year commencing October 1, 2021, as provided in Section 7 of this Preliminary Rate Resolution.

SECTION 7. SOLID WASTE ASSESSMENT ROLL.

(A) The Town Manager is hereby directed to prepare, or cause to be prepared, an updated Solid Waste Assessment Roll for the Fiscal Year beginning October 1, 2021, in the manner provided in Section 90-63 of the Code.

(B) Such updated Solid Waste Assessment Roll shall contain the following:

1. a summary description of all Assessed Property within the Town conforming to the description contained on the Tax Roll,

2. the name and address of the owner of record of each Tax Parcel as shown on the Tax Roll, and

3. the amount of the initial Solid Waste Service Assessment for Solid Waste collection and disposal services, facilities, and programs attributable to each Tax Parcel.

(C) The updated Solid Waste Assessment Roll shall be open to public inspection. The foregoing shall not be construed to require that the initial Solid Waste Assessment Roll be in printed form if the amount of the Solid Waste Service Assessment for each Tax Parcel of Assessed Property can be determined by use of a computer terminal available to the public.

(D) It is hereby ascertained, determined, and declared that the foregoing method of determining the Solid Waste Service Assessments for Solid Waste collection and disposal services, facilities, and programs is a fair and reasonable method of apportioning the Solid Waste Cost among parcels of Assessed Property.

SECTION 8. PUBLIC HEARING. There is hereby established a public hearing to be held by the Town Council at 5:01 p.m. on September 13, 2021, in the Town of Palm Beach Town Council Chambers, Town Hall, 360 South County Road, Palm Beach, Florida, to consider reimposition of the Solid Waste Service Assessments, approval of the Assessment Roll, and collection of the Assessments pursuant to the Uniform Assessment Collection Act.

SECTION 9. NOTICE BY PUBLICATION. Upon completion of the updated Solid Waste Assessment Roll, the Town Manager shall publish a notice of the public hearing authorized by Section 8 hereof in the manner and the time provided in Section 90-64 of the Code. Such notice shall be in substantially the form attached hereto as Appendix A. The notice shall be published no later than August 23, 2021.

SECTION 10. NOTICE BY MAIL.

(A) If Section 90-68(c) of the Town Code so requires, upon completion of the updated Solid Waste Assessment Roll, the Town Manager shall, at the time and in the manner specified in Section 90-65 of the Town Code, provide first class mailed notice of the public hearing authorized by Section 8 hereof to each property owner proposed to be assessed at the address indicated on the Tax Roll. Such notice shall be in substantially the form attached hereto as Appendix B. For Tax Parcels with exempt "home addresses" pursuant to Section 119.071(4), Florida Statutes, the Town Manager shall work with the Property Appraiser and/or Tax Collector for provision of notice. The notices shall be mailed no later than August 23, 2021.

(B) In accordance with Chapter 92-264, Laws of Florida, as amended, a special act relating to the Property Appraiser, the Town Council shall provide additional notice of the Solid Waste Service Assessment as part of the notice of proposed property taxes under Section 200.069, Florida Statutes, the truth-in-millage notification.

(C) If the Town Council determines that the notice provided under Paragraph (B) of this Section 10 also fulfills the requirements of Paragraph (A) of this Section 10, then the separate mailing requirement described in Paragraph (A) will be deemed to be fulfilled by the notice described in Paragraph (B).

SECTION 11. METHOD OF COLLECTION. The Assessments shall be collected pursuant to the Uniform Assessment Collection Act.

SECTION 12. EFFECTIVE DATE. This Resolution shall take effect immediately upon its passage.

PASSED AND ADOPTED in a regular, adjourned session of the Town Council of the
Town of Palm Beach assembled this 13th day of July, 2021.

Danielle H. Moore, Mayor

ATTEST:

Queenester Nieves, CMC, Town Clerk

APPENDIX A

FORM OF NOTICE TO BE PUBLISHED

APPENDIX A

FORM OF NOTICE TO BE PUBLISHED

To Be Published by August 23, 2021

NOTICE OF HEARING TO REIMPOSE AND PROVIDE FOR COLLECTION OF SOLID WASTE SERVICE ASSESSMENTS

Notice is hereby given that the Town Council of the Town of Palm Beach will conduct a public hearing to consider reimposing non-ad valorem special assessments for the provision of solid waste collection and disposal services, facilities, and programs against commercial property and apartments within the boundaries of the Town of Palm Beach for the Fiscal Year beginning October 1, 2021.

The hearing will be held at 5:01 p.m. on September 13, 2021, in the Town of Palm Beach Town Council Chambers, Town Hall, 360 South County Road, Palm Beach, Florida, for the purpose of receiving public comment on the proposed special non-ad valorem assessments. All affected property owners have a right to appear at the hearing and to file written objections with the Town Council within 20 days of this notice.

Pursuant to section 286.0105, Florida Statutes, if you decide to appeal any decision made by the Town Council with respect to any matter considered at the hearing or at any subsequent meeting to which the Town Council has continued its deliberations, you will need a record of the proceedings and may need to ensure that a verbatim record is made, including the testimony and evidence upon which the appeal is to be made. In accordance with the Americans with Disabilities Act, persons needing a special accommodation or an interpreter to participate in this proceeding should contact the Town Manager's Office at (561) 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) days prior to the date of the hearing.

The assessment for your property will be based all or in part, on the type of commercial designation assigned, including apartments and the number of apartments located on a specific parcel, frequency of solid waste collection service, square footage of the property and volume of solid waste (using commercial land use volume generation rates as determined by the Solid Waste Authority of Palm Beach County) and approved by the Town Council of the Town of Palm Beach, as these values were assigned upon the initiation of the assessment program with the adoption of the Initial Assessment Resolution (No. 25-03) and as amended by subsequent official Town

modification of assessment criteria for those commercial properties assessed or added to the Commercial Customer Solid Waste Collection Services program since its inception.

The rates of assessment for the fiscal year commencing on October 1, 2021, are as follows:

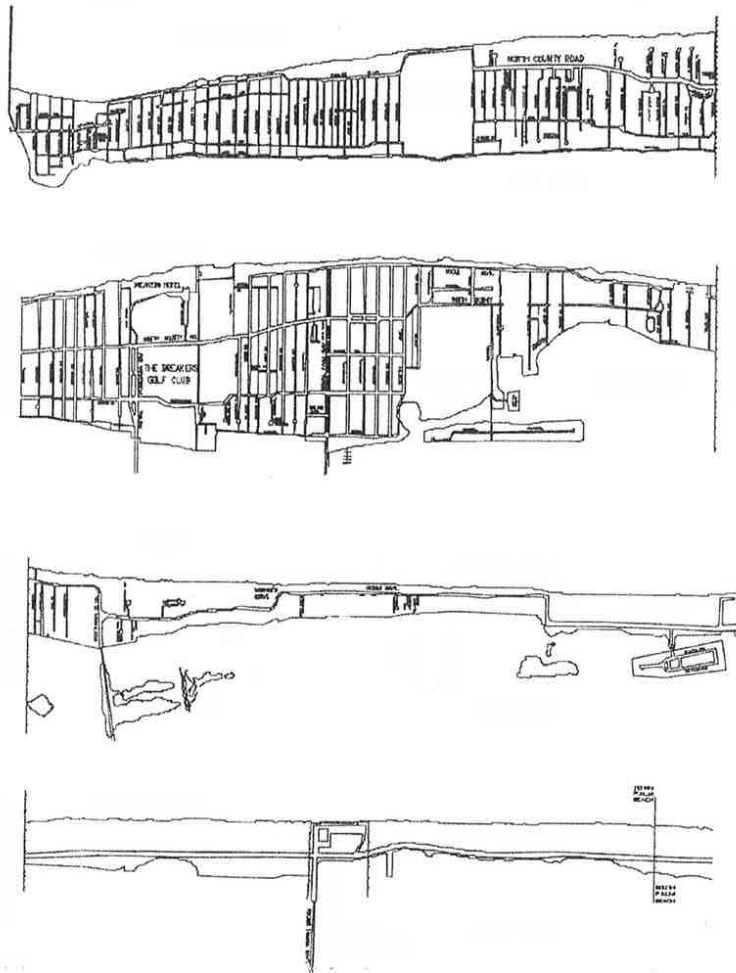
Property and Service Type	Annual Assessment Rate	Billing Unit
Apartments	\$145.83	Per Dwelling Unit
Commercial Property – 5 Day Service		
Low Volume	\$0.029	Per Square Foot
Medium Volume	\$0.190	Per Square Foot
High Volume	\$0.832	Per Square Foot
Commercial Property – 7 Day Service		
Low Volume	\$0.035	Per Square Foot
Medium Volume	\$0.235	Per Square Foot
High Volume	\$1.030	Per Square Foot

A more specific description of the services and the method of computing the assessment for each parcel of property are set forth in the Initial Assessment Resolution (Resolution No. 25-03), the Final Assessment Resolution (Resolution No. 44-03), and the Preliminary Rate Resolution for FY 21-22 (Resolution No. 075-2021). Copies of Chapter 90, Article II of the Town Code, the above referenced resolutions, and the updated Solid Waste Assessment Roll for the upcoming fiscal year are available for inspection at the office of the Town Manager, located at Town Hall, 360 South County Road, Palm Beach, Florida.

The assessments will be collected on the ad valorem tax bill to be mailed in November 2021, as authorized by section 197.3632, Florida Statutes. Failure to pay the assessments will cause a tax certificate to be issued against the property which may result in a loss of title.

If you have any questions, please contact the Town Manager's Office at (561) 838-5410, Monday through Friday between 8:30 a.m. and 5:00 p.m.

MAP OF ASSESSMENT AREA



APPENDIX B

FORM OF NOTICE TO BE MAILED

APPENDIX B

FORM OF NOTICE TO BE MAILED

**Town Council of the
Town of Palm Beach, Florida
Address
Town of Palm Beach, FL**

TOWN OF PALM BEACH, FLORIDA
NOTICE OF HEARING TO IMPOSE AND PROVIDE
FOR COLLECTION OF NON-AD VALOREM
ASSESSMENTS

NOTICE DATE: AUGUST 23, 2021

**Owner Name
Address
City, State Zip**

Tax Parcel #: _____
Legal Description: _____
Sequence #: _____

As required by Section 197.3632, Florida Statutes, notice is given by the Town Council of the Town of Palm Beach, Florida, that an annual assessment for commercial solid waste collection and disposal services, facilities, and programs using the tax bill collection method, may be levied on your property for the fiscal year October 1, 2021 - September 30, 2022 and future fiscal years. The purpose of this assessment is to fund solid waste collection and disposal services, facilities, and programs benefiting apartments and commercial property within the incorporated area of the Town. The use of an annual special assessment to fund commercial solid waste collection and disposal services, facilities, and programs benefiting property classified as commercial and apartments and receiving Town of Palm Beach solid waste collection and disposal services is a fair, efficient and effective means of funding these needed services.

The total annual solid waste assessment revenue to be collected within the Town, is estimated to be \$811,698 for the Fiscal Year 2021-22. The assessment for your property will be based all or in part, on the type of commercial designation assigned, including apartments and the number of apartments located on a specific parcel, frequency of solid waste collection service, square footage of the property and volume of solid waste (using commercial land use volume generation rates as determined by the Solid Waste Authority of Palm Beach County) and approved by the Town Council of the Town of Palm Beach.

A more specific description of the services and the method of computing the assessment for each parcel of property are set forth in the Initial Assessment Resolution (Resolution No. 25-03), the Final Assessment Resolution (Resolution No. 44-03), and the Preliminary Rate Resolution for FY 21-22 (Resolution No. 075-2021). Copies of Chapter 90, Article II of the Town Code, the above referenced resolutions, and the updated Solid Waste Assessment Roll for the upcoming fiscal year are available for inspection at the office of the Town Manager, located at Town Hall, 360 South County Road, Palm Beach, Florida.

The following information applies to the above parcel:

Property classification and service type: [i.e. Apartment, Low Volume 5-Day Commercial]

Number and type of assessment units: [i.e. 30 dwelling units, 10,000 square feet]

Total Solid Waste Service Assessment: \$ _____

The maximum annual Solid Waste Service Assessment for the above parcel for the fiscal year commencing on October 1, 2021 and future fiscal years: \$ _____.

A public hearing will be held at 5:01 p.m. on September 13, 2021, in the Town of Palm Beach Town Council Chambers, Town Hall, 360 South County Road, Palm Beach, Florida, for the purpose of receiving public comment on the proposed Solid Waste Service Assessments. You and all other affected property owners have a right to appear at the hearing and to file written objections with the Town Council within 20 days of this notice. Pursuant to section 286.0105, Florida Statutes, if you decide to appeal any decision made by the Town Council with respect to any matter considered at the hearing or at any subsequent meeting to which the Town Council has continued its deliberations, you will need a record of the proceedings and may need to ensure that a verbatim record is made, including the testimony and evidence upon which the appeal is to be made. In accordance with the Americans with Disabilities Act, persons needing a special accommodation or an interpreter to participate in this proceeding should contact the Town Manager's Office at (561) 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) days prior to the date of the hearing.

Unless proper steps are initiated in a court of competent jurisdiction to secure relief within 20 days from the date of Town Council action at the above hearing (including the method of apportionment, the rate of assessment and the imposition of assessments), such action shall be the final adjudication of the issues presented.

Both the non-ad valorem assessment amount shown on this notice and the ad valorem taxes for the above parcel will be collected on the ad valorem tax bill mailed in November 2021. Failure to pay the assessments will cause a tax certificate to be issued against the property which may result in a loss of title.

If there is a mistake on this notice, it will be corrected. If you have any questions regarding your assessment, please contact the Town Manager's Office at (561) 838-5410, Monday through Friday between 8:30 a.m. and 5:00 p.m.

*** * * * * THIS IS NOT A BILL * * * * ***

APPENDIX C

COMMERCIAL SOLID WASTE COLLECTION SERVICES
NON-AD VALOREM ASSESSMENT TAX ROLL



TOWN OF PALM BEACH, FLORIDA
Commercial Solid Waste Collection Services
Non-Ad Valorem Assessment Roll
Fiscal Year 2021

<u>Property</u>	<u>Assessment #</u>	<u>Service Address</u>	<u>Commercial Designation</u>	<u>SF/Units</u>	<u>Rate</u>	<u>Balance Due</u>
50-43-43-03-02-000-0022	00350-0242	1338 N LAKE WAY	Solid Waste Medium Volume 7 day	21603	\$0.235	5,076.71
50-43-43-03-02-000-0022	00350-0242	1338 N LAKE WAY	Solid Waste High Volume 7 day	7824	\$1.030	8,058.72
50-43-43-10-00-001-0040	00350-0415	760 N OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-10-00-001-0040	00350-0415	760 N OCEAN BLVD	Solid Waste Medium Volume 5 day	54938	\$0.190	10,438.22
50-43-43-10-00-001-0040	00350-0415	760 N OCEAN BLVD	Solid Waste High Volume 7 day	13035	\$1.030	13,426.05
50-43-43-10-04-000-0050	00350-0001	755 N COUNTY RD	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-10-04-000-0050	00350-0001	755 N COUNTY RD	Solid Waste Medium Volume 5 day	35955	\$0.190	6,831.45
50-43-43-10-04-000-0050	00350-0001	755 N COUNTY RD	Solid Waste High Volume 7 day	17481	\$1.030	18,005.43
50-43-43-10-05-000-0053	00350-0550	641 N COUNTY RD	Solid Waste Apartment	3	\$12.800	460.80
50-43-43-10-05-000-0053	00350-0550	641 N COUNTY RD	Solid Waste Medium Volume 5 day	540	\$0.190	102.60
50-43-43-14-00-002-0060	00350-0200	138 ROOT TRL	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-14-10-004-0010	00350-0023	190 N COUNTY RD	Solid Waste Medium Volume 5 day	19194	\$0.190	3,646.86
50-43-43-14-10-004-0010	00350-0023	190 N COUNTY RD	Solid Waste Low Volume 7 day	9457	\$0.035	331.00
50-43-43-14-10-004-0130	00350-0080	250 SEMINOLE AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-14-10-004-0130	00350-0080	250 SEMINOLE AVE	Solid Waste Medium Volume 5 day	3568	\$0.190	677.92
50-43-43-14-10-004-0140	00350-0081	256 SEMINOLE AVE	Solid Waste Apartment	2	\$12.800	307.20
50-43-43-14-10-004-0150	00350-0082	258 SEMINOLE AVE	Solid Waste Apartment	2	\$12.800	307.20
50-43-43-14-10-004-0170	00350-0083	264 SEMINOLE AVE	Solid Waste Apartment	11	\$12.800	1,689.60



TOWN OF PALM BEACH, FLORIDA
Commercial Solid Waste Collection Services
Non-Ad Valorem Assessment Roll
Fiscal Year 2021

<u>Property</u>	<u>Assessment #</u>	<u>Service Address</u>	<u>Commercial Designation</u>	<u>SF/Units</u>	<u>Rate</u>	<u>Balance Due</u>
50-43-43-14-10-004-0190	00350-0084	191 BRADLEY PL	Solid Waste High Volume 7 day	5236	\$1.030	5,393.08
50-43-43-14-10-005-0320	00350-0428	265 SEMINOLE AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-14-10-005-0440	00350-0189	219 SEMINOLE AVE	Solid Waste Apartment	3	\$12.800	460.80
50-43-43-14-10-005-0470	00350-0190	201 SEMINOLE AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-14-12-000-0082	00350-0103	155 ROOT TRL	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-14-12-000-0140	00350-0238	183 N COUNTY RD	Solid Waste Medium Volume 5 day	3279	\$0.190	623.01
50-43-43-14-13-000-0010	00350-0276	165 N COUNTY RD	Solid Waste Medium Volume 5 day	15371	\$0.190	2,920.49
50-43-43-14-14-000-0071	00350-0277	120 CASA BENDITA	Solid Waste Apartment	2	\$12.800	307.20
50-43-43-14-14-000-0071	00350-0277	120 CASA BENDITA	Solid Waste Medium Volume 5 day	1225	\$0.190	232.75
50-43-43-14-21-002-0010	00350-0246	100 SUNRISE AVE	Solid Waste Medium Volume 5 day	1184	\$0.190	224.96
50-43-43-14-21-002-0030	00350-0278	100 SUNRISE AVE	Solid Waste Medium Volume 7 day	7640	\$0.235	1,795.40
50-43-43-14-21-002-0040	00350-0279	100 SUNRISE AVE	Solid Waste Medium Volume 5 day	550	\$0.190	104.50



TOWN OF PALM BEACH, FLORIDA
Commercial Solid Waste Collection Services
Non-Ad Valorem Assessment Roll
Fiscal Year 2021

<u>Property</u>	<u>Assessment #</u>	<u>Service Address</u>	<u>Commercial Designation</u>	<u>SF/Units</u>	<u>Rate</u>	<u>Balance Due</u>
50-43-43-14-21-002-0060	00350-0280	100 SUNRISE AVE	Solid Waste Medium Volume 5 day	384	\$0.190	72.96
50-43-43-14-29-004-0000	00350-0114	201 VIA LAS BRISAS	Solid Waste Medium Volume 5 day	1100	\$0.190	209.00
50-43-43-15-03-000-0051	00350-0337	241 BRADLEY PL	Solid Waste Medium Volume 5 day	3798	\$0.190	721.62
50-43-43-15-03-000-0180	00350-0338	246 ATLANTIC AVE	Solid Waste Apartment	4	\$12.800	614.40
50-43-43-15-03-000-0750	00350-0026	251 BRADLEY PL	Solid Waste Apartment	6	\$12.800	921.60
50-43-43-15-04-000-0151	00350-0027	231 BRADLEY PL	Solid Waste Medium Volume 5 day	5800	\$0.190	1,102.00
50-43-43-15-05-000-0011	00350-0105	189 BRADLEY PL	Solid Waste Apartment	2	\$12.800	307.20
50-43-43-15-05-000-0011	00350-0105	189 BRADLEY PL	Solid Waste Medium Volume 5 day	2420	\$0.190	459.80
50-43-43-15-05-000-0012	00350-0028	263 OLEANDER AVE	Solid Waste Apartment	2	\$12.800	307.20
50-43-43-15-05-000-0020	00350-0029	259 OLEANDER AVE	Solid Waste Apartment	3	\$12.800	460.80



TOWN OF PALM BEACH, FLORIDA
Commercial Solid Waste Collection Services
Non-Ad Valorem Assessment Roll
Fiscal Year 2021

<u>Property</u>	<u>Assessment #</u>	<u>Service Address</u>	<u>Commercial Designation</u>	<u>SF/Units</u>	<u>Rate</u>	<u>Balance Due</u>
50-43-43-15-05-000-0040	00350-0030	257 OLEANDER AVE	Solid Waste Apartment	2	\$12.800	307.20
50-43-43-15-05-000-0060	00350-0031	253 OLEANDER AVE	Solid Waste Apartment	8	\$12.800	1,228.80
50-43-43-15-05-000-0160	00350-0034	233 OLEANDER AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-15-05-000-0180	00350-0036	227 OLEANDER AVE	Solid Waste Apartment	2	\$12.800	307.20
50-43-43-15-06-000-0010	00350-0074	178 N COUNTY RD	Solid Waste Medium Volume 5 day	2262	\$0.190	429.78
50-43-43-15-06-000-0031	00350-0075	210 OLEANDER AVE	Solid Waste Apartment	3	\$12.800	460.80
50-43-43-15-06-000-0040	00350-0076	212 OLEANDER AVE	Solid Waste Apartment	7	\$12.800	1,075.20
50-43-43-15-06-000-0050	00350-0077	216 OLEANDER AVE	Solid Waste Apartment	2	\$12.800	307.20



TOWN OF PALM BEACH, FLORIDA
Commercial Solid Waste Collection Services
Non-Ad Valorem Assessment Roll
Fiscal Year 2021

<u>Property</u>	<u>Assessment #</u>	<u>Service Address</u>	<u>Commercial Designation</u>	<u>SF/Units</u>	<u>Rate</u>	<u>Balance Due</u>
50-43-43-15-06-000-0070	00350-0085	226 OLEANDER AVE	Solid Waste Apartment	3	\$12.800	460.80
50-43-43-15-06-000-0080	00350-0150	232 OLEANDER AVE	Solid Waste Apartment	2	\$12.800	307.20
50-43-43-15-06-000-0110	00350-0151	240 OLEANDER AVE	Solid Waste Apartment	3	\$12.800	460.80
50-43-43-15-06-000-0130	00350-0152	246 OLEANDER AVE	Solid Waste Apartment	2	\$12.800	307.20
50-43-43-15-06-000-0140	00350-0153	252 OLEANDER AVE	Solid Waste Apartment	3	\$12.800	460.80
50-43-43-15-06-000-0180	00350-0154	179 BRADLEY PL	Solid Waste Medium Volume 5 day	3340	\$0.190	634.60
50-43-43-15-08-000-0011	00350-0106	172 N COUNTY RD	Solid Waste Apartment	4	\$12.800	614.40
50-43-43-15-08-000-0021	00350-0095	172 N COUNTY RD	Solid Waste Apartment	4	\$12.800	614.40
50-43-43-15-08-000-0060	00350-0192	223 PARK AVE	Solid Waste Apartment	2	\$12.800	307.20
50-43-43-15-08-000-0070	00350-0193	225 PARK AVE	Solid Waste Apartment	2	\$12.800	307.20
50-43-43-15-08-000-0110	00350-0194	251 PARK AVE	Solid Waste Apartment	1	\$12.800	153.60



TOWN OF PALM BEACH, FLORIDA
Commercial Solid Waste Collection Services
Non-Ad Valorem Assessment Roll
Fiscal Year 2021

<u>Property</u>	<u>Assessment #</u>	<u>Service Address</u>	<u>Commercial Designation</u>	<u>SF/Units</u>	<u>Rate</u>	<u>Balance Due</u>
50-43-43-15-08-000-0120	00350-0195	253 PARK AVE	Solid Waste Apartment	2	\$12.800	307.20
50-43-43-15-08-000-0130	00350-0196	255 PARK AVE	Solid Waste Apartment	2	\$12.800	307.20
50-43-43-15-08-000-0190	00350-0240	175 BRADLEY PL	Solid Waste Medium Volume 5 day	2145	\$0.190	407.55
50-43-43-15-08-000-0350	00350-0241	165 BRADLEY PL	Solid Waste Medium Volume 5 day	3038	\$0.190	577.22
50-43-43-15-08-000-0420	00350-0275	242 PARK AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-15-09-000-0131	00350-0281	151 N COUNTY RD	Solid Waste Medium Volume 7 day	3382	\$0.235	794.77
50-43-43-15-09-000-0131	00350-0281	151 N COUNTY RD	Solid Waste High Volume 7 day	1429	\$1.030	1,471.87
50-43-43-15-09-000-0132	00350-0339	155 N COUNTY RD	Solid Waste Medium Volume 7 day	1790	\$0.235	420.65
50-43-43-15-09-000-0132	00350-0339	155 N COUNTY RD	Solid Waste High Volume 7 day	4518	\$1.030	4,653.54
50-43-43-15-09-000-0140	00350-0340	139 N COUNTY RD	Solid Waste Low Volume 5 day	7448	\$0.029	215.99
50-43-43-15-09-000-0140	00350-0340	139 N COUNTY RD	Solid Waste Medium Volume 5 day	28544	\$0.190	5,423.36
50-43-43-15-10-000-0230	00350-0341	142 N COUNTY RD	Solid Waste Low Volume 5 day	13190	\$0.029	382.51
50-43-43-15-10-000-0460	00350-0305	255 SUNRISE AVE	Solid Waste Medium Volume 7 day	13557	\$0.235	3,185.90
50-43-43-15-10-000-0540	00350-0342	285 SUNRISE AVE	Solid Waste Medium Volume 5 day	3226	\$0.190	612.94



TOWN OF PALM BEACH, FLORIDA
Commercial Solid Waste Collection Services
Non-Ad Valorem Assessment Roll
Fiscal Year 2021

<u>Property</u>	<u>Assessment #</u>	<u>Service Address</u>	<u>Commercial Designation</u>	<u>SF/Units</u>	<u>Rate</u>	<u>Balance Due</u>
50-43-43-15-10-000-0601	00350-0343	254 SUNRISE AVE	Solid Waste Medium Volume 5 day	2176	\$0.190	413.44
50-43-43-15-10-000-0750	00350-0344	230 SUNRISE AVE	Solid Waste Medium Volume 7 day	2609	\$0.235	613.12
50-43-43-15-10-000-0750	00350-0344	230 SUNRISE AVE	Solid Waste High Volume 7 day	4856	\$1.030	5,001.68
50-43-43-15-10-000-0810	00350-0413	220 SUNRISE AVE	Solid Waste Medium Volume 5 day	15560	\$0.190	2,956.40
50-43-43-15-10-000-0870	00350-0414	140 N COUNTY RD	Solid Waste Medium Volume 5 day	6289	\$0.190	1,194.91
50-43-43-15-28-001-0010	00350-0078	221 SUNRISE AVE	Solid Waste Medium Volume 7 day	821	\$0.235	192.94
50-43-43-15-28-001-0020	00350-0079	223 SUNRISE AVE	Solid Waste Medium Volume 7 day	1412	\$0.235	331.82
50-43-43-15-28-001-0040	00350-0141	227 SUNRISE AVE	Solid Waste Medium Volume 7 day	723	\$0.235	169.91
50-43-43-15-28-001-0050	00350-0142	229 SUNRISE AVE	Solid Waste High Volume 7 day	537	\$1.030	553.11
50-43-43-15-28-001-0060	00350-0143	231 SUNRISE AVE	Solid Waste Medium Volume 7 day	463	\$0.235	108.81
50-43-43-15-28-001-0070	00350-0144	235 SUNRISE AVE	Solid Waste Medium Volume 7 day	580	\$0.235	136.30



TOWN OF PALM BEACH, FLORIDA
Commercial Solid Waste Collection Services
Non-Ad Valorem Assessment Roll
Fiscal Year 2021

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50-43-43-15-28-001-0090	00350-0145	237 SUNRISE AVE	Solid Waste Medium Volume 7 day	417	\$0.235	98.00
50-43-43-15-28-001-0100	00350-0146	239 SUNRISE AVE	Solid Waste Medium Volume 7 day	320	\$0.235	75.20
50-43-43-15-28-001-0110	00350-0147	241 SUNRISE AVE	Solid Waste Medium Volume 7 day	320	\$0.235	75.20
50-43-43-15-28-001-0120	00350-0148	243 SUNRISE AVE	Solid Waste Medium Volume 7 day	795	\$0.235	186.83
50-43-43-15-28-001-0130	00350-0149	245 SUNRISE AVE	Solid Waste Medium Volume 7 day	714	\$0.235	167.79
50-43-43-15-28-001-0140	00350-0158	247 SUNRISE AVE	Solid Waste Medium Volume 7 day	808	\$0.235	189.88
50-43-43-15-28-001-0150	00350-0181	251 SUNRISE AVE	Solid Waste High Volume 7 day	691	\$1.030	711.73
50-43-43-15-28-001-0160	00350-0182	251 SUNRISE AVE	Solid Waste High Volume 7 day	2836	\$1.030	2,921.08
50-43-43-15-28-001-0180	00350-0183	235 SUNRISE AVE	Solid Waste Medium Volume 7 day	121	\$0.235	28.44
50-43-43-15-28-001-0190	00350-0184	235 SUNRISE AVE	Solid Waste Medium Volume 7 day	8028	\$0.235	1,886.58
50-43-43-15-28-001-0200	00350-0185	235 SUNRISE AVE	Solid Waste Medium Volume 7 day	743	\$0.235	174.61



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50-43-43-15-28-001-0210	00350-0186	235 SUNRISE AVE	Solid Waste Medium Volume 7 day	828	\$0.235	194.58
50-43-43-15-28-001-0220	00350-0187	235 SUNRISE AVE	Solid Waste Low Volume 7 day	4371	\$0.035	152.99
50-43-43-15-38-000-0010	00350-0284	234 OLEANDER AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-15-38-000-0020	00350-0285	234 OLEANDER AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-15-38-000-0030	00350-0286	234 OLEANDER AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-15-38-000-0040	00350-0287	234 OLEANDER AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-15-38-000-0050	00350-0288	234 OLEANDER AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-15-38-000-0060	00350-0289	234 OLEANDER AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-15-44-000-0010	00350-0423	251 OLEANDER AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-15-44-000-0020	00350-0424	251 OLEANDER AVE	Solid Waste Apartment	1	\$12.800	153.60



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50-43-43-15-44-000-0030	00350-0425	251 OLEANDER AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-15-44-000-0040	00350-0426	251 OLEANDER AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-22-00-001-0040	00350-0007	150 ROYAL POINCIANA PLZ	Solid Waste Medium Volume 5 day	2772	\$0.190	526.68
50-43-43-22-00-001-0050	00350-0008	340 ROYAL POINCIANA WAY	Solid Waste Medium Volume 7 day	122481	\$0.235	28,783.04
50-43-43-22-00-001-0050	00350-0008	340 ROYAL POINCIANA WAY	Solid Waste High Volume 7 day	25669	\$1.030	26,439.07
50-43-43-22-00-002-0010	00350-0009	60 COCOANUT ROW	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-22-00-002-0010	00350-0009	60 COCOANUT ROW	Solid Waste Low Volume 7 day	17540	\$0.035	613.90
50-43-43-22-00-002-0010	00350-0009	60 COCOANUT ROW	Solid Waste Medium Volume 7 day	3456	\$0.235	812.16
50-43-43-22-00-002-0050	00350-0010	40 COCOANUT ROW	Solid Waste Medium Volume 5 day	19795	\$0.190	3,761.05
50-43-43-22-00-002-0080	00350-0011	52 COCOANUT ROW	Solid Waste Low Volume 7 day	98238	\$0.035	3,438.33
50-43-43-22-00-003-0140	00350-0002	240 COCOANUT ROW	Solid Waste Medium Volume 5 day	18938	\$0.190	3,598.22
50-43-43-22-04-000-0350	00350-0391	218 BARTON AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-22-04-000-0350	00350-0391	218 BARTON AVE	Solid Waste Medium Volume 5 day	477	\$0.190	90.63
50-43-43-22-07-000-4660	00350-0159	215 S COUNTY RD	Solid Waste Apartment	2	\$12.800	307.20
50-43-43-22-08-000-6640	00350-0322	241 SEAVIEW AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-22-08-000-6640	00350-0322	241 SEAVIEW AVE	Solid Waste Medium Volume 5 day	70252	\$0.190	13,347.88



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50-43-43-22-08-000-7540	00350-0323	213 SEAVIEW AVE	Solid Waste Medium Volume 5 day	1095	\$0.190	208.05
50-43-43-22-08-000-7581	00350-0324	230 S COUNTY RD	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-22-08-000-7581	00350-0324	230 S COUNTY RD	Solid Waste Medium Volume 5 day	3738	\$0.190	710.22
50-43-43-22-08-000-7582	00350-0325	234 S COUNTY RD	Solid Waste Apartment	2	\$12.800	307.20
50-43-43-22-08-000-7582	00350-0325	234 S COUNTY RD	Solid Waste Medium Volume 5 day	3546	\$0.190	673.74
50-43-43-22-08-000-7660	00350-0326	235 S COUNTY RD	Solid Waste Medium Volume 5 day	10810	\$0.190	2,053.90
50-43-43-22-09-000-0051	00350-0392	228 PHIPPS PLZ	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-22-10-000-0012	00350-0012	206 PHIPPS PLZ	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-22-10-000-0012	00350-0012	206 PHIPPS PLZ	Solid Waste Medium Volume 5 day	1865	\$0.190	354.35
50-43-43-22-10-000-0052	00350-0013	209 PHIPPS PLZ	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-22-10-000-0052	00350-0013	209 PHIPPS PLZ	Solid Waste Medium Volume 5 day	3562	\$0.190	676.78
50-43-43-22-10-000-0102	00350-0014	236 PHIPPS PLZ	Solid Waste Apartment	4	\$12.800	614.40
50-43-43-22-10-000-0110	00350-0015	270 S COUNTY RD	Solid Waste Apartment	2	\$12.800	307.20
50-43-43-22-10-000-0110	00350-0015	270 S COUNTY RD	Solid Waste Medium Volume 5 day	2384	\$0.190	452.96
50-43-43-22-10-000-0120	00350-0016	264 S COUNTY RD	Solid Waste High Volume 7 day	5183	\$1.030	5,338.49
50-43-43-22-18-004-1010	00350-0234	44 COCOANUT ROW	Solid Waste Medium Volume 5 day	575	\$0.190	109.25



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50-43-43-22-18-004-1020	00350-0235	44 COCOANUT ROW	Solid Waste Medium Volume 5 day	807	\$0.190	153.33
50-43-43-22-18-005-2010	00350-0236	44 COCOANUT ROW	Solid Waste Medium Volume 5 day	907	\$0.190	172.33
50-43-43-22-18-005-2020	00350-0237	44 COCOANUT ROW	Solid Waste Medium Volume 5 day	570	\$0.190	108.30
50-43-43-22-18-005-2030	00350-0247	44 COCOANUT ROW	Solid Waste Medium Volume 5 day	756	\$0.190	143.64
50-43-43-22-18-005-2070	00350-0256	44 COCOANUT ROW	Solid Waste Medium Volume 5 day	775	\$0.190	147.25
50-43-43-22-18-005-2080	00350-0257	44 COCOANUT ROW	Solid Waste Medium Volume 5 day	784	\$0.190	148.96
50-43-43-22-18-005-2090	00350-0258	44 COCOANUT ROW	Solid Waste Medium Volume 5 day	454	\$0.190	86.26
50-43-43-22-18-005-2100	00350-0259	44 COCOANUT ROW	Solid Waste Medium Volume 5 day	527	\$0.190	100.13
50-43-43-22-18-006-0010	00350-0260	44 COCOANUT ROW	Solid Waste Medium Volume 5 day	1963	\$0.190	372.97



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50-43-43-22-18-006-0020	00350-0261	44 COCOANUT ROW	Solid Waste Medium Volume 5 day	1252	\$0.190	237.88
50-43-43-22-18-006-0040	00350-0262	44 COCOANUT ROW	Solid Waste Medium Volume 5 day	1034	\$0.190	196.46
50-43-43-22-18-006-0050	00350-0282	44 COCOANUT ROW	Solid Waste Medium Volume 5 day	2123	\$0.190	403.37
50-43-43-22-18-006-0060	00350-0327	44 COCOANUT ROW	Solid Waste Medium Volume 5 day	410	\$0.190	77.90
50-43-43-22-18-006-0070	00350-0328	44 COCOANUT ROW	Solid Waste Medium Volume 5 day	114	\$0.190	21.66
50-43-43-22-18-006-0080	00350-0329	44 COCOANUT ROW	Solid Waste Medium Volume 5 day	1517	\$0.190	288.23
50-43-43-22-18-006-0090	00350-0330	44 COCOANUT ROW	Solid Waste Medium Volume 5 day	1298	\$0.190	246.62
50-43-43-22-18-006-0100	00350-0331	44 COCOANUT ROW	Solid Waste Medium Volume 5 day	844	\$0.190	160.36
50-43-43-22-18-006-0110	00350-0332	44 COCOANUT ROW	Solid Waste Medium Volume 5 day	566	\$0.190	107.54
50-43-43-22-18-006-0120	00350-0333	44 COCOANUT ROW	Solid Waste Medium Volume 5 day	624	\$0.190	118.56
50-43-43-22-18-006-0130	00350-0334	44 COCOANUT ROW	Solid Waste Medium Volume 5 day	112	\$0.190	21.28



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50-43-43-22-18-006-0140	00350-0335	44 COCOANUT ROW	Solid Waste Medium Volume 5 day	543	\$0.190	103.17
50-43-43-22-18-006-0150	00350-0345	44 COCOANUT ROW	Solid Waste Medium Volume 5 day	351	\$0.190	66.69
50-43-43-22-18-006-0160	00350-0393	44 COCOANUT ROW	Solid Waste Medium Volume 5 day	517	\$0.190	98.23
50-43-43-22-18-006-0170	00350-0394	44 COCOANUT ROW	Solid Waste Medium Volume 5 day	311	\$0.190	59.09
50-43-43-22-19-000-0010	00350-0395	244 SUNSET AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-22-19-000-0020	00350-0396	244 SUNSET AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-22-19-000-0030	00350-0397	244 SUNSET AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-22-19-000-0040	00350-0398	244 SUNSET AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-22-19-000-0050	00350-0399	244 SUNSET AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-22-19-000-0060	00350-0400	244 SUNSET AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-22-19-000-0080	00350-0017	244 SUNSET AVE	Solid Waste Apartment	1	\$12.800	153.60



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50-43-43-22-19-000-0090	00350-0018	244 SUNSET AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-22-19-000-0100	00350-0019	244 SUNSET AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-22-19-000-0110	00350-0020	244 SUNSET AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-22-19-000-0120	00350-0021	244 SUNSET AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-22-24-002-0000	00350-0418	1 N BREAKERS ROW	Solid Waste Apartment	88	\$12.800	13,516.80
50-43-43-22-24-006-0000	00350-0419	1 S COUNTY RD	Solid Waste Medium Volume 5 day	7292	\$0.190	1,385.48
50-43-43-22-24-006-0000	00350-0419	1 S COUNTY RD	Solid Waste High Volume 5 day	5075	\$0.832	4,222.40
50-43-43-22-24-007-0000	00350-0420	1 S COUNTY RD	Solid Waste Apartment	3	\$12.800	460.80
50-43-43-22-24-007-0000	00350-0420	1 S COUNTY RD	Solid Waste Medium Volume 5 day	28177	\$0.190	5,353.63
50-43-43-22-24-007-0000	00350-0420	1 S COUNTY RD	Solid Waste High Volume 5 day	5648	\$0.832	4,699.14
50-43-43-22-24-016-0000	00350-0421	2 S COUNTY RD	Solid Waste Medium Volume 7 day	19671	\$0.235	4,622.69
50-43-43-22-24-016-0000	00350-0421	2 S COUNTY RD	Solid Waste High Volume 7 day	5051	\$1.030	5,202.53
50-43-43-22-31-000-0030	00350-0108	333 SUNSET AVE	Solid Waste Apartment	86	\$12.800	13,209.60
50-43-43-22-31-000-0301	00350-0109	280 SUNSET AVE	Solid Waste Medium Volume 5 day	25328	\$0.190	4,812.32
50-43-43-22-31-000-0301	00350-0109	280 SUNSET AVE	Solid Waste High Volume 7 day	3340	\$1.030	3,440.20



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50-43-43-22-31-000-0380	00350-0110	262 SUNSET AVE	Solid Waste Medium Volume 5 day	3878	\$0.190	736.82
50-43-43-22-31-000-0400	00350-0111	257 ROYAL POINCIANA WAY	Solid Waste Medium Volume 7 day	4371	\$0.235	1,027.19
50-43-43-22-31-000-0440	00350-0422	254 SUNSET AVE	Solid Waste Medium Volume 5 day	3363	\$0.190	638.97
50-43-43-22-31-000-0520	00350-0594	221 ROYAL POINCIANA WAY	Solid Waste Low Volume 7 day	37925	\$0.035	1,327.38
50-43-43-22-31-000-0520	00350-0594	221 ROYAL POINCIANA WAY	Solid Waste Medium Volume 7 day	17882	\$0.235	4,202.27
50-43-43-22-31-000-0520	00350-0594	221 ROYAL POINCIANA WAY	Solid Waste High Volume 7 day	4136	\$1.030	4,260.08
50-43-43-22-31-000-0630	00350-0205	212 SUNSET AVE	Solid Waste Medium Volume 7 day	8028	\$0.235	1,886.58
50-43-43-22-31-000-0652	00350-0206	207 ROYAL POINCIANA WAY	Solid Waste Medium Volume 7 day	9689	\$0.235	2,276.92
50-43-43-22-31-000-0652	00350-0206	207 ROYAL POINCIANA WAY	Solid Waste High Volume 7 day	6615	\$1.030	6,813.45



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50-43-43-22-31-000-0760	00350-0207	101 N COUNTY RD	Solid Waste Medium Volume 7 day	4042	\$0.235	949.87
50-43-43-22-31-000-0790	00350-0208	105 N COUNTY RD	Solid Waste Apartment	2	\$12.800	307.20
50-43-43-22-31-000-0790	00350-0208	105 N COUNTY RD	Solid Waste Medium Volume 5 day	2619	\$0.190	497.61
50-43-43-22-31-000-0810	00350-0209	184 SUNSET AVE	Solid Waste Apartment	23	\$12.800	3,532.80
50-43-43-22-31-000-0810	00350-0209	184 SUNSET AVE	Solid Waste Medium Volume 5 day	1951	\$0.190	370.69
50-43-43-22-31-000-1730	00350-0250	132 N COUNTY RD	Solid Waste Medium Volume 7 day	2527	\$0.235	593.85
50-43-43-22-31-000-1730	00350-0250	132 N COUNTY RD	Solid Waste High Volume 7 day	6027	\$1.030	6,207.81
50-43-43-22-31-000-1751	00350-0251	120 N COUNTY RD	Solid Waste Medium Volume 5 day	11007	\$0.190	2,091.33
50-43-43-22-31-000-1840	00350-0252	223 SUNSET AVE	Solid Waste Medium Volume 5 day	17561	\$0.190	3,336.59
50-43-43-22-32-000-0010	00350-0290	283 ROYAL POINCIANA WAY	Solid Waste Medium Volume 5 day	10515	\$0.190	1,997.85
50-43-43-22-32-000-0010	00350-0290	283 ROYAL POINCIANA WAY	Solid Waste High Volume 7 day	1125	\$1.030	1,158.75
50-43-43-22-32-000-0040	00350-0291	265 ROYAL POINCIANA WAY	Solid Waste Medium Volume 5 day	3136	\$0.190	595.84
50-43-43-22-32-000-0081	00350-0292	265 ROYAL POINCIANA WAY	Solid Waste Medium Volume 5 day	7580	\$0.190	1,440.20
50-43-43-22-32-000-0100	00350-0293	261 ROYAL POINCIANA WAY	Solid Waste Medium Volume 5 day	1980	\$0.190	376.20
50-43-43-22-32-000-0130	00350-0294	255 ROYAL POINCIANA WAY	Solid Waste Apartment	4	\$12.800	614.40
50-43-43-22-32-000-0130	00350-0294	255 ROYAL POINCIANA WAY	Solid Waste Medium Volume 5 day	2272	\$0.190	431.68



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50-43-43-22-32-000-0141	00350-0302	249 ROYAL POINCIANA WAY	Solid Waste Apartment	7	\$12.800	1,075.20
50-43-43-22-32-000-0141	00350-0302	249 ROYAL POINCIANA WAY	Solid Waste Medium Volume 7 day	2951	\$0.235	693.49
50-43-43-22-32-000-0170	00350-0295	245 ROYAL POINCIANA WAY	Solid Waste Medium Volume 5 day	2778	\$0.190	527.82
50-43-43-22-32-000-0211	00350-0296	233 ROYAL POINCIANA WAY	Solid Waste Apartment	8	\$12.800	1,228.80
50-43-43-22-32-000-0211	00350-0296	233 ROYAL POINCIANA WAY	Solid Waste Medium Volume 5 day	2216	\$0.190	421.04
50-43-43-22-32-000-0321	00350-0299	211 ROYAL POINCIANA WAY	Solid Waste Medium Volume 5 day	8695	\$0.190	1,652.05
50-43-43-23-00-001-0030	00350-0191	95 N COUNTY RD	Solid Waste Medium Volume 5 day	13932	\$0.190	2,647.08
50-43-43-23-01-000-0010	00350-0239	141 S COUNTY RD	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-23-01-000-0010	00350-0239	141 S COUNTY RD	Solid Waste Low Volume 5 day	7870	\$0.029	228.23
50-43-43-23-01-000-0010	00350-0239	141 S COUNTY RD	Solid Waste Medium Volume 5 day	18984	\$0.190	3,606.96
50-43-43-23-01-000-0180	00350-0263	126 S OCEAN BLVD	Solid Waste Apartment	2	\$12.800	307.20
50-43-43-23-04-000-0010	00350-0264	239 S COUNTY RD	Solid Waste Medium Volume 5 day	56656	\$0.190	10,764.64
50-43-43-23-05-001-0040	00350-0336	445 BRAZILIAN AVE	Solid Waste Apartment	14	\$12.800	2,150.40
50-43-43-23-05-001-0190	00350-0401	411 BRAZILIAN AVE	Solid Waste Apartment	2	\$12.800	307.20



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50-43-43-23-05-002-0011	00350-0402	315 COCOANUT ROW	Solid Waste Apartment	4	\$12.800	614.40
50-43-43-23-05-003-0011	00350-0058	335 COCOANUT ROW	Solid Waste Apartment	3	\$12.800	460.80
50-43-43-23-05-003-0012	00350-0059	339 COCOANUT ROW	Solid Waste Apartment	3	\$12.800	460.80
50-43-43-23-05-003-0013	00350-0060	354 BRAZILIAN AVE	Solid Waste Apartment	6	\$12.800	921.60
50-43-43-23-05-004-0283	00350-0155	401 AUSTRALIAN AVE	Solid Waste Apartment	2	\$12.800	307.20
50-43-43-23-05-004-0430	00350-0156	424 BRAZILIAN AVE	Solid Waste Apartment	3	\$12.800	460.80
50-43-43-23-05-004-0450	00350-0157	430 BRAZILIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-23-05-005-0380	00350-0197	414 AUSTRALIAN AVE	Solid Waste Apartment	3	\$12.800	460.80



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<u>Property</u>	<u>Assessment #</u>	<u>Service Address</u>	<u>Commercial Designation</u>	<u>SF/Units</u>	<u>Rate</u>	<u>Balance Due</u>
50-43-43-23-05-005-0450	00350-0198	430 AUSTRALIAN AVE	Solid Waste Apartment	4	\$12.800	614.40
50-43-43-23-05-005-0490	00350-0199	436 AUSTRALIAN AVE	Solid Waste Apartment	3	\$12.800	460.80
50-43-43-23-05-006-0010	00350-0243	363 COCOANUT ROW	Solid Waste Medium Volume 7 day	29007	\$0.235	6,816.65
50-43-43-23-05-006-0010	00350-0243	363 COCOANUT ROW	Solid Waste High Volume 7 day	3751	\$1.030	3,863.53
50-43-43-23-05-006-0130	00350-0244	328 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-23-05-006-0181	00350-0245	318 AUSTRALIAN AVE	Solid Waste Apartment	2	\$12.800	307.20
50-43-43-23-05-006-0252	00350-0115	300 AUSTRALIAN AVE	Solid Waste Medium Volume 7 day	2334	\$0.235	548.49
50-43-43-23-05-006-0380	00350-0266	317 CHILEAN AVE	Solid Waste Apartment	3	\$12.800	460.80
50-43-43-23-05-007-0050	00350-0308	232 AUSTRALIAN AVE	Solid Waste Apartment	8	\$12.800	1,228.80
50-43-43-23-05-007-0060	00350-0309	226 AUSTRALIAN AVE	Solid Waste Apartment	5	\$12.800	768.00



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50-43-43-23-05-007-0070	00350-0310	222 AUSTRALIAN AVE	Solid Waste Apartment	6	\$12.800	921.60
50-43-43-23-05-007-0090	00350-0301	216 AUSTRALIAN AVE	Solid Waste Apartment	4	\$12.800	614.40
50-43-43-23-05-007-0110	00350-0311	350 S COUNTY RD	Solid Waste Apartment	13	\$12.800	1,996.80
50-43-43-23-05-007-0110	00350-0311	350 S COUNTY RD	Solid Waste Medium Volume 7 day	14922	\$0.235	3,506.67
50-43-43-23-05-007-0110	00350-0311	350 S COUNTY RD	Solid Waste High Volume 7 day	5525	\$1.030	5,690.75
50-43-43-23-05-007-0181	00350-0097	201 CHILEAN AVE	Solid Waste Medium Volume 5 day	1729	\$0.190	328.51
50-43-43-23-05-008-0050	00350-0403	359 S COUNTY RD	Solid Waste Medium Volume 5 day	3080	\$0.190	585.20
50-43-43-23-05-008-0060	00350-0006	361 S COUNTY RD	Solid Waste Apartment	6	\$12.800	921.60
50-43-43-23-05-008-0060	00350-0006	361 S COUNTY RD	Solid Waste Medium Volume 5 day	4322	\$0.190	821.18
50-43-43-23-05-008-0080	00350-0404	365 S COUNTY RD	Solid Waste Medium Volume 7 day	11270	\$0.235	2,648.45
50-43-43-23-05-008-0080	00350-0404	365 S COUNTY RD	Solid Waste High Volume 7 day	765	\$1.030	787.95
50-43-43-23-05-008-0210	00350-0035	141 CHILEAN AVE	Solid Waste Apartment	2	\$12.800	307.20
50-43-43-23-05-008-0510	00350-0061	150 AUSTRALIAN AVE	Solid Waste Apartment	7	\$12.800	1,075.20
50-43-43-23-05-009-0010	00350-0062	375 S COUNTY RD	Solid Waste Medium Volume 7 day	11271	\$0.235	2,648.69
50-43-43-23-05-009-0010	00350-0062	375 S COUNTY RD	Solid Waste High Volume 7 day	5421	\$1.030	5,583.63



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50-43-43-23-05-009-0150	00350-0063	150 CHILEAN AVE	Solid Waste Apartment	2	\$12.800	307.20
50-43-43-23-05-009-0201	00350-0064	136 CHILEAN AVE	Solid Waste Apartment	2	\$12.800	307.20
50-43-43-23-05-009-0230	00350-0087	134 CHILEAN AVE	Solid Waste Apartment	2	\$12.800	307.20
50-43-43-23-05-009-0250	00350-0127	130 CHILEAN AVE	Solid Waste Apartment	2	\$12.800	307.20
50-43-43-23-05-009-0290	00350-0128	124 CHILEAN AVE	Solid Waste Apartment	2	\$12.800	307.20
50-43-43-23-05-009-0310	00350-0129	120 CHILEAN AVE	Solid Waste Apartment	2	\$12.800	307.20
50-43-43-23-05-009-0580	00350-0130	155 PERUVIAN AVE	Solid Waste Apartment	3	\$12.800	460.80
50-43-43-23-05-010-0240	00350-0160	376 S COUNTY RD	Solid Waste Medium Volume 5 day	4710	\$0.190	894.90
50-43-43-23-05-010-0280	00350-0161	380 S COUNTY RD	Solid Waste Medium Volume 5 day	5998	\$0.190	1,139.62
50-43-43-23-05-010-0320	00350-0162	211 PERUVIAN AVE	Solid Waste Medium Volume 7 day	2520	\$0.235	592.20
50-43-43-23-05-010-0340	00350-0163	215 PERUVIAN AVE	Solid Waste High Volume 7 day	4280	\$1.030	4,408.40



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50-43-43-23-05-010-0360	00350-0164	217 PERUVIAN AVE	Solid Waste Medium Volume 5 day	4984	\$0.190	946.96
50-43-43-23-05-010-0380	00350-0165	223 PERUVIAN AVE	Solid Waste Medium Volume 5 day	3783	\$0.190	718.77
50-43-43-23-05-010-0400	00350-0166	225 PERUVIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-23-05-010-0400	00350-0166	225 PERUVIAN AVE	Solid Waste Medium Volume 5 day	4416	\$0.190	839.04
50-43-43-23-05-010-0420	00350-0201	231 PERUVIAN AVE	Solid Waste Medium Volume 5 day	1931	\$0.190	366.89
50-43-43-23-05-010-0440	00350-0222	235 PERUVIAN AVE	Solid Waste Medium Volume 5 day	3379	\$0.190	642.01
50-43-43-23-05-011-0250	00350-0224	386 HIBISCUS AVE	Solid Waste Medium Volume 5 day	650	\$0.190	123.50
50-43-43-23-05-011-0330	00350-0225	311 PERUVIAN AVE	Solid Waste Medium Volume 5 day	7080	\$0.190	1,345.20
50-43-43-23-05-011-0360	00350-0226	317 PERUVIAN AVE	Solid Waste Medium Volume 5 day	6474	\$0.190	1,230.06
50-43-43-23-05-011-0390	00350-0227	319 PERUVIAN AVE	Solid Waste Medium Volume 5 day	2581	\$0.190	490.39
50-43-43-23-05-011-0410	00350-0228	333 PERUVIAN AVE	Solid Waste Apartment	2	\$12.800	307.20
50-43-43-23-05-011-0410	00350-0228	333 PERUVIAN AVE	Solid Waste Medium Volume 5 day	3802	\$0.190	722.38



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50-43-43-23-05-011-0530	00350-0267	353 PERUVIAN AVE	Solid Waste Medium Volume 5 day	6926	\$0.190	1,315.94
50-43-43-23-05-012-0190	00350-0268	421 PERUVIAN AVE	Solid Waste Apartment	2	\$12.800	307.20
50-43-43-23-05-012-0410	00350-0312	424 CHILEAN AVE	Solid Waste Apartment	4	\$12.800	614.40
50-43-43-23-05-014-0010	00350-0406	347 WORTH AVE	Solid Waste Apartment	6	\$12.800	921.60
50-43-43-23-05-014-0010	00350-0406	347 WORTH AVE	Solid Waste Medium Volume 5 day	58101	\$0.190	11,039.19
50-43-43-23-05-014-0031	00350-0040	9 VIA PARIGI	Solid Waste Apartment	2	\$12.800	307.20
50-43-43-23-05-014-0031	00350-0040	9 VIA PARIGI	Solid Waste Medium Volume 5 day	616	\$0.190	117.04
50-43-43-23-05-014-0170	00350-0407	326 PERUVIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-23-05-014-0170	00350-0407	326 PERUVIAN AVE	Solid Waste Medium Volume 7 day	3271	\$0.235	768.69
50-43-43-23-05-014-0170	00350-0407	326 PERUVIAN AVE	Solid Waste High Volume 7 day	320	\$1.030	329.60
50-43-43-23-05-014-0190	00350-0408	313 1/2 WORTH AVE	Solid Waste Medium Volume 5 day	15728	\$0.190	2,988.32
50-43-43-23-05-014-0190	00350-0408	313 1/2 WORTH AVE	Solid Waste High Volume 7 day	3821	\$1.030	3,935.63
50-43-43-23-05-014-0241	00350-0409	400 HIBISCUS AVE	Solid Waste Medium Volume 5 day	6742	\$0.190	1,280.98
50-43-43-23-05-014-0242	00350-0043	301 WORTH AVE	Solid Waste Medium Volume 5 day	22047	\$0.190	4,188.93
50-43-43-23-05-014-0331	00350-0410	309 WORTH AVE	Solid Waste Medium Volume 5 day	7779	\$0.190	1,478.01
50-43-43-23-05-014-0391	00350-0411	325 WORTH AVE	Solid Waste Apartment	2	\$12.800	307.20
50-43-43-23-05-014-0391	00350-0411	325 WORTH AVE	Solid Waste Medium Volume 5 day	5581	\$0.190	1,060.39



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50-43-43-23-05-014-0391	00350-0411	325 WORTH AVE	Solid Waste High Volume 5 day	230	\$0.832	191.36
50-43-43-23-05-014-0430	00350-0380	331 WORTH AVE	Solid Waste Medium Volume 5 day	2559	\$0.190	486.21
50-43-43-23-05-015-0200	00350-0065	220 PERUVIAN AVE	Solid Waste Medium Volume 5 day	1050	\$0.190	199.50
50-43-43-23-05-015-0280	00350-0066	205 WORTH AVE	Solid Waste Medium Volume 5 day	34420	\$0.190	6,539.80
50-43-43-23-05-015-0340	00350-0067	219 WORTH AVE	Solid Waste Medium Volume 5 day	7354	\$0.190	1,397.26
50-43-43-23-05-015-0340	00350-0067	219 WORTH AVE	Solid Waste High Volume 7 day	5550	\$1.030	5,716.50
50-43-43-23-05-015-0380	00350-0068	225 WORTH AVE	Solid Waste Medium Volume 5 day	9932	\$0.190	1,887.08
50-43-43-23-05-015-0420	00350-0069	235 WORTH AVE	Solid Waste Medium Volume 5 day	3500	\$0.190	665.00
50-43-43-23-05-015-0440	00350-0070	237 WORTH AVE	Solid Waste Medium Volume 5 day	8528	\$0.190	1,620.32
50-43-43-23-05-015-0480	00350-0071	247 WORTH AVE	Solid Waste Medium Volume 5 day	8009	\$0.190	1,521.71
50-43-43-23-05-015-0480	00350-0071	247 WORTH AVE	Solid Waste High Volume 7 day	2366	\$1.030	2,436.98
50-43-43-23-05-016-0010	00350-0003	401 S COUNTY RD	Solid Waste Medium Volume 5 day	6750	\$0.190	1,282.50
50-43-43-23-05-016-0130	00350-0131	151 WORTH AVE	Solid Waste Low Volume 5 day	48578	\$0.029	1,408.76



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50-43-43-23-05-016-0270	00350-0132	126 PERUVIAN AVE	Solid Waste Apartment	6	\$12.800	921.60
50-43-43-23-05-016-0380	00350-0133	125 WORTH AVE	Solid Waste Medium Volume 5 day	49401	\$0.190	9,386.19
50-43-43-23-05-016-0600	00350-0004	411 S COUNTY RD	Solid Waste Low Volume 5 day	10716	\$0.029	310.76
50-43-43-23-05-016-0600	00350-0004	411 S COUNTY RD	Solid Waste Medium Volume 5 day	156	\$0.190	29.64
50-43-43-23-05-018-0010	00350-0168	256 WORTH AVE	Solid Waste Apartment	3	\$12.800	460.80
50-43-43-23-05-018-0010	00350-0168	256 WORTH AVE	Solid Waste Medium Volume 5 day	24739	\$0.190	4,700.41
50-43-43-23-05-018-0050	00350-0303	224 WORTH AVE	Solid Waste Apartment	6	\$12.800	921.60
50-43-43-23-05-018-0050	00350-0303	224 WORTH AVE	Solid Waste Medium Volume 7 day	35233	\$0.235	8,279.76
50-43-43-23-05-018-0050	00350-0303	224 WORTH AVE	Solid Waste High Volume 7 day	810	\$1.030	834.30
50-43-43-23-05-018-0170	00350-0169	222 WORTH AVE	Solid Waste Medium Volume 5 day	7592	\$0.190	1,442.48
50-43-43-23-05-018-0190	00350-0170	216 WORTH AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-23-05-018-0190	00350-0170	216 WORTH AVE	Solid Waste Medium Volume 5 day	7057	\$0.190	1,340.83
50-43-43-23-05-018-0212	00350-0171	212 WORTH AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-23-05-018-0212	00350-0171	212 WORTH AVE	Solid Waste Medium Volume 5 day	1938	\$0.190	368.22
50-43-43-23-05-018-0230	00350-0172	204 WORTH AVE	Solid Waste Medium Volume 5 day	15025	\$0.190	2,854.75



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50-43-43-23-05-019-0200	00350-0174	312 WORTH AVE	Solid Waste Apartment	3	\$12.800	460.80
50-43-43-23-05-019-0200	00350-0174	312 WORTH AVE	Solid Waste Medium Volume 5 day	5176	\$0.190	983.44
50-43-43-23-05-019-0220	00350-0202	306 WORTH AVE	Solid Waste Apartment	3	\$12.800	460.80
50-43-43-23-05-019-0220	00350-0202	306 WORTH AVE	Solid Waste Medium Volume 5 day	16654	\$0.190	3,164.26
50-43-43-23-05-021-0010	00350-0229	102 FOUR ARTS PLZ	Solid Waste Apartment	2	\$12.800	307.20
50-43-43-23-05-021-0010	00350-0229	102 FOUR ARTS PLZ	Solid Waste Low Volume 5 day	21002	\$0.029	609.06
50-43-43-23-05-021-0031	00350-0230	100 FOUR ARTS PLZ	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-23-05-021-0031	00350-0230	100 FOUR ARTS PLZ	Solid Waste Low Volume 5 day	3901	\$0.029	113.13
50-43-43-23-05-021-0031	00350-0230	100 FOUR ARTS PLZ	Solid Waste Medium Volume 5 day	17148	\$0.190	3,258.12
50-43-43-23-05-021-0040	00350-0500	102 FOUR ARTS PLZ	Solid Waste Low Volume 5 day	8810	\$0.029	255.49
50-43-43-23-05-021-0151	00350-0269	249 ROYAL PALM WAY	Solid Waste Medium Volume 5 day	81498	\$0.190	15,484.62
50-43-43-23-05-021-0171	00350-0270	241 ROYAL PALM WAY	Solid Waste Medium Volume 5 day	9553	\$0.190	1,815.07
50-43-43-23-05-021-0180	00350-0271	231 ROYAL PALM WAY	Solid Waste Medium Volume 5 day	11064	\$0.190	2,102.16
50-43-43-23-05-021-0190	00350-0272	205 ROYAL PALM WAY	Solid Waste Low Volume 5 day	23245	\$0.029	674.11
50-43-43-23-05-022-0220	00350-0273	255 S COUNTY RD	Solid Waste Low Volume 5 day	10478	\$0.029	303.86
50-43-43-23-05-022-0220	00350-0273	255 S COUNTY RD	Solid Waste Medium Volume 5 day	4419	\$0.190	839.61
50-43-43-23-05-022-0272	00350-0274	109 ROYAL PALM WAY	Solid Waste Medium Volume 5 day	10860	\$0.190	2,063.40



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50-43-43-23-05-023-0491	00350-0313	400 ROYAL PALM WAY	Solid Waste Medium Volume 5 day	28548	\$0.190	5,424.12
50-43-43-23-05-023-0510	00350-0314	420 ROYAL PALM WAY	Solid Waste Medium Volume 5 day	12948	\$0.190	2,460.12
50-43-43-23-05-023-0520	00350-0315	440 ROYAL PALM WAY	Solid Waste Medium Volume 5 day	46373	\$0.190	8,810.87
50-43-43-23-05-023-0541	00350-0316	450 ROYAL PALM WAY	Solid Waste Medium Volume 5 day	25316	\$0.190	4,810.04
50-43-43-23-05-024-0421	00350-0317	294 HIBISCUS AVE	Solid Waste Medium Volume 5 day	2662	\$0.190	505.78
50-43-43-23-05-024-0422	00350-0318	300 ROYAL PALM WAY	Solid Waste Medium Volume 5 day	24295	\$0.190	4,616.05
50-43-43-23-05-024-0440	00350-0346	324 ROYAL PALM WAY	Solid Waste Medium Volume 5 day	26404	\$0.190	5,016.76
50-43-43-23-05-024-0460	00350-0370	340 ROYAL PALM WAY	Solid Waste Medium Volume 5 day	21632	\$0.190	4,110.08
50-43-43-23-05-024-0470	00350-0371	350 ROYAL PALM WAY	Solid Waste Medium Volume 5 day	25776	\$0.190	4,897.44
50-43-43-23-05-024-0480	00350-0107	396 ROYAL PALM WAY	Solid Waste Medium Volume 5 day	7870	\$0.190	1,495.30



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50-43-43-23-05-025-0071	00350-0381	304 S COUNTY RD	Solid Waste Medium Volume 5 day	4729	\$0.190	898.51
50-43-43-23-05-025-0072	00350-0382	316 S COUNTY RD	Solid Waste Medium Volume 5 day	5894	\$0.190	1,119.86
50-43-43-23-05-025-0072	00350-0382	316 S COUNTY RD	Solid Waste High Volume 7 day	2275	\$1.030	2,343.25
50-43-43-23-05-025-0351	00350-0383	290 S COUNTY RD	Solid Waste Apartment	5	\$12.800	768.00
50-43-43-23-05-025-0351	00350-0383	290 S COUNTY RD	Solid Waste Medium Volume 7 day	4319	\$0.235	1,014.97
50-43-43-23-05-025-0351	00350-0383	290 S COUNTY RD	Solid Waste High Volume 7 day	6014	\$1.030	6,194.42
50-43-43-23-05-025-0352	00350-0384	296 S COUNTY RD	Solid Waste Medium Volume 7 day	2720	\$0.235	639.20
50-43-43-23-05-025-0352	00350-0384	296 S COUNTY RD	Solid Waste High Volume 7 day	1980	\$1.030	2,039.40
50-43-43-23-05-025-0370	00350-0385	218 ROYAL PALM WAY	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-23-05-025-0370	00350-0385	218 ROYAL PALM WAY	Solid Waste Medium Volume 5 day	11448	\$0.190	2,175.12
50-43-43-23-05-025-0380	00350-0386	222 ROYAL PALM WAY	Solid Waste Medium Volume 5 day	11654	\$0.190	2,214.26
50-43-43-23-05-025-0390	00350-0387	230 ROYAL PALM WAY	Solid Waste Medium Volume 5 day	19242	\$0.190	3,655.98
50-43-43-23-05-025-0400	00350-0388	240 ROYAL PALM WAY	Solid Waste Medium Volume 5 day	10296	\$0.190	1,956.24
50-43-43-23-05-025-0411	00350-0389	250 ROYAL PALM WAY	Solid Waste Medium Volume 5 day	24034	\$0.190	4,566.46
50-43-43-23-05-026-0081	00350-0037	301 S COUNTY RD	Solid Waste Medium Volume 5 day	8464	\$0.190	1,608.16
50-43-43-23-05-026-0082	00350-0072	311 S COUNTY RD	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-23-05-026-0082	00350-0072	311 S COUNTY RD	Solid Waste Medium Volume 5 day	5586	\$0.190	1,061.34



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50-43-43-23-05-026-0340	00350-0134	180 ROYAL PALM WAY	Solid Waste Medium Volume 5 day	19500	\$0.190	3,705.00
50-43-43-23-05-026-0600	00350-0135	132 ROYAL PALM WAY	Solid Waste Medium Volume 5 day	13648	\$0.190	2,593.12
50-43-43-23-05-027-0011	00350-0136	340 S COUNTY RD	Solid Waste High Volume 5 day	2248	\$0.832	1,870.34
50-43-43-23-05-027-0280	00350-0137	336 S COUNTY RD	Solid Waste Medium Volume 5 day	6252	\$0.190	1,187.88
50-43-43-23-05-027-0300	00350-0138	332 S COUNTY RD	Solid Waste Medium Volume 5 day	1298	\$0.190	246.62
50-43-43-23-05-027-0320	00350-0139	214 BRAZILIAN AVE	Solid Waste Medium Volume 5 day	18796	\$0.190	3,571.24
50-43-43-23-05-027-0401	00350-0041	234 BRAZILIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-23-05-028-0290	00350-0175	331 S COUNTY RD	Solid Waste Medium Volume 7 day	9676	\$0.235	2,273.86
50-43-43-23-05-028-0331	00350-0176	335 S COUNTY RD	Solid Waste Medium Volume 5 day	3105	\$0.190	589.95
50-43-43-23-05-028-0460	00350-0231	141 AUSTRALIAN AVE	Solid Waste Apartment	2	\$12.800	307.20
50-43-43-23-05-028-0520	00350-0232	121 AUSTRALIAN AVE	Solid Waste Apartment	5	\$12.800	768.00



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Non-Ad Valorem Assessment Roll
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<u>Property</u>	<u>Assessment #</u>	<u>Service Address</u>	<u>Commercial Designation</u>	<u>SF/Units</u>	<u>Rate</u>	<u>Balance Due</u>
50-43-43-23-14-000-1010	00350-0319	140 ROYAL PALM WAY	Solid Waste Medium Volume 5 day	620	\$0.190	117.80
50-43-43-23-14-000-1020	00350-0320	140 ROYAL PALM WAY	Solid Waste Medium Volume 5 day	2114	\$0.190	401.66
50-43-43-23-14-000-1030	00350-0347	140 ROYAL PALM WAY	Solid Waste Medium Volume 5 day	493	\$0.190	93.67
50-43-43-23-14-000-2010	00350-0373	140 ROYAL PALM WAY	Solid Waste Medium Volume 5 day	1265	\$0.190	240.35
50-43-43-23-14-000-2020	00350-0374	140 ROYAL PALM WAY	Solid Waste Medium Volume 5 day	983	\$0.190	186.77
50-43-43-23-14-000-2030	00350-0375	140 ROYAL PALM WAY	Solid Waste Medium Volume 5 day	825	\$0.190	156.75
50-43-43-23-14-000-2040	00350-0376	140 ROYAL PALM WAY	Solid Waste Medium Volume 5 day	1593	\$0.190	302.67
50-43-43-23-14-000-2050	00350-0377	140 ROYAL PALM WAY	Solid Waste Medium Volume 5 day	2140	\$0.190	406.60
50-43-43-23-14-000-2060	00350-0378	140 ROYAL PALM WAY	Solid Waste Medium Volume 5 day	1740	\$0.190	330.60



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50-43-43-23-15-000-0301	00350-0552	240 S COUNTY RD	Solid Waste Medium Volume 5 day	1357	\$0.190	257.83
50-43-43-23-15-000-0302	00350-0553	240 S COUNTY RD	Solid Waste Medium Volume 5 day	864	\$0.190	164.16
50-43-43-23-15-000-0303	00350-0554	240 S COUNTY RD	Solid Waste Medium Volume 5 day	1242	\$0.190	235.98
50-43-43-23-15-000-0304	00350-0555	240 S COUNTY RD	Solid Waste Medium Volume 5 day	2405	\$0.190	456.95
50-43-43-23-15-000-0305	00350-0556	240 S COUNTY RD	Solid Waste Medium Volume 5 day	1269	\$0.190	241.11
50-43-43-23-15-000-0306	00350-0557	240 S COUNTY RD	Solid Waste Medium Volume 5 day	1107	\$0.190	210.33
50-43-43-23-15-000-0307	00350-0558	240 S COUNTY RD	Solid Waste Medium Volume 5 day	752	\$0.190	142.88
50-43-43-23-15-000-0308	00350-0559	240 S COUNTY RD	Solid Waste Medium Volume 5 day	688	\$0.190	130.72
50-43-43-23-15-000-0309	00350-0560	240 S COUNTY RD	Solid Waste Medium Volume 5 day	606	\$0.190	115.14
50-43-43-23-15-000-0310	00350-0561	240 S COUNTY RD	Solid Waste Medium Volume 5 day	5904	\$0.190	1,121.76
50-43-43-23-16-000-0060	00350-0300	173 MAIN ST	Solid Waste Apartment	2	\$12.800	307.20



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50-43-43-26-00-001-0020	00350-0140	500 S COUNTY RD	Solid Waste Apartment	2	\$12.800	307.20
50-43-43-26-00-001-0020	00350-0140	500 S COUNTY RD	Solid Waste Medium Volume 5 day	15231	\$0.190	2,893.89
50-43-43-26-00-001-0020	00350-0140	500 S COUNTY RD	Solid Waste High Volume 5 day	20154	\$0.832	16,768.13
50-43-43-26-00-001-0040	00350-0177	125 HAMMON AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-26-00-001-0050	00350-0178	125 HAMMON AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-26-00-001-0080	00350-0179	155 HAMMON AVE	Solid Waste Medium Volume 7 day	65404	\$0.235	15,369.94
50-43-43-26-00-001-0080	00350-0179	155 HAMMON AVE	Solid Waste High Volume 7 day	6214	\$1.030	6,400.42
50-43-43-26-00-001-0130	00350-0180	152 HAMMON AVE	Solid Waste Apartment	7	\$12.800	1,075.20
50-43-43-26-01-002-0012	00350-0369	106 HAMMON AVE	Solid Waste Apartment	11	\$12.800	1,689.60
50-43-43-26-14-000-0010	00350-0321	175 WORTH AVE	Solid Waste Medium Volume 5 day	6808	\$0.190	1,293.52
50-43-43-26-14-000-0020	00350-0591	175 WORTH AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-26-14-000-0030	00350-0005	175 WORTH AVE	Solid Waste Medium Volume 5 day	4781	\$0.190	908.39
50-43-43-26-19-000-0050	00350-0233	173 PERUVIAN AVE	Solid Waste Apartment	1	\$12.800	153.60



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50-43-43-26-21-000-0010	00350-0116	226 CHILEAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-26-21-000-0020	00350-0117	226 CHILEAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-56-000-0061	00350-0354	249 PERUVIAN AVE	Solid Waste Medium Volume 5 day	1160	\$0.190	220.40
50-43-43-27-56-000-0062	00350-0355	249 PERUVIAN AVE	Solid Waste Medium Volume 5 day	720	\$0.190	136.80
50-43-43-27-56-000-0063	00350-0356	249 PERUVIAN AVE	Solid Waste Medium Volume 5 day	737	\$0.190	140.03
50-43-43-27-56-000-0064	00350-0357	249 PERUVIAN AVE	Solid Waste Medium Volume 5 day	510	\$0.190	96.90
50-43-43-27-56-000-1811	00350-0358	249 PERUVIAN AVE	Solid Waste Medium Volume 5 day	1037	\$0.190	197.03
50-43-43-27-56-000-1812	00350-0359	249 PERUVIAN AVE	Solid Waste Medium Volume 5 day	655	\$0.190	124.45
50-43-43-27-56-000-1821	00350-0360	249 PERUVIAN AVE	Solid Waste Medium Volume 5 day	1498	\$0.190	284.62
50-43-43-27-56-000-1822	00350-0361	249 PERUVIAN AVE	Solid Waste Medium Volume 5 day	769	\$0.190	146.11
50-43-43-27-62-000-0010	00350-0367	329 WORTH AVE	Solid Waste Medium Volume 5 day	1242	\$0.190	235.98



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50-43-43-27-62-000-0020	00350-0362	329 WORTH AVE	Solid Waste Medium Volume 5 day	1097	\$0.190	208.43
50-43-43-27-62-000-0030	00350-0038	329 WORTH AVE	Solid Waste Medium Volume 5 day	1276	\$0.190	242.44
50-43-43-27-62-000-0040	00350-0045	329 WORTH AVE	Solid Waste Medium Volume 5 day	277	\$0.190	52.63
50-43-43-27-62-000-0050	00350-0046	329 WORTH AVE	Solid Waste Medium Volume 5 day	573	\$0.190	108.87
50-43-43-27-62-000-0060	00350-0047	329 WORTH AVE	Solid Waste Medium Volume 5 day	773	\$0.190	146.87
50-43-43-27-62-000-0070	00350-0048	329 WORTH AVE	Solid Waste Medium Volume 5 day	571	\$0.190	108.49
50-43-43-27-67-000-2030	00350-0562	369 S LAKE DR	Solid Waste Medium Volume 5 day	1888	\$0.190	358.72
50-43-43-27-69-000-0010	00350-0351	250 WORTH AVE	Solid Waste Medium Volume 5 day	1369	\$0.190	260.11
50-43-43-27-69-000-0020	00350-0352	250 WORTH AVE	Solid Waste Medium Volume 5 day	1140	\$0.190	216.60
50-43-43-27-69-000-0030	00350-0353	250 WORTH AVE	Solid Waste Medium Volume 5 day	826	\$0.190	156.94



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50-43-43-27-70-001-0000	00350-0363	234 AUSTRALIAN AVE	Solid Waste Apartment	3	\$12.800	460.80
50-43-43-27-71-001-0020	00350-0417	2 VIA MIZNER	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-71-001-1010	00350-0364	339 WORTH AVE	Solid Waste Medium Volume 7 day	1130	\$0.235	265.55
50-43-43-27-71-001-1020	00350-0365	341 WORTH AVE	Solid Waste Medium Volume 7 day	734	\$0.235	172.49
50-43-43-27-71-001-1030	00350-0366	343 WORTH AVE	Solid Waste Medium Volume 7 day	656	\$0.235	154.16
50-43-43-27-71-001-1040	00350-0349	345 WORTH AVE	Solid Waste Medium Volume 7 day	681	\$0.235	160.04
50-43-43-27-71-001-1050	00350-0039	7 VIA MIZNER	Solid Waste Medium Volume 7 day	336	\$0.235	78.96
50-43-43-27-71-001-1060	00350-0049	8 VIA MIZNER	Solid Waste Medium Volume 7 day	329	\$0.235	77.32
50-43-43-27-71-001-1070	00350-0050	9 VIA MIZNER	Solid Waste Medium Volume 7 day	335	\$0.235	78.73
50-43-43-27-71-001-1080	00350-0051	14 VIA MIZNER	Solid Waste Medium Volume 7 day	837	\$0.235	196.70
50-43-43-27-71-001-1090	00350-0052	14 VIA MIZNER	Solid Waste Medium Volume 7 day	397	\$0.235	93.30



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50-43-43-27-71-001-1100	00350-0053	23 VIA MIZNER	Solid Waste Medium Volume 7 day	330	\$0.235	77.55
50-43-43-27-71-001-1110	00350-0054	21 VIA MIZNER	Solid Waste Medium Volume 7 day	285	\$0.235	66.98
50-43-43-27-71-001-1120	00350-0055	5 VIA MIZNER	Solid Waste Medium Volume 7 day	269	\$0.235	63.22
50-43-43-27-71-001-1140	00350-0056	28 VIA MIZNER	Solid Waste Medium Volume 7 day	431	\$0.235	101.29
50-43-43-27-71-001-1150	00350-0057	32 VIA MIZNER	Solid Waste Medium Volume 7 day	793	\$0.235	186.36
50-43-43-27-71-001-1160	00350-0089	33 VIA MIZNER	Solid Waste Medium Volume 7 day	634	\$0.235	148.99
50-43-43-27-71-001-1170	00350-0119	34 VIA MIZNER	Solid Waste Medium Volume 7 day	803	\$0.235	188.71
50-43-43-27-71-001-1180	00350-0120	333 WORTH AVE	Solid Waste Medium Volume 7 day	888	\$0.235	208.68
50-43-43-27-71-001-1190	00350-0121	335 WORTH AVE	Solid Waste Medium Volume 7 day	709	\$0.235	166.62
50-43-43-27-71-001-1200	00350-0122	337 WORTH AVE	Solid Waste Medium Volume 7 day	706	\$0.235	165.91
50-43-43-27-71-001-2080	00350-0123	16 VIA MIZNER	Solid Waste Medium Volume 7 day	1863	\$0.235	437.81



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50-43-43-27-71-001-2160	00350-0124	38 VIA MIZNER	Solid Waste Medium Volume 7 day	2114	\$0.235	496.79
50-43-43-27-71-002-0010	00350-0125	0 VIA MIZNER	Solid Waste Medium Volume 7 day	2337	\$0.235	549.20
50-43-43-27-71-002-1010	00350-0126	60 VIA MIZNER	Solid Waste Medium Volume 7 day	429	\$0.235	100.82
50-43-43-27-71-002-1020	00350-0203	64 VIA MIZNER	Solid Waste Medium Volume 7 day	388	\$0.235	91.18
50-43-43-27-71-002-1030	00350-0210	64 VIA MIZNER	Solid Waste Medium Volume 7 day	478	\$0.235	112.33
50-43-43-27-71-002-1040	00350-0306	66 VIA MIZNER	Solid Waste Medium Volume 7 day	286	\$0.235	67.21
50-43-43-27-71-002-1050	00350-0307	66 VIA MIZNER	Solid Waste Medium Volume 7 day	310	\$0.235	72.85
50-43-43-27-71-002-1060	00350-0211	87 VIA MIZNER	Solid Waste Medium Volume 7 day	800	\$0.235	188.00
50-43-43-27-71-002-1070	00350-0212	87 VIA MIZNER	Solid Waste Medium Volume 7 day	501	\$0.235	117.74
50-43-43-27-71-002-1080	00350-0213	87 VIA MIZNER	Solid Waste Medium Volume 7 day	601	\$0.235	141.24
50-43-43-27-71-002-1090	00350-0214	88 VIA MIZNER	Solid Waste Medium Volume 7 day	990	\$0.235	232.65



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50-43-43-27-71-002-1100	00350-0215	90 VIA MIZNER	Solid Waste Medium Volume 7 day	1022	\$0.235	240.17
50-43-43-27-71-002-1110	00350-0216	92 VIA MIZNER	Solid Waste Medium Volume 7 day	711	\$0.235	167.09
50-43-43-27-71-002-1120	00350-0217	96 VIA MIZNER	Solid Waste Medium Volume 7 day	335	\$0.235	78.73
50-43-43-27-71-002-1140	00350-0218	99 VIA MIZNER	Solid Waste Medium Volume 7 day	285	\$0.235	66.98
50-43-43-27-71-002-1150	00350-0249	99 VIA MIZNER	Solid Waste Medium Volume 7 day	877	\$0.235	206.10
50-43-43-27-71-002-2010	00350-0253	64 VIA MIZNER	Solid Waste Medium Volume 7 day	884	\$0.235	207.74
50-43-43-27-74-000-0010	00350-0304	340 COCOANUT ROW	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-77-000-0021	00350-0094	434 CHILEAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-77-000-0024	00350-0093	434 CHILEAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-77-000-0034	00350-0092	434 CHILEAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-77-000-0042	00350-0091	434 CHILEAN AVE	Solid Waste Apartment	1	\$12.800	153.60



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50-43-43-27-77-000-0063	00350-0090	434 CHILEAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-0010	00350-0098	301 AUSTRALIAN AVE	Solid Waste High Volume 7 day	13694	\$1.030	14,104.82
50-43-43-27-78-000-0020	00350-0099	301 AUSTRALIAN AVE	Solid Waste Medium Volume 5 day	1422	\$0.190	270.18
50-43-43-27-78-000-0080	00350-0100	301 AUSTRALIAN AVE	Solid Waste Medium Volume 5 day	14649	\$0.190	2,783.31
50-43-43-27-78-000-1000	00350-0549	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-1010	00350-0502	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-1020	00350-0564	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-1030	00350-0503	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-1040	00350-0504	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-1050	00350-0563	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60



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50-43-43-27-78-000-1060	00350-0505	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-1070	00350-0507	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-1080	00350-0509	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-1082	00350-0567	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-1090	00350-0511	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-1100	00350-0512	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-1110	00350-0513	301 AUSTRALIAN AVE	Solid Waste Apartment	2	\$12.800	307.20
50-43-43-27-78-000-1130	00350-0565	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-1140	00350-0515	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-1150	00350-0568	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-1160	00350-0517	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60



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50-43-43-27-78-000-1170	00350-0569	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-1180	00350-0519	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-1190	00350-0575	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-1200	00350-0523	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-1210	00350-0526	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-1220	00350-0528	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-1230	00350-0570	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-1240	00350-0571	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-1250	00350-0529	301 AUSTRALIAN AVE	Solid Waste Apartment	3	\$12.800	460.80
50-43-43-27-78-000-1280	00350-0530	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-1290	00350-0533	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60



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50-43-43-27-78-000-1300	00350-0572	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-1320	00350-0535	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-2010	00350-0536	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-2020	00350-0573	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-2030	00350-0574	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-2040	00350-0538	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-2042	00350-0566	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-2050	00350-0540	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-2060	00350-0543	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-2070	00350-0545	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-2080	00350-0547	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60



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50-43-43-27-78-000-2090	00350-0506	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-2100	00350-0508	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-2110	00350-0510	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-2120	00350-0514	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-2130	00350-0577	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-2140	00350-0516	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-2150	00350-0581	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-2160	00350-0518	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-2170	00350-0520	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-2180	00350-0521	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-2190	00350-0522	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60



TOWN OF PALM BEACH, FLORIDA
Commercial Solid Waste Collection Services
Non-Ad Valorem Assessment Roll
Fiscal Year 2021

<u>Property</u>	<u>Assessment #</u>	<u>Service Address</u>	<u>Commercial Designation</u>	<u>SF/Units</u>	<u>Rate</u>	<u>Balance Due</u>
50-43-43-27-78-000-2200	00350-0524	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-2210	00350-0527	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-2220	00350-0525	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-2230	00350-0585	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-2240	00350-0586	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-2250	00350-0531	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-2260	00350-0587	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-2270	00350-0588	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-2280	00350-0532	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-2290	00350-0534	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-2300	00350-0537	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60



TOWN OF PALM BEACH, FLORIDA
Commercial Solid Waste Collection Services
Non-Ad Valorem Assessment Roll
Fiscal Year 2021

<u>Property</u>	<u>Assessment #</u>	<u>Service Address</u>	<u>Commercial Designation</u>	<u>SF/Units</u>	<u>Rate</u>	<u>Balance Due</u>
50-43-43-27-78-000-2310	00350-0589	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-2320	00350-0590	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-2340	00350-0539	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-2350	00350-0541	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-2360	00350-0542	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-2370	00350-0544	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-3010	00350-0576	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-3020	00350-0578	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-3030	00350-0579	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-3040	00350-0580	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-3050	00350-0582	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60



TOWN OF PALM BEACH, FLORIDA
Commercial Solid Waste Collection Services
Non-Ad Valorem Assessment Roll
Fiscal Year 2021

<u>Property</u>	<u>Assessment #</u>	<u>Service Address</u>	<u>Commercial Designation</u>	<u>SF/Units</u>	<u>Rate</u>	<u>Balance Due</u>
50-43-43-27-78-000-3060	00350-0583	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-3070	00350-0546	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-3080	00350-0548	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-78-000-3090	00350-0584	301 AUSTRALIAN AVE	Solid Waste Apartment	1	\$12.800	153.60
50-43-43-27-88-000-0020	00350-0595	259 WORTH AVE	Solid Waste Medium Volume 5 day	8050	\$0.190	1,529.50
50-43-43-35-00-002-0390	00350-0044	1100 S OCEAN BLVD	Solid Waste Apartment	5	\$12.800	768.00
50-43-43-35-00-002-0390	00350-0044	1100 S OCEAN BLVD	Solid Waste Low Volume 7 day	19908	\$0.035	696.78
50-43-43-35-00-002-0390	00350-0044	1100 S OCEAN BLVD	Solid Waste Medium Volume 7 day	46088	\$0.235	10,830.68
50-43-43-35-00-002-0390	00350-0044	1100 S OCEAN BLVD	Solid Waste High Volume 7 day	10512	\$1.030	10,827.36
50-43-44-11-03-000-1303	00350-0350	2310 S OCEAN BLVD	Solid Waste Medium Volume 5 day	4166	\$0.190	791.54
50-43-44-11-07-008-0020	00350-0102	18 SLOANS CURVE DR	Solid Waste Medium Volume 5 day	1196	\$0.190	227.24
50-43-44-14-01-003-1090	00350-0042	2275 S OCEAN BLVD	Solid Waste Medium Volume 5 day	978	\$0.190	185.82
50-43-44-23-00-002-0190	00350-0219	2875 S OCEAN BLVD	Solid Waste Medium Volume 5 day	27205	\$0.190	5,168.95
50-43-44-23-00-002-0190	00350-0219	2875 S OCEAN BLVD	Solid Waste High Volume 5 day	3300	\$0.832	2,745.60



TOWN OF PALM BEACH, FLORIDA
Commercial Solid Waste Collection Services
Non-Ad Valorem Assessment Roll
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<u>Property</u>	<u>Assessment #</u>	<u>Service Address</u>	<u>Commercial Designation</u>	<u>SF/Units</u>	<u>Rate</u>	<u>Balance Due</u>
50-43-44-23-00-002-0270	00350-0220	2880 S OCEAN BLVD	Solid Waste Medium Volume 7 day	3835	\$0.235	901.23
50-43-44-23-00-002-0280	00350-0221	2870 S OCEAN BLVD	Solid Waste Medium Volume 7 day	43902	\$0.235	10,316.97
50-43-44-23-14-000-0000	00350-0283	2850 S OCEAN BLVD	Solid Waste Medium Volume 5 day	1880	\$0.190	357.20
50-43-44-23-20-000-2030	00350-0429	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-2040	00350-0430	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-2050	00350-0431	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-2070	00350-0432	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-2080	00350-0433	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-2090	00350-0434	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-2100	00350-0435	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-2110	00350-0436	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60



TOWN OF PALM BEACH, FLORIDA
Commercial Solid Waste Collection Services
Non-Ad Valorem Assessment Roll
Fiscal Year 2021

<u>Property</u>	<u>Assessment #</u>	<u>Service Address</u>	<u>Commercial Designation</u>	<u>SF/Units</u>	<u>Rate</u>	<u>Balance Due</u>
50-43-44-23-20-000-2120	00350-0437	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-2140	00350-0438	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-2150	00350-0439	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-2160	00350-0440	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-2170	00350-0441	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-2180	00350-0442	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-3010	00350-0443	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-3030	00350-0444	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-3050	00350-0445	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-3060	00350-0446	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-3070	00350-0447	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60



TOWN OF PALM BEACH, FLORIDA
Commercial Solid Waste Collection Services
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Fiscal Year 2021

<u>Property</u>	<u>Assessment #</u>	<u>Service Address</u>	<u>Commercial Designation</u>	<u>SF/Units</u>	<u>Rate</u>	<u>Balance Due</u>
50-43-44-23-20-000-3080	00350-0448	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-3090	00350-0449	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-3100	00350-0450	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-3110	00350-0451	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-3140	00350-0452	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-3150	00350-0453	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-3160	00350-0454	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-4010	00350-0455	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-4020	00350-0456	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-4030	00350-0457	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-4040	00350-0458	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60



TOWN OF PALM BEACH, FLORIDA
Commercial Solid Waste Collection Services
Non-Ad Valorem Assessment Roll
Fiscal Year 2021

<u>Property</u>	<u>Assessment #</u>	<u>Service Address</u>	<u>Commercial Designation</u>	<u>SF/Units</u>	<u>Rate</u>	<u>Balance Due</u>
50-43-44-23-20-000-4050	00350-0459	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-4080	00350-0460	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-4090	00350-0461	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-4100	00350-0592	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-4120	00350-0593	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-4140	00350-0462	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-4170	00350-0463	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-4180	00350-0464	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-5010	00350-0465	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-5020	00350-0466	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-5030	00350-0467	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60



TOWN OF PALM BEACH, FLORIDA
Commercial Solid Waste Collection Services
Non-Ad Valorem Assessment Roll
Fiscal Year 2021

<u>Property</u>	<u>Assessment #</u>	<u>Service Address</u>	<u>Commercial Designation</u>	<u>SF/Units</u>	<u>Rate</u>	<u>Balance Due</u>
50-43-44-23-20-000-5040	00350-0468	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-5050	00350-0469	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-5060	00350-0470	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-5070	00350-0471	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-5090	00350-0472	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-5110	00350-0473	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-5140	00350-0474	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-5150	00350-0475	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-5160	00350-0476	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-5170	00350-0477	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-6020	00350-0478	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60



TOWN OF PALM BEACH, FLORIDA
Commercial Solid Waste Collection Services
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Fiscal Year 2021

<u>Property</u>	<u>Assessment #</u>	<u>Service Address</u>	<u>Commercial Designation</u>	<u>SF/Units</u>	<u>Rate</u>	<u>Balance Due</u>
50-43-44-23-20-000-6040	00350-0479	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-6050	00350-0480	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-6070	00350-0481	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-6080	00350-0482	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-6090	00350-0483	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-6100	00350-0484	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-6110	00350-0485	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-6140	00350-0486	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-6150	00350-0487	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-6160	00350-0488	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-6170	00350-0489	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60



TOWN OF PALM BEACH, FLORIDA
Commercial Solid Waste Collection Services
Non-Ad Valorem Assessment Roll
Fiscal Year 2021

<u>Property</u>	<u>Assessment #</u>	<u>Service Address</u>	<u>Commercial Designation</u>	<u>SF/Units</u>	<u>Rate</u>	<u>Balance Due</u>
50-43-44-23-20-000-6180	00350-0490	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-7010	00350-0491	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-7020	00350-0492	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-7030	00350-0493	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-7040	00350-0494	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-7050	00350-0495	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-7060	00350-0496	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-7070	00350-0497	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-7080	00350-0498	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-23-20-000-7100	00350-0499	2560 S OCEAN BLVD	Solid Waste Apartment	1	\$12.800	153.60
50-43-44-26-02-000-0010	00350-0118	3200 S OCEAN BLVD	Solid Waste Medium Volume 5 day	1073	\$0.190	203.87



TOWN OF PALM BEACH, FLORIDA
Commercial Solid Waste Collection Services
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Fiscal Year 2021

<u>Property</u>	<u>Assessment #</u>	<u>Service Address</u>	<u>Commercial Designation</u>	<u>SF/Units</u>	<u>Rate</u>	<u>Balance Due</u>
50-43-44-26-06-000-0000	00350-0348	3031 S OCEAN BLVD	Solid Waste Medium Volume 5 day	42500	\$0.190	8,075.00

806,808.51

TOWN OF PALM BEACH

Town Council Meeting on: July 13, 2021

Section of Agenda

Consent - Other

Agenda Title

Request to Consider Ordinance Nos. 16-2021 and 17-2021 at a Public Hearing on Wednesday, July 14, 2021 Prior to 5:00 p.m.

Presenter

Wayne Bergman, Director of Planning, Zoning and Building

ATTACHMENTS:

- ▣ **Memorandum Dated June 21, 2021 from Wayne Bergman, Director of Planning, Zoning and Building**

TOWN OF PALM BEACH

Information for Town Council Meeting on: July 13, 2021

To: Mayor and Town Council

Via: Kirk Blouin, Town Manager

From: Wayne Bergman, Planning, Zoning & Building Director

Re: Request to Consider Ordinance Nos. 16-2021 and 17-2021 at a Public Hearing Prior to 5:00 p.m.

Date: June 21, 2021

STAFF RECOMMENDATION

Staff recommends the Town Council conduct the public hearings on Ordinance Nos. 16-2021 (Outdoor café seating and docks in Chapter 134) and Ordinance No. 17-2021 (Docks in Chapter 62) at the Town Council meetings at which the proposed Ordinances are to be heard prior to 5:00 p.m. The proposed Ordinances will be heard on first reading at the July 14, 2021 meeting, and it is anticipated that the second reading will be on August 11, 2021.

GENERAL INFORMATION

Florida Statute 166.041 requires the Town Council hold at least one of two public hearings to adopt a comprehensive plan amendment or zoning amendment ordinance that changes the list of permitted, conditional or prohibited uses within a zoning district consisting of parcels of land involving ten acres or more after 5:00 p.m. However, the Statute provides that the time of hearing can be changed if a majority plus one of the local governing body elects to have a hearing at another time. Staff is requesting the Town Council elect to conduct the public hearings on Ordinance Nos. 16-2021 and 17-2021 during the course of the normal Council business. The first reading of the proposed Ordinances will be on July 14, 2021. Second reading is anticipated to be on August 11, 2021. All public hearings may occur before 5:00 p.m.

cc: Kirk Blouin, Town Manager
Jay Boodheshwar, Deputy Town Manager
James Murphy, Ass.t Director of Planning, Zoning and Building
Queenester Nieves, Town Clerk
Paul W. Castro, AICP, Zoning Manager
zf

TOWN OF PALM BEACH

Town Council Meeting on: July 13, 2021

Section of Agenda

Consent - Other

Agenda Title

Potential Sale & Request for an Appraisal of Boyd Park

Presenter

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

ATTACHMENTS:

- ▣ **Memorandum dated June 21, 2021, from H. Paul Brazil, P.E., Director of Public Works**

TOWN OF PALM BEACH

Information for Town Council Meeting on: July 13, 2021

TO: Mayor and Town Council

VIA: Kirk W. Blouin, Town Manager

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

RE: Appraisal of Boyd Park

DATE: June 21, 2021

STAFF RECOMMENDATION

Town staff is requesting Town Council provide direction to move forward with obtaining a property appraisal for Boyd Park.

GENERAL INFORMATION

The Town owns and maintains a 0.16 acre piece of property known as Boyd Park located on the south west corner of North Ocean Boulevard and Bahama Lane. This green space consists of turf, cap stones, various trees, shrubs, small plantings, AT&T switch cabinets, and FPU utilities.

In June, Public Works was contacted by Maura A. Ziska, Esq. who represents the property owner of 200 Bahama Lane, which abuts Boyd Park. Her clients are interested in purchasing this property from the Town.

In the past, the Town has allowed the purchase of Town property on a very limited basis. If Town Council agrees with this conceptually, the Town will perform an appraisal at the requestor's expense. The appraisal will be brought back to Town Council for negotiations with the requestor.

Currently there are two (2) companies under contract that can perform this task; Anderson Carr, and Callaway & Price, Inc. whom both have performed work for the Town in the previous year.

FUNDING/FISCAL IMPACT:

There would be no impact to the Town's budget for the appraisal of the property.

TOWN ATTORNEY REVIEW

This format has been utilized by the Town in previous recommendations and was approved by the Town Attorney.

cc: Jane Struder, Director of Finance
Eric B. Brown, P.E., Assistant Director of Public Works
Paul Colby, Facilities Maintenance Division Manager
Dean Mealy, Purchasing Manager
Maura Ziska, Esq., Kochman & Ziska PLC

TOWN OF PALM BEACH

Town Council Meeting on: July 13, 2021

Section of Agenda

Consent - Other

Agenda Title

Request to Hold Preservation Foundation 2022 Dinner Dance in Bradley Park

Presenter

Jay Boodheshwar, Deputy Town Manager

ATTACHMENTS:

- ▣ **Memorandum Dated July 6, 2021, from Jay Boodheshwar, Deputy Town Manager**
- ▣ **Letter Dated June 28, 2021, from Amanda Skier, President & CEO of the Preservation Foundation of Palm Beach**

TOWN OF PALM BEACH

Information for Town Council Meeting on: July 14, 2020

To: Mayor and Town Council

Via: Kirk W. Blouin, Town Manager

From: Jay Boodheshwar, Deputy Town Manager

Re: Preservation Foundation Request for Special Event at Bradley Park on March 5, 2021

Date: July 6, 2021

STAFF RECOMMENDATION

Staff recommends that the Mayor and Town Council consider the request from the Preservation Foundation of Palm Beach to waive certain requirements associated with the granting of a special event permit for the use of Bradley Park on March 5, 2021, for their Annual Foundation Dinner Dance.

GENERAL INFORMATION

On March 6, 2020, the Preservation held its 40th Anniversary Dinner Dance event in Bradley Park, after receiving permission from the Town Council. The attached letter, dated June 18, 2020, from Preservation Foundation Executive Director, Amanda Skier, requests Council's approval for the Foundation to host its Annual Dinner Dance event at Bradley Park for a second year in a row. Council approval is required since the total duration of the event, including assembly thereof, will be in excess of the maximum five (5) hours permitted in section 106-257 of the Town Code.

Once the full event application and site layout are submitted staff will provide its standard review to ensure public safety and property protection. Items such as special detail security, valet parking, traffic flow, protection of turf and vegetation, etc. will be addressed. An application fee and damage deposit will be required, consistent with the requirements of special event permit applications. The Preservation Foundation will provide a certificate of insurance naming the Town of Palm Beach as additional insured as required by the permit application. Costs for police or other required Town staff, that may be required, will be paid by the Foundation.

Attachment

cc: H. Paul Brazil, Director of Public Works
Darrell Donatto, Fire-Rescue Chief
Nick Caristo, Police Chief
Wayne Bergman, Acting Director of Planning, Zoning, and Building
Patricia Gayle-Gordon, Acting Town Clerk



**Trustee Officers and
Executive Committee**

Mrs. Paul Shiverick, *Chairman*
Mr. L. B. "Ben" Alexander, Jr., *Treasurer*
Mrs. Howard J. Kessler
Mr. Tomas R. Maier
Mr. David G. Ober
Mrs. Pauline B. Pitt
Mr. Daniel E. Ponton
Mr. Thomas C. Quick
Mr. Erik T. Waldin
Mrs. Lynne M. Wheat

Executive Director
Amanda H. Skier

Trustees

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Mr. and Mrs. Rand V. Araskog
Mr. and Mrs. Manucher Azmudeh
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Mr. Marvin H. Davidson
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Mr. Howard J. Kessler
Mr. Leonard A. Lauder
The Honorable and Mrs. Howard H. Leach
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Mrs. David J. Mahoney
Mr. and Mrs. Jeffrey A. Marcus
Mrs. Talbott B. Maxey
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Mr. and Mrs. Joseph Meyer
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Mrs. Danielle Hickox Moore
Mr. and Mrs. Dudley L. Moore, Jr.
Mrs. William G. Pannill
Mrs. Sallie B. Phillips
Mrs. William D. Roosevelt
Mrs. Wilbur L. Ross, Jr.
Mr. and Mrs. Charles M. Royce
Mr. Jorge A. Sanchez
Mr. and Mrs. John H. Schuler
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Mr. Paul Shiverick
Mr. Jeffery W. Smith
The Honorable Lesly S. Smith
Mrs. Leo A. Vecellio, Jr.

Emeritus Trustee

Mrs. Edward W. Cook
Mr. and Mrs. Robert M. Grace
Mrs. Frances G. Scaife
Mrs. Robert L. Sterling, Jr.

June 28, 2021

**Town Council
Town of Palm Beach
Post Office Box 2029
Palm Beach, FL 33480**

Dear President Zeidman, Mayor Moore, and Town Council Members:

On behalf of our Chairman and Executive Committee, thank you for your past approval of our request to hold our 2020 Dinner Dance in Bradley Park. I am writing now to request your approval once again to hold our annual Dinner Dance in Bradley Park on March 4, 2022.

The 2020 Dinner Dance, held in the park for the first time in honor of our 40th anniversary, was a great success. Our supporters were grateful for the opportunity to celebrate our beautification project at the park and to see the green space activated in this manner. As a representation of our town-serving mission, Bradley Park is the ideal location to hold the Dinner Dance and we look forward to doing so once again with your permission.

We will make any and all accommodations necessary for approval of our request. Leading up to our event in 2020, we worked closely with Town Staff to develop a detailed plan. The successful execution of that plan, which ensured there was no damage to the park, will serve as a playbook for the 2022 Dinner Dance. Replicating our previous parking arrangement, we are grateful to the Flagler Museum for graciously agreeing to allow us to use their parking lot once again.

Thank you in advance for your consideration of this matter. Please let me know if I may answer any questions or provide further information.

Sincerely,

**Amanda H. Skier
President & CEO**

TOWN OF PALM BEACH

Town Council Meeting on: July 13, 2021

Section of Agenda

Board/Commission Annual Report

Agenda Title

Annual Report of the Retirement Board of Trustees

TIME CERTAIN: 9:45 AM

Ed Carter, Vice Chair

Time Certain

9:45 AM

Presenter

ATTACHMENTS:

- ▣ **Memorandum Dated July 7, 2021, from The Retirement Board of Trustees**

TOWN OF PALM BEACH

Information for Town Council Meeting on: July 13, 2021

To: The Mayor and Town Council

From: The Town of Palm Beach Retirement Board

Re: The Annual Report from the Town of Palm Beach Retirement Board

Date: July 7, 2021

STAFF RECOMMENDATION

Staff recommends that the Town Council hear and accept the Town of Palm Beach Retirement System Board of Trustees Annual Report.

INTRODUCTION

Attached to this document you will find two attachments from Dave West from AndCo, the Town's investment consultant. One is a two-page Mid-Year Review. The second is the Investment Performance Review which is a summary of our managers and performance of the portfolio through May 31, 2021.

You will also find attached the annual report from the actuaries for the Town, GRS. This report prepared by Pete Strong highlights a variety of funding issues for the obligations of the Town from an actuarial perspective.

Clients first.



To: Town of Palm Beach Retirement System Board of Trustees
From: Dave West, CFA
Date: July 2021
Re: Retirement System: Mid-Year Review – Pandemic to Date

The Town of Palm Beach Retirement System achieved a preliminary, net rate of return on invested assets of +16.81% for the fiscal year-to-date through May 31, 2021. For the trailing one-year period the investment performance through May 31, 2021 is +24.8% net of fees.

Preliminary Investment Returns

For the period ending May 31, 2021:

FYTD Return: +16.81% (net)

Market Value: \$286,091,637

Summary Review

The U.S. is emerging from the pandemic induced recession at a pace not experienced since the end of WWII. With much assistance from programs implemented by the Federal Reserve and the Department of the Treasury, stimulus and market support programs continue to provide a floor for security valuations and fuel to the recovery. Measurements of economic progress to date continue to provide confirmation for the strong recovery thesis. The pace of consumption is progressing rapidly, well ahead of the fragile global supply chain. The global manufacturing and distribution network continues to lag strong demand. Inflation, transitory or not, has pushed longer duration bond yields higher while short term rates remain low as dictated by Fed. Policy.

Anticipating the start of a new economic market cycle, investors have tactically executed investment strategies that follow a well-practiced playbook, now transitioning investments into cyclically sensitive areas of the market. The rapid and dramatic asset flow into small and mid-cap companies and value orientations has now closed the historically extreme performance gap previously enjoyed by large cap and growth style stock investments. International equities, led by emerging markets, have also performed well driven by investor expectations for a global emergence from the pandemic.

This has created an extraordinarily productive investment environment for risk assets such as equity and credit. The Town of Palm Beach Retirement System's asset growth from investments has been voluminous!

Reflection on the one-year anniversary (March) of the pandemic induced recession and market fallout:

Performance for the one-year pandemic anniversary time period ended March 31, 2021 was +31.74% (net)

Tactical Actions:

- Pre-pandemic:
 - Completion of a tactically driven general quality upgrade to the Plan investment program driven by a perceived, late-stage economy / market cycle.
 - Reduction of the Real Estate allocation through a partial redemption request sent to the JP Morgan Real Estate Fund.
- Early period pandemic: the following tactical actions were taken upon recognition of the U.S. Federal Reserve and Treasury policy announcements made in March 2020:
 - Remain fully invested while maintaining a modest overweight to domestic equity.
 - Maintain a bias to mid-cap and value orientations.
 - Reduce investment in the international equity allocation by 50%, including both developed and emerging markets. All sale proceeds were allocated to cash equivalents.
- Late period pandemic / emergence:
 - Staged reinvestment of international equity to policy targets.
 - Additional investment to international value (Polaris).
 - Establishment of the “Alternatives” investment mandate.
 - New commitment to opportunistic and thematic investment in disruptive technology.
 - Opportunistic capital investment in the ARK Disruptive Innovations Fund.

Investment Performance Review
Period Ending May 31, 2021

Town of Palm Beach Retirement System

Monthly Preliminary Returns



TCM Backup 07-13-21

Equities

	Month	3 M	YTD	1 Year	3 Yr Ann	5 Yr Ann
S&P 500 Total Return	0.70	10.72	12.62	40.32	18.00	17.16
Russell Midcap Index	0.80	8.81	14.56	50.29	16.15	15.39
Russell 2000 Index	0.21	3.34	15.30	64.56	13.06	16.01
Russell 1000 Growth Index	(1.38)	7.14	6.32	39.92	23.02	22.07
Russell 1000 Value Index	2.33	12.69	18.41	44.38	12.94	12.33
Russell 3000 Index	0.46	9.42	12.34	43.91	18.03	17.36
MSCI EAFE NR	3.26	8.81	10.07	38.41	8.23	9.77
MSCI EM NR	2.32	3.28	7.26	51.00	9.65	13.88

Russell Indices Style Returns *

	V	B	G	V	B	G
L	18.4	12.1	6.3	2.8	20.9	38.4
M	20.9	14.6	3.4	4.9	17.0	35.5
S	27.5	15.3	4.1	4.6	19.9	34.5
	YTD			2020		

Index Returns (%)

	Month	3 M	YTD	1 Year	Mod. Adj. Duration	Yield to Worst
U.S. Aggregate	0.33	(0.14)	(2.29)	(0.41)	6.49	1.50
U.S. Corporate Investment Grade	0.77	0.14	(2.85)	3.64	8.59	2.11
U.S. Corporate High Yield	0.30	1.54	2.25	14.96	3.89	4.03
Global Aggregate	0.74	0.05	(2.54)	4.26	7.44	1.12

Levels (%)

	05/31/21	12/31/20	12/31/19	12/31/18	12/31/17
Key Rates					
US Generic Govt 3 Mth	0.00	0.06	1.54	2.35	1.38
US Generic Govt 2 Yr	0.14	0.12	1.57	2.49	1.88
US Generic Govt 10 Yr	1.59	0.91	1.92	2.68	2.41
US Generic Govt 30 Yr	2.28	1.64	2.39	3.01	2.74
ICE LIBOR USD 3M	0.13	0.24	1.91	2.81	1.69
Euribor 3 Month ACT/360	(0.54)	(0.55)	(0.38)	(0.31)	(0.33)
Bankrate 30Y Mortgage Rates Na	3.10	2.87	3.86	4.51	3.85
Prime	3.25	3.25	4.75	5.50	4.50

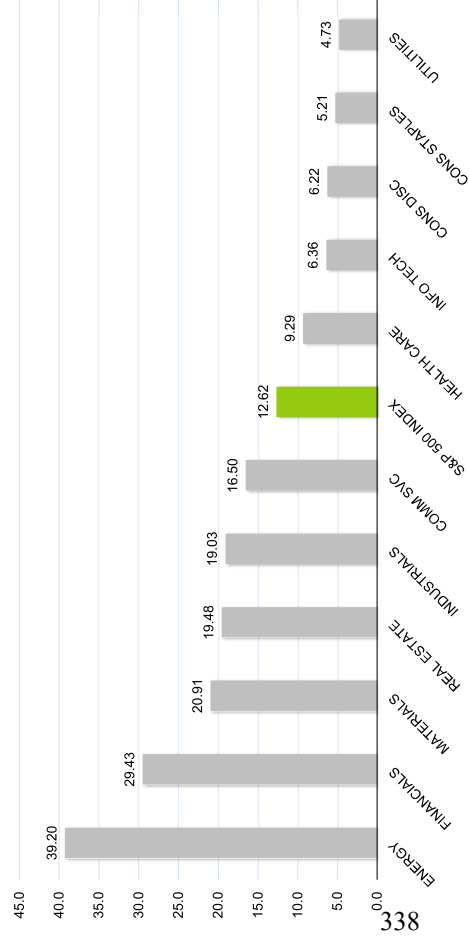
Levels

	05/31/21	12/31/20	12/31/19
Currencies			
Euro Spot	1.22	1.22	1.12
British Pound Spot	1.42	1.37	1.33
Japanese Yen Spot	109.58	103.25	108.61
Swiss Franc Spot	0.90	0.89	0.97

Levels

	05/31/21	12/31/20	12/31/19
Commodities			
Oil	66.32	48.52	54.15
Gasoline	3.05	2.25	2.59
Natural Gas	2.99	2.69	2.33
Gold	1,905.30	1,905.80	1,187.30
Silver	28.01	26.53	16.50
Copper	467.75	352.65	283.85
Corn	656.75	480.25	418.50
BBG Commodity TR Idx	198.20	166.63	172.00

YTD Sector Returns



2020 Sector Returns



Source: Bloomberg & Investment Metrics. For informational purposes only and should not be regarded as investment advice. Information is based on sources and data believed to be reliable, but AndCo Consulting cannot guarantee the accuracy, adequacy or completeness of the information. The material provided herein is valid only as of the date of distribution and not as of any future date.

*Heat maps are displayed utilizing a 9-color scale, with green as the highest return for the time period noted and red as the lowest return for the time period noted. Color scales within each time period are mutually exclusive.

Private Investments Reporting Status
Total Private Investments
As of May 31, 2021

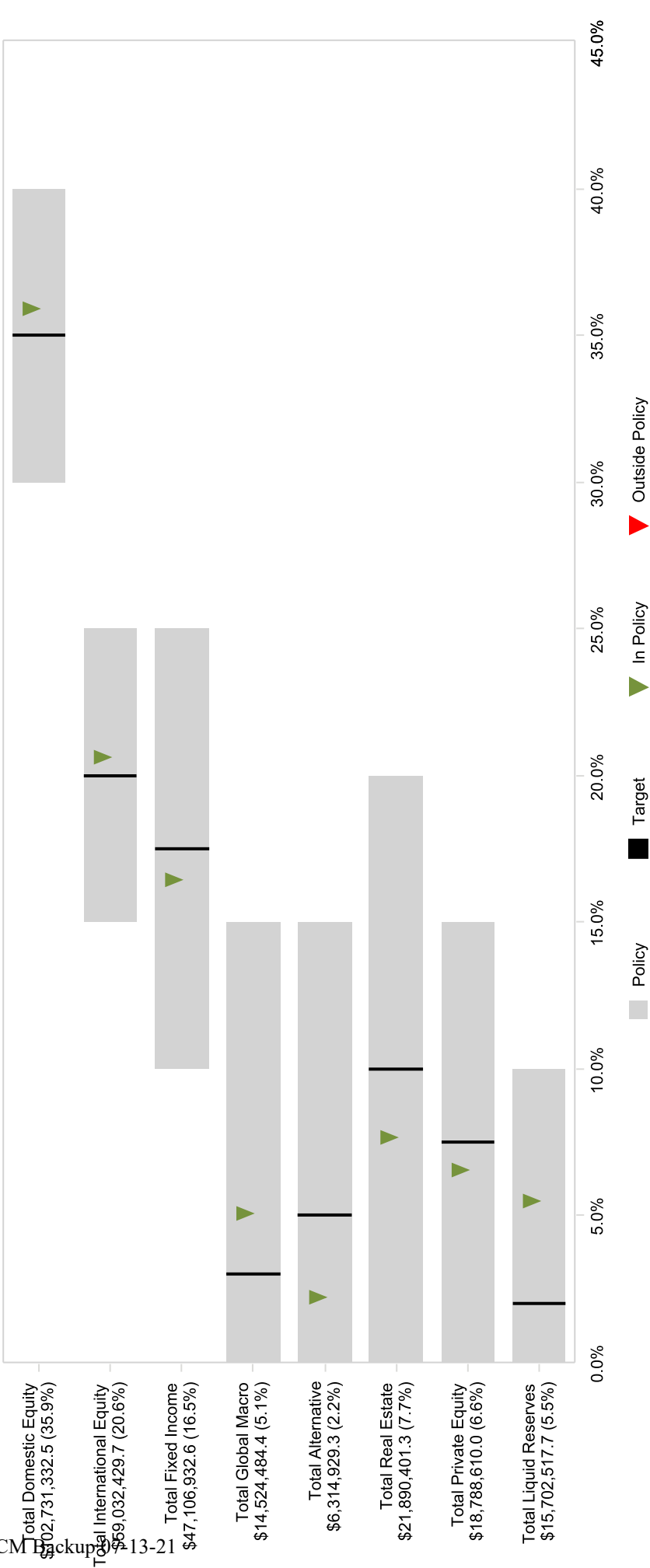
TCM Backup 07-13-2

Manager	MV As Of	Most Recent Statement Date
Private Equity		
HarbourVest Partners	3/29/21 - Distribution	12/31/2020
JP Morgan Venture Cap V	4/30/21 - Call	12/31/2020
Landmark XIV	3/26/21 - Distribution	12/31/2020
Pomona Cap VIII	12/31/2020	12/31/2020
Private Equity Fund V	3/31/2021	3/31/2021
Real Estate		
Green Cities II	3/31/2021	3/31/2021
Green Cities III	4/26/21 - Call	3/31/2021
Long Wharf Real Estate Fund V	5/31/2021	5/31/2021
Westport RE Fund IV	3/31/2021	3/31/2021
JP Morgan Strategic Property	5/31/2021	5/31/2021

Performance and valuations presented in this report are preliminary, with 89.4% of assets reporting finalized figures.
 NAVs for non-reporting investments are carried forward from the most recent valuation.

Town of Palm Beach Retirement System Pension Asset Allocation Compliance As of May 31, 2021

Executive Summary



Asset Allocation Compliance

	Asset Allocation \$	Current Allocation (%)	Minimum Allocation (%)	Maximum Allocation (%)	Target Allocation (%)
Total Fund	286,091,637	100.0	N/A	N/A	100.0
Total Domestic Equity	102,731,333	35.9	30.0	40.0	35.0
Total International Equity	59,032,430	20.6	15.0	25.0	20.0
Total Fixed Income	47,106,933	16.5	10.0	25.0	17.5
Total Global Macro	14,524,484	5.1	0.0	15.0	3.0
Total Alternative	6,314,929	2.2	0.0	15.0	5.0
Total Real Estate	21,890,401	7.7	0.0	20.0	10.0
Total Private Equity	18,788,610	6.6	0.0	15.0	7.5
Total Liquid Reserves	15,702,518	5.5	0.0	10.0	2.0

Financial Reconciliation
Total Fund
1 Month Ending May 31, 2021

Financial Reconciliation - 1 Month									
TCM	Market Value 05/01/2021	Net Transfers	Contributions	Distributions	Management Fees	Other Expenses	Income	Apprec./ Deprec.	Market Value 05/31/2021
Total Domestic Equity	113,314,203	-11,000,000	470	-	-	-2,747	49,781	369,626	102,731,333
Vanguard Instl Index (VINIX)	82,974,018	-11,000,000	-	-	-	-	-	366,441	72,340,459
Geneva Mid Cap Growth Equity	8,941,546	-	470	-	-	-470	4,653	-172,224	8,773,975
Coke & Bieler Mid Cap Value Equity	21,398,639	-	-	-	-	-2,277	45,128	175,409	21,616,898
Total Domestic International Equity	44,756,303	-	-	-	-	-	-	1,437,329	46,193,631
Pear Tree Polaris Foreign Value (QFVRX)	14,747,276	-	-	-	-	-	-	442,651	15,189,927
Fidelity International Index (FSPSX)	12,452,672	-	-	-	-	-	-	462,161	12,914,833
MFS International Growth R6 (MGRDX)	8,136,620	-	-	-	-	-	-	298,642	8,435,262
WCM Focused International Growth (WCMIX)	9,419,736	-	-	-	-	-	-	233,874	9,653,610
Total Emerging Markets Equity	12,815,255	6,740	-	-	-6,740	-	-	23,544	12,838,798
Wells Capital Emerging Markets	12,815,255	6,740	-	-	-6,740	-	-	23,544	12,838,798
Total Fixed Income	46,941,209	-	2,610	-	-	-2,610	80,515	85,208	47,106,933
Garcia Hamilton Fixed Income Agg.	46,941,209	-	2,610	-	-	-2,610	80,515	85,208	47,106,933
Total Global Macro	14,420,583	-	-	-	-	-	53,655	50,246	14,524,484
BlackRock Multi-Asset Income Fund (BKMIX)	14,420,583	-	-	-	-	-	53,655	50,246	14,524,484
Total Alternative	-	5,982,165	-	-	-	-	-	332,765	6,314,929
Ark Innovation (ARKK)	-	5,982,165	-	-	-	-	-	332,765	6,314,929
Total Real Estate	22,041,442	-225,000	-	-	-	-	19,310	54,649	21,890,401
Green Cities Company II	2,253,865	-	-	-	-	-	-	-	2,253,865
Green Cities Company III	5,338,888	-	-	-	-	-	-	-	5,338,888
Long Wharf Real Estate Partners Fund V	3,456,768	-	-	-	-	-	-	2,566	3,459,334
Westport Real Estate Fund IV	4,014,867	-225,000	-	-	-	-	-	-	3,789,867
JP Morgan Strategic Property	6,977,055	-	-	-	-	-	19,310	52,083	7,048,448
Total Private Equity	18,788,610	-	-	-	-	-	-	-	18,788,610
Landmark Equity Partners XIV LP	205,858	-	-	-	-	-	-	-	205,858
Private Equity Investment Fund V	580,469	-	-	-	-	-	-	-	580,469
HarbourVest Partners IX (Consolidated)	10,792,591	-	-	-	-	-	-	-	10,792,591
Pomona Capital VIII	1,133,391	-	-	-	-	-	-	-	1,133,391
JPMorgan Venture Capital Fund V	6,076,301	-	-	-	-	-	-	-	6,076,301
Total Liquid Reserves	10,459,510	5,242,835	7,953	-	-	-7,953	171	1	15,702,518
Cash Account	10,459,510	5,242,835	7,953	-	-	-7,953	171	1	15,702,518
Total Fund	283,537,115	6,740	11,032	-	-6,740	-13,310	203,432	2,353,368	286,091,637

Financial Reconciliation
Total Fund
October 1, 2020 To May 31, 2021

Financial Reconciliation - Fiscal Year To Date									
	Market Value 10/01/2020	Net Transfers	Contributions	Distributions	Management Fees	Other Expenses	Income	Apprec./ Deprec.	Market Value 05/31/2021
Total Domestic Equity	94,208,707	-18,947,162	1,668	-	-51,368	-5,415	2,450,265	25,074,637	102,731,333
Vanguard Instl Index (VINIX)	72,893,274	-19,000,000	-	-	-	-	2,256,735	16,190,450	72,340,459
Geneva Mid Cap Growth Equity	6,806,898	20,812	853	-	-20,354	-1,311	21,886	1,945,192	8,773,975
Coke & Bieler Mid Cap Value Equity	14,508,535	32,025	816	-	-31,014	-4,104	171,644	6,938,996	21,616,898
Total Domestic International Equity	24,351,104	14,000,000	-	-	-	-	656,018	7,186,510	46,193,631
Pear Tree Polaris Foreign Value (QFVRX)	4,785,056	8,000,000	-	-	-	-	227,175	2,177,695	15,189,927
Fidelity International Index (FSPSX)	5,866,927	5,000,000	-	-	-	-	242,121	1,805,785	12,914,833
MFS International Growth R6 (MGRDX)	6,079,507	1,000,000	-	-	-	-	62,039	1,293,716	8,435,262
WCM Focused International Growth (WCMIX)	7,619,614	-	-	-	-	-	124,683	1,909,313	9,653,610
Total Emerging Markets Equity	7,548,581	3,048,356	-	-	-48,413	-	2	2,290,272	12,838,798
Wells Capital Emerging Markets	7,548,581	3,048,356	-	-	-48,413	-	2	2,290,272	12,838,798
Total Fixed Income	39,654,068	8,025,327	4,831	-	-23,091	-7,066	565,323	-1,112,458	47,106,933
Garcia Hamilton Fixed Income Agg.	39,654,068	8,025,327	4,831	-	-23,091	-7,066	565,323	-1,112,458	47,106,933
Total Global Macro	6,549,756	7,000,000	-	-	-	-	263,117	711,611	14,524,484
BlackRock Multi-Asset Income Fund (BKMIX)	6,549,756	7,000,000	-	-	-	-	263,117	711,611	14,524,484
Total Alternative	-	5,982,165	-	-	-	-	-	332,765	6,314,929
Ark Innovation (ARKK)	-	5,982,165	-	-	-	-	-	332,765	6,314,929
Total Hedge	288,971	-288,971	-	-	-	-	-	-	-
Weatherflow Offshore Fund I Ltd.	288,971	-288,971	-	-	-	-	-	-	-
Total Real Estate	28,331,708	-7,357,446	-	-	-121,310	-21,374	321,630	737,193	21,890,401
Green Cities Company II	2,206,332	-24,298	-	-	-	-	-	71,831	2,253,865
Green Cities Company III	5,277,969	25,239	-	-	-	-	-	35,680	5,338,888
Long Wharf Real Estate Partners Fund V	3,879,218	-571,233	-	-	-	-	-	151,349	3,459,334
Westport Real Estate Fund IV	5,489,532	-1,928,638	-	-	-34,717	-21,362	116,716	168,336	3,789,867
JP Morgan Strategic Property	11,478,657	-4,858,517	-	-	-86,592	-12	204,913	309,998	7,048,448
Total Private Equity	18,418,823	-2,315,320	-	-	-18,357	-5,141	-	2,708,605	18,788,610
Landmark Equity Partners XIV LP	197,719	-16,161	-	-	-	-	-	24,300	205,858
Private Equity Investment Fund V	541,488	-	-	-	-	-	-	38,981	580,469
HarbourVest Partners IX (Consolidated)	10,615,838	-1,837,676	-	-	-	-	-	2,014,429	10,792,591
Pomona Capital VIII	1,109,619	-176,293	-	-	-	927	-	199,138	1,133,391
JPMorgan Venture Capital Fund V	5,954,159	-285,190	-	-	-18,357	-6,068	-	431,757	6,076,301
Total Liquid Reserves	21,366,830	-8,984,368	12,654,876	-9,551,291	-	-29,568	3,285	242,754	15,702,518
Cash Account	21,366,830	-8,984,368	12,654,876	-9,551,291	-	-29,568	3,285	242,754	15,702,518
Total Fund	240,718,548	162,580	12,661,375	-9,551,291	-262,539	-68,563	4,259,639	38,171,889	286,091,637



Asset Allocation & Performance
Program Composite Performance
As of May 31, 2021

Asset Allocation & Performance	Allocation		Performance(%)									
	Market Value \$	%	MTH	QTD	YTD	FYTD	1 YR	3 YR	5 YR	7 YR	Inception	Inception Date
Total Fund (Net)	286,091,637	100.0	0.90	3.70	6.91	16.81	24.80	10.56	10.28	6.98	8.25	09/01/2012
Total Fund (Gross)			0.90	3.71	6.99	16.92	24.99	10.83	10.57	7.28	8.53	
Total Fund Policy			0.99	4.20	7.57	18.86	28.49	12.12	11.78	9.03	9.66	
Total Fund Policy Index ex Alts			0.92	3.48	6.12	15.41	23.01	9.85	9.78	7.64	8.54	
Total Domestic Equity (Net)	102,731,333	35.9	0.39	5.94	13.43	29.88	43.11	17.52	16.16	12.27	14.11	09/01/2012
Total Domestic Equity (Gross)			0.39	5.94	13.47	29.94	43.21	17.67	16.35	12.53	14.35	
Total Domestic Equity Policy			0.46	5.63	12.34	28.83	43.91	18.03	17.16	14.06	15.64	
Total International Equity (Net)	46,193,631	16.1	3.21	6.53	8.98	26.62	44.50	9.12	10.95	5.80	9.27	09/01/2012
Total International Equity (Gross)			3.21	6.53	8.98	26.62	44.50	9.42	11.34	6.19	9.64	
Total International Equity Policy			3.20	6.30	10.12	28.93	43.39	9.42	10.95	6.08	N/A	
Total Emerging Markets Equity (Net)	12,838,798	4.5	0.13	2.21	4.20	26.52	48.95	12.12	15.47	8.05	8.26	08/01/2013
Total Emerging Markets Equity (Gross)			0.18	2.32	4.47	27.07	49.90	12.83	16.20	8.74	8.95	
MSCI Emerging Markets (Net) Index			2.32	4.87	7.26	28.39	51.00	9.65	13.88	6.73	7.31	
Total Fixed Income (Net)	47,106,933	16.5	0.35	-0.10	-1.86	-1.17	0.88	4.59	3.00	2.70	2.58	09/01/2012
Total Fixed Income (Gross)			0.35	-0.10	-1.80	-1.11	0.99	4.73	3.14	2.85	2.72	
Total Fixed Income Policy			0.33	1.12	-2.29	-1.64	1.38	4.72	3.87	3.27	3.14	
Total Global Macro (Net)	14,524,484	5.1	0.72	2.78	4.56	N/A	N/A	N/A	N/A	N/A	6.77	12/01/2020
Total Global Macro (Gross)			0.72	2.78	4.56	N/A	N/A	N/A	N/A	N/A	6.77	
Total Global Macro Policy			0.91	3.68	4.50	12.19	19.03	10.39	9.21	7.21	6.81	
Total Alternative (Net)	6,314,929	2.2	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	06/01/2021
Total Alternative (Gross)			N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Total Alternative Policy			0.65	6.00	12.41	25.91	39.65	17.35	16.49	13.38	N/A	

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Asset Allocation & Performance
Investment Performance
As of May 31, 2021

Asset Allocation & Performance		Performance(%)									
Allocation											
Market Value \$	%	MTH	QTD	YTD	FYTD	1 YR	3 YR	5 YR	7 YR	Inception	Inception Date
Total Domestic Equity											
Vanguard Instl Index (Net)	72,340,459	0.69	6.07	12.62	26.30	40.30	N/A	N/A	N/A	25.20	09/01/2019
S&P 500 Index (Net)		0.65	6.00	12.41	25.91	39.65	17.35	16.49	13.38	24.53	
Geneva Mid Cap Growth Equity (Net)	8,773,975	-1.87	5.04	7.51	28.58	40.70	19.59	17.68	14.97	11.81	08/01/2005
Geneva Mid Cap Growth Equity (Gross)		-1.87	5.04	7.65	28.90	41.05	20.06	18.23	15.55	N/A	
Russell Midcap Growth Index		-1.53	4.00	3.42	23.09	37.78	19.89	18.95	14.82	11.43	
Cooke & Bieler Mid Cap Value Equity (Net)	21,616,898	1.03	6.77	20.03	48.78	58.00	N/A	N/A	N/A	14.96	08/01/2018
Cooke & Bieler Mid Cap Value Equity (Gross)		1.03	6.77	20.21	49.01	58.46	N/A	N/A	N/A	15.41	
Russell Midcap Value Index		1.97	6.91	20.86	45.55	56.61	12.59	12.25	10.06	12.00	
Total International Equity											
Pear Tree Polaris Foreign Value (QFVRX)(Net)	15,189,927	3.00	4.91	13.99	45.10	N/A	N/A	N/A	N/A	38.87	09/01/2020
MSCI EAFE Index (Net)		3.26	6.37	10.07	27.73	38.41	8.23	9.77	5.27	24.41	
MSCI EAFE Value Index (Net)		3.46	5.44	13.29	35.04	41.52	4.15	7.22	2.46	28.84	
Fidelity International Index (FSPSX)(Net)	12,914,833	3.71	6.59	10.28	27.74	N/A	N/A	N/A	N/A	24.91	09/01/2020
MSCI EAFE (Net) Index		3.26	6.37	10.07	27.73	38.41	8.23	9.77	5.27	24.41	
MFS International Growth (MGRDX) (Net)	8,435,262	3.67	7.27	8.02	20.30	37.07	N/A	N/A	N/A	13.14	07/01/2018
MSCI AC World ex USA Growth (Net)		2.41	6.19	6.11	20.88	39.92	12.48	13.19	8.22	13.48	
WCM Focused International Growth (WCMIX) (Net)	9,653,610	2.48	8.45	8.40	26.69	46.77	N/A	N/A	N/A	21.33	07/01/2018
MSCI AC World ex USA (Net)		3.13	6.16	9.87	28.56	42.78	8.93	10.88	5.68	9.91	
MSCI AC World ex USA Growth (Net)		2.41	6.19	6.11	20.88	39.92	12.48	13.19	8.22	13.48	
Total Emerging Markets Equity											
Wells Capital Emerging Markets (Net)	12,838,798	0.13	2.21	4.20	26.52	48.95	12.12	14.86	8.21	7.76	10/01/2013
Wells Capital Emerging Markets (Gross)		0.18	2.32	4.47	27.07	49.90	12.83	15.58	8.89	8.44	
MSCI Emerging Markets (Net) Index		2.32	4.87	7.26	28.39	51.00	9.65	13.88	6.73	6.84	

Asset Allocation & Performance
Investment Performance
As of May 31, 2021

	Allocation		Performance(%)									
	Market Value	%	MTH	QTD	YTD	FYTD	1 YR	3 YR	5 YR	7 YR	Inception	Inception Date
	\$											
Total Fixed Income												
Garcia Hamilton Fixed Income Agg (Net)	47,106,933		0.35	-0.10	-1.86	-1.17	0.88	N/A	N/A	N/A	4.88	08/01/2018
Garcia Hamilton Fixed Income Agg. (Gross)			0.35	-0.10	-1.80	-1.11	0.99	N/A	N/A	N/A	5.03	
Bimbg. Barc. U.S. Aggregate Index			0.33	1.12	-2.29	-1.64	-0.41	5.05	3.25	3.18	5.40	
Total Global Macro												
BlackRock Multi-Asset Income Fund (BKMIX) (Net)	14,524,484		0.72	2.78	4.96	11.82	16.68	7.17	N/A	N/A	6.03	12/01/2017
50% MSCI World / 50% Barcap Agg			0.91	3.68	4.50	12.19	19.03	10.39	9.21	7.21	9.03	
Total Alternative												
Ark Innovation (ARKK) (Net)	6,314,929		N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	06/01/2021
S&P 500 Index (Net)			0.65	6.00	12.41	25.91	39.65	17.35	16.49	13.38	N/A	
Total Real Estate												
JP Morgan Strategic Property (Net)	7,048,448		1.02	1.10	2.67	4.40	2.41	3.41	N/A	N/A	4.49	03/01/2017
JP Morgan Strategic Property (Gross)			1.02	1.38	3.24	5.25	3.51	4.47	N/A	N/A	5.48	
NCREIF Fund Index-Open End Diversified Core (EW)			0.00	0.00	2.25	3.64	2.91	5.29	6.52	8.51	6.09	

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All returns and valuations presented in this report are preliminary and subject to change



Benchmark History
Investment Policy Benchmarks
As of May 31, 2021

Total Fund Policy		Allocation Mandate		Weight (%)	Allocation Mandate		Weight (%)
Jan-1979		May-2021			May-2021		
Russell 3000 Index		Russell 3000 Index		30.00	Russell 3000 Index		35.00
MSCI EAFE (Net) Index		MSCI AC World ex USA		13.00	MSCI AC World ex USA		20.00
Blmbg. Barc. U.S. Aggregate Index		Total Fixed Income Policy		24.00	Total Fixed Income Policy		17.50
CPI + 5%		NCREIF Fund Index-Open End Diversified Core (EW)		9.00	NCREIF Fund Index-Open End Diversified Core (EW)		10.00
90 Day T-Bill + 3.75%		Total Global Macro Policy		22.00	Total Global Macro Policy		3.00
S&P 500 + 5%		Total Alternative Policy		2.00	Total Alternative Policy		5.00
		Total Private Equity Policy			Total Private Equity Policy		7.50
		90 Day U.S. Treasury Bill			90 Day U.S. Treasury Bill		2.00
Jul-2013							
S&P 500 Index				7.50			
MSCI EAFE (Net) Index				15.00			
Blmbg. Barc. U.S. Aggregate Index				17.50			
Bloomberg Commodity Index Total Return				2.50			
90 Day T-Bills + 5%				15.00			
S&P 500 + 5%				10.00			
Russell Midcap Value Index				3.75			
Russell Midcap Growth Index				3.75			
MSCI Emerging Markets (Net) Index				10.00			
Bloomberg Barclays U.S. TIPS Index				2.50			
Blmbg. Barc. U.S. Corp High Yield				2.50			
NCREIF Property Index				10.00			
Jan-2017							
Russell 3000 Index				35.00			
MSCI AC World ex USA				20.00			
Blmbg. Barc. U.S. Aggregate Index				12.50			
Blmbg. Barc. Global Multiverse				5.00			
NCREIF Fund Index-Open End Diversified Core (EW)				10.00			
S&P 500 + 3%				7.50			
Total GTAA/Hedge Fund Policy				10.00			
Oct-2020							
Russell 3000 Index				35.00			
MSCI AC World ex USA				20.00			
Total Fixed Income Policy				17.50			
NCREIF Fund Index-Open End Diversified Core (EW)				10.00			
S&P 500 + 3%				7.50			
Total GTAA/Hedge Fund Policy				10.00			

Benchmark History
Investment Policy Benchmarks
As of May 31, 2021

Total Fund Policy ex Alternatives		Allocation Mandate		Weight (%)	Allocation Mandate		Weight (%)
Jan-1979		May-2021			May-2021		
Russell 3000 Index	30.00	Russell 3000 Index			Russell 3000 Index		35.00
MSCI EAFE (Net) Index	13.00	MSCI AC World ex USA			MSCI AC World ex USA		20.00
Bloomberg. Barc. U.S. Aggregate Index	24.00	Total Fixed Income Policy			Total Fixed Income Policy		17.50
CPI + 5%	9.00	NCREIF Fund Index-Open End Diversified Core (EW)			NCREIF Fund Index-Open End Diversified Core (EW)		10.00
90 Day T-Bill + 3.75%	22.00	Total Global Macro Policy			Total Global Macro Policy		3.00
S&P 500 + 5%	2.00	Total Alternative Policy			Total Alternative Policy		5.00
		0%			0%		7.50
		90 Day U.S. Treasury Bill			90 Day U.S. Treasury Bill		2.00
Jul-2013							
S&P 500 Index	7.50						
MSCI EAFE (Net) Index	15.00						
Bloomberg. Barc. U.S. Aggregate Index	17.50						
Bloomberg Commodity Index Total Return	2.50						
90 Day T-Bills + 5%	15.00						
S&P 500 + 5%	10.00						
Russell Midcap Value Index	3.75						
Russell Midcap Growth Index	3.75						
MSCI Emerging Markets (Net) Index	10.00						
Bloomberg Barclays U.S. TIPS Index	2.50						
Bloomberg. Barc. U.S. Corp High Yield	2.50						
NCREIF Property Index	10.00						
Jan-2017							
Russell 3000 Index	35.00						
MSCI AC World ex USA	20.00						
Bloomberg. Barc. U.S. Aggregate Index	12.50						
Bloomberg. Barc. Global Multiverse	5.00						
NCREIF Fund Index-Open End Diversified Core (EW)	10.00						
0%	17.50						
Oct-2020							
Russell 3000 Index	35.00						
MSCI AC World ex USA	20.00						
Total Fixed Income Policy	17.50						
NCREIF Fund Index-Open End Diversified Core (EW)	10.00						
0%	17.50						

Benchmark History
Investment Policy Benchmarks
As of May 31, 2021

Total Domestic Equity Policy		Total Alternative Policy	
Allocation Mandate	Weight (%)	Allocation Mandate	Weight (%)
Jan-1926 S&P 500 Index	100.00	Jan-1999 S&P 500 Index (Net)	100.00
Jul-2017 Russell 3000 Index	100.00		
Total International Equity Policy		Total Real Estate Policy	
Allocation Mandate	Weight (%)	Allocation Mandate	Weight (%)
Oct-2012 MSCI EAFE (Net) Index	100.00	Sep-2013 NCREIF Property + 3%	100.00
Jan-2017 MSCI AC World ex USA	100.00	Jan-2017 NCREIF Fund Index-Open End Diversified Core (EW)	100.00
Total Fixed Income Policy		Total Private Equity Policy	
Allocation Mandate	Weight (%)	Allocation Mandate	Weight (%)
Mar-1997 Blmbg. Barc. U.S. Aggregate Index Blmbg. Barc. U.S. Corp High Yield Bloomberg Barclays U.S. TIPS Index	50.00 25.00 25.00	Jan-1926 CPI + 5% S&P 500 + 5%	82.00 18.00
Oct-2020 Blmbg. Barc. U.S. Aggregate Index	100.00	Jul-2013 S&P 500 + 5%	100.00
		Jan-2017 S&P 500 + 3%	100.00
Total Global Macro Policy			
Allocation Mandate	Weight (%)		
Jan-1976 50% MSCI World / 50% Barcap Agg	100.00		

Active Return	- Arithmetic difference between the manager's performance and the designated benchmark return over a specified time period.
Alpha	- A measure of the difference between a portfolio's actual performance and its expected return based on its level of risk as determined by beta. It determines the portfolio's non-systemic return, or its historical performance not explained by movements of the market.
Beta	- A measure of the sensitivity of a portfolio to the movements in the market. It is a measure of the portfolio's systematic risk.
Consistency	- The percentage of quarters that a product achieved a rate of return higher than that of its benchmark. Higher consistency indicates the manager has contributed more to the product's performance.
Distributed to Paid In (DPI)	- The ratio of money distributed to Limited Partners by the fund, relative to contributions. It is calculated by dividing cumulative distributions by paid in capital. This multiple shows the investor how much money they got back. It is a good measure for evaluating a fund later in its life because there are more distributions to measure against.
Down Market Capture	- The ratio of average portfolio performance over the designated benchmark during periods of negative returns. A lower value indicates better product performance
Downside Risk	- A measure similar to standard deviation that utilizes only the negative movements of the return series. It is calculated by taking the standard deviation of the negative quarterly set of returns. A higher factor is indicative of a riskier product.
Excess Return	- Arithmetic difference between the manager's performance and the risk-free return over a specified time period.
Excess Risk	- A measure of the standard deviation of a portfolio's performance relative to the risk free return.
Information Ratio	- This calculates the value-added contribution of the manager and is derived by dividing the active rate of return of the portfolio by the tracking error. The higher the Information Ratio, the more the manager has added value to the portfolio.
Public Market Equivalent (PME)	- Designs a set of analyses used in the Private Equity Industry to evaluate the performance of a Private Equity Fund against a public benchmark or index.
R-Squared	- The percentage of a portfolio's performance that can be explained by the behavior of the appropriate benchmark. A high R-Squared means the portfolio's performance has historically moved in the same direction as the appropriate benchmark.
Return	- Compounded rate of return for the period.
Sharpe Ratio	- Represents the excess rate of return over the risk free return divided by the standard deviation of the excess return. The result is an absolute rate of return per unit of risk. A higher value demonstrates better historical risk-adjusted performance.
Standard Deviation	- A statistical measure of the range of a portfolio's performance. It represents the variability of returns around the average return over a specified time period.
Total Value to Paid In (TVPI)	- The ratio of the current value of remaining investments within a fund, plus the total value of all distributions to date, relative to the total amount of capital paid into the fund to date. It is a good measure of performance before the end of a fund's life
Tracking Error	- This is a measure of the standard deviation of a portfolio's returns in relation to the performance of its designated market benchmark.
Treynor Ratio	- Similar to Sharpe ratio but utilizes beta rather than excess risk as determined by standard deviation. It is calculated by taking the excess rate of return above the risk free rate divided by beta to derive the absolute rate of return per unit of risk. A higher value indicates a product has achieved better historical risk-adjusted performance.
Up Market Capture	- The ratio of average portfolio performance over the designated benchmark during periods of positive returns. A higher value indicates better product performance.

AndCo compiled this report for the sole use of the client for which it was prepared. AndCo is responsible for evaluating the performance results of the Total Fund along with the investment advisors by comparing their performance with indices and other related peer universe data that is deemed appropriate. AndCo uses the results from this evaluation to make observations and recommendations to the client.

CM B 7-13

AndCo uses time-weighted calculations which are founded on standards recommended by the CFA Institute. The calculations and values shown are based on information that is received from custodians. AndCo analyzes transactions as indicated on the custodian statements and reviews the custodial market values of the portfolio. As a result, this provides AndCo with a reasonable basis that the investment information presented is free from material misstatement. This methodology of evaluating and measuring performance provides AndCo with a practical foundation for our observations and recommendations. Nothing came to our attention that would cause AndCo to believe that the information presented is significantly misstated.

This performance report is based on data obtained by the client's custodian(s), investment fund administrator, or other sources believed to be reliable. While these sources are believed to be reliable, the data providers are responsible for the accuracy and completeness of their statements. Clients are encouraged to compare the records of their custodian(s) to ensure this report fairly and accurately reflects their various asset positions.

The strategies listed may not be suitable for all investors. We believe the information provided here is reliable, but do not warrant its accuracy or completeness. Past performance is not an indication of future performance. Any information contained in this report is for informational purposes only and should not be construed to be an offer to buy or sell any securities, investment consulting, or investment management services.

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May 26, 2021

Ms. Edemir K. Estrada
Pension Administrator
Gabriel, Roeder, Smith & Company
One East Broward Blvd., Suite 505
Fort Lauderdale, Florida 33301-1804

Re: Town of Palm Beach Retirement System Annual Report – 9/30/2020 Actuarial Summary

Dear Edemir:

The funded status of the plan is determined after the fiscal year end, and after the system's actuary, Gabriel, Roeder & Smith (GRS), collects the system's updated census and financial information and analyzes the demographic and economic experiences during the fiscal year. The experience is compared to the actuarial assumptions (investment return, retirements/DROPs, terminations, mortality, wage increases, etc.). The funded status and required Town contributions are determined after completing a full analysis and valuation of the updated actuarial liabilities. The system's current funded status is based on the most recent September 30, 2020 actuarial valuation, and it will change again after the end of fiscal year 2021 after the analysis for the 2021 fiscal year valuation is completed.

Town Council adopted a policy beginning in October 2017 to appropriate \$5.42 million each year in extra payments toward the unfunded actuarial accrued liability (UAAL). This represents a payment above what the actuary annually determines as the Town's required contribution (the actuarial determined employer contributions, or ADEC). The ADEC developed in the annual valuation is payable in the second fiscal year following the valuation date. Thus, the ADEC payable during fiscal year 2022 is identified in the 9/30/2020 actuarial valuation. In the year that begins October 1, 2021 (FY 2022), the ADEC rate is 59.80% of covered payroll, or \$12,127,430, if payments are distributed evenly throughout the fiscal year. However, the actuary determined that if the Town chooses to pay the full amount at the beginning of the 2022 fiscal year (i.e., on or near October 1, 2021), as it did for fiscal year 2021, the ADEC rate will be reduced to 57.92% of covered payroll, or \$11,746,005. The early lump-sum payment represents a savings of \$381,425 in interest cost.

The funded ratio of the retirement system as of 9/30/2020 is 72.7%, which is an increase from 70.3% as of 9/30/2019. The UAAL as of 9/30/2020 is \$94,163,607, versus \$100,219,557 as of 9/30/2019.

Revisions were made to the actuarial assumptions as of 9/30/2020 that have increased the UAAL and future contributions. The assumed investment return used in the 2020 valuation (for the year ending 9/30/2021) is 6.8%, reduced from 7.1% last year. The assumed rate of return is scheduled to be reduced to 6.6% in the 9/30/2021 actuarial valuation, and then by an additional 0.2% for three more years thereafter until reaching an ultimate assumed rate of return of 6.0% in the 9/30/2024 actuarial

valuation (please note that the increases in the ADEC and UAAL attributable to each 0.2% reduction are approximately \$700,000 to \$750,000 and \$8.0 million, respectively). The mortality tables and mortality improvement projection scales were also updated as of 9/30/2020 to reflect the updated mortality assumptions used in the July 1, 2019 Florida Retirement System (FRS) Actuarial Valuation, as mandated by Florida Statutes Chapter 112.63(1)(f).

The changes in assumptions effective September 30, 2020 increased the required Town contributions for fiscal year 2022 by approximately \$101,000. The mortality assumption change lowered the unfunded actuarial liability and required Town contribution, offsetting most of the impact of the reduction in the assumed rate of return from 7.1% to 6.8%.

The retirement system experience during fiscal year 2020 resulted in a net actuarial experience gain of approximately \$238,000. Demographic (liability-based) experience resulted in a net actuarial gain of about \$1,074,000, primarily due to higher mortality experience among retirees and more terminations of employment than expected. Investment experience resulted in an offsetting actuarial experience loss of about \$836,000. The rate of investment return on the actuarial value of assets during fiscal year 2020 was 6.8% (versus the assumed return during the period of 7.1%). The return on the market value of assets during fiscal year 2020 was 5.6%. The net actuarial experience gain caused the required Town contribution to decrease by approximately \$22,000.

The funded ratio was over 100% in the year 2000, whereas it is currently 72.7%. This decline was primarily the result of lower compound average investment returns than assumed over the last 20 years. The compound average investment return on the market value of assets from 2000 through 2020 was 4.84%. Recent changes in assumptions have also had a reducing effect on the funded ratio, but to a much lesser extent than cumulative investment experience. Several positive steps have been taken to address the funded status, including strengthening the actuarial assumptions, reducing the UAAL amortization periods to 15-20 years, and the commitment from the Town to make additional contributions of \$5.42 million per year (starting in 2017) towards the UAAL until the Plan becomes 100% funded. These changes have already had a positive impact, as the funded ratio has increased from 68.4% as of September 30, 2016 to 72.7% as of September 30, 2020, even as the investment return assumption was lowered from 7.4% to 6.8% over the same time period. It is anticipated that these changes will continue to have a significant increasing effect on the funded ratio over the next several years.

In a “what if” scenario in which all assumptions are realized (and the additional \$5.42 million Town contributions continue), the retirement system is projected to become 92.7% funded in 10 years (as of 9/30/2030). If actual average investment earnings are 5% per year (instead of matching the long-term assumption of 6.8% grading down to 6.0%), the retirement system is projected to be approximately 86% funded in 10 years (as of 9/30/2030). The total Town contributions to the Retirement System are expected to be in the range of \$16 to \$20 million over the next 10 years, including the extra Town contributions of \$5.42 million per year.



Ms. Edemir K. Estrada
Town of Palm Beach Retirement System
May 26, 2021
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If there are any questions, please let us know.

Respectfully submitted,

A handwritten signature in black ink that reads "Peter Strong". The signature is written in a cursive, flowing style.

Peter N. Strong, FSA, EA, MAAA
Senior Consultant and Actuary

The above communication shall not be construed to provide tax advice, legal advice or investment advice.

TOWN OF PALM BEACH

Town Council Meeting on: July 13, 2021

Section of Agenda

Committee Reports

Agenda Title

Report of the Business and Administrative Committee Meeting Held on May 28, 2021

Lew Crampton, Chair

1. Recommendations from the Business and Administrative Committee

Jay Boodheshwar, Deputy Town Manager

Presenter

ATTACHMENTS:

- ▣ **May 28, 2021, Business and Administrative Committee Meeting Report**
- ▣ **Memorandum Dated: July 5, 2021- From Jay Boodheshwar, Deputy Town Manager**



TOWN OF PALM BEACH

Town Manager's Office

REPORT OF THE BUSINESS AND ADMINISTRATIVE COMMITTEE MEETING HELD ON MAY 28, 2021

I. CALL TO ORDER AND ROLL CALL

The Business and Administrative Meeting was called to order on Friday, May 28, 2021, at 9:30 a.m. via Zoom. On roll call, all committee members were found to be present.

II. PLEDGE OF ALLEGIANCE

Chair Crampton led the Pledge of Allegiance.

III. APPROVAL OF AGENDA

Motion was made by Member Lindsay and seconded by Chair Crampton to approve the agenda. On roll call, the Motion passed unanimously.

IV. REGULAR AGENDA

Chair Crampton welcomed Member Lindsay and acknowledged Mayor Moore and several staff members who were joining the meeting. Chair Crampton mentioned there have been several meetings held with residents focusing on County Road, Worth Avenue and Royal Poinciana Way and there were discussions to look at parking trends both in and out of season. The staff committee was solely developed to handle parking issues. Mentioned one recommendation was adopted to allow underground parking lot owners to rent up to 50% of the spaces on their property. Noted the discussion would include use of underutilized surface lots; review a scope of services for a centralized valet Request for Proposals (RFP); expanding the placard program on the east side of the 400 block of Peruvian Avenue, indicated this was a way to decrease the employee parking on Worth Avenue to free spaces for customers. These issues were discussed at last month's council meeting when council members recommended that more discussion and staff work were needed. Chair Crampton indicated any actions will be recommended to the Town Council for their approval.

A. Recap of Actions Taken at the April 13 Town Council Meeting *Jay Boodheshwar, Deputy Town Manager*

Deputy Town Manager Jay Boodheshwar gave a recap of the actions taken regarding the following:

1. *Curbside Valet Parking Services.* This concept was well received by the Town Council and was remanded back to the committee to develop an RFP for the program.
2. *Amendment to Supplemental Off-Site Parking Section of Code.* Town Council approved code amendments for supplemental off-street parking. Draft Ordinance will be reviewed.
3. *Modifications to Placard Parking Program.* After much discussion, a net addition of 25 placards in various areas in Midtown between Hammon Avenue and Royal Palm Way, and on Main Street (behind the old Post Office). There was a limitation of six months placed on the placards; staff would have time to ensure there were no unintended consequences. Deputy Town Manager Boodheshwar informed the committee most of the additional placards have already been sold and there is a lengthy waiting list for certain areas. There was discussions regarding continued expansion of the placard parking program to include a small section of the 400 block of Peruvian Avenue.
4. *Changes to On-street Parking Regulations on Four Arts Plaza.* The regulation has been returned to two-hour time limit instead of one-hour parking time limit. Staff has communicated with the Four Arts and has committed to increased enforcement. There is a fifteen-minute loading zone area on the east side of the street in front of the Four Arts which residents are able to use for drop off and pick-up.
5. *Convert Free Time Limited Spaces on Mid-Town Ocean Blocks to Paid Parking.* The pilot project of the conversion of multiple free time-limited spaces on the Far East end of the Midtown ocean blocks (except Worth Avenue) to paid parking will probably become permanent. The decision was made not to install kiosks on the streets but install signage to direct users that they must use the ParkMobile app or call the 800 number that is on the sign or go to South Ocean Boulevard to use one of the existing kiosks to complete their parking transaction. The signs have been ordered and once installed this will complete the conversion process.

Responding to Chair Crampton, Mr. Boodheshwar stated that the placard program is attracting employees working on Worth Avenue. He also responded to Mayor Moore that many placard holders are the store owners. Mr. Boodheshwar explained the placards are transferable and maybe used by different employees. He mentioned the cost of the placards are about \$1000 per year.

Mr. Boodheshwar shared a list showing the parking placards sold by location.

B. Items from the April 13 Town Council Meeting Requiring Further Discussion and Recommendations for Council Consideration
Jay Boodheshwar, Deputy Town Manager

1. Proposed Amendment to the Town Code, Relative to Supplemental Off-Street Parking

Wayne Bergman, Director of Planning, Zoning and Building, stated that the Town Council had directed staff to prepare zoning text amendments which would allow commercial property owners to share their underutilized parking lots. Mr. Bergman explained the review process to the committee. Staff recommended to relax or eliminate all of the regulations which prevented owners from sharing underutilized parking lots and suggested that all commercial lots should be included. The Commission did not agree with that approach as they were concerned that some of the surface or elevated lots would have impacts to the neighboring residential communities. The Commission instead recommended the Town Council to allow the supplemental off-site shared parking relaxation of rules for underground parking garages. The Commission also suggested a three-year pilot program to see how it worked and kept the amount of shared parking to not be more than 33% of the total garage inventory. Staff then modified the Ordinance for Town Council approval. The Town Council granted approval for 50% of the total garage inventory. Staff is requesting the Committee place a condition that if the surface or elevated parking area is directly adjacent to residential areas the hours be limited to business hours only. Member Lindsay expressed some concerns regarding business hours, as different businesses have different business hours. She referred to the examples of a retail store which closes at 6 o'clock and a café that will remain open until midnight and that particular business could be next to a residence. Chair Crampton recommended having a time certain instead of business hours. Staff was directed to research using business hours only vs. specific hours.

The committee discussed garages not adjacent to residential areas. Mr. Bergman defined the residential area as a parcel on which the parking area exists abuts a residential use property. Discussion ensued regarding specifics of residential areas. Staff was directed to research the residential areas with a view to having an end time for parking. Chair Crampton suggested that this be a two-year pilot program with six-month progress reports to be brought to the Town Council.

2. Review Scope of Services for Centralized Valet RFP

Mr. Boodheshwar referred to the backup showing the draft Scope of Services for Centralized Valet Services. He mentioned staff used the City of Coral Gables as a model for the Town's service. Coral Gables is a high

end community with a larger retail footprint. The valet program in Coral Gables has many more centralized valet stations throughout their City. The scope was modified to fit the Town so flexibility can be retained to scale up or down depending on the season and demand. Responding to Member Lindsay's query on the valet operator(s), Mr. Boodheshwar replied one valet operator would be ideal as there is customer service quality and branding issues whenever there are multiple companies. Mr. Boodheshwar specified there would be provision in the contract to interject if there are problems and also a termination clause. Member Lindsay spoke regarding the hours of 11-5 and mentioned that 5:00 p.m. seemed to be too early. Mr. Boodheshwar stated that restaurants had their own valet operators so the 5:00 p.m. would provide the operator's time to set up and be ready for the dinner hour, but if there was a preference the end time could be pushed to 5:30 instead of 5:00 p.m.

Mayor Moore voiced her agreement and mentioned that any decision that did not go as planned could be rescinded or revoked.

Mr. Boodheshwar thanked the Worth Avenue merchants who helped pilot the centralized valet program a few years ago.

Public Comment

Katie Green, DEA Palm Beach, expressed she would love to have valet parking on the 300 block of Worth Avenue.

3. Consideration of Implementation of Placard Parking on Eastern Portion of the 400 Block of Peruvian Avenue

Mr. Boodheshwar noted there is a high demand for placard parking the Midtown area. Staff conducted an occupancy study in the 400 block of Peruvian which is completely residential permit parking. It was discovered that this block was rarely more than 50% full, most of the time it was in the 30% full range. Staff would like Council to consider converting the nine (9) spaces (circled in red on the map) on the south eastern portion of the block to two-hour time limited as the default regulation and implement placard parking. This would allow residents on the waiting list for the 200/300 block of Peruvian to fill these spaces. Member Lindsay inquired how many homeowners have purchased the \$50 RPP permits, to which Mr. Boodheshwar replied the number of permits purchased equals the number of spaces on that street, even though actual usage is much lower.

Discussion ensued regarding the various blocks of Chilean, Australian and Brazilian that have a mixture of RPP and time-limited spaces.

After discussion, there was a consensus of the Committee to recommend the implementation of placard parking on the eastern portion of the 400

block of Peruvian Avenue to the Town Council.

4. Review Additional Area(s) for Implementation of Paid Parking

Mr. Boodheshwar presented an overview of the process being carried out regarding posting signs in the far eastern portions of the 100 block of the midtown streets to convert the time limited spaces to paid parking.

Member Lindsay spoke regarding the beachgoers using the spaces on Worth Avenue. She also spoke about the 30-minute free parking and suggested that it be limited to 15 minutes.

The consensus of the committee was to move forward with making the parking on Worth Avenue consistent with the other streets.

Mr. Boodheshwar stated that there was unanimous consent to advance item numbers 3 and 4 to Town Council for consideration. The RFP scope will be revised before issuance and Mr. Bergman will prepare the draft Ordinance regarding supplemental parking for BAC review at the next meeting.

C. Discussion regarding Additional Parking Management Issues to be Reviewed by the Business and Administrative Committee, Including but not Limited to (1) Hours of Enforcement, (2) Maximum Hours Permitted in Paid Parking Areas, (3) Seasonal Parking Regulations, (4) Completion of Evening Hours Parking Study, (5) Other Items.

Jay Boodheshwar, Deputy Town Manager

Mr. Boodheshwar stated this item was included to begin a conversation regarding the work plan for the committee. He suggested that they continue the conversation regarding commercial areas although at some point it will also include residential parking. Mr. Boodheshwar suggested the following items for further discussion:

- Hours of enforcement in paid and time limited free parking areas
- Maximum time permitted for purchase in paid parking areas
- Discussion of implementation of seasonal parking regulations
- Completion of evening hours parking study

Member Lindsay agreed with the suggested issues and added enforcement is generally inconsistent in the neighborhoods on the island and there may be a need for more enforcement on the weekends in the north end where beachgoers find free parking; in the business areas or on Sundays. She suggested more consistency is needed in areas with similar impacts.

Chair Crampton agreed with Member Lindsay and the issues suggested by Mr. Boodheshwar. He then spoke about construction parking which needed to be revisited.

Mr. Boodheshwar stated that these issues will be placed on the next agenda for discussion.

Member Lindsay requested that staff look into signage on the north end of town with a view to reducing the number of signs on the streets. She also spoke about signage on Worth Avenue. Mr. Boodheshwar stated that no additional signs will be placed on Worth Avenue, they would instead be replaced.

V. ANY OTHER MATTERS - *None*

VI. ADJOURNMENT

The Business and Administrative Committee Meeting was adjourned at 11:00 a.m. by Motion made by Member Lindsay and seconded by Chair Crampton. On roll call, the Motion passed unanimously.

Lewis S.W. Crampton, Chair

Queenester Nieves, CMC, Town Clerk

Date

TOWN OF PALM BEACH

Information for Town Council Meeting on: July 13, 2021

To: Mayor and Town Council

Via: Kirk Blouin, Town Manager

From: Jay Boodheshwar, Deputy Town Manager

Re: Recommendations of the Business and Administrative Committee, Relative to
Parking Regulations

Date: July 5, 2021

STAFF RECOMMENDATION

Staff recommends the Town Council give consideration to the recommendations of the Business and Administrative Committee (BAC), relative to public parking related issues itemized below.

GENERAL INFORMATION

At the April 13, 2021, Town Council meeting, staff presented a list of action items that were previously reviewed and unanimously advanced by the BAC to the Town Council for consideration and approval. Several of the items discussed by Town Council resulted in the desire for additional study by the BAC. The list of items further reviewed by the BAC at its May 28, 2021, meeting included: (1) additional proposed amendments to the Town Code related to supplemental off-street parking, (2) RFP scope of services for centralized valet, (3) proposed implementation of placard parking on eastern portion of the 400 block of Peruvian Avenue, and (4) proposed implementation of paid parking on eastern portion of the 100 block of Worth Avenue.

Draft language, relative to additional supplemental off-street parking code changes will be reviewed at the July 8, 2021, BAC meeting and then presented to the Town Council for consideration at the August Town Council meeting. The scope of services for the centralized valet RFP have been finalized and issuance of the RFP is imminent. The BAC achieved consensus on its recommendations regarding the implementation of placard parking on the eastern portion of the 400 block of Peruvian as well as paid parking on the eastern portion of the 100 block of Worth. See below for details.

Implementation of Placard Parking Program on the Eastern Portion of the 400 Block of Peruvian Avenue

After a lengthy discussion at the April 13, 2021, Council meeting regarding the cost/benefits for expanding the placard parking program in various locations throughout the Town, Council approved the addition of 25 net spaces (inclusive of the elimination of 40 placards on S. Lake Drive). To ensure no unintended consequences, the additional placards in the mid-Town area

have been limited to 6 months for purchase, at which time staff will report back to Council before making these locations permanent. Since the approval of the additional placards, most have already been sold. Below is the list of the areas in question.

- 200 Block of Brazilian Ave (north and south): All 8 placards sold
- 300 Block of Coconut Row (east and west): All 23 placards sold
- 100 Block Hammon Ave (north and south): 6 of 12 placards sold
- 300 Block of Hibiscus Ave (east and west): All 12 placards sold.
- 100 Block of Main Street (south): 5 of 10 placards sold.
- 400 (north) /500 (east) Blocks of Worth Ave: All 4 placards sold.

The addition of 9 parking placards on the 400 block of Peruvian Avenue was also discussed at the April 13 Council meeting but was referred back to the BAC for further review. At the May 28, 2021, BAC meeting, committee members discussed the fact that there is a large waiting list of 151 individuals who would like to participate in the placard program, with 139 of them interested in the areas closer to Worth Avenue. A space utilization study on the 400 block of Peruvian from February 3 – 9, 2021, discovered that the 43 residential permit parking (RPP) spaces on this block are rarely occupied by more than 50% between the hours of 9:00 am and 6:00 pm. After much discussion, the BAC determined that it is appropriate to reallocate nine (9) of the underutilized RPP spaces on southeastern portion of this block to a 2 hour time limited regulation and expand the 300 Block Peruvian Avenue placard program to this block.



Implementation of Paid Parking on the Eastern Portion of the 100 Block of Worth Avenue

At the April 13, 2021, meeting, Town Council approved the BAC's recommendation to regulate the spaces on the streets highlighted in yellow below in the same way as the spaces on the west side of South Ocean Blvd. (ParkMobile Zone 4607) but no new kiosks would be installed. Signs are in place and the implementation of the new paid parking (\$5/hr) regulation is complete for the 100 blocks of Brazilian, Australian, Chilean, Peruvian, and Hammon.

The spaces highlighted below in red are on the 100 block of Worth Avenue. After much discussion the BAC has recommended the implementation of paid parking at \$5/hr, similar to what was recently completed on the nearby 100 blocks along Mid-Town Beach. Further, the BAC has recommended the addition of 3-4 free time-limited 15 minute spaces for customers stopping for coffee or to pick up merchandise. As with the other 100 block streets, no kiosks will be installed on the avenue.



cc: Department Directors
Parking Committee

TOWN OF PALM BEACH

Town Council Meeting on: July 13, 2021

Section of Agenda

Public Hearings

Agenda Title

RESOLUTION NO. 076-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Vacating and Abandoning Existing Public Utility Easements within Phase 3 North Utility Undergrounding Project Limits, in the Town of Palm Beach, Florida.

Presenter

Patricia Strayer, P.E., Town Engineer

ATTACHMENTS:

- ▣ **Memorandum dated June 28, 2021, from H. Paul Brazil, P.E., Director of Public Works**
- ▣ **Resolution No. 076-2021**
- ▣ **Notice to Property Owners**
- ▣ **Legal Ad**

TOWN OF PALM BEACH

Information for Town Council Meeting on: July 13, 2021

TO: Mayor and Town Council

VIA: Kirk W. Blouin, Town Manager

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

RE: Authorization to Vacate and Abandon Existing Public Utility Easement – Phase 3
North Utility Undergrounding Project Limits
Resolution No. 076-2021

DATE: June 28, 2021

STAFF RECOMMENDATION

Town staff recommends that Town Council approve Resolution No. 076-2021 authorizing the vacating and abandonment of existing public utility easements as described in the provided attachments associated with Phase 3 North Utility Undergrounding, which is located from Osceola Way to LaPuerta Way.

GENERAL INFORMATION

On September 10, 2019 Town Council directed Town staff to perform the easement abandonment process for properties that provided easements and no longer had existing utilities in rear easements. Phase 3 North has been completed. Staff recommends approval of the abandonment of the easements as shown in the attachments.

In accordance with Town Code of Ordinances, Chapter 106, Article IV, staff has prepared an application to abandon the public utility easement affected by the utility conversion. The easements to be abandoned are shown as Exhibits A through S, Sketch and Legal Description of the proposed Resolution for each property.

Information packages were sent to the 28 affected property owners and also the 150 neighboring property owners within 300 feet of the easement to be abandoned via certified mail on June 25, 2021. To date, no responses have been received from the neighboring property owners. The abandonment request was also advertised prior to this Town Council meeting as required by Town Code.

This is an abandonment of an existing utility easement and no property is being gained by the individual property owners. Therefore, a privilege fee is not applicable.

FUNDING/FISCAL IMPACT

Funding for the abandonment application processing and recording fees is being funded through the Town-wide Utility Undergrounding Project.

TOWN ATTORNEY REVIEW

This Resolution has been reviewed and approved by the Town Attorney for legal form and sufficiency.

Attachments

cc: Eric B. Brown, P.E., Assistant Director of Public Works
Patricia Strayer, P.E., Town Engineer
Craig Hauschild, P.E., Civil Engineer (PZB)

RESOLUTION NO. 076-2021

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, VACATING AND ABANDONING EXISTING PUBLIC UTILITY EASEMENTS WITHIN PHASE 3 NORTH UTILITY UNDERGROUNDING PROJECT LIMITS, IN THE TOWN OF PALM BEACH, FLORIDA.

* * * * *

WHEREAS, the Town of Palm Beach requests easement vacations and abandonments; and

WHEREAS, the Town of Palm Beach has agreed to pay all incidental costs associated with these vacations and abandonments; and

WHEREAS, all existing property owners have been notified of these vacations and abandonments; and

WHEREAS, all utility providers using said easement have agreed to the abandonment of the existing public utility easement; and

WHEREAS, the Town Council of the Town of Palm Beach does hereby find and determine that the utility easements listed below are no longer necessary and does not serve any public purpose, nor are they necessary for public use;

- | | |
|---------------------------------------|-----------|
| 1. Lot #31 (1193 Lake Way) | Exhibit A |
| 2. Lot #18 (1195 N Ocean Way) | Exhibit B |
| 3. Lot #17 (1198 N Ocean Way) | Exhibit C |
| 4. Lot #30 (1215 N Lake Way) | Exhibit D |
| 5. Lot #19 (1220 N Ocean Blvd) | Exhibit E |
| 6. Lot #5 (1285 N Ocean Blvd) | Exhibit F |
| 7. Lot #2 (1291 N Ocean Way) | Exhibit G |
| 8. Lot #8 (1295 N Lake Way) | Exhibit H |
| 9. Lot #1 (1300 N Ocean Blvd) | Exhibit I |
| 10. Lot #22 (200 Mockingbird Trail) | Exhibit J |
| 11. Lot # 4 and #5 (210 Kenlyn Road) | Exhibit K |
| 12. Lot #12 (210 Osceola Way) | Exhibit L |
| 13. Lot #11 (220 Osceola Way) | Exhibit M |
| 14. Lot #25 (222 Mockingbird Trail) | Exhibit N |
| 15. Lot #30 (226 Merrain Road) | Exhibit O |
| 16. Lot #33 (232 La Puerta Way) | Exhibit P |
| 17. Lot #26 (232 Mockingbird Trail) | Exhibit Q |
| 18. Lot #31 (234 Merrain Road) | Exhibit R |
| 19. Lot #3 (235 Merrain Road) | Exhibit S |
| 20. Lot #27 (240 Mockingbird Trail) | Exhibit T |
| 21. Lot #19 and #20 (241 Kenlyn Road) | Exhibit U |
| 22. Lot #12 (241 Mockingbird Trail) | Exhibit V |
| 23. Lot #8 (242 Kenlyn Road) | Exhibit W |
| 24. Lot #35 (248 La Puerta Way) | Exhibit X |
| 25. Lot #11 (249 Mockingbird Trail) | Exhibit Y |
| 26. Lot #29 (256 Mockingbird Trail) | Exhibit Z |

27. Lot #6 (259 Merrain Road)	Exhibit AA
28. Lot #7 (267 Merrain Road)	Exhibit BB

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, Florida as follows:

Section 1. The foregoing recitals are hereby ratified and confirmed.

Section 2. That the public easements on the attached Exhibits are hereby vacated and abandoned.

Section 3. The Town Clerk is hereby authorized to advertise and record the Resolution pursuant to law.

PASSED AND ADOPTED in a regular adjourned session of Town Council of the Town of Palm Beach this 13th day of July 2021.

Danielle H. Moore, Mayor

ATTEST:

Queenester Nieves, CMC, Town Clerk

SKETCH AND DESCRIPTION
2.5 FOOT UTILITY EASEMENT

LOT 31, MOCKING BIRD TRAIL TRACT
(P.B. 18, PG. 7, P.B.C.R.)
TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA

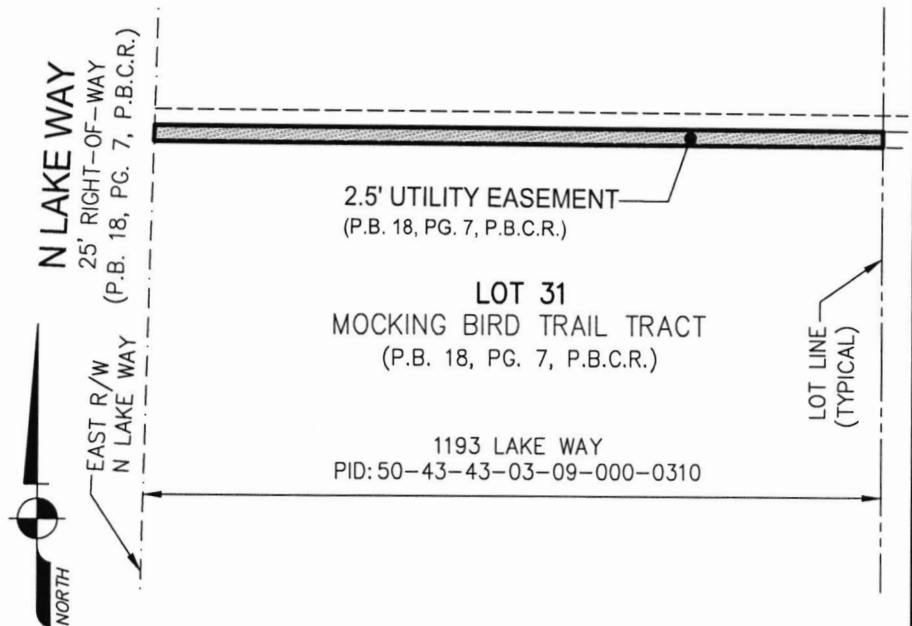
EXHIBIT A

LAND DESCRIPTION:

All of the 2.50 foot Utility Easement lying in Lot 31, MOCKING BIRD TRAIL TRACT, according to the Plat thereof as recorded in Plat Book 18, Page 7, of the Public Records of Palm Beach County, Florida.

Less the west 5.0' for additional N Lake Way right-of-way.

Said land lying in Palm Beach County, Florida and contains 284 square feet, more or less.



SURVEYOR'S REPORT:

1. Reproductions of this Sketch are not valid without the signature and the original raised seal of a Florida Licensed Surveyor and Mapper. Additions or deletions to this sketch by other than the signing party is prohibited without written consent of the signing party.
2. No Title Opinion or Abstract to the subject property has been provided. It is possible that there are Deeds, Easements, or other instruments (recorded or unrecorded) which may affect the subject property. No search of the Public Records has been made by the Surveyor.
3. The land description shown hereon was prepared by the Surveyor.
4. Data shown hereon was compiled from instrument(s) of record and does not constitute a boundary survey.
5. Address: 1193 N. Lake Way, Palm Beach, Florida
6. Abbreviation Legend: L.B. = Licensed Business; P.B. = Plat Book; PID = Parcel Identification Number; PG. = Page; P.L.S. = Professional Land Surveyor; P.B.C.R. = Palm Beach County Records; R/W = Right of Way.

CERTIFICATION

I HEREBY CERTIFY that the attached Sketch and Description of the hereon described property is true and correct to the best of my knowledge and belief as prepared under my direction. I FURTHER CERTIFY that this Sketch and Description meets the Standards of Practice set forth in Chapter 5J-17, Florida Administrative Code, pursuant to Chapter 472, Florida Statutes.

Michael D. Avirom, Digitally signed by Michael D.
Avirom, P.L.S.
Date: 2021.02.15 10:27:45 -05'00'

MICHAEL D. AVIROM, P.L.S.
Florida Registration No. 3268
AVIROM & ASSOCIATES, INC.
L.B. No. 3300

REVISIONS



AVIROM & ASSOCIATES, INC.
SURVEYING & MAPPING

50 S.W. 2nd AVENUE, SUITE 102
BOCA RATON, FLORIDA 33432
(561) 392-2594 / www.AVIROMSURVEY.com

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JOB #: 10194-47.04
SCALE: 1" = 30'
DATE: 02/04/2021
BY: J.A.S.
CHECKED: M.D.A.
F.B. --- PG. --
SHEET: 370 OF 1

TCM Backup 07-13-21

SKETCH AND DESCRIPTION
2.5 FOOT UTILITY EASEMENT

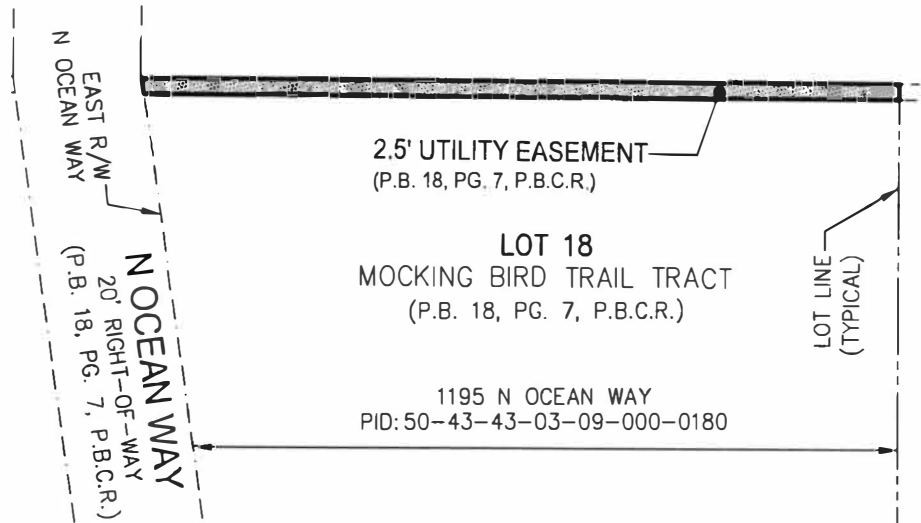
LOT 18, MOCKING BIRD TRAIL
(P.B. 18, PG. 7, P.B.C.R.)
TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA

EXHIBIT B

LAND DESCRIPTION:

All of the 2.50 foot Utility Easement lying in Lot 18, MOCKING BIRD TRAIL TRACT, according to the Plat thereof as recorded in Plat Book 18, Page 7, of the Public Records of Palm Beach County, Florida.

Said land lying in Palm Beach County, Florida and contains 295 square feet, more or less.



SURVEYOR'S REPORT:

1. Reproductions of this Sketch are not valid without the signature and the original raised seal of a Florida Licensed Surveyor and Mapper. Additions or deletions to this sketch by other than the signing party is prohibited without written consent of the signing party.
2. No Title Opinion or Abstract to the subject property has been provided. It is possible that there are Deeds, Easements, or other instruments (recorded or unrecorded) which may affect the subject property. No search of the Public Records has been made by the Surveyor.
3. The land description shown hereon was prepared by the Surveyor.
4. Data shown hereon was compiled from instrument(s) of record and does not constitute a boundary survey.
5. Address: 1195 N Ocean Way, Palm Beach, Florida
6. Abbreviation Legend: L.B. = Licensed Business; P.B. = Plat Book; PID = Parcel Identification Number; PG. = Page; P.L.S. = Professional Land Surveyor; P.B.C.R. = Palm Beach County Records; R/W = Right of Way.

CERTIFICATION

I HEREBY CERTIFY that the attached Sketch and Description of the hereon described property is true and correct to the best of my knowledge and belief as prepared under my direction. I FURTHER CERTIFY that this Sketch and Description meets the Standards of Practice set forth in Chapter 5J-17, Florida Administrative Code, pursuant to Chapter 472, Florida Statutes.

Michael D.

Avirom, P.L.S.

MICHAEL D. AVIROM, P.L.S.

Florida Registration No. 3268

AVIROM & ASSOCIATES, INC.

L.B. No. 3300

Digitally signed by Michael D.

Avirom, P.L.S.

Date: 2021.02.15 17:00:26

05:00'

REVISIONS

1. GENERAL REVISIONS JAS 02/15/21

TCM Backup 07-13-21



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SURVEYING & MAPPING

50 S.W. 2nd AVENUE, SUITE 102
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JOB #: 10194-47.16

SCALE: 1" = 30'

DATE: 02/04/2021

BY: J.A.S.

CHECKED: M.D.A.

F.B. --- PG. --

SHEET: 31 OF 1

SKETCH AND DESCRIPTION
2.5 FOOT UTILITY EASEMENT

LOT 17, MOCKING BIRD TRAIL TRACT

(P.B. 18, PG. 7, P.B.C.R.)

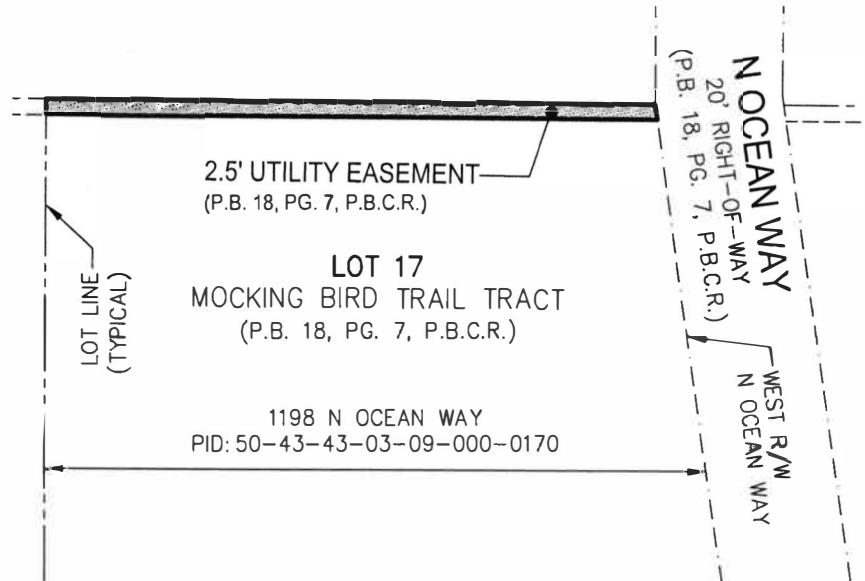
TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA

EXHIBIT C

LAND DESCRIPTION:

All of the 2.50 foot Utility Easement lying in Lot 17, MOCKING BIRD TRAIL TRACT, according to the Plat thereof as recorded in Plat Book 18, Page 7, of the Public Records of Palm Beach County, Florida.

Said land lying in Palm Beach County, Florida and contains 238 square feet, more or less.



SURVEYOR'S REPORT:

1. Reproductions of this Sketch are not valid without the signature and the original raised seal of a Florida Licensed Surveyor and Mapper. Additions or deletions to this sketch by other than the signing party is prohibited without written consent of the signing party.
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3. The land description shown hereon was prepared by the Surveyor.
4. Data shown hereon was compiled from instrument(s) of record and does not constitute a boundary survey.
5. Address: 1198 N Ocean Way, Palm Beach, Florida
6. Abbreviation Legend: L.B. = Licensed Business; P.B. = Plat Book; PID = Parcel Identification Number; PG. = Page; P.L.S. = Professional Land Surveyor; P.B.C.R. = Palm Beach County Records; R/W = Right of Way.

CERTIFICATION

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Michael D. Avirom, P.L.S. Digitally signed by Michael D. Avirom, P.L.S.
Date: 2021.02.15 10:33:13 -05'00'

MICHAEL D. AVIROM, P.L.S.
Florida Registration No. 3268
AVIROM & ASSOCIATES, INC.
L.B. No. 3300

REVISIONS

TCM Backup 07-13-21



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JOB #:	10194-47.12
SCALE:	1" = 30'
DATE:	02/04/2021
BY:	J.A.S.
CHECKED:	M.D.A.
F.B.	PG.
SHEET:	372 OF 1

**SKETCH AND DESCRIPTION
2.5 FOOT UTILITY EASEMENT**

LOT 30, MOCKING BIRD TRAIL TRACT
(P.B. 18, PG. 7, P.B.C.R.)
TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA

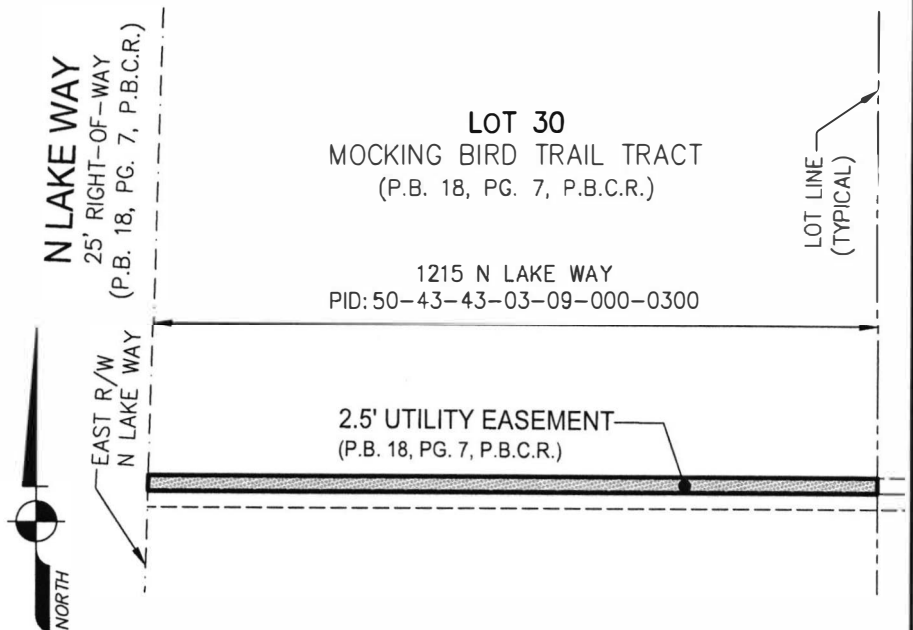
EXHIBIT D

LAND DESCRIPTION:

All of the 2.50 foot Utility Easement lying in Lot 30, MOCKING BIRD TRAIL TRACT, according to the Plat thereof as recorded in Plat Book 18, Page 7, of the Public Records of Palm Beach County, Florida.

Less the west 5.0' for additional N Lake Way right-of-way.

Said land lying in Palm Beach County, Florida and contains 284 square feet, more or less.



SURVEYOR'S REPORT:

1. Reproductions of this Sketch are not valid without the signature and the original raised seal of a Florida Licensed Surveyor and Mapper. Additions or deletions to this sketch by other than the signing party is prohibited without written consent of the signing party.
2. No Title Opinion or Abstract to the subject property has been provided. It is possible that there are Deeds, Easements, or other instruments (recorded or unrecorded) which may affect the subject property. No search of the Public Records has been made by the Surveyor.
3. The land description shown hereon was prepared by the Surveyor.
4. Data shown hereon was compiled from instrument(s) of record and does not constitute a boundary survey.
5. Address: 1215 N. Lake Way, Palm Beach, Florida
6. Abbreviation Legend: L.B. = Licensed Business; P.B. = Plat Book; PID = Parcel Identification Number; PG. = Page; P.L.S. = Professional Land Surveyor; P.B.C.R. = Palm Beach County Records; R/W = Right of Way.

CERTIFICATION

I HEREBY CERTIFY that the attached Sketch and Description of the hereon described property is true and correct to the best of my knowledge and belief as prepared under my direction. I FURTHER CERTIFY that this Sketch and Description meets the Standards of Practice set forth in Chapter 5J-17, Florida Administrative Code, pursuant to Chapter 472, Florida Statutes.

Michael D.
Avirom, P.L.S.

Digitally signed by Michael D.
Avirom, P.L.S.
Date: 2021.02.15 10:27:27 -05'00'

MICHAEL D. AVIROM, P.L.S.
Florida Registration No. 3268
AVIROM & ASSOCIATES, INC.
L.B. No. 3300

REVISIONS

TCM Backup 07-13-21



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SURVEYING & MAPPING**

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JOB #:	10194-47.03
SCALE:	1" = 30'
DATE:	02/04/2021
BY:	J.A.S.
CHECKED:	M.D.A.
F.B. --- PG. --	
SHEET:	37 OF 1

Work Request No. 7253400 **UNDERGROUND EASEMENT
(INDIVIDUAL)**

Sec. ____ Twp ____ S, Rge ____ E

Parcel I.D. **50-43-43-03-09-000-0300**
(Maintained by County Appraiser)

This Instrument Prepared By
S.N. Stern, Project Manager
Town of Palm Beach
360 S. County Rd.
Palm Beach, FL 33480

The undersigned, in consideration of the payment of \$1.00 and other good and valuable consideration, the adequacy and receipt of which is hereby acknowledged, grant and give to Florida Power & Light Company ("FPL"), Bellsouth Telecommunications, LLC, Comcast Corporation, and the Town of Palm Beach, together with the affiliates, licensees, agents, successors, and assigns of the above named entities, a non-exclusive easement forever for the construction, operation and maintenance of underground electric utility, communications, and cable distribution facilities (including cables, conduits, appurtenant equipment, and appurtenant above ground equipment) to be installed from time to time; with the right to reconstruct, improve, add to, enlarge, change the voltage as well as the size of, and remove such facilities or any of them, within an easement described as follows:

See Exhibit "A" ("Easement Area")

Together with the right to permit any other person, firm, or corporation on behalf of the above named entities, and their affiliates, licensees, agents, successors, and assigns, to attach or place wires to or within any facilities hereunder and lay cable and conduit within the easement area and to operate the same for communications purposes; the right of ingress and egress to the Easement Area at all times; the right to clear the land and keep it cleared of all undergrowth and other obstructions within the Easement Area which interfere with systems of communications or power transmission or distribution; and further grants, to the fullest extent the undersigned has the power to grant, if at all, the rights hereinabove granted on the Easement Area, over, along, under, and across the roads, streets or highways adjoining or through said Easement Area.

IN WITNESS WHEREOF, the undersigned has signed and sealed this instrument on _____, 20__.

Signed, sealed, and delivered in the presence of:

✓ Jean Ann Corrao
(Witness' Signature)

Print Name: JEAN ANN CORRAO
(Witness)

✓ [Signature]
(Witness' Signature)

Print Name: Zachary M. Rothman
(Witness)

By: [Signature]
(Grantor's signature)

Print Name: Peter Matwiczkyk
Print Address: 1215 North Lake Way

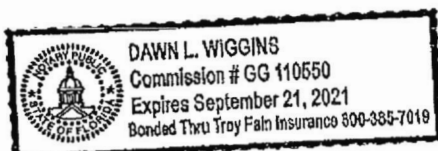
By: _____
(Grantor's signature)

Print Name: _____

Print Address: _____

STATE OF FLORIDA AND COUNTY OF PAUM BEACH The foregoing instrument was acknowledged before me this
14th day of February, 2020 by PETER MATWICZYK
and _____, who is (are) personally known to me or _____ who has (have)
produced _____ as identification, and who did (did not) take an oath.
(Type of Identification)

My Commission Expires:



[Signature]
Notary Public, Signature

Print Name: DAWN L. WIGGINS

EXHIBIT "A"

**SKETCH AND DESCRIPTION
UTILITY EASEMENT**
PORTION OF LOT 30, MOCKING BIRD TRAIL TRACT
(PLAT BOOK 18, PAGE 7, P.B.C.R.)
TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA

SURVEYOR'S NOTES:

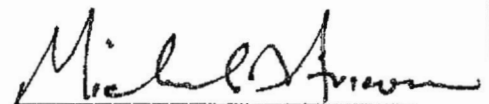
1. Reproductions of this Sketch are not valid without the signature and the original raised seal a Florida licensed surveyor and mapper.
2. No Title Opinion or Abstract to the subject property has been provided. It is possible that there are Deeds, Easements, or other instruments (recorded or unrecorded) which may affect the subject property. No search of the Public Records has been made by the Surveyor.
3. The land description shown hereon was prepared by the Surveyor.
4. Bearings shown hereon are assumed based on the east line of Lot 30, having a bearing of S00°59'21"W.
5. Data shown hereon was compiled from Instrument(s) of record and does not constitute a boundary survey.
6. Proposed easements shown hereon are depicted at the request of the engineer. Surveyor has no knowledge of any easements except prepared on this exhibit.
7. Abbreviation Legend: L.B.=Licensed Business; P.B.=Plat Book; P.B.C.R.=Palm Beach County Records; PCN=Property Control Number; P.L.S. = Professional Land Surveyor; R/W=Right of Way.

CERTIFICATION:

I HEREBY CERTIFY that the attached Sketch and Description of the hereon described property is true and correct to the best of my knowledge and belief as prepared under my direction. I FURTHER CERTIFY that this Sketch and Description meets the Standards of Practice set forth in Chapter 5J-17.050 through 5J-17.052, Florida Administrative Code, pursuant to Section 472.027, Florida Statutes.

Date: 1/06/20

**NOT VALID WITHOUT
SHEETS 1 AND 2**



MICHAEL D. AVIROM, P.L.S.
Florida Registration No. 3268
AVIROM & ASSOCIATES, INC.
L.B. No. 3300

REVISIONS



AVIROM & ASSOCIATES, INC.
SURVEYING & MAPPING
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BOCA RATON, FLORIDA 33432
TEL. (561) 392-2594, FAX (561) 394-7125
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JOB #: 10194-284

SCALE: N/A

DATE: 01/07/2020

BY: M.J.A.

CHECKED: M.D.A.

F.B. — **PG.** —

SHEET: 1 OF 2
375

EXHIBIT "A"

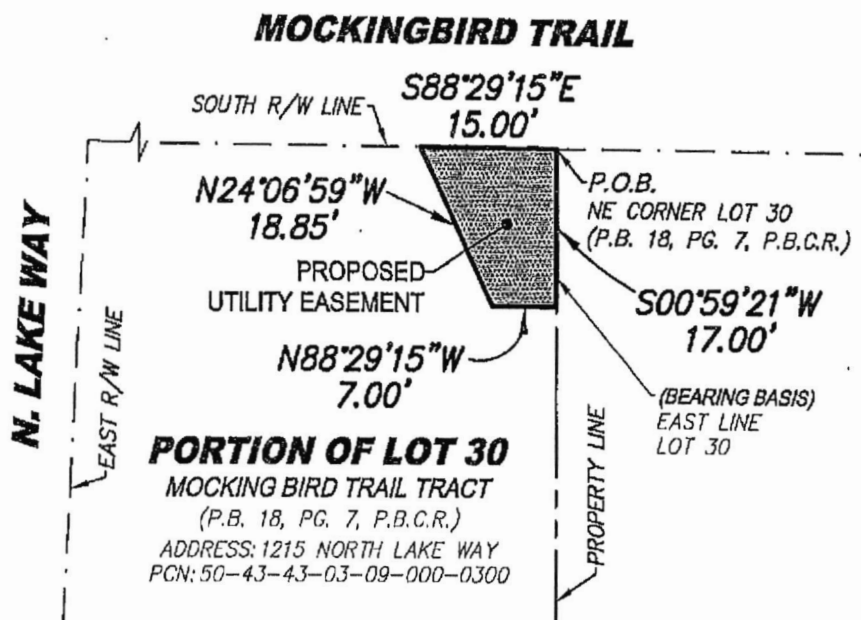
**SKETCH AND DESCRIPTION
UTILITY EASEMENT**
PORTION OF LOT 30, MOCKINGBIRD TRAIL TRACT
(PLAT BOOK 18, PAGE 7, P.B.C.R.)
TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA

LAND DESCRIPTION:

A portion of Lot 30, MOCKINGBIRD TRAIL TRACT, according to the Plat thereof as recorded in Plat Book 18, Page 7 of the Public Records of Palm Beach County, Florida, being described as follows:

Begin at the northeast corner of said Lot 30; thence S00°59'21"W along the east line of said Lot 30, a distance of 17.00 feet; thence N88°29'15"W, 7.00 feet; thence N24°06'59"W, 18.85 feet to the south right-of-way line of Mockingbird Trail; thence S88°29'15"E along said south right-of-way line, 15.00 feet to the POINT OF BEGINNING.

Said land lying in Palm Beach County, Florida and contains 187 square feet, more or less.



**NOT VALID WITHOUT
SHEETS 1 AND 2**

REVISIONS



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SURVEYING & MAPPING
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BOCA RATON, FLORIDA 33432
TEL. (561) 392-2594, FAX (561) 394-7125
www.AVIROMSURVEY.com

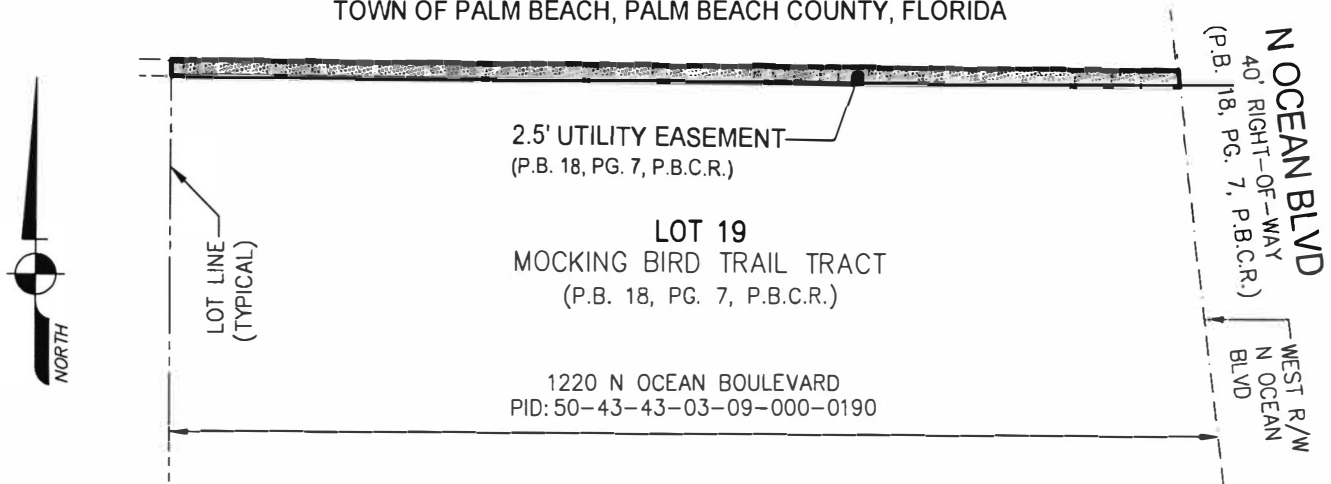
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JOB #: 10194-284
SCALE: 1" = 20'
DATE: 01/07/2020
BY: M.J.A.
CHECKED: M.D.A.
F.B. — PG. —
SHEET: 2 OF 2

SKETCH AND DESCRIPTION
2.5 FOOT UTILITY EASEMENT

LOT 19, MOCKING BIRD TRAIL TRACT
(P.B. 18, PG. 7, P.B.C.R.)
TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA

EXHIBIT E



LAND DESCRIPTION:

All of the 2.50 foot Utility Easement lying in Lot 19, MOCKING BIRD TRAIL TRACT, according to the Plat thereof as recorded in Plat Book 18, Page 7, of the Public Records of Palm Beach County, Florida.

Said land lying in Palm Beach County, Florida and contains 392 square feet, more or less.

SURVEYOR'S REPORT:

1. Reproductions of this Sketch are not valid without the signature and the original raised seal of a Florida Licensed Surveyor and Mapper. Additions or deletions to this sketch by other than the signing party is prohibited without written consent of the signing party.
2. No Title Opinion or Abstract to the subject property has been provided. It is possible that there are Deeds, Easements, or other instruments (recorded or unrecorded) which may affect the subject property. No search of the Public Records has been made by the Surveyor.
3. The land description shown hereon was prepared by the Surveyor.
4. Data shown hereon was compiled from instrument(s) of record and does not constitute a boundary survey.
5. Address: 1220 N Ocean Boulevard, Palm Beach, Florida
6. Abbreviation Legend: L.B. = Licensed Business; P.B. = Plat Book; PID = Parcel Identification Number; PG. = Page; P.L.S. = Professional Land Surveyor; P.B.C.R. = Palm Beach County Records; R/W = Right of Way.

CERTIFICATION

I HEREBY CERTIFY that the attached Sketch and Description of the hereon described property is true and correct to the best of my knowledge and belief as prepared under my direction. I FURTHER CERTIFY that this Sketch and Description meets the Standards of Practice set forth in Chapter 5J-17, Florida Administrative Code, pursuant to Chapter 472, Florida Statutes.

Michael D. Avirom, P.L.S.
Digitally signed by Michael D. Avirom, P.L.S.
Date: 2021.02.15 10:38:42 -05'00'



MICHAEL D. AVIROM, P.L.S.
Florida Registration No. 3268
AVIROM & ASSOCIATES, INC.
L.B. No. 3300

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JOB #: **10194-47.20**

SCALE: 1" = 30'

DATE: 02/04/2021

BY: J.A.S.

CHECKED: M.D.A.

F.B. --- PG. --

SHEET: 31 OF 1

TCM Backup 07-13-21

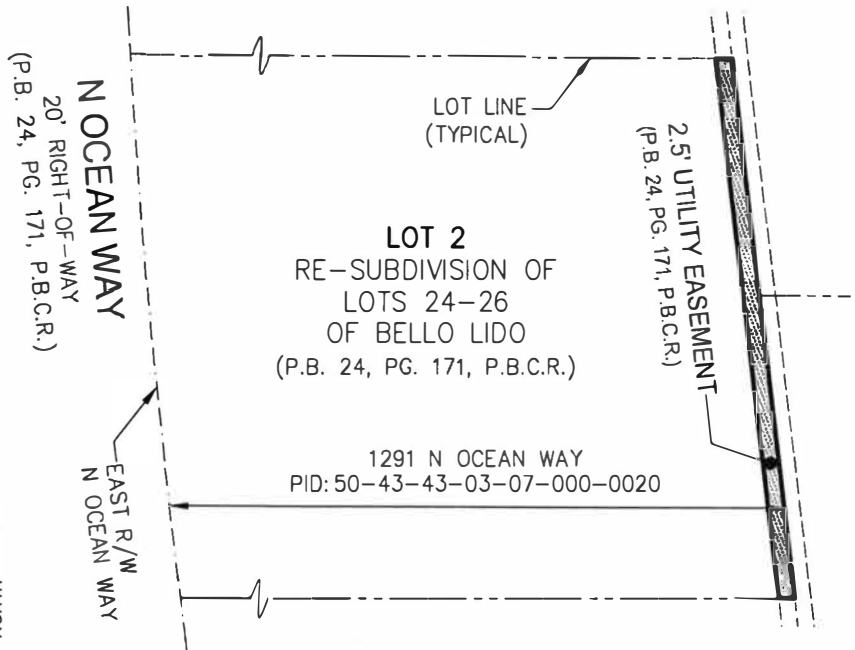
SKETCH AND DESCRIPTION
2.5 FOOT UTILITY EASEMENT
LOT 2, RE-SUBDIVISION OF LOTS 24-26 BELLO LIDO
(P.B. 24, PG. 171, P.B.C.R.)
TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA

EXHIBIT G

LAND DESCRIPTION:

All of the 2.50 foot Utility Easement lying in Lot 2, RE-SUBDIVISION OF LOTS 24-26 OF BELLO LIDO, according to the Plat thereof as recorded in Plat Book 24, Page 171, of the Public Records of Palm Beach County, Florida.

Said land lying in Palm Beach County, Florida and contains 213 square feet, more or less.



SURVEYOR'S REPORT:

1. Reproductions of this Sketch are not valid without the signature and the original raised seal of a Florida Licensed Surveyor and Mapper. Additions or deletions to this sketch by other than the signing party is prohibited without written consent of the signing party.
2. No Title Opinion or Abstract to the subject property has been provided. It is possible that there are Deeds, Easements, or other instruments (recorded or unrecorded) which may affect the subject property. No search of the Public Records has been made by the Surveyor.
3. The land description shown hereon was prepared by the Surveyor.
4. Data shown hereon was compiled from instrument(s) of record and does not constitute a boundary survey.
5. Address: 1291 N Ocean Way, Palm Beach, Florida
6. Abbreviation Legend: L.B. = Licensed Business; P.B. = Plat Book; PID = Parcel Identification Number; PG. = Page; P.L.S. = Professional Land Surveyor; P.B.C.R. = Palm Beach County Records; R/W = Right of Way.

CERTIFICATION

I HEREBY CERTIFY that the attached Sketch and Description of the hereon described property is true and correct to the best of my knowledge and belief as prepared under my direction. I FURTHER CERTIFY that this Sketch and Description meets the Standards of Practice set forth in Chapter 5J-17, Florida Administrative Code, pursuant to Chapter 472, Florida Statutes.

Michael D.
Avirom, P.L.S.

Digitally signed by Michael D.
Avirom, P.L.S.
Date: 2021.02.15 10:38:13 -05'00'

MICHAEL D. AVIROM, P.L.S.
Florida Registration No. 3268
AVIROM & ASSOCIATES, INC.
L.B. No. 3300

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JOB #:	10194-47.19
SCALE:	1" = 30'
DATE:	02/04/2021
BY:	J.A.S.
CHECKED:	M.D.A.
F.B. --- PG. ---	379
SHEET:	1 OF 1

SKETCH AND DESCRIPTION
2.5 FOOT UTILITY EASEMENT

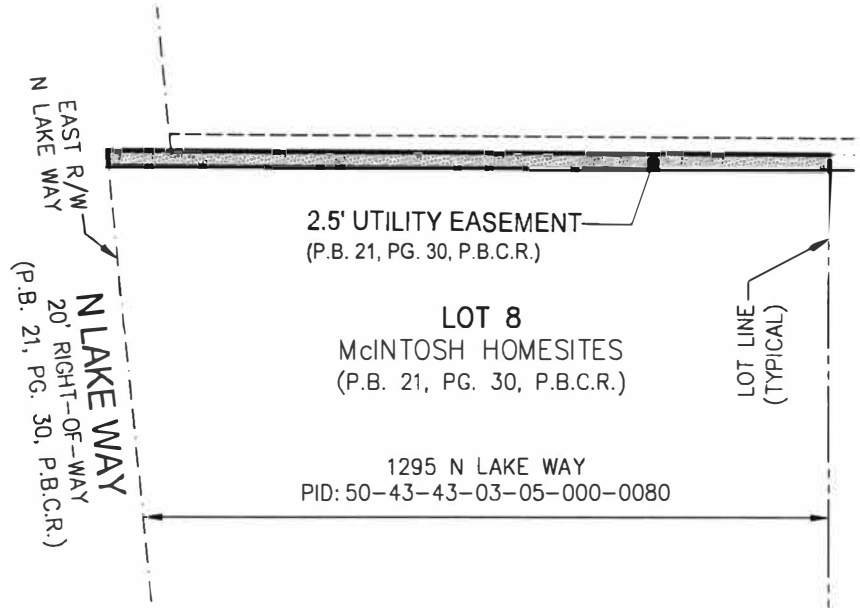
LOT 8, McINTOSH HOMESITES
(P.B. 21, PG. 30, P.B.C.R.)
TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA

EXHIBIT H

LAND DESCRIPTION:

All of the 2.50 foot Utility Easement lying in Lot 8, McINTOSH HOMESITES, according to the Plat thereof as recorded in Plat Book 21, Page 30, of the Public Records of Palm Beach County, Florida.

Said land lying in Palm Beach County, Florida and contains 282 square feet, more or less.



SURVEYOR'S REPORT:

1. Reproductions of this Sketch are not valid without the signature and the original raised seal of a Florida Licensed Surveyor and Mapper. Additions or deletions to this sketch by other than the signing party is prohibited without written consent of the signing party.
2. No Title Opinion or Abstract to the subject property has been provided. It is possible that there are Deeds, Easements, or other instruments (recorded or unrecorded) which may affect the subject property. No search of the Public Records has been made by the Surveyor.
3. The land description shown hereon was prepared by the Surveyor.
4. Data shown hereon was compiled from instrument(s) of record and does not constitute a boundary survey.
5. Address: 1295 N Lake Way, Palm Beach, Florida
6. Abbreviation Legend: L.B. = Licensed Business; P.B. = Plat Book; PID = Parcel Identification Number; PG. = Page; P.L.S. = Professional Land Surveyor; P.B.C.R. = Palm Beach County Records; R/W = Right of Way.

CERTIFICATION

I HEREBY CERTIFY that the attached Sketch and Description of the hereon described property is true and correct to the best of my knowledge and belief as prepared under my direction. I FURTHER CERTIFY that this Sketch and Description meets the Standards of Practice set forth in Chapter 5J-17, Florida Administrative Code, pursuant to Chapter 472, Florida Statutes.

Michael D.
Avirom, P.L.S.

Digitally signed by Michael D.
Avirom, P.L.S.
Date: 2021.02.15 10:39:06 -05'00'

MICHAEL D. AVIROM, P.L.S.
Florida Registration No. 3268
AVIROM & ASSOCIATES, INC.
L.B. No. 3300

REVISIONS

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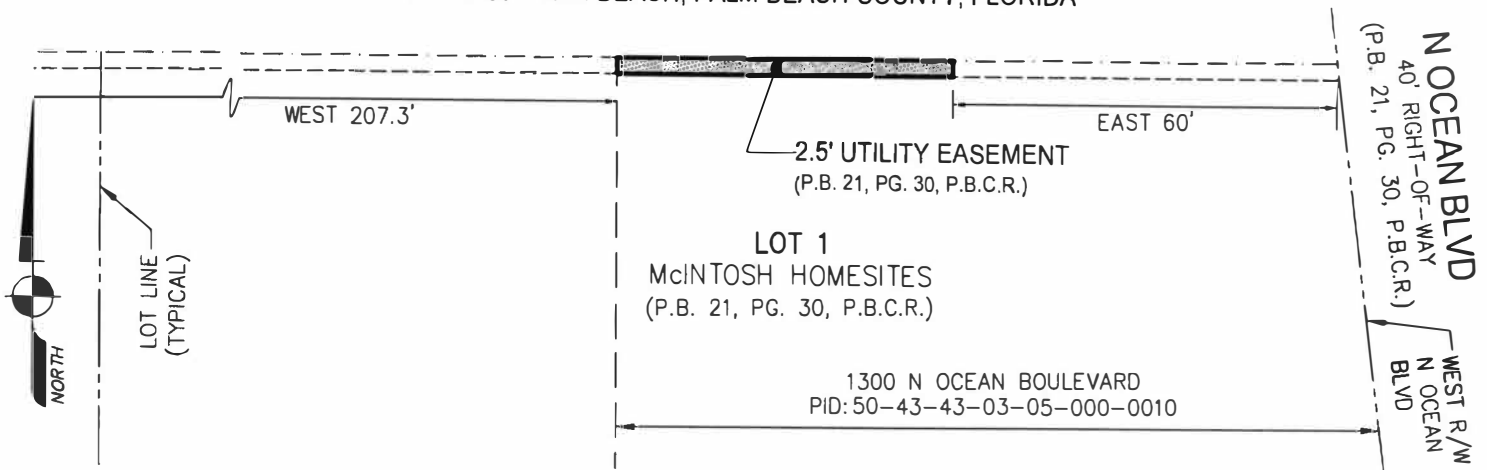
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JOB #:	10194-47.21
SCALE:	1" = 30'
DATE:	02/04/2021
BY:	J.A.S.
CHECKED:	M.D.A.
F.B. --- PG. --	
SHEET:	380 1 OF 1

SKETCH AND DESCRIPTION
2.5 FOOT UTILITY EASEMENT

LOT 1, McINTOSH HOMESITES
(P.B. 21, PG. 30, P.B.C.R.)
TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA

EXHIBIT I



LAND DESCRIPTION:

All of the 2.50 foot Utility Easement lying in Lot 1, McIntosh Homesites, according to the Plat thereof as recorded in Plat Book 21, Page 30, of the Public Records of Palm Beach County, Florida. Less the east 60 feet and less the west 207.3 feet.

Said land lying in Palm Beach County, Florida and contains 131 square feet, more or less.

SURVEYOR'S REPORT:

1. Reproductions of this Sketch are not valid without the signature and the original raised seal of a Florida Licensed Surveyor and Mapper. Additions or deletions to this sketch by other than the signing party is prohibited without written consent of the signing party.
2. No Title Opinion or Abstract to the subject property has been provided. It is possible that there are Deeds, Easements, or other instruments (recorded or unrecorded) which may affect the subject property. No search of the Public Records has been made by the Surveyor.
3. The land description shown hereon was prepared by the Surveyor.
4. Data shown hereon was compiled from instrument(s) of record and does not constitute a boundary survey.
5. Address: 1300 N Ocean Boulevard, Palm Beach, Florida
6. Abbreviation Legend: L.B. = Licensed Business; P.B. = Plat Book; PID = Parcel Identification Number; PG. = Page; P.L.S. = Professional Land Surveyor; P.B.C.R. = Palm Beach County Records; R/W = Right of Way.

CERTIFICATION

I HEREBY CERTIFY that the attached Sketch and Description of the hereon described property is true and correct to the best of my knowledge and belief as prepared under my direction. I FURTHER CERTIFY that this Sketch and Description meets the Standards of Practice set forth in Chapter 5J-17, Florida Administrative Code, pursuant to Chapter 472, Florida Statutes.

Digitally signed by Michael D. Avirom, P.L.S.
Michael D. Avirom, P.L.S.
Date: 2021.02.15 17:00:04
+500'



GRAPHIC SCALE IN FEET
SCALE: 1"=30'

MICHAEL D. AVIROM, P.L.S.
Florida Registration No. 3268
AVIROM & ASSOCIATES, INC.
L.B. No. 3300

REVISIONS

1. GENERAL REVISIONS JAS 02/15/21

TCM Backup 07-13-21



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JOB #: 10194-47.15

SCALE: 1" = 30'

DATE: 02/04/2021

BY: J.A.S.

CHECKED: M.D.A.

F.B. --- PG. --

SHEET: 381 OF 1

SKETCH AND DESCRIPTION
2.5 FOOT UTILITY EASEMENT

LOT 22, MOCKING BIRD TRAIL TRACT
(P.B. 18, PG. 7, P.B.C.R.)

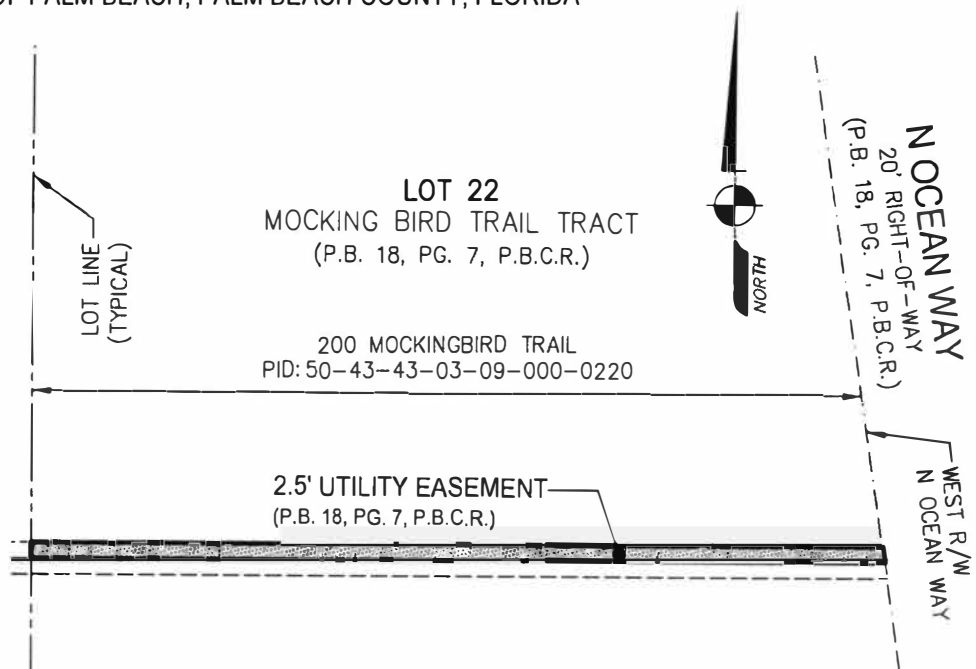
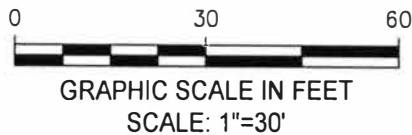
TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA

EXHIBIT J

LAND DESCRIPTION:

All of the 2.50 foot Utility Easement lying in Lot 22, MOCKING BIRD TRAIL TRACT, according to the Plat thereof as recorded in Plat Book 18, Page 7, of the Public Records of Palm Beach County, Florida.

Said land lying in Palm Beach County, Florida and contains 333 square feet, more or less.



SURVEYOR'S REPORT:

1. Reproductions of this Sketch are not valid without the signature and the original raised seal of a Florida Licensed Surveyor and Mapper. Additions or deletions to this sketch by other than the signing party is prohibited without written consent of the signing party.
2. No Title Opinion or Abstract to the subject property has been provided. It is possible that there are Deeds, Easements, or other instruments (recorded or unrecorded) which may affect the subject property. No search of the Public Records has been made by the Surveyor.
3. The land description shown hereon was prepared by the Surveyor.
4. Data shown hereon was compiled from instrument(s) of record and does not constitute a boundary survey.
5. Address: 200 Mockingbird Trail, Palm Beach, Florida
6. Abbreviation Legend: L.B. = Licensed Business; P.B. = Plat Book; PID = Parcel Identification Number; PG. = Page; P.L.S. = Professional Land Surveyor; P.B.C.R. = Palm Beach County Records; R/W = Right of Way.

CERTIFICATION

I HEREBY CERTIFY that the attached Sketch and Description of the hereon described property is true and correct to the best of my knowledge and belief as prepared under my direction. I FURTHER CERTIFY that this Sketch and Description meets the Standards of Practice set forth in Chapter 5J-17, Florida Administrative Code, pursuant to Chapter 472, Florida Statutes.

Michael D. Avirom, P.L.S.
Digitally signed by Michael D. Avirom, P.L.S.
Date: 2021.02.15 10:32:46 -05'00'

MICHAEL D. AVIROM, P.L.S.
Florida Registration No. 3268
AVIROM & ASSOCIATES, INC.
L.B. No. 3300

REVISIONS



AVIROM & ASSOCIATES, INC.
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JOB #: **10194-47.11**

SCALE: 1" = 30'

DATE: 02/04/2021

BY: J.A.S.

CHECKED: M.D.A.

F.B. --- PG. --

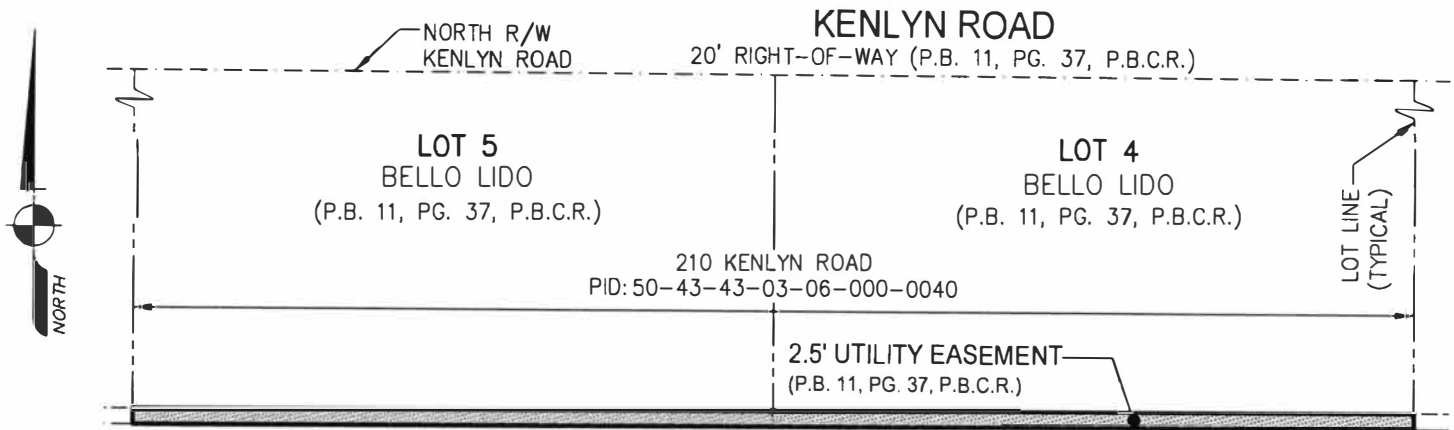
SHEET: 382 OF 1

TCM Backup 07-13-21

SKETCH AND DESCRIPTION
2.5 FOOT UTILITY EASEMENT

LOTS 4 AND 5, BELLO LIDO
(P.B. 11, PG. 37, P.B.C.R.)
TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA

EXHIBIT K



LAND DESCRIPTION:

All of the 2.50 foot Utility Easement lying in Lots 4 and 5, BELLO LIDO, according to the Plat thereof as recorded in Plat Book 11, Page 37, of the Public Records of Palm Beach County, Florida.

Said land lying in Palm Beach County, Florida and contains 500 square feet, more or less.

SURVEYOR'S REPORT:

1. Reproductions of this Sketch are not valid without the signature and the original raised seal of a Florida Licensed Surveyor and Mapper. Additions or deletions to this sketch by other than the signing party is prohibited without written consent of the signing party.
2. No Title Opinion or Abstract to the subject property has been provided. It is possible that there are Deeds, Easements, or other instruments (recorded or unrecorded) which may affect the subject property. No search of the Public Records has been made by the Surveyor.
3. The land description shown hereon was prepared by the Surveyor.
4. Data shown hereon was compiled from instrument(s) of record and does not constitute a boundary survey.
5. Address: 210 Kenlyn Road, Palm Beach, Florida
6. Abbreviation Legend: L.B. = Licensed Business; P.B. = Plat Book; PID = Parcel Identification Number; PG. = Page; P.L.S. = Professional Land Surveyor; P.B.C.R. = Palm Beach County Records; R/W = Right of Way.

CERTIFICATION

I HEREBY CERTIFY that the attached Sketch and Description of the hereon described property is true and correct to the best of my knowledge and belief as prepared under my direction. I FURTHER CERTIFY that this Sketch and Description meets the Standards of Practice set forth in Chapter 5J-17, Florida Administrative Code, pursuant to Chapter 472, Florida Statutes.

Michael D.
Avirom, P.L.S.
Digitally signed by Michael D.
Avirom, P.L.S.
Date: 2021.02.15 10:35:41 -05'00'

MICHAEL D. AVIROM, P.L.S.
Florida Registration No. 3268
AVIROM & ASSOCIATES, INC.
L.B. No. 3300



REVISIONS



AVIROM & ASSOCIATES, INC.
SURVEYING & MAPPING

50 S.W. 2nd AVENUE, SUITE 102
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(561) 392-2594 / www.AVIROMSURVEY.com

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JOB #: **10194-47.17**

SCALE: 1" = 30'

DATE: 02/04/2021

BY: J.A.S.

CHECKED: M.D.A.

F.B. --- PG. --

SHEET: 383 OF 1

TCM Backup 07-13-21

SKETCH AND DESCRIPTION
2.5 FOOT UTILITY EASEMENT

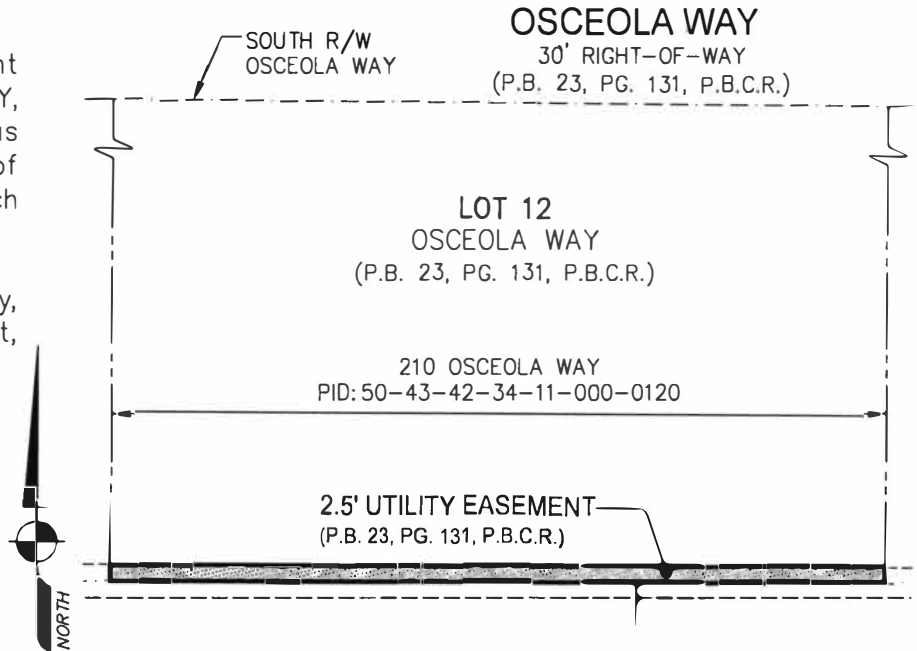
LOT 12, OSCEOLA WAY
(P.B. 23, PG. 131, P.B.C.R.)
TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA

EXHIBIT L

LAND DESCRIPTION:

All of the 2.50 foot Utility Easement lying in Lot 12, OSCEOLA WAY, according to the Plat thereof as recorded in Plat Book 23, Page 131, of the Public Records of Palm Beach County, Florida.

Said land lying in Palm Beach County, Florida and contains 303 square feet, more or less.



SURVEYOR'S REPORT:

1. Reproductions of this Sketch are not valid without the signature and the original raised seal of a Florida Licensed Surveyor and Mapper. Additions or deletions to this sketch by other than the signing party is prohibited without written consent of the signing party.
2. No Title Opinion or Abstract to the subject property has been provided. It is possible that there are Deeds, Easements, or other instruments (recorded or unrecorded) which may affect the subject property. No search of the Public Records has been made by the Surveyor.
3. The land description shown hereon was prepared by the Surveyor.
4. Data shown hereon was compiled from instrument(s) of record and does not constitute a boundary survey.
5. Address: 210 Osceola Way, Palm Beach, Florida
6. Abbreviation Legend: L.B. = Licensed Business; P.B. = Plat Book; PID = Parcel Identification Number; PG. = Page; P.L.S. = Professional Land Surveyor; P.B.C.R. = Palm Beach County Records; R/W = Right of Way.

CERTIFICATION

I HEREBY CERTIFY that the attached Sketch and Description of the hereon described property is true and correct to the best of my knowledge and belief as prepared under my direction. I FURTHER CERTIFY that this Sketch and Description meets the Standards of Practice set forth in Chapter 5J-17, Florida Administrative Code, pursuant to Chapter 472, Florida Statutes.

Michael D.
Avirom, P.L.S.

Digitally signed by Michael D.
Avirom, P.L.S.
Date: 2021.02.15 10:43:49 -0500

MICHAEL D. AVIROM, P.L.S.
Florida Registration No. 3268
AVIROM & ASSOCIATES, INC.
L.B. No. 3300

REVISIONS



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JOB #: 10194-47.27

SCALE: 1" = 30'

DATE: 02/04/2021

BY: J.A.S.

CHECKED: M.D.A.

F.B. --- PG. --

SHEET: 384 OF 1

TCM Backup 07-13-21

SKETCH AND DESCRIPTION
2.5 FOOT UTILITY EASEMENT

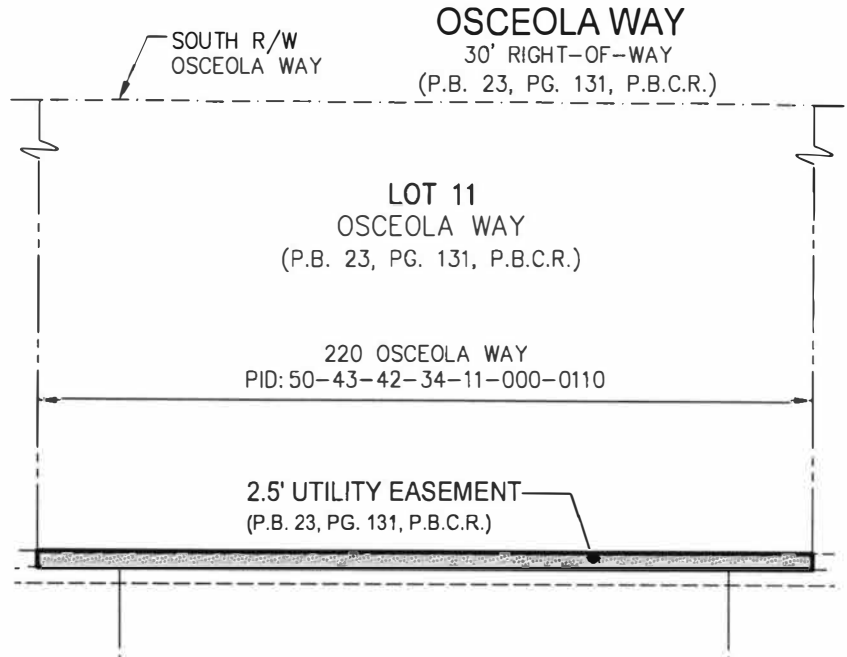
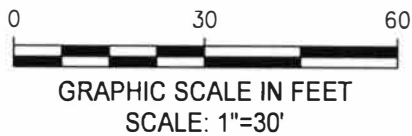
LOT 11, OSCEOLA WAY
(P.B. 23, PG. 131, P.B.C.R.)
TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA

EXHIBIT M

LAND DESCRIPTION:

All of the 2.50 foot Utility Easement lying in Lot 11, OSCEOLA WAY, according to the Plat thereof as recorded in Plat Book 23, Page 131, of the Public Records of Palm Beach County, Florida.

Said land lying in Palm Beach County, Florida and contains 303 square feet, more or less.



SURVEYOR'S REPORT:

1. Reproductions of this Sketch are not valid without the signature and the original raised seal of a Florida Licensed Surveyor and Mapper. Additions or deletions to this sketch by other than the signing party is prohibited without written consent of the signing party.
2. No Title Opinion or Abstract to the subject property has been provided. It is possible that there are Deeds, Easements, or other instruments (recorded or unrecorded) which may affect the subject property. No search of the Public Records has been made by the Surveyor.
3. The land description shown hereon was prepared by the Surveyor.
4. Data shown hereon was compiled from instrument(s) of record and does not constitute a boundary survey.
5. Address: 220 Osceola Way, Palm Beach, Florida
6. Abbreviation Legend: L.B. = Licensed Business; P.B. = Plat Book; PID = Parcel Identification Number; PG. = Page; P.L.S. = Professional Land Surveyor; P.B.C.R. = Palm Beach County Records; R/W = Right of Way.

CERTIFICATION

I HEREBY CERTIFY that the attached Sketch and Description of the hereon described property is true and correct to the best of my knowledge and belief as prepared under my direction. I FURTHER CERTIFY that this Sketch and Description meets the Standards of Practice set forth in Chapter 5J-17, Florida Administrative Code, pursuant to Chapter 472, Florida Statutes.

Michael D.

Digitally signed by Michael D.
Avirom, P.L.S.

Avirom, P.L.S. Date: 2021.02.15 17:01:50 -05'00'

MICHAEL D. AVIROM, P.L.S.

Florida Registration No. 3268

AVIROM & ASSOCIATES, INC.

L.B. No. 3300

REVISIONS

1. GENERAL REVISIONS JAS 02/15/21

TCM Backup 07-13-21



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JOB #: **10194-47.28**

SCALE: 1" = 30'

DATE: 02/04/2021

BY: J.A.S.

CHECKED: M.D.A.

F.B. --- PG. --

SHEET: 385 OF 1

SKETCH AND DESCRIPTION
2.5 FOOT UTILITY EASEMENT

LOT 25, MOCKING BIRD TRAIL TRACT
(P.B. 18, PG. 7, P.B.C.R.)

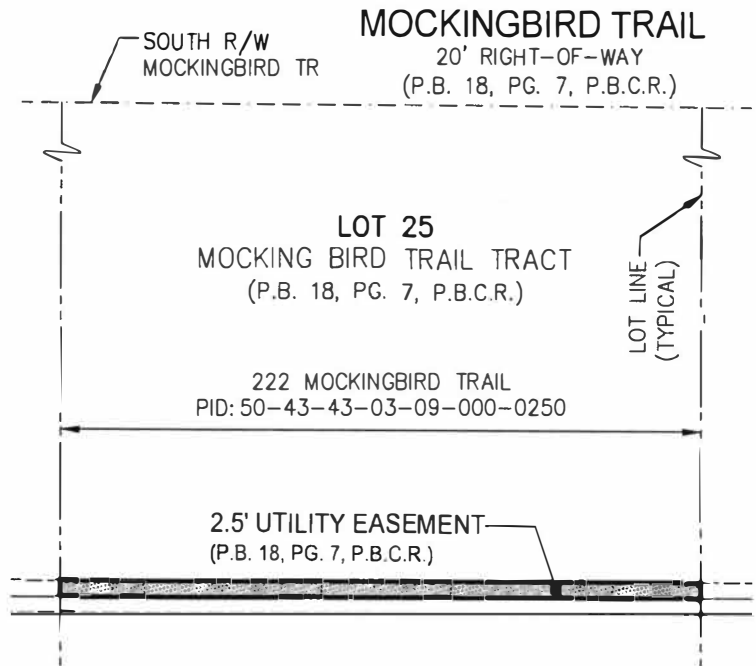
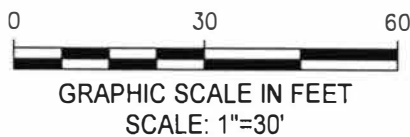
TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA

EXHIBIT N

LAND DESCRIPTION:

All of the 2.50 foot Utility Easement lying in Lot 25, MOCKING BIRD TRAIL TRACT, according to the Plat thereof as recorded in Plat Book 18, Page 7, of the Public Records of Palm Beach County, Florida.

Said land lying in Palm Beach County, Florida and contains 250 square feet, more or less.



SURVEYOR'S REPORT:

1. Reproductions of this Sketch are not valid without the signature and the original raised seal of a Florida Licensed Surveyor and Mapper. Additions or deletions to this sketch by other than the signing party is prohibited without written consent of the signing party.
2. No Title Opinion or Abstract to the subject property has been provided. It is possible that there are Deeds, Easements, or other instruments (recorded or unrecorded) which may affect the subject property. No search of the Public Records has been made by the Surveyor.
3. The land description shown hereon was prepared by the Surveyor.
4. Data shown hereon was compiled from instrument(s) of record and does not constitute a boundary survey.
5. Address: 222 Mockingbird Trail, Palm Beach, Florida
6. Abbreviation Legend: L.B. = Licensed Business; P.B. = Plat Book; PID = Parcel Identification Number; PG. = Page; P.L.S. = Professional Land Surveyor; P.B.C.R. = Palm Beach County Records; R/W = Right of Way.

CERTIFICATION

I HEREBY CERTIFY that the attached Sketch and Description of the hereon described property is true and correct to the best of my knowledge and belief as prepared under my direction. I FURTHER CERTIFY that this Sketch and Description meets the Standards of Practice set forth in Chapter 5J-17, Florida Administrative Code, pursuant to Chapter 472, Florida Statutes.

Michael D. Avirom, Digitally signed by Michael D. Avirom, P.L.S.
Date: 2021.02.15 10:32:07 -0500

MICHAEL D. AVIROM, P.L.S.
Florida Registration No. 3268
AVIROM & ASSOCIATES, INC.
L.B. No. 3300

REVISIONS

TCM Backup 07-13-21



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JOB #:	10194-47.10
SCALE:	1" = 30'
DATE:	02/04/2021
BY:	J.A.S.
CHECKED:	M.D.A.
F.B. --- PG. --	
SHEET:	386 OF 1

SKETCH AND DESCRIPTION
2.5 FOOT UTILITY EASEMENT

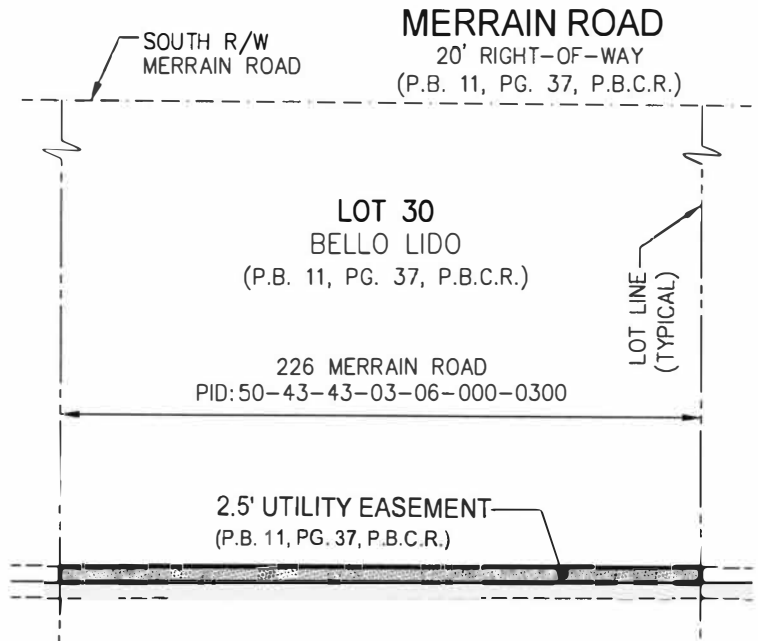
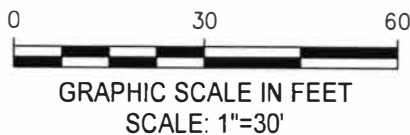
LOT 30, BELLO LIDO
(P.B. 11, PG. 37, P.B.C.R.)
TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA

EXHIBIT O

LAND DESCRIPTION:

All of the 2.50 foot Utility Easement lying in Lot 30, BELLO LIDO, according to the Plat thereof as recorded in Plat Book 11, Page 37, of the Public Records of Palm Beach County, Florida.

Said land lying in Palm Beach County, Florida and contains 250 square feet, more or less.



SURVEYOR'S REPORT:

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2. No Title Opinion or Abstract to the subject property has been provided. It is possible that there are Deeds, Easements, or other instruments (recorded or unrecorded) which may affect the subject property. No search of the Public Records has been made by the Surveyor.
3. The land description shown hereon was prepared by the Surveyor.
4. Data shown hereon was compiled from instrument(s) of record and does not constitute a boundary survey.
5. Address: 226 Merrain Road, Palm Beach, Florida
6. Abbreviation Legend: L.B. = Licensed Business; P.B. = Plat Book; PID = Parcel Identification Number; PG. = Page; P.L.S. = Professional Land Surveyor; P.B.C.R. = Palm Beach County Records; R/W = Right of Way.

CERTIFICATION

I HEREBY CERTIFY that the attached Sketch and Description of the hereon described property is true and correct to the best of my knowledge and belief as prepared under my direction. I FURTHER CERTIFY that this Sketch and Description meets the Standards of Practice set forth in Chapter 5J-17, Florida Administrative Code, pursuant to Chapter 472, Florida Statutes.

Michael D.
Avirom, P.L.S.

Digitally signed by Michael D.
Avirom, P.L.S.
Date: 2021.02.16 09:24:10 -05'00'

MICHAEL D. AVIROM, P.L.S.
Florida Registration No. 3268
AVIROM & ASSOCIATES, INC.
L.B. No. 3300

REVISIONS

1. GENERAL REVISIONS	JAS 02/15/21
2. CORRECT STREET NAME SPELLING	JAS 02/16/21

TCM Backup 07-13-21



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JOB #:	10194-47.23
SCALE:	1" = 30'
DATE:	02/04/2021
BY:	J.A.S.
CHECKED:	M.D.A.
F.B. --- PG. ---	
SHEET:	387 OF 1

SKETCH AND DESCRIPTION
2.5 FOOT UTILITY EASEMENT

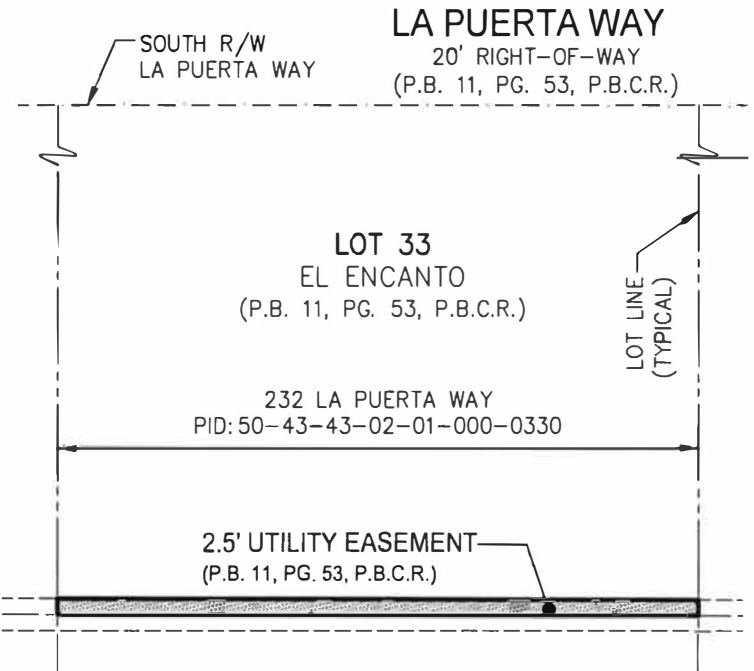
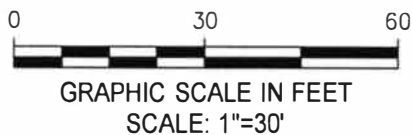
LOT 33, EL ENCANTO
(P.B. 11, PG. 53, P.B.C.R.)
TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA

EXHIBIT P

LAND DESCRIPTION:

All of the 2.50 foot Utility Easement lying in Lot 33, EL ENCANTO, according to the Plat thereof as recorded in Plat Book 11, Page 53, of the Public Records of Palm Beach County, Florida.

Said land lying in Palm Beach County, Florida and contains 250 square feet, more or less.



SURVEYOR'S REPORT:

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2. No Title Opinion or Abstract to the subject property has been provided. It is possible that there are Deeds, Easements, or other instruments (recorded or unrecorded) which may affect the subject property. No search of the Public Records has been made by the Surveyor.
3. The land description shown hereon was prepared by the Surveyor.
4. Data shown hereon was compiled from instrument(s) of record and does not constitute a boundary survey.
5. Address: 232 La Puerta Way, Palm Beach, Florida
6. Abbreviation Legend: L.B. = Licensed Business; P.B. = Plat Book; PID = Parcel Identification Number; PG. = Page; P.L.S. = Professional Land Surveyor; P.B.C.R. = Palm Beach County Records; R/W = Right of Way.

CERTIFICATION

I HEREBY CERTIFY that the attached Sketch and Description of the hereon described property is true and correct to the best of my knowledge and belief as prepared under my direction. I FURTHER CERTIFY that this Sketch and Description meets the Standards of Practice set forth in Chapter 5J-17, Florida Administrative Code, pursuant to Chapter 472, Florida Statutes.

Michael D.

Digitally signed by Michael D.
Avirom, P.L.S.
Date: 2021.02.15 10:26:53 -05'00'

Avirom, P.L.S.

MICHAEL D. AVIROM, P.L.S.

Florida Registration No. 3268

AVIROM & ASSOCIATES, INC.

L.B. No. 3300

REVISIONS



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SURVEYING & MAPPING

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JOB #: **10194-47.02**

SCALE: 1" = 30'

DATE: 02/04/2021

BY: J.A.S.

CHECKED: M.D.A.

F.B. --- PG. ---

SHEET: 388
1 OF 1

TCM Backup 07-13-21

**SKETCH AND DESCRIPTION
2.5 FOOT UTILITY EASEMENT**

LOT 26, MOCKING BIRD TRAIL TRACT
(P.B. 18, PG. 7, P.B.C.R.)

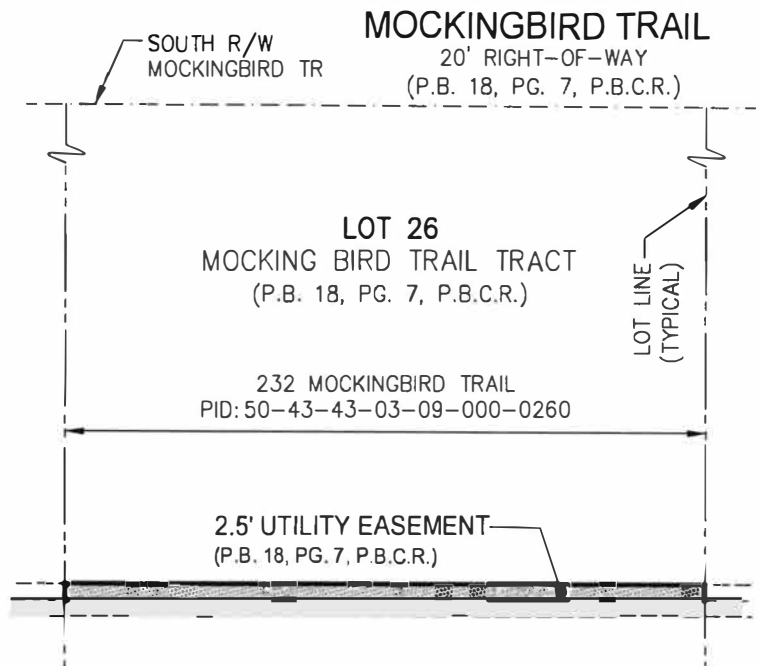
TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA

EXHIBIT Q

LAND DESCRIPTION:

All of the 2.50 foot Utility Easement lying in Lot 26, MOCKING BIRD TRAIL TRACT, according to the Plat thereof as recorded in Plat Book 18, Page 7, of the Public Records of Palm Beach County, Florida.

Said land lying in Palm Beach County, Florida and contains 250 square feet, more or less.



SURVEYOR'S REPORT:

1. Reproductions of this Sketch are not valid without the signature and the original raised seal of a Florida Licensed Surveyor and Mapper. Additions or deletions to this sketch by other than the signing party is prohibited without written consent of the signing party.
2. No Title Opinion or Abstract to the subject property has been provided. It is possible that there are Deeds, Easements, or other instruments (recorded or unrecorded) which may affect the subject property. No search of the Public Records has been made by the Surveyor.
3. The land description shown hereon was prepared by the Surveyor.
4. Data shown hereon was compiled from instrument(s) of record and does not constitute a boundary survey.
5. Address: 232 Mockingbird Trail, Palm Beach, Florida
6. Abbreviation Legend: L.B. = Licensed Business; P.B. = Plat Book; PID = Parcel Identification Number; PG. = Page; P.L.S. = Professional Land Surveyor; P.B.C.R. = Palm Beach County Records; R/W = Right of Way.

CERTIFICATION

I HEREBY CERTIFY that the attached Sketch and Description of the hereon described property is true and correct to the best of my knowledge and belief as prepared under my direction. I FURTHER CERTIFY that this Sketch and Description meets the Standards of Practice set forth in Chapter 5J-17, Florida Administrative Code, pursuant to Chapter 472, Florida Statutes.

Michael D.

Avirom, P.L.S.

Digitally signed by Michael D.
Avirom, P.L.S.
Date: 2021.02.15 10:31:43 -05'00'

MICHAEL D. AVIROM, P.L.S.

Florida Registration No. 3268

AVIROM & ASSOCIATES, INC.

L.B. No. 3300

REVISIONS



**AVIROM & ASSOCIATES, INC.
SURVEYING & MAPPING**

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BOCA RATON, FLORIDA 33432

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JOB #: **10194-47.09**

SCALE: 1" = 30'

DATE: 02/04/2021

BY: J.A.S.

CHECKED: M.D.A.

F.B. --- PG. --

SHEET: 389
1 OF 1

TCM Backup 07-13-21

SKETCH AND DESCRIPTION
2.5 FOOT UTILITY EASEMENT

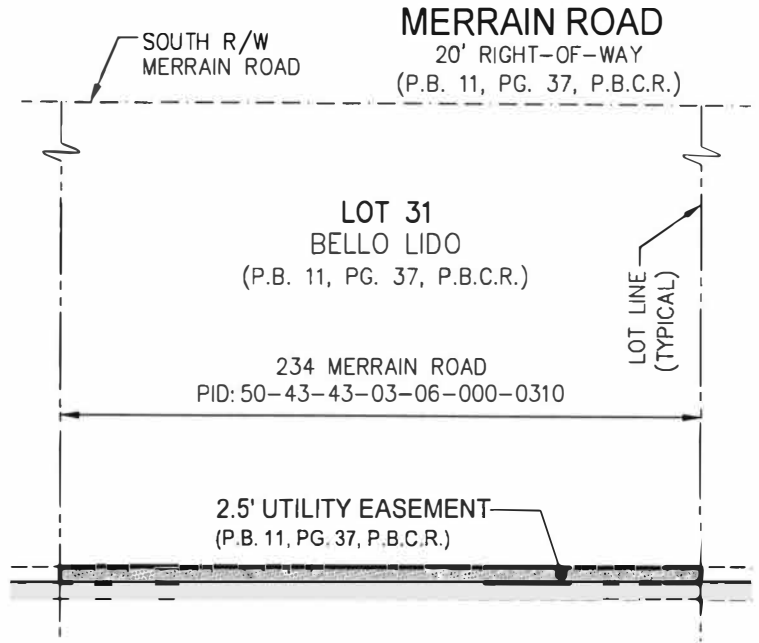
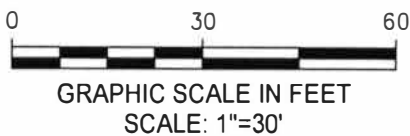
LOT 31, BELLO LIDO
(P.B. 11, PG. 37, P.B.C.R.)
TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA

EXHIBIT R

LAND DESCRIPTION:

All of the 2.50 foot Utility Easement lying in Lot 31, BELLO LIDO, according to the Plat thereof as recorded in Plat Book 11, Page 37, of the Public Records of Palm Beach County, Florida.

Said land lying in Palm Beach County, Florida and contains 250 square feet, more or less.



SURVEYOR'S REPORT:

1. Reproductions of this Sketch are not valid without the signature and the original raised seal of a Florida Licensed Surveyor and Mapper. Additions or deletions to this sketch by other than the signing party is prohibited without written consent of the signing party.
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3. The land description shown hereon was prepared by the Surveyor.
4. Data shown hereon was compiled from instrument(s) of record and does not constitute a boundary survey.
5. Address: 234 Merrain Road, Palm Beach, Florida
6. Abbreviation Legend: L.B. = Licensed Business; P.B. = Plat Book; PID = Parcel Identification Number; PG. = Page; P.L.S. = Professional Land Surveyor; P.B.C.R. = Palm Beach County Records; R/W = Right of Way.

CERTIFICATION

I HEREBY CERTIFY that the attached Sketch and Description of the hereon described property is true and correct to the best of my knowledge and belief as prepared under my direction. I FURTHER CERTIFY that this Sketch and Description meets the Standards of Practice set forth in Chapter 5J-17, Florida Administrative Code, pursuant to Chapter 472, Florida Statutes.

Michael D. Digitally signed by Michael D.
Avirom, P.L.S. Avirom, P.L.S.
Date: 2021.02.16 09:23:54 -05'00'

MICHAEL D. AVIROM, P.L.S.
Florida Registration No. 3268
AVIROM & ASSOCIATES, INC.
L.B. No. 3300

REVISIONS

1. GENERAL REVISIONS	JAS 02/15/21
2. CORRECT STREET NAME SPELLING	JAS 02/16/21

TCM Backup 07-13-21



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JOB #:	10194-47.22
SCALE:	1" = 30'
DATE:	02/04/2021
BY:	J.A.S.
CHECKED:	M.D.A.
F.B.	---
PG.	---
SHEET:	1 OF 1

SKETCH AND DESCRIPTION
2.5 FOOT UTILITY EASEMENT

LOT 4, McINTOSH HOMESITES
(P.B. 21, PG. 30, P.B.C.R.)

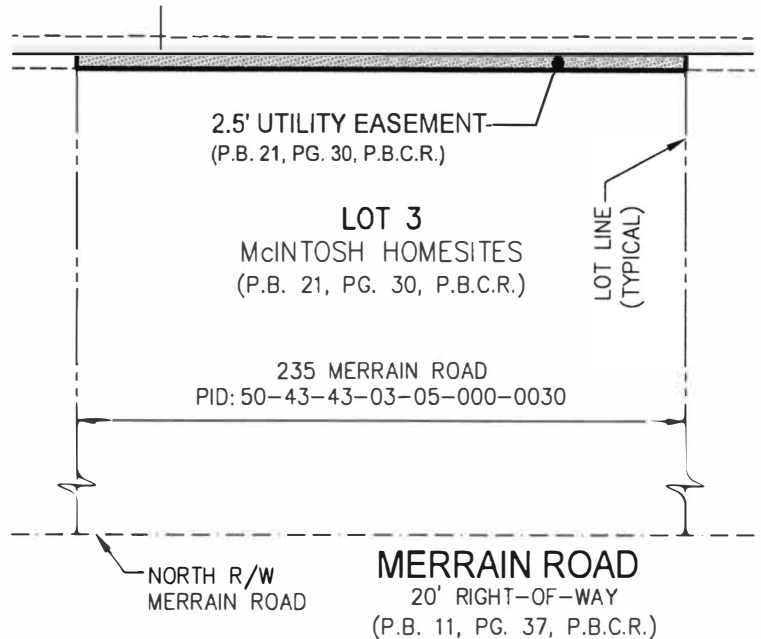
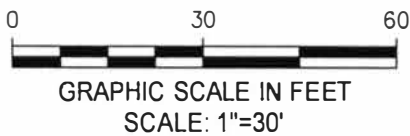
TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA

EXHIBIT S

LAND DESCRIPTION:

All of the 2.50 foot Utility Easement lying in Lot 4, McINTOSH HOMESITES, according to the Plat thereof as recorded in Plat Book 21, Page 30, of the Public Records of Palm Beach County, Florida.

Said land lying in Palm Beach County, Florida and contains 238 square feet, more or less.



SURVEYOR'S REPORT:

1. Reproductions of this Sketch are not valid without the signature and the original raised seal of a Florida Licensed Surveyor and Mapper. Additions or deletions to this sketch by other than the signing party is prohibited without written consent of the signing party.
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3. The land description shown hereon was prepared by the Surveyor.
4. Data shown hereon was compiled from instrument(s) of record and does not constitute a boundary survey.
5. Address: 235 Merrain Road, Palm Beach, Florida
6. Abbreviation Legend: L.B. = Licensed Business; P.B. = Plat Book; PID = Parcel Identification Number; PG. = Page; P.L.S. = Professional Land Surveyor; P.B.C.R. = Palm Beach County Records; R/W = Right of Way.

CERTIFICATION

I HEREBY CERTIFY that the attached Sketch and Description of the hereon described property is true and correct to the best of my knowledge and belief as prepared under my direction. I FURTHER CERTIFY that this Sketch and Description meets the Standards of Practice set forth in Chapter 5J-17, Florida Administrative Code, pursuant to Chapter 472, Florida Statutes.

Michael D.

Digitally signed by Michael D.

Avirom, P.L.S.

Date: 2021.02.16 09:24:43

Avirom, P.L.S.

MICHAEL D. AVIROM, P.L.S.

Florida Registration No. 3268

AVIROM & ASSOCIATES, INC.

L.B. No. 3300

REVISIONS

1. GENERAL REVISIONS	JAS	02/15/21
2. CORRECT STREET NAME SPELLING	JAS	02/16/21

TCM Backup 07-13-21



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SURVEYING & MAPPING

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JOB #: **10194-47.26**

SCALE: 1" = 30'

DATE: 02/04/2021

BY: J.A.S.

CHECKED: M.D.A.

F.B. --- PG. ---

SHEET: **1 OF 1**

SKETCH AND DESCRIPTION
2.5 FOOT UTILITY EASEMENT

LOT 27, MOCKING BIRD TRAIL TRACT
(P.B. 18, PG. 7, P.B.C.R.)

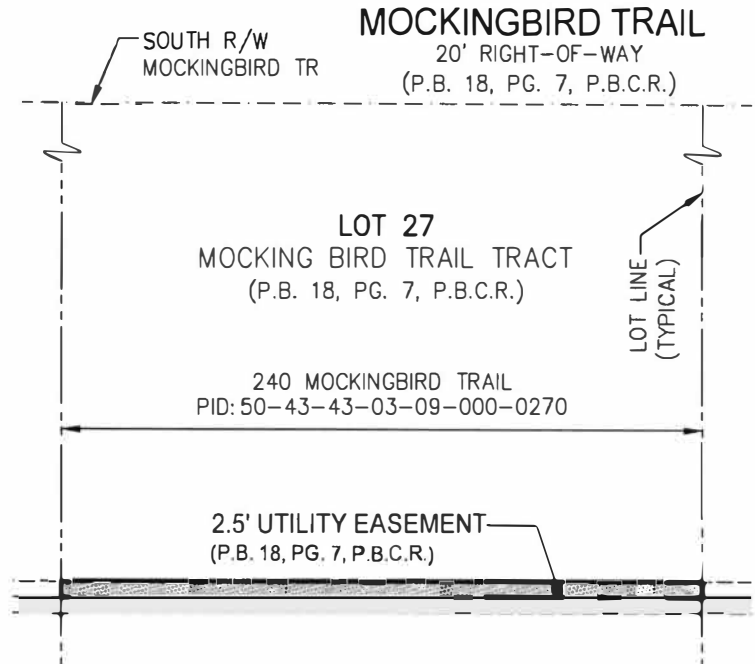
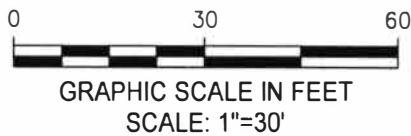
TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA

EXHIBIT T

LAND DESCRIPTION:

All of the 2.50 foot Utility Easement lying in Lot 27, MOCKING BIRD TRAIL TRACT, according to the Plat thereof as recorded in Plat Book 18, Page 7, of the Public Records of Palm Beach County, Florida.

Said land lying in Palm Beach County, Florida and contains 250 square feet, more or less.



SURVEYOR'S REPORT:

1. Reproductions of this Sketch are not valid without the signature and the original raised seal of a Florida Licensed Surveyor and Mapper. Additions or deletions to this sketch by other than the signing party is prohibited without written consent of the signing party.
2. No Title Opinion or Abstract to the subject property has been provided. It is possible that there are Deeds, Easements, or other instruments (recorded or unrecorded) which may affect the subject property. No search of the Public Records has been made by the Surveyor.
3. The land description shown hereon was prepared by the Surveyor.
4. Data shown hereon was compiled from instrument(s) of record and does not constitute a boundary survey.
5. Address: 240 Mockingbird Trail, Palm Beach, Florida
6. Abbreviation Legend: L.B. = Licensed Business; P.B. = Plat Book; PID = Parcel Identification Number; PG. = Page; P.L.S. = Professional Land Surveyor; P.B.C.R. = Palm Beach County Records; R/W = Right of Way.

CERTIFICATION

I HEREBY CERTIFY that the attached Sketch and Description of the hereon described property is true and correct to the best of my knowledge and belief as prepared under my direction. I FURTHER CERTIFY that this Sketch and Description meets the Standards of Practice set forth in Chapter 5J-17, Florida Administrative Code, pursuant to Chapter 472, Florida Statutes.

Michael D. Avirom, Digitally signed by Michael D. Avirom, P.L.S.
P.L.S.

Date: 2021.02.15 10:31:18 -05'00'

MICHAEL D. AVIROM, P.L.S.
Florida Registration No. 3268
AVIROM & ASSOCIATES, INC.
L.B. No. 3300

REVISIONS



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JOB #: **10194-47.08**
SCALE: 1" = 30'
DATE: 02/04/2021
BY: J.A.S.
CHECKED: M.D.A.
F.B. --- PG. ---
SHEET: 392
1 OF 1

TCM Backup 07-13-21

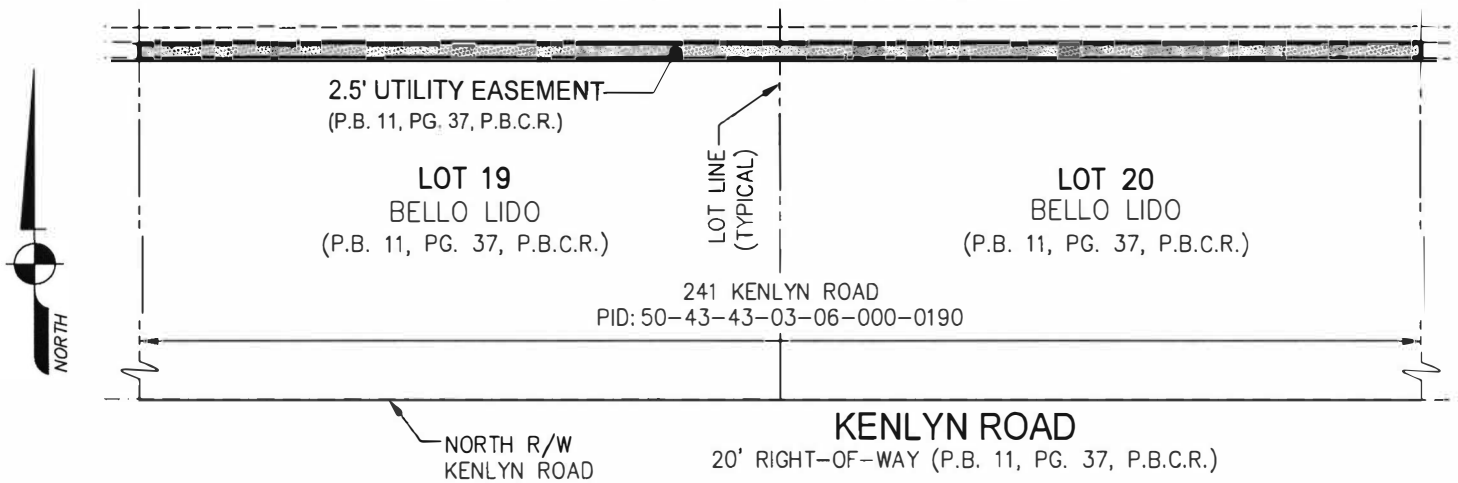
SKETCH AND DESCRIPTION
2.5 FOOT UTILITY EASEMENT

EXHIBIT U

LOTS 19 AND 20, BELLO LIDO

(P.B. 11, PG. 37, P.B.C.R.)

TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA



LAND DESCRIPTION:

All of the 2.50 foot Utility Easement lying in Lots 19 and 20, BELLO LIDO, according to the Plat thereof as recorded in Plat Book 11, Page 37, of the Public Records of Palm Beach County, Florida.

Said land lying in Palm Beach County, Florida and contains 500 square feet, more or less.

SURVEYOR'S REPORT:

1. Reproductions of this Sketch are not valid without the signature and the original raised seal of a Florida Licensed Surveyor and Mapper. Additions or deletions to this sketch by other than the signing party is prohibited without written consent of the signing party.
2. No Title Opinion or Abstract to the subject property has been provided. It is possible that there are Deeds, Easements, or other instruments (recorded or unrecorded) which may affect the subject property. No search of the Public Records has been made by the Surveyor.
3. The land description shown hereon was prepared by the Surveyor.
4. Data shown hereon was compiled from instrument(s) of record and does not constitute a boundary survey.
5. Address: 241 Kenlyn Road, Palm Beach, Florida
6. Abbreviation Legend: L.B. = Licensed Business; P.B. = Plat Book; PID = Parcel Identification Number; PG. = Page; P.L.S. = Professional Land Surveyor; P.B.C.R. = Palm Beach County Records; R/W = Right of Way.

CERTIFICATION

I HEREBY CERTIFY that the attached Sketch and Description of the hereon described property is true and correct to the best of my knowledge and belief as prepared under my direction. I FURTHER CERTIFY that this Sketch and Description meets the Standards of Practice set forth in Chapter 5J-17, Florida Administrative Code, pursuant to Chapter 472, Florida Statutes.

Michael D. Avirom, Digitally signed by Michael D.
Avirom, P.L.S.
P.L.S. Date: 2021.02.15 10:34:15 -05'00'



MICHAEL D. AVIROM, P.L.S.
Florida Registration No. 3268
AVIROM & ASSOCIATES, INC.
L.B. No. 3300

REVISIONS



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JOB #:	10194-47.14
SCALE:	1" = 30'
DATE:	02/04/2021
BY:	J.A.S.
CHECKED:	M.D.A.
F.B.	---
PG.	---
SHEET:	393 1 OF 1

TCM Backup 07-13-21

SKETCH AND DESCRIPTION
2.5 FOOT UTILITY EASEMENT

LOT 12, MOCKING BIRD TRAIL TRACT
(P.B. 18, PG. 7, P.B.C.R.)

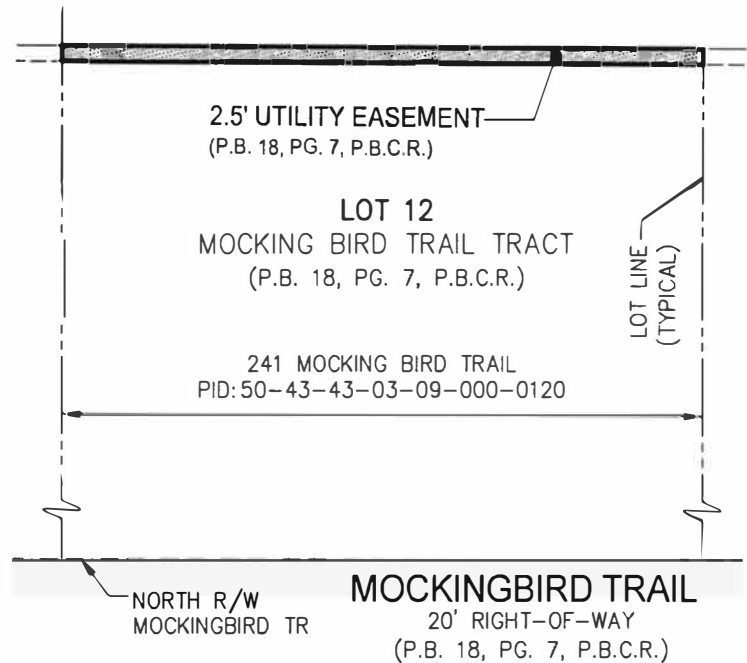
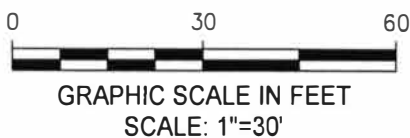
TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA

EXHIBIT V

LAND DESCRIPTION:

All of the 2.50 foot Utility Easement lying in Lot 12, MOCKING BIRD TRAIL TRACT, according to the Plat thereof as recorded in Plat Book 18, Page 7, of the Public Records of Palm Beach County, Florida.

Said land lying in Palm Beach County, Florida and contains 250 square feet, more or less.



SURVEYOR'S REPORT:

1. Reproductions of this Sketch are not valid without the signature and the original raised seal of a Florida Licensed Surveyor and Mapper. Additions or deletions to this sketch by other than the signing party is prohibited without written consent of the signing party.
2. No Title Opinion or Abstract to the subject property has been provided. It is possible that there are Deeds, Easements, or other instruments (recorded or unrecorded) which may affect the subject property. No search of the Public Records has been made by the Surveyor.
3. The land description shown hereon was prepared by the Surveyor.
4. Data shown hereon was compiled from instrument(s) of record and does not constitute a boundary survey.
5. Address: 241 Mockingbird Trail, Palm Beach, Florida
6. Abbreviation Legend: L.B. = Licensed Business; P.B. = Plat Book; PID = Parcel Identification Number; PG. = Page; P.L.S. = Professional Land Surveyor; P.B.C.R. = Palm Beach County Records; R/W = Right of Way.

CERTIFICATION

I HEREBY CERTIFY that the attached Sketch and Description of the hereon described property is true and correct to the best of my knowledge and belief as prepared under my direction. I FURTHER CERTIFY that this Sketch and Description meets the Standards of Practice set forth in Chapter 5J-17, Florida Administrative Code, pursuant to Chapter 472, Florida Statutes.

Michael D.
Avirom, P.L.S.

Digitally signed by Michael D.
Avirom, P.L.S.
Date: 2021.02.15 10:30:27 -05'00'

MICHAEL D. AVIROM, P.L.S.
Florida Registration No. 3268
AVIROM & ASSOCIATES, INC.
L.B. No. 3300

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JOB #: **10194-47.06**

SCALE: 1" = 30'

DATE: 02/04/2021

BY: J.A.S.

CHECKED: M.D.A.

F.B. --- PG. --

SHEET: 394 **1 OF 1**

TCM Backup 07-13-21

SKETCH AND DESCRIPTION
2.5 FOOT UTILITY EASEMENT

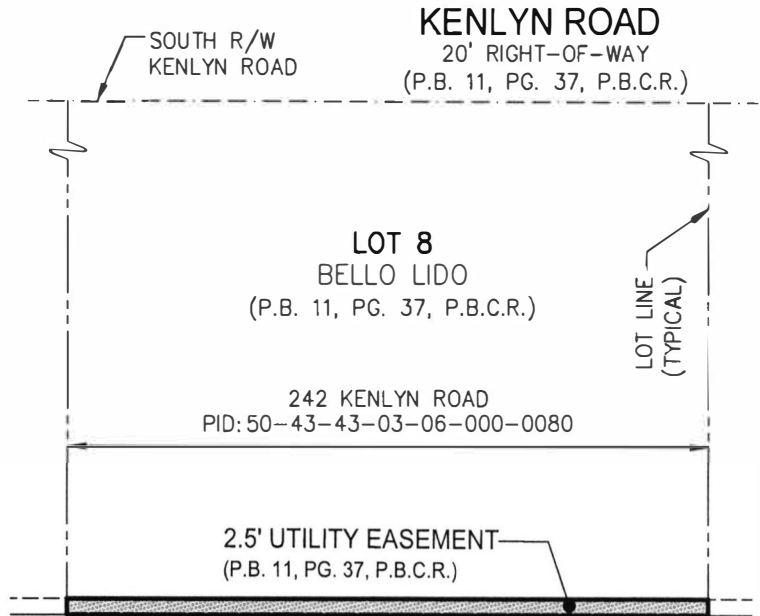
LOT 8, BELLO LIDO
(P.B. 11, PG. 37, P.B.C.R.)
TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA

EXHIBIT W

LAND DESCRIPTION:

All of the 2.50 foot Utility Easement lying in Lot 8, BELLO LIDO, according to the Plat thereof as recorded in Plat Book 11, Page 37, of the Public Records of Palm Beach County, Florida.

Said land lying in Palm Beach County, Florida and contains 250 square feet, more or less.



SURVEYOR'S REPORT:

1. Reproductions of this Sketch are not valid without the signature and the original raised seal of a Florida Licensed Surveyor and Mapper. Additions or deletions to this sketch by other than the signing party is prohibited without written consent of the signing party.
2. No Title Opinion or Abstract to the subject property has been provided. It is possible that there are Deeds, Easements, or other instruments (recorded or unrecorded) which may affect the subject property. No search of the Public Records has been made by the Surveyor.
3. The land description shown hereon was prepared by the Surveyor.
4. Data shown hereon was compiled from instrument(s) of record and does not constitute a boundary survey.
5. Address: 242 Kenlyn Road, Palm Beach, Florida
6. Abbreviation Legend: L.B. = Licensed Business; P.B. = Plat Book; PID = Parcel Identification Number; PG. = Page; P.L.S. = Professional Land Surveyor; P.B.C.R. = Palm Beach County Records; R/W = Right of Way.

CERTIFICATION

I HEREBY CERTIFY that the attached Sketch and Description of the hereon described property is true and correct to the best of my knowledge and belief as prepared under my direction. I FURTHER CERTIFY that this Sketch and Description meets the Standards of Practice set forth in Chapter 5J-17, Florida Administrative Code, pursuant to Chapter 472, Florida Statutes.

Michael D. Avirom, P.L.S.
Digitally signed by Michael D. Avirom, P.L.S.
Date: 2021.02.15 10:33:49 -05'00'

MICHAEL D. AVIROM, P.L.S.
Florida Registration No. 3268
AVIROM & ASSOCIATES, INC.
L.B. No. 3300

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JOB #: **10194-47.13**

SCALE: 1" = 30'

DATE: 02/04/2021

BY: J.A.S.

CHECKED: M.D.A.

F.B. --- PG. --

SHEET: 395 **1 OF 1**

TCM Backup 07-13-21

SKETCH AND DESCRIPTION
2.5 FOOT UTILITY EASEMENT

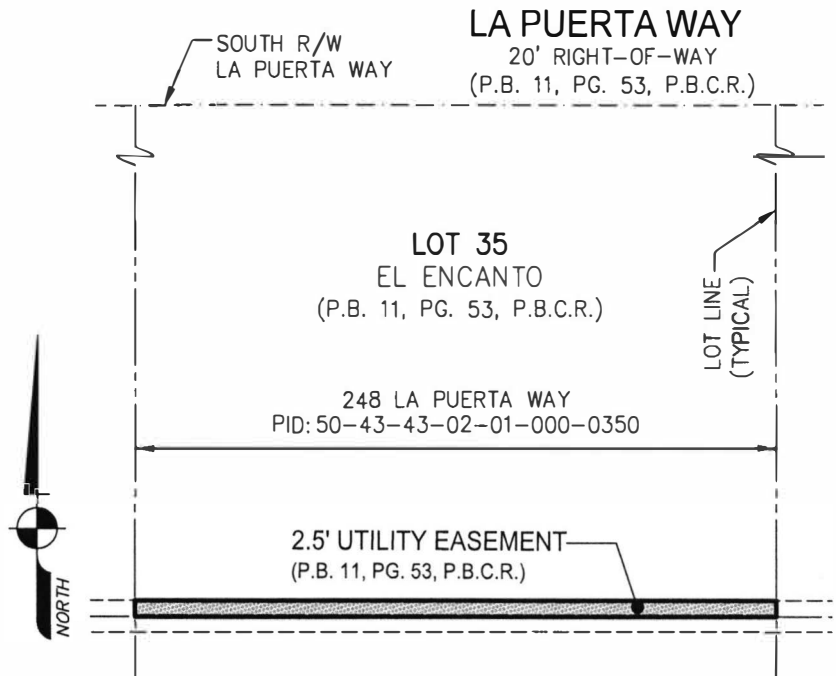
LOT 35, EL ENCANTO
(P.B. 11, PG. 53, P.B.C.R.)
TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA

EXHIBIT X

LAND DESCRIPTION:

All of the 2.50 foot Utility Easement lying in Lot 35, EL ENCANTO, according to the Plat thereof as recorded in Plat Book 11, Page 53, of the Public Records of Palm Beach County, Florida.

Said land lying in Palm Beach County, Florida and contains 250 square feet, more or less.



SURVEYOR'S REPORT:

1. Reproductions of this Sketch are not valid without the signature and the original raised seal of a Florida Licensed Surveyor and Mapper. Additions or deletions to this sketch by other than the signing party is prohibited without written consent of the signing party.
2. No Title Opinion or Abstract to the subject property has been provided. It is possible that there are Deeds, Easements, or other instruments (recorded or unrecorded) which may affect the subject property. No search of the Public Records has been made by the Surveyor.
3. The land description shown hereon was prepared by the Surveyor.
4. Data shown hereon was compiled from instrument(s) of record and does not constitute a boundary survey.
5. Address: 248 La Puerta Way, Palm Beach, Florida
6. Abbreviation Legend: L.B. = Licensed Business; P.B. = Plat Book; PID = Parcel Identification Number; PG. = Page; P.L.S. = Professional Land Surveyor; P.B.C.R. = Palm Beach County Records; R/W = Right of Way.

CERTIFICATION

I HEREBY CERTIFY that the attached Sketch and Description of the hereon described property is true and correct to the best of my knowledge and belief as prepared under my direction. I FURTHER CERTIFY that this Sketch and Description meets the Standards of Practice set forth in Chapter 5J-17, Florida Administrative Code, pursuant to Chapter 472, Florida Statutes.

Michael D.

Digitally signed by Michael D.
Avirom, P.L.S.
Date: 2021.02.15 10:25:14 -05'00'

Avirom, P.L.S.

MICHAEL D. AVIROM, P.L.S.
Florida Registration No. 3268
AVIROM & ASSOCIATES, INC.
L.B. No. 3300

REVISIONS



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JOB #: **10194-47.01**

SCALE: 1" = 30'

DATE: 02/04/2021

BY: J.A.S.

CHECKED: M.D.A.

F.B. --- PG. ---

SHEET: **1 OF 1**

TCM Backup 07-13-21

SKETCH AND DESCRIPTION
2.5 FOOT UTILITY EASEMENT

LOT 11, MOCKING BIRD TRAIL TRACT
(P.B. 18, PG. 7, P.B.C.R.)

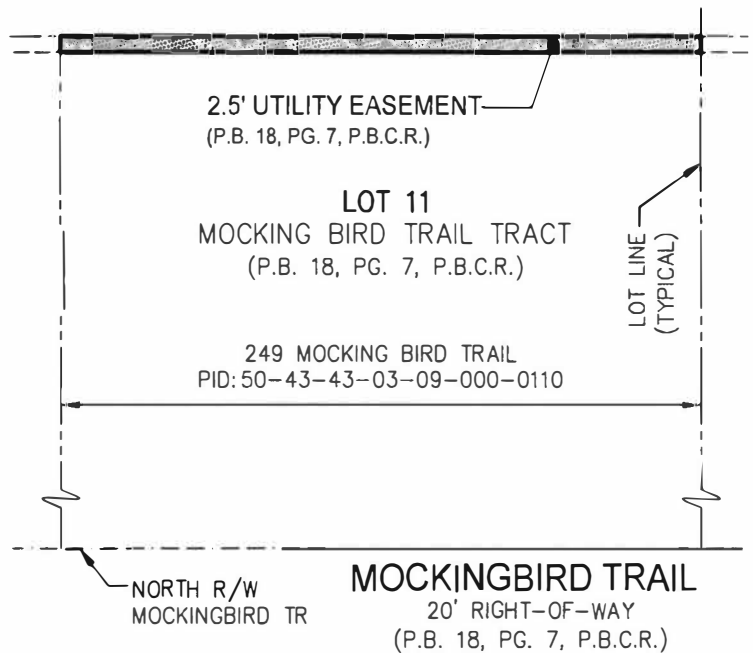
TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA

EXHIBIT Y

LAND DESCRIPTION:

All of the 2.50 foot Utility Easement lying in Lot 11, MOCKING BIRD TRAIL TRACT, according to the Plat thereof as recorded in Plat Book 18, Page 7, of the Public Records of Palm Beach County, Florida.

Said land lying in Palm Beach County, Florida and contains 250 square feet, more or less.



SURVEYOR'S REPORT:

1. Reproductions of this Sketch are not valid without the signature and the original raised seal of a Florida Licensed Surveyor and Mapper. Additions or deletions to this sketch by other than the signing party is prohibited without written consent of the signing party.
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3. The land description shown hereon was prepared by the Surveyor.
4. Data shown hereon was compiled from instrument(s) of record and does not constitute a boundary survey.
5. Address: 249 Mockingbird Trail, Palm Beach, Florida
6. Abbreviation Legend: L.B. = Licensed Business; P.B. = Plat Book; PID = Parcel Identification Number; PG. = Page; P.L.S. = Professional Land Surveyor; P.B.C.R. = Palm Beach County Records; R/W = Right of Way.

CERTIFICATION

I HEREBY CERTIFY that the attached Sketch and Description of the hereon described property is true and correct to the best of my knowledge and belief as prepared under my direction. I FURTHER CERTIFY that this Sketch and Description meets the Standards of Practice set forth in Chapter 5J-17, Florida Administrative Code, pursuant to Chapter 472, Florida Statutes.

Michael D. Avirom, Digitally signed by Michael D.
Avirom, P.L.S.
P.L.S. Date: 2021.02.15 10:28:13 -05'00'

MICHAEL D. AVIROM, P.L.S.
Florida Registration No. 3268
AVIROM & ASSOCIATES, INC.
L.B. No. 3300

REVISIONS



AVIROM & ASSOCIATES, INC.
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JOB #: **10194-47.05**
SCALE: 1" = 30'
DATE: 02/04/2021
BY: J.A.S.
CHECKED: M.D.A.
F.B. --- PG. ---
SHEET: 397 **1 OF 1**

TCM Backup 07-13-21

SKETCH AND DESCRIPTION
2.5 FOOT UTILITY EASEMENT

EXHIBIT Z

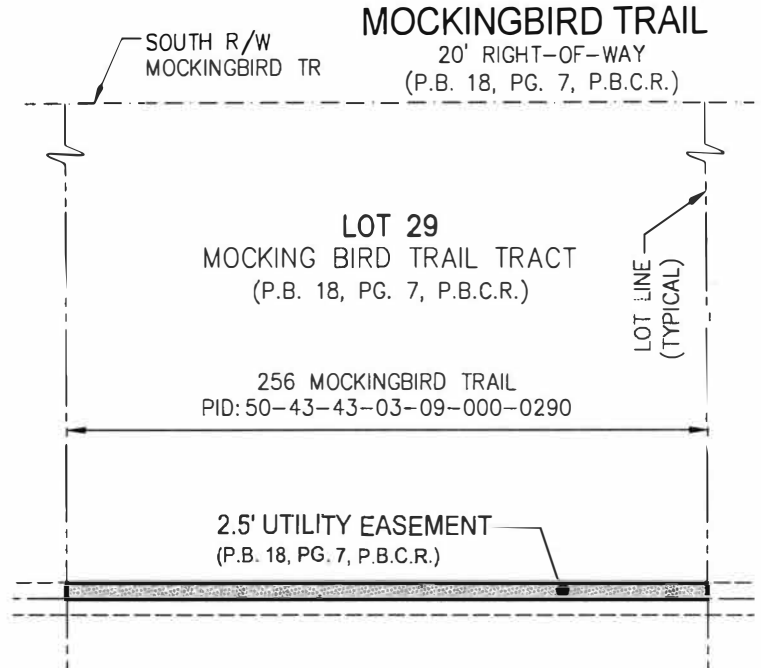
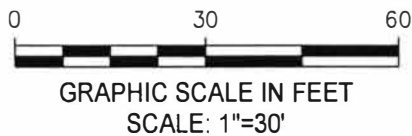
LOT 29, MOCKING BIRD TRAIL TRACT
(P.B. 18, PG. 7, P.B.C.R.)

TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA

LAND DESCRIPTION:

All of the 2.50 foot Utility Easement lying in Lot 29, MOCKING BIRD TRAIL TRACT, according to the Plat thereof as recorded in Plat Book 18, Page 7, of the Public Records of Palm Beach County, Florida.

Said land lying in Palm Beach County, Florida and contains 250 square feet, more or less.



SURVEYOR'S REPORT:

1. Reproductions of this Sketch are not valid without the signature and the original raised seal of a Florida Licensed Surveyor and Mapper. Additions or deletions to this sketch by other than the signing party is prohibited without written consent of the signing party.
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3. The land description shown hereon was prepared by the Surveyor.
4. Data shown hereon was compiled from instrument(s) of record and does not constitute a boundary survey.
5. Address: 256 Mockingbird Trail, Palm Beach, Florida
6. Abbreviation Legend: L.B. = Licensed Business; P.B. = Plat Book; PID = Parcel Identification Number; PG. = Page; P.L.S. = Professional Land Surveyor; P.B.C.R. = Palm Beach County Records; R/W = Right of Way.

CERTIFICATION

I HEREBY CERTIFY that the attached Sketch and Description of the hereon described property is true and correct to the best of my knowledge and belief as prepared under my direction. I FURTHER CERTIFY that this Sketch and Description meets the Standards of Practice set forth in Chapter 5J-17, Florida Administrative Code, pursuant to Chapter 472, Florida Statutes.

Michael D. Avirom, Digitally signed by Michael D. Avirom, P.L.S.
P.L.S. Date: 2021.02.15 10:30:53 -05'00'

MICHAEL D. AVIROM, P.L.S.
Florida Registration No. 3268
AVIROM & ASSOCIATES, INC.
L.B. No. 3300

REVISIONS

TCM Backup 07-13-21



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JOB #:	10194-47.07
SCALE:	1" = 30'
DATE:	02/04/2021
BY:	J.A.S.
CHECKED:	M.D.A.
F.B. --- PG. ---	398
SHEET:	1 OF 1

**SKETCH AND DESCRIPTION
2.5 FOOT UTILITY EASEMENT**

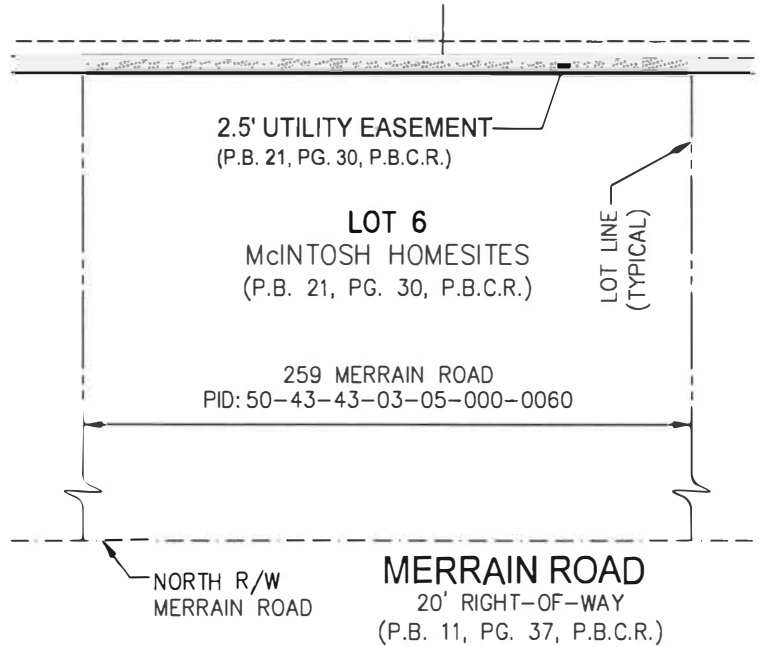
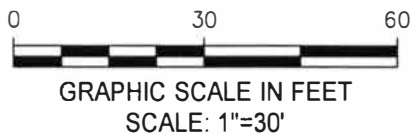
LOT 6, McINTOSH HOMESITES
(P.B. 21, PG. 30, P.B.C.R.)
TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA

EXHIBIT AA

LAND DESCRIPTION:

All of the 2.50 foot Utility Easement lying in Lot 6, McINTOSH HOMESITES, according to the Plat thereof as recorded in Plat Book 21, Page 30, of the Public Records of Palm Beach County, Florida.

Said land lying in Palm Beach County, Florida and contains 238 square feet, more or less.



SURVEYOR'S REPORT:

1. Reproductions of this Sketch are not valid without the signature and the original raised seal of a Florida Licensed Surveyor and Mapper. Additions or deletions to this sketch by other than the signing party is prohibited without written consent of the signing party.
2. No Title Opinion or Abstract to the subject property has been provided. It is possible that there are Deeds, Easements, or other instruments (recorded or unrecorded) which may affect the subject property. No search of the Public Records has been made by the Surveyor.
3. The land description shown hereon was prepared by the Surveyor.
4. Data shown hereon was compiled from instrument(s) of record and does not constitute a boundary survey.
5. Address: 259 Merrain Road, Palm Beach, Florida
6. Abbreviation Legend: L.B. = Licensed Business; P.B. = Plat Book; PID = Parcel Identification Number; PG. = Page; P.L.S. = Professional Land Surveyor; P.B.C.R. = Palm Beach County Records; R/W = Right of Way.

CERTIFICATION

I HEREBY CERTIFY that the attached Sketch and Description of the hereon described property is true and correct to the best of my knowledge and belief as prepared under my direction. I FURTHER CERTIFY that this Sketch and Description meets the Standards of Practice set forth in Chapter 5J-17, Florida Administrative Code, pursuant to Chapter 472, Florida Statutes.

Michael D. Avirom,
P.L.S. Digitally signed by Michael D.
Avirom, P.L.S.
Date: 2021.02.16 09:24:21 -05'00'

MICHAEL D. AVIROM, P.L.S.
Florida Registration No. 3268
AVIROM & ASSOCIATES, INC.
L.B. No. 3300

REVISIONS

1. GENERAL REVISIONS	JAS 02/15/21
2. CORRECT STREET NAME SPELLING	JAS 02/16/21

TCM Backup 07-13-21



**AVIROM & ASSOCIATES, INC.
SURVEYING & MAPPING**

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BOCA RATON, FLORIDA 33432
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JOB #:	10194-47.24
SCALE:	1" = 30'
DATE:	02/04/2021
BY:	J.A.S.
CHECKED:	M.D.A.
F.B.	PG. 399
SHEET:	1 OF 1

SKETCH AND DESCRIPTION
2.5 FOOT UTILITY EASEMENT

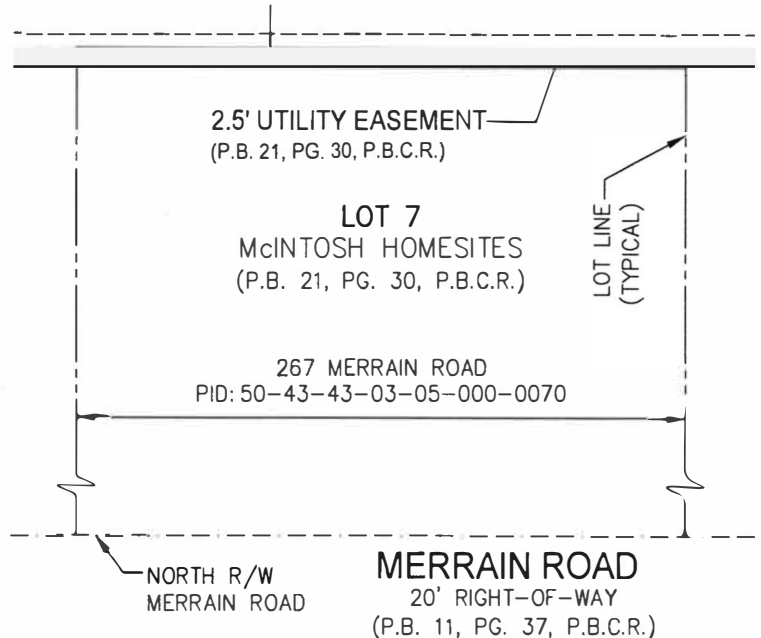
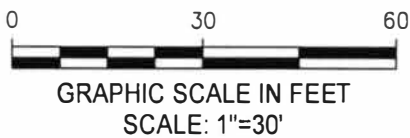
LOT 7, McINTOSH HOMESITES
(P.B. 21, PG. 30, P.B.C.R.)
TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA

EXHIBIT BB

LAND DESCRIPTION:

All of the 2.50 foot Utility Easement lying in Lot 7, McINTOSH HOMESITES, according to the Plat thereof as recorded in Plat Book 21, Page 30, of the Public Records of Palm Beach County, Florida.

Said land lying in Palm Beach County, Florida and contains 238 square feet, more or less.



SURVEYOR'S REPORT:

1. Reproductions of this Sketch are not valid without the signature and the original raised seal of a Florida Licensed Surveyor and Mapper. Additions or deletions to this sketch by other than the signing party is prohibited without written consent of the signing party.
2. No Title Opinion or Abstract to the subject property has been provided. It is possible that there are Deeds, Easements, or other instruments (recorded or unrecorded) which may affect the subject property. No search of the Public Records has been made by the Surveyor.
3. The land description shown hereon was prepared by the Surveyor.
4. Data shown hereon was compiled from instrument(s) of record and does not constitute a boundary survey.
5. Address: 267 Merrain Road, Palm Beach, Florida
6. Abbreviation Legend: L.B. = Licensed Business; P.B. = Plat Book; PID = Parcel Identification Number; PG. = Page; P.L.S. = Professional Land Surveyor; P.B.C.R. = Palm Beach County Records; R/W = Right of Way.

CERTIFICATION

I HEREBY CERTIFY that the attached Sketch and Description of the hereon described property is true and correct to the best of my knowledge and belief as prepared under my direction. I FURTHER CERTIFY that this Sketch and Description meets the Standards of Practice set forth in Chapter 5J-17, Florida Administrative Code, pursuant to Chapter 472, Florida Statutes.

Michael D.
Avirom, P.L.S.
Date: 2021.02.16 09:24:32
-05'00'

MICHAEL D. AVIROM, P.L.S.
Florida Registration No. 3268
AVIROM & ASSOCIATES, INC.
L.B. No. 3300

REVISIONS

1. GENERAL REVISIONS	JAS 02/15/21
2. CORRECT STREET NAME SPELLING	JAS 02/16/21

TCM Backup 07-13-21



AVIROM & ASSOCIATES, INC.
SURVEYING & MAPPING

50 S.W. 2nd AVENUE, SUITE 102
BOCA RATON, FLORIDA 33432
(561) 392-2594 / www.AVIROMSURVEY.com

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and should not be reproduced or copied without written permission.

JOB #:	10194-47.25
SCALE:	1" = 30'
DATE:	02/04/2021
BY:	J.A.S.
CHECKED:	M.D.A.
F.B. --- PG. ---	400
SHEET:	1 OF 1



TOWN OF PALM BEACH

Public Works

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

June 25, 2021

NOTIFICATION TO PROPERTY OWNER

**REGARDING TOWN OF PALM BEACH ABANDONMENT OF DEDICATED
PUBLIC PROPERTY (EASEMENT)**

All property owners are hereby notified by mail of the proposed abandonment of the easement within the subject properties. The intent of this action is to notify the property owners that the easements are being vacated and returned to full usage of the property owner.

This notice is being provided to you in conjunction with the review by the Town Council on this matter.

Please be advised, Town Council will consider the following matter at their next meeting on July 13, 2021. The meeting will begin at 9:30am in the Council Chambers, 360 South County Road, Palm Beach, Florida 33480. The application will be heard at that time or soon thereafter.

This notification is not intended to solicit your approval or disapproval. If you desire, you may file your comments in writing to the mailing address below or via email to phase3north.easement@townofpalmbeach.com prior to the meeting on July 13, 2021, or you may attend the meeting to speak on this matter. This application and plans are on file in the Public Works Department and are available for review Monday through Friday between 8:30am and 4:30pm.

Subject Property Addresses:

PCN: 50-43-43-03-09-000-0310 1193 Lake Way Palm Beach, FL 33480	PCN: 50-43-43-03-09-000-0180 1195 N Ocean Way Palm Beach, FL 33480	PCN: 50-43-43-03-09-000-0170 1198 N Ocean Way Palm Beach, FL 33480
PCN: 50-43-43-03-09-000-0300 1215 North Lake Way Palm Beach, FL 33480	PCN: 50-43-43-03-09-000-0190 1220 N Ocean Boulevard Palm Beach, FL 33480	PCN: 50-43-43-03-07-000-0050 1285 N Ocean Boulevard Palm Beach, FL 33480
PCN: 50-43-43-03-07-000-0020 1291 N Ocean Way Palm Beach, FL 33480	PCN: 50-43-43-03-05-000-0080 1295 N Lake Way Palm Beach, FL 33480	PCN: 50-43-43-03-05-000-0010 1300 N Ocean Boulevard Palm Beach, FL 33480
PCN: 50-43-43-03-09-000-0220 200 Mockingbird Trail Palm Beach, FL 33480	PCN: 50-43-43-03-06-000-0040 210 Kenlyn Road Palm Beach, FL 33480	PCN: 50-43-42-34-11-000-0120 210 Osceola Way Palm Beach, FL 33480
PCN: 50-43-42-34-11-000-0110 220 Osceola Way Palm Beach, FL 33480	PCN: 50-43-43-03-09-000-0250 222 Mockingbird Trail Palm Beach, FL 33480	PCN: 50-43-43-03-06-000-0300 226 Merrain Road Palm Beach, FL 33480

PCN: 50-43-43-02-01-000-0330 232 La Puerta Way Palm Beach, FL 33480	PCN: 50-43-43-03-09-000-0260 232 Mockingbird Trail Palm Beach, FL 33480	PCN: 50-43-43-03-06-000-0310 234 Merrain Road Palm Beach, FL 33480
PCN: 50-43-43-03-05-000-0030 235 Merrain Road Palm Beach, FL 33480	PCN: 50-43-43-03-09-000-0270 240 Mockingbird Trail Palm Beach, FL 33480	PCN: 50-43-43-03-06-000-0190 241 Kenlyn Road Palm Beach, FL 33480
PCN: 50-43-43-03-09-000-0120 241 Mockingbird Trail Palm Beach, FL 33480	PCN: 50-43-43-03-06-000-0080 242 Kenlyn Road Palm Beach, FL 33480	PCN: 50-43-43-02-01-000-0350 248 La Puerta Way Palm Beach, FL 33480
PCN: 50-43-43-03-09-000-0110 249 Mockingbird Trail Palm Beach, FL 33480	PCN: 50-43-43-03-09-000-0290 256 Mockingbird Trail Palm Beach, FL 33480	PCN: 50-43-43-03-05-000-0060 259 Merrain Road Palm Beach, FL 33480
PCN: 50-43-43-03-05-000-0070 267 Merrain Road Palm Beach, FL 33480		

Applicant: Town of Palm Beach

Project Description: Abandonment of Utility Easement

If we can be of further assistance, please contact me at (561) 838-5440.

Sincerely,

Patricia Strayer, P.E.
Town Engineer

PS/lm

cc: Public Works File

LEGAL ADVERTISEMENT

NOTICE IS HEREBY GIVEN that the Town Council of the Town of Palm Beach, Palm Beach, Florida, at a regular meeting to be held July 13, 2021, beginning at 9:30 a.m., in the Council Chambers of the Town Hall, 360 South County Road, Palm Beach, Florida, will have on the agenda the following:

PETITION FOR THE ABANDONMENT OF DEDICATED PUBLIC UTILITY EASEMENTS ON PROPERTIES LISTED BELOW, PALM BEACH, FLORIDA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

PUBLIC UTILITY EASEMENTS TO BE ABANDONED:

All of the 2.50 foot Utility Easement lying in Lot 31, Mocking Bird Trail Tract, according to the Plat thereof as recorded in Plat Book 18, Page 7, of the Public Records of Palm Beach County, Florida

All of the 2.50 foot Utility Easement lying in Lot 18, Mocking Bird Trail Tract, according to the Plat thereof as recorded in Plat Book 18, Page 7, of the Public Records of Palm Beach County, Florida

All of the 2.50 foot Utility Easement lying in Lot 17, Mocking Bird Trail Tract, according to the Plat thereof as recorded in Plat Book 18, Page 7, of the Public Records of Palm Beach County, Florida

All of the 2.50 foot Utility Easement lying in Lot 30, Mocking Bird Trail Tract, according to the Plat thereof as recorded in Plat Book 18, Page 7, of the Public Records of Palm Beach County, Florida

All of the 2.50 foot Utility Easement lying in Lot 19, Mocking Bird Trail Tract, according to the Plat thereof as recorded in Plat Book 18, Page 7, of the Public Records of Palm Beach County, Florida

All of the 2.50 foot Utility Easement lying in Lot 5, Re-Subdivision of Lots 24-26 of Bello Lido, according to the Plat thereof as recorded in Plat Book 24, Page 171, of the Public Records of Palm Beach County, Florida

All of the 2.50 foot Utility Easement lying in Lot 2, Re-Subdivision of Lots 24-26 of Bello Lido, according to the Plat thereof as recorded in Plat Book 24, Page 171, of the Public Records of Palm Beach County, Florida

All of the 2.50 foot Utility Easement lying in Lot 8, McIntosh Homesites, according to the Plat thereof as recorded in Plat Book 21, Page 30, of the Public Records of Palm Beach County, Florida

All of the 2.50 foot Utility Easement lying in Lot 1, McIntosh Homesites, according to the Plat thereof as recorded in Plat Book 21, Page 30, of the Public Records of Palm Beach County, Florida. Less the east 60 feet and less the west 207.3 feet.

All of the 2.50 foot Utility Easement lying in Lot 22, Mocking Bird Trail Tract, according to the Plat thereof as recorded in Plat Book 18, Page 7, of the Public Records of Palm Beach County, Florida

All of the 2.50 foot Utility Easement lying in Lot 4 and 5 Bello Lido, according to the Plat thereof as recorded in Plat

Book 11, Page 37, of the Public Records of Palm Beach County, Florida

All of the 2.50 foot Utility Easement lying in Lot 12, of Osceola Way, according to the Plat thereof as recorded in Plat Book 23, Page 131, of the Public Records of Palm Beach County, Florida

All of the 2.50 foot Utility Easement lying in Lot 11, of Osceola Way, according to the Plat thereof as recorded in Plat Book 23, Page 131, of the Public Records of Palm Beach County, Florida

All of the 2.50 foot Utility Easement lying in Lot 25, Mocking Bird Trail Tract, according to the Plat thereof as recorded in Plat Book 18, Page 7, of the Public Records of Palm Beach County, Florida

All of the 2.50 foot Utility Easement lying in Lot 30 Bello Lido, according to the Plat thereof as recorded in Plat Book 11, Page 37, of the Public Records of Palm Beach County, Florida

All of the 2.50 foot Utility Easement lying in Lot 33, El Encanto, according to the Plat thereof as recorded in Plat Book 11, Page 53, of the Public Records of Palm Beach County, Florida

All of the 2.50 foot Utility Easement lying in Lot 26, Mocking Bird Trail Tract, according to the Plat thereof as recorded in Plat Book 18, Page 7, of the Public Records of Palm Beach County, Florida

All of the 2.50 foot Utility Easement lying in Lot 31 Bello Lido, according to the Plat thereof as recorded in Plat Book 11, Page 37, of the Public Records of Palm Beach County, Florida

All of the 2.50 foot Utility Easement lying in Lot 4, McIntosh Homesites, according to the Plat thereof as recorded in Plat Book 21, Page 30, of the Public Records of Palm Beach County, Florida

All of the 2.50 foot Utility Easement lying in Lot 27, Mocking Bird Trail Tract, according to the Plat thereof as recorded in Plat Book 18, Page 7, of the Public Records of Palm Beach County, Florida

All of the 2.50 foot Utility Easement lying in Lots 19 and 20 Bello Lido, according to the Plat thereof as recorded in Plat Book 11, Page 37, of the Public Records of Palm Beach County, Florida

All of the 2.50 foot Utility Easement lying in Lot 12, Mocking Bird Trail Tract, according to the Plat thereof as recorded in Plat Book 18, Page 7, of the Public Records of Palm Beach County, Florida

All of the 2.50 foot Utility Easement lying in Lot 8 Bello Lido, according to the Plat thereof as recorded in Plat Book 11, Page 37, of the Public Records of Palm Beach County, Florida

All of the 2.50 foot Utility Easement lying in Lot 35, El Encanto, according to the Plat thereof as recorded in Plat Book 11, Page 53, of the Public Records of Palm Beach County, Florida

All of the 2.50 foot Utility Easement lying in Lot 11, Mocking Bird Trail Tract, according to the Plat thereof as recorded in Plat Book 18, Page 7, of the Public Records of Palm Beach County, Florida

All of the 2.50 foot Utility Easement lying in Lot 29, Mocking Bird Trail Tract,

according to the Plat herein as recorded in Plat Book 18, Page 7, of the Public Records of Palm Beach County, Florida

All of the 2.50 foot Utility Easement lying in Lot 6, McIntosh Homesites, according to the Plat thereof as recorded in Plat Book 21, Page 30, of the Public Records of Palm Beach County, Florida

All of the 2.50 foot Utility Easement lying in Lot 7, McIntosh Homesites, according to the Plat thereof as recorded in Plat Book 21, Page 30, of the Public Records of Palm Beach County, Florida

THIS APPLICATION FOR ABANDONMENT HAS BEEN FILED BY:

Town of Palm Beach, Public Works Department, 951 Okeechobee Road, Suite A, West Palm Beach, FL 33401. A copy of the application is on file with the Town of Palm Beach, Public Works Department, and will be provided upon request or may be examined Monday through Friday between the hours of 8:30 a.m. to 4:30 p.m.

ALL PERSONS INTERESTED in this matter may appear before the Town Council of the Town of Palm Beach at the time and place aforesaid and be heard.

SHOULD ANY INTERESTED PARTY SEEK TO APPEAL ANY DECISION MADE BY THE TOWN COUNCIL WITH RESPECT TO ANY MATTER CONSIDERED AT THIS PUBLIC HEARING, SAID PARTY WILL NEED A RECORD OF THE PROCEEDINGS, AND FOR SUCH PURPOSE, MAY NEED TO INSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS BEING BASED, 286.0105 F.S.S.

H. Paul Brazil, P.E.
Director, Department of Public Works
Town of Palm Beach
6/23/2021

000064620-01

TOWN OF PALM BEACH

Town Council Meeting on: July 13, 2021

Section of Agenda

Regular Agenda - Old Business

Agenda Title

Town-wide Undergrounding Project

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

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

Presenter

ATTACHMENTS:

- ▣ **a. Review of Project and Dashboard, Summary of Project Status**

TOWN OF PALM BEACH

Information for Town Council Meeting on: July 13, 2021

TO: Mayor & Town Council

VIA: Kirk W. Blouin, Town Manager

VIA: Paul Brazil, Public Works Director

FROM: Patricia Strayer, Town Engineer

RE: Utility Undergrounding Project Status Report

DATE: May 21, 2021

I. COMMUNICATIONS:

A. Community Meetings:

Coffee with the Crew meetings will begin in October.

B. Significant Postal Mail or E-mail

No significant mail or emails this month.

II. PROGRESS SUMMARY:

Overall Town-wide Construction Progress. Seven (7) of 15 construction zones are either complete or in progress/funded for construction, inclusive of Phases 1N, 1S, 2N, 2S, 3N, 3S and 4N.

A. Construction Progress:

Phase 1 North:

From the Inlet south to Onondaga Ave.

- Completed March 30, 2019

Phase 1 South:

From southern Town limits north to Sloan's Curve

- Completed April 3, 2020

Phase 2 North Construction:

From Esplanade Way to Ocean Terrace

- Completed October 29, 2020

Phase 2 South Construction:

From Sloan's' Curve to the intersection of S. Ocean Blvd & S. County Road

- Phase 2 South, the project is 62% complete.
- Drilling continues with FPL equipment being set. Currently drilled up to Mar-A-Lago and will continue drilling north of this construction zone. The crews are now contacting properties along N. Ocean Blvd and the side streets.

Phase 3 North Construction:

From Osceola Way to the north-side of La Puerta Way

- Phase 3 North, the project is 96% complete.
- FPL energizing and conversions are complete.
- ATT & Comcast conversions are complete.
- Pole removal should be last week of June.

Phase 3 South:

From S. Ocean Blvd & S. County Road to the alleyway south of Worth Ave.

- Phase 3 South construction is 14% complete.
- All easements have been verbally committed except one.
- One chicane remains.

Phase 4 North:

From south-side of La Puerta Way to north-side of List Road.

- Construction for Phase 4 North is 25% complete.
- All chicanes have been eliminated.
- All easements have been granted.

Phase 4 South:

From Peruvian Ave. north to Royal Palm Way & the Town Docks.

- Design is 98% complete.
- 60 of 62 easements are recorded or verbally approved.
- All right-of-way equipment locations were marked the first week in April.
- GMP for Phase 4 South will be presented to Town Council at the August meeting due to the need to include A-6 lift station electrical repairs and upgrades.

Phase 5 North:

From Country Club Road to Southland Road.

- Design is 91% complete.
- 75 of 84 (89%) easements are recorded or verbally approved.
- 8 Demonstration chicanes are installed. At this time there are 10 chicane's that may be required, but we are very close on resolving 2 of them so we did not install the demonstration chicanes.
- Plans and Specifications are out for bidding. A mandatory pre-bid meeting occurred June 28. There were 6 contractors in attendance. This will be a low bid contract to meet FEMA Grant requirements.
- Start of construction planned for September 2021.

Phase 5 South:

From South Lake Drive/Hibiscus Ave. & Peruvian Ave./Royal Palm Way, properties between the intracoastal waterway and the Atlantic Ocean and from Royal Palm Way to Seaspray Ave.

- Design is 92% complete.
- 67 of 72 (93%) easements are recorded or verbally approved.
- Plans and Specifications are out for bidding. A mandatory pre-bid meeting occurred June 28. There were 6 contractors in attendance. This will be a low bid contract to meet FEMA Grant requirements.
- Start of construction planned for September 2021.

Phase 6 North:

From Chateaux Drive & Kawama Lane to the south-side of Plantation Road.

- Design is 31% complete and on schedule.
- 12 of 80 (15%) easements approved.

Phase 6 South:

Seaspray Ave. to the south of Royal Poinciana Way.

- Design is 27% complete and on schedule.
- 13 of 115 (11%) easements approved.

Phase 7 North:

Palm Beach Country Club north to the south side of List Road.

- Design is 17% complete and on schedule.
- Easement acquisition has not started.

Phase 7 South:

Atlantic Ave. north to Via Los Incas & Sanford Ave.

- Design is 17% complete and on schedule.
- Easement acquisition has not started.

Page 4
2021-04-13 TC

Phase 8:

Royal Poinciana Way north to Everglade Ave.

- Design is 12% complete and on schedule.
- Easement acquisition has not started.

III. FINANCIAL SUMMARY:

A. FEMA Grant Update:

- Burkhardt Construction grant consultant, LaConte Engineering, has completed the review of the Town's solicitation documentation (Negometrix) and has submitted suggestions to the Purchasing Department staff for their review and approval.
- Verified with FEMA/FDEM that the Town does not need to include Davis Bacon nor Copeland Anti-Kickback provisions in their solicitation. Davis Bacon was not included in the suggested changes and the Copeland Anti-Kickback requirement can be eliminated if the Town has no objection.
- FEMA/FDEM completed the review of bid package.
- Requested an update on the status of the requested (and approved) grant modification but still have not received a response from FEMA/FDEM.

B. Project Budget Summary:

There are no significant changes since the last report. Updates include processing of vendor pay applications for design, direct material purchases, and work performed in active phases. The full Underground Utility Project Financial Report is provided within your backup package with the summary page attached.

cc: Jane LeClainche, Finance Director
Kevin Schanen, Kimley-Horn & Associates

Underground Utility Project Budget
Project Financial Summary
June 30, 2021

Expenditures	Original OPC	Dec 2019 OPC	Budget	Actual	% Expended
Phase 1	\$ 12,620,000	\$ 12,910,000	\$ 12,824,617	\$ 12,890,445	100.5%
Phase 2	\$ 9,170,000	\$ 13,470,000	\$ 12,907,271	\$ 9,788,211	75.8%
Phase 3	\$ 10,910,000	\$ 15,400,000	\$ 16,016,430	\$ 7,078,114	44.2%
Phase 4	\$ 10,370,000	\$ 15,220,000	\$ 6,886,311	\$ 2,775,257	40.3%
Phase 5 (Includes \$8.5 Million FEMA Grant Offset)	\$ 14,090,000	\$ 11,694,645	\$ 1,698,543	\$ 1,417,300	83.4%
Phase 6	\$ 16,820,000	\$ 20,800,000	\$ 1,895,264	\$ 659,493	34.8%
Phase 7	\$ 11,730,000	\$ 15,910,000	\$ 1,619,090	\$ 353,714	21.8%
Phase 8	\$ 12,300,000	\$ 14,500,000	\$ 1,378,643	\$ 239,863	17.4%
Total Project Costs To Date	\$ 98,010,000	\$ 119,904,645	\$ 55,226,170	\$ 35,202,397	63.7%
Other Costs Associated Directly with the Project (Page 8)	\$ 570,000	\$ 980,414	\$ 980,414	\$ 929,342	94.8%
Grand Total of Costs Related to Project	\$ 98,580,000	\$ 120,885,059	\$ 56,206,584	\$ 36,131,739	64.3%
Debt Service and Related Debt Issuance Costs (Page 8)			\$ 9,699,369	\$ 8,213,419	84.7%
Total Other Costs Outside Underground Budget (Page 8)			\$ 1,343,876	\$ 2,236,595	166.4%
Grand Total of All Costs Related to the Project	\$ 98,580,000	\$ 120,885,059	\$ 57,550,460	\$ 38,368,334	66.7%

Total Project Budget - Opinion of cost for construction		\$ 120,885,059
% Budgeted/Encumbered To Date Project Costs		46.50%
% Spent to Date - Project Costs		29.89%

Project Revenues Received

Revenues	Budget	Actual	% of Budget
Revenues			
Prepaid Assessments	\$ -	\$ 18,323,570	0.0%
Assessment Revenue	\$ 17,580,000	\$ 17,194,463	97.8%
Commercial Paper	\$ -	\$ -	0.0%
Town Owned Property Prepaid Assessments	\$ 2,797,291	\$ 2,797,291	100.0%
Interest on Assessment Escrow	\$ -	\$ 396,389	0.0%
Interest	\$ 1,312,000	\$ 2,371,175	180.7%
GO Bond Proceeds 2018	\$ 60,500,000	\$ 60,499,897	100.0%
GO Bond Proceeds 2021	\$ 9,198,896	\$ 9,198,896	100.0%
1 Cent Sales Tax	\$ 5,000,000	\$ 2,375,000	47.5%
FPL		\$ 450,246	0.0%
FEMA Grant	\$ 8,500,000	\$ -	0.0%
Other			
Kevin McGann - CO #9	\$ -	\$ 34,900	0.0%
Donations - Civic Association	\$ 49,250	\$ 49,250	100.0%
Transfer from (307) Fund CIP	\$ 760,200	\$ 760,200	100.0%
Transfer from (001) General Fund - PM Salary	\$ 574,450	\$ 533,200	92.8%
Total Project Revenues	\$ 106,272,087	\$ 114,984,477	108.2%

Underground Utility Project Budget
Phase 1 Project Costs
June 30, 2021

	Original OPC	Dec 2019 OPC	Budget	Actual	% Expended
Project Engineering					
Task 2.1 - Detailed Design North End	590,000		472,063	472,063	100.0%
Task 2.2 - Detailed Design South End	740,000		619,411	619,411	100.0%
Task 2.3 - Permitting Assistance			17,790	17,790	100.0%
Task 2.4 - Bid Phase Assistance			42,166	42,166	100.0%
Task 2.5 - Meetings - Design Phase			125,399	125,383	100.0%
Subtotal Design Phase	\$ 1,330,000	\$ 1,280,000	\$ 1,276,829	\$ 1,276,813	100.0%
Construction Costs					
Phase 1 North Construction					
Preconstruction			\$ 19,720	19,720	100.0%
Burkhardt Construction			\$ 3,598,144	3,598,144	100.0%
Street Light Conversion			\$ 26,273	117,749	448.2%
Change Order for AT&T and Comcast Conduit			\$ 371,201	371,201	100.0%
Other Change orders			\$ 130,415	130,415	100.0%
Utility Design Costs			\$ 15,595	15,595	100.0%
Utility Construction Costs (FPL, Comcast, AT&T)			\$ 476,776	483,548	101.4%
Construction Engineering (KH)			\$ 230,532	205,818	89.3%
	\$ 4,210,000	\$ 4,930,000	\$ 4,868,657	\$ 4,942,190	101.5%
Phase 1 South Construction					
Preconstruction			\$ 22,200	22,200	100.0%
Whiting Turner Construction			\$ 4,450,977	4,450,977	100.0%
Change Order for AT&T and Comcast Conduit			\$ 125,147	125,147	100.0%
Other Approved Change Orders			\$ 12,749	12,749	100.0%
Utility Design Costs			\$ 33,013	33,013	100.0%
Utility Construction Costs (FPL, Comcast, AT&T)			\$ 1,374,193	1,362,028	99.1%
Construction Engineering (KH)			\$ 316,498	316,396	100.0%
	\$ 6,800,000	\$ 6,350,000	\$ 6,334,777	\$ 6,322,510	99.8%
Easement Recording Fees			\$ 740	740	100.0%
Legal Costs/Easement Acquisition - Jones Foster	\$ 280,000	\$ 350,000	\$ 301,359	\$ 306,723	101.8%
Legal Sketch and Description - Easements			34,000	33,215	97.7%
Easement Abandonment			\$ 8,256	8,256	100.0%
Total Phase 1 Costs	\$ 12,620,000	\$ 12,910,000	\$ 12,824,617	\$ 12,890,445	100.5%

Underground Utility Project Budget
Phase 2 Project Costs
June 30, 2021

	Original OPC	Dec 2019 OPC	Budget	Actual	% Expended
Phase 2 Design					
Kimley Horn					
Task 1.1 Phase 2 North Design	335,000		\$ 281,304	\$ 281,304	100.0%
Task 1.2 Phase 2 South Design	400,000		\$ 335,353	\$ 335,353	100.0%
Task 1.3 Permitting Assistance North and South			\$ 12,674	\$ 12,674	100.0%
Task 1.4 Bid Phase Assistance North and South			\$ 40,565	\$ 40,565	100.0%
Task 1.6 Meetings North and South			\$ 136,617	\$ 129,348	94.7%
Total Phase 2 Design	\$ 735,000	\$ 807,000	\$ 806,513	\$ 799,244	99.1%
Construction Costs					
Phase 2 North Construction					
Preconstruction			\$ 35,000	31,970	91.3%
Burkhardt Construction			\$ 4,015,865	4,013,700	99.9%
Approved Change Orders			\$ -	-	
FPL Design Cost			\$ 11,759	1,350	11.5%
ATT Design Cost			\$ 5,000	\$ 5,000	100.0%
Comcast Design Cost				\$ 4,582	
Utility Costs (FPL, Comcast, AT&T)			\$ 496,307	\$ 496,307	100.0%
FPL - Additional Vista Switches				\$ 54,938	
Street Light Conversion			\$ 19,186	\$ 19,186	100.0%
Construction Engineering (KH)			\$ 248,121	\$ 246,227	99.2%
Total Phase 2 North Construction	3,800,000	5,020,000	\$ 4,831,238	\$ 4,873,260	100.9%
Phase 2 South Construction	-				
Preconstruction			\$ 35,000	33,400	95.4%
Burkhardt Construction			\$ 6,494,596	3,471,239	53.4%
Approved Change Orders			\$ -		
FPL Design Cost			\$ 13,330	14,200	106.5%
ATT Design Cost			\$ 5,000	\$ 5,000	100.0%
Comcast Design Cost			\$ 5,000	\$ 4,582	91.6%
Utility Costs (FPL, Comcast, AT&T)			\$ 200,000	\$ 123,948	62.0%
Street Light Conversion			\$ 20,000	\$ 19,268	96.3%
Construction Engineering (KH)	-		\$ 282,973	\$ 230,318	81.4%
Total Phase 2 South Construction	4,435,000	7,424,000	\$ 7,055,899	\$ 3,901,956	55.3%
Easement Acquisition/Abandonment	200,000	219,000			
<i>Kimley Horn Easement Assistance</i>					
Task 1.5 Easement Assistance North			\$ 64,936	\$ 64,935	100.0%
Task 1.5 Easement Assistance South			\$ 77,466	\$ 77,467	100.0%
<i>Surveys</i>					
Task 1.7 Legal Sketch North			\$ 14,020	\$ 14,020	100.0%
Task 1.7 Legal Sketch South			\$ 21,725	\$ 19,939	91.8%
Advertising				\$ 1,101	
Jones Foster - Legal			\$ 25,000	\$ 23,933	95.7%
Postage			\$ -	\$ 544	
Recording Costs			\$ 3,605	\$ 3,316	92.0%
Easement Abandonment			\$ 6,870	\$ 8,496	123.7%
Total Easement Acquisition Costs	200,000	219,000	\$ 213,622	\$ 213,751	100.1%
Total Phase 2 Costs	\$ 9,170,000	\$ 13,470,000	\$ 12,907,271	\$ 9,788,211	75.8%

Underground Utility Project Budget
Phase 3 Project Costs
June 30, 2021

	Original OPC	Dec 2019 OPC	Budget	Actual	% Expended
Phase 3 Design					
Kimley Horn					
Task 1.1 Phase 3 North Design	\$ 325,000		\$ 280,189	\$ 280,189	100.0%
Task 1.2 Phase 3 South Design	\$ 535,000		\$ 486,333	\$ 486,323	100.0%
Task 1.3 Permitting Assistance			\$ 13,739	\$ 13,739	100.0%
Task 1.4 Bid Phase Assistance			\$ 36,834	\$ 36,834	100.0%
Task 1.5 Meetings			\$ 77,411	\$ 76,626	99.0%
Total Phase 3 Design	\$ 860,000	\$ 895,000	\$ 894,505	\$ 893,710	99.9%
Construction Costs					
Phase 3 North Construction	\$ 3,700,000	\$ 5,300,000			
Preconstruction			\$ 24,580	\$ 24,580	100.0%
Construction - Burkhardt			\$ 4,042,171	\$ 3,665,850	90.7%
Approved Change Orders					
FPL Design Cost			\$ 12,850	\$ 1,350	10.5%
ATT Design Cost			\$ 5,000	\$ 5,000	100.0%
Comcast Design Cost			\$ 3,128	\$ 3,128	100.0%
FPL Construction			\$ 87,101	\$ 87,101	100.0%
Street Light Conversion			\$ 4,249	\$ 4,249	100.0%
Utility Costs (Comcast & ATT)			\$ 409,387	\$ 409,387	100.0%
Construction Engineering (KH)			\$ 236,976	\$ 218,569	92.2%
Daniella Construction - Nightingale/LaPuerta - Townwide portion			\$ 243,470	\$ 243,470	100.0%
FPL Nightingale/LaPuerta - Townwide Portion			\$ 74,900	\$ 74,900	100.0%
Comcast Nightingale/LaPuerta - Townwide Portion			\$ 8,885	\$ 8,885	100.0%
AT&T Nightingale/LaPuerta Townwide Portion			\$ 30,555	\$ 30,555	100.0%
Total Phase 3 North Construction	\$ 3,700,000	\$ 5,300,000	\$ 5,183,252	\$ 4,777,023	92.2%
Phase 3 South Construction	\$ 6,090,000	\$ 8,875,000			
Preconstruction					
Construction			\$ 8,029,385	424,250	5.3%
Approved Change Orders					
FPL Construction			\$ 562,000	562,905	100.2%
FPL Design Cost			\$ 11,359	6,950	61.2%
FPL - 101 El Brillo				10,875	
ATT Design and Construction Cost			\$ 425,000	5,000	1.2%
Comcast Design and Construction Cost			\$ 195,128	3,128	1.6%
Construction Engineering (KH)			\$ 322,540	47,124	14.6%
Total Phase 3 South Construction	\$ 6,090,000	\$ 8,875,000	\$ 9,545,412	\$ 1,060,231	11.1%
Easement Acquisition/Abandonment	\$ 260,000	\$ 330,000			
<i>Kimley Horn Easement Assistance</i>					
Task 1 Easement Assistance North and South			\$ 273,390	\$ 271,663	99.4%
Legal Advertising				\$ 1,076	
Easement Amendment			\$ 49,285	\$ 49,198	99.8%
<i>Surveys</i>					
Task Legal Sketch South			\$ 37,436		0.0%
Jones Foster - Legal			\$ 25,000	\$ 21,018	84.1%
Recording Costs				\$ 4,194	
Easement Abandonment			\$ 8,150	\$ 1,244	
Total Easement Acquisition Costs	\$ 260,000	\$ 330,000	\$ 393,261	\$ 347,150	88.3%
Total Phase 3 Costs	\$10,910,000	\$15,400,000	\$ 16,016,430	\$ 7,078,114	44.2%

Underground Utility Project Budget
Phase 4 Project Costs
June 30, 2021

	Original OPC	Dec 2019 OPC	Budget	Actual	% Expended
Phase 4 Design					
Kimley Horn					
Task 1.1 Phase 4 North Design	\$ 402,000		\$ 312,317	312,317	100.0%
Task 1.2 Phase 4 South Design	\$ 413,000		\$ 451,284	451,284	100.0%
Task 1.3 Permitting Assistance			\$ 14,468	14,468	100.0%
Task 1.4 Bid Phase Assistance			\$ 37,899	22,739	60.0%
Task 1.6 Meetings			\$ 77,911	77,383	99.3%
Total Phase 4 Design	\$ 815,000	\$ 894,000	\$ 893,879	878,191	98.2%
Construction Costs					
Phase 4 North Construction	4,605,000	6,275,000			
Preconstruction			\$ 22,270	22,270	100.0%
Construction			\$ 5,043,010	1,294,430	25.7%
Approved Change Orders					
FPL BCE			\$ 91,543	91,543	100.0%
FPL Design Cost			\$ 12,757		
ATT Design Cost				5,000	
Comcast Design Cost				3,128	
Utility Costs (FPL, Comcast, AT&T)					
Construction Engineering (KH)			\$ 324,309	34,265	10.6%
Total Phase 4 North Construction	\$ 4,605,000	\$ 6,275,000	\$ 5,493,889	1,450,636	26.4%
Phase 4 South Construction	4,710,000	7,640,000			
Preconstruction			\$ 34,800	17,400	50.0%
Construction					
Approved Change Orders					
FPL Design Cost			\$ 13,160	1,350	10.3%
ATT Design Cost				5,000	
Comcast Design Cost				3,128	
Utility Costs (FPL, Comcast, AT&T)					
Construction Engineering (KH)					
Total Phase 4 South Construction	\$ 4,710,000	\$ 7,640,000	\$ 47,960	26,878	56.0%
Easement Acquisition/Abandonment	\$ 240,000	\$ 411,000			
<i>Kimley Horn Easement Assistance</i>					
Easement Assistance (KH)			\$ 280,270	280,254	100.0%
Easement Assistance (KH) -- Switches			\$ 67,747	67,231	99.2%
Easement Assistance (KH)			\$ 59,369	28,554	48.1%
<i>Surveys</i>					
Legal Sketch			\$ 38,230	38,092	99.6%
Legal Sketch - Switches			\$ 4,967		
Jones Foster - Legal					
Recording Costs				5,421	
Easement Abandonment					
Total Easement Acquisition Costs	\$ 240,000	\$ 411,000	\$ 450,583	419,552	93.1%
Total Phase 4 Costs	\$ 10,370,000	\$ 15,220,000	\$ 6,886,311	2,775,257	40.3%

Underground Utility Project Budget
Phase 5 Project Costs
June 30, 2021

	Original OPC	Dec 2019 OPC	Budget	Actual	% Expended
Phase 5					
Kimley Horn					
Task 1.1 Phase 5 North Design	\$ 520,000		\$ 454,210	\$ 381,536	84.0%
Task 1.2 Phase 5 South Design	\$ 600,000		\$ 606,951	\$ 515,908	85.0%
Task 1.3 Permitting Assistance North/South			\$ 17,100	\$ 17,100	100.0%
Task 1.4 Bid Phase Assistance North/South			\$ 37,899		0.0%
Task 1.6 Meetings North/South			\$ 77,911	\$ 72,492	93.0%
Total Phase 5 Design	\$ 1,120,000	\$ 1,195,000	\$ 1,194,071	\$ 987,037	82.7%
Construction Costs					
Phase 5 North Construction	\$ 5,890,000	\$ 8,055,000			
Preconstruction			\$ 59,100	29,550	50.0%
Construction					
Utility Costs (FPL, Comcast, AT&T)					
AT&T Design			\$ 5,000	5,000	100.0%
FPL Design Costs			\$ 16,223	17,573	108.3%
Construction Engineering (KH)					
Total Phase 5 North Construction	\$ 5,890,000	\$ 8,055,000	\$ 80,323	\$ 52,123	64.9%
Phase 5 South Construction	\$ 6,750,000	\$ 10,545,000			
Preconstruction			\$ 59,100	29,550	50.0%
Construction					
Utility Costs (FPL, Comcast, AT&T)					
AT&T Design			\$ 5,000	5,000	100.0%
FPL Design Costs			\$ 19,283	20,633	107.0%
Construction Engineering (KH)					
Total Phase 5 South Construction	\$ 6,750,000	\$ 10,545,000	\$ 83,383	\$ 55,183	66.2%
Easement Acquisition/Abandonment	\$ 330,000	\$ 365,000			
<i>Kimley Horn Easement Assistance</i>					
<i>Easement Assistance</i>			\$ 218,600	\$ 218,536	100.0%
Easement Assistance			\$ 81,086	\$ 70,909	87.4%
<i>Surveys</i>					
Legal Sketch			\$ 41,080	\$ 31,201	76.0%
Jones Foster - Legal					
Recording Costs				\$ 2,311	
Easement Abandonment				\$ -	
Total Easement Acquisition Costs	\$ 330,000	\$ 365,000	\$ 340,766	\$ 322,957	94.8%
FEMA Grant		\$ (8,465,355)			
Total Phase 5 Costs	\$14,090,000	\$11,694,645	\$ 1,698,543	\$1,417,300	83.4%

Underground Utility Project Budget
Phase 6 Project Costs
June 30, 2021

	OPC	Dec 2019 OPC	Budget	Actual	% Expended
Phase 6 Design					
Kimley Horn					
Task 1.1 Phase 6 North Design	\$ 420,000		\$ 475,019	\$ 199,508	42.0%
Task 1.2 Phase 6 South Design	\$ 940,000		\$ 826,551	\$ 264,496	32.0%
Task 1.3 Permitting Assistance North/South			\$ 17,694		0.0%
Task 1.4 Bid Phase Assistance North/South			\$ 35,938		0.0%
Task 1.6 Meetings North			\$ 84,791	\$ 46,862	55.3%
Total Phase 6 Design	\$ 1,360,000	\$ 1,440,000	\$ 1,439,993	\$ 510,867	35.5%
Utility and Construction Costs					
Phase 6 North Construction	\$ 4,790,000	\$ 6,615,000			
Preconstruction					
Construction					
Approved Change Orders					
FPL Design Cost			\$ 15,868	15,868	100.0%
ATT Design Cost					
Comcast Design Cost					
Utility Costs (FPL, Comcast, AT&T)					
Construction Engineering (KH)					
Total Phase 6 North Construction	\$ 4,790,000	\$ 6,615,000	\$ 15,868	\$ 15,868	100.0%
Phase 6 South Construction	\$ 10,270,000	\$ 12,298,000			
Preconstruction					
Construction					
Approved Change Orders					
FPL Design Cost			\$ 19,394	29,924	154.3%
ATT Design Cost			\$ 10,000	10,000	100.0%
Comcast Design Cost					
Utility Costs (FPL, Comcast, AT&T)					
Construction Engineering (KH)					
Total Phase 6 South Construction	\$ 10,270,000	\$ 12,298,000	\$ 29,394	\$ 39,924	135.8%
Easement Acquisition/Abandonment	\$ 400,000	\$ 447,000			
<i>Kimley Horn Easement Assistance</i>					
Easement Assistance			\$ 351,594	\$ 90,055	25.6%
<i>Surveys</i>					
Legal Sketch			\$ 58,415	\$ 2,357	4.0%
Jones Foster - Legal					
Recording Costs				\$ 422	
Easement Abandonment				\$ -	
Total Easement Acquisition Costs	\$ 400,000	\$ 447,000	\$ 410,009	\$ 92,834	22.6%
Total Phase 6 Costs	\$ 16,820,000	\$ 20,800,000	\$ 1,895,264	\$ 659,493	34.8%

Underground Utility Project Budget
Phase 7 Project Costs
June 30, 2021

	OPC	Dec 2019 OPC	Budget	Actual	% Expended
Phase 7 Design					
Kimley Horn					
Task 1.1 Phase 7 North Design	\$ 450,000		\$ 492,488	\$ 172,371	35.0%
Task 1.2 Phase 7 South Design	\$ 480,000		\$ 630,830	\$ 138,783	22.0%
Task 1.3 Bid Phase Assistance North and South			\$ 35,938		0.0%
Task 1.4 Meetings North and South			\$ 77,616	\$ 693	0.9%
Total Phase 7 Design	\$ 930,000	\$ 1,237,000	\$ 1,236,872	\$ 311,846	25.2%
Utility and Construction Costs					
Phase 7 North Construction	\$ 5,140,000	\$ 7,005,000			
Preconstruction					
Construction					
Approved Change Orders					
FPL Design Cost			\$ 15,806	15,806	
ATT Design Cost					
Comcast Design Cost					
Utility Costs (FPL, Comcast, AT&T)					
Construction Engineering (KH)					
Total Phase 7 North Construction	\$ 5,140,000	\$ 7,005,000	\$ 15,806	\$ 15,806	0.0%
Phase 7 South Construction	\$ 5,380,000	\$ 7,320,000			
Preconstruction					
Construction					
Approved Change Orders					
FPL Design Cost			\$ 19,953	19,953	
ATT Design Cost					
Comcast Design Cost					
Utility Costs (FPL, Comcast, AT&T)					
Construction Engineering (KH)					
Total Phase 7 South Construction	\$ 5,380,000	\$ 7,320,000	\$ 19,953	\$ 19,953	0.0%
Easement Acquisition/Abandonment	\$ 280,000	\$ 348,000			
<i>Kimley Horn Easement Assistance</i>					
Easement Assistance			\$ 346,459	\$ 5,825	1.7%
Surveys					
Legal Sketch					
Jones Foster - Legal					
American Acquisition Group					
Temp Services					
Recording Costs				\$ 285	
Total Easement Acquisition Costs	\$ 280,000	\$ 348,000	\$ 346,459	\$ 6,109	1.8%
Total Phase 7 Costs	\$ 11,730,000	\$ 15,910,000	\$ 1,619,090	\$ 353,714	21.8%

Underground Utility Project Budget
Phase 8 Project Costs
June 30, 2021

	OPC	Dec 2019 OPC	Budget	Actual	% Expended
Phase 8 Design					
Kimley Horn					
Task 1.1 Phase 8 Design	\$ 1,010,000	\$ 1,151,000	\$ 1,029,017	\$ 164,643	16.0%
Task 1.2 Permitting Assistance			\$ 17,694		0.0%
Task 1.3 Bid Phase Assistance			\$ 14,430		0.0%
Task 1.4 Meetings			\$ 89,778	\$ 346	0.4%
Total Phase 8 Design	\$ 1,010,000	\$ 1,151,000	\$ 1,150,919	\$ 164,989	14.3%
Utility and Construction Costs					
Phase 8 Construction	\$ 10,990,000	\$ 13,107,000			
Preconstruction					
Construction					
Approved Change Orders					
FPL Design Cost					
ATT Design Cost					
Comcast Design Cost					
Utility Costs (FPL, Comcast, AT&T)					
Construction Engineering (KH)					
Total Phase 8 North Construction	\$ 10,990,000	\$ 13,107,000	\$ -	\$ -	0.0%
Easement Acquisition/Abandonment	\$ 300,000	\$ 242,000			
<i>Kimley Horn Easement Assistance</i>					
Easement Assistance			\$ 227,724	\$ 74,840	32.9%
Surveys					
Legal Sketch					
Jones Foster - Legal					
American Acquisition Group					
Temp Services					
Recording Costs				\$ 34	
Total Easement Acquisition Costs	\$ 300,000	\$ 242,000	\$ 227,724	\$ 74,874	32.9%
Total Phase 8 Costs	\$ 12,300,000	\$ 14,500,000	\$ 1,378,643	\$ 239,863	17.4%

Underground Utility Project Budget
Other Project Costs
June 30, 2021

Master Plan	Budget	Actual	% Expended
Task 1.1 - Data Collection & GIS Base Mapping	\$ 88,021	\$ 88,021	100.0%
Task 1.1a Data Collection for Future Communications	\$ 23,511	\$ 23,511	100.0%
Task 1.2 - Conceptual Design and Master Plan	\$ 161,756	\$ 161,756	100.0%
Task 1.3 - Project Sequencing and Phasing	\$ 31,244	\$ 31,244	100.0%
Task 1.4 - Assessment of Traffic Impacts	\$ 77,660	\$ 77,660	100.0%
Task 1.5 - Project Delivery Methods	\$ 17,448	\$ 17,448	100.0%
Task 1.6 - Master Plan Document	\$ 45,053	\$ 45,053	100.0%
Task 1.7 - Meetings Master Planning Phase	\$ 113,135	\$ 113,123	100.0%
Task 1.8 - Master Plan Second Half	\$ 40,067	\$ 40,067	100.0%
Subtotal Master Planning	\$ 597,895	\$ 597,883	100.0%
Comcast Preplanning - Master Plan		\$ 12,015	
Community Outreach	\$ 282,519	\$ 219,444	77.7%
Peer Review Study - Patterson & Dewar (\$50,000 Offsetting Revenue)	\$ 100,000	\$ 100,000	100.0%
Total Other Project Costs	\$ 980,414	\$ 929,342	94.8%

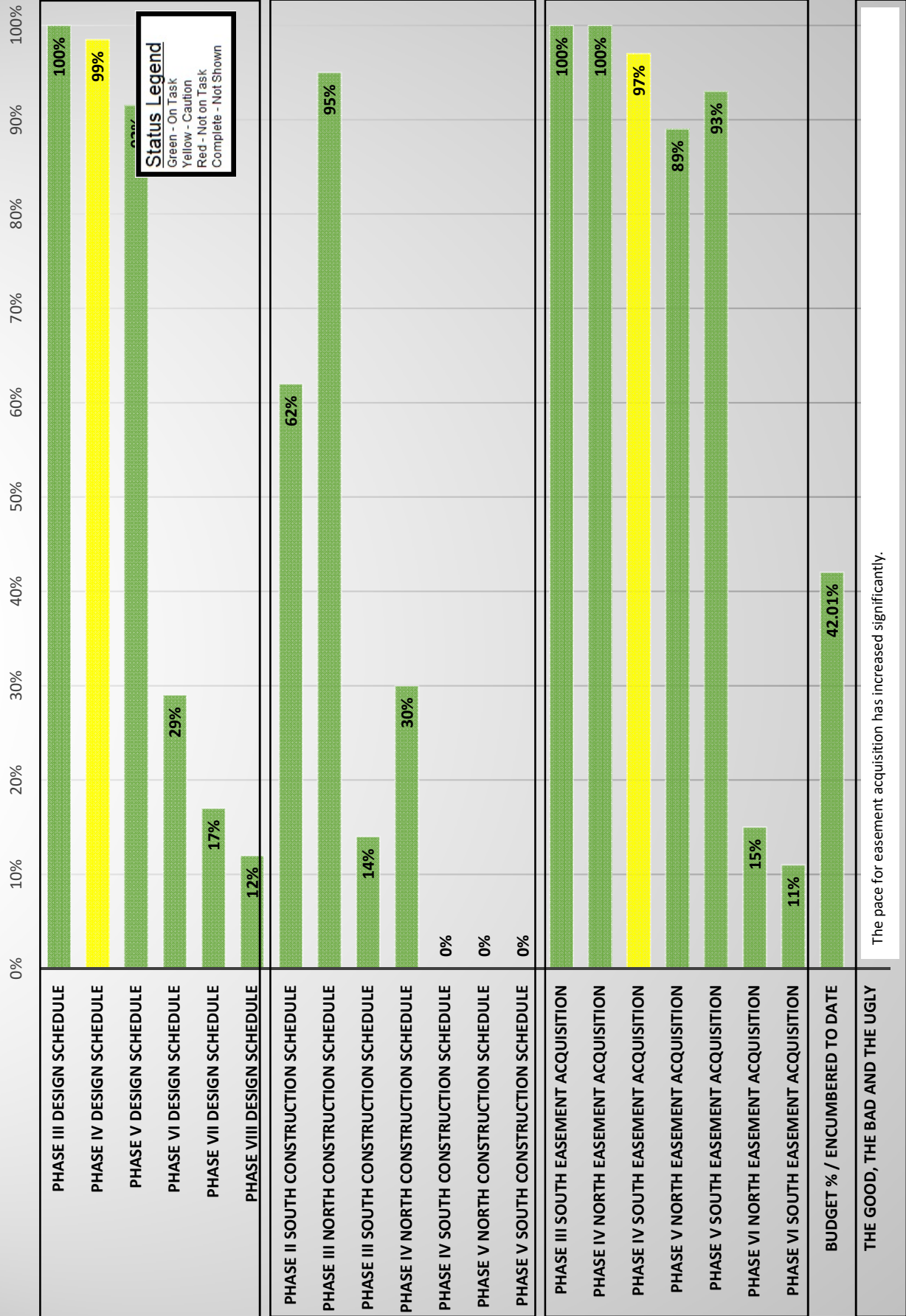
Debt Service and Related Debt Issuance Costs

	Budget	Actual	% Expended
Commercial Paper Issuance Cost		\$ 195,366	
Commercial Paper Fees		\$ 52,252	
Commercial Paper Interest		\$ 243,096	
GO Bond Closing Costs 2018		\$ 488,271	
GO Bond Closing Costs 2021	\$ 202,169	\$ 202,380	100.1%
GO Bond Debt Service	\$ 9,497,200	\$ 7,032,056	74.0%
Total Debt Service and Related Debt Issuance Costs	\$ 9,699,369	\$ 8,213,419	84.7%

Related Costs Outside of the Underground Project Budget

	Budget	Actual	% Expended
Costs paid from (307) Fund CIP			
Underground City of Lake Worth Section			
Project Design	\$ 25,231	\$ 24,430	96.8%
Project Construction	\$ 351,081	\$ 346,124	98.6%
Project Construction Engineering	\$ 11,607	\$ 12,849	110.7%
Utility Cost (FPL, Comcast, AT&T)	\$ 134,333	\$ 127,531	94.9%
Project Meeting Attendance	\$ 3,334	\$ 2,914	87.4%
Total Lake Worth Section	\$ 525,586	\$ 513,847	97.8%
Ibis Way PGD Improvements	\$ 14,583	\$ 14,583	100.0%
General Fund Costs			
Goldmacher v TPB Legal and Other Costs		\$ 183,701	
Kosberg v TPB Legal and Other Costs		\$ 606,882	
PBT Real Estate v TPB		\$ 174,561	
Gardner, Bist Bowden, Bush (Shef Wright)		\$ 24,799	
Temp Services - Easement acquisition	\$ 80,000	\$ 105,646	132.1%
Project Manager -Pay and benefits	\$ 599,707	\$ 505,631	84.3%
Telecommunications Consultant	\$ 89,000	\$ 83,210	93.5%
Peter Brandt (Contract Negotiations)	\$ 35,000	\$ 23,735	67.8%
Total Related Costs Outside of the Budget	\$ 1,343,876	\$ 2,236,595	166.4%

Town of Palm Beach - Underground Utility Project Dashboard - June 2021



TOWN OF PALM BEACH

Town Council Meeting on: July 13, 2021

Section of Agenda

Regular Agenda - Old Business

Agenda Title

Coastal Update:

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

- a. RESOLUTION NO. 077-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Fiscal Year 2022-2023 Annual Funding Application to the Florida Department of Environmental Protection Beach Erosion Control Program.
- b. Consideration of Land Donation from Audubon Society of the Everglades, Inc. for Parcel on South Ocean Boulevard for Preservation
- c. Shore Protection Board Individual Member Tasks with Town Staff

Presenter

ATTACHMENTS:

- ▣ a. Memorandum dated June 16, 2021, from H. Paul Brazil, P.E., Director of Public Works
- ▣ a. Resolution No. 077-2021
- ▣ b. Memorandum dated June 16, 2021, from H. Paul Brazil, P.E., Director of Public Works
- ▣ b. Attachment Audubon Parcel Habitats
- ▣ b. Lapham Warranty Deed
- ▣ c. Memorandum dated June 16, 2021, from H. Paul Brazil, P.E., Director of Public Works

TOWN OF PALM BEACH

Information for Town Council Meeting on: July 13, 2021

TO: Mayor and Town Council

VIA: Kirk W. Blouin, Town Manager

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

RE: Submittal of Annual Local Government Funding Request to Florida Department of Environmental Protection
Resolution No. 077-2021

DATE: June 16, 2021

STAFF RECOMMENDATION

Town staff recommends Town Council approve Resolution No. 077-2021, expressing the Town's intent to provide the necessary local funding share for the projects listed in the Florida Department of Environmental Protection (FDEP) FY 2022 - FY 2023 budget which begins on July 1, 2022.

GENERAL INFORMATION

Annually, the Town prepares a ten (10) year cost estimate for the Town's Coastal Management Program. This document is submitted to FDEP as a funding request for State cost sharing under their Beach Management Funding Assistance (BMFA) Program. The funding request document is submitted annually to FDEP in preparation for the State's fiscal year planning which starts on July 1st of the following year. The FDEP BMFA Program allows up to 50% cost sharing on the non-Federal portion of beach and dune, and nourishment projects for eligible shorelines, based on public accessibility. Through 62B-36.003, Florida Administrative Code (F.A.C.), inlet sediment bypassing and the adjacent shorelines impacted by inlets are eligible for up to 75% cost sharing through the BMFA program and do not have to provide for public access.

The percentage of participation is calculated using guidelines contained in 62B-36, F.A.C. Despite applicability to the State's Strategic Beach Management Plan, there are no guarantees that Town coastal projects will receive State funding until a grant agreement is in place. FDEP utilizes all the information contained in the local government submittals to determine a ranking of project priorities for either beach projects or inlet related projects. Only after appropriations by State Legislature for the BMFA Program are approved will FDEP know how many projects, if any, can be cost shared. Please note that this is a budget planning document and does not obligate the Town financially until we enter into a contract with FDEP for a specific project. The annual funding request is consistent with the projects initially identified within Town Council's adopted 10-Year Coastal Management Plan in 2013.

Submitted tasks within this year's Town funding request include the various physical, biological, and sea turtle nesting monitoring efforts as required by the Town's Palm Beach Island Beach Management Agreement (BMA) with FDEP, and any remaining eligible reimbursement for recent

construction of the 2020 Federal Mid-Town Beach Nourishment Project and construction of the 2021 Phipps Ocean Park Beach Nourishment Project. As a result of the last four (4) local government funding requests submitted by the Town to FDEP, the Town has received cost-share grants to reimburse all eligible State funding for monitoring and construction of both the 2015 Mid-Town and 2016 Phipps Ocean Park beach nourishment projects totaling over \$15 million.

A full copy of the Town's submittal will be available for public viewing in the Town Manager's office and in the Public Works Department. In summary, the FY 2021-2023 funding request includes:

Lake Worth Inlet Section, including Reaches 1 & 2

Non-federal cost share anticipated at 75% State and 25% Town, consistent with 62B-36.003 for inlet management activities related to mitigating a critically eroded beach along an eligible shoreline. Total task costs of \$684,000 consists of the various required monitoring efforts including physical, sea turtle nesting, biological, as well as tilling and escarpment removal. The Town will request 75% reimbursement for these tasks in the amount of more than \$500,000.

Mid-Town Section, including Reaches 3 & 4

Cost share percentage is based on existing public accessibility and the project limits, as defined in the BMA. Mid-Town is currently eligible for 40.95% State cost sharing of any non-federal cost. The Town is planning a sand search to locate and develop offshore borrow areas to support the Mid-Town and Phipps projects. The estimated cost of the two-year effort is \$1,450,000. Splitting this effort between the two projects, the Town will request 40.95% of half of the project which could result in reimbursement of nearly \$300,000. Due to recent public accessibility changes, the eligible shoreline percentage may be adjusted.

Phipps Ocean Park Section, including Reach 7

The Phipps shoreline is eligible for 39% State cost sharing of any non-federal cost. With respect to a sand search, the Town will request 39% of half of the project which could result in reimbursement of nearly \$280,000.

FUNDING/FISCAL IMPACT

As required within 62B-36.005(d), F.A.C., a Resolution is presented for consideration which states "The Town Council hereby expresses its commitment to provide the necessary local funding share for the projects requested for State FY 2022-FY 2023" (Section 3, Resolution 077-2021).

Once a contract is executed for a particular project, the Town is obligated to front the full funding for the project and then be reimbursed after the fact for the State cost share. State reimbursement payments replenish the Town's Coastal Capital Fund balance and reduce the amount of future year requests for transfers from the General Fund.

TOWN ATTORNEY REVIEW

This Resolution has been reviewed and approved by the Town Attorney for legal form and sufficiency.

cc: Shore Protection Board
Jane Le Clainche, Director of Finance
Dean Mealy, Purchasing Manager
Robert Weber, Coastal Program Manager

RESOLUTION NO. 077-2021

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE FISCAL YEAR 2022-2023 ANNUAL FUNDING APPLICATION TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION BEACH EROSION CONTROL PROGRAM.

* * * * *

WHEREAS, America's beaches provide vital economic, recreational, storm damage reduction, and environmental benefits to the Nation; and

WHEREAS, the Town Council has approved a Comprehensive Coastal Management Plan for the Town of Palm Beach; and

WHEREAS, the Town desires to pursue implementation of the Plan; and

WHEREAS, the Town is authorized to act as a local sponsor; and

WHEREAS, the Florida Department of Environmental Protection (FDEP) provides State cost sharing via its FDEP Beach Erosion Control Program; and

WHEREAS, the Town intends to provide the Local Cost Share for the projects included within the Town's Local Governmental Funding Request for State Fiscal Year 2022/2023; and

WHEREAS, the Town annually secures funds through ad valorem revenues to specifically support the feasibility, design, engineering, permitting, construction, and monitoring of projects identified within the Comprehensive Coastal Management Plan; and

WHEREAS, this Resolution shall go into effect immediately upon Town Council approval and signature authentication.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, as follows:

Section 1. The foregoing recitals are hereby ratified and confirmed.

Section 2. The FY 2022/2023 funding request of state cost-sharing for the Town's Comprehensive Coastal Management Plan is hereby approved for application submittal to the Florida Department of Environmental Protection.

Section 3. The Town Council hereby expresses its commitment to provide the necessary local funding share for the project requested for FY 2022/2023 subject to the Town and FDEP entering into a contract relating to said projects.

Section 4. The Town Manager, or his designee, is hereby authorized to take such further actions as may be necessary to submit a completed application to FDEP for cost-sharing for the Town's Comprehensive Coastal Management Plan.

PASSED AND ADOPTED in a regular adjourned session of Town Council of the Town of Palm Beach this 13th day of July 2021.

Danielle H. Moore, Mayor

ATTEST:

Queenester Nieves, CMC, Town Clerk

TOWN OF PALM BEACH

Information for Town Council Meeting on: July 13, 2021

TO: Mayor and Town Council

VIA: Kirk W. Blouin, Town Manager

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

RE: Consider Land Donation from Audubon Everglades, Inc. for Parcel on South Ocean Boulevard for Preservation

DATE: June 16, 2021

STAFF RECOMMENDATION

Town staff recommends that Town Council accept the donation from Audubon Everglades, Inc., the local chapter of Audubon Society, Inc. based in West Palm Beach, of a parcel on South Ocean Boulevard for the purpose of preservation and conservation.

GENERAL INFORMATION

Approximately 1,000 feet south of Southern Boulevard, and between 1220 and 1255 South Ocean Boulevard, there is a four (4) acre parcel of land along the Lake Worth Lagoon on the west side of South Ocean Boulevard that is owned and managed by Audubon Everglades. This property, referred to as the Lapham property, was donated to Audubon Everglades in 1985. Over the years, Audubon has been responsible to manage the site for conservation. Audubon is looking for an entity to assume control and management of the property.

According to Palm Beach County Environmental Resources Management, the site contains 1.77 acres of mangroves and 0.62 acres of upland area that is remnant tropical hammock. However, exotic/invasive vegetation is currently impacting over 30% of the site. Removing the exotic vegetation and restoring the natural habitats could be used as mitigation for a future Town Project that impacts wetlands, such as a future shoreline resiliency project.

An additional benefit of the Town of Palm Beach assuming control of this site as an environmental sanctuary and would eliminate the possibility of another entity from taking control of this site with ambitions beyond preservation and conservation.

FUNDING/FISCAL IMPACT

There will be long-term maintenance cost associated with owning this property. Staff will seek grants for invasive removal to offset these costs.

TOWN ATTORNEY REVIEW

Should Town Council direct Town staff to move forward with accepting this donation, a deed transfer will be developed with assistance from the Town Attorney's office and provided to Town Council for approval at a future meeting.

Attachments

cc: Jane Le Clainche, Director of Finance
Patricia Strayer, P.E., Town Engineer
Robert Weber, Coastal Program Manager

1220 SOUTH OCEAN BLVD.

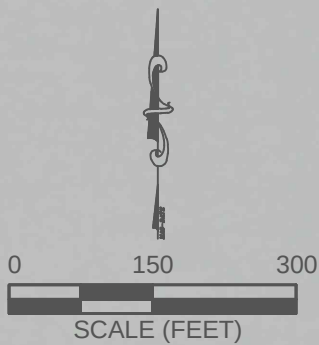
5410

6120/
4220

4260/
4220

EXISTING LAND USE

FLUCCS ID	FLUCCS (LEVEL III)	ACREAGE	%
6120/ 4220	 MANGROVE SWAMP/ EXOTICS	1.77 AC	47.74%
4260/ 4220	 TROPICAL HARDWOOD HAMMOCK/EXOTICS	0.62 AC	16.9%
5410	 WATER	1.34 AC	35.8%
TOTAL ACREAGE		3.78 AC	100%



H: \AutobonParcel\autobondparcelsurvey.dwg

Project:
LAPHAM PARCEL
ENVIRONMENTAL RESTORATION &
PUBLIC USE FACILITIES

EXISTING LAND USE

SEAL

No.:	Revision:	By:	Date:
Scale: AS NOTED			
Drawn: JA			
Checked: 01/28/2016			
Field Book No:			



PALM BEACH COUNTY
DEPARTMENT OF
ENVIRONMENTAL RESOURCES MANAGEMENT
2300 NORTH JOG ROAD, 4th FLOOR
WEST PALM BEACH, FLORIDA 33411
(561) 233-2400

WARRANTY DEED

P.O. Box 6762
W. PALM BEACH, FL
33405

86 049003

1986 FEB 27 PM 2:47

100
960
50

This Indenture, made this 31 day of October 1985, between NATIONAL AUDUBON SOCIETY, INC., a not for profit corporation incorporated under the laws of the State of New York, the post office address of which is 950 Third Avenue, New York, New York 10022 in the County of New York, State of New York, grantor and AUDUBON SOCIETY OF THE EVERGLADES, INC., a not for profit corporation incorporated under the laws of the State of Florida, the post office address of which is P.O. Box 6762, West Palm Beach, Florida 33405, in the County of Palm Beach, State of Florida, grantee.

Witnesseth, That said grantor, for and in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration to said grantor in hand paid by said grantee, the receipt whereof is hereby acknowledged, has granted, bargained and sold to said grantee, its successors and assigns forever, the following described land, situate, lying and being in Palm Beach County, Florida, to wit:

PARCEL 1: BEING that part of the South 300 feet of the North 649 feet of Government Lot 1 in Section 2, Township 44 South, Range 43 East lying between the waters of Lake Worth and the center line of Ocean Boulevard, TOGETHER WITH and SUBJECT to the right of way of Ocean Boulevard.

PARCEL 2: All land owned by the Grantor lying between the westerly extension of the North and South lines of the property described in Parcel 1 above, TOGETHER WITH the appurtenances and all riparian and littoral rights, title and interest of the Grantor thereunto belonging.

SUBJECT TO: Reservations, easements, restrictions of record, zoning ordinances and taxes subsequent to the year 1985.

In the event that grantee sells or otherwise transfers the premises hereby conveyed, or any portion thereof, at any time, it is understood that the proceeds of any sale, after the payment of the reasonable expenses thereof, shall be divided 60% to the grantee and 40% to the grantor.

The Grantor intends by this deed to convey all property acquired by it in that certain deed dated December 24, 1981, from ANTHONY A. LAPHAM and BURKS BINGHAM LAPHAM, his wife, which deed is filed in Official Record Book 3649, page 894, in the Office of the Clerk of the Circuit Court in and for Palm Beach County, Florida.

And said grantor does hereby fully warrant the title to said land, and will defend the same against the lawful claims of all persons whomsoever.

Documentary Tax Pd.
Intangible Tax Pd.
Clerk, Palm Beach County, Florida

In Witness Whereof, Grantor has executed this deed on the day and year first above written.

Signed, sealed and delivered in our presence:

NATIONAL AUDUBON SOCIETY, INC.

Mary Jay Britton
Kathleen Z. Jerny

By: Peter A. Berle (Seal)
Peter A. Berle
President

84804 P0157

STATE OF NEW YORK

COUNTY OF NEW YORK

I HEREBY CERTIFY that on this day before me, an officer duly qualified to take acknowledgments, personally appeared Peter A. Berle to me known to be the person described in and who executed the foregoing instrument as President of the National Audubon Society, Inc., and acknowledged before me that he executed the same as such officer in the name of and on behalf of said corporation.

WITNESS my hand and official seal in the County and State last aforesaid this 31 day of October 1985.

My commission expires:

Barbara Wightman
Notary Public

BARBARA WIGHTMAN
Notary Public, State of New York
No. 31-4751256
Qualified in New York County
Commission Expires March 30, 1992

This instrument was prepared by:

National Audubon Society, Inc.
950 Third Avenue
New York, New York 10022

RECORD VERIFIED
PALM BEACH COUNTY, FLA
JOHN B. DUNKLE
CLERK CIRCUIT COURT

TOWN OF PALM BEACH

Information for Town Council Meeting on: July 13, 2021

TO: Mayor and Town Council

VIA: Kirk W. Blouin, Town Manager

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

RE: Shore Protection Board Individual Member Tasks with Town Staff

DATE: June 16, 2021

STAFF RECOMMENDATION

Town staff requests that Town Council provide any direction deemed necessary. Staff is concerned about moving forward with individual Shore Protection Board (SPB) members on these topics without Town Council concurrence.

GENERAL INFORMATION

During the February 11, 2021 SPB Workshop, goals and objectives were discussed for the 2021 calendar year. Specific action items were identified for individual members. The specific topics to provide and SPB member lead are listed below:

- Communication: Melissa Cerialle and Warren Belmar
- Coastal Resiliency: Reuben Johnson and James Gavigan
- Groins and Seawalls: Vladimir Rapoport
- Easements for Cost-Sharing: Warren Belmar and Reuben Johnson
- Public Access for State and Federal Funding: Reuben Johnson
- Inlet: Kane Baker

Since the SPB does not meet again until October or November, SPB Members have requested to meet with Town staff to work individually on each of the above topics during the summer.

During Town Council's Comprehensive Review of Town Operations in 2018, the Town looked to reduce expenses without reducing Town services. During review of all boards and commissions, it was determined that the number of SPB meetings be reduced to minimize Town staff resources. Holding individual meetings with SPB members may be inconsistent with previous Town Council guidance. Further, Town staff is concerned about moving forward with individual SPB members on these topics without Town Council concurrence. Staff is seeking Town Council's direction on how to move forward on the above individual tasks.

cc: Shore Protection Board
Patricia Strayer, P.E., Town Engineer
Robert Weber, Coastal Program Manager
TCM Backup 07-13-21

TOWN OF PALM BEACH

Town Council Meeting on: July 13, 2021

Section of Agenda

Regular Agenda - Old Business

Agenda Title

Town Marina Project

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

a. RESOLUTION NO. 078-2021 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Change Order to Murray Logan Construction Inc. in the Amount of \$107,445 Associated to Lake Drive Park Improvements and a Change Order to Burkhardt Construction Inc. in the Amount of \$267,205 Associated to Phase 4 South Lake Drive Improvements.

Presenter

ATTACHMENTS:

- ▣ **Memorandum Dated June 30, 2021 From Dean Mealy, Purchasing Manager**
- ▣ **Resolution No. 078-2021**
- ▣ **Phase 4 South - Change Order and Town Marina Cost Share**

TOWN OF PALM BEACH

Information for Town Council Meeting on: July 13, 2021

TO: Mayor and Town Council

VIA: Kirk W. Blouin, Town Manager

VIA: Jane Le Clainche, CPA Finance Director

VIA: H. Paul Brazil, P.E., Public Works Director

FROM: Dean Mealy, II CPPO Town Purchasing Manager

RE: Resolution to Approve a Change Order to Murray Logan Construction Inc. in the Amount of \$107,445 Associated to Lake Drive Park Improvements and a Change Order to Burkhardt Construction Inc. in the Amount of \$267,205 Associated to Phase 4 South Lake Drive Improvements, **Resolution No. 078-2021**

DATE: June 30, 2021

STAFF RECOMMENDATION

Town staff recommends that Town Council approve a change order to Murray Logan Construction Inc. in the amount of \$107,445 associated to Lake Drive Park Improvements Purchase Order No. 200662 and a change order to Burkhardt Construction Inc. in the amount of \$268,205 associated to Phase 4 South Lake Drive Improvements Purchase Order No. 210691.

GENERAL INFORMATION

Town staff and the consultants (W.F. Baird & Associates and Chen Moore) have identified improvements required along S. Lake Drive following the submittal and award of the Nievera Williams landscape plans of Lake Drive Park. The improvements are a redistribution of identified work as well as additions to the Lake Drive Park, Town Marina Project and Phase 4 South S. Lake Drive Stormwater / Watermain Improvements purchase orders previously issued for construction. The cost share improvements include additional stormwater drainage upgrades, new curbing, new sidewalk, and new crosswalks at Australian, Brazilian and Chilean, mill/resurfacing of S. Lake Drive from Royal Palm Way to Worth Ave and small watermain adjustments. The breakdown of the cost share in depth includes:

Lake Drive Park - (\$74,420)

- New Type "F" curb and gutter along the west side of S. Lake Drive from Royal Palm Way to Worth Ave.
- New Type "D" curb at landscape islands along parking area at Australian on east side of S. Lake Dr.
- New sidewalk connections and cross walks and ADA mats to the Town Marina at the intersections of Australian, Brazilian.
- Pavement milling and resurfacing along the west side of S. Lake Drive from Royal Palm

Way to Worth Ave.

Town Marina- (\$33,025)

- Pavement milling and resurfacing at the entrance to the Town Marina intersections of Australian and Brazilian.

Pavement Management Capital Improvements- (\$256,995)

- New curb and gutter along the east side of S. Lake Drive from Royal Palm Way to Worth Ave.
- New driveways along the east side of S. Lake Drive from Royal Palm Way to Worth Ave.
- Modifications to the stormwater drainage network and structures at Australian and Brazilian with the addition of landscape bump outs and crosswalk improvements
- Pavement milling and resurfacing along the west side S. Lake Drive from Royal Palm Way to Worth Ave between the intersections of Australian, Brazilian and Chilean.

Watermain Improvements- (\$10,210)

- Valve box adjustments along S. Lake Drive due to mill and resurfacing.

FUNDING/FISCAL IMPACT

Improvements associated to Lake Drive Park Improvements will be funded from the 307 paving management account. Improvements associated to Marina parking lot milling and resurfacing at the entrance to the intersections of Australian, Brazilian and Chilean will be funded from the 401 account.

Improvements associated to the Phase 4 South Watermain Improvements will be associated to the Capital Improvement Budget.

The account number for the Pavement Management Component is:

PA# csr0015.030.0000.0000

GL# 307.50.611.541.60.63.08

Some costs will be offset by deductions to existing purchase orders for redistribution of work.

PUBLIC WORKS REVIEW

This item has been reviewed by the Public Works and approved as recommended.

TOWN ATTORNEY REVIEW

This format has been utilized by the Town in previous recommendations and was approved by the Town Attorney.

cc: Paul Brazil, P.E. Public Works Director
Patricia Strayer, P.E., Town Engineer
Jason Debrincat P.E., Senior Project Engineer

RESOLUTION NO. 078-2021

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF
PALM BEACH, PALM BEACH COUNTY, FLORIDA,
APPROVING A CHANGE ORDER TO MURRAY LOGAN
CONSTRUCTION INC. IN THE AMOUNT OF \$107,445
ASSOCIATED TO LAKE DRIVE PARK IMPROVEMENTS AND
A CHANGE ORDER TO BURKHARDT CONSTRUCTION INC.
IN THE AMOUNT OF \$267,205 ASSOCIATED TO PHASE 4
SOUTH LAKE DRIVE IMPROVEMENTS**

NOW, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF PALM BEACH,
PALM BEACH COUNTY, FLORIDA, as follows:

Section 1. The Town Council of the Town of Palm Beach hereby approves Resolution No. 078-2021 approving a change order to Murray Logan Construction Inc. in the amount of \$107,445 associated to Lake Drive Park Improvements Purchase Order No. 200662 and a change order to Burkhardt Construction Inc. in the amount of \$268,205 associated to Phase 4 South Lake Drive Improvements Purchase Order No. 210691.

Section 2. The Town Manager is hereby authorized to execute this purchase order on behalf of the Town of Palm Beach for these improvements.

PASSED AND ADOPTED in a regular, adjourned session of the Town Council of the Town of Palm Beach assembled this 13th day of July, 2021.

Danielle H. Moore, Mayor

ATTEST:

Queenester Nieves, CMC, Town Clerk

Project: Townwide Overhead Utility Undergrounding - Phase 4 - South South Lake Drive Storm Drainage Improvements
Change Order #2



Direct Construction Costs:	\$ 322,000.00
General Conditions	\$ 20,000.00
Project Management	\$ 17,000.00
Profit	\$ 15,650.00
South Lake Drive Storm Drainage Improvements	\$ 374,650.00

LEGEND FOR ABBREVIATIONS	
EA - Each	SF - Square Foot
E/D - Each Day	SY - Square Yard
DAY - Daily	TCY - Truck Cubic Yard
LS - Lump Sum	ALL - Allowance
ROL - Rolls	NIC - Not in Contract
LF - Lineal Foot	

Lake Dr Park Account	\$74,420
Pavement Management	\$256,995
Marina Account	\$33,025
Watermain Account	\$10,210
	\$374,650

Town of Palm Beach

Townwide Overhead Utility Undergrounding - Phase 4 - South - S. Lake Drive Storm Drainage Improvements Change Order #2; Revised 6/3/2021

Prepared by Burkhardt Construction, Inc.

Item Description	Quantity		U/M	Unit Price	Amount	Subtotal	Lake Dr Park		Pavement Management
	6/3/2021	5/28/2021					West side of Road	East side of Road	
S. LAKE DR									
Maintenance of Traffic	1	1	LS	\$5,000.00	\$ 5,000.00	5000	5000	0	0
NPDES Set Up / Reporting / And Maintenance	1	1	LS	\$1,500.00	\$ 1,500.00	1500	1500	0	0
Sawcut Pavement for Curb	300	1400	LF	\$2.60	\$ 3,640.00	3640	3640	780	2860
Remove & Dispose Of Existing Pavement	230	480	SY	\$15.60	\$ 7,488.00	7488	7488	3588	3900
Remove & Dispose Of Existing Curb	165	1265	LF	\$6.50	\$ 8,222.50	8222.5	1072.5	7150	7150
Remove & Replace Existing Tree	1	1	EA	\$3,120.00	\$ 3,120.00	3120	3120	0	0
Excavate / Grade for Curb & Sidewalk	150	225	CY	\$19.50	\$ 4,387.50	4387.5	2925	1463	1463
12" Compacted Subgrade	200	450	SY	\$1.95	\$ 877.50	877.5	390	488	488
Furnish & Install "F" Curb / Valley Gutter / Safety curb	370	1470	LF	\$39.00	\$ 57,330.00	57330	14430	42900	42900
Furnish & Install 4" Concrete Sidewalk	650	650	SF	\$6.83	\$ 4,439.50	4439.5	4439.5	0	0
Demolish exis/Grade/Compact/Furnish & Install 6" Concrete Driveways (Allowance)	0	1000	SF	\$17.00	\$ 17,000.00	17000	0	17000	17000
ADA Mats	5	5	EA	\$975.00	\$ 4,875.00	4875	4875	0	0
Flowable Fill at edge of pavement	10	30	CY	\$325.00	\$ 9,750.00	9750	3250	6500	6500
Fine Grade / Dress Site	1	1	LS	\$8,500.00	\$ 8,500.00	8500	3500	5000	5000
Furnish & Install Ground Swell Trench Drain	2	2	EA	\$4,000.00	\$ 8,000.00	8000	8000	0	0
General Conditions, Project Management, Profit						17550	17550	0	0
						\$161,680	\$74,420	\$87,260	

Item Description	Quantity		U/M	Unit Price	Amount	Subtotal	Lake Dr Park		Pavement Management
	6/3/2021	5/28/2021					West side of Road	East side of Road	
BRAZILIAN AVE INTERSECTION									
Type C Curb Inlet	5	5	EA	\$5,792.00	\$ 28,960.00	28960			28960
Connect to Existing Storm Manhole	2	2	EA	\$3,618.00	\$ 7,236.00	7236			7236
Connect to Existing Storm Drain Line 12" to 18"	4	4	EA	\$3,618.00	\$ 14,472.00	14472			14472
Connect to Existing 60" RCP w/ Collar	1	1	EA	\$3,718.00	\$ 3,718.00	3718			3718
15" PVC Pipe	84	84	LF	\$189.00	\$ 15,876.00	15876			15876
Convert Existing Inlet Top to Manhole Top	1	1	EA	\$3,878.00	\$ 3,878.00	3878			3878
Asphalt & Base Removal & Replacement	75	75	SY	\$200.00	\$ 15,000.00	15000			15000
AUSTRALIAN AVE INTERSECTION									

Type C Curb Inlet	2	2 EA	\$5,792.00	\$	11,584.00	11584	11584
Connect to Existing Storm Drain Line 12" to 18"	2	2 EA	\$3,618.00	\$	7,236.00	7236	7236
15" PVC Pipe	20	20 LF	\$260.00	\$	5,200.00	5200	5200
Asphalt & Base Removal & Replacement	30	30 SY	\$200.00	\$	6,000.00	6000	6000
General Conditions, Project Management, Profit						17550	17550
						\$136,710	\$136,710
PAVING							
Mill & Resurface Existing Asphalt	3000	3,000 SY	\$14.00	\$	42,000.00	42000	21000
Temp. & Perm. Line Striping	1	1 LS	\$6,500.00	\$	6,500.00	6500	3250
General Conditions, Project Management, Profit						17550	8775
						\$66,050	\$33,025
							\$256,995
Watermain							
Adjust Existing Water Value Box To Grade		10 EA	\$1,021.00	\$	10,210.00		\$10,210
							\$10,210
							\$10,210

TOWN OF PALM BEACH

Town Council Meeting on: July 13, 2021

Section of Agenda

Regular Agenda - Old Business

Agenda Title

COVID-19 Update

Kirk W. Blouin, Town Manager

- a. Clarification of Voting Protocol for ARCOM, LPC, Code Enforcement and Retirement Board of Trustees During Hybrid Meetings
- b. Discussion on Virtual Participation in Meetings (Presenters and Members of Public)

Presenter

ATTACHMENTS:

No Attachments Available

TOWN OF PALM BEACH

Town Council Meeting on: July 13, 2021

Section of Agenda

Regular Agenda - Old Business

Agenda Title

Update on ADA Access Associated with the Proposed Addition of Stairs on the South Side of Memorial Fountain

Presenter

Jay Boodheshwar, Deputy Town Manager

ATTACHMENTS:

- ▢ **Memorandum Dated July 5, 2021, from Jay Boodheshwar, Deputy Town Manager**
- ▢ **Memorandum Dated May 27, 2021, from Wayne Bergman, Director of Planning, Zoning and Building**
- ▢ **Letter Dated April 16, 2021, from Dr. Timothy Parson, Director of Historical Resources and Preservation for the State of Florida, Granting Approval of Stairs**

TOWN OF PALM BEACH

Information for Special Town Council Meeting on: July 13, 2021

To: Mayor and Town Council

Via: Kirk Blouin, Town Manager

From: Jay Boodheshwar, Deputy Town Manager

Re: Update on ADA Access Associated with the Proposed Addition of Stairs on the South Side of Memorial Fountain

Date: July 5, 2021

STAFF RECOMMENDATION

Staff recommends Town Council review the information below and attached, and provide direction to staff, relative to addressing ADA access associated with the proposed addition of stairs on the south side of the Mizner Memorial Fountain in Memorial Park.

GENERAL INFORMATION

At the May 11, 2021, Town Council meeting, staff provided a report on the history of previous approvals by LPC and Town Council for the proposed addition of stairs to the south side of Memorial Fountain. At this meeting, staff also presented a letter dated April 16, 2021, from Dr. Timothy Parson, Director of Historical Resources and Preservation for the State of Florida, which confirmed that the State did not object to the addition of the proposed stairs.

After a lengthy discussion at the May 11 meeting, Council decided to table its decision to move forward with the project until the October 12, 2021, Town Council meeting, to ensure more public participation and input on the merits of the project. Council also requested staff research ADA accommodations that may be required if the stairs are added and return to Council when ready to present its findings.

As indicated in the attached memorandum dated May 27, 2021, from Wayne Bergman, Director of Planning, Zoning and Building, after reviewing the Florida Building Code he is of the opinion that the Town would need to provide ADA accommodations to the Fountain if new stairs are added to its south side. He suggests in his memo that a platform lift could be easily added and is the least impactful solution for the site. The Centennial Commission has been advised of Mr. Bergman's findings and is supportive of the platform lift solution, which it has committed to fund.

If Council chooses to move forward in evaluating the merits of the proposed project, the following will need to occur in the months ahead.

1. Town Council approval to move forward with the project and seek LPC approval. (LPC must grant a new COA approval, as COA #045-2018 expired on November 13, 2019.)

2. Town Council must grant an extension of Z-18-00144, Site Plan with Special Exception, which expires on November 13, 2021.
3. If Council agrees with moving forward with a new COA approval and extension of Z-18-00144, SMI Architecture would complete a biddable set of plans so the Town could secure proposals for the work, which would not occur until the summer of 2022. Staff will also facilitate the necessary approvals at LPC and future Town Council meetings.

FUNDING/FISCAL IMPACT

The Centennial Commission previously committed to funding the design and construction of the new stairs. The Commission has also committed to funding all costs associated with meeting ADA requirements related to the addition of the stairs.

Attachments

cc: Paul Brazil, Director of Public Works
Wayne Bergman, Director of Planning, Zoning and Building
Centennial Commission

TOWN OF PALM BEACH

To: Jay Boodheshwar, Deputy Town Manager

From: Wayne Bergman, Director of Planning, Zoning & Building

Re: Mizner Fountain Stairs & Accessibility

Date: May 27, 2021

The Mizner Fountain is a Place of Public Accommodation, as it is a facility within a public park and a space for recreation. The Florida Accessibility Code for Building Construction, 2012 Edition (as found in the 2020 Florida Building Code, 7th Edition) is the code for accessibility to places of public accommodation and applies to local government facilities.

The concern with the proposed stairs is vertical accessibility. Accessibility is required for the Mizner Fountain Stairs renovation and this requirement is found in Section 201.1.1. The stairs renovation does not meet one of the seven exceptions found in this section. The renovation does not meet the numerous exceptions found in Section 203, General Exceptions. The addition of vertical accessibility (ramp or platform lift) does not appear to be technically infeasible to construct (Section 202.3). The addition of vertical accessibility (ramp or platform lift) does not appear to be structurally impractical to build (Section 203.15). The addition of vertical accessibility does not meet the threshold criteria of a disproportionate cost of the renovation, found in Section 202.4.1. The addition of vertical accessibility is further required by Section 206.2.3.1.

The upper level of the fountain is the level of renovation, as modifications will be made to the masonry railing system and to the masonry structure to support and accommodate the new stairs.

Alterations to qualified historic buildings (Section 202.5) allows local governments to seek exceptions from the State Historic Preservation Officer (SHPO) if the matter involves an accessible route, an entrance [into a building] or toilet facilities. However, there is nothing regarding an exception from SHPO for vertical accessibility. And the Deputy Director of SHPO, Alissa Slade Lotane, mentioned the need for this project to provide physical ADA access during the recent Zoom meeting with SHPO.

To be fully compliant, the plan should include a platform lift, of some type, as permitted by Section 410, to allow handicapped users to access the upper level of the fountain. These lifts can easily be operated and are unattended, only used when required. The installation of a platform lift requires a much smaller area of land than the installation of a handicapped ramp, with landings.

April 16, 2021

Mr. Jay Boodheshwar
Deputy Town Manager
Town of Palm Beach
360 S. County Road
Palm Beach, FL 33480

Dear Mr. Boodheshwar,

This letter is in response to a stakeholders meeting held virtually on April 5, 2021, renewing the Town of Palm Beach's request to add a grand staircase on the back side of the 1929 Memorial Fountain Park, a National Register listed property designed by famed local architect Addison Mizner. The request to the Florida Division of Historical Resources (DHR) is based on two active restrictive covenants which were signed because of state grants from DHR to the Town of Palm Beach. The covenants expire in 2024 and 2025, respectively.

Previous letters from our office to the Town of Palm Beach dated April 3, 2014 and May 2, 2019, denied the town's requests to install the stairs. This denial was based on the removal of original, historic balustrade required for installation of the new stairs. This was considered to be an adverse effect to this National Register listed resource and inconsistent with the Secretary of the Interior's Standards for Preservation.

While it is preferable to keep the original, historic fabric and the Mizner design intact, further discussions with the stakeholders have stressed the importance of connectivity to the adjacent park, as well as the safety for park users. It was also conveyed during our April 5 meeting that when the park was completed in 1929, there was a roadway behind the fountain that would not have allowed Addison Mizner to connect the fountain to the now adjacent green space.

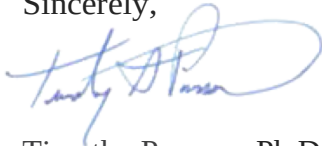
Mr. Boodheshwar
Page 2

Upon further consultation with the stakeholders, our office will no longer oppose the addition of new stairs on the back side of the fountain or pursue recapture of grant funds based on this specific action subject to the restrictive covenants. To mitigate this action, we do request that the removed balustrade be preserved and/or reused in some way by the city, either as an educational tool or a decorative element elsewhere in the city.

Please note that our office does not consider this project to be an exception under 36 CFR 36.405 *Alterations: Historic Preservation*. Since this modification involves creating a new path of travel to a public space, construction of the new non-accessible stairs may be subject to ADA regulations under 28 CFR 36.403 *Alterations: Path of Travel* and may be reviewed by the local code official. Our office encourages the city to consider safety and accessibility to the fountain level of the park for all citizens.

If you have questions or need clarification, please contact me at 850.245.6306 or Timothy.Parsons@dos.myflorida.com.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Timothy Parsons', with a large, stylized loop at the end.

Timothy Parsons, Ph.D.
Director, Division of Historical Resources &
State Historic Preservation Officer

TP/asl

TOWN OF PALM BEACH

Town Council Meeting on: July 13, 2021

Section of Agenda

Regular Agenda - New Business

Agenda Title

Discussion and Consideration of Creating a Building Safety Inspection Program

Presenter

Wayne Bergman, Director of Planning, Zoning & Building

ATTACHMENTS:

- ▣ **Memorandum Dated June 29, 2021, from Wayne Bergman, Director of Planning, Zoning and Building**
- ▣ **Building Safety Inspection Program - 40/10 year Recertification - Status**

TOWN OF PALM BEACH

Information for Town Council Meeting on: July 13, 2021

To: Mayor and Town Council

Via: Kirk Blouin, Town Manager

From: Wayne Bergman, Director of Planning, Zoning & Building

Re: Building Safety Inspection Program – 40 / 10 Year Recertification - Status

Date: June 29, 2021

GENERAL INFORMATION

Based upon the recent building collapse in Surfside, FL, staff has received a number of contacts regarding how mid and high-rise buildings in the Town are inspected for safety and how often the safety inspections are conducted. The answer is that the Town and Palm Beach County do not currently have a building safety inspection program like those programs found in Broward and Miami-Dade Counties.

For your discussion and consideration - should the Town enact a program to mandate periodic safety inspections of buildings, or should we wait for the County or State to create the program that could be implemented locally.

The Broward and Miami-Dade County programs are similar, and each require structural and electrical inspections when the age of a building hits 40 years, then the same inspections are carried out every 10 years. The inspections are performed by State-licensed engineers or architects and submitted on forms provided by the Counties. Structural and electrical deficiencies are identified, and the building owners must make the corrections.

As a status report, the TMO, PZB, Fire, Police and Public Works have been coordinating to create and send out letters to all of the mid and high-rise condominium building owners and associations to strongly suggest that the building owners evaluate their buildings now by hiring engineers or architects, and begin making any repairs recommended by the professionals. This letter was mailed and email-blasted out to property owners on June 29th through July 2nd.

On a concurrent track, the Florida League of Cities set up a virtual meeting with the 40 building officials in Palm Beach County to brainstorm on possible solutions that could be achieved through local or County legislation to create building safety inspection program(s).

Staff also prepared a simple outline listing the basic steps the Town could follow in the acceptance of either and County or State program, or to create its own program.

Attached are copies of the Broward County Building Safety Inspection Program, the letter sent out by staff to the mid and high-rise condominium building owners and associations, the simple outline of tasks to implement the program, and the email received from the Florida League of Cities.



BROWARD COUNTY BUILDING SAFETY INSPECTION PROGRAM

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BROWARD COUNTY BUILDING SAFETY INSPECTION PROGRAM YEARLY SCHEDULE

- JUNE (*Preceding the specified calendar year*)
Board of Rules and Appeals obtains building data from Property Appraisers Office and forwards it to each city.
- JUNE – AUGUST
Building Officials must notify property owners whose buildings are subject to the Safety Inspection Program for the specified calendar year.
- SEPTEMBER – OCTOBER – NOVEMBER (*No later than*)
90 day period for property owners to return structural and electrical check list to the City/County
- DECEMBER through MAY (*No later than*)
180 day period of time for those buildings requiring structural or electrical repairs to complete the work.

BROWARD COUNTY BUILDING SAFETY INSPECTION PROGRAM PROGRAM SUMMARY

The 40 year and older Broward County Building Safety Inspection Program was created in 2005 and has become effective throughout Broward County in January 2006. Modeled after Miami-Dade County's program, which was established in the mid 1970s, Broward's program calls for structural and electrical safety inspections for buildings 40 years old or older and every ten years thereafter. One and two family dwellings, U.S Government, State of Florida buildings, schools under the jurisdiction of the B.C. School Board, and buildings built on Indian Reservations are exempt from this program. Miami-Dade County's effort exempts other buildings under 2,000 square feet while the Broward County program excludes all buildings under 3,500 square feet. Both Counties have had instances of structural building failures. By having such a program in effect both counties are minimizing the possibilities of future building failure and will be better prepared for hurricane winds.

Enclosed are checklists and guidelines for buildings to be inspected for structural integrity and electrical safety. State licensed architects and engineers will be hired by private building owners to do the safety inspection. The local government has the authority to establish a fee to review the Safety Inspection Reports. The Building Department will review the reports submitted to verify that if the inspecting agency has deemed the structural and electrical systems as safe. If any deficiency is noted, the building department shall follow the guidelines of Policy #05-05 (copy attached).

Each June (preceding the specified calendar year) a list of buildings meeting the program requirements are provided to Building Officials from a database that the Board of Rules and Appeals obtains from the County Property Appraiser's Office. The program is then to be administrated by the City Building Department or the County Building Department and a notification letter is sent. (Please see Page 5.83)

The owner of a building or structure shall then furnish within 90 days the required Safety Inspection forms to the Building Official prepared by an engineer or architect. In the event that repairs are necessary, the owner has 180 days from the date of the building inspection report in which to correct the structural and electrical deficiencies that pose an immediate threat to life safety. Repairs that are incidental and non-life threatening can be completed at a later date.

chanical and plumbing inspections. During periods of emergency or disaster as declared by the Governor, inspections performed via electronic or photographic media can be acceptable, on a case by case basis as determined by the Building Official.

110.14.5 Reroofing Inspections. During the emergency or disaster period, as declared by the Governor, the Building Official may at his or her option allow an Architect or an Engineer, or their duly authorized representative to perform required reroofing inspections. The Architect or Engineer shall submit sealed inspection reports to the Building Official. During periods of emergency or disaster as declared by the Governor, inspections performed via electronic or photographic media can be acceptable, on a case by case base as determined by the Building Official.

110.14.6 Damage assessments. When conducting emergency damage assessments, the Building Official shall complete the Broward County Emergency Management Division Unsafe Structures Reporting Form. The reports can be faxed, emailed, or if necessary, telephoned in to the numbers prescribed on the form within forty-eight (48) hours of a building being posted as unsafe and a secondary report shall be submitted when the building is deemed safe, also within forty-eight (48) hours. The reporting form will be approved by both the Emergency Management Division and BORA.

110.14.7 The protocol for Sections 110.14.1 through 110.14.6 applies during a state of emergency or disaster as declared by the Governor of the State of Florida.

110.14.8 Inspections and records of inspections required by Section 110.3 and as set forth in Sections 110.6, 110.9, and 110.14.2 through 110.14.4 can be acceptable, on a case by case base as determined by the Building Official.

110.14.9 Suspension of Certification Requirements. See Section 113.11.7.

110.15 Building Safety Inspection Program. BORA has established a building safety inspection program for buildings and structures that have been in existence for a period of 40 years or longer. BORA by written policy shall establish the guidelines and criteria which will be the minimum requirements for the Building Safety Inspection Program. The Building Official shall enforce

the building safety inspection Program. U. S. Government buildings, State of Florida buildings, buildings built on Indian Reservations, Schools buildings under the jurisdiction of the Broward County School Board, One- and Two-Family Dwellings, and minor structures defined as buildings or structures in any occupancy group having a gross floor area less than three thousand five hundred (3,500) square feet; are exempt from this program.

In order to implement the new Building Safety Inspection Program in an orderly manner to clear a backlog of buildings needing inspection, implementation shall proceed as follows:

1. 40 year or older buildings of eleven thousand (11,000) square feet or more - compliance in calendar year 2006.
2. 40 year or older buildings seven thousand (7,000) square feet or more - compliance no later than calendar year 2007.
3. 40 year or older building five thousand five hundred (5,500) square feet or more - compliance no later than calendar year 2008.
4. 40 year or older buildings four thousand six hundred fifty (4,650) square feet or more - compliance no later than calendar year 2009.
5. 40 year or older buildings three thousand eight hundred (3,800) square feet or more - compliance no later than calendar year 2010.
6. 40 year or older buildings three thousand five hundred (3,500) square feet or more - compliance no later than calendar year 2011.

Subsequent building inspections shall be required at ten (10) year intervals, Section 110.15 Effective January 1, 2006, regardless of when the inspection report for same is finalized or filed. Any buildings or structures not otherwise excluded as set forth herein shall be inspected at the same time as the initial 40-year inspection of the building and shall be re-inspected in accordance with the schedule for the building.

Section 111 Certificates of Occupancy and Completion

111.1 Certificate of Occupancy.

111.1.1 Use and Occupancy. No building or structure shall be used or occupied, and no change in the existing occupancy classification of a building or

Subject: Broward County Board of Rules and Appeals – Building Safety Inspection Program

Section 110.15 of the Broward County Administrative Provisions of the Florida Building Code has established a Building Safety Inspection Program.

The procedures established herein are the basic guidelines for the Building Safety Inspection program.

The requirements contained in the Florida Building Code, covering the maintenance of buildings, shall apply to all buildings and/or structures now existing or hereafter erected. All buildings and/or structures and all parts thereof shall be maintained in a safe condition, and all devices or safeguards that are required by the Florida Building Code shall be maintained in good working order. Electrical wiring, apparatus and equipment, and installations for light heat or power and low voltage systems as are required and/or regulated by the Building Code, now existing or hereinafter installed, shall be maintained in a safe condition and all devices and safeguards maintained in good working order.

These guidelines shall not be construed as permitting the removal or non-maintenance of any existing devices or safeguards unless authorized by the Building Official.

Building Safety Inspection of buildings / structures and components:

For the purpose of these guidelines, Building Safety Inspection shall be construed to mean the requirement for specific inspection of existing buildings and structures and furnishing the Building Official with a written report of such inspection as prescribed herein.

A (1). Inspection procedures shall conform, in general, to the minimum inspection procedural guidelines as issued by the Board of Rules and Appeals. This inspection is for the sole purpose of identifying structural and electrical deficiencies of the building or structure that pose immediate threat to life safety. This inspection is not to determine if the condition of an existing building is in compliance with the current edition of the Florida Existing Building Code or the National Electrical Code.

(2). Such inspection shall be for the purpose of determining the structural & electrical condition of the building or structure to the extent reasonably possible of any part, material or assembly of a building or structure which affects the safety of such building or structure and/or which supports any dead or designed live load, and the general condition of its electrical systems pursuant to the Building Code.

(3). The inspecting professional shall have a right of entry into all areas he/she deems necessary to comply with the program.

(4). The Building Official shall ensure that the owner(s) (or their duly authorized representative(s)) of all buildings requiring inspection under these guidelines file the necessary documentation to confirm compliance with the guidelines set forth herein.

B (1). All buildings, except single-family residences, duplexes and minor buildings or structures as defined in (C), shall be recertified in the manner described below where such buildings or structures have been in existence for forty (40) years or longer, as determined by the Building Official, who shall at such time issue a Notice of Required Inspection to the building owner.

(2). Subsequent Building Safety Inspections shall be required at ten (10) year intervals from the date of the 40th anniversary of existence of buildings or structures regardless of when the inspection report for same is finalized or filed. Any buildings or structures not otherwise excluded as set forth herein shall be inspected at the same time as the initial Safety Inspection of the building and shall be re-inspected in accordance with the schedule for the building. Buildings that the original Safety Inspection dates are specified in the exception to 110.15 (2011 and earlier) shall have the 10 year re-inspections scheduled starting 10 years following the date schedule shown in the exceptions to 110.15.

(3). In the event a building is determined to be structurally and electrically safe under the conditions set forth herein, and such building or structure is less than forty (40) years of age, a Building Safety Inspection shall not be required for a minimum of ten (10) years from that time, or age forty (40), whichever is the longer period of time.

C. Minor buildings or structures shall, for the purpose of this subsection, be defined as buildings or structures in any occupancy group having a gross area of 3,500 sq. ft. or less. Any building or structure which houses, covers, stores or maintains any support features, materials or equipment necessary for the operation of all or part of the primary structure, or operation of any feature located upon the real property, shall not be considered a minor building and shall be subject to inspection as otherwise set forth herein. Also included in the Safety Inspection Program are elevated decks, docks, parking garages and guardrails.

D (1). The owner of a building or structure subject to Building Safety Inspection shall furnish, or cause to be furnished, within ninety (90) days of Notice of Required Building Safety Inspection, the Broward County Board of Rules and Appeals Building Safety Inspection Certification Form to the Building Official, prepared by a Professional Engineer or Architect registered in the State of Florida, certifying that each such building or structure is structurally and electrically safe, or has been made structurally and electrically safe for the specified use for continued occupancy, in conformity with the minimum inspection procedural guidelines as issued by the Board of Rules and Appeals.

(2). Such written report shall bear the date, seal and signature of the certifying Engineer or Architect.

(3). Such Engineer or Architect shall undertake such assignments only where qualified by training and experience in the specific technical field involved in the inspection and report.

(4). Such report shall indicate the manner and type of inspection forming the basis for the report and description of any matters identified as requiring remedial action.

(5). In the event that repairs or modifications are found to be necessary resulting from the Building Safety Inspection Report, the owner shall have a total of 180 days from the date of the Building Safety Inspection Report, unless otherwise specified by the Building Official in accordance with Florida Building Code Section 110.15(Broward County Administrative Code), in which to correct the structural and electrical deficiencies. Once the corrections have been completed a Professional Engineer, or Registered

Architect shall re-inspect the areas noted on the original report and shall provide the building owner a signed and sealed letter stating the corrections have all been completed. The building owner shall submit that letter to the Building Official. For deficiencies that cannot be corrected within 180 days, the time frame may be extended when a time frame is specified by the Professional Engineer or Registered Architect and approved by the Building Official. Such extension shall be contingent on maintaining an active building permit as specified in Florida Building Code Section 115015 (Broward County Administrative Code).

E (1). In the event an owner fails to submit the Building Safety Inspection Program report the governing authority shall elect the choice of either a Special Magistrate or Code Enforcement Board as set forth under Florida Statutes Sec. 162, et. al., to conduct a hearing to address such failure. In the event an owner fails to comply with repair or modification requirements as determined from the Building Safety Inspection Report as set forth herein the structure may be deemed to be unsafe and unfit for occupation. Such findings shall be reviewed by the Building Official and may be sent to the Special Magistrate, Code Enforcement Board or Unsafe Structures Board, as appropriate.

* The Florida Existing Building Code will specify whether the repairs or modification can be made under the code in effect when the building was originally permitted or the code currently in effect.

GENERAL CONSIDERATIONS

SCOPE OF STRUCTURAL INSPECTION

The fundamental purpose of the required inspection and report is to confirm in reasonable fashion that the building or structure under consideration is safe for continued use under the present occupancy. As implied by the title of this document, this is a recommended procedure, and under no circumstances are these minimum recommendations intended to supplant proper professional judgment.

Such inspection shall be for the purpose of determining the general structural condition of the building or structure to the extent reasonably possible of any part, material or assembly of a building or structure which affects the safety of such building or structure and/or which supports any dead or designed live load, and the general condition of its electrical systems pursuant to the Building Code.

In general, unless there is obvious overloading, or significant deterioration of important structure elements there is little need to verify the original design. It is obvious that this has been "time tested" if still offering satisfactory performance. Rather, it is of importance that the effects of time with respect to deterioration of the original construction materials be evaluated. It will rarely be possible to visually examine all concealed construction, nor should such be generally necessary. However, a sufficient number of typical structure members should be examined to permit reasonable conclusions to be drawn.

Visual Examination will, in most cases, be considered adequate when executed systematically. The visual examination must be conducted throughout all habitable and non-habitable areas of the building, as deemed necessary by the inspecting professional to establish compliance. Surface imperfections such as cracks, distortion, sagging, excessive deflections, significant misalignment, signs of leakage, and peeling of finishes should be viewed critically as indications of possible difficulty.

Testing Procedures and quantitative analysis will not generally be required for structural members or systems except for such cases where visual examination has revealed such need, or where apparent loading conditions may be critical.

Manual Procedures such as chipping small areas of concrete and surface finishes for closer examinations are encouraged in preference to sampling and/or testing where visual examination alone is deemed insufficient. Generally, unfinished areas of buildings such as utility spaces, maintenance areas, stairwells and elevator shafts should be utilized for such purposes. In some cases, to be held to a minimum, ceilings or other construction finishes may have to be opened for selective examination of critical structural elements. In that event, such locations should be carefully located to be least disruptive most easily repaired, and held to a minimum. In an event, a sufficient number of structural members must be examined to afford reasonable assurance that such are representative of the total structure.

Evaluating an existing structure for the effect of time, must take into account two, basic considerations; movement of structural components with respect to each other, and deterioration of materials.

With respect to the former, volume change considerations, principally from ambient temperature changes, and possible long time deflections, are likely to be most significant. Foundation movements will frequently be of importance, usually settlement, although upward movement due to expansive soils actually may occur. However, it is infrequent in this area. Older buildings on spread footings may exhibit continual, even recent settlements if founded on deep unconsolidated fine grained or cohesive soils or from subterranean losses or movements from several possible causes.

With very little qualification, such as rather rare chemically reactive conditions, deterioration of building materials can only occur in the presence of moisture, largely to metals and their natural tendency to return to the oxide state in the corrosive process.

In this marine climate, highly aggressive conditions exist year round. For most of the year, outside relative humidity may frequently be about 90 or 95%, while within air-conditioned buildings, relative humidity will normally be about 35 to 60%. Under these conditions moisture vapor pressures ranging from about 1/3 to 1/2 pounds per square inch will exist much of the time. Moisture vapor will migrate to lower pressure areas. Common building materials such as stucco, masonry and even concrete, are permeable even with these slight pressures. Since most of our local construction does not use vapor barriers, condensation will take place within the enclosed walls of the building. As a result, deterioration is most likely adjacent to exterior walls, or wherever else moisture or direct leakage has been permitted to penetrate the building shell.

Structural deterioration will always require repair. The type of repair, however, will depend on the importance of the member in the structural system and degree of deterioration. Cosmetic type repairs may suffice in certain non-sensitive members such as tie beams and columns, provided that the remaining sound material is sufficient for the required function. For members carrying assigned gravity or other loads, cosmetic type repairs will only be permitted if it can be demonstrated by rational analysis that the remaining material, if protected from further deterioration can still perform its assigned function at acceptable stress levels. Failing that, adequate repairs or reinforcement will be considered mandatory.

Written Reports shall be required attesting to each required inspection. Each such report shall note the location of the structure, description of type of construction, and general magnitude of the structure, the existence of drawings and location thereof, history of the structure to the extent reasonably known, and description of the type and manner of the inspection, noting problem areas and recommending repairs, if required to maintain structural integrity.

FOUNDATION:

If all of the supporting subterranean materials were completely uniform beneath a structure, with no significant variations in grain size, density, moisture content or other mechanical properties; and if dead load pressures were completely uniform, settlements would probably be uniform and of little practical consequence. In the real world, however, neither is likely. Significant deviations from either of these two idealism are likely to result in unequal vertical movements.

Monolithic masonry, generally incapable of accepting such movements will crack. Such cracks are most likely to occur at corners, and large openings. Since, in most cases, differential shears are involved, cracks will typically be diagonal.

Small movements, in themselves, are most likely to be structurally important only if long term leakage through fine cracks may have resulted in deterioration. In the event of large movements, continuous structural elements such as floor and roof systems must be evaluated for possible fracture or loss of bearing.

Pile foundations are, in general, less likely to exhibit such difficulties. Where such does occur, special investigation will be required.

ROOFING SYSTEMS:

Sloping roofs, usually having clay or cement tiles, are of concern in the event that the covered membrane may have deteriorated, or that the tiles may have become loose. Large deflections, if merely resulting from deteriorated rafters or joists will be of greater importance. Valley Flashing, and Base Flashing at roof penetration will also be matters of concern.

Flat roofs with built up membrane roofs will be similarly critical with respect to deflection considerations. Additionally, since they will generally be approaching expected life limits at the age when building recertification is required, careful examination is important. Blisters, wrinkling, alligating, and loss of gravel are usually signs of difficulty. Punctures or loss of adhesion of base flashing, coupled with loose counterflashing will also signify possible problems. Wind blown gravel, if excessive, and the possibility of other debris, may result in pounding, which if permitted, may become critical.

MASONRY BEARING WALLS

Random cracking, or if discernible, definitive patterns of cracking, will of course, be of interest. Bulging, sagging, or other signs of misalignment may also indicate related problems in other structural elements. Masonry walls where commonly constructed of either concrete masonry units or scored clay tile, may have been constructed with either reinforced concrete columns tie beams, or lintels.

Steel bar joists are, of course, sensitive to corrosion. Most critical locations will be web member welds, especially near supports, where shear stresses are high possible failure may be sudden, and without warning.

Cold formed steel joists, usually of relatively light gage steel, are likely to be critically sensitive to corrosion, and are highly dependent upon at least normal lateral support to carry designed loads. Bridging and the floor or roof system itself, if in good condition, will serve the purpose.

Wood joists and rafters are most often in difficult from "dry rot", or the presence of termites. The former (a misnomer) is most often prevalent in the presence of sustained moisture or lack of adequate ventilation. A member may usually be deemed in acceptable condition if a sharp pointed tool will penetrate no more than about one eighth of an inch under moderate hand pressure. Sagging floors will most often indicate problem areas. Gypsum roof decks will usually perform satisfactorily except in the presence of moisture. Disintegration of the material and the foam-board may result from sustained leakage. Anchorage of the supporting bulb tees against uplift may also be of importance, with significant deterioration. Floor and roof systems of cast in place concrete with self centering reinforcing, such as paper backed mesh and rib-lath, may be critical with respect to corrosion of the unprotected reinforcing. Loss of uplift anchorage on roof decks will also be important if significant deterioration has taken place, in the event that dead loads are otherwise inadequate for that purpose.

STEEL FRAMING SYSTEM

Corrosion, obviously enough, will be the determining factor in the deterioration of structural steel. Most likely suspect areas will be fasteners, welds, and the interface area where bearings are embedded in masonry. Column bases may often be suspect in areas where flooding has been experienced, especially if salt water has been involved.

Thin cracks may indicate only minor corrosion, requiring minor patching. Extensive spalling may indicate a much more serious condition requiring further investigation.

Of most probable importance will be the vertical and horizontal cracks where masonry units abut tie columns, or other frame elements such as floor slabs. Of interest here is the observation that although the raw materials of which these masonry materials are made may have much the same mechanical properties as the reinforced concrete framing, their actual behavior in the structure, however, is likely to differ with respect to volume change resulting from moisture content, and variations in ambient thermal conditions.

Moisture vapor penetration, sometimes abetted by salt laden aggregate and corroding rebars, will usually be the most common cause of deterioration. Tie columns are rarely structurally sensitive, and a fair amount of deterioration may be tolerated before structural impairment becomes important. Usually, if rebar loss is such that the remaining steel area is still about 0.0075 of the concrete area, structural repair will not be necessary. Cosmetic type repair involving cleaning, and patching to effectively seal the member, may often suffice. A similar approach may not be unreasonable for tie beams, provided they are not also serving as lintels. In that event, a rudimentary analysis of load capability using the remaining actual rebar area, may be required.

FLOOR AND ROOF SYSTEMS

Cast in place reinforced concrete slabs and/or beams and joists may often show problems due to corroding rebars resulting from cracks or merely inadequate protecting cover of concrete. Patching procedures will usually suffice where such damage has not been extensive. Where corrosion and spalling has been extensive in structurally critical areas, competent analysis with respect to remaining structural capacity, relative to actual supported loads, will be necessary. Type and extent of repair will be dependent upon the results of such investigation.

Precast members may present similar deterioration conditions. End support conditions may be important. Adequacy of bearing, indications of end shear problems, and restraint conditions are important, and should be evaluated in at least a few typical locations.

CONCRETE FRAMING SYSTEMS

Concrete deterioration will, in most cases be similarly related to rebar corrosion possibly abetted by the presence of salt-water aggregate or excessively permeable concrete. In this respect, honeycomb areas may contribute adversely to the rate of deterioration. Columns are frequently most suspect. Extensive honeycomb is most prevalent at the base of columns, where fresh concrete was permitted to segregate, dropping into form boxes. This type of problem has been known to be compounded in areas where flooding has occurred, especially involving salt water.

In spall areas, chipping away a few small loose samples of concrete may be very revealing. Especially, since loose material will have to be removed even for cosmetic type repairs, anyway. Fairly reliable

quantitative conclusions may be drawn with respect to the quality of the concrete. Even though our cement and local aggregate are essentially derived from the same sources, cement will have a characteristically dark grayish brown color in contrast to the almost white aggregate. A typically white, almost alabaster like coloration will usually indicate reasonably good overall strength. The original gradation of aggregate can be seen through a magnifying glass. Depending upon the structural importance of the specific location, this type of examination may obviate the need for further testing if a value of 2000 psi to 2500 psi is sufficient for required strength, in the event that visual inspection indicates good quality for the factors mentioned.

WINDOWS

Window condition is of considerable importance with respect to two considerations. Continued leakage may have resulted in other adjacent damage and deteriorating anchorage may result in loss of the entire unit in the event of severe wind storms short of hurricane velocity. Perimeter sealant, glazing, seals, and latches should be examined with a view toward deterioration of materials and anchorage of units for inward as well as outward (section) pressures, most importantly in high buildings.

WOOD FRAMING

Older wood framed structures, especially of the industrial type, are of concern in that long term deflections may have opened important joints, even in the absence of deterioration. Corrosion of ferrous fasteners will in most cases be obvious enough. Dry rot must be considered suspect in all sealed areas where ventilation has been inhibited, and at bearings and at fasteners. Here too, penetration with a pointed tool greater than about one eighth inch with moderate hand pressure, will indicate the possibility of further difficulty.

LOADING

It is of importance to note that even in the absence of any observable deterioration, loading conditions must be viewed with caution. Recognizing that there will generally be no need to verify the original design, since it will have already been "time tested", this premise has validity only if loading patterns and conditions remain unchanged. Any material change in type and/or magnitude or loading in older buildings should be viewed as sufficient jurisdiction to examine load carrying capability of the affected structural system.

SCOPE OF ELECTRICAL INSPECTION

The purpose of the required inspection and report is to confirm with reasonable fashion that the building or structure and all habitable and non-habitable areas, as deemed necessary by the inspecting professional to establish compliance, are safe for continued use under present occupancy. As mentioned before, this is a recommended procedure, and under no circumstances are these minimum recommendations intended to supplant proper professional judgement.

ELECTRIC SERVICE

A description of the type of service supplying the building or structure must be provided, stating the size of amperage, if three (3) phase or single (1) phase, and if the system is protected by fuses or breakers. Proper grounding of the service should also be in good standing. The meter and electric rooms should have sufficient clearance for equipment and for the serviceman to perform both work and inspections. Gutters and electrical panels should all be in good condition throughout the entire building or structure.

BRANCH CIRCUITS

Branch circuits in the building must all be identified and an evaluation of the conductors must be performed. There should also exist proper grounding for equipment used in the building, such as an emergency generator, or elevator motor.

CONDUIT RACEWAYS

All types of wiring methods present in the building must be detailed and individually inspected. The evaluation of each type of conduit and cable, if applicable, must be done individually. The conduits in the building should be free from erosion, and checked for considerable dents in the conduits that may be prone to cause a short. The conductors and cables in these conduits should be chafe free, and their currents not over the rated amount.

EMERGENCY LIGHTING

Exit signs lighting and emergency lighting, along with a functional fire alarm system must all be in good working condition.

STRUCTURAL SAFETY INSPECTION REPORT FORM



Inspection Firm or Individual Name: _____

Address: _____

Telephone Number: _____

Inspection Commenced Date: _____ Inspection Completed Date: _____

No Repairs Required

Repairs are required as outlined in the attached inspection report

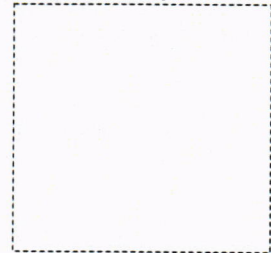
Licensed Professional,

Engineer/Architect Name: _____

License Number: _____

I am qualified to practice in the discipline in which I am hereby signing,

Signature _____ Date: _____



Seal

This report has been based upon the minimum inspection guidelines for building safety inspection as listed in the Broward County Board of Rules and Appeals' Policy #05-05. To the best of my knowledge and ability, this report represents an accurate appraisal of the present condition of the structure, based upon careful evaluation of observed conditions, to the extent reasonably possible

DESCRIPTION OF STRUCTURE

a. Name on Title:

b. Street Address:

c. Legal Description:

d. Owner's Name:

e. Owner's Mailing Address:

f. Folio Number of Property on which Building is Located:

g. Building Code Occupancy Classification:

h. Present Use:

i. General Description, Type of Construction:

Square Footage:

Number of Stories:

j. Special Features:

k. Addition Comments:

I. Additions to original structure:

2. PRESENT CONDITION OF STRUCTURE

a. General alignment (Note: good, fair, poor, explain if significant):

1. Bulging:

2. Settlement:

3. Deflections:

4. Expansion:

5. Contraction:

b. Portion showing distress (Note, beams, columns, structural walls, floor, roofs, other):

c. Surface conditions – describe general conditions of finishes, noting cracking, spalling, peeling, signs of moisture penetration and stains:

d. Cracks – note location in significant members. Identify crack size as HAIRLINE if barely discernible; FINE if less than 1 mm in width; MEDIUM if between 1 and 2 mm width; WIDE if over 2 mm:

e. General extent of deterioration – cracking or spalling of concrete or masonry, oxidation of metals; rot or borer attack in wood:

f. Previous patching or repairs:

g. Nature of present loading indicate residential, commercial, other estimate magnitude:

3. INSPECTIONS

a. Date of notice of required inspection:

b. Date(s) of actual inspection:

c. Name and qualifications of individual submitting report:

d. Description of laboratory or other formal testing, if required, rather than manual or visual procedures:

e. Structural repair-note appropriate line:

1. None required:

2. Required (describe and indicate acceptance):

4. SUPPORTING DATA

a. _____ sheet written data

b. _____ photographs

c. _____ drawings or sketches

5. MASONRY BEARING WALL = Indicate good, fair, poor on appropriate lines:
a. Concrete masonry units:
b. Clay tile or terra cotta units:
c. Reinforced concrete tie columns:
d. Reinforced concrete tie beams:
e. Lintel:
f. Other type bond beams:
g. Masonry finishes -exterior:
1. Stucco:
2. Veneer:
3. Paint only:
4. Other (describe):
h. Masonry finishes - interior:
1. Vapor barrier:
2. Furring and plaster:
3. Paneling:
4. Paint only:
5. Other (describe):
i. Cracks:
1. Location – note beams, columns, other:
2. Description:
j. Spalling:
1. Location – note beams, columns, other:
2. Description:
k. Rebar corrosion-check appropriate line:
1. None visible:
2. Minor-patching will suffice:
3. Significant-but patching will suffice:

4. Significant-structural repairs required:
I. Samples chipped out for examination in spall areas:
1. No:
2. Yes – describe color, texture, aggregate, general quality:

6. FLOOR AND ROOF SYSTEM
a. Roof:
1. Describe (flat, slope, type roofing, type roof deck, condition):
2. Note water tanks, cooling towers, air conditioning equipment, signs, other heavy equipment and condition of support:
3. Note types of drains and scuppers and condition:
b. Floor system(s):
1. Describe (type of system framing, material, spans, condition):
c. Inspection – note exposed areas available for inspection, and where it was found necessary to open ceilings, etc. for inspection of typical framing members:

7. STEEL FRAMING SYSTEM
a. Description:

b. Exposed Steel- describe condition of paint and degree of corrosion:
c. Concrete or other fireproofing – note any cracking or spalling and note where any covering was removed for inspection:
d. Elevator sheave beams and connections, and machine floor beams – note condition:

8. CONCRETE FRAMING SYSTEM
a. Full description of structural system:
b. Cracking:
1. Not significant:
2. Location and description of members affected and type cracking:
c. General condition:
d. Rebar corrosion – check appropriate line:
1. None visible:
2. Location and description of members affected and type cracking:
3. Significant but patching will suffice:
4. Significant – structural repairs required (describe):
e. Samples chipped out in spall areas:
1. No:
2. Yes, describe color, texture, aggregate, general quality:

9. WINDOWS

a. Type (Wood, steel, aluminum, jalousie, single hung, double hung, casement, awning, pivoted, fixed, other):

b. Anchorage- type and condition of fasteners and latches:

c. Sealant – type of condition of perimeter sealant and at mullions:

d. Interiors seals – type and condition at operable vents:

e. General condition:

10. WOOD FRAMING

a. Type – fully describe if mill construction, light construction, major spans, trusses:

b. Note metal fitting i.e., angles, plates, bolts, split pintles, other, and note condition:

c. Joints – note if well fitted and still closed:

d. Drainage – note accumulations of moisture:

e. Ventilation – note any concealed spaces not ventilated:

f. Note any concealed spaces opened for inspection:

ELECTRICAL SAFETY INSPECTION REPORT FORM



Inspection Firm or Individual Name: _____

Address: _____

Telephone Number: _____

Inspection Commenced Date: _____ Inspection Completed Date: _____

No Repairs Required

Repairs are required as outlined in the attached inspection report

Licensed Professional,
Engineer/Architect Name: _____

License Number: _____

I am qualified to practice in the discipline in which I am hereby signing,

Signature _____ Date: _____



This report has been based upon the minimum inspection guidelines for building safety inspection as listed in the Broward County Board of Rules and Appeals' Policy #05-05. To the best of my knowledge and ability, this report represents an accurate appraisal of the present condition of the electrical system, based upon careful evaluation of observed conditions, to the extent reasonably possible

DESCRIPTION OF STRUCTURE

a. Name on Title: _____

b. Street Address: _____

c. Legal Description: _____

d. Owner's Name: _____

e. Owner's Mailing Address: _____

f. Folio Number of Property on which Building is Located: _____

g. Building Code Occupancy Classification: _____

h. Present Use: _____

i. General Description, Type of Construction: _____ Square Footage: _____ Number of Stories: _____

j. Special Features: _____

k. Additional Comments: _____

**MINIMUM GUIDELINES AND INFORMATION FOR RECERTIFICATION OF ELECTRICAL
SYSTEMS OF FORTY (40) YEAR STRUCTURES**

1. ELECTRIC SERVICE

1. Size:	Amperage		Fuses		Breakers	
2. Phase:	Three Phase	☐	Single Phase	☐	Needs Repair	☐
3. Condition:	Good	☐	Fair	☐		

Comments:

2. METER AND ELECTRIC ROOM

1. Clearances: Good ☐ Fair ☐ Requires Correction ☐

Comments:

3. GUTTERS

Location:	Good	☐	Requires Repair	☐
Taps and Fill:	Good	☐	Requires Repair	☐

Comments:

4. ELECTRICAL PANELS

Location: Good ☐ Needs Repair ☐

1. Panel #()

Good ☐ Needs Repair ☐

2. Panel #()

Good ☐ Needs Repair ☐

3. Panel #()

Good ☐ Needs Repair ☐

4. Panel #()

Good ☐ Needs Repair ☐

5. Panel #()

Good ☐ Needs Repair ☐

Comments:

5. BRANCH CIRCUITS:

1. Identified: Yes ☐ Must be identified ☐

2. Conductors: Good ☐ Deteriorated ☐ Must be replaced ☐

Comments:

6. GROUNDING SERVICE:

Good ☐

Repairs Required ☐

Comments:

7. GROUNDING OF EQUIPMENT:

Good ☐

Repairs Required ☐

Comments:

8. SERVICE CONDUITS/RACEWAYS:

Good ☐

Repairs Required ☐

Comments:

9. SERVICE CONDUCTOR AND CABLES:

Good ☐

Repairs Required ☐

Comments:

10. TYPES OF WIRING METHODS:

Conduit Raceways:	Good	☐	Repairs Required	☐
Conduit PVC:	Good	☐	Repairs Required	☐
NM Cable:	Good	☐	Repairs Required	☐
BX Cable:	Good	☐	Repairs Required	☐

11. FEEDER CONDUCTORS:

Good ☐ Repairs Required ☐

Comments:

12. EMERGENCY LIGHTING:

Good ☐ Repairs Required ☐

Comments:

13. BUILDING EGRESS ILLUMINATION:

Good ☐ Repairs Required ☐

Comments:

14. FIRE ALARM SYSTEM:

Good ☐

Repairs Required ☐

Comments:

15. SMOKE DETECTORS:

Good ☐

Repairs Required ☐

Comments:

16. EXIT LIGHTS:

Good ☐

Repairs Required ☐

Comments:

17. EMERGENCY GENERATOR:

Good ☐

Repairs Required ☐

Comments:

18. WIRING IN OPEN OR UNDER COVER PARKING GARAGE AREAS:

Good ☐

Repairs Required ☐

Comments:

19. OPEN OR UNDERCOVER PARKING GARAGE AREAS AND EGRESS ILLUMINATION:

Good ☐

Repairs Required ☐

Comments:

20. SWIMMING POOL WIRING:

Good ☐

Repairs Required ☐

Comments:

21. WIRING TO MECHANICAL EQUIPMENT:

Good ☐

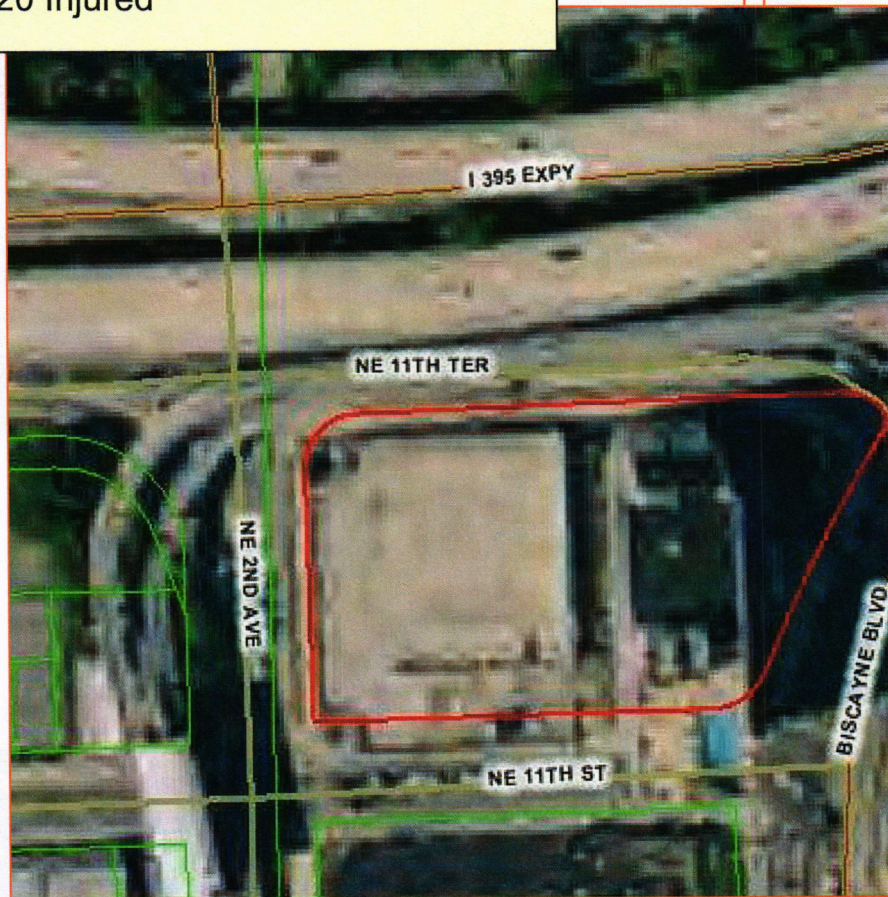
Repairs Required ☐

Comments:

22. ADDITIONAL COMMENTS:

5.89g

Federal Drug Administration Regional Office
Downtown Miami
Garage collapsed in August 1974
7 dead - 20 Injured





1996
4111 South Ocean Drive,
Hollywood, FL.
Balcony Collapse



2006
4564 El Mar Dr.
Lauderdale by the Sea, FL.
Balcony Collapse



**Wilma's revenge**

A second-story balcony on a beachfront condo in Lauderdale-By-The-Sea collapsed on Tuesday morning forcing at least five people to evacuate. Broward County authorities said the apartments affected were not occupied and no one was injured. As you can see with the blue roof tarp, the building had already been damaged by last year's Hurricane Wilma.

(NBC 6)

Apr 18, 2006

Related Content

 [Balcony collapse forces 5 from units at LBTS condo](#)

Copyright © 2006, South Florida Sun-Sentinel

June 29, 2021

Building Owner
Palm Beach, FL 33480

Re: Building Safety Inspections

Dear Building Owner,

The recent building collapse in Surfside, Florida last week has heightened awareness of the need to proactively inspect building structures in the coastal areas of Florida, including Palm Beach. The constant exposure to salt air, high winds and storms combine to put a large strain on the concrete used in building construction. Now is the perfect time for you to engage credible, qualified engineers or architects to perform a thorough safety inspection of your building.

Miami-Dade County has had a mandatory Building Safety Inspection Program since the mid 1970's. Broward County began a similar Building Safety Inspection Program in 2006. These county-wide programs call for structural and electrical inspections for buildings 40 years old, or older, and every 10 years thereafter. Neither Palm Beach County nor the Town of Palm Beach have established similar mandatory building recertification programs, although after the Surfside disaster, this may change.

The Town's Building Division, and Fire / Rescue, Police and Public Works Departments all encourage you, as building owners, to undertake both a structural and electrical evaluation of your building's current conditions, and to undertake the corrections of any deficiencies that pose an immediate threat to life safety. We remind you that Florida Statutes stipulate that condominium associations are responsible for maintenance of the common elements of the condominium property and that associations may be found liable for nonexercise of its powers.

Florida Statute 718:

718.111 – The association. (3) POWER TO MANAGE CONDOMINIUM PROPERTY AND TO CONTRACT, SUE, AND BE SUED; CONFLICT OF INTEREST.—The association may contract, sue, or be sued with respect to the exercise or nonexercise of its powers. For these purposes, the powers of the association include, but are not limited to, the maintenance, management, and operation of the condominium property.

718.113 – Maintenance; limitation. (1) Maintenance of the common elements is the responsibility of the association.

Please review Florida Statute 718 for the full details related to common element maintenance and the power to manage the condominium property.

We have attached Broward County's Minimal Inspection Guidelines for Building Safety Inspections - Structural and Electrical to serve as guidelines for the inspections.

Please review and contact us with any questions. We will be back in touch with you if the Town of Palm Beach, Palm Beach County or the State of Florida enacts any form of mandatory building safety inspection program or building recertification program that affects your building.

Sincerely,

Wayne Bergman, Building Official
& Director of PZB

Nicholas Caristo
Chief of Police

Darrel Donatto,
Fire Rescue Chief
& Director of Emergency Management

Paul Brazil,
Director of Public Works

Attached – Broward County Board of Rules and Appeals – Policy #05-05, effective 1/1/2006

MINIMUM INSPECTION GUIDELINES
FOR BUILDING SAFETY INSPECTION
STRUCTURAL

I. Masonry Walls

A. General Description

1. Concrete masonry units
2. Clay tile or terra cotta units
3. Reinforced concrete tie columns
4. Reinforced concrete tie beams
5. Lintels
6. Other type bond beams

B. Cracks: Identify crack size as **HAIRLINE** if barely discernible; **FINE** if less than 1 mm in Width; **MEDIUM** if between 1 and 2 mm in width; **WIDE** if over 2 mm

1. Location - note beams, columns, other
2. Description

C. Spalling:

1. Location - note beams, columns, other
2. Description

D. Rebar corrosion

1. None visible
2. Minor
3. Significant - structural repairs required (describe)

II. Floor and Roof Systems:

A. Roof:

1. Describe type of framing system (flat, slope, type roofing, type roof deck, condition)
2. Note water tanks, cooling towers, air conditioning equipment, signs, other heavy equipment and condition of supports.
3. Note types of drains and scuppers and condition.

B. Floor system(s):

1. Describe (type of system framing, material, condition)
2. Heavy equipment and conditions of support

C. Inspection - note exposed areas available for inspection, and where it was found necessary to open ceilings, etc. for inspection of typical framing members.**III. Steel Framing Systems:**

- A. Description
- B. Exposed Steel - describe condition of paint & degree of corrosion.
- C. Concrete or other fireproofing - note any cracking or spalling, and note where any covering was removed for inspection.
- D. Elevator sheaves beams & connections, and machine floor beams - note Condition.

IV. Concrete Framing Systems:

- A. Full description of structural system.
- B. Cracking:
 1. Not significant.
 2. Location and description of members affected and type cracking.
- C. General condition.
- D. Rebar corrosion
 1. None visible
 2. Minor
 3. Significant - structural repairs required (describe)

V. Windows:

- A. Type (Wood, steel, aluminum, jalousie, single hung, double hung, casement, awning, pivoted, fixed, other)
- B. Anchorage - type & condition of fasteners and latches.
- C. Sealants - type & condition of perimeter sealants & at mullions.
- D. Interior seals - type & condition at operable vents.
- E. General condition.

VI. Wood Framing:

- A. Describe floor system
- B. Note condition connector or stress
- C. Note rotting or termite damage
- D. Note alignment problems
- E. Note bearing deficiencies
- F. Note any significant damage that might affect safety and stability of building structure.

VII. Exterior Finishes / Note any structural deficiencies in the following.

- A. Stucco
- B. Veneer
- C. Soffits
- D. Ceiling
- E. Other

MINIMUM INSPECTION GUIDELINES FOR
BUILDING SAFETY INSPECTION
ELECTRICAL

- I. Electrical Service:**
A. Size, Amperage, Voltage:
B. Phase:
C. Condition: Code Compliant () Requires Repair ()
D. Comments:
- II. Meter and Electrical Rooms:**
A. Clearances: Code Compliant () Requires Repair ()
B. Comments:
- III. Switchboards/Meter/Motor Control Centers:** Code Compliant () Requires Repair ()
Comments:
- IV. Grounding:**
A. Service Code Compliant () Requires Repair ()
B. Equipment Code Compliant () Requires Repair ()
C. Comments:
- V. Conductors:** Code Compliant () Requires Repair ()
Comments:
- VI. Auxiliary Gutters/ Wireways/ Busways:**
A. Location: Code Compliant () Requires Repair ()
B. Comments:
- VII. Electrical Panels:**
A. Location Code Compliant () Requires Repair ()
B. Clearance Code Compliant () Requires Repair ()
C. Identification Code Compliant () Requires Repair ()
D. Comments:
- VIII. Disconnects:**
A. Location Code Compliant () Requires Repair ()
B. Clearance Code Compliant () Requires Repair ()
C. Identification Code Compliant () Requires Repair ()
D. Comments:

IX. Branch Circuits:**A.** Identification

Code Compliant () Requires Repair ()

B. Comments:**X. Conduit/Raceways:**

Code Compliant () Requires Repair ()

Comments:

XI. Low Voltage Wiring Methods

Code Compliant () Requires Repair ()

Comments:

XII. Building Illumination:**A.** Building Egress

Code Compliant () Requires Repair ()

B. Emergency

Code Compliant () Requires Repair ()

C. Exit Signs

Code Compliant () Requires Repair ()

D. Comments:**XIII. Fire Alarm System:**

Code Compliant () Requires Repair ()

Comments:

XIV. Smoke Detectors:

Code Compliant () Requires Repair ()

Comments:

XV. Generator:**A.** Emergency

Code Compliant () Requires Repair ()

B. Standby/Optional

Code Compliant () Requires Repair ()

C. Comments:**XVI. Site Wiring:**

Code Compliant () Requires Repair ()

Comments:

XXIV. Swimming Pool/Spa Wiring:

Code Compliant () Requires Repair ()

Comments:

XXV. Wiring to Mechanical Equipment:

Code Compliant () Requires Repair ()

Comments:

XXVI. General Additional Comments:

Developing a Building Safety Inspection Program - Overview

- I. Determine the best public entity to create and administer the program
 - A. Town (see steps below)
 - B. County – Town to adopt ordinance to follow County program, if needed
 - C. State – Town to adopt ordinance to follow State program, if needed
- II. If Town, adopt ordinance to enable and administer the program
 - A. Determine which buildings are to be included and which will be exempted
 - B. Determine age of building for first inspection / recertification (ex. 40 years)
 - C. Determine interval of subsequent inspections / recertifications (ex. 10 years)
 - D. Model regulations on the Broward County FL Building Safety Inspection Program
 - E. Establish fee(s)
 - F. Create inspection checklists and reporting forms
 - G. Create appeal process
- III. Determine the best Town department to administer the program
 - A. Develop policies to administer the program
 1. Mailing out notices and tracking of buildings
 2. Staff needs, possible new staff
 3. Review completed inspection reports, track problems and repairs
- IV. Monitor program and adjust regulations and policies to become most effective

Wayne Bergman

From: Kirk Blouin
Sent: Tuesday, June 29, 2021 9:59 AM
To: Wayne Bergman
Subject: FW: Important Meeting and Information Required for Building Official Subcommittee

Kirk Blouin
Town Manager



Town of Palm Beach
360 South County Road
Palm Beach, FL 33480
561-838-5410

From: Richard Radcliffe C. <RRadcliffe@pbcgov.org>
Sent: Monday, June 28, 2021 5:12 PM
To: Jeriise Hansen <JHansen@pbcgov.org>
Cc: Aziza Isles <AIsles@pbcgov.org>
Subject: Important Meeting and Information Required for Building Official Subcommittee

*****Note: This email was sent from a source external to the Town of Palm Beach. Links or attachments should not be accessed unless expected from a trusted source. Additionally, all requests for information or changes to Town records should be verified for authenticity.*****

Good afternoon Managers,

In light of the recent disaster in Surfside, the PBC League of Cities will be working with Palm Beach County to look at the building codes and recertification process of all the municipalities, to look for best practices. Also we will be looking at any inadequacies and possible solutions to addressing it through local or countywide legislation. We are setting up a Building Officials Subcommittee which will have 40 Building Officials (39 Municipal plus 1 County) on it. Initially we will be meeting virtually this Thursday, July 1st at 10:30 a.m. so I need your Building Officials email and contact information so they can be included in the process. Please send Your Building Officials contact information to AIsles@pbcgov.org and let them know about the meeting this Thursday. We need their information to invite them to participate. Also they should be prepared to supply your city's "Unsafe Building Abatement" information.

Thank you for continued support and service,
Respectfully.

Richard C. Radcliffe
Executive Director

rradcliffe@pbcgov.org

The Palm Beach County League of Cities, Inc.

P.O. Box 1989, Governmental Center

West Palm Beach, Florida 33402

Tel. 561-355-4484; Fax 355-6545

www.leagueofcities.org

Under Florida law, e-mail addresses are public records. If you do not want your e-mail address released in response to a public records request, do not send electronic mail to this entity. Instead, contact this office by phone or in writing.

TOWN OF PALM BEACH

Town Council Meeting on: July 13, 2021

Section of Agenda

Ordinances - Second Reading

Agenda Title

An Ordinance to Amend Chapter 66, Section 66-236 to Regulate the Removal of Landscape Buffers.

ORDINANCE NO. 14-2021 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending Chapter 66 Natural Resource Protection, Article IV Vegetation, Division 2 Permits, Section 66-236 Application Procedure for Vegetation Removal Permit; Providing for Severability; Providing for the Repeal of Ordinances in Conflict; Providing for Codification; and Providing an Effective Date.

Presenter

Wayne Bergman, Director of Planning, Zoning and Building

ATTACHMENTS:

- ▣ **Ordinance No. 14-2021**

ORDINANCE NO. 14-2021

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 66 NATURAL RESOURCE PROTECTION, ARTICLE IV VEGETATION, DIVISION 2 PERMITS, SECTION 66-236 APPLICATION PROCEDURE FOR VEGETATION REMOVAL PERMIT; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, AS FOLLOWS:

Section 1. Chapter 66, Natural Resource Protection, Article IV, Vegetation, Division 2, Permits, Section 66-236, Application Procedure for Vegetation Removal Permit, is hereby amended to read as follows:

“Sec. 66-236. - Application procedure for vegetation removal permit.

(a) Removal permits. Vegetation removal permits, not sought in conjunction with building permits, shall be obtained by making application prior to removal, relocation or replacement to the building official or his designee, at least ten working days prior to the proposed date of removal.

(b) Circumstances justifying issuance. Vegetation removal permits shall be issued in the following circumstances:

- (1) Where a tree, due to natural circumstances, is no longer viable, is in danger of falling, is too close to existing structures so as to endanger such structures, interferes with utility services, creates unsafe vision clearance, or constitutes a health hazard;*
- (2) Where the affected vegetation will be relocated, replaced with a suitable substitute tree, or otherwise preserved, with the exception of mangroves, which are regulated elsewhere in this chapter; or*
- (3) Where tree removal is part of a plan to restore or encourage native shoreline species, either on the coastal strand, as described in section 66-81 et seq., resolution number 37-89, or along Lake Worth, as described in article III of this chapter.*
- (4) Where landscape buffers (plant material), 30 inches in height or greater and directly adjacent to any side, rear street-side or street-rear property line, are removed and result in the loss of opacity of the existing screening, approval from the Architectural Commission or Landmarks Preservation Commission (whichever is applicable) for the removal of the landscape buffer or buffers must be obtained and a landscape removal permit is issued. In limited cases, administrative or "staff" level approval may be done when equal or greater replacement landscape*

material is proposed to replace the plant material removed, and thereby maintaining the landscape buffer or buffers opacity. If the landscape removal is done without Town approval or without a landscape removal permit, the originally-approved plant material must be replanted.

(c) *Permit issuance and time limitations. Upon approval of an application, the building official or his designee shall issue a permit. Permits shall expire and become null and void if work is not commenced within 90 days from the date of permit issuance.*”

Section 2. Severability. If any provision of this Ordinance or the application thereof is held invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect without the invalid provisions or applications, and to this end the provisions of this Ordinance are hereby declared severable.

Section 3. Repeal of Ordinances in Conflict. All other ordinances of the Town of Palm Beach, Florida, or parts thereof, which conflict with this or any part of this Ordinance are hereby repealed.

Section 4. Codification. This Ordinance shall be codified and made a part of the official Code of Ordinances of the Town of Palm Beach, Florida.

Section 5. Effective Date. This Ordinance shall take effect immediately upon its passage and approval, as provided by law.

PASSED AND ADOPTED in a regular, adjourned session of the Town Council of the Town of Palm Beach on first reading this 8th day of June, 2021, and for second and final reading on this 13th day of July, 2021.

Danielle H. Moore, Mayor

Margaret A. Zeidman, Town Council President

Bobbie Lindsay, Council President Pro Tem

Julie Araskog, Town Council Member

ATTEST:

Edward A. Cooney, Town Council Member

Queenester Nieves, CMC, Town Clerk

Lewis S.W. Crampton, Town Council Member

TOWN OF PALM BEACH

Town Council Meeting on: July 13, 2021

Section of Agenda

Ordinances - Second Reading

Agenda Title

Residency Requirements for Elected Officials

ORDINANCE NO. 15-2021 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending Chapter 34, Elections at Article II, Candidates, Division I, Generally to Include a New Section 34.36 to Provide that any Candidate for Mayor or Town Council Shall Have Resided in the Town for a Period of at Least One Year Prior to Qualifying for Election; Providing for Severability; Providing for the Repeal of Ordinances in Conflict; Providing for Codification; Providing an Effective Date.

Presenter

John C. Randolph, Town Attorney

ATTACHMENTS:

- ▣ **Ordinance No. 15-2021**

ORDINANCE NO. 15-2021

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 34, ELECTIONS AT ARTICLE II, CANDIDATES, DIVISION I, GENERALLY TO INCLUDE A NEW SECTION 34.36 TO PROVIDE THAT ANY CANDIDATE FOR MAYOR OR TOWN COUNCIL SHALL HAVE RESIDED IN THE TOWN FOR A PERIOD OF AT LEAST ONE YEAR PRIOR TO QUALIFYING FOR ELECTION; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR CODIFICATION; PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF PALM BEACH;

Section 1. Chapter 34, Elections of the Town Code of Ordinances is hereby amended at Article II, Candidates; Division I, Generally, to include a new Section 34-36 to read as follows:

"Sec. 34-36 – Residency Requirement.

Any candidate for the office of Mayor or Town Council who is a duly registered voter in the Town shall have resided in the Town for a period of at least one year prior to qualifying for election pursuant to the terms of this Article II."

Section 2. Severability. If any provision of this Ordinance or the application thereof is held invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect without the invalid provisions or applications, and to this end the provisions of this Ordinance are hereby declared severable.

Section 3. Repeal of Ordinances in Conflict. All other ordinances of the Town of Palm Beach, Florida, or parts thereof, which conflict with this or any part of this Ordinance are hereby repealed.

Section 4. Codification. This Ordinance shall be codified and made a part of the official Code of Ordinances of the Town of Palm Beach, Florida.

Section 5. Effective Date. This Ordinance shall take effect immediately upon its passage and approval, as provided by law.

PASSED AND ADOPTED in a regular, adjourned session of the Town Council of the Town of Palm Beach on first reading this 9th day of June, 2021, and for second and final reading on this 13th day of July, 2021.

Danielle H. Moore, Mayor

Margaret A. Zeidman, Town Council President

Bobbie Lindsay, Council President Pro Tem

Julie Araskog, Town Council Member

ATTEST:

Queenester Nieves, CMC, Town Clerk

Edward A. Cooney, Town Council Member

Lewis S.W. Crampton, Town Council Member

TOWN OF PALM BEACH

Town Council Meeting on: July 13, 2021

Section of Agenda

Ordinances - First Reading

Agenda Title

Amendment to the Town Charter Regarding Town Caucus and Qualifying Dates

ORDINANCE NO. 018-2021 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending the Town Charter at Section 5.03, Relating to Qualifications, to Modify the Date to Qualify for Election to the First Tuesday of December of Each Year or on a Date at Least Ninety-Five (95) Days Prior to the March Election Date, Whichever Comes First; Further Amending the Town Code of Ordinances at Chapter 34, Elections at Article II, Candidate, Division 2, Caucus, Section 34-56, Calling and Notice of Election to be Consistent with Section 5.03 of the Town Charter, Providing that the Date of the Town Caucus be Held on the First Tuesday of December of Each Year or on a Date at Least Ninety-Five (95) Days Prior to the March Election Date, Whichever Comes First; Providing for Severability; Providing for Codification; Providing for an Effective Date.

Presenter

Queenester Nieves, CMC, Town Clerk

ATTACHMENTS:

- ▢ **Memorandum Dated June 28, 2021 From Queenester Nieves, Town Clerk**
- ▢ **Memorandum Dated June 2021 From Wendy Sartory Link, Supervisor of Elections**
- ▢ **Ordinance No. 18-2021 Qualifying Dates**

TOWN OF PALM BEACH

Information for Town Council Meeting on: July 13, 2021

To: Mayor and Town Council

Via: Kirk W. Blouin, Town Manager

Via: Jay Boodheshwar, Deputy Town Manager

From: Queenester Nieves, CMC, Town Clerk

Re: Changes to Town Caucus and Qualifying Dates
Ordinance No. 18-2021

DATE: June 28, 2021

STAFF RECOMMENDATION

Staff recommends the Town Council approve changes to the current Town Caucus and qualifying dates to the first Tuesday in December and the Wednesday immediately after for qualifying, or before the 95th day of the election by adopting Ordinance No. 18-2021.

GENERAL INFORMATION

The Supervisor of Election has requested each municipality amend the qualifying period so that the qualifying period ends on or before the 95th day before Election Day. See attached letter dated. At the previous direction of the Town Council, Ordinance No. 18-2021 was prepared to modify the language in the Town's Charter at Section 5.03 relating to qualifications, to modify the date to qualify for election to the first Tuesday of December of each year or on a date at least 95 days prior to the March election date, whichever comes first; Further amending the Town Code of the Ordinances at Chapter 34, Elections at Article II, Candidate, Division 2, Caucus, Section 34-56 Calling and notice of Election to be consistent with section 5.03 of the Town Charter, providing that the date of the Town Caucus be held on the first Tuesday of December of each year or on a date at least ninety five (95) days prior to March Election Date, whichever comes first. The Palm Beach County Supervisor of Elections sets the municipal election dates and ballot language deadlines to be uniform with a statewide election.

The Supervisor of Election has stated she cannot accommodate late submissions due to Federal regulations, as ballots must be mailed to military and overseas voters in a timely fashion.

TOWN ATTORNEY REVIEW

Ordinance No. 18-2021 has been reviewed and approved by the Town Attorney for legal form and sufficiency.

Attachments

cc: Jay Boodheshwar, Deputy Town Manager
John C. Randolph, Town Attorney
TCM Backup



Dear Municipal Clerks, Commissions, and Councils,

Congratulations to those of you who participated in a successful 2021 election cycle! The recent March Elections demonstrated the municipalities' commitment to democracy and to the voters of Palm Beach County. We were honored to work with you.

The Palm Beach County Supervisor of Elections office (SOE) is committed to facilitating secure, transparent, and accurate elections. To that end, due to updates in Florida Law in recent years, we have determined that certain changes in municipal charters and ordinances are necessary to ensure the efficient and cost-effective administration of future elections.

Qualifying Dates

To accommodate statutory vote-by-mail requirements, the SOE strongly recommends that each municipality who has not already done so amend its qualifying period so that its qualifying period ends on or before the 95th day before Election Day.

For example, qualifying for the March 8, 2022 election would end no later than Friday, December 3, 2021, allowing the SOE staff to program the necessary elections, create and proofread the ballot language, submit ballot templates to participating municipalities for approval, print vote-by-mail ballots, and prepare those ballots for mailing. We mail the military and overseas ballots 45 days before the election.

Failure to amend the qualifying period may result in the inability of the SOE to accommodate the elections of those municipalities. Our system does not allow us to "close" or move forward one city at a time, so any delay by one municipality results in our inability to move forward with the others.

Runoff Elections

While many municipalities no longer hold runoff elections, several still maintain provisions requiring a majority vote to win an election. Many municipalities have mentioned to us that the runoff elections are detrimental to their budgets because often the municipality has not budgeted for that expense. With so few holding runoff elections, the municipality does not benefit from the same degree of cost sharing as a Uniform Municipal Election that is held simultaneously with other municipalities. The county does not fund the municipal elections.

Please understand that we are happy to hold runoff elections, but are cognizant of the cost burden it places on municipalities. If you determine that you no longer wish to have runoff elections, please revise your charters or ordinances accordingly.



Polling Locations

It has come to our attention that some charters include provisions requiring specific polling locations or specifying that polling locations be within city or town limits. While this may not present an issue for stand-alone elections, when municipalities wish to participate in uniform or countywide elections, this becomes logistically problematic and expensive, if not impossible. The SOE urges municipalities to remove any provisions to this effect, as it will be impossible to guarantee specific polling locations in future elections if the municipality is joining a countywide election.

Single Canvassing Board for Uniform Municipal Elections

The final question presented for consideration by the municipalities is the designation of the Palm Beach County Supervisor of Elections as the official Supervisor of each Uniform Municipal Election, such that one single Canvassing Board may be empowered to canvass all of the municipal elections held simultaneously on a given day. The municipal clerks would still be qualifying officers for their municipality's candidates.

This is an optional service, and each municipality can make its own determination as to whether they want to designate the Palm Beach County Supervisor of Elections as the official Supervisor of their election. As required under the Florida election laws, at least one (1) member of the Canvassing Board is required to be present during activities such as the pre-election testing of tabulation equipment (the Logic and Accuracy test), opening, tabulation, duplication, and the canvassing of ballots. A municipality may choose to maintain its own Canvassing Board; however, if they choose to do so, the Supervisor of Elections may elect not to serve as a Canvassing Board member for that municipality.

In some municipalities, an election may be required in order to make these changes. The Secretary of State has called for a Special Primary Election on November 2, 2021, for the U.S. House of Representatives District 20 seat. While this district may not include a municipality that would be required to have an election, we will be happy to accommodate a municipality that wishes to do so. (If the municipality is within Congressional District 20, it would also result in a cost savings to that municipality.) Please let the Supervisor of Elections know by July 15, 2021, whether your municipality plans to participate in the November 2, 2021 election. We will not be able to hold an election outside of this date.



Wendy Sartory Link
Palm Beach County Supervisor of Elections
www.pbcelections.org

Again, congratulations on a successful election season. The Palm Beach County Supervisor of Elections looks forward to many future elections in partnership with our local governments.

Sincerely,

Wendy Sartory Link
Supervisor of Elections Palm Beach County

240 South Military Trail, West Palm Beach, FL 33415 | Post Office Box 22309, West Palm Beach, FL 33416
Telephone: 561.656.6200 | Fax Number: 561.656.6287

ORDINANCE NO. 018-2021

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA AMENDING THE TOWN CHARTER AT SECTION 5.03, RELATING TO QUALIFICATIONS, TO MODIFY THE DATE TO QUALIFY FOR ELECTION TO THE FIRST TUESDAY OF DECEMBER OF EACH YEAR OR ON A DATE AT LEAST NINETY-FIVE (95) DAYS PRIOR TO THE MARCH ELECTION DATE, WHICHEVER COMES FIRST; FURTHER AMENDING THE TOWN CODE OF ORDINANCES AT CHAPTER 34, ELECTIONS AT ARTICLE II, CANDIDATE, DIVISION 2, CAUCUS, SECTION 34-56, CALLING AND NOTICE OF ELECTION TO BE CONSISTENT WITH SECTION 5.03 OF THE TOWN CHARTER, PROVIDING THAT THE DATE OF THE TOWN CAUCUS BE HELD ON THE FIRST TUESDAY OF DECEMBER OF EACH YEAR OR ON A DATE AT LEAST NINETY-FIVE (95) DAYS PRIOR TO THE MARCH ELECTION DATE, WHICHEVER COMES FIRST; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, pursuant to Florida Statute Section 101.62(4)(a), the Supervision of Elections' office shall send a vote-by-mail ballot to each absent uniform services voter and to each overseas voter who has requested a vote-by-mail ballot no later than 45 days before each presidential preference primary election, primary election, and general election; and

WHEREAS, the Town's Charter provides that the Mayor and Town Council members shall be elected at the general election held on the second Tuesday in March each year; and

WHEREAS, the Town's Charter and the Town Code provide that candidates for the office of Mayor or Town Council shall qualify for such offices by (a) Being nominated by an elector of the Town and seconded by at least three (3) electors at the Town Caucus to be held on the second Tuesday of January of each year and (b) Being endorsed by petition signed by at least twenty-five (25) electors filed with the Town Council no later than 5:00 p.m. on the day following the Town Caucus; and

WHEREAS, a conflict exists between the Town Charter, the Town Code and Florida Statute Section 101.62(4)(a) relating to municipal elections in that the Town's qualifying period and the election date, as presently prescribed, do not allow sufficient time for the ballot to be created and approved and sent to an overseas voter pursuant to Florida Statute Section 101.62(4)(a); and

WHEREAS, it is therefore required that the Town Charter and the Town Code be amended to modify the date of the qualification period for candidates and the date of general elections in the Town.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, AS FOLLOWS:

Section 1. The Town Charter is hereby amended at Section 5.03, Qualifications, to read as follows:

Section 5.03 – Qualifications.

Candidates for the office of Mayor or Town Council shall qualify for such offices by:

(a) Being nominated by an elector of the Town, and seconded by not more than three (3) electors, at the Town Caucus to be held on the first Tuesday of December of each year or on a date at least ninety-five (95) days prior to the March election date, whichever comes first.

(b) Being endorsed by petition signed by at least twenty-five (25) electors, filed with the Town Clerk no later than 5:00 p.m. on the day following the Town Caucus.

Section 2. Calling and Notice of Caucus. The Town Code of Ordinances is hereby amended at Article II, Officials, Section 34-56, to read as follows:

Sec. 34-56. - Calling and Notice of Caucus.

Each year the Town Clerk shall call a caucus of the qualified voters of the Town for the purpose of nominating candidates for Mayor and the Town Council. Such caucus shall be held as provided by section 5.03 of the Charter and shall be called by the Clerk publishing the following notice in a newspaper having a general circulation in the Town on the three (3) Mondays immediately preceding the Qualification Date:

Notice to the Qualified Voters of
the Town of Palm Beach

You and each of you are hereby notified that a caucus of the qualified voters of the Town of Palm Beach, Florida, will be held in the town council chambers of the town hall at 7:00 p.m. on the first Tuesday of December, or _____ (date) (which is a date at least ninety-five (95) days prior to the election date), whichever comes first, for the purpose of nominating a Mayor and _____ Councilmembers, to be voted on at the general election to be held in the Town on the second Tuesday in March.

All qualified voters of the Town are entitled to be present and to place in nomination such candidates as they desire. For a nomination to be effective, it must be seconded by not more than three (3) electors and all nominations and seconds thereto may be made only by qualified voters of the Town.

Dated, _____ day of _____, 20__.

/s/ _____
Town Clerk

All other sections of Section 34-56 shall remain unchanged.

Section 4. Severability.

If any provision of this Ordinance or the application thereof is held invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect without the invalid provisions or applications, and to this end the provisions of this Ordinance are hereby declared severable.

Section 6. Codification.

This Ordinance shall be codified and made a part of the official Code of Ordinances of the Town of Palm Beach.

Section 7. Effective Date.

This Ordinance shall take effect immediately upon its passage and approval, as provided by law.

PASSED AND ADOPTED in a regular, adjourned session of the Town Council of the Town of Palm Beach on first reading this 13th day of July, 2021, and for second and final reading on this _____ day of _____, 2021.

Danielle H. Moore, Mayor

Margaret A. Zeidman, Town Council President

Bobbie Lindsay, Council President Pro Tem

ATTEST:

Julie Araskog, Town Council Member

Queenester Nieves, CMC
Town Clerk

Edward A. Cooney, Town Council Member

Lewis S.W. Crampton, Town Council Member