



TOWN OF PALM BEACH

Town Manager's Office
TOWN COUNCIL MEETING

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

AGENDA

MARCH 10, 2020

9:30 AM

Welcome

For information regarding this agenda and the procedures for public participation at Town Council Meetings, please refer to the end of this agenda.

I. CALL TO ORDER AND ROLL CALL

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

II. INVOCATION AND PLEDGE OF ALLEGIANCE

III. MODIFICATIONS TO THE AGENDA

IV. APPROVAL OF AGENDA

V. PRESENTATIONS

- A.** Rising Water: Not an Emergency, Definitely a Problem
*Jan Peelen, Attache for Infrastructure and Water Management,
Embassy of the Kingdom of the Netherlands*

Page
7

VI. BOARD AND COMMISSIONS PRESENTATIONS AND APPOINTMENTS

- A.** Presentations by Applicants for the Architectural Commission
Pat Gayle-Gordon, Acting Town Clerk
- B.** Presentations by Applicants for the Landmarks Preservation Commission
Pat Gayle-Gordon, Acting Town Clerk
- C.** Appointments to the Architectural Commission
Pat Gayle-Gordon, Acting Town Clerk
- D.** Appointments to the Landmarks Preservation Commission
Pat Gayle-Gordon, Acting Town Clerk

Page
44

Page
80

VII. COMMENTS OF MAYOR GAIL L. CONIGLIO

VIII. COMMENTS OF TOWN COUNCIL MEMBERS

IX. COMMUNICATIONS FROM CITIZENS - 3 MINUTE LIMIT PLEASE

X. APPROVAL OF CONSENT AGENDA (SEE NOTE 5)

A. MINUTES

1. Town Council Meeting Minutes
- a. February 11, 2020, Town Council Meeting Minutes
- b. February 12, 2020, Town Council Development Review Meeting Minutes
Pat Gayle-Gordon, Acting Town Clerk
2. Approval of Major Matters Considered by the Architectural Review Commission at its Meeting of February 26, 2020
Wayne Bergman, Acting Director of Planning, Zoning and Building

Page
126

Page
159

B. RESOLUTIONS

1. RESOLUTION NO. 12-2020 A Resolution Of The Town Council Of The Town Of Palm Beach, Palm Beach County, Florida, Approving A Resolution For A Change Order Of \$52,970 Associated With Environmental Services, Inc. For The Continuation Of Historic Site Surveys With An Approximate 700 Additional Homes Included In The Surveys.
Wayne Bergman, Acting Director of Planning, Zoning and Building
2. RESOLUTION NO. 13-2020 A Resolution Of The Town Council Of The Town Of Palm Beach, Palm Beach County, Florida, Approving A Resolution For A Change Order To Address Costs Of \$64,000

Page
181

Page
201

Associated With Kimley Horn And Associates For Additional Site Civil Plan Review Assistance.

Wayne Bergman, Acting Director of Planning, Zoning and Building

3. RESOLUTION NO. 14-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Proposal for Australian Watermain Replacement - Engineering Design Services as Prepared by Kimley-Horn and Associates, Inc. in the amount of \$82,292 and a project budget of \$94,300. Page 208

Dean Mealy, Purchasing Manager

4. RESOLUTION NO. 15-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Direct Owner Purchase of Pumps, Control Panels and Associated Hardware for the D-16 and D-18 Pump Stations in the amount of \$502,383.00 and Establish a project budget of \$512,383.00. Page 216

The Direct Owner Purchase of the materials to rehabilitate the two stations will save the Town \$35,166 in sales tax.

Dean Mealy, Purchasing Manager

C. OTHER

1. Request by the City of West Palm Beach for Town Sponsorship in the Amount of \$12,000 for the City's 4th on Flagler Event. Page 230

Kirk W. Blouin, Town Manager

XI. BOARD/COMMISSION ANNUAL REPORT

- A. Annual Report of the Landmarks Preservation Commission. Page 234
Edward Cooney, Chair

XII. REGULAR AGENDA

A. Old Business

1. Update on the Overall Status of the Palm House Hotel and the New Buyer's Intentions to Re-Start Construction Page 237
Cary Glickstein, Receiver
TIME CERTAIN: 11:00 A.M.
2. Town-wide Undergrounding Project Page 239
Steve Stern, Project Manager

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

b. RESOLUTION NO. 16-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing the Town Manager to Execute an Easement and Use Agreement Between the Town of Palm Beach and Florida Power and Light (FPL) at 265 Palmo Way for Access, and Maintenance of FPL Equipment.

3. Town Marina Project:
H. Paul Brazil, P.E., Director of Public Works
TIME CERTAIN: 11:30 A.M.

a. Establish Overall Project Budget

b. RESOLUTION NO. 17-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Selection Committee Recommendation for RFP No. 2019-35, Awarding the Construction of the Town Marina to Murray Logan Construction, Inc., in the Amount of \$32,968,000 and Authorize the Town Manager to Execute the Contracts. Town Staff also Recommends that the Town Council Approve an Overall Contract Budget of \$36,264,800 and a Project Budget of \$37,658,753.

c. RESOLUTION NO. 18-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order to Coston Marine Services, Inc., for Mitigation Work Associated with the Town Marina Project in the Amount of \$119,000 and Approving a Total Task Budget Not-To-Exceed \$137,000.

d. RESOLUTION NO. 19-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving an Installation Agreement with Florida Power and Light for Electrical Upgrades Associated with the Town Marina Project, Including a Customer Contribution in the Amount of \$130,000.

e. RESOLUTION NO. 20-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Maintenance Memorandum of Agreement (MMOA) with Florida Department of Transportation (FDOT) for Improvements Associated with the Town Marina Project, to be Constructed Within the FDOT Right-of-Way.

B. Matters Pulled From Consent Agenda: If needed

XIII. ORDINANCES

A. Second Reading

1. ORDINANCE NO. 05-2020 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Providing for an Amendment to the Town's Budgets Adopted for the Fiscal Year Commencing October 1, 2019, and Providing an Effective Date.
Jane Le Clainche, Director of Finance

Page
348

B. First Reading

1. ORDINANCE NO. 06-2020 An Ordinance Of The Town Council Of The Town Of Palm Beach, Palm Beach County, Florida, Amending

Page
354

Chapter 106 Of The Town Code Of Ordinances At Article VII, Special Events On Public Property, At Division 1, Section 106-256, Definitions, So As To Amend The Definition Of Special Event To Include Walk/Run; Further Amending Section 106-283, Standards For Issuance, So As To Provide That Special Events Shall Be Subject To Section 106-289; Including A New Section 106-289 Titled Walks And Runs, So As To Provide For Applications For Such Activities And Procedures And Criteria For Approving A Walk/Run Event; Providing For Severability; Providing For Repeal Of Ordinances In Conflict; Providing For Codification; Providing An Effective Date.

Jay Boodheshwar, Deputy Town Manager

2. ORDINANCE NO. 07-2020 An Ordinance Of The Town Council Of The Town Of Palm Beach, Palm Beach County, Florida, Amending Chapter 66 Of The Town Code Of Ordinances Related To Natural Resource Protection At Article IV, Vegetation, Division 5, Regulations, Section 66-311, Prohibited Plants, So As To Prohibit, In Addition To Ficus Benjamina, Ficus Nitida; Providing For Severability; Providing For Repeal Of Ordinances In Conflict; Providing For Codification; Providing An Effective Date.

Page
360

Jay Boodheshwar, Deputy Town Manager

XIV. ANY OTHER MATTERS

XV. ADJOURNMENT

PLEASE TAKE NOTE:

Note 1: Please submit written comments/materials to council@townofpalmbeach.com or in person to the Town Clerk's Office, located at Town Hall, 360 South County Road. No written materials received after 3:30 p.m. on the Thursday immediately prior to a monthly Town Council meeting will be included in the back-up binders distributed to the Mayor and Town Council in preparation for that meeting. Written materials received after 3:30 p.m. on Thursday will be separately distributed to the Mayor and Town Council; however, depending upon the length of the materials, the time of submittal, and other circumstances, the Mayor and Town Council may not be able to read and consider such late submittals prior to acting upon the policy matter(s) which they address.

Note 2: The progress of this meeting may be monitored by visiting the Town's website (townofpalmbeach.com) and clicking on "Meeting Audio" in the left column. If you have questions regarding that feature, please contact the Office of Information 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: March 10, 2020

Section of Agenda Presentations

Agenda Title
Rising Water: Not an Emergency, Definitely a Problem

Presenter
Jan Peelen, Attache for Infrastructure and Water Management, Embassy of the
Kingdom of the Netherlands

ATTACHMENTS:

▣ **Presentation**



Ministry of Foreign Affairs

Rising Water: Not an emergency, definitely a problem

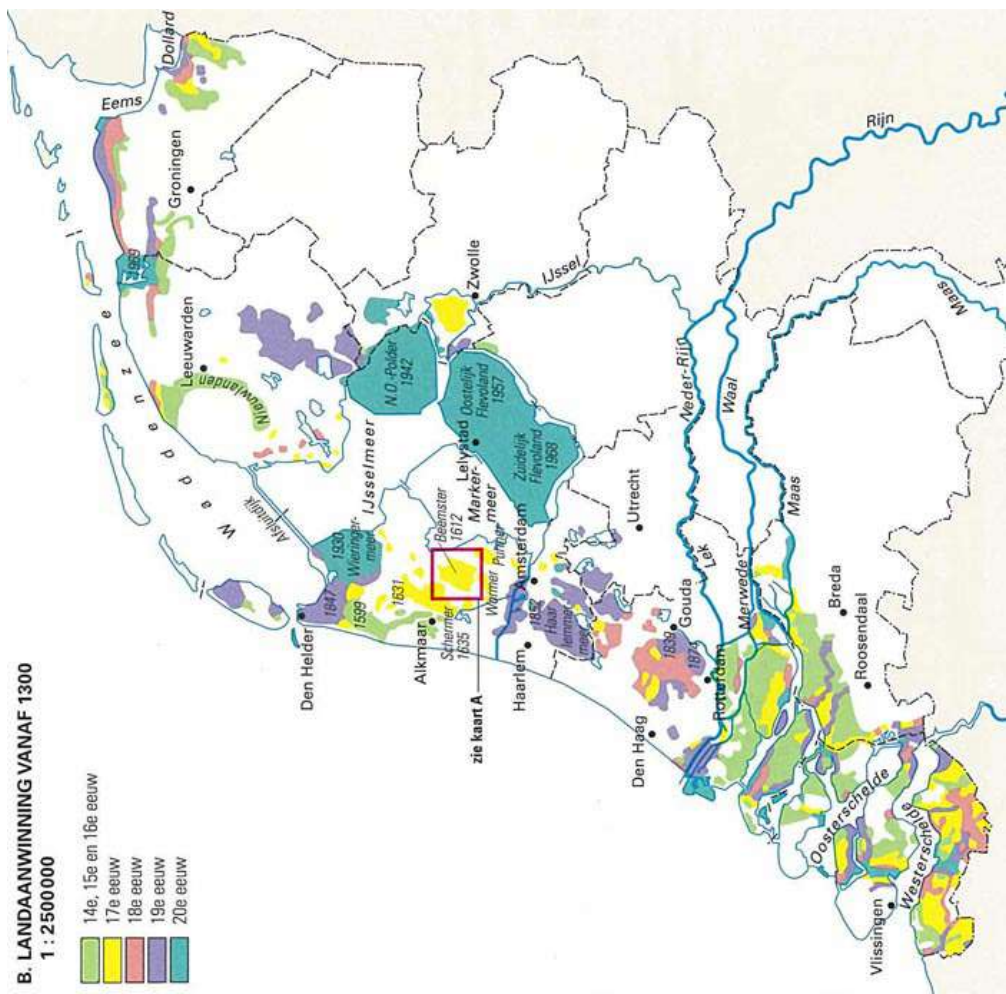
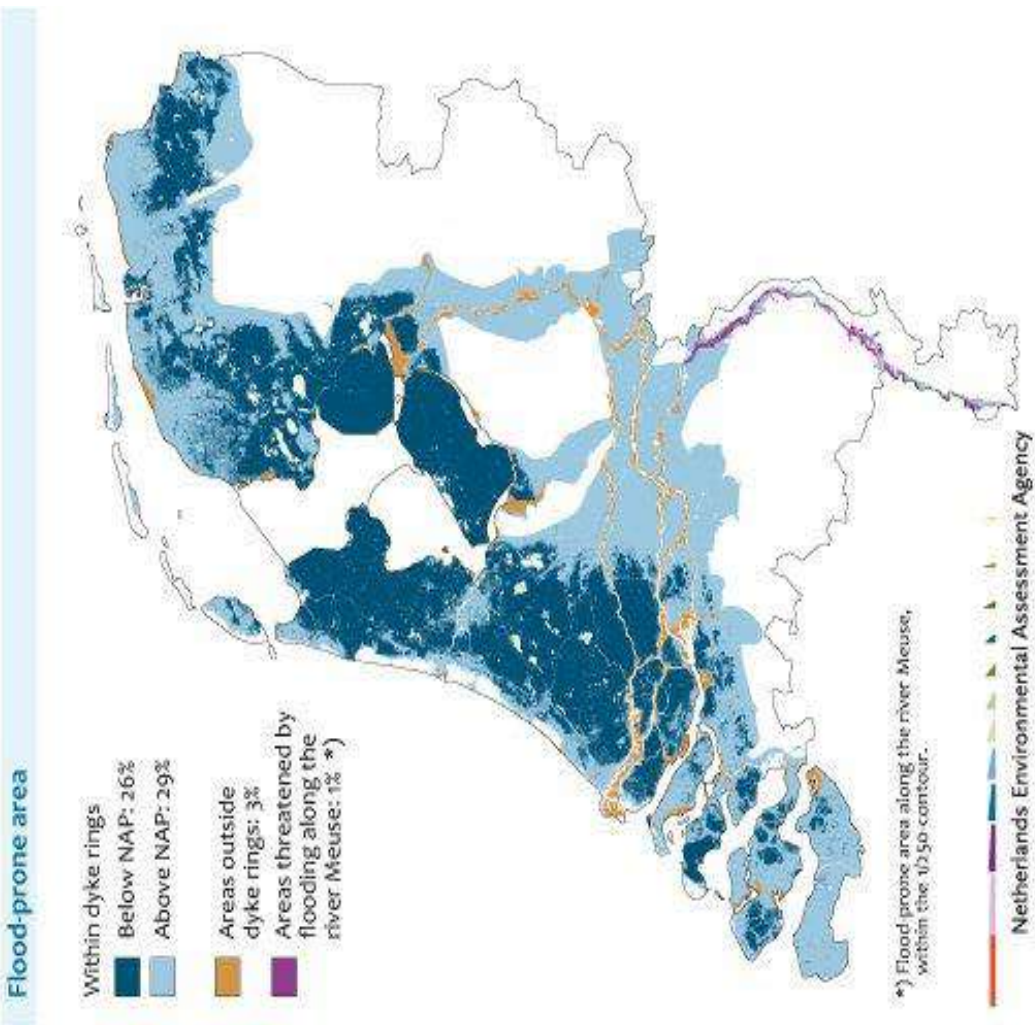
Jan Peelen

Attaché for Infrastructure & Water Management
Netherlands Embassy

25-02-2020



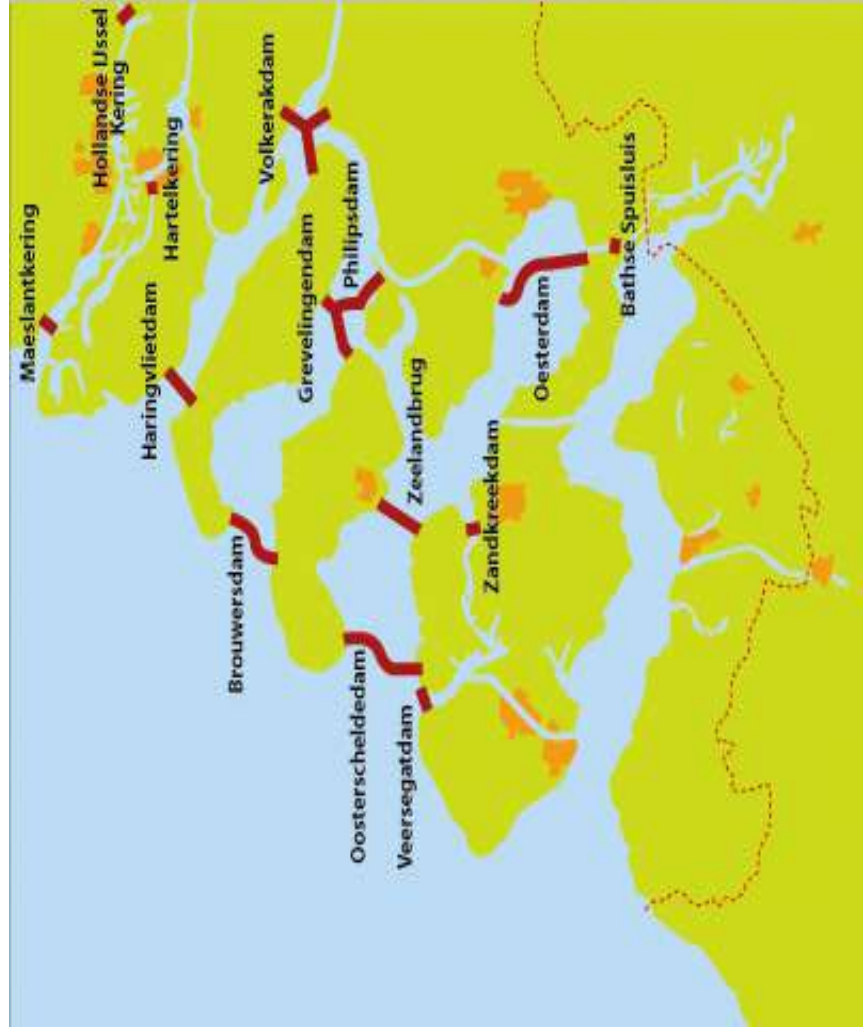
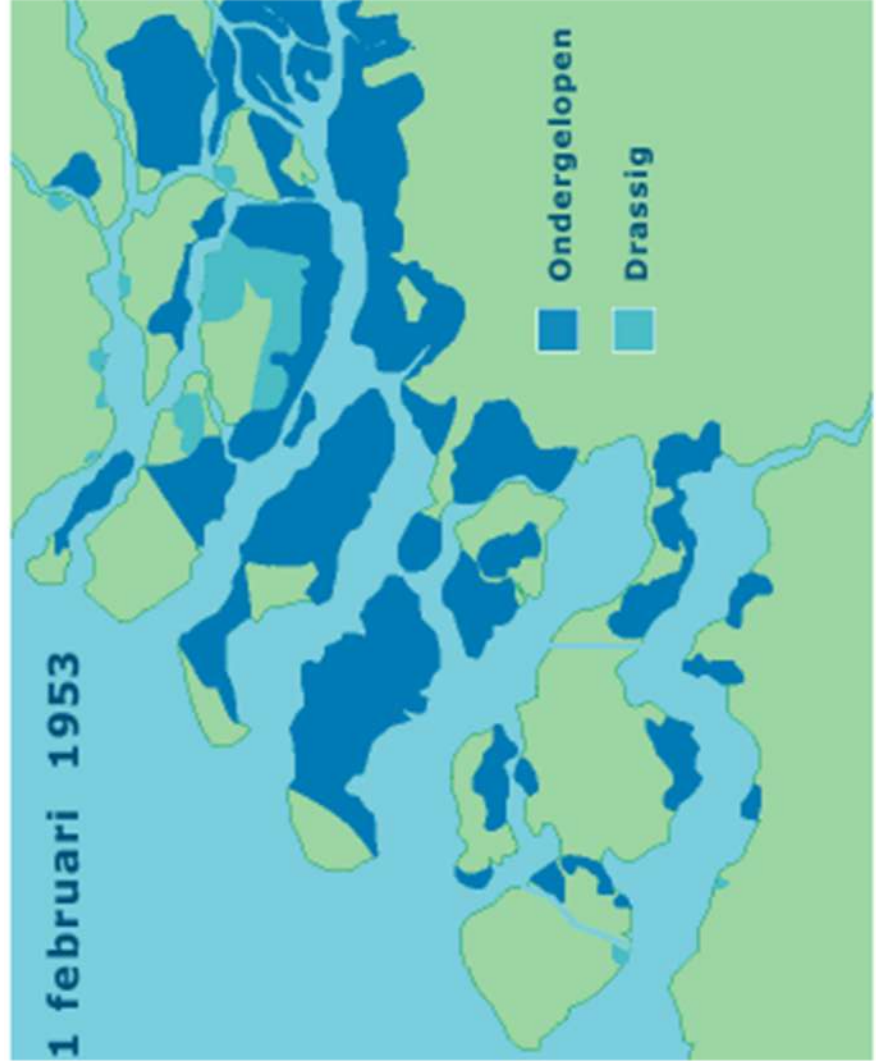








The Deltaplan: creating a fortress against the sea









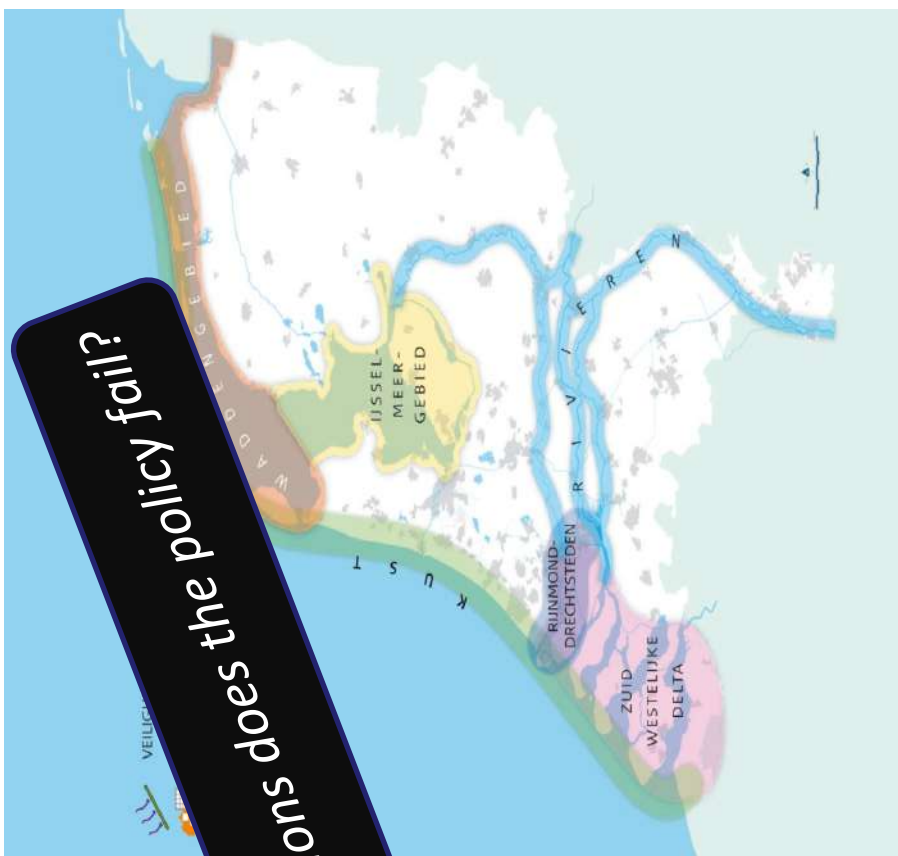






The Deltaprogram: Sustainable, Flexible and Solidarity

- Framework for climate adaptation: 2020 → 2025 → 2100
- New political-administrative, legal and financial measures
- Incorporating uncertainty in planning process
- Long term actions
- Instead of: What can happen? Ask: Under what conditions can we avoid it?
- Incentives for each
- Radical change in discourse



framework for climate adaptation: 2020

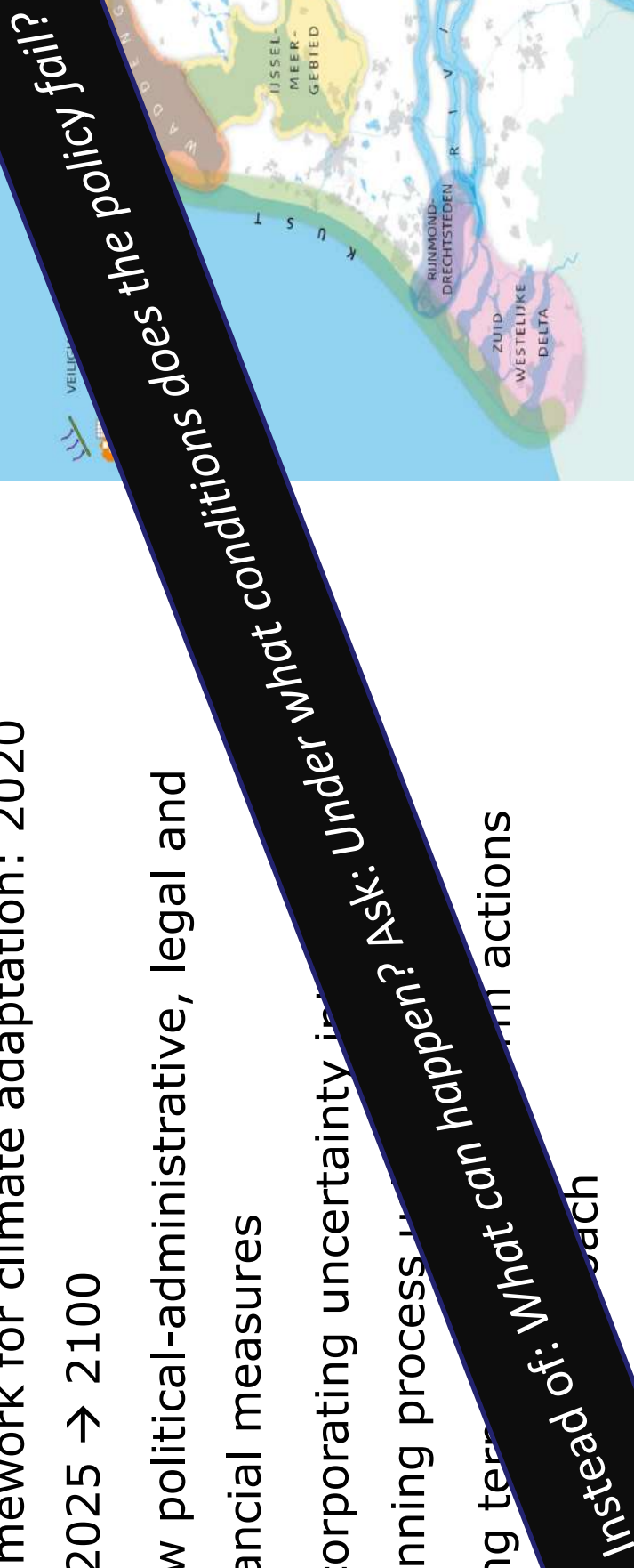
2025 → 2100

new political-administrative, legal and financial measures

incorporating uncertainty in planning process

long term actions

Instead of: What can happen? Ask: Under what conditions does the policy fail?

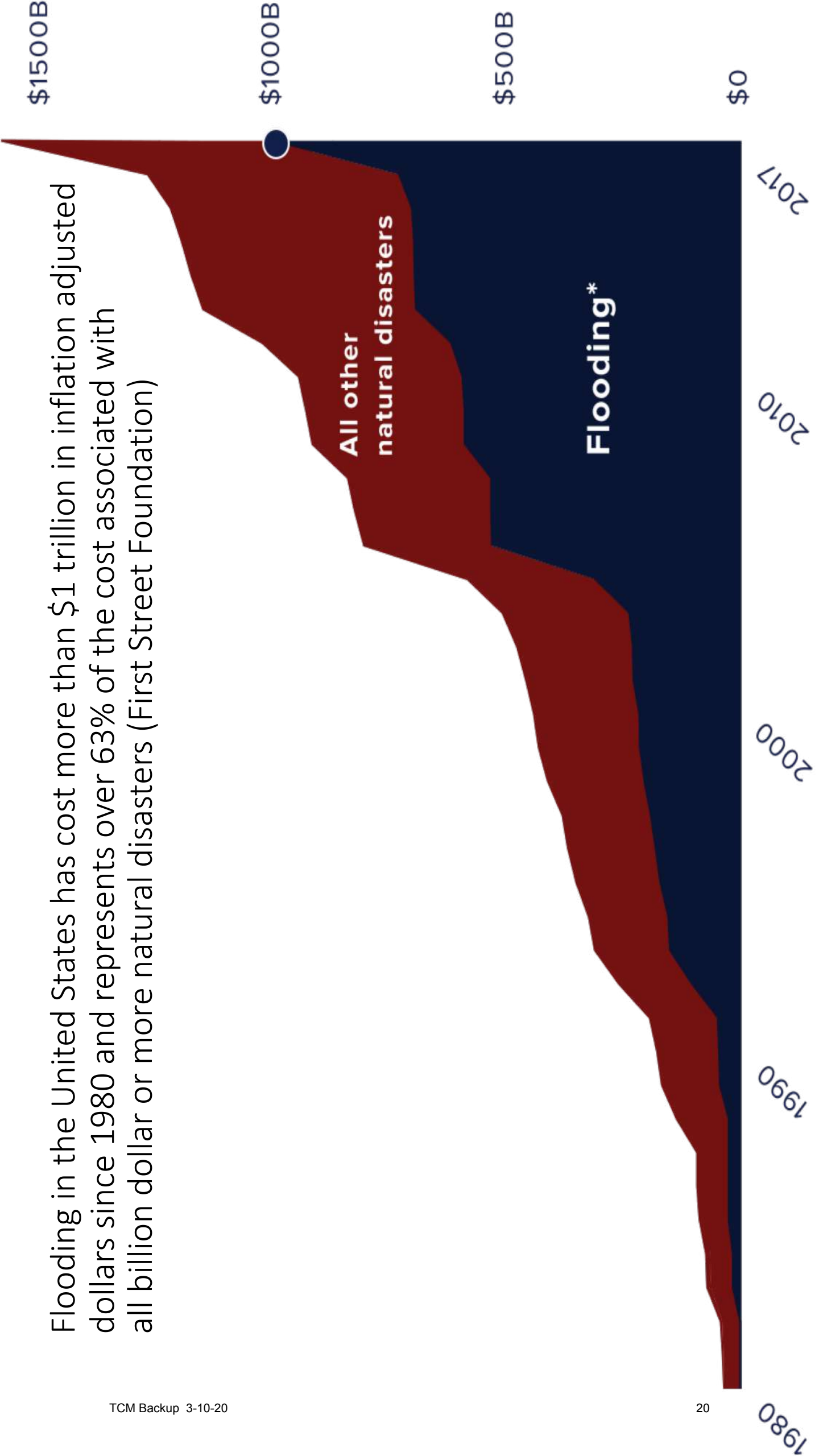
A map of the Dutch Delta region, showing the IJsselmeer, Zuiderzee, and Westelijke Delta. The map is color-coded: green for land, blue for water, and yellow for the IJsselmeer. Labels include 'IJSELMEER-GEBIED', 'ZUID-WESTELIJKE DELTA', 'RUINMOND-DRECHTSTEDEN', 'KUST', 'IJSELMEER', 'ZUID-WESTELIJKE DELTA', and 'RUINMOND-DRECHTSTEDEN'. A large black diagonal banner with white text is overlaid on the map.

U.S. 2017 Billion-Dollar Weather and Climate Disasters



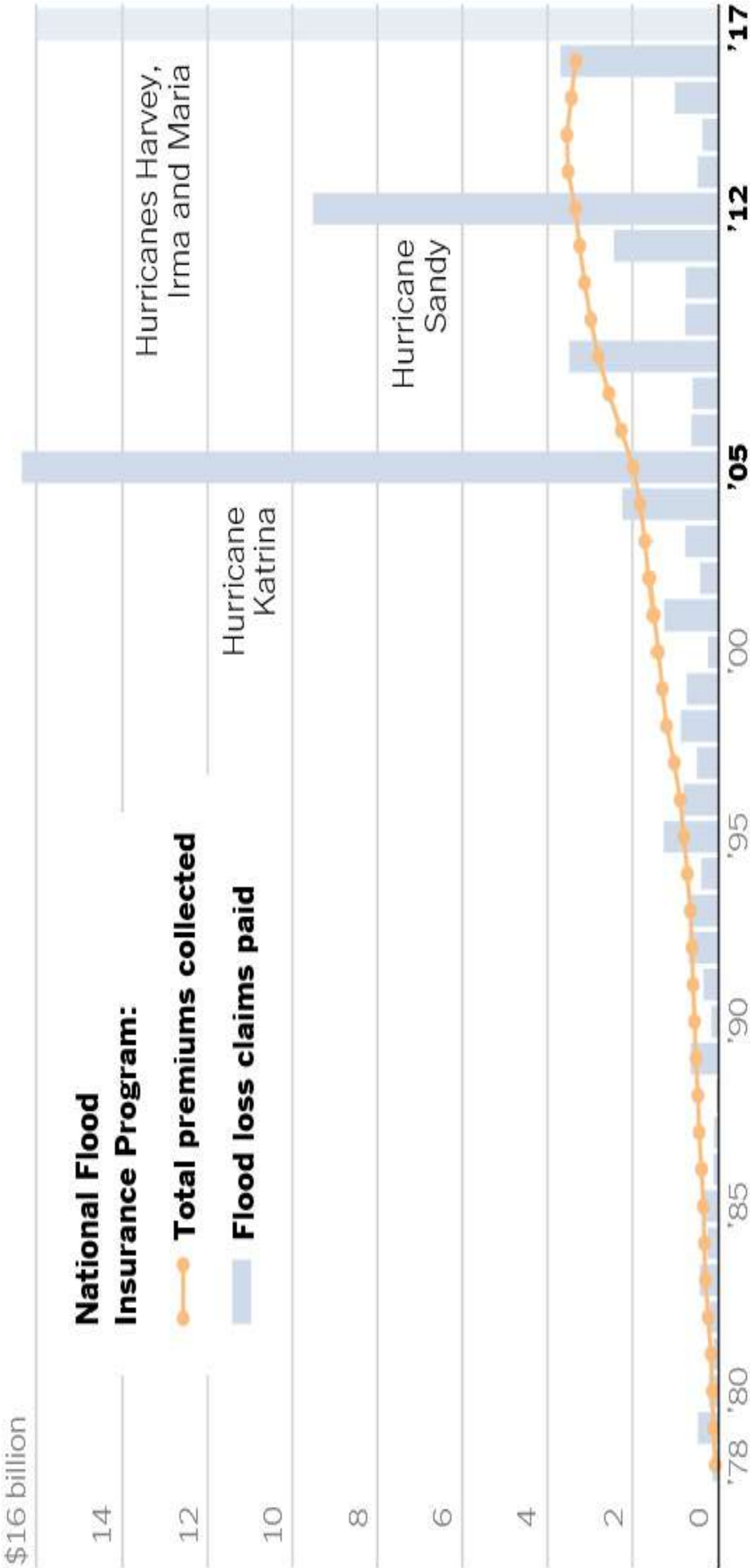
This map denotes the approximate location for each of the 16 billion-dollar weather and climate disasters that impacted the United States during 2017.

Flooding in the United States has cost more than \$1 trillion in inflation adjusted dollars since 1980 and represents over 63% of the cost associated with all billion dollar or more natural disasters (First Street Foundation)



Unable to Keep Up With the Floods

The National Flood Insurance Program has been in the red since 2005, when Hurricane Katrina flooded New Orleans and it suddenly had to pay out \$16.3 billion in claims.



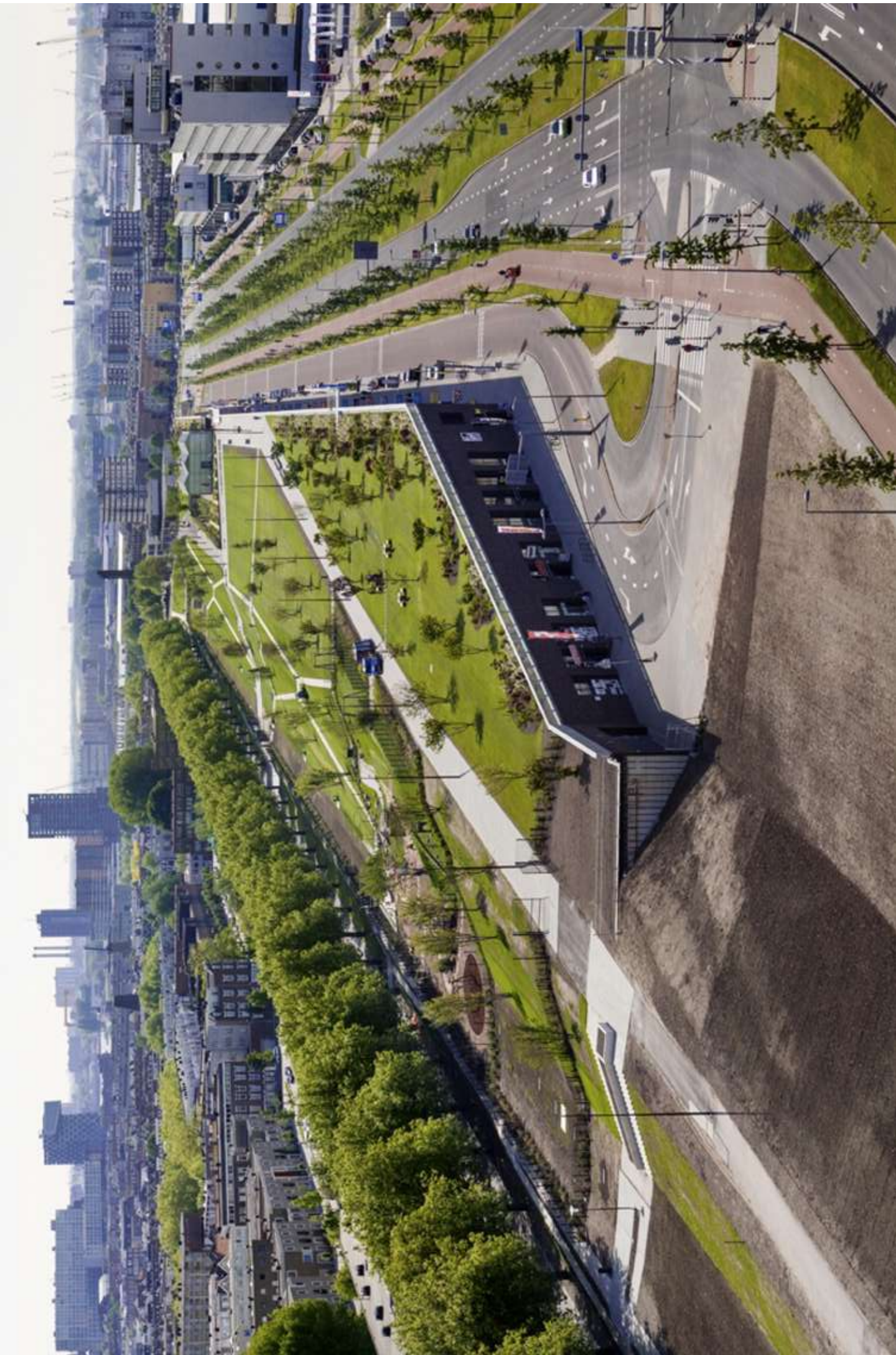


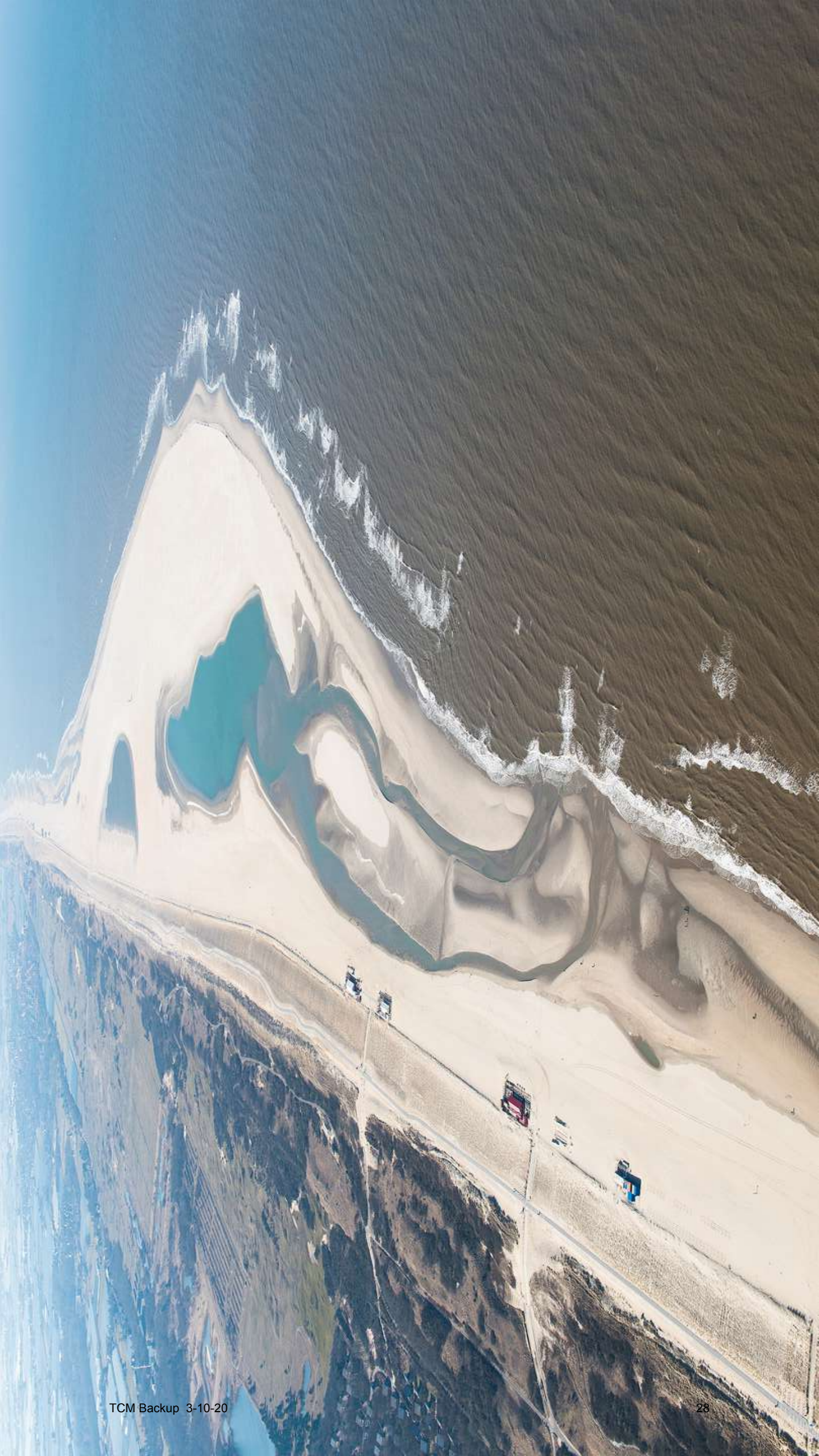










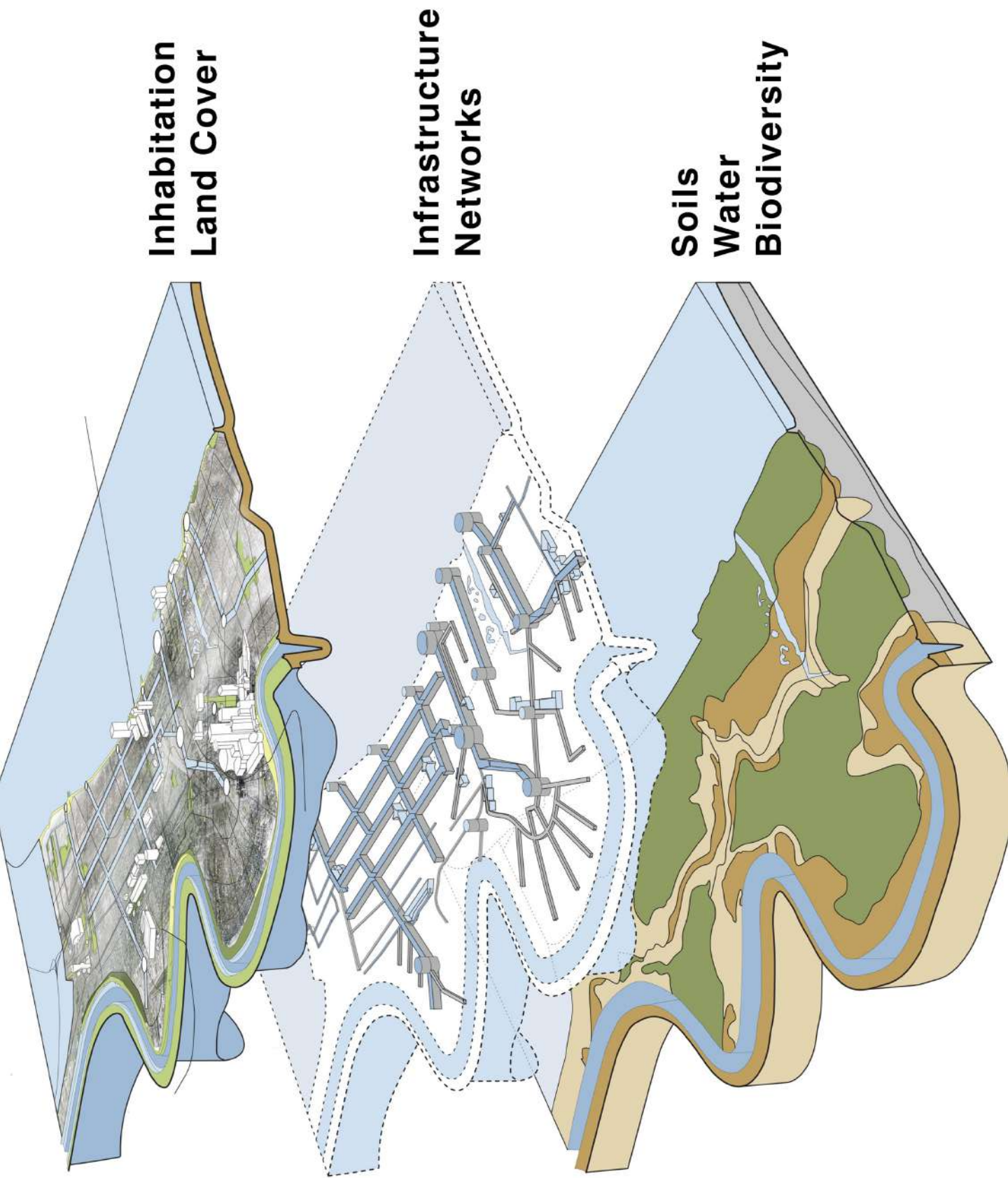










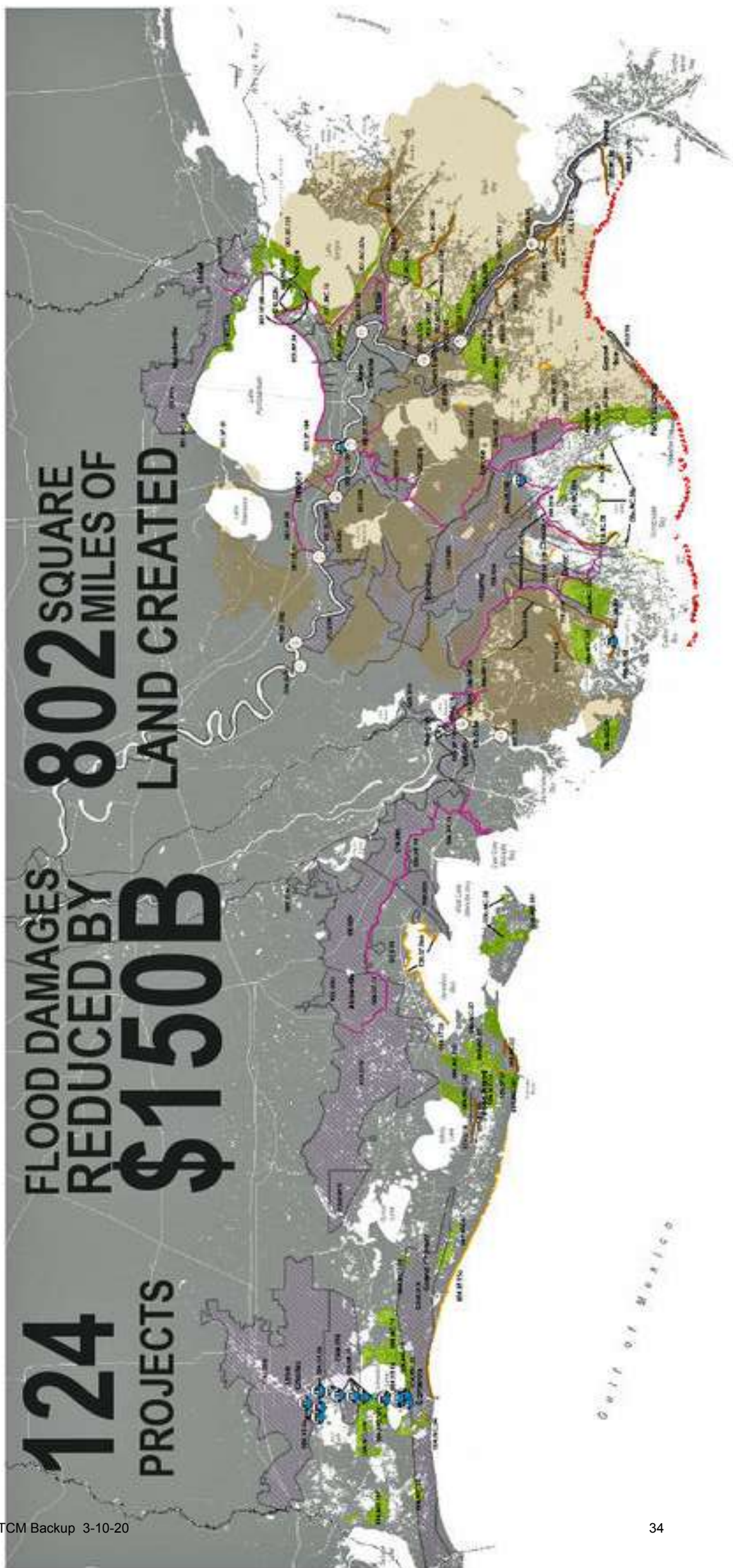


124

PROJECTS

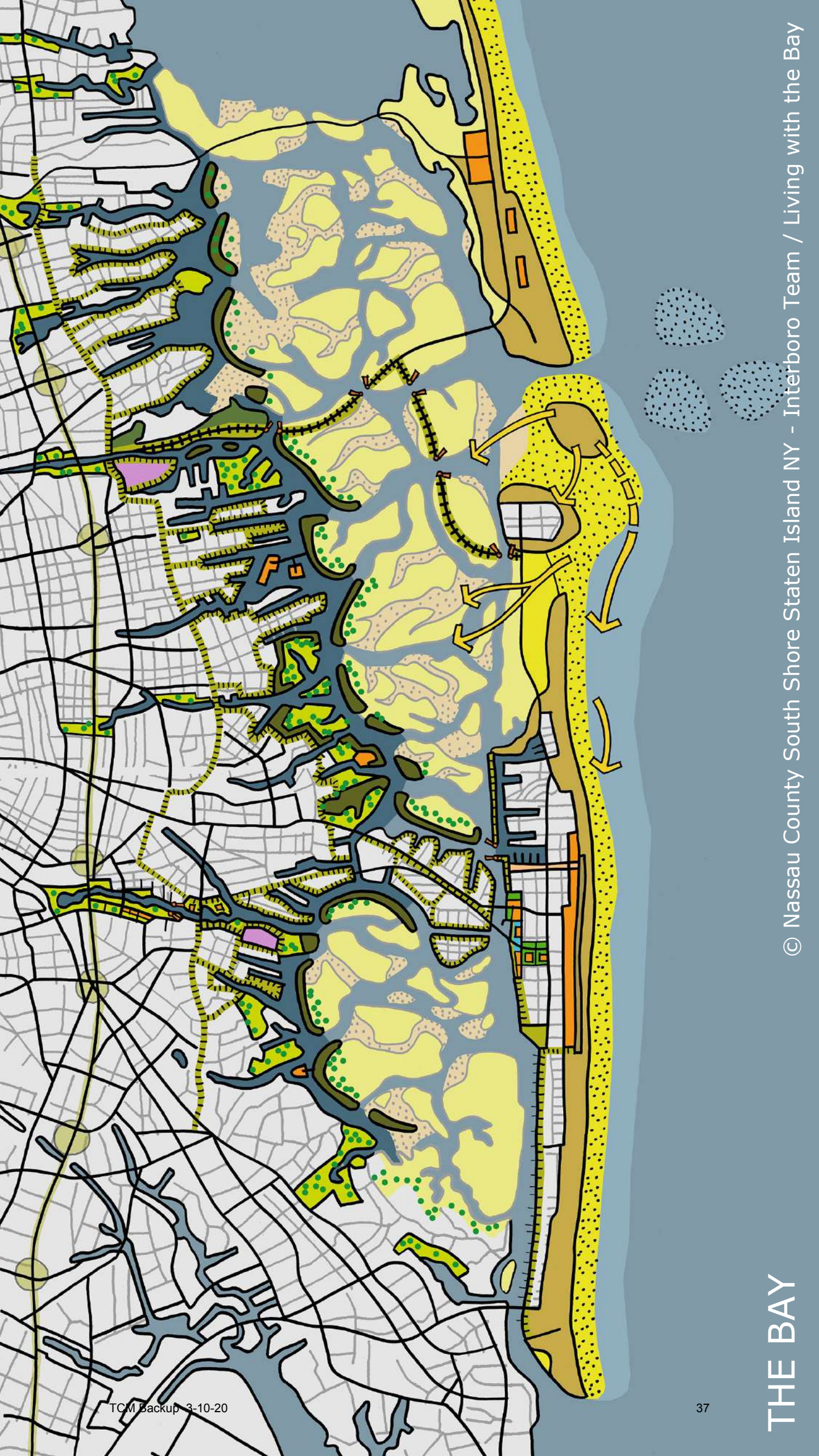
**FLOOD DAMAGES
REDUCED BY
\$150B**

**802 SQUARE
MILES OF
LAND CREATED**







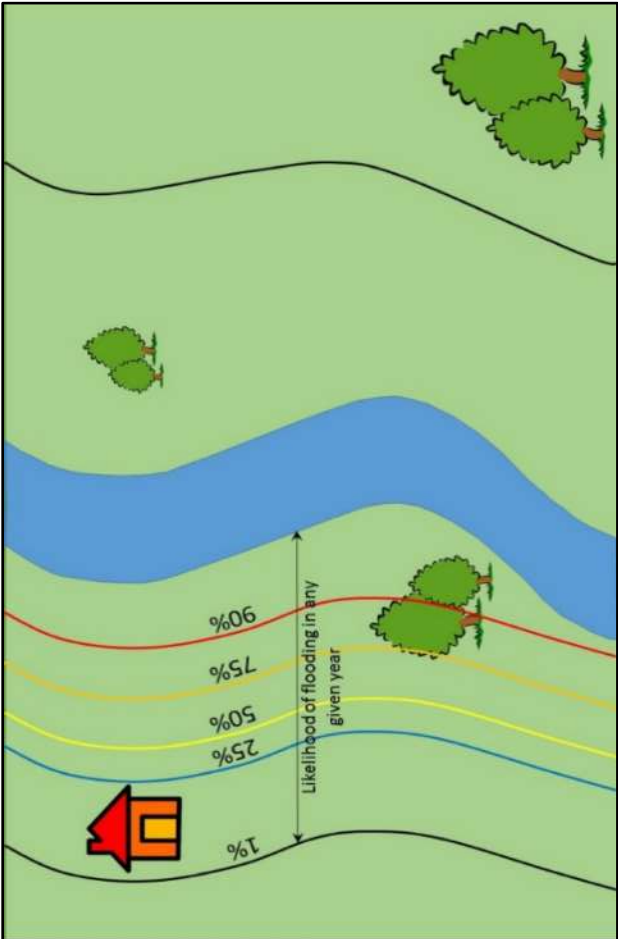
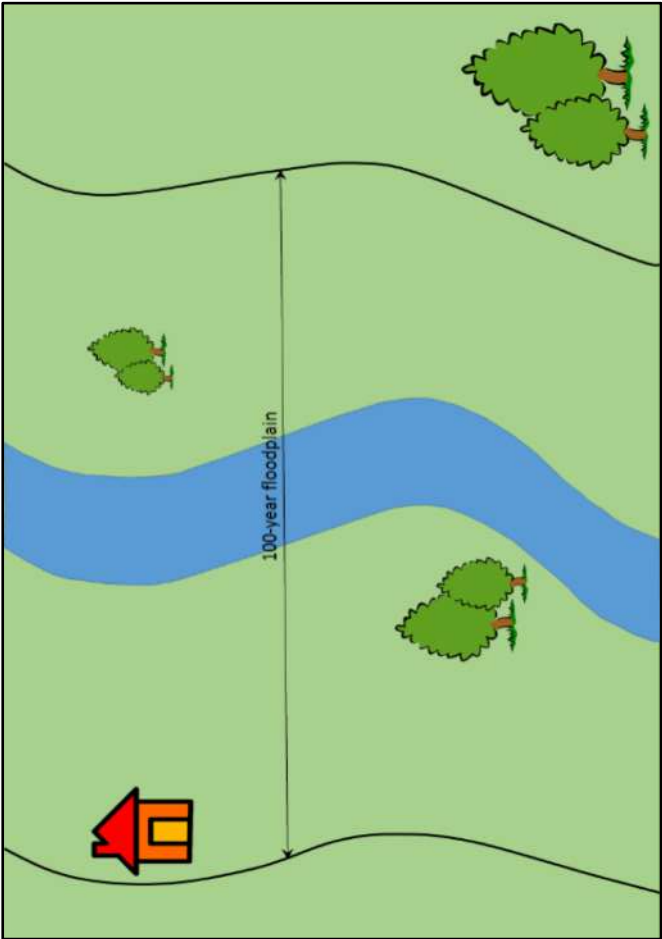
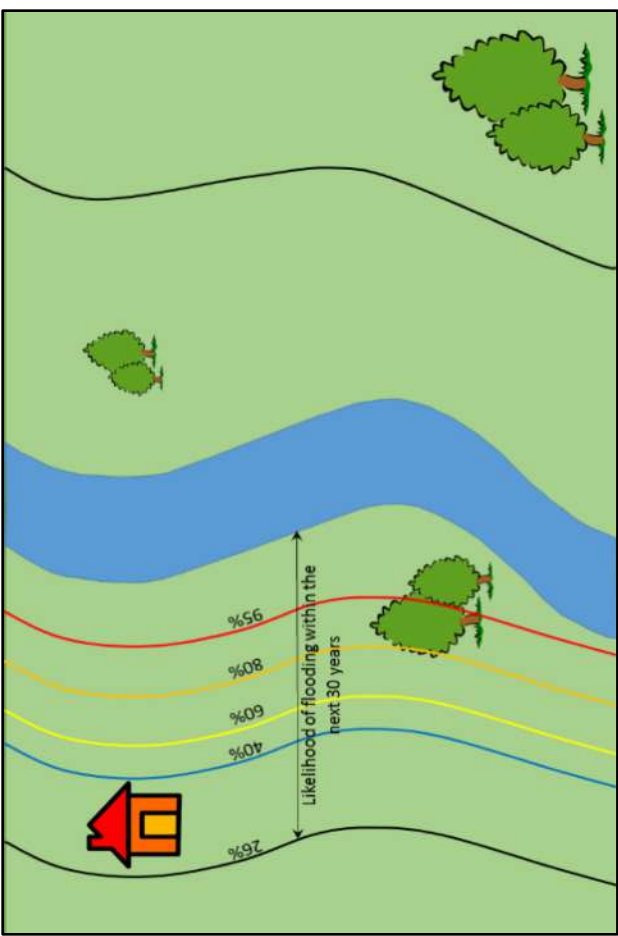
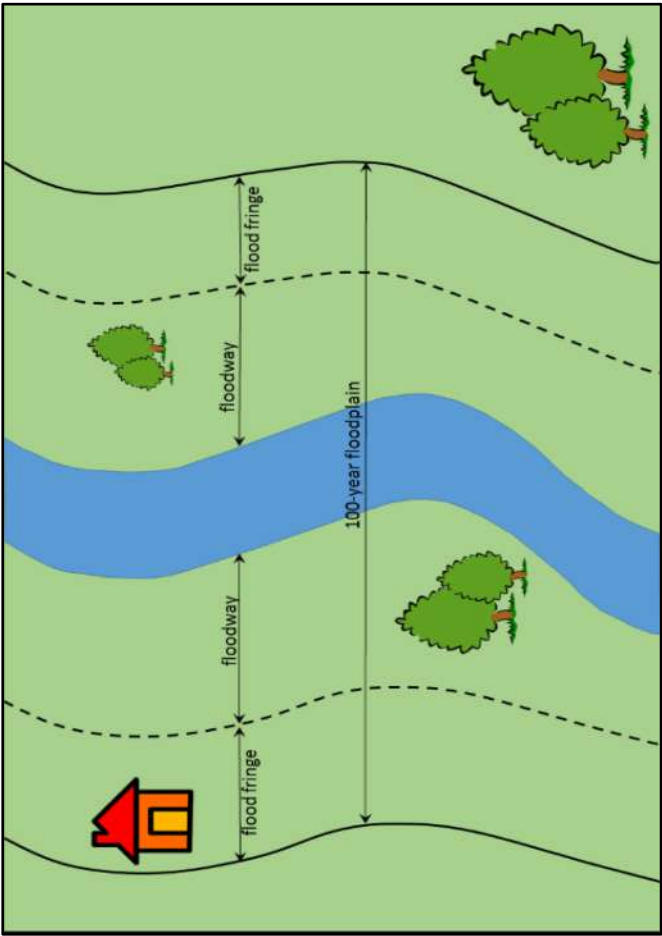


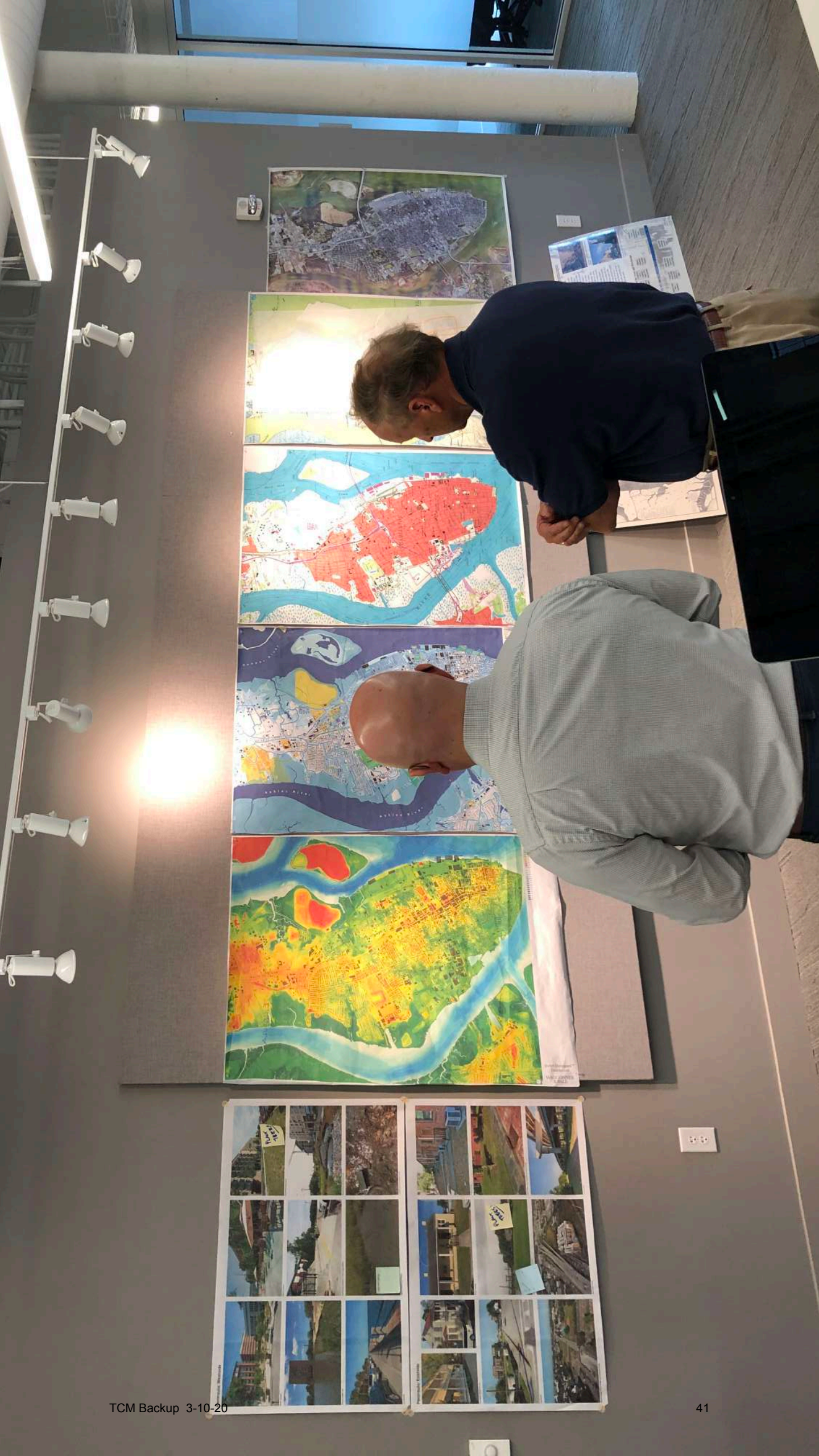


NORFOLK - HARBOR PARK AND CHESTERFIELD HEIGHTS

NORFOLK, VA



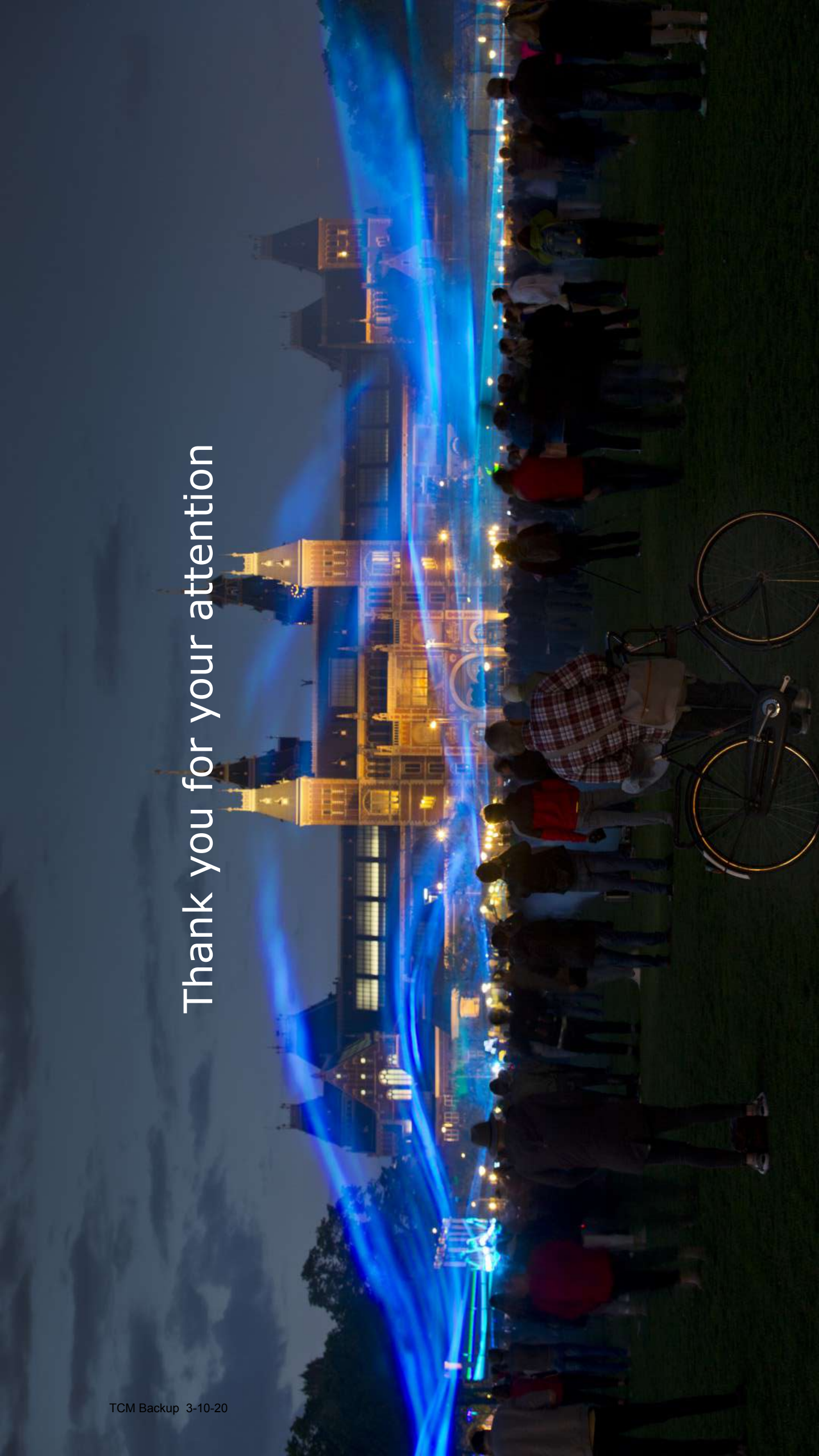




Development Guidelines

Zone	Approx. Land Elev. (NAVD)	Allowable Development Density	Allowable Foundation Types	Fill Allowed	Potential Stormwater BMPs
Wet Zone	0 – 6’	None	N/A	No	Living Shorelines/Buffers
Ecological Zone	6 – 10’	Limited (Single)	Elevated	Roadways Only	Promote Buffers/Open Systems/Space/ Storage Only
Transitional Ecological Zone	10 – 15’	Moderate	Elevated/ Limited Slab on Grade	Limited	Closed Systems/ Open Space/Storage and Green Infrastructure/ Infiltration
Community Zone	> 15’	Moderate to Urban	Mix	Limited to Moderate	Green Infrastructure/ Infiltration and Limited Closed Systems

Thank you for your attention



TOWN OF PALM BEACH

Town Council Meeting on: March 10, 2020

Section of Agenda

Board and Commissions Presentations and Appointments

Agenda Title

Appointments to the Architectural Commission

Presenter

Pat Gayle-Gordon, Acting Town Clerk

ATTACHMENTS:

- ▣ **Memorandum Dated March 2, 2020, from Pat Gayle-Gordon, Acting Town Clerk**
- ▣ **Sample Ballot**
- ▣ **Application - Katherine Catlin**
- ▣ **Application - Edward Cooney**
- ▣ **Application - Eugene R. Fagan**
- ▣ **Application - Daniel Floersheimer**
- ▣ **Application - Maisie Grace**
- ▣ **Application - Kenn Karakul**
- ▣ **Application - Richard Sammons**
- ▣ **Applicaton - Betsy Shiverick**

TOWN OF PALM BEACH

Information for Town Council Meeting on March 10, 2020

TO: Mayor and Town Council

VIA: Kirk W. Blouin, Town Manager

FROM: Pat Gayle-Gordon, Acting Town Clerk

RE: Architectural Commission Appointment of Regular Members

DATE: March 2, 2020

STAFF RECOMMENDATION

Staff recommends that the Town Council review the attached applications and appoint three (3) members to the Architectural Commission (ARCOM) in order to fill the vacant seats resulting from the expired terms of Robert Vila and Maisie Grace, as well as the February 26, 2020, resignation of Nikita Zukov (architect). Please note that the appointee for the architect's position will be filling a term that expires in March 2021.

GENERAL INFORMATION

The Town Clerk's office has received four (4) qualified applications seeking **NEW APPOINTMENT** from the following individuals:

1. Richard Sammons - 455 Worth Avenue, Palm Beach, FL. **(Architect)**
2. Eugene R. Fagan - 101 S. Federal Highway, #319, Boynton Beach, FL. **(Architect)**
3. Edward Cooney - 495 North Lake Way, Palm Beach, FL.
4. Kenn Karakul - 241 Jungle Road, Palm Beach, FL.

The Town Clerk's office has received one (1) application seeking **REAPPOINTMENT** from:

1. Maisie Grace - 247 Seaspray Avenue, Palm Beach, FL.

The Town Clerk's office has received three (3) applications from **ALTERNATE MEMBERS SEEKING APPOINTMENT FOR A REGULAR MEMBER POSITION** from the following:

1. Daniel Floersheimer - 125 Chateaux Drive, Palm Beach, FL.
2. Katherine Catlin - 265 Fairview Road, Palm Beach, FL.
3. Betsy Shiverick - 177 Queens Lane, Palm Beach, FL.

cc: Wayne Bergman, Acting Director of Planning, Zoning and Building

BALLOT FOR APPOINTMENT OF REGULAR MEMBERS
TO THE ARCHITECTURAL COMMISSION
Town Council Meeting on **March 10, 2020**

Positions to be filled:

 3 Regular Members

Please circle 3 from the list of names appearing below

Regular Member Applying for Reappointment
(Listed alphabetically)

Maisie Grace

Alternate Members Applying for Promotion to Regular Member
(Listed alphabetically)

Katherine Catlin

Daniel Floersheimer

Betsy Shiverick

Others Who Have Submitted Applications
(Listed alphabetically)

Edward Cooney

Eugene R. Fagan

Kenn Karakul

Richard Sammons

Signature of Town Council Member: _____
Town Council Member

RECEIVED

By gayle at 8:01 am, Feb 25, 2020



TOWN OF PALM BEACH

APPLICATION FOR SERVICE ON

ARCHITECTURAL COMMISSION (ARCOM)

Please complete this application by typing or printing legibly in ink. Applications should be submitted to the Town Clerk (360 South County Road, Palm Beach, FL 33480, via facsimile 561-838-5417, or via e-mail addressed to townclerk@townofpalmbeach.com) no later than 5 p.m., 11 calendar days prior to the Town Council meeting in which the appointment will be considered. Completion of this application requires the applicant to review certain Town documents as noted in this application. To review or obtain a copy of the documents please contact the Town Clerk's Office (561-838-5416). Please feel free to attach any additional background information to this application form. (Please be advised that members of the Architectural Commission must file an annual financial disclosure form per State law.)

Name: Katherine Catlin

Residence Address: 265 Fairview Rd. Palm Beach FI 33480

Mailing Address: 265 Fairview Rd. Palm Beach FI 33480

Home Telephone: 908.229.9150

E-mail Address: KTCatlin@hotmail.com

Work Telephone: 908.229.9150

I am a registered voter of the Town of Palm Beach KTC (please initial) PGG

Appointment to ARCOM requires the applicant to be a registered voter in the Town of Palm Beach. Please attach a copy of BOTH SIDES of your Voter Registration card with your application. Failure to provide the copy of the required voter registration card shall be grounds for rejection of the application.

1. Why are you interested in serving on the Architectural Commission? (Please explain; attach additional pages if necessary)

Please see attached

2. How many meetings of the Architectural Commission have you attended in the last year? 23 of the last 24rs 3. If you have served on any boards/commissions/committees in the Town of Palm Beach or elsewhere, please list them and include details such as length of service, attendance record, etc.

ARCOM , 3 years as an Alternate, 97% attendance (missed 1 meeting)

4. Please indicate if there are any periods of time for which you will be unavailable for meetings.

none known.

5. Do you have any personal experience with requesting approvals from the Town's Architectural Commission? (Please explain)

Please see attached

6. Are you a member of any of the following organizations? (Check all that apply)

- | | |
|--|--|
| ☐ Palm Beach Chamber of Commerce | ☐ Preservation Foundation of Palm Beach |
| ☒ Palm Beach Civic Association | ☐ North End Property Owners Association |
| ☐ Citizens' Association of Palm Beach | ☐ Neighborhood Alliance of Palm Beach |
| | ☐ Other _____ |

7. Present occupation. Business Owner No. of years. 1

Employer. KT Consulting & Associates LLC. (Please see note on addendum to application)

8. Past occupation(s). Real Estate Management & Sales No. of years. 31

Employer(s). Various NJ Licensed Brokers , KT Cons & Assoc. is currently retained by Gold Coast Bldrs as EO

9. Are you currently a Registered Architect in the State of Florida? ☐ Yes ☒ No

Are you currently a Registered Architect in another state? ☐ Yes ☒ No

If So, in which state are you currently registered? _____

10. Do you have a degree in, or have you taken courses in, any of the following fields of study: (Check all that are applicable)

- | | |
|---|---|
| ☒ Architecture | ☒ History |
| ☒ Landscape Architecture/Design | ☒ Design |
| ☒ Architectural History | ☒ Building Construction |

11. Please provide details regarding your educational background.

I have taken extensive courses through, National Association of Home Builders and National Association of

Realtors I continue to take course & review articles.

12. Why do you feel that you are qualified to serve on the Town's Architectural Commission? (Attach additional page if necessary)

Please see attached resume

13. To enable Town Council to consider potential conflicts of interest, please provide the following information regarding family members who live and/or work in the Town of Palm Beach, including your spouse, parents, siblings or children.

Family Member Name	Relationship	Address	Occupation	Employer
Dr Earl Campazzi	Brother in law	Royal Palm Way	Doctor	self
		W Palm Beach	Doctor	PT for County
Ralph & Blanche Del Deo	Parents	Fairview Rd	Retired	
Kristin Kirk	Daughter	West Palm Beach	Medical	Dr Campazzi

14. Have you ever been convicted of a crime or pled guilty or nolo contendere to a crime other than minor traffic violations? no

15. If you are currently serving on a Town board, commission, or committee, please identify it in the space below and check the box that indicates you will resign from that position if you are appointed to the position you are seeking in this application.

☐ I will resign from the N/A My term on ARCOM is expiring if I am appointed to the position I am seeking in this application.
board/commission/committee

16. In the event you are applying to be a Regular Member of ARCOM and you are not successful, will you accept appointment as an Alternate Member of ARCOM should the Town Council wish to appoint you as an Alternate Member?

☒ Yes ☐ No

The following information is needed to facilitate Town reporting requirements in Florida Statute 760.80. Please check one in each category.

RACE

- ☐ African American ☐ Native American
☐ Asian American ☒ Caucasian
☐ Hispanic American ☐ Not known

GENDER

- ☐ Male ☒ Female

PHYSICALLY DISABLED

- ☐ Yes ☒ No

I hereby certify that I have read the sections of the Town Code of Ordinances for the particular board/commission/committee that I have selected above and have noted the description of the board/commission/committee and its members' duties, and further I have read the regulations concerning absences and conflicts of interests. I certify the information given by me is true and complete to the best of my knowledge and belief. I understand that any falsification of material facts will be grounds for rejection of this application or dismissal after appointment.

SIGNATURE: [Signature] DATE: February 24, 2020

Please provide a copy of BOTH SIDES of your Palm Beach County Voter Registration card, which shows your Town of Palm Beach address, with your application.

Please note that Board/Commission applications will expire on December 15 of each year.

ARCHITECTURAL COMMISSION (ARCOM)

ARCOM reviews and approves modifications to any existing structures visible from public rights-of-way, new construction, and landscaping. The seven regular members and three alternate members are Town registered voters appointed by the Town Council. Regular members are appointed for three-year terms and no member may serve more than two consecutive terms. Members are appointed on the basis of experience in art, architecture, community planning, land development, real estate, landscape architecture, or other relevant business, profession, or civic interest. At least two members, but not more than three members, shall be registered architects in the state. In the event there are, in the discretion of the town council, no bona fide applicants who are registered architects in the State of Florida, the town may solicit and appoint architects registered outside the State of Florida to fill one of the architect seats.

ARCOM Application Addendum for Katherine Catlin

1. Why are you interested in serving on the Architectural Commission? (Please explain and attach additional pages if necessary)

Architecture and the development of towns in a manner that preserves and enhances the beauty and quality of life is important to Palm Beach as an International Destination. It is the Commissions responsibility to deliver to the residents of Palm Beach buildings and homes that both meet the changing needs of our residents and, respect and retain the history and beauty of the town. I am committed to continuing to using my experiences both industry related and as an Alternate Member of ARCOM to make a difference for the town and its residents in the area of Architectural Design that maintains the integrity of the town and neighborhoods while allowing the residents to meet their needs as it relates to homes and commercial buildings.

As a fulltime resident of Palm Beach, I personally benefited from the rich culture and beauty of the town. I also am acutely aware of the challenges building on a barrier island, with small lots and a desire for increasingly larger homes presents. During my tenure as an Alternate on ARCOM, I have been diligent to insure the projects that come before us are reviewed without prejudice, striking balance in some challenging proposals. I would be honored to continue as a part of the Commission.

5. Do you have any personal experience with requesting approvals from the Town's Architectural Commission? (Please explain)

The experience I have in requesting approvals is in New Jersey. I have worked with Attorneys, Architects and developers/ builders to obtain approvals. I have been on the "Review/Approval" side as an Alternate Member of ARCOM for the past 3 years.

11. Please provide details regarding your educational background.

In addition to the 3 years I have served as an Alternate Member of ARCOM, I have extensive training in review and planning of buildings and land as it relates to Real Estate Development and New Construction. Many of the course I have taken are through the National Association of Home Builders. The MIRM Courses referenced on my resume are a series of Master Level courses related to the evaluation and development of real estate. I also hold the CLHMS (certified luxury home marketing specialist) designation and a Guild Member of the Institute for Luxury Home Marketing. My mentors have been some of the industry's top professionals such as Rene Pabon, CEO & President of Childs Dreyfus Group. As a judge for the Greater Atlanta Home Builders awards program numerous times, I have judged multiple categories including Land Use and Development. In 2019 I was appointed to the Custom Home Builders Council for National Association of Home Builders.

ARCOM Application Addendum for Katherine Catlin

12. Why do you feel that you are qualified to serve on the Town's Architectural Commission? (Attach additional page if necessary)

I currently serve as an Alternate Member of the Architectural Commission. The experience and understanding I have as a result of this experience benefits both the Residents and Town of Palm Beach. My extensive background in the Housing & Construction Industry will support the mission of the commission. I have worked while on ARCOM to insure the projects presented were designed to complement the lot and respect the environmental challenges of that location to the benefit of our residents and business community. Redevelopment is happening in our town, we just have to drive around and look at the number of new homes coming out of the ground. We can have growth and redevelopment while honoring and preserving the beauty and architectural integrity of the town. Doing that, we preserve the unique, intrinsic value of Palm Beach and protect property values for all. The beauty and history of the buildings, both residential and commercial, in Palm Beach must be maintained while simultaneously allowing for the ever-changing needs of our residents.

7. Employment

KT Consulting & Associates LLC has been retained by Gold Coast Builders Association as the Executive Officer. The position is not a conflict of interest. The position and mission of the association is to advocate for the industry and promote education and professionalism in the building industry and trades at a local level. The local jurisdiction is Palm Beach County and the Northern portion of Broward County. Neither my income or position are dependent, based or a result of the individual businesses of members.

KATHERINE DEL DEO CATLIN

EDUCATION & CERTIFICATIONS

Fairleigh Dickinson University; Madison, NJ, BA 1974

Licensed NJ Real Estate Broker 1994
Institute of Residential Marketing (MIRM Candidate) 1996
Certified New Homes Sales Professional 1994
Certified New Homes Marketing Professional 2001
Certified Luxury Home Marketing Specialist 2004

Graduate Realtor Institute (GRI) 1994
Continuing Education Over 300 hours

LOCAL, STATE & NATIONAL TRADE AFFILIATIONS

Local Associations:

Hunterdon Somerset Association of Realtors (HSAR)
Metropolitan Builder & Contractors Association
Sales & Marketing Council (CBA)

State Associations:

New Jersey Association of Realtor (NJAR)
New Jersey Builders Association (NJBA)

National Associations:

National Association of Realtors (NAR)
National Association of Home Builders (NAHB)
National Sale & Marketing Council (NSMC) Former Member
Institute for Luxury Home Marketing (CLHM) Former Member

Committees:

NCJAR Board of Trustees 2003 - 2005
NCJAR PAC committee member 2001- 2002
NCJAR PAC Chairperson 2003- 2005
NCJAR Legislative committee member 2001-2004
GRI Instructor 1995 – 1996
NJBA Board of Trustees 2006
CSP Instructor 1995 - 2004
Metro PAC Board of Trustees 1993 – 2014
NAHB/NSMC Publications Committee 2002 –2004
NAHB/NSMC Publications Committee Chairperson 2003
NAHB/NSMC Membership / Local Council Committee 2002

Trade Affiliations Continued....

NJBA PR Committee 2000 – 2004
NJBA Sales & Marketing Committee 1993-96, 2002
NJBA Associate Committee 1993 – 1999
NJBA PAC Auction Committee 2000 - 2006
Musconetcong Watershed 1998 - 2001
Membership Committee Somerset County Board of Realtors (SCBR) 1994
Chairperson and Instructor SCBR Orientation Committee 1994 -1996
Visionary & Strategic Planning Committee (SCBR) 1993
Associate Vice President CBA 1993 & 1994
CBA Tradeshow Chairperson 1998, 2001
CBA PAC Auction Chairperson 1996 & 1999
Chair Person CBA Sales & Marketing Council 1994, 2002

AWARDS

Metro Associate of the Year 2014
NSMC National Membership Recruitment Certificate of Achievement 2001
CBA Membership Recruitment Award 2000
CBA Associate Appreciation Award 2000, 2001
CBA Sales Director of the Year 1998
CBA Special Achievement in New Home Sale 1997
CBA Kathy Hughes Memorial Award, 1995
CBA Million Dollar Sales Club 1993-2001
NJBA Million Dollar Sales Club 1995 - 2001
NJBA Chairman's Award PR Committee 2001
NJBA Associate Hall of Fame 2002
NJAR Million Dollar Sales Club 1992 – 95, 1997 – 2002
NJAR Distinguished Sales Club
Weichert Ambassador Club 1999 – 2001
Weichert Realtors Marketing Club, 1996
Weichert Realtors Sales & Marketing Club, 1997- 2001
Coldwell Banker Million-Dollar Club, 1989-1991
Coldwell Banker Multi-Million Dollar Club, 1992
Coldwell Banker Presidents Circle, 1993
Coldwell Banker New Homes Special Achievement Award 1992 &1993

Katherine Del Deo Catlin, CLHMS,CMP,CSP,GRI

Experience

Owner KT Consulting & Associates LLC. Palm Beach FL.

January 1, 2018 to Present

KT consulting and Associates, LLC specializes in marketing strategies, solutions and consultations for Housing Professionals and Property Owners. We create marketing teams and plans for properties not yet on the market, review and identify alternatives to current marketing plans. Properly marketed properties historically sell faster for more money and lower carrying costs. KT Consulting also provides Association Management Services..

Director Relocation Services & Global Business Development at Century 21 Worden & Green

October 2004 - November 2017

Century 21 Worden & Green is one of the largest Century 21 franchises in the US with divisions servicing the Residential, Commercial, New Construction & Land and REO areas of Real Estate sales & marketing. Supervise the daily management of Relocation Services and Referral Leads for two (2) offices. Training and development of the agents ,to meet the standards of the Cartus Relocation Network and troubleshooting for problematic transactions.

EO at Metropolitan Builders & Contractors Association of NJ

The Metropolitan Builders & Contractors Association of NJ is a local professional trade organization affiliated with the New Jersey Builders Association (NJBA) and the National Association of Home Builders (NAHB). Responsibilities included running of the daily operations, coordination and involvement with state and national offices, event planning, budgeting, fund raising and oversight of OnSite Magazine among other varied duties.

Katherine Del Deo Catlin, CLHMS,CMP,CSP,GRI

January 2018 – Present

Member Gold Coast Builder Association West Palm Beach Fl

June 2014 – December 2015

Broker Associate/ Regional Manager at Century 21 Worden & Green

October 2004 - May 2014 (9 years 6 months)

Associate Member, Past Associate VP, Metropolitan Builders & Contractors Association of NJ

1989 - Present (30 years)

NJBA Leg Committee at New Jersey Association of Home Builders

2011 - 2015 (4 years)

Member at NJBA / NAHB

1989 - Present (28 years)

Broker of Record / Office Manager at RE/MAX Distinctive Properties

2002 - 2004 (2 years)

Opened office for investors. Duties included design of office, set up of all systems, development of policies & procedures, record keeping and general management, recruiting and training sales people .

Sales & Marketing Director at Pleasant Ridge Estates

January 1997 - May 2002 (5 years 5 months)

Broker/ Sale Associate at Weichert, Realtors

1995 - 2002 (7 years)

Realtor, Broker Associate, Regional New Home Manager at Weichert

1996 - 2001 (5 years)

Katherine Del Deo Catlin, CLHMS,CMP,CSP,GRI

Regional New Homes Manager at Weichert

1995 - 2000 (5 years)

During my tenure at Weichert I held the following positions - Sales Associate,
Regional New Homes Manager, New Homes Training Manager and New Homes
Site Manager

Sales Agent at Coldwell Banker

1989 - 1995 (6 years)

Group Mgr./Control Mgr. at Macy's

1983 - 1991 (8 years)



TOWN OF PALM BEACH

APPLICATION FOR SERVICE ON

ARCHITECTURAL COMMISSION (ARCOM)

Please complete this application by typing or printing legibly in ink. Applications should be submitted to the Town Clerk (360 South County Road, Palm Beach, FL 33480, via facsimile 561-838-5417, or via e-mail addressed to townclerk@townofpalmbeach.com) no later than 5 p.m., 11 calendar days prior to the Town Council meeting in which the appointment will be considered. Completion of this application requires the applicant to review certain Town documents as noted in this application. To review or obtain a copy of the documents please contact the Town Clerk's Office (561-838-5416). Please feel free to attach any additional background information to this application form. (Please be advised that members of the Architectural Commission must file an annual financial disclosure form per State law.)

Name: Edward A Cooney Residence Address: 495 North Lake Way
Mailing Address: 495 North Lake Way Home Telephone: 561-358-8853
E-mail Address: edward.cooney@gmail.com Work Telephone: _____

I am a registered voter of the Town of Palm Beach EAC (please initial) 

Appointment to ARCOM requires the applicant to be a registered voter in the Town of Palm Beach. Please attach a copy of BOTH SIDES of your Voter Registration card with your application. Failure to provide the copy of the required voter registration card shall be grounds for rejection of the application.

1. Why are you interested in serving on the Architectural Commission? (Please explain; attach additional pages if necessary)

I would like to continue serving the Town of Palm Beach. I believe my service on Landmarks provides relevant experience and I would be honored to serve on ARCOM.

2. How many meetings of the Architectural Commission have you attended in the last year? 3

3. If you have served on any boards/commissions/committees in the Town of Palm Beach or elsewhere, please list them and include details such as length of service, attendance record, etc.

Landmarks Preservation Commission March 2010 - February 2020

Served as Chairman for 8 years. I believe I only missed 2 meetings.

4. Please indicate if there are any periods of time for which you will be unavailable for meetings.

none

5. Do you have any personal experience with requesting approvals from the Town's Architectural Commission? (Please explain) no

6. Are you a member of any of the following organizations? (Check all that apply)

- | | |
|--|---|
| ☐ Palm Beach Chamber of Commerce | ☒ Preservation Foundation of Palm Beach |
| ☐ Palm Beach Civic Association | ☐ North End Property Owners Association |
| ☐ Citizens' Association of Palm Beach | ☐ Neighborhood Alliance of Palm Beach |
| | ☐ Other _____ |

7. Present occupation. Manager No. of years. 6

Employer. Buccan (Ember Management Group LLC)

8. Past occupation(s). _____ No. of years. _____

Employer(s). _____

9. Are you currently a Registered Architect in the State of Florida? ☐ Yes ☒ No

Are you currently a Registered Architect in another state? ☐ Yes ☒ No

If So, in which state are you currently registered? _____

10. Do you have a degree in, or have you taken courses in, any of the following fields of study: (Check all that are applicable)

- | | |
|---|--|
| ☒ Architecture | ☒ History |
| ☒ Landscape Architecture/Design | ☐ Design |
| ☒ Architectural History | ☐ Building Construction |

11. Please provide details regarding your educational background.

Vassar College, Poughkeepsie, NY

St. Andrew's School, Boca Raton, FL

Palm Beach Day School, Palm Beach, FL

12. Why do you feel that you are qualified to serve on the Town's Architectural Commission? (Attach additional page if necessary)

My 10 years of service on the Landmarks Preservation Commission have
prepared me to strongly contribute on the Architectural Commission. I have
attended many ARCOM meetings over the years and am very familiar with how the board operates.

13. To enable Town Council to consider potential conflicts of interest, please provide the following information regarding family members who live and/or work in the Town of Palm Beach, including your spouse, parents, siblings or children.

Family Member Name	Relationship	Address	Occupation	Employer
John Cooney	Father	495 North Lake Way	Retired	
Gail Cooney	Mother	495 North Lake Way	Retired	

14. Have you ever been convicted of a crime or pled guilty or nolo contendere to a crime other than minor traffic violations? no

15. If you are currently serving on a Town board, commission, or committee, please identify it in the space below and check the box that indicates you will resign from that position if you are appointed to the position you are seeking in this application.

☐ I will resign from the n/a if I am appointed to the position I am seeking in this application.
board/commission/committee

16. In the event you are applying to be a Regular Member of ARCOM and you are not successful, will you accept appointment as an Alternate Member of ARCOM should the Town Council wish to appoint you as an Alternate Member?

☒ Yes ☐ No

The following information is needed to facilitate Town reporting requirements in Florida Statute 760.80. Please check one in each category.

RACE

- ☐ African American ☐ Native American
☐ Asian American ☒ Caucasian
☐ Hispanic American ☐ Not known

GENDER

☒ Male ☐ Female

PHYSICALLY DISABLED

☐ Yes ☒ No

I hereby certify that I have read the sections of the Town Code of Ordinances for the particular board/commission/committee that I have selected above and have noted the description of the board/commission/committee and its members' duties, and further I have read the regulations concerning absences and conflicts of interests. I certify the information given by me is true and complete to the best of my knowledge and belief. I understand that any falsification of material facts will be grounds for rejection of this application or dismissal after appointment.

SIGNATURE:

Edward A. Cooney

DATE: 02/28/2020

Please provide a copy of BOTH SIDES of your Palm Beach County Voter Registration card, which shows your Town of Palm Beach address, with your application.

Please note that Board/Commission applications will expire on December 15 of each year.

ARCHITECTURAL COMMISSION (ARCOM)

ARCOM reviews and approves modifications to any existing structures visible from public rights-of-way, new construction, and landscaping. The seven regular members and three alternate members are Town registered voters appointed by the Town Council. Regular members are appointed for three-year terms and no member may serve more than two consecutive terms. Members are appointed on the basis of experience in art, architecture, community planning, land development, real estate, landscape architecture, or other relevant business, profession, or civic interest. At least two members, but not more than three members, shall be registered architects in the state. In the event there are, in the discretion of the town council, no bona fide applicants who are registered architects in the State of Florida, the town may solicit and appoint architects registered outside the State of Florida to fill one of the architect seats.



RECEIVED

By gayle at 12:24 pm, Feb 28, 2020

TOWN OF PALM BEACH

APPLICATION FOR SERVICE ON

ARCHITECTURAL COMMISSION (ARCOM)

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Name: Eugene R Fagan

Residence Address: 101 S. Federal Hwy, #319, Boynton Beach

Mailing Address: PO Box 30211 WPB

Home Telephone: _____

E-mail Address: Eugene@FaganArchitect.com

Work Telephone: 561-385-4514

I am a registered voter of the Town of Palm Beach _____ (please initial)

Appointment to ARCOM requires the applicant to be a registered voter in the Town of Palm Beach. Please attach a copy of BOTH SIDES of your Voter Registration card with your application. Failure to provide the copy of the required voter registration card shall be grounds for rejection of the application.

1. Why are you interested in serving on the Architectural Commission? (Please explain; attach additional pages if necessary)

I have been presenting in front of ARCOM for over 30 years as an Architect. I have owned a house in Palm Beach from 1996 until 2005 and loved the town.

The hurricanes of 2004-2005 and the 'cat lady' next door, made me sell. But I never lost the goal of a town with great Architecture.

PB ARCOM is dedicated to keeping great Architecture, and I want to see the town as a world class design environment. I hope to buy there again.

2. How many meetings of the Architectural Commission have you attended in the last year? none in 2020

3. If you have served on any boards/commissions/committees in the Town of Palm Beach or elsewhere, please list them and include details such as length of service, attendance record, etc.

None

None

5. Do you have any personal experience with requesting approvals from the Town's Architectural Commission? (Please explain) Over 30 years of presenting in front of ARCOM and Town Council for variances.

I have designed many new homes and remodeled existing homes on the island, including my own at 155-153 Root Trail.

6. Are you a member of any of the following organizations? (Check all that apply)

- ☐ Palm Beach Chamber of Commerce
☐ Palm Beach Civic Association
☐ Citizens' Association of Palm Beach

- ☐ Preservation Foundation of Palm Beach
☐ North End Property Owners Association
☐ Neighborhood Alliance of Palm Beach
☐ Other _____

7. Present occupation. Architect No. of years. 32

Employer. Self

8. Past occupation(s). N/A No. of years. _____

Employer(s). _____

9. Are you currently a Registered Architect in the State of Florida? ☒ Yes ☐ No

Are you currently a Registered Architect in another state? ☐ Yes ☒ No

If So, in which state are you currently registered? _____

10. Do you have a degree in, or have you taken courses in, any of the following fields of study: (Check all that are applicable)

- ☒ Architecture
☐ Landscape Architecture/Design
☒ Architectural History

- ☒ History
☒ Design
☒ Building Construction

B- Design Univ of Florida

B- Architecture Louisiana Tech (5th year)

I have been an Architect for 32 years and I have been presenting before ARCOM for 30 years. I understand what

ARCOM is required to do, and it's desire to keep design standards. I have B-Design and a B-Architecture that can add to this board.

13. To enable Town Council to consider potential conflicts of interest, please provide the following information regarding family members who live and/or work in the Town of Palm Beach, including your spouse, parents, siblings or children.

Family Member Name	Relationship	Address	Occupation	Employer
None				

14. Have you ever been convicted of a crime or pled guilty or nolo contendere to a crime other than minor traffic violations? No

15. If you are currently serving on a Town board, commission, or committee, please identify it in the space below and check the box that indicates you will resign from that position if you are appointed to the position you are seeking in this application.

☐ I will resign from the _____ if I am appointed to the position I am seeking in this application.
board/commission/committee

16. In the event you are applying to be a Regular Member of ARCOM and you are not successful, will you accept appointment as an Alternate Member of ARCOM should the Town Council wish to appoint you as an Alternate Member?

☒ Yes ☐ No

The following information is needed to facilitate Town reporting requirements in Florida Statute 760.80. Please check one in each category.

RACE

- ☐ African American ☐ Native American
☐ Asian American ☒ Caucasian
☐ Hispanic American ☐ Not known

GENDER

☒ Male ☐ Female

PHYSICALLY DISABLED

☐ Yes ☒ No

I hereby certify that I have read the sections of the Town Code of Ordinances for the particular board/commission/committee that I have selected above and have noted the description of the board/commission/committee and its members' duties, and further I have read the regulations concerning absences and conflicts of interests. I certify the information given by me is true and complete to the best of my knowledge and belief. I understand that any falsification of material facts will be grounds for rejection of this application or dismissal after appointment.

SIGNATURE: 

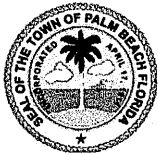
DATE: 28 Feb 2020

Please provide a copy of BOTH SIDES of your Palm Beach County Voter Registration card, which shows your Town of Palm Beach address, with your application.

Please note that Board/Commission applications will expire on **December 15** of each year.

ARCHITECTURAL COMMISSION (ARCOM)

ARCOM reviews and approves modifications to any existing structures visible from public rights-of-way, new construction, and landscaping. The seven regular members and three alternate members are Town registered voters appointed by the Town Council. Regular members are appointed for three-year terms and no member may serve more than two consecutive terms. Members are appointed on the basis of experience in art, architecture, community planning, land development, real estate, landscape architecture, or other relevant business, profession, or civic interest. At least two members, but not more than three members, shall be registered architects in the state. In the event there are, in the discretion of the town council, no bona fide applicants who are registered architects in the State of Florida, the town may solicit and appoint architects registered outside the State of Florida to fill one of the architect seats.



TOWN OF PALM BEACH

APPLICATION FOR SERVICE ON

ARCHITECTURAL COMMISSION (ARCOM)

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Name: Daniel Floersheimer Residence Address: 125 Chateaux Drive
Mailing Address: 125 Chateaux Drive Home Telephone: 561-660-6616
E-mail Address: dan.floersheimer@icloud.com Work Telephone: _____

I am a registered voter of the Town of Palm Beach DF (please initial) DF

Appointment to ARCOM requires the applicant to be a registered voter in the Town of Palm Beach. Please attach a copy of BOTH SIDES of your Voter Registration card with your application. Failure to provide the copy of the required voter registration card shall be grounds for rejection of the application.

1. Why are you interested in serving on the Architectural Commission? (Please explain; attach additional pages if necessary)

See attached

2. How many meetings of the Architectural Commission have you attended in the last year? 12

3. If you have served on any boards/commissions/committees in the Town of Palm Beach or elsewhere, please list them and include details such as length of service, attendance record, etc.

ARCOM

4. Please indicate if there are any periods of time for which you will be unavailable for meetings.

none

5. Do you have any personal experience with requesting approvals from the Town's Architectural Commission? (Please explain)

Yes, I had one small project which was approved.

6. Are you a member of any of the following organizations? (Check all that apply)

- | | |
|--|--|
| ☐ Palm Beach Chamber of Commerce | ☐ Preservation Foundation of Palm Beach |
| ☐ Palm Beach Civic Association | ☐ North End Property Owners Association |
| ☐ Citizens' Association of Palm Beach | ☐ Neighborhood Alliance of Palm Beach |
| | ☐ Other _____ |

7. Present occupation. Financial consultant No. of years. 15+

Employer. Augmentum Advisors LLC

8. Past occupation(s). Financial advisor No. of years. 20+

Employer(s). Grayson Burger, Oppenheimer, Bear Stearns

9. Are you currently a Registered Architect in the State of Florida? ☐ Yes ☒ No

Are you currently a Registered Architect in another state? ☐ Yes ☒ No

If So, in which state are you currently registered? _____

10. Do you have a degree in, or have you taken courses in, any of the following fields of study: (Check all that are applicable)

- | | |
|--|--|
| ☒ Architecture | ☐ History |
| ☐ Landscape Architecture/Design | ☐ Design |
| ☐ Architectural History | ☐ Building Construction |

11. Please provide details regarding your educational background.

I have studied both draftsmanship and architecture.

12. Why do you feel that you are qualified to serve on the Town's Architectural Commission? (Attach additional page if necessary)

13. To enable Town Council to consider potential conflicts of interest, please provide the following information regarding family members who live and/or work in the Town of Palm Beach, including your spouse, parents, siblings or children.

Family Member Name	Relationship	Address	Occupation	Employer
Beverly	wife	125 Chateaux Dr	retired	na
Andrew	son	125 Chateaux Dr	student	na
Barbara Rothschild	sister	301 Maddock	retired	na
Richard Rothschild	brother-in-law	301 Maddock	financial adv.	Wells Fargo

14. Have you ever been convicted of a crime or pled guilty or nolo contendere to a crime other than minor traffic violations? no

15. If you are currently serving on a Town board, commission, or committee, please identify it in the space below and check the box that indicates you will resign from that position if you are appointed to the position you are seeking in this application.

☐ I will resign from the _____ if I am appointed to the position I am seeking in this application.
board/commission/committee

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☒ Yes ☐ No

The following information is needed to facilitate Town reporting requirements in Florida Statute 760.80. Please check one in each category.

RACE

- ☐ African American ☐ Native American
☐ Asian American ☒ Caucasian
☐ Hispanic American ☐ Not known

GENDER

☒ Male ☐ Female

PHYSICALLY DISABLED

☐ Yes ☒ No

I hereby certify that I have read the sections of the Town Code of Ordinances for the particular board/commission/committee that I have selected above and have noted the description of the board/commission/committee and its members' duties, and further I have read the regulations concerning absences and conflicts of interests. I certify the information given by me is true and complete to the best of my knowledge and belief. I understand that any falsification of material facts will be grounds for rejection of this application or dismissal after appointment.

SIGNATURE: _____

DATE: 2/20/20

Please provide a copy of BOTH SIDES of your Palm Beach County Voter Registration card, which shows your Town of Palm Beach address, with your application.

Please note that Board/Commission applications will expire on December 15 of each year.

ARCHITECTURAL COMMISSION (ARCOM)

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1)

I am interested in continuing serving on the ARCOM Commission as a way to give back to the community – through public service, as do you, Town Council members. Specifically, because I have been coming to Palm Beach since the mid 1960's, I have strong feelings about preserving the charm and beauty of our town. The building process – from simple construction to complicated designs, has always enamored me. When travelling (both domestically and internationally) I am always looking at buildings, their relationship to the surrounding area and the materials used. For example, on a recent trip to Japan I was impressed by Tadeo Ando's use of large concrete blocks to build three museums on Naoshima Island in Japan's inland sea. I am very dedicated, detailed oriented, can read blueprints and know I would be an asset to the commission. At this time I am seeking a voting position.

3)

Boards / Commissions / Committees

- Town Of Palm Beach – ARCOM – 2 years
- Southampton Commons, Southampton, NY – Board Member 5 years
- Mountain Laurel Homeowners Association, Greenwich, CT – Board Member and Treasurer – 15 years
- University Of California, Los Angeles, CA – Entrepreneurship Endowment Fund – Committee Member 3 years
- University of Richmond, Richmond, VA – Parent Leadership Committee 4 years
- Amherst College, Amherst, MA – Parent Leadership Committee 2 years, Outdoor Art Committee 1 yr.
- Brunswick School, Greenwich, CT – Annual Fund Committee 14 yrs.

12)

I feel qualified because of my background, education, dedication, love of the building process and my desire to keep our this island beautiful for children and generations to come.

**RECEIVED**

By gayle at 10:19 am, Feb 26, 2020

TOWN OF PALM BEACH

APPLICATION FOR SERVICE ON

ARCHITECTURAL COMMISSION (ARCOM)

Please complete this application by typing or printing legibly in ink. Applications should be submitted to the Town Clerk (360 South County Road, Palm Beach, FL 33480, via facsimile 561-838-5417, or via e-mail addressed to townclerk@townofpalmbeach.com) no later than 5 p.m., 11 calendar days prior to the Town Council meeting in which the appointment will be considered. Completion of this application requires the applicant to review certain Town documents as noted in this application. To review or obtain a copy of the documents please contact the Town Clerk's Office (561-838-5416). Please feel free to attach any additional background information to this application form. (Please be advised that members of the Architectural Commission must file an annual financial disclosure form per State law.)

Name: Alicia Grace ("Maisie")Residence Address: 247 Seaspray Ave.Mailing Address: 247 Seaspray Ave.Home Telephone: 561-386-3810E-mail Address: AMGINNY@aol.comWork Telephone: 917-371-7246I am a registered voter of the Town of Palm Beach Amg (please initial)

Appointment to ARCOM requires the applicant to be a registered voter in the Town of Palm Beach. Please attach a copy of BOTH SIDES of your Voter Registration card with your application. Failure to provide the copy of the required voter registration card shall be grounds for rejection of the application.

1. Why are you interested in serving on the Architectural Commission? (Please explain; attach additional pages if necessary)

I am interested in serving because I have had a life-long appreciation for the beautiful architecture of Palm Beach and have a strong sense of civic duty. I would like to help maintain the high quality and design of its architecture.

2. How many meetings of the Architectural Commission have you attended in the last year? ALL

3. If you have served on any boards/commissions/committees in the Town of Palm Beach or elsewhere, please list them and include details such as length of service, attendance record, etc.

I was appointed to ARCOM as a "third alternate" in July 2014. In March 2016, I was Reappointed to a "first alternate" position. In March 2017, I was appointed to a voting position for a three year term.

4. Please indicate if there are any periods of time for which you will be unavailable for meetings.

NONE

5. Do you have any personal experience with requesting approvals from the Town's Architectural Commission? (Please explain)

NONE

6. Are you a member of any of the following organizations? (Check all that apply)

- ☐ Palm Beach Chamber of Commerce
☒ Palm Beach Civic Association
☐ Citizens' Association of Palm Beach

- ☒ Preservation Foundation of Palm Beach
☐ North End Property Owners Association
☐ Neighborhood Alliance of Palm Beach
☐ Other _____

7. Present occupation. MOTHER & OWNER of FLORAL DESIGN Co.

No. of years. 19

Employer. Self-employed

8. Past occupation(s). Attorney; Air-line Pilot

No. of years. 20

Employer(s). Eastern Airlines/U.S. Air/N.Y.C.

9. Are you currently a Registered Architect in the State of Florida? ☐ Yes ☒ No

Are you currently a Registered Architect in another state? ☐ Yes ☒ No
If So, in which state are you currently registered? _____

10. Do you have a degree in, or have you taken courses in, any of the following fields of study: (Check all that are applicable)

- ☐ Architecture
☒ Landscape Architecture/Design
☒ Architectural History

- ☒ History
☒ Design
☐ Building Construction

11. Please provide details regarding your educational background.

Palm BEACH Day Academy

UNIV. OF PENN

New York Law School - J.D.

12. Why do you feel that you are qualified to serve on the Town's Architectural Commission? (Attach additional page if necessary)

See Attachment "A".

13. To enable Town Council to consider potential conflicts of interest, please provide the following information regarding family members who live and/or work in the Town of Palm Beach, including your spouse, parents, siblings or children.

Family Member Name	Relationship	Address	Occupation	Employer
Jane & Robert Grace	Parents	126 Seagrape C.	Retired	
Jack & Sheri Grace	Brother	240 Bahama L.	Pvt investor	Self.
Adeliza Grace	Daughter	247 Seaspray	student	

14. Have you ever been convicted of a crime or pled guilty or nolo contendere to a crime other than minor traffic violations? No

15. If you are currently serving on a Town board, commission, or committee, please identify it in the space below and check the box that indicates you will resign from that position if you are appointed to the position you are seeking in this application.

☐ I will resign from the _____ if I am appointed to the position I am seeking in this application.
board/commission/committee

16. In the event you are applying to be a Regular Member of ARCOM and you are not successful, will you accept appointment as an Alternate Member of ARCOM should the Town Council wish to appoint you as an Alternate Member?

☐ Yes ☒ No

The following information is needed to facilitate Town reporting requirements in Florida Statute 760.80. Please check one in each category.

RACE

- ☐ African American ☐ Native American
☐ Asian American ☒ Caucasian
☐ Hispanic American ☐ Not known

GENDER

☐ Male ☒ Female

PHYSICALLY DISABLED

☐ Yes ☒ No

I hereby certify that I have read the sections of the Town Code of Ordinances for the particular board/commission/committee that I have selected above and have noted the description of the board/commission/committee and its members' duties, and further I have read the regulations concerning absences and conflicts of interests. I certify the information given by me is true and complete to the best of my knowledge and belief. I understand that any falsification of material facts will be grounds for rejection of this application or dismissal after appointment.

SIGNATURE: Anna M. Grace

DATE: 2-25-2020

Please provide a copy of BOTH SIDES of your Palm Beach County Voter Registration card, which shows your Town of Palm Beach address, with your application.

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ARCHITECTURAL COMMISSION (ARCOM)

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Attachment A

Response to Question 12:

My past experience on ARCOM as well as my professional background and my personal commitment to the town qualify me to serve. I am grateful to the Town Council for my appointments to ARCOM over the past six years. I have benefited from and enjoyed working with my fellow commissioners, architects, property owners and town staff to realize projects of the quality that define Palm Beach. Each month I conscientiously visit project sites, review project submissions, and meet with professionals, with a great attention to detail. In addition, I attend programs at the Palm Beach Preservation Foundation, Palm Beach Civic Association and the Society of the Four Arts to deepen my knowledge of architecture, landscape, and design.

I started my professional life as an airline pilot and subsequently obtained a law degree, practicing in a boutique firm in New York City. Moving to the public sector, I worked in the N.Y.C. Corporation Counsel's office in the Economic Development Division and the Federal Department of Transportation. In these capacities, we reviewed and analyzed reports of consultant experts in historic, architectural, and contractual matters in both the design and construction phases of projects.

Growing up with my family in Palm Beach, architecture, gardens, and civic affairs were every day household topics, giving me a heightened appreciation for aesthetics. This led me to later work in a design field with my own floral design event company. My understanding of historic culture combined with my aesthetic skills and legal background allow me to appreciate the goals and expectations of fellow residents, owners and businesses.

As a dedicated commissioner, I am impartial and respectful to those who appear before ARCOM and I would be honored to serve another term.



TOWN OF PALM BEACH

APPLICATION FOR SERVICE ON

ARCHITECTURAL COMMISSION (ARCOM)

RECEIVED

FEB 28 2020

Town of Palm Beach
PZB Dept

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Name: KENN KARAKUL Residence Address: 241 JUNGLE Rd

Mailing Address: SAME Home Telephone: 561-379-5594

E-mail Address: KENN.KARAKUL@GMAIL.COM Work Telephone: -

I am a registered voter of the Town of Palm Beach KK (please initial) 

Appointment to ARCOM requires the applicant to be a registered voter in the Town of Palm Beach. Please attach a copy of BOTH SIDES of your Voter Registration card with your application. Failure to provide the copy of the required voter registration card shall be grounds for rejection of the application.

1. Why are you interested in serving on the Architectural Commission? (Please explain; attach additional pages if necessary)

AS A PALM BEACH RESIDENT / HOME OWNER FOR OVER 30 YEARS
I AM COMMITTED TO MAINTAINING THE ARCHITECTURAL BEAUTY AND INTEGRITY
OF OUR VILLAGE

2. How many meetings of the Architectural Commission have you attended in the last year? LISTED TO MOST

3. If you have served on any boards/commissions/committees in the Town of Palm Beach or elsewhere, please list them and include details such as length of service, attendance record, etc.

SERVED ON ARCOM FOR TWO AND ONE/HALF TERMS

4. Please indicate if there are any periods of time for which you will be unavailable for meetings.

NO

5. Do you have any personal experience with requesting approvals from the Town's Architectural Commission? (Please explain)

YES, I HAVE OWNED SEVERAL HOMES IN PALM BEACH
AND RECEIVED BOTH THE SCHULER AWARD
AND BALANGER AWARD

6. Are you a member of any of the following organizations? (Check all that apply)

- | | |
|--|---|
| ☐ Palm Beach Chamber of Commerce | ☒ Preservation Foundation of Palm Beach |
| ☒ Palm Beach Civic Association | ☐ North End Property Owners Association |
| ☐ Citizens' Association of Palm Beach | ☐ Neighborhood Alliance of Palm Beach |
| | ☐ Other _____ |

7. Present occupation. INVESTOR / PHILANTHROPIST No. of years. 20

Employer. SELF

8. Past occupation(s). RETAIL / REAL ESTATE No. of years. 10

Employer(s). BLOOMINGDALES / V.P. SOHABES

9. Are you currently a Registered Architect in the State of Florida? ☐ Yes ☒ No

Are you currently a Registered Architect in another state? ☐ Yes ☒ No

If So, in which state are you currently registered? _____

10. Do you have a degree in, or have you taken courses in, any of the following fields of study: (Check all that are applicable)

- | | |
|---|--|
| ☒ Architecture | ☒ History |
| ☒ Landscape Architecture/Design | ☒ Design |
| ☒ Architectural History | ☐ Building Construction |

11. Please provide details regarding your educational background.

MIAMI UNIVERSITY, PSYCHOLOGY / BUSINESS

12. Why do you feel that you are qualified to serve on the Town's Architectural Commission? (Attach additional page if necessary)

HAVING DUTIFULY SERVED PREVIOUSLY I AM
KNOWLEDGE ABOUT THE PROCESS AND TIME
REQUIRED TO SERVE EFFECTIVELY.

13. To enable Town Council to consider potential conflicts of interest, please provide the following information regarding family members who live and/or work in the Town of Palm Beach, including your spouse, parents, siblings or children.

Family Member Name	Relationship	Address	Occupation	Employer

14. Have you ever been convicted of a crime or pled guilty or nolo contendere to a crime other than minor traffic violations? NO

15. If you are currently serving on a Town board, commission, or committee, please identify it in the space below and check the box that indicates you will resign from that position if you are appointed to the position you are seeking in this application.

☐ I will resign from the NONE if I am appointed to the position I am seeking in this application.
board/commission/committee

16. In the event you are applying to be a Regular Member of ARCOM and you are not successful, will you accept appointment as an Alternate Member of ARCOM should the Town Council wish to appoint you as an Alternate Member?

☐ Yes ☒ No

The following information is needed to facilitate Town reporting requirements in Florida Statute 760.80. Please check one in each category.

RACE

- ☐ African American ☐ Native American
☐ Asian American ☒ Caucasian
☐ Hispanic American ☐ Not known

GENDER

☒ Male ☐ Female

PHYSICALLY DISABLED

☐ Yes ☐ No

I hereby certify that I have read the sections of the Town Code of Ordinances for the particular board/commission/committee that I have selected above and have noted the description of the board/commission/committee and its members' duties, and further I have read the regulations concerning absences and conflicts of interests. I certify the information given by me is true and complete to the best of my knowledge and belief. I understand that any falsification of material facts will be grounds for rejection of this application or dismissal after appointment.

SIGNATURE: [Signature]

DATE: 2/27/20

Please provide a copy of BOTH SIDES of your Palm Beach County Voter Registration card, which shows your Town of Palm Beach address, with your application.

Please note that Board/Commission applications will expire on December 15 of each year.

ARCHITECTURAL COMMISSION (ARCOM)

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TOWN OF PALM BEACH

APPLICATION FOR SERVICE ON

ARCHITECTURAL COMMISSION (ARCOM)

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Name: RICHARD JAMMONS Residence Address: 455 WORTH AVE
Mailing Address: 455 WORTH AVE Home Telephone: 646 270 1094
E-mail Address: RSAMMONS@FAIRFAX Work Telephone: 212-255-0704
ANDSAMMONS.COM
I am a registered voter of the Town of Palm Beach RS (please initial) g

Appointment to ARCOM requires the applicant to be a registered voter in the Town of Palm Beach. Please attach a copy of BOTH SIDES of your Voter Registration card with your application. Failure to provide the copy of the required voter registration card shall be grounds for rejection of the application.

1. Why are you interested in serving on the Architectural Commission? (Please explain; attach additional pages if necessary)

I PREVIOUSLY SERVED AND HAVE BEEN ENCOURAGED
TO RETURN

2. How many meetings of the Architectural Commission have you attended in the last year? 5

3. If you have served on any boards/commissions/committees in the Town of Palm Beach or elsewhere, please list them and include details such as length of service, attendance record, etc.

CURRENTLY ON PLANNING AND ZONING 10-19-
ARCHITECTURAL REVIEW COMMISSION 4-12-3-18

4. Please indicate if there are any periods of time for which you will be unavailable for meetings. NONE

5. Do you have any personal experience with requesting approvals from the Town's Architectural Commission? (Please explain)

GONE BEFORE ARCOM NUMEROUS TIMES

6. Are you a member of any of the following organizations? (Check all that apply)

- | | |
|--|---|
| ☐ Palm Beach Chamber of Commerce | ☒ Preservation Foundation of Palm Beach |
| ☐ Palm Beach Civic Association | ☐ North End Property Owners Association |
| ☐ Citizens' Association of Palm Beach | ☐ Neighborhood Alliance of Palm Beach |
| | ☐ Other _____ |

7. Present occupation. ARCHITECT No. of years. 34

Employer. FAIRFAX & SAMMONS, ARCH'S

8. Past occupation(s). NONE No. of years. _____

Employer(s). _____

9. Are you currently a Registered Architect in the State of Florida? ☒ Yes ☐ No

Are you currently a Registered Architect in another state? ☒ Yes ☐ No

If So, in which state are you currently registered?

NY CT MA RI VA NC SC GA

10. Do you have a degree in, or have you taken courses in, any of the following fields of study: (Check all that are applicable)

- | | |
|--|--|
| ☒ Architecture | ☐ History |
| ☐ Landscape Architecture/Design | ☐ Design |
| ☐ Architectural History | ☐ Building Construction |

11. Please provide details regarding your educational background.

UNDERGRAD. DENISON U. '83

MARCH UNIVERSITY OF VIRGINIA '86

12. Why do you feel that you are qualified to serve on the Town's Architectural Commission? (Attach additional page if necessary)

I'VE SERVED BEFORE AND WAS CHAIRMAN FOR PART
OF THAT. WE PRACTICE TRADITIONAL ARCHITECTURE,

13. To enable Town Council to consider potential conflicts of interest, please provide the following information regarding family members who live and/or work in the Town of Palm Beach, including your spouse, parents, siblings or children.

Family Member Name	Relationship	Address	Occupation	Employer
ANNE FAIRFAX	WIFE	455 WORTH AVE	ARCHITECT	F&S, Arch's

14. Have you ever been convicted of a crime or pled guilty or nolo contendere to a crime other than minor traffic violations? NO

15. If you are currently serving on a Town board, commission, or committee, please identify it in the space below and check the box that indicates you will resign from that position if you are appointed to the position you are seeking in this application.

☒ I will resign from the PLANNING & ZONING if I am appointed to the position I am seeking in this application.
board/commission/committee

16. In the event you are applying to be a Regular Member of ARCOM and you are not successful, will you accept appointment as an Alternate Member of ARCOM should the Town Council wish to appoint you as an Alternate Member?

☐ Yes ☒ No

The following information is needed to facilitate Town reporting requirements in Florida Statute 760.80. Please check one in each category.

RACE

- ☐ African American ☐ Native American
☐ Asian American ☒ Caucasian
☐ Hispanic American ☐ Not known

GENDER

☒ Male ☐ Female

PHYSICALLY DISABLED

☐ Yes ☒ No

I hereby certify that I have read the sections of the Town Code of Ordinances for the particular board/commission/committee that I have selected above and have noted the description of the board/commission/committee and its members' duties, and further I have read the regulations concerning absences and conflicts of interests. I certify the information given by me is true and complete to the best of my knowledge and belief. I understand that any falsification of material facts will be grounds for rejection of this application or dismissal after appointment.

SIGNATURE: _____

DATE: FEB 18, 2020

Please provide a copy of BOTH SIDES of your Palm Beach County Voter Registration card, which shows your Town of Palm Beach address, with your application.

Please note that Board/Commission applications will expire on December 15 of each year.

ARCHITECTURAL COMMISSION (ARCOM)

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TOWN OF PALM BEACH

APPLICATION FOR SERVICE ON

ARCHITECTURAL COMMISSION (ARCOM)

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Name: Betsy Shiverick Residence Address: 177 Queens Lane
Mailing Address: P.O. Box 2589 Home Telephone: _____
E-mail Address: betsyshiverick@gmail.com Work Telephone: (914) 720-7357

I am a registered voter of the Town of Palm Beach BS (please initial)

Appointment to ARCOM requires the applicant to be a registered voter in the Town of Palm Beach. Please attach a copy of BOTH SIDES of your Voter Registration card with your application. Failure to provide the copy of the required voter registration card shall be grounds for rejection of the application.

1. Why are you interested in serving on the Architectural Commission? (Please explain; attach additional pages if necessary)

I believe that ARCOM plays a vital role in maintaining what is arguably one of the nicest places in the world to live. I enjoy

2. How many meetings of the Architectural Commission have you attended in the last year? 11

3. If you have served on any boards/commissions/committees in the Town of Palm Beach or elsewhere, please list them and include details such as length of service, attendance record, etc.

Preservation Fandalia Executive Committee 1 1/2 years

4. Please indicate if there are any periods of time for which you will be unavailable for meetings.

being part of the effort and I would like to continue to contribute.

5. Do you have any personal experience with requesting approvals from the Town's Architectural Commission? (Please explain)

my husband and I built a home on Everglades Island in 2012.

6. Are you a member of any of the following organizations? (Check all that apply)

- ☐ Palm Beach Chamber of Commerce
☐ Palm Beach Civic Association
☐ Citizens' Association of Palm Beach

- ☒ Preservation Foundation of Palm Beach
☐ North End Property Owners Association
☐ Neighborhood Alliance of Palm Beach
☐ Other _____

7. Present occupation. interior decorator No. of years. 17

Employer. self

8. Past occupation(s). Currency trader No. of years. 21

Employer(s). Memill Lynch, Chemical Bank, Union Bank of Switzerland, nat west Bank

9. Are you currently a Registered Architect in the State of Florida? ☐ Yes ☒ No

Are you currently a Registered Architect in another state? ☐ Yes ☒ No
If So, in which state are you currently registered? _____

10. Do you have a degree in, or have you taken courses in, any of the following fields of study: (Check all that are applicable)

- ☒ Architecture
☐ Landscape Architecture/Design
☒ Architectural History

- ☒ History
☒ Design
☐ Building Construction

11. Please provide details regarding your educational background.

Mt. Holyoke College BA History 1982
New York School of Interior Design 2003-06 (one course short of the Bachelor's degree)

12. Why do you feel that you are qualified to serve on the Town's Architectural Commission? (Attach additional page if necessary)

I have served as an alternate commissioner for the past 4 years. I have gained a tremendous amount of experience and have honed my skills as a listener, a collaborator, an advisor, and a design professional. I hope that I'm seen as a valuable contributor.

13. To enable Town Council to consider potential conflicts of interest, please provide the following information regarding family members who live and/or work in the Town of Palm Beach, including your spouse, parents, siblings or children.

Family Member Name	Relationship	Address	Occupation	Employer
Paul Shrock	husband	177 Queens Ln.	retired	

14. Have you ever been convicted of a crime or pled guilty or nolo contendere to a crime other than minor traffic violations? NO

15. If you are currently serving on a Town board, commission, or committee, please identify it in the space below and check the box that indicates you will resign from that position if you are appointed to the position you are seeking in this application.

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☒ Yes ☐ No

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RACE

- ☐ African American ☐ Native American
☐ Asian American ☒ Caucasian
☐ Hispanic American ☐ Not known

GENDER

☐ Male ☒ Female

PHYSICALLY DISABLED

☐ Yes ☒ No

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SIGNATURE: _____

DATE: _____

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TOWN OF PALM BEACH

Town Council Meeting on: March 10, 2020

Section of Agenda

Board and Commissions Presentations and Appointments

Agenda Title

Appointments to the Landmarks Preservation Commission

Presenter

Pat Gayle-Gordon, Acting Town Clerk

ATTACHMENTS:

- ▣ **Memorandum Dated March 2, 2020, from Pat Gayle-Gordon, Acting Town Clerk**
- ▣ **Sample Ballot (Regular)**
- ▣ **Sample Ballot (Alternate)**
- ▣ **Application - Jacqueline Albarran**
- ▣ **Application - Marcia Cini**
- ▣ **Application - Guy W. Clark, II**
- ▣ **Application - Kim Coleman**
- ▣ **Application - Brittain Damgard**
- ▣ **Application - Anne Fairfax**
- ▣ **Application - Bruce Langmaid**
- ▣ **Application - Anne Grant Metzger**
- ▣ **Application - Patrick W. Segraves**
- ▣ **Application - Fernando Wong**

TOWN OF PALM BEACH

Information for Town Council Meeting on March 10, 2020

TO: Mayor and Town Council

VIA: Kirk W. Blouin, Town Manager

FROM: Pat Gayle-Gordon, Acting Town Clerk

RE: Landmarks Preservation Commission Appointment of Regular and Alternate Members

DATE: March 2, 2020

STAFF RECOMMENDATION

Staff recommends that the Town Council review the attached applications and appoint members to the Landmarks Preservation Commission (LPC) in order to fill the vacant seats resulting from Edward Austin Cooney, Jacqueline Albarran, Patrick W. Segraves, Kim Coleman and Marcia Cini's expired terms. Edward Austin Cooney is not eligible for reappointment per Section 54-36 of the Town Code. All applicants have submitted proof of voter registration in the Town of Palm Beach.

GENERAL INFORMATION

The Town Clerk's office has received four (4) applications seeking **NEW APPOINTMENT** from the following individuals:

- 1) Guy W. Clark, II - 3440 S. Ocean Blvd., #504N, Palm Beach, FL.
- 2) Brittain Damgard - 117 Wells Road, Palm Beach, FL.
- 3) Anne Fairfax - 455 Worth Avenue, Palm Beach, FL.
- 4) Bruce Langmaid - 236 Pendleton Avenue, Palm Beach, FL.

The Town Clerk's office has received five (5) applications seeking **REAPPOINTMENT** from:

- 1) Patrick W. Segraves - 2500 S. Ocean Blvd, #2A1, Palm Beach, FL.
- 2) Jacqueline Albarran - 11979 Polo Club Road, Wellington, FL (**Architect**)
- 3) Marcia Cini - 1 North Breakers Row, Palm Beach, FL.
- 4) Fernando Wong - 320 Chilean Ave, #8, Palm Beach, FL.
- 5) Kim Coleman - 309 Via Linda, Palm Beach, FL.

The Town Clerk's office has received one (1) application from an **ALTERNATE MEMBER SEEKING APPOINTMENT FOR A REGULAR MEMBER POSITION** from:

- 1) Anne Grant Metzger - 277 Esplanade Way, Palm Beach, FL.

c.c.: Wayne Bergman, Acting Director of Planning, Zoning and Building

BALLOT FOR APPOINTMENT OF **REGULAR** MEMBERS
TO THE **LANDMARKS PRESERVATION COMMISSION**
Town Council Meeting on **March 10, 2020**

Positions to be filled:

 4 Regular Members

Please circle 4 from the list of names appearing below

Regular Members Applying for Reappointment

(Listed alphabetically)

Jacqueline Albarran

Kim Coleman

Patrick Segraves

Alternate Members Applying for Promotion to Regular Member

(Listed alphabetically)

Marcia Mulford Cini

Anne Grant Metzger

Fernando Wong

Others Who Have Submitted Applications

(Listed alphabetically)

Guy W. Clark, II

Brittain Damgard

Anne Fairfax

Bruce Langmaid

Signature of Town Council Member: _____
Town Council Member

**BALLOT FOR APPOINTMENT OF ALTERNATE MEMBERS
TO THE LANDMARKS PRESERVATION COMMISSION
Town Council Meeting on March 10, 2020**

Positions to be filled:

2 Alternate Members

Please circle 2 from the list of names appearing below

Alternate Members Applying for Reappointment
(Listed alphabetically)

Marcia Mulford Cini

Fernando Wong

Applications Received From the following:
(Listed Alphabetically)

Guy W. Clark, II

Brittain Damgard

Anne Fairfax

Bruce Langmaid

Patrick Segraves

Signature of Town Council Member: _____
Town Council Member

**TOWN OF PALM BEACH**

APPLICATION FOR SERVICE ON

LANDMARKS PRESERVATION COMMISSION

Please complete the application by typing or printing legibly in ink. Applications should be submitted to the Town Clerk (360 South County Road, Palm Beach, FL 33480, via facsimile 561-838-5417, or via e-mail to townclerk@townofpalmbeach.com) no later than 5 p.m., 11 calendar days prior to the Town Council meeting in which the appointment will be considered. Completion of this application requires that applicant has reviewed certain Town documents as noted in this application. To review or obtain a copy of the documents please contact the Town Clerk's Office (561-838-5416). Please feel free to attach any additional background information to this application form. (Please be advised that members of the Landmarks Preservation Commission must file an annual financial disclosure form per State law.)

Name: Jacqueline Albarran Residence Address: 11979 Polo Club Rd. Wellington, FL 33414
Mailing Address: 324 Royal Palm Way #227 Palm Beach, FL 33480 Home Telephone: 561-346-9892 (cell)
E-mail Address: jackie@jackiealbarran.com Work Telephone: 561-655-7676

I am a registered voter of the Town of Palm Beach n/a (please initial)

Appointment to Landmarks Preservation Commission requires the applicant to be a registered voter in the Town of Palm Beach. Please attach a copy of BOTH SIDES of your Voter Registration card with your application. Failure to provide the copy of the required voter registration card shall be grounds for rejection of the application.

1. Why are you interested in serving on the Landmarks Preservation Commission? (Please explain and attach additional pages if necessary)

Having been an architect in Palm Beach since 1985, I have had the privilege of working on many Historic homes. I am currently serving on the Landmark's Preservation

Commission of the Town of Palm Beach and would like the opportunity to continue to serve on this Commission as the "non resident" member.

2. How many meetings of the Landmarks Preservation Commission have you attended in the last year? all (12)

3. If you have served on any boards/commissions/committees in the Town of Palm Beach or elsewhere, please list them and include details such as length of service, attendance record, etc.

I served on the Landmark's Preservation Commission for two consecutive, 3 year terms from 1991-1997. I served one three year term from 1998-2001. After moving to

Wellington in 2001, I was reappointed following the ordinance change creating a non resident position. I served in this position for 9 months before offering my

position to Gene Pandula when he became a non resident. I resumed this position in 2012 and continue to serve at this time.

4. Please indicate if there are any periods of time for which you will be unavailable for meetings.

none

5. Have you ever lived in or owned a landmarked home or property? Yes ☐ No ☒ (If so, where?)

6. If you have not lived in or owned a landmarked property, do you have any experience in dealing with landmarked properties? Please explain.

I have had many years of experience serving on this Commission and as the Architect of many landmarked homes in the Town of Palm Beach.

I have had the privilege of being the architect for the two Ballinger Award winners for 2017.

7. Are you a member of any of the following organizations? (Check all that apply)

- | | |
|---|---|
| ☐ National Trust for Historic Preservation | ☒ Preservation Foundation of Palm Beach |
| ☐ Florida Trust for Historic Preservation | ☐ North End Property Owner's Association |
| ☐ Palm Beach County Historical Society | ☐ Palm Beach Civic Association |
| ☐ Citizens' Association of Palm Beach | ☐ Other Preservation Organization: _____ |

8. Present occupation. Architect No. of years. approx 30 years

Employer.

Self

9. Past occupation(s). same No. of years. n/a

Employer(s).

n/a

10. Do you have a degree in, or have you taken courses in, any of the following fields of study: (Check all that apply)

- | | |
|---|--|
| ☒ Architecture | ☐ History |
| ☒ Design | ☐ Landscape Architecture/Design |
| ☒ Architectural History | ☐ Building Construction |

11. Please provide details regarding your educational background:

Diploma in Development Planning at the University of London, Great Britain

Diploma in Architecture at the University of Los Andes, Bogota Colombia

Diplome de Langue Francais at Ecole Lemanica, Lausanne Switzerland

12. Why do you feel that you are qualified to serve on the Town's Landmarks Preservation Commission (Attach additional page if necessary)

I have had many years of experience serving on this Commission and as the Architect of many landmarked homes in the Town of Palm Beach.

I have had the privilege of being the architect for the two Ballinger Award winners for 2017.

13. To enable Town Council to consider potential conflicts of interest, please provide the following information regarding family members who live and/or work in the Town of Palm Beach, including your spouse, parents, siblings or children.

Family Member Name	Relationship	Address	Occupation	Employer
n/a	n/a	n/a	n/a	n/a

14. Have you ever been convicted of a crime or pled guilty or nolo contendere to a crime other than minor traffic violations?
No

15. If you are currently serving on a Town board, commission, or committee, please identify it in the space below and check the box that indicates you will resign from that position if you are appointed to the position you are seeking in this application.
☐ will resign from the n/a if I am appointed to the position I am seeking in this application.
board/commission/committee

16. In the event you are applying to be a Regular Member of LPC and you are not successful, will you accept appointment as an Alternate Member of LPC should the Town Council wish to appoint you as an Alternate Member?
☐ Yes ☒ No n/a

The following information is needed to facilitate Town reporting requirements in Florida Statute 760.80. Please check one in each category.

RACE

☐ African American

☐ Native American

☐ Asian American

☐ Caucasian

☒ Hispanic American

☐ Other

GENDER

☐ Male

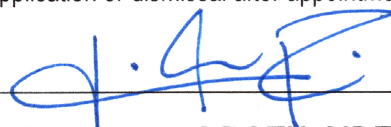
☒ Female

PHYSICALLY DISABLED

☐ Yes

☒ No

I hereby certify that I have read the sections of the Town Code of Ordinances for the particular board/commission/committee that I have selected above and have noted the description of the board/commission/committee and its members' duties, and further I have read the regulations concerning absences and conflicts of interests. I certify the information given by me is true and complete to the best of my knowledge and belief. I understand that any falsification of material facts will be grounds for rejection of this application or dismissal after appointment.

SIGNATURE: 

DATE: 1-6-2020

Please provide a copy of BOTH SIDES of your Palm Beach County Voter Registration card, which shows your Town of Palm Beach address, with your application.

Please note that Board/Commission applications will expire on December 15 of each year.

LANDMARKS PRESERVATION COMMISSION

(LPC) - The LPC safeguards the Town's historic and cultural resources through its landmarked structures and historic districts. This State of Florida Certified Commission reviews and approves structural and landscape modifications to Designated structures and properties. The LPC is comprised of seven regular and three alternate members, who are registered voters of the Town of Palm Beach and appointed by the Town Council, and who have, to the highest extent practicable, a special knowledge of and a known interest in landmarks preservation. One commissioner may be a non-resident of the Town who possesses specific knowledge or skills directly related to the preservation of historic structures or property. At least two members, but not more than three members, shall be registered architects in the State of Florida. In the event that there are, in the discretion of the Town Council, no bona fide applicants who are registered architects in the State of Florida, the Town may solicit and appoint architects registered outside the State of Florida to fill one of the architect seats. Members are appointed for three-year terms and no member may serve more than two consecutive terms, although a member may be eligible for reappointment upon the lapse of nine months after the expiration of the member's second consecutive three-year term. Although an alternate member may not serve more than two three-year terms as an alternate, an alternate member may be appointed to serve as a regular member of the commission and, in the event of such appointment, shall be entitled to serve two full three-years terms thereafter.



TOWN OF PALM BEACH

APPLICATION FOR SERVICE ON

LANDMARKS PRESERVATION COMMISSION

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Name: Marcia Mulford Cini

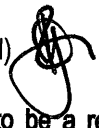
Residence Address: 1 North Breakers Row

Mailing Address: same

Home Telephone: 561-331-8449

E-mail Address: mmcini@mvyllaw.com

Work Telephone: 508-627-0250

I am a registered voter of the Town of Palm Beach MMC (please initial) 

Appointment to Landmarks Preservation Commission requires the applicant to be a registered voter in the Town of Palm Beach. Please attach a copy of BOTH SIDES of your Voter Registration card with your application. Failure to provide the copy of the required voter registration card shall be grounds for rejection of the application.

1. Why are you interested in serving on the Landmarks Preservation Commission? (Please explain and attach additional pages if necessary)

see attached

2. How many meetings of the Landmarks Preservation Commission have you attended in the last year? ten

3. If you have served on any boards/commissions/committees in the Town of Palm Beach or elsewhere, please list them and include details such as length of service, attendance record, etc.

see attache

4. Please indicate if there are any periods of time for which you will be unavailable for meetings.

no

5. Have you ever lived in or owned a landmarked home or property? Yes ☒ No ☐ (If so, where?)

Jericho Center, VT & Topsfield, MA

6. If you have not lived in or owned a landmarked property, do you have any experience in dealing with landmarked properties? Please explain.

see attached

7. Are you a member of any of the following organizations? (Check all that apply)

- | | |
|--|---|
| ☒ National Trust for Historic Preservation | ☒ Preservation Foundation of Palm Beach |
| ☐ Florida Trust for Historic Preservation | ☐ North End Property Owner's Association |
| ☒ Palm Beach County Historical Society | ☒ Palm Beach Civic Association |
| ☐ Citizens' Association of Palm Beach | ☐ Other Preservation Organization: _____ |

8. Present occupation. Retired Attorney

No. of years. RETIRED 12-31-2017

Employer.

9. Past occupation(s). practicing attorney

No. of years. 25

Employer(s).

Tinti Quinn Grover & Frey LLP Law Offices of Marcia Mulford Cini

10. Do you have a degree in, or have you taken courses in, any of the following fields of study: (Check all that apply)

- | | |
|---|---|
| ☒ Architecture | ☒ History |
| ☒ Design | ☒ Landscape Architecture/Design |
| ☒ Architectural History | ☒ Building Construction |

11. Please provide details regarding your educational background:

see attached

12. Why do you feel that you are qualified to serve on the Town's Landmarks Preservation Commission (Attach additional page if necessary)

see attached

13. To enable Town Council to consider potential conflicts of interest, please provide the following information regarding family members who live and/or work in the Town of Palm Beach, including your spouse, parents, siblings or children.

Family Member Name	Relationship	Address	Occupation	Employer
N/A				

14. Have you ever been convicted of a crime or pled guilty or nolo contendere to a crime other than minor traffic violations?
_____ NO

15. If you are currently serving on a Town board, commission, or committee, please identify it in the space below and check the box that indicates you will resign from that position if you are appointed to the position you are seeking in this application.
☐ I will resign from the _____ if I am appointed to the position I am seeking in this application.
board/commission/committee

16. In the event you are applying to be a Regular Member of LPC and you are not successful, will you accept appointment as an Alternate Member of LPC should the Town Council wish to appoint you as an Alternate Member?
☒ Yes ☐ No

The following information is needed to facilitate Town reporting requirements in Florida Statute 760.80. Please check one in each category.

RACE

☐ African American

☐ Asian American

☐ Hispanic American

☐ Native American

☒ Caucasian

☐ Other

GENDER

☐ Male

☒ Female

PHYSICALLY DISABLED

☒ Yes

☐ No

I hereby certify that I have read the sections of the Town Code of Ordinances for the particular board/commission/committee that I have selected above and have noted the description of the board/commission/committee and its members' duties, and further I have read the regulations concerning absences and conflicts of interests. I certify the information given by me is true and complete to the best of my knowledge and belief. I understand that any falsification of material facts will be grounds for rejection of this application or dismissal after appointment.

SIGNATURE: Mami Tezcu

DATE: 02/08/2020

Please provide a copy of BOTH SIDES of your Palm Beach County Voter Registration card, which shows your Town of Palm Beach address, with your application.

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LANDMARKS PRESERVATION COMMISSION

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Landmarks Preservation Commission Application of Marcia Mulford Cini

1. I am interested in serving on the Palm Beach Landmarks Preservation Commission because I have always been involved in civic life, I have the appropriate background and qualifications, and my ancestors were prominent in Palm Beach in the late 19th and early 20th centuries. Joseph Mulford, who with his wife Mary Cluett Mulford, came here from upstate New York in the 1880s, founded Bethesda-by-the-Sea Episcopal Church, the third incarnation of which currently stands today on Barton Avenue and South County Road. We are active members in this church, having renewed our vows with Fr. James Harlan on the occasion of our 50th wedding anniversary in Palm Beach in 2013, the year we moved here. My husband Bill is currently a candidate for Vestry there. I am also at a juncture in my life, having closed my law practice and officially retired at the end of December 2017, where it seems to make sense to give back to the community with my talents.

3. I have served on the Board of Directors and Chairman of the Governance Committee of the Martha's Vineyard Museum for six years before term limits required that I take a year off during a 24 M dollar capital campaign, historic rehabilitation and museum move. I have again been appointed to a six year term. I am currently on the Board of Island Elderly Housing, Inc. (21 years) on Martha's Vineyard. Immediate past Vice Chairman of the Dukes County Bar Association, I was elected island-wide to two terms of two years each on the Martha's Vineyard Commission, at which time I was lured but did not succumb to the opportunities represented by election to the state legislature. I also served on the West Tisbury Historic District Commission and was Chairman of the Topsfield Historic District Commission for approximately ten years each. I was also appointed to the Tisbury Community Preservation Committee, a state statutorily mandated program, at its origination and served again for ten years (until summer 2017). In each instance, it would have never occurred to me to miss a meeting, so my attendance record was essentially perfect.

5. and 6. A word of explanation: In New England, designated historic properties are what Palm Beach calls "landmarked" properties. My immediate family and I have owned two, one in Jericho Center, Vermont (1814) and one in Topsfield, Massachusetts (1756). We made our home in each of these and in all respects treated them historically appropriately, including making them available for house tours.

11. My educational background suits me perfectly for this appointment. My undergraduate degree is a B. A. in history from American University in Washington, DC. Instead of pursuing Education at Columbia University in NYC, I got an M.A. in Preservation Studies from Boston University, where I specialized in adaptive reuse and twentieth century resources. After I went to B.U. Law School, earned a J.D. (Juris Doctor) degree, passed the bar exam and practiced law in Massachusetts for approximately 25 years.

12. My educational background and experience as well as how I have chosen to spend my time during my entire adult life qualify me for an appointment to the Palm Beach Landmarks Preservation Commission. In addition to pursuing a preservation career, which I did up until I went to law school in search of a more lucrative way to make a living and having served as a full time preservation consultant under the aegis of my own company, Associated Preservation Services, Inc., I

volunteered for two commissions similar to the Landmarks Preservation Commission in that they were promoters of and arbiters of alterations to historic structures. I also served on numerous civic or non-profit organization boards, always identified with the protection of historic interests. During my law practice I submitted plenty of federal tax credit applications, worked on some very large projects that included state and federal tax credits, and am currently listed on the Massachusetts Historical Commission's list of recommended historic preservation consultants. I still get phone calls about my master's degree thesis on the Kirkbride complex at Danvers State Hospital, which formed the basis for a National Register of Historic Places nomination and listing for it and more than one book and art exhibit. I truly believe not only in a "city's right to be beautiful" (Berman v. Parker) but the more you know about how we got to be the way we are, the better decisions we can make for the future.

Supplementary Information Relating to the Application of Marcia Mulford Cini for a Position on the Town of Palm Beach Landmarks Preservation Commission (LPC)

The following matters have come to light in the two years which has elapsed since I submitted my original application:

1. One of the LPC meetings I attended included a discussion of the local Brazilian Court Hotel. It would be important for the Town Council to know that my paternal grandfather, Vincent Strong Mulford, used to own this property and the late Mr. (James) Ponce, historian of the Breakers Hotel, worked for my grandfather for a time during the winters when Mr. Mulford lived on the top floor of the Brazilian Court. Of course, I visited my grandfather as a small child (he died in 1960) and remember having lunch in the Palm Courtyard.

12. Historic terminology may be different between my experience and that of Palm Beach's but I have come to learn the preservation issues are the same. Duck's Nest on Maddock Way (and whether to allow the owner to tear down the second oldest building in town despite its current landmark status) is a case in point. If the Town Council is interested in doing more with less, preservation is the place to begin.

It is my hope and expectation that this information and the additional supplement can be added to and read in conjunction with my new application filed as of February 8th, 2020



TOWN OF PALM BEACH

APPLICATION FOR SERVICE ON

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Name: Guy W. Clark II Residence Address: 3440 South Ocean Blvd #504N, Palm Beach

Mailing Address: 3440 S. Ocean Blvd #504N Home Telephone: 646-262-3758

E-mail Address: decoratorguy@icloud.com Work Telephone: 646-262-3758

I am a registered voter of the Town of Palm Beach GC (please initial) GC

Appointment to Landmarks Preservation Commission requires the applicant to be a registered voter in the Town of Palm Beach. Please attach a copy of BOTH SIDES of your Voter Registration card with your application. Failure to provide the copy of the required voter registration card shall be grounds for rejection of the application.

1. Why are you interested in serving on the Landmarks Preservation Commission? (Please explain and attach additional pages if necessary) Every day on my drive from my home on S. Ocean Blvd into my office in town, I always marvel at the beauty of our town. On this same daily ride, I see constant changes in our community that

disturb me. As a private individual I feel helpless when our Architectural Landscape changes. By serving on this Board, I hope to preserve the beauty of our town.

2. How many meetings of the Landmarks Preservation Commission have you attended in the last year? 0

3. If you have served on any boards/commissions/committees in the Town of Palm Beach or elsewhere, please list them and include details such as length of service, attendance record, etc. Director - Citizens Association (1 year)
Board President - HALEYON of Palm Beach (1 year)
Architectural Review Board - Merrivold Club (2013-current)
V.P. and Board Member of The American Classical Orchestra (2006-2014), Board Member - Alpha Workshops NYC, (2007-2015)

4. Please indicate if there are any periods of time for which you will be unavailable for meetings. In August I am at my home in the Catskill Mountains (It is an 1870's summer community)

5. Have you ever lived in or owned a landmarked home or property? Yes No X (If so, where?)

6. If you have not lived in or owned a landmarked property, do you have any experience in dealing with landmarked properties? Please explain.

As a designer and a Board Member of the Alpha Workshops we worked on Gracie Mansion. I also consulted on the change of use and design for a NYC Church that was Landmarked (Church of the Holy Communion)

7. Are you a member of any of the following organizations? (Check all that apply)

- | | |
|--|---|
| ☒ National Trust for Historic Preservation | ☒ Preservation Foundation of Palm Beach |
| ☐ Florida Trust for Historic Preservation | ☐ North End Property Owner's Association |
| ☒ Palm Beach County Historical Society | ☐ Palm Beach Civic Association |
| ☒ Citizens' Association of Palm Beach | ☐ Other Preservation Organization: _____ |

8. Present occupation. Interiors Designer No. of years. 20

Employer.

Guy Clark Interiors Inc, 350 S. County Rd #208

9. ^{Present} Past occupation(s). Realtor No. of years. 1 1/2

Employer(s)

Douglas Elliman, 340 Royal Poinciana Way,

10. Do you have a degree in, or have you taken courses in, any of the following fields of study: (Check all that apply)

- | | |
|---|---|
| ☒ Architecture | ☒ History |
| ☒ Design | ☐ Landscape Architecture/Design |
| ☒ Architectural History | ☒ Building Construction |

11. Please provide details regarding your educational background:

Prep School - Northfield Mt Hermon - Art

College - Syracuse University - Marketing / Quantitative Analysis

Continuing Education - ASID - "green" interior design

12. Why do you feel that you are qualified to serve on the Town's Landmarks Preservation Commission (Attach additional page if necessary)

(see attached.)

13. To enable Town Council to consider potential conflicts of interest, please provide the following information regarding family members who live and/or work in the Town of Palm Beach, including your spouse, parents, siblings or children.

Family Member Name	Relationship	Address	Occupation	Employer
X				
X				
X				

14. Have you ever been convicted of a crime or pled guilty or nolo contendere to a crime other than minor traffic violations?

NO

15. If you are currently serving on a Town board, commission, or committee, please identify it in the space below and check the box that indicates you will resign from that position if you are appointed to the position you are seeking in this application.

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board/commission/committee

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☒ Yes

☐ No

The following information is needed to facilitate Town reporting requirements in Florida Statute 760.80. Please check one in each category.

RACE

☐ African American

☐ Native American

☐ Asian American

☒ Caucasian

☐ Hispanic American

☐ Other

GENDER

☐ Male

☐ Female

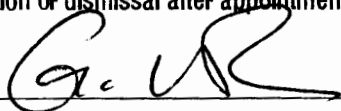
PHYSICALLY DISABLED

☐ Yes

☐ No

I hereby certify that I have read the sections of the Town Code of Ordinances for the particular board/commission/committee that I have selected above and have noted the description of the board/commission/committee and its members' duties, and further I have read the regulations concerning absences and conflicts of interests. I certify the information given by me is true and complete to the best of my knowledge and belief. I understand that any falsification of material facts will be grounds for rejection of this application or dismissal after appointment.

SIGNATURE: _____



DATE: _____

1-9-20

Please provide a copy of BOTH SIDES of your Palm Beach County Voter Registration card, which shows your Town of Palm Beach address, with your application.

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ADDENDUM TO APPLICATION:

#12

As a child, I grew up in the Victorian river town of Nyack, N.Y., and in a rural town in Vermont along Lake Champlain. Living in old houses and being surrounded by wonderful architectural detailing, surely helped to foster my love of antiques, architecture and design.

Later in life when I became an Interior Designer, my passion for all forms of antiquities became useful as a background for my design aesthetic. In my 20 years as a designer, I have had the opportunity to work in a deaccessioned NYC church (Church of The Holy Communion), Gracie Mansion, and The Mount Vernon Hotel, where their landmark status was of the utmost importance.

In 2015 I moved to Palm Beach and opened my design office at 350 South County Road #208. In the following years I have decorated a home on Jungle Road, renovated two buildings on South Ocean Blvd, designed numerous apartments, and consulted with Condo Associations, landlords and charitable organizations in Palm Beach on various design topics.

As an offshoot of my design business, in 2018 I started to buy and renovate properties on my own. In the same year obtaining my Florida Realtors license seemed like a perfect addition to my work portfolio, and a way to give added benefits to my clients. In December 2019, a friend and fellow Realtor introduced me to a glorious 1925 home on Seabreeze and asked me to help try to find her a buyer. From the first moment I saw this home at 335 Seabreeze, I knew I had to save this house somehow. (Naturally, I have had this feeling before, especially with an 1847 stone house that I bought in 2004, restored, and lived in for 11 years*)

In the course of a few weeks I found a sympathetic architect and a willing and appropriate buyer to save and restore the Seabreeze home. Unfortunately, a neighbor swooped in and bought the house with cash and a quick closing date. To my dismay this man's idea is to tear the house down, and to put a putting green on the property. I was horrified and furious that I had no control over this terrible situation. Right then I realized that I had no

power as a private citizen, but if I was on the Landmarks Board, I could have a voice. Once on the Board I could use my 20 years of design experience to help other people to see the value in preserving our older homes and landmarks.

It is to preserve and protect the integrity of our town, that is of the utmost importance to me.

This is why I am trying to get involved with the Landmarks Board, where I feel that I can make a difference.

*Please see the NBC show- Open House NYC, for many of my design episodes and projects.



TOWN OF PALM BEACH

APPLICATION FOR SERVICE ON

LANDMARKS PRESERVATION COMMISSION

Please complete the application by typing or printing legibly in ink. Applications should be submitted to the Town Clerk (360 South County Road, Palm Beach, FL 33480, via facsimile 561-838-5417, or via e-mail to townclerk@townofpalmbeach.com) no later than 5 p.m., 11 calendar days prior to the Town Council meeting in which the appointment will be considered. Completion of this application requires that applicant has reviewed certain Town documents as noted in this application. To review or obtain a copy of the documents please contact the Town Clerk's Office (561-838-5416). Please feel free to attach any additional background information to this application form. (Please be advised that members of the Landmarks Preservation Commission must file an annual financial disclosure form per State law.)

Name: Kim Coleman Residence Address: 309 Via Linda

Mailing Address: Palm Beach FL Home Telephone: 516 527 3612

E-mail Address: Kim@Kimcoleman.com Work Telephone: _____

I am a registered voter of the Town of Palm Beach KE (please initial) 

Appointment to Landmarks Preservation Commission requires the applicant to be a registered voter in the Town of Palm Beach. Please attach a copy of BOTH SIDES of your Voter Registration card with your application. Failure to provide the copy of the required voter registration card shall be grounds for rejection of the application.

1. Why are you interested in serving on the Landmarks Preservation Commission? (Please explain and attach additional pages if necessary)

I would like to continue to serve on
the LPC Commission because I care deeply
about preserving the historical integrity of Palm Beach

2. How many meetings of the Landmarks Preservation Commission have you attended in the last year? 12

3. If you have served on any boards/commissions/committees in the Town of Palm Beach or elsewhere, please list them and include details such as length of service, attendance record, etc.

I have served on several.
not for profit boards, school boards and the Architectural
Review board (acting chairman) of Old Brookville N.Y. at a
crucial time.

4. Please indicate if there are any periods of time for which you will be unavailable for meetings.

None

5. Have you ever lived in or owned a landmarked home or property? Yes ☐ No ☒ (If so, where?)

6. If you have not lived in or owned a landmarked property, do you have any experience in dealing with landmarked properties? Please explain.

landmarked properties. I had a significant amount of dealing with before, and I have learned so much as a commissioner of the LPC. I really enjoy interacting with all the people who make Palm Beach so great.

7. Are you a member of any of the following organizations? (Check all that apply)

- | | |
|--|---|
| ☐ National Trust for Historic Preservation | ☒ Preservation Foundation of Palm Beach |
| ☐ Florida Trust for Historic Preservation | ☐ North End Property Owner's Association |
| ☒ Palm Beach County Historical Society | ☒ Palm Beach Civic Association |
| ☒ Citizens' Association of Palm Beach | ☐ Other Preservation Organization: _____ |

8. Present occupation. interior design No. of years. 40 ;

Employer.

Self

9. Past occupation(s). Sotheby's private client services No. of years. 10

Employer(s).

Sotheby's auction house

10. Do you have a degree in, or have you taken courses in, any of the following fields of study: (Check all that apply)

- | | |
|---|--|
| ☐ Architecture | ☐ History |
| ☒ Design | ☒ Landscape Architecture/Design <u>2 years</u> |
| ☒ Architectural History | ☐ Building Construction |

11. Please provide details regarding your educational background:

Skidmore College. The New School at Hofstra University BA with honors in the Humanities. Helene Rubenstein Fellow at → see II.

12. Why do you feel that you are qualified to serve on the Town's Landmarks Preservation Commission (Attach additional page if necessary)

I hope that my service thus far proves my enthusiasm for the work that the LPC is doing. I truly enjoy all that we do on this commission.

13. To enable Town Council to consider potential conflicts of interest, please provide the following information regarding family members who live and/or work in the Town of Palm Beach, including your spouse, parents, siblings or children.

Family Member Name	Relationship	Address	Occupation	Employer
Pamela Coleman	Spouse	309 Via Linda	Lawyer	Palm Beach

14. Have you ever been convicted of a crime or pled guilty or nolo contendere to a crime other than minor traffic violations?

no

15. If you are currently serving on a Town board, commission, or committee, please identify it in the space below and check the box that indicates you will resign from that position if you are appointed to the position you are seeking in this application.

☐ will resign from the NA if I am appointed to the position I am seeking in this application.
board/commission/committee

16. In the event you are applying to be a Regular Member of LPC and you are not successful, will you accept appointment as an Alternate Member of LPC should the Town Council wish to appoint you as an Alternate Member?

☒ Yes

☐ No

I am a regular member now.

The following information is needed to facilitate Town reporting requirements in Florida Statute 760.80. Please check one in each category.

RACE

☐ African American

☐ Asian American

☐ Hispanic American

☐ Native American

☒ Caucasian

☐ Other

GENDER

☐ Male

☒ Female

PHYSICALLY DISABLED

☐ Yes

☒ No

I hereby certify that I have read the sections of the Town Code of Ordinances for the particular board/commission/committee that I have selected above and have noted the description of the board/commission/committee and its members' duties, and further I have read the regulations concerning absences and conflicts of interests. I certify the information given by me is true and complete to the best of my knowledge and belief. I understand that any falsification of material facts will be grounds for rejection of this application or dismissal after appointment.

SIGNATURE: _____

Kim Coleman

DATE: _____

2.26.20

Please provide a copy of BOTH SIDES of your Palm Beach County Voter Registration card, which shows your Town of Palm Beach address, with your application.

Please note that Board/Commission applications will expire on December 15 of each year.

LANDMARKS PRESERVATION COMMISSION

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11. education continued (1) Hetera Ryerson Fellow
in museum curation at The Whitney Museum 1974-75
(2) New York School of Interior Design
(3) NY Botanical gardens - 2 years of study
towards a degree in Landscape Architecture



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Name: Brittain Damgaard Residence Address: 117 Wells Rd

Mailing Address: 117 Wells Rd Home Telephone: 561 659 6653

E-mail Address: brittainbardes@gmail.com Work Telephone: 202 256 6344

I am a registered voter of the Town of Palm Beach BB (please initial) BB

Appointment to Landmarks Preservation Commission requires the applicant to be a registered voter in the Town of Palm Beach. Please attach a copy of BOTH SIDES of your Voter Registration card with your application. Failure to provide the copy of the required voter registration card shall be grounds for rejection of the application.

1. Why are you interested in serving on the Landmarks Preservation Commission? (Please explain and attach additional pages if necessary)

I have lived in Palm Beach, part or full time most of my life. I have seen it change dramatically over the years and I'm hoping

2. How many meetings of the Landmarks Preservation Commission have you attended in the last year? one/two

3. If you have served on any boards/commissions/committees in the Town of Palm Beach or elsewhere, please list them and include details such as length of service, attendance record, etc.

NO

4. Please indicate if there are any periods of time for which you will be unavailable for meetings.

NONE that I am aware of

5. Have you ever lived in or owned a landmarked home or property? Yes ☒ No ☐ (If so, where?)

yes, I owned one on Washington Rd in West Palm Beach.

1 cont'd

that the Landmarks and Preservation Commission can continue to save as many of the fine original properties ,which have made our town so unique. I have a passion for houses. I have bought and sold quite a few and enjoyed restoring them. In Palm Beach, I have always loved looking at real estate and have seen so many houses. Strange as it may sound, I do wander the streets of Palm Beach just looking at them. I think I am knowledgeable with a good eye for detail and good taste and could be an asset to the commission.

6. If you have not lived in or owned a landmarked property, do you have any experience in dealing with landmarked properties? Please explain.

7. Are you a member of any of the following organizations? (Check all that apply)

- ☐ National Trust for Historic Preservation
☐ Florida Trust for Historic Preservation
☐ Palm Beach County Historical Society
☐ Citizens' Association of Palm Beach

- ☒ Preservation Foundation of Palm Beach
☐ North End Property Owner's Association
☒ Palm Beach Civic Association
☒ Other Preservation Organization: Newport, RI

8. Present occupation. retired

No. of years. _____

Employer. _____

9. Past occupation(s). part owner of BARDES CORP No. of years. 30 yrs

Employer(s). _____

also owner of retail store in Washington, DC

10. Do you have a degree in, or have you taken courses in, any of the following fields of study? (Check all that apply)

- ☐ Architecture
☒ Design
☐ Architectural History

- ☐ History
☐ Landscape Architecture/Design
☐ Building Construction

11. Please provide details regarding your educational background:

I am a graduate of George Washington Univ with a BA in political science. I minored in Art History

12. Why do you feel that you are qualified to serve on the Town's Landmarks Preservation Commission (Attach additional page if necessary)

There are several reasons why I feel that I am qualified to serve on the commission. I have been interested in preservation for all of my

13. To enable Town Council to consider potential conflicts of interest, please provide the following information regarding family members who live and/or work in the Town of Palm Beach, including your spouse, parents, siblings or children.

Family Member Name	Relationship	Address	Occupation	Employer
John Damgard	husband	117 Wells Rd	retired	
Merrily BARDES	sister	146 Casa Bendita	retired	
Mary Brittain Cheatham	daughter	7405 S. Flagler	real estate	WPB

12 cont'd)

adult life. Details to follow.

My parents, Olive and Oliver Bardes came to Palm Beach in 1950. They rented houses for several years and then built their first home on Everglades Island in 1953. There were only a few houses on the island at that time. A few years later they built our house at 555 Island Dr. It was designed by Bill Johnson, who at that time was a partner of Marion Syms Wyeth. I continued to live in that home after my parents died with my stepfather, Walter Kiebach. After Walter passed away, I totally redid the house with the help of Tom Kirchoff as architect and Mario Neviera as landscape architect. I lived there until last June, 2019. Our family had a long history on Everglades Island. Two years ago, wanting a smaller home, we bought a wonderful John Volk house at 117 Wells Rd. Another project for me --- this time Caroline Forrest has been the architect. We remained true to John Volk's plan, but once again it went the studs on the inside. The garden was old and overgrown so we took everything out and started over. Mario Neviera created a beautiful plan which is now complete with all tropical and native plants and trees. I had the pleasure of picking out all of the trees and helping to place them.

I have owned and lived in an historic house in Newport, RI. In 1983 we bought a beautiful Georgian house built in 1899. It was designed by Peabody and Stearns from Boston and is named Hopedene. Hopedene had been left to the Preservation Society but not endowed. At the time the Preservation Society was happy to have a young couple buy it and save it from a developer. We did put covenants on it so it would be preserved forever. I served on the board of the Preservation Society of Newport County for twelve years. I was a member the Preservation landscape committee twice and now am still on the Breakers Landscape Restoration Committee in Newport, RI. While on that board I also was the "house Mother" for Marble House which was the home of William Vanderbilt.

I have totally restored six homes in my lifetime including two in Palm Beach and a landmarked house in West Palm on Washington Road. In 1989, I extensively restored another in Middleburg, Va. This time it was a Swedish house. Besides redoing the house, I built a courtyard garden and a nursery. Later back in Washington I worked on two other beautiful homes. One was a Georgian brick in Kalorama and the other a Pennsylvania field stone. That was my favorite and had a magical garden. After a few trips to Japan, I also created a moss garden there. I was a member of the Garden Club of America for many years and learned so much from all those talented women. I also became a Master Gardener. With all of those houses, I was intimately involved with the design, the construction and completion of both house and gardens. I have the ability to read blue prints and understand the construction process. I was hands on for all of those renovations. While modernizing those houses, I continually adhered to their architectural integrity.

I have been so fortunate to have the opportunity to redo and live in so many beautiful homes. In hindsight, I wish I had formally studied architecture or landscape design, but over these many years I have learned on the job and from the many experts with whom I worked.

For the last twenty years, I have been on the board of the Blair House Restoration Fund. The Blair House is the President's guest house across from the White House. It has three connecting town houses and totals 70,000 square feet- larger than the White House. The Blair House is for visiting heads of state while visiting the President. Our small board deals with the maintenance and decoration of this historical house, its contents and collections. I have been on the decorating committee for all those years and we have redone so many of the rooms that were originally decorated by Mario Buatta and Mark Hampton. I was also responsible for redoing the Curio Room and the display of our Victorian glass collection . I also was part of very small group spearheading our new Blair House Book which was published a few years ago.

I have lived much of my life in this wonderful town and have been here permanently for the last twelve years. I love Palm Beach and hope that I can now give of my time to help preserve it. Besides my husband, John Damgard, I have a sister, Merrilyn Bardes and nephew, Piper Quinn who also love and live in Palm Beach. I am keenly interested in architecture of all types, but most appreciative of the amazing group of architects who have made Palm Beach one of the most beautiful towns in America. I think I could be a helpful and interested addition to this commission. I admire the work of this commission and would be proud to serve on it.

14. Have you ever been convicted of a crime or pled guilty or nolo contendere to a crime other than minor traffic violations?
NO

15. If you are currently serving on a Town board, commission, or committee, please identify it in the space below and check the box that indicates you will resign from that position if you are appointed to the position you are seeking in this application.
☐ will resign from the _____ if I am appointed to the position I am seeking in this application.
board/commission/committee

16. In the event you are applying to be a Regular Member of LPC and you are not successful, will you accept appointment as an Alternate Member of LPC should the Town Council wish to appoint you as an Alternate Member?

☒ Yes ☐ No

The following information is needed to facilitate Town reporting requirements in Florida Statute 760.80. Please check one in each category.

RACE

☐ African American

☐ Asian American

☐ Hispanic American

☐ Native American

☒ Caucasian

☐ Other

GENDER

☐ Male

☒ Female

PHYSICALLY DISABLED

☐ Yes

☒ No

I hereby certify that I have read the sections of the Town Code of Ordinances for the particular board/commission/committee that I have selected above and have noted the description of the board/commission/committee and its members' duties, and further I have read the regulations concerning absences and conflicts of interests. I certify the information given by me is true and complete to the best of my knowledge and belief. I understand that any falsification of material facts will be grounds for rejection of this application or dismissal after appointment.

SIGNATURE: Billion Baudes Damgard DATE: 1/23/2020

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Name: Anne Fairfax, AIA Residence Address: 455 Worth Ave, #303
 Mailing Address: 455 Worth Ave, #303 Home Telephone: 646 201791
 E-mail Address: afairfax@fairfaxandsammons.com Work Telephone: _____

I am a registered voter of the Town of Palm Beach AF (please initial) AF

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1. Why are you interested in serving on the Landmarks Preservation Commission? (Please explain and attach additional pages if necessary)

As a resident and trained professional in Architecture and Urban Planning, as well as an owner of a firm specializing in traditional and classical architecture, I take a special interest in the architecture of the town.

2. How many meetings of the Landmarks Preservation Commission have you attended in the last year? 0

3. If you have served on any boards/commissions/committees in the Town of Palm Beach or elsewhere, please list them and include details such as length of service, attendance record, etc.

1) Landmarks Preservation Commission 2012-2014
2) Landmarks Preservation Commission 2015-2018
(not sure of the exact dates)

4. Please indicate if there are any periods of time for which you will be unavailable for meetings.

I'm available year round

5. Have you ever lived in or owned a landmarked home or property? Yes ☒ No ☐ (If so, where?)

New York

6. If you have not lived in or owned a landmarked property, do you have any experience in dealing with landmarked properties? Please explain.

N/A

7. Are you a member of any of the following organizations? (Check all that apply)

- ☒ National Trust for Historic Preservation
☐ Florida Trust for Historic Preservation
☐ Palm Beach County Historical Society
☐ Citizens' Association of Palm Beach

- ☒ Preservation Foundation of Palm Beach
☐ North End Property Owner's Association
☐ Palm Beach Civic Association
☐ Other Preservation Organization: _____

8. Present occupation. Architect No. of years. 23

Employer.
FAIRFAX, SAMMONS & PARTNERS, LLC, PALM BEACH

9. Past occupation(s). _____ No. of years. _____

Employer(s). FAIRFAX & SAMMONS ARCHITECTS, NY

10. Do you have a degree in, or have you taken courses in, any of the following fields of study: (Check all that apply)

- ☒ Architecture
☐ Design
☐ Architectural History

- ☐ History
☐ Landscape Architecture/Design
☐ Building Construction

☒ Sustainable Urban Development

11. Please provide details regarding your educational background:

Bachelor of Science in Architecture, University of Virginia '85
Masters of Science in Sustainable Urban Development,
Oxford University 2019

12. Why do you feel that you are qualified to serve on the Town's Landmarks Preservation Commission (Attach additional page if necessary)

I've served previously on the Town's Landmark Commission.
I've presented to numerous other Landmarks Commissions
(New York, Charleston, Nantucket & Palm Beach) for our
Professional Projects.

13. To enable Town Council to consider potential conflicts of interest, please provide the following information regarding family members who live and/or work in the Town of Palm Beach, including your spouse, parents, siblings or children.

Family Member Name	Relationship	Address	Occupation	Employer
Richard Sammons,	Husband	455 Worth Ave,	Palm Beach, Architect.	Fairfax, Sammons

14. Have you ever been convicted of a crime or pled guilty or nolo contendere to a crime other than minor traffic violations?
NO

15. If you are currently serving on a Town board, commission, or committee, please identify it in the space below and check the box that indicates you will resign from that position if you are appointed to the position you are seeking in this application.
☐ will resign from the N/A if I am appointed to the position I am seeking in this application.
board/commission/committee

16. In the event you are applying to be a Regular Member of LPC and you are not successful, will you accept appointment as an Alternate Member of LPC should the Town Council wish to appoint you as an Alternate Member?

☒ Yes ☐ No

The following information is needed to facilitate Town reporting requirements in Florida Statute 760.80. Please check one in each category.

RACE

☐ African American

☐ Asian American

☐ Hispanic American

☐ Native American

☒ Caucasian

☐ Other

GENDER

☐ Male

☒ Female

PHYSICALLY DISABLED

☐ Yes

☒ No

I hereby certify that I have read the sections of the Town Code of Ordinances for the particular board/commission/committee that I have selected above and have noted the description of the board/commission/committee and its members' duties, and further I have read the regulations concerning absences and conflicts of interests. I certify the information given by me is true and complete to the best of my knowledge and belief. I understand that any falsification of material facts will be grounds for rejection of this application or dismissal after appointment.

SIGNATURE: Ane Fairfax

DATE: 2/18/20

Please provide a copy of BOTH SIDES of your Palm Beach County Voter Registration card, which shows your Town of Palm Beach address, with your application.

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ANNE FAIRFAX

E-mail: afairfax@fairfaxandsammons.com

CURRICULUM VITAE

Education:

2017-2019 Master's Degree in Sustainable Urban Development, Oxford University
1999 The Attingham Trust for the Study of Country Houses and Collections in Britain
1985 Bachelor's Degree in Architecture, The University of Virginia
1985 Architecture Study Program, The University of Virginia. Venice, Italy
1978 Associates Degree, Carpentry Program, Honolulu Community College

Professional Licensing:

New York State

Employment:

2004 to Present, Partner, Fairfax, Sammons & Partners LLC. Palm Beach, FL
1992 to 2004, Partner, Fairfax & Sammons Architects Inc PC. New York, NY
1992 - Architect, Juan Pablo Molyneux, Architecture and Interior Design. New York, NY
1989 -1992, Architect, Anne Fairfax Design Partners. Honolulu, HI
1986 -1989, Architect, Hanbury, Evans, Newill, Vlattas. Norfolk, VA,
1985-1986, Architectural Intern, GBA Architects & Historic Preservationists. Yorktown, VA

Associations:

American Institute of Architects, USA
Invited Member of the College of Traditional Practitioners, INTBAU, UK
Congress for New Urbanism
Royal Institute of British Architects, Chartered Architect, UK
The New Urban Guild

Books & Publications:

2007, 2012 *American Houses, the Architecture of Fairfax & Sammons*, Rizzoli
1991 Towards a Waikiki Master Plan, design

Academic Experience:

2004 - Architecture Design Instructor, the Georgia Institute of Technology School of Architecture
2000 – Tutor, the Institute for Traditional Architecture
1996 – Instructor, the Prince of Wales's Institute of Architecture, American Summer Program
1992- Instructor, the Institute for the Study of Classical Architecture, Summer Program

Lectures & Exhibitions

2019 - Lecture, Venice, Italy "Townscape, Good Manners and Gross National Happiness"
2017 - Lecture, Vicenza, Italy, Urban Design Project, St. Julia de Loria, Andorra, INTBAU
2014 - Lecture, Salt Lake City, Utah Classical Tradition Conference
2013 - Group exhibition at the Prince's Foundation, International College of Traditional Practitioners,
2011 - Lecture, 14th Annual US/ICOMOS International Symposium, Washington D.C
2011 - Co-Panelist with Robert Stern, *The American Style*, The Museum of The City of NY.
2010 - Participant in the Coudert Institute Round Table on Architecture, Paul Goldberger, Moderator
1998 - Lecture, the Museum of the City of New York
1997 - Lecture "Projections '97: Celebration of Work by Women," Sponsored by AIA/ NYC

Awards and Recognition for our firm, Fairfax & Sammons

2020 Addison Mizner Medal, Renovation of historic residence in Southport, CT
2020 Addison Mizner Medal, Renovation of 9 Golfview Road, Palm Beach, FL
2020 The Ballinger Award, Preservation Foundation of Palm Beach, Jungle Road Renovation
2019 Stanford White Award, New York, Everglades Island new house
2019 Driehaus International Competition, Olite, Spain, honorable mention for urban design
2018 Polly Earl Award, Preservation Foundation of Palm Beach, Chilean Ave renovation
2018 Driehaus International Competition, Borox, Spain, honorable mention for urban design
2018 Driehaus International Competition, Jaca, Spain, honorable mention for urban design
2018 Palladio Award, for the design of townhouses in Brooklyn, New York
2017 Driehaus International Competition, Verjer de la Frontera, honorable mention, urban design
2017 Palladio Award
2016 Shuler Award, Preservation Foundation of Palm Beach, Everglades Island new house
2016 Addison Mizner Medal
2016 Palladio Award
2015 Addison Mizner Medal
2015 Stanford White Award
2013 The Arthur Ross Award, for Lifetime Achievement in Architecture, ICAA
2013 Stanford White Award
2013 Addison Mizner Medal, Residential
2013 Addison Mizner Medal, Renovation
2013 Stanford White Award, Urban
2013 Stanford White Award, Residential
2012 Hyland Award for Lifetime Achievement
2012 Addison Mizner Medal
2010 The Shutze Award - Excellence in Traditional Design Winner for Urban Design
2010 The Shutze Award - Excellence in Traditional Design Winner for Residential Design
2010 CNU Award - Best for Small Town Modernization - St Julià de Lòria, Andorra
2009 Palladio Award
2008 CNU Award - A Vision of Marion Square in Charleston, South Carolina.
2004 Masterworks Award, The Municipal Art Society, New York City
2004 Best Interior Design, National Historic Trust for Historic Preservation
1990 Best Design of Environmental Education publication of 1990, U. S. Dept. of Education
1983 American Institute of Graphic Art, Award for Book Design
1983 Art Direction Magazine, Certificate of Merit in Book Design
1983 Honolulu Advertising Federation, Award for Excellence in Design
1978 Ad Infinitum, Honolulu, Hawaii, Award for Excellence in Copywriting



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Name: Bruce M. Langmaid Residence Address: 236 Pendleton Ave, Palm Beach, FL 33480

Mailing Address: 236 Pendleton Ave, Palm Beach, FL 33480 Home Telephone: (202) 489-9700

E-mail Address: Bruceinpb@yahoo.com Work Telephone: _____

I am a registered voter of the Town of Palm Beach (initials) (please initial) (initials)

Appointment to Landmarks Preservation Commission requires the applicant to be a registered voter in the Town of Palm Beach. Please attach a copy of BOTH SIDES of your Voter Registration card with your application. Failure to provide the copy of the required voter registration card shall be grounds for rejection of the application.

1. Why are you interested in serving on the Landmarks Preservation Commission? (Please explain and attach additional pages if necessary)

I am very concerned that our Island's historic fabric is being moth eaten, little by little. We need to re-initiate discussion of the historic districts and curtail new builds that are so out of scale. We need reform!

2. How many meetings of the Landmarks Preservation Commission have you attended in the last year? 4

3. If you have served on any boards/commissions/committees in the Town of Palm Beach or elsewhere, please list them and include details such as length of service, attendance record, etc.

Commissioner, Planning & Zoning, Fired by Town Council

4. Please indicate if there are any periods of time for which you will be unavailable for meetings.
None

5. Have you ever lived in or owned a landmarked home or property? Yes ☒ No ☐ (If so, where?)

"The Parsonage" in Greensboro, MD c. 1767 and "Hawkins Pharsalia" c. 1760, Tobacco Plantation in Centerville, MD as well as 2800 Bellevue Terrace N.W. Washington, DC c. 1927

6. If you have not lived in or owned a landmarked property, do you have any experience in dealing with landmarked properties? Please explain.

I have restored many historic properties in Washington, DC

7. Are you a member of any of the following organizations? (Check all that apply)

- | | |
|--|---|
| ☒ National Trust for Historic Preservation | ☒ Preservation Foundation of Palm Beach |
| ☐ Florida Trust for Historic Preservation | ☐ North End Property Owner's Association |
| ☐ Palm Beach County Historical Society | ☐ Palm Beach Civic Association |
| ☐ Citizens' Association of Palm Beach | ☐ Other Preservation Organization: _____ |

8. Present occupation. Retired No. of years. 24

Employer.

9. Past occupation(s). Landlord No. of years. _____

Employer(s). Mazza Family Trust Properties

10. Do you have a degree in, or have you taken courses in, any of the following fields of study: (Check all that apply)

- | | |
|---|---|
| ☒ Architecture | ☒ History |
| ☒ Design | ☐ Landscape Architecture/Design |
| ☒ Architectural History | ☒ Building Construction |

11. Please provide details regarding your educational background:

B.A. Georgetown University, Washington, DC

Connecticut College, Danbury, CT

12. Why do you feel that you are qualified to serve on the Town's Landmarks Preservation Commission (Attach additional page if necessary)

As a new owner of a 1931 Gustav Mass House in "Midtown", I am afraid of the future of the historic houses between Pendleton

ave, Barton Ave, and the "Sea" Streets. The Town and Residents need to step up and formulate a plan to educate owners and

divert demolition of the "Heart of Palm Beach." I cannot let this happen!

13. To enable Town Council to consider potential conflicts of interest, please provide the following information regarding family members who live and/or work in the Town of Palm Beach, including your spouse, parents, siblings or children.

Family Member Name	Relationship	Address	Occupation	Employer
N/A				

14. Have you ever been convicted of a crime or pled guilty or nolo contendere to a crime other than minor traffic violations?
No

15. If you are currently serving on a Town board, commission, or committee, please identify it in the space below and check the box that indicates you will resign from that position if you are appointed to the position you are seeking in this application.
☐ I will resign from the _____ if I am appointed to the position I am seeking in this application.
board/commission/committee

16. In the event you are applying to be a Regular Member of LPC and you are not successful, will you accept appointment as an Alternate Member of LPC should the Town Council wish to appoint you as an Alternate Member?

☒ Yes ☐ No

The following information is needed to facilitate Town reporting requirements in Florida Statute 760.80. Please check one in each category.

RACE

☐ African American

☐ Native American

☐ Asian American

☒ Caucasian

☐ Hispanic American

☐ Other

GENDER

☒ Male

☐ Female

PHYSICALLY DISABLED

☐ Yes

☒ No

I hereby certify that I have read the sections of the Town Code of Ordinances for the particular board/commission/committee that I have selected above and have noted the description of the board/commission/committee and its members' duties, and further I have read the regulations concerning absences and conflicts of interests. I certify the information given by me is true and complete to the best of my knowledge and belief. I understand that any falsification of material facts will be grounds for rejection of this application or dismissal after appointment.

SIGNATURE: _____

DATE: _____

Please provide a copy of BOTH SIDES of your Palm Beach County Voter Registration card, which shows your Town of Palm Beach address, with your application.

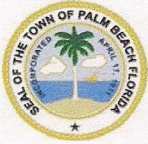
Please note that Board/Commission applications will expire on December 15 of each year.

LANDMARKS PRESERVATION COMMISSION

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RECEIVED

By gayle at 9:56 am, Feb 24, 2020



TOWN OF PALM BEACH

APPLICATION FOR SERVICE ON

LANDMARKS PRESERVATION COMMISSION

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Name: Anne Grant Metzger Residence Address: 277 Esplanade Way
Mailing Address: 277 Esplanade Way Home Telephone: 561-842-0224
E-mail Address: annegm44@gmail.com Work Telephone: 561-236-3446

I am a registered voter of the Town of Palm Beach AGM (please initial) PGG

Appointment to Landmarks Preservation Commission requires the applicant to be a registered voter in the Town of Palm Beach. Please attach a copy of BOTH SIDES of your Voter Registration card with your application. Failure to provide the copy of the required voter registration card shall be grounds for rejection of the application.

1. Why are you interested in serving on the Landmarks Preservation Commission? (Please explain and attach additional pages if necessary)

Serving on LPC is fascinating to me. I am delighted to serve as an Alternate and would like to be a Regular member. My education and experience help me preserve the continuing legacy of our Town's beautiful Landmarks.

2. How many meetings of the Landmarks Preservation Commission have you attended in the last year? 11

3. If you have served on any boards/commissions/committees in the Town of Palm Beach or elsewhere, please list them and include details such as length of service, attendance record, etc.

Palm Beach Day Academy, 30+ years Board Member (missed only 1 meeting) and currently on Centennial Celebration Committee for the school, turning 100 years old in 2021.

4. Please indicate if there are any periods of time for which you will be unavailable for meetings.

I plan to be available year-round.

5. Have you ever lived in or owned a landmarked home or property? Yes ☒ No ☐ (If so, where?)

1971, American Museum Bath England, in Freshford Manor, England National Heritage List

6. If you have not lived in or owned a landmarked property, do you have any experience in dealing with landmarked properties? Please explain.

I have a lot of experience and a known interest in landmark preservation, in the past and currently. At LPC we work with architects and owners to sustain integrity of design and history while making changes for today's lifestyles.

7. Are you a member of any of the following organizations? (Check all that apply)

- | | |
|--|---|
| ☐ National Trust for Historic Preservation | ☒ Preservation Foundation of Palm Beach |
| ☐ Florida Trust for Historic Preservation | ☐ North End Property Owner's Association |
| ☒ Palm Beach County Historical Society | ☒ Palm Beach Civic Association |
| ☐ Citizens' Association of Palm Beach | ☐ Other Preservation Organization: _____ |

(Please see Supplement)

8. Present occupation. N/A No. of years. _____

Employer. _____

9. Past occupation(s). Worked with Helen Cluett No. of years. 3

Employer(s). Christie's, Palm Beach

10. Do you have a degree in, or have you taken courses in, any of the following fields of study: (Check all that apply)

- | | |
|---|---|
| ☐ Architecture | ☒ History |
| ☐ Design | ☒ Landscape Architecture/Design |
| ☒ Architectural History | ☐ Building Construction |

11. Please provide details regarding your educational background:

University of Pennsylvania, BA American Civilization 1971; American Museum Bath England

Summer Internship 1971; Florida Atlantic University MA Education 2000.

12. Why do you feel that you are qualified to serve on the Town's Landmarks Preservation Commission (Attach additional page if necessary)

My interest and experience in preservation (see above and attached) and my current LPC position give me a useful historic perspective. I am dedicated, enthusiastic and share a wonderful working relationship with my fellow Landmarks commissioners.

13. To enable Town Council to consider potential conflicts of interest, please provide the following information regarding family members who live and/or work in the Town of Palm Beach, including your spouse, parents, siblings or children.

Family Member Name	Relationship	Address	Occupation	Employer
J. William Metzger	Husband	277 Esplanade Way	Media	Self

Anne Grant Metzger

The following is supplemental information to my February 22, 2020 Landmarks Preservation Commission Application Form.

6. Experience in dealing with landmarked properties.

(Continued from the Application Form)

I enjoy the entire process of serving on our Landmarks Preservation Commission: Studying plans, visiting sites, meeting with architects and reviewing plans with them, discussing the projects in our monthly meetings, often with owners present, and designating our Town's landmarks. It is very engaging!

During our Landmarks meetings I contribute to the conversations which have led to positive decisions for many properties. I found the following two properties interesting recent examples of how Landmarks and applicants can work together for the long-term benefit of the Town.

La Goulue 288 South County Road.

This building was built in 1924. We were presented with a complicated situation with a well-known New York restaurateur who had strong opinions about his new purchase and a hopeful design. After a long and fascinating meeting, an excellent solution was crafted which was a win-win for the owner and the Town. The property is now under construction.

The Reef 2275 South Ocean Boulevard.

This condominium, designed by Eugene Lawrence and built in 1974, is a wonderful example of how residents and the Landmarks Commission can work together. The many property owners embraced the landmarking process with the commission, which produced a pleasing result for all involved.

14. Have you ever been convicted of a crime or pled guilty or nolo contendere to a crime other than minor traffic violations?

No

15. If you are currently serving on a Town board, commission, or committee, please identify it in the space below and check the box that indicates you will resign from that position if you are appointed to the position you are seeking in this application.

☐ I will resign from the N/A if I am appointed to the position I am seeking in this application.
board/commission/committee

16. In the event you are applying to be a Regular Member of LPC and you are not successful, will you ~~accept~~ continue to ~~serve~~ serve as an Alternate Member of LPC? ~~Should the Town Council wish to appoint you as an Alternate Member?~~

☒ Yes

☐ No

I am currently an Alternate member of LPC.

The following information is needed to facilitate Town reporting requirements in Florida Statute 760.80. Please check one in each category.

RACE

GENDER

☐ Asian American

☒ Caucasian

PHYSICALLY DISABLED

☐ Hispanic American

☐ Other

☐ Yes

☒ No

I hereby certify that I have read the sections of the Town Code of Ordinances for the particular board/commission/committee that I have selected above and have noted the description of the board/commission/committee and its members' duties, and

and complete to the best of my knowledge and belief. I understand that any falsification of material facts will be grounds for rejection of this application or dismissal after appointment.

SIGNATURE: Aimee Grant Metzger

DATE: 2/22/2020

Please provide a copy of BOTH SIDES of your Palm Beach County Voter Registration card, which shows your Town of Palm Beach address, with your application.

Please note that Board/Commission applications will expire on December 15 of each year.

LANDMARKS PRESERVATION COMMISSION

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RECEIVED

By gayle at 2:24 pm, Jan 03, 2020



TOWN OF PALM BEACH

APPLICATION FOR SERVICE ON

LANDMARKS PRESERVATION COMMISSION

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Name: Patrick W. Segraves Residence Address: 2500 S Ocean Blvd, #2A1, Palm Beach

Mailing Address: 249 Peruvian Ave, #F2, Palm Beach Home Telephone: (561) 346-9880

E-mail Address: pat@skaarchitect.com Work Telephone: (561) 655-1116

I am a registered voter of the Town of Palm Beach PGG (please initial)

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1. Why are you interested in serving on the Landmarks Preservation Commission? (Please explain and attach additional pages if necessary)

As an architect, I am involved in historic preservation. I am a Landmarks Commissioner and am applying for a second term.

2. How many meetings of the Landmarks Preservation Commission have you attended in the last year? All of them

3. If you have served on any boards/commissions/committees in the Town of Palm Beach or elsewhere, please list them and include details such as length of service, attendance record, etc.

LPC 11 years. Excellent attendance; missed no more than one meeting in a year (2001-2008). Current Landmark commissioner applying for second term.

4. Please indicate if there are any periods of time for which you will be unavailable for meetings.

None

5. Have you ever lived in or owned a landmarked home or property? Yes ☒ No ☐ (If so, where?)

My family home in Fayetteville, AR is on the National Register and was designed by my father.

6. If you have not lived in or owned a landmarked property, do you have any experience in dealing with landmarked properties? Please explain.

As an architect, I have been involved in the restoration of numerous Landmarked properties in Palm Beach. I have also won the Polly Earl Award in 2014.

7. Are you a member of any of the following organizations? (Check all that apply)

- | | |
|---|---|
| ☐ National Trust for Historic Preservation | ☒ Preservation Foundation of Palm Beach |
| ☐ Florida Trust for Historic Preservation | ☐ North End Property Owner's Association |
| ☐ Palm Beach County Historical Society | ☒ Palm Beach Civic Association |
| ☐ Citizens' Association of Palm Beach | ☐ Other Preservation Organization: _____ |

8. Present occupation. Architect: SKA Architect + Planner, owner and principal architect No. of years. 44

Employer.

9. Past occupation(s). Student No. of years. 17

Employer(s).

n/a

10. Do you have a degree in, or have you taken courses in, any of the following fields of study: (Check all that apply)

- | | |
|---|---|
| ☒ Architecture | ☒ History |
| ☒ Design | ☐ Landscape Architecture/Design |
| ☒ Architectural History | ☒ Building Construction |

11. Please provide details regarding your educational background:

University of Arkansas: Bachelor of Architecture

12. Why do you feel that you are qualified to serve on the Town's Landmarks Preservation Commission (Attach additional page if necessary)

As an architect and Landmark Commissioner, I am very familiar with the criteria for Landmarking, and the proper procedure for altering or adding to Landmarked structures.

13. To enable Town Council to consider potential conflicts of interest, please provide the following information regarding family members who live and/or work in the Town of Palm Beach, including your spouse, parents, siblings or children.

Family Member Name	Relationship	Address	Occupation	Employer
Denise	wife	same	Realtor	Sothebys
Steve Duncker	Son in Law	120 Reef Road, Palm Beach	Investor	Self
Melinda Duncker	Daughter	120 Reef Road, Palm Beach	n/a	n/a

14. Have you ever been convicted of a crime or pled guilty or nolo contendere to a crime other than minor traffic violations?
_____ No

15. If you are currently serving on a Town board, commission, or committee, please identify it in the space below and check the box that indicates you will resign from that position if you are appointed to the position you are seeking in this application.
☐ will resign from the _____ n/a _____ if I am appointed to the position I am seeking in this application.
board/commission/committee

16. In the event you are applying to be a Regular Member of LPC and you are not successful, will you accept appointment as an Alternate Member of LPC should the Town Council wish to appoint you as an Alternate Member?

☒ Yes ☐ No

The following information is needed to facilitate Town reporting requirements in Florida Statute 760.80. Please check one in each category.

RACE

☐ African American

☐ Asian American

☐ Hispanic American

☐ Native American

☒ Caucasian

☐ Other

GENDER

☒ Male

☐ Female

PHYSICALLY DISABLED

☐ Yes

☒ No

I hereby certify that I have read the sections of the Town Code of Ordinances for the particular board/commission/committee that I have selected above and have noted the description of the board/commission/committee and its members' duties, and further I have read the regulations concerning absences and conflicts of interests. I certify the information given by me is true and complete to the best of my knowledge and belief. I understand that any falsification of material facts will be grounds for rejection of this application or dismissal after appointment.

SIGNATURE: _____

DATE: January 3, 2020

Please provide a copy of BOTH SIDES of your Palm Beach County Voter Registration card, which shows your Town of Palm Beach address, with your application.

Please note that Board/Commission applications will expire on December 15 of each year.

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TOWN OF PALM BEACH

APPLICATION FOR SERVICE ON

LANDMARKS PRESERVATION COMMISSION

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Name: Fernando Wong Residence Address: 320 Chilean #8
Mailing Address: 320 Pine Street, WPB, FL 33407 Home Telephone: 561 515 0213
E-mail Address: tim@fernandowongold.com Work Telephone: 305 321 0546

I am a registered voter of the Town of Palm Beach FW (please initial) PGG

Appointment to Landmarks Preservation Commission requires the applicant to be a registered voter in the Town of Palm Beach. Please attach a copy of BOTH SIDES of your Voter Registration card with your application. Failure to provide the copy of the required voter registration card shall be grounds for rejection of the application.

1. Why are you interested in serving on the Landmarks Preservation Commission? (Please explain and attach additional pages if necessary)

My business, and indeed, my entire life has been passionately devoted to creating beauty through the use of classical architectural principles.

2. How many meetings of the Landmarks Preservation Commission have you attended in the last year? 6

3. If you have served on any boards/commissions/committees in the Town of Palm Beach or elsewhere, please list them and include details such as length of service, attendance record, etc.

4. Please indicate if there are any periods of time for which you will be unavailable for meetings.

I will be available.

5. Have you ever lived in or owned a landmarked home or property? Yes ☐ No ☒ (If so, where?)

6. If you have not lived in or owned a landmarked property, do you have any experience in dealing with landmarked properties? Please explain.
 I have worked on the restoration of landmarked houses originally designed by John Volk,
Addison Mizner, Maurice Fatio, Marion Symms Wyeth and John F. Staub with
some of the finest classical architects in America.

7. Are you a member of any of the following organizations? (Check all that apply) *AMERICAN FRIENDS of British Art*

☒ National Trust for Historic Preservation	☒ Preservation Foundation of Palm Beach	<i>INSTITUTE of</i>
☐ Florida Trust for Historic Preservation	☐ North End Property Owner's Association	<i>CLASSICAL Ar</i>
☒ Palm Beach County Historical Society	☐ Palm Beach Civic Association	<i>CHITECTURE</i>
☐ Citizens' Association of Palm Beach	☒ Other Preservation Organization: <i>?</i>	

8. Present occupation. Fernando Wong Outdoor Living Design No. of years. 15
 Employer. _____

9. Past occupation(s). _____ No. of years. _____
 Employer(s). _____

10. Do you have a degree in, or have you taken courses in, any of the following fields of study: (Check all that apply)

☒ Architecture	☒ History
☒ Design	☒ Landscape Architecture/Design
☒ Architectural History	☒ Building Construction

11. Please provide details regarding your educational background:

I studied Architecture for 4 years and Interior Design for 3 years at the University of Panama
before I immigrated to the United States in 2001.

12. Why do you feel that you are qualified to serve on the Town's Landmarks Preservation Commission (Attach additional page if necessary)
I founded one of the premier landscape architecture firms in the United States based on
classical architectural principles.

13. To enable Town Council to consider potential conflicts of interest, please provide the following information regarding family members who live and/or work in the Town of Palm Beach, including your spouse, parents, siblings or children.

Family Member Name	Relationship	Address	Occupation	Employer

14. Have you ever been convicted of a crime or pled guilty or nolo contendere to a crime other than minor traffic violations?

No

15. If you are currently serving on a Town board, commission, or committee, please identify it in the space below and check the box that indicates you will resign from that position if you are appointed to the position you are seeking in this application.

☐ will resign from the _____ if I am appointed to the position I am seeking in this application.
board/commission/committee

16. In the event you are applying to be a Regular Member of LPC and you are not successful, will you accept appointment as an Alternate Member of LPC should the Town Council wish to appoint you as an Alternate Member?

☒ Yes

☐ No

The following information is needed to facilitate Town reporting requirements in Florida Statute 760.80. Please check one in each category.

RACE

☐ African American

☐ Native American

☐ Asian American

☐ Caucasian

☒ Hispanic American

☐ Other

GENDER

☐ Male

☐ Female

PHYSICALLY DISABLED

☒ Yes

☐ No

I hereby certify that I have read the sections of the Town Code of Ordinances for the particular board/commission/committee that I have selected above and have noted the description of the board/commission/committee and its members' duties, and further I have read the regulations concerning absences and conflicts of interests. I certify the information given by me is true and complete to the best of my knowledge and belief. I understand that any falsification of material facts will be grounds for rejection of this application or dismissal after appointment.

SIGNATURE: _____

DATE: _____

2/25/20

Please provide a copy of BOTH SIDES of your Palm Beach County Voter Registration card, which shows your Town of Palm Beach address, with your application.

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TOWN OF PALM BEACH

Town Council Meeting on: March 10, 2020

Section of Agenda Minutes

Agenda Title Town Council Meeting Minutes

- a. February 11, 2020, Town Council Meeting Minutes
- b. February 12, 2020, Town Council Development Review Meeting Minutes

Presenter
Pat Gayle-Gordon, Acting Town Clerk

ATTACHMENTS:

- ▣ **February 11, 2020, Town Council Meeting Minutes**
- ▣ **February 12, 2020, Town Council Development Review Meeting Minutes**



TOWN OF PALM BEACH

Town Clerk's Office

MINUTES OF THE TOWN COUNCIL MEETING HELD ON TUESDAY, FEBRUARY 11, 2020

I. CALL TO ORDER AND ROLL CALL

The regular Town Council Meeting was called to order on Tuesday, February 11, 2020, at 9:30 a.m. in the Town Council Chambers. On roll call, all elected officials were found to be present.

II. INVOCATION AND PLEDGE OF ALLEGIANCE

Acting Town Clerk Patricia Gayle-Gordon gave the Invocation. Council President Moore led the Pledge of Allegiance.

III. MODIFICATIONS TO THE AGENDA

Mayor Coniglio introduced Col. Kelly and Tim Murphy from the United States Army Corps of Engineers (USACE) in Jacksonville and congratulated them on their efforts to complete a long-term agreement between the Town of Palm Beach and USACE, allowing the Town to get sand for the next fifty (50) years at cost sharing with the federal government for Mid-Town Beach. She stated that 700,000 cubic yards of sand would offer additional storm protection during storms and increased habitat. Mr. Murphy thanked the Town for its hospitality and continued relationship with the Corps. Col. Kelly expressed his appreciation to the Town for its efforts in getting this done. Council President Moore recognized Mayor Coniglio for her efforts on this project.

Mayor Coniglio discussed the balanced approach the Army Corps of Engineers was taking regarding water levels in Lake Okeechobee.

Town Manager Blouin reminded all of the Time Certain item which will be heard at 10:30 a.m. Town Attorney Randolph announced that the Closed Door session would not be heard today but would be rescheduled for tomorrow.

IV. APPROVAL OF AGENDA

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

V. COMMENTS OF MAYOR GAIL L. CONIGLIO

Mayor Coniglio commented on the attack on home rule in Tallahassee. She was watching Airbnb whereby the state would like to tell citizens where and when they could have rentals, which she believed could impact the Town of Palm Beach; the second was a change in Bert Harris which would lead to additional litigation for potential takings for folks who had asked Town Council for relief for variances. When she felt letters from the community would be helpful, she would put that on Town Alert directing residents to a website where they could write a letter by the push of a button.

VI. COMMENTS OF TOWN COUNCIL MEMBERS

Council Member Araskog asked Mayor Coniglio what residents could do now regarding the Airbnb issue. The Mayor wanted to wait until this came to the Florida House and Senate and that was when residents would need to get involved. Council Member Araskog asked to discuss under Other what the Council could do now to help with Code Reform; also she felt a vision was needed before enacting reform and this should be established by meeting with residents. Council President Moore requested that be done at the next day's (Development Review) meeting. Council Member Araskog also wanted to discuss administrative changes made after ARCOM approvals under Other the next day.

Consensus of the Council was to discuss Code Reform and ARCOM changes under Other at tomorrow's meeting.

Council President Pro Tem Zeidman made the following announcements:

- (1) The Citizens Police and Fire Academy would begin the next day (2/12/20) for a six week program. Citizens could sign up on the website.
- (2) Hurricane Preparedness meeting has been scheduled for March 31 in the south end, and Chief Donatto would be setting up one for Town Hall as well. She and Council Member Araskog had requested earlier dates in March.
- (3) She cautioned against the coronavirus, stressing hand washing and noting everyone should get the flu vaccine.

Council Member Lindsay wanted to thank everyone who attended the Songbirds event. She announced one of the chemicals appearing in the water from runoff of agricultural and use of pesticides had been linked to problems in children's brains. She reported the good news that this week Dow Chemical and Dupont announced they would no longer sell that product in the United States.

VII. COMMUNICATIONS FROM CITIZENS

Simon Taylor, 234 Oleander Avenue, Palm Beach Theater Guild, reported they continued their conversations with Upmarkets. He stated his feeling that the 1979 agreement was a visionary document which provided the basis for Palm Beach continuing as a center of excellence. He discussed content, clusters, and centers of excellence.

Ann Fairfax, 455 Worth Avenue, spoke regarding the docks, stating she and her husband were completely in favor of the upgrade, and the parking would not be a problem.

VIII. APPROVAL OF CONSENT AGENDA

Item No. VIII.C.2 - Lane Closure for Southern Boulevard, was pulled from the Consent Agenda and placed under Item No. XII.C.1.

Motion was made by Council Member Crampton and was 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
Pat Gayle-Gordon, Acting Town Clerk
 - a. January 14, 2020, Town Council Meeting Minutes
 - b. January 15, 2020, Local Planning Agency Meeting Minutes
 - c. January 15, 2020, Town Council Development Review Meeting Minutes
2. Approval of Major Matters Considered by the Architectural Review Commission at its Meeting of December 13, 2019.
Wayne Bergman, Acting Director of Planning, Zoning and Building

B. RESOLUTIONS

1. RESOLUTION NO. 02-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Resolution for a Change Order to Address Current Overage of \$39,817 and Close Out Costs of \$46,260 Associated to Construction/Engineering Services with Chen-Moore and Associates for the Worth Avenue Infrastructure Improvements.
H. Paul Brazil, P.E., Director of Public Works
2. RESOLUTION NO. 04-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of a Construction Service

Agreement to Chen-Moore for the D16 and D18 Pump Station Rehabilitation Project in the proposed amount of \$137,846.00, and a project budget of \$158,522.00.

Dean Mealy, Purchasing Manager

3. RESOLUTION NO. 05-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Selection Committee Recommendation of Award of RFQ No. 2020-02, Coastal Engineering Services to Applied Technology and Management, Inc., Coastal Protection Engineering LLC, GHD, Inc. and Cummins Cederberg, Inc., and Authorize the Town Manager to Execute Professional Service Agreements with the Selected Firms.

Dean Mealy, Purchasing Manager

4. RESOLUTION NO. 06-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of Invitation to Bid No. 2019-21, Roof Replacement for Par 3 Maintenance and Storage Buildings to Certified Roofing Specialists, Inc. in the Amount of \$118,130 and a Project Budget of \$130,130.

Dean Mealy, Purchasing Manager

5. RESOLUTION NO. 07-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of Invitation to Bid No. 2020-03, for Treatment of Lethal Yellowing Disease, Royal Palm Bug Treatment, and Fertilization of Royal Palms to Hulett Environmental Services, Inc. in the Annual Amount of \$39,996.50 and an Overall five-year Contract Value of \$205,983, based on satisfactory Annual Contract Performance, and contingent upon budget approval.

The rebid of this contract resulted in an annual savings of \$6,000, and a potential savings of \$30,000 over the period of the five year award based on budget approval and satisfactory vendor performance.

Dean Mealy, Purchasing Manager

C. OTHER

1. Budget Calendar for FY21 Budget Process
Jane Le Clainche, Director of Finance
2. Authorization of Lane Closure and Waiver to Town Code for Construction Hours for the Florida Department of Transportation to Construct Revetment Improvements on South Ocean Boulevard at Sloan's Curve – ***Pulled from Consent Agenda***
H. Paul Brazil, P.E., Director of Public Works
3. Approval of Selection Committee Members for Audit Services
Jane Le Clainche, Director of Finance

IX. BOARD/COMMISSION ANNUAL REPORT

A. Annual Report of the Investment Advisory Committee

Chris Storkerson, Chair

Chair Chris Storkerson provided the annual report of the Investment Advisory Committee, responsible for overseeing investment of the Town's surplus funds, the OPEB Trust Investments (other post-employment benefits), and the 1% sales surtax. Mr. Storkerson reported high performance of the various investments, with the short term percentage of return on combined investments of \$126 million at 1.05%. He discussed the healthcare insurance trust which was \$35.3 million as of December 31, 2029, and the funding status as of the past year was at 102.45%, a very good number. He reported the actuarial assumption had been lowered to 6%. High performance had been consistent in this well-structured portfolio. Mr. Storkerson commented that the Town was very fortunate to have such talented members on this committee. He reported the investments were high quality, short duration, and very liquid, and the Town should be very comfortable.

Mayor Coniglio thanked the committee, and Finance Director Jane Le Clainche, who had established the health care investment program in 2007. Many towns had not established such a program.

Council Member Crampton expressed his appreciation to the committee and to Mr. Storkerson and commented the Town was very fortunate to have such talented members on this committee.

Council President Pro Tem Zeidman thanked Mr. Storkerson and staff.

Council Member Araskog thanked Mr. Storkerson and staff, and asked what he expected the assumption rate to be in the future. Mr. Storkerson indicated he felt it would be prudent to lower the rate further, after considering unintended consequences.

Motion was made by Council President Zeidman, and was seconded by Council Member Lindsay to accept the Investment Advisory Committee annual report. On roll call, the Motion passed unanimously.

X. COMMITTEE REPORTS

A. Report of the Ordinances, Rules and Standards Committee Meeting Held on January 9, 2020

Julie Araskog, Chair

Committee Chair Araskog reported that the committee's work on walk/run events had resulted in recommending holding one event every other month at the most in season, with none to be on Sundays, and asked for Town Attorney Randolph's help in formulating rules for a possible third walk/run event of only 400 people which must be approved by Town Council.

Chair Araskog reported that Ficus Nitida attracts whitefly and recommended prohibiting Ficus Nitida as well as Ficus Benjamina for hedges.

Council Member Lindsay spoke regarding the differences in using Ficus Nitida and Ficus Benjamina.

Discussion ensued regarding the use of pesticides on Ficus Nitida and Ficus Benjamina.

Committee Chair Araskog also spoke about ARCOM approvals of landscape plans where privacy buffers were approved, then later removed, and she and Committee Member Crampton agreed the Ordinance presented by Assistant Director of Planning Zoning and Building, Wayne Bergman, was very important for ARCOM approvals. She stated she would like to hear from ARCOM on turf and buffers before drafting an Ordinance.

Deputy Town Manager Boodheshwar summarized three action items as walks/runs criteria, prohibition of ficus species and getting Town Council approval to address ARCOM landscape buffers and further restrictions on use of synthetic turf. Town Attorney Randolph advised if a condition was placed on an ARCOM approval it ran with the property, and if someone removed a hedge which was required to be a buffer that was illegal, and an enforcement problem.

Council Member Lindsay recalled a discussion that an additional walk/run would not be considered after two had been grandfathered in, and she was not in favor of a third walk/run. Council President Moore spoke about an organized bike ride through the Town. Council President Pro Tem Zeidman was not in favor of any more events. Town Attorney Randolph cautioned that people could file applications for parades, that State law allowed bike riders and he was concerned about prohibiting walks and runs, so would need more time to consider this. Deputy Town Manager Boodheshwar stated he would work with Town Attorney Randolph and come back next month with an ordinance. Chair Araskog commented the committee had formulated air-tight criteria which allowed the Town Council to say no, and expressed her opinion this should be an agenda item.

Consensus of the Town Council was they would rather have criteria for one more event one-third the size of the Turkey Trot where people would have to register, than to have prohibition.

Council President Moore announced this item would continue after the public hearing set for time certain of 10:30 a.m. was completed.

Committee Chair Araskog indicated she had already completed her comments, but wanted to hear from Council Member Lindsay and Deputy Town Manager Boodheshwar regarding prohibiting Ficus Nitida or if they knew of other

varieties of ficus which attracted whitefly.

Council Member Lindsay confirmed all whitefly would go to other varieties of ficus. She indicated a problem was residents who wanted an instant privacy hedge and this was the hedge du jour because you could buy it up to 18 feet.

Deputy Town Manager Boodheshwar commented the Town Council had discussed several months ago about Ficus Nitida being a problem, and ORS had stayed silent on everything else. He stated it was up to Town Council if they wanted to add Ficus Nitida to the prohibited list, and staff could bring back an Ordinance next month, or they could add all non-native ficus, or do nothing at all.

Mayor Coniglio suggested adding Ficus Benjamina and then consulting landscapers who had expertise on the subject.

Council President Moore had communicated with a landscape designer who suggested taking this in small steps and Ficus Nitida was a big step. She wanted to be sure it was taken in proper increments and that those with expertise were consulted.

Council Member Araskog commented Ficus Nitida now had to be sprayed with the chemicals the Town did not want, white fly was attracted to it, and residents had come forward to complain about it. Landscapers wanted to spray to keep the plants looking good, while the Town wanted to get rid of whitefly and chemicals, and the plants it was attracted to. She felt the Council should get rid of both plants, and not wait.

Richard Maxwell was suggested as an expert who could provide information

Council Member Lindsay agreed with Council Member Araskog, but the toxic chemicals were not sustainable—they worked for a while until the whitefly became resistant to them and then another toxic chemical had to be found.

Council Member Crampton commented the committee felt the weight of the evidence merited including giving Ficus Nitida the same status as Ficus Benjamina.

Motion was made by Council Member Araskog, and was seconded by Council Member Crampton for staff to bring to the March 10th Town Council Meeting for first reading an Ordinance banning Ficus Nitida and Ficus Benjamina. On roll call, the Motion passed unanimously.

Discussion ensued regarding whether to send the issue of synthetic turf and landscape buffers to ARCOM to get their opinion before the Town studied this matter.

Deputy Town Manager Boodheshwar confirmed with Town Council that

direction to staff was to forward landscape buffers to ARCOM and the current regulations regarding synthetic turf to ORS for further study, then come back to Town Council.

The Deputy Town Manager stated for the record that his backup memo incorrectly stated they wanted to send the quiet work item to ARCOM, and should have stated that was to go to ORS.

Motion was made by Council President Pro Tem Zeidman and was seconded by Council Member Lindsay to accept the Report. On roll call, the Motion passed unanimously.

Council President Moore requested Deputy Town Manager Boodheshwar provide a time line before going into Public Hearings, in order to clarify any misconceptions. The Town Manager commented Mr. Boodheshwar would present a factual timeline and then coordinate the public hearing.

Deputy Town Manager Boodheshwar reviewed historical information regarding the docks, which he indicated had also been prepared as an informational sheet for residents. He described how the originally approved marina design had evolved into the current design. The final design will be presented to Town Council for approval at the April meeting. He reported two grants had been secured from Florida Inland Navigation District (FIND): \$325,000 for design and \$3.1M for construction. He announced a public feedback session on February 24, as well as ongoing communications with the community. Unless further changes were made, only two approvals would be needed for this project: a resolution establishing the financing plan today and Town Council approval next month of recommendation to award the contract. The super yacht design would allow this marina to remain competitive for many years to come, and the new design maintained the owner-focused reputation. All permits have been secured.

XI. PUBLIC HEARINGS

- A.** Public Hearing Concerning the Issuance By the Town of Palm Beach, Florida of Not Exceeding \$31,000,000 Public Improvement Revenue Bond, Series 2020 and Related Plan of Financing
Jane Le Clainche, Director of Finance

President Moore read aloud a legally required script.

Public Comment

John David Corey, 426 Australian Avenue, asked Town Council to defer the Resolution today in order to continue further discussion. He commented on the size of the proposed docks, the parking issue and the fourth dock.

Susan Watts, 44 Cocoanut Row, commented her family owned property at 455 Worth Avenue and felt the financing should not be separate for the docks, and

was in favor of integrating all assets together in a fresh approach.

Miguel Rosales, Australian Avenue commented that the marina was too big for the area. He suggested that 3-D visuals should have been prepared for the community and the parks and parking should be included in the financing.

Henry (Hank) Holmes, 500 West Australian Avenue, spoke about financing via a revenue bond and felt the revenue projections were very optimistic. He felt funding the docks should not be done without incorporating the parking.

Michael Ainslie, 596 North County Road, commended staff and Council for a very professional process. He recalled the Recreation Center project, when a lawsuit had stopped the project for eighteen (18) months and increased costs. Most people who opposed that project now were very happy with it and it was very successful. He felt the marina was a wonderful project and expressed his support.

Harry Bader, Chilean Avenue and Coconut Row, stated he also represented Natalie DeJour who lives at the Nassau House. Their concern was that the size of the super yachts would be too large for the neighborhood.

Lynn Foster, 424 Brazilian Avenue, commented that the financial projections did not compute. She proposed the Council re-examine cost projections and the revised revenue expectations, and a meeting be held to share in advance the revised cost and revenue projections.

Peter Geisler, 315 South Lake Drive, stated that he would be delighted if the plans were approved.

Town Manager Blouin encouraged those who had expressed concern to contact either him or Deputy Town Manager Boodheshwar or to attend the meeting on February 24.

Skip Aldrich, 2295 South Ocean Boulevard, commended Town Council for their excellent work on this plan and felt the project should move forward.

Lorraine Touhy, President of 389 South Lake Drive, commented it was time to take a significant pause to consider how all the families will be impacted.

Town Manager Blouin stated the park and traffic plans were in process and would be presented separately.

Ethel Steindell, 315 South Lake Drive, expressed appreciation for all the work but asked for a deferral on the financing. She showed a picture of the view that would be replaced by boats, and expressed her distress. She did not want the fourth dock, and wanted to know what the reconfiguration of the park would look like. She was in favor of renovation of the docks.

Council President Moore declared public comment closed.

Council President Pro Tem Zeidman commented she thought it was a good idea to get a second opinion and read the summary of the peer review. She knew change was difficult to accept, but changes were needed, and there would be no loss of green space.

Council Member Lindsay spoke regarding the reasons the docks were separated from the park, parking, and traffic. On February 24 those concerns would be addressed and input considered.

Council Member Crampton recommended continuing the project without delay with some flexibility to react to the market. The Town needs the revenue the docks will provide. The plans for parks and security, etc. would continue and asked for more public participation. He felt the Town should continue to provide cash which came from the docks to secure the green space, security, etc.

Council Member Araskog commented it was her intention the park would remain as is, and she wished they had included parking in with the docs. Experts had been consulted to make sure the marina still maintained the aesthetics of the Palm Beach Marina. She commented beautification of the park was very important and agreed with Council Member Crampton that cash should be provided to the area.

Council Member Lindsay commented the Council had always been conservative, and staff had their eyes wide open on the financial side. They would not miss the opportunity to improve the parking, traffic, aesthetics, security, landscaping and lighting, and were committed to that. She commented on how the view would be of the docks.

Council President Pro Tem Zeidman understood the concerns but felt residents would be surprised how beautiful this project would be. She stated the docks had to be separated from the park and parking because of permits. There would be outreach into the community regarding construction. This would provide over \$10M in revenue to the Town.

Mayor Coniglio described conversations held since 2006 regarding concerns of how the docks would change the neighborhood, and expressed her concern if this project was delayed. She hoped there would be community participation in the beautification of the park.

Council Member Araskog asked if this were deferred to add the park, what the effect would be. The Town Manager responded the whole permit and RFP process would have to begin again and described how hard it had been to get the permits in the right sequence. Delaying financing today would delay start of construction. Every month delayed in getting the marina open would lose revenue for the Town.

Council President Pro Tem Zeidman stated the project could not be delayed, that it was not a matter of a month, but would be a year or more.

XII. REGULAR AGENDA

A. Old Business

1. Town Marina Project TIME CERTAIN: 10:30 A.M.

a. Project Update

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

Director of Public Works Brazil noted his comments had been made by Deputy Town Manager Boodheshwar. He cautioned not to speak about the contractor as there was a cone of silence.

b. Business Plan Update

Carolyn Stone, Director of Business Development and Operations

Director of Business Development and Operations Stone provided background on the company that provided the peer review, U. S. Marine Group, a Division of Marine Business Advisors, a premier global marina management company and marine business consulting firm. She reported they strongly supported the Town's decision to rebuild the Town docks and their design decision to shift up the slip mix ratio to address current and future market demands. She introduced Jim Bronstein noted he and his partner Kevin Cork had extensive background in marinas. He reported they did their own analysis first without looking at anyone else's numbers, and only after that was completed they compared their numbers to the Baird Report and the Town's numbers. The Baird study was very extensive and should not be discarded. He commented all marinas were switching to larger boats, because boats were getting larger, and this was the right approach for the Town. Their approach was conservative and they believed in their numbers.

Jim Bronstein gave an overview of his background in the industry and also gave a brief description of the process carried out during the peer review.

Council Member Araskog asked about no pilings being proposed between slips. Kevin Cork explained they were not necessary except on the smaller slips. She asked if commercial businesses were necessary for a successful marina, to which the response was no. She asked about parking, and was told parking was an issue, mostly for deliveries, but boat crew members used different modes of transportation rather than their own cars. The City of Ft. Lauderdale used the criteria of 1.5 cars per slip.

Council Member Crampton asked if the marina was built they would come, meaning the attraction to Palm Beach as a special destination was real, and the Town was in sync with the way markets were developing in the future, which was confirmed by Mr. Cork, who indicated demand in the area was greater and greater. The layout was flexible if it had to be redesigned to smaller boats.

Council Member Lindsay inquired about rates and if there might be fewer boats producing more revenue, which was confirmed.

c. RESOLUTION NO. 08-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida (The "Town"), Approving the Form and Authorizing the Execution and Delivery of a Loan Agreement; Authorizing and Approving the Issuance of a Bond by the Town in Connection with Said Loan Agreement Relative to the Financing of All or a Portion of the Town's Marina Project; And Paying Costs of Issuance of the Bond; Approving the Issuance of the Bond and Related Plan of Financing Within the Meaning of Section 147 (f) of the Internal Revenue Code of 1986, as Amended and Related U.S. Treasury Regulations; Authorizing the Proper Officials of the Town to do all Other Things Deemed Necessary or Advisable in Connection with the Loan Agreement and Said Bond; and Providing for an Effective Date.

Jane Le Clainche, Director of Finance

Jay Glover, PFM Financial Advisors LLC, reported looking at all options to get financing at the lowest cost and varying repayment options. Nine proposals were received from financial institutions. A 20-year fixed rate loan was the best option, and Center State Bank offered a rate of 2.39% through March 11, 2020, which would be locked for the full term of the loan. There would be a 1% prepayment penalty for payoff during the first 4 years, after that there would be no prepayment fee. One of the risks in deferring this project was that the low interest rate would expire, and a new loan would be subject to whatever interest rates were at that time. He explained that the resolution before Council today was to approve the loan from Center State Bank, with a loan agreement attached. The first principal payment was not due until January 2022, then after that there would be level principal and interest payments.

Town Manager Blouin requested clarification of the difference between a bank loan and a revenue bond. Rick Miller, Bond Counsel, explained a bond is a loan for public purposes.

Mayor Coniglio asked Jay Glover for his opinion. He did not hesitate to say this was a very good deal. She asked Finance Director Le Clainche the current debt, which she responded was \$100M, to which this \$31M would be added, and the total was within capacity.

Council President Pro Tem Zeidman thanked staff for getting great terms.

Council Member Crampton asked how much would be added to annual debt service with this loan. The Finance Director responded \$2M would be added to the current annual debt service of \$11M.

Town Attorney Randolph read Resolution 08-2020 by title only.

Motion was made by Council Member Lindsay and was seconded by Council Member Crampton to approve Resolution No. 08-2020. On roll call, the Motion passed unanimously.

2. Town-wide Undergrounding Project

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

Steven Stern, Project Manager

Project Manager Stern noted a number of community meetings were coming up: Coffee with the Crew in the north on March 2, Coffee with the Crew and Town Staff with Burkhardt at the South Fire House meeting room on March 9 at 8 a.m. This would be starting a new schedule of Monday instead of Friday with the first meeting March 9. Another meeting was coming up for the Sea Streets, Phase 5 South easements would start shortly for residents on Seaspray and Seaview Avenues, and a meeting was scheduled for March 13 at 10 a.m. at the Morton and Barbara Mandel Recreation Center at 340 Seaview Avenue. The next UUTF meeting was scheduled for March 3 with the main topics to be landscaping and easement acquisition. A letter to Phase 3 South property owners requesting their support for the dozen or so critical path easements is being prepared. Last week, a letter was sent to Phase 4 North property owners advising of possible chicanes in the area and asking for their support for equipment placement.

Mr. Stern called attention to an update to the phase map and schedule showing actual and estimated construction start dates. Construction Phase One South was proceeding with poles removed and landscaping to be removed this month. When complete, Town staff would perform a walk through for any damaged landscape to be repaired or replaced. Phase 2 North was also moving quite well, with construction 70% complete, and AT&T and Comcast would finish the end of this month. In Phase 3 North, drilling was 14% complete.

Mr. Stern commented that easement acquisition was very much as previously reported, and addresses were listed in Council's backup. Some progress had been made, but without firm commitments. In Phase 4 North they had paved ten chicanes. In remaining areas, status remained the same as previously reported. He reported no significant differences from last month in the financial summary.

Council President Pro Tem Zeidman commented there would be a lot going on in the Phase 4 South area which included the Town docks in December 2020 when

construction was to begin. She was surprised at some of the names appearing in Phase 3 South, and asked whether the actual homeowner was contacted. Mr. Stern explained sometimes they were able to speak with the homeowner, but in that area of Town it was usually the homeowner's attorney, or whoever the homeowner had designated. She commented the Council knew some of the people on the list and could be helpful. Council Member Araskog asked about a person on the list who she knew was trying to work this out.

B. New Business

1. Town Manager Performance Evaluation and Approval of Goals for FY20

Kirk W. Blouin, Town Manager

Town Manager Blouin indicated he had met with each member of the Town Council one-on-one to discuss his goals and evaluation, and expressed his appreciation to each for their suggestions and comments. Based on current HR guidelines he was eligible for a 7.5% increase.

Motion was made by Council President Pro Tem Zeidman and was seconded by Council Member Araskog to approve the Town Manager's evaluation and 7.5% salary increase. On roll call, the Motion passed unanimously.

Town Manager Blouin advised his list of thirteen (13) goals had been reduced to six.

Consensus of Council was to accept the six goals listed by Town Manager Blouin.

2. Appointment of Town Manager Pursuant to Section 4.02(b) of the Town Charter from February 12, 2020 through February 9, 2021

Kirk W. Blouin, Town Manager

Motion was made by Council Member Lindsay and was seconded by Council President Pro Tem Zeidman to approve the appointment of the Town Manager Pursuant to Section 4.02(b) of the Town Charter from February 12, 2020 through February 9, 2021. On roll call, the Motion passed unanimously.

3. Consideration of scheduling an Attorney/Client Session immediately following the Town Council meeting on February 11, 2020, in the Town Council Chambers, 360 South County Road, Palm Beach, Florida, to discuss the following matter: 100 Emerald Beach Way LC vs. Town of Palm Beach, Case No. 9:19-CV-80645- Rosenberg/Reinhart Attorney/Client Session Attendees: Mayor Gail L. Coniglio; Town Council President Danielle H. Moore; Town Council President Pro Tem Margaret A. Zeidman; Town Council Members Julie Araskog, Lewis S. W. Crampton, Bobbie Lindsay; Town Manager Kirk Blouin; Town Attorneys John C. Randolph and Joanne M. O'Connor, and Pleasanton, Greenhill, Meek & Marsaa Court Reporters.

John C. Randolph, Town Attorney

Town Attorney Randolph stated he wished to cancel this item for today and tomorrow.

C. Matters Pulled From Consent Agenda: If needed

1. Authorization of Lane Closure and Waiver to Town Code for Construction Hours for the Florida Department of Transportation to Construct Revetment Improvements on South Ocean Boulevard at Sloan's Curve

Town Engineer Patricia Strayer explained FDOT could not do this work until turtle season is over. Council Member Araskog asked if work could be halted on Sundays and holidays. Town Engineer Strayer responded they needed to get the work done within 90 days so were asking worst case situation. The Town would work with them to minimize any of their requests.

Motion was made by Council Member Araskog and was seconded by Council Member Crampton to authorize the lane closure and waiver to Town Code for Construction Hours for the Florida Department of Transportation to Construct Revetment Improvements on South Ocean Boulevard at Sloan's Curve. On roll call, the Motion passed unanimously.

XIII. ORDINANCES

A. Second Reading

1. ORDINANCE NO. 04-2020 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 Leashed Dogs On Public Beaches Between Sunset Avenue And Wells Road; 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 04-2020 on second reading by title only.

Motion was made by Council Member Araskog and was seconded by Council President Pro Tem Zeidman to adopt Ordinance No. 04-2020. On roll call, the Motion passed unanimously.

B. First Reading

1. ORDINANCE NO. 05-2020 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Providing for an Amendment to the Town's Budgets Adopted for the Fiscal Year Commencing October 1, 2019, and Providing an Effective Date.

Jane Le Clainche, Director of Finance

Town Attorney Randolph read Ordinance No. 05-2020 on first reading by title only.

Motion was made by Council Member Lindsay and was seconded by Council President Pro Tem Zeidman to approve Ordinance No. 05-2020 on first reading. On roll call, the Motion passed unanimously.

XIV. ANY OTHER MATTERS

There were no other matters to come before Town Council.

XV. ADJOURNMENT

There being no further business, the Town Council Meeting of February 11, 2020 was adjourned at 1:28 p.m.

Danielle H. Moore, Town Council President

ATTEST:

Patricia Gayle-Gordon, Acting Town Clerk

Date



TOWN OF PALM BEACH

Minutes of the Development Review

Town Council Meeting

Held on February 12, 2020

I. CALL TO ORDER AND ROLL CALL

The Development Review Town Council Meeting was called to order February 12, 2020 at 9:34 a.m. in the Town Council Chambers. 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 Moore led the Pledge of Allegiance.

III. COMMENTS OF MAYOR GAIL L. CONIGLIO

Mayor Coniglio introduced the Ambassador to Ireland, welcoming him to the Irish Gala. The Ambassador commented on his visits to the United States as well as the number of Irish companies that were continually coming to the United States each year. He added that they were working to make the Irish economy the best in Europe and would be opening a consulate in Miami next year. He thanked the Town Council for welcoming him.

Mayor Coniglio expressed concern about an issue relating to Home Rule, in which the State legislature was looking at reducing public notice.

IV. COMMENTS OF TOWN COUNCIL MEMBERS

There were no comments from Town Council members.

V. COMMUNICATIONS FROM CITIZENS - 3 MINUTE LIMIT PLEASE

There were no communications from citizens.

VI. APPROVAL OF AGENDA

The following modifications were made to the agenda:

Deferral of Item VII.C.1 (a) to the April 15, 2020 meeting.

Deferral of Item VII.C.2 (c) to the April 15, 2020 meeting.

Items added under Any Other Matters:

- 1) Zoning Reform
- 2) ARCOM Staff Approvals

Motion was made by Council Member Araskog, and seconded by Council Member Lindsay, to approve the agenda as amended. On roll call, the motion carried unanimously 5-0.

VII. DEVELOPMENT REVIEWS

A. Appeals

1. Appeal of Stop Work at 217 Via Tortuga

Planning, Zoning and Building Acting Director, Wayne Bergman, explained the scope of the appeal.

Administrative Specialist Churney administered the oath at this time and throughout the meeting as necessary.

Ex parte communications were declared by Council Members Araskog and Council Member Lindsay. All other Town Council members indicated no ex parte communication.

Marc Angles, Angles Construction, requested that the Town Council grant the appeal reinstating the permit so they could close the project. He stated the last strike occurred on the day they were finishing the construction work.

Harry Theodoracopulos, 223 Via Tortuga, expressed his frustrations and issues with the construction at 217 Via Tortuga.

Council Member Lindsay asked staff how the contractor did not understand the parking issue. Mr. Bergman responded an informational sheet was provided to the contractor when a permit was issued, stating the construction requirements.

Council Member Crampton asked if fines were handed out because of the strikes. Mr. Angles stated that \$6,700.00 in fines had been paid. Council Member Crampton asked staff if the fines increased with each strike. Mr. Bergman responded they did, and they had received the maximum fine.

Council Member Araskog asked staff what would happen if they approved the appeal and if they denied the appeal. Mr. Bergman explained the appeal process and that if the appeal was denied the certificate of occupancy could not be issued. Council Member Araskog expressed her frustrations with the contractors.

Mayor Coniglio asked if the informational sheet had to be signed by the contractor and owner, to which the answer was no. She asked Town Attorney Randolph if the fines could be changed. Mr. Randolph responded. Staff indicated this was a comprehensive permit which could still be active today. The Mayor suggested changing the time of permits based on the scope of the job.

Mr. Theodoracopulos expressed more frustration for the construction and requested that the Town Council deny the appeal.

Council Member Lindsay requested that staff obtain the owner's and contractor's signatures with the permit and add the time frame of the construction. She discussed contractors' lack of respect for neighbors and suggested that a stop work be administered on the first violation. Council Member Lindsay thought the hours of work should be reviewed, as well as Saturday hours during the season.

Council President Pro Tem Zeidman inquired how much work still needed to be completed. Mr. Angels stated that all work had been completed.

Council Member Araskog inquired if the owner could attend the next meeting should they defer the appeal. Mr. Angels stated that the owner never said to keep parking regardless of the fines. Council Member Araskog stated that some of the items raised today should be sent to ORS. Ms. Araskog thought the appeal should be approved and the owner should be allowed to obtain a CO. She felt that to block an owner from obtaining a CO in perpetuity was too harsh of a penalty.

Council Member Crampton thought the owner should attend the meeting, answer for the violations and hear the complaints from the neighbors.

Council President Moore understood that all of the work was complete.

Attorney Randolph stated that the appeal could be deferred.

Mayor Coniglio agreed that this violation was egregious but felt that the appeal should be granted if paperwork was the only thing to be completed, and the rules should be tightened. She apologized to Mr. and Mrs. Theodoracopulos for their inconvenience.

Mr. Bergman confirmed with Mr. Angels that only paperwork needed to be completed.

Attorney Randolph stated the motion could be conditioned that if Mr. Angels stepped onto the property again he would receive a \$5,000.00 fine.

Council Member Crampton did not believe the appeal should be granted as it would set a bad example. He also felt the owner should appear to

explain his actions.

Attorney Randolph thought that other measures could be taken to remedy these type of situation in the future.

Council Member Araskog asked Mr. Theodoracopulos if he would like to come back to speak to the owner at the next meeting. He indicated he would not mind coming back.

Motion was made by Council Member Araskog and seconded by Council Member Crampton to defer the appeal for one month to allow the owners to attend the next meeting.

During discussion of the motion, Council Member Lindsay indicated she did not see the point of the deferral and felt uncomfortable publicly dressing the owners down. Attorney Randolph stated the result was the same in either case, and he did not see the point.

Motion failed 2-3, with Council Member Lindsay, Council President Pro-Tem Zeidman and Council President Moore opposed.

Mayor Coniglio suggested an addition to the motion that if the construction company went back onto the property there would be a \$5,000 fine.

Motion was made by Council Member Lindsay and seconded by Council President Pro Tem Zeidman to approve the appeal of Stop Work Order at 217 Tortuga with the condition that if the contractor continues any further work on the property they will be liable for a \$5,000 fine, payable to the Town of Palm Beach, and a stop work order will be immediately issued. Motion carried 3-2 with Council Member Araskog and Council Member Crampton opposed.

B. Time Extensions and Waivers

1. Time Extension – 980 N Lake Way

Mr. Bergman explained the time extension request for 980 N. Lake Way.

Dustin Mizell, on behalf of the owner of 980 N. Lake Way, explained the time extension request.

Council Member Lindsay stated that the Planning, Zoning and Building Department had a huge issue with the software program which let the permit go on for 7 years without notifying staff. Council Member Lindsay asked how many other permits could be affected. Mr. Bergman stated it could be many, up to 100. Council Member Lindsay wanted to do something about this immediately.

Council Member Araskog asked if the owner knew about this situation. Mr. Mizell responded he only became involved recently, and each time they came in the permit had been renewed. Mr. Bergman stated this was the Town's problem.

Council Member Crampton stated he agreed and thought they should look at a new system.

Council President Pro Tem Zeidman inquired why the request was for 120 days. Mr. Mizell responded there was additional work to be done.

Council President Moore asked if the project had been to ARCOM. Mr. Mizell stated that it had been to ARCOM and also had staff approvals.

Council President Pro Tem Zeidman thought 120 days was too long. Mr. Mizell stated that he believed he would need 120 days.

Mayor Coniglio thought that 120 days was necessary. The Mayor expressed her frustration.

Council Member Lindsay asked what landscaping work needed to be completed. Mr. Mizell responded.

Council Member Araskog was in favor of approving the time extension but wanted the work to be completed in the off season.

Council President Pro Tem Zeidman asked Mr. Bergman for recommendations to correct the issue with the software. Mr. Bergman made his recommendations.

Council President Pro Tem Zeidman wanted to send a message to all that there would be rules and penalties.

Motion was made by Council President Pro Tem Zeidman and seconded by Council Member Lindsay to grant the time extension for 980 North Lake Way for 120 days with the condition that if the work continues past 120 days, the owner will be liable for a \$5,000 fine, payable to the Town of Palm Beach, and a \$250 daily fine will be applied until the permit is closed. Motion carried by unanimous 5-0 vote.

Council President Moore requested that homeowners be present at the meetings when an appeal or time extension is requested. Town Attorney Randolph advised that could not be required.

Zoning Manager Castro stated that under a past council, they had stated that if the owner did not appear, the item was deferred, but that was never codified.

2. Authorize Waiver to Town Code for Work During Season for the Bradley Park Hotel, 280 Sunset Avenue

Ex parte communication was declared by Council Member Crampton. No other ex parte communication was disclosed.

Ned Grace, on behalf of the White Elephant project, updated the Town Council on the status of the construction, restaurant opening, landscape and hardscape work, and schedule for exterior work. Mr. Grace stated he would like to request the ability to hold a cocktail party for the Preservation Foundation of Palm Beach.

Mr. Bergman stated the temporary certificate of occupancy for the restaurant could be expanded to include courtyard for the cocktail party if everything was safe.

Council Member Lindsay thought the work was to be completed by January 31, 2020. Mr. Grace explained what had been completed by January 31, 2020, and thought the whole project would be completed by the first week of March.

Mayor Coniglio indicated if the safety issues were addressed, she was in favor of the cocktail party. Mr. Grace predicted the project should be finished by the first week in March.

Jamie Crowley, attorney for the owner, asked for another week of extended hours.

Council Member Araskog indicated as long as it was safe, she was okay with the party.

Council Member Crampton stated that the group had complied with the requests of the Council since inception.

Council President Moore would grant the request as well, with the caveat there be a \$2,500 incentive if the work is not completed. Mr. Grace asked for the incentive to be changed to the elimination of extended work hours.

Council Member Araskog asked if there had been any complaints, to which Mr. Bergman answered, no.

Motion was made by Council Member Crampton and seconded by Council Member Araskog to grant the requested waiver to Town Code for extended work hours until March 6, 2020 for the Bradley Park Hotel, 280 Sunset Avenue. Motion carried by unanimous 5-0 vote.

C. Variances, Special Exceptions, and Site Plan Reviews

1. Old Business

- a. **Z-18-00134 SPECIAL EXCEPTION WITH SITE PLAN REVIEW AND VARIANCE(S)** Zoning District: R-A Estate

Residential The application of Charles “Rusty” Holzer, Applicant, relative to property located at **977 S OCEAN BLVD**, legal description on file, is described below. 1) Section 134-840 and 134-893(c): Special Exception with Site Plan Review to allow the construction of a 6,546 square foot two story residence on a non-conforming lot that is 76.5 feet in depth in lieu of the 150 foot minimum required in the R-A Zoning district and 12,813 feet in area in lieu of the 20,000 square foot minimum area required in the R-A Zoning district. 2) Section 134-843(a)(5): A request for a variance to allow the proposed residence to have a front setback of 21.2 feet 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 the proposed residence to have a rear setback of 10 feet in lieu of the 15 feet minimum required in the R-A Zoning District. In addition, to allow the balconies to extend 3 feet from the building in lieu of the 2 feet maximum allowed. 4) Section 134-1757: A request for a variance to allow the proposed residence to have a swimming pool rear setback of 5.3 feet in lieu of the 10-foot minimum required in the R-A Zoning District. 5) Section 134-843(a)(11): A request for a variance to allow the proposed residence to have a Lot Coverage of 33.32% in lieu of the 25%percent maximum allowed in the R-A Zoning District. 6) Section 134-843(a)(6)b: A request for a variance to allow the proposed residence to have an Angle of Vision of 136 degrees in lieu of the 116 degrees maximum allowed in the R-A Zoning District. 7) Section 134-843(a)(7): A request for a variance to allow the proposed residence to have a Building Height Plane setback range of 21.2' to 29.9' in lieu of the range of 35' to 42' 11 1/4" minimum required in the R-A Zoning District for this proposed house. [Applicant's Representative: Maura Ziska Esq] [The Architectural Review Commission deferred this project to their March 25, 2020 meeting. Carried 6-1] **Request For Deferral To The April 15, 2020 Meeting Per Letter From Maura Ziska.**

This item was deferred to the April 15, 2020 meeting at the approval of the agenda, Item VI.

- b. **Z-19-00231 VARIANCE(S)** Zoning District R-B Low Density Residential The application of 1305 N OCEAN WAY LLC, Owner, relative to property located at **1305 N OCEAN WAY**, legal description on file, is described below. The applicant is requesting to construct a 700 square foot second floor addition on the northeast side of the existing house with a side yard setback of 13.58 feet in lieu of 15 feet minimum required. [Applicant's Representative: Tim Hanlon 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 at their January 29, 2020 meeting. Carried 7-0.]

No ex parte communications were disclosed.

M. Timothy Hanlon, attorney for the owner, explained the variance requested by the owner.

Zoning Manager Castro provided staff comments and questioned why the original application had been changed on the west elevation with a cantilevered overhang into the setback that exceeded two feet. Pat Segraves, Architect with SKA Architect + Planner, explained the project. Daniel Clavijo, with SKA Architect + Planner, confirmed the two-foot cantilever. Zoning Manager Castro noted the plans had been modified to lessen the impact of the second story on the back of the house from the street elevation.

Council President Moore asked about one of the staff comments in the backup materials. Mr. Clavijo explained the undergrounding request.

Council Member Araskog asked if Mr. Castro's comment had been addressed. Mr. Castro responded his comment had been addressed.

Council President Pro Tem Zeidman indicated she thought this request was straight forward.

Council Member Lindsay asked if the transformer wall complied with FPL. Zoning Manager Castro responded that would be cross checked when they came in for a permit.

Council Member Araskog asked staff if the two-foot cantilever should be included in the motion; Mr. Castro explained it would be addressed elsewhere.

Motion was made by Council President Pro Tem Zeidman and seconded by Council Member Araskog that Variance Z-19-00231 shall be granted and find in support thereof that all the criteria applicable to this application as set forth in Section 134-201(a) items 1 through 7 have been met. On roll call, the motion carried unanimously 5-0.

2. New Business

- a. **Z-19-00234 SPECIAL EXCEPTION WITH SITE PLAN REVIEW** Zoning District: C-OPI Office, Professional and Institutional The application of BWREFI Royal Palm Way, LLC a Delaware Limited Liability Company (Alex Griswold, Manager), Applicant, relative to property located at 440/450 ROYAL PALM WAY, legal description on file, is described below. Section 134-226, 134-227, 134-229, and 134-329. Request to modify previously-approved Special Exception 8-84 with Site Plan Review to allow the subject property to be split into two separate commercial properties. The property located at 440 Royal Palm Way and 450 Royal Palm Way would continue to allow for cross access and cross parking between both properties through a proposed cross

parking/cross access agreement. If approved, the existing Unity of Title Agreement which was required as part of the zoning approval for 440 Royal Palm Way would be terminated. The existing Unity of Title Agreement and draft Termination of Unity of Title Agreement are attached as part of this zoning application and are on file at the Town of Palm Beach Planning, Zoning and Building Department. [Applicant's Representative: Maura Ziska Esq]

Ex parte communication was disclosed by Council Member Araskog, Council Member Crampton, Mayor Coniglio, Council President Moore, Council President Pro Tem Zeidman, and Council Member Lindsay.

Maura Ziska, attorney for the owner, explained the zoning requests to the Town Council.

Zoning Manager Castro provided staff comments, noting this required termination of unity of title from 1983 and splitting the properties, then requiring a cross-parking/cross-access agreement in perpetuity or as long as the Town allowed it to be in place.

Council Member Araskog asked Town Attorney Randolph if this should be done in perpetuity, to which he responded it could only be terminated by the Town, not by either party.

Council Member Crampton asked if the agreement would be between the two buildings or between the owner and the Town. Mr. Castro responded it would be between the owner or owners and the Town, and all would have to agree to terminate the agreement.

Council President Pro Tem Zeidman inquired how many of the parking spaces were utilized. Alex Griswold, owner, responded there were many spaces available.

Motion was made by Council Member Araskog, and seconded by Council Member Crampton, that Special Exception Z-19-00234 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 with the condition that the replacement cross-access cross-parking agreement be recorded with the deed, with the termination of the unity of title, and providing 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 insures a recorded easement will be granted if necessary to underground utilities in the area. On roll call, the motion carried unanimously 5-0.

Motion was made by Council Member Araskog, and seconded by Council Member Crampton, that Site Plan Z-19-00234 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. On roll call, the motion carried unanimously 5-0.

- b. **Z-19-00235 VARIANCE(S)** Zoning District: B-A Beach Area
The application of Anthony and Lynda Lomangino, Applicant, relative to property located at **1620 S OCEAN BLVD**, legal description on file, is described below. The applicant is requesting to construct a 118.8 square entry portico and loggia balcony additions and a 254.4 square foot second floor covered terrace/loggia addition which will require the following variances being requested: 1) Sec. 134-843(11): a variance for lot coverage of 25.37% in lieu of the 24.9% existing and the 25% maximum allowed. 2) Sec. 134-843{7}: a request to have a building height plane setback of 44' -8" in lieu of the 53 foot minimum setback required for the architectural feature of a second floor covered loggia. [Applicant's Representative: Maura Ziska Esq]

There were no ex parte communications declared.

Maura Ziska, attorney for the owner, explained the zoning requests to the Town Council.

Harold Smith, Smith and Moore Architects, presented the architectural plans to the Town Council.

Zoning Manager Castro provided staff comments, stating the applicant was before Town Council asking for relief for the balcony overhang. He added this would need to go to ARCOM for approval, but they were here for the variance to the front of the property, and the house was now under construction.

Council President Pro Tem Zeidman asked staff why the project went to the Town Council prior to ARCOM. Mr. Castro responded that decision was made by the Director because of the diminimus nature of the overhang.

Council Member Araskog asked staff about the location of the house in relation to the street. Mr. Castro referred to the location plan, and a discussion continued on the project.

Council Member Crampton agreed that the request was small and an improvement.

Council Member Lindsay thought the change was so small, it would not be noticed.

Motion was made by Council President Pro Tem Zeidman and seconded by Council Member Lindsay that Variance Z-19-00235 shall be granted and find in support thereof that all the 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 insures a recorded easement will be granted if necessary to underground utilities in the area. On roll call, the motion carried 4-1 with Council Member Araskog opposed.

- c. **Z-19-00236 VARIANCE(S)** Zoning District: R-B Low Density Residential The application of Jennifer J. Naegele, Applicant, relative to property located at **70 MIDDLE RD**, legal description on file, is described below. The applicant is undertaking a renovation of a 3 story landmarked residence located in the R-B Zoning District. The renovation includes a 91 square foot laundry room addition to the northwest corner of the house; a 191 square foot covered terrace addition on the north side of the house; and a 60 KW generator proposed in the street side yard along Via Marina. The following variances are being requested: 1) Sec. 134-1729: a variance to allow a 60 KW generator to be placed in the street side yard along Via Marina with a setback of 8.5 feet in lieu of the 25 foot minimum required. 2) Sec. 134-893(11): a variance for lot coverage for the laundry room addition of 34.47% in lieu of the 33.07% existing and the 30% maximum allowed. 3) Sec. 134-893(13): a variance for a cubic content ratio ("CCR") for the laundry room and covered terrace of 8.85 in lieu of the 8.32 existing and the 3.95 maximum allowed. 4) Sec. 134-893(7): a variance for a north side yard setback of 7.6 feet in lieu of the 12.5 feet minimum required for the laundry room addition. 5) Sec. 134-893(7): a variance to convert the existing flat roof to a covered balcony with railing that will have a north side yard setback of 7.6 feet in lieu of the 15 foot minimum required. [Applicant's Representative: Maura Ziska Esq] [Landmarks Preservation Foundation Recommendation: Implementation of the proposed variances will not cause negative architectural impact to the subject landmarked property. Carried 6-1. The Landmarks Preservation Commission approved the project with conditions relating to the landscape and hardscape plans. Carried 6-1.] Request For Deferral To The April 15, 2020 Meeting Per Letter From Maura Ziska.

This item was deferred to the April 15, 2020 meeting at the

approval of the agenda, Item VI.

- d. **Z-19-00237 SPECIAL EXCEPTION WITH VARIANCE(S)** Zoning District: R-B/B-A Low Density Residential/Beach Area The application of Jolene Sarkis and Katherine Henry, Applicant, relative to property located at 1360 N OCEAN BLVD SUITE: BEACH CABANA, legal description on file, is described below. Section 134-890(3): Request a special exception with site plan review and variance to allow construction of a new 200 square foot beach cabana in the R-B/B-A Zoning District with a west/front setback of 3.5 feet from the property line in lieu of the 10 foot minimum required. [Applicant's Representative: Maura Ziska Esq]

There were no ex parte communications declared.

Maura Ziska, attorney for the owner, explained the zoning requests to the Town Council.

Mr. Castro provided staff comments, stating that one could not build a cabana on this property without a variance, and a unity of title with the property across the street would be required.

Motion was made by Council Member Araskog and seconded by Council Member Crampton that Variance Z-19-00237 shall be granted and find in support thereof that all the 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 insures a recorded easement will be granted if necessary to underground utilities in the area. On roll call, the motion carried unanimously 5-0.

Motion was made by Council Member Araskog, and seconded by Council Member Crampton, that Special Exception Z-19-00237 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. On roll call, the motion carried unanimously 5-0.

3. Other

- a. Request by Flagler Holdings North Carolina, Inc. Property Owner, to Name the New Via located at 221, 223, 225, 227 and 229 Royal Poinciana Way and 216 Sunset Avenue as Via Flagler

No ex parte communications were declared.

Jamie Crowley, on behalf of Alex Gilmurray and Cody Crowell, presented the request to the Town Council.

Mr. Castro provided staff comments, stating the code required 90-day notice to the association, property owners and any tenants. There were no tenants, and the notice had been provided to the property owners and to the association. The addresses were contingent upon Town Council approval.

Council Member Crampton asked if the owners were concerned about any confusion with other addresses which had Flagler in their names.

Council Member Araskog expressed the same concern. The applicant indicated they had no concerns.

Motion was made by Council Member Lindsay, and seconded by Council Member Araskog, to grant the request from Flagler Holdings to allow the naming of the condominiums at 221, 223, 225, 227 and 229 Royal Poinciana Way and 216 Sunset Avenue as Via Flagler. On roll call, the motion carried 4-1, with Council President Moore opposed.

VIII. ORDINANCES

A Second Reading

1. ORDINANCE NO. 01-2020 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 V, Planned Unit Development Procedure, Section 134-622, Permitted Land Uses In The PUD-A Zoning District, To Allow Hotels As A Permitted Use And Administrative Site Plan Review For Permitted And Accessory Uses That Do Not Exceed 2,500 Square Feet; Providing For Severability; Providing For Repeal Of Ordinances In Conflict; Providing For Codification; Providing An Effective Date.

Town Attorney John Randolph read the proposed Ordinance No. 01-2020 by title only.

Council Member Araskog stated she wished this would have been presented to the Town Council separately. She expressed that her concern was due to 2,500 feet being too much.

Motion was made by Council President Pro Tem Zeidman, and seconded by Council Member Crampton, to adopt Ordinance No. 01-2020. On roll call, the motion carried unanimously 5-0.

IX. ANY OTHER MATTERS

1. Zoning Reform

Council Member Araskog commented there were some items for Code reform that could go forward starting at the Planning and Zoning Commission.

Mr. Bergman asked how staff should proceed with Code Reform. He indicated Josh Martin's plan was never completely approved by the Town Council, and presented options to move forward. He proposed putting together an RFP or RFQ going forward, and seeing if there were other organizations like CNU who could help as an outside party to handle Code Reform. Also, information in the current zoning code could be used in-house with the help of the Planning and Zoning Commission. He and Mr. Castro had been asked to put together a list of the top 4-5 problematic items for consideration. One of the first things he had done was to research the number of zoning variances requested over the last two years. He found it eye-opening when looking at the specifics of these variances, most of which had been approved by the Town Council. He and Mr. Castro had put together a list of 11 items that could be presented to the Planning and Zoning Commission, or an RFP or RFQ to utilize outside help could be sent out.

Council Member Araskog suggested doing both things side by side. She asked whether to hire a planner and the status of filling the three openings within the department. Mr. Bergman responded the advertisement was in process of being prepared for the Town's website.

Mayor Coniglio commented FEMA needed to be addressed quickly and comprehensively, with compliance of the new laws. She stated she would like to have a public discussion on the 11 items. She reviewed the previous process where the Building Department would come forward with a list of potential study items and cost analysis. The Town Council then prioritized what they wanted to do and how quickly. She believed educating the community would be the answer, and this should proceed slowly. She said she thought these items should be presented to the Town Council and then sent to the Planning, Zoning and Building Commission to work with staff, and then come back to the Town Council again to hold a full community discussion.

Council Member Araskog thought the Town Council needed to come up with a vision, because parts of the Town were being lost. She provided her opinions and thought this should be looked at in a measured way. She suggested placing this on the agenda for the next meeting.

The Town Council gave full consensus to place this item on the next Development Review agenda for discussion, including the two items in Mr. Bergman's email.

Mayor Coniglio asked to include the cost analysis on the 11 items, and cost for software update.

Council Member Lindsay agreed with the Mayor, but thought the FEMA issue should be first and foremost, with which all agreed.

Council President Pro Tem Zeidman wanted to educate the public and then move

forward.

Mayor Coniglio cautioned to go slow.

Council Member Crampton asked if there were any updates on the ordinances on Historic Districts that were being reviewed in Tallahassee. Mr. Bergman responded that an update should be received soon. He explained the historic preservation code could legally be amended by the Town, but the Town Attorney had recommended that be done outside Chapter 54, which he felt raised a few red flags. The State Flood Plain Management Office wanted to be sure it was not an end run around FEMA and would not adversely affect the Town's listing as a certified local government for historic preservation.

Council Member Crampton asked about the remaining items on the outline prepared by Mr. Martin. Mr. Bergman responded he had wanted at least one or two more public meetings on the process improvement, much of which was already accomplished. He had also wanted six symposiums, one of which the Town had already held on historic preservation. The others included background on the history of the codes, height, scale and mass, FEMA, retail and parking, and mobility. These had been constructed as modules based around the work of the CNU staff. All results would come to the Town Council.

Council Member Araskog wanted to hear from the public and find common ground with the residents before make decisions.

Council Member Lindsay felt this could not be done by amateurs, and there was no reason to proceed without professional education.

2. ARCOM Staff Approvals

Council Member Araskog raised the issue of staff approvals that were different from what the commission approved. She asked to have a conversation about how extensive staff approvals should be.

Mr. Bergman responded it was great in theory to have staff approvals to keep items off the agenda, but he would like to move slowly, first sharing with Town Council the current language, which he would do at the next meeting.

Council Member Araskog asked to discuss one more item.

Council Member Araskog raised the issue on whether an out of town architect should be able to serve on ARCOM if a Florida architect was unavailable. She asked to reinstate the previous rule that the architect could be someone who was a Florida resident and an architect registered in another state. Council President Moore responded she had not been in favor of the change.

Consensus was to bring this matter up next month for discussion.

X. ADJOURNMENT

The meeting was adjourned at 11:59 a.m. without the benefit of a motion and roll call.

APPROVED:

Danielle H. Moore, Town Council President

ATTEST:

Kelly Churney, Administrative Specialist

TOWN OF PALM BEACH

Town Council Meeting on: March 10, 2020

Section of Agenda

Minutes

Agenda Title

Approval of Major Matters Considered by the Architectural Review Commission at its Meeting of February 26, 2020

Presenter

Wayne Bergman, Acting Director of Planning, Zoning and Building

ATTACHMENTS:

- ▣ **Memorandum Dated March 2, 2020 from Wayne Bergman, Acting Director of Planning, Zoning and Building**
- ▣ **Minutes of the Architectural Review Commission Meeting of February 26, 2020**

TOWN OF PALM BEACH

Information for Town Council Meeting on: March 10, 2020

To: Mayor and Town Council

Via: Kirk Blouin, Town Manager

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

Re: Approval of the Architectural Commission Meeting Minutes of February 26, 2020

Date: March 2, 2020

STAFF RECOMMENDATION

Staff recommends that the Town Council approve the major items that were approved by ARCOM at the regularly scheduled meeting of February 26, 2020.

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 February 26, 2020.

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, FEBRUARY 26, 2020

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. Vila called the meeting to order at 9:00 a.m.

II. ROLL CALL

Robert J. Vila, Chairman	PRESENT
Michael B. Small, Vice Chairman	PRESENT
Robert N. Garrison, Member	PRESENT
Alexander C. Ives, Member	PRESENT
Maisie Grace, Member	PRESENT
John David Corey, Member	PRESENT (left at Noon)
Nikita Zukov, Member	PRESENT
Betsy Shiverick, Alternate Member	PRESENT
Katherine Catlin, Alternate Member	PRESENT
Dan Floersheimer, Alternate Member	PRESENT

Staff Members present were:

Wayne Bergman, Acting Director of Planning, Zoning and Building
Emily Stillings, Preservation Consultant
Janet Murphy, Preservation Consultant
Kelly Churney, Secretary to the Architectural Review Commission

III. PLEDGE OF ALLEGIANCE

Chair Vila led the Pledge of Allegiance.

IV. APPROVAL OF THE MINUTES FROM THE JANUARY 29, 2020 MEETING

Motion made by Mr. Small and seconded by Mr. Garrison to approve the minutes from the January 29, 2019 meeting. Motion carried unanimously.

V. APPROVAL OF THE AGENDA

Mr. Small requested the deferral the following project: B-074-2019 125 Worth Avenue to the March 25, 2020 meeting.

Motion made by Mr. Small and seconded by Mr. Garrison to approve the agenda as amended. Motion carried unanimously.

VI. **ADMINISTRATION OF THE OATH TO PERSONS WHO WISH TO TESTIFY**

Ms. Churney administered the oath at this time and throughout the meeting as necessary.

VII. **COMMUNICATIONS FROM CITIZENS REGARDING NON-AGENDA ITEMS (3 MINUTE LIMIT PLEASE)**

There were no comments heard at this time.

VIII. **COMMENTS FROM THE ARCHITECTURAL COMMISSION MEMBERS**

Mr. Small stated the Commission would honor Messrs. Vila and Zukov at lunch as this would be their last meeting.

Mr. Ives asked about legislation in the State Legislature regarding stripping power from review boards. Ms. Catlin spoke to the issue and stated that the bill is related to the separation of Code and design. She stated she could provide a copy of the bill to the Commissioners.

Mr. Corey stating he would be leaving the meeting at lunch as he was participating in a program associated with the Police Academy. He also raised the issue of staff approvals. He recommended putting the staff approved projects on the agenda as a consent item or providing a brief synopsis of the approvals at the end of the agenda each month. Mr. Vila thought Mr. Corey had a good suggestion.

Mr. Floersheimer expressed concern about the letters they receive from the public on controversial projects, especially when the Commission has not yet seen any plans. Ms. Grace saw the issue as progress between the neighbors and the professionals. Mr. Small reminded the Commission that they are to make their decisions on the information that is presented at the meeting. A short discussion continued on this issue.

IX. **PROJECT REVIEW**

A. DEMOLITIONS AND TIME EXTENSIONS

B-005-2020 Demolition

Address: 425 Seabreeze Avenue

Applicant: Henry and Mary Wulsin

Professional: Roger Hansrote

Project Description: Demolition of single family residence.

A motion carried at the January meeting to defer the project to the February meeting to allow the professionals to return with a landscape plan that shows a nice, vegetated border.

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

Jamie Crowley, attorney on behalf of the owner, reviewed the issues with the landscape plans previously proposed.

Adam Mills, Environment Design Group, presented the landscape and hardscape modifications proposed.

Mr. Garrison inquired about the timing of the planting of the Clusia hedge. Mr. Mills responded and stated it would be planted immediately following demolition. Mr. Garrison confirmed that the screening would be opaque. Mr. Mills provided confirmation.

Ms. Grace asked if there were plans to demolish the home soon. Mr. Crowley stated it would not occur at this time but the owner requested to move forward with the demolition application.

Mr. Corey thanked the professionals for working with the Commission.

Motion made by Mr. Corey and seconded by Mr. Zukov to approve the demolition as presented with the following caveats: sod and irrigate the property within 30 days, all elements on the property are to be maintained prior to demolition, an opaque screening fence will be added to the entire perimeter during demolition and the items remaining after demolition to be maintained until new construction commences. Motion carried unanimously.

B-006-2020 Demolition

Address: 2315 Ibis Isle Rd S

Applicant: Albert and Sandra Hutzler

Professional: Stephen Roy/Roy & Posey Architects

Project Description: Demolition of an existing two-story residence, hardscape and pool. New sod and irrigation.

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

Mr. Roy presented the proposed demolition for the existing home, hardscape and pool.

Motion made by Mr. Small and seconded by Mr. Zukov to approve the demolition as presented with the following caveats: sod and irrigate the property within 30 days, all elements on the property are to be maintained prior to demolition, an opaque screening fence will be added to the entire perimeter during demolition and the items remaining after demolition to be maintained until new construction commences.

Mr. Floersheimer inquired about the Seagrape on the southeast corner of the property and questioned if it was worth saving. Mr. Roy stated that most of the

landscaping would be retained with the exception of landscaping that would need to be removed for the demolition.

Mr. Vila inquired about the plantings on the east side. Dale Posey, Roy & Posey Architects, discussed the plantings on the east side.

Mr. Floersheimer stated that upon his visit, he noticed the whole east side was decimated. Mr. Posey stated that he would visit the site.

Motion carried unanimously.

B-008-2020 Time Extension

Address: 910 S. Ocean Blvd.

Applicant: 910 S Ocean LLC (Maura Ziska, Attorney)

Professional: Jose Luis Gonzalez Perotti/Portuondo Perotti Architects

Project Description: Request one year time extension of previously approved plan (B-019-2019) for single family residence with pool, pool cabana and related landscape/hardscape improvements.

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

Rafael Portuondo, Perotti/Portuondo Perotti Architects, explained the request for the time extension.

Motion made by Mr. Zukov and seconded by Mr. Small to approve the time extension as requested. Motion carried unanimously.

B. MAJOR PROJECTS – OLD BUSINESS

B-018-2019 Vehicular Gates

Address: 341 Hibiscus Ave.

Applicant: Roy and Vanessa Carroll

Professional: Dustin Mizell/Environment Design Group

Project Description: Addition of vehicular gate. Revisions to the entry courtyard and associated landscape changes.

A motion carried at the March meeting to defer the project for one month to the April 24, 2019 meeting for restudy. A motion carried at the April meeting to defer the project for one month to the May 29, 2019 meeting for a restudy based on the comments from the Commissioners. A motion carried at the May meeting to defer the project for one month to the June 26, 2019 meeting at the request of the professional. A motion carried at the June meeting to defer the project until the November 22, 2019 meeting at the request of the professional. A motion carried at the November meeting to defer the project until the February 26, 2019 meeting at the request of the professional.

Please note: The professional will be requesting a deferral to the March 25, 2020 meeting.

Mr. Mizell explained his request for the deferral.

Mr. Vila inquired if any of the plans had changed. Mr. Mizell stated that the plans had changed.

The general consensus of the Commission was to not allow a fourth deferral.

Motion made by Mr. Small and seconded by Mr. Corey to withdraw the project from the agenda. Motion carried unanimously.

B-063-2019 New Construction

Address: 220 Brazilian Avenue

Applicant: PBROC Limited Partnership

Professional: Patrick Ryan O'Connell Architect, LLC

Project Description: Proposed construction of a new two-story, two-family residential structure, including new pools, hardscape and landscape.

At the September 25, 2019 ARCOM, meeting the project was deferred for one month to October 30, 2019 for restudy. At the October 30, 2019 meeting, the project was deferred to the November 22, 2019 meeting, for a restudy in accordance with the comments of the Commissioners, specifically the comments relating to the mass of the structure. A motion carried at the November 22, 2019 meeting to approve the project with the caveat that the following items would return to the January 29, 2020 meeting: the colors for the residences, the lanterns, the front site walls and vehicular gates. A motion carried at the January meeting to approve the lanterns proposed but to defer the gate and color of the home to the February 26, 2020 meeting.

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

Maura Ziska, attorney for the owner, discussed the items that were deferred at the last meeting. Mr. O'Connell presented the proposed colors for the townhomes and showed the Commissioners the color samples. He also presented the proposed vehicular and pedestrian gates.

Mr. Corey was in favor of the colors but thought the vehicular gate was too wide. He also felt the pedestrian gate was unnecessary. Mr. Corey stated he preferred two piers at the vehicular entrance with the removal of the pedestrian gate.

Ms. Grace felt the colors were too drab for the townhomes. Ms. Grace was also not in favor of the gates.

Mr. Small inquired about the utility easement issue. Ms. Ziska and Mr. O'Connell both thought the easement issue had been resolved.

Steven Stern, the Town's Undergrounding Project Manager, stated that the owner and the Town had come to an agreement and there was no longer an issue.

Mr. Zukov was in favor of the project.

Mr. Garrison inquired which gate the professional was requesting. Mr. O'Connell responded. Mr. Garrison stated he preferred the alternate gate design presented.

Mr. Ives also preferred the alternate gate design presented.

Ms. Shiverick mentioned her discussion with the developer and the reason he requested the gates.

Mr. Corey was not in favor of the gates. Mr. Floersheimer agreed.

Motion made by Mr. Zukov and seconded by Mr. Ives to approve the project as presented.

A discussion ensued about whether the gates were approved at the past meeting.

Ms. Catlin understood the developer's concern of the gates and also preferred the alternate design for the gates.

Motion amended by Mr. Zukov and seconded by Mr. Ives to approve the project as presented, including the gates with the alternate gate design as presented. Motion carried 5-2, with Mr. Corey and Ms. Grace opposed.

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.

A motion carried at the December meeting to defer the project to the February 26, 2020 meeting.

Clerk's note: The project was deferred to the March 25, 2020 meeting at the Approval of the Agenda, Item V.

B-004-2020 Demolition/New Construction

ARCOM TO MAKE RECOMMENDATIONS RELATIVE TO VARIANCE(S)

Address: 137 Dunbar Road

Applicant: Cheryl and Ken Endelson

Professional: Roger Janssen/Dailey Janssen Architects

Project Description: Demolition of a new two-story residence, guest house, pool, landscape and hardscape. New construction of a two-story residence, pool, hardscape and landscape.

ZONING INFORMATION: A request to build a 7,873 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 12.7' NAVD in lieu of 11.7' NAVD required by code.

A motion carried at the January meeting to approve the demolition as presented. A second motion carried to defer the project to the February 26, 2020 meeting for restudy.

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

Mr. Janssen presented the architectural modifications proposed for the new residence. Mr. Janssen showed roof samples to the Commission.

Mr. Vila asked about the different roof materials. Mr. Janssen responded. Mr. Vila inquired about the energy efficiency of the roof materials presented. Molly Mitchell, Dailey Janssen Architects, stated both roof materials met all of the energy efficiency requirements.

Mr. Garrison thought the changes requested by the Commission looked much better than the previously proposed design. He added was in favor of the project.

Ms. Grace thought the changes were good and added she preferred the gray tile roof material. Ms. Grace inquired about the neighbor that opposed the project at the last meeting. Mr. Janssen responded and stated he had worked with the neighbors who were now in favor with the project.

Ms. Shiverick preferred the metal roof and asked for the seams to be wider than the photo shown. Mr. Janssen agreed that the seams would be wider than the picture.

Mr. Zukov agreed with Mr. Garrison. He asked for clarification on which roof was preferred. Mr. Janssen stated the owners preferred the gray metal roof.

Mr. Floersheimer agreed with Messrs. Zukov and Garrison and thought the changes were fine with the metal roof proposed.

Mr. Small inquired about the condition of the hedges. Mr. Janssen responded and stated he would visit the site.

Mr. Vila stated he was glad to see the many letters of support for the project and thought the changes were successful.

Matt Jackman, Nievera Williams Design, presented the modifications to the landscape and hardscape proposed.

Mr. Corey thought the proposed buttonwood trees would be a nice addition to the street.

Motion made by Mr. Garrison and seconded by Mr. Zukov to approve the project with the proposed gray metal roof. Motion carried 6-1, with Mr. Corey opposed.

C. MAJOR PROJECTS – NEW BUSINESS

B-007-2020 Demolition/New Construction

Address: 130 Reef Rd.

Applicant: Jonathan and Elysia Doyle

Professional: Peter Papadopoulos/Smith and Moore Architects, Inc.

Project Description: Demolition of existing one-story residence, pool, hardscape elements and landscape. Existing detached one-story pool cottage to remain. New two-story single family residence with pool. Final landscape and hardscape.

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

Mr. Papadopoulos presented the proposed demolition for the existing residence.

Steve West, Parker Yannette, presented the proposed demolition of the landscape, hardscape and pool.

Mr. Vila thanked the owners for saving much of the landscape.

Mr. Small asked if the undergrounding had been completed at the site. Mr. Papadopoulos stated that there was a transformer on the property.

Motion made by Mr. Small and seconded by Mr. Corey to approve the demolition as presented with the following caveats: sod and irrigate the property within 30 days, all elements on the property are to be maintained prior to demolition, an opaque screening fence will be added to the entire perimeter during demolition and the items remaining after demolition to be maintained until new construction commences. Motion carried unanimously. Motion carried unanimously.

Mr. Papadopoulos presented the architectural plans proposed for the new residence. Mr. Papadopoulos also presented alternate colors on the overhead projector.

Ms. Grace was in favor of the style of the home and thought the home was attractive. She also was in favor of the color choices. She questioned the material choice for the front door. Mr. Papadopoulos stated the intent was to have a light wood door as the material.

Mr. Garrison complimented the architect on his detailing and proportions. He also liked the new color choices presented.

Ms. Catlin agreed with the other Commissioners. She spoke positively for the charm, island feel and thoughtful use of the lot.

Ms. Shiverick loved the front entrance and was happy with the color choices. She commented on the fact that the owners requested a one car garage but the requirement was a two car garage.

Mr. Corey thought the front entrance design was perfect. He thought the house was special. He suggested simplifying the garage doors a bit.

Mr. Small thought the home was very charming and would be a nice addition to the neighborhood.

Ms. Grace made the suggestion to pursue a variance with the Town Council to allow a one car garage.

Mr. West presented the proposed landscape and hardscape plans for the new residence. Mr. West expressed concern about placing a screen against the west property line due to the fact it could damage the existing vegetation.

Mr. Garrison thought that if the owner agreed to maintain the neighboring hedge, he would agree to eliminate the fence requirement.

Ms. Grace thought that if they were going to explore that screening plan, she would recommend meeting with the neighbor and working out the details cooperatively.

Mr. Vila inquired about the thickness of the driveway. Mr. West responded.

Mr. Corey was in favor of the plan. He inquired about the location of the Gumbo Limbo. Mr. West responded. Mr. Corey recommended moving the Seagrape as to not obstruct the view of the front door. Mr. West responded.

Mr. Grace thought the landscape plan complimented the home and was in favor of the plan. She also liked Mr. Corey's suggestion for the relocation of the Seagrape.

Mr. Catlin was in favor of the plans as well as the amount of native vegetation proposed.

Mr. Vila thought the whole collaboration of the project was exceptional.

Motion made by Mr. Corey and seconded by Mr. Zukov to approve the project as presented with the pink color as proposed. Motion carried unanimously.

Clerk's note: A short break was taken at 10:24 a.m. The meeting resumed at 10:39 a.m.

B-009-2020 New Cabana

Address: 1360 N. Ocean Blvd.

Applicant: Katherine J. Henry

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

Project Description: Construction of a beach cabana and site improvements. New doors and windows at the existing house.

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

Guillermo Vasquez, Bridges Marsh & Associates, Inc., presented the architectural plans proposed beach cabana. He also presented the new windows and doors for the existing home.

Dustin Mizell, Environment Design Group, presented the landscape and hardscape plans proposed for the new beach cabana.

Ms. Grace questioned the style of the cabana in relation to the existing home. She also thought the cabana was very small. She also preferred the home's existing windows to the proposed. She was in favor of the blue color proposed.

Mr. Floersheimer agreed with Ms. Grace. Mr. Floersheimer inquired about the roof height of the proposed cabana. Mr. Vasquez stated it would be about the same height as the existing, maybe a few inches higher.

Mr. Corey asked if the gables on the beach cabana could be removed to look more like the main house. He also suggested to use a wood decking rather than the composite proposed. Mr. Vasquez stated they could switch the material to Ipe.

Mr. Small asked about the length of the site wall. Mr. Mizell stated about 100 feet. Mr. Small stated that the Commission was in charge of protecting the ocean vista and he was not in favor of the four foot site wall for 100 feet.

Ms. Catlin was not in favor of the changes to the home and the cabana. She thought the changes would make the house look sterile. She also thought the proposed cabana needed to be restudied.

Mr. Ives thought he could give a pass to the cabana. However, he agreed with Ms. Catlin on the fenestration changes to the main house.

Ms. Shiverick agreed with Mr. Ives. She stated she would like to see a window sample as well as a color sample.

Mr. Zukov agreed with the other Commissioners. He was not in favor of the window changes, the gates and the cabana design.

Mr. Garrison stated he could approve the cabana. He was confused about the height requirement for the site wall and vegetation.

Maura Ziska, attorney for the owner, explained the requirements to maintain the ocean vista.

Mr. Garrison stated that the east side of the project was acceptable but the west side of the project needed some restudy.

Mr. Vila thought the project as a whole needed to be restudied.

Motion made by Mr. Small and seconded by Ms. Grace to defer the project for one month, to the March 25, 2020 meeting, for a restudy of the project.

B-010-2020 Demolition/New Construction

Address: 1 Wells Circle

Applicant: Allison Menkes

Professional: LaBerge & Menard and Wayne Swadron

Project Description: Demolition of existing house. New 8,800 sq. ft. one-story home.

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

Daniel Menard, LaBerge & Menard, presented the proposed demolition for the existing residence.

Mr. Vila inquired about the impact that the removal of the shared driveway would have on the neighbors.

Maura Ziska, attorney for the owners, explained the discussion and agreements that had occurred between the neighbors.

Keith Williams, Nievera Williams Design, presented the demolition plans for the hardscape and landscape proposed.

Mr. Floersheimer inquired about the plantings in the driveway circle. Mr. Williams responded.

Mr. Small asked if the owner would dedicate and record a utility easement or enter into an agreement ensuring said easement, if necessary, to facilitate utility undergrounding in the area. Mr. Menard agreed to the easement.

Motion made by Mr. Small and seconded by Mr. Garrison to approve the demolition as presented with the following caveats: sod and irrigate the property within 30 days, all elements on the property are to be maintained prior to demolition, an opaque screening fence will be added to the entire perimeter during demolition and the items remaining after demolition to be maintained until new construction commences. Motion carried unanimously. 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. Menard presented the architectural plans proposed for the new residence.

Mr. Williams presented the landscape and hardscape plans proposed for the new residence.

Mr. Vila inquired about the parking and storage for yard waste. Mr. Williams explained the parking design.

Ms. Grace thought the house design was very attractive. She questioned the fenestration on the west elevation. She also inquired about the percentage of native vegetation. Mr. Williams responded with the percentage.

Ms. Shiverick also thought the design was attractive. She also thought the landscape and hardscape plans complimented the design. She inquired about the garage door material. Mr. Swadron responded. Ms. Shiverick made a suggestion for the garage door material.

Mr. Floersheimer agreed with Ms. Shiverick and Grace and was in favor of the project.

Mr. Garrison agreed with his fellow Commissioners. Mr. Garrison made a suggestion for the front driveway. Mr. Williams stated he studied Mr. Garrison's suggestion when considering the design.

Ms. Catlin thought the collaborative effort was a success.

Mr. Menard showed a video of the home.

Mr. Vila expressed concern for guest parking. Mr. Williams stated he could increase the guest parking area that he had proposed. Mr. Vila inquired about the native material. Mr. Williams discussed the native species proposed.

Mr. Floersheimer inquired about the driveway configuration. Ms. Ziska responded.

Motion made by Mr. Garrison and seconded by Ms. Grace to approve the architectural plans as presented and to defer the landscape and hardscape plans for one month, to the March 25, 2020 meeting, for a restudy of the site circulation and vehicular guest parking. Motion carried unanimously.

Clerk's note: Please note that Ms. Shiverick voted in the absence of Mr. Small.

Clerk's note: At this time, Frank Lynch, attorney for the owner at 137 Dunbar Road, explained that the variance request for the project had not been acted on during their presentation. He explained the request and asked for a positive recommendation to the Town Council.

Motion made by Mr. Garrison and seconded by Mr. Corey that implementation of the proposed variance will not cause negative architectural impact to the subject property. Motion carried unanimously.

B-011-2020 Demolition/New Construction

Address: 217 Sandpiper Dr.

Applicant: Valley Property Management LLC (Philip Cambo)

Professional: Gregory Bonner/B1Architect

Project Description: A new proposed one-story single family residence approximately 5,120 total square feet in a Bermuda architectural style.

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

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

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

Mr. Small asked if the owner would dedicate and record a utility easement or enter into an agreement ensuring said easement, if necessary, to facilitate utility undergrounding in the area. Mr. Bonner agreed to the easement.

Motion made by Mr. Small and seconded by Mr. Ives to approve the demolition as presented with the following caveats: sod and irrigate the property within 30 days, all elements on the property are to be maintained prior to demolition, an opaque screening fence will be added to the entire perimeter during demolition and the items remaining after demolition to be maintained until new construction commences. Motion carried unanimously. 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. Bonner presented the architectural plans proposed for the new residence.

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

Ms. Grace appreciated the one story home proposed. She questioned the fenestration proposed for the front entrance. She suggested removing the stone trim from the scalloped detail on the front elevation. She recommended adding shutters on the west side of the front elevation. She also thought the pergola on north side of the home was too small. She also suggested changing the shutters on the rear of the home. She was in favor of the color selection for the home.

Mr. Ives thought the general concept was good. He agreed with the comments that were made by Ms. Grace. He questioned the large windows with the small shutters on the front entrance. He also questioned the design of the rear of the home, where the master bedroom and study were located, along with the roof plan.

Ms. Shiverick agreed with Mr. Ives' assessment of the fenestration. She thought there was too much fenestration and not enough shutters. She recommended changing one of the front windows to a bay window. Ms. Shiverick thought the landscape on the front was too plain and could be changed to add charm to the home.

Ms. Catlin agreed with the previous Commissioners. She thought the home was lacking in detail and charm. She thought the interior design of the home was driving some of the exterior design. She thought the home needed a lot of work.

Mr. Corey agreed with his fellow Commissioners. He made some recommendations for the fenestration, the gable and landscaping plans.

Mr. Zukov stated that the professional needed to coordinate the plans with the elevations.

Mr. Garrison also agreed with Mr. Zukov and stated the elevations and floor plans did not match. He thought the gable on the rear of the home was not necessary. He thought the bones of the home were good.

Mr. Vila concur with all other Commissioners. He was happy that a one story home was proposed.

Motion made by Mr. Garrison and seconded by Mr. Zukov to defer the project for one month, to the March 25, 2020 meeting, for a restudy based on the comments from the Commissioners. Motion carried unanimously.

Clerk's note: A lunch break was taken at Noon. The meeting resumed at 1:15 p.m. Mr. Corey did not return from lunch. It should be noted that Ms. Shiverick voted in his absence.

D. MINOR PROJECTS – OLD BUSINESS

A-033-2019 Statue with Lighting

Address: 1960 South Ocean Boulevard

Applicant: 1960, LLC

Professional: Daniel Downey Architect

Project Description: To install a stature of a horse 8'-0" and 9'-0" long on the east lawn 35 feet behind the existing east property line.

A motion carried at the December 13, 2019 meeting to defer the project to the January 29, 2020 meeting to restudy the placement of the statue. A motion carried at the January meeting to approve the horse statue, subject to the statue being completely screened from the roadway with an elevated wall and/or hedge, with the material to be maintained while the statue is in place, and with any changes returning to the Commission, approval of the proposed lighting and a deferral of the Padel court to the February 26, 2020 meeting.

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

Mr. Downey presented the relocation of the proposed Padel court.

Ronald Rickert, Intelae, discussed the location of the Padel court.

Mr. Small inquired if the tennis court to the north was lighted. Mr. Rickert stated he did not believe it was lighted. Mr. Small inquired about the proposed lighting for the court. Mr. Rickert responded and explained the lighting proposed. Mr. Small asked if the court would be screened.

Mr. Floersheimer questioned the scale of the court on the drawing. Mr. Downey stated that measurements were taken to make sure it fit into the area. Mr. Floersheimer expressed concern for the screening on the west side of the property.

Paul Castro, Zoning Manager, stated that the court would need to be screened and the vegetation was required to be as high as the fencing. He also added that the lighting for the court was not permitted without a special exception.

Mr. Garrison suggested providing a diagram for the lighting spillage.

Mr. Downey stated he would withdraw the lighting proposed for the Padel Court.

Mr. Floersheimer asked about the required vegetative screening. Mr. Castro provided the screening requirements.

Mr. Zukov inquired whether the neighbor's screening would work for both properties. Mr. Castro responded.

Ms. Catlin thanked the professional for relocating the Padel court. Ms. Catlin asked if the court needed to be screened from the waterway. Mr. Vila stated it did not.

Ms. Grace inquired if more planting could be planted on the south side. Mr. Downey stated he would be happy to entertain adding plants on the south side.

Mr. Vila asked for an explanation of the drainage for the Padel court. Mr. Downey explained the drainage plan.

Ms. Shiverick expressed concern for the visual of the white frame at 13 feet high. Mr. Rickart stated the frame could be in any color. Ms. Shiverick inquired if the frame could be forest green. Mr. Rickart stated he could change the color to forest green.

Mr. Floersheimer disagreed with Mr. Vila and stated he would like to see plantings on the west side of the Padel court.

Motion made by Mr. Garrison and seconded by Mr. Zukov to approve the project as presented with the following caveats: the hedge screening material meets Code, there is no lighting for the court, the frame is a forest green color and a sample is submitted to the Chairman and staff for approval.

Ms. Grace raised the issue whether the Commission could request that the existing hedge material is changed. Mr. Vila stated that since it was an existing hedge, the Commission could not ask for it to be changed.

Motion carried 5-2, with Mses. Shiverick and Grace opposed.

E. MINOR PROJECTS – NEW BUSINESS

A-002-2020 Additions/Modifications

Address: 223 Queens Lane

Applicant: Jason Paterniti and Nicole Watson

Professional: Kristin Kellogg/Smith Kellogg Architecture, Inc.

Project Description: Addition and alterations to existing two-story residence.

Remove front addition. Rework front entry. Enclose existing covered patio.

Modify existing two-story rear addition. Door and window replacement. All front elevation changes revert to original architect's design.

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

Ms. Kellogg presented to the architectural modifications proposed for the existing residence.

Mr. Ives thought the proposed changes were wonderful and both the owners and the professional should be applauded.

Todd MacLean, Todd MacLean Outdoors, presented the modifications proposed for landscape and hardscape.

Ms. Grace thought the changes were successful. She expressed some concern for the proposed color of the front door.

Ms. Shiverick was in favor of the renovations. She suggested adding some pots with colored plants in the front for some added color.

Motion made by Ms. Shiverick and seconded by Mr. Ives to approve the project as presented. Motion carried unanimously.

A-003-2020 Additions/Modifications

Address: 223 Sunset Avenue

Applicant: NED 223 Sunset Owner LLC (Douglas Karp)

Professional: Keith Spina/Spina O'Rourke + Partners

Project Description: Owner would like ARCOM to review elevator shaft exterior feature that has been approved as a sundial prior to final fabrication. Install new exterior sconces at East side of restaurant to provide more lighting on patio.

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

Mr. Spina showed the example of the sundial. He requested the elimination of the sundial altogether. Mr. Spina showed photos of the existing elevations on the overhead projector. Mr. Spina advocated for the elimination of the sundial. Mr. Spina also presented the addition of exterior sconces.

Ms. Grace stated she would prefer the sundial as a white circle with the numbers.

Ms. Catlin thought the proposed sundial was too much contrast for the building. She thought something similar to the historic building would be more appropriate.

Mr. Ives was in favor of the lighting proposed. He thought leaving the wall blank was the best solution.

Mr. Garrison was not in favor of the sundial proposed and agreed with Mr. Ives to leave the wall blank.

Motion made by Mr. Garrison and seconded by Mr. Small to approve the project with the lighting proposed and the elimination of the sundial. Motion carried unanimously.

X. **DISCUSSION ITEM**

1. 111 Atlantic Avenue Landscape Buffer

Mr. Vila stated that he had been notified that the neighbors had resolved the landscape buffer issue.

2. Landscape Buffers, Synthetic Turf and Construction Hours – Wayne Bergman

Mr. Bergman stated that the ORS Committee asked for the ARCOM Commission's feeling on landscape buffers and synthetic turf. He stated that approved landscape buffers could be removed at any time after the owner receives their Certificate of Occupancy. He added that there was nothing in the Code to prevent this from occurring. Staff had made recommendations to the ORS Committee regarding landscape buffers but the committee asked for ARCOM's recommendations as well.

General comments made from the discussion about landscape buffers:

- Once the buffer was approved by ARCOM and installed, it should remain
- A buffer change should be allowed if switched to a native species
- A change should be added to the Code that requires a landscape buffer between homes to provide privacy. With this change, enforcement is possible.
- New permits should not be issued until site complies with approved plan
- If landscape buffer that protects neighbor's privacy is removed, it should be approved by the Commission or affected neighbor
- A timeframe of notice should be given to the neighbor prior to any removal (36 hours)

General comments made from the discussion about synthetic turf:

- Many not in favor of the synthetic turf
- Certain situations where turf may be allowed, such as small spaces or where it was practically impossible to grow grass.
- General rule for turf is not possible; really a case by case decision
- Eliminate the possibility of turf altogether
- Allow turf on terraces
- This was a policy decision and not something that should be included in the Code
- If not visible from the street and used in small amounts, it should be approved

XI. **ADDITION COMMUNICATION FROM CITIZENS (3 MINUTE LIMIT PLEASE)** None

XII. **COMMENTS OF THE ARCHITECTURAL COMMISSION AND DIRECTOR OF PLANNING, ZONING AND BUILDING DEPARTMENT** Mr. Vila thanked all of his colleagues for making his participation on the Commission a wonderful experience.

XIII. **ADJOURNMENT** **Motion made by Mr. Zukov and seconded by Mr. Vila to adjourn the meeting at 2:21 p.m. Motion carried unanimously.**

The next meeting will be held on Wednesday, March 25, 2020 at 9:00 a.m. in the Town Council Chambers, 2nd floor, Town Hall, 360 S County Rd.

Respectfully Submitted,

Robert J. Vila, Chairman
ARCHITECTURAL COMMISSION

kmc

TOWN OF PALM BEACH

Town Council Meeting on: March 10, 2020

Section of Agenda

Resolutions

Agenda Title

RESOLUTION NO. 12-2020 A Resolution Of The Town Council Of The Town Of Palm Beach, Palm Beach County, Florida, Approving A Resolution For A Change Order Of \$52,970 Associated With Environmental Services, Inc. For The Continuation Of Historic Site Surveys With An Approximate 700 Additional Homes Included In The Surveys.

Presenter

Wayne Bergman, Acting Director of Planning, Zoning and Building

ATTACHMENTS:

- ▣ **Memorandum Dated February 26, 2020 from Wayne Bergman, Acting Director of Planning, Zoning and Building**
- ▣ **Resolution No. 12-2020**
- ▣ **Environmental Services, Inc. Supplement to Agreement for Services**

TOWN OF PALM BEACH

Information for Town Council Meeting on: March 10, 2020

To: Mayor and Town Council

Via: Kirk Blouin, Town Manager

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

Re: Resolution Approving a Change Order in the amount of \$52,970 to Environmental Services, Inc. for the Continuation of Historic Site Surveys for 680 Additional Homes to be Included in the Surveys – Resolution No. 12-2020

Date: February 26, 2020

STAFF RECOMMENDATION

Staff recommends approval of Resolution No. 12-2020, for a change order in the amount of \$52,970 to Environmental Services, Inc. for the continuation of the Historic Site Surveys for 680 additional homes included in the surveys.

GENERAL INFORMATION

On September 10, 2019, Resolution No. 86-2019 was presented to the Town Council for approval to award RFP No. 2019-24, Historic Site Survey Services to Environmental Services, Inc. in the amount of \$93,528, and a total projected budget of \$107,528.

While conducting a detailed survey of all structures forty (40) years or older within the survey area of the Town of Palm Beach, ESI confirmed through a desktop analysis, using Florida Master Site File previously record resources and Palm Beach Property Appraiser, that the Town encompassed an estimated 2,135 historical resources, forty (40) years or older. Of those structures, 1,296 were previously recorded and 843 were estimated to be new, or never before recorded structures. The number 2,135 is 680 additional resources than ESI originally budgeted for in their proposal for the 2019 Historic Site Surveys. In order to maintain a holistic baseline data set for planning purposes, the remaining structures should be recorded. The cost of these additional studies will be \$52,970.

FISCAL IMPACT/FUNDING SOURCE

The funding for the additional studies will come from the funds allocated in the Planning Zoning and Building budget for code reform that will not be used in FY20.

PURCHASING REVIEW

Purchasing has reviewed and is in full concurrence.

TOWN ATTORNEY REVIEW

This format has been utilized by the Town in previous recommendations and was approved by the Town Attorney.

CC: Jay Boodheshwar, Deputy Town Manager
 Jane LeClainche, CPA, Finance Director
 Dean Mealy, II, Town Purchasing Manager

RESOLUTION NO. 12- 2020

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING A RESOLUTION FOR A CHANGE ORDER OF \$52,970 ASSOCIATED WITH ENVIRONMENTAL SERVICES, INC. FOR THE CONTINUATION OF HISTORIC SITE SURVEYS WITH AN APPROXIMATE 700 ADDITIONAL HOMES INCLUDED IN THE SURVEYS.

WHEREAS, the Town Council authorization is sought to approve a change order of \$52,970 associated with Environmental Services, Inc. for an approximate 700 additional homes to be included in the Historic Site Surveys.

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

Section 1 The approval of a resolution for a change order of \$52,970 associated with Environmental Services, Inc. for an approximate 700 additional homes to be included in the Historic Site Surveys is hereby approved.

Section 2 The Town Manager, or his designee, is hereby authorized to take such further action as may be necessary.

PASSED AND ADOPTED in a regular, adjourned session of the Town Council of the Town of Palm Beach assembled this _____ day of _____, 2020.

Gail L. Coniglio, Mayor

ATTEST:

Patricia Gayle-Gordon, Acting Town Clerk

SUPPLEMENT TO AGREEMENT FOR SERVICES

CHANGE TO SCOPE OF SERVICES AND FEES

This **SUPPLEMENT to AGREEMENT FOR SERVICES** to the original Agreement for Services (original Agreement dated 02/21/2020, Agreement reference number HK197107) is between The Town of Palm Beach ("Client") and Environmental Services, Inc. ("Consultant") for additional or changed Services to be provided by Consultant for Client on the Project, as described in the Agreement for Services. This Supplement is incorporated into and part of the Agreement for Services.

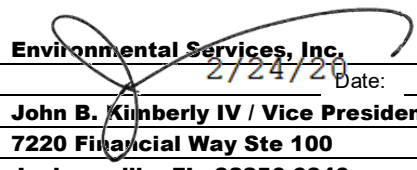
- 1. Scope of Services.** The scope of the additional or changed Services are described in the Scope of Services section of the Consultant's Supplemental Proposal, unless Services are otherwise described below or in Exhibit B to this Supplement (which section or exhibit are incorporated into the Supplement).

See Exhibit B for Original Scope/Proposal and Proposed Change Order

- 2. Compensation.** Client shall pay compensation for the additional or changed Services performed at the fees stated in the Supplemental Proposal unless fees are otherwise stated below or in Exhibit C to this Supplement (which section or exhibit are incorporated into the Supplement).

\$52,970.00

All terms and conditions of the **Agreement for Services** shall continue in full force and effect. This Supplement is accepted and Consultant is authorized to proceed.

Consultant: **Environmental Services, Inc.**
 By:  Date: **2/21/2020**
 Name/Title: **John B. Kimberly IV / Vice President**
 Address: **7220 Financial Way Ste 100**
Jacksonville, FL 32256-6840
 Phone: **(904) 470-2200** Fax: **(904) 470-2112**
 Email: **John.Kimberly@terracon.com**

Client: **The Town of Palm Beach**
 By: _____ Date: _____
 Name/Title: **Mr. Bergman/Planning, Zoning, & Building**
 Address: **360 S. County Road**
Palm Beach, Florida 33480
 Phone: **(561) 227-6426** Fax: _____
 Email: **wbergman@TownofPalmBeach.com**

EXHIBIT B



7220 Financial Way, Suite 100
Jacksonville, Florida 32256
P (904) 470 2200
F (904) 470 2112
environmentalservicesinc.com

23 August 2019

Town of Palm Beach
Purchasing Division
Attn: Mr. Duke Basha
360 S. County Road
Palm Beach, FL 33480

RE: Request for Best and Final/Firm and Not to Exceed Price for RFP No. 2019-24 – Historic Site Survey Services

Dear Mr. Basha:

We appreciated the opportunity to meet with you and the selection committee on August 20th. In response to your recent request, Environmental Services, Inc. A *Terracon* Company (ESI), is pleased to present you and the selection committee with our final offer for services outlined in our proposal for RFP No. 2019-24 – Historic Site Survey Services.

After a thorough review of the RFP and our submitted proposal, ESI is prepared to complete the Scope of Work for the original cost estimate of **\$93,527.75**. This is a lump sum fee for the efforts outlined in our original submittal.

However, our price does not include time (labor) and/or travel costs related to presenting our findings to the Town Council and Landmarks Preservation Commission, as the task was not included in the RFP. ESI's Project Manager, Patricia Davenport-Jacobs is prepared to give this presentation and would be accompanied by at least one team member. The fee for this task would be **\$2,830.00** and would be in addition to the above listed price associated with the survey; for an inclusive total of **\$96,357.75**

Please accept this letter as our official and final offer. Please contact me if you should have any questions or concerns regarding our offer. We look forward to hearing from you and learning of the committee's selection.

Sincerely,

Patricia Davenport-Jacobs
Historic Preservation Group Manager

Understanding the Town Needs

Environmental Services, Inc., A Terracon Company (ESI) understands the Town of Palm Beach is looking for a consultant to provide historic site survey services. In addition to the resource survey, the scope of work (task/deliverables) will also include pre-field work, the associated Historic Site Survey Report, GIS database, and Florida Master Site File Forms for resources in the Town that are at least 40 years old. ESI respects the privacy of landowners and performs all duties from the right-of-way. All survey related tasks will be performed continuously and expeditiously over a three to four-week period. These efforts will be communicated with the local contact in order to share scheduled survey time with the community. All final deliverables will be produced in an effort to assist the city with future Section 106 reviews.

Approach to the Project and Methodology

It is our understanding that this project will include a comprehensive assessment of structures within the incorporated limits of the Town of Palm Beach, specifically concentrating on structures in the Town that are 40 years of age or older, and with special attention to the area south of Sloan's Curve, which has not been previously recorded. We recognize that the Town anticipates approximately 1,133 resources will be recorded; however, in ESI's experience and in conjunction with a desktop reconnaissance of the Palm Beach Property Appraiser data, the preliminary research revealed approximately 2,000 resources under 40 years of age. Due to this, the budget provided herein assumes 1,250 previously recorded Florida Master Site File sites, plus the an additional 200 newly recorded structures (40 years old or older). ESI/Terracon will work with the local project manager to clearly define resources (newly and previously recorded) to be surveyed that are currently included within the Town of Palm Beach. These efforts will result in a final survey report that will include a determination for each property regarding eligibility for the National Register of Historic Places (NRHP), recommendations for potential National Register Historic Districts (or updates), and the creation Florida Master Site File (FMSF) forms for an estimated 1,450 structures. Furthermore, ESI will work closely with Town staff, specifically the local project manager, and the Preservation Foundation of Palm Beach staff and volunteers to assure that the surveyed resources are recorded appropriately. Specific attention will be given to pre-field work research, including a review of past Town of Palm Beach site surveys, the Town of Palm Beach's archives, previously recorded FMSF data, Sanborn/Plat/Real Estate maps, historic aerial photography, the Historical Society of Palm Beach County, the Preservation Foundation of Palm Beach, and any other local historic resources. All survey work performed will include evaluations of resources for retention of integrity and significance to the NRHP.

Lastly, the Town (and state) will be provided with a list of "Demolished" resources or resources that are not recognizable due to "overbuilding".

ESI will include all required data, maps and photographic documentation associated with the FMSF forms for reporting purposes. ESI performs quarterly downloads of new data from the FMSF for use on projects and work closely with FMSF and city staffs to ensure they receive any new data in good form. All survey work and final reports will comply with the State of Florida Division of Historical

Resources guidelines, and Chapter 1A-46, *Florida Administrative Code*; administered through Section 267.0617, Florida Statutes.

Historic research conducted by ESI will include (but is not limited to) review and inspection of primary and secondary sources such as historic maps, surveys, and aerial photographs (including Sanborn maps); National Register records and other materials on file with the Department of State, Division of Historic Resources and the National Park Service; archives found in various local repositories, including the Historic Society of Palm Beach County and the Preservation Foundation of Palm Beach. Historical details and information will be gathered to conclude whether there are necessary events and structures that should be added to the report. Other information will be assembled from local sources such as newspapers, libraries, and private papers.

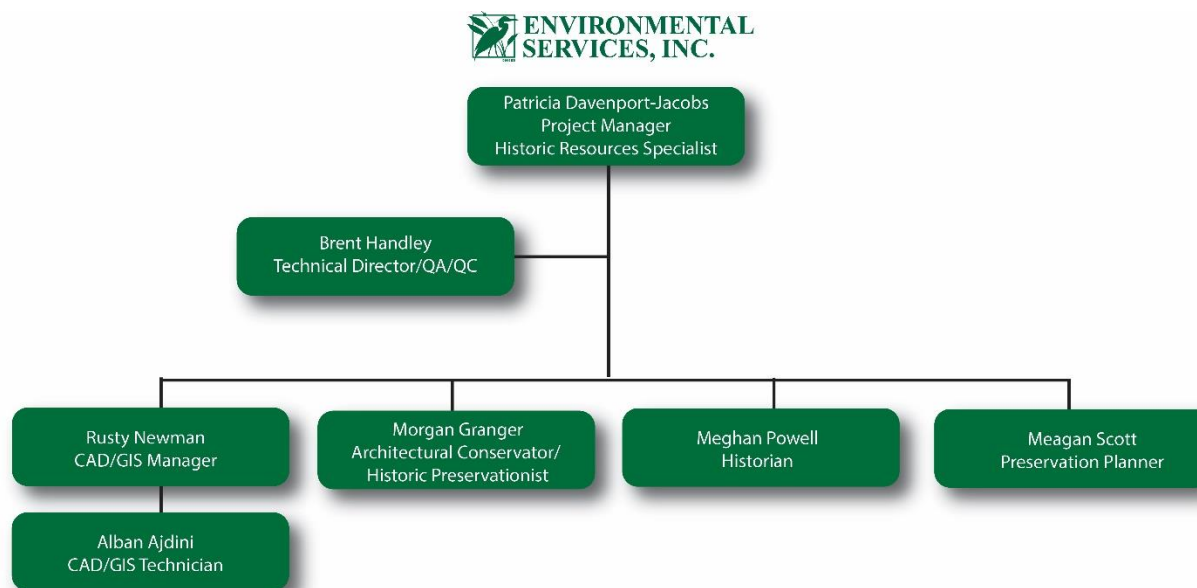
ESI proposes to use Mobile Data Collection Devices that will contain pre-populated data (input by the GIS Department) such as local Property Appraiser information and FMSF information collected from previous surveys as a baseline for the architectural assessment survey. The survey team will use these devices to record architectural features relative to the historic resources in the respective districts. This type of digital collection allows for immediate access to data in the field, emphasis on recordation of altered features, as well as cloud storage and sync technology. Sync technology allows for automatic updates in a GIS database while in the field and constant backup to avoid accidental loss of information. Historic buildings will be located on the device using Google Earth Pro and GIS mapping software. Architectural data will be recorded directly to the collection devices and multiple digital images will be captured of each resource. Ultimately, this data will then be easily transferable to the FMSF PDF SMARTFORM.

All necessary documentation required for Florida Historic Resource Surveys will be provided to the Town and State (in hard copy and digital format) as part of the deliverables for this task. ESI will provide the historical context, descriptions of the architectural styles found, detail of preservation regulations and agencies that promote preservation, an inventory of resources (including contributing and non-contributing resources), a list of sites potentially eligible for the local register, and a list of structures that have been severely altered or demolished.

PERSONNEL

ESI/Terracon has established a team consisting of our project manager/historic resource specialist, a technical director, a historian, and graphic and administrative staff.

Organizational Chart



Project Manager Experience



Patricia Davenport-Jacobs is a Historic Preservationist with 20 years of experience in project management, conservation and preservation of monuments, cemeteries, and historical resources. Ms. Davenport-Jacobs exceeds the minimum professional qualifications in architectural history under 36 CFR 61 and has formal 106 training. She has gained extensive knowledge by working with independent contractors, preservation firms, government agencies, municipalities, and historical societies. Ms. Davenport-Jacobs performs Section 106 compliance reviews, architectural assessments, historic structure inventories, and evaluations on invasive biological growth and plant material on historic structures for ESI/Terracon. She is experienced in archival research and reporting and has worked with organizations managing rehabilitation and adaptive use projects for historic structures as well as with firms focusing on material conservation and cemetery preservation. Ms. Davenport-Jacobs holds a Masters in Historic Preservation from Savannah College of Art and Design. For this survey of Palm Beach, she will serve as the Project Manager and primary client contact. She will also assist with the survey, completion of the Florida Master Site File forms, and historic resources report.

Project Personnel Experience

Brent Handley, RPA, Technical Director



Brent Handley has 24 years of experience in cultural resource management and has experience with all phases of cultural resource assessment and management including NEPA documentation, historic and archival research, archaeological survey and data recovery, and coordination with regulatory agencies and has extensive experience with Section 106 of the National Historic Preservation Act. He will assist (as necessary) with QA/QC for reporting deliverables on this project.

Meghan Powell, Historian



Meghan Powell is a native of Northeast Florida. She holds a BA in History from Florida State University with an emphasis on social and cultural aspects of the United States Civil Rights Era. Prior to joining ESI/Terracon, Ms. Powell gained practical experience in archival and museum studies and performed essential background research on historic architecture in Jacksonville while employed with a local historical library. She is highly skilled in historical research, field reconnaissance, documenting and evaluating historic resources, developing historical narratives, and assisting with historic resource conditions assessments. Ms. Powell meets the Secretary of the Interior's Professional Qualification Standards in History. For this project, she will assist with the survey, forms, and resource report, as well as provide background research.

Meagan Scott, Preservation Planner

Ms. Scott is skilled preservation planner with extensive experience researching and documenting a wide range of historical resources. She has worked with both public and private clients to design and undertake surveys, as well as serving as the team leader. In her previous position, Ms. Scott has undertaken National Register and local nominations, surveys, and historic reports for over 50 projects. Her background in pure and applied math, art history, and literature has taught her how to answer complicated, multi-layer questions, a skill she brings to every project. Ms. Scott meets the Secretary of the Interior's Professional Qualification Standards in Architectural History and she will be a part of the survey team and assist with forms and the report.

Morgan Granger, Architectural Conservator/Historic Preservationist

Ms. Granger is an Architectural Conservator/Historic Preservationist. Prior to joining the ESI/Terracon team, she served as the City Planner for the City of St. Marys, Georgia. She received a Joint Honours MA in History of Art and Architectural History from the University of Edinburgh in

Scotland, and a MS in Historic Preservation from Clemson University and the College of Charleston. During graduate school she worked primarily as a conservation and digital documentation specialist with projects including the Tucker House and Globe Theatre, St. George's, Bermuda; Biggin Church Ruins, Berkeley County, SC; the Jackson Street Cottages, Charleston, SC; the Fireproof Building, Charleston, SC; and Kings Mountain National Military Park, Kings Mountain, SC. Ms. Granger meets the Secretary of the Interior's Professional Qualification Standards in Architectural History and she will be a part of the survey team and assist with forms and the report.



Rusty Newman, CAD/GIS Senior Manager

Mr. Newman's responsibilities include management and direction of ESI/Terracon Geographic Information Systems (GIS) and Computer Aided Design (CAD) staff and departments throughout the company. Mr. Newman also oversees development of applications, standards and workflow to ensure the efficiency and quality of work across the board. He is in charge of the budget, financial, and training needs associated with the GIS/CAD departments and is also responsible for marketing services to each region, preparation of proposals, and the partnership with various Divisions to advocate use and integration of geospatial technologies.

ESI/Terracon has a wealth of experience using GIS data layers and techniques to provide the desired results for many projects related to historic resources. The GIS team uses spatial data, in esri® geodatabase or shapefile format, as the foundation of their analysis. From there, they typically build multiple data sets based on the needs and deliverables required for the project. For example, Archeology Predictive Models (APM) will require development of a very extensive list of data sets while a Cemetery Survey will result in considerably less.

Alban Ajdini, CAD/GIS Technician

Alban supports ESI staff with data management/analysis, technical drawing, and thematic map production using Geographic Information Systems (GIS) and Computer Aided Design (CAD) technologies. He plays a major role in the field collection workflow using Global Positioning Systems (GPS) and Total Station technologies, as well as, Field Collection applications developed for today's mobile devices. He assists in all tasks associated with the collation and organization of data prepared and/or acquired for field use, including post-processing, application customization/deployment, training assistance, device maintenance/management, and quality control.

AVAILABILITY OF PERSONNEL & MANAGEMENT

Our firm works diligently to maintain a high degree of productivity and efficiency. We have the management and technical capability to assume multiple assignments, and we are prepared to guarantee the availability of our project manager, Patricia Davenport, for this project. Our team is organized with a diverse group of preservation professionals; each of whom manage individual tasks for survey projects. Research and survey is led by Meghan Powell our Historian, Field survey efforts will be carried out by the entire team, and reporting is managed by our Preservation Planner Meagan Scott and Meghan Powell. GIS data will be managed by our GIS team Rusty Newman and Alban Ajdini. Specifically, for research ESI has an outstanding record of producing quality work in a timely fashion within the specified budget. During the history of our firm, we have served very results-oriented clients, and, due to the nature of our business, environmental issues frequently affect critical paths in project design or construction. We have developed a sense of urgency for expeditious resolution of issues so that they will not have a negative impact upon project subsequent stages of development, no matter what type of project it is. We have always taken pride in responsive service, and we complete assignments on time unless we are affected by events outside of our control. ESI is committed to meeting both time and budget requirements for all projects.

In order to achieve the highest level of quality control, ESI develops a strategy at the beginning of each project. Our internal process begins with the Project Manager, Patricia Davenport-Jacobs, assembling a team of technical staff that comprises individuals with expertise in all the disciplines needed to best serve the project. Ms. Davenport-Jacobs is involved with the scoping of every new project and all aspects of the project to ensure the highest level of service is being performed.

Ms. Davenport-Jacobs will supervise the project team and answer directly to the client. She is also responsible for developing the project schedule and budget and for ensuring that corporate quality assurance procedures and reviews are followed. She will assign tasks to the project team based upon the area of technical expertise required. Communication among the team members is important for this – as every – project. This team has worked together on multiple projects, both large and small, and have developed an efficient working relationship.

ESI proposes to meet with the local project manager in person during the execution of each task to receive critical feedback and remedy any issues that may arise in a timely manner.

PROJECT SCHEDULE

ESI proposes that the deliverables schedule coincide with a quick and efficient five-month timeline beginning, fifteen (15) days after award, roughly around Mid-September 2019.

ESI has evaluated the requirements of this project and designed five (5) tasks and three (3) deliverables including Engagement and Background Research; Field Work and Sample FMSF Forms; Draft Survey Report; FMSF Form production; and Final Report and GIS Data. ESI deliverables include FMSF forms and all associated data, draft Survey Report, and a Final Survey Report and GIS datasets. The final report will include an executive summary of the project; introduction of the report to include purpose and need; visuals clearly depicting survey areas; descriptions of architectural styles; historic maps and photos supporting background research, research and field methodologies; Preservation regulations and tools for promoting preservation; recommendations for future planning initiatives; an inventory with local or national significance. All references will be appropriately cited.

A breakdown of each task and deliverable is located below. ESI is willing to negotiate deliverable due dates and task specifics at the initial meeting.

Task 1: Engagement & Background Research

October thru mid-November

Upon approval of the submitted proposal, ESI will schedule an initial planning meeting with city staff within 10 (ten) days to discuss the scope of work, methodology and schedule. ESI proposes to meet in person with Town representatives.

ESI proposes to also conduct, in detail, all necessary research for the completion of the Historic Survey and FMSF forms, with help from Town staff, the Preservation Foundation of Palm Beach, and the Historical Society of Palm Beach. Pre-field work will also include (but is not limited to) a review of past Town of Palm Beach historic site surveys, previously recorded Florida Master Site Files, Sanborn/Plat/Real Estate Atlas Maps, and historic aerial photographs. Every effort will be made to provide and record the year built, construction/architectural style, street address, and any general notes to help determine significance and eligibility on each individual FMSF form.

Deliverable 1/Task 2: Field Work & Sample FMSF forms

November 2019

ESI Staff will conduct, in detail, a survey of all structures 40 years or older within the survey area within the Town of Palm Beach. All structures, commercial and residential, will be recorded using the most recently updated FMSF form, Structure Form 50. All work will be performed in compliance with the Secretary of the Interior's Standards as well as Chapter 1A-46 of the Florida Administrative Code. A submittal of ten (10) sample Florida Master Site File forms for review and feedback for submittals.

Field work will be completed, as required by the Town, by the end of November. Sample forms are proposed to be completed by November 26. FMSF production, including all maps and associated data, will be complete by February 2020.

Deliverable 2/Task 3: Draft Survey Report

mid-January 2020

A draft of the Survey Report and the Survey Log Sheet will be provided to the Town Project Manager no later than January 31st for review, feedback, and approval. Historic research conducted by ESI will include all previously listed resources in Task 1, as well as, review and inspection of primary and secondary sources such as historic maps and aerial photographs, National register records and other materials on file with the Department of State, Bureau of Historic Preservation and the National Park Service; and other information gathered from local sources such as newspapers, libraries, and private papers.

ESI will revise the draft report per direction of the Town Project Manager and submit the revised draft as the Final Report, including FMSF forms, the Survey Log Sheet, and all draft inventory and additional lists. The draft survey report will conform to Chapter 1A-46, Florida Administrative Code.

Task 4: FMSF Form Production

November – February 2020

Once all Florida Master Site File Forms are complete, ESI will include all findings, including suggested historic districts and/or individually eligible National Register structures, in the report. All recorded structures will receive one completed FMSF form and at least one clear photograph of each site, as well as location maps for each structure.

Deliverable 4/Task 5: Final Reporting & GIS Data

February 28, 2020

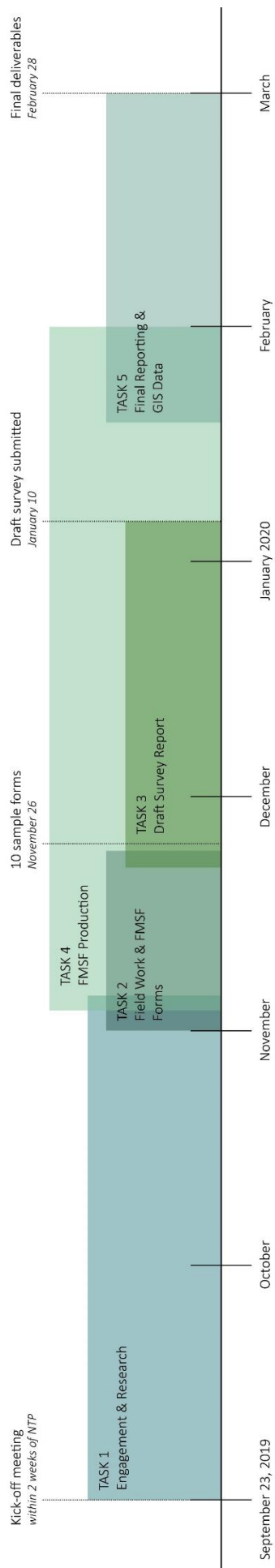
One (1) hardcopy and (1) electronic Final report will be submitted at the end of February 2020, along with one (1) hardcopy copy and one (1) digital of all final FMSF forms, maps, photos and associated data, and a GIS geodatabase. ESI will also submit one (1) hardcopy and (1) digital copy of the Final report; one (1) hardcopy and (1) digital copy of all final FMSF forms, maps, photographs, and all other associated data; and a copy of the GIS geodatabase to the State of Florida, Division of Historical Resources once the Town has given final approval.

An ESRI file geodatabase (version 10.7) will be included with the final deliverable. The database will include all collected and compiled data including the address, property control number (PCN), architect (if known), year built, architectural style, significance, National Register of Historic Places eligibility, and any general notes.

In addition, the Report, GIS files and FMSF forms and all associated data will meet the terms of the standards and guidelines for identification, evaluation and documentation contained in the “Secretary of the Interior’s Standards and Guidelines for Archaeology and Historic Preservation.”

The final report will comply with Chapter 1A-46 Archaeological and Historical Report Standards and Guidelines and the “Secretary of the Interior’s Standards and Guidelines for Archaeology and Historic Preservation.”

Task 1:	Engagement & Background Research	\$16,064
Task 2:	Field Work & Sample FMSF Forms	\$41,929
Task 3:	Draft Survey Reporting	\$11,499.75
Task 4:	FMSF Form Production	\$17,510
Task 5:	Final Reporting & GIS Data	\$6,525
Job Total:		\$93,527.75



Proposed Change Order

February 4, 2020

While executing Tasks 1 and 2 of the original proposal for the Town of Palm Beach's Historic Site Survey, ESI confirmed through desktop analysis using Florida Master Site File previously recorded resources and Palm Beach Property Appraiser that the Town encompassed an estimated 2,135 historical resources, forty (40) years or older. Of those, 1,296 were previously recorded and 843 were estimated to be new, or never before recorded resources. This number, 2,135, is 680 additional resources (not accounting for multiple structures on single parcels) than ESI originally budgeted for the 2019 Historic Site Survey.

In consultation with the Town's Project Manager in December 2019, it was determined that in order to maintain a wholistic baseline data set for planning purposes the remaining structures (an estimated ~ 700) should be recorded. The Town of Palm Beach requested a Change Order to include the costs associated with surveying and reporting on the additional resources as well as preparation and delivery of two presentations of our findings. Additional survey work shall include Historic & PA Data/Research, Field Work, Draft Survey Report, FMSF Production, Final Reporting & GIS Data, and End of Project Presentations

Proposed Schedule Revision

Task 1: Additional Historic & PA Data/Research February 2020

ESI will continue to conduct all necessary research for the completion of the additional FMSF forms and the historic context, with help from Town staff, the Preservation Foundation of Palm Beach, and the Historical Society of Palm Beach. Pre-field work will also include (but is not limited to) a review of past Town of Palm Beach historic site surveys, previously recorded Florida Master Site Files, Sanborn/Plat/Real Estate Atlas Maps, and historic aerial photographs. Every effort will be made to provide and record the year built, construction/architectural style, street address, and any general notes to help determine significance and eligibility on each individual FMSF form.

Deliverable 1/Task 2: Additional Field Work March 2020

ESI Staff will conduct, in detail, a survey of the estimated 700 additional structures (40 years or older) within the survey area within the Town of Palm Beach. All structures, commercial and residential, will be recorded using the most recently updated FMSF form, Structure Form 50. All work will be performed in compliance with the Secretary of the Interior's Standards as well as Chapter 1A-46 of the Florida Administrative Code.

Field work will be completed by the end of March.

Deliverable 2/Task 3: Draft Survey Report April 2020

A draft of the Survey Report and the Survey Log Sheet will be provided to the Town Project Manager no later than April 30th for review, feedback, and approval. Historic research conducted by ESI will include all previously listed resources in Task 1, as well as, review and inspection of primary and

secondary sources such as historic maps and aerial photographs, National register records and other materials on file with the Department of State, Bureau of Historic Preservation and the National Park Service; and other information gathered from local sources such as newspapers, libraries, and private papers.

ESI will revise the draft report per direction of the Town Project Manager and submit the revised draft as the Final Report, including FMSF forms, the Survey Log Sheet, and all draft inventory and additional lists. The draft survey report with conform to Chapter 1A-46, Florida Administrative Code.

Task 4: FMSF Form Production April – May 2020

Once all Florida Master Site File Forms are complete, ESI will include all findings, including suggested historic districts and/or individually eligible National Register structures, in the report. All recorded structures will receive one completed FMSF form and at least one clear photograph of each site, as well as location maps for each structure.

Deliverable 4/Task 5: Final Reporting & GIS Data May – June 2020

One (1) hardcopy and (1) electronic Final report will be submitted at the end of June 2020, along with one (1) hardcopy copy and one (1) digital of all final FMSF forms, maps, photos and associated data, and a GIS geodatabase. ESI will also submit one (1) hardcopy and (1) digital copy of the Final report; one (1) hardcopy and (1) digital copy of all final FMSF forms, maps, photographs, and all other associated data; and a copy of the GIS geodatabase to the State of Florida, Division of Historical Resources once the Town has given final approval.

An ESRI file geodatabase (version 10.7) will be included with the final deliverable. The database will include all collected and compiled data including the address, property control number (PCN), architect (if known), year built, architectural style, significance, National Register of Historic Places eligibility, and any general notes.

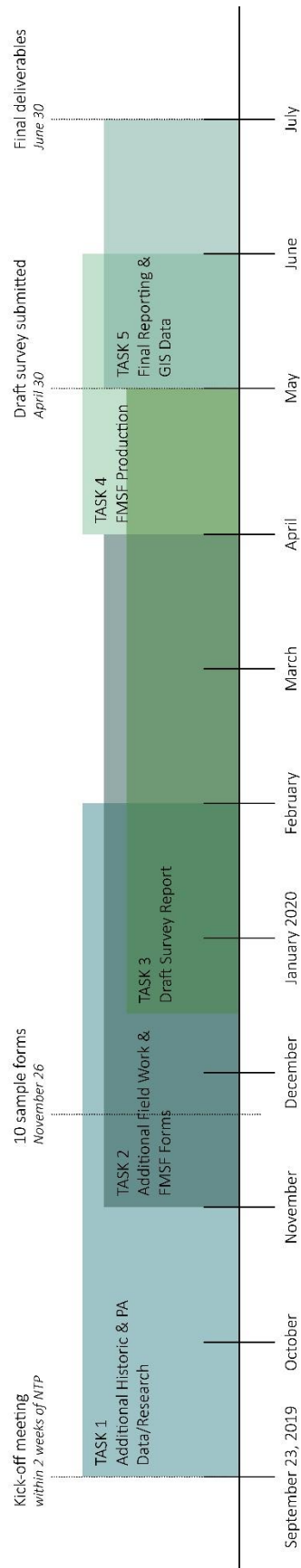
In addition, the Report, GIS files and FMSF forms and all associated data will meet the terms of the standards and guidelines for identification, evaluation and documentation contained in the “Secretary of the Interior’s Standards and Guidelines for Archaeology and Historic Preservation.”

The final report will comply with Chapter 1A-46 Archaeological and Historical Report Standards and Guidelines and the “Secretary of the Interior’s Standards and Guidelines for Archaeology and Historic Preservation.”

Task 6: Presentations Dates TBD

Presentations to the Review Board and Town Council will be determined based on pre-set fiscal calendar for the respective entities.

Proposed Change Order Total: \$52,970.00



TOWN OF PALM BEACH

Town Council Meeting on: March 10, 2020

Section of Agenda

Resolutions

Agenda Title

RESOLUTION NO. 13-2020 A Resolution Of The Town Council Of The Town Of Palm Beach, Palm Beach County, Florida, Approving A Resolution For A Change Order To Address Costs Of \$64,000 Associated With Kimley Horn And Associates For Additional Site Civil Plan Review Assistance.

Presenter

Wayne Bergman, Acting Director of Planning, Zoning and Building

ATTACHMENTS:

- ▣ **Memorandum Dated February 26, 2020 from Wayne Bergman, Acting Director of Planning, Zoning and Building**
- ▣ **Resolution No. 13-2020**
- ▣ **Letter Dated February 17, 2020 from Kimley Horn**

TOWN OF PALM BEACH

Information for Town Council Meeting on: March 10, 2020

To: Mayor and Town Council

Via: Kirk Blouin, Town Manager

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

Re: Resolution Approving a Change Order in the amount of \$64,000 with Kimley Horn for Site Civil Plan Review Assistance – Resolution No. 13-2020

Date: February 26, 2020

STAFF RECOMMENDATION

Staff recommends approval of Resolution No. 13-2020, for a change order in the amount of \$64,000 for fiscal year 2020 costs associated with Kimley Horn for Site Civil Plan Review Assistance.

GENERAL INFORMATION

On June 3, 2019, the Town initiated a Blanket Purchase Order No. 190914, for the total amount of \$64,000 to Kimley Horn in accordance with RFQ No. 25-44, Civil Engineering Consultants and Agreement. The purpose of this purchase order was to provide a staff member to work under the direction of the Building Department staff for the specific purpose of reviewing site civil improvement plan applications that were received in the Department.

Since this time, the Town has experienced an increase in the volume of Building and Right of Way Permit applications. There are limited internal staff to review the number of applications that are being received, particularly engineering staff to review site civil improvement plans. Also, Kimley Horn assisted with the Town's CRS verification submittal (5 year FEMA audit). Because of these factors, we are requesting this additional funding to assist our department for the rest of the fiscal year to handle the inflow of applications to be reviewed.

FISCAL IMPACT/FUNDING SOURCE

Funding for these services will come from budget savings in salaries due to open and vacant positions.

PURCHASING REVIEW

Purchasing has reviewed and is in full concurrence.

TOWN ATTORNEY REVIEW

This format has been utilized by the Town in previous recommendations and was approved by the Town Attorney.

CC: Jay Boodheshwar, Deputy Town Manager
 Jane LeClainche, CPA, Finance Director
 Dean Mealy, II, Town Purchasing Manager

RESOLUTION NO. 13 - 2020

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING A RESOLUTION FOR A CHANGE ORDER TO ADDRESS COSTS OF \$64,000 ASSOCIATED WITH KIMLEY HORN AND ASSOCIATES FOR ADDITIONAL SITE CIVIL PLAN REVIEW ASSISTANCE.

WHEREAS, the Town Council authorization is sought to approve a change order to address the additional expenditure costs of \$64,000 associated with Kimley Horn and Associates for Site Civil Plan Review Assistance.

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

Section 1 The approval of a resolution for a change order to address the additional expenditure costs of \$64,000 associated with Kimley Horn for Site Civil Plan Review Assistance.

Section 2 The Town Manager, or his designee, is hereby authorized to take such further action as may be necessary.

PASSED AND ADOPTED in a regular, adjourned session of the Town Council of the Town of Palm Beach assembled this _____ day of _____, 2020.

Gail L. Coniglio, Mayor

ATTEST:

Patricia Gayle-Gordon, Acting Town Clerk



February 17, 2020

Mr. Dean Mealy
Town of Palm Beach
951 Old Okeechobee Road
West Palm Beach, FL 33401

RE: *Building Department Development Review - Site Civil Plan Review Assistance*

Dear Dean,

Kimley-Horn and Associates, Inc. ("Kimley-Horn" or "CONSULTANT") is pleased to submit this proposal to the Town of Palm Beach ("TOWN" or "CLIENT") for assistance to the Building Department staff for review of site civil development plans. Our project understanding, scope of services, fee basis, and schedule follow.

Project Understanding

The Town of Palm Beach has experienced an increase in the volume of Building and Right of Way Permit applications. There are limited internal staff to review the number of applications that are being received, particularly engineering staff to review site civil improvement plans. The Town has requested that Kimley-Horn provide assistance to supplement Town staff with the review of site civil engineering improvement plans.

Kimley-Horn will provide a staff member to work alongside building department staff within the building department in Town Hall. Town staff will provide the Kimley-Horn employee any necessary training on Town systems and software required to perform the review and enter comments into the system. It is projected that the staff augmentation need will increase during the summer months in order to handle the inflow of applications to be reviewed.

Based on this understanding, a description of the proposed scope of services is presented below.

Scope of Services

Kimley-Horn will provide a staff member to work under the direction of Building Department staff for the specific purpose of reviewing site civil improvement plan applications received by the Building Department. Our plan review will be for the purpose of determining whether or not the improvements are in accordance with the Town's Code of Ordinances. All review of proposed construction documents will take place using Town computers and files, on premises at the Town of Palm Beach Town Hall. Written comments will be provided in the manner preferred by the Town, which are expected to be direct input into a computer permit tracking system.

Additional Services

Any services not specifically provided for in the above scope, as well as any changes in the scope you request, will be considered additional services. These services will be performed based on proposals approved by the Town prior to the performance of those requested additional services.

Fee and Billing

KHA will perform the services described in this Scope of Services on hourly basis in accordance with our Contract with the Town. We recommend that a budget of \$64,572.82 be established for this project. The fees are based on 20 hours per week for the first two months, 25 hours per week for the third month, 30 hours per week for the fourth month, and 25 hours per week for the fifth month. Fees will be invoiced monthly based upon the services performed.

Closure

In addition to the matters set forth herein, our Agreement shall include and be subject to, and only to, the terms and conditions in the Professional Services Agreement between the Town of Palm Beach and Kimley-Horn and Associates, Inc., dated July 10, 2019, which are incorporated by reference. As used in the Agreement, the term "CONSULTANT" shall refer to Kimley-Horn and Associates, Inc., and the term "TOWN" shall refer to The Town of Palm Beach.

If you concur in all the foregoing and wish to direct us to proceed with the services, please notify us by providing a purchase order for the scope and fee described above.

We appreciate the opportunity to provide these services to you. Please contact me at (561) 840-0820 or kevin.schanen@kimley-horn.com should you have any questions.

Sincerely,



By: Kevin Schanen, P.E.
Sr. Vice President

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ESTIMATE FOR ENGINEERING SERVICES

PROJECT	Engineering Services					SHEET						
CLIENT	Town of Palm Beach					FILE NO						
ESTIMATOR	Samantha C. Graybill, P.E.					DATE: 2/14/2020						
					ALLOCA 0.00							
DESCRIPTION		DIRECT LABOR (MAN-HOURS)										
		Principal Engineer	Sr. Engineer	Reg. Prof. Engineer	Eng. Intern	Analyst	Landscape Architect	Sr. Admin / Technician	Admin	Expenses	Subconsultant Fees	Line Total
Building Department Civil Reviews												
Month 1 - 20 hours per week (March - 4 weeks)					16	64			2			\$10,270.94
Month 2 - 25 hours per week (April - 4 weeks)					16	64			1			\$10,183.47
Month 3 - 25 hours per week (May - 4 weeks)					20	80			1			\$12,707.47
Month 4 - 35 hours per week (June - 4 weeks)					20	100			1			\$15,105.87
Month 5 - 35 hours per week (July - 5 weeks)					20	110			1			\$16,305.07

TOWN OF PALM BEACH

Town Council Meeting on: March 10, 2020

Section of Agenda

Resolutions

Agenda Title

RESOLUTION NO. 14-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Proposal for Australian Watermain Replacement - Engineering Design Services as Prepared by Kimley-Horn and Associates, Inc. in the amount of \$82,292 and a project budget of \$94,300.

Presenter

Dean Mealy, Purchasing Manager

ATTACHMENTS:

- ▣ **Memorandum Dated February 26, 2020, from Dean Mealy, Purchasing Manager**
- ▣ **Resolution No. 14-2020**
- ▣ **Kimley-Horn Proposal**

TOWN OF PALM BEACH

Information for Town Council Meeting on: March 10, 2020

TO: Mayor and Town Council

VIA: Kirk W. Blouin, Town Manager

VIA: Jane Le Clainche, CPA Finance Director

FROM: Dean Mealy, II CPPO Town Purchasing Manager

RE: Resolution to Approve Proposal for Australian Avenue Watermain Replacement – Engineering Design Services as prepared by Kimley-Horn and Associates in the amount \$82,292 and a project budget of \$94,300, **Resolution No. 14-2020**

DATE: 26 February 2020

STAFF RECOMMENDATION

Town staff recommends that Town Council approve Resolution No. 14-2020, Proposal for Australian Avenue Watermain Replacement – Engineering Design Services as prepared by Kimley-Horn and Associates in the amount \$82,292 and a project budget of \$94,300.

GENERAL INFORMATION

The City of West Palm Beach (City) has identified a need to replace approximately 3,400 linear feet of the existing 6-in ductile iron pipe (DIP) watermain along Australian Ave from South Lake Drive to South Ocean Blvd in the Town of Palm Beach. We understand that this watermain was installed prior to 1940 and is included in the City's replacement program. The City desires to remove the existing watermain and replace it with an 8-in or 12-in watermain. An Interlocal Agreement exists between the Town of Palm Beach and the City of West Palm Beach to fund the design and construction of these improvements. The Town has asked Kimley-Horn to provide design, permitting, and bidding services for the project. It is understood that the Town will administer the design and construction of these watermain improvements for the City in conjunction with the undergrounding program.

Purchasing accessed the Professional Service Agreement with Kimley-Horn and Associates to obtain the proposal.

FUNDING/FISCAL IMPACT

Funding is included in the Capital Improvement Fund and the Town will be reimbursed by West Palm Beach for this expenditure.

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, Public Works Director
Eric Brown, P.E., Assistant Director of Public Works
Patricia Strayer, P.E., Town Engineer
Jason Debrincat, P.E., Senior Project Engineer

RESOLUTION NO. 14-2020

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF
PALM BEACH, PALM BEACH COUNTY, FLORIDA,
APPROVING THE PROPOSAL FOR AUSTRALIAN
WATERMAIN REPLACEMENT – ENGINEERING DESIGN
SERVICES AS PREPARED BY KIMLEY-HORN AND
ASSOCIATES IN THE AMOUNT OF \$82,292 AND A PROJECT
BUDGET OF \$94,300.**

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 14-2020, approving the Proposal for Australian Avenue Watermain Replacement – Engineering Design Services as prepared by Kimley-Horn and Associates in the amount \$82,292 and a project budget of \$94,300.

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 10th day of March, 2020.

Gail L. Coniglio, Mayor

ATTEST:

Patricia Gayle-Gordon, Acting Town Clerk



November 15, 2019

Mr. Dean Mealy
Town of Palm Beach
951 Old Okeechobee Road
West Palm Beach, FL 33401

RE: *Australian Avenue Watermain Replacement – Engineering Design Services*

Dear Dean,

Kimley-Horn and Associates, Inc. (“Kimley-Horn” or “CONSULTANT”) is pleased to submit this proposal to The Town of Palm Beach (“TOWN” or “CLIENT”) to provide engineering services related to the replacement of a watermain on Australian Ave between South Lake Drive and South Ocean Blvd. in the Midtown area. Our project understanding, scope of services, fee basis, and schedule follow.

Project Understanding

The City of West Palm Beach (City) has identified a need to replace approximately 3,400 linear feet of the existing 6-in ductile iron pipe (DIP) watermain along Australian Ave from South Lake Drive to South Ocean Blvd in the Town of Palm Beach. We understand that this watermain was installed prior to 1940 and is included in the City’s replacement program. The City desires to remove the existing watermain and replace it with an 8-in or 12-in watermain. An Interlocal Agreement exists between the Town of Palm Beach and the City of West Palm Beach to fund the design and construction of these improvements. The Town has asked Kimley-Horn to provide design, permitting, and bidding services for the project. It is understood that the Town will administer the design and construction of these watermain improvements for the City in conjunction with the undergrounding program.

Based on this understanding, the following tasks will be performed by the Consultant:

Scope of Services

Task 1 – Data Collection, Construction Documents, and Permitting

Data Collection

The Consultant will attend up to one meeting with the City to kick off the project and discuss the design criteria. The Consultant has performed data collection, survey, and geotechnical investigation on Australian Ave from South Lake Drive to South Ocean Blvd during the Town-wide undergrounding project. We assume that the Town will allow this information to be reused for the purposes of the watermain design. We will review the collected information as it relates to this design and coordinate with the City, Town, and franchise utility owners to collect additional information regarding the existing underground infrastructure. There are existing private fire line services (PFL) where record data is needed that will need to be considered in the design. We will review the corridor in the field to identify opportunities and constraints that may affect the design of the improvements.

It is understood that the route of line survey that was prepared for the Town of Palm Beach’s undergrounding project can be used to develop a base map for use in the design. This survey contains right-of-way and

boundary lines along with aboveground improvements, topographic information, a stationed baseline, benchmarks, and marked subsurface utilities.

The Consultant will employ the services of a sub-consultant to obtain up to 25 soft dig utility locations for known underground utilities along Australian Ave from South Lake Drive to South Ocean Blvd. This information will be used to develop the project base map of existing utilities to assist in the horizontal and vertical design of the proposed watermain.

It is understood that the geotechnical reports that were prepared for the Town's undergrounding project can be incorporated into the project construction documents and additional geotechnical information is not needed for this project.

Watermain Construction Documents

During this task, the Consultant will perform the following services:

- Coordinate and conduct one (1) utility coordination meeting with affected utility owners along the project corridor.
- The Consultant will create a base map for Australian Avenue that combines the survey information, soft dig, and record drawing information that was obtained as part of this task. This map will serve as the base for the construction drawings for the project.
- The Consultant will prepare construction plans for the watermain at a scale of 1" = 20' (full size) for the project. The plans and specifications will be suitable for permitting, public bidding, and construction and will contain the following information:
 - Cover Sheet
 - General Notes (1 sheet)
 - Overall Site Plan (1 sheet)
 - Watermain Plan and Profile (6 sheets)
 - Watermain Connection Details (2 sheets)
 - Watermain Construction Details (4 sheets)
- Submittal of plans and specifications for review at the 30%, 90% and final completion stages
- Meet with the City to review comments and accommodate reasonable requests for revisions after the 30% and 90% completion submittals. Plans will also be provided to the Town of Palm Beach and franchise utilities at these stages for coordination purposes. Final plans will be prepared after receipt of the comments from the 90% completion stage.
- Prepare Technical Specifications for the 90% and final construction plan submittal. An index of specifications will be provided at the 30% completion stage.
- Prepare an Opinion of Probable Construction Cost (OPC) at the 90% completion stage. A final OPC will be submitted with the final construction plan submittal.
- Coordinate and conduct one (1) meeting with the Town of Palm Beach to discuss construction schedule, milling and paving limits, maintenance of traffic (MOT) requirements, and other design requirements.

Watermain Permit Applications

It is anticipated that a new Florida Department of Environment Protection General Permit for Construction of Watermain Extensions for PWSs will be required for the watermain improvements. The Consultant will submit the applicable permit application for the work to the Palm Beach County Health Department. The City will be listed on the application as the permittee and owner upon the completion of the project. The Consultant will respond to a maximum of one (1) request for additional information from the Health Department for the permit application. Additional revisions or changes in response to subsequent review comments requested by the City shall be provided as an Additional Service. The \$650 permit application fee is included in this task.

It is anticipated that a new Florida Department of Transportation (FDOT) General Utility Permit will be required for the watermain improvements at South County Rd. The Consultant will submit the applicable permit application for the work to the FDOT. The City will be listed on the application as the permittee and owner upon the completion of the project. The Consultant will respond to a maximum of one (1) request for additional information from the FDOT for the permit application. Additional revisions or changes in response to subsequent review comments requested by the City shall be provided as an Additional Service.

Any significant plan revisions caused by changing agency criteria after our initial design is reviewed with each appropriate agency and similar factors outside of the Consultant's control, additional meetings, or additional coordination will be considered Additional Services.

Task 2 – Bid Phase Assistance

The Town will require limited bid phase services. The Consultant will:

- Attend the pre-bid meeting.
- Assist the Town in answering bidder questions.
- Review of the apparent low bidder's bid proposal and submittal of a summary of our findings to the Town.
- Incorporate addenda into the plans and specifications so conformed documents can be issued for construction.

It is our understanding that the Town will administer the bid process and distribute addenda to bidders. The Bidding or Negotiation Phase will be considered complete upon contract award or upon cessation of negotiations with prospective contractors.

Additional Services

The following services are not included in the Scope of Services for this project but may be required depending on circumstances that may arise during the execution of this project. Other items that may be considered additional services are mentioned herein. Additional services include, but may not be limited to the following:

- The design and permitting of any utility improvements beyond what is described in the Scope of Services
- Construction phase services

Information and Services Provided by the Town

The Town shall provide the following information related to the design of this construction project:

- Access to the Site
- Record drawings for project corridor and adjacent streets as needed
- Meeting facilities

Schedule

Kimley-Horn will perform the scope of services above as expeditiously as practical to meet a mutually agreed upon schedule.

Fee and Billing

Kimley-Horn will perform the Scope of Services described above on a labor fee plus expense basis for the maximum labor and expense fee of \$82,292.00 Kimley-Horn will not exceed the total maximum labor and expense fee shown without authorization from the Client.

Closure

In addition to the matters set forth herein, our Agreement shall include and be subject to, and only to, the terms and conditions in the Professional Services Agreement between the Town of Palm Beach and Kimley-Horn and Associates, Inc., dated July 10, 2019, which are incorporated by reference. As used in the Agreement, the term "CONSULTANT" shall refer to Kimley-Horn and Associates, Inc., and the term "TOWN" shall refer to The Town of Palm Beach.

If you concur in all the foregoing and wish to direct us to proceed with the services, please notify us by providing a purchase order for the scope and fee described above.

We appreciate the opportunity to provide these services to you. Please contact me at (561) 840-0820 or kevin.schanen@kimley-horn.com should you have any questions.

Sincerely,



By: Kevin Schanen, P.E.
Sr. Vice President

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TOWN OF PALM BEACH

Town Council Meeting on: March 10, 2020

Section of Agenda

Resolutions

Agenda Title

RESOLUTION NO. 15-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Direct Owner Purchase of Pumps, Control Panels and Associated Hardware for the D-16 and D-18 Pump Stations in the amount of \$502,383.00 and Establish a project budget of \$512,383.00.

The Direct Owner Purchase of the materials to rehabilitate the two stations will save the Town \$35,166 in sales tax.

Presenter

Dean Mealy, Purchasing Manager

ATTACHMENTS:

- ❑ **Memorandum Dated February 27, 2020, from Dean Mealy, Purchasing Manager**
- ❑ **Resolution No. 15-2020**
- ❑ **Chen-Moore Memo**

TOWN OF PALM BEACH

Information for Town Council Meeting on: March 10, 2020

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 Direct Owner Purchase of Associated Pumps and Control Panels for the D-16 and D-18 Pump Stations in the amount of \$502,383 and establish a project budget of \$512,383, **Resolution No. 15-2020**

DATE: 27 February 2020

STAFF RECOMMENDATION

Town staff recommends that Town Council approve the Direct Owner Purchase of associated pump and control panels for the D-16 and D-18 pump stations in the amount of \$502,383 and establish a project budget of \$512,383. The Direct Owner Purchase will provide a tax cost savings of approximately \$35,000.

GENERAL INFORMATION

Purchasing issued Invitation to Bid No. 2020-04 for the rehabilitation of the D-16 and D-18 pump stations on December 10, 2019.

This project entailed the replacement of the pumps, pump canisters, discharge pipes, and related electrical equipment for the D-16 pump station (western end of Jungle Road) and D-18 pump station (western end of El Brillo Way). In addition, there are non-mechanical elements of the work including structural repairs and additions to concrete sea walls, placement of rock rip-rap to prevent erosion in the Lake Worth Lagoon and minor landscaping and paving site work. The work was advertised with the intention of selecting the lowest bid Contractor and issuing a Purchase Order by April 1st and beginning field work on May 1st. This schedule allowed for the Contractor to assume the responsibility of purchasing all equipment directly as part of their scope of services and bid pricing.

Subsequent to the review of the submitted bids, it was determined that a change in the project requirements would necessitate the design of the project be modified and re-advertised thereby restarting the bid and award process. All five responders to Bid No. 2020-04 were notified that the bid would not be awarded.

The effect of this change meant that the selected Contractor would not be issued a Purchase Order early enough to order the mechanical and electrical items that are not in stock or readily available. Chen Moore recommended that to maintain the schedule for construction within the

off-season, the Town should direct purchase “long lead” items such as the pumps, pump cans and electrical control equipment. This will allow for the manufacturers to construct, test and ship the long lead items on a parallel schedule with the Town’s bid and award process. Considering this approach, the bid documents (contract, design plans and technical specifications) have been modified to clearly delineate the responsibilities of the Town and the Contractor with respect to purchasing the equipment (Town), accepting delivery of the equipment (Contractor), and installing the equipment (Contractor). The following items are recommended for direct purchase by the Town:

1. Flygt - PL7030/640 38HP Pumps (4)
2. Flygt - 316L Pump Tubes (4)
3. Flygt - 316L Wall Thimbles (4)
4. CC Control Corp – Duplex Pump Station Control Panels (2)
5. CC Control Corp – Wet Well Level Transducers (2)
6. CC Control Corp – Wet Well Floats (2)

In consultation with Chen-Moore and Associates, Inc. a decision was made to Direct Purchase the Pumps, Motors and Control Panels which would save the Town approximately \$35,000 in sales tax in addition to markup by a contractor of the materials. A subsequent bid was issued for the rehabilitation and installation of Town owned materials on February 27, 2020. This procurement approach is estimated to have a lower cost to the Town for both materials and the actual rehabilitation work of installation.

The pumps are being purchased through the Orange County Contract with Flygt. This contract provides best pricing to the Town.

The control panels are being purchased directly from CC Controls. The panels have been designated as a single source commodity based on being the industry standard for pump stations. By standardizing to one brand of control panels, it allows for better management of assets related to maintenance.

FUNDING/FISCAL IMPACT

Funding for the equipment for this project is contained within the FY 2020 Pay As You Go Capital Improvement Plan.

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, Public Works Director

Eric Brown, P.E., Assistant Director of Public Works
Patricia Strayer, P.E., Town Engineer
Jason Debrincat, P.E., Senior Project Engineer

RESOLUTION NO. 15-2020

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF
PALM BEACH, PALM BEACH COUNTY, FLORIDA,
APPROVING THE DIRECT OWNER PURCHASE OF PUMPS,
CONTROL PANELS AND ASSOCIATED HARDWARE FOR
THE D-16 AND D-18 PUMP STATIONS IN THE AMOUNT OF
\$502,383 AND ESTABLISH A PROJECT BUDGET OF \$512,383.**

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 15-2020, approving the Direct Owner Purchase of associated pump and control panels for the D-16 and D-18 pump stations in the amount of \$502,383 and establish a project budget of \$512,383

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 10th day of March, 2020.

Gail L. Coniglio, Mayor

ATTEST:

Patricia Gayle-Gordon, Acting Town Clerk

Memo: Summary of Additional Costs

RE: Rehabilitation of Pumps D-16 and D-18
Town of Palm Beach - Direct Purchase of Mechanical & Electrical Equipment

CMA Project No.: 431.017
TPB Project No.: Bid No. 2020-04

INTRODUCTION:

On January 10th the Town of Palm Beach received bids from Contractor's for Bid Number 2020-04: Rehabilitation of Pumps D-16 and D-18. This project entails the replacement of the pumps, pump canisters, discharge pipes, and related electrical equipment for the D-16 pump station (western end of Jungle Road) and D-18 pump station (western end of El Brillo Way). In addition, there are non-mechanical elements of the work including structural repairs and additions to concrete sea walls, placement of rock rip-rap to prevent erosion in the Lake Worth Lagoon and minor landscaping and paving site work. The work was advertised with the intention of selecting the lowest bid Contractor and issuing a Purchase Order by April 1st and beginning field work on May 1st. This schedule allowed for the Contractor to assume the responsibility of purchasing all equipment directly as part of their scope of services and bid pricing.

Subsequent to the review of the submitted bids, it was determined that a change in the project requirements would necessitate the design of the project be modified and re-advertised thereby restarting the bid and award process. The effect of this change meant that the selected Contractor would not be issued a Purchase Order early enough to order the mechanical and electrical items that are not in stock or readily available. Chen Moore recommends that to maintain the schedule for construction within the off-season, the Town should direct purchase "long lead" items such as the pumps, pump cans and electrical control equipment. This will allow for the manufacturers to construct, test and ship the long lead items on a parallel schedule with the Town's bid and award process. Considering this approach, the bid documents (contract, design plans and technical specifications) have been modified to clearly delineate the responsibilities of the Town and the Contractor with respect to purchasing the equipment (Town), accepting delivery of the equipment (Contractor), and installing the equipment (Contractor). The following items are recommended for direct purchase by the Town.

1. Flygt - PL7030/640 38HP Pumps (4)
2. Flygt - 316L Pump Tubes (4)
3. Flygt - 316L Wall Thimbles (4)
4. CC Control Corp – Duplex Pump Station Control Panels (2)
5. CC Control Corp – Wet Well Level Transducers (2)
6. CC Control Corp – Wet Well Floats (2)

The total cost of all long lead items recommended for direct purchase is \$489,382.78. The direct purchase price for all items listed includes the cost of submittal documentation, manufacturer's testing, warranties and other related services. See attached exhibits for a detailed breakdown of item pricing.



**Xylem Water Solutions USA Inc. /
Flygt Products**
15132 Park of Commerce Blvd. Suite 102
Jupiter, Florida 33478
Phone: 561-848-1200 • Fax: 561-848-1299

To: Town of Palm Beach
Subject: D-16 & D-18 - Proposal
Quote Number: 2018-WEP-0338

Date: February 3, 2020

We are pleased to offer the following equipment:

D16

Qty	Description
2	PL7030/640 38HP, 460V, 50' motor cable, FLS, includes Zinc Anodes, and Industrial Epoxy Coating
2	Factory Performance Test
2	316L pump tube, with side discharge, includes feet for mounting, aluminum anode plates, coated with PPG Amerlock II 16 mils on all surfaces.
	Does not include: concrete anchors, or ARV
2	Cable entry/management system

Startup service by Flygt representative

D18

Qty	Description
2	PL7030/640 38HP, 460V, 50' motor cable, FLS, includes Zinc Anodes, and Industrial Epoxy Coating
2	Factory Performance Test
2	316L pump tube, with side discharge, includes feet for mounting, aluminum anode plates, coated with PPG Amerlock II 16 mils on all surfaces.
	Does not include: concrete anchors, or ARV
2	Cable entry/management system

Startup service by Flygt representative

Total Project Price \$ 286,466.08 (Pricing Per Orange County Contract)

Optional Adder: 316L Wall Thimbles: \$ 23,116.70 (4 spools) (Pricing Per Orange County Contract)

Exclusions: WE DO NOT SUPPLY, PIPING, VALVES, GUIDE BARS, PRESSURE GAUGES, DISCONNECTS, JUNCTION BOXES, KELLUMS GRIPS, SURGE PROTECTION EQUIPMENT, SPARE PARTS, LABOR OR ANY OTHER ITEM NOT SPECIFICALLY LISTED ABOVE.

Validity: THIS QUOTE IS VALID FOR NINETY (90) DAYS UNLESS LONGER TIME AGREED TO IN WRITING.

Taxes: State, local, and other applicable taxes are not included in this quotation.

Freight Terms: DAP; Jobsite - Full Freight Allowed (per Incoterms 2010)

Shortages: Xylem will not be responsible for apparent shipment shortages or damages incurred in shipment that are not reported within two weeks from delivery to jobsite. Damages should be noted on the receiving slip and the truck driver advised of the damages. Please contact our office as soon as possible to report damages or shortages so that replacement items can be shipped and the appropriate claims made.

Payment Terms: 90% NET 60 DAYS AFTER SHIPMENT DATE 10% NET 120 DAYS AFTER SHIPMENT DATE
(Note: Partial billing will be made on partial shipments)

Xylem's payment shall not be dependent upon Purchaser being paid by any third party unless Owner denies payment due to reasons solely attributable to items related to the equipment being provided by FLYGT.



**Xylem Water Solutions USA Inc. /
Flygt Products**
15132 Park of Commerce Blvd. Suite 102
Jupiter, Florida 33478
Phone: 561-848-1200 • Fax: 561-848-1299

Schedule: Please consult your local Flygt branch for submittals and fabrication lead-times.

Back Charges: Buyer shall not make purchases nor shall Buyer incur any labor that would result in a back charge to Seller without prior written consent of an authorized employee of seller.

Terms & Conditions: *This order is subject to the Standard Terms and Conditions of Sale – Xylem Americas effective on the date the order is accepted which terms are available at <http://www.xyleminc.com/en-us/Pages/terms-conditions-of-sale.apx> and incorporated herein by reference and made part of the agreement between the parties.*

We thank you for your interest in our equipment and look forward to being of service to you in the near future.

IN THE ABSENCE OF A FORMAL ISSUED PURCHASE ORDER, A SIGNED COPY OF THIS PROPOSAL IS ACCEPTABLE AS A BINDING CONTRACT.

Xylem Water Solutions USA, Inc.

Company Name: _____

Address: _____

Accepted By: _____

Print Name: _____

Date: _____

Eric Johnson
Sales Representative
(561) 248-3712
eric.johnson@xyleminc.com



C. C. CONTROL CORP.

5760 CORPORATE WAY, SUITE 100
WEST PALM BEACH, FLORIDA 33407

PHONE: 561 293-3975
FAX: 561 293-3976

CUSTOMER: THE TOWN OF PALM BEACH

ATTN:
PHONE:

PROJECT: STORMWATER PUMP STATIONS D-16 AND D-18 REHABILITATION
TOWN OF PALM BEACH

DATE: 02/04/20

DESCRIPTION	QUAN	TOTAL PAGES 6
C. C. CONTROL CORP. PROPOSES TO FURNISH THE FOLLOWING SECTIONS COMPLETE WITH EXCEPTIONS AS LISTED:		
1) SECTION 16681 VARIABLE FREQUENCY DRIVE		
2) SECTION 16900 CONTROL PANELS		
3) SECTION 16913 RTU AND SCADA PROGRAMMING		
ACKNOWLEDGED ADDENDUM NO.1		
EXCEPTIONS:		
A) QUOTE DOES NOT INCLUDE CONDUIT SYSTEM OR SEAL OFF'S.		
B) QUOTE DOES NOT INCLUDE ANY WIRE OR CABLES UNLESS NOTED.		
C) QUOTE DOES NOT INCLUDE ANY PANEL MOUNTING RACKS.		
D) QUOTE DOES NOT INCLUDE FPL METER OR METER CAN.		
E) QUOTE DOES NOT INCLUDE EXTERNAL 7.5KVA TRANSFORMER.		
F) QUOTE DOES NOT INCLUDE EXTERNAL PANELBOARD.		
G) PUMP MONITOR RELAYS PROVIDED BY PUMP SUPPLIER.		
PUMP STATION D-16		
ITEM NO.1		
<u>DUPLEX PUMP STATION CONTROL PANEL 480V 40 H.P.</u>		
SCHAEFER'S SPHCDSS6-608420-910T NEMA 12/3R 316 S.S. 2 DOOR FREESTANDING ENCLOSURE WITH THE FOLLOWING:	1	
UPPER SECTIONS		
A) SIZE: 60"H X 42"W X 20"D		
B) ALUMINUM DEADFRONTS	2	
C) SUBPANEL: SPP-6042 STEEL (RIGHT SIDE ONLY)	1	
D) REAR CUTOUT FOR VFD HEAT SINKS (LEFT SECTION)	2	
E) 3 POINT S.S. PADLOCKABLE DOOR HANDLES		
F) 3" FLANGED BOTTOM CUTOUT		
G) 316 S.S. DRIPSHIELD		
H) 316 S.S. SUNSHIELDS: TOP, FRONT, BACK, VFD'S, AND BOTH ENDS		
LOWER BASE SECTION		
SCHAEFER'S SPCHDSS6-24"H X 84"W X 20"D NEMA 12/3R 316 S.S. PEDESTAL BASE SECTION	1	
A) SIZE: 24"H X 84"W X 20"D		
B) 3" FLANGED TOP AND BOTTOM CUTOUT		
C) 316 S.S. SCREW FRONT COVER		
HOFFMAN AHCI10E CORROSION INHIBITOR	2	
CROUSE HINDS AR2042-S22-S4-M80 200A GENERATOR RECEPTACLE	1	
CROUSE HINDS AJ68 BACK BOX W/ ANGLE ADAPTER	1	
SQD JGL36200 600V 3 POLE 200A CIRCUIT BREAKERS	2	
SQD MECHANICAL INTERLOCK	1	
SQD CLASS 9080 LBA36521 3P POWER DISTRIBUTION BLOCK	1	
SQD CLASS 9080 LBA16110 1P POWER DISTRIBUTION BLOCK	1	
SQD HGL36100 600V 3 POLE 100A CIRCUIT BREAKERS	2	
SQD HGL36020 600V 3 POLE 20A CIRCUIT BREAKER (TO PM)	1	
SQD HGL36060 600V 3 POLE 60A CIRCUIT BREAKER (TO REUSE LS)	1	
SQD HGL26020 600V 2 POLE 20A CIRCUIT BREAKER (TO XFMR)	1	
SQD HGL26030 600V 2 POLE 30A CIRCUIT BREAKER (TO PANELBOARD)	1	

PUMP STATIONS D-16 AND D-18 REHABILITATION
TCM Backup 3-10-20

PUMP STATIONS D-16 AND D-18 REHABILITATION
TCM Backup 3-10-20

BUSSMAN GMA FUSES	12
SQD 9001 SKT38LRR31 120V RED PUSH TO TEST LED PILOT LIGHT	6
SQD 9001 SKT38LYY31 120V YELLOW PUSH TO TEST PILOT LIGHT	6
SQD 9001 SKT35LRR31 120V RED PUSH TO TEST LED PILOT LIGHT	6
SQD 9001 SKT35LYY31 120V YELLOW PUSH TO TEST LED PILOT LIGHT	6
EDCO DRS-036 SIGNAL SIGNAL SURGE ARRESTER	6
EDCO HSP-121A 15A 120V SURGE ARRESTER	6
EATON/INNOVATIVE TECHNOLOGY PTX160-NN400 480V 3 PHASE TVSS	6
DELTA CA603R 3 PHASE SURGE CAPACITOR	1
CONTEGRA SLX 130-MIS-10-50-B SUBMERSIBLE LEVEL TRANSDUCER W/ 50FT. CABLE	1

SUMMARY

ITEMS NO.1 THRU NO.4	D-16 BID ITEM NO.22	SELL
ITEM NO.5	D-16 BID ITEM NO.23	83300.00
ITEMS NO.6 THRU NO.9	D-18 BID ITEM NO.22	6500.00
ITEM NO.10	D-18 BID ITEM NO.23	83100.00
ITEM NO.11	INCLUDED	6900.00

		TOTAL 179800.00

TOTAL: \$179,800.00 PLUS TAX IF APPLICABLE

SUBMITTALS 5-7 WEEKS
AFTER RECEIPT OF PURCHASE ORDER

FOB: JOB SITE

DEL: 10-12 WEEKS

AFTER APPROVED DRAWINGS

TERMS: NET 30 DAYS

(SUBJECT TO CREDIT APPROVAL)

WARRANTY: CC CONTROL WARRANTY SHALL EXPIRE ONE (1) YEAR FROM DATE OF START-UP
CUTLER-HAMMER VFD WARRANTY SHALL EXPIRE THREE (3) YEARS FROM DATE OF START-UP
FROM SELLER TO BUYER UNLESS SPECIALLY INDICATED OTHERWISE AND
WILL BE NULL AND VOID UNLESS MATERIALS ARE STORED UNDER PROPER
CONDITIONS DETERMINED BY C.C. CONTROL CORP.

JOHN C. STOCK

TOWN OF PALM BEACH

Town Council Meeting on: March 10, 2020

Section of Agenda

Consent - Other

Agenda Title

Request by the City of West Palm Beach for Town Sponsorship in the Amount of \$12,000 for the City's 4th on Flagler Event.

Presenter

Kirk W. Blouin, Town Manager

ATTACHMENTS:

- ▣ **Memorandum, dated February 24, 2020, from Kirk W. Blouin, Town Manager**
- ▣ **Sponsorship Request from City of West Palm Beach**
- ▣ **Sponsorship Benefits**

TOWN OF PALM BEACH

Information for Town Council Meeting on: March 10, 2020

To: Mayor and Town Council

From: Kirk Blouin, Town Manager

Re: Request by the City of West Palm Beach for Town Sponsorship in the Amount of \$12,000 for the City's 4th on Flagler Event

Date: February 24, 2020

STAFF RECOMMENDATION

Staff recommends that the Town Council authorize the expenditure of \$12,000 from the FY2020 General Fund Contingency for the Town to be an official sponsor of the City of West Palm Beach's 4th on Flagler July 4th Celebration.

GENERAL INFORMATION

Attached is a letter dated January 30, 2020, from Cinde Martin, Marketing Consultant for the City of West Palm Beach, requesting that the Town be an official sponsor of the 4th on Flagler event. The attachment to Ms. Martin's letter identifies benefits of sponsorship.

The Town has previously sponsored this event, including last year for \$12,000. Since many Palm Beach residents enjoy the 4th on Flagler fireworks, we believe this Town sponsorship is fair, provides a public benefit, and is good intergovernmental relations. Therefore, staff recommends Town Council approve this request.

FUNDING/FISCAL IMPACT

If Town sponsorship of the 4th on Flagler event is approved by the Town Council, the \$12,000 cost for this sponsorship will be expended from the FY2020 General Fund Contingency Account.

Attachments

KB:nt

cc: Jane LeClainche, Director of Finance



"The Capital City of the Palm Beaches"

January 30, 2020

Mr. Kirk Blouin
Town of Palm Beach
Correspondence via e-mail

Dear Mr. Blouin,

We are so grateful to have had The Town of Palm Beach's past support for the City of West Palm Beach's 4th on Flagler celebration for so many years. Thank You.

It's our 32nd Anniversary of 4th on Flagler this year and the FINALE of the City's 125th Anniversary! We are respectfully requesting the Town of Palm Beach again serve as a sponsor and donate \$ 12,000.00 to the event. As you know, we serve as the County's largest Fireworks display on the 4th of July.

This year, the event will be bigger and better than ever to pay tribute to the City's 125-year history. As part of the celebration we are including trolley and bike tours that include Palm Beach destinations. Discover the Palm Beaches is helping to fund us and will promote Summer in Paradise to out of market visitors in Florida, Massachusetts, Philadelphia, New York and Chicago.

I've attached an outline of the benefits you will continue to receive as a 4th on Flagler partner. Let me know if you have any other requests. We look forward to working with you on the City of West Palm Beach's 124th Anniversary Celebration at 4th on Flagler!

Sincerely,

Cinde A. Martin
Marketing Consultant

"An Equal Opportunity Employer"



OFFICIAL SPONSORSHIP
Town of Palm Beach

SATURDAY, JULY 4, 2020

Attendance approximately 120,000+

Join the City of West Palm Beach for South Florida's largest and best Fourth of July Celebration. This year's celebration will not only mark 4th on Flagler's 33rd year, but it will also serve as the City of West Palm Beach's **FINALE** for our year-long 125th ANNIVERSARY CELEBRATION! We are so proud that 4th on Flagler has become the largest, free community celebration in Palm Beach County. This year we will be celebrating West Palm Beach in a **BIG** way. We invite the Town of Palm Beach to join us in providing this community service for all residents.

The celebration is heavily promoted on television – we are again working with WPBF-TV 25 again and we welcome our radio partners, Hubbard Radio which includes 97.9 WRMF, New Country 103.1, SUNNY 107.9, PARTY 96.3, News Talk 850 WFTL, Fox Sports 640 South Florida and X 102.3 with The Palm Beach Post supplying our print ads. With two stages, a kids area, an art area, delicious food and drink, and of course the grand star – the fireworks – this event is slated for good ole' Americana fun!

Benefits include:

- Right to a Corporate Display Areas: one (1) 10x10 tent on Flagler Drive
- Media Recognition
 - Corporate Inclusion in select print ads to run in The Palm Beach Post
 - Corporate Inclusion in select radio ads to run on Hubbard Radio West Palm Beach
- Website Inclusion
- Collateral Inclusion on 4th on Flagler Collateral
- Prominent Signage at Event: Inclusion on all Sponsor Boards
- VIP Ticket Package for Event
 - 1 VIP Parking Pass
 - 14 Tickets to the VIP Hospitality Area
- Right to pre and post event promotions (with City's prior approval)
- First right of refusal

PACKAGE VALUE - \$ 20+K ANNUALLY

TOWN OF PALM BEACH

Town Council Meeting on: March 10, 2020

Section of Agenda

Board/Commission Annual Report

Agenda Title

Annual Report of the Landmarks Preservation Commission.

Presenter

Edward Cooney, Chair

ATTACHMENTS:

- ▣ **Memorandum Dated February 28, 2020 from Wayne Bergman, Acting Director of Planning, Zoning and Building**
- ▣ **LPC 2019 Annual Report**

TOWN OF PALM BEACH

Information for Town Council Meeting on: March 10, 2020

To: Mayor and Town Council

From: Wayne Bergman, Acting Director of Planning, Zoning and Building

Re: Annual Report - Landmarks Preservation Commission

Date: February 28, 2020

STAFF RECOMMENDATION

Staff recommends that the Town Council hear the presentation of the Annual Report for 2019 by Edward Austin “Ted” Cooney, the outgoing Chairman of the Landmarks Preservation Commission (LPC).

GENERAL INFORMATION

Attached is a summary of the activities of the Landmarks Preservation Commission for the past year. Edward Austin “Ted” Cooney, the outgoing Chairman of the Landmarks Preservation Commission, is prepared to address the Town Council with additional comments regarding the Commission’s activities, and to answer any questions.

Attachment

KC

cc: Edward Austin “Ted” Cooney, Outgoing Chairman, Landmarks Preservation Commission
Members, Landmark Preservation Commission

Landmarks Preservation Commission - Annual Report 2019

The Commission held 12 regularly scheduled meetings in 2019, and had an average attendance rate of 90% with a total of 12 absences for the year (6 excused, and 6 unexcused).

The Commission reviewed 27 Certificates of Appropriateness, including C.O.A.'s for The Carriage House, The Colony Hotel, Duck's Nest, Bradley Park Hotel, St. Edward's Catholic Church and 3 Pelican Lane.

Ten (10) new properties were placed "under consideration" for landmarking by the Commission during 2019. The Commission was able to conduct nine new designation hearings prior to the end of the year. Five (5) properties at – 911 N. Ocean Boulevard, 124 Clarke Avenue, 244 Nightingale Trail, 334 Australian Avenue and The Reef Condominiums – were landmarked according to the Town's program. Two properties – 475 North County Road and 211 Dunbar Road – were reviewed by the Commission, and found not to meet the designation criteria for landmarking, and were therefore not forwarded to Town Council. One additional property (145 Seaspray Avenue) was reviewed and recommended for landmark designation by the Commission, but was ultimately not designated by Town Council.

The Commission conducted 8 informal reviews of zoning applications for recommendation to the Town Council.

On behalf of the Commission, staff conducted 134 approvals of minor projects and revisions, which was a .07% increase from the previous year.

Staff conducted Member Orientation Meetings to review procedures and inform new members of ordinances, policies and procedural matters that they will encounter in future meetings.

Three (3) tax abatement projects were reviewed by the Commission during the year. Three (3) tax abatements were ratified by the Town Council and forwarded to Palm Beach County and the Tax Appraiser's office for implementation – The Breakers, 142 Seaspray Avenue and 8 South Lake Trail.

The Commission also actively worked on the following issues:

- 1) Participated in a discussion regarding Zoning Code Reform;
- 2) Toured the Town to view FEMA issues;
- 3) Participated in discussion of historic districts and participated in Historic District Symposium; and
- 4) Continued with the completion of ethics training for new and older members as mandated by the Town and County.

Commissioners remain enthusiastic and engaged in their volunteer service to the Town, and look forward to the continued preservation of our heritage.

TOWN OF PALM BEACH

Town Council Meeting on: March 10, 2020

Section of Agenda

Regular Agenda - Old Business

Agenda Title

Update on the Overall Status of the Palm House Hotel and the New Buyer's Intentions to Re-Start Construction

Cary Glickstein, Receiver

TIME CERTAIN: 11:00 A.M.

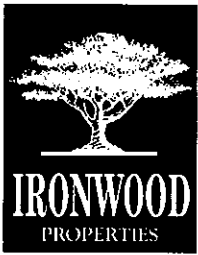
Time Certain

11:00 A.M.

Presenter

ATTACHMENTS:

- ▣ **Letter Dated February 13, 2020, from Cary Glickstein**



Building Your Quality of Life[®]

February 13, 2020

Hand-Delivered

Honorable Gail L. Coniglio
Mayor, Town of Palm Beach
360 South County Road
Palm Beach, FL 33480

Re: Settlement Agreement Payment

Dear Mayor Coniglio:

Please find enclosed payment of \$100,000.00, representing the final payment under that certain Second Amended Conditional Settlement Agreement between the Town of Palm Beach and 160 Royal Palm LLC, dated March 19, 2019.

I reiterate my appreciation to you, your town council colleagues, town staff and town counsel for their continued cooperation and assistance through a very difficult, arduous process, and look forward to seeing the new owner complete the hotel such that it finally becomes a complimentary addition to your wonderful town.

Warm regards,



Cary Gluckstein

c: Kirk Blouin, City Manager
John Randolph, Esq.

Ironwood Development, Inc.
Ironwood Realty, Inc.
Ironwood Construction Services LLC
220 George Bush Blvd. • Delray Beach, Florida 33444
Telephone: 561.279.8952 • Facsimile: 561.279.0611
www.ironwoodproperties.com

TOWN OF PALM BEACH

Town Council Meeting on: March 10, 2020

Section of Agenda

Regular Agenda - Old Business

Agenda Title

Town-wide Undergrounding Project

Steve Stern, Project Manager

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

b. RESOLUTION NO. 16-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing the Town Manager to Execute an Easement and Use Agreement Between the Town of Palm Beach and Florida Power and Light (FPL) at 265 Palmo Way for Access, and Maintenance of FPL Equipment.

Presenter

ATTACHMENTS:

- ▣ **a. Project Status Report**
- ▣ **b. Memorandum dated February 12, 2020, from H. Paul Brazil, P.E., Director of Public Works**
- ▣ **b. Resolution No. 16-2020**
- ▣ **b. Underground Easement**
- ▣ **b. Utility Easement**
- ▣ **b. Map**

TOWN OF PALM BEACH

Information for Town Council Meeting on: March 10, 2020

To: Mayor & Town Council

Via: Kirk W. Blouin, Town Manager

From: Steven Stern, Underground Utilities Project Manager

Re: Utility Undergrounding Project Status Report

Date: February 27, 2020

I. Communications

A. Community Meetings:

- North Phases: Coffee with the Crew & Town Staff
The 1st Monday of each month.
Where: Palmo Way Park Area, east side near the Town Pump Station
When: March 2, 2020, 8AM (Next meeting April 6)
- South Phases: Coffee with the Crew & Town Staff
The 2nd Monday of each month.
Where: South fire station, meeting room – A1A across from Ibis Isle.
When: March 9, 2020, 8AM (Next meeting April 13)
- Phase 5 South – Sea Street Undergrounding Review
Presentation and Q&A to provide undergrounding design information for Seaspray Avenue and Seaview Avenue.
Where: Morton & Barbara Mandel Recreation Center, 440 Seaview Avenue, “After School Room”
When: March 13th, 10AM

The Town calendar includes all scheduled community meetings through end of 2020.

B. Significant Mail

- A letter sent to specific Phase 3 South property owners requesting support for remaining critical path easements.
- Letter sent advising specific Phase 4 North property owners of a potential Chicane, requesting a meeting and support for equipment placement.

II. Progress Summary:

A. Construction Progress:

Phase 1 South Construction:

From the southern Town limit north to Sloan's Curve.

- FPL's overhead system decommission activities are 50% complete. The poles and wires are removed on Ibis Isle and A1A south of Lake Worth. FPL plans to begin decom north of Lake Worth along A1A to Sloan's Curve beginning March 2, 2020.



Figure 1- Ibis Isle overhead system decom occurred in January 2020



Figure 2 - A1S south of Lake Worth overhead system decom occurred in February 2020

Phase 2 North Construction:

From Esplanade Way to Ocean Terrace.

- Phase 2 North construction is 77% complete.
- Comcast conversions and decom are complete.
- ATT decom and conversions are expected to begin in March.
- Next milestone is the activation of feeder and start of FPL overhead to underground conversions. Switching orders are pending FPL release.

Phase 2 South Construction:

From Sloan's' Curve to the intersection of S. Ocean Blvd & S. County Road

- Phase 2 South start of construction is in progress in the area of Via Agape/Park Monceau/Via Fontana/Sea Grape Circle. Soft Digs and Survey Work continue.

Phase 3 North Construction:

From Osceola Way to the north side of La Puerta Way

- Phase 3 North construction is 25% complete.
- The drilling crews are completing work in Area 1: Merrain Road, Kenlyn Road, the Palmo Way Park and the adjacent north-south streets.
- Area 2, Palmo Way south to La Puerta Way, construction activities are planned to begin in mid -March.

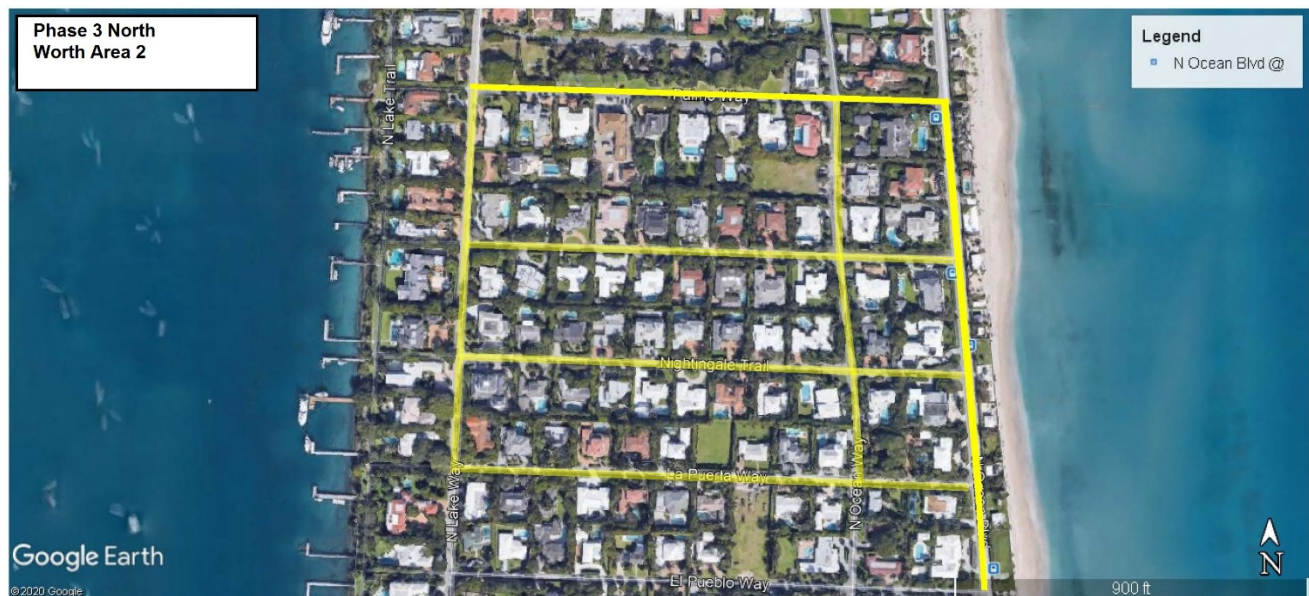


Figure 3 - Phase 3 North - Work Area 2 of 2

B. Design & Easement Progress:

Phase 3 South:

From S. Ocean Blvd & S. County Road to the Alleyway south of Worth Ave.

- Design is 81% complete.
- Bid package availability remains incomplete due to outstanding easements.
- 79 of 99 easements (79%) are recorded or verbally approved.
- Challenging areas include critical path easements along S. County Road and immediately south of Worth Ave. A list of outstanding easements by address is provided within your backup materials.

Phase 4 North:

From south side of La Puerta Way to north side of List Road.

- Design is 69% complete.
- 39 of 62 easements (63%) are recorded or verbally approved.
- Easement acquisition is behind schedule. The master plan called for construction to begin May 2020.
- 11 Chicanes are planned and described within your backup materials. A list of properties supported by the transformers within each chicane is included.

.

Phase 4 South:

From Peruvian Ave north to Royal Palm Way & the Town Docks.

- Design is 55% complete.
- 22 of 62 easements (35%) are recorded or verbally approved.
- Easement acquisition is behind schedule. The master plan called for construction to begin May 2020.

Phase 5 North:

From Country Club Road to Southland Road.

- Design is 33% complete and on schedule.
- Easement acquisition has not started.

Phase 5 South:

From South Lake Drive/Hibiscus Ave & Peruvian Ave/Royal Palm Way, properties between the Intracoastal waterway and the Atlantic Ocean & from Royal Palm Way to Seaspray Ave.

- Design is 33% complete and on schedule.
- Easement acquisition has not started.

Phase 6 North:

From Chateaux Drive & Kawama Lane to the south side of Plantation Road.

- Design is 15% complete and on schedule.
- Easement acquisition has not started.

Phase 6 South:

Seaspray Ave to the south of Royal Poinciana Way.

- Design is 14% complete and on schedule.
- Easement acquisition has not started.

Phase 7 North:

Palm Beach Country Club north to the south side of List Road.

- Not started.

Phase 7 South:

Atlantic Ave north to Via Los Incas & Sanford Ave

- Not started.

Phase 8:

Royal Poinciana Way north to Everglade Ave

- Not started.

III. Financial Summary

Other than receiving vendor pay applications for work performed in active design or construction zones, there was one change made since last month's report.

The change includes the approved budgeted cost of easement abandonment. This item is described and tracked within the Underground Utility Project Budget, "Other Project Costs" page 8 of the report. The program's Easement Abandonment budget line item was established as \$200,000.

The full underground utility project financial report is provided within your backup package with the summary page also shown immediately below.

Page 1

**Underground Utility Project Budget
Project Financial Summary
February 29, 2020**

Expenditures	Original OPC	Dec 2019 OPC	Budget	Actual	% Expended
Phase 1	\$ 12,620,000	\$ 12,910,000	\$ 12,797,329	\$ 12,628,685	98.7%
Phase 2	\$ 9,170,000	\$ 13,470,000	\$ 12,915,885	\$ 5,611,257	43.4%
Phase 3	\$ 10,910,000	\$ 15,400,000	\$ 6,031,565	\$ 2,013,874	33.4%
Phase 4	\$ 10,370,000	\$ 15,220,000	\$ 1,335,096	\$ 735,166	55.1%
Phase 5 (\$8.5 Million FEMA Grant Offset)	\$ 14,090,000	\$ 11,694,645	\$ 1,599,805	\$ 406,742	25.4%
Phase 6	\$ 16,820,000	\$ 20,800,000	\$ 1,886,346	\$ -	0.0%
Phase 7	\$ 11,730,000	\$ 15,910,000	\$ -	\$ -	
Phase 8	\$ 12,300,000	\$ 14,500,000	\$ -	\$ -	
Total Project Costs To Date	\$ 98,010,000	\$ 119,904,645	\$ 36,566,027	\$ 21,395,724	58.5%
Other Costs Associated Directly with the Project (Page 8)	\$ 570,000	\$ 1,180,414	\$ 1,180,414	\$ 921,064	78.0%
Grand Total of Costs Related to Project	\$ 98,580,000	\$ 121,085,059	\$ 37,746,441	\$ 22,316,788	59.1%
Debt Service and Related Debt Issuance Costs (Page 8)			\$ 6,098,350	\$ 4,636,639	76.0%
Total Other Costs Outside Underground Budget (Page 8)			\$ 1,158,567	\$ 1,918,807	165.6%
Grand Total of All Costs Related to the Project	\$ 98,580,000	\$ 121,085,059	\$ 38,905,008	\$ 24,235,595	62.3%

Total Project Budget - Opinion of cost for construction	\$ 121,085,059
% Budgeted/Encumbered To Date Project Costs	31.17%
% Spent to Date - Project Costs	18.43%

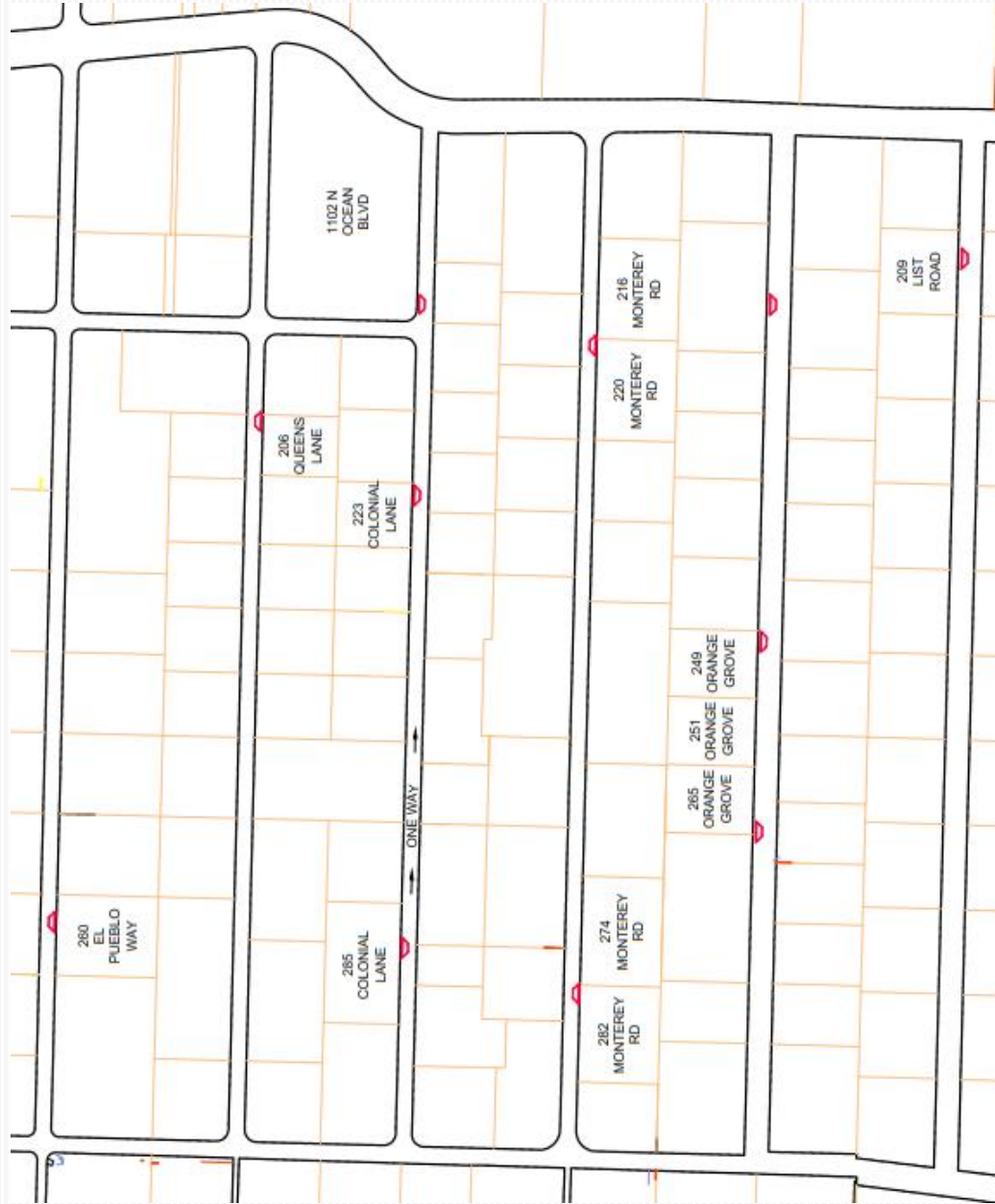
Project Revenues Received

Revenues	Budget	Actual	% of Budget
Revenues			
Prepaid Assessments	\$ -	\$ 11,962,131	0.0%
Assessment Revenue	\$ 13,380,000	\$ 12,441,377	93.0%
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	\$ 512,000	\$ 1,901,484	371.4%
GO Bond Proceeds	\$ 60,500,000	\$ 60,499,897	100.0%
1 Cent Sales Tax	\$ 5,000,000	\$ 1,708,333	34.2%
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	\$ 409,450	\$ 333,187	81.4%
Total Project Revenues	\$ 91,908,191	\$ 93,334,687	101.6%

Figure 4- UUP Financial Summary Page

Phase 3 South - Contacts and Progress to secure critical easements

Area	Owner	Address	Contact Title	Note	Status & Assign
Golfview Alley	Colony Hotel	135/152/155 Hammon Ave	Hotel Mgr	Discussions progressing.	
Golfview Alley	Carl & Mary Panattoni	8 Golfview	Owner	Sent Town Manager Letter. Approved then declined.	
Golfview Alley	Fred Masters	212 Worth Ave	Owner	Sent Town Manager Letter. Recent meeting. Reconsidering easement.	
Golfview Alley	Ilan Yerushalmi, Napoleon Palm Beach	218 Worth Ave	Owner	Sent Town Manager Letter. Recent discussion, meeting requested.	
Golfview Alley	Worth Pondfield, Mark Waxman	222 Worth Ave	Property Manager	Sent Town Manager Letter. Recent discussion, meeting requested.	
Golfview Alley	Ms. Handlesman	224 Worth Ave	Owner	Meeting pending.	
Golfview Alley	Ms. Handlesman	306 Worth Ave	Owner	Meeting pending.	
S. County Rd	Francoise & Jacques Cohen	137 El Vedado Road	Owner	Contact established. Meeting to be scheduled.	
S. County Rd	Joseph Allen, Richman Schmidt	200 El Vedado Road	Owner & Prop Mgr	Verbal approval from property manager. Will provide easment document.	
S. County Rd	Bill Collatos, Posey & Roy	750 South County Road	Owner & Architect	Declined, owner reconsidering. Committed to easement in ARCOM.	
S. County Rd	Terry R. Taylor	780 South County Road	Property Mgr	Verbal approval from property manager. Town will provide easment document.	
S. County Rd	Alicia & Timothy Mullen	760 South County Road	Owner	Determined a viable right of way solution.	
S. County Rd	Ann Desruisseaux (800)	800 South County Road	Attorney Bill Atterbury	Sent Town Manager Letter.	
S. County Rd	Catherine & Philip Korsant	115 Via La Selva	Owner	Progressing. Pending owner decision.	
S. County Rd	Mark Davis	141 Gulfstream Road	Owner	Sent Town Manager Letter. Validating southeast property corner for transformer.	
Street	Jan Holdings, LLC (Ms. Navab Owner)	4 El Bravo Way	Owner & PM	Sent Town Manager Letter. Discussion progressing.	
Street	Michael & Paula Bickford	135 Gulfstream Road	Owner	Declined. Seeking alternative on 133 Gulfstream.	
Street	Estates of Ryan Brant	111 El Brillo Way	Attorney (Via Jones Foster)	Sent Town Manager Letter. Ryan is deceased - Jones Foster. Seeking alt on 120 El Brillo (Margaretta Taylor).	
Street	Robert F. Agostinelli, Leo Sotomejor	196 Banyan Rd	Owner/PM	Sent Town Manager Letter. Approved then declined.	
Street	Paul Okean	203 Via Vizcaya	Owner	Sent Town Manager Letter. Committed to easement in ARCOM. 1/2 of shared easment w/ 4 Via Vizcaya.	
Street	Richard Kurtz	235 Banyan Rd	Owner	Easement pending owner signature.	
Street	Dana Landry & William Moody	240 Jungle	Owner	Shared easment, 1/2	D. Moore
Street	Prescott & Susan Low	242 Jungle	Owner & Attorney	Shared easment, 1/2	
Street	Abbey, LLC (Pablo Cordero PM)	241 Banyan Rd	Owner, Prop Mgr	Easement pending owner signature.	
Street	Robert & Paula Butler, Larry Alexander	640 S. Ocean Blvd	Owner, Attorney	Side agreement, negotiating with attorney.	



Phase 4 North - Contacts and Progress to minimize Chicanes

Chicane Number	Equipment No.	Street Number	Street	Owner	Note	Status & UUTF/MTC Assigned
1	44	217	LIST ROAD	Jason & Nicole Guari	Willing to accept 1/2 an easment.	
1	44	209	List Road	Barbara Smith, Beth Hayne PM	Considering 1/2 an easment.	
2	34	265	Orange Grove Road	David & Kathleen Moran	Declined request.	
2	34	266	Orange Grove Road	Michael Stranka	Willing to accept 1/2 an easment.	
2	34	274	Orange Grove Road	Alexander H Griswold	Willing to accept 1/2 an easment.	
2	35	251	Orange Grove Road	Ernest Gordon, LLC	Considering full easment.	
2	35	262	Orange Grove Road	262 ORANGE GROVE ROAD LLC: Kourkis	Revising exhibit for communications only. No transformer.	
3	36	249	Orange Grove Road	Kathleen M. Cerasaro	Easement for splice box provided. Not willing to accept transformer.	
3	36	241	Orange Grove Road	Michael S. Lorber, Ilana Rojas PM	Prefer equipment to be elsewhere. Meeting scheduled March 6	
3	36	248	Orange Grove Road	Marjorie A. Matthews	Declined. Prefers the chicane.	
4	26	225	Monterey Road	Heather & Steven Wolf	Declined request. .	
4	26	220	Monterey Road	BROBERG BEVERLY D, BROBERG PETER S &	Willing to accept 1/2 an easment.	
4	26	222	Monterey Road	Richard M. Hurtado	Approved, then declined. Easment language.	Bobbie Lindsay
4	25	216	Monterey Rd	Budge and Candy (Henry and Leslie) Jamison	Considering 1/2 easment.	
4	25	1080	N. Ocean Blvd	Donald & Sher Kasun	Declined request. Meeting March 2 to revisit for 1/2 easment.	
4	25	221	Monterey Rd	Linda A. Greenberg	No contact.	
5	30	282	Monterey Rd	Leigh & Pamela Dunston	Declined. Prefers the chicane.	
5	30	281	Monterey Rd	Anthony Cummings	No contact.	
5	30	274	Monterey Rd	Barbara Smith, Beth Hayne PM	Declined.	
6	19	285	Colonial Lane	Beth Lesniak	New Owner, meeting scheduled March 20, considering easment.	
6	19	270	Colonial Lane	Dean & Christine Goodman	Declined request.	
6	19	279	Colonial Lane	John Scott Gillis, Trustee.	Declined request.	
7	22	223	COLONIAL LANE	Stephane Seguin	Willing to accept 1/2 an easment.	
7	22	215	Colonial Lane	Nicholas Ansali	Declined request. Need a meeting.	
7	22	232	Colonial Lane	Zvenka Kleinfeld	Declined request.	
8	23	230	COLONIAL LANE	Salvatore J. Impastato	Declined request.	
8	23	205	Colonial Lane	Francis P. Conroy, Janice B. Conroy	Declined request. .	
8	23	216	Colonial Lane	Karen Egger	Declined request.	
8	23	224	Colonial Lane	Tiffany Schauer	Declined request.	
9	16	206	QUEENS LANE	Frazier Wellmeier Trust	Willing to accept easment.	
9	16	201	Queens Lane	Jon Mauck, Liza Mauck	Declined request.	
10	2	255	EL PUEBLO WAY	Donna & Allen Morris	Declined request. .	
10	2	250	El Pueblo Way	Ellen Benoit	Declined request.	
10	2	260	El Pueblo Way	Gary B & Kelly Jean Pohrer	Willing to accept easment.	
10	2	263	El Pueblo Way	Robert Calhoun, Liza Pulitzer Calhoun	Declined request.	
10	2	271	EL PUEBLO WAY	Nedda & Lawrence Pollack	Declined request.	
11	39	211	Orange Grove Road	Kathleen Mara	Willing to accept easment.	
11	39	1072	N. OCEAN BLVD.	Thomas Mandat	Declined	



The Town of Palm Beach would like to thank and recognize the following property owners for granting a private property easement to assist with the Townwide effort to underground all overhead utilities.

We acknowledge that your decision to provide an easement may have been a difficult one, but your sacrifice for the greater good is much appreciated and should be lauded.

Your selfless contribution to this important project is yielding tangible betterments to your neighborhoods as well as the entire community.

Thank you on behalf of the Town and your neighbors for supporting the undergrounding program in our efforts to improve the safety, reliability and aesthetics of the utilities in our community.

Belinda Agar	Joan Granlund	Donald P. McKenna	Carole Weitzman
Garland O. & James C. Alban	Edward H. Ham Trust	Elsa Messing	George L. & Patricia E. Wilson
Cynthia Anderson	Anne F. & S. Matthews V. Hamilton	Sarah J. Mettler	Karyn Winnington
Steven L. Apple	Steven S. Helms	Anne G. Metzger	Diana S. Wister
Carlos A. Arredondo	Gregg M. & Holt K. Hemingway	Suzan J. Mitchell	William Yahn
Hali E. & Scott M. Asplundh	Robert R. Hermann & Trustees	Michal & Sam Mizrahi	1020 South Ocean, LLC
Jane B. Baird	Sean Heyniger	George M. & Lucie P. Moffett	1030 South Ocean, LLC
Theodore & Ruth Baum	Chris and Alice Holbrook	John & Monika Preston	111 Atlantic Ave, LLC
Hilda M. Beach	Jay C. & Katherine Horgen	Carlos Morrison	1230 N Ocean Way
Hunter & Christine Beall	R. Samuel Hunt III & Victoria Hunt	Virginia L. Mortara	1340 S. Ocean Blvd
Douglas C. & Leah B. Beck	John D. Idol	Bruce & Marsha Moskowitz	135 Santiago, LLC
Margaret S. Bilotti	Dr. Carolyn J. Jackson	Jacqueline L. Murphy	1350 S. Ocean Blvd
Maureen O. Blanchard	& Robert E. Jackson Jr.	Terrence Murray	1440 Holdings, LLC
William & Noel Bryan	Kevin P. Jaffe	Stephen & Kerri Myers	195 Phensten Associates Palm Beach, LLC
Arthur C. & Emmy J. Burdett	Reuben & Robin Jefferey	Stephen E. Myers	210 Miraflores, LLC
Virginia S. Burke	Kristine S. & Scott A. Johnson	Albrecht Zu Oettingen-Spielberg	211 Ocean Trust, LLC
Robert F. & Doris S. Calman	M. Carl Johnson III	Joanne Paladino	225 Arabian Rd, LLC
Iris Cantor	Victoria E. & William C. Johnston	Joel Pashcow	232 Bahama Lane, LLC
Richard J. Carlino	Patricia A. Kahn	Gayle Petersen	244 Fairview, LLC
Gustav D. & Susan Carlson	Lynne M. Kaiser	Andrea & Ogden M. Phipps	2500 South Ocean Blvd Condominium
Lillian & Patrick Carney	Donald & Maureen Kandiora	Joseph M. & Lauren E. Pizza	266 Fairview Rd SC, LLC
Brendan & Samantha Carroll	James & Irene Karp	Kevin Ferro & Catherine Polites	273 List Road, LLC
Kevin C. Carroll	Joel & Darcie Kasewitz	Peter A. Rapaport	2875 S. Ocean Blvd, LLC
Eugene & Lori Cavanaugh	John & Laurie Katona	Alison V. Reed	3200 Condominium Inc
Kathleen M. Cerasaro	Heidelinde M. Kauka	David V. Reese	456 South Ocean, LLC
Florence M. Chase	Debra Keeler	William M. Rickman	874 South County Rd, LLC
John & Louisa Cohlman	David A. Kelso	Leonard & Louise Riggio	Avery PB Realty Trust
Beth Cole	David & Aubrey Khoury	Dr. Steven Rosenberg	& Vickie Giardina Trustee
Alexander & Amanda Coleman	Katherine S. Klaine	David A. & Jean D. Rosow	Beach Point Condominium
Margaret M. Condron	Florence Koontz	Edward U. Ruddy	CDPG Palm Beach, LLC
Dragana & Richard Connaughton	Brian D. & Andrea B. Kosoy	Natalie J. Saeger	Chilean Court Condo
Donna & Joseph Crossen	Nancy Kozak	Jennie K. Scaife	Durach Family, LTD
Robert S. Cuillo & Robert Cuillo Trustees	Raymond & Christina Kramer	Frances G. Scalfe	Eagle Bay Holdings, LLC
Philippe P. & Deborah R. Dauman	Terry Allen Kramer	Ronald Y. Schram	EL Vedado, LLC
Marvin H. Davidson	John T. & Kerry Anne Kuhlman	Nancy J. & Mark Schroeder	Ferragamo USA, Inc
Deanna S. Davis	Debra Lane Trust	Dorothy Goodrich & Besty Schuermann	G.W. Purucker Homes J.V.
June R. Davis	J. Michael & Kimberley R. Lawrie	Michael & Lisa Schultz	Gary W Purcker Homes, JV
Randee Day	Christopher & Jennifer Lazzara	Elaine M. & Gerald Schuster	JV Associates PB, LLC
Jonathan Deitcher	Richard & Rita Lazzara	Donna Shalek Trust	KFFL, LLC
Michael T. Dennis	Amy R. & Phillip J. Lee	David & Jill Shulman	Mar A Lago Club, Inc
Anthony P. & Adele M. Dolanski	Gunther H. Lehmann	Kenneth & Claudia Silverman	Melborne House Condominium Assoc., Inc.
Thorne B. & Monnie B. Donnelley	Carter R. Leidy III	Ann S. & Michael B. Small	Ocean Villa Holdings, LLC
Barbara A. Dooley	Patricia & Spencer Levey	Braden G. Smith	Palm Beach Home Trust & Chrisotpher
W. Anthony Dowell	Douglas J. Buck & Bobbie D. Lindsay	Jeffery W. Smith	Marsala Trustee
Peter A. Dunkin	Gary Little	Carl Asplundh Jr. & Rowland Smith III	Palm Beach Resort & Beach Club
Lavina K. Baker & Robert Durkin	Jeffery J. Lorenz	Katherine Sorbara	Condominium Assoc.
Dr. Curtis Emmer	Peter R. & Maria Lydon	Lesley & Richard Stone	Poncy Properties, LLC
Maria C. Fanjul	Hildegarde E. Mahoney	David & Rita Sullivan	Schwartz Family Properties Trust
Donald & Nancy Farry	Thomas Maier	Marcia G. Sullivan	Shadowbrook Land Trust
Ann & Lee Fensterstock	Bruce A. Malasky	Richard & Helen Sulman	Sherouq, LLC
James & Gail Fiume	Morton L. Mandel	Dominick A. & Susan A. Tesesco	The 2600 Condominium Assoc. Inc.
Nita S. Fogg	Alan & Virginia Marantz	Bruce E. & Robbi S. Toll	The 2770 S. Ocean Blvd., Condo Assoc., Inc.
Robert Frisbie	Jefferey A. Marcus	Beatrice Tollman	The Sailfish Club of Florida
Roy Furman	Javier Marques	John Tomsich	Thought Development, LLC
Margaret R. & Robert S. Galterio	Alfred & Barbara Marulli	William A. Torrey Jr.	Three Twenty Chilean Condo
Tim Gannon	Peter Matwiczyn	Ann Vanneck	Wilson 150 Worth, LLC
Michael Belisle & Linda Gary	John J. & Roslynn G. McAtee	Clother H. Vaughn III & Joyce Vaughn	
Juliana K. Gendelman	Nicki & David McDonald	Christopher & Tara Vecellio	
Lynn W. George	Ashley McIntosh	Leo A. & Kathryn C. Vecellio	
Paul & Sara Giergas	James P. & Sydney L. McKelvy	Jerome Weinrib Trust	

The Town & Burkhardt Construction Invite you to:

Coffee!



With The Crew

All North Undergrounding Phases:

WHEN:

The 1st Monday of
each month @ 8:00AM

WHERE:

Palmo Way Park, east side
near the pump station
building

AM

Join the undergrounding project construction team for coffee, donuts and conversation. Ask questions about your home, street, phase area and the overall program. Stay informed as the project moves forward!.



UNDERGROUNDING
TODAY
For A Better Tomorrow!



"Coffee with the Crew" at the
Town's pump station in the
Palmo Way park.

More Info:

www.Undergrounding.info Or contact:
Diane Decker, Resident Liaison –
561.718.2605

The Town & Burkhardt Construction Invite you to:

Coffee!



With The Crew

All South Undergrounding Phases:

WHEN:

The 2nd Monday of
each month @ 8:00AM

WHERE:

The South Fire Station, in the
public meeting room located
across the street from Ibis Isle.

AM

Join the undergrounding project construction team for coffee, donuts and conversation. Ask questions about your home, street, phase area and the overall program. Stay informed as the project moves forward!.



UNDERGROUNDING
TODAY
For A Better Tomorrow!



"Coffee with the Crew" at the
South Fire Station's public
meeting room.

More Info:

www.Undergrounding.info or contact:
Kevin Brennen, Assistant Project
Manager – 561.659.1400



Underground Utility Project Monthly Progress Report March 2020

Table of Contents

Dashboard – Phase 2, 3 Construction & Phase 2, 3, 4, 5, 6 Design

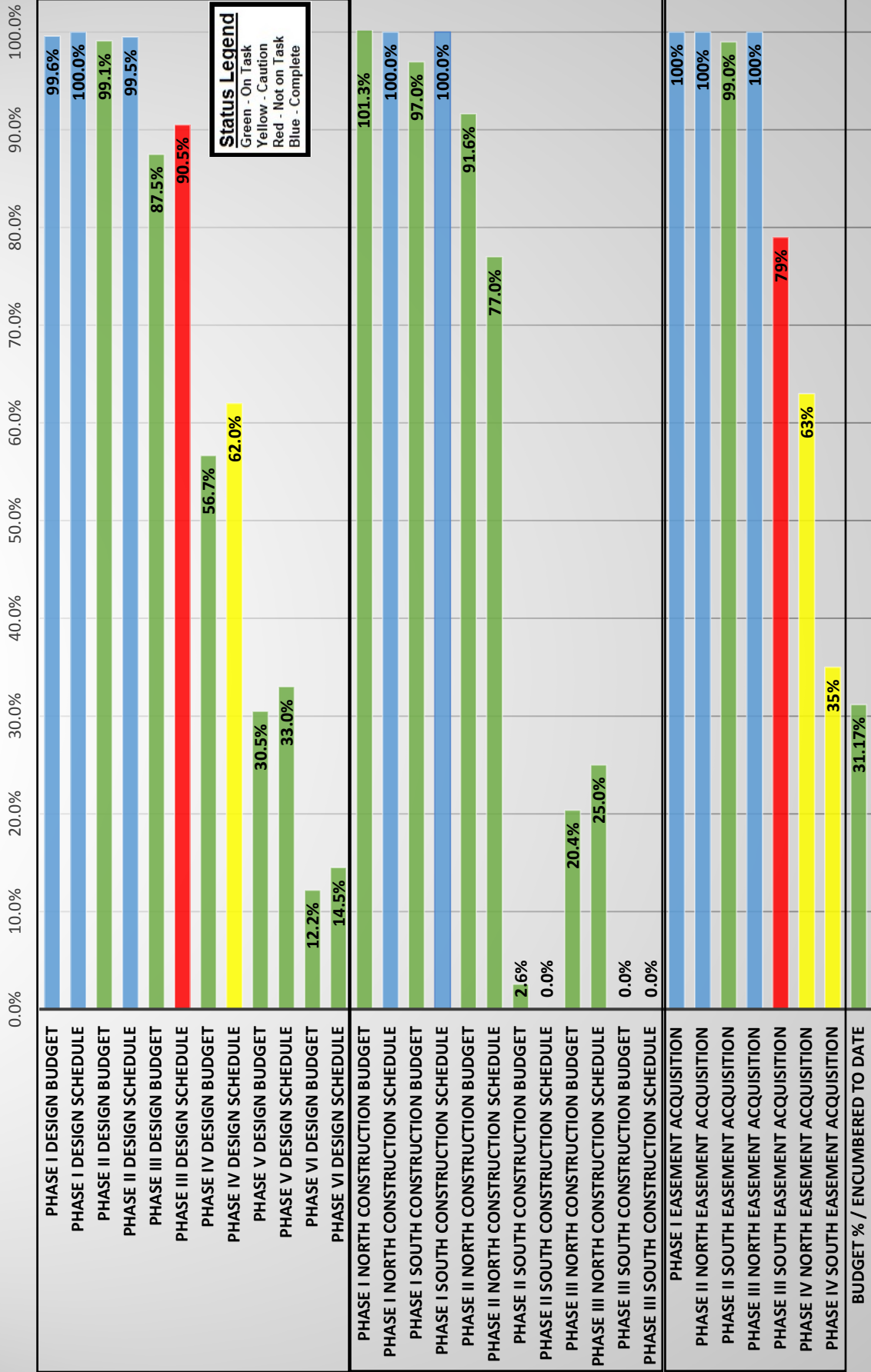
1. Townwide Undergrounding - Phasing & Sequencing Program Map
2. Kimley-Horn - Design
Progress Reports - Phase 2 - 6
Gantt Charts - Phase 2 - 6
3. Burkhardt Construction
Executive Summary & Schedule - Phase 2N, 2S & 3N
4. Project Financial Report
5. Interest Rate Forecast

Dashboard Notes:

Total Project Budget - Opinion of cost for construction: \$121,085,059

Prepared by the TMO & Finance Departments
February 27, 2020

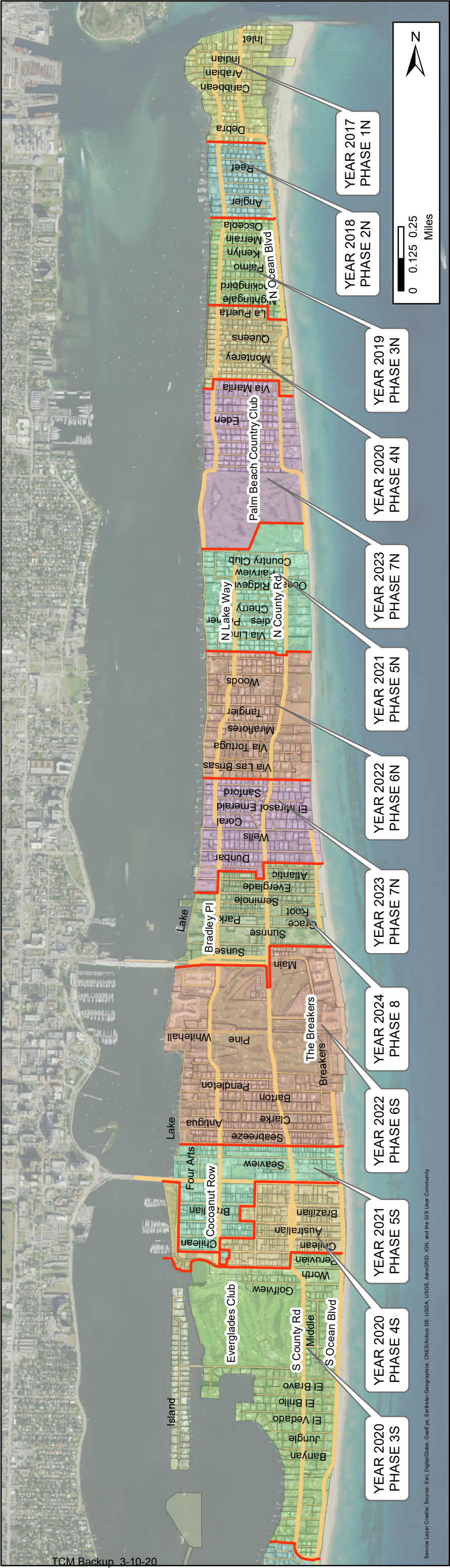
Town of Palm Beach - Underground Utility Project Dashboard - Mar '20



SAVES AND RAVES
ISSUES AND CHALLENGES

Phase 1 South - overhead decom activity is 50% complete.
Phase 3 South, Phase 4 North & 4 South - acquiring remaining easements is slowly progressing & challenging.

K:\WPB_Civil\044063188 - Townwide UG MP and Phase 1\GIS\Plansheets\Sequence 1 Entire Island_2020.mxd



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1920 WEKIVA WAY SUITE 200,
WEST PALM BEACH, FL 33411
PHONE: 561-845-0665 FAX: 561-863-8175
WWW.KIMLEY-HORN.COM

OVERALL SEQUENCE MAP

TOWN-WIDE UNDERGROUNDING OF UTILITIES

TOWN OF PALM BEACH, FLORIDA

JANUARY 2017; REVISED JANUARY 2020

MASTER PLAN



Master Plan 2017

Phase Area	Design Start	Construction Start	End of Pole Removal / Restoration
Phase 1 N	Dec-16	Jun-17	Jun-19
Phase 1 S	Dec-16	Jun-17	Jun-19
Phase 2 N	Jun-17	Jul-18	Feb-20
Phase 2 S	Jun-17	May-19	Dec-20
Phase 3 N	Nov-17	May-19	Jan-21
Phase 3 S	Nov-17	May-19	Apr-21
Phase 4 N	Jun-18	May-20	Feb-22
Phase 4 S	Jun-18	May-20	Mar-22
Phase 5 N	May-19	May-21	Apr-23
Phase 5 S	May-19	May-21	May-23
Phase 6 N	May-20	May-22	Feb-24
Phase 6 S	May-20	May-22	Apr-24
Phase 7 N	May-21	May-23	Feb-25
Phase 7 S	May-21	May-23	Mar-25
Phase 8	May-22	May-24	Mar-26

Revised Jan 2020

Design Start	Construction Start	End of Pole Removal / Restoration
Dec-16	Jun-17	Jun-19
Dec-16	Jun-17	Jan-20
Jun-17	Jul-18	Jun-20
Jun-17	Jan-20	Dec-21
Nov-17	Nov-19	Oct-21
Nov-17	Sep-20	Sep-22
Jun-18	Dec-20	Dec-22
Jun-18	Dec-20	Dec-22
May-19	May-21	Apr-23
May-19	May-21	May-23
Nov-19	May-22	Feb-24
Nov-19	May-22	Apr-24
May-20	May-23	Feb-25
May-20	May-23	Mar-25
May-22	May-24	Mar-26

Actual
Estimated



Town-Wide Undergrounding - Phase 3 Undergrounding
KHA Project #044063215
February 2020 Progress Report
Period: January 23, 2020 to February 19, 2020

I. Scope Update

A. General

- Schedule: Project schedule progress is shown below.
 - Phase 3 North Design is 100% complete
 - Phase 3 South Design is 81% complete *
- Budget: Project is on budget as of December 15, 2019
 - Phase 3 North Design is at 96% of total task budget
 - Phase 3 South Design at 86% of total task budget
- Easement Status
 - Phase 3 North: 100% (36/36) easements approved
 - Phase 3 South: 79% (79/99) easements approved

* Phase 3 South is currently behind schedule.

B. Detailed Design Phase

- o Continued Subconsultant/utility owner coordination
- o Continued Progress on development of Bid Plans for Phase 3 South.
- o Continued review and comment on FPL, ATT and Comcast Design Plans
- o Progress Meeting Attendance.
- o Attend Meeting with Town Staff and resident to discuss Undergrounding Program
- o Progress on Phase 3 South Landscape plans.
- o Continued development of Phase 3 South easement exhibits and submittal to Town.
- o Site meetings with property owners to discuss easement requests in Phase 3 South.
- o Development of legal sketches and descriptions for Phases 3 South.

II. Upcoming Activities (February 20, 2020 – March 20, 2020)

A. Detailed Design Phase

- o Continued Subconsultant/utility owner coordination
- o Continued Progress on development of Bid Plans for Phase 3 South.
- o Continued Easement meetings with property owners – Phases 3 South
- o Continued coordination with FPL, AT&T and Comcast to complete the Phase 3 South design
- o Progress Meeting Attendance



Town-Wide Undergrounding - Phase 4 Undergrounding

KHA Project #044063219

February 2020 Progress Report

Period: January 23, 2020 to February 19, 2020

I. Scope Update

A. General

- Schedule: Project schedule progress is shown below.
 - Phase 4 North Design is 69% complete*
 - Phase 4 South Design is 55% complete*
- Budget: Project is on budget as of February 15, 2019
 - Phase 4 North Design is at 71% of total task budget
 - Phase 4 South Design at 61% of total task budget
- Easement Status
 - Phase 4 North: 63% (39/62) easements approved
 - Phase 4 South: 35% (22/62) easements approved.

*Easement progress is causing the schedule to fall behind for both phase areas.

B. Detailed Design Phase

- o Subconsultant coordination related to Phase 4 Undergrounding
- o Continued development of Equipment Locations and Conduit Plans for Phase 4 North and South.
- o Performed field work to obtain information for equipment placement based on easement meetings with property owners.
- o Review of FPL, Comcast, and AT&T Conduit and Equipment Plans, coordination with FPL, Comcast, and AT&T regarding design modifications.
- o Development and delivery of easement exhibits to the Town for Phases 4 North and South.
- o Progress Meeting Attendance
- o Site visits and meetings with property owners to discuss easement requests

II. Upcoming Activities (February 20, 2020 – March 20, 2020)

A. Detailed Design Phase

- o Continued coordination with utility owners to refine the design.
- o Continued development and submittal of easement exhibits for Phases 4 North and South.
- o Continued development of Equipment Location and Conduit Plans for Phases 4 North and South.
- o Meetings with property owners to discuss easement requests.
- o Progress Meeting attendance.



**Town-Wide Undergrounding - Phase 5 Undergrounding
KHA Project #044063229
February 2020 Progress Report
Period: January 26, 2020 to February 25, 2020**

I. Scope Update

A. General

- Schedule: Project schedule progress is shown below
 - Phase 5 North Design is 33% complete
 - Phase 5 South Design is 33% complete
- Budget: Project is on budget as of February 15, 2020
 - Phase 5 North Design is at 28% of total task budget
 - Phase 5 South Design is at 24% of total task budget
- Easement Status
 - Phase 5: N/A, will provide status when this work begins

B. Detailed Design Phase

- Reviewed preliminary equipment locations
- Coordinated with utility companies, sub-consultants, and Town
- Developed easement spreadsheets
- Led design meeting with utility companies, sub-consultants, and Town
- Led coordination meetings with sub-consultants

II. Upcoming Activities (February 26, 2020 – March 25, 2020)

A. Detailed Design Phase

- Review preliminary equipment locations
- Coordinate with utility companies, sub-consultants, and Town
- Submit easement spreadsheets to Town
- Lead design meeting with utility companies, sub-consultants, and Town
- Lead coordination meetings with sub-consultants



**Town-Wide Undergrounding - Phase 6 Undergrounding
KHA Project #044063247
February 2020 Progress Report
Period: January 26, 2020 to February 25, 2020**

I. Scope Update

A. General

- Schedule: Project schedule progress is shown below
 - Phase 6 North Design is 15% complete
 - Phase 6 South Design is 14% complete
- Budget: Project is on budget as of February 15, 2020
 - Phase 6 North Design is at 10% of total task budget
 - Phase 6 South Design is at 11% of total task budget
- Easement Status
 - Phase 6: N/A, will provide status when this work begins

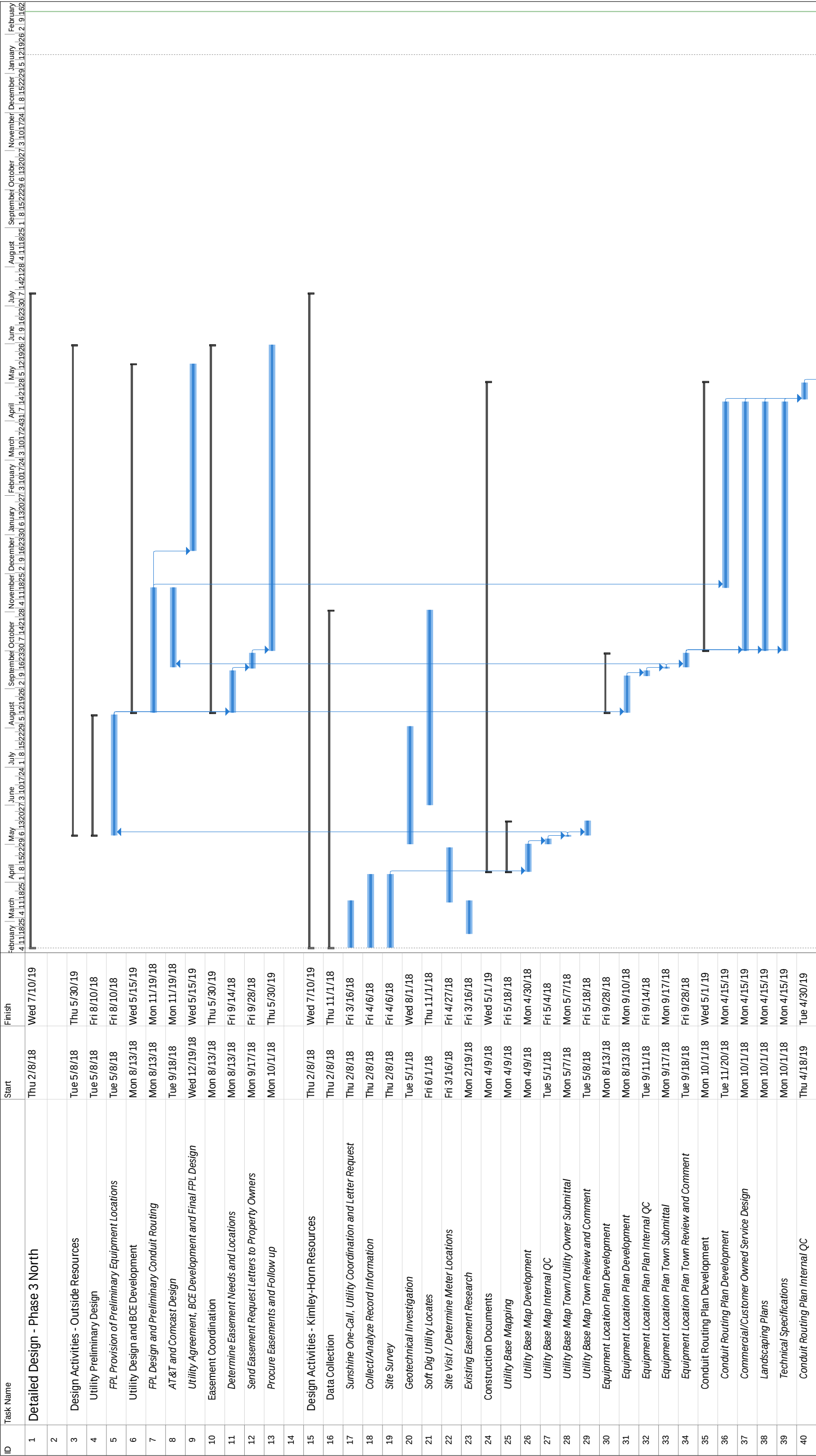
B. Detailed Design Phase

- Surveyed project sites
- Developed utility base map
- Coordinated with utility companies, sub-consultants, and Town
- Led coordination meetings with sub-consultants

II. Upcoming Activities (February 26, 2020 – March 25, 2020)

A. Detailed Design Phase

- Survey project site
- Submit utility base maps to FPL
- Coordinate with utility companies, sub-consultants, and Town
- Lead coordination meetings with sub-consultants



TCM Backup 3-10-20

Project: Phase 3 Detailed Design
Date: Wed 2/19/20

Task

Summary

Project Summary

Inactive Task

Task

Split

Milestone

Inactive Milestone

Inactive Summary

Manual Task

Duration-only

Manual Summary Rollup

Manual Summary

Start-only

Finish-only

External Tasks

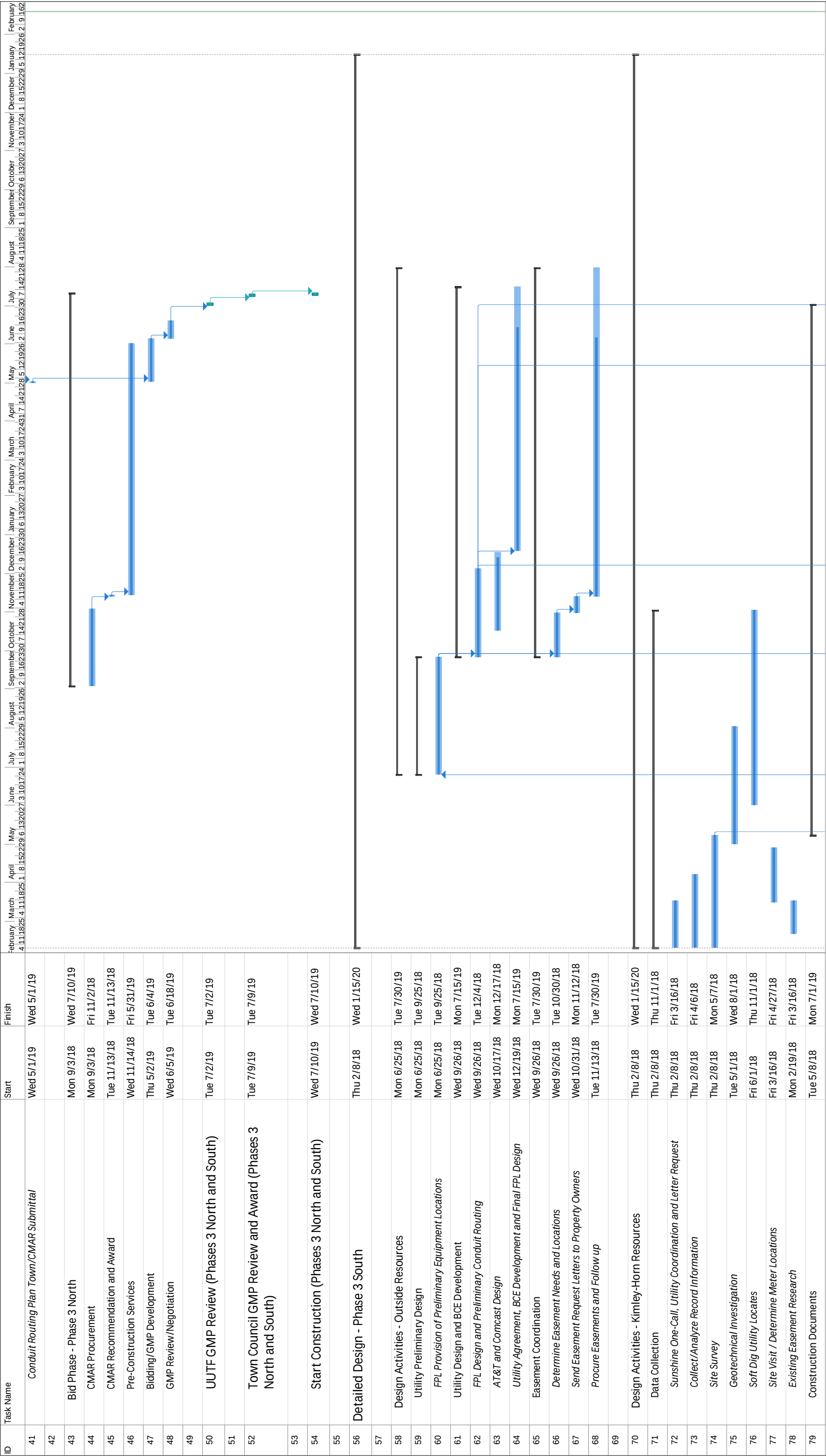
External Milestone

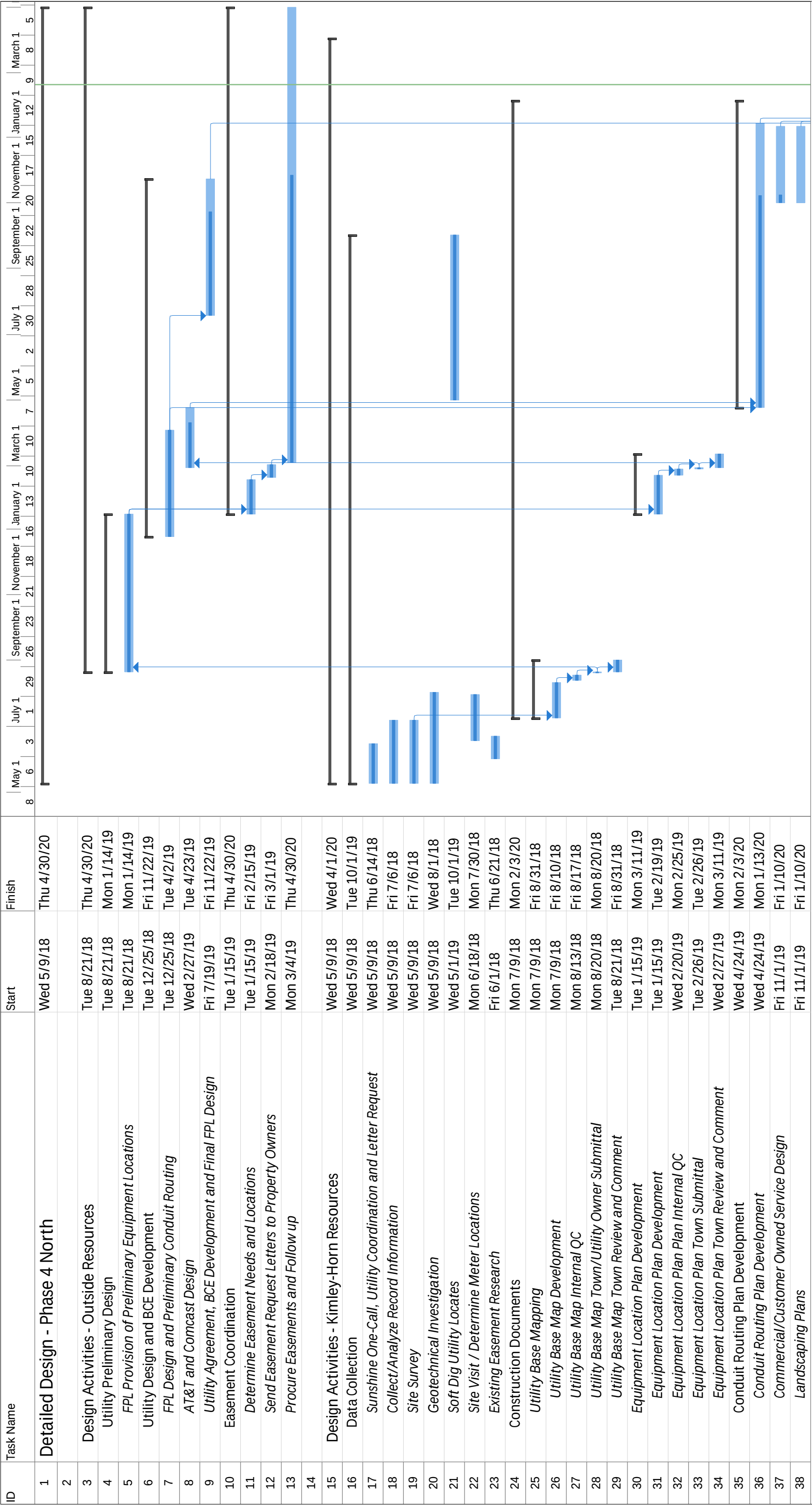
Deadline

Progress

Manual Progress

Page 1





Project: Phase 4 Detailed Design
Date: Wed 2/19/20

Task

Project Summary

Inactive Task

Inactive Milestone

Inactive Summary

Manual Task

Duration-only

Manual Summary Rollup

Manual Summary

Start-only

Finish-only

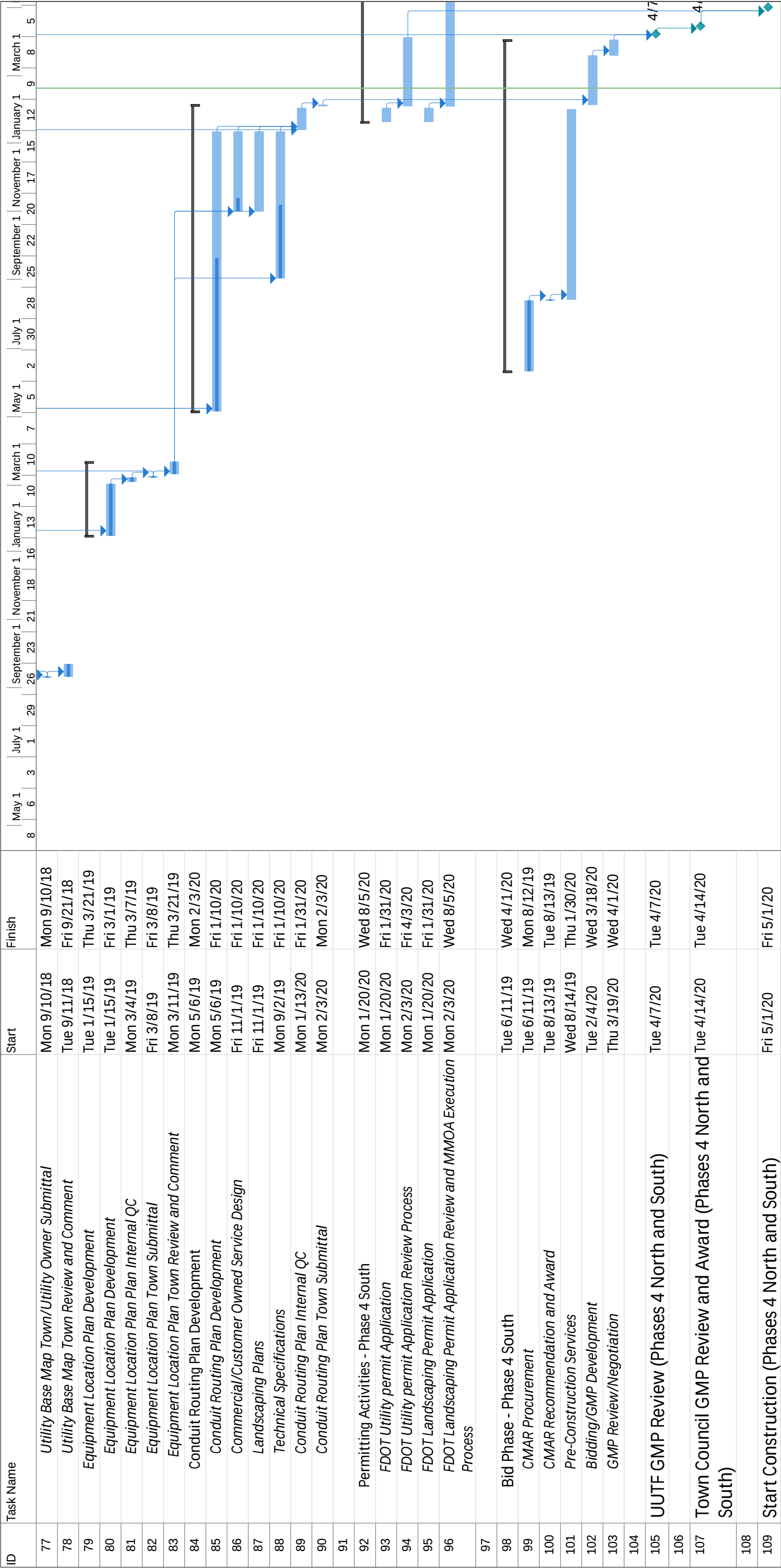
External Tasks

External Milestone

Deadline

Progress

Manual Progress



Project: Phase 4 Detailed Design
Date: Wed 2/19/20

Task

Task Split Milestone Summary

Project Summary

Inactive Task Inactive Milestone Inactive Summary

Manual Task

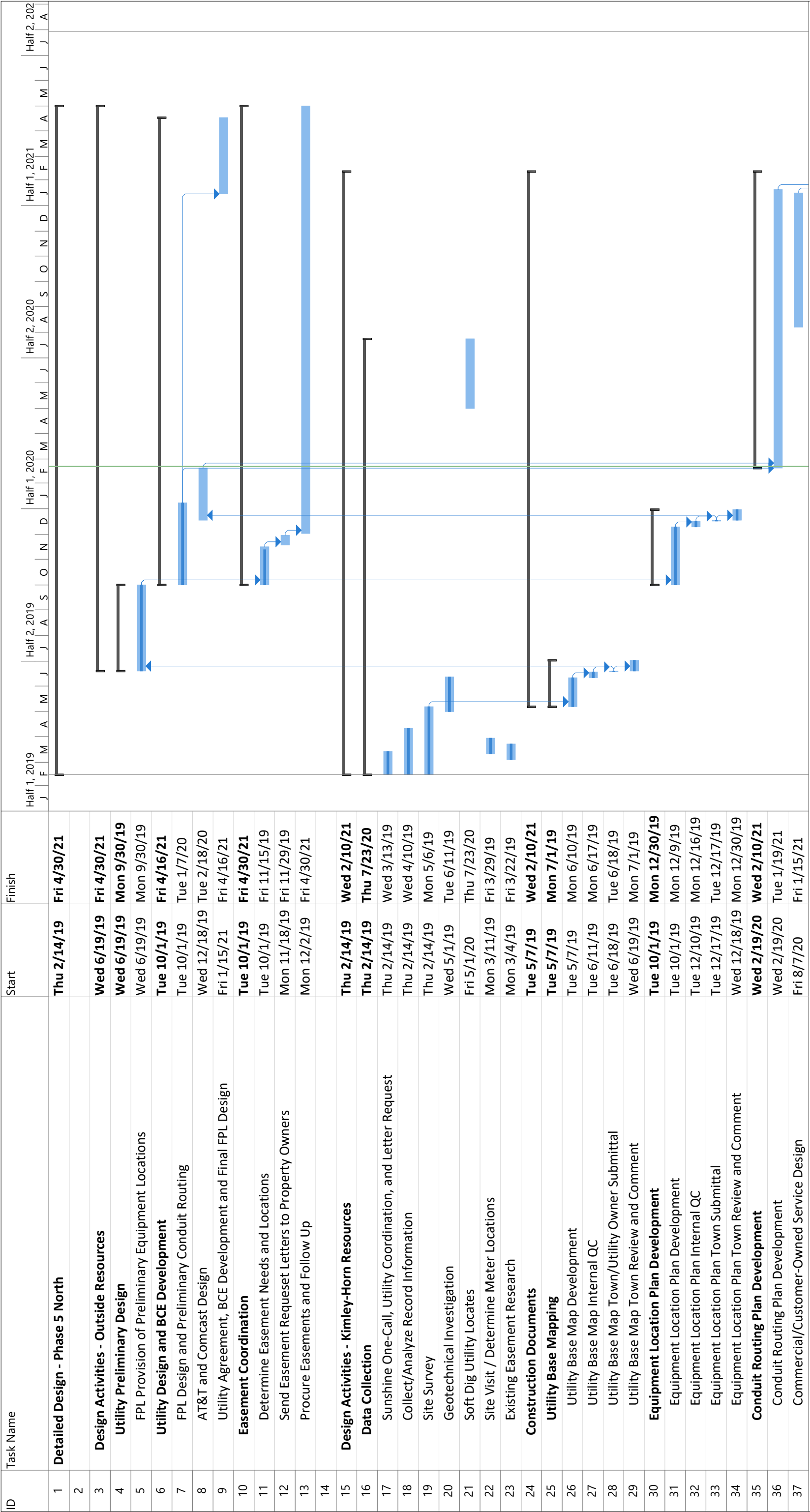
Duration-only Manual Summary Rollup Manual Summary

Start-only

Finish-only External Tasks External Milestone

Deadline

Progress Manual Progress



Project: 2019_0226_Schedule
Date: Fri 2/21/20

Task

Split

Milestone

Summary

Project Summary

Inactive Task

Inactive Milestone

Inactive Summary

Manual Task

Duration-only

Manual Summary Rollup

Manual Summary

Start-only

Finish-only

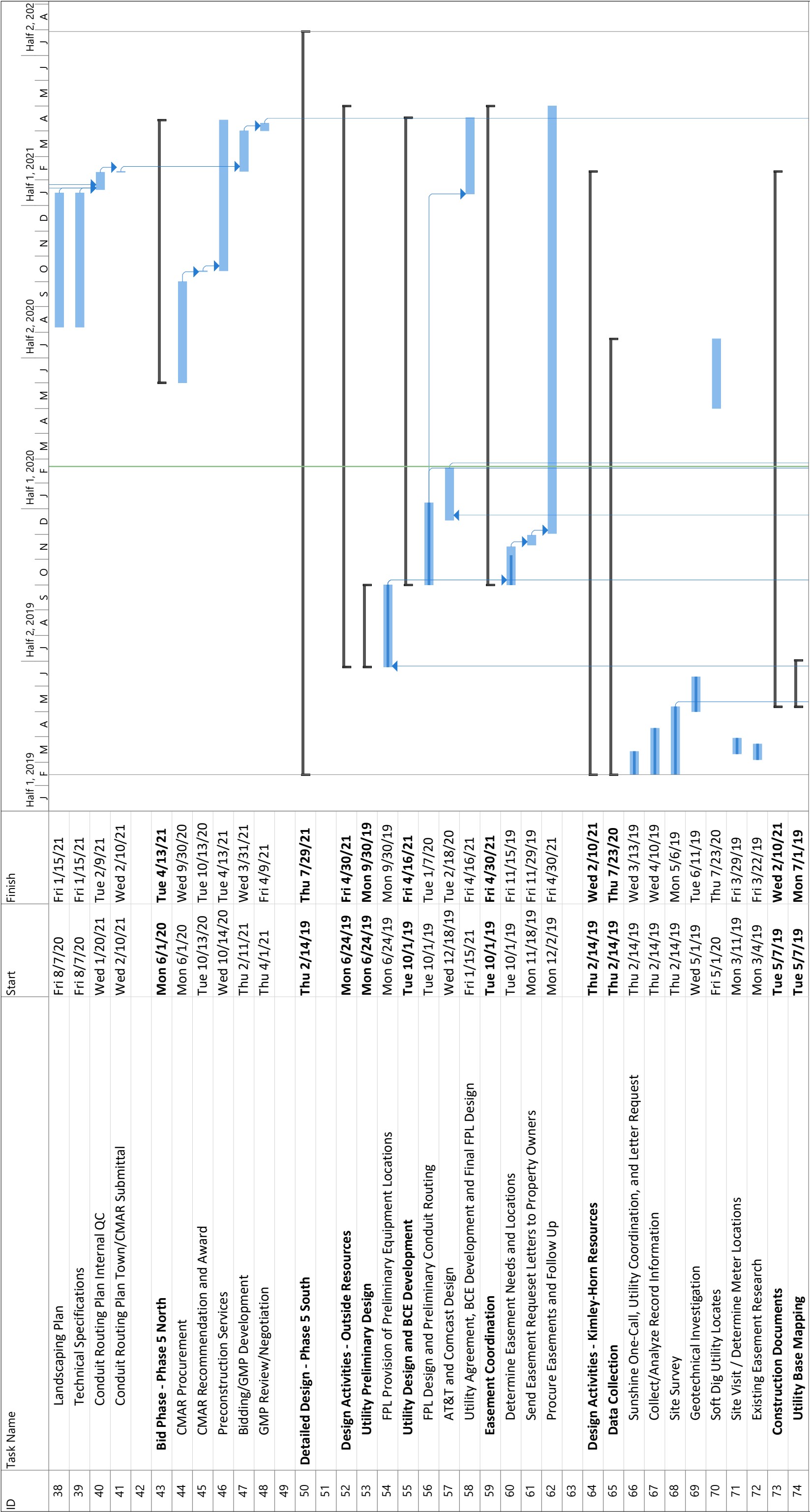
External Tasks

External Milestone

Deadline

Progress

Manual Progress



Project: 2019_0226_Schedule
Date: Fri 2/21/20

Task

Split

Milestone

Summary

Project Summary

Inactive Task

Inactive Milestone

Inactive Summary

Manual Task

Duration-only

Manual Summary Rollup

Manual Summary

Start-only

Finish-only

External Tasks

External Milestone

Deadline

Progress

Manual Progress

ID	Task Name	Start	Finish	Half 1, 2019 Half 2, 2019 Half 1, 2020 Half 2, 2020 Half 1, 2021 Half 2, 2021																									
75	Utility Base Map Development	Tue 5/7/19	Mon 6/10/19																										
76	Utility Base Map Internal QC	Tue 6/11/19	Mon 6/17/19																										
77	Utility Base Map Town/Utility Owner Submittal	Tue 6/18/19	Tue 6/18/19																										
78	Utility Base Map Town Review and Comment	Wed 6/19/19	Mon 7/1/19																										
79	Equipment Location Plan Development	Tue 10/1/19	Mon 12/30/19																										
80	Equipment Location Plan Development	Tue 10/1/19	Mon 12/9/19																										
81	Equipment Location Plan Internal QC	Tue 12/10/19	Mon 12/16/19																										
82	Equipment Location Plan Town Submittal	Tue 12/17/19	Tue 12/17/19																										
83	Equipment Location Plan Town Review and Comment	Wed 12/18/19	Mon 12/30/19																										
84	Conduit Routing Plan Development	Wed 2/19/20	Wed 2/10/21																										
85	Conduit Routing Plan Development	Wed 2/19/20	Tue 1/19/21																										
86	Commercial/Customer-Owned Service Design	Fri 8/7/20	Fri 1/15/21																										
87	Landscaping Plan	Fri 8/7/20	Fri 1/15/21																										
88	Technical Specifications	Fri 8/7/20	Fri 1/15/21																										
89	Conduit Routing Plan Internal QC	Wed 1/20/21	Tue 2/9/21																										
90	Conduit Routing Plan Town/CMAR Submittal	Wed 2/10/21	Wed 2/10/21																										
91																													
92	Permitting Activities - Phase 5 South	Fri 1/29/21	Thu 7/29/21																										
93	FDOT Utility Permit Application	Fri 1/29/21	Thu 2/11/21																										
94	FDOT Utility Permit Application Review Process	Fri 2/12/21	Thu 4/8/21																										
95	FDOT Landscaping Permit Application	Fri 1/29/21	Thu 2/11/21																										
96	FDOT Landscaping Permit Application Review and MMOA Execution Process	Fri 2/12/21	Thu 7/29/21																										
97																													
98	Bid Phase - Phase 5 South	Mon 6/1/20	Tue 4/13/21																										
99	CMAR Procurement	Mon 6/1/20	Wed 9/30/20																										
100	CMAR Recommendation and Award	Tue 10/13/20	Tue 10/13/20																										
101	Preconstruction Services	Mon 10/26/20	Tue 4/13/21																										
102	Bidding/GMP Development	Tue 2/16/21	Wed 3/31/21																										
103	GMP Review/Negotiation	Thu 4/1/21	Fri 4/9/21																										
104																													
105	Town Council GMP Review and Award (Phases 5 North and South)	Mon 4/12/21	Mon 4/12/21																										
106																													
107	Start Construction (Phases 5 North and South)	Mon 5/3/21	Mon 5/3/21																										

Project: 2019_0226_Schedule
Date: Fri 2/21/20

Task

Split

Milestone

Summary

Project Summary

Inactive Task

Inactive Milestone

Inactive Summary

Manual Task

Duration-only

Manual Summary Rollup

Manual Summary

Start-only

Finish-only

External Tasks

External Milestone

Deadline

Progress

Manual Progress

ID	Task Name	Start	Finish
1	Detailed Design - Phase 6 North	Mon 11/4/19	Mon 4/18/22
2			
3	Design Activities - Outside Resources	Fri 3/6/20	Mon 4/18/22
4	Utility Preliminary Design	Fri 3/6/20	Wed 6/17/20
5	FPL Provision of Preliminary Equipment Locations	Fri 3/6/20	Wed 6/17/20
6	Utility Design and BCE Development	Thu 6/18/20	Mon 4/4/22
7	FPL Design and Preliminary Conduit Routing	Thu 6/18/20	Thu 9/24/20
8	AT&T and Comcast Design	Fri 9/4/20	Thu 11/5/20
9	Utility Agreement, BCE Development and Final FPL Design	Mon 1/3/22	Mon 4/4/22
10	Easement Coordination	Thu 6/18/20	Mon 4/18/22
11	Determine Easement Needs and Locations	Thu 6/18/20	Tue 8/4/20
12	Send Easement Request Letters to Property Owners	Wed 8/5/20	Tue 8/18/20
13	Procure Easements and Follow Up	Wed 8/19/20	Mon 4/18/22
14			
15	Design Activities - Kimley-Horn Resources	Mon 11/4/19	Thu 1/27/22
16	Data Collection	Mon 11/4/19	Thu 7/23/20
17	Sunshine One-Call, Utility Coordination, and Letter Request	Mon 11/4/19	Fri 11/29/19
18	Collect/Analyze Record Information	Mon 11/4/19	Fri 12/27/19
19	Site Survey	Mon 11/4/19	Wed 1/22/20
20	Geotechnical Investigation	Fri 5/1/20	Thu 6/11/20
21	Soft Dig Utility Locates	Fri 5/1/20	Thu 7/23/20
22	Site Visit / Determine Meter Locations	Mon 11/11/19	Fri 11/29/19
23	Existing Easement Research	Mon 11/18/19	Fri 12/6/19
24	Construction Documents	Thu 1/23/20	Thu 1/27/22
25	Utility Base Mapping	Thu 1/23/20	Wed 3/18/20
26	Utility Base Map Development	Thu 1/23/20	Wed 2/26/20
27	Utility Base Map Internal QC	Thu 2/27/20	Wed 3/4/20
28	Utility Base Map Town/Utility Owner Submittal	Thu 3/5/20	Thu 3/5/20
29	Utility Base Map Town Review and Comment	Fri 3/6/20	Wed 3/18/20
30	Equipment Location Plan Development	Thu 6/18/20	Wed 9/16/20
31	Equipment Location Plan Development	Thu 6/18/20	Wed 8/26/20
32	Equipment Location Plan Internal QC	Thu 8/27/20	Wed 9/2/20
33	Equipment Location Plan Town Submittal	Thu 9/3/20	Thu 9/3/20
34	Equipment Location Plan Town Review and Comment	Fri 9/4/20	Wed 9/16/20
35	Conduit Routing Plan Development	Fri 11/6/20	Thu 1/27/22
36	Conduit Routing Plan Development	Fri 11/6/20	Thu 12/30/21
37	Commercial/Customer-Owned Service Design	Wed 7/28/21	Wed 1/5/22

Task

Project Summary

Task

Split

Milestone

Summary

Manual Task

Duration-only

Manual Summary Rollup

Manual Summary

Start-only

Finish-only

External Tasks

External Milestone

Deadline

Progress

Manual Progress

ID	Task Name	Start	Finish	Half 1, 2020 Half 2, 2020 Half 1, 2021 Half 2, 2021 Half 1, 2022 Half 2, 2022																									
38	Landscaping Plan	Wed 7/28/21	Wed 1/5/22																										
39	Technical Specifications	Wed 7/28/21	Wed 1/5/22																										
40	Conduit Routing Plan Internal QC	Thu 1/6/22	Wed 1/26/22																										
41	Conduit Routing Plan Town/CMAR Submittal	Thu 1/27/22	Thu 1/27/22																										
42																													
43	Bid Phase - Phase 6 North	Fri 5/28/21	Wed 4/13/22																										
44	CMAR Procurement	Fri 5/28/21	Tue 9/28/21																										
45	CMAR Recommendation and Award	Tue 10/12/21	Tue 10/12/21																										
46	Preconstruction Services	Tue 10/26/21	Wed 4/13/22																										
47	Bidding/GMP Development	Fri 1/28/22	Thu 3/17/22																										
48	GMP Review/Negotiation	Fri 3/18/22	Mon 3/28/22																										
49																													
50	Detailed Design - Phase 6 South	Mon 11/4/19	Thu 7/14/22																										
51																													
52	Design Activities - Outside Resources	Fri 3/6/20	Mon 4/18/22																										
53	Utility Preliminary Design	Fri 3/6/20	Wed 6/17/20																										
54	FPL Provision of Preliminary Equipment Locations	Fri 3/6/20	Wed 6/17/20																										
55	Utility Design and BCE Development	Thu 6/18/20	Mon 4/4/22																										
56	FPL Design and Preliminary Conduit Routing	Thu 6/18/20	Thu 9/24/20																										
57	AT&T and Comcast Design	Fri 9/4/20	Thu 11/5/20																										
58	Utility Agreement, BCE Development and Final FPL Design	Mon 1/3/22	Mon 4/4/22																										
59	Easement Coordination	Thu 6/18/20	Mon 4/18/22																										
60	Determine Easement Needs and Locations	Thu 6/18/20	Tue 8/4/20																										
61	Send Easement Request Letters to Property Owners	Wed 8/5/20	Tue 8/18/20																										
62	Procure Easements and Follow Up	Wed 8/19/20	Mon 4/18/22																										
63																													
64	Design Activities - Kimley-Horn Resources	Mon 11/4/19	Thu 1/27/22																										
65	Data Collection	Mon 11/4/19	Thu 7/23/20																										
66	Sunshine One-Call, Utility Coordination, and Letter Request	Mon 11/4/19	Fri 11/29/19																										
67	Collect/Analyze Record Information	Mon 11/4/19	Fri 12/27/19																										
68	Site Survey	Mon 11/4/19	Wed 1/22/20																										
69	Geotechnical Investigation	Fri 5/1/20	Thu 6/11/20																										
70	Soft Dig Utility Locates	Fri 5/1/20	Thu 7/23/20																										
71	Site Visit / Determine Meter Locations	Mon 11/11/19	Fri 11/29/19																										
72	Existing Easement Research	Mon 11/18/19	Fri 12/6/19																										
73	Construction Documents	Thu 1/23/20	Thu 1/27/22																										
74	Utility Base Mapping	Thu 1/23/20	Wed 3/18/20																										

Project: 2019_0226_Schedule
Date: Fri 2/21/20

Task

Split

Milestone

Summary

Project Summary

Inactive Task

Inactive Milestone

Inactive Summary

Manual Task

Duration-only

Manual Summary Rollup

Manual Summary

Start-only

Finish-only

External Tasks

External Milestone

Deadline

Progress

Manual Progress

ID	Task Name	Start	Finish
75	Utility Base Map Development	Thu 1/23/20	Wed 2/26/20
76	Utility Base Map Internal QC	Thu 2/27/20	Wed 3/4/20
77	Utility Base Map Town/Utility Owner Submittal	Thu 3/5/20	Thu 3/5/20
78	Utility Base Map Town Review and Comment	Fri 3/6/20	Wed 3/18/20
79	Equipment Location Plan Development	Thu 6/18/20	Wed 9/16/20
80	Equipment Location Plan Development	Thu 6/18/20	Wed 8/26/20
81	Equipment Location Plan Internal QC	Thu 8/27/20	Wed 9/2/20
82	Equipment Location Plan Town Submittal	Thu 9/3/20	Thu 9/3/20
83	Equipment Location Plan Town Review and Comment	Fri 9/4/20	Wed 9/16/20
84	Conduit Routing Plan Development	Fri 11/6/20	Thu 1/27/22
85	Conduit Routing Plan Development	Fri 11/6/20	Thu 12/30/21
86	Commercial/Customer-Owned Service Design	Wed 7/28/21	Wed 1/5/22
87	Landscaping Plan	Wed 7/28/21	Wed 1/5/22
88	Technical Specifications	Wed 7/28/21	Wed 1/5/22
89	Conduit Routing Plan Internal QC	Thu 1/6/22	Wed 1/26/22
90	Conduit Routing Plan Town/CMAR Submittal	Thu 1/27/22	Thu 1/27/22
91			
92	Permitting Activities - Phase 6 South	Fri 1/14/22	Thu 7/14/22
93	FDOT Utility Permit Application	Fri 1/14/22	Thu 1/27/22
94	FDOT Utility Permit Application Review Process	Fri 1/28/22	Thu 3/24/22
95	FDOT Landscaping Permit Application	Fri 1/14/22	Thu 1/27/22
96	FDOT Landscaping Permit Application Review and MMOA Execution Process	Fri 1/28/22	Thu 7/14/22
97			
98	Bid Phase - Phase 6 South	Fri 5/28/21	Wed 4/13/22
99	CMAR Procurement	Fri 5/28/21	Tue 9/28/21
100	CMAR Recommendation and Award	Tue 10/12/21	Tue 10/12/21
101	Preconstruction Services	Tue 10/26/21	Wed 4/13/22
102	Bidding/GMP Development	Fri 1/28/22	Thu 3/17/22
103	GMP Review/Negotiation	Fri 3/18/22	Mon 3/28/22
104			
105	Town Council GMP Review and Award (Phases 6 North and South)	Tue 4/12/22	Tue 4/12/22
106			
107	Start Construction (Phases 6 North and South)	Mon 5/2/22	Mon 5/2/22

Project: 2019_0226_Schedule
Date: Fri 2/21/20

Task

Split

Milestone

Summary

Project Summary

Inactive Task

Inactive Milestone

Inactive Summary

Manual Task

Duration-only

Manual Summary Rollup

Manual Summary

Start-only

Finish-only

External Tasks

External Milestone

Deadline

Progress

Manual Progress

Executive Summary

For January 2020

The project has fallen a little behind schedule due to the long holiday break that lasted two weeks but continues to stay within budget. We anticipate adding an additional bore crew somewhere around the middle of February to help make up some of the time lost.

TOWN-WIDE OVERHEAD UTILITY UNDERGROUNDING
PHASE 2 NORTH
PRELIMINARY SCHEDULE
RFQ No. 2018-03

ID	Task Name		% Complete	Duration	Start	Finish
1	Phase 2 NORTH		77%	399 days?	Tue 8/14/18	Fri 2/21/20
2	Town Council Approval		100%	1 day	Tue 8/14/18	Tue 8/14/18
3	Award Prime Contract		100%	13 days	Wed 8/15/18	Fri 8/31/18
4	Permitting		100%	14 days	Wed 8/15/18	Mon 9/3/18
5	Customer Owned Service Connection Permitting		100%	14 days	Wed 8/15/18	Mon 9/3/18
6	Sub Contract Agreements		100%	14 days	Wed 8/15/18	Mon 9/3/18
7	Material Procurement		100%	11 days	Mon 8/20/18	Mon 9/3/18
8	Underground Conduit Installation, Primary/Secondary (FPL, ATT, Comcast)		100%	240 days	Mon 9/3/18	Fri 8/2/19
9	Feeder Splice Box Installation		100%	140 days	Sun 12/30/18	Thu 7/11/19
10	Set Transformers / Switch Cabinets (FPL)		100%	155 days	Sun 1/13/19	Thu 8/15/19
11	Secondary Services / Wire		100%	235 days	Mon 11/5/18	Fri 9/27/19
12	As-Built Submission / Review (FPL)		100%	220 days	Mon 2/11/19	Fri 12/13/19
13	Pull Wire / Terminations Primary (FPL)		100%	145 days	Mon 2/18/19	Fri 9/6/19
14	*ATT Rod Conduit, Pull Wire, Set Pedestals		90%	180 days	Mon 3/11/19	Fri 11/15/19
15	*Comcast Pull Wire, Set Pedestals		100%	180 days	Mon 3/11/19	Fri 11/15/19
16	Cut over / Overhead Removal (ATT/Comcast)		35%	150 days	Mon 6/3/19	Fri 12/27/19
17	Energize Underground (FPL)		0%	140 days	Mon 4/8/19	Fri 10/18/19
18	Secondary Service Switch Over (FPL)		50%	180 days	Fri 4/19/19	Thu 12/26/19
19	** Demo Overhead / Remove Poles (FPL) / Final Restoration		0%	180 days	Mon 6/17/19	Fri 2/21/20
20	*This Work Will Be Performed By ATT/COMCAST Crews, All Other Work Is Anticipated To Be Performed By A Subcontractor Under The Direction Of		0%			
21	**This Work Must Be Performed By FPL Crews, All Other Work Is Anticipated To Be Performed By A Subcontractor Under The Direction Of Burkhardt Construction, Inc.		0%			
22	Storm Drainage		100%	30 days	Mon 8/12/19	Fri 9/20/19

TOWN-WIDE OVERHEAD UTILITY UNDERGROUNDING
PHASE 3 NORTH
PRELIMINARY SCHEDULE
RFQ No. 2018-03



ID	Task Name	% Complete	Duration	Start	Finish	Qtr 3, 2019 Jul	Qtr 3, 2019 Aug	Qtr 4, 2019 Sep	Qtr 4, 2019 Oct	Qtr 4, 2019 Nov	Qtr 1, 2020 Dec	Qtr 1, 2020 Jan	Qtr 1, 2020 Feb	Qtr 2, 2020 Mar	Qtr 2, 2020 Apr	Qtr 2, 2020 May	Qtr 3, 2020 Jun	Qtr 3, 2020 Jul	Qtr 3, 2020 Aug	Qtr 4, 2020 Sep	Qtr 4, 2020 Oct	Qtr 4, 2020 Nov	Qtr 1, 2021 Dec	Qtr 1, 2021 Jan	Qtr 1, 2021 Feb	Qtr 2, 2021 Mar	Qtr 2, 2021 Apr	Qtr 2, 2021 May
1	PHASE 3 NORTH	25%	444 days?	Wed 8/14/19	Mon 4/26/21																							
2	Town Council Approval	100%	1 day	Wed 8/14/19	Wed 8/14/19																							
3	Award Prime Contract	100%	13 days	Thu 8/15/19	Mon 9/2/19																							
4	Permitting	98%	14 days	Thu 8/15/19	Tue 9/3/19																							
5	Customer Owned Service Connection Permitting	100%	14 days	Thu 8/15/19	Tue 9/3/19																							
6	Sub Contract Agreements	100%	14 days	Thu 8/15/19	Tue 9/3/19																							
7	Material Procurement	95%	55 days	Tue 8/20/19	Sun 11/3/19																							
8	Underground Conduit Installation, Primary/Secondary (FPL, ATT, Comcast)	35%	240 days	Mon 11/4/19	Fri 10/2/20																							
9	As-Built Submission / Review (FPL)	15%	200 days	Fri 1/3/20	Thu 10/8/20																							
10	Secondary Services / Wire	20%	100 days	Fri 5/8/20	Thu 9/24/20																							
11	Feeder Splice Box Installation	0%	55 days	Fri 7/10/20	Thu 9/24/20																							
12	Set Transformers / Switch Cabinets (FPL)	20%	55 days	Fri 7/10/20	Thu 9/24/20																							
13	Pull Wire / Terminations Primary (FPL)	20%	85 days	Fri 8/14/20	Thu 12/10/20																							
14	*ATT Rod Conduit, Pull Wire, Set Pedestals	0%	55 days	Fri 8/14/20	Thu 10/29/20																							
15	*Comcast Pull Wire, Set Pedestals	0%	55 days	Fri 8/14/20	Thu 10/29/20																							
16	Cut over / Overhead Removal (ATT/Comcast)	0%	20 days	Fri 11/6/20	Thu 12/3/20																							
17	Energize Underground (FPL)	0%	20 days	Tue 12/15/20	Mon 1/11/21																							
18	Secondary Service Switch Over (FPL)	0%	35 days	Tue 12/15/20	Mon 2/1/21																							
19	** Demo Overhead / Remove Poles (FPL) / Final Restoration	0%	57 days	Fri 2/5/21	Mon 4/26/21																							
20	*This Work Will Be Performed By ATT/COMCAST Crews, All Other Work Is Anticipated To Be Performed By A Subcontractor Under The Direction Of Burkhardt Construction, Inc.	0%																										
21	**This Work Must Be Performed By FPL Crews, All Other Work Is Anticipated To Be Performed By A Subcontractor Under The Direction Of Burkhardt Construction, Inc.	0%																										



Underground Utility Project Budget
Project Financial Summary
February 29, 2020

Expenditures	Original OPC	Dec 2019 OPC	Budget	Actual	% Expended
Phase 1	\$ 12,620,000	\$ 12,910,000	\$ 12,797,329	\$ 12,628,685	98.7%
Phase 2	\$ 9,170,000	\$ 13,470,000	\$ 12,915,885	\$ 5,611,257	43.4%
Phase 3	\$ 10,910,000	\$ 15,400,000	\$ 6,031,565	\$ 2,013,874	33.4%
Phase 4	\$ 10,370,000	\$ 15,220,000	\$ 1,335,096	\$ 735,166	55.1%
Phase 5 (\$8.5 Million FEMA Grant Offset)	\$ 14,090,000	\$ 11,694,645	\$ 1,599,805	\$ 406,742	25.4%
Phase 6	\$ 16,820,000	\$ 20,800,000	\$ 1,886,346	\$ -	0.0%
Phase 7	\$ 11,730,000	\$ 15,910,000	\$ -	\$ -	
Phase 8	\$ 12,300,000	\$ 14,500,000	\$ -	\$ -	
Total Project Costs To Date	\$ 98,010,000	\$ 119,904,645	\$ 36,566,027	\$ 21,395,724	58.5%
Other Costs Associated Directly with the Project (Page 8)	\$ 570,000	\$ 1,180,414	\$ 1,180,414	\$ 921,064	78.0%
Grand Total of Costs Related to Project	\$ 98,580,000	\$ 121,085,059	\$ 37,746,441	\$ 22,316,788	59.1%
Debt Service and Related Debt Issuance Costs (Page 8)			\$ 6,098,350	\$ 4,636,639	76.0%
Total Other Costs Outside Underground Budget (Page 8)			\$ 1,158,567	\$ 1,918,807	165.6%
Grand Total of All Costs Related to the Project	\$ 98,580,000	\$ 121,085,059	\$ 38,905,008	\$ 24,235,595	62.3%

Total Project Budget - Opinion of cost for construction	\$ 121,085,059
% Budgeted/Encumbered To Date Project Costs	31.17%
% Spent to Date - Project Costs	18.43%

Project Revenues Received

Revenues	Budget	Actual	% of Budget
Revenues			
Prepaid Assessments	\$ -	\$ 11,962,131	0.0%
Assessment Revenue	\$ 13,380,000	\$ 12,441,377	93.0%
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	\$ 512,000	\$ 1,901,484	371.4%
GO Bond Proceeds	\$ 60,500,000	\$ 60,499,897	100.0%
1 Cent Sales Tax	\$ 5,000,000	\$ 1,708,333	34.2%
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	\$ 409,450	\$ 333,187	81.4%
Total Project Revenues	\$ 91,908,191	\$ 93,334,687	101.6%

Underground Utility Project Budget
Phase 1 Project Costs
February 29, 2020

	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	109,049	415.1%
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	\$ 4,933,490	101.3%
Phase 1 South Construction					
Preconstruction			\$ 22,200	22,200	100.0%
Whiting Turner Construction			\$ 4,450,977	4,267,153	95.9%
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)			\$ 283,880	288,631	101.7%
	\$ 6,800,000	\$ 6,350,000	\$ 6,302,159	\$ 6,110,920	97.0%
Easement Recording Fees			\$ 347	740	
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					
Surveying			\$ 13,978		
Temp Service					
Total Phase 1 Costs	\$ 12,620,000	\$ 12,910,000	\$ 12,797,329	\$ 12,628,685	98.7%

Underground Utility Project Budget
Phase 2 Project Costs
February 29, 2020

	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	3,604,249	89.8%
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	\$ 210,055	84.7%
Total Phase 2 North Construction	3,800,000	5,020,000	\$ 4,831,238	\$ 4,427,637	91.6%
Phase 2 South Construction	-				
Preconstruction			\$ 35,000	-	
Burkhardt Construction			\$ 6,494,596		
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	
Utility Costs (FPL, Comcast, AT&T)			\$ 200,000	\$ 123,948	
Street Light Conversion			\$ 20,000	\$ 19,268	
Construction Engineering (KH)	-		\$ 282,973	\$ 13,837	
Total Phase 2 South Construction	4,435,000	7,424,000	\$ 7,055,899	\$ 180,835	2.6%
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	\$ 19,409	89.3%
Advertising				\$ 1,101	
Jones Foster - Legal			\$ 25,000	\$ 23,325	93.3%
Postage			\$ -	\$ 491	
Recording Costs			\$ 3,605	\$ 2,793	77.5%
Easement Abandonment			\$ 15,484	\$ -	0.0%
Total Easement Acquisition Costs	200,000	219,000	\$ 222,236	\$ 203,541	91.6%
Total Phase 2 Costs	\$ 9,170,000	\$ 13,470,000	\$ 12,915,885	\$ 5,611,257	43.4%

Underground Utility Project Budget
Phase 3 Project Costs
February 29, 2020

	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	\$ 413,374	85.0%
Task 1.3 Permitting Assistance			\$ 13,739		0.0%
Task 1.4 Bid Phase Assistance			\$ 36,834	\$ 18,417	50.0%
Task 1.5 Meetings			\$ 77,411	\$ 70,561	91.2%
Total Phase 3 Design	\$ 860,000	\$ 895,000	\$ 894,505	\$ 782,541	87.5%
Construction Costs					
Phase 3 North Construction	\$ 3,700,000	\$ 5,300,000			
Preconstruction			\$ 24,580	\$ 24,580	100.0%
Construction - Burkhardt			\$ 4,042,171	\$ 439,345	10.9%
Approved Change Orders					
FPL Design Cost			\$ 12,850	\$ 1,350	10.5%
ATT Design Cost				\$ 5,000	
Comcast Design Cost				\$ 3,128	
FPL Construction			\$ 87,101	\$ 87,101	
Construction Engineering (KH)			\$ 236,976	\$ 51,094	21.6%
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	\$ 4,761,488	\$ 969,408	20.4%
Phase 3 South Construction	\$ 6,090,000	\$ 8,875,000			
Preconstruction					
Construction					
Approved Change Orders					
FPL Design Cost			\$ 11,359	2,700	
ATT Design Cost				5,000	
Comcast Design Cost				3,128	
Construction Engineering (KH)					
Total Phase 3 South Construction	\$ 6,090,000	\$ 8,875,000	\$ 11,359	\$ 10,828	0.0%
Easement Acquisition/Abandonment	\$ 260,000	\$ 330,000			
<i>Kimley Horn Easement Assistance</i>					
Task 1 Easement Assistance North and South			\$ 273,390	\$ 246,874	90.3%
Legal Advertising				\$ 1,076	
<i>Surveys</i>					
Task Legal Sketch South			\$ 37,436		
Jones Foster - Legal			\$ 25,000		
Recording Costs				\$ 3,147	
Easement Abandonment			\$ 28,387	\$ -	
Total Easement Acquisition Costs	\$ 260,000	\$ 330,000	\$ 364,213	\$ 251,098	68.9%
Total Phase 3 Costs	\$ 10,910,000	\$ 15,400,000	\$ 6,031,565	\$ 2,013,874	33.4%

Underground Utility Project Budget
Phase 4 Project Costs
February 29, 2020

	Original OPC	Dec 2019 OPC	Budget	Actual	% Expended
Phase 4 Design					
Kimley Horn					
Task 1.1 Phase 4 North Design	\$ 402,000		\$ 312,317	224,868	72.0%
Task 1.2 Phase 4 South Design	\$ 413,000		\$ 451,284	261,745	58.0%
Task 1.3 Permitting Assistance			\$ 14,468	-	0.0%
Task 1.4 Bid Phase Assistance			\$ 37,899	-	0.0%
Task 1.6 Meetings			\$ 77,911	19,954	25.6%
Total Phase 4 Design	\$ 815,000	\$ 894,000	\$ 893,879	506,567	56.7%
Construction Costs					
Phase 4 North Construction	4,605,000	6,275,000			
Preconstruction					
Construction					
Approved Change Orders					
FPL Design Cost			\$ 12,757		
ATT Design Cost				5,000	
Comcast Design Cost				3,128	
Utility Costs (FPL, Comcast, AT&T)					
Construction Engineering (KH)					
Total Phase 4 North Construction	\$ 4,605,000	\$ 6,275,000	\$ 12,757	8,128	0.0%
Phase 4 South Construction	4,710,000	7,640,000			
Preconstruction					
Construction					
Approved Change Orders					
FPL Design Cost			\$ 13,160	1,350	
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	\$ 13,160	9,478	0.0%
Easement Acquisition/Abandonment	\$ 240,000	\$ 411,000			
<i>Kimley Horn Easement Assistance</i>					
Easement Assistance (KH)			\$ 280,270	201,769	72.0%
Easement Assistance (KH) -- Switches			\$ 67,747	49	0.1%
<i>Surveys</i>					
Legal Sketch			\$ 38,230	8,225	21.5%
Legal Sketch - Switches			\$ 4,967		
Jones Foster - Legal					
Recording Costs				950	
Easement Abandonment			\$ 24,086		
Total Easement Acquisition Costs	\$ 240,000	\$ 411,000	\$ 415,300	210,994	50.8%
Total Phase 4 Costs	\$ 10,370,000	\$ 15,220,000	\$ 1,335,096	735,166	55.1%

Underground Utility Project Budget
Phase 5 Project Costs
February 29, 2020

	Original OPC	Dec 2019 OPC	Budget	Actual	% Expended
Phase 5					
Kimley Horn					
Task 1.1 Phase 5 North Design	\$ 520,000		\$ 454,210	\$ 168,058	37.0%
Task 1.2 Phase 5 South Design	\$ 600,000		\$ 606,951	\$ 188,155	31.0%
Task 1.3 Permitting Assistance North					0.0%
Task 1.3 Permitting Assistance South			\$ 17,100		0.0%
Task 1.4 Bid Phase Assistance North			\$ 37,899		0.0%
Task 1.4 Bid Phase Assistance South					0.0%
Task 1.6 Meetings North			\$ 77,911	\$ 7,830	10.0%
Task 1.6 Meetings South					0.0%
Total Phase 5 Design	\$ 1,120,000	\$ 1,195,000	\$ 1,194,071	\$ 364,042	30.5%
Construction Costs					
Phase 5 North Construction	\$ 5,890,000	\$ 8,055,000			
Preconstruction					
Construction					
Utility Costs (FPL, Comcast, AT&T)					
FPL Design Costs			\$ 16,223	17,573	108.3%
Construction Engineering (KH)					
Total Phase 5 North Construction	\$ 5,890,000	\$ 8,055,000	\$ 16,223	\$ 17,573	0.0%
Phase 5 South Construction	\$ 6,750,000	\$ 10,545,000			
Preconstruction					
Construction					
Utility Costs (FPL, Comcast, AT&T)					
FPL Design Costs			\$ 19,283	20,633	107.0%
Construction Engineering (KH)					
Total Phase 5 South Construction	\$ 6,750,000	\$ 10,545,000	\$ 19,283	\$ 20,633	107.0%
Easement Acquisition/Abandonment	\$ 330,000	\$ 365,000			
<i>Kimley Horn Easement Assistance</i>					
<i>Easement Assistance</i>			\$ 218,600	\$ 4,132	1.9%
<i>Easement Assistance</i>			\$ 81,086	\$ 250	0.3%
<i>Surveys</i>					
<i>Legal Sketch</i>			\$ 41,080		
<i>Jones Foster - Legal</i>					
<i>Recording Costs</i>				\$ 111	
<i>Easement Abandonment</i>			\$ 29,462	\$ -	
Total Easement Acquisition Costs	\$ 330,000	\$ 365,000	\$ 370,228	\$ 4,493	1.2%
Fema Grant		\$ (8,465,355)			
Total Phase 5 Costs	\$14,090,000	\$11,694,645	\$ 1,599,805	\$ 406,742	25.4%

Underground Utility Project Budget
Phase 6 Project Costs
February 29, 2020

	OPC	Dec 2019 OPC	Budget	Actual	% Expended
Phase 6 Design					
Kimley Horn					
Task 1.1 Phase 6 North Design	\$ 420,000		\$ 475,019	\$ 66,503	14.0%
Task 1.2 Phase 6 South Design	\$ 940,000		\$ 826,551	\$ 107,452	13.0%
Task 1.3 Permitting Assistance North					0.0%
Task 1.3 Permitting Assistance South			\$ 17,694		0.0%
Task 1.4 Bid Phase Assistance North			\$ 35,938		0.0%
Task 1.4 Bid Phase Assistance South					0.0%
Task 1.6 Meetings North			\$ 84,791	\$ 1,632	1.9%
Total Phase 6 Design	\$ 1,360,000	\$ 1,440,000	\$ 1,439,993	\$ 175,586	12.2%
Utility and Construction Costs					
Phase 6 North Construction	\$ 4,790,000	\$ 6,615,000			
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 6 North Construction	\$ 4,790,000	\$ 6,615,000	\$ -	\$ -	0.0%
Phase 6 South Construction	\$ 10,270,000	\$ 12,298,000			
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 6 South Construction	\$ 10,270,000	\$ 12,298,000	\$ -	\$ -	0.0%
Easement Acquisition/Abandonment	\$ 400,000	\$ 447,000			
<i>Kimley Horn Easement Assistance</i>					
Easement Assistance			\$ 351,594	\$ 547	0.2%
<i>Surveys</i>					
Legal Sketch			\$ 58,415		0.0%
Jones Foster - Legal					
Recording Costs				\$ 208	
Easement Abandonment			\$ 36,344	\$ -	0.0%
Total Easement Acquisition Costs	\$ 400,000	\$ 447,000	\$ 446,353	\$ 755	0.2%
Total Phase 6 Costs	\$ 16,820,000	\$ 20,800,000	\$ 1,886,346	\$ 176,341	9.3%

Underground Utility Project Budget
Other Project Costs
February 29, 2020

Master Plan	Budget	Actual	% Expended
Task 1.1 - Data Collection & GIS Base Mapping	\$ 88,021	\$ 88,021	100.0%
Tash 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	
Easement Abandonment	\$ 200,000	\$ 5,120	2.6%
Community Outreach	\$ 282,519	\$ 206,046	72.9%
Peer Review Study - Patterson & Dewar (\$50,000 Offsetting Revenue)	\$ 100,000	\$ 100,000	100.0%
Total Other Project Costs	\$ 1,180,414	\$ 921,064	78.0%

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		\$ 487,471	
GO Bond Debt Service	\$ 6,098,350	\$ 3,658,456	60.0%
Total Debt Service and Related Debt Issuance Costs	\$ 6,098,350	\$ 4,636,639	76.0%

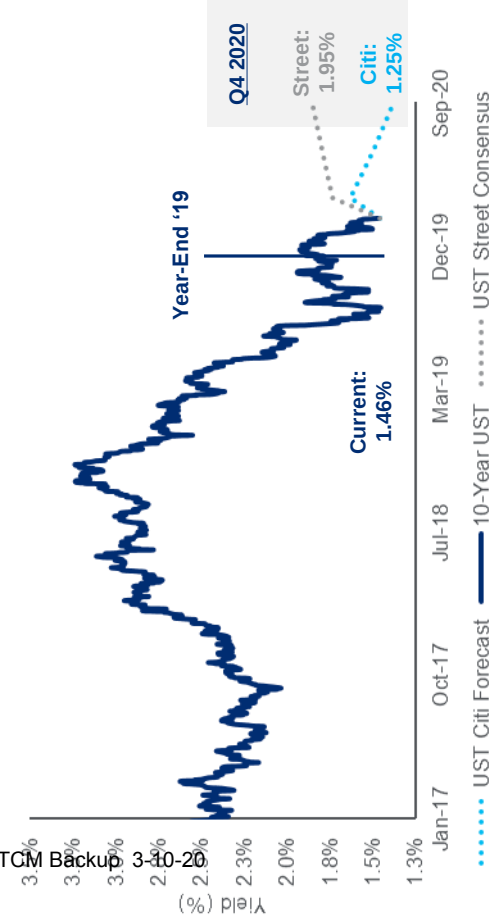
Related Costs Outside of the Underground Project Budget

	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		\$ 522,209	
PBT Real Estate v TPB		\$ 159,344	
Gardner, Bist Bowden, Bush (Shef Wright)		\$ 24,799	
Temp Services - Easement acquisition	\$ 40,000	\$ 23,901	59.8%
Project Manager -Pay and benefits	\$ 454,398	\$ 369,479	81.3%
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	\$ 1,158,567	\$ 1,918,807	165.6%

U.S. Rate Forecasts

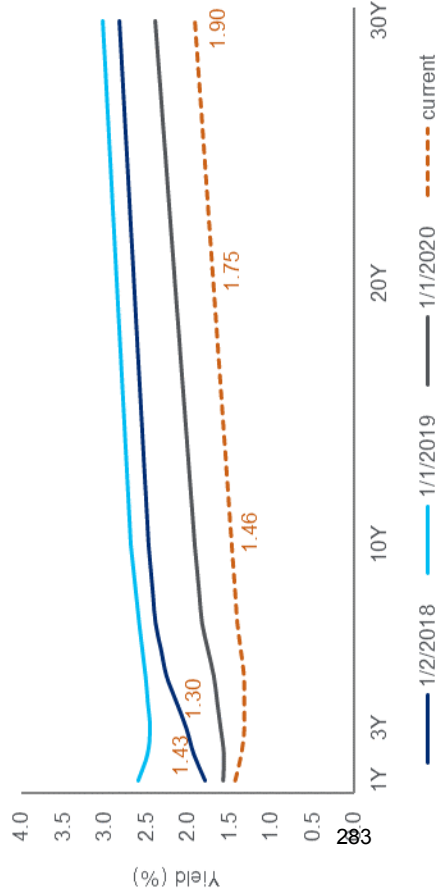
10-Year Treasury Yield Forecast

Citi is forecasting significantly lower 10-yr rates by year-end, diverging from Street consensus



US Treasury Yield Curve

The yield curve steepened the most in more than a year on a definitive U.S. / China phase one trade agreement at the end of 2019 but recently flattened as investors monitored the coronavirus outbreak



Rate Forecasts

5-Year Treasury	Current	1Q20	2Q20	3Q20	4Q20	1Q21	2Q21
Citi's Forecast	1.30%	1.33%	1.15%	0.98%	0.80%	0.80%	0.80%
Economists' Consensus	1.30%	1.60%	1.65%	1.74%	1.84%	1.86%	1.90%

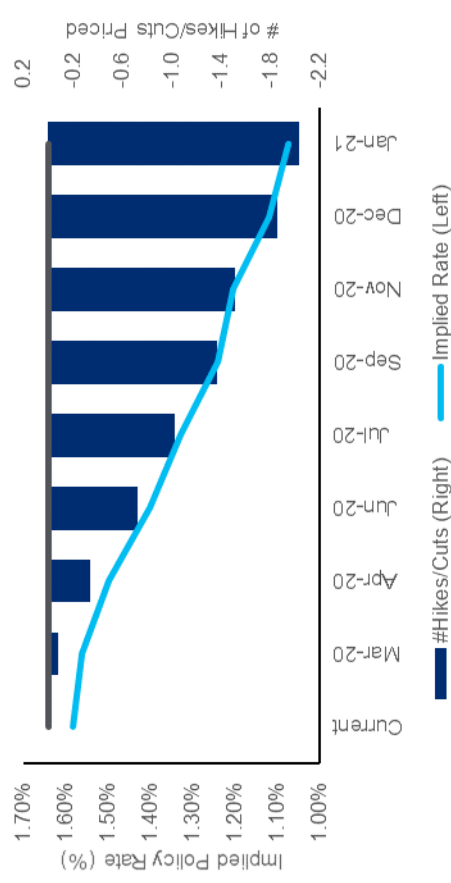
10-Year Treasury	Current	1Q20	2Q20	3Q20	4Q20	1Q21	2Q21
Citi's Forecast	1.46%	1.63%	1.50%	1.38%	1.25%	1.25%	1.25%
Economists' Consensus	1.46%	1.74%	1.80%	1.86%	1.95%	2.00%	2.02%

30-Year Treasury	Current	1Q20	2Q20	3Q20	4Q20	1Q21	2Q21
Citi's Forecast	1.90%	2.13%	2.00%	1.88	1.75%	1.75%	1.75%
Economists' Consensus	1.90%	2.20%	2.27%	2.37%	2.49%	2.50%	2.55%

Fed Funds	Current	1Q20	2Q20	3Q20	4Q20	1Q21	2Q21
Citi's Forecast	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%
Economists' Consensus	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%

Expectations of Fed Change in Interest Rates (Market View)

The market is currently pricing in one to two rate cuts for 2020



TOWN OF PALM BEACH

Information for Town Council Meeting on: March 10, 2020

TO: Mayor and Town Council

VIA: Kirk Blouin, Town Manager

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

RE: Authorization to Execute Easement and Use Agreement at 265 Palmo Way for Florida Power & Light as Part of the Town Wide Overhead Utility Undergrounding Phase 3-North
Resolution No. 16-2020

DATE: February 12, 2020

STAFF RECOMMENDATION

Town staff recommends that Town Council approve Resolution No. 16-2020 granting a non-exclusive utility easement to Florida Power & Light (FPL), upon Town owned land within ALTO LIDO lots 21 Palm Beach, Florida as recorded in Plat Book 11, Page 36 Public Records of Palm Beach County, Florida.

GENERAL INFORMATION

The owner at 226 Kenlyn Road has requested to relocate the transformer from their property to directly across the street to the Town owned property, Palmo Park. They have agreed to pay all associated costs to relocate the transformer, conduit, and wiring. The transformer will not be the only piece of equipment in Palmo Park. Staff presented, with Town Council, approved easements within Palmo Park for the May 2019 Town Council for two (2) switch cabinets and two (2) capacitor banks on Plamo Way. The proposed non-exclusive easement is to accommodate equipment and conduit/wires as described in the attached sketch and legal description. The sketch and legal description of the proposed easement is provided by Avirom & Associates, Inc.

FUNDING/FISCAL IMPACT

There is no funding/fiscal impact related to this item.

TOWN ATTORNEY REVIEW

This item has been reviewed by the Town Attorney.

Attachments

cc: Patricia Strayer, P.E., Town Engineer
Jason Debrincat, P.E., Senior Project Engineer
Michael Roach, P.E., Project Engineer
Steven Stern, Underground Utilities Manager

RESOLUTION NUMBER 16-2020

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE TOWN MANAGER TO EXECUTE AN EASEMENT AND USE AGREEMENT BETWEEN THE TOWN OF PALM BEACH AND FLORIDA POWER AND LIGHT (FPL) AT 265 PALMO WAY FOR ACCESS, AND MAINTENANCE OF FPL EQUIPMENT.

* * * * *

WHEREAS, the Town is constructing and operating an FPL Transformer/Equipment at the 265 Palmo Way property; and

WHEREAS, FPL has requested that the Town of Palm Beach grant an easement to FPL to access and maintain the transformer equipment that services 265 Palmo Way; and

WHEREAS, the installation of the conduit and wires and equipment are necessary to operate and provide power to 265 Palmo Way.

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. Town Manager is hereby authorized to execute an easement between the Town of Palm Beach and FPL.

PASSED AND ADOPTED in a regular adjourned session of Town Council of the Town of Palm Beach this 10th day of March 2020.

Gail L. Coniglio, Mayor

ATTEST:

Patricia Gayle-Gordon, Acting Town Clerk

Work Request No. 7253400 **UNDERGROUND EASEMENT**

Sec. ____ Twp __ S. Rge __ E

Parcel I.D.: 50-43-43-03-08-000-0160
(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 Flonda 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:

Reserved for Circuit Court

See Exhibit "c" ("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 trees, undergrowth and other obstructions within the Easement Area the right to trim and cut and keep trimmed and cut all dead, weak, leaning or dangerous trees or limbs outside of the Easement Area, which might interfere with or fall upon the lines or 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:

Town of Palm Beach

(Witness' Signature)

By: _____

(Kirk Blouin)

Print Name: _____

Its: Town Manager

(Witness)

Print Name: _____

(Witness' Signature)

Print Address: _____

Print Name: _____

(Witness)

STATE OF FLORIDA AND COUNTY OF PALM BEACH. The foregoing instrument was acknowledged before me this _____ day of _____, 20__, by _____, 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:

Notary Public, Signature

Print Name: _____

EXHIBIT C**SKETCH AND DESCRIPTION****UTILITY EASEMENT**

PORTION OF LOT 21, ALTO LIDO

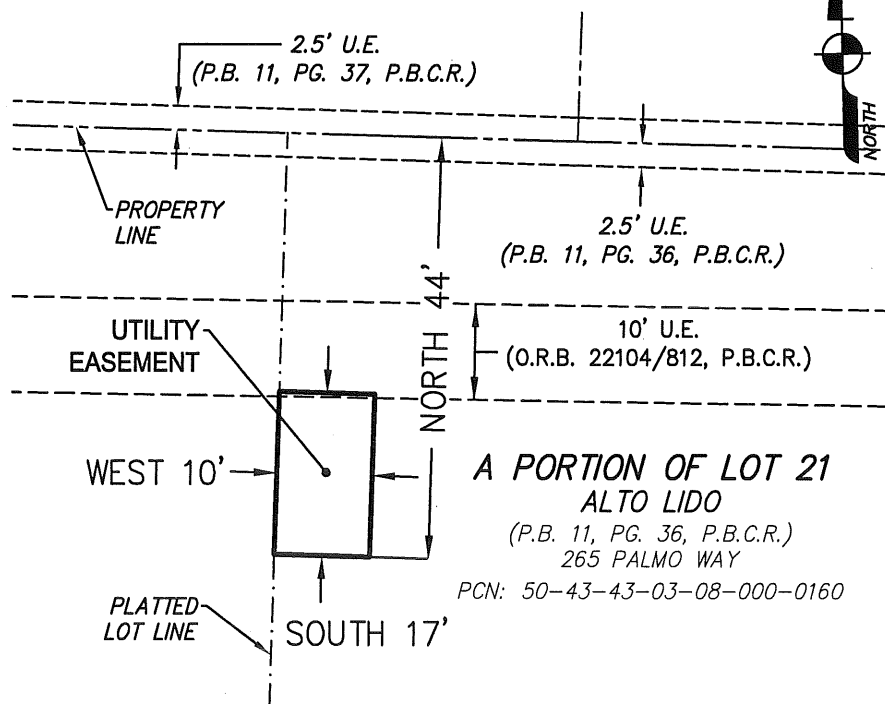
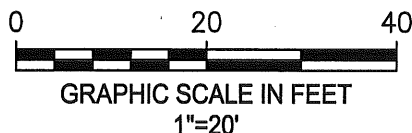
(P.B. 11, PG. 36, P.B.C.R.)

TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA

LAND DESCRIPTION:

The west 10 feet of the south 17 feet of the north 44 feet Lot 21, ALTO LIDO, according to the Plat thereof as recorded in Plat Book 11, Page 36, of the Public records of Palm Beach County, Florida.

Said land lying in Palm Beach County, Florida and contains 170 square feet, more or less.

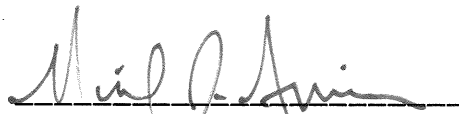
**SURVEYOR'S REPORT:**

1. Reproductions of this Sketch are not valid without the signature and the original raised seal of a Florida licensed surveyor and mapper.
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. Abbreviation Legend: L.B. = Licensed Business; P.B. = Plat Book; P.B.C.R. = Palm Beach County Records; PCN = Parcel Control Number; PG. = Page; P.S.M. = Professional Surveyor & Mapper; 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.

Date: 2/19/2020


 MICHAEL J. AVIROM, P.S.M.
 Florida Registration No. 7253
 AVIROM & ASSOCIATES, INC.
 L.B. No. 3300

REVISIONS
AVIROM & ASSOCIATES, INC.
SURVEYING & MAPPING

50 S.W. 2nd AVENUE, SUITE 102
 BOCA RATON, FLORIDA 33432
 TEL. (561) 392-2594, FAX (561) 394-7125
 www.AVIROMSURVEY.com

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 and should not be reproduced or copied without written permission.

JOB #: 10194-4.170c

SCALE: 1" = 20'

DATE: 02/19/2020

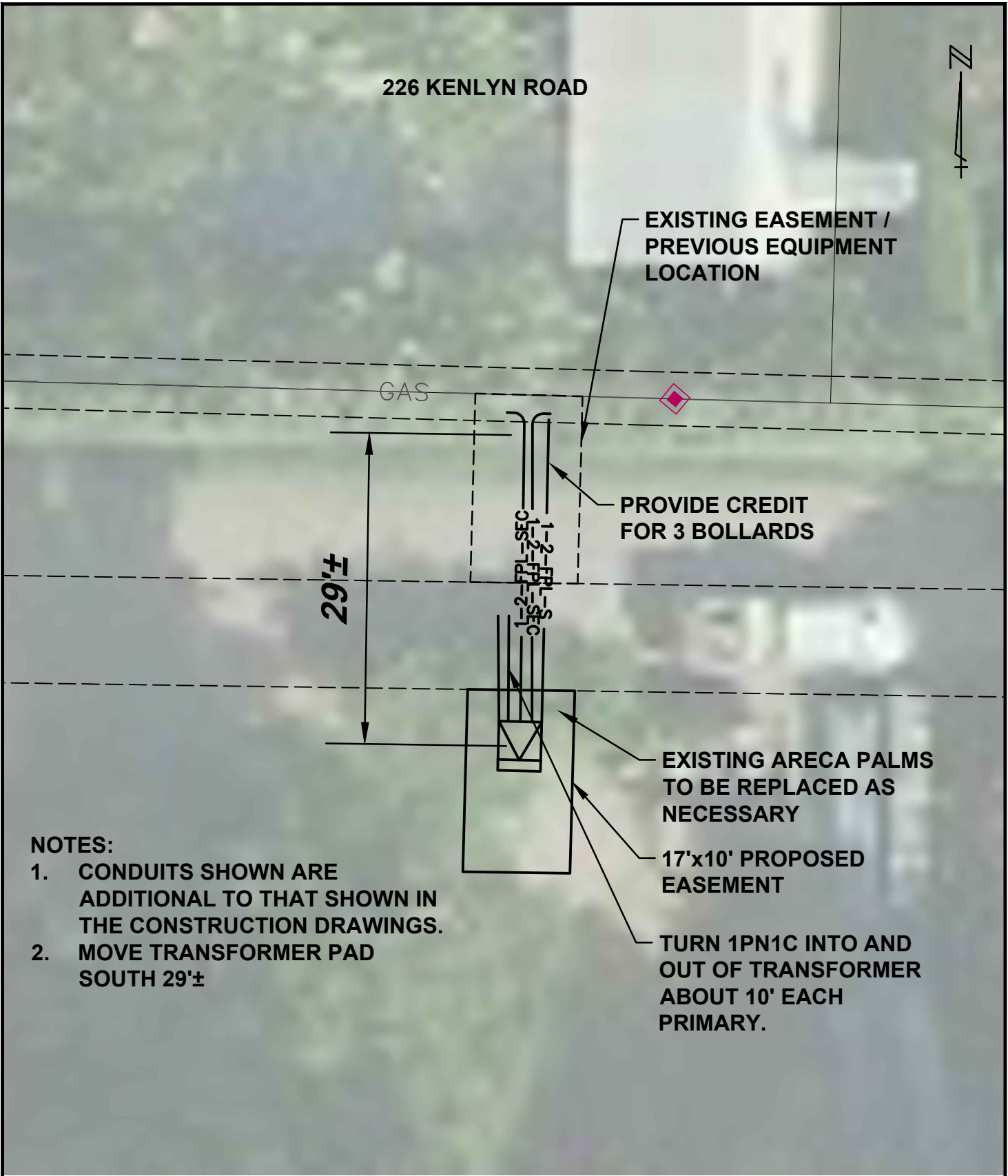
BY: M.J.A.

CHECKED: M.D.A.

F.B. — PG. —
SHEET: 1 OF 1

TCM Backup 3-10-20

DWG: F:\khorikhorund3\Cad\dwg\EASEMENTS.dwg XREFS: UND3CS01_UT01.dwg und3cs01_bnd01.dwg UND3CS01_BM02.dwg UND3CS01_BM03.dwg und3cs01_md01.dwg und3cs01_md01-future.dwg UND3CS01_BM01-sup.dwg und3cs01_md01-future.dwg IMAGES: F:\khorikhorund3\Cad\dwg\img\overall\project_print_quality.jpg ..img\overall\project_medium_quality.jpg



SEC. 03, TWP. 43S., RGE. 43E.

SCALE: AS SHOWN	FL. E.B. NO. 48	FL. L.B. NO. 48	TOWN OF PALM BEACH UNDERGROUNDING PHASE 3 NORTH EASEMENT EXHIBIT PALM BEACH COUNTY, FL	DATE: 2019
FIELD: ----	MOCK•ROOS CONSULTING ENGINEERS 5720 Corporate Way, West Palm Beach, Florida 33407 (561) 683-3113, fax 478-7248			P.A. NO. B5040.30
DRAWN: SMR				DR. NO. 4667
APPR: JPC				ADD: 265 PALMO WAY 3
TCM Backup 3-10-20				

TOWN OF PALM BEACH

Town Council Meeting on: March 10, 2020

Section of Agenda

Regular Agenda - Old Business

Agenda Title

Town Marina Project:

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

TIME CERTAIN: 11:30 A.M.

a. Establish Overall Project Budget

b. RESOLUTION NO. 17-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Selection Committee Recommendation for RFP No. 2019-35, Awarding the Construction of the Town Marina to Murray Logan Construction, Inc., in the Amount of \$32,968,000 and Authorize the Town Manager to Execute the Contracts. Town Staff also Recommends that the Town Council Approve an Overall Contract Budget of \$36,264,800 and a Project Budget of \$37,658,753.

c. RESOLUTION NO. 18-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order to Coston Marine Services, Inc., for Mitigation Work Associated with the Town Marina Project in the Amount of \$119,000 and Approving a Total Task Budget Not-To-Exceed \$137,000.

d. RESOLUTION NO. 19-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving an Installation Agreement with Florida Power and Light for Electrical Upgrades Associated with the Town Marina Project, Including a Customer Contribution in the Amount of \$130,000.

e. RESOLUTION NO. 20-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Maintenance Memorandum of Agreement (MMOA) with Florida Department of Transportation (FDOT) for Improvements Associated with the Town Marina Project, to be Constructed Within the FDOT Right-of-Way.

Time Certain

11:30 A.M.

Presenter

ATTACHMENTS:

- ▣ **a. Memorandum dated February 21, 2020, from H. Paul Brazil, P.E., Director of Public Works**
- ▣ **a. ROI Slide**
- ▣ **a. Owner Purchased Items**
- ▣ **b. Memorandum dated February 20, 2020, from Dean Mealy, II CPPO, Town Purchasing Manager**
- ▣ **b. Resolution No. 17-2020**
- ▣ **c. Memorandum dated February 21, 2020, from Dean Mealy, II CPPO, Town Purchasing Manager**
- ▣ **c. Resolution No. 18-2020**
- ▣ **c. Municipal Dock Mitigation Reef**
- ▣ **d. Memorandum dated February 21, 2020, from H. Paul Brazil, P.E., Director of Public Works**
- ▣ **d. Resolution No. 19-2020**
- ▣ **d. Installation Agreement**
- ▣ **d. Installation Agreement - Exhibit A**
- ▣ **d. Installation Agreement - Exhibit B**
- ▣ **e. Memorandum dated February 21, 2020, from H. Paul Brazil, P.E., Director of Public Works**
- ▣ **e. Resolution No. 20-2020**
- ▣ **e. Maintenance Agreement**

TOWN OF PALM BEACH

Information for Town Council Meeting on: March 10, 2020

TO: Mayor and Town Council

VIA: Kirk W. Blouin, Town Manager

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

RE: Town Marina Project – Establish Overall Project Budget

DATE: February 21, 2020

STAFF RECOMMENDATION

Town staff recommends that Town Council review the proposed budget and approve an overall project budget for this project of \$37,658,753 to include the construction contract award and contingency, the owner's budget, and contingency.

GENERAL INFORMATION

Now that the bid phase of the project is concluding, a recommendation to award RFP 2019-35 and a construction contract is being presented as one of the action items. Although that is the largest project element, there are several other budget items that are being presented for the Town Council review and approval as essential parts of the overall project budget. Those project costs are summarized as follows:

Construction Contract Award	\$32,968,000
Construction Contract Contingency (10%)	\$ 3,296,800
Mitigation Work (Permit Requirement Estimated Cost)	\$ 250,000
Owner Furnished Equipment/Materials (Outfitting/FFE)	\$ 772,230
FPL Electrical Upgrade Costs (Town Portion)	\$ 130,000
Utility Connection Fees (Estimated Cost)	\$ 50,000
Builders Risk Insurance	\$ 15,000
Owner Contingency (10% for non-construction contract items)	\$ 121,723
Parking Alternatives (concepts only)	\$ 55,000

TOTAL PROJECT BUDGET **\$37,658,753**

Note this amount does not include any design or construction costs associated with revised parking alternatives, that will be addressed separately in the coming months as those decisions are made.

The Town Council had previously approved \$1.8M for the permitting, engineering and design of the Town Marina project. That amount included \$1,187,635 for permitting, engineering and design services by the consultants, and \$612,365 for construction phase services by the consultant.

The overall project budget is recommended to be established at \$37,658,753 subject to the Town Council approval.

The project budget also includes the cost associated with the electrical upgrades to provide power to the new marina, and the agreement with FPL to accomplish those upgrades is provided as a separate action item for approval. Similarly, the mitigation work to provide habitat required by the environmental permits is provided as a separate action item for approval.

FUNDING/FISCAL IMPACT

Funding has been established through the project financing addressed in last month's Town Council actions (\$31M approved at the February 11, 2020 meeting). The overall project budget is established at \$37,658,753 to include the construction contract, and the owner's budget and contingency for each.

The attached slide summarizes the results of the US Marina Group review of future revenues and expenditures related to the new Marina. The investment in the Marina is based on the contract award and estimates for owner's costs plus contingencies less the cost of the bulkhead construction which is funding through the coastal protection fund. The straight line depreciation calculation is based on the investment in the Marina amount over a 30 year period.

The annual return on investment (ROI) is calculated taking the yearly net income and dividing it by the Investment in the Marina. Over the course of the first five years, based on the expected results of the marina operations, the marina is projected to have a 59.78% return on investment. We also have calculated the number of years it would take to recoup the investment in the marina with the net income. Based on the expected results, a 7 year payback period is likely.

PURCHASING REVIEW

The Purchasing Division has reviewed this item and recommends approval.

Attachments

cc: Jay Boodheshwar, Deputy Town Manager
Carolyn Stone, Director of Business Development and Operations
Jane Le Clainche, Director of Finance
Eric Brown, P.E., Assistant Director of Public Works
Dean Mealy, Purchasing Manager
Patricia Strayer, P.E., Town Engineer
Jason Debrincat, Senior Project Engineer

ROI – Town of Palm Beach Marina

5 Year Expected Results – Per US Marina Group

	Year 1	Year 2	Year 3	Year 4	Year 5	Total
Total Revenues	\$7,080,491	\$8,385,459	\$10,346,734	\$10,920,399	\$11,849,950	\$48,583,032
Total Expenses	2,145,767	2,307,284	2,515,579	2,620,405	2,762,157	12,351,192
Debt Service	2,035,246	2,033,578	2,031,194	2,033,032	2,034,035	10,167,084
Depreciation – 30 years	1,136,542	1,136,542	1,136,542	1,136,542	1,136,542	5,682,710
Net Income	1,762,936	2,908,056	4,663,419	5,130,419	5,917,216	\$20,382,046
ROI	5.17%	8.53%	13.68%	15.05%	17.35%	59.78%
Investment in Marina*	\$34,096,261					
Payback Period	7 years					

*Total Cost Less Bulkhead

TOWN MARINA - OWNER PURCHASED ITEMS INCLUDING FURNITURE, FIXTURES AND EQUIPMENT (FFE) AND SPECIALTY ITEMS

ITEM DESCRIPTION		ESTIMATED COST	ACTUAL COST (PO AMOUNT)	SOURCE OF FUNDING (ERF, contingency, FFE, etc.)	SOURCE OF SUPPLY (VENDOR if known)	PROCUREMENT TYPE (Coop, piggyback, bid, etc)	DELIVERY DATE REQUIRED	INSTALL DATE REQUIRED	STORAGE REQUIRED?	LEAD TIME FOR ORDERING	CONSTRUCTION SCHEDULE DATE	REMARKS, COMMENTS	STAFF RESPONSIBLE
EQUIPMENT													
Golf carts - people movers x 2 @ \$17000 ea		\$34,000.00											
Golf carts - utility/trash x 2 @ \$17000 ea		\$34,000.00											
Dock hand carts - 12 @ \$540 ea		\$6,480.00											
Flagpole and flags		\$11,000.00											
FURNITURE & MISC													
Brazilian Dock Offices casework (counter/work stations)		\$12,000.00											
Brazilian Dock Offices (2 floors) task chairs - 5 @ \$200		\$1,000.00											
Brazilian Dock Offices club chairs - 6 @ \$1000		\$6,000.00											
Brazilian Dock Offices table		\$1,000.00											
Brazilian Dock Offices bookcases (2)		\$750.00											
Brazilian Dock Offices conference table & 4 chairs		\$3,000.00											
Brazilian Dock Offices desks - 2 @ \$1700		\$3,400.00											
Brazilian Dock Offices floor rug		\$1,200.00											
Brazilian Dock Offices entry mats - 2 @ \$500		\$1,000.00											
Brazilian Dock Offices wall artwork		\$1,200.00											
Brazilian Dock Offices - utility room counter		\$1,500.00											
Brazilian Dock Offices 50" security camera monitor		\$1,000.00											
Austrian Dock Captain's Lounge club chairs - 6 @ \$1000		\$6,000.00											
Austrian Dock Captain's Lounge love seat - 2 @ \$3000		\$6,000.00											
Austrian Dock Captain's Lounge coffee table		\$2,000.00											
Austrian Dock Captain's Lounge desks - 2 @ \$1600		\$3,200.00											
Austrian Dock Captain's Lounge task chairs - 2 @ \$200		\$400.00											
Austrian Dock Captain's Lounge wall artwork		\$1,000.00											
Austrian Dock Captain's Lounge entry mats		\$750.00											
Trash receptacles (exterior) - 4 @ \$1200		\$4,800.00											
Benches (exterior) - 4 @ \$1500		\$6,000.00											
Exterior table w/4 chairs - verify locations?		\$2,500.00											
SPECIALTY EQUIPMENT/MATERIALS													
Phones - Verify quantity?		\$800.00											
Computers - 3 @ \$1500 (Brazilian offices) Verify quantity?		\$4,500.00											
Network switches (4 @ \$4000) - one for each dock plus network equipment		\$26,000.00											
Low voltage cabling/wiring		\$44,000.00											
VHF Radios & installation/wiring - verify antenna reqt?		\$1,500.00											
Handheld radios		\$3,000.00											
Security Cameras & Gate Access (Marina Only)		\$176,000.00											
Security Cameras & Gate Access (Parking Lots)		\$176,000.00											
Wi-Fi & Security Camera Removal		\$5,000.00											
Fencing & Gates (Parking Lots - Status Quo)		\$148,500.00											
Garbage compactor (furnish & install via vendor)		\$25,000.00											
Marina Software		\$10,000.00											
APPLIANCES MISC													
Refrigerators (small) - 3 ea @ \$250 for Brazilian Dock Bldg		\$750.00											
TOTAL =												\$0.00	
SUBTOTAL FOR DEPRECIATION/ERF =		\$772,230.00											
SUBTOTAL FOR FFE =		\$772,230.00											

TOWN OF PALM BEACH

Information for Town Council Meeting on: March 10, 2020

TO: Mayor and Town Council

VIA: Kirk W. Blouin, Town Manager

VIA: Jane Le Clainche, CPA, Director of Finance

FROM: Dean Mealy, II CPPO Town Purchasing Manager

RE: Approving the Selection Committee's Recommendation to Award of RFP 2019-35, Town Marina Construction Contract, to Murray Logan Construction, Inc., in the Amount of \$32,968,000, and Authorize the Town Manager to Execute the Contract. Town staff also Recommends that the Town Council Approve an Overall Contract Budget of \$36,264,800 and a Project Budget of \$37,658,753
Resolution No. **17-2020**

DATE: February 20, 2020

STAFF RECOMMENDATION

Town staff recommends Town Council approve Resolution No. 17-2020, approving the Selection Committee's Recommendation of Award of RFP 2019-35, Town Marina Construction Contract, to Murray Logan Construction, Inc., in the amount of \$32,968,000, and authorize the Town Manager to execute the contract. Town staff also recommends that the Town Council approve an overall contract budget of \$36,264,800 and a project budget of \$37,658,753.

This project budget only applies to milling and resurfacing of the existing parking lots. No other funding or improvements are part of the project budget.

SUMMARY EXPLANATION/BACKGROUND

The award of RFP 2019-35, Town Marina Construction Contract, is the third phase of the procurement related process for the Town Marina. The three (3) phases were the selection and award of the Masterplan to W.F. Baird in September 2017, the pre-qualification of three (3) dock manufacturers in May 2019, and the subsequent construction contract issued as a RFP in September 2019.

Working with W.F. Baird, Town Purchasing and Public Works hosted a Workshop for contractors and sub-contractors on August 15, 2019. It was the goal to share as much information as to what the scope would be and to garner interest in the project. It was also an opportunity for Town staff to listen to Subject Matter Experts in the Marina Field as we finalized the scope for issuance. Seventy-Six (76) firms were in attendance.

RFP 2019-35, Town Marina Construction, was issued September 24, 2019 for a period of ninety (90) days. The solicitation was broadcast to 406 firms through Demand Star, 69 firms through Public Purchase, and 76 firms through Negometrix as well as outreach to known qualified firms.

The solicitation closed on December 20, 2019. During this time, Purchasing received 155 questions related to the documents issued as part of the scope as well as technical questions. A total of twelve (12) addendums were issued to address the questions.

Upon receipt of the six (6) proposals on December 20, 2019, Purchasing engaged Turrell, Hall and Associates to serve as a Peer Review of the submittals. Josh Maxwell, P.E., also served as a non-voting member for both Selection Committee Meetings.

The approved Selection Committee was comprised of the following voting members: Jay Boodheshwar, Deputy Town Manager, Gordon Thompson, P.E., W.F. Baird and Associates, Eric Brown, P.E., Assistant Public Works Director, Jason Debrincat, P.E., Senior Project Engineer, Carolyn Stone, Director, Business Development and Operations, Jane LeClainche, CPA, Finance Director, and Mike Horn, Dock Master.

The approved non-voting members were: Josh Maxwell, P.E., Turrell, Hall, and Associates, Carlos Vidueira, Rybovich, Paul Brazil, P.E., Public Works Director, Patricia Strayer, P.E., Town Engineer, Dean Mealy, CPPO, Town Purchasing Manager and Duke Basha, Assistant Purchasing Manager.

Anthony Montero from the Office of the Inspector General was kept in the loop at all phases of the solicitation and participated as an observer for both the Selection Committee Consensus Meeting and Oral Presentations.

Six (6) Proposals were received as follows:

- Cone & Graham, Inc. - Submitted two (2) pre-qualified dock manufacturers
- Continental Heavy Civil Corporation - Submitted two (2) pre-qualified dock manufacturers
- Murray Logan Construction, Inc. - Submitted three (3) pre-qualified dock manufacturers
- Orion Marine Construction, Inc. - Submitted three (3) pre-qualified dock manufacturers
- Vecellio & Grogran, Inc. - Submitted two (2) pre-qualified dock manufacturers
- West Construction, Inc. - Submitted one (1) pre-qualified dock manufacturer

The Peer Review prepared by Turrell, Hall, and Associates which is also enclosed as backup, provided an excellent starting point for the discussions at the Selection Committee Consensus Meeting held January 22, 2020. The Selection Committee voted by the criteria outlined in the solicitation package which was weighted criteria.

The Selection Committee determined two (2) firms with the overall weighted scores and full discussion of the merits of their respective proposals would be invited back to present for Oral Presentations as follows:

- Murray Logan Construction, Inc.
- Vecellio & Grogran, Inc.

Oral presentations were conducted on January 29, 2020. All Selection Committee Members, both voting and non-voting, were present for the presentations. We allotted an hour and a half for presentations and an hour and a half for questions and answers for both firms.

Firms were ranked by Ordinal Scoring for the oral presentations. Ordinal Scoring or Best Value Scoring requires the Evaluation Committee to assign a composite score rank based on the Committee's determination of the relative overall value of the Proposer's response and oral presentation. Composite scores will rank responses from one (1) (1st place), second (2) (2nd place), and so on, for the total number of responses under consideration. There can be no tie for first place.

The Selection Committee recommended to the Town Manager and the Purchasing Manager to begin negotiations with Murray Logan Construction, Inc., who was ranked the highest after oral presentations. In addition, the Selection Committee recommended that Bellingham be selected as the dock manufacturer.

The first round of negotiations was scheduled February 7, 2020. Additional clarification was provided to Murray Logan Construction, Inc., and a second (2nd) round was scheduled for February 10, 2020. The Negotiation Team consisted of Kirk Blouin, Town Manager, Josh Maxwell, P.E., SME, Turrell, Hall, and Associates, Paul Brazil, P.E., Public Works Director and Dean Mealy, CPPO, Town Purchasing Manager.

Murray Logan Construction, Inc. provided savings to the Town of one million dollars (\$1,000,000) from their original proposal submittal from the negotiation sessions.

Murray Logan Construction, Inc. original proposal for Bellingham installation	\$33,968,000
Murray Logan Construction, Inc. negotiated price for Bellingham installation	\$32,968,000

Baird Estimate of Cost for Marina	\$34,300,000
--	---------------------

During the negotiations, it was noted that Value Engineering of the project will provide additional cost savings to the Town. Value Engineering cannot be engaged until the actual contract is executed. Murray Logan Construction, Inc., Turrell, Hall, and Associates, in addition to the input from Paul Brazil, P.E., Public Works Director, Eric Brown, P.E., Assistant Public Works Director and Jason Debrincat, P.E., Senior Project Engineer, have identified cost savings during discussions after review of proposals and oral presentations.

ADDITIONAL FACTORS FOR SPECIAL CONSIDERATION

Note that in an effort to minimize schedule duration and cost, the Construction Contractor has requested consideration of the following actions:

1. Early mobilization to the job site as soon as possible after contract award and pre-construction tasks (prior to May 1st). Will not interfere with current Marina operations until full closure.
2. Review and processing of demolition permit to be done concurrently with utilities disconnections and certifications.
3. Review and processing of building permit for prompt issuance including subcontractor permits.
4. Use of the adjacent on-street parking spaces for the entire duration of the project to provide better logistics and material delivery for the project.
5. Inspection by assigned building department (combination) inspector to provide for better scheduling, coordination, and consistency.
6. Waiver/exception of working hours to allow extended work hours, from 9:00am to 6:00pm during season (i.e. one hour longer), from 8:00am to 7:00pm during off-season (i.e. one hour longer), and to allow Saturday work as needed from 9:00am to 5:00pm for the duration of the project. This would also include waiver of Saturday “noisy work” constraints with 48-hour advance notice to the building official and Public Works Director.
7. Night, weekend, or holiday work beyond the regularly scheduled work hours stated above, which may be necessary due to an emergency, delay, or makeup time, shall be requested on a case-by-case basis and reviewed/approved by the Public Works Director.

USER DEPARTMENT CONCURRENCE

The Public Works Department has reviewed, and is in full agreement with the Selection Committee Recommendation.

FUNDING/FISCAL IMPACT

Funding has been established through the project financing addressed in last month's Town Council actions (approved at the February 11, 2020 meeting). The overall project budget is established at \$37,658,753 to include the construction contract, and the owner's budget and contingency. Funding sources include the recently approved \$31,000,000 loan, the FIND grant (\$3,100,000), and the Coastal Protection Fund for the bulkhead replacement (\$3,562,492).

DUE DILIGENCE

Due Diligence was conducted to determine vendor responsibility, including corporate status, and that there are no performance and compliance issues.

TOWN ATTORNEY REVIEW

This Resolution has been reviewed and approved by the Town Attorney for legal form and sufficiency. The Town Attorney will review the Construction Contract for legal form and sufficiency prior to execution by the Town Manager.

cc: Jay Boodheshwar, Deputy Town Manager
H. Paul Brazil, P.E., Director of Public Works
Carolyn Stone, Director, Business Development and Operations
Eric Brown, P.E., Assistant Director of Public Works
Jason Debrincat, P.E., Senior Project Engineer
Duke Basha, Assistant Purchasing Manager

RESOLUTION NO. 17-2020

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE SELECTION COMMITTEE RECOMMENDATION FOR RFP NO. 2019-35, AWARDING THE CONSTRUCTION OF THE TOWN MARINA TO MURRAY LOGAN CONSTRUCTION, INC., IN THE AMOUNT OF \$32,968,000 AND AUTHORIZE THE TOWN MANAGER TO EXECUTE THE CONTRACTS. TOWN STAFF ALSO RECOMMENDS THAT THE TOWN COUNCIL APPROVE AN OVERALL CONTRACT BUDGET OF \$36,264,800 AND A PROJECT BUDGET OF \$37,658,753.

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 17-2020, approving the Selection Committee Recommendation for RFP 2019-35, awarding the construction of the Town Marina to Murray Logan Construction, Inc. in the amount of \$32,968,000 and authorize the Town Manager to execute the contracts. Town staff also recommends that the Town Council approve an overall contract budget of \$36,264,800 and a project budget of \$37,658,753.

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 10th day of March, 2020.

Gail L. Coniglio, Mayor

ATTEST:

Patricia Gayle Gordon, Acting Town Clerk

TOWN OF PALM BEACH

Information for Town Council Meeting on: March 10, 2020

TO: Mayor and Town Council

VIA: Kirk W. Blouin, Town Manager

FROM: Dean Mealy, II CPPO, Town Purchasing Manager

RE: Town Marina Project – Approving a Purchase Order for Mitigation Work
Resolution No. 18-2020

DATE: February 21, 2020

STAFF RECOMMENDATION

Town staff recommends that Town Council approve Resolution No. 18-2020 to approve a purchase order to Coston Marine Services, Inc., in the amount of \$119,000 to perform mitigation work required per permit approval on this project. The total task budget is approved not-to-exceed \$137,000.

GENERAL INFORMATION

One of the conditions associated with the permit approval for the Town Marina project, was that habitat being disrupted by the dredging and construction would need to be replaced. This mitigation work is the result of that habitat replacement. This work must be accomplished before the dredging and construction work can commence. In order to achieve this in a timely manner, it is recommended that a contractor currently performing marine work for the Town be used to expedite the procurement process.

In addition to the mitigation work to be performed by the contractor, other incidental costs for surveying, monitoring, and field observation are also required and will be performed by the Town's environmental consultant that prepared the approved mitigation plan.

Purchasing accessed the Palm Beach County contract to utilize Coston Marine Services, Inc. to perform this work.

FUNDING/FISCAL IMPACT

Funding is provided from the project budget subject to the Town Council approval.

PURCHASING REVIEW

The Public Works Department has reviewed and is in concurrence with the recommendation.

TOWN ATTORNEY REVIEW

This resolution has been reviewed and approved by the Town Attorney for legal form and sufficiency.

Attachments

cc: Jay Boodheshwar, Deputy Town Manager
Carolyn Stone, Director of Business Development and Operations
Jane Le Clainche, Director of Finance
Eric Brown, P.E., Assistant Director of Public Works
Dean Mealy, Purchasing Manager
Patricia Strayer, P.E., Town Engineer
Jason Debrincat, Senior Project Engineer

RESOLUTION NO. 18-2020

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF PALM BEACH,
PALM BEACH COUNTY, FLORIDA, APPROVING A PURCHASE ORDER TO
COSTON MARINE SERVICES, INC., FOR MITIGATION WORK ASSOCIATED
WITH THE TOWN MARINA PROJECT IN THE AMOUNT OF \$119,000 AND
APPROVING A TOTAL TASK BUDGET NOT TO EXCEED \$137,000.

* * * * *

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 a purchase order to Coston Marine Services, Inc., in the amount of \$119,000 for the mitigation work associated with the Town Marina Project, and establishing a total task budget of \$137,000.

Section 2. The Town Manager is hereby authorized to execute a purchase order on behalf of the Town of Palm Beach for this work, and is authorized to approve additional tasks, as necessary, within budget.

Section 3. The Town Manager, or his designee, is hereby authorized to take such further actions as may be necessary to effectuate the completion of the said project work, including any necessary change order work as recommended by the Public Works Director.

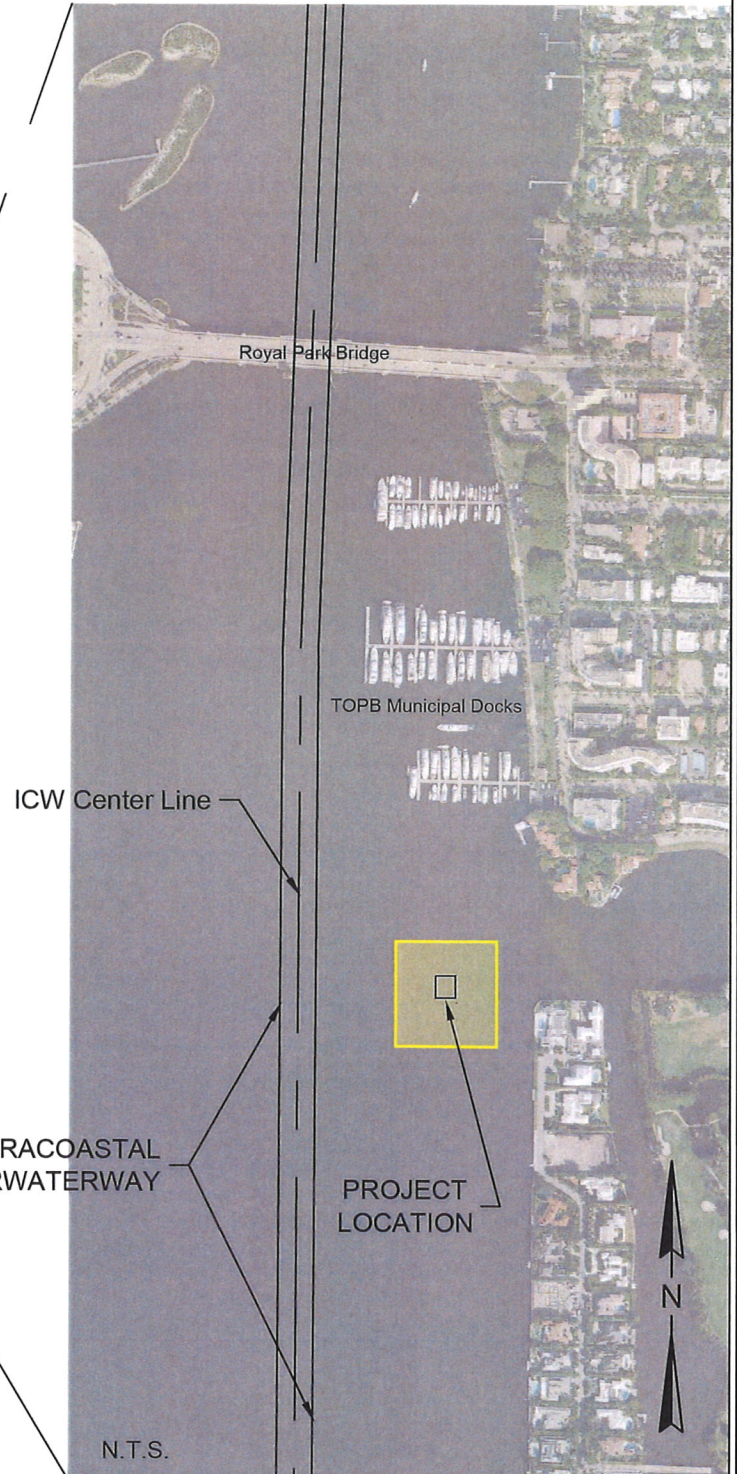
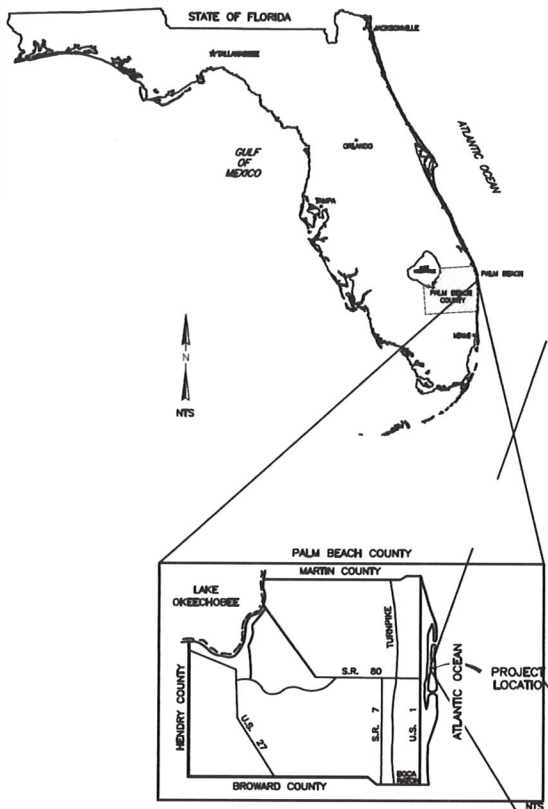
PASSED AND ADOPTED in a regular, adjourned session of the Town Council of the Town of Palm Beach assembled this 10th day of March 2020.

Gail L. Coniglio, Mayor

ATTEST:

Patricia Gayle-Gordon, Acting Town Clerk

Town of Palm Beach Municipal Docks Mitigation Artificial Reef Placement Area



NOTE: 1. AERIAL PHOTOGRAPHY DATED JULY 2017.
2. POINTS RELATIVE TO NAD83 FLORIDA STATE PLANE, EAST ZONE, US FEET, VERTICAL DATUM NAVD88.
3. TOWNSHIP:43S RANGE:43E SECTION:27



2047 Vista Parkway, Suite 101
West Palm Beach, FL 33411
(561) 659-0041

TCM Backup 3-10-20

Cover Sheet/ Location Map

Municipal Docks Mitigation Artificial Reef
Placement Area
Town of Palm Beach, Florida

FIGURE 1

JOB NUMBER: 13-2453

ISSUE DATE: 09-09-2019

Michael G. Jenkins, Ph.D., P.E.
Professional Engineer
Florida License Number 58072
303

9/9/14

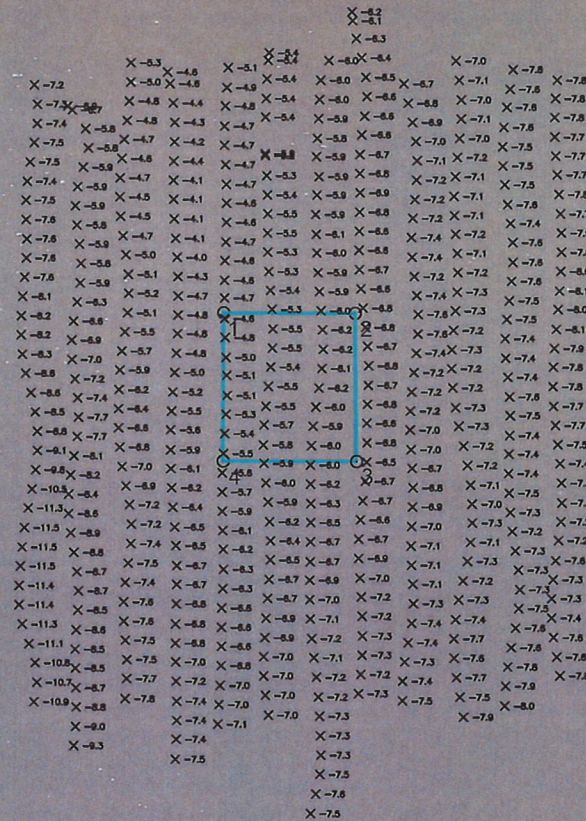
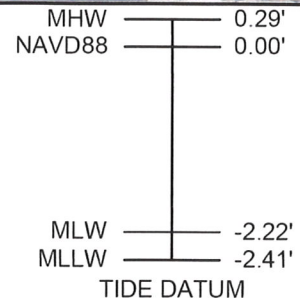
LEGEND

Proposed Mitigation
Artificial Reef Location

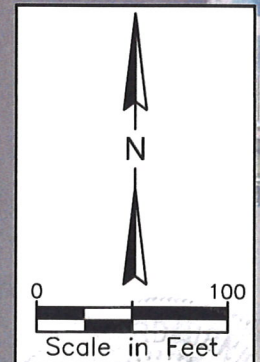
x -5.00 August 23 2019 Survey
Points

Point Table

Point #	Northing	Easting
1	861280.00	967917.00
2	861280.00	967986.00
3	861203.00	967987.00
4	861203.00	967917.00



NOTE: 1. AERIAL PHOTOGRAPHY DATED JULY 2017.
2. POINTS RELATIVE TO NAD83 FLORIDA STATE
PLANE, EAST ZONE, US FEET, VERTICAL DATUM NAVD88.
3. TOWNSHIP:43S RANGE:43E SECTION:27



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(561) 659-0041

TCM Backup 3-10-20

Mitigation Artificial Reef Placement Area Bathymetric Survey Data

Municipal Docks Mitigation Artificial Reef
Placement Area
Town of Palm Beach, Florida

FIGURE 2

JOB NUMBER: 13-2453

ISSUE DATE: 09-09-2019

Michael G. Jenkins, Ph.D., P.E.
Professional Engineer
Florida License Number 58072

9/9/19

LEGEND

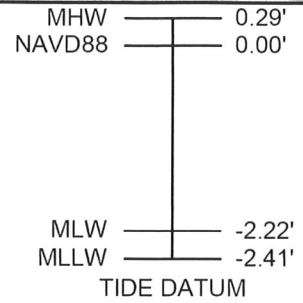
- Proposed Mitigation Artificial Reef Location
- 2.0 August 23 2019 Contours
- Proposed Permanent Anchored Buoy to Denote Submerged Rock

Point Table

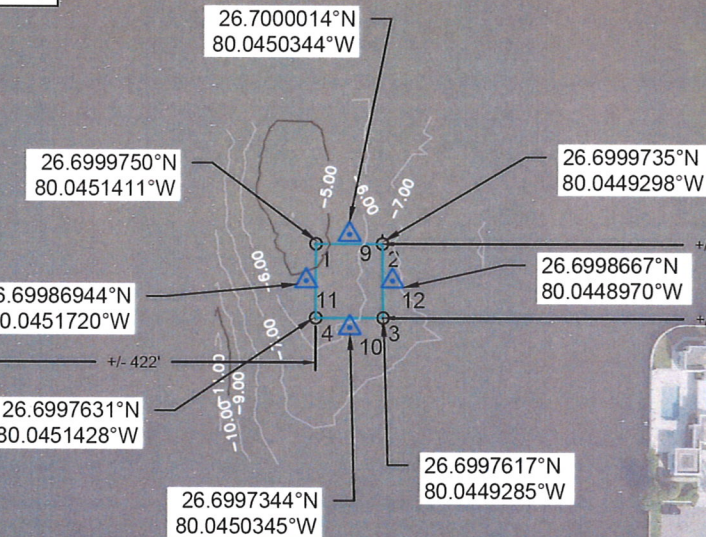
Point #	Northing	Easting
1	861280.00	967917.00
2	861280.00	967986.00
3	861203.00	967987.00
4	861203.00	967917.00

Buoy Point Table

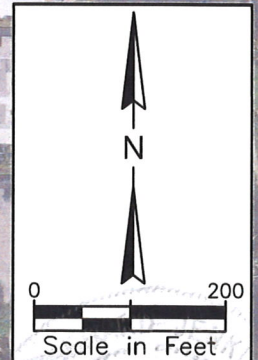
Point #	Northing	Easting	Description
9	861289.88	967951.76	North Buoy
10	861192.81	967952.45	South Buoy
11	861241.50	967907.00	West Buoy
12	861241.50	967996.50	East Buoy



ICW Center Line



NOTE: 1. AERIAL PHOTOGRAPHY DATED JULY 2017.
2. POINTS RELATIVE TO NAD83 FLORIDA STATE PLANE, EAST ZONE, US FEET, VERTICAL DATUM NAVD88.
3. ANCHORED BUOYS WILL BE CONSISTENT WITH ACTIVITY 2 IN THE JACKSONVILLE PROGRAMMATIC BIOLOGICAL OPINION (JAXBO) AND FWCC REQUIREMENTS.



2047 Vista Parkway, Suite 101
West Palm Beach, FL 33411
(561) 659-0041

TCM Backup 3-10-20

Mitigation Artificial Reef Placement Area Bathymetric Contours

Municipal Docks Mitigation Artificial Reef
Placement Area
Town of Palm Beach, Florida

FIGURE 3

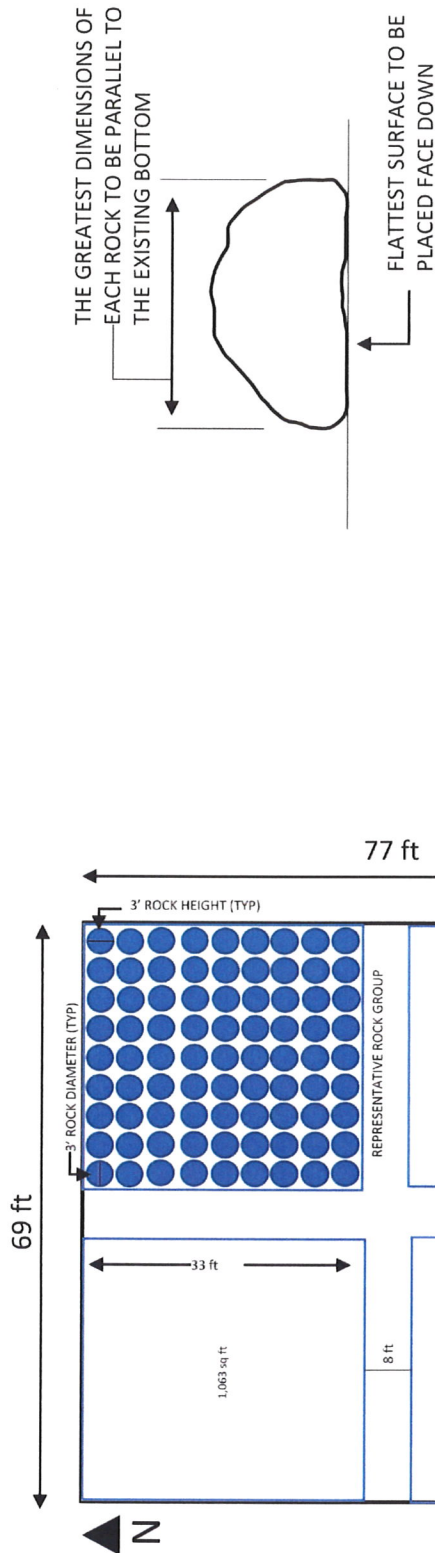
JOB NUMBER: 13-2453

ISSUE DATE: 09-09-2019

Michael G. Jenkins, Ph.D., P.E.
Professional Engineer
Florida License Number 58072

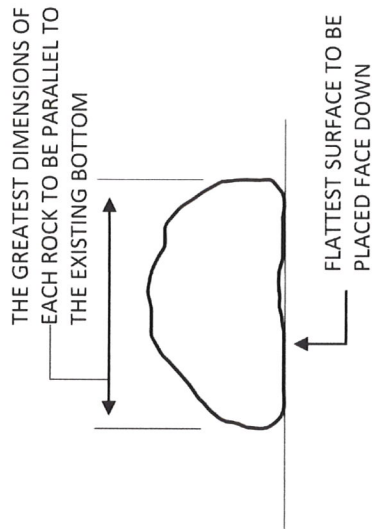
9/9/19

TOWN OF PALM BEACH DOCKS MITIGATION ARTIFICIAL REEF DETAILS



ROCK PLACEMENT ORIENTATION

SCALE: Not to Scale



BEST MANAGEMENT PRACTICES

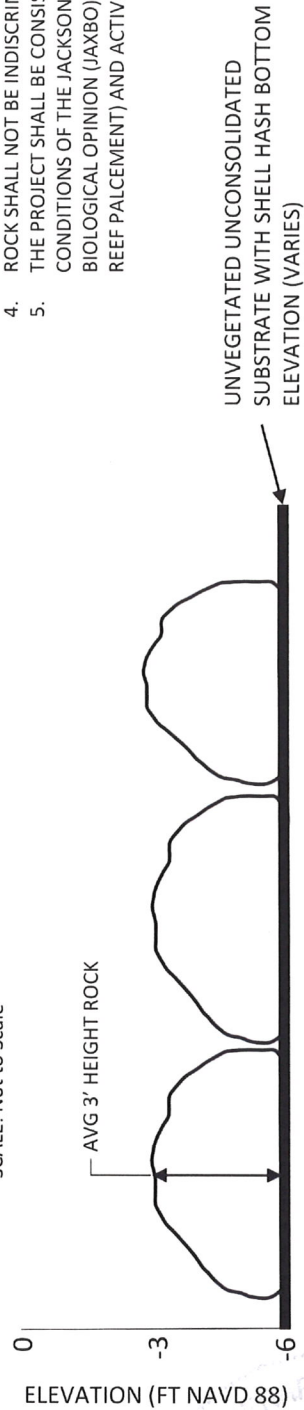
1. ROCKS SHALL BE CLEAN LIMESTONE BOULDERS. ROCKS SHALL BE FREE OF SOILS, OILS, GREASES, DEBRIS, LITTER, OR OTHER POLLUTANTS.
2. NO ROCK SHALL BE DEPOSITED OUTSIDE OF PERMITTED AREAS.
3. MITIGATION REEF SHALL BE CONSTRUCTED BY PLACING ROCK IN A SINGLE LAYER AS TIGHTLY AS PRACTICABLE.
4. ROCK SHALL NOT BE INDISCRIMINANTLY DUMPED.
5. THE PROJECT SHALL BE CONSISTENT WITH TERMS AND CONDITIONS OF THE JACKSONVILLE PROGRAMMATIC BIOLOGICAL OPINION (JAXBO) FOR ACTIVITY 7 (ARTIFICIAL REEF PLACEMENT) AND ACTIVITY 2 (ANCHORED BUOYS).

MITIGATION REEF PLAN VIEW (TYP)

Approximate Layout

Decimals rounded to whole numbers

SCALE: Not to Scale



TYPICAL MITIGATION REEF CROSS SECTION

SCALE: Not to Scale



2047 Vista Parkway, Suite 101
West Palm Beach, FL 33411
(561) 659-0041

City of Palm Beach - 0-10-20

TOPB Docks Mitigation Artificial Reef Details

Municipal Docks Mitigation Artificial Reef
Placement Area
Town of Palm Beach, Florida

FIGURE 4

JOB NUMBER: 13-2453

ISSUE DATE: 09-09-2019

Michael G. Jenkins, Ph.D., P.E.
Professional Engineer
Florida License Number 58072

9/9/19

TOWN OF PALM BEACH

Information for Town Council Meeting on: March 10, 2020

TO: Mayor and Town Council

VIA: Kirk W. Blouin, Town Manager

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

RE: Town Marina Project – Approval of FPL Installation Agreement
Resolution No. 19-2020

DATE: February 21, 2020

STAFF RECOMMENDATION

Town staff recommends that the Town Council approve Resolution No. 19-2020 for a required Florida Power & Light (FPL) agreement for the electrical upgrades associated with the Town Marina Project.

GENERAL INFORMATION

During the design phase of the Town Marina Project, FPL was consulted regarding the new infrastructure to be constructed and the electrical requirements associated with the new docks. The resulting electrical upgrades required were incorporated into the bid documents for the Town Marina, and work to be done by the Town's construction contractor was identified. FPL will also perform their work associated with the project. An agreement to accomplish the electrical upgrades was provided by FPL (see attached), and that agreement includes a customer contribution of \$130,000.

FUNDING/FISCAL IMPACT

Funding for the customer contribution of \$130,000 is included in the project budget subject to Town Council approval.

PURCHASING REVIEW

The Purchasing Division has reviewed this item and recommends approval.

TOWN ATTORNEY REVIEW

The Town Attorney has reviewed the proposed agreement for legal form and sufficiency.

Attachments

cc: Jay Boodheshwar, Deputy Town Manager
Carolyn Stone, Director of Business Development and Operations
Jane Le Clainche, Director of Finance
Eric Brown, P.E., Assistant Director of Public Works
Dean Mealy, Purchasing Manager
Patricia Strayer, P.E., Town Engineer
Jason Debrincat, Senior Project Engineer

RESOLUTION NO. 19-2020

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING AN INSTALLATION AGREEMENT WITH FLORIDA POWER AND LIGHT FOR ELECTRICAL UPGRADES ASSOCIATED WITH THE TOWN MARINA PROJECT, INCLUDING A CUSTOMER CONTRIBUTION IN THE AMOUNT OF \$130,000.

* * * * *

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 an installation agreement with Florida Power & Light (FPL) for electrical upgrades associated with the Town Marina Project, including a customer contribution in the amount of \$130,000.

Section 2. The Town Manager is hereby authorized to execute an installation agreement on behalf of the Town of Palm Beach for this work.

Section 3. The Town Manager, or his designee, is hereby authorized to take such further actions as may be necessary to effectuate the completion of the said project work, including any necessary change order work as recommended by the Public Works Director.

PASSED AND ADOPTED in a regular, adjourned session of the Town Council of the Town of Palm Beach assembled this 10th day of March 2020.

Gail L. Coniglio, Mayor

ATTEST:

Patricia Gayle-Gordon, Acting Town Clerk

UNDERGROUND DISTRIBUTION FACILITIES INSTALLATION AGREEMENT

This Agreement, made this ____ day of _____, _____ by and between **The Town of Palm Beach** (hereinafter called the Customer) and Florida Power & Light Company, a corporation organized and existing under the laws of the State of Florida (hereinafter called FPL).

WITNESSETH:

Whereas, the Customer has applied to FPL for underground distribution facilities to be installed on Customer's property known as "**S LAKE DR (Palm Beach Docks)**" located in **Palm Beach 33480**, Florida.

That for and in consideration of the covenants and agreements herein set forth, the parties hereto covenant and agree as follows:

1. The Customer shall pay FPL a Contribution in Aid of Construction of **\$130,000.00** (the Contribution) to cover the differential cost between an underground and an overhead system. This is based on the currently effective tariff filed with the Florida Public Service Commission by FPL and is more particularly described on Exhibit A attached hereto.
2. That a credit of **\$ 0.00** shall be provided to the Customer for trenching, backfilling, installation of Company provided conduit and other work, as shown on Exhibit A, if applicable, and approved by FPL.
3. The contribution and credit are subject to adjustment when FPL's tariff is revised by the Florida Public Service Commission and the Customer has requested FPL to delay FPL's scheduled date of installation. Any additional costs caused by a Customer's change in the Customer's plans submitted to FPL on which the contribution was based shall be paid for by the Customer. The contribution does not include the cost of conversion of any existing overhead lines to underground or the relocation of any existing overhead or underground facilities to serve the property identified above.
4. That the Contribution provides for **480 & 208V** volt, **3** phase (120/240 volt, three phase for URD Subdivisions) underground electrical service with facilities located on private property in easements as required by FPL. The Contribution is based on employment of rapid production techniques and cooperation to eliminate conflicts with other utilities. Underground service, secondary, and primary conductors are to be of standard FPL design, in conduit, and with above-grade appurtenances.
5. That the payment of the Contribution does not waive any provisions of FPL's Electric Tariff.

If the property is subject to an underground ordinance, FPL shall notify the appropriate governmental agency that satisfactory arrangements have been made with the Customer as specified by FPL.

Title to and ownership of the facilities installed as a result of this agreement shall at all times remain the property of FPL.

6. That good and sufficient easements, including legal descriptions and survey work to produce such easements, and mortgage subordinations required by FPL for the installation and maintenance of its electric distribution facilities must be granted or obtained, and recorded, at no cost to FPL, prior to trenching, installation and/or construction of FPL facilities. FPL may require mortgage subordinations when the Customer's property, on which FPL will install its facilities, is mortgaged and (1) there are no provisions in the mortgage that the lien of the mortgage will be subordinate to utility easements, (2) FPL's easement has not been recorded prior to the recordation of the mortgage, (3) FPL's facilities are or will be used to serve other parcels of property, or (4) other circumstances exist which FPL determines would make such a subordination necessary.
 - a) The Customer shall furnish FPL a copy of the deed or other suitable document which contains a full legal description and exact name of the legal owner to be used when an easement is prepared, as required by FPL.
 - b) The Customer shall furnish drawings, satisfactory to FPL, showing the location of existing and proposed structures on the Customer's construction site, as required by FPL.
 - c) Should for any reason, except for the sole error of FPL, FPL's facilities not be constructed within the easement, FPL may require the Customer to grant new easements and obtain any necessary mortgage subordinations to cover FPL's installed facilities, and FPL will release the existing easement. Mortgage subordinations will be necessary in this context when 1) the Customer's property on which FPL will install its facilities is mortgaged, 2) there are no provisions in the mortgage for subordination of the lien of the mortgage to utility easements, or 3) FPL's facilities are or will be used to serve other parcels of property.
7. Before FPL can begin its engineering work on the underground electric distribution facilities, the Customer shall provide FPL with the following:
 - a) Paving, grading, and drainage plans showing all surface and sub-surface drainage satisfactory to FPL,
 - b) A construction schedule,
 - c) An estimate of when electric service will be required, and
 - d) Copies of the Customer's final construction plans as well as other construction drawings (plot, site, sewage, electrical, etc.) requested by FPL. Plans provided by the Customer must be either recorded by the circuit clerk or other recording officer or prepared and certified as meeting the requirements for recording (except approval by the governing body) by a registered land surveyor.
8. Prior to FPL construction pursuant to this agreement, the Customer shall:
 - a) Clear the FPL easement on the Customer's property of tree stumps, all trees, and other obstructions that conflict with construction, including the drainage of all flooded areas. The Customer shall be responsible for clearing, compacting, boulder and large rock removal, stump removal, paving and addressing other special conditions. The easement shall be graded to within six inches of final grade with soil stabilized.
 - b) Provide property line and corner stakes, designated by a licensed surveyor, to establish a reference for locating the underground cable trench route in the easement and additional reference points when required by FPL. Also, the Customer shall provide stakes identifying the location, depth, size and type facility of all non-FPL underground facilities within or near the easement where FPL distribution facilities will be installed. The Customer shall maintain these stakes, and if any of these stakes are lost, destroyed or moved and FPL requires their use, the Customer shall replace the stakes at no cost to FPL, unless the stakes are lost, destroyed or moved by an agent, employee, contractor or subcontractor of FPL, in which case FPL will pay the Customer the cost of replacing the stakes.

- c) It is further understood and agreed that subsequent relocation or repair of the FPL system, once installed, will be paid by the Customer if said relocation or repair is a result of a change in the grading by the Customer or any of the Customer's contractors or subcontractors from the time the underground facilities were installed; and, that subsequent repair to FPL's system, once installed, will be paid by the Customer if said repair is a result of damage caused by the Customer or any of the Customer's contractors or subcontractors.
- d) Provide sufficient and timely advance notice (**30 days**) as required by FPL, for FPL to install its underground distribution facilities prior to the installation of paving, landscaping, sodding, sprinkler systems, or other surface obstructions. In the absence of sufficient coordination, as determined by FPL, by the Customer, all additional costs for trenching and backfilling shall be paid by the Customer, and none of the costs of restoring paving, landscaping, grass, sprinkler systems and all other surface obstructions to their original condition, should they be installed prior to FPL's facilities, shall be borne by FPL.
- e) Pay for all additional costs incurred by FPL which may include, but are not limited to, engineering design, administration and relocation expenses, due to changes made subsequent to this agreement on the subdivision or development layout or grade.
- f) Provide applicable trenching, backfilling, installation of Company provided conduit and other work in accordance with FPL specifications more particularly described on Exhibit B attached hereto. At the discretion of FPL, either correct any discrepancies, within two (2) working days, found in the installation that are inconsistent with the instructions and specifications attached to this agreement or pay the associated cost to correct the installation within thirty (3) days of receiving the associated bill, and in either case, reimburse FPL for costs associated with lost crew time due to such discrepancies.

9. FPL shall:

- a) Provide the Customer with a plan showing the location of all FPL underground facilities, point of delivery, and transformer locations and specifications required by FPL and to be adhered to by the Customer.
- b) Install, own, and maintain the electric distribution facilities up to the designated point of delivery except when otherwise noted.
- c) Request the Customer to participate in a pre-construction conference with the Customer's contractors, the FPL representatives and other utilities within six (6) weeks of the start of construction. At the pre-construction conference, FPL shall provide the Customer with an estimate of the date when service may be provided.

10. This Agreement is subject to FPL's Electric Tariff, including but not limited to the General Rules and Regulations for Electric Service and the Rules of the Florida Public Service Commission, as they are now written, or as they may be revised, amended or supplemented.

11. This agreement shall inure to the benefit of, and be binding upon, the successors and assigns of the Customer and FPL.

The Customer and FPL will coordinate closely in fulfilling obligations in order to avoid delays in providing permanent electric service at the time of the Customer's receipt of a certificate of occupancy.

Accepted:

Jorge I Sanchez 2/27/20
For FPL (Date)

Accepted:

Customer (Date)

Witness (Date)

Witness (Date)

TOWN OF PALM BEACH MARINA/DOCKS PROJECT

Legend:

- EXISTING CABINET
- PROPOSED CABINET
- PROPOSED TRANSFORMER
- EXISTING TRANSFORMER
- PROPOSED UG CABLE
- EXISTING UG CABLE
- EXISTING SPLICE BOX(S)

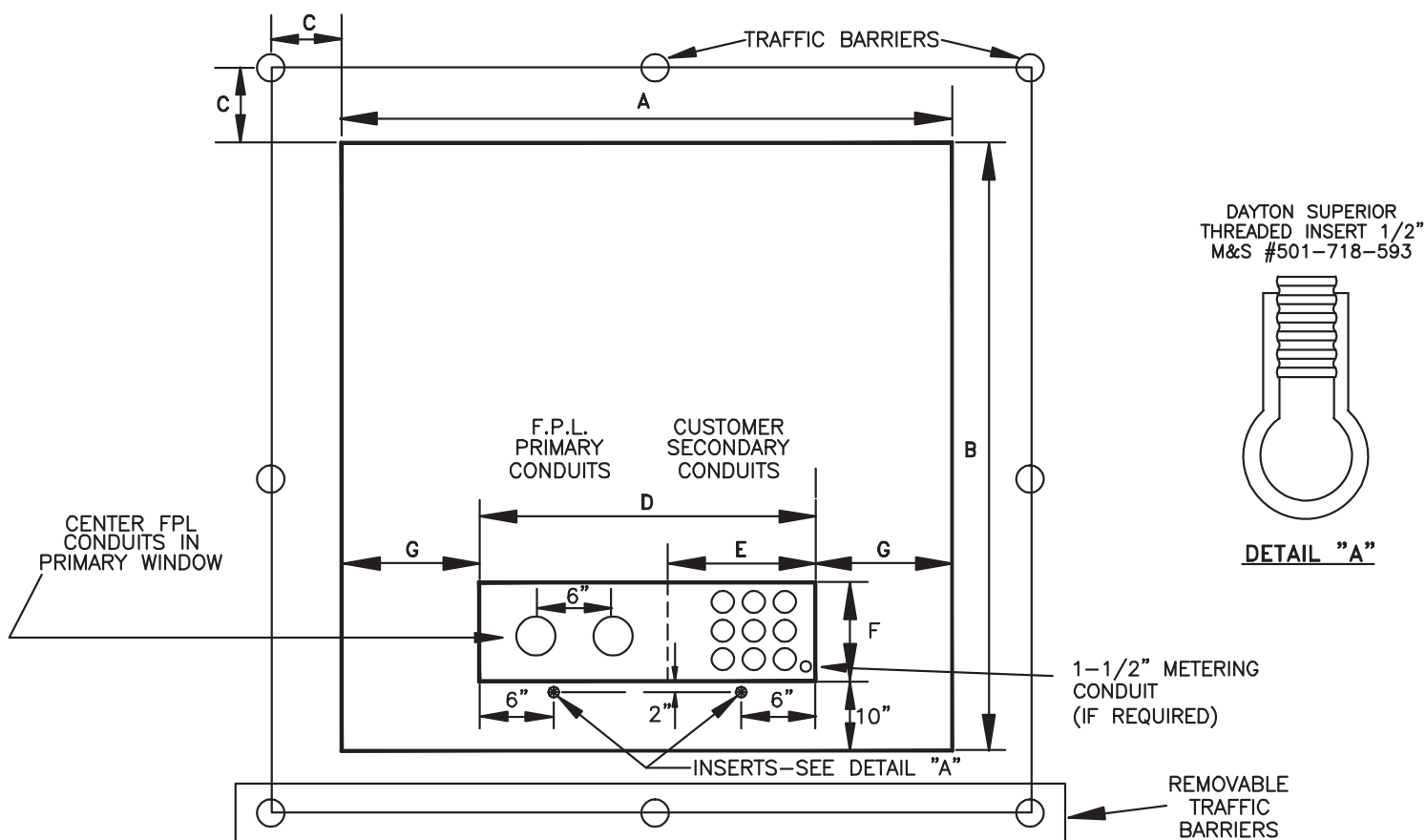
Notes:

- FOUR TRANSFORMERS TO BE REMOVED
- TRANSFORMER TO BE REMOVED

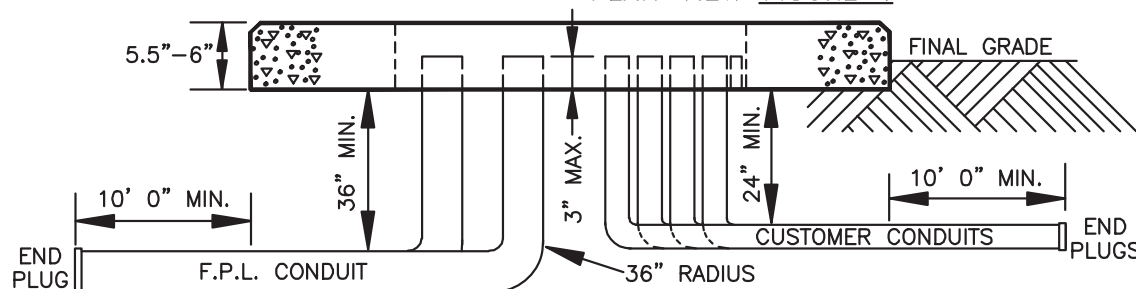
Cost Summary:

- FPL total cost \$350K
- TOPB total cost \$130K

Item	Proposed	Existing
EXISTING CABINET		
PROPOSED CABINET		
PROPOSED TRANSFORMER		
EXISTING TRANSFORMER		
PROPOSED UG CABLE		
EXISTING UG CABLE		
EXISTING SPLICE BOX(S)		



PLAN VIEW FIGURE 1



PROFILE FIGURE 2

PAD M&S NUMBER	TRANSFORMER KVA	SECONDARY VOLTAGE	MAX. NUMBER OF CONDUCTORS & SIZE	MAX. NUMBER OF CONDUITS & SIZES	A	B	C	D	E	F	G
162-750-277	750	277/480 V	8 SETS 750KCMIL AL 750KCMIL CU*	8 - 5" MAX.	78	78	18	60	25	16	9
162-750-120	750	120/208 V	12 SETS 750KCMIL AL 750KCMIL CU*	12 - 5" MAX.	78	78	18	60	25	21	9
162-100-000	1000	120/208 V 277/480 V	12 SETS 750KCMIL AL 750KCMIL CU*	12 - 5" MAX.	88	88	18	60	25	21	14
162-150-200	1500-2000	277/480 V	12 SETS 600-750KCMIL* 14 SETS 500KCMIL OR LESS	12 - 5" MAX 14 - 5" MAX	94	94	18	64	26	21	15
162-250-025	2500	277/480 V	12 SETS 600-750KCMIL* 16 SETS 500KCMIL OR LESS	12 - 5" MAX 16 - 5" MAX	106	106	18	66	28	26	20

NOTES:

- FOR CONSTRUCTION DETAILS AND INSTALLATION GUIDELINES.
- (*) CABLES LARGER THAN 500 CU WILL REQUIRE MULTITAP CONNECTORS 103-806-300 AND 103-806-400.
- FOR ANY NEW INSTALLATION WHICH HAS MORE THAN 6 SETS OF 750 KCMIL CU OR MORE THAN 12 SETS OF A SMALLER SIZE CONDUCTOR, IT IS RECOMMENDED TO USE THE LARGE THREE -PHASE SECONDARY CABINET, M&S #161-401-003, AS SHOWN IN DCS I-75.0.0.
- #4 TYPE OF STEEL RE-BAR (1/2") ON ALL 4 CORNERS.
- 6" X 6" WIRE MESH SURROUNDING ALL OPENINGS.

6	1/25/12	UPDATE NOTES	GAP	ELS	AEL
5	9/29/09	UPDATE NOTE	GAP	ELS	AEL
4	2/26/08	UPDATE NOTE 2	ARR	ELS	JJM
3	5/18/06	ADDED NEW M&S NUMBERS FOR LARGER PADS AND UPDATED NOTES	RJO	ELS	JJM
2	04/10/01	UPDATE CHART AND NOTES	RAP	JES	JJM
1	10-9-96	GENERAL REVISION	MV	BILL	JJM
0	8-9-96	REVISED TABLE AND PAD DIMENSIONS	MV	RAS	JJM
NO.	DATE	REVISION	ORIG.	DRAWN	APPR.



F P L

OH & UG DISTRIBUTION SYSTEM STANDARDS

ORIGINATOR: MV

DRAWN BY: E. SCHILLING

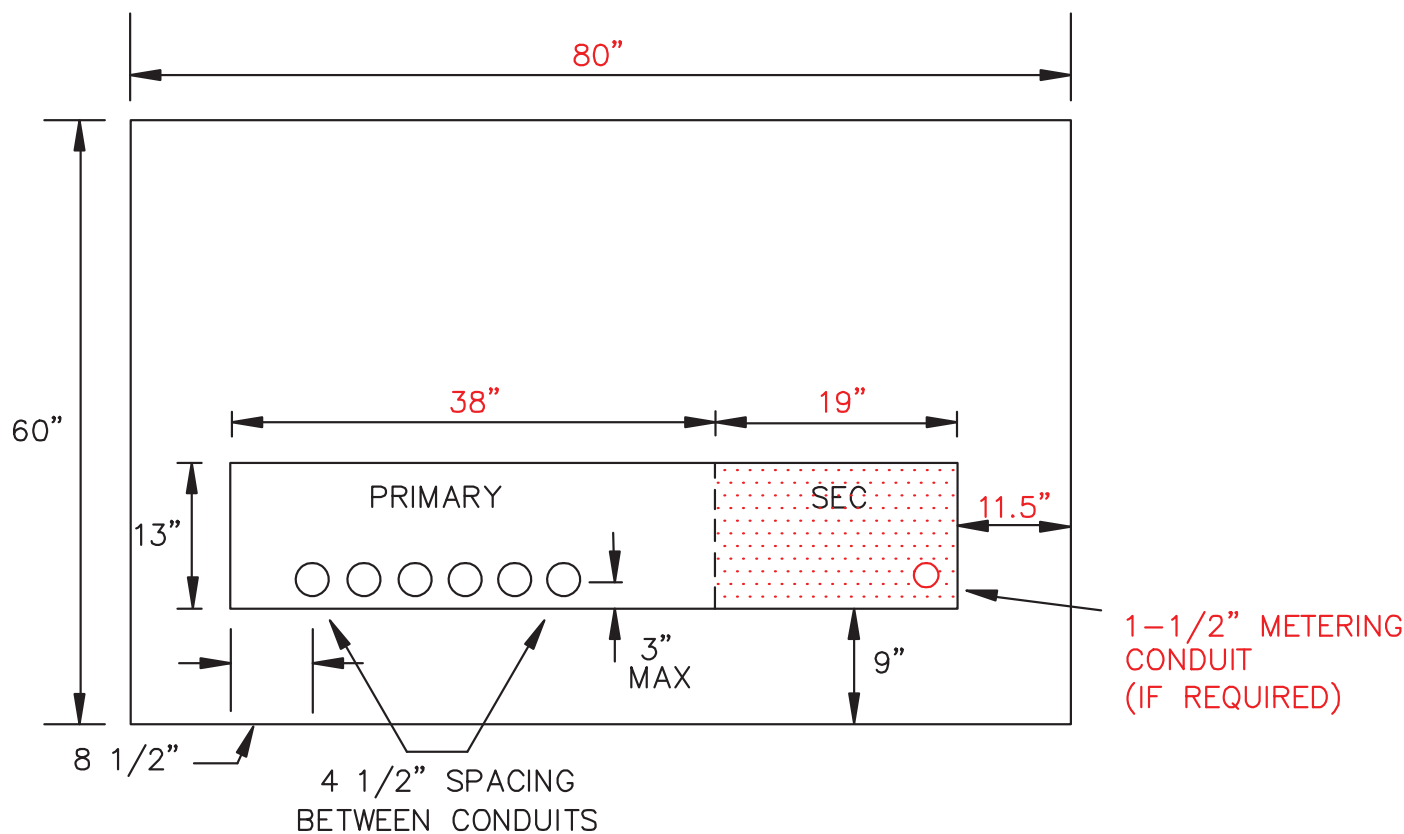
DATE: 10/9/96

APPROVED: J.J. MCEVOY

NO SCALE

SUPERVISOR, OH/UG PRODUCT
SUPPORT SERVICES

ALTERNATIVE 1



NOTES:

1. REFERENCE I-70.0.1 OF THE DCS
2. PAD M&S 162-246-800
3. ALL CONDUITS TO EXTEND 3" MAX ABOVE GROUND LEVEL.
4. ALL SECONDARY / CUSTOMER CONDUITS MUST FIT WITHIN THE 19"x13" SHADED AREA INDICATED. WILL HOLD 8-4" CONDUIT MAX.
5. ALL CONDUIT RELATED DIMENSIONS ARE TO BE CENTER OF THE DUCT
6. MAINTAIN 8' CLEARANCE FROM FRONT AND 3' CLEARANCE FROM SIDES AND BACK OF TRANSFORMER PAD.



F P L

OH & UG DISTRIBUTION SYSTEM STANDARDS

ORIGINATOR: SMS

DRAWN BY: BILL

317

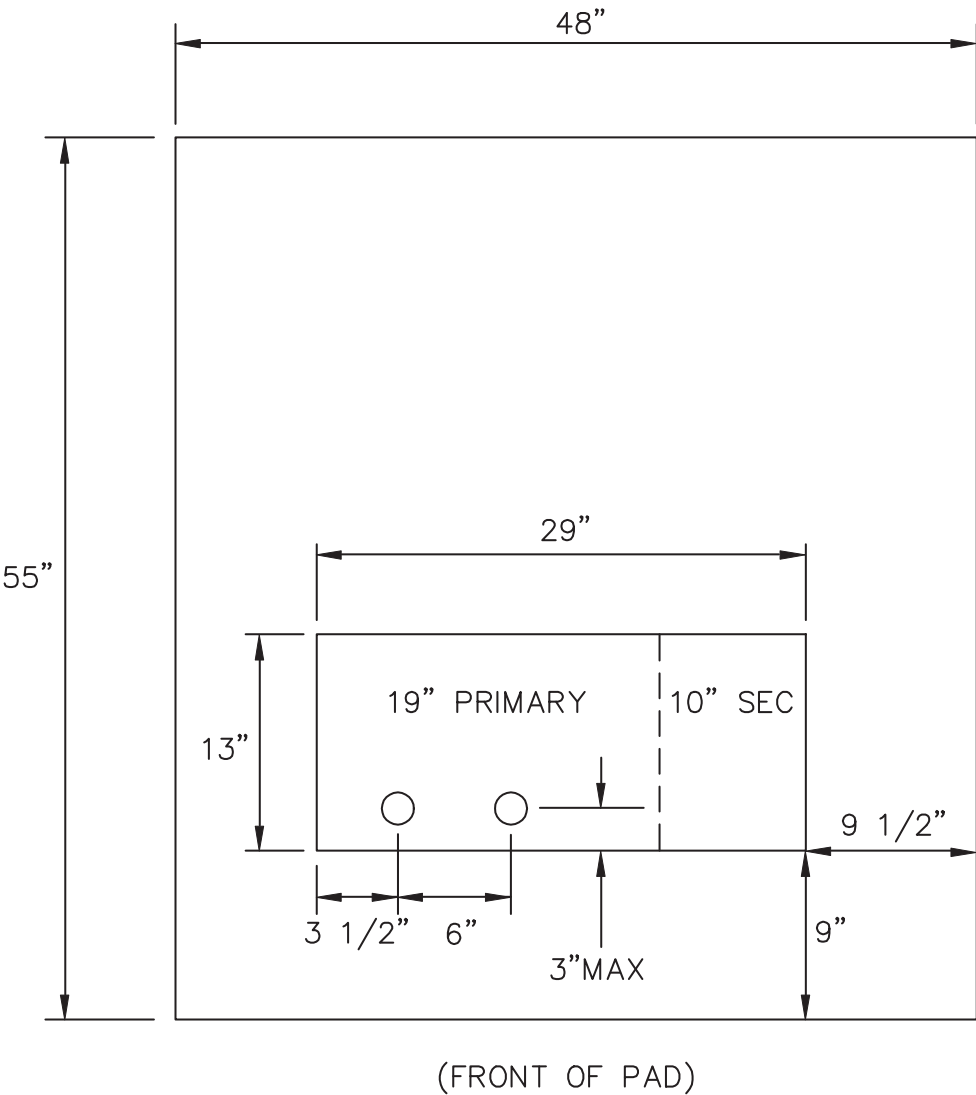
DATE:

APPROVED: J.J. MCEVOY

NO SCALE

SUPERVISOR, OH/UG PRODUCT
SUPPORT SERVICES

2	9/2/09	TCM Backup	UPDATE DRAWING NOTE	GAP	ELS	AEL
1	05/29/02		UPDATE DRAWING (NOTE 4)	RAP	JES	JJM
NO.	DATE		REVISION	ORIG.	DRAWN	APPR.



- NOTES:
- 1)REFERENCE I-62.0.0 OF THE DCS
 - 2)PAD M&S 162-24800-4
 - 3)ALL CONDUITS TO EXTEND 3"MAX ABOVE GROUND LEVEL
 - 4)ALL SECONDARY/CUSTOMER CONDUITS MUST FIT WITHIN THE 10"X13" AREA INDICATED.
 - 5)ALL CONDUIT RELATED DIMENSIONS ARE TO THE CENTER OF THE DUCT
 - 6)MAINTAIN 8' CLEARANCE FROM FRONT AND 3' CLEARANCE FROM SIDES AND BACK OF TRANSFORMER PAD.

F P L

OH & UG DISTRIBUTION SYSTEM STANDARDS

TCM Backup 3-10-20			ORIGINATOR: SMS			DRAWN BY: BILL		
DATE:			APPROVED: J.J. MCEVOY			318		
NO.			DATE			NO SCALE		
REVISION			ORIG.			DRAWN		
APPR.			SUPERVISOR, OH/UG PRODUCT			SUPPORT SERVICES		



Electric Service Standards

DATE

11-27-18

PREPARED BY

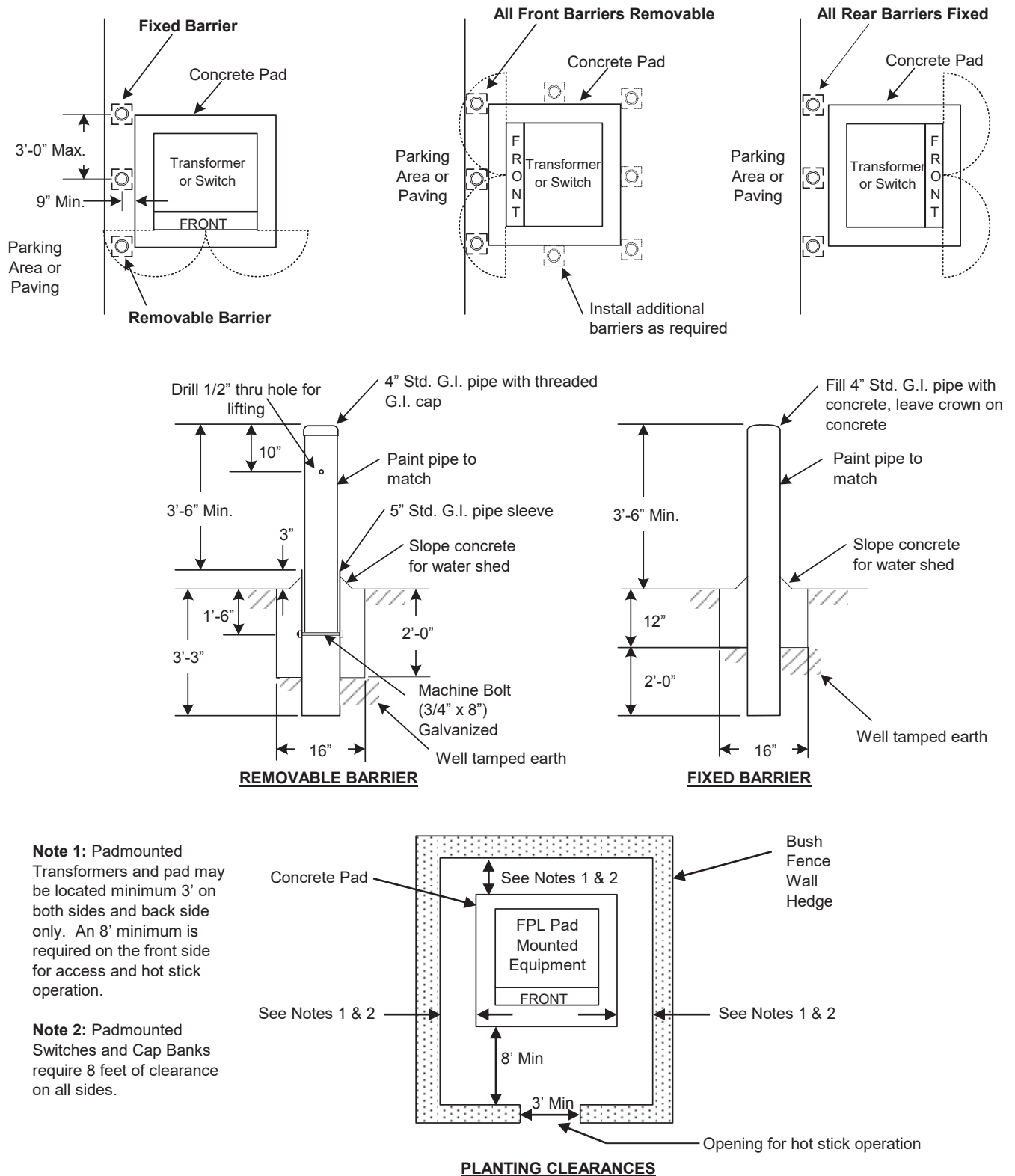
SUBJECT

SECTION: PAGE

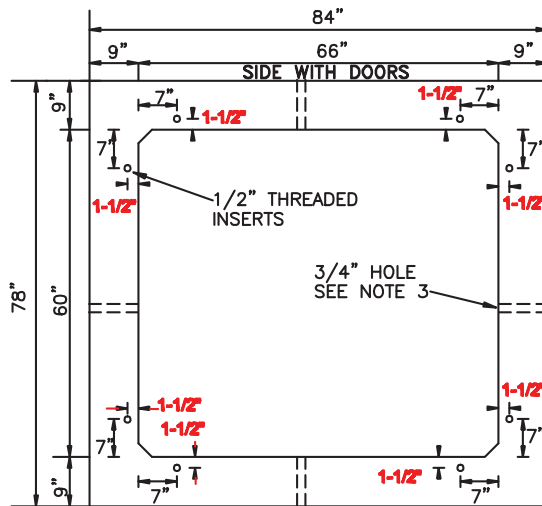
Delivery Assurance –
Design Support

V. REQUIREMENTS FOR TRANSFORMERS SITUATED ON CUSTOMER PROPERTY

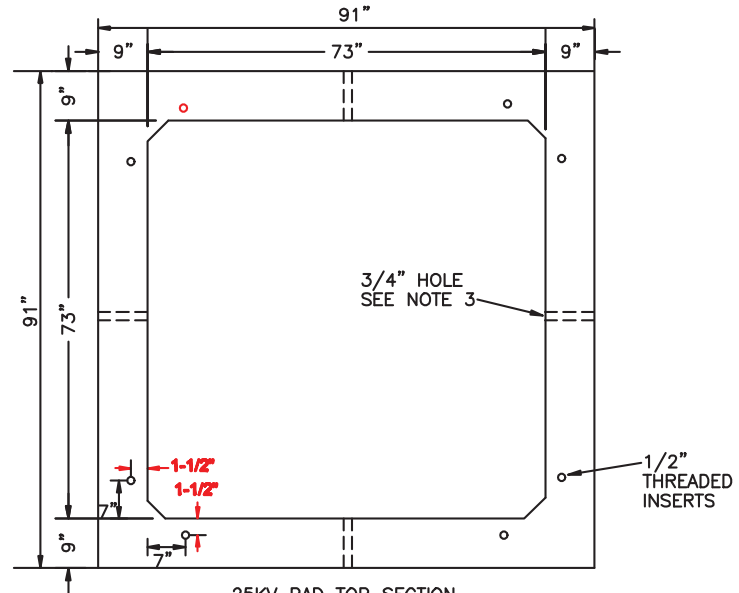
V: 3 of 6

FIGURE V-1**Protective Barrier and Planting Clearances for Padmounted Transformers and Switches**

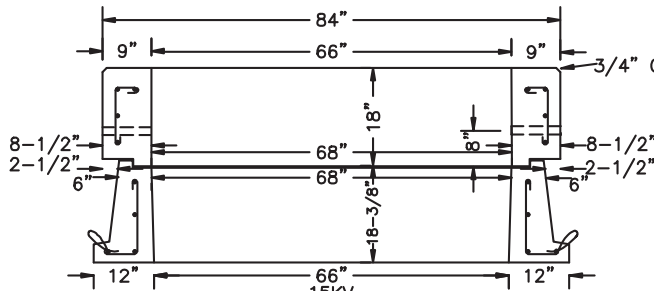
CONCRETE FOUNDATION FOR DEADFRONT THREE PHASE PAD MOUNTED SWITCHES 15 AND 25KV



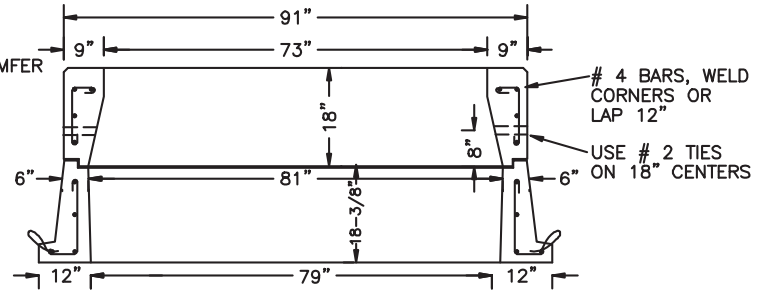
SIDE WITH DOORS
15KV PAD TOP SECTION



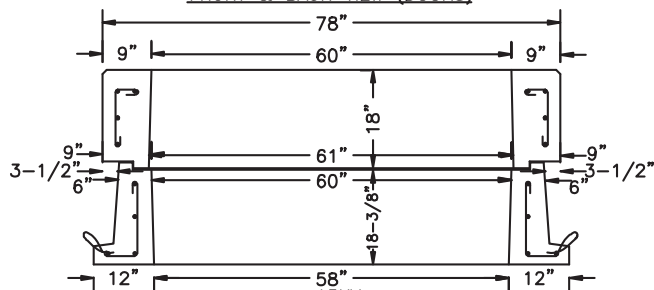
25KV PAD TOP SECTION
25KV PAD TOP SECTION



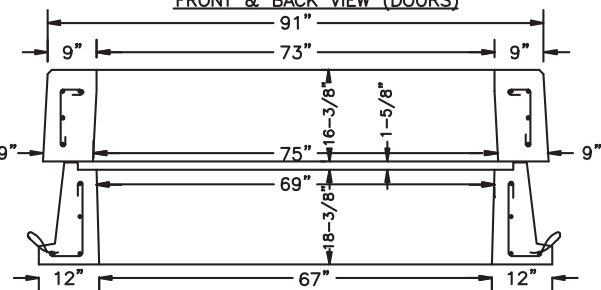
15KV
FRONT & BACK VIEW (DOORS)



25KV
FRONT & BACK VIEW (DOORS)



15KV
SIDE VIEW



25KV
SIDE VIEW

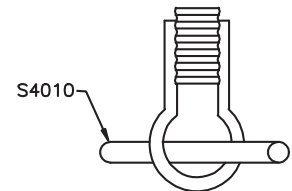
NOTES

1. INSIDE EDGE OF INSERT TO BE MINIMUM OF 2" FROM EDGE OF CONCRETE.
2. LIFTING RINGS TO BE GALV. WIRE ATTACHED TO #4 REINFORCING ROD AND HAVE ADEQUATE LIFTING STRENGTH. (TOTAL 4)
3. 3/4" Ø HOLE FOR LIFTING BOLT TO EXTEND THROUGH THE WALL. SUPPLIED WITH SEALING CAP PLUG. (TOTAL 4)
4. TOP SURFACE SHALL BE SMOOTH PLANE. THE MAXIMUM ALLOWABLE VARIATION IN HEIGHT BETWEEN ANY TWO POINTS ON THIS SURFACE IS 0.125 INCHES.
5. SUPERIOR THREADED INSERTS, 1/2" WITH PLUG, ELECTRO-GALV., 8 REQUIRED. (SEE DETAIL A).
6. #2 AND #4 REINFORCING RODS.
7. 4000 LBS. TEST CONCRETE.
8. MANUFACTURERS IDENTIFICATION, YEAR OF MANUFACTURE, AND FPL CO. M&S NUMBER TO BE CAST IN TOP SURFACE OF PAD NEAR CENTER OF PAD AND IN FOOTING OF CHAMBER NEAR CENTER OF FOOTING. (THIS REQUIRED WHEN PRECAST).

APPROXIMATE WEIGHT (POUNDS)

15KV PAD	3500
15KV CHAMBER	3250
25KV PAD	3900
25KV CHAMBER	4140

DEADFRONT PAD AND CABLE CHAMBER	
DESCRIPTION	M&S NUMBER
15KV TOP PAD ONLY	162-12203-5
15KV TOP PAD AND BOTTOM CHAMBER	162-12201-9
25KV TOP PAD ONLY	162-12205-1
25KV TOP PAD AND BOTTOM CHAMBER	162-12202-7



DETAIL "A"



OH & UG DISTRIBUTION SYSTEM STANDARDS

4	10/26/09	UPDATE DIMENSIONS	RAP	ELS	AEL
3	10/19/00	UPDATE DIMENSIONS	RAP	JES	JJM
2	10/10/96	UPDATE FOUNDATION	BS	BILL	BS
NO.	DATE	REVISION	ORIG.	DRAWN	APPR.

ORIGINATOR: SMS

DRAWN BY: BILL

DATE:

APPROVED: J.J. MCEVOY

SUPERVISOR, OH/UG PRODUCT
SUPPORT SERVICES

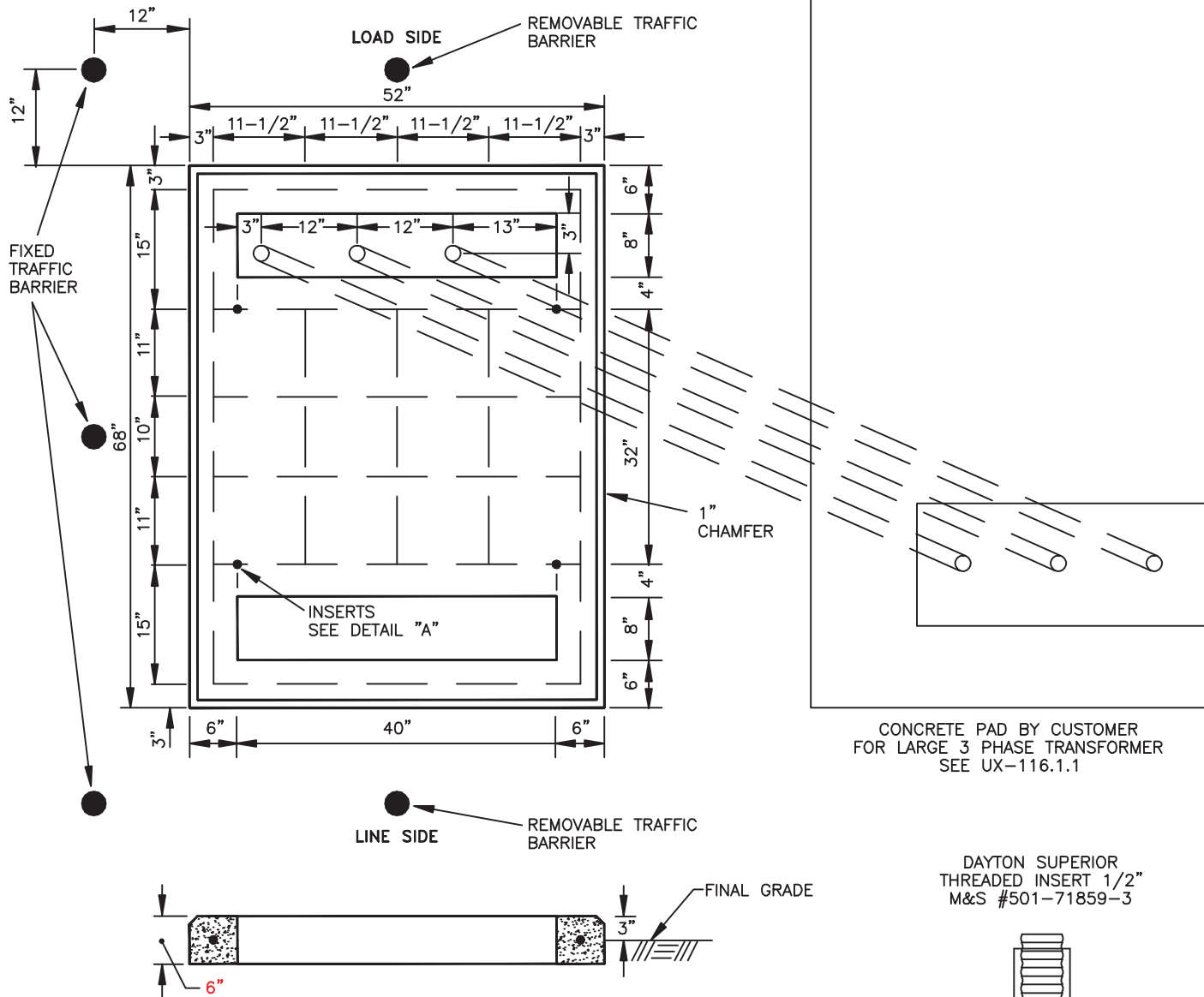
320

NO SCALE

UX-124.0.0

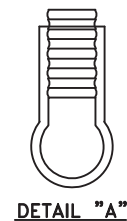
CONCRETE FOUNDATION CONSTRUCTION DETAILS FOR 3 PHASE DEAD FRONT PAD MOUNTED FUSE CABINET (S&C TYPE PME-4)

UX-124.0.0



NOTES:

1. FPL TO SUPPLY CONDUIT, CONDUIT BENDS AND PLUGS TO CUSTOMER
2. CUSTOMER TO INSTALL CONDUITS (NUMBER, SIZE AND DIRECTION TO BE SPECIFIED BY FPL) FROM LINE SIDE OF PAD TO 5 FEET AWAY. CUSTOMER ALSO TO INSTALL 3-2" CONDUITS FROM LOAD SIDE TO TRANSFORMER PAD EXACTLY AS SHOWN. USE 24' MINIMUM RADIUS BENDS FOR 2 INCH CONDUITS.
3. PRECAST CONCRETE PAD AVAILABLE UNDER M&S 162-252-000.
4. IF PRECAST PAD IS NOT USED, THEN CUSTOMER SUPPLIES AND INSTALLS REINFORCING MATERIAL (#4 BARS), CONCRETE MIX, AND POURS PAD IN PLACE AT LOCATION AGREED UPON WITH FPL.
5. CUSTOMER TO NOTIFY FPL TO INSPECT PAD BEFORE CONCRETE IS POURED. THE CONCRETE PAD SHALL BE 6.0 INCHES THICK.
6. THE SOIL SHALL BE THOROUGHLY COMPACTED AND LEVELED WITH THE CONDUITS IN PLACE BEFORE THE CONCRETE IS POURED. THE MAXIMUM ALLOWABLE VARIATION IN HEIGHT BETWEEN ANY TWO POINTS ON THE PAD SURFACE IS .25 INCHES.
7. TWO INCH MINIMUM CONCRETE COVER REQUIRED OVER STEEL IN ALL DIRECTIONS.
8. CUSTOMER TO INSTALL GALVANIZED TRAFFIC BARRIERS UNLESS OTHERWISE SPECIFIED BY FPL.



F P L

OH & UG DISTRIBUTION SYSTEM STANDARDS

2	4/1/09	ADD NOTES	GAP	ELS	JNM
1	7/29/08	UPDATE NOTES	GAP	ELS	JJM
NO.	DATE	REVISION	ORIG.	DRAWN	APPR.

ORIGINATOR: SMS

DRAWN BY: RAS

DATE:

APPROVED: J.J. MCEVOY

NO SCALE

SUPERVISOR, OH/UG PRODUCT
SUPPORT SERVICES



Electric Service Standards

DATE
5-22-2019

PREPARED BY

SUBJECT

SECTION: PAGE

**Delivery Assurance –
Design Support**

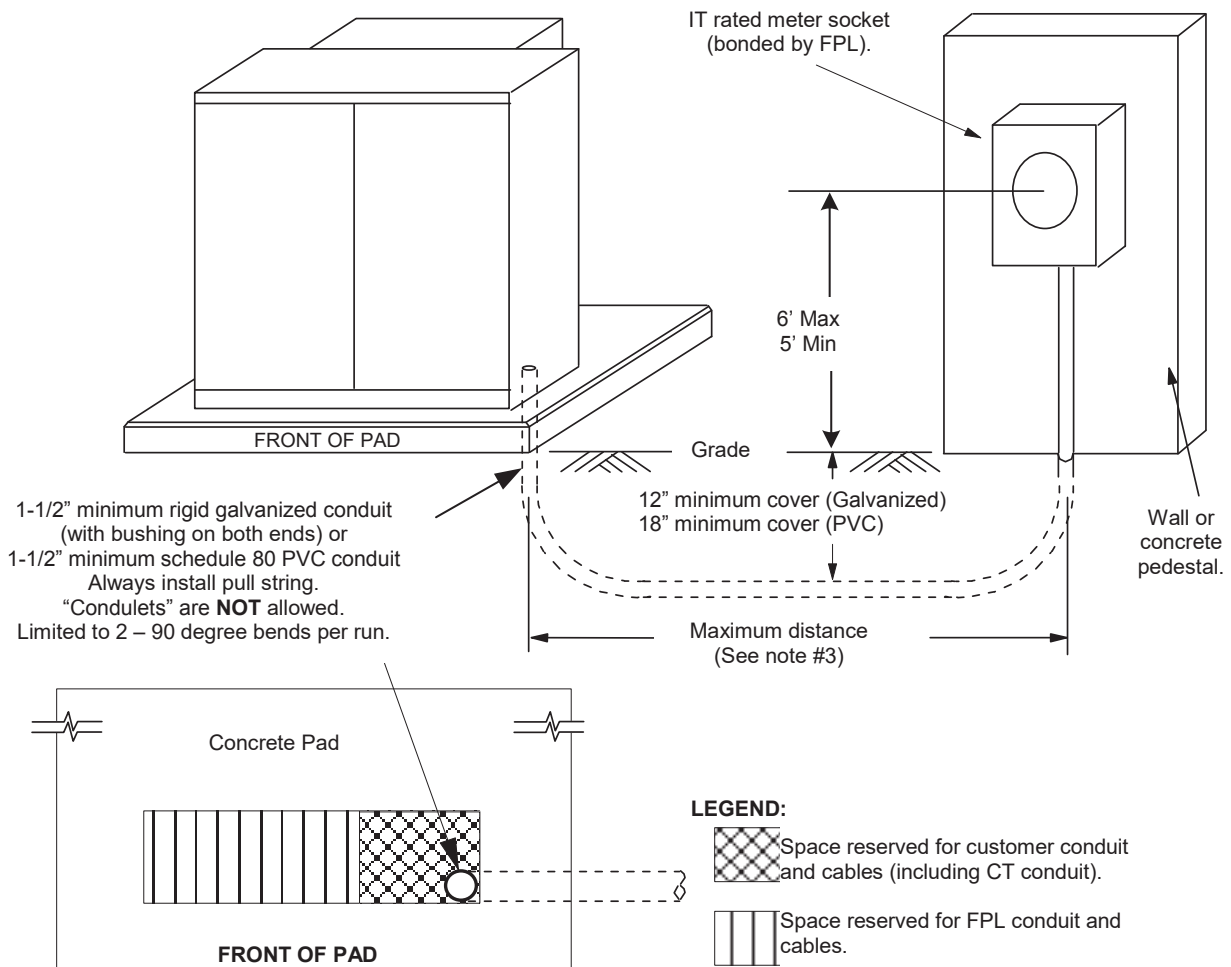
VI. METERING EQUIPMENT

VI - 7 of 17

**FIGURE VI-2
CT Metering Configuration 6 - CTs in Padmounted Transformer or Vault**

1. IT rated meter socket provided and installed by customer: _____ 1 ph or _____ 3 ph (check one)
2. Current transformers (CTs) provided and installed in padmounted transformer by FPL.
3. 1-1/2" minimum rigid galvanized or Schedule 80 PVC conduit with pull string installed between meter socket and padmounted transformer provided and installed by customer. Condulets are NOT allowed, and limited to 2 – 90 degree bends per run. **For maximum distance between transformer and meter socket, see table below.**
4. Restricted to one customer per padmounted transformer. Exceptions **must** be approved by FPL.
5. CT ratio determined by FPL.

CT Ratio		Max Amps	Max Distance (feet)	Max Cable Length (feet)
✓	Ratio			
	300:5	600	10	20
	600:5	1200	40	50
	1200:5	2400	40	50
	2000:5	3000	40	50



TOWN OF PALM BEACH

Information for Town Council Meeting on: March 10, 2020

TO: Mayor and Town Council

VIA: Kirk W. Blouin, Town Manager

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

RE: Town Marina Project – Approval of FDOT Maintenance Memorandum of Agreement
Resolution No. 20-2020

DATE: February 21, 2020

STAFF RECOMMENDATION

Town staff recommends that the Town Council approve Resolution No. 20-2020 for a required Florida Department of Transportation (FDOT) Maintenance Memorandum of Agreement (MMOA) for the improvements in the FDOT right-of-way associated with the Town Marina Project.

GENERAL INFORMATION

The Town Council had previously approved at their December 10, 2019 meeting a Construction Agreement with FDOT for the scope of work that occurs within their right-of-way. A corresponding MMOA was prepared by FDOT to define the maintenance responsibilities and is attached for approval. Upon Town Council approval, the MMOA will be executed by the Town Manager (or his designee) and FDOT.

FUNDING/FISCAL IMPACT

No additional funding is required to implement this agreement. Construction of the bulkhead/seawall is already included in construction budget. Future maintenance of these improvements in FDOT's right-of-way should be minimal.

TOWN ATTORNEY REVIEW

The Town Attorney has reviewed the proposed agreement for legal form and sufficiency.

Attachments

cc: Jay Boodheshwar, Deputy Town Manager
Carolyn Stone, Director of Business Development and Operations
Eric Brown, P.E., Assistant Director of Public Works
Patricia Strayer, P.E., Town Engineer
Jason Debrincat, Senior Project Engineer
Gordon Thomson, W.F. Baird & Associates

RESOLUTION NO. 20-2020

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING A MAINTENANCE MEMORANDUM OF AGREEMENT (MMA) WITH FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) FOR IMPROVEMENTS ASSOCIATED WITH THE TOWN MARINA PROJECT, TO BE CONSTRUCTED WITHIN THE FDOT RIGHT-OF-WAY.

* * * * *

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 a Maintenance Memorandum of Agreement between the FDOT and the Town of Palm Beach for maintenance of improvements within the FDOT right-of-way that are associated with the Town Marina Project.

Section 2. The Town Manager, or his designee, is hereby authorized to execute a Maintenance Memorandum of Agreement on behalf of the Town of Palm Beach for these improvements.

Section 3. The Town Manager, or his designee, is hereby authorized to take such further actions as may be necessary to maintain compliance with this agreement.

PASSED AND ADOPTED in a regular, adjourned session of the Town Council of the Town of Palm Beach assembled this 10th day of March 2020.

Gail L. Coniglio, Mayor

ATTEST:

Patricia Gayle-Gordon, Acting Town Clerk

SECTION NO.: 93280
PERMIT NO.: 2019-C-496-00006
LOCATION: The Town of Palm Beach
S.R. No.: SR 704/Okeechobee Blvd. @
Royal Park Bridge
Agreement #: 20200113-1

**FLORIDA DEPARTMENT OF TRANSPORTATION - DISTRICT FOUR
MAINTENANCE MEMORANDUM OF AGREEMENT**

This **AGREEMENT**, made and entered into this _____ day of _____, 2020, by and between the **STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION**, a component agency of the State of Florida, hereinafter called the **DEPARTMENT**, and **The Town of Palm Beach**, a municipal corporation existing under the Laws of Florida, hereinafter called the **AGENCY**.

WITNESSETH:

WHEREAS, the **DEPARTMENT** has jurisdiction over State Road 704/Okeechobee Boulevard @ Royal Park Bridge; and

WHEREAS, the **AGENCY** seeks to install a cantilevered sheet pile bulkhead in front of the existing seawall and maintain said **IMPROVEMENTS** within the right-of-way of State Road 704/Okeechobee, M.P. 9.485 - M.P. 9.915 as described in **Exhibit B**; and

WHEREAS, as part of the continual updating of the State of Florida Highway System, the **DEPARTMENT**, for the purpose of safety, protection of the investment and other reasons, has constructed and does maintain State Road 704/Okeechobee Blvd. as described in **Exhibit A**, attached hereto and incorporated by reference herein, within the corporate limits of the **AGENCY**; and

WHEREAS, it is the intent of the **AGENCY** and the **DEPARTMENT** that the **AGENCY** shall maintain all **IMPROVEMENTS** made by the **AGENCY** as well as areas within the right of way by said **IMPROVEMENTS** made at the request of the **AGENCY**; and

WHEREAS, the Project involves the scope of work as described within **Exhibit A** (Project Location and Location Map) and **Exhibit B** (Plans), which will benefit the **AGENCY**; and

WHEREAS, the parties hereto mutually recognize the need for entering into an **AGREEMENT** designation and setting forth the responsibilities of each party; and

WHEREAS, the **AGENCY** by Resolution No. 154-2019 dated December 10th, 2019 attached hereto and by this reference made a part hereof, desires to enter into this **AGREEMENT** and authorizes its officers to do so;

NOW THEREFORE, for and in consideration of the mutual benefits to flow each to the other, the parties covenant and agree as follows:

1. The recitals set forth above are true and correct and are deemed incorporated herein.
2. **INSTALLATION OF FACILITIES**

SECTION NO.: 93280
PERMIT NO.: 2019-C-496-00006
LOCATION: The Town of Palm Beach
S.R. No.: SR 704/Okeechobee Blvd. @
Royal Park Bridge
Agreement #: 20200113-1

A. The **AGENCY** shall construct, under Permit Number 2019-C-496-00006 the **IMPROVEMENTS** as detailed in **Exhibit A (Project Location, Description and Project Aerial)** and **Exhibit B (Plans)** that will benefit the **AGENCY**.

- 1) All activities, including landscape **IMPROVEMENTS** installation and future maintenance operations performed on State highway right of way, must be in conformity with the most current edition of the *Manual on Uniform Traffic Control (MUTCD)* and *FDOT Traffic Control through Work Zones*.
- 2) The most current edition of *FDOT Standard Plans* (Sight Distance at Intersections) must be adhered to.
- 3) Lateral Offsets as specified in the *FDOT Plans Preparation Manual*, Volume 1, Chapters 2 and 4 must be adhered to.
- 4) The **AGENCY** shall provide the local FDOT Operation Center located at Palm Beach Operations, 7900 Forest Hill Blvd., West Palm Beach, Florida 33413, (561) 432-4966, a twenty-four (24) hour telephone number and the name of a responsible person that the **DEPARTMENT** may contact. The **AGENCY** shall notify the local maintenance office forty-eight (48) hours prior to the start of the landscape **IMPROVEMENTS**.
- 5) If there is a need to restrict the normal flow of traffic, it shall be done on non-holiday, weekday off-peak hours (9 AM to 3 PM), and the party performing such work shall give notice to the local law enforcement agency within whose jurisdiction such road is located prior to commencing work on the landscape **IMPROVEMENTS**.
- 6) **DEPARTMENT'S** Operation Center Public Information Officer (see telephone number in Paragraph (4)) shall also be notified.
- 7) The **AGENCY** shall be responsible to clear all utilities within the landscape improvement limits before construction commences.

3. MAINTENANCE OF FACILITIES

A. The **AGENCY** agrees to maintain the **IMPROVEMENTS** as provided herein. Maintenance by the **AGENCY** will include repair, restoration, and general maintenance of the Cantilevered Sheet Pile Bulkhead within the project limits.

- 1) The **AGENCY** shall be solely responsible for the maintenance and preservation of the **IMPROVEMENTS** within the project limits. The **AGENCY** shall inspect the Cantilevered Sheet Pile Bulkhead annually. All Maintenance or restoration activities shall be performed in accordance with a Maintenance Plan, as approved by the **DEPARTMENT**, as per the requirements in **Exhibit C** (Maintenance Plan Requirements).

SECTION NO.: 93280
PERMIT NO.: 2019-C-496-00006
LOCATION: The Town of Palm Beach
S.R. No.: SR 704/Okeechobee Blvd. @
Royal Park Bridge
Agreement #: 20200113-1

- 2) The **AGENCY'S** Seawall connection to the **DEPARTMENT** Bridge End Bent must not compromise the structural integrity of the bridge.
 - 3) The **AGENCY** must ensure soil densities behind the seawall be maintained and in compliance with the **DEPARTMENT'S** latest FDOT Standards and Specifications.
 - 4) The above-named functions to be performed by the **AGENCY** may be subject to periodic inspections by the **DEPARTMENT** at the discretion of the **DEPARTMENT**. Such inspection findings will be shared with the **AGENCY** and shall be the basis of all decisions regarding, reworking or **AGREEMENT** termination. The **AGENCY** shall not change or deviate from the **AGENCY's** approved Maintenance Plan as referenced in **Exhibit D** without written approval from the **DEPARTMENT**.
 - 5) The **AGENCY** shall be solely responsible for any damages to surrounding property, real estate, vehicles, pedestrians, attachments to the light poles, or other assets occurring as a result of maintaining the cantilevered sheet pile bulkhead and shall repair such damage to the satisfaction of the **DEPARTMENT** at no expense to the **DEPARTMENT**.
- B. It is understood and agreed by the parties that upon "final acceptance" (as that term is described in the Standard Specifications for Roadway and Bridge Construction, as amended by contract documents section 5-11) by the **DEPARTMENT** of the Project and Notice thereof to the **AGENCY**, the **AGENCY** shall be responsible for maintenance of the Project in accordance with the following Federally and State accepted standards (current editions at the time of execution and all amendments thereafter) of this **AGREEMENT** and any amendments hereafter) and all costs related thereto: (a) FDOT Design Manual (FDM), (b) FDOT Plans Preparation Manual (PPM), (c) Florida Green Book, (d) Standard Specifications for Roadway and Bridge Construction, (e) FDOT Design Standards, (f) Manual on Uniform Traffic Control Devices (MUTCD) and (g) Maintenance Rating Program (MRP).
- 1) The **AGENCY** shall be responsible for the **IMPROVEMENTS** as referenced in **Exhibit A** immediately after final acceptance of the construction project by the **DEPARTMENT**.
- E. The above-named functions to be performed by the **AGENCY** may be subject to periodic inspections by the **DEPARTMENT** at the discretion of the **DEPARTMENT**. Such inspection findings will be shared with the **AGENCY** and shall be the basis of all decisions regarding, repayment, reworking or **AGREEMENT** termination.
- F. Any work impacting traffic flow on State Road 704/Okeechobee Boulevard must be coordinated with the **DEPARTMENT**. Lane closures must be submitted for approval in accordance with **DEPARTMENT** procedures and policies and will meet the goals established in the **DEPARTMENT's** Open Roads Policy.

SECTION NO.: 93280
PERMIT NO.: 2019-C-496-00006
LOCATION: The Town of Palm Beach
S.R. No.: SR 704/Okeechobee Blvd. @
Royal Park Bridge
Agreement #: 20200113-1

4. NOTICE OF MAINTENANCE DEFICIENCIES

- A. If, at any time while the terms of this **AGREEMENT** are in effect, it shall come to the attention of the **DEPARTMENT** that the **AGENCY's** responsibility as established herein or a part thereof is not being properly accomplished pursuant to the terms of this **AGREEMENT**, the **DEPARTMENT** may issue a written notice, that a deficiency or deficiencies exist(s), by sending a certified letter to the **AGENCY**, in care of the **TOWN OF PALM BEACH, TOWN MANAGER**, to place the **AGENCY** on notice regarding its maintenance deficiencies. Thereafter, the **AGENCY** shall have a period of sixty (60) days within which to correct the cited deficiency or deficiencies. If said deficiencies are not corrected within the time period, the **DEPARTMENT** may, at its option, proceed under one or more or a combination of the following items:
- 1) The **DEPARTMENT** may repair any item or a number of items. Corrective actions will be performed with the **DEPARTMENT** and/or its independent contractor's materials, equipment and personnel. The actual cost for such work will be charged to the **AGENCY**.
 - 2) If the **AGENCY** does not maintain the **IMPROVEMENTS**, the **DEPARTMENT** may remove and repair or replace any damaged part(s) with **DEPARTMENT** and/or its independent contractor's materials, equipment and personnel. The actual cost for such work will be charged to the **AGENCY**.
 - 3) The **DEPARTMENT** may remove or replace any item or number of items with the standard **DEPARTMENT** item. Corrective actions will be performed with the **DEPARTMENT** and/or its independent contractor's materials, equipment and personnel. The actual cost for such work will be charged to the **AGENCY**.
 - 4) At the discretion of the **DEPARTMENT**, terminate the **AGREEMENT** in accordance with Paragraph 7 of this **AGREEMENT** and remove, by the **DEPARTMENT** or its Contractor's personnel, all of the **IMPROVEMENTS** installed under this **AGREEMENT** and charge the **AGENCY** the reasonable cost of such removal.

5. RIGHT OF ENTRY

This Agreement shall constitute a right-of-entry on the **AGENCY'S** subject property for the above stated purposes or to perform any function as provided for in this Agreement. From the Effective Date of this Agreement the **DEPARTMENT**, including its agents and assigns, shall have the right to enter the Developer's Property for the following purposes: (1) observing and inspecting the improvement; (2) removing the improvement and (3) otherwise performing this Agreement. Observations and inspections include, without limitation: structural inspection; surveying; and soil excavation. The **DEPARTMENT'S** right of access is specifically limited to those portions of the Developer's property that are necessary for the **DEPARTMENT** to perform the purposes enumerated in this paragraph.

SECTION NO.: 93280
PERMIT NO.: 2019-C-496-00006
LOCATION: The Town of Palm Beach
S.R. No.: SR 704/Okeechobee Blvd. @
Royal Park Bridge
Agreement #: 20200113-1

6. FUTURE DEPARTMENT IMPROVEMENTS

It is understood between the parties hereto that the **IMPROVEMENTS** covered by this **AGREEMENT** may be removed, relocated or adjusted at any time in the future as determined to be necessary by the DEPARTMENT in order that the adjacent state road be widened, altered or otherwise changed to meet with future criteria or planning of the DEPARTMENT.

7. AGREEMENT TERMINATION

This **AGREEMENT** may be terminated under any one (1) of the following conditions:

- A. By the **DEPARTMENT**, if the **AGENCY** fails to perform its duties under this **AGREEMENT**, following ten (10) days written notice. The **AGENCY** shall reimburse the **DEPARTMENT** for any expenditures for the installation of said improvements and the cost to remove and or replace said improvement with the standard improvement or remove in its entirety.
- B. By the **DEPARTMENT**, for refusal by the **AGENCY** to allow public access to all documents, papers, letters, or other material subject to the provisions of Chapter 119, Florida Statutes, and made or received by the **AGENCY** in conjunction with this **AGREEMENT**.
- C. By the **DEPARTMENT** with a six (6) month written notice.

8. AGREEMENT TERM

The term of this **AGREEMENT** commences upon execution by all parties. The term of this **AGREEMENT** shall remain in effect for as long as the **IMPROVEMENTS** shall exist.

9. LIABILITY AND INSURANCE REQUIREMENTS

- A. With respect to any of the **AGENCY'S** agents, consultants, sub-consultants, contractors, and/or sub-contractors, such party in any contract for the **IMPROVEMENTS** shall agree to indemnify, defend, save and hold harmless the **DEPARTMENT** from all claims, demands, liabilities, and suits of any nature arising out of, because of or due to any intentional and/or negligent act or occurrence, omission or commission of such agents, consultants, sub consultants, contractors and/or subcontractors. The **AGENCY** shall provide to the **DEPARTMENT** written evidence of the foregoing upon the request of the **DEPARTMENT**. It is specifically understood and agreed that this indemnification clause does not cover or indemnify the **DEPARTMENT** for its own negligence.

SECTION NO.: 93280
PERMIT NO.: 2019-C-496-00006
LOCATION: The Town of Palm Beach
S.R. No.: SR 704/Okeechobee Blvd. @
Royal Park Bridge
Agreement #: 20200113-1

B. In the event that **AGENCY** contracts with a third party to provide the services set forth herein, any contract with such third party shall include the following provisions:

- 1) **AGENCY'S** contractor shall at all times during the term of this **AGREEMENT** keep and maintain in full force and effect, at contractor's sole cost and expense, Comprehensive General Liability with minimum limits of \$1,000,000.00 per occurrence combined single limit for Bodily Injury Liability and Property Damage Liability and Worker's Compensation insurance with minimum limits of \$500,000.00 per Liability. Coverage must be afforded on a form no more restrictive than the latest edition of the Comprehensive General Liability and Worker's Compensation policy without restrictive endorsements, as filed by the Insurance Services Office and shall name the **DEPARTMENT** as an additional insured.
- 2) **AGENCY'S** contractor shall furnish **AGENCY** with Certificates of Insurance of Endorsements evidencing the insurance coverages specified herein prior to the beginning performance of work under this **AGREEMENT**.
- 3) Coverage is not to cease and is to remain in full force and effect (subject to cancellation notice) until all performance required of **AGENCY'S** contractor is completed. All policies must be endorsed to provide the **DEPARTMENT** with at least thirty (30) days notice of cancellation and or/or restriction. If any of the insurance coverages will expire prior to the completion of work, copies of renewal policies shall be furnished at least (30) days prior to the date of expiration.

10. E-VERIFY REQUIREMENTS

The **AGENCY** shall:

- A. Utilize the U.S. Department of Homeland Security's E-Verify system to verify the employment eligibility of all new employees hired by the **AGENCY** for the work performed under this **AGREEMENT**; and
- B. Expressly require any contractors performing work or providing services pursuant to the state contract to likewise utilize the U.S. Department of Homeland Security's E-Verify system to verify the employment eligibility of all new employees hired by the subcontractor during the contract term.

11. ENTIRE AGREEMENT

This writing embodies the entire **AGREEMENT** and understanding between the parties hereto and there are no other Agreements and understanding, oral or written, with reference to the subject matter except the Permit Number **2019-C-496-00006** hereof that are not merged herein and superseded hereby.

12. LIABILITY

SECTION NO.: 93280
PERMIT NO.: 2019-C-496-00006
LOCATION: The Town of Palm Beach
S.R. No.: SR 704/Okeechobee Blvd. @
Royal Park Bridge
Agreement #: 20200113-1

The **DEPARTMENT**, during any fiscal year, shall not expend money, incur any liability, or enter into any contract which, by its terms, involves the expenditure of money in excess of the amounts budgeted as available for expenditure during such fiscal year. Any contract, verbal or written, made in violation of this subsection is null and void, and no money may be paid on such contract. The **DEPARTMENT** shall require a statement from the Comptroller of the **DEPARTMENT** that funds are available prior to entering into any such contract or other binding commitment of funds. Nothing herein contained shall prevent the making of contracts for periods exceeding one (1) year, but any contract so made shall be executory only for the value of the services to be rendered or agreed to be paid for in succeeding fiscal years; and this paragraph shall be incorporated verbatim in all contracts of the **DEPARTMENT** which are for an amount in excess of TWENTY FIVE THOUSAND DOLLARS (\$25,000.00) and which have a term for a period of more than one year.

13. DISPUTES

The **DEPARTMENT'S** District Secretary shall decide all questions, difficulties and disputes of any nature whatsoever that may arise under or by reason of this **AGREEMENT**, the prosecution or fulfillment of the service hereunder and the character, quality, amount and value thereof; and his decision upon all claims, questions and disputes shall be final and conclusive upon the parties hereto.

14. ASSIGNMENT

This **AGREEMENT** may not be assigned or transferred by the **AGENCY** in whole or part without the consent of the **DEPARTMENT**.

15. LAWS GOVERNING

This **AGREEMENT** shall be governed by and construed in accordance with the laws of the State of Florida. In the event of a conflict between any portion of the contract and Florida law, the laws of Florida shall prevail. The **AGENCY** agrees to waive forum and venue and the **DEPARTMENT** shall determine the forum and venue in which any dispute under this **AGREEMENT** is decided.

16. NOTICES

Any and all notices given or required under this **AGREEMENT** shall be in writing and either personally delivered with receipt acknowledgement or sent by certified mail, return receipt requested. All notices shall be sent to the following addresses.

If to the **DEPARTMENT**:

State of Florida Department of Transportation

SECTION NO.: 93280
PERMIT NO.: 2019-C-496-00006
LOCATION: The Town of Palm Beach
S.R. No.: SR 704/Okeechobee Blvd. @
Royal Park Bridge
Agreement #: 20200113-1

Attention: District Maintenance Engineer
3400 West Commercial Blvd
Ft. Lauderdale, FL 33309-3421

If to the **AGENCY**:

Town of Palm Beach
Attention: Jay Boodheshar, Deputy Town Manager
360 S. County Road
Town of Palm Beach, Florida 33480

17. LIST OF EXHIBITS

Exhibit A: Project Location and Location Map
Exhibit B: Plans
Exhibit C: Maintenance Plan Requirements

SECTION NO.: 93280
PERMIT NO.: 2019-C-496-00006
LOCATION: The Town of Palm Beach
S.R. No.: SR 704/Okeechobee Blvd. @
Royal Park Bridge
Agreement #: 20200113-1

IN WITNESS OF THE FOREGOING, the parties have set their hands and seals the day and year first above written.

AGENCY:

ATTEST:

Town of Palm Beach BY
ITS CITY COMMISSION:

CITY CLERK
(SEAL)

Sign: _____
TOWN MANAGER

Print Name: _____

Date: _____

Legal Review:

Sign: _____
CITY ATTORNEY

Print Name: _____

Date: _____

SECTION NO.: 93280
PERMIT NO.: 2019-C-496-00006
LOCATION: The Town of Palm Beach
S.R. No.: SR 704/Okeechobee Blvd. @
Royal Park Bridge
Agreement #: 20200113-1

IN WITNESS OF THE FOREGOING, the parties have set their hands and seals the day and year first above written.

DEPARTMENT:

ATTEST:

STATE OF FLORIDA
DEPARTMENT OF TRANSPORTATION

Executive Secretary
(SEAL)

Sign: _____
Howard Webb, Director of Operations

Print Name: _____

Date: _____

Legal Review:

Sign: _____
Dawn Raduano, District General Counsel

Print Name: _____

Date: _____

SECTION NO.: 93280
PERMIT NO.: 2019-C-496-00006
LOCATION: The Town of Palm Beach
S.R. No.: SR 704/Okeechobee Blvd. @
Royal Park Bridge
Agreement #: 20200113-1

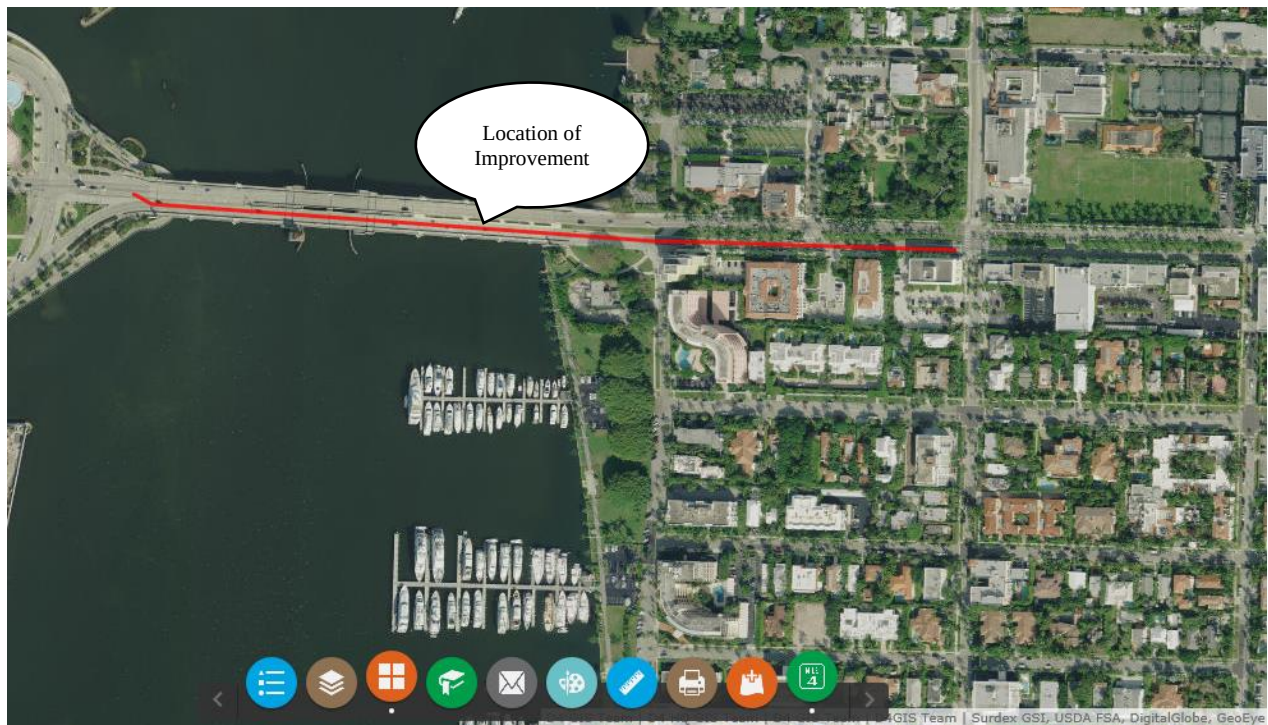
EXHIBIT A

PROJECT LOCATION AND LOCATION MAP

A. PROJECT LOCATION

The **IMPROVEMENTS** associated with this Agreement are within the **DEPARTMENT'S** right-of-way, within limits of the Town of Palm, Florida along State Road 704/Okeechobee Boulevard (M.P. 9.485 – 9.915) under permit number 2019-C-496-00006.

B. LOCATION MAP



SECTION NO.: 93280
PERMIT NO.: 2019-C-496-00006
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S.R. No.: SR 704/Okeechobee Blvd. @
Royal Park Bridge
Agreement #: 20200113-1

EXHIBIT B

TOWN OF MARINA PROJECT BID DRAWINGS

Bid drawings digitally signed and sealed by Gordon Thomson, W. F. Baird & Associates LTD.
dated, October 18, 2019, as approved by the **DEPARTMENT**.

SIGNALIZATION PLANS (attached)

Sheets Included:

PDF Page Number (#)	Plan Sheet (#)	Sheet Description
13	D-01	PROJECT BID COVER-SHEET
14	G-002	DRAWING INDEX
15	SW-001	GENERAL NOTES-BULKHEAD
16	SW-101	BULKHEAD WALL-OVERALL PLAN
17	SW-102	BULKHEAD WALL- STA 0+00 TO 2+69
18	SW-301	BULKHEAD SECTIONS
19	SW-501	BULKHEAD WALL DETAILS (SHEET 1 OF 3)
20	SW-502	BULKHEAD WALL DETAILS (SHEET 2 OF 3)
21	SW-503	BULKHEAD WALL DETAILS (SHEET 3 OF 3)

TOWN MARINA PROJECT BID DRAWINGS

PREPARED FOR THE TOWN OF PALM BEACH



TOWN OF PALM BEACH
360 SOUTH COUNTY ROAD
PALM BEACH, FL 33480

TOWN OFFICIALS

MAYOR	GAIL CONIGLIO
COUNCIL PRESIDENT	DANIELLE H. MOORE
COUNCIL PRESIDENT PRO-TEM	MARGARET A. ZEIDMAN
COUNCIL MEMBER	JULIE ARASKOG
COUNCIL MEMBER	LEW CRAMPTON
COUNCIL MEMBER	BOBBIE LINDSAY
TOWN MANAGER	KIRK W. BLOUIN
DIRECTOR OF PUBLIC WORKS	H. PAUL BRAZIL, P.E.
TOWN ENGINEER	PATRICIA STRAYER, P.E.
DIRECTOR OF BUSINESS DEVELOPMENT & OPERATIONS	CAROLYN STONE



LOCATION MAP
NTS

TOWN DOCKS
LONGITUDE: 80 02.66' W
LATITUDE: 26 42.18' N

PREPARED BY

Baird.
W.F. BAIRD & ASSOCIATES LTD.
5014 NW 24TH CIRCLE
BOCA RATON, FL 33431

IN ASSOCIATION WITH



EDGEWATER RESOURCES, LLC
2075 N. POWERLINE ROAD, SUITE 4
POMPANO BEACH, FL 33069



REG ARCHITECTS, INC.
300 CLEMATIS STREET, 3RD FLOOR
WEST PALM BEACH, FL 33401



RGD CONSULTING ENGINEERS
2151 S. ALT. A1A, SUITE 2000
JUPITER, FL 33477

SUNSHINE STATE ONE CALL
CALL AT LEAST 24 HOURS BEFORE WORKS (811)
BEFORE YOU DIG: (800) 432-4771



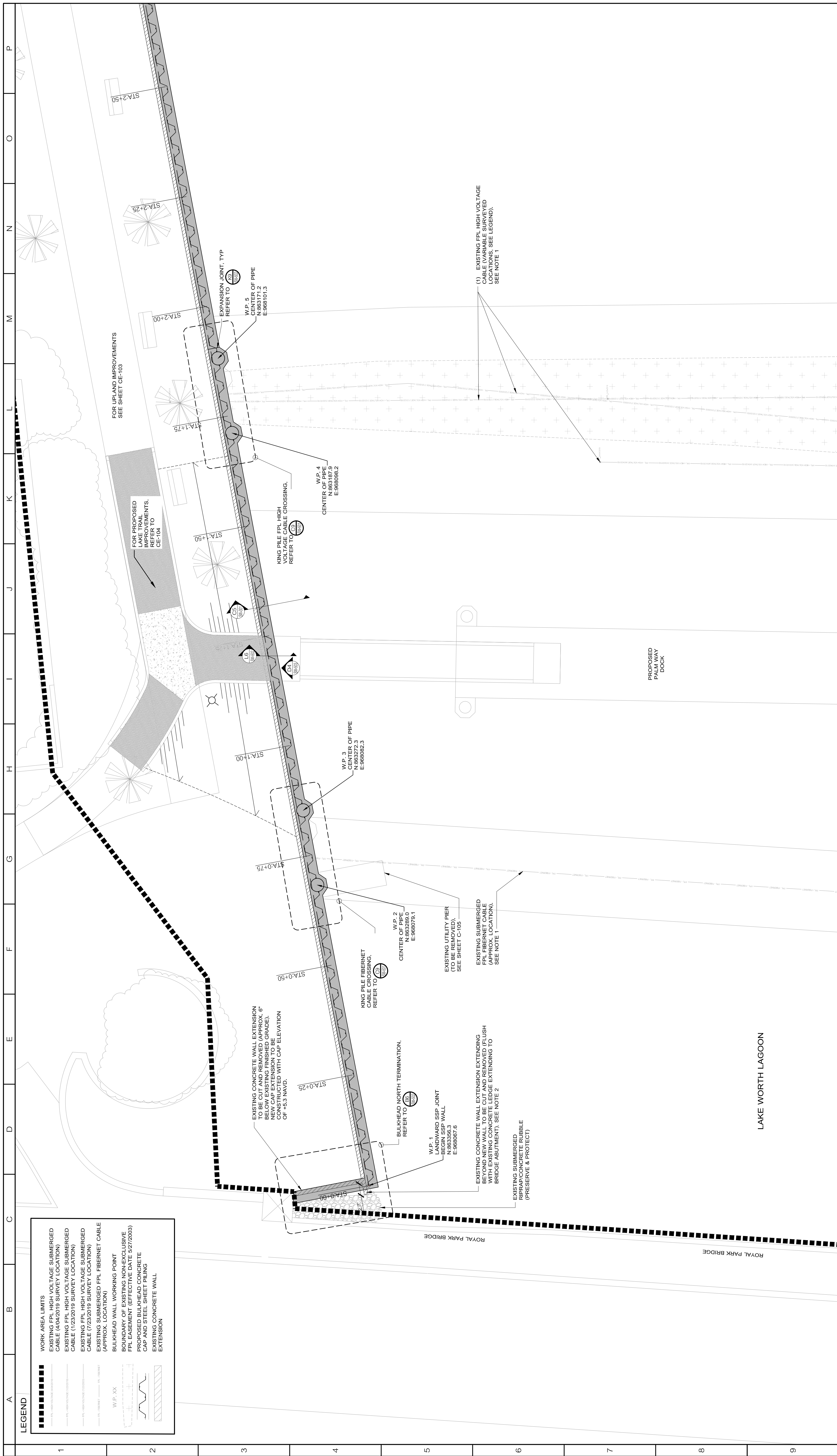
CAUTION BURIED ELECTRICAL CALL "SUNSHINE
STATE ONE P & L" AND TOWN OF PALM BEACH
PUBLIC WORKS PRIOR TO EXCAVATION

ISSUE NUMBER: D-01

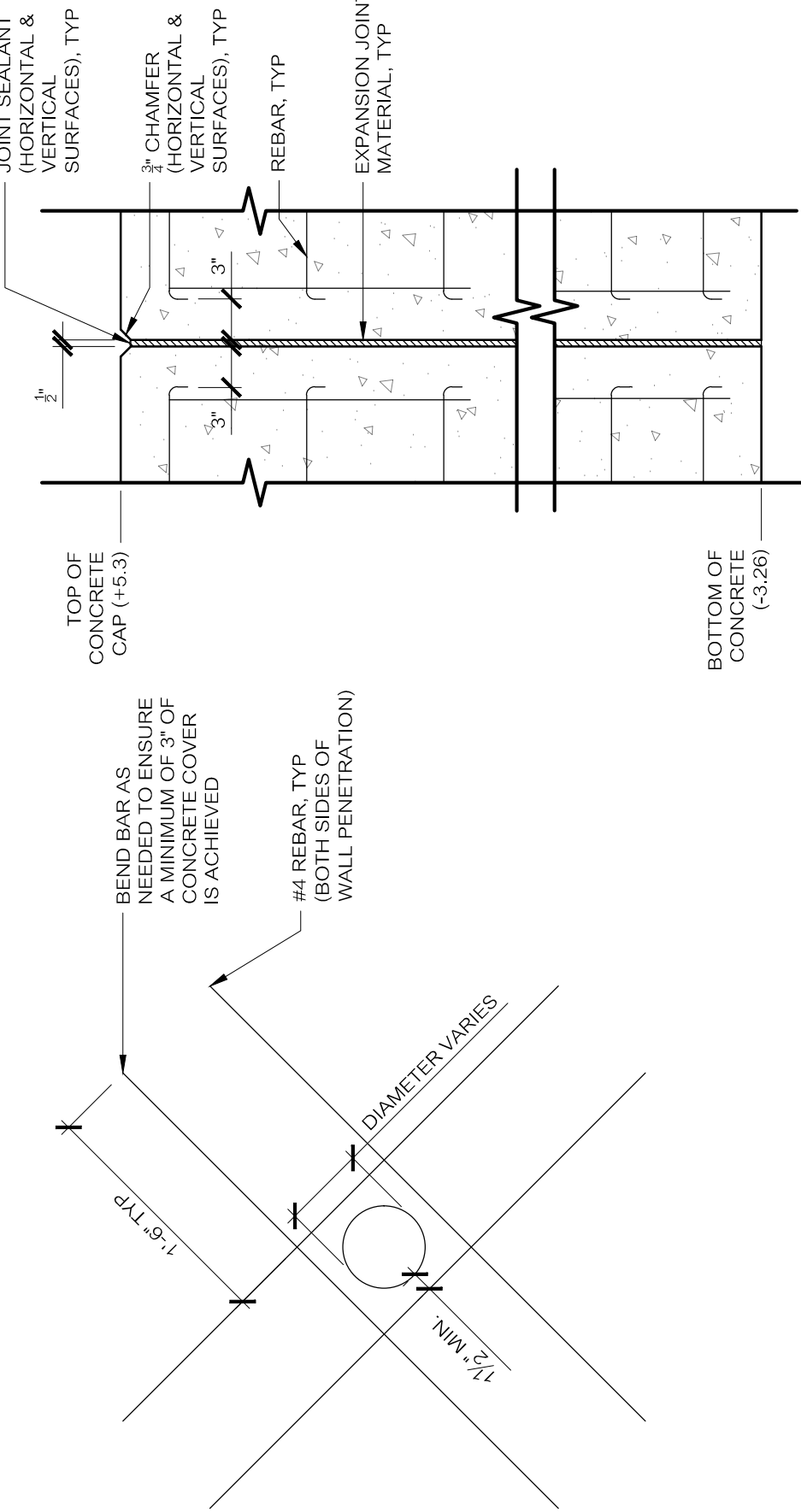
ISSUE DATE: 2019-09-17

A		B	C	D	E	F	G	H	I	J	K	L	M	N	O	P	
SHEET NUMBER		SHEET TITLE			ISSUE	REV											
1	G-001	COVER SHEET	GENERAL			D-01	--										
	G-002	DRAWING INDEX				D-01	--										
	G-101	GENERAL NOTES				D-01	--										
	V-101	SURVEY			D-01	--											
	V-102				EXISTING CONDITIONS (SHEET 1 OF 3)	D-01	--										
	V-103				EXISTING CONDITIONS (SHEET 2 OF 3)	D-01	--										
	V-104				EXISTING CONDITIONS (SHEET 3 OF 3)	D-01	--										
	V-105				SITE PHOTO MAP	D-01	--										
	V-106				SITE PHOTOS	D-01	--										
	GEOTECHNICAL																
	B-101	SOIL BORING PLAN	D-01	--													
	CIVIL																
	C-001	GENERAL NOTES - DEMOLITION & DREDGING	D-01	--													
	C-101	PROPOSED IMPROVEMENT PLAN	D-01	--													
	C-102	CONSTRUCTION STAGING AREA & FENCING (1 OF 2)	D-01	--													
	C-103	CONSTRUCTION STAGING AREA & FENCING (2 OF 2)	D-01	--													
	C-104	DEMOLITION PLAN (OVERALL)	D-01	--													
	C-105	DEMOLITION PLAN (SHEET 1 OF 3)	D-01	--													
	C-106	DEMOLITION PLAN (SHEET 2 OF 3)	D-01	--													
	C-107	DEMOLITION PLAN (SHEET 3 OF 3)	D-01	--													
	C-108	DREDGING PLAN	D-01	--													
	C-109	SAND DEPTH CONDITIONS	D-01	--													
	C-110	ROCK DEPTH CONDITIONS	D-01	--													
	C-111	DISPOSAL PLAN	D-01	--													
	C-301	DREDGING SECTIONS (SHEET 1 OF 2)	D-01	--													
	C-302	DREDGING SECTIONS (SHEET 2 OF 2)	D-01	--													
	C-303	DREDGE DISPOSAL SECTIONS	D-01	--													
	C-401	UTILITY COORDINATION PLAN (SHEET 1 OF 3)	D-01	--													
	C-402	UTILITY COORDINATION PLAN (SHEET 2 OF 3)	D-01	--													
C-403	UTILITY COORDINATION PLAN (SHEET 3 OF 3)	D-01	--														
C-404	UTILITY COORDINATION PLAN (PALM WAY DOCK)	D-01	--														
C-405	UTILITY COORDINATION PLAN (BRAZILIAN DOCK)	D-01	--														
C-406	UTILITY COORDINATION PLAN (AUSTRALIAN DOCK)	D-01	--														
C-407	UTILITY COORDINATION PLAN (PERUVIAN DOCK)	D-01	--														
	CIVIL - DOCKAGE																
	CD-101	PROPOSED FLOATING DOCKAGE SYSTEM PLAN	D-01	--													
	CD-102	FLOATING DOCKAGE SYSTEM PLAN - PALM WAY	D-01	--													
	CD-103	FLOATING DOCKAGE SYSTEM PLAN - BRAZILIAN	D-01	--													
	CD-104	FLOATING DOCKAGE SYSTEM PLAN - AUSTRALIAN	D-01	--													
	CD-105	FLOATING DOCKAGE SYSTEM PLAN - PERUVIAN	D-01	--													
	CD-106	FLOATING DOCKAGE PLAN - BRAZILIAN (EAST END)	D-01	--													
	CD-107	FLOATING DOCKAGE PLAN - BRAZILIAN (MIDDLE)	D-01	--													
	CD-108	FLOATING DOCKAGE PLAN - BRAZILIAN (WEST END)	D-01	--													
	CD-109	FLOATING DOCKAGE PLAN - AUSTRALIAN (EAST END)	D-01	--													
	CD-110	FLOATING DOCKAGE PLAN - AUSTRALIAN (EAST MIDDLE)	D-01	--													
	CD-111	FLOATING DOCKAGE PLAN - AUSTRALIAN (WEST MIDDLE)	D-01	--													
	CD-112	FLOATING DOCKAGE PLAN - AUSTRALIAN (WEST END)	D-01	--													
	CD-113	FLOATING DOCKAGE PLAN - PERUVIAN (EAST END)	D-01	--													
	CD-114	FLOATING DOCKAGE PLAN - PERUVIAN (MIDDLE)	D-01	--													
	CD-115	FLOATING DOCKAGE PLAN - PERUVIAN (WEST END)	D-01	--													
	CD-301	FLOATING DOCKAGE SECTIONS	D-01	--													
	CD-302	GANGWAY & GANGWAY ABUTMENT SECTIONS	D-01	--													
CD-501	FLOATING DOCKAGE DETAILS	D-01	--														
CD-502	FLOATING DOCKAGE DETAILS	D-01	--														
	STRUCTURAL - BULKHEAD																
	SW-001	GENERAL NOTES - BULKHEAD	D-01	--													
	SW-101	BULKHEAD WALL - OVERALL PLAN	D-01	--													
	SW-102	BULKHEAD WALL - STA 0+00 TO 2+69	D-01	--													
	SW-103	BULKHEAD WALL - STA 2+69 TO 5+96	D-01	--													
	SW-104	BULKHEAD WALL - STA 5+96 TO 9+21	D-01	--													
	SW-105	BULKHEAD WALL - STA 9+09 TO 12+45	D-01	--													
	SW-106	BULKHEAD WALL - STA 12+45 TO 15+40	D-01	--													
	SW-107	TYPICAL BULKHEAD DETAIL AT STORMWATER PUMPSTATION	D-01	--													
	SW-301	BULKHEAD SECTIONS	D-01	--													
	SW-501	BULKHEAD WALL DETAILS (SHEET 1 OF 3)	D-01	--													
	SW-502	BULKHEAD WALL DETAILS (SHEET 2 OF 3)	D-01	--													
	SW-503	BULKHEAD WALL DETAILS (SHEET 3 OF 3)	D-01	--													
	CIVIL - LANDSIDE																
	CE-001	GENERAL NOTES I	D-01	--													

PREPARED FOR:																	REVISIONS																	PREPARED BY:																	TOWN MARINA PROJECT																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																														
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[illegible]





NOTES: 1. CEMENT GROUT SHALL MEET FDOT SECTION 930 REQUIREMENTS FOR CONCRETE REPAIR FOR PREDOMINANTLY VERTICAL SURFACES - HIGH PERFORMANCE. CEMENT GROUT MATERIAL SHALL BE TYPE III PORTLAND CEMENT (ASTM C150), 100% FINE AGGREGATE (ASTM C75), AND 100% FINE FILLER (ASTM C109). SUFFICIENT SPACE BETWEEN PENETRATIONS SUCH THAT 6 INCHES OF CONCRETE IS ACHIEVED. 3. ADDITIONAL WALL PENETRATIONS INCLUDING THOSE NOT SHOWN ON THIS SHEET SHALL BE CONSTRUCTED USING METHODOLOGY SHOWN ON THIS SHEET.	 Baird. PREPARED BY:										TOWN MARINA PROJECT	
	BULKHEAD WALL DETAILS (SHEET 3 OF 3)										DATE ISSUED: 2019-09-17	
	PROJECT NUMBER: 2717.201										PROJECT NUMBER: 2717.201	
	ISSUED BY: D-01										ISSUED BY: D-01	
	PROJECT NUMBER: 2717.201										PROJECT NUMBER: 2717.201	
	PROJECT NUMBER: 2717.201										PROJECT NUMBER: 2717.201	
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	PROJECT NUMBER: 2717.201										PROJECT NUMBER: 2717.201	

SECTION NO.: 93280
PERMIT NO.: 2019-C-496-00006
LOCATION: The Town of Palm Beach
S.R. No.: SR 704/Okeechobee Blvd. @
Royal Park Bridge
Agreement #: 20200113-1

EXHIBIT C

MAINTENANCE PLAN REQUIREMENTS

The **AGENCY** shall submit to the **DEPARTMENT** a maintenance plan detailing the means and methods for accomplishing repairs to the IMPROVEMENTS in accordance with all **DEPARTMENT** Standards, Procedures and Specifications. This plan must be submitted and approved by the **DEPARTMENT** prior to commencing any maintenance or repair activities. The plan should at minimum detail how the **AGENCY** will address the following:

1. Providing for continuous traffic control and necessary traffic control devices as required for the safe movement of traffic of vehicular and pedestrian traffic past the location of the structure being repaired for the duration of the repair in accordance with **DEPARTMENT** Standards, Procedures and Specifications.
2. Protection of adjacent surrounding property, real estate, vehicles, pedestrians, attachments to the light poles, or other assets during the preparation and recoating of surfaces.
3. Containment of debris or materials used in or resulting from the repair.

After the maintenance plan is approved, the **AGENCY** shall submit a work plan to the **DEPARTMENT** for approval prior to each repair to be performed detailing:

1. The proposed date of the repair
2. The location of the repair
3. The nature of the repair
4. The materials to be used for the repair
5. The methods to be used for the repair

RESOLUTION NO. 154-2019

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF PALM BEACH,
PALM BEACH COUNTY, FLORIDA, APPROVING A CONSTRUCTION
AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION
(FDOT) FOR WORK ASSOCIATED WITH THE TOWN MARINA PROJECT TO
BE CONSTRUCTED WITHIN THE FDOT RIGHT-OF-WAY.

* * * * *

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 a Construction Agreement between the Florida Department of Transportation (FDOT) and the Town of Palm Beach for construction of improvements within the FDOT right-of-way that are associated with the Town Marina project.

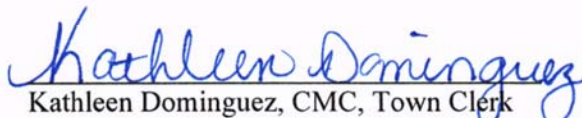
Section 2. The Town Manager, or his designee, is hereby authorized to execute a Construction Agreement on behalf of the Town of Palm Beach for these improvements.

Section 3. The Town Manager, or his designee, is hereby authorized to take such further actions as may be necessary to effectuate the completion of the said project, and to act as the Construction Coordinator as defined in the Construction Agreement.

PASSED AND ADOPTED in a regular, adjourned session of the Town Council of the Town of Palm Beach assembled this 10th day of December, 2019.


Gail L. Coniglio, Mayor

ATTEST:


Kathleen Dominguez, CMC, Town Clerk



TOWN OF PALM BEACH

Town Council Meeting on: March 10, 2020

Section of Agenda

Ordinances - Second Reading

Agenda Title

ORDINANCE NO. 05-2020 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Providing for an Amendment to the Town's Budgets Adopted for the Fiscal Year Commencing October 1, 2019, and Providing an Effective Date.

Presenter

Jane Le Clainche, Director of Finance

ATTACHMENTS:

- ▣ **Ordinance No. 05-2020**
- ▣ **Exhibit A**
- ▣ **Exhibit B**
- ▣ **Exhibit C**

ORDINANCE NO. 05-2020

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, PROVIDING FOR AN AMENDMENT TO THE TOWN'S BUDGETS ADOPTED FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2019, AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, it was necessary for the Town of Palm Beach to adopt budgets for the fiscal year commencing October 1, 2019; and

WHEREAS, the Town Council of the Town of Palm Beach, Florida, deems it necessary and appropriate to amend said budgets to provide appropriations adequate for the authorization of expenditures necessary for conducting Town operations for the fiscal year ending September 30, 2020; and

WHEREAS, the budget amendment is necessary for the Debt Service Fund, for the costs and escrow deposits associated with the two bond refinancing issues; and

WHEREAS, the budget amendment is necessary for the Coastal Protection Fund and the Marina Fund for the costs associated with the Marina Reconstruction Project including the reconstruction of the bulkhead; and

WHEREAS, said budget amendments are required to be approved by ordinance.

NOW, THEREFORE, BE IT ORDAINED 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 Debt Service Fund, Coastal Protection Fund, and Marina Enterprise Fund, for the fiscal year commencing October 1, 2019, is hereby amended and adopted pursuant to Exhibits "A", "B", and "C", attached hereto and made a part of this ordinance.

Section 3. Effective Date. This ordinance shall take effect immediately upon passage and approval as provided by law.

PASSED AND ADOPTED in a regular, adjourned session of the Town Council of the Town of the Palm Beach on first reading this 11th day of February, 2020, and for second and final reading on this 10th day of March, 2020.

Gail L. Coniglio, Mayor

Danielle H. Moore, Town Council President

Margaret A. Zeidman, Council President Pro Tem

Julie Araskog, Town Council Member

ATTEST:

Lewis S. W. Crampton, Town Council Member

Patricia Gayle-Gordon
Acting Town Clerk

Bobbie Lindsay, Town Council Member

Town of Palm Beach, Florida
2010A and 2013 Debt Service Fund Revenues and Expenditures (205)
Budget Amendment
October 1, 2019 through September 30, 2020

	Adopted Budget FY2020	Ordinance No. 05-2020 Amendment	Amended Budget FY2020
Revenues			
Investment Earnings	10,000		10,000
Transfer from General Fund	5,983,913		5,983,913
Transfer from Recreation Enterprise Fund	199,813		199,813
Transfer from Coastal Protection Fund	544,107		544,107
Bond Proceeds	-	53,390,000	53,390,000
Bond Premium	-	109,266	109,266
Total Revenues	6,737,833	53,499,266	60,237,099
Expenditures			
Debt Service Interest	4,460,332	-	4,460,332
Debt Service Principal	2,455,000		2,455,000
Bond Costs	10,000		10,000
Bond Closing Costs		699,701	699,701
Bond Deposit to Escrow		52,802,291	52,802,291
Total Expenditures	6,925,332	53,501,991	60,427,323
Revenues Over/(Under) Expenditures	(187,499)		(190,224)
Beginning Fund Equity	1,566,675		1,566,675
Ending Fund Equity	1,379,176		1,376,451

Town of Palm Beach, Florida
Comprehensive Coastal Management Project Fund (309)
Budget Amendment
October 1, 2019 through September 30, 2020

	Adopted Budget FY2020	Ordinance No. 05-2020 Amendment	Amended Budget FY2020
Revenues			
Investment Earnings	899,301		899,301
Grants/Local Revenue	24,903,657		24,903,657
Transfer from General Fund	6,520,211		6,520,211
Total Revenues	32,323,169	-	32,323,169
Expenditures			
Current Year Projects	33,038,000		33,038,000
Salaries and Wages	124,159		124,159
Employee Benefits	50,000		50,000
Contractual	7,500		7,500
Commodities	4,700		4,700
Capital Outlay	1,963		1,963
Bulkhead Project at Marina	-	3,600,000	3,600,000
Transfer to Debt Service Fund	544,107		544,107
Total Expenditures	33,770,429	3,600,000	37,370,429
Revenues Over/(Under) Expenditures	(1,447,260)	(3,600,000)	(5,047,260)
Beginning Fund Balance	23,299,648		23,299,648
Ending Fund Balance	21,852,388		18,252,388

Town of Palm Beach, Florida
Town Marina Enterprise Fund
Budget Amendment
October 1, 2019 through September 30, 2020

	Adopted Budget FY2020	Ordinance No. 05-2020 Amendment	Amended Budget FY2020
Revenues			
Charges For Services	2,317,362		2,317,362
Miscellaneous Revenue	15,850		15,850
Grant Revenue		325,000	325,000
Loan Proceeds		31,000,000	31,000,000
Interest Income		190,000	190,000
Total Revenues	2,333,212	31,190,000	33,848,212
Expenditures			
Salaries and Wages	242,373		242,373
Employee Benefits	116,915		116,915
Contractual	715,025	-	715,025
Commodities	9,875	-	9,875
Capital Projects	-	35,014,800	35,014,800
Depreciation	156,920		156,920
Debt Service		342,000	342,000
Contingency	54,209		54,209
Total Expenditures	1,295,317	35,356,800	36,652,117
Revenues Over/(Under) Expenditures	1,037,895	(4,166,800)	(2,803,905)
Beginning Fund Balance	7,047,777		7,047,777
Ending Fund Balance	8,085,672		4,243,872

TOWN OF PALM BEACH

Town Council Meeting on: March 10, 2020

Section of Agenda

Ordinances - First Reading

Agenda Title

ORDINANCE NO. 06-2020 An Ordinance Of The Town Council Of The Town Of Palm Beach, Palm Beach County, Florida, Amending Chapter 106 Of The Town Code Of Ordinances At Article VII, Special Events On Public Property, At Division 1, Section 106-256, Definitions, So As To Amend The Definition Of Special Event To Include Walk/Run; Further Amending Section 106-283, Standards For Issuance, So As To Provide That Special Events Shall Be Subject To Section 106-289; Including A New Section 106-289 Titled Walks And Runs, So As To Provide For Applications For Such Activities And Procedures And Criteria For Approving A Walk/Run Event; Providing For Severability; Providing For Repeal Of Ordinances In Conflict; Providing For Codification; Providing An Effective Date.

Presenter

Jay Boodheshwar, Deputy Town Manager

ATTACHMENTS:

- ▣ **Memorandum Dated March 2, 2020, from Jay Boodheshwar, Deputy Town Manager**
- ▣ **Ordinance No. 06-2020**

TOWN OF PALM BEACH

Information for Town Council Meeting on: March 10, 2020

To: Mayor and Town Council

Via: Kirk Blouin, Town Manager

From: Jay Boodheshwar, Deputy Town Manager

Re: Proposed Modification to Chapter 106, Article VII, to Establish Town Council Approval Criteria for Walks and Runs on Public Property
Ordinance No. 06-2020

Date: March 2, 2020

STAFF RECOMMENDATION

Staff recommends Town Council approve the first reading of Ordinance No. 06-2020, modifying Chapter 106, Article VII of the Town Code, establishing Town Council approval criteria for applications to host walks and runs on public property.

GENERAL INFORMATION

It was the consensus of the ORS Committee that modifications to Chapter 106, Article VII, be made to establish criteria for Council to apply in their consideration of applications for non-grandfathered walks and runs on public property. After reviewing the proposed modifications with Town Council at the February 11, 2020, meeting, staff was directed to work with the Town Attorney to prepare an ordinance to codify the new criteria that was proposed. The attached Ordinance includes details on the modifications to Sec. 106-256 – Definitions, Section 106-283 – Standards for issuance, and the addition of Section 106-289 – Walks and runs.

TOWN ATTORNEY APPROVAL

Ordinance No. 06-2020 was prepared and approved by the Town Attorney for legal form and sufficiency.

Attachment

cc: John C. Randolph, Town Attorney
Department Directors

ORDINANCE NO. 06-2020

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 106 OF THE TOWN CODE OF ORDINANCES AT ARTICLE VII, SPECIAL EVENTS ON PUBLIC PROPERTY, AT DIVISION 1, SECTION 106-256, DEFINITIONS, SO AS TO AMEND THE DEFINITION OF SPECIAL EVENT TO INCLUDE WALK/RUN; FURTHER AMENDING SECTION 106-283, STANDARDS FOR ISSUANCE, SO AS TO PROVIDE THAT SPECIAL EVENTS SHALL BE SUBJECT TO SECTION 106-289; INCLUDING A NEW SECTION 106-289 TITLED WALKS AND RUNS, SO AS TO PROVIDE FOR APPLICATIONS FOR SUCH ACTIVITIES AND PROCEDURES AND CRITERIA FOR APPROVING A WALK/RUN EVENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR 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, PALM BEACH COUNTY, FLORIDA, AS FOLLOWS:

Section 1. Chapter 106, Article VII of the Town Code of Ordinances is hereby amended at Section 106-256, Definitions, to read as follows:

“Sec. 106-256. - Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Special event means any meeting, activity, walk/run, or gathering of a group of persons having a common purpose, design or goal, upon any public street, sidewalk, alley, park, beach or other public place or building, which special event substantially inhibits the usual flow of pedestrian or vehicular travel or which occupies any public area or building, which results in preempted use by the general public or which deviates from the established use. Nothing in this article shall preclude the use of such areas by the town for governmental purposes.”

Section 2. Chapter 106, Article VII of the Town Code of Ordinances is hereby amended at Section 106-283, to read as follows:

“Sec. 106-283. - Standards for issuance.

The town manager shall issue a special event permit, when from consideration of the application and from such other information as may otherwise be obtained, he/she finds that:

- (1) No other applicant has obtained a permit for the date requested.
- (2) The special event applicant has agreed in writing to abide by all provisions set forth in this article.
- (3) All required information is set forth in the application and is in accordance with all provisions set forth in this article.
- (4) The concentration of persons and vehicles at assembly points of the special event will not interfere with the proper fire and police protection of or ambulance services to areas contiguous to such assembly areas.
- (5) The conduct of such special event will not interfere with the movement of police and fire rescue vehicles and equipment en route to a fire or the movement of emergency medical services equipment en route to an emergency.
- (6) The special event is not being held for the purpose of advertising any product, goods or event, and shall not be held for private profit or fund raising, unless the applicant is a 501 (c) 3 non-profit, in which a charitable solicitation permit would also be required.
- (7) The conduct of the special event will not substantially interrupt the safe and orderly movement of pedestrian or vehicular traffic contiguous to the place of the special event.
- (8) The conduct of the special event will not result in damage to town-owned property or constitute a hazard to the safety of other persons within the immediate vicinity of the event.
- (9) No event is scheduled elsewhere in the town where the town's resources required for that event are so great that the deployment of resources for the proposed assembly would have an immediate and adverse effect upon the welfare and safety of persons and property.
- (10) An original certificate of insurance was supplied to the town naming the town as additional insured on a policy of liability insurance in an amount not less than \$1,000,000.00 or an amount higher based upon the particular special event proposed.

Applications for the use of Phipps Plaza Park shall receive town council approval prior to the issuance of a special events permit. Said requirement shall automatically expire after three years from the adoption of Ordinance 29-2019.

Applications for special events that involve leaving the primary event location (public or private properties) to utilize public sidewalks, streets and/or bike paths shall receive town council approval prior to the issuance of a special event permit and shall be subject to section 106-289.”

Section 3. Chapter 106, Article VII of the Town Code of Ordinances is hereby amended to include a new Section 106-289, titled Walks and Runs, to read as follows:

“Sec. 106-289. — Walks and Runs

Applications for activities or events that involve leaving the primary event location on public or private properties that will utilize public sidewalks, streets and/or bike paths, and other right-of-way areas for the purpose of organized walks or runs of any distance, shall receive Town Council approval prior to the issuance of a special event permit.

The following procedure and criteria for approving a walk/run event shall be as follows:

- a) Applications for walk/run events shall be submitted as required in section 106-282.
- b) The Town Manager or his/her designee will submit a staff report, the special event application and supporting documentation to the Town Council for its consideration and final approval.
- c) Approval of a walk/run event application shall be subject to the following requirements:
 1. Adequacy of the location of the start and finish line as well as the walk/run route, relative to public safety and impact to the residents; and
 2. The date(s) and start time(s) of the event, and/or whether or not it will conflict with a town sponsored event or another event in close proximity of the proposed event, and will not adversely impact adjacent residential areas.
 3. The maximum number of events held in the requested route area is no more than three per year calendar year and no more than one event every other month.
 4. The maximum number of persons permitted by the Town to participate in a walk/run event (including but not limited to spectators, vendors, volunteers, and staff) is 400.
 5. Set-up prior to Council approved walk/run event shall not begin prior to 8:00am without Council approval.
 6. No amplified music or speaking shall be permitted prior to 9:00am without Council approval.
 7. No walk/run events shall be held on a Sunday.”

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 5. 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 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 10th day of March, 2020, and for second and final reading on this _____ day of _____, 2020.

Gail L. Coniglio, Mayor

Danielle H. Moore, Town Council President

Margaret A. Zeidman, Council President Pro Tem

Bobbie Lindsay, Town Council Member

ATTEST:

Julie Araskog, Town Council Member

Patricia Gayle-Gordon, Acting Town Clerk

Lewis S.W. Crampton, Town Council Member

TOWN OF PALM BEACH

Town Council Meeting on: March 10, 2020

Section of Agenda

Ordinances - First Reading

Agenda Title

ORDINANCE NO. 07-2020 An Ordinance Of The Town Council Of The Town Of Palm Beach, Palm Beach County, Florida, Amending Chapter 66 Of The Town Code Of Ordinances Related To Natural Resource Protection At Article IV, Vegetation, Division 5, Regulations, Section 66-311, Prohibited Plants, So As To Prohibit, In Addition To Ficus Benjamina, Ficus Nitida; Providing For Severability; Providing For Repeal Of Ordinances In Conflict; Providing For Codification; Providing An Effective Date.

Presenter

Jay Boodheshwar, Deputy Town Manager

ATTACHMENTS:

- ▣ **Memorandum Dated March 2, 2020, from Jay Boodheshwar, Deputy Town Manager**
- ▣ **Ordinance No. 07-2020**

TOWN OF PALM BEACH

Information for Town Council Meeting on: March 10, 2020

To: Mayor and Town Council

Via: Kirk Blouin, Town Manager

From: Jay Boodheshwar, Deputy Town Manager

Re: Modification to Section 66-311 – Prohibited Plants, to Prohibit the Planting of Ficus Nitida
Ordinance No. 07-2020

Date: March 2, 2020

STAFF RECOMMENDATION

Staff recommends Town Council approve the first reading of Ordinance No. 07-2020, modifying Chapter 66, Section 66-311 – Prohibited plants, to prohibit the new planting of ficus nitida.

GENERAL INFORMATION

It was the consensus of the ORS Committee that modifications to Chapter 66, Section 66-311 – Prohibited plants, be made to prohibit the new planting of ficus nitida due to its susceptibility to white fly. After reviewing the proposed code modifications with Town Council at the February 11, 2020, meeting, staff was directed to work with the Town Attorney to prepare an ordinance to codify the addition of ficus nitida to the list of prohibited plants. See the attached Ordinance for details on the modifications.

TOWN ATTORNEY APPROVAL

Ordinance No. 07-2020 was prepared and approved by the Town Attorney for legal form and sufficiency.

Attachment

cc: John C. Randolph, Town Attorney
Department Directors

ORDINANCE NO. 07-2020

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 66 OF THE TOWN CODE OF ORDINANCES RELATED TO NATURAL RESOURCE PROTECTION AT ARTICLE IV, VEGETATION, DIVISION 5, REGULATIONS, SECTION 66-311, PROHIBITED PLANTS, SO AS TO PROHIBIT, IN ADDITION TO FICUS BENJAMINA, FICUS NITIDA; PROVIDING FOR SEVERABILITY; PROVIDING FOR 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, PALM BEACH COUNTY, FLORIDA, AS FOLLOWS:

Section 1. Chapter 66 of the Town Code of Ordinances titled Natural Resource Protection, is hereby amended at Article IV, Vegetation, Division 5, Regulations, at Section 66-311, Prohibited Plants, Subsection (d) Prohibition of ficus benjamina, to read as follows:

“Sec. 66-311. - Prohibited plants.

(d) *Prohibition of ficus benjamina and ficus nitida.* Due to extreme susceptibility of the invasive white fly pest and the consequent enforcement issues to require owners to treat or remove infested ficus benjamina and ficus nitida, no new planting of ficus benjamina or ficus nitida shall be allowed. The planting of appropriate native vegetation in a hedge or hedgerow is encouraged.”

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.

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 10th day of March, 2020, and for second and final reading on this _____ day of _____, 2020.

Gail L. Coniglio, Mayor

Danielle H. Moore, Town Council President

Margaret A. Zeidman, Council President Pro Tem

Bobbie Lindsay, Town Council Member

ATTEST:

Julie Araskog, Town Council Member

Patricia Gayle-Gordon, Acting Town Clerk

Lewis S.W. Crampton, Town Council Member