



# TOWN OF PALM BEACH

Town Manager's Office

TENTATIVE -  
SUBJECT TO  
REVISION

## SPECIAL TOWN COUNCIL MEETING

TOWN HALL  
COUNCIL CHAMBERS-SECOND FLOOR  
360 SOUTH COUNTY ROAD

### AGENDA

FRIDAY, JANUARY 17, 2014

9:30 AM

I. CALL TO ORDER AND ROLL CALL

Gail L. Coniglio, Mayor  
David A. Rosow, President  
Robert N. Wildrick, President Pro Tem  
William J. Diamond  
Richard M. Kleid  
Michael J. Pucillo

II. PLEDGE OF ALLEGIANCE

III. APPROVAL OF AGENDA

IV. RESOLUTION NO. 10-2014 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Directing the Town Clerk of Said Town to Place the Ballot Question on the Official Ballot for the Special Election to be Held in Said Town on the Twenty-Fifth Day of March 2014; Adopting the Official Ballot to Be Used in Said Election; Authorizing the Town Clerk to Arrange for Voting Equipment to Be Used in Said Election; and Directing the Mayor of Said Town to Issue a Proclamation of Said Election, Naming Therein the Ballot Question; And, Designating the Town Clerk of the Town of Palm Beach and the Supervisor of Elections of Palm Beach County, or Their Designees, to Serve as the Canvassing Board. [John C. Randolph, Town Attorney]

V. ANY OTHER MATTERS

VI. ADJOURNMENT

**PLEASE TAKE NOTE:**

The progress of this meeting may be monitored by visiting the Town's website ([www.townofpalmbeach.com](http://www.townofpalmbeach.com)) and clicking on "Meeting Audio" in the left column. If you have questions relative to this feature, please contact the Office of Information Systems (561) 227-6315.

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.

**RESOLUTION NO. 10-2014**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, DIRECTING THE TOWN CLERK OF SAID TOWN TO PLACE THE BALLOT QUESTION ON THE OFFICIAL BALLOT FOR THE SPECIAL ELECTION TO BE HELD IN SAID TOWN ON THE TWENTY-FIFTH DAY OF MARCH 2014; ADOPTING THE OFFICIAL BALLOT TO BE USED IN SAID ELECTION; AUTHORIZING THE TOWN CLERK TO ARRANGE FOR VOTING EQUIPMENT TO BE USED IN SAID ELECTION; AND DIRECTING THE MAYOR OF SAID TOWN TO ISSUE A PROCLAMATION OF SAID ELECTION, NAMING THEREIN THE BALLOT QUESTION; AND, DESIGNATING THE TOWN CLERK OF THE TOWN OF PALM BEACH AND THE SUPERVISOR OF ELECTIONS OF PALM BEACH COUNTY, OR THEIR DESIGNEES, TO SERVE AS THE CANVASSING BOARD.**

**WHEREAS**, on December 12, 2013, a referendum petition was filed with the Town Clerk requesting that Ordinance No. 6-2013 be either repealed or submitted to a vote of the electors;

**WHEREAS**, the Town Clerk has performed the necessary examination required by the Town Code of Ordinances and has certified the petition to be sufficient;

**WHEREAS**, on January 14, 2014, the Town Council failed to repeal Ordinance No. 6-2013 upon the following question: "Shall the ordinance amendment specified in the referendum petition be repealed?"; and

**WHEREAS**, pursuant to Sec. 134-293 of the Town Code, the referred amendment shall be submitted to the electors not less than 60 days or more than 90 days from the date the Town Council takes its final vote thereon.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, AS FOLLOWS:**

**SECTION ONE:** The Town Clerk is hereby directed to have official ballots prepared for said special election, and have printed thereon the ballot question. The official ballot to be used in said election is substantially as follows, to wit:

**OFFICIAL BALLOT**

**SPECIAL ELECTION OF THE TOWN OF PALM BEACH, IN PALM BEACH COUNTY, FLORIDA, TO BE HELD ON THE 25<sup>TH</sup> DAY OF MARCH, 2014.**

**TOWN OF PALM BEACH ZONING ORDINANCE AMENDMENT NO.  
6-2013**

**The Town Council adopted Ordinance 6-2013 amending the Town's zoning code to provide for an optional PUD-5, Historic Mixed Use Development, within the C-TS Zoning District between Royal Poinciana Way and Sunset Avenue and Bradley Place and North County Road. That amendment has been referred to the electorate for approval or rejection. A yes vote will indicate approval. A no vote will indicate rejection.**

- ☐ **YES For approval of the zoning amendment**
- ☐ **NO For rejection of the zoning amendment**

**SECTION TWO:** There will be seven precincts with three polling locations in said election, as follows:

Precinct 1390 - St. Edward's Parish Hall, 165 North County Road, Palm Beach, FL 33480

Precinct 1392 - St. Edward's Parish Hall, 165 North County Road, Palm Beach, FL 33480

Precinct 1394 - Central Fire-Rescue Station, 355 South County Road, Palm Beach, FL 33480

Precinct 7154 - Central Fire-Rescue Station, 355 South County Road, Palm Beach, FL 33480

Precinct 7156 - South Fire-Rescue Station, 2185 South Ocean Blvd, Palm Beach, FL 33480

Precinct 7158 - South Fire-Rescue Station, 2185 South Ocean Blvd, Palm Beach, FL 33480

Precinct 7166 - South Fire-Rescue Station, 2185 South Ocean Blvd, Palm Beach, FL 33480

**SECTION THREE:** The Town Council hereby authorizes the Town Clerk to appoint the necessary Poll Clerks, Deputies, and Inspectors as needed. Said Clerks, Deputies, and Inspectors are hereby directed to hold said election in accordance with law, and in such a manner as to prevent fraud, deceit, and abuse thereat, and to make their return of the result of said election to the Town Council in a manner prescribed by law.

**SECTION FOUR:** The Town Clerk is hereby directed to arrange for the use of optical scan voting machines at said election and for the Supervisor of Elections of Palm Beach County to provide absentee ballots in accordance with the provisions of Chapter 101, Florida Statutes.

**SECTION FIVE:** The Mayor of the Town of Palm Beach is hereby required to issue her Proclamation of said Election and the date thereof to wit: March 25, 2014, between the hours of 7:00 a.m. and 7:00 p.m. The ballot question for said election shall be included in such Proclamation, which shall be printed in the La Guia Gratuita on March 12, 2014, and in the Palm Beach Daily News on March 16, 2014. The Town Clerk shall also post a copy of said Proclamation on the bulletin board in Town Hall.

**SECTION SIX:** The Town of Palm Beach Town Clerk, Susan A. Owens, or her designee, and the Palm Beach County Supervisor of Elections, Susan Bucher, or her designee, are hereby designated as the Town of Palm Beach Canvassing Board to carry out the duties, as prescribed in the Florida Statutes, for absentee ballots, the testing of the tabulating equipment, and to supervise the canvassing of the returns of the election, as prescribed by law.

PASSED AND ADOPTED in a special, adjourned session of the Town Council of the Town of Palm Beach assembled this 17<sup>th</sup> day of January, 2014.

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Gail L. Coniglio, Mayor

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David A. Rosow, Council President

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Robert N. Wildrick, Council President Pro Tem

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William J. Diamond, Council Member

ATTEST:

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Richard M. Kleid, Council Member

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Susan A. Owens, MMC, Town Clerk

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Michael J. Pucillo, Council Member