



SUMMARY OF ACTIONS TAKEN AT THE JULY 12, 2022 TOWN COUNCIL MEETING

- I. CALL TO ORDER AND ROLL CALL
- II. INVOCATION AND PLEDGE OF ALLEGIANCE
- III. MODIFICATIONS TO THE AGENDA

ACTION: THE FOLLOWING MODIFICATIONS WERE MADE TO THE AGENDA:

- 1) Item No. XII.B.3. Evaluation of Alternatives to Relocate Garbage and Recycling Pickup at Lake Drive Park **TIME CERTAIN: 3:00 PM**
- 2) Addition of the following Closed Door Session after the Approval of Agenda:

Consideration of scheduling a closed-door attorney client session pursuant to Section 286.011(8) to discuss the following matter: In Re: South Atlantic Regional Center, LLC, Debtor, Scott N. Brown, as Chapter 7 Trustee of The Bankruptcy Estate of South Atlantic Regional Center, LLC, Plaintiff, vs. Palm Beach County, Florida; Town of Palm Beach, Florida; Children's Services Council of Palm Beach County; Health Care District of Palm Beach County; Palm Beach County School District; Florida Department of Education, Defendants; United States Bankruptcy Court Southern District of Florida West Palm Beach Division; Case No.: 19-25762-EPK, Chapter 7, Complaint to Avoid and Recover Fraudulent Transfers, pursuant to the request for advice by the Town Attorney. The session shall commence on Wednesday, July 13, immediately following the Council meeting in the conference room behind Town Council Chambers, second floor, 360 South County Road with the following persons in attendance; Daniel H. Moore, Mayor, Margaret A. Zeidman, President, Bobbie Lindsay, President Pro Tem, Julie Araskog, Ted Cooney, Lew Crampton, Kirk Blouin, Town Manager, Town Attorneys John C. Randolph and Robert W. Wilkins; And Court Reporter From Pleasanton & Marsaa Court Reporting.

- IV. APPROVAL OF AGENDA
- ACTION: AGENDA APPROVED, AS AMENDED**

Consideration of scheduling a closed-door attorney client session pursuant to Section 286.011(8) to discuss the following matter: In Re: South Atlantic Regional Center, LLC, Debtor, Scott N. Brown, as Chapter 7 Trustee of The Bankruptcy Estate of South Atlantic Regional Center, LLC, Plaintiff, vs. Palm Beach County, Florida; Town of Palm Beach, Florida; Children's Services Council of Palm Beach County; Health Care District of Palm Beach County; Palm Beach County School District; Florida Department of Education, Defendants; United States Bankruptcy Court Southern District of Florida West Palm Beach Division; Case No.: 19-25762-EPK, Chapter 7, Complaint to Avoid and Recover Fraudulent Transfers, pursuant to the request for advice by the Town Attorney. The session shall commence on Wednesday, July 13, immediately following the Council meeting in the conference room behind Town Council Chambers, second floor, 360 South County Road with the following persons in attendance; Daniel H. Moore, Mayor, Margaret A. Zeidman, President, Bobbie Lindsay, President Pro Tem, Julie Araskog, Ted Cooney, Lew Crampton, Kirk Blouin, Town Manager, Town Attorneys John C. Randolph and Robert W. Wilkins; And Court Reporter From Pleasanton & Marsaa Court Reporting.

ACTION: CLOSED DOOR SESSION TO BE HEARD IMMEDIATELY AFTER THE WEDNESDAY, JULY 13, 2022, TOWN COUNCIL MEETING

V. RECOGNITIONS

- A. Recognition of Thomas Parker for his Service on the Underground Utilities Task Force from October 2015 to June 2022
Danielle H. Moore, Mayor

VI. PRESENTATIONS

- A. Scholarship Awards provided by the Palm Beach Country Club
Danielle H. Moore, Mayor
ACTION: SCHOLARSHIPS AWARDED TO MICHAEL CARISTO, CHRISTINA CARISTO, JOSEPH BARBER, CHRISTOPHER BARBER, BIANCA BADOLATI, LUKE STONE, CLAY MILLER, KALIA MARTIN, KEVIN LEBRUN, MAXWELL GUELLI, JOSEPH GUELLI, SCOTT GORDON AND SAMANTHA TEDESCO
- B. Scholarship Awards provided by Rotary Club of Palm Beaches Foundation Flags for Heroes
Riccardo Boehm, President-Elect, Rotary Club of Palm Beach Foundation
ACTION: SCHOLARSHIPS AWARDED TO NICHOLAS PATACA, REAGHAN PIERRE, ANNABEL ROACH, LUKE STONE AND CHRISTOPHER WILSON
- C. Scholarship Awards provided by the Palm Beach Civic Association and Citizens Association of Palm Beach
Palm Beach Civic Association and Dena Seigel, Citizens Association of Palm Beach
ACTION: SCHOLARSHIP AWARDED TO REAGHAN PIERRE

VII. BOARD AND COMMISSIONS PRESENTATIONS AND APPOINTMENTS

- A. Presentations by the Applicants and Appointments to the Recreation Advisory Commission [Pat Gayle-Gordon, Acting Town Clerk]

ACTION: APPOINTED DAVID N. MISSNER AS A MEMBER OF THE RECREATION ADVISORY COMMISSION

- B. Presentations by the Applicants and Appointments to the Shore Protection Board. [Pat Gayle-Gordon, Acting Town Clerk]

ACTION: APPOINTED ROB ALLAN AS A MEMBER OF THE SHORE PROTECTION BOARD

VIII. COMMENTS OF MAYOR DANIELLE H. MOORE

IX. COMMENTS OF TOWN COUNCIL MEMBERS

X. COMMUNICATIONS FROM CITIZENS - 3 MINUTE LIMIT PLEASE

XI. APPROVAL OF CONSENT AGENDA (SEE NOTE 5)

ACTION: APPROVED, AS AMENDED

The following change was made to the Consent Agenda:

Item No. XI.B.9. RESOLUTION NO. 089-2022 was pulled and heard as Item No. XII.A.1.

A. MINUTES

1. Town Council Meeting Minutes

Pat Gayle-Gordon, Acting Town Clerk

a. June 14, 2022 Town Council Meeting Minutes

b. June 15, 2022 Town Council Development Review Meeting Minutes

2. Approval of Major Matters Considered by the Architectural Review Commission at its Meeting of June 29, 2022.

Wayne Bergman, Director of Planning, Zoning and Building

B. RESOLUTIONS

1. RESOLUTION NO. 080-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Fiscal Year 2023-2024 Annual Funding Application to the Florida Department of Environmental Protection Beach Erosion Control Program.

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

2. RESOLUTION NO. 081-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Relating to the Collection and Disposal of Commercial Solid Waste; Establishing the Estimated Assessed Cost Against the Properties that will be Benefitted Thereby; Directing the Town Manager to Prepare an Updated Solid Waste Assessment Roll; Establishing a Public Hearing to Consider Approval of the Assessment Roll and Reimposition of the Service Assessments and Their Collection Pursuant to the Uniform Assessment Collection Act; Directing the Provision of Notice; and Providing for an Effective Date.
H. Paul Brazil, P.E., Director of Public Works
2. RESOLUTION NO. 082-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Relating To The Peruvian Avenue Improvement Project; Establishing The Estimated Assessed Cost Against The Properties That Will Be Benefitted Thereby; Directing The Town Manager To Prepare Updated Assessment Rolls; Establishing A Public Hearing To Consider Approval Of The Assessment Rolls And Reimposition Of The Maintenance Assessments And Their Collection Pursuant To The Uniform Assessment Collection Act; Directing The Provision Of Notice; And Providing For An Effective Date.
Jane Le Clainche, Director of Finance
3. RESOLUTION NO. 083-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Relating To The Worth Avenue Improvement Project; Establishing The Estimated Assessed Cost Against The Properties That Will Be Benefitted Thereby; Directing The Town Manager To Prepare Updated Assessment Rolls; Establishing A Public Hearing To Consider Approval Of The Assessment Rolls And Reimposition Of The Maintenance Assessments And Their Collection Pursuant To The Uniform Assessment Collection Act; Directing The Provision Of Notice; And Providing For An Effective Date.
Jane Le Clainche, Director of Finance
4. RESOLUTION NO. 084-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of RFQ No. 2022-17, Architectural Services to Bridges, Marsh & Associates, Inc., CPZ Architects, Inc., and PGAL Inc. for a five-year contract based on Satisfactory Performance.
Dean Mealy, Procurement and Contract Manager
5. RESOLUTION NO. 085-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of ITB No. 2022-14, Purchase of Uniforms and Accessories for Fire Rescue to Seacoast Embroidery in the Annual Amount of \$65,000 and a Five-Year Contract in the Amount of \$325,000 Contingent Upon Satisfactory Performance and Budget Authorization.

Dean Mealy, Procurement and Contract Manager

6. RESOLUTION NO. 086-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of RFP No. 2022-13, Emergency Medical Services for Third Party Billing to EMS Management & Consultants, Inc. in the Annual Amount of \$20,000 and Establishing a Five-Year Contract in the Amount of \$100,000 Contingent Upon Satisfactory Performance and Budget Authorization.

Dean Mealy, Procurement and Contract Manager

7. RESOLUTION NO. 087-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of Proposal for the Public Works Building Renovation Design Services to Chen Moore and Associates in the Amount of \$64,145 and Establishing a Project Budget of \$73,766.

Dean Mealy, Procurement and Contract Manager

9. RESOLUTION NO. 089-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of a Contract for a Café at the Mandel Recreation Center to Seaview Café for an Initial Period of Three Years with the Option to Renew for Two Additional One Year Periods Contingent Upon Satisfactory Performance.

*Dean Mealy, Procurement and Contract Manager – **Pulled and Heard as Item No. XII.A.1.***

10. RESOLUTION NO. 096-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of Proposal for Professional Engineering Services Related to Wastewater Pump Station A-39 Mechanical, Structural and Electrical Improvements to Kimley-Horn and Associates in the Amount of \$119,400 and Establishing a Project Budget of \$137,310.

Dean Mealy, Procurement and Contract Manager

C. OTHER

1. Request to Hold Preservation Foundation of Palm Beach Event in Bradley Park
Carolyn Stone, Assistant Town Manager
2. Request by the Rotary Club of Palm Beach Foundation on Behalf of the Main Street Palm Beach Business Association for a Special Event Permit for Flags for Heroes During the Veterans' Day Holiday.

Pat Gayle-Gordon, Acting Town Clerk

XII. REGULAR AGENDA

A. Matters Pulled From Consent Agenda: If needed

1. RESOLUTION NO. 089-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of a Contract for a Café at the Mandel Recreation Center to Seaview Café for an Initial Period of Three Years with the Option to Renew for Two Additional One Year Periods Contingent Upon Satisfactory Performance. *Dean Mealy, Procurement and Contract Manager – **Pulled from Consent Agenda***

ACTION: APPROVED

B. Old Business

1. Town-Wide Undergrounding Project
H. Paul Brazil, P.E., Director of Public Works
 - a. Review of Project and Dashboard, Summary of Project Status
 - b. RESOLUTION NO. 090-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of Proposal for Paving Oversight - Undergrounding Phase 2 South to Chen Moore and Associates in the Amount of \$98,350 and Establishing a Project Budget of \$113,102.

ACTION: NONE

ACTION: APPROVED

2. Water Feasibility Study Update **TIME CERTAIN: 2:00 PM**
H. Paul Brazil, P.E., Director of Public Works
ACTION: DIRECTED STAFF TO RESEARCH THE FEASIBILITY OF HORIZONTAL SALTWATER WELLS AND CALCULATE FOOTPRINT OF A DESALINATION PLANT ADJACENT TO THE INTRACOASTAL WATERWAY.
3. Evaluation of Alternatives to Relocate Garbage and Recycling Pickup at Lake Drive Park
H. Paul Brazil, P.E., Director of Public Works
ACTION: DIRECTED STAFF TO RETURN TO THE TOWN COUNCIL WITH A SCALED DOWN VERSION OF ALTERNATIVE 2 (SIX-CUBIC YARD GARBAGE TRUCK WITH COMPACTOR) USING ONE TRUCK AND DEVELOP A BUDGET ESTIMATE TO REPLACE THE CANOPY WITH A HARD STRUCTURE.

3. Implementation Plan for Coastal Resiliency - Part Two
Wayne Bergman, Director of Planning, Zoning and Building

ACTION: NONE

C. New Business

1. City of Riviera Beach Mooring Field Plan **TIME CERTAIN: 11:00 AM**
John Sprague, Consultant
ACTION: AUTHORIZED STAFF TO SEND OBJECTION LETTERS TO FEDERAL, STATE AND LOCAL AGENCIES REGARDING THIS PROJECT.
2. Expansion of Paid Parking Program
Nicholas Caristo, Chief of Police
ACTION: AUTHORIZED STAFF TO SEND THIS ITEM TO THE NEXT BAC MEETING ON JULY 15, 2022, FOR FURTHER DISCUSSION.
4. Request for Delayed Start Date Regarding SR 704/Royal Park Bridge Painting Project
Kirk W. Blouin, Town Manager
ACTION: AUTHORIZED MAYOR TO SEND LETTER TO FDOT TO REQUEST A DELAY OF THIS PROJECT TO MAY, 2023.

XIII. ORDINANCES

A. Second Reading

1. Proposed Ordinance to Amend Chapter 46 Article III, Sections 46-67 and 46-68 to Modify the Fire Prevention Permit and Fire Prevention Fees

ORDINANCE NO. 011-2022 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending Chapter 46, Fire Prevention and Protection, at Article III, Fire Prevention Code, Sections 46-67, Permits, and 46-68, Annual Fire and Life Safety Inspections; Providing for Severability; Providing for the Repeal of Ordinances in Conflict; Providing for Codification; and Providing an Effective Date.

Darrel Donatto, Fire Rescue Chief

ACTION: ADOPTED

B. First Reading

1. Proposed Ordinance to Amend Chapter 74, Parks and Recreation, to Modify Use of the Public Beaches

ORDINANCE NO. 012-2022 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending The Town Code of Ordinances at Chapter 74, Parks and Recreation, Article II, Division 3., Regulation of Use of Public Beaches, Section 74-193, Drinking

to Retitle Said Section to Read Drinking and Smoking so as to Prohibit Drinking of Intoxicating Beverages and Smoking of Cigarettes ~~and~~ or any Tobacco Product with the exception of unfiltered cigars upon the Public Beaches in the Town; Further, Creating a New Article VII Titled Smoking in Public Parks, Creating a New Section 74-284 Titled Prohibition of Smoking, so as to Prohibit the Smoking of Cigarettes ~~and~~ or any Tobacco Product excepting unfiltered cigars in the Public Parks in the Town; Providing a Penalty; Providing for Severability; Providing for Repeal of Ordinances in Conflict; Providing for Codification and Providing an Effective Date.

Kirk W. Blouin, Town Manager

ACTION: FIRST READING APPROVED, AS AMENDED

2. Proposed Ordinance to Amend Chapter 74, Parks and Recreation, to Modify Closures of Recreational Areas

ORDINANCE NO. 014-2022 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending Chapter 74, Parks and Recreation, by Creating New Article VI – Recreational Area Closures, and by Adding Sec. 74-282 and 74-283; Providing for Severability; Providing for the Repeal of Ordinances in Conflict; Providing for Codification; and Providing an Effective Date.

Nicholas Caristo, Chief of Police

ACTION: FIRST READING APPROVED

XIV. ANY OTHER MATTERS

XV. ADJOURNMENT