



**SUMMARY OF ACTIONS TAKEN AT THE JUNE 14, 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. XI.C.1 Consideration of Scheduling a Closed Door Attorney/Client Session has been removed from the Agenda.

(2) The following has been added under ANY OTHER MATTERS:

- **ARCOM Applications**
- **House Bill 423**

IV. APPROVAL OF AGENDA

ACTION: APPROVED

V. COMMENTS OF MAYOR DANIELLE H. MOORE

VI. COMMENTS OF TOWN COUNCIL MEMBERS

VII. COMMUNICATIONS FROM CITIZENS - 3 MINUTE LIMIT PLEASE

VIII. APPROVAL OF CONSENT AGENDA (SEE NOTE 5)

ACTION: APPROVED

A. MINUTES

1. Town Council Meeting Minutes [Pat Gayle-Gordon, Acting Town Clerk]
 - a. May 10, 2022, Town Council Meeting Minutes
 - b. May 11, 2022, Town Council Development Review Meeting Minutes

2. Approval of Major Matters Considered by the Architectural Review Commission at its Meeting of May 25, 2022. [Wayne Bergman, Director of Planning, Zoning and Building]

B. RESOLUTIONS

1. RESOLUTION NO. 069-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of RFP No. 2022-04, Historic Preservation Consulting Services to Murphy Stillings LLC in the Annual Amount of \$100,000 and a Proposed Five-Year Budget of \$500,000 Contingent Upon Satisfactory Performance and Budget Authorization. [Dean Mealy, Procurement and Contract Manager]
2. RESOLUTION NO. 070-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of RFQ No. 2022-16, Coastal Resiliency Consultant to Woods Hole Group for Initial Five-Year Award and Provide an Option for an Additional Five-Year Award Based on Satisfactory Performance to Provide Continuity of Efforts for the Program. [Dean Mealy, Procurement and Contract Manager]
3. RESOLUTION NO. 071-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of ITB No. 2022-12, North Ocean Seawall Repair and Painting to Lambert Brothers, Inc. in the Amount of \$229,700 and Establishing a Project Budget of \$264,155. [Dean Mealy, Procurement and Contract Manager]
4. RESOLUTION NO. 072-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Piggyback Contract Award of the Southeast Florida Governmental Purchasing Cooperative Group for Unleaded Gasoline and Diesel Fuel, RFP E-03-22 for a Five-Year Contract Award in the Annual Amount of \$250,000 and a Proposed Five-Year Award of \$1,250,000 Based on Satisfactory Performance and Budget Authorization. [Dean Mealy, Procurement and Contract Manager]

IX. BOARD/COMMISSION ANNUAL REPORT

- A. Annual Report of the Retirement Board of Trustees [Ed Carter, Vice Chair]
ACTION: ACCEPTED REPORT

X. COMMITTEE REPORTS

- A. Report of the Public Works Committee Meeting Held on May 24, 2022 [Bobbie Lindsay, Chair]
ACTION: ACCEPTED REPORT

XI. REGULAR AGENDA

A. Matters Pulled From Consent Agenda: If needed

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

ACTION: NONE

b. RESOLUTION NO. 073-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of Guaranteed Maximum Price (GMP) to Burkhardt Construction Inc. for Phase 6 North in the Amount of \$7,867,296 and Establishing a Project Budget of \$8,117,296.

ACTION: APPROVED

RESOLUTION NO. 074-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of Guaranteed Maximum Price (GMP) to Burkhardt Construction Inc. for Phase 6 South in the Amount of \$8,149,565 and Establishing a Project Budget of \$8,400,000.

ACTION: APPROVED

c. RESOLUTION NO. 075-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order to Kimley-Horn and Associates, Inc. for the Town-wide Undergrounding of Utilities Project, Phase 6 North Construction Phase Services in the Amount of \$344,177 and Establishing a Project Budget of \$395,800.

ACTION: APPROVED

RESOLUTION NO. 076-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order to Kimley-Horn and Associates, Inc. for the Townwide Undergrounding of Utilities Project, Phase 6 South Construction Phase Services in the Amount of \$344,007 and Establishing a Project Budget of \$395,600.

ACTION: APPROVED

d. Utility Construction Services Work Hours

ACTION: APPROVED WORK IN THE RIGHT-OF-WAY FOR UTILITY CONSTRUCTION

e. Approve Request by Florida Power & Light (FPL) for Road Closure of Seaview Avenue

ACTION: APPROVED

f. Approve Request by Florida Power & Light (FPL) for Road Closure of Mediterranean Road

ACTION: APPROVED

2. Phipps Ocean Park Master Plan Update [Carolyn Stone, Assistant Town Manager]

ACTION: NONE

C. New Business

1. 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 – Case Number 19-257-BKC-EPK Chapter 7 (Converted), pursuant to the request for advice by the Town Attorney. The session shall commence immediately following this Council meeting in the conference room behind Town Council Chambers, second floor, 360 South County Road with the following persons in attendance; Danielle H. Moore, Mayor, Council Members: 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. [John C. Randolph, Town Attorney]

ACTION: REMOVED FROM THE AGENDA

2. Consideration of Foreclosure of Code Enforcement Board liens on 226 and 287 Pendleton Avenue.[John C. Randolph, Town Attorney]

ACTION: AUTHORIZED THE TOWN ATTORNEY TO USE HIS DISCRETION TO FILE FORECLOSURE PROCEEDINGS ON ONE, BOTH, OR NEITHER PROPERTIES AFTER THE COURT RULING.

3. Essential Town Services Work Hours [H. Paul Brazil, P.E., Director of Public Works]

ACTION: AUTHORIZED WORK HOURS AS RECOMMENDED BY STAFF

4. Consider Shore Protection Board Recommendation To Create Videos For Public Communication [H. Paul Brazil, P.E., Director of Public Works]

ACTION: AUTHORIZED CREATION OF VIDEOS AS RECOMMENDED BY STAFF

5. Review of Sea Turtle Nesting [H. Paul Brazil, P.E., Director of Public Works]
ACTION: NONE
6. Discussion Regarding Possible Bradley Park and Lake Trail Closure Hours [Nicholas Caristo, Chief of Police]
ACTION: DIRECTED STAFF TO RETURN WITH DRAFT ORDINANCE AUTHORIZING CLOSURE OF THE LAKE TRAIL AND BRADLEY PARK FROM 11PM TO 5AM DAILY.
7. Review of a Stop Work Order Due to the Three Strike Rule at 315 Cocoanut Row [Wayne Bergman, Director of Planning, Zoning and Building]
ACTION: DIRECTED STAFF TO LIFT STOP WORK ORDER AND WAIVE THIRD STRIKE UPON PAYMENT OF OUTSTANDING FINES.
8. Review of a Stop Work Order Due to the Three Strike Rule at 171 Via Bellaria [Wayne Bergman, Director of Planning, Zoning and Building]
ACTION: DIRECTED STAFF TO LIFT STOP WORK ORDER AND ISSUE RIGHT-OF-WAY PERMITS UPON PAYMENT OF OUTSTANDING FINES.
9. Protection of Construction Sites During Storm Events [Julie Araskog, Town Council Member]
ACTION: DIRECTED STAFF TO ADD POLICY REGARDING EMERGENCY MEASURES DURING STORM EVENTS TO CONSTRUCTION PERMITS (SEC. 18-1014).

XII. ORDINANCES

A. Second Reading

1. Proposed Ordinance to Amend Chapter 42 Article V, Section 42-228 to Modify the Decibel level in Area 4 of the Town

ORDINANCE NO. 008-2022 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending the Town Code of Ordinances at Chapter 42, Environmental at Article V, Noise at Section 42-228, Nonvehicular Noise Amending the Maximum Level, dba Measurement In Geographic Area 4 to be Consistent with the Measurements in Geographic Areas 1 And 3, I.E., 61 Decibels During the Day and 55 Decibels at Night; Providing for Repeal of Ordinances or Parts of Ordinances in Conflict Herewith, Providing for Severability; Providing for Codification; Providing an Effective Date.

[Nicholas Caristo, Chief of Police]

ACTION: ADOPTED ON SECOND READING

B. First 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: FIRST READING APPROVED

XIV. ANY OTHER MATTERS

1. ARCOM APPLICATIONS

ACTION: TO BE PLACED ON A FUTURE TOWN COUNCIL MEETING AGENDA

2. House Bill 423

ACTION: DEFERRED TO THE JULY 15, 2022 DEVELOPMENT REVIEW MEETING

XV. ADJOURNMENT