

Meeting: TC meeting
Location: Council Chambers

Start: 9:30

Date: 2/14/17
Adjourn: _____

1

-- MEETING ACTION SHEETS --

ROLL CALL: M-Coniglio / CP Pucillo / CPPT Kleid / CM Moore / CM Zeidman / CM Lindsay

Notes for Follow-Up:

Item: III / Approval of Agenda - new item:
Motion: Approve - Approve as Amended - Defer - Deny - Other: + question raised for Attny General skip
defer ord. 21-2016 - landscape maintenance to April
TC mtg & pull of UTF dashboard - pull from Consent & Budget calendar

MS. MOORE	MS. ZEIDMAN	MS. LINDSAY	MR. KLEID	MR. PUCILLO
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Item: IV / Cert of Election Results - Res 08-2017
Motion: Approve - Approve as Amended - Defer - Deny - Other: _____

MS. MOORE	MS. ZEIDMAN	MS. LINDSAY	MR. KLEID	MR. PUCILLO
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Item: VII / Council President
Motion: Approve - Approve as Amended - Defer - Deny - Other: Kleid

MS. MOORE	MS. ZEIDMAN	MS. LINDSAY	MR. KLEID	MR. PUCILLO
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Item: VII / CP Pro Tem
Motion: Approve - Approve as Amended - Defer - Deny - Other: Araskos

MS. MOORE	MS. ZEIDMAN	MS. LINDSAY	MR. KLEID	MR. PUCILLO
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Item: XI / Consent Agenda
Motion: Approve - Approve as Amended - Defer - Deny - Other: _____

MS. MOORE	MS. ZEIDMAN	MS. LINDSAY	MR. KLEID	MR. PUCILLO
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Item: XIV A.1 / Rec Center - Business Plan
Motion: Approve - Approve as Amended - Defer - Deny - Other: Accept Bus Report

MS. MOORE	MS. ZEIDMAN	MS. LINDSAY	MR. KLEID	MR. PUCILLO
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Item: XIV. a. Business Plan - Rec Center
Motion: Approve - Approve as Amended - Defer - Deny - Other: Refer this to the RAC - to look at the probable & consver BP FS.

MS. MOORE	MS. ZEIDMAN	MR. LINDSAY	MR. KLEID	MR. PUCILLO
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Araskos

Item: XIV. b. Reso. 22-2017-
Motion: Approve - Approve as Amended - Defer - Deny - Other:

MS. MOORE	MS. ZEIDMAN	MR. LINDSAY	MR. KLEID	MR. PUCILLO
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Araskos

Item: XIV. b. Accept Donation from HB & Donors
Motion: Approve - Approve as Amended - Defer - Deny - Other: for Reso. 22-2017

MS. MOORE	MS. ZEIDMAN	MR. LINDSAY	MR. KLEID	MR. PUCILLO
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Araskos

Item: XIV. b. Ban on Leaf Blowers (gas powered only) except
Motion: Approve - Approve as Amended - Defer - Deny - Other: for properties higher than 2 acres - predominance N. of Mar-a-Lago

MS. MOORE	MS. ZEIDMAN	MR. LINDSAY	MR. KLEID	MR. PUCILLO
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Araskos

Item: XIV. b. 1. Ban on gas powered leaf blowers on Island
Motion: Approve - Approve as Amended - Defer - Deny - Other: w/ except to properties that are 1 acre or greater - staff to bring back old

MS. MOORE	MS. ZEIDMAN	MR. LINDSAY	MR. KLEID	MR. PUCILLO
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Araskos

Item: XIV. b. 2. motion w/ a/c - Ord. 14-31
Motion: Approve - Approve as Amended - Defer - Deny - Other: to

MS. MOORE	MS. ZEIDMAN	MR. LINDSAY	MR. KLEID	MR. PUCILLO
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Araskos

Item: XIII. ORS report
Motion: Approve - Approve as Amended - Defer - Deny - Other:

consensus to approve the w/ amendment - see notes

MS. MOORE	MS. ZEIDMAN	MR. LINDSAY	MR. KLEID	MR. PUCILLO
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Araskos

Meeting: TC meeting
Location: Chambers

Start: 9:30am

Date: 2/14/17
Adjourn: 3:30

(3)

-- MEETING ACTION SHEETS --

ROLL CALL: M-Coniglio / CP Pucillo / CPPT Kleid / CM Moore / CM Zeidman / CM Lindsay

Notes for Follow-Up:

Item: XIV. c. Staff is directed to inquire w/

Motion: Approve - Approve as Amended - Defer - Deny - Other: _____

AGO - see notes.

MS. MOORE (1)

MS. ZEIDMAN ✓

MR. LINDSAY ✓

MR. KLEID ✓

MR. PUCILLO (1) Araskos

Item: XV. A. 1. Ord - 01-2017 - Balloons

Motion: Approve - Approve as Amended - Defer - Deny - Other: _____

MS. MOORE (1)

MS. ZEIDMAN ✓

MR. LINDSAY (2)

MR. KLEID ✓

MR. PUCILLO ✓ Araskos

Item: XV. A. 2. Ord 05-2017 - IAC

Motion: Approve - Approve as Amended - Defer - Deny - Other: _____

MS. MOORE (2)

MS. ZEIDMAN ✓

MR. LINDSAY (1)

MR. KLEID ✓

MR. PUCILLO ✓ Araskos

Item: XV. A. 3.1 Ord - 00-2017 - SPR Board limits

Motion: Approve - Approve as Amended - Defer - Deny - Other: _____

MS. MOORE ✓

MS. ZEIDMAN (1)

MR. LINDSAY (2)

MR. KLEID ✓

MR. PUCILLO ✓ Araskos

Item: XV. B. 1.1 Ord 07-2017

Motion: Approve - Approve as Amended - Defer - Deny - Other: _____

MS. MOORE (2)

MS. ZEIDMAN (1)

MR. LINDSAY NO

MR. KLEID ✓

MR. PUCILLO ✓ Araskos

Item: XV. B. 1.1 a.

Motion: Approve - Approve as Amended - Defer - Deny - Other: _____

MS. MOORE (1)

MS. ZEIDMAN (2)

MR. LINDSAY ✓

MR. KLEID ✓

MR. PUCILLO ✓ Araskos

Buchanan Ingersoll & Rooney PC

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February 13, 2017

VIA HAND DELIVERY

Town of Palm Beach Town Council
Mayor Gail L. Coniglio
President Michael J. Pucillo
President Pro Tem Richard M. Kleid
Council Member Bobbie Lindsay
Council Member Danielle H. Moore
Council Member Margaret Zeidman

Submitted at Mtg

2/14/17

Re: Approval of Take-off and Landing of Helicopters at Mar-A-lago

Dear Town Council,

This firm represents Nancy S. DeMoss. Ms. DeMoss owns the property located at 185 Woodbridge Road, which abuts and is directly north of Mar-A-Lago. Her residence, and its proximity to Mar-A-Lago, is highlighted below:



On January 10, 2017, this Council approved a request to permit the take-off and landing of helicopters at Mar-A-Lago for as long as Donald Trump holds the office of President of the

United States. Ms. DeMoss understands the national security needs that led to the Town Council's approval of a helipad at Mar-A-Lago. However, enforcement of applicable Town of Palm Beach Ordinances during President Trump's term or terms will be necessary to prevent disruption to Mar-A-Lago's neighbors caused by the landing of helicopters, which occurred when then President-elect Trump landed in a Trump Organization helicopter at Mar-A-Lago on New Year's Eve, ten days before the Town Council approved the operation of a helicopter at that location.

Due to the proximity of the proposed landing site to Ms. DeMoss' property, as well as the size and power of the helicopters that serve as Marine One, we ask that this Council take into consideration the harmful effect the use of helicopters of this size will have on Mar-A-Lago, a designated landmark, the properties that abut it and the comfort, repose, health, peace and safety of those affected residents. Accordingly, we ask that the Council direct the enforcement of all applicable Town of Palm Beach Ordinances, including Section 14-33 which prevents the running of aircraft engines between sunset and 9:00 A.M. except in cases of an emergency, as well as Chapter 42 - Article V regarding Noise Pollution.

In addition to the time for operation of helicopters and the prevention of noise above the standards set forth in the Town of Palm Beach Ordinance, we ask that the Council address other pertinent issues, including:

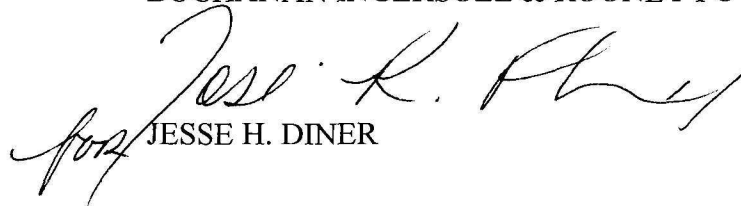
- Will three helicopters (i.e., Marine One and two decoys) approach the property at the same time, and if so, when and where will the decoys break off from formation;
- Ensuring that the route taken by approaching or leaving helicopters does not permit fly overs or the entering of the airspace above Ms. DeMoss' property;
- How will any possible damage to surrounding properties, including Ms. DeMoss' property, be remedied?
- How will the construction of the helipad be conducted? Will the driving of pilings be necessary?
- Restriction of helicopter landings solely to Marine One only when President Trump is onboard.
- Destruction of the helipad after President Trump's term or terms ends and elimination of any permitted helicopter landings at Mar-A-Lago once Donald Trump is no longer President of the United States.

Page 3

Again, Ms. Demoss understands the national security needs that led to the approval of a helipad at Mar-A-Lago. However, the Council must keep those in charge of the operation of helicopters at Mar-A-Lago accountable so that all pertinent Town of Palm Beach Ordinances are enforced, and so that any damage caused by the operation of helicopters at Mar-A-Lago is promptly and fully remedied.

Very truly yours,

BUCHANAN INGERSOLL & ROONEY PC


JESSE H. DINER

JHD/js

4844-6100-2051, v. 1

Nancy S. De Moss

February 14, 2017

Palm Beach Town Council
Palm Beach Landmarks Preservation Commission

Submitted at Mtg

2/14/17

Dear Friends and Neighbors:

As year-round residents of Palm Beach who share a property line with Mar a Lago, we implore the Town NOT to grant the request for a helipad at Mar a Lago.

For two decades, our neighborhood has had to bear something like 95% of airplane noise, as air traffic was streamlined to go directly over us, rather than utilize the "wheel spoke" pattern which was in effect in prior years. Asking us to accept the additional noise and winds of the Marine One helicopters - which fly in a formation of three - is too much (not to mention potential property damage).

Some residents may believe that permitting Marine One to land on the island will reduce road closures and traffic problems. However, history and reality do not bear this out. Nor will the U.S. Secret Service (USSS) promise fewer road closures, as it simply is not able to close avenues of potential protection for the President - understandably.

Whenever the President wants to come to PB, the town cedes authority on many matters to the Secret Service, as it has discovered. By its very nature and mission, the SECRET Service is not able to reveal its plans in advance. Therefore, our little town will always be at the mercy of the USSS on Presidential visits. While Secret Service agents are polite and professional one-on-one, they are not able to do much to accommodate the residents' or businesses' lives and schedules. Their mission is to protect the President - not us - regardless of the costs to and suffering of the local populace and businesses.

On the other hand, the Town Council's (and other local governing bodies') mission is to work for the benefit and good of the residents and local businesses - keep us safe and the trains running on time, so to speak. When these two different missions collide, the Town loses - as we have seen in spectacular fashion over the past several weeks (beginning when the President-Elect came for Thanksgiving and Christmas/ New Year).

The difficult truth is that a small, densely-populated town on an island (with bridges under construction) is simply not capable of accommodating the needs of a President and his retinue of staff, cabinet members, and foreign dignitaries – particularly in an era when security is paramount and massive.

If our Town permits a helipad to be installed at Mar a Lago, we will have no control over the frequency or times of use. The USSS may decide to move the President and guests to and from the golf course every Saturday, Sunday, and holiday via helicopter, and the Town will be powerless to do anything as our beautiful, peaceful island is ripped apart by the helicopters' noise – and the distress caused to so many seasonal and year-round residents. AND major arteries are still likely to be closed off as the President enters and exits the island's airspace, as the Secret Service will do everything possible to keep him safe.

According to The Marine Corps Association and Foundation website, the presidential helicopters have a cruise speed of 110 knots or 131 miles per hour and seat up to 14 passengers, in addition to a three-person crew. These are massive beasts, generating enormous wind speeds and noise, as anyone knows who has been near them during take-off and landings (as we have).

Our family has already been severely impacted by the presidential visits as soldiers arrived on our property border with no advance notice to us. While the Coast Guard (and Sheriff boats) may not mean to be menacing to residents, drawn guns on boats so close that we can hear conversation and see them watching us is, indeed, menacing, deeply intrusive, and creepy (pictures attached). At night, it feels as though Peeping Toms are watching us in our kitchen and bedrooms, with the boats' flashing neon lights bouncing around our walls, illuminating our rooms, and making sleep difficult.

At the end of our street are two security tents, to the north and south, on South Ocean Blvd, complete with Sheriffs, Secret Service agents, and dogs. So, we are again scrutinized when we try to walk the neighborhood or cross to the beach (where our locked gate has been permanently jimmied open, presumably by some security detail of the President, making us feel less safe on the beach).

One evening, we went to the beach to stretch our legs, after a long day of confinement on our little lane, and three sets of blinding lights popped on, just to the south of our beach access path. We scurried to the north, away from the lights, hoping that whoever was behind the lights did not feel threatened and do something scary – like shoot.

Obviously, this is a very difficult and painful way to live, and we cannot imagine it persisting 3-4 days each week for five months of each year over a period of four to eight years. We all want our President to be safe, but this level of intense presidential security has certainly infringed upon our own Constitutional rights to life, liberty, and the pursuit of happiness.

We cannot readily run errands or easily get our mother to and from her doctors' appointments which are critical to her health after her emergency surgery and eight-week hospitalization last fall. Her nurses who work 12-hour shifts have to make sacrifices in order to allow for lengthy lines of traffic and security every day the President is here – and we are praying they do not quit due to the onerousness of coming to our home.

We have reached out to town officials, police, sheriffs, and Secret Service (USSS in West Palm Beach has not returned our call), and no one has really been able to help... Neighbors are already discussing the degradation of property values which will ultimately affect everyone.

So, asking us to endure landings and take-offs of the massive Marine One helicopter and its two escort helicopters next door is cruel and unfair, in our view, and we plead with the Town Council not to permit a landing pad of any size to be installed.

Fortunately, our new President is a real estate mogul and a man of great wealth and many resources, so he has options which are not available to most of the other town residents and workers. Once he realizes that his security needs are devastating our beloved little island, he may find that some of his other properties are more suitable and able to accommodate his needs as President, which would be a tremendous blessing for our town and its businesses, many of which are finally doing well after the 2008 recession.

Thank you so much for all you do to make our town special; we greatly appreciate you and your service.

Sincerely,

A handwritten signature in cursive script that reads "Nancy De Moss". The signature is written in dark ink and is positioned above the typed name.

Mrs. Arthur S. De. Moss (Nancy) and Family

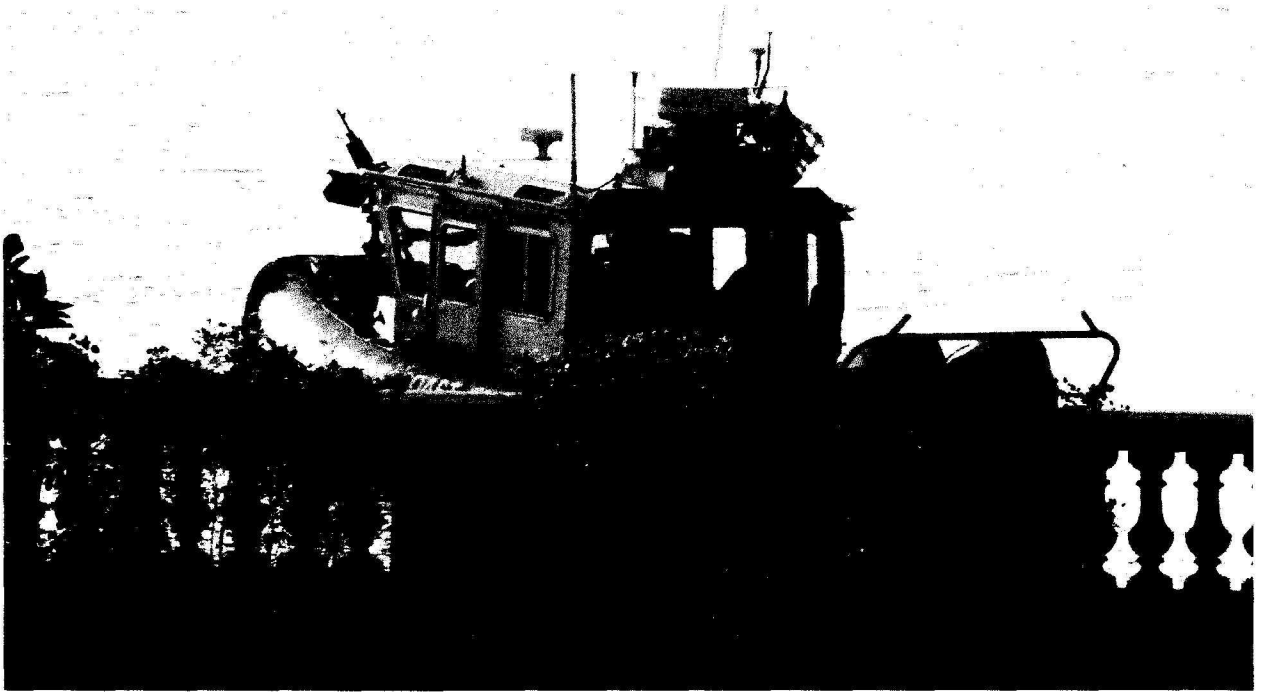
Coast Guard boats (soldier with hand on gun) sometimes sit, sometimes patrol back and forth



Coast Guard – watching everything, including us (soldier with helmet and sunglasses at back of boat). Sitting outside with a book or gardening is no longer enjoyable...



Coast Guard at our property boundary



Sheriff Patrols at our property edge at dusk

