



TOWN OF PALM BEACH

Town Clerk's Office

SUMMARY OF ACTIONS TAKEN AT THE TOWN COUNCIL MEETING HELD ON TUESDAY, DECEMBER 8, 2020

I. CALL TO ORDER AND ROLL CALL

II. INVOCATION AND PLEDGE OF ALLEGIANCE

III. MODIFICATIONS TO THE AGENDA

ITEM NO. V. PRESENTATIONS Presentation of the Award for the Employee of the Year HAS BEEN ADDED TO THE AGENDA

ITEM NO. XII.B.2.b. Consideration of Issuance of GO Bonds for Town-Wide Undergrounding Project.

TIME CERTAIN: 11:30 AM

ITEM NO. XII.B.2.c. RESOLUTION NO. 129-2020 will be heard as a PUBLIC HEARING

ITEM NO. XII.B.5. RESOLUTION NO. 146-2020 IS NOW A TIME CERTAIN OF 10:30 AM

TIME CERTAIN: 10:30 AM

ITEM NO. XIV.A. ANY OTHER MATTERS Public Access and Use of Beaches Between Wells Road and Sunset Avenue.

TIME CERTAIN: 1:30 PM

IV. APPROVAL OF AGENDA

ACTION: APPROVED, AS AMENDED

V. PRESENTATIONS

A. Presentation of the Award for the Employee of the Year.

Gail L. Coniglio, Mayor

ACTION: AWARD PRESENTED TO NINA TOSCANO, ADMINISTRATIVE

MANAGER

- VI. COMMENTS OF MAYOR GAIL L. CONIGLIO**
- VII. COMMENTS OF TOWN COUNCIL MEMBERS**
- VIII. COMMUNICATIONS FROM CITIZENS-3MINUTE LIMIT PLEASE**
- IX. APPROVAL OF CONSENT AGENDA**
ACTION: APPROVED, AS AMENDED

A. MINUTES

- 1. Town Council Meeting Minutes
Queenester Nieves, CMC, Town Clerk
 - a. November 10, 2020, Town Council Meeting Minutes
 - b. November 13, 2020, Local Planning Agency Meeting Minutes
 - c. November 13, 2020, Town Council Development Review Meeting Minutes
- 2. Approval of Major Matters Considered by the Architectural Review Commission at its Meeting of November 20, 2020.
Wayne Bergman, Director of Planning, Zoning and Building

B. RESOLUTIONS

- 1. RESOLUTION NO. 123-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving Purchase Order to Dana Safety Supply, Inc. in the amount of \$35,000 and a Five Year Award of \$175,000 Contingent Upon Satisfactory Performance and Budget Authorization for Installation of Municipal Vehicle Equipment.
Dean Mealy, Purchasing Manager
- 2. RESOLUTION NO. 135-2020 A Resolution Of The Town Council Of The Town Of Palm Beach, Palm Beach County, Florida, Approving The Award Of Invitation To Bid No. 2020-19 And Approve A Purchase Order To The Green Experts, Inc. as the Primary Awardee and Total Maintenance Environmental Services Inc. as the Secondary Awardee For The Maintenance Of Beds At Southern Boulevard And Royal Poinciana Way In The Annual Amount Of \$32,000 And A Projected Five Year Award Of \$165,000 Contingent Upon Satisfactory Performance And Budget Approval.
Dean Mealy, Purchasing Manager
- 3. RESOLUTION NO. 136-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order to NeoGov to Support Human Resources for Recruitment, On-Boarding, Performance Management and a New Services Consisting of eForms and Learn in the Annual Amount of \$58,090 for FY21 and a Proposed Five

Year Award in the Amount of \$369,800 Contingent Upon Satisfactory Performance and Budget Approval.

Dean Mealy, Purchasing Manager – Pulled and Heard as Item No. XII.A.1

4. RESOLUTION NO. 137-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida approving a Purchase Order to Watch Guard in the Amount of \$115,415 and a Project Budget of \$120,415.

Dean Mealy, Purchasing Manager

5. RESOLUTION NO. 138-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order to Orlando Freightliner in the Amount of \$174,405 and a Project Budget of \$180,000.

Dean Mealy, Purchasing Manager

6. RESOLUTION NO. 140-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing State Grant of Florida Department of Environmental Protection Contract No. 21PB6, Between the State of Florida Department of Environmental Protection and the Town of Palm Beach Under the Florida Beach Management Funding Assistance Program, Specifically Reimbursement for the 2020-2021 Phipps Ocean Park Beach Nourishment Project, in the Amount of \$975,000, and Authorizing the Mayor to Execute Same on Behalf of the Town.

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

7. RESOLUTION NO. 142-2020 A Resolution of the Town Council of the Town Of Palm Beach, Palm Beach County, Florida, Increasing Purchase Order No. 190332 to Baird and Associates, Inc., in the Amount of \$55,000, for Consulting Services Associated with the Lake Drive Park Improvements Project, Thereby Increasing the Purchase Order from \$1,756,229.25 to \$1,811,229.25.

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

X. BOARD/COMMISSION ANNUAL REPORT

- A. Annual Report of the Shore Protection Board (written report only).

E. Llwyd Ecclestone, Chair

ACTION: ACCEPTED REPORT

XI. COMMITTEE REPORTS

- A. Report of the Business and Administrative Committee Meeting Held on Tuesday, November 3, 2020.

Lew Crampton, Chair

ACTION: ACCEPTED REPORT

XII. REGULAR AGENDA

- A. Matters Pulled From Consent Agenda: If needed

1. RESOLUTION NO. 136-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order to NeoGov to Support Human Resources for Recruitment, On-Boarding, Performance Management and a New Services Consisting of eForms and Learn in the Annual Amount of \$58,090 for FY21 and a Proposed Five Year Award in the Amount of \$369,800 Contingent Upon Satisfactory Performance and Budget Approval.

Dean Mealy, Purchasing Manager

ACTION: APPROVED

B. Old Business

1. COVID-19 Update

Kirk W. Blouin, Town Manager

TIME CERTAIN: 11:00 AM

a. Report from Fire-Rescue Chief on COVID-19 Infections, Hospitalizations and Vaccines

b. Report from Town Attorney Regarding Town Limitations on Emergency Orders (*verbal report*)

c. Discussion About Town-Wide Curfew

ACTION: APPROVED ISSUANCE OF TOWN-WIDE CURFEW FROM 1:00 AM – 5:00 AM DAILY, EXCEPT FOR ESSENTIAL WORKERS. EFFECTIVE DECEMBER 14, 2020, AT 1:00 AM UNTIL FURTHER NOTICE.

d. RESOLUTION NO. 145-2020 A Resolution Of The Town Council Of The Town Of Palm Beach, Palm Beach County, Florida Concurring With The Request Of The Town's Chief Of Police, To Extend The Chief's Declaration Of The Existence Of A State Of Emergency Within The Corporate Limits Of The Town To January 12, 2021, Unless Earlier Terminated By The Chief Of Police, At Which Time The Town Council Will Address The Need For Any Extension Of The Declaration Of Emergency; Providing For An Effective Date.

ACTION: APPROVED

e. Request from Royal Poinciana Plaza for Outdoor Soul Cycle.

ACTION: APPROVED

f. Update on Temporary Retail and Outdoor Seating Program

ACTION: TEMPORARY OUTDOOR SEATING REQUEST AT MEMORIAL PARK DENIED

2. Town-wide Undergrounding Project

Steve Stern, Project Manager

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

ACTION: NONE

b. Consideration of Issuance of GO Bonds for Town-wide Undergrounding Project.

Jane LeClainche, Director of Finance

TIME CERTAIN: 11:30 AM

ACTION: APPROVED THE ISSUANCE OF THE GENERAL OBLIGATION BONDS SERIES 2021 AND FINAL OPPORTUNITY FOR PREPAYMENT OF ASSESSMENTS

c. RESOLUTION NO. 129-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Vacating and Abandoning Existing Public Utility Easements within Phase 2 North Utility Undergrounding Project Limits, in the Town of Palm Beach, Florida.

Patricia Strayer, P.E., Town Engineer

ACTION: ANNOUNCED AND HEARD AS A PUBLIC HEARING AND APPROVED

d. RESOLUTION NO. 143-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of the Guaranteed Maximum Price to Burkhardt Construction Inc. for Phase 4 North and Via Marila Drainage Improvement Project in the Amount of \$5,101,393.06 and Establish a Project Budget of \$5,300,000.

Dean Mealy, Purchasing Manager

ACTION: APPROVED

e. RESOLUTION NO. 144-2020 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. in the Amount of \$324,309 and a Project Budget of \$340,000 for Phase 4 North Construction Phase Services for Town-Wide Undergrounding of Utilities.

Dean Mealy, Purchasing Manager

ACTION: APPROVED

3. Recommendation by the Business and Administrative Committee on Proposed Modifications and Changes to Chapter 134, Zoning, Related to Supplemental Off-Site Shared Parking.

Wayne Bergman, Director of Planning, Zoning and Building

ACTION: DIRECTED STAFF TO DRAFT ORDINANCE REGARDING SUPPLEMENTAL SHARED PARKING FOR FIRST READING AT THE JANUARY 12, 2021 MEETING

4. Review of Boards and Commissions, Relative to Total Members and Ratio of Regular and Alternate Positions.

Jay Boodheshwar, Deputy Town Manager

ACTION: DIRECTED STAFF TO DRAFT ORDINANCE TO REDUCE THE MEMBERSHIP SIZE FOR RECREATION ADVISORY COMMISSION AND THE SHORE PROTECTION BOARD, FOR FIRST READING AT THE JANUARY 12, 2021, MEETING

5. RESOLUTION NO. 146-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving an Authorization for an Extension of Time for Environmental Reviews for the Property Located at 5976 Okeechobee Boulevard with Okeechobee Boulevard LLC (AHS).

Kirk W. Blouin, Town Manager

TIME CERTAIN: 10:30 AM

ACTION: APPROVED

C. New Business

1. RESOLUTION NO. 139-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order to Audio Visual Innovations, Inc. in the Amount of \$97,658.52 and a Project Budget of \$105,000.

Jay Boodheshwar, Deputy Town Manager

ACTION: APPROVED AND STAFF DIRECTED TO CONDUCT ALL FURTHER PUBLIC MEETINGS VIRTUALLY UNTIL FEBRUARY, 2021.

2. Planning and Zoning Commission Recommendation to Hire a Retail Strategy Consultant

Wayne Bergman, Director of Planning, Zoning and Building

ACTION: DIRECTED STAFF TO DEVELOP AND ISSUE AN RFP FOR A RETAIL CONSULTANT, WITH INPUT FROM THE TOWN COUNCIL PRIOR TO FINALIZING.

XIII. ORDINANCES

A. Second Reading

1. ORDINANCE NO. 17-2020 An Ordinance Of The Town Council Of The Town Of Palm Beach, Palm Beach County, Florida, Amending The Town Code Of Ordinances At Chapter 46, Fire Prevention And Protection, Amending Article III, "Fire Prevention", In Accordance With Florida State Statute 633.202 And 633.208 The "Florida Fire Prevention Code" Adopted By The State Of Florida Fire Marshal In Chapter 69A-60 Of The Florida Administrative Code With Local Amendments, National Fire Protection Association Fire Code - N.F.P.A. 1, Florida 2018 Edition, And National Fire Protection Association Life

Safety Code - N.F.P.A. 101, Florida 2018 Edition; Providing For Severability; Repealing All Ordinances Or Parts Of Ordinances In Conflict Herewith; Providing For Codification; And Providing For An Effective Date.

Darrel Donatto, Fire Rescue Chief

ACTION: ADOPTED

XIV. ANY OTHER MATTERS

- A. Public Access and Use of Beaches Between Wells Road and Sunset Avenue.
Kirk W. Blouin, Town Manager

TIME CERTAIN: 1:30 PM

ACTION: TOWN ATTORNEY DIRECTED TO DRAFT EMERGENCY ORDINANCES REPEALING ORDINANCE NO. 15-2020 AND AMENDING CHAPTER 74, TO BE HEARD AT THE DECEMBER 9, 2020, DEVELOPMENT REVIEW MEETING.

XV. ADJOURNMENT