TOWN OF PALM BEACH

Town Clerk's Office

SUMMARY OF ACTIONS TAKEN AT THE TOWN COUNCIL MEETING HELD ON TUESDAY, OCTOBER 14, 2014

I. CALL TO ORDER AND ROLL CALL

II. INVOCATION AND PLEDGE OF ALLEGIANCE

III. PRESENTATIONS

A. Poinciana Playhouse Update.
Pamela Stark Thomas, National Arts Institute
ACTION: NONE.

B. Flagler Memorial Bridge Project Update.
Geoffrey Parker, New Millennium Engineering
ACTION: NONE.

IV. COMMENTS OF MAYOR GAIL L. CONIGLIO

V. COMMENTS OF TOWN COUNCIL MEMBERS AND TOWN MANAGER

VI. COMMUNICATIONS FROM CITIZENS - 3 MINUTE LIMIT PLEASE

VII. APPROVAL OF AGENDA

ACTION: ITEM NO. VIII.A.4., MINUTES: SEPTEMBER 10, 2014, WAS PULLED WAS PULLED FROM CONSENT AGENDA AND PLACED AS THE FIRST ITEM UNDER OLD BUSINESS.

ACTION: ITEM NO. VIII.C.4., AUTHORIZATION OF REQUEST FOR QUALIFICATIONS (RFQ) FOR CONSTRUCTION MANAGEMENT AT RISK SERVICES FOR THE D-4 AND D-10 PUMP STATION IMPROVEMENTS, WAS PULLED FROM THE CONSENT AGENDA AND PLACED AS THE SECOND ITEM UNDER OLD BUSINESS.

ACTION: ITEM NO. VIII.C.5., WAIVER OF CHARITABLE SOLICTATION PERMIT FEES AND LATE FEES FOR FOUR ARTS KING LIBRARY WAS PULLED FROM CONSENT AGENDA AND PLACED AS THE THIRD ITEM UNDER OLD BUSINESS.

ACTION: APPROVED, AS AMENDED ABOVE

VIII. CONSENT AGENDA

ACTION: APPROVED, AS AMENDED ABOVE

A. MINUTES

1. MINUTES: SEPTEMBER 9, 2014
Approval of the Minutes of the Regular Town Council Meeting. *Staff Requests Deferral to the November 13, 2014, Town Council Meeting.*
Susan A. Owens, Town Clerk

2. MINUTES: SEPTEMBER 9, 2014
Approval of the Minutes of the Special Town Council Meeting-Closed-Door Session.
Susan A. Owens, Town Clerk

3. MINUTES: SEPTEMBER 9, 2014
Approval of the Minutes of the Special Town Council Meeting-First Budget Hearing.
Susan A. Owens, Town Clerk

4. MINUTES: SEPTEMBER 10, 2014
Approval of the Minutes of the Regular Town Council Meeting.
Susan A. Owens, Town Clerk – ***Pulled from Consent and placed under Old Business.***

5. MINUTES: SEPTEMBER 17, 2014
Approval of the Minutes of the Special Town Council Meeting-Second Budget Hearing.
Susan A. Owens, Town Clerk

6. Approval of Major Matters Considered by the Architectural Commission at its Meeting of September 19, 2014.
John S. Page, Director of Planning, Zoning and Building

B. RESOLUTIONS

1. RESOLUTION NO. 150-2014 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida Approving an Amended Funding Agreement to Memorialize the Terms and Conditions Associated with an Internal Loan to Be Provided to the Benefitting Property Owners Within the Peruvian Avenue 400 Block Streetscape Project Assessment Area.
Thomas G. Bradford, Deputy Town Manager

2. RESOLUTION NO. 154-2014 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving RFQ No. 09-2015 from SeaVee Boats; Authorizing the Issuance of a Purchase Order in an Amount of $219,865; Establishing a Total Budget of $234,865 Including a Contingency of $15,000; and Authorizing a Deposit in the Amount of $40,000 to Seavee Boats.
Kirk W. Blouin, Director of Public Safety

3. RESOLUTION NO. 155-2014 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing a Twelve Month Extension of the Contract, with No Changes to Terms, in an Amount Not to Exceed $30,000.00, to EMS Management & Consultants, Inc. for Emergency Medical Services Third Party Billing Services and Authorizing the Town Manager to Execute the Same on Behalf of the Town.
Kirk Blouin, Director of Public Safety

4. RESOLUTION NO. 156-2014 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Purchase of Annual Software Support and Maintenance for FY15 Upon Approval of the FY15 Budget for Cartegraph in the Amount of $40,000.00, Sungard Public Sector in the Amount of $94,352.36, Tyler Technologies in the Amount of $74,519.09 and MCCI in the Amount of $48,209.85, ESRI Inc. in the Amount of $25,500.00, Microsoft in the Amount of $32,885.04, and Authorizing the Town Manager to Execute the Purchases on Behalf of the Town.
Thomas G. Bradford, Deputy Town Manager

5. RESOLUTION NO. 157-2014 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Awarding Bid No. 2014-22 and Approving a Purchase Order to Unifirst Corporation, for Uniform Rental and Cleaning Services, in the Amount of $25,596.48, and Establishing an Overall Uniform Budget of $30,000.
H. Paul Brazil, P.E., Director of Public Works

6. RESOLUTION NO. 158-2014 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Awarding Bid No. 2014-44 and Approving a Purchase Order to Performance Property Management Services, Inc., for Curb Painting and Pavement Marking Services, in the Amount of $84,612.19, and Establishing an Overall Project Budget of $93,000.
H Paul Brazil, P.E., Director of Public Works.

7. RESOLUTION NO. 159-2014 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving Purchase Orders to Duncan Technologies, for Parking Kiosk Services for FY15 in

an Amount of $48,850, and Establishing a Project Budget of $58,000.
H. Paul Brazil, P.E., Director of Public Works

8. RESOLUTION NO. 160-2014 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order for Design and Bid Phase Engineering Services to Mock Roos & Associates, Inc., in an Amount of $105,105 for Bradley Place Improvements - Royal Poinciana Way to Wells road, and Establishing an Engineering Design and Bid Phase Services budget of $116,000.
H. Paul Brazil, P.E., Director of Public Works

9. RESOLUTION NO. 161-2014 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order for Engineering Design and Bid Phase Services to Chen Moore & Associates, Inc., in the Amount of $71,030 for the Ridgeview Drive, Cherry Lane, and West Indies Drive Drainage Improvements, and Establishing an Engineering Design and Bid Phase Services Budget of $120,000.
H. Paul Brazil, P.E., Director of Public Works

C. OTHER

1. Appointment of "Blue Ribbon" Panel Per PERC Ordinance Appendix "A" Section 1.003.
Danielle Olson, Director of Human Resources

2. Authorization of a Selection Committee for Paving and Roadway Improvements Contractors.
H. Paul Brazil, P.E., Director of Public Works

3. Authorization of a Selection Committee for Signalization and Mast Arm Upgrades and Final Design
H. Paul Brazil, P.E., Director of Public Works

4. Authorization of Request for Qualifications (RFQ) for Construction Management at Risk Services for the D-4 and D-10 Pump Station Improvements.
*H. Paul Brazil, P.E., Director of Public Works– **Pulled from Consent and placed under Old Business.***

5. Waiver of Charitable Solicitation Permit Fees and Late Fees for Four Arts King Library.
Jane Struder, Director of Finance– ***Pulled from Consent and placed under Old Business.***

IX. REGULAR AGENDA

A. Old Business

1. Appeal of Town Code, Chapter 10, Section 10-45, Dangerous Dog Determination - "Titan," Case No. 14-000675 (per letter dated May 27, 2014 from Julie Leever).
Deferred from the June 10, 2014, Town Council Meeting.
Kirk Blouin, Director of Public Safety
ACTION: APPEAL APPROVED.

2. Memorial Fountain Project Update and Consideration of Other Possible Improvements in Town Hall Square.
Peter B. Elwell, Town Manager
ACTION: APPROVED THE ENTIRE PROJECT WITH THE EXCEPTION OF THE PARKING AROUND THE PERIPHERY OF THE PARK. PROJECT TO INCLUDE ANY NECESSARY DESIGN CHANGES AND BE CONTINGENT UPON PRIVATE FUNDING OF $1 MILLION AND THE PROPERTY OWNERS THAT ARE ADJACENT TO THE SIDEWALK CONTRIBUTE THEIR PRO-RATA SHARE OF THE COST.

3. FPL Hardening, Utility Undergrounding, and Street Lighting Matters.
TIME CERTAIN: 2:00 PM

a. Hardening.
FPL Representatives
ACTION: NONE.

b. Undergrounding.
Thomas G. Bradford, Deputy Town Manager.
ACTION: DIRECTED STAFF, IN CONJUNCTION WITH FPL, TO TAKE THE NEXT STEPS NECESSARY FOR A PROJECT TO UNDERGROUND THE ENTIRE TOWN.

c. Street Lighting.
H. Paul Brazil, P.E., Director of Public Works

d. RESOLUTION NO. 162-2014 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order for Engineering Design and Bid Phase Services for Town-wide Street Light Replacements-Phase 2 in the Amount of $109,030 to Mock Roos & Associates, Inc., and Establishing an Engineering and Design and Bid Phase Services Budget of $122,000.
H. Paul Brazil, P.E., Director of Public Works
ACTION: APPROVED.

e. RESOLUTION NO. 163-2014 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order for Design and Bid Phase Engineering Services to Erdman Anthony of Florida, Inc., in an Amount of $180,310 for the Street Lighting Upgrades on South Ocean Boulevard from Sloan's Curve to Lake Avenue, and Establishing a Design and Bid Phase Budget of $197,500.
H. Paul Brazil, Director of Public Works
ACTION: DEFERRED INDEFINITELY.

The Items Below were Pulled from the Consent Agenda:

4. MINUTES: SEPTEMBER 10, 2014
Approval of the Minutes of the Regular Town Council Meeting.
Susan A. Owens, Town Clerk
ACTION: DEFERRED TO THE NOVEMBER 13, 2014, TOWN COUNCIL MEETING FOR CLARIFICATION OF LANGUAGE REGARDING TANDEM PARKING AT THE PAR 3 GOLF COURSE.

5. Authorization of Request for Qualifications (RFQ) for Construction Management at Risk Services for the D-4 and D-10 Pump Station Improvements.
H. Paul Brazil, P.E., Director of Public Works
ACTION: APPROVED

5. Waiver of Charitable Solicitation Permit Fees and Late Fees for Four Arts King Library.
Jane Struder, Director of Finance
ACTION: APPROVED

B. New Business

1. Coastal Protection Matters.

a. Mid-Town Beach Renourishment, Phipps/Reach 7 Partial Beach

Nourishment, Reach 8 Dune Restoration, and other Coastal Protection Project Updates.

b. Request for Waivers to Town Code for Construction Dates, Hours, and Noise for Staging in Lake Worth Lagoon.

ACTION: APPROVED.

c. Update on North Ocean Boulevard Seawall Replacement.
H. Paul Brazil, P.E., Director of Public Works

ACTION: APPROVED.

2. Evaluation of Town Manager Peter B. Elwell's Performance During 2013-2014.
Peter B. Elwell, Town Manager

ACTION: NONE.

3. Adoption of 2014-2015 Goals and Objectives for Town Manager Peter B. Elwell.
Peter B. Elwell, Town Manager

ACTION: APPROVED, PER CONSENSUS OF TOWN COUNCIL AS REFLECTED IN THE DISCUSSION OF THIS MATTER.

X. ORDINANCES

A. Second Reading

1. ORDINANCE NO. 13-2014 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Designating an Official Town Seal; Providing for Penalties for Unauthorized Use; Providing for Severability; Providing for Repeal of Ordinances in Conflict; Providing for Codification; Providing for an Effective Date.

ACTION: ADOPTED.

a. RESOLUTION NO. 165-2014 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Providing Authority for Town Staff to Use Representations of the Town Seal on Promotional Merchandise, Work Clothing Purchased Directly by the Employee, and Providing the Authority for the Town Manager to Approve the Use of Representations of the Town Seal by Employees in Certain Circumstances.
Thomas G. Bradford, Deputy Town Manager

ACTION: APPROVED.

2. ORDINANCE NO. 15-2014 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending Chapter 54

of the Town Code of Ordinances Relating to Historical Preservation at Article II, Landmarks Preservation Commission, Section 54-41, Appeals and Review, to Provide for Appeals by Letter Based upon the Record; Providing for Severability; Providing for Repeal of Ordinances in Conflict; Providing for Codification; Providing an Effective Date.
Thomas G. Bradford, Deputy Town Manager

ACTION: ADOPTED.

B. First Reading

1. ORDINANCE NO. 14-2014 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending Chapter 106, Streets, Sidewalks and Other Public Places; at Article II, Streets; Section 106-46 Relating to Street Repair or Lighting on Petition of Property Owners; Requiring 67% of Property Owners to Affirmatively Approve the Petition with 100% of the Cost of Improvements to Be Borne by Petitioning Property Owners; providing for Severability; Providing for Repeal of Ordinances in Conflict; Providing for Codification; Providing an Effective Date.
Deferred from the September 9, 2014, Town Council Meeting.
Thomas G. Bradford, Deputy Town Manager

ACTION: APPROVED.

2. ORDINANCE NO. 16-2014 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 Florida 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 2012 Edition, and National Fire Protection Association Life Safety Code - N.F.P.A. 101, Florida 2012 Edition; Providing for Severability; Repealing All Ordinances or Parts of Ordinances in Conflict Herewith; Providing for Codification; and Providing for an Effective Date.
Kirk Blouin, Director of Public Safety

ACTION: APPROVED.

3. ORDINANCE NO. 17-2014 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending Chapter 2, Administration, Article IX, Shore Protection Board, Section 2-615(c), Frequency of Meetings; Providing for Severability; Providing for Repeal of Ordinances in Conflict; Providing for Codification; Providing an Effective Date.
Peter B. Elwell, Town Manager

ACTION: APPROVED.

XI. ANY OTHER MATTERS

XII. ADJOURNMENT