



TOWN OF PALM BEACH

Town Clerk's Office

SUMMARY OF ACTIONS TAKEN AT THE TOWN COUNCIL MEETING HELD ON TUESDAY, OCTOBER 13, 2020

- I. CALL TO ORDER AND ROLL CALL
- II. INVOCATION AND PLEDGE OF ALLEGIANCE
- III. MODIFICATIONS TO THE AGENDA
**ACTION: ITEM NO. X.B.1.d. HAS BEEN REMOVED
ITEM NO. IX.B.7. HAS BEEN REMOVED FROM THE CONSENT AGENDA
AND HEARD UNDER NEW BUSINESS AS ITEM NO. X.C.3.**
- IV. APPROVAL OF AGENDA
**ADD UNDER ANY OTHER MATTERS: NOTIFICATION REGARDING 800 S.
COUNTY ROAD
ACTION: APPROVED, AS AMENDED**
- V. BOARDS AND COMMISSIONS APPOINTMENTS
 - A. Appointments to the Planning and Zoning Commission
Queenester Nieves, CMC, Town Clerk
**ACTION: APPOINTED MARILYN BEUTENMULLER, RICK POLLOCK AND
JORGE SANCHEZ AS REGULAR MEMBERS AND WILLIAM J. GILBANE, III AS
AN ALTERNATE MEMBER**
- VI. COMMENTS OF MAYOR GAIL L. CONIGLIO
ACTION: NONE
- VII. COMMENTS OF TOWN COUNCIL MEMBERS
ACTION: NONE
- VIII. COMMUNICATIONS FROM CITIZENS-3 MINUTE LIMIT PLEASE
- IX. APPROVAL OF CONSENT AGENDA
**PULLED ITEM NO. IX.B.9 RESOLUTION NO. 106-2020 AND HEARD AS
ITEM NO. X.A.1**

ACTION: APPROVED, AS AMENDED

A. MINUTES

1. Town Council Meeting Minutes
Queenester Nieves, CMC, Town Clerk
 - a. September 9, 2020, Development Review Town Council Meeting Minutes
 - b. September 10, 2020, Town Council Meeting Minutes
 - c. September 10, 2020, Special Town Council Meeting Minutes
 - d. September 16, 2020, Special Town Council Meeting Minutes
2. Approval of Major Matters Considered by the Architectural Review Commission at its Meeting of September 23, 2020.
Wayne Bergman, Director of Planning, Zoning and Building

B. RESOLUTIONS

1. RESOLUTION NO. 98-2020 A Resolution of The Town Council of The Town Of Palm Beach, Palm Beach County, Florida, Approving a Single Source Identification for Kemira Water Solutions, Inc. for a period not to exceed five years.
Dean Mealy, Purchasing Manager
2. RESOLUTION NO. 99-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order for a single source contract with Kemira Water Solutions, Inc. in the annual amount of \$187,200 and a five year contract contingent upon satisfactory performance and budget authorization in the amount of \$936,000.
Dean Mealy, Purchasing Manager
3. RESOLUTION NO. 100-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving Purchase Orders to Florida Superior Sand, Inc. to Furnish and Deliver Sand to PAR 3 in the Amount of \$12,000 for FY21 and \$12,000 for water crushed shell for FY21.
Dean Mealy, Purchasing Manager
4. RESOLUTION NO. 101-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving Purchase Order for Fountain Maintenance Service to Mako Pools, Inc. in the Amount of \$25,100 for FY21 and \$25,100 for FY22 based on Satisfactory Vendor Performance and Budget Approval and an overall Project Budget of \$115,907 for total contract period of FY17 to FY22.
Dean Mealy, Purchasing Manager
5. RESOLUTION NO. 102-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving Purchase Orders to Oracle Elevator Company for Elevator Maintenance and Inspection Services in the amount of \$7,080 for Public Works and \$2,499 for Recreation PAR 3 in the

total amount of \$9,579 for FY21 and a new contract value of \$67,997.

Dean Mealy, Purchasing Manager

6. RESOLUTION NO. 103-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving Purchase Order to Property Works for Vegetation and Litter Removal-Cleaning in the amount of \$42,758 for FY21 and \$42,758 for FY22 based on satisfactory performance and budget authorization for a total contract value of \$172,000.

Dean Mealy, Purchasing Manager

7. RESOLUTION NO. 104-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing the Town Manager to Award ITB No. 2021-01, Bradley Park Tidal Garden in an Amount Not-to-Exceed \$150,000.

Dean Mealy, Purchasing Manager – Pulled and Heard as Item No. X.C.3.

8. RESOLUTION NO. 105-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving Change Order in the Amount of \$4,853 to Central Square (Superion) and Establishing a New Contract Value of \$119,352 for Needed Services.

Dean Mealy, Purchasing Manager

9. RESOLUTION NO. 106-2020 A Resolution Of The Town Council of The Town Of Palm Beach, Palm Beach County, Florida, Approving The Award Of ITB No. 2020-23, Phipps Ocean Park Nourishment To Weeks Marine Inc. In The Amount Of \$8,755,000.

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

10. RESOLUTION NO. 107-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Adopting Amendments to the Statement of Investment Policy for the OPEB Trust Board of Trustees of the Town of Palm Beach Pursuant to Section 82-153 of the Code of Ordinances of the Town of Palm Beach; Providing an Effective Date.

Jane Le Clainche, Director of Finance

11. RESOLUTION NO. 112-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving Award of Extension of Interlocal Agreement with Palm Beach County for Vehicle Maintenance for Fire Rescue in the amount of \$126,000 for FY21.

Dean Mealy, Purchasing Manager

C. OTHER

1. Request to Consider Ordinance No. 11-2020 Prior to 5:00 p.m. at a

Public Hearing on October 14, 2020.

Wayne Bergman, Director of Planning, Zoning and Building

2. Status Report of Delinquent Accounts and Request for Authorization to Write-off Uncollectible Accounts.

Jane Le Clainche, Director of Finance

X. REGULAR AGENDA

A. Matters Pulled From Consent Agenda: If needed

1. RESOLUTION NO. 106-2020 A Resolution Of The Town Council of The Town Of Palm Beach, Palm Beach County, Florida, Approving The Award Of ITB No. 2020-23, Phipps Ocean Park Nourishment To Weeks Marine Inc. In The Amount of \$8,755,000.

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 on COVID-19 Infections and Hospitalizations

b. Report on Compliance and Enforcement, Relative to State and County Orders (*verbal report*)

c. Input from Business Community

d. Expanded Use of Tents – ***Removed from Agenda***

e. Discussion Regarding Future Public Meetings

ACTION: ALL BOARDS/COMMISSIONS WILL RESUME IN PERSON MEETINGS IN TOWN HALL EFFECTIVE NOVEMBER 1, 2020

2. Palm Beach Marina Update

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

TIME CERTAIN: 11:30 AM

a. Proposed Improvements to Town Marina Upland Amenities, Lake Drive Park and South Lake Drive - Review of Cost Estimates of Recommended Improvements

ACTION: TOWN COUNCIL APPROVED TRAFFIC CALMING MEASURES; APPROVED USE OF ASPHALT FOR PATHWAYS AND LAKE TRAIL; APPROVED CIRCULAR SEATING, FLAGPOLE, COMPASS ROSE AND RETAINING WALL AT AUSTRALIAN DOCK; APPROVED A CONTEST FOR THE LANDSCAPE PLAN THAT WILL INCORPORATE LIGHTING, ADDITIONAL NATIVE VEGETATION, PARK BENCHES,

WATER FOUNTAINS, ETC.; APPROVED VEHICULAR GATES FOR THE PARKING LOTS; APPROVED LEAVING PARKING LOTS IN EXISTING LAYOUT.

b. RESOLUTION NO. 109-2020 A Resolution of The Town Council of The Town of Palm Beach, Palm Beach County, Florida, Approving The Selection Committee Recommendation Of RFP No. 2020-21, Marina Marketing Services To Jacober Creative In An Amount Of \$181,500 For FY21 And \$138,000 For FY22 Contingent Upon Satisfactory Vendor Performance And Budget Authorization, And Authorize Three, One Year Extensions With Jacober Creative.

ACTION: APPROVED

3. Town-wide Undergrounding Project
Steve Stern, Project Manager

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

ACTION: NONE

b. RESOLUTION NO. 110-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Design Services for Phase 7 and Phase 8 for Town-Wide Undergrounding to Kimley-Horn and Associates, Inc. in the Amount of \$2,387,791 with a Project Budget of \$2,587,791.

Patricia Strayer, P.E., Town Engineer

ACTION: APPROVED

c. RESOLUTION NO. 111-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of RFQ No. 2020-20, Pre-Construction Services for Phase 5, in the Amount of \$118,200, to Burkhardt Construction, Inc. *Patricia Strayer, P.E., Town Engineer*

ACTION: APPROVED

4. Report Regarding Public Access and the Enforcement of Regulations on the Beaches Between Wells Road and Sunset Avenue.

Kirk W. Blouin, Town Manager

ACTION: STAFF DIRECTED TO CHANGE PARKING RATES TO \$5/HR WITH A TWO-HOUR MAXIMUM ALONG N. COUNTY ROAD AND THE 100 BLOCK OF SUNRISE AVENUE.

C. New Business

1. Consideration for ORS Study of Vegetation Height Limitations Adjacent to Existing Neighboring Structures and the Screening of Vacant Lots.

Wayne Bergman, Director of Planning, Zoning and Building

ACTION: SENT TO ORS FOR FURTHER STUDY

2. Discussion Regarding Landmark Notification Procedures.

ACTION: NONE

3. RESOLUTION NO. 104-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing the Town Manager to Award ITB No. 2021-01, Bradley Park Tidal Garden in an Amount Not-to-Exceed \$150,000.
Dean Mealy, Purchasing Manager

ACTION: APPROVED

XI. ORDINANCES

A. Second Reading

1. ORDINANCE NO. 13-2020 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Providing for an Amendment to the Town's Budgets Adopted for the Fiscal Year Commencing October 1, 2019, and Providing an Effective Date.

Jane Le Clainche, Director of Finance

ACTION: ADOPTED

2. ORDINANCE NO. 14-2020 An Ordinance of The Town Council of The Town of Palm Beach, Palm Beach County, Florida, Amending Chapter 82 Of The Town Code Of Ordinances Relating To Personnel, At Article II, Employee Benefits, Division 2, Retirement System; Amending Subdivision III, Firefighters, By Amending Section 82-94, Retirement Age And Service Conditions For Firefighters; Amending Subdivision III, Firefighters, By Amending Section 82-98, Chapter 175 Share Accounts; Amending Subdivision III, Firefighters, By Amending Section 82-99, Deferred Retirement Option Program For Firefighters; Amending Subdivision IV, Police Officers, By Amending Section 82-114, Retirement Age And Service Conditions For Police Officers; Amending Subdivision IV, Police Officers, By Amending Section 82-119, Deferred Retirement Option Program For Police Officers; Amending Subdivision V, General Employees And Lifeguards, By Amending Section 82-135, Amount Of Pension For Benefit Group General And Benefit Group Lifeguard; Providing For Severability; Providing For Repeal Of Ordinances In Conflict; Providing For Codification; Providing An Effective Date.

Danielle Olson, Director of Human Resources

ACTION: ADOPTED

3. ORDINANCE NO. 15-2020 An Ordinance Of The Town Council Of The Town Of Palm Beach, Palm Beach County, Florida Amending The Town Code Of Ordinances At Chapter 74, Parks and Recreation, at Division 3, Regulation of Use of Public Beaches, Section 74-196, Presence During Closed Hours; Hours Specified to Modify the name Lake Worth to Lake Worth Beach and to Add the Public Beach from Wells Road South to Sunset Avenue as an Additional Beach Declared to be Closed to the Public Each Day

from Sunset to Sunrise; Providing For Severability; Providing For Repeal Of Ordinances In Conflict; Providing For Codification; Providing An Effective Date.

Nicholas Caristo, Chief of Police

ACTION: ADOPTED

XII. ANY OTHER MATTERS

Notification Regarding 800 S. County Road

ACTION: TOWN COUNCIL SENT VARIANCE NO. 20-00261 BACK TO ARCOM FOR RE-HEARING UNLESS THE PARTIES REACH AN AGREEMENT WITHIN ONE (1) WEEK, ALL FEES WILL BE WAIVED.

XIII. ADJOURNMENT