



TOWN OF PALM BEACH

Town Clerk's Office

ACTIONS OF THE TOWN COUNCIL MEETING HELD ON TUESDAY, OCTOBER 9, 2018

I. CALL TO ORDER AND ROLL CALL

II. INVOCATION AND PLEDGE OF ALLEGIANCE

III. MODIFICATIONS TO THE AGENDA

ACTION: THE FOLLOWING ITEMS WERE ADDED UNDER ANY OTHER MATTERS:

**DISCUSSION ON ORS STUDY OF CHAPTER 66
DISCUSSION ON ARCOM PROCEDURES**

IV. APPROVAL OF AGENDA

ACTION: APPROVED, AS AMENDED ABOVE

V. PRESENTATIONS

A. Presentation by Anne M. Gannon, Constitutional Tax Collector.
Anne M. Gannon, Constitutional Tax Collector

B. Royal Poinciana Playhouse Update.
Alex Patterson, UpMarkets

VI. BOARD AND COMMISSIONS PRESENTATIONS AND APPOINTMENTS

A. Presentations by Planning and Zoning Commission Applicants.
Kirk W. Blouin, Town Manager

B. Appointments to Planning and Zoning Commission.
Kirk W. Blouin, Town Manager

ACTION: APPROVED THE RATIFICATION OF MICHAEL AINSLIE AND RICHARD KLEID AS REGULAR MEMBERS OF THE PLANNING AND ZONING COMMISSION.

VII. COMMENTS OF MAYOR GAIL L. CONIGLIO

ACTION: NONE

VIII. COMMENTS OF TOWN COUNCIL MEMBERS AND TOWN MANAGER

IX. COMMUNICATIONS FROM CITIZENS

X. APPROVAL OF CONSENT AGENDA

ACTION: APPROVED WITH THE FOLLOWING AMENDMENT:

ITEM X. C. 4 WAS PULLED AND HEARD BEFORE ITEM XI.

A. MINUTES

1. TOWN COUNCIL MEETING MINUTES

Kathleen Dominguez, Town Clerk

- a. September 12, 2018, Town Council Development Review Meeting Minutes
- b. September 13, 2018, Town Council Meeting Minutes
- c. September 13, 2018, Special Town Council Meeting Minutes - Closed Door Session
- d. September 13, 2018, Special Town Council Meeting Minutes - First Budget Hearing
- e. September 20, 2018, Special Town Council Meeting Minutes - Second Budget Hearing

2. Approval of Major Matters Considered by the Architectural Review Commission at its Meeting of September 26, 2018.

Josh Martin, Director of Planning, Zoning & Building

B. RESOLUTIONS

1. RESOLUTION NO. 179-2018 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving Purchase Orders to Palm Beach County for Maintenance and Repair of Fire Rescue Fleet Apparatus in an Amount Not to Exceed an Established Budget of \$134,000.

Dean Mealy, Purchasing Manager

C. OTHER

1. Appointment of Employee Representative to PERC pursuant to Ordinance Appendix "A" Section 1.003.

Danielle Olson, Director of Human Resources

2. Maintenance and Improvements of Town Owned Property at Angler Avenue.
H. Paul Brazil, P.E., Director of Public Works
3. Approval of Proposed Stipulation Relating to 247 Miraflores Drive, El Paraiso Subdivision.
John C. Randolph, Town Attorney
4. Consideration of Conditional Settlement Agreement Regarding Palm House/Royal 160 LLC.
*John C. Randolph, Town Attorney – **PULLED FROM CONSENT AGENDA***

XI. PUBLIC HEARINGS

- A. RESOLUTION NO. 159-2018 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Vacating and Abandoning an Existing Public Utility Sewer Easement Within the Property Commonly Known as 1576 South Ocean Boulevard, in the Town Of Palm Beach, Florida.
H. Paul Brazil, P.E., Director of Public Works
ACTION: APPROVED

XII. REGULAR AGENDA

A. Old Business

1. RESOLUTION NO. 180-2018 A Resolution of the Town Council of the Town Of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order Increase for the Construction Management at Risk (CMAR) Contract to Hedrick Brothers Construction Company, Inc., for the Seaview Park and Recreation Center Improvements in the Amount of \$59,980 and Establishing a Total Guaranteed Maximum Price (GMP) Construction Budget of \$11,829,825 and Establishing an Overall Project Budget of \$14,022,566.
H. Paul Brazil, Director of Public Works
ACTION: APPROVED, WITH FUNDING FROM THE CAPITAL IMPROVEMENT FUND CONTINGENCY AND THEN PAID BACK BY THE PROJECT'S CONTINGENCY FUND MONIES.
2. Coastal Update:
 - a. Shore Line Condition Update
H. Paul Brazil, P.E., Director of Public Works

3. Town-Wide Undergrounding Project:

- a. Review of Project and Dashboard, Summary of Project Status.
Steven N. Stern, Project Manager

ACTION: NONE

- b. Chicane/Street Choker Installation in Phase 2 North.
Patricia Strayer, P.E., Town Engineer

ACTION: NONE

- c. RESOLUTION NO. 181-2018 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Awarding a Construction Contract to All County Paving, Inc., for Pavement Improvements from Onondaga Avenue to East Inlet Road in the Amount of \$368,957.60 and Establishing a Total Construction Budget of \$400,000.
H. Paul Brazil, P.E., Director of Public Works

ACTION: APPROVED

B. New Business

1. Presentation and Approval of Palm Beach Civic Association's Palm Tree Project.
Kirk W. Blouin, Town Manager

ACTION: APPROVED, STAFF WILL WORK WITH THE ASSOCIATION ON A 5 YEAR MAINTENANCE ENDOWMENT FUND

2. Discussion Regarding the Frequency of Shore Protection Board Meetings.
Kirk W. Blouin, Town Manager

ACTION: TOWN MANAGER TO WORK WITH STAFF ON FREQUENCY OF MEETINGS

3. Discussion Regarding Peanut Island.
Gail L. Coniglio, Mayor

ACTION: NONE

4. RESOLUTION NO. 182-2018 A Resolution of The Town Council of The Town Of Palm Beach, Palm Beach County, Florida, Approving Award of Selection Committee Recommendation To Evergreen Solutions, LLC that Will Provide Town-Wide Employee Benefit And Compensation Study, RFP 2018-49; and Request Approval To Fund The Project From General Contingency For Amount Of \$32,500 And Establishing A Project Budget of \$40,000 And Authorizing The Town Manager To Execute The Same on Behalf of The Town.

Dean Mealy, Purchasing Manager

ACTION: APPROVED

5. RESOLUTION NO. 183-2018 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing New Purchasing Thresholds for Town Manager and Purchasing Manager.

Dean Mealy, Purchasing Manager

ACTION: APPROVED

C. Matters Pulled From Consent Agenda:

1. Consideration of Conditional Settlement Agreement Regarding Palm House/Royal 160 LLC.

John C. Randolph, Town Attorney

ACTION: APPROVED WITH DATE MODIFICATION

XIII. ORDINANCES

A. Second Reading

1. ORDINANCE NO. 17-2018 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, 2017, and Providing an Effective Date.

Jane Le Clainche, Director of Finance

ACTION: APPROVED

2. ORDINANCE NO. 18-2018 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending the Town Code of Ordinances at Chapter 118, Traffic and Vehicles, Article III, Parking, Stopping and Standing, Division 1, Generally, At Section 118.93, Delinquency Penalty for Nonpayment of Parking Violation Penalties; Section 118-94, Service Charge for nonpayment of parking violation penalties, Division 2, Parking Meters, At section 118-127, Expired Meter; Section 118-128, Service Charge for Nonpayment of Parking Violation Penalties; Section 118-133, Violations, Penalty; Providing for Severability; Providing for Repeal of Ordinances in Conflict; Providing for Codification; Providing an Effective Date.

Jane Le Clainche, Director of Finance

ACTION: APPROVED

3. ORDINANCE NO. 19-2018 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 82-99, Deferred Retirement Option Program For Firefighters; 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 82-139, Deferred Retirement Option Program For Members Of Benefit Group General And Benefit Group Lifeguard; Providing For Severability; Providing For Repeal Of Ordinances In Conflict; Providing For Codification; Providing An Effective Date.

Kirk W. Blouin, Town Manager

ACTION: APPROVED

XIV. ANY OTHER MATTERS

XV. ADJOURNMENT