

TOWN OF PALM BEACH

Office of the Town Clerk

MINUTES OF THE SPECIAL TOWN COUNCIL MEETING HELD ON TUESDAY, SEPTEMBER 9, 2014

I. CALL TO ORDER AND ROLL CALL

The Special Town Council meeting was called to order on Tuesday, September 9, 2014, at 5:01 p.m., in the Town Council Chambers. On roll call, all of the elected officials were found to be present, with the exception of Mayor Coniglio and Council President Wildrick. Council President Pro Tem Diamond assumed the position of Council President for these proceedings.

II. PLEDGE OF ALLEGIANCE

Council President Pro Tem Diamond led the Pledge of Allegiance.

III. APPROVAL OF AGENDA

Motion was made by Council Member Kleid, and seconded by Council Member Townsend, to approve the Agenda. On roll call, the motion carried 4-0, with Council President Wildrick absent.

IV. PUBLIC HEARING ON PROPOSED MILLAGE RATE, TENTATIVE FY15 BUDGETS AND NON-AD VALOREM ASSESSMENTS

A. Notice of Proposed Property Taxes

Council President Pro Tem Diamond read into the record the required legal verbiage.

B. Proposed Operating Millage Rate

Council President Pro Tem Diamond read into the record the required legal verbiage.

C. Reasons for Proposed Operating Millage Rate Increase over the Rolled-Back Millage Rate

Town Manager Elwell read into the record the required legal verbiage.

D. Comments and Questions from Public

Council Member Kleid spoke regarding the Citizen's Police Academy charging fees to the participants to compensate the cost. He stated that he would ask for an increase in the budget to cover the amount, unless he has confirmation from Town Manager Elwell that the Crime Watch program will pick up the amount of these fees.

Town Manager Elwell confirmed that the Police Department will offer the Academy at no charge to the participants, and will be underwritten by the Crime Watch program.

William Cooley, 171 El Pueblo Way, as Chairman of the Landmarks Preservation Commission spoke regarding an increase in funding for landmarking of \$50,000.

Lewis Crampton, 2335 South Ocean Boulevard, on behalf of the Palm Beach Civic Association, spoke in favor of Mr. Cooley's request.

Town Manager Elwell spoke regarding the additional \$50,000 requested for additional landmarking and stated that rather than changing the millage rate, the funds could be appropriated from the General Contingency Fund at a subsequent meeting.

It was the consensus of the Town Council that the appropriation of an additional \$50,000 for the Landmarks Preservation program would be added on tomorrow's agenda.

E. Discussion and Adoption (with changes, if any) of Proposed Operating Millage Rate for FY15.

1. RESOLUTION NO. 143-2014 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Adopting the Proposed Millage Rate Necessary to Fund the Tentative General (Operating) Fund Budget for the 2014 - 2015 Fiscal Year.

Motion was made by Council Member Townsend, and seconded by Council Member Pucillo, to approve Resolution No. 143-2014 On roll call, the motion carried 4-0, with Council President Wildrick absent.

F. Non-Ad Valorem Assessments

1. Commercial Solid Waste Fee Assessments
[H. Paul Brazil, Director of Public Works]

- a. RESOLUTION NO. 144-2014 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Relating to the

Provision of Commercial Solid Waste Collection Services; Providing Authority and Definitions; Approving the Updated Assessment Rolls; Providing for the Reimposition of the Assessments to Fund the Commercial Solid Waste Collection Services; Providing for Collection of the Assessment Pursuant to the Uniform Assessment Collection Act; Providing for the Effect of this Resolution; Providing Severability and an Effective Date.

Director of Public Works Brazil read into the record the required legal verbiage.

Motion was made by Council Member Townsend, and seconded by Council Member Kleid, to approve Resolution No. 144-2014. On roll call, the motion carried 4-0, with Council President Wildrick absent.

2. Worth Avenue Commercial District Improvement Project
[Thomas G. Bradford, Deputy Town Manager]

- a. RESOLUTION NO. 145 2014 A Resolution of the Town Council of the Town of Palm Beach, Florida, Relating to the Provision of the Worth Avenue Improvement Project; Providing Authority and Definitions; Approving the Final Assessment Rolls; Providing for the Reimposition of the Assessments to Fund the Worth Avenue Improvement Project and Related Maintenance Services; Providing for Collection of the Assessments Pursuant to the Uniform Assessment Collection Act; Providing for the Effect of this Resolution; Providing Severability and an Effective Date.

Deputy Town Manager Bradford spoke regarding the assessment rates for the project.

Motion was made by Council Member Pucillo, and seconded by Council Member Kleid, to approve Resolution No. 145-2014. On roll call, the motion carried 4-0, with Council President Wildrick absent.

3. Via Fontana Underground Conversion Project
[Thomas G. Bradford, Deputy Town Manager]

- a. RESOLUTION NO. 146-2014 A Resolution of the Town Council of the Town of Palm Beach, Florida, Relating to the Provision of the Underground Utility Improvements within the Via Fontana Assessment Area; Approving the Updated Assessment Roll; Providing for the Reimposition of the Assessments to Fund the Underground Utility Improvements within the Via Fontana Assessment Area; Providing for Collection of the Assessments Pursuant to the Uniform

1 Assessment Collection Act; Providing for the Effect of this
2 Resolution; Providing Severability and an Effective Date.

3
4 Deputy Town Manager Bradford spoke regarding the assessment rates
5 for the project.

6
7 Joseph Vittoria, 1616 S. Ocean Boulevard, spoke regarding the actual
8 cost versus what he was told to expect for burying the utility lines, and
9 the unfair division of costs among the four properties by using
10 equivalent building units (EBU's) methodology.

11
12 Deputy Town Manager Bradford spoke regarding the assessment
13 methodology formula for the undergrounding utilities costs, and the
14 higher costs of EBU's on larger properties.

15
16 Town Manager Elwell spoke regarding the development of the
17 methodology through a technical process, the adoption by the Town
18 Council, the public hearings, and the accurateness of the application.

19
20 Mr. Vittoria stated that he is now aware that EBU's are based on all
21 Town wide property, not four properties, which make it wrong and
22 unfair in this situation.

23
24 **Motion was made by Council Member Pucillo, and seconded by Council Member**
25 **Kleid, to approve Resolution No. 146-2014. On roll call, the motion carried 4-0,**
26 **with Council President Wildrick absent.**

27
28 4. Everglades Island Underground Conversion Project
29 [Thomas G. Bradford, Deputy Town Manager]

- 30
31 a. RESOLUTION NO. 147-2014 A Resolution of the Town Council of
32 the Town of Palm Beach, Florida, Relating to the Provision of the
33 Underground Utility Improvements within the Everglades Island
34 Assessment Area; Approving the Updated Assessment Roll; Providing
35 for the Reimposition of the Assessments to Fund the Underground
36 Utility Improvements within the Everglades Island Assessment Area;
37 Providing for Collection of the Assessments Pursuant to the Uniform
38 Assessment Collection Act; Providing for the Effect of this
39 Resolution; Providing Severability and an Effective Date.

40
41 Deputy Town Manager Bradford spoke regarding the assessment rates
42 for the project.

43
44 **Motion was made by Council Member Townsend, and seconded by Council**
45 **Member Pucillo, to approve Resolution No. 147-2014. On roll call, the motion**
46 **carried 4-0, with Council President Wildrick absent.**

1. Peruvian Avenue 400 Block Streetscape Project
[Thomas G. Bradford, Deputy Town Manager]

- a. RESOLUTION NO. 148-2014 A Resolution of the Town Council of the Town of Palm Beach, Florida, Relating to the Provision of the Peruvian Avenue Improvement Project; Providing Authority and Definitions; Approving the Final Assessment Rolls; Providing for the Imposition of the Assessments to Fund the Peruvian Avenue Improvement Project and Related Maintenance Services; Providing for Collection of the Assessments Pursuant to the Uniform Assessment Collection Act; Providing for the Effect of this Resolution; Providing Severability and an Effective Date.

Deputy Town Manager Bradford read into the record the required legal verbiage.

Motion was made by Council Member Pucillo, and seconded by Council Member Kleid, to approve Resolution No. 148-2014. On roll call, the motion carried 4-0, with Council President Wildrick absent.

- G. Discussion and Adoption (with changes, if any) of a Tentative Operating Budget, Debt Service Budget, and Budgets for Other Funds for FY15.

1. RESOLUTION NO. 149-2014 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Adopting the Tentative General (Operating) Fund, Debt Service Fund and Budgets for Other Funds for the 2014-2015 Fiscal Year.

Council President Pro Tem Diamond read into the record the required legal verbiage.

Motion was made by Council Member Kleid, and seconded by Council Member Townsend, to approve Resolution No. 149-2014. On roll call, the motion carried 4-0, with Council President Wildrick absent.

- H. Second and Final Public Hearing to Adopt the Final Millage Rate and Budgets will be on Wednesday, September 17, 2014, at 5:01 p.m., in the Town of Palm Beach Council Chambers.

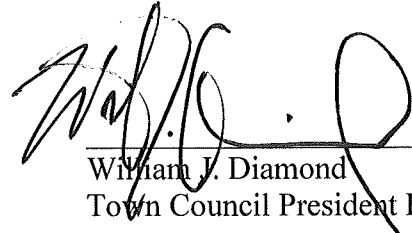
Council President Pro Tem Diamond announced the second and final budget hearing.

- V. ANY OTHER MATTERS – None

VI. ADJOURNMENT

There being no further business, the September 9, 2014, Special Town Council meeting was adjourned at 5:35 p.m.

APPROVED:



William J. Diamond
Town Council President Pro Tem

ATTEST:



~~Susan A. Owens, MPA, MMC~~ Cheryl A. Somers
Acting Town Clerk

10/14/14

Date

