



TOWN OF PALM BEACH

Town Clerk's Office

SUMMARY OF THE ACTIONS TAKEN AT THE TOWN COUNCIL MEETING HELD ON TUESDAY, AUGUST 11, 2015

I. CALL TO ORDER AND ROLL CALL

II. INVOCATION AND PLEDGE OF ALLEGIANCE

III. PRESENTATIONS

- A. Flagler Memorial Bridge Update
Geoffery Parker, New Millennium Engineering

ACTION: MR. PARKER WAS REQUESTED TO PROVIDE ADDITIONAL INFORMATION AT THE SEPTEMBER 10, 2015, MEETING REGARDING WHETHER OR NOT THE PLANS WILL CONTINUE TO ALLOW TRAFFIC TO TRAVEL STRAIGHT WEST AFTER CROSSING THE BRIDGE

- B. Update on Royal Poinciana Playhouse
Pamela Stark Thomas, Executive Director, National Arts Institute

- C. Code Enforcement Board Presentations by Applicants
Kirk W. Blouin, Director of Public Safety

ACTION: SCOTCH PELOSO WAS APPOINTED AS A REGULAR MEMBER

IV. COMMENTS OF MAYOR GAIL L. CONIGLIO

ACTION: MAYOR CONIGLIO WAS AUTHORIZED TO SEND A LETTER TO THE STATE ADVOCATING FOR THE REGIONAL COASTAL COMMUNITIES TO REMAIN A PART OF THE SAME CONGRESSIONAL DISTRICT, TO ADDRESS SAID LETTER TO DISTRICT 22, AND TO INCLUDE THAT SHE HAS THE UNANIMOUS SUPPORT OF THE TOWN COUNCIL IN THIS ENDEAVOR

ACTION: MAYOR CONIGLIO WAS AUTHORIZED TO USE HER DISCRETION REGARDING THE PROPOSED CONGRESSIONAL REDISTRICTING SHOULD ANY TIME SENSITIVE MATTERS ARISE BETWEEN TOWN COUNCIL MEETINGS

ACTION: STAFF WAS DIRECTED TO BEGIN MAKING TRAVEL PLANS

FOR MEMBERS OF THE TOWN COUNCIL TO ATTEND THE PUBLIC COMMENT SESSION TO BE HELD IN TALLAHASSEE ON THURSDAY

V. COMMENTS OF TOWN COUNCIL MEMBERS AND TOWN MANAGER

VI. COMMUNICATIONS FROM CITIZENS - 3 MINUTE LIMIT PLEASE

ACTION: STAFF WAS DIRECTED TO ADD A DISCUSSION ITEM TO THE SEPTEMBER 10, 2015, MEETING AGENDA REGARDING CONDUCTING AN EMPLOYEE SALARY/BENEFIT STUDY

VII. APPROVAL OF AGENDA

ACTION: ITEM NO. VIII.A.3., MINUTES: JULY 16, 2015, WAS DEFERRED TO THE SEPTEMBER 10, 2015, TOWN COUNCIL MEETING FOR AMENDMENTS

ACTION: THE FOLLOWING ITEMS WERE PULLED FROM THE CONSENT AGENDA:

- **VIII.B.5., RESOLUTION NO. 106-2015**
- **VIII.A.4., ARCOM MAJOR MATTERS**
- **VIII.B.6., RESOLUTION NO. 108-2015**
- **VIII.B.7., RESOLUTION NO. 109-2015**
- **VIII.C.3., JUSTICE ASSISTANCE GRANT PROGRAM ALLOCATION**
- **VIII.B.4., RESOLUTION NO. 103-2015**

ACTION: APPROVED, AS AMENDED ABOVE

VIII. CONSENT AGENDA

ACTION: APPROVED, AS AMENDED ABOVE

A. MINUTES

1. MINUTES: JULY 14, 2015
Approval of the Minutes of the Regular Town Council Meeting
Susan A. Owens, Town Clerk
2. MINUTES: JULY 15, 2015
Approval of the Minutes of the Regular Town Council Meeting
Susan A. Owens, Town Clerk
3. MINUTES: JULY 16, 2015
Approval of the Minutes of the Special Town Council Meeting
Susan A. Owens, Town Clerk – Deferred to the September 10, 2015, meeting
4. Approval of Major Matters Considered by the Architectural Commission

at its Meeting of July 22, 2015

*John S. Page, Director of Planning, Zoning, and Building – **Pulled from Consent Agenda***

B. RESOLUTIONS

1. RESOLUTION NO. 96-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Awarding RFP No. 2015-38, Third Party Administration Services, Pursuant to Selection Committee Recommendations; Approving a Third Party Administration Services Agreement With Preferred Governmental Claim Solution “PGCS” in the Amount of \$26,400, Subject to Fiscal Year 2016 Budget Approval; and Authorizing the Town Manager to Execute the Third Party Administration Services Agreement With PGCS on Behalf of the Town.
Jay Boodheshwar, Deputy Town Manager
2. RESOLUTION NO. 98-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Awarding RFP No. 2015-33 to Nowlen, Holt & Miner, P.A. for Audit Services and Authorizing the Town Manager to Execute an Agreement on Behalf of the Town.
Jane Struder, Director of Finance
3. RESOLUTION NO. 101-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Awarding RFP No. 2015-41, Security Guard Services, Pursuant To Selection Committee Recommendations; Approving Issuance of a Purchase Order To Regions Security Services, Inc. in the Amount of \$74,965.80 for Fiscal Year 2016; and Establishing a Project Budget of \$82,500 for Said Services; Authorizing the Town Manager to Take Such Further Actions Necessary to Effectuate Provisions for Said Services.
Beth Zickar, Director of Recreation
4. RESOLUTION NO. 103-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Awarding a Contract Between the Town of Palm Beach and Applied Business Services D/B/A Security Collection Agency to Provide Billing Account Collections for Emergency Medical Services and Other Accounts Receivable and Authorizing the Town Manager to Execute the Same on Behalf of the Town.
*Kirk W. Blouin, Director of Public Safety – **Pulled from Consent Agenda***
5. RESOLUTION NO. 106-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving an Increase to the Guaranteed Maximum Price for the D-4 and D-10 Pump Station Improvement Project Increasing the Construction Phase Budget by

\$150,000 for this Project, and Establishing a New Total Construction Phase Budget of \$6,132,800.69.

*H. Paul Brazil, P.E., Director of Public Works – **Pulled from Consent Agenda***

6. RESOLUTION NO. 108-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order for Construction Phase Engineering Services for the North Lake Way Drainage Maintenance Project to Mock Roos and Associates, Inc., in the Amount of \$8,000, and Establishing a Construction Phase Engineering Services Budget of \$11,000.

*H. Paul Brazil, P.E., Director of Public Works – **Pulled from Consent Agenda***

7. RESOLUTION NO. 109-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Awarding Bid No. 2015-47 and Approving a Construction Contract to Johnson-Davis, Inc. for the North Lake Way Drainage Maintenance Project in the Amount of \$104,750, and Establishing a Construction Phase Budget of \$120,000.

*H. Paul Brazil, P.E., Director of Public Works – **Pulled from Consent Agenda***

8. RESOLUTION NO. 117-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Declaring the Town's Official Intent to Seek Reimbursement for Certain Expenditures Made or to be Made with Respect to the Burying of Certain Utility Cables Throughout the Town of Palm Beach, Florida and Related Capital Expenditures from the Proceeds of Bonds and Providing for an Effective Date.

Jane Struder, Director of Finance

9. RESOLUTION NO. 119-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Rescinding Resolution No. 71-2015, and Awarding Bid No. 2015-25 for Street Light and Sign Post Painting to Roof Painting by Hartzell, and Approving a Purchase Order in an Amount of \$39,825, and Establishing a Budget of \$100,646.

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

10. RESOLUTION NO. 120-2015 A Resolution of The Town Council of The Town Of Palm Beach, Palm Beach County, Florida, Approving A Purchase Order In The Amount of \$38,550 To Calvin, Giordano & Associates, Inc., For Planning Services To Update The Town of Palm Beach Comprehensive Plan And Establishing A Project Budget Of \$42,500.

John S. Page, Director of Planning, Zoning, and Building

C. OTHER

1. Appointment of “Blue Ribbon” Panel Per PERC Ordinance Appendix “A” Section 1.003.
Danielle Olson, Director of Human Resources
2. Amend Selection Committee for Construction Management at Risk Services Request for Qualifications to Reflect the Change of the Public Works Committee Chairperson
H. Paul Brazil, P.E., Director of Public Works
3. Approval of Allocation of Federal Fiscal Year (FFY) 2015 Edward Byrne Memorial Justice Assistance Grant (JAG) Program - JAG Countywide - State Solicitation
*Kirk W. Blouin, Director of Public Safety – **Pulled from Consent Agenda***

IX. COMMITTEE REPORTS

Report of the Ordinances, Rules, & Standards Committee Meeting of July 16, 2015

Penelope D. Townsend, Chair

ACTION: ACCEPTED

X. PUBLIC HEARINGS

- A. RESOLUTION NO. 99-2015 A Resolution of The Town Council of The Town of Palm Beach, Palm Beach County, Florida, Authorizing Ad Valorem Tax Exemptions For 350 Worth Avenue, The Everglades Club, (Kitchen Renovation, Phase II) And Stating That The Subject Property Meets The Criteria Set Forth In Chapter 54, Article V of The Code of Ordinances of The Town of Palm Beach, Relating To Landmarks Preservation And Titled “Tax Exemptions.”
John S. Page, Director of Planning, Zoning, and Building

ACTION: APPROVED

- B. RESOLUTION NO. 100-2015 A Resolution of The Town Council of The Town of Palm Beach, Palm Beach County, Florida, Authorizing Ad Valorem Tax Exemptions For One South County Road, The Breakers Hotel, And Stating That The Subject Property Meets The Criteria Set Forth In Chapter 54, Article V of The Code of Ordinances of The Town of Palm Beach, Relating To Landmarks Preservation And Titled “Tax Exemptions.”
John S. Page, Director of Planning, Zoning, and Building

ACTION: APPROVED

- C. RESOLUTION NO. 110-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Vacating and Abandoning an Existing Public Utility Easement Within the Property Commonly Known as 14 Golfview

Road, in The Town of Palm Beach, Florida.
H. Paul Brazil, P.E., Director of Public Works

ACTION: APPROVED, SUBJECT TO THE CONDITION THAT THE OWNER PAY ALL FEES RELATED TO IMPLEMENTING THE VACATION AND ABANDONMENT, INCLUDING RECORDING FEES

XI. REGULAR AGENDA

A. Old Business

1. Town Hall Square Historic District Project

- a. RESOLUTION NO. 69-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Dedication to the Public of a Parcel of Land to be Used for Public Park Purposes Consistent with and to be Incorporated as Part of Memorial Park; Providing an Effective Date.
Deferred from the June 9, 2015, Town Council Meeting
John C. Randolph, Town Attorney

ACTION: APPROVED

- b. RESOLUTION NO. 102-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Special Legislative Appropriation Grant Agreement Between the State of Florida and the Town of Palm Beach in the Amount of \$350,000 for the Restoration of Memorial Park/Addison Mizner's Plaza - Phase 2 (A); and Authorizing the Town Manager to Execute Said Agreement on Behalf of the Town.
Jay Boodheshwar, Deputy Town Manager

ACTION: APPROVED

- c. RESOLUTION NO. 107-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving Purchase Order(s) for Final Design/Permitting and Construction Phase Engineering Services for the Town Hall Square Phase II to Kimley-Horn and Associates, Inc., in an Amount Not to Exceed \$300,226, and Establishing an Engineering Services Budget of \$335,000.

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

ACTION: APPROVED A PURCHASE ORDER FOR PERMITTING AND PRE-CONSTRUCTION PHASE ENGINEERING SERVICES IN AN AMOUNT NOT TO EXCEED \$41,980, AND DIRECTED THAT ALL FUTURE PHASES OF THE PROJECT SHALL REQUIRE TOWN COUNCIL APPROVAL

- d. RESOLUTION NO. 118-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing a Change Order and Increasing Purchase Order No. 150660 for the Purchase of Trees for the Town Hall Square Project Phase II-A, in the Amount of \$97,000 and Increasing the Construction Phase Budget By \$106,700 for this Project.
H. Paul Brazil, P.E., Director of Public Works

ACTION: APPROVED

2. FY2016 Budget Update

- a. Update on Budget Cuts and New Proposed Millage Rate
Thomas G. Bradford, Town Manager

ACTION: APPROVED THE AMENDED PROPOSED BUDGET AND MILLAGE RATE OF 3.3338

ACTION: STAFF WAS DIRECTED TO HAVE THE SHORE PROTECTION BOARD VET ALL OF THE COASTAL MANAGEMENT PROGRAM PROJECTS AND TO THEN SCHEDULE A WORKSHOP FOR JANUARY OR FEBRUARY 2016 REGARDING THE PROJECTS AND THE SHORE PROTECTION BOARD'S RECOMMENDATIONS

- b. RESOLUTION NO. 104-2015 A Resolution of the Town Council of the Town Of Palm Beach, Palm Beach County, Florida, Amending the Emergency Medical Transport Fee Schedule, Providing An Effective Date.
Kirk W. Blouin, Director of Public Safety

ACTION: APPROVED

- c. RESOLUTION NO. 116-2015 A Resolution of the Town Council of the Town Of Palm Beach, Palm Beach County, Florida, Adopting Recreation Enterprise Fund Maintenance And Improvement Reserves; Providing An Effective Date.

ACTION: APPROVED

3. 2016 Election Update

- a. Manual Ballot Tabulation Process

ACTION: APPROVED THE UTILIZATION OF AN OUTSIDE ACCOUNTING FIRM OR PROXY VOTING COMPANY TO TABULATE THE BALLOTS FROM THE FEBRUARY 2, 2016, ELECTION

- b. General Information
Susan A. Owens, MMC, Town Clerk

ACTION: NONE

B. New Business

1. Federal Emergency Management Agency (FEMA) Map Changes and Attendant Elevating Requirements

John S. Page, Director of Planning, Zoning, and Building

ACTION: TOWN COUNCIL PROVIDED THE FOLLOWING DIRECTION TO STAFF:

- THE FEMA MODEL FLOODPLAIN MANAGEMENT ORDINANCE IS TO BE ADOPTED SIMULTANEOUSLY WITH ADOPTION OF THE REVISED FLOODPLAIN MAPS
- NO OVERALL HEIGHT ADJUSTMENT TO COMMERCIAL STRUCTURES SHOULD BE MADE AT THIS TIME
- PRESENT RESIDENTIAL ELEVATING STANDARDS ARE TO REMAIN EFFECTIVE FOR THE TIME BEING (NO ADDITIONAL SIX INCHES OF RISE REQUIRED)
- STAFF MAY PROCEED VIA PARALLEL PATHS WITH ORS (DISCUSSING THE MODEL ORDINANCE) AND THE PLANNING & ZONING COMMISSION (DISCUSSING RELATED ZONING CHANGES) IF NEEDED

2. Real Estate Matters

- a. Request to Authorize Negotiation for Potential Purchase of Real Property

ACTION: STAFF WAS DIRECTED NOT TO PROCEED WITH NEGOTIATIONS FOR THE PURCHASE OF REAL PROPERTY AT THIS TIME, BUT TO KEEP THEIR EYES AND EARS OPEN FOR ANY OPPORTUNITIES

- b. Report on Values of Off-Island Real Estate
Jay Boodheshwar, Deputy Town Manager

ACTION: AUTHORIZED STAFF TO WORK WITH THE CITY OF WEST PALM BEACH AND THE DOWNTOWN DEVELOPMENT AGENCY TO IMPROVE THE PROPERTIES ALONG DIXIE HIGHWAY

3. RESOLUTION NO. 97-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Awarding a Piggyback Contract to Parkmobile USA, Inc. for the Provision of Pay by Phone Parking Services, Under the Same Terms and Conditions of the

Agreement Dated February 1, 2014, Between Parkmobile USA, Inc. and the City of Miami Beach, Florida; and Authorizing the Town Manager to Execute said Agreement on Behalf of the Town.

Jay Boodheshwar, Deputy Town Manager

ACTION: APPROVED

4. Coastal Update

a. Shoreline Condition Update

ACTION: NONE

- b. RESOLUTION NO. 111-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing the Mayor to Execute a First Amendment to an Interlocal Agreement R2009-1523 with Palm Beach County for Cost-Sharing of the Phipps Ocean Park/Reach 7 Beach Nourishment Project in the Amount of \$2,432,228.

ACTION: APPROVED

- c. RESOLUTION NO. 115-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order for Additional Engineering and Modeling Services in Support of the Reach 8 Environmental Impact Statement to Coastal Planning & Engineering, Inc., a Chicago Bridge & Iron Company, in the Amount of \$175,275, and Establishing an Engineering and Modeling Services Budget of \$193,000

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

ACTION: APPROVED

5. Appointments to the Code Enforcement Board

Kirk W. Blouin, Director of Public Safety – Action taken earlier in meeting under Item No. III.C.

The Remaining New Business Items were Pulled from the Consent Agenda.

6. RESOLUTION NO. 106-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving an Increase to the Guaranteed Maximum Price for the D-4 and D-10 Pump Station Improvement Project Increasing the Construction Phase Budget by \$150,000 for this Project, and Establishing a New Total Construction Phase Budget of \$6,132,800.69.

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

ACTION: DENIED

7. Approval of Major Matters Considered by the Architectural Commission at its Meeting of July 22, 2015
John S. Page, Director of Planning, Zoning, and Building
ACTION: AMENDED TO REFLECT THAT THE D-4 AND D-10 PUMP STATION IMPROVEMENT PROJECT WAS APPROVED AS ORIGINALLY SUBMITTED, AND WITHOUT THE CHANGES RECOMMENDED BY ARCOM
8. RESOLUTION NO. 108-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order for Construction Phase Engineering Services for the North Lake Way Drainage Maintenance Project to Mock Roos and Associates, Inc., in the Amount of \$8,000, and Establishing a Construction Phase Engineering Services Budget of \$11,000.
H. Paul Brazil, P.E., Director of Public Works
ACTION: NONE
9. RESOLUTION NO. 109-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Awarding Bid No. 2015-47 and Approving a Construction Contract to Johnson-Davis, Inc. for the North Lake Way Drainage Maintenance Project in the Amount of \$104,750, and Establishing a Construction Phase Budget of \$120,000.
H. Paul Brazil, P.E., Director of Public Works
ACTION: NONE
10. Approval of Allocation of Federal Fiscal Year (FFY) 2015 Edward Byrne Memorial Justice Assistance Grant (JAG) Program - JAG Countywide - State Solicitation
Kirk W. Blouin, Director of Public Safety
ACTION: APPROVED
11. RESOLUTION NO. 103-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Awarding a Contract Between the Town of Palm Beach and Applied Business Services D/B/A Security Collection Agency to Provide Billing Account Collections for Emergency Medical Services and Other Accounts Receivable and Authorizing the Town Manager to Execute the Same on Behalf of the Town.
Kirk W. Blouin, Director of Public Safety
ACTION: APPROVED

XII. DEVELOPMENT REVIEWS

A. Time Extensions and Waivers

1. 105 Clarendon Avenue
Construction Completion Window: Time Extension
John S. Page, Director of Planning, Zoning, and Building

ACTION: APPROVED

B. Variances, Special Exceptions, and Site Plan Reviews

1. Old Business

- a. SITE PLAN REVIEW #13-2014 WITH SPECIAL EXCEPTIONS AND VARIANCE (MODIFIED) 221 & 231 ROYAL POINCIANA WAY, SUNSET AVENUE, 214 & 216 SUNSET AVENUE Project approved May 13, 2015 and June 10, 2015 with condition of approval to enter into a Construction Management Agreement. Construction Management Agreement deferred from the June 10, 2015 Town Council Meeting. Staff recommends deferral to the August 11, 2015 Town Council Meeting. [Attorney: Francis X. J. Lynch]

Deferred from the June 10, 2015 and July 15, 2015 Town Council Meetings

Request for Deferral to the October 14, 2015, Town Council Meeting Per Letter Dated July 31, 2015, from Francis X.J. Lynch.

John S. Page, Director of Planning, Zoning, and Building

ACTION: DEFERRED TO THE OCTOBER 14, 2015, MEETING

- b. VARIANCE #17-2015 The application of Susan Bodnar Malloy (Contract Purchaser); relative to property commonly known as 201 Bahama Lane, described as lengthy legal description on file; located in the R-B Zoning District. The Applicant is requesting a variance to construct a 8 foot x 38 foot swimming pool in the east side of the residence with a 12 foot street side yard setback in lieu of the 15 foot minimum setback required. [Attorney: Maura Ziska, Esq.] Deferred from the June 10, 2015, and July 15, 2015 Town Council Meetings

John S. Page, Director of Planning, Zoning, and Building

ACTION: APPROVED

2. New Business

- a. SITE PLAN REVIEW #3-2015 WITH VARIANCES The application of Rick Hallett, Manager of the Australian; relative to property commonly known as 429 Australian Ave., described as lengthy legal description on file; located in the R-C Zoning District. The Applicant is requesting a Site Plan Review to allow the construction of a 2,160 sq. ft. carport/awning to provide

covered parking for 12 parking spaces on the north side of the existing parking lot. The following variances are being requested to construct the awning: to allow lot coverage to be 38.1% in lieu of the 31.5% existing and the 30% maximum allowed, and, for a rear yard setback of 5 ft. in lieu of the 30 ft. minimum required for a multi-family building in the R-C Zoning District. [Attorney: Maura Ziska, Esq.]

[Architectural Commission Recommendation: Implementation of the variances will not cause negative architectural impacts to the subject property. Carried 7-0]

John S. Page, Director of Planning, Zoning, and Building

ACTION: APPROVED

- b. SPECIAL EXCEPTION #20-2015 WITH SITE PLAN REVIEW AND VARIANCE The application of 8 Golfview, LLC as Contract Purchaser (Maura Ziska, Authorized Agent); relative to property commonly known as 8 Golfview Rd., described as lengthy legal description on file; located in the R-A Zoning Districts. The Applicant is requesting a Special Exception with Site Plan Review to allow the construction of a 8,706 sq. ft. two-story, single family residence on a non-conforming lot which is 140 ft. in depth in lieu of the 150 ft. minimum required and 19,500 sq. ft. in area in lieu of the 20,000 sq. ft. minimum required in the R-A Zoning District. A Variance is requested to have a building height plane setback ranging from 34.2 ft. to 55.85 ft. in lieu of the 46.1 ft. to 67.75 ft. minimum setback required. [Attorney: Maura Ziska, Esq.]

[Architectural Commission Recommendation: Implementation of the variance will not cause negative architectural impacts to the subject property. Carried 7-0]

John S. Page, Director of Planning, Zoning, and Building

ACTION: THE SPECIAL EXCEPTION WAS APPROVED

ACTION: THE SITE PLAN REVIEW AND VARIANCE WERE DEFERRED TO THE SEPTEMBER 9, 2015, MEETING

- c. SPECIAL EXCEPTION #21-2015 WITH SITE PLAN REVIEW The application of 318 Caribbean Road Holdings, LLC; relative to property commonly known as 318 Caribbean Rd., described as lengthy legal description on file; located in the R-A Zoning District. The Applicant is requesting a Special Exception with Site Plan Review to construct a two story 8,660 sq. ft. single-family dwelling, a 1,498 sq. ft. two-story guest house, and a 746 sq. ft. gate house on an existing vacant non-conforming lot. The lot consists of portions of three platted lots. [Attorney: John T. Metzger, Esq.]

John S. Page, Director of Planning, Zoning, and Building

ACTION: APPROVED

- d. SPECIAL EXCEPTION #22-2015 WITH SITE PLAN REVIEW
The application of Everglades Club; relative to property commonly known as 500 South County Rd., described as Lengthy legal description; located in the C-WA Zoning District. The Applicant is requesting Special Exception Approval with Site Plan Review to modify the existing Everglades Club golf course as follows: add a 15 foot by 25 foot teeing ground to the 2nd tee that will be slightly east of the existing tee box; add a 15 ft. by 25 ft. teeing ground to the 12th tee that will be slightly west of the existing tee box; add a 15 ft. by 25 ft. teeing ground to the 17th tee that will be slightly east of the existing tee box. [Attorney: Maura Ziska, Esq.]
John S. Page, Director of Planning, Zoning, and Building

ACTION: APPROVED

- e. SPECIAL EXCEPTION #23-2015 WITH SITE PLAN REVIEW
The application of Harvey E. Oyer, Esq., on behalf of Wells Fargo; relative to property commonly known as 239, 251 & 255 So. County Rd. & 151 Royal Palm Way, described as lengthy legal description on file; located in the CT-S, C-B & R-B Zoning Districts. The subject property consists of three (3) buildings. The request seeks approval of a Special Exception with Site Plan Review to modify the existing site by renovating, demolishing and reconstruction of portions of the Wells Fargo office building, drive through building and associated parking lot. The applicant operates a financial institution and professional offices with the C-TS, C-B and R-B Zoning Districts. The existing two (2) bank buildings are approximately 63,807 square feet (100%) of space on 3 floors consisting of financial services and professional business offices, wealth management, private banking and support space. The existing drive through building is 400 square feet and has 4 existing drive thru lanes. The applicant proposes to demolish 20,295 square feet (31% reduction) of a portion of the existing non-conforming Wells Fargo building on the eastern side of the building and will replace that portion of the building with 18,318 square foot (29% addition) of new construction. This will result in a net loss of 1,977 square feet and a reduction of approximately .05% of gross leasable area. The applicant is proposing to relocate existing pedestrian ATM to the western most portion of the existing drive-thru lane which will become a drive-up ATM. The applicant is proposing to renovate the existing parking lot to the east of the Wells Fargo bank building for an enhanced storm water collection system. A detailed application and plans are on file for review. [Attorney: Harvey E. Oyer, III, Esq.]

[Landmarks Preservation Commission Recommendation: Implementation of the proposed Special Exceptions with Site Plan Reviews will not cause negative architectural impacts to the subject landmarked property. Carried 5-0]

John S. Page, Director of Planning, Zoning, and Building

ACTION: APPROVED

- f. VARIANCE #20-2015 The application of Lisa A. Konrad; relative to property commonly known as 242 Via Linda, described as lengthy legal description on file; located in the R-B Zoning District. The Applicant is requesting a Variance to allow a 386 sq. ft. one-story cabana addition to have a side yard setback of 10 ft. in lieu of 12.5 ft. minimum required. [Attorney: Peter Broberg, Esq.]
John S. Page, Director of Planning, Zoning, and Building

ACTION: DEFERRED TO THE SEPTEMBER 9, 2015, MEETING

- g. VARIANCE #21-2015 The application of Neil and Ann Corkery; relative to property commonly known as 120 Chilean Ave., described as lengthy legal description on file; located in the R-B Zoning District. The Applicant is requesting a Variance to construct a 10 ft. x 15 ft. swimming pool on the east side of the residence that would have a 8.25 ft. east side yard setback in lieu of the 10 ft. minimum setback required. [Attorney: Maura Ziska, Esq.]
John S. Page, Director of Planning, Zoning, and Building

ACTION: APPROVED

3. Other

- a. Sixt Rent A Car, 340 Royal Poinciana Way, Suite 324, Town-Serving Confirmation, Special Exception No. 19-2013
Deferred from the July 15, 2015, Town Council Meeting
John S. Page, Director of Planning, Zoning, and Building

ACTION: APPROVED

XIII. ORDINANCES

A. Second Reading

1. ORDINANCE NO. 19-2015 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing the Use of Paper Ballots Designed to be Manually Counted for the February 2, 2016, General Election and, if Necessary, the February 16, 2016, Run-Off Election; Providing for Severability; Providing for Repeal of Ordinances

in Conflict; and Providing an Effective Date.
Susan A. Owens, MMC, Town Clerk

ACTION: ADOPTED

B. First Reading

1. ORDINANCE NO. 20-2015 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending the Town Code of Ordinances at Chapter 78, Peddlers and Solicitors; Article III, Charitable Solicitations; Section 78-77, Definitions, so as to Exempt Certain Collections from the Definition of Solicit and Solicitation; Amending Section 78-106, Permit Form, Duration, so as to Provide That the Limitations on Number of Events Shall not Apply to Businesses Raising Funds for Charity through Percentage of Sales; Including a New Section 78-113, Entitled Penalties; Providing for Severability; Providing for Repeal of Ordinances in Conflict; Providing for Codification; Providing an Effective Date.

Susan A. Owens, MMC, Town Clerk

ACTION: AMENDED AS FOLLOWS: “THIS LIMITATION SHALL NOT APPLY TO ORGANIZATIONS WHICH RECEIVE FINANCIAL SUPPORT FROM THE TOWN THROUGH ITS BUDGETING PROCESS OR TO BUSINESSES LOCATED WITHIN THE TOWN WHICH RAISE FUNDS FOR CHARITY AS A PERCENTAGE OF SALES OF MERCHANDISE—DURING NORMAL BUSINESS HOURS.

ACTION: APPROVED, AS AMENDED

2. ORDINANCE NO. 21-2015 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending the Town Code of Ordinances at Chapter 106, Streets, Sidewalks and Other Public Places; at Article V, Sidewalks; Adding a New Section 106-160, Maintenance of Parkway Strips; Providing for Severability; Providing for Repeal of Ordinances in Conflict; Providing for Codification; Providing an Effective Date.

Kirk Blouin, Director of Public Safety

ACTION: APPROVED

3. ORDINANCE NO. 22-2015 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; at Article I, in General; at Section 118-1, Definitions, Providing a Definition of Compact Car; Providing for Severability; Providing for Repeal of Ordinances in Conflict; Providing for Codification; Providing an Effective Date.

Kirk Blouin, Director of Public Safety

ACTION: APPROVED

ACTION: STAFF WAS DIRECTED TO RESTRIPE DESIGNATED COMPACT CAR PARKING SPACES SO THAT THEY ARE SMALLER THAN STANDARD PARKING SPACES

4. ORDINANCE NO. 23-2015: An Ordinance of the Town Council of the Town Of Palm Beach, Palm Beach County, Florida, Amending the Town Code of Ordinances at Chapter 2, Administration; Article V, Code Enforcement; Division 3, Procedure; Section 2- 439, Citation Fine Schedule, so as to Correct References to Chapter 18, Buildings and Building Regulations, in the Manner and Form Attached on Exhibit A; Providing for Severability; Providing for Repeal of Ordinances in Conflict; Providing for Codification; Providing an Effective Date.
John S. Page, Director of Planning, Zoning, and Building

ACTION: APPROVED

XIV. ANY OTHER MATTERS

XV. ADJOURNMENT