



TOWN OF PALM BEACH

Town Manager's Office
TOWN COUNCIL MEETING

**TOWN HALL
COUNCIL CHAMBERS-SECOND FLOOR
360 SOUTH COUNTY ROAD**

AGENDA

DECEMBER 13, 2016

9:30 AM

Welcome!

For information regarding this agenda and the procedures for public participation at Town Council Meetings, please refer to the end of this agenda.

I. CALL TO ORDER AND ROLL CALL

Mayor Gail L. Coniglio
Michael J. Pucillo, President
Richard M. Kleid, President Pro Tem
Bobbie Lindsay
Danielle H. Moore
Margaret A. Zeidman

II. INVOCATION AND PLEDGE OF ALLEGIANCE

III. APPROVAL OF AGENDA

IV. RECOGNITIONS

- A.** Recognition of Michael J. Scharf, Planning and Zoning Commission from May 2014 through September 2016
John S. Page, Director of Planning, Zoning & Building
- B.** Recognition of Fredrick "Tim" Campbell, Golf Course Superintendent, as

2016 Town of Palm Beach Employee of the Year.

Gail Coniglio, Mayor

V. PRESENTATIONS

A. Planning and Zoning Commission Presentations by Applicants

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

B. Shore Protection Board Presentations by Applicants

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

VI. COMMENTS OF MAYOR GAIL L. CONIGLIO

VII. COMMENTS OF TOWN COUNCIL MEMBERS AND TOWN MANAGER

VIII. COMMUNICATIONS FROM CITIZENS - 3 MINUTE LIMIT PLEASE

IX. APPROVAL OF CONSENT AGENDA (SEE NOTE 5)

A. MINUTES

1. TOWN COUNCIL MEETING MINUTES

Susan A. Owens, MMC, Town Clerk

a. Minutes of the October 13, 2016, Regular Meeting

b. Minutes of the November 8, 2016, Regular Meeting

c. Minutes of the November 9, 2016, Regular Meeting

2. LOCAL PLANNING AGENCY MEETING MINUTES

Susan A. Owens, MMC, Town Clerk

a. Minutes of the October 13, 2016, Meeting

b. Minutes of the November 9, 2016, Meeting

3. Approval of Major Matters Considered by the Architectural Commission at its meeting of November 30, 2016.

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

B. RESOLUTIONS

1. RESOLUTION NO. 199-2016 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving an Agreement by and Between the Palm Beach County Supervisor of Elections and the Town of Palm Beach Relating to Vote Processing Equipment Use and Election Services; Providing an Effective Date.

Susan A. Owens, MMC, Town Clerk

2. RESOLUTION NO. 206-2016 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing an Amendment to Bid No. 2016-12 for Town-wide Street Light Replacement to Include the Bradley Place Street Light Replacement,

and Increasing the Contract in the Amount of \$275,000 for a Total Revised Construction Contract Amount of \$2,595,605, and Increasing the Original Construction Phase Budget of \$2,550,000 for this Project, for a Revised Construction Phase Budget of \$2,825,000.

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

3. RESOLUTION NO. 207-2016 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing an Increase to the Engineering Construction Phase Services for the Town-Wide Street Light Replacement Project to Accept and Include the Bradley Place Street Light Replacement, in the Amount of \$34,000, and Increasing the Original Construction Phase Engineering Budget of \$165,000 for this Project, for a Revised Total Budget of \$199,000.

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

4. RESOLUTION NO. 208-2016 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving Two (2) Purchase Orders to Rechten International Trucks, Inc., for the Purchase of Four (4) Vehicles: Three (3) International Durastar Cabs and Chassis with Aluminum Dump Bodies in the Total Amount of \$255,399, and One (1) International Durastar Cab and Chassis with a Peterson RS3 Crane Body in the Amount of \$179,287, for a Total Amount of \$434,686, in Accordance with the Florida Sheriff's Association Contract 16-VEH14.0, Specification 12, and Establishing an Overall Budget of \$440,000.

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

5. RESOLUTION NO. 209-2016 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving A Purchase Order to Palmetto Ford for the Purchase of One (1) Ford F-450 Cab and Chassis With Fleet Utility Body in the Amount of \$53,510 on Florida Sheriff's Association Contract 16-VEH14.0, (Specification 7) and Establishing an Overall Budget of \$55,000.

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

6. RESOLUTION NO. 210-2016 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order to Isuzu Truck of Ocala for the Purchase of Four (4) Isuzu Cab and Chassis with 6 Yard Packer Bodies in the Total Amount of \$361,812 on Florida Sheriff's Association Contract 16-VEH14.0, Specification 6, and Establishing an Overall Budget of \$375,000.

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

7. RESOLUTION NO. 211-2016 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Contract Extension to Advanced Disposal Services Solid Waste Southeast, Inc., for Bid No. 2014-05 Compacted Garbage Collection, in the Annual Amount of \$255,932.31 and Establishing a Budget of \$260,000.

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

8. RESOLUTION NO. 212-2016 A Resolution of the Town Council of the

Town of Palm Beach, Palm Beach County, Florida, Amending the Department of Public Works Engineering Division Standard Applicable to Public Rights-of-Way and Easements, Amending Chapter XII, Miscellaneous Provisions; Yard Trash, Requirements Pertaining to Collections and Placement, and the Enforcement Thereof.
H. Paul Brazil, P.E., Director of Public Works

9. RESOLUTION NO. 213-2016 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Awarding a One Year Renewal Agreement to Wells Fargo Bank, N.A., for RFP No. 2010-22, Banking and Merchant Card Services, and Authorizing the Town Manager to Take Further Action Necessary to Effectuate the Contract.

Jane Struder, Director of Finance

10. RESOLUTION NO. 214-2016 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Adopting a Town of Palm Beach Retirement System Investment Policy Statement.

Thomas G. Bradford, Town Manager

11. RESOLUTION NO. 215-2016 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending the Food and Beverage Services Agreement for the Town of Palm Beach Par 3 Golf Course Between the Town of Palm Beach and PB Ocean View, Inc., and Authorizing the Town Manager to Execute the Same on Behalf of the Town.

Beth Zickar, Director of Recreation

12. RESOLUTION NO. 216-2016 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving an Agreement With GolfNow, LLC, for the Provision of an Electronic Tee Sheet, Point of Sale Software, a Marketing Platform and Related Support Services for the Par 3 Golf Course, and Authorizing the Town Manager to Execute the Same on Behalf of the Town.

Beth Zickar, Director of Recreation

13. RESOLUTION NO. 217-2016 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida Approving Golf Instruction Services Agreements for the Town of Palm Beach Par 3 Golf Course Between the Town of Palm Beach and Bradford Costa, Gene George, Kellie Stenzel, Tim McCoy, John Saffold, Steve Madsen, and Authorizing the Town Manager to Execute the Same on Behalf of the Town.

Beth Zickar, Director of Recreation

14. RESOLUTION NO. 218-2016 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Renewal of a Contract Between the Town and Florida Blue, to Provide Administrative Services for Group Health Coverage; in an Amount not to Exceed \$350,000, and Authorizing the Town Manager to Take Actions Necessary to Effectuate This Contract.

Danielle Olson, Director of Human Resources

15. RESOLUTION NO. 219-2016 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Contractual Service Specialists Agreement Between the Town of Palm Beach and Kenneth A. Scheppke, M.D., P.A., as Medical Director and Authorizing the Town Manager to Execute the Same on Behalf of the Town.
Kirk W. Blouin, Director of Public Safety
16. RESOLUTION NO. 220-2016 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing the Purchase of the Zoll Autopulse System in the Amount of \$65,687.20 from Zoll Medical Corporation Via NPP Government, RFP NO. 520.
Kirk W. Blouin, Director of Public Safety
17. RESOLUTION NO. 221-2016 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Rescinding Resolution No. 198.2016 and Authorizing The Mayor to Execute an Agreement for Mutual Assistance and Automatic Aid Between Palm Beach County and the Town of Palm Beach for Fire-Rescue Emergency Services.
Kirk W. Blouin, Director of Public Safety
18. RESOLUTION NO. 222-2016 A Resolution of The Town Council of The Town of Palm Beach, Palm Beach County, Florida, Repealing Section 112, of The Town's Administrative Amendments To The Florida Building Code, Chapter 1, Which Establishes A Building Board of Adjustment And Appeals.
John S. Page, Director of Planning, Zoning, & Building

C. OTHER

1. Request to Consider Ordinance Nos. 24-2016 and 25-2016 Prior to 5:00 p.m. at a Public Hearing
John S. Page, Director of Planning, Zoning & Building
2. Workweek Modification for Firefighters Holding the Rank of Lieutenant
Thomas G. Bradford, Town Manager
3. Authorization of Ordinance, Rules and Standards Committee to Study Amending Section 42-199 of the Town Code of Ordinances, Relative to Construction Work
Jay Boodheshwar, Deputy Town Manager
4. Update of Bradley Park Improvements Approval
H. Paul Brazil, P.E., Director of Public Works

X. BOARD/COMMISSION ANNUAL REPORT

- A.** Shore Protection Board Annual Report
E. Llwyd Ecclestone, Jr., Chair

XI. COMMITTEE REPORTS

- A.** Report of the Finance and Taxation Committee Meeting of November 3,

2016

Michael J. Pucillo, Chair

- B.** Report of the Ordinances, Rules, & Standards Committee Meeting of November 10, 2016

Bobbie Lindsay, Chair

XII. PUBLIC HEARINGS

- A.** RESOLUTION NO. 223-2016 A Resolution of the Town Council, of the Town of Palm Beach, Palm Beach County, Florida, Electing to Use the Uniform Method of Collecting Non-Ad Valorem Special Assessments Levied Within the Incorporated Area of the Town; Stating a Need for Such Levy; Providing for the Mailing of this Resolution; and Providing for an Effective Date.

Jane Struder, Director of Finance

XIII. REGULAR AGENDA

A. Old Business

1. Consideration of Modifications to Street Scape at the Northeast Corner of South County Road and Chilean Avenue as Part of the Town Hall Square Project.

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

2. Update on Proposed Recreation Center and Improvements to Seaview Park

Beth Zickar, Director of Recreation

TIME CERTAIN: 11:00 A.M.

- a. Report Regarding Outcome of ARCOM, Recreation Advisory Commission, and Public Input Meetings.

- b. Presentation of Updated Architectural and Site Plans

- c. Consideration of the Recreation Commission's Recommendation Regarding an Additional Community Survey

- d. Resolution No. 230-2016 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order in the Amount of \$24,539, to Hedrick Brothers Construction, Inc., for Pre-Construction Phase Services for the Seaview Park and Palm Beach Community Center Improvements and Establishing a Preliminary Pre-Construction Phase Budget of \$25,000.

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

3. Consideration of Modifications to Pedestrian Signalization of the Sunset Avenue and North County Road Intersection.

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

B. New Business

1. Appointment of Town Manager Thomas G. Bradford Pursuant to

Section 4.02(b) of the Town Charter from December 14, 2016 through December 12, 2017

Thomas G. Bradford, Town Manager

2. Appointment to the Planning and Zoning Commission
John S. Page, Planning, Zoning & Building
3. Appointments to the Shore Protection Board
Thomas G. Bradford, Town Manager
4. Update on Newly Approved One Cent Surtax (Sales Tax).
Thomas G. Bradford, Town Manager
5. RESOLUTION NO. 224-2016 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving Petitions Exempting the Church of Bethesda-by-the-Sea from the Residential Permit Parking Requirements within the Neighborhood and Directing the Town Manager or his Designee to Post Appropriate Regulatory Signage Reflecting Residential Permit Parking with Church Exemption.
Thomas G. Bradford, Town Manager
6. Recommendation in Regard to Modification of General Employee Pension Benefits

TIME CERTAIN 2:00 P.M.

Michael J. Pucillo, Chair

7. Consideration of Proposed Method to Address Right-of-Way Ownership Issues Along North Ocean Boulevard Between Sunrise Avenue and Wells Road.
H. Paul Brazil, P.E., Director of Public Works
8. Adoption of the 2017 Town Council Meeting Schedule
Thomas G. Bradford, Town Manager
9. Approval of the Scheduling of the 2017 Town Caucus for January 3, 2017, at 7:00 p.m., and the Scheduling of a Special Town Council Meeting to Declare the Results of the Caucus for January, 6, 2017, at 9:30 a.m.
Susan A. Owens, MMC, Town Clerk
10. Waiver to Town Code 42-196 Through 199 and 42-226 Through 229 for Extended Construction Hours and Work During Season by the Winthrop House for Use of Cranes on Hammond Avenue.
H. Paul Brazil, P.E., Director of Public Works
11. Landmarks Preservation Commission - Unexcused Absences
John S. Page, Director of Planning, Zoning & Building
12. Coastal Update
H. Paul Brazil, P.E., Director of Public Works
 - a. Shore Line Protection Update
 - b. Waivers to Town Code for Construction Dates, Hours, and Noise for

Reach 4 Dune Restoration.

- c. RESOLUTION NO. 225-2016 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Awarding Bid No. 2016-28 and Approving a Construction Contract to Coston Marine Services, Inc. for the Construction of the Lake Worth Lagoon Waterway Access Maintenance Dredging, in the Amount of \$1,063,500, and Establishing a Construction Phase Budget of \$1,200,000, Contingent Upon the Necessary Permit Modification and Upon Receipt of Donations to Fully Fund this Project.
- d. RESOLUTION NO. 226-2016 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing State Grant of FDEP Contract No. 16PB4, Between the State of Florida Department of Environmental Protection and the Town of Palm Beach Under the Florida Beach Management Funding Assistance Program for the Beach Management Agreement, Specifically Physical Monitoring Reimbursement, in the amount of \$124,777.50, and Authorizing the Town Council President to Execute Same on Behalf of the Town.
- e. RESOLUTION NO. 227-2016 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order in the Amount of \$100,000 to Woods Hole Group, for a Coastal Vulnerability Assessment, and Establishing a Task Budget of \$110,000.

- 13. Authorization to Use Construction Management at Risk Services for the Townwide Undergrounding Program.

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

C. Matters Pulled From Consent Agenda: If needed

XIV. ORDINANCES

A. First Reading

- 1. ORDINANCE NO. 21-2016 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending the Town Code of Ordinances at Chapter 42, Environment; Article V, Noise; Section 42-230, Lawn Maintenance Equipment Noise, so as to Define the Hours of Operation of Lawn Maintenance Equipment; Prohibiting Commencement of Large Scale Landscape Installation on Saturdays; Regulating Sound Level Measurement of Said Equipment; Regulating Use of Leaf Blowers; Providing for Severability; Providing for Repeal of Ordinances in Conflict; Providing for Codification; Providing for an Effective Date.
Jay Boodheshwar, Deputy Town Manager
- 2. ORDINANCE NO. 26-2016 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; Article V, Sidewalks; Section 106-156, Regarding Duty to Maintain Sidewalks and Gutters Free of Debris, Encumbrances and Obstructions; Providing a Definition of Debris, Providing for Severability; Providing for Repeal of Ordinances in Conflict; Providing for Codification; Providing an Effective Date.

Jay Boodheshwar, Deputy Town Manager

3. ORDINANCE NO. 27-2016 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending the Code of Ordinances of The Town of Palm Beach at Chapter 66, Natural Resource Protection, Article I, In General, Section 66-2, Definitions so as to Add, Amend or Delete Various Terms Related to Landscape and Irrigation Requirements; Amending Article IV, Vegetation, Relating to Conditions for Landscape Design, Installation and Removal; Moving General Requirements for Landscape Design to a New Section 285; Modifying Section 66-286 Establishing Minimum Requirements for Shade Trees, Required Landscaping for Interior Parking Lots, Minimum Landscape Installation Requirements, Modifying Irrigation Standards and Requirements for Irrigation and Irrigation Systems, Providing for Requirements Related to the Submission of Plans, and Landscape Installation and Removal Permits; Adding Section 66-287 Requiring That All Required Landscaping be Approved by the Planning, Zoning and Building Department Prior to the Issuance of Certificates of Occupancy or Completion; Adding a New Section 66-288 Requiring Protection of Trees During Construction; Adding a New Section 66-289 Requiring Vegetation Maintenance; Adding a New Section 66-290 Providing Standards Related to Tree Trimming; Adding a New Section 66-291 Prohibiting Certain Practices Related to Tree Trimming; Providing for Severability; Providing for Repeal of Ordinances in Conflict; Providing for Codification; Providing an Effective Date.

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

4. ORDINANCE NO. 28-2016 An Ordinance of The Town Council of The Town of Palm Beach, Palm Beach County, Florida, Rescinding Section 18-241 of The Town Code of Ordinances Relating To Building Board of Adjustment And Appeals In Its Entirety; Providing For Severability; Providing For Repeal of Ordinances In Conflict; Providing For Codification; Providing An Effective Date.

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

XV. ANY OTHER MATTERS

XVI. ADJOURNMENT

XVII. FUTURE MEETINGS

PLEASE TAKE NOTE:

Note 1: No written materials received after 3:30 p.m. on the Thursday immediately prior to a monthly Town Council meeting will be included in the back-up binders distributed to the Mayor and Town Council in preparation for that

meeting. Written materials received after 3:30 p.m. on Thursday will be separately distributed to the Mayor and Town Council; however, depending upon the length of the materials, the time of submittal, and other circumstances, the Mayor and Town Council may not be able to read and consider such late submittals prior to acting upon the policy matter(s) which they address.

Note 2: The progress of this meeting may be monitored by visiting the Town's website (townofpalmbeach.com) and clicking on "Meeting Audio" in the left column. If you have questions regarding that feature, please contact the Office of Information Systems (561) 227-6315. The audio recording of the meeting will appear within 24 hours after the conclusion of the meeting.

Note 3: If a person decides to appeal any decision made by this Council with respect to any matter considered at this meeting or hearing, he/she will need a record of the proceedings. For such purpose, he/she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Note 4: Disabled persons who need an accommodation in order to participate in the Town Council Meeting are requested to contact the Town Manager's Office at 838-5410 or through the Florida Relay Service by dialing 1-800-955-8770 for voice callers or 1-800-955-8771 for TDD callers, at least two (2) working days before this meeting.

Note 5: Items listed on the Consent Agenda will be approved by one motion of the Town Council, unless the Mayor or an individual Council Member requests that any item(s) be moved to the Regular Agenda and individually considered.

Note 6: All back-up material for the items listed on the agenda are posted to the Town's website and emailed to all Stay Informed subscribers on the Friday before the Town Council meeting. To access the back-up materials and/or subscribe to the Stay Informed list, please visit the Town's website (townofpalmbeach.com).

PROCEDURES FOR PUBLIC PARTICIPATION

Citizens desiring to address the Town Council should proceed toward the public microphones when the applicable agenda item is being considered to enable the Town Council President to acknowledge you.

PUBLIC HEARINGS: Any citizen is entitled to be heard on an official agenda item under the section entitled "Public Hearings," subject to the three minute limitation.

COMMUNICATIONS FROM CITIZENS: Any citizen is entitled to be heard concerning any matter under the section entitled "Communications from Citizens," subject to the three minute limitation. The public also has the opportunity to speak to any item listed on the agenda, including the consent agenda, at the time the agenda item comes up for discussion.

OTHER AGENDA ITEMS: Any citizen is entitled to be heard on any official agenda item when the Town Council calls for public comments, subject to the three minute limitation.

Town Council Meetings are public business meetings and, as such, the Town Council retains the right to limit discussion on any issue.

Main Town Calendar

Veterans Recognition Ceremony

December 13, 9:00 AM - 9:20 AM @ Memorial Park

[More Details](#)

Town Council Meeting

December 13, 9:30 AM

[More Details](#)

Selection Committee Meeting for RFP No. 2016-48

December 14, 9:00 AM - 1:00 PM @ Emergency Operations Center (EOC)

Oral Presentations for Investment Consulting - OPEB Trust Closed Per FS Statute 286.0113

[More Details](#)

Town Council Meeting-Development Review

December 14, 9:30 AM

[More Details](#)

Code Enforcement Board Meeting

December 15, 2:00 PM @ Council Chambers

[More Details](#)

Landmarks Preservation Commission Meeting

December 21, 9:30 AM @ Council Chambers

[More Details](#)

CHRISTMAS HOLIDAY-TOWN HALL CLOSED

December 23, All Day

[More Details](#)

CHRISTMAS HOLIDAY-TOWN HALL CLOSED

December 26, All Day

[More Details](#)

Architectural Commission (ARCOM) Meeting

December 28, 9:00 AM

[More Details](#)

NEW YEAR'S HOLIDAY-TOWN HALL CLOSED

December 30, All Day

[More Details](#)

Recreation Advisory Commission Meeting

January 4, 9:00 AM

[More Details](#)

Town Council Meeting-Regular Business

January 10, 9:30 AM - 5:00 PM

Town Council Meeting-Development Review

January 11, 9:30 AM @ Council Chambers

[More Details](#)

Ordinances, Rules, and Standards Committee Meeting

January 12, 9:30 AM @ Council Chambers

[More Details](#)

Planning and Zoning Commission Meeting

January 17, 9:30 AM

[More Details](#)

Landmarks Preservation Commission Meeting

January 18, 9:30 AM @ Town Council Chambers

[More Details](#)

Code Enforcement Board Meeting

January 19, 2:00 PM

[More Details](#)

Ordinances, Rules, and Standards Committee Meeting

February 2, 9:30 AM @ Council Chambers

[More Details](#)

Town Council Meeting-Regular Business

February 14, 9:30 AM - 5:00 PM

[More Details](#)

Town Council Meeting-Development Review

February 15, 9:30 AM @ Council Chambers

[More Details](#)
