



TENTATIVE:
SUBJECT TO
REVISION

TOWN OF PALM BEACH

Town Manager's Office

TOWN COUNCIL MEETING

TOWN HALL
COUNCIL CHAMBERS-SECOND FLOOR
360 SOUTH COUNTY ROAD

AGENDA

DECEMBER 8, 2015

9:30 AM

Welcome!

For information regarding 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
Danielle H. Moore
Penelope D. Townsend
Robert N. Wildrick

II. INVOCATION AND PLEDGE OF ALLEGIANCE

III. PRESENTATIONS

A. Shore Protection Board Presentations by Applicants
Thomas G. Bradford, Town Manager

IV. COMMENTS OF MAYOR GAIL L. CONIGLIO

V. COMMENTS OF TOWN COUNCIL MEMBERS AND TOWN MANAGER

VI. COMMUNICATIONS FROM CITIZENS - 3 MINUTE LIMIT PLEASE

VII. APPROVAL OF AGENDA

VIII. CONSENT AGENDA

A. MINUTES

1. MINUTES: NOVEMBER 10, 2015

Approval of the Minutes of the Regular Town Council Meeting

Susan A. Owens, MMC, Town Clerk

2. MINUTES: NOVEMBER 12, 2015

Approval of the Minutes of the Regular Town Council Meeting

Susan A. Owens, MMC, Town Clerk

3. MINUTES: NOVEMBER 12, 2015

Approval of the Minutes of the Special Town Council Meeting

Susan A. Owens, MMC, Town Clerk

4. Approval of Major Matters Considered by the Architectural Commission at its Meeting of November 16, 2015.

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

B. RESOLUTIONS

1. RESOLUTION NO. 188-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Awarding RFQ No. 19-2016 to Evolvtec in the Amount of \$141,750 for the Provision of Information Technology Services for the Office of Information Systems; and Authorizing the Town Manager to Execute this Purchase on Behalf of the Town.

Jay Boodheshwar, Deputy Town Manager

2. RESOLUTION NO. 189-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing an Increase to Purchase Order No. 160219 in the Amount of \$10,489 and Approving a Total Budget of \$64,779 to PCMG, Inc.

Jay Boodheshwar, Deputy Town Manager

3. RESOLUTION NO. 190-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing an Increase of \$67,000 to Purchase Order Nos. 160311 to Hy-Byrd Incorporated, and 151292 to GFA International Inc., for a new Total of \$180,400 for Plan Review and Inspection Services.

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

4. RESOLUTION NO. 191-2015 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 Compacted Garbage Collection, in the Amount of \$251,915.14 and Establishing a Budget of \$259,500.

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

5. RESOLUTION NO. 192-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order in an Amount of \$56,684, to Kimley-Horn and Associates, Inc., for Construction Phase Engineering Services for the Mast Arm Replacement and Signalization Improvement Project at the Sunrise Avenue/North County Road and Sunset Avenue/North County Road Intersections, and Establishing a Construction Phase Budget of \$63,500.

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

6. RESOLUTION NO. 193-2015 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 to Mock Roos & Associates, Inc., in an Amount of \$296,250 for Bradley Place Improvements - Royal Poinciana Way to Wells Road, and Establishing an Engineering Construction Phase Services Budget of \$327,000.
H. Paul Brazil, P.E., Director of Public Works
7. RESOLUTION NO. 194-2015 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 End Paving and Drainage Improvements to Chen Moore and Associates, Inc., for \$153,220 and Establishing an Engineering Services Budget of \$175,000.
H. Paul Brazil, P.E., Director of Public Works
8. RESOLUTION NO. 195-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending the Department of Public Works, Engineering Division, Standards Applicable to Public Rights-of-Way, Amending Chapter XII - Miscellaneous Provisions Regarding Driveways and Driveway Approaches; Providing an Effective Date.
H. Paul Brazil, P.E., Director of Public Works
9. RESOLUTION NO. 196-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Modifying the Town of Palm Beach Administrative Amendments to Chapter 1 of the Florida Building Code, to Clarify Resident Inspector Provisions Contained Within Section 109.3.7, Other Inspection Services.
John S. Page, Director of Planning, Zoning and Building
10. RESOLUTION NO. 197-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing Payment to the Municipal Public Safety Communications Consortium (MPSCC) of Palm Beach County in the Amount of \$88,591.60.
Kirk W. Blouin, Director of Public Safety
11. RESOLUTION NO. 198-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing and Approving a Purchase Order to Citation Communications, Inc. for the Annual Maintenance (\$33,108) and Miscellaneous Repairs and Parts (\$8,892), As Needed and Recommended By Staff; and Establishing a Budget of \$45,000; and Providing an Effective Date.
Kirk W. Blouin, Director of Public Safety
12. RESOLUTION NO. 199-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing and Approving a Purchase Order to Don Reid Ford in the Amount of \$76,165 for the Purchase of One (1) 2016 Ford Interceptor; One (1) 2016 Ford Escape and; One (1) 2016 Ford Fusion; Beck Nissan in the Amount of \$23,302 for the Purchase of One (1) 2016 Nissan Altima; and Auto Nation CDJR of Pembroke Pines in the Amount of \$32,189 for the Purchase of One (1) 2016 Jeep Grand Cherokee Laredo, As Recommended By Staff; and Establishing a Total Budget of \$139,000 in the 2016 Equipment

Replacement Program; and Providing an Effective Date.

Kirk W. Blouin, Director of Public Safety

13. RESOLUTION NO. 205-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing a Temporary and Partial Closure of South County Road Between Chilean and Brazilian Avenues to Ensure Pedestrian Safety During the Town Hall Square Celebration on January 31, 2016.

Jay Boodheshwar, Deputy Town Manager

C. OTHER

1. Request to Authorize the Ordinances, Rules, and Standards Committee to Study the Potential Regulation of Kite Boarding Along the Town's Shoreline

Jay Boodheshwar, Deputy Town Manager

2. Authorize the Town Manager to Execute a Decorative Lighting Maintenance Memorandum of Agreement with the Florida Department of Transportation for the Flagler Memorial Bridge Project

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

3. Request to Authorize Ordinances, Rules, and Standards Committee to Study a Potential Revision to Chapter 66 (Natural Resource Protection) Relative to State-of-the-Art Components Used in Smart Irrigation Systems

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

IX. BOARD/COMMISSION ANNUAL REPORT

- A. Shore Protection Board Annual Report

E. Llwyd Ecclestone, Jr., Chair

X. COMMITTEE REPORTS

- A. Report of the Ordinances, Rules, & Standards Committee Meeting of November 5, 2015

Penelope D. Townsend, Chair

- B. Report of the Finance & Taxation Committee Meeting of November 19, 2015

Michael J. Pucillo, Chair

XI. PUBLIC HEARINGS

- A. RESOLUTION NO. 200-2015 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.

Jay Boodheshwar, Deputy Town Manager

XII. REGULAR AGENDA

A. Old Business

1. Exterior Improvements to 627 and 701 N. Dixie Highway

Jay Boodheshwar, Deputy Town Manager

B. New Business

1. Appointment of Town Manager Thomas G. Bradford Pursuant to Section 4. 02(b) of the Town Charter from December 9, 2015 through December 13, 2016.

Thomas G. Bradford, Town Manager

2. Discussion Relative to Town Council Appeal Process

Penelope D. Townsend, Councilmember

3. Discussion on Signalization at Intersection of Flagler Drive and Lakeview Avenue in West Palm Beach in Conjunction with Construction of the New Flagler Memorial Bridge

Penelope D. Townsend, Councilmember

4. Proposed Townwide Underground Utilities Project

Thomas G. Bradford, Town Manager

a. Review of Proposed Assessment Methodology Changes

b. RESOLUTION NO. 201-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Providing for the Issuance of General Obligation Bonds for the Purpose of Financing All or a Portion of the Costs of Burying Overhead Utility Lines Located Within the Town of Palm Beach, Florida, in the Principal Amount of Not Exceeding Ninety Million Dollars (\$90,000,000), Calling for a Bond Referendum of the Qualified Electors of the Town of Palm Beach to be Held on March 15, 2016, as to Whether General Obligation Bonds for Such Underground Utility Project Should be Issued; Repealing Town Resolution No. 160-2015 and Providing an Effective Date.

c. Authorization to Hire Third Party Negotiator for Design Consultant, General Contractor and Public Utility Contracts.

d. RESOLUTION NO. 206-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Contract with Raftelis Financial Consultants to Update Property Records and the Assessment Methodology for the Townwide Underground Utilities Project in the Amount of \$xx,xxx with Funding Coming from the Unspent Funds in the Underground Utilities Seed Money Within the Pay-As -You-Go Capital Improvement Program Having Remaining Funding of \$1xx,xxx.

5. Coastal Update

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

a. Shoreline Condition Update

b. Approve 2016 Reach 8 Dune Restoration Truck Haul Project Bid Solicitation with Mid-Town/Reach 3 Alternative

c. RESOLUTION NO. 202-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Contract Extension to D.B. Ecological Services, Inc., for Permit Required Sea Turtle Nesting Monitoring, in the Amount of \$177,780, and Establishing a

Project Budget of \$200,000.

d. RESOLUTION NO. 203-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing State Grant of FDEP Contract No. 14PB7, Amendment No. 2, Between the State of Florida Department of Environmental Protection and the Town of Palm Beach Under the Bureau of Beaches and Coastal Systems Florida Beach Management Funding Assistance Program for the Lake Worth Inlet Management Plan Implementation, Specifically Biological Monitoring Reimbursement, and Authorizing the Town Council President to Execute Same on Behalf of the Town.

e. Waivers to Town Code for Construction Dates, Hours, and Noise for Staging in Lake Worth Lagoon for City of Boca Raton.

6. Proposed Compressed Natural Gas Facility at the Port of Palm Beach

Jay Boodheshwar, Deputy Town Manager

7. Review of Chapter 66 by the Director of Public Works of the Town Code and His Estimation of Impact to the Town if Chapter 66 Were Applied to Town Property.

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

8. Appointments to the Shore Protection Board

Thomas G. Bradford, Town Manager

XIII. ORDINANCES

A. Second Reading

1. ORDINANCE NO 30-2015 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 Add Section 70-9 Relating to Sleeping, Camping in Public Places, Sleeping in Vehicle, and Section 70-10 Relating to Attachment of Hammocks or Other Objects to Public Property, as Class II Violations; Adding Section 106-160, Under Chapter 106, Streets, Sidewalks and Other Public Places, Relating to Maintenance of Parkway Strips, as a Class I Violation; Providing for Severability; Providing for Repeal of Ordinances in Conflict; Providing for Codification; Providing an Effective Date.

John C. Randolph, Town Attorney

B. First Reading

1. ORDINANCE NO. 32-2015 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending the Town Code of Ordinances at Chapter 74, Parks and Recreation, at Article III, Boats and Boating, to Include New Sections 74-270, 74-271, 74-272 and 74-273 Relating to the Prohibition of Floating Structures; Providing for Definitions; Providing for Enforcement/Penalties; Providing for Inclusion in the Code Enforcement Citation Fine Ordinance of the Town of Palm Beach; Providing for Severability; Providing for Repeal of Ordinances in Conflict; Providing for Codification; Providing an Effective Date.

XIV. ANY OTHER MATTERS

XV. ADJOURNMENT

PLEASE TAKE NOTE:

- Note 1:** No written materials received after 5:00 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 5:00 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.

Town of Palm Beach
Meeting Schedule

12/2/15

Tue 12/08/2015 09:30 AM	Town Council Meeting	Council Chambers
Wed 12/09/2015 09:30 AM	Town Council Meeting (Development Review Matters)	Council Chambers
Mon 12/14/2015 09:00 AM	Retirement Board Meeting	Council Chambers
Tue 12/15/2015 09:30 AM	Planning and Zoning Commission Meeting	Council Chambers
Wed 12/16/2015 09:30 AM	Landmarks Preservation Commission Meeting	Council Chambers
Thu 12/24/2015 04:00 AM	CHRISTMAS EVE	TOWN HALL CLOSED
Fri 12/25/2015 04:00 AM	CHRISTMAS DAY	TOWN HALL CLOSED
Thu 12/31/2015 04:00 AM	NEW YEAR'S EVE	TOWN HALL CLOSED
Fri 01/01/2016 04:00 AM	NEW YEAR'S DAY	TOWN HALL CLOSED
Tue 01/05/2016 09:00 AM	Underground Utilities Task Force	Council Chambers
Wed 01/06/2016 09:00 AM	Recreation Advisory Commission	Council Chambers
Thu 01/07/2016 09:30 AM	Ordinances, Rules, and Standards Committee Meeting	Council Chambers
Tue 01/12/2016 09:30 AM	Town Council Meeting	Council Chambers

Wed 01/13/2016 09:30 AM	Town Council Meeting-Development Review	Council Chambers
Mon 01/18/2016 04:00 AM	MARTIN LUTHER KING, JR. DAY	TOWN HALL CLOSED
Tue 01/19/2016 09:30 AM	Planning and Zoning Commission Meeting	Council Chambers
Wed 01/20/2016 09:30 AM	Landmarks Preservation Commission (LPC) Meeting	Council Chambers
Thu 01/21/2016 02:00 PM	Code Enforcement Board Meeting	Council Chambers
Wed 01/27/2016 09:00 AM	Architectural Commission Meeting (ARCOM)	Council Chambers
Thu 01/28/2016 09:00 AM	Hearing with Special Magistrate	Public Works
Thu 02/04/2016 09:30 AM	Ordinances, Rules, and Standards Committee Meeting	Council Chambers
Tue 02/09/2016 09:30 AM	Town Council Meeting	Council Chambers
Wed 02/10/2016 09:30 AM	Town Council Meeting-Development Review	Council Chambers