



TOWN OF PALM BEACH

TOWN COUNCIL MEETING

TOWN HALL
COUNCIL CHAMBERS - SECOND FLOOR
360 SOUTH COUNTY ROAD

AGENDA

NOVEMBER 8, 2022

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

Danielle H. Moore, Mayor
Margaret A. Zeidman, President
Bobbie Lindsay, President Pro Tem
Julie Araskog
Ted Cooney
Lew Crampton

II. INVOCATION AND PLEDGE OF ALLEGIANCE

III. MODIFICATIONS TO THE AGENDA

IV. APPROVAL OF AGENDA

V. PRESENTATIONS

- A. Update on Palm Beach County Schools Proposed Tax Referendum
Erica Whitfield, Palm Beach County School Board Member, District 4

VI. COMMENTS OF MAYOR DANIELLE H. MOORE

VII. COMMENTS OF TOWN COUNCIL MEMBERS

VIII. COMMUNICATIONS FROM CITIZENS - 3 MINUTE LIMIT PLEASE

IX. APPROVAL OF CONSENT AGENDA (SEE NOTE 5)

A. MINUTES

1. Town Council Meeting Minutes
Pat Gayle-Gordon, Acting Town Clerk

October 12, 2022 Town Council and Planning and Zoning Commission Joint Meeting
October 12, 2022 Town Council Development Review Meeting
October 13, 2022 Town Council Meeting
2. Approval of Major Matters Considered by the Architectural Review Commission at its Day 2 Meeting of September 28, 2022 and of October 26, 2022
Wayne Bergman, Director of Planning, Zoning and Building

B. RESOLUTIONS

1. RESOLUTION NO. 139-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Waiver to the Town Code for Construction Hours and Authorizing Additional Appropriation for the North Ocean Seawall Repair and Painting Project, in the Amount of \$110,845 and Increasing the Original Construction Phase Budget of \$264,155 for this Project, for a Revised Total Budget of \$375,000.
H. Paul Brazil, P.E., Director of Public Works
2. RESOLUTION NO. 140-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Change Order to the Award Authority of Resolution No. 083-2019 from \$240,000 annually to \$400,000 annually to support Planning, Zoning, and Building Plans Review Requirements.
Dean Mealy, Procurement and Contract Manager
3. RESOLUTION NO. 141-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order to Orlando Freightliner Isuzu Truck of Ocala for the Purchase of a 20 CY Trash Truck in the Amount of \$193,826 and Establishing a Project Budget of \$213,382.
Dean Mealy, Procurement and Contract Manager
4. RESOLUTION NO. 142-2022 A Resolution of the Town Council of

the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order to Kimley-Horn and Associates, Inc. in the Amount of \$18,735 and Establishing a Project Budget of \$22,482 for Town-wide Undergrounding of Utilities Program, Phase 4 North and Phase 2 South Easement Abandonment.

Dean Mealy, Procurement and Contract Manager

5. RESOLUTION NO. 143-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Retroactive Change Order to Resolution No. 121-2022, Par 3 Restroom Renovation in the amount of \$23,597 for an Updated Budget Authorization of \$190,097 to Hedrick Brothers Construction Company Inc.

Dean Mealy, Procurement and Contract Manager

6. RESOLUTION NO. 144-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order to Duval Ford in the Amount of \$122,685.82 and Establishing a Project Budget of \$134,685.82 for Two Ford Police Interceptors Hybrid AWD.

Dean Mealy, Procurement and Contract Manager

7. RESOLUTION NO. 146-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of RFQ No. 2023-01, Request for Qualifications, CMAR for Phipps Ocean Park Improvements to Burkhardt Construction Inc.

Dean Mealy, Procurement and Contract Manager

8. RESOLUTION NO. 147-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Contract and a Purchase Order to Health Fitness Corporation in the Annual Amount of \$207,413.

Dean Mealy, Procurement and Contract Manager

X. REGULAR AGENDA

A. Matters Pulled From Consent Agenda: If needed

B. Old Business

1. Town-wide Undergrounding Project - Review of Project and Dashboard, Summary of Project Status

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

2. Water Feasibility Study Update

TIME CERTAIN: 11:00 AM

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

3. RESOLUTION NO. 145-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Change Order to Hedrick Brothers Construction Company Inc. for the North Fire Station Rehabilitation Phase 1 GMP in the Amount of \$2,417,019 for a total Purchase Order of \$3,402,083 which

Encompasses the Previously Awarded Resolution No. 133-2021 and Resolution No. 161-2021 and Establishing a Project Budget to date of \$3,810,227.

Dean Mealy, Procurement and Contract Manager

C. New Business

1. Discussion Regarding Town Caucus To Be Held on Tuesday, December 6, 2022

Margaret A. Zeidman, Town Council President

2. Discussion on Naming Rights Regarding Donations

Kirk W. Blouin, Town Manager

3. Request for Waiver of Construction Limitations in the Right-of-Way November 12, 2022, for Delivery of a Tree to 756 Hi-Mount Road

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

4. Waiver of Third Charitable Solicitation Event Permit for MorseLife Health System

Carolyn Stone, Deputy Town Manager

5. Special Events Request from Worth Avenue Association for December 3, 2022

Nicholas Caristo, Chief of Police

6. Review of a Stop Work Order Due to the Three Strike Rule at 266 Colonial Lane

Wayne Bergman, Director of Planning, Zoning and Building

7. Review of a Stop Work Order Due to the Three Strike Rule at 1540 South Ocean Boulevard

Wayne Bergman, Director of Planning, Zoning & Building

XI. ORDINANCES

A. Second Reading

1. Proposed Ordinance to Amend the FY22 Budget

ORDINANCE NO. 017-2022 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, 2021, and Providing an Effective Date.

Jane Le Clainche, Director of Finance

XII. ANY OTHER MATTERS

XIII. ADJOURNMENT

PLEASE TAKE NOTE:

Note 1: Please submit written comments/materials to council@townofpalmbeach.com or in person to the Town Clerk's Office, located at Town Hall, 360 South County Road. No written materials

received after 3:30 p.m. on the Wednesday 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 Wednesday 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 Technology (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.