



TOWN OF PALM BEACH

TOWN COUNCIL MEETING

TOWN HALL
COUNCIL CHAMBERS - SECOND FLOOR
360 SOUTH COUNTY ROAD

AGENDA

OCTOBER 13, 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. RECOGNITIONS

- A.** Recognition of Michael Greenwald for his service on the Investment Advisory Committee from November 2020 through August 2022

Danielle H. Moore, Mayor

VI. BOARDS AND COMMISSIONS PRESENTATIONS AND APPOINTMENTS

- A.** Presentations by the Applicants and Appointment to the Investment Advisory Committee

Pat Gayle-Gordon, Acting Town Clerk

- B.** Presentations by the Applicants and Appointments to the Planning and Zoning Commission

Pat Gayle-Gordon, Acting Town Clerk

VII. COMMENTS OF MAYOR DANIELLE H. MOORE

VIII. COMMENTS OF TOWN COUNCIL MEMBERS

IX. COMMUNICATIONS FROM CITIZENS - 3 MINUTE LIMIT PLEASE

X. APPROVAL OF CONSENT AGENDA (SEE NOTE 5)

A. MINUTES

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

September 13, 2022 Town Council Meeting

September 14, 2022 Town Council Development Review Meeting

September 14, 2022 Special Town Council Meeting - FY23 First Public Hearing

September 22, 2022 Special Town Council Meeting - FY23 Final Public Hearing

2. Approval of Major Matters Considered by the Architectural Review Commission at its Meeting of September 28, 2022.

Wayne Bergman, Director of Planning, Zoning and Building

B. RESOLUTIONS

1. RESOLUTION NO. 097-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of a Blanket Purchase Order to Jacober Creative Design and Marketing Services in the Amount of \$268,000 for FY23.

Dean Mealy, Procurement and Contract Manager

2. RESOLUTION NO. 126-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing the Mayor to Enter into an Agreement with the Supervisor of Elections for the March 2023 Municipal Election(s) Vote Processing Equipment Use and Election Services.

Pat Gayle-Gordon, Acting Town Clerk

3. RESOLUTION NO. 127-2022 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, by Changing the Title and Amending Chapter XII, Miscellaneous Provisions, Construction Parking.

Wayne Bergman, Director of Planning, Zoning and Building

4. RESOLUTION NO. 128-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Designating Town Depositories for Fiscal Year 2023 Pursuant to Section 2-517 of the Town Code of Ordinances and Designating Parties to Sign Checks or Warrants on Behalf of the Town Pursuant to Section 2-36 of the Town Code of Ordinances.

Jane Le Clainche, Director of Finance

5. RESOLUTION NO. 129-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving Amendment No. 1 to the Interlocal Agreement for Dune Restoration Project – Reach 9 for 2022/2023 Dune Restoration Project Between the Town of Lantana, the Town of South Palm Beach and the Town of Palm Beach; Authorizing the Mayor to Execute the Easement Agreement on Behalf of the Town.

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

6. RESOLUTION NO. 130-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of a Change Order to Kimley-Horn and Associates, Inc. in the Amount of \$100,000 to Continue Support of the Water Feasibility Study.

Dean Mealy, Procurement and Contract Manager

7. RESOLUTION NO. 131-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of a Blanket Purchase Order to Gov Connection in the Amount of \$200,000 for FY23.

Dean Mealy, Procurement and Contract Manager

8. RESOLUTION NO. 132-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of a Blanket Purchase Order to Insight Public Sector in the Amount of \$200,000 for FY23.

Dean Mealy, Procurement and Contract Manager

9. RESOLUTION NO. 133-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of a Change Order to Kimley-Horn and Associates, Inc. in the Amount of \$9,800 to Purchase Order No. 220509 for a Total Amount of \$74,700 for Site Civil Plan Review Assistance.

Dean Mealy, Procurement and Contract Manager

10. RESOLUTION NO. 134-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of a Change Order to Mock Roos & Associates for the D-8 Stormwater Pump Station Rehabilitation Project in the Amount of \$59,970 and Establishing a Project Budget of \$66,000.
Dean Mealy, Procurement and Contract Manager
11. RESOLUTION NO. 135-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of a Blanket Purchase Order to Vetted Security Solutions in the Amount of \$100,000 and Authorizing a Transfer of \$44,337.38 from the Equipment Replacement Fund Contingency for the Purchase of a Trailer to Support License Plate Recognition on the Southern Bridge.
Dean Mealy, Procurement and Contract Manager
12. RESOLUTION NO. 136-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of a Piggyback Contract Award to Convergent Technologies for Public Safety Camera System, Establishing a Blanket Purchase Order in the Amount of \$200,000 and Authorizing a Transfer of \$100,000 from the Equipment Replacement Fund Contingency for the Pending Work on the Southern Bridge.
Dean Mealy, Procurement and Contract Manager
13. RESOLUTION NO. 138-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Waiver of Work Hours to Include Weekend Work for the Par 3 Restroom Renovation for the Awarded Contractor, Hedrick Brothers Construction.
Dean Mealy, Procurement and Contract Manager

C. OTHER

1. Authorization for Road Closure for the Construction of a Private Sewer Lateral to the Town's Sanitary Sewer Main in the Middle of Cocoanut Row North of the Clarke Avenue Intersection
H. Paul Brazil, P.E., Director of Public Works
2. Status Report of Delinquent Accounts and Request for Authorization to Write-off Uncollectible Accounts.
Jane Le Clainche, Director of Finance
3. Health Insurance Rates for Calendar Year 2023
Gillian Barth, Director of People and Culture
4. RESOLUTION NO. 137-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Collective Bargaining Agreement Between the Town and the Professional Firefighter/Paramedics, Palm Beach County, Local 2928.
Gillian Barth, Director of People and Culture

XI. REGULAR AGENDA

A. Matters Pulled From Consent Agenda: If needed

B. Old Business

1. Town-wide Undergrounding Project:
H. Paul Brazil, P.E., Director of Public Works
 - a. Review of Project and Dashboard, Summary of Project Status
 - b. Review of Proposed North County Road Alignment

C. New Business

1. Discussion Regarding Limiting the Number of Restaurants in a One Block Area
Julie Araskog, Town Council Member
2. Maximum Number of Conflicts of Interest for Richard Sammons, Vice Chairman of the Architectural Review Commission
Wayne Bergman, Director of Planning, Zoning and Building
3. Exterior Construction Waiver for Gucci Store on Worth Avenue
Wayne Bergman, Director of Planning, Zoning and Building
4. Waiver of Town Code Section 18-237, For Building Permit Extension at 230 Atlantic Avenue
Wayne Bergman, Director of Planning, Zoning and Building
5. Review of Stop Work Order Due to Three-Strike Rule at 251 Tangier Avenue
Wayne Bergman, Director of Planning, Zoning & Building

XII. ORDINANCES

A. Second Reading

1. Proposed Ordinance to Amend Section 42-199 of the Town Code to Include Additional Days When Construction and Landscaping Work is Prohibited

ORDINANCE NO. 004-2022 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending Chapter 42 of the Town Code of Ordinances at Article V. Noise, Section 42-199, Hours For Construction Work at Subsection (B) Limited, To Provide Additional Limitations On Dates And Hours Of Construction and Landscaping Work; Further Amending Section 421-230, Lawn Maintenance, to Add Language Providing for Certain Exceptions for the Use of Lawn Maintenance Equipment On The Wednesday Immediately Preceding Thanksgiving And On The Friday Immediately Following Thanksgiving; Providing For Severability; Providing For Repeal Of Ordinances In Conflict; Providing For Codification; Providing An Effective Date.

Nicholas Caristo, Chief of Police

B. First 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

XIII. ANY OTHER MATTERS

XIV. 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.