



TOWN OF PALM BEACH

Town Manager's Office
TOWN COUNCIL MEETING

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

AGENDA

OCTOBER 9, 2018

9:30 AM

Town Council Meeting

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

II. INVOCATION AND PLEDGE OF ALLEGIANCE

III. MODIFICATIONS TO THE AGENDA

IV. APPROVAL OF AGENDA

V. PRESENTATIONS

A. Presentation by Anne M. Gannon, Constitutional Tax Collector.

Anne M. Gannon, Constitutional Tax Collector

B. Royal Poinciana Playhouse Update.

Alex Patterson, UpMarkets

VI. BOARD AND COMMISSIONS PRESENTATIONS AND APPOINTMENTS

A. Presentations by Planning and Zoning Commission Applicants.

Kirk W. Blouin, Town Manager

B. Appointments to Planning and Zoning Commission.

Kirk W. Blouin, Town Manager

VII. COMMENTS OF MAYOR GAIL L. CONIGLIO

VIII. COMMENTS OF TOWN COUNCIL MEMBERS AND TOWN MANAGER

IX. COMMUNICATIONS FROM CITIZENS - 3 MINUTE LIMIT PLEASE

X. APPROVAL OF CONSENT AGENDA (SEE NOTE 5)

A. MINUTES

1. TOWN COUNCIL MEETING MINUTES

Kathleen Dominguez, Town Clerk

a. September 12, 2018, Town Council Development Review Meeting Minutes

b. September 13, 2018, Town Council Meeting Minutes

c. September 13, 2018, Special Town Council Meeting Minutes - Closed Door Session

d. September 13, 2018, Special Town Council Meeting Minutes - First Budget Hearing

e. September 20, 2018, Special Town Council Meeting Minutes - Second Budget Hearing

2. Approval of Major Matters Considered by the Architectural Review Commission at its Meeting of September 26, 2018.

Josh Martin, Director of Planning, Zoning & Building

B. RESOLUTIONS

1. RESOLUTION NO. 179-2018 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving Purchase Orders to Palm Beach County for Maintenance and Repair of Fire Rescue Fleet Apparatus in an Amount Not to Exceed an Established Budget of \$134,000.

Dean Mealy, Purchasing Manager

C. OTHER

1. Appointment of Employee Representative to PERC pursuant to Ordinance Appendix "A" Section 1.003.

Danielle Olson, Director of Human Resources

2. Maintenance and Improvements of Town Owned Property at Angler Avenue.
H. Paul Brazil, P.E., Director of Public Works
3. Approval of Proposed Stipulation Relating to 247 Miraflores Drive, El Paraiso Subdivision.
John C. Randolph, Town Attorney
4. Consideration of Conditional Settlement Agreement Regarding Palm House/Royal 160 LLC.
John C. Randolph, Town Attorney

XI. PUBLIC HEARINGS

- A. RESOLUTION NO. 159-2018 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Vacating and Abandoning an Existing Public Utility Sewer Easement Within the Property Commonly Known as 1576 South Ocean Boulevard, in the Town Of Palm Beach, Florida.
H. Paul Brazil, P.E., Director of Public Works

XII. REGULAR AGENDA

A. Old Business

1. RESOLUTION NO. 180-2018 A Resolution of the Town Council of the Town Of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order Increase for the Construction Management at Risk (CMAR) Contract to Hedrick Brothers Construction Company, Inc., for the Seaview Park and Recreation Center Improvements in the Amount of \$59,980 and Establishing a Total Guaranteed Maximum Price (GMP) Construction Budget of \$11,829,825 and Establishing an Overall Project Budget of \$14,022,566.
Paul H. Brazil, Director of Public Works
2. Coastal Update:
 - a. Shore Line Condition Update
H. Paul Brazil, P.E., Director of Public Works
3. Town-Wide Undergrounding Project:
 - a. Review of Project and Dashboard, Summary of Project Status.
Steven N. Stern, Project Manager
 - b. Chicane/Street Choker Installation in Phase 2 North.
Patricia Strayer, P.E., Town Engineer
 - c. RESOLUTION NO. 181-2018 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Awarding a Construction Contract to All County Paving, Inc., for Pavement Improvements from Onondaga Avenue to East Inlet Road in the Amount of \$368,957.60 and Establishing a Total Construction Budget

of \$400,000.
H. Paul Brazil, P.E., Director of Public Works

B. New Business

1. Presentation and Approval of Palm Beach Civic Association's Palm Tree Project.
Kirk W. Blouin, Town Manager
2. Discussion Regarding the Frequency of Shore Protection Board Meetings.
Kirk W. Blouin, Town Manager
3. Discussion Regarding Peanut Island.
Gail L. Coniglio, Mayor
4. RESOLUTION NO. 182-2018 A Resolution of The Town Council of The Town Of Palm Beach, Palm Beach County, Florida, Approving Award of Selection Committee Recommendation To Evergreen Solutions, LLC that Will Provide Town-Wide Employee Benefit And Compensation Study, RFP 2018-49; and Request Approval To Fund The Project From General Contingency For Amount Of \$32,500 And Establishing A Project Budget of \$40,000 And Authorizing The Town Manager To Execute The Same on Behalf of The Town.
Dean Mealy, Purchasing Manager
5. RESOLUTION NO. 183-2018 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing New Purchasing Thresholds for Town Manager and Purchasing Manager.
Dean Mealy, Purchasing Manager

C. Matters Pulled From Consent Agenda: If needed

XIII. ORDINANCES

A. Second Reading

1. ORDINANCE NO. 17-2018 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, 2017, and Providing an Effective Date.
Jane Le Clainche, Director of Finance
2. ORDINANCE NO. 18-2018 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, Article III, Parking, Stopping and Standing, Division 1, Generally, At Section 118.93, Delinquency Penalty for Nonpayment of Parking Violation Penalties; Section 118-94, Service Charge for nonpayment of parking violation penalties, Division 2, Parking Meters, At section 118-127, Expired Meter; Section 118-128, Service Charge for Nonpayment of Parking Violation Penalties; Section 118-133, Violations, Penalty;

Providing for Severability; Providing for Repeal of Ordinances in Conflict; Providing for Codification; Providing an Effective Date.

Jane Le Clainche, Director of Finance

3. ORDINANCE NO. 19-2018 An Ordinance of the Town Council of The Town of Palm Beach, Palm Beach County, Florida, Amending Chapter 82 of The Town Code of Ordinances Relating To Personnel, At Article II, Employee Benefits, Division 2, Retirement System; Amending Subdivision III, Firefighters, By Amending Section 82-99, Deferred Retirement Option Program For Firefighters; Amending Subdivision IV, Police Officers, By Amending Section 82-119, Deferred Retirement Option Program For Police Officers; Amending Subdivision V, General Employees And Lifeguards, By Amending Section 82-139, Deferred Retirement Option Program For Members Of Benefit Group General And Benefit Group Lifeguard; Providing For Severability; Providing For Repeal Of Ordinances In Conflict; Providing For Codification; Providing An Effective Date.

Kirk W. Blouin, Town Manager

XIV. ANY OTHER MATTERS

XV. 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 12:00 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 12:00 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.