

TOWN OF PALM BEACH

Office of The Town Clerk

MINUTES OF THE SPECIAL TOWN COUNCIL MEETING HELD ON MONDAY, JUNE 13, 2011

I. CALL TO ORDER AND ROLL CALL

The Special Town Council meeting was called to order on Monday, June 13, 2011 at 9:30 a.m. in the Town Council Chambers. On roll call, Mayor Gail Coniglio, Council President Pro Tem Robert Wildrick, Council Member William Diamond, Council Member Richard Kleid, and Council Member Michael Pucillo were found to be present. Council President David Rosow was absent. In the absence of Council President Rosow, Council President Pro Tem Wildrick presided over the meeting.

II. PLEDGE OF ALLEGIANCE

Council President Pro Tem Wildrick led the Pledge of Allegiance.

III. APPROVAL OF AGENDA

The following change was made to the agenda:

ADDITION: Item VIII.D., Consideration of Scheduling an Attorney/Client Session Regarding Preserve Palm Beach Political Action Committee and Patrick Henry Flynn vs Town of Palm Beach, Case No. 4D10-4751, in the District Court of Appeal of the State of Florida, Fourth District, Palm Beach County, Florida, to Discuss this Matter to Begin Immediately Following the Regular Town Council Meeting on June 14, 2011, in the Town Council Chambers, 360 South County Road, Palm Beach, Florida. Attorney/Client Session Attendees: Mayor Gail L. Coniglio, Town Council President David A. Rosow (by telephone), Town Council President Pro Tem Robert N. Wildrick, Town Council Members William J. Diamond, Richard M. Kleid, Michael J. Pucillo, Town Manager Peter B. Elwell, Town Attorney John C. Randolph, and Court Reporter from Ley & Marsaa Court Reporters, Inc., was added.

Motion was made by Council Member Kleid and seconded by Council Member Diamond to add the above item to the Agenda. On roll call, the motion carried 4-0, with Council President Rosow absent.

1 Motion was made by Council Member Kleid and seconded by Council Member Pucillo to
2 approve the Agenda, as amended. On roll call, the motion carried 4-0, with Council
3 President Rosow absent.

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5 Council Member Diamond announced that tonight is the County's public budget hearing;
6 and, that the Mayor will be representing the Town. Several Council Members and
7 residents will also be attending. He encouraged as many people to attend as possible.

8
9 Council President Rosow and Council President Pro Tem Wildrick commended the Town
10 Manager and his staff for their hard work on the budget.

11
12 **IV. TOWN MANAGER'S OVERVIEW OF THE PROPOSED FY12 BUDGET**

13
14 Town Manager Elwell made a presentation regarding the status of the FY11 budget,
15 highlights of the proposed FY12 Budget, and their relations to the Town's Long-Term
16 Financial Plan.

17
18 In response to the proposed fee and fine increases: Council Member Kleid agreed with an
19 increase in parking ticket fines. Mayor Coniglio agreed with the increases in EMS
20 transport fees and Gainesville and Arlington parking fees, but voiced concerns over
21 increasing fees for parking placards and parking ticket fines. Council President Pro Tem
22 Wildrick voiced concerns about increasing fees for parking placards, but agreed with
23 increasing parking ticket fines. Council Member Kleid requested that the Council hold
24 this in abeyance, and ask the Manager to come back with more information on the
25 parking placards at the July meeting. Council Member Pucillo concurred with Council
26 Member Kleid's suggestion. Council Member Diamond requested that staff reach out to
27 those who would be most affected before the Council makes a final decision. Town
28 Manager Elwell responded that the Town will attempt to have some newspaper coverage
29 on these issues, and that it will reach out to each of the different business associations to
30 provide them notice. He added that these items will come back before the Council for
31 further consideration at the July meeting. [21:53-30:59]

32
33 Mayor Coniglio asked for clarification about business tax receipt application fees. Town
34 Manager Elwell stated that these would be fees charged to process an applicant's
35 paperwork. Mayor Coniglio asked why staff is not recommending an application fee at
36 this time. Town Manager Elwell stated that staff felt it was too onerous to charge an
37 application fee on top of the receipt fee for such a small amount of revenue. Discussion
38 ensued among the Council regarding the establishment of a business tax receipt
39 application fee. There was no consensus amongst Council. [31:07-35:01]

40
41 Council Member Kleid asked about the deal with West Palm Beach regarding imposition
42 of a water surcharge. Town Manager Elwell reported that the Town is in discussion with
43 West Palm Beach to potentially extend our water agreement so that they can better
44 leverage their own bonds for system improvements in the next couple of years. In return
45 for this extension, the Town is looking for the ability, in its sole discretion, to impose a
46 surcharge on either certain tiers of consumption or on all water users to encourage a

greater level of conservation in Town. All surcharge fees would be remitted back to the Town. This would also mean additional revenue for the Town. Council Member Diamond expressed concern over this and requested that we get input from the Water Committee, the civic associations, and the public at large. Town Manager Elwell responded that the issue does require additional vetting, and that is why staff is not recommending it at this time. [35:08-37:31]

V. INFORMATION SYSTEMS UPDATE

Information Systems Manager Spencer Wilson made a presentation regarding the recent and upcoming changes to the Town's Information Systems. He added that staff is striving to become as efficient as possible by taking full advantage of the available technology. [53:50-1:15:15]

VI. UPDATE ON FY12 ACTION PLAN

Since the substantive policy questions have already been addressed on most of these items, Town Manager Elwell asked the Council if they would like for him to speak only on the items requiring additional direction: Recycling, Residential Garbage, Yard Waste, and Parking. Council concurred.

- 1) — ~~Pension Reform~~
- 2) — ~~Other Compensation Issues~~
- 3) — ~~Coastal Protection~~
- 4) — ~~Recreation~~
- 5) — ~~Fire-Rescue~~
- 6) — ~~Administrative Services~~
- 7) — ~~Legal Services~~
- 8) — ~~Boards and Commissions~~
- 9) — ~~Fleet and Other Capital Equipment~~
- 10) — ~~Equipment Replacement Fund~~

- 11) Recycling
- 12) Residential Garbage
- 13) Yard Waste

Public Works Director Paul Brazil spoke regarding the recycling, residential garbage, and yard waste proposals. Discussion ensued among the Town Council regarding the number of trash pick-ups per week, curbside versus back door service, and level of recycling service. Council consensus was to continue with the status quo. [1:16:50-1:39:16]

- 14) — ~~Capital Improvement Funding~~

- 15) Parking

Director of Public Safety Kirk Blouin spoke regarding parking and possibly increasing the use of kiosks in commercial areas of the Town. Discussion ensued among the Town Council regarding costs, maintenance, and impact to residents. Council consensus was to continue with the status quo. [1:39:47-1:49:20]

16) — ~~Non-tax Revenues~~

17) — ~~Citizen Volunteers~~

18) — ~~Other~~

Clerk's Note: Due to time constraints, Item VIII.A. and VIII.B. were taken up at this time. [1:56:39]

VIII. A. Update and Review of Town Policy Regarding the Town's County Budget Task Force

Mayor Coniglio provided an update on the Town's County Budget Task Force, and sought additional direction from the Town Council as to how the Taskforce should proceed. Discussion ensued regarding the activities Council wished to pursue. Council consensus was to continue to advocate for keeping the County millage rate the same, and that the Town does not want to be a part of TAB, but that it will support those issues where the Town concurs. [1:57:27-2:09:03]

B. Staff Involvement in Palm Beach Crimewatch

Town Manager Elwell reported that the Town is not recommending any changes to the Crimewatch program. He stated that the internal auditors noted that staff spends a considerable amount of time on Crimewatch activities, and recommended the Town look into seeking reimbursement for that time. Town staff reviewed the matter further and determined that most of these functions would have been performed by the Town anyway, and that the time spent administering the program was minimal. The Town is recommending that the current relationship remain, and that no reimbursement be sought. What staff is recommending, though, is that future Crimewatch-related purchase be handled as donations to the Town from Crimewatch.

There was discussion regarding funding of the Citizen Police Academies. The Council reconfirmed their direction that no taxpayer funds be used to fund the Academies. Director of Public Safety Kirk Blouin reported on the donation and funding activities the Town has undertaken. Council President Pro Tem Wildrick requested that Director Blouin notify him if it looks like there will not be enough in donations to cover the costs of the Academies. [2:09:06-2:19:53]

Motion to approve staff's recommendations and not seek reimbursement from Crimewatch for staff time, and to direct that future Crimewatch-related purchases be handled as donations from Crimewatch to the Town, was made by Council Member Diamond and seconded by Council Member Kleid. On roll call, the motion carried 4-0, with Council President Rosow absent.

VII. REVIEW OF PROPOSED FY12 BUDGETS

The remainder of the meeting involved questions by Council regarding individual budget items.

- A. General Fund Revenues
- B. General Fund Expenditures-Program-by-Program Review
- C. Debt Service Fund
- D. Capital Improvement
 - 1. Accelerated Capital Improvement Program
 - 2. Pay As You Go Capital Improvement Program
 - 3. Coastal Protection Program
- E. Recreation Enterprise Fund
- F. Internal Service Funds
 - 1. Risk Management
 - 2. Health Insurance
 - 3. Equipment Replacement Fund
- G. Trust and Agency Funds
 - 1. Pension Funds
 - 2. OPEB Trust

Council President Pro Tem Wildrick requested a report itemizing on the total annual amount spent on legal/litigation, as well as to whom the Town is paying for those services. [2:30:48-2:34:00]

Several questions were raised regarding the paving budget, and possible reductions. Discussion ensued regarding the Town's paving program and priority areas. Council consensus was to maintain the \$500,000 budgeted for paving. [2:53:28-3:02:39]

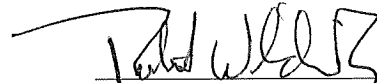
VIII. ANY OTHER MATTERS

- A. ~~Update and Review of Town Policy Regarding the Town's County Budget Task Force~~ – *Item heard earlier in meeting.*
- B. ~~Staff Involvement in Palm Beach Crimewatch~~ – *Item heard earlier in meeting.*
- C. Other -None

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2 **IX. ADJOURNMENT**
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4 There being no further business, the June 13, 2011 Special Town Council meeting was
5 adjourned at 12:57 p.m.
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7 APPROVED:
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11 _____
12 Robert N. Wildrick
13 Town Council President Pro Tem
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15 ATTEST:
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17
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20 
21 _____
22 Susan A. Owens, MMC
23 Town Clerk

