



TOWN OF PALM BEACH

Town Manager's Office

TOWN COUNCIL MEETING

TOWN HALL
COUNCIL CHAMBERS-SECOND FLOOR
360 SOUTH COUNTY ROAD

AGENDA

JUNE 9, 2015

9:30 AM

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. RECOGNITIONS

- A. Recognition of W. Anthony Dowell, Code Enforcement Board from June 2009 to April 2015

IV. PRESENTATIONS

- A. Scholarship Provided by the Palm Beach Civic Association and the Citizens' Association of Palm Beach
Sam Dashiell, Palm Beach Civic Association and Lew Crampton, Citizens' Association of Palm Beach

V. COMMENTS OF MAYOR GAIL L. CONIGLIO

VI. COMMENTS OF TOWN COUNCIL MEMBERS AND TOWN MANAGER

VII. COMMUNICATIONS FROM CITIZENS - 3 MINUTE LIMIT PLEASE

VIII. APPROVAL OF AGENDA

IX. CONSENT AGENDA

A. MINUTES

1. MINUTES: MAY 12, 2015
Approval of the Minutes of the Regular Town Council Meeting
Susan A. Owens, MMC, Town Clerk
2. MINUTES: MAY 13, 2015
Approval of the Minutes of the Regular Town Council Meeting
Susan A. Owens, MMC, Town Clerk
3. Approval of Major Matters Considered by the Architectural Commission at its Meeting of May 27, 2015
John S. Page, Director of Planning Zoning and Building

B. RESOLUTIONS

1. RESOLUTION NO. 67-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Awarding Bid No. 2015-16 and Approving a Purchase Order to Hydra Service, Inc., of DeBary, Florida, in the Amount of \$37,865.00 for the Replacement of a Vertical Turbine Irrigation Pump at the Palm Beach Par 3 Golf Course, and Establishing a Purchase Budget of \$41,700.
Deferred from the May 12, 2015, Town Council Meeting
Rod Gardiner, Acting Director of Recreation
2. RESOLUTION NO. 68-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Awarding Bid No. 2015-37 and Approving a Construction Contract to Murray Logan Construction, Inc., for the D-12 Storm Water Pump Station Electrical Improvements Phase 1, in the Amount of \$268,000 and Establishing a Construction Phase Budget of \$295,000.
H. Paul Brazil, P.E., Director of Public Works
3. RESOLUTION NO. 70-2015 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 D-12 Storm Water Pump Station Electrical Improvements Phase I to Kimley-Horn & Associates, Inc., in the Amount of \$26,535, and Establishing a Design and Bid Phase Engineering Services Budget of \$30,000
H. Paul Brazil, P.E., Director of Public Works
4. RESOLUTION NO. 71-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Awarding Bid No. 2015-25 and Approving a Purchase Order to Bayside Coatings Incorporated, in an Amount of \$36,000 for Street Light Painting, and Establishing a Multi-Year Project Budget of \$89,835.10.
H. Paul Brazil, P.E., Director of Public Works
5. RESOLUTION NO. 72-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Contract Extension to Hulett Environmental Services, Inc. for Treatment of Lethal Yellowing Disease in Coconut Palms and Royal Palm Bug and Fertilization Treatment in Royal Palm Trees, in the Annual Amount of \$45,084 and Establishing a Project

Budget of \$47,350.

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

6. RESOLUTION NO. 73-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Contract Extension to Enviroscares Plus Inc., for Landscape Fertilization and Pest Control, in the Annual Amount of \$34,200, and Establishing an Annual Project Budget of \$40,000.

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

7. RESOLUTION NO. 74-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Awarding Bid No. 2015-36 and Approving a Purchase Order to TLC Diversified, Inc., for the North Fire Station Emergency Generator Replacement, in the Amount of \$169,955, and Establishing a Construction Phase Budget of \$200,000.

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

8. RESOLUTION NO. 75-2015 A Resolution of the Town Council of the Town of Palm Beach County, Florida, Approving a Purchase Order for Construction Phase Engineering Services for the North Fire Station Emergency Generator Replacement to Chen Moore and Associates, Inc., in the Amount of \$18,010, and Establishing a Construction Phase Engineering Services Budget of \$21,000.

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

9. RESOLUTION NO. 76-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Increasing Existing Purchase Order No. 141235 for Consulting Services for the Inventory of the City of West Palm Beach Water Facilities in the Town of Palm Beach, in the Amount of \$12,000 for a Revised Total Budget of \$35,000.

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

10. RESOLUTION NO. 80-2015 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 Nightingale Trail/La Puerta Way Undergrounding to Kimley-Horn and Associates, Inc. in the Amount of \$73,136, and Establishing an Engineering Services Budget of \$188,000.

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

C. OTHER

1. Acceptance of a Donation of \$25,000 from the Palm Beach Police Foundation for the Expansion of the Existing Town-wide Security and Surveillance System.
2. Request to Authorize Ordinances, Rules and Standards Committee to Develop a Compact Car Ordinance.

Kirk W. Blouin, Director of Public Safety

Jay Boodheshwar, Deputy Town Manager

X. BOARD/COMMISSION ANNUAL REPORT

A. Retirement Board of Trustees

Gerald Goldsmith, Retirement Board Chair ProTem

XI. COMMITTEE REPORTS

- A. Report of the Ordinances, Rules, & Standards Committee Meeting of May 6, 2015
Penelope D. Townsend, Chair
- B. Report of the Finance and Taxation Committee Meeting of May 11, 2015
Michael J. Pucillo, Chair

XII. REGULAR AGENDA

A. Old Business

- 1. Town Hall Square Historic District Project
 - a. Fundraising Update
Bill Bone, Esquire
 - b. Phase II Update
Jay Boodheshwar, Deputy Town Manager
 - c. RESOLUTION NO. 69-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach, County, Florida, Approving a Dedication to the Public of a Parcel of Land to be Used for Public Park Purposes Consistent with and to be Incorporated as Part of Memorial Park; Providing an Effective Date.
John C. Randolph, Town Attorney
- 2. Discussion of Millage Rate Target for FY 2016 Budget Priorities
Thomas G. Bradford, Town Manager
- 3. 2016 Election Update
Susan A. Owens, MMC, Town Clerk

B. New Business

- 1. Recommendations for Comprehensive Plan Updates Pursuant to F.S. 163.3191
John Page, Director of Planning, Zoning and Building
- 2. Coastal Update
 - a. Shoreline Review and Report on Palm Beach County's Beach Renourishment Expenditures
 - b. Public Understanding of the Performance of Coastal Projects (by Woods Hole Group)
 - c. ORDINANCE NO. 17-2015 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, 2014, Providing an Effective Date.
Jane Struder, Director of Finance
 - d. RESOLUTION NO. 78-2015 A Resolution Of The Town Council Of The Town Of Palm Beach, Palm Beach County, Florida, Awarding A Contract For \$15,879,950 To Great Lakes Dredge & Dock Company For The Construction Of The Phipps Ocean Park/Reach 7 Beach Nourishment Project, And Establishing A Construction Phase Budget Of \$16,879,950 For Said Project, Contingent Upon The Adoption Of Budget Amendment Ordinance No. 17-2015; And Authorizing The Town Manager To Execute The Purchase Order And Take Action Necessary To Effectuate Completion Of The Project.
 - e. Authorization of Selection Committee for Construction Phase Engineering Services for Phipps Ocean Park Beach Nourishment
 - f. RESOLUTION NO. 79-2015 A Resolution Of The Town Council Of The

Town Of Palm Beach, Palm Beach County, Florida, Authorizing State Grant Of FDEP Contract No. 15PB2, 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 South End Palm Beach Restoration, Specifically Environmental Impact Statement For Reach 8, And Authorizing The Town Council President To Execute Same On Behalf Of The Town.

g. EIS Status Report

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

3. Waiver to Town Code for Extended Construction Hours for Water Main Investigation / Replacement by The City of West Palm Beach and Approval of the Partial Closure of the Intersection of Island Road / Island Drive

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

4. Waiver to Town Code for Extended Construction Hours for Gas Main Construction by Florida Public Utilities Company (FPU)

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

5. RESOLUTION NO. 77-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order to Applied Technology & Management, Inc., for Continued Professional Engineering Services of the Lake Worth Lagoon Waterway Project, in an Amount Not-to-Exceed \$34,549, and establishing a Federal Permitting and Construction Plans and Specifications Task Budget of \$39,000.

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

6. Request to Close Bradley Place from Atlantic Avenue to Wells Road for Water Main Replacement

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

XIII. ORDINANCES

A. Second Reading

1. ORDINANCE NO. 15-2015 An Ordinance of The Town Council of The Town of Palm Beach, Palm Beach County, Florida, Amending The Town Code of Ordinances At Chapter 114 Taxation, Article II, Local Business Tax, At Section 114-43 Schedule, So As To Amend The Fees Delineated For Each Business, Profession Or Occupation; Providing For Severability; Providing For Repeal of Ordinances In Conflict; Providing For Codification; Providing An Effective Date.

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

2. ORDINANCE NO. 16-2015 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending the Town Code of Ordinances at Chapter 106, Streets, Sidewalks and Other Public Places; at Article XIII, Moveable Fixtures in the Right-of-Way; at Section 106-291, Certificate of Compliance Required; at Section 106-292, Standards for Newsrack and Modular Newsracks Including Maintenance, Installation and Locations; at Section 106-293, Prohibited Locations; at Section 106-294, Insurance and Indemnification; at Section 106-296, Enforcement; at Section 106-297, Appeals; Providing for Severability; Providing for Repeal of Ordinances in Conflict; Providing for Codification; Providing an Effective Date.

Jay Boodheshwar, Deputy Town Manager

B. First Reading

1. ORDINANCE 18-2015 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending the Town Code of Ordinance at Chapter 62, Marine Structures; Article II, Bulkheads, Seawalls and Groins on Atlantic Ocean, at Sections 62-36, 62-37 and 62-38; and Amending Article III, Bulkhead and Pierheads on Lake Worth, Section 62-72; Providing for Severability; Providing for Repeal of Ordinances in Conflict; Providing for Codification; Providing an Effective Date.

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

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.

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**

6/5/15

Tue 06/09/2015 09:30 AM	Town Council Meeting	Council Chambers
Wed 06/10/2015 09:30 AM	Town Council Meeting (Development Review Matters)	Council Chambers
Tue 06/16/2015 09:30 AM	Planning and Zoning Commission Meeting	Council Chambers
Wed 06/17/2015 09:30 AM	Landmarks Preservation Commission Meeting	Council Chambers
Thu 06/18/2015 02:00 PM	Code Enforcement Board Meeting	Council Chambers
Wed 06/24/2015 09:00 AM	ARCOM Meeting	Council Chambers
Thu 06/25/2015 10:00 AM	Underground Utilities Task Force Meeting	Council Chambers
Fri 07/03/2015 04:00 AM	FOURTH OF JULY (observed)	TOWN HALL CLOSED
Tue 07/14/2015 09:30 AM	Town Council Meeting	Council Chambers
Wed 07/15/2015 09:30 AM	Town Council Meeting (Development Review Matters)	Council Chambers
Thu 07/16/2015 09:30 AM	Special Town Council Meeting re: Budget	Council Chambers
Thu 07/16/2015 02:00 PM	Code Enforcement Board Meeting	Council Chambers
Tue 07/21/2015 09:30 AM	Planning and Zoning Commission Meeting	Council Chambers

Wed 07/22/2015 09:00 AM ARCOM Meeting

Council Chambers

Thu 07/23/2015 09:30 AM Landmarks Preservation Commission Meeting

Council Chambers

Tue 08/11/2015 09:30 AM Town Council Meeting

Council Chambers