



TOWN OF PALM BEACH

TOWN COUNCIL MEETING

TOWN HALL
COUNCIL CHAMBERS - SECOND FLOOR
360 SOUTH COUNTY ROAD

AGENDA

MAY 10, 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. BOARD AND COMMISSIONS PRESENTATIONS AND APPOINTMENTS

- A.** Presentations by the Applicants and Appointments to the Code Enforcement Board

Pat Gayle-Gordon, Acting Town Clerk

- B.** Presentations by the Applicants and Appointments to the Investment Advisory Committee

Pat Gayle-Gordon, Acting Town Clerk

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

April 12, 2022, Town Council Meeting Minutes

April 13, 2022, Town Council Development Review Meeting Minutes

2. Approval of Major Matters Considered by the Architectural Review Commission at its Meeting of April 27, 2022.

Wayne Bergman, Director of Planning, Zoning and Building

B. RESOLUTIONS

1. RESOLUTION NO. 054-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Adopting Revised Fees Related to the Planning, Zoning & Building Department.

Wayne Bergman, Director of Planning, Zoning and Building

2. RESOLUTION NO. 055-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Second Amendment to the Existing Interlocal Agreement Governing the Protocol by Which the Town of Palm Beach Transports and Refers Homeless Individuals for Acceptance into the Homeless Resource Center and Authorizing the Town Manager and Staff to Execute all Documents Necessary on Behalf of the Town of Palm Beach.

Nicholas Caristo, Chief of Police

3. RESOLUTION NO. 056-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing the Town of Palm Beach, Ex Post Facto, to Submit an Application for the FY2021 Presidential Residence Protection Assistance (PRPA) Grant for Reimbursement of Applicable Law Enforcement

Personnel Overtime Expenses Incurred During the Grant Period; and Authorizing the Town Manager and Staff to Execute All Documents Necessary on Behalf of the Town of Palm Beach.

Nicholas Caristo, Chief of Police

4. RESOLUTION NO. 057-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of RFP No. 2022-08, Disaster Debris Monitoring to Rostan Solutions, LLC and DebrisTech, LLC.

Dean Mealy, Purchasing Manager

5. RESOLUTION NO. 058-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Award of RFP No. 2022-09, Disaster Debris Removal to a Pool of Pre-Qualified Firms, Ceres Environmental Services, Inc., DRC Emergency Services, LLC and Phillips and Jordan, LLC.

Dean Mealy, Purchasing Manager

6. RESOLUTION NO. 059-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order to Chen Moore and Associates for Professional Assistance with the Phipps Park Lifeguard Building Renovation in the Amount of \$69,858 and Establishing a Project Budget of \$77,000.

Dean Mealy, Purchasing Manager

7. RESOLUTION NO. 060-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Change Order to Zimmerman Tree Services in the Amount of \$88,700 for Trimming of Royal Palms, Hardwoods and Australian Pines.

Dean Mealy, Purchasing Manager

8. RESOLUTION NO. 061-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order to Insight Public Sector in the Amount of \$80,052 for Twenty-eight (28) Cradlepoint Wireless Router Devices for Public Safety.

Dean Mealy, Purchasing Manager

9. RESOLUTION NO. 062-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Change Order to Kimley-Horn and Associates, Inc. in the Amount of \$100,000 for the Water Feasibility Study.

Dean Mealy, Purchasing Manager

10. RESOLUTION NO. 067-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order to Chen Moore and Associates for Engineering Services for CIPP Lining - Basins A05, A06 and A43 in the Amount of \$175,240 and Establishing a Project Budget of \$200,000.

Dean Mealy, Purchasing Manager

11. RESOLUTION NO. 068-2022 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Extension of the Solid Waste and Recycling Inter-local Agreement with Palm Beach County Solid Waste Authority.

Dean Mealy, Purchasing Manager

C. OTHER

1. Status Report on Previously Approved Expansion of Placard Parking Program.

Jane Le Clainche, Director of Finance

2. 340 Royal Poinciana Way - Review and Approval of The Declaration of Use Agreement and the Amended and Restated 1979 Agreement.

Wayne Bergman, Director of Planning, Zoning and Building

3. Approve Request by Florida Power & Light (FPL) for Night Work at 155 North County Road

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

X. BOARD/COMMISSION ANNUAL REPORT

- A.** Annual Report of the Code Enforcement Board

Bram Majtllis, Chair

- B.** Annual Report of the Planning and Zoning Commission

Gail Coniglio, Chair

XI. COMMITTEE REPORTS

- A.** Report of the Ordinances, Rules and Standards Committee Meeting Held on April 14, 2022

Julie Araskog, Chair

- B.** Report of the Business and Administrative Committee Meeting Held on April 18, 2022.

Lew Crampton, Chair

1. Recommended Parking Regulation Changes on the 200 Block of South County Road.

Nicholas Caristo, Chief of Police

XII. 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. Consider The Breakers Request for Improvements Along South

County Road Between Via Bethesda and Royal Poinciana

c. Review of Temporary Replacement of Failing Mast Arms at Peruvian Avenue and Worth Avenue by Florida Department of Transportation.

d. RESOLUTION NO. 063-2022 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. for Engineering Design Services for Post-Mounted Signals at Hammon Avenue, Worth Avenue, and Peruvian Avenue in the Amount of \$82,028 and Establishing a Project Budget of \$90,000.

e . Approve Request for Saturday Work to Mill and Resurface Parking Lot at 205 Royal Palm Way

2. Implementation Plan for Coastal Resiliency - Part Two
Wayne Bergman, Director of Planning, Zoning and Building
3. Discussion Regarding Café Permit Extension
Wayne Bergman, Director of Planning, Zoning and Building

C. New Business

1. Evaluation of Impacts to Right-of-Way Due to “Palm Beach Transportation Planning Agency Recommended Improvements for South Ocean Boulevard (A1A) Between Lake Avenue to Ibis Way to the Florida Department of Transportation”.

TIME CERTAIN: 2:00 PM

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

2. Review of a Stop Work Order Due to Three Strike Rule at 310 Clarke Avenue.

Wayne Bergman, Director of Planning, Zoning and Building

3. Garbage Collection at Town Marina

TIME CERTAIN: 3:00 PM

Bobbie Lindsay, Council President Pro Tem

4. Noise Complaints Concerning Car Washing Activities in Residential Areas.

Julie Araskog, Town Council Member

XIII. ORDINANCES

A. Second Reading

1. Proposed Ordinance to Amend Chapter 2 Article X Section 2-636 of the Town Code to Modify the Responsibilities of the Shore Protection Board

ORDINANCE NO. 006-2022 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending

the Town Code of Ordinances at Chapter 2, Article X, Section 2-636, Shore Protection Board; 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

2. Proposed Ordinance to Amend Chapter 88 Articles II and III of the Town Code to Modify Hedge Heights and Eliminate Pests

ORDINANCE NO. 007-2022 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending Chapter 88, Property Maintenance Code, at Article II, Definitions, Section 88-14, General Definitions; and at Article III, General Requirements, Sections 88-16, Exterior Property Areas, and 88-23, Pest Elimination; Providing For Severability; Providing For The Repeal Of Ordinances In Conflict; Providing For Codification; And Providing an Effective Date.

Wayne Bergman, Director of Planning, Zoning and Building

B. First Reading

1. Proposed Ordinance to Amend Chapter 42 Article V, Section 42-228 to Modify the Decibel level in Area 4 of the Town

ORDINANCE NO. 008-2022 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending the Town Code of Ordinances at Chapter 42, Environmental at Article V, Noise at Section 42-228, Nonvehicular Noise Amending the Maximum Level, dba Measurement In Geographic Area 4 to be Consistent with the Measurements in Geographic Areas 1 And 3, I.E., 61 Decibels During the Day and 55 Decibels at Night; Providing for Repeal of Ordinances or Parts of Ordinances in Conflict Herewith, Providing for Severability; Providing for Codification; Providing an Effective Date.

Nicholas Caristo, Chief of Police

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 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.