



TOWN OF PALM BEACH

Town Manager's Office

**TENTATIVE:
SUBJECT TO
REVISION**

TOWN COUNCIL MEETING

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

AGENDA

**MAY 10, 2011
9:30 A.M.**

For information regarding procedures for monitoring or participating in Town Council meetings, please refer to the end of this agenda.

- I. CALL TO ORDER AND ROLL CALL
Mayor Gail L. Coniglio
David A. Rosow, Town Council President
Robert N. Wildrick, President Pro Tem
William J. Diamond, Town Council Member
Richard M. Kleid, Town Council Member
Michael J. Pucillo, Town Council Member
- II. INVOCATION AND PLEDGE OF ALLEGIANCE
- III. PRESENTATIONS
 - A. Legislative Summary Presented by Representative Pat Rooney.
 - B. Recognition of Bill Bone for Service as Chairman of the Centennial Commission.
 - C. A Proclamation of the Mayor of the Town of Palm Beach in Honor of the Palm Beach Centennial.

Post Office Box 2029 · 360 South County Road · Palm Beach, FL 33480
Telephone (561) 838-5410 · Facsimile (561) 838-5411
E-mail: townmanager@townofpalmbeach.com · Website: www.townofpalmbeach.com

- D. Recognition of Henry P. Jamison, IV, Recreation Advisory Commission, From April 2004 Through April 2011.
- E. Recognition of Danielle Moore, Recreation Advisory Commission, From May 2005 Through April 2011.
- F. Scholarship Provided by The Palm Beach Civic Association and The Citizens' Association of Palm Beach. [Ned Barnes, Palm Beach Civic Association and Rita Taca, The Citizens' Association of Palm Beach]
- IV. COMMENTS OF MAYOR GAIL L. CONIGLIO
- V. COMMENTS OF TOWN COUNCIL MEMBERS AND TOWN MANAGER
- VI. COMMUNICATIONS FROM CITIZENS - 3 MINUTE LIMIT PLEASE
(Another opportunity for communications from citizens will be offered immediately after the lunch break.)
- VII. APPROVAL OF AGENDA
- VIII. CONSENT AGENDA
 - A. MINUTES: APRIL 6, 2011
APPROVAL OF THE MINUTES OF THE SPECIAL TOWN COUNCIL MEETING-LONG TERM FINANCIAL PLAN
 - B. MINUTES: APRIL 12, 2011
APPROVAL OF THE MINUTES OF THE TOWN COUNCIL MEETING
 - C. MINUTES: APRIL 12, 2011
APPROVAL OF THE MINUTES OF THE SPECIAL TOWN COUNCIL MEETING CLOSED-DOOR SESSION-PRESERVE PALM BEACH PAC VS TOWN OF PALM BEACH
 - D. MINUTES: APRIL 13, 2011
APPROVAL OF THE MINUTES OF THE TOWN COUNCIL MEETING
 - E. MINUTES: APRIL 19, 2011
APPROVAL OF THE MINUTES OF THE SPECIAL TOWN COUNCIL MEETING-PLANTING OF SEA OATS AT PHIPPS OCEAN PARK

- F. MINUTES: APRIL 21, 2011
APPROVAL OF THE MINUTES OF THE SPECIAL TOWN COUNCIL
MEETING-IAFF IMPASSE HEARING
- G. MINUTES: MAY 2, 2011
APPROVAL OF THE MINUTES OF THE SPECIAL TOWN COUNCIL
MEETING CLOSED-DOOR SESSION-TOWN OF PALM BEACH VS
USA
- H. APPROVAL OF MAJOR MATTERS CONSIDERED BY THE
ARCHITECTURAL COMMISSION AT ITS MEETING ON
APRIL 27, 2011.
- I. RESOLUTIONS
1. RESOLUTION NO. 38-11 A Resolution of the Town Council of
the Town of Palm Beach, Palm Beach County, Florida,
Authorizing the Purchase of Five (5) Vehicles in the Total Amount
of \$135,610 as Previously Considered and Approved by the Town
Council During the FY2011 Budget Process and Included in the
Town's Equipment Replacement Program.
[Kirk W. Blouin, Police Chief and Acting Fire-Rescue Chief]
 2. RESOLUTION NO. 48-11 A Resolution of the Town Council of
the Town of Palm Beach, Palm Beach County, Florida, Awarding
Contracts for \$32,799 to Community Asphalt Corporation, and for
\$184,823 to Florida Highway Products, Inc., for the Annual
Roadway Paving and Resurfacing, Establishing a Total Budget of
\$261,108 for Said Improvements, and Authorizing the Town
Manager to Take Actions Necessary to Complete Said
Improvements. [H. Paul Brazil, Director of Public Works]
 3. RESOLUTION NO. 51-11 A Resolution of the Town Council of
the Town of Palm Beach, Palm Beach County, Florida, Awarding
a Contract to Foster Marine Construction, Inc., in the Amount of
\$1,292,960 and Establishing a Construction Phase Budget of
\$1,422,256 for Installation of Utility Improvements and Roadway
Restoration on North Lake Way and Tangier Avenue.
[H. Paul Brazil, Director of Public Works]
- J. OTHER
1. Authorization to Extend Display Time Frame for Centennial Street
Signs. [Jay Boodheshwar, Director of Recreation]

2. Authorization to Fill Vacant Records Information Systems Position Due to Retirement.
[Kirk W. Blouin, Police Chief and Acting Fire-Rescue Chief]
3. Authorization to Fill Vacant Crime Scene Evidence Unit (CSEU) Position Due to Retirement.
[Kirk W. Blouin, Police Chief and Acting Fire-Rescue Chief]
4. Authorization to Continue Membership and to Pay Dues to the Florida League of Cities. [Jane Struder, Director of Finance]

IX. BOARD/COMMISSION ANNUAL REPORT

- A. Code Enforcement Board. [Timothy Hoffman, Chair and Kirk W. Blouin, Police Chief and Acting Fire-Rescue Chief]

X. REGULAR AGENDA

- A. Old Business

1. Update Regarding Alternatives for Mid-Town Public Beach and Clarke Avenue Public Beach.
TIME CERTAIN: 10:00 A.M.
 - a. Clarke Avenue Parking Waiver from Florida Department of Environmental Protection (FDEP). [James Green, Esq.]
 - b. RESOLUTION NO. 50-11 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Awarding a Contract to Kimley-Horn and Associates, Inc., for Design Services in the Amount of \$9,600 and Establishing a Design Budget of \$11,000 for Establishing Parking on South County Road Between Clarke Avenue and Barton Avenue.
[H. Paul Brazil, Director of Public Works]
 - c. Mid-Town Restroom Alternative.
[H. Paul Brazil, Director of Public Works]
 - d. Other

B. New Business

1. Review of Palm Beach County Environmental Enhancement Projects in Lake Worth Lagoon In and Near the Town of Palm Beach. [H. Paul Brazil, Director of Public Works]
TIME CERTAIN: 11:00 A.M.
 - a. Proposed Dredging Under Ibis Isle Bridge. [H. Paul Brazil, Director of Public Works]
 - b. Ibis Isle Restoration Project. [Rob Robbins, Palm Beach County Department of Environmental Resources Management]
 - c. Grassy Flats Restoration Project. [Rob Robbins, Palm Beach County Department of Environmental Resources Management]
 - d. Everglades Island Inshore Artificial Reef. [Rob Robbins, Palm Beach County Department of Environmental Resources Management]
 - e. South Cove Natural Area. [Rob Robbins, Palm Beach County Department of Environmental Resources Management]
2. Worth Avenue Improvement Project Design Element Amendments Recommended by the Worth Avenue Improvement Project Review Committee (Hybrid Committee). [Thomas G. Bradford, Deputy Town Manager]
 - a. Review and Approval of Proposed Design Element Amendments.
 - b. Sunsetting of Worth Avenue Improvement Project Review Committee.
3. Consideration of Offers to Purchase 110 Angler Avenue. [John C. Randolph, Town Attorney]
4. Appointment of Kirk W. Blouin as Director of Public Safety and Other Actions Regarding the Town's Management Plan. [Peter B. Elwell, Town Manager]

5. Accelerated Capital Improvement Program Update.
[H. Paul Brazil, Director of Public Works]
 - a. Presentation of Online Information Regarding the Accelerated Capital Improvement Program.
 - b. Request for Extended Work Hours for Installation of Subaqueous Force Main Under Lake Worth.
6. Commencement of Preliminary Steps Necessary for Implementation of Modified Town Pension Plans.
[Jane Struder, Director of Finance]

XI. ORDINANCES

A. Second Reading

1. ORDINANCE NO. 15-11 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; Expanding the Schedule for Apartments to Include Rental Dwellings; Amending Section 114-80 Relating to Exemption for Churches to Amend the Exemption to Apply to Houses of Worship; Amending Article IV, Telecommunications Services Public Service Tax by Deleting Sections 114-121 Through 114-126 and Providing That Telecommunication Services Public Service Tax Shall Be in Accordance with Chapter 202, Florida Statutes, the Communications Services Tax Simplification Law; 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]

B. First Reading

None

XII. ANY OTHER MATTERS

XIII. ADJOURNMENT

PLEASE TAKE NOTE

- 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.
- The progress of this meeting may be monitored by visiting the Town's website (www.townofpalmbeach.com) and selecting "Your Government" and then selecting "Live Meeting Audio". 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 under "Agendas, Minutes, and Audio."
- 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.
- 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.
- 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.
- A summary of the actions taken at Town Council meetings can be viewed on the Town's website after 5 p.m. on the Friday following the Town Council meeting.

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.

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**

5/4/11

Tue 05/10/2011 09:30 AM	Town Council Meeting	Council Chambers
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Wed 05/11/2011 09:30 AM	Town Council Meeting - Development Review	Council Chambers
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Wed 05/11/2011 01:00 PM	Finance and Taxation Committee	Council Chambers
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Thu 05/12/2011 09:00 AM	Police Officers Board of Trustees Meeting	Council Chambers
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Wed 05/18/2011 09:30 AM	Landmarks Preservation Commission Meeting	Council Chambers
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Thu 05/19/2011 02:00 PM	Code Enforcement Board Meeting	Council Chambers
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Fri 05/20/2011 09:00 AM	Firefighters Retirement Board of Trustees Meeting	Council Chambers
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Fri 05/20/2011 02:00 PM	Investment Advisory Committee Meeting	Council Chambers
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Mon 05/23/2011 09:00 AM	General Employee Retirement Board	Council Chambers
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Wed 05/25/2011 09:00 AM	Architectural Commission	Council Chambers
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Mon 05/30/2011 04:00 AM	MEMORIAL DAY	TOWN HALL CLOSED
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Mon 06/13/2011 09:30 AM	Special Town Council Meeting re: Proposed FY12 Budget	Council Chambers
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Tue 06/14/2011 09:30 AM	Town Council Meeting	Council Chambers
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Wed 06/15/2011 09:30 AM	Town Council Meeting - Development Review	Council Chambers
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