TENTATIVE:
SUBJECT TO
REVISION

TOWN OF PALM BEACH

Town Manager's Office
TOWN COUNCIL MEETING

TOWN HALL
COUNCIL CHAMBERS-SECOND FLOOR
360 SOUTH COUNTY ROAD

AGENDA

APRIL 13, 2017

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

Mayor Gail L. Coniglio
Richard M. Kleid, President
Danielle H. Moore, President Pro Tem
Julie Araskog
Bobbie Lindsay
Margaret A. Zeidman

II. INVOCATION AND PLEDGE OF ALLEGIANCE

III. APPROVAL OF AGENDA

IV. RECOGNITIONS

A. Recognition of Madelyn Greenberg, Code Enforcement Board, from July 2006 through April 2017

Kirk W. Blouin, Director of Public Safety

B. Recognition of William J. Strawbridge, Landmarks Preservation

Commission, from March 2011 to February 2017
John S. Page, Director of Planning, Zoning & Building

V. PRESENTATIONS

A. Code Enforcement Board Presentations by Applicants
Kirk W. Blouin, Director of Public Safety

B. Recreation Advisory Commission Presentations by Applicants
Beth Zickar, Director of Recreation

C. Florida City and County Management Association Certificate of Award to Palm Beach for 95 Years of Council/Manager Form of Government
Daniel Clark, FCCMA

D. Royal Poinciana Theater Update
Alexandra Patterson, Up Markets

VI. COMMENTS OF MAYOR GAIL L. CONIGLIO

VII. COMMENTS OF TOWN COUNCIL MEMBERS AND TOWN MANAGER

VIII. COMMUNICATIONS FROM CITIZENS - 3 MINUTE LIMIT PLEASE

IX. APPROVAL OF CONSENT AGENDA (SEE NOTE 5)

A. MINUTES

1. TOWN COUNCIL MEETING MINUTES:
Susan Eichhorn, Acting Town Clerk

   a. March 14, 2017, Regular Town Council Meeting Minutes

   b. March 15, 2017, Town Council Development Review Meeting Minutes

   c. March 15, 2017, Local Planning Agency Meeting Minutes

2. Approval of Major Matters Considered by the Architectural Commission at its Meeting of March 22, 2017.
John S. Page, Director of Planning, Zoning & Building

B. RESOLUTIONS

1. RESOLUTION NO. 40-2017 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 to Chen, Moore, and Associates, Inc., in an Amount of $29,900 for the Ocean Outfall Abandonments, and Establishing a Construction Phase Budget of $32,000.
H. Paul Brazil, P.E., Director of Public Works

2. RESOLUTION NO. 41-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a

Purchase Order for Design and Bid Phase Engineering Services to Chen, Moore, and Associates, Inc., in an Amount of $58,858 for the Phipps Ocean Park North Restroom Replacement, and Establishing a Design and Bid Phase Engineering Services Budget of $65,000.

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

3. RESOLUTION NO. 42-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order for Design and Bid Phase Engineering Services to Kimley-Horn and Associates, Inc., in an Amount of $18,448.50 for the Mid-Town Restroom and Lifeguard Building Improvements, and Establishing a Design and Bid Phase Engineering Services Budget of $20,000.

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

4. RESOLUTION NO. 43-2017 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 $46,746 and Establishing a Project Budget of $51,420.

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

5. RESOLUTION NO. 44-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing the Town Manager to Apply to the Local Initiatives (LI) Program from the Florida Department of Transportation Through the Palm Beach Metropolitan Planning Organization for Grant Funds in an Amount up to $3,500,000 to Provide Funding for the Design and Construction of Signalization and Mast Arm Improvements.

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

6. RESOLUTION NO. 47-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing and Approving a Purchase Order to Municipal Equipment Company, LLC in the Amount of $30,865.00 for the Purchase of Four (4) Bullard Thermal Imaging Cameras and Associated Equipment, as Recommended by Staff; And Establishing a Total Budget of $30,865.00 in the 2017 Equipment Replacement Program.

   Kirk W. Blouin, Director of Public Safety

7. RESOLUTION NO. 48-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County Florida, Approving the Award of the Contract to Supply Unleaded and Diesel Fuel Through the Southeast Florida Governmental Purchasing Cooperative Group RFP E-13-17 to Port Consolidated Inc.

   Jane Struder, Director of Finance

8. RESOLUTION NO. 57-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving an Increase to Purchase Order No. 151453 in the Amount of $25,000 to

Rafetlis Financial Consultants to Update Property Records for the Townwide Underground Utilities Project for a New Total of $84,565, with Funding Coming from the Unspent Funds in the Underground Utilities Seed Money Within the Pay-As-You-Go Capital Improvement Program.

Jane Struder, Director of Finance

C. OTHER

1. Authorization for Florida Department of Transportation to Use Town Owned Land North of the Southern Boulevard Causeway for Construction Staging and Laydown.

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

2. Appointments to the Investment Advisory Committee

   Jane Struder, Director of Finance

3. Authorization for Public Works Committee to Study the Florida Department of Transportation Proposal for Widener's Curve.

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

X. BOARD/COMMISSION ANNUAL REPORT

A. Annual Report - Architectural Commission

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

XI. REGULAR AGENDA

A. Old Business

1. Town-wide Underground Utility Project:
   Thomas G. Bradford, Town Manager
   TIME CERTAIN 11:00 A.M.

   a. Assessment Methodology
      Jane Struder, Director of Finance

   b. Financing Plan for Phase 1
      Jane Struder, Director of Finance

   c. RESOLUTION NO. 49-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order for Pre-Construction Management Services for the Town-Wide Overhead Utility Undergrounding Phase 1-South Project to Whiting-Turner Contracting Company, Establishing a Pre-Construction Phase Services Budget of $22,200.
   H. Paul Brazil, P.E., Director of Public Works

   d. RESOLUTION NO. 50-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order for Pre-Construction Management Services for the Town-Wide Overhead Utility Undergrounding Phase 1-North Project to

Burkhardt Construction, Inc., Establishing a Pre-Construction Phase Services Budget of $19,720.
H. Paul Brazil, P.E., Director of Public Works

e. RESOLUTION NO. 58-2017, A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Conveyance of Certain Underground Easements, Copies of Which are Attached Hereto, and Authorizing the Town Manager to Execute said Easements on Behalf of the Town.

f. Underground Utility Project Dashboard
Jane Struder, Director of Finance

2. Bradley Park Improvement Project:
H. Paul Brazil, P.E., Director of Public Works

a. RESOLUTION NO. 51-2017 - A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Awarding a Construction Management at Risk (CMR) Contract to Burkhardt Construction, Inc., for the Bradley Park Improvements in the Amount of $1,999,898 with said funding to be provided by the Preservation Foundation of Palm Beach.

b. Request Ability to Name Features of Bradley Park Improvements

B. New Business

1. Appointments to the Code Enforcement Board
Kirk W. Blouin, Director of Public Safety
2. Appointments to the Recreation Advisory Commission
Beth Zickar, Director of Recreation
3. Town Charter Conflict with Florida State Statutes, Relative to Town Elections
Jay Boodheshwar, Deputy Town Manager
4. Establishment of Town Manager Goals for 2017/2018
Thomas G. Bradford, Town Manager
5. Consideration of Moratorium on Applications for Wireless Telecommunication Facilities on Public Property, Public Right-of-Way and Public Utility Easements
Thomas G. Bradford, Town Manager
6. Discussion on Term Limits for Remainder of All Town Boards and Commissions
Margaret A. Zeidman, Town Council Member
7. Coastal Update:
H. Paul Brazil, P.E., Director of Public Works

a. Shore Line Condition Update

b. RESOLUTION NO. 52-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Contract Increase in Regard to Awarded Bid No. 2016-28 to Coston Marine Services, Inc., in the Amount of $248,440 to Modify the Disposal Location, Placement, and Volume of Dredged Sediments for the Construction of the Lake Worth Lagoon Waterway Access Maintenance Dredging; Increasing the Contract Amount from $1,063,500 to $1,311,940 and Establishing a New Construction Phase Budget of $1,361,940, Including Contingency, Contingent Upon the Necessary Permit Modification and Upon Receipt of Donations to Fully Fund this Project.
H. Paul Brazil, P.E., Director of Public Works

c. RESOLUTION NO. 53-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order for Construction Phase Coastal Engineering Support Services for the Lake Worth Lagoon Waterway Access Dredging Project to Applied Technology & Management, Inc., in an Amount Not-to-Exceed $74,668, and Establishing a Construction Phase Services Budget of $85,000 Upon Receipt of Donations to Fully Fund this Project.
H. Paul Brazil, P.E., Director of Public Works

d. RESOLUTION NO. 54-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Local Government Agreement Between the State of Florida Department of Environmental Protection and the Town of Palm Beach for the 2018 and Future Palm Beach Harbor Maintenance Dredging Projects and Authorizing the Town Mayor to Execute Same on Behalf of the Town.
H. Paul Brazil, P.E., Director of Public Works

8. Comprehensive Annual Financial Report (CAFR) for Fiscal Year Ended September 30, 2016. [N. Ronald Bennett, CPA, Nowlen, Holt & Miner, P.A.]
Jane Struder, Director of Finance
TIME CERTAIN 2:00 P.M.

C. Matters Pulled From Consent Agenda: If needed

XII. ORDINANCES

A. Second Reading

1. ORDINANCE NO. 11-2017 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending Chapter 42, Environment, of the Town's Code of Ordinances at Article V, Noise, Section 42-197 Specific Acts Prohibited to Include at a New Subparagraph so as to Prohibit the Use of Gasoline Powered Leaf Blowers on any Properties Within the Town Consisting of Less than

One Acre; Providing for Severability; Providing for Codification; Providing an Effective Date.

Jay Boodheshwar, Deputy Town Manager

B. First Reading

1. ORDINANCE NO. 21-2016 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, Environment; Article V, Noise; Section 42-230, Lawn Maintenance Equipment Noise, so as to Modify the Title; to Provide that Lawn Maintenance Shall be Limited to the Hours of Construction Work at Section 42-199; to Define the Hours and Days, of Operation of Lawn Maintenance Equipment, Providing Certain Exceptions; Providing for Sound Level Meter Measurements; Providing for Definition of Lawn Maintenance Equipment; Providing a Prohibition of Large Scale Landscape Installation on Saturdays; Providing for Severability; Providing for Repeal of Ordinances in Conflict; Providing for Codification; Providing an Effective Date.
   *Jay Boodheshwar, Deputy Town Manager - (**Staff recommends deferral to a future meeting)***

XIII. ANY OTHER MATTERS

XIV. ADJOURNMENT

PLEASE TAKE NOTE:

Note 1: No written materials received after 3:30 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 3:30 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.

Main Town Calendar

Town Council Meeting-Development Review
April 12, 2017, 9:30 AM - 11:59 PM @ Council Chambers
More Details

Town Council Meeting-Regular Business
April 13, 2017, 9:30 AM - 5:00 PM
More Details

Landmarks Preservation Commission (LPC) Meeting
April 19, 2017, 9:30 AM - 11:59 PM @ Council Chambers
More Details

Code Enforcement Board Meeting
April 20, 2017, 2:00 PM - 11:59 PM @ Council Chambers
More Details

Architectural Commission (ARCOM) Meeting
April 26, 2017, 9:00 AM - 11:59 PM @ Council Chambers
More Details

Shore Protection Board Meeting
April 27, 2017, 9:00 AM - 11:59 PM
More Details

Recreation Advisory Commission Meeting
May 1, 2017, 9:00 AM - 11:59 PM
More Details

Underground Utilities Task Force (UUTF) Meeting
May 2, 2017, 9:00 AM - 11:59 PM @ Council Chambers
More Details

Ordinances, Rules, and Standards Committee Meeting
May 4, 2017, 9:30 AM - 11:59 PM @ Council Chambers
More Details

Town Council Meeting-Regular Business
May 9, 2017, 9:30 AM - 5:00 PM
More Details

Town Council Meeting-Development Review
May 10, 2017, 9:30 AM - 11:59 PM @ Council Chambers
More Details

Planning and Zoning Commission Meeting
May 16, 2017, 9:30 AM - 11:59 PM
More Details

Landmarks Preservation Commission (LPC) Meeting
May 17, 2017, 9:30 AM - 11:59 PM @ Council Chambers
More Details

Code Enforcement Board Meeting
May 18, 2017, 2:00 PM - 11:59 PM @ Council Chambers
More Details

Retirement Board Meeting
May 19, 2017, 9:00 AM - 11:59 PM @ Council Chambers
More Details

Investment Advisory Committee Meeting
May 19, 2017, 2:30 PM - 11:59 PM
More Details

Architectural Commission (ARCOM) Meeting
May 24, 2017, 9:00 AM - 11:59 PM @ Council Chambers
More Details

Memorial Day-Town Hall Offices Closed
May 29, 2017, All Day
More Details

Commencement of Hurricane Season
June 1, 2017, All Day
More Details

Ordinances, Rules, and Standards Committee Meeting
June 1, 2017, 9:30 AM - 11:59 PM @ Council Chambers
More Details

Underground Utilities Task Force (UUTF) Meeting
June 6, 2017, 9:00 AM - 11:59 PM @ Council Chambers
More Details

Town Council Meeting-Regular Business
June 13, 2017, 9:30 AM - 5:00 PM
More Details

Town Council Meeting-Development Review
June 14, 2017, 9:30 AM - 11:59 PM @ Council Chambers
More Details