

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

AUGUST 9, 2017

9:30 AM

Town Council Meeting

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. PRESENTATIONS

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 CONSENT AGENDA (SEE NOTE 5)

A. MINUTES

1. TOWN COUNCIL MEETING MINUTES:
Gwendolynn Peirce, CMC, Acting Town Clerk
 - a. July 11, 2017, Special Town Council Meeting Minutes
 - b. July 12, 2017, Regular Town Council Meeting Minutes
 - c. July 12, 2017, Development Review Town Council Meeting Minutes
2. Approval of Major Matters Considered by the Architectural Commission at its meeting of July 26, 2017.
John S. Page, Director of Planning, Zoning & Building

B. RESOLUTIONS

1. RESOLUTION NO. 113-2017 A Resolution Of The Town Council Of The Town Of Palm Beach, Palm Beach County, Florida, Authorizing The Issuance of a Purchase Order to Johnson Controls, Inc. for the Amount Of \$169,951 for the Purchase of a New License Plate Recognition Solution System; and to Continue to Recognize the Vendor as the Sole Provider for the Continued Build-out, Maintenance, and Repairs of Townwide Camera and Security System; and Establish an Overall Budget for this Purchase of \$175,000.
Kirk W. Blouin, Director of Public Safety
2. RESOLUTION NO. 126 - 2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending Recreation Department Fees For Fiscal Year 2018 and Granting Authority to the Director of Recreation to Modify Daily Tennis and Golf Fees, When Necessary, to Maximize Revenue During Underused Periods.
Beth Zickar, Director of Recreation
3. RESOLUTION NO. 127-2017 A Resolution Of The Town Council Of The Town Of Palm Beach, Palm Beach County, Florida, Authorizing A One Year Contract Renewal To Regions Security Services, Inc.; Approving A Purchase Order To Regions Security Services, Inc. In The Amount Of \$74,965.00.; Establishing A Budget Of \$82,000.00 For Such Services, Subject To Approval Of The Fiscal Year 2018 Budget; And Authorizing The Town Manager To Take Further Actions Necessary To Effectuate Provisions For Said Services.
Beth Zickar, Director of Recreation
4. RESOLUTION NO. 128-2017 A Resolution Of The Town Council Of

The Town Of Palm Beach, Palm Beach County, Florida, Authorizing A One Year Contract Renewal With Faneuil, Inc. To Provide Contractual Labor Services; Establishing A Budget For Said Services, Subject To Approval Of The Fiscal Year 2018 Budget; And Authorizing The Town Manager To Take Actions Necessary To Complete Said Services.

Beth Zickar, Director of Recreation

5. RESOLUTION NO. 129-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending the Town of Palm Beach Master Fee Schedule by Increasing Various Permit Fees, Special Pick-up Fees, Parking Penalties, and Creating new Fees, Providing an Effective Date.

Jane Struder, Director of Finance

6. RESOLUTION NO. 130-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Awarding Bid No. 2017-13 and Approving Purchase Order to Battalian Enterprises d/b/a Property Works, for Town Square Maintenance Services, in the Amount of \$4,902.95 and \$47,591.85, and Establishing a Project Budget of \$67,680.

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

7. RESOLUTION NO. 131-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending the Department of Public Works Engineering Division Standards Applicable to Public Rights-of-Way and Easements, Amending Chapter XII of the Town's Right-of-Way Manual, Miscellaneous Provisions: Construction, Parking, Fines, and Material Deliveries, and the Enforcement Thereof Providing an Effective Date.

(Deferred from the July 12, 2017, Town Council Meeting)

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

8. RESOLUTION NO. 132-2017 A Resolution Of The Town Council Of The Town Of Palm Beach, Palm Beach County, Florida, Renewing Contracts To Hy-Byrd Incorporated, GFA International Inc., And C.A.P. Government, Inc. For One Year To Provide Plan Review And Inspection Services; Establishing A Budget Of \$340,000 For Said Services, And Authorizing The Town Manager To Take Actions Necessary To Effectuate Implementation Of Said Services; Subject To Approval Of The Fiscal Year 2018 Budget.

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

9. RESOLUTION NO. 134-2017 A Resolution Of The Town Council Of The Town Of Palm Beach, Palm Beach County, Florida, Authorizing The Town Manager To Execute A Contract With American Consulting Engineers Of Florida, LLC On Behalf Of The Town For Professional Engineering Services, Ace Project No. 5089725; Establishing A Budget For All Work To Be Performed Not To Exceed \$41,976.32; And Authorizing The Town Manager To Approve Purchase Orders And/Or To Take Actions Necessary To Complete Said Services.

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

10. RESOLUTION NO 136-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving the Purchase of a RNI/Fuelomat Fuel Management System Software and Fuel Station Hardware Upgrade in the Amount of \$57,217.00 and Establishing a Budget of \$60,000 for Purchases in Fiscal Year 2017.

Jane Struder, Director of Finance

C. OTHER

1. Approval of the Selection Committee's Recommendation of the Ranking of Firms for RFP No. 2017-16 Master Plan for the Town Docks and Accessory Structures With W.F. Baird & Associates Ltd. Being the Highest Ranked Proposer and Authorizing Permission to Negotiate an Agreement on Behalf of the Town.
2. D-14 Pump Station Improvements Update
3. Request for the Finance and Taxation Committee to Review Proposed Modifications to the Town's Purchasing Manual

Beth Zickar, Director of Recreation

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

Jane Struder, Director of Finance

IX. REGULAR AGENDA

A. Old Business

1. Town-wide Underground Project:
Thomas G. Bradford, Town Manager
 - a. Project Update
 - b. Underground Utility Project Dashboard
Jane Struder, Director of Finance
 - c. Future Fiber Optic Communications System for the Town
(Deferred from the July 12, 2017, Town Council Meeting)
 - d. RESOLUTION NO. 139-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving an Appropriation from General Fund Contingency in the Amount of \$175,000 for Legal and Consulting Services for the Kosberg et al. Class Action Lawsuit and Associated Assessment Program.
Jane Struder, Director of Finance
2. Coastal Update
H. Paul Brazil, P.E., Director of Public Works
 - a. Shore Line Condition Update

b. Waivers to Town Code for Construction Dates, Hours, and Noise for Staging in Lake Worth Lagoon and Construction of 2017/2018 Palm Beach Harbor Inlet Maintenance Dredging Project.

c. RESOLUTION NO. 137-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order in the Amount of \$139,657 to Tetra Tech, Inc., for Coastal Engineering Design, Permitting, and Construction Management Services for the 2017/2018 Sand Forepassing Project, and Establishing a Coastal Engineering Services Budget of \$150,000.

d. Ratification of the Selection Committee's Recommendation for RFQ No. 2017-35 for Coastal Engineering Design, Permitting, and Construction Management Services.

e. Ratification of the Selection Committee's Recommendation for RFQ No. 2017-36 for Coastal Engineering Review, Research, and Planning Services.

3. RESOLUTION NO. 138-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order for Design, Permitting, and Construction Phase Engineering Services to Kimley-Horn & Associates, Inc., in an Amount of \$19,989 for the Re-Establishment of the Flagler Statue in the Royal Poinciana Way Median, and Establishing an Engineering Phase Budget of \$22,000.

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

4. FY18 Budget Update

Jane Struder, Director of Finance

5. Palm House Hotel, Receiver Request for Second Extension of Fine Abatement

Cary Glickstein, Receiver

6. Discussion regarding Term Limits for Investment Advisory Committee
Maggie Zeidman, Town Council Member

B. New Business

1. Code Enforcement Recommendations for Foreclosure Consideration
Kirk W. Blouin, Director of Public Safety

C. Matters Pulled From Consent Agenda: If needed

X. ORDINANCES

A. Second Reading

1. a. ORDINANCE NO. 20-2017 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending Chapter 82 of the Town Code of Ordinances Relating to Personnel, at

Article II, Employee Benefits, Division 2, Retirement System; Amending Subdivision I, in General, by Amending Section 82-52, Definitions; Section 82-67, United States Internal Revenue Code Qualifications; Section 82-80, Reserve for Member Contributions; Amending Subdivision III, Firefighters, by Amending Section 82-94; Retirement Age and Service Conditions for Firefighters; by Amending Section 82-95, Amount of Pension - Firefighters; Providing for Severability; Providing for Repeal of Ordinances in Conflict; Providing for Codification; Providing an Effective Date.

b. RESOLUTION NO. 139-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Revising the Defined Contribution Retirement Plan for Town Employees; Approving Amendments to the ICMA Governmental Profit-Sharing Plan & Trust Adoption Agreement; Providing for Severability; Providing for Full Force and Effectiveness; Providing for Repeal of Conflicting Resolutions; and Providing an Effective Date.

Danielle Olson, Director of Human Resources

2. ORDINANCE NO. 21-2017 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending the Town's Charter at Article III, Officials, at Section 3.03, Town Council: Election and Terms, to modify the Town's Election Date to the Second Tuesday in March of Each Year; Further Amending Article V, Qualification and Elections, at Section 5.01, General Elections, to Provide that General Elections in the Town Shall be Held on the Second Tuesday of March of Each Year; Further Amending Section 5.03, Qualifications, so as to Provided that Candidates for the Office of Mayor or Town Council Shall Qualify for Such Offices by Being Nominated by an Elector of the Town and Seconded by not more than Three Electors at the Town Caucus to be Held on the Second Tuesday of January of Each Year; Providing for Severability; Providing for Codification; Providing an Effective Date.

Jay Boodheshwar, Deputy Town Manager

3. ORDINANCE NO. 22-2017 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending Chapter 34, Elections, so as to Provide that the Election Dates Referenced Therein are Consistent with the Amendments to the Town Charter Providing for Elections on the Second Tuesday of March of Each Year; Thereby Rescinding Section 34-3; Amending Sections 34-56 and Section 34-119; and Rescinding Article IV.

Jay Boodheshwar, Deputy Town Manager

4. ORDINANCE NO. 23-2017 An Ordinance of the Town Council of the Town Of Palm Beach, Palm Beach County, Florida, Amending Chapter 2 of the Town Code of Ordinance Titled Administration at Article V, Code Enforcement, Section 2-439 Titled Citation Fine Schedule, to Include Section 38-35 of Chapter 38, Article II, Alarm Systems, Providing for Severability, Providing for Codification; Providing an Effective Date.

B. First Reading

1. **ORDINANCE NO. 25-2017** An Ordinance Of The Town Council Of The Town Of Palm Beach, Palm Beach County, Florida, Amending The Town Code Of Ordinances As Amended From Time To Time At Chapter 130, Vehicles For Hire, Article III, Taxicabs And Limousines, By Amending Section 130-31, Definitions; By Rescinding Sections 130-32 And 130-33; By Incorporating A New Section 130-32 To Provide That Vehicles For Hire Permitted In The Town, Along With Their Drivers, Comply With Palm Beach County's Code, Chapter 19, Article IX Relating To Vehicles For Hire; Amending Section 130-34 Relating To Taxi Stands; Amending Section 130-36 – Penalties; Rescinding In Their Entirety Sections 130-61 And 130-62 Of Division 2 Relating To Certificates Of Public Convenience And Necessity And Permit; Amending Section 130-63 Relating To Approval Of Application, Denial; Amending Section 130-64 - Permit Fee; Rescinding Section 130-65 In Its Entirety; Amending Section 130-67 – Town Council To Determine The Number Of Permits Available; Amending Section 130-68 Relating To Annual Renewal Of Permits; Amending Section 130-69 Relating To Inspection Of Vehicles; Amending Section 130-70 Relating To Sale, Assignment Or Transfer; Rescinding Section 130-71 Relating To Automobile Liability Insurance Requirement In Its Entirety; Amending Section 130-72, Suspension And Revocation; Rescinding In Their Entirety Sections 130-96, 130-97, 130-98, And Section 130-99 Of Division 3 Relating To Chauffeur's; Providing For Severability; Providing For Repeal Of Ordinances In Conflict; Providing For Codification; Providing An Effective Date.
Jay Boodheshwar, Deputy Town Manager

XI. ANY OTHER MATTERS

XII. 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.

Search Results from 8/9/2017 to 9/13/2017

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Month in Tow Calendar

Town Council Meeting-Regular Business and Development Review

August 9, 9:30 AM - 5:00 PM @ Council Chambers

[Meeting Details](#)

Selection Committee Meeting for RFP No. 2017-09 - Architectural Services Consultants

August 15, 9:30 AM - 3:30 PM @ Public Works Meeting Room

[Meeting Details](#)

Landmarks Preservation Commission (LPC) Meeting

August 16, 9:30 AM - 5:00 PM @ Council Chambers

[Meeting Details](#)

Code Enforcement Board Meeting

August 17, 2:00 PM - 5:00 PM @ Council Chambers

[Meeting Details](#)

Retirement Board Meeting

August 18, 9:00 AM - 5:00 PM @ Council Chambers

[Meeting Details](#)

Investment Advisory Committee Meeting

August 18, 2:30 PM - 5:00 PM

[Meeting Details](#)

Architectural Commission (ARCO) Meeting

August 23, 9:00 AM - 5:00 PM @ Council Chambers

[Meeting Details](#)

Labor Day-Town Hall Offices Closed

September 4, All Day

[Meeting Details](#)

Recreation Advisory Commission Meeting

September 6, 9:00 AM - 5:00 PM @ Council Chambers

[Meeting Details](#)

Underground Utilities Task Force (UUTF) Meeting

September 7, 9:00 AM - 1:00 PM @ Council Chambers

[Meeting Details](#)

Ordinances, Rules, and Standards Committee Meeting

September 7, 2:00 PM - 5:00 PM @ Council Chambers

[Meeting Details](#)

Town Council Meeting-Regular Business

September 12, 9:30 AM - 5:00 PM

[Meeting Details](#)

Special Town Council Meeting

September 12, 5:01 PM - 6:00 PM @ Council Chambers

Special Town Council Meeting-First Public Hearing to Approve Tentative Budget and Proposed Tax Rate for FY18 and Final Resolution(s) Adopting Special Non-Ad Valorem Assessments

[More Details](#)

Town Council Meeting-Development Review

September 13, 9:30 AM - 5:00 PM @ Council Chambers

[More Details](#)
