



# TOWN OF PALM BEACH

Town Clerk's Office

## MINUTES OF THE TOWN COUNCIL MEETING HELD ON TUESDAY, DECEMBER 12, 2017

### **I. CALL TO ORDER AND ROLL CALL**

The Regular Town Council Meeting was called to order on Tuesday, December 12, 2017, at 9:30 a.m. in the Town Council Chambers. On roll call, all of the elected officials were found to be present.

### **II. INVOCATION AND PLEDGE OF ALLEGIANCE**

Town Clerk Dominguez gave the invocation. President Kleid led the Pledge of Allegiance.

### **III. APPROVAL OF AGENDA**

**Motion was made by Council Member Araskog, and was seconded by Council Member Zeidman, to approve the Agenda, as printed. On roll call, the motion passed unanimously.**

### **IV. RECOGNITIONS**

- A. Recognition in Remembrance of Lee David Goldstein for his service on the Shore Protection Board from December 2008 to October 2017.

Mayor Coniglio spoke regarding Lee Goldstein's service to the Shore Protection Board and presented his wife, Ida Goldstein with a plaque in his memory.

- B. Recognition of Gerald Frank for his service on the Shore Protection Board from December 2008 to November 2017.

Mayor Coniglio recognized Jerry Frank, presented him with a plaque and thanked him for his many years of service on the Shore Protection Board.

**V. PRESENTATIONS**

- A. Royal Poinciana Playhouse Update.  
*Alex Patterson, UpMarkets*

Alex Patterson, UpMarkets, provided an update on the restoration efforts for the Royal Poinciana Plaza.

Mayor Coniglio spoke regarding the importance of the theater to the community and thanked Ms. Patterson for the update.

- B. Presentation by Applicants for the Shore Protection Board

The following citizens presented their applications:

- Warren Belmar
  - Peter Broberg
  - Diane Buhler
  - Melissa Ceriale
  - Llwyd Ecclestone
  - Lewis Katz
  - Harvey Kinzelberg
  - William Lorentzen
  - James Sved
  - Thomas Warnke
- 
- Stephen Jacoby (*Mr. Jacoby was not present but prepared a statement which was read aloud by Council Member Araskog*)

- C. Presentation by Applicants for the Investment Advisory Committee

The following applicant presented their application:

- Kathleen Anderson

**VI. COMMENTS OF MAYOR GAIL L. CONIGLIO**

Mayor Coniglio thanked the community volunteers, wished everyone a Merry Christmas and Happy Chanukah and recognized recent retirees from the Police and Public Works department.

**VII. COMMENTS OF TOWN COUNCIL MEMBERS AND TOWN MANAGER**

Council President Kleid spoke regarding a recent letter to the editor about the Memorial Fountain restoration project and the importance of fact checking. Mr. Kleid also provided clarification on the cost, the donations received, and the grants collected to fund the project.

Council Member Araskog spoke regarding a recent flyer that went out about the Memorial Fountain restoration project and requested that the Town look into more cost-effective ways to communicate with the Town.

Discussion ensued regarding the intent of the flyer as a way to communicate with citizens who do not use email.

Council Member Araskog requested a motion to revisit the previously adopted motion regarding the Comprehensive Review of Town Operations (CRTO) plan and discuss amending the vote to include staff reduction through layoffs.

Town Attorney Baird spoke regarding the parliamentary procedure for reconsidering a motion on a previous vote.

**Motion was made by Council Member Zeidman, and was seconded by Council Member Lindsay, to reconsider the previous vote on the CRTO plan. On roll call, the motion passed 3 to 2 with Council President Kleid and Council President Pro-Tem Moore dissenting.**

A lengthy discussion ensued regarding whether the Council should include layoffs in the CRTO exercise as a cost saving option and the potential impacts.

President Kleid and Mayor Coniglio spoke regarding the scope and intent of the 2007 CRTO exercise, the Town Council's reason for achieving potential staff reduction through attrition only and the impact the study had on employee retention, recruitment, and the pension plan.

#### Public Comments:

Warren Belmar, 130 Sunrise Avenue, asked the Council why they were taking action on subject matters that were not properly noticed on the published agenda and stated that employee cuts are not the only solution to the problem.

Lewis Katz, 2275 South Ocean Boulevard, spoke regarding his experience with budget matters as a CFO for American Express and stated that the Town Manager should be able to make the call since he is the most knowledgeable on how the Town runs.

**It was the consensus of the Town Council to keep the previous vote on the CRTO plan as is.**

Discussion ensued regarding the procedure for amending the Town Code to allow for the appointment of a non-resident as an alternate member to the Shore Protection Board.

**It was the consensus of the Town Council to direct staff to bring back an ordinance amending the Town Code at Chapter 2, Article X., to include a provision that allows an alternate member to be a non-resident at the January 9, 2018, meeting.**

## VIII. COMMUNICATIONS FROM CITIZENS

Charlot Taylor, 2165 Ibis Isle Road, inquired on the timing for cabling and resurrecting the down trees in front of her neighborhood.

In response to Ms. Taylor, Director Brazil, reported that a vendor was obtained to fix the down trees.

John David Corey, 426 Australian Ave., spoke regarding the need to reduce the speed limit to 25 mph to the roads in the North end.

Bill Metzger, 277 Esplanade Way, spoke regarding a renewed interest in the Royal Poinciana Playhouse and proposed the coordination of a performing arts center volunteer task force in order to identify and assist with a working business plan that will promote the performing arts.

Michael Scharf, 225 Dunbar Road, spoke regarding the importance of zero-based budgeting and looking at the potential for employee cuts.

In response to Mr. Scharf, Town Manager Bradford clarified the Town's approach for staff reductions through attrition only and the Town's completion of a zero-based budget for the current fiscal year.

## IX. APPROVAL OF CONSENT AGENDA

**Motion was made by Council Member Araskog, and was seconded by Council Member Zeidman, to approve the Consent Agenda, as printed. On roll call, the motion passed unanimously.**

### A. MINUTES

#### 1. TOWN COUNCIL MEETING MINUTES:

*Kathleen Dominguez, Town Clerk*

a. November 14, 2017, Town Council Meeting Minutes

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

#### 2. Approval of major matters considered by the Architectural Commission at its meeting of November 29, 2017.

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

B. RESOLUTIONS

1. RESOLUTION NO. 212-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing the Execution of the First Amendment to the Homeless Resource Center Interlocal Agreement with Palm Beach County, Florida.  
*Kirk W. Blouin, Director of Public Safety*
2. RESOLUTION NO. 213-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Awarding Bid No. 2018-01 and Approving a Construction Contract to Murray Logan, for the D-14 Pump Station Florida Power & Light Service Improvements, in the Amount of \$76,680 and Establishing a Construction Phase Budget of \$115,000.  
*H. Paul Brazil, P.E., Director of Public Works*
3. RESOLUTION NO. 214-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order to Isuzu Truck of Ocala for the Purchase of Three (3) Isuzu Cab and Chassis with 6 Yard Packer Bodies in the Total Amount of \$281,429 on Florida Sheriff's Association Contract 17-Veh15.0, Specification 7, and Establishing an Overall Budget of \$290,000.  
*H. Paul Brazil, P.E., Director of Public Works*
4. RESOLUTION NO. 215-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Contract Extension to Advanced Disposal Services Solid Waste Southeast, Inc., for Bid No. 2014-05 Compacted Garbage Collection, in the Annual Amount of \$243,074.29 and Establishing a Budget of \$248,000.  
*H. Paul Brazil, P.E., Director of Public Works*
5. RESOLUTION NO. 216-2017 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 \$73,100 for the G-9 and E-3 Wastewater Pump Station Improvements, and Establishing a Design and Bid Phase Budget of \$82,000.  
*H. Paul Brazil, P.E., Director of Public Works*
6. RESOLUTION NO. 217-2017 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 \$107,626 for the A-4, and A-5 Wastewater Pump Station Improvements, and Establishing a Design and Bid Phase Budget of \$119,000.  
*H. Paul Brazil, P.E., Director of Public Works*

7. RESOLUTION NO. 218-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Approving a Purchase Order to Futch's Tractor Depot for the Purchase of One (1) Kubota Tractor Loader in the Total Amount of \$64,129.80 on Florida Sheriff's Association Contract 17-Veh15.0, Specification 22, and Establishing an Overall Budget of \$67,000.  
*H. Paul Brazil, P.E., Director of Public Works*
8. RESOLUTION NO. 219-2017 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Providing for the Relocation of the Historic or Specimen Tree From the Property at 446 North Lake Way Within the Town of Palm Beach; Designation of the Historic or Specimen Tree to Bradley Park Within the Town of Palm Beach; Providing for the Recording of Said Removal and Designation; and Providing That a Copy of This Resolution be Recorded in the Public Records of Palm Beach County, Florida.  
*H. Paul Brazil, P.E., Director of Public Works*
9. RESOLUTION NO. 220-2017 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 \$116,840 for the D-16, and D-18 Stormwater Pump Station Improvements, and Establishing a Design and Bid Phase Budget of \$125,000.  
*H. Paul Brazil, P.E., Director of Public Works*
10. RESOLUTION NO. 222-2017 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 \$187,830 for the Worth Avenue 400 Block Drainage Improvements, and Establishing a Design and Bid Phase Budget of \$199,000.  
*H. Paul Brazil, P.E., Director of Public Works*

C. OTHER

1. Approval for Use of Par 3 Golf Course Clubhouse Maintenance and Improvement Reserves, for Two Proposed Projects, in an Amount Not to Exceed \$10,750.00.  
*Beth Zickar, Director of Recreation*
2. Request to Consider Ordinance No. 30-2017 Prior to 5:00 p.m. at a Public Hearing.  
*John S. Page, Director of Planning, Zoning & Building*

**X. BOARD/COMMISSION ANNUAL REPORT**

- A. Shore Protection Board Annual Report  
*Llwyd Ecclestone, Chair*

Chair Ecclestone provided an overview of the annual report which included future project recommendations. He also spoke regarding the hard work and professionalism provided around the clock by the Public Works staff and Town Manager.

**Motion was made by Council Member Araskog, and was seconded by Council Member Zeidman, to accept the report. On roll call, the motion passed 4 to 0 with Council Member Moore absent.**

**XI. COMMITTEE REPORTS**

- A. Report of the Administrative and Personnel Committee Meeting Held on November 6, 8 and 9, 2017.  
**TIME CERTAIN: 4:00 PM**  
*Richard M. Kleid, Chair*

Brett Schneider, Counsel for the Administrative and Personnel Committee, spoke regarding the role and procedure of the Committee and the Town Council in making a determination pertaining to the grievance.

*(Clerk's Note: Council Member Lindsay recused herself from the discussion due to a conflict of interest).*

Committee Member Araskog and Chair Kleid provided a brief summary of their findings and conclusions for each charge.

Discussion ensued regarding the appearance of mistrust, Mr. Powery's mishandling of the Right-of-Way permits and failure to seek clarification on his tasks, and requests and directives from supervisors being one in the same.

**Motion was made by Council Member Zeidman, and was seconded by Council President Pro Tem Moore, to uphold the suspension. On roll call, the motion passed 3 to 1 with Council Member Araskog dissenting and Council Member Lindsay absent.**

- B. Report of the Public Works Committee Meeting Held on November 20, 2017.  
*Margaret A. Zeidman, Chair*

Chair Zeidman provided an overview of the report.

Discussion ensued regarding revisiting truck regulations in the North end, a

resident's offer to donate money for the truck study, cost and staff time to conduct the study, addressing this matter in the CRTD, the impact to the aesthetics of the area if additional signs are added next to the existing signage, issues the truck drivers are having with their GPS notification system and the narrow roads in the North end, and limiting the hours for the passage of trucks.

Town Manager Bradford stated that the roads in the North end meet the statutory requirements for signage.

**Motion was made by Council President Pro Tem Moore, and Council Member Lindsay, to accept the report and to direct the Public Works Committee to further study truck regulations including placing a limit on the hours in the North end. On roll call, the motion passed unanimously.**

## **XII. REGULAR AGENDA**

### **A. Old Business**

1. Town Council will adjourn for a Special Holiday Luncheon

**TIME CERTAIN: 12:15 PM**

*Richard M. Kleid, Council President*

*(Clerk's Note: The Town Council recessed for a two hour holiday luncheon)*

2. Palm House Receiver's Third Request for Extension of Abatement Period for Conditional Abatement of Daily Non-Completion Fee for the Palm House Project.

*Cary Glickstein, Court Appointed Receiver*

Mr. Glickstein provided an overview of the request.

Discussion ensued regarding the court order and timeline for the receiver to start the appraisal process, obtain property value information and put the property on the market.

**Motion was made by Council Member Araskog, and was seconded by Council Member Zeidman, to approve the Receiver's third request to extend the abatement period to 120 days, subject to the same terms and conditions approved in the second request. On call for a vote, the motion passed unanimously.**

3. Coastal Update:

- a. Shore Line Condition Update

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

Coastal Program Manager Rob Weber provided a PowerPoint presentation on the shoreline which included photos of each reach.



**Council Member Zeidman requested that staff include an update on the lagoon side of the Lake Trail in the monthly shoreline presentations.**

4. Town-wide Undergrounding Project:

*Steven N. Stern, Underground Utilities Project Manager*

a. Review of Project & Dashboard, Summary of Project Status

Project Manager Stern provided an overview of the project highlights and the dashboard.

Discussion ensued regarding gas line hits, procedures for avoiding and repairing gas main hits during the project, gas main versus service lines in the easements, AT&T fiber service requirements for migration, and safety issues.

b. Peer Review of Master Plan, Final Report Delivery.

*Anthony Hanson, Principal Engineer, Patterson & Dewar Engineers Inc.*

**TIME CERTAIN: 2:30 PM**

Anthony Hanson, Patterson Dewar, provided an overview of the project review report.

i. Staff and Consultant Comments

Dean Mealy, Purchasing Manager, spoke regarding best pricing practices for hiring and bidding a Construction Manager at Risk.

Patricia Strayer, Town Engineer, spoke regarding cost estimates for the construction bids versus the cost in the master plan.

Kevin Schanen, Project Manager, spoke regarding the vetting and negotiating process with AT&T, Comcast and FPL, the cost difference with the switchgear options, the design process, easement process, express feeders and the schedule for the feeder lines.

ii. Underground Utilities Task Force Questions and Comments

Tom Parker, Task Force member, spoke regarding his experience on the Task Force and various reasons for not going with the most expensive switchgear option, which is the Vista Switchgear.

Susan Gary, Task Force Member, spoke regarding reliability, public safety. She also expressed her concerns with the cost estimate, project management and implementation.

In response to questions from Ms. Gary, Anthony Hanson spoke regarding the factors and complications involved for getting a project cost estimate due to the unknown equipment locations and cost inflation. He also recommended best management practices for the project.

Town Manager Bradford confirmed that staff has agreed to use the recommended procedure for the project management plan (PMP) and will use the standard PMP template.

In response to a question from Ms. Gary, Director Brazil spoke regarding the water system inventory as a negotiations tool.

Discussion ensued regarding the City of West Palm Beach's interlocal agreement with the Town for water services and who is responsible for the repair and replacement of the Town's water pipes.

Harry Wolin, Task Force member, spoke regarding the balancing act of the Task Force with keeping the project on time and on budget.

Nicki McDonald, Task Force member, inquired about the price discrepancy with the switchgears and the need for more reliability studies.

In response to questions from Ms. McDonald and Council Member Araskog, Mr. Hanson and Ms. Strayer spoke regarding the price discrepancy with the switchgear options and if there are other vendors who can provide switchgears.

#### Public Comments:

Lew Crampton, Civic Association, inquired on whether the peer review resulted in any cost savings to the Town.

Michael Scharf, 225 Dunbar Road, spoke regarding his view of the operational process, cost overruns, inquired about the advantages of the vista switch, and requested clarification on the issuance of building permits and variances in relation to the underground project easements.

Howard Murray, 3475 S. Ocean Boulevard, spoke regarding his experience with underground utility projects and the reliability of the Vista versus the PME switchgear.

Harris Fried, 212 Oleander Ave., spoke regarding submersible switch boxes, lack of an action plan and taking a pause.

Tom Parker, spoke regarding inflation rates and risks in public finance, efforts to reduce cost and transparency.

iii. Mayor and Town Council Questions and Comments

Discussion ensued regarding the Vista vs. PME switchgears, varying factors for not using the Vista switchgears, concern with lower elevation areas, performance with the type of switchgears during a storm, remaining realistic on the cost estimate, the Town's budget versus Patterson and Dewar's projected budget, cost savings, matters of risk, cost difference for a switchgear PME vs. a Vista switchgear, more reliability studies, issues with easements and obtaining maps from FPL, and the incentive for extending the CMAR to the next project phase.

**President Kleid requested that staff include an update on FPL's pole hardening project and CMAR contracts at the next meeting.**

B. New Business

1. Appointment of Town Manager Thomas G. Bradford Pursuant to Section 4.02(b) of the Town Charter from December 13, 2017 through December 11, 2018.

*Thomas G. Bradford, Town Manager*

Town Manager Bradford spoke regarding his future at the Town and his desire to be re-appointed as Town Manager. He requested that action on his re-appointment be deferred at this time and that the Council charge President Kleid with preparing an agreement between himself and the Town for a smooth transition.

In response to a question from Council Member Araskog, Town Attorney Baird explained the Town Charter provision regarding the re-appointment of the Town Manager.

Discussion ensued regarding the Town Manager appointment process and the timing of the re-appointment occurring before the performance review.

Council Member Zeidman explained her desire for new leadership.

Council Member Lindsay stated that she was not comfortable re-appointing Town Manager Bradford for another year without a performance review and commented on the budget process in July.

President Kleid expressed his disappointment with some of the Council members' stance on the re-appointment of the Town Manager.

Council President Pro-Tem Moore echoed Mr. Kleid's comment and stated that this action was disgraceful and wrong.

Mayor Coniglio requested that Town Manager Bradford be given at least a nine-month contract so that he could be given a chance to complete some important tasks such as the CRTO, the FY19 budget, the underground utilities project and the departure of John Page, Director of Planning, Zoning and Building.

**Motion was made by Council Member Lindsay, and was seconded by Council Member Araskog, to have President Kleid prepare the Town Manager's professional service agreement and to approve the reappointment of the Town Manager for a period of up to nine months. On roll call, the motion passed unanimously.**

2. Adoption of the 2018 Town Council Meeting Schedule

*Thomas G. Bradford, Town Manager*

Town Manager Bradford spoke regarding the Town's election occurring on the same day as the March Town Council meeting and proposed the Council meet to discuss Regular Business matters on the third Tuesday and the Development Review matters on the third Wednesday in March going forward.

Council Member Lindsay pointed out that the third week in March is typically Spring Break and that council members with children in school may not be available that week.

Discussion ensued regarding other conflicts with the 2018 meeting schedule, combining Town Council business and Development Review Matters in July and August into one meeting, the use of brevity during council meeting discussions and limiting council member participation to three minutes at a time and then getting back in the queue to make additional comments.

**It was the consensus of the Town Council to limit their participation in meeting discussions to three minutes at a time.**

**It was the consensus of the Town Council to defer the discussion on combining the Regular Town Council and Development Review Matters to one meeting in August to a future meeting.**

**Motion was made by Council Member Araskog, and was seconded by Council Member Zeidman, to adopt the 2018 Town Council Meeting schedule with the following revisions:**

- **Reschedule the March 13, 2018 and March 14, 2018, meetings to March 20, 2018 and March 21, 2018 due to the Town's General Election taking place on March 13, 2018.**
- **Schedule the July 9, 2018, meeting as a Special Meeting for budget-related matters and the July 10, 2018 Meeting for Town Council Business and Development Review Matters.**
- **Rescheduled the Tuesday, September 11, 2018, Meeting for Thursday, September 13, 2018.**

**On roll call, the motion passed unanimously.**

3. Staff Request to Reconsider the Extension of Off-Site Supplemental Shared Parking Provisions in the Code of Ordinances as Adopted in Ordinance No. 25-2015

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

*(Clerk's Note: This item was taken out of order and heard after Item XII.A 4.)*

Director Page introduced Attorney Baird who spoke regarding the legality of the extension request. He stated that case law was in place when this application was made and will be applied to this application.

**It was the consensus of the Town Council to proceed under the existing code.**

4. Appointment to the Investment Advisory Committee.

*Jane Struder, Director of Finance*

*(Clerk's Note: This item was taken out of order and heard after Item XI.A.)*

**Motion was made by Council Member Araskog, and seconded by Council Member Zeidman, to ratify the appointment of Kathleen Anderson as a regular member of the Investment Advisory Committee. On roll call, the motion passed 4-0 with Council Member Lindsay absent.**

5. Appointments to the Shore Protection Board

*H. Paul Brazil, Director of Public Works*

**Motion was made by Council Member Zeidman, and was seconded by Council Member Araskog, to ratify the appointment of Llwyd Ecclestone, Lewis Katz,**

**Melissa Ceriale and Harvey Kinzelberg as regular members of the Shore Protection Board and Warren Belmar and William Lorentzen as alternate members of the Shore Protection Board. On roll call, the motion passed unanimously.**

C. Matters Pulled From Consent Agenda: If needed – *None*

### **XIII. ORDINANCES**

A. Second Reading

1. ORDINANCE NO. 31-2017 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County Florida, Amending Chapter 14, Aviation, at Article II. Aircraft, so as to Rescind in its Entirety Section 14-35 Thereof, Relating to Drones; Model Aircraft in its Entirety; Providing for a New Section 14-35 Relating to Drones; Model Aircraft, so as to Provide a Definition of "Drones/Model Aircraft" and so as to Provide that Drones/Model Aircraft Operated in the Town Shall Comply with all Rules and Regulations of the Federal Aviation Administration (FAA) Relating to the Operation and Registration of Same, as well as all Rules and Regulations of the State of Florida Relating to said Operation.  
*Jay Boodheshwar, Deputy Town Manager*

Attorney Baird read Ordinance No. 31-2017 into the record.

**Motion was made by Council Member Zeidman, and was seconded by Council Member Araskog, to adopt Ordinance No. 31-2017 on second and final reading. On roll call, the motion passed 4-0 with Council Member Lindsay absent.**

2. ORDINANCE NO. 32-2017 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending the Town Code of Ordinances at Chapter 46, Fire Prevention and Protection, Amending Article III, "Fire Prevention", in Accordance with Florida State Statute 633.202 and 633.208 the "Florida Fire Prevention Code" Adopted by the State of Florida Fire Marshal in Chapter 69a-60 of the Florida Administrative Code with Local Amendments, National Fire Protection Association Fire Code - N.F.P.A. 1, Florida 2015 Edition, and National Fire Protection Association Life Safety Code - N.F.P.A. 101, Florida 2015 Edition; Providing for Severability; Repealing All Ordinances or Parts of Ordinances in Conflict Herewith; Providing for Codification; and Providing for an Effective Date.  
*Kirk W. Blouin, Director of Public Safety*

Attorney Baird read Ordinance No. 32-2017 into the record.

**Motion was made by Council Member Araskog, and was seconded by Council Member Moore, to adopt Ordinance No. 32-2017 on second and final reading. On roll call, the motion passed 4-0 with Council Member Lindsay absent.**

B. First Reading

1. ORDINANCE NO. 34-2017 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 82-67, United States Internal Revenue Code Qualification; Providing for Severability; Providing for Repeal of Ordinances in Conflict; Providing for Codification; Providing an Effective Date.

*Thomas G. Bradford, Town Manager*

Attorney Baird read Ordinance No. 34-2017 into the record.

**Motion was made by Council Member Zeidman, and was seconded by Council Member Moore, to approve Ordinance No. 34-2017. On roll call, the motion passed 3-1 with Council Member Araskog dissenting and Council Member Lindsay absent.**

**XIV. ANY OTHER MATTERS**

**President Kleid requested that the Town Manager add an item to the January agenda regarding compensation of \$1.00 per year for Council Members.**

Council Member Araskog spoke regarding lack of greenspace, zoning issues and variances granted to private properties. She requested that this matter be referred to the Ordinances, Rules and Standards Committee or the Planning and Zoning Commission for further study.

Council Member Lindsay explained the Town Code relative to variances granted and the reason for the decrease in greenspace.

Discussion ensued regarding whether there is sufficient criteria to determine a negative impact on the balance of the site plan and the property and the legality of the variance issue.

**It was the consensus of the Town Council to direct Town Manager Bradford to bring forth information pertaining to the process for the Town Manager National Search at the January 9, 2018, Town Council Meeting.**

**XV. ADJOURNMENT**

There being no further business to discuss, the December 12, 2017 regular Town Council meeting was adjourned at 7:30 p.m.

APPROVED:

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Richard M. Kleid  
Town Council President

ATTEST:

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Kathleen Dominguez  
Town Clerk

Date: \_\_\_\_\_