

RESOLUTION NO. 46-2019

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, RESCINDING RESOLUTION NO. 23-2016, REESTABLISHING THE UNDERGROUND UTILITIES TASK FORCE TO REVIEW MATTERS RELATED TO THE UNDERGROUNDING OF UTILITIES; MEMORIALIZING THE CITIZENS OVERSIGHT FUNCTION OF THE UNDERGROUND UTILITIES TASK FORCE DURING THE DESIGN AND CONSTRUCTION PHASES OF THE PROPOSED PROJECT; PROVIDING FOR SEVEN SEATS ON THE UNDERGROUND UTILITIES TASK FORCE, CREATING ONE ALTERNATE POSITION, IMPLEMENTING TERM LIMITS AND PROVIDING FOR METHOD OF APPOINTMENT, AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Town Council pursuant to the terms of resolution 23-2016 established the underground utilities task force to review matters related to the undergrounding of utilities; and

WHEREAS, the Town Council wishes to rescind Resolution 23-2016 and re-establish the underground utilities task force to use the expertise and advice of a committee of town residents in regard to the undergrounding of utilities and to advise the Town Council in regard to undergrounding.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY FLORIDA AS FOLLOWS:

Section 1. Resolution Number 23-2016 which created the underground utilities task force is hereby rescinded.

Section 2. The Town Council hereby re-establishes the underground utilities task force with the charge to investigate and review possibilities of underground utilities throughout the town and to make recommendations to the Town Council on matters pertaining to the undergrounding of utilities.

Section 3 The Task Force shall also function in a citizen oversight capacity for the proposed project during the design and construction phases of the project to ensure timely receipt of project related deliverables, review of proposed budgets for elements of the project and in total, monitoring of budget adherence, establishment of staff, design team and contractor project related reporting requirements and to make recommendations to the Town Council deemed necessary by the Task Force to provide for a project with minimal disruption to the property owners of Palm Beach at the lowest cost possible while complying with the ordinances, rules and standards of the Town and all applicable county, state and federal requirements related thereto.

Section 4. The underground utilities task force shall consist of seven (7) members and one (1) alternate member who shall be appointed by the Town Council from a list of interested residents. Appointees are required to be registered electors and residents of the Town, however, one of the members may be a non-resident of the Town provided said member has a special skill as it relates to undergrounding. Appointees shall not be a member of another Town board or commission however this provision shall not apply to members of the retirement board. Those members of the task force originally appointed and now serving are hereby re-appointed.

Section 5. The expiration of currently appointed task force members shall occur alphabetically, A – Z, by last name. The first two task force members, alphabetically, shall hold office from the effective date of their appointment for a period of one year. The subsequent two members shall hold office from the date of their appointment for a period of two years and three of such board members shall hold office from the date of their appointment for a period of three years. Thereafter, newly appointed members shall hold

office for three year terms. Any member who has served a full term shall no longer be eligible for reappointment, however, a member may be reappointed by Town Council upon the expiration of one full year subsequent to their terms having expired. If a vacancy shall occur other than by the expiration of a term, it may be filled by the Town Council for the unexpired term.

Section 6. The members of the Underground Utilities Task Force shall elect from among themselves a Chair and Vice Chair. The term of office of the members of the Underground Utilities Task Force shall cease upon a date to be determined by Town Council, once it is determined that the purpose of such Underground Utilities Task Force has been accomplished. Upon that date, the Underground Utilities Task Force shall automatically dissolve.

Section 7. The Task Force shall meet on an irregular schedule, whenever such meetings shall be called either at the discretion of the Chairman and Town Manager or at the direction of the Town Council.

Section 8. This Resolution shall become effective immediately upon passage.

PASSED AND ADOPTED in a regular adjourned session of the Town Council of the Town of Palm Beach this 11th day of June, 2019.

Gail L. Coniglio, Mayor

Danielle H. Moore, Town Council President

Margaret A. Zeidman, Council President Pro Tem

Julie Araskog, Town Council Member

Lewis S.W. Crampton, Town Council Member

Bobbie Lindsay, Town Council Member

ATTEST:

Kathleen Dominguez, Town Clerk