



# TOWN OF PALM BEACH

## Town of Clerk's Office

### MINUTES OF THE TOWN COUNCIL MEETING HELD ON TUESDAY, JULY 14, 2020

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

The Town Council Meeting Tuesday, July 14, 2020, was called to order at 12:00 p.m. On roll call, all elected officials were found to be present.

#### II. INVOCATION AND PLEDGE OF ALLEGIANCE

Acting Town Clerk Pat Gayle-Gordon gave the Invocation and Council President Margaret A. Zeidman led the Pledge of Allegiance.

#### III. MODIFICATIONS TO THE AGENDA

The following changes were made to the agenda:

1. Deferred items V.C. and V.D. to the August 11, 2020 Town Council Meeting
2. Add to Any Other Matters the following:
  1. Consideration for ORS Committee to Study Noise Ordinance
  2. Consideration of Truck Study to be Presented at the August 11, 2020 Town Council Meeting
  3. Consideration of Forming Ad Hoc Committee Re: COVID-19

#### IV. APPROVAL OF AGENDA

**Motion was made by Council Member Araskog and was seconded by Council President Pro Tem Lindsay to approve the Agenda, as**

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

## **V. PRESENTATIONS**

### **A. Scholarship provided by the Palm Beach Civic Association and the Citizens Association of Palm Beach**

Danielle Olson, Director of Human Resources, announced this scholarship would be awarded to Jack Stone, and listed his achievements. She congratulated Jack Stone and his mother, Carolyn Stone, Director of Business Development and Operations.

Mayor Coniglio spoke about the generosity of these associations and expressed congratulations. President Zeidman expressed appreciation to the scholarship recipient on behalf of the entire Town Council.

### **B. Scholarships provided by the Palm Beach Rotary Club Foundation**

Danielle Olson, Director of Human Resources, announced scholarship recipients under the Flags for Heroes Program. Mayor Coniglio congratulated recipients Miranda Boodheshwar, Kalia Martin, Nicholas Pataca, Sophia Rivero, and Christopher Wilson. President Zeidman congratulated the recipients.

### **C. Scholarships provided by the Palm Beach Country Club *Deferred to the August 11, 2020, Town Council Meeting***

### **D. Scholarships provided by the Thomas Mettler Memorial Scholarship Fund *Deferred to the August 11, 2020, Town Council Meeting***

## **VI. BOARDS AND COMMISSIONS APPOINTMENTS**

### **A. Appointments to the Investment Advisory Committee**

Pat Gayle-Gordon, Deputy Town Clerk, explained there were two vacancies but only one person had applied. Kathleen Anderson, a current member, had applied for re-appointment. Ms. Gayle-Gordon advised the remaining vacancy would be re-advertised next month.

**Motion was made by Council Member Araskog and was seconded by Council Member Crampton to appoint Kathleen Anderson to the Investment Advisory Committee. On roll call, the motion passed unanimously.**

## **VII. COMMENTS OF MAYOR GAIL L. CONIGLIO**

Mayor Coniglio congratulated the Town Manager and the Directors for their hard work on the budget. She requested an agenda item next month to discuss behavior on

Wells Road Beach. Also, she asked that discussion of the Bike Trail be included in the COVID discussion and that Chief Caristo provide his perspective.

### **VIII. COMMENTS OF TOWN COUNCIL MEMBERS**

Council Member Araskog agreed with the Mayor's comments. She reported she had been disturbed by media coverage of Palm Beach County Commission mandating masks, with no coverage of all the people who wanted the mandate. She stated the decision was made in the interest of health. Council Member Araskog reported the Palm Beach County Administrator was signing an order for restaurants to be closed between 11 p.m. and 5 a.m. She urged this community to wear masks and to social distance.

Council Member Moore expressed her disappointment that the plan for Lake Park by Fairfax and Sammons was not on today's agenda as the residents were promised, but said it would be on the agenda next month.

There were no other comments from Town Council members.

### **IX. COMMUNICATIONS FROM CITIZENS - 3-MINUTE LIMIT PLEASE**

There were no comments from the public.

### **X. APPROVAL OF CONSENT AGENDA**

**Item No. X.A.1.a was deferred to the July 15, 2020, Town Council Development Review Meeting and Item No. X.A.2 was pulled and heard as XIII.B.1.**

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

#### **A. MINUTES**

1. Town Council Meeting Minutes  
*Pat Gayle-Gordon, Deputy Town Clerk*
  - a. June 10, 2020, Town Council Meeting Minutes – *Deferred to the July 15, 2020 Town Council Development Review Meeting*
  - b. June 10, 2020, Town Council Development Review Meeting Minutes
2. Approval of Major Matters Considered by the Architectural Review Commission at its Meeting of June 24, 2020. ***Pulled and heard as Item No. XIII.B.1.***  
*Wayne Bergman, Acting Director of Planning, Zoning and Building*

#### **B. RESOLUTIONS**

1. RESOLUTION NO. 22-2020 A Resolution of the Town

Council of the Town Of Palm Beach, Palm Beach County, Florida, Approving The Award Of Invitation To Bid No. 2020-10 To Intercounty Engineering, Inc. For D-16 and D-18 Stations In The Amount Of \$815,330 And An Overall Project Budget Of \$937,629.

*Dean Mealy, Purchasing Manager*

2. RESOLUTION NO. 54-2020 A Resolution of The Town Council of The Town of Palm Beach, Palm Beach County, Florida, Approving A Purchase Order To For Professional Services And Scope Of Services To Provide Construction Services And Oversight Associated With The D-16 and D-18 Pump Station Rehabilitation Project With Chen-Moore and Associates In An Amount Not-To-Exceed \$200,000.

*Dean Mealy, Purchasing Manager*

3. RESOLUTION NO. 52-2020 A Resolution of The Town Council of The Town Of Palm Beach, Palm Beach County, Florida, Approving Selection Committee Recommendation For RFP No. 2020-09, Audit Services To Marcum LLP For The Initial Annual Award Of Amount Of \$90,715 And An Overall Five-Year Award Amount Of \$466,406 Contingent Upon Budget Approval And Satisfactory Vendor Performance.

The award to Marcum will result in an estimated cost savings to the Town in the amount of \$10,000 annually.

*Dean Mealy, Purchasing Manager*

4. RESOLUTION NO. 53-2020 A Resolution of The Town Council of The Town of Palm Beach, Palm Beach County, Florida, Approving A Change Order To Zimmerman Tree Services In The Amount Of \$36,700 For The Remainder Of FY20 For A Total FY20 Allocation Of \$115,439.

*Dean Mealy, Purchasing Manager*

5. RESOLUTION NO. 55-2020 A Resolution of The Town Council of The Town of Palm Beach, Palm Beach County, Florida, Approving The Award Of Invitation To Bid No. 2020-17, South Fire Chiller Replacement In The Amount Of \$135,000 And An Overall Project Budget Of \$155,000 To RGEN Enterprises, LLC dba Cool Air Conditioning.

*Dean Mealy, Purchasing Manager*

6. RESOLUTION NO. 57-2020 A Resolution of The Town Council of The Town of Palm Beach, Palm Beach County, Florida, authorizing approval of a Purchase Order for a Thirty Yard Dump Truck to Rechten International Trucks, Inc. Utilizing the Florida Sherriff Contract # FSA 19-VEH17.0 in the Amount of \$90,029.

**XI. BOARD/COMMISSION ANNUAL REPORT**

- A. Annual Report of the Retirement Board of Trustees (written report only).**  
*Daniel W. Stanton, Chair*

President Zeidman commented that the report from Chair Stanton was superb.

**Motion was made by Council President Pro Tem Lindsay and was seconded by Council Member Araskog to accept the Annual Report of the Retirement Board of Trustees. On roll call, the motion passed unanimously.**

**XII. COMMITTEE REPORTS**

- A. Report of the Business and Administrative Committee Meeting  
Held on June 23, 2020**  
*Lew Crampton, Chair*

Chair Crampton reported that the Committee met with Mr. Jay Boodheshwar regarding the parking issue and reviewed previous plans. Their goals going forward were to promote turnover, increase user convenience, increase revenues and decrease congestion, beginning with commercial parking. Discussion ensued. Mayor Coniglio mentioned the Wells Road meeting next month, which Council Member Crampton agreed to attend. The Mayor wanted to get consensus from the neighborhood. Council Member Araskog suggested the Town Council discuss this next month and decide whether to send it to the Business and Administrative Committee.

**Motion was made by Council Member Araskog and was seconded by Council Member Crampton to accept the Business and Administrative Committee Report. On roll call, the motion passed unanimously.**

**XIII. REGULAR AGENDA**

- A. Old Business**

1. Town-wide Undergrounding Project  
*Steve Stern, Project Manager*

- a. Review of Project and Dashboard, Summary of Project Status

Mr. Stern provided an update on the status of the program. Phase Three South postal mailings were being sent out. Construction progress charts for each phase were reviewed.

Council Member Araskog asked how COVID had affected communications, and suggested using Zoom for communication between neighbors. Mr. Stern described communication issues. Council Member Araskog asked that workers wear masks when citizens were passing nearby, and Mr. Stern indicated he would get that message

to the workers. Council Member Araskog asked Town Attorney Randolph for an estimate of how long the lawsuit would last; Mr. Randolph responded there was no way to predict that. Council Member Araskog urged the public to cooperate to stop chicanes, explaining every meeting added to the cost of the project.

Mayor Coniglio had no questions, and commended Mr. Stern on his work with the public.

Council President Pro Tem Lindsay asked how far behind the project was; Mr. Stern estimated 7 months behind in Phase 4 South. Town Engineer Patricia Strayer advised replacement of water mains would be done next summer before the docks were finished. Council President Pro Tem Lindsay asked about acquisition of easements on South Lake Drive; Mr. Stern noted that was Phase 5 and had just started. She asked for discussion of privately owned equipment in taxpayer owned parks to be on the August agenda. Patricia Strayer commented there was a plan for Phase 5 for locating switch cabinets and transformers related to the condos so that none of that equipment would be located in Lake Park. Council President Pro Tem Lindsay felt a policy should be established.

Council Member Moore had no questions.

Council President Zeidman asked if there had been any problems with the chicane located on Laurie Lane, to which Mr. Stern responded only aesthetic complaints.

b. RESOLUTION NO. 56-2020 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Authorizing the Town Manager to Execute an Easement and Use Agreement Between the Town of Palm Beach and Florida Power and Light (FPL) at 265 Palmo Way for Access, and Maintenance of FPL Equipment.

Steve Stern provided the history behind this request to move equipment 40 feet to the west.

Council Member Araskog received confirmation this was within the park and the resident was paying for it.

Town Manager Blouin indicated this did not impact the total number of boxes within the park.

Mayor Coniglio requested a schematic drawing of the whole park whenever a request like this was received.

Council Member Crampton had looked at the site and was in favor of making this concession.

Council President Pro Tem Lindsay indicated she could go along with this because it was already on Town property.

Council Member Moore was not happy but was willing to go along because it was already done.

Council President Zeidman agreed with Council President Pro Tem Lindsay.

Council Member Araskog received confirmation this box could not be seen from North Lake Way.

**Motion was made by Council Member Crampton and was seconded by Council Member Moore to approve Resolution No. 56-2020. On roll call, the motion passed 4-1 with Council Member Araskog dissenting.**

*Note: Following a 5-minute break, the meeting reconvened at 1:28 p.m.*

2. COVID-19 Update  
*Kirk W. Blouin, Town Manager*

a. Report on COVID-19 Infections and Hospitalization

President Zeidman announced this would be on the agenda each month and a report would be provided. Fire Rescue Chief Darrell Donatto reviewed the report, stating that since the last Council Meeting things had gotten worse, and the Town continued to educate the residents on protection. The Town was staying in contact with the county and state. He anticipated this would last until January or later. He was hopeful increased use of masks and limiting public gatherings would help.

Mr. Donatto was asked to explain lab tests versus cumulative tests. He reported the state was doing a lot more testing, and that meant increased numbers of positive cases; however, the percentage of positivity numbers was more important. The percentage of each day's positive tests provided the prevalence, and the report showed that number was going up. The Institute for Health Matrix and Evaluation Report showed the number of hospital beds available in the most used hospitals. Elective surgeries were being done, which took some ICU beds. Now the prediction was that by the middle to end of September the number of available beds would be exceeded if we did not make changes.

Council Member Araskog asked about PPE equipment running out. Mr. Donatto responded that the Fire Rescue and Police departments had about half the number they had a few weeks ago, but it was monitored daily. In response to being asked why the Town was not

giving out statistics, Mr. Donatto explained that data went to the Florida Department of Health which provided statistics to the County, but the County was limited by law as to what information they could share. If someone found they were positive, they should reach out to their contacts so they could get tested and then stay in their home for 2-3 weeks.

Mayor Coniglio had no questions.

Council Member Crampton reported that the South Florida Science Center had made approximately 2000 plastic shields on 3-D printers which were given out to first responders. The Town had received 22 for the Fire Rescue Department.

Council President Pro Tem Lindsay inquired if Palm Beach County was experiencing slow test turnaround. Mr. Donatto noted turnaround was 7 to 10 days, which created significant problems, including contact tracing problems. There were not enough testing machines. Mr. Donatto commented that a lot of people were trying to get new tests out into the market, but those tests needed to be good and work. Percentage of asymptomatic cases was still unknown, so everyone needed to take personal responsibility.

Council Member Moore expressed appreciation for Mr. Donatto's efforts. Council President Zeidman noted positivity rate was 5% in May and now some days was 15%, which meant it was spreading within the community. She cautioned that the extent to which each individual could limit their activities would determine how the virus was controlled.

b. Report on Compliance and Enforcement, Relative to State, County and Town Orders (*verbal report*)

Police Chief Nicholas Caristo reported on restaurant compliance checks that there had been very few complaints issued, and the violations had been corrected on the scene. There had been 240 violations of curfew. The majority had received verbal warnings. Mask violations were few, and if the person had no mask one was supplied by the officer. Since the last council meeting there had been no violations on the beach. He reported on violations by location. He noted there was hardly anyone using the Lake Trail because it was out of season.

Council President Zeidman called for comments regarding possibly lifting the restrictions on using the Lake Trail.

Council Member Moore felt this was not the time to make a change.

Council President Pro Tem Lindsay agreed with Council Member Moore.



Council Member Crampton also agreed.

Mayor Coniglio disagreed based on the analysis from the Chief there were absolutely no complaints. She felt it could easily be changed to unlimited use now and changed back in the fall.

Council Member Araskog agreed with the Mayor.

Council President Zeidman felt the Lake Trail should be opened back up now.

Chief Caristo agreed, and if it became overcrowded or a health and safety hazard to return to the restrictions.

Discussion ensued. Town Manager Blouin summarized that the consensus was to lift all restrictions but monitor the Lake Trail and if there were unintended consequences Chief Caristo would re-institute the restrictions.

c. RESOLUTION NO. 59-2020 A Resolution of The Town Council of The Town of Palm Beach, Palm Beach County, Florida Concurring With The Request Of The Town's Chief Of Police, To Extend The Chief's Declaration Of The Existence Of A State Of Emergency Within The Corporate Limits Of The Town To August 12, 2020, Unless Earlier Terminated By The Chief Of Police, At Which Time The Town Council Will Address The Need For Any Extension Of The Declaration Of Emergency; Providing For An Effective Date.

Town Attorney Randolph read Resolution No. 59-2020 by title only.

**Motion was made by Council Member Araskog and was seconded by Council Member Moore to approve Resolution No. 59-2020. On roll call, the motion passed unanimously.**

d. Special Curfew

Chief Caristo provided information on Broward County's emergency order for businesses. They had closed bars, pubs and night clubs, and strengthened facial covering requirements. The main thing to report was penalties. There would be a 24-hour closure for a violation and the business must request permission to reopen. For a second violation there was an automatic 72-hour closure. The Chief reported some restaurants in Palm Beach had a problem with the 10 p.m. curfew because it interfered with their second seating. He reported there had been a spike in COVID cases because of restaurants, and Palm Beach County was going to sign an order on a curfew for restaurants to be

closed from 11 p.m. to 5 a.m.

Council Member Moore expressed her opinion that 10 p.m. might be too early for restaurants.

Council President Pro Tem Lindsay felt two seatings was desirable and an 11 p.m. curfew would allow closing at 10:15 p.m. with the last order at 9:15 p.m. so they got a second seating and the Town would be following the County order.

Council Member Crampton noted when the 10 p.m. curfew was established the situation was a lot less serious.

Mayor Coniglio expressed her opinion that the Town should be consistent with Palm Beach County.

Council Member Araskog agreed with being consistent with the County and mentioned she had heard a couple of restaurants had large groups for dinners. She felt groups should be limited to 10 or under unless it was all one family.

Council President Zeidman commented that tables were to be 6 feet apart.

Council Member Moore agreed with the 11 p.m. curfew.

Council Member Crampton felt the curfew should remain at 10 p.m.

Council President Zeidman commented that the Council needed to understand the issues that businesses experienced, and proposed an 11 p.m. curfew so they could have two seatings with no alcohol or food after 10 p.m.

Chief Caristo felt the curfew should be 11 p.m. to be consistent with the County since the restaurants had proven they could stay in compliance.

Mayor Coniglio favored going to 11 p.m. and letting Chief Caristo monitor and get together with the Town Manager to make changes if they became necessary.

Chief Caristo was asked to clarify his position. He stated he felt the Town should stay consistent with the County because it was too confusing to enforce different jurisdictions with different times, and also everyone was in compliance. He did not think much would happen between 10 p.m. and 11 p.m. but he would focus on compliance checks if that changed.

Council President Pro Tem Lindsay said she was comfortable trying 11 p.m. but asked the Chief to go into places that served a lot of alcohol

between 10 p.m. and 10:45 p.m. If someone was drinking heavily at 10:30 p.m., they were not in compliance and should be leaving at 10:15 p.m., so the business would have time to close up by 11 p.m.

Council Member Crampton suggested instead of cleaning up in the evening that the businesses clean up in the morning and keep the 10 p.m. curfew, because the Town had done well and should stay where they were. He did not want to descend into the depths of what Palm Beach County had done.

Council Member Araskog commented she had changed her position to restaurants closing at 10 p.m. and curfew at 11 p.m. If the vote was for 11 p.m. she would like groups limited to no more than 10 and no more food or alcohol after 10 p.m.

Council President Zeidman commented the idea was not to have a bar scene. She felt there should be a little leeway in enforcement and that could be done by the officers who were going to do checks. When things got better, then some relief could be added slowly, then watch it for another 3-4 weeks.

Discussion ensued as to limiting the number in a group; however no consensus was reached.

**Motion was made by Council Member Araskog and was seconded by Council Member Moore to approve the curfew hours from 11PM to 6AM until further notice and no food or alcohol service from 10PM to 6AM. On roll call, the motion passed 4-1 with Council Member Crampton dissenting.**

Mayor Coniglio asked to revisit this at the August meeting. Council President Zeidman agreed, since decisions needed to be made on data as it was happening.

*The meeting reconvened following a 5-minute break.*

### 3. Town Marina Project Update

*Jay Boodheshwar, Deputy Town Manager*

Deputy Town Manager Boodheshwar referred to a staff memo in the backup on progress status. Construction was going really well and was slightly ahead of schedule. Community meetings were hosted monthly by Murray Logan. The next meeting would be on a virtual platform. He provided an update on the work Fairfax and Sammons had done, and a schedule and sequence of events that needed to happen which had been provided in the backup. Fairfax and Sammons would provide their preliminary conceptual plans at the August 11 meeting. They would contact Town Council members before then to get their feedback. At the August 19 meeting of the Landmarks Preservation

Commission it was expected to get their initial feedback on the concepts the Town Council would have approved on August 11, and also to provide public input. In September, the Town Council would hear final recommendations from the consultants, and ask for final Certificate of Appropriateness from the Landmarks Preservation Commission. Also at the September meeting, there would be handoff from the design consultant to their sub-consultant to take the conceptual plan approved by Town Council into 30% construction drawings for Landmarks Preservation Commission review on October 21. In November, Site Plan Review and Special Exception would be presented to Town Council.

Council Member Araskog suggested streamlining the process so that the Town Council could give the final approval in October instead of November.

Director of Public Works H. Paul Brazil responded that if possible, that would be done, but at this point the scope of the work was unknown.

Council Member Araskog asked to give notice, which could be deferred if the accelerated schedule could not be met.

Mayor Coniglio indicated that she was disappointed because this would have a cost and impact on the timeline.

Deputy Town Manager Boodheshwar responded that their goal was not to have a schedule impact and to make sure the marina opened on time as scheduled.

Mayor Coniglio asked for assurance that the Fairfax and Sammons review was specific to Town Council direction and did not include buildings or parts of the concept already approved by Town Council. Deputy Town Manager Boodheshwar responded that the scope of work would not include the building but would give leeway for the consultants to use their creativity for the park.

Purchasing Manager Dean Mealy confirmed for Mayor Coniglio that the scope was limited to provide peer review and design consulting work to uplands park, limited to an amount not to exceed \$34,000.00.

Council Member Crampton felt Fairfax and Sammons would not come up with a design that was as costly as some of the original options the Town Council had been prepared to choose. He commented the process would proceed as planned, and this was just adding some qualitative improvements that would cost less than the Town Council had been prepared to spend at the beginning.

Council President Pro Tem Lindsay agreed with Council Member Araskog that the Town should do whatever possible to speed up the process, however, the end result should be the very best since this should be one of the most iconic and significant things this Council did as elected officials. She asked to see all ideas created by the consultants.

Council Member Moore expressed concern the \$3 million budgeted might turn into \$10 million, which the Town could not afford.

Mr. Brazil cautioned he could not commit to a fixed schedule until he knew the scope of work. He recommended first getting the scope, then deciding the timeline.

Mr. Boodheshwar suggested if Fairfax and Sammons was ready to present their concept at the August meeting, to use that meeting as the public input session to eliminate a month. He also asked for staff discretion to give input on operational impacts to help avoid any major utility issues.

Council Member Araskog suggested a special meeting in July for informal review by Town Council.

Mayor Coniglio wanted to depend on Mr. Brazil's and Mr. Boodheshwar's expertise to move this along and did not care about a special meeting.

Council Member Crampton agreed with the Mayor and stated the most important thing was to stick to the schedule for the docks and add all the quality points along the way. He felt if an extra year was needed to complete all the amenities that was okay, and the docks process was primary in terms of timing.

Council President Pro Tem Lindsay stated this was a Council initiated program and she wanted to see the process and be involved. She trusted staff to apprise Town Council on what was happening, even if it was an idea that wasn't going to work.

Council Member Moore wanted to make sure everyone had a chance to meet individually with Fairfax and Sammons.

Council President Zeidman summarized the Town Council felt it needed to see all drawings Fairfax and Sammons was going to present to them. She asked Mr. Boodheshwar to decide after his meeting today with Fairfax and Sammons if a special meeting was needed.

Mr. Boodheshwar clarified Fairfax and Sammons would present plans to staff and staff would bring those plans to Town Council so they could decide the direction.

Council Member Crampton asked Mr. Boodheshwar to use his judgement based on dealing with previous similar issues and give Fairfax and Sammons the feedback they needed to give the Town the best product possible.

Council President Zeidman clarified Mr. Boodheshwar and Mr. Brazil should use their professional judgment with an eye toward the Council's wishes.

Mayor Coniglio asked Mr. Boodheshwar to be very careful that staff did not make decisions for Fairfax and Sammons; the same rules must be followed as for every other landmark property.

Council President Pro Tem Lindsay wanted to ensure that Town Council members meet individually with Fairfax and Sammons before August 11.

Mr. Boodheshwar confirmed with Council President Zeidman that they would go to Landmarks Preservation Commission for all the reasons articulated in the memo.

Council Member Araskog asked about trees being removed for marina work. Mr. Boodheshwar indicated they had to be removed temporarily but would be replaced. Council Member Araskog asked Town Attorney Randolph about approving a site plan before ARCOM review. Attorney Randolph indicated he would provide his opinion at a later date.

#### **B. Matters Pulled From Consent Agenda: If needed**

1. Approval of Major Matters Considered by the Architectural Review Commission at its Meeting of June 24, 2020

**Motion was made by Council Member Araskog and was seconded by Council Member Crampton to approve the major matters considered by the Architectural Review Commission at its meeting of June 24, 2020. On roll call the motion passed unanimously.**

#### **XIV. ANY OTHER MATTERS**

1. Consideration of ORS Committee To Study Noise Ordinance

Council Member Araskog reported many phone calls from people being disturbed by music between 10 p.m. and 5:30 a.m. She wanted ORS to look at this to see what other towns did.

Mayor Coniglio recommended leaving the ordinance the way it was since the decibel settings were already very restrictive and if someone was bothered they could call the police.

Council Member Araskog felt small changes should be made to the decibel levels and look at not being able to move a case forward unless three people complained.

Town Manager Blouin advised there was ambient noise at all times which contributed to the decibel level, so one should be very careful about setting specific numbers. Also, the Town Attorney would need to weigh in on potential changes as they could be challenged in court, but he saw no harm having ORS look at it.

Discussion continued. President Zeidman asked for consensus. Mayor Coniglio felt this was not a high priority to add to the burden staff was already dealing with. Council Member Araskog indicated she was fine delaying this. Council Member Crampton agreed with the Mayor. Council President Pro

Tem Lindsay felt it could be revisited in November, and Council Member Moore agreed.

2. Consideration of Truck Study To Be Presented at the August 11, 2020 Town Council Meeting

Council President Pro Tem Lindsay reported she had brought this matter up because it had been such a long process. Mr. Brazil explained he had not yet reviewed the report provided to Town Council because he had been ill.

Discussion ensued regarding the process, concluding that it should go to Public Works for engineering determination before being presented at any meeting and if their recommendation required rules and standards it should go to ORS.

Town Manager Blouin asked for more time to work with staff on this regarding a policy the town would wish to adopt.

3. Consideration of Forming Ad Hoc Committee Re: COVID-19

Council President Zeidman suggested an ad hoc committee to share information about COVID which would include people from different professions, such as restaurants, hospitality and doctors, with some in an advisory capacity. She asked the Town Council to think about this and she would make a list of people she had thought about. She felt someone from a restaurant could tell what it was like to run a restaurant and a hotel owner could tell about problems they were having. She thought the Council needed to know their concerns were and that a forum was needed to communicate what was actually happening and hear ideas and issues. This committee might only meet every 2-3 months but it would be community outreach to discuss various issues facing different segments of the community. She reported Darrell Donatto had some ideas and he would be on the committee.

Council President Pro Tem Lindsay was in favor of including the business community.

Council President Zeidman commented organizations were concerned about future planning of events and could use some direction.

Council Member Araskog asked if this might work like a business workshop. Council President Zeidman responded she was thinking of a smaller group. Council Member Araskog felt communication had been handled well to this point, and expressed her opinion it would be better to have another stakeholders meeting.

Mayor Coniglio was concerned about limiting comments and an open forum like the stakeholders meeting might be better. She also was concerned how the members would be chosen.

Council President Zeidman commented she was not looking for a public forum.

Town Attorney Randolph advised a council member could be on the committee, but it must be a public meeting with the public allowed to comment. Council President Zeidman responded that was not the way she had envisioned it, so it might be better to have a public forum in the fall when people came back in November.

Council Member Moore asked to think about the timing of the public meeting because schools would be in session. Town Manager Blouin commented there would be a delay in opening public schools, but some private schools would be open. The Mayor agreed with Council Member Moore and thought a stakeholders meeting could be started now because that information could be valuable in August when the Town Council began looking at policy decisions for COVID the next month.

Council President Zeidman indicated she would talk with the Town Manager about when that could happen. She thanked staff for their work setting up this meeting.

#### **XV. ADJOURNMENT**

There being no further business to discuss, the Town Council Meeting of July 14, 2020, was adjourned at 5:05 p.m.

APPROVED:

\_\_\_\_\_  
Margaret A. Zeidman, Town Council President

ATTEST:

\_\_\_\_\_  
Patricia Gayle-Gordon, Acting Town Clerk

\_\_\_\_\_  
Date