



**AGENDA
VILLAGE COUNCIL MEETING
VILLAGE HALL COMMUNITY ROOM
226 CYPRESS LANE
AUGUST 25, 2011
7:30 P.M.**

COUNCIL

- Mayor Bev Smith
- Vice Mayor Doug Gunther
- Mayor Pro Tem Joni Brinkman
- Council Member Patti Waller
- Council Member Sergio Escalada

ADMINISTRATION

- Village Manager Karl E. Umberger
- Village Attorney Glen J. Torcivia
- Village Clerk Virginia M. Walton

CALL TO ORDER

ROLL CALL

INVOCATION

PLEDGE OF ALLEGIANCE

ADDITIONS, DELETIONS OR MODIFICATIONS, AND APPROVAL OF AGENDA

Motion	Second	Vote
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CONSENT AGENDA

1. Minutes of Budget Workshop on July 28, 2011
Staff: Virginia Walton, Village Clerk
2. Minutes of Regular Council Meeting on July 28, 2011
Staff: Virginia Walton, Village Clerk
3. Approval of Eckler Engineer's Task Order 116 in the amount of \$6,000 for services during construction of gravity sewer system on Kirk Road, Canal 11 Road, 39th Avenue South, 39th Drive South and Gardenia east of Kirk Road.
4. Approval of Eckler Engineer's Task Order 117 in the amount of \$5,000 for services during construction for gravity sewer system on Corrigan Court.
5. Approval of Eckler Engineer's Task Order 118 in the amount of \$5,000 for services during construction for gravity sewer system on Lakewood Road east of Gulfstream and Edwards Avenue.
6. Approval of Eckler Engineer's Task Order 119 in the amount of \$10,000 for services during construction for gravity sewer system on Coconut Road north of Lakewood Road.

- 7. Approval of Eckler Engineer’s Task Order 120 for design services in the lump sum fee of \$45,000 and additional services during construction on an hourly rate plus direct expenses basis not to exceed \$25,000 for the rehabilitation of Strawberry Fields, Marlboro Court and Estates of Lake Clarke Shores pump stations.

Motion	Second	Vote
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End of Consent Agenda.....

ANNOUNCEMENTS AND PROCLAMATIONS

- 8. Legislative Update from Representative Joseph Abruzzo – District 85
- 9. Mayor’s Proclamation for Sickle Cell Awareness Month – September 2011

PUBLIC COMMENT - (Five minute limit)

PUBLIC HEARINGS

- 10. ORDINANCE NO. 2011-15 (FIRST READING)

AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AMENDING CHAPTER 38 “LEISURE SERVICES”, ARTICLE II, SECTION 38-43, ENTITLED “HUNTING AND FIREARMS”; TO COMPLY WITH CHAPTER 790.33 FLORIDA STATUTES AND NEWLY ADOPTED HOUSE BILL 45, TO BE EFFECTIVE OCTOBER 1, 2011; PROVIDING FOR DIRECTIONS TO THE VILLAGE CLERK; PROVIDING FOR CODIFICATION; PROVIDING FOR REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. Staff: Bette Lowe, Land Development Director

Motion	Second	Vote
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- 11. ORDINANCE NO. 2011-16 (FIRST READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING A TOTAL OF TWENTY-FIVE (25) PARCELS OF LAND, PURSUANT TO SECTION 171.0413 (5)&(6) FLORIDA STATUTES, CONSISTING OF A TOTAL OF APPROXIMATELY 18.18 ACRES, INDIVIDUALLY OWNED; LOCATED AT; 3529, 3557, 3577, 3591, 3649, 3661, 3735, 3715, 3697, 3679, 3734, 3670, 3620, 3604, 3582, 3642, 3690 AND A VACANT LOT ON GULFSTREAM ROAD, 3681 LAKEWOOD ROAD, 3690 AND 3680 CANAL ROAD, AND 3549, 3532, 3613 AND 3673 COCONUT ROAD; AND BEING MORE FULLY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO; AND CONCURRENTLY AMENDING THE

COMPREHENSIVE LAND USE PLAN OF THE VILLAGE TO LOW DENSITY RESIDENTIAL, PURSUANT TO THE "SMALL SCALE" COMPREHENSIVE LAND USE AMENDMENT LAWS OF THE STATE OF FLORIDA, SAID LANDS TO BE CONCURRENTLY DESIGNATED WITHIN A LAND DEVELOPMENT RESIDENTIAL MULTI-FAMILY ZONING DISTRICT ON THE VILLAGE OF PALM SPRINGS OFFICIAL ZONING MAP; PROVIDING DIRECTIONS TO THE VILLAGE CLERK; PROVIDING FOR REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. Staff: Bette Lowe, Land Development Director

Motion	Second	Vote
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12. ORDINANCE NO. 2011-17 (FIRST READING)

AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, PALM BEACH COUNTY, FLORIDA, AMENDING THE ZONING IN PROGRESS FOR PAIN MANAGEMENT CLINICS TO EXTEND MORATORIUM FROM SEPTEMBER 8, 2011 TO DECEMBER 8, 2011, TO ALLOW THE VILLAGE FURTHER TIME TO DEVELOP REGULATIONS IN CONFORMANCE WITH THE LAND DEVELOPMENT CODE AND THE COMPREHENSIVE PLAN; AND PROVIDING AN EFFECTIVE DATE.

Staff: Bette Lowe, Land Development Director

Motion	Second	Vote
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This item will be continued to the September 8, 2011 Agenda

13. RESOLUTION NO. 2011-19 (SPR11-04/PSSE11-03 MUSA REALTY/CHURCH – 3801 CONGRESS AVE)

14. RESOLUTION NO. 2011-53

A RESOLUTION OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AUTHORIZING THE MAYOR, OR HER DESIGNEE, TO EXECUTE A CONTRACT WITH AKA SERVICES, INC., IN THE TOTAL AMOUNT OF \$433,307.22, FOR CONSTRUCTION OF THE GRAVITY SEWER SYSTEM IMPROVEMENTS FOR KIRK ROAD, CANAL 11 ROAD, 39TH AVENUE SOUTH, 39TH DRIVE SOUTH AND GARDENIA AVENUE EAST OF KIRK ROAD; AND PROVIDING AN EFFECTIVE DATE. Staff: Bill Davis, Public Service Director

Motion	Second	Vote
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15. RESOLUTION NO. 2011-54

A RESOLUTION OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AUTHORIZING THE MAYOR, OR HER DESIGNEE, TO EXECUTE A

CONTRACT WITH AKA SERVICES, INC., IN THE TOTAL AMOUNT OF \$394,155.19, FOR CONSTRUCTION OF THE GRAVITY SEWER SYSTEM IMPROVEMENTS FOR CORRIGAN COURT; AND PROVIDING AN EFFECTIVE DATE. Staff: Bill Davis, Public Service Director

Motion	Second	Vote
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16. RESOLUTION NO. 2011-55

A RESOLUTION OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AUTHORIZING THE MAYOR, OR HER DESIGNEE, TO EXECUTE A CONTRACT WITH AKA SERVICES, INC., IN THE TOTAL AMOUNT OF \$276,718.82, FOR CONSTRUCTION OF THE GRAVITY SEWER SYSTEM IMPROVEMENTS FOR LAKEWOOD ROAD, EAST OF GULFSTREAM ROAD, AND EDWARDS AVENUE; AND PROVIDING AN EFFECTIVE DATE.

Staff: Bill Davis, Public Service Director

Motion	Second	Vote
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17. RESOLUTION NO. 5011-56

A RESOLUTION OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AUTHORIZING THE MAYOR, OR HER DESIGNEE, TO EXECUTE A CONTRACT WITH AKA SERVICES, INC., IN THE TOTAL AMOUNT OF \$109,394.16, FOR CONSTRUCTION OF THE GRAVITY SEWER SYSTEM IMPROVEMENTS FOR COCONUT ROAD, NORTH OF LAKEWOOD ROAD; AND PROVIDING AN EFFECTIVE DATE.

Staff: Bill Davis, Public Service Director

Motion	Second	Vote
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18. RESOLUTION NO. 2011-58

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AUTHORIZING THE MAYOR, OR OTHER VILLAGE OFFICIALS, TO PURCHASE OF REAL PROPERTY LOCATED AT 1701 SOUTH CONGRESS AVENUE; AND BEING MORE FULLY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO; FROM EDWARD J. SCHAERER; AND PROVIDING AN EFFECTIVE DATE.

Staff: Karl Umberger, Village Manager

Motion	Second	Vote
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19. RESOLUTION NO. 2011-59

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, (APPROVING/DENYING) WITH CONDITIONS THE SITE PLAN (SPR 11-07) AND A SPECIAL EXCEPTION USE (PSSE 11-06), SUBMITTED BY JEWICH VALDEZ, FOR RENOVATIONS TO AN EXISTING COMMERCIAL UNIT TO ESTABLISH A GAME ROOM ADJACENT TO THE EXISTING BARBER SHOP BUSINESS, LOCATED AT 3984 10TH AVENUE NORTH; AND ESTABLISHING AN EFFECTIVE DATE.

Staff: Bette Lowe, Land Development Director

Motion	Second	Vote
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20. RESOLUTION NO. 2011-60

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AUTHORIZING THE MAYOR, AND OR HER DESIGNEE, TO EXECUTE A SERVICE LEVEL CONTRACT WITH IYETEK, LLC TO PROVIDE AN ELECTRONIC POLICE DEPARTMENT CRASH REPORTING SYSTEM; PROVIDING FOR TERMS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Staff: Chief Mark Hall, Police Department

Motion	Second	Vote
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21. RESOLUTION NO. 2011-61

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AUTHORIZING THE MAYOR, OR OTHER VILLAGE OFFICIALS, TO EXECUTE A MEMORANDUM OF UNDERSTANDING (MOU) WITH PALM BEACH STATE COLLEGE CRIMINAL JUSTICE AND CRIME SCENE TECHNOLOGY TO PROVIDE A MEANS OF MUTUAL PARTNERSHIP FOR THE EXCHANGE OF ON-SITE TRAINING WITH ACCESS TO ACCREDITED FACILITIES/LABS; PROVIDING FOR TERMS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Staff: Bette Lowe, Land Development Director.

Motion	Second	Vote
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22. RESOLUTION NO. 2011-62

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ADOPTING THE FINAL NON-AD VALOREM ASSESSMENT ROLL FOR FISCAL YEAR 2011/2012 SO AS TO PROVIDE A

UNIFORM METHOD FOR COLLECTING A NON-AD VALOREM ASSESSMENT FOR GARBAGE, TRASH AND RECYCLABLES COLLECTION SERVICES AND RELATED SERVICES ON THE PALM BEACH COUNTY TAX NOTICES; AND PROVIDING AN EFFECTIVE DATE.

Staff: Karl Umberger, Village Manager

Motion	Second	Vote
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23. RESOLUTION NO. 2011-63

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AUTHORIZING THE MAYOR, OR OTHER VILLAGE OFFICIALS, TO NEGOTIATE THE PURCHASE OF THE REAL PROPERTY LOCATED AT 3702 DAVIS ROAD; AND BEING MORE FULLY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO; FROM LOUISE BLANKENHORN; AND PROVIDING AN EFFECTIVE DATE.

Staff: Karl Umberger, Village Manager

Motion	Second	Vote
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REGULAR AGENDA

ACTIONS AND REPORTS

24. Appointment to the Leisure Services Board

Staff: Virginia Walton, Village Clerk

Motion	Second	Vote
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25. Update on Red Light Camera Program

Staff: Chief Mark Hall, Police Department

VILLAGE COUNCIL COMMENTS

ADJOURNMENT

**NEXT LOCAL PLANNING AGENCY MEETING
SEPTEMBER 8, 2011 AT 7:15 P.M.**

**NEXT REGULAR COUNCIL MEETING AND FIRST BUDGET HEARING
SEPTEMBER 8, 2011 AT 7:30 P.M.**

If a person decides to appeal any decision made by this Council with respect to any matter considered at this meeting, he will need a record of the proceeding, and that for such purpose he 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. Persons who need an accommodation in order to attend or participate in this meeting should contact the Village Clerk at 965-4010 at least 3 days prior to the meeting in order to request such assistance.