



**AGENDA
VILLAGE COUNCIL MEETING
VILLAGE HALL COMMUNITY ROOM
226 CYPRESS LANE
OCTOBER 13, 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 Regular Council Meeting on September 22, 2011
2. Approval of Eckler Engineers Task Order No. 121 for design services, in the lump sum fee of \$41,000, and services during construction, at an hourly rate plus direct expenses not to exceed \$19,400, for infrastructure improvements related to the utility service area exchange with Palm Bach County Water Utilities Department. Staff: Bill Davis, Public Service Director

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

ANNOUNCEMENTS AND PROCLAMATIONS

3. Mayor’s Proclamation announcing Oct. 16 – 22, 2011 as City Government Week and announcing the partnership project with the Village’s 5th Grade classes for a contest to design a new neighborhood park in Palm Springs

PUBLIC COMMENT - (Five minute limit)

PUBLIC HEARINGS

4. ORDINANCE NO. 2011-20 (SECOND READING)

AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AMENDING THE VILLAGE CODE OF ORDINANCES AT CHAPTER 1 "GENERAL PROVISIONS", BY REPEALING SECTION 1-2 "DEFINITIONS AND RULES OF CONSTRUCTION" AND READOPTING THE SAME WITH FIVE (5) NEW DEFINITIONS, WHICH SHALL BE INCLUDED AMONG THE EXISTING DEFINITIONS IN ALPHABETICAL ORDER; PROVIDING THAT EVERY OTHER SECTION AND SUBSECTION OF CHAPTER 1 SHALL REMAIN IN FULL FORCE AND EFFECT AS PREVIOUSLY ADOPTED; PROVIDING FOR CODIFICATION; PROVIDING FOR REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Staff: Karl Umberger, Village Manager

Motion	Second	Roll Call Vote
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5. RESOLUTION NO. 2011-52 (SITE PLAN)

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, APPROVING WITH CONDITIONS THE SITE PLAN (SPR 11-04) AND A SPECIAL EXCEPTION USE (PSSE 11-03), SUBMITTED BY MUSA REALTY GROUP LC, FOR A CHANGE OF USE FOR 7,000 SQ. FT. OF AN EXISTING 24,000 SQ. FT. OFFICE BUILDING, TO HOUSE THE MINISTERIO RIOS DE AGUA VIVA CHURCH, LOCATED AT 3801 SOUTH CONGRESS AVENUE; AND ESTABLISHING AN EFFECTIVE DATE.

Staff: Bette Lowe, Land Development Director

Motion	Second	Vote
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6. RESOLUTION NO. 2011-71 (CONTRACT)

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, APPROVING A LABOR AGREEMENT WITH THE PALM BEACH COUNTY POLICE BENEVOLENT ASSOCIATION, INC. (PBA) AND THE PALM SPRINGS POLICE SERGEANTS FOR A PERIOD OF ONE YEAR THROUGH SEPTEMBER 30, 2012; AUTHORIZING EXECUTION OF THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

REGULAR COUNCIL MEETING AGENDA

Staff: Karl Umberger, Village Manager

Motion	Second	Vote
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7. RESOLUTION NO. 2011-72 (CONTRACT)

A RESOLUTION OF THE VILLAGE OF PALM SPRINGS, FLORIDA APPROVING AN AMENDMENT TO THE LABOR AGREEMENT WITH THE SERVICE EMPLOYEES INTERNATIONAL UNION/FLORIDA PUBLIC SERVICES UNION (SEIU/FPSU), FOR THE PERIOD OF OCTOBER 1, 2009 THROUGH SEPTEMBER 30, 2012; AUTHORIZING EXECUTION OF THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

Staff: Karl Umberger, Village Manager

Motion	Second	Vote
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8. RESOLUTION NO. 2011-73 (SITE PLAN)

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, APPROVING WITH CONDITIONS, SITE PLAN (SPR11-08) SUBMITTED BY ALFRED MALEFATTO, FOR DEMOLITION OF THE EXISTING BUILDING AND CONSTRUCTION OF A 3,802 SQUARE FOOT CUMBERLAND FARMS CONVENIENCE STORE/GAS STATION, FOR THE 1.71 ACRE PROPERTY LOCATED AT 1701 KIRK ROAD; AND ESTABLISHING AN EFFECTIVE DATE. Staff: Bette Lowe, Land Development Director

Motion	Second	Vote
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9. RESOLUTION NO. 2011-74 (WAIVER)

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, (APPROVING/DENYING) THE APPLICATION OF CUMBERLAND FARMS, LOCATED AT 1701 KIRK ROAD, FOR A WAIVER FROM THE VILLAGE CODE AT CHAPTER 14 "BUSINESSES", SECTION 14-61 "HOURS OF OPERATION OF ESTABLISHMENTS WHERE SERVED", TO EXTEND THE HOURS OF OPERATION TO A 24 HOUR OPERATION; AND ESTABLISHING AN EFFECTIVE DATE.

Staff: Bette Lowe, Land Development Director

Motion	Second	Vote
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REGULAR COUNCIL MEETING AGENDA

10. RESOLUTION NO. 2011-75 (TEMP LICENSE APPEAL)

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, (APPROVING/DENYING) THE EXTENSION OF A TEMPORARY LICENSE AGREEMENT SUBMITTED BY FORDS OFF LEASE INC., FOR VEHICLE STORAGE ON A VACANT LOT ACROSS FROM THE EXISTING CAR SALES BUSINESS LOCATED AT THE NORTHWEST CORNER OF 2ND AVENUE NORTH AND DAVIS ROAD; AND ESTABLISHING AN EFFECTIVE DATE.

Staff: Bette Lowe, Land Development Director

Motion	Second	Vote
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REGULAR AGENDA

ACTIONS AND REPORTS

11. Approval of Council Meeting Schedule for October, November and December 2011 Staff: Virginia Walton, Village Clerk

Motion	Second	Vote
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VILLAGE COUNCIL COMMENTS

ADJOURNMENT

**NEXT REGULAR COUNCIL MEETING
NOVEMBER 10, 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.