



**AGENDA
VILLAGE COUNCIL MEETING
VILLAGE HALL COMMUNITY ROOM
226 CYPRESS LANE
May 12, 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
- Deputy Village Clerk Jane R. Worth

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 April 14, 2011 Local Planning Agency Meeting
Staff: Virginia Walton, Village Clerk
2. Minutes of April 14, 2011 Regular Council Meeting
Staff: Virginia Walton, Village Clerk
3. Minutes of April 21, 2011 Special Council Meeting
Staff: Virginia Walton, Village Clerk
4. Public Safety Budget Amendment in the amount of \$47,000.00 to recognize funds from a Florida Department of Transportation Grant to purchase equipment for enforcement operations.
Staff: Chief Mark Hall, Public Safety Director
5. Police Department Forfeiture Fund Expenditure in the amount of \$1,000.00 to provide towards the Joseph Fallon Scholarship.
Staff: Chief Mark Hall, Public Safety Director

6. RESOLUTION NO. 2011-30

A RESOLUTION OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AUTHORIZING THE MAYOR TO EXECUTE AMENDMENT NO. 5 TO THE SOLID WASTE AND RECYCLING COLLECTION SERVICES AGREEMENT WITH REPUBLIC SERVICES OF FLORIDA, LP, d/b/a REPUBLIC SERVICES OF PALM BEACH, FOR THE RENEWAL OF STORM DEBRIS COLLECTION SERVICES; AND PROVIDING AN EFFECTIVE DATE.

Staff: Karl E. Umberger, Village Manager

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

ANNOUNCEMENTS AND PROCLAMATIONS

- 7. Mayor’s Proclamation for Teen Safe Driving Week in Palm Springs
May 8 - 15, 2011
- 8. Mayor’s Proclamation for Water Reuse Week in Palm Springs
May 15 - 21, 2010
- 9. Joseph Fallon Scholarship Awards

PUBLIC COMMENT - (Five minute limit)

PUBLIC HEARINGS

This item will be continued to the June 9, 2011 agenda

10. ORDINANCE NO. 2010-17 (SECOND READING - ANNEX MARLBORO COURT MOBILE HOMES)

11. ORDINANCE NO. 2011-05 (SECOND READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING A PARCEL OF LAND CONSISTING OF .4247 ACRES OWNED BY L & L OF PALM BEACH INC.; LOCATED AT 3935 BELLE VUE AVENUE; AND BEING MORE FULLY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO; AND CONCURRENTLY AMENDING THE COMPREHENSIVE LAND USE PLAN OF THE VILLAGE TO COMMERCIAL, 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 COMMERCIAL GENERAL 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	Roll Call Vote
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12. ORDINANCE NO. 2011-06 (FIRST READING)

AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AMENDING ORDINANCE NO. 2010-24, ADOPTED SEPTEMBER 23, 2010 PROVIDING FOR A REVISED AND RESTATED POLICE PENSION PLAN; PROVIDING FOR REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. Staff: Karl Umberger, Village Manager

Motion	Second	Vote
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13. ORDINANCE 2011-07 (FIRST READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING A TOTAL OF SIX (6) PARCELS OF LAND, PURSUANT TO SECTION 171.0413 (5)&(6) FLORIDA STATUTES, CONSISTING OF A TOTAL OF APPROXIMATELY 4.11 ACRES, OWNED BY THE PALM BEACH COUNTY BOARD OF COMMISSIONERS; LOCATED AT 2634, 2658, 2684, 2790 KIRK ROAD AND 3980 AND 3981 PARK LANE; 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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14. ORDINANCE 2011-08 (FIRST READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING FIVE (5) PARCELS OF LAND, PURSUANT TO SECTION 171.0413 (5)&(6), CONSISTING OF A TOTAL OF 6.72 ACRES, INDIVIDUALLY OWNED; LOCATED AT 2650, 2690, 2700 AND 2788 SOUTH MILITARY TRAIL, AND 4476 PARK LANE; AND BEING MORE FULLY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO; AND CONCURRENTLY AMENDING THE COMPREHENSIVE LAND USE PLAN OF THE VILLAGE TO "COMMERCIAL", 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 "COMMERCIAL GENERAL" 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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This item will be continued to the June 9, 2011 agenda

15. ORDINANCE 2011-09 (FIRST READING – INTERLOCAL SERVICE BOUNDARY AGREEMENT)

16. ORDINANCE 2011-10 (FIRST READING)

AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AMENDING THE EMPLOYMENT REGULATIONS FOR VILLAGE EMPLOYEES AT DIVISION 7, SECTION 24-231, ENTITLED "GRIEVANCE PROCEDURES"; PROVIDING FOR REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Staff: Karl E. Umberger, Village Manager

Motion	Second	Vote
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17. ORDINANCE NO. 2011-11 (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 MAY 13, 2011 TO SEPTEMBER 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 June 9, 2011 agenda

18. RESOLUTION NO. 2011-19 (SITE PLAN/SPECIAL EXCEPTION – MUSA CHURCH – CONGRESS AVENUE)

19. RESOLUTION NO. 2011-20 (SITE PLAN/SPECIAL EXCEPTION)

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, APPROVING WITH CONDITIONS THE SITE PLAN (SPR 11-05) AND A SPECIAL EXCEPTION USE (PSSE 11-04), SUBMITTED BY CONGRESS LAKE WORTH LLC, FOR OPERATION OF MAVERICK HIGH SCHOOL, A 500 STUDENT LEARNING CENTER, IN AN EXISTING TWO STORY COMMERCIAL BUILDING, LOCATED AT 3525 SOUTH CONGRESS AVENUE; AND ESTABLISHING AN EFFECTIVE DATE.

Staff: Bette Lowe, Land Development Director

Motion	Second	Vote
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This item will be continued to the June 9, 2011 agenda

20. RESOLUTION NO. 2011-21 (SITE PLAN/SPECIAL EXCEPTION – SACRED HEART NURSING SCHOOL)

21. RESOLUTION NO. 2011-29 (ANNEXATION AGREEMENT)

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AUTHORIZING THE MAYOR AND VILLAGE CLERK TO EXECUTE AN AGREEMENT WITH RRD VENTURES LLC; OWNER OF A PARCEL OF LAND, TOTALING .7456 ACRES, LOCATED AT 2788 SOUTH MILITARY TRAIL, FOR VOLUNTARY ANNEXATION INTO THE VILLAGE; AND PROVIDING FOR AN EFFECTIVE DATE.

Staff: Bette Lowe, Land Development Director

Motion	Second	Vote
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REGULAR AGENDA**ACTIONS AND REPORTS**

22. Appointment to Palm Beach County League Voting Delegates
Staff: Virginia Walton, Village Clerk

Motion	Second	Vote
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23. Appointment to the Grievance Board
Staff: Virginia Walton, Village Clerk

Motion	Second	Vote
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This item will be continued to the June 9, 2011 agenda

24. Manager's Evaluation and Contract Renewal

VILLAGE COUNCIL COMMENTS**ADJOURNMENT**

**NEXT LOCAL PLANNING AGENCY MEETING
JUNE 9, 2011 AT 7:15 P.M.**

**NEXT REGULAR COUNCIL MEETING
JUNE 9, 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.