



**AGENDA
VILLAGE COUNCIL MEETING
VILLAGE HALL COMMUNITY ROOM
226 CYPRESS LANE
FEBRUARY 14, 2008
7:30 P.M.**

COUNCIL

- Mayor John M. "Mike" Davis
- Vice Mayor Bev Smith
- Mayor Pro Tem Joni Brinkman
- Council Member Chet Osborne
- Council Member Patti Waller

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 January 24, 2008 Regular Council Meeting**
2. **RESOLUTION NO. 2008-12 (AGREEMENT)**

A RESOLUTION OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AUTHORIZING THE MAYOR TO EXECUTE AN INTERLOCAL AGREEMENT WITH PALM BEACH COUNTY FOR FUNDING OF A JOINT PROJECT FOR COUNTY PAVING AND DRAINAGE IMPROVEMENTS AND VILLAGE OF PALM SPRINGS ADJUSTMENTS TO THE WATER SYSTEM, PURSUANT TO SECTION 163.01, FLORIDA STATUTES, ET SEQ.; AND PROVIDING AN EFFECTIVE DATE. Staff: Bill Davis, Public Service Director

3. **RESOLUTION NO. 2008-14**

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, URGING MEMBERS OF THE FLORIDA LEGISLATURE TO SUPPORT THE FLORIDA LEAGUE OF CITIES KEY ISSUES DURING THE 2008 LEGISLATIVE SESSION; AND PROVIDING AN EFFECTIVE DATE.

Staff: Karl Umberger, Village Manager

4. RESOLUTION NO. 2008-15 (EASEMENT)

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ACCEPTING A GRANT OF EASEMENT FROM EUGENIO BARONA, 2940 SEMINOLE ROAD, AS REQUIRED FOR EXPANSION OF WATER AND SANITARY SEWER SERVICES; PROVIDING FOR RECORDATION AND PROVIDING AN EFFECTIVE DATE. Staff: Bill Davis, Public Service Director

5. Addendum No. 20 to Task Order One for Eckler Engineering, Inc. to increase hourly rates for 2008

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

ANNOUNCEMENTS AND PROCLAMATIONS

6. Presentation of Financial Report Achievement Award to Rebecca Morse

PUBLIC COMMENT - (Five minute limit)

PUBLIC HEARINGS

This item will be continued to the February 28, 2008 agenda

7. RESOLUTION NO. 2008-16 (SITE PLAN – DISCOUNT RENTAL)

8. RESOLUTION NO. 2008-18 (SIGN VARIANCE)

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, (APPROVING/DENYING) THE APPLICATION OF THORNE DONNELLEY, AGENT FOR THE TENANTS, LIBERTY TAX SERVICE, AND FOR THE OWNERS, PHILLIPS INTERNATIONAL, FOR A VARIANCE FROM SECTION 34-262 (10) OF THE VILLAGE SIGN CODE OF ORDINANCES TO ALLOW FOR PEOPLE TO WALK AROUND IN A COSTUME WAVING IN FRONT OF THE BUSINESS, ON THE COMMERCIAL PROPERTY LOCATED AT 3321 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 February 28, 2008 agenda

9. ORDINANCE NO. 2007-27 (FIRST READING – ANNEXATION FOR BEER DEPOT ON LAKE WORTH ROAD)

10. ORDINANCE NO. 2008-01 (FIRST READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING A PARCEL OF LAND CONSISTING OF .29 ACRES OWNED BY TODD AND KIM HUFFMAN, LOCATED AT 3040 SPRINGFIELD DRIVE; 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 MULTI-FAMILY RESIDENTIAL (RM) 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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11. ORDINANCE NO. 2008-02 (FIRST READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING A VACANT PARCEL OF LAND CONSISTING OF ONE ACRE OWNED BY DAREBECAFE INVESTMENT CORPORATION; LOCATED AT THE SOUTHEAST CORNER OF COCONUT ROAD AND LAKE WORTH ROAD, WEST OF DAVIS ROAD; AND BEING MORE FULLY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO; PROVIDING THAT THE ANNEXATION IS SUBJECT TO THE ANNEXATION AGREEMENT ENTERED INTO AND ACCEPTED THROUGH RESOLUTION NO. 2006-69 ON SEPTEMBER 14, 2006, AND INCORPORATED HEREIN BY REFERENCE; 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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12. ORDINANCE NO. 2008-04 (FIRST READING)

AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AMENDING CHAPTER 62, OF THE CODE OF ORDINANCES, ENTITLED

“SOLID WASTE” BY AMENDING ARTICLE II, ENTITLED “COLLECTION AND DISPOSAL GENERALLY”, SECTION 62-31, ENTITLED “DEFINITIONS”, SECTION 62-32, ENTITLED “PURPOSE AND INTENT”, SECTION 62-34, ENTITLED “CONTAINERS REQUIRED”, SECTION 62-35, ENTITLED “COLLECTION RESTRICTIONS”, SECTION 62-36, ENTITLED “PLACEMENT OF CONTAINERS, FOR COLLECTION”, SECTION 62-37, ENTITLED “RESIDENTIAL COLLECTION SCHEDULE”, SECTION 62-38, ENTITLED “COLLECTION FEES”, SECTION 62-39, ENTITLED “COLLECTION REGULATIONS”, SECTION 62-40, ENTITLED “FRANCHISE TERMS”, SECTION 62-41, ENTITLED “BILLING PROCEDURE”, SECTION 62-42, ENTITLED “LOCATION AND SCREENING OF DUMPSTERS”; CREATING SECTION 62-43, TO BE ENTITLED “COMMERCIAL COLLECTION”, SECTION 62-44, TO BE ENTITLED “OTHER COLLECTION” AND SECTION 62-45, TO BE ENTITLED “SPECIAL WASTES COLLECTION AND DISPOSAL”; AMENDING ARTICLE III, ENTITLED “RECYCLING”, SECTION 62-72, ENTITLED “SINGLE-FAMILY RESIDENCES”; CREATING SECTION 62-76, TO BE ENTITLED “COLLECTOR—IN GENERAL”; AMENDING CHAPTER 1, ENTITLED “GENERAL PROVISIONS”, SECTION 1-2, ENTITLED “DEFINITIONS AND RULES OF CONSTRUCTION”, BY DELETING THE DEFINITION OF “GARBAGE CAN”; PROVIDING FOR REPEAL OF ALL ORDINANCES AND RESOLUTIONS IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND, PROVIDING FOR AN EFFECTIVE DATE. Staff: Karl Umberger, Village Manager

Motion	Second	Vote
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REGULAR AGENDA

ACTIONS AND REPORTS

- 13. Presentation of CAFR for Fiscal Year Ended September 30, 2007
By Auditors: Caler, Donten, Levine, Druker, Porter & Veil, P.A.**

Motion	Second	Vote
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- 14. Appointments to the Board of Adjustment
Staff: Virginia Walton, Village Clerk**

Motion	Second	Vote
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RESOLUTIONS

15. RESOLUTION NO. 2008-13

A RESOLUTION OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AUTHORIZING THE MAYOR TO EXECUTE AN INTERLOCAL AGREEMENT WITH PALM BEACH COUNTY FOR COLLECTION OF PALM BEACH COUNTY IMPACT FEES, PURSUANT TO SECTION 163.01, FLORIDA STATUTES, ET SEQ. AND SECTION 13.A.7.A.2 OF THE PALM BEACH COUNTY UNIFIED LAND DEVELOPMENT CODE (“ULDC”); AND PROVIDING AN EFFECTIVE DATE. Staff: Bette Lowe, Land Development

Motion	Second	Vote
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16. RESOLUTION NO. 2008-17

A RESOLUTION OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AMENDING RESOLUTION NO. 2007-56, AND RE-STATING THE INTENT TO USE THE UNIFORM METHOD OF COLLECTING A NON-AD VALOREM ASSESSMENT FOR GARBAGE, TRASH AND RECYCLABLES COLLECTION SERVICES AND RELATED SERVICES; AND PROVIDING AN EFFECTIVE DATE. Staff: Virginia Walton, Village Clerk

Motion	Second	Vote
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**VILLAGE COUNCIL COMMENTS
ADJOURNMENT**

**NEXT LOCAL PLANNING AGENCY MEETING
FEBRUARY 28, 2008 AT 7:15 P.M.**

**NEXT REGULAR COUNCIL MEETING
FEBRUARY 28, 2008 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.