



**AGENDA
VILLAGE COUNCIL MEETING
VILLAGE HALL COMMUNITY ROOM
226 CYPRESS LANE
AUGUST 28, 2008
7:30 P.M.**

COUNCIL

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

ADMINISTRATION

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

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 19, 2008**
2. **Minutes of Local Planning Agency Meeting on July 24, 2008**
3. **Minutes of Regular Council Meeting on July 24, 2008**
4. **Public Safety Forfeiture Fund Expenditure in the amount of \$26,209.70 to purchase Olympic Arms Patrol Carbine Rifles and new Tasers.**
Staff: Jay Pickens, Public Safety Director
5. **RESOLUTION NO. 2008-63**

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ADOPTING THE NATIONAL INCIDENT MANAGEMENT SYSTEM (NIMS) PER HOMELAND SECURITY PRESIDENTIAL DIRECTIVE HSPD-5 TO PROVIDE FOR DOMESTIC INCIDENT MANAGEMENT; AND PROVIDING AN EFFECTIVE DATE. Staff: Jay Pickens, Public Safety Director

6. RESOLUTION NO. 2008-64

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AWARDED A BID FOR MISCELLANEOUS PAINTING AT THE MAIN WATER TREATMENT PLANT TO V.I.P. PAINTING, INC., OF CORAL SPRINGS, FLORIDA, IN THE AMOUNT OF \$70,425.00; AND PROVIDING AN EFFECTIVE DATE. Staff: Bill Davis, Public Service Director

7. RESOLUTION NO. 2008-65

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, SUPPORTING EFFORTS OF THE LEISURE SERVICES DEPARTMENT IN OBTAINING GRANT FUNDS FROM THE FLORIDA RECREATION DEVELOPMENT ASSISTANCE PROGRAM (FRDAP) PURSUANT TO CHAPTER 375.075 FLORIDA STATUTES, AND CHAPTER 62D-5 PART V OF THE FLORIDA ADMINISTRATIVE CODE, FOR CONSTRUCTION OF IMPROVEMENTS TO THE SAGO PARK AND CYPRESS LANE CHILDREN'S PLAYGROUNDS; AND PROVIDING AN EFFECTIVE DATE. Staff: Bill Golson, Leisure Services Director

8. RESOLUTION NO. 2008-66

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AMENDING CERTAIN BUILDING PERMIT FEES; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE. Staff: Bette Lowe, Land Development Director

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

ANNOUNCEMENTS AND PROCLAMATIONS

- 9. Mayor's Proclamation for August 2008 as "Who Named America Youth Education Month"**

PUBLIC COMMENT - (Five minute limit)

PUBLIC HEARINGS

This item will be pulled from the agenda

- 10. RESOLUTION NO. 2008-35 (SPR08-07 RICHBUILT OFFICE BLDG)**

11. RESOLUTION NO. 2008-62 (AMEND SITE PLAN – QJ)

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, APPROVING WITH CONDITIONS THE APPLICATION OF SUMMIT CONGRESS PLAZA LLC FOR AN AMENDMENT TO CONDITION NO. 7 OF SITE PLAN (SPR 07-15) TO GRANT AN EXTENSION TO THE DEADLINE FOR OBTAINING A PERMIT FROM AUGUST 23, 2008 TO AUGUST 23, 2009, FOR CONSTRUCTION OF THREE (3) ONE-STORY COMMERCIAL RETAIL BUILDINGS TOTALING 20,000 SQUARE FEET, ON 5.36 ACRES LOCATED 620 FEET SOUTH OF SUMMIT BOULEVARD ON THE WEST SIDE OF CONGRESS AVENUE IN THE VILLAGE OF PALM SPRINGS, FL; AND ESTABLISHING AN EFFECTIVE DATE. Staff: Bette Lowe, Land Development Director

Motion	Second	Vote
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12. ORDINANCE NO. 2008-07 (SECOND READING)

AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ADOPTING REVISED EMPLOYMENT REGULATIONS FOR VILLAGE EMPLOYEES; 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	Roll Call Vote
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13. ORDINANCE NO. 2008-08 (SECOND READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, REPEALING ORDINANCE 2006-44 WHICH INADVERTENTLY REFERENCED AN INCORRECT PARCEL CONTROL NUMBER AND FAILED TO ANNEX PROPERTY INTO THE VILLAGE OF PALM SPRINGS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE. Staff: Bette Lowe, Land Development Director

Motion	Second	Roll Call Vote
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14. ORDINANCE NO. 2008-10 (SECOND READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, PROVIDING FOR AN AMENDMENT TO CHAPTER 1 “GENERAL PROVISIONS” SECTION 1-2 “DEFINITIONS AND RULES OF CONSTRUCTION”; PROVIDING FOR AN

AMENDMENT TO CHAPTER 34, ARTICLE IV SIGNS, AMENDING SECTION 34-262 “PROHIBITED SIGNS”; ADOPTING SECTION 34-295 “MURAL PERMITS”; RENUMBERING SECTION 34-295 “FEES”; 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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15. ORDINANCE NO. 2008-11 (SECOND READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING A PARCEL OF LAND CONSISTING OF .86 ACRES OWNED BY CONGRESS/SUMMIT PLAZA, INC.; LOCATED AT 815 SOUTH CONGRESS 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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16. ORDINANCE NO. 2008-12 (SECOND READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING TWO PARCELS OF LAND TOTALING .62 ACRES OWNED BY THOMAS H. & REBECCA W. SHEFFIELD; LOCATED AT 834 SOUTH CONGRESS AVENUE AND A VACANT LOT ON HOLLY ROAD; 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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17. ORDINANCE NO. 2008-13 (SECOND READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING A PARCEL OF LAND CONSISTING OF 1.41 ACRES OWNED BY SHAHAB-EDDIN MANAVI; LOCATED AT 1590 SOUTH CONGRESS 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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18. ORDINANCE NO. 2008-14 (SECOND READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING A PARCEL OF LAND CONSISTING OF 1.456 ACRES OWNED BY TIMOTHY BLASH; LOCATED AT 1670 SOUTH CONGRESS 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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19. ORDINANCE NO. 2008-16 (SECOND READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING A PARCEL OF LAND CONSISTING OF .49 ACRES OWNED BY S & S RENTALS, LLC; LOCATED AT 1733 SOUTH CONGRESS 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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20. ORDINANCE NO. 2008-15 (FIRST READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING A PARCEL OF LAND CONSISTING OF .26 ACRES OWNED BY MARS NORTHLAKE REALTY ASSOCIATION, LLC; LOCATED AT 1736 SOUTH CONGRESS 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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This item will be continued to the September 11, 2008 agenda

21. ORDINANCE NO. 2008-17 (FIRST READING)

AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AMENDING THE COMPREHENSIVE PLAN OF THE VILLAGE OF PALM SPRINGS, FLORIDA TO BE KNOWN AS A 2008 CYCLE II AMENDMENT; AND WHICH AMENDMENT IS MORE FULLY DESCRIBED IN

EXHIBIT ‘A’ ATTACHED HERETO, IN ACCORDANCE WITH THE LOCAL GOVERNMENT COMPREHENSIVE PLANNING AND LAND DEVELOPMENT REGULATION ACT, AS AMENDED BEING SECTIONS 163.3161, ET. SEQ., FLORIDA STATUTES, PROVIDING FOR THE AMENDMENT TO THE TEXT OF THE TRANSPORTATION ELEMENT AND THE FUTURE LAND USE ELEMENT OF THE COMPREHENSIVE PLAN TO DEFINE AN URBAN REDEVELOPMENT AREA AND A TRANSPORTATION CONCURRENCY EXCEPTION AREA CONSISTENT WITH PALM BEACH COUNTY’S COMPREHENSIVE PLAN; PROVIDING FOR THE AMENDMENT OF THE VILLAGE’S FUTURE LAND USE MAP PURSUANT TO THE LARGE SCALE COMPREHENSIVE LAND USE AMENDMENT LAWS OF THE STATE OF FLORIDA FOR THE PURPOSE OF INCLUDING PROPERTIES RECENTLY ANNEXED INTO THE VILLAGE AND REVISING THE LAND USE ON CERTAIN LARGE SCALE RESIDENTIAL PARCELS TO COMMERCIAL ON THE FUTURE LAND USE MAP “FLUM”; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE; AND PROVIDING FOR OTHER PURPOSES.

Staff: Bette Lowe, Land Development Director

Motion	Second	Vote
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22. ORDINANCE NO. 2008-18 (FIRST READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING A PARCEL OF LAND CONSISTING OF .38 ACRES OWNED BY SEAGLADES INVESTMENT COMPANY; LOCATED AT 800 SOUTH CONGRESS 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	Vote
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REGULAR AGENDA

ACTIONS AND REPORTS

23. Council Appointments to the Hazardous Duty Pension Board

Staff: Virginia Walton, Village Clerk

Motion	Second	Vote
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24. RESOLUTION NO. 2008-68

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ADOPTING A FINAL NON-AD VALOREM ASSESSMENT ROLL 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 E. Umberger, Village Manager

Motion	Second	Vote
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VILLAGE COUNCIL COMMENTS

ADJOURNMENT

**WATER RATE STUDY WORKSHOP
SEPTEMBER 4, 2008 AT 6:30 P.M.**

**NEXT LOCAL PLANNING AGENCY MEETING
SEPTEMBER 11, 2008 AT 7:15 P.M.**

**NEXT REGULAR COUNCIL MEETING AND FIRST BUDGET HEARING
SEPTEMBER 11, 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.