



**AGENDA
VILLAGE COUNCIL MEETING
VILLAGE HALL COMMUNITY ROOM
226 CYPRESS LANE
JUNE 25, 2009
7:30 P.M.**

COUNCIL

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

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 Local Planning Agency Meeting on May 21, 2009**
- 2. Minutes of Regular Council Meeting on May 21, 2009**
- 3. Public Safety Budget Amendment in the amount of \$13,947.73 from the Forfeiture Fund for the purchase of ten (10) Olympic Arms Patrol Carbine Rifles, fifty (50) Blackhawk Level III security duty holsters and one (1) traffic enforcement speed laser unit. Staff: Jay Pickens, Public Safety Director**
- 4. RESOLUTION NO. 2009-47 (AGREEMENT)**

A RESOLUTION OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AUTHORIZING THE MAYOR TO EXECUTE AMENDMENT NO. 3 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 ADDITION OF STORM DEBRIS COLLECTION SERVICES; AND PROVIDING AN EFFECTIVE DATE.

Staff: Karl Umberger, Village Manager

5. RESOLUTION NO. 2009-49 (CONTRACT)

A RESOLUTION OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AWARDED RFP NO. 2009R-002 AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH SISCA CONSTRUCTION SERVICES, LLC, FOR DESIGN/BUILD SERVICES FOR CONSTRUCTION OF THE 10,000 SQUARE FOOT UTILITY/MAINTENANCE WAREHOUSE TO BE LOCATED ON KIRK ROAD IN THE AMOUNT OF SIX HUNDRED SEVENTY NINE THOUSAND NINE HUNDRED DOLLARS (\$679,900); AND PROVIDING AN EFFECTIVE DATE.

Staff: Karl Umberger, Village Manager

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

ANNOUNCEMENTS AND PROCLAMATIONS

PUBLIC COMMENT - (Five minute limit)

PUBLIC HEARINGS

6. RESOLUTION NO. 2009-28 (SITE PLAN – QJ)

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, APPROVING WITH CONDITIONS THE SITE PLAN (SPR 09-04) AND A SPECIAL EXCEPTION USE (PSSE 09-04), SUBMITTED BY J. WELLS HOFFMAN LLC, FOR DEMOLITION OF THE EXISTING BURGER KING RESTAURANT AND CONSTRUCTION OF A NEW 2,991 SQUARE FOOT BURGER KING AND DRIVE-THRU RESTAURANT, LOCATED AT 1760 AND 1800 SOUTH MILITARY TRAIL; AND ESTABLISHING AN EFFECTIVE DATE. Staff: Bette Lowe, Land Development Director

Motion	Second	Vote
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7. RESOLUTION NO. 2009-34 (SITE PLAN – QJ)

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, APPROVING WITH CONDITIONS THE SITE PLAN (SPR09-05) SUBMITTED BY STUDENTS IN THE ARTS TV/G-STAR TV, INC., FOR CONSTRUCTION OF A 11,200 SQUARE FOOT SOUND STAGE, RENOVATIONS TO AN EXISTING SINGLE-FAMILY RESIDENCE ON THE

SOUTHWEST CORNER PARCEL AND MODIFICATIONS TO DRIVE AISLES AND PARKING AREA FOR THE PROPERTY LOCATED AT 2060 SOUTH CONGRESS AVENUE; AND ESTABLISHING AN EFFECTIVE DATE.

Staff: Bette Lowe, Land Development Director

Motion	Second	Vote
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8. RESOLUTION NO. 2009-35 (SITE PLAN – QJ)

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, APPROVING WITH CONDITIONS THE SITE PLAN (SPR 09-06) AND A SPECIAL EXCEPTION USE (PSSE 09-05), SUBMITTED BY BURGER KING CORPORATION, FOR DEMOLITION OF THE EXISTING BURGER KING RESTAURANT AND CONSTRUCTION OF A NEW 3,180 SQUARE FOOT BURGER KING AND DRIVE-THRU RESTAURANT, LOCATED AT 3796 SOUTH CONGRESS AVENUE; AND ESTABLISHING AN EFFECTIVE DATE. Staff: Bette Lowe, Land Development Director

Motion	Second	Vote
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9. RESOLUTION NO. 2009-51 (SIGN WAIVER)

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, (APPROVING/DENYING) THE APPLICATION OF TACO BELL OF AMERICA, INC., FOR A VARIANCE (PSV2009-004) FROM SECTION 34-328 OF THE VILLAGE SIGN CODE OF ORDINANCES TO ALLOW A TOTAL OF SEVENTEEN (17) SIGNS AND A NEW MENU BOARD FOR THE TACO BELL BUILDING #4705 LOCATED AT 3330 SOUTH CONGRESS AVENUE; AND ESTABLISHING AN EFFECTIVE DATE. Staff: Bette Lowe, Land Development Director

Motion	Second	Vote
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10. RESOLUTION NO. 2009-52 (SIGN WAIVER)

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, (APPROVING/DENYING) THE APPLICATION OF TACO BELL OF AMERICA, INC., FOR A VARIANCE (PSV2009-005) FROM SECTION 34-328 OF THE VILLAGE SIGN CODE OF ORDINANCES TO ALLOW A TOTAL OF SEVENTEEN (17) SIGNS AND A NEW MENU BOARD

FOR THE TACO BELL BUILDING #2894 LOCATED AT 4446 FOREST HILL BOULEVARD; AND ESTABLISHING AN EFFECTIVE DATE.

Staff: Bette Lowe, Land Development Director

Motion	Second	Vote
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11. ORDINANCE NO. 2009-09 (FIRST READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AMENDING THE COMPREHENSIVE LAND USE PLAN OF THE VILLAGE, PURSUANT TO THE "SMALL SCALE" COMPREHENSIVE LAND USE AMENDMENT LAWS OF THE STATE OF FLORIDA, THE LAND CONSISTING OF LESS THAN 10 ACRES, OWNED BY PALM BEACH COUNTY, AND LOCATED AT 3439 LUCERNE AVENUE AND 3484 LAKE WORTH ROAD, AND BEING MORE FULLY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO; TO PUBLIC BUILDINGS AND FACILITIES; SAID LANDS TO BE CONCURRENTLY DESIGNATED WITHIN A LAND DEVELOPMENT GOVERNMENT 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

- 12. Legislative Update Report by Rep. Mary Brandenburg**
- 13. Nomination of Voting Delegate for Florida League of Cities Annual Conference August 13-15, 2009**
- 14. Appointment to the Land Development Board**
Staff: Virginia M. Walton

Motion	Second	Vote
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- 15. Nomination of Council Selection for Palm Beach County Artist Selection Committee for Station 31.**

16. Report from Director Lowe on Findings of Property Appraiser

RESOLUTIONS

17. RESOLUTION NO. 2009-48

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, APPROVING THE PURCHASE OF REAL PROPERTY AT 301 POE DRIVE, PALM SPRINGS, FLORIDA; DESIGNATING THE VILLAGE MANAGER TO SIGN ALL DOCUMENTS TO EFFECTUATE SAID PURCHASE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. Staff: Karl Umberger, Village Manager

Motion	Second	Vote
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18. RESOLUTION NO. 2009-50

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ADOPTING A PRELIMINARY 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 Umberger, Village Manager

Motion	Second	Vote
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VILLAGE COUNCIL COMMENTS

ADJOURNMENT

**NEXT LOCAL PLANNING AGENCY MEETING
JULY 23, 2009 AT 7:15 P.M.**

**NEXT REGULAR COUNCIL MEETING
JULY 23, 2009 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.