



**AGENDA
VILLAGE COUNCIL MEETING
VILLAGE HALL COMMUNITY ROOM
226 CYPRESS LANE
July 23, 2009
7:30 P.M.**

COUNCIL

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

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 Regular Council Meeting on June 25, 2009**

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

ANNOUNCEMENTS AND PROCLAMATIONS

- 2. Mayor's Proclamation for July as Parks and Recreation Month**
- 3. Mayor's Proclamation for August as Palm Springs Firefighters Appreciation Month**

PUBLIC COMMENT - (Five minute limit)

PUBLIC HEARINGS

4. RESOLUTION NO. 2009-53 (SPECIAL EXCEPTION – QJ)

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, APPROVING WITH CONDITIONS THE APPLICATION OF NANCY E. CAERO, AGENT FOR THE OWNER, EL SEMBRADOR; FOR A SPECIAL EXCEPTION USE (PSSE 09-06) FOR OPERATION OF A CHURCH IN AN EXISTING STOREFRONTS LOCATED AT 4352 AND 4356 FOREST HILL BOULEVARD IN THE SYMS PLAZA; AND ESTABLISHING AN EFFECTIVE DATE. Staff: Bette Lowe, Land Development Director

Motion	Second	Vote
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5. ORDINANCE NO. 2009-09 (SECOND 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	Roll Call Vote
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6. ORDINANCE NO. 2009-10 (FIRST READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AMENDING THE COMPREHENSIVE PLAN BASED ON THE VILLAGE’S ADOPTED EVALUATION AND APPRAISAL REPORT AND UPDATED DATA AND ANALYSIS, WHICH INCLUDE AMENDMENTS TO THE TEXT OF THE FUTURE LAND USE, TRANSPORTATION, HOUSING, INFRASTRUCTURE, CONSERVATION, RECREATION AND OPEN SPACE, INTERGOVERNMENTAL COORDINATION, CAPITAL IMPROVEMENTS, AND

PUBLIC SCHOOL FACILITIES ELEMENTS OF THE ADOPTED COMPREHENSIVE PLAN AS AMENDED; TO REVISE AND UPDATE THE EXISTING GOALS, OBJECTIVES, AND POLICIES IN ACCORDANCE WITH THE MANDATES SET FORTH IN CHAPTER 163, FLORIDA STATUTES, AUTHORIZING TRANSMITTAL OF THESE AMENDMENTS TO THE TREASURE COAST REGIONAL PLANNING COUNCIL, FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS, AND OTHER APPLICABLE AGENCIES FOR REVIEW AND COMMENT AS REQUIRED BY FLORIDA STATUTES; 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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7. ORDINANCE NO. 2009-11 (FIRST READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING A PARCEL OF LAND CONSISTING OF 1.58 ACRES OWNED BY HESS CORPORATION, INC., LOCATED AT 3965 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 (CG) 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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8. ORDINANCE NO. 2009-12 (FIRST READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AMENDING CHAPTER 78, UTILITIES, ARTICLE II, WATER AND WASTEWATER SYSTEM, DIVISION 1, GENERALLY, AND DIVISION 2, CONNECTIONS; PROVIDING DEFINITIONS; PROVIDING FOR DESTRUCTION CHARGES; PROVIDING FOR TERMINATION OF SERVICE; PROVIDING REMEDIES; PROVIDING FOR PERMANENT DISCONNECTION; PROVIDING FOR MANDATORY CONNECTIONS; PROVIDING FOR

AUTHORIZED WORK AND REPAIRS; PROVIDING FOR ASSESSMENT OF READINESS TO SERVE FEE; PROVIDING FOR OTHER AMENDMENTS; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Staff; Bill Davis, Public Service Director

Motion	Second	Vote
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9. ORDINANCE NO. 2009-13 (FIRST READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AMENDING CHAPTER 2, OF THE CODE OF ORDINANCES, ENTITLED “ADMINISTRATION”, BY AMENDING ARTICLE V ENTITLED “CODE ENFORCEMENT”, SECTION 2-232 ENTITLED “CODE ENFORCEMENT BOARD”; ADDING SECTION 2-238 ENTITLED “LIEN REDUCTIONS BY VILLAGE MANAGER”; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; AND, PROVIDING AN EFFECTIVE DATE.

Staff: Glen Torcivia, Village Attorney

Motion	Second	Vote
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REGULAR AGENDA

ACTIONS AND REPORTS –

10. Appointment to the Board of Adjustment

Staff: Virginia Walton, Village Clerk

Motion	Second	Vote
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11. Appointment to the Lake Worth Utilities Review Committee

Staff: Virginia Walton, Village Clerk

Motion	Second	Vote
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RESOLUTIONS**12. RESOLUTION NO. 2009-55**

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, TENTATIVELY ESTABLISHING A MILLAGE RATE FOR THE 2009-2010 FISCAL YEAR; SETTING REQUIRED PUBLIC HEARINGS; 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
AUGUST 27, 2009 AT 7:15 P.M.**

**NEXT REGULAR COUNCIL MEETING
AUGUST 27, 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.