



**AGENDA
VILLAGE COUNCIL MEETING
VILLAGE HALL COMMUNITY ROOM
226 CYPRESS LANE
MARCH 11, 2010
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

1. CERTIFICATION OF ELECTION

RESOLUTION NO. 2010-20

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ACCEPTING THE CERTIFICATION OF THE VILLAGE CLERK OF CANDIDATES FOR THE ELECTION OF CANDIDATES; AND PROVIDING AN EFFECTIVE DATE. Staff: Virginia M. Walton, Village Clerk

Motion	Second	Vote
--------	--------	------

2. OATH OF OFFICE FOR NEW CANDIDATES

3. RESOLUTION NO. 2010-21

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, DESIGNATING A VICE MAYOR AND MAYOR PRO TEM FOR THE ENSUING YEAR 2010-2011, AND PROVIDING AN EFFECTIVE DATE. Staff: Virginia M. Walton, Village Clerk

Motion	Second	Vote
--------	--------	------

ADDITIONS, DELETIONS OR MODIFICATIONS, AND APPROVAL OF AGENDA

Motion	Second	Vote
--------	--------	------

CONSENT AGENDA

- 4. Minutes of Local Planning Agency Meeting on February 25, 2010
- 5. Minutes of Regular Council Meeting on February 25, 2010
- 6. Approval of Eckler Engineering Task Order No. 109 for production of design/build documents and construction services for the Supervisory Control and Data Acquisition (SCADA) System, to cover existing remote wells at both the Main Water Treatment Plan and the R.L. Pratt Water Treatment Plant.
Staff: Bill Davis, Public Service Director

Motion	Second	Vote
--------	--------	------

End of Consent Agenda.....

ANNOUNCEMENTS AND PROCLAMATIONS

- 7. Mayor’s Proclamation for April 2010 as Water Conservation Month

PUBLIC COMMENT - (Five minute limit)

PUBLIC HEARINGS

- 8. RESOLUTION NO. 2010-11 (SITE PLAN)

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, APPROVING WITH CONDITIONS THE SITE PLAN (SPR10-04) SUBMITTED BY JORGE LOPEZ, FOR CONSTRUCTION OF A 117,805 SQUARE FOOT COMMERCIAL/RETAIL 24-HOUR WAL-MART STORE, FOR THE 17.93 ACRE PROPERTY LOCATED AT 2765 10TH AVENUE NORTH; AND ESTABLISHING AN EFFECTIVE DATE.

Staff: Bette Lowe, Land Development Director

Motion	Second	Vote
--------	--------	------

9. RESOLUTION NO. 2010-19 (PRELIMINARY PLAT)

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, APPROVING THE PRELIMINARY PLAT FOR WAL-MART, SUBMITTED BY JORGE LOPEZ, OWNER OF THE PROPERTY LOCATED AT 2765 10TH AVENUE NORTH; AND PROVIDING AN EFFECTIVE DATE.

Staff: Bette Lowe, Land Development Director

Motion	Second	Vote
--------	--------	------

10. ORDINANCE NO. 2010-04 (FIRST READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AMENDING CHAPTER 34, LAND DEVELOPMENT, ARTICLE VI, LAND USE, DIVISION 2 "ADMINISTRATION", SECTION 34-605 "ZONING BOARD OF ADJUSTMENT", SUB-SECTION "G" "NOTICE AND HEARING PREREQUISITE TO ACTION"; AND DIVISION 5 'SITE PLAN", SECTION 34-684 "APPLICATION GENERALLY"; PROVIDING FOR CODIFICATION; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Staff: Bette Lowe, Land Development Director

Motion	Second	Vote
--------	--------	------

11. ORDINANCE NO. 2010-05 (FIRST READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ESTABLISHING REGULATIONS FOR ESTABLISHMENTS WHICH SERVE ALCOHOLIC BEVERAGES INCLUDING SPECIFIC REGULATIONS FOR BARS AND NIGHTCLUBS; AMENDING THE VILLAGE CODE OF ORDINANCES AT CHAPTER 1 "GENERAL PROVISIONS", SECTION 1-2; AT CHAPTER 14 "BUSINESSES", SECTION 14-61; AT CHAPTER 34 "LAND DEVELOPMENT", ARTICLE VI, "LAND USE", DIVISION 6 "DISTRICT REGULATIONS", SECTIONS 34-764, 34-794, 34-824, 34-825, 34-853; AND ADDING A NEW SECTION 34-840, "DISTANCE BETWEEN ESTABLISHMENTS THAT SELL ALCOHOLIC BEVERAGES"; AT DIVISION 7, "SUPPLEMENTAL DISTRICT REGULATIONS", BY CREATING SUBDIVISION XVIII "FLEX UNITS" IN ORDER TO RENUMBER THE EXISTING FLEX UNITS RESTRICTIONS AS SECTIONS 34-1248 THROUGH 34-1251; RENUMBERING SUBDIVISIONS XIX "HOSPITALS" AND XX "WIRELESS TELECOMMUNICATION TOWERS AND ANTENNAS"; BY CREATING SUBDIVISION XXI "BARS" AS SECTIONS 34-1303 AND 34-1304; BY CREATING SUBDIVISION XXII "NIGHTCLUBS" AS SECTIONS 34-1309

THROUGH 34-1310 AND SECTION 34-1311 (FORMERLY SECTION 10-15 "NIGHTCLUB SECURITY"); CREATING SUBDIVISION XXIII "ADULT ENTERTAINMENT" IN ORDER TO RENUMBER THE EXISTING ADULT ENTERTAINMENT REGULATIONS AS SECTIONS 34-1316 THROUGH 34-1319; AMENDING DIVISION 8 "OFF-STREET PARKING AND LOADING"; SECTION 34-1322 AND SECTION 34-1324; PROVIDING FOR CODIFICATION; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Staff: Bette Lowe, Land Development Director

Motion	Second	Vote
--------	--------	------

12. ORDINANCE NO. 2010-07 (FIRST READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA AMENDING ORDINANCE NO. 2006-52 ADOPTED SEPTEMBER 28, 2006; PROVIDING FOR A REVISED AND RESTATED GENERAL EMPLOYEES MUNICIPAL PENSION TRUST FUND; PROVIDING FOR SEVERABILITY OF PROVISIONS; PROVIDING FOR PUBLICATION; REPEALING ALL ORDINANCES IN CONFLICT HERewith AND PROVIDING AN EFFECTIVE DATE.

Staff: Karl Umberger, Village Manager

Motion	Second	Vote
--------	--------	------

REGULAR AGENDA

ACTIONS AND REPORTS – None Scheduled

13. RESOLUTION NO. 2010-22

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, DESIGNATING A COUNCIL LIAISON FOR EACH OF THE ADVISORY BOARDS FOR THE ENSUING YEAR 2010-2011; AND PROVIDING AN EFFECTIVE DATE. Staff: Virginia Walton, Village Clerk

Motion	Second	Vote
--------	--------	------

VILLAGE COUNCIL COMMENTS

ADJOURNMENT

**NEXT LOCAL PLANNING AGENCY MEETING
APRIL 8, 2010 AT 7:15 P.M.**

**NEXT REGULAR COUNCIL MEETING
APRIL 8, 2010 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.