



**AGENDA
VILLAGE COUNCIL MEETING
VILLAGE HALL COMMUNITY ROOM
226 CYPRESS LANE
APRIL 8, 2010
7:30 P.M.**

COUNCIL

- Mayor John M. "Mike" Davis
- Vice Mayor Bev Smith
- Mayor Pro Tem Doug Gunther
- Council Member Joni Brinkman
- 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 Regular Council Meeting on March 11, 2010
2. RESOLUTION NO. 2010-23

A RESOLUTION OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH EAST COAST PYROTECHNICS, INC. FOR THE PURCHASE OF A FIREWORKS DISPLAY FOR THE 4TH OF JULY CELEBRATION IN THE AMOUNT OF \$10,000; AND PROVIDING AN EFFECTIVE DATE. Staff: Bill Golson, Leisure Services Director

3. RESOLUTION NO. 2010-24

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, APPROVING MODIFICATION NUMBERS 1, 2, 3, 4 AND 5 TO THE CONTRACT WITH SISCA CONSTRUCTION SERVICES, LLC, IN THE TOTAL AMOUNT OF \$9,575.09, FOR CONSTRUCTION OF THE VILLAGE'S UTILITY/MAINTENANCE BUILDING LOCATED ON KIRK ROAD; AND PROVIDING AN EFFECTIVE DATE. Staff: Bill Davis, Public Service Director

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

ANNOUNCEMENTS AND PROCLAMATIONS

- 4. Mayor’s Proclamation for Public Safety Telecommunications Week in Palm Springs April 11 – 17, 2010.
- 5. Mayor’s Proclamation for Arbor Day in Palm Springs – April 30, 2010.
- 6. Mayor’s Proclamation for Water Reuse Week in Palm Springs May 10 – 16, 2010.

PUBLIC COMMENT - (Five minute limit)

PUBLIC HEARINGS

- 7. ORDINANCE NO. 2010-04 (SECOND 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”, SUBSECTION “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	Roll Call Vote
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- 8. ORDINANCE NO. 2010-05 (SECOND 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

REGULAR COUNCIL MEETING AGENDA

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	Roll Call Vote
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9. ORDINANCE NO. 2010-07 (SECOND 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	Roll Call Vote
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10. RESOLUTION NO. 2010-26

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, APPROVING THE APPLICATION OF 7-ELEVEN STORES FOR A WAIVER FROM THE VILLAGE CODE AT CHAPTER 14 “BUSINESSES” SECTION 14-61 “HOURS OF OPERATION”, TO ALLOW THE 7-ELEVEN STORE, TO BE LOCATED AT 4048 FOREST HILL BOULEVARD, TO OPERATE TWENTY-FOUR (24) HOURS A DAY SEVEN (7) DAYS PER WEEK; AND ESTABLISHING AN EFFECTIVE DATE.

Staff: Bette Lowe, Land Development Director

Motion	Second	Vote
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REGULAR COUNCIL MEETING AGENDA

REGULAR AGENDA

ACTIONS AND REPORTS

- 11. Appointments to the Leisure Services Board
Staff: Virginia Walton, Village Clerk

Motion	Second	Vote
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- 12. Appointment to the Construction Board of Adjustment and Appeals
Staff; Virginia Walton, Village Clerk

Motion	Second	Vote
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- 13. Appointment to Board of Adjustment
Staff: Virginia Walton, Village Clerk

Motion	Second	Vote
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- 14. Appointment to Palm Beach County League Voting Delegates
Staff: Virginia Walton, Village Clerk

Motion	Second	Vote
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VILLAGE COUNCIL COMMENTS

ADJOURNMENT

**NEXT REGULAR COUNCIL MEETING
MAY 13, 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.