



**AGENDA
VILLAGE COUNCIL MEETING
VILLAGE HALL COMMUNITY ROOM
226 CYPRESS LANE
JULY 22, 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 Emergency Council Meeting on July 1, 2010
2. Minutes of Regular Council Meeting on July 8, 2010
3. RESOLUTION NO. 2010-38

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, APPROVING AN AGREEMENT MODIFYING THE FRANCHISE ORDINANCE WITH FLORIDA PUBLIC UTILITIES COMPANY (FPU); AND PROVIDING AN EFFECTIVE DATE.

Staff: Christy Goddeau, Village Attorney

4. RESOLUTION NO. 2010-39

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AUTHORIZING THE MAYOR AND VILLAGE CLERK TO EXECUTE AN AGREEMENT WITH KENNEDY EVANS; OWNER OF A .2784 ACRE PARCEL OF LAND LOCATED AT 2935 LAKE WORTH ROAD, FOR VOLUNTARY ANNEXATION INTO THE VILLAGE; AND PROVIDING FOR AN EFFECTIVE DATE. Staff: Bette Lowe, Land Development Director

REGULAR COUNCIL MEETING AGENDA

5. RESOLUTION NO. 2010-40

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AUTHORIZING THE MAYOR AND VILLAGE CLERK TO EXECUTE AN AGREEMENT WITH CHATOOR P. SOODEEN; OWNER OF A .1492 ACRE PARCEL OF LAND LOCATED AT 3920 CONGRESS AVENUE, FOR VOLUNTARY ANNEXATION INTO THE VILLAGE; AND PROVIDING FOR AN EFFECTIVE DATE. Staff: Bette Lowe, Land Development Director

6. RESOLUTION NO. 2010-41

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AUTHORIZING THE MAYOR AND VILLAGE CLERK TO EXECUTE AN AGREEMENT WITH HAZARA ENTERPRISES INC.; OWNER OF A .4761 ACRE PARCEL OF LAND LOCATED AT 2981 LAKE WORTH ROAD, FOR VOLUNTARY ANNEXATION INTO THE VILLAGE; AND PROVIDING FOR AN EFFECTIVE DATE.

Staff: Bette Lowe, Land Development Director

7. RESOLUTION NO. 2010-42

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AUTHORIZING THE MAYOR AND VILLAGE CLERK TO EXECUTE AN AGREEMENT WITH MARTIN LOPEZ AND JANNETH ZAPATA; OWNERS OF THREE PARCELS OF LAND, TOTALING .576 ACRES, LOCATED AT 3916, 3930 AND A VACANT PARCEL ON BELLE VUE AVENUE, FOR VOLUNTARY ANNEXATION INTO THE VILLAGE; AND PROVIDING FOR AN EFFECTIVE DATE. Staff: Bette Lowe, Land Development Director

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

ANNOUNCEMENTS AND PROCLAMATIONS

8. Florida Law Enforcement Challenge Award and Seatbelt Enforcement and Education Award to Palm Springs Police Department

9. Florida Police Chief's Association Officer of the Year Award to Capt. Mark Hall

PUBLIC COMMENT - (Five minute limit)

PUBLIC HEARINGS

10. ORDINANCE NO. 2010-09 (SECOND READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AMENDING CHAPTER 1, GENERAL PROVISIONS SECTION 1-2 "DEFINITIONS AND RULES OF CONSTRUCTION"; AMENDING CHAPTER 34, LAND DEVELOPMENT, ARTICLE II, LAND USE, DIVISION 7, SUPPLEMENTAL DISTRICT REGULATIONS; SECTION 34-884 "GARAGE SALES, YARD SALES, AUCTIONS AND OUTDOOR SALES"; 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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This item will be continued to the August 12, 2010 agenda

11. ORDINANCE NO. 2010-10 (AMEND CHPTR 34 "SIGNS")

12. ORDINANCE NO. 2010-16 (FIRST READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA AMENDING THE VILLAGE CODE BY AMENDING CHAPTER 74, TRAFFIC AND VEHICLES, ARTICLE II, RED LIGHT ENFORCEMENT PROGRAM; PROVIDING FOR RECORDED IMAGE MONITORING AND ENFORCEMENT OF RED LIGHT VIOLATIONS CONSISTENT WITH GENERAL LAW; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; AND PROVIDING FOR AN EFFECTIVE DATE
Staff: Karl Umberger, Village Manager

Motion	Second	Vote
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13. ORDINANCE NO. 2010-15 (FIRST READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING SEVEN (7) PARCELS OF LAND, PURSUANT TO SECTION 171.0413 (5)&(6), CONSISTING OF A TOTAL OF 2.14 ACRES, INDIVIDUALLY OWNED; LOCATED AT 3912, 3920, 3928, 3952 AND A VACANT LOT ON SOUTH CONGRESS AVENUE AND 2961 AND 2981 LAKE WORTH 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"

REGULAR COUNCIL MEETING AGENDA

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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14. ORDINANCE NO. 2010-14 (FIRST READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING THREE PARCELS OF LAND CONSISTING OF A TOTAL OF .587 ACRES, OWNED BY MARTIN LOPEZ AND JANNETH ZAPATA; LOCATED AT 3916, 3930 AND A VACANT PARCEL ON BELLE VUE 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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15. ORDINANCE NO. 2010-13 (FIRST READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING A PARCEL OF LAND CONSISTING OF .2784 ACRES OWNED BY KENNEDY EVANS; LOCATED AT 2935 LAKE WORTH 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

REGULAR COUNCIL MEETING AGENDA

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

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING TWO PARCELS OF LAND CONSISTING OF A TOTAL OF .64 ACRES OWNED BY VIOLET ZANUTTI, WILLIAM S. THOMAS JR. AND LINDA S. THOMAS; LOCATED AT 2610 & 2620 DONALD ROAD; AND BEING MORE FULLY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO; AND CONCURRENTLY AMENDING THE COMPREHENSIVE LAND USE PLAN OF THE VILLAGE TO RESIDENTIAL MEDIUM DENSITY, 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 RESIDENTIAL MULTI-FAMILY 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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17. ORDINANCE NO. 2010-11 (FIRST READING)

AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, PALM BEACH COUNTY, FLORIDA, AMENDING THE ZONING IN PROGRESS FOR PAIN MANAGEMENT CLINICS TO EXTEND MORATORIUM FROM AUGUST 11, 2010 TO MAY 13, 2011 TO ALLOW THE VILLAGE FURTHER TIME TO DEVELOP REGULATIONS IN CONFORMANCE WITH THE LAND DEVELOPMENT CODE AND THE COMPREHENSIVE PLAN; AND PROVIDING AN EFFECTIVE DATE.

Staff: Bette Lowe, Land Development Director

Motion	Second	Vote
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REGULAR COUNCIL MEETING AGENDA

18. RESOLUTION NO. 2010-43

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, TENTATIVELY ESTABLISHING A MILLAGE RATE FOR THE 2010-2011 FISCAL YEAR; SETTING REQUIRED PUBLIC HEARINGS; AND PROVIDING AN EFFECTIVE DATE.

Staff: Karl Umberger, Village Manager

Motion	Second	Vote
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19. RESOLUTION NO. 2010-44

A RESOLUTION OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AUTHORIZING THE MAYOR TO EXECUTE AN AMENDED AND RESTATED AGREEMENT WITH AMERICAN TRAFFIC SOLUTIONS, FOR A TRAFFIC SAFETY CAMERA PROGRAM IN THE VILLAGE OF PALM SPRINGS; AND PROVIDING AN EFFECTIVE DATE.

Staff: Karl Umberger, Village Manager

Motion	Second	Vote
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REGULAR AGENDA

ACTIONS AND REPORTS – None Scheduled

VILLAGE COUNCIL COMMENTS

ADJOURNMENT

**NEXT LOCAL PLANNING AGENCY MEETING
AUGUST 12, 2010 AT 7:15 P.M.**

**NEXT REGULAR COUNCIL MEETING
AUGUST 12, 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.