



**AGENDA  
VILLAGE COUNCIL MEETING  
VILLAGE HALL COMMUNITY ROOM  
226 CYPRESS LANE**

**APRIL 28, 2005  
7:30 P.M.**

**COUNCIL**

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

**ADMINISTRATION**

- Village Manager Karl E. Umberger
- Deputy Village Clerk Virginia Walton
- Village Attorney Paul J. Nicoletti

**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 April 14, 2005 Local Planning Agency Meeting**
- 2. Minutes of April 14, 2005 Regular Council Meeting**
- 3. Approval of Land Development Budget Amendment of \$23,000 from the Council Contingency Fund for Professional Consultant's Fees for Preparation of the Comprehensive Plan Amendments and Evaluation and Appraisal Report. Staff: Bette Lowe, Land Development Director**
- 4. RESOLUTION NO. 2005-34**

**A RESOLUTION OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AUTHORIZING THE MAYOR TO EXECUTE AN INTERLOCAL AGREEMENT WITH PALM BEACH COUNTY FOR FINANCIAL ASSISTANCE FROM THE RECREATION ASSISTANCE PROGRAM (RAP) FOR DEVELOPMENT AND CONSTRUCTION OF THE SUMMER STREET PARK; AND PROVIDING AN EFFECTIVE DATE.** Staff: Bill Golson, Leisure Services Director

**5. RESOLUTION NO. 2005-35**

**A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AUTHORIZING THE MAYOR, OR OTHER VILLAGE OFFICIALS, TO SELL A PORTION OF THE REAL PROPERTY LOCATED AT 1101 SUMMER STREET; AND BEING MORE FULLY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO; TO JOSEPH J. BARBARO, JR.; AND PROVIDING AN EFFECTIVE DATE.** Staff; Karl E. Umberger, Village Manager

**6. RESOLUTION NO. 2005-36**

**A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, SUPPORTING AMENDMENTS TO THE FLORIDA CONSTITUTION REQUIRING THE PERIODIC REVIEW AND APPROVAL OF ALL SALES TAX EXEMPTIONS AND EXCLUSIONS IN THE STATE OF FLORIDA, AND PROVIDING AN EFFECTIVE DATE.**  
Staff: Paul J. Nicoletti, Village Attorney

**7. RESOLUTION NO. 2005-37**

**A RESOLUTION OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AUTHORIZING THE MAYOR TO EXECUTE AN INTERLOCAL AGREEMENT WITH PALM BEACH COUNTY AND THE METROPOLITAN PLANNING ORGANIZATION PURSUANT TO SECTION 163.01 FLORIDA STATUTES, ET SEQ, FOR THE PURPOSE OF NOTIFICATION WHEN PENDING ROAD CAPACITY REDUCTION OR ROAD REMOVAL FROM COUNTY THOROUGHFARE PLAN IS PROPOSED; AND PROVIDING AN EFFECTIVE DATE.** Staff: Karl E. Umberger, Village Manager

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

**ANNOUNCEMENTS AND PROCLAMATIONS**

- 8. **Mayor’s Proclamation for Civility Month – May 2005**
- 9. **Mayor’s Proclamation for Municipal Clerk’s Week – May 1 – 7, 2005**

**PUBLIC COMMENT** - (Five minute limit.)

**PUBLIC HEARINGS**

This Item will be continued to June 9, 2005 Agenda

**10. RESOLUITION NO. 2005-33**

**A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, APPROVING WITH CONDITIONS THE APPLICATION OF CARLOS M. GONZALEZ, AGENT FOR THE OWNER, DANIEL SALDANA & C&D PRODUCE INC.; FOR SITE PLAN REVIEW (SPR 05-04); FOR CONSTRUCTION OF A 12,625 SQUARE FOOT RETAIL BUILDING ON 2.49 ACRES LOCATED AT 3133 LAKE WORTH ROAD; AND ESTABLISHING AN EFFECTIVE DATE. Staff: Bette Lowe, Land Development Director**

Motion	Second	Vote
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**11. ORDINANCE NO. 2005-10 (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 GONZALEZ MUSIBAY CONSTRUCTORS & LAND DEVELOPERS LLC, AND LOCATED OFF MILLER FRONTING 2<sup>ND</sup> AVENUE NORTH, AND BEING MORE FULLY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO; TO MEDIUM DENSITY RESIDENTIAL; SAID LANDS TO BE CONCURRENTLY DESIGNATED WITHIN A LAND DEVELOPMENT MULTI-FAMILY RESIDENTIAL (RM) 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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**12. ORDINANCE NO. 2005-11 (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 CONGRESS PROPERTIES OF PALM SPRINGS, INC., AND LOCATED AT 2960 AND 2969 SEMINOLE ROAD, AND BEING MORE FULLY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO; TO COMMERCIAL LAND USE; 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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**13. ORDINANCE NO. 2005-13 (FIRST READING)**

**AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AUTHORIZING AN ADDITIONAL HOMESTEAD (AD VALOREM -- REAL PROPERTY) TAX EXEMPTION OF \$25,000.00 FOR PERSONS 65 AND OLDER; PROVIDING FOR CODIFICATION; PROVIDING FOR REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR DELIVERY OF A COPY OF THE ORDINANCE TO THE PROPERTY APPRAISER; AND PROVIDING FOR AN EFFECTIVE DATE. Staff: Paul J. Nicoletti, Village Attorney**

Motion	Second	Vote
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**REGULAR AGENDA**

**ACTIONS AND REPORTS**

Motion	Second	Vote
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**FIRST READING OF ORDINANCES**

Motion	Second	Vote
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**RESOLUTIONS**

Motion	Second	Vote
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**VILLAGE COUNCIL COMMENTS**

**ADJOURNMENT**

**NEXT LOCAL PLANNING AGENCY MEETING  
MAY 12, 2005 AT 7:15 P.M.**

**NEXT REGULAR COUNCIL MEETING  
MAY 12, 2005 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.**