



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

**JULY 14, 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 June 23, 2005 Regular Council Meeting**
- 2. RESOLUTION NO. 2205-49**

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ACCEPTING AN EASEMENT DEED FROM DONALD L. HILL, FOR THE PROPERTY LOCATED AT 3695 10TH AVENUE NORTH, FOR

UTILITY PURPOSES; PROVIDING FOR RECORDATION AND PROVIDING AN EFFECTIVE DATE. Staff: Bill Davis, Public Service Director

This item will be continued to July 28, 2005 Agenda:

3. RESOLUTION NO. 2005-52

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AUTHORIZING THE MAYOR AND VILLAGE CLERK TO EXECUTE AN AGREEMENT WITH MUTUAL TRUST LLC, FOR TWO (2) PARCELS OF LAND CONSISTING OF .97 ACRES, LOCATED AT 2719 10TH AVENUE NORTH; FOR VOLUNTARY ANNEXATION INTO THE VILLAGE; AND PROVIDING FOR AN EFFECTIVE DATE.

Staff: Bette Lowe, Land Development Director

4. RESOLUTION NO. 2005-54

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, APPROVING MODIFICATION NUMBER 2 TO TASK ORDERS NO. 78 and 79 FOR JOHN J. KIRLIN, INC. TO ACKNOWLEDGE A CREDIT TO THE CONTRACT IN THE AMOUNT OF (\$3,928,976.36); AND PROVIDING AN EFFECTIVE DATE.

Staff: Bill Davis, Public Service Director

5. RESOLUTION NO. 2005-55

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AWARDDING A PIGGY-BACK CONTRACT FOR REHABILITATION OF THE McDONALDS, SHADETREE AND LAKE ARBOR PUMP STATIONS TO TLC DIVERSIFIED, INC. OF PALMETTO, FLORIDA, IN THE AMOUNT OF \$422,800; AND PROVIDING AN EFFECTIVE DATE.

Staff: Bill Davis, Public Service Director

6. Public Safety Forfeiture Expenditure in the amount of \$8,000 for matching FDLE Grant Funds to purchase Tasers.

Staff: Jay C. Pickens, Public Safety Director

Motion	Second	Vote
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ANNOUNCEMENTS AND PROCLAMATIONS

PUBLIC COMMENT - (Five minute limit.)

PUBLIC HEARINGS

7. RESOLUTION NO. 2005-46 (SITE PLAN – QJ)

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA APPROVING WITH CONDITIONS, THE APPLICATION OF ROBERT W. JOHNS, AGENT FOR THE OWNER GUARDIAN AMERICAN HOMES, LLC, FOR AMENDMENT TO SITE PLAN REVIEW (SPR-01-05) REQUESTING AN EXTENSION IN DEVELOPMENT TIME OF TWENTY-FOUR MONTHS TO JUNE 30, 2007, AND A MINOR MODIFICATION TO THE BUILDING FOOTPRINT TO ELIMINATE THE TWO BEDROOM MODELS, TO THE PLAN FOR CONSTRUCTION OF 30 TOWNHOUSE UNITS ON 2.85 ACRES LOCATED ON ALICE AVENUE; AND ESTABLISHING AN EFFECTIVE DATE. Staff: Bette Lowe, Land Development Director

Motion	Second	Vote
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8. RESOLUTION NO. 2005-40 (SITE PLAN – QJ)

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, VILLAGE OF PALM SPRINGS; FOR SITE PLAN REVIEW (SPR 05-07) FOR CONSTRUCTION OF A 7,000 SQUARE FOOT UTILITIES MAINTENANCE BUILDING ON .85 ACRES LOCATED ON THE EAST SIDE OF KIRK ROAD, ONE HALF MILE NORTH OF 10TH AVENUE NORTH; AND ESTABLISHING AN EFFECTIVE DATE. Staff: Bette Lowe, Land Development Director

Motion	Second	Vote
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9. ORDINANCE NO. 2005-16 (SECOND READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING A PARCEL OF LAND CONSISTING OF .71 ACRES OWNED BY BURSICO LLC; LOCATED APPROXIMATELY .2 MILES SOUTHWEST FROM THE INTERSECTION OF LAKE WORTH ROAD AND CONGRESS AVENUE, ON THE SOUTH SIDE OF 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, WITH A SPECIAL EXCEPTION FOR FLEX UNITS, 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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10. ORDINANCE NO. 2005-17 (SECOND READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING A PARCEL OF LAND CONSISTING OF .85 ACRES OWNED BY JASON WOBESER; LOCATED AT 3263 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 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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This item will be continued to July 28, 2005 Agenda:

11. ORDINANCE NO. 2005-18 (SECOND READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING A PARCEL OF LAND CONSISTING OF 8.55 ACRES OWNED BY LAKESHORE CENTER LLC; LOCATED AT 2677 FOREST HILL BOULEVARD; 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, WITH A SPECIAL EXCEPTION FOR SHOPPING CENTER USE, 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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This item will be continued to July 28, 2005 Agenda:

12. ORDINANCE NO. 2005-19 (FIRST READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING TWO (2) PARCELS OF LAND CONSISTING OF 0.97 ACRES OWNED BY MUTUAL TRUST LLC; LOCATED AT 2719 10TH AVENUE NORTH; 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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REGULAR AGENDA

ACTIONS AND REPORTS

13. Appointment to the Leisure Services Board

Staff: Virginia Walton, Deputy Village Clerk

Motion	Second	Vote
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VILLAGE COUNCIL COMMENTS

ADJOURNMENT

**BUDGET WORKSHOP
JULY 16, 2005 AT 9:00 A.M.**

**NEXT LOCAL PLANNING AGENCY MEETING
JULY 28, 2005**

**NEXT REGULAR COUNCIL MEETING
JULY 28, 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.