



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

**APRIL 26, 2007
7:30 P.M.**

COUNCIL

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

ADMINISTRATION

- Village Manager Karl E. Umberger
- Village Attorney Karen E. Roselli
- Village Clerk Virginia 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 Local Planning Agency Meeting on April 12, 2007**
- 2. Minutes of Regular Council Meeting on April 12, 2007**
- 3. General Government Budget Amendment in the amount of \$21,500.00 to recognize transfer of funds from Council Contingency to General Government for additional costs for insurance and electricity.
Staff: Rebecca L. Morse, Finance Director**

4. RESOLUTION NO. 2007-25 (CONTRACT)

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, APPROVING MODIFICATION NUMBER 4 TO TASK ORDER NO. 92 IN THE AMOUNT OF \$206,206.00 TO AKA SERVICES INC; AND PROVIDING AN EFFECTIVE DATE.

Staff: Bill Davis, Public Service Director

5. RESOLUTION NO. 2007-26 (EASEMENT)

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ACCEPTING AN EASEMENT DEED FROM LUCY ECHEMENDIA, ABEL ECHEMENDIA, STEPHEN R. ALEXANDER AND MICHAEL HARDMAN, FOR UTILITY PURPOSES; PROVIDING FOR RECORDATION AND PROVIDING AN EFFECTIVE DATE.

Staff: Bill Davis, Public Service Director

6. RESOLUTION NO. 2007-28 (EASEMENT)

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ACCEPTING EASEMENT DEEDS FROM FOREST HILL SS, LLC, CVS 3226 FL, LLC AND FOREST HILL PARTNERS, LLC, FOR UTILITY PURPOSES; PROVIDING FOR RECORDATION 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

7. Mayor’s Proclamation for Arbor Day and Dedication of Reading Garden

PUBLIC COMMENT - (Five minute limit.)

PUBLIC HEARINGS

This item will be continued to May 10, 2007 agenda

8. RESOLUTION NO. 2007-05 (SITE PLAN FOR CABRERA/KIRK ROAD)

9. RESOLUTION NO. 2007-27 (SITE PLAN – QJ)

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, APPROVING WITH CONDITIONS THE APPLICATION OF THE VILLAGE OF PALM SPRINGS, PETITIONER FOR THE OWNERS, SCHOOL DISTRICT OF PALM BEACH COUNTY, FOR SITE PLAN (SPR 07-06) FOR CONSTRUCTION OF A 177,000 SQUARE FOOT TWO-STORY ELEMENTARY SCHOOL ON 2.52 ACRES, LOCATED AT 4200 PURDY LANE; AND ESTABLISHING AN EFFECTIVE DATE.

Staff: Bette Lowe, Land Development Director

Motion	Second	Vote
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10. ORDINANCE NO. 2007-08 (SECOND READING)

AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AMENDING CHAPTER 1, SECTION 1-2 ENTITLED “DEFINITIONS” TO ADD ADDITIONAL DEFINITIONS AND TO RELOCATE THE EXISTING DEFINITIONS FROM SECTION 34-911 AND SECTION 34-951, TO SECTION 1-2; AMENDING CHAPTER 34, ARTICLE IV, SECTION 34-329 ENTITLED “VARIANCES” PERTAINING SOLELY TO SIGN VARIANCES; AMENDING CHAPTER 34, ARTICLE VI, DIVISION 2, SECTION 34-603 ENTITLED “LAND DEVELOPMENT BOARD”; AMENDING SECTION 34-605 ENTITLED “ZONING BOARD OF ADJUSTMENT”; RENUMBERING FORMER SECTION 36-606 ENTITLED “EXHAUSTION OF REMEDIES” TO NEW CODE SECTION 34-609; CREATING NEW CODE SECTION 34-606 TO BE ENTITLED “CONSTRUCTION BOARD OF ADJUSTMENT AND APPEALS”; CREATING NEW CODE SECTION 34-608 TO BE ENTITLED “SPECIAL EXCEPTION PROCEDURE”; AMENDING CHAPTER 34, DIVISION 6, SECTION 34-822 ENTITLED “PERMITTED USES”; AMENDING SECTION 34-824 ENTITLED “SPECIAL EXCEPTIONS”; AMENDING CHAPTER 34, DIVISION 7, BY AMENDING SECTION 34-881 ENTITLED “LANDSCAPING”; REPEALING SECTION 34-887 ENTITLED “CHURCHES AND HOUSES OF WORSHIP”; CREATING NEW CODE SECTION 34-893 TO BE ENTITLED “CANOPIES PROHIBITED”; CREATING NEW CODE SECTION 34-894 TO BE ENTITLED “SWING SET AND PLAY STRUCTURE REGULATIONS”; REPEALING SECTION 34-911 ENTITLED “DEFINITIONS”; AMENDING SECTION 34-914 ENTITLED “PARKING IN SINGLE FAMILY RESIDENTIAL

LAND USE DISTRICTS”; REPEALING SECTION 34-951 ENTITLED “DEFINITIONS”; AMENDING CHAPTER 34, DIVISION 8, SECTION 34-1322 ENTITLED “DEFINITIONS, APPLICATION OF DIVISION”; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE. Staff: Bette Lowe, Land Development Director

Motion	Second	Roll Call Vote
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11. ORDINANCE NO. 2007-09 (SECOND READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING THE ROAD RIGHT-OF-WAY OF FOREST HILL BOULEVARD BETWEEN MILITARY TRAIL AND FLORIDA MANGO ROAD INCLUDING INTERSECTIONS, THE ROAD RIGHT-OF-WAY OF LAKE WORTH ROAD BETWEEN SECOND AVENUE AND SOUTH CONGRESS AVENUE INCLUDING INTERSECTIONS AND THE ROAD RIGHT-OF-WAY OF SOUTH CONGRESS AVENUE BETWEEN FOREST HILL BOULEVARD AND SUMMIT BOULEVARD INCLUDING INTERSECTIONS; BORDERED BY THE VILLAGE, OWNED BY PALM BEACH COUNTY; AND MORE FULLY DESCRIBED IN EXHIBIT “A” ATTACHED HERETO; PROVIDING FOR AMENDMENT TO THE CORPORATE LIMITS OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AS SET FORTH IN SECTION 2.01 OF THE VILLAGE CHARTER TO INCLUDE SAID ANNEXED LANDS; PROVIDING FOR REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE; PROVIDING FOR ADVERTISING; AND PROVIDING THAT THIS ORDINANCE SHALL BE FILED WITH THE CLERK OF THE CIRCUIT COURT OF PALM BEACH COUNTY, FLORIDA, AND FLORIDA DEPARTMENT OF STATE UPON ADOPTION.

Staff: Bette Lowe, Land Development Director

Motion	Second	Roll Call Vote
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12. ORDINANCE NO. 2007-11 (SECOND 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 MARBELLA AT PALM SPRINGS LLC, LOCATED ON THE NORTHWEST CORNER OF 2ND AVENUE AND DAVIS ROAD, AND BEING MORE FULLY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO; TO COMMERCIAL; 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	Roll Call Vote
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REGULAR AGENDA

ACTIONS AND REPORTS

13. Appointments to the Library Board

Staff: Virginia M. Walton, Village Clerk

Motion	Second	Vote
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14. Appointment to Leisure Services Board

Staff: Virginia M. Walton, Village Clerk

Motion	Second	Vote
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VILLAGE COUNCIL COMMENTS

ADJOURNMENT

**NEXT LOCAL PLANNING AGENCY MEETING
MAY 10, 2007 AT 7:15 P.M.**

**NEXT REGULAR COUNCIL MEETING
MAY 10, 2007 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.