



**AGENDA  
VILLAGE COUNCIL MEETING  
VILLAGE HALL COMMUNITY ROOM  
226 CYPRESS LANE  
FEBRUARY 28, 2008  
7:30 P.M.**

**COUNCIL**

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

**CONSENT AGENDA**

1. **Minutes of Regular Council Meeting on February 14, 2008**
2. **Public Safety Forfeiture Fund Expenditure in the amount of \$22,172 for purchase of additional Mobile Video Cameras and portable Digital DVD Cameras to be used by the Patrol Division, as well as an upgrade for the security cameras used in the holding cells.**
3. **RESOLUTION NO. 2008-28 (INTERLOCAL AGREEMENT)**

**A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ADOPTING A RESPONDING RESOLUTION, AUTHORIZING THE VILLAGE OF PALM SPRINGS, FLORIDA, TO COMMENCE THE NEGOTIATION PROCESS FOR AN INTERLOCAL SERVICE BOUNDARY AGREEMENT WITH THE CITY OF GREENACRES AND PALM BEACH COUNTY PURSUANT TO CHAPTER 171 PART II FLORIDA STATUTES; AND PROVIDING AN EFFECTIVE DATE.**

Staff: Bette Lowe, Land Development Director

**4. RESOLUTION NO. 2008-10 (FIREWORKS CONTRACT)**

**A RESOLUTION OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH MELROSE SOUTH PYROTECHNICS, INC. FOR THE PURCHASE OF A FIREWORKS DISPLAY FOR THE 4<sup>TH</sup> OF JULY CELEBRATION; AND PROVIDING AN EFFECTIVE DATE. Staff: Bill Golson, Leisure Services Director**

Motion	Second	Vote
--------	--------	------

End of Consent Agenda.....

**ANNOUNCEMENTS AND PROCLAMATIONS – None Scheduled  
PUBLIC COMMENT - (Five minute limit)**

**PUBLIC HEARINGS**

**This item will be continued to the March 13, 2008 agenda**

**5. RESOLUTION NO. 2008-16 (SITE PLAN-DISCOUNT RENTAL)**

**6. RESOLUTION NO. 2008-19 9(SITE PLAN-QJ)**

**A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, APPROVING WITH CONDITIONS THE APPLICATION OF IDALMIS ESPINOSA, AGENT FOR THE OWNER, IRVING REGENSTREIF TRUST; THE SITE PLAN (SPR 08-01); AND A SPECIAL EXCEPTION USE (PSSE 08-01) FOR INTERIOR RENOVATION OF AN EXISTING BUILDING FOR USE AS A TAKE-OUT RESTAURANT LOCATED AT 2911 SOUTH CONGRESS AVENUE, SUITE 101; AND ESTABLISHING AN EFFECTIVE DATE. Staff: Bette Lowe, Land Development Director**

Motion	Second	Vote
--------	--------	------

**This item will be continued to the March 13, 2008 agenda**

**7. RESOLUTION NO. 2008-20 (SITE PLAN- FORMER BEN’S STEAKHOUSE SITE-CONGRESS AVENUE)**

**This item will be continued to the March 13, 2008 agenda**

**8. RESOLUTION NO. 2008-21 (SITE PLAN – PALM SPRINGS PLAZA DOCK)**

**9. RESOLUTION NO. 2008-22 (SITE PLAN – QJ)**

**A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, APPROVING WITH CONDITIONS THE APPLICATION OF JULIAN LORENZO TOMAS AND MAYNOR MALDONADA LOPEZ FOR A SPECIAL EXCEPTION USE (PSSE 08-03) FOR INTERIOR RENOVATION OF AN EXISTING BUILDING TO BE USED AS A BAKERY WHOLESALE ESTABLISHMENT (SECTION 34-824(16) VILLAGE CODE), ON 1.2 ACRES LOCATED AT 3330 2<sup>ND</sup> AVENUE NORTH, UNIT 12; AND ESTABLISHING AN EFFECTIVE DATE. Staff: Bette Lowe, Land Development Director**

Motion	Second	Vote
--------	--------	------

**This item will be continued to the March 13, 2008 agenda**

**10. RESOLUTION NO. 2008-23 (SITE PLAN – LIFE SKILLS CHARTER SCHOOL)**

**This item will be continued to the March 13, 2008 agenda**

**11. RESOLUTION NO. 2008-25 (SITE PLAN–CASARRUBIAS–LAKE WORTH RD)**

**12. ORDINANCE NO. 2008-01 (SECOND READING)**

**AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING A PARCEL OF LAND CONSISTING OF .29 ACRES OWNED BY TODD AND KIM HUFFMAN, LOCATED AT 3040 SPRINGFIELD DRIVE; AND BEING MORE FULLY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO; AND CONCURRENTLY AMENDING THE COMPREHENSIVE LAND USE PLAN OF THE VILLAGE TO LOW DENSITY RESIDENTIAL, 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 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	Roll Call Vote
--------	--------	----------------

**13. ORDINANCE NO. 2008-02 (SECOND READING)**

**AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING A VACANT PARCEL OF LAND CONSISTING OF ONE ACRE OWNED BY DAREBECAFE INVESTMENT CORPORATION; LOCATED AT THE SOUTHEAST CORNER OF COCONUT ROAD AND LAKE WORTH ROAD, WEST OF DAVIS ROAD; AND BEING MORE FULLY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO; PROVIDING THAT THE ANNEXATION IS SUBJECT TO THE ANNEXATION AGREEMENT ENTERED INTO AND ACCEPTED THROUGH RESOLUTION NO. 2006-69 ON SEPTEMBER 14, 2006, AND INCORPORATED HEREIN BY REFERENCE; 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
--------	--------	----------------

**14. ORDINANCE NO. 2008-04 (SECOND READING)**

**AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AMENDING CHAPTER 62, OF THE CODE OF ORDINANCES, ENTITLED "SOLID WASTE" BY AMENDING ARTICLE II, ENTITLED "COLLECTION AND DISPOSAL GENERALLY", SECTION 62-31, ENTITLED "DEFINITIONS", SECTION 62-32, ENTITLED "PURPOSE AND INTENT", SECTION 62-34, ENTITLED "CONTAINERS REQUIRED", SECTION 62-35, ENTITLED "COLLECTION RESTRICTIONS", SECTION 62-36, ENTITLED "PLACEMENT OF CONTAINERS, FOR COLLECTION", SECTION 62-37, ENTITLED "RESIDENTIAL COLLECTION SCHEDULE", SECTION 62-38, ENTITLED "COLLECTION FEES", SECTION 62-39, ENTITLED "COLLECTION REGULATIONS", SECTION 62-40, ENTITLED "FRANCHISE TERMS", SECTION 62-41, ENTITLED "BILLING PROCEDURE", SECTION 62-42, ENTITLED "LOCATION AND SCREENING OF DUMPSTERS"; CREATING SECTION 62-43, TO BE ENTITLED "COMMERCIAL COLLECTION", SECTION 62-44, TO BE ENTITLED "OTHER COLLECTION" AND SECTION 62-45, TO BE ENTITLED "SPECIAL WASTES COLLECTION AND DISPOSAL"; AMENDING ARTICLE III,**

**ENTITLED “RECYCLING”, SECTION 62-72, ENTITLED “SINGLE-FAMILY RESIDENCES”; CREATING SECTION 62-76, TO BE ENTITLED “COLLECTOR—IN GENERAL”; AMENDING CHAPTER 1, ENTITLED “GENERAL PROVISIONS”, SECTION 1-2, ENTITLED “DEFINITIONS AND RULES OF CONSTRUCTION”, BY DELETING THE DEFINITION OF “GARBAGE CAN”; PROVIDING FOR REPEAL OF ALL ORDINANCES AND RESOLUTIONS IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND, PROVIDING FOR AN EFFECTIVE DATE.**

Staff: Karl E. Umberger, Village Manager

Motion	Second	Roll Call Vote
--------	--------	----------------

**15. ORDINANCE NO. 2007-26 (SECOND READING)**

**AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AMENDING THE COMPREHENSIVE PLAN OF THE VILLAGE OF PALM SPRINGS, FLORIDA TO BE KNOWN AS A 2008 CYCLE 1 AMENDMENT; AND WHICH AMENDMENT IS MORE FULLY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO, IN ACCORDANCE WITH THE LOCAL GOVERNMENT COMPREHENSIVE PLANNING AND LAND DEVELOPMENT REGULATION ACT, AS AMENDED, BEING SECTIONS 163.3161, ET. SEQ., FLORIDA STATUTES, PROVIDING FOR THE AMENDMENT OF THE VILLAGE’S FUTURE LAND USE MAP PURSUANT TO THE LARGE SCALE COMPREHENSIVE LAND USE AMENDMENT LAWS OF THE STATE OF FLORIDA, FOR THE PURPOSE OF INCLUDING PROPERTIES RECENTLY ANNEXED INTO THE VILLAGE ON THE FUTURE LAND USE MAP “FLUM”; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR DIRECTIONS TO THE VILLAGE CLERK; PROVIDING AN EFFECTIVE DATE; AND PROVIDING FOR OTHER PURPOSES. Staff: Bette Lowe, Land Development Director**

Motion	Second	Roll Call Vote
--------	--------	----------------

**This item will be continued to the March 13, 2008 agenda**

**16. ORDINANCE NO. 2007-27 (FIRST READING – BEER DEPOT)**

**REGULAR AGENDA**

**ACTIONS AND REPORTS – None scheduled**

**VILLAGE COUNCIL COMMENTS**

**ADJOURNMENT**

**NEXT REGULAR COUNCIL MEETING  
MARCH 13, 2008 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.**