

**VILLAGE OF PALM SPRINGS  
VILLAGE COUNCIL MINUTES  
REGULAR MEETING, COMMUNITY ROOM, APRIL 14, 2005**

**CALL TO ORDER, ROLL CALL, INVOCATION, AND PLEDGE OF ALLEGIANCE**

Mayor John M. Davis called the regular meeting of the Village Council to order at 7:30 p.m.

Present: Mayor John M. Davis, Vice Mayor Joni Brinkman, Mayor Pro Tem Patti Waller, Council Member Chet Osborne, Council Member Bev Smith, Village Manager Karl E. Umberger, and Deputy Village Clerk Virginia M. Walton.

Staff present: Public Safety Director Jay C. Pickens as Sergeant at Arms, Land Development Director Bette J. Lowe, Finance Director Rebecca L. Morse, Leisure Services Director Bill Golson and Public Service Director Bill Davis.

Absent: Village Attorney Paul J. Nicoletti

Invocation was given by Village Manager Karl E. Umberger, followed by the Pledge of Allegiance led by Vice Mayor Brinkman.

**ADDITIONS, DELETIONS OR MODIFICATIONS, AND APPROVAL OF AGENDA**

**Add Item No. 10A Consent – Proclamation recognizing Public Works Week**

Staff: Karl E. Umberger, Village Manager

A motion to accept the agenda as revised was made by Council Member Osborne and seconded by Council Member Smith. Motion carried 5-0.

**CONSENT AGENDA**

- 1. Minutes of Regular Council Meeting March 24, 2005**
  
- 2. RESOLUTION NO. 2005-19**

**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: William Golson, Leisure Services Director

**3. RESOLUTION NO. 2005-30**

**A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, APPROVING CHANGE ORDER NUMBER 1 TO TASK ORDER NO. 85 TO TLC DIVERSIFIED, INC.; AND PROVIDING AN EFFECTIVE DATE.**

Staff: William Davis, Public Service Director

**4. RESOLUTION NO. 2005-31**

**A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AWARDED A BID FOR THE PURCHASE OF SODIUM HYPOCHLORITE TO ALLIED UNIVERSAL CORPORATION, OF MIAMI, FLORIDA, IN THE AMOUNT OF \$311,290; AND PROVIDING AN EFFECTIVE DATE.**

Staff: William Davis, Public Service Director

**5. RESOLUTION NO. 2005-32**

**A RESOLUTION OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AUTHORIZING THE MAYOR TO EXECUTE AN INTERLOCAL AGREEMENT WITH PALM BEACH COUNTY PURSUANT TO SECTION 163.01 FLORIDA STATUTES, ET SEQ, FOR THE PURPOSE OF PURCHASING RADIO REPAIR SERVICES FROM THE COUNTY; AND PROVIDING AN EFFECTIVE DATE.**

Staff: Jay C. Pickens, Public Safety Director

**6. Approval of General Government Budget Amendment to Cover Increased Costs for Drug Free Workplace Program, General Liability Insurance and Repairs and Maintenance Costs Due to Hurricane and Power Surges.**

Staff: Rebecca L. Morse, Finance Director

**7. Approval of Public Safety Budget Amendment to Recognize Grant Funds from Florida Department of Law Enforcement in the amount of \$7,553 for the purchase of Tasers.** Staff: Jay C. Pickens, Public Safety Director

**8. Approval of Public Safety Budget Amendment to Recognize Grant Funds from Palm Beach County in the amount of \$50,000 for the purchase of a remounted ALS Rescue Unit.** Staff: Jay C. Pickens, Public Safety Director

A motion to approve the consent agenda as amended was made by Vice Mayor Brinkman and seconded by Mayor Pro Tem Waller. Motion carried 5-0.

End of Consent Agenda.....

**ANNOUNCEMENTS AND PROCLAMATIONS**

**9. Mayor’s Proclamation for Public Safety Telecommunicators Week  
April 10 – 16, 2005**

Lt. Mark Hall thanked the Mayor and Council for the proclamation which recognized emergency communication officers for their important and stressful jobs discerning and dispatching emergency calls. Those officers are often the unsung heroes. Lt. Hall complimented his outstanding crew and spoke of recent changes in the department, including professional standardized uniforms; and planned enhanced training including an annual officer ride-along program so the officers would better understand the emergency calls they handle. As a gesture of appreciation for their dedicated service, and with a slight humorous tone, Lt. Hall presented each of his communications officers with a chocolate replica of a computer screen.

**10. Mayor’s Proclamation for Fair Housing Month – April 2005**

Mayor Davis read the proclamation, which supported the Federal Government’s freedom of housing and the rights and responsibilities guaranteed to all Americans, and he proclaimed the month of April, 2005, as Fair Housing Month in the Village of Palm Springs. Deputy Clerk Walton stated that she would mail the proclamation to the Fair Housing Center of the Greater Palm Beaches since their representative was unable to attend the meeting.

**ADD**

**10A. Proclamation recognizing Public Works Week**

Staff: Karl E. Umberger, Village Manager

Mayor Davis read the proclamation, which recognized the Public Works department for its variety of services including maintenance of water and sewer systems, streets, highways, solid waste collection and canal maintenance, and he proclaimed the week of April 17<sup>th</sup> Public Works Week in the Village of Palm Springs.

Public Service Director Bill Davis commended his staff for their outstanding service to ensure the health, safety and comfort of the community.

### **Public Comment**

None

#### **11. ORDINANCE NO. 2005-08 (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 THE SCHOOL BOARD OF PALM BEACH COUNTY, AND LOCATED AT 1981 TUCKER ROAD, AND BEING MORE FULLY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO; TO PUBLIC BUILDING AND FACILITY; SAID LANDS TO BE CONCURRENTLY DESIGNATED WITHIN A LAND DEVELOPMENT GOVERNMENT 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 J. Lowe, Land Development Director

Deputy Clerk Walton advised the Council that notice of public hearing was placed in the Lake Worth Herald on March 10 and March 17, 2005. Mayor Davis stated this was a public hearing and asked for questions or comments from the Council or the public. Hearing none, Manager Umberger read the ordinance by title. A motion to adopt the ordinance on second reading was made by Council Member Smith and seconded by Vice Mayor Brinkman. A roll call vote was in favor of adoption 5 – 0.

#### **12. ORDINANCE NO. 2005-09 (SECOND READING)**

**AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING A PARCEL OF LAND CONSISTING OF 2.02 ACRES OWNED BY ROSA I. TARQUINO; LOCATED AT 2828 REO LANE; 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 J. Lowe, Land Development Director

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## **REGULAR AGENDA**

### **ACTIONS AND REPORTS**

#### **13. Appointment to the Construction Board of Adjustment and Appeals**

Staff: Virginia M. Walton, Deputy Village Clerk

Mayor Davis stated that the term of existing board member Gary Salfelder would expire on April 27, 2005, and Mr. Salfelder had indicated his willingness to serve another term. Mayor Davis also stated that if Council had any recommendations, there were 2 regular and 2 alternate vacancies to be filled. A motion to appoint Gary Salfelder to a three-year term to expire on April 27, 2008 was made by Mayor Pro Tem Waller and seconded by Vice Mayor Brinkman. Motion carried 5 – 0.

#### **14. Appointment to the Library Board**

Staff: Virginia M. Walton, Deputy Village Clerk

Mayor Davis stated that the terms of two existing board members, George Waller and Kathleen Dunn, would expire on April 24, 2005, and they had indicated their willingness to serve another term. A motion to appoint George Waller and Kathleen Dunn

to three-year terms to expire on April 24, 2008 was made by Vice Mayor Brinkman and Council Member Osborne. Motion carried 5 – 0.

**15. Appointment to the Land Development Board**

Staff: Virginia M. Walton, Deputy Village Clerk

Mayor Davis stated that board member Norman Platte had resigned due to illness, and Mr. Damon Kolb had expressed his willingness to fill Mr. Platte's unexpired term. A motion to appoint Damon Kolb to fill Mr. Platte's term which would expire on January 25, 2007 was made by Mayor Pro Tem Waller and seconded by Council Member Smith. Motion carried 5 – 0.

**VILLAGE COUNCIL COMMENTS**

Vice Mayor Brinkman advised that the Beautification Board would be participating in the Great American Cleanup at Sago Park on Saturday, April 16<sup>th</sup> from 8 AM to noon, and on Friday, April 29<sup>th</sup> at 10 AM a stick bottlebrush tree would be planted at Sago Park to commemorate Arbor Day. She offered an item for the Read File regarding the Treasure Coast Regional Planning Council addressing the lack of affordable housing in Palm Beach County. There was concern that the problem may affect the employee base in the County and possibly the Village, as more people were heading north. Martin County was already becoming overpriced.

Vice Mayor Brinkman addressed the letter she had received from Mr. Rothenberg regarding foul language affecting games at the ball fields, and inquired if there were procedures for handling such issues. Bill Golson, Leisure Services Director, advised that adult staff supervise the concession stand teen employees at all times, and were prepared to address such problems. He also stated the parents had been informed on acceptable behavior and were advised not to get into shouting matches. He stated there were some informal adult soccer get-togethers by park users who arrived late after working long hours and played after the lights were out and the formal games were over. On occasion when room was unavailable, they had been asked to relocate. He would continue to investigate and possibly offer a program to them to help alleviate a conflict.

Vice Mayor Brinkman asked Chief Pickens about the noise ordinance. He stated that the Village had 4 portable noise meters, one issued to each road supervisor on every shift. The ordinance was in place, if needed. Warnings had been issued; and when necessary, the meters were used. However, they have not fined anyone thus far.

Manager UMBERGER added that during the election campaign they received several

messages concerning traffic issues due to missing signs damaged in the hurricanes. The stop signs were back in place, and replacements for the missing speed signs were on the way. Chief Pickens was doing a comprehensive survey for speed locations and school zones. He would be reinstating those programs and addressing the traffic issues in Mr. Rothenberg's letter.

Council Member Osborne commented on the recent report provided to Council, and thanked Manager Umberger and all of the department heads for their accomplishments in 2004.

Council Member Smith concurred with Vice Mayor Brinkman's concerns regarding diminished affordable housing. She wanted staff to be proactive and look at other cities to see if there are ordinances that could be put in place to help us stay ahead of the curve and not lose control over rental properties.

Council Member Smith reported on several League of Cities items. The date of the League's annual installation dinner had been changed from May 14<sup>th</sup> to May 21<sup>st</sup>, and the time was now 7 PM rather than 6 PM. She advised that the Voluntary Annexation Ordinance was scheduled to be heard before Judge Gerber at the county courthouse on April 15<sup>th</sup> at 1:30 PM, but that no decision was expected. The County had passed on 1<sup>st</sup> reading the ordinance, even though the League protested, and the 2<sup>nd</sup> reading would be on April 19<sup>th</sup>. The road reduction interlocal agreement was moving forward. The County was developing a new open burning ordinance to keep the level of restrictions tighter since the state relaxed some of the codes. She advised that the League's golf tournament would be in June.

Council Member Smith asked for an update regarding the FP&L critical facilities meeting. Manager Umberger advised that Leisure Services Director, Bill Golson, was the Village's Emergency Management Director at this point. Mr. Golson stated the purpose of the meeting was for FP&L to give an update on how they operate during a storm, the assessments they do, what gets prioritized and to give municipalities an opportunity to express their concerns. Mr. Golson advised that the Village's larger lift stations without generator power would be the priority on FP&L's new list for immediate attention 3 days following a storm. The Village Hall building would be under generator power. FP&L figured that within 72 hours they would get 20% of the key lines back up before reinforcements came in from out of the area. Each municipality wanted at least one EOC structure on that list in the top 20%, but FP&L felt those with generator power should be self sufficient to an extent. Mr. Golson stated that Public Safety, the Village Hall, and the 2 water plants were put on the list, but noted that they do have generator power. Manager Umberger stated that the Village was looking at purchasing a 2,000 gallon fuel storage tank for operation of the generators.

Mayor Pro Tem Waller commended Manager Umberger and staff on the great report referred to earlier by Council Member Osborne. She also remarked that the miniature golf course is looking good.

Mayor Davis stated, with regard to hurricanes, the Village must be prepared to take care of the residents during hurricanes for 72 hours and perhaps longer. He stated he was extremely proud of staff's performance last year and that we learned we had to be self sufficient.

Manager Umberger stated telephone problems were an issue during the 2004 hurricanes, but we now had a digital and an analog backup for Public Safety and the administration offices. He stated an in-house meeting had been scheduled in May to discuss preparations for the 2005 storm season. A handout would be prepared for Council.

Mayor Davis referred to Mr. Rothenberg's letter. He stated the Village had made fantastic progress in the past 8 years and must always embrace change.

The next LPA meeting will be on May 12, 2005, at 7:15 PM, followed by the Regular Council Meeting beginning at 7:30 PM.

## **ADJOURNMENT**

Hearing no further business, Mayor Davis adjourned the meeting at 8:18 p.m.

Respectfully submitted,

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Deputy Village Clerk

Approved by Council \_\_\_\_\_

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Mayor