

**VILLAGE OF PALM SPRINGS
VILLAGE COUNCIL MINUTES
REGULAR MEETING, COMMUNITY ROOM, APRIL 27, 2006**

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

Vice Mayor Patti Waller called the regular meeting of the Village Council to order at 7:30 p.m.

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

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

Invocation was given by Village Manager Karl E. Umberger, followed by the Pledge of Allegiance led by Council Member Chet Osborne.

ADDITIONS, DELETIONS OR MODIFICATIONS, AND APPROVAL OF AGENDA

Village Manager: Continue Item # 14 to May 11, 2006 Agenda

A motion to accept the agenda as revised was made by Council Member Osborne and seconded by Mayor Pro Tem Smith. Motion carried 4 – 0.

CONSENT AGENDA

1. **Minutes of Local Planning Agency Meeting on April 13, 2006**
2. **Minutes of Regular Council Meeting on April 13, 2006**
3. **RESOLUTION NO. 2006-42**

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ACCEPTING EASEMENT DEEDS FROM SPRINGFIELD LANE AND FLORIDA MANGO ROAD AREA PROPERTY OWNERS AS REQUIRED FOR EXPANSION OF WATER AND SANITARY SEWER SERVICES; PROVIDING FOR RECORDATION AND PROVIDING AN EFFECTIVE DATE. Staff: Bill Davis, Public Service Director

4. RESOLUTION NO. 2006-43

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AUTHORIZING THE MAYOR AND VILLAGE CLERK TO EXECUTE AN AGREEMENT WITH WALKER INVESTMENT PROPERTIES LLC; OWNERS OF TWO PARCELS TOTALING 2.79 ACRES LOCATED AT 1014 SOUTH CONGRESS AVENUE AND 2923 PALMARITA ROAD, FOR VOLUNTARY ANNEXATION INTO THE VILLAGE; AND PROVIDING FOR AN EFFECTIVE DATE. Staff: Bette Lowe, Land Development Director

5. RESOLUTION NO. 2006-44

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AUTHORIZING THE MAYOR AND VILLAGE CLERK TO EXECUTE AN AGREEMENT WITH GOLD COAST HOLDING, INC.; OWNERS OF ONE PARCEL OF LAND TOTALING .67 ACRES LOCATED AT 2971 PALMARITA ROAD/1042 SOUTH CONGRESS AVENUE, FOR VOLUNTARY ANNEXATION INTO THE VILLAGE; AND PROVIDING FOR AN EFFECTIVE DATE. Staff: Bette Lowe, Land Development Director

6. RESOLUTION NO. 2006-45

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AUTHORIZING THE MAYOR AND VILLAGE CLERK TO EXECUTE AN AGREEMENT WITH BERNARDI INVESTMENTS LLC AND BERNARDI HOLDINGS LLC; OWNERS OF TWO PARCELS OF LAND CONSISTING OF A TOTAL OF 1.91 ACRES, LOCATED AT 1122 SOUTH CONGRESS AVENUE AND 2950 PALMARITA ROAD, FOR VOLUNTARY ANNEXATION INTO THE VILLAGE; AND PROVIDING FOR AN EFFECTIVE DATE. Staff: Bette Lowe, Land Development Director

7. RESOLUTION NO. 2006-46

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AUTHORIZING THE MAYOR AND VILLAGE CLERK TO EXECUTE AN AGREEMENT WITH ROBERT A. WILDE.; OWNER OF TWO PARCELS OF LAND TOTALING 1.11 ACRES LOCATED AT 1202 SOUTH CONGRESS AVENUE AND 2971 OAK DRIVE, FOR VOLUNTARY ANNEXATION INTO THE VILLAGE; AND PROVIDING FOR AN EFFECTIVE DATE. Staff: Bette Lowe, Land Development Director

8. RESOLUTION NO. 2006-47

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AUTHORIZING THE MAYOR AND VILLAGE CLERK TO EXECUTE AN AGREEMENT WITH COLLEGE SERVICE STATION INC.; OWNERS OF A .38 ACRE PARCEL OF LAND LOCATED AT 3032 LAKE WORTH ROAD, FOR VOLUNTARY ANNEXATION INTO THE VILLAGE; AND PROVIDING FOR AN EFFECTIVE DATE.

Staff: Bette Lowe, Land Development Director

9. RESOLUTION NO. 2006-48

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AUTHORIZING THE MAYOR AND VILLAGE CLERK TO EXECUTE AN AGREEMENT WITH COUNTY REALTY, INC.; OWNERS OF ONE PARCEL OF LAND TOTALING .96 ACRES LOCATED AT 3068 LAKE WORTH ROAD, FOR VOLUNTARY ANNEXATION INTO THE VILLAGE; AND PROVIDING FOR AN EFFECTIVE DATE.

Staff: Bette Lowe, Land Development Director

10. RESOLUTION NO. 2006-49

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AUTHORIZING THE MAYOR AND VILLAGE CLERK TO EXECUTE AN AGREEMENT WITH RUDOLPH J. AND MATTHIAS STEMPLINGER; OWNERS OF A 1.85 ACRE PARCEL OF LAND LOCATED AT 4063 SOUTH CONGRESS AVENUE, FOR VOLUNTARY ANNEXATION INTO THE VILLAGE; AND PROVIDING FOR AN EFFECTIVE DATE.

Staff: Bette Lowe, Land Development Director

11. RESOLUTION NO. 2006-50

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AUTHORIZING THE MAYOR AND VILLAGE CLERK TO EXECUTE AN AGREEMENT WITH HIGH POINT ON CONGRESS, LLC; OWNERS OF A 7.40 ACRE PARCEL OF LAND LOCATED AT THE SOUTHEAST CORNER OF HOLLY ROAD AND SOUTH CONGRESS AVENUE, FOR VOLUNTARY ANNEXATION INTO THE VILLAGE; AND PROVIDING FOR AN EFFECTIVE DATE.

Staff: Bette Lowe, Land Development Director

A motion to approve the consent agenda as presented was made by Mayor Pro Tem Smith and seconded by Council Member Brinkman. Motion carried 4 – 0.

ANNOUNCEMENTS AND PROCLAMATIONS

12. Mayor's Proclamation for Arbor Day – April 28, 2006

Vice Mayor Patti Waller read the Proclamation on behalf of Mayor John M. Davis, and proclaimed April 28, 2006, as Arbor Day in Palm Springs. Bill Davis, Public Service Director, accepted the proclamation.

13. Mayor's Proclamation for Municipal Clerk's Week – April 30 to May 6, 2006

Vice Mayor Patti Waller read the Proclamation on behalf of Mayor John M. Davis, and proclaimed the week of April 30 to May 6, 2006, as Municipal Clerk's Week in Palm Springs. Village Clerk, Virginia Walton, accepted the proclamation.

PUBLIC COMMENT

Johnnie Tieche of 305 Winged Foot in Palm Springs, inquired as to where we stand on residential single family in the Village, and what was the definition of same. Village Manager Umberger stated that our code presently says three surnames per household and the Village Attorney and Land Development Director Bette Lowe was presently drafting an ordinance to address this issue.

PUBLIC HEARINGS

This item was continued to the May 11, 2006 Agenda

14. RESOLUTION NO. 2006-41 (SITE PLAN)

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, APPROVING WITH CONDITIONS THE APPLICATION SUBMITTED BY VINCE ZABIK, AGENT FOR THE OWNERS, SHOWCASE REAL ESTATE INVESTORS, LLC FOR SITE PLAN REVIEW (SPR 06-05); FOR CONSTRUCTION OF A CLUSTER DEVELOPMENT CONSISTING OF SIX (6) SINGLE FAMILY HOMES, TO BE KNOWN AS DALE ROAD ESTATES, ON .82 ACRES OF VACANT LAND LOCATED AT 3848 DALE ROAD; AND ESTABLISHING AN EFFECTIVE DATE.

Staff: Bette Lowe, Land Development Director

15. ORDINANCE NO. 2006-13 (SECOND READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING ONE PARCEL OF LAND CONSISTING OF 6.12 ACRES; OWNED BY LUTHERAN CHURCH OF THE HOLY, LOCATED AT 1591 KIRK ROAD; 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

Village Clerk Walton stated that public notice was placed in the Lake Worth Herald on April 6 and April 13, 2006. Village Attorney Roselli read the ordinance by title. There were no comments from Staff or Council. Vice Mayor Waller stated this was a public hearing and asked for questions or comments from the public. Hearing none, a motion to adopt on second reading was made by Council Member Osborne and seconded by Council Member Brinkman. A roll call vote was in favor of adoption 4-0.

16. ORDINANCE NO. 2006-21 (SECOND READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING A PARCEL OF LAND CONSISTING OF .48 ACRES OWNED BY MERRILL FOX; LOCATED AT 1144 SOUTH CONGRESS AVENUE; 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

Village Clerk Walton stated that public notice was placed in the Lake Worth Herald on April 6 and April 13, 2006. Village Attorney Roselli read the ordinance by

title. There were no comments from Staff or Council. Vice Mayor Waller stated this was a public hearing and asked for questions or comments from the public. Hearing none, a motion to adopt on second reading was made by Mayor Pro Tem Smith and seconded by Council Member Brinkman. A roll call vote was in favor of adoption 4-0.

17. ORDINANCE NO. 2006-20 (SECOND READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING TWO (2) PARCELS OF LAND CONSISTING OF A TOTAL OF 1.91 ACRES OWNED BY BERNARDI INVESTMENTS, LLC; LOCATED AT 1122 SOUTH CONGRESS AVENUE AND 2950 PALMARITA 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

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18. ORDINANCE NO. 2006-19 (SECOND READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING A PARCEL OF LAND CONSISTING OF .67 ACRES OWNED BY GOLD COAST HOLDING, INC.; LOCATED AT 2971 PALMARITA 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

Village Clerk Walton stated that public notice was placed in the Lake Worth Herald on April 6 and April 13, 2006. Village Attorney Roselli read the ordinance by title. There were no comments from Staff or Council. Vice Mayor Waller stated this was a public hearing and asked for questions or comments from the public. Hearing none, a motion to adopt on second reading was made by Council Member Brinkman and seconded by Council Member Osborne. A roll call vote was in favor of adoption 4-0.

19. ORDINANCE NO. 2006-18 (SECOND READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING TWO (2) PARCELS OF LAND CONSISTING OF A TOTAL OF 2.79 ACRES OWNED BY WALKER INVESTMENT PROPERTIES, LLC; LOCATED AT 1014 SOUTH CONGRESS AVENUE AND 2923 PALMARITA 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

Village Clerk Walton stated that public notice was placed in the Lake Worth Herald on April 6 and April 13, 2006. Village Attorney Roselli read the ordinance by title. There were no comments from Staff or Council. Vice Mayor Waller stated this was a public hearing and asked for questions or comments from the public. Hearing none, a motion to adopt on second reading was made by Mayor Pro Tem Smith and seconded by Council Member Osborne. A roll call vote was in favor of adoption 4-0.

20. ORDINANCE NO. 2006-17 (SECOND READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING THREE (3) PARCELS OF LAND CONSISTING OF 7.40 ACRES OWNED BY HIGH POINT ON CONGRESS, LLC; LOCATED ON SOUTH CONGRESS AVENUE; 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

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21. ORDINANCE NO. 2006-25 (SECOND READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING A PARCEL OF LAND CONSISTING OF .29 ACRES OWNED BY INGRID KUONEN; LOCATED AT 2851/2853 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 RESIDENTIAL MULTI-FAMILY 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

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22. ORDINANCE NO. 2006-26 (SECOND READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING A VACANT PARCEL OF LAND CONSISTING OF .29 ACRES OWNED BY LORE RASCH, INGRID KUONEN AND DIANE RASCH; LOCATED ON ESPAN COURT; 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 RESIDENTIAL MULTI-FAMILY 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

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23. ORDINANCE NO. 2006-27 (SECOND READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING A PARCEL OF LAND CONSISTING OF .32 ACRES OWNED BY LORE RASCH AND DIANE RASCH; LOCATED AT 3924 ESPAN COURT; 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 RESIDENTIAL MULTI-FAMILY 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

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24. ORDINANCE NO. 2006-23 (SECOND READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING A PARCEL OF LAND CONSISTING OF .37 ACRES OWNED BY ADAM AND RUTH FEIGL; LOCATED AT 3893/3895 ESPAN COURT; 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 RESIDENTIAL MULTI-FAMILY 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

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25. ORDINANCE NO. 2006-24 (SECOND READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING TWO PARCELS OF LAND CONSISTING OF A TOTAL OF .54 ACRES OWNED BY JAMES AND SHARRON HARTMAN; LOCATED AT 3925 AND A VACANT

PARCEL ON ESPAN COURT; 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 RESIDENTIAL MULTI-FAMILY 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

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26. ORDINANCE NO. 2006-22 (SECOND READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING TWO (2) PARCELS OF LAND CONSISTING OF A TOTAL OF 1.01 ACRES OWNED BY ROBERT T. AND IRENE F. WILDE (DECEASED); LOCATED AT 2971 OAK DRIVE AND 1202 SOUTH CONGRESS AVENUE; 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

Village Clerk Walton stated that public notice was placed in the Lake Worth Herald on April 6 and April 13, 2006. Village Attorney Roselli read the ordinance by title. There were no comments from Staff or Council. Vice Mayor Waller stated this was a public hearing and asked for questions or comments from the public. Hearing none, a

motion to adopt on second reading was made by Council Member Osborne and seconded by Mayor Pro Tem Smith. A roll call vote was in favor of adoption 4-0.

27. ORDINANCE NO. 2006-30 (SECOND READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING A PARCEL OF LAND CONSISTING OF .96 ACRES OWNED BY COUNTY REALTY, INC.; LOCATED AT 3068 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

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28. ORDINANCE NO. 2006-29 (SECOND READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING A PARCEL OF LAND CONSISTING OF 1.16 ACRES OWNED BY M. F. AND VIOLA CHILLEMI; LOCATED AT 4039 CONGRESS AVENUE; 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

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29. ORDINANCE NO. 2006-31 (SECOND READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING A PARCEL OF LAND CONSISTING OF 1.85 ACRES OWNED BY RUDOLF J. STEPLINGER AND MATTHIAS STEPLINGER; LOCATED AT 4063 SOUTH CONGRESS AVENUE; 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

Village Clerk Walton stated that public notice was placed in the Lake Worth Herald on April 6 and April 13, 2006. Village Attorney Roselli read the ordinance by title. There were no comments from Staff or Council. Vice Mayor Waller stated this was a public hearing and asked for questions or comments from the public. Hearing none, a motion to adopt on second reading was made by Mayor Pro Tem Smith and seconded by Council Member Brinkman. A roll call vote was in favor of adoption 4-0.

30. ORDINANCE NO. 2006-28 (SECOND READING)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING A PARCEL OF LAND CONSISTING OF .38 ACRES OWNED BY COLLEGE SERVICE STATION, INC.; LOCATED AT 3032 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

Village Clerk Walton stated that public notice was placed in the Lake Worth Herald on April 6 and April 13, 2006. Village Attorney Roselli read the ordinance by title. There were no comments from Staff or Council. Vice Mayor Waller stated this was a public hearing and asked for questions or comments from the public. Hearing none, a motion to adopt on second reading was made by Council Member Osborne and seconded by Council Member Brinkman. A roll call vote was in favor of adoption 4-0.

31. ORDINANCE NO. 2006-15 (FIRST READING)

AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AMENDING CHAPTER 34 ARTICLE VI, DIVISION 7, SECTION 34-914, ENTITLED "PARKING IN SINGLE-FAMILY; RESIDENTIAL LAND USE DISTRICTS;" TO REGULATE THE USE OF PORTABLE STORAGE CONTAINERS AND ROLL-OFF CONSTRUCTION DUMPSTERS; 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

Vice Mayor Waller stated this was a public hearing and asked for questions or comments from the council or public. Council Member Joni Brinkman inquired whether the 60-day limitation after the hurricanes could be extended as some residents have to wait a long time before getting their house repaired. Village Attorney Roselli stated that we should leave the 60-day limitation as is, but maybe we can revisit this at a later date. Village Attorney Roselli read the ordinance by title. A motion to adopt on first reading was made by Mayor Pro Tem Smith and seconded by Council Member Osborne. A roll call vote was in favor of adoption 4-0.

REGULAR AGENDA

ACTIONS AND REPORTS

32. Appointment to the Leisure Services Board

Staff: Virginia M. Walton, Village Clerk

Vice Mayor Waller stated that due to the resignation of Robert Pickens, there was a regular member vacancy on the Leisure Services Board. Donald Keirn, who holds the senior alternate position, was eligible for appointment and it was recommended that he be appointed to the Leisure Services Board as a regular member to replace Mr. Pickens until April 27, 2007.

A motion to approve the appointment was made by Council Member Chet Osborne and seconded by Council Member Joni Brinkman. Motion carried 4 – 0.

ADD: 33. Manager's Progress Reports

A) Paver Brick Project

B) Summer Street Park

The project will be completed by June 2006.

C) FRDAP Phase III Grant

There is no site plan for this project. We will be replacing the dugouts and will be providing separate bathroom facilities., concession stand bathrooms will be for employees only. FEMA is handling the lighting issue. Regarding the roof, it is being repaired by someone on staff (in-house).

VILLAGE COUNCIL COMMENTS

Council Member Joni Brinkman congratulated the Clerk for Municipal Clerk's Week. She also thanked the staff for the preparation of the picnic and stated that it was very well done.

Council Member Osborne commented that hurricane season is approaching and asked if the Village was prepared. Village Manager Umberger stated that Public Safety Director, Jay Pickens, has been holding workshops for staff and the Village was pretty much on track with that issue.

Vice Mayor Patti Waller commented that the picnic was great and that Sago Park looked good.

ADJOURNMENT

Hearing no further business, Vice Mayor Waller adjourned the meeting at 8:27 p.m.

Respectfully submitted,

Village Clerk

Approved by Council _____

Mayor