



**CITY OF PALM BEACH GARDENS  
COUNCIL AGENDA  
February 2, 2012  
7:00 P.M.**

**Mayor Levy  
Vice Mayor Premuroso  
Council Member Russo  
Council Member Jablin  
Council Member Tinsley**

- I. PLEDGE OF ALLEGIANCE**
- II. ROLL CALL**
- III. ADDITIONS, DELETIONS, MODIFICATIONS:**
- IV. ANNOUNCEMENTS / PRESENTATIONS:**
  - a. MAYOR'S VETERANS GOLF TOURNAMENT CHECK PRESENTATION.
  - b. HONDA CLASSIC ECONOMIC IMPACT PRESENTATION.
  - c. JOG ROAD EXTENSION PROJECT.
- V. ITEMS OF RESIDENT INTEREST AND BOARD/COMMITTEE REPORTS:**
- VI. CITY MANAGER REPORT:**
- VII. COMMENTS FROM THE PUBLIC: (For Items Not on the Agenda, please submit request form to the City Clerk prior to this Item)**
- VIII. CONSENT AGENDA:**
  - a. APPROVE MINUTES FROM JANUARY 5, 2012 CITY COUNCIL MEETING.
  - b. RESOLUTION 10, 2012 - AGREEMENT WITH THE CHILDREN'S HEALTHCARE CHARITY, INC. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA APPROVING AN AGREEMENT WITH THE CHILDREN'S HEALTHCARE CHARITY, INC. FOR THE 2012 HONDA CLASSIC PGA GOLF TOURNAMENT TO PROVIDE TEMPORARY VOLUNTEER PARKING, A PUBLIC SAFETY GRANT FOR OFF-DUTY POLICE AND FIRE PERSONNEL, AND EXCLUSIVE USE OF MIRASOL PARK; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
  - c. RESOLUTION 20, 2012 - GARDENS MALL PUD ANCHOR TENANT. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA APPROVING AN AMENDMENT TO THE GARDENS MALL DEVELOPMENT ORDER TO PROVIDE CLARIFICATION OF ANCHOR TENANT SPACE USE, AS MORE PARTICULARLY DESCRIBED HEREIN; PROVIDING A CONDITION OF APPROVAL; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
  - d. PROCLAMATION - FAMILY CENTRAL 40<sup>TH</sup> ANNIVERSARY

**. IX. PUBLIC HEARINGS: (\* Designates Quasi-Judicial Hearing)**

- a. **\*RESOLUTION 13, 2012** – WATERFORD HOTEL PLANNED UNIT DEVELOPMENT (PUD) AMENDMENT. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA APPROVING AN AMENDMENT TO THE WATERFORD HOTEL PLANNED UNIT DEVELOPMENT (PUD) SITE PLAN TO CONVERT 90 HOTEL ROOMS TO 77 ROOMS AND CONVERT A PRIVATE RESTAURANT TO A PUBLIC RESTAURANT, AS MORE PARTICULARLY DESCRIBED HEREIN; PROVIDING CONDITIONS OF APPROVAL; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
  
- b. **\*RESOLUTION 17, 2012** - PARCEL 31.04 PCD AMENDMENT. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA AMENDING THE MASTER DEVELOPMENT PLAN FOR THE 50.58-ACRE PARCEL 31.04 MIXED-USE PLANNED COMMUNITY DEVELOPMENT (MXD/PCD), GENERALLY BOUNDED BY INTERSTATE 95 AND CENTRAL BOULEVARD TO THE WEST, VICTORIA FALLS BOULEVARD TO THE NORTH, THE FUTURE EXTENSION OF ELM AVENUE TO THE EAST, AND THE PALOMA PLANNED UNIT DEVELOPMENT (PUD) TO THE SOUTH, AS MORE PARTICULARLY DESCRIBED HEREIN, TO ALLOW FOR A REVISED DEVELOPMENT PROGRAM CONSISTING OF 15,000 SQUARE FEET OF RESTAURANT, 60,000 SQUARE FEET OF PROFESSIONAL OFFICE, 35,000 SQUARE FEET OF COMMERCIAL, 60,000 SQUARE FEET OF MEDICAL OFFICE, 10,000 SQUARE FEET OF BANK WITH DRIVE-THROUGH, 15,000 SQUARE FEET OF DRUGSTORE WITH DRIVE-THROUGH, 20,000 SQUARE FEET OF HEALTH CLUB, AND 341 MULTI-FAMILY UNITS; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
  
- c. **\*ORDINANCE 1, 2012** – (2<sup>ND</sup> READING AND ADOPTION) GORDON AND DONER SMALL SCALE LAND USE AMENDMENT. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA ADOPTING A SMALL-SCALE AMENDMENT TO ITS COMPREHENSIVE DEVELOPMENT PLAN IN ACCORDANCE WITH THE MANDATES SET FORTH IN CHAPTER 163, FLORIDA STATUTES, SPECIFICALLY SECTION 163.3184, ET SEQ., FLORIDA STATUTES, PURSUANT TO APPLICATION NO. CPSS-11-05-000003, WHICH PROVIDES FOR AN AMENDMENT TO THE CITY'S FUTURE LAND USE MAP DESIGNATING ONE (1) PARCEL OF REAL PROPERTY COMPRISING APPROXIMATELY 0.26 ACRES, MORE OR LESS, IN SIZE AS "(C) COMMERCIAL"; SUCH PARCEL BEING LOCATED GENERALLY 200 FEET SOUTH OF NORTHLAKE BOULEVARD ON THE EAST SIDE OF SUNSET DRIVE; PROVIDING FOR COMPLIANCE WITH ALL REQUIREMENTS OF CHAPTER 163, FLORIDA STATUTES; PROVIDING FOR TRANSMITTAL TO THE FLORIDA DEPARTMENT OF ECONOMIC OPPORTUNITY (DEO); PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

- d. [\\*ORDINANCE 2, 2012](#) – (2<sup>ND</sup> READING AND ADOPTION) GORDON AND DONER PUD. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA REZONING CERTAIN REAL PROPERTY WITHIN THE CORPORATE LIMITS OF THE CITY OF PALM BEACH GARDENS, CONSISTING OF ONE (1) PARCEL OF REAL PROPERTY TOTALING 0.87 ACRES, MORE OR LESS, IN SIZE LOCATED ON THE SOUTHWEST CORNER OF NORTHLAKE BOULEVARD AND SUNSET DRIVE, WITH STREET ADDRESSES OF 4114 NORTHLAKE BOULEVARD AND 8955 SUNSET DRIVE, TO BE KNOWN AS THE GORDON AND DONER PUD; PROVIDING THAT THIS PARCEL OF REAL PROPERTY WHICH IS MORE PARTICULARLY DESCRIBED HEREIN SHALL BE ASSIGNED THE CITY ZONING DESIGNATION OF PLANNED UNIT DEVELOPMENT (PUD) OVERLAY WITH AN UNDERLYING ZONING DESIGNATION OF GENERAL COMMERCIAL (CG-1); PROVIDING THAT THE ZONING MAP OF THE CITY OF PALM BEACH GARDENS BE AMENDED ACCORDINGLY; PROVIDING A CONFLICTS CLAUSE AND A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

**RESOLUTION 3, 2012 IS A COMPANION ITEM TO ORDINANCE 2, 2012 AND WILL REQUIRE COUNCIL ACTION.**

\*RESOLUTION 3, 2012 - GORDON AND DONER PUD. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA APPROVING THE GORDON AND DONER PLANNED UNIT DEVELOPMENT (PUD) AND SITE PLAN IN ORDER TO ALLOW THE EXPANSION OF AN EXISTING OFFICE BUILDING BY 5,069 SQUARE FEET, AS MORE PARTICULARLY DESCRIBED HEREIN; PROVIDING WAIVERS; PROVIDING CONDITIONS OF APPROVAL; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

- e. [ORDINANCE 3, 2012](#) - (2<sup>ND</sup> READING AND ADOPTION) AMENDING FISCAL YEAR 2011/2012 BUDGETED FUND BALANCE CARRYOVERS. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA AMENDING THE CITY OF PALM BEACH GARDENS' BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2011, AND ENDING SEPTEMBER 30, 2012, INCLUSIVE; PROVIDING A CONFLICTS CLAUSE AND A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- f. [ORDINANCE 4, 2012](#) - (2<sup>ND</sup> READING AND ADOPTION) AMENDING THE FISCAL YEAR 2011/2012 BUDGET. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA AMENDING THE CITY OF PALM BEACH GARDENS' BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2011, AND ENDING SEPTEMBER 30, 2012, INCLUSIVE; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

- g. [ORDINANCE 5, 2012](#) – (2<sup>ND</sup> READING) AMENDING CHAPTER 42 OFFENSES. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA AMENDING CHAPTER 42. OFFENSES. BY ADOPTING ARTICLE I. GENERAL OFFENSES AND INCORPORATING EXISTING SECTIONS 42-1 THROUGH 42-3 THEREIN, ALONG WITH NEW SECTIONS 42-4 THROUGH 42-9, WHICH ARE RESERVED FOR FUTURE LEGISLATION; FURTHER AMENDING CHAPTER 42 BY ADOPTING ARTICLE II. SEXUAL OFFENDER AND SEXUAL PREDATOR RESIDENCE PROHIBITION, IN ORDER TO ESTABLISH REGULATIONS TO GOVERN AND REGULATE SEXUAL OFFENDERS AND SEXUAL PREDATORS RESIDING IN THE CITY; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- h. \*[RESOLUTION 11, 2012](#) – DOWNTOWN AT THE GARDENS MASTER SIGNAGE PLAN AMENDMENT. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA APPROVING A PLANNED COMMUNITY DEVELOPMENT (PCD) AMENDMENT TO REVISE THE APPROVED MASTER SIGN PLAN AND TO ADD NEW AND MODIFY EXISTING DIRECTIONAL, WAY-FINDING, AND IDENTITY SIGNAGE; DOWNTOWN AT THE GARDENS IS LOCATED NORTH OF KYOTO GARDENS DRIVE, EAST OF ALTERNATE A1A, SOUTH OF GARDENS PARKWAY, AND WEST OF THE LANDMARK AND GARDENS POINTE DEVELOPMENTS, AS MORE PARTICULARLY DESCRIBED HEREIN; PROVIDING WAIVERS; PROVIDING CONDITIONS OF APPROVAL; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- i. \*[RESOLUTION 14, 2012](#) - 51 SUPPER CLUB MAJOR SITE PLAN AMENDMENT. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA APPROVING AN AMENDMENT TO THE DOWNTOWN AT THE GARDENS SITE PLAN TO ALLOW AN OUTDOOR BAR AT 51 SUPPER CLUB, AS MORE PARTICULARLY DESCRIBED HEREIN; PROVIDING CONDITIONS OF APPROVAL; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- j. \*[RESOLUTION 15, 2012](#) – LA FITNESS PLAZA MAJOR SITE PLAN AMENDMENT. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA APPROVING AN AMENDMENT TO THE LA FITNESS PLAZA PLANNED UNIT DEVELOPMENT (PUD) SITE PLAN TO ALLOW A 968-SQUARE-FOOT CAR WASH, AS MORE PARTICULARLY DESCRIBED HEREIN; PROVIDING WAIVERS; PROVIDING CONDITIONS OF APPROVAL; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- k. \*[RESOLUTION 16, 2012](#) – ST. MARK'S EPISCOPAL CHURCH AND SCHOOL ART IN PUBLIC PLACES. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA APPROVING ART IN PUBLIC PLACES FOR ST. MARK'S EPISCOPAL CHURCH AND SCHOOL PLANNED UNIT DEVELOPMENT (PUD), AS MORE PARTICULARLY DESCRIBED HEREIN; PROVIDING CONDITIONS OF APPROVAL; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

**X. RESOLUTIONS:**

- a. **RESOLUTION 18, 2012** - PURCHASE AWARDS FOR EIGHTEEN (18) REPLACEMENT VEHICLES. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA AWARDING CONTRACTS FOR THE PURCHASE OF EIGHTEEN (18) VEHICLES TO MAROONE DODGE OF PEMBROKE PINES, BARTOW CHEVROLET, DON REID FORD, INC., AND PALMETTO FORD TRUCK SALES, INC. VIA AN EXISTING CONTRACT WITH THE FLORIDA SHERIFFS ASSOCIATION, FLORIDA ASSOCIATION OF COUNTIES, AND FLORIDA FIRE CHIEFS' ASSOCIATION CONTRACT NO. 11-19-0907; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

**XI. ITEMS FOR COUNCIL ACTION/DISCUSSION:**

- a. **ESTABLISH** REORGANIZATION MEETING DATE

**XII. CITY ATTORNEY REPORT:**

**XIII. ADJOURNMENT**

*PLEASE TAKE NOTICE AND BE ADVISED that if any interested party wishes to appeal any decision made by the City Council with respect to any matter considered at this public hearing, such interested persons will need a record of the proceedings and may need to ensure that a verbatim record is made, including the testimony and evidence upon which the appeal is to be based.*

*In accordance with the Americans with Disabilities Act and Section 286.26, Florida Statutes, persons with disabilities needing special accommodations in order to participate in this proceeding are entitled to the provision of certain assistance at no cost. Please call the City Clerk's Office at 561-799-4122 no later than 5 days prior to the hearing if this assistance is required. For hearing impaired assistance, please call the Florida Relay Service Numbers: 800-955-8771 (TDD) or 800-955-8770 (VOICE).*

**NOTE:**

**All presentation materials must be received by the City Clerk prior to the presentation to the Council.**