

CITY OF PALM BEACH GARDENS  
CITY COUNCIL  
SPECIAL MEETING  
JANUARY 14, 2010

The special meeting was called to order at 7:04 p.m. by Mayor Russo.

**I. PLEDGE OF ALLEGIANCE**

**II. ROLL CALL**

**PRESENT:** Mayor Joseph Russo, Vice Mayor David Levy, Councilmember Eric Jablin, Councilmember Jody Barnett, Councilmember Robert Premuroso.

**ABSENT:** None.

**III. ADDITIONS, DELETIONS, MODIFICATIONS**

None.

**IV. ANNOUNCEMENTS AND PRESENTATIONS**

None.

**V. ITEMS OF RESIDENT INTEREST AND BOARD/COMMITTEE REPORTS**

None.

**VI. CITY MANAGER REPORT**

None.

**VII. COMMENTS FROM THE PUBLIC**

Lea Rosenberg, 12884 Touchstone Place, Palm Beach Gardens.

**VIII. CONSENT AGENDA**

None.

**IX. RESOLUTIONS**

The City Clerk read Resolution 102, 2009 by title.

a. **Resolution 102, 2009** – Proportionate Share agreement related to the Scripps Phase II/Briger Tract DRI A Resolution of the City Council of the City of Palm Beach Gardens, Florida authorizing the mayor to execute the Scripps Florida Phase II/Briger Development of Regional Impact Proportionate Share Agreement; providing an effective date; and for other purposes.

Vice Mayor Levy made a motion to continue to date certain April 1, 2010.

Councilmember Jablin seconded.

Motion passed 5-0.

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

Mayor Russo announced the procedures for tonight's proceedings.

Those preparing to give testimony were sworn in.

The City Clerk read Resolution 80, 2009 by title.

a. **Resolution 80, 2009 - Scripps Florida Phase II DRI** – A Resolution of the City Council of the City of Palm Beach Gardens, Florida making findings of fact and conclusions of law pertaining to the Scripps Florida Phase II/Briger Tract Development of Regional Impact (DRI) and constituting this Resolution as the DRI development order; providing for execution, transmittal, and implementation; providing for severability; providing an effective date and expiration date; and for other purposes.

The City Clerk read Ordinance 18, 2009 by title.

b. **Ordinance 18, 2009 – (2nd reading and adoption) Text amendment**. An Ordinance of the City Council of the City of Palm Beach Gardens, Florida adopting an amendment to its Comprehensive Development Plan in accordance with the mandates set forth in Section 163.3184, et seq., Florida Statutes, to create a new subcategory to the existing Mixed Use

1 Land Use Designation for Bioscience Mixed Use Developments and an amendment to  
2 delineate the Scripps Florida Phase II/ Briger Tract Development of Regional Impact (DRI)  
3 on the future land use map and provide a notation on the future land use map pertaining to the  
4 permitted land use densities and intensities established by Ordinance 7, 2005 for  
5 approximately 708.14 acres located South of Donald Ross road, North of Hood Road, and  
6 East and West of Interstate 95; providing a conflicts clause, a severability clause and authority  
7 to codify; providing an effective date; and for other purposes.

8 **Mayor Russo** opened the public hearing.

9 **Mayor Russo** and **Vice Mayor Levy** declared ex parte communication.

10 **Public Comment: Britni Hiatt**, 12685 Buckland Street, Wellington FL; **Christian Minaya**,  
11 901 N. Federal Highway, Apt. A, Lake Worth, FL; **Audray Locker**, 306 N. "M" Street, Apt.  
12 5, Lake Worth, FL; **Adam Barksdale**, 13926 157<sup>th</sup> Court N., Jupiter, FL; **Russ McSpadden**,  
13 822 N. "C" Street, Lake Worth, FL; **Suki DeJong**, 2076 SW 14<sup>th</sup> Avenue, Boynton Beach,  
14 FL; **Gary Serignese**, 11715 Timbers Way, Boca Rator, FL; **Panagiotti Tsoikas**, 822 N. "C"  
15 Street, Lake Worth, FL; **Nate Barksdale**, 13926 157<sup>th</sup> Courth N., Jupiter, FL.

16 **Mayor Russo** directed that the comments from **Resolution 80, 2009** and **Ordinance 18, 2009**  
17 be considered for all agenda items.

18 **Vice Mayor Levy** made a motion to continue to date certain April 1, 2010.

19 **Councilmember Jablin** seconded.

20 Motion passed 5-0.

21 The City Clerk read Ordinance 33, 2009 by title.

22 c. **Ordinance 33, 2009 – (2nd Reading and Adoption) Briger Tract** – Request for a text  
23 amendment to the Land Development Regulations. An Ordinance of the City Council of the  
24 City of Palm Beach Gardens, Florida amending Chapter 78. Land Development. at Section  
25 78-157. Mixed Use Planned Unit Development District. by amending the title of Section 78-  
26 157. such that it shall now be entitled "MXD – Mixed Use Development District", for internal  
27 consistency and adopting new Section 78-232 entitled "Scripps Florida Phase II – Design  
28 Guidelines", in order to establish zoning regulations and design guidelines for the Scripps  
29 Florida Phase II/Briger Tract PCD, to provide regulations for approval and amendment of  
30 future projects within the overlay zone, and to establish criteria for Bioscience Mixed Use  
31 Planned Developments; providing that each and every other Section and Subsection of  
32 Chapter 78. Land Development. shall remain in full force and effect as previously adopted;  
33 providing a conflicts clause, a severability clause, and authority to codify; providing an  
34 effective date; and for other purposes.

35 **Mayor Russo** opened the public hearing and directed that the ex parte communication and  
36 public comments previously noted be included for **Ordinance 33, 2009**.

37 **Vice Mayor Levy** made a motion to continue to date certain April 1, 2010.

38 **Councilmember Jablin** seconded.

39 Motion passed 5-0.

40 The City Clerk read Ordinance 28, 2009 and Resolution 1, 2010 by title.

41 d. **\*Ordinance 28, 2009 – (2nd reading and adoption) Briger Tract** – Request for a  
42 Planned Community Development within the Briger Tract DRI. An Ordinance of the City  
43 Council of the City of Palm Beach Gardens, Florida rezoning certain parcels of real property  
44 consisting of 681 acres, more or less, located South of Donald Ross Road, North of Hood  
45 Road, and East and West of Interstate 95, providing that the subject parcels of real property,  
46 which are more specifically described herein, shall be assigned the city zoning designation of  
47 Planned Community Development (PCD) overlay with an underlying zoning designation of  
48 Mixed-Use (MXD); providing that the zoning map of the City of Palm Beach Gardens be

1 amended to reflect the proper designation for the subject parcels of property; providing a  
2 conflicts clause and a severability clause and authority to codify; providing an effective date;  
3 and for other purposes.

4 **Resolution 1, 2010 is a companion item to Ordinance 28, 2009 and will require Council**  
5 **action.**

6 **Resolution 1, 2010 - Briger PCD site plan.** A Resolution of the City Council of the City of  
7 Palm Beach Gardens, Florida approving the Scripps Florida Phase II/Briger Tract Mixed Use  
8 (MXD) Planned Community Development (PCD), comprised of 2.6 million square feet of  
9 biotech research and development, 1.2 million square feet of office, 300 hotel rooms, 500,000  
10 square feet of retail, and 2,700 residential units on a 681-acre parcel, as more particularly  
11 described herein; providing waivers; providing conditions of approval; providing an effective  
12 date; and for other purposes.

13 **Mayor Russo** opened the public hearing and directed that the ex parte communication and  
14 public comments previously noted be included for **Ordinance 28, 2009.**

15 **Vice Mayor Levy** made a motion to continue to date certain April 1, 2010.

16 **Councilmember Jablin** seconded.

17 Motion passed 5-0.

18 **XI. ORDINANCES (For Consideration on First Reading)**

19 None.

20 **XII. ITEMS FOR COUNCIL ACTION/DISCUSSION**

21 None.

22 **XIII. CITY ATTORNEY REPORT**

23 None.

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1 **XV. ADJOURNMENT**

2 **Vice Mayor Levy** made a motion to adjourn.

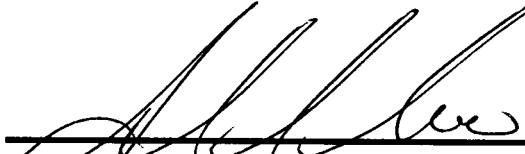
3 **Councilmember Jablin** seconded.


4 Motion passed 5-0.


5 The meeting adjourned at 7:34 p.m.

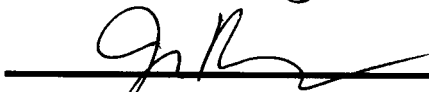
6 The next regularly scheduled City Council meeting will be held January 21, 2010.


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8 **APPROVED:**

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13 Joseph R. Russo, Mayor


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16 David Levy, Vice Mayor

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19 Eric Jablin, Councilmember

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22 Jody Barnett, Councilmember

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25 Robert G. Premuroso, Councilmember

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31 **ATTEST:**

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35 Patricia Snider, CMC  
36 City Clerk

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39 **Note:** These minutes are prepared in compliance with 286.011 F.S. and are not verbatim transcripts of  
40 the meeting. A verbatim audio record is available from the Office of the City Clerk.  
41 All referenced attachments are on file in the Office of the City Clerk.  
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