

1 CITY OF PALM BEACH GARDENS  
2 CITY COUNCIL  
3 REGULAR MEETING  
4 SEPTEMBER 30, 2010  
5

6 The regular meeting was called to order at 7:00 p.m. by Mayor Levy.

7 **I. PLEDGE OF ALLEGIANCE**

8 **II. ROLL CALL**

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

11 **ABSENT:** None.

12 **III. ADDITIONS, DELETIONS, MODIFICATIONS**

13 **ADDITIONS**

14 **Proclamation** – The Benjamin School will commemorate their 50th Anniversary on Saturday,  
15 October 2, 2010.

16 **Councilmember Russo** made a motion for approval of the Addition.

17 **Councilmember Jablin** seconded.

18 Motion passed 4-0.

19 **IV. ANNOUNCEMENTS AND PRESENTATIONS**

20 a. **RECOGNITION OF SPONSORS**

21 **Resource Manager Ann Schilling** recognized sponsors Schumacher Automotive, Comcast  
22 Spotlight and Jammin’ Jim Entertainment for their contributions and the City Council  
23 presented plaques.

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

25 **Councilmember Russo** no report. **Vice Mayor Premuroso** reported on the upcoming Palm  
26 Beach Gardens Youth Triathlon and that the Palm Beach Gardens Historical Society will  
27 publish a book about the City. **Councilmember Jablin** reported on the Police Explorers Golf  
28 Tournament. **Mayor Levy** requested a moment of silence for the passing of **Councilmember**  
29 **Jablin’s** mother **Susan Jablin**. **Mayor Levy** announced the 50th anniversary of The  
30 Benjamin School; reported attending a Loxahatchee River Management Coordinating Council  
31 meeting; Palm Beach Gardens High School will present the play “Did Someone Say  
32 Murder?” October 21–23, 2010 and The Gardens Mall will hold a crime prevention expo  
33 hosted by the Palm Beach Gardens Police Department on Saturday, October 2, 2010.

34 **VI. CITY MANAGER REPORT**

35 None.

36 **VII. COMMENTS FROM THE PUBLIC**

37 **Gregory M. Gibson**, 8510 East Garden Oaks Circle, Palm Beach Gardens.

38 **VIII. CONSENT AGENDA**

39 a. APPROVE MINUTES FROM AUGUST 19, 2010 CITY COUNCIL MEETING.

40 b. **RESOLUTION 62, 2010 – CONTRACT AWARD TO TOTAL MAINTENANCE**  
41 **BUILDING SERVICES. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF**  
42 **PALM BEACH GARDENS, FLORIDA AWARDED A CONTRACT TO TOTAL**  
43 **MAINTENANCE BUILDING SERVICES, INC. FOR PGA FLYOVER LANDSCAPE**  
44 **MAINTENANCE SERVICES; AUTHORIZING THE MAYOR TO EXECUTE THE**  
45 **AGREEMENT; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.**

46 c. **PROCLAMATION – THE BENJAMIN SCHOOL WILL COMMEMORATE THEIR**  
47 **50TH ANNIVERSARY ON SATURDAY, OCTOBER 2, 2010.**

48 **Councilmember Jablin** made a motion for approval of the Consent Agenda.

1 Vice Mayor Premuroso seconded.

2 Motion passed 4-0.

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

4 a. PRESENTATION OF THE FISCAL YEAR 2010/2011 BUDGET.

5 Presentation by: Budget Oversight Committee Chair L. Marc Cohn.

6 The City Clerk read Resolution 47, 2010 by title.

7 b. RESOLUTION 47, 2010 - ADOPTING A TAX LEVY AND MILLAGE RATE. A  
8 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS,  
9 FLORIDA ADOPTING A TAX LEVY AND MILLAGE RATE FOR THE CITY OF PALM  
10 BEACH GARDENS FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2010, AND  
11 ENDING SEPTEMBER 30, 2011; DIRECTING THE CITY CLERK TO FORWARD A  
12 CERTIFIED COPY OF THIS RESOLUTION TO THE PROPERTY APPRAISER AND  
13 TAX COLLECTOR WITHIN THREE (3) DAYS AFTER ITS ADOPTION; PROVIDING  
14 AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

15 Mayor Levy opened the public hearing.

16 Presentation by: Finance Administrator Allan Owens.

17 Public Comment: Terence Brady, 4409 Lacey Oak Drive, Palm Beach Gardens; Tom Sosey,  
18 149 Bent Tree Drive, Palm Beach Gardens; Ken Menard, 8510 East Garden Oaks Circle,  
19 Palm Beach Gardens.

20 Mayor Levy closed the public hearing.

21 Discussion ensued.

22 Councilmember Jablin announced that the City of Palm Beach Gardens is proposing to  
23 adopt the proposed final millage rate of 5.9258 mils, which includes a debt millage of .1854  
24 and an operating rate of 5.7404 mils which is less than the roll-back rate of 6.0286 by 4.78  
25 percent.

26 Councilmember Jablin made a motion to approve Resolution 47, 2010 setting the final  
27 millage rate for Fiscal Year 2010/2011 at 5.9258 mils.

28 Councilmember Russo seconded.

29 Motion passed 4-0.

30 The City Clerk read Ordinance 23, 2010 by title.

31 c. ORDINANCE 23, 2010 – (2nd READING) ADOPTING FISCAL YEAR 2010/2011  
32 BUDGET. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH  
33 GARDENS, FLORIDA ADOPTING THE BUDGET FOR THE CITY OF PALM BEACH  
34 GARDENS FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2010, AND  
35 ENDING SEPTEMBER 30, 2011; PROVIDING A CONFLICTS CLAUSE AND A  
36 SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER  
37 PURPOSES.

38 Mayor Levy opened the public hearing and asked that the comments for Resolution 47, 2010  
39 be included for Ordinance 23, 2010.

40 Mayor Levy closed the public hearing.

41 Councilmember Jablin made a motion to approve Ordinance 23, 2010 on second and final  
42 reading adopting a final budget for Fiscal Year 2010/2011.

43 Councilmember Russo seconded.

44 Motion passed 4-0.

45 The City Clerk read Ordinance 21, 2010 by title.

46 d. ORDINANCE 21, 2010 – (2ND READING AND ADOPTION) REVISE THE SIGN  
47 CODE. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH  
48 GARDENS, FLORIDA AMENDING CHAPTER 78. AT ARTICLE V. BY REPEALING

1 DIVISION 7. SIGNS. AND READOPTING SAME, AS REVISED, IN ORDER TO  
2 COMPREHENSIVELY REVISE AND CLARIFY THE CITY'S SIGN CODE; FURTHER  
3 AMENDING CHAPTER 78. AT SECTION 78-751. DEFINITIONS. BY ADOPTING NEW  
4 DEFINITIONS FOR "SIGN, EVENT SIGNAGE", "SIGN, RIGHT-OF-WAY BANNER",  
5 "SURFACE AREA", AND "VISIBILITY TRIANGLES (AKA SAFE-SITE TRIANGLES)";  
6 PROVIDING THAT EACH AND EVERY OTHER SECTION AND SUBSECTION OF  
7 CHAPTER 78. LAND DEVELOPMENT. SHALL REMAIN IN FULL FORCE AND  
8 EFFECT AS PREVIOUSLY ADOPTED; PROVIDING A CONFLICTS CLAUSE, A  
9 SEVERABILITY CLAUSE, AND AUTHORITY TO CODIFY; PROVIDING AN  
10 EFFECTIVE DATE; AND FOR OTHER PURPOSES.

11 Mayor Levy opened the public hearing.

12 Presentation by: Planner Martin Schneider.

13 Public Comment: None.

14 Mayor Levy closed the public hearing.

15 Councilmember Jablin made a motion for approval of Ordinance 21, 2010.

16 Vice Mayor Premuroso seconded.

17 Motion passed 4-0.

18 The City Clerk read Resolution 56, 2010 by title.

19 e. RESOLUTION 56, 2010 - PGA MARINA PLANNED UNIT DEVELOPMENT (PUD).  
20 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH  
21 GARDENS, FLORIDA APPROVING AN AMENDMENT TO THE PGA MARINA  
22 PLANNED UNIT DEVELOPMENT (PUD), LOCATED AT 2385 PGA BOULEVARD, AS  
23 MORE PARTICULARLY DESCRIBED HEREIN, TO INCREASE THE NUMBER OF  
24 BOAT STORAGE AREAS AND MODIFY THE SITE PLAN AND LANDSCAPE PLAN;  
25 PROVIDING WAIVERS; PROVIDING CONDITIONS OF APPROVAL; PROVIDING AN  
26 EFFECTIVE DATE; AND FOR OTHER PURPOSES.

27 Mayor Levy opened the public hearing.

28 No ex parte communication was declared.

29 Presentation by: Ann Booth, Urban Design Kilday Studios.

30 Mayor Levy closed the public hearing.

31 Councilmember Jablin made a motion for approval of Resolution 56, 2010.

32 Vice Mayor Premuroso seconded.

33 Motion passed 4-0.

#### 34 X. RESOLUTIONS

35 The City Clerk read Resolution 57, 2010 by title.

36 a. RESOLUTION 57, 2010 - ANNUAL FEES AND CHARGES SCHEDULE. A  
37 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS,  
38 FLORIDA UPDATING THE SCHEDULE OF FEES AND CHARGES FOR VARIOUS  
39 SERVICES RENDERED BY THE CITY OF PALM BEACH GARDENS FOR ITS  
40 CITIZENS AND OTHER MEMBERS OF THE PUBLIC FOR FISCAL YEAR 2010/2011;  
41 PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

42 Mayor Levy opened the public hearing.

43 Presentation by: Administrative Services Manager Jamie Voss.

44 Mayor Levy closed the public hearing.

45 Discussion ensued.

46 Councilmember Jablin made a motion for approval of Resolution 57, 2010.

47 Councilmember Russo seconded.

48 Motion passed 4-0.

1 The City Clerk read Resolution 74, 2010 by title.  
2 b. RESOLUTION 74, 2010 – POLICE DISPATCH INTERLOCAL AGREEMENT. A  
3 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS,  
4 FLORIDA BETWEEN THE CITY OF PALM BEACH GARDENS, THE TOWN OF  
5 JUPITER, AND THE TOWN OF JUNO BEACH ESTABLISHING THE NORTH COUNTY  
6 DISPATCH CENTER TO PROVIDE DISPATCH AND COMMUNICATIONS  
7 OPERATIONS; AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT;  
8 PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

9 Mayor Levy opened the public hearing.

10 Presentation by: Police Chief Stephen Stepp.

11 Mayor Levy closed the public hearing.

12 Councilmember Jablin made a motion for approval of Resolution 74, 2010.

13 Councilmember Russo seconded.

14 Motion passed 4-0.

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

16 None.

17 **XII. CITY ATTORNEY REPORT**

18 None.

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1 **XIII. ADJOURNMENT**

2 **Councilmember Jablin** made a motion to adjourn.

3 **Councilmember Russo** seconded.

4 Motion passed 4-0.

5 The meeting adjourned at 8:40 p.m.

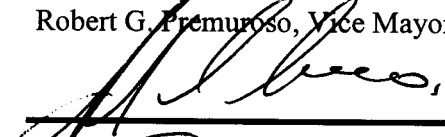
6 The next regularly scheduled City Council meeting will be held October 7, 2010.

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8 **APPROVED:**

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12 David Levy, Mayor

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16 Robert G. Premuroso, Vice Mayor

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19 Joseph R. Russo, Councilmember

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22 Eric Jablin, Councilmember

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31 **ATTEST:**

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34 Patricia Snider, CMC  
35 City Clerk

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

42 All referenced attachments are on file in the Office of the City Clerk.