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CITY OF PALM BEACH GARDENS
CITY COUNCIL
REGULAR MEETING
NOVEMBER 4, 2010

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

I. PLEDGE OF ALLEGIANCE

II. ROLL CALL

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

ABSENT: None.

III. ADDITIONS, DELETIONS, MODIFICATIONS

None.

IV. ANNOUNCEMENTS AND PRESENTATIONS

None.

V. ITEMS OF RESIDENT INTEREST AND BOARD/COMMITTEE REPORTS

Councilmember Russo congratulated Marcie Tinsley, suggested a policy addressing romantic relationships in the work place and requested the City Manager prepare a review of the current City Charter. Vice Mayor Premuroso had no report. Councilmember Jablin discussed the possibility of a Charter Review Committee and a policy for romantic relationships in the work place. Mayor Levy announced the Mayor's Classic Golf Tournament, Duncan Middle School's Veterans Day Program and the Palm Beach Gardens Annual Veterans Day ceremony featuring the U.S. Signal Corps Army Band. Councilmember Russo suggested a letter be sent to the Palm Beach County School Board supporting Veterans Day as an official holiday.

VI. CITY MANAGER REPORT

City Manager Ferris presented the cost savings of changing to one City Council meeting per month. The City Council members reached consensus for one meeting per month beginning in January 2011. September will continue to have two meetings. Additional meetings can be called when necessary.

VII. COMMENTS FROM THE PUBLIC

None.

VIII. CONSENT AGENDA

a. RESOLUTION 59, 2010 – CAMPUS DRIVE RIGHT OF WAY ACCEPTANCE. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA ACCEPTING A RIGHT-OF-WAY DEED FOR A PORTION OF CAMPUS DRIVE, PREVIOUSLY TRANSFERRED TO THE CITY OF PALM BEACH GARDENS BY PALM BEACH COUNTY VIA THE DEED RECORDED IN O. R. BOOK 23733, PAGE 1426; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

b. RESOLUTION 69, 2010 – APPROVING A PLATTING EXCEPTION. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA APPROVING AN EXCEPTION TO THE REQUIREMENTS OF PLATTING FOR LOT 31 OF POD "D", LOCATED WITHIN THE FRENCHMAN'S RESERVE PLANNED COMMUNITY DEVELOPMENT (PCD); PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

c. PROCLAMATION – NATIONAL AMERICAN INDIAN HERITAGE MONTH.

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

Vice Mayor Premuroso seconded.

Motion passed 4-0.

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

2 **Mayor Levy** announced the procedures for tonight's proceedings.

3 Those preparing to give testimony were sworn in.

4 The City Clerk read Resolution 77, 2010 by title.

5 a. *RESOLUTION 77, 2010 – AIPP REQUIREMENT FOR THE POINTE PUD. A
6 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS,
7 FLORIDA APPROVING ARTWORK, IN SATISFACTION OF THE ART IN PUBLIC PLACES
8 REQUIREMENT, FOR THE POINTE PLANNED UNIT DEVELOPMENT (PUD), LOCATED
9 AT THE INTERSECTION OF I-95 AND MILITARY TRAIL AND AS MORE PARTICULARLY
10 DESCRIBED HEREIN; PROVIDING CONDITIONS OF APPROVAL; PROVIDING AN
11 EFFECTIVE DATE; AND FOR OTHER PURPOSES.

12 No ex parte communication was declared.

13 **Mayor Levy** opened the public hearing.

14 **Presentation by: Anne Booth,** Urban Design Kilday Studios.

15 **Public Comment:** None.

16 **Mayor Levy** closed the public hearing.

17 **Councilmember Jablin** made a motion for approval for Resolution 77, 2010.

18 **Vice Mayor Premuroso** seconded.

19 Motion passed 4-0.

20 **X. RESOLUTIONS**

21 The City Clerk read Resolution 58, 2010 by title.

22 a. RESOLUTION 58, 2010 – ON SITE HEALTH CLINIC. A RESOLUTION OF THE CITY
23 COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA APPROVING AN
24 AGREEMENT WITH CAREHERE, LLC TO PROVIDE AN ON-SITE EMPLOYEE
25 HEALTHCARE CLINIC; AUTHORIZING THE MAYOR TO EXECUTE SUCH AGREEMENT;
26 PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

27 **Presentation by: Fire Chief Pete Bergel, Finance Administrator Allan Owens.**

28 **Public Comment:** None.

29 Discussion ensued.

30 **Councilmember Jablin** made a motion for approval of Resolution 58, 2010.

31 **Councilmember Russo** seconded.

32 Motion passed 4-0.

33 The City Clerk read Resolution 83, 2010 by title.

34 b. RESOLUTION 83, 2010 – CHANGE ORDER NO. 1 TO PIRTLE CONSTRUCTION. A
35 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS,
36 FLORIDA APPROVING CHANGE ORDER NO. 1 TO JAMES B. PIRTLE CONSTRUCTION
37 COMPANY D/B/A PIRTLE CONSTRUCTION COMPANY FOR THE DESIGN/BUILD OF THE
38 MUNICIPAL COMPLEX EMERGENCY OPERATIONS AND COMMUNICATIONS CENTER;
39 PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

40 **Councilmember Russo** recused himself, left the dais and completed Form 8B.

41 **Presentation by: City Engineer Todd Engle.**

42 **Public Comment:** None.

43 **Councilmember Jablin** made a motion for approval of Resolution 83, 2010.

44 **Vice Mayor Premuroso** seconded.

45 Motion passed 3-0.

46 **Councilmember Russo** returned to the dais.

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

48 **Mayor Levy** suggested a Charter Review Committee consider rules governing elections.

1 **XII. CITY ATTORNEY REPORT**

2 None.

3 **XIII. ADJOURNMENT**

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

5 **Councilmember Russo** seconded.

6 Motion passed 4-0.

7 The meeting adjourned at 8:01 p.m.

8 The next regularly scheduled City Council meeting will be held November 18, 2010.

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10 **APPROVED:**

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David Levy, Mayor

Robert G. Premuroso, Vice Mayor

Joseph R. Russo, Councilmember

Eric Jablin, Councilmember

Marcie Tinsley, Councilmember

38 **ATTEST:**

Patricia Snider, CMC
City Clerk

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