



CITY OF PALM BEACH GARDENS
COUNCIL AGENDA
December 16, 2010
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:](#)
- 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 NOVEMBER 4, 2010 CITY COUNCIL MEETING.
 - b. APPROVE MINUTES FROM NOVEMBER 18, 2010 CITY COUNCIL MEETING.
 - c. APPROVE MINUTES FROM DECEMBER 2, 2010 CITY COUNCIL MEETING.
 - d. PROCLAMATION – LET’S MOVE CAMPAIGN.
- IX. [PUBLIC HEARINGS: \(* Designates Quasi-Judicial Hearing\)](#)
 - a. [*ORDINANCE 27, 2010](#) – (2nd READING AND ADOPTION) REZONING PARCEL 18.A07. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA REZONING ONE (1) PARCEL OF REAL PROPERTY CONSISTING OF APPROXIMATELY TWELVE AND 39/100 (12.39) ACRES, MORE OR LESS; SUCH PARCEL BEING LOCATED GENERALLY AT THE NORTHWEST CORNER OF THE INTERSECTION OF HOOD ROAD AND THE FLORIDA TURNPIKE, INFORMALLY KNOWN AS “PARCEL 18.A07”, AS MORE PARTICULARLY DESCRIBED HEREIN, FROM PALM BEACH COUNTY RESIDENTIAL SINGLE FAMILY (RS) AND RESIDENTIAL ESTATE (RE) TO CITY OF PALM BEACH GARDENS RESIDENTIAL LOW, UP TO 4 UNITS PER ACRE (RL-2) ZONING DISTRICT; PROVIDING FOR REVISIONS TO THE ZONING DISTRICT MAP; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

- b. [*RESOLUTION 91, 2010](#) - OUTDOOR ACCESSORY STRUCTURE AT MIDTOWN. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA APPROVING A MAJOR SITE PLAN AMENDMENT TO THE MIDTOWN PLANNED UNIT DEVELOPMENT (PUD), LOCATED AT 4801 PGA BOULEVARD, AS MORE PARTICULARLY DESCRIBED HEREIN, TO ADD AN OUTDOOR ACCESSORY STRUCTURE IN THE PLAZA BETWEEN CANTINA LAREDO AND III FORKS STEAKHOUSE; PROVIDING CONDITIONS OF APPROVAL; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- c. [ORDINANCE 28, 2010](#) – (1ST READING) AMENDING FISCAL YEAR 2010/2011 BUDGETED FUND BALANCE CARRY. 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, 2010, AND ENDING SEPTEMBER 30, 2011, INCLUSIVE; PROVIDING A CONFLICTS CLAUSE AND A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- d. [ORDINANCE 29, 2010](#) – (1ST READING) AMENDING THE FISCAL YEAR 2010/2011 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, 2010, AND ENDING SEPTEMBER 30, 2011, INCLUSIVE; PROVIDING A CONFLICTS CLAUSE AND A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- e. [*RESOLUTION 55, 2010](#) – (CONTINUED FROM NOVEMBER 18, 2010) AMENDMENT TO THE SOUTHAMPTON PLANNED UNIT DEVELOPMENT (PUD). A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA APPROVING AN AMENDMENT TO THE SOUTHAMPTON PLANNED UNIT DEVELOPMENT (PUD), LOCATED AT THE NORTHEAST CORNER OF CENTRAL BOULEVARD AND PGA BOULEVARD, AS MORE PARTICULARLY DESCRIBED HEREIN, TO ALLOW THE CONSTRUCTION OF 96 TOWNHOMES AND 58 SINGLE-FAMILY HOMES; PROVIDING WAIVERS; PROVIDING CONDITIONS OF APPROVAL; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

X. RESOLUTIONS:

- a. [RESOLUTION 93, 2010](#) - APPOINTMENT OF ONE MEMBER TO THE BUDGET OVERSIGHT COMMITTEE. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA APPROVING THE APPOINTMENT OF A REGULAR MEMBER TO THE BUDGET OVERSIGHT COMMITTEE; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- b. [RESOLUTION 94, 2010](#) - PURCHASE OF FIFTEEN REPLACEMENT VEHICLES. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA APPROVING THE PURCHASE OF FIFTEEN (15) REPLACEMENT POLICE DEPARTMENT VEHICLES FROM MAROONE DODGE OF PEMBROKE PINES AND HUB CITY FORD, INC. VIA AN EXISTING CONTRACT WITH THE FLORIDA SHERIFF'S ASSOCIATION, CONTRACT NO. 10-18-0907; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

- c. [RESOLUTION 95, 2010](#) - GENERAL OBLIGATION REFUNDING BONDS. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA AUTHORIZING THE ISSUANCE OF \$4,440,996.89 GENERAL OBLIGATION REFUNDING BONDS, SERIES 2010 FOR THE PURPOSE OF REFUNDING ALL OF THE CITY'S GENERAL OBLIGATION BONDS, SERIES 1998 AND SERIES 1999, THAT REMAIN OUTSTANDING; PRESCRIBING THE FORM, TERMS, AND DETAILS OF SUCH BONDS; MAKING CERTAIN OTHER COVENANTS AND AGREEMENTS IN CONNECTION WITH THE ISSUANCE OF SUCH BONDS; SPECIFYING THE USE OF THE PROCEEDS OF SUCH BONDS; AWARDING SUCH BONDS TO SUNTRUST BANK BY NEGOTIATED SALE; DIRECTING THE LEVY OF THE AD VALOREM TAXES OF THE CITY OF PALM BEACH GARDENS TO THE REPAYMENT OF THE BONDS; DESIGNATING THE BONDS AS "QUALIFIED TAX-EXEMPT OBLIGATIONS" WITHIN THE MEANING OF SECTION 265(b)(3) OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED; PROVIDING A CONFLICTS CLAUSE AND A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

XI. [ITEMS FOR COUNCIL ACTION/DISCUSSION:](#)

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.