



**CITY OF PALM BEACH GARDENS
COUNCIL AGENDA
June 2, 2011
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. RECOGNITION OF BENJAMIN SCHOOL LACROSSE IA STATE CHAMPIONS
 - b. LEGISLATIVE UPDATE FROM REPRESENTATIVE ROONEY
 - c. PRESENTATION OF CITIZEN LIFE SAVING AWARD.
 - d. PUBLIC SECTOR EXCELLENCE AWARD.
- 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 MAY 5, 2011 CITY COUNCIL MEETING
 - b. RESOLUTION 28, 2011 - NORTHLAKE BOULEVARD INTERLOCAL AGREEMENT. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA APPROVING A FOURTH AMENDMENT TO THE AMENDED AND RESTATED INTERLOCAL AGREEMENT BETWEEN THE VILLAGE OF NORTH PALM BEACH, THE TOWN OF LAKE PARK, PALM BEACH COUNTY, AND THE CITY OF PALM BEACH GARDENS; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

- c. RESOLUTION 29, 2011 - INTERLOCAL AGREEMENT WITH NORTHERN PALM BEACH COUNTY IMPROVEMENT DISTRICT. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA AUTHORIZING THE MAYOR TO EXECUTE AN INTERLOCAL AGREEMENT WITH NORTHERN PALM BEACH COUNTY IMPROVEMENT DISTRICT FOR NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) THIRD-TERM PERMIT; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- d. RESOLUTION 32, 2011 – DECLARING SURPLUS PROPERTY. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA DECLARING CERTAIN ITEMS OF PERSONAL PROPERTY AS SURPLUS PROPERTY AND AUTHORIZING ITS SALE BY AUCTION; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- e. RESOLUTION 34, 2011 - INTERLOCAL AGREEMENT WITH PALM BEACH COUNTY. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA APPROVING AN INTERLOCAL AGREEMENT WITH PALM BEACH COUNTY FOR COMMUNITY DEVELOPMENT BLOCK GRANT AND HOME INVESTMENT PARTNERSHIPS PROGRAM ACTIVITIES FOR FISCAL YEARS 2012, 2013, AND 2014; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- f. RESOLUTION 35, 2011 – SUPPORT OF A PETITION FROM THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA REQUESTING THAT THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY GRANT THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION'S PETITION REQUESTING THAT THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY WITHDRAW ITS DETERMINATION THAT NUMERIC NUTRIENT CRITERIA ARE NECESSARY IN FLORIDA; REPEAL FEDERALLY PROMULGATED CRITERIA FOR FLORIDA; AND DISCONTINUE PROPOSING OR PROMULGATING ADDITIONAL NUMERIC NUTRIENT CRITERIA IN FLORIDA; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

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

- a. ORDINANCE 10, 2011 – (2nd READING AND ADOPTION) AMEND THE CITY'S LAND DEVELOPMENT REGULATIONS FOR THE NORTHLAKE BOULEVARD OVERLAY ZONE (NBOZ). AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA AMENDING CHAPTER 78. LAND DEVELOPMENT. BY REVISING SECTION 78-228(b)(1) AND SECTION 78-229(a)(2) IN ORDER TO EXTEND THE DEADLINE FOR SIGNAGE AND LANDSCAPING COMPLIANCE UNDER THE NORTHLAKE BOULEVARD OVERLAY ZONE TO MAY 31, 2014; PROVIDING THAT EACH AND EVERY OTHER SECTION AND SUBSECTION OF CHAPTER 78. LAND DEVELOPMENT. SHALL REMAIN IN FULL FORCE AND EFFECT AS PREVIOUSLY ADOPTED; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

- b. [ORDINANCE 11, 2011](#) – (1st READING) AMEND THE CITY’S ELECTION CODE. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA AMENDING THE CITY’S CODE OF ORDINANCES BY REPEALING CHAPTER 26. ELECTIONS. IN ITS ENTIRETY AND READOPTING SAME, AS REVISED, IN ORDER TO REVISE AND CLARIFY THE PROCESS UTILIZED TO CONDUCT THE CITY’S MUNICIPAL ELECTIONS AND METHODS OF QUALIFYING; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- c. [*RESOLUTION 31, 2011](#) - PGA CORPORATE CENTER (PARCEL 5A). A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA AMENDING RESOLUTION 166, 2005 TO MODIFY ONE (1) CONDITION OF APPROVAL FOR THE PGA CORPORATE CENTER PLANNED COMMUNITY DEVELOPMENT (PCD), ALSO KNOWN AS “PARCEL 5A,” GENERALLY BOUNDED BY INTERSTATE 95 RIGHT-OF-WAY AND MILITARY TRAIL TO THE WEST, THE WINCHESTER COURTS AND GARDEN WOODS RESIDENTIAL DEVELOPMENTS TO THE NORTH, ALTERNATE A1A TO THE EAST, AND PGA BOULEVARD TO THE SOUTH, AS MORE PARTICULARLY DESCRIBED HEREIN; PROVIDING A CONDITION OF APPROVAL; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

X. [RESOLUTIONS:](#)

- a. RESOLUTION 30, 2011 - INTERLOCAL AGREEMENT WITH JUNO BEACH. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA AUTHORIZING THE MAYOR TO EXECUTE AN INTERLOCAL AGREEMENT WITH THE TOWN OF JUNO BEACH FOR FLEET MAINTENANCE SERVICES; 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.