



**CITY OF PALM BEACH GARDENS  
COUNCIL AGENDA  
July 19, 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 PALM BEACH GARDENS HIGH SCHOOL LADY GATORS SOFTBALL STATE CHAMPIONSHIP.
- 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 25, 2011 CITY COUNCIL SPECIAL MEETING.
  - b. APPROVE MINUTES FROM JUNE 2, 2011 CITY COUNCIL MEETING.
  - c. RESOLUTION 39, 2011 - STORM DEBRIS DISPOSAL SERVICES AGREEMENTS. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA APPROVING ADDENDA TO STAND-BY AGREEMENTS WITH GRUBBS EMERGENCY SERVICES, LLC AND OMNI PINNACLE, LLC FOR DISASTER RECOVERY SERVICES; AUTHORIZING THE MAYOR TO EXECUTE THE ADDENDA; AUTHORIZING THE CITY MANAGER TO APPROVE FUTURE ADDENDA; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

- d. RESOLUTION 42, 2011 - EXTENSION OF STANDBY DISASTER RECOVERY SERVICES AGREEMENTS. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA APPROVING AN EXTENSION OF THE STANDBY DISASTER RECOVERY SERVICES AGREEMENTS WITH CERES ENVIRONMENTAL SERVICES, INC., PHILLIPS & JORDAN, INC., AND ASHBRIIT, INC.; AUTHORIZING THE MAYOR TO EXECUTE THE EXTENSIONS; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES
- e. PROCLAMATION – PARKS AND RECREATION MONTH.
- f. PROCLAMATION – TOLIVER-HARRINGTON FAMILY REUNION DAYS.

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

- a. \*[ORDINANCE 9, 2011](#) – (2nd READING AND ADOPTION) AMENDING THE PGA NATIONAL PLANNED COMMUNITY DEVELOPMENT (PCD). AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA AMENDING THE PGA NATIONAL PLANNED COMMUNITY DEVELOPMENT (PCD), APPROVED BY ORDINANCE 22, 1998, TO ELIMINATE CERTAIN CONDITIONS OF APPROVAL RELATING TO RYDER CUP BOULEVARD; PROVIDING CONDITIONS OF APPROVAL; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

**RESOLUTION 24, 2011 IS A COMPANION ITEM TO ORDINANCE 9, 2011 AND WILL REQUIRE COUNCIL ACTION.**

\*RESOLUTION 24, 2011 - TRAFFIC CONTROL AGREEMENT. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA AMENDING THE PGA NATIONAL TRAFFIC CONTROL AGREEMENT APPROVED BY RESOLUTION 99, 2006 TO ELIMINATE CERTAIN CONDITIONS OF APPROVAL RELATING TO RYDER CUP BOULEVARD; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

- b. \*[RESOLUTION 27, 2011](#) - PALM BEACH COMMUNITY CHURCH/BORLAND CENTER REQUEST FOR AN ADDITIONAL MONUMENT SIGN. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA AMENDING THE BORLAND CENTER PLANNED UNIT DEVELOPMENT (PUD) LOCATED ALONG THE NORTH SIDE OF PGA BOULEVARD BETWEEN GARDENS SQUARE BOULEVARD AND SHADY LAKES DRIVE, AS MORE PARTICULARLY DESCRIBED HEREIN; APPROVING WAIVERS TO ALLOW AN ADDITIONAL MONUMENT SIGN WITH ELECTRONIC CHANGEABLE COPY AS MORE PARTICULARLY DESCRIBED HEREIN; PROVIDING CONDITIONS OF APPROVAL; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

- c. [ORDINANCE 13, 2011](#) – (1<sup>st</sup> READING) PROPOSED COMMUNICATION TAX. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA INCREASING THE LOCAL COMMUNICATIONS SERVICES TAX RATE; PROVIDING FOR INTENT; PROVIDING FOR INCREASED LOCAL COMMUNICATIONS SERVICES TAX RATE; PROVIDING FOR NOTICE TO THE DEPARTMENT OF REVENUE; PROVIDING A CONFLICTS CLAUSE AND A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
  
- d. \*[RESOLUTION 36, 2011](#) - SITE PLAN AMENDMENT AT DOWNTOWN AT THE GARDENS. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA AMENDING THE MASTER LAKE AREA PLAN WITHIN DOWNTOWN AT THE GARDENS LOCATED WITHIN THE REGIONAL CENTER DEVELOPMENT OF REGIONAL IMPACT (DRI) / PLANNED COMMUNITY DEVELOPMENT (PCD), AS MORE PARTICULARLY DESCRIBED HEREIN, TO MODIFY CERTAIN CONDITIONS OF APPROVAL RELATIVE TO THE TIMING OF THE INSTALLATION OF THE PLAN IMPROVEMENTS; PROVIDING CONDITIONS OF APPROVAL; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
  
- e. [ORDINANCE 14, 2011](#) – (1<sup>st</sup> READING) AMENDING CHAPTER 1. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA AMENDING THE CITY CODE OF ORDINANCES AT CHAPTER 1. GENERAL PROVISIONS. BY REPEALING SECTION 1-2. DEFINITIONS AND RULES OF CONSTRUCTION. AND READOPTING SAME WITH FIVE (5) NEW DEFINITIONS WHICH SHALL BE INCLUDED AMONG THE EXISTING DEFINITIONS IN ALPHABETICAL ORDER; PROVIDING THAT EACH AND EVERY OTHER SECTION AND SUBSECTION OF CHAPTER 1. 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.
  
- f. [ORDINANCE 15, 2011](#) - (1<sup>ST</sup> READING) AMENDING ORDINANCE 7, 2010, BUSINESS TAX AND REGISTRATION. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA AMENDING CHAPTER 66. TAXATION. OF THE CITY CODE OF ORDINANCES BY REPEALING SECTION 66-58. PROFESSIONS; STATE LICENSURE PREREQUISITE TO CITY BUSINESS TAX RECEIPT. AND READOPTING SAME IN ORDER TO COMPLY WITH CHAPTER 205, *FLORIDA STATUTES*; FURTHER AMENDING CHAPTER 66. BY REPEALING SECTION 66-68 AND READOPTING SAME, AS REVISED, FOR CLARIFICATION; PROVIDING THAT EACH AND EVERY OTHER SECTION AND SUBSECTION OF CHAPTER 66. 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.

**X. RESOLUTIONS:**

- a. [RESOLUTION 33, 2011](#) - ADOPTING A PROPOSED MAXIMUM MILLAGE RATE. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA ADOPTING A PROPOSED MAXIMUM MILLAGE RATE FOR THE CITY OF PALM BEACH GARDENS FOR FISCAL YEAR 2011/2012; SETTING THE DATE, TIME, AND PLACE OF THE FIRST BUDGET HEARING; 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.**