



**CITY OF PALM BEACH GARDENS
COUNCIL AGENDA
February 3, 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. HONDA CLASSIC ECONOMIC IMPACT PRESENTATION.
- V. **ITEMS OF RESIDENT INTEREST AND BOARD/COMMITTEE REPORTS:**
- VI. **CITY MANAGER REPORT:**
 - a. ECONOMIC DEVELOPMENT PROJECT
- 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 JANUARY 6, 2011 CITY COUNCIL MEETING.
 - b. **RESOLUTION 5, 2011** - AGREEMENT WITH THE CHILDREN'S HEALTHCARE CHARITY, INC. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA APPROVING AN AGREEMENT WITH THE CHILDREN'S HEALTHCARE CHARITY, INC. FOR THE 2011 HONDA CLASSIC PGA GOLF TOURNAMENT TO PROVIDE TEMPORARY VOLUNTEER PARKING, A PUBLIC SAFETY GRANT FOR OFF-DUTY POLICE AND FIRE PERSONNEL, AND EXCLUSIVE USE OF MIRASOL PARK; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

- c. RESOLUTION 6, 2011 – CITY CANVASSING BOARD. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA APPOINTING THE SUPERVISOR OF ELECTIONS, OR DESIGNEE, AS AN ADDITIONAL MEMBER OF THE CITY OF PALM BEACH GARDENS CANVASSING BOARD; REQUESTING THE SUPERVISOR OF ELECTIONS, OR DESIGNEE, TO CANVASS ALL ABSENTEE BALLOTS, TO CANVASS THE MUNICIPAL ELECTION, AND TO CONDUCT THE LOGIC AND ACCURACY TESTING FOR ALL ELECTION MACHINERY; AUTHORIZING THE CITY CLERK TO APPOINT ELECTION OFFICIALS FOR THE PURPOSE OF CONDUCTING THE GENERAL ELECTION AND RUN-OFF ELECTION, IF APPLICABLE; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES

- d. PROCLAMATION – HONDA CLASSIC WEEK.

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

- a. *[RESOLUTION 55, 2010](#) – (CONTINUED FROM DECEMBER 16, 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.

- b. [ORDINANCE 28, 2010](#) – (2ND READING AND ADOPTION) 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.

- c. [ORDINANCE 29, 2010](#) – (2ND READING AND ADOPTION) 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.

- d. [ORDINANCE 1, 2011](#) – (2nd READING AND ADOPTION) AMENDING THE CITY’S LAND DEVELOPMENT REGULATIONS. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA AMENDING CHAPTER 78. LAND DEVELOPMENT. BY REPEALING SUBSECTION 78-80(a)(12) AND READOPTING SAME, AS REVISED; FURTHER AMENDING CHAPTER 78. BY REPEALING SUBSECTION 78-157(b). DEFINITIONS. IN ITS ENTIRETY AND RESERVING SAME FOR FUTURE LEGISLATION; FURTHER AMENDING CHAPTER 78. BY REPEALING SECTIONS 78-571. AND 78-572. AND SUBSECTION 78-681(b)(5) AND READOPTING SAME, AS REVISED, IN ORDER TO CLARIFY PARK AND RECREATION REQUIREMENTS; FURTHER AMENDING CHAPTER 78. AT SECTION 78-751. DEFINITIONS. BY REPEALING THE DEFINITIONS OF “ALLEY” AND “GOVERNMENT USES” AND READOPTING SAME, AS REVISED, AND ADOPTING NEW DEFINITIONS OF “BUILD TO LINE”, “COMMUNITY PARK”, “LIVE-WORK”, “MAIN STREET”, “NEIGHBORHOOD PARK”, “PEDESTRIAN-ORIENTED GROUND FLOOR USES”, “PRIMARY STREET”, “SECONDARY STREET”, “TERTIARY STREET”, AND “WATER ACCESS”; 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.
- e. [ORDINANCE 2, 2011](#) - (1ST READING) TEXT AMENDMENT TO THE CAPITAL IMPROVEMENTS ELEMENT (CIE). AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA ADOPTING AN AMENDMENT TO ITS COMPREHENSIVE DEVELOPMENT PLAN IN ACCORDANCE WITH THE MANDATES SET FORTH IN SECTIONS 163.3177 AND 163.3187, ET SEQ., FLORIDA STATUTES, PURSUANT TO A CITY-INITIATED AMENDMENT WHICH PROVIDES FOR THE ANNUAL UPDATE TO THE FIVE-YEAR CAPITAL IMPROVEMENTS SCHEDULE WITHIN THE CAPITAL IMPROVEMENTS ELEMENT, INCLUDING REVISED TEXT NECESSARY TO UPDATE TABULAR DATA IN THE CAPITAL IMPROVEMENTS ELEMENT; PROVIDING THAT THE TEXT AND DATA, AS AMENDED OR REVISED, SHALL BE SUBSTITUTED FOR AND REPLACE THE EXISTING TEXT OR DATA IN THE CAPITAL IMPROVEMENTS ELEMENT; PROVIDING FOR TRANSMITTAL TO THE STATE LAND PLANNING AGENCY; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- f. [ORDINANCE 3, 2011](#) – (1ST READING) AMENDING THE CITY’S LAND DEVELOPMENT REGULATIONS. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA AMENDING CHAPTER 78. LAND DEVELOPMENT. BY ADOPTING NEW SUBSECTION 78-49(e) IN ORDER TO CREATE EXEMPTIONS TO THE ARCHITECTURAL REVIEW REQUIREMENT PROCESS FOR MINOR ARCHITECTURAL MODIFICATIONS WITHIN PLANNED COMMUNITY DEVELOPMENTS (PCDs) AND ADOPT REGULATIONS PERTAINING TO PROCESSING EXEMPTION REQUESTS; 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.

X. RESOLUTIONS:

- a. RESOLUTION 8, 2011 - FEES AND CHARGES SCHEDULE. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA UPDATING THE SCHEDULE OF FEES AND CHARGES FOR VARIOUS SERVICES RENDERED BY THE CITY OF PALM BEACH GARDENS FOR ITS CITIZENS AND OTHER MEMBERS OF THE PUBLIC FOR FISCAL YEAR 2010/2011; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

XI. ITEMS FOR COUNCIL ACTION/DISCUSSION:

- a. DISCUSSION ON 2011 LEGISLATIVE PRIORITIES.

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.