



**CITY OF PALM BEACH GARDENS
COUNCIL AGENDA
March 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. RECOGNITION OF SPONSORS.
 - b. POLICE DEPARTMENT 4TH QUARTER 2010 REPORT.
 - c. 2010 AUDITORS REPORT.
- 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 FEBRUARY 3, 2011 CITY COUNCIL MEETING.
 - b. RESOLUTION 11, 2011 - CONTRACT AWARD TO TROXELL COMMUNICATIONS, INC. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA AWARDDING A CONTRACT TO TROXELL COMMUNICATIONS, INC. FOR AUDIO VISUAL EQUIPMENT FOR THE EMERGENCY OPERATIONS AND COMMUNICATIONS CENTER BASED ON BIDS RECEIVED VIA INVITATION TO BID NO. 2011-003; AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

- c. RESOLUTION 14, 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, ALONG WITH THE CITY’S CANVASSING BOARD, AND TO CONDUCT THE LOGIC AND ACCURACY TESTING FOR ALL ELECTION MACHINERY; REQUESTING THE SUPERVISOR OF ELECTIONS TO CONDUCT THE CITY’S MUNICIPAL ELECTION; AUTHORIZING THE CITY CLERK TO DO ALL THINGS NECESSARY TO OVERSEE THE GENERAL ELECTION AND RUN-OFF ELECTION, IF APPLICABLE; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- d. RESOLUTION 16, 2011 – OPPOSING THE OPEN CARRY GUN LAW. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA OPPOSING SENATE BILL 234 FOR THE BENEFIT OF THE HEALTH, SAFETY, AND WELFARE OF THE RESIDENTS OF THE CITY OF PALM BEACH GARDENS AND THE GENERAL PUBLIC; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- e. PROCLAMATION – NATIONAL PROBLEM GAMBLING AWARENESS WEEK.

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

- a. [ORDINANCE 2, 2011](#) - (2nd READING AND ADOPTION) 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.

- b. [ORDINANCE 3, 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 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.
- c. [ORDINANCE 5, 2011](#) – (1st READING) AMENDING THE CITY’S CODE OF ORDINANCES. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA AMENDING THE CITY’S CODE OF ORDINANCES AT CHAPTER 2. ADMINISTRATION. ARTICLE IV. CODE ENFORCEMENT; BY AMENDING THIS ARTICLE TO UPDATE LANGUAGE REGARDING THE CODE ENFORCEMENT SPECIAL MAGISTRATE IN CONFORMANCE WITH STATE STATUTES; TO REVISE REQUIREMENTS REGARDING WRITTEN STIPULATIONS FOR THE RESOLUTION OF CODE ENFORCEMENT VIOLATIONS; TO CLARIFY ADMINISTRATIVE FINES FOR REPEAT VIOLATIONS; AND TO PROVIDE GENERAL INTERNAL CONSISTENCY WITH CITY CODE; PROVIDING THAT EACH AND EVERY OTHER SECTION AND SUBSECTION OF CHAPTER 2. ADMINISTRATION. 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.

RESOLUTION 15, 2011 IS A COMPANION ITEM TO ORDINANCE 6, 2011
AND IS NOT PART OF THE PUBLIC HEARING:

- d. [RESOLUTION 15, 2011](#) - DISPATCH OPERATIONS CONSOLIDATED BUDGETS. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA ESTABLISHING THE CONSOLIDATED BUDGET FOR THE NORTHERN MUNICIPAL REGIONAL COMMUNICATIONS CENTER FOR THE CITY OF PALM BEACH GARDENS, JUPITER, AND JUNO BEACH; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- e. [ORDINANCE 6, 2011](#) – (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 FISCAL YEAR 2010/2011 BUDGET TO ESTABLISH THE NORTHERN MUNICIPAL REGIONAL COMMUNICATIONS CENTER; PROVIDING A CONFLICTS CLAUSE AND A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

X. RESOLUTIONS:

- a. RESOLUTION 9, 2011 – CONTRACT AWARD TO MUSCO SPORTS LIGHTING, LLC. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA APPROVING A CONTRACT AWARD TO MUSCO SPORTS LIGHTING, LLC FOR THE PURCHASE AND INSTALLATION OF SPORTS LIGHTING AT LILAC PARK IN AN AMOUNT NOT TO EXCEED \$264,530.00 VIA AN EXISTING CONTRACT WITH CLAY COUNTY, FLORIDA, BID NO. 08/09-3; AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

XI. ITEMS FOR COUNCIL ACTION/DISCUSSION:

- a. APPROVE THE CALENDAR OF REGULARLY SCHEDULED COUNCIL MEETINGS THROUGH DECEMBER, 2011 – EXCLUDING SEPTEMBER BUDGET HEARINGS – DATES TO BE DETERMINED.

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.