



**CITY OF PALM BEACH GARDENS
COUNCIL AGENDA
WEDNESDAY, November 16, 2016
7:00 P.M.**

**Mayor Tinsley
Vice Mayor Jablin
Councilmember Premuroso
Councilmember Marino
Councilmember Woods**

- I. PLEDGE OF ALLEGIANCE**
- II. ROLL CALL**
- III. ADDITIONS, DELETIONS, MODIFICATIONS:**
- IV. ANNOUNCEMENTS / PRESENTATIONS:**
- V. ITEMS OF RESIDENT INTEREST AND BOARD/COMMITTEE REPORTS:**
- VI. COMMENTS FROM THE PUBLIC: (For Items Not on the Agenda, please submit request form to the City Clerk prior to this Item)**
- VII. CITY MANAGER REPORT:**
- VIII CONSENT AGENDA:**
 - a. **RESOLUTION 82, 2016** - RELEASE AND ABANDON EASEMENT. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA AUTHORIZING THE MAYOR TO EXECUTE A RELEASE AND ABANDONMENT OF PORTIONS OF EASEMENTS NEAR THE INTERSECTION OF NORTHLAKE BOULEVARD AND NORTH MILITARY TRAIL; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
 - b. **PURCHASE AWARD** - ITB2015-047PF, MOWING AND LANDSCAPING SERVICES, ADD VENDOR FOR GROUPS A AND B.
 - **PROPOSAL**
 - **SUBMITTALS**
 - c. **PURCHASE AWARD** - ITB2016-069FN, LOCAL COURIER SERVICES.
 - **PROPOSAL**
 - **SUBMITTALS**

- d. [PURCHASE AWARD](#) – PLAYGROUND EQUIPMENT FOR IRONWOOD PARK.
- e. [PURCHASE AWARD](#) – COMPUTER EQUIPMENT AND ACCESSORIES.
- f. [PROCLAMATION](#) – NATIONAL HOSPICE & PALLIATIVE CARE MONTH.
- g. [PROCLAMATION](#) – EPILEPSY AWARENESS MONTH.
- h. [PROCLAMATION](#) – WORLD PANCREATIC CANCER DAY.
- i. [PROCLAMATION](#) – CHILDHOOD CANCER AWARENESS WEEK.

IX [PUBLIC HEARINGS:](#) (* Designates Quasi-Judicial Hearing)

- a. [ORDINANCE 8, 2016](#) – (1ST READING) CITY-INITIATED EAR-BASED AMENDMENTS. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA AMENDING ITS COMPREHENSIVE DEVELOPMENT PLAN TO ADOPT EVALUATION AND APPRAISAL REVIEW-(EAR) BASED AMENDMENTS PURSUANT TO SECTION 163.3191, FLORIDA STATUTES; PROVIDING FOR A COMPREHENSIVE UPDATE TO ALL ELEMENTS, AFFECTING THE PAGINATION IN EACH AMENDED ELEMENT; PROVIDING THAT THE TEXT, AS AMENDED OR REVISED, SHALL BE SUBSTITUTED FOR AND REPLACED IN FULL THE EXISTING TEXT IN ALL AMENDED ELEMENTS; PROVIDING FOR AN UPDATE TO ALL MAPS IN THE COMPREHENSIVE PLAN MAP SERIES; 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 10, 2016](#) – (2ND READING AND ADOPTION) BALSAMO ANNEXATION. AN ORDINANCE OF THE CITY COUNCIL OF CITY OF PALM BEACH GARDENS, FLORIDA EXPANDING THE CITY’S MUNICIPAL BOUNDARIES BY THE VOLUNTARY ANNEXATION A PARCEL OF REAL PROPERTY COMPRISING A TOTAL OF 96.80 ACRES, MORE OR LESS, IN ACCORDANCE WITH SECTION 171.044, FLORIDA STATUTES, SUCH PARCEL BEING GENERALLY LOCATED ON THE NORTH SIDE OF NORTHLAKE BOULEVARD APPROXIMATELY THREE-QUARTERS OF A MILE EAST OF COCONUT BOULEVARD, AS MORE PARTICULARLY DESCRIBED HEREIN; AMENDING ARTICLE II OF THE CITY CHARTER TO REDEFINE THE CORPORATE LIMITS, PURSUANT TO A PETITION FOR VOLUNTARY ANNEXATION; DECLARING THAT THE VOLUNTARY ANNEXATION PETITION BEARS THE SIGNATURE OF THE OWNER OF THE REAL PROPERTY ANNEXED HEREBY; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

- c. **ORDINANCE 12, 2016** – (1ST READING) BALSAMO LARGE SCALE COMPREHENSIVE PLAN AMENDMENT. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA ADOPTING A LARGE-SCALE AMENDMENT TO ITS COMPREHENSIVE PLAN FUTURE LAND USE MAP IN ACCORDANCE WITH THE MANDATES SET FORTH IN CHAPTER 163, FLORIDA STATUTES, SPECIFICALLY SECTION 163.3184, ET SEQ., FLORIDA STATUTES, PURSUANT TO APPLICATION NO. CPMA-16-05-000019 IN ORDER TO CHANGE THE LAND-USE DESIGNATION ON 96.80 ACRES FROM PALM BEACH COUNTY RURAL RESIDENTIAL (RR-10) TO PALM BEACH GARDENS RESIDENTIAL LOW (RL); TO RELOCATE THE URBAN GROWTH BOUNDARY (UGB) IN ORDER TO INCLUDE THE SUBJECT PROPERTY; PROVIDING A NOTATION ON THE FUTURE LAND USE MAP PERTAINING TO THE PERMITTED LAND-USE DENSITY RELATED TO THE SUBJECT PROPERTY WHICH IS LOCATED ON THE NORTH SIDE OF NORTHLAKE BOULEVARD, APPROXIMATELY THREE-QUARTERS OF A MILE EAST OF COCONUT BOULEVARD; PROVIDING FOR COMPLIANCE WITH ALL REQUIREMENTS OF CHAPTER 163, FLORIDA STATUTES; PROVIDING FOR TRANSMITTAL TO THE FLORIDA DEPARTMENT OF ECONOMIC OPPORTUNITY (DEO); PROVIDING THAT THE FUTURE LAND USE MAP OF THE CITY OF PALM BEACH GARDENS BE AMENDED ACCORDINGLY; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- d. ***ORDINANCE 13, 2016** – (1ST READING) BALSAMO REZONING. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA REZONING CERTAIN REAL PROPERTY, SUCH PROPERTY BEING COMPRISED OF 96.80± ACRES IN SIZE, MORE OR LESS, AND LOCATED ON THE NORTH SIDE OF NORTHLAKE BOULEVARD, APPROXIMATELY THREE-QUARTERS OF A MILE EAST OF COCONUT BOULEVARD; PROVIDING THAT THE PARCEL OF REAL PROPERTY, WHICH IS MORE PARTICULARLY DESCRIBED HEREIN, SHALL BE REZONED FROM PALM BEACH COUNTY AGRICULTURAL RESIDENTIAL (AR) TO PALM BEACH GARDENS RESIDENTIAL LOW (RL-2) WITH A PLANNED UNIT DEVELOPMENT OVERLAY DISTRICT (PUD); PROVIDING THAT THE ZONING MAP OF THE CITY OF PALM BEACH GARDENS BE AMENDED ACCORDINGLY; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

RESOLUTION 76, 2016 IS A COMPANION ITEM TO ORDINANCE 13, 2016 AND WILL REQUIRE COUNCIL ACTION ON SECOND READING.

*RESOLUTION 76, 2016 – BALSAMO PLANNED UNIT DEVELOPMENT AND REZONING. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA APPROVING THE ANCIENT TREE PLANNED UNIT DEVELOPMENT OVERLAY (PUD) MASTER PLAN, CONSISTING OF 97 SINGLE-FAMILY UNITS ON 96.80 ACRES, AND DEVELOPMENT GUIDELINES, LOCATED ON THE NORTH SIDE OF NORTHLAKE BOULEVARD, APPROXIMATELY THREE-QUARTERS OF A MILE EAST OF COCONUT BOULEVARD, AS MORE PARTICULARLY DESCRIBED HEREIN; PROVIDING CONDITIONS OF APPROVAL; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

- e. [*ORDINANCE 11, 2016](#) – (2nd READING AND ADOPTION) PROSPERITY OAKS ASSISTED LIVING FACILITY (ALF). AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA AMENDING ORDINANCE 1, 1985, WHICH APPROVED THE PROSPERITY OAKS ASSISTED LIVING FACILITY PLANNED UNIT DEVELOPMENT (PUD) MASTER PLAN IN ORDER TO TRANSFER AND AMEND THE MASTER SITE PLAN AND RELATED CONDITIONS OF APPROVAL TO RESOLUTION 68, 2016; PROVIDING THAT FUTURE AMENDMENTS TO THE SITE PLAN AND CONDITIONS OF APPROVAL FOR THE PUD MAY BE MADE BY RESOLUTION OF THE CITY COUNCIL; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

**RESOLUTION 68, 2016 IS A COMPANION ITEM TO ORDINANCE 11, 2016
AND WILL REQUIRE COUNCIL ACTION**

*RESOLUTION 68, 2016 – PROSPERITY OAKS PUD AMENDMENT. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA FOR PROSPERITY OAKS PLANNED UNIT DEVELOPMENT (PUD); LOCATED ON THE WEST SIDE OF PROSPERITY FARMS ROAD, SOUTH OF PGA BOULEVARD, AS MORE PARTICULARLY DESCRIBED HEREIN, APPROVING A PUD AMENDMENT TO ALLOW THE DEVELOPMENT OF A ONE- (1) STORY, 39-BED MEMORY CARE FACILITY AND INCORPORATING APPLICABLE CONDITIONS FROM ORDINANCE 1, 1985 AND ORDINANCE 26, 1989; PROVIDING CONDITIONS OF APPROVAL; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

- f. [ORDINANCE 15, 2016](#) - (1ST READING) AMENDING CHAPTER 70 TRAFFIC AND VEHICLES. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA AMENDING CHAPTER 70. TRAFFIC AND VEHICLES. AT ARTICLE III. PARKING, STANDING, AND STOPPING. AT SECTION 70-62. STOPPING, STANDING, AND PARKING PROHIBITED IN SPECIFIED PLACES. IN ORDER TO AMEND THE REGULATIONS THAT GOVERN THE PARKING OF MOTOR VEHICLES ON ROADWAYS AND STREETS, IN SWALES, AND OFF-STREET PARKING WITHIN THE CITY; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- g. [*RESOLUTION 72, 2016](#) – PLANNED UNIT DEVELOPMENT (PUD) AMENDMENT AT TURTLE BEACH. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA AMENDING THE TURTLE BEACH PLANNED UNIT DEVELOPMENT (PUD) AND APPROVING A MAJOR CONDITIONAL USE TO ALLOW A TWO- (2) STORY, 9,000-SQUARE-FOOT BUILDING WITH BANK AND PROFESSIONAL OFFICE USES AND A DRIVE-THROUGH ATM; SUCH PUD IS GENERALLY LOCATED 550 FEET WEST OF THE INTERSECTION AT MILITARY TRAIL AND PGA BOULEVARD, AS MORE PARTICULARLY DESCRIBED HEREIN; PROVIDING CONDITIONS OF APPROVAL; PROVIDING WAIVERS; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

- h. [*RESOLUTION 73, 2016](#) - ART IN PUBLIC PLACES FOR LRP PUBLICATIONS. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA APPROVING ART IN PUBLIC PLACES FOR LRP PUBLICATIONS FOR BUILDINGS 2 AND 3 ON LOTS 7 AND 8 OF THE PGA NATIONAL COMMERCE PARK WITHIN THE PGA NATIONAL PLANNED COMMUNITY DISTRICT (PCD), AS MORE PARTICULARLY DESCRIBED HEREIN; PROVIDING CONDITIONS OF APPROVAL; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- i. [*RESOLUTION 74, 2016](#) – AMENDMENT TO THE ALTON PLANNED COMMUNITY DEVELOPMENT (PCD). A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA APPROVING AN AMENDMENT TO THE ALTON PLANNED COMMUNITY DEVELOPMENT (PCD) TO ALLOW THE CONVERSION OF 715 MULTIFAMILY UNITS, 350 APARTMENT UNITS, AND 50,000 SQUARE FEET OF NEIGHBORHOOD COMMERCIAL USE TO AN ADDITIONAL 418 SINGLE-FAMILY UNITS, 32,000 SQUARE FEET OF INDUSTRIAL/RESEARCH AND DEVELOPMENT/BIOTECH USE, AND A 256-BED ASSISTED LIVING FACILITY; PROVIDING AN 8.44-ACRE PUBLIC PARK ON THE MASTER PLAN; AND MODIFYING CERTAIN PCD BUFFERS, UPLAND PRESERVE AREAS, LAKES, ROADWAY CROSS SECTIONS, NEIGHBORHOOD DISTRICT BOUNDARIES, AND REVISING A CONDITION OF APPROVAL; THE ALTON PCD IS LOCATED SOUTH OF DONALD ROSS ROAD, NORTH OF HOOD ROAD, AND EAST AND WEST OF INTERSTATE 95, AS MORE PARTICULARLY DESCRIBED HEREIN; PROVIDING CONDITIONS OF APPROVAL; PROVIDING A WAIVER; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- j. [*RESOLUTION 75, 2016](#) – APPROVAL FOR ASSISTED LIVING FACILITY. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA GRANTING SITE PLAN AND MAJOR CONDITIONAL USE APPROVAL FOR A 256-BED ASSISTED LIVING FACILITY; THE SUBJECT SITE IS APPROXIMATELY 6.57 ACRES WITHIN THE 99.91-ACRE PARCEL B, WITHIN THE 681-ACRE ALTON PLANNED COMMUNITY DEVELOPMENT (PCD); THE ALTON PCD IS LOCATED SOUTH OF DONALD ROSS ROAD, NORTH OF HOOD ROAD, AND EAST AND WEST OF INTERSTATE 95, AS MORE PARTICULARLY DESCRIBED HEREIN; PROVIDING CONDITIONS OF APPROVAL; PROVIDING WAIVERS; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

X. RESOLUTIONS:

- a. [RESOLUTION 77, 2016](#) - APPOINTMENT TO POLICE OFFICERS' PENSION BOARD. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA APPROVING THE APPOINTMENT OF A REGULAR MEMBER TO THE CITY OF PALM BEACH GARDENS' POLICE OFFICERS' PENSION BOARD; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

XI. ITEMS FOR COUNCIL ACTION/DISCUSSION:

- a. Discussion regarding Frenchman's Creek Beach Club Property Tax.

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 parties 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 five (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.