

**VILLAGE OF PALM SPRINGS
VILLAGE COUNCIL MINUTES
REGULAR MEETING, COUNCIL CHAMBERS, JANUARY 14, 2016**

CALL TO ORDER, ROLL CALL, INVOCATION, AND PLEDGE OF ALLEGIANCE

Mayor Bev Smith called the regular meeting of the Village Council to order at 6:32 p.m.

Present: Mayor Bev Smith, Vice Mayor Doug Gunther, Mayor Pro Tem Joni Brinkman, Council Member Patti Waller, Council Member Sergio Escalada, Village Attorney Glen Torcivia, Village Manager Richard Reade and Interim Village Clerk Jane Worth.

Staff present: Police Chief Tom Ceccarelli, as Sergeant at Arms, Land Development Director Kim Glas-Castro, CFO Rebecca L. Morse, Interim Public Service Director John Rouse and Leisure Services Director Bill Golson.

Invocation was given by Village Manager Reade, followed by the Pledge of Allegiance led by Vice Mayor Doug Gunther.

ADDITIONS, DELETIONS OR MODIFICATIONS, AND APPROVAL OF AGENDA

CONSENT AGENDA

(Public Comment on Consent Agenda Items is permissible prior to voting)

1. Minutes of Regular Council Meeting on December 10, 2015
Staff: Jane R. Worth, Interim Village Clerk
2. Resolution No. 2016-01 – Roadway Asphalt Milling & Resurfacing – Piggyback – Public Service Department (FY 2016 Budget Funded)

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AUTHORIZING THE MAYOR, AND/OR HER DESIGNEE, TO EXECUTE A PIGGYBACK CONTRACT WITH RANGER CONSTRUCTION INDUSTRIES, INC. FOR THE PROCUREMENT OF ROADWAY ASPHALT MILLING AND RESURFACING; AND PROVIDING AN EFFECTIVE DATE.
Staff: John Rouse, Interim Public Service Director

3. Resolution No. 2016-02 – Sodium Hexametaphosphate – Piggyback – Public Service Department (FY 2016 Budget Funded)

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AUTHORIZING THE MAYOR, AND/OR HER DESIGNEE, TO EXECUTE A PIGGYBACK CONTRACT WITH CARUS CORPORATION FOR THE PURCHASE AND DELIVER OF SODIUM HEXAMETAPHOSPHATE; AND PROVIDING AN EFFECTIVE DATE.
Staff: John Rouse, Interim Public Service Director

4. Resolution 2016-03 – Authorize Palm Beach County to Demolish Four (4) Unsafe Structures

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, GRANTING AUTHORITY TO UNDERTAKE DEMOLITION OF UNSAFE STRUCTURES PURSUANT TO SECTION 10-28 “ABATEMENT OF UNSAFE BUILDINGS” OF THE CODE OF ORDINANCES OF THE VILLAGE OF PALM SPRINGS TO PALM BEACH COUNTY; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Staff: Kim Glas-Castro, Land Development Director

5. Resolution 2016-04 - Coordinated School Planning Interlocal Agreement – Palm Beach County & School District of Palm Beach County

A RESOLUTION OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AUTHORIZING THE MAYOR AND VILLAGE CLERK TO EXECUTE AN INTERLOCAL AGREEMENT WITH PALM BEACH COUNTY, MUNICIPALITIES IN PALM BEACH COUNTY AND THE SCHOOL DISTRICT OF PALM BEACH COUNTY, PURSUANT TO SECTION 163.01, FLORIDA STATUTES, ET SEQ, FOR THE PURPOSE OF ESTABLISHING SCHOOL CONCURRENCY; AND PROVIDING AN EFFECTIVE DATE.

Staff: Kim Glas-Castro, Land Development Director

6. Resolution 2016-08 – Support Development of C-51 Canal Boat Lift Project – Regional Economic Development

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA SUPPORTING IMPROVEMENTS TO THE CHAIN OF LAKES, THE OCEAN TO LAKE TRAILS INITIATIVE AND DEVELOPMENT OF A BOAT LIFT AT THE C-51 CANAL S155 CONTROL STRUCTURE; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES

Staff: Kim Glas-Castro, Land Development Director

7. Resolution 2016-09 – Support Installation of In-Road, Solar Powered, Marker Lights on State Transportation Facilities

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, CALLING ON FLORIDA GOVERNOR RICK SCOTT, STATE SENATE PRESIDENT ANDY GARDINER, AND STATE SPEAKER OF THE HOUSE STEVE CRISAFULLI TO ENACT A BILL TO INSTALL EMBEDDED, IN-ROAD, SOLAR-POWERED, MARKER LIGHTS IN OR WITHIN A 1-MILE RADIUS OF AN URBAN AREA IN CONJUNCTION WITH THE CONSTRUCTION, RECONSTRUCTION, OR OTHER CHANGE OF ANY STATE TRANSPORTATION FACILITY.

Staff: Kim Glas-Castro, Land Development Director

- 8. Presentation of the 2015 Holiday Decorating Contest Awards
Staff: John Rouse, Interim Public Service Director

Mayor Smith and Interim Public Service Director Rouse presented the fifteen winners from Henthorne Drive, Winged Foot Drive, Shady Lane Road, Dale Road, 10th Avenue N., Bayside Road, Davis Road and Pinehurst Road with a certificate and a \$100.00 check. An Honorary Award was presented to Kids College on 10th Avenue for outstanding decorating at a commercial site.

End of Consent Agenda.....

Johnnie Tieche, resident at 305 Winged Foot Drive, wanted to know what type of support the Village would be giving for the development of the C-51 Canal Boat Lift Project. Mayor Smith stated support for them to go ahead with the project.

Mayor Smith offered public comment opportunity for any item on the consent agenda prior to approvals. A motion to approve the consent agenda was made by Vice Mayor Gunther and seconded by Council Member Waller. Motion carried 5 – 0.

PUBLIC COMMENT - (Three minute limit)

Virginia Savietto was running for the State House District 87. She stated she worked for Palm Beach County Public Affairs, she had two (2) degrees in graduate work. Her point and goal was to establish relationships. She wanted the Village of Palm Springs to know that she was not afraid to work and wanted to represent the people. She would like to have some time to sit down and find out what was important to the Village. She would like the help and support and she thanked the Council for the time that she was able to speak.

Gary Ready, resident at 3118 Meadow Road, stated he would like to see improvement in the monthly newsletter. It has gone from monthly to quarterly. He did not receive his newsletter until the following day after the judging was done on the holiday decorating winners. Mayor Smith asked how he felt about receiving it in an email, she would rather an email than paper. He stated that could work for him, but there were many people that don't have a computer.

PUBLIC HEARINGS

- 9. Ordinance 2015-22 – Comprehensive Plan Text Amendments - Water Supply Plan
(Second Reading)

Village Manager informed the Council, Staffs presentation was presented at first reading. Manager Reade stated local governments were required to update their water supply facilities work plan to be consistent with the South Florida Water Management

District's *2013 Lower East Coast Water Supply Plan*. The plan addresses water supply related issues of the region and provides a framework to meet the water needs of all users (i.e., agriculture, conservation, urban uses) through 2025. As a result, staff was proposing text amendments to the Infrastructure, Conservation, Intergovernmental and Capital Improvements Elements adopt the Water Supply Facilities Work Plan for the Village of Palm Springs (2015-2025) by reference into the Village's Comprehensive Plan. Additionally, the annual update to the Capital Improvements Schedule was included with the proposed text changes and included non-water supply related capital projects that were identified in the Village's 6-Year Capital Improvement Program (CIP). Manager Reade said the Land Development Board recommended approval at their April 14, 2015 meeting and the Local Planning Agency also approved the item tonight.

Notice of public hearing was placed in the Lake Worth Herald on December 31, 2015. Village Attorney Torcivia read the ordinance by title. There were no ex parte communications and no testimony. Smith stated this was a public hearing and asked for questions or comments. Hearing none, a motion to adopt on second reading was made by Mayor Pro Tem Brinkman and seconded by Council Member Escalada. A roll call vote was in favor of adoption 5 – 0

10. Resolution 2016-05 - Preliminary Plat – Wawa - 3950 South Congress Ave.

Village Manager informed the Council, Ms. Bonnie Miskel, agent for the property owner, SFD Holdings, LLC, had filed the preliminary plat to construct a new Wawa gas station at 3950 South Congress Avenue (northeast corner of Lake Worth Road and Congress Avenue). The proposed preliminary plat unified five (5) parcels and formally vacated all easements within the properties. The preliminary plat was consistent with the approved site plan, which was approved by the Village Council (Resolution 2015-69) and administratively amended on December 21, 2015. The Village's Surveyor, Engenuity Group, had reviewed the proposed plat and had determined that it was in compliance with Chapter 177, F.S. - Platting Regulations. The Land Development Board considered the preliminary plat at their January 12, 2016 meeting recommended their approval.

Village Attorney Torcivia read the resolution by title. Mayor Smith stated this was a public hearing and asked for questions or comments. Hearing none, a motion to approve was made by Council Member Waller and seconded by Vice Mayor Gunther. Motion carried 5 – 0

11. Resolution 2016-06 – Site Plan (SPR15-14) and Special Exception (PSSE-15-11) – Wawa – 1771 & 1769 South Congress Avenue and Alice Avenue

There were no ex parte communications. Interim Clerk Worth swore in Ms. Bonnie Miskal, Mr. George Balaban and Mr. Mark Hamilton.

Manager Reade stated, Ms. Bonnie Miskel, agent for Wawa, contract purchaser, was requesting site plan and special exception approval for a new gas station with

convenience store and restaurant use to be located on 2.6 acres (three parcels) at the southwest corner of Forest Hill Boulevard and Congress Avenue. The proposed building was proposed to be 5,636 s.f. in size and would include six (6) fueling dispenser pumps under a 4,582 s.f. canopy.

Staff had expressed a concern about the proposed configuration of the “Shared Driveway” on Forest Hill Boulevard between the proposed Wawa project and the existing daycare facility and auto parts store. The configuration provided three (3) outbound drive aisles (with stop signs and bars) merging into a shared egress lane that flowed onto Forest Hill Boulevard, while the ingress lane has free-flowing travel into all three businesses. In an effort to resolve this issue, the following has been proposed:

1. The proposed Wawa project would build a new ingress and egress point along Alice Avenue allowing alternate access to each of the three businesses from Forest Hill Boulevard. Further, construction of a cross-access driveway at the rear of the Wawa, daycare and auto parts retail store properties will enable traffic to exit onto Congress Avenue.
2. Wawa had been requested to support the installation of signage on the daycare and auto parts store properties to provide assistance to customers to better promote the safe driving patterns (navigate) within the area.
3. Wawa had been requested (and agreed subject to FDOT approval) to install a median within the shared driveway from Forest Hill Boulevard to prevent the incoming, free-flowing vehicles from cutting (diagonally) over early to access the Wawa site and ensure full visibility from all three (3) stop signs.

Additionally, the applicant was requesting a special exception use (PSSE-15-11) to permit a gas station use with convenience store and restaurant use with outdoor seating

Ms. Miskal stated the difference between the Lake Worth Road site and the building was a little smaller, and there were two (2) pumps less. There would be cross access for Alice Avenue. The layout, the services and products would be the same. Council Member Escalada asked about the current bus stop and would there be a use of a generator for the multiple storms. Mr. Hamilton stated there was a drop in generator. Director Glas Castro stated Palm Tran felt the same location would be best.

Gary Ready, resident at 3118 Meadow Road, asked if they had delivery service. Mayor Smith answered no, due to the fact that everything was made to order.

Village Attorney Torcivia read the resolution by title. Mayor Smith stated this was a public hearing and asked for questions or comments. Hearing none, a motion to adopt on second reading was made by Mayor Pro Tem Brinkman and seconded by Vice Mayor Gunther. Motion carried 5 - 0

12. Resolution 2016-07 - Hours of Operation Variance (PSV16-01) – Wawa - 1771 & 1769 South Congress Avenue and Alice Avenue

Manager Reade stated Wawa was requesting a variance (PSV16-01) from the Village Code to operate a 24-hour operation. The applicant was requesting approval to deviate from Section 34-891(1), "Hours of Operation and Hours of Construction Activity", which specified that no commercial activity shall occur before 7:00 a.m. or after 11:00 p.m. The proposed time extension variance would be consistent with other retail uses (within the surrounding area and within the Village) that maintain extended hours of operation.

The Land Development Board considered these applications at their December 8, 2015 meeting and recommended approval. Based on the surrounding characteristics, staff did not find that the requested changes would negatively impact the area or be detrimental to the public welfare.

Gary Ready, resident of 3118 Meadow Road asked if there would be any holidays they would be closed. Mayor Smith stated there would not be.

Notice of public hearing was placed in the Lake Worth Herald on December 31, 2015. Village Attorney Torcivia read the resolution by title. There were no ex parte communication. Mayor Smith stated this was a public hearing and asked for questions or comments. Hearing none, a motion to approve was made by Council Member Escalada and seconded by Council Member Waller. Motion carried 5 - 0

ACTIONS AND REPORTS - None

VILLAGE MANAGER COMMENTS

Manager Reade stated there had been a selection for the Director of the Library. Her name was Suvi Manor, she was a local librarian with Palm Beach County. He felt that she would be a great addition to the Village.

The Charter Amendment would be included on the utility bills for the next two (2) months. Staff would be reaching out to the HOA's, there would be an education meeting held at Village Hall, Council Member Escalada mentioned manning a table at Publix or Walmart by handing out brochures to the public. Manager Reade thanked Bill Golson, Jane Worth and resident Susan Chapman. At the South Florida Fair a table with items about the Village would be in the Palm Beach County Municipality area. The Mother/Daughter tea party was January 16, 2016. The Community sale was on that date also, the hours would be 7 am – 12 pm.

VILLAGE COUNCIL COMMENTS

Council Member Escalada stated the pamphlet his biggest concern was being very accurate. He wished everyone a Happy New Year. He asked about the billboards on the WAWA property. Director Glas Castro stated both companies had filed for demo permits. Council Member Escalada stated Christmas and the holidays went very well. He also thanked Code Enforcement for getting the residents to park parallel on the properties.

Vice Mayor Brinkman thanked everyone for the Santa ride, she appreciated everything that everyone did to put it together and she loved seeing the little kids and their smiles. She was also glad to see that Council Member Waller was feeling better.

Vice Mayor Gunther wanted to thank Captain Perez, they attended a meeting by the Soroptimist Society of the Palm Beaches, they gave a fantastic presentation on Human Trafficking and Human Sex Trafficking.

Council Member Waller wished everyone a Happy New Year and stated kudos to the decorating winners.

Mayor Smith wished everyone a Happy New Year, wished all good health, blest New Year, and excited to meet the new librarian. Thanked Staff for everything they do for the Village. She asked how Stuff a Cruiser did. Chief Ceccarelli stated they received \$10,000 in donations, it worked very well with having the new venue Walmart. He also stated the fire could have been worse on 2nd Avenue but everything worked out.

ADJOURNMENT

NEXT REGULAR COUNCIL MEETING FEBRUARY 11, 2016 AT 6:30 P.M.

If a person decides to appeal any decision made by this Council with respect to any matter considered at this meeting, he will need a record of the proceeding, and that for such purpose he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. Persons who need an accommodation in order to attend or participate in this meeting should contact the Village Clerk at 965-4010 at least 3 days prior to the meeting in order to request such assistance.

ADJOURNMENT

Hearing no further business, Mayor Smith adjourned the meeting at 7:30 p.m.

Respectfully submitted,

Interim Village Clerk

Approved by Council _____

Mayor