

**VILLAGE OF PALM SPRINGS  
VILLAGE COUNCIL MINUTES  
REGULAR MEETING, COUNCIL CHAMBERS, FEBRUARY 11, 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 Mayor Pro Tem Joni Brinkman.

**ADDITIONS, DELETIONS OR MODIFICATIONS, AND APPROVAL OF AGENDA**

ADD ON: Item # 8A - Land Development Appointments  
Item # 4 – Staff recommends approval subject to full execution of both items.

**CONSENT AGENDA**

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

1. Minutes of LPA Meeting on January 14, 2016
2. Minutes of Regular Council Meeting on January 14, 2016  
Staff: Jane R. Worth, Interim Village Clerk
3. Resolution No. 2016-11 – Final Utility Contract Reconciliation (Close Out) – Florida Mango Road Force Main/PBCWUD Sewer Interconnect Project

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, APPROVING THE FINAL UTILITY CONTRACT RECONCILIATION (CLOSE OUT) TO BID NO. 2014B-002 FOR THE FLORIDA MANGO ROAD FORCE MAIN/PBCWUD SEWER INTERCONNECT PROJECT AND PROVIDING AN EFFECTIVE DATE.

Staff: John Rouse, Interim Public Service Director

4. Resolution No. 2016-12 – Auto Truck Parts with Related Auto and Truck Equipment, Accessories, Supplies and Services – Cooperative Purchase – Public Service Department

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AUTHORIZING THE MAYOR, AND/OR HER DESIGNEE, TO EXECUTE A COOPERATIVE PURCHASE CONTRACT WITH GENUINE PARTS COMPANY D/B/A NAPA TO

PROVIDE AUTOMOBILE AND TRUCK PARTS; AND PROVIDING AN EFFECTIVE DATE.

Staff: John Rouse, Interim Public Service Director

- 5. Resolution No. 2016-13 – Chemical Reagents – 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 PROFESSIONAL ENVIRONMENTAL AND CONSULTING, LLC, TO PURCHASE CHEMICAL REAGENTS FOR THE VILLAGE WATER TREATMENT PLANTS; AND PROVIDING AN EFFECTIVE DATE.

Staff: John Rouse, Interim Public Service Director

- 6. Resolution 2016-14 – Motor and Pump Repair – 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 TRIPP ELECTRIC MOTORS, INC., FOR THE REPAIR OF MOTORS AND PUMPS FOR THE VILLAGE’S TWO (2) WATER TREATMENT PLANTS AND WASTEWATER COLLECTION SYSTEM; AND PROVIDING AN EFFECTIVE DATE.

Staff: John Rouse, Interim Public Service Director

- 7. Resolution 2016-17 – Authorize In-Car Camera Purchase – Village Standard – Police Department (FY 2016 Budget)

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, TO AUTHORIZE THE PURCHASE OF AN ADDITIONAL EIGHT (8) IN-CAR CAMERAS, FROM WATCHGUARD, IN THE AMOUNT OF \$40,000; AND PROVIDING AN EFFECTIVE DATE.

Staff: Tom Ceccarelli, Police Chief

- 8. Proclamation – Crossing Guards Day – February 5, 2016

End of Consent Agenda.....

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 Council Member Waller and seconded by Council Member Escalada. Motion carried 5 – 0.

Mayor Smith offered a motion to approve the consent agenda as modified. A motion to approve the consent agenda as modified was made by Mayor Pro Tem Brinkman and seconded by Vice Mayor Gunther. Motion carried 5 – 0.

**PUBLIC COMMENT** - (Three minute limit)

Liz Shields, resident at 2111 Prairie Road, stated she was at the Special Magistrate hearing and there was mention of a nursing home for Alzheimer's patients at the Syrian property. At one time there had been a count for vehicle trips, which were approximately 4,000 trips a week, which she felt was high. She asked how they could deter traffic from coming through that area once the new project was constructed. Manager Reade stated that first, the determination would be to look into the maintenance conditions for the road.

Virginia Savietto, lives outside Palm Springs and was running for District 87. She would be on the August 30, 2016 ballot. She was collecting 650 signatures to be on the ballot. Manager Reade wanted to thank Ms. Savietto, stating she helped the Village develop the tri-fold and the mailer for the Charter Amendment.

## **PUBLIC HEARINGS**

9. Appointment of Library Director – Suvi Manner  
Staff: Richard Reade, Village Manager

Manager Reade stated Ms. Manner is extremely well qualified to serve in this position and maintains more than eleven (11) years of library experience, with the last nine (9) years in local government libraries (Broward County and Palm Beach County). During her tenure in local government, she has served as a youth services librarian, head of reference, assistant branch manager and branch manager. Ms. Manner also maintains twenty (20) years of professional experience working with multi-cultural communities. She has served as a youth leader of a local Spanish speaking church and as an English for Speakers of other Languages (ESOL) Coordinator within our local school system. Ms. Manner spent her early childhood years in Finland and is fluent in Finnish. She is an active member within the local Finnish community.

Ms. Manner is local area resident who attended Lake Worth High School and then went on to earn a Bachelors of Arts (BA) degree with a concentration in Political Science and Education, and two (2) Master of Arts (MA) degrees, one with a focus on Multi-cultural Issues from Florida Atlantic University and the second one in Library and Information Science from University of South Florida. Additionally, she has completed the required course of study for a Certificate in Leadership and Management in Florida Library Leaders and Managers from Florida State University (FSU).

Manager Reade believed that Suvi maintains all of the abilities, skills, credentials, education and knowledge to lead our Library to the next level with a focus on customer service. Additionally, I believe that Ms. Manner will maintain the Library as "community library" that offers the most current resources while serving as a place for our community to come together and meet. She will be a significant asset to the Village team.

Vice Mayor Gunther stated it was a pleasure to have met Suvi at the library last night and welcomed her to the community.

Mayor Smith asked for a motion to approve the appointment of Suvi Manner as Library Director was made by Council Member Waller and seconded by Mayor Pro Tem Brinkman. Motion carried 5 – 0

10. Appointment of Public Works Director – John Rouse  
Staff: Richard Reade, Village Manager

Manager Reade stated Mr. Rouse is extremely well qualified to serve in this position and maintains over twenty-five (25) years of municipal utilities experience. Mr. Rouse was first hired by the Village as Water Plant Trainee in December 1990 and has worked his way up the department by serving as an Assistant Chief Operator (February 17, 1999 to October 26, 2011) and as the Assistant Director since October 2011.

Since July 2015, John has served as the Village's Interim Public Service Director and has accomplished numerous goals/tasks, including implementing new departmental purchasing requirements and assisted in selecting vendors (in accordance with the purchasing code) that have resulted in significant savings for the Village. Additionally, he has increased safety awareness and training, preventative maintenance procedures, proper procurement of numerous large expenditure items, establishment of a written work order system (an electronic system is being implemented), implementation of organizational staff changes and a continuation/completion of large utility projects.

Mr. Rouse has earned a Bachelor's of Arts (BA) with a concentration in Economics from Florida Atlantic University. Additionally, he maintains his Class A Water License from the State of Florida since 1994.

Manager Reade stated he believed that John maintained all of the abilities, skills, credentials, education and knowledge to lead our Public Service Department to the next level with a major focus on economic development/redevelopment and customer service. He will be a significant asset to the Village team.

Manager Reade said he recommended approval to appoint Mr. John Rouse as the Village's Public Service Department Director.

Council Member Escalada stated it was a win win. Manager Reade also recognized Bevin Beudet for his contribution and help with the Public Works Department. Mayor Smith stated they were very proud to have the new Directors and wished them much luck.

Mayor Smith asked for a motion to approve the appointment of John Rouse as Public Works Director was made by Mayor Pro Tem Brinkman and seconded by Council Member Waller. Motion carried 5 – 0

11. Resolution 2016-18 – Approval of Employee Benefits – Cigna

A RESOLUTION OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH CIGNA NEGOTIATED BY THE VILLAGE'S

**AGENT OF RECORD, THE GEHRING GROUP, INC; AND PROVIDING AN EFFECTIVE DATE.**

Staff: Richard Reade, Village Manager

Manager Reade stated historically, the Village has gone out to the insurance marketplace each year to request proposals; however, this practice does not always result in the lowest annual premium. Insurance carriers request historical information on prospective clients and carrier longevity, sometimes resulting in responses that are under-rated and overly aggressive, which may result in large premium increases in future years. Alternatively, the Gehring Group, the Village's Broker, strongly suggested that by negotiating with our current carrier (rather than going out to bid) for this upcoming plan year would provide the Village with following benefits:

1. Enable Gehring to utilize its expertise and experience to negotiate successfully (i.e., lower total annual increase) with our current carrier
2. Consistency with a single carrier will assist with current and future premium pricing
3. Maintaining the current carrier would significantly reduce the education and coverage related issues/open enrollment workload associated with changing to another company
4. Provide the highest level of employee benefits that contributes to the Village's goal of remaining an excellent place to work

As a result, the Gehring Group began negotiating directly with our current carrier, Cigna, which provided a very successful benefit for the Village. This process is provided within the Village's Procurement Code under Sec. 58-2. Exempt Purchases. After review of the final negotiation options, staff recommends that the Village remain with Cigna and enter into a one (1) year agreement, beginning April 1, 2016 and ending March 31, 2017, for both medical and dental benefits. The proposed annual premium increase is 8.5% for medical and dental. The proposed annual premiums increase is included within the approved FY 2016 budget. The Gehring Group has estimated that the Federal Government's Affordable Health Care Act resulted in 3% of the Village's 8.5% increase in our new premium rates, even before considering our previous claims history.

Manager Reade stated the proposed Employee Benefits for the upcoming plan year will remain, for the most part, the same. A brief summary of each plan and proposed changes are outlined below:

Health Insurance:

- . Health insurance benefits will essentially remain the same without significant cost shifting to the employees (i.e., annual deductibles and co-pays for doctor office visits, specialists, diagnostic services will all remain the same)
- . Emergency Room co-pay will increase by \$100/visit, which will be waived if admitted
- . Current Pharmacy co-pays (Tiers 1, 2 & 3) will remain the same. A 4<sup>th</sup> Tier will be added to cover specialty medications (co-pay is 20% of price or max. \$150)
- . A modest increase of \$1 per week is proposed for employee and dependent premium coverage to assist with covering the proposed annual premium increase
- . Annual employee health and wellness program funding is proposed to increase

Dental:

- . No changes to the plan

Basic Life with AD&D:

- . No changes to the plan
- . Cigna has committed to a twenty-four (24) month rate guarantee

Vision (Voluntary):

- . No changes to the plan

Supplemental (Voluntary) Products:

- . These products will remain the same at this time

New Benefits:

- . TeleDoc is proposed to be extended to all covered employees and their covered dependents and provides access to a state licensed physician 24 hours a day/365 days of the year by phone and video consults without a co-pay as opposed to more expensive care options (i.e., emergency room visits and urgent care centers). Physicians have the ability to recommend treatment, electronically submit prescription medications or refer to specialists. An electronic health record is then provided to the member and the member's primary care physician. There is no co-pay for this service, thus, reducing the Village's claims for emergency room and urgent care visits. The total annual projected cost for this new benefit is \$5,500.

BenTek is an online benefits enrollment and administration system that streamlines the enrollment process. Employees will be able to easily and securely access the Employee Benefits Center and enroll from the convenience of their home, eliminating the traditional paperwork. BenTek also will allow the Village to generate numerous reports and utilize audit features to maintain the integrity of data between our payroll system and BenTek. With the implementation of BenTek, we will greatly enhance the employee enrollment experience as well as relieve the significant administrative burden of paperwork and manually tracking reports that our staff is responsible for each year during open enrollment. If approved, enrollment meetings will begin in early March as the new plan year begins on April 1st. Manager Reade also wanted to mention all the hard work that was put into the negotiations by Lynette Levy and Vicki VanFossen, along with the help of the Gehring Group.

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 for approval was made by Council Member Escalada and seconded by Vice Mayor Gunther. Motion carried 5 – 0

12. Resolution 2016-10 – Site Plan (SPR16-01) and Special Exception (PSSE-16-01) Legend Plaza – 1696 South Military Trail

RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, (APPROVING/DENYING), WITH CONDITIONS, FOR SITE PLAN (SPR16-01) SUBMITTED BY VIJAY KUMAR, AND CONCURRENTLY REQUESTING A SPECIAL EXCEPTION USE (PSSE16-01) FOR CONSTRUCTION OF A 7,255 SQUARE FOOT COMMERCIAL BUILDING, TO CONSIST OF THREE (3) TENANT SPACE THAT INCLUDE A 2,141 SQUARE FOOT RESTAURANT FOR THE PROPERTY LOCATED AT 1696 S.

**MILITARY TRAIL; AND ESTABLISHING AN EFFECTIVE DATE.**

Staff: Kim Glas-Castro, Land Development Director

Village Manager stated Mr. Vijay Kumar, property owner, is requesting site plan and special exception approval for a 7,255 square foot commercial building, which is proposed to be converted into three (3) tenant bays on a 1.134-acre parcel located at 1696 South Military Trail (formerly occupied by the Inspiration House). Additionally, the applicant is requesting a special exception use, (PSSE-16-01), to permit a 2,141 sq.ft. restaurant use.

Manager Reade said the Applicant is proposing to renovate the existing structure into three separate commercial spaces, one of which would include a restaurant on the north end of the building. The proposed renovations are planned to include: front building façade renovations, landscape enhancements, a new cross-access point to the adjacent 7-Eleven gas station (to the south) and improved pedestrian access to the building. Physical improvements on the property (i.e., pole sign and parking layout) are proposed to remain unchanged. Additionally, Palm Tran has requested an easement to provide a future bus stop shelter to serve the high ridership within this area. The Land Development Board considered these requests during their January 12<sup>th</sup> meeting and recommended approval, with the addition of a condition to remove a parking space to reduce ingress conflicts.

Director Glas-Castro stated if it had not been for the restaurant, which was the Special Exception, the project would have only gone through the permitting process. She explained the different modifications that would be considered prior to permitting.

Mayor Pro Tem Brinkman asked if the gas station was in agreement with the cross access. Director Glas-Castro stated in the sale the cross access was agreed upon then. Council Member Escalada asked for clarification about the request for a bicycle rack by the Village. Director Glas-Castro stated it was part of the Site Plan requirement. Also he asked about the connection for the propane gas as it was in that area. Director Glas-Castro stated Staff was encouraging the applicant to connect with FPU. Vice Mayor Gunther asked if there has been any discussion regarding improving the pole sign. Director Glas-Castro stated that could be an additional condition that Council could ask.

There were no ex parte communications disclosed. 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 for approval was made by Council Member Escalada and seconded by Mayor Pro Tem Brinkman. Motion carried 5 – 0

**13. Resolution 2016-15 – Preliminary Plat – Kingswood Academy – 4137 South Congress Avenue**

**A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, APPROVING THE PRELIMINARY PLAT KINGSWOOD ACADEMY, SUBMITTED BY DAMIAN BRINK, AGENT FOR THE OWNERS AND OPERATORS, LOCATED AT 4137 SOUTH CONGRESS AVENUE; AND PROVIDING AN EFFECTIVE DATE.**

Staff: Kim Glas-Castro, Land Development Director

Mr. Damian Brink, agent for Neil and Janese Williams, owners and operators of Kingswood Academy, has filed the preliminary plat to construct a new daycare at 4137 South Congress Avenue (South of Canal 12 and across from Palm Beach State College). The proposed preliminary plat unifies three (3) parcels. The preliminary plat is consistent with the approved site plan, which was approved by the Village Council (Resolution 2015-70) on July 25, 2015.

The Village's Surveyor, Engenuity Group, has reviewed the proposed plat and has determined that it is in compliance with Chapter 177, F.S. - Platting Regulations. The Land Development Board will consider the preliminary plat at their February 9<sup>th</sup> meeting and their recommendation will be provided prior to Council consideration.

If approved, a final plat will be presented to the Village Council for consideration. The recording of the final plat is required prior to issuance of a Certificate of Occupancy for the daycare. Construction was allowed to commence with Unity of Title and prior to completion of the plat approval process.

There were no ex parte communications disclosed. 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 for approval was made by Vice Mayor Gunther and seconded by Council Member Waller. Motion carried 5 – 0

#### 14. Ordinance 2016-01– Village Code Amendment – Definition of Family (First Reading)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AMENDING THE VILLAGE CODE OF ORDINANCES BY AMENDING CHAPTER 1 "GENERAL PROVISIONS", SECTION 1-2, "DEFINITIONS AND RULES OF CONSTRUCTION"; AMENDING CHAPTER 10, "BUILDINGS AND BUILDING REGULATIONS", ARTICLE I, "IN GENERAL", SECTION 10-5, "OCCUPANCY LIMITATIONS"; AND AMENDING CHAPTER 34, "LAND DEVELOPMENT", ARTICLE VI, "LAND USE", DIVISION 7, "SUPPLEMENTAL DISTRICT REGULATIONS", SUBDIVISION I, "IN GENERAL", SECTION 34-888, "CONFORMANCE WITH DEFINITION REQUIRED; USE OF PROPERTY FOR CONVENTIONS, SEMINARS, ETC." TO CLARIFY THE DEFINITION OF FAMILY AND ITS APPLICATION; PROVIDING FOR CODIFICATION, REPEAL OF CONFLICTING ORDINANCES, SEVERABILITY, AND AN EFFECTIVE DATE.

Staff: Kim Glas-Castro, Land Development Director

The Land Development Department is recommending a housekeeping amendment to the Village Code to clarify and update the definition of "family" to ensure that certain allowances are allowed under programs that are offered by the State of Florida (i.e., foster care, etc.). Further, if approved, this updated definition will be utilized within various sections of the Code pertaining to building occupancy and zoning supplemental regulations.

This definition was developed by the Village Attorney and reviewed by the Land Development Director.

The Land Development Board will consider the proposed amendment at their February 9<sup>th</sup> meeting, and their recommendation will be provided to the Council prior to consideration.

If approved on first reading, the proposed ordinance will be presented to the Village Council for 2<sup>nd</sup> and final reading on March 10, 2016.

Council Member Escalada asked for clarification and an explanation with the word “consanguinity”. Mayor Smith stated it meant “by blood”. Council Member Escalada stated that it should be defined better in the ordinance, it was too broad. Attorney Torcivia Council could pass the ordinance at this meeting on first reading and the ordinance could be corrected prior to 2<sup>nd</sup> reading.

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 for approval was made by Mayor Pro Tem Brinkman and seconded by Council Member Escalada. Motion carried 5 – 0

15. Ordinance No. 2016-02 – Village Code Amendment – Temporary Signs  
(First Reading)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AMENDING ITS CODE OF ORDINANCES BY AMENDING CHAPTER 34 “LAND DEVELOPMENT”, ARTICLE IV “SIGNS”, DIVISION 1 “GENERALLY”, SECTION 34-262 “PROHIBITED SIGNS”; AMENDING DIVISION 2 “PERMITS”, SECTION 34-291 “REQUIRED; EXEMPTIONS”; AMENDING DIVISION 3 “SPECIFICATIONS”, BY DELETING SECTION 34-324 “TEMPORARY SIGNS AND BANNERS” AND ENACTING A NEW SECTION 34-324 “TEMPORARY SIGNS” TO MODIFY ITS SIGN CODE IN ORDER TO COMPLY WITH THE RECENT SUPREME COURT DECISION; PROVIDING FOR CODIFICATION, REPEAL OF CONFLICTING ORDINANCES, SEVERABILITY AND AN EFFECTIVE DATE.

Staff: Kim Glas-Castro, Land Development Director

Recently, a United States Supreme Court decision, Reed v. Town of Gilbert, invalidated sign regulations that make distinctions among temporary signs based on the sign message. As a result, local governments are now required to treat all temporary signs (i.e., real estate, commercial space leasing, election, grand opening, freedom of speech, etc.) on private property (not within public rights-of-way) equally in terms of size, number and duration.

As a result, reasonable distinctions concerning location (setback) and type (material/composition) remain permissible. To ensure compliance with US law, the Village is proposing uniform sign criteria that regulate the size, height, number and placement of signs on private properties within the Village. Some of the proposed criteria include:

- . Each property will be permitted to display four (4) temporary signs in accordance with the Village’s sign code per property
- . Each sign on private property must meet the established setbacks (7 feet) and must be at least 20 feet from the closest temporary sign
- . Sign area standards are established based on the property’s zoning designation
- . Maximum height for any free standing temporary sign on private property is 5 feet
- . Maximum height for a wall sign (i.e., banners, etc.) is 15 feet

Based on the Supreme Court's decision, the Village Attorney believes that that the Village is limited in the restrictions it can continue to impose on temporary signs. The proposed amendments would result in a change in sign policy that will lead to less than desirable results; however, outright prohibition of temporary signs is not an alternative (due to freedom of speech rights).

Further, since the Court's decision, the Village Attorney has been monitoring legal interpretations on the ruling(s), reviewing the actions of other municipalities in amending their sign codes and drafting content-neutral temporary sign regulations to include within the Village's Land Development Regulations.

As a result, the proposed amendment was prepared by the Village Attorney and reviewed by the Land Development Director.

The Land Development Board will consider the proposed amendment at their February 9<sup>th</sup> meeting, and their recommendation will be provided to the Council prior to consideration.

If approved on first reading, the proposed ordinance will be presented to the Village Council for 2<sup>nd</sup> and final reading on March 10, 2016.

Council Member Escalada asked for clarification on the definition of "Temporary", that if it were not event driven, the sign would still have to come down correct. Attorney Torcivia stated a permanent was such as attaching to a house and affixing it. Temporary sign could be up forever. The Supreme Court has turned sign codes upside. Vice Mayor Brinkman asked if murals were also wall signs, and if someone wanted to put a temporary free expression on their house, they wouldn't be able to put a mural up? Director Glas Castro stated there were other provisions in the code and the approval process anyone would have to go through. Virginia Saviato asked what the Village recommended to explain to new business owners that needed signage. Mayor Smith stated the new ordinance expanded the sign code, and to contact Director Glas Castro.

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 for approval was made by Council Member Waller and seconded by Vice Mayor Gunter. Motion carried 5 – 0

16. Ordinance No. 2016-03 – Village Code Amendment – Reasonable Accommodation (First Reading)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AMENDING THE VILLAGE CODE OF ORDINANCES BY AMENDING CHAPTER 10 "BUILDINGS AND BUILDING REGULATIONS", ARTICLE I "IN GENERAL", SECTION 10-28, "REASONABLE ACCOMMODATION PROCEDURES", TO DELETE THE REQUIREMENT TO PROVIDE COPIES OF LEASES AND TO PROVIDE FOR AN EXPIRATION DATE OF THE REASONABLE ACCOMMODATION APPROVAL; PROVIDING FOR CODIFICATION, REPEAL OF CONFLICTING ORDINANCES, SEVERABILITY, AND AN EFFECTIVE DATE.

Staff: Kim Glas-Castro, Land Development Director

The Land Development Department is recommending a housekeeping amendment to the Village Code to clarify and ensure that all rental residences are treated similarly and that there is not an added burden of documentation placed on residences requesting reasonable accommodation. The Village's existing Rental Permit program will not be affected by this housekeeping amendment.

The proposed amendment was prepared by the Village Attorney and reviewed by the Land Development Director.

The Land Development Board will consider the proposed amendment at their February 9<sup>th</sup> meeting, and their recommendation will be provided to the Council prior to consideration.

If approved on first reading, the proposed ordinance will be presented to the Village Council for 2<sup>nd</sup> and final reading on March 10, 2016.

Note: During an upcoming Council Meeting, staff will present a proposed Code amendment to be considered regarding "landlord-tenant" regulations that would be applicable to all rental residences.

Village Attorney Torcivia read the resolution by title. Mayor Smith stated this was a public hearing and asked for questions or comments. A motion for approval was made by Vice Mayor Brinkman and seconded by Council Member Escalada. Motion carried 5 – 0

Mayor Smith introduced Troop 296 with Boynton Beach. In attendance were Drew Hurley, Kyle and Kaleb Webb. Kaleb Webb state they were working on their Citizenship in the Community Merit Badge. Kyle Webb stated they had to attend a Council Meeting and take notes. Mayor Smith asked if there was anything the Council could help them with, and Kyle stated he had already talked to Manager Reade about his lifetime project.

Mayor Smith stated she wanted to honor the Crossing Guards with a proclamation for the Crossing Guards Day which was on February 5, 2016. She presented the proclamation to the Crossing Guards for the invaluable service they give to the community.

Greg Frebold, the Vice Mayor of Lake Clarke Shores addressed the Council to inform them he was running for District 3 County Commission, it was an open seat. He thanked Council for their time and would make an appointment to address them all once again at a later date.

17. Congress Avenue Corridor Study - Phase 1 - Existing Characteristics Analysis & Benefits/Risks Assessment  
Staff: Kim Glas-Castro, Land Development Director

Village Manager Reade stated Director Glas Castro had put in a lot of hard work into this discussion item.

Director Glas Castro informed the Council the Land Development Board had been discussing

redevelopment strategies and held workshop discussions with the Land Development Board during their November 2015, December 2015 and January 2016 meetings. The Board reviewed the data and stakeholder input and conducted a Strengths, Weaknesses, Opportunities and Threats (SWOT) analysis. Director Glas Castro presented Council with detailed descriptions on each Sub area of the Congress Avenue Corridor.

Council Member Escalada stated the work was very high level and thanked Director Glas Castro. The major question he had was how would it be implemented. That should be the next phase. Council Member Waller said she appreciated all the hard work and remembered the work shop that was presented with the former Manager and Land Development Director and wanted to know if that vision was still to be incorporated. She did have concerns on some of the relocation suggestions, but she did compliment Director Glas Castro on her hard work and all the information provided. Mayor Pro Tem Brinkman stated it was a very good step to incentives and make these areas to be attractive. She also commented on implementing the sewer at the northern sub area. Vice Mayor Gunther stated it was imperative as to how the Village was going to proceed and start an implementation program.

Richard Walker, property owner of 1014 Congress Avenue. He complimented Director Glas Castro, and he was a major property owner in the Village of Palm Springs. Mr. Walker stated the investors were there to buy property, but there needed to be a steering committee.

Ceiola Cook, the Chief Administrative Officer of Off Lease Properties, wanted to give a quick update on the property. She said the retail building was in the front. She also wanted to let everyone know that they had reached out to the developers of Panera Bread, so that was the type of restaurant that they were looking to.

Rob Renibaum, with Simmons and White, stated they were in the meeting tonight to congratulate Director Glas Castro with all the hard work that she had put into this project submitted before the Council. Their company was very aware of the problems with the northern area. They look forward to working with Staff and presenting to the Council.

Manager Reade reported on their meeting with Shannon Larock and the Force main from Southern Boulevard to Forest Hill. He also stated the CRA was available and would have to be presented to the County. He also complimented the hard work that Director Glas Castro had put into the project presented tonight. He also mentioned that in the upcoming year, they were looking at annexing properties in this area.

Dale Hedrick, with Hedrick Brothers Construction arrived and stated he also owns a home in Palm Springs, around the 3800 Block of Congress. The first job ever was for a Mrs. Pendergrass in Palm Springs. He wanted Council to know they were ready to bring energy to the corridor and was dictated by the market and what they could and could not do.

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 HEARINGS**

### **ACTIONS AND REPORTS - None**

### **VILLAGE MANAGER COMMENTS**

1. Reading at the schools, Wednesday, March 2, 2016
2. Movie night, February 12, 2016, "Inside Out" will be the movie
3. Monday, Village Hall closed for Presidents Day
4. Mailers for the Charter Amendment would be mailed out and into homes by Monday. A second one will also be mailed out right before March 15, 2016.

### **VILLAGE COUNCIL COMMENTS**

Council Member Escalada – Congratulations to the new directors. Excited about Chili's and WAWA. He wanted to thank Staff for the corridor report.

Vice Mayor Brinkman – she wanted to reiterate what Council Member Escalada. She thanked Director Glas Castro for the hard work.

Vice Mayor Gunther – Congratulated John and Suvi on their new appointments. Also a thank you to staff.

Council Member Waller – Congratulations to John and Suvi. She was at the District 2 and 3 luncheon, they were discussing the possible upcoming 2 percent sales tax. The Firefighters were wanting a possible 1 percent and to have that on the August ballot.

Mayor Smith – Congratulations to the new Directors, Suvi and John. We wish you all the luck and know we will enjoy working with each of you.

### **NEXT REGULAR COUNCIL MEETING MARCH 10, 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 8:27 p.m.

Respectfully submitted,

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Village Clerk

Approved by Council \_\_\_\_\_

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Mayor