



**CITY OF PALM BEACH GARDENS
COUNCIL AGENDA
September 5, 2019
7:00 P.M.**

**Mayor Marciano
Vice Mayor Litt
Councilmember Marino
Councilmember Woods
Councilmember Lane**

I. PLEDGE OF ALLEGIANCE

II. ROLL CALL

III. ADDITIONS, DELETIONS, MODIFICATIONS:

IV. ANNOUNCEMENTS / PRESENTATIONS:

- a. REPRESENTATIVE RICK ROTH – LEGISLATIVE UPDATE.

V. ITEMS OF RESIDENT INTEREST AND BOARD/COMMITTEE REPORTS:

VI. COMMENTS FROM THE PUBLIC:

- **For subjects not on the agenda, please submit request form to the City Clerk prior to the commencement of this agenda item.**

VII. CITY MANAGER REPORT:

VIII. CONSENT AGENDA:

- a. **APPROVE MINUTES** FROM THE AUGUST 1, 2019 CITY COUNCIL MEETING.
- b. **RESOLUTION 57, 2019** – TERMINATING THE CITY'S INTERLOCAL AGREEMENT REGARDING TRAFFIC CONCURRENCY. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA, TERMINATING THE INTERLOCAL AGREEMENT WITH PALM BEACH COUNTY SETTING FORTH A PROCEDURE FOR PROCESSING APPLICATIONS FOR TRAFFIC CONCURRENCY CERTIFICATIONS FOR DEVELOPMENTS LOCATED IN PALM BEACH GARDENS, FLORIDA; AUTHORIZING THE MAYOR TO TERMINATE THE AGREEMENT; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- c. **RESOLUTION 62, 2019** – CABANA COLONY PLAT. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA, APPROVING THE PLAT FOR CABANA COLONY GAS STATION AND CAR WASH; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- d. **PURCHASE AWARD** – TIRES AND RELATED SERVICES.

- e. [PURCHASE AWARD](#) – GASOLINE AND DIESEL FUEL.
- f. [PROCLAMATION](#) – A DAY TO REMEMBER.
- g. [PROCLAMATION](#) – CHILDHOOD CANCER AWARENESS MONTH.
- h. [PROCLAMATION](#) – PROSTATE CANCER AWARENESS MONTH.

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

- **For subjects under Public Hearings, please submit request form to the City Clerk prior to the commencement of this agenda item.**

- a. [ORDINANCE 14, 2019](#) – (2nd READING AND ADOPTION) BAY HILL ESTATES. 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-19-02-000028 IN ORDER TO CHANGE THE LAND-USE DESIGNATION ON 977.81 ACRES, MORE OR LESS, FROM PALM BEACH COUNTY RURAL RESIDENTIAL, 1 UNIT PER 2.5 ACRES (PBC RR-2.5) TO PALM BEACH GARDENS RESIDENTIAL LOW (RL) AND PALM BEACH GARDENS CONSERVATION (CONS) FOLLOWING ANNEXATION; THE SUBJECT PROPERTY LOCATED ON THE SOUTHWEST CORNER OF THE INTERSECTION OF NORTHLAKE BOULEVARD AND BAY HILL DRIVE, APPROXIMATELY 0.5 MILES 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) AND OTHER REVIEWING AGENCIES; 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.
- b. [*ORDINANCE 15, 2019](#) – (2nd READING AND ADOPTION) BAY HILL ESTATES. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA, REZONING CERTAIN REAL PROPERTY, SUCH PROPERTY BEING COMPRISED OF 977.81 ACRES IN SIZE, MORE OR LESS, AND LOCATED ON THE SOUTHWEST CORNER OF THE INTERSECTION OF NORTHLAKE BOULEVARD AND BAY HILL DRIVE, APPROXIMATELY 0.5 MILES EAST OF COCONUT BOULEVARD; PROVIDING THAT THIS PARCEL OF REAL PROPERTY THAT IS MORE PARTICULARLY DESCRIBED HEREIN SHALL BE REZONED FROM PALM BEACH COUNTY RESIDENTIAL PLANNED UNIT DEVELOPMENT (PUD) TO PALM BEACH GARDENS PLANNED UNIT DEVELOPMENT (PUD) WITH UNDERLYING ZONING DESIGNATIONS OF PALM BEACH GARDENS RESIDENTIAL LOW (RL-3) AND PALM BEACH GARDENS CONSERVATION (CONS); 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 49, 2019 IS A COMPANION ITEM TO ORDINANCE 15, 2019
AND WILL REQUIRE COUNCIL ACTION**

***RESOLUTION 49, 2019** – BAY HILL ESTATES. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA, APPROVING THE BAY HILL ESTATES PLANNED UNIT DEVELOPMENT (PUD) CONSISTING OF 977.81 ACRES, MORE OR LESS, LOCATED ON THE SOUTHWEST CORNER OF THE INTERSECTION OF NORTHLAKE BOULEVARD AND BAY HILL DRIVE, APPROXIMATELY 0.5 MILES EAST OF COCONUT BOULEVARD, AS MORE PARTICULARLY DESCRIBED HEREIN; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

- c. **ORDINANCE 16, 2019** – (2nd READING AND ADOPTION) MOBILITY PLAN. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA, APPROVING AND ADOPTING THE CITY'S MOBILITY PLAN AND MOBILITY FEE TECHNICAL REPORT, CONSISTENT WITH THE PROVISIONS OF SECTION 163.3180 ET SEQ., FLORIDA STATUTES, SPECIFICALLY SUBSECTION (5) (i) WITH REGARD TO TRANSPORTATION CONCURRENCY; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- d. **ORDINANCE 17, 2019** – (2nd READING AND ADOPTION) POLICE OFFICERS' RETIREMENT TRUST FUND. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA, AMENDING CHAPTER 50. ARTICLE III OF THE CODE OF ORDINANCES OF THE CITY OF PALM BEACH GARDENS, FLORIDA, ENTITLED "POLICE OFFICERS' RETIREMENT TRUST FUND", IMPLEMENTING PROVISIONS OF THE 2020-2022 COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF PALM BEACH GARDENS AND THE POLICE BENEVOLENT ASSOCIATION; AMENDING SECTION 50-116. BY REVISING THE NORMAL RETIREMENT DATE AND BENEFIT; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- e. **ORDINANCE 18, 2019** – (1ST READING) CITY INITIATED LAND DEVELOPMENT REGULATIONS AMENDMENT TO ADDRESS RECENT LEGISLATION CONCERNING TREE TRIMMING AND REMOVAL. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA, AMENDING CHAPTER 78. LAND DEVELOPMENT OF THE CODE OF ORDINANCES OF THE CITY OF PALM BEACH GARDENS, FLORIDA, AT DIVISION 8. LANDSCAPING, BY AMENDING SECTION 78-303. APPROVAL REQUIRED. AND SECTION 78-326. EXEMPTIONS.; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- f. **ORDINANCE 19, 2019** – (1ST READING) CITY INITIATED LAND DEVELOPMENT REGULATIONS AMENDMENT ADOPTING THE CITY'S MOBILITY FEE SCHEDULE. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA, AMENDING CHAPTER 78. LAND DEVELOPMENT OF THE CODE OF ORDINANCES OF THE CITY OF PALM BEACH GARDENS, FLORIDA, AT DIVISION 4. CITYWIDE IMPACT FEES TO INCORPORATE THE CITY'S MOBILITY FEE SCHEDULE AND RELATED TEXT CHANGES, CONSISTENT WITH THE CITY'S MOBILITY FEE TECHNICAL REPORT; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

- g. [ORDINANCE 20, 2019](#) – (1ST READING) ADOPTING THE BUDGET FOR FISCAL YEAR 2019/2020. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA, ADOPTING THE BUDGET FOR THE CITY OF PALM BEACH GARDENS FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2019, AND ENDING SEPTEMBER 30, 2020; PROVIDING A CONFLICTS CLAUSE AND A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

X. RESOLUTIONS:

- **For subjects under Resolutions, please submit request form to the City Clerk prior to the commencement of this agenda item.**

XI. ITEMS FOR COUNCIL ACTION/DISCUSSION:

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.