

1 CITY OF PALM BEACH GARDENS
2 CITY COUNCIL
3 REGULAR MEETING
4 MAY 6, 2010
5

6 The regular meeting was called to order at 7:02 p.m. by Mayor Levy.

7 **I. PLEDGE OF ALLEGIANCE**

8 **II. ROLL CALL**

9 **PRESENT:** Mayor David Levy, Vice Mayor Robert Premuroso, Councilmember Joseph
10 Russo, Councilmember Eric Jablin, Councilmember Jody Barnett.

11 **ABSENT:** None.

12 **III. ADDITIONS, DELETIONS, MODIFICATIONS**

13 None.

14 **IV. ANNOUNCEMENTS AND PRESENTATIONS**

15 a. **RECOGNITION OF EMPLOYEE RYAN BARROWS – VALEDICTORIAN, CLASS**
16 **OF 2010 WILLIAM T. DWYER HIGH SCHOOL.**

17 Mayor Levy acknowledged Ryan Barrows' accomplishments and presented him with a
18 plaque.

19 b. **AIMEE CRAIG CARLSON, FLORIDIANS FOR SMARTER GROWTH, REGARDING**
20 **AMENDMENT 4.**

21 Aimee Craig Carlson presented an in-depth review of Amendment 4.

22 Vice Mayor Premuroso made a motion for staff to draft a Resolution regarding Amendment
23 4 for a future agenda.

24 Councilmember Jablin seconded.

25 Discussion ensued.

26 Motion passed 4-1 with Councilmember Barnett dissenting.

27 **V. ITEMS OF RESIDENT INTEREST AND BOARD/COMMITTEE REPORTS**

28 Councilmember Jablin reported the Shriners will return to Palm Beach Gardens next May.

29 Vice Mayor Premuroso reported attending the April Budget Oversight Committee meeting.

30 Councilmember Russo had no report. Councilmember Barnett had no report. Mayor Levy
31 reported attending the Palm Beach County School District Volunteer Business Partners award
32 breakfast.

33 **VI. CITY MANAGER REPORT**

34 City Manager Ferris reported on the City of Palm Beach Gardens, Town of Jupiter and
35 Town of Juno Beach Joint Meeting for the proposed Northern County Communication Center.
36 Council reached consensus 4-1, with Councilmember Barnett dissenting, authorizing City
37 Manager Ferris to move forward.

38 **VII. COMMENTS FROM THE PUBLIC**

39 Vito DeFrancesco, 1049 Shady Lakes Circle, Palm Beach Gardens; Vinnie Veneziano, 5052
40 Sesame Street, Palm Beach Gardens; Kristen Puhalainen, Member Outreach Director, Palm
41 Beach County League of Cities.

42 **VIII. CONSENT AGENDA**

43 a. **RESOLUTION 18, 2010 – INTERLOCAL AGREEMENT AMENDMENT. A**
44 **RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS,**
45 **FLORIDA APPROVING THE FIRST AMENDMENT TO THE INTERLOCAL**
46 **AGREEMENT PROVIDING FOR HEIGHTENED REVIEW REGARDING LANDS**
47 **LOCATED WITHIN THE WESTERN NORTHLAKE CORRIDOR PLANNING AREA**
48 **BETWEEN THE CITY OF PALM BEACH GARDENS, PALM BEACH COUNTY, AND**

1 THE CITY OF WEST PALM BEACH; AUTHORIZING THE MAYOR TO EXECUTE
2 THE AGREEMENT; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER
3 PURPOSES.

4 **b. RESOLUTION 23, 2010 - AGREEMENT WITH THE PORT AUTHORITY OF NEW**
5 **YORK AND NEW JERSEY.** A RESOLUTION OF THE CITY COUNCIL OF THE CITY
6 OF PALM BEACH GARDENS, FLORIDA APPROVING AN AGREEMENT WITH THE
7 PORT AUTHORITY OF NEW YORK AND NEW JERSEY TO CONFIRM AND
8 MEMORIALIZE THE TRANSFER OF FULL AND COMPLETE LEGAL OWNERSHIP
9 TO THE CITY OF PALM BEACH GARDENS OF A PIECE OF STEEL OF THE FORMER
10 WORLD TRADE CENTER TO BE USED FOR THE 09.11.01 MEMORIAL;
11 AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT; PROVIDING AN
12 EFFECTIVE DATE; AND FOR OTHER PURPOSES.

13 **c. PROCLAMATION – WATER REUSE WEEK.**

14 **d. PROCLAMATION – WILD AND SCENIC LOXAHATCHEE RIVER DAY.**

15 **Councilmember Jablin** made a motion for approval of the Consent Agenda.

16 **Vice Mayor Premuroso** seconded.

17 Motion passed 5-0.

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

19 The City Clerk read Ordinance 7, 2010 by title.

20 **a. ORDINANCE 7, 2010 – (1st READING) BUSINESS TAX RECEIPT**
21 **(OCCUPATIONAL LICENSE).** AN ORDINANCE OF THE CITY COUNCIL OF THE
22 CITY OF PALM BEACH GARDENS, FLORIDA AMENDING CHAPTER 66.
23 TAXATION. BY REPEALING ARTICLE II. OCCUPATIONAL LICENSE. IN ITS
24 ENTIRETY AND READOPTING A NEW ARTICLE II WITH A NEW TITLE SUCH
25 THAT ARTICLE II. SHALL NOW BE ENTITLED “BUSINESS TAX AND
26 REGISTRATION” IN ORDER TO COMPLY WITH CHAPTER 205, FLORIDA
27 STATUTES; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND
28 AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER
29 PURPOSES.

30 **Mayor Levy** opened the public hearing.

31 **Presented Item: Business Services Coordinator Kenthia White.**

32 **Mayor Levy** closed the public hearing.

33 **Councilmember Jablin** made a motion for approval of Ordinance 7, 2010 on first reading.

34 **Vice Mayor Premuroso** seconded.

35 Discussion ensued.

36 Motion passed 5-0.

37 **X. RESOLUTIONS**

38 The City Clerk read Resolution 19, 2010 by title.

39 **a. RESOLUTION 19, 2010 – PIGGYBACK AGREEMENT TO CXT, INC.** A
40 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS,
41 FLORIDA APPROVING A “PIGGYBACK” AGREEMENT WITH CXT, INC. FOR THE
42 PURCHASE OF A PRE-FABRICATED CONCRETE FLUSH TOILET BUILDING TO BE
43 LOCATED AT PGA NATIONAL PARK VIA AN EXISTING CONTRACT WITH LEON
44 COUNTY (NO. BC-07-16-09-51); AUTHORIZING THE MAYOR TO EXECUTE THE
45 AGREEMENT; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

46 **Mayor Levy** opened the public hearing.

47 **Presented Item: Construction Services Director Todd Engle.**

48 **Mayor Levy** closed the public hearing.

1 **Councilmember Jablin** made a motion for approval of Resolution 19, 2010.

2 **Councilmember Russo** seconded.

3 Motion passed 5-0.

4 **XI. ITEMS FOR COUNCIL ACTION/DISCUSSION**

5 a. **BIOSCIENCE LAND PROTECTION ADVISORY BOARD (BLPAB) BY-LAWS**
6 **REVISION.**

7 Staff Presentation: **Interim Growth Management Administrator Natalie Wong.**

8 **Councilmember Jablin** made a motion authorizing **Councilmember Russo** to vote for
9 approval of the revision at the next BLPAB meeting.

10 **Vice Mayor Premuroso** seconded.

11 Motion passed 5-0.

12 b. **CITY MANAGER EVALUATION**

13 **Councilmember Russo** made a motion directing the City Attorney to draw up a 3-year
14 extension of **City Manager Ferris**' current contract and authorizing **Mayor Levy** to sign it.

15 **Councilmember Jablin** seconded.

16 Discussion ensued.

17 Motion passed 4-1 with **Councilmember Barnett** dissenting.

18 **XII. CITY ATTORNEY REPORT**

19 None.

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1 **XIII. ADJOURNMENT**

2 **Councilmember Jablin** made a motion to adjourn.


3 **Councilmember Russo** seconded.

4 Motion passed 5-0.

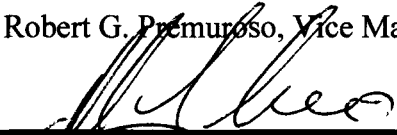
5 The meeting adjourned at 8:24 p.m.

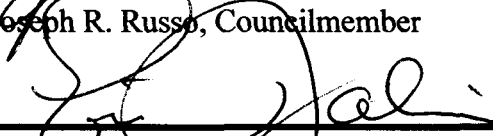
6 The next regularly scheduled City Council meeting will be held May 20, 2010.

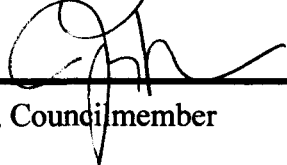
7
8 **APPROVED:**

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11 _____
12 David Levy, Mayor

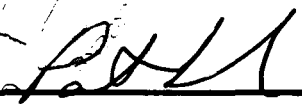
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14 _____
15 Robert G. Premuroso, Vice Mayor

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18 Joseph R. Russo, Councilmember

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21 Eric Jablin, Councilmember

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24 Jody Barnett, Councilmember

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31 **ATTEST:**

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34 Patricia Snider, CMC
35 City Clerk

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40 **Note:** These minutes are prepared in compliance with 286.011 F.S. and are not verbatim transcripts of
41 the meeting. A verbatim audio record is available from the Office of the City Clerk.
42 All referenced attachments are on file in the Office of the City Clerk.