



**CITY OF PALM BEACH GARDENS  
COUNCIL AGENDA  
January 4, 2018  
7:00 P.M.**

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

**I. PLEDGE OF ALLEGIANCE**

**II. ROLL CALL**

**III. ADDITIONS, DELETIONS, MODIFICATIONS:**

**IV. ANNOUNCEMENTS / PRESENTATIONS:**

- a. RECOGNITION OF THE GARDENS GATORS FOR WINNING THE POP WARNER SUPER BOWL

**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. [APPROVE MINUTES](#) FROM DECEMBER 7, 2017 CITY COUNCIL MEETING
- b. [APPROVE MINUTES](#) FROM DECEMBER 21, 2017 CITY COUNCIL WORKSHOP
- c. [APPROVE MINUTES](#) FROM DECEMBER 21, 2017 CITY COUNCIL SPECIAL MEETING
- d. [RESOLUTION 1, 2018](#) – APPOINTING THE PALM BEACH COUNTY SUPERVISOR OF ELECTIONS AS AN ADDITIONAL MEMBER OF THE CANVASSING BOARD. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA, APPOINTING THE SUPERVISOR OF ELECTIONS, OR DESIGNEE, AS AN ADDITIONAL MEMBER OF THE CITY OF PALM BEACH GARDENS CANVASSING BOARD; REQUESTING THE SUPERVISOR OF ELECTIONS, OR DESIGNEE, TO CANVASS ALL ABSENTEE BALLOTS; TO CANVASS THE MUNICIPAL ELECTION, ALONG WITH THE CITY'S CANVASSING BOARD; AND TO CONDUCT THE LOGIC AND ACCURACY TESTING FOR ALL ELECTION MACHINERY; AUTHORIZING THE CITY CLERK TO DO ALL THINGS NECESSARY TO CONDUCT THE MUNICIPAL ELECTION; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

- e. [RESOLUTION 2, 2018](#) – AGREEMENT WITH THE PALM BEACH COUNTY SUPERVISOR OF ELECTIONS FOR ELECTION SERVICES. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA, AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT BETWEEN THE CITY AND THE PALM BEACH COUNTY SUPERVISOR OF ELECTIONS FOR VOTE PROCESSING EQUIPMENT USE AND ELECTION SERVICES; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- f. [PURCHASE AWARD](#) – JANITORIAL SUPPLIES AND CHEMICALS
- g. [PURCHASE AWARD](#) – PUBLIC EDUCATION TRAILER
- h. [PROCLAMATION](#) – ARBOR DAY.
- i. [PROCLAMATION](#) – RECOGNITION OF SKYLAR STEWART AND QUINLAN STEWART FOR ACHIEVEMENT OF EAGLE SCOUT AWARD.

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

- a. [ORDINANCE 24, 2017](#) - (2<sup>nd</sup> READING AND ADOPTION) MUNICIPAL ANNEXATION OF UNINCORPORATED REAL PROPERTY. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA, ANNEXING A CONTIGUOUS AND COMPACT AREA OF UNINCORPORATED REAL PROPERTY COMPRISING A TOTAL OF 1,371 ACRES, MORE OR LESS, COMMONLY KNOWN AS “BAY HILL ESTATES, THE PRESERVE AT BAY HILL ESTATES, AND RUSTIC LAKES” IN ACCORDANCE WITH SECTION 171.0413, FLORIDA STATUTES, SUCH PARCELS BEING GENERALLY LOCATED ON THE SOUTH SIDE OF NORTHLAKE BOULEVARD AND ADJACENT TO THE IBIS GOLF AND COUNTRY CLUB, AS MORE PARTICULARLY DESCRIBED HEREIN; AMENDING ARTICLE II OF THE CITY CHARTER TO REDEFINE THE CORPORATE LIMITS PURSUANT TO INVOLUNTARY ANNEXATION; CALLING A REFERENDUM ON THE QUESTION OF ANNEXATION FOR THE REGISTERED ELECTORS WITHIN THE PROPERTY PROPOSED FOR ANNEXATION; PROVIDING FOR TRANSMITTAL TO THE FLORIDA DEPARTMENT OF STATE, THE FLORIDA GOVERNOR’S OFFICE, AND PALM BEACH COUNTY; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- b. [ORDINANCE 26, 2017](#) – (2<sup>nd</sup> READING AND ADOPTION) CHARTER LANGUAGE REVISIONS. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA, ADOPTED IN ACCORDANCE WITH SECTIONS 101.161 AND 166.031, *FLORIDA STATUTES*, CALLING FOR A REFERENDUM TO BE HELD ON MARCH 13, 2018, PROPOSING TO THE ELECTORATE OF THE CITY THAT THE CITY CHARTER BE AMENDED AND REORGANIZED IN ORDER TO ADOPT AND IMPLEMENT THE RECOMMENDATIONS OF THE CITIZEN CHARTER REVIEW COMMITTEE; PROVIDING FOR SUBMISSION OF THE PROPOSED BALLOT QUESTION TO THE ELECTORS OF THE CITY; SETTING FORTH THE FORM OF THE QUESTION TO BE VOTED UPON AT SUCH ELECTION; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

- c. [ORDINANCE 27, 2017 A](#) – (2<sup>nd</sup> READING AND ADOPTION) – TERM LIMITS. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA, ADOPTED IN ACCORDANCE WITH SECTIONS 101.161 AND 166.031, *FLORIDA STATUTES*, CALLING FOR A REFERENDUM TO BE HELD ON MARCH 13, 2018, PROPOSING TO THE ELECTORATE OF THE CITY THAT THE CITY CHARTER BE AMENDED AT SECTION 4-1. TO CHANGE THE EXISTING CITY COUNCIL TERM LIMITS FROM TWO (2) CONSECUTIVE FULL TERMS TO THREE (3) CONSECUTIVE FULL TERMS; PROVIDING THAT THE REMAINDER OF THE CHARTER, AS MAY BE AMENDED BY THE ELECTORATE, SHALL REMAIN IN FULL FORCE AND EFFECT AS PREVIOUSLY ENACTED; PROVIDING FOR SUBMISSION OF THE PROPOSED BALLOT QUESTION TO THE ELECTORS OF THE CITY; SETTING FORTH THE FORM OF THE QUESTION TO BE VOTED UPON AT SUCH ELECTION; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- d. [ORDINANCE 27, 2017 B](#) – (2<sup>ND</sup> READING AND ADOPTION) – TERM LIMITS. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA, ADOPTED IN ACCORDANCE WITH SECTIONS 101.161 AND 166.031, *FLORIDA STATUTES*, CALLING FOR A REFERENDUM TO BE HELD ON MARCH 13, 2018, PROPOSING TO THE ELECTORATE OF THE CITY THAT THE CITY CHARTER BE AMENDED AT SECTION 4-1. TO CHANGE EXISTING CITY COUNCIL TERM LIMITS FROM TWO (2) CONSECUTIVE FULL TERMS TO THREE (3) CONSECUTIVE FULL TERMS AND PROVIDING THAT SUCH TERM LIMITS SHALL BE APPLIED RETROACTIVELY TO SITTING CITY COUNCIL MEMBERS; PROVIDING THAT THE REMAINDER OF THE CHARTER, AS MAY BE AMENDED BY THE ELECTORATE, SHALL REMAIN IN FULL FORCE AND EFFECT AS PREVIOUSLY ENACTED; PROVIDING FOR SUBMISSION OF THE PROPOSED BALLOT QUESTION TO THE ELECTORS OF THE CITY; SETTING FORTH THE FORM OF THE QUESTION TO BE VOTED UPON AT SUCH ELECTION; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- e. [ORDINANCE 28, 2017](#) – (2<sup>nd</sup> READING AND ADOPTION) ELIGIBILITY TO SEEK ELECTION. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA, ADOPTED IN ACCORDANCE WITH SECTIONS 101.161 AND 166.031, *FLORIDA STATUTES*, CALLING FOR A REFERENDUM TO BE HELD ON MARCH 13, 2018, PROPOSING TO THE ELECTORATE OF THE CITY THAT THE CITY CHARTER BE AMENDED AT SECTION 4-1. TO PROVIDE THAT ANY COUNCIL MEMBER WHO HAS LEFT OFFICE DUE TO TERM LIMITS MAY NOT BE ELECTED AGAIN FOR A PERIOD OF THREE (3) YEARS; PROVIDING THAT THE REMAINDER OF THE CHARTER, AS MAY BE AMENDED BY THE ELECTORATE, SHALL REMAIN IN FULL FORCE AND EFFECT AS PREVIOUSLY ENACTED; PROVIDING FOR SUBMISSION OF THE PROPOSED BALLOT QUESTION TO THE ELECTORS OF THE CITY; SETTING FORTH THE FORM OF THE QUESTION TO BE VOTED UPON AT SUCH ELECTION; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

- f. [ORDINANCE 29, 2017](#) – (2<sup>nd</sup> READING AND ADOPTION) ESTABLISHING PLURALITY VOTE. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA, ADOPTED IN ACCORDANCE WITH SECTIONS 101.161 AND 166.031, *FLORIDA STATUTES*, CALLING FOR A REFERENDUM TO BE HELD ON MARCH 13, 2018, PROPOSING TO THE ELECTORATE OF THE CITY THAT THE CITY CHARTER BE AMENDED AT SECTION 4-1. TO PROVIDE THAT COUNCIL MEMBERS SHALL BE ELECTED BY PLURALITY RATHER THAN BY MAJORITY; PROVIDING THAT THE REMAINDER OF THE CHARTER, AS MAY BE AMENDED BY THE ELECTORATE, SHALL REMAIN IN FULL FORCE AND EFFECT AS PREVIOUSLY ENACTED; PROVIDING FOR SUBMISSION OF THE PROPOSED BALLOT QUESTION TO THE ELECTORS OF THE CITY; SETTING FORTH THE FORM OF THE QUESTION TO BE VOTED UPON AT SUCH ELECTION; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- g. [ORDINANCE 30, 2017](#) – (2<sup>ND</sup> READING AND ADOPTION) SMALL-SCALE COMPREHENSIVE MAP AMENDMENT FOR THE FLEET OPERATIONS BUILDING. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA, ADOPTING A SMALL-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. CPSS-17-10-000007 THAT PROVIDES FOR AN AMENDMENT TO THE CITY'S FUTURE LAND USE MAP BY DESIGNATING ONE (1) PARCEL OF REAL PROPERTY COMPRISING APPROXIMATELY 2.07 ACRES IN SIZE, MORE OR LESS, AS "(I) INDUSTRIAL"; SUCH PARCEL BEING LOCATED GENERALLY AT THE SOUTHWEST CORNER OF BURNS ROAD AND IRONWOOD ROAD; 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.
- h. [\\*ORDINANCE 31, 2017](#) – (2<sup>ND</sup> READING AND ADOPTION) REZONING REQUEST FOR THE FLEET OPERATIONS BUILDING. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA, REZONING CERTAIN REAL PROPERTY WITHIN THE CORPORATE LIMITS OF THE CITY OF PALM BEACH GARDENS, CONSISTING OF ONE PARCEL OF REAL PROPERTY TOTALING 2.07 ACRES IN SIZE, MORE OR LESS, AND LOCATED ON THE SOUTHWEST CORNER OF THE INTERSECTION AT BURNS ROAD AND IRONWOOD ROAD; PROVIDING THAT THIS PARCEL OF REAL PROPERTY, WHICH IS MORE PARTICULARLY DESCRIBED HEREIN, SHALL BE ASSIGNED THE CITY ZONING DESIGNATION OF PLANNED UNIT DEVELOPMENT (PUD) OVERLAY WITH AN UNDERLYING ZONING DESIGNATION OF LIGHT INDUSTRIAL (M-1A); 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 5, 2018 IS A COMPANION ITEM TO ORDINANCE 31, 2017  
AND WILL REQUIRE COUNCIL ACTION.**

**\*RESOLUTION 5, 2018** - FLEET OPERATIONS PLANNED UNIT DEVELOPMENT. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA, APPROVING A PLANNED UNIT DEVELOPMENT (PUD) LOCATED ON THE SOUTHWEST CORNER OF BURNS ROAD AND IRONWOOD ROAD, AS MORE PARTICULARLY DESCRIBED HEREIN; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

- i. **ORDINANCE 1, 2018** – (1<sup>ST</sup> READING) AMENDING THE CITY OF PALM BEACH GARDENS' BUDGET. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA, AMENDING THE CITY OF PALM BEACH GARDENS' BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2017, AND ENDING SEPTEMBER 30, 2018, INCLUSIVE; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- j. **\*ORDINANCE 3, 2018** – (1<sup>ST</sup> READING) UPDATE TO CITY'S COMPREHENSIVE PLAN. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA, APPROVING AN UPDATE TO ITS COMPREHENSIVE PLAN IN ACCORDANCE WITH THE MANDATES SET FORTH IN SECTION 163.3177, *FLORIDA STATUTES*, PURSUANT TO A CITY-INITIATED UPDATE THAT PROVIDES FOR THE ANNUAL UPDATE TO THE FIVE-YEAR CAPITAL IMPROVEMENTS SCHEDULE WITHIN THE CAPITAL IMPROVEMENTS ELEMENT; PROVIDING THAT THE DATA, AS AMENDED OR REVISED, SHALL BE SUBSTITUTED FOR AND REPLACE THE EXISTING DATA IN THE CAPITAL IMPROVEMENTS ELEMENT; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- k. **\*RESOLUTION 3, 2018** - ARTISTRY LOCATION WITHIN ALTON PCD (PARCEL G). A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA, AMENDING RESOLUTION 18, 2017 TO MODIFY CONDITION OF APPROVAL NUMBER 7 RELATED TO THE TIMING OF CONSTRUCTION OF THE PERIMETER WALL; TO MODIFY THE PERIMETER WALL, PERIMETER WALL BUFFER CROSS SECTIONS, AND LANDSCAPE PLANS ACCORDINGLY FOR THE ARTISTRY NEIGHBORHOOD (PARCEL G) OF THE ALTON PLANNED COMMUNITY DEVELOPMENT (PCD), GENERALLY LOCATED NORTH OF HOOD ROAD, SOUTH OF DONALD ROSS ROAD, EAST OF THE FLORIDA'S TURNPIKE, AND WEST OF INTERSTATE 95; PROVIDING CONDITIONS OF APPROVAL; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

**X. RESOLUTIONS:**

- a. **RESOLUTION 6, 2018** - EXCLUSIVE FRANCHISE AGREEMENT FOR SOLID WASTE COLLECTION AND RECYCLING SERVICES. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA, APPROVING AN EXCLUSIVE FRANCHISE AGREEMENT WITH WASTE MANAGEMENT, INC. OF FLORIDA FOR SOLID WASTE, RECYCLING, AND VEGETATIVE WASTE COLLECTION SERVICES; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

**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.**