



**CITY OF PALM BEACH GARDENS
COUNCIL AGENDA
July 11, 2019
7:00 P.M.**

**Mayor Marciano
Vice Mayor Litt
Council Member Marino
Council Member Woods
Council Member Lane**

I. PLEDGE OF ALLEGIANCE

II. ROLL CALL

III. ADDITIONS, DELETIONS, MODIFICATIONS:

IV. ANNOUNCEMENTS / PRESENTATIONS:

- a. RECOGNIZING WENDY TATUM AS THE UNITED STATES PROFESSIONAL TENNIS ASSOCIATION FLORIDA DIVISION FACILITY – MANAGER OF THE YEAR.
- b. BRIGHTLINE/HSR CONSTRUCTORS – BOB O'MALLEY AND JENNIFER DONALDSON WILL PRESENT THE FUTURE PLANS FOR THE EXTENSION OF TRAIN SERVICE TO ORLANDO.
- c. SENATOR BOBBY POWELL – 2019 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. MINUTES FROM THE JUNE 6, 2019 CITY COUNCIL MEETING.
- b. RESOLUTION 42, 2019 – EASEMENT DEED IN FAVOR OF SEACOAST UTILITY AUTHORITY. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA, APPROVING TWO (2) EASEMENT DEEDS TO SEACOAST UTILITY AUTHORITY FOR THE INSTALLATION, OPERATION, MAINTENANCE, AND SERVICE OF WATER AND SEWER FACILITIES; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

- c. [RESOLUTION 55, 2019](#) – SALE OF PUBLIC WORKS PROPERTY. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA, REGARDING CITY-OWNED PROPERTY LOCATED AT 3704 BURNS ROAD, PALM BEACH GARDENS, FLORIDA, MORE COMMONLY KNOWN AS THE PUBLIC WORKS PROPERTY; CHOOSING TO RETAIN THE PROPERTY IN CITY OWNERSHIP FOR FUTURE USE BY THE CITY; AUTHORIZING AND DIRECTING THE CITY MANAGER TO TAKE ALL STEPS NECESSARY TO BEST UTILIZE THE SUBJECT PROPERTY TO BEST SERVE THE CURRENT AND FUTURE NEEDS OF THE COMMUNITY AND THE RESIDENTS OF THE CITY OF PALM BEACH GARDENS; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- d. [PURCHASE AWARD](#) – RENEWAL OF AGREEMENT FOR FINANCIAL ADVISORY SERVICES.
- e. [PURCHASE AWARD](#) – RENEWAL OF AGREEMENT FOR STOP LOSS INSURANCE COVERAGE.
- f. [PURCHASE AWARD](#) – INDEPENDENT AUDITING SERVICES.
- g. [PURCHASE AWARD](#) – SWITCHES AND RELATED EQUIPMENT FOR NEW TELECOMMUNICATIONS SYSTEM.
- h. [PROCLAMATION](#) – PARKS AND RECREATION MONTH.
- i. [PROCLAMATION](#) – 2020 UNITED STATES CENSUS BUREAU PARTNERSHIP.

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 12, 2019](#) – (1ST READING) AMENDING CHAPTER 38 “FIRE PREVENTION AND PROTECTION”. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA, AMENDING CHAPTER 38, “FIRE PREVENTION AND PROTECTION” OF THE CODE OF ORDINANCES OF THE CITY OF PALM BEACH GARDENS, FLORIDA, AT ARTICLE II. “FIRE DEPARTMENT”, DIVISION 2. “FIREFIGHTERS’ PENSION FUND”; AMENDING SECTIONS 38-55. “CONTRIBUTIONS”, AND 38-78. “SUPPLEMENTAL BENEFIT; F.S. CH. 175 SHARE ACCOUNTS”; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- b. [ORDINANCE 13, 2019](#) – (2ND READING AND ADOPTION) TAX ABATEMENT FOR CARRIER CORPORATION. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA, PROVIDING APPROVAL FOR AN AD VALOREM PROPERTY TAX EXEMPTION TO CARRIER CORPORATION OVER A TEN-YEAR PERIOD FROM THE CITY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

- c. **ORDINANCE 14, 2019** – (1ST READING) 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.
- d. ***ORDINANCE 15, 2019** – (1ST READING) 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 ON SECOND READING**

*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.

- e. [ORDINANCE 16, 2019](#) – (1ST READING) 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.
- f. [*RESOLUTION 44, 2019](#) – PGA MARINA. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA, APPROVING AN AMENDMENT TO THE PGA MARINA PLANNED UNIT DEVELOPMENT (PUD) SITE PLAN TO ALLOW THE INSTALLATION OF THREE SETS OF CROSSING ARM GATES; THE SUBJECT SITE IS LOCATED AT THE NORTHWEST CORNER OF PGA BOULEVARD AND THE INTRACOASTAL WATERWAY, AS MORE PARTICULARLY DESCRIBED HEREIN; PROVIDING CONDITIONS OF APPROVAL; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- g. [*RESOLUTION 45, 2019](#) – FLORIDA POWER AND LIGHT COMPANY. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA, APPROVING AN AMENDMENT TO THE PGA OFFICE CENTER PLANNED COMMUNITY DEVELOPMENT (PCD) MASTER PLAN TO ALLOW THE COMBINATION OF PARCEL A AND PARCEL B, THE REALIGNMENT OF THE NORTHERN 400 FEET OF RCA CENTER DRIVE FOR A NEW INTERSECTION LOCATION WITH KYOTO GARDENS DRIVE, ADDING 1.3 ACRES OF LAKE AREA TO PARCEL A, AND REVISING CONDITIONS OF APPROVAL; THE PGA OFFICE CENTER PCD IS GENERALLY LOCATED EAST OF MILITARY TRAIL, WEST OF ALTERNATE A1A, AND NORTH AND SOUTH OF KYOTO GARDENS DRIVE, AS MORE PARTICULARLY DESCRIBED HEREIN; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- h. [*RESOLUTION 46, 2019](#) – PGA OFFICE CENTER. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA, APPROVING A SITE PLAN WITHIN THE PGA OFFICE CENTER PLANNED COMMUNITY DEVELOPMENT (PCD) TO ALLOW THE DEVELOPMENT OF A 270,000-SQUARE-FOOT OFFICE BUILDING, THREE-STORY PARKING GARAGE, AND HELISTOP; THE SUBJECT SITE IS APPROXIMATELY 37 ACRES, MORE OR LESS, AND IS LOCATED EAST OF MILITARY TRAIL, WEST OF ALTERNATE A1A, AND SOUTH OF KYOTO GARDENS DRIVE, AS MORE PARTICULARLY DESCRIBED HEREIN; PROVIDING CONDITIONS OF APPROVAL; PROVIDING WAIVERS; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- i. [RESOLUTION 52, 2019](#) – MIRACLE LEAGUE FIELD FUNDING AGREEMENT A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA, AMENDING RESOLUTION 22, 2017, TO MODIFY A CONDITION OF APPROVAL FOR THE NUVO BUSINESS CENTER AT THE GARDENS PLANNED UNIT DEVELOPMENT (PUD) RELATED TO BIOSCIENCE DEVELOPMENT TIMING REQUIREMENTS; THE NUVO BUSINESS CENTER PUD IS LOCATED ON THE NORTHEAST CORNER OF RIVERSIDE DRIVE AND BUCKEYE STREET, SOUTH OF BURNS ROAD, AS MORE PARTICULARLY DESCRIBED HEREIN; PROVIDING CONDITIONS OF APPROVAL; 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.**

- a. **RESOLUTION 29, 2019** – GOLD STAR FAMILIES MEMORIAL MONUMENT A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA, SUPPORTING THE INSTALLATION OF A GOLD STAR FAMILIES MEMORIAL MONUMENT AT VETERANS PLAZA WITHIN THE CITY HALL MUNICIPAL COMPLEX; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
- b. **RESOLUTION 39, 2019** – PROPOSED MAXIMUM MILLAGE RATE. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA, ADOPTING A PROPOSED MAXIMUM MILLAGE RATE FOR THE CITY OF PALM BEACH GARDENS FOR FISCAL YEAR 2019/2020; SETTING THE DATE, TIME, AND PLACE OF THE FIRST BUDGET HEARING; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

XI. ITEMS FOR COUNCIL ACTION/DISCUSSION:

- a. CITY MANAGER CONTRACT.
- b. **SPONSORSHIP** OF THE 8TH ANNUAL SENATOR PHILIP D. LEWIS CENTER LUNCHEON, HOMELESS COALITION OF PALM BEACH COUNTY.
- c. **CO-SPONSORSHIP** OF THE PALM BEACH NORTH CHAMBER OF COMMERCE BUSINESS BEFORE HOURS MAYOR'S BREAKFAST SEPTEMBER 18, 2019.

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.