



AGENDA
VILLAGE COUNCIL MEETING
VILLAGE HALL COUNCIL CHAMBERS
226 CYPRESS LANE ■ PALM SPRINGS, FL 33461
MARCH 14, 2024
6:30 PM

COUNCIL

- ☐ Mayor Bev Smith
- ☐ Vice Mayor Joni Brinkman ☐ Mayor Pro Tem Patti Waller
- ☐ Council Member Kim Schmitz ☐ Council Member Gary Ready

ADMINISTRATION

- ☐ Village Manager Michael Bornstein ☐ Village Attorney Christy Goddeau
- ☐ Village Clerk Kimberly Wynn

If an individual wishes to challenge any decision made by the Council regarding any matter under consideration, they must have a copy of the proceedings. To do so, they may need to ensure that a complete and accurate record of the proceedings is available. This recording should include all testimonies and evidence that will form the basis of the appeal.

CALL TO ORDER

ROLL CALL

INVOCATION

PLEDGE OF ALLEGIANCE

ADDITIONS, DELETIONS OR MODIFICATIONS, AND APPROVAL OF AGENDA

Motion	Second	Vote
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CONSENT AGENDA

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

1. **Resolution No. 2024-04 - Interlocal Agreement - Wastewater Service and**

Wastewater Facilities Cost Sharing - Amendment 1 - Utilities Department:

Motion for the approval of Resolution 2024-04 of an Interlocal Agreement between The City of Lake Worth Beach and the Water and Sewer Enterprise Fund. The agreement provides wastewater service and facilities cost-sharing services from September 30, 2023, until September 30, 2033, with two renewal options. **(STAFF HAS REQUESTED THAT THIS ITEM BE MOVED TO APRIL 11, 2024, VILLAGE MEETING)**

Staff: Paul Ward, Assistant Director of Utilities

2. **February 8, 2024, Village Council Regular Meeting Minutes:** Motion for the approval of February 8, 2024, Village Council Regular Meeting Minutes.
Staff: Kimberly Wynn, Village Clerk
3. **Professional Services Agreement of Code Enforcement Special Magistrate Ms. Diane James-Bigot (FY-24 Legal - Other Professional Services):** Motion to approve the Professional Services Agreement of Code Enforcement Special Magistrate Ms. Diane James-Bigot with Law Offices of Diane James-Bigot for the amount of two hundred and ten dollars (\$210.00) per hour. The agreement is for three (3) years, with three, one-year extensions. The Village Manager may exercise the extensions on behalf of the Village.
Staff: Kimberly Wynn, Village Clerk
4. **Professional Services Agreement of Code Enforcement Special Magistrate Mr. William P. Doney - (FY-24 Legal - Other Professional Services):** Motion to approve the Professional Services Agreement of Code Enforcement Special Magistrate William P. Doney with Caldwell Pacetti Edwards Schoech & Viator, LLP, for the amount of two hundred and ten dollars (\$210.00) per hour. The agreement is for three (3) years, with three, one-year extensions. The Village Manager may exercise the extensions on behalf of the Village. Funding to support the Professional Services Agreement is available from Legal - Other Professional Services.
Staff: Kimberly Wynn, Village Clerk
5. **Resolution No. 2024-10 - Interlocal Agreement - Congress Avenue Sanitary Sewer Force Main Project - Palm Beach County:** Motion for the approval of an Interlocal Agreement with Palm Beach County for Congress Avenue Sanitary Sewer Improvements in the Community Redevelopment Agency (CRA) District. The Village and County will share the cost for the project.
Staff: Kimberly Glas-Castro, Assistant Village Manager
6. **Work Authorization No. HE-CRA2 - Congress Avenue Sanitary Sewer Force Main Project - Task Order No. 305 (FY24 Budget funded - CRA / General Fund) - Holtz Consulting Engineers:** Motion to approve Work Authorization HE-CRA2 with Holtz Consulting Engineers (Holtz) in the amount of \$420,270 for professional engineering services related to the final design and construction

oversight of the Congress Avenue Sanitary Sewer project (Task Order No. 305).
Staff: Kimberly Glas-Castro, Assistant Village Manager

7. **Piggyback Agreement Emergency Vehicle Equipment - FY 2024 General Fund-Police Department Shyft Group Upfit Services Inc./ Strobes-R-Us:** Motion to approve a Piggyback Agreement with Broward County Sheriff's Office contract awarded to the Shyft Group Upfit Services Inc./Strobes-R-Us for \$60,482.14 to purchase emergency vehicle equipment to install on four (4) 2024 Chevrolet Tahoe marked patrol vehicles and two (2) 2024 unmarked vehicles. Funding is available in the FY 2024 Budget - General Fund - Vehicles.
Staff: Thomas Ceccarelli, Police Chief
8. **Resolution No. 2024-06 - Adopt Revised Investment Policy:** Motion to approve Resolution No. 2024-06 that adopts a revised Investment Policy to include updates and the latest requirements of the Florida law enacted as of July 1, 2023, which includes minor changes to make the policy more up-to-date.
Staff: Rebecca Morse, Chief Financial Officer
9. **Resolution No. 2024-09 - Budget Transfer from Council Contingency FY 2024:** Motion to approve Resolution No. 2024-09 for the Budget Transfer from Council Contingency in the amount of \$97,340 to cover operational costs in multiple departments.
Staff: Rebecca Morse, Chief Financial Officer
10. **Change Order No. 1 – Lakewood Road West of Kirk Stormwater Improvements (Task Order No. 293) - Public Works Department (FY 2024 Budget Funded - Stormwater Enterprise/American Rescue Plan Act (ARPA) Funded - R & D Paving, LLC:** Motion to approve Change Order No. 1 for additional stormwater pipe replacement on Almar Road due to existing collapsing deteriorated storm pipe from structures S-12 to EX-17. If approved, the total cost of the Lakewood Road West of Kirk Stormwater Improvements within Task Order No. 293 will increase to \$1,579,568.03 and 333 Days, a difference of \$271,642.34 and 93 days.
Staff: Timothy Crespo, Assistant Public Works Director, Felipe Lofaso, Public Works Director
11. **Resolution No. 2024-05 - Community Development Block Grant (CDBG) - FY25 Annual Project - Lakewood Road Streetlight Project:** Motion for the approval of Resolution No. 2024-05, which authorizes the Mayor to sign an Interlocal Agreement with Palm Beach County. The agreement will reimburse \$125,051 from CDBG funds for the Lakewood Road Streetlight Project. This project is part of the FY25 Annual Project for Community Development Block Grant (CDBG).
Staff: Felipe Lofaso, Public Works Director, Timothy Crespo, Assistant Public Works Director

12. **Approval of Reconstruction of Surficial Aquifer Well No. 9 Project Award (Task Order No. 262) - Invitation to Bid (ITB #2024B-003) - Utilities Department (FY 2024 Budget Funded - Water & Sewer Enterprise Fund) - Florida Design Drilling, LLC.** Motion to award ITB No. 2024B-003 - TO No. 262 to Florida Design Drilling for \$1,341,275.00 to complete the reconstruction of Surficial Aquifer Well No. 9. Funding to support the Reconstruction of Surficial Aquifer Well No. 9 (Task Order No. 262) is available within the FY 2024 - Water and Sewer Enterprise Fund. An internal budget transfer or amendment to support this proposed cost above the budgeted amount will be completed within the Water and Sewer Enterprise Fund at a later date, if necessary.

Staff: Paul Ward, Assistant Director of Utilities

13. **Change Order No. 3 - Pratt Emergency Generator Replacement (Task Order No. 296) - Utilities Department (FY 2024 Budget Funded - Water & Sewer Enterprise Fund) - All Florida Contracting Services, LLC.** Motion to approve Change Order No. 3 to extend the contract time 106 days for completion due to the delay due of longer-than-normal lead times for the delivery of the generator, and the Contractor. The anticipated Pratt Emergency Generator Replacement Project is estimated to be complete by April 2024. An internal budget transfer or amendment to support the proposed costs above the budgeted amount will be completed within the General Fund and the Water & Sewer Fund at a later date, if necessary.

Staff: Paul Ward, Assistant Director of Utilities

End of Consent Agenda....

Motion	Second	Vote
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PRESENTATIONS

14. **Proclamation:** Recognizing Florida Bicycle Month March 2024.
Staff: Kimberly Glas-Castro, Assistant Village Manager
15. **Proclamation:** Recognizing Irish American Heritage Month - March 2024.
Staff: Kimberly Wynn, Village Clerk

PUBLIC COMMENT (Three-minute limit)

REGULAR AGENDA

16. **Appointment of Voting Delegate(s) to the Palm Beach County League of Cities:** Motion to appoint one voting delegate and alternatives to the Palm Beach County League of Cities to serve a one-year term as a representative of the Village of Palm Spring.

Staff: Kimberly Wynn, Village Clerk

Motion	Second	Vote
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17. **Change Order No. 3 - Replacement of Surficial Aquifer Well No. 10 (Task Order No. 296) - Utilities Department (FY 2023 Budget Funded - Water & Sewer Enterprise Fund) - Florida Design Drilling Corp.:** Motion to approve the reconciliation of Change Order No. 3 for credits for work not performed and the time extension due to delays beyond the Contractor's control.
Staff: Paul Ward, Assistant Director of Utilities

Motion	Second	Vote
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PUBLIC HEARINGS

18. **(Second Reading) Ordinance No. 2024-03 - Village Code Amendment - Chapter 10 - Buildings and Building Regulations:** Motion to approve Ordinance No. 2024-03 to amend Chapter 10 to the Village Code of Ordinances which provides that the Florida Building Code is revised every three (3) years by the state and these codes establish the minimum construction standards for buildings and structures to protect public health, safety, and general welfare.
Staff: Iramis Cabrera, PZB Director

Motion	Second	Vote
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19. **(Quasi-Judicial Hearing) Resolution No. 2024-07 - Residential Planned Unit Development Site Plan (SPR24-02) with Two (2) Waivers - Palm Springs Townhomes East - 3820, 3838 and 3864 Gulfstream Road:** Motion to approve Resolution No. 2024-07 for the construction of 24 two-story townhouses on a 2.48 acre parcel at 3820, 3838 and 3864 Gulfstream Road. The application was submitted by Cotleur & Hearing, agent for Palm Springs Town Homes East, for a Residential Planned Development Site Plan (SPR24-02) with two (2) waivers and conditions. The townhouses will be constructed within four (4) buildings.
Staff: Iramis Cabrera, PZB Director

Motion	Second	Vote
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20. **(Quasi-Judicial Hearing) Resolution No. 2024-08 - Residential Planned Unit Development Site Plan (SPR24-01) with Two (2) Waivers - Palm Springs Townhomes West - 3935 Gulfstream Road:** Motion to approve Resolution No. 2024-08 for a Residential Planned Unit Development Site Plan (SPR24-01) with two waivers and conditions for the construction of nine two-story fee-simple

townhomes on a 0.93 gross acre parcel at 3935 Gulfstream Road, submitted by Cotleur & Hearing, agent for Palm Springs Town Homes West, for construction of nine (9) residential two-story fee-simple townhomes, on a 0.93 gross acre parcel at 3935 Gulfstream Road.

Staff: Iramis Cabrera, PZB Director

Motion	Second	Vote
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ACTIONS AND REPORTS

VILLAGE MANAGER COMMENTS

VILLAGE COUNCIL COMMENTS

ADJOURNMENT

**NEXT MEETING
THURSDAY, APRIL 11, 2024, AT 6:30 PM
(IMMEDIATELY FOLLOWING THE ANNUAL CRA MEETING)**

Village of Palm Springs

Title VI/Nondiscrimination Policy

I. Policy Statement:

The Village of Palm Springs values diversity and welcomes input from all interested parties, regardless of cultural identity, background, or income level. Moreover, the Village believes the best programs and services result from careful consideration of the needs of all its communities and when those communities are involved in the decision-making process. The Village does not tolerate discrimination in any of its programs, services, or activities. Pursuant to Title VI of the Civil Rights Act of 1964 and other federal and state authorities, the Village will not exclude from participation in, deny the benefits of, or subject to discrimination anyone on the grounds of race, color, national origin, sex, age, disability, religion, or family status.

II. Persons with Disabilities:

Section 504 of the Rehabilitation Act of 1973, the Americans with Disabilities Act of 1990 (ADA) and related federal and state laws and regulations forbid discrimination against those who have disabilities. These laws require federal-aid recipients and other government entities to take affirmative steps to reasonably accommodate those with disabilities and ensure that their needs are equitably represented.

The Village will make every effort to ensure that its facilities, programs, services, and activities are accessible to those with disabilities. The Village will also make every effort to ensure that its advisory committees, public involvement activities and all other programs, services and activities include representation by communities with disabilities and disability service groups.

The Village encourages the public to report any facility, program, service, or activity that appears inaccessible to those who are disabled. Also, the Village will provide reasonable accommodation to individuals with disabilities who wish to participate in public involvement events or who require special assistance to access facilities, programs, services, or activities. Because providing reasonable accommodation may require outside assistance, the Village asks that requests be made at least three (3) business days prior to the need for accommodation. Questions, concerns, comments, or requests for accommodation should be made to the Village ADA Officer:

Name: Ashley Saingilus, Human Resources Director
Address: 226 Cypress Lane, Palm Springs, FL 33461
Email: asaingilus@vpsfl.org
Phone: (561) 584-8200 Ext. 8421

III. Complaint Procedures:

The Village has established a discrimination complaint procedure and will take prompt and reasonable action to investigate and eliminate discrimination when found. Any person who believes that he or she has been subjected to discrimination based upon race, color, national origin, sex, religion, age, disability or family status in any Village program, service or activity may file a complaint with the Village Title VI/Nondiscrimination Coordinator:

Name: Janette Piedra, Human Resources Manager
Address: 226 Cypress Lane, Palm Springs, FL 33461
Email: jpiedra@vpsfl.org
Phone: (561) 584-8200 Ext. 8422