



# **CITY COUNCIL MEETING**

**City of Greenacres, Florida**

Monday, April 18, 2022 at 6:00 PM

City Hall Council Chambers | 5800 Melaleuca Lane

## **MINUTES**

### **Mayor and City Council**

Joel Flores, Mayor

John Tharp, Deputy Mayor

Peter A. Noble, Councilmember, District II

Judith Dugo, Councilmember District III

Susy Diaz, Councilmember, District IV

Paula Bousquet, Councilmember, District V

### **Administration**

Andrea McCue, City Manager

Glen J. Torcivia, City Attorney

Quintella Moorer, City Clerk

### **CALL TO ORDER AND ROLL CALL**

Mayor Flores called the meeting to order at 6pm and City Clerk Moorer called the Roll.

### **PLEDGE OF ALLEGIANCE**

### **AGENDA APPROVAL**

Motion made by Councilmember Noble, Seconded by Councilmember Dugo to approve the Agenda.

Voting Yea: Deputy Mayor Tharp, Councilmember Noble, Councilmember Dugo, Councilmember Diaz, and Councilmember Bousquet.

### **COMMENTS FROM THE PUBLIC FOR AGENDA ITEMS ONLY**

Ms. Janice asked the Council to consider adding the issue of hazardous and dangerous reasons for removing trees. She said that Park Pointe was experiencing various dangerous and hazardous incidents due to trees.

Ms. Maryann asked the Council to consider adding hazardous and dangerous reasons as a cause to remove trees.

Mr. Larry Tronco, President of Park Pointe stated the Association was meeting with a City Representative and asked the Council to consider adding hazardous and dangerous cause for tree removal.

Mr. Jose requested the City add shade covering to bus stops around the City and he also suggested creating Election guidelines for candidates.

Mr. Nathan Galang, suggested nominating Deputy Mayor Tharp again for another Deputy Mayor term.

**SPECIAL BUSINESS**

- 1. Presentation:** Legislative Update. - The Honorable Lori Berman, District 31 and The Honorable Representative Matt Willhite, District 86.

Senator Berman highlighted the total budget was 112.1 billion which was the largest budget in Florida's history. She highlighted a few notable figures which included state employee base pay raise of 5.38 percentage, boosting teacher and law enforcement salaries, and other plans for funded programs. She mentioned her excitement for Chicksaw Road.

Representative Willhite commented on the budget and the various projects. He was hopeful for the continued work on Chicksaw Road.

He spoke about election laws, health insurance, veteran suicide support and insurance.

The Council thanked the speakers for their dedication and information.

- 2. Presentation:** Preferred Safety and Risk Management Member Award. - Christopher H. Kittleson, Director of Loss Control Technical Services, Preferred Government Insurance Trust.

Mr. Kittleson stated the City was selected from over 400 recipients. Ms. Suzanne Skidmore, Director of Human Resources was honored for extensive safety training. Ms. Skidmore was presented an award.

- 3. Presentation:** Art in Public Places. - Kara Irwin-Ferris, Director of Development and Neighborhood Services.

Ms. Irwin-Ferris stated the purpose of the program was to enhance art in public places. She highlighted a few requirements such as applications, violations, and funds. She mentioned other municipalities which currently had art in public places programs. She discussed funding and felt \$250,000 would be ideal.

Ms. Irwin-Ferris recommended Staff make recommendations to the Council for final approvals. She continued to discuss types of artwork such as sculptures, murals or temporary installations for community outreach.

Ms. Irwin-Ferris stated some art would not be permitted such as reproductions, commercial expressions or standard manufacture.

Councilmember Bousquet asked the projected amount of generated revenue. Ms. Irwin-Ferris stated the projects would be smaller.

Councilmember Diaz asked were there any incentives for local artists. Ms. Irwin-Ferris replied not at this time.

The Council was in favor of the presentation and suggestions.

**CONSENT AGENDA**

- 4. Official Minutes:** City Council Special Meeting Minutes, March 29, 2022 and City Council Meeting Minutes April 4, 2022. - Quintella L. Moorner, City Clerk.
- 5. Resolution 2022-17:** Authorizing the execution of the FY 2021-2022 interlocal agreement between Palm Beach County and the City of Greenacres for the full reimbursement of emergency medical services grant equipment in the amount of \$9,415.00; and providing for an effective date. - Brian Fuller, Fire Rescue Chief.

- 6. Resolution 2022-18:** Supporting and approving the application for funding from the FY2023 Community Project Funding (CPF) through the Federal appropriation process. - Andrea McCue, City Manager.
- 7. Resolution 2022-19:** Satisfying certain liens imposed against residential property, pursuant to Section 15-31, City of Greenacres code. - Teri Beiriger, Director of Finance.
- 8. Resolution 2022-20:** Amending and adopting the personnel policies handbook; repealing all resolutions and Council Policies in conflict herewith; providing a conflicts clause and a severability clause; providing an effective date and for other purposes. - Suzanne Skidmore, Director of Human Resources.

Motion made by Deputy Mayor Tharp, Seconded by Councilmember Bousquet to approve the Consent Agenda.

Voting Yea: Deputy Mayor Tharp, Councilmember Noble, Councilmember Dugo, Councilmember Diaz, and Councilmember Bousquet.

## REGULAR AGENDA

- 9. PUBLIC HEARING: Ordinance 2022-10: Second Reading:** Repealing Chapter 2 "Administration", Article 3 "Boards, Committees, Commissions", Division 2 "Code Enforcement"; adopting a new article 8 "Code Compliance"; providing for severability, preservation, conflicts, codification and an effective date. - Kara Irwin-Ferris, Director of Development and Neighborhood Services.

City Clerk Moorer read Ordinance 2022-10 by title.

Ms. Irwin-Ferris addressed some questions from the First Reading of Ordinance 2022-10, such as the number of cases, types of cases, complaints and the notice process. She highlighted the number of liens and the process of compliance.

Ms. Irwin-Ferris reiterated the proposed changes to include the two notice of violation procedures, administrative cost, waiver of hearing and the citation procedure and ten percentage reduction of the lien and three percent reduction for homestead and also including amnesty. Staff recommend approval.

Motion made by Councilmember Noble, Seconded by Councilmember Bousquet to approve Ordinance 2022-10 on Second Reading.

Voting Yea: Deputy Mayor Tharp, Councilmember Noble, Councilmember Dugo, Councilmember Diaz, and Councilmember Bousquet.

- 10. Ordinance 2022-07: First Reading:** Amending Chapter 16, Article 3, District Regulations, Division 11, Commercial Intensive, Section 16-499(30) and Article 8, off-street parking and loading regulations, Section 16-1336 and Section 16-1338 to add stand alone car wash facility and allow for the use as a Special Exception in the Commercial Intensive (CI) zoning district; providing for repeal of conflicting ordinances; providing for severability; providing for inclusion in Code; and providing for an effective date. - Kara Irwin Ferris, Director of Development and Neighborhood Services.

City Clerk Moorer read Ordinance 2022-07 by title.

Ms. Irwin-Ferris stated the zoning text amendment was for a stand-alone car wash as a special exception Commercial Intensive use that would not require to be co-located

adjacent to a full-service fuel station or gas station. Councilmember Noble suggested more visible signs and entrance from the road. Ms. Irwin-Ferris stated buffering would be required.

Ms. Irwin-Ferris mentioned some requirements such as an enclosed building except vacuuming facilities and air pumps were allowed outside, exterior detailing and waxing shall be prohibited.

Deputy Mayor Tharp was concerned about noise and questioned the hours of operation.

Representative, Mr. Dwayne Dickerson stated the hours were suggested for sun up to sun down. He mentioned around 7am - 9pm.

Councilmember Diaz asked had neighboring business been notified. Ms. Irwin-Ferris replied they would be in the next stages.

Mayor Flores questioned traffic issues along Lake Worth Road. Mr. Dickerson stated the site would address all traffic issues.

Staff recommend approval.

Motion made by Councilmember Noble, Seconded by Councilmember Bousquet to approve Ordinance 2022-07 on First Reading.

Voting Yea: Deputy Mayor Tharp, Councilmember Noble, Councilmember Dugo, Councilmember Diaz, and Councilmember Bousquet.

**11. QUASI-JUDICIAL:** Replat of Braman Honda. - Kara Irwin-Ferris, Director of Development and Neighborhood Services.

City Clerk Moorer swore in one person.

Ms. Irwin-Ferris stated the history of the plat and the requirements.

Staff recommend approval.

Motion made by Councilmember Noble, Seconded by Deputy Mayor Tharp to approve the replat of Braman Honda.

Voting Yea: Deputy Mayor Tharp, Councilmember Noble, Councilmember Dugo, Councilmember Diaz, and Councilmember Bousquet.

**12. Appointment of Councilmember to serve on City Auditor Selection Committee. - Andrea McCue, City Manager.**

Ms. McCue read the requirements of the City Auditor Selection Committee.

Councilmember Noble nominated Councilmember Dugo.

Motion made by Councilmember Noble, Seconded by Councilmember Diaz to select Councilmember Dugo as the Committee Member.

Voting Yea: Deputy Mayor Tharp, Councilmember Noble, Councilmember Dugo, Councilmember Diaz, and Councilmember Bousquet.

**DISCUSSION ITEM**

## 13. Greenacres American Legion Post 258. - Andrea McCue, City Manager.

Ms. McCue provided some background history and suggested non-profit fees for renting. She also suggested community outreach and possible assistance for community events.

Commander Johnny Castro stated they were investigating the reason why Post 258 was sold. He thanked the Council and Ms. McCue for their assistance. Mayor Flores thanked Sergeant for his assistance and said he would help out as much as possible.

Councilmember Dugo asked the number of meetings required. Commander Castro stated three per month.

## 14. Tree Removal and Replacement. - Andrea McCue, City Manager.

Ms. McCue highlighted some analysis and comments from legal counsel. Staff recommended maintaining the City's Code. She stated Park Pointe did not have a landscaping plan and she suggested they look into creating a plan.

Deputy Mayor Tharp suggested replacing the trees in Park Pointe.

Councilmember Noble asked whether a landscaping plan was required in communities. Ms. Irwin-Ferris said no and she explained the benefit of creating a plan. Councilmember Noble felt the issue was not a big deal and felt the trees should be replaced and the law should be changed. Ms. McCue said the City must follow the Code and acting in what was allowed as a Tree City USA Code. She stated a landscape plan would be beneficial.

Councilmember Diaz stated it was odd that the City does not protect people but would protect structures and buildings. Ms. McCue stated the City was following the law and the designation of Tree City USA. Councilmember Diaz suggested new development requirements should not enforce certain trees.

Mayor Flores suggested a transparent process for tree removal. Ms. Irwin-Ferris suggested regulations which would be enforceable. Ms. Christy Goddeau, Attorney suggested enforceable and consistency to reduce legal issues.

Deputy Mayor Tharp asked what was the time line and cost of a landscaping plan.

Councilmember Dugo suggested adding some flexibility to the Code.

The Council directed Staff to return with options that would encompass all concerns.

## 15. Appointment of Deputy Mayor. - Andrea McCue, City Manager.

Ms. McCue highlighted the City Charter relating to the selection of Deputy Mayor. Staff recommend revisiting the policy as directed by the Council.

Mayor Flores asked Mr. Charles Shaw, Charter Review Chair to add some insight.

Mr. Charles Shaw stated the past Attorney suggested passing an Ordinance to implement the selection of Deputy Mayor.

Mayor Flores suggested creating an ordinance and allow the Charter Review committee to revisit. The Council agreed.

16. Use of the City's Seal. - Andrea McCue, City Manager.

Ms. McCue highlighted there was no policy regarding the use of the City's seal. Ms. McCue stated Staff was open to directions.

Councilmember Dugo asked about City attire. Ms. McCue stated the use of City seal usage was hard policy. Ms. Goddeau usually stated the City's prohibited the use of third parties not for the use of City Officials.

The Council further discussed the use of the City seal. The consensus was to leave the Council Policy as it remains.

17. Use of City Commemoratives. - Andrea McCue, City Manager.

Mayor Flores highlighted the usage of the City's Coin usage. He felt the coin was issued for going far and above, inventory of the coin and whom received the coin. Councilmember Noble felt the coin requirements were ridiculous.

Councilmember Dugo explained why she issued her coins.

Councilmember Diaz felt the coins should be recorded as the coins were purchased with public funds. She also felt a process should be in place.

The Council consensus was for Staff to keep a record and that the coins were given based on a simple criteria.

18. Televising Council Meetings. - Andrea McCue, City Manager.

Ms. McCue stated the Chambers audio does need an upgrade and Staff was preparing to make recommendations to the Council for a full upgrade at the upcoming Budget meeting.

Mayor Flores stated the audio system was horrible. He felt a newer system with close caption, video and better audio would provide more transparency and engagement. He suggested adding to the upcoming budget. The consensus was to move forward with upgrading the audio system.

### **COMMENTS FROM THE PUBLIC ON NON-AGENDA ITEMS**

Mr. Leonard Grant of Two Pine Drive stated he witnessed some unacceptable language and felt such disrespect should not be tolerated from Councilmember Noble.

Mr. Nathan Galang of Catalina Place felt there were various moments of disrespect from Councilmember Noble to Staff and the Council.

### **CITY MANAGER'S REPORT**

No report.

19. Community & Recreation Services Report.

20. Development and Neighborhood Services Report.

21. Finance Report.

22. Fire Rescue Report.

23. Information Technology Report.

24. PBSO- District 16 Report.

25. Youth Programs Report.

**CITY ATTORNEY'S REPORT**

No report.

**MAYOR AND CITY COUNCIL REPORT**

Councilmember Diaz congratulated Ms. Skidmore and City Clerk Moorer for their hard work.

Councilmember Noble stated the presentations were too long and suggested limiting one per meeting and 15 minutes maximum. He felt people should not criticize the Council.

Deputy Mayor Tharp congratulated Michele Thompson, Director of Community and Recreation Services for a job well done at the last event. He also suggested banning smoking in the parks. Councilmember Bousquet agreed.

Councilmember Bousquet congratulated Ms. Skidmore on an amazing job.

Mayor Flores felt the presentation from Senator Berman and Rep. Willhite were great. He was concerned with the housing price, he suggested finding a concept to assist.

**ADJOURNMENT**

9:40pm.

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**Joel Flores**  
Mayor

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**Quintella Moorer, CMC**  
City Clerk

**Date Approved:** \_\_\_\_\_