



CITY COUNCIL MEETING

City of Greenacres, Florida

Monday, April 19, 2021

City Hall Council Chambers | 5800 Melaleuca Lane

AGENDA

Mayor and City Council

Joel Flores, Mayor

Judith Dugo, Deputy Mayor

John Tharp, Councilmember, District I

Peter A. Noble, Councilmember, District II

Jonathan G. Pearce, 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

PLEDGE OF ALLEGIANCE

AGENDA APPROVAL

COMMENTS FROM THE PUBLIC FOR AGENDA ITEMS ONLY

SPECIAL BUSINESS - None.

CONSENT AGENDA

- 1. Official Minutes:** City Council Meeting Minutes, April 5, 2021. - Quintella Moorer, City Clerk.
- 2. Resolution 2021-17:** Approving the FY 2021-2022 Agreement between the City of Greenacres and Beaches Adult Soccer League (BASL) for the organization, management and operation of the City's recreational and competitive Adult Soccer League and use of the City's Soccer fields and facilities; and authorizing the Mayor to sign the agreement and City Officials to effectuate implementation of the terms of this agreement. - Michele Thompson, Community Recreation Services, Director.
- 3. Resolution 2021-21:** Satisfying certain liens imposed against residential property, pursuant to Section 15-32, City of Greenacres Code. - Teri Beiriger, Finance Director.

REGULAR AGENDA

- 4. Designation of Deputy Mayor:** - Andrea McCue, City Manager.

DISCUSSION ITEM

- 5. Solid Waste Collection:** - Carlos Cedeno, Public Works Director.

COMMENTS FROM THE PUBLIC ON NON-AGENDA ITEMS

CITY MANAGER'S REPORT

6. Department Reports

CITY ATTORNEY'S REPORT**MAYOR AND CITY COUNCIL REPORT****ADJOURNMENT****APRIL PUBLIC ANNOUNCEMENTS**

After School Professionals Proclamation

Arbor Day Proclamation

Autism Awareness Proclamation

National Volunteer Proclamation

Water Conservation Proclamation

Meeting Records Request

Any person requesting the appeal of a decision of the City Council will require a verbatim record of the proceedings and for that purpose will need to ensure that such verbatim record is made. Pursuant to FS. 286.0105, the record must include the testimony and evidence upon which the appeal is to be based. The City of Greenacres does not prepare or provide such verbatim record.

Notice of Council Meetings and Agendas

The first and third Monday of each month are regular meeting dates for the City Council; special or workshop meetings may be called, whenever necessary. Council Agendas are posted on the City's website on the Friday prior to each Council meeting. A copy of the meeting audio and the complete agenda may be requested at cityclerk@greenacresfl.gov or 561-642-2006.

Americans with Disabilities Act

In accordance with the provisions of the Americans with Disabilities Act (ADA), this document can be made available in an alternate format upon request. Special accommodations can be provided upon request with three (3) days advance notice of any meeting, by contacting City Clerk Quintella Moorner at Greenacres City Hall, 5800 Melaleuca Lane, Greenacres, Florida. Phone No. 561-642-2006. Hearing Assistance: If any person wishes to use a Listen Aid Hearing Device, please contact the City Clerk prior to any meeting held in the Council Chambers.



City Council Meeting City of Greenacres, Florida

Monday, April 05, 2021

City Hall Council Chambers | 5800 Melaleuca Lane

Minutes

Mayor and City Council

Joel Flores, Mayor

Judith Dugo, Deputy Mayor

John Tharp, Councilmember, District I

Peter A. Noble, Councilmember, District II

Jonathan G. Pearce, 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 Joel Flores called the City Council meeting of Monday April 5, 2021, to order at 6:00 p.m. City Clerk Quintella Moorer called the roll.

PRESENT

Mayor Joel Flores

Deputy Mayor Judith Dugo

Councilmember John Tharp

Councilmember Peter Noble

Councilmember Johnathan Pearce

Councilmember Paula Bousquet

PLEDGE OF ALLEGIANCE

Mayor Flores led the Pledge of Allegiance.

AGENDA APPROVAL

Motion made by Deputy Mayor Dugo, Seconded by Councilmember Bousquet.

Voting Yea: Deputy Mayor Dugo, Councilmember Tharp, Councilmember Noble, Councilmember Pearce, Councilmember Bousquet

COMMENTS FROM THE PUBLIC FOR AGENDA ITEMS ONLY

Mr. McCoy, of 5845 South 37th Street, stated he approved of the sidewalk renovation around his neighborhood. Furthermore, he was concerned with Advance Disposal's irregular waste collection schedule.

Mayor Flores asked Staff to assist Mr. McCoy.

City Manager Andrea McCue agreed and stated a representative from Advance Disposal would be present at the meeting to address the concerns.

SPECIAL BUSINESS

1. Presentation: CBD Vending Presentation. - Dr. Vanessa Vizcaino, MD and Tony Carvalho III.

Mr. Carvalho stated his goal was to place CBD vending machines in the City. All products were legal, the City was able to add or remove items to the vending machine.

He reviewed some of the products and its medical benefits. Mr. Carvalho explained the machines had to be placed inside as the products were sensitive to light.

City Manager McCue had concerns there would not be enough traffic in the two existing City buildings: City Hall and Community Center.

Councilmember Noble agreed.

Mayor Flores argued City Hall did not have enough traffic to make the endeavor profitable and he had concerns placing a machine at the Community Center.

Councilmembers Bosuquet and Tharp agreed.

Mayor Flores thanked Mr. Carvalho for his time.

2. Presentation: President Volunteer Service Award - Jowie Mohammad, Youth Programs Director.

Director Mohammed presented the recipients for the Presidential Award.

Gold Level: Adult recipients were Doreen Lawrence, Palmira Torres, and Cindy Jones. Teen recipients were Corey Brown, Jennifer Cuellar, and Gabriela Santos. Young Adults recipients were Amelia Mohammed and Emily Chinaea.

Silver Level: Teen recipient was Valerie Chinaea. Young Adult recipients were Kyle Wise, Ezekiel Sotelo, and Natalie Chinaea.

Bronze Level: Young Adults were Angelita Cardona, Aaron Gensollen, Tiana Garcia, Darell Thompson, and Denayjah Holloway.

City Manager McCue stated the recipients would also be recognized on April 23, 2021.

Mayor Flores thanked Director Mohammed and the all volunteers for their sacrifice.

CONSENT AGENDA

3. Official Minutes: City Council Meeting, March 15, 2021. - Quintella Moorer, City Clerk.

4. Resolution 2021-19: Opposing Senate Bill 60 and House Bill 883 that unnecessarily prevents Municipal Code Enforcement Departments from investigating anonymous code enforcement complaints, and urging the Florida Legislature to not interfere with local municipalities' ability to protect the health, safety, welfare, and value of their neighborhoods, and to allow Municipal Code Enforcement Departments to continue investigating unlawful conditions on properties within the municipality, regardless of the source of complaints; directing the City Clerk to distribute copies of this Resolution; and

providing for an effective date. Andrea McCue, City Manager and Kara Irwin- Ferris, Building, Engineering, and Planning Director.

- 5. Resolution 2021-20:** Supporting Senate Bill 596 and House Bill 6023 which would repeal Section 163.045, Florida Statutes, a preemption related to tree pruning, trimming, or removal on residential property; directing the City Clerk to distribute this resolution and providing for an effective date. - Andrea McCue, City Manager and Kara Irwin- Ferris, Building, Engineering and Planning, Director.

Motion made by Councilmember Tharp, Seconded by Councilmember Bousquet.
Voting Yea: Deputy Mayor Dugo, Councilmember Tharp, Councilmember Noble, Councilmember Pearce, Councilmember Bousquet

REGULAR AGENDA - None.

DISCUSSION ITEM - None.

COMMENTS FROM THE PUBLIC ON NON-AGENDA ITEMS - None.

CITY MANAGER'S REPORT

Youth Programs Grant: City Manager McCue announced the City's Youth Programs was awarded a \$25,000 grant from the Community Foundation for teenagers and young adults.

Agenda Software Update: City Manager McCue explained the City's new agenda through Municode.

Comprehensive Annual Financial Report (CAFR) Approval: City Manager McCue stated the City was awaiting information from the League of Cities to publish its CAFR.

American Rescue Plan Workshop: City Manager McCue stated the workshop would be schedule after receiving criteria from the U.S. Treasury Department on how to spend the funds.

July 4th Event: City Manager McCue announced Staff was planning the event following Center for Disease Control (CDC) guidelines.

Sidewalk Project: City Manager McCue stated Staff received positive feedback from the completed sidewalks.

Freedom Park: City Manager McCue announced Freedom Park would receive updated amenities.

CITY ATTORNEY'S REPORT

City Attorney Glen Torcivia explained the City Charter signature amendment for Ordinances and Resolutions required a referendum. The Item would be on hold for other referendum items.

MAYOR AND CITY COUNCIL REPORT

Deputy Mayor Dugo: Suggested Councilmember Tharp as the City's next Deputy Mayor.

City Manager McCue stated the item would be added to the April 19, 2021, Council meeting.

Councilmember Tharp: Stated he would be honored if he was selected as the next Deputy Mayor.

Councilmember Noble: He complimented Ms. Jeannine Alkins, Executive Assistant, for the City's Annual Report.

Councilmember Pearce: Stated he was not pleased with Advance Disposal's performance due to repeated pickup issues and lack of communication. He thanked City Manager McCue, Public Works Director Carlos Cedeño, and Staff for addressing the recycling issue in his neighborhood.

Councilmembers Bousquet and Tharp agreed the service was not sufficient. Councilmember Tharp asked to include the item for discussion at the next Council meeting.

Mr. Carlos Manuel, District Operations Manager for Advance Disposal, explained the recycling bins in Councilmember Pearce's neighborhood were not picked up due to a scheduling issue.

He stated the issue was corrected and the neighborhood would be serviced on Wednesday for recycling. He also explained some communities were serviced at a later date due to trucks having mechanical issues.

Mayor Flores stated there were repeated issues with Advance Disposal. He directed Staff to meet with Advance Disposal before the April 19, 2021, Council meeting to clarify the City's expectations. He also thanked Staff members for a successful Easter Parade.

ADJOURNMENT

APRIL PUBLIC ANNOUNCEMENT

Proclamation Water Conservation and Arbor Day.

Autism Awareness.

National Volunteer Month.

After School Professionals.



ITEM SUMMARY

MEETING DATE: April 19, 2021

FROM: Michele Thompson, Director of Community & Recreation Services,
Community & Recreation Services Department

SUBJECT: Resolution No. 2021 – 17 Recognized Sports Provider Agreement with
Beaches Adult Soccer League (BASL)

BACKGROUND

In an effort to maintain levels of service and maximize efficiency, the City's Community & Recreation Services Department operates athletic leagues through agreements with authorized sports providers. The CRS Department has been renting fields to Beaches Adult Soccer League (BASL) since July 10, 2017, and has been extremely satisfied with the leagues professionalism, management principals, and rotational use of the City's turf soccer fields. BASL was incorporated September 13, 1991 as a Florida Not-for-Profit Corporation providing quality adult recreational and competitive soccer leagues. BASL is working with several municipalities in Palm Beach County and in Florida. City staff has met with BASL representatives to discuss and review the terms of the new agreement which requires City Council approval.

ANALYSIS

Pursuant to the agreement BASL, the organization will provide the required personnel and resources to professionally organize, manage, and operate the City's adult recreational and competitive soccer leagues. The City will make available City lighted soccer fields at Freedom, Ira Van Bullock, and Veteran's Park for the two (2) program sessions; April through June 2021, and August through March 2022. The term shall be for one (1) year, with three (3) additional one (1) year terms, upon satisfactory performance.

Under the terms of the Agreement, BASL responsibilities includes:

- Secure certified, trained field marshals' and officials, and volunteers.
 - Conduct background checks in accordance to the terms of the agreement.
 - Market the program (flyers, press releases).
 - Ensure all players and spectators adhere to the Code of Conduct.
 - Provide game schedules at least two (2) weeks in advance.
 - Ensure staff, field marshals' and officials are scheduled for games and dressed in uniforms with organizations name.
 - Prepare and line fields games, and clean-up fields nightly after use, and lock fields.
 - Accept discounted rates outlined in the City's Educational Discount Program, as applicable.
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- Provide City with registration forms, resident percentages, and background checks upon request, and conduct satisfaction surveys.

In accordance with the Agreement, the League will indemnify and hold the City harmless against liability arising from activities, maintain insurance coverage in the amount of one million dollars (\$1,000,000) per occurrence combined single limit for Bodily Injury Liability and Property Damage, and two million (\$2,000,000) for General Aggregate. The City must be listed as an additional insured on the League's policy.

City's responsibilities include:

- Monitor Contractor performance and compliance.
- Collect team rosters, registration forms in order to calculate and collect fees, based upon the amount per team/per season, outlined in the terms of the agreement.
- Advertise league in City Link, City website, marquee, press releases and flyers.
- Schedule usage of fields and lighting and concession stand.
- Schedule all needed maintenance, and close fields as needed, with the Public Works Department.
- Market and facilitate Employee Discount Program.
- Provide City facilities to Contractor to conduct meetings and training clinics, as requested.

FINANCIAL INFORMATION

The terms of the Agreement provide for BASL to pay the City \$125 per team/per season. The revenue generated through this Agreement is estimated at \$17,000 annually and will be included in the FY21 and FY22 budgets.

LEGAL

Resolution No. 2021-17 has been prepared in accordance with applicable requirements outlined in the City Code, City's Administrative Directive #45, due diligence on behalf of the CRS Department, over 3 ½ years of established professionally executed rental experience, as well as an established collaborative partnership between the City's Recognized Sports Provider, the Lake Worth Sharks, Inc. for Youth Soccer, and BASL, the proposed vendor.

There are very few professional adult soccer organizations like BASL in business with the insurance requirements, established rules, regulations and enforcement of the written Code of Conduct, offender transparency that BASL provides. They have agreements with Palm Beach County and Palm Beach Gardens and rents fields from the City of WPB.

The CRS Departments requests the City Council to waive the requirement for a competitive selection in the Procurement Code and approve the agreement. That section of the Procurement Code states: Sec. 2-213 – Waiver of Competitive Selection

The City Council may waive all or specific provisions of this procurement code if it finds that it is in the best interest to do so, and that the waiver of any competitive solicitation requirements will not inure to the financial disadvantage of the city. In no case

competitive solicitation requirements be waived where said waiver would constitute a violation of state or federal law or grant requirement.

Approving the agreement and waiving the competitive selection requirements will not constitute a violation of state or federal law. Furthermore, the Agreement is not funded by any grant funds.

STAFF RECOMMENDATION

The CRS Department recommends the City Council to waive the competitive selection requirements of the City's Procurement Code and requests approval of Resolution No. 2021-17, authorizing the execution of the FY21 Adult Soccer League Agreement with Beaches Adult Soccer League (BASL).

RESOLUTION NO. 2021-17

A RESOLUTION ADOPTED BY THE CITY COUNCIL OF THE CITY OF GREENACRES, FLORIDA, APPROVING THE FY 2021-2022 AGREEMENT BETWEEN THE CITY OF GREENACRES AND BEACHES ADULT SOCCER LEAGUE (BASL) FOR THE ORGANIZATION, MANAGEMENT AND OPERATION OF THE CITY'S RECREATIONAL AND COMPETITIVE ADULT SOCCER LEAGUE AND USE OF THE CITY'S SOCCER FIELDS AND FACILITIES; AND AUTHORIZING THE MAYOR TO SIGN THE AGREEMENT AND CITY OFFICIALS TO EFFECTUATE IMPLEMENTATION OF THE TERMS OF THIS AGREEMENT.

WHEREAS, the City has rented soccer fields to Beaches Adult Soccer League for over three (3) years with satisfactory performance, prompt rental payment, and good stewardship of City property; and

WHEREAS, the City wishes to enter into an agreement with Beaches Adult Soccer League to organize, manage and administer the City's Recreational and Competitive Adult Soccer Leagues;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENACRES, FLORIDA, THAT:

SECTION 1. The City Council grants authorization for the execution of the FY 2021-2022 Agreement with Beaches Adult Soccer League to organize, manage and operate all components of the City's recreational and competitive Adult Soccer League, including the use of the City's soccer fields, facilities and other related areas for a one (1) year period, beginning April 20, 2021, with three (3) additional one (1) year terms, upon satisfactory performance.

SECTION 2. The Mayor is hereby authorized to sign the agreement and the appropriate City Officials are authorized to effectuate implementation of the terms of the Agreement.

SECTION 3. This resolution shall be effective upon its adoption.

RESOLVED AND ADOPTED this 19th of day of April 2021

Voted:

Joel Flores, Mayor

Judith Dugo, Deputy Mayor

Attest:

Voted:

Quintella Moorer, City Clerk

John Tharp, Council Member, *District I*

Voted:

Peter Noble, Council Member, *District II*

Voted:

Jonathan Pearce, Council Member, *District IV*

Voted:

Paula Bousquet, Council Member, *District V*

Approved as to Form and Legal Sufficiency:

Glen J. Torcivia, City Attorney



ITEM SUMMARY

MEETING DATE: April 19, 2021

FROM: Teri Beiriger, Finance Director, Department of Finance

SUBJECT: Resolution No. 2021-21 Release of Liens for Solid Waste Collection

BACKGROUND

Section 15-30, City of Greenacres Code, provides for the imposition of liens upon residential properties for the non-payment of City solid waste bills. Section 15-32, City of Greenacres Code, provides for release of the liens when accounts are paid in full.

ANALYSIS

One hundred and forty-nine (149) liens on thirty-four (34) solid waste accounts totaling \$38,009.17 have been paid in full. The attached Resolution #2021-21 releases those one hundred and forty-nine (149) liens on thirty-four (34) accounts.

FINANCIAL INFORMATION

Liens amounting to \$38,009.17 have been paid in full and are proposed for release.

LEGAL

The resolution has been prepared in accordance with all applicable City regulations.

STAFF RECOMMENDATION

Approval of Resolution 2021-21.

RESOLUTION NO. 2021-21**A RESOLUTION ADOPTED BY THE CITY COUNCIL OF THE CITY OF GREENACRES, FLORIDA, SATISFYING CERTAIN LIENS IMPOSED AGAINST RESIDENTIAL PROPERTY, PURSUANT TO SECTION 15-31, CITY OF GREENACRES CODE.**

WHEREAS, the City Council of Greenacres, Florida, adopted Resolutions contained in the list, attached hereto as Exhibit "A", imposing liens upon certain residential properties for the owners' failure to pay for the collection and disposal of garbage, recyclable materials and vegetative waste as required by Section 15-26, City of Greenacres Code; and

WHEREAS, the owners of the residential properties contained in Exhibit "A", have brought their accounts current for the payment of the debts and charges for the collection and disposal of garbage, recyclable materials and vegetative waste, plus applicable interest and administrative fees.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENACRES, FLORIDA, THAT:

SECTION 1. Under the terms of Section 15-32, City of Greenacres Code, residential properties contained in the list supplied by the Finance Department of Greenacres, Florida, attached to this Resolution as Exhibit "A", have satisfied their imposed liens as recorded with the Clerk of the Circuit Court in and for Palm Beach County, Florida, in Official Records Book.

SECTION 2. This Resolution shall be recorded in the Public Records of Palm Beach County, Florida, and shall have the effect of releasing said liens against those residential properties contained in the list attached hereto as Exhibit "A" only.

Resolution No. 2021-21 | Release of Solid Waste Liens

Page No. 2

RESOLVED AND ADOPTED this 19th of day of April, 2021.

Joel Flores, Mayor

Attest:

Quintella Moorer, City Clerk

Voted:
Judith Dugo, Deputy Mayor

Voted:
John Tharp, Council Member, *District I*

Voted:
Peter Noble, Council Member, *District II*

Voted:
Jonathan Pearce, Council Member, *District IV*

Voted:
Paula Bousquet, Council Member, *District V*

Approved as to Form and Legal Sufficiency:

Glen J. Torcivia, City Attorney



ITEM SUMMARY

MEETING DATE: April 19, 2021

FROM: Andrea McCue, City Manager

SUBJECT: Bi-annual designation of Deputy Mayor

BACKGROUND

City Code, Charter, Article II, Mayor, Section 2, Deputy Mayor states:

The City Council shall designate one (1) of its members as Deputy Mayor, who shall serve in such capacity at the pleasure of the Council. The Deputy Mayor shall perform all of the mayoral duties during the absence or disability of the Mayor.

In the event of the simultaneous absence of the Mayor and Deputy Mayor at a City Council meeting, and with the existence of a quorum, the Councilmembers present at such meeting shall elect one (1) of its members to preside over the meeting. That presiding Councilmember shall retain all voting powers during the duration of said meeting

ANALYSIS

Councilmember Judith Dugo served from 2019-2021.

FINANCIAL INFORMATION

There are no adverse financial impacts associated with this item

LEGAL

The item has been reviewed for legal sufficiency.

STAFF RECOMMENDATION

Staff recommends a designation of a Deputy Mayor to serve from 2021-2022.