



CITY COUNCIL MEETING

City of Greenacres, Florida

Monday, May 20, 2024 at 6:00 PM

City Hall Council Chambers | 5800 Melaleuca Lane

AGENDA

Mayor and City Council

Chuck Shaw, Mayor

Judith Dugo, Deputy Mayor

John Tharp, Councilmember, District I

Peter Noble, Councilmember District II

Susy Diaz, Councilmember, District IV

Paula Bousquet, Councilmember, District V

Administration

Andrea McCue, City Manager

Christy Goddeau, City Attorney

Glen J. Torcivia, City Attorney

Tanya Earley, 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

1. **Presentation:** Fire Rescue Driver and Lieutenant Promotions. - Chief Brian Fuller, Fire Rescue.
2. **Proclamation:** National Gun Violence Awareness Day, June 7, 2024. - Kristen Flynn, Legislative Lead Palm Beach County, Moms Demand Action for Gun Sense in America.
3. **Proclamation:** National Public Works Week, May 19-25, 2024. - Carlos Cedeno, Director of Public Works.

CONSENT AGENDA

4. **Official Council Meeting Minutes:** City Council Meeting, May 6, 2024. - Quintella Moorer, City Clerk.
5. **Educational Scholarship Ratification:** - Susy Diaz, Councilmember and Education Advisory Committee.
6. **Resolution 2024-16:** Approving the Professional Service Agreement between the City of Greenacres and RSC Insurance Brokerage, Inc., to provide insurance brokerage services; authorizing the appropriate City Officials to execute the agreement; providing for an effective date. Monica Powery, Director of Purchasing.
7. **Resolution 2024-23:** Authorizing the FY 2024/25 State of Florida Statewide School Readiness provider contract, between the Early Learning Coalition of Palm Beach County and the City of Greenacres for the Youth Programs Department; authorizing the Mayor to

execute the contract and City Officials to effectuate implementation of the terms of the contract; and providing for an effective date. - Jowie Mohammed, Director of Youth Programs.

- 8. Resolution 2024-24:** Authorizing the FY 2024/25 Children's Services Council (CSC) scholarship provider contract, between the Early Learning Coalition of Palm Beach County and the City of Greenacres for the Youth Programs Department; authorizing the Mayor to execute the contract and City Officials to effectuate implementation of the terms of the contract; and providing for an effective date. - Jowie Mohammed, Director of Youth Programs.
- 9. Resolution 2024-28:** Approving the amended Affiliation Agreement with Medical Career Academy, Inc. for clinical educational training; and providing for an effective date. - Chief Brian Fuller, Fire Rescue.
- 10. Resolution 2024-29:** Approving the Professional Service Agreement between the City of Greenacres and Brycer LLC.; authorizing the appropriate City Officials to execute the agreement; providing for an effective date. - Monica Powery, Director of Purchasing.

REGULAR AGENDA

- 11. PUBLIC HEARING: Ordinance 2023-23: Second Reading:** Annexing two parcels of land totaling approximately 6.22 acres, located approximately 1,300 feet east of South Haverhill Road and approximately 1,000 feet south of Melaleuca Lane, at 4964 Gardner Lane and the adjacent Lake Worth Drainage District Drainage Right-of-Way as requested by Mckenna West of Cotleur Hearing, agent for the owner 4964 Gardner Lane LLC; and the Development and Neighborhood Services Department, agent for the City of Greenacres and the Lake Worth Drainage District (LWDD) petitioner, in accordance with Chapter 171.0413 of the Florida Statutes; providing for redefining the boundary lines of the City of Greenacres to include the subject property in the City's Official Boundary Map; Providing for repeal of conflicting ordinances; providing for severability; and providing for an effective date. - Gianni Gallier, Senior Planner, Development and Neighborhood Services.
- 12. PUBLIC HEARING: Ordinance 2024-03: Second Reading:** Amending the future land use map of the future land use element of the City's Comprehensive Plan, to change the Future Land Use Designation of two parcels of land totaling approximately 3.5918 acres, located at 4964 Gardner Lane from a Palm Beach County LR-2, Low Residential, 2 unit per acre to City of Greenacres residential low density (RS-LD), as requested by Mckenna West of Cotleur Hearing, agent for the owner 4964 Gardner Lane LLC; providing for repeal of conflicting ordinances; providing for severability; providing for transmittal to the Florida Department of Commerce (FDOC); providing for inclusion in the Comprehensive Plan; and providing for an effective date. - Gianni Gallier, Senior Planner, Development and Neighborhood Services.
- 13. PUBLIC HEARING: Ordinance 2024-04: Second Reading:** Approving a zoning change and official zoning map amendment for two parcels of land totaling approximately 3.5918 acres, located at 4964 Gardner Lane from a Palm Beach County Agricultural Residential (AR) zoning designation to City of Greenacres Agricultural Residential (AR), as requested by Mckenna West of Cotleur Hearing, agent for the owner 4964 Gardner Lane LLC; providing for changes to the official zoning map; providing for repeal of conflicting ordinances; providing for severability; and providing for an effective date. - Gianni Gallier, Senior Planner, Development and Neighborhood Services.

14. PUBLIC HEARING: Ordinance 2024-13: Second Reading: Amending Chapter 16, Zoning Regulations, Article 4, Sign Regulations, to revise provisions related to prohibited signs, computation of sign number and sign area, visibility triangles, administrative variances for master sign plans, conditions of approval for master sign plans, temporary signs, and other signs; providing for severability, conflicts, codification and an effective date. - Gionni Gallier, Senior Planner, Development and Neighborhood Services.

15. PUBLIC HEARING: Ordinance 2024-14: Second Reading: Amending Chapter 16, Zoning Regulations, Article 4, Supplementary District Regulations, Division 3, Public Places, Subdivision 2, Art in Public Places to revise provisions for clarity, and Sections 16-665 to 16-676 to establish criteria and a procedure for the approval of murals; providing for severability, conflicts, codification and an effective date. - Gionni Gallier, Senior Planner, Development and Neighborhood Services.

DISCUSSION ITEM - None.

COMMENTS FROM THE PUBLIC ON NON-AGENDA ITEMS

CITY MANAGER'S REPORT

- [16.](#) Community Recreation Services Report.
- [17.](#) Development Neighborhood Services Report.
- [18.](#) Economic Development Report.
- [19.](#) Finance Report.
- [20.](#) Fire Rescue Report.
- [21.](#) Information Technology Report.
- [22.](#) Palm Beach Sheriff's Office District 16 Report.
- [23.](#) Public Works Report.
- [24.](#) Purchasing Report.
- [25.](#) Youth Programs Report.

CITY ATTORNEY'S REPORT

MAYOR AND CITY COUNCIL REPORT

ADJOURNMENT

Upcoming Council Meetings

June 17, 2024.

June 17, 2024- CIP Review.

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 Moorer 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, May 06, 2024 at 6:00 PM

City Hall Council Chambers | 5800 Melaleuca Lane

MINUTES

Mayor and City Council

Chuck Shaw, Mayor

Judith Dugo, Deputy Mayor

John Tharp, Councilmember, District I

Peter Noble, Councilmember District II

Susy Diaz, Councilmember, District IV

Paula Bousquet, Councilmember, District V

Administration

Andrea McCue, City Manager

Christy Goddeau, City Attorney

Glen J. Torcivia, City Attorney

Tanya Earley, City Attorney

Quintella Moorer, City Clerk

CALL TO ORDER AND ROLL CALL

Mayor Shaw called the meeting to order at 5:56 pm and City Clerk Moorer called the roll.

PLEDGE OF ALLEGIANCE

AGENDA APPROVAL

Motion made by Councilmember Diaz, Seconded by Deputy Mayor Dugo to approve the agenda with the addition of adding Item 19 to the Regular Agenda, regarding a Chickasaw Road Addendum Agreement.

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

COMMENTS FROM THE PUBLIC FOR AGENDA ITEMS ONLY

None.

SPECIAL BUSINESS

- 1. Presentation:** Commission on Ethics (COE) overview. - S. Lizabeth Martin, Education and Communication Manager, COE.

Ms. Martin presented the COE, education, training, Staff duties and resources offered. She welcomed the City to ask any questions and guidance.

Photos were taken.

- 2. Proclamation:** Building Safety Month, May 2024. - Michael Jerrahian, Building Official.

Councilmember Diaz read the proclamation summary.

Mr. Jerrahian thanked the Council for the recognition.

Photos were taken.

- 3. Proclamation:** Mental Health Awareness Month, May 2024. - Tatiana Bastian, Tatiana Bastian Consulting.

Councilmember Bousquet read the proclamation summary.

Ms. Bastian of Bastian Consulting thanked the Council and spoke about the importance of mental health awareness.

Photos were taken.

- 4. Proclamation:** Emergency Medical Service Week, May 19-25, 2024. - Chief Brian Fuller, Fire Rescue.

Councilmember Tharp read the proclamation summary.

Chief Fuller thanked the Council.

Photos were taken.

- 5. Presentation:** Fire Rescue Captain Promotions. - Chief Brian Fuller, Fire Rescue.

Chief Fuller recognized all the City of Greenacres Fire Rescue.

He pinned four newly promoted Captains.

He thanked them all for their services and photos were taken.

- 6. Presentation:** Legislative Update. - The Honorable State Representative David Silvers, District 89.

Representative Silvers provided a legislative update and stated it was his last year as a Representative for the City of Greenacres. He highlighted certain items such as Chickasaw Road, insurance policies and bank transactions.

Councilmember Diaz thanked Representative Silvers for advocating for the City of Greenacres and assisting with appropriations.

Councilmember Tharp and Mayor Shaw echoed the appreciation to Representative Silvers.

CONSENT AGENDA

- 7. Official Council Meeting Minutes:** City Council Meeting, April 15, 2024, and City Council Special Meeting, April 29, 2024. - Quintella Moorer, City Clerk.

- 8. Resolution 2024-26:** The agreement between the City of Greenacres and TCLM Enterprise, Inc., to furnish and install gravity sanitary sewer mains and manholes between 6' and 16' deep, demolition of existing pavement, pavement restoration, milling and resurfacing, sod restoration, re-striping and signage, and all other work incidental thereto; authorizing the appropriate city officials to execute the agreement; providing for an effective date. - Monica Powery, Director of Purchasing.

- 9. Bid RFP No. 23-001:** Holiday Lights Display. - Monica Powery, Director of Purchasing.

10. Resolution 2024-25: Authorizing an agreement for the re-installation of the City radio system on a cellular tower at Ira Van Bullock Tower; and providing for an effective date.
- Carlos Cedeno, Director of Public Works.

Motion made by Councilmember Bousquet, Seconded by Deputy Mayor Dugo to approve the Consent Agenda with the addition of adding Item 19 regarding the Chickasaw Road Addendum agreement.

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

REGULAR AGENDA

11. Ordinance 2023-23: First Reading: Annexing two parcels of land totaling approximately 6.22 acres, located approximately 1,300 feet east of South Haverhill Road and approximately 1,000 feet south of Melaleuca Lane, at 4964 Gardner Lane and the adjacent Lake Worth Drainage District Drainage Right-of-Way as requested by Mckenna West of Cotleur Hearing, agent for the owner 4964 Gardner Lane LLC; and the Development and Neighborhood Services Department, agent for the City of Greenacres and the Lake Worth Drainage District (LWDD) petitioner, in accordance with Chapter 171.0413 of the Florida Statutes; providing for redefining the boundary lines of the City of Greenacres to include the subject property in the City's Official Boundary Map; Providing for repeal of conflicting ordinances; providing for severability; and providing for an effective date. - Gionni Gallier, Senior Planner, Development and Neighborhood Services. *(Tabled from 4/15/24 Council Meeting)*.

Ms. Moorer read the ordinance by title.

Mr. Donaldson Hearing, Cotleur and Hearing stated Complete Property Maintenance (CPM) was a great organization and stated they were willing to provide an annexation agreement to include, conditions, standards, and road maintenance and repairs. He addressed the number of work vehicles on site and mentioned the state-of-the-art GPS system for all work vehicles and cameras.

Mr. Gallier provided a brief history of the annexation, which included the grandfather uses which were time of operations and setbacks for nursery operations, these were the standards of Palm Beach County.

Mr. Robert Gardner was allowed to speak and mentioned he was not happy about the road uses and was a resident for 56 years and would rather no business operate on the private road.

Councilmember Diaz questioned the operation standards regarding operations in the County verses the City's Code. Mayor Shaw stated there was an issue with traffic on Gardner Lane and he experienced himself.

Motion made by Councilmember Diaz, Seconded by Councilmember Bousquet to approve Ordinance 2023-23 on First Reading as amended with staff recommendations and a letter of commitment.

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

Voting Nay: Councilmember Noble.

12. PUBLIC HEARING: Ordinance 2024-03: First Reading: Amending the future land use map of the future land use element of the City's Comprehensive Plan, to change the Future Land Use Designation of two parcels of land totaling approximately 3.5918 acres, located at 4964 Gardner Lane from a Palm Beach County LR-2, Low Residential, 2 unit per acre to City of Greenacres residential low density (RS-LD), as requested by Mckenna West of Cotleur Hearing, agent for the owner 4964 Gardner Lane LLC; providing for repeal of conflicting ordinances; providing for severability; providing for transmittal to the Florida Department of Commerce (FDOC); providing for inclusion in the Comprehensive Plan; and providing for an effective date. - Gionni Gallier, Senior Planner, Development and Neighborhood Services. *(Tabled from the 4/15/24 Council Meeting)*

Ms. Moorer read the ordinance by title.

Mr. Gallier stated the ordinance was amending the land designation from Palm Beach County to a City of Greenacre residential low density. He mentioned all requirements were met and the Planning advisory board approved. Staff recommended approval.

Motion made by Councilmember Bousquet, Seconded by Deputy Mayor Dugo to approve ordinance 2024-03 on First Reading.

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

13. PUBLIC HEARING: Ordinance 2024-04: First Reading: Approving a zoning change and official zoning map amendment for two parcels of land totaling approximately 3.5918 acres, located at 4964 Gardner Lane from a Palm Beach County Agricultural Residential (AR) zoning designation to City of Greenacres Agricultural Residential (AR), as requested by Mckenna West of Cotleur Hearing, agent for the owner 4964 Gardner Lane LLC; providing for changes to the official zoning map; providing for repeal of conflicting ordinances; providing for severability; and providing for an effective date. - Gionni Gallier, Senior Planner, Development and Neighborhood Services. *(Tabled from the 4/15/24 Council Meeting)*

Ms. Moorer read the ordinance by title.

Mr. Gallier stated the rezoning change was from a Palm Beach agricultural residential designation to a City of Greenacres agricultural residential designation. The Planning advisory board and Staff recommended approval.

Motion made by Councilmember Tharp, Seconded by Deputy Mayor Dugo to approve Ordinance 2024-04 on First Reading.

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

14. PUBLIC HEARING: Ordinance 2024-05: Second Reading: Amending the future land use map of the future land use element of the City's Comprehensive Plan, to change the Future Land Use Designation of two (2) parcels of land totaling approximately 8.7 acres, located at 4901 and 4977 South 56th Terrace from a PBC LR-1 Low Residential, 1 unit per acre (low density 1 unit per acre) to the City of Greenacres Public Institutional (PI) land use designation, as requested by the Development and Neighborhood Services Department, agent for the owner the City of Greenacres; providing for repeal of conflicting ordinances; providing for severability; providing for transmittal to the Florida Department of Commerce (FDOC); providing for inclusion in the comprehensive plan; and providing

for an effective date. - Gianni Gallier, Senior Planner, Development and Neighborhood Services.

Ms. Moorer read the ordinance by title.

Mr. Gallier stated there had been no changes to the ordinance since the first reading. Staff recommended approval.

Motion made by Councilmember Bousquet, Seconded by Councilmember Tharp to approve Ordinance 2024-05 on Second reading.

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

15. PUBLIC HEARING: Ordinance 2024-06: Second Reading: Approving a zoning change and official zoning map amendment for two (2) parcels of land totaling approximately 8.7 acres, located at 4901 and 4977 south 56th Terrace from a Palm Beach County Agricultural Residential (AR) zoning designation to City of Greenacres Government Use (GU), as requested by the Development and Neighborhood Services Department, agent for the owners the City of Greenacres; providing for changes to the official zoning map; providing for repeal of conflicting ordinances; providing for severability; and providing for an effective date. - Gianni Gallier, Senior Planner, Development and Neighborhood Services.

Ms. Moorer read the ordinance by title.

Ms. Gallier stated the ordinance was changing the Palm Beach agricultural residential designation to a City of Greenacres Government Use designation. Staff recommended approval.

Motion made by Councilmember Diaz, Seconded by Councilmember Tharp to approve the Ordinance on Second reading.

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

16. PUBLIC HEARING: Ordinance 2024-12: Second Reading: Amending Chapter 16, Zoning Regulations, Article 4, Supplementary District Regulations, Division 6, Temporary Uses, Section 16-718, Permit Required, and Section 16-719, Procedures in Securing Permit; creating Section 16-722; replacing outdated names of City Departments and Committees; revising the application process for the rental of park pavilions and fields; reducing the maximum occupancy for certain events on City property; providing for repeal of conflicting ordinances, severability, inclusion in Code, and an effective date. - Denise Malone, Director Development and Neighborhood Services.

Ms. Moorer read the ordinance by title.

Ms. Malone stated no changes had been made since the last reading.

Staff recommended approval.

Motion made by Deputy Mayor Dugo, Seconded by Councilmember Diaz to approve Ordinance 2024-12 on Second reading.

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

17. PUBLIC HEARING: Ordinance 2024-13: First Reading: Amending Chapter 16, Zoning Regulations, Article 4, Sign Regulations, to revise provisions related to prohibited signs, computation of sign number and sign area, visibility triangles, administrative variances for master sign plans, conditions of approval for master sign plans, temporary signs, and other signs; providing for severability, conflicts, codification, and an effective date. - Gionni Gallier, Senior Planner, Development and Neighborhood Services.

Ms. Moorer read the ordinance by title.

Mr. Gallier highlighted a few changes such as streamlining some processes, wall signs, trademarks, window signage standards and temporary signs. He mentioned some changes to the temporary sign requirements to include setback changes from ten feet to five feet, removal requirements from three days to one day, the amount of allowable signs on residential and commercial properties.

Mr. Gallier also suggested, as it related to elections, that the time period for signs be reduced from 60 days to 30 days, limited number of signs be reduced to one sign per candidate and or issue. He noted the size remain the same as revised in 2022, which was three square feet on residential and four-square feet on commercial.

After clarification the Council agreed to larger 4x4 (16 square feet) candidate signs, one per location, per candidate or issue, with limited designated areas for signs on public and City properties.

Motion made by Councilmember Tharp, Seconded by Deputy Mayor Dugo to approve Ordinance 2024-13 on First reading with Council's recommendations.

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

18. PUBLIC HEARING: Ordinance 2024-14: First Reading: Amending Chapter 16, Zoning Regulations, Article 4, Supplementary District Regulations, Division 3, Public Places, Subdivision 2, Art in Public Places to revise provisions for clarity, and Sections 16-665 to 16-676 to establish criteria and a procedure for the approval of murals; providing for severability, conflicts, codification, and an effective date. - Gionni Gallier, Senior Planner, Development and Neighborhood Services.

Ms. Moorer read the ordinance by title.

Ms. Malone stated the ordinance was to amend and establish procedures and criteria for mural.

Staff recommended approval.

Motion made by Councilmember Diaz, Seconded by Councilmember Bousquet to approve Ordinance 2024-14 on First Reading.

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

Item 19, Resolution 2024-27 was added.

19. Resolution 2024-27: Approving the addendum to the Interlocal agreement with the Lake Worth Drainage District for improvements to Chickasaw Road.

She stated the addendum allows the City ownership of the entire road.

Motion made by Councilmember Bousquet, Seconded by Councilmember Tharp to approve Resolution 2024-27.

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

DISCUSSION ITEM - None.

COMMENTS FROM THE PUBLIC ON NON-AGENDA ITEMS

Ms. Emily Jacobs-Robarts, resident, suggested the City look into free rides for seniors.

CITY MANAGER'S REPORT

Ms. McCue congratulated Gigi Chaz, Director of Economic Development for an outstanding Business Summit event. She requested the Council cancel the June 3, 2024, meeting. The Council agreed.

She thanked Greenacres Bowl for donating over sixty televisions for some Greenacres residents. Ms. McCue also thanked Austin Lee, Director of Communications and Fire Rescue Chief Brian Fuller for assisting with applying for the Community Funding Grant for the Emergency Operations Center building.

CITY ATTORNEY'S REPORT

Ms. Early mentioned the annually ethics training requirements.

MAYOR AND CITY COUNCIL REPORT

Councilmember Diaz thanked the Education Advisory Board and Staff for their participation in the scholarship selection. She also commented on the Firefighter Challenge.

Councilmember Bousquet mentioned her donation of personal shopping carts to some of the seniors in Greenacres. She asked if the Council would consider allowing the City to purchase more carts for seniors. Most of the Council agreed to have Staff look into allowing City funds to purchase some carts and/or make personal donations.

Mayor Shaw advised the Council of the possibilities of obtaining the Pine Jog Environmental Center and obtaining space west of John I Leonard High School for a new fire station in conjunction with a Firefighter Academy at the school.

ADJOURNMENT

7:45PM

Chuck Shaw
Mayor

Quintella Moorer, MMC
City Clerk

Date Approved: _____



ITEM SUMMARY

MEETING DATE: May 20, 2024

FROM: Councilwoman Susy Diaz, Chair, Education Advisory Committee

SUBJECT: 2024 Educational Scholarship Award Winners

BACKGROUND

The city's Educational Scholarship Program provides for ten (10) \$1,500 scholarships, with one awarded to an outstanding athlete in honor of former city employee Denise Padgett, and one awarded in memory of former Councilmember Norman Rose.

ANALYSIS

This year 20 applications were received with 15 being qualified for interviews. The interviews were conducted in the City Council Chambers, on Wednesday, May 1, 2024 by the members of the city's Education Advisory Committee. The Committee interviewed all 15 eligible students, with two (2) done virtually. The committee ranked the following students as recipients of the top ten (10) 2024 Educational Scholarship awards.

2024 Scholarship Awards	Applicant	School/College Affiliation
Denise Padgett Memorial Scholarship Award \$1,500 Scholarship Award	Herman Velasquez-Romero	Boynton Beach Community H.S.
Norman Rose Memorial Scholarship Award \$1,500 Scholarship Award	Amy Martinez-Diaz	John I. Leonard
\$1,500 Scholarship Award	Minooka Bureau	Cardinal Newman
\$1,500 Scholarship Award	Brandon Butzberger	Palm Beach Atlantic
\$1,500 Scholarship Award	Sarah Cruz	John I. Leonard
\$1,500 Scholarship Award	Bryanne Elie	Santaluces H.S.
\$1,500 Scholarship Award	Renaud Rene Felix Jr.	Suncoast H.S.
\$1,500 Scholarship Award	Aryanna Paulena	John I. Leonard
\$1,500 Scholarship Award	Shania A. Ramsaroop	Atlantic Community H.S.
\$1,500 Scholarship Award	Rocio Usuamintiaga	John I. Leonard H.S.

FINANCIAL INFORMATION

Funding for the ten (10) scholarships totaling \$15,000 was approved and appropriated in the FY2024 City Council budget (\$9,000) and Community & Recreation Services budget (\$6,000).

LEGAL

N/A

STAFF RECOMMENDATION

Staff recommends the ratification of the Scholarship Committee's recommendation for the 10 educational scholarship recipients selected and ranked on Wednesday, May 1, 2024, as presented. Furthermore, the Award Certificates shall be presented to the recipients when they are recognized during the June 17, 2024 City Council meeting.



ITEM SUMMARY

MEETING DATE: May 20, 2024

FROM: Monica Powery, Director of Purchasing

SUBJECT: Award of RFP No. 24-010 Insurance Brokerage Services

BACKGROUND

The City of Greenacres desires to hire an experienced and qualified firm to provide Insurance Brokerage Services for the City's Employee Benefit Plans and General Property, Casualty/Workers' Compensation and Automobile Insurance. The RFP was advertised by the City's Purchasing Department on January 21, 2024.

ANALYSIS

The proposals were opened February 21, 2024 with two (2) proposers responding. The attached tabulation sheet summarized the responses received. The Selection Committee was comprised of the following City personnel: Director of Human Resources and Risk Management, Director of Communications, and the City Fire Chief.

The Selection Committee meeting was held on March 6, 2024 to discuss evaluations, determine if further discussions/presentations were desired, rank and award proposers. The committee determined that further discussions and presentations were not necessary. The committee ranked RSC Insurance Brokerage, Inc. including its division, Gehring Group as the highest ranked firm. The attached tabulation sheets summarizes the committee's final ranking.

FINANCIAL INFORMATION

Funds will be expensed as needed throughout the Fiscal Year. Sufficient funds are budgeted in the Human Resources and Risk Management Department.

LEGAL

The recommendation for award is in accordance with the requirements of City policies and procedures.

STAFF RECOMMENDATION

Approval of Resolution No. 2024-16 authorizing execution of a one-year agreement with the option for four (4) additional one-year renewals for RFP No. 24-010 Insurance Brokerage Services to RSC Insurance Brokerage, Inc.

RESOLUTION NO. 2024-16

A RESOLUTION ADOPTED BY THE CITY COUNCIL OF THE CITY OF GREENACRES, FLORIDA, APPROVING THE PROFESSIONAL SERVICE AGREEMENT BETWEEN THE CITY OF GREENACRES AND RSC INSURANCE BROKERAGE, INC. TO PROVIDE INSURANCE BROKERAGE SERVICES; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE THE AGREEMENT; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, The City is in need of a experienced and qualified firm to provide Insurance Brokerage Services for the City's Employee Benefit Plans and General Property, Casualty/Workers' Compensation and Automobile Insurance.; and

WHEREAS, The Purchasing Department (the "Department") issued Request for Proposal No. 24-010 (the "RFP"); and

WHEREAS, the RFP was advertised in the legal notices section of the Palm Beach Post on January 21, 2024, and a notice was also sent to five hundred twenty-three (523) prospective proposers via DemandStar; and

WHEREAS, on February 21, 2024 at 3:00 p.m. EST, the RFP closed and the Purchasing Department received two (2) responses which were reviewed by staff to ensure the responses met the RFP requirements. Both proposals received were determined to be both responsive and responsible; and

WHEREAS, the Selection Committee (the "Committee") met on March 6, 2024 to discuss and evaluate the firms to determine which would be in the best interest of the City; and

WHEREAS, the Committee recommends that the City Council approve award of the RFP to RSC Insurance Brokerage, Inc. and authorize the execution of the agreement.

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

Resolution No. 2024-16 | Insurance Brokerage Services

Page No. 2

SECTION 1. The City Council hereby authorizes the Award for Insurance Brokerage Services to RSC Insurance Brokerage, Inc.

SECTION 2. The City Council authorizes the appropriate City Officials to execute the Agreement.

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

RESOLVED AND ADOPTED this 20th of day of May 2024

Chuck Shaw, Mayor

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

Attest:

Quintella Moorer, City Clerk

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

Voted:
Judith Dugo, Deputy Mayor

Voted:
Susy Diaz, 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: May 20, 2024

FROM: Jowie Mohammed, Director of Youth Programs

SUBJECT: Resolution No. 2024-23 - FY24/25 Statewide School Readiness Provider Contract (Form OEL-SR20) with the Early Learning Coalition of Palm Beach County, Inc.

BACKGROUND

The Early Learning Coalition (ELC) of Palm Beach County receives funding from federal and state agencies for childcare and afterschool services. The Children's Services Council (CSC) matches federal/state funding provided to ELC for CSC's contracts that were previously funded and who comply with licensing requirements.

ANALYSIS

This contract is to engage an eligible PROVIDER to provide SR services to eligible SR children. PROVIDER will receive payment based on Legislative appropriations, the Office's Child Attendance and PROVIDER Reimbursement (Rule 6M-4.500, Florida Administrative Code (F.A.C.)), and Reimbursement During Emergency Closures (Rule 6M-4.501, F.A.C.)

FINANCIAL INFORMATION

The C.A.R.E.S. Program is a licensed, inclusive, nationally accredited after school program through the Center on Accreditation (COA). Monthly reimbursement for the 12-month period will be remitted electronically based upon the pre-determined per child/per day rate for Gold Seal Designation of \$27.28 (for 6 hours or more) and \$18.91 (for 6 hours or less).

STAFF RECOMMENDATION

Approval of Resolution No. 2024-23 authorizing the execution of the FY 24/25 Statewide School Readiness Provider Contract with the Early Learning Coalition of Palm Beach County, Inc.

RESOLUTION NO. 2024-23

A RESOLUTION ADOPTED BY THE CITY COUNCIL OF THE CITY OF GREENACRES, FLORIDA, AUTHORIZING THE FY 2024/25 STATE OF FLORIDA STATEWIDE SCHOOL READINESS PROVIDER CONTRACT, BETWEEN THE EARLY LEARNING COALITION OF PALM BEACH COUNTY AND THE CITY OF GREENACRES FOR THE YOUTH PROGRAMS DEPARTMENT; AUTHORIZING THE MAYOR TO EXECUTE THE CONTRACT AND CITY OFFICIALS TO EFFECTUATE IMPLEMENTATION OF THE TERMS OF THE CONTRACT; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City of Greenacres C.A.R.E.S. (elementary age) Afterschool and Camp Program was established in 1995 to provide an affordable, beneficial structured program with planned activities and enrichment opportunities for the youth in the Greenacres area; and

WHEREAS, the City desires to enter into the Statewide School Readiness Provider Contract with the Early Learning Coalition of Palm Beach County, Inc. for monthly reimbursement for afterschool and camp services effective July 1, 2024 through June 30, 2025; and

WHEREAS, the City agrees that it is in the best interest of the community to enter into a new Statewide School Readiness Provider Contract for qualifying elementary age children, for a daily rate for Gold Seal Designation of \$27.28 for full-time and \$18.91 for part-time care, with the Early Learning Coalition effective July 1, 2024 through June 30, 2025

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

SECTION 1. The City Council grants authorization to the Mayor to execute the CSC Scholarship Provider Contract with the Early Learning Coalition of Palm Beach County and the City of Greenacres, which is attached hereto as Exhibit "A" and incorporated herein, for on-going referrals and monthly reimbursement for afterschool and camp services, for qualifying children authorized by the Early Learning Coalition.

Section 2. The City Council also grants authorization to the appropriate City Officials to effectuate the implementation of the terms of the FY 2024/25 CSC Scholarship Provider Contract.

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

RESOLVED AND ADOPTED this 20th of day of May 2024

Chuck Shaw, Mayor

Voted:
John Tharp, Council Member, District I

Attest:

Quintella Moorer, City Clerk

Voted:
Peter Noble, Council Member, District II

Voted:
Judith Dugo, Deputy Mayor

Voted:
Susy Diaz, 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: May 20, 2024

FROM: Jowie Mohammed, Director of Youth Programs

SUBJECT: Resolution No. 2024-24 – FY 24/25 Children’s Services Council (CSC) Scholarship Provider Contract with the Early Learning Coalition of Palm Beach County, Inc.

BACKGROUND

The Early Learning Coalition (ELC) of Palm Beach County receives funding from federal and state agencies for childcare and afterschool services. The Children’s Services Council (CSC) matches federal/state funding provided to ELC for CSC’s contracts that were previously funded and who comply with licensing requirements.

ANALYSIS

The FY 2024/2025 CSC Scholarship Provider Contract with the Early Learning Coalition will provide monthly reimbursement to licensed afterschool providers that comply with state requirements, effective July 1, 2024, through June 30, 2025.

FINANCIAL INFORMATION

The C.A.R.E.S. Program is a licensed, inclusive, nationally accredited after school program through the Center on Accreditation (COA). Monthly reimbursement for the 12-month period will be remitted electronically based upon the pre-determined per child/per day rate for Gold Seal Designation of \$26.22 (for 6 hours or more) and \$13.78 (for 6 hours or less).

STAFF RECOMMENDATION

Approval of Resolution No. 2024-24 authorizing the execution of the FY 24/25 CSC Scholarship Provider Contract with the Early Learning Coalition of Palm Beach County, Inc.

RESOLUTION NO. 2024- 24

A RESOLUTION ADOPTED BY THE CITY COUNCIL OF THE CITY OF GREENACRES, FLORIDA, AUTHORIZING THE FY 2024/25 CHILDREN’S SERVICES COUNCIL (CSC) SCHOLARSHIP PROVIDER CONTRACT, BETWEEN THE EARLY LEARNING COALITION OF PALM BEACH COUNTY AND THE CITY OF GREENACRES FOR THE YOUTH PROGRAMS DEPARTMENT; AUTHORIZING THE MAYOR TO EXECUTE THE CONTRACT AND CITY OFFICIALS TO EFFECTUATE IMPLEMENTATION OF THE TERMS OF THE CONTRACT; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City of Greenacres C.A.R.E.S. (elementary age) Afterschool and Camp Program was established in 1995 to provide an affordable, beneficial structured program with planned activities and enrichment opportunities for the youth in the Greenacres area; and

WHEREAS, the City desires to enter into a CSC Scholarship Provider Contract with the Early Learning Coalition of Palm Beach County, Inc. for monthly reimbursement for afterschool and camp services effective July 1, 2024 through June 30, 2025; and

WHEREAS, the City agrees that it is in the best interest of the community to enter into a new CSC Scholarship Provider Contract for qualifying elementary age children, for a daily rate for Gold Seal Designation of \$26.22 for full-time and \$13.78 for part-time care, with the Early Learning Coalition effective July 1, 2024 through June 30, 2025

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

Section 1. The City Council grants authorization to the Mayor to execute the CSC Scholarship Provider Contract with the Early Learning Coalition of Palm Beach County and the City of Greenacres, which is attached hereto as Exhibit “A” and incorporated herein, for on-going referrals and monthly reimbursement for afterschool and camp services, for qualifying children authorized by the Early Learning Coalition.

Section 2. The City Council also grants authorization to the appropriate City Officials to effectuate the implementation of the terms of the FY 2024/25 CSC Scholarship Provider Contract.

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

RESOLVED AND ADOPTED this 20th of day of May 2024

Chuck Shaw, Mayor

Voted:
John Tharp, Council Member, District I

Attest:

Quintella Moorer, City Clerk

Voted:
Peter Noble, Council Member, District II

Voted:
Judith Dugo, Deputy Mayor

Voted:
Susy Diaz, 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: May 20, 2024
FROM: Brian Fuller, Fire Chief, Fire Rescue
SUBJECT: Medical Career Academy Affiliation Agreement

BACKGROUND

Medical Career Academy, Inc., desires to obtain clinical education experience for its students who are participating in its Paramedic, EMT and other Emergency Medical Services or health care services education programs(s); and the City provides emergency medical services and other similar health and safety services through its Fire Department and is willing to provide students of Medical Career Academy with an educational training experience.

ANALYSIS

The Parties desire to amend the July 13, 2021, Affiliation Agreement to provide for a renewed term of three (3) years; and the City Council finds that the Amended Affiliation Agreement is beneficial to future recruitment and serves a valid public purpose.

FINANCIAL INFORMATION

No cost associated with this agreement.

LEGAL

City Attorney has reviewed the item and all supporting documents for legal sufficiency and compliance.

STAFF RECOMMENDATION

Staff recommends approval of Resolution 2024-28 on consent.

RESOLUTION NO. 2024-28**A RESOLUTION ADOPTED BY THE CITY COUNCIL OF THE CITY OF GREENACRES, FLORIDA, APPROVING THE AMENDED AFFILIATION AGREEMENT WITH MEDICAL CAREER ACADEMY, INC., FOR CLINICAL EDUCATIONAL TRAINING; AND PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, Medical Career Academy, Inc., desires to obtain clinical education experience for its students who are participating in its Paramedic, EMT and other Emergency Medical Services or health care services education programs(s); and

WHEREAS, the City provides emergency medical services and other similar health and safety services through its Fire Department and is willing to provide students of Medical Career Academy with an educational training experience; and

WHEREAS, on or about July 13, 2021, the City and Medical Career Academy entered into an Affiliation Agreement to provide for such training experience; and

WHEREAS, the Parties desire to amend the July 13, 2021 Affiliation Agreement to provide for a renewed term of three (3) years; and

WHEREAS, the City Council finds that the Amended Affiliation Agreement is beneficial to future recruitment and serves a valid public purpose.

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

SECTION 1. The City Council hereby authorizes the Amended Affiliation Agreement.

SECTION 2. The City Council hereby authorizes the appropriate City officials to execute the Amended Affiliation Agreement and take any actions necessary to effectuate its terms.

SECTION 3. This Resolution shall become effective upon adoption.

Amended Affiliation Agreement with Medical Career Academy, Inc.

RESOLVED AND ADOPTED this _____ of day of _____, 2024

Chuck Shaw, Mayor

Voted:
Judith Dugo, Deputy Mayor

Attest:

Quintella Moorer, City Clerk

Voted:
John Tharp, Council Member *District I*

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

Voted:
Susy Diaz, 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: May 6, 2024

FROM: Monica Powery, Director, Purchasing

SUBJECT: "Brycer- The Compliance Engine" Waiver of Competitive Selection

BACKGROUND

Before the implementation of Brycer "The Compliance Engine," the Fire Department would only be able to obtain life safety system reports while performing annual fire inspections. These inspections verified the proper servicing and maintenance of crucial life safety systems such as kitchen hood suppression, fire alarms, and fire sprinkler systems. However, a significant drawback of this process was the potential for a life safety system to undergo its annual service shortly after inspection. Any deficiencies discovered during this servicing would remain unseen until the next annual inspection, approximately 11 months later.

ANALYSIS

In accordance with the procurement code in section 2-213 waiver of competitive selection, we are asking the council to consider Brycer LLC, to collect and provide inspection reports for Greenacres Fire Rescue. The Compliance Engine is a simple, internet-based tool for code officials to track and drive code compliance, reduce false alarm activity, and provide a safer community. It offers a secure cloud environment in which third party service providers who inspect, test, and maintain fire protections systems, submit their reports via BRYCER's web portal directly to Greenacres Fire Rescue. This facilitates a more efficient review, tracking and follow-up process with occupants to correct deficiencies and maintain systems.

With the introduction of "The Compliance Engine," the limitations that were once face are now overcome. The system allows for immediate access to reports generated by contractors upon completion of service tasks. The reports are promptly uploaded for review by the Fire Department. As a result, follow-up inspections can be conducted promptly to confirm resolution of any identified deficiencies, ensuring enhanced safety and compliance with regulations. In addition to the web-based technology, their services include a team to administer hard and soft copy notifications, build our database and perform follow up calls to help increase testing and maintenance activity in Greenacres.

FINANCIAL INFORMATION

Sufficient funds are budgeted in the Fire Rescue Department.

LEGAL

The recommendation for award is in accordance with the requirements of City policies and procedures.

STAFF RECOMMENDATION

In accordance with Resolution No. 2023-15 authorizing waiver of competitive selection for Brycer, LLC.

RESOLUTION NO. 2024-29

A RESOLUTION ADOPTED BY THE CITY COUNCIL OF THE CITY OF GREENACRES, FLORIDA, APPROVING THE PROFESSIONAL SERVICE AGREEMENT BETWEEN THE CITY OF GREENACRES AND BRYCER LLC; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE THE AGREEMENT; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, ensuring the safety and well-being of the City of Greenacres' businesses, residents, and visitors is of paramount importance to the City; and

WHEREAS, the Greenacres Fire Rescue Department has conducted thorough research to identify alternative solutions for annual fire inspection services; and

WHEREAS, The City desire to approve and enter into a Agreement with Terms and Conditions Exhibit issued by Brycer, LLC of Warrenville, Illinois ("Contractor") for the City's implementation of the Brycer / The Compliance Engine Program for tracking of the testing and maintenance of fire detection and suppression systems that are located in buildings within the City's jurisdiction. A copy of the Letter Agreement is attached hereto as Exhibit "1" and made a part hereof; and

WHEREAS, Contractor desires to enter into an Agreement with the City. Brycer agrees to charge the City no fees for the implementation and operation of the Brycer / The Compliance Engine Program, and

WHEREAS, City Staff has determined that it is in the best interest of the City of Greenacres to enter in agreement with Brycer, LLC and recommends that the City Council authorize the execution of the agreement. (the "Agreement");

WHEREAS, the City Council finds that this Resolution is in the best interest and welfare of the residents of the City.

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

SECTION 1. The City Council hereby authorizes the agreement for The Compliance Engine to Brycer, LLC

SECTION 2. The City Council authorizes the appropriate City Officials to execute the Agreement.

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

RESOLVED AND ADOPTED this 5 of day of September 2023

Chuck Shaw, Mayor

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

Attest:

Quintella Moorer, City Clerk

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

Voted:
Judith Dugo, Council Member, *Deputy Mayor*

Voted:
Susy Diaz, 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: May 20, 2024

FROM: Denise Malone, AICP, Development and Neighborhood Services Director

SUBJECT: **Ordinance 2023-23, ANX-23-02, 4964 Gardner Lane and LWDD Parcel**
4964 Gardner Lane (fka Denton Nursery) Voluntary Annexation – **Second Reading**

BACKGROUND

A voluntary annexation to further reduce the size of an existing enclave. The sites proposed for annexation contain two (2) parcels with one (1) single-family home that includes a wholesale nursery and landscape maintenance business with management office, and the other is a parcel adjacent to LWDD Canal 14 that provides for maintenance access to the adjacent drainage right-of-way. The sites are contiguous to the City's boundary on the east perimeter and south across the drainage right-of-way. City Future Land Use and Zoning designations will be applied to the properties through a concurrent application process. The two sites will be annexed and continue to operate as currently developed. On April 15, 2024 City Council on a 4-0 motion tabled ANX-23-02 to date certain May 6, 2024 City Council meeting. Staff had discussions with the applicant and neighbors and provided an update at the May 6th meeting. The City Council approved this petition as presented by staff on first reading May 6, 2024, by a unanimous vote of 4-1 with Council Member Noble dissenting. As requested by the City Council during the meeting on May 6th, staff has drafted the annexation agreement.

ANALYSIS

The subject property is contiguous to the City's municipal boundaries to the east and south and is within the City's identified future annexation area. Since the subject property is contiguous to developed parcels already in the City, and it is located in an existing unincorporated pocket, its annexation will not adversely affect the City's overall level of service, nor will it substantially increase costs to the City to warrant the annexation unreasonable. After reviewing this petition, staff has determined that the voluntary annexation does not create any enclaves and is consistent with all the provisions of Chapter 171, Florida Statutes, as well as the City's Comprehensive Plan and Zoning Code governing annexations.

The Planning and Zoning Board of Appeals recommended approval by a vote of 5-0 at their meeting on January 11, 2024.

FINANCIAL INFORMATION

N/A

LEGAL

Ordinance 2023-23 was prepared in accordance with all applicable State statutes and City Code requirements. Documents have been reviewed for legal sufficiency.

STAFF RECOMMENDATION

Approval of ANX-23-02 through the adoption of Ordinance 2023-23.

ORDINANCE NO. 2023-23

AN ORDINANCE ADOPTED BY THE CITY COUNCIL OF THE CITY OF GREENACRES, FLORIDA, ANNEXING TWO PARCELS OF LAND TOTALING APPROXIMATELY 6.22 ACRES, LOCATED APPROXIMATELY 1,300 FEET EAST OF SOUTH HAVERHILL ROAD AND APPROXIMATELY 1,000 FEET SOUTH OF MELALEUCA LANE, AT 4964 GARDNER LANE AND THE ADJACENT LAKE WORTH DRAINAGE DISTRICT DRAINAGE RIGHT-OF-WAY AS REQUESTED BY MCKENNA WEST OF COTLEUR HEARING, AGENT FOR THE OWNER 4964 GARDNER LANE LLC AND THE DEVELOPMENT & NEIGHBORHOOD SERVICES DEPARTMENT, AGENT FOR THE CITY OF GREENACRES AND THE LAKE WORTH DRAINAGE DISTRICT (LWDD) PETITIONER, IN ACCORDANCE WITH CHAPTER 171.0413 OF THE FLORIDA STATUTES; PROVIDING FOR REDEFINING THE BOUNDARY LINES OF THE CITY OF GREENACRES TO INCLUDE THE SUBJECT PROPERTY IN THE CITY'S OFFICIAL BOUNDARY MAP; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, McKenna West and the Development and Neighborhood Services Dept, is herein known as the "Petitioner" for the herein described property; and; and

WHEREAS, the petitioner has requested by written petition to have the property voluntarily annexed into the municipal limits of the City of Greenacres; and

WHEREAS, the subject property hereinafter described is reasonably compact and contiguous to the corporate limits of the City of Greenacres, thus making said petition for annexation appropriate at this time; and

WHEREAS, the City of Greenacres has heretofore been authorized to annex lands in accordance with Section 171.044 of the Florida Statutes; and

WHEREAS, the City of Greenacres Planning Zoning and Appeals Board has held a duly advertised public hearing on January 11, 2024 and recommended approval of petition ANX-23-02 to annex the subject property into the City of Greenacres; and

WHEREAS, the City Council of the City of Greenacres further finds that, in accordance with the Development and Neighborhood Services Staff Report and Recommendation dated

Ordinance No. 2023-23 | ANX-23-02 (4964 Gardner Lane and Lake Worth Drainage District Parcel)
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January 5, 2024, as amended, attached hereto as Exhibit "A" and by this reference made a part hereof, the proposed annexation of the subject property is in the best interest of the citizens of the City of Greenacres, and is in accordance with State and local law; and

WHEREAS, the City Council deems approval of this Ordinance to be in the best interest of the residents and citizens of the City of Greenacres.

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

SECTION 1. The City Council finds that the written petition for voluntary annexation filed with the City bears the signature of the owners of the real property and is hereby annexed into the City of Greenacres, Florida.

SECTION 2. The boundary lines of Greenacres, Florida, are hereby redefined to include the described real property lying in Palm Beach County into the City's Boundary Map:

Legal Description

PCN: 00-42-44-25-00-000-7176

The South one-half of the Southwest one-quarter of the Southeast one-quarter of the Southwest one-quarter of Section 25, Township 44 South, Range 42 East, Palm Beach County, Florida.

Less the South 110 foot Lake Worth Drainage District L-14 Canal Right of Way per Deed Book 67, Page 561; Chancery Case 407 per Official Records Book 23602, Page 807, all of the Public records of Palm Beach County, Florida.

Said lands situate in the City of Lake Worth, Palm Beach County, Florida containing 156,786 square feet (3.599 acres) more or less.

PCN: 00-42-44-26-00-000-6760 (Partial)

Property that sits at LWDD L-14 Canal R/W (Less PT in E ¼ of W ½ of S ¼ & W ¼ of W ¼ of S ¼), West of Military Trail ROW and excluding that area East of Military Trail ROW

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Parcel)

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As further described by metes and bounds as: Commencing at the Southwest Corner of Section 25, Township 44 South, Range 42 East, THENCE South 86 degrees, 53 minutes, 43 seconds East for a distance of 988.73 feet to a Point of Beginning: Thence North 01 degree, 24 minutes, 15 seconds East a distance of 72.41 feet, THENCE South 86 degrees, 53 minutes, 43 seconds East a distance of 342.92 feet, THENCE North 01 degree, 24 minutes 15 seconds East a distance of 27.63 feet, THENCE South 86 degrees, 53 minutes, 43 seconds East a distance of 665.92 feet, THENCE South 01 degree 26 minutes 08 seconds West a distance of 100.04 feet, THENCE North 86 degrees, 53 minutes, 43 seconds West a distance of 1009.55 feet to the Point of Beginning.

AND:

The right-of-way adjacent thereto.

CONTAINING A TOTAL OF 6.22 ACRES MORE OR LESS.

The above-described parcel is subject to road rights-of-way, easements and reservations of record.

The above-described real property is hereby annexed by and declared to be within the corporate limits of the City of Greenacres, Florida.

Ordinance No. 2023-23 | ANX-23-02 (4964 Gardner Lane and Lake Worth Drainage District

Parcel)

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Location Map



Section 3. That the above-described real property shall immediately become subject to all of the franchises, privileges, immunities, debts, obligations, liabilities, ordinances and laws to which lands in the City of Greenacres are now or may be subjected to and persons residing thereon shall be deemed citizens of the City of Greenacres.

Section 4. The annexation of the subject property, including adjacent roads, alleys, or the like, if any, shall not be deemed accepted by the City of any maintenance responsibility for such roads, alleys, or the like, unless otherwise specifically initiated by the City pursuant to current requirements and conditions.

Section 5. The Property at Property Control Numbers (PCN) 00-42-44-25-00-000-7176 is currently zoned as Agricultural Residential (AR) and for several years has been utilized for Agricultural Residential (AR) uses for the operation of a Wholesale Nursery through a Concurrency Reservation (CONR-2016-561) and a Special Permit (SPWN-2016-816), along with approval of the accessory use of Landscape Services (PCN-2015-2463). Upon annexation by the City of Greenacres, the property may continue its existing Wholesale Nursery and accessory Landscape Services uses under the terms outlined in the Annexation Agreement attached hereto and incorporated herein as Exhibit "B".

SECTION 6. The City Manager is hereby directed to do all things necessary to effectuate this annexation.

SECTION 7. Repeal of Conflicting Ordinances.

All Ordinances or parts thereof or parts of the Code conflicting or inconsistent with the provisions of this Ordinance are hereby repealed.

SECTION 8. Severability

If any section, part of a section, paragraph, sentence, clause, phrase or word of this Ordinance is for any reason held or declared to be unconstitutional, inoperative or void, such holdings of invalidity shall not affect the remaining portion of this Ordinance and it shall be construed to have been the legislative intent to pass the Ordinance without such unconstitutional, invalid or inoperative part therein, and the remainder of this Ordinance after the exclusion of such part or parts shall be deemed to be held valid as if such part or parts had not been included therein, or if this Ordinance or any of the provisions thereof shall be held inapplicable to any person, group of persons, property, kind of property, circumstances, or set of circumstances, such holdings shall not affect the applicability thereof to any other person, property or circumstances.

SECTION 9. Effective Date

The provisions of this Ordinance shall become effective upon adoption.

[The remainder of this page intentionally left blank.]

Passed on the first reading this 6th day of May, 2024.

PASSED AND ADOPTED on the second reading this ____ day of _____, 2024.

Chuck Shaw, Mayor

Voted:
Judith Dugo, *Deputy Mayor*

Attest:

Quintella Moorer, City Clerk

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

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

Voted:
Susy Diaz, Council Member, *District IV*

Ordinance No. 2023-23 | ANX-23-02 (4964 Gardner Lane and Lake Worth Drainage District Parcel)
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Voted:

Paula Bousquet, Council Member, *District V*

Approved as to Form and Legal Sufficiency:

Glen J. Torcivia, City Attorney



ITEM SUMMARY

MEETING DATE: May 20, 2024

FROM: Denise Malone, AICP, Director Development and Neighborhood Services

SUBJECT: **Ordinance 2024-03, CPA-24-02-Future Land Use Amendment Second Reading**
4964 Gardner Lane (fka Denton Nursery)

BACKGROUND

A city-initiated request for a small-scale Future Land Use Map Amendment for a 3.5918-acre parcel from PBC LR-2 Low Residential, 2 units per Acre (Low Density 2 Units per Acre) to the City of Greenacres City Residential Low density (RS-LD) land use designation. The properties are located at 4964 Gardner Lane and the adjacent Lake Worth Drainage District (LWDD) maintenance parcel for Canal 14. A zoning change (ZC-24-02) and an annexation request (ANX-23-02) are being processed concurrent with the petition.

The Planning and Zoning Board of Adjustments recommended approval by a vote of 5-0 at their meeting on February 8, 2024. On April 15, 2024 City Council on a 4-0 motion tabled CPA-24-02 to date certain May 6, 2024 City Council meeting. The City Council approved this petition as presented by staff on first reading May 6, 2024, by a unanimous vote of 5-0.

ANALYSIS

This small-scale Future Land Use amendment is needed in order to replace the existing Palm Beach County (PBC) LR-2, Low Residential, 2 units per acre future land use designation with an appropriate corresponding City designation of Residential Low Density (RS-LD).

FINANCIAL INFORMATION

N/A

LEGAL

Ordinance 2024-03 was prepared in accordance with all applicable State Statutes and City Code requirements. Documents were reviewed for legal sufficiency.

STAFF RECOMMENDATION

Approval of CPA-24-02 through the adoption of Ordinance 2024-03.

ORDINANCE NO. 2024-03

AN ORDINANCE ADOPTED BY THE CITY COUNCIL OF THE CITY OF GREENACRES, FLORIDA, AMENDING THE FUTURE LAND USE MAP OF THE FUTURE LAND USE ELEMENT OF THE CITY'S COMPREHENSIVE PLAN, TO CHANGE THE FUTURE LAND USE DESIGNATION OF TWO PARCELS OF LAND TOTALING APPROXIMATELY 3.5918 ACRES, LOCATED AT 4964 GARDNER LANE FROM A PALM BEACH COUNTY LR-2, LOW RESIDENTIAL, 2 UNIT PER ACRE TO CITY OF GREENACRES RESIDENTIAL LOW DENSITY (RS-LD), AS REQUESTED BY MCKENNA WEST OF COTLEUR HEARING, AGENT FOR THE OWNER 4964 GARDNER LANE LLC; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR TRANSMITTAL TO THE FLORIDA DEPARTMENT OF COMMERCE (FDOC); PROVIDING FOR INCLUSION IN THE COMPREHENSIVE PLAN; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Greenacres, pursuant to the Local Government Comprehensive Planning and Land Development Regulation Act, and in accordance with all of its terms and provisions, has prepared and adopted a Comprehensive Plan which has been certified by the State of Florida Division of Community Development; and

WHEREAS, Chapter 163.3187 provides for small-scale future land use amendments for properties fifty (50) acres or less; and

WHEREAS, the subject properties meet the requirements of 163.3187; and

WHEREAS, McKenna West is herein known as the "Petitioner(s)" for the herein described property; and

WHEREAS, the petitioner is requesting to change the City of Greenacres Future Land Use Map from a Palm Beach County future land use designation of PBC LR-2, Low Residential, 2 unit per acre to a City Residential Low density (RS-LD) for the subject property; and

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WHEREAS, the Local Planning Agency for the City of Greenacres has held a duly advertised public hearing on February 8, 2024, and has recommended approval of petition CPA-24-02 to amend the Comprehensive Plan; and

WHEREAS, the City Council of the City of Greenacres has conducted a duly advertised public hearing to receive comments on CPA-24-02 concerning the proposed amendment to the Comprehensive Plan and has considered all comments received as required by state law and local ordinance; and

WHEREAS, the City Council deems approval of this Ordinance to be in the best interest of the residents and citizens of the City of Greenacres.

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

Section 1. The foregoing recitals are incorporated into this Ordinance as true and correct finds of the City Council of the City of Greenacres.

Section 2. Future Land Use Map Designation

The Future Land Use Map in the City's Comprehensive Plan is hereby amended to change the designation of the subject properties from a PBC LR-2, Low Residential, 2 unit per acre to City Residential Low density (RS-LD) for the Property, which is legally described as follows:

Legal Description

PCN: 00-42-44-25-00-000-7176

The South one-half of the Southwest one-quarter of the Southeast one-quarter of the Southwest one-quarter of Section 25, Township 44 South, Range 42 East, Palm Beach County, Florida.

Ordinance No. 2024-03 | Denton Nursey/LWDD

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Less the South 110 foot Lake Worth Drainage District L-14 Canal Right of Way per Deed Book 67, Page 561; Chancery Case 407 per Official Records Book 23602, Page 807, all of the Public records of Palm Beach County, Florida.

AND:

The right-of-way adjacent thereto.

CONTAINING A TOTAL OF 3.5918 ACRES MORE OR LESS.

Section 3. Authorization to Make Changes.

The Planning, GIS, and Engineering Division is authorized to make the necessary Future Land Use map change to the Comprehensive Plan to reflect the change authorized by this Ordinance.

Section 4. Repeal of Conflicting Ordinances.

All Ordinances or parts thereof or parts of the code conflicting or inconsistent with the provisions of this Ordinance are hereby repealed.

Section 5. Severability

If any section, part of a section, paragraph, sentence, clause, phrase or word of this Ordinance is for any reason held or declared to be unconstitutional, inoperative or void, such holdings of invalidity shall not affect the remaining portion of this Ordinance and it shall be construed to have been the legislative intent to pass the Ordinance without such unconstitutional, invalid or inoperative part therein, and the remainder of this Ordinance after the exclusion of such part or parts shall be deemed to be held valid as if such part or parts had not been included therein, or if this Ordinance or any of the provisions thereof shall be held inapplicable to any person, group of persons, property, kind of property, circumstances, or set

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of circumstances, such holdings shall not affect the applicability thereof to any other person, property or circumstances.

Section 6. Transmittal to the FDOC.

The Development & Neighborhood Services Department shall send copies of the future land use amendment and Ordinance to the Treasure Coast Regional Planning Council (TCRPC) and the State Land Planning Agency the Florida Department of Commerce (FDOC).

Section 7. Inclusion in the Comprehensive Plan.

It is the intention of the City Council, entered as hereby ordained, that the Comprehensive Plan of the City of Greenacres, Florida, shall be amended to include the amendment to the Future Land Use Map as stated herein.

Section 8. Effective Date

The effective date of this Comprehensive Plan amendment shall be thirty-one (31) days following the adoption of this Ordinance in accordance with the provisions of Chapter 163.3187(5)(c), Florida Statutes.

Passed on the first reading this 6th day of May, 2024.

PASSED AND ADOPTED on the second reading this 20th day of May, 2024.

Chuck Shaw, Mayor

Judith Dugo, *Deputy Mayor*

Attest:

Quintella Moorer, City Clerk

John Tharp, Council Member, *District I*

Peter Noble, Council Member, *District II*

Susy Diaz, Council Member, *District IV*

Paula Bousquet, Council Member, *District V*

Approved as to Form and Legal Sufficiency:

Glen J. Torcivia, City Attorney



ITEM SUMMARY

MEETING DATE: May 20, 2024
FROM: Denise Malone, AICP, Director Development and Neighborhood Services
SUBJECT: **Ordinance 2024-04, ZC-24-02 Zoning Change Second Reading**
4964 Gardner Lane (fka Denton Nursery)

BACKGROUND

A City initiated request for a Zoning Change approval for a 3.5918-acre parcel, located at 4964 Gardner Lane from Palm Beach County Agricultural Residential (AR) zoning designation to City of Greenacres Agricultural Residential (AR) zoning designation. A voluntary annexation (ANX-23-02) and a small-scale future land use amendment (CPA-24-02) are being processed concurrently with the petition.

The Planning and Zoning Board of Adjustments recommended approval by a vote of 5-0 at their meeting on February 8, 2024. On April 15, 2024, City Council on a 4-0 motion tabled ZC-24-02 to date certain May 6, 2024 City Council meeting. The City Council approved this petition as presented by staff on first reading May 6, 2024, by a unanimous vote of 5-0.

ANALYSIS

This Zoning Change is needed in order to replace the existing Palm Beach County (PBC) Agricultural Residential (AR) to a City Agricultural Residential (AR) zoning district.

FINANCIAL INFORMATION

N/A

LEGAL

Ordinance 2024-04 was prepared in accordance with all applicable State Statutes and City Code requirements. Documents were reviewed for legal sufficiency.

STAFF RECOMMENDATION

Approval of ZC-24-02 through the adoption of Ordinance 2024-04.

ORDINANCE NO. 2024-04

AN ORDINANCE ADOPTED BY THE CITY COUNCIL OF THE CITY OF GREENACRES, FLORIDA, APPROVING A ZONING CHANGE AND OFFICIAL ZONING MAP AMENDMENT FOR TWO PARCELS OF LAND TOTALING APPROXIMATELY 3.5918 ACRES, LOCATED AT 4964 GARDNER LANE FROM A PALM BEACH COUNTY AGRICULTURAL RESIDENTIAL (AR) ZONING DESIGNATION TO CITY OF GREENACRES AGRICULTURAL RESIDENTIAL (AR), AS REQUESTED BY MCKENNA WEST OF COTLEUR HEARING, AGENT FOR THE OWNER 4964 GARDNER LANE LLC; PROVIDING FOR CHANGES TO THE OFFICIAL ZONING MAP; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, McKenna West are herein known as the "Petitioner(s)" for the herein described property; and

WHEREAS, the Petitioner is requesting a rezoning of one (1) parcel of land totaling approximately 3.5918 acres more or less, from a Palm Beach County zoning designation of Palm Beach County Agricultural Residential (AR) zoning designation to City of Greenacres Agricultural Residential (AR); and

WHEREAS, the Planning Commission has held a duly advertised public hearing on February 8, 2024 and reviewed the application for compliance with the staff findings relevant to the criteria for a Zoning Change as detailed in the Land Development Staff Report and Recommendation, Exhibit "A", dated February 2, 2024, as revised; and

WHEREAS, the City Council of the City of Greenacres has conducted a duly advertised public hearing on March 19, 2024 and has considered all comments received concerning the proposed amendment to the Official Zoning Map as required by state law and local ordinance; and

WHEREAS, the City Council finds that the proposed zoning change ordinance is consistent with the City's Comprehensive Plan, said Plan being adopted pursuant to the Local

Ordinance No. 2024-04 | Denton Nursery/LWDD

Page No. 2

Government Comprehensive Planning and Land Development Regulation Act and certified by the State of Florida Division of Community Development; and

WHEREAS, the City Council of the City of Greenacres further finds that, in accordance with Exhibit "A", "Land Development Staff Report and Recommendation", dated February 2, 2024, as revised (attached), the proposed amendment changing the zoning district of two (2) parcels of land totaling approximately 3.5918 acres more or less, from a Palm Beach County Agricultural Residential (AR) zoning designation to City of Greenacres Agricultural Residential (AR); is in the best interest of the citizens of the City of Greenacres.

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

Section 1. Recitals. The foregoing recitals are incorporated into this Ordinance as true and correct findings of the City Council of the City of Greenacres.

Section 2. Zoning Change and Zoning Map Amendment.

The request by the Petitioner to change the zoning designation for a parcel of land totaling approximately 3.5918 acres more or less, from a Palm Beach County Agricultural Residential (AR) zoning designation to City of Greenacres Agricultural Residential (AR), is hereby granted for the property located at 4964 Gardner Lane, legally described as follows:

Legal Description

PCN: 00-42-44-25-00-000-7176

The South one-half of the Southwest one-quarter of the Southeast one-quarter of the Southwest one-quarter of Section 25, Township 44 South, Range 42 East, Palm Beach County, Florida.

Less the South 110 foot Lake Worth Drainage District L-14 Canal Right of Way per Deed Book 67, Page 561; Chancery Case 407 per Official Records Book 23602, Page 807, all of the Public records of Palm Beach County, Florida.

AND:

The right-of-way adjacent thereto.

CONTAINING A TOTAL OF 3.5918 ACRES MORE OR LESS.

Section 3. Authorization to Make Changes.

That the Planning, GIS, and Engineering Division is further directed to make the necessary changes to the City of Greenacres Official Zoning Map to reflect the changes authorized by this Ordinance.

Section 4. Repeal of Conflicting Ordinances.

All Ordinances or parts thereof or parts of the Code conflicting or inconsistent with the provisions of this Ordinance are hereby repealed.

Section 5. Severability

If any section, part of a section, paragraph, sentence, clause, phrase or word of this Ordinance is for any reason held or declared to be unconstitutional, inoperative or void, such holdings of invalidity shall not affect the remaining portion of this Ordinance and it shall be construed to have been the legislative intent to pass the Ordinance without such unconstitutional, invalid or inoperative part therein, and the remainder of this Ordinance after the exclusion of such part or parts shall be deemed to be held valid as if such part or parts had not been included therein, or if this Ordinance or any of the provisions thereof shall be held inapplicable to any person, group of persons, property, kind of property, circumstances, or set of circumstances, such holdings shall not affect the applicability thereof to any other person, property or circumstances.

SECTION 6. Effective Date

Ordinance No. 2024-04 | Denton Nursery/LWDD

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The provisions of this Ordinance shall become effective consistent with the effective date of Ordinance No. 2024-03, which is the companion small scale comprehensive plan amendment ordinance (changing the Future Land Use designation for the property).

[The Remainder of this Page Intentionally Left Blank.]

Passed on the first reading this 6th day of May, 2024.

PASSED AND ADOPTED on the second reading this 20th day of May, 2024.

Chuck Shaw, Mayor

Voted:
Judith Dugo, *Deputy Mayor*

Attest:

Quintella Moorer, City Clerk

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

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

Voted:
Susy Diaz, 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: May 20, 2024

FROM: Denise Malone, AICP, Development and Neighborhood Services Director

SUBJECT: **Ordinance 2024-13 – ZTA-24-05 – Second Reading**
Sign Regulations

BACKGROUND

The City-initiated request for a Zoning Text Amendment has been brought forth to revise the Sign Regulations outlined in Chapter 16, Article VI of the City Code of Ordinances. The primary goal is to enhance and refine the existing regulations, adding new guidelines for managing painted wall signs, trademarks, temporary signs, and signage related to Automatic Teller Machines (ATMs).

The proposed changes, especially those concerning temporary signage for elections and specific events, aim to facilitate timely and appropriate communication while maintaining public safety and the aesthetic quality of the city.

ANALYSIS

City-initiated request for a Zoning Text Amendment to provide for further clarity of the applicable standards of the City's Sign Regulations. This amendment is designed to reflect current trends and address community needs regarding sign usage, ensuring that all modifications align with constitutional standards influenced by significant legal precedents. It adds on to the recent sign amendments to provide for further clarity of the applicable standards and enhance safety. The City Council voted five (5) to zero (0) to recommend approval of Zoning Text Amendment ZTA-24-05 on May 6, 2024.

FINANCIAL INFORMATION

N/A.

LEGAL

Ordinance 2024-13 was prepared in accordance with all applicable state statutes and City Code Requirements. This document has been reviewed for legal sufficiency.

STAFF RECOMMENDATION

Staff recommends approval of Ordinance 2024-13.

ORDINANCE NO. 2024-13

AN ORDINANCE ADOPTED BY THE CITY COUNCIL OF THE CITY OF GREENACRES, FLORIDA, AMENDING CHAPTER 16, ZONING REGULATIONS, ARTICLE VI, SIGN REGULATIONS, TO REVISE PROVISIONS RELATED TO PROHIBITED SIGNS, COMPUTATION OF SIGN NUMBER AND SIGN AREA, VISIBILITY TRIANGLES, ADMINISTRATIVE VARIANCES FOR MASTER SIGN PLANS, CONDITIONS OF APPROVAL FOR MASTER SIGN PLANS, TEMPORARY SIGNS, AND OTHER SIGNS; PROVIDING FOR SEVERABILITY, CONFLICTS, CODIFICATION AND AN EFFECTIVE DATE.

WHEREAS, the Greenacres City Council, as the governing body of the City, pursuant to the authority vested in Chapter 163 and Chapter 166, Florida Statutes, is authorized and empowered to consider changes to its Land Development Regulations (Zoning Code); and

WHEREAS, Article VIII of the State Constitution and Chapter 166, Florida Statutes, provide that municipalities shall have the governmental, corporate, and proprietary powers to enable them to conduct municipal government, perform municipal functions, and render municipal services, and may exercise any power for municipal purposes, except when expressly prohibited by law; and

WHEREAS, in 2022, the City modified and updated its regulation of signs in a manner consistent with the United States Supreme Court's decision in *Reed v. Town of Gilbert*, 576 U.S. 155 (2015); and

WHEREAS, the *Reed* decision does not prevent cities from regulating signs in a way that fully protects public safety and serves legitimate aesthetic objectives, including rules that distinguish between on-premises and off-premises signs; and

WHEREAS, the City does not wish to censor speech or regulate the content thereof, but rather to provide for the public welfare by regulating the physical characteristics and placement of signage in a manner that enhances the aesthetics of the community, reduces visual pollution, provides clear information, and minimizes distractions to drivers in the interests of traffic safety; and

WHEREAS, the City Council finds and determines that the amended sign regulations proposed in this ordinance are intended to protect the public from the dangers of unsafe signs, including signs that create hazardous conditions, confusion, and visual clutter through excess proliferation, improper placement, and excessive size; and

WHEREAS, the City Council finds and determines that the amended sign regulations are intended to permit signs that are compatible with their surroundings, aid orientation, and do not obstruct the vision of or distract motorists, bicyclists, or pedestrians; and

WHEREAS, the Planning and Zoning Board of Appeals reviewed this Ordinance and recommended approval of the same; and

WHEREAS, the City Council conducted a first and second reading of this Ordinance at duly noticed public hearings, as required by law, and after having received input from and participation by interested members of the public and staff, the City Council has determined that this Ordinance is consistent with the City's Comprehensive Plan; and

WHEREAS, the City Council of the City of Greenacres legislatively determines and declares that adoption of the amendments to the sign regulation code as set forth herein is in the public interest of the health, safety and general welfare of the residents and business community of the City; and

WHEREAS, the City Council deems approval of this Ordinance to be in the best interest of the residents and citizens of the City of Greenacres.

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

SECTION 1. Legislative Findings, Intent and Purpose. The WHEREAS clauses contained herein are legislatively determined to be true and correct and are incorporated herein and represent the legislative findings of the City Council, in addition and supplemental to those findings set forth in Section 16-931 of the Code of Ordinances of the City of Greenacres (the "Code"). It is the purpose and intent of this ordinance to promote the health, safety, and general welfare of the residents of the City, and to ensure the proper regulatory requirements for signage within the City's corporate limits.

SECTION 2. Chapter 16, Article IV, Division 1, Section 16-935 is hereby amended as follows:

Sec. 16-935. Prohibited signs.

It shall be a violation of this chapter to construct, install, place, or maintain the following signs or advertising structures in this city, unless otherwise approved by the city:

- (1) Any signs or advertising structures which are not specifically permitted under this chapter or signs that exceed the sign allowance for the district.
- (2) *Traffic or pedestrian hazard.* Any sign or advertising structure which constitutes a traffic hazard or a detriment to traffic safety by reason of its size, location, movement, content, coloring, or method of illumination, or by obstructing the vision of drivers, or signs that obstruct or detract from the visibility of traffic-control devices or emergency vehicles. The use of flashing lights or revolving lights is prohibited as part of any sign as it constitutes a traffic hazard. Any sign which by glare or method of illumination constitutes a hazard to either vehicular or non-vehicular traffic is prohibited. Also prohibited is any sign which may be confused with or purports to be a governmental, traffic direction or safety sign, or any other sign or group of signs which create a traffic hazard as determined by the city.

- (3) *Obscenities.* Any sign or advertising structure with words, scenes or graphics which are obscene, indecent and prurient or which exhibit obscene or illegal written messages or materials.
- (4) *Right-of-way.* Any sign or advertising structure (other than those constructed by a governmental agency or required to be constructed by a governmental agency for a public purpose) constructed, installed or placed on the right-of-way of any street, road or public way, or signs overhanging or infringing upon the right-of-way of any street, road or public way, except as specifically permitted by this chapter.
- (5) *Public property.* Any sign or advertising structure constructed on city property or other governmental property other than signs constructed by any governmental entity for public purposes, except as specifically authorized by this chapter.
- (6) *Ingress and egress to buildings.* Any sign or advertising structure which is constructed, installed or maintained that obstructs any fire escape, required exit, window or door opening intended as a means of ingress or egress.
- (7) *Rear of a building.* Any sign or advertising structure which is constructed, installed or maintained upon the rear of a building, with the exception of signs to identify the business address on a rear exit door with no greater than six (6) inch non-illuminated letters with a minimum stroke width of one-half inch (1/2") located directly above the rear door, or as required by applicable fire safety regulations.
- (8) "A" frame signs.
- (9) Animated signs.
- (10) Banner signs. Any banner sign, with the exception of those banner signs that are granted a temporary use permit by the city.
- (11) Banner flag signs.
- (12) Off-premises signs.
- (13) Portable signs.
- (14) Projecting signs.
- (15) Snipe signs.
- (16) Temporary signs, except as allowed under division 4 of this article.

- (17) Vehicular signs.
- (18) Vee-shaped signs.
- (19) Abandoned signs.
- (20) Signs placed upon benches, bus shelters, or waste receptacles, except as may be authorized by the City of Greenacres or superseded by state statutes.
- (21) Under canopy signs, except as allowed as a part of an approved Master Sign Plan.
- (22) Exposed neon tubing, neon signs, and LED signs that emulate the general appearance of traditional neon signs.
- (23) Emitting signs.
- (24) Roof signs.
- (25) Any sign with an exposed unshielded light source which does not comply with the terms, conditions and provisions contained in this chapter.
- (26) Painted wall signs, except as specifically allowed by this chapter.
- (27) Hot or cold-air balloons, with the exception of those cold air balloons that are granted a temporary use permit. Inflatable shapes or figures with or without words or pictures.
- (28) Electronic changeable copy signs, with the exception of the following, which may be displayed as set forth in this article:
 - a. Time and temperature signs as allowed in section 16-983(b)(4);
 - b. Gas station price signs as allowed in section 16-983(b)(5);
 - c. Freestanding signs as allowed for government uses in section 16-983(b)(56);
 - d. Menu board signs as allowed in section 16-994.
- (29) Copycat signs.
- (30) Awning signs.
- (31) Trademarked signs or brand signs that do not meet the requirements of this article.
- (~~31~~ 32) Any sign not specifically permitted herein.

SECTION 3. Chapter 16, Article IV, Division 2, Section 16-937 is hereby amended as follows:

(a) Window signs may be installed in each window or glass door area, so long as each sign area does not exceed twenty-five (25) percent of the total window pane area.

(b) Flashing, moving and strobe illumination, as well as the illuminated outlining of windows, are prohibited. Neither flashing or strobe lights or nor glass neon tubing outlining the window panel shall be allowed.

(c) One (1) illuminated sign up to a maximum size of 3 square feet and otherwise included in the overall window sign calculations may be permitted per occupied business premise. The sign may be illuminated only during the hours when the establishment is open for business. Illuminated window signs that are not battery operated must have a permanent power source that has been professionally installed and permitted by the Greenacres Building Division.

(d) Cloth, canvas, fabric, paper, plywood, or other like material which is not intended or designed for permanent display are prohibited.

(e) Window signs are allowed in ground floor windows only.

(f) Sunscreening material, such as tint or film, may be applied to nonresidential windows and glass doors, subject to the following limitations:

(1) No sunscreening material may be applied to windows and glass doors at any business premises that has the effect of making said windows or glass doors nontransparent. Suncreening material(s) shall be limited to the solar reflectance and light transmittance limitations provided in F.S. § 316.2953, as amended such that the material has a total solar reflectance of visible light of not more than 25

percent as measured on the nonfilm side and a light transmittance of at least 28 percent in the visible light range; and

(2) Sunscreening material shall not count toward window sign coverage, unless said material is colored or the material displays lettering or images.

SECTION 4. Chapter 16, Article IV, Division 2, Section 16-937 is hereby amended as follows:

All signs, other than mandatory signs as provided in section 16-936, window signs as defined in section 16-933(68) and temporary signs as provided in division 4 of this article shall require sign permits issued under this article and are subject to the district sign allowances and other regulations hereunder. Additionally, the following regulations apply to all signs requiring a sign permit:

(a) Every sign for which a sign permit is required must be clearly marked with the corresponding permit number. This permit number should be displayed on a permanent material in a contrasting color, with numbers at least one inch in height.

(b) Tags displaying the permit number must be positioned on the sign or at the base of the structure in a location that is clearly visible. For freestanding signs, tags must be placed on the structure between one and three feet above grade.

(c) The absence of a required tag on a sign will be considered evidence of a violation of this Article, indicating non-compliance with the permit and tagging requirements.

SECTION 5. Chapter 16, Article IV, Division 2, Section 16-947 is hereby amended

as follows:

(a) In determining the copy area of a sign, the entire face of the sign, including the advertising surface of any framing, trim or molding, shall be included. Should the sign structure or supports become part of the sign due to the design of the structure or supports in relation to the sign, such structure or supports shall be included in the determination of copy area.

(b) In the instance where a sign is composed of letters only with no connection by the advertising structure between the letters, the copy area shall be determined by measuring the distance from the outside edges of the outside letters and from the top of the largest letter to the bottom of the lowest letter. Should one (1) letter be unequally large or small in comparison to the other letters composing the sign, the unequal letter shall be squared off, the remaining letters shall be measured from the outside edges, and the two (2) added for a total copy area determination.

(c) Unless determined by the zoning district regulations, the allowable copy area of a sign shall be based on one (1) side of the sign. Double-faced signs may use up to the full amount of allowable copy area on each side, provided that both sides of the sign are parallel to one another and that the applicable zoning district regulations are not conflicting.

(d) The minimum clearance of a sign shall be based upon the lowest point of any sign and the established grade of the site.

(e) The utilization of natural berming, in order to increase the height of a ~~pedestal~~ sign, is permitted so long as such berming does not exceed two (2) feet in height above the grade of the site upon which the sign is to be located and the overall height of the sign, measured from the top of the berm does not exceed the maximum height permitted for a pedestal sign in the applicable zoning district regulations.

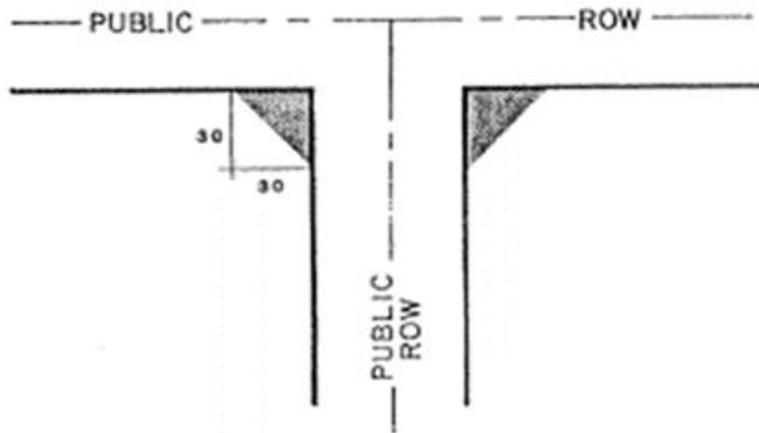
(f) For the purpose of computing the number and area of signs, the frontages of lots shall be established by orientation of the main entrances of the buildings. If this method is not determinative, the planning, engineering and GIS division shall determine frontages on the basis of traffic flow and access from adjacent streets. As defined herein, "frontage" faces the abutting public right-of-way; thus, internal shopping center roads are not frontage.

SECTION 6. Chapter 16, Article IV, Division 2, Section 16-948 of the Code is hereby amended so that the graphics in subsections (a) and (b), which were erroneously transposed, will be moved and placed in their correct positions as follows:

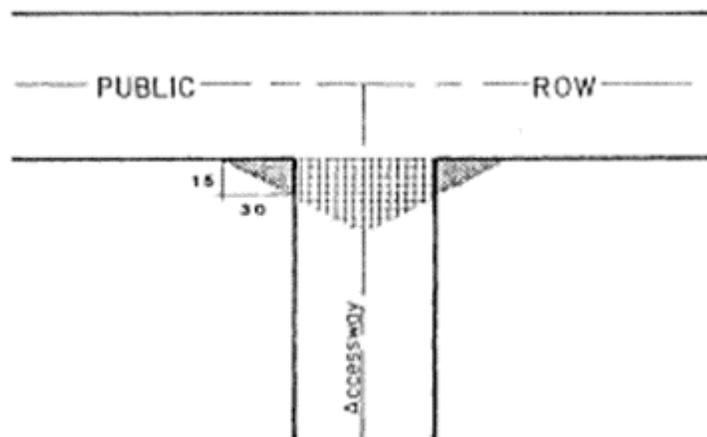
Sec. 16-948. Visibility triangle.

No sign or advertising structure shall be placed, constructed or maintained upon property in any visibility triangle area as described below:

(a) The area of property located at a corner formed by the intersection of two (2) public rights-of-way with two (2) sides of the triangular area, being a minimum of thirty (30) feet in length along the abutting public right-of-way lines, measured from their point of intersection, and the third side being a line connecting the ends of the other two (2) sides.



(b) The area of property formed by the intersection of an accessway and a public right-of-way with one (1) side of the triangular area being thirty (30) feet in length along the public road right-of-way line measured from the edge of the accessway pavement and one (1) side of the triangle being fifteen (15) feet in length along the accessway pavement measured from the public road right-of-way line, and the third side being a line connecting the ends of the other two (2) sides.



SECTION 7. Chapter 16, Article IV, Division 3, Master Sign Plans, Section 16-962,

Computation of sign number and sign areas, is hereby amended as follows:

Sec. 16-962. Administrative variances from master sign plan requirements.

- (a) In approving a master sign plan, the zoning administrator may authorize limited administrative variances from applicable Code of Ordinance provisions as follows:
- (1) An increase in the maximum sign height up to twenty (20) percent of the permitted height for the zoning district the property is located;
 - (2) An increase of up to twenty-five (25) percent in the number of signs allowed;
 - (3) Reasonable modification of the location of signs to accommodate unusual lot conditions;
 - (4) Inclusion of multiple multi-tenant signs; wall signs; pylon signs; and monument signs; and
 - (5) An increase in the maximum sign area no greater than twenty (20) percent of the permitted sign copy area for the zoning district the property is located, except as set forth in subsection 16-192(6)-; and
 - (6) An increase in the maximum height and/or sign area for the zoning district for a sign that is:
 - a. affixed to a storefront window;
 - b. not affixed to a door; and
 - c. necessary for the purpose of concealing a commercial fixture that, due to the peculiar configuration of the structure or building involved, cannot be placed away from a storefront.
- (b) Any request for an administrative variance shall be considered based upon whether the following criteria are met:
- (1) The variance is necessary because of practical difficulty peculiar to the land, structure or building involved and which is not applicable to other lands, structures and buildings in the same zoning district; or
 - (2) The variance is necessary and appropriate due to unique architectural features of the proposed signage; and
 - (3) The variance is the minimum variance necessary to alleviate the practical difficulty; and
 - (4) The variance will be in harmony with the general intent and purpose of this Chapter and will not be injurious to the area involved or otherwise detrimental to the public welfare.

SECTION 8. Chapter 16, Article IV, Division 3, Section 16-963, Conditional

approval, is hereby amended as follows:

In ~~issuing~~ approving a master sign plan, the zoning administrator may impose reasonable conditions on the master sign plan relating to the design, materials, locations, placements, or orientations, and sign specifications; provided that such conditions are related to time, place and manner matters and does not attempt to regulate sign content. Reasonable conditions are conditions imposed on the master sign plan that promote the purpose of this section and the approval criteria set out in section 16-961(d).

SECTION 9. Chapter 16, Article IV, Division 4, Section 16-967 is hereby amended as follows:

Sec. 16-967. - General standards

The following general standards apply to all temporary signs, unless otherwise specified in this chapter:

- (a) Materials. Temporary signs shall be constructed of durable, weatherproof material.
- (b) Safety standards. A temporary sign shall not directly or indirectly create a traffic or fire hazard, interfere with the free and unobstructed use of streets, sidewalks, or building entrances, or obstruct clear vision at the intersection of any streets, drives, or public or private vehicular access ways or so that it may be confused with authorized traffic signs or devices.
- (c) Condition and appearance. All temporary signs shall be kept in good condition, present a neat appearance, and be maintained free of debris, stains, mold, discoloration, or deterioration.
- (d) Setbacks. All temporary signs shall be set back a minimum of ~~ten~~ five (5) feet from the right-of-way line and side property lines, unless a greater distance is required to meet the requirements of and must comply with section 9-67 16-948 (Visibility triangle), in which case the latter section shall apply.
- (e) Removal—Generally. ~~Unless otherwise provided herein, all T~~temporary signs posted in connection with an event, ~~including an election, must shall~~ be removed no later than within three one (3 1) business days after the event has concluded.
- (f) Failure to remove event signs after event has concluded. Temporary signs posted in connection with a specific event that remain in place after the applicable deadline for their removal are subject to removal and disposal.
- (~~f~~g) Removal—Hurricane watch. Any temporary sign installed within the city shall be removed by the owner when a hurricane watch is posted. In the event that the

owner does not remove the sign, the city is permitted to remove the sign and cite the owner as listed on the temporary use permit application. The city shall not be responsible for the replacement of such signage after a hurricane watch is discontinued.

(h) *Public Property.* Temporary signs shall not be placed on public property or in public rights-of-way.

(i) *Maximum sign area per temporary sign.* Temporary signs shall not be larger than three (3) square feet in residential districts and four (4) square feet in all other districts.

~~(g) (i)~~ *Violations.* The city shall have the right to remove any temporary signage in violation of this section chapter. Any failure to comply with these regulations this section will result in the administrative suspension or revocation of the sign permit and/or enforcement proceedings pursuant to F.S. ch. 162. In addition, a violation of this chapter may be subject to a civil citation pursuant to section 2-313 and fines pursuant to section 2-314. Notwithstanding the foregoing, the city may also pursue any remedy available under the law and administrative remedies including but not limited to the suspension or revocation of a sign permit.

SECTION 10. Chapter 16, Article IV, Division 4, Section 16-968 is hereby amended as follows:

Sec. 16-968. - Temporary signs—Permit not required.

Except for those signs requiring temporary use permits as provided in Section 16-969, temporary signs do not require permits but are subject to the following limitations as to size, location and duration:

(a) *Temporary non-commercial signs, year-round:* A property owner may place a maximum of one (1) temporary sign on the property, compliant with the standards in section 16-967.

~~(a)~~ (b) *Temporary noncommercial signs before an election.* For the period beginning ~~sixty~~ thirty (~~60~~ 30) days prior to a local, state or federal election, additional temporary signs will be allowed as follows:

(1) *Number and Location – Private Property.* On residential private property: a maximum of one (1) sign per ~~position~~ candidate or issue.

(2) *Number and Location – Public Property.* On ~~non-residential~~ public property, during early voting and on election day: a maximum of one (1) sign per ~~position~~ candidate or issue for each two hundred (200)-linear feet of frontage. The city may, by resolution, designate specific areas for the display of temporary signs on public property.

(3) Size. All temporary signs posted or installed pursuant to this subsection must not be larger than four (4) square feet in residential districts, unless they are situated along a major arterial, in which case the size limit is increased to sixteen (16) square feet. In all other districts, and in residential districts located along a major arterial roadway, temporary signs may be up to sixteen (16) square feet.

(4) Installation. Nothing in this subsection shall be construed to allow the placement of any temporary sign in public rights-of-way or to allow the placement of any temporary sign in violation of the safety and setback requirements in sections 16-967 and 16-948.

(3 5) Removal. All signs installed or posted under this subsection shall must be removed within ~~three (3) business days~~ twenty-four hours following the ~~election~~ of the event or poll closure on election day, failing which they will be subject to removal by the city pursuant to section 16-967.

~~(b c)~~ *Temporary signs when property is being offered for sale or lease.* One (1) temporary sign, ~~totaling no more than three (3) square feet,~~ may be located on a property:

(1) When that property is being offered for sale or lease through a licensed real estate agent; or

(2) If not offered for sale or lease through a licensed real estate agent, when the sign is owned by the property owner and that property is offered for sale by the owner;

(3) All signs posted under this subsection shall be removed ~~within~~ no later than three one (31) business days after the property ceases to be offered for lease or sale.

(4) All temporary signs posted or installed pursuant to this subsection must not be larger than three (3) square feet in residential districts and sixteen (16) square feet in all other districts. Additionally, these signs may not have more than two (2) sign faces.

(5) Sign copy may include the applicable language, for example, "For Sale," "For Rent," "For Lease," and may contain the name of the owner or representative and a contact phone number.

~~(e d)~~ *Additional temporary sign when a property being offered for sale or lease is open to the public.* One (1) temporary sign, totaling no more than three (3) square feet, may be located on the owner's property on the day prior to and on the day(s) when a property owner is opening the property to the public.

~~(d) Maximum sign area per temporary sign. Unless otherwise specified in this chapter, any temporary sign must not be larger than three (3) square feet in residential districts and four (4) square feet in all other districts.~~

SECTION 11. Chapter 16, Article IV, Division 4, Section 16-969 is hereby amended as follows:

Sec. 16-969. - Temporary signs—Temporary use permit required.

The following temporary signs require a city temporary use permit as set forth in article IV, division 6.

(a) Freestanding B banner sign, commercial.

(1) Upon application of the building owner, at any one time, a maximum of one (1) banner may be permitted for each commercial building and shall be ~~mounted on a pole installed~~ secured in the ground at least five (5) feet from the property line. In no event shall the banner obstruct pedestrian walkways or be located within landscaping or vehicular circulation areas.

(2) Signs shall not exceed ten (10) feet horizontally in height, eighteen (18) inches ~~in width~~ vertically, and a maximum sign area of fifteen (15) square feet.

(3) Sign placement is limited to a maximum of fourteen (14) consecutive calendar days, three (3) times per year per subject property.

(b) Building banner sign, commercial.

(1) A maximum of one (1) banner per commercial building with a maximum sign area of thirty-two (32) square feet. Signs shall be securely fastened to the building façade and shall not extend above the roofline or parapet.

(2) Banner placement is limited in duration to no more than twenty (20) days, which shall run consecutively and include the date of the event or activity to which they relate, or the first twenty (20) days after an opening of a new business, commencing on the date of business tax receipt issuance.

(3) When a banner sign cannot be affixed to a façade, a temporary window sign, no larger than 32 square feet, may be allowed.

(c) Human signs (living signs). Upon the issuance of a permit, a human sign may be allowed on the premises of the property that is being advertised, set back at least eight (8) feet interior of the property line, along the right-of-way immediately adjacent to the property. A business is permitted a living or human sign for a maximum of three (3) times per calendar year for no more than seven (7) consecutive days for each instance. The sign area shall not exceed three (3) square feet in size, and the living or human sign shall not be permitted off site, within the right-of-way, or closer than eight (8) feet from the right-of-way

immediately adjacent to the property being advertised. Any failure to comply with these regulations will result in the administrative suspension or revocation of the sign permit and/or enforcement proceedings pursuant to F.S. ch. 162. Notwithstanding the foregoing, the city may also pursue any remedy available under the law.

(d) *Construction signs.* A maximum of one (1) construction sign per development street frontage may be constructed as a free-standing sign with a maximum height of eight (8) feet and set back at least ten (10) feet from all property lines.

(1) All construction signs shall be removed within seven (7) days from the issuance of a certificate of occupancy (CO) or certificate of completion (CC).

(2) In residential districts, the maximum sign area for construction signs shall be sixteen (16) square feet. In all other districts, the maximum sign area shall thirty-two (32) square feet.

(e) Freestanding Temporary Signs.

(1) Upon application of the property owner, at any one time, a maximum of one (1) temporary free-standing commercial sign may be permitted for each parcel and shall be secured in the ground at least five (5) feet from the property line. In no event shall the sign obstruct pedestrian walkways or be located within landscaping or vehicular circulation areas.

(2) Signs shall not exceed three (3) square feet in residential districts and four (4) square feet in all other districts.

(3) Sign placement is limited to a maximum of fourteen (14) consecutive calendar days, three (3) times per year per subject property.

SECTION 12. Chapter 16, Article IV, Division 4, Section 16-981 is hereby amended as follows:

Sec. 16-983. – Identification signs.

(a) *Residential districts.*

- (1) In residential districts, non-residential uses are allowed one (1) identification wall sign.
- (2) For planned residential developments and subdivisions, one (1) free-standing sign per major access is allowed. Two (2) signs with one (1) copy side each may be permitted in place of a single sign with two (2) copy areas.

- (3) The maximum copy area per sign face shall be thirty-two (32) square feet.
- (b) *Non-residential districts.* Except as provided in subsections (1), (2) and (3) below, in commercial and other non-residential districts, one (1) free standing sign and one (1) wall sign shall be allowed per frontage, provided that the signs are not located within two hundred (200) feet of each other on the same lot as measured along the frontage line.
 - (1) For single-use stores with over forty thousand (40,000) square feet of floor area, three (3) wall signs with copy area not to exceed the maximum copy area allowed.
 - (2) Multi-tenant commercial properties are allowed one (1) freestanding sign per frontage and one (1) wall sign per tenant space.
 - (3) Outparcels and outbuildings within a unified development are allowed one (1) free-standing monument sign with a maximum height of eight (8) feet and with a maximum copy area of forty (40) square feet per sign face.
 - (4) Time and temperature signs not exceeding two (2) feet in height, located in the bottom portion of the sign, may be included as an integral part of the identification sign copy area in CG districts for banks and financial institutions with drive-thrus.
 - (5) For gas stations located in the CG and CI districts, Eelectronic changeable copy gas station price signs not exceeding twelve (12) square feet may be included as an integral part of the freestanding sign copy area, ~~for gas stations located in the CG and CI districts~~ provided they are LED style and the sign copy is ~~only~~ exclusively for fuel prices. Additionally, one (1) identification sign per frontage is permitted on the fuel canopy, provided that the sign does not extend above or below the horizontal edges of the canopy face. The maximum size of the canopy sign shall be eight (8) square feet and must be deducted from the maximum copy area allowable for wall signs.
 - (6) Electronic changeable copy signs for government users are limited to messages that serve a public purpose and are not permitted to promote commercial messages of any kind. No advertising for off-site businesses is permitted in any form.
 - (7) The allowable copy area per sign face for each wall sign shall be one and one-half (1½) square feet per linear foot of building or tenant frontage, not to exceed the following maximum copy area by zoning district:

Zoning District	Maximum Wall Sign Copy Area
OPI, MXD-O	60 sq. ft.
CN, MXD-OS	75 sq. ft.
CG, CI, GU	240 sq. ft.

MXD-R, MXD-C	30 sq. ft.
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- (8) The allowable copy area per sign face for each freestanding sign shall be twenty-five (25) percent of parcel linear footage, not to exceed the following maximum copy area by zoning district:

Zoning District	Maximum Freestanding Sign Copy Area
OPI	60 sq. ft.
CN, MXD-OS	75 sq. ft.
CG	240 sq. ft.
MXD-R, MXD-C	12 sq. ft.
MXD-O	90 sq. ft.
CI, GU	400 sq. ft.

(c) *General provisions—Wall signs.*

- (1) There shall be a minimum separation of three (3) feet between wall signs.
- (2) Side wall building signage shall not exceed fifty (50) percent of max. square feet of allowable building sign copy area, or twenty-five (25) percent of max. square feet of allowable building signs copy area when adjacent to residential parcels.
- (3) All wall signs shall be no closer than twelve (12) inches from the side lines of the premises storefront and six (6) inches to the top and bottom of the premises sign area.
- (4) The height of any wall sign cannot exceed the top elevation of the structure.
- (5) Building signs shall be consistent in color with those of the freestanding sign.
- (6) Unless otherwise approved as part of the master sign plan, site and development plan approval, or as necessary to maintain consistency with the majority of the existing signs in the plaza, wall signs shall be internally illuminated with individual channel letters or reverse channel letters. The trim cap and returns of the building wall sign shall be the same color as the letters and the illumination shall be with clear neon or LED tubing. No raceways or box signs will be permitted. A maximum of fifty (50) percent of the area of each wall sign may incorporate a logo of any color, the logos shall not exceed the total height of the sign on the building and shall meet the requirements of distance from the premises area.

(d) *General provisions—freestanding signs.*

- (1) Free-standing identification signs shall be designed as monument signs, and oriented perpendicularly to the frontage on which they are situated. The maximum height for free-standing signs shall be eight (8) feet except as otherwise provided in this chapter.
- (2) Free-standing signs must be located within the general area of the major vehicular access points, and must include the name of the development prominently displayed. Free-standing identification signs for commercial developments must also include the full range of street addresses located onsite (this will not be included as part of the copy area).
- (3) Freestanding signs shall be consistent in color with those on the building. All freestanding signs shall be designed with an opaque background, so that light or a light source cannot penetrate through the sign with the exception of through the letters and logo associated with said sign. The architectural design shall be consistent with the design of the building, sharing materials, colors, and design motifs.
- (4) Free-standing monument signs may include a leasing sign not exceeding twelve (12) square feet incorporated into the base of the monument sign. Letter size shall be no less than five (5) inches using no more than two (2) colors and consistent with the design of the rest of the sign.
- (e) All signage located within any development shall maintain architectural consistency with itself, as well as with all structures, located onsite. The development may get a master sign program approval which incorporates multiple colors, fonts, and logos provided it is included in part of a theme that provides architectural consistency for the project as a whole and is formally approved by the city.

SECTION 13. Chapter 16, Article IV, Division 4, Section 16-995 is hereby amended as follows:

Sec. 16-995. – Automatic Teller Machine (ATM) signs.

(a) The term automatic teller machine (ATM) sign means signage integrated into the design of an ATM, identifying the business name, logo, and/or services.

(b) Where ATMs are allowed, an ATM sign shall identify the applicable financial institution and be consistent and compatible with the architectural elements and design of the building to which it is attached or to which it is an accessory. ATM signs shall not exceed three (3) square feet.

SECTION 14. Chapter 16, Article IV, Division 4, Section 16-996 is hereby amended as follows:

Sec. 16-996. – Logos.

Logos or any federally-registered trademark may be permitted as part of a sign as follows:

- (a) If designed as an integral part of the sign copy;
- (b) If consistent with an approved color scheme of the master sign plan;
- (c) If displayed as registered; and
- (d) If consistent with the other requirements of this division, including but not limited to requirements for sign location, sign materials, and sign area.

~~Secs. 16-995—16-1240. – Reserved.~~

~~Secs. 16-997—16-1240. Reserved.~~

SECTION 15. Repeal of Conflicting Ordinances. All other ordinances or parts thereof or parts of the Code conflicting or inconsistent with this ordinance are hereby cancelled, repealed or revised to be consistent with provisions and elements of this Ordinance.

SECTION 16. Severability. As more fully set forth in Section 16-932 of the Code, if any section, part of a section, paragraph, sentence, clause, phrase or word of this Ordinance is for any reason held or declared to be unconstitutional, inoperative or void, such holdings of invalidity shall not affect the remaining portion of this Ordinance and it shall be construed to have been the legislative intent to pass the Ordinance without such unconstitutional, invalid or inoperative part therein, and the remainder of this Ordinance after the exclusion of such part or parts shall be deemed to be held

valid as if such part or parts had not been included therein, or if this Ordinance or any of the provisions thereof shall be held inapplicable to any person, group of persons, property, kind of property, circumstances, or set of circumstances, such holdings shall not affect the applicability thereof to any other person, property or circumstances.

SECTION 17. Inclusion in the Code. It is the intention of the City Council, entered as hereby ordained, that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of Greenacres, Florida; that the Section(s) of this Ordinance may be renumbered or re-lettered to accomplish such intention, and that the word "Ordinance" may be changed to "Section", "Article" or another word.

SECTION 18. Effective Date. The provisions of this Ordinance shall become effective immediately upon adoption.

[Remainder of the page intentionally blank.]

Passed on the first reading this 6th day of May, 2024.

PASSED AND ADOPTED on the second reading this ____ day of _____, 2024.

Voted:

Chuck Shaw, Mayor

Judith Dugo, Deputy Mayor, *District III*

Attest:

Voted:

Quintella Moorer, City Clerk

John Tharp, Council Member, *District I*

Voted:

Peter Noble, Council Member, *District II*

Voted:

Susy Diaz, 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: May 20, 2024

FROM: Denise Malone, AICP, Development and Neighborhood Services Director

SUBJECT: **Ordinance 2024-14 – ZTA-24-06 – Second Reading**
Art in Public Places

BACKGROUND

The City-initiated request for a Zoning Text Amendment has been brought forth to revise the Art in Public Places outlined in Chapter 16, Article IV of the City Code of Ordinances. This amendment aims to establish criteria and a procedure for the approval of murals. In addition, the proposed revisions provide clarity for a few standards and definitions.

ANALYSIS

In 2022, the City adopted Ordinance No. 2022-16, creating an Art in Public Places Program for City Beautification. To continue to enhance the City's artistic heritage and encourage the visual arts throughout the City, staff seeks approval of proposed revisions to establish criteria and a procedure for the approval of murals as this was not previously addressed. The proposed amendments will enhance the existing program. The City Council voted five (5) to zero (0) to recommend approval of Zoning Text Amendment ZTA-24-06 on first reading May 06, 2024.

FINANCIAL INFORMATION

N/A.

LEGAL

Ordinance 2024-14 was prepared in accordance with all applicable state statutes and City Code Requirements. The document has been reviewed for legal sufficiency.

STAFF RECOMMENDATION

Staff recommends approval of Ordinance 2024-14.

ORDINANCE NO. 2024-14

AN ORDINANCE ADOPTED BY THE CITY COUNCIL OF THE CITY OF GREENACRES, FLORIDA, AMENDING CHAPTER 16, ZONING REGULATIONS, ARTICLE IV, SUPPLEMENTARY DISTRICT REGULATIONS, DIVISION 3, PUBLIC PLACES, SUBDIVISION II, ART IN PUBLIC PLACES TO REVISE PROVISIONS FOR CLARITY, AND SECTIONS 16-665 TO 16-676 TO ESTABLISH CRITERIA AND A PROCEDURE FOR THE APPROVAL OF MURALS; PROVIDING FOR SEVERABILITY, CONFLICTS, CODIFICATION AND AN EFFECTIVE DATE.

WHEREAS, the Greenacres City Council, as the governing body of the City of Greenacres (the “City”), pursuant to the authority vested in Chapter 163 and Chapter 166, Florida Statutes, is authorized and empowered to consider changes to its Land Development Regulations (Zoning Code); and

WHEREAS, in 2022, the City adopted Ordinance No. 2022-16, thereby creating an Art in Public Places Program for City Beautification; and

WHEREAS, the City seeks to revise and clarify certain provisions related to the Art in Public Places Program; and

WHEREAS, the City continues to pride itself on its projects and programs in the visual and performing arts; and

WHEREAS, the City seeks to enhance the City’s artistic heritage and encourage the visual arts by establishing criteria and a procedure for the approval of murals; and

WHEREAS, the City Council deems approval of this Ordinance to be in the best interest of the residents and citizens of the City of Greenacres;

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

SECTION 1. Chapter 16, Article IV, Division 3, Public Places, Subdivision II, Art in Public Places, section 16-662 is hereby amended as follows:

Sec. 16-662. Art in Public Places requirements.

- (a) *Application requirements.* The applicant shall provide the information described below and any additional information requested by the development and neighborhood services department necessary to review the application pursuant to the standards of the Code.
- (1) *Application forms.* The application shall be made on forms provided by the development and neighborhood services department.
 - (2) *Artist information.* Portfolio containing photographs of the artist's existing work, exhibition and sales history, and biography.
 - (3) *Miscellaneous plans, renderings, and details.* Artist's color renderings and/or photographs of proposed artwork; materials sample board; site plan depicting the proposed location of the artwork; landscape plan, if necessary, depicting additional landscaping or modifications to existing landscaping; architectural elevations, if necessary, depicting structures associated with the artwork; lighting location plan and light fixture details; or other information requested by staff, the art in public places advisory board, or the city council. All submittals shall be required to provide an accurate representation of the proposed artwork.
- (b) *Violations.* Violation of this ~~chapter~~ subdivision shall be subject to enforcement as provided in chapter 2, article ~~III~~, division 2 VIII.
- (c) *Requirements for art or fee in lieu of art.* All ~~new~~ development activities, except city projects, where total construction costs of all buildings on a project site are equal to or greater than two hundred fifty thousand dollars (\$250,000.00) shall provide art valued in an amount of seventy (70) percent of the one (1) percent of the total construction costs, as provided in this section and section 16-663, thirty (30) percent of the one (1) percent shall be deposited in the city's public art fee. All buildings within planned developments shall be assessed cumulatively towards the art in public places requirement, even if they are permitted or owned separately. If the aggregate cost of the entire project exceeds the two hundred fifty dollars (\$250,000.00) threshold, each phase of development shall contribute the required one (1) percent of construction cost towards art in public places for the building project. The art fee for redevelopment of an existing building shall be calculated based on the construction costs of the new development, ~~excluding the assessed value of the existing buildings that are replaced or redeveloped.~~
- (1) *Private development.* A private developer may choose either to provide artwork on the project site with a budget of seventy (70) percent of the one (1) percent fee for art or to contribute one (1) percent of the total construction costs to the

city's public art fee. The city's public art fee shall be interest bearing with all interest to be retained by the city.

- a. *Contribution of art.* If the developer chooses to provide artwork, the Art Advisory Board ~~development review committee~~ shall review the proposed artwork and shall recommend to the city council whether to approve, deny, or approve with conditions the selection and location of the artwork according to the standards of this division. The artwork shall be provided as follows:
 1. *Deposit of funds.* The building division/finance department shall administer the billing and collection of the thirty (30) percent of the one (1) percent of the public art fee at the time of building permit issuance to the public art fee. The developer shall submit documentation to the city showing that a deposit was made in the amount of the seventy (70) percent of the one (1) percent fee with the developer's attorney into an escrow account in an amount of money equal to seventy (70) percent of the one (1) percent art fee prior to the issuance of the first building permit. The developer's attorney will furnish the city documentation of the withdrawals for payment of art fees in accordance with the terms of the contract between the developer and the artist or artists, or the developer's arts consultants. The developer and/or the developer's attorney will provide the city a final written certification and accounting of the payment of art and consulting fees at the conclusion of the placement of artwork. This certification shall be provided in a manner acceptable to the city.
 2. *Surplus balance.* Any surplus balance existing in the escrow accounts after the developer has installed the required artwork shall be collected by the city. The surplus balance shall be held in a segregated, interest-bearing fund (the "public art fee"), and shall be used for the provision of additional art work at the construction site or another site within the city. Use of such funds shall be determined by the city council, following a recommendation by the city staff, and shall be in accordance with further provisions of this division.
 3. *Artist selection.* The selection and commissions of the artists shall be by written contract between the developer and artists.
 4. *Art consultant.* The developer may utilize up to twelve (12) percent of the required fee to retain an art consultant to assist in the selection and procurement of required artwork; an additional three (3) percent of the required fee shall be used to pay the city for administering the art in public places program. The art consultant shall have no financial relationship with the artist, nor any ownership in artwork purchased by the developer. The artist shall be allowed to act as the art consultant for the art petition but shall be precluded from receiving the art consultant fee.

5. *Construction cost overruns.* Prior to the issuance of the final certificate of occupancy for a project, the developer shall submit a revised construction cost certification. If the final cost of the vertical construction for the entire project is higher than the cost figure used to calculate the preliminary art budget, the art budget shall be increased as necessary to equal one (1) percent of the actual defined total vertical construction cost for the project. The art budget shall be revised within thirty (30) calendar days of any such changes. The increase in the art budget due to the final increase of the vertical construction cost for the entire project shall be placed in the city public art fee or shall be used for the provision of art on site, at the option of the developer.
6. *Appraisal.* To establish the value of art submitted to comply with this division, the city may employ an independent art appraiser to provide a written appraisal of the art submitted. Such appraisal will be paid for by the developer as part of the overall art contribution.
7. Artwork purchased pursuant to the requirements of this section belongs to the property owner and shall be insured and maintained in good condition at all times as determined by the city's code enforcement official. Maintenance shall include any associated landscaping or related improvements. The city has the right to maintain any art it deems improperly maintained and charge the owner the cost of such maintenance, including cost of collection, interest, and attorney's fees.
8. Unless an alternative deadline is established in a development order, or a time extension is granted by the director of development and neighborhood services, no certificate of occupancy for the project shall be issued until the artwork is installed and the final certification and accounting of the payment of the escrow fees has been provided. Artwork installed in accordance with this division cannot be altered or removed from the site without approval of the city council.
9. The artist of approved artwork shall grant to the City of Greenacres an unlimited, perpetual, non-exclusive, royalty-free, irrevocable license to reproduce and distribute two-dimensional reproductions of the artwork for city-related purposes, and grant to the city the exclusive irrevocable ownership rights in any trademark, service mark, or trade dress rights regarding the artwork, pursuant to a license that shall be approved by the city attorney. City approval of the artwork shall be deemed to be a grant of the artist for authorization by third parties to review and reproduce documents provided by the artist to the city which are deemed to be public records pursuant to public record laws of the state. The city shall also have the option of referring to the name and title of the artist and artwork in reproductions.
10. *Review by the development review committee.*

- A. *Workshop.* The applicant shall appear before the Art Advisory Board ~~development review committee~~ in order to receive guidance in the initial stages of the review. In this case, the applicant shall choose between two (2) types of review described below:
- i. The applicant may appear before the committee in order to receive more detailed direction, if the applicant does not have a set direction, prior to receiving a final recommendation by the committee. The applicant is strongly encouraged to submit the portfolios of up to three (3) artists. The portfolios shall contain photographs of the artists' existing works, as well as the artists' biographies; or
 - ii. The applicant may have a set direction regarding the artwork and may appear before the committee for preliminary comments prior to receiving the committee's final recommendation. The applicant shall submit the portfolio of the proposed artist which shall contain photographs of the artist's existing works, as well as the artist's biography.
- B. *Criteria for review of artwork by the committee.* In making its recommendation to the city council, the committee shall consider the quality of the artwork; the exhibition and sales history of the artist; the artist's works in public collections and previous public art purchases or commissions; the ability of the artist to complete the project within a specified schedule; and the compliance with the standards of this division.
- C. *Guidelines.* The development review committee may adopt art in public places implementation guidelines to assist both the public and private sector planning activities.
11. *Review by staff.* In making recommendations to the Art Advisory Board ~~development review committee~~ and to the city council, staff shall consider the standards of this division in association with sound planning principles.
 12. In the case of redevelopment of a property which has contributed artwork on the site pursuant to this article, the artwork may be replaced, at the option of the developer, with new artwork pursuant to this article, or the existing artwork may remain on the site. In the latter case, the value of the existing artwork and its placement must comply with this article as if it were new artwork.
- b. *Fee in lieu of artwork.* Instead of providing artwork on the project site, a developer may choose to contribute one (1) percent of the total construction

costs as the required art fee. If the contribution is made, the contribution shall be divided into two payments as follows:

1. Prior to building permit issuance, the developer shall submit to the building division/finance department a preliminary certification of total construction costs. The preliminary certification shall be used to calculate developer's initial payment of thirty percent (30%) of the contribution. The developer shall make the initial payment to the building division/finance department prior to building permit issuance.

2. Prior to issuance of the final certificate of occupancy for the project, the developer shall submit to the building division/finance department a final certification of the total construction costs. The final certification shall be used to calculate the outstanding portion of the contribution. The developer shall pay the outstanding portion of the contribution prior to issuance of the final certificate of occupancy for the project.

3. The contribution shall be placed in the city's public art fee fund and used as provided in subsection 16-662(c)(2). The contributor shall have no input in the use of such funds.

- (2) *Public art fee fund.* When the developer provides a fee in lieu of artwork pursuant to subsection 16-662(c)(1)b. ~~and~~ or pays the thirty (30) percent of the one (1) percent when providing art on site, the following shall apply to the use of the funds:
- a. The fee shall be placed in the city's public art fee fund. Funds from the public art fee fund may be spent anywhere in the city, and such funds may be spent on any art or art-related costs such as, but not limited to, lighting, consulting, landscaping, aesthetic features or enhancements, maintenance of art work, and to promote public art and the public art process in the city.
 - b. *Artist selection.* The city council may choose either to select an artist through a call-to-artist process or to procure works of art through commission via written contract with a specific artist for a specific work of art.
 - i. *Call to artists.* If a preferred artist has not been determined, the city may issue a call to artists to procure a work or works of art. A selection committee will review the submitted proposals and shall select at least two (2) finalists for consideration by the city council. The city council shall review the finalists' proposals and make a final determination on the selection and commission of the artist and the artwork. The selection and commission of the artist and artwork shall be by written contract between the city and the artist. Final decision-making authority regarding the artwork and artist shall be at the sole discretion of the city council.
 - ii. *Artist/artwork selection.* The city may utilize funds allocated from the public art fee to retain a specific artist for a specific artwork on city-owned land, a city-owned building, a facility that is leased or rented by

the city or on any property where the city has granted permission by the property owner. The selection and commission of the artist and artwork shall be by written contract between the city and artist. Final decision-making authority regarding the artwork and artist shall be at the sole discretion of the city council.

- iii. *Contracts for artwork.* Artists, as a part of any commission or contract with the city for the provision of artwork, shall be required to submit to the city a "maintenance and inventory sheet," which shall include an annual cost estimate for the annual maintenance necessary in order to properly preserve and maintain the artwork in substantially the same condition that it was in when accepted by the city.
- c. *Use of purchased art.* All artwork purchased by the city-required art fee contribution shall be displayed on city-owned land, a city-owned building, or a city-leased or rented facility unless otherwise approved by the city. The artwork shall be displayed in a visually accessible location, which shall be suitable to the design of the site, in order for the public to receive the most enjoyment and benefit from the art.
- d. *Art consultant.* The city may utilize funds allocated from the art account to retain an art consultant. The artist shall be allowed to act as the art consultant but shall be precluded from receiving the art consultant fee.
- e. Proper insurance coverage shall be maintained by the city on artwork purchased with funds generated by this article or on artwork whose ownership has been transferred to the city. The artwork owned by the city shall be maintained by the city.
- f. *Maintenance of artwork.* The public art fee fund shall be utilized to cover the costs of acquiring and maintaining public works of art purchased for display on city-owned, -leased, or -rented property/buildings, or on any property where the city has been granted permission by the property owner.
 - i. *Public art maintenance fund.* The city council shall designate portions of the public art fee fund in order to provide for the maintenance and upkeep of all publicly-owned works of art in order to ensure that proper preservation and maintenance is provided.
 - ii. *Art maintenance requirement.* When the city council approves the acquisition of a public work of art, the city council shall designate funds from the public art fund dedicated to the continual maintenance and preservation of the subject work of art for a period of no less than twenty-five (25) years.
 - iii. *Maintenance funds.* Maintenance funds may be expended to cover any and all expenses reasonably associated with the maintenance and preservation of public works of art.

SECTION 2. Chapter 16, Article IV, Division 3, Public Places, Subdivision II, Art in Public Places, section 16-663 is hereby amended as follows:

Sec. 16-663. Standards for artwork.

- (a) Maintenance of the public art shall be the sole responsibility of the current property owner in perpetuity, and this obligation shall be deemed to run with the land. Failure to maintain public art in compliance with the public art plan shall be considered a violation of this chapter. Artwork shall be displayed in a visually accessible location, which shall be suitable to the design of the site, in order for the public to receive the most enjoyment and benefit from the art.
- (b) Consideration shall be given to the appropriateness of the project's proposed materials and construction for questions of durability, maintenance, appropriateness, safety, and security.
- (c) Artwork shall be integrated into the overall planning and design for a structure or project ~~and shall be compatible, ensuring compatibility~~ with the intent and purpose of the structure at which the work or works are located. Additionally, all artwork shall align with the four general principles of Sec. 16-198 - Site and Building Design which aims to stimulate creative design and planning solutions that directly enhance the visual appearance of the city, and promote public health, safety, and welfare.
- (d) Artwork shall be integrated into the overall landscaping plan, and landscaping shall be utilized to enhance the visibility of such works.
- (e) Artwork shall be lighted at a minimum from dusk until midnight. The lighting shall be designed and located in order to prevent excessive lighting, energy waste, glare, light trespass, and sky glow.
- (f) Artwork installed pursuant to the division cannot be altered or removed from the site without approval of the city council.
- (g) *Maintenance.* Artwork shall be maintained in good condition at all times, including any associated landscaping or related improvements. Maintenance of the public art shall be the sole responsibility of the property owner, and this obligation shall be deemed to run with the land. Failure to maintain public art in compliance with the plan shall be considered a violation of this subdivision.
- (h) All artwork purchased from the public art fund shall be displayed on city-owned land, a city-owned building, or a city-leased or -rented facility.
- (i) *Zoning and building consideration.* Consideration shall be given to project zoning. Permits and building approval shall be obtained, when necessary, and shall be in compliance with the Florida Building Code, the National Electric Code, and the previously-approved plans by city council.

SECTION 3. Chapter 16, Article IV, Division 3, Public Places, Subdivision II, Art in

Public Places, section 16-664 is hereby amended as follows:

Sec. 16-664. Definitions of art.

The following words, terms, and phrases, when used in this subsection, shall have the meanings ascribed herein except where the context clearly indicates a different meaning:

Art, artwork, or works of art means all tangible creations by artists exhibiting the highest quality of skill and aesthetic principles, and includes all forms of the visual arts conceived in any medium, material, or combination thereof, including, but not limited to, painting, sculpture, fountains, engraving, carving, frescos, mobiles, murals, collages, mosaics, bas-reliefs, tapestries, photographs, drawings, artist-designed seating, or other functional art pieces and collaborative design projects between architects and/or landscape architects and artists, together with all hard costs and soft costs such as, but not limited to, lighting, landscaping, or other aesthetic effects or enhancements integrated with the art and approved by the growth management administrator. The city council shall not consider for approval art objects which are mass-produced in unlimited quantities. Artwork may include, but is not limited to:

- (1) Sculpture: Free-standing, wall supported or suspended; kinetic, electronic; in any material or combination of materials.
- (2) Murals or portable paintings: In any material or variety of materials.
- (3) Fiber works, neon, glass, mosaics, photographs, prints, calligraphy, earthworks, any combination of forms of media, including: Light, sound, literary elements, film, holographic images, and video systems; hybrids of any media and new genres.
- (4) Furnishings or fixtures, including, but not limited to: gates, railings, lighting, street lights, signage, seating, if created by artists as unique elements or limited editions.
- (5) Culturally significant elements.
- (6) Temporary artwork or installations, that serve the purpose of providing community and educational outreach.

Ineligible artwork. The following shall not be considered artwork:

- (1) Art objects which are mass produced or of standard manufacture, such as playground equipment, fountains, statuary elements, signage, maps, corporate logos or other functional elements, unless incorporated into an artwork by an artist commissioned for that purpose.
- (2) Reproductions, by mechanical or other means, of original artwork, except in the cases of limited editions controlled by the artist, cast sculpture, film, video, photography, printmaking, or other media arts.

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- (3) Decorative, ornamental, architectural, or functional elements of the architecture or landscape design which are designed by the building architect, as opposed to elements created by an artist commissioned for that purpose. Such elements may be considered artwork when commissioned from an artist as an integral aspect of the structure or site.
- (4) Commercial expression, including design elements related to the visual identity of a developer or occupant of a building such as a logo, trademark iconography, color scheme or theme, even if created by an artist.
- (5) Services or utilities necessary to operate and maintain an artwork over time.

Development, as it pertains to art means any project to construct or remodel any private or public development, ~~except residential and/or residential components of mixed-use development~~, or any portion thereof within the limits of the city, where total construction costs equal or exceed two hundred and fifty thousand dollars (\$250,000.00).

Remodeling or conversion, as it pertains to art means alterations made to a building within any twelve-month period, including, but not limited to, changes to the façade of a building, changes to the interior of a building, increases or decreases in the floor area of a building and changes to exterior improvements.

Total Construction Costs means the total cost of the improvements, excluding demolition costs and real property acquisition costs, approved for a development project, as indicated on the construction contract(s) for the subject improvements. For purposes of calculating the public art fee, total construction costs shall include, but not be limited to, all building, engineering, landscaping, plumbing, mechanical, and electrical permit applications for the project.

SECTION 4. Chapter 16, Article IV, Division 3, Public Places, Subdivision II, Art

in Public Places, sections 16-665 to 16-676 are hereby amended as follows:

~~Secs. 16-665—16-676.—Reserved.~~

Sec. 16-665. -- Murals.

(a) Applicability. All proposed murals that are not approved pursuant to the Art in Public Places Program shall be reviewed and approved in accordance with this section. The city is exempt from the requirements of this section.

(b) Definition of Mural. For purposes of this section, the term mural means any drawing, artwork, inscription, or marking that is marked, etched, drawn or painted on the exterior of a nonresidential building or structure. Items or works that are excluded from the definition of artwork in Sec. 16-664 shall not be considered murals. Roof signs shall not be considered murals.

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(c) Review Criteria. Prior to installation, all proposed murals shall be reviewed by the Art Advisory Board and approved by the city council pursuant to the following criteria:

(1) In all districts, murals shall be evaluated on a case-by-case basis in relation to their surroundings and environment.

(2) Murals may co-exist with all types of on premises signs.

(3) Murals shall be integrated into the overall planning and design for a structure or project and shall be compatible with the intent and purpose of the proposed structure.

(4) Additionally, the city council may adopt reasonable guidelines and policies consistent with these regulations to assist the city in the review of proposed murals. After ratification, the adopted administrative policies shall be applied by the Art Advisory Board and the city council in reviewing applications for permits to install murals. Copies of adopted administrative policies shall be provided to all property owners considering the placement of murals.

(5) When reviewing an application for a mural under this section, the Art Advisory Board may recommend that the city council approve an application, approve an application with conditions, or deny an application. The recommendation of the Art Advisory Board shall not be binding on the city council.

(d) Application Requirements. A written application for mural approval shall be submitted to the development and neighborhood services department using forms which shall be provided. The application shall include the following information:

(1) The name and address of the applicant.

(2) The name and address of the property owner.

(3) The street address and location of the proposed mural.

(4) The written consent of the building owner.

(5) Renderings and sketches prepared in a professional manner clearly indicating the intended appearance of the proposed mural. A sketch of the mural shall be sufficiently detailed and depicted on a scaled elevation of the wall(s) on which it will be applied. Colored photographs of the building shall accompany the mural sketch, showing the wall to be painted in relation to adjacent streets and buildings.

(6) Color samples shall be precisely identified.

(7) Such other reasonable and relevant information as the development and neighborhood services department may require.

(e) Installation and maintenance. Murals shall be:

(1) Installed in strict conformity with their approved plans and any conditions of approval.

(2) Installed by professional artists or licensed painters, or under their direct supervision.

(3) Properly and safely applied to building surfaces, using proper exterior paint or other materials.

(4) Suitably weatherproofed and protected against deterioration.

(5) Maintained in their original condition.

(f) *Removal of murals.* If an applicant begins work on an approved mural and fails to complete it, or if an approved mural at any time enters into a deteriorated condition and no longer satisfies the terms of the approval as determined by the development and neighborhood services department, the following procedure may be used to abate the mural:

(1) *Notice to owner.* Notice to the owner shall conform to the provisions set forth in F.S. § 162.12.

(2) *Appeal by owner.* The owner shall have thirty (30) days from the date of service to remove the mural or to request an appearance before the Art Advisory Board to seek reversal of the decision of the development and neighborhood services department. If the appellate board affirms the department's decision, the owner shall have fifteen (15) days from the date of the appellate board meeting to remove the mural. The appellate board may, in its own discretion, impose conditions on the owner for the restoration of the mural.

(2) *City's right to enter and abate.* If the owner fails to remove the mural after thirty (30) days or the time limit imposed by the appellate board, the city may, at its own discretion, take such reasonable action as necessary to enter the property and remove the mural from the property, or restore the mural to a condition which is in compliance with the original terms of the approval.

(3) *Costs of abatement by the city.*

(a) Upon the city's abatement of the mural, the costs thereof, including the administrative costs incurred by the city, shall be assessed against the real property from which the mural was removed. Mural abatement assessments shall be levied by resolution of the city council and the date of levy shall be the date of adoption of such resolution. The resolution shall be filed in the office of the finance director as a lien against the land where the mural was abated, and shall be recorded in the public records of Palm Beach County, Florida, to afford notice to the public.

(b) Such assessment shall be a lien against the land which the same is made effective as of the date of levy by the city council. Such lien shall be prior, and prior in dignity, to all other liens against such property, save and except a lien for taxes. Liens shall be payable on the date of levy, and shall, from the date of delinquency (thirty (30) days after the date of levy), bear interest at a rate determined by the city council.

(c) The lien shall be subject to foreclosure as provided by law if not completely paid within three (3) years after date of delinquency. Three (3) years after the date of delinquency the interest on the unpaid principal shall be at a rate determined by the city council.

(d) Nothing in this subsection shall in any way limit the city to the remedy listed above. This remedy shall be in addition to any other remedy which the city can legally pursue.

(4) *Removal by owner.* Any mural may be removed by the property owner at any time.

(g) *Removal agreement.* Approved murals shall not be installed until the city receives a written removal agreement properly executed by the applicant and building owner. Such agreement shall be furnished by the city. The mural approval and agreement to remove shall be recorded in the records of the city, and may be recorded in the official records of Palm Beach County and shall be binding upon the heirs, personal representatives, grantees, successors in interest, or assigns of the parties.

(h) *Art Consultant.* The city may engage one or more art consultants to assist in the development of review criteria, to assist the Art Advisory Board and the city council in reviewing applications submitted pursuant to this section, and for any other purpose to effectuate this section.

(i) *Violations; enforcement.* In addition to the remedies set forth in subsection 16-665(f), the city may enforce violations of this section as provided in Chapter 2, Article VIII.

Secs. 16-666 – 16-676. – Reserved.

SECTION 5. Repeal of Conflicting Ordinances. All other ordinances or parts thereof or parts of the Code conflicting or inconsistent with this ordinance are hereby cancelled, repealed or revised to be consistent with provisions and elements of this Ordinance.

SECTION 6. Severability. If any section, part of a section, paragraph, sentence, clause, phrase or word of this Ordinance is for any reason held or declared to be unconstitutional, inoperative or void, such holdings of invalidity shall not affect the remaining portion of this Ordinance and it shall be construed to have been the legislative intent to pass the Ordinance without such unconstitutional, invalid or inoperative part therein, and the remainder of this Ordinance after the exclusion of such part or parts shall be deemed to be held valid as if such part or parts had not been included therein, or if this Ordinance or any of the provisions thereof shall be held inapplicable to any person, group of persons, property, kind of property, circumstances, or set of circumstances, such holdings shall not affect the applicability thereof to any other person, property or circumstances.

SECTION 7. Inclusion in the Code. It is the intention of the City Council, entered as hereby ordained, that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of Greenacres, Florida; that the Section(s) of this Ordinance may be renumbered or re-lettered to accomplish such intention, and that the word "Ordinance" may be changed to "Section", "Article" or another word.

SECTION 8. Effective Date. The provisions of this Ordinance shall become effective immediately upon adoption.

[Remainder of the page intentionally blank.]

Ordinance No. 2024-14 | Art in Public Places and Murals

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Passed on the first reading this 6th day of May, 2024.

PASSED AND ADOPTED on the second reading this ____ day of _____, 2024.

Voted:

Chuck Shaw, Mayor

Judith Dugo, Deputy Mayor, *District III*

Attest:

Voted:

Quintella Moorer, City Clerk

John Tharp, Council Member, *District I*

Voted:

Peter Noble, Council Member, *District II*

Voted:

Susy Diaz, Council Member, *District IV*

Voted:

Paula Bousquet, Council Member, *District V*

Approved as to Form and Legal Sufficiency:

Glen J. Torcivia, City Attorney



Department Report

MEETING DATE: May 20, 2024
FROM: Michele Thompson, Director, Community & Recreation Services
SUBJECT: Community & Recreation Services Dept. – April Report

ADMINISTRATION

PERFORMANCE MEASUREMENT	THIS PERIOD	FY2024 TO DATE	FY 2024 BUDGET
No. of Contracts Executed/Renewed	1	4	3
No. of Collaborative Partnerships	4	41	27
No. of Vendor/Independent Contractor Agreements	9	58	30
No. of Educational Scholarship Applications R'cd	12	15	20
No. of Community Events Coordinated	-	6	10
No. of Event Participants	-	26,090	36,900
No. of Little Free Libraries (LFL)*/ # Replacement Units / Story Walks	0	32/2	32/2
No. of Business Sponsorships	-	15	22

FACILITY RENTALS

FACILITY RENTALS	THIS PERIOD	FY2024 TO DATE	FY 2024 BUDGET
Fields/Concession Stands	68	426	900
Pavilions	47	288	500
Center Facility	49 ¹	377 ¹	900
Monthly Center Attendance	3,136	24,995	4,200

¹**103** Additional Free Rentals: **26** Gym: YP/Open Gym/Tai Chi, **9** Banquet Hall: PBSO/FR/Tai Chi/Community Conversations/City Event/League of Cities, **21** Room 1: Senior Social/League of Cities, **0** Room 2, **1** Room 3: Senior Social, **6** Room 4:FR/AARP/NonProfit/City Event/League of Cities/HOA, **19** Comm. Park: PB Square Dance/Tai Chi, **21** Freedom Park: Tai Chi/PW

REVENUE

FACILITY RENTALS REVENUE	THIS PERIOD	FY2024 TO DATE	FY2024 PROJECTED
Rental Revenue Generated	\$12,556.25	\$100,384.70	\$170,000

ATHLETICS

YOUTH ATHLETICS	THIS PERIOD	FY2024 TO DATE	FY2024 PROJECTED
FY24 Co-ed Fall Soccer (10/6/23-12/8/23) • Registration Period 7/31/23 – 10/6/23	-	229	200
FY24 Co-ed Spring Soccer (3/4/24-5/17/24) • Registration Period 1/8/24 – 3/1/24	5	301	260
FY24 Co-ed Winter Basketball (12/4/23-3/8/24) • Registration Period 9/5/23 – 11/2/23	-	150	160
FY24 Spring Skill Development Basketball Program (Monthly Attendance) – Cancelled Program	-	-	340
Co-ed Summer Basketball Skills Camp	-	-	40

Athletic Sponsors: Renaissance Charter School, Greenacres Nissan, Eastern Freight Forwarders & Carbon Health

COMMUNITY SERVICES

CROS MINISTRIES FOOD PANTRY DATES	NO. OF HOUSEHOLDS	NO. OF INDIVIDUALS
April 11 th & 25 th	47 / 29	120 / 67
March 14 th & 28 th	46 / 105	49 / 114
TOTAL YTD	607	916

SENIOR PROGRAMS

SENIOR SOCIAL	SPONSORS	NO. OF PARTICIPANTS YTD
Meal Program; Dances; Games/Bingo; Special Events Mon. - Fri. (5 x 27)	Youth Programs; Greenacres Fire Rescue; PBSO Senior Consumer Scams; BCBS; Firebush; Sr. Dedicated Med.; Devoted; Premier Family Health; Humana; HealthSun; U of M Meditation & Mindfulness; WellCare; Zumba	1,266

FY24 EVENTS & SPONSORSHIPS

EVENTS	SPONSORS/PARTNERS	FY2024 EXPENSE	FY2024 ACTUAL	FY2024 ATTENDEES
Trunk or Treat	PBSO	N/A	N/A	1,100
NNOAC	PBSO	\$3,131	\$1,835	1,200
Holiday in the Park (12/9/23)	\$13,500: WM; Nissan; Florida Blue; Wellington Renaissance Charter; Sunshine Health; Ambetter; Steinger/Green/Feiner; Forest Hill Orthodontics; Rosenthal/Levy/Simon/Sosa, Glasser, PBSO, FR	\$35,171	\$14,871	5,500
Fiesta de Pueblo (1/6/24)	Co-Sponsored by Fiesta de Pueblo, Inc.	\$4,317	\$5,781	11,500
Artzy Eve. at City Hall (1/27/24)	\$1,000: Waste Management; Greenacres Nissan; The Glasser Family	\$15,611	\$8,126	250
Daddy Daughter Dance (2/10/24)	\$500: Waste Management; The Glasser Family	\$6,662	\$5,644	122
Egg'stravaganza (3/30/24)	The Glasser Family; Nissan; WM; Ed's/Tapatia; FL Blue; Renaissance Charter; State Farm; Rosenthal/Levy/Simon/Sosa	\$22,594	22,594	6,500
Rock-n-Roll Sunday/FR Chili Cook-Off (5/19/24)	Coordinated w/ the Nam Knights Motorcycle Club of PBC	\$8,789		
Ignite the Night (7/4/24)	Waste Management; Greenacres Nissan; The Glasser Family	\$77,477		
<i>Back2School</i> Supply Distribution (7/27/24)		\$8,249		
Senior Health & Resource Fair				

FY24 Event Actuals = Direct + In-direct – Event Sponsors & Revenues

New Holiday Tree (38'); Park & Event Lighting: \$50,000



Department Report

MEETING DATE: May 20, 2024

FROM: Denise Malone, AICP, Development & Neighborhood Services Director

SUBJECT: April 1, 2024, through April 30, 2024

Development & Neighborhood Services Department

Planning, GIS & Engineering Division

NEW CASES

Master Sign Plan (MSP-24-02) – Astoria Townhomes – 6240 Dodd Road

A request by the owner for a Master Sign Plan for townhome development. The site is located at 6240 Dodd Road - South side of Dodd Rd approximately 1200 ft east of Jog Road. (Associated with companion land use request CPA-23-04)

Master Sign Plan (MSP-24-03) – C&C Legacy Plaza – 3494 S Jog Road.

A request for a Master Sign Plan for one story office building and a two-story townhouse building with three townhouses. (Associated with companion variance request BA-24-01)

C&C Legacy Plaza - 3494 S. Jog Road

A request for a Variance from the landscape code requirements for a proposed minor site plan amendment one-story office building and a two-story townhouse building with three townhouses. (Associated with companion site plan request SP-24-01)

Retro Fitness - Office Depot Plaza (Aloha Shopping Center) - 4558 Lake Worth Road

A request to change the exterior Façade of the leased area for Retro Fitness premises only. The site is located at 4558 Lake Worth Road.

CURRENT PLANNING CASES

ANNEXATIONS

4964 Gardner Lane (Denton Nursery)

A request for a voluntary annexation (ANX-23-02) for one parcel of land totaling 3.6 acres, including a commercial nursery and landscape service operation. (On April 15,

2024 City Council tabled to date certain City Council meeting for first reading on May 6, 2024)

City Property – 4901 and 4977 S. 56th Terrace

A voluntary annexation (ANX-23-03) of two City owned parcels of land totaling 8.69 acres. (Scheduled for City Council second reading/adoption on April 15, 2024)

City Initiated Annexation 2022

Annexation (ANX-22-02) of sixteen enclaves located on Chickasaw and Wry Road into the City through an Interlocal Agreement with Palm Beach County. (Staff anticipates initiating in the near future given progress on the City proposed Chickasaw Road Improvement).

LAND USE MAP AMENDMENT – REZONING

City Property Site – 4901 and 4977 S. 56th Terrace

A City initiated request for a Future Land Use Map Amendment (change from Palm Beach County LR-1 Low Residential, (1 unit per acre) to City Public Institution (PI) CPA-24-03) and a rezoning from Palm Beach County Agricultural Residential (AR) to City Government Use (GU) (ZC-24-03). (Scheduled for City Council second reading May 6, 2024)

Gardner Lane fka Denton Nursery – 4964 Gardner Lane

A City initiated request for a Future Land Use Map Amendment change from Palm Beach County LR-2 Low residential, (2 units per acre) to Residential Low Density (RL-LD) to City Agricultural (AR) (CPA-24-02) and a rezoning from PBC Agricultural Residential (AR) to City Agricultural (AR) (ZC-24-02). (On April 15, 2024 City Council tabled to date certain City Council meeting for first reading on May 6, 2024)

MASTER SIGN PLAN

Flagstar Master Sign Plan (6404 Lake Worth Road) in Lake Worth Plaza West

A request for a Master Sign Plan (MSP-24-01) for Flagstar.

SITE AND DEVELOPMENT PLAN

3067 S. Jog Road

A request for a Site and Development Plan (SP-24-02) to construct a 6,000 sq ft office/retail building with a 798 sq. ft. mezzanine. (Sufficiency letter sent March 11, 2024 awaiting receipt of applicants resubmittal)

3130 Perry Avenue

A request for a Site and Development Plan (SP-22-03) for a vacant parcel to construct a 6241 sq. ft office space totaling 4 bays for flexible office space use. The site is located on the northeast corner of Perry Avenue and 10th Avenue South. A request by the owner for a variance (BA-23-03) request to reduce the landscape buffer on the eastern side of the site plan from 10 ft to 5 ft. (Awaiting receipt of applicant's response to DRC

comments and outside agency approvals for the site plan submittal. The variance application is on hold until DRC comments are addressed for the site plan)

COMBINED CASES

Astoria Townhomes – 6240 Dodd Road

A request for a Future Land Use map amendment (CPA-23-04) from Residential Medium Density and Commercial to Residential High Density; a Rezoning (ZC-23-02) from Residential Medium Density and Commercial General to Residential High Density; Site and Development Plan (SP-23-06) to construct 60 townhomes in a 6, 7 and 8 unit building; and Variances (BA-23-07) from the minimum side setback of 20 ft. between end units and to the maximum number of 6 units per building. The site is located at 6240 Dodd Road and the adjacent vacant parcel. (March 21, 2024 DRC, applicant resubmitted on April 3, 2024 along with new Master Site Plan, in review by staff.)

Bethesda Tabernacle – 4901 Lake Worth Road

A request by the owner for a Site and Development Plan (SP-99-04C) approval to modify the previously approved site plan and a Special Exception (SE-23-01) to develop a 28,930 square foot House of Worship and accessory uses at 4901 Lake Worth Road. (Resubmittal to DRC comments received on March 15, 2024. Staff comments were sent, and meeting was held. Now awaiting resubmittal.)

Iglesia Bautista Libre Emmanuel – 5083 Lake Worth Road

A request for a major site plan amendment (SP-22-05A) and a Special Exception (SE-22-04) to allow a house of worship within an existing building located within the Commercial Intensive zoning district, and a Variance (BA-22-01) to allow for a reduction in the front and rear landscape buffers. (DRC comments received April 26, 2024, under staff review).

Murphys USA Greenacres - 6270 Forest Hill Boulevard

A request for a Special Exception (SE-23-05) for a proposed convenience store and gasoline service station within the Commercial Intensive zoning district, a Variance (BA-23-08) from the required 1500 foot separation of an existing gas station and convenience store to 750 feet and a Site and Development Plan (SP-23-07) to construct a 2,824 convenience store and gas station with 6 pumps. (Resubmittal received on February 2, 2024, DRC meeting March 21, 2024, awaiting response to DRC comments).

Orchid Cove – 1105 S. Jog Road

A request for Site and Development Plan (SP-23-01) approval of a twelve duplex unit development on the west side of Jog Road at 1105 S Jog Road and an Administrative Variance (BA-23-04) for a 5' reduction from the required rear and side street setbacks. (Awaiting receipt of resubmittal).

Iglesia Bautista Libre Emmanuel – 5083 Lake Worth Road

A request for a major site plan amendment (SP-22-05A) and a Special Exception (SE-22-04) to allow a house of worship within an existing building located within the Commercial Intensive zoning district, and a Variance (BA-22-01) to allow for a

reduction in the front and rear landscape buffers. (DRC comments received April 26, 2024, under staff review).

SITE AND DEVELOPMENT PLAN

C&C Legacy Plaza - 3494 S. Jog Road

A request for a Site and Development Plan (SP-24-01) to construct a 3,000 sq. ft one story office building and a two-story townhouse building with three townhouses. Plat application received for site and development plan. (DRC review on March 21, 2024 awaiting resubmittal to address comments)

Garden Square – 6645 Chickasaw Road

A request for a Site and Development Plan (SP-23-03) approval to construct 4 - five-unit townhomes and 6 - four-unit townhomes (total of 44 units). (Scheduled for DRC meeting on December 21, 2023) (Awaiting receipt of applicant's response to DRC comments and outside agency approvals for the site plan submittal).

Soma Medical – 3581 S. Jog Road

A request for Site and Development Plan (SP-23-04) to construct a 10,357 sq.ft. medical office building. The site is located at 3581 S. Jog Road. (Awaiting resubmittal to staff comments).

VARIANCE

Pentecostal Tabernacle – 6030 Lake Worth Road

A request for a Variance (BA-23-0) to allow for a fence to be located within the front yard of the Church. (Awaiting receipt of comments from sufficiency letter sent December 18, 2023)

SITE PLAN AMENDMENTS

Blossom Trail

Minor site plan amendments (SP-20-03A and SP-20-03B) to revise architectural plans for the 5,6, 7, and 8 unit townhomes and the single family homes for the Ponte Vedra, Delray, Aisle and Robie Models. (Approved on April 3, 2024).

Church of God 7th Day of Palm Beach – 3535 S. Jog Road

A request for a Site and Development Plan Amendment (SP-08-01C) to change the metal roof to asphalt shingle due to cost constraints. (DRC meetings April 14 and April 21, 2022. City Council on May 2, 2022. The City Council postponed until the applicant is ready for certificate of occupancy).

Ministries in Bethel – 3950 S. 57th Avenue

A request by the owner for a minor Site and Development Plan amendment (SP-84-12E) to relocate parking spaces.

Potentia Academy – 4784 Melaleuca Lane

A minor site plan amendment (SP-11-01D) to add a portable 1,269 sq. ft. classroom. The site is located at 4784 Melaleuca Lane. (Time extension granted until May 3, 2023, May 26, 2023 meeting with applicant. Awaiting receipt of remaining fees for Major Site plan amendment and applicant response).

Trafalgar Square

A minor site plan amendment (PCD-83-01J) to change the exterior paint colors at 6358 Forest Hill Blvd- WSS. (Awaiting applicants resubmittal in response to staff comments).

Youth Program Building

City Initiated request for a Site and Development Plan amendment (SP-97-07A) to construct a two-story 15,600 sq ft building and assign property address. The site is located, adjacent to 501 Martin Avenue.
(Approved on April 23, 2024).

ZONING TEXT AMENDMENTS

ZTA-24-03 Pervious Surface and Driveways

A City-initiated request for a Zoning Text Amendment to provide updated standards for overall impervious coverage on residential lots and in front yards within residential zones, ensuring consistency with the standards governing lot coverage for residential lots, as well as limits on driveways expansions. (Scheduled for Planning and Zoning Board of Appeals on April 11, 2024).

ZTA-24-04 Temporary Use – City Parks

A City-initiated request for a Zoning Text Amendment to streamline the application process for the rental of pavilions and fields in City Parks for temporary uses. (Scheduled for Planning and Zoning Board of Appeals on April 11, 2024, City Council first reading April 15, 2024, and second reading tentatively May 6).

ZTA-24-05 Signs

A City-initiated request for a Zoning Text Amendment to revise the Sign Regulations for further clarity, adding new guidelines for managing trademarks, signage related to Automatic Teller Machines (ATMs) and painted wall signs, additions to window signage for concealing commercial fixtures that cannot be placed away from a storefront, and revisions to temporary signs including temporary noncommercial signs before an election and freestanding temporary signs.
(Scheduled for Planning and Zoning Board of Appeals on April 11, 2024 and City Council first reading May 6, 2024).

ZTA-24-06: Art in Public Places

A City-initiated request for a Zoning Text Amendment pertaining to modifications of Art in Public Places provisions. This amendment aims to establish criteria and a procedure for mural approval, and provide clarity for a few standards and definitions. (Scheduled for the Planning Zoning Board of Appeals meeting on May 9, 2024)

ZTA-24-07: Parking Regulations

A City-initiated request for a Zoning Text Amendment pertaining to modifications of ARTICLE VIII. – Off-Street Parking and Loading Regulations. (Scheduled for the Planning Zoning Board of Appeals meeting on May 9, 2024 and City Council first reading May 6, 2024)

RESIDENTIAL DEVELOPMENT PROJECTS

Catalina Estates

Approved for 20 single family units. Final inspections have been completed. Approved Maintenance Bond in place until July 2024.

Ranchette Road Townhomes

Approved for 74 Townhomes. 73 Certificate of Completion issued to date. Traffic Control Jurisdiction Agreement (TCJA) approved. Approved Construction Bond in place.

Blossom Trail (Nash Trail)

Plat application received on July 8, 2022. Complete submittal of application received. Final engineering permit reviewed and awaiting issuance with the Plat. (Plat Revisions. Waiting on applicant to provide required revised Plat and associated documents to proceed with Council Final Plat approval. Engineering application received April 26, 2024, awaiting receipt of consulting engineer's comments.)

NON-RESIDENTIAL DEVELOPMENT PROJECTS

Church of God 7th Day (3535 S Jog Road)

The building permit and engineering permit are both issued for the development. Stop work order was issued by Building Official on September 28, 2018. Numerous meetings have been held with Building Official and Consultant Engineer as well as DNS staff. Code Enforcement provided a time certain of July 19th to bring the exterior code maintenance items into compliance. (Applicant responded to Code Enforcement request for site maintenance. Active building permits. Code and Building Divisions continue to monitor for compliance).

Chick Fil A

The building permit has been applied for. Awaiting receipt of engineering permit application and outside agency permits. The site is located within the River Bridge Centre on the southwest corner of the intersection of South Jog Road and Forest Hill Boulevard.

EI Car Wash (6200 Lake Worth Road)

The Engineering Permit was issued on April 26, 2024.

Mint Eco Car Wash (4840 Lake Worth Road)

The engineering permit has been applied for. Awaiting applicant response to comments including posting bond.

The Pickleball Club (FKA Palm Beach Christian Academy)

Property is currently under contract with The Pickleball Club.

Application for the Pickleball Club was received on 11/20/2023 and is currently being reviewed. Staff has met multiple times with the applicant. The Special Exception and Site and Development Plans were approved by City Council on February 5, 2024 and administrative variance approved on February 26, 2024.

GIS

BTR/Fire/Finance Fees Map/Database

Completed the map of all active/inactive BTR licenses. Create a citywide database that will combine to show active fees for fire inspections and BTRs. This effort attempts to provide a workaround for Fire, Finance, and Business Tax to query and record all fees attached to BTRs. The goal is to use GIS as a central database that can be used in the field for fire inspections and in house by Finance staff.

Finance Asset Management

Assist the Finance Department with the mapping of all major and minor assets. This effort provides spatial visualization of all assets and database for quick access. The purpose is to assist with FEMA and insurance reimbursement.

TEMPORARY USE PERMITS

TU-2024-0109 – C & O Restaurant Group Inc. – 6376 Forest Hill Blvd (El Centenario) – In Process

A request from the restaurant for “Live Entertainment Permit” for DJs/Karaoke/Live local artists for Friday and Saturdays from 9:00 pm to 1:30 am. Waiting for applicants response.

TU-2024-1345 – 4558 Lake Worth Road – Retro Fitness Tent – In Process

A temporary use permit request for pre-sales tent to be on-site.

TU-2024-1307 – West Pines Baptist Church – 4906 Melaleuca Lane – In Process

A temporary use permit request for two signs for the Soccer Camp for June 10 to June 14, 2024, Monday to Friday from 6:30 pm to 8:00 pm. (4/2/24 - Contacted applicant via email and noted request is not currently allowed by Code indicated bulletin board sign option. Awaiting applicant response.)

TU-2024-1308 – West Pines Baptist Church – 4906 Melaleuca Lane – In Process

A temporary use permit request for two signs for the Soccer Camp for June 24 to June 28, 2024, Monday to Friday from 6:30 pm to 8:00 pm. (4/2/24 - Contacted applicant via email and noted request is not currently allowed by Code indicated bulletin board sign option. Awaiting applicant response)

TU-2024-1528 - 6726 Forest Hill Blvd Charley Cheesesteaks

A temporary use permit request for a Grand opening and building banner sign for April 20, 2024.

TU-2024-1531 2995 S. Jog Rod - Rock N Roll Sunday - Chili Cookoff

A request for a City co-sponsored Chili Cook-off with the Rock N’ Roll Sunday event. Co-sponsored by the Nam Knights of America, PBC Chapter Motorcycle Club, with a classic car and motorcycle show includes live music, food trucks, beverages, vendor attractions.

FY 2024 Data:

Case Approvals	Current Period	FY 2024 to Date	FY 2024 Budget*
Annexation	1	3	2
Comprehensive Plan Amendment	0	2	3
Zoning Changes	0	2	3
Special Exceptions	0	2	4
Site Plans	0	2	5
Site Plan Amendments	2	5	10
Variances	0	2	3
Zoning Text Amendments	0	4	3

Inspection Type	Current Period	FY 2024 to Date	FY 2024 Budget
Landscaping	12	35	80
Zoning	7	21	45
Engineering	4	23	75

* Assumes progress of proposed Developments such that inspections are requested.

Building Division

Building Department Report (April 1, 2024 – April 30, 2024)

1) ADMINISTRATION:

- a) Researched and completed Ninety-Four (94) lien searches providing open and/or expired permit information.
- b) Researched and completed twenty-nine (29) records requests for historical permits.

2) PERMITS/INSPECTIONS:

PERMITS/INSPECTIONS	DURING THIS PERIOD	FYTD 2024
New Applications Received / Permits Created	315	1,496
Applications Approved	249	952
Applications Canceled	2	40
Applications Denied	0	14
Applications Reopened	1	13
Permits Issued	314	1,384
Permits Completed	260	1,233
Permits Canceled	9	54
Permits Reopened	41	291
Permits Expired	17	265
Inspections Performed	555	3,067
Construction Value of Permits Issued	\$2,324,505.44	\$13,657,511.44
Construction Reinspection Fees	\$350.00	\$3,550
Extension/Renewal Fees	\$1851.16	\$18,246.95
CO's Issued	13	32
CC's Issued	0	0
Temporary CO's Issued	0	6

3) BUSINESS TAX RECEIPT, BUSINESS REGISTRATION (EXEMPTIONS), AND CONTRACTOR REGISTRATION:

(See Attached Summary Reports)

4) PERMIT APPLICATIONS IN PLAN REVIEW – PRINCIPAL NEW OR REMODEL PROJECTS:

PROJECT	ADDRESS	SIZE	DESCRIPTION	PERMIT#
Dollar Tree	4640 Lake Worth Rd	8924	Interior Renovation	2024-1182
Supertech Comm	5305 Lake Worth Rd		Interior Remodel	2024-1285
Dunkin Donut	4644 Lake Worth Rd	2169	Interior Remodel	2024-0471
Chik fil A	6802 Forest Hill Blvd		New Construction	2024-0270
El Car Wash	6200 Lake Worth Rd	3724	Construct Car Wash	2023-2487

5) PROJECTS IN PROGRESS – PRINCIPAL REMODELING/RENOVATION:

PROJECT	ADDRESS	SIZE	DESCRIPTION	PERMIT #
Gastro Health	6125 Lake Worth Rd	238	Interior Renovation	2024-0874
Finlay Medical	6803 Lake Worth Rd	1805	Interior Remodel	2024-1237
5 Pay More or Less	3909 S Jog Rd	2,500	Interior Remodel	2024-1202
Discount Tire	5990 Lake Worth Rd	1704	Interior Renovation	2024-0536
Aaxon Laundry	3989 S Jog Rd	2633	Interior Renovation	2024-0587
Retro Fitness	4558 Lake Worth Rd	1547	Interior Renovation	2024-0783
Dunkin Donut	6097 Lake Worth Rd	1292	Interior Remodel	2023-2464
Charley's Cheesesteaks	6726 Forest Hill Blvd	1260	Tennant Improvements	2024-0314

Certified Spine	6415 Lake Worth Rd #307	1598	Tennant Improvement	2023-2290
Walmart	3911 Jog Rd	15,000	Interior Remodel	2023-2761
Gyro GR	6852 Forest Hill	1682	Interior Remodel	2023-1965
Public Storage	6351 Lake Worth Rd		Interior Remodel	2022-2283
Ministries in Bethel	3950 S 57 th Ave	6,939 sq.ft.	House of Workship	2021-0365
Church of God 7 th Day	3535 S Jog Rd	11,500 sq. ft.	New Church	2016-2382

Code Enforcement Division

Code Division Report (April 1, 2024 – April 30, 2024)

CODE ENFORCEMENT	DURING THIS PERIOD	FYTD 2023
Inspections Related to Active Code Cases	227	1121
New Cases Started	87	416
Cases Complied	86	309
Current Open Cases	249	1089
Notices Sent	152	926
Illegal Signs Removed from right-of-way	200	1063
Inspections Not Related to Active Code Cases	227	1011
Complaints Received and Investigated	19	154
Warning Tickets	206	1029

- 3950 S.. 57th – Greenacres Learning Ctr – last inspection passed 2/21/24 for six months – Permit 2023-2376 Complied April 10, 2024.
- 3535 S. Jog – Church of Seventh Day – last inspection passed 2/7/24 for six months – Permit 2016-2382
- 6450 Melaleuca Lane – Crown Plaza – permit issued 1/16/24 for six months - Permit 2023-2451 Code Case 4-23-9772
- 4720 Melaleuca – Willow Wood Stables – Code Case 12-23-10103 – Removed large amount of RVs, trailers, vehicles. Scheduled for magistrate hearing July 24, 2024.

Code Enforcement - STATS FY 2024

	<u>NOTICES MAILED</u>	<u>SIGNS</u>	<u>INSPECTIONS</u>	<u>COMPLAINTS</u>	<u>WRITTEN WARNINGS</u>
OCTOBER 2023	112	156	189	21	220
NOVEMBER 2023	96	90	87	19	48
DECEMBER 2023	107	85	89	16	62
JANUARY 2024	156	127	207	24	183
FEBRUARY 2024	161	199	150	28	122
MARCH 2024	142	206	185	27	188
APRIL 2024	156	200	227	19	206
MAY 2024					
JUNE 2024					
JULY 2024					
AUGUST 2024					
SEPTEMBER 2024					
	NOTICES				WRITTEN



License Activity Report

Activity Date Range 04/01/24 - 04/30/24
Summary Listing

License Type	Category	Application Received	Application Denied	Application Approved	New License Issued	License Renewed	License Revoked	License Cancelled
Cont Office - Contractor Office	Business	2	0	0	1	0	0	0
Exemptions - Exemptions / Non-Profit	Business	1	0	0	2	0	0	0
General Retail - General Retail	Business	1	0	0	2	0	0	0
General Service - General Service	Business	10	0	0	5	1	0	0
General Svc Reg - General Service Registration	Business	1	0	0	1	5	0	0
Home - Home Based Business	Business	12	0	0	11	2	0	0
Professional - Professional	Business	13	0	0	9	0	0	0
Rental Office - Rental Office	Business	0	0	0	0	1	0	0
Rental Unit - Rental Unit	Business	3	0	0	3	5	0	0
Grand Totals		43	0	0	34	14	0	0

CITY OF GREENACRES

Licensing Revenue Summary Report

Licensing Revenue Summary Report - Summary

From Date: 04/01/2024 - To Date: 04/30/2024

Charge Code	No. of Billing Transactions	No. of Adjustment Transactions	Billed Amount	Adjustments	Net Billed
License Type: Cont Office-Contractor Office					
Cont Office-Contractor Office	2	0	\$122.04	\$0.00	\$122.04
Com Inspection-Commercial Inspection	2	0	\$150.00	\$0.00	\$150.00
License Type Cont Office-Contractor Office Totals	4	0	\$272.04	\$0.00	\$272.04
License Type: Food Service-Food Service / Bar / Lounge					
Food-Food Service	1	0	\$6.00	\$0.00	\$6.00
Com Inspection-Commercial Inspection	1	0	\$69.00	\$0.00	\$69.00
Transfer-Transfer	1	0	\$25.00	\$0.00	\$25.00
License Type Food Service-Food Service / Bar / Lounge Totals	3	0	\$100.00	\$0.00	\$100.00
License Type: General Retail-General Retail					
General Retail-General Retail Sq Feet	2	0	\$325.78	\$0.00	\$325.78
Com Inspection-Commercial Inspection	1	0	\$75.00	\$0.00	\$75.00
NSF-NSF	1	0	\$20.00	\$0.00	\$20.00
License Type General Retail-General Retail Totals	4	0	\$420.78	\$0.00	\$420.78
License Type: General Service-General Service					
General Service-General Service	16	0	\$1,545.59	\$0.00	\$1,545.59
Vending Machine-Amuse / Vending / Coin Operated	1	0	\$1,592.01	\$0.00	\$1,592.01
Com Inspection-Commercial Inspection	6	0	\$450.00	\$0.00	\$450.00
Collection Fee-Collection Fee	5	0	\$125.00	\$0.00	\$125.00
Delinquent > 150-Delinquent Over 150 Days	5	0	\$500.00	\$0.00	\$500.00
License Type General Service-General Service Totals	33	0	\$4,212.60	\$0.00	\$4,212.60
License Type: General Svc Reg-General Service Registration					
General Svc Reg-General Service Registration	3	0	\$75.00	\$0.00	\$75.00
License Type General Svc Reg-General Service Registration Totals	3	0	\$75.00	\$0.00	\$75.00
License Type: Home-Home Based Business					
Home-Home Based Business	14	0	\$732.56	\$0.00	\$732.56
Collection Fee-Collection Fee	2	0	\$50.00	\$0.00	\$50.00
Delinquent >150-Delinquent Over 150 Days	2	0	\$200.00	\$0.00	\$200.00
License Type Home-Home Based Business Totals	18	0	\$982.56	\$0.00	\$982.56
License Type: Professional-Professional					
Professional-Professional	3	0	\$305.08	\$0.00	\$305.08

Cosmetology-Cosmetology / Barber	10	0	\$284.28	\$0.00	\$284.28
License Type Professional-Professional Totals	13	0	\$589.36	\$0.00	\$589.36
License Type: Rental Office-Rental Office					
Rental Office-Rental Office	1	0	\$203.61	\$0.00	\$203.61
Collection Fee-Collection Fee	1	0	\$25.00	\$0.00	\$25.00
Delinquent >150-Delinquent Over 150 Days	1	0	\$100.00	\$0.00	\$100.00
Rental Unit -Rental Unit	1	0	\$432.26	\$0.00	\$432.26
License Type Rental Office-Rental Office Totals	4	0	\$760.87	\$0.00	\$760.87
License Type: Rental Unit-Rental Unit					
Rental Unit-Rental Unit	6	1	\$231.44	\$1,535.63	\$1,767.07
Collection Fee-Collection Fee	4	0	\$100.00	\$0.00	\$100.00
Delinquent >150-Delinquent Over 150 Days	4	0	\$400.00	\$0.00	\$400.00
License Type Rental Unit-Rental Unit Totals	14	1	\$731.44	\$1,535.63	\$2,267.07



Department Report

MEETING DATE: May 20, 2024
FROM: Gigi Chazu, Director, Economic Development
SUBJECT: Monthly Report – April

BACKGROUND

The following report provides activity within the Department of Economic Development for the reporting period from April 1st - 30th, 2024.

1. Building Partnerships:

- Collaborated with the procurement department at the reverse trade show, connecting with 60 businesses.
- Received training from the SBDC at FAU on prospect management.
- Continued involvement with SCORE Broward, planning tailored business education sessions.

2. Community Outreach:

- Connected to IHeart media to brainstorm on ways to get mentions through their channels.
- Attended the Artist Meet and Greet event, introduce the department to several attendees.

3. Business / Resident Assistance:

- Assisted 2 entrepreneurs in the field of personal services and liability insurance.
- Hosted the recurring Pop-Up Business Assistance in partnership with Prospera USA, facilitating business consultation to 6 individuals.
- Hosted a Business Workshop in Spanish on How to Access Business Capital, with participation of 21 individuals.
- Conducted a Ribbon Cutting event of a local organization.

4. Development Initiatives:

- Continued with the Urban Land Institute Leadership Project.

5. Digital Presence:

- Maintained an active presence on the City's LinkedIn page, with posts reaching 2,091 organic impressions in April.

6. Ongoing Projects:

- Finalized the organization of the First Annual Small Business Summit.
- Collaborating with the Department of Communications on the City rebranding Request for Proposal.



Department Report

MEETING DATE: May 20, 2024

FROM: Teri Lea Beiriger, Director of Finance

SUBJECT: Department of Finance Activity Report

BACKGROUND

The following report provides activity within the Department of Finance for the reporting period from April 1 through April 30, 2024.

In brief, the Finance Department:

- Quarterly Release of Solid Waste Liens approved by Council.
- Continued to work with Auditor on Annual Comprehensive Financial Report and audit.
- Budget FY25 prep.
- Reposted Grants Accountant and Payroll Accountant positions.
- Grants Activity:
 - Submitted application for FEMA EOC through community projects \$9,000,000 / \$6,000,000 grant coverage.
 - Submitted and received approval of Safety Grant for \$5,000
 - Submitted quarterly grant reports for:
 - ARPA, JAG, Firefighter Supplemental and Safe Streets for ALL.

The Finance Department has, and continues to, work on efficiencies to better serve our internal and external customers.



Department Report

MEETING DATE: May 20, 2024

FROM: Brian Fuller, Fire Chief

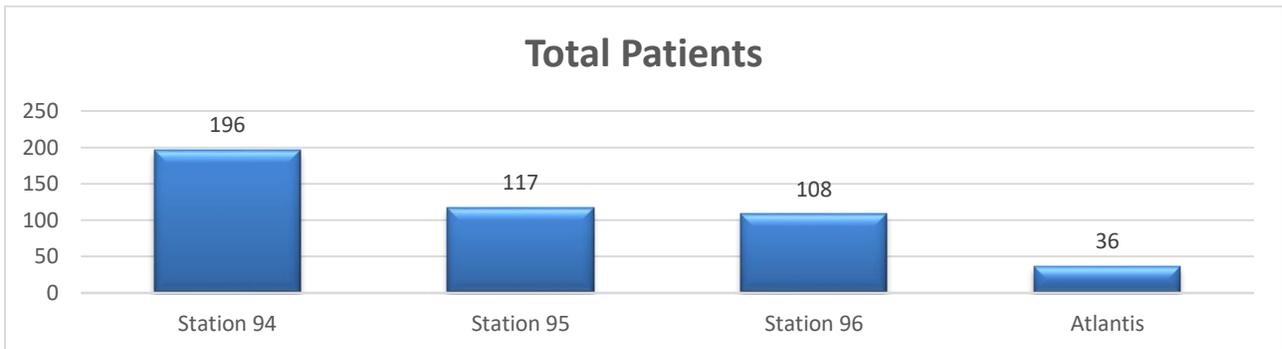
SUBJECT: Fire Rescue April

FR CALLS

CALLS	MONTHLY TOTALS
Total Alarms dispatched in April	574
Average alarms per day	20.50
Total calls this fiscal year	4,686

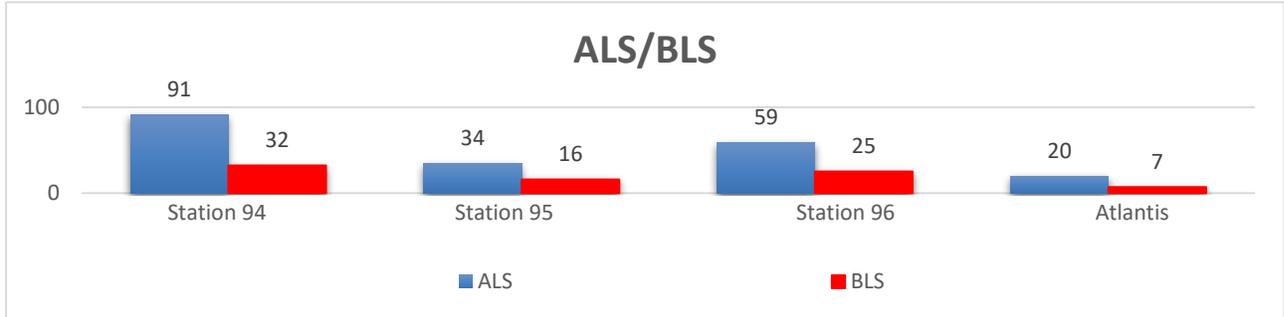
In April 2024, 421 patients were treated for Emergency Medical related services. Of those patients, 36 were in the City of Atlantis. These requests include a single unit responding to assist a person who has fallen to the floor, a cardiac arrest requiring multiple units and a combination of personnel, advanced skills, and equipment.

Service Calls, Cancels, and Public Assists totaled 77. The requests include, but are not limited to, persons locked out of home, water evacuation, animal problem, police assist, defective elevator, and canceled due to wrong address.



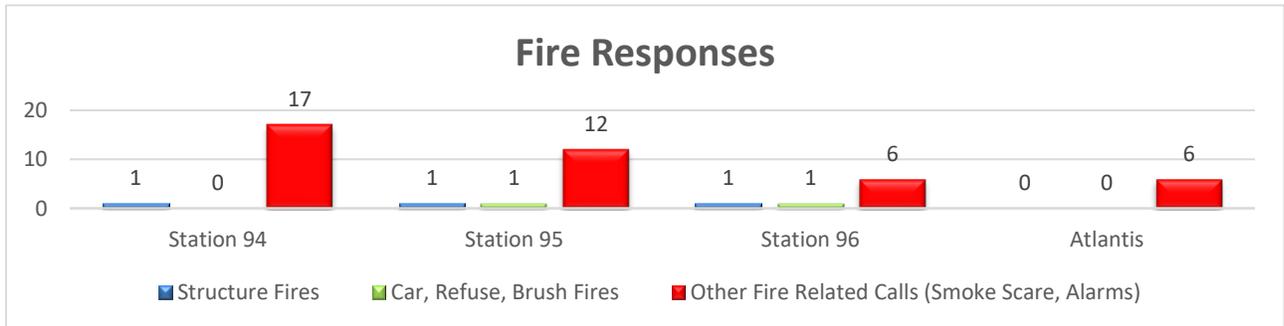
ALS/BLS

Fire Rescue transported 257 patients to a hospital or 61% of the patients we were called to treat. The majority of those (184) required Advanced Life Support procedures. ALS emergencies require additional personnel, specialized equipment, and skills. Often, an EMT or Paramedic will be taken from the ALS Engine to accompany the one person in the rear of the Rescue to assist with life-saving therapies.

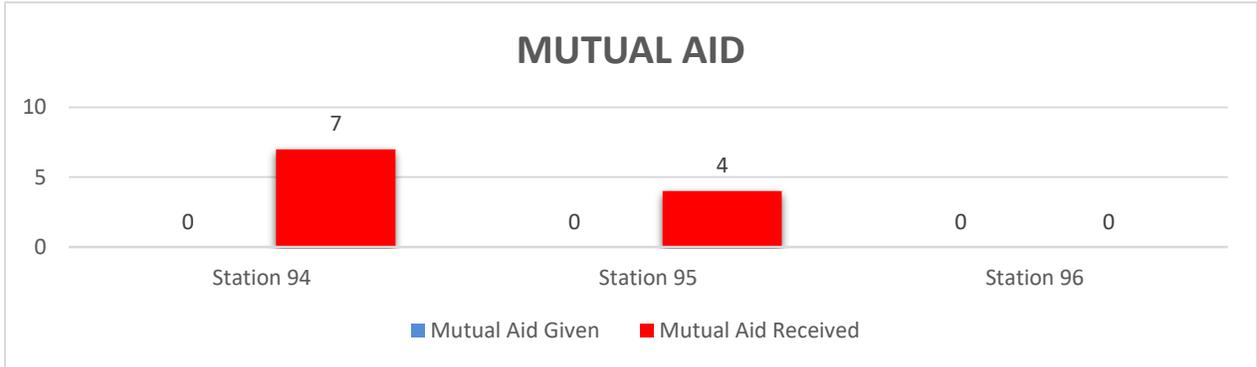


FIRE RESPONSES

Fire Rescue responded to 35 calls for a fire or smoke related emergency. There were two (2) requiring an escalated response to a car, brush, or refuse fire; three (3) were in a residential or commercial structure.



MUTUAL AID



Mutual aid is the sending or receiving of emergency resources (apparatus, personnel) to or from another entity or agency upon request. No community has sufficient resources to handle every emergency of all sizes. Therefore, neighboring agencies work together through a system called Mutual Aid. That system is designed to be limited to large events that tax the resources beyond the normal capabilities of the community.

FIRE MARSHAL

Fire Prevention and Protection focuses on protecting people and property from fire through fire safety inspections, fire plans review, fire cause and origin investigations, and public education. In addition, the Fire Marshal provides fire safety lectures, attends land development meetings, and testifies at code enforcement hearings.

Inspections	116
Plans Review	14
Dollar Loss due to fire	\$30,000



SPECIAL SERVICES

Blood Pressure Screenings	3
Presentations, Station Tours/Attendees	1/39
Persons Trained in CPR	0



Department Report

MEETING DATE: May 20, 2024

FROM: Georges Bayard, Director, Information Technology

SUBJECT: Department of Information Technology – April 2024 Activity Report

DEPARTMENT HIGHLIGHTS

The following report provides the highlights of activity within the Information Technology Department for the reporting period from April 1 – April 30, 2024.

1. Testing the new Youth Programs registration form in Laserfiche, to allow online registrations, and automatic processing of submitted forms in the City's Document Management System.
2. Held kickoff meeting to initiate service with Converjint for maintenance and support of security camera and access control systems.
3. Worked with Human Resources to configure the paperless Personnel Action Request form in New World ERP.
4. Initiated the migration of all users' individual network data storage space from the local Z drive to the Microsoft OneDrive cloud storage.
5. All Directors and IT Department staff completed executive-level cybersecurity training, as required by State Statute 282.3185, the "Local Government Cybersecurity Act".
6. Enforced multifactor authentication (MFA) for users with secure remote access to the City's network.
7. Monthly KnowBe4 simulated phishing test results:
 - a. **April:** Links clicked: 10; attachments opened: 2; Phish-prone users (vulnerable to phishing attacks): 6.86% (up from 3.23% during the previous month's campaign).

The overall online behavior of City personnel remains more cautious than the average KnowBe4 customer, despite the slight increase in the number of users failing simulated phishing tests. Those users continue to be assigned remedial training to reinforce secure handling of emails. The elevated level of sophistication in the current phishing campaigns reflects the increasingly effective methods used by attackers. We will continue to monitor this activity and promote good cyber hygiene.

SERVICE DESK REQUESTS

April 2024

DEPARTMENT	CURRENT PERIOD	FY 2024 YTD	FY 2024 BUDGET
Administration	10	74	-
Community & Recreation Services	11	52	-
Development & Neighborhood Svcs.	12	110	-
Finance	8	64	-
Fire Rescue	4	44	-
Information Technology	4	19	-
Public Works	5	28	-
Purchasing	0	18	-
Youth Programs	2	18	-
Total Service Desk Requests	42	427	600



Department Report

MEETING DATE: May 20, 2024
FROM: Captain Tristram Moore, PBSO District 16
SUBJECT: PBSO District 16 Report – April 2024

CAD CALLS

CAD CALLS	MONTHLY TOTALS
Business / Residence Checks (Self-Initiated)	1,598
Traffic Stops (Self-Initiated)	742
Calls for Service	1,830
All CAD Calls - Total	4,170
Total Calls for Service – FY 2024 (October 2023 – September 2024)	29,758

Data Source: CADS/Premier 1
 *Omit Miscellaneous Calls

Note: P1 is a dynamic system. Meaning that #'s can change from what was previously reported in the event there is a location or call type re-classification/modification.

SUMMARY

During the month, there were 4,170 generated calls within the District and 56% of these calls were self-initiated.

TRAFFIC ACTIVITY

DISTRICT 16 PERSONNEL	
Total Citations	Total Warnings
273	282

Data Source: TraCS

PBSO MOTORS UNIT	
Total Citations	Total Warnings
333	217

Data Source: PBSO Traffic Unit

COMMUNITY POLICING EVENTS

- 04/10/24: Dangers of Social Media Presentation at the Greenacres Community Center
- 04/17/24: Law Enforcement Torch Run in support of the Special Olympics
- 04/17/24: Food Distribution at the Greenacres Community Center
- 04/25/24: Dance at Villa Madonna Assisted Living Facility
- 04/25/24: Bring Your Child to Workday Event at PBSO Special Events
- 04/30/24: Field Day Event at Liberty Park Elementary

STREET CRIMES UNIT

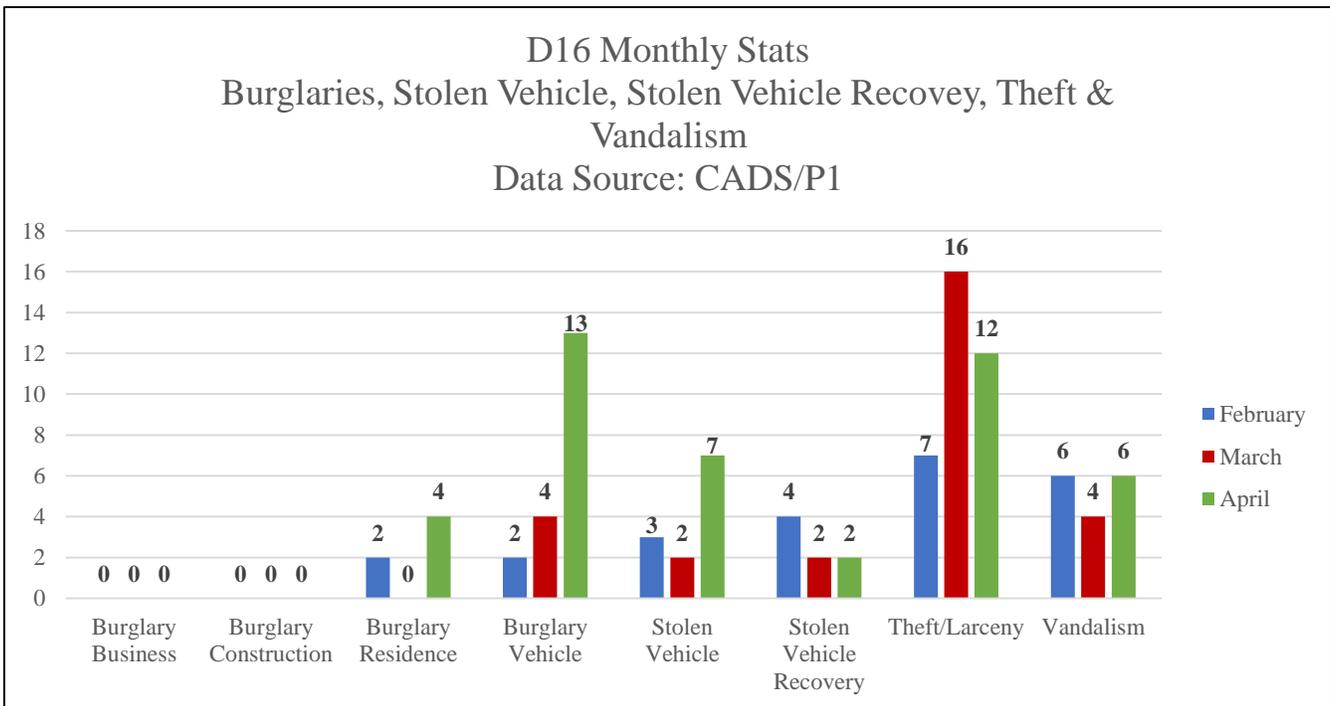
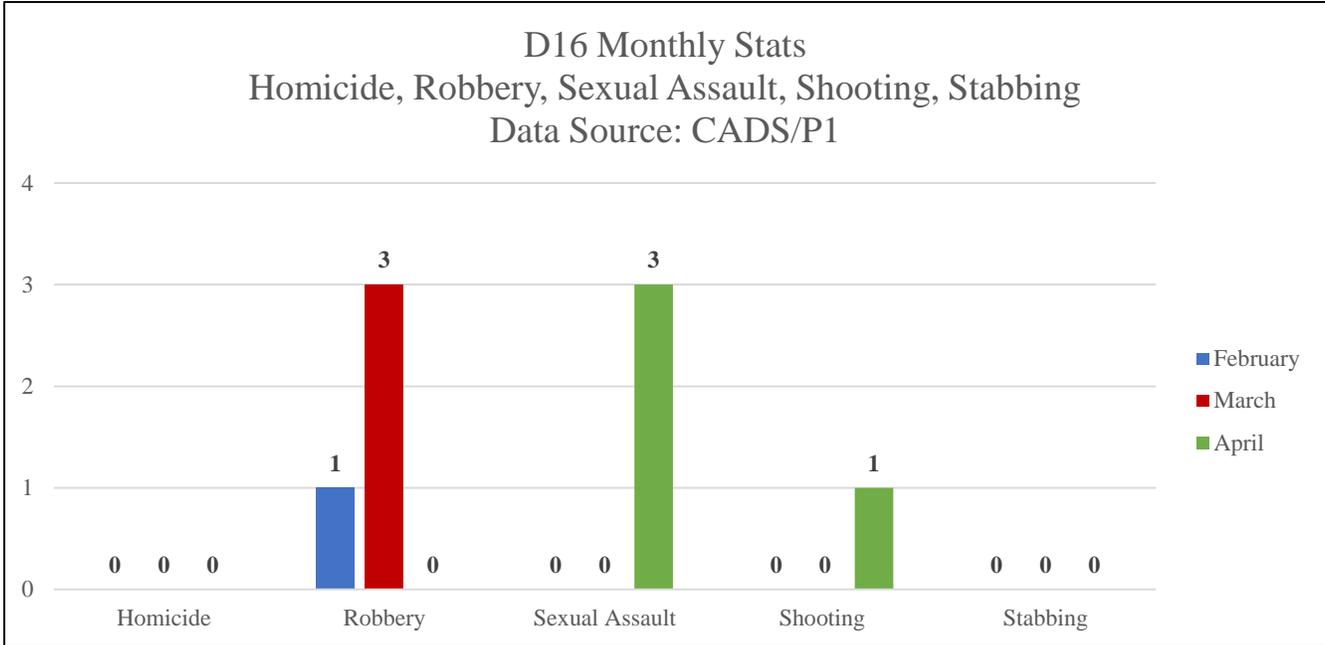
- The District 16 Street Crimes Unit assisted with serving search warrants with DEA and Narcotics. During the course of events an occupant of one of the residences was found to have an outstanding warrant. Separate from the narcotics investigation the suspect was charged accordingly.
- The District 16 Street Crimes Unit apprehended a suspect while in possession of a stolen motorcycle. The suspect was charged accordingly.
- The District 16 Street Crimes Unit conducted a traffic stop committing traffic infractions. Probable Cause to search the vehicle was established where 7.3g Oxycodone and 53g Marijuana were discovered. The driver was charged accordingly.

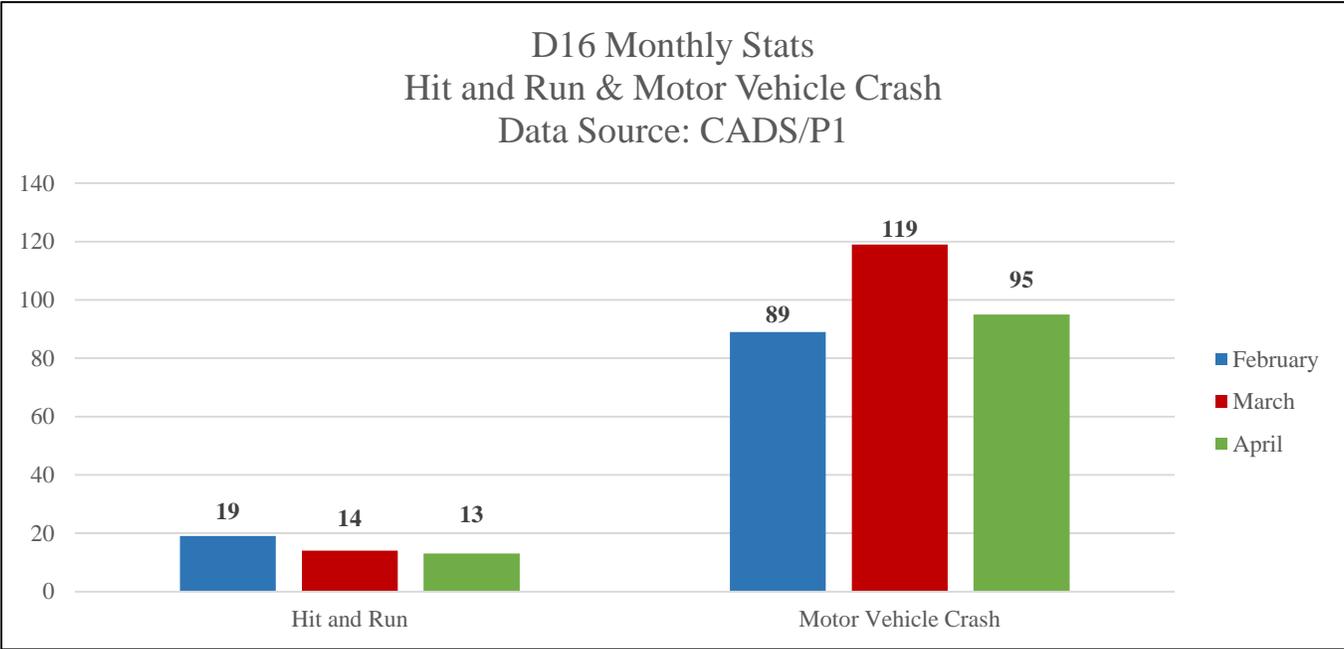
PROPERTY DETECTIVES

- A vehicle burglary occurred at a residence. Detectives were able to recover the stolen property and return it to the victim. The suspect was identified, probable cause was established, and an in custody arrest was made.
- A vehicle burglary was reported at a residence. During the time of the report, the victim's stolen Air Pods were tracking into the City of Lake Worth and there were also several fraudulent transactions on their stolen credit cards. Through tracking the Air Pods, Detectives and Community Policing were able to locate the suspect and the suspects' vehicle. The vehicle fled upon becoming aware of law enforcement presence. A witness was arrested on unrelated charges and was able to provide suspect information. Probable Cause was established for the suspect who was and an in custody arrest was made.
- A victim reported their unlocked vehicle burglarized and several items stolen to include Apple Air Pods. The next day, the victim was able to track the Air Pods into a vehicle. The registered owner of the vehicle located the Air Pods inside a bag that belonged to their son. Several stolen items were later recovered to include the victim's old cell phone. In addition, Detectives identified another victim, were able to return the property, and conduct the initial investigation for that case as well. Both cases were cleared by arrest.

DATA ANALYSIS

The data included in this report is charted and graphed to illustrate and compare changes over a specific time period. These charts and graphs are utilized to assist in determining crime trends and to measure enforcement efforts. This data is utilized in conjunction with other analysis to develop directed patrol and various enforcement activities. The analysis included on these pages is presented as a brief highlight to explain the salient points of this report.





TOP ACCIDENT LOCATIONS FOR APRIL 2024 - CASE NUMBER INCIDENTS

LOCATION	CASE NUMBER COUNT
Lake Worth Road / S Jog Road	10
Forest Hill Boulevard / S Jog Road	7
S Jog Road / 10th Avenue N	5
S Haverhill Road / Lake Worth Road	5



Department Report

MEETING DATE: May 20, 2024

FROM: Carlos Cedeño, Public Works Director

SUBJECT: Public Works Department Report

DEPARTMENT HIGHLIGHTS

Listed below is a brief summary of the activities undertaken by the Public Works Department during the period of April 1, 2024 through April 30, 2024.

1. ADMINISTRATION:

- The Chickasaw Road project commenced in collaboration with Lake Worth Drainage District and Palm Beach County.
- Coordinated and celebrated Arbor Day by planting trees at Dillman Trail in collaboration with students from Cholee Elementary and the Oleander Garden Club.
- Coordinated and participated in the Great American Clean-Up.
- Staff obtained forklift training certification.

2. ROADS AND DRAINAGE MAINTENANCE

- Staff assisted with the set up and breakdown of the Great American Clean-up and Arbor Day events.
- Staff obtained forklift training certification.

3. VEHICLE MAINTENANCE

- Received a new heavy duty alleyway mower.
- Coordinated forklift training for all of Public Works staff.
- Staff obtained forklift training certification.

4. BUILDING SERVICES

- Coordinated new well system installation at Freedom Park.

5. PARKS MAINTENANCE

- Staff assisted with the set up and breakdown of the Great American Clean-up and Arbor Day events.
-



Department Report

MEETING DATE: May 20, 2024

FROM: Monica Powery, Director, Purchasing

SUBJECT: Department of Purchasing Activity Report

DEPARTMENT HIGHLIGHTS

The following report provides the highlights of activity within the Department of Purchasing for the reporting period from April 1 through April 30.

- a. 24-009 Security Camera and Access Control Systems – This RFP was advertised on January 21, 2024, and closed on February 21, 2024, with two (2) proposals received. The Selection Committee met on March 6, 2024, to review and discuss the proposals received and decided that presentations were needed before they can vote. The Selection Committee met on April 3, 2024 and recommended award to Converjint Technologies, LLC. City Council approved award to Converjint Technologies, LLC at the meeting held on April 15, 2024.
- b. 24-010 Insurance Brokerage Services – This RFP was advertised on January 21, 2024, and closed on February 21, 2024, with two (2) proposals received. The Selection Committee met on March 6, 2024, to review and discuss the proposals. City staff has evaluated the proposal and recommends award to RSC Insurance Brokerage, Inc. d/b/a Gehring Group. City Council approved award to RSC Insurance Brokerage, Inc. d/b/a Gehring Group at the meeting held on April 15, 2024.
- c. 24-011 Branding and Marketing Services – This RFP was advertised on February 18, 2024, and closed on March 15, 2024, with seven (7) proposals received. The Selection Committee met on April 19, 2024, to review, discuss and shortlist the proposals. The Selection Committee met on May 3, 2024 for presentations and final evaluations. The Selection Committee recommends award to The Burdette Agency, Inc. d/b/a North Star Place Branding + Marketing. To go before Council for approval at the meeting to be held on May 20, 2024.
- d. 24-014 Original Section Sewar Swain Boulevard North Phase 2 – This bid was advertised on March 12, 2024, and opened on April 12, 2024 with two (2) bids received. City staff has evaluated the proposal and recommends award to TCLM Enterprise, Inc. as the lowest responsive and responsible bidder. To go before Council for approval at the meeting to be held on May 6, 2024
- e. 24-018 Emergency Operations Center Design Criteria Package – This RFQ was advertised on April 28, 2024 and closes on May 29, 2024.
- f. 24-019 Gladiator Park Court Resurfacing – This bid was advertised on April 7, 2024 and opens on May 8, 2024.
- g. 24-020 Gladiator Lake Drainage Enhancements – This bid was advertised on April 7, 2024 and opens on May 7, 2024.

- h. Request for Quotes – Developed, administered, and assisted with the RFQs for Custom Shutters for Community Center and Street Sign Poles & Accessories.
- i. Solicitations In Progress – Construction of New Youth Programs Building; WIC Bathroom Renovations; Youth Programs Building – Furniture; Youth Programs Building – Technology; and Custom Shutters for Community Center.

DEPARTMENT ACTIVITY

ACTIVITY	CURRENT PERIOD	FY 2024 YTD
Purchase Orders Issued	48	515
Purchase Order Amounts	\$ 3,795,025.97	\$ 36,097,215.51
Solicitations Issued	5	16
Solicitations in Progress	4	-
Central Store Requests	4	19
Contracts Managed	78	78
Purchasing Card Purchases	307	2,062
Purchasing Card Transactions	\$ 49,601.89	\$ 327,602.18
No. of Training Sessions Conducted	0	5
Towing Revenue	\$ 5,159.00	\$ 26,331.00



Youth Programs Department Monthly Report

MEETING DATE: May 20, 2024

FROM: Jowie Mohammed, Director of Youth Programs

SUBJECT: April 2024 Department Report

PROGRAMMING

- During the month of April, we provided:
 - Twenty-one (21) days of after-school programming and transportation from five (5) schools within City limits.
 - One (1) full-day of programming, Wednesday April 10, 2024.

PERFORMANCE MEASUREMENTS

PERFORMANCE MEASUREMENT	AVERAGE THIS PERIOD	FY 2023 TO DATE	FY 2023 BUDGET
# of Participants	64	110	150
# of Participants in Sierra Club ICO	0	10	25
# of Licenses Coordinated	1	1	1
# of MOU's Coordinated	1	2	6
# of Part.'s in Teen Advisory Council (TAC)	5	5	7
# of Part.'s in TOP Program	30	40	15
# of Part.'s in Garden Club	25	19	20
# of Presidential Volunteer Service Hours	504	2,587	9,000

FINANCIAL INFORMATION

GRANTS COORDINATED	AVERAGE THIS PERIOD	FY 2023 TO DATE	FY 2023 BUDGET
Early Learning Coalition	\$10,467.23	\$61,288.96	\$316,817
Parent & Registration Fees	\$7,396.00	\$64,048.20	\$185,419
Youth Services Department SEL Grant	\$7,700.80	\$46,204.00	\$77,000
Textile Funds	\$1,860.00	\$5,455.00	\$18,000

C.A.R.E.S REPORT

- On Saturday April 13th the CARES Program participated in a Sierra Club field trip to John D. MacArthur Beach State Park where a group of 9 youth went Seine netting throughout the estuary to find marine life. Some of the marine life caught and released were jellyfish, crabs, shrimp, fish, and various vegetation.
- Throughout the month of April, the CARES Program has maintained their CARES Junior Garden Club where much of the vegetation produces fruits, vegetables, or herbs. Every Friday the Garden is harvested, and various items are sent home with the youth to families. Some of the activities included learning about worms and composting to learning about the butterfly cycle for caterpillars.
- The CARES Program also began practice for its Karaoke Night. The official date for the performance is May 24th from 6 pm – 8pm. We are hosting various solo and group performances featuring kindergarten to 5th grade youth.

TEEN PROGRAMS REPORT

- On Monday, April 1st, twelve teens in our Teen Program attended the Presidential Service Awards. The Presidential Volunteer Service Award is given to recognize the vital role of volunteers in America's strength and national identity. The award honors individuals whose service positively impacts communities in every corner of the nation and inspires those around them to act, too. The awards range from gold, silver, and bronze medals based on their age and the number of hours they have volunteered for their community service efforts over the past year.
- On Wednesday, April 10th, the Teen Program partnered with the Community Recreation Services Department to decorate cakes with the seniors in our Senior Program. A few teens partnered with a senior to decorate cakes that won an Aldi gift card for the senior and five dollars for the youth. The teens showed great initiative and leadership by helping Teen Development Coordinator, Kimberley Brown pass out the cakes and supplies to decorate them. Along with the cake decorating, the Community Recreation Services Department hosted a DJ music event by Devoted, where the teens danced, sang karaoke style, and played games with the seniors. It was a fun event for our teens and seniors, and we are looking forward to having more collaborative events.
- On Thursday, April 18th, our teens began a fundraiser selling candy bars to raise funds. The fundraiser is intended to help teens learn about budgeting and accounting. Funds will be used to purchase items for monthly late nights.