



CITY COUNCIL MEETING

City of Greenacres, Florida

Monday, December 04, 2023 at 6:00 PM

City Hall Council Chambers | 5800 Melaleuca Lane

MINUTES

Mayor and City Council

Joel Flores, Mayor

Peter A. Noble, Deputy Mayor

John Tharp, Councilmember, District I

Judith Dugo, Councilmember District III

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 Flores called the meeting to order at 6PM and City Clerk Moorer called the roll.

PLEDGE OF ALLEGIANCE

AGENDA APPROVAL

Motion made by Councilmember Bousquet, Seconded by Councilmember Dugo to approve the agenda which included the removal of Item 13.

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

COMMENTS FROM THE PUBLIC FOR AGENDA ITEMS ONLY

None.

SPECIAL BUSINESS

- 1. Proclamation:** World AIDS Day - December 1, 2023. - Richardo Jackson, CEO, Campbell Health Solutions, Inc.

Ms. Moorer read the proclamation by title.

Mayor Flores accepted the proclamation.

Photos were taken.

- 2. Presentation:** 2023 City Photo Contest Winners. - Austin Lee, Director of Communications.

Mr. Lee introduced Ms. Blanca L. Mackrey, State Farm Agent and thanked her for the prize donations. Mr. Lee announced Marge Dunlgan, 1st Place winner, Anthony Vega, 2nd Place winner and Nestor Arrieta, 3rd Place winner.

Photos were taken.

CONSENT AGENDA

- 3. Official Council Minutes:** City Council Workshop Meeting, November 2, 2023, and City Council Meeting, November 6, 2023. - Quintella L. Moorer, City Clerk.
- 4. Resolution 2023-39:** Approving the professional service agreement between the City of Greenacres and BankUnited, N.A. to provide annual banking services; authorizing the appropriate City Officials to execute the agreement; providing for an effective date. - Monica Powery, Director of Purchasing.
- 5. Resolution 2023-57:** Approving the settlement agreement with Pickwick Mobile Home Park, LLC., authorizing the City Manager to execute the settlement agreement and release and for other purposes; providing for conflicts and an effective date. - Tanya Earley, City Attorney.

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

REGULAR AGENDA

- 6. PUBLIC HEARING: Ordinance 2023-16: Second Reading:** Amending Chapter 4, entitled Building and Building Regulations, of the City of Greenacres Code, to adopt and incorporate the Florida Building Code 8th Edition, together with all amendments thereto, as recommended by the Building Code Advisory Board of Palm Beach County, Florida and as conformed to the City's operational standards; providing for repeal of conflicting ordinances; providing for severability; providing for inclusion in Code; and providing for an effective date. - Michael Jerrahian, Building Official.

Ms. Moorer read the ordinance by title.

Mr. Jerrahian stated there were no changes since the first reading. He noted a correction regarding maintenance to reference the City's ordinance.

Staff recommended approval.

Motion made by Councilmember Dugo, Seconded by Councilmember Diaz to approve Ordinance 2023-16 on Second Reading.

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

- 7. PUBLIC HEARING: Ordinance 2023-17: Second Reading:** Amending Chapter 9 "Miscellaneous Offenses," by deleting the title of Article III, "Landlord/Tenant Notice Requirements," and by repealing Section 9-30 "Required Fair Written Notice of Termination of Monthly Residential Tenancy Without Specific Duration" and Section 9-31, "Required Fair Written Notice of Rental Payment Increases for Residential Tenancies," due to preemption by the State of Florida; providing for severability, conflicts, codification, and an effective date, and for other purposes. - Tanya Earley, City Attorney.

Ms. Moorer read the ordinance by title.

Ms. Earley stated no changes had been made since First reading.

Staff recommended approval.

Councilmember Diaz stated the ordinance was passed in good faith and was needed to avoid any future legal issues. She said this was an erosion of home rule.

Mr. Nathaniel Galang, resident said he understood the reason for passing this ordinance but encouraged the Council to consider some alternatives. He suggested public housing, better zoning laws and he recommended adopting Japan's zoning laws.

Motion made by Councilmember Dugo, Seconded by Councilmember Bousquet to approve Ordinance 2023-17 on Second Reading.

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

- 8. PUBLIC HEARING: Ordinance: 2023-13: First Reading:** Amending all of the Comprehensive Plan Elements and Map Series of the City's Comprehensive Plan to implement the recommendations of the 2023 Evaluation and Appraisal Review; providing for repeal of conflicting ordinances; providing for severability; providing for transmittal to the Florida Department of Commerce; providing for inclusion in the comprehensive plan; and providing for an effective date. - Denise Malone, Development and Neighborhood Services Director.

Ms. Moorer read the ordinance by title.

Ms. Malone stated the Comp plan had not changed since the Workshop. She stated all recommendations and revisions were added. She noted the activities center location clarification would be updated before submittal.

Staff recommended approval.

Motion made by Councilmember Tharp, Seconded by Councilmember Bousquet to approve Ordinance 2023-13 on First Reading.

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

- 9. Ordinance 2023-15: First Reading:** Amending Chapter 5 of the City of Greenacres Code of Ordinances entitled " Fire Prevention and Protection." Section 5-3 entitled "Adoption of the Fire Prevention Code." to adopt the Florida Fire Prevention Code 8th Edition, together with the local amendment thereto as set forth in Exhibit "A" and as conformed to the City's operation standards; providing for repeal of conflicting ordinances, severability, inclusion in Code, and an effective date. - Brian Fuller, Fire Rescue Fire Chief.

Ms. Moorer read the ordinance by title.

Chief Fuller stated the the adoption of the fire code happens every three years and must be adopted for compliance. He recommended approval.

Motion made by Councilmember Bousquet, Seconded by Councilmember Tharp to approve Ordinance 2023-15 on First Reading.

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

- 10. Ordinance 2023-19: First Reading:** Amending the City of Greenacres' Budget for the fiscal year beginning October 1, 2023, and ending September 30, 2024, inclusive; providing for repeal of conflicting ordinances; providing for severability; and providing for an effective. - Teri Lea Beiriger, Director of Finance and Todd Taylor, Budget Manager.

Ms. Moorer read the ordinance by title.

Ms. Beiriger and Mr. Taylor requested the budget adjustment to fund the over three million dollar Chickasaw Project.

Councilmember Bousquet was very proud of this ongoing project.

Motion made by Councilmember Bousquet, Seconded by Councilmember Diaz to approve Ordinance 2023-19 on First Reading.

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

11. Ordinance 2023-20: First Reading: Approving the lease of City-owned property with the Florida Department of Health; providing for a repeal of conflicting ordinances, severability and an effective date. - Andrea McCue, City Manager.

Ms. Moorer read the ordinance by title.

Ms. McCue stated the Department of Health requested to renew the lease for the next five years. Staff recommended approval.

Motion made by Councilmember Tharp, Seconded by Councilmember Bousquet to approve ordinance 2023-20 on First Reading.

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

12. Appointment of Education Advisory Committee Member: (Patty Persichilli) - Andrea McCue, City Manager.

Ms. McCue stated more members were needed and she was happy the Council was recommending members. She recommended appointment of Ms. Persichilli.

Motion made by Councilmember Dugo, Seconded by Councilmember Bousquet to appoint Ms. Persichilli.

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

DISCUSSION ITEM

13. Form 6 - Full Disclosure of Financial Interest - Judith Dugo, Councilmember. (*Tabled from the 11/6/23, Council Meeting*).

Item 13 was removed.

COMMENTS FROM THE PUBLIC ON NON-AGENDA ITEMS

Mr. Fule Dogic, Resident commented on the topic of marijuana, cost of food and safety of the roads.

CITY MANAGER'S REPORT

Ms. McCue suggested cancelling the December 18, 2023 Council meeting and adding January 8, 2024 Council meeting due to the upcoming holidays.

The Council agreed to all changes to the schedules.

She said the Pickleball striping in the Community center was completed. Holiday in the Park was December 9 and the Mock City Council meeting for the L.C. Swain Middle was scheduled for

December 15, 2023. Fiesta de Pablo was in January, and she thanked Fire Rescue for Pancake Breakfast.

CITY ATTORNEY'S REPORT

None.

MAYOR AND CITY COUNCIL REPORT

Councilmember Tharp: complimented Fire Rescue on the Pancake Breakfast and requested a Discussion regarding Form 6 be added to the next meeting.

Councilmember Diaz: complimented Fire Rescue on the Pancake Breakfast, she also thanked Staff for a great job regarding the Comp Plan. She stated inquiries were made for the City to consider some tributes to veterans be added around the City. She wished Ms. McCue a happy birthday.

Councilmember Bousquet: she thanked Ms. McCue for accomplishing the Chickasaw Project, it was a long time coming.

Mayor Flores: Mayor and Council sang happy birthday to Ms. McCue and Councilmember Diaz. He encouraged everyone to focus on the kids and he enjoyed Government Day. He gave an update on the half-penny Sales Tax, and he noticed no consensus was made at the League of Cities meeting.

ADJOURNMENT

6:44PM.

Joel Flores
Mayor

Quintella Moorer, CMC
City Clerk

Date Approved: _____