

CITY OF GREENACRES

OFFICIAL MINUTES TRACKING

Council/Board: City Council
Meeting Date: 6-19-17
Transcribed by: muf No. of Pages: 15 Transcription Time: 2.5

REVIEW OF MINUTES

Reviewed By:

Name/Initials	Date	Revisions	
<u>John G. [Signature]</u>	<u>6/28/17</u>	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
		<input type="checkbox"/> Yes	<input type="checkbox"/> No
		<input type="checkbox"/> Yes	<input type="checkbox"/> No
		<input type="checkbox"/> Yes	<input type="checkbox"/> No
		<input type="checkbox"/> Yes	<input type="checkbox"/> No

APPROVAL OF MINUTES

Meeting Date: 7-17-17

Motion By: Beusquet Seconded By: Thelusme

Check One: ☒ Approved ☐ Tabled ☐ Denied Vote: 5/0

Changes requested by Council or Board? ☐ Yes ☐ No

If yes, note changes: _____

Date Scanned and Filed: _____ By: _____



OFFICIAL MINUTES

CITY OF GREENACRES
5800 Melaleuca Lane
Greenacres, FL 33463

CITY COUNCIL MEETING
Monday, June 19, 2017 – 7:00 P.M.

1. **Call To Order and Roll Call.**

Mayor Flores called the City Council Meeting of Monday, June 19, 2017 to order at 7:00 p.m. City Clerk Joanna Cunningham called the roll.

ROLL CALL:

Council Present:

Joel Flores, Mayor
Paula Bousquet, Deputy Mayor
Lisa Rivera, Council Member
Peter A. Noble, Council Member
Judith Dugo, Council Member
Anderson Thelusme, Council Member

Attendees from Public: 18

Press: 1

Staff Present:

Andrea McCue, City Manager
James D. Stokes, City Attorney
Joanna Cunningham, City Clerk
Jim McInnis, Director/Finance
Mark Pure, Fire Chief/Fire Rescue Department
Suzanne Skidmore, Director/Human Resources
Michele Thompson, Director/Leisure Services
Melody Larson, Assistant to the City Clerk
Capt. Sean Murray/PBSO
Maj. Matino/PBSO

2. **Pledge of Allegiance to the Flag.**

Mayor Joel Flores called for a moment of silence for long-time City volunteer Joanne Albino. He then led the Pledge of Allegiance.

3. **Comments From the Public for Agenda Items Only.**

Mayor Flores asked if there were comments from the public.

Kay Gates and Ellen Rappaport of the Sierra Club Loxahatchee Group were asked by City resident Sheila Calderon to speak about the Paris Climate Agreement and the importance of clean energy. They requested the Mayor's and Council's pledge in support of the "Mayor's for 100% Clean Energy" initiative prior to their annual meeting of June 23-25, 2017.

City Manager Andrea McCue offered to research if the City participated in the Regional Climate Action Plan (RCAP) between Palm Beach, Broward, Miami-Dade and Monroe.

Mayor Flores thanked the Sierra Club for coming and continued with the Agenda.

4. Agenda Approval.

- A.** Additions, deletions, or substitutions to the Agenda.
- B.** Motion to approve and adopt entire agenda as set.

Mayor Flores inquired if there were any additions, deletions or substitutions to the Agenda; hearing none, he called for a motion.

MOTION: Council Member Dugo made a motion to approve the Agenda.
Council Member Rivera seconded the motion.

VOTE ON THE MOTION: **In Favor:** Deputy Mayor Bousquet, Council Member Rivera, Council Member Noble, Council Member Dugo, and Council Member Thelusme.

Motion carried: 5 - 0.

5. Special Business.

- A. Proclamation: Parks and Recreation Month:** –Joel Flores, Mayor.

City Clerk Joanna Cunningham read the proclamation into the record. Mayor Flores and Council Members presented Leisure Services Director Michele Thompson with the proclamation. Director Thompson thanked and recognized Public Works personnel for maintaining the City's parks.

- B. Presentation:** YMCA of the Palm Beaches – Dr. Timothy Coffield, President and CEO.

Board Chairman Tim Rouliet announced the 100th anniversary of the YMCA and explained that they are reaching out to the County and local municipalities seeking support to expand their services. The YMCA owns an 18-acre facility on Congress Avenue, south of Forest Hill Boulevard and has the opportunity to make it one of the largest outdoor facilities in the country. A conceptual drawing was shown which included a new health and fitness facility, a teen center, an Olympic training skateboard park, a rope course, a gym, a ¼ mile walking course and three multi-purpose pools. The County is looking to expand in that area and the YMCA has the site.

Dr. Timothy Coffield, President and CEO of the YMCA explained that they want to partner with Palm Beach County, West Palm Beach, Lake Worth, Palm Springs, Lake Clark Shores and other municipalities. The benefits include fund raising, staff development and career opportunities. The YMCA has made presentations to various chambers of commerce and requested a letter of endorsement from the City .

Mayor Flores called on Council Members for comments. The Mayor and Council discussed if there would be a financial aspect to the endorsement; when did the YMCA expect to break ground, and what an excellent project.

Mr. Rouilet explained that the County is seeking the support for the project from surrounding communities in the form of a letter of endorsement. The YMCA expects to break ground in the fall. The project will take approximately 3-5 years to complete.

After learning that the YMCA was located in the Village of Palm Springs, Mayor Flores asked if the Village Council had endorsed the project. The YMCA has a site plan currently under review during which time they will present the entire concept to the Village.

Mayor Flores called for a consensus on a letter of endorsement.

Deputy Mayor Bousquet	Yes
Council Member Thelusme	Yes
Council Member Dugo	Yes
Council Member Noble	Yes, but urged caution.
Council Member Rivera	Yes

Mayor Flores deferred to the City Manager.

City Manager McCue reported speaking previously with Director Thompson about this project and both believed the YMCA project fit with the City's vision. If Council is looking to endorse this project, she requested Council direction to draft a letter to the County.

Mayor Flores directed City Manager McCue to add the letter of endorsement to the July 17th City Council agenda for Council review. He thanked Mr. Rouilet and Dr. Coffield for their presentation.

Presentation: Charter Review Committee Recommendations – Chuck Shaw, Chairman.

Committee Chairman Chuck Shaw thanked the Mayor and Council for the opportunity to present six ballot language recommendations. He introduced the Committee members and noted it was a pleasure working with the CRC group and thanked City staff for their support. He pointed out that the next step was for Council to deliberate and hold public hearings to gain public feedback. The Committee's recommendations are the following:

Question 1: Proposes to extend the terms of office for the Mayor and Council from two to four years.

Question 2: Proposes how Council elects a Mayor replacement in the event of a vacancy. If no one is elected, the Deputy Mayor will serve as Mayor Pro-Tem until the next election.

- Question 3: Proposes how Council will elect an individual to fill a Council seat vacancy.
- Question 4: Proposes a three consecutive term limit for Mayor and Council.
- Question 5: Proposes to abolish the Civil Service Board and creates a Labor Management Committee.
- Question 6: Clarifies the term “full Council” to mean Mayor and all five Council Members.

City Attorney James Stokes then reviewed proposed Charter amendments not requiring a referendum:

- Changing the qualifying/filing period and election date. This can be done by ordinance.
- Moving the election from March to November to coincide with Presidential and mid-term elections. *(No other municipality holds a November election)*
- Changing the qualifying period to begin 75 days before and end 60 days prior to Election Day to allow for Vote by Mail ballots.
- Clarifying the induction of newly elected Council Members to take place at the first regular Council meeting after receiving the certified election results from the Supervisor of Elections.

Chairman Shaw presented supplemental ordinances for consideration:

- The selection of a Deputy Mayor to be rotated annually starting with District I. A newly elected Council Member may defer the appointment. The appointment would then pass to the next Council seat in numerical order. The deferring member shall serve the next year. If the appointment is declined, the appointment would rotate numerically and the declining member would have to wait for full numerical rotation.
- Electronic Voting – Any Council Member may appear electronically at a regular or special meeting if physically unable to be present. A quorum would need to be established prior to the member appearing electronically and they cannot chair the meeting.
- Canvassing Board– The City Clerk, City Manager and City Attorney and any other disinterested person may be designated as the City’s canvassing board.
- A Labor Management Committee should be comprised of non-supervisors, employees and supervisory employees that are not Department Directors or Assistant Department Directors.

Chairman Shaw noted that the Mayor and Council salaries and interference with administration were ordinances recently adopted by Council.

Mayor Flores called for comments from Council Members.

Council Members discussed four-year terms of office; holding a workshop; ordinances require two readings and can be repealed; the CRC did an amazing job; should an ordinance be drafted prior to, or after, holding a workshop or special meeting; state law only requires the passage of an ordinance; can some items being proposed by ordinance be placed in the Charter for permanency; changes like incorporating Council Policy 14, or changing the structure of the salary for elected officials would require a referendum; holding a separate charter review questions and answers workshop; the need for transition language to allow for an orderly transition that may extend or shorten some terms of office, and holding a joint workshop of the CRC members and Council.

Mayor Flores called for a consensus on holding a joint workshop with CRC members and Council:

Deputy Mayor Bousquet	Yes
Council Member Thelusme	Yes
Council Member Dugo	Yes
Council Member Noble	Yes
Council Member Rivera	Yes

Mayor Flores instructed the City Manager to schedule a joint Charter review workshop.

City Attorney Stokes pointed out that staff should consider providing an educational program on the proposed Charter amendments through mailings, website, etc. to boost voter participation.

6. Consent Agenda.

A. Mayor Flores asked Council if they wished to pull any of the two (2) Consent Agenda items; hearing none, he called for a motion.

1. **Official Minutes:** City Council Meeting of June 5, 2017 – Joanna Cunningham, City Clerk.
2. **Resolution No. 2017-17:** Authorizing the submittal of a contribution request to Publix Super Markets Charities for the Leisure Services Department, Youth Programs Division for additional program funds for Fiscal Year 2017 for the Hot Spot Program; and authorizing the appropriate City officials to execute all necessary documents; pursuant to Staff Memo.- Michele Thompson, Leisure Services Director.

MOTION: Council Member Rivera made a motion to approve the two (2) Consent Agenda items. Council Member Thelusme seconded the motion.

**VOTE ON
THE MOTION:**

In Favor: Deputy Mayor Bousquet, Council Member Rivera, Council Member Noble, Council Member Dugo, and Council Member Thelusme.

Motion carried: 5 - 0.

7. Regular Agenda:

- A. PUBLIC HEARING Ordinance No. 2017-13:** Second Reading; Amending the City of Greenacres' Budget for Fiscal Year 2017 beginning October 1, 2016 and ending September 30, 2017, inclusive; providing for repeal of conflicting ordinances; providing for severability; and providing for an effective date; pursuant to Staff Memo – James McInnis, Finance Director.

City Clerk Joanna Cunningham read Ordinance No. 2017-13 into the record on second reading.

Director McInnis described the request to appropriate \$1,605,000 of the estimated \$1,800,000 PBC Infrastructure Surtax proceeds to fund the approved projects for FY 2017 and stated staff recommends approval of Ordinance 2017-13.

Mayor Flores called on Council Members for comments; hearing none, he opened the meeting to the public. He asked if anyone was in favor of, or opposed to, Ordinance 2017-13 to come forward. Seeing no one come forward, he closed the meeting to the public and called for a motion.

MOTION: Council Member Rivera made a motion to approve Ordinance 2017-13 on second reading. Council Member Thelusme seconded the motion.

**VOTE ON
THE MOTION:**

In Favor: Deputy Mayor Bousquet, Council Member Rivera, Council Member Noble, Council Member Dugo, and Council Member Thelusme.

Motion carried: 5 - 0.

- B. PUBLIC HEARING Ordinance No. 2017-14:** Second Reading; Providing for imposition of a moratorium on the acceptance of applications for, and the issuance of, development orders or permits related to wireless communication facilities within rights-of-way; providing for a six month term to be extended if necessary; providing for early termination upon passage of ordinances regulating such wireless facilities in the City prior to expiration of the moratorium; providing for conflicts; providing for severability; providing for an effective date; pursuant to Staff Memo- Kara Irwin-Ferris, Planning & Engineering Director.

City Clerk Joanna Cunningham read Ordinance 2017-14 into the record on second reading.

Senior Planner Osniel Leon described the request to impose a moratorium on wireless communication facility permit applications, development orders and the issuance of permits for a maximum period of six-months. Mr. Leon stated there were no changes to this ordinance from first reading; therefore, staff recommended approval of Ordinance 2017-14.

Mayor Flores called on Council Members for comments;

Council Member Dugo questioned the six-month timeframe. City Manager McCue explained if something is completed prior to the six months, it would be presented to Council at that time.

Mayor Flores called on Council Members for comments; hearing none, he opened the meeting to the public. He asked if anyone was in favor of, or opposed to, Ordinance 2017-14 to come forward. Seeing no one come forward, he closed the meeting to the public and called for a motion.

MOTION: Council Member Thelusme made a motion to approve Ordinance 2017-14 on second reading. Deputy Mayor Bousquet seconded the motion.

VOTE ON THE MOTION: **In Favor:** Deputy Mayor Bousquet, Council Member Rivera, Council Member Noble, Council Member Dugo, and Council Member Thelusme.

Motion carried: 5 - 0.

- C. **Resolution No. 2017-29:** Authorizing procurement of a Voice Over Internet Protocol (VoIP) system piggybacking the National Joint Powers Alliance (NJPA) contract and providing for an effective date; pursuant to Staff Memo - James McInnis, Finance Director.

Joanna Cunningham, City Clerk, read Resolution No. 2017-29 into the record.

Director McInnis explained that Voice Over Internet Protocol (VoIP) enables the internet to be used as a transmission medium for phone calls instead of traditional phone lines. Two options to consider are to host the data on the City's network or use a cloud-based system hosted by the City's service provider. The first option would require additional personnel to monitor the VoIP network. The cloud-based system would be preferable. One primary copper line would be maintained at key locations for emergency phone service in the event the VoIP system was compromised.

A cost benefit analysis was conducted and the expense of buying versus leasing equipment was considered. Thirty local municipalities were surveyed and out of the 19 agencies using VoIP, none were dissatisfied.

Director McInnis noted that the estimated cost to purchase the VoIP equipment would be \$17,000 with a breakeven point at three years. VoIP service would be provided by Morse Communications, Inc. He stated staff recommends

piggybacking onto the National Joint Powers Alliance (NJPA) contract through the approval of Resolution 2017-29. Representatives from Morse Communications are present to address any questions.

Mayor Flores called on Council Members for comments.

Mayor Flores and Council Members were concerned with service availability for PBSO or Fire Rescue if the internet goes down; copper lines allowing service as a backup system for some lines; if dissatisfied with the system, can the City revert to its existing system; VoIP has been used for over 20 years and is reliable; a Melbourne based system; if internet goes down, the lines will work from the cloud; costs were reviewed noting that once the 3-year breakeven point is reached, there would be a monthly savings of \$1,000; life expectancy of the equipment, and the VoIP being a better system than what is currently being used with better options.

MOTION: Council Member Dugo made a motion to approve Resolution 2017-29 as presented. Deputy Mayor Bousquet seconded the motion.

VOTE ON THE MOTION: **In Favor:** Deputy Mayor Bousquet, Council Member Rivera, Council Member Noble, Council Member Dugo, and Council Member Thelusme.

Motion carried: 5 - 0.

8. Comments from the Public.

YMCA Facility Expansion

Chuck Shaw, a resident of River Bridge, stated that 37 years ago when the YMCA first started, he served on the original board of directors and watched the YMCA grow. He urged the City to send a letter of endorsement to further expand their facility because there is no financial obligation, and with the 1 cent sales tax funding, sufficient funds are available to fund the expansion.

Community Center

Nancy Roedel, property owner of 533 Swain Boulevard for 26 years, reported that since the expansion of the Community Center, specifically the basketball courts, it has turned their home into a nightmare. They were never in favor of the expansion and have endured loud rap music, speeding, profanity and basketballs bouncing. The noise has impacted and disrupted their peace and affected their personal finances since they now must run their A/C all year long. The Roedel's asked the City to install a type of noise abatement since they lived in their home much longer than when the basketball courts were installed.

Council Member Noble asked Mrs. Roedel to provide the City Clerk with a copy of her letter for the record and asked Mrs. Roedel if she had met with any Council Member.

Mayor Flores agreed with Council Member Rivera and suggested moving forward by researching other options to find a solution. He called on Leisure Services Director Michele Thompson.

Director Thompson reported that weekly park checks start at 6:30 pm and end at 9:00 pm. The Community Center closes at 9:00 pm Monday-Thursday. Three days of the week (Mon-Wed), the custodians lock the gates at 10:00 pm per City ordinance. She believed it was not beneficial to the community to close the parks earlier as taxpayers have a right to play; however, she agreed that a balance had to be reached.

Mayor Flores reported coaching basketball groups up to 9:00 pm and offered to install a wall. The Roedel's showed initial interest, but later hesitated. He believed a wall could create an echo and possibly worsen the situation.

Council Member Noble urged Council to reconsider offering above fair market value instead of talking about installing an \$80,000 wall.

Council Member Rivera thanked the Roedel's for attending.

Council Member Thelusme asked if other neighbors were affected as well. The Roedel's explained they were they closest to the courts.

9. Discussion Items:

A. Conversion Therapy Ban –Paula Bousquet, Deputy Mayor.

Meredith Ockman of the Palm Beach County Human Rights Council, explained that conversation therapy is counseling based on the erroneous assumption that being a lesbian, gay, bi-sexual, transvestite and questioning (LGBTQ) identities are mental health disorders that can be cured via conversion therapy. This practice has been long rejected by top medical and mental health organizations. Ms. Ockman urged Council to consider adopting an ordinance to protect LGBTQ children by banning conversion therapy for minors in Greenacres by licensed professionals. Similar ordinances have already been adopted by Lake Worth, West Palm Beach, Boynton Beach, Delray Beach, Riviera Beach. She requested adoption of this ordinance at the next City Council meeting.

Mayor Flores called on Council Members for comments.

Council Member Dugo agreed that Council should consider adopting an ordinance banning this practice.

Council Member Rivera questioned the legality of prohibiting professionals from such a practice.

City Attorney Stokes explained that therein lies the complexity. The first legal issue to ponder is whether or not the City wants to begin restricting state-licensed professionals, the second issue deals with City interference with parenting choices. Professionals enjoy privileged communication with their patients and he believed it would be difficult enforcing such an ordinance. Despite these issues, local

Mrs. Roedel reported meeting with City Manager McCue following a PBSO community policing meeting wherein a wall was suggested. The Roedel's were looking for any solution because they could no longer enjoy their property.

City Manager McCue reported looking into noise abatement alternatives with Public Works personnel. Unfortunately, there is no guarantee that the noises could be completely abated. An estimate was obtained for 12 ft. high X 135 ft. long precast wall panels with columns at a cost of \$80,000, which includes permits and installation.

Mayor Flores believed there was a history regarding this property and the center's expansion and asked the City Manager to elaborate.

City Manager McCue reported that when the Community Center expansion was underway, discussions with the Roedel's took place, a market study was done, and the City offered fair market value for their property, which they declined. Municipalities can only offer fair market value when acquiring property.

Council Member Rivera emphasized that the Roedel's are not interested in selling their home and a wall that could be built in their backyard could affect the sale of their home. She asked PBSO Capt. Sean Murray if a 4-hour detail could be provided.

Capt. Murray explained that to dedicate an officer for 4 hours would compromise his patrol, whereas outside deputies could be hired and the City would be responsible for paying for the detail.

Mrs. Roedel asked about closing the basketball courts earlier.

Mayor Flores recommended accepting the Roedel's information and suggested adding this item as a discussion item on a future agenda.

Council Member Dugo reported that basketball courts were recently built in River Bridge and two neighboring communities complained about the same situation. A double row of areca palms were installed at a cost of \$50,000; however, that did not abate the noise.

Council Member Noble asked the City Manager for clarification on the requirement for cities to only offer fair market value.

City Attorney Stokes offered to research it further. He noted that Council could offer above fair market value; however, it would require a super majority vote.

Council Member Noble pointed out that the Roedel's property is more valuable to the City than the fair market value. He was involved in pursuing several properties at the time and only one property owner sold. He was against placing the basketball courts in their current location. Although the Roedel's were not interested in selling, he believed that the fair market value could be doubled.

governments have adopted ordinances and to date the issue has not been challenged in court.

Deputy Mayor Bousquet compared the practice to “torture”, and as such, believed it could enforced since the practice is not medically accepted.

Council Member Dugo noted that government stepped in to address the opioid epidemic and believed children needed to be protected against this practice.

Mayor Flores clarified that the City will not be telling professionals how to conduct their business only that their business won't be conducted in Greenacres. He called for a consensus to draft an ordinance:

Deputy Mayor Bousquet	Yes
Council Member Thelusme	Yes
Council Member Dugo	Yes
Council Member Noble	No, not enforceable.
Council Member Rivera	Yes

Mayor Flores instructed staff to draft an ordinance addressing conversion therapy.

B. Paris Agreement—Joel Flores, Mayor.

Mayor Flores explained that the City is committed to doing its best to work toward climate control by taking an active role in emissions reduction and joining the efforts of Climate Mayors. The City is saying it wants to take an active role in protecting our climate through an emissions reduction target which requires taking a greenhouse inventory, setting near and long term goals to reduce emissions and developing a “Planet Action Plan”. He called for questions or comments from Council.

Council Members discussed this issue being a partisan issue on a national level; Greenacres citizens should not get involved and the environment is a national issue and municipalities should take a stand.

Mayor Flores called for a consensus on preparing a resolution:

Deputy Mayor Bousquet	Yes
Council Member Thelusme	Yes
Council Member Dugo	Yes
Council Member Noble	No
Council Member Rivera	Yes

Council Member Noble asked the Mayor to read the sample resolution. After speaking with the former mayor, Council Member Noble believed the City would be getting involved in a partisan issue.

Deputy Mayor Bousquet recalled New York City in the 70's where people couldn't breathe; it was horrible, and the country has made strides in clean air quality and believed those efforts should continue.

Mayor Flores called for a 3-minute recess. The meeting reconvened at 9:12 pm

C. Textile Recycling Bins Discussion – Andrea McCue, City Manager.

City Manager McCue recapped Council's comments about the bin locations and questioning the allocation of the proceeds. She provided a list of 42 private and 11 public locations city-wide for their consideration.

As for the allocation of the proceeds, the Athletic League Scholarship Program received a \$5,000 grant from the National Alliance for Youth Sports and Salsa Fest donated \$5,000 that was used sparingly and is currently down to \$3,000 and is used for soccer and basketball scholarships. This would be a good program for the textile proceeds to help families with hardships. She reviewed the cost of \$2,000/bin plus clothing drives per pound cost.

Council Member Dugo believed just in River Bridge Center and Trafalgar Square alone there were too many bins being proposed within a very short radius.

City Manager McCue pointed out that not all locations have to be used and noted that some would be placed behind commercial plazas and businesses. Council will decide the actual locations and for the private property locations, agreements would be required with property owners. She was requesting Council direction regarding locations, enforcement, etc.

Council Member Rivera did not agree with the 10-12 bins proposed for her district and asked if City Code regulates existing bins. She asked how this would impact organizations like Goodwill, Oasis Compassion and Helping Hands.

Deputy Mayor Bousquet pointed out that Goodwill is not a non-profit organization.

Council Member Noble stated that Council was happy with the originally proposed revenue of \$50,000 until all of the details were revealed. He proposed lowering the number of bin locations.

Mayor Flores believed the starting point should be an ordinance that addresses the existing bins then consider placing bins from the Florida Textile Recycling Program (FTRP) to generate revenue for the City's youth program and enter into partnership with local non-profit organizations that provide clothing to the City's less fortunate.

Council Member Dugo suggested looking at this program from a smaller scale and questioned if there was a minimum number of bins required.

City Manager McCue stated she was not aware of a minimum requirement. As for the City of Davie, they only allow FTRP bins, no other vendors. The funds raised are distributed to non-profits in Davie. She offered to meet with the Building Director regarding Code regulations.

Council Member Rivera pointed out that existing newspaper bins cannot be managed, and asked if FTRP would accept a lower amount of bins

Council Member Noble reiterated that the bins would be checked daily, they would be very attractive, and FTRP agreed to obtain property owner approval.

Council Member Thelusme pointed out that the City has not entered into a contract and noted that a clause could be added for early termination.

Council Member Dugo and Council Member Rivera agreed that the existing bins required addressing first and wanted to pursue this service.

Mayor Flores called for a consensus to have staff proceed with drafting an ordinance to clean up the City's existing clothing bins and newspaper stands:

Deputy Mayor Bousquet	Yes
Council Member Thelusme	Yes
Council Member Dugo	Yes
Council Member Noble	Yes
Council Member Rivera	Yes

D. Medical Marijuana Information – Andrea McCue, City Manager.

City Manager McCue reported that at the June 5th Council meeting, it was suggested that City Hall serve as the sole dispensing center for the City for the distribution of medical marijuana. She explained that City Hall does not meet the criteria as a licensed marijuana treatment center as defined by the State. A total of 17 centers were approved state-wide. Municipalities can ban dispensing centers from being located within City limits but cannot regulate the number of facilities within the City if a ban was not established. The City can determine criteria for locations and other permitting requirements similar to those established for pharmacies. Rules of implementation are pending and the City is waiting.

Mayor Flores called on Council Members for comments. He asked if the City had received any inquiries into the matter.

City Manager McCue reported that initially, the Planning and Engineering Department had received some calls. A one-year moratorium was established on September 13, 2016 and ends in September.

Mayor Flores requested an update at a later date.

10. Staff Comments:

A. City Manager's Report.

Pickwick Park Smoke Detector Installations

City Manager McCue thanked Fire Rescue and PBSO in partnership with the American Red Cross, installed smoke detectors at Pickwick Park. A total of 179 detectors were installed.

Wawa Grand Opening

She announced the opening of the new Wawa on Lake Worth Road. Wawa provided \$1,000 for the City's "Back to School" event and another \$1,000 for the Hoagies for Heroes competition between Fire Rescue and PBSO. Helping Hands and Oasis Compassion both received \$500.

Senior Public Forum

On June 20th at 10:30 – 11:30 at the Community Center, a public forum will be held to identify issues and challenges facing the elderly. The Palm Beach County Division of Senior Services is looking for seniors to propose solutions and policy changes for our aging population.

Mayor and Council questioned if City seniors were notified of this forum and who is hosting this event.

Leisure Services Director Michele Thompson explained that it began as a focus group for the Senior Meal Program, and was a joint effort between the Area on Aging and the PBC Division of Senior Services. Their purpose is to gather feedback on senior challenges.

FY 18 Budget Workshop

A Budget Workshop will be held on June 26th at 6:30 pm in the Chambers.

Food Truck Invasion

The next Food Truck Invasion will be held on Wednesday, June 27th. To date, 2,700 have attended these events since their inception.

B. City Attorney's Report.

City Attorney Stokes reported that he would be attending a training seminar on June 22nd but would be available by phone or email.

11. Mayor and City Council Reports.

- Council Member Dugo had nothing to report.
- Council Member Noble

Council Member Noble announced that by attending the Palm Beach County League of Cities meetings, the issue of raising taxes was discussed. Of the twelve cities represented, none were planning on raising taxes but were thinking of rollback (paying the same taxes as the previous year). He urged Council Members to keep this in mind during the upcoming budget workshop.

- Council Member Rivera

Council Member Rivera urged Council to consider a chronic nuisance property ordinance to address the Paul's Motel and Tree Top Motel on Lake Worth Road. The City of Lake Worth is currently drafting a similar ordinance and Boynton Beach officials are experiencing the same problem with motels. These cities are asking for owners to help remedy the problem, pay, or move out. She reported that PBSO received 22 calls from Paul's Motel and 37 from the Tree Top Motel. The ordinance language reads... noise, gangs, sexual offenders, dangerous dogs, prostitution, trespassing, theft, disorderly intoxication and dealing in stolen property. A property that requires a police response more than three times within thirty days or seven or more times in six months, can be declared a nuisance property. She urged Council to move forward with a similar ordinance. She would provide the City Manager with the draft ordinance language for further action.

Council Member Dugo called for additional information.

Mayor Flores agreed that the City Manager should conduct further research. He pointed out that the PBC League of Cities has a different perspective on these matters relating to challenges in court.

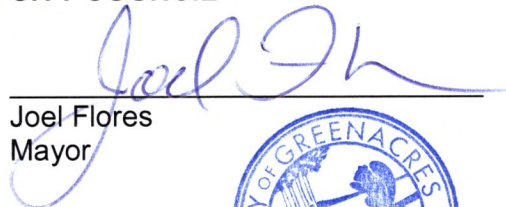
Mayor Flores

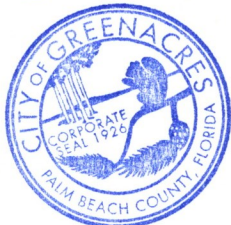
Mayor Flores thanked Chief Pure and Capt. Sean Murray for conducting the smoke detector initiative and believed they made tremendous strides in improving communications with the residents of Pickwick Park, which resulted in the property manager wanting to continue working with the City in the future. He thanked them for their participation.

12. Adjournment.

Council Member Thelusme moved to adjourn the meeting, seconded by Council Member Rivera. The meeting adjourned at 9:49 p.m.

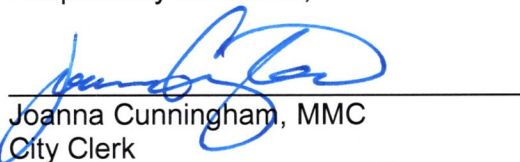
CITY COUNCIL


Joel Flores
Mayor



/mel

Respectfully submitted,


Joanna Cunningham, MMC
City Clerk

Date Approved: 7/17/17

Attachments

CRC Referendum Recommendations
FTRP List of Recycling Bin Locations
Sierra Club Conservation Priorities'
Leisure Services Athletic League Scholarship Summary
Letter from Roedel's re: Noise Abatement

City of Greenacres
Charter Review Committee
PROPOSALS

City of Greenacres
Charter Review Committee



City of Greenacres
Charter Review Committee
MEMBERS

Chuck Shaw, Chairperson
Dannette Fitzgerald
Aileen Hernandez
Emily Robarts
Larry Tronco
Brian Willever

Frank Simon, Vice Chairperson
Ada Harris
Phil Konz
Luis Torres
Benjamin Wade
Toni Willey

City of Greenacres
Charter Review Committee



Charter:

- Article 1: Incorporation; Form of Government; Powers & Boundaries.
- Article 2: Mayor.
- Article 3: City Council.
- Article 4: Elections.
- Article 5: Transition Schedule.
- Article 6: Ordinances & Resolutions.
- Article 7: Contracts.
- Article 8: Administrative Departments.
- Article 9: Finance & Taxation.
- Article 10: Public Utilities.
- Article 11: General Provisions.
- Article 12: Succession in Government.

City of Greenacres

Charter Review Committee



SUGGESTED CHANGES

Charter:

- Article 1: Incorporation; Form of Government; Powers & Boundaries.
- Article 2: Mayor.
- Article 3: City Council.
- Article 4: Elections.
- Article 5: Transition Schedule.
- Article 6: Ordinances & Resolutions.
- Article 7: Contracts.
- Article 8: Administrative Departments.
- Article 9: Finance & Taxation.
- Article 10: Public Utilities.
- Article 11: General Provisions.
- Article 12: Succession in Government.



City of Greenacres

Charter Review Committee



REFERENDUM QUESTION 1

City of Greenacres
Charter Review Committee





Charter:

REFERENDUM QUESTION 1

- Article 1: Incorporation; Form of Government; Powers & Boundaries.
- Article 2: Mayor
- Article 3: City Council
- Article 4: Elections
- Article 5: Transition Schedule
- Article 6: Ordinances & Resolutions
- Article 7: Contracts
- Article 8: Administrative Departments
- Article 9: Finance & Taxation
- Article 10: Public Utilities
- Article 11: General Provisions
- Article 12: Succession in Government

City of Greenacres
Charter Review Committee



REFERENDUM QUESTION 1

Charter:

Article 1: Incorporation; Form of Government; Powers & Boundaries.

- ✓ This change will move the length of terms for the Mayor and members of the City Council from two (2) years to four (4) years.

Article 2: Mayor

Article 3: City Council

Article 4: Elections

Article 5: Transition Schedule

Article 6: Ordinances & Resolutions

Article 7: Contracts

Article 8: Administrative Departments


Article 9: Finance & Taxation

Article 10: Public Utilities

Article 11: General Provisions

City of Greenacres


Charter Review Committee



REFERENDUM QUESTION 2

City of Greenacres

Charter Review Committee




REFERENDUM QUESTION 2

Charter:

- Article 1: Incorporation; Form of Government; Powers & Boundaries.
- Article 2: Mayor.
- Article 3: City Council.
- Article 4: Elections.
- Article 5: Transition Schedule.
- Article 6: Ordinances & Resolutions.
- Article 7: Contracts.
- Article 8: Administrative Departments.
- Article 9: Finance & Taxation.
- Article 10: Public Utilities.
- Article 11: General Provisions.
- Article 12: Succession in Government.

City of Greenacres

Charter Review Committee




REFERENDUM QUESTION 2

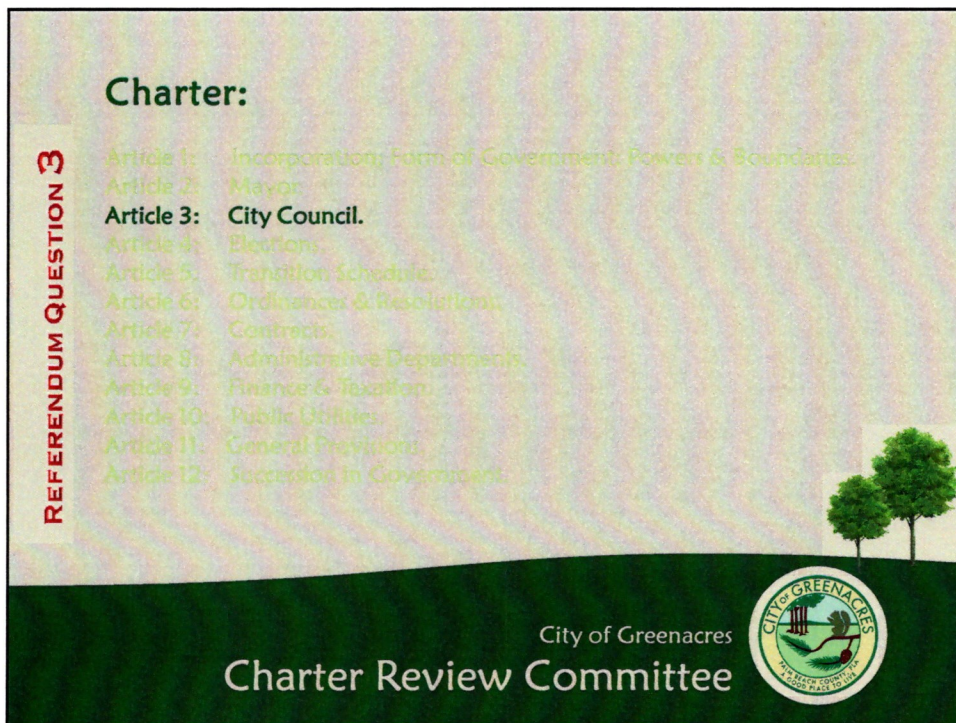
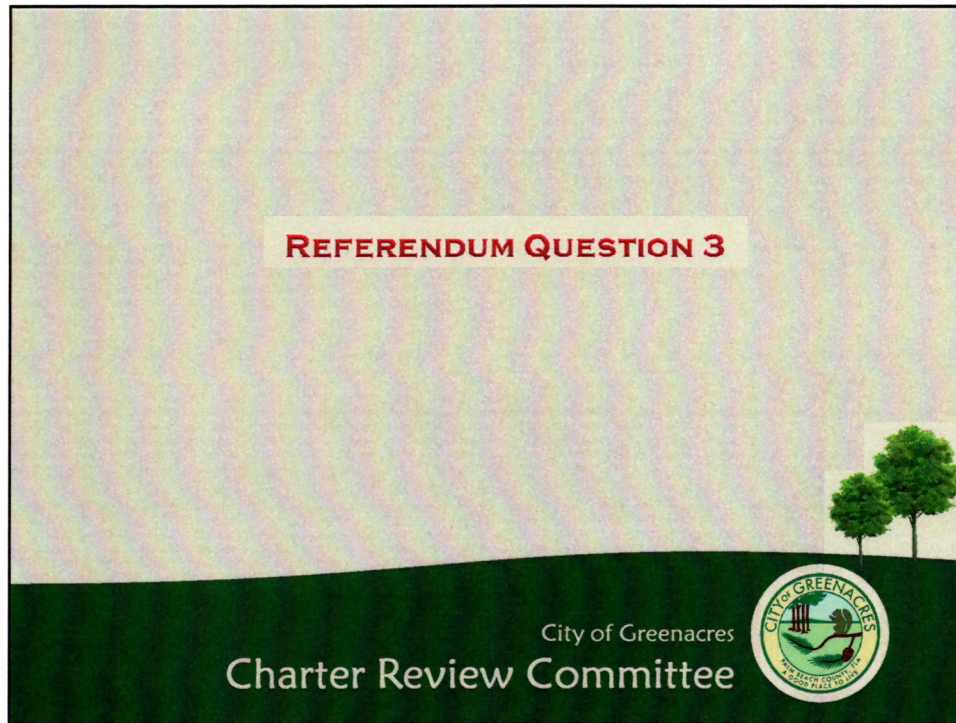
Charter:

- Article 1: Incorporation; Form of Government; Powers & Boundaries.
- Article 2: Mayor.
 - ✓ This change eliminate the reference to a “two (2) year term” as well as establishing how a vacant seat will be filled:
 - Council may elect one of their own to become Mayor (until the next biennial election), but providing that such Council member will vacate his or her seat.
 - If no member wishes to assume the Mayor’s office, the Deputy Mayor shall serve as Mayor pro-tem until the next biennial election.
 - The partial term will not count against term limits.
- Article 3: City Council.
- Article 4: Elections.
- Article 5: Transition Schedule.
- Article 6: Ordinances & Resolutions.
- Article 7:

City of Greenacres

Charter Review Committee





REFERENDUM QUESTION 3



Charter:

Article 1: Incorporation, Form of Government, Power & Boundaries.
Article 2: Mayor.
Article 3: City Council.

- ✓ This change eliminate the reference to a “two (2) year term” as well as establishing how a vacant seat will be filled:
 - Council shall elect a qualified individual to fill the vacant seat (until the next biennial election).
 - The partial term will not count against term limits.



Article 4: Elections.
Article 5: Transition Schedule.
Article 6: Ordinances & Resolutions.
Article 7: Contracts.
Article 8: Administrative Departments.
Article 9: Finance & Taxation.
Article 10:

City of Greenacres
Charter Review Committee



REFERENDUM QUESTION 4

City of Greenacres
Charter Review Committee




REFERENDUM QUESTION 4

Charter:

- Article 1: Incorporation; Form of Government; Powers & Boundaries.
- Article 2: Mayor.
- Article 3: City Council.
- Article 4: Elections.**
- Article 5: Transition Schedule.
- Article 6: Ordinances & Resolutions.
- Article 7: Contracts.
- Article 8: Administrative Departments.
- Article 9: Finance & Taxation.
- Article 10: Public Utilities.
- Article 11: General Provisions.
- Article 12: Succession in Government.

City of Greenacres

Charter Review Committee




REFERENDUM QUESTION 4

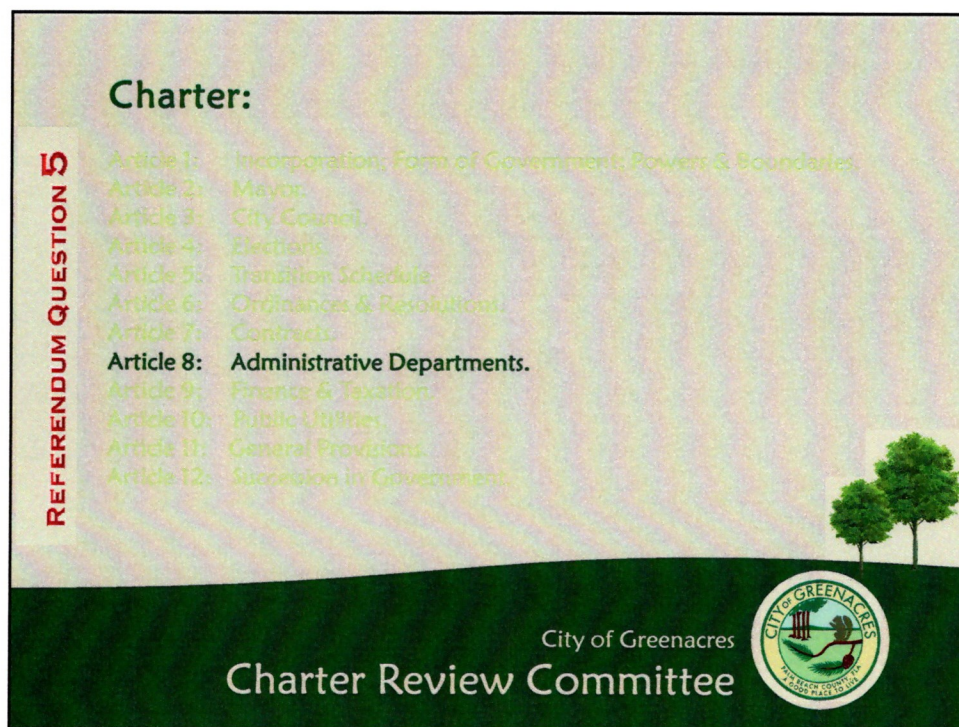
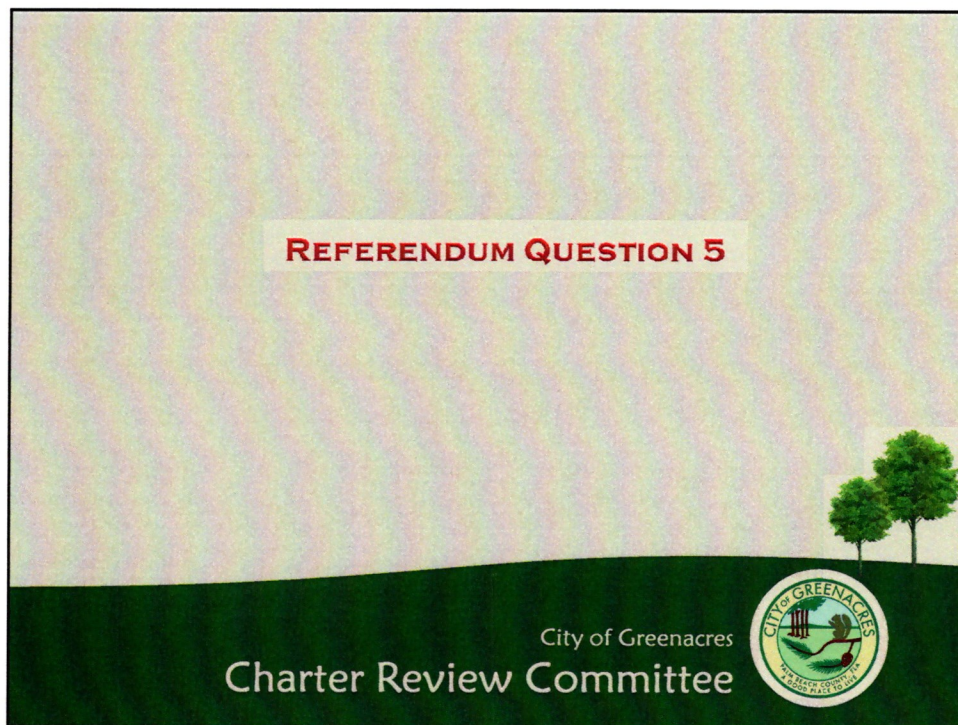
Charter:

- Article 1: Incorporation; Form of Government; Powers & Boundaries.
- Article 2: Mayor.
- Article 3: City Council.
- Article 4: Elections.**
 - ✓ This provision will establish a term limit of three (3) consecutive terms for the Mayor and each Councilmember.
 - The term limit will not impact the Mayor from running for a Council seat, or a Council member from running for Mayor.
- Article 5: Transition Schedule.
- Article 6: Ordinances & Resolutions.
- Article 7: Contracts.
- Article 8: Administrative Departments.
- Article 9:

City of Greenacres

Charter Review Committee






REFERENDUM QUESTION 5

Charter:


- Article 1: Incorporation, Form of Government, Powers & Boundaries.
- Article 2: Mayor.
- Article 3: City Council.
- Article 4: Elections.
- Article 5: Transition Schedule.
- Article 6: Ordinances & Resolutions.
- Article 7: Contracts.
- Article 8: Administrative Departments.
 - ✓ This provision will eliminate the Civil Service Board.
 - Creation of a “labor-management committee” is recommended as a replacement for the Civil Service Board.
- Article 9: Finance & Taxation.
- Article 10: Public Utilities.
- Article 11: General Provisions.
- Article 12: Miscellaneous.

City of Greenacres
Charter Review Committee



REFERENDUM QUESTION 6

City of Greenacres
Charter Review Committee




REFERENDUM QUESTION 6

Charter:

- Article 1: Incorporation; Form of Government; Powers & Boundaries.
- Article 2: Mayor.
- Article 3: City Council.
- Article 4: Elections.
- Article 5: Transition Schedule.
- Article 6: Ordinances & Resolutions.
- Article 7: Contracts.
- Article 8: Administrative Departments.**
- Article 9: Finance & Taxation.
- Article 10: Public Utilities.
- Article 11: General Provisions.
- Article 12: Succession in Government.

City of Greenacres

Charter Review Committee



REFERENDUM QUESTION 6

Charter:


- Article 1: Incorporation; Form of Government; Powers & Boundaries.
- Article 2: Mayor.
- Article 3: City Council.
- Article 4: Elections.
- Article 5: Transition Schedule.
- Article 6: Ordinances & Resolutions.
- Article 7: Contracts.
- Article 8: Administrative Departments.**

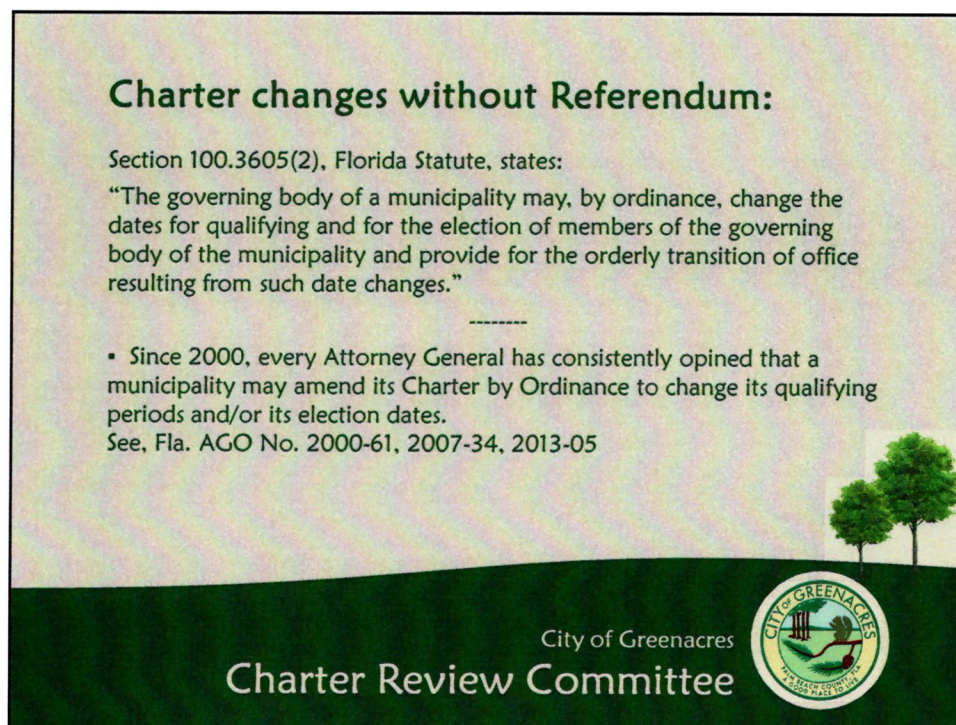
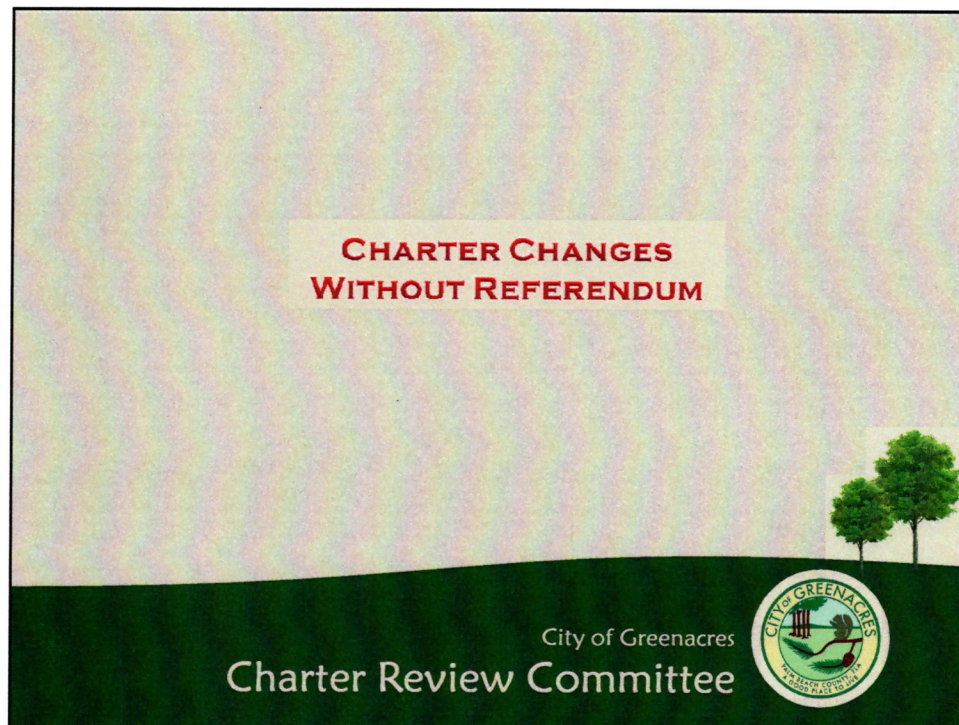
✓ This provision define the term “full Council” as used in Article 8 to mean the Mayor and all 5 members of Council.

- Article 9: Finance & Taxation.
- Article 10: Public Utilities.
- Article 11: General Provisions.
- Article 12: Succession in Government.

City of Greenacres

Charter Review Committee





Charter changes without Referendum:

Article 1: Incorporation; Form of Government; Powers & Boundaries.

Article 2: Mayor.

Article 3: City Council.

Article 4: Elections.

- ✓ Section 3: provides for Election Day to be moved from March to the Tuesday after the first Monday of November, to coincide with the Presidential and mid-term elections.

Article 5: Transition Schedule.

Article 6: Ordinances & Resolutions.

Article 7: Contracts.

Article 8: Administrative Departments.

Article 9: Finance & Taxation.

Article 10: Public Utilities.

Article 11: General Provisions.

Article 12:

City of Greenacres

Charter Review Committee



Charter changes without Referendum:

Article 1: Incorporation; Form of Government; Powers & Boundaries.

Article 2: Mayor.

Article 3: City Council.

Article 4: Elections.

- ✓ Section 3: provides for Election Day to be moved from March to the Tuesday after the first Monday of November, to coincide with the Presidential and mid-term elections.

- ★ It is recommended that "transition" language be included with the Ordinance which approves this Charter amendment.

Article 5: Transition Schedule.

Article 6: Ordinances & Resolutions.

Article 7: Contracts.

Article 8: Administrative Departments.

Article 9: Finance & Taxation.

City of Greenacres

Charter Review Committee



Charter changes without Referendum:

Article 1: Incorporation, Form of Government, Powers & Boundaries.

Article 2: Mayor.

Article 3: City Council.

Article 4: Elections.

- ✓ Section 3: provides for Election Day to be moved from March to the Tuesday after the first Monday of November, to coincide with the Presidential and mid-term elections.

- ★ It is recommended that "transition" language be included with the Ordinance which approves this Charter amendment.

"Council Seats 1, 5 and the Mayor shall run quadrennially beginning in November 2018; and Council Seats 2, 3 and 4 shall run quadrennially beginning in November 2020. Incumbents in each seat may have their current terms shortened or extended to accommodate this transition."



City of Greenacres

Charter Review Committee



Charter changes without Referendum:

Article 1: Incorporation, Form of Government, Powers & Boundaries.

Article 2: Mayor.

Article 3: City Council.

Article 4: Elections.

- ✓ Section 4: This provision will change the qualifying period, which will begin 75-days before, and end 60-days before, the Election Day.

Article 5: Transition Schedule.

Article 6: Ordinances & Resolutions.

Article 7: Contracts.

Article 8: Administrative Departments.

Article 9: Finance & Taxation.



City of Greenacres

Charter Review Committee



Charter changes without Referendum:

- Article 1: Incorporation; Form of Government; Powers & Boundaries.
- Article 2: Mayor.
- Article 3: City Council.
- Article 4: Elections.

- ✓ Section 4: This provision will change the qualifying period, which will begin 75-days before, and end 60 days before, the Election Day.
 - It is recommended that this change be made soon, so as to be operative prior to the next election (March, 2018).

- Article 5: Transition Schedule.
- Article 6: Ordinances & Resolutions.
- Article 7: Contracts.
- Article 8: Administrative Departments.
- Article 9: Finance & Taxation.

City of Greenacres
Charter Review Committee



Charter changes without Referendum:

Section 166.031(5), Florida Statute, states:

"A municipality may, by unanimous vote of the governing body, [...] amend provisions or language out of the charter which has been judicially construed, either by judgment or by binding legal precedent from a decision of a court of last resort, to be contrary to either the State Constitution or Federal Constitution."

- Florida law clearly provides that an elected official shall not be administered the Oath of Office prior to the certification of election results by the Supervisor of Elections. In addition, the Attorney General has opined that organizational dates can be amended without Referendum. See, Fla. AGO 2007-40.

City of Greenacres
Charter Review Committee



Charter changes without Referendum:

Article 1: Incorporation; Form of Government; Powers & Boundaries.

Article 2: Mayor.

✓ Section 6: provides for induction at the first regular meeting after certification of results (rather than after the election).

Article 3: City Council.

Article 4: Elections.

Article 5: Transition Schedule.

Article 6: Ordinances & Resolutions.

Article 7: Contracts.

Article 8: Administrative Departments.

Article 9: Finance & Taxation.

Article 10: Public Utilities.

Article 11: General Provisions.

Article 12: Succession in Government.

City of Greenacres

Charter Review Committee



Charter changes without Referendum:

Article 1: Incorporation; Form of Government; Powers & Boundaries.

Article 2: Mayor.

Article 3: City Council.

✓ Section 9: provides for induction at the first regular meeting after certification of results (rather than after the election).

Article 4: Elections.

Article 5: Transition Schedule.

Article 6: Ordinances & Resolutions.

Article 7: Contracts.

Article 8: Administrative Departments.

Article 9: Finance & Taxation.

Article 10: Public Utilities.

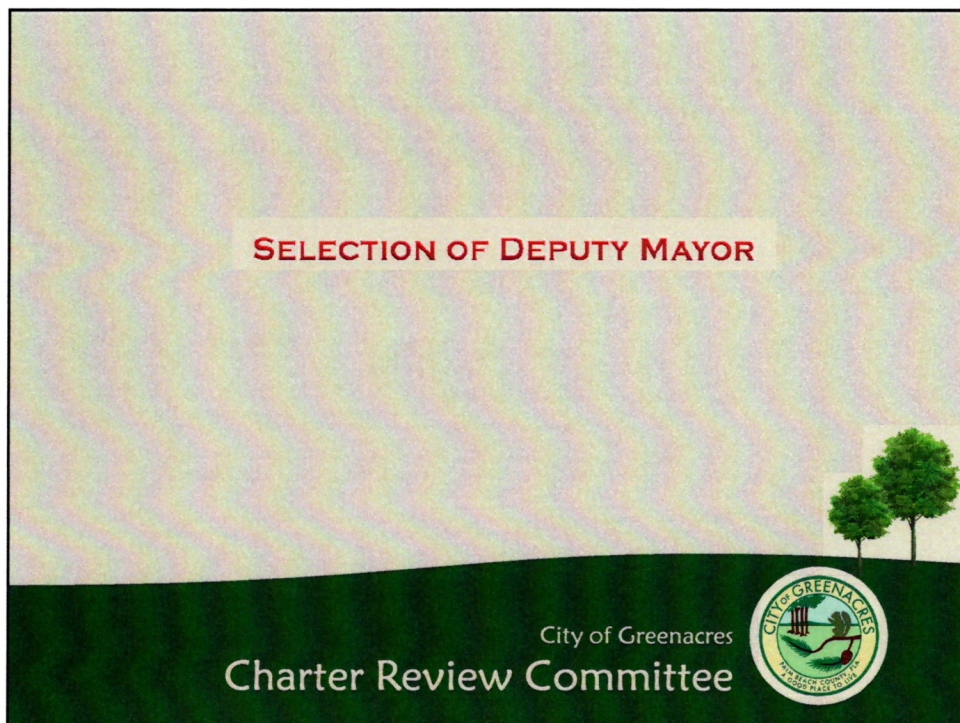
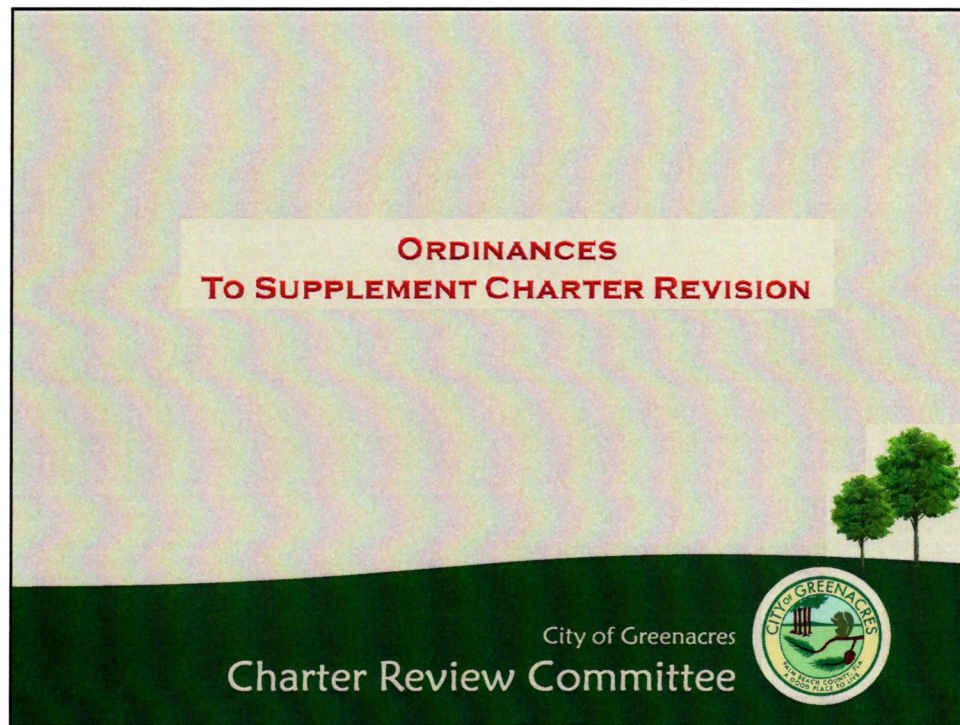
Article 11: General Provisions.

Article 12: Succession in Government.

City of Greenacres

Charter Review Committee





Ordinances To Supplement Charter Revision:

Charter, Article 2, Section 2: Deputy Mayor.

- ✓ Appointment to rotate annually, beginning with Seat 1.

City of Greenacres
Charter Review Committee



Ordinances To Supplement Charter Revision:

Charter, Article 2, Section 2: Deputy Mayor.

- ✓ Appointment to rotate annually, beginning with Seat 1.
- ✓ Councilmember in his or her first year on Council shall defer appointment as Deputy Mayor for 1 year.
 - Position shall pass to the next sequential Council seat.
 - Deferring member shall serve as Deputy Mayor the following year.

City of Greenacres
Charter Review Committee



Ordinances To Supplement Charter Revision:

Charter, Article 2, Section 2: Deputy Mayor.

- ✓ Appointment to rotate annually, beginning with Seat 1.
- ✓ Councilmember in his or her first year on Council shall defer appointment as Deputy Mayor for 1 year.
 - Position shall pass to the next sequential Council seat.
 - Deferring member shall serve as Deputy Mayor the following year.
- ✓ A Councilmember will be able to decline his or her appointment.
 - Position shall pass to the next sequential Council seat.
 - Declining member shall NOT serve the following year.

City of Greenacres

Charter Review Committee



Ordinances To Supplement Charter Revision:

Charter, Article 2, Section 2: Deputy Mayor.

- ✓ Appointment to rotate annually, beginning with Seat 1.
- ✓ Councilmember in his or her first year on Council shall defer appointment as Deputy Mayor for 1 year.
 - Position shall pass to the next sequential Council seat.
 - Deferring member shall serve as Deputy Mayor the following year.
- ✓ A Councilmember will be able to decline his or her appointment.
 - Position shall pass to the next sequential Council seat.
 - Declining member shall NOT serve the following year.
- ✓ If the Deputy Mayor vacates his or her Council seat, the position will pass to the next sequential Council seat for the remainder of that term and shall serve his or her own term the following year.

City of Greenacres

Charter Review Committee



Ordinances To Supplement Charter Revision:

Charter, Article 2, Section 2: Deputy Mayor.

- ✓ Appointment to rotate annually, beginning with Seat 1.
- ✓ Councilmember in his or her first year on Council shall defer appointment as Deputy Mayor for 1 year.
 - Position shall pass to the next sequential Council seat.
 - Deferring member shall serve as Deputy Mayor the following year.
- ✓ A Councilmember will be able to decline his or her appointment.
 - Position shall pass to the next sequential Council seat.
 - Declining member shall NOT serve the following year.
- ✓ If the Deputy Mayor vacates his or her Council seat, the position will pass to the next sequential Council seat for the remainder of that term and shall serve his or her own term the following year.
- ✓ A Deputy Mayor serving as Mayor pro-tem shall remain in such position until the next election.



City of Greenacres

Charter Review Committee



ELECTRONIC MEETING ATTENDANCE



City of Greenacres

Charter Review Committee



Ordinances To Supplement Charter Revision:

Charter, Article 3, Section 8: Voting.

Any member of Council may appear at a regular or special meeting electronically only if physically unable to be present at the meeting and upon approval of the remaining members of Council physically present at the meeting.

Any electronic appearance shall not apply for purposes of establishing a quorum, but the member shall retain all voting rights.

A member appearing electronically shall not chair the Council meeting.



City of Greenacres

Charter Review Committee



MUNICIPAL CANVASSING BOARD



City of Greenacres

Charter Review Committee



Ordinances To Supplement Charter Revision:

Charter, Article 7, Section 7: Conduct of Elections.

Designate, by ordinance, the City Clerk, the City Manager and the City Attorney (or any other disinterested person) as the established Canvassing Board for municipal elections; thus, eliminating any actual or perceived bias in the selection as elections approach.

The Supervisor of Elections will not serve on any municipalities' Canvassing Board.



City of Greenacres

Charter Review Committee



LABOR-MANAGEMENT COMMITTEE



City of Greenacres

Charter Review Committee



Ordinances To Supplement Charter Revision:

Charter, Article 8, Section 5: Appointed Board and Commissions.

To replace the Civil Service Board, which has been vacant and ineffective for nearly twenty (20) years, it is recommended that a "Labor-Management Committee" be created (with the exact name to be determined later).

The Labor-Management Committee will be comprised of non-supervisory employees and supervisory employees (those who are not Department Directors or Assistant Department Directors), and the Committee will meet periodically with the City Manager to discuss issues relevant to the workforce.

City of Greenacres
Charter Review Committee



ITEMS ALREADY HANDLED BY COUNCIL


City of Greenacres
Charter Review Committee




Ordinances To Supplement Charter Revision:
Charter, Article 2, Section 4: Salary of Mayor.
Already addressed by Council: [Ordinance 2017-08](#), adopted May 1, 2017.

Charter, Article 3, Section 5: Salary of Council.
Already addressed by Council: [Ordinance 2017-08](#), adopted May 1, 2017.

Interference with Administration (i.e., Policy 14).
Already addressed by Council: [Ordinance 2017-09](#), adopted May 15, 2017.




City of Greenacres
Charter Review Committee




Ordinances To Supplement Charter Revision:
Charter, Article 2, Section 4: Salary of Mayor.
Already addressed by Council: [Ordinance 2017-08](#), adopted May 1, 2017.

Charter, Article 3, Section 5: Salary of Council.
Already addressed by Council: [Ordinance 2017-08](#), adopted May 1, 2017.

Interference with Administration (i.e., Policy 14).
Already addressed by Council: [Ordinance 2017-09](#), adopted May 15, 2017.



City of Greenacres
Charter Review Committee



Ordinances To Supplement Charter Revision:

Charter, Article 2, Section 4: Salary of Mayor.

Already addressed by Council: [Ordinance 2017-08](#), adopted May 1, 2017.

Charter, Article 3, Section 5: Salary of Council.

Already addressed by Council: [Ordinance 2017-08](#), adopted May 1, 2017.

Interference with Administration (i.e., Policy 14).

Already addressed by Council: [Ordinance 2017-09](#), adopted May 15, 2017.

City of Greenacres
Charter Review Committee



NEXT STEPS

WHERE DO WE GO FROM HERE?

City of Greenacres
Charter Review Committee



Next Steps:

- Upon deciding which provisions Council wishes to send to the voters, a proper Ordinance must be drafted and approved -- after publication, two (2) readings, and a public hearing.
- The Ordinance must contain the actual Ballot Language, which must comply with Sections 166.031 & 101.161, Florida Statute.
 - ✓ Question must be no more than 75 words in length;
 - ✓ Question must comprehensively set-out the proposed change;
 - ✓ Question must allow for a yes or no answer and cannot be proffered in the negative.

Shulmister v. City of Pompano Beach, 798 So. 2d 799 (Fla. 4th DCA 2001)

- City Staff must prepare an information/education plan for the electors.
- City Staff must prepare accompanying Ordinances to amend the Charter pursuant to Section 100.2605(2), Florida Statute, or to Supplement the Referendum changes.



City of Greenacres

Charter Review Committee



Next Steps:

- Upon deciding which provisions Council wishes to send to the voters, a proper Ordinance must be drafted and approved -- after publication, two (2) readings, and a public hearing.
- The Ordinance must contain the actual Ballot Language, which must comply with Sections 166.031 & 101.161, Florida Statute.
 - ✓ Question must be no more than 75 words in length;
 - ✓ Question must comprehensively set-out the proposed change;
 - ✓ Question must allow for a yes or no answer and cannot be proffered in the negative.

Shulmister v. City of Pompano Beach, 798 So. 2d 799 (Fla. 4th DCA 2001)


- City Staff must prepare an information/education plan for the electors.
- City Staff must prepare accompanying Ordinances to amend the Charter pursuant to Section 100.2605(2), Florida Statute, or to Supplement the Referendum changes.



City of Greenacres

Charter Review Committee




Next Steps: 


- Upon deciding which provisions Council wishes to send to the voters, a proper Ordinance must be drafted and approved -- after publication, two (2) readings, and a public hearing.
- The Ordinance must contain the actual Ballot Language, which must comply with Sections 166.031 & 101.161, Florida Statute.
 - ✓ Question must be no more than 75 words in length;
 - ✓ Question must comprehensively set-out the proposed change;
 - ✓ Question must allow for a yes or no answer and cannot be proffered in the negative.


Shulmister v. City of Pompano Beach, 798 So. 2d 799 (Fla. 4th DCA 2001)

- City Staff must prepare an information/education plan for the electors.
- City Staff must prepare accompanying Ordinances to amend the Charter pursuant to Section 100.3605(2), Florida Statute; or to Supplement the Referendum changes.



City of Greenacres
Charter Review Committee




Next Steps: 


- Upon deciding which provisions Council wishes to send to the voters, a proper Ordinance must be drafted and approved -- after publication, two (2) readings, and a public hearing.
- The Ordinance must contain the actual Ballot Language, which must comply with Sections 166.031 & 101.161, Florida Statute.
 - ✓ Question must be no more than 75 words in length;
 - ✓ Question must comprehensively set-out the proposed change;
 - ✓ Question must allow for a yes or no answer and cannot be proffered in the negative.

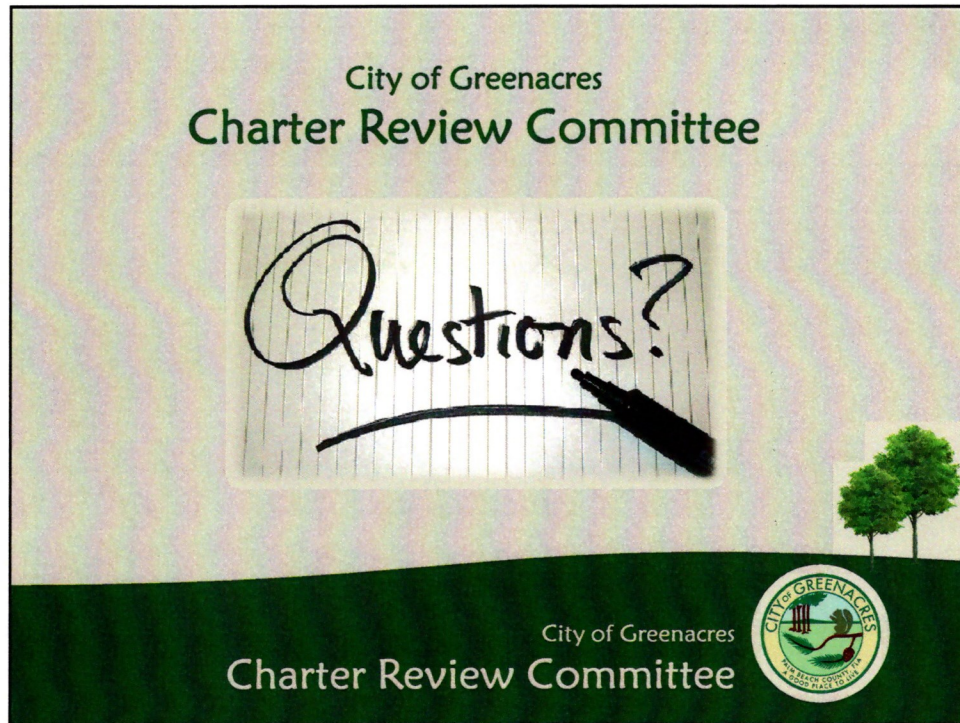
Shulmister v. City of Pompano Beach, 798 So. 2d 799 (Fla. 4th DCA 2001)

- City Staff must prepare an information/education plan for the electors.
- City Staff must prepare accompanying Ordinances to amend the Charter pursuant to Section 100.3605(2), Florida Statute; or to Supplement the Referendum changes.



City of Greenacres
Charter Review Committee







Charter Review Committee

Recommended Changes

Referendum Items:

1. ARTICLE I. - INCORPORATION; FORM OF GOVERNMENT; POWERS AND BOUNDARIES

Current Language:	Legislative Change:	Proposed New Language:
Section 4. - Form of Government. Greenacres shall be governed by a Mayor and City Council composed of five (5) members, elected for a term of two (2) years in accordance with Article IV of this Charter. A Deputy Mayor shall be designated as provided in Article II of this Charter.	Section 4. - Form of Government. Greenacres shall be governed by a Mayor and City Council composed of five (5) members, elected for a term of two (2) <u>four (4)</u> years in accordance with Article IV of this Charter. A Deputy Mayor shall be designated as provided in Article II of this Charter.	Section 4. - Form of Government. Greenacres shall be governed by a Mayor and City Council composed of five (5) members, elected for a term of four (4) years in accordance with Article IV of this Charter. A Deputy Mayor shall be designated as provided in Article II of this Charter.

2. ARTICLE II. - MAYOR

Current Language:	Legislative Change:	Proposed New Language:
Section 3. - Term of Mayor. The term of office of the Mayor shall commence upon receipt of the certified election results from the Palm Beach County Supervisor of Elections with a ceremonial induction occurring at the first regular meeting of the City Council following the Mayor's election and thereafter shall be for a period of two (2) years and until his successor is elected and qualified. In the event of the vacancy in the office of the Mayor, the City Council shall elect one of its number as its successor for the unexpired term of said vacancy and the term of the member of the City Council thus becoming Mayor shall expire at once.	Section 3. - Term of Mayor. The term of office of the Mayor shall commence <u>upon at the first regular meeting of the City Council after receipt of the certified election results from the Palm Beach County Supervisor of Elections for a term of office as set forth in Article IV of this Charter with a ceremonial induction occurring at the first regular meeting of the City Council following the Mayor's election and thereafter shall be for a period of two (2) years and until his successor is elected and qualified.</u> In the event of the vacancy in the office of the Mayor, the City Council shall elect one of its number as Mayor <u>until the next</u>	Section 3. - Term of Mayor. The term of office of the Mayor shall commence at the first regular meeting of the City Council after receipt of the certified election results from the Palm Beach County Supervisor of Elections for a term of office as set forth in Article IV of this Charter. In the event of the vacancy in the office of the Mayor, the City Council shall elect one of its number as Mayor until the next biennial election and the term of the member of the City Council thus becoming Mayor shall expire at once. The Mayor's office shall be filled by a city-wide vote for either a full-term, if appropriate, or the remaining years of the prior

These provisions are intended only to avoid special elections to fill vacancies in the elective offices and are not to be construed as being a substitute for the regular annual election.	<p><u>biennial election for the unexpired term of said vacancy</u> and the term of the member of the City Council thus becoming Mayor shall expire at once. <u>The Mayor's office shall be filled by a city-wide vote for either a full-term, if appropriate, or the remaining years of the prior term.</u> In the event the newly-appointed Mayor <u>successfully runs for that office at the next election, the period of appointment shall not count against the Mayor for purposes of term limits.</u> <u>If no member of Council desires to take the Mayor's office, the Deputy Mayor shall serve as the Mayor pro-tem pursuant to Article II, Section 2, until the next biennial election.</u> These provisions are intended only to avoid special elections to fill vacancies in the elective offices and are not to be construed as being a substitute for the regular annual election.</p>	term. In the event the newly-appointed Mayor successfully runs for that office at the next election, the period of appointment shall not count against the Mayor for purposes of term limits. If no member of Council desires to take the Mayor's office, the Deputy Mayor shall serve as the Mayor pro-tem pursuant to Article II, Section 2, until the next biennial election. These provisions are intended only to avoid special elections to fill vacancies in the elective offices and are not to be construed as being a substitute for the regular annual election.
--	---	---

3. ARTICLE III. - CITY COUNCIL

Current Language:	Legislative Change:	Proposed New Language:
<p>Section 3. - Term of Councilman. The term of office of each member of the Council shall commence upon receipt of the certified election results from the Palm Beach County Supervisor of Elections with a ceremonial induction occurring at the first regular meeting following the member's election to the Council. It shall be for a period of two (2) years and until his successor is elected and qualified. Whenever the office of any City Councilman becomes vacant, more than one hundred twenty (120) days prior to the next annual election for that council seat, the remaining members of the City Council shall</p>	<p>Section 3. - Term of Councilman. The term of office of each member of the Council shall commence <u>upon at the first regular meeting of the City Council after receipt of the certified election results from the Palm Beach County Supervisor of Elections for a term of office as set forth in Article IV of this Charter with a ceremonial induction occurring at the first regular meeting following the member's election to the Council.</u> It shall be for a period of <u>two (2) years and until his successor is elected and qualified.</u> Whenever the office of any City Councilman becomes vacant, more than</p>	<p>Section 3. - Term of Councilman. The term of office of each member of the Council shall commence at the first regular meeting of the City Council after receipt of the certified election results from the Palm Beach County Supervisor of Elections for a term of office as set forth in Article IV of this Charter. Whenever the office of any City Councilmember becomes vacant, more than one hundred twenty (120) days prior to the next biennial election, the remaining members of the City Council shall elect his or her successor, within thirty (30) days from the occurrence of such vacancy. The appointed Councilmember</p>

<p>elect his successor for the unexpired term, within thirty (30) days from the occurrence of such vacancy. These provisions are intended only to avoid special elections to fill vacancies in the elective office and are not to be construed as being a substitute for the regular annual election.</p>	<p>one hundred twenty (120) days prior to the next annual biennial election for that council seat, the remaining members of the City Council shall elect his <u>or her</u> successor for the unexpired term; within thirty (30) days from the occurrence of such vacancy. <u>The appointed Councilmember shall fill the Council seat until the next biennial election date where the seat shall be filled by a city-wide vote for either a full-term, if appropriate, or the remaining years of prior term. In the event the replacement Councilmember successfully runs for that seat at the next election, the period of appointment shall not count against the Councilmember for purposes of term limits. These provisions are intended only to avoid special elections to fill vacancies in the elective office and are not to be construed as being a substitute for the regular annual election.</u></p>	<p>shall fill the Council seat until the next biennial election date where the seat shall be filled by a city-wide vote for either a full-term, if appropriate, or the remaining years of prior term. In the event the replacement Councilmember successfully runs for that seat at the next election, the period of appointment shall not count against the Councilmember for purposes of term limits. These provisions are intended only to avoid special elections to fill vacancies in the elective office and are not to be construed as being a substitute for the regular annual election.</p>
---	---	---

4. ARTICLE IV. - ELECTIONS (*highlighted language is contingent upon Council approval -- see page 6-7*).

Current Language:	Legislative Change:	Proposed New Language:
<p>Section 4. - Elections, Qualification of Candidates.</p> <p>Only an elector of the City may qualify as a candidate for elective City office. In order to qualify, he shall file with the City Clerk no earlier than noon on the last Tuesday in January; not later than noon on the second Tuesday in February, a notice specifying the office to which he aspires and the voting district from which he is running. Candidates for the office of Mayor can be a resident of any district within the City. Voting shall be City-wide. The candidate shall submit a</p>	<p>Section 4. - Elections, Qualification of Candidates.</p> <p>Only an elector of the City may qualify as a candidate for elective City office. In order to qualify, he <u>or she</u> shall file with the City Clerk no earlier than seventy-five (75) days prior to election day; not later than noon sixty (60) days prior to election day, a notice specifying the office to which <u>he or she</u> aspires and the voting district from which <u>he or she</u> is running. Candidates for the office of Mayor can be a resident of any district within the City. Voting for the office of Mayor shall be City-wide. <u>No</u></p>	<p>Section 4. - Elections, Qualification of Candidates.</p> <p>Only an elector of the City may qualify as a candidate for elective City office. In order to qualify, he <u>or she</u> shall file with the City Clerk no earlier than seventy-five (75) days prior to election day; not later than noon sixty (60) days prior to election day, a notice specifying the office to which <u>he or she</u> aspires and the voting district from which <u>he or she</u> is running. Candidates for the office of Mayor can be a resident of any district within the City. Voting for the office of Mayor shall be City-wide. No</p>

<p>nonrefundable filing fee amounting to fifty dollars (\$50.00) plus the percentage of the annual salary for the elections Commission Trust Fund, in accordance with Chapter 99, Florida Statutes 99.092, for the office sought at the time of filing. Each candidate shall be a resident of the district seat to which he aspires. (Amended by House Bill 742, passed by the 1983 Florida Legislature).</p>	<p>member of Council shall be eligible to qualify for a Council seat if that member has served <u>three (3) consecutive terms immediately prior to the term that member is seeking to run;</u> however, such Councilmember is not prohibited from qualifying for the Mayor's office. The Mayor shall not be eligible to qualify for the Mayor's office if the Mayor has served three (3) consecutive terms immediately prior to the term the Mayor is seeking to run; however, the Mayor is not prohibited from qualifying for a Council seat. The candidate shall submit a nonrefundable filing fee amounting to fifty dollars (\$50.00) plus the percentage of the annual salary for the elections Commission Trust Fund, in accordance with Chapter 99, Florida Statutes 99.092, for the office sought at the time of filing. Each candidate shall be a resident of the district seat to which he aspires. (Amended by House Bill 742, passed by the 1983 Florida Legislature).</p>	<p>member of Council shall be eligible to qualify for a Council seat if that member has served three (3) consecutive terms immediately prior to the term that member is seeking to run; however, such Councilmember is not prohibited from qualifying for the Mayor's office. The Mayor shall not be eligible to qualify for the Mayor's office if the Mayor has served three (3) consecutive terms immediately prior to the term the Mayor is seeking to run; however, the Mayor is not prohibited from qualifying for a Council seat. The candidate shall submit a nonrefundable filing fee amounting to fifty dollars (\$50.00) plus the percentage of the annual salary for the elections Commission Trust Fund, in accordance with Chapter 99, Florida Statutes 99.092, for the office sought at the time of filing. Each candidate shall be a resident of the district seat to which he aspires.</p>
---	--	--

5. ARTICLE VIII. - ADMINISTRATIVE DEPARTMENTS

Current Language:	Legislative Change:	Proposed New Language:
<p>Section 4. - Civil Service Board. The Council shall appoint a Civil Service Board, which shall be governed by procedures as shall from time to time be established and amended by the City Council. The Civil Service Board shall recommend to the City Council for the adoption and amendment of necessary rules and regulations governing the administration of the classified personnel of the City with respect</p>	<p>Section 4. -- Civil Service Board. The Council shall appoint a Civil Service Board, which shall be governed by procedures as shall from time to time be established and amended by the City Council. The Civil Service Board shall recommend to the City Council for the adoption and amendment of necessary rules and regulations governing the administration of the classified personnel of the City with respect</p>	<p>[REPEALED] See: <i>Suggested Ordinance on page 10.</i></p>

to all matters except compensation, longevity, work hours, holidays, vacation time, leaves of absence with pay.	to all matters except compensation, longevity, work hours, holidays, vacation time, leaves of absence with pay.
---	---

6. ARTICLE VIII. - ADMINISTRATIVE DEPARTMENTS

[NEW SECTION]	<p>Section 4. - Definitions. As used in Section 2 and Section 3 of this Article, the term "full Council" shall be defined as the Mayor and all five (5) members of the Council, as Charter Officers work for and report to all six (6) elected officials.</p>	<p>Section 4. - Definitions. As used in Section 2 and Section 3 of this Article, the term "full Council" shall be defined as the Mayor and all five (5) members of the Council, as Charter Officers work for and report to all six (6) elected officials.</p>
----------------------	--	--

Amendment Items to be approved by Ordinance:

ARTICLE II. - MAYOR

Current Language:	Legislative Change:	Proposed New Language:
<p>Section 6. - Induction of Mayor. At the first regular meeting following the general election, the City Council shall hold a meeting for the purpose of conducting a ceremonial induction of the newly elected Mayor and organizing the Council.</p>	<p>Section 6. - Induction of Mayor. At the first regular meeting following the general certification of the election results by the Supervisor of Elections, the City Council shall hold a meeting for the purpose of conducting a ceremonial induction of the newly elected Mayor and organizing the Council.</p>	<p>Section 6. - Induction of Mayor. At the first regular meeting following the certification of the election results by the Supervisor of Elections, the City Council shall conduct a ceremonial induction of the newly elected Mayor and organize the Council.</p>

ARTICLE III. - CITY COUNCIL

Current Language:	Legislative Change:	Proposed New Language:
<p>Section 9. - Induction of City Council into Office. At the first regular meeting following the general election, the City Council shall hold a meeting for the purpose of conducting a</p>	<p>Section 9. - Induction of City Council into Office. At the first regular meeting following the general certification of the election results by the Supervisor of Elections, the City Council</p>	<p>Section 9. - Induction of City Council into Office. At the first regular meeting following the certification of the election results by the Supervisor of Elections, the City Council shall</p>

ceremonial induction of the newly elected members of the City Council and organizing the Council.	shall hold a meeting for the purpose of conducting a ceremonial induction of the newly elected members of the City Council and organizing the Council.	conduct a ceremonial induction of the newly elected members of the City Council and organize the Council.
---	--	---

ARTICLE IV. - ELECTIONS

Current Language: ★	Legislative Change:	Proposed New Language:
Section 3. - General Elections; Special Elections; Majority Vote Requirement. The elective officers of the City shall be chosen by City-wide vote of the City electors at a general election held as provided in this Article on the second Tuesday in March in which the term of an elective officer shall expire, and a special election for any purpose shall be held as provided hereby or by ordinance not inconsistent herewith. In every election, the candidate receiving the highest number of votes validly cast shall be declared elected. In the event of a tie vote, the election shall be determined and decided by a toss of a coin.	Section 3. - General Elections; Special Elections; Majority Vote Requirement. The elective officers of the City shall be chosen by City-wide vote of the City electors at a general election held as provided in this Article on the <u>Tuesday after the first Monday in November, second Tuesday in March in which the term of an elective officer shall expire, and a</u> special election for any purpose shall be held as provided hereby or by ordinance not inconsistent herewith. In every election, the candidate receiving the highest number of votes validly cast shall be declared elected. In the event of a tie vote, the election shall be determined and decided by a toss of a coin.	Section 3. - General Elections; Special Elections; Majority Vote Requirement. The elective officers of the City shall be chosen by City-wide vote of the City electors at a general election held as provided in this Article on the Tuesday after the first Monday in November. A special election for any purpose shall be held as provided hereby or by ordinance not inconsistent herewith. In every election, the candidate receiving the highest number of votes validly cast shall be declared elected. In the event of a tie vote, the election shall be determined and decided by a toss of a coin.

★ In the Ordinance approving this change, it is suggested that "transition language" be included, providing that Council Seats 1, 5 and the Mayor shall run quadrennially beginning in November 2018; and Council Seats 2, 3 and 4 shall run quadrennially beginning in November 2020. Incumbents in each seat may have their current terms shortened or extended to accommodate this transition.

Current Language: ★★	Legislative Change:	Proposed New Language:
Section 4. - Elections, Qualification of Candidates. Only an elector of the City may qualify as a candidate for elective City office. In order to qualify, he shall file with the City Clerk no	Section 4. - Elections, Qualification of Candidates. Only an elector of the City may qualify as a candidate for elective City office. In order to qualify, he shall file with the City Clerk no	Section 4. - Elections, Qualification of Candidates. Only an elector of the City may qualify as a candidate for elective City office. In order to qualify, he shall file with the City Clerk no

<p>earlier than noon on the last Tuesday in January; not later than noon on the second Tuesday in February, a notice specifying the office to which he aspires and the voting district from which he is running. Candidates for the office of Mayor can be a resident of any district within the City. Voting for the office of Mayor shall be City-wide. The candidate shall submit a nonrefundable filing fee amounting to fifty dollars (\$50.00) plus the percentage of the annual salary for the elections Commission Trust deposited in the Elections Commission Trust Fund, in accordance with Chapter 99, Florida Statutes 99.092, for the office sought at the time of filing. Each candidate shall be a resident of the district seat to which he aspires. (Amended by House Bill 742, passed by the 1983 Florida Legislature).</p>	<p>earlier than noon on the last Tuesday in January seventy-five (75) days prior to election day; not later than noon on the second Tuesday in February sixty (60) days prior to election day, a notice specifying the office to which he aspires and the voting district from which he is running. Candidates for the office of Mayor can be a resident of any district within the City. Voting for the office of Mayor shall be City-wide. The candidate shall submit a nonrefundable filing fee amounting to fifty dollars (\$50.00) plus the percentage of the annual salary for the elections Commission Trust deposited in the Elections Commission Trust Fund, in accordance with Chapter 99, Florida Statutes 99.092, for the office sought at the time of filing. Each candidate shall be a resident of the district seat to which he aspires. (Amended by House Bill 742, passed by the 1983 Florida Legislature).</p>	<p>earlier than seventy-five (75) days prior to election day; not later than noon sixty (60) days prior to election day, a notice specifying the office to which he aspires and the voting district from which he is running. Candidates for the office of Mayor can be a resident of any district within the City. Voting for the office of Mayor shall be City-wide. The candidate shall submit a nonrefundable filing fee amounting to fifty dollars (\$50.00) plus the percentage of the annual salary for the elections Commission Trust deposited in the Elections Commission Trust Fund, in accordance with Chapter 99, Florida Statutes 99.092, for the office sought at the time of filing. Each candidate shall be a resident of the district seat to which he aspires. (Amended by House Bill 742, passed by the 1983 Florida Legislature).</p>
---	--	--

★★ The Ordinance approving this change should be enacted as soon as possible, so as to be applied to the March, 2018 election.

Recommended Ordinances to expand upon the Charter:

ARTICLE II. - MAYOR

<p>Current Language:</p> <p>Section 2. - Deputy Mayor. The City Council shall designate one (1) of its members as Deputy Mayor, who shall serve in such capacity at the pleasure of the Council. The Deputy Mayor shall perform all of the mayoral duties during the absence or disability of the Mayor. In the event of the simultaneous absence of the Mayor and Deputy Mayor at a</p>	<p>Proposed Ordinance:</p> <p>Beginning with the organizational meeting in November, 2018, the Deputy Mayor's seat shall rotate annually beginning with Council Seat 1. Any Council member in his/her first term shall defer appointment as Deputy Mayor for a one (1) year period, at which point the appointment will go to the next sequential seat and the deferring member shall serve the subsequent year. Should any Council member decline the appointment, the appointment shall go to the next sequential member and the deferring member will not be appointed until the rotation returns to their seat. Should the Councilmember serving as Deputy Mayor vacate his/her Council seat for any reason, the Deputy Mayor designation shall rotate to the next sequential Council seat</p>
--	---

City Council meeting, and with the existence of a quorum, the Councilmembers present at such meeting shall elect one (1) of its members to preside over the meeting. That presiding Councilmember shall retain all voting powers during the duration of said meeting.	
Section 4. - Salary of Mayor. The salary of the Mayor shall be established by Ordinance; such salary shall not be increased during the current term of the Mayor enacting such Ordinance.	

and the incumbent therein shall complete the unexpired terms followed by his/her own term as Deputy Mayor. In the event the Deputy Mayor is serving as Mayor pro-term pursuant to Article II, Section 3 of the Charter, the Deputy Mayor's position will not rotate until a new Mayor is elected.	
Already Done!	

ARTICLE III. - CITY COUNCIL

Current Language:	
Section 8. - Voting. Voting on ordinances and resolutions shall be recorded in the public records of the City of Greenacres. A majority of the Council shall constitute a quorum. No action of the Council shall be valid or binding unless adopted by the affirmative vote of the majority of the quorum present, and no ordinance or resolution shall be adopted unless by the affirmative vote of at least three members.	

Proposed Ordinance:	
Any member of Council may appear at a regular or special meeting electronically only if physically unable to be present at the meeting. Any electronic appearance shall not apply for purposes of establishing a quorum, but the member shall retain all voting rights. A member appearing electronically shall not chair the Council meeting.	

Section 5. - Salary and Council People. The salaries of the members of the Council shall be established by ordinance; such salary shall not be increased during the current term of the members of the Council enacting such ordinance.	
---	--

Already Done!	
----------------------	--

ARTICLE VII. - ELECTIONS

<p>Current Language:</p> <p>Section 7. - Conduct of Elections. The City Council shall, by ordinance, establish all regulations not inconsistent herewith or with the principles governing state elections that it deems necessary or desirable for calling and conducting City elections and for preventing fraud therein, including counting of ballots and recounting thereof in case of doubt or fraud. Except as may be provided otherwise by the City Council, the City Clerk, with the approval of the City Council, shall, for each City election, appoint disinterested persons to serve as the inspectors and the clerk of the election. Polls shall open at seven o'clock in the morning, eastern standard time, and shall remain open for twelve (12) hours. The inspectors of election shall promptly complete their canvass of the election return and shall deliver their returns to the City Clerk, signed by the clerk of election and a majority of the inspectors; and the City Clerk and at least one other disinterested person appointed by the City Council shall examine these returns, shall canvass the absentee ballots, and shall by noon of the second day following the election certify the results thereof to the City Council and furnish a certificate of election to each person elected. Each newly-elected officer shall assume the duties of his office at the next meeting of the City Council following the general election or a special election held in accordance with Section 3.</p>	<p>Proposed Ordinance:</p> <p>Designate, by ordinance, the City Clerk, the City Manager and the City Attorney (or any other disinterested person) as the established Canvassing Board for municipal elections; thus, eliminating any actual or perceived bias in the selection as elections approach.</p> <p>The Supervisor of Elections will not serve on a municipalities' Canvassing Board.</p>
--	---

ARTICLE VIII. - ADMINISTRATIVE DEPARTMENTS

Current Language:
[NEW SECTION] -- <i>Already Done!</i>

Proposed Ordinance:
Interference with Administration (i.e., Policy 14).

Current Language:
<p>Section 5. - Appointed Boards and Commissions.</p> <p>The Council may by resolution create, change, and abolish advisory boards or commissions as in its judgment are required, or as are now or hereafter provided by law, and may grant to such boards and commissions powers and duties as are consistent with the provisions of this Charter. All members of appointed boards or commissions shall at the time of their appointment, be residents of the City, and shall maintain their residences for the duration of their term of office, unless otherwise provided for by this Charter or general law. In the event that particular technical or professional expertise is needed on the appointed board or commission and is unavailable among residents of the City, members of such Boards and Commissions may be selected from residents of Palm Beach County, living outside of the City.</p>

Proposed Ordinance:
Establish, by Ordinance, a Labor-Management Committee , which will have as its members non-supervisory employees and supervisory employees (other than Department Directors or Assistant Department Directors), representative of every Department in the City, which can regularly meet with the City Manager to discuss items of importance to the workforce.

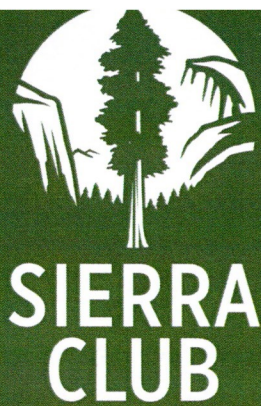
Private. Locations - Recycle Bins

1. Walmart - Forest Hill E. of Jog
2. Kwik Stop - Forest Hill E. of Jog
3. Trafalgar Square - Forest Hill E. of Jog
4. Mobil Gas Station - Forest Hill & Jog
5. West Palm Free Will Baptist - Jog S. of Summit
6. Walgreens - Forest Hill & Jog
7. River Bridge Center - Forest Hill & Jog
8. O'Rielly Auto Parts - Jog S. of Forest Hill
9. Barkley Sqyare - Jog & Constitution
10. Sunoco Gas Station - Jog & 10th Ave
11. Mobil Gas Station - Jog & 10th Ave
12. Buttonwood - Jog & 10th Ave
13. Kindercare - Jog & 10th Ave
14. Marathon - 10th Ave & 57th
15. Greenacres Food Mart - 10th Ave & Fleming
16. Strip Center - 10th Ave & 53rd
17. Cummberland Farms - 10th Ave & 52nd
18. Food quick - 10th Ave & Swain
19. Family Dollar - Haverhill & 10th Ave
20. Walgreens - Haverhill & 10th Ave
21. Strip Center - Across Fro John Leonard High
22. Mobil Gas Station - Lake Worth & Haverhill
23. Simmons Veterinary Hospital - Lake Worth & Haverhill
24. Jumbo Market - Lake Worth & Haverhill
25. Bud's Chicken & Seafood - Lake Worth W. of Military
26. American Polish Club - Lake Worth W. of Military
27. Office Depot - Lake Worth & Military
28. Habitat for Humanity - Lake Worth & Military
29. Citgo Gas Station - Lake Worth & Swain

30. Target – Lake Worth & Sherwood Forest
31. Jumbo Market - Lake Worth & Sherwood Forest
32. Walgreens - Lake Worth & Sherwood Forest
33. Greenaces Bowling - Lake Worth & Sherwood Forest
34. Liberty Plaza - Lake Worth & Sherwood Forest
35. Save-A-Lot - Lake Worth & Jog
36. Walmart - Lake Worth & Jog
37. Citgo Gas Station – Lake Worth W. of Jog
38. Temple Beth Tikvah – Jog & Melaleuca
39. Fountain Gate Plaza - Jog & Melaleuca
40. Melaleuca Crown Plaza - Jog & Melaleuca
41. Publix - Military & Melaleuca
42. J&A - Military & Melaleuca

Public Locations - Recycle Bins

1. City Hall
2. Ira Vanbullock Park
3. Diamond View Elementary
4. Greenaces Elementary
5. Heritage Elementary
6. Cholee Lake Elementary
7. Liberty Park Elementary
8. Swain Middle
9. Trade Winds Middle
10. Okeeheelee Middle
11. John Leonard High



Loxahatchee Group

2017 Conservation Priorities

Our mission is to explore, enjoy, and protect the wild places of the earth

Founded by legendary conservationist **John Muir** in **1892**, the Sierra Club is now the nation's largest and most influential **grassroots** environmental organization -- with more than **two million** members and supporters. Our successes range from protecting millions of acres of **wilderness** to helping pass the Clean Air Act, Clean Water Act, and Endangered Species Act. More recently, we've made history by leading the charge to move away from the dirty fossil fuels that cause climate disruption and toward a **clean energy** economy.

The **Loxahatchee Group** is one of seventeen Sierra Club groups in Florida. We serve more than **3,000** members in Palm Beach, Martin, St Lucie and Okeechobee counties in southeast Florida. Saving the earth is our priority. Here in southeast Florida we are at the forefront of critical issues like wetlands **preservation**, protecting native **habitat**, and promoting clean **energy**. These are our 2017 conservation priorities.

Work towards
100% clean
energy

Protect
native
habitat

Protect
open
spaces

Work Towards 100% Clean Energy

Promote Solar Co-ops

The Loxahatchee Group is partnering with the League of Women Voters Palm Beach County to make it affordable for residents to install photo-voltaic solar panels on their roofs, part of a larger partnership between the Florida Chapter of the Sierra Club and the Florida League of Women Voters. It is believed that politicians in Tallahassee will pay more attention to truly making Florida the "Sunshine State" if more constituents have solar panels. To facilitate this the Florida League of Women Voters helped charter and fund FLSUN. FLSUN is a project of the Community Power Network, which has developed a grassroots co-op approach to bring bulk buying power and expertise in selecting a solar installer to the individual consumer.

What you can do:

- Visit our website to see how you can better conserve energy in your home, whether or not you choose to go solar:
www.sierraclub.org/florida/loxahatchee/issues.
- Visit www.flsun.org to learn more about solar co-ops in Florida, if a solar co-op is active in your area, or how to start a solar co-op.
- Check our website for ongoing meetings about solar co-ops and how you can join one.

Protect the Palm Beach County Agricultural Reserve

Palm Beach County is the largest agricultural county east of the Mississippi River, and the Palm Beach County Agricultural Reserve (Ag Reserve) is one of the best growing areas in the county. The Ag Reserve, located in the area west of Boynton Beach and Delray Beach, was designated in the county's comprehensive plan for agricultural purposes. A portion of the land in the Ag Reserve was purchased with a taxpayer funded referendum enacted by the voters of Palm Beach County. Voters made a commitment to protect agriculture in Palm Beach County and committed bond funds to do it. In January 2017, the Palm Beach County Board of County Commissioners gave preliminary approval for three landowners to sell their agricultural land for commercial use. This could set the stage for additional development in the Ag Reserve.

What you can do:

- Attend a Palm Beach County Board of County Commissioners meeting and tell the commissioners you do not want to see the land in the Ag Reserve developed. If you can't attend, call or send an e-mail.
- Even if you don't live in Palm Beach County, new development is a threat to the environment throughout our area. Visit your local board of county commissioners meeting to let them know how you feel about decreasing development and protecting open spaces in your area.
- Sign up for action alerts on our website to find out when new developments are being proposed in the Ag Reserve and what you can do to stop them.


Protect Open Spaces

Protect the Water Quality of Our Local Estuaries

By supporting Everglades Restoration we decrease the necessity for dirty water to be dumped from Lake Okeechobee into our rivers and estuaries causing harmful algae blooms like those we saw during 2016 that negatively affected our area environmentally and economically. The Loxahatchee Group is working to support State Senator Joe Negron's plan to purchase land to build a reservoir south of Lake Okeechobee to store water from the lake, filter it, and eventually send it south to the Everglades and the Florida Bay.

What you can do:

- Sign up for the Florida Senate Tracker on www.flsenate.gov to receive alerts about Senator Negron's Plan (currently SB10), and prepare to contact your local legislator when the bill is presented.
- Write a letter to the editor and send it to your local newspaper talking about why you support the plan to build the reservoir.
- Visit our website at www.sierraclub.org/florida/loxahatchee and sign up for action alerts to be notified of how you can take actions to protect the water quality of our local estuaries.



Protect
Native
Habitat



Protect the Arthur R. Marshall Loxahatchee National Wildlife Refuge

The Arthur R. Marshall Loxahatchee National Wildlife Refuge is a wildlife refuge right in the backyard of our busy urban area. Located off US-441 in western Boynton Beach, the 142,392-acre refuge has been in existence for 66 years providing habitat for native flora and fauna as well as educational and wildlife-viewing activities for residents, tourists, and our youth. The South Florida Water Management District is threatening to terminate its lease of the land to the US Fish and Wildlife Service and put control of the refuge in the hands of the water management district. This may open the refuge to different land management practices than those for which it was originally intended- wildlife habitat conservation.

What you can do:

- Visit the refuge! The more visitors the refuge receives, the stronger the case for maintaining its status as a National Wildlife Refuge.
- Read the newsletter of the Friends of the Loxahatchee Wildlife Refuge to keep up to date on happenings at the refuge: www.loxahatcheefriends.com.
- Write Governor Scott an email telling him not to terminate the lease for the Loxahatchee National Wildlife Refuge: www.flgov.com/contact-gov-scott/email-the-governor.



Loxahatchee Group
PO Box 6271
Lake Worth, FL 33466
loxahatchee@florida.sierraclub.org

Join, Renew, Donate, Volunteer, Stay Connected: www.sierraclub.org/florida/loxahatchee

Your Membership in the Sierra Club makes you a part of the Loxahatchee Group, which represents Palm Beach, Martin, St. Lucie, and Okeechobee Counties.

We offer -

- **Volunteer Opportunities** to satisfy our need for community service in a way that helps preserve and enrich the earth. Leadership training is available.
- **Political Involvement** on issues ranging from sprawl, to wetlands protection, to saving threatened species and more.
- **Turtle Tracks**, an electronic newsletter that keeps our members informed about group activities & local environmental issues.
- **General Meetings** with interesting speakers who inform, educate, and inspire us in our journey. Members, guests, and visitors are always welcome and meetings are free.
- **National Sierra Club Affiliation** keeps us involved in many environmental issues. Visit the Sierra Club website at www.sierraclub.org. You'll find a link to our group website there as well.

Outings -

Our Outings Program is led by trained volunteer leaders who guide us as we explore and discover the wild world around us. The Outings Committee organizes activities for members and guests throughout the year. They vary widely in content and activity level, so there is sure to be something for everyone. To view all of our current outings visit our website or Meetup group.

- **Day Hikes/Nature Walks**
- **Day Trips: Canoeing, Kayaking, Snorkeling, Biking**
- **Camping Trips**
- **Primitive Camping/Canoeing**
- **Work Outings**

Suggested donations are encouraged for each outing. Donations are used to support the Outings program.



facebook.com/SCLoxahatchee



twitter.com/scloxahatchee



meetup.com/Sierra-Club-Loxahatchee-Group

MAYORS *for* 100% CLEAN ENERGY ENDORSEMENT



I, Mayor _____ of _____ support a goal of 100 percent clean, renewable energy in my city and across the United States.

I believe that a transition to 100 percent clean energy is good for my community: It will make us stronger, healthier, and more resilient; it will create jobs and new business opportunities; and it will allow us to become a more equitable society where everyone has opportunity in a thriving local economy.

Nearly 200 nations have agreed, for the first time in history, that the world must achieve 100 percent renewable energy by the end of this century. In the United States, action by local government is already

a significant driver of renewable energy growth because cities know firsthand that steps to reduce carbon emissions, clean the air, strengthen the economy, and improve lives.

Positive, bipartisan, community-driven solutions are possible and already happening in our community. I will continue to work with all stakeholders to transition away from dirty energy and implement local, affordable solutions like energy efficiency, solar, wind, and pollution-free electric transportation.

To join Mayors For 100% Clean Energy, please print and sign the statement below, and send a scanned copy to mayors4cleanenergy@sierraclub.org

I hereby pledge to work with my community to realize a vision of 100 percent renewable energy in _____

MAYOR'S SIGNATURE

DATE

MAYOR'S NAME

MAYOR'S MUNICIPALITY

MAYOR'S OFFICE ADDRESS

CITY, STATE, ZIP

MAYOR'S PHONE

MAYOR'S EMAIL

STAFF MEMBER'S NAME

STAFF MEMBER'S TITLE

STAFF MEMBER'S PHONE

STAFF MEMBER'S EMAIL

MAYORAL TERM

(MM/DD/YYYY to MM/DD/YYYY)

ELECTED AS

e.g. Rep., Dem., Ind., non-partisan

QUESTIONS: contact mayors4cleanenergy@sierraclub.org / 415-977-5606



SOLAR CO-OPS: FLORIDA 2017

For homeowners: improving access to MORE AFFORDABLE rooftop PV solar

What is a solar co-op?

- Solar co-ops consist of **homeowners who are bundling their buying power** to secure a competitive price for solar PV equipment for their respective homes.
- Solar co-ops are defined by geographic boundaries, such as a county or portion of a county, or “affinity groups”, such as employees of an organization, ex., school, religious institution, government, union, business, etc.
- A fulltime **FL SUN* State Director** supports co-op members thru the steps below. FL SUN is a program of Community Power Network, a 501c3 nonprofit based in Washington, DC and the Florida League of Women
- Benefits include: Citizens reduce energy bills, keep money in Florida, use clean energy, create jobs.

How do solar co-ops work?

1. Homeowners learn about solar at local public meetings, and join online at www.FLSUN.org. Roofs reviewed for suitability.
2. Once 20 - 50 members have joined, installers are invited to bid and members select one installer.
3. Installer draws up customized design and each homeowner decides if they will sign contract. (No obligation to sign)
4. Installer completes installations and co-op members enjoy monthly savings on utility bills.

What is the track record of solar co-ops in Florida? In other states?

- In Florida, two co-ops were completed in 2015, and three in 2016 with almost 1,000 households joining. Three are currently open in 2017.
- Since beginning CPN in 2011, the organization has collectively launched 67 co-ops in Washington D.C., Maryland, Virginia, West Virginia, Ohio, and Florida.

TO LEARN MORE

Definition of Zero Energy Buildings, Campuses, Communities: <http://energy.gov/eere/buildings/articles/doe-releases-common-definition-zero-energy-buildings-campuses-and>

Study of Zero Energy Homes in Florida: http://www.fsec.ucf.edu/En/research/buildings/zero_energy/index.htm

Presentation by Dr. James Fenton, Director of Florida Solar Energy Center at Treasure Coast Regional Planning Council, Sep. 19, 2008, "Taking Charge of Our Energy Future: Efficiency, Efficiency, Efficiency, Renewable Energy Generation!"

http://www.tcrpc.org/council_meetings/2008/SEP08/Fenton%20Presentation%20Treasure%20Coast%20Reg%20Plan%20Council%20IRCC%2091908.pdf

Residential Energy Services Network <http://www.resnet.us/>

Florida Renewable Energy Association, www.cleanenergyflorida.org, the Florida chapter of the American Solar Energy Society, www.ases.org, the U.S. Section of the International Solar Energy Society. In addition to its advocacy work, lots of educational material on designing energy-efficient homes and businesses for solar. Sponsors solar tours annually in October.

Clean Energy States Alliance, <http://www.cesa.org>, a membership organization of state energy offices, public utility commissions, and municipal utility commissions. Partners with nonprofit Clean Energy Group, <http://www.cleaneenergy.org/>. Both groups offer information on making renewable energy more affordable, advancing clean power to low-income customers, making communities resilient, financing clean energy systems. See <http://www.cesa.org/assets/2015-Files/Homeowners-Guide-to-Solar-Financing.pdf>

Property Assessed Clean Energy in Florida (PACE) <http://www.pacenation.us/resources/pace-in-florida/> Florida Green Energy Works (commercial PACE) <http://floridagreenenergyworks.com/> Smart Electric Power Alliance, <https://www.solarelectricpower.org/>, formerly Solar Electric Power Alliance, a utility and business organization but with resources to aid consumers in finding and reviewing solar installers, etc.

NREL Photovoltaic Solar Resource of the United States http://www.nrel.gov/gis/images/eere_pv/national_photovoltaic_2012-01.jpg NREL PV Watts Calculator <http://pvwatts.nrel.gov/>

Bulk purchasing for residential solar. Currently three Florida projects. Solarize at <http://wepowr.com/sancapsolar>; *The Solarize Guidebook* <http://www.nrel.gov/docs/fy12osti/54738.pdf> and FLSun, a Florida solar co-op <http://www.flsun.org/>

ZERO OUT YOUR ENERGY USAGE WITH NEGAWATTS or HOW TO BECOME AS ENERGY EFFICIENT AS POSSIBLE SO YOU CAN ADD SOLAR

ENROLL IN FPL'S "ON CALL" PROGRAM See <https://www.fpl.com/save/programs/on-call.html>

REPLACE ENERGY *INEFFICIENT* INCANDESCENT LIGHTS WITH ENERGY *EFFICIENT* DIMMABLE LEDs or COMPACT FLUORESCENTS

BUY ENERGY STAR APPLIANCES, ELECTRONICS, OFFICE EQUIPMENT, FANS, and BUILDING PRODUCTS FEDERAL TAX CREDITS ARE AVAILABLE THROUGH 2016. See <https://www.energystar.gov/products> and <http://programs.dsireusa.org/system/program/detail/1274>.

STRATEGICALLY PLANT FOR ENERGY CONSERVATION A MINIMUM OF THREE OR FOUR SMALL TO MEDIUM-SIZED TREES AROUND YOUR HOME or OFFICE TO SHADE WALLS AND WINDOWS ON EAST, WEST and SOUTH WALLS. See UF/IFAS Solutions Enviroscaping publication at http://solutionsforyourlife.ufl.edu/hot_topics/lawn_and_garden/enviroscaping.shtml

USE PROGRAMMABLE THERMOSTATS for AIR CONDITIONERS; TIMERS for HOT WATER HEATERS; TURN THESE APPLIANCES OFF WHEN NOT AT HOME. FIX LEAKY AIR CONDITIONING DUCTS . TUNE UP AIR CONDITIONERS ANNUALLY. REPLACE or CLEAN AC FILTERS MONTHLY. PERIODICALLY VACUUM THE COILS OF REFRIGERATORS.

TURN OFF LIGHTS and FANS AFTER USE. INSTALL MOTION SENSORS or TIMERS WHEN NECESSARY. TURN OFF ELECTRIC APPLIANCES and ELECTRONICS AT THE WALL or POWER STRIP SO THEY DO NOT CONSUME ELECTRICITY WHEN NOT IN USE.

LIGHTEN YOUR ROOF'S COLOR -- WHITE IS BEST. ADD ATTIC INSULATION TO ACHIEVE R-30 OR R-38. USE RADIANT BARRIERS IF APPLICABLE.

VISIT THE WEBSITES of the FLORIDA SOLAR ENERGY CENTER and THE DEPARTMENT OF ENERGY for INFORMATION ABOUT NET ZERO BUILDINGS.

VISIT THE WEBSITES of the FLORIDA GREEN BUILDING COALITION, the SOUTH FLORIDA CHAPTER of the U.S. GREEN BUILDING COALITION, and FLORIDA HOUSE EARNING CENTER/FLORIDA HOUSE INSTITUTE for INFORMATION ABOUT GREEN and ENERGY- SAVING HOMES and BUILDINGS.

INVEST IN SOLAR WATER HEATING, SUN TUBES and OTHER RENEWABLE ENERGY DEVICES. THERE IS NO SALES TAX. FEDERAL TAX CREDITS ARE AVAILABLE. WHEN PURCHASING SOLAR PHOTOVOLTAIC PANELS. PARTICIPATE IN YOUR UTILITY'S PV INTERCONNECT and NET METERING PROGRAMS. See Database for State Incentives for Renewables and Efficiency for federal and state incentives and utility programs at www.dsireusa.org; Florida Administrative Code Rule 25-6.065 Interconnection and Net Metering of Customer-owned Renewable Generation <https://www.flrules.org/gateway/ruleNo.asp?id=25-6.065>

KNOW YOUR RENEWABLE ENERGY RIGHTS and OBLIGATIONS. See Florida Statute 163.04 regarding renewable devices at http://www.leg.state.fl.us/Statutes/index.cfm?App_mode=Display_Statute&Search_String=0100-0199/0163/Sections/0163.04.html and Florida Statute 704.07 regarding solar easements at http://www.leg.state.fl.us/Statutes/index.cfm?App_mode=Display_Statute&Search_String=0700-0799/0704/Sections/0704.07.html. Solar America Board for Codes and Standards to understand solar access, <http://solarabcs.org/about/publications/reports/solar-access/index.html>



Mayors for 100% Clean Energy

Dear Mayor Joel Flores:

Throughout our nation's history, mayors have been at the forefront of American progress, working to expand opportunity and defend the rights of all people in their communities.

Today, families in our nation's towns and cities face many challenges related to our unsustainable and outdated energy system. Mayors see firsthand how pollution, rising energy costs, and climate change hurt millions of Americans every day.

However, mayors also know that ambitious, bipartisan, local solutions are possible. American towns and cities are a tremendous breeding ground for innovation.

Mayors can lead our nation toward a healthier, stronger, and more prosperous country by standing up for clean energy and healthy communities. From San Diego and Salt Lake City to Georgetown, Texas, and Greensburg, Kansas, cities across the United States are beginning to see the opportunity and benefits of making a transition to 100 percent renewable energy.

Now is an urgent time for action. Mayors can demonstrate their ambition to transition away from dirty energy and implement local, affordable solutions like energy efficiency, solar, wind, and pollution-free electric transportation by endorsing a goal of 100 percent renewable energy in the towns and cities they serve.

Mayors for 100% Clean Energy is a collection of mayors across the United States—from rural towns to bustling urban centers—who support a vision of 100 percent clean, renewable energy. You can show your support for 100 percent renewable energy and help to advance clean air and water, a stronger economy, and a better quality of life for all Americans.

By joining Mayors for 100% Clean Energy, you are signing up to:

- Make a public endorsement of a community-wide goal of 100 percent clean, renewable energy prior to the U.S. Conference of Mayors Annual Meeting, June 23-25.
- Discuss specific steps your city is taking to pursue ambitious clean-energy development through op-eds, media interviews, blog posts, and social media.
- Allow your name to be listed on the *Mayors for 100% Clean Energy* website and materials.
- Give people hope by demonstrating that we can make tremendous progress at the local level!

Join *Mayors for 100% Clean Energy* to build on the long legacy of cities as leaders of social, technological, and economic innovation. You can lead the way in building a healthy and vibrant clean energy economy that works for all Americans.

Sincerely:

Sheila Calderon
EXCOM Member at Large
Sierra Club Loxahatchee Group
(561) 968-4166

Florida Solar United Neighborhoods
FLSUN.org



total amount awarded:	\$765.00
-----------------------	----------

**** RECONCILE AVAILABLE FUNDS AT THE END OF EACH FISCAL YEAR WITH FINANCE

Mayor Flores and Council Members,

My husband and I have been taxpayers and residents of the City for 26 years.

We have always tried to be good law abiding citizens of this Community and live the American dream. We raised a nice family, have worked hard and pay off our debt as it comes in hopes that we can retire debt free with some money in the bank. The expansion of the Community Center, the basketball court to be specific has turned our dream into a nightmare.

We were not ^{and} have never been supporters of the City building the Community Center on our Street. We have endured loud music, garbage, and bad behavior since opening day. Then came the expansion. Prior to the Center's expansion I came before this Council and asked you to reconsider your plans for the expansion, I expressed to you the problems we were already experiencing from the Community Center and my fear was that these problems would only escalate. We are here before you again to clarify that our original concerns have materialized and we are dealing with loud rap music, basketballs bouncing, vulgar profanity and people speeding to and from 10th Ave in front of our house to go to the court 7 days a week, 365 days a year from sunrise until 10 p.m. and most nights even later. We have been awoken on many nights with our windows shaking from the music being so loud. Just yesterday my husband had to call the Sheriffs Office because the noise and the music from the court was so loud we were unable to enjoy our Sunday afternoon.

THE SIGNIFICANT IMPACT OF THE NOISE HAS LIMITED OUR ABILITY TO USE OUR PROPERTY FOR ANY NORMAL RESIDENTIAL ACTIVITIES, IT HAS DISRUPTED OUR PEACE AND WE HAVE CONCERNS OVER WHAT THIS WILL DO TO OUR PROPERTY VALUE WHEN WE DO DECIDE TO SELL OUR HOME.

THE BASKETBALL COURT HAS ALSO EFFECTED OUR FINANCES AS WE CAN NO LONGER OPEN OUR WINDOWS DURING THE WINTER MONTHS DUE TO THE NOISE, WE HAVE TO RUN OUR AIR CONDITIONER ALL YEAR LONG TO AVOID THE CLAMOR FROM NEXT DOOR. WE CAN NO LONGER ENTERTAIN OUR FRIENDS AND FAMILY IN OUR YARD DO TO THE BLARING MUSIC, BOUNCING BALLS AND VULGAR PROFANITY THAT COME FROM THE BASKETBALL COURT.

We are asking that you consider installing some type of noise abatement between our property and the basketball court. We did not buy a home next to a basketball court and we were living in our home long before the Community Center was built and the basketball court was relocated. As long time residents and taxpayers we believe we deserve a good quality of life and we just do not have that anymore. Council women Riveria, Mayor Flores and Mrs. McCue were all kind enough to visit our home and experience what we deal every day. I'm sure they can share with the rest of you how horrific the noise really is.

Thank you.

*Submitted
Nancy & Paul Roedef
Item 8*