

The City of Boynton Beach



City Commission Agenda Tuesday, April 17, 2018, 6:30 PM

City Hall Chambers
100 E. Boynton Beach Blvd., Boynton Beach, FL 33435
Regular City Commission Meeting

Boynton Beach City Commission

Mayor Steven B. Grant (At Large)
Vice Mayor Christina L. Romelus (District III)
Commissioner Justin Katz (District I)
Commissioner Mack McCray (District II)
Commissioner Joe Casello (District IV)

Lori LaVerriere, City Manager
James Cherof, City Attorney
Judith A. Pyle, City Clerk

MISSION

**To create a sustainable community by providing exceptional
municipal services, in a financially responsible manner.**

America's Gateway to the Gulfstream



www.boynton-beach.org

1. OPENINGS

- A. Call to Order - Mayor Steven B. Grant

Invocation

Pledge of Allegiance to the Flag led by Commissioner Casello

Roll Call

Agenda Approval:

- 1. Additions, Deletions, Corrections
- 2. Adoption

2. OTHER

- A. Informational items by Members of the City Commission

3. ANNOUNCEMENTS, COMMUNITY AND SPECIAL EVENTS AND PRESENTATIONS

- A. Legislative update from Representative Al Jacquet
- B. Legislative update from Senator Bobby Powell
- C. Announce that Boynton Beach Utilities will be hosting a Water Conservation Workshop for the public on Wednesday, April 25, 2018 from 5:30-7:00 pm at Intracoastal Park Clubhouse, 2240 North Federal Highway. Water Conservation Workshop on April 25, 2018
- D. Announcement by Mary DeGraffenreidt, Events and Program Manager of the Concert on the Green Event that will be held Saturday, April 21st at The Links of Boynton Beach from 3 - 6 p.m.
- E. Proclaim April 28, 2018 as Arbor Day.

4. PUBLIC AUDIENCE

INDIVIDUAL SPEAKERS WILL BE LIMITED TO 3 MINUTE PRESENTATIONS (at the discretion of the Chair, this 3 minute allowance may need to be adjusted depending on the level of business coming before the City Commission)

5. ADMINISTRATIVE

- A. Appoint eligible members of the community to serve in vacant positions on City advisory boards. The following Regular (Reg) and Alternate (Alt) Student (Stu) and Nonvoting Stu (N/V Stu) openings exist:

Arts Commission: 2 Alts

Building Board of Adjustments & Appeals: 2 Regs and 1 Alt

Employee Pension Board: 1 Reg

Senior Advisory Board: 1 Reg and 2 Alts

6. CONSENT AGENDA

Matters in this section of the Agenda are proposed and recommended by the City Manager for

"Consent Agenda" approval of the action indicated in each item, with all of the accompanying material to become a part of the Public Record and subject to staff comments

- A. **PROPOSED RESOLUTION NO. R18-060**- A resolution amending Resolution R92-96 relating to the water, wastewater and stormwater utility system.
- B. **PROPOSED RESOLUTION NO. R18-061** - Approve amending a 60-month agreement for the purchase of WAN network connectivity services from Comcast Business Communications, LLC for \$8,000 a month, utilizing the General Services Administration (GSA) contract # GS-35F-184BA. The City is allowed to purchase from this GSA contract.
- C. **PROPOSED RESOLUTION NO. R18-062** - Authorize the City Manager to sign Task Order R13-063-12 with CH2M HILL Engineers, INC. for technical assistance in the preparation and approval of the Operational Permit for Aquifer Storage and Recovery Well #2 (ASR 2) in the sum of \$58,538.24 utilizing our existing contract for Hydrogeological Consulting Services, RFQ No. 029-2821-13/DJL.
- D. Authorize the purchase of the following: Total Response Call Handling Solution from PowerPhone, Inc. of Madison, CT in the amount of \$64,588.00 as a Sole Source vendor. The purchase of Microsoft SQL Server Standard from Software House International (SHI) in the amount of \$5,179.58, utilizing State of Florida Licensing Solutions Providers(LSP) of Microsoft Software and Services, term contract # 43230000-15-02. All costs to be reimbursed by Palm Beach County 911.
- E. Approve reduction of a restoration surety, by the amount of \$97,814.40 for the completion of the clearing and grubbing of the Cortina at Boynton Village Phase 2 project.
- F. Approve utilizing the School Board of Charlotte County Florida Contract #15/16-602MP(R2) with Wabash Valley of Silver Lake, IN, for the purchase of park benches in the amount of \$64,105. The School Board of Charlotte County's procurement process satisfies the City's competitive bid requirements.
- G. Accept Surtax Capital Project Status Report for second quarter of FY 2018 - January thru March 2018
- H. Accept quarterly report on red light camera program (Jan 2018-Mar 2018)
- I. Approve adjustments to project budgets for the attached Surtax projects that are part of the approved FY 17/18 budget.
- J. Accept the Fiscal Year 2017-2018 Budget Status Report of the General Fund and the Utilities Fund for the four (4) month period ended January 31, 2018.
- K. Accept the Fiscal Year 2017-2018 Budget Status Report of the General Fund and the Utilities Fund for the five (5) month period ended February 28, 2018.
- L. Accept the written report to the Commission for purchases over \$10,000 for the month of March 2018.
- M. Legal Expenses - March 2018 - information at the request of the City Commission. No action required.
- N. Approve the minutes from City Commission meetings held on March 20 and April 3, 2018.

7. BIDS AND PURCHASES OVER \$100,000

- A. Approve utilizing the Palm Beach County contract (Bid #WUD 16-001/VMG) extension through March 14, 2019 with Aquifer Maintenance and Performance Systems, Inc. (AMPS, Inc.) of West Palm Beach, FL with the same terms, conditions, specifications and pricing. This contract will be utilized for well rehabilitation services on an AS-NEEDED BASIS, with an estimated annual expenditure of \$300,000. Palm Beach County complied with Public Contract Bid requirements equal to or exceeding the City of Boynton Beach's requirements.

- B. **PROPOSED RESOLUTION NO. R18-063** - Authorize the City Manager to sign a proposal with Routeware, Inc. of Portland, OR, utilizing the HGACBuy Contract # FL03-17 for the purchase of onboard computing system for installation in Public Works Solid Waste vehicles for the amount of \$92,827.00 plus travel costs not to exceed \$7,500. In addition to the purchase cost there will be a monthly maintenance fee of \$10,092.92 for an estimated annual expenditure of \$121,116. The HGACBuy cooperative's bid process satisfies the City's competitive bid requirements.

8. PUBLIC HEARING

7 P.M. OR AS SOON THEREAFTER AS THE AGENDA PERMITS

The City Commission will conduct these public hearings in its dual capacity as Local Planning Agency and City Commission.

- A. **PROPOSED ORDINANCE NO. 18-005 - SECOND READING** - Approve Telecommunications in Public Rights-of-Way (CDRV 18-001) - Amending Part II Code of Ordinances Chapter 25.1 Communications Facilities in Right-of-Way for consistency with the State's Advanced Wireless Infrastructure Deployment Act. City-initiated.
- B. Approve Major Site Plan Modification (MSPM 17-001) request for 104 Multi-family rental units and associated recreational amenities and site improvements, as well as a request for four (4) setback waivers, located on Lot 52 of Quantum Park, in the PID (Planned Industrial Development) zoning district. Applicant: John Lyon, Olen Properties.
- C. **PROPOSED RESOLUTION NO. R18-059** - Approve Second Amendment to the land development agreement between the City of Boynton Beach and SKYE at Boynton Beach, LLC and authorize release of surety to bury overhead utility lines across Federal Highway at SE 2nd Avenue.

9. CITY MANAGER'S REPORT

- A. Discuss Budget Workshop dates and times: Last year the Commission held a Public Input Workshop in May then the Budget Workshops in July.

The below dates would accommodate the same meetings for this upcoming budget cycle:

Public Input Budget Workshop, Tuesday, May 29, 2018 @ 6:30 P.M. at Intracoastal Park Clubhouse; and

Budget Workshops at Intracoastal Park Clubhouse;
Monday, July 16, 2018 @ 5:00 P.M.
Tuesday, July 17, 2018 @ 10:00 A.M.
Wednesday, July 18, 2018 @ 2:00 P.M.

Please note the change in location due.

10. UNFINISHED BUSINESS - None

11. NEW BUSINESS

- A. **PROPOSED RESOLUTION NO. R18-064** - Accept the transfer of property at 201 NE 1st Avenue from the Boynton Beach Community Redevelopment Agency.

12. LEGAL

- A. The Mayor has requested that legal update the Commission on opioid and gun lawsuits that are occurring around the state.
- B. **PROPOSED RESOLUTION NO. R18-065** - Authorize the Mayor to sign lease documents for

temporary space needed for City Services to operate during construction of Town Square project at the following locations:

- 2045 High Ridge Road - for the Library
- 209 N Seacrest Blvd - for Library Annex
- 3301 Quantum Blvd - for City Hall
- 3602-3606 Quantum Blvd - for Police Headquarters

Due to some final review of lease language that is underway at time of agenda publishing, there may be revisions made to the leases that are attached prior to the Commission meeting.

- C. **PROPOSED ORDINANCE 18-006 - SECOND READING - PUBLIC HEARING** - Approval of Ordinance amending Section 18-164 of the Code of Ordinances to provide for mutual consent regarding use of the 185 money; amending Section 18-169 to add normal retirement age definition for members who retire with (20) years of service only retirement, to provide for payment of death benefits to a designated beneficiary in the event that there is no spouse, and to add ten year vesting for Police Officers hired on or after October 1, 2016; adding a new Section 18-178 to add a rehire after retirement provision.

13. FUTURE AGENDA ITEMS

- A. Update Commission on topic of dogs on beach - **May 1, 2018**
- B. Agreement for Textile Recycling Franchise Agreement with FLSC, LLC dba Florida Textile Recycling Program for an exclusive City-Wide program - **May 1, 2018**
- C. Staff to review PBC Ordinance on Panhandlers - **May 2018**
- D. Staff to bring information concerning the following land parcels for the Commission to review - **TBD**
Nichols Property
Rolling Green
Girl Scout Park
- E. Vice-Mayor Katz has requested the City Attorney to provide update on legal issues with QPODD - **TBD**
- F. Staff to bring back to Commission results of negotiation with property owner a real estate purchase and sale agreement between the City of Boynton Beach and Brittany Bumgardner for a vacant parcel at the end of SW 24th Avenue adjacent to I-95. - **TBD**
- G. Staff to report on the possibility of the City beginning a Bike Share Program - **TBD**

14. ADJOURNMENT

NOTICE

IF A PERSON DECIDES TO APPEAL ANY DECISION MADE BY THE CITY COMMISSION WITH RESPECT TO ANY MATTER CONSIDERED AT THIS MEETING, HE/SHE WILL NEED A RECORD OF THE PROCEEDINGS AND, FOR SUCH PURPOSE, HE/SHE MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDING IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED. (F.S. 286.0105)

THE CITY SHALL FURNISH APPROPRIATE AUXILIARY AIDS AND SERVICES WHERE NECESSARY TO AFFORD AN INDIVIDUAL WITH A DISABILITY AN EQUAL OPPORTUNITY TO PARTICIPATE IN AND ENJOY THE BENEFITS OF A SERVICE, PROGRAM, OR ACTIVITY CONDUCTED BY THE CITY. PLEASE CONTACT THE CITY CLERK'S OFFICE, (561) 742-6060 OR (TTY) 1-800-955-8771, AT LEAST 48 HOURS PRIOR TO THE PROGRAM OR ACTIVITY IN ORDER FOR THE CITY TO REASONABLY ACCOMMODATE YOUR REQUEST.

ADDITIONAL AGENDA ITEMS MAY BE ADDED SUBSEQUENT TO THE PUBLICATION OF THE AGENDA ON THE CITY'S WEB SITE. INFORMATION REGARDING ITEMS ADDED TO THE AGENDA AFTER IT IS PUBLISHED ON THE CITY'S WEB SITE CAN BE OBTAINED