

# The City of Boynton Beach



## City Commission Agenda Tuesday, February 20, 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 Justin Katz (District I)  
Commissioner Mack McCray (District II)  
Commissioner Christina L. Romelus (District III)  
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](http://www.boynton-beach.org)

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## WELCOME

Thank you for attending the City Commission Meeting

### GENERAL RULES AND PROCEDURES FOR PUBLIC PARTICIPATION AT CITY OF BOYNTON BEACH COMMISSION MEETINGS

#### THE AGENDA:

There is an official agenda for every meeting of the City Commissioners, which determines the order of business conducted at the meeting. The City Commission will not take action upon any matter, proposal, or item of business, which is not listed upon the official agenda, unless a majority of the Commission has first consented to the presentation for consideration and action.

- **Consent Agenda Items:** These are items which the Commission does not need to discuss individually and which are voted on as a group.
- **Regular Agenda Items:** These are items which the Commission will discuss individually in the order listed on the agenda.
- **Voice Vote:** A voice vote by the Commission indicates approval of the agenda item. This can be by either a regular voice vote with "Ayes and Nays" or by a roll call vote.

#### SPEAKING AT COMMISSION MEETINGS:

The public is encouraged to offer comment to the Commission at their meetings during Public Hearings, Public Audience, and on any regular agenda item, as hereinafter described.

City Commission meetings are business meetings and, as such, the Commission retains the right to impose time limits on the discussion on an issue.

- **Public Hearings:** Any citizen may speak on an official agenda item under the section entitled "Public Hearings."
- **Public Audience:** Any citizen may be heard concerning any matter within the scope of the jurisdiction of the Commission - Time Limit - Three (3) Minutes
- **Regular Agenda Items:** Any citizen may speak on any official agenda item(s) listed on the agenda after a motion has been made and properly seconded, with the exception of Consent Agenda Items that have not been pulled for separate vote, reports, presentations and first reading of Ordinances - Time Limit - Three (3) minutes

#### ADDRESSING THE COMMISSION:

When addressing the Commission, please step up to either podium and state, for the record, your name and address.

#### DECORUM:

Any person who disputes the meeting while addressing the Commission may be ordered by the presiding officer to cease further comments and/or to step down from the podium. Failure to discontinue comments or step down when so ordered shall be treated as a continuing disruption of the public meeting. An order by the presiding officer issued to control the decorum of the meeting is binding, unless over-ruled by the majority vote of the Commission members present.

Please turn off all pagers and cellular phones in the City Commission Chambers while the City Commission Meeting is in session.

City Commission meetings are held in the Boynton Beach City Commission Chambers, 100 East Boynton Beach Boulevard, Boynton Beach. All regular meetings are held typically on the first and third Tuesdays of every month, starting at 6:30 p.m. (Please check the Agenda Schedule - some meetings have been moved due to Holidays/Election Day).

**1. OPENINGS**

A. Call to Order - Mayor Steven B. Grant

Roll Call

Invocation

Pledge of Allegiance to the Flag led by Commissioner Casello

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. Proclaim the week of February 25, 2018 as Eating Disorders Awareness Week. Catherine Herman, the Director of Development, from The Alliance For Eating Disorders Awareness will be accepting the proclamation.

B. Announcement by Michael Corbett, Director, Business Development for Career Source Palm Beach County, regarding a Construction/Trades Hiring Event on Tuesday, February 27 from 3:30 p.m. to 6:00 p.m. at Carolyn Sims.

**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: 1 Reg and 2 Alts

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

Employee Pension Board: 1 Reg

Historic Resource Preservation Bd.: 1 Alt

Senior Advisory Bd: 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. R18-027** - Authorize the Mayor to sign an Agreement with Palm Beach County (COUNTY) to facilitate an assessment process per COUNTY Code, Chapter 26 – Special Districts, Article II, Municipal Service Taxing Units (MSTU) for the construction of water and sewer pipelines, fire hydrants, water meter boxes and other associated materials within the County Road right of way (PROJECT).
- B. **PROPOSED RESOLUTION NO. R18-028** - Authorize the City Manager to sign Tower Site License Agreement with Crown Castle of Canonsburg, PA 15317, lease amount \$4,800 per year for Utility Meter Services automated meter infrastructure 3rd tower antennae installation.
- C. **PROPOSED RESOLUTION NO. R18-029** - Authorize the Mayor to sign an Interlocal Agreement with the CRA for technical support services.
- D. **PROPOSED RESOLUTION NO. R18-030** - Authorize Mayor Grant to sign the Global Covenant of Mayors for Climate and Energy Commitment Letter.
- E. **PROPOSED RESOLUTION NO. R18-031** - Assess the cost of nuisance abatement on properties within the City of Boynton Beach.
- F. **PROPOSED RESOLUTION NO. R18-032** - Approve entering into a 60-month contract for the purchase of WAN network connectivity services from Comcast Business Communications, LLC for \$6,000 a month, utilizing the General Services Administration (GSA) contract # GS-35F-184BA. The City is allowed to purchase from this GSA contract.
- G. Approve funding in the amount not too exceed \$15,000 for a Commercial Interior Build-Out Grant and an amount not too exceed \$12,000 for a Commercial Rent Reimbursement Grant to Virgin Islands Coffee Roasters, LLC, 1420 Neptune Dr. Bay #0, Boynton Beach, FL 33426.
- H. Authorize utilizing the City of Miami's contract #291272(17) extension with Expert Diesel of Fort Lauderdale, FL with an estimated annual expenditure of \$35,000 for repairs to autocar trucks and engines. The City of Miami's procurement process satisfies the City's competitive bid requirements.
- I. Accept the written report to the Commission for purchases over \$10,000 for the month of January 2018.
- J. Legal Expenses - September 2017 - Information at the request of the City Commission. No action required.
- K. Approve the minutes from the Regular City Commission meeting held on February 6, 2018

**7. BIDS AND PURCHASES OVER \$100,000**

- A. Authorize the use of five (5) approved vendors: Xylem Water Solutions, USA, Inc.; Customer Pump and Controls, Inc.; Barney's Pumps, Inc.; Hydra Service, Inc.; and Southeastern Pump for an annual expenditure not to exceed \$250,000 for wastewater pump replacement for over 160 wastewater lift stations in the Utility Service area.

**8. COMMUNITY STANDARDS and LEGAL SETTLEMENTS - None**

**9. 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. 17-021 - SECOND READING** - Approve Town Square Future Land Use Map (FLUM) Amendment from Public and Private Governmental/Institutional (PPGI) and High Density Residential (HDR) to Mixed Use Medium (MXM). City-initiated.

**PROPOSED ORDINANCE NO. 17-022 - SECOND READING** - Approve Town Square rezoning from PU (Public Usage); REC (Recreation); and R-3 (Multifamily) to MU-3 (Mixed Use 3). City-initiated.

- B. Approve the Boynton Beach Town Square Master Plan for a mix of civic, residential and commercial uses, pending reclassification of the 15.04 acre property from Public and Private Governmental/Institutional (PPGI) and High Density Residential (HDR) to Mixed Use Medium (MXM) and rezoning from Public Usage (PU), Recreation (REC), and Multifamily (R-3) to Mixed Use 3 (MU-3) zoning district. City-initiated.
- C. Approve Boynton Beach Gateway Police Station Community Design Appeal (CDPA 17-010) of Chapter 4, Article III, Section 3.G., "Overhead doors facing rights-of-way", located at the SE corner of Gateway Boulevard and High Ridge Road in the PID (Planned Industrial Development) zoning district. Applicant: City of Boynton Beach
- D. Approve Boynton Beach Gateway Police Station Major Site Plan Modification (MSPM 17-010) to construct a two-story, 53,800 square foot police station and associated site improvements immediately north of Fire Station #5, at the SE corner of Gateway Boulevard and High Ridge Road in the PID (Planned Industrial Development) zoning district. Applicant: City of Boynton Beach
- E. **PROPOSED ORDINANCE NO. 18-001 - FIRST READING** Approve MLK South Rezoning (REZN 18-003) from MU-L2 (Mixed Use–Low Intensity 2 District) to MU-2 (Mixed Use 2 District) to complete implementation of the CRA Community Redevelopment Plan's recommendation for the subject 2.97 acre area. Applicant: City-initiated.
- F. **PROPOSED ORDINANCE NO. 18-002 - FIRST READING** - Approve Neelam (fka Schnars) Business Center Rezoning (REZN 18-004) from MU-L (Mixed Use Low District) to MU-1 (Mixed Use 1 District) to complete implementation of the CRA Community Redevelopment Plan's recommendation for the subject 0.52 acre property. Applicant: City-initiated.

**10. CITY MANAGER'S REPORT**

- A. Staff is requesting the City Commission schedule a Special Meeting on Tuesday, March 13, 2018 at 4:00 pm to discuss Town Square. Staff will present the final project budget/costs/schedule, etc. and anticipates having contract documents ready for the City Commission's review and approval.

The Special Meeting will take place in the Library Program Room.

- B. Discuss Habitat for Humanity proposal regarding the development of a portion of the Galaxy Scrub area for the construction of 22 new homes.

**11. UNFINISHED BUSINESS**

- A. **PROPOSED RESOLUTION NO. R18-033** - Approve the Pilot Agreement for Automatic License Plate Recognition System Solution Services with American Traffic Solutions, Inc. (ATS) and authorize the Mayor to sign the agreement.

**12. NEW BUSINESS - None**

**13. LEGAL**

- A. **PROPOSED RESOLUTION NO. R18-034** - Consider 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 for \$200.
- B. Pursuant to Section 286.011(8), Florida Statutes, the City Attorney is requesting a private attorney-client session of the City Commission to discuss pending litigation in the following case:

SHARRON TASHA FORD, Plaintiff vs. CITY OF BOYNTON BEACH, Defendant – Case No.

**14. FUTURE AGENDA ITEMS**

- A. Staff to review PBC Ordinance on Panhandlers - **March 2018**
- B. Commission to discuss vice mayor selection - **March 20, 2018**
- C. Result of Textile Recycling RFP and recommendation - **March 20, 2018**
- D. Members of the Commission has requested to review and discuss the Public Arts Ordinance - **March 20, 2018**
- E. Mayor Grant has requested staff to review sign ordinance as it relates to people holding signs in public rights of ways - **March 6, 2018**
- F. Staff to bring information concerning the following land parcels for the Commission to review - **TBD**
  - Nichols Property
  - Rolling Green
  - Girl Scout Park
- G. Vice-Mayor Katz has requested the City Attorney to provide update on legal issues with QPODD - **TBD**
- H. Commission to consider a land sale agreement to Leisureville for land parcel adjacent to Palm Beach Leisureville - **March 6, 2018**

**15. 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 FROM THE OFFICE OF THE CITY CLERK.



# CITY OF BOYNTON BEACH AGENDA ITEM REQUEST FORM

**COMMISSION MEETING DATE:** 2/20/2018

**REQUESTED ACTION BY COMMISSION:**

Call to Order - Mayor Steven B. Grant

Roll Call

Invocation

Pledge of Allegiance to the Flag led by Commissioner Casello

Agenda Approval:

1. Additions, Deletions, Corrections
2. Adoption

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**EXPLANATION OF REQUEST:**

**HOW WILL THIS AFFECT CITY PROGRAMS OR SERVICES?**

**FISCAL IMPACT:** Non-budgeted

**ALTERNATIVES:**

**STRATEGIC PLAN:**

**STRATEGIC PLAN APPLICATION:**

**CLIMATE ACTION:** No

**CLIMATE ACTION DISCUSSION:**

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**Is this a grant?** No

**Grant Amount:**

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