



OFFICIAL MINUTES

**CITY OF GREENACRES
5800 Melaleuca Lane
Greenacres, FL 33463**

**CITY COUNCIL MEETING
Monday, January 9, 2012 - 7:00 PM**

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

Mayor Ferreri called the City Council Meeting of Monday, January 9, 2012 to order at 7:00 p.m. Denise McGrew, City Clerk, called the roll.

ROLL CALL:

Council Present:

Samuel J. Ferreri, Mayor
Peter A. Noble, Deputy Mayor
John Tharp, Councilman
Rochelle Gaenger, Councilwoman
Jonathan G. Pearce, Councilman
Paula Bousquet, Councilwoman

Attendees from Public: 8
Press: 1

Staff Present:

Wadie Atallah, City Manager
Deborah S. Manzo, Assistant City Manager
Pamela S. Terranova, City Attorney
Denise McGrew, City Clerk
Michael Grimm, Director/Building
Jim McInnis, Assistant Director/Finance
Michele Thompson, Director/Leisure Services
Thomas Lanahan, Director/Planning & Eng.
Mike Porath, Director/Public Safety
Carlos Cedeño, Director/Public Works
Cheryl Campbell, Associate Planner
Melody Larson, Assistant to the City Clerk

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

Mayor Samuel J. Ferreri led the Pledge of Allegiance.

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

Mayor Ferreri asked if there were comments from the public; hearing none, he 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 Ferreri inquired if there were any additions, deletions or substitutions to the Agenda; hearing none, he called for a motion.

MOTION: Councilman Tharp made a motion to approve the Agenda. Deputy Mayor Noble seconded the motion.

VOTE ON THE MOTION: **In Favor:** Deputy Mayor Noble, Councilman Tharp, Councilwoman Gaenger, Councilman Pearce, and Councilwoman Bousquet.

Motion carried: 5 - 0.

5. Special Business:

A. Presentation: David DeMaio, Palm Beach County Soil and Conservation District

David DeMaio described that the PBC Soil and Conservation District is a non-taxing IRS 501(c)(3) Special District governed by 5 elected officials established to educate, evaluate, and recommend ways to conserve/reduce water and energy usage.

From 1984-2008, through funding by the South Florida Water Management District, the Mobile Irrigation Labs (MILS) Program was created to evaluate irrigation systems county-wide to improve water efficiency. Mr. DeMaio provided statistical information on the water savings between 2005-2008 in Palm Beach County and concluded with the importance and benefits of water conservation.

Council members inquired on how the special district operated and questioned what current contracts it had with municipalities and homeowner associations. City Manager Wadie Atallah assured the Mayor and Council members that the information on the District's services would be provided to homeowner associations throughout the City in the near future.

6. Consent Agenda.

A. Mayor Ferreri 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 December 19, 2011 – Denise McGrew, City Clerk.
2. **Resolution No. 2012-01:** Supporting Police Officer and Firefighter Pension Plan and disability presumption reforms to make the plans sustainable, sound and secure for current and future Police Officers and Firefighters; pursuant to Staff Memo – Deborah S. Manzo, Assistant City Manager.

MOTION: Deputy Mayor Noble made a motion to approve the two (2) Consent Agenda items. Councilwoman Gaenger seconded the motion.

VOTE ON THE MOTION: In Favor: Deputy Mayor Noble, Councilman Tharp, Councilwoman Gaenger, Councilman Pearce, and Councilwoman Bousquet.

Motion carried: 5 - 0.

7. Regular Agenda.

- A. Ordinance No. 2012-01:** First Reading; Amending the Capital Improvement Element of the City's Comprehensive Plan to reflect recent changes, as requested by the Planning and Engineering Department; providing for repeal of conflicting ordinances; providing for severability; providing for transmittal to the Division of Community Development; providing for inclusion in the Comprehensive Plan; and providing for an effective date; pursuant to Staff Memo, Staff Report and Exhibit B – Thomas J. Lanahan, Planning & Engineering Director.

Denise McGrew, City Clerk, read Ordinance No. 2012-01 into the record on first reading.

Thomas J. Lanahan, Planning & Engineering Director, described the annual update to the Capital Improvement Element of the City's Comprehensive Plan and explained that the Levels of Service (LOS) required by the State were incorporated into the proposed update. Mr. Lanahan reviewed several budgeted CIP projects scheduled for FY 12 and concluded by stating staff recommended approval of CPA-11-02 through the adoption of Ordinance No. 2012-01.

Mayor Ferreri inquired if there were any comments from the Council; hearing none, he called for a motion.

MOTION: Councilwoman Bousquet made a motion to approve Ordinance No. 2012-01 on first reading. Councilwoman Gaenger seconded the motion.

Discussion on the Motion

Mayor Ferreri acknowledged discussing the repairs to the intersection of Lake Worth Road and Jog Road with the County Traffic Engineer during a recent Metropolitan Planning Organization (MPO) meeting. Although repairs are scheduled for 2016, the Mayor hoped they would be scheduled sooner.

VOTE ON THE MOTION: In Favor: Deputy Mayor Noble, Councilman Tharp, Councilwoman Gaenger, Councilman Pearce, and Councilwoman Bousquet.

Motion carried: 5 – 0.

- B. Ordinance No. 2012-05:** First Reading; Amending Chapter 10, Personnel, Article IV, Retirement, Pensions and Other Employee Benefit Programs, Division 3, Retirement Systems Authorized, Sec. 10-148 Entitled "Public Safety Officers and Firefighters

Retirement Plan and Trust”; amending the Defined Benefit Plan and Trust Adoption Agreement contained in Exhibit “B-2”; providing for repeal of conflicting ordinances; providing for inclusion in the code; providing for severability; and providing for an effective date; pursuant to Staff Memo and Share Plan. – Deborah S. Manzo, Assistant City Manager.

Denise McGrew, City Clerk, read Ordinance No. 2012-05 into the record on first reading.

Deborah S. Manzo, Assistant City Manager, described how the supplemental Share Plan was established through taxes generated from auto and homeowner insurance premiums for allocation into participant’s accounts. The latest actuarial dated October 1, 2010 reflected excess revenues of \$440,113. To date that amount exceeds \$495 ,000. Ms. Manzo noted that recent legislative changes to components of the Adoption Agreement in the form of compensation for employees were incorporated. Ms. Manzo stated staff recommended approval of Ordinance No. 2012-05.

Mayor Ferreri explained to Council members the long process the City endured to reclaim the City’s full share of its tax revenues. Only 10% of the tax revenues owed the City were actually received due to zip code errors in insurance coding and being labeled “Lake Worth” instead of “Greenacres”. He recalled the City’s relentless campaign to ensure receipt of its full share of the 175/185 monies. And once that hurdle was crossed, the State restricted how cities could spend the monies which were limited to funding only new or extra benefits to participants. He noted if the law changed, those monies could be used to reduce the City’s costs.

Mayor Ferreri inquired if there were any comments from the Council; hearing none, he called for a motion.

MOTION: Councilman Pearce made a motion to approve Ordinance 2012-05 on first reading. Councilman Tharp seconded the motion.

VOTE ON THE MOTION: **In Favor:** Deputy Mayor Noble, Councilman Tharp, Councilwoman Gaenger, Councilman Pearce, and Councilwoman Bousquet.

Motion carried: 5 - 0.

8. **Comments from the Public.** None.

9. **Staff Comments:**

A. **City Manager’s Report.**

New City Employee

City Manager Wadie Atallah introduced and welcomed the City’s new Associate Planner, Cheryl Campbell.

Local Mitigation Strategy

Mr. Atallah congratulated Assistant City Manager Deborah Manzo for her work with the Palm Beach County Division of Emergency Management Program and for making the City the recipient of the "Municipal Partner Award" presented to Ms. Manzo at the last Local Mitigation Strategy Meeting. Mr. Atallah described the purpose of the Local Mitigation Strategy Program and how it assists municipalities in obtaining federal funding through grants. He commended Ms. Manzo's involvement noting that her efforts have been instrumental in the Flood Insurance Program, pointing out that County-wide, improvements in the rating system have yielded significant savings to participating residents.

B. City Attorney's Report. None.

10. Mayor and City Council Reports.

Employee Recognition

Councilwoman Gaenger congratulated City Manager Wadie Atallah for 23 years of dedicated service to the City. Councilwoman Bousquet acknowledged how highly respected Mr. Atallah was county-wide.

2012 Municipal Election

Deputy Mayor Noble announced the opening of his campaign account for Council Seat District II and his intent to run another term.

2012 Legislative Session

Mayor Ferreri announced the beginning of the 2012 Legislative Session and urged Council members to speak with their local representatives. During an upcoming trip to Tallahassee, the Mayor plans to meet with State Legislators to remind them not to forget Greenacres. Governor Scott is focusing on education which concerned the Mayor, who questioned where the money would come from. He pointed out that Florida currently ranks 46th or 47th in the Nation in education.

11. Adjournment.

Mayor Ferreri inquired if there were any additional comments; hearing none, he adjourned the meeting at 7:35 p.m.

CITY COUNCIL

Respectfully submitted,

Samuel J. Ferreri, Mayor

Denise McGrew, City Clerk

Date Approved: _____

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