

The City of **Boynton Beach**



City Commission Agenda

Tuesday, September 19, 2017, 6:30 PM

Commission Chambers

100 E. Boynton Beach Blvd., Boynton Beach, FL 33435

Regular City Commission Meeting and 2nd Budget Public Hearing

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

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

Invocation

Pledge of Allegiance to the Flag led by Vice Mayor Justin Katz

Roll Call

Agenda Approval:

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

2. OTHER

- A. **PROPOSED RESOLUTION NO. R17-086** - Ratification by City Commission of the Boynton Beach Community Redevelopment Agency (CRA) annual budget for fiscal year 2017-2018.
- B. Conduct Second Public Budget Hearing for FY 2017/2018 Annual Operating Budget.

PROPOSED RESOLUTION NO. R17-087 - Adopt the final millage rate for the General Fund for Fiscal Year 2017-2018.

PROPOSED RESOLUTION NO. R17-088 - Adopt the Final Budget for the General Fund and all other funds for Fiscal Year 2017-2018.

- C. Informational items by Members of the City Commission

3. ANNOUNCEMENTS, COMMUNITY AND SPECIAL EVENTS AND PRESENTATIONS

- A. Announcement of recent national, state and local awards received for the City's marketing and program initiatives.
- B. Proclaim October 5, 2017 as Energy Efficiency Day in the City of Boynton Beach.

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: 3 Regs and 2 Alts

Employee Pension Board: 1 Reg

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. R17- 089** - Authorize the Mayor to sign the application and agreement for Library State Aid to Public Libraries Grant for FY2017-2018.
- B. Approve utilizing the Palm Beach County School Board contract #16C-7T with Stokes Mechanical Contractor, Inc. of Lake Worth, FL to replace coils and repair (2) two carrier package units for the West Water Treatment Plant in the amount of \$48,542. PBC School Board procurement process satisfies the City's competitive bid requirements.
- C. Approve funding in the amount not to exceed \$12,000 for a Commercial Rent Reimbursement Grant to South Florida Stairs, Inc., 2901 Commerce Drive NW, Boynton Beach, FL 33426.
- D. Accept the written report to the Commission for purchases over \$10,000 for the month of August 2017.
- E. Legal Expenses - August 2017 - Information at the request of the City Commission. No action required.
- F. Approve the minutes from the Special City Commission Workshop - Update on Town Square held on August 21, 2017.

7. BIDS AND PURCHASES OVER \$100,000

- A. Approve issuing purchase orders for the purpose of rehabilitating sidewalks in 11 separate projects that span 8 communities.
Cobra Construction, Inc. of Boynton Beach in the amount of \$136,608, plus a 10% contingency in the amount of \$13,700 for a total cost of \$150,308 and;
The Paving Lady, Inc. of Boynton Beach in the amount of \$18,000, plus a 10% contingency in the amount of \$1,800 for a total cost of \$19,800.
This sidewalk project was divided into 11 projects in order to allow local businesses within Boynton Beach to quote on individual projects and to allow the city to award individual projects as opposed to issuing a formal bid for all projects together.

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. 17-023 - SECOND READING- PUBLIC HEARING**
- Approve LDR Amendments Group 3/CRA Plan Implementation (CDRV 17-007) – Amending the LAND DEVELOPMENT REGULATIONS, Chapters 1, 3, and 4 to continue implementing Community Redevelopment Plan recommendations with changes in the future land use classification scheme, and establishment of the new R-4, Multi-family Residential Zoning District including amendments and additions to definitions, and use and lot standards. City initiated.
- B. (1) **PROPOSED ORDINANCE NO. 17-024 - SECOND READING - PUBLIC HEARING -**
Approve The Villages at East Ocean Avenue - North Future Land Use Map Amendment (LUAR 17-002) from Local Retail Commercial (LRC) to Mixed Use High (MXH). Applicant: Arthur B.

(2) **PROPOSED ORDINANCE NO. 17-025 - SECOND READING - PUBLIC HEARING -** Approve The Villages at East Ocean Avenue - North Rezoning (LUAR 17-002) from C-2 Neighborhood Commercial and C-3 Community Commercial to MU-C, Mixed Use Core District with a proposed site plan for 336 multi-family units and 12,257 square feet of commercial space. Applicant: Arthur B. D'Almeida

- C. **PROPOSED ORDINANCE NO. 17-026 - SECOND READING - PUBLIC HEARING -** Approve request for abandonment of a portion of rights-of-way (ABAN 17-002 through ABAN 17-006) consisting mostly of unimproved streets and alleys between NE/SE 3rd Street and the FEC Railroad, from Boynton Beach Boulevard south to SE 1st Avenue, in conjunction with request for major site plan modification approval of the Villages at East Ocean mixed use project. Applicant: Arthur B. D'Almeida.

- D. Approve The Villages at East Ocean Avenue - North Major Site Plan Modification (MSPM 17-003) request for a mixed-use development consisting of an eight (8)-story building with 336 dwelling units, commercial space, and associated recreational amenities and parking on a 3.379 acre site. Applicant: Arthur D'Almeida. **(TABLED to September 19, 2017 to correspond with 2nd reading of the Land Use Amendment application.)**

- E. (1) **PROPOSED ORDINANCE NO: 17-027 - SECOND READING - PUBLIC HEARING -** Approve The Villages at East Ocean - South Future Land Use Map Amendment (LUAR 17-003) from Local Retail Commercial (LRC) to Mixed Use Medium (MXM). Applicant: Arthur B. D'Almeida

(2) **PROPOSED ORDINANCE NO: 17-028 - SECOND READING -** Approve The Villages at East Ocean - South Rezoning (LUAR 17-003) from C-2 Neighborhood Commercial to MU-2, Mixed Use 2 District with a proposed site plan for 35 multi-family units and 3,500 square feet of commercial space. Applicant: Arthur B. D'Almeida

- F. Approve The Village at East Ocean Avenue - South Major Site Plan Modification (MSPM 17-004) for a mixed-use development consisting of 35 dwelling units, commercial space, and associated recreational amenities and parking on a 1.764 acre site. Applicant: Arthur D'Almeida **(TABLED to September 19, 2017 to correspond with 2nd reading of the Land Use Amendment application.)**

- G. **PROPOSED ORDINANCE NO. 17-029 - SECOND READING - PUBLIC HEARING -** Approve Flood Prevention Requirements (CDRV 17-005) - Amending the LAND DEVELOPMENT REGULATIONS, Chapter 1, Article II, Definitions and Article VIII, Section 1.D, Appeals, Chapter 2, Article IV, Sections 2 and 4, and Chapter 4, Article X, to update definitions, Building Division Processes, Standards, and adopt Flood Insurance Rate Maps and Flood Insurance Study in accordance with the NFIP requirements. City initiated. **(Ordinance number changed from 17-022 to 17-029 - scrivener error)**

- H. **PROPOSED ORDINANCE NO. 17-020 - SECOND READING - PUBLIC HEARING -** AMEND THE LAND DEVELOPMENT REGULATIONS, Chapter 1, Article II. Definitions and Article V, Section 2, Workforce Housing Program, to convert the mandatory inclusionary zoning program to an incentivized program emphasizing project density and building height. **(Second Reading advertised for September 19, 2017)**

10. **CITY MANAGER'S REPORT - None**

11. **UNFINISHED BUSINESS - None**

12. **NEW BUSINESS - None**

13. **LEGAL - None**

14. **FUTURE AGENDA ITEMS**

- A. Discussion relating to the future of the Building Board of Adjustment and Appeals - October 3, 2017
- B. Discussion of number of boards people are allowed to serve on at one time, attendance policies, eligibility rules and qualification of members for all boards- October 3, 2017
- C. Staff to review and report concerning Florida Textile Recycling, LLC. FTR, LLC which provides automated clothing recycling as a non-profit corporation and provides funding to agencies for other non-profit uses - TBD
- D. Staff to research possibility of allowing dogs at the beach during certain hours and bring back to Commission - TBD
- E. The Mayor has requested to discuss the possibility of a resolution by the City in support of development of a boat lift at the C51 canal. - October 3, 2017
- F. **PROPOSED ORDINANCE NO. 17-021 - SECOND READING** - Approve Town Square Future Land Use Map Amendment from Public and Private Governmental/Institutional (PPGI) and High Density Residential (HDR) to Mixed Use Medium (MXM) and rezone from PU Public Usage, REC Recreation and R-3 Multifamily to MU-3 Mixed Use 3 zoning district. City-initiated. *(First Reading approved 8/15, Second Reading Pending Fl. Dept. of Economic Opportunity approval, which takes approximately 2 to 4 months.)*

PROPOSED ORDINANCE NO. 17-022 - SECOND READING - Amending Ordinance 02-013 to Rezone a Parcel of Land Described Herein and Commonly Referred to as Town Square From Public Usage (Pu); Recreation (Rec) And Multifamily (R-3) to Mixed Use 3 (Mu-3).
- G. Mayor Grant has requested discussion concerning registered lobbyists and their participation on City advisory boards - TBD
- H. Commission to consider temporarily suspending the enforcement actions of the Community Standards Division for those sections of the code that require corrective action, but may be unattainable due to conditions created by Hurricane Irma.

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: 9/19/2017

REQUESTED ACTION BY COMMISSION:

Call to Order - Mayor Steven B. Grant

Invocation

Pledge of Allegiance to the Flag led by Vice Mayor Justin Katz

Roll Call

Agenda Approval:

1. Additions, Deletions, Corrections
2. Adoption

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:

Is this a grant? No

Grant Amount:



CITY OF BOYNTON BEACH AGENDA ITEM REQUEST FORM

COMMISSION MEETING DATE: 9/19/2017

REQUESTED ACTION BY COMMISSION:

PROPOSED RESOLUTION NO. R17-086 - Ratification by City Commission of the Boynton Beach Community Redevelopment Agency (CRA) annual budget for fiscal year 2017-2018.

EXPLANATION OF REQUEST:

The Community Redevelopment Agency is a Special District created by the City Commission. Florida Statute requires that the budget of special districts be contained within the general budget of the local governing authority and clearly stated as a budget of the dependent district. The Community Redevelopment Agency approved their FY 2017-2018 budget at its September 19, 2017 meeting. The attached resolution completes the annual process of accepting and approving the CRA budget.

HOW WILL THIS AFFECT CITY PROGRAMS OR SERVICES? N/A

FISCAL IMPACT: None

ALTERNATIVES: None

STRATEGIC PLAN:

STRATEGIC PLAN APPLICATION:

CLIMATE ACTION: No

CLIMATE ACTION DISCUSSION:

Is this a grant? No

Grant Amount:

ATTACHMENTS:

Type	Description
▣ Resolution	Resolution of the City Commission ratifying the CRA Budget
▣ Attachment	CRA Special Meeting Notice
▣ Attachment	CRA FY2017-18 Budget

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RESOLUTION R17-

**A RESOLUTION OF THE CITY OF BOYNTON BEACH,
FLORIDA RATIFYING THE 2017-2018 ANNUAL BUDGET
FOR THE BOYNTON BEACH COMMUNITY
REDEVELOPMENT AGENCY AND PROVIDING AN
EFFECTIVE DATE.**

WHEREAS, the Boynton Beach Community Redevelopment Agency was created by Ordinance of the City Commission pursuant to Chapter 163, Florida Statutes. The Redevelopment Agency has been designated a Florida Special District; and

WHEREAS, Florida Statutes 189.016 provides that the proposed budget of a dependent special district, with the concurrence of the local governing authority, may be budgeted separately; and

WHEREAS, a local governing authority may, in its discretion, review the budget or tax levy of any special district located solely within its boundaries; and

WHEREAS, a final budget of the Boynton Beach Community Redevelopment Agency has been reviewed and considered by the City Commission for the ensuing year, with detailed information, and the administrative staff of the City has made recommendations as to the amount necessary to be appropriated for the ensuing year.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF
THE CITY OF BOYNTON BEACH, FLORIDA THAT:**

Section 1. The foregoing "Whereas" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution upon adoption hereof.

Section 2. The City Commission of the City of Boynton Beach, Florida hereby

1 ratifies the adoption of the Boynton Beach Community Redevelopment Agency's 2017-2018
2 Annual Budget.

3 Section 3. This Resolution shall become effective immediately upon passage.

4 **PASSED AND ADOPTED** this ____ day of _____, 2017.

5
6 CITY OF BOYNTON BEACH, FLORIDA

7
8 YES NO

9
10 Mayor – Steven B. Grant _____

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12 Vice Mayor – Justin Katz _____

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14 Commissioner – Mack McCray _____

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16 Commissioner – Christina L. Romelus _____

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18 Commissioner – Joe Casello _____

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21 VOTE _____

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23 ATTEST:

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26 _____
27 Judith A. Pyle, CMC
28 City Clerk

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32 (Corporate Seal)
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NOTICE OF A SPECIAL COMMUNITY REDEVELOPMENT AGENCY
BOARD MEETING – **TUESDAY, SEPTEMBER 19, 2017** AT A TIME NOT
CERTAIN, FOLLOWING A CITY COMMISSION MEETING BEGINNING AT 6:30 PM

You are hereby notified that a Special Community Redevelopment Agency Board Meeting will be held on Tuesday, September 19, 2017 at a time not certain but following as soon thereafter a City Commission Meeting which begins @ 6:30 pm in Commission Chambers at 100 East Boynton Beach Blvd., Boynton Beach, FL, for the purpose of discussion of:

**Boynton Beach Community Redevelopment Agency FY 2017 – 2018 Annual Budget
Adoption**

Steven B. Grant, Chairperson
Michael Simon, Executive Director
Boynton Beach Community Redevelopment Agency
710 N. Federal Highway
Boynton Beach, FL 33435
561-737-3256

NOTICE

IF A PERSON DECIDES TO APPEAL ANY DECISION MADE BY THE CRA BOARD 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 CRA 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 CRA AT (561) 737-3256 AT LEAST TWENTY-FOUR HOURS PRIOR TO THE MEETING PROGRAM OR ACTIVITY IN ORDER FOR THE CRA TO REASONABLY ACCOMMODATE YOUR REQUEST.



CRA BOARD MEETING OF: September 19, 2017

OLD BUSINESS

AGENDA ITEM: XIII.D.

SUBJECT:

Consideration of Resolution 17-02 Adopting the CRA Budget for FY 2017 - 2018

SUMMARY:

At the August 8, 2017 CRA Board Meeting, the Board reviewed and approved the proposed FY 2017-2018 Project Fund, General Fund, and Debt Service budgets.

See Attachment I for Resolution No. 17-02 for the CRA Budget.

See Attachment II for the Board approved Budget FY 2017-2018.

FISCAL IMPACT:

Adoption of FY 2017-2018 CRA Budget

CRA PLAN/PROJECT/PROGRAM:

2016 Boynton Beach Community Redevelopment Plan

CRA BOARD OPTIONS:

Approve Resolution No. 17-02 adopting the attached FY 2017-2018 Budget, subject to ratification by the City of Boynton Beach Commission on September 19, 2017.

ATTACHMENTS:

Description

- ▣ **Attachment I - R12-02 Budget Adoption FY 2017-2018**
- ▣ **Attachment II - FY2017-2018 Budget**

RESOLUTION NO: R17-02

**RESOLUTION OF THE BOYNTON BEACH COMMUNITY REDEVELOPMENT
AGENCY ADOPTING A BUDGET FOR THE FISCAL YEAR OCTOBER 1, 2017
TO SEPTEMBER 30, 2018, AND PROVIDING AN EFFECTIVE DATE.**

W I T N E S S E T H:

WHEREAS, the BOYNTON BEACH COMMUNITY REDEVELOPMENT AGENCY (BBCRA), in order to implement its Community Redevelopment Plan and provide for its operating expenses, has prepared a Budget for the Fiscal Year beginning October 1, 2017 and ending September 30, 2018, attached hereto as Exhibit "A"; and

WHEREAS, the Board has determined that said Budget is in the public's interest and is necessary to implement the BBCRA's goals and objectives.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Budget attached hereto as Exhibit "A" for financial operations of the Boynton Beach Community Redevelopment Agency for the period from October 1, 2017 through September 30, 2018 is hereby adopted.
2. This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED this 12th day of September, 2017.

BOYNTON BEACH COMMUNITY
REDEVELOPMENT AGENCY

By: _____
Steven B. Grant, Chair

J. Casello	_____
S. Grant	_____
J. Katz	_____
M. McCray	_____
C. Romelus	_____

CRA FUNDING/USES			FY 2017/2018		FY18/19	FY19/20	FY20/21	FY21/22	FY22/23	FY23/24	FY24/25	FY25/26	FY26/27	FY27/28	FY28/29	FY29/30	
Tax Increment Revenue (increased in future years by estimated TIR from 500 Ocean and Ocean One)			11,461,518		12,221,446	12,285,440	12,950,510	12,995,851	13,564,442	13,628,683	13,694,849	13,763,003	13,833,200	13,905,502	13,924,210	13,943,479	
Marina Revenue			1,000,000		1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	
Fund Balance Allocation & Rollovers			-		-	-	-	-	-	-	-	-	-	-	-	-	
Fund Balance Allocation FY15-16 (Approved 6-13-17)			-		-	-	-	-	-	-	-	-	-	-	-	-	
Project Fund - Release of Working Capital (7-11-17)			500,000		-	-	-	-	-	-	-	-	-	-	-	-	
Total Revenue			12,961,518		13,221,446	13,285,440	13,950,510	13,995,851	14,564,442	14,628,683	14,694,849	14,763,003	14,833,200	14,905,502	14,924,210	14,943,479	
Debt & Operating Expenses																	
Debt Service			2,140,955		2,136,465	2,140,852	2,137,822	2,140,528	2,136,830	2,135,817	2,317,425	2,319,093	-	-	-	-	
Operating Expenses 3% incr per yr			2,619,338		2,697,918	2,778,855	2,862,221	2,948,088	3,036,530	3,127,626	3,221,455	3,318,099	3,417,641	3,520,171	3,625,776	3,734,549	
Marina			1,000,000		1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,001	1,000,002	
Sub-Total Debt & Operating Expenses			5,760,293		5,834,383	5,919,707	6,000,043	6,088,616	6,173,360	6,263,444	6,538,880	6,637,192	4,417,641	4,520,171	4,625,777	4,734,551	Remaining Developer Payments
Tax Increment Revenue Funding Agreement (TIRFA) Payments - Contractual Obligations																	
Casa Costa (47.5% 10 Years)			Year 8►	550,000	577,500	606,375	-	-	-	-	-	-	-	-	-	-	\$ 1,183,875
Wal-Mart (25% Years 6-10)			Year 6►	20,000	21,000	22,050	23,153	24,310	-	-	-	-	-	-	-	-	\$ 90,513
Seabourn Cove-Phase I (50% - 10 Years)			Year 5►	390,000	409,500	429,975	451,474	474,047	497,750	-	-	-	-	-	-	-	\$ 2,262,746
Seabourn Cove-Phase II (50% - 10 Years)			Year 4►	165,000	173,250	181,913	191,008	200,559	210,586	221,116	-	-	-	-	-	-	\$ 1,178,431
Preserve (75% Yrs 1-5; 25% Yrs 6-10)			Year 3►	105,000	110,250	115,763	40,000	42,000	44,100	46,305	48,620	-	-	-	-	-	\$ 447,038
500 Ocean (75% Yrs 1-4; 50% Yrs 5-7; 25% Yrs 8-10)				-	569,946	617,942	636,480	655,575	450,161	463,665	477,576	245,952	253,330	260,930	-	-	\$ 4,631,557
Ocean One - Phase One (75% Yrs 1-7; 50% Yr. 8)				-	-	-	480,264	495,176	510,535	526,354	542,649	559,432	576,718	396,349	-	-	\$ 4,087,477
Ocean One - Phase Two (75% Yrs 1-7; 50% Yr. 8)				-	-	-	-	-	391,417	403,520	415,986	428,827	442,052	455,674	469,705	322,771	\$ 3,329,952
Sub-Total TIRFA Payments				1,230,000	1,861,446	1,974,017	1,822,378	1,891,667	2,104,549	1,660,960	1,484,831	1,234,211	1,272,100	1,112,953	469,705	322,771	\$ 17,211,589
Total Debt/Operating/Obligated Expenses				6,990,293													
Available Project Funds				5,971,225		5,525,616	5,391,715	6,128,089	6,015,568	6,286,532	6,704,279	6,671,137	6,891,600	9,143,458	9,272,378	9,828,728	9,886,156
	CRA PLAN	ROLLOVER	as of 7/11/17	as of 7/20/17													
	DISTRICT	As of 7/20/17	NEW TIR PROJECT ALLOCATIONS	TOTAL PROJECT FUND													
Projects:																	
Ocean Breeze East (a)	Heart of Boynton	551,000	-	551,000	-	-	-	-	-	-	-	-	-	-	-	-	-
Town Square Project Funding	Cultural	-	2,500,000	2,500,000	3,700,000	3,700,000	3,700,000	2,250,000	2,250,000	2,250,000	2,250,000	2,250,000	2,250,000	1,500,000	1,500,000	1,500,000	-
Old High School Stabilization		-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Sara Sims Park	Heart of Boynton	-	600,000	600,000	-	-	-	-	-	-	-	-	-	-	-	-	-
MLK Corridor Redevelopment (a)	Heart of Boynton	600,000	600,000	1,200,000	-	-	-	-	-	-	-	-	-	-	-	-	-
Model Block	Heart of Boynton	360,670	-	360,670	-	-	-	-	-	-	-	-	-	-	-	-	-
Boynton Beach Blvd Design/Construction	Boynton Beach Blvd	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
E. Boynton Beach Blvd Ext Improvements	Boynton Beach Blvd	-	125,000	125,000													
Property Acquisition	District Wide	766,435	-	766,435	-	-	-	-	-	-	-	-	-	-	-	-	-
Cottage District Project	Heart of Boynton	70,000	-	70,000	-	-	-	-	-	-	-	-	-	-	-	-	-
Special Events	District Wide	-	578,000	578,000	-	-	-	-	-	-	-	-	-	-	-	-	-
Special Events - Community Grants		-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Woman's Club-Capital Improvements/Renovations	District Wide	-	200,000	200,000	-	-	-	-	-	-	-	-	-	-	-	-	-
Economic Development Grants (a,b)	District Wide	383,333	135,825	519,158	-	-	-	-	-	-	-	-	-	-	-	-	-
Professional Services (b)	District Wide	-	564,400	564,400	-	-	-	-	-	-	-	-	-	-	-	-	-
Neighborhood Policing Unit	Heart of Boynton	-	372,000	372,000	-	-	-	-	-	-	-	-	-	-	-	-	-
Community Standards Outreach Coordinator		-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Director of Economic Development		-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Site Work & Demolition	District Wide	73,957	-	73,957	-	-	-	-	-	-	-	-	-	-	-	-	-
Community Workshops/Meetings			-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Business Incubator Programs	District Wide	-	125,000	125,000	-	-	-	-	-	-	-	-	-	-	-	-	-
Community Clean Program		-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Marketing - Business Assistance	District Wide	-	121,000	121,000	-	-	-	-	-	-	-	-	-	-	-	-	-
Housing Rehab Program	Heart of Boynton		50,000	50,000	-	-	-	-	-	-	-	-	-	-	-	-	-
Construction In Progress (Completed in FY16-17)		-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
			-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Sub-Total			\$ 2,805,395	\$ 5,971,225	\$ 8,776,620	3,700,000	3,700,000	3,700,000	2,250,000	2,250,000	2,250,000	2,250,000	2,250,000	2,250,000	1,500,000	1,500,000	1,500,000
				\$ (0)		1,825,616	1,691,715	2,428,089	3,765,568	4,036,532	4,454,279	4,421,137	4,641,600	6,893,458	7,772,378	8,328,728	8,386,156
				TIRFA Payments►	\$ 1,230,000												
Total Project Fund				Total Project Fund►	\$ 10,006,620												

Per the Board 7/11/17		Per the Board		Per the Board	
		Original	7/11/17	Original	7/11/17
(a) MLK Corridor Redevelopment Rollover		\$ 270,000	-	(b) Economic Development Grants Rollover	
Reallocated as follows:				Rollover Components as follows:	
MLK Corridor Redevelopment - Remaining Rollover	\$ 600,000		\$ 200,000	From Professional Services Rollover FY16-17	200,000
To Ocean Breeze East	\$ 551,000		\$ 70,000	From MLK Development Rollover FY 16-17	11,000
To Economic Development Grants	\$ 11,000		270,000	From Marina Open Space FY 16-17	7,333
	\$ 1,162,000				
				\$ 165,000	\$ 218,333
					\$ 383,333

Boynton Beach CRA
General Fund - Budget Summary - FY 2017-2018

	FY 2016-2017			▼	2017-2018 vs. Prior Year	
	Original Budget	Amended Budget	Year End Estimate	2017-2018 Budget	Increase/(Decrease)	
REVENUES					Amount	%
Tax Increment Revenue (TIF)	\$10,363,156	\$10,363,156	\$10,579,150	\$11,461,518	\$1,098,362	11% (a)
Marina Rents & Fuel Sales	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ -	0%
Fund Balance Allocation - FY14-15	\$ 668,607	\$ 668,607	\$ 668,607	\$ -	\$ (668,607)	-100% (b)
Fund Balance Allocation - FY15-16	\$ -	\$ 671,909	\$ 671,909	\$ -	\$ (671,909)	-100% (c)
Total Revenues	\$12,031,763	\$12,703,672	\$12,919,666	\$12,461,518	\$ (242,154)	-2%
EXPENSES						
CRA Board & Advisory Board	\$ 29,650	\$ 29,650	\$ 29,850	\$ 30,500	\$ 850	3%
Administration						
Executive Department	\$ 455,422	\$ 455,422	\$ 460,886	\$ 445,240	\$ (10,182)	-2%
Finance Department	\$ 282,679	\$ 282,679	\$ 265,622	\$ 186,060	\$ (96,619)	-34%
Planning & Development Department	\$ 163,668	\$ 163,668	\$ 161,948	\$ 115,290	\$ (48,378)	-30%
Marketing & Business Development	\$ 141,432	\$ 141,432	\$ 141,173	\$ 167,620	\$ 26,188	19%
Special Events Department	\$ 104,696	\$ 104,696	\$ 104,596	\$ 86,870	\$ (17,826)	-17%
Taxes, Employee Benefits, Compensated Absences, Workers Comp	\$ -	\$ -	\$ -	\$ 367,938	\$ 367,938	N/A
Sub-Total	\$ 1,147,897	\$ 1,147,897	\$ 1,134,225	\$ 1,369,018	\$ 221,121	19% (d)
Other General Fund Expenses						
Insurances	\$ 179,250	\$ 179,250	\$ 164,250	\$ 172,500	\$ (6,750)	-4%
Professional Services	\$ 252,000	\$ 252,000	\$ 227,000	\$ 274,000	\$ 22,000	9%
Buildings, Grounds, Maintenance	\$ 505,545	\$ 505,545	\$ 449,045	\$ 592,770	\$ 87,225	17%
Marina Operations	\$ 1,000,000	\$ 1,000,000	\$ 990,000	\$ 1,000,000	\$ -	0%
Information Technology	\$ 64,500	\$ 64,500	\$ 60,000	\$ 80,550	\$ 16,050	25%
Contingency	\$ 100,000	\$ 100,000	\$ -	\$ 100,000	\$ -	0%
Sub-Total	\$ 2,101,295	\$ 2,101,295	\$ 1,890,295	\$ 2,219,820	\$ 118,525	6% (e)
Total General Fund Operating	\$ 3,278,842	\$ 3,278,842	\$ 3,054,370	\$ 3,619,338	\$ 340,496	10%
Operating Transfers Out						
Transfer to Debt Service Fund	\$ 2,140,220	\$ 2,140,220	\$ 2,140,220	\$ 2,140,955	\$ 735	0%
Transfer to Project Fund	\$ 6,612,701	\$ 7,284,610	\$ 7,284,610	\$ 6,701,225	\$ (583,385)	-8%
Sub-Total	\$ 8,752,921	\$ 9,424,830	\$ 9,424,830	\$ 8,842,180	\$ (582,650)	-6%
Total General Fund Expenses & Transfers Out	\$12,031,763	\$12,703,672	\$12,479,200	\$12,461,518	\$ (242,154)	-2%

NOTE: Administrative Costs As a % of General Fund 11%

(a) Property values in CRA up 8.3%

(b) Source: Audit ending 9/30/15 - General Fund, Unassigned Fund Balance; less \$167,152 for insurance reserve.
Total audited unassigned = \$835,759.

(c) Source: Audit ending 9/30/16 - General Fund, Unassigned Fund Balance; less \$167,909 for insurance reserve.
Total audited unassigned = \$839,545. Resolution Budget #1 R17-01 CRA Board Approved 6/13/2017

(d) Due to (1) consolidation of FICA taxes, benefits, workers comp insurance, reemployment and compensated absences in one general ledger department, and (2) addition in Marketing Dept. of advertising costs for Woman's Club and Marina. Marina advertising formerly in Project Fund, moved to General Fund due to completion of all phases of construction.

(e) Increase due to website redesign, cost allocation of medical clinic, Woman's Club maintenance costs and insurance, NovusAgenda and LaserFische software.

Boynton Beach CRA
Debt Service Fund - Budget Summary

Dept. #	Funding Source	FY 2016-2017			▼	2017-2018 vs. Prior Year	
		Original Budget	Amended Budget	Year End Estimate	2017-2018 Budget	Increase/(Decrease)	
						Amount	%
49900	Transfers In from General Fund	\$ 2,140,220	\$ 2,140,220	\$ 2,140,220	\$ 2,140,955	\$ 735	0.0%
	Expenses						
	Series 2012 (formerly Series 2004 & Series 2005A) - PNC Bank						
59800-814	Principal	\$ 1,265,000	\$ 1,265,000	\$ 1,265,000	\$ 1,300,000	\$ 35,000	2.8%
59800-824	Interest	\$ 360,935	\$ 360,935	\$ 360,935	\$ 328,550	\$ (32,385)	-9.0%
	Sub-Total	\$ 1,625,935	\$ 1,625,935	\$ 1,625,935	\$ 1,628,550	\$ 2,615	0.2%
	Series 2015 (formerly Series 2005B) - BB&T						
59800-815	Principal	\$ 360,000	\$ 360,000	\$ 360,000	\$ 370,000	\$ 10,000	2.8%
59800-826	Interest	\$ 153,285	\$ 153,285	\$ 153,285	\$ 141,405	\$ (11,880)	-7.8%
	Sub-Total	\$ 513,285	\$ 513,285	\$ 513,285	\$ 511,405	\$ (1,880)	-0.4%
59800-830	Financial Agent Fees	\$ 1,000	\$ 1,000	\$ 1,000	\$ 1,000	\$ -	0.0%
	Total Debt Service Expenses	\$ 2,140,220	\$ 2,140,220	\$ 2,140,220	\$ 2,140,955	\$ 735	0.0%

**BOYNTON BEACH CRA
AGGREGATE DEBT SERVICE REQUIREMENTS**

YEAR	Series 2012 - PNC Bank(a)	Series 2015 - BB&T(b)	TOTAL
FY 2017-2018	\$ 1,628,551	\$ 511,405	\$ 2,139,956
FY 2018-2019	\$ 1,626,271	\$ 509,195	\$ 2,135,466
FY 2019-2020	\$ 1,628,197	\$ 511,655	\$ 2,139,852
FY 2020-2021	\$ 1,623,202	\$ 513,620	\$ 2,136,822
FY 2021-2022	\$ 1,629,439	\$ 510,090	\$ 2,139,529
FY 2022-2023	\$ 1,624,600	\$ 511,230	\$ 2,135,830
FY 2023-2024	\$ 1,627,943	\$ 506,875	\$ 2,134,818
FY 2024-2025	\$ 1,564,236	\$ 752,190	\$ 2,316,426
FY 2025-2026	\$ 1,569,168	\$ 748,925	\$ 2,318,093
Total	\$ 14,521,608	\$ 5,075,185	\$ 19,596,793

Interest Rates

2.56%

3.30%

Projects Funded Through Bonds (2004 - 2012)

Boynton Beach Blvd Ext/Promenade Walkway	\$	10,022,149	34%
Property Acquisitions	\$	11,485,686	39%
Marina Purchase	\$	6,393,700	22%
Homeownership Assistance Grants	\$	1,389,493	5%
Economic Development Grants	\$	320,648	1%
Total	\$	29,611,676	100%

(a) Originally issued in 2004 for \$18.9 million with net proceeds of \$17.1 million (less reserve and insurance costs). Refunded in 2012 for a reduction in interest rate from 5% to 2.56% and interest rate savings of \$2.6 million.

(b) Originally issued in 2005 for \$11.3 million with net proceeds of \$10.0 million (less reserve and insurance costs). Refunded in 2015 for a reduction in interest rate from 5.6% to 3.3% and interest rate savings of \$1.8 million.

Note: Total interest rate savings on remaining debt realized of \$4.4 million.

General Fund

CRA BOARD & ADVISORY BOARD - 01-51010				FY 2016-2017			FY 2017-2018		
				Original Budget	Amended Budget	Year End Estimate	Budget	Change Incr/(Decr)	
SUMMARY								Amount	%
200	CONTRACTUAL EXPENSES			\$ 7,500	\$ 7,500	\$ 7,500	\$ 7,500	\$ -	0%
216	PUBLIC NOTICES			\$ 6,500	\$ 6,500	\$ 6,500	\$ 6,500	\$ -	0%
225	CONFERENCES, MEETINGS			\$ 14,500	\$ 14,500	\$ 14,500	\$ 15,000	\$ 500	3%
227	DELIVERY SERVICES			\$ 400	\$ 400	\$ 600	\$ 750	\$ 350	88%
310	OFFICE SUPPLIES			\$ 750	\$ 750	\$ 750	\$ 750	\$ -	0%
Total				\$ 29,650	\$ 29,650	\$ 29,850	\$ 30,500	\$ 850	3%

DETAIL							
200	CONTRACTUAL EXPENSES			\$ 7,500	\$ 7,500	\$ 7,500	\$ 7,500
	Board Minutes & City Staff Costs						
	CRA Board			\$ 7,500	\$ 7,500	\$ 4,000	\$ 4,000
	Advisory Board			\$ -	\$ -	\$ 3,500	\$ 3,500
216	PUBLIC NOTICES			\$ 6,500	\$ 6,500	\$ 6,500	\$ 6,500
	Board Meetings & Legal Notices						
	CRA Board			\$ 6,500	\$ 6,500	\$ 5,000	\$ 5,000
	Advisory Board			\$ -	\$ -	\$ 1,500	\$ 1,500
225	CONFERENCES, MEETINGS, WORKSHOPS (CRA Board)			\$ 14,500	\$ 14,500	\$ 14,500	\$ 15,000
	1. ABC's of CRAs			\$ -	\$ -	\$ -	\$ -
	2. Florida Redevelopment Assoc. (FRA)			\$ 12,000	\$ 12,000	\$ 12,000	\$ 12,000
	3. Training, Workshops, Business Development Board			\$ 500	\$ 500	\$ 500	\$ 500
	4. FL League of Cities (shared with City)			\$ 2,000	\$ 2,000	\$ 2,000	\$ 2,500
227	DELIVERY SERVICES			\$ 400	\$ 400	\$ 600	\$ 750
310	OFFICE SUPPLIES			\$ 750	\$ 750	\$ 750	\$ 750
	CRA Board			\$ 600	\$ 600	\$ 600	\$ 600
	Advisory Board			\$ 150	\$ 150	\$ 150	\$ 150

Notes:

Increase due to increased redevelopment activity and delivery services to related legal, municipal, state and county agencies and League of Cities cost sharing.

General Fund

EXECUTIVE DEPARTMENT - 01-51230		FY 2016-2017			FY 2017-2018	Change Incr/(Decr)	
SUMMARY		Original Budget	Amended Budget	Year End Estimate	Budget	Amount	%
100	PERSONNEL SERVICES	\$ 409,752	\$409,752	\$418,116	\$ 384,900	\$ (24,852)	-6%
115	AUTO ALLOWANCE	\$ 3,000	\$ 3,000	\$ 3,000	\$ 5,220	\$ 2,220	74%
225	CONFERENCES, MEETINGS	\$ 12,400	\$ 12,400	\$ 9,000	\$ 16,500	\$ 4,100	33%
226	MEMBERSHIP DUES	\$ 7,535	\$ 7,535	\$ 7,535	\$ 11,385	\$ 3,850	51%
227	DELIVERY SERVICES	\$ 500	\$ 500	\$ 500	\$ 500	\$ -	0%
229	CAREER DEVELOPMENT	\$ 12,500	\$ 12,500	\$ 12,500	\$ 16,500	\$ 4,000	32%
310	OFFICE SUPPLIES	\$ 2,500	\$ 2,500	\$ 3,000	\$ 3,000	\$ 500	20%
315	POSTAGE	\$ 2,500	\$ 2,500	\$ 2,500	\$ 2,500	\$ -	0%
340	CELLULAR PHONES	\$ 2,880	\$ 2,880	\$ 2,880	\$ 2,880	\$ -	0%
355	SUBSCRIPTIONS	\$ 605	\$ 605	\$ 605	\$ 605	\$ -	0%
360	BOOKS & PUBLICATIONS	\$ 250	\$ 250	\$ 250	\$ 250	\$ -	0%
400	EQUIPMENT COSTS	\$ 1,000	\$ 1,000	\$ 1,000	\$ 1,000	\$ -	0%
Total		\$ 455,422	\$ 455,422	\$ 460,886	\$ 445,240	\$ (10,182)	-2%

DETAIL					
100	PERSONNEL SERVICES	\$ 409,752	\$ 409,752	\$ 418,116	\$ 384,900
Salaries	Executive Director	\$ 130,691	\$ 130,691	\$ 135,000	\$ 135,000
	Assistant Director	\$ -	\$ -	\$ -	\$ 118,500
	Development Services Specialist	\$ 62,548	\$ 62,548	\$ 68,303	\$ -
	Marketing/Events/Eco. Devl. Asst.	\$ 35,000	\$ 35,000	\$ 40,000	\$ 42,500
	Overtime - Non-Exempt	\$ 2,500	\$ 2,500	\$ 2,500	\$ 2,500
	Administrative Assistant	\$ 35,000	\$ 35,000	\$ 40,000	\$ -
	Administrative Services Manager	\$ -	\$ -	\$ -	\$ 50,000
	Part-Time Employee(s)	\$ 11,700	\$ 11,700	\$ -	\$ 36,400
	Taxes & Benefits	\$ 132,313	\$ 132,313	\$ 132,313	\$ -
115	AUTO ALLOWANCE	\$ 3,000	\$ 3,000	\$ 3,000	\$ 5,220
225	CONFERENCES/MEETINGS/WORKSHOPS	\$ 12,400	\$ 12,400	\$ 9,000	\$ 16,500
	Regional - Local Meetings & Seminars	\$ 2,500	\$ 2,500	\$ 2,000	\$ 3,500
	National Conference	\$ 4,000	\$ 4,000	\$ 2,500	\$ 6,000
	State Conference	\$ 3,500	\$ 3,500	\$ 2,500	\$ 5,000
	Mileage	\$ 2,400	\$ 2,400	\$ 2,000	\$ 2,000
226	MEMBERSHIP DUES	\$ 7,535	\$ 7,535	\$ 7,535	\$ 11,385
	Urban Land Institute (ULI)	\$ 600	\$ 600	\$ 600	\$ 600
	American Planning Association (APA)	\$ 810	\$ 810	\$ 810	\$ 810
	Florida Redevelopment Association (FRA)	\$ 1,500	\$ 1,500	\$ 1,500	\$ 1,500
	American Institute of Planners (AICP)	\$ 500	\$ 500	\$ 500	\$ 500
	Business Development Board (BDB)	\$ 2,250	\$ 2,250	\$ 2,250	\$ 2,250
	Int'l. Council of Shopping Centers (ICSC)	\$ -	\$ -	\$ -	\$ 500
	American Institute of Architects (AIA)	\$ -	\$ -	\$ -	\$ 1,250
	Realtors Commercial Alliance	\$ 350	\$ 350	\$ 350	\$ 350
	NAIOP Commercial Real Estate Association	\$ 625	\$ 625	\$ 625	\$ 625
	Multiple Listing Service & Realtors Assoc.	\$ -	\$ -	\$ -	\$ 1,100
	Realtors Association of Palm Beaches	\$ -	\$ -	\$ -	\$ 1,000
	Int'l. Economic Development Council (IEDC)	\$ 500	\$ 500	\$ 500	\$ 500
	Chamber of Commerce	\$ 400	\$ 400	\$ 400	\$ 400
227	DELIVERY SERVICES	\$ 500	\$ 500	\$ 500	\$ 500
229	CAREER DEVELOPMENT	\$ 12,500	\$ 12,500	\$ 12,500	\$ 16,500
	American Planning Assoc. Cont. Prof. Ed.	\$ 3,000	\$ 3,000	\$ 3,000	\$ 3,000
	Int'l. Economic Development Council (IEDC)	\$ 3,500	\$ 3,500	\$ 3,500	\$ 3,500
	FRA Continuing Education	\$ 4,000	\$ 4,000	\$ 4,000	\$ 5,500
	AIA Continuing Education	\$ -	\$ -	\$ -	\$ 2,500
	Florida Festivals & Events	\$ 2,000	\$ 2,000	\$ 2,000	\$ 2,000
310	OFFICE SUPPLIES	\$ 2,500	\$ 2,500	\$ 3,000	\$ 3,000
315	POSTAGE	\$ 2,500	\$ 2,500	\$ 2,500	\$ 2,500
340	CELLULAR PHONES	\$ 2,880	\$ 2,880	\$ 2,880	\$ 2,880
355	SUBSCRIPTIONS	\$ 605	\$ 605	\$ 605	\$ 605
	Florida Trend	\$ 250	\$ 250	\$ 250	\$ 250
	South Florida Business Journal	\$ 130	\$ 130	\$ 130	\$ 130
	Downtown Idea Exchange	\$ 225	\$ 225	\$ 225	\$ 225
360	BOOKS & PUBLICATIONS	\$ 250	\$ 250	\$ 250	\$ 250
400	EQUIPMENT COSTS	\$ 1,000	\$ 1,000	\$ 1,000	\$ 1,000

Notes:

Decrease in personnel services due to Development Services position moved to Planning Department and taxes and benefits consolidated in 01-59000 Taxes & Employee Benefits department.

Auto allowance, conferences, memberships and career development increased for Assistant Director addition to Executive Department (previously in Planning Department).

General Fund

FINANCE DEPARTMENT - 01-51325		FY 2016-2017			FY 2017-2018		
		Original Budget	Amended Budget	Year End Estimate	Budget	Change Incr/(Decr)	
SUMMARY						Amount	%
100	PERSONNEL SERVICES	\$ 255,919	\$255,919	\$237,662	\$ 158,000	\$ (97,919)	-38%
200	CONTRACTUAL EXPENSES	\$ 250	\$ 250	\$ 250	\$ 250	\$ -	0%
201	BANK FEES	\$ 2,000	\$ 2,000	\$ 3,000	\$ 3,000	\$ 1,000	50%
225	CONFERENCES, MEETINGS	\$ 10,450	\$ 10,450	\$ 10,450	\$ 10,450	\$ -	0%
226	MEMBERSHIP DUES	\$ 820	\$ 820	\$ 820	\$ 820	\$ -	0%
227	DELIVERY SERVICES	\$ 500	\$ 500	\$ 500	\$ 500	\$ -	0%
229	CAREER DEVELOPMENT	\$ 5,000	\$ 5,000	\$ 5,000	\$ 5,000	\$ -	0%
310	OFFICE SUPPLIES	\$ 2,500	\$ 2,500	\$ 2,500	\$ 2,500	\$ -	0%
340	CELLULAR PHONES	\$ 1,440	\$ 1,440	\$ 1,440	\$ 1,440	\$ -	0%
355	SUBSCRIPTIONS	\$ 1,300	\$ 1,300	\$ 1,200	\$ 1,300	\$ -	0%
360	BOOKS & PUBLICATIONS	\$ 700	\$ 700	\$ 700	\$ 700	\$ -	0%
365	OFFICE PRINTING COSTS	\$ 300	\$ 300	\$ 600	\$ 600	\$ 300	100%
400	EQUIPMENT COSTS	\$ 1,500	\$ 1,500	\$ 1,500	\$ 1,500	\$ -	0%
Total		\$ 282,679	\$282,679	\$265,622	\$ 186,060	\$ (96,619)	-34%

DETAIL				FY 2017-2018		Change Incr/(Decr)	
100	PERSONNEL SERVICES	\$	255,919	\$255,919	\$237,662	\$	158,000
Salaries	Finance Director	\$	101,036	\$101,036	\$ 93,000	\$	93,000
	Finance Specialist	\$	75,221	\$ 75,221	\$ 65,000	\$	65,000
	Taxes & Benefits	\$	79,662	\$ 79,662	\$ 79,662	\$	-
200	CONTRACTUAL EXPENSES-Florida Dept. of Economic Opportunity	\$	250	\$ 250	\$ 250	\$	250
201	BANK FEES	\$	2,000	\$ 2,000	\$ 3,000	\$	3,000
225	CONFERENCES, MEETINGS, WORKSHOPS	\$	10,450	\$ 10,450	\$ 10,450	\$	10,450
	Regional - Local Meetings & Seminars	\$	750	\$ 750	\$ 750	\$	750
	Mileage	\$	700	\$ 700	\$ 700	\$	700
	Financial Systems Conference (INCODE)	\$	4,000	\$ 4,000	\$ 4,000	\$	4,000
	Florida Redevelopment Association (FRA)	\$	3,000	\$ 3,000	\$ 3,000	\$	3,000
	Budget Meeting	\$	2,000	\$ 2,000	\$ 2,000	\$	2,000
226	MEMBERSHIP DUES	\$	820	\$ 820	\$ 820	\$	820
	FL Government Finance Officers Assoc. (FGFOA)	\$	300	\$ 300	\$ 300	\$	300
	Government Finance Officers Assoc. (GFOA)	\$	320	\$ 320	\$ 320	\$	320
	Society for Human Resource Management	\$	200	\$ 200	\$ 200	\$	200
227	DELIVERY SERVICES	\$	500	\$ 500	\$ 500	\$	500
229	CAREER DEVELOPMENT	\$	5,000	\$ 5,000	\$ 5,000	\$	5,000
	Finance Certification Programs/Continuing Ed.) - GFOA/FGFOA	\$	5,000	\$ 5,000	\$ 5,000	\$	5,000
310	OFFICE SUPPLIES	\$	2,500	\$ 2,500	\$ 2,500	\$	2,500
340	CELLULAR PHONES	\$	1,440	\$ 1,440	\$ 1,440	\$	1,440
355	SUBSCRIPTIONS - Financial Reporting Agencies	\$	1,300	\$ 1,300	\$ 1,200	\$	1,300
360	BOOKS & PUBLICATIONS	\$	700	\$ 700	\$ 700	\$	700
365	OFFICE PRINTING COSTS-Check Stock/1099s	\$	300	\$ 300	\$ 600	\$	600
400	EQUIPMENT COSTS	\$	1,500	\$ 1,500	\$ 1,500	\$	1,500

Notes:

Decrease due to all employee taxes and benefits consolidated in 01-59000 Taxes & Employee Benefits department.

General Fund

PLANNING & DEVELOPMENT DEPARTMENT - 01-51440				FY 2016-2017		FY 2017-2018	Change Incr/(Decr)	
SUMMARY				Original Budget	Amended Budget	Year End Estimate	Budget	
							Amount	%
100	PERSONNEL SERVICES			\$ 145,308	\$145,308	\$145,308	\$ 75,000	\$ (70,308) -48%
225	CONFERENCES, MEETINGS			\$ 4,820	\$ 4,820	\$ 4,820	\$ 29,820	\$ 25,000 519%
226	MEMBERSHIP DUES			\$ 2,100	\$ 2,100	\$ 2,100	\$ 350	\$ (1,750) -83%
227	DELIVERY SERVICES			\$ 300	\$ 300	\$ 300	\$ 300	\$ - 0%
229	CAREER DEVELOPMENT			\$ 4,300	\$ 4,300	\$ 4,200	\$ 4,300	\$ - 0%
310	OFFICE SUPPLIES			\$ 1,500	\$ 1,500	\$ 1,500	\$ 1,500	\$ - 0%
340	CELLULAR PHONES			\$ 900	\$ 900	\$ 720	\$ 720	\$ (180) -20%
355	SUBSCRIPTIONS			\$ 2,640	\$ 2,640	\$ 1,200	\$ 1,500	\$ (1,140) -43%
360	BOOKS & PUBLICATIONS			\$ 300	\$ 300	\$ 300	\$ 300	\$ - 0%
365	OFFICE PRINTING COSTS			\$ 1,500	\$ 1,500	\$ 1,500	\$ 1,500	\$ - 0%
Total				\$ 163,668	\$ 163,668	\$ 161,948	\$ 115,290	\$ (48,378) -30%

DETAIL								
100	PERSONNEL SERVICES			\$ 145,308	\$ 145,308	\$ 145,308	\$ 75,000	
Salaries	Assistant Director			\$ 101,275	\$ 101,275	\$ 101,275	\$ -	
	Development Services Manager			\$ -	\$ -	\$ -	\$ 75,000	
	Taxes & Benefits			\$ 44,033	\$ 44,033	\$ 44,033	\$ -	
225	CONFERENCES, MEETINGS, WORKSHOPS			\$ 4,820	\$ 4,820	\$ 4,820	\$ 29,820	
	Regional - Local Meetings & Seminars			\$ 2,000	\$ 2,000	\$ 2,000	\$ 2,000	
	Mileage			\$ 1,320	\$ 1,320	\$ 1,320	\$ 1,320	
	Economic Development Conferences			\$ 1,500	\$ 1,500	\$ 1,500	\$ 1,500	
	Community Workshops & Meetings			\$ -	\$ -	\$ -	\$ 25,000	
226	MEMBERSHIP DUES			\$ 2,100	\$ 2,100	\$ 2,100	\$ 350	
	Realtors Commercial Alliance			\$ -	\$ -	\$ -	\$ 350	
	Multiple Listing Service & Realtors Assoc.			\$ 1,100	\$ 1,100	\$ 1,100	\$ -	
	Realtors Association of Palm Beaches			\$ 1,000	\$ 1,000	\$ 1,000	\$ -	
227	DELIVERY SERVICES			\$ 300	\$ 300	\$ 300	\$ 300	
229	CAREER DEVELOPMENT			\$ 4,300	\$ 4,300	\$ 4,200	\$ 4,300	
	Redevelopment Continuing Education			\$ 2,500	\$ 2,500	\$ 2,500	\$ 2,500	
	Florida Redevelopment Association (FRA)			\$ 1,800	\$ 1,800	\$ 1,700	\$ 1,800	
310	OFFICE SUPPLIES			\$ 1,500	\$ 1,500	\$ 1,500	\$ 1,500	
340	CELLULAR PHONES			\$ 900	\$ 900	\$ 720	\$ 720	
355	SUBSCRIPTIONS - LoopNet			\$ 2,640	\$ 2,640	\$ 1,200	\$ 1,500	
360	BOOKS & PUBLICATIONS			\$ 300	\$ 300	\$ 300	\$ 300	
365	OFFICE PRINTING COSTS			\$ 1,500	\$ 1,500	\$ 1,500	\$ 1,500	

Notes:

Decreases due to Assistant Director position moved to Executive Department with associated expenses.
Community Workshops & Meetings moved from Project Fund to General Fund.

General Fund

MARKETING & BUSINESS DEVELOPMENT 01-57400		FY 2016-2017			FY 2017-2018	Change Incr/(Decr)	
		Original Budget	Amended Budget	Year End Estimate	Budget		
SUMMARY						Amount	%
100	PERSONNEL SERVICES	\$ 88,737	\$ 88,737	\$ 89,128	\$ 61,035	\$ (27,702)	-31%
	ADVERTISING/COMMUNITY/WOMAN'S						
216	CLUB/MARINA	\$ 6,000	\$ 6,000	\$ 5,000	\$ 58,540	\$ 52,540	876%
218	MARKETING/WOMAN'S CLUB COLLATERAL	\$ 5,000	\$ 5,000	\$ 5,000	\$ 5,000	\$ -	0%
225	CONFERENCES, MEETINGS	\$ 5,900	\$ 5,900	\$ 5,900	\$ 5,900	\$ -	0%
226	MEMBERSHIP DUES	\$ 5,250	\$ 5,250	\$ 5,800	\$ 5,800	\$ 550	10%
227	POSTAGE	\$ 4,000	\$ 4,000	\$ 3,000	\$ 4,000	\$ -	0%
229	CAREER DEVELOPMENT	\$ 1,800	\$ 1,800	\$ 2,500	\$ 2,500	\$ 700	39%
236	PHOTOGRAPHY & VIDEOS	\$ 15,000	\$ 15,000	\$ 15,000	\$ 15,000	\$ -	0%
310	OFFICE SUPPLIES	\$ 1,500	\$ 1,500	\$ 1,500	\$ 1,500	\$ -	0%
340	CELLULAR PHONES	\$ 720	\$ 720	\$ 720	\$ 720	\$ -	0%
355	SUBSCRIPTIONS	\$ 1,325	\$ 1,325	\$ 1,425	\$ 1,425	\$ 100	8%
360	BOOKS & PUBLICATIONS	\$ 200	\$ 200	\$ 200	\$ 200	\$ -	0%
365	MARKETING PRINTING COSTS	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000	\$ -	0%
Total		\$ 141,432	\$ 141,432	\$ 141,173	\$ 167,620	\$ 26,188	19%

DETAIL							
100	PERSONNEL SERVICES	\$ 88,737	\$ 88,737	\$ 89,128	\$ 61,035		
Salaries	Marketing & Business Development Specialist	\$ 58,407	\$ 58,407	\$ 61,035	\$ 61,035		
	Taxes & Benefits	\$ 30,330	\$ 30,330	\$ 28,093	\$ -		
	ADVERTISING-COMMUNITY/WOMAN'S						
216	CLUB/MARINA	\$ 6,000	\$ 6,000	\$ 5,000	\$ 58,540		
	Community Advertising	\$ 6,000	\$ 6,000	\$ 5,000	\$ 6,000		
	Women's Club	\$ -	\$ -	\$ -	\$ 10,000		
	Marina	\$ -	\$ -	\$ -	\$ 42,540		
218	MARKETING & WOMAN'S CLUB COLLATERAL	\$ 5,000	\$ 5,000	\$ 5,000	\$ 5,000		
225	CONFERENCES, MEETINGS, WORKSHOPS	\$ 5,900	\$ 5,900	\$ 5,900	\$ 5,900		
	Regional - Local Meetings & Seminars	\$ 800	\$ 800	\$ 800	\$ 800		
	Mileage	\$ 800	\$ 800	\$ 800	\$ 800		
	State Marketing-related Conferences	\$ 1,000	\$ 1,000	\$ 1,000	\$ 1,000		
	Visit Florida Governor's Conference (with City)	\$ 1,500	\$ 1,500	\$ 1,500	\$ 1,500		
	Florida Redevelopment Association (FRA)	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800		
226	MEMBERSHIP DUES	\$ 5,250	\$ 5,250	\$ 5,800	\$ 5,800		
	Visit Florida	\$ 475	\$ 475	\$ 475	\$ 475		
	Palm Beach County Convention & Visitors Bureau (represents 50% of cost to be shared with City)	\$ 2,500	\$ 2,500	\$ 3,000	\$ 3,000		
	International Downtown Association (IDA)	\$ 1,725	\$ 1,725	\$ 1,725	\$ 1,725		
	Gold Coast Public Relations Council	\$ 50	\$ 50	\$ 100	\$ 100		
	International Festivals & Events Association	\$ 500	\$ 500	\$ 500	\$ 500		
227	POSTAGE	\$ 4,000	\$ 4,000	\$ 3,000	\$ 4,000		
229	CAREER DEVELOPMENT	\$ 1,800	\$ 1,800	\$ 2,500	\$ 2,500		
	Florida Festivals & Events Training	\$ 1,800	\$ 1,800	\$ 2,500	\$ 2,500		
236	PHOTOGRAPHY, VIDEOS, PROMOTIONAL	\$ 15,000	\$ 15,000	\$ 15,000	\$ 15,000		
310	OFFICE SUPPLIES	\$ 1,500	\$ 1,500	\$ 1,500	\$ 1,500		
340	CELLULAR PHONES	\$ 720	\$ 720	\$ 720	\$ 720		
355	SUBSCRIPTIONS	\$ 1,325	\$ 1,325	\$ 1,425	\$ 1,425		
	Palm Beach Post	\$ 425	\$ 425	\$ 475	\$ 475		
	Sun-Sentinel	\$ 475	\$ 475	\$ 475	\$ 475		
	Wall Street Journal	\$ 425	\$ 425	\$ 475	\$ 475		
360	BOOKS & PUBLICATIONS	\$ 200	\$ 200	\$ 200	\$ 200		
365	MARKETING PRINTING COSTS	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000		

Notes:

Decrease in Personnel Services due to all employee taxes and benefits consolidated in 01-59000 Taxes & Employee Benefits department.

Increase in advertising due to (1) acquisition of Women's Club in FY16-17, and (2) Marina advertising and collateral costs moved from Project Fund to General Fund since all phases of Marina construction completed in FY 16-17.

BOYNTON BEACH CRA

FY 2017-2018

MARINA MARKETING BUDGET - GENERAL FUND 01-57400

A	Project Seahorse	Marina collaborative with City, Palm Beach County	\$ 5,000
B	Promotional Collateral	Design & Develop a custom brochure, promotional rack cards for the Marina	\$ 4,000
C	Coastal Angler	6 1/4 page ads in Coastal Angler Magazine 10,000 circulation \$1,440 creative \$630	\$ 2,070
D	Marina Marketing Discover the Palm Beaches	One custom email for \$2,400 – promoting the CRA district and the amenities available (Marina, dining, eco-adventure) Native advertising: \$1,760 (approximately 90,000 impressions, can run in certain time periods to promote the Marina)\$840.00 ad placement	\$ 5,000
E	Waterway Guide	Website presence on Waterway Guide.com 1/2 page ad in the annual hard copy and magazine creative \$185	\$ 4,760
F	Western community Marina Campaign	Create and produce 5 full page ads in the Neighborhood News to reach out to the Western Community creative 5 ads \$825	\$ 5,325
G	Hotel Touch Screens & Maps	Marina information in all the local Hotels at the Touch screens in the lobby and map circulation 100,000 printed and distributed	\$ 2,800
H	Promotional Collateral	Visit Florida Rack cards design and development of rack cards to promote the Boynton Harbor Marina at the Florida Turnpike Welcome Centers working with Visit Florida and Discover the Palm Beaches annual fee is \$301.61 Printing for 5 locations on I95 from Stateline down to Miami	\$ 4,000
I	Marina Life	Design 1/4 page ad in Marina Life magazine quarterly and placement on the website with a featured listing social media presence contract is for \$2,400 creative 4 ad \$1,000	\$ 3,400
J	Discover the Palm Beaches visitors book	Full page ad in the Discover the Palm Beaches Visitors guide book located in all the Palm Beach county hotel rooms to promote the Marina creative \$200	\$ 3,200
K	Delray News	3 Full page ad placement to promote the Marina \$795 creative 3 ads \$600	\$ 2,985
Total Marina Marketing			\$ 42,540

General Fund

SPECIAL EVENTS - 01-57500		FY 2016-2017			FY 2017-2018	Change Incr/(Decr)	
SUMMARY		Original Budget	Amended Budget	Year End Estimate	Budget	Amount	%
100	PERSONNEL SERVICES	\$ 72,826	\$ 72,826	\$ 72,826	\$ 55,000	\$ (17,826)	-24%
225	CONFERENCES, MEETINGS	\$ 6,100	\$ 6,100	\$ 6,100	\$ 6,100	\$ -	0%
226	MEMBERSHIP DUES	\$ 500	\$ 500	\$ 500	\$ 500	\$ -	0%
229	CAREER DEVELOPMENT	\$ 2,500	\$ 2,500	\$ 2,500	\$ 2,500	\$ -	0%
310	OFFICE SUPPLIES	\$ 1,500	\$ 1,500	\$ 1,500	\$ 1,500	\$ -	0%
340	CELLULAR PHONES	\$ 720	\$ 720	\$ 720	\$ 720	\$ -	0%
355	SUBSCRIPTIONS	\$ 250	\$ 250	\$ 250	\$ 250	\$ -	0%
360	BOOKS & PUBLICATIONS	\$ 300	\$ 300	\$ 200	\$ 300	\$ -	0%
365	OFFICE PRINTING COSTS	\$ 20,000	\$ 20,000	\$ 20,000	\$ 20,000	\$ -	0%
Total		\$ 104,696	\$ 104,696	\$ 104,596	\$ 86,870	\$ (17,826)	-17%

DETAIL					
100	PERSONNEL SERVICES	\$ 72,826	\$ 72,826	\$ 72,826	\$ 55,000
Salaries	Special Events Coordinator	\$ 46,350	\$ 46,350	\$ 50,000	\$ 55,000
	Taxes & Benefits	\$ 26,476	\$ 26,476	\$ 22,826	\$ -
225	CONFERENCES, MEETINGS, WORKSHOPS	\$ 6,100	\$ 6,100	\$ 6,100	\$ 6,100
	Regional - Local Meetings & Seminars	\$ 1,500	\$ 1,500	\$ 1,500	\$ 1,500
	Mileage	\$ 1,000	\$ 1,000	\$ 1,000	\$ 1,000
	State Event-related Travel	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800
	Florida Redevelopment Association (FRA)	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800
226	MEMBERSHIP DUES	\$ 500	\$ 500	\$ 500	\$ 500
	Florida Festival & Events	\$ 500	\$ 500	\$ 500	\$ 500
229	CAREER DEVELOPMENT	\$ 2,500	\$ 2,500	\$ 2,500	\$ 2,500
	Events Training	\$ 2,500	\$ 2,500	\$ 2,500	\$ 2,500
310	OFFICE SUPPLIES	\$ 1,500	\$ 1,500	\$ 1,500	\$ 1,500
340	CELLULAR PHONES	\$ 720	\$ 720	\$ 720	\$ 720
355	SUBSCRIPTIONS	\$ 250	\$ 250	\$ 250	\$ 250
360	BOOKS & PUBLICATIONS	\$ 300	\$ 300	\$ 200	\$ 300
400	EQUIPMENT & EVENT SUPPORT	\$ 20,000	\$ 20,000	\$ 20,000	\$ 20,000

Notes:

Decrease due to all employee taxes and benefits consolidated in 01-59000 Taxes & Employee Benefits department

General Fund

INSURANCES - 01-51410				FY 2017-2018	Change Incr/(Decr)	
					Amount	%
SUMMARY				Budget		
Original Budget	Amended Budget	Year End Estimate				
213	PROPERTY & LIABILITY COVERAGE	\$135,750	\$135,750	\$120,750	\$ 172,500	\$ 36,750 27%
	OTHER INSURANCES	\$ 43,500	\$ 43,500	\$ 43,500	\$ -	\$ (43,500) -100%
	Total	\$179,250	\$179,250	\$164,250	\$ 172,500	\$ (6,750) -4%

DETAIL					
213	PROPERTY & LIABILITY COVERAGE	\$135,750	\$135,750	\$120,750	\$ 172,500
	Property, General Liability, Crime, Inland Marina, Public Official & Management Liability, Auto, Excess Liability	\$ 97,750	\$ 97,750	\$ 97,750	\$ 120,000
	Storage Tank Pollution Policy (2 yrs.)	\$ -	\$ -	\$ -	\$ 7,500
	Citizens Windstorm Policy	\$ 18,000	\$ 18,000	\$ 18,000	\$ 25,000
	Construction Policies	\$ 10,000	\$ 10,000	\$ -	\$ -
	Policy Contingencies	\$ 10,000	\$ 10,000	\$ 5,000	\$ 20,000
	OTHER	\$ 43,500	\$ 43,500	\$ 43,500	\$ -
59000-153	Retirement Plan Fees	\$ 1,000	\$ 1,000	\$ 1,000	\$ -
59000-154	Workers Comp Insurance	\$ 2,500	\$ 2,500	\$ 2,500	\$ -
59000-159	Reemployment Payments	\$ 5,000	\$ 5,000	\$ 5,000	\$ -
59000-161	Leave Payouts	\$ 35,000	\$ 35,000	\$ 35,000	\$ -

Notes:

Increases due to carrier estimates, inclusion of woman's Club coverage and windstorm coverage increases, offset by consolidation of Workers Comp Insurance, Reemployment Payments, Leave Payouts, Retirement Plan Fees in Taxes & Employee Benefits department 01-59000

General Fund

PROFESSIONAL SERVICES - 01-51420				▼		
				FY 2016-2017	FY 2017-2018	
SUMMARY				Original Budget	Amended Budget	Year End Estimate
					Budget	Change Incr/(Decr)
						Amount %
200 CONTRACTUAL SERVICES				\$ 137,000	\$ 137,000	\$ 122,000 \$ 152,000 \$15,000 11%
201 LEGAL SERVICES				\$ 100,000	\$ 100,000	\$ 90,000 \$ 100,000 \$ - 0%
204 OTHER PROFESSIONAL FEES				\$ 15,000	\$ 15,000	\$ 15,000 \$ 22,000 \$ 7,000 47%
Total				\$ 252,000	\$ 252,000	\$ 227,000 \$ 274,000 \$22,000 9%

DETAIL				
200 CONTRACTUAL SERVICES				
Audit Services	\$ 18,500	\$ 18,500	\$ 18,500	\$ 18,500
Marina Audit & Tax Compliance	\$ 15,000	\$ 15,000	\$ 5,000	\$ 15,000
Bond Indenture Compliance & Bond	\$ 10,000	\$ 10,000	\$ 5,000	\$ 10,000
Continuing Disclosure Dissemination				
Financial Services	\$ 30,000	\$ 30,000	\$ 35,000	\$ 35,000
Website Hosting & Related Services	\$ 15,000	\$ 15,000	\$ 15,000	\$ 15,000
Website Redesign & Maintenance	\$ 15,000	\$ 15,000	\$ 15,000	\$ 25,000
Personnel Services	\$ 30,000	\$ 30,000	\$ 25,000	\$ 30,000
Economic Development Financial Assessment	\$ 3,500	\$ 3,500	\$ 3,500	\$ 3,500
201 LEGAL SERVICES				
	\$ 100,000	\$ 100,000	\$ 90,000	\$ 100,000
204 OTHER PROFESSIONAL FEES				
Fire Inspections	\$ 500	\$ 500	\$ 500	\$ 500
City HR/Payroll/Benefits ILA	\$ 14,500	\$ 14,500	\$ 14,500	\$ 14,500
Medical Clinic - CRA Cost Allocation	\$ -	\$ -	\$ -	\$ 7,000

Notes:

Increases due to CRA website redesign and cost allocation for Medical Clinic.

General Fund

BUILDINGS & GROUNDS - 01-51620		FY 2016-2017			FY 2017-2018		
		Original Budget	Amended Budget	Year End Estimate	Budget	Change Incr/(Decr) Amount %	
SUMMARY							
200	CONTRACTURAL SERVICES	\$ 3,045	\$ 3,045	\$ 3,045	\$ 3,045	\$ -	0%
201	PROPERTY TAXES & ASSOC. DUES	\$ 75,000	\$ 75,000	\$ 50,000	\$ 75,000	\$ -	0%
205	OFFICE RENTAL	\$ 97,500	\$ 97,500	\$ 97,500	\$ 100,725	\$ 3,225	3%
208	EQUIPMENT LEASES	\$ 20,000	\$ 20,000	\$ 19,500	\$ 20,000	\$ -	0%
209	PROPERTY MAINTENANCE COSTS	\$265,000	\$265,000	\$240,000	\$ 355,000	\$ 90,000	34%
224	SIGNAGE	\$ 15,000	\$ 15,000	\$ 15,000	\$ 15,000	\$ -	0%
325	ELECTRIC COSTS	\$ 15,000	\$ 15,000	\$ 12,000	\$ 12,000	\$ (3,000)	-20%
326	WATER COSTS	\$ 15,000	\$ 15,000	\$ 12,000	\$ 12,000	\$ (3,000)	-20%
Total		\$505,545	\$505,545	\$449,045	\$ 592,770	\$ 87,225	17%

DETAIL				
CONTRACTUAL SERVICES -				
200	Alarms/Pest Control	\$ 3,045	\$ 3,045	\$ 3,045
PROPERTY TAXES & ASSOCIATION				
201	DUES	\$ 75,000	\$ 75,000	\$ 50,000
205	OFFICE RENTAL	\$ 97,500	\$ 97,500	\$ 97,500
	710 N. Federal Highway	\$ 91,000	\$ 91,000	\$ 91,000
	Storage Facilities	\$ 6,500	\$ 6,500	\$ 6,500
208	EQUIPMENT LEASES	\$ 20,000	\$ 20,000	\$ 19,500
	Postage Meter	\$ 500	\$ 500	\$ 500
	Copiers	\$ 9,500	\$ 9,500	\$ 9,500
	Vehicle Lease/Maintenance/Fuel	\$ 10,000	\$ 10,000	\$ 10,000
209	PROPERTY MAINTENANCE COSTS	\$ 265,000	\$ 265,000	\$ 240,000
	General Repairs	\$ 25,000	\$ 25,000	\$ 25,000
	Janitorial Services	\$ 15,000	\$ 15,000	\$ 15,000
	Property Maintenance	\$ 200,000	\$ 200,000	\$ 200,000
	Woman's Club	\$ -	\$ -	\$ -
	Hurricane/Property Contingency	\$ 25,000	\$ 25,000	\$ -
224	SIGNAGE	\$ 15,000	\$ 15,000	\$ 15,000
325	ELECTRICITY COSTS	\$ 15,000	\$ 15,000	\$ 12,000
326	WATER COSTS	\$ 15,000	\$ 15,000	\$ 12,000

Notes:

Increase in CRA office rental per lease escalations. Increase in Property Maintenance due to acquisition of Woman's Club, maintenance estimated based on schedule provided by seller.

General Fund

MARINA - 01-51630		FY 2016-2017			FY 2017-2018	Change Incr/(Decr)	
SUMMARY		Original Budget	Amended Budget	Year End Estimate	Budget	Amount	%
200	CONTRACTURAL SERVICES	\$ 500	\$ 500	\$ 500	\$ 500	\$ -	0%
209	PROPERTY MAINTENANCE COSTS	\$ 30,000	\$ 30,000	\$ 25,000	\$ 25,000	\$ (5,000)	-17%
241	MARINA MANAGEMENT CONTRACT	\$ 176,435	\$ 176,435	\$ 176,435	\$ 181,435	\$ 5,000	3%
242	FUEL STATION OVERHEAD	\$ 29,500	\$ 29,500	\$ 29,500	\$ 29,500	\$ -	0%
310	OFFICE SUPPLIES	\$ 1,000	\$ 1,000	\$ 1,000	\$ 1,000	\$ -	0%
325	ELECTRIC COSTS	\$ 8,100	\$ 8,100	\$ 8,100	\$ 8,100	\$ -	0%
326	WATER COSTS	\$ 5,400	\$ 5,400	\$ 10,000	\$ 15,000	\$ 9,600	178%
327	GASOLINE & DIESEL CHARGES	\$ 737,065	\$ 737,065	\$ 727,465	\$ 727,465	\$ (9,600)	-1%
328	DIESEL SALES TAX	\$ 12,000	\$ 12,000	\$ 12,000	\$ 12,000	\$ -	0%
Total		\$ 1,000,000	\$ 1,000,000	\$ 990,000	\$ 1,000,000	\$ -	0%

DETAIL					
CONTRACTUAL SERVICES - Sea					
200	Spill Contract	\$ 500	\$ 500	\$ 500	\$ 500
209	PROPERTY MAINTENANCE COSTS	\$ 30,000	\$ 30,000	\$ 25,000	\$ 25,000
241	MARINA MANAGEMENT CONTRACT	\$ 176,435	\$ 176,435	\$ 176,435	\$ 181,435
OPERATIONS - Merchant					
242	Fees/Phone & Data Line	\$ 29,500	\$ 29,500	\$ 29,500	\$ 29,500
310	OFFICE SUPPLIES	\$ 1,000	\$ 1,000	\$ 1,000	\$ 1,000
325	ELECTRICITY COSTS	\$ 8,100	\$ 8,100	\$ 8,100	\$ 8,100
326	WATER COSTS	\$ 5,400	\$ 5,400	\$ 10,000	\$ 15,000
327	GASOLINE & DIESEL CHARGES	\$ 737,065	\$ 737,065	\$ 727,465	\$ 727,465
328	DIESEL SALES TAX	\$ 12,000	\$ 12,000	\$ 12,000	\$ 12,000

Notes:

Contractual increase in marina management contract and increase in water due to completion of Marina Open Space project based on useage experience.

General Fund

INFORMATION TECHNOLOGY - 01-51650		FY 2016-2017			FY 2017-2018	Change Incr/(Decr)	
SUMMARY		Original Budget	Amended Budget	Year End Estimate	Budget	Amount	%
200	CONTRACTURAL SERVICES	\$ 3,000	\$ 3,000	\$ 3,000	\$ 3,000	\$ -	0%
210	CITY IT SUPPORT	\$ 27,000	\$ 27,000	\$ 24,000	\$ 27,000	\$ -	0%
211	COMPUTER SOFTWARE & LICENSES	\$ 3,500	\$ 3,500	\$ 4,000	\$ 4,550	\$ 1,050	30%
212	FINANCIAL & MARINA SOFTWARE MTN.	\$ 14,000	\$ 14,000	\$ 12,000	\$ 29,000	\$ 15,000	107%
330	TELEPHONE SYSTEM & DATA LINES	\$ 8,000	\$ 8,000	\$ 8,000	\$ 8,000	\$ -	0%
400	EQUIPMENT COSTS	\$ 9,000	\$ 9,000	\$ 9,000	\$ 9,000	\$ -	0%
Total		\$ 64,500	\$ 64,500	\$ 60,000	\$ 80,550	\$ 16,050	25%

DETAIL					
200	CONTRACTUAL SERVICES	\$ 3,000	\$ 3,000	\$ 3,000	\$ 3,000
	Financial Accounting Software Updates	\$ 1,000	\$ 1,000	\$ 1,000	\$ 1,000
	Maintenance of Phone System	\$ 2,000	\$ 2,000	\$ 2,000	\$ 2,000
210	IT SUPPORT	\$ 27,000	\$ 27,000	\$ 24,000	\$ 27,000
211	COMPUTER LICENSES & BACK UP	\$ 3,500	\$ 3,500	\$ 4,000	\$ 4,550
212	SOFTWARE MAINTENANCE	\$ 14,000	\$ 14,000	\$ 12,000	\$ 29,000
	Incode Financial Software	\$ 10,000	\$ 10,000	\$ 9,000	\$ 10,000
	Marina Point of Sale Software (Scribble)	\$ 4,000	\$ 4,000	\$ 3,000	\$ 4,000
	LaserFische Software	\$ -	\$ -	\$ -	\$ 10,000
	Novus Agenda Software	\$ -	\$ -	\$ -	\$ 5,000
330	TELEPHONE SYSTEM & DATA LINES	\$ 8,000	\$ 8,000	\$ 8,000	\$ 8,000
400	EQUIPMENT COSTS	\$ 9,000	\$ 9,000	\$ 9,000	\$ 9,000

Notes:

Increase due to ILA with City for IT support and addition of software for Novus Agenda and LaserFische.

211 COMPUTER SOFTWARE & LICENSES

Carbonite	\$ 750
Adobe Cloud	\$ 1,800
Social Media & General Administration	\$ 2,000
	<u>\$ 4,550</u>

General Fund

				▼		
CONTINGENCY - 01-51990		FY 2016-2017			FY 2017-2018	
		Original Budget	Amended Budget	Year End Estimate	Budget	Change Incr/(Decr)
SUMMARY						Amount %
200	GENERAL FUND CONTINGENCIES	\$100,000	\$100,000	\$ -	\$ 100,000	\$ - 0%

Notes:

Budgeted at approximately 1% of tax increment revenue.

General Fund

General Fund					▼		
TAXES & EMPLOYEE BENEFITS 01-59000		FY 2016-2017			FY 2017-2018		
		Original Budget	Amended Budget	Year End Estimate	Budget	Change Incr/(Decr)	
SUMMARY						Amount	%
151	FICA - SOCIAL SECURITY	\$ 42,104	\$ 42,104	\$ 42,104	\$ 46,558	\$ 4,454	11%
152	FICA - MEDICARE	\$ 9,847	\$ 9,847	\$ 9,847	\$ 10,889	\$ 1,042	11%
153	RETIREMENT PLANS 457(B) & 401(A)	\$ 133,479	\$ 133,479	\$ 133,479	\$ 142,907	\$ 9,428	7%
154	WORKERS COMP INSURANCE	\$ 2,500	\$ 2,500	\$ 2,100	\$ 2,500	\$ -	0%
155	HEALTH INSURANCE	\$ 99,000	\$ 99,000	\$ 99,000	\$ 99,000	\$ -	0%
156	DENTAL INSURANCE	\$ 4,050	\$ 4,050	\$ 4,050	\$ 4,050	\$ -	0%
157	LIFE INSURANCE	\$ 1,350	\$ 1,350	\$ 1,350	\$ 1,350	\$ -	0%
158	LONG TERM DISABILITY	\$ 3,144	\$ 3,144	\$ 3,144	\$ 3,144	\$ 0	0%
159	REEMPLOYMENT CHARGES	\$ 5,000	\$ 5,000	\$ -	\$ 5,000	\$ -	0%
160	VISION INSURANCE	\$ 540	\$ 540	\$ 540	\$ 540	\$ -	0%
161	COMPENSATED ABSENCES	\$ 35,000	\$ 35,000	\$ 15,000	\$ 35,000	\$ -	0%
	AVAILABLE FOR SALARY INCREASES	\$ -	\$ -	\$ -	\$ 17,000	\$ 17,000	N/A
Total		\$ 336,014	\$ 336,014	\$ 310,614	\$ 367,938	\$ 31,924	10%

Notes:

Increase due to salary adjustments for Executive Director and Assistant Director positions and potential salary increases.

**Boynton Beach CRA
Project Fund - Budget Summary**

	FY 2016-2017			2017-2018 Budget	2017-2018 vs. Prior Year Increase/(Decrease)	
	Original Budget	Amended Budget	Year End Estimate		Amount	%
FUNDING SOURCES						
1. Rollover FY 2015-2016	\$ 1,592,467	\$ 1,592,467	\$ 1,592,467	\$ -	\$ (1,592,467)	-100%
2. Rollover FY 2016-2017 (see Budget Overview)	\$ -	\$ -	\$ -	\$ 2,805,395	\$ 2,805,395	N/A
3. Transfers in from General Fund						
Other Financing Sources/Transfers In	\$ 6,612,701	\$ 7,284,610	\$ 7,284,610	\$ 6,701,225	\$ (583,385)	-8%
4. Other Revenue/Financing Sources:						
1. Revenue from Sale of 480 E. Ocean Avenue	\$ 315,986	\$ 315,986	\$ 315,986	\$ -	\$ (315,986)	-100%
2. Committed Fund Balance Allocation	\$ 500,000	\$ 500,000	\$ 500,000	\$ 500,000	\$ -	0%
3. Revenue from Sale of 211 E. Ocean - Budget Amendment #1 R17-01 CRA Board Approved 6/13/17	\$ -	\$ 240,105	\$ 240,105	\$ -	\$ (240,105)	-100%
Sub-Total	\$ 815,986	\$ 1,056,091	\$ 1,056,091	\$ 500,000	\$ (556,091)	-53%
Total Funding Sources/Revenues & Transfers In	\$ 9,021,154	\$ 9,933,168	\$ 9,933,168	\$10,006,620	\$ 73,452	1%

	FY 2016-2017			2017-2018 Budget	2017-2018 vs. Prior Year Increase/(Decrease)	
	Original Budget	Amended Budget	Year End Estimate		Amount	%
EXPENSES						
Professional & Other Expenses						
Contingency	\$ 119,000	\$ 119,000	\$ 119,000	\$ 100,000	\$ (19,000)	-16%
Professional Services	\$ 1,100,410	\$ 1,100,410	\$ 830,410	\$ 325,000	\$ (775,410)	-70%
Rent Expense	\$ 13,200	\$ 13,200	\$ 13,200	\$ 14,400	\$ 1,200	9%
Legal Services	\$ 150,000	\$ 150,000	\$ 150,000	\$ 125,000	\$ (25,000)	-17%
Sub-Total	\$ 1,382,610	\$ 1,382,610	\$ 1,112,610	\$ 564,400	\$ (818,210)	-59%
Capital Outlay						
Property Purchases	\$ 1,136,607	\$ 1,136,607	\$ 370,172	\$ 766,435	\$ (370,172)	-33%
Construction in Progress	\$ 1,098,897	\$ 275,000	\$ 267,667	\$ 200,000	\$ (75,000)	-27%
Site Work & Demolition Fees	\$ 550,000	\$ 100,000	\$ 26,043	\$ 73,957	\$ (26,043)	-26%
Infrastructure & Streetscape	\$ 1,797,450	\$ 3,771,271	\$ 2,248,601	\$ 5,406,670	\$ 1,635,399	43%
Sub-Total	\$ 4,582,954	\$ 5,282,878	\$ 2,912,483	\$ 6,447,062	\$ 1,164,184	22%
Economic Development & Housing Rehab Program						
Economic Development Grant Programs	\$ 572,000	\$ 784,090	\$ 784,090	\$ 519,158	\$ (264,932)	-34%
Marketing Program	\$ 228,590	\$ 228,590	\$ 228,590	\$ 121,000	\$ (107,590)	-47%
DIFA - Economic Development	\$ 1,300,000	\$ 1,300,000	\$ 1,300,000	\$ 1,230,000	\$ (70,000)	-5%
Housing Rehab Program	\$ -	\$ -	\$ -	\$ 50,000	\$ 50,000	N/A
Sub-Total	\$ 2,100,590	\$ 2,312,680	\$ 2,312,680	\$ 1,920,158	\$ (392,522)	-17%
Projects & Programs						
Clean & Safe Program (Clean, Police, Code)	\$ 447,000	\$ 447,000	\$ 447,000	\$ 372,000	\$ (75,000)	-17%
Community Support Projects	\$ 95,000	\$ 95,000	\$ 95,000	\$ 125,000	\$ 30,000	32%
Special Events	\$ 413,000	\$ 413,000	\$ 408,000	\$ 578,000	\$ 165,000	40%
Sub-Total	\$ 955,000	\$ 955,000	\$ 950,000	\$ 1,075,000	\$ 120,000	13%
Total Project Fund Expenses	\$ 9,021,154	\$ 9,933,168	\$ 7,287,773	\$10,006,620	\$ 73,452	1%

Project Fund

PROFESSIONAL & OTHER EXPENSES - 02-58100				FY 2016-2017			FY 2017-2018	Change Incr/(Decr)	
SUMMARY				Original Budget	Amended Budget	Year End Estimate	Budget	Amount	%
202	CONTINGENCY			\$ 119,000	\$ 119,000	\$ 119,000	\$ 100,000	\$ (19,000)	-16%
203	PROFESSIONAL SERVICES			\$1,100,410	\$1,100,410	\$ 830,410	\$ 325,000	\$ (775,410)	-70%
207	RENT EXPENSE			\$ 13,200	\$ 13,200	\$ 13,200	\$ 14,400	\$ 1,200	9%
213	LEGAL SERVICES			\$ 150,000	\$ 150,000	\$ 150,000	\$ 125,000	\$ (25,000)	-17%
Total				\$1,382,610	\$1,382,610	\$1,112,610	\$ 564,400	\$ (818,210)	-59%
DETAIL							Funding Source		
							Rollover	FY17-18	
202	CONTINGENCY			\$ 119,000	\$ 119,000	\$ 119,000	\$ 100,000	\$ -	\$ 100,000
203	PROFESSIONAL SERVICES			\$1,100,410	\$1,100,410	\$ 830,410	\$ 325,000		
	Surveys & Appraisals (a)			\$ 100,000	\$ 100,000	\$ 40,000	\$ 100,000	(a)	\$ 100,000
	Architectural Design Assistance (a)			\$ 150,000	\$ 150,000	\$ 110,000	\$ 150,000	(a)	\$ 150,000
	City Code Review/Revisions for CRA Consolidated Plan (a)			\$ 175,000	\$ 175,000	\$ 75,000	\$ -	(a)	\$ -
	Cottage District (a)			\$ 75,000	\$ 75,000	\$ 5,000	\$ 75,000	(a)	\$ 75,000
	Boynton Beach Blvd. - Design			\$ 600,410	\$ 600,410	\$ 600,410	\$ -	\$ -	\$ -
207	RENT EXPENSE - Police Base on MLK			\$ 13,200	\$ 13,200	\$ 13,200	\$ 14,400	\$ -	\$ 14,400
213	LEGAL SERVICES			\$ 150,000	\$ 150,000	\$ 150,000	\$ 125,000	\$ -	\$ 125,000
								\$ -	\$ 564,400

Notes:

Decrease due to BBB Design completion.

(a) Rollover Reallocation from FY 2016-2017 as follows:

From Professional Services	To	Amount
Surveys & Appraisals	Economic Development Grants	\$ 60,000
Architectural Design Assistance	Economic Development Grants	\$ 40,000
City Code Review	Economic Development Grants	\$ 100,000
Cottage District Design	Cottage District Program CIP	\$ 70,000
		<u>\$ 270,000</u>

CAPITAL OUTLAY - 02-58200		FY 2016-2017				FY 2017-2018		
		Original Budget	Amended Budget		Year End Estimate	Budget	Change Incr/(Decr)	
SUMMARY							Amount	%
401	PROPERTY PURCHASES	\$ 1,136,607	\$ 1,136,607		\$ 370,172	\$ 766,435	\$ (370,172)	-33%
404	CONSTRUCTION IN PROGRESS	\$ 1,098,897	\$ 275,000		\$ 267,667	\$ 200,000	\$ (75,000)	-27%
405	SITE WORK & DEMOLITION FEES	\$ 550,000	\$ 100,000		\$ 26,043	\$ 73,957	\$ (26,043)	-26%
406	INFRASTRUCTURE & STREETScape	\$ 1,797,450	\$ 3,771,271		\$ 2,248,601	\$ 5,406,670	\$ 1,635,399	43%
Total		\$ 4,582,954	\$ 5,282,878		\$ 2,912,483	\$ 6,447,062	\$ 1,164,184	22%
							Funding Source	
							Rollover	FY17-18
401	PROPERTY PURCHASES	\$ 1,136,607	\$ 1,136,607		\$ 370,172	\$ 766,435	\$ 766,435	\$ -
404	CONSTRUCTION IN PROGRESS	\$ 1,098,897	\$ 275,000		\$ 267,667	\$ 200,000		
Woman's Club - Capital Improvements & Renovations		\$ -	\$ -		\$ -	\$ 200,000	\$ -	\$ 200,000
Marina - Open Space Construction & Southern Drive Lane Repair and Resurface		\$ 200,000	\$ 75,000 (b)		\$ 67,667	\$ -	(c)	\$ -
211 E. Ocean Renovation Grant		\$ 200,000	\$ 200,000		\$ 200,000	\$ -	\$ -	\$ -
Dog Park - Downtown - Purchase/Design/Construction		\$ 698,897	(a)(b)		(a)(b)	\$ -	\$ -	\$ -
405	SITE WORK & DEMOLITION	\$ 550,000	\$ 100,000		\$ 26,043	\$ 73,957		
Site Work & Demolition		\$ 100,000	\$ 100,000		\$ 26,043	\$ 73,957	\$ 73,957	\$ -
Stabilization of Old High School-Roof/Windows-EPA Grant Match		\$ 450,000	(b)		(b)	\$ -	\$ -	\$ -
406	INFRASTRUCTURE & STREETScape	\$ 1,797,450	\$ 3,771,271		\$ 2,248,601	\$ 5,406,670		
Town Square Project		\$ 185,450	\$ 2,159,271		\$ 2,159,271	\$ 2,500,000	\$ -	\$ 2,500,000
MLK Corridor Redevelopment, CRA Property		\$ 1,162,000	\$ 1,162,000		(d)	\$ 1,200,000	\$ 600,000	\$ 600,000
Ocean Breeze East		\$ -	\$ -		\$ -	\$ 551,000	\$ 551,000	\$ -
E. Boynton Beach Blvd. Improvements		\$ -	\$ -		\$ -	\$ 125,000	\$ -	\$ 125,000
Cottage District Project		\$ -	\$ -		\$ -	\$ 70,000	\$ 70,000	\$ -
Sara Sims Park		\$ -	\$ -		\$ -	\$ 600,000	\$ -	\$ 600,000
Model Block		\$ 450,000	\$ 450,000		\$ 89,330	\$ 360,670	\$ 360,670	\$ -
							\$ 2,422,062	\$ 4,025,000

(a) FY16-17 - CRA Board 4/11/17 original budget line item decreased by \$212,000 for Economic Development Grants.

(b) FY 16-17 - Budget Amendment #1 R17-01 CRA Board Approved 6/13/2017

Reallocated to: Town Square

Old High School	\$ 450,000
Dog Park	\$ 486,807
Marina Open Space	\$ 125,000
Sale of 211 E. Ocean Avenue	\$ 240,105
Fund Balance Allocation	\$ 671,909
Total	\$ 1,973,821

(c) FY 16-17 Rollover of \$7,333 reallocated to Economic Development Programs

	Original	Per the Board 7/11/17
(d) <u>MLK Corridor Redevelopment Rollover</u>	\$ 1,162,000	
<u>Reallocated as follows:</u>		
MLK Corridor Redevelopment-Remaining Rollover		\$ 600,000
To Ocean Breeze East		\$ 551,000
To Economic Development Grants		\$ 11,000
	<u>\$ 1,162,000</u>	<u>\$ 1,162,000</u>

Project Fund

Project Fund				▼				
ECONOMIC DEVELOPMENT 02-58400 & HOUSING REHAB PROGRAM 02-58300		FY 2016-2017			FY 2017-2018			
		Original Budget	Amended Budget	Year End Estimate	Budget	Change Incr/(Decr)		
SUMMARY						Amount		%
58400-444	ECONOMIC DEVELOPMENT GRANTS	\$ 572,000	\$ 784,090	\$ 784,090	\$ 519,158	\$ (264,932)		-34%
58400-445	MARKETING PROGRAM	\$ 228,590	\$ 228,590	\$ 228,590	\$ 121,000	\$ (107,590)		-47%
58400-443	TAX INCREMENT REVENUE FUNDING AGREEMENTS (TIRFA)	\$ 1,300,000	\$ 1,300,000	\$ 1,300,000	\$ 1,230,000	\$ (70,000)		-5%
58300-420	HOUSING REHAB PROGRAM	\$ -	\$ -	\$ -	\$ 50,000	\$ 50,000		N/A
Total		\$ 2,100,590	\$ 2,312,680	\$ 2,312,680	\$ 1,920,158	\$ (392,522)		-17%

Notes: Decreases due primarily to economic development grant contractual obligations completed in FY 16-17 and marketing for Marina moved to General Fund.

		Original	Per the Board 7/11/17	Total Rollover
(a)	<u>Economic Development Grants Rollover</u>	\$ 165,000		\$ 165,000
	<u>Rollover Components as follows:</u>			
	From Professional Services Rollover FY16-17		200,000	\$ 200,000
	From MLK Development Rollover FY 16-17		11,000	\$ 11,000
	From Marina Open Space FY 16-17		\$ 7,333	\$ 7,333
		\$ 165,000	\$ 218,333	\$ 383,333

**BOYNTON BEACH CRA
FY 2017-2018
MARKETING - PROJECT FUND 02-58400-445**

BUSINESS DEVELOPMENT

A	Economic Development	Design & develop a custom brochure for economic development grants	\$ 1,350
B	Delray Newspaper	Bi- Monthly Full Page Ad Placement to promote the businesses and the Marina at \$795 an ad plus creative \$1,000	\$ 1,990
C	Creative PR Placement for the Marina	Working with an Agency to create a PR Placement to further promote the Marina to a target audience	\$ 9,250
D	Website lottery campaign	Business Development campaign lottery 2 starter website programs. Many of the small businesses in our district do not have websites or websites with updated web pages. This campaign is based on a lottery system budgeting for 2 businesses to receive a free website to help promote their business online and through social media.	\$ 5,000
E	Boynton Forum	Double page spread monthly ad placement of local business, marina and events \$1,333 plus creative for 12 ads \$4,800	\$ 21,800
F	Promotional Base Messaging Postcard	Postcard campaign "Meet Your Neighbors" for service businesses that will be dropped off at the HOA's and will be available at all district businesses print 10,000 postcards at \$650 plus Design \$225	\$ 1,000
G	Concierge Event	Design develop an evening Concierge VIP tour	\$ 10,000
	Sub-Total Business Development		\$ 50,390

CRA BUSINESS PROJECTS & COMPLIANCE

H	Annual Report	\$3,420 design 20 page report \$3,583 print 4,000 copies \$408 insertion Sun Sentinel 3,500 homes	\$ 7,689
I	Promotional Video Tourism	Promo video for Pirate Fest for the website, Discover the Palm Beaches and Visit FL	\$ 10,000
J	Downtown Banners	Pirate Fest 30x84 banners \$128.80 each 25 banners on BB Blvd. 18 on Federal Hwy. 30x60 banners \$96.00 each 42 on Ocean Ave. Holiday 30x84 banners \$128.80 each 33 in HOB, 25 banners on BB Blvd. and 18 on Federal Highway. 42-30x60 banners \$96.00 each on Ocean Ave. MLK banners 25-30x84 \$128.80 each on BB Blvd and 33 banners on HOB 18 on Federal Hwy. Plus replacement hardware at \$85 each	\$ 28,296
K	BDB ad in Profile	1/2 page ad in the annual Business Development Board Profile magazine creative \$165	\$ 2,625
L	Chamber & Business Development Event & Trade Shows	Merchant, redevelopment marketing, business development & Broker events	\$ 10,000
M	Video Ad Campaign for Movies in the Park intro	The campaign films 40 businesses a budget cycle, 5 are presented at each Movies in the Park event followed by a drawing of gift certificates from the featured businesses that encourage winners to try new businesses. Each video is \$250 which includes 1 edit	\$ 12,000
	Sub-Total CRA Business Projects & Compliance		\$ 70,610

Total Marketing - Project Fund \$ 121,000

Project Fund

PROJECTS & PROGRAMS - 02-58500				FY 2017-2018		Change Incr/(Decr)	
SUMMARY				Budget		Amount	%
	CLEAN & SAFE PROGRAM	\$ 447,000	\$ 447,000	\$ 447,000	\$ 372,000	\$ (75,000)	-17%
470	COMMUNITY SUPPORT PROJECTS	\$ 95,000	\$ 95,000	\$ 95,000	\$ 125,000	\$ 30,000	32%
480	SPECIAL EVENTS	\$ 413,000	\$ 413,000	\$ 408,000	\$ 578,000	\$ 165,000	40%
Total		\$ 955,000	\$ 955,000	\$ 950,000	\$ 1,075,000	\$ 120,000	13%
DETAIL				Funding Source			
					Rollover	FY17-18	
	CLEAN & SAFE PROGRAM	\$ 447,000	\$ 447,000	\$ 447,000	\$ 372,000		
462	Community Clean Program	\$ 50,000	\$ 50,000	\$ 50,000	\$ -	\$ -	\$ -
460	Neighborhood Police Program	\$ 263,000	\$ 263,000	\$ 263,000	\$ 372,000	\$ -	\$ 372,000
	Neighborhood Sustainability-Code Enforcement						
461	Enforcement	\$ 134,000	\$ 134,000	\$ 134,000	\$ -	\$ -	\$ -
470	COMMUNITY SUPPORT PROJECTS	\$ 95,000	\$ 95,000	\$ 95,000	\$ 125,000		
	Community, Planning and Economic Development Workshops & Meetings	\$ 25,000	\$ 25,000	\$ 25,000	\$ -	\$ -	\$ -
	Business Incubator Support	\$ 70,000	\$ 70,000	\$ 70,000	\$ 125,000	\$ -	\$ 125,000
480	SPECIAL EVENTS (a)	\$ 413,000	\$ 413,000	\$ 408,000	\$ 578,000		
	Haunted Pirate Fest & Mermaid Splash	\$ 175,000	\$ 175,000	\$ 175,000	\$ 350,350		\$ 350,350
	Holiday Tree Lighting & Concert	\$ 65,000	\$ 65,000	\$ 65,000	\$ 80,671	\$ -	\$ 80,671
	Holiday Parade (City Run - CRA reimburses City)	\$ 25,000	\$ 25,000	\$ 25,000	\$ 12,000	\$ -	\$ 12,000
	Holiday Boat Parade	\$ 12,000	\$ 12,000	\$ 12,000	\$ 12,000	\$ -	\$ 12,000
	Kinetic Arts Event (City also funding separately at \$20,000)	\$ 20,000	\$ 20,000	\$ 20,000	\$ -	\$ -	\$ -
	MLK Celebration of Unity	\$ 40,000	\$ 40,000	\$ 40,000	\$ 35,501	\$ -	\$ 35,501
	St. Patrick's Day - Blarney Bash	\$ 18,000	\$ 18,000	\$ 18,000	\$ 34,461	\$ -	\$ 34,461
	Movies in the Park	\$ 18,000	\$ 18,000	\$ 18,000	\$ 25,111	\$ -	\$ 25,111
	Music on the Rocks	\$ 20,000	\$ 20,000	\$ 20,000	\$ 24,906	\$ -	\$ 24,906
	Special Events Grant Program	\$ 20,000	\$ 20,000	\$ 15,000	\$ -	\$ -	\$ -
	Public Safety Open House	\$ -	\$ -	\$ -	\$ 3,000	\$ -	\$ 3,000
					\$ -	\$ -	\$ 1,075,000

Notes:

Increase in Special Events to inclusion of events marketing (formerly in Marketing budget) and increase in expenditures for Pirates Event. Decrease in Clean & Safe due to elimination of Neighborhood Sustainability Code Enforcement included in City's budget for FY17-18. Increase in Community Policing due to addition of one officer (from 2 to 3 officers). Community Planning and Economic Development Workshops/Meetings moved to General Fund.

**BOYNTON BEACH CRA
FY 2017-2018
SPECIAL EVENTS BUDGET**

EVENTS	DATE	2017/2018 BUDGET
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THE BOYNTON BEACH HAUNTED PIRATE FEST & MERMAID SPLASH	Saturday & Sunday October 21 & 22, 2017	\$ 309,948
	Marketing	\$ 40,402
	Total Pirates	\$ 350,350

PUBLIC SAFETY OPEN HOUSE	Saturday, November 4, 2017	\$3,000
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HOLIDAY EXTRAVAGANZA TREE LIGHTING & CONCERT	Friday, December 2, 2017	\$70,000
PARADE	Saturday, December 2, 2017 - City Responsible for planning and implementation. CRA will reimburse City for cost up to a maximum of \$12,000	\$12,000
HOLIDAY BOAT PARADE	Friday, December 8, 2017	\$12,000
	Marketing	\$10,671
	Total Holiday	\$104,671

MLK Celebration of Unity	TBD	\$30,000
	Marketing	\$5,501
	Total MLK Celebration of Unity	\$35,501

BLARNEY BASH	Saturday, March 17, 2018	\$25,000
	Marketing	\$9,461
	Total Blarney Bash	\$34,461

MOVIES IN THE PARK	• Friday, October 6, 2017 • November 3, 2017 • December 1, 2017 • January 5, 2018 • February 2, 2018 • March 2, 2018 • April 6, 2018 • May 4, 2018 • June 1, 2018	\$18,000
	Marketing	\$7,111
	Total Movies In the Park	\$25,111

MUSIC ON THE ROCKS	• Friday, November 17, 2017 • December 15, 2017 • January 19, 2018 • February 16, 2018 • April 20, 2018 • May 18, 2018 • June 15, 2018	\$20,000
	Marketing	\$4,906
	Total Music on the Rocks	\$24,906

Sub-Total Events	\$ 499,948
Sub-Total Events Marketing	\$ 78,052
TOTAL COST OF EVENTS ►	\$ 578,000

BOYNTON BEACH CRA					
SUMMARY - ASSESSED PROPERTY VALUES & TAX INCREMENT REVENUE					

	CRA Assessed		Tax Increment	
	Property Values	% Change	Revenue	% Change
FY 1989-1990	\$ 39,466,737		\$ 183,535	
FY 1990-1991(a)	\$ 74,997,745	90.0%	\$ 199,603	8.8%
FY 1991-1992	\$ 77,257,229	3.0%	\$ 204,449	2.4%
FY 1992-1993	\$ 73,396,553	-5.0%	\$ 158,859	-22.3%
FY 1993-1994	\$ 70,614,592	-3.8%	\$ 126,535	-20.3%
FY 1994-1995	\$ 71,929,663	1.9%	\$ 141,167	11.6%
FY 1995-1996	\$ 73,498,930	2.2%	\$ 158,398	12.2%
FY 1996-1997	\$ 74,712,938	1.7%	\$ 172,660	9.0%
FY 1997-1998	\$ 75,719,530	1.3%	\$ 189,808	9.9%
FY 1998-1999	\$ 78,410,383	3.6%	\$ 219,894	15.9%
FY 1999-2000	\$ 81,928,346	4.5%	\$ 261,389	18.9%
FY 2000-2001(a)	\$ 317,835,353	287.9%	\$ 305,840	17.0%
FY 2001-2002	\$ 372,405,731	17.2%	\$ 945,685	209.2%
FY 2002-2003	\$ 407,644,247	9.5%	\$ 1,330,409	40.7%
FY 2003-2004	\$ 511,268,089	25.4%	\$ 2,500,726	88.0%
FY 2004-2005	\$ 631,521,600	23.5%	\$ 3,871,616	54.8%
FY 2005-2006	\$ 827,149,288	31.0%	\$ 6,076,347	56.9%
FY 2006-2007	\$ 1,132,404,172	36.9%	\$ 9,086,624	49.5%
FY 2007-2008	\$ 1,270,885,424	12.2%	\$ 9,520,342	4.8%
FY 2008-2009	\$ 1,131,010,840	-11.0%	\$ 8,159,941	-14.3%
FY 2009-2010(a)	\$ 950,585,514	-16.0%	\$ 6,760,870	-17.1%
FY 2010-2011	\$ 825,305,342	-13.2%	\$ 5,637,827	-16.6%
FY 2011-2012	\$ 815,476,900	-1.2%	\$ 5,752,745	2.0%
FY 2012-2013	\$ 787,123,743	-3.5%	\$ 5,614,228	-2.4%
FY 2013-2014	\$ 892,694,842	13.4%	\$ 7,022,119	25.1%
FY 2014-2015	\$ 1,000,248,846	12.0%	\$ 8,317,867	18.5%
FY 2015-2016	\$ 1,105,502,452	10.5%	\$ 9,585,902	15.2%
FY 2016-2017	\$ 1,187,947,268	7.5%	\$ 10,579,150	10.4%
FY 2017-2018	\$ 1,290,612,142	8.6%	\$ 11,461,518	8.3%

(a) CRA expansion

BOYNTON BEACH CRA

TAX INCREMENT REVENUE ("TIR") ESTIMATE - FY 2017-2018

As of: June 29, 2017

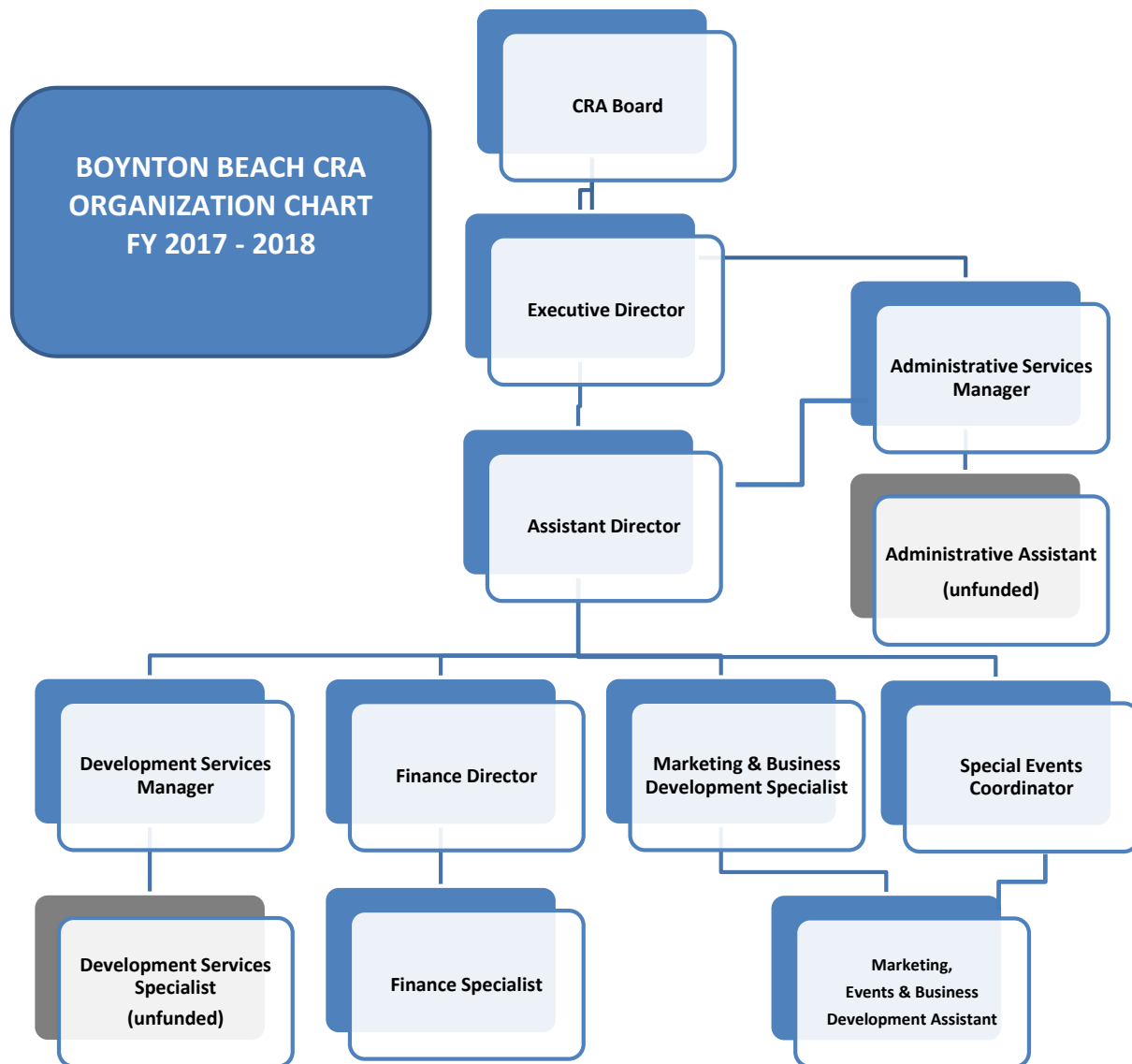
1. ASSESSED VALUATIONS

	FY 2016-2017	FY 2017-2018
ASSESSED VALUES	\$ 1,187,947,268	\$ 1,290,612,142 (a)
		Estimate ▲
		As of: 6/29/17
Chg. from Prior Year	\$ 102,664,874	8.6%

2. TAX INCREMENT REVENUE - ESTIMATED FOR NEW BUDGET YEAR

	FY 2016-2017	FY 2017-2018 Estimates
Assessed Values	\$ 1,187,947,268	\$ 1,290,612,142
Less Base Year Value	\$ 309,821,849	309,821,849
TIR Taxable Value	\$ 878,125,419	980,790,293
95% of Difference (Per Florida Statutes Chapter 163.387(1)(a) Redevelopment Trust Fund)	\$ 834,219,148	\$ 931,750,778
Millage Rates		Assumptions
City	7.9000	No Millage Change City & County
County	4.7815	7.9000 4.7815
Tax Increment Revenue		% of Total TIR
City	\$ 6,590,331	\$ 7,360,831 62%
County	\$ 3,988,819	\$ 4,455,166 38%
Sub-Total	\$ 10,579,150	\$ 11,815,997
3.0% for True-Up	\$ -	\$ 354,480
Net TIR	\$ 10,579,150	\$ 11,461,518
		▲ Budgeted
Change from Prev. Year Amount %		\$ 882,367 8.3%

- (a) The Property Appraiser will issue revisions to the CRA's taxable values at the end of June 2017, and in early October 2017, with a final certified tax value in mid-2018. The CRA's budgeted tax increment revenue will be based on the first, or May 26, 2017, "Estimates of Taxable Values" with a 3% deduction for the final Property Appraiser certified tax adjustments ("true-up") in mid- 2018.



BOYNTON BEACH CRA
POSITION CLASSIFICATIONS & SALARY RANGES
FY 2017-2018

	POSITION	FLSA(b)	MINIMUM	MID-POINT	MAXIMUM
1	Executive Director	E	\$ 110,000	\$ 130,000	\$ 160,000
2	Assistant Director	E	\$ 100,000	\$ 120,000	\$ 140,000
3	Finance Director	E	\$ 85,000	\$ 105,000	\$ 125,000
4	Finance Specialist	E	\$ 55,000	\$ 75,000	\$ 90,000
5	Development Services Manager	E	\$ 55,000	\$ 75,000	\$ 95,000
6	Development Services Specialist	E	\$ 45,000	\$ 60,000	\$ 75,000
7	Marketing & Business Development Specialist	E	\$ 45,000	\$ 60,000	\$ 75,000
8	Special Events Coordinator	E	\$ 45,000	\$ 60,000	\$ 75,000
9	Marketing/Events/Business Development Asst.	N	\$ 40,000	\$ 50,000	\$ 60,000
10	Administrative Services Manager	E	\$ 45,000	\$ 60,000	\$ 75,000
11	Administrative Assistant	N	\$ 40,000	\$ 50,000	\$ 60,000

(b) FLSA = Fair Labor Standard Act; E=Exempt; N=Non-exempt

Boynton Beach Community Redevelopment Agency
FY 2017-2018 Budget - Personnel

Position	Personnel	
	FY 2016-2017	FY 2017-2018
	No.	No.
1 Executive Director	1	1
2 Assistant Director	1	1
3 Finance Director	1	1
4 Finance Specialist	1	1
5 Development Services Manager	0	1
6 Development Service Specialist	1	0
7 Marketing & Business Development Specialist	1	1
8 Special Events Coordinator	1	1
9 Marketing/Events/Business Development Assistant	1	1
10 Administrative Assistant	1	0
11 Administrative Services Manager	0	1
Total Personnel	9	9

**BOYNTON BEACH CRA
SALARY SCHEDULE AND RELATED PERSONNEL EXPENSES
FISCAL YEAR 2017-2018**

NAME	HIRE DATE	POSITION	SALARY FY 17-18	FICA TAXES		AUTO	HEALTH	DENTAL	VISION	LIFE	LONG TERM RETIREMENT		TOTAL
				6.2% SOC. SEC.	1.45% MEDICARE						DISABILITY	BENEFITS	
Michael Simon	03/07/07	Executive Director	\$ 135,000	\$ 8,370	\$ 1,958	\$ 3,000	\$ 11,000	\$ 450	\$ 60	\$ 150	\$ 632	\$ 27,000	\$ 187,619
Thuy Shutt	07/24/17	Assistant Director	\$ 118,500	\$ 7,347	\$ 1,718	\$ 2,220	\$ 11,000	\$ 450	\$ 60	\$ 150	\$ 492	\$ 23,700	\$ 165,637
Vicki Hill	12/20/10	Finance Director	\$ 93,000	\$ 5,766	\$ 1,349	\$ -	\$ 11,000	\$ 450	\$ 60	\$ 150	\$ 491	\$ 18,600	\$ 130,866
Jobara Jenkins	05/03/17	Finance Specialist	\$ 65,000	\$ 4,030	\$ 943	\$ -	\$ 11,000	\$ 450	\$ 60	\$ 150	\$ 366	\$ 13,000	\$ 94,998
Theresa Utterback	04/13/09	Development Services Manager	\$ 75,000	\$ 4,650	\$ 1,088	\$ -	\$ 11,000	\$ 450	\$ 60	\$ 150	\$ 304	\$ 15,000	\$ 107,701
Tracy Smith-Coffey	04/22/13	Marketing & Business Development Specialist	\$ 61,035	\$ 3,784	\$ 885	\$ -	\$ 11,000	\$ 450	\$ 60	\$ 150	\$ 284	\$ 12,207	\$ 89,855
Mercedes Coppin	07/05/16	Special Events Coordinator	\$ 55,000	\$ 3,410	\$ 798	\$ -	\$ 11,000	\$ 450	\$ 60	\$ 150	\$ 225	\$ 11,000	\$ 82,093
Azim Hussain	03/20/17	Marketing/Events/Business Development Assistant	\$ 42,500	\$ 2,635	\$ 616	\$ -	\$ 11,000	\$ 450	\$ 60	\$ 150	\$ 175	\$ 8,500	\$ 66,086
Bonnie Nicklein	11/21/16	Administrative Services Manager	\$ 50,000	\$ 3,100	\$ 725	\$ -	\$ 11,000	\$ 450	\$ 60	\$ 150	\$ 175	\$ 10,000	\$ 75,660
Overtime - NonExempt		Overtime - NonExempt	\$ 2,500	\$ 155	\$ 36	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 500	\$ 3,191
Part-Time Positions		Up to \$20/Hr. - 35 Hrs./Week	\$ 36,400	\$ 2,257	\$ 528	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 39,185
Available for Salary Increases			\$ 17,000	\$ 1,054	\$ 247	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 3,400	\$ 21,701
Total			\$ 750,935	\$ 46,558	\$ 10,889	\$ 5,220	\$ 99,000	\$ 4,050	\$ 540	\$ 1,350	\$ 3,144	\$ 142,907	\$ 1,064,593

RETIREMENT BENEFITS	SALARY FY 17-18	457(b) 5%	401(a) 15%	TOTAL
Executive Director	\$ 135,000	\$ 6,750	\$ 20,250	\$ 27,000
Assistant Director	\$ 118,500	\$ 5,925	\$ 17,775	\$ 23,700
Finance Director	\$ 93,000	\$ 4,650	\$ 13,950	\$ 18,600
Finance Specialist	\$ 65,000	\$ 3,250	\$ 9,750	\$ 13,000
Development Services Manager	\$ 75,000	\$ 3,750	\$ 11,250	\$ 15,000
Marketing & Business Development Specialist	\$ 61,035	\$ 3,052	\$ 9,155	\$ 12,207
Special Events Coordinator	\$ 55,000	\$ 2,750	\$ 8,250	\$ 11,000
Mkt/Evts/Bus Devl Assistant	\$ 42,500	\$ 2,125	\$ 6,375	\$ 8,500
Administrative Services Manager	\$ 50,000	\$ 2,500	\$ 7,500	\$ 10,000
Overtime - Non-Exempt	\$ 2,500	\$ 125	\$ 375	\$ 500
Salary or Wage Increases	\$ 17,000	\$ 850	\$ 2,550	\$ 3,400
Total	\$ 714,535	\$ 35,727	\$ 107,180	\$ 142,907

NOTE: City's contribution to General Employees' Pension Fund = five year range of 31.35% to 33.55% annually (source: City Finance Department)

**NOTE: Total benefit cost = \$ 250,991
% of Total Salaries & Benefits = 24%**

BOYNTON BEACH CRA General Fund - Fund Balance Analysis

(a) Audited Fund Balance 9/30/2016	\$ 4,727,433
------------------------------------	--------------

Less:

1. Committed Fund Balance - Self-Funded insurance Reserve (a)	\$ (454,874)
2. Working Capital - Oct-Dec 2017	\$ (2,500,000)
3. Compensated Absences	\$ (75,000)
4. Prepaids (Insurance & Rent Deposits)	\$ (35,000)
5. Encumbrances	\$ (115,000)
6. Allocation of Unassigned Fund Balance from FY14-15 (b)	\$ (668,607)
7. Allocation of Unassigned Fund Balance from FY15-16 (c)	\$ (671,636)
Sub-Total	\$ (4,520,117)

Estimated Unassigned Fund Balance as of 9/30/17	\$ 207,316
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(a) Components of Self-Funded Insurance Reserve

FY 2012-2013 - Resolution No. 14-01	\$ 119,813
FY 2014-2015 - Resolution No. 16-02	\$ 167,152
FY 2015-2016 - Resolution No. 17-01	\$ 167,909
Total Self-Funded Insurance Reserve	\$ 454,874

(b) Allocations of Unassigned General Fund - Fund Balance 9/30/15

1. Committed Fund Balance - Self-Funded insurance Reserve	\$ (167,152)
2. Projects - Allocated in FY 16-17 Budget	\$ (668,607)
Total	\$ (835,759)

(c) Allocations of Unassigned General Fund - Fund Balance 9/30/16

1. Committed Fund Balance - Self-Funded insurance Reserve	\$ (167,909)
2. Projects - Allocated in FY 16-17 Budget	\$ (671,636)
Total	\$ (839,545)

Note: The annual audit of the CRA's financial statements for the fiscal year are completed by mid-January of the following year. At the completion of the annual audit, the Unassigned Fund Balance will be finalized and the CRA Board can allocate funding according to Florida statute as outlined below.

§ 163.387, Fla. Stat. Ann.

(7) On the last day of the fiscal year of the community redevelopment agency, any money which remains in the trust fund after the payment of expenses pursuant to subsection (6) for such year shall be:

- (a) Returned to each taxing authority which paid the increment in the proportion that the amount of the payment of such taxing authority bears to the total amount paid into the trust fund by all taxing authorities for that year;
- (b) Used to reduce the amount of any indebtedness to which increment revenues are pledged;
- (c) Deposited into an escrow account for the purpose of later reducing any indebtedness to which increment revenues are pledged; or
- (d) Appropriated to a specific redevelopment project pursuant to an approved community redevelopment plan which project will be completed within 3 years from the date of such appropriation.

CRA Neighborhood Policing Program - FY 2017-2018				
Category	Quantity	Actual Cost per Unit	Subtotal	Notes
Personnel				
Sergeant Salary & Incentive(Diehl)	1	\$ 90,500	\$ 90,500	Salary, Education Incentive
Sergeant Benefits-Pension	1	\$ 43,000	\$ 43,000	Pension
Sergeant Benefits	1	\$ 15,755	\$ 15,755	Healthcare, Dental, Vision, Fica
Officer Salary & Incentive(Paramore)	1	\$ 61,250	\$ 61,250	Salary, Education Incentive
Officer Benefits-Pension	1	\$ 29,100	\$ 29,100	Pension
Officer Benefits	1	\$ 13,335	\$ 13,335	Healthcare, Dental, Vision, Fica
Officer Salary & Incentive(NEW)	1	\$ 50,000	\$ 50,000	Salary, Education Incentive
Officer Benefits-Pension	1	\$ 23,750	\$ 23,750	Pension
Officer Benefits	1	\$ 13,335	\$ 13,335	Healthcare, Dental, Vision, Fica
			\$ 340,025	Personnel Costs Total
Equipment				
Radio and Related Equipment	1	\$ 2,000	\$ 2,000	
Bike Rack	1	\$ 250	\$ 250	
Misc. Equipment - As Needed		\$ 2,500	\$ 2,500	
			\$ 4,750	Equipment Costs Total
Office Expenses				
Cell Phones Service Plan	3	\$ 675	\$ 2,025	
Office Supplies	1	\$ 2,000	\$ 2,000	Paper, Pens etc.
Office Cleaning	1	\$ 1,500	\$ 1,500	
Misc. Supplies	12	\$ 125	\$ 1,500	
Printer-Copier-Scanner	1	\$ 1,000	\$ 1,000	For Community Events
			\$ 8,025	Office Expenses Total
Total Proposed Program Expenses			\$ 352,800	

Promotional/Marketing \$ 7,500

Contingency \$ 11,700

Total for FY 17-18 \$ 372,000

NOTE: All amounts provided by Police Department with exception of Contingency and ILA amount for FY 2017-2018
Revised by CRA to include promotional/marketing materials and additional equipment.



CITY OF BOYNTON BEACH AGENDA ITEM REQUEST FORM

COMMISSION MEETING DATE: 9/19/2017

REQUESTED ACTION BY COMMISSION:

Conduct Second Public Budget Hearing for FY 2017/2018 Annual Operating Budget.

PROPOSED RESOLUTION NO. R17-087 - Adopt the final millage rate for the General Fund for Fiscal Year 2017-2018.

PROPOSED RESOLUTION NO. R17-088 - Adopt the Final Budget for the General Fund and all other funds for Fiscal Year 2017-2018.

EXPLANATION OF REQUEST:

This is the second and final Budget Public Hearing for FINAL adoption of the millage rate and operating budget for FY 2017-18.

As a result of the Budget Workshops that were held on July 17th and 18th, 2017 the City Commission approved a proposed millage rate of 7.9000 mills. Also the following changes have been incorporated into the proposed budget of \$83,347,977 to a tentative budget of \$82,241,077 after the Budget Workshops.

1) Adjustments to Various General Fund Revenue:

- | | |
|--|-------------|
| • Decrease transfer from Sanitation | (\$400,000) |
| • Transfer from Traffic Safety Fund | \$100,000 |
| • Increase ILA-CRA Neighborhood Policing | \$ 75,000 |

2) Adjustment to Fund Balance Appropriation for General Fund:

- Increase \$118,100 from City Mgr proposed amount of \$0 to a needed fund balance appropriation of \$118,100.

3) Adjust following departments:

- | | |
|--|-------------|
| • Police (Div 2110)-TFR staff to Traffic Fund | (\$181,900) |
| • Police (Div 2110)-Add'l person-neighborhood policing | \$ 75,000 |

The proposed FY 17/18 General Fund Budget is \$83,241,077 compared to the adopted FY 16/17 General Fund Budget of \$79,401,314, an increase of \$3,839,763 or 4.8%.

Based on commission decisions since the July budget workshops, the following changes have been incorporated into the proposed tentative budget.

1) Budgeted the Traffic Safety Special Revenue Fund in the amount of \$1,067,500;

Revenue-Fines	\$1,040,000
Revenue-Admin Fees	\$ 27,500
Expenses:	
Personnel	\$ 181,900
Legal	\$ 10,000

Equipment lease	\$	765,000
Operating costs	\$	10,600
Transfer to General Fund	\$	100,000

2) Reduced the Solid Waste Enterprise Fund from \$11,034,288 to \$10,574,288.

3) Increased General Government Capital Improvement Funds from \$5,827,164 to \$5,999,512.

HOW WILL THIS AFFECT CITY PROGRAMS OR SERVICES? The annual budget provides appropriations to provide City services.

FISCAL IMPACT: Budgeted Adoption of the millage rate and budget allows for appropriations to provide City services.

ALTERNATIVES: N/A

STRATEGIC PLAN:

STRATEGIC PLAN APPLICATION:

CLIMATE ACTION: No

CLIMATE ACTION DISCUSSION:

Is this a grant? No

Grant Amount:

ATTACHMENTS:

Type	Description
<input type="checkbox"/> Resolution	Reso - Final Millage 17/18
<input type="checkbox"/> Resolution	Reso - Final Budget 17/18

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32 Section 3. If any clause, section, or other part of this Resolution shall be held by
33 any Court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or
34 invalid part shall be considered as eliminated and shall in no way affect the validity of the
35 other provisions of this Resolution.

36 Section 4. All resolutions or parts of resolutions in conflict herewith are hereby
37 repealed to the extent of such conflict.

38 Section 5. This Resolution shall become effective immediately upon passage.

39 **PASSED AND ADOPTED** this ____ day of _____, 2017.

40	CITY OF BOYNTON BEACH, FLORIDA		
41		YES	NO
42			
43	Mayor – Steven B. Grant	_____	_____
44			
45	Vice Mayor – Justin Katz	_____	_____
46			
47	Commissioner – Mack McCray	_____	_____
48			
49	Commissioner – Christina L. Romelus	_____	_____
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51	Commissioner – Joe Casello	_____	_____
52			
53		VOTE	_____

54 ATTEST:
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56 _____
57 Judith A. Pyle, CMC
58 City Clerk
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61 (Corporate Seal)

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RESOLUTION R17-

**A RESOLUTION OF THE CITY OF BOYNTON BEACH,
FLORIDA, ADOPTING A FINAL BUDGET FOR THE
FISCAL YEAR BEGINNING OCTOBER 1, 2017, AND
ENDING SEPTEMBER 30, 2018; PROVIDING FOR
SEVERABILITY, CONFLICTS, AND AN EFFECTIVE
DATE.**

WHEREAS, a final budget has been prepared by the City Manager estimating expenditures, transfers, and revenues of the City of Boynton Beach for the ensuing year, with detailed information, including revenues to be derived from sources other than the ad valorem tax levy, and she has made recommendations as to the amount necessary to be appropriated for the ensuing year; and

WHEREAS, the City Commission of the City of Boynton Beach has conducted a public hearing in accordance with s. 200.065 Florida Statutes on the City's final budget and the proposed millage rate.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF
THE CITY OF BOYNTON BEACH, FLORIDA:**

Section 1. The foregoing "Whereas" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution upon adoption hereof.

Section 2. That the final budget of the City of Boynton Beach, Florida, for the fiscal year beginning October 1, 2017 and ending September 30, 2018, a copy of which is attached hereto, is hereby adopted and the appropriations set out therein are hereby made to maintain and carry on the government of the City of Boynton Beach, Florida.

Section 3. There is hereby appropriated the sum of \$ 83,241,077 to the **General Fund** for the payment of operating expenditures, transfers to other funds, and necessary capital outlays for the City Government pursuant to the terms of the above budget.

Section 4. That there is hereby appropriated the sum of \$ 1,067,500 to the **Traffic Safety Special Revenue Fund** for the payment of operating expenditures, transfers to other funds, and necessary capital outlays.

34 Section 5. That there is hereby appropriated the sum of \$ 1,300,000 to the
35 **Local Option Gas Tax Special Revenue Fund** for the payment of operating expenditures,
36 transfers to other funds, and necessary capital outlays.

37 Section 6. That there is hereby appropriated the sum of \$ 238,756 to the
38 **Community Improvements Special Revenue Fund** for the payment of operating
39 expenditures, transfers to other funds, and necessary capital outlays.

40 Section 7. That there is hereby appropriated the sum of \$ 237,397 to the
41 **Public Arts Special Revenue Fund** for the payment of operating expenditures, transfers to
42 other funds, and necessary capital outlays.

43 Section 8. That there is hereby appropriated the sum of \$ 768,399 to the
44 **Recreation Program Special Revenue Fund** for the payment of operating expenditures,
45 transfers to other funds, and necessary capital outlays.

46 Section 9. That there is hereby appropriated the sum of \$ 9,500,000 to the
47 **Public Service Tax Debt Service Fund** for the purpose of payment operating expenditures,
48 transfers to other funds, and the principal and interest due on the public service tax bonds of
49 the City not subject to statutory exemptions and for redeeming such bonds as they mature.

50 Section 10. That there is hereby appropriated the sum of \$ 1,384,890 to the
51 **General Capital Improvement Capital Projects Fund** for the payment of transfers to
52 other funds and capital outlays pursuant to the terms of the above budget.

53 Section 11. That there is hereby appropriated the sum of \$ 4,614,622 to the
54 **Local Government Surtax Capital Projects Fund** for the payment of transfers to other
55 funds and capital outlays pursuant to the terms of the above budget.

56 Section 12. That there is hereby appropriated the sum of \$ 66,183 to the
57 **Parks & Recreation Facilities Trust Fund** for the payment of transfers to other funds and
58 capital outlays pursuant to the terms of the above budget.

59 Section 13. That there is hereby appropriated the sum of \$ 46,543,793 to the
60 **Water and Sewer Utility Enterprise Fund** for operating expenditures, debt service,
61 transfers to other funds, and necessary capital outlay.

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64 Section 14. That there is hereby appropriated the sum of \$ 27,527,200 to
65 the **Water and Sewer Utility Capital Improvement Enterprise Fund** for the payment of
66 capital outlays pursuant to the terms of the above budget.

67 Section 15. That there is hereby appropriated the sum of \$ 1,818,573 to the
68 **Golf Course Enterprise Fund** for operating expenditures, transfer to other funds, and
69 necessary capital outlays.

70 Section 16. That there is hereby appropriated the sum of \$ 10,574,288 to the
71 **Solid Waste Enterprise Fund** for the payment of operating expenditures, transfers to other
72 funds and necessary capital outlays.

73 Section 17. That there is hereby appropriated the sum of \$ 8,201,907 to the
74 **Fleet Maintenance Internal Service Fund** for the payment of operating expenditures,
75 transfers to other funds, and necessary capital outlays.

76 Section 18. That there is hereby appropriated the sum of \$ 365,743 to the
77 **Warehouse Internal Service Fund** for the payment of operating expenditures, transfers to
78 other funds, and necessary capital outlays.

79 Section 19. That there is hereby appropriated the sum of \$ 5,287,783 to the
80 **Self-Insurance Internal Service Fund** for the payment of operating expenditures, transfers
81 to other funds, and necessary capital outlays.

82 Section 20. That there is hereby appropriated the sum of \$ 338,505 the
83 **Cemetery Special Revenue Fund** for the payment of operating expenditures, transfers to
84 other funds, and necessary capital outlays.

85 Section 21. All delinquent taxes collected during the ensuing fiscal year as
86 proceeds from levies of operation millages of prior years are hereby specifically
87 appropriated for the use of the General Fund.

88 Section 22. If any clause, section or other part of this Resolution shall be held by
89 any court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional
90 or invalid part shall be considered as eliminated and shall in no way affect the validity of the
91 remaining portions of this Resolution.

92 Section 23. All Resolutions or parts of Resolutions in conflict herewith are hereby
93 repealed to the extent of such conflict.

94 Section 24. This Resolution shall become effective immediately upon passage.

95

96 **PASSED AND ADOPTED** this ____ day of _____, 2017.

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CITY OF BOYNTON BEACH, FLORIDA

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YES NO

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Mayor – Steven B. Grant

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Vice Mayor – Justin Katz

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Commissioner – Mack McCray

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Commissioner – Christina L. Romelus

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Commissioner – Joe Casello

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VOTE

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116 ATTEST:

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Judith A. Pyle, CMC

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City Clerk

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(Corporate Seal)

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CITY OF BOYNTON BEACH AGENDA ITEM REQUEST FORM

COMMISSION MEETING DATE: 9/19/2017

REQUESTED ACTION BY COMMISSION: Informational items by Members of the City Commission

EXPLANATION OF REQUEST:

HOW WILL THIS AFFECT CITY PROGRAMS OR SERVICES?

FISCAL IMPACT:

ALTERNATIVES:

STRATEGIC PLAN:

STRATEGIC PLAN APPLICATION:

CLIMATE ACTION:

CLIMATE ACTION DISCUSSION:

Is this a grant?

Grant Amount:



CITY OF BOYNTON BEACH AGENDA ITEM REQUEST FORM

COMMISSION MEETING DATE: 9/19/2017

REQUESTED ACTION BY COMMISSION:

Announcement of recent national, state and local awards received for the City's marketing and program initiatives.

EXPLANATION OF REQUEST:

The City of Boynton Beach has recently received 10 national, state and local awards for its marketing and programming initiatives.

Last week, the City received a Silver Circle Award (2nd Place) Savvy Award from the City-County Communications & Marketing Association (3CMA) in the category of Communications & Marketing: Printed Publications for its Annual Report and Calendar. Over 700 entries were submitted and judged by 3CMA, a national organization whose membership consist of public communication employees from national, state, and local municipalities. Entries were judged on problem/opportunity statement; intended goals and outcomes; documentation of achievement and budget and use of outside resources.

In August, the City received six SunSational Awards from the Florida Festivals and Events Association (FFEA) Awards Competition.

Second Place: Yappy Happy Hour - Collaborative Program
Second Place: K-9 Competition - Photo
Third Place: Yappy Happy Hour - Invitation
Third Place: Event Guide (Recreation & Parks FunFare)
Third Place: Volunteer Program (Recreation & Parks)
Third Place: Annual Report (Recreation & Parks)

FFEA promotes and strengthens the festival, event and fair industry in Florida and has a membership of over 600 organizations that collectively represents 3,500 events throughout the state of Florida. The Sunsational Awards Competition recognizes the creativity, innovation and excellence of its members. Overall, 400 entries were received and judged.

In July, the City, for the first time, submitted three entries to the Public Relations Society of America's (PRSA) Palm Beach Chapter Palm Awards and received the following awards:

First Place:
Excellence Award in Products Award: Writing
Article on "City of Boynton Beach Adds Two Therapy Dogs"

First Place:
Excellence Award (Products Award: Brochures)
Annual Report/Calendar

Second Place:
Award of Quality (Program Award -Special Events or Observances) Yappy Happy Hour

Judging was based on planning and content; creativity and quality; technical and excellence and evaluation and results and operated on a point system with excellence awarded at 90 or more points and quality at 80 to 89 points.

The PRSA Palm Beach Chapter includes member organizations from Palm Beach County and the Treasure Coast such as FPL, Palm Beach MPO, Hilton Hotels, Palm Beach County School District, FAU, Palm Tran, Community Foundation of Palm Beach and Martin Counties, Discover the Palm Beaches, Port of Palm Beach, AT&T, Society of the Four Arts, etc.

The City receives national, state and local press coverage and recognition through these associations.

HOW WILL THIS AFFECT CITY PROGRAMS OR SERVICES? The City receives national, state and local press coverage and recognition through these associations.

FISCAL IMPACT: Budgeted N/A

ALTERNATIVES:

Do not do permit the presentation.

STRATEGIC PLAN:

STRATEGIC PLAN APPLICATION:

CLIMATE ACTION: No

CLIMATE ACTION DISCUSSION:

Is this a grant? No

Grant Amount:

REVIEWERS:

Department	Reviewer	Action	Date
City Manager	LaVerriere, Lori	Approved	9/14/2017 - 12:10 PM
Finance	Howard, Tim	Approved	9/14/2017 - 12:11 PM
City Manager	LaVerriere, Lori	Approved	9/14/2017 - 12:14 PM



CITY OF BOYNTON BEACH AGENDA ITEM REQUEST FORM

COMMISSION MEETING DATE: 9/19/2017

REQUESTED ACTION BY COMMISSION: Proclaim October 5, 2017 as Energy Efficiency Day in the City of Boynton Beach.

EXPLANATION OF REQUEST: In recognition of the second annual national Energy Efficiency Day (EE Day) on October 5, 2017, the City of Boynton Beach is joining regional and national organizations, businesses, utilities, and individuals working to promote energy efficiency – the cheapest, quickest way to meet our energy needs, cut consumer bills and reduce pollution. Energy efficiency is also an economic engine, supporting 2.2 million jobs nationwide in manufacturing, construction and other fields – most of which can't be outsourced overseas. This year, EE Day offers a national light bulb challenge to encourage engagement by residents and businesses alike.

HOW WILL THIS AFFECT CITY PROGRAMS OR SERVICES? EE Day will encourage City staff, elected officials, businesses, and residents to be more energy efficient at work and at home, and take the light bulb challenge to replace incandescent and compact fluorescent (CFL) bulbs with LED light bulbs. Most City buildings and facilities have already been retrofitted with energy efficient lighting and occupancy sensors.

FISCAL IMPACT: There is no impact to the City's budget.

ALTERNATIVES: Not proclaim October 5, 2017 as Energy Efficiency Day.

STRATEGIC PLAN:

STRATEGIC PLAN APPLICATION:

CLIMATE ACTION: Yes

CLIMATE ACTION DISCUSSION:
Promote energy efficiency

Is this a grant?

Grant Amount:

ATTACHMENTS:

Type	Description
📎 Proclamation	Proclamation

City of Boynton Beach

Proclamation

WHEREAS, energy efficiency is the art of getting the same or better performance using less energy-all while cutting utility bills for residential, business, and industrial customers; and

WHEREAS, reliable affordable energy is vital to our economic prosperity and energy efficiency is the most productive and cost-effective way to meet our energy needs; and

WHEREAS, implementing clean energy policies and programs helps boost economic opportunities and job creation while continuing to move toward a sustainable future; and

WHEREAS, cutting energy waste saves U.S. Consumers billions of dollars on their utility bills annually, up to \$500 per household from appliance efficiency standards alone; and

WHEREAS, more the 2.2 million Americans work in the energy efficiency sector in local, good-paying, clean energy jobs that can't be outsourced and increasing efficiency will create more of the; and

WHEREAS, residents and businesses of Boynton Beach can continue to contribute to our energy efficiency efforts by learning about participating in our Energy Edge Rebate and Property Assessed Clean Energy Financing programs,

WHEREAS, together the residents of Boynton Beach can continue to contribute to our sustainability efforts by learning more about energy efficiency and practicing smarter energy use in their daily lives;

NOW THEREFORE, I, Steven B. Grant, Mayor of the City of Boynton Beach, Florida, do hereby proclaim the 5th of October Two Thousand Seventeen as:

ENERGY EFFICIENCY DAY

IN WITNESS WHEREOF, I have hereunto se my hand and caused the Seal of the City of Boynton Beach, Florida, to be affixed at Boynton Beach Florida, the 19th day of September, Two Thousand Seventeen.

Steven B. Grant, Mayor

ATTEST:

Judith A. Pyle, CMC
City Clerk



CITY OF BOYNTON BEACH AGENDA ITEM REQUEST FORM

COMMISSION MEETING DATE: 9/19/2017

REQUESTED ACTION BY COMMISSION:

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: 3 Regs and 2 Alts
Employee Pension Board: 1 Reg
Library Bd: 1 Alt
Senior Advisory Bd: 1 Alt

EXPLANATION OF REQUEST: The attached list contains the names of those who have applied for vacancies on the various Advisory Boards. A list of vacancies is provided with the designated Commission members having responsibility for the appointment to fill each vacancy.

HOW WILL THIS AFFECT CITY PROGRAMS OR SERVICES? Appointments are necessary to keep our Advisory Board full and operating as effectively as possible.

FISCAL IMPACT: Non-budgeted None

ALTERNATIVES: Allow vacancies to remain unfilled.

STRATEGIC PLAN: High Performing City Organization

STRATEGIC PLAN APPLICATION:

CLIMATE ACTION: No

CLIMATE ACTION DISCUSSION:

Is this a grant? No

Grant Amount:

ATTACHMENTS:

	Type	Description
D	Other	Appointments 9-19-17

APPOINTMENTS AND APPLICANTS FOR SEPTEMBER 19, 2017

Arts Commission

II	McCray	Alt	1 yr term to 12/17
III	Romelus	Alt	1 yr term to 12/17

Applicants

None

Building Board of Adjustments and Appeals

Mayor	Grant	Reg	3 yr term to 12/17
I	Katz	Alt	1 yr term to 12/17
II	McCray	Alt	1 yr term to 12/17
III	Romelus	Reg	3 yr term to 12/17
IV	Casello	Reg	3 yr term to 12/18

Applicants

None

Employee Pension Board

Mayor	Grant	Reg	3 yr term to 12/17 Tabled (2)
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Applicants

None

Library Board

I	Katz	Alt	1 yr term to 12/17 Tabled (2)
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Applicants

None

Senior Advisory Board

Mayor	Grant	Alt	1 yr term to 12/17 Tabled (3)
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Applicants

None



CITY OF BOYNTON BEACH AGENDA ITEM REQUEST FORM

COMMISSION MEETING DATE: 9/19/2017

REQUESTED ACTION BY COMMISSION:

PROPOSED RESOLUTION NO. R17- 089 - Authorize the Mayor to sign the application and agreement for Library State Aid to Public Libraries Grant for FY2017-2018.

EXPLANATION OF REQUEST: The State requires that each year, the City Commission authorize the Grant Application and Agreement for State Aid to Public Libraries. Final Grant award is based on FY2015-2016 City of Boynton Beach funds expended for Library Services (\$2,572,274). Final grant award, which is estimated to be \$71,088, will be announced in February 2018 and is based on State Legislature approval of State Aid Fund allocation to Libraries in the State of Florida.

HOW WILL THIS AFFECT CITY PROGRAMS OR SERVICES? Approval will qualify the Library to receive a State Aid Grant which is an incentive program designed to encourage communities to provide adequate local funding to support library service. These grant funds will help purchase future library technology equipment.

FISCAL IMPACT: Non-budgeted State Aid Grants are operational grants that bring additional library resources to the community. Grants formulas are based on local funds invested in library service. The more local money spent on Library Services, the higher the grant amounts.

ALTERNATIVES: Do not approve and eliminate the Library from the State Aid Grant Program.

STRATEGIC PLAN:

STRATEGIC PLAN APPLICATION:

CLIMATE ACTION: No

CLIMATE ACTION DISCUSSION:

Is this a grant? Yes

Grant Amount: 71,088

ATTACHMENTS:

Type	Description
▣ Resolution	Resolution approving Library State Aid Grant Application and Agreement
▣ Attachment	State Aid to Libraries Grant Agreement FY2017-2018

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WHEREAS, the State of Florida requires that the City of Boynton Beach authorize the Grant Application and Agreement for Library State Aid each year; and

WHEREAS, upon recommendation of staff, the City Commission has determined that it is in the best interests of the residents of the City to authorize the Mayor to sign the Library State Aid Grant Application and Agreement with the Florida Department of State, Division of Library and Information Services for the Fiscal Year 2017-2018.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF
THE CITY OF BOYNTON BEACH, FLORIDA, THAT:**

Section 1. The foregoing "Whereas" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution upon adoption hereof.

Section 2. The City Commission of the City of Boynton Beach, Florida does hereby approve and authorize the Mayor to sign the Library State Aid Grant Application and Agreement with Florida Department of State, Division of Library and Information Services

30 for the Fiscal Year 2017-2018, a copy of which is attached hereto as Exhibit “A”.

31 Section 3. This Resolution shall become effective immediately upon passage.

32 **PASSED AND ADOPTED** this ____ day of _____, 2017.

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CITY OF BOYNTON BEACH, FLORIDA

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YES NO

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Mayor – Steven B. Grant

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Vice Mayor – Justin Katz

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Commissioner – Mack McCray

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Commissioner – Christina L. Romelus

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Commissioner – Joe Casello

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VOTE

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52 ATTEST:

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Judith A. Pyle, CMC

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City Clerk

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(Corporate Seal)

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**STATE AID TO LIBRARIES GRANT
AGREEMENT BETWEEN
THE STATE OF FLORIDA, DEPARTMENT OF STATE
AND**

City of Boynton Beach for and on behalf of Boynton Beach City Library

This Agreement is by and between the State of Florida, Department of State, Division of Library and Information Services, hereinafter referred to as the "Division," and the City of Boynton Beach for and on behalf of Boynton Beach City Library, hereinafter referred to as the "Grantee."

The Grantee has submitted an application and has met all eligibility requirements and has been awarded a State Aid to Libraries Grant (CSFA 45.030) by the Division in the amount specified on the "Fiscal Year 2017-18 State Aid to Libraries Final Grants" document (which is incorporated as part of this Agreement and entitled Attachment B). The Division has the authority to administer this grant in accordance with Section 257, *Florida Statutes*. By reference, the application and any approved revisions are hereby made a part of this agreement.

In consideration of the mutual covenants and promises contained herein, the parties agree as follows:

1. **Grant Purpose.** This grant shall be used exclusively for the "State Aid to Libraries Grant," the public purpose for which these funds were appropriated.

- a. The Grantee shall perform the following Scope of Work as identified in Section 257.17, *Florida Statutes*:

Manage or coordinate free library service to the residents of its legal service area. The Grantee shall:

1. Have a single administrative head employed full time by the library's governing body;
 2. Provide free library service, including loaning materials available for circulation free of charge and providing reference and information services free of charge;
 3. Provide access to materials, information and services for all residents of the area served; and
 4. Have at least one library, branch library or member library open 40 hours or more each week.
 - b. The Grantee agrees to provide the following **Deliverables** related to the Scope of Work for payments to be awarded.

Payment 1, Deliverable/Task 1:

- Payment will be a fixed price in the amount of 100% of the grant award. The Grantee will:
 - Adopt or approve current year library budget;
 - Have at least one library, branch library or member library open 40 hours or more each week (excluding holidays) during the grantee's fiscal year; and
 - Adopt or approve the Annual Plan of Service for the grantee's fiscal year.

2. **Length of Agreement.** This Agreement shall begin the date the agreement is signed by both the Grantee's Governing Body and the Division and continue until all grant funds have been expended, unless terminated in accordance with the provisions of Section 28 of this Agreement.
3. **Expenditure of Grant Funds.** The Grantee cannot obligate or expend any grant funds before the Agreement has been signed by all parties. No costs incurred after termination of the Agreement shall be allowed unless specifically authorized by the Division.
4. **Contract Administration.** The parties are legally bound by the requirements of this agreement. Each party's contract manager, named below, will be responsible for monitoring its performance under this Agreement and will be the official contact for each party. Any notice(s) or other communications in regard to this agreement shall be directed to or delivered to the other party's contract manager by utilizing the information below. Any change in the contact information below should be submitted in writing to the contract manager within 10 days of the change.

For the Division of Library and Information Services:

Marian Deeney, Library Program Administrator
Florida Department of State
R.A. Gray Building
Mail Station # 9D
500 South Bronough Street
Tallahassee, Florida 32399-0250
Phone: 850.245.6620
Facsimile: 850.245.6643
Email: marian.deeney@dos.myflorida.com

For the Grantee:

Craig Clark, Project Manager
208 South Seacrest Boulevard Boynton Beach, Florida 33435
Phone: 561.742.6390
Facsimile: 561.742.6381
Email: clarkc@bbfl.us

5. **Grant Payments.** The total grant award shall not exceed the amount specified on the "Fiscal Year 2017-18 State Aid to Libraries Final Grants" document (Attachment B), which shall be paid by the Division in consideration for the Grantee's minimum performance as set forth by the terms and conditions of this Agreement. Payment will be a fixed price in the amount of 100% of the grant award as specified in Attachment B. Payment will be made in accordance with the completion of the Deliverables.
6. **Electronic Payments.** The Grantee can choose to use electronic funds transfer (EFT) to receive grant payments. All grantees wishing to receive their award through EFT must submit a Vendor Direct Deposit Authorization form (incorporated by reference) to the Florida Department of Financial Services. If EFT has already been set up for your organization, you do not need to submit another authorization form unless you have changed bank accounts. To download this form visit myfloridacfo.com/Division/AA/Forms/DFS-A1-26E.pdf. The form also includes tools and information that allow you to check on payments.

7. **Florida Substitute Form W-9.** A completed Substitute Form W-9 is required from any entity that receives a payment from the State of Florida that may be subject to 1099 reporting. The Department of Financial Services (DFS) must have the correct Taxpayer Identification Number (TIN) and other related information in order to report accurate tax information to the Internal Revenue Service (IRS). To register or access a Florida Substitute Form W-9 visit flvendor.myfloridacfo.com/. **A copy of the Grantee's Florida Substitute Form W-9 must be submitted by the Grantee to the Division with the executed Agreement.**
8. **Financial Consequences.** The Department shall apply the following financial consequences for failure to perform the minimum level of services required by this Agreement in accordance with Sections 215.971 and 287.058, *Florida Statutes*:

Should the library fail to provide free library service to the public or to be open for at least 40 hours per week, it will no longer be eligible to receive State Aid to Libraries grant funding, and its funding will be reduced to zero.

Payment will be withheld if Deliverables are not satisfactorily completed.

9. **Credit Line(s) to Acknowledge Grant Funding.** The Division requires public acknowledgement of State Aid to Libraries Grant funding for activities and publications supported by grant funds. Any announcements, information, press releases, publications, brochures, videos, web pages, programs, etc. created as part of a State Aid to Libraries Grant project must include an acknowledgment that State Aid to Libraries Grant funds were used to create them.

Use the following text:

"This project has been funded under the provisions of the State Aid to Libraries Grant program, which is administered by the Florida Department of State's Division of Library and Information Services."

10. **Non-allowable Grant Expenditures.** The Grantee agrees to expend all grant funds received under this agreement solely for the purposes for which they were authorized and appropriated. Expenditures shall be in compliance with the state guidelines for allowable project costs as outlined in the Department of Financial Services' Reference Guide for State Expenditures (incorporated by reference), which are available online at myfloridacfo.com/aadir/reference_guide.

Grant funds may not be used for the purchase or construction of a library building or library quarters

11. **Travel Expenses.** The Subgrantee must pay any travel expenses, from grant or local matching funds, in accordance to the provisions of Section 112.061, *Florida Statutes*
12. **Unobligated and Unearned Funds and Allowable Costs.** In accordance with Section 215.971, *Florida Statutes*, the Grantee shall refund to the State of Florida any balance of unobligated funds which has been advanced or paid to the Grantee. In addition, funds paid in excess of the amount to which the recipient is entitled under the terms and conditions of the agreement must be refunded to the state agency. Further, the recipient may expend funds only for allowable costs resulting from obligations incurred during the specified agreement period. Expenditures of state financial assistance must be in compliance with the laws, rules and regulations applicable to expenditures of State funds, including, but not limited to, the *Reference Guide for State Expenditures*.

13. **Repayment.** All refunds or repayments to be made to the Department under this agreement are to be made payable to the order of "Department of State" and mailed directly to the following address: Florida Department of State, Attention: Marian Deeney, Division of Library and Information Services, 500 South Bronough Street, Mail Station #9D, Tallahassee, FL 32399. In accordance with Section 215.34(2), *Florida Statutes*, if a check or other draft is returned to the Department for collection, Recipient shall pay to the Department a service fee of \$15.00 or five percent (5%) of the face amount of the returned check or draft, whichever is greater.
14. **Single Audit Act.** Each grantee, other than a grantee that is a State agency, shall submit to an audit pursuant to Section 215.97, *Florida Statutes*. See Attachment A for additional information regarding this requirement. If a Grantee is not required by law to conduct an audit in accordance with the Florida Single Audit Act because it did not expend at least \$750,000 in state financial assistance, it must submit a Financial Report on its operations pursuant to Section 257.41(3), *Florida Statutes* within nine months of the close of its fiscal year.
15. **Retention of Accounting Records.** Financial records, supporting documents, statistical records and all other records, including electronic storage media pertinent to the Project, shall be retained for a period of five (5) fiscal years after the close out of the grant and release of the audit. If any litigation or audit is initiated or claim made before the expiration of the five-year period, the records shall be retained for five fiscal years after the litigation, audit or claim has been resolved.
16. **Obligation to Provide State Access to Grant Records.** The Grantee must make all grant records of expenditures, copies of reports, books, and related documentation available to the Division or a duly authorized representative of the State of Florida for inspection at reasonable times for the purpose of making audits, examinations, excerpts and transcripts.
17. **Obligation to Provide Public Access to Grant Records.** The Division reserves the right to unilaterally cancel this Agreement in the event that the Grantee refuses public access to all documents or other materials made or received by the Grantee that are subject to the provisions of Chapter 119, *Florida Statutes*, known as the *Florida Public Records Act*. The Grantee must immediately contact the Division's Contract Manager for assistance if it receives a public records request related to this Agreement.
18. **Noncompliance.** Any Grantee that is not following *Florida Statutes* or rules, the terms of the grant agreement, Florida Department of State policies and guidance, local policies, or other applicable law or that has not submitted required reports or satisfied other administrative requirements for other Division of Library and Information Services grants or grants from any other Office of Cultural, Historical, and Information Programs (OCHIP) Division will be in noncompliance status and subject to the OCHIP Grants Compliance Procedure. OCHIP Divisions include the Division of Cultural Affairs, the Division of Historical Resources, and the Division of Library and Information Services. Grant compliance issues must be resolved before a grant award agreement may be executed and before grant payments for any OCHIP grant may be released.

19. **Accounting Requirements.** The Grantee must maintain an accounting system that provides a complete record of the use of all grant funds as follows:
- a) The accounting system must be able to specifically identify and provide audit trails that trace the receipt, maintenance and expenditure of state funds;
 - b) Accounting records must adequately identify the sources and application of funds for all grant activities and must classify and identify grant funds by using the same budget categories that were approved in the grant application. If Grantee's accounting system accumulates data in a different format than the one in the grant application, subsidiary records must document and reconcile the amounts shown in the Grantee's accounting records to those amounts reported to the Division;
 - c) An interest-bearing checking account or accounts in a state or federally chartered institution may be used for revenues and expenses described in the Scope of Work and detailed in the Estimated Project Budget;
 - d) The name of the account(s) must include the grant award number;
 - e) The Grantee's accounting records must have effective control over and accountability for all funds, property and other assets; and
 - f) Accounting records must be supported by source documentation and be in sufficient detail to allow for a proper pre-audit and post-audit (such as invoices, bills and canceled checks).
20. **Availability of State Funds.** The State of Florida's performance and obligation to pay under this Agreement are contingent upon an annual appropriation by the Florida Legislature. In the event that the state funds upon which this Agreement is dependent are withdrawn, this Agreement will be automatically terminated and the Division shall have no further liability to the Grantee beyond those amounts already expended prior to the termination date. Such termination will not affect the responsibility of the Grantee under this Agreement as to those funds previously distributed. In the event of a state revenue shortfall, the total grant may be reduced accordingly.
21. **Lobbying.** The Subgrantee will not use any grant funds for lobbying the state legislature, the state judicial branch or any state agency.
22. **Independent Contractor Status of Grantee.** The Grantee, if not a state agency, agrees that its officers, agents and employees, in performance of this Agreement, shall act in the capacity of independent contractors and not as officers, agents or employees of the state. The Grantee is not entitled to accrue any benefits of state employment, including retirement benefits and any other rights or privileges connected with employment by the State of Florida.
23. **Grantee's Subcontractors.** The Grantee shall be responsible for all work performed and all expenses incurred in connection with this Agreement. The Grantee may subcontract, as necessary, to perform the services and to provide commodities required by this Agreement. The Division shall not be liable to any subcontractor(s) for any expenses or liabilities incurred under the Grantee's subcontract(s), and the Grantee shall be solely liable to its subcontractor(s) for all expenses and liabilities incurred under its subcontract(s). The Grantee must take the necessary steps to ensure that each of its subcontractors will be deemed to be independent contractors and will not be considered or permitted to be agents, servants, joint venturers or partners of the Division.

24. **Liability.** The Division will not assume any liability for the acts, omissions to act or negligence of the Grantee, its agents, servants or employees; nor may the Grantee exclude liability for its own acts, omissions to act or negligence to the Division.

a) The Grantee shall be responsible for claims of any nature, including but not limited to injury, death and property damage arising out of activities related to this Agreement by the Grantee, its agents, servants, employees and subcontractors. The Grantee shall indemnify and hold the Division harmless from any and all claims of any nature and shall investigate all such claims at its own expense. If the Grantee is governed by Section 768.28, *Florida Statutes*, it shall only be obligated in accordance with this Section.

b) Neither the state nor any agency or subdivision of the state waives any defense of sovereign immunity or increases the limits of its liability by entering into this Agreement.

c) The Division shall not be liable for attorney fees, interest, late charges or service fees, or cost of collection related to this Agreement.

d) The Grantee shall be responsible for all work performed and all expenses incurred in connection with the project. The Grantee may subcontract as necessary to perform the services set forth in this Agreement, including entering into subcontracts with vendors for services and commodities, provided that such subcontract has been approved in writing by the Department prior to its execution and provided that it is understood by the Grantee that the Department shall not be liable to the subcontractor for any expenses or liabilities incurred under the subcontract and that the Grantee shall be solely liable to the subcontractor for all expenses and liabilities incurred under the subcontract.

25. **Strict Compliance with Laws.** The Grantee shall perform all acts required by this Agreement in strict conformity with all applicable laws and regulations of the local, state and federal law. For consequences of noncompliance, see Section 18, Noncompliance.

26. **No Discrimination.** The Grantee may not discriminate against any employee employed under this Agreement or against any applicant for employment because of race, color, religion, gender, national origin, age, handicap, pregnancy or marital status. The Grantee shall insert a similar provision in all of its subcontracts for services under this Agreement.

27. **Breach of Agreement.** The Division will demand the return of grant funds already received, will withhold subsequent payments and/or will terminate this agreement if the Grantee improperly expends and manages grant funds; fails to prepare, preserve or surrender records required by this Agreement; or otherwise violates this Agreement.

28. **Termination of Agreement.** The Division will terminate or end this Agreement if the Grantee fails to fulfill its obligations herein. In such event, the Division will provide the Grantee a notice of its violation by letter and shall give the Grantee fifteen (15) calendar days from the date of receipt to cure its violation. If the violation is not cured within the stated period, the Division will terminate this Agreement. The notice of violation letter shall be delivered to the Grantee's Contract Manager, personally, or mailed to his/her specified address by a method that provides proof of receipt. In the event that the Division terminates this Agreement, the Grantee will be compensated for any work completed in accordance with this Agreement prior to the notification of termination if the Division deems this reasonable under the circumstances. Grant funds previously advanced and not expended on work completed in accordance with this Agreement shall be returned to the Division, with interest, within thirty (30) days after termination of this Agreement. The Division does not waive any of its rights to additional damages if grant funds are returned under this Section.
29. **Preservation of Remedies.** No delay or omission to exercise any right, power or remedy accruing to either party upon breach or violation by either party under this Agreement shall impair any such right, power or remedy of either party; nor shall such delay or omission be construed as a waiver of any such breach or default or any similar breach or default.
30. **Non-Assignment of Agreement.** The Grantee may not assign, sublicense or otherwise transfer its rights, duties or obligations under this Agreement without the prior written consent of the Division, which shall not unreasonably be withheld. The agreement transferee must demonstrate compliance with the requirements of the project. If the Division approves a transfer of the Grantee's obligations, the Grantee shall remain liable for all work performed and all expenses incurred in connection with this Agreement. In the event the Legislature transfers the rights, duties and obligations of the Division to another governmental entity, pursuant to Section 20.06, *Florida Statutes* or otherwise, the rights, duties and obligations under this Agreement shall be transferred to the succeeding governmental agency as if it was the original party to this Agreement.
31. **Required Procurement Procedures for Obtaining Goods and Services.** The Grantee shall provide maximum open competition when procuring goods and services related to the grant-assisted project in accordance with Section 287.057, *Florida Statutes*.
- a) Procurement of Goods and Services Not Exceeding \$35,000. The Grantee must use the applicable procurement method described below:
1. Purchases Up to \$2,500: Procurement of goods and services where individual purchases do not exceed \$2,500 do not require competition and may be conducted at the Grantee's discretion.
 2. Purchases or Contract Amounts Between \$2,500 and \$35,000: Goods and services costing between \$2,500 and \$35,000 require informal competition and may be procured by purchase order, acceptance of vendor proposals or other appropriate procurement document.
- b) Procurement of Goods and Services Exceeding \$35,000. Goods and services costing over \$35,000 may be procured by either Formal Invitation to Bid, Request for Proposals or Invitation to Negotiate and may be procured by purchase order, acceptance of vendor proposals or other appropriate procurement document.

32. **Conflicts of Interest.** The Grantee hereby certifies that it is cognizant of the prohibition of conflicts of interest described in Sections 112.311 through 112.326, *Florida Statutes* and affirms that it will not enter into or maintain a business or other relationship with any employee of the Department of State that would violate those provisions. The Grantee further agrees to seek authorization from the General Counsel for the Department of State prior to entering into any business or other relationship with a Department of State Employee to avoid a potential violation of those statutes.
33. **Binding of Successors.** This Agreement shall bind the successors, assigns and legal representatives of the Grantee and of any legal entity that succeeds to the obligations of the Division of Library and Information Services.
34. **Employment of Unauthorized Aliens.** The employment of unauthorized aliens by the Grantee is considered a violation of Section 274A (a) of the Immigration and Nationality Act. If the Grantee knowingly employs unauthorized aliens, such violation shall be cause for unilateral cancellation of this Agreement.
35. **Severability.** If any term or provision of the Agreement is found to be illegal and unenforceable, the remainder will remain in full force and effect, and such term or provision shall be deemed stricken.
36. **Americans with Disabilities Act.** All programs and facilities related to this Agreement must meet the standards of Sections 553.501-553.513, *Florida Statutes* and the Americans with Disabilities Act of 1990.
37. **Governing Law.** This Agreement shall be construed, performed and enforced in all respects in accordance with the laws and rules of Florida. Venue or location for any legal action arising under this Agreement will be in Leon County, Florida.
38. **Entire Agreement.** The entire Agreement of the parties consists of the following documents:
- a) This Agreement
 - b) Florida Single Audit Act Requirements (Attachment A)
 - c) Fiscal Year 2017-18 State Aid to Libraries Final Grants (Attachment B)

The Grantee hereby certifies that they have read this entire Agreement and will comply with all of its requirements.

Date of Agreement: _____

Grantee:

Department of State:

By: _____

By: _____

Chair of Governing Body or

Chief Executive Officer

Typed name and title

Steven B. Grant, Mayor

Typed name and title

Witness

Clerk or Chief Financial Officer

Typed name and title

Judith Pyle, City Clerk

Date

ATTACHMENT A

FEDERAL AND STATE OF FLORIDA SINGLE AUDIT ACT REQUIREMENTS

AUDIT REQUIREMENTS

The administration of resources awarded by the Department of State to the Grantee may be subject to audits and/or monitoring by the Department of State as described in this Addendum to the Grant Award Agreement.

MONITORING

In addition to reviews of audits conducted in accordance with 2 CFR 200.501 Section 215.97, *Florida Statutes*, monitoring procedures may include, but not be limited to, on-site visits by Department of State staff, limited scope audits as defined by 2 CFR 2 §200.425, and/or other procedures. By entering into this agreement, the recipient agrees to comply and cooperate with any monitoring procedures/processes deemed appropriate by the Department of State. In the event the Department of State determines that a limited scope audit of the recipient is appropriate, the recipient agrees to comply with any additional instructions provided by the Department of State staff to the recipient regarding such audit. The recipient further agrees to comply and cooperate with any inspections, reviews, investigations, or audits deemed necessary by the Chief Financial Officer or Auditor General.

AUDITS

PART I: FEDERALLY FUNDED:

This part is applicable if the recipient is a State or local government or a non-profit organization as defined in 2 CFR 200.90, 200.64 & 200.70 as revised.

1. In the event that the recipient expends \$750,000 for fiscal years ending after December 31, 2014 or more during the non-Federal entity's fiscal year in Federal awards in its fiscal year, the recipient must have a single or program-specific audit conducted in accordance with the provisions of 2CFR 200.501. Exhibit 1 to this agreement indicates Federal resources awarded through the Department of State. The determination of amounts of Federal awards expended should be in accordance with the guidelines established by 2 CFR 200.502. An audit of the recipient conducted by the Auditor General in accordance with the provisions of 2 CFR 200.514, as revised, will meet the requirement of this part.
2. In connection with the audit requirements addressed in Part I, paragraph 1, the recipient shall fulfill the requirements relative to auditee responsibilities as provided in 2 CFR 200.508.
3. If the recipient expends less than \$750,000 for fiscal years ending after December 31, 2014 in Federal awards in its fiscal year, an audit conducted in accordance with the provisions of 2 CFR 200.501 is not required. In the event that the recipient expends less than \$750,000 for fiscal years ending after December 31, 2014 in Federal awards in its fiscal year and elects to have an audit conducted in accordance with the provisions of 2 CFR 200.501, the cost of the audit must be paid from non-Federal resources (i.e., the cost of such an audit must be paid from recipient resources obtained from other than Federal entities). (d) Exemption when Federal awards expended are less than \$750,000. A non-Federal entity that expends less than \$750,000 during the non-Federal entity's fiscal year in Federal awards is exempt from Federal audit requirements for that year, except as noted in 2 CFR §200.503 Relation to other audit requirements, but records must be available for

review or audit by appropriate officials of the Federal agency, pass-through entity, and Government Accountability Office (GAO).

The Internet web addresses listed below will assist recipients in locating documents referenced in the text of this agreement and the interpretation of compliance issues.

U.S. Government Printing Office www.ecfr.gov

PART II: STATE FUNDED:

This part is applicable if the recipient is a nonstate entity as defined by Section 215.97(2) (1), *Florida Statutes*

1. In the event that the recipient expends a total amount of state financial assistance equal to or in excess of \$750,000 in any fiscal year of such recipient (for fiscal years ending after June 30, 2016), the recipient must have a State single or project-specific audit for such fiscal year in accordance with Section 215.97, *Florida Statutes*; applicable rules of the Executive Office of the Governor and the Chief Financial Officer; and Chapters 10.550 (local governmental entities) or 10.650 (nonprofit and for-profit organizations), Rules of the Auditor General. EXHIBIT 1 to this agreement indicates state financial assistance awarded through the Department of State by this agreement. In determining the state financial assistance expended in its fiscal year, the recipient shall consider all sources of state financial assistance, including state financial assistance received from the Department of State, other state agencies, and other nonstate entities. State financial assistance does not include Federal direct or pass-through awards and resources received by a nonstate entity for Federal program matching requirements.
2. In connection with the audit requirements addressed in Part II, paragraph 1, the recipient shall ensure that the audit complies with the requirements of Section 215.97(7), *Florida Statutes*. This includes submission of a financial reporting package as defined by Section 215.97(2) (d), *Florida Statutes*, and Chapters 10.550 (local governmental entities) or 10.650 (nonprofit and for-profit organizations), Rules of the Auditor General.
3. If the recipient expends less than \$750,000 in state financial assistance in its fiscal year (for fiscal years ending after June 30, 2016), an audit conducted in accordance with the provisions of Section 215.97, *Florida Statutes*, is not required. In the event that the recipient expends less than \$750,000 in state financial assistance in its fiscal year ending after June 30, 2016 and elects to have an audit conducted in accordance with the provisions of Section 215.97, *Florida Statutes*, the cost of the audit must be paid from the nonstate entity's resources (i.e., the cost of such an audit must be paid from the recipient's resources obtained from other than State entities).

The Internet web addresses listed below will assist recipients in locating documents referenced in the text of this agreement and the interpretation of compliance issues.

State of Florida Department Financial Services (Chief Financial Officer)

<http://www.fldfs.com/>

State of Florida Legislature (Statutes, Legislation relating to the Florida Single Audit Act)

<http://www.leg.state.fl.us/>

PART III: REPORT SUBMISSION

1. Copies of reporting packages for audits conducted in accordance with OMB Circular A-133, as revised, and required by PART I of this agreement shall be submitted, when required by Section .320 (d), OMB Circular A-133, as revised, by or on behalf of the recipient directly to each of the following:

- A. The Department of State at each of the following addresses:

Office of Inspector General
Florida Department of State
R. A. Gray Building, Room 114A
500 South Bronough St.
Tallahassee, FL 32399-0250

- B. The Federal Audit Clearinghouse designated in OMB Circular A-133, as revised (the number of copies required by Sections .320 (d)(1) and (2), OMB Circular A-133, as revised, should be submitted to the Federal Audit Clearinghouse), at the following address:

Federal Audit Clearinghouse
Bureau of the Census
1201 East 10th Street
Jeffersonville, IN 47132

- C. Other Federal agencies and pass-through entities in accordance with Sections .320 (e) and (f), OMB Circular A-133, as revised.

2. Copies of financial reporting packages required by PART II of this agreement shall be submitted by or on behalf of the recipient directly to each of the following:

- A. The Department of State at each of the following addresses:

Office of Inspector General
Florida Department of State
R. A. Gray Building, Room 114A
500 South Bronough St.
Tallahassee, FL 32399-0250

- B. The Auditor General's Office at the following address:

Auditor General's Office
Room 401, Pepper Building
111 West Madison Street
Tallahassee, Florida 32399-1450

3. Any reports, management letter, or other information required to be submitted to the Department of State pursuant to this agreement shall be submitted timely in accordance with OMB Circular A-133, *Florida Statutes*, and Chapters 10.550 (local governmental entities) or 10.650 (nonprofit and for-profit organizations), Rules of the Auditor General, as applicable.
4. Recipients, when submitting financial reporting packages to the Department of State for audits done

in accordance with OMB Circular A-133 or Chapters 10.550 (local governmental entities) or 10.650 (nonprofit and for-profit organizations), Rules of the Auditor General, should indicate the date that the reporting package was delivered to the recipient in correspondence accompanying the reporting package.

PART IV: RECORD RETENTION

1. The recipient shall retain sufficient records demonstrating its compliance with the terms of this agreement for a period of five years from the date the audit report is issued, and shall allow the Department of State, or its designee, CFO, or Auditor General access to such records upon request. The recipient shall ensure that audit working papers are made available to the Department of State, or its designee, CFO, or Auditor General upon request for a period of at least three years from the date the audit report is issued, unless extended in writing by the Department of State.

EXHIBIT – 1

FEDERAL RESOURCES AWARDED TO THE RECIPIENT PURSUANT TO THIS AGREEMENT CONSIST OF THE FOLLOWING:

Not Applicable.

COMPLIANCE REQUIREMENTS APPLICABLE TO THE FEDERAL RESOURCES AWARDED PURSUANT TO THIS AGREEMENT ARE AS FOLLOWS:

Not Applicable.

STATE RESOURCES AWARDED TO THE RECIPIENT PURSUANT TO THIS AGREEMENT CONSIST OF THE FOLLOWING:

MATCHING RESOURCES FOR FEDERAL PROGRAMS:

Not Applicable.

SUBJECT TO SECTION 215.97, *Florida Statutes*:

Florida Department of State, State Aid to Libraries; CSFA Number 45.030. Award Amount: See Attachment B.

COMPLIANCE REQUIREMENTS APPLICABLE TO STATE RESOURCES AWARDED PURSUANT TO THIS AGREEMENT ARE AS FOLLOWS:

The compliance requirements of this state project may be found in Part Four (State Project Compliance Requirements) of the State Projects Compliance Supplement located at <https://apps.fldfs.com/fsaa/>.

ATTACHMENT B

[Fiscal Year 2017-18 State Aid to Libraries Final Grants to be attached by the Division upon execution of the agreement]



CITY OF BOYNTON BEACH AGENDA ITEM REQUEST FORM

COMMISSION MEETING DATE: 9/19/2017

REQUESTED ACTION BY COMMISSION: Approve utilizing the Palm Beach County School Board contract #16C-7T with Stokes Mechanical Contractor, Inc. of Lake Worth, FL to replace coils and repair (2) two carrier package units for the West Water Treatment Plant in the amount of \$48,542. PBC School Board procurement process satisfies the City's competitive bid requirements.

EXPLANATION OF REQUEST:

Contract Period: October 22, 2016 - October 21, 2017

Renewal Period: October 22, 2017 - October 21, 2018

The two carrier package units for the West Water Treatment Plant, RTU 1: M/50JJ-020-GCB60-BB, S/2107G10093. RTU 3: M/50HJ-028-HC60-BB, S/1407G40016 is in need of major repairs. These units serve the West Water Treatment Plant's electrical room which houses the main machines that keep The West Water Treatment Plant running. These machines generate enormous heat and need to be cooled constantly in order for them to function properly. To provide proper cooling and keep these machines working properly, the Utilities Department is requesting to repair these units which will involve replacing of the condenser coils etc. Stokes Mechanical Contractors has given the city a quote of \$48,542.

Boynton Beach Utilities (BBU) recommends awarding this project to Stokes Mechanical Contractor which is also the present contract holder for the Palm Beach County School Board.

HOW WILL THIS AFFECT CITY PROGRAMS OR SERVICES?

This project is in support of the Utilities ongoing facilities maintenance program. The program preserves the integrity of each structure as well as the appearance of surrounding neighborhoods and community. These repairs are required for preventing any damage to the present machinery that is running The West Plant and that will lead to City of Boynton Beach exhausting more funds for repairs of other machinery.

FISCAL IMPACT: Budgeted

Will be paid from account 401-2811-536-49-17

ALTERNATIVES:

Replace both units with two brand new units. The amount to do so is significantly higher than repairing units which were quoted by the vendors noted above.

STRATEGIC PLAN:

STRATEGIC PLAN APPLICATION:

CLIMATE ACTION: No

CLIMATE ACTION DISCUSSION:

Is this a grant? No

Grant Amount:

ATTACHMENTS:

Type	Description
<input type="checkbox"/> Addendum	Supporting Documents



THE SCHOOL DISTRICT
OF PALM BEACH COUNTY, FLORIDA

DARCI GARBACZ
DIRECTOR

MICHAEL J. BURKE
CHIEF FINANCIAL OFFICER

Purchasing Department
3300 Forest Hill Boulevard, Suite A-323
West Palm Beach, FL 33406-6813
Phone: (561) 434-8214 Fax: (561) 963-3823
www.palmbeachschools.org/purchasing

Date: August 7, 2017

To: Stokes Mechanical Contractor, Inc.
2001 7th Avenue North
Lake Worth, FL 33461
Attn: Susan Stokes
ssstokes@stokes.com

From: Dennis Messerli, Purchasing Agent
Phone: 561-434-8507

Subject: **Expiring Contract**
Contract Number: 16C-7T
Contract Title: HVAC Mechanical Contractors: Preventive Maintenance, Repairs and Installations
Expiration Date: October 21, 2017

Dear Ms. Stokes:

Your company was awarded on the bid listed above. At this time the District is considering renewing this contract and we wish to determine if your company would like to renew this contract with the School District of Palm Beach County for an additional year. Please mark on the appropriate line below and fax it to 561-963-3823 by August 9, 2017. If you have any questions, please do not hesitate to call me at 561-434-8507.

☒ I wish to renew this Bid for an additional year. All Specifications, Terms, Conditions and pricing will remain the same for an additional year of the contract.

☐ I do not wish to renew this contract.

Signature

8/7/17

Date

CC: Bid file *DM*
Dennis Messerli, Purchasing Agent

The School District of Palm Beach County, Florida
A Top-Rated District by the Florida Department of Education Since 2005
An Equal Education Opportunity Provider and Employer

Total \$48,542.00

HVAC PROPOSAL

State License No.
HVAC: CAC049256



2001 Seventh Avenue North
Lake Worth, Florida 33461
(561) 582-3589
(561) 582-3602 fax
service@stokes.com

DATE 7/25/17

SUBMITTED TO Boynton Beach West Water Plant		JOB DESCRIPTION Replace (2) 25 Ton Condenser Coils
ADDRESS 5469 W Boynton Beach FL 33435		JOB LOCATION Rear Yard
ATTN Howard Kerr	PHONE 561-742-6497	EMAIL kerrh@bbfl.us

We hereby submit this proposal to perform the following work as outlined below:

- Recover refrigerant from system model- 50hj-028-Hc60-bb
- Disconnect Condenser coils from circuit
- Disconnect cabinet to allow for removal of coils and then connect back together once coils are in place
- Use a lift to properly remove coils and install new coils
- Remove (2) filter driers and install (2) new filter driers
- Connect coils to the system and perform a pressure test to confirm there are no refrigerant leaks
- Run system under a vacuum and charge with new R-22 refrigerant
- Perform startup and confirm proper operation
- Condenser coils will be coated using Insitu ES2

There is a 6-8 week lead time for coils to be fabricated and 1-2 weeks lead time for coil coating
Coil coating has a 5 year warranty

Work to be performed during the hours of 8:00am - 4:30pm Monday - Friday

EXCLUSIONS:

Work beyond above stated scope: existining conditions, upgrades of any kind, new controls
permit, inspection, engineer drawings, system replacement

We hereby propose to furnish material and labor in complete accordance with above description, for the sum of:
Twenty Four Thousand Two Hundred Sixty Six xx/100 Dollars (\$ 24,266.00)

Payment to be made as follows:

50% upon approval remainder upon completion

All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from the above description involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, hurricane and other necessary insurance. Our workers are covered by Workman's Compensation insurance.

Authorized Signature:

Michael Camilli AC Manager

Signature:

NOTE: This proposal may be withdrawn if not accepted within 30 days.
Acceptance of Proposal -- The above prices, description and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

Print Name/Title:

Date of Acceptance:

FOR OFFICE USE ONLY

PENDING

SIGNED

COMPLETED

BILLED

HVAC PROPOSAL

State License No.
HVAC: CAC049256



2001 Seventh Avenue North
Lake Worth, Florida 33461
(561) 582-3589
(561) 582-3602 fax
service@stokes.com

DATE 7/25/17

SUBMITTED TO Boynton Beach West Water Plant		JOB DESCRIPTION Replace (2) 18 Ton Condenser Coils
ADDRESS 5469 W Boynton Beach FL 33435		JOB LOCATION Rear Yard
ATTN Howard Kerr	PHONE 561-742-6497	EMAIL kerrh@bbfl.us

We hereby submit this proposal to perform the following work as outlined below:

- Recover refrigerant from system model- 50hj-020-gc60-bb
- Disconnect Condenser coils from circuit
- Disconnect cabinet to allow for removal of coils and then connect back together once coils are in place
- Use a lift to properly remove coils and install new coils
- Remove (3) filter driers and install (3) new filter driers
- Connect coils to the system and perform a pressure test to confirm there are no refrigerant leaks
- Run system under a vacuum and charge with new R-22 refrigerant
- Perform startup and confirm proper operation
- Condenser coils will be coated using Insitu ES2

There is a 6-8 week lead time for coils to be fabricated and 1-2 weeks lead time for coil coating
Coil coating has a 5 year warranty

Work to be performed during the hours of 8:00am - 4:30pm Monday - Friday

EXCLUSIONS:

Work beyond above stated scope: existining conditions, upgrades of any kind, new controls
permit, inspection, engineer drawings, system replacement

We hereby propose to furnish material and labor in complete accordance with above description, for the sum of:

Twenty Four Thousand Two Hundred Seventy Six xx/100 Dollars (\$ 24,276.00)

Payment to be made as follows:

50% upon approval remainder upon completion

All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from the above description involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, hurricane and other necessary insurance. Our workers are covered by Workman's Compensation insurance.

Authorized Signature:

Michael Camilli AC Manager

Signature:

NOTE: This proposal may be withdrawn if not accepted within 30 days.

Acceptance of Proposal – The above prices, description and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

Print Name/Title:

Date of Acceptance:

FOR OFFICE USE ONLY

PENDING

SIGNED

COMPLETED

BILLED



CITY OF BOYNTON BEACH AGENDA ITEM REQUEST FORM

COMMISSION MEETING DATE: 9/19/2017

REQUESTED ACTION BY COMMISSION: Approve funding in the amount not to exceed \$12,000 for a Commercial Rent Reimbursement Grant to South Florida Stairs, Inc., 2901 Commerce Drive NW, Boynton Beach, FL 33426.

EXPLANATION OF REQUEST:

An Economic Development objective is to aid in offsetting costs for new and existing businesses that open or expand within City limits. The Commercial Rent Subsidy grant is available to new and existing businesses as an effort to meet this objective.

South Florida Stairs, Inc., an existing business that relocated to Boynton Beach in February 2016 and has grown their business substantially since making Boynton Beach their new home. The growth was measured by the increase of employees. Since relocation the business has grown from 8 to 27 full-time employees, of which 8 was hired within the last 6 months. At least one of the new employees earns at least \$17.33 hourly or 10% higher than Palm Beach County's median wage.

The Commercial Rent Reimbursement Grant program offers financial assistance up to \$12,000 in the form of rent payment reimbursement up to half of the business's monthly rent or \$1,000 per month, whichever is less. The applicant meets all program guidelines required to be awarded funds from the Commercial Rent Reimbursement Grant.

HOW WILL THIS AFFECT CITY PROGRAMS OR SERVICES? The award to South Florida Stairs, Inc. will be an attribute to the City's Economic Development Program and the City's common goal of attracting new businesses as well as promote growth for existing businesses.

FISCAL IMPACT: Budgeted

A maximum of \$12,000 from account 001-2419-559-49-68. The City will reimburse applicant on a quarterly basis.

ALTERNATIVES: Commission may approve a reduced funding amount or do not award the grant.

STRATEGIC PLAN:

STRATEGIC PLAN APPLICATION:

CLIMATE ACTION: No

CLIMATE ACTION DISCUSSION:

Is this a grant? No

Grant Amount:

ATTACHMENTS:

Type	Description
<input type="checkbox"/> Attachment	So FI Stairs Grant Checklist
<input type="checkbox"/> Attachment	Supporting Documents

REVIEWERS:

Department	Reviewer	Action	Date
Development	Pyle, Judith	Approved	9/13/2017 - 3:19 PM
Development	Pyle, Judith	Approved	9/13/2017 - 3:21 PM
Development	Pyle, Judith	Approved	9/13/2017 - 3:23 PM
Assistant City Manager	Pyle, Judith	Approved	9/13/2017 - 3:24 PM
Finance	Howard, Tim	Approved	9/13/2017 - 4:01 PM
City Manager	LaVerriere, Lori	Approved	9/14/2017 - 11:35 AM

CHECKLIST FOR RENT and/or BUILDOUT GRANT SUBMITTAL

South Florida Stairs

☐ New Business

☒ Existing Business

Business Name

☒ Rent Reimbursement

☐ Build Out Request

2901 Commerce Park Dr NW, Boynton Beach, FL 33426

Street Address

Alison Fehsal

Contact Name

Email

Phone#

Cell#

DOCUMENTATION		YES	N/A	COMMENTS
Complete & signed application		✓		
1	W9 Form	✓		
2	Business Tax Receipt – City	✓		
3	Business Tax Receipt – County	✓		
4	Corporate Documents	✓		
5	Executed/Proposed Multi-Year Commercial Lease Agreement	✓		
6	Resume or qualifications of all owners [describing experience & track record]	✓		
7	Two [2] years of Corporate Tax Returns [existing businesses]	✓		
7	Two [2] years of Personal Tax Returns [new businesses]	N/A		
8	Jobs to be Created [new business] • Job Descriptions • Pay Range • Weekly Schedule	✓		
8	Jobs Established [existing business] • Job Descriptions • Pay Range • Weekly Schedule	✓		

9	BUSINESS EXPANSION Design/floor plan and/or construction plans associated with proposed improvements, indicating the existing and proposed square footage size <i>[expansion size must be minimum 30% of existing]</i>			
10	Additional information	Moved to Boynton 2/2016, but has		

added — employees within the last 6 months. The new hires are full-time & paid \$17.33 or more per hour.

1/2016

2/2016 New to Boynton



2013/2014

City of Boynton Beach

Commercial Rent Reimbursement Program Application

(Please Type or Print Only – Use Additional Sheets if Necessary)

BUSINESS INFORMATION:

Applicant's Name: SOUTH FLORIDA STAIRS, INC.

Applicant's Mailing Address: 2901 COMMERCE PARK DRIVE NW, BOYNTON BEACH 33426

Business Name (D/B/A if applicable): _____

Current Business Address: 2901 COMMERCE PARK DRIVE NW, BOYNTON BEACH, FL 33426

Phone: 561-822-3110

Fax: 561-354-6029

Email: jan@southfloridastairs.com

Fed ID# 80-0956076

Months/years @ Current Location: 17

New Business to Boynton Beach: Yes ☒ No ☐

Do you have an executed lease agreement? Yes ☒ No ☐ Monthly Rent: 7720.35

New Business Address (if applicable): 2901 COMMERCE PARK DRIVE NW, BOYNTON BEACH, FL 33426

Existing Business: Yes ☒ No ☐ Number of years in existence: 4 / PREV. CO. 9

Square footage of existing location 2920 apx Square footage of new location 8750

Type of Business: STAIR MANUFACTURING

Number of Employees: 20

Hours of Operation 7:00AM - 5:00 PM

Are you applying for grant assistance under any other program offered by the City?

Yes ☒ No ☐ If yes, what additional programs are you applying for:

COMMERCIAL INTERIOR BUILD-OUT ASSISTANCE PROGRAM

Are you receiving grant assistance from any other governmental agencies? Yes ☐

No ☒

If yes, list any additional grant sources and amounts:

Initials JP

*Commercial
Rent Reimbursement
Program*

CERTIFICATION AND WAIVER OF PRIVACY:

I, the undersigned, applicant(s) certify that all information presented in this application, and all of the information furnished in support of the application, is given for the purpose of obtaining a grant under the City of Boynton Beach ~~Commercial Interior Build-Out Program~~, and it is true and complete to the best of the applicant(s) knowledge and belief. The applicant(s) further certifies that he/she is aware of the fact that he/she can be penalized by fine and/or imprisonment for making false statements or presenting false information. I further acknowledge that I have read and understand the terms and conditions set forth and described in the City of Boynton Beach Commercial Interior Build-Out Program Guidelines.

I understand that this application is not a guarantee of grant assistance. Should my application be approved, I understand that the City may at its sole discretion discontinue subsidy payments at any time if in its sole and absolute determination it feels such assistance no longer meets the program criteria or is no longer benefiting the furtherance of the City mission.

I hereby waive my rights under the privacy and confidentiality provision act, and give my consent to the City of Boynton Beach, its agents and contractors to examine any confidential information given herein. I further grant permission, and authorize any bank, employer or other public or private agency to disclose information deemed necessary to complete this application.

I give permission to the City or its agents to take photos of myself and business to be used to promote the program.

I understand that if this application and the information furnished in support of the application are found to be incomplete, it will not be processed.

SUBMISSION OF AN APPLICATION IS NOT A GUARANTEE OF FUNDING

It is the responsibility of the applicant to READ AND UNDERSTAND all aspects of the Grant Program Application and Guidelines.



5/25/2017

Principal/Owner's Signature

Date

JOSHUA COTE

5/25/2017

Printed Name

Title



5/25/2017

Principal/Owner's Signature

Date

ROBERT LOSIK

5/25/2017

Printed Name

Title

Principal/Owner's Signature

Date

Printed Name

Title

Page 7 of 9
100 E. Boynton Beach Blvd
P.O. Box 310
Boynton Beach, FL 33425-0310
Phone 561-742-6350 Fax 561-742-6357
www.boynton-beach.org

Initials



NOTARY

Notary as to Principal/Owner's Signatures. Multiple Notary pages may be used if signing individually.

STATE OF Florida

COUNTY OF Palm Beach

BEFORE ME, an officer duly authorized by law to administer oaths and take acknowledgements, Joshua Cote personally appeared

Joshua Cote, who is personally known to me or produced as identification, and acknowledged he/she

executed the foregoing Agreement for the use and purposes mentioned in it and that the instrument is his/her act and deed.

IN WITNESS OF THE FOREGOING, I have set my hand and official seal in the State and County aforesaid on this 25TH day of May, 2017.

(Notary seal/stamp)



ALISON FEHSAL
MY COMMISSION # FF 057524
EXPIRES: September 28, 2017
Bonded Thru Budget Notary Services

Alison Fehsal
NOTARY PUBLIC
My Commission Expires:



Page 8 of 9
100 E. Boynton Beach Blvd
P.O. Box 310
Boynton Beach, FL 33425-0310
Phone 561-742-6350 Fax 561-742-6357
www.boynton-beach.org

Initials V

NOTARY

Notary as to Principal/Owner's Signatures. Multiple Notary pages may be used if signing individually.

STATE OF FLORIDA

COUNTY OF Palm Beach

BEFORE ME, an officer duly authorized by law to administer oaths and take acknowledgements, Robert Losik personally appeared Robert Losik, who is personally known to me or produced Robert Losik as identification, and acknowledged he/she executed the foregoing Agreement for the use and purposes mentioned in it and that the instrument is his/her act and deed.
IN WITNESS OF THE FOREGOING, I have set my hand and official seal in the State and County aforesaid on this 25th day of May, 2017.

(Notary seal/stamp)




ALISON FEHSAL
MY COMMISSION # FF 06747
EXPIRES: September 25, 2018
Bonded Thru Budget Notary Services

Alison Fehsal
NOTARY PUBLIC
My Commission Expires:

Initials RL

SUBMISSION OF AN APPLICATION IS NOT A GUARANTEE OF FUNDING

It is the responsibility of the applicant to READ AND UNDERSTAND all aspects of the Grant Program Application and Guidelines.



Landlord/Property Owner's Signature
6/1/2017

Date
Avi Stern

Printed Name
manager

Title

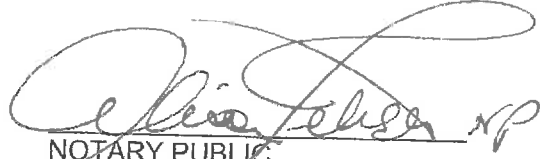
STATE OF FLORIDA
COUNTY OF PALM BEACH

BEFORE ME, an officer duly authorized by law to administer oaths and take acknowledgements, Avi Stern personally appeared Avi Stern, who is personally known to me or produced Avi Stern as identification, and acknowledged he/she executed the foregoing Agreement for the use and purposes mentioned in it and that the instrument is his/her act and deed.
IN WITNESS OF THE FOREGOING, I have set my hand and official seal in the State and County aforesaid on this 25TH day of MAY, 20 17.

(Notary seal/stamp)



ALISON FEHSAL
MY COMMISSION # FF 057594
EXPIRES: September 25, 2017
Bonded Thru Budget Notary Services



NOTARY PUBLIC
My Commission Expires:

City of Boynton Beach Commercial Rent Reimbursement Program Guidelines

Page 9 of 9
100 E. Boynton Beach Blvd
P.O. Box 310
Boynton Beach, FL 33425-0310
Phone 561-742-6350 Fax 561-742-6357
www.boynton-beach.org

Initials V

SOUTH FLORIDA STAIRS JOB HIRES 2017		
DATE OF HIRE	NAME	RATE
6/12/2017	GLEN ABOOD	10
4/6/2017	BRAD DiPENTI	23
4/3/2017	NERVIL LeBLANC	13
6/7/2017	GEORDANNY PAPILLON	10
7/17/2017	MICHAEL PICKENS	15
6/19/2017	SAWDIATOU SOUMARE	15
4/17/2017	ISTVAN STRBIK	16
4/18/2017	MICHAEL WOODEN	12

Detail by Entity Name

Florida Profit Corporation
SOUTH FLORIDA STAIRS, INC.

Filing Information

Document Number P13000082088
FEI/EIN Number 80-0956076
Date Filed 10/04/2013
State FL
Status ACTIVE

Principal Address

2901 NW Commerce Park Drive
Boynton Beach, FL 33426

Changed: 03/22/2016

Mailing Address

2901 NW Commerce Park Drive
Boynton Beach, FL 33426

Changed: 03/22/2016

Registered Agent Name & Address

Cote, Joshua L
3926 89th Road, S
Boynton Beach, FL 33436

Name Changed: 04/03/2015

Address Changed: 03/22/2016

Officer/Director Detail**Name & Address**

Title President, Secretary

COTE, JOSHUA L
2901 NW Commerce Park Drive
Boynton Beach, FL 33426

Title VP, Treasurer

Losik, Robert G
2901 NW Commerce Park Drive
Boynton Beach, FL 33426

Annual Reports

Report Year	Filed Date
2015	04/03/2015
2016	03/22/2016
2017	03/09/2017

Document Images

03/09/2017 - ANNUAL REPORT	View image in PDF format
03/22/2016 - ANNUAL REPORT	View image in PDF format
04/03/2015 - ANNUAL REPORT	View image in PDF format
02/27/2014 - ANNUAL REPORT	View image in PDF format
10/04/2013 - Domestic Profit	View image in PDF format



ANNE M. GANNON
CONSTITUTIONAL TAX COLLECTOR
Serving Palm Beach County

Serving you.

P.O. Box 3353, West Palm Beach, FL 33402-3353
www.pbctax.com Tel: (561) 355-2264

****LOCATED AT****

2901 NW COMMERCE PARK DR
BOYNTON BEACH, FL 33426

TYPE OF BUSINESS	OWNER	CERTIFICATION #	RECEIPT #/DATE PAID	AMT PAID	BILL #
81-0032 UNCERTIFIED SUBCONTRACTOR CNTR	SOUTH FLORIDA STAIRS INC		B16.489788 - 08/02/16	\$27.50	B40169214

This document is valid only when receipted by the Tax Collector's Office.

SOUTH FLORIDA STAIRS INC
SOUTH FLORIDA STAIRS INC
2901 NW COMMERCE PARK DR
BOYNTON BEACH, FL 33426



B3 - 269

**STATE OF FLORIDA
PALM BEACH COUNTY
2016/2017 LOCAL BUSINESS TAX RECEIPT**

**LBTR Number: 201467641
EXPIRES: SEPTEMBER 30, 2017**

This receipt grants the privilege of engaging in or managing any business profession or occupation within its jurisdiction and **MUST** be conspicuously displayed at the place of business and in such a manner as to be open to the view of the public.

City of Boynton Beach

BUSINESS TAX RECEIPT

BUSINESS NAME: SOUTH FLORIDA STAIRS, INC
LOCATION: 2901 NW COMMERCE PARK DR
CLASSIFICATION: CARPENTRY & CABINET INSTALL

CARPENTRY - FINISH CONTR LOSIK ROBERT G U-22066

SOUTH FLORIDA STAIRS, INC
2901 COMMERCE PARK DR #4
BOYNTON BEACH FL 33426

RECEIPT NO: 17 00041211
CONTROL NO:

DATE ISSUED: 8/16/17
BUSINESS TAX FEE: 97.24
DELINQUENT FEE:
TRANSFER FEE:

BUSINESS TAX RECEIPT ISSUED FOR THE PERIOD
August 16, 2017 to September 30, 2017

**BUSINESS TAX RECEIPT MUST BE
CONSPICUOUSLY DISPLAYED TO
PUBLIC VIEW AT BUSINESS LOCATION**

Any changes in name, address, suite, ownership,
etc. will require a new application.

----- THIS IS NOT A BILL. -----

Dear Business Owner:

Welcome to the City of Boynton Beach. This is your new local business tax receipt. We appreciate your participation in the continued growth of the City of Boynton Beach. If we can be of assistance, please do not hesitate to contact us by telephone at 561-742-6360, email us at OLMailbox@bbfl.us, or visit us at City Hall, 100 E. Boynton Beach Blvd., Boynton Beach, FL 33425.

Please verify the information accuracy. Detach the top of this form; keep the lower portion for your records and display the top portion conspicuously at your place of business, open to the view of the public.

Local business tax receipts may be transferred to a new owner when evidence of a sale is provided; the original receipt is surrendered and a transfer fee is paid.

Local business tax receipts may be transferred to a new location provided approval of zoning and life/safety inspection; the original receipt is surrendered and transfer fee is paid.

A separate/additional local business tax receipt may be required for each use, service and/or profession performed within your business.

A courtesy renewal notice will be sent 30 to 60 days prior to expiration to the address indicated on the receipt. If you do not receive the renewal notice, you must still pay the tax on time. Failure to renew your business tax receipt on or before September 30th will result in late penalties.

The mistaken issuance of a Certificate of Use and Occupancy or Business Tax Receipt shall not be deemed to be a waiver of any provision of the City Code nor shall the issuance of a Certificate of Use and Occupancy or Business Tax Receipt be construed to be a judgment of the city as to the competence of the applicant to transact business.

For Information CALL 561-742-6360, fax 561-742-6364 or EMAIL OLMailbox@bbfl.us

HOURS 8:00 AM - 5:00 PM - MONDAY - FRIDAY



City of Boynton Beach
Business Tax Division
100 E. Boynton Beach Blvd.
Boynton Beach, FL 33425-0190

SOUTH FLORIDA STAIRS, INC
2901 COMMERCE PARK DR #4
BOYNTON BEACH FL 33426

City of Boynton Beach

BUSINESS TAX RECEIPT

BUSINESS NAME: SOUTH FLORIDA STAIRS, INC
LOCATION: 2901 NW COMMERCE PARK DR
CLASSIFICATION: OFFICES EXECUTIVE & ADMINIS

RECEIPT NO: 17 00036545
CONTROL NO:

DATE ISSUED: 8/16/17
BUSINESS TAX FEE: 97.24
DELINQUENT FEE:
TRANSFER FEE:

SOUTH FLORIDA STAIRS, INC
2901 COMMERCE PARK DR #4
BOYNTON BEACH FL 33426

BUSINESS TAX RECEIPT ISSUED FOR THE PERIOD
August 16, 2017 to September 30, 2017

**BUSINESS TAX RECEIPT MUST BE
CONSPICUOUSLY DISPLAYED TO
PUBLIC VIEW AT BUSINESS LOCATION**

Any changes in name, address, suite, ownership,
etc. will require a new application.

----- THIS IS NOT A BILL. -----

Dear Business Owner:

Welcome to the City of Boynton Beach. This is your new local business tax receipt. We appreciate your participation in the continued growth of the City of Boynton Beach. If we can be of assistance, please do not hesitate to contact us by telephone at 561-742-6360, email us at OLMailbox@bbfl.us, or visit us at City Hall, 100 E. Boynton Beach Blvd., Boynton Beach, FL 33425.

Please verify the information accuracy. Detach the top of this form; keep the lower portion for your records and display the top portion conspicuously at your place of business, open to the view of the public.

Local business tax receipts may be transferred to a new owner when evidence of a sale is provided; the original receipt is surrendered and a transfer fee is paid.

Local business tax receipts may be transferred to a new location provided approval of zoning and life/safety inspection; the original receipt is surrendered and transfer fee is paid.

A separate/additional local business tax receipt may be required for each use, service and/or profession performed within your business.

A courtesy renewal notice will be sent 30 to 60 days prior to expiration to the address indicated on the receipt. If you do not receive the renewal notice, you must still pay the tax on time. Failure to renew your business tax receipt on or before September 30th will result in late penalties.

The mistaken issuance of a Certificate of Use and Occupancy or Business Tax Receipt shall not be deemed to be a waiver of any provision of the City Code nor shall the issuance of a Certificate of Use and Occupancy or Business Tax Receipt be construed to be a judgment of the city as to the competence of the applicant to transact business.

For information CALL 561-742-6360, fax 561-742-6364 or EMAIL OLMailbox@bbfl.us

HOURS 8:00 AM - 5:00 PM - MONDAY - FRIDAY



City of Boynton Beach
Business Tax Division
100 E. Boynton Beach Blvd.
Boynton Beach, FL 33425-0190

SOUTH FLORIDA STAIRS, INC
2901 COMMERCE PARK DR #4
BOYNTON BEACH FL 33426

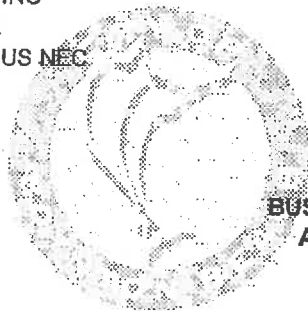
City of Boynton Beach

BUSINESS TAX RECEIPT

BUSINESS NAME: SOUTH FLORIDA STAIRS, INC
LOCATION: 2901 NW COMMERCE PARK DR
CLASSIFICATION: MANUFAC, MISCELLANEOUS NEC

STAIR MANUFACTURING

SOUTH FLORIDA STAIRS, INC
2901 COMMERCE PARK DR #4
BOYNTON BEACH FL 33426



RECEIPT NO: 17 00036458
CONTROL NO:

DATE ISSUED: 8/16/17
BUSINESS TAX FEE: 324.14
DELINQUENT FEE:
TRANSFER FEE:

BUSINESS TAX RECEIPT ISSUED FOR THE PERIOD
August 16, 2017 to September 30, 2017

**BUSINESS TAX RECEIPT MUST BE
CONSPICUOUSLY DISPLAYED TO
PUBLIC VIEW AT BUSINESS LOCATION**

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City of Boynton Beach
Business Tax Division
100 E. Boynton Beach Blvd.
Boynton Beach, FL 33425-0190

SOUTH FLORIDA STAIRS, INC
2901 COMMERCE PARK DR #4
BOYNTON BEACH FL 33426

City of Boynton Beach

BUSINESS TAX RECEIPT

BUSINESS NAME: SOUTH FLORIDA STAIRS, INC
LOCATION: 2901 NW COMMERCE PARK DR
CLASSIFICATION: CERT OF USE & OCC COMM

RECEIPT NO: 17 00029003
CONTROL NO:

DATE ISSUED: 8/16/17
BUSINESS TAX FEE: 50.00
DELINQUENT FEE:
TRANSFER FEE:

SOUTH FLORIDA STAIRS, INC
2901 COMMERCE PARK DR #4
BOYNTON BEACH FL 33426

BUSINESS TAX RECEIPT ISSUED FOR THE PERIOD
August 16, 2017 to September 30, 2017

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City of Boynton Beach
Business Tax Division
100 E. Boynton Beach Blvd.
Boynton Beach, FL 33425-0190

SOUTH FLORIDA STAIRS, INC
2901 COMMERCE PARK DR #4
BOYNTON BEACH FL 33426



CITY OF BOYNTON BEACH AGENDA ITEM REQUEST FORM

COMMISSION MEETING DATE: 9/19/2017

REQUESTED ACTION BY COMMISSION: Accept the written report to the Commission for purchases over \$10,000 for the month of August 2017.

EXPLANATION OF REQUEST:

Per Ordinance No.01-66, Chapter 2, Section 2-56.1 Exceptions to competitive bidding, Paragraph b, which states: "Further, the City Manager, or in the City Manager's absence, the Acting City Manager is authorized to execute a purchase order on behalf of the City for such purchases under the \$25,000 bid threshold for personal property, commodities, and services, or \$75,000 for construction. The City Manager shall file a written report with the City Commission at the second Commission meeting of each month listing the purchase orders approved by the City Manager, or Acting City Manager. Below is a list of the purchases for August 2017:

<u>Purchase Order</u>	<u>Vendor</u>	<u>Amount</u>
171334	Container Systems & Equipment	\$ 11,790.87
171346	NDI Recognition Systems	\$ 12,295.00
171348	Carollo Engineers, Inc.	\$ 23,519.00
171349 & 171380	Trek Bicycles	\$ 10,393.84
171351	Tapco	\$ 11,352.50
171352	Life Scan Wellness Centers	\$ 17,100.00
171363	Martin Fence Co.	\$ 19,188.00
171373	WW Sod & Equipment	\$ 21,400.00
171378	Empire Office	\$ 10,558.06
171399	TYCO Integrated Security	\$ 11,828.82

HOW WILL THIS AFFECT CITY PROGRAMS OR SERVICES? Ordinance No.01-66, Chapter 2, Section 2-56.1 assists departments in timely procurement of commodities, services, and personal property. Administrative controls are in place with the development of a special processing form titled "Request for Purchases over \$10,000" and each purchase request is reviewed and approved by the Department Director, Finance Department, and City Manager.

FISCAL IMPACT: Budgeted This Ordinance provides the impact of reducing paperwork by streamlining processes within the organization. This allows administration to maintain internal controls for these purchases, reduce the administrative overhead of processing for approval, and allow for making more timely purchases.

ALTERNATIVES: None.

STRATEGIC PLAN:

STRATEGIC PLAN APPLICATION:

CLIMATE ACTION: No

CLIMATE ACTION DISCUSSION:

Is this a grant? No

Grant Amount:

ATTACHMENTS:

Type	Description
<input type="checkbox"/> Attachment	Purchases over \$10,000 Backup - Aug 2017



CITY OF BOYNTON BEACH
APPROVED REQUESTS FOR PURCHASES OVER \$10,000
FOR AUGUST 2017

1. Vendor: Container Systems & Equipment	Purchase Amount: \$11,790.87
Requesting Department: Warehouse	Contact Person: Mike Dauta
	Date: 8/2/17
Brief Description of Purchase: Replace and paint tailgate for solid waste vehicle #1306.	
Source for Purchase: Sole Source	Fund Source: 501-5000-590-0985
2. Vendor: NDI Recognition Systems	Purchase Amount: \$12,295.00
Requesting Department: Police	Contact Person: Capt. Zeller
	Date: 8/7/17
Brief Description of Purchase: License plate reader for use in CRA.	
Source for Purchase: Sole Source	Fund Source: 001-2112-521-64-15
3. Vendor: Carollo Engineers, Inc.	Purchase Amount: \$23,519.00
Requesting Department: Utilities	Contact Person: Michael Low
	Date: 8/7/17
Brief Description of Purchase: Carollo Engineers, Inc. Task Order No. U-3A-02 Scope A will provide services to the City to assist with the technical specifications to purchase three (3) standby generators at the East Water Treatment Plant. Carollo Engineers, Inc. is an approved consultant for Scope A, RFQ #017-2821-14/DJL General Consulting Services Agreement for the City approved by Commission on July 1, 2014.	
Source for Purchase: RFQ #017-2821-14/DJL	Fund Source: 403-5000-533-65-02 WTR021
4. Vendor: Trek Bicycles	Purchase Amount: \$10,393.84
Requesting Department: Police	Contact Person: Capt. Deale
	Date: 8/7/17
Brief Description of Purchase: PO #171349 - (4) bikes for the CRA Neighborhood Officer Program. - \$5,196.92 PO#171380 - (4) Additional bikes for the CRA Neighborhood Officer Program. - \$5,196.92	
Source for Purchase: Three Written Quotes	Fund Source: 001-2110-521-64-02 - \$2,598.46 001-2111-521-64-02 - \$7,795.38

5. Vendor: Tapco		Purchase Amount:	\$11,352.50
Requesting Department:	Public Works	Contact Person:	Art Brode
		Date:	8/7/17
Brief Description of Purchase: Equipment needed for the streets division for the sign shop. It measures the sign for retroreflectivity.			
Source for Purchase:	Sole Source	Fund Source:	001-2512-541-64-02
6. Vendor: Life Scan Wellness Centers		Purchase Amount:	\$17,100.00
Requesting Department:	Fire	Contact Person:	Chief Joseph
		Date:	8/7/17
Brief Description of Purchase: Wellness exams for all Firefighters.			
Source for Purchase:	Sole Source	Fund Source:	001-2210-522-31-20
7. Vendor: Martin Fence Co.		Purchase Amount:	\$19,188.00
Requesting Department:	Utilities	Contact Person:	Jim Hart
		Date:	8/9/17
Brief Description of Purchase: Replace & repair gates at lift stations: 206, 315, 317, 504, 700, 712, 714 and 807.			
Source for Purchase:	Piggyback Town of Davie Bid #B-12-76	Fund Source:	401-2816-536-46-10
8. Vendor: WW Sod & Equipment Company		Purchase Amount:	\$21,400.00
Requesting Department:	Golf	Contact Person:	Ron Tapper
		Date:	8/11/17
Brief Description of Purchase: Equipment needed for the maintenance of the new TifEagle greens recently installed on the Championship Course. The aerator is for use on the greens only and the sand rake can be used for grooming the greens as well as bunkers.			
Source for Purchase:	Three Written Quotes	Fund Source:	411-2911-572-63-01
9. Vendor: Empire Office		Purchase Amount:	\$10,558.06
Requesting Department:	Utilities	Contact Person:	Howard Kerr
		Date:	8/16/17
Brief Description of Purchase: Furniture for the East Water Treatment Plant's West Gallery. There is no existing furniture located in this area.			
Source for Purchase:	Piggyback State Contract #425-001-12-1	Fund Source:	401-2811-536-52-20

10. Vendor: TYCO Integrated Security		Purchase Amount:	\$11,828.82
Requesting Department:	Recreation	Contact Person:	Wally Majors
Brief Description of Purchase:		Date:	8/31/17
Security cameras for Denson Pool.			
Source for Purchase:	Piggyback NJPA Contract #031913-TIS	Fund Source:	172-2712-572-64-02

PURCHASE ORDER
CITY OF BOYNTON BEACH, FLORIDA

PROCUREMENT SERVICES DEPARTMENT
100 EAST BOYNTON BEACH BOULEVARD
P.O. BOX 310
BOYNTON BEACH, FLORIDA 33425-0310

P.O. #: 171334
DATE: 08/02/17

VENDOR 5198


TO: CONTAINER SYSTEMS & EQUIPMENT
506 BELLEVUE AVENUE
DAYTONA BEACH, FL 32114-5279

SHIP TO:
City of Boynton Beach
WAREHOUSE
222 NE 9TH AVENUE
BOYNTON BEACH, FL 33435

REQUISITION NO. 69547	ORDERING DEPARTMENT: JEN	INQUIRIES REGARDING PURCHASE ORDER CALL (561)742-6310
DATE NEEDED:	BID NO: COMMISSION APPROVED:	

LINE#	QUANTITY	UOM	ITEM NO. AND DESCRIPTION	UNIT COST	EXTENDED COST
1	2.00	EA	TAILGATE PINS VENDOR ITEM NO.- 0421091	36.5400	73.08
2	1.00	EA	TAILGATE VENDOR ITEM NO.- 0140880	7717.7900	7717.79
3	1.00	EA	PAINT SUPPLIES VENDOR ITEM NO.- P	500.0000	500.00
4	1.00	EA	FREIGHT	3500.0000	3500.00

REMARKS:
TAILGATE NEEDED FOR GARAGE TRUCK
SOLE SOURCE VENDOR
DO NOT MAIL PO - WAREHOUSE WILL SEND TO VENDOR

PROCUREMENT SERVICES:		P.O. TOTAL:	11790.87
ACCOUNT NO. 501-5000-590.09-85	PROJECT		



CITY OF BOYNTON BEACH
REQUEST FOR PURCHASE OVER \$10,000

Date: 7/27/2017

Requesting Department: Warehouse

Contact Person: Jennifer Paciello

Explanation for Purchase:

To replace and paint tailgate for solid waste vehicle # 1306. Req # 69547

Recommended Vendor Container Systems

Dollar Amount of Purchase \$11,790.87

Source for Purchase (check and attach backup materials):

Three Written Quotations

☐

GSA

☐

State Contract

☐

PRIDE/RESPECT

☐

SNAPS

☐

Sole Source

☒

Piggy-Back

☐

Budgeted Item

☐

Emergency Purchase

☐

Other

☐

Contract Number: _____

NOTE: Pricing proposal for purchase must be presented in the same detail contained within the contract.

Fund Source for Purchase:

501-5000-590-0985

Approvals:

Department Head

[Signature]

Date 7/27/17

Purchasing Agent

[Signature]

Date 7/31/17

Asst City Manager

Date _____

City Manager

[Signature]

Date 8/2/17

PURCHASE REQUISITION NBR: 0000069547

STATUS: PURCHASING APPROVAL
REASON: TAILGATE NEEDED FOR GARBAGE TRUCK

DATE: 7/27/17
DELIVER BY DATE: 8/27/17

SUGGESTED VENDOR: 5198 CONTAINER SYSTEMS & EQUIPMENT

SHIP TO LOCATION: WAREHOUSE

REQUISITION COMMENTS:

REQUISITION IS IN THE CURRENT FISCAL YEAR.

11790.87

REQUISITION COMMENTS:

PARTS FOR FLEET WE WILL ORDER PARTS.
SOLE SOURCE LETTER AND QUOTE ATTACHED TO THE
WORKORDER AND ALSO WILL BE EMAILED TO LEAH.
THIS TAILGETE IS NEEDED BECAUSE THERE ARE HOLES
ON THE SIDES OF IT, THIS IS NORMAL WEAR. THE HOLES
START FROM THE INSIDE OUT. PICTURES ARE ATTACHED
TO WORKORDER AS WELL.

APPROVALS

City Manager	<u>[Signature]</u>	Date	<u>8/21/17</u>
Finance Dept	<u>[Signature]</u>	Date	<u>7/24/17</u>
Risk Manager		Date	
City Attorney		Date	

PURCHASE REQUISITION NBR: 0000069547
 STATUS: PURCHASING APPROVAL
 REASON: TAILGATE NEEDED FOR GARBAGE TRUCK
 SUGGESTED VENDOR: 5198 CONTAINER SYSTEMS & EQUIPMENT
 DATE: 7/27/17
 DELIVER BY DATE: 8/27/17

REQUISITION BY: JEN
 SHIP TO LOCATION: WAREHOUSE

1	TAILGATE PINS	2.00	EA	36.5400	73.08	0421091
	COMMODITY: VEHICLE PARTS WAREHOUSE					
	SUBCOMM: LARGE TRUCK PARTS					
	FLEET INFORMATION:					
	EQUIPMENT NBR: 01306					
	REFERENCE NBR: 1306					
	REPAIR CONTROL NBR: 0085214					
	JOB ORDER NBR: 00001					
2	TAILGATE	1.00	EA	7717.7900	7717.79	0140880
	COMMODITY: VEHICLE PARTS WAREHOUSE					
	SUBCOMM: LARGE TRUCK PARTS					
	FLEET INFORMATION:					
	EQUIPMENT NBR: 01306					
	REFERENCE NBR: 1306					
	REPAIR CONTROL NBR: 0085214					
	JOB ORDER NBR: 00001					
3	PAINT SUPPLIES	1.00	EA	500.0000	500.00	P
	COMMODITY: VEHICLE PARTS WAREHOUSE					
	SUBCOMM: LARGE TRUCK PARTS					
	FLEET INFORMATION:					
	EQUIPMENT NBR: 01306					
	REFERENCE NBR: 1306					
	REPAIR CONTROL NBR: 0085214					
	JOB ORDER NBR: 00001					
4	FREIGHT	1.00	EA	3500.0000	3500.00	
	COMMODITY: SHIPPING AND HANDLING					
	SUBCOMM: SHIPPING & HANDLING					
	FLEET INFORMATION:					
	EQUIPMENT NBR: 01306					
	REFERENCE NBR: 1306					
	REPAIR CONTROL NBR: 0085214					
	JOB ORDER NBR: 00001					
REQUISITION TOTAL:					11790.87	

A C C O U N T I N F O R M A T I O N					
LINE #	ACCOUNT	PROJECT	%	AMOUNT	
1	50150005900985	CLEARING	100.00	73.08	
		FM - PI/DEFAULT			
2	50150005900985	CLEARING	100.00	7717.79	
		FM - PI/DEFAULT			
3	50150005900985	CLEARING	100.00	500.00	
		FM - PI/DEFAULT			
4	50150005900985	CLEARING	100.00	3500.00	
		FM - PI/DEFAULT			

Requisition # 69547

Plano

City of Boynton Beach

Warehouse/Vehicle Parts Order Form

Name _____
Vehicle Down _____

1306

Date 7-22-17 Reference # 85214 Code _____
Job Order # 85214

19

QTY.	PRICE	PART DESCRIPTION	VENDOR	PART NUMBER	JOB NUMBER
1	7717.80	Tailgate			1
1	500.00	Paint tailgate	CONY		
2	36.54 x 3	PIVOT PINS FOR	SYS		1
	8290.88	TAILGATE			
		Quote			
		Sole Source			
		4-5 weeks out			
		Tailgate needed because of holes on the inside of			
		The tailgate. this is normal wear. Holes start from inside			
		out. Pictures are also attached.			

Year 2013

Model EVO T28

Engine _____

Vin # 1L9AH47B5DK006134

Wheel Drive _____

Phone # 386-253-SSSS

Spoke to Andy

Date Ordered 7/27

Delivery Date 8/17

RETURN TO FLEET

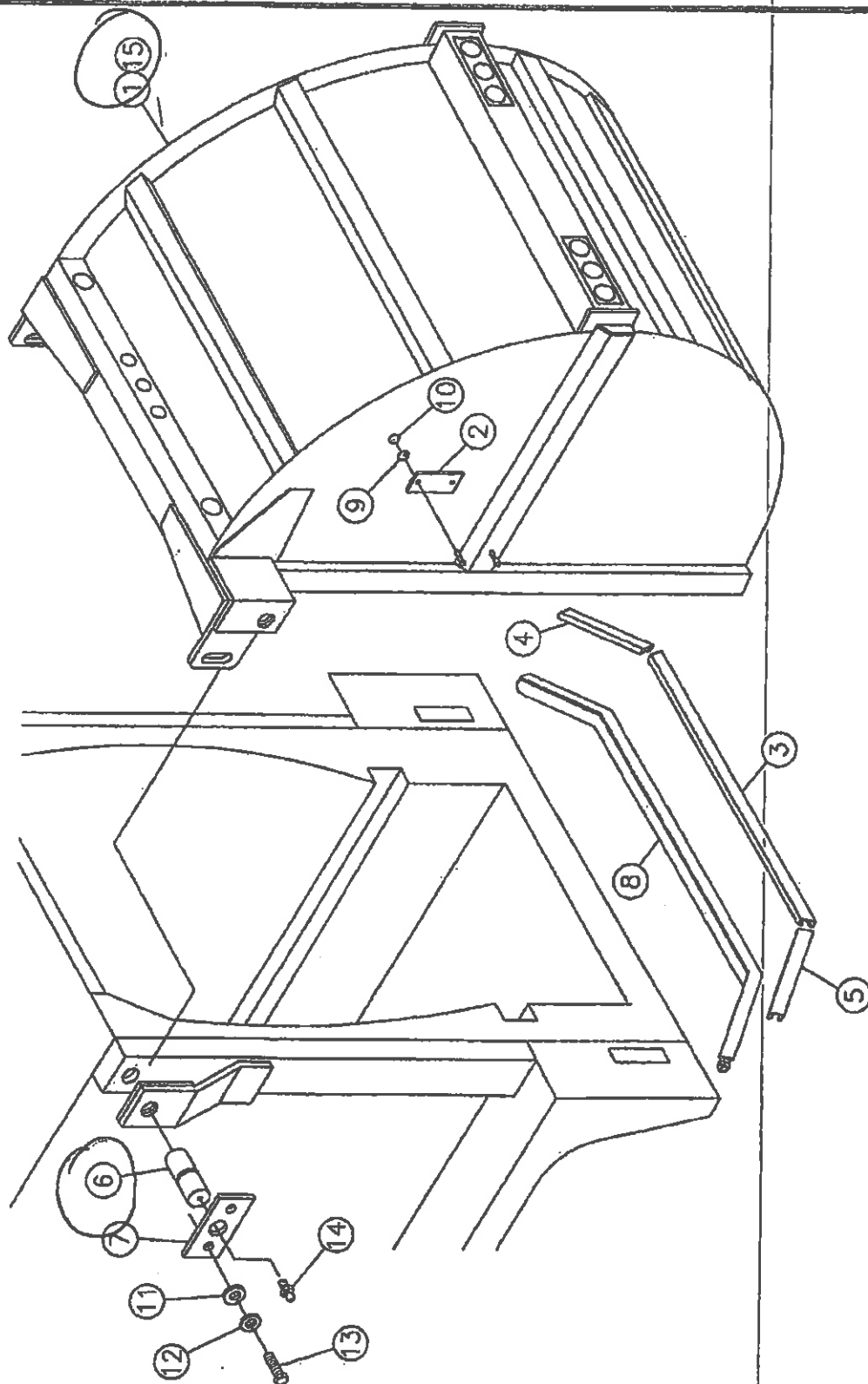
Date 7/27

Signature Jen

Pins
36.54 x 2

7717 .40
+ 500
Frt. Tailgate
4-5 weeks out

FIG. 04-4 TAILGATE ASSEMBLY/MOUNTING



2010

104

Lodal, Inc.

620 N. Hopper Street
P.O. Box 2315
Kingsford, Michigan 49802-2315
906-779-1700
FAX 906-779-1160
January 19, 2017

City of Boynton Beach
ATTN: Jen Paciello
222 NE 9th Avenue
Boynton Beach, FL 33425-0310

Email: pacielloj@bbfl.us

To Whom It May Concern:

The only Authorized Lodal, Inc. Distributor for Equipment and Parts for the State of Florida is:

Container Systems & Equipment Co., Inc.
506 Bellevue Avenue (32114)
P.O. Box 249
Daytona Beach, FL 32115-0249
Tel: (386) 253-5555
Fax: (386) 253-8537

As an Authorized Lodal Distributor Container Systems maintains an inventory of replacement parts and a staff of factory trained technicians to provide services and support to users of Lodal products.

On occasion other parts suppliers have attempted to represent themselves as suppliers of genuine Lodal parts. Please be advised that Lodal parts are sold only through Authorized Lodal Distributors. Container Systems Company does not provide other suppliers with design specifications, nor authorize any other manufacturer to make or distribute current Lodal replacement parts.

If you have questions regarding identification of an Authorized Lodal Distributor, please call me at (906) 779-1700 (Ext. 129).

Sincerely,

Lodal, Inc.



Scott Van Wolvelaere
General Manager

Cc: Container Systems

Manufacturers of ECO recyclers, EVO side loaders, & LAM truck mounted front loaders

Container Systems & Equipment
 506 BELLEVUE AVE
 PO BOX 249
 DAYTONA BEACH FL 32115
 (386) 253-5555

QUOTE

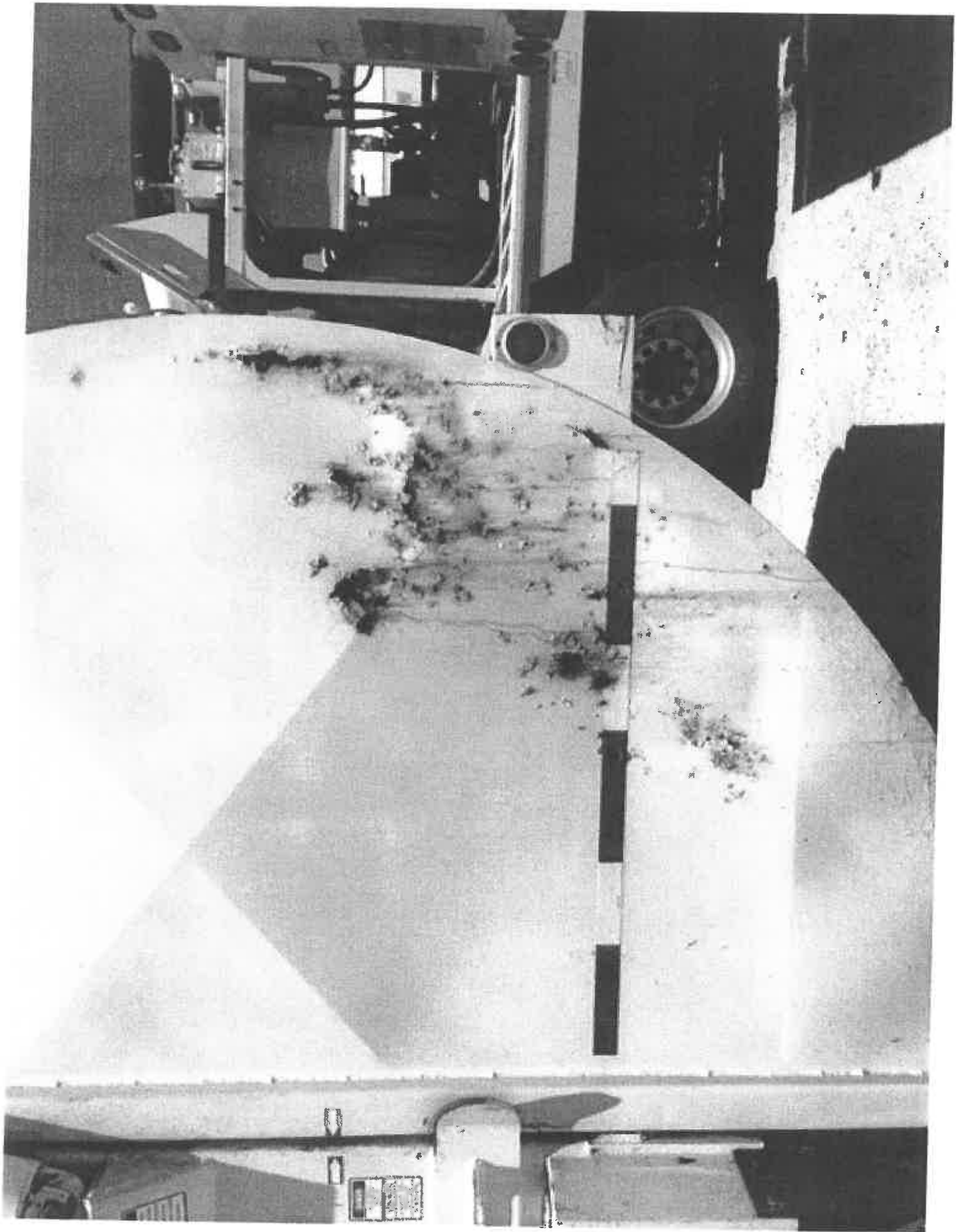
Page No. Page 1 of 1	Order No. 0001121	Order Date: 7/27/2017	Customer No. CBOYN
-------------------------	----------------------	--------------------------	-----------------------

Sold To:
 CITY OF BOYNTON BEACH
 FINANCE DEPT.
 P.O. BOX 310
 BOYNTON BEACH, FL 33425-0310
 ATTN: JEN

Ship To:
 CITY OF BOYNTON BEACH
 VEHICLE MAINTENANCE
 222 NE 9TH AVENUE
 BOYNTON BEACH, FL 33435

DATE REQUESTED. 12/31/5999	PURCHASE ORDER NO. JEN/QUOTE	SHIP VIA TRUCK	F.O.B. Daytona Beach	TERMS Net 30 days			
BUYER JEN	ORDER DATE 7/27/2017	LOCATION 000	SALESPERSON Andy	TERRITORY			
Item Key	Description	Qty Orders	Unit Price	Gross Amount	Discount Amount	Extension Less Discount	
0421091.	TAILGATE PINS	2	36.54	73.08	0.00	73.08	
0140880.	TAILGATE BUSTLE W/A - 12'EXT	1	7,717.79	7,717.79	0.00	7,717.79	
P	PAINT SUPPLIES	1	500.00	500.00	0.00	500.00	
QUOTE REQUEST WITH FREIGHT ESTIMATE							
Freight		Tax	SubTotal		Total		
3,500.00		0.00	8,290.87		11,790.87		





PURCHASE ORDER CITY OF BOYNTON BEACH, FLORIDA

PROCUREMENT SERVICES DEPARTMENT
100 EAST BOYNTON BEACH BOULEVARD
P.O. BOX 310
BOYNTON BEACH, FLORIDA 33425-0310

P.O. #: 171346
DATE: 08/07/17

VENDOR 11883


TO: NDI RECOGNITION SYSTEMS
105 EAST STATE RD 434
WINTER SPRINGS, FL 32708

SHIP TO:
City of Boynton Beach
POLICE DEPARTMENT
100 E. BOYNTON BCH. BLVD.
BOYNTON BEACH, FL 33435

REQUISITION NO. 69545	ORDERING DEPARTMENT: POLICE	INQUIRIES REGARDING PURCHASE ORDER CALL (561)742-6310
DATE NEEDED:	BID NO: COMMISSION APPROVED:	

LINE#	QUANTITY UOM	ITEM NO. AND DESCRIPTION	UNIT COST	EXTENDED COST
1	1.00 EA	SINGLE (1) MOBILE ALPR CAMERA SOLUTION: Includes 1 V220EX ALPR Camera, TGX-P Processor, mobile veriplate ALPR Software as well as installation into speed trailer. Includes mounting bracket for mounting onto speed trailer. VENDOR ITEM NO.- V220EX MOB CAMS	9500.0000	9500.00
2	1.00 EA	INSTALLATION OF LPR EQUIP INTO/ONTO EXISTING SPEED trailer. VENDOR ITEM NO.- INSTALL	1800.0000	1800.00
3	1.00 EA	BACK PANEL FOR ELECTRICAL RELAY, BREAKER, WIRING, camera mounts, Lilliput video monitor and TGX-P mounting, and 2 additional dry cell batteries for extended life. VENDOR ITEM NO.- RETROFIT PARTS	995.0000	995.00

REMARKS:
LICENSE PLATE READER FOR USE IN CRA
SOLE SOURCE VENDOR
*SHIPPING INCLUDED IN PRICE.
*ONE YEAR MANUFACTURER WARRANTY INCLUDED.
SEE ATTACHED QUOTE

PROCUREMENT SERVICES:		P.O. TOTAL: 12295.00
ACCOUNT NO. 001-2112-521.64-15	PROJECT	

PURCHASE REQUISITION NBR: 0000069545
STATUS: DEPT APPROVAL
REASON: LICENSE PLATE READER FOR USE IN CRA
DATE: 7/27/17
DELIVER BY DATE: 8/07/17

SUGGESTED VENDOR: 11883 NDI RECOGNITION SYSTEMS

LINE NBR	DESCRIPTION	QUANTITY	UOM	UNIT COST	EXTEND COST	VENDOR PART NUMBER
-------------	-------------	----------	-----	--------------	----------------	--------------------

1	SINGLE (1) MOBILE ALPR CAMERA SOLUTION: COMMODITY: SALE SURPLUS/OBSOLETE SUBCOMMOD: PHOTOGRAPHIC EQUIPMENT	1.00	EA	9500.0000	9500.00	V220EX MOB CAMS
2	INSTALLATION OF LPR EQUIP INTO/ONTO EXISTING SPEED COMMODITY: SALE SURPLUS/OBSOLETE SUBCOMMOD: PHOTOGRAPHIC EQUIPMENT	1.00	EA	1800.0000	1800.00	INSTALL
3	BACK PANEL FOR ELECTRICAL RELAY COMMODITY: SALE SURPLUS/OBSOLETE SUBCOMMOD: PHOTOGRAPHIC EQUIPMENT	1.00	EA	995.0000	995.00	RETROFIT PARTS

REQUISITION TOTAL: 12295.00

REQUISITION QUOTES

VENDOR NAME
11883 NDI RECOGNITION SYSTEMS

12295.0000

ACCOUNT INFORMATION

LINE #	ACCOUNT	PROJECT	%	AMOUNT
1	00121125216415	MACHINERY AND EQUIPMENT	100.00	9500.00
2	00121125216415	COMPUTER EQUIPMENT	100.00	1800.00
3	00121125216415	MACHINERY AND EQUIPMENT	100.00	995.00
				12295.00

REQUISITION IS IN THE CURRENT FISCAL YEAR.

REQUISITION COMMENTS:

Sole Source vendor
1. Includes 1 V220EX ALPR Camera, TGX-P Processor, mobile veriplate ALPR Software as well as installation into speed trailer. Includes mounting bracket for mounting onto speed trailer.
2. Onto existing speed trailer
3. Breaker, wiring, camera mounts, Lilliput video monitor and TGX-P mounting, and 2 additional dry cell batteries for extended life.
Exiting Vendor - Pls. mail quote with PO

APPROVALS

City Manager: [Signature] Date: 7/27/17
Finance Dept: [Signature] Date: 8/1/17
Risk Manager: Date:
City Attorney: Date:



CITY OF BOYNTON BEACH

REQUEST FOR PURCHASE OVER \$10,000

Date: 7/27/2017

Requesting Department: Police

Contact Person: Zeller

Explanation for Purchase:

License plate reader for use in CRA

Recommended Vendor NDI Recognition Systems

Dollar Amount of Purchase 12,295.00

Source for Purchase (check and attach backup materials):

Three Written Quotations ☐

GSA ☐

State Contract ☐

PRIDE/RESPECT ☐

SNAPS ☐

Sole Source ☒

Piggy-Back ☐

Budgeted Item ☐

Emergency Purchase ☐

Other ☐

Contract Number: _____

NOTE: Pricing proposal for purchase must be presented in the same detail contained within the contract.

Fund Source for Purchase:

001-2112-521-64-15

Approvals:

Department Head [Signature] 175127

Date 07.28.17

Purchasing Agent [Signature]

Date 8/1/17

Asst City Manager [Signature]

Date _____

City Manager [Signature]

Date 8/2/17

Form Revised 02/01/02

NDI Recognition Systems
105 E. State Road 434
Winter Springs, Florida 32750
Toll Free: 866-458-0426

Boynton Beach Police Department
Speed Trailer Retrofit Quote
Attn: Asst. Chief Vanessa Snow
Email snowv@bbfl.us
Phone: 561-742-6116

Date: July 26, 2017 (Valid 90 days)

Questions: Call Adam S. Black, CPP, SE US Regional Manager@ 954-605-6869 or email a.black@ndi-rs.net

***PLEASE NOTE-SYSTEM RETROFIT WILL REQUIRE A MODEM/AIRCARD FOR COMMUNICATION, WHICH WILL BE PROVIDED THROUGH BOYNTON BEACH PD.**

V220EX Bundle Mobile Cam	Mob Cams	Single (1) Mobile ALPR Camera Solution: Includes 1 V220EX ALPR Camera, TGX-P Processor, Mobile VeriPlate ALPR Software as well as installation into Speed Trailer. Includes mounting bracket for mounting onto Speed Trailer.	\$9,500.00	1	\$9,500.00
VISCE	VISCE Server	To be connected to existing BBPD VISCE Server	N/C	1	N/C
INSTALL	Installation	Installation of LPR equipment into/onto existing Speed Trailer	\$1,800.00	1	\$1,800.00
RETROFIT PARTS	Parts for Retrofit	Back Panel for electrical relay, breaker, wiring, camera mounts, Lilliput Video Monitor and TGX-P Mounting, and 2 additional dry cell batteries for extended life	\$995.00	1	\$995.00
SHIPPING	SHIPPING	Shipping and/or Freight to Agency	Included	1	Included
T&L	Travel	Travel & Living Costs associated w/Installation, Configuration and Training	Included	1	Included
Warranty	1 st Year	1 st Year Manufacturer Warranty Included at "No-Charge"	Included	1	Included
GOLD Support	Renewed Annually	Upgraded Annual Support Agreement; GOLD Premium Level Support including: "Renewed Annually" "On-Site Fix or Replace Hardware and Software"	16% of Capital Investment	1	In Year 2 \$1,679.20
Total NDI ALPR Project Investment:					\$12,295.00

PRIVILEGED AND CONFIDENTIAL – PROPRIETARY INFORMATION

July 26, 2017

Assistant Chief Vanessa Snow
Boynton Beach Police Dept.
100 E. Boynton Beach Blvd.
Boynton Beach, FL 33435



RE: Sole Source Memo for VeriPlate ALPR (Automated License Plate Recognition) Fixed ALPR Solutions

This is to confirm that NDI Technologies Inc., a Florida Corporation is the designer, developer, author and sole source of supply for the full range of VeriPlate Static, Fixed, and Mobile ALPR solutions, as previously demonstrated and now in current use by the Delray Beach Police Dept., Tequesta Police Dept., Manalapan Police Dept., Palm Beach International Airport Police, Riviera Beach Police Dept., Palm Beach County Sheriff's Office, Palm Beach Gardens Police Dept., Palm Beach Shores Police Dept., Jupiter Islands Police, Palm Beach Schools Police, and North Palm Beach Police Dept. just within Palm Beach County, to name a few. *(Sole Source)*

NDI's ALPR Back-Office solution known as VISCE, which is today deployed with these agencies is a proprietary application with an associated proprietary database. There is no known vendor in the industry that can send, receive, store, transmit and/or query NDI's proprietary database. NDI, and Only NDI can provide additional ALPR cameras and ALPR processors that can seamlessly integrate with these other cities ALPR database and allow the City of Boynton Beach true data-capabilities for sharing interoperability of your ALPR data. No other ALPR vendor can integrate with NDI's solutions. NDI does not provide any interfaces or custom scripts for any vendor other than NDI to access NDI's proprietary VISCE ALPR database. (Sole Source).

Additionally, NDI is the ONLY ALPR vendor/manufacture, whose US Corporate HQ in Florida (Winter Springs), whose Regional Manager resides in the Tri-County area (Palm Beach County and a Retired Florida Law Enforcement Officer), and who has a mobile, Technical Support Engineer residing in the Tri-County area (Boynton Beach). NDI is also the ONLY LPR vendor/manufacture to have a "brick & mortar," support office located in Broward County, which is specifically in place to service our customers in the Tri-County area of Dade, Broward, and Palm Beach Counties.

NDI-RS's entire suite of ALPR products are based on a proprietary and entirely unique neural network recognition engine called Talon. *(Sole Source)* NDI-RS is the only ALPR provider offering Neural network technology which is superior to any template based Optical Character Recognition (OCR) ALPR system, offering significantly higher performance and accuracy. *(Sole Source)*

A competitive differentiator that continues to support the *Sole Source* purchase criteria and separate NDI Recognition Systems from all other industry offerings is our VeriPlate "PREDATOR" and VGate software advantage which includes our unmatched CAD (Computer-Aided Dispatch) integration module (any CAD system, including Boynton Beach's CAD system) allowing for a **Single Click "Live Check"** *(Sole Source)* with the push of a single button, providing real time access to Hotlists and Dynamic Dispatch pushing up to the minute intelligence to the Officer. The LIVE CHECK feature is the **ONLY LPR interface** allowing an officer to **check any registration/tag via NCIC, State, and local databases in REAL TIME.** *(Sole Source)*

Sincerely,



Adam S. Black, CPP
SE US Regional Manager
NDI Recognition Systems
954-605-6869/Mobile
a.black@ndi-rs.net

NDI Recognition Systems
Toll Free: 866-458-0426
105 E. State Road 434, Winter Springs, Florida
32708
www.ndi-rs.net

Lead Time

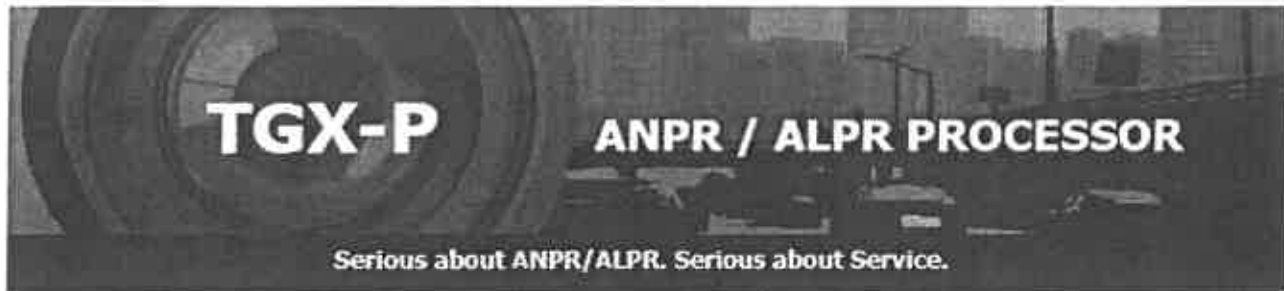
Lead-time from receipt of order to installation is typically 4 to 6 weeks unless otherwise agreed upon.

Payment Terms

NDI will invoice for the hardware / software when shipped from NDI's offices in Winter Springs, Florida and all warranty will commence on that date, regardless of installation date, in-service date or go-live date. All payments are due on receipt of invoice. Installation fees will be invoiced and are due as incurred. All Prices are in U.S. Dollars. Fees and prices are exclusive of tariffs, duties or taxes imposed or levied by a government or governmental agency.

Annual Renewable Software & Hardware "Gold Level" Maintenance / "On-site" Support Agreement

Provided that the Agency / Client maintain a "Gold Level" active annual support agreement all software and hardware, including travel related expenses, will be covered by on-site repair and/or replacement. Should an Agency / Client elect to NOT maintain an active support agreement, NDI will charge a daily rate of \$1,250.00 for on-site support, and Agency / Client is also responsible for any parts as may be required. An Agency outside of an active support agreement may also mail in parts pursuant to the annual support agreement for repair in lieu of the on-site charges. In Fixed / Static installations the Agency / Client is continually responsible for ensuring that a properly established and maintained electrical connection and internet connection is available.



TGX-P

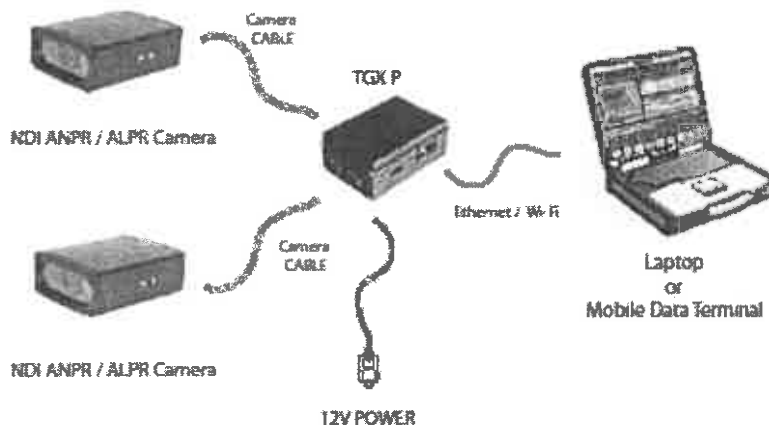
TGX-P is a miniature ANPR/ALPR Processor specially designed to interface with Number/License plate recognition cameras from NDI Recognition Systems. With a Quad Core Intel processor with 4GB Memory. TGX-P runs Windows Embedded Standard 7 operating system and ArtEye ALPR engine. TGX-P connects to a Laptop, MDT or a remote server via Ethernet or Wi-Fi.

TGX-P supports up to 2 ANPR/ALPR Cameras, with integrated camera interface providing seamless integration with NDI cameras without the need for additional cables. Each camera interface consists of 2 video feeds (IR and Color), RS232 communication link and power to the camera.

Intelligent power management unit in the TGX-P monitors the ignition sense, battery voltage, temperature and manages graceful startup/shutdown procedures to preserve data integrity and prevent excessive battery drainage.

Key Features:

- » Compact Size for easy deployment in patrol vehicle
- » Intel Quad Core Processor
- » Two ANPR/ALPR camera connections
- » Gigabit Ethernet interface to MDT/ Laptop
- » 1x USB 3.0 and 1x USB 2.0 ports for optional hardware, such as a GPS
- » Integrated Microprocessor controlled power management unit
- » Convenient 12V Power
- » TGX-4 (mini video interface)

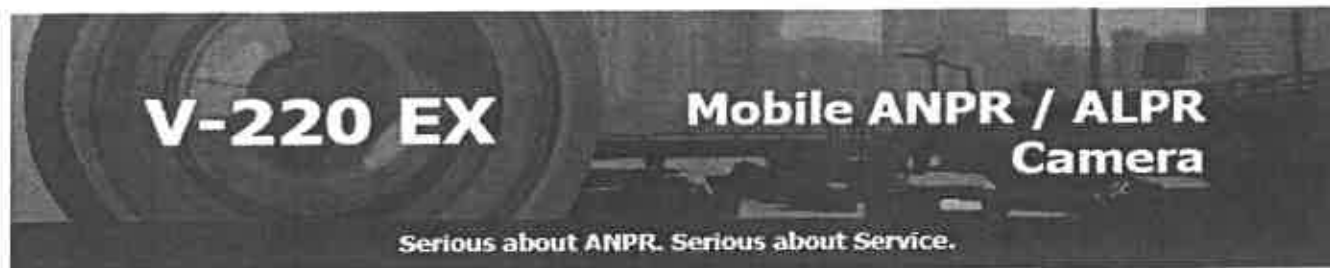


NDI Recognition Systems
NDI House, Barony Court
Nantwich, Cheshire, CW5 5RD
Tel: 0844 381 4171 Fax: 0127 062 5285
Web: www.ndi-rs.com Email: sales@ndi-rs.com



NDI Recognition Systems
105 E. State Road 434
Winter Springs, FL 32708
Tel: 866-458-0426 Fax: 321-441-1801
Web: www.ndi-rs.com Email: sales@ndi-rs.net

PRIVILEGED AND CONFIDENTIAL – PROPRIETARY INFORMATION



Key Features:

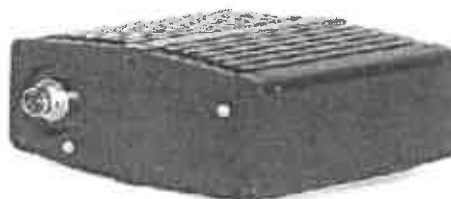
- » Compact size and low profile
- » Weatherproof to IP68
- » 10X optical zoom
- » 2x variable zoom camera modules
- » Infrared image capture for ANPR
- » Color contextual overview image capture
- » Infrared wavelength options for worldwide use
- » 5' to 45' range
- » Configuration GUI
- » Multiple pre-sets
- » Nitrogen flushed

Engineered for mobile ANPR / ALPR applications, the V-220 EX delivers large functionality in a small package. With its compact form and low profile, the V-220 EX is easily mounted on the light bar or trunk of a patrol vehicle or installed elsewhere for covert applications.

Available in several configurations for universal application, the standard V-220 EX setup includes a dual-lens (infrared and color), 10x optical zoom camera coupled with infrared illumination available in a wide range of wavelengths to suit local plate designs and reflectivity. Synchronizing the camera shutter to the high-power infrared flash allows the V-220 EX to capture plates at up to 45' (13.7 m), depending on wavelength. This also contributes to the V-220 EX's outstanding performance on older, oxidized plates that may require more illumination. A band-pass filter mitigates excess illumination from sun glare and/or headlights.

The optical zoom feature allows the V-220 EX to be adapted for specific operational requirements (i.e. parking lot patrol, vehicle checkpoints, or high-speed roadway applications). This also allows the V-220 EX to accurately identify and interpret different sizes of license plates from around the world.

The V-220 EX interfaces to the VP-400 Mobile ANPR / ALPR Processor, 5C-IV Processor, or the TGX Series of frame-grabbers. Proven around the world, the V-220 EX is in a class all its own!



NDI Recognition Systems
NDI House, Barony Court
Nantwich, Cheshire, CW5 5RD
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Web: www.ndi-rs.com Email: sales@ndi-rs.net

PRIVILEGED AND CONFIDENTIAL – PROPRIETARY INFORMATION

NDI's FLORIDA CUSTOMERS

- Altamonte Springs Police Department
- Aventura Mall (APD)
- Aventura Police Department
- Brevard County Sheriff's Office
- Boynton Beach Police Department
- Cape Coral Police Department
- Charlotte County Sheriff's Office
- City of Eagle Lake (Polk County S/O)
- City of New Smyrna Beach
- City of Dundee (Polk County S/O)
- City of Frostproof (Polk County S/O)
- Coral Gables Police Department
- Daytona Beach Police Department
- Delray Beach Police Department
- Desoto County Sheriff's Office
- Eatonville Police Department
- Fernandina Beach Police Department
- Flagler County Sheriff's Office
- Florida Highway Patrol
- Florida State University Police Department
- Fort Meade Police (Polk County S/O)
- Haines City Police Department
- Hardee County Sheriff's Office
- Highlands County Sheriff's Office
- Hillsboro Beach Police Department
- Jupiter Island Police Department
- Lake Alfred Police Department
- Lantana Police Department
- Lauderdale by the Sea (Broward County S/O)
- Lighthouse Point Police Department
- Longwood Police Department
- Manalapan Police Department
- Martin County Sheriff's Office
- Micamar Police Department
- Mulberry Police Department (Polk County S/O)
- Monroe County Sheriff's Office
- New Smyrna Beach Police Department
- North Miami Beach Police Department
- Orange City Police Department
- Orlando Police Department
- Orlando-Orange County Expressway Authority (FHQ)
- Osceola County Sheriff's Office
- Palm Beach International Airport (PBS/O)
- Palm Beach County School District
- Palm Beach County Sheriff's Office
- Palm Beach Shores Police Department
- Pinecrest Police Department
- Polk County County Sheriff's Office
- Port Canaveral
- Port Orange Police Department
- Riviera Beach Police Department
- Sanford Police Department
- Sarasota County Sheriff's Office
- Sarasota Police Department
- Seminole County Sheriff's Office
- Seminole County Justice Center (SCSC)
- South Daytona Police Department
- University of Florida Police Department
- Venice Police Department
- Village of North Palm Beach Police Department
- Village of Tequesta Police Department
- Vintage at Lighthouse Point
- Volusia County Sheriff's Office
- West Melbourne Police Department
- Winter Haven Police Department (Polk County S/O)
- Winter Park Police Department
- Winter Springs Police Department

• mobile • static • road warrior

Rev. 7 - February - 2017



NRI Recognition Systems

PRIVILEGED AND CONFIDENTIAL – PROPRIETARY INFORMATION

Page 1 of 1

From: Police

07/26/17

* Budget Data Only			* Expend as of:	
Present Budget	Adjustment Increase (Decrease)	Adjusted Budget	Expenditures & Encumbrances	Unencumbered Balance
232,386	(13,000)	219,386	183,608	35,778
65,010	13,000	78,010	53,074	24,936
		0		0
		0		0
		0		0
		0		0
		0		0
		0		0
		0		0
		0		0
		0		0
		0		0
297,396	0	297,396	236,682	60,714

Transfer required to cover the cost of equipment/technology upgrades to ALPR Trailer

Budget Office Use Only
Document # _____
Group # _____
Posted By: _____

Krasnoff, Leah

From: Flora, Lyndsay
Sent: Tuesday, August 01, 2017 11:50 AM
To: Krasnoff, Leah
Subject: RE: NDI - requisition

Hey

Nothing is done on site, its done remotely



*Lyndsay Flora
Administrative Associate
Boynton Beach Police Department
100 E Boynton Beach Blvd
Boynton Beach, FL 33435
561-742-6106 Office
561-742-6185 Fax*

From: Krasnoff, Leah
Sent: Tuesday, August 01, 2017 11:47 AM
To: Flora, Lyndsay
Subject: NDI - requisition

Hi Lyndsay,

The requisition for NDI – It looks like they will be coming on City Property for support. Can you confirm this before I send it to risk for a COI?

Thank you,



Leah Krasnoff
Accounting Technician
Financial Services
City of Boynton Beach
100 E. Boynton Beach Blvd. | Boynton Beach, Florida 33435
☎ 561-742-6308
✉ KrasnoffL@bbfl.us | 🌐 <http://www.boynton-beach.org/>



America's Gateway to the Gulfstream

Please be advised that Florida has a broad public records law and all correspondence to me via email may be subject to disclosure. Under Florida records law, email addresses are public records. Therefore, your e-mail communication and your e-mail address may be subject to public disclosure.

PURCHASE ORDER CITY OF BOYNTON BEACH, FLORIDA

PROCUREMENT SERVICES DEPARTMENT
100 EAST BOYNTON BEACH BOULEVARD
P.O. BOX 310
BOYNTON BEACH, FLORIDA 33425-0310

P.O. #: 171348
DATE: 08/07/17

VENDOR 15111

TO: CAROLLO ENGINEERS, INC.
2700 YGNACIO VALLEY ROAD
SUITE 300
WALNUT CREEK, CA 94598

SHIP TO:
City of Boynton Beach
EAST UTILITY ADMIN
124 E. WOOLBRIGHT ROAD
BOYNTON BEACH, FL 33435

REQUISITION NO. 69511	ORDERING DEPARTMENT: UTIL ENGINEER TP	INQUIRIES REGARDING PURCHASE ORDER CALL (561)742-6310
DATE NEEDED:	COMMISSION APPROVED:	

LINE#	QUANTITY UOM	ITEM NO. AND DESCRIPTION	UNIT COST	EXTENDED COST
1	23519.00 DL	SCOPE OF WORK: TASK 1 - PREPARE TECHNICAL SPECIFICATIONS TASK 2 - ISSUE SPECIFICATIONS TASK 3 - ADVERTISE, BID AND AWARD TASK 4 - ENGINEERING SUPPORT SERVICES FOR PROCUREMENT	1.0000	23519.00

REMARKS:
SERVICE TO ISSUE TECHNICAL SPECIFICATION TO PURCHASE THREE STANDBY POWER GENERATORS RELATED TO THE SPECIFICATIONS AND REVIEW OF THE MANUFACTURER'S SHOP DRAWINGS.
RFQ #017-2821-14/DJL; COMMISSION APPROVED 7/1/14
TASK ORDER #U-3A-02
SEE ATTACHED PROPOSAL DATED 7/20/17

PROCUREMENT SERVICES:	<i>JWH 8/7/17</i>	P.O. TOTAL: 23519.00
ACCOUNT NO. 403-5000-533.65-02	PROJECT WTR021	



CITY OF BOYNTON BEACH

REQUEST FOR PURCHASE OVER \$10,000

Date: 7-Aug-17 Req DAK - 7/21/17

Requesting Department: Utilities

Contact Person: Michael Low

Explanation for Purchase:

Carollo Engineers, Inc. Task Order No. U-3A-02 Scope A will provide Services to the City to assist with the technical specifications to purchase three (3) standby generators at the East Water Treatment Plant. Carollo Engineers, Inc. is an approved consultant for Scope A, RFQ #017-2821-14/DJL General Consulting Services Agreement for the City of Boynton Beach Approved by Commission on July 1, 2014

Recommended Vendor Carollo Engineers, Inc.

Dollar Amount of Purchase \$23,519.00

Source for Purchase (check and attach backup materials):

Three Written Quotations ☐

GSA ☐

State Contract ☐

PRIDE/RESPECT ☐

SNAPS ☐

Sole Source ☐

Piggy-Back ☐

Budgeted Item ☐

Emergency Purchase ☐

Other ☐

Contract Number: RFQ 017-2821-14/DJL

NOTE: Pricing proposal for purchase must be presented in the same detail contained within the contract.

Fund Source for Purchase:

403 -5000 -533 -65.02

Project # WTR021

Approvals:

Department Head [Signature]

Date 8/7/17

Purchasing Agent [Signature]

Date 8/7/17

Asst City Manager [Signature]

Date 8/9/17

City Manager [Signature]

Date 8/9/17

Form Revised 02/01/02

PURCHASE REQUISITION NBR: 0000069511

REQUISITION BY: UTIL ENGINEER TP

STATUS: DEPT APPROVAL

SHIP TO LOCATION: EAST UTILITY ADMIN

DATE: 7/21/17

LINE
NBR DESCRIPTION

SUGGESTED VENDOR: 15111 CAROLLO ENGINEERS, INC.

DELIVER BY DATE: 7/28/17

QUANTITY UOM	UNIT COST	EXTEND COST	VENDOR PART NUMBER
--------------	-----------	-------------	--------------------

1 SCOPE OF WORK:
TASK 1 - PREPARE TECHNICAL SPECIFICATIONS
TASK 2 - ISSUE SPECIFICATIONS
TASK 3 - ADVERTISE, BID AND AWARD
TASK 4 - ENGINEERING SUPPORT SERVICES FOR
PROCUREMENT
COMMODITY: CONSULTING SERVICES
SUBCOMMOD: ENGINEERING

23519.00	DL	1.0000	23519.00
----------	----	--------	----------

REQUISITION TOTAL: 23519.00

ACCOUNT INFORMATION

LINE # ACCOUNT
1 40350005336502

UTIL CONST IN PROGRESS
R&R - WATER

PROJECT
WTR021
Water Rprs - Electrical

AMOUNT
23519.00

23519.00

REQUISITION IS IN THE CURRENT FISCAL YEAR.

REQUISITION COMMENTS:

TO PURCHASE THREE (3) STANDBY POWER GENERATORS
RELATED THE SPECIFICATIONS AND REVIEW OF THE
manufacturer's SHOP DRAWINGS.

TASK ORDER #U-3A-02
GENERAL CONSULTING SERVICES AGREEMENT WAS APPROVED
BY CITY COMMISSION ON JULY 1, 2014, RFQ

017-2821-14/DJL

APPROVALS

City Manager J. J. [Signature] Date 8/7/17
Finance Dept. J. J. [Signature] Date 7/31/17
Risk Manager W. M. [Signature] Date 7-20-2017
City Attorney _____ Date _____

Place on
file
R. J. [Signature]
B. J. [Signature]

REQUEST FOR REQUISITION

H.T.E. ENTRY DATE:	7/21/2017
H.T.E. REQUISITION #	69511
Contract Coordinator:	TP
Procurement Ass't:	
Director:	<i>WRS</i>
City Manager (non budgeted capital and/or \$5000+):	

Stalowitz

REASON FOR PURCHASE:

Carollo Engineers, Inc. Task Order #U-3A-02 (Scope A) This task order is to provide services to issue the Technical Specifications to purchase three (3) Standby Power Generators Procurement and the review of the Manufacturers Shop Drawings. General Consulting Services Agreement for the City of Boynton Beach was Approved by City Commission on July 1, 2014, RFQ #017-2821-14/DJL

**Handwritten asterisk and bracket on the left margin.*

VENDOR INFORMATION:	DIVISION:	OTHER INFORMATION:	
Name: Carollo Engineers, Inc.	Admin. (X)	Date: 7/21/2017	ASAP ()
Address: 9897 Lake Worth Road	Engineering ()	Date Needed:	Confirm. ()
Lake Worth, FL 33467	Cust. Rel. ()		ASAP/Conf. ()
	Distribution ()	BACKUP DOCS. SUBMITTED: Quotes/Verbal () (over \$500)	DELIVERY:
Phone (contact): Elizabeth Fujikawa, PE, LEED AP Vice President Email: efujikawa@carollo.com	Water Qual. ()		E. Admin. 40 (X)
Phone: 561-868-6400 Fax: 561-868-6401	Pumping ()	Quotes/Written () (over \$2000)	E. WTP 41 ()
Vendor Number 15111	PWTreat. ()	RFQ (X)	W. WTP 42 ()
	Meter Serv. ()	Sole Source Ltr. ()	P/U 99 ()
INITIATOR: Michael Low Manager of Technical Services <i>Michael Low</i>	Sewage ()	Insurance Requirements: ()	Special Instructions:
APPROVED:	Strmwtr. ()	RFQ #017-2821-14/DJL; TO# U-3A-02	Project Number: WTR021

Quan.	Unit Price	Description & Part Number	Fund	Dept	Basic	Elem	Obj	Amount
\$23,519.00	1	Scope of Work: Task 1 – Prepare Technical Specifications Task 2 – Issue Specifications Task 3 – Advertise, Bid and Award Task 4 – Engineering Support Services for Procurement						\$23,519.00
		Total	403	5000	533	65	02	\$23,519.00



July 20, 2017

Mr. Michael Low
Boynton Beach Utilities
124 East Woolbright Road
Boynton Beach, FL 33435

Subject: Proposal for Engineering Services U-3A-02
Standby Power Generator Procurement

Dear Mr. Low:

As requested, we have prepared the following proposed scope of services to issue technical specifications to purchase three generators with related ancillary items and review the resulting manufacturer's shop drawings.

BACKGROUND

Boynton Beach Utilities (BBU) is replacing the engine generator at the East Water Treatment Plant. Three new generators will be procured and installed in a new building, to be designed and constructed under a separate scope of work. The generators will be housed in a single building consisting of an addition to the north end of the East WTP, including a new electrical room to house a separate switchgear required for the synchronization of the generators.

SCOPE OF WORK

The scope of services will include the following:

Task 1 – Prepare Technical Specifications

A layout will be created for both the new generator and switchgear rooms. The layout will be used to coordinate the review of the equipment submittals.

Assumptions:

- It is assumed that the BBU will construct the generator building under a separate scope of work, including necessary HVAC, plumbing, architectural, structural and electrical work.
- It is assumed that the BBU will install the generator equipment under a separate scope of work, including necessary engineering services for testing, start-up and commissioning generator equipment and related electrical switchgear.

Deliverables:

- **Specifications section 01136 – General Equipment Requirements**
- **Specifications section 01201 – Measurement and Payment**
- **Specifications section 01292 – Schedule of Values**
- **Specifications section 01294 – Applications for Payment**

- **Specifications section 01330 – Submittal Procedures**
- **Specifications section 01410 – Regulatory Requirements**
- **Specifications section 01756 – Commissioning**
- **Specifications section 01782 – Operations and Maintenance Data**
- **Specifications 01783 - Warranties**
- **Specifications 16232 – Diesel Fuel Engine Generators**

Task 2 – Issue Specifications

Detailed technical specifications will be developed for equipment purchase purposes. Opinion of probable cost will be developed at 90 percent level of completion.

Meetings: One Review meeting will be held to receive comments for the 90 percent Deliverable

Task 3 – Advertise, Bid and Award

Assistance will be provided to answer bidder's questions, develop addenda, review Vendors proposals and provide a recommendation for award

Deliverables: Addenda, Review of Bidder's Proposal and Recommendation for Award.

Task 4 – Engineering Support Services for Procurement

Additional support services will consist of:

1. Review of Shop Drawings
2. Review of Pay Applications

Services not Included under this scope of engineering services:

1. Site visits for construction observation
2. Assist the City with development of punch list
3. Witness Generators and Switchgear Equipment Startup and Testing
4. Witness Comprehensive Testing of Interconnection and Functional Operation with the existing Main Power Distribution Switchboard and Power Transfer Controller
5. Review of O&M Manuals and Manufacturer's Warranty Certificates
6. Contract closeout

SCHEDULE

The following items will be completed within the timeframe indicated:

- Carollo understands that time is of the essence for expediting the procurement of three generators.
- A formal 90 percent set of specifications will be submitted within 3 weeks of the Notice to Proceed.

FEE

The lump sum amount of **\$23,519.00** will be billed monthly based on percentages of the work completed.

SUBCONSULTANT PARTICIPATION


The Carollo team will include the following subconsultant:

- Gamboa Engineers, LLC: Mario Gamboa, P.E., will provide electrical and instrumentation and control engineering services. Gamboa Engineers is a minority-owned firm certified in Broward County and Miami Dade County.

Please contact us if you have questions or comments. We look forward to working with you on this project.

Sincerely,

CAROLLO ENGINEERS, INC.

A handwritten signature in black ink, appearing to read "Elizabeth Fujikawa".

Elizabeth Fujikawa, PE, LEED AP
Vice President

Page 1 of 1

Fiscal Period:

८

FY2016-17

07/26/17

TOTALS

* Use Whole Dollars Only

Justification for Adjustment: To allocate budget to Project# WTR021 (Water Plant Repair - Electrical)

Reg# 69511 - Carollo Engineers Task Order #U-3A-02

Approvals:

Department Head:

Finance Department:

City Manager:

Budget Office Use Only

Document #

Group #

Posted By:

**PURCHASE ORDER
CITY OF BOYNTON BEACH, FLORIDA**

PROCUREMENT SERVICES DEPARTMENT
100 EAST BOYNTON BEACH BOULEVARD
P.O. BOX 310
BOYNTON BEACH, FLORIDA 33425-0310

P.O. #: 171349
DATE: 08/07/17

VENDOR 16763


TO: TREK BICYCLES
DL CYCLES HOLDINGS CO LLC
800 N CONGRESS AVE #1A
BOYNTON BEACH, FL 33426

SHIP TO:
City of Boynton Beach
POLICE DEPARTMENT
100 E. BOYNTON BCH. BLVD.
BOYNTON BEACH, FL 33435

REQUISITION NO.	ORDERING DEPARTMENT:		INQUIRIES REGARDING PURCHASE ORDER CALL (561)742-6310
DATE NEEDED:	BID NO:	COMMISSION APPROVED:	

LINE#	QUANTITY	UOM	ITEM NO. AND DESCRIPTION	UNIT COST	EXTENDED COST
1	4.00	EA	POLICE 19.5 29 TREK BLACK VENDOR ITEM NO.- POL20462021K	1209.9900	4839.96
2	4.00	EA	BAG BONTRAGER TRUNK INTERCHANGE DELUXE VENDOR ITEM NO.- BAG39850855K	89.2400	356.96

REMARKS:
BIKES FOR NEW COMMUNITY OUTREACH BIKE PROGRAM
QUOTE #072617130541614

PROCUREMENT SERVICES:		P.O. TOTAL:	5196.92
ACCOUNT NO. SEE BELOW	PROJECT		

**PURCHASE ORDER
CITY OF BOYNTON BEACH, FLORIDA**

PROCUREMENT SERVICES DEPARTMENT
100 EAST BOYNTON BEACH BOULEVARD
P.O. BOX 310
BOYNTON BEACH, FLORIDA 33425-0310

P.O. #: 171349
DATE: 08/07/17

VENDOR 16763

TO: TREK BICYCLES
DL CYCLES HOLDINGS CO LLC
800 N CONGRESS AVE #1A
BOYNTON BEACH, FL 33426

SHIP TO:
City of Boynton Beach
POLICE DEPARTMENT
100 E. BOYNTON BCH. BLVD.
BOYNTON BEACH, FL 33435

REQUISITION NO.	ORDERING DEPARTMENT:		INQUIRIES REGARDING PURCHASE ORDER CALL (561)742-6310
DATE NEEDED:	BID NO:	COMMISSION APPROVED:	

LINE#	QUANTITY	UOM	ITEM NO. AND DESCRIPTION	UNIT COST	EXTENDED COST
-------	----------	-----	--------------------------	-----------	---------------

* ACCOUNTING INFORMATION ONLY - DO NOT SEND THIS PAGE TO THE VENDOR*

REQ/ACCT	DATE	REQ. BY	PROJECT	AMOUNT
0000069581	08/02/17	POLICE		2598.46
00121105216402				
0000069581	08/02/17	POLICE		2598.46
00121115216402				

PROCUREMENT SERVICES:		P.O. TOTAL:
ACCOUNT NO.	PROJECT	



CITY OF BOYNTON BEACH
REQUEST FOR PURCHASE OVER \$10,000

Date: 08-10-17

Requesting Department: Police Contact Person: Capt. Deale

Explanation for Purchase: For the CRA Neighborhood Officer Program Police Dept. supplies CRA unit with equipment. The current bicycles are 12 years old and no longer serviceable
PO # 171349-#5196.92
Reg # 69672-#5196.92

Recommended Vendor Trek Bicycles

Dollar Amount of Purchase \$10,393.84

Source for Purchase (check and attach backup materials):

Three Written Quotations	<input checked="" type="checkbox"/>	GSA	<input type="checkbox"/>
State Contract	<input type="checkbox"/>	PRIDE/RESPECT	<input type="checkbox"/>
SNAPS	<input type="checkbox"/>	Sole Source	<input type="checkbox"/>
Piggy-Back	<input type="checkbox"/>	Budgeted Item	<input type="checkbox"/>
Emergency Purchase	<input type="checkbox"/>	Other	<input type="checkbox"/>

Contract Number: _____

NOTE: Pricing proposal for purchase must be presented in the same detail contained within the contract.

Fund Source for Purchase: 001-211-521-64-02

Approvals:

Department Head	<u>[Signature]</u>	Date	<u>8-11-17</u>
Purchasing Agent	<u>[Signature]</u>	Date	<u>8/16/17</u>
Asst City Manager	<u>[Signature]</u>	Date	<u>8/16/17</u>
City Manager	<u>[Signature]</u>	Date	<u>8/16/17</u>

PURCHASE REQUISITION NBR: 0000069581

STATUS: DEPT APPROVAL
REASON: BIKES FOR BIKE UNIT

DATE: 8/02/17

DELIVER BY DATE: 8/30/17

SUGGESTED VENDOR: 16763 TREK BICYCLES

LINE NBR	DESCRIPTION	QUANTITY	UOM	UNIT COST	EXTEND COST	VENDOR PART NUMBER
-------------	-------------	----------	-----	--------------	----------------	--------------------

1	POLICE 19.5 29 TREK BLACK COMMODITY: SPORTING & ATHLETIC EQUIP SUBCOMMOD: BICYCLES, TRICYCLES, ETC.	4.00	EA	1209.9900	4839.96	POL20462021K
2	BAG BONTRAGER TRUNK INTERCHANGE DELUXE COMMODITY: SPORTING & ATHLETIC EQUIP SUBCOMMOD: BICYCLES, TRICYCLES, ETC.	4.00	EA	89.2400	356.96	BAG39850855K

REQUISITION TOTAL: 5196.92

REQUISITION QUOTES

VENDOR NAME	UNIT COST
TREK BICYCLE STORE OF BOYNTON	5196.9200
TREK BICYCLE STORE BOCA	5339.9200
WHEELS OF WELLINGTON	5199.9600

ACCOUNT INFORMATION

LINE #	ACCOUNT	PROJECT
1	00121105216402	MACHINERY AND EQUIPMENT GENERAL EQUIPMENT
1	00121115216402	MACHINERY AND EQUIPMENT GENERAL EQUIPMENT
2	00121115216402	MACHINERY AND EQUIPMENT GENERAL EQUIPMENT
2	00121105216402	MACHINERY AND EQUIPMENT GENERAL EQUIPMENT

50%	51.65	2419.98	2500.00
50%	48.35	2419.99	2339.96
50%	100.00	178.48	356.96
50%		178.48	5196.92
		5196.92	

REQUISITION IS IN THE CURRENT FISCAL YEAR.

REQUISITION COMMENTS:

3 QUOTES ATTACHED
THESE BIKES ARE FOR OUR NEW COMMUNITY OUTREACH
BIKE PROGRAM

APPROVALS

City Manager	Date 8/2/17
Finance Dept	Date 8/4/17
Risk Manager	Date
City Attorney	Date

#1

Trek Bicycle Store of Boynton Beach
800 N Congress Ave #1A
Boynton Beach, FL 33426
Ph: 561-733-8300
www.trekbikesflorida.com
info@trekbikesflorida.com

Quote

Date: 07/26/2017
Barcode: 072617130541614
Sales Person: Billy Wernitz



Bill To
Boynton Beach PD
Nasim Davis
BOYNTON BCH FL 33426

Ship To
Boynton Beach PD
Nasim Davis
BOYNTON BCH FL 33426
Phone1: 925-984-9717

SKU	Description	MSRP	Price	Qty	Extended
POL20462021K	POLICE 19.5 29 TREK BLACK	\$1,359.99	\$1,209.99	1	\$1,209.99
POL20462021K	POLICE 19.5 29 TREK BLACK	\$1,359.99	\$1,209.99	1	\$1,209.99
POL20462021K	POLICE 19.5 29 TREK BLACK	\$1,359.99	\$1,209.99	1	\$1,209.99
POL20462021K	POLICE 19.5 29 TREK BLACK	\$1,359.99	\$1,209.99	1	\$1,209.99
BAG39850855K	BAG BONTRAGER TRUNK INTERCHANGE DELUXE BLACK	\$104.99	\$89.24	4	\$356.96

Subtotal:	\$5,196.92
Tax:	\$363.79
Total:	\$5,560.71

Amount Due: **\$5,560.71**

Total Savings:: **\$663.00**

Thank you for visiting your local Trek Bicycle Store!

We look forward to helping you with your cycling experience. Let us know how we can help you today. We price match, ask for details.

The above prices, specifications, and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified.

Customer Signature: _____ Date: _____

Request for Taxpayer Identification Number and Certification

Give Form to the
requester. Do not
send to the IRS.

1 Name (as shown) on your income tax return. Name is required on this line; do not leave this line blank.
DL cycles Holding Co LLC

2 Business name/disregarded entity name, if different from above
Tech Bicycles

3 Check appropriate box for federal tax classification; check only one of the following seven boxes:
☐ Individual/sole proprietor or single-member LLC
☐ C Corporation
☐ S Corporation
☐ Partnership
☐ Trust/estate
☒ Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=partnership) **P**
 Note. For a single-member LLC that is disregarded, do not check LLC; check the appropriate box in the line above for the tax classification of the single-member owner.
☐ Other (see instructions) ▶

4 Exemptions (codes apply only to certain entities, not individuals; see instructions on page 3):
 Exempt payee code (if any) _____
 Exemption from FATCA reporting code (if any) _____
 (Applies to accounts maintained outside the U.S.)

5 Address (number, street, and apt. or suite no.)
158 Tices Lane

6 City, state, and ZIP code
East Brunswick, NJ 08816

7 List account number(s) here (optional)

8 Requester's name and address (optional)

Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid backup withholding. For individuals, this is generally your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the Part I instructions on page 3. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN* on page 3.

Note. If the account is in more than one name, see the instructions for line 1 and the chart on page 4 for guidelines on whose number to enter.

Social security number

			-			-			
--	--	--	---	--	--	---	--	--	--

OR

Employer identification number

46	-	4	1	4	8	0	2	2
----	---	---	---	---	---	---	---	---

Part II Certification

Under penalties of perjury, I certify that:

- The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and
- I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and
- I am a U.S. citizen or other U.S. person (defined below); and
- The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.

Certification instructions. You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions on page 3.

Sign Here Signature of U.S. person ▶ **Joseph R. Dubois**

Date ▶ **11/15/2016**

General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.
 Future developments. Information about developments affecting Form W-9 (such as legislation enacted after we release it) is at www.irs.gov/fw9.

Purpose of Form

An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer identification number (ATIN), or employer identification number (EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following:

- Form 1099-INT (interest earned or paid)
- Form 1099-DIV (dividends, including those from stocks or mutual funds)
- Form 1099-MISC (various types of income, prizes, awards, or gross proceeds)
- Form 1099-B (stock or mutual fund sales and certain other transactions by brokers)
- Form 1099-S (proceeds from real estate transactions)
- Form 1099-K (merchant card and third party network transactions)

- Form 1098 (home mortgage interest), 1098-E (student loan interest), 1098-T (tuition)
- Form 1099-C (canceled debt)
- Form 1099-A (acquisition or abandonment of secured property)

Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.

If you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See *What is backup withholding?* on page 2.

By signing the filled-out form, you:

- Certify that the TIN you are giving is correct (or you are waiting for a number to be issued).
- Certify that you are not subject to backup withholding, or
- Claim exemption from backup withholding if you are a U.S. exempt payee. If applicable, you are also certifying that as a U.S. person, your allocable share of any partnership income from a U.S. trade or business is not subject to the withholding tax on foreign partners' share of effectively connected income, and
- Certify that FATCA code(s) entered on this form (if any) indicating that you are exempt from the FATCA reporting, is correct. See *What is FATCA reporting?* on page 2 for further information.

#2

Trek Bicycle Store of Boca Raton
355 North Federal Highway
Boca Raton, FL 33432
Ph: 561-405-6987
infoboca@trekbikestoreusa.com

Quote

Date: 08/01/2017
Barcode: 080117134036656
Sales Person: Joseph Morley



Bill To
Boynton Beach PD
Nasim Davis
BOYNTON BCH FL 33426

Ship To
Boynton Beach PD
Nasim Davis
BOYNTON BCH FL 33426
Phone1: 925-984-9717

SKU	Description	MSRP	Price	Qty	Extended
POL20462021K	POLICE 19.5 29 TREK BLACK	\$1,359.99	\$1,249.99	4	\$4,999.96
BAG47791480Y	BAG BONTRAGER RACK TRUNK	\$99.99	\$84.99	4	\$339.96
	INTERCHANGE POLICE BLACK/GREY				
					Subtotal: \$5,339.92
					Tax: \$373.80
					Total: \$5,713.72
					Amount Due: \$5,713.72
					Total Savings:: \$500.00

Bikes are currently not available. Availability is anticipated Oct 31. Quote is for one size (19.5") Sizes can be mixed at no additional price. Thank you!

Thank you for visiting your local Trek Bicycle Store!

We look forward to helping you with your cycling experience. Let us know how we can help you today. We price match, ask for details.

The above prices, specifications, and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified.

Customer Signature: _____ Date: _____

12794 FOREST HILL BLVD. • SUITE 36 • WELLINGTON, FL 33414
561-795-3038 • FAX: 561-795-8740

All Claims and returned goods MUST be accompanied by this bill.

Thank You

Wheels Of Wellington
12794 Forest Hill Boulevard #36
Wellington, FL 33414-8587
561-795-3038
www.wheelsofwellington.net



Bontrager Interchange Police Rear Trunk Bag

\$99.99 (Retail)
\$99.99 (MSRP*)

Product Details

Part No.	Retail	MSRP*	Model	Color	Cargo Capacity	Dimensions
424156	\$99.99	\$99.99	Interchange Police	Black/Grey	500-800 cu in (8-13L)	34 cm (l) x 19 cm (w) x 16 cm (h)

Copyright © 2017 Trek Bicycle Corporation. All Rights Reserved.

Page 1 of 1

Date: 08/02/17

	Account Number	Description	* Budget Data Only			* Expend as of:	
			Present Budget	Adjustment Increase (Decrease)	Adjusted Budget	Expenditures & Encumbrances	Unencumbered Balance
	001-2110-521-46-20	Equipment Maintenance	15,000	(2,500)	12,500	7,174	5,326
	001-2110-521-46-31	Vehicle Maint Other	18,000	(2,325)	15,675	12,498	3,177
					0		0
	001-2110-521-64-02	General Equipment	34,663	4,825	39,488	34,619	4,870
					0		0
	001-2111-521-52-51	Law Enforcement Supplies	111,762	(2,700)	109,062	91,493	17,569
					0		0
	001-2111-521-64-02	General Equipment	34,156	2,700	36,856	33,826	3,030
					0		0
					0		0
					0		0
					0		0
					0		0
	TOTALS		213,581	0	213,581	179,609	33,972

TRANSFER NEEDED FOR POLICE EQUIPMENT PURCHASES OVER 750

Budget Office Use Only
Document # _____
Group # _____
Posted By: _____

**PURCHASE ORDER
CITY OF BOYNTON BEACH, FLORIDA**

PROCUREMENT SERVICES DEPARTMENT
100 EAST BOYNTON BEACH BOULEVARD
P.O. BOX 310
BOYNTON BEACH, FLORIDA 33425-0310

P.O. #: 171380
DATE: 08/17/17

VENDOR 16763


TO: TREK BICYCLES
DL CYCLES HOLDINGS CO LLC
800 N CONGRESS AVE #1A
BOYNTON BEACH, FL 33426

SHIP TO:
City of Boynton Beach
POLICE DEPARTMENT
100 E. BOYNTON BCH. BLVD.
BOYNTON BEACH, FL 33435

REQUISITION NO. 69672	ORDERING DEPARTMENT: POLICE	INQUIRIES REGARDING PURCHASE ORDER CALL (561)742-6310
DATE NEEDED:	BID NO: COMMISSION APPROVED:	

LINE#	QUANTITY UOM	ITEM NO. AND DESCRIPTION	UNIT COST	EXTENDED COST
1	4.00 EA	POLICE 19.5 29 TREK BLACK VENDOR ITEM NO. - POL20462021K	1209.9900	4839.96
2	4.00 EA	BAG BONTRAGER TRUNK INTERCHANGE DELUXE BLK VENDOR ITEM NO. - BAG39850855K	89.2400	356.96

REMARKS:
FOUR ADDITIONAL BIKES FOR THE CRA NEIGHBORHOOD
OFFICER PROGRAM,
DO NOT MAIL PO - P.D. WILL SEND TO VENDOR

PROCUREMENT SERVICES:		P.O. TOTAL: 5196.92
ACCOUNT NO. 001-2111-521.64-02	PROJECT	

PURCHASE REQUISITION NBR: 0000069672

STATUS: DEPT APPROVAL
REASON: 4 BIKES FOR THE CRA

DATE: 8/15/17

DELIVER BY DATE: 8/31/17

SUGGESTED VENDOR: 16763 TREK BICYCLES

REQUISITION BY: POLICE

SHIP TO LOCATION: POLICE

LINE NBR	DESCRIPTION	QUANTITY UOM	UNIT COST	EXTEND COST	VENDOR PART NUMBER
1	POLICE 19.5 29 TREK BLACK COMMODITY: EQUIP MAINT & REPAIR SERV SUBCOMMOD: POLICE EQUIP & SUPPLIES	4.00 EA	1209.9900	4839.96	POL20462021K
2	BAG BONTRAGER TRUNK INTERCHANGE DELUXE BLK COMMODITY: EQUIP MAINT & REPAIR SERV SUBCOMMOD: POLICE EQUIP & SUPPLIES	4.00 EA	89.2400	356.96	BAG39850855K

REQUISITION TOTAL: 5196.92

REQUISITION QUOTES

VENDOR NAME
TREK BICYCLE OF BOYNTON BEACH
TREK BICYCLE STORE OF BOCA RAT
WHEELS OF WELLINGTON

5196.9200
5339.9200
5199.9600

ACCOUNT INFORMATION

PROJECT

LINE # ACCOUNT
1 00121115216402 MACHINERY AND EQUIPMENT
2 00121115216402 GENERAL EQUIPMENT
GENERAL EQUIPMENT

%
100.00
100.00
AMOUNT
4839.96
356.96

5196.92

REQUISITION IS IN THE CURRENT FISCAL YEAR.

REQUISITION COMMENTS:

3 quotes attached

requesting 4 additional bikes for the CRA
neighborhood officer program, the current bikes
are 12 years old and no longer serviceable
Capt Deale

PO# 171349- 5196.92

Reg # 69072- 5196.92

\$ 10393.84

APPROVALS

City Manager *[Signature]* Date *8/16/17*

Finance Dept. *[Signature]* Date *8/16/17*

Risk Manager _____ Date _____

City Attorney _____ Date _____



CITY OF BOYNTON BEACH
REQUEST FOR PURCHASE OVER \$10,000

Date: 08-10-17

Requesting Department: Police Contact Person: Capt. Deane

Explanation for Purchase: For the CRA Neighborhood Officer Program Police Dept. supplies CRA unit with equipment. The current bicycles are 12 years old and no longer serviceable
PO # 171349-#5196.92
Reg # 69672-#5196.92

Recommended Vendor Trek Bicycles

Dollar Amount of Purchase \$10,393.84

Source for Purchase (check and attach backup materials):

Three Written Quotations	<input checked="" type="checkbox"/>	GSA	<input type="checkbox"/>
State Contract	<input type="checkbox"/>	PRIDE/RESPECT	<input type="checkbox"/>
SNAPS	<input type="checkbox"/>	Sole Source	<input type="checkbox"/>
Piggy-Back	<input type="checkbox"/>	Budgeted Item	<input type="checkbox"/>
Emergency Purchase	<input type="checkbox"/>	Other	<input type="checkbox"/>

Contract Number: _____

NOTE: Pricing proposal for purchase must be presented in the same detail contained within the contract.

Fund Source for Purchase: 001-211-521-64-02

Approvals:		
Department Head	<u>[Signature]</u>	Date <u>8-11-17</u>
Purchasing Agent	<u>[Signature]</u>	Date <u>8/16/17</u>
Asst City Manager		Date _____
City Manager	<u>[Signature]</u>	Date <u>8/16/17</u>

#1

Trek Bicycle Store of Boynton Beach
800 N Congress Ave #1A
Boynton Beach, FL 33426
Ph: 561-733-8300
www.trekbikesflorida.com
info@trekbikesflorida.com

Quote

Date: 07/26/2017
Barcode: 072617130541614
Sales Person: Billy Wertz



Bill To
Boynton Beach PD
Nasim Davis
BOYNTON BCH FL 33426

Ship To
Boynton Beach PD
Nasim Davis
BOYNTON BCH FL 33426
Phone1: 925-984-9717

SKU	Description	MSRP	Price	Qty	Extended
POL20462021K	POLICE 19.5 29 TREK BLACK	\$1,359.99	\$1,209.99	1	\$1,209.99
POL20462021K	POLICE 19.5 29 TREK BLACK	\$1,359.99	\$1,209.99	1	\$1,209.99
POL20462021K	POLICE 19.5 29 TREK BLACK	\$1,359.99	\$1,209.99	1	\$1,209.99
POL20462021K	POLICE 19.5 29 TREK BLACK	\$1,359.99	\$1,209.99	1	\$1,209.99
BAG39850855K	BAG BONTRAGER TRUNK INTERCHANGE DELUXE BLACK	\$104.99	\$89.24	4	\$356.96

Subtotal: **\$5,196.92**
Tax: **\$363.79**
Total: **\$5,560.71**

Amount Due: **\$5,560.71**
Total Savings:: **\$663.00**

Thank you for visiting your local Trek Bicycle Store!
We look forward to helping you with your cycling experience. Let us know how we can help you today. We price match, ask for details.
The above prices, specifications, and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified.

Customer Signature: _____ Date: _____

Request for Taxpayer Identification Number and Certification

Give Form to the
requester. Do not
send to the IRS.

See Specific Instructions on page 2.

1 Name (as shown) on your income tax return. Name is required on this line; do not leave this line blank. DL cycles Holding Co LLC			
2 Business name/disregarded entity name, if different from above Tech Cycles			
3 Check appropriate box for federal tax classification; check only one of the following seven boxes: <input type="checkbox"/> Individual/sole proprietor or single-member LLC <input checked="" type="checkbox"/> Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=partnership) > P <input type="checkbox"/> Other (see instructions) > _____ <small>Note. For a single-member LLC that is disregarded, do not check LLC; check the appropriate box in the line above for the tax classification of the single-member owner.</small>		4 Exemptions (codes apply only to certain entities, not individuals; see instructions on page 3): Exempt payee code (if any) _____ Exemption from FATCA reporting code (if any) _____ <small>(Applies to accounts maintained outside the U.S.)</small>	
5 Address (number, street, and apt. or suite no.) 158 Tice Lane		Requester's name and address (optional)	
6 City, state, and ZIP code East Brunswick, NJ 08816			
7 List account number(s) here (optional)			

Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid backup withholding. For individuals, this is generally your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the Part I instructions on page 3. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN* on page 3.

Note. If the account is in more than one name, see the instructions for line 1 and the chart on page 4 for guidelines on whose number to enter.

Social security number	
[] [] [] - [] [] [] - [] [] []	
OR	
Employer identification number	
46 - 4 148022	

Part II Certification

Under penalties of perjury, I certify that:

- The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and
 - I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and
 - I am a U.S. citizen or other U.S. person (defined below); and
 - The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.
- Certification instructions.** You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions on page 3.

Sign Here	Signature of U.S. person Joseph R DiBris	Date > 11/15/2016
-----------	---	--------------------------

General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.
Future developments. Information about developments affecting Form W-9 (such as legislation enacted after we release it) is at www.irs.gov/fw9.

Purpose of Form

An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer identification number (ATIN), or employer identification number (EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following:

- Form 1099-INT (interest earned or paid)
- Form 1099-DIV (dividends, including those from stocks or mutual funds)
- Form 1099-MISC (various types of income, prizes, awards, or gross proceeds)
- Form 1099-B (stock or mutual fund sales and certain other transactions by brokers)
- Form 1099-S (proceeds from real estate transactions)
- Form 1099-K (merchant card and third party network transactions)

- Form 1098 (home mortgage interest), 1098-E (student loan interest), 1098-T (tuition)
 - Form 1099-C (canceled debt)
 - Form 1099-A (acquisition or abandonment of secured property)
- Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.

If you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See *What is backup withholding?* on page 2.

By signing the filled-out form, you:

- Certify that the TIN you are giving is correct (or you are waiting for a number to be issued).
- Certify that you are not subject to backup withholding, or
- Claim exemption from backup withholding if you are a U.S. exempt payee. If applicable, you are also certifying that as a U.S. person, your allocable share of any partnership income from a U.S. trade or business is not subject to the withholding tax on foreign partners' share of effectively connected income, and
- Certify that FATCA code(s) entered on this form (if any) indicating that you are exempt from the FATCA reporting, is correct. See *What is FATCA reporting?* on page 2 for further information.

#2

Trek Bicycle Store of Boca Raton
355 North Federal Highway
Boca Raton, FL 33432
Ph: 561-405-6987
infoboca@trekbikestoreusa.com

Quote

Date: 08/01/2017
Barcode: 080117134036656
Sales Person: Joseph Morley



Bill To
Boynton Beach PD
Nasim Davis
BOYNTON BCH FL 33426

Ship To
Boynton Beach PD
Nasim Davis
BOYNTON BCH FL 33426
Phone1: 925-984-9717

SKU	Description	MSRP	Price	Qty	Extended
POL20462021K	POLICE 19.5 29 TREK BLACK	\$1,359.99	\$1,249.99	4	\$4,999.96
BAG47791480Y	BAG BONTRAGER RACK TRUNK INTERCHANGE POLICE BLACK/GREY	\$99.99	\$84.99	4	\$339.96

Subtotal: **\$5,339.92**
Tax: **\$375.80**
Total: **\$5,713.72**

Amount Due: **\$5,713.72**

Total Savings:: **\$500.00**

Bikes are currently not available. Availability is anticipated Oct 31. Quote is for one size (19.5") Sizes can be mixed at no additional price. Thank you!

Thank you for visiting your local Trek Bicycle Store!

We look forward to helping you with your cycling experience. Let us know how we can help you today. We price match, ask for details.

The above prices, specifications, and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified.

Customer Signature: _____ Date: _____

12794 FOREST HILL BLVD. • SUITE 36 • WELLINGTON, FL 33414
561-795-3038 • FAX: 561-795-8740

CUSTOMER ORDER NO.	PHONE	DATE		
NAME	925-984-9717	T.26-17		
ADDRESS	Officer Davis	<input type="checkbox"/> SPECIAL ORDER <input type="checkbox"/> GIFT CERTIFICATE <input type="checkbox"/> LAY-AWAY <input type="checkbox"/> TRADE-IN		
SOLD BY	CASH	CHARGE		
C.O.D.	CHECK	ON ACCT.		
Paid Out	MDSE. RETD.			
QTY.	STOCK NO.	DESCRIPTION / SIZE	PRICE	AMOUNT
4		2018 Trek Police Bicycles	1200	4800
4		Interchange Police Bags	99.99	399.96
On Backorder				
SPECIAL INSTRUCTIONS:			SUBTOTAL	4800
DAVISN@BBFL			B/S TAX	399.96
			TOTAL	5199.96
			DEPOSIT	
			BALANCE DUE	

All Claims and returned goods MUST be accompanied by this bill.

19419

Rec'd by _____

Thank You

Wheels Of Wellington
12794 Forest Hill Boulevard #36
Wellington, FL 33414-8587
561-795-3038
www.wheelsofwellington.net



Bontrager Interchange Police Rear Trunk Bag

\$99.99 (Retail)
\$99.99 (MSRP*)

Product Details

Part No.	Retail	MSRP*	Model	Color	Cargo Capacity	Dimensions
424156	\$99.99	\$99.99	Interchange Police	Black/Grey	500-800 cu in (8-13L)	34 cm (l) x 19 cm (w) x 16 cm (h)

Copyright © 2017 Trek Bicycle Corporation. All Rights Reserved.

Page 1 of 1

From: **POLICE**

08/15/17

Justification of Transfer:

Approvals:

Department Head:

Finance Department:

City Manager:

Budget Office Use Only _____
Document # _____
Group # _____
Posted By: _____

Aug 15, 2017 10:16:28 AM EDT

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SUNSHINE PUBLIC SECTION
Nevada

- 001-2111-521.64-02
- ☒ Account miscellaneous
- ☒ Budget miscellaneous
- ☒ Encumbrances
- ☒ Pre-encumbrances
- ☒ Transactions
- ☒ Detail by date
- ☒ Detail by code
- ☒ Detail by year & code
- ☒ Pending by date
- ☒ Pending by code
- ☒ Pending by year
- ☒ Procurement card

Print

Cancel

Exit

Previous acc...

Next account

2016

2018

Account activ...

Pending trans...

Images

Budget alloca...

P card accou...

Account information

MACHINERY AND EQUIPMENT / GENERAL EQUIPMENT
Fiscal year: 2017 Dr
Budget: 45,656.00
Committed: 45,576.50
Balance: 79.50

Account Balance by Period

Period/Month	Actuals	Cumulative Totals
Q 01 October	.00	.00
Q 02 November	.00	.00
Q 03 December	.00	.00
Q 04 January	.00	.00

Encumbrances

PO #	Vendor	Balance
Q 170854	COMMON CENTS EMS SUP	.00
Q 170867	SRT SUPPLIES INC.	16,355.88
Q 170908	BLASTERS TOOL & SUPPL	.00
Q 171121	ADVANCED FILING SYSTE	.00
Q 171205	PAC-VAN, INC.	1,675.00
Q 171323	FL BULLET, INC.	4,500.00

Segment/Balance Details

Fund	001	GENERAL
Department	21	POLICE
Division	11	ADMINISTRATIVE SERVICES
Activity basic	52	PUBLIC SAFETY
Sub activity	1	LAW ENFORCEMENT
Element	64	MACHINERY AND EQUIPMENT
Object	02	GENERAL EQUIPMENT

Project Data

Project Entry: Optional

Payment information

Vendor	(* indicates pending)	Total
Q ADVANCED FILING SYSTEMS		6,129.07
Q COMMON CENTS EMS SUPPLY, LLC		2,470.50
Q BLASTERS TOOL & SUPPLY CO, INC		2,695.59

Pre Encumbrances

Type Req/PO Project Balance

Original Budget	2,000.00
Revised Budget	45,656.00
Current expenditures	8,624.66
YTD expenditures	2,470.50
Unposted expenditures	.00
Encumbrances	22,530.88
Unposted encumbrances	11,750.46

Screen detail print cancelled

PURCHASE ORDER CITY OF BOYNTON BEACH, FLORIDA

PROCUREMENT SERVICES DEPARTMENT
100 EAST BOYNTON BEACH BOULEVARD
P.O. BOX 310
BOYNTON BEACH, FLORIDA 33425-0310

P.O. #: 171351
DATE: 08/07/17

VENDOR 15407

TO: TAPCO
TRAFFIC & PARKING CONTROL
5100 WEST BROWN DEER RD.
BROWN DEER, WI 53223

SHIP TO:
City of Boynton Beach
PUBLIC WORKS COMPOUND
222 NE 9TH AVENUE
BOYNTON BEACH, FL 33435

REQUISITION NO. 69532	ORDERING DEPARTMENT: R&S/GJ	INQUIRIES REGARDING PURCHASE ORDER CALL (561)742-6310
DATE NEEDED:	BID NO: COMMISSION APPROVED:	

LINE#	QUANTITY UOM	ITEM NO. AND DESCRIPTION	UNIT COST	EXTENDED COST
1	1.00 EA	RETROREFLECTOMETER, GRX-1, TAPCO UNIT W/CAMERA GPS, BARCODE/QR READER & WIRELESS COMMUNICATION VENDOR ITEM NO.- 128380-1C	10165.0000	10165.00
2	1.00 EA	GRX, MUTCD LIBRARY FOR AUTOMATIC PASS OR FAIL EVALUATION-FREE FREIGHT - TAPCO US COMMUNITIES CONTRACT #2013-100 ***THIS UNIT MEASURE THE SIGN FOR RETROREFLECTOMETER ***SOLE SOURCE LETTER INCLUDED VENDOR ITEM NO.- 128386	1187.5000	1187.50

REMARKS:
SIGN SHOP EQUIPMENT
SOLE SOURCE VENDOR
QUOTE #Q1710047

PROCUREMENT SERVICES:	<i>John R...</i>	P.O. TOTAL: 11352.50
ACCOUNT NO. 001-2512-541.64-02	PROJECT	

PURCHASE REQUISITION NBR: 0000069532

STATUS: DEPT APPROVAL
REASON: SIGN SHOP EQUIPMENT

DATE: 7/26/17
DELIVER BY DATE: 7/27/17.

SUGGESTED VENDOR: 15407 TAPCO

REQUISITION BY: R&S/GJ

SHIP TO LOCATION: FUEL ISLAND

LINE NBR	DESCRIPTION	QUANTITY	UOM	UNIT COST	EXTEND COST	VENDOR PART NUMBER
1	RETROREFLECTOMETER, GRX-1, TAPCO UNIT W/CAMERA GPS, BARCODE/OR READER & WIRELESS COMMUNICATION COMMODITY: ELECTRICAL EQUIP & SUPPLY SUBCOMMOD: TOOLS, ELECTRICIANS	1.00	EA	10165.0000	10165.00	128380-1C
2	GRX MUTCD LIBRARY FOR AUTOMATIC PASS OR FAIL EVALUATION-FREE FREIGHT - TAPCO US COMMUNITIES CONTRACT #2013-100 ***THIS UNIT MEASURE THE SIGN FOR RETROREFLECTOMETER ***SOLE SOURCE LETTER INCLUDED COMMODITY: ELECTRICAL EQUIP & SUPPLY SUBCOMMOD: TOOLS, ELECTRICIANS	1.00	EA	1187.5000	1187.50	128386

REQUISITION TOTAL: 11352.50

A C C O U N T I N F O R M A T I O N

LINE #	ACCOUNT	PROJECT	%	AMOUNT
1	00125125416402	MACHINERY AND EQUIPMENT	100.00	10165.00
2	00125125416402	GENERAL EQUIPMENT	100.00	1187.50
				11352.50

REQUISITION IS IN THE CURRENT FISCAL YEAR.

APPROVALS

City Manager [Signature] Date 8/7/17
Finance Dept [Signature] Date 7/31/17
Risk Manager _____ Date _____
City Attorney _____ Date _____



CITY OF BOYNTON BEACH

REQUEST FOR PURCHASE OVER \$10,000

Date: 7/25/2017

Requesting Department: Streets Maintenance

Contact Person: Art Brode

Explanation for Purchase:

Equipment needed for the Streets Division for the Sign Shop and it measures the sign for retroreflectivity.

Recommended Vendor Tapco

Dollar Amount of Purchase \$11,352.50

Source for Purchase (check and attach backup materials):

Three Written Quotations ☐

GSA ☐

State Contract ☐

PRIDE/RESPECT ☐

SNAPS ☐

Sole Source ☒

Piggy-Back ☐

Budgeted Item ☐

Emergency Purchase ☐

Other ☐

Contract Number: _____

NOTE: Pricing proposal for purchase must be presented in the same detail contained within the contract.

Fund Source for Purchase:

001-2512-541-64-02

Approvals:

Department Head [Signature]

Date 7/26/17

Purchasing Agent [Signature]

Date 7/31/17

Asst City Manager _____

Date _____

City Manager [Signature]

Date 8/7/17

REQUEST FOR OFFICE ASSISTANCE

FROM: ART BRODE

Date: 7/25/17

***PRIORITY / DATE NEEDED BY:**

☐ Copy Work – Number of Copies: _____ [Double-sided / Collated & Stapled / _____]
Distribution: _____

☐ Type from the attached / transcription tape / email (to be forwarded upon request)

☐ Request for 121/Direct Pay Req. for the attached -

Vendor or Person to be reimbursed:

Account Number: _____

Project No.: _____

Request for Requisition -

Vendor:

TAPCO - ~~XXXXXX~~

Account Number: 001 - 2512 - 541 - 64 - 02 Project No.: _____

List Items w/Quantities & Unit Costs on the back of this request.

☐ Verbal Quotes (\$500 to \$1,999): Vendor: _____ Cost: _____
Vendor: _____ Cost: _____
Vendor: _____ Cost: _____

☐ Written Quotes (\$2,000 to \$9,999.99) – Attached.

☐ Written Quotes (\$10,000 to \$24,999) w/Purchases over \$10,000 Form – Attached.

☐ Bid/City (Over \$25,000): Bid # _____

☐ Bid/Other Entity (Over \$25,000): Bid #, Bid Eff. Dates, & Bid Quotes – Attached.

☐ File As: _____

☐ OTHER: _____

Special Instructions:

SOLE SOURCE Letter INCLUDED
RETROREFLECTOMETER - SIGN SHOP EQUIPMENT

THIS UNIT MEASURES THE SIGN FOR RETROREFLECTIVITY.

Request completed by: _____

Date completed: _____

Please sign and return this form to the Office Staff's Inbox; feel free to make any comments below.



5100 West Brown Deer Road • Brown Deer, WI 53223
Phone (800) 236-0112 • tapconet.com • Fax (800) 444-0331

SALES QUOTE

Customer Copy

Number	Q1710047
Date	7/24/2017
Page	1

COPY

Sell To Cust. C31852	City of Boynton Beach Warren Bazemore 222 NE 9th Ave BOYNTON BEACH, FL 33425 USA			Ship To Cust.	City of Boynton Beach Warren Bazemore 222 NE 9th Ave BOYNTON BEACH, FL 33425 USA		
Customer PO #		Expires	Slsp	Terms		Freight	Ship Via
		10/20/2017	Joanne Conrad	Net 30 DAYS		PREPAID	

Item	Description	Quantity	UM	Price	Extension
128380-1C	Retroreflectometer, GRX-1, TAPCO Unit w/Camera GPS, Barcode/QR Reader & Wireless Communication	1	EA	10,165.00	\$10,165.00
128386	GRX, MUTCD Library for automatic pass or fail evaluation Free Freight TAPCO US Communities Contract # 2013-100 Thank you so much! - Joanne Conrad Joanne@tapconet.com #877-827-2652	1	EA	1,187.50	\$1,187.50

Shipment within _____
Acceptance By _____
Date _____
By _____

Merchandise	Freight	Tax	Total
\$11,352.50	\$0.00	\$0.00	\$11,352.50

For terms and conditions, please visit: <http://www.tapconet.com/terms-and-conditions>



5100 W. Brown Deer Rd. Brown Deer, WI 53223
P 877.827.2652 F 800.444.0331
www.tapconet.com/digital | joanne@tapconet.com

RE: Delta RetroSign GRX Sole Source 10-3-2016

The DELTA RetroSign GRX Retroreflectometer family, is distributed, rented and maintained exclusively throughout North America by TAPCO. TAPCO has no dealers for sales and the repair/maintenance facility is located at TAPCO headquarters. A TAPCO employee is the sole source of factory repairs and trouble shooting in the US and Canada. There is no other entity that can provide factory service in North America.

The GRX complies with ASTM standards E1709/2540 for road signs and E1809 high visibility clothing..

RetroSign GRX is totally is configured to meet your requirements

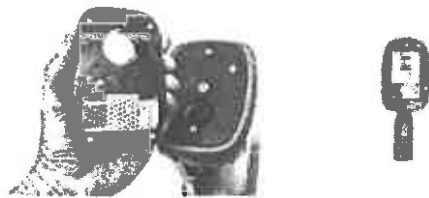
RetroSign GRX is available for measuring traffic signs, high visibility clothing, license plates and reflective tape.

RetroSign GRX features a 5" touch display.

RetroSign GRX offers a range of valuable features of which several are new to this kind of instrumentation. Technological advances allow instrument manufactures to add features which were not available or even possible in earlier generations of instrumentation to include and still keep the retroreflectometer small and lightweight.

RetroSign GRX is based on point aperture geometry. This is a geometry reflecting the driver's perceptual experience, when driving in 'real life'. An advantage of point aperture geometry is the ability to check if a direction sensitive retroreflective sheeting (micro-prismatic) has been mounted correctly on a sign – this is done by measuring the sign material in vertical and horizontal levels. The GRX has a built-in function to tell if, and how much, the instrument is rotated and if the instrument has been tilted when measuring, hence avoiding or at least reducing human errors in measurements. In addition, the GRX can report the orientation of the sign face and thereby inform the owner if the sign is exposed to high or low sunshine stress.

GRX has been designed to cover existing and envisaged future needs in relation to entrance and observation angles. The instrument is able to measure 7 observation angles simultaneously, the angles available being: 0.2°, 0.33°, 0.5°, 0.7°, 1.0°, 1.5° and 2.0°. Furthermore, the instrument has 7 entrance (also called illumination) angles available to cover the demands by different standards. The entrance angles -4°, +5°, +10°, +20°, +30°, +40° and +45° are provided by using different angle adapters, mounted on the front of the instrument. This makes it easy to adapt the GRX from one to another geometry. RetroSign GRX is first and foremost built for field work but the wide range of available angles will also make it suitable for most laboratory measurement work.

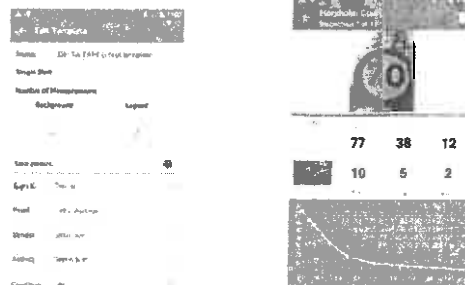


RetroSign GRX automatically identifies sign colors and calculates the contrast between the background and legend colors – a possible future standard requirement. In addition, the instrument is able to take pictures of a sign. Such features make a sign evaluation program much faster and easier to complete – and reduce the risks of incorrect results. Using the GRX App and tablet solution makes it possible to mark sign defects or damages and add damage specific information to the log file.

One of the new features of the GRX App is the possibility to download a sign library. With a sign library the instrument will in a semi-automatic way be able to tell, if a sign passes or fail requirements of the national standard. DELTA will initially launch a MUTCD library focusing on the US market.

RetroSign GRX operates with a measurement set-up consisting of templates, measurement series and inspections. *'Templates'* specify the data variables to be captured during an inspection; it consists of 13 predefined variables and the possibility to add further variables if needed. *'Measurement series'* is a grouping of inspections for e.g. a geographical area, a road or another defined area. *'Inspections'* are the measurements of the individual signs.

Measurement data can be transferred by USB to a PC for assessment in Excel or Google Earth or by Wi-Fi to the GRX App for storage, processing or mapping. With the use of a tablet, measured data can be sent to the company back-office instantly after the measurement program has been finished if required.



Each GRX instrument contains all the available features offered with the instrument, but availability of features is license-protected, allowing users to start with a low cost, feature restricted version of the instrument. If later, the need for additional features arises, these can easily be unlocked via the internet and made available to the user. In this way, GRX becomes a price flexible instrument solution but does not limit the user to the model initially purchased.

RetroSign GRX is an instrument of today and for tomorrow - not just a retroreflectometer. The instrument itself provides easy capture of all data relevant for performance evaluation of road traffic signs, high visibility clothing, license plates and retroreflective tapes. An optional App features an asset management solution for advanced data processing and presentations, including visual overview using Google Earth or other software mapping tools.

Parameter	Comment
Display screen type	5" WVGA color touch
Light Source	LED
Time between measurements	1 sec all angles
Number of observation angles	up to 7 angles
Number of entrance angles	1 fixed, 5 add.
Measuring area	25 mm / 0.98 inch
Functions, GPS	Yes built-in, optional
Range (cd/lux/m2)	0 - 2.000
Automatic color recognition	Yes
Color contrast measurement	Yes
Automatic stray light compensation	Yes
Picture of sign	Yes built-in, optional
Average function	Yes, 2 - 10
Instrument rotation and tilt	Yes built-in, optional
Sign facing / Built-in compass	Yes built-in, optional
Record temperature and humidity	Yes
Sign ID	Yes, many inform.
User ID	Yes
Language	Multi language
Barcode Reader	Yes built-in, optional
QR code reader	Yes built-in, optional
Remote control / Extension pole	Yes, 1.5 to 2.7 m***
Software for data processing	Yes, general**
Sign database /automatic pass-fail function	Yes, MUTCD, optional
App and table/PC support	Yes, iPad p.t.
Weight, size, handling	1.9 kg/4.2 lbs.
Modularity	Many options
Standard communication	USB****
Add on communication	Wi-Fi optional
Measures per battery loading	>1.000
Storage / Memory (no measurements)	>250000 / >2.000*
Exchangeable battery	Yes, Std. Bosch
Warranty	2 year
* without pictures / with pictures	
*** Activated by button on pole using Bluetooth	
***** Using USB cable	

TAPCO®
Safe travels.™

Joanne Conrad

Signmaking and Compliance Division Manager

Office: 262-649-5200

Cell: 414-406-5247

Fax: 904-217-4013

Joanne@tapconet.com

**PURCHASE ORDER
CITY OF BOYNTON BEACH, FLORIDA**

PROCUREMENT SERVICES DEPARTMENT
100 EAST BOYNTON BEACH BOULEVARD
P.O. BOX 310
BOYNTON BEACH, FLORIDA 33425-0310

P.O. #: 171352
DATE: 08/07/17

VENDOR 16757

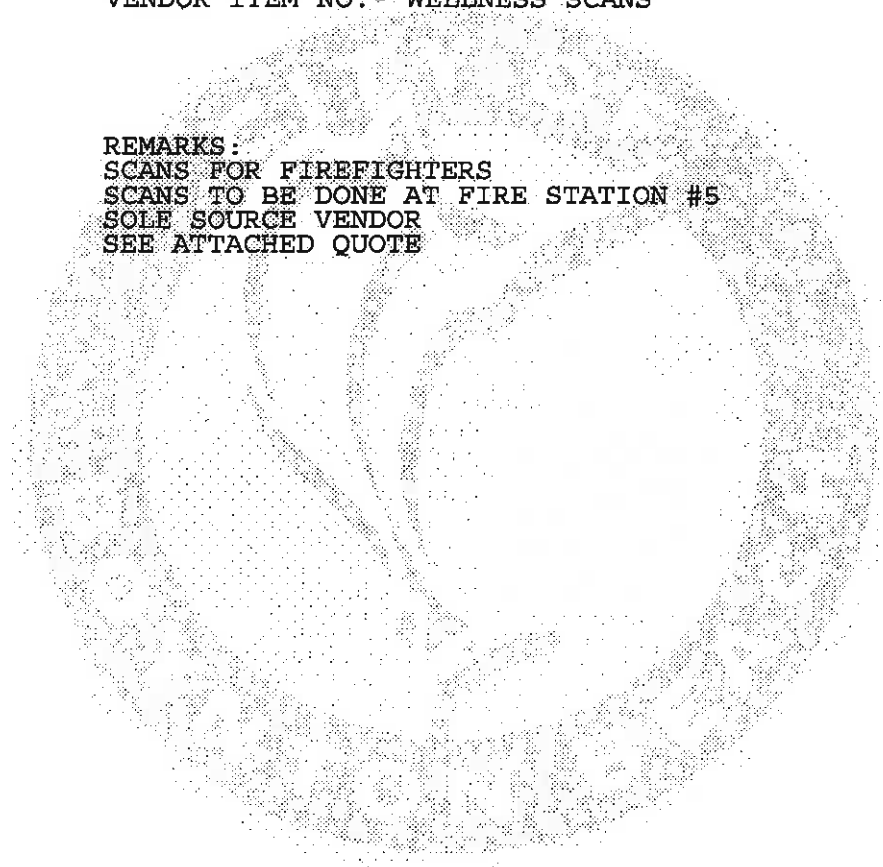
TO: LIFE SCAN WELLNESS CENTERS
LIFE EXTENSION CLINICS
1011 NORTH MACDILL AVE.
TAMPA, FL 33607

SHIP TO:
City of Boynton Beach
FIRE STATION NO. 5
2080 HIGH RIDGE ROAD
BOYNTON BEACH, FL 33426

REQUISITION NO. 69499	ORDERING DEPARTMENT: OUIDA/ FIRE		INQUIRIES REGARDING PURCHASE ORDER CALL (561)742-6310
DATE NEEDED:	BID NO:	COMMISSION APPROVED:	

LINE#	QUANTITY UOM	ITEM NO. AND DESCRIPTION	UNIT COST	EXTENDED COST
1	45.00 EA	WELLNESS EXAMS/ SCANS FOR FIREFIGHTERS VENDOR ITEM NO.- WELLNESS SCANS	380.0000	17100.00

REMARKS:
SCANS FOR FIREFIGHTERS
SCANS TO BE DONE AT FIRE STATION #5
SOLE SOURCE VENDOR
SEE ATTACHED QUOTE



PROCUREMENT SERVICES:	<i>[Signature]</i> 8/7/17	P.O. TOTAL:	17100.00
ACCOUNT NO. 001-2210-522.31-20	PROJECT		

PURCHASE REQUISITION NBR: 0000069499

STATUS: INSUFFICIENT FUNDS
REASON: SCANS FOR FIREFIGHTERS

REQUISITION BY: OUIDA/ FIRE
SHIP TO LOCATION: FIRE STATION 5/EOC

DATE: 7/20/17
DELIVER BY DATE: 7/28/17

SUGGESTED VENDOR: 16757 LIFE SCAN WELLNESS CENTERS

LINE NBR	DESCRIPTION	QUANTITY	UOM	UNIT COST	EXTEND COST	VENDOR PART NUMBER
1	WELLNESS EXAMS/ SCANS FOR FIREFIGHTERS COMMODITY: SECURITY FIRE SAFETY SERV SUBCOMMOD: FIRE & SAFETY SERVICES	45.00	EA	380.0000	17100.00	WELLNESS SCANS

REQUISITION TOTAL: 17100.00

ACCOUNT INFORMATION

LINE # ACCOUNT
1 00122105223120 PROFESSIONAL SERVICES
PHYSICIAN EXAMS

PROJECT
100.00

AMOUNT
17100.00

17100.00

REQUISITION IS IN THE CURRENT FISCAL YEAR.

REQUISITION COMMENTS:

Please see attached letter from Life Scan Wellness Center.

Respectfully,

Ouida

Scans will be
done @ FS#5.

Tim.

This acct has
a deficit of \$39,754.66

APPROVALS

City Manager [Signature] Date 8/7/17
Finance Dept. [Signature] Date 8/2/17
Risk Manager [Signature] Date 8-1-17
City Attorney [Signature] Date

OK?
OK we will have dept
100K at an l.f.s. in
Aug + make Adj.
Jim



CITY OF BOYNTON BEACH
REQUEST FOR PURCHASE OVER \$10,000

Date: 8/1/2017

Requesting Department: Fire Rescue

Contact Person: Ouida

Explanation for Purchase:

Wellness Exams for all Firefighters/ Fire Department.

Recommended Vendor Life Scan Wellness Centers

Dollar Amount of Purchase

Source for Purchase (check and attach backup materials):

Three Written Quotations

☐

GSA

☐

State Contract

☐

PRIDE

☐

SNAPS

☐

RESPECT

☐

Piggy-Back

☐

Sole Source

☒

Emergency Purchase

☐

Other

☐

Contract Number: _____

NOTE: Pricing proposal for purchase must be presented in the same detail contained within the contract.

Fund Source for Purchase:

Acct. #001-2210-522-31-20

Approvals:

Department Head

[Signature]

Date

8/1/2017

Purchasing Agent

[Signature]

Date

8/2/17

Asst City Manager

Date

City Manager

[Signature]

Date

8/1/17

Quote For 2017

Customer Information

Boynton Beach

Date: 5/19/2017

Address:

City State Zip:

City State Zip:
Phone Number:

[illegible]

QUANTITY	DESCRIPTION	UNIT PRICE	AMOUNT
45	Wellness Exams	\$380.00	\$17,100.00
	PPD	\$10.00	\$0.00
	Quantiferon	\$64.00	\$0.00
	Hazmat w/o chol	\$60.00	\$0.00
		SUBTOTAL	
		TAX RATE	
		SALES TAX	-
		SHIPPING & HANDLING	-
		TOTAL	\$17,100

Page 172 of 678

Boynton Beach Fire Rescue
Fire Chief Glenn Joseph

May 10, 2017

Sole Source Letter

Life Scan Wellness Centers is the sole provider of the Life Scan Wellness Program for public safety which has unique characteristics that are essential to perform the health, wellness, and fitness evaluations for your firefighters.

The Life Scan public safety physical is an integrated medical approach to occupational exams that combines NFPA 1582 physicals, NFPA 1583/Wellness Fitness Initiative fitness evaluations, and OSHA 1910.134 Respirator Medical Clearance and Mask Fit Testing with advanced medical assessments for the early detection of the major diseases such as heart disease, stroke, cancer, diabetes, and aneurysms before they reach a catastrophic level. It provides your employees with a thorough assessment of their health as well as recommendations for achieving and maintaining long term health and managing medical risks. Each Life Scan physical exam follows the guidelines of NFPA 1582, FDLE, OSHA, and the IAFF/IAFC Health and Wellness Initiative and yet has the added-value benefit of ultrasound imaging assessments of the internal organs and cardiovascular system, more extensive laboratory blood profiles, diet and nutritional analysis, a state-of-the-art fitness evaluation, and a personalized wellness plan.

The Life Scan program also has the unique ability to perform all aspects of our program on-site at a location provided by the Panama City Fire Department. This includes blood draws, X-rays, physical, ultrasound imaging, cardiopulmonary testing, and fitness evaluations.

I appreciate your consideration and look forward to continuing to provide Boynton Beach Fire Rescue with our Life Scan Wellness Program for your firefighter physicals.

Sincerely,

Patricia Johnson

Patricia Johnson, CEO

Form

W-9(Rev. December 2011)
Department of the Treasury
Internal Revenue Service**Request for Taxpayer
Identification Number and Certification**Give Form to the
requester. Do not
send to the IRS.Print or type
See Specific Instructions on page 2.

Name (as shown on your income tax return)

Life Extension Clinics, Inc.

Business name/disregarded entity name, if different from above

Life-Scan Wellness Centers

Check appropriate box for federal tax classification:

☐ Individual/sole proprietor ☐ C Corporation ☒ S Corporation ☐ Partnership ☐ Trust/estate☐ Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=partnership) ▶☐ Exempt payee☐ Other (see instructions) ▶

Address (number, street, and apt. or suite no.)

1011 North Macdill Avenue

City, state, and ZIP code

Tampa, FL 33607

List account number(s) here (optional)

Requester's name and address (optional)

Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on the "Name" line to avoid backup withholding. For individuals, this is your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the Part I instructions on page 3. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN* on page 3.

Note. If the account is in more than one name, see the chart on page 4 for guidelines on whose number to enter.

Social security number

			-			-			
--	--	--	---	--	--	---	--	--	--

Employer identification number

5	9	-	3	5	3	0	2	2	8
---	---	---	---	---	---	---	---	---	---

Part II Certification

Under penalties of perjury, I certify that:

- The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me), and
- I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding, and
- I am a U.S. citizen or other U.S. person (defined below).

Certification instructions. You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions on page 4.

**Sign
Here**Signature of
U.S. person ▶

Date ▶

1/24/17

General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.

Purpose of Form

A person who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) to report, for example, income paid to you, real estate transactions, mortgage interest you paid, acquisition or abandonment of secured property, cancellation of debt, or contributions you made to an IRA.

Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN to the person requesting it (the requester) and, when applicable, to:

- Certify that the TIN you are giving is correct (or you are waiting for a number to be issued),
- Certify that you are not subject to backup withholding, or
- Claim exemption from backup withholding if you are a U.S. exempt payee. If applicable, you are also certifying that as a U.S. person, your allocable share of any partnership income from a U.S. trade or business is not subject to the withholding tax on foreign partners' share of effectively connected income.

Note. If a requester gives you a form other than Form W-9 to request your TIN, you must use the requester's form if it is substantially similar to this Form W-9.

Definition of a U.S. person. For federal tax purposes, you are considered a U.S. person if you are:

- An individual who is a U.S. citizen or U.S. resident alien,
- A partnership, corporation, company, or association created or organized in the United States or under the laws of the United States,
- An estate (other than a foreign estate), or
- A domestic trust (as defined in Regulations section 301.7701-7).

Special rules for partnerships. Partnerships that conduct a trade or business in the United States are generally required to pay a withholding tax on any foreign partners' share of income from such business. Further, in certain cases where a Form W-9 has not been received, a partnership is required to presume that a partner is a foreign person, and pay the withholding tax. Therefore, if you are a U.S. person that is a partner in a partnership conducting a trade or business in the United States, provide Form W-9 to the partnership to establish your U.S. status and avoid withholding on your share of partnership income.

PURCHASE ORDER CITY OF BOYNTON BEACH, FLORIDA

PROCUREMENT SERVICES DEPARTMENT
100 EAST BOYNTON BEACH BOULEVARD
P.O. BOX 310
BOYNTON BEACH, FLORIDA 33425-0310

P.O. #: 171363
DATE: 08/09/17


VENDOR 1863

TO: MARTIN FENCE CO.
862 13TH STREET
LAKE PARK, FL 33403-2383

SHIP TO:
City of Boynton Beach
EAST UTILITY ADMIN
124 E. WOOLBRIGHT ROAD
BOYNTON BEACH, FL 33435

REQUISITION NO. 69566	ORDERING DEPARTMENT: UTIL LIFT STATIONS/MR	INQUIRIES REGARDING PURCHASE ORDER CALL (561)742-6310
DATE NEEDED:	BID NO: COMMISSION APPROVED:	

LINE#	QUANTITY UOM	ITEM NO. AND DESCRIPTION	UNIT COST	EXTENDED COST
1	1004.00 DL	LIFT STATION 206 ITEM #87 END POST WITH HOOK UP 2 each @ 242.00= \$484.00 ITEM #96 DOUBLE SWING GATE 12ft \$400.00 ITEM #223 REMOVE 6' FENCE up tp 100L.F. (12) \$120.00	1.0000	1004.00
2	4854.00 DL	LIFT STATION 315 Item #77 Gauge Fencing Fabric 64L.F. at \$25.00= 1600 Item #87 End post with Hookup 4 each at 242.00= \$968.00 Item #88 Corner Post with hookup 3 each at \$282.00= \$846.00 Item #96 Double Swing gate 12' 2 each at \$400.00= \$800.00 Item #223 Remove 6' fence 64L.F at 10.00 per totaling \$640.00	1.0000	4854.00
3	4847.00 DL	LIFT STATION 317 Item # 77 9 Gauge fencing Fabric 81L.F. at \$25= \$2025.00 Item # 87 End Post with Hookup 2 each at \$242.00= \$484.00 Item #88 Corner Post with Hookup 4 each at \$282.00= 1128.00 Item #99 24ft Wide Gate Opening \$400.00 Item #223 Remove 6' Fence 81L.F = \$810.00	1.0000	4847.00

PROCUREMENT SERVICES:		P.O. TOTAL:
ACCOUNT NO. 401-2816-536.46-10	PROJECT	

PURCHASE ORDER CITY OF BOYNTON BEACH, FLORIDA

PROCUREMENT SERVICES DEPARTMENT
100 EAST BOYNTON BEACH BOULEVARD
P.O. BOX 310
BOYNTON BEACH, FLORIDA 33425-0310

P.O. #: 171363
DATE: 08/09/17

VENDOR 1863

TO: MARTIN FENCE CO.
862 13TH STREET
LAKE PARK, FL 33403-2383

SHIP TO:
City of Boynton Beach
EAST UTILITY ADMIN
124 E. WOOLBRIGHT ROAD
BOYNTON BEACH, FL 33435

REQUISITION NO. 69566	ORDERING DEPARTMENT: UTIL LIFT STATIONS/MR	INQUIRIES REGARDING PURCHASE ORDER CALL (561)742-6310
DATE NEEDED:	BID NO:	COMMISSION APPROVED:

LINE#	QUANTITY UOM	ITEM NO. AND DESCRIPTION	UNIT COST	EXTENDED COST
4	1118.00 DL	LIFT STATION 504 Item #87 End post with hookup Vinyl Coated 2 at \$299.00= \$598.00 Item #96 Gate Double Swing 12' quantity = \$400.00 Item #223 remove 6' Fence 12' at 10 each= \$120.00	1.0000	1118.00
5	1118.00 DL	LIFT STATION 700 Item #97 End Post with Hookup Vinyl Coated 2 at \$299.00= \$598.00 Item #96 Gate Double swing 12' =\$400.00 Item # 223 Remove 6' Fence 12 at \$10.00= \$120.00	1.0000	1118.00
6	2006.00 DL	LIFT STATION 712 Item #82 6 Gauge Fencing Fabric 16L.F at \$34.00= \$544.00 Item # 88 Corner Post with Hookup 2 each at \$352.00= \$704.00 Item. # 223 Remove of 6' Fence 16L.F at \$10.00= \$160.00	1.0000	2006.00
7	3237.00 DL	LIFT STATION 714 Item #77 9 Gauge Fencing Fabric 35L.F at \$25.00= \$875.00 Item #87 End Post with Hookup Galvanized 2 each at \$242.00= \$484.00 Item #88 Corner Post with Hookup 4each at \$282.00= \$1128.00 Item #96 Double Swing Gate 12'=\$400.00	1.0000	3237.00

PROCUREMENT SERVICES:	<i>[Signature]</i> 8/9/17	P.O. TOTAL:
ACCOUNT NO. 401-2816-536.46-10	PROJECT	

PURCHASE ORDER CITY OF BOYNTON BEACH, FLORIDA

PROCUREMENT SERVICES DEPARTMENT
100 EAST BOYNTON BEACH BOULEVARD
P.O. BOX 310
BOYNTON BEACH, FLORIDA 33425-0310

P.O. #: 171363
DATE: 08/09/17

VENDOR 1863


TO: MARTIN FENCE CO.
862 13TH STREET
LAKE PARK, FL 33403-2383

SHIP TO:
City of Boynton Beach
EAST UTILITY ADMIN
124 E. WOOLBRIGHT ROAD
BOYNTON BEACH, FL 33435

REQUISITION NO. 69566	ORDERING DEPARTMENT: UTIL LIFT STATIONS/MR		INQUIRIES REGARDING PURCHASE ORDER CALL (561)742-6310
DATE NEEDED:	BID NO:	COMMISSION APPROVED:	

LINE#	QUANTITY	UOM	ITEM NO. AND DESCRIPTION	UNIT COST	EXTENDED COST
			Item 223 Remove 6' Fence 35L.F. at \$10.00=\$350.00		
8	1004.00	DL	LIFT STATION 807 Item #87 End Post with Hookup 2 \$242.00= \$484.00 Item. #96 Double Swing Gate 12'=\$400.00 Item #223 Remove 6' Fence 12 at \$10.00= \$120.00	1.0000	1004.00

REMARKS:
REPLACE & REPAIR GATES AT LIFT STATIONS 206,315,
317,504,700,712,714 & 807.
PIGGYBACK TOWN OF DAVIE BID #B-12-76
R2015-242, TERM: 10/18/15 - 10/17/18
SEE ATTACHED QUOTES.

PROCUREMENT SERVICES:		P.O. TOTAL: 19188.00
ACCOUNT NO. 401-2816-536.46-10	PROJECT	

PURCHASE REQUISITION NBR: 0000069566

REQUISITION BY: UTIL LIFT STATIONS/MR
SHIP TO LOCATION: EAST UTILITY ADMIN

STATUS: DEPT APPROVAL
REASON: REPLACE AND REPAIR GATES AT LIFT STATIONS:
SUGGESTED VENDOR: 1863 MARTIN FENCE CO.

DATE: 8/01/17
DELIVER BY DATE: 8/11/17

LINE	DESCRIPTION	QUANTITY	UOM	UNIT COST	EXTEND COST	VENDOR PART NUMBER
7	40128165364610 REPAIR/MAINTENANCE SRVS. BUILDING REPAIRS					
8	40128165364610 REPAIR/MAINTENANCE SRVS. BUILDING REPAIRS					

REQUISITION IS IN THE CURRENT FISCAL YEAR.

REQUISITION COMMENTS:
206, 315, 317, 504, 700, 712, 714, and 807

Town of Davis Contract R-2012-237 good through 10/18.

R2615-242 Term: 10/18/15 - 10/17/18

B-12-76

APPROVALS

City Manager [Signature] Date 8/7/17
Finance Dept [Signature] Date 8/9/17
Risk Manager [Signature] Date 8-4-17
City Attorney _____ Date _____

PURCHASE REQUISITION NBR: 0000069566

REQUISITION BY: UTIL LIFT STATIONS/MR

STATUS: DEPT APPROVAL

REASON: REPLACE AND REPAIR GATES AT LIFT STATIONS:

SHIP TO LOCATION: EAST UTILITY ADMIN

SUGGESTED VENDOR: 1863 MARTIN FENCE CO.

DATE: 8/01/17

DELIVER BY DATE: 8/11/17

LINE
NBR DESCRIPTION

QUANTITY UOM

UNIT
COST EXTEND
COST

VENDOR PART NUMBER

1	LIFT STATION 206	1004.00	DL	1.0000	1004.00	
	ITEM #87 END POST WITH HOOK UP 2 each @ 242.00=					
	\$484.00					
	ITEM #96 DOUBLE SWING GATE 12ft \$400.00					
	ITEM #223 REMOVE 6' FENCE up tp 100L.F. (12)					
	\$120.00					
	COMMODITY: ROADSIDE,GRNDS,REC, PARK					
	SUBCOMMOD: FENCE INSTALL & REPAIR					
2	LIFT STATION 315	4854.00	DL	1.0000	4854.00	
	ITEM #77 Gauge Fencing Fabric 64L.F. at \$25.00=					
	1600					
	ITEM #87 End post with Hookup 4 each at 242.00=					
	\$968.00					
	ITEM #88 Corner Post with hookup 3 each at					
	\$282.00= \$846.00					
	ITEM #96 Double Swing gate 12' 2 each at \$400.00=					
	\$800.00					
	ITEM #223 Remove 6' fence 64L.F at 10.00 per					
	totaling \$640.00					
	COMMODITY: ROADSIDE,GRNDS,REC, PARK					
	SUBCOMMOD: FENCE INSTALL & REPAIR					
3	LIFT STATION 317	4847.00	DL	1.0000	4847.00	
	ITEM # 77 9 Gauge fencing Fabric 81L.F. at \$25=					
	\$2025.00					
	ITEM # 87 End Post with Hookup 2 each at \$242.00=					
	\$484.00					
	ITEM #88 Corner Post with Hookup 4 each at					
	\$282.00= 1128.00					
	ITEM #99 24ft Wide Gate Opening \$400.00					
	ITEM #223 Remove 6' Fence 81L.F = \$810.00					
	COMMODITY: ROADSIDE,GRNDS,REC, PARK					
	SUBCOMMOD: FENCE INSTALL & REPAIR					
4	LIFT STATION 504	1118.00	DL	1.0000	1118.00	
	ITEM #87 End post with hookup Vinyl Coated 2 at					
	\$299.00= \$598.00					
	ITEM #96 Gate Double Swing 12' quantity=\$400.00					
	ITEM #223 remove 6' Fence 12' at 10 each= \$120.00					
	COMMODITY: ROADSIDE,GRNDS,REC, PARK					
	SUBCOMMOD: FENCE INSTALL & REPAIR					
5	LIFT STATION 700	1118.00	DL	1.0000	1118.00	
	ITEM #97 End Post with Hookup Vinyl Coated 2 at					
	\$299.00= \$598.00					
	ITEM #96 Gate Double Swing 12'=\$400.00					
	ITEM # 223 Remove 6' Fence 12 at \$10.00= \$120.00					
	COMMODITY: ROADSIDE,GRNDS,REC, PARK					
	SUBCOMMOD: FENCE INSTALL & REPAIR					



CITY OF BOYNTON BEACH

REQUEST FOR PURCHASE OVER \$10,000

Date: 2-Aug-17

Requesting Department: Utilities-Pumping Contact Person: Jim Hart

Explanation for Purchase:

Replace and Repair Gates at Lift Stations: 206, 315, 317, 504, 700, 712, 714, and 807
Town of Davie Contract R-2012-237

Recommended Vendor Martin Fence Co. 1863

Dollar Amount of Purchase \$19,188.00

Source for Purchase (check and attach backup materials):

Three Written Quotations

☐

GSA

☐

State Contract

☐

PRIDE/RESPECT

☐

SNAPS

☐

Sole Source

☐

Piggy-Back

☒

Budgeted Item

☐

Emergency Purchase

☐

Other

☐

Contract Number: Town of Davie R-2012-237 B-12-76 R 2015-242

NOTE: Pricing proposal for purchase must be presented in the same detail contained within the contract.

Fund Source for Purchase:

401-2816-536-4610

Approvals:

Department Head

Date

8/2/17

Purchasing Agent

Date

8/6/17

Asst City Manager

Date

8/9/17

City Manager

Date

8/9/17

REQUEST FOR REQUISITION

H.T.E. ENTRY DATE:	08/01/2017
H.T.E. REQUISITION #	69566
Clerk:	MR
Procurement Ass't:	
Director:	<i>[Signature]</i> 8/2/17
City Manager (non budgeted capital and/or \$5000+):	

REASON FOR PURCHASE:			
Replace and Repair Gates at Lift Stations: 206, 315, 317, 504, 700, 712, 714, and 807			
Town of Davie Contract R-2012-237			
VENDOR INFORMATION:		DIVISION:	
Name: Martin Fence Co		Admin. ()	OTHER INFORMATION:
Address: 862 13 th Street		Engineering ()	Date: 07/24/2017
Lake Park, Florida		Cust. Rel. ()	ASAP (X)
		Distribution ()	Date Needed: 08/11/2017
Phone (contact): 561-848-2688		Water Qual. ()	Confirm. ()
		Pumping ()	ASAP/Conf. ()
Vendor Number :1863		PWTreat. ()	BACKUP DOCS. SUBMITTED:
		Meter Serv. ()	Quotes/Verbal ()
INITIATOR: Jim Hart		Sewage ()	Quotes/Written ()
APPROVED:		Strmwtr. ()	Bid Docs. (X)
			Sole Source Ltr. ()
			DELIVERY:
			E. Admin. 40 (X)
			E. WTP 41 ()
			W. WTP 42 ()
			P/U 99 ()
			Special Instructions:
			Project Number:

Quan.	Unit Price	Description & Part Number	Fund	Dept	Basic	Elem	Obj	Amount
1	\$1004.00	Lift Station # 206 ITEM #87 END POST WITH HOOK UP 2 each @ 242.00= \$484.00 ITEM #96 DOUBLE SWING GATE 12ft \$400.00 ITEM #223 REMOVE 6'FENCE up tp 100L.F. (12) \$120.00	401	2816	536	46	10	\$1004.00
1	\$4854.00	Lift Station # 315 Item #77 Gauge Fencing Fabric 64L.F. at \$25.00= 1600 Item #87 End post with Hookup 4 each at 242.00= \$968.00 Item #88 Corner Post with hookup 3 each at \$282.00= \$846.00 Item #96 Double Swing gate 12' 2 each at \$400.00= \$800.00 Item #223 Remove 6' fence 64L.F at 10.00 per totaling \$640.00	401	2816	536	46	10	\$4854.00

1	\$4847.00	Lift Station # 317 Item # 77 9 Gauge fencing Fabric 81L.F. at \$25= \$2025.00 Item # 87 End Post with Hookup 2 each at \$242.00= \$484.00 Item #88 Corner Post with Hookup 4 each at \$282.00= 1128.00 Item #99 24ft Wide Gate Opening \$400.00 Item #223 Remove 6' Fence 81L.F. = \$810.00	401	2816	536	46	10	\$4847.00
1	\$1118.00	Lift Station #504 Item #87 End post with hookup Vinyl Coated 2 at \$299.00= \$598.00 Item #96 Gate Double Swing 12' quantity =\$400.00 Item #223 remove 6' Fence 12' at 10 each= \$120.00	401	2816	536	46	10	\$1118.00
1	\$11180.00	Lift Station #700 Item #97 End Post with Hookup Vinyl Coated 2 at \$299.00= \$598.00 Item #96 Gate Double swing 12' =\$400.00 Item # 223 Remove 6' Fence 12 at \$10.00= \$120.00	401	2816	536	46	10	\$1118.00
1	\$2006.00	Lift Station #712 Item #82 6 Gauge Fencing Fabric 16L.F at \$34.00= \$544.00 Item # 88 Corner Post with Hookup 2 each at \$352.00= \$704.00 Item. # 223 Remove of 6' Fence 16L.F at \$10.00= \$160.00	401	2816	536	46	10	\$2006.00
1	\$3237.00	Lift Station # 714 Item #77 9 Gauge Fencing Fabric 35L.F at \$25.00= \$875.00 Item #87 End Post with Hookup Galvanized 2 each at \$242.00= \$484.00 Item #88 Corner Post with Hookup 4each at \$282.00= \$1128.00 Item #96 Double Swing Gate 12'=\$400.00 Item 223 Remove 6' Fence 35L.F. at \$10.00=\$350.00	401	2816	536	46	10	\$3237.00
1	\$1004.00	Lift Station #807 Item #87 End Post with Hookup 2 \$242.00= \$484.00 Item. #96 Double Swing Gate 12'=\$400.00 Item #223 Remove 6' Fence 12 at \$10.00= \$120.00	401	2816	536	46	10	\$1004.00
		TOTAL	401	2816	536	46	10	\$19188.00

The City of Boynton Beach



Utilities Department
124 E. Woolbright Road
Boynton Beach, Florida 33435
Phone (561) 742-6400
FAX: (561) 742-6298

OFFICE OF THE DIRECTOR OF UTILITIES

QUOTATIONS

ITEMS REQUESTED:

Replace and Repair Gates at Lift Stations: 206, 315, 317, 504, 700, 712, 714, and 807

Town of Davie Contract R-2012-237

VENDOR #1: Martin Fence Co.

DATE: 07/24/2017

CONTACT PERSON: Robert Greene

PHONE NUMBER: 561-848-2688

QUOTE: \$19188.00

VENDOR#2:

DATE:

CONTACT PERSON:

PHONE NUMBER:

QUOTE:

VENDOR #3:

DATE:

CONTACT PERSON:

PHONE NUMBER:

QUOTE:

ATTACH THE ABOVE QUOTATIONS TO REQUISITION AND SEND TO
PURCHASING DEPT.



PHONE: 561-848-2688 • FAX: 561-848-4466
TOLL FREE: 1-877-777-3212
862 13TH STREET, LAKE PARK, FLORIDA 33403-2383
LIC. # U10591

SOLD TO: Name BRYANTON BAK. UTILITIES SHIP TO: 151206
Address 174 E. WOODBRIKE 55 7th ST + KOPNER DR.
City BRYANTON BAK. 33435 OFF FRED A WY SA OF BBBWD.
Phone _____ Business 742-6422 Total Footage _____
Contact VIN AART Cell _____ Pager _____

Fence 6' GALV + TANGS ☐ Top Rail Level ☐ Follow Contour ☐ Barb Up ☐ Knuckle Up
Top Rail 1 1/8" GALV.
Line Posts 2 1/2" GALV.
Cor. Posts 3" GALV.
Gate Posts 3" GALV.
Gates 16' 6' x 12'

TOWN OF SAVIE CONTRACT B-12-76
ITEM # 87 END POST WITH HOOKUP 20' 0 1/2" = 400.
96 DOUBLE SWING GATE 12' 1 0 1/2" = 400.
223 REMOVE 6' FENCE 12' 0 1/2" = 120.
TOTAL \$1004.-

Tension Wire 7 GA. GALV.
Core Drills _____
Panelweave 6 TAN PDS
SLATS.

Customer authorizes the installation of the fence in accordance with the sketch and any attached specifications and agrees to assume all liability and responsibility for accuracy of sketches.

All fence lines must be cleared by customer or a fee will be charged - \$75 per hour/minimum of 1 hour.

Total Price \$1004.- Approx. Delivery Date _____
Less Deposit _____ Week of: 2 WEEKS ARO.
C.O.D. on Completion \$1004.-

This contract subject to Terms and Conditions on reverse side. Oral representation's cannot be relied on. No modifications to this contract will be honored unless in writing and signed by both parties.

Customer _____

I hereby acknowledge the satisfactory completion of the above described work.

Salesman [Signature]

Customer _____

Per _____



**MARTIN
FENCE CO.**

PHONE: 561-848-2688 • FAX: 561-848-4466
TOLL FREE: 1-877-777-3212
862 13TH STREET, LAKE PARK, FLORIDA 33403-2383
LIC. # U10591

SOLD TO: Name BRYANTON BAK. UTILITIES SHIP TO: NE 26th AVE & NE 4th ST
Address 124 E WOODBRIGHT AVE. ACCESS RD.
City BRYANTON BAK. 33435 LS #315
Phone _____ Business 742-6422 Total Footage _____
Contact TIM HART Cell _____ Pager _____

Fence 6' galv. + woven slats ☐ Top Rail Level ☐ Follow Contour ☐ Barb Up ☐ Knuckle Up

Top Rail 1 1/8" galv.

Line Posts 2 1/2" galv.

Cor. Posts 3" galv.

Gate Posts 3" galv.

Gates 2E 6' x 282

Tension Wire 2 galv.

Core Drills _____

Panelweave 6' woven

PDS SLATS

TOWN OF SARDIS CONTRACT # B-12-76

ITEM # 77 6' GALVANIZED FENCE 4415' @ 25 = 1600.

87 END POST WITH HOOKUP 4EA @ 242 = 968.

88 CORNER POST WITH HOOKUP 3EA @ 282 = 846.

96 DOUBLE SWING GATE 12' 20EA @ 400 = 800.

123 REMOVE 6' FENCE 6465' @ 10 = 6465.

TOTAL 4854.

Customer authorizes the installation of the fence in accordance with the sketch and any attached specifications and agrees to assume all liability and responsibility for accuracy of sketches.

All fence lines must be cleared by customer or a fee will be charged - \$75 per hour/minimum of 1 hour.

Total Price \$4854.- Approx. Delivery Date _____

Less Deposit _____ Week of: JUN 15 A.D.

C.O.D. on Completion \$4854.-

This contract subject to Terms and Conditions on reverse side. Oral representation's cannot be relied on. No modifications to this contract will be honored unless in writing and signed by both parties.

Customer _____
Salesman [Signature] Customer _____
I hereby acknowledge the satisfactory completion of the above described work.

Per _____



**MARTIN
FENCE CO.**

PHONE: 561-848-2688 • FAX: 561-848-4466
TOLL FREE: 1-877-777-3212
862 13TH STREET, LAKE PARK, FLORIDA 33403-2383
LIC. # U10591

Date 7-24-17

SOLD TO: Name BAYVIEW BAY HOMES SHIP TO: LS 517

Address 104 E WOODBRIAR CONCRETE & BR BRVD

City BAYVIEW BAY 33435 NW CORNER BEACH BL

Phone _____ Business 742 6422 Total Footage _____

Contact TIM HART Cell _____ Pager 408-0667-45

Fence 6' GALV. W/ WOOD SLATS ☐ Top Rail Level ☐ Follow Contour ☐ Barb Up ☐ Knuckle Up

Top Rail 1 1/2" GALV.

Line Posts 2 1/2" GALV.

Cor. Posts 3" GALV.

Gate Posts 3" GALV.

Gates 100' 6' x 24' DD.

Tension Wire 7 ga. GALV.

Core Drills _____

Panelweave WOODEN PDS

SLATS

TOWN OF DAVIE CONTRACT B-12-76.
ITEM # 77 9ga. FENCING GALVANIZED 81 L.F. @ 25. = 2025.
87 END POST WITH HOOKUP 20A. @ 24.2 = 484.
88 CORNER POST WITH HOOKUP 4A. @ 280. = 1120.
99 GATE DOUBLE SWING 24' opening 1 @ 400. = 400.
223 REMOVE 6' FENCE 81' @ 10. = 810.
TOTAL. \$4849.00

Customer authorizes the installation of the fence in accordance with the sketch and any attached specifications and agrees to assume all liability and responsibility for accuracy of sketches.

All fence lines must be cleared by customer or a fee will be charged - \$75 per hour/minimum of 1 hour.

Total Price \$4849.00 Approx. Delivery Date _____

Less Deposit _____ Week of: 2 WKS

C.O.D. on Completion \$4849.00

This contract subject to Terms and Conditions on reverse side. Oral representation's cannot be relied on. No modifications to this contract will be honored unless in writing and signed by both parties.

Customer _____
Salesman [Signature]
Customer _____

I hereby acknowledge the satisfactory completion of the above described work.



**MARTIN
FENCE CO.**

PHONE: 561-848-2688 • FAX: 561-848-4466

TOLL FREE: 1-877-777-3212

862 13TH STREET, LAKE PARK, FLORIDA 33403-2383

LIC. # U10591

SOLD TO: Name DAWTON BAY UTILITIES. SHIP TO: LS. 504
Address 124 E. WOODBRIAR BL. REMANANCE COMMAND'S. W side
City DAWTON BAY. 33435 NE SIDE OF TARGET.
Phone _____ Business 742-6422 Total Footage _____
Contact JIM HART. Cell _____ Pager _____

Fence 6' 690 BLACK
Top Rail 1 1/2" BLACK
Line Posts 2 1/2" BLACK
Cor. Posts 3" BLACK
Gate Posts 3" BLACK
Gates 1 1/2" 6' 12' DD BL.

☐ Top Rail Level ☐ Follow Contour ☐ Barb Up ☐ Knuckle Up

TOWN OF DAWIE CONTRACT B-12-76
FROM #67 END PLS WITH HOOKUP 2200294. = 598.
#96 GATE DAWIE SWING 12' 10 400. = 400.
#223 REMOVE 6' FENCE 12' 010. = 120.-
TOTAL 1118.-

Tension Wire 690 BOTTOM
Core Drills _____
Panelweave _____

Customer authorizes the installation of the fence in accordance with the sketch and any attached specifications and agrees to assume all liability and responsibility for accuracy of sketches.

All fence lines must be cleared by customer or a fee will be charged - \$75 per hour/minimum of 1 hour.

Total Price \$1118.- Approx. Delivery Date _____

Less Deposit _____ Week of: 2/25/05

C.O.D. on Completion \$1118.00

This contract subject to Terms and Conditions on reverse side. Oral representation's cannot be relied on. No modifications to this contract will be honored unless in writing and signed by both parties.

Customer _____

I hereby acknowledge the satisfactory completion of the above described work.

Salesman [Signature]

Customer _____

Per _____



**MARTIN
FENCE CO.**

PHONE: 561-848-2688 • FAX: 561-848-4466
TOLL FREE: 1-877-777-3212
862 13TH STREET, LAKE PARK, FLORIDA 33403-2383
LIC. # U10591

Date 7.24.17
SOLD TO: Name BOWMAN BOH UTILITIES SHIP TO: LS. # 700
Address 124 E WOODBRIDGE LN RENAISSANCE CONDOMS
City CANTON BEACH 33435 BLVD. 50 WEST SIDE
Phone _____ Business 742-6422 Total Footage _____
Contact Tom Hart Cell _____ Pager HART @ BBFL-45

Fence 6' bpa. black
Top Rail 15' 8" Bl.
Line Posts 712' Bl.
Cor. Posts 3" Bl.
Gate Posts 15' Bl.
Gates 1ea 6' 4' 2" DB

☐ Top Rail Level ☐ Follow Contour ☐ Barb Up ☐ Knuckle Up

TOWN OF DAVIE CONTRACT # B-12-76

ITEM # 87 END POST WITH HOORUP 2EA @ 7.99 = 598.
96 GATE DOUBLE SWING 12' 1EA @ 400. = 400.
223 REMOVAL 6' FENCE 12' @ 10. = 120
TOTAL 1118.-

Tension Wire bpa. cotton.
Core Drills _____
Panelweave _____

Customer authorizes the installation of the fence in accordance with the sketch and any attached specifications and agrees to assume all liability and responsibility for accuracy of sketches.

All fence lines must be cleared by customer or a fee will be charged - \$75 per hour/minimum of 1 hour.

Total Price \$1118.00 Approx. Delivery Date _____
Less Deposit - Week of: LEAP
C.O.D. on Completion \$1118.- 2 WKS. AHD.

This contract subject to Terms and Conditions on reverse side. Oral representation's cannot be relied on. No modifications to this contract will be honored unless in writing and signed by both parties.

Customer _____

I hereby acknowledge the satisfactory completion of the above described work.

Salesman [Signature]

Customer _____

Per _____



**MARTIN
FENCE CO.**

PHONE: 561-848-2688 • FAX: 561-848-4466

TOLL FREE: 1-877-777-3212

862 13TH STREET, LAKE PARK, FLORIDA 33403-2383

LIC. # U10591

Date 7-24-17

SOLD TO: Name BAYTOWN BELL UTILITIES SHIP TO: LS #112

Address 124 E WINDOLBRIGHT RD. CONTRACT 50.00 BAYTOWN W/SIDE

City BAYTOWN BELL. 33435 SE CORNER OF OLIVE GARDEN

Phone _____ Business 742-6422 Total Footage _____

Contact TIM HART Cell _____ Pager _____

Fence 6' 6GA BLACK

Top Rail 1 1/8" BL.

Line Posts 2 1/2" BL.

Cor. Posts 3" BL.

Gate Posts 3" BL.

Gates _____

Tension Wire 6 GA. BOTTOM.

Core Drills _____

Panelweave _____

☐ Top Rail Level ☐ Follow Contour ☐ Barb Up ☐ Knuckle Up

TOWN OF SAME CONTRACT B-12-74

ITEM # 82 6' 6GA. BLACK FENCE 16 L.F. @ 34. = 544.
87 END POST WITH HOOKUP 2 @ 299. = 598.
88 CORNER POST WITH HOOKUP 2 @ 352. = 704.
223 REMOVAL OF 6' FENCE 16 L.F. @ 10. = 160.

TOTAL \$ 2006.

Customer authorizes the installation of the fence in accordance with the sketch and any attached specifications and agrees to assume all liability and responsibility for accuracy of sketches.

All fence lines must be cleared by customer or a fee will be charged - \$75 per hour/minimum of 1 hour.

Total Price \$ 2006. - Approx. Delivery Date _____

Less Deposit _____ Week of: JULY 2016

C.O.D. on Completion \$ 2006. -

This contract subject to Terms and Conditions on reverse side. Oral representation's cannot be relied on. No modifications to this contract will be honored unless in writing and signed by both parties.

Customer _____

I hereby acknowledge the satisfactory completion of the above described work.

Salesman [Signature]

Customer _____

Per _____

PURCHASE ORDER
CITY OF BOYNTON BEACH, FLORIDA

PROCUREMENT SERVICES DEPARTMENT
100 EAST BOYNTON BEACH BOULEVARD
P.O. BOX 310
BOYNTON BEACH, FLORIDA 33425-0310

P.O. #: 171373
DATE: 08/11/17

VENDOR 14429


TO: WW SOD & EQUIPMENT COMPANY
6201 SE 128TH AVENUE
OKEECHOBEE, FL 34974

SHIP TO:
City of Boynton Beach
THE LINKS AT BOYNTON BCH
8020 JOG ROAD
BOYNTON BEACH, FL 33437

REQUISITION NO. 69642	ORDERING DEPARTMENT: GOLF COURSE/SFR		INQUIRIES REGARDING PURCHASE ORDER CALL (561)742-6310
DATE NEEDED:	BID NO:	COMMISSION APPROVED:	

LINE#	QUANTITY	UOM	ITEM NO. AND DESCRIPTION	UNIT COST	EXTENDED COST
1	1.00	EA	USED 2013 TORO SAND PRO 5040	8400.0000	8400.00
2	1.00	EA	USED 2012 TORO PROCORE 648 AERATOR	13000.0000	13000.00

REMARKS:
SEE ATTACHED QUOTE DATED 8/10/17

PROCUREMENT SERVICES:		P.O. TOTAL:	21400.00
ACCOUNT NO. 411-2911-572.63-01	PROJECT GF1701		

PURCHASE REQUISITION NBR: 0000069642

REQUISITION BY: GOLF COURSE/SFR
SHIP TO LOCATION: GOLF COURSE
STATUS: PURCHASING APPROVAL
REASON: EQUIPMENT NEEDED FOR NEW GREENS MAINTENANCE
SUGGESTED VENDOR: 14429 WW SOD & EQUIPMENT COMPANY
DATE: 8/11/17
DELIVER BY DATE: 9/08/17

LINE NBR	DESCRIPTION	QUANTITY UOM	UNIT COST	EXTEND COST	VENDOR PART NUMBER
-------------	-------------	--------------	--------------	----------------	--------------------

1	USED 2013 TORO SAND PRO 5040 COMMODITY: LAWN MAINTENANCE EQUIP SUBCOMMOD: RAKERS & COMBERS, LAWN	1.00 EA	8400.0000	8400.00	
2	USED 2012 TORO PROCORE 648 AERATOR COMMODITY: LAWN MAINTENANCE EQUIP SUBCOMMOD: AERATORS, PLUGGERS, SPIKERS	1.00 EA	13000.0000	13000.00	

REQUISITION TOTAL: 21400.00

----- REQUISITION QUOTES -----

SELECTED VENDOR:	VENDOR NAME
8400.0000	14429 WW SOD & EQUIPMENT COMPANY
9900.0000	CUTTERONLINE.COM
11900.0000	GLOBAL TURF
13000.0000	14429 WW SOD & EQUIPMENT COMPANY
14750.0000	TURFNET.COM/JIM ROLAND
15995.0000	TURFNET.COM/ERIC

ACCOUNT INFORMATION

LINE #	ACCOUNT	PROJECT	%	AMOUNT
1	41129115726301	GF1701 New Golf Greens	100.00	8400.00
2	41129115726301	GF1701 New Golf Greens	100.00	13000.00
				21400.00

REQUISITION IS IN THE CURRENT FISCAL YEAR.

REQUISITION COMMENTS:

WW Sod & Equipment quote for the 2013 Toro Sand Pro 5040 (to be used for bunkers and grooming the new greens on the Champ course) is the best price, newest equipment and least usage(hours) of the 3 bunker rake quotes.

WW Sod & Equipment quote for the 2012 Toro ProCore 648 aerator (to be used for aerating the new greens) is the best price, newest equipment and least usage(hours)* of the 3 quotes.

*The hours meter for the aerator on one of the Turfnet quotes doesn't work but that aerator is 11

APPROVALS

City Manager [Signature] Date 8/11
Finance Dept [Signature] Date 8/17
Risk Manager [Signature] Date 8/17
City Attorney [Signature] Date 8/17

PURCHASE REQUISITION NBR: 0000069642

STATUS: PURCHASING APPROVAL

DATE: 8/11/17

REASON: EQUIPMENT NEEDED FOR NEW GREENS MAINTENANCE

REQUISITION BY: GOLF COURSE/SFR

DELIVER BY DATE: 9/08/17

SUGGESTED VENDOR: 14429 WW SOD & EQUIPMENT COMPANY

SHIP TO LOCATION: GOLF COURSE

REQUISITION COMMENTS:

years old and the quote from WW Sod & Equipment is
for a 5-year-old aerator.



CITY OF BOYNTON BEACH

REQUEST FOR PURCHASE OVER \$10,000

Date: 8/11/2017

Requesting Department: Golf Course Contact Person: Ron Tapper

Explanation for Purchase:

The equipment being purchased is needed for maintenance of the new TifEagle greens recently installed on the Championship Course. The aerator is for use on the greens only and the sand rake can be used for grooming the greens as well as bunkers.

Recommended Vendor WW Sod & Equipment Co

Dollar Amount of Purchase \$21,400.00

Source for Purchase (check and attach backup materials):

Three Written Quotations	<input checked="" type="checkbox"/>	GSA	<input type="checkbox"/>
State Contract	<input type="checkbox"/>	PRIDE/RESPECT	<input type="checkbox"/>
SNAPS	<input type="checkbox"/>	Sole Source	<input type="checkbox"/>
Piggy-Back	<input type="checkbox"/>	Budgeted Item	<input type="checkbox"/>
Emergency Purchase	<input type="checkbox"/>	Other	<input type="checkbox"/>

Contract Number: _____

NOTE: Pricing proposal for purchase must be presented in the same detail contained within the contract.

Fund Source for Purchase:

411-2911-572-63-01 - Funds are from balance remaining from new greens project (GF1701)

Approvals:

Department Head Ron Tapper

Date 8/11/2017

Purchasing Agent [Signature]

Date 8/11/17

Asst City Manager [Signature]

Date _____

City Manager [Signature]

Date 8/11/17

WW SOD & EQUIPMENT CO

6201 SE 128TH AVE
Okeechobee, FL 34974

561-662-1936

QUOTE

Customer

Name The Links at Boynton Beach Glen Landgraf
Address PO Box 310
City Boynton Beach State FL ZIP 33425
Phone

Misc

Date 8/10/2017
Order No.
Rep
FOB

Qty	Description	Unit Price	TOTAL
1	Used 2013 Toro SP5040 Sandpro w/ rear tooth rake 1376 hrs		\$ 8,400.00
1	Used 2012 Toro 648 Pocore Aerator 824 hrs		\$ 13,000.00
* Machines are serviced, ground and set for height of cut *			
* AS IS WHERE IS NO WARRANTY *			
SubTotal			\$ 21,400.00
Shipping			EXEMPT
TOTAL			\$ 21,400.00

Quote valid 30 days

Payment

Select One...

Tax Rate(s)

Comments

Name

CC #

Expires

We appreciate your Business!

Home

New Equipment

Pre-Owned Equipment

New Parts

Used Parts

Services

About Us

Contact

Cutter Unit Categories

- ☐ Aerators
- ☐ Bunker Rakes
- ☐ Construction Equipment
- ☐ Fairway Mowers
- ☐ Golf Cars
- ☐ Greens Mowers - Triplex
- ☐ Grinders
- ☐ Greens Mowers - Walker
- ☐ Greens Rollers
- ☐ Other Equipment
- ☐ Rotary Mowers
- ☐ Spare Cutting Units
- ☐ Sprayers
- ☐ Spreaders and Top Dressers
- ☐ Sweepers, Vacuums and Blowers
- ☐ Tractors
- ☐ Trim Mowers
- ☐ Utility Vehicles - Heavy Duty
- ☐ Utility Vehicles - Mid Duty

Cutter Part Categories

- ☐ Used Parts
 - ☐ Used Engines
 - ☐ Hydraulic Components
 - ☐ Drivetrain Components
 - ☐ Miscellaneous (USED)
- ☐ New Parts
 - ☐ New Engines
 - ☐ Seats
 - ☐ Tires, Casters, & Wheel Assemblies

#42557 - 2011 TORO SAND PRO 5040 BUNKER RAKE



\$9,900

Category

Bunker Rakes

Keywords

blade , rake , bunker , 5040 , pro , sand , toro

2011 Toro Sand Pro 5040 Bunker Rake

Year: 2011

Make: Toro

Model: Sand Pro 5040

Stock #: 42557

Hours: 3519

Serial #: 08705-31100****

Details: Comes equipped with blade and rakes.



SEARCH INVENTORY



TRANSLATE



USD US Dollar \$

ABOUT US

BROWSE INVENTORY

RESOURCES

FINANCING

CONTACT US

HOME : TRAP RAKES : TORO SANDPRO 5040



Toro Sandpro 5040

Tag #: 8745

Year: 2012

Hours: 2602

Specs: 3WVD, hyd front blade, hyd rear rakes, rear remote hydraulics

PRICE: \$11,900.00

FOR SALES CALL +1(352)588-3092



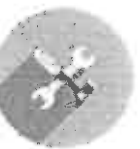
ASK A QUESTION



SHARE BY EMAIL



PRINT/SAVE PDF



SERVICE/WARRANTY
PROCESS



TurfNet.com

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2006 Toro ProCore® 648

Greens/Tee Aerator

General

Organization:
Michigan Turf Equipment

City: Ann Arbor

State/Province: Michigan

Contact Person: Jim Roland

Phone: 734.323.8790

Email:

jroland@mitchturfequip.com

Item Information

Year: 2006

Make: Toro

Model: ProCore® 648 Greens/Tee Aerator

Hours: n/a

Condition: Excellent

Comments:

Excellent machine for a variety of uses. Hour meter NOT working. Go to www.mitchturfequip.com for more info & photos

Price : \$14,750.00 DEALER



BUYERS: If a deal seems too good to be true, it probably is. Please let us know of any suspect listings.

SELLERS: Beware any offers to buy with unusual payment methods, particularly with checks larger than the selling price, wire transfers to Western Union, etc.



NEED TO SHIP?

We specialize in shipping rolling stock and palletized items to all parts of the USA. Let us take the worry and hassle out of your used equipment sale or purchase. Simple, secure and

ETS
EQUIPMENT TRANSPORT SERVICES

Your Money Goes Further in Canada

2012 Jacobsen

LF550

\$13,500 USD



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2005 Toro ProCore 648

Price : \$15,995.00

DEALER

General

Organization:
Professional Turf Services

City: Corfu

State/Province: New York

Contact Person: Eric

Phone: 585-813-7024

Email: ecpts1988@gmail.com

Item Information

Year: 2005

Make: Toro

Model: ProCore 648

Hours: 1171

Condition: Excellent

Comments: new battery, tines and turf hold downs



BUYERS: If a deal seems too good to be true, it probably is. Please let us know of any suspect listings.

SELLERS: Beware any offers to buy with unusual payment methods, particularly with checks larger than the asking price, wire transfers to Western Union, etc.



NEED TO SHIP?

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kris1@loademup.net [877-569-5623](tel:877-569-5623)



Your Money Goes Further in Canada



2012 Jacobsen
LF550

\$17,500 USD



**NEW/MODIFIED CAPITAL PROJECT
STATEMENT OF NEED FORM**

Date Prepared: 03/11/16

Submitted By: Ron Tapper, Project Manager

Project Modification ☐

Division Director: Ron Tapper

New Project ☒

PROPOSED PROJECT NAME:

Golf Course - Install New Golf Greens on Champ Course

STATEMENT OF NEED / JUSTIFICATION:

Greens are 8 years old and not up to the golf industry standard. The golf course is losing revenue as customers are playing other local courses that have much better and consistent greens for their dollar value. These new TiffEagle grass greens average 10 years before replacing them. \$270,000

The golf course also needs a greens aerifier as we currently borrow this equipment from another golf course to do ours. \$30,000

PROJECT SCOPE / DESCRIPTION:

Remove existing layers of grass and soil on all 18 championship greens plus the large practice putting green. Also, to have some of the greens enlarged back to their standard size for better mowing maintenance.

TIMING/SCHEDULE/PROPOSED STARTING DATES:

FY16/17, Starting

DELAY IMPACTS / OTHER ISSUES IF NOT STARTED AS REQUESTED:

Golf course will continue to lose revenue and their customer base as they are playing other courses that have better greens to putt on. Also, this project may go up in cost.

PROJECT CRITERIA

Replacement of Facilities/Equipment (New)	
Expansion of Facilities (Modification)	
Enhance Service to Public	<input checked="" type="checkbox"/>
Regulatory or Commission Mandate	
Reduce Cost	
Generate Revenue	<input checked="" type="checkbox"/>
Health & Safety	
Security / Fire Control	
ADA Compliance	

ESTIMATED COST: \$

Planning/Design	\$
Construction	\$270,000
Art (1% of Constr. > \$250K)	\$
Environmental	\$
Equipment/Information Tech.	\$30,000
Operating Budget Impact	\$
Expected Savings/Revenues	\$

PROJECT PRIORITY

High (Critical - tied to mandates or safety)	<input checked="" type="checkbox"/>
Medium (Maintain level of service, savings)	
Low (Moderate benefit)	

SOURCE (S) OF FUNDING: \$

Fund Balance/Reserves	\$
Debt	\$
Grant	\$
Impact Fees	\$
Fund Transfer ()	\$
Other Source ()	\$

Please submit to Anthony Davidson - davidsona@bbfl.us

**PURCHASE ORDER
CITY OF BOYNTON BEACH, FLORIDA**

PROCUREMENT SERVICES DEPARTMENT
100 EAST BOYNTON BEACH BOULEVARD
P.O. BOX 310
BOYNTON BEACH, FLORIDA 33425-0310

P.O. #: 171378
DATE: 08/16/17


VENDOR 12766

TO: EMPIRE OFFICE
2 OAKWOOD BLVD.
SUITE 140
HOLLYWOOD, FL 33020

SHIP TO:
City of Boynton Beach
EAST WATER PLANT
1620 S. SEACREST BLVD.
BOYNTON BEACH, FL 33435

REQUISITION NO. 69506	ORDERING DEPARTMENT: UTIL ADMIN/HK		INQUIRIES REGARDING PURCHASE ORDER CALL (561)742-6310
DATE NEEDED:	BID NO:	COMMISSION APPROVED:	

LINE#	QUANTITY	UOM	ITEM NO. AND DESCRIPTION	UNIT COST	EXTENDED COST
1	10.00	EA	ELEMENT TASK CHAIR	152.5100	1525.10
2	3.00	EA	E-MW8W4DO1-DUPLEX OUTLET-LINE 1	9.7400	29.22
3	3.00	EA	E-MW8W4DO2-DUPLEX OUTLET-LINE 2	9.7400	29.22
4	6.00	EA	E-MW8W4DO3-DUPLEX OUTLET-LINE 3	9.7400	58.44
5	3.00	EA	E-MX8W4PTPC18-ELECTRICAL JUMPER	28.2600	84.78
6	3.00	EA	E-MX8W4PTPC21-ELECTRICAL JUMPER	29.8200	89.46
7	1.00	EA	E-UN8W4BIFL-LH RECEPTACLE	68.8000	68.80
8	1.00	EA	P-DVBS3W-3 WAY 90 DEGREE BASE RACEWAY	3.1200	3.12
9	6.00	EA	P-DVBS90 2-WAY 90 DEGREE BASE RACEWAY	3.1200	18.72
10	6.00	EA	HARD SURFACE PANEL-POWERED	176.1900	1057.14
11	18.00	EA	P-DVFPPM6636- HARD SURFACE PANEL	129.4100	2329.38
12	6.00	EA	P-DVSEOR-END OF RUN BASE RACEWAY	3.1200	18.72
13	4.00	EA	S-PEDBBFJ24-BBF PEDESTAL-24D	145.0100	580.04
14	6.00	EA	S-PEDFEJ24-FF PEDESTAL-24D	145.0100	870.06
15	12.00	EA	W-WS2436-RECTANGULAR-2MM EDGE	61.7800	741.36
16	6.00	EA	W-WSC2436B-RECTILINEAR CORNER	98.6200	591.72
17	3.00	EA	WPS-SSSAL SIDE/SUPPORT REAR BRACKET	8.7700	26.31
18	3.00	EA	WPS-SSSAR SIDE/SUPPORT REAR BRACKET	8.7700	26.31
19	12.00	EA	WPS-UNCT24S-SHARED CANTILEVER	17.9300	215.16

PROCUREMENT SERVICES:		P.O. TOTAL:
ACCOUNT NO. 401-2811-536.52-20	PROJECT	

PURCHASE ORDER
CITY OF BOYNTON BEACH, FLORIDA

PROCUREMENT SERVICES DEPARTMENT
100 EAST BOYNTON BEACH BOULEVARD
P.O. BOX 310
BOYNTON BEACH, FLORIDA 33425-0310

P.O. #: 171378
DATE: 08/16/17

VENDOR 12766

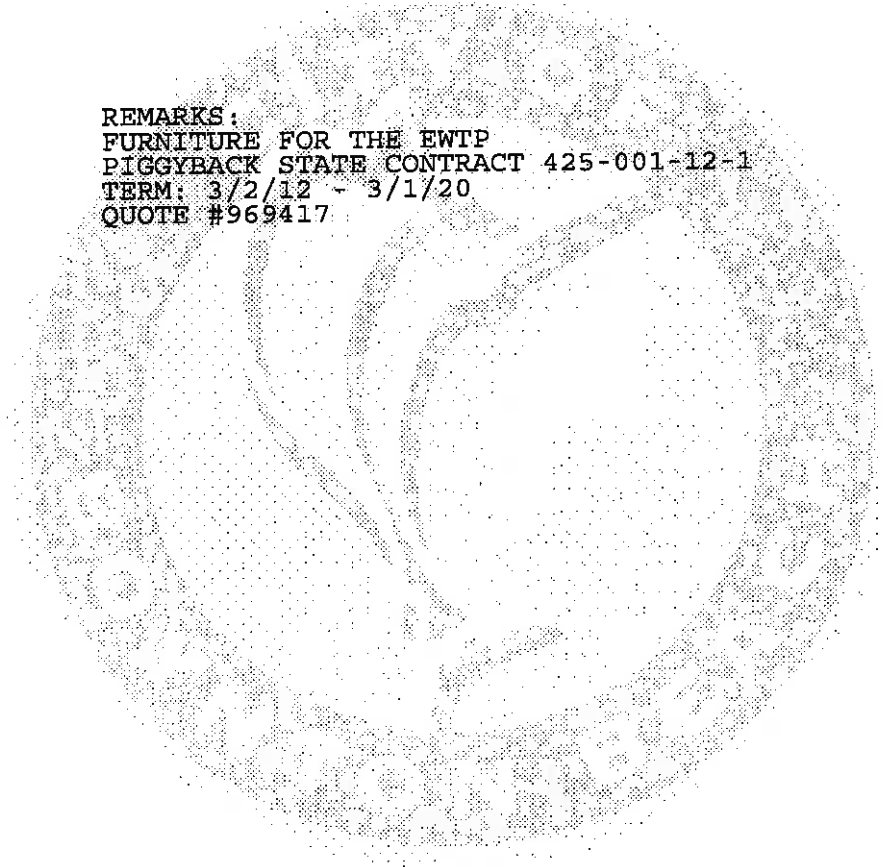
TO: EMPIRE OFFICE
2 OAKWOOD BLVD.
SUITE 140
HOLLYWOOD, FL 33020

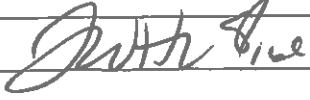
SHIP TO:
City of Boynton Beach
EAST WATER PLANT
1620 S. SEACREST BLVD.
BOYNTON BEACH, FL 33435

REQUISITION NO. 69506	ORDERING DEPARTMENT: UTIL ADMIN/HK		INQUIRIES REGARDING PURCHASE ORDER CALL (561)742-6310
DATE NEEDED:	BID NO:	COMMISSION APPROVED:	

LINE#	QUANTITY	UOM	ITEM NO. AND DESCRIPTION	UNIT COST	EXTENDED COST
20	1.00	EA	DELIVERY AND INSTALLATION	2195.0000	2195.00

REMARKS:
FURNITURE FOR THE EWTP
PIGGYBACK STATE CONTRACT 425-001-12-1
TERM: 3/2/12 - 3/1/20
QUOTE #969417



PROCUREMENT SERVICES:		P.O. TOTAL:	10558.06
ACCOUNT NO. 401-2811-536.52-20	PROJECT		

PURCHASE REQUISITION NBR: 0000069506

REQUISITION BY: UTIL ADMIN/HK
SHIP TO LOCATION: EAST WATER PLANT
STATUS: DEPT APPROVAL
REASON: FURNITURE IS NEEDED FOR THE (EWTP)
SUGGESTED VENDOR: 12766 EMPIRE OFFICE

DATE: 7/21/17
DELIVER BY DATE: 7/28/17

LINE NBR	DESCRIPTION	QUANTITY	UOM	UNIT COST	EXTEND COST	VENDOR PART NUMBER
----------	-------------	----------	-----	-----------	-------------	--------------------

ACCOUNT INFORMATION

LINE #	ACCOUNT	PROJECT	%	AMOUNT
8	40128115365220	OPERATING SUPPLIES	100.00	3.12
9	40128115365220	OPR EQUIPMENT <\$750.	100.00	18.72
10	40128115365220	OPERATING SUPPLIES	100.00	1057.14
11	40128115365220	OPR EQUIPMENT <\$750.	100.00	2329.38
12	40128115365220	OPERATING SUPPLIES	100.00	18.72
13	40128115365220	OPR EQUIPMENT <\$750.	100.00	580.04
14	40128115365220	OPERATING SUPPLIES	100.00	870.06
15	40128115365220	OPR EQUIPMENT <\$750.	100.00	741.36
16	40128115365220	OPERATING SUPPLIES	100.00	591.72
17	40128115365220	OPR EQUIPMENT <\$750.	100.00	26.31
18	40128115365220	OPERATING SUPPLIES	100.00	26.31
19	40128115365220	OPR EQUIPMENT <\$750.	100.00	215.16
20	40128115365220	OPERATING SUPPLIES	100.00	2195.00

10558.06

for info

REQUISITION IS IN THE CURRENT FISCAL YEAR.

REQUISITION COMMENTS:

Furniture is needed for The East Water Treatment Plant's West Gallery. There is no existing furniture located in this area. The furniture will be purchased from Empire Office. Empire's pricing is based on GSA pricing in Contract # 425001121 and currently is being used by The City of Boynton Beach in different departments including our Utilities Department.

State Contract
3/2/12 - 3/1/20

APPROVALS

City Manager *[Signature]* Date *7/11/17*
Finance Dept *[Signature]* Date *7/11/17*
Risk Manager *[Signature]* Date *8-2-17*
City Attorney _____ Date _____

PURCHASE REQUISITION NBR: 0000069506

REQUISITION BY: UTIL ADMIN/HK

STATUS: DEPT APPROVAL

DATE: 7/21/17

REASON: FURNITURE IS NEEDED FOR THE (EWTP)

SHIP TO LOCATION: EAST WATER PLANT

SUGGESTED VENDOR: 12766 EMPIRE OFFICE

DELIVER BY DATE: 7/28/17

LINE NBR	DESCRIPTION	QUANTITY	UOM	UNIT COST	EXTEND COST	VENDOR PART NUMBER
-------------	-------------	----------	-----	--------------	----------------	--------------------

14 S-PEDFFJ24-FF PEDESTAL-24D
COMMODITY: SALE SURPLUS/OBSOLETE
SUBCOMM: FURNITURE

870.06

15 W-WS2436-RECTANGULAR-2MM EDGE
COMMODITY: SALE SURPLUS/OBSOLETE
SUBCOMM: FURNITURE

741.36

16 W-WSC2436B-RECTILINEAR CORNER
COMMODITY: SALE SURPLUS/OBSOLETE
SUBCOMM: FURNITURE

591.72

17 WPS-SSSAL SIDE/SUPPORT REAR BRACKET
COMMODITY: SALE SURPLUS/OBSOLETE
SUBCOMM: FURNITURE

26.31

18 WPS-SSSAR SIDE/SUPPORT REAR BRACKET
COMMODITY: SALE SURPLUS/OBSOLETE
SUBCOMM: FURNITURE

26.31

19 WPS-UNCT24S-SHARED CANTILEVER
COMMODITY: SALE SURPLUS/OBSOLETE
SUBCOMM: FURNITURE

215.16

20 DELIVERY AND INSTALLATION
COMMODITY: SALE SURPLUS/OBSOLETE
SUBCOMM: FURNITURE

2195.00

REQUISITION TOTAL: 10558.06

A C C O U N T I N F O R M A T I O N

LINE #	ACCOUNT	PROJECT	%	AMOUNT
1	40128115365220	OPERATING SUPPLIES	100.00	1525.10
2	40128115365220	OPR EQUIPMENT <\$750.		
3	40128115365220	OPERATING SUPPLIES	100.00	29.22
4	40128115365220	OPR EQUIPMENT <\$750.		
5	40128115365220	OPERATING SUPPLIES	100.00	29.22
6	40128115365220	OPR EQUIPMENT <\$750.		
7	40128115365220	OPERATING SUPPLIES	100.00	58.44
		OPR EQUIPMENT <\$750.		
		OPERATING SUPPLIES	100.00	84.78
		OPR EQUIPMENT <\$750.		
		OPERATING SUPPLIES	100.00	89.46
		OPR EQUIPMENT <\$750.		
		OPERATING SUPPLIES	100.00	68.80

PURCHASE REQUISITION NBR: 0000069506

REQUISITION BY: UTIL ADMIN/HK

DATE: 7/21/17

STATUS: DEPT APPROVAL
REASON: FURNITURE IS NEEDED FOR THE (EWTP)

SHIP TO LOCATION: EAST WATER PLANT

DELIVER BY DATE: 7/28/17

SUGGESTED VENDOR: 12766 EMPIRE OFFICE

LINE NBR	DESCRIPTION	QUANTITY	UOM	UNIT COST	EXTEND COST	VENDOR PART NUMBER
1	ELEMENT TASK CHAIR COMMODITY: SALE SURPLUS/OBSOLETE SUBCOMM: FURNITURE	10.00	EA	152.5100	1525.10	
2	E-MW8W4D01-DUPLEX OUTLET-LINE 1 COMMODITY: SALE SURPLUS/OBSOLETE SUBCOMM: FURNITURE	3.00	EA	9.7400	29.22	
3	E-MW8W4D02-DUPLEX OUTLET-LINE 2 COMMODITY: SALE SURPLUS/OBSOLETE SUBCOMM: FURNITURE	3.00	EA	9.7400	29.22	
4	E-MW8W4D03-DUPLEX OUTLET-LINE 3 COMMODITY: SALE SURPLUS/OBSOLETE SUBCOMM: FURNITURE	6.00	EA	9.7400	58.44	
5	E-MX8W4PTPC18-ELECTRICAL JUMPER COMMODITY: SALE SURPLUS/OBSOLETE SUBCOMM: FURNITURE	3.00	EA	28.2600	84.78	
6	E-MX8W4PTPC21-ELECTRICAL JUMPER COMMODITY: SALE SURPLUS/OBSOLETE SUBCOMM: FURNITURE	3.00	EA	29.8200	89.46	
7	E-UN8W4BIFL-LH RECEPTACLE COMMODITY: SALE SURPLUS/OBSOLETE SUBCOMM: FURNITURE	1.00	EA	68.8000	68.80	
8	P-DVBS3W-3 WAY 90 DEGREE BASE RACEWAY COMMODITY: SALE SURPLUS/OBSOLETE SUBCOMM: FURNITURE	1.00	EA	3.1200	3.12	
9	P-DVBS90 2-WAY 90 DEGREE BASE RACEWAY COMMODITY: SALE SURPLUS/OBSOLETE SUBCOMM: FURNITURE	6.00	EA	3.1200	18.72	
10	HARD SURFACE PANEL-POWERED COMMODITY: SALE SURPLUS/OBSOLETE SUBCOMM: FURNITURE	6.00	EA	176.1900	1057.14	
11	P-DVFP6M636- HARD SURFACE PANEL COMMODITY: SALE SURPLUS/OBSOLETE SUBCOMM: FURNITURE	18.00	EA	129.4100	2329.38	
12	P-DVSEOR-END OF RUN BASE RACEWAY COMMODITY: SALE SURPLUS/OBSOLETE SUBCOMM: FURNITURE	6.00	EA	3.1200	18.72	
13	S-PEDBBFJ24-BBF PEDESTAL-24D COMMODITY: SALE SURPLUS/OBSOLETE SUBCOMM: FURNITURE	4.00	EA	145.0100	580.04	



CITY OF BOYNTON BEACH

REQUEST FOR PURCHASE OVER \$10,000

Date: 21-Jul-17

Requesting Department: Utilities

Contact Person: Howard Kerr

Explanation for Purchase:

Furniture is needed for The East Water Treatment Plant's West Gallery. There is no existing furniture located in this area. The furniture will be purchased from Empire Office. Empire's pricing is based on GSA pricing in Contract # 425-001-12-1 and currently is being used by The City of Boynton Beach in different departments including our Utilities Department.

Recommended Vendor Empire Office

Dollar Amount of Purchase \$10,558.00

Source for Purchase (check and attach backup materials):

Three Written Quotations

☐

GSA

☒

State Contract

☐

PRIDE/RESPECT

☐

SNAPS

☐

Sole Source

☐

Piggy-Back

☐

Budgeted Item

☐

Emergency Purchase

☐

Other

☐

Contract Number: 425-001-12-1

NOTE: Pricing proposal for purchase must be presented in the same detail contained within the contract.

Fund Source for Purchase:

Account #401-2811-536-64 ~~17~~ 58-80

Approvals:

Department Head

Date 7-25-17

Purchasing Agent

Date 8/15/17

Asst City Manager

Date

City Manager

Date 8/15/17

REQUEST FOR REQUISITION

H.T.E. ENTRY DATE:	7/20/2017
H.T.E. REQUISITION #	69506
Contract Coordinator	HLK
Procurement Ass't:	
Director:	<i>[Signature]</i> 7/25/17
City Manager (non budgeted capital and/or \$5000+):	

Reason For Purchase: Furniture is needed for The East Water Treatment Plant's West Gallery. There is no existing furniture located in this area. The furniture will be purchased from Empire Office. Empire's pricing is based on GSA pricing in Contract # 425-001-12-1 and currently is being used by The City of Boynton Beach in different departments including our Utilities Department.

VENDOR INFORMATION:		DIVISION:	OTHER INFORMATION:	
Name: Empire Office		Admin. ()	Date: 07/20/2017	ASAP (x)
		Engineering ()	Date Needed:	Confirm. ()
Address: 2 Oakwood Blvd, Suite 140		Cust. Rel. ()		ASAP/Conf. ()
Hollywood, Fl. 33020		Distribution ()	BACKUP DOCS. SUBMITTED: Quotes/Verbal () (over \$500)	DELIVERY:
Phone (contact): 954-789-4781 Nick Grennan		Water Qual. ()		E. Admin. 40 ()
		Pumping ()	Quotes/Written (x) (over \$2000)	E. WTP 41 (x)
Vendor Number: 12766		PWTreat. (x)	Bid Docs. ()	W. WTP 42 ()
		Meter Serv. ()	Sole Source Ltr. ()	P/U 99 ()
INITIATOR: Howard Kerr		Sewage ()	Insurance ()	Special Instructions:
APPROVED: <i>Ch. L. g. - R</i>		Strmwtr. ()	Requirements:	Project Number:

Quan.	Unit Price	Description & Part Number	Fund	Dept	Basic	Elem	Obj	Amount
10	\$470.00	Element Task Chair	401	2811	536	64	16	\$1,525.00
3	\$50.00	E-MW8W4DO1-Duplex Outlet-Line 1	401	2811	536	64	16	\$29.22
3	\$50.00	E-MW8W4DO2-Duplex Outlet-Line 2	401	2811	536	64	16	\$29.22
6	\$50.00	E-MW8W4DO3-Duplex Outlet-Line 3	401	2811	536	64	16	\$58.44
3	\$334.58	E-MX8W4PTPC18-Electrical Jumper	401	2811	536	64	16	\$84.78
3	\$197.24	E-MX8W4PTPC21-Electrical Jumper	401	2811	536	64	16	\$89.46

1	\$353.00	E-UN8W4BIFL-LH Receptacle	401	2811	536	64	16	\$68.80
1	\$16.00	P-DVBS3W-3 Way 90 Degree Base Raceway	401	2811	536	64	16	\$3.12
6	\$96.00	P-DVBS90 2-Way 90 Degree Base Raceway	401	2811	536	64	16	\$18.72
6	\$904.00	Hard Surface Panel-Powered	401	2811	536	64	16	\$1,057.14
18	\$664.00	P-DVFPPM6636- Hard Surface Panel	401	2811	536	64	16	\$2,329.38
6	\$16.00	P-DVSEOR-End Of Run Base Raceway	401	2811	536	64	16	\$18.72
4	\$744.00	S-PEDBBFJ24-BBF Pedestal-24D	401	2811	536	64	16	\$580.04
6	\$744.00	S-PEDFFJ24-FF Pedestal-24D	401	2811	536	64	16	\$870.06
12	\$317.00	W-WS2436-Rectangular-2mm Edge	401	2811	536	64	16	\$741.36
6	\$506.00	W-WSC2436B-Rectilinear Corner	401	2811	536	64	16	\$591.72
3	\$45.00	WPS-SSSAL Side/Support Rear Bracket	401	2811	536	64	16	\$26.31
3	\$45.00	WPS-SSSAR Side/Support Rear Bracket	401	2811	536	64	16	\$26.31
12	\$92.00	WPS-UNCT24S-Shared Cantilever	401	2811	536	64	16	\$215.16
1	\$2,195.00	Delivery And Installation	401	2811	536	64	16	\$2,195.00
		Total						\$10,558.00

52.20

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Fx: (212) 607-5650

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5712 West Linebaugh Avenue
Tampa, FL 33624
Ph: (813) 418-3300
Fx: (813) 418-3301

Hollywood Showroom
2 Oakwood Boulevard, Suite 140
Hollywood, FL 33020
Ph: (954) 707-6200
Fx: (954) 707-6222

Orlando Showroom
110 Hillcrest Street
Orlando, FL 32801
Ph: (407) 628-2400
Fx: (407) 872-3991

Accounting & Order Processing
396 Route 6 & 209
Milford, PA 18337
Ph: (212) 607-5500
Fx: (347) 649-9153

Quotation - 969417

Quote Date - 07/20/17

Customer PO # -

Customer 214052

Terms - NET 30

Account Representative

NICK GRENNAN

Quote ACCOUNTS PAYABLE

Presented To CITY OF BOYNTON BEACH

100 EAST BOYNTON BEACH BLVRD.

BOYNTON BEACH, FL 33425

Customer ACCOUNTS PAYABLE

Ship To CITY OF BOYNTON BEACH

100 EAST BOYNTON BEACH BLVRD.

BOYNTON BEACH, FL 33425

Phone 1.561.742.6060

Phone 1.561.742.6060

6 WORKSTATIONS AND 10 CHAIRS

Description	Quantity	Unit Price	Extended Price
1 4471 - Bolton Mid Back - Black Mesh Back & Seat Element Task Chair - Black Mesh Back W/Upholstered Seat ... Skipped Option AFFORDABLE	10	470.00 152.51 67.55%	4,700.00
2 E-MW8W4DO1 - Duplex Outlet - Line 1 AFFORDABLE Tag For L1	3	50.00 9.74 80.52%	150.00
3 E-MW8W4DO2 - Duplex Outlet - Line 2 AFFORDABLE Tag For L2	3	50.00 9.74 80.52%	150.00
4 E-MW8W4DO3 - Duplex Outlet - Line 3 AFFORDABLE Tag For L3	6	50.00 9.74 80.52%	300.00
5 E-MX8W4PTPC18 - 18" Electrical Jumper (Panel To Panel) AFFORDABLE Tag For .	3	145.00 28.26 80.51%	435.00
6 E-MX8W4PTPC21 - 21" Electrical Jumper (Extended Panel To Panel) AFFORDABLE Tag For .	3	153.00 29.82 80.51%	459.00
7 E-UN8W4BIFL - LH Receptacle Mounted Base Infeed - 72L - 8 wire, 4 circuit AFFORDABLE Tag For LH BIF	1	353.00 68.80 80.51%	353.00

Prices will be held for 30 days but are subject to increase by manufacturer. Please be advised that this quote may not include applicable sales and use tax.

Quote authorized by:


Peter Gaslow - President
Empire Office, Inc.

ACCEPTED BY: _____

TITLE: _____ DATE: _____

empire office

Empire Office, Inc. - Est. 1955
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moveservices@empireoffice.com

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Fx: (212) 607-5650

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5112 West Linebaugh Avenue
Tampa, FL 33624
Ph: (813) 418-3300
Fx: (813) 418-3301

Hollywood Showroom
2 Oakwood Boulevard, Suite 140
Hollywood, FL 33020
Ph: (954) 707-6200
Fx: (954) 707-6222

Orlando Showroom
110 Hillcrest Street
Orlando, FL 32801
Ph: (407) 628-2400
Fx: (407) 872-3991

Accounting & Order Processing
396 Route 6 & 209
Millford, PA 18337
Ph: (212) 607-5500
Fx: (347) 649-9153

Quotation - 969417

Page 2 / 5 (cont'd)

Description	Quantity	Unit Price	Extended Price
8 P-DVBS3W - 3-Way 90 Degree Base Raceway Shroud Shroud - Metal Divider Option: Shroud - Color Selection: AFFORDABLE Tag For 3W 90	1	16.00 3.12 80.50%	16.00
9 P-DVBS90 - 2-Way 90 Degree Base Raceway Shroud Shroud - Metal Divider Option: Shroud - Color Selection: AFFORDABLE Tag For 2W 90	6	16.00 3.12 80.50%	96.00
10 P-DVFPPM6636 - Hard Surface Panel - Powered - 66H x 36W Raceway Cover - Color Selection: Raceway - Metal Divider Option: Fabric Side A: Fabric Side B: Panel Trim Paint: AFFORDABLE Tag For 6636 F	6	904.00 176.19 80.51%	5,424.00
11 P-DVFRPM6636 - Hard Surface Panel - Non Powered - 66H x 36W Raceway - Metal Divider Option: Raceway Cover - Color Selection: Fabric Side A: Fabric Side B: Panel Trim Paint: AFFORDABLE Tag For 6636 F	18	664.00 129.41 80.51%	11,952.00
12 P-DVSEOR - End of Run Base Raceway Shroud Shroud - Color Selection: AFFORDABLE Tag For EC	6	16.00 3.12 80.50%	96.00
13 S-PEDBBFJ24 - BBF Pedestal - 24D Paint Selection: AFFORDABLE Tag For BBF/24	4	744.00 145.01 80.51%	2,976.00

Prices will be held for 30 days but are subject to increase by manufacturer. Please be advised that this quote may not include applicable sales and use tax.

Quote authorized by:


Peter Gaslow - President
Empire Office, Inc.

ACCEPTED BY: _____

TITLE: _____ DATE: _____

empire office

Empire Office, Inc. - Est. 1955
www.empireoffice.com

Introducing our Move Division!
Contact us today for your relocation needs:
moveservices@empireoffice.com

Corporate Headquarters
105 Madison Avenue, 15th Floor
New York, NY 10016
Ph: (212) 607-5500
Fx: (212) 607-5650

Tampa Showroom
5112 West Linebaugh Avenue
Tampa, FL 33624
Ph: (813) 418-3300
Fx: (813) 418-3301

Hollywood Showroom
2 Oakwood Boulevard, Suite 140
Hollywood, FL 33020
Ph: (954) 707-6200
Fx: (954) 707-6222

Orlando Showroom
110 Hillcrest Street
Orlando, FL 32801
Ph: (407) 628-2400
Fx: (407) 872-3991

Accounting & Order Processing
396 Route 6 & 209
Millard, PA 18337
Ph: (212) 607-5500
Fx: (347) 649-9153

Quotation - 969417

Page 3 / 5 (cont'd)

Description	Quantity	Unit Price	Extended Price
14 S-PEDFFJ24 - FF Pedestal - 24D Paint Selection: AFFORDABLE Tag For FF/24	6	744.00 145.01 80.51%	4,464.00
15 W-WS2436 - Rectangular - 2mm Edge - 24D x 36W 2mm Edge Selection: EDGE: 2mm Grade A Grommet Hole Option - Rectangular Tops: Laminate Selection: AFFORDABLE Tag For 24/36/2M	12	317.00 61.78 80.51%	3,804.00
16 W-WSC2436B - Rectilinear Corner - 2mm Edge - 24D x 36W 2mm Edge Selection: EDGE: 2mm Grade A Grommet Hole Option - Corner Tops: Laminate Selection: AFFORDABLE Tag For 24/36/2M	6	506.00 98.62 80.51%	3,036.00
17 WPS-SSSAL - Side/Support Rear Bracket - Left Paint Selection: AFFORDABLE Tag For SC	3	45.00 8.77 80.51%	135.00
18 WPS-SSSAR - Side/Support Rear Bracket - Right Paint Selection: AFFORDABLE Tag For SC	3	45.00 8.77 80.51%	135.00
19 WPS-UNCT4S - Shared Cantilever - Single - 24D Paint Selection: AFFORDABLE Tag For SH-CTL-24	12	92.00 17.93 80.51%	1,104.00
20 D&I - DELIVERY AND INSTALLATION, INCLUDES STAIR CARRY, NORMAL BUSINESS HOURS EMPIRE OFF	1	0.00 2,195.00 0.00%	0.00

Quotation Totals

Sub Total

Less 73.46%

39,785.00

-29,226.94

Prices will be held for 30 days but are subject to increase by manufacturer. Please be advised that this quote may not include applicable sales and use tax.

Quote authorized by: 
Peter Gaslow - President
Empire Office, Inc.

ACCEPTED BY: _____

TITLE: _____ DATE: _____

empire office

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www.empireoffice.com

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Milford, PA 18337
Ph: (212) 607-5500
Fx: (347) 649-9153

Quotation - 969417

Page 4 / 5 (cont'd)

Grand Total

10,558.06

End of Quotation

Prices will be held for 30 days but are subject to increase by manufacturer. Please be advised that this quote may not include applicable sales and use tax.

Quote authorized by:


Peter Gaslow - President
Empire Office, Inc.

ACCEPTED BY: _____

TITLE: _____ DATE: _____

empire office

Empire Office, Inc. - Est. 1955
www.empireoffice.com

Introducing our Move Division!

Contact us today for your relocation needs:
moveservices@empireoffice.com

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396 Route 6 & 209
Millford, PA 18337
Ph: (212) 607-5500
Fa: (347) 649-9153

Quotation - 969417

Page 5 / 5 (cont'd)

Empire Office Standard Terms & Conditions of Sale (Other Terms & Condition may apply under separate cover)

1. These Terms & Conditions are superseded by any contradictory terms and conditions included in a contract between Empire Office, Inc. ("Empire") and the client in effect at the time of purchase. In such a case, these Terms & Conditions require no signature.
2. Payment and Terms: Extended Payment Terms, including but not limited to, net 30 day payment terms, are subject to approval by Empire's Credit Department. In the absence of such approval, all charges are due prior to delivery (less any advance deposit otherwise required and paid). Subject to Empire's Credit Department approval of the customer's credit application, all of Empire's invoices are due, net 30 days from the date of delivery or installation. A service charge of 2% per month will be assessed on past due invoices. If Empire is not permitted to deliver the furniture when it is received from manufacturer(s), the client will be invoiced for the full amount at the time Empire attempts delivery. Payment of 90% of the full invoice is acceptable until delivery or installation is completed. Title to the merchandise passes to the Buyer only when the full purchase price and all other charges under this agreement have been paid in full. In the event of any default in payment, Seller retains the right to repossess all of the merchandise 90 days after the due date of the invoice.
3. Deposits: A deposit is required with the order on all orders. The amount of the deposit is determined by the Empire Credit Department after review of the customer's credit application.
4. Tax: Empire will include sales tax on the invoice unless the client provides a sales tax exemption certificate.
5. Customer Order: Empire will process customer orders after receipt of an executed copy of these Terms and Conditions, a client-signed valid quote or a client-signed valid purchase order, and completion of any Credit Department requirements for deposit or payment. Except for credit and payment terms, these Terms and Conditions will continue to apply to all subsequent orders, unless otherwise agreed in writing. Empire may modify credit and/or payment terms from time to time as necessary. Empire will communicate such changes, if any, to the client in writing prior to the execution of any orders to which the terms would apply.
6. Changes and Cancellations: Upon acceptance, orders can not be changed or cancelled without Empire's written consent. The costs of approved changes and/or cancellations are the responsibility of the client.
7. Returns: Merchandise is not returnable unless it has been authorized by the Manufacturer with the client bearing all costs including freight, pickup, delivery, restocking plus 15% of the purchase price for Empire's overhead.
8. Delivery and Installation: Empire is responsible for delivery and installation during normal working hours 8:00 AM and 4:00 PM, Monday through Friday, unless otherwise noted on the purchase agreement. Except as mentioned above, the client is also responsible for overtime premium for work performed outside normal hours. The client is also responsible for required prevailing wage or union labor and related benefits in excess of Empire's normal rates. It is the responsibility of client to be present at time of installation/delivery, to acknowledge receipts and condition of furniture. Client's failure to sign for receipt may result in a redelivery or an additional trip by Empire, at an additional cost to Buyer. Any loss or damage of furniture stored at the client's location is the client's responsibility, regardless of the cause.
9. Condition of job site: The job site must be clean and free of all other trades and construction debris prior to installation, with sufficient electrical current, heat, elevator service and a secure staging area available during the course of the installation. The client is responsible for the scheduling of all elevators, elevator operators, security, hoisting, loading docks, power and any other building services needed. Failure to provide a job site in the proper condition may result in installation delays and/or additional charges, at Empire's sole discretion.
10. Partial Deliveries can be made at the Client's request for an additional charge. Unplanned partial deliveries may result in a premium, overtime charge.
11. Storage: Merchandise can be held without a cost for up to 30 days at Empire's warehouse. Any merchandise held beyond 30 days due to client's inability to receive the delivery will incur a storage fee of 2% of the Selling Price per month. Any product owned by the Buyer that is brought to and held by Empire Office for more than 30 days will incur a storage fee of \$1.35 per square foot of space occupied billed to the client on a monthly basis.
12. Warranties, Maintenance & Repair: If the client is dissatisfied at the time of installation/delivery, it should be noted on the Punch List. Damaged merchandise will be modified to the client's satisfaction, or will be replaced. Buyer may delay payment of up to 10% of the Invoice, without penalty, until all Punch List items are corrected. However, it is expressly understood that the remaining 90% of the invoice is due and payable, under the credit terms extended by seller, regardless of the presence or extent of Punch List items. All claims for breach of warranty, expressed or implied shall be made solely upon the manufacturer, it being agreed that Empire is not be responsible for any such item. Empire will provide the necessary service at no charge to correct defects it caused or which are covered by the manufacturer's warranty (the terms of which vary by manufacturers). Non-warranty repairs and maintenance will be performed at our standard pricing. Buyer will be notified in advance if there will be a charge for a service.
13. In the event the client fails to pay all outstanding balances within payment terms the client is responsible for all legal fees.
14. Use of materials and name: Empire may list the project and client in the published lists of its clients and projects. Empire may also use copies of images and videos of the project and related content for its portfolio purposes in connection with its prospective clients.
15. Design: Buyer acknowledges that in the event the order includes design services, Buyer is allowed up to three design changes. Any subsequent changes caused by Buyer may result in additional charges at the market rate for design services.

These Terms and Conditions have been reviewed and accepted by:

Signature

Company

Date

Print Name

Print Title

Prices will be held for 30 days but are subject to increase by manufacturer. Please be advised that this quote may not include applicable sales and use tax.

Quote authorized by:

Peter Gaslow - President
Empire Office, Inc.

ACCEPTED BY:

TITLE:

DATE:

State of Florida Pricing

Contract/Vendor #: 425-001-12-1

Account Code: ACCT-FL

Effective: August 29, 2014 – March 2, 2020

Systems

Discounting for AO2, MWall, Divi, Matrix, Calibrate and Oxygen

List Price of Order	End User Discount	Dealer Margin	SPIF
\$1 - \$7,500	75.75%	10%	2%
\$7,501 - \$30,000	77.00%	10%	2%
\$30,001 - \$125,000	80.51%	10%	2%
\$125,001 - \$300,000	81.00%	10%	2%
\$300,001 - \$400,000	82.25%	10%	2%
\$400,001 - \$500,000	82.75%	10%	2%

Seating

Discounting for Seating

List Price of Order	End User Discount	Dealer Margin	SPIF
\$1 +	67.55%	10%	2%

Casegoods

Discounting for Compete and Compete Plus

List Price of Order	End User Discount	Dealer Margin	SPIF
\$1 - \$125,000	81.25%	10%	2%
\$125,001 - \$300,000	81.75%	10%	2%
\$300,001 - \$400,000	82.50%	10%	2%
\$400,001 - \$500,000	83.00%	10%	2%

Price List: 2016 AIS Price Lists

State PO must be submitted with every order

To receive the same discount for add-on orders as the original project, add-on order must be placed 30 days from original ship date. For all add-on orders under \$30,000 list, if add-on discount is allowed, freight is additional and will be billed at actual freight cost. Applies for one additional order within the 30-day period.

Purchase Order Requirements/Processing: Purchase orders must be received by 12:00 noon EST in order for the following day to be considered start of ship date lead time. The total net amount of order must be clearly indicated on all purchase orders. Account must be in good standing, and have no past due balance for purchase order to be accepted.

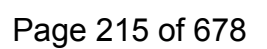
Email orders to orderentry@ais-inc.com

Admin Fee: Not applicable

SPIF

SPIF must be applied for online in the DealerNet SPIF center.

SPIFs must be claimed prior to the order shipping. SPIF will be paid once the order has been paid and the dealer's account is current.



Page 1 of 1

From: Utilities

Date: 07/26/17

Page 216 of 678

Transfer needed for: Furniture for the East Water Treatment Plant West Gallery

Approvals:
Department Head:
Finance Department:
City Manager:

Budget Office Use Only

Document # _____

Group # _____

Posted By: _____

[Skip to Main Content](#)

Department of Management Services

[Florida Department of Management Services](#) > [Business Operations](#) > [State Purchasing](#) > [Vendor Information](#) > [State Contracts and Agreements](#) > [State Term Contracts](#) > Furniture: Office and Files

<< [Return](#)

Furniture: Office and Files425-001-12-1

Contract Details

Effective Period 03/02/2012 through 03/01/2020

Contract Type State Term Contract

Contract Information

- [Pricing](#)
- [Contractors](#)
- [How to Use this Contract](#)
- [Frequently Asked Questions](#)

Contract Documents

[Microsoft Word \(1.03 MB\)](#)
[PDF \(1.63 MB\)](#)
[Amendments and Memorandums](#)

Contract Administration

• [Cindy Newsome](#)
 (850) 410-0978
Cindy.Newsome@dms.myflorida.com

Commodity Codes

425-650, 425-100, 425-110, 425-120, 425-140, 425-510, 425-060, 425-050, 425-770, 425-070, 425-240, 425-300, 425-020, 425-030, 425-040, 425-090, 425-190, 425-200, 425-630, 425-660, 425-210, 425-220, 425-230, 425-550, 425-900, UNSPSC-43211613, UNSPSC-44111519, UNSPSC-44111800, UNSPSC-46171500, UNSPSC-56101500, UNSPSC-561010501, UNSPSC-56101503, UNSPSC-56101504, UNSPSC-56101507, UNSPSC-56101510, UNSPSC-56101520, UNSPSC-56101530, UNSPSC-56101700, UNSPSC-56101702, UNSPSC-56101707, UNSPSC-56101715, UNSPSC-56111501, UNSPSC-56111600, UNSPSC-56121005, UNSPSC-56121800

Description

This state term contract includes for the purchase of office and conference/public area furniture, including lateral and vertical steel files, dispatch/911 furniture, conference or training tables, mail processing furniture, conference or training chairs, map files, storage and presentation accessories, reception desks, single and multiple seating units, sofas and loveseats (public areas), and occasional tables. Fireproof files, art work and decorative lamps and accessories are not part of this contract.

Benefits

- Discounts of 45 to 78 percent off of list price (MSRP) for each contractor, with average discount of 62 percent
- Additional discounts are negotiable for large quantity orders and one time delivery of large single orders
- 90-day delivery time (some Quick Ship)
- Delivery can be based on GSA terms
- Statewide coverage
- 59 Manufacturers with over 1,500 approved servicing dealers. Certified minority vendors available.
- Toll-free access to customer service representatives
- Wide product selection with over 100,000 items on contract. Custom options available.
- Dedicated contractor website with prices, discounts, dealers, and LEED green products/environmental information

PURCHASE ORDER CITY OF BOYNTON BEACH, FLORIDA

PROCUREMENT SERVICES DEPARTMENT
100 EAST BOYNTON BEACH BOULEVARD
P.O. BOX 310
BOYNTON BEACH, FLORIDA 33425-0310

P.O. #: 171399
DATE: 08/31/17

VENDOR 35


TO: TYCO INTEGRATED SECURITY
TYCO FIRE & SECURITY MGMT
6931 VISTA PARKWAY N. #16
WEST PALM BEACH, FL 33411

SHIP TO:
City of Boynton Beach
JOHN DENSON POOL
225 NW 12TH AVENUE
BOYNTON BEACH, FL 33435

REQUISITION NO. 69715	ORDERING DEPARTMENT: RECREATION & PARKS	INQUIRIES REGARDING PURCHASE ORDER CALL (561)742-6310
DATE NEEDED:	BID NO: COMMISSION APPROVED:	

LINE#	QUANTITY	UOM	ITEM NO. AND DESCRIPTION	UNIT COST	EXTENDED COST
1	6.00	EA	VIDEO SURVEILLANCE SYSTEM FOR DENSON POOL: ILLUSTRATION ESSENTIALS 2MP BULLET, 2.8-12MM, OUTDOOR, NONVANDAL, WHITE, TDN W/IR, W. VENDOR ITEM NO.- IES02B1BNWIYA	323.9100	1943.46
2	1.00	EA	HVR, 8AN64IP, 2 TB, DESKTOP VENDOR ITEM NO.- 0804-02T-DTL	4080.7700	4080.77
3	400.00	EA	24-4P UTP-CMP SOL BC CAT5E FRPO/FEP/FRLSPVC WHITE 500FT BOX NONBONDED-PAIR. VENDOR ITEM NO.- 710536EWTA	.3000	120.00
4	600.00	EA	24-4P UTP-CMP SOL BC CAT5E FRPO/FEP/FRLSPVC WHITE 500FT BOX NONBONDED-PAIR. VENDOR ITEM NO.- 710536EWTA	.3000	180.00
5	1.00	EA	17" LCD 1280X1024, HDMI, VGA, Y/C, 2XBNC IN W/LOOP AUDIO, 3D CF & DI, HARD G. VENDOR ITEM NO.- ADLCD17MPB	276.4900	276.49
6	2.00	EA	SINGLE IP CAMERA LICENSE VENDOR ITEM NO.- EVIP-01	153.2300	306.46
7	250.00	EA	CONDUIT VENDOR ITEM NO.- LOCAL	1.2900	322.50
8	357.14	DL	MISCELLANEOUS MATERIALS (EMT/FLEX, BOX FITTINGS, BOX TAMPERS, ETC). VENDOR ITEM NO.- MISC	1.0000	357.14
9	4242.00	DL	INSTALLATION LABOR, PROGRAMMING & TESTING	1.0000	4242.00

PIGGYBACK NJPA CONTRACT
#031913-TIS.

PROCUREMENT SERVICES:		P.O. TOTAL:
ACCOUNT NO. 172-2712-572.64-02	PROJECT	

PURCHASE ORDER
CITY OF BOYNTON BEACH, FLORIDA

PROCUREMENT SERVICES DEPARTMENT
100 EAST BOYNTON BEACH BOULEVARD
P.O. BOX 310
BOYNTON BEACH, FLORIDA 33425-0310

P.O. #: 171399
DATE: 08/31/17

VENDOR 35

TO: TYCO INTEGRATED SECURITY
TYCO FIRE & SECURITY MGMT
6931 VISTA PARKWAY N. #16
WEST PALM BEACH, FL 33411

SHIP TO:
City of Boynton Beach
JOHN DENSON POOL
225 NW 12TH AVENUE
BOYNTON BEACH, FL 33435


REQUISITION NO. 69715	ORDERING DEPARTMENT: RECREATION & PARKS		INQUIRIES REGARDING PURCHASE ORDER CALL (561)742-6310
DATE NEEDED:	BID NO:	COMMISSION APPROVED:	

LINE#	QUANTITY	UOM	ITEM NO. AND DESCRIPTION	UNIT COST	EXTENDED COST
-------	----------	-----	--------------------------	-----------	---------------

EXPIRES 4/23/18

ESTIMATE #1-3E0M9B0

REMARKS:
VIDEO CAMERA SYSTEM FOR DENSON POOL
DO NOT MAIL PO - DOUG SOLOMON WILL SEND TO VENDOR

PROCUREMENT SERVICES:		P.O. TOTAL:	11828.82
ACCOUNT NO. 172-2712-572.64-02	PROJECT		

PURCHASE REQUISITION NBR: 0000069715

REQUISITION BY: RECREATION & PARKS

STATUS: DEPT APPROVAL
REASON: VIDEO CAMERA SYSTEM FOR DENSON POOL

SHIP TO LOCATION: DENSON POOL

DATE: 8/23/17
DELIVER BY DATE: 8/31/17

LINE
NBR DESCRIPTION

SUGGESTED VENDOR: 35 TYCO INTEGRATED SECURITY

QUANTITY UOM UNIT COST EXTEND COST VENDOR PART NUMBER

ACCOUNT INFORMATION

LINE #	ACCOUNT	PROJECT	AMOUNT
1	17227125726402	MACHINERY AND EQUIPMENT	1943.46
2	17227125726402	GENERAL EQUIPMENT	4080.77
3	17227125726402	MACHINERY AND EQUIPMENT	120.00
4	17227125726402	GENERAL EQUIPMENT	180.00
5	17227125726402	MACHINERY AND EQUIPMENT	276.49
6	17227125726402	GENERAL EQUIPMENT	306.46
7	17227125726402	MACHINERY AND EQUIPMENT	322.50
8	17227125726402	GENERAL EQUIPMENT	357.14
9	17227125726402	MACHINERY AND EQUIPMENT	4242.00

11828.82

REQUISITION IS IN THE CURRENT FISCAL YEAR.

REQUISITION COMMENTS:

RETURN PO TO DOUG SOLOMON.

APPROVALS

City Manager: [Signature] Date: 8/31/17
Finance Dept: [Signature] Date: 8/28/17
Risk Manager: [Signature] Date: 8/25/17
City Attorney: _____ Date: _____

PURCHASE REQUISITION NBR: 0000069715

REQUISITION BY: RECREATION & PARKS
 STATUS: DEPT APPROVAL
 REASON: VIDEO CAMERA SYSTEM FOR DENSON POOL
 DATE: 8/23/17
 SUGGESTED VENDOR: 35 TYCO INTEGRATED SECURITY
 DELIVER BY DATE: 8/31/17

SHIP TO LOCATION: DENSON POOL

LINE NBR	DESCRIPTION	QUANTITY	UOM	UNIT COST	EXTEND COST	VENDOR PART NUMBER
1	VIDEO SURVEILLANCE SYSTEM FOR DENSON POOL: ILLUSTRATION ESSENTIALS 2MP BULLET, 2.8-12MM, OUTDOOR, NONVANDAL, WHITE, TDN W/IR, W. COMMODITY: TELEVISION EQUIP & ACCESS SUBCOMMOD: VIDEO SURVEILLANCE SYSTEM	6.00	EA	323.9100	1943.46	IES02B1BNWIYA
2	HVR, 8AN641P, 2 TB, DESKTOP COMMODITY: TELEVISION EQUIP & ACCESS SUBCOMMOD: VIDEO SURVEILLANCE SYSTEM	1.00	EA	4080.7700	4080.77	0804-02T-DTL
3	24-4P UTP-CMP SOL BC CAT5E FRPO/FEP/FRLSPVC WHITE 500FT BOX NONBONDED-PAIR. COMMODITY: TELEVISION EQUIP & ACCESS SUBCOMMOD: VIDEO SURVEILLANCE SYSTEM	400.00	EA	.3000	120.00	710536EWTA
4	24-4P UTP-CMP SOL BC CAT5E FRPO/FEP/FRLSPVC WHITE 500FT BOX NONBONDED-PAIR. COMMODITY: TELEVISION EQUIP & ACCESS SUBCOMMOD: VIDEO SURVEILLANCE SYSTEM	600.00	EA	.3000	180.00	710536EWTA
5	17" LCD 1280X1024, HDMI, VGA, Y/C, 2XENC IN W/LOOP AUDIO, 3D CF & DI, HARD G. COMMODITY: TELEVISION EQUIP & ACCESS SUBCOMMOD: VIDEO SURVEILLANCE SYSTEM	1.00	EA	276.4900	276.49	ADLCD17MPB
6	SINGLE IP CAMERA LICENSE COMMODITY: TELEVISION EQUIP & ACCESS SUBCOMMOD: VIDEO SURVEILLANCE SYSTEM	2.00	EA	153.2300	306.46	EVIP-01
7	CONDUIT COMMODITY: TELEVISION EQUIP & ACCESS SUBCOMMOD: VIDEO SURVEILLANCE SYSTEM	250.00	EA	1.2900	322.50	LOCAL
8	MISCELLANEOUS MATERIALS (EMT/FLEX, BOX FITTINGS, BOX TAMPERS, ETC). COMMODITY: TELEVISION EQUIP & ACCESS SUBCOMMOD: VIDEO SURVEILLANCE SYSTEM	357.14	DL	1.0000	357.14	MISC
9	INSTALLATION LABOR, PROGRAMMING & TESTING	4242.00	DL	1.0000	4242.00	
					REQUISITION TOTAL:	11828.82

PIGGYBACK NJPA CONTRACT #031913-TIS.
 EXPIRES 4/23/18

ESTIMATE #1-3E0M9H0
 COMMODITY: TELEVISION EQUIP & ACCESS
 SUBCOMMOD: VIDEO SURVEILLANCE SYSTEM



CITY OF BOYNTON BEACH
REQUEST FOR PURCHASE OVER \$10,000

Date: 8-25-17

Requesting Department: RECREATION & PARKS Contact Person: Wally MATOS

Explanation for Purchase:

SECURITY CAMERAS FOR HENSON POOL

Recommended Vendor Tyco

Dollar Amount of Purchase \$11,328.32

Source for Purchase (check and attach backup materials):

Three Written Quotations ☐

State Contract ☐

SNAPS ☐

Piggy-Back ☒

Emergency Purchase ☐

GSA ☐

PRIDE/RESPECT ☐

Sole Source ☐

Budgeted Item ☐

Other ☐

NJPA Contract
Contract Number: #031913-TIS exp. 4/23/18

NOTE: Pricing proposal for purchase must be presented in the same detail contained within the contract.

Fund Source for Purchase:

172 2712 572 6402

Approvals:

Department Head

Date

Purchasing Agent

Date

Asst City Manager

Date

City Manager

Date



Return Purchase Order & Proposal to the Local Account Manager. Thank you!

City of Boynton Beach
225 NW 12th Avenue
Boynton Beach FL 33435
NJPA Member #21407

Authorized NJPA
Schedule Price Quote
CONTRACT #031913-TIS

TycoIS Local Account Mgr: Nathan Gallin
Local Account Mgr Phone: 1.561-207-3535
Local Account Mgr Email: ngalin@tyco.com
SME: Steve Myers
Telephone: 901-214-2106
Email: skmyers@tyco.com
Proposal Date: 08/08/17
Proposal Name: John Denson Pool Cameras
Compass Estimate #: 1-3E0M9B0
Proposal Expires: 11/06/17

Proposal Prepared by:
Linda Jones
SLG Sales Support
100 Chestnut St., 16th Floor
Rochester, NY 14604
Phone: 585-613-9266
ljones@tyco.com

Installation Charges:

NJPA Schedule Products	\$6,907.18
NJPA Installation Labor	\$4,242.00
Sourced Goods	\$679.64

Installation Charge Summary:

\$11,828.82

Annual Services Options:

NJPA Item	2nd Year - Optional Annual Maintenance Charges (One-Year warranty on Equipment and Labor was included for first year)	\$1,165.63
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Annual Service Charge Summary:

\$1,165.63

Additional Notes:

Note #1: Rates assume that neither the Davis Bacon Act ("DBA"), nor any other Prevailing Wage Act applies. If this is incorrect, please advise in writing before submittal of the purchase order and provide the applicable prevailing wage determination and we will provide a revised quote.

Note #2: This proposal DOES NOT include any applicable Local, State, or Federal taxes.

Note #3: Customer to provide Power and Telco Communications.

Note #4: Please include NJPA Contract Number 031913-TIS on your Purchase Order



NJPA AWARDED CONTRACT

**City of Boynton Beach
Boynton Beach FL 33435**

			NJPA Net Price	
Qty.	Model	Description	Each	Extended
6	IES02B1BNWIYA	ILLUSTRA ESSENTIALS 2MP BULLET, 2.8-12MM, OUTDOOR, NONVANDAL, WHITE, TDN W/IR, W	\$323.91	\$1,943.46
1	0804-02T-DTL	HVR, 8AN64IP, 2 TB, DESKTOP	\$4,080.77	\$4,080.77
400	710536EWTA	24-4P UTP-CMP SOL BC CAT5E FRPO/FEP/FRLSPVC WHITE 500FT BOX NONBONDED-PAIR	\$0.30	\$120.00
600	710536EWTA	24-4P UTP-CMP SOL BC CAT5E FRPO/FEP/FRLSPVC WHITE 500FT BOX NONBONDED-PAIR	\$0.30	\$180.00
1	ADLCD17MPB	17" LCD 1280x1024, HDMI, VGA, Y/C, 2xBNC IN w/Loop, Audio, 3D CF & DI, Hard G	\$276.49	\$276.49
2	EVIP-01	SINGLE IP CAMERA LICENSE	\$153.23	\$306.46
Sourced Goods				
250	LOCAL	CONDUIT	\$1.29	\$322.50
1	Misc	Miscellaneous Materials (EMT/Flex,Box Fittings, Box Tampers, ETC.)	\$357.14	\$357.14
NJPA Installation Labor				
Installation Labor, Programming and Testing				\$4,242.00
Total			\$11,828.82	

Howard, Tim

From: Majors, Wally
Sent: Monday, August 07, 2017 2:07 PM
To: LaVerriere, Lori
Cc: Howard, Tim
Subject: FW: JOHN DENSON POOL - 8-CHANNEL NVR WITH 4 & 6 CAMERAS
Attachments: JSIMPLE PROPOSAL ohn Denson Pool - 4 & 6 CAMERA PROPOSAL.doc; JOHN DENSON POOL WITH 4 OUTDOOR CAMERAS - AGREEMENT.pdf; MAP - JOHN DENSON POOL - 4CAMERAS.pdf; JOHN DENSON POOL WITH 6 OUTDOOR CAMERAS - AGREEMENT.pdf; MAP - JOHN DENSON POOL - 6 CAMERAS.pdf

Lori,
Got the quotes from PD for pool cameras. if at possible, the 6 camera solution allows us to not only monitor the pool, but also the front (parking lot side). If this looks ok, I'll get with them regarding the \$.



Wally Majors
Director
Recreation & Parks, Administration
City of Boynton Beach
125 S.E. 2nd Ave. | Boynton Beach, Florida 33435
☎ 561-742-6255 | 📠 561-742-6238
✉ MajorsW@bbfl.us | 🌐 <http://www.boynton-beach.org/>
🐦 📘



America's Gateway to the Gulfstream

Please be advised that Florida has a broad public records law and all correspondence to me via email may be subject to disclosure. Under Florida records law, email addresses are public records. Therefore, your e-mail communication and your e-mail address may be subject to public disclosure.

From: Solomon, Doug
Sent: Monday, August 07, 2017 1:52 PM
To: Majors, Wally
Subject: FW: JOHN DENSON POOL - 8-CHANNEL NVR WITH 4 & 6 CAMERAS

Wally,

Attached are the proposals. The pricing is in the Word document. The only thing that would need to be changed is in the proposal, they have the Video Recorder being installed at the Pool Building. I already responded and told them I wanted it installed at the Sara Sims Center, as that is more secure.

4 camera solution...just under \$10,000
6 camera solution...just over \$12,000

I would go with the 6 camera option, but if that is too much money, you can always start with 4 and add another 2 later.

The PDF's are agreements that need to be signed and returned depending on which option you want, as well as maps of where the cameras would be located.



Doug Solomon
Technical Services Manager
Boynton Beach Police Department
561.742.6171
solomond@bbfl.us

From: Galin, Nathan [<mailto:ngalin@tyco.com>]
Sent: Monday, August 07, 2017 1:39 PM
To: Solomon, Doug <SolomonD@bbfl.us>
Subject: JOHN DENSON POOL - 8-CHANNEL NVR WITH 4 & 6 CAMERAS

Hi Doug,

It was a pleasure meeting with you this morning.

I have attached the proposal for the 4 and 6 cameras with the 8-channel – 2Tb Hybrid NVR.

I have also attached the agreements for both along with a map showing the four and six camera locations. I was able to use my upper management DOA (directive of authority) to get the 4-camera proposal under the \$10,000 budget you asked for. I continued to use his DOA for the six cameras so you will have the same margin savings for both. The color bullet cameras are the same AD cameras you have outside at the police station.

Four IP licenses come with the hybrid NVR at no additional costs.

We also are going to install a 17" LCD Color Monitor at the reception desk therefore allowing the person in charge to have a continuous viewing of the live activity in the event that something should happen when the pool is open.

Please review both agreements and the proposal and sign the first and last pages of whichever you wish to move forward with.

I will then expedite everything for you.

Please feel free to call me with any questions you may have.

Thanks again.

Nathan Galin / Commercial Senior Account Executive / Tyco Integrated Security
Tel: +1.561-207-3535 / Cell: +1.612.226.9329
440 Columbia Drive, West Palm Beach, FL. 33409 / USA
ngalin@tyco.com / www.tycois.com



This e-mail contains privileged and confidential information intended for the use of the addressees named above. If you are not the intended recipient of this e-mail, you are hereby notified that you must not disseminate, copy or take any action in respect of any information contained in it. If you have received this e-mail in error, please notify the sender immediately by e-mail and immediately destroy this e-mail and its attachments.



**Proposal for
City of Boynton Beach
225 NW 12th. Avenue
Boynton Beach, FL 33435
08/07/2017**

**8-Channel 2Tb – Hybrid NVR with 4 outdoor IR Color Bullet Cameras
8-Channel 2Tb – Hybrid NVR with 6 outdoor IR Color Bullet Cameras**

This Tyco Integrated Security Proposal (the "Proposal") contains Tyco proprietary and business confidential information and may not be shared with third parties without the prior written consent of Tyco. Tyco's provision of the equipment, systems, and/or services described in this Proposal is expressly conditioned upon Company's acceptance of the terms and conditions of the standard Tyco Integrated Security "AGREEMENT" COMMERCIAL TERMS AND CONDITIONS posted on <http://www.tycois.com/standardtandc>. The system design and specified equipment are subject to final approval by your local fire department or other authority having jurisdiction. This Proposal is valid for a period of sixty (60) days from the above date and any deletions or additions to this Proposal may result in changes to the pricing and/or terms and conditions.

Inquiries regarding this proposal may be directed to:

Nathan Galin
Tyco Integrated Security
Phone #: 561-207-3535
Cell Phone #: (612) 226-9329
Email: ngalin@tyco.com



City of Boynton Beach
225 NW 12th. Avenue
Boynton Beach, FL 33435

Estimate Name: City of Boynton Beach - John Denson Pool - CCTV

DATE 08/07/2017

Dear Doug Solomon:

Thank you for allowing Tyco Integrated Security (Tyco) the opportunity to provide City of Boynton Beach with our proposal for City of Boynton Beach - John Denson Pool - CCTV.

As an industry leader, Tyco's desire is to bring experience, industry insight and value to our customers by providing solutions that deliver lasting results while help keeping risk to a minimum. Your business is our business and helping to reduce your losses while improving operations means Tyco is consistently evaluating your issues and needs.

Tyco provides integrated security solutions to businesses like yours throughout the world. In North America, Tyco maintains over 200 full-service brick and mortar offices, staffed by more than 10,000 company-trained employees, including over 3,700 service personnel. With unparalleled presence across the U.S., Tyco service and installation teams are specially trained and focused on our technology offerings.

We are proud of our history, financial strength and depth and breadth of services we offer and I look forward to discussing our proposal with you and showing you why Tyco is the premier leader in the electronic security industry.

I offer you my personal commitment to help ensure Tyco meets your business needs.

Sincerely,

Nathan Galin
Commercial Business Solutions

TYCO INTEGRATED SECURITY CONFIDENTIAL AND PROPRIETARY BUSINESS INFORMATION

Page 2 of 8

SCOPE OF WORK FOR City of Boynton Beach – Hybrid 8-channel NVR with 4 outdoor color bullet cameras

This proposal presented by Tyco is being provided at the request of City of Boynton Beach to successfully meet the specifications of the City of Boynton Beach - John Denson Pool - CCTV Project at the 225 NW 12th. Avenue, Boynton Beach, FL 33435 location.

We propose to install and maintain a Video system which will consist of the following:

- Contact Information:** Doug Solomon - 561-742-6171
Nathan Galin - 612-226-9329
- System Operation:** Tyco installers will be installing (4) outdoor bullet Color (IR) Infra-red wide dynamic range cameras at the John Denson Pool as shown on the map.
Camera 1 - viewing the parking lot area
Camera 2 - Viewing North along the pavement next to the pool and SW of the pool area.
Camera 3 - Viewing South along the pavement next to the pool and SE of the pool area.
Camera 4 - Viewing the North entrance gate area and the North pavement area of the pool area
The PVC will be running outside under the overhang.
We will be adding (1) 8-channel - 2Tb. hybrid NVR which will be installed in the network room in the clubhouse. We will also be installing (1) 17" LCD Color Monitor at the reception desk in addition to attempt to add the existing analog dome camera presently installed from the ceiling at the front desk. Tyco installers will connect the system through their network at the pool location. Personnel at the Boynton Beach Police Department will be able to retrieve the video on their laptops and will also be able to be seen remotely on their smart phones or I-pads.
All cameras will be focused and set to 10fps in active mode. All cameras will be placed on motion only status.
- Programming Info:** Tyco installers will program the cameras on the Exacq 8-channel NVR and focus all cameras. Tyco installers will set the cameras to 10fps when camera is active.
- Site Conditions:** Existing construction. The cameras will be located outside of the clubhouse at the community pool to view the pool area and the parking lot. We are installing the 17" LCD Monitor at the reception desk to minimize reaction time should an incident occur at the pool.



City of Boynton Beach
225 NW 12th. Avenue
Boynton Beach, FL 33435

Estimate Name: City of Boynton Beach - John Denson Pool - CCTV

Existing Equipment: We will not be dismantling any of the existing equipment.

Customer Expectations: Customer would like to have this completed as soon as possible as they are under a time and budget timeline.

Training Expectations: Tyco installers will train customer on all aspects of viewing, saving, archiving and burning CD for prosecution and/or insurance purposes.

General Comments: No permits needed.

Customer Responsibilities / Tyco Exclusions: Customer will need a Static IP address, Network Drop and Gateway at the pool. Customer will allow Tyco installers the space and time to complete the installation.

Documentation Needs: All documentation will be left with customer at the pool location.

BILL OF MATERIALS FOR City of Boynton Beach

City of Boynton Beach - John Denson Pool 4- camera System

QTY	PRODUCT CODE	DESCRIPTION
		Closed Circuit Television PROVIDED
		Maintenance Quality Service Plan PROVIDED
4	IES01B1BNWIYA	ILLUSTRA ESSENTIALS 1MP BULLET, 2.8-12MM, OUTDOOR, NONVANDAL, WHITE, TDN W/IR, W
1	0804-02T-DTL	HVR, 8AN64IP, 2 TB, DESKTOP
150	Conduit	Conduit
1	Programming	Programming
1	Labor Adjustments	2 man rule and wall penetrations through concrete walls
1	Miscellaneous Hardware	Outdoor Boxes
1	ADLCD17MPB	17" LCD 1280x1024 HDMI, VGA, Y/C, 2xBNC IN w/Loop, Audio, 3D CF & DI, Hard Glass Protection

PAYMENT OPTIONS

Provides your business with ownership of the electronic security equipment upon purchase.

Installation Investment Package: **\$ 9,972.33**
Total Monthly Payment Including Preferred Services: **\$ 136.67/month**

➤ Complete Maintenance is included in above quote.

SCOPE OF WORK FOR City of Boynton Beach – Hybrid 8-channel NVR with 6 outdoor color bullet cameras

This proposal presented by Tyco is being provided at the request of City of Boynton Beach to successfully meet the specifications of the City of Boynton Beach - John Denson Pool - 6 cams. Project at the 225 NW 12th. Avenue, Boynton Beach, FL 33435 location.

We propose to install and maintain a Video system which will consist of the following:

System Operation:

Tyco installers will be installing (6) outdoor bullet Color (IR) Infra-red wide dynamic range cameras at the John Denson Pool as shown on the map.

Camera 1 - viewing the parking lot area

Camera 2 - Viewing North along the pavement next to the pool and SW of the pool area.

Camera 3 - Viewing South along the pavement next to the pool and SE of the pool area.

Camera 4 - Viewing the North entrance gate area and the North pavement area of the pool area,

Camera 5 - Located on the South side of the building viewing the East walkway to the pool and side of the building.

Camera 6 - Located on the North side of the building viewing East walkway to the pool and side of the building.

The PVC will be running outside under the overhang.

We will be adding the 8-channel - 2Tb. hybrid NVR which will be installed in the network room in the clubhouse. We will also be installing (1) 17" LCD Color Monitor at the reception desk in addition to attempt to add the existing analog dome camera presently installed from the ceiling at the front desk. Tyco installers will connect the system through their network at the pool location. Personnel at the Boynton Beach Police Department will be able to retrieve the video on their laptops and will also be able to be seen remotely on their smart phones or I-pads.

All cameras will be focused and set to 10fps in active mode. All cameras will be placed on motion only status.

FOUR CAMERA LICENSES COMES WITH THE HYBRID NEVER – TWO ADDITIONAL LICENSES WERE ORDERED FOR THE ADDITIONAL TWO CAMERAS.

Programming Info:

Tyco installers will program the cameras on the Exacq 8-channel NVR and focus all cameras. Tyco installers will set the cameras to 10fps when camera is active.

Site Conditions:	Existing construction. The cameras will be located outside of the clubhouse at the community pool to view the pool area and the parking lot.
Existing Equipment:	We will not be dismantling any of the existing equipment.
Customer Expectations:	Customer would like to have this completed as soon as possible as they are under a time and budget timeline.
Training Expectations:	Tyco installers will train customer on all aspects of viewing, saving, archiving and burning CD for prosecution and/or insurance purposes.
General Comments:	No permits needed.
Customer Responsibilities / Tyco Exclusions:	Customer will need a Static IP address, Network Drop and Gateway at the pool. Customer will allow Tyco installers the space and time to complete the installation.
Documentation Needs:	All documentation will be left with customer at the pool location.

BILL OF MATERIALS FOR City of Boynton Beach

City of Boynton Beach - John Denson Pool - 6 camera System

QTY	PRODUCT CODE	DESCRIPTION
		Closed Circuit Television PROVIDED
		Maintenance Quality Service Plan PROVIDED
6	IES01B1BNWIYA	ILLUSTRA ESSENTIALS 1MP BULLET, 2.8-12MM, OUTDOOR, NONVANDAL, WHITE, TDN W/IR, W
1	0804-02T-DTL	HVR, 8AN64IP, 2 TB, DESKTOP
200	Conduit	Conduit
1	Programming	Programming
1	Labor Adjustments	2 man rule and wall penetrations through concrete walls
1	Miscellaneous Hardware	Outdoor Boxes
1	ADLCD17MPB	17" LCD 1280x1024 HDMI, VGA, Y/C, 2xBNC IN w/Loop, Audio, 3D CF & DI, Hard Glass Protection
2	EVIP-01	EXACQ Vision Camera Licenses

PAYMENT OPTIONS

Outright Sale Option

Provides your business with ownership of the electronic security equipment upon purchase.

Installation Investment Package: \$12,006.78
Total Monthly Payment Including Preferred Services: \$ 160.00/month

**Letter of Agreement
to Extend the Contract**

Between

Tyco Integrated Security LLC (Vendor)
3601 Eisenhower Avenue, 3rd Floor
Alexandria, VA 22304

and

National Joint Powers Alliance® (NJPA)
202 12th Street NE
Staples, MN 56479
Phone: (218) 894-1930

The Vendor and NJPA have entered into an Agreement (Contract #031913-TIS) for the procurement of Facility Security Equipment, Systems and Services with Related Equipment and Supplies. This Agreement has an expiration date of April 23, 2017, but the parties may extend the Agreement for one additional year by mutual consent.

The parties acknowledge that extending the Agreement for another year benefits the Vendor, NJPA and NJPA's Members. The Vendor and NJPA therefore agree to extend the Agreement listed above for a fifth year. ~~The existing Agreement will terminate on April 23, 2017.~~ All other terms and conditions of the Agreement remain in force.


National Joint Powers Alliance® (NJPA)

By: , Its: Director of Cooperative
Contracts & Procurement/CPO

Name printed or typed: Jeremy Schwartz

Date 3-1-17

Tyco Integrated Security LLC

By: , Its: Director of Sales

Name printed or typed: STEVE LEITZ

Date 2-28-17

FORM D**Formal Offering of Proposal**
(To be completed Only by Proposer)**FACILITY SECURITY EQUIPMENT, SYSTEMS AND SERVICES WITH RELATED EQUIPMENT, AND SUPPLIES**

In compliance with the Request for proposal (RFP) for "FACILITY SECURITY EQUIPMENT, SYSTEMS AND SERVICES WITH RELATED EQUIPMENT, AND SUPPLIES", the undersigned warrants that I/we have examined this RFP and, being familiar with all of the instructions, terms and conditions, general specifications, expectations, technical specifications, service expectations and any special terms, do hereby propose, fully commit and agree to furnish the defined equipment/products and related services in full compliance with all terms, conditions of this RFP, any applicable amendments of this RFP, and all Proposer's Response documentation. Proposer further understands they accept the full responsibility as the sole source of responsibility of the proposed response herein and that the performance of any sub-contractors employed by the Proposer in fulfillment of this proposal is the sole responsibility of the Proposer.

Company Name: Tyco Integrated Security LLC Date: April 2, 2013Company Address: 3601 Eisenhower Avenue, 3rd FloorCity: Alexandria State: VA Zip: 22304Contact Person: Steve Leitz Title: Director, Commercial SalesAuthorized Signature (ink only):  Dan Schroeder, Vice President, Sales
(Name printed or typed)



Contract Acceptance and Award

(To be completed only by NJPA)

NJPA 031913 FACILITY SECURITY EQUIPMENT, SYSTEMS AND SERVICES WITH RELATED EQUIPMENT, AND SUPPLIES

Tyco Integrated Security LLC
Proposer's full legal name

Your proposal is hereby accepted and awarded. As an awarded Proposer, you are now bound to provide the defined product/equipment and services contained in your proposal offering according to all terms, conditions, and pricing set forth in this RFP, any amendments to this RFP, your Response, and any exceptions accepted or rejected by NJPA on Form C.

The effective date of the Contract will be April 23, 20 13 and continue for four years thereafter AND which is subject to annual renewal at the option of both parties. This contract has the consideration of an optional fifth year renewal option at the discretion NJPA.

National Joint Powers Alliance® (NJPA)

NJPA Authorized signature: Susan Vanik Susan Vanik
NJPA Executive Director (Name printed or typed)

Awarded this 24 day of 20 13 NJPA Contract Number # 031913-TIS

NJPA Authorized signature: Scott Verona Scott Verona
NJPA Board Member (Name printed or typed)

Executed this 24 day of 20 13 NJPA Contract Number # 031913-TIS

Proposer hereby accepts contract award including all accepted exceptions and NJPA clarifications identified on FORM C.

Vendor Name Tyco Integrated Security LLC

Vendor Authorized signature: Steve Leitz STEVE LEITZ
(Name printed or typed)

Title: DIRECTOR, COMMERCIAL SALES

Executed this APRIL 26th day of 20 13 NJPA Contract Number # 031913-TIS



CITY OF BOYNTON BEACH AGENDA ITEM REQUEST FORM

COMMISSION MEETING DATE: 9/19/2017

REQUESTED ACTION BY COMMISSION: Legal Expenses - August 2017 - Information at the request of the City Commission. No action required.

EXPLANATION OF REQUEST:

Outside counsel has not provided all August 2017 statements to Risk Management and therefore their July invoices (most recent received) are attached.

HOW WILL THIS AFFECT CITY PROGRAMS OR SERVICES? n/a

FISCAL IMPACT: Budgeted

ALTERNATIVES: n/a

STRATEGIC PLAN:

STRATEGIC PLAN APPLICATION:

CLIMATE ACTION: No

CLIMATE ACTION DISCUSSION:

Is this a grant? No

Grant Amount:

ATTACHMENTS:

Type	Description
▢ Attachment	Summary Goren Cherof General August
▢ Attachment	Goren Cherof Doody & Ezrol August 2017
▢ Attachment	Summary Goren Cherof Risk-August
▢ Attachment	Goren Cherof Doody & Ezrol Risk Litigation Oversight Invoices
▢ Attachment	Summary Outside Counsel Risk-August
▢ Attachment	Outside Counsel - July and August 2017 Invoices

Goren, Cherof, Doody & Ezrol, P.A. - August 2017
General Legal Costs

Retainer-General Matters		
onsite office hours		
agenda item review		
pre-mtg commissioner mtgs		
commission mtg followup		
commission mtg		
contract review, code issues		
group homes, NOI research	139.9 Hours	16,165.84
Labor-general		4,920.15
Red light camera		5,372.65
Special Fire Assessment		601.10
Unsecured Creditors of Tribune		390.00
Exec Est of BB Homeowners(Dwork, Jonathan)		234.00
Litigation		2,691.00
Model Block Right of Way		390.00
Chandler, Nancy (RIC MAN)		39.00
Olen Properties Corp		78.00
Boynton Old School Partnership		234.00
Donastor,Murat v JP Morgan		0.00
Akyeshia Gums vs. JP Morgan		838.50
Deutsche Bank Natl Trust (Perlowitz, David)		78.00
Predelus, Love (HUD Complaint)		328.09
Bank of NY Mellon (White,Jack)		97.50
Po Ying Sem, Trustee (Stanley, Edmund)		955.50
Villa Del Sol Condo Assoc (Daquay, Marcel)		784.90
Seminole Lakes Homeowners (IH4 Prop)		19.50
Secured Holdings		156.00
FNMA (Moskoff, Eric)		0.00
Bock, Sharon as Clerk & Comptroller PBC		1,055.80
Estate of Hazel Clemmons,James Nutter Co.		0.00
HUD Housing Discrimination		0.00
COBB s/t Habitat for Humanity		0.00
Riverwalk Development Agt		916.50
Town Square		1,229.55
Nationstar Mtg (McBride, Cheryl)		429.00
HSBC Bank (Meriles, Jean)		448.50
US Bank Natl Assoc (Maxi, Kinson)		58.50
Prime Property of PB (Peterson, Steven)		117.00
The bank of NY Mellon(Est of Mordaunt)		448.50
TOTAL General Legal Costs-July 2017		39,077.08

GOREN, CHEROF, DOODY & EZROL, P.A.
Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
Telephone (954) 771-4500

CITY OF BOYNTON BEACH
100 East Boynton Beach Boulevard
Boynton Beach FL 33425

Page: 1
09/01/2017
ACCOUNT NO: 306-0005370
STATEMENT NO: 16726

Attn: Lynn Swanson

Special Fire Assessment

			HOURS	
08/02/2017	MDC	Review draft of legal advertisement for public hearing.	0.30	
08/18/2017	MDC	Review materials, research additional property tax exemptions for hardship program; phone conference with Tim Howard; prepare annual assessment resolution.	1.20	
08/23/2017	MDC	Review hardship application, phone conference with Tim Howard; prepare alternative annual resolutions per TH.	1.10	
08/25/2017	MDC	Revise alternative resolutions, forward to City.	0.40	
		FOR CURRENT SERVICES RENDERED	3.00	585.00

RECAPITULATION		HOURS	HOURLY RATE	TOTAL
<u>TIMEKEEPER</u>				
MICHAEL D. CIRULLO		3.00	\$195.00	\$585.00

Photocopies	16.10
TOTAL EXPENSES THRU 08/31/2017	16.10
TOTAL CURRENT WORK	601.10
BALANCE DUE	\$601.10

AMOUNTS PREVIOUSLY BILLED NOT INCLUDED ABOVE

GOREN, CHEROF, DOODY & EZROL, P.A.
Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
Telephone (954) 771-4500

CITY OF BOYNTON BEACH
100 East Boynton Beach Boulevard
Boynton Beach FL 33425

Attn: Lynn Swanson

Page: 1
09/01/2017
ACCOUNT NO: 306-0603180
STATEMENT NO: 16727

LABOR - General

			HOURS
08/04/2017	SHB	Discuss police pre-determination conference matters with Swanson and Woods.	0.10
08/07/2017	SHB	Receive and review Matson pre-d documents. Follow up with Oldbury.	2.00
08/08/2017	SHB	Receive and review Melo discipline documents. Research re: officer statements. Various correspondence with PBA and City re: Mulheisen pre-d. Receive and review draft SEIU grievance articles; discuss with JAC. Various correspondence and follow up re: pre-determination conference and PBA request for documents. Telephone conference with oldbury; follow up with Katz and PBA.	4.50
	JAC	Review SEIU grievance and disciplinary appeal rewrite.	0.80
08/09/2017	JAC	Review SEIU CBA - grievance draft; pull comp language from CBAs.	0.70
	SHB	Telephone conference with Oldbury re: pending matters. Review and revise proposed contract language. Discuss with JAC.	2.50
08/10/2017	SHB	Telephone conference with JAC and Oldury re: SEIU contract matters.	1.00
	JAC	Conference call with JO and SB re: SEIU grievance and disciplinary appeal CBA language.	1.00
08/15/2017	SHB	Receive, review, and revise grievance return letter. Follow up with Oldbury.	0.60
08/17/2017	SHB	Telephone conference with Oldbury re: drug test matters. Receive and review various documents and policies; discuss with JAC. Follow up with Oldbury.	1.50
08/22/2017	SHB	Review revised Sagel, Rodriguez, and Matson discipline documents; follow up with Oldbury. Follow up re: Mulheisen pre-d.	2.80
08/23/2017	SHB	Receive and review correspondence from Fagan re: Mulheisen pre-d. Coordinate reschedule date.	0.30
08/25/2017	SHB	Follow up with city re: various pre-determination conference matters.	0.60
	SHB	Meetings at City Hall re: group home and building code matters. Meeting at City Hall re: annexation and easement matters. Review and sign cemetery	

				HOURS	
		deeds.		6.00	
08/28/2017	SHB	Telephone conference with Oldbury re: DUI arrest matters. Discuss background check matters with Oldbury.		0.60	
		FOR CURRENT SERVICES RENDERED		25.00	4,875.00
RECAPITULATION					
	<u>TIMEKEEPER</u>		<u>HOURS</u>	<u>HOURLY RATE</u>	<u>TOTAL</u>
	JAMES A. CHEROF		2.50	\$195.00	\$487.50
	SHANA H. BRIDGEMAN		22.50	195.00	4,387.50
	Color photocopies				3.85
	Photocopies				41.30
	TOTAL EXPENSES THRU 08/31/2017				45.15
	TOTAL CURRENT WORK				4,920.15
	BALANCE DUE				<u>\$4,920.15</u>

GOREN, CHEROF, DOODY & EZROL, P.A.
Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
Telephone (954) 771-4500

CITY OF BOYNTON BEACH
100 East Boynton Beach Boulevard
Boynton Beach FL 33425

Page: 1
09/01/2017
ACCOUNT NO: 306-0806020
STATEMENT NO: 16728

Attn: Lynn Swanson

Red Light Cameras

			HOURS
08/02/2017	SHB	Discuss contract matters with MDC. Telephone conference with MDC and Reeb.	0.90
	MDC	Meet with SHB, review correspondence re: ATS agreement, phone conference with Harvey Dyer; phone conference with Dan Reeb re: logistics for restart of program.	0.90
08/03/2017	SHB	Various correspondence from ATS and City staff re: program restart. Telephone conference with Howard, Chief Katz, Snow. Discuss with MDC and JAC. Draft letter to ATS rescinding termination of service contract; discuss with MDC and JAC; to City Manager for review.	3.60
	MDC	Meet with SHB re: letter to ATS to rescind former Commission action on ATS agreement.	0.20
08/04/2017	SHB	Telephone conference with Laverriere re: contract matters, program restart date, and public awareness matters; revise correspondence to ATS. Update JAC and MDC Follow up with Snow. Telephone conference with Reeb. Follow up re: various program restart matters.	2.00
08/07/2017	SHB	Revise correspondence to ATS; discuss with JAC and Laverriere.	1.00
08/08/2017	JAC	Review start-up and related legal issues.	0.70
	SHB	Various correspondence with City staff re: program restart matters. Review press releases.	2.50
08/09/2017	JAC	Review program restart issues and case status.	0.80
	SHB	Follow up with Stokes re: program continuation and availability for city hall hearings.	0.30
08/10/2017	SHB	Discuss pending case matters with FLN.	0.30
08/11/2017	JAC	Review acknowledgement and conference with SB re: resumption of enforcement action and streamlining role of CAO.	0.80
	SHB	Receive and review ATS letter agreeing to contract continuation. Follow up with City staff.	0.60
08/15/2017	SHB	Follow up re: red light special magistrate matters. Prepare and file notices of intent to rely on business records for use at trial.	1.60

Red Light Cameras

			HOURS	
08/17/2017	SHB	Receive and review order on Avallone. Transmit to PD.	0.30	
08/18/2017	SHB	Receive and review pleadings and objections filed by opposing counsel.	0.60	
08/21/2017	SHB	Discuss upcoming hearing matters with MDC. Follow up re: \$50 payment matters.	0.60	
08/23/2017	SHB	Attended red light camera hearings with Judge Damico. Follow up with City staff re: case resolution matters. Follow up with Hollander re: payment matters.	4.00	
08/24/2017	SHB	Telephone conference with Laverriere re: direction for trials and hearings pursuant to program restart. Prep for October 4 trials; schedule court reporter. Follow up with Hollander re: erroneous check matters.	1.50	
08/25/2017	SHB	Follow up re: additional settlement payments and upcoming trials.	0.60	
08/28/2017	FLN	Outlined questions and notes from transcripts in preparation for meeting with Shana Bridgeman; met with Shana Bridgeman to discuss red light camera procedures internally/city hall; through the court and status of existing case law and issues on appeal.	1.00	
	SHB	Meeting with FLN re: pending program matters. Various correspondence and telephone conferences with City staff re: special magistrate coverage. Discuss legislation matters with Snow.	1.00	
08/29/2017	SHB	Follow up with PD re: City Manager direction for handling trials. Telephone conference with Hawkins re: city hall hearing schedule. Follow up with Howard re: special magistrate matters.	0.60	
08/30/2017	SHB	Various correspondence with Hollander re: case settlement matters; prepare and file dismissal. Receive and review various orders on trial motions; transmit to PD for review.	1.00	
08/31/2017	SHB	Telephone conference with Hawkins re: upcoming trial matters.	0.10	
		FOR CURRENT SERVICES RENDERED	27.50	5,362.50

RECAPITULATION

TIMEKEEPER	HOURS	HOURLY RATE	TOTAL
JAMES A. CHEROF	2.30	\$195.00	\$448.50
MICHAEL D. CIRULLO	1.10	195.00	214.50
SHANA H. BRIDGEMAN	23.10	195.00	4,504.50
FARAH L. NERETTE	1.00	195.00	195.00

Color photocopies	1.40
Photocopies	8.75
TOTAL EXPENSES THRU 08/31/2017	10.15

CITY OF BOYNTON BEACH

Red Light Cameras

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09/01/2017
ACCOUNT NO: 306-0806020
STATEMENT NO: 16728

TOTAL CURRENT WORK	5,372.65
BALANCE DUE	<u>\$5,372.65</u>

AMOUNTS PREVIOUSLY BILLED NOT INCLUDED ABOVE

GOREN, CHEROF, DOODY & EZROL, P.A.
Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
Telephone (954) 771-4500

CITY OF BOYNTON BEACH
100 East Boynton Beach Boulevard
Boynton Beach FL 33425

Page: 1
09/01/2017
ACCOUNT NO: 306-9001821
STATEMENT NO: 16729

Attn: Lynn Swanson

General Matters

			HOURS
08/01/2017	SHB	Office hours at City Hall. Meeting with Lori and Tim re: commission agenda items. Discuss red light agenda item with MDC; contact ATS and County Clerk re: pending NOV's and UTCs. Discuss ethics matters with JAC and TAD. Meeting with Mayor Grant re: red light agenda item and contract matters. Attend City Commission meeting.	14.30
08/02/2017	DNT	Confer with KLE re: ability to dedicate via plat; review case law re: requirements for dedication via plat; review subordination request for Williams property.	1.10
08/03/2017	DNT	Telephone call with Frantz Lafontant re: quantum plat for lot 52.	0.40
08/07/2017	FLN	Reviewed Notice and Order Administratively Closing reopened case in old foreclosure matter re: Bank of America v. COBB and James L. Ware;	0.30
	JAC	Onsite - agenda preparation and office administration; prepare W&S agreement and research extra-territorial lien enforcement; follow up re: pension consultants contract.	7.60
	DNT	Dictate and review email re: Roshawn Baker 2nd mortgage.	0.30
08/08/2017	JAC	Review pending cases and assignments; agenda item review and revisions; review Go and Go MD bankruptcy claims and account info; CAO office administration issues related to budget, space and storage; evaluate record/document management issue; finalize and follow up on pension consultants contract; review Fagan letter re: Pre-D and conference with SB re: same; review and preparation re: local business preference APM.	5.20
08/09/2017	JAC	Draft Hypoluxo W&S Utility Agreement; research issues related to draft agreement; agenda preparation; review 2040 NE 12th Ave. status and response; research re: DeLong Blvd.; review water and sewer service area agreements; review JJ/contract renewal; review Seacrest Recovery status/correspondence; review Mellgron procurement issue; review side-arms contract issue.	4.80
	SHB	Follow up with Krusell re: letters of assignment. Various correspondence from Lynne and city staff re: application of group homes ordinance; discuss with JAC. Follow up re: career source matters.	2.00
08/10/2017	FLN	T/C with Craig Clark re: agmt with Lakeworth Library	0.30

General Matters

			HOURS
	JAC	Onsite; agenda review and preparation; prepare for and attend Town Square public workshop; revise local business preference APM and discuss with TH.	8.50
08/11/2017	SHB	Telephone conference with Mark Woods, Majors, Breese, and Brown re trailer ordinance and home-based business matters. Research re: solicitation ordinance matters. Call to David Scott re: Job fair matters.	3.00
	FLN	Reviewed detailed summary information re: to LSTA grant from library in preparation for drafting of Memorandum of Understanding on City's digitization of files.	1.60
	DNT	Review sign code inquiry from Mike Rumpf and status of Palmer Road matter.	0.50
	JAC	Review ebuilder training; review agenda and memos; preparation re: lien/foreclosure reports and collection options; preparation re: Vestors demolition documents and process; sign code research re: uniform sign regulations and trademarks; commercial solicitation research post M. Beach case; review status of Palmer Road annexation-sewer services.	5.20
08/14/2017	JAC	Onsite; attend staff meeting; prepare for meeting; review Quantum easement issue and call with Andre Parks re: same; conference with C. Groff; draft Hypoluxo agreement revisions; research lien priority issue and prepare to discuss with FN.	5.50
08/15/2017	JAC	Onsite; prepare for and attend Commission meeting; call with A. Parke re: plat issue; follow up email.	6.00
08/16/2017	JAC	Meeting follow up; review Lot 52 plat setback issues; draft Hypoluxo letter; conference with FN re: liens; update priority of liens research and policy; review procurement code re: rewrite.	5.40
08/17/2017	DNT	Review application for installation of solar shades at Oceanfront Park.	0.50
	MDC	Review materials re: Seacrest RFP; review addendum; miscellaneous phone conference with Ilyse Treistman.	1.50
	SHB	Follow up with Warren re: public records and clerk website matters; discuss with Snow and Katz.	0.60
08/18/2017	JAC	Review and preparation re: P&D agenda; miscellaneous office administrative issues; conference with attorneys re: pending matters.	4.20
08/21/2017	FLN	Reviewed all pending foreclosure matters to update tracking sheet for review by Jim Cherof.	2.00
	JAC	On site; conference re: canal vegetation and agreement with County; conference re: group homes and building applications - fire code review; prepare for and attend Commission meeting re: status of Town Square; miscellaneous office administration; review Hypoluxo agreement status.	8.80
	SHB	Telephone conference with JAC, Rumpf Cline, and Kittendorf re: group home, fire, and building code matters. Follow up re: Palmer Road annexation matters.	1.50
08/22/2017	SHB	Discuss code lien matters with staff. Follow up re: group homes ordinance matters. Review RFP for park kayak services.	1.50

General Matters

			HOURS
	JAC	Onsite office administration; review mail-memos; review pending assignment; prepare for and attend P&D Board meeting; follow up re: same and issue re: boundary of LUA.	5.20
	DNT	Review city ordinances related to registration requirements for communication companies installing in public rights of way; research sign code issues and ability to treat trademarks differently.	0.90
08/23/2017	SHB	Follow up re: public records request matters. Review kayak RFP. Discuss group homes ordinance with JAC; follow up with Cline and Kittendorf.	1.50
	JAC	P&D follow up re: Boynton East project; calls and research; review conflict of interest issue; follow up on group home.	3.60
08/24/2017	DNT	Review emails from Mike Rumpf and sign contractor re: use of logo.	0.40
	JAC	Vestors Agreement rewrite; call with A. Mock re: same; review assignments and pending issues call with staff; review fire assessment issue.	4.60
	SHB	Research re: group home, fire, and building code regulations. Telephone conference with Kathy Cline. Telephone conference with Kittendorf. Research PRR matters; discuss with JAC. Follow up with Pyle.	3.50
08/25/2017	FLN	Reviewed 2014 memo issued on issues and effect of lis pendens on city liens as a result of foreclosure; reviewed statutes and case law and outlined issues for global memorandum.	1.70
	JAC	On site; review pending issues; discuss group home issue with SB; signs code research; revise and send Vestors agreement.	3.60
08/28/2017	SHB	Municipal prosecution: receive and review correspondence and police reports re: John Thomas Horton; prepare and file nolle prosequere.	0.40
	DNT	Review sign code information.	0.40
	JAC	Onsite; staff meetings; prepare agenda items; review budget transfer issue and update TRIM notes.	6.00
08/29/2017	DNT	Telephone conference call with Mike Rumpf re: group homes and sign code issues; review group home requirements and sign code information; review legislation re: limitation on city's right to enforce sign code against franchises.	1.00
	JAC	Review agenda and approve/modify items; review for budget hearing; call with clerk.	4.50
	SHB	Discuss pending group home matters with JAC and DNT. Follow up with Rumpf re: draft of City procedures and fact sheet.	0.60
08/30/2017	FLN	Drafted Memorandum of Understanding re: City of BB, City of Lake Worth and Lake Worth Herald Newspaper Digitization project; shared drafted with Jim Cherof before submitted to Craig Clark for review; reviewed Craig Clark's comments and revisions, revised and resent to Craig; meeting re: internal procedures and handling of COBB foreclosures.	4.30
	JAC	Agenda item review and preparation.	3.50
	DNT	Telephone conference call with Mike Rumpf re: group homes and sign code issues; conference with MDC re: legislation that limits on city's right to enforce sign code against franchises.	1.00
08/31/2017	SHB	Review and approve agenda items.	0.60

CITY OF BOYNTON BEACH

General Matters

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09/01/2017
ACCOUNT NO: 306-9001821
STATEMENT NO: 16729

	HOURS	
FOR CURRENT SERVICES RENDERED	139.90	16,165.84
TOTAL CURRENT WORK		16,165.84
BALANCE DUE		<u>\$16,165.84</u>

AMOUNTS PREVIOUSLY BILLED NOT INCLUDED ABOVE

GOREN, CHEROF, DOODY & EZROL, P.A.
Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
Telephone (954) 771-4500

CITY OF BOYNTON BEACH
100 East Boynton Beach Boulevard
Boynton Beach FL 33425

Attn: Lynn Swanson

Page: 1
09/01/2017
ACCOUNT NO: 306-9904908
STATEMENT NO: 16730

adv. Unsecured Creditors of Tribune Company

			HOURS	
08/22/2017	BJS	Review correspondence re:: Settlement, with review of file, draft update correspondence to JAC	0.50	
08/23/2017	BJS	t/c with Bonni Jensen re: Settlement	0.30	
08/29/2017	BJS	Review Settlement correspondence, review prior filings, and begin draft update memorandum to City for JAC review	1.20	
		FOR CURRENT SERVICES RENDERED	2.00	390.00
RECAPITULATION				
	<u>TIMEKEEPER</u>	<u>HOURS</u>	<u>HOURLY RATE</u>	<u>TOTAL</u>
	BRIAN J. SHERMAN	2.00	\$195.00	\$390.00
	TOTAL CURRENT WORK			390.00
	BALANCE DUE			<u>\$390.00</u>

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Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
Telephone (954) 771-4500

CITY OF BOYNTON BEACH
100 East Boynton Beach Boulevard
Boynton Beach FL 33425

Attn: Lynn Swanson

Page: 1
09/01/2017
ACCOUNT NO: 306-9904936
STATEMENT NO: 16731

adv. Olen Properties Corp., et al

			HOURS	
08/29/2017	JAC	Review Motion Setting Status Conference and related issues; miscellaneous preparation re: position statement.	0.40	
		FOR CURRENT SERVICES RENDERED	0.40	78.00
RECAPITULATION				
	<u>TIMEKEEPER</u>	<u>HOURS</u>	<u>HOURLY RATE</u>	<u>TOTAL</u>
	JAMES A. CHEROF	0.40	\$195.00	\$78.00
TOTAL CURRENT WORK				78.00
BALANCE DUE				<u>\$78.00</u>

AMOUNTS PREVIOUSLY BILLED NOT INCLUDED ABOVE

GOREN, CHEROF, DOODY & EZROL, P.A.
Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
Telephone (954) 771-4500

CITY OF BOYNTON BEACH
100 East Boynton Beach Boulevard
Boynton Beach FL 33425

Attn: Lynn Swanson

Page: 1
09/01/2017
ACCOUNT NO: 306-9904945
STATEMENT NO: 16732

adv. Boynton Old School Partnership, LLC

			HOURS	
08/07/2017	JAC	Review Answer Brief and cases.	1.20	
		FOR CURRENT SERVICES RENDERED	1.20	234.00
		RECAPITULATION		
	<u>TIMEKEEPER</u>	<u>HOURS</u>	<u>HOURLY RATE</u>	<u>TOTAL</u>
	JAMES A. CHEROF	1.20	\$195.00	\$234.00
	TOTAL CURRENT WORK			234.00
	BALANCE DUE			<u>\$234.00</u>

AMOUNTS PREVIOUSLY BILLED NOT INCLUDED ABOVE

GOREN, CHEROF, DOODY & EZROL, P.A.
Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
Telephone (954) 771-4500

CITY OF BOYNTON BEACH
100 East Boynton Beach Boulevard
Boynton Beach FL 33425

Attn: Lynn Swanson

Page: 1
09/01/2017
ACCOUNT NO: 306-9904950
STATEMENT NO: 16733

Litigation Miscellaneous

			HOURS	
08/01/2017	TAD	Attend meeting with City re: litigation status and pending claims.	2.20	
08/02/2017	TAD	Telephone conference with building official. Review correspondence re: demolition issue.	0.30	
08/03/2017	TAD	Receipt and review of correspondence from building department re: demolition issue and prepare response to same.	0.20	
08/09/2017	JAC	Follow up re: Go & Go Bankruptcy and utility recovery policy.	0.70	
08/10/2017	BJS	Review settlement agreement and draft follow up correspondence re: Forfeiture	0.30	
08/11/2017	JAC	Follow up re: Lori Day; call to Manager (Im) and related CBA research.	0.80	
	JAC	Review pending cases / assignment and review pleadings for discussion with AC Attorneys.	1.10	
08/17/2017	TAD	Receipt and review of use of force (Rahming).	0.10	
	BJS	Legal research and review of pending forfeiture matters re:: Rumph	0.60	
08/21/2017	BJS	Review and follow up re: pending forfeiture matters	0.50	
	TAD	Receipt and review of incident report re: (Babcock) and receipt of incident report (Garafolo)	0.30	
08/23/2017	BJS	Draft follow up correspondence re: Forfeiture/Adversarial Preliminary Hearing and t/c/ with Jack Fleichman	0.30	
	TAD	Meet with City re: status of claims and information on recent developments.	1.90	
08/30/2017	TAD	Review status of claim files and attend meeting with City re: status of litigation and case review. Receipt of correspondence from TPA firm regarding claim review meeting and prepare response to same.	3.60	
08/31/2017	TAD	Telephone conference with City re: information needed to review agreement. Reveiw licensing agreement re: liability limitations.	0.90	
		FOR CURRENT SERVICES RENDERED	13.80	2,691.00

CITY OF BOYNTON BEACH

Litigation Miscellaneous

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09/01/2017
ACCOUNT NO: 306-9904950
STATEMENT NO: 16733

	RECAPITULATION		
<u>TIMEKEEPER</u>	<u>HOURS</u>	<u>HOURLY RATE</u>	<u>TOTAL</u>
JAMES A. CHEROF	2.60	\$195.00	\$507.00
BRIAN J. SHERMAN	1.70	195.00	331.50
TRACEY A. DECARLO	9.50	195.00	1,852.50

TOTAL CURRENT WORK	2,691.00
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BALANCE DUE	<u>\$2,691.00</u>
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AMOUNTS PREVIOUSLY BILLED NOT INCLUDED ABOVE

GOREN, CHEROF, DOODY & EZROL, P.A.
Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
Telephone (954) 771-4500

CITY OF BOYNTON BEACH
100 East Boynton Beach Boulevard
Boynton Beach FL 33425

Page: 1
09/01/2017
ACCOUNT NO: 306-9905001
STATEMENT NO: 16734

Attn: Lynn Swanson

adv. Executive Estates of BB Homeowner's Assn.
(Dwork, Jonathan Mitchell), 154 Orange Drive, BB

			HOURS	
08/04/2017	FLN	Reviewed Motion for Entry of Final Judgment for Defendant and Agreed Order on Defendant's Amended Motion for Entitlement to Attny Fees and Notice of Hrg on said Motion; Reviewed Court Orders awarding judgment to Defendant and finding Defendant entitled to attorney fees and costs; Reviewed Defendant's Motion for Attny's fees and Taxable costs; Reviewed Defendant's Notice to Place Defendant's Motion to Tax Attny's fees and Costs on non-jury trial docket; Plaintiff's Request to Produce to defendant; Plaintiff's Notice of Filing Proposed Settlement.	1.00	
08/15/2017	FLN	Reviewed Plaintiff's Second Request to Produce.	0.20	
		FOR CURRENT SERVICES RENDERED	1.20	234.00
RECAPITULATION				
<u>TIMEKEEPER</u>		<u>HOURS</u>	<u>HOURLY RATE</u>	<u>TOTAL</u>
FARAH L. NERETTE		1.20	\$195.00	\$234.00
TOTAL CURRENT WORK				234.00
BALANCE DUE				<u>\$234.00</u>

AMOUNTS PREVIOUSLY BILLED NOT INCLUDED ABOVE

GOREN, CHEROF, DOODY & EZROL, P.A.
Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
Telephone (954) 771-4500

CITY OF BOYNTON BEACH
100 East Boynton Beach Boulevard
Boynton Beach FL 33425

Page: 1
09/01/2017
ACCOUNT NO: 306-9905018
STATEMENT NO: 16735

Attn: Lynn Swanson

City of Boynton Beach Model Block Right of Way
Acquisition

			HOURS	
08/02/2017	KLE	Email from Brett re: lot 5, conference with David, telephone calls with Brett, email to Brett; email to Ken Dodge re: status of title work for Lot 5.	1.10	
08/30/2017	KLE	emails from Brett and Joe and Andrew re: replat.	0.30	
08/31/2017	KLE	Review title work and related documents for lot 5, transmit to City.	0.60	
		FOR CURRENT SERVICES RENDERED	2.00	390.00

	RECAPITULATION		
<u>TIMEKEEPER</u>	<u>HOURS</u>	<u>HOURLY RATE</u>	<u>TOTAL</u>
KERRY L. EZROL	2.00	\$195.00	\$390.00

TOTAL CURRENT WORK	390.00
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BALANCE DUE	<u>\$390.00</u>
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AMOUNTS PREVIOUSLY BILLED NOT INCLUDED ABOVE

GOREN, CHEROF, DOODY & EZROL, P.A.
 Attorneys at Law
 3099 East Commercial Boulevard
 Suite 200
 Fort Lauderdale, Florida 33308
 Telephone (954) 771-4500

CITY OF BOYNTON BEACH
 100 East Boynton Beach Boulevard
 Boynton Beach FL 33425

Page: 1
 09/01/2017
 ACCOUNT NO: 306-9905019
 STATEMENT NO: 16736

Attn: Lynn Swanson

adv. Chandler, Nancy (RIC MAN)

08/08/2017	JAC	Review trial order and discuss with TD.	HOURS		
			0.20		
		FOR CURRENT SERVICES RENDERED	0.20		39.00
RECAPITULATION					
	<u>TIMEKEEPER</u>		<u>HOURS</u>	<u>HOURLY RATE</u>	<u>TOTAL</u>
	JAMES A. CHEROF		0.20	\$195.00	\$39.00
TOTAL CURRENT WORK					39.00
BALANCE DUE					\$39.00

AMOUNTS PREVIOUSLY BILLED NOT INCLUDED ABOVE

GOREN, CHEROF, DOODY & EZROL, P.A.
Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
Telephone (954) 771-4500

CITY OF BOYNTON BEACH
100 East Boynton Beach Boulevard
Boynton Beach FL 33425

Page: 1
09/01/2017
ACCOUNT NO: 306-9905138
STATEMENT NO: 16737

Attn: Lynn Swanson

adv. (Akyeshia C. Gums, et al.) vs. JPMorgan Chase
Bank 2171 NW 1st Street, Boynton Beach, FL 33435

			HOURS	
08/22/2017	FLN	Emails to OC; Lynn Swanson; reviewed City's possible entitlement to surplus; reviewed file documents and pleadings including docket to confirm and assess City's position as it relates to possible entitlement to available surplus.	1.40	
08/23/2017	FLN	Reviewed payoff information received from Community Redevelopment; discussed with Lashae Brooks via T/C; T/C to Plaintiff's Counsel to discuss outstanding balance due on City's second mortgage; T/C with City Clerk counsel's office re: issues with City's failure to receive certificates; reviewed relevant case law re: to City's defenses for failure to receive certificates of sale, title and disbursement.	2.40	
08/24/2017	FLN	Met with Jim Cherof to discuss status of this case, terms of second mortgage and amount of payoff due to City; T/C to Octavia Sherrod with Community Redevelopment to confirm advice re: to City's payoff information.	0.50	
		FOR CURRENT SERVICES RENDERED	4.30	838.50
RECAPITULATION				
	TIMEKEEPER		HOURS	HOURLY RATE
	FARAH L. NERETTE		4.30	\$195.00
			TOTAL	\$838.50
		TOTAL CURRENT WORK		838.50
		BALANCE DUE		<u>\$838.50</u>

AMOUNTS PREVIOUSLY BILLED NOT INCLUDED ABOVE

GOREN, CHEROF, DOODY & EZROL, P.A.
Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
Telephone (954) 771-4500

CITY OF BOYNTON BEACH
100 East Boynton Beach Boulevard
Boynton Beach FL 33425

Page: 1
09/01/2017
ACCOUNT NO: 306-9905188
STATEMENT NO: 16739

Attn: Lynn Swanson

adv. The Bank of New York Mellon Trust Company,
N.A. (White, Jack)

			HOURS	
08/15/2017	FLN	Reviewed Notice of Appearance of Co-Counsel for Plaintiff; Motion for Leave to Amend filed by Pl's Co-Counsel; Notice of Hearing on Motion; email to Plaintiff's firm re: City's position/attendance at hearing; reviewed email response from Pls counsel.	0.50	
		FOR CURRENT SERVICES RENDERED	0.50	97.50
RECAPITULATION				
<u>TIMEKEEPER</u>		<u>HOURS</u>	<u>HOURLY RATE</u>	<u>TOTAL</u>
FARAH L. NERETTE		0.50	\$195.00	\$97.50
TOTAL CURRENT WORK				97.50
BALANCE DUE				<u>\$97.50</u>

AMOUNTS PREVIOUSLY BILLED NOT INCLUDED ABOVE

GOREN, CHEROF, DOODY & EZROL, P.A.
Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
Telephone (954) 771-4500

CITY OF BOYNTON BEACH
100 East Boynton Beach Boulevard
Boynton Beach FL 33425

Attn: Lynn Swanson

Page: 1
09/01/2017
ACCOUNT NO: 306-9905206
STATEMENT NO: 16740

adv. Secured Holdings, Inc.

			HOURS	
08/11/2017	JAC	Review plat issue and status of settlement / land transfer proposal; calls to staff.	0.60	
08/28/2017	JAC	Follow up with A. Parke re: status of settlement proposal.	0.20	
		FOR CURRENT SERVICES RENDERED	0.80	156.00
RECAPITULATION				
<u>TIMEKEEPER</u>		<u>HOURS</u>	<u>HOURLY RATE</u>	<u>TOTAL</u>
JAMES A. CHEROF		0.80	\$195.00	\$156.00
TOTAL CURRENT WORK				156.00
BALANCE DUE				<u>\$156.00</u>

AMOUNTS PREVIOUSLY BILLED NOT INCLUDED ABOVE

GOREN, CHEROF, DOODY & EZROL, P.A.
Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
Telephone (954) 771-4500

CITY OF BOYNTON BEACH
100 East Boynton Beach Boulevard
Boynton Beach FL 33425

Page: 1
09/01/2017
ACCOUNT NO: 306-9905221
STATEMENT NO: 16741

Attn: Lynn Swanson

adv. Bock, Sharon R., as Clerk & Comptroller for
PBC

			HOURS	
08/04/2017	FLN	Reviewed Plaintiff's Motion for Entry of Final Judgment along with Exhibit A with Proposed Judgment, indicating the City of BB's entitlement to \$14,656.90 in surplus; Email to Plaintiff's Counsel re: City's attendance at upcoming hearing on Motion for entry of Final Judgment.	0.50	
		FOR CURRENT SERVICES RENDERED	0.50	97.50
RECAPITULATION				
	TIMEKEEPER		HOURS	HOURLY RATE
	FARAH L. NERETTE		0.50	\$195.00
				TOTAL
				\$97.50
		Photocopies		2.80
		TOTAL EXPENSES THRU 08/31/2017		2.80
		TOTAL CURRENT WORK		100.30
		BALANCE DUE		<u>\$100.30</u>

AMOUNTS PREVIOUSLY BILLED NOT INCLUDED ABOVE

GOREN, CHEROF, DOODY & EZROL, P.A.
Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
Telephone (954) 771-4500

CITY OF BOYNTON BEACH
100 East Boynton Beach Boulevard
Boynton Beach FL 33425

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09/01/2017
ACCOUNT NO: 306-9905251
STATEMENT NO: 16743

Attn: Lynn Swanson

adv. Seminole Lakes Homeowners Association, Inc.
(IH4 Property Florida, LP a Delaware Limited
Partnership)

		HOURS	
08/31/2017	SCW Review Clerk's website regarding the status of the case. FOR CURRENT SERVICES RENDERED	0.10	19.50
RECAPITULATION			
<u>TIMEKEEPER</u> SHARI C. WALLEN	<u>HOURS</u> 0.10	<u>HOURLY RATE</u> \$195.00	<u>TOTAL</u> \$19.50
TOTAL CURRENT WORK			19.50
BALANCE DUE			<u>\$19.50</u>

AMOUNTS PREVIOUSLY BILLED NOT INCLUDED ABOVE

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Fort Lauderdale, Florida 33308
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09/01/2017
ACCOUNT NO: 306-9905252
STATEMENT NO: 16744

Attn: Lynn Swanson

adv. Sharon R. Bock, as Clerk and Comptroller for
Palm Beach County, Florida
(Ganoe, William & Blanchard, Joshua)

			HOURS	
08/14/2017	FLN	Reviewed surplus check amount as reflected on received check; reviewed Final Judgment in attempts to identify discrepancy in amounts as reflected on FJ and on check.	0.30	
08/16/2017	SCW	Review file, clerk's website and surplus check. Draft memorandum.	0.70	
08/17/2017	SCW	Research regarding remedial measures and witness fees. Meeting with Tracey DeCarlo. Research regarding remedial measures and experts.	2.00	
08/18/2017	JAC	File closeout and distributions of proceeds.	0.40	
08/21/2017	SCW	Evaluate correspondence received regarding final judgment.	0.10	
	SCW	Research regarding expert witnesses and subsequent remedial measures. Meeting with Tracey DeCarlo.	1.10	
		FOR CURRENT SERVICES RENDERED	4.60	897.00

RECAPITULATION			
<u>TIMEKEEPER</u>	<u>HOURS</u>	<u>HOURLY RATE</u>	<u>TOTAL</u>
JAMES A. CHEROF	0.40	\$195.00	\$78.00
FARAH L. NERETTE	0.30	195.00	58.50
SHARI C. WALLEN	3.90	195.00	760.50

TOTAL CURRENT WORK 897.00

BALANCE DUE \$897.00

AMOUNTS PREVIOUSLY BILLED NOT INCLUDED ABOVE

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Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
Telephone (954) 771-4500

CITY OF BOYNTON BEACH
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Page: 1
09/01/2017
ACCOUNT NO: 306-9905258
STATEMENT NO: 16745

Attn: Lynn Swanson

adv. Bock, Sharon R. (Corporate Professional
Resources, LLC)

			HOURS	
08/24/2017	SHB	Receive and review notice of setting trial.	0.30	
		FOR CURRENT SERVICES RENDERED	0.30	58.50
		RECAPITULATION		
	<u>TIMEKEEPER</u>	<u>HOURS</u>	<u>HOURLY RATE</u>	<u>TOTAL</u>
	SHANA H. BRIDGEMAN	0.30	\$195.00	\$58.50
		TOTAL CURRENT WORK		58.50
		BALANCE DUE		<u>\$58.50</u>

AMOUNTS PREVIOUSLY BILLED NOT INCLUDED ABOVE

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Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
Telephone (954) 771-4500

CITY OF BOYNTON BEACH
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Page: 1
09/01/2017
ACCOUNT NO: 306-9905263
STATEMENT NO: 16746

Attn: Lynn Swanson

Town Square Development

			HOURS	
08/16/2017	DNT	Dictate and revise First Amendment to Phase 1 services agreement with E2L .	1.50	
08/17/2017	JAC	Review contract amendment and draft agenda issue.	0.60	
	DNT	Dictate and revise revisions to amendment to Phase 1 services agreement.	0.40	
08/18/2017	JAC	Prepare for commission meeting and status review.	0.60	
08/22/2017	JAC	Review financial plan status and option; follow up on central energy system district issue.	0.80	
	DNT	Meeting at City Hall with city manager, Colin Grof, Tim Howard, Mark Hefferin and development team re: financing options.	2.00	
08/29/2017	JAC	Review financing issues and draft placement services agreement.	0.40	
		FOR CURRENT SERVICES RENDERED	6.30	1,228.50

RECAPITULATION			
<u>TIMEKEEPER</u>	<u>HOURS</u>	<u>HOURLY RATE</u>	<u>TOTAL</u>
JAMES A. CHEROF	2.40	\$195.00	\$468.00
DAVID N. TOLCES	3.90	195.00	760.50

Photocopies	1.05
TOTAL EXPENSES THRU 08/31/2017	1.05
TOTAL CURRENT WORK	1,229.55
BALANCE DUE	<u>\$1,229.55</u>

AMOUNTS PREVIOUSLY BILLED NOT INCLUDED ABOVE

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Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
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Attn: Lynn Swanson

Page: 1
09/01/2017
ACCOUNT NO: 306-9905265
STATEMENT NO: 16747

adv. Nationstar Mortgage, LLC (McBride, Cheryl)

			HOURS	
08/17/2017	FLN	Reviewed and drafted Answer and Affirmative Defenses to Amended Complaint.	1.20	
08/28/2017	FLN	Reviewed file documents and amended complaint; drafted ans. and affirmative defenses to amended complaint.	1.00	
		FOR CURRENT SERVICES RENDERED	2.20	429.00
RECAPITULATION				
	<u>TIMEKEEPER</u>	<u>HOURS</u>	<u>HOURLY RATE</u>	<u>TOTAL</u>
	FARAH L. NERETTE	2.20	\$195.00	\$429.00
	TOTAL CURRENT WORK			429.00
	BALANCE DUE			<u>\$429.00</u>

AMOUNTS PREVIOUSLY BILLED NOT INCLUDED ABOVE

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Attorneys at Law
3099 East Commercial Boulevard
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Fort Lauderdale, Florida 33308
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09/01/2017
ACCOUNT NO: 306-9905269
STATEMENT NO: 16748

Attn: Lynn Swanson

adv. U.S. Bank National Association (Maxi, Kinson
& Noncent, Ouze)

			HOURS	
08/15/2017	FLN	Reviewed Notice of dropping party defendant: unknown spouse of Ouze Noncent., reviewed file documents.	0.30	
		FOR CURRENT SERVICES RENDERED	0.30	58.50
RECAPITULATION				
	<u>TIMEKEEPER</u>		<u>HOURS</u>	<u>HOURLY RATE</u>
	FARAH L. NERETTE		0.30	\$195.00
				<u>TOTAL</u>
				\$58.50
		TOTAL CURRENT WORK		58.50
		BALANCE DUE		<u>\$58.50</u>

AMOUNTS PREVIOUSLY BILLED NOT INCLUDED ABOVE

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Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
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Page: 1
09/01/2017
ACCOUNT NO: 306-9905270
STATEMENT NO: 16749

Attn: Lynn Swanson

adv. Prime Property of the Palm Beaches, Inc.
(Peterson, Steven & Pamela)

			HOURS	
08/04/2017	FLN	Reviewed Plaintiff's Notices of Default filed against individuals residing on property; Reviewed Plaintiff's Notice of Filing Original Note; Plaintiff's Motion for Summary Judgment and Notice of Hearing on said Motion.	0.60	
08/15/2017	FLN	Notice of Hearing on Plaintiff's Motion for Summary Judgment; email to staff.		
		FOR CURRENT SERVICES RENDERED	0.60	117.00
RECAPITULATION				
	<u>TIMEKEEPER</u>		<u>HOURS</u>	<u>HOURLY RATE</u>
	FARAH L. NERETTE		0.60	\$195.00
				<u>TOTAL</u>
				\$117.00
		TOTAL CURRENT WORK		117.00
		BALANCE DUE		<u>\$117.00</u>

AMOUNTS PREVIOUSLY BILLED NOT INCLUDED ABOVE

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Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
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09/01/2017
ACCOUNT NO: 306-9905274
STATEMENT NO: 16750

Attn: Lynn Swanson

adv.Deutsche Bank National Trust Company
(Perlowitz, David)

			HOURS	
08/15/2017	FLN	Reviewed Plaintiff's Reply to Defendant City of Boynton Beach's Affirmative Defenses; reviewed relevant rules of procedure to confirm no additional pleading is required to preserve City's aff. defenses; Reviewed Plaintiff's proof of service by publication.	0.40	
		FOR CURRENT SERVICES RENDERED	0.40	78.00
RECAPITULATION				
	<u>TIMEKEEPER</u>		<u>HOURS</u>	<u>HOURLY RATE</u>
	FARAH L. NERETTE		0.40	\$195.00
				<u>TOTAL</u>
				\$78.00
		TOTAL CURRENT WORK		78.00
		BALANCE DUE		<u>\$78.00</u>

AMOUNTS PREVIOUSLY BILLED NOT INCLUDED ABOVE

GOREN, CHEROF, DOODY & EZROL, P.A.
Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
Telephone (954) 771-4500

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09/01/2017
ACCOUNT NO: 306-9905275
STATEMENT NO: 16751

Attn: Lynn Swanson

adv. Predelus, Love (HUD Complaint)

			HOURS	
08/01/2017	SHB	Receive and review correspondence from HUD re: conciliation option; discuss with Laverriere.	0.30	
08/02/2017	SHB	Receive and review correspondence from HUD re: Predelus refusal to participate in mediation/conciliation; follow up with HUD. Notify City.	0.30	
08/09/2017	JAC	Review status and evaluate options to dismiss investigation.	0.70	
08/30/2017	SHB	Receive and review additional request for information from Investigator. Transmit to City for review.	0.30	
		FOR CURRENT SERVICES RENDERED	1.60	312.00

RECAPITULATION		HOURS	HOURLY RATE	TOTAL
<u>TIMEKEEPER</u>				
JAMES A. CHEROF		0.70	\$195.00	\$136.50
SHANA H. BRIDGEMAN		0.90	195.00	175.50

07/24/2017	Federal Express - Invoice 5-905-92437	16.09
		16.09
	TOTAL ADVANCES THRU 08/31/2017	16.09
	TOTAL CURRENT WORK	328.09
	BALANCE DUE	<u>\$328.09</u>

AMOUNTS PREVIOUSLY BILLED NOT INCLUDED ABOVE

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Attorneys at Law
3099 East Commercial Boulevard
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Fort Lauderdale, Florida 33308
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Page: 1
09/01/2017
ACCOUNT NO: 306-9905279
STATEMENT NO: 16752

Attn: Lynn Swanson

adv. Po Ying Sem, Trustee of the Po Ying Sem Trust
(Stanley, Edmund)

			HOURS	
08/14/2017	FLN	Discussed utility/lien foreclosure issue with Mike Cirullo; T/C and email with/to and from Plaintiff's attorney Rae Franks of WPB re: status of City's position and extension; started researching issue re: to defending matter given existence of utility and not code lien.	1.00	
08/28/2017	FLN	Continued researching possible legal defenses applicable to utility lien on property that is subject to foreclosure action.	2.10	
08/29/2017	FLN	Continued researching relevant basis to defend foreclosure involving utility as opposed to code lien.	1.80	
		FOR CURRENT SERVICES RENDERED	4.90	955.50
RECAPITULATION				
	<u>TIMEKEEPER</u>	<u>HOURS</u>	<u>HOURLY RATE</u>	<u>TOTAL</u>
	FARAH L. NERETTE	4.90	\$195.00	\$955.50
	TOTAL CURRENT WORK			955.50
	BALANCE DUE			<u>\$955.50</u>

AMOUNTS PREVIOUSLY BILLED NOT INCLUDED ABOVE

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Page: 1
09/01/2017
ACCOUNT NO: 306-9905280
STATEMENT NO: 16753

Attn: Lynn Swanson

adv. Villa Del Sol Condominium Association, Inc.
(Dacquay, Marcel)

			HOURS
08/14/2017	FLN	Reviewed existing law; drafted Motion to Dismiss foreclosure complaint; reviewed finalized pleading with exhibits before filing.	2.50
08/15/2017	FLN	Reviewed Notice of Dropping party defendant: unknown tenants; reviewed file documents including status of accrued fines received from City.	0.30
08/22/2017	FLN	Reviewed email from and T/C to HOA Attorney's office re City's position on association liens and upcoming hearing.	0.40
08/23/2017	FLN	Drafted Motion to Withdraw City's previously filed MTD; reviewed and filed Answer and Affirmative Defenses.	0.80
		FOR CURRENT SERVICES RENDERED	4.00
			780.00

	RECAPITULATION	<u>HOURS</u>	<u>HOURLY RATE</u>	<u>TOTAL</u>
<u>TIMEKEEPER</u>				
FARAH L. NERETTE		4.00	\$195.00	\$780.00

Photocopies	4.90
TOTAL EXPENSES THRU 08/31/2017	4.90
TOTAL CURRENT WORK	784.90
BALANCE DUE	\$784.90

AMOUNTS PREVIOUSLY BILLED NOT INCLUDED ABOVE

GOREN, CHEROF, DOODY & EZROL, P.A.
Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
Telephone (954) 771-4500

CITY OF BOYNTON BEACH
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Boynton Beach FL 33425

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09/01/2017
ACCOUNT NO: 306-9905283
STATEMENT NO: 16754

Attn: Lynn Swanson

Riverwalk Development Agreements

			HOURS	
08/03/2017	DNT	Telephone call with Mike Rumpf and Amanda Bassiely re: Riverwalk development agreements; review development agreements.	0.80	
08/14/2017	DNT	Review and revise agreements for Riverwalk development and transmit to client.	1.30	
08/22/2017	DNT	Meeting at City Hall with Mike Rumpf, Amanda Bassiely and Mike Weiner re: Riverwalk documents; revise Riverwalk documents and transmit to client.	1.30	
08/24/2017	DNT	Review additional language to include in Riverwalk agreements for parking and access.	0.50	
08/28/2017	DNT	Dictate revisions to declaration and public access easement for development.	0.80	
		FOR CURRENT SERVICES RENDERED	4.70	916.50

	RECAPITULATION	<u>HOURS</u>	<u>HOURLY RATE</u>	<u>TOTAL</u>
<u>TIMEKEEPER</u> DAVID N. TOLCES		4.70	\$195.00	\$916.50

TOTAL CURRENT WORK 916.50

BALANCE DUE \$916.50

AMOUNTS PREVIOUSLY BILLED NOT INCLUDED ABOVE

GOREN, CHEROF, DOODY & EZROL, P.A.
Attorneys at Law
3099 East Commercial Boulevard
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Fort Lauderdale, Florida 33308
Telephone (954) 771-4500

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Page: 1
09/01/2017
ACCOUNT NO: 306-9905284
STATEMENT NO: 16755

Attn: Lynn Swanson

adv. HSBC Bank, USA (Meriles, Jean)

			HOURS	
08/03/2017	FLN	Reviewed Summons; Drafted Answer and Affirmative Defenses.	2.00	
08/17/2017	FLN	Reviewed responsive pleadings before efilng.	0.30	
		FOR CURRENT SERVICES RENDERED	2.30	448.50
RECAPITULATION				
	TIMEKEEPER		HOURS	HOURLY RATE
	FARAH L. NERETTE		2.30	\$195.00
				TOTAL
				\$448.50
		TOTAL CURRENT WORK		448.50
		BALANCE DUE		<u>\$448.50</u>

AMOUNTS PREVIOUSLY BILLED NOT INCLUDED ABOVE

GOREN, CHEROF, DOODY & EZROL, P.A.
Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
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09/01/2017
ACCOUNT NO: 306-9905285
STATEMENT NO: 16756

Attn: Lynn Swanson

adv. The Bank of New York Mellon
(Estate of Mordaunt, Mark G.)

			HOURS	
08/08/2017	FLN	Reviewed Summons and Complaint; drafted answer and affirmative defenses.	2.00	
08/28/2017	FLN	Reviewed pleadings and file before filing of responsive pleadings.	0.30	
		FOR CURRENT SERVICES RENDERED	2.30	448.50
RECAPITULATION				
	TIMEKEEPER	HOURS	HOURLY RATE	TOTAL
	FARAH L. NERETTE	2.30	\$195.00	\$448.50
TOTAL CURRENT WORK				448.50
BALANCE DUE				<u>\$448.50</u>

AMOUNTS PREVIOUSLY BILLED NOT INCLUDED ABOVE

Goren, Cherof, Doody & Ezrol, P.A. - August 2017
Risk Cases

Andrews, Spencer (BBPD Employees)	0.00
Kimsey, Erin (MVA)	39.00
Ford, Sharron(Negligence arrest)	364.50
Laster, Torami(Slip & Fall)	0.00
Mina, German (Slip & Fall)	299.00
Gregory, Mola (Slip & Fall)	3,149.75
Yesnick, Christopher (arrest)	58.50
Robinson, Bennie(False Arrest)	2,731.00
Galindez, Dennis(Slip & Fall)	33,998.16
Caliskan, Hasan(MVA)	9,584.95
Jenkins, Gail & Leon(Demolition)	128.00
Venegas, Jesusa	292.50
Blutcher, Pamela (MVA)	1,050.00
Goldman, Barry(Bike/grate accident)	0.00
Braswell, Jeffrey(Excessive Force)	0.00
Jackson-Evancich, Deborah	0.00
Broberg, Leif Complaint(2015)	819.70
Dunn, Jonathan(arrest w/o probable)	0.00
Wade, George(auto accident)	3,010.50
Caliendo, Giovanni & Emily(Code)	156.00
Coupet, Kenson (Parent of child injured)	817.50
Shevlin, Patrick(false arrest)	97.50
Ryan, Ronald(whistleblower)	18.90
Estime, Robens(Police Deadly Force)	0.00
Sobriety Now, Inc	78.00
Freeney, James (bike accident)	0.00
Victoria Fire & Casualty(George Wade)	117.00
Clemens, Jennifer (Personal Injury)	39.00
Bolt, Barbara Dilger (MVA)	663.00
Basinski, Donna (MVA garbage truck)	97.50
Estime, Job (Police-Defamation)	1,092.00
Garber M.D. Harvey (excessive force)	154.50
TOTAL Goren,Cherof Risk Legal Costs	58,856.46

GOREN, CHEROF, DOODY & EZROL, P.A.
Attorneys at Law
3099 East Commercial Boulevard
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09/01/2017
ACCOUNT NO: 306-9905029
STATEMENT NO: 16701

Attn: Lynn Swanson

adv. Ford, Sharron (negligence arrest)

Billing Category 18-RLO

			HOURS	
08/14/2017	TAD	Receipt of notice of appearance and receipt of correspondence re: former employees and trial subpoenas.	0.20	
08/16/2017	TAD	Confer with outside counsel re:status of claims. Receipt of correspondence re: same.	0.30	
08/17/2017	TAD	Telephone conference with City re: settlement issues.	0.30	
08/21/2017	TAD	Receipt and review of order re: trial. Telephone conference with City re: settlement. Receipt of correspondence from outside counsel re: status.	0.30	
08/28/2017	IR	Receipt and review ticklers regarding trial period commencing 8.28.17 before Judge Barkdull; online docket retrieved, regarding status of trial; reviewed unilateral pretrial disclosure prepared and filed by the City of Boynton Beach; reviewed Judge Barkdull's Order Granting Plaintiff's Motion to Continue Trial; prepared follow-up ticklers to retrieve court docket in 30 days, to check for new trial order.	1.20	
		FOR CURRENT SERVICES RENDERED	2.30	364.50

	RECAPITULATION		
TIMEKEEPER	HOURS	HOURLY RATE	TOTAL
INGRID RIERA	1.20	\$125.00	\$150.00
TRACEY A. DECARLO	1.10	195.00	214.50

TOTAL CURRENT WORK 364.50

BALANCE DUE \$364.50

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Attn: Lynn Swanson

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09/01/2017
ACCOUNT NO: 306-9905062
STATEMENT NO: 16702

adv. Mina, German (slip & Fall)

Billing Category: 18-RLO
Claim #001470-000340-GB-01

			HOURS	
08/01/2017	TAD	Extended telephone conference with Plaintiff counsel re: settlement issues.	0.30	
08/29/2017	IR	Receipt and review of Plaintiff's Notice for Jury Trial filed with the court; online docket search and the court's trial schedule, for Judge David French and prepared email regarding same; conference with TAD regarding opposing counsel and recent court filings and the Court's 2017 - 2018 trial docket.	1.30	
	TAD	Receipt of correspondence from Plaintiff counsel re: trial setting. Receipt of motion to set trial and notice of hearing on same.	0.40	
		FOR CURRENT SERVICES RENDERED	2.00	299.00

RECAPITULATION		TOTAL
<u>TIMEKEEPER</u>	<u>HOURS</u>	<u>HOURLY RATE</u>
INGRID RIERA	1.30	\$125.00
TRACEY A. DECARLO	0.70	195.00
		136.50

TOTAL CURRENT WORK 299.00

BALANCE DUE \$299.00

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Attn: Lynn Swanson

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09/01/2017
ACCOUNT NO: 306-9905064
STATEMENT NO: 16703

adv. Kimsey, Erin (MVA)

Billing Category 18-RLO
Claim #001470-000228-AB-01

			HOURS	
08/10/2017	TAD	Receipt and review of correspondence re: motion to dismiss and prepare response to same.	0.20	
		FOR CURRENT SERVICES RENDERED	0.20	39.00
RECAPITULATION				
<u>TIMEKEEPER</u>		<u>HOURS</u>	<u>HOURLY RATE</u>	<u>TOTAL</u>
TRACEY A. DECARLO		0.20	\$195.00	\$39.00
TOTAL CURRENT WORK				39.00
BALANCE DUE				<u>\$39.00</u>

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Attn: Lynn Swanson

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09/01/2017
ACCOUNT NO: 306-9905066
STATEMENT NO: 16704

adv. Gregory, Mola (slip & fall)

Billing Category: 18-RLO
Claim #001470-000341-GB-01

			HOURS	
08/14/2017	TAD	Receipt of correspondence from adjuster re: status report information.	0.20	
08/15/2017	TAD	Receipt and review of correspondence from Plaintiff re: mediation. Receipt of correspondence from excess carrier re: status report.	0.30	
08/18/2017	TAD	Prepare report and budget for claim re:request from adjuster and for mediation.	2.80	
08/22/2017	TAD	Review deposition of the plaintiff and prepare summary of same. Prepare draft budget and revise report to include additional information.	4.70	
08/24/2017	TAD	Draft motion for summary judgment with supporting memorandum of law. Review deposition of Williams and prepare summary of same.	4.20	
08/28/2017	TAD	Revise report and budget re: information from Plaintiff. Receipt of Plaintiff's demand package and medical records provided. Prepare correspondence to City re: report and demand package.	2.80	
08/31/2017	IR	Conference with TAD regarding upcoming Mediation, scheduled for September 11, 2017 and the Court Order Case Management Conference, scheduled September 15, 2017; initial preparation of index to binders for same; review pleadings and online court docket.	1.70	
		FOR CURRENT SERVICES RENDERED	16.70	3,137.50

RECAPITULATION			
<u>TIMEKEEPER</u>	<u>HOURS</u>	<u>HOURLY RATE</u>	<u>TOTAL</u>
INGRID RIERA	1.70	\$125.00	\$212.50
TRACEY A. DECARLO	15.00	195.00	2,925.00

Photocopies

12.25

adv. Gregory, Mola (slip & fall)

TOTAL EXPENSES THRU 08/31/2017	<u>12.25</u>
TOTAL CURRENT WORK	3,149.75
BALANCE DUE	<u><u>\$3,149.75</u></u>

GOREN, CHEROF, DOODY & EZROL, P.A.
Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
Telephone (954) 771-4500

CITY OF BOYNTON BEACH
100 East Boynton Beach Boulevard
Boynton Beach FL 33425

Attn: Lynn Swanson

Page: 1
09/01/2017
ACCOUNT NO: 306-9905073
STATEMENT NO: 16705

adv. Robinson, Bennie (false arrest)

Billing Category 18-RLO
Claim #001470-000336-GB-01

			HOURS		
08/01/2017	TAD	Attend meeting with City re: pending matter and mediation/litigation strategy.	1.80		
08/02/2017	TAD	Receipt and review of correspondence from mediator re: mediation. Prepare correspondence to mediator re: same.	0.90		
08/04/2017	IR	Receipt and initial review of mediation reports for use on August 9, 2017; reviewed and initial preparation of trial order outline for February 20, 2018 trial date in federal court.	0.60		
	TAD	Attend telephone conference re: mediation. Confer with City re: mediation issues.	0.70		
08/08/2017	TAD	Review claim information and prepare opening for mediation. Receipt of correspondence from plaintiff counsel re: mediation.	1.60		
08/09/2017	TAD	Attend mediation of matter. Confer with city and outside counsel re: strategies.	4.30		
08/10/2017	TAD	Prepare correspondence to adjuster re: mediation and trial issues.	0.30		
08/11/2017	TAD	Receipt of correspondence from adjuster re: status. Receipt of mediation report.	0.30		
08/28/2017	TAD	Receipt and review of correspondence from City re: officer Mills and prepare response to same.	0.30		
08/29/2017	TAD	Receipt of correspondence from outside counsel re: Harris issues. Review case law re: claims for motion for summary judgment and pre-trial motions.	3.20		
FOR CURRENT SERVICES RENDERED			14.00		2,688.00

TIMEKEEPER		RECAPITULATION		TOTAL
INGRID RIERA		HOURS	HOURLY RATE	
		0.60	\$125.00	\$75.00

adv. Robinson, Bennie (false arrest)

<u>TIMEKEEPER</u>	<u>HOURS</u>	<u>HOURLY RATE</u>	<u>TOTAL</u>
TRACEY A. DECARLO	13.40	195.00	2,613.00

08/09/2017	Parking - TAD	43.00
	Parking -	43.00
	TOTAL ADVANCES THRU 08/31/2017	43.00
	TOTAL CURRENT WORK	2,731.00
	BALANCE DUE	<u>\$2,731.00</u>

GOREN, CHEROF, DOODY & EZROL, P.A.
Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
Telephone (954) 771-4500

CITY OF BOYNTON BEACH
100 East Boynton Beach Boulevard
Boynton Beach FL 33425

Attn: Lynn Swanson

Page: 1
09/01/2017
ACCOUNT NO: 306-9905077
STATEMENT NO: 16706

adv. Yesnick, Christopher (arrest)

Billing Category 18-RLO
Claim #001470-001470000266

			HOURS	
08/22/2017	TAD	Receipt and review of correspondence re: status conference. Review correspondence from City re: response to dismissal request.	0.30	
		FOR CURRENT SERVICES RENDERED	0.30	58.50
RECAPITULATION				
	<u>TIMEKEEPER</u>	<u>HOURS</u>	<u>HOURLY RATE</u>	<u>TOTAL</u>
	TRACEY A. DECARLO	0.30	\$195.00	\$58.50
TOTAL CURRENT WORK				58.50
BALANCE DUE				<u>\$58.50</u>

GOREN, CHEROF, DOODY & EZROL, P.A.
Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
Telephone (954) 771-4500

CITY OF BOYNTON BEACH
100 East Boynton Beach Boulevard
Boynton Beach FL 33425

Page: 1
09/01/2017
ACCOUNT NO: 306-9905083
STATEMENT NO: 16707

Attn: Lynn Swanson

adv. Galindez, Dennis (slip & fall)

Billing Category: 18-RLO
Claim #001470-000330-GB-01

			HOURS
08/01/2017	IR	Initial preparation of Jury Instructions Trial notebook; jury box chart prepared, with appropriate size, for attorneys' use at voir dire; initial Jury Instructions notebook index prepared; reviewed trial order, entered by the court on 2.28.17, to ensure final compliance with same, by both parties; assisted with trial witness trial preparation [i.e. witness files in order for TAD meeting with law enforcement personnel on 8.2.17]; receipt and initial review of Dr. Sukienik's deposition transcript and deposition exhibits and update to his respective trial witness file folder.	3.70
	TAD	Review deposition testimony of Zeller. Prepare outline of issues for pre-trial meeting. Review testimony of plaintiff re: trial cross.	4.20
08/02/2017	IR	Continuation of trial preparation; extensive preparation and update to Jury Instructions Trial Notebook, which included legal research of 47 citations in jury instructions and shepardized same; organized legal research with proposed jury instructions; prepared law enforcement witness file folders for use at trial [to cross-reference with other discovery prepared by Plaintiff]; conferences with TAD regarding her trial preparation of law enforcement personnel this date; receipt of potential trial exhibits to be utilized as demonstrative evidence and prepared file for meeting with Trial Graphix regarding same.	5.90
	TAD	Attend pre-trial meeting with Zeller and Reinhold. Visit site with Reinhold re: locations and information for trial exhibits. Prepare voir dire. Prepare verdict form.	4.80
08/03/2017	IR	Continued trial preparation; continuation to create Jury Instructions Trial Notebook and pulled 45 legal citations as referenced in the City of Boynton Beach's jury instructions, continued to shepardize said legal citations; conference with TAD regarding trial projects status; tickler to contact and prepare for TAD meeting with Plaintiff's counsel in an effort to comply with the Court's trial order entered 2.28.17, Re: the parties must exchange trial exhibits, which includes noted objections; receipt and initial review of the continuation deposition of Dennis Galindez from May 26, 2017.	4.40
	TAD	Revise opening statement to include additional information. Review depositions of the Plaintiff. Prepare outline of cross examination for trial.	

adv. Galindez, Dennis (slip & fall)

			HOURS
		Review deposition of Marla Galindez. Prepare outline of cross examination for trial. Revise jury instructions and verdict form. Review deposition of Chief Harris and prepare outline for pre-deposition meeting. Prepare outline of cross and direct for Harris for trial.	6.60
08/04/2017	IR	Prepared for and attendance at meeting with Trial Graphix regarding potential trial boards to utilize as demonstrative evidence at trial; reviewed various documents and photographs to send to Trial Graphix for boards; preparation of email enclosing package of items to use for trial boards; continuation of trial preparation, revised Jury Instructions Trial Notebook with revised jury instructions, including legal research thereto;	6.20
	TAD	Prepare correspondence to plaintiff re: depositions. Prepare correspondence to City re: subpoenas. Revise opening to include additional facts/testimony. Prepare correspondence to City re: pre-trial meetings. Review trial subpoenas. Meet with representative re: trail exhibits. Review deposition of Captain Magnanti and prepare outline for meeting. Revise closing statement to include additional information from depositions and meetings.	6.80
08/07/2017	IR	Trial preparation continuation; finalized Jury Instructions Trial Notebook, including legal research and shepardized 43 citations, conferences with TAD regarding trial preparation and City of Boynton Beach's trial witnesses, our line up for trial and current status with trial preparation; email to Trial Graphix regarding meeting from August 4, 2017 and receipt and review of cost proposal for trial boards, etc. the initial draft of our trial boards idea as demonstrative evidence to the jury; review of our trial witness file folders and updated our Trial Witness Tracking Chart with information received from our past and current City of Boynton Beach and Boynton Beach Police Department trial witnesses.	5.10
	TAD	Meet with Faine re: trial testimony. Confer with JAC re: trial issues. Review deposition of Hederian and prepare outline for pre-trial meeting. Review deposition of Koch. Prepare outline of issues for pre-trial meeting. Review exhibits from depositions re: exhibits for use at trial. Review case law re: evidentiary issues at trial re: remedial measures.	6.60
08/08/2017	IR	Telephone call to Plaintiff's counsels' office regarding meeting to review, exchange and list objectionable trail exhibits in advance of August 28, 2017 trial;	2.10
	TAD	Review deposition testimony of Sukienk and prepare outline of trial direct. Review deposition of LePage and prepare trial outline re: same. Review exhibits re: work orders and records from cared access re: trial arguments.	6.50
08/09/2017	IR	Conference with TAD regarding trial preparation; review of City of Boynton Beach Police Department substation no. views, as potential demonstrative evidence at trial; reviewed trial order entered by the court this date, on the City's Motion for Partial Summary Judgment, striking portions of the Plaintiff's complaint.	1.20
	JAC	Review Order and preparation re: closed door.	0.60
	TAD	Receipt and review of order on motion for partial summary judgment. Review deposition of Le Blanc (Part I) and prepare trial outline. Review deposition of Ramsey and prepare trial outline. Confer with city re: claims status.	4.60

adv. Galindez, Dennis (slip & fall)

			HOURS
08/10/2017	TAD	Telephone conference with Ramsey re: trial issues. Prepare correspondence to vendor re: trial exhibits. Prepare correspondence to City re: order on partial motion for summary judgment. Revise trial outline for Ramsey and Brode re: additional information. Review depositions of Paula LeBlanc and prepare outline of issue for pre-trial meeting. Receipt of correspondence re: changes to order. Review revised order and prepare correspondence re: same. Review trial subpoenas and prepare revisions to same.	6.10
08/11/2017	IR	Conference with TAD regarding trial preparation, including trial witnesses.	0.40
	TAD	Meet with Magnanti re: pre-trial issues. Meet with risk manager re: issues with trial witnesses. Receipt of correspondence from City re: order and meetings and prepare response to same. Receipt of correspondence from facilities re: building information and trial exhibits. Prepare response to same.	5.20
08/12/2017	TAD	Review pre-trial stipulation and plaintiffs exhibit list re: trial evidence issues. Review jury instructions and revise same.	1.70
08/14/2017	SCW	Research regarding comments during closing argument. Research regarding factual inferences in preparation for trial.	3.60
	IR	Reviewed email from JAC and provided information of same; preparation of deposition summary from the May 1, 2017 deposition of Art Brode [112 pages];	2.70
	JAC	Prepare for closed door session.	0.80
	TAD	Review deposition of Brode and prepare: outline for pre-trial meeting. Prepare examination for trial. Review deposition of Magnanti and notes and prepare examination for trial. Review deposition of Hederian and prepare outline for meeting and trial. Review deposition of Koch and prepare outline for meeting and trial testimony. Review deposition of Shane and prepare trial outline. Review deposition of Turner and prepare examination for trial. Review deposition of Ramsey and prepare trial direct.	7.80
08/15/2017	SCW	Research regarding remedial measures. Meeting with Tracey DeCarlo.	0.80
	TAD	Receipt and review of correspondence from plaintiff re: lePage deposition. Meet with JAC re: trial issues. Meet with Chief Katz re: witness issues. Review case law re: immunity issues for trial. Review deposition of Chalal and prepare outline for trial testimony. Meet with Commission re: case.	8.20
	JAC	Trial preparation with TD; conference with Chief Katz re: trial issues and witnesses; attend shade session.	2.80
08/16/2017	SCW	Research regarding expert witness fee. Meeting with Tracey DeCarlo.	0.60
	TAD	Revise opening. Telephone conference with Sukienik and prepare correspondence re: same. Meet with Ramsey re: pre-trial meeting. Meet with Lamons and Taylor re: claims. Meet with Koch and Hederian re: pre-trial. Revise trial cross of police officers. Review work order log. Prepare correspondence to City re: work order history. Telephone conference with city re: former employees of facilities.	7.80
	IR	Conferences with TAD regarding trial strategy and authority; update to Trial Witness Tracking Chart regarding status of TAD's witness preparations with contact information relevant to whom the City will be calling for trial; receipt,	

adv. Galindez, Dennis (slip & fall)

			HOURS
		review and responded to demonstrative evidence prepared by Trial Graphix and draft tickler to receive revised proposals;	2.30
08/17/2017	IR	Conferences with and emails to TAD regarding trial preparation, including exhibit exchange with opposing counsel; prepared email to Plaintiff's counsel and received responses regarding trial exhibit exchanges and objections, in compliance with the Court's trial order entered on February 28, 2017; trial preparation and updated information pertaining to trial witnesses;	1.60
	TAD	Review deposition exhibits of Chalal and revise questions for trial testimony. Attend trial deposition of Chalal. Telephone conference with plaintiff counsel re: offer/status. Prepare correspondence to plaintiff re: deposition of medical expert. Telephone conference with judicial assistant re: status of case. Prepare correspondence to facilities re: meeting with employees.	6.70
08/18/2017	IR	Conference with deputy clerk regarding pre-marking of trial exhibits, in advance of trial; conferences with TAD regarding specific trial exhibits to mark, utilizing the Palm Beach Circuit Court local rules for same; other trial preparation meetings; initial draft of Art Brode deposition summary;	3.80
08/20/2017	TAD	Prepare revisions to cross of plaintiff. Review deposition of Athos and prepare outline of trial cross. Review case law re: directed verdict issues for trial memorandum.	4.20
08/21/2017	IR	Continuation with trial preparation; online searches with the Court and the deputy clerk's office, regarding status of trial line up for August 28, 2017; reviewed Plaintiff's 2d Amended Trial Exhibit list [incorrectly called titled] and compared with last filed Trial Exhibits List, to determine what documents, etc. were added; put anatomical illustrations of Plaintiff's knee surgery, first produced at Dr. Chalal's deposition on August 18th; continue preparing for trial on August 28, 2017.	4.30
	TAD	Revise opening to include additional information. Receipt of plaintiff amended exhibit list. Review plaintiff discovery responses and information re: wage loss claims. Prepare motion to strike amended list. Prepare notice of filing return of service on witnesses. Receipt of correspondence from City re: trial subpoenas. Receipt of correspondence from prior employee re: trial and prepare response to same. Review case law for trial re: subsequent remedial measures taken by city.	5.10
	JAC	Trial preparation.	0.80
08/22/2017	IR	Continuation of trial preparation, with expected trial date to commence August 28th [and review of the City's objections to the late court filings by the Plaintiff and other Plaintiff issues relevant to trial, which trial period is expected to commence on August 28, 2017; review court-ordered trial deadlines and cut-off information, pursuant to our summary; conversations with TAD regarding status of trial line-up and Plaintiff's counsels' late disclosures; emails to Trial Graphix regarding status of the trial boards [need to premark 8.5 x 11 for trial] ordered by the City; continuous update of Trial Witness Tracking Chart; deposition summary of Art Brode testimony from May 1, 2017; initial organization of Palm Beach County courts, trial exhibit stickers, in an effort to pre-mark in advance of trial [at our office, per deputy clerk telephone conversation, this date - advised that we could	

adv. Galindez, Dennis (slip & fall)

			HOURS
		premark trial exhibits, without having to come to the courthouse].	6.80
	JAC	Discuss continuance request with TD; follow up on same.	0.20
	TAD	Receipt and review of correspondence from plaintiff re: continuance. Telephone conference with City re: same. Telephone conference with Plaintiff re: trial. Receipt of motion to continue. Revise same and prepare correspondence to plaintiff re: same. Continue trial preparation including cross examination issues and trial memorandum.	3.80
08/23/2017	IR	Continued trial preparation, created premarking trial exhibit labels; created lists related to trial exhibits - our actual list of documents that are premarked and to be entered into evidence and brought to premarking with Plaintiff's counsel, on Friday 8.25.17, in advance of trial]; skeleton list of trial exhibits to follow along during trial, with notations which exhibits are moved into evidence and other trial exhibits listed just for identification purposes in the middle of trial and during witness testimony; continue to update trial witness files, including those with deposition and summaries.	7.10
	IR	Telephone call to	
	TAD	Meet with Mierke re: claims. Meet with Chief Harris re: claims. Meet with Brode re trial preparation. Revise trial outline for Harris re: information from hearing. Prepare correspondence to Brode re: transcript and trial information. Meet with Wooten re: trial testimony. Meet with LeBlanc re: trial preparation.	8.30
08/24/2017	IR	Continued trial preparation; receipt, review and responded to emails pertaining to court ordered trial exhibit exchange, scheduled for 8.25.17 at the City of Boynton Beach, to premark both parties' trial exhibits; revised City's trial exhibits list, prepared and in the order for our premarking meeting with opposing counsel and his paralegal, for tomorrow morning; prepared blank exhibits list to complete at the trial exhibit exchange conference of 8.25.17 as both parties' review each other's exhibits, for mutually agreed upon exhibits and contested exhibits; re-revised the City's anticipated trial exhibits; conferences with TAD regarding status of trial docket line up for Monday; telephone conference with T. Berger's paralegal regarding status of their case, set as #1 to go, on Judge Barkdull's trial calendar, for the period ending 9.1.17 and conference with TAD regarding same [that trial #1 is going on August 28, 2017].	5.90
	TAD	Review case law re: immunity and prepare trial memorandum re: same. Review case law re: inferences. Telephone conference with Plaintiff counsel re: trial setting. Confer with IVR re: trial preparation and exhibits.	3.30
	JAC	Review trial status and preparation.	0.40
08/25/2017	IR	Online court docket searches for any updates to trial line up, for trial period commencing August 28th; continuation of trial preparation regarding same; finalized premarking trial exhibits, using Palm Beach County Evidence / Pre-marking Guidelines, to use at the exhibit review and exchange with opposing counsel and then to provide trial clerk in Judge Barkdull's courtroom at the commencement of trial; finalized review of trial witness folders for use at trial Monday morning; continuous reviews of online court docket, to check if the court ruled on Plaintiff's Motion to be Excused from Trial Docket, filed with the Court 8.23.17; finalized all deposition summaries, in preparation for trial; reviewed, scanned and emailed 'Instructions for Circuit Civil Division AD - Judge Thomas H. Barkdull III' divisions	

adv. Galindez, Dennis (slip & fall)

			HOURS	
		instructions and information, specifying Section X. Trial, listing the court ordered projects to have been completed prior to and anticipated before trial commences.	7.20	
	TAD	Prepare correspondence to all witnesses re: trial setting. Continue preparation of trial memoranda. Receipt of demonstrative exhibits. Review all exhibits for trial and prepare order of evidence. Review case law re: objections to Plaintiff's demonstrative exhibit. Receipt of deposition of Dr. Chalal and review same re: objections for trial.	3.40	
08/28/2017	TAD	Confer with plaintiff counsel re: exhibits and trial setting. Receipt of correspondence from treating doctor re: trial and prepare response to same. Telephone conference with Officer Koch re: trial setting and assignment issues. Receipt of correspondence from Brode re: contact with plaintiff. Prepare response to same. Telephone conference with Paula LeBlanc re: trial testimony.	1.80	
	IR	Online docket searches, if the Court entered any orders based upon Plaintiff's Motion to be Excused from Trial Docket, filed with the court on 8.23.17; trial preparation [uncertain if the City would be called for trial mid to late week, this week, to go into next week]; updated trial witness tracking chart to advise if our trial witnesses would still be available later in week and potentially first week in September.	1.90	
08/29/2017	IR	Receipt and review of the Court's Order Resetting Jury Trial, entered this date, with new eight-week trial docket, to commence March 26, 2018 with a new calendar call on March 16, 2018; conference with TAD regarding same; preparation of tickler to revise internal trial order outline with newly revised court-ordered deadlines; receipt and review of both of Plaintiffs' Offers of Judgment and preparation of ticklers to respond within the statutory time period;	0.80	
	TAD	Receipt of order continuing trial. Prepare correspondence to City and witnesses re: same. Prepare correspondence to treating physician re: same. Telephone conference with marine officers re: assignment and testimony. Receipt of proposal for settlement from plaintiff Dennis Galindez. Receipt of proposal for settlement from Marla Galindez.	1.90	
		FOR CURRENT SERVICES RENDERED	199.40	33,745.00

RECAPITULATION

TIMEKEEPER	HOURS	HOURLY RATE	TOTAL
JAMES A. CHEROF	5.60	\$195.00	\$1,092.00
INGRID RIERA	73.40	125.00	9,175.00
TRACEY A. DECARLO	115.40	195.00	22,503.00
SHARI C. WALLEN	5.00	195.00	975.00

Photocopies	233.10
TOTAL EXPENSES THRU 08/31/2017	233.10

07/26/2017	Federal Express - Invoice 5-905-92437	20.06
		<u>20.06</u>
	TOTAL ADVANCES THRU 08/31/2017	<u>20.06</u>
	TOTAL CURRENT WORK	33,998.16
	BALANCE DUE	<u>\$33,998.16</u>

GOREN, CHEROF, DOODY & EZROL, P.A.
Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
Telephone (954) 771-4500

CITY OF BOYNTON BEACH
100 East Boynton Beach Boulevard
Boynton Beach FL 33425

Page: 1
09/01/2017
ACCOUNT NO: 306-9905092
STATEMENT NO: 16708

Attn: Lynn Swanson

adv. Caliskan, Hasan (MVA)

Billing Category: 18-RLO
Claim #001470-000354-AB-02

			HOURS
08/01/2017	IR	Conference with TAD regarding trial preparation and potentially additional witnesses; prepared tickler to follow up with City of Boynton Beach regarding same;	0.70
08/02/2017	IR	Continuation with trial preparation and organization of trial witness file folders; conference with TAD regarding additional trial preparation projects, regarding additional witnesses who may be needed at trial, currently set for the trial period commencing October 2, 2017 through November 10, 2017; preparation of ticklers regarding same.	0.70
	TAD	Receipt and review of surveillance video of plaintiff.	1.40
08/03/2017	TAD	Receipt and review of surveillance report and correspondence from investigator. Prepare correspondence to City re: same.	1.20
08/07/2017	IR	Continued to organize trial exhibits and trial witness file folders, following our court disclosures.	0.70
08/08/2017	IR	Continuation of trial preparation, retrieved and updated trial exhibits in respective files for trial; reviewed Subpoenas Duces Tecum and Notice of Production from Non-Party discovery filed in this matter and cross-referenced with records received in compliance therewith; updated Trial Witness Tracking Chart of most recent trial witness contact information and to follow-up with discovery [and any non-compliant entities, etc];	4.70
08/09/2017	IR	Continued trial preparation and two sets of trial notebooks, operative pleadings and jury instructions; online searches for Plaintiff's past due Trial Witness list and Trial Exhibits list; continuation of preparation of trial exhibits.	1.90
	JAC	Review case related issues and options.	0.40
08/10/2017	IR	Continuation of trial preparation and update of the City of Boynton Beach's main Trial Notebook / binders with operative and revised pleadings and other court ordered documents, put in notebook index into chronological	

adv. Caliskan, Hasan (MVA)

			HOURS
		order; updated trial witness files, following the City of Boynton Beach's 31 listed witnesses; online court docket searches, to retrieve Plaintiff's trial disclosure [not filed, 2 weeks past due]; additional input of trial exhibits in folders, in the order of our disclosure.	2.70
	TAD	Review case history and prepare outline of witnesses and exhibits for trial as well as items to be completed before discovery cut off.	1.80
08/11/2017	IR	Conference with TAD to review the City of Boynton Beach's trial exhibits and trial witness file folders; updated Trial Notebook; prepared list of additional, potential new trial witnesses; revised trial exhibits, including recently received discovery; ticklers to follow up with City employees regarding trial preparation.	4.10
	TAD	Meet with IVR re: trial preparation and review trial exhibits and status of discovery.	0.80
08/14/2017	IR	Trial preparation continued; telephone conference with Dr. Zeide's assistant regarding trial testimony and preparation of follow up email to Dr. Zeide's staff pertaining to same; prepared email to litigation team regarding same and ticklers for response; email to City of Boynton Beach regarding police radio calls from 9.9.14; updated Trial Witness Tracking logs regarding availability and other information pertaining to trial preparation;	2.50
08/15/2017	TAD	Receipt and review correspondence re: information for trial. Prepare correspondence re: same. Receipt of correspondence from expert re: status and respond to same.	0.80
08/16/2017	IR	Continuation of trial preparation that included extensive online research to locate trial witnesses [law enforcement personnel, both current and former, and civilian witnesses], to meet the court's discovery cut-off; online research of court docket, to check if Plaintiff filed his trial witness disclosure and trial exhibits list; telephone conferences with Dr. Robert Friedman's office manager regarding his testimony for deposition and possibly trial; prepared email memoranda pertaining to same; telephone conference with Dr. Steven Chang's office manager regarding same [left voice mail message].	4.10
	TAD	Receipt and review of correspondence from City re: reports. Review information on crash and prepare correspondence to City re: additional information requested.	0.80
08/17/2017	IR	Continuation of trial preparation, that included discovery scheduled and prepared to meet the cut-off date of September 12, 2017, pursuant to the Court's March 30, 2017 trial order; telephone conferences with Dr. Robert Friedman's office manager regarding his availability and fees for testimony for deposition and possibly trial; prepared emails memoranda pertaining to same; initial telephone conference with Dr. Steven Chang's office manager regarding same [left voice mail message]; prepared email memoranda; legal research Fla.R.Civ.P. 1.312(b)(6) corporate representative depositions; initial draft of subpoena duces tecum for live deposition of appropriate corporate representatives at Braman [BMW & Mini Cooper] and Offlease.com for Plaintiff's employment records.	4.60
08/18/2017	IR	Telephone conference with Peggy, office manager with Steven Chang, MD, regarding his deposition and trial testimony; preparation of email verifying	

adv. Caliskan, Hasan (MVA)

			HOURS
		same; other trial preparation and organization of discovery and list of witnesses to be deposed; continued trial preparation in advance of the cut-off date of September 12, 2017; telephone conferences to obtain information regarding other trial witnesses and initial draft of Plaintiff's past and current employer information, to draft our duces tecum to corporate representatives.	2.90
	TAD	Review subpoenas and notice of deposition of employers and medical providers and prepare revisions to same. Review trial order re: pre-trial stipulation and prepare correspondence to plaintiff counsel re: depositions. Prepare correspondence to Dr Friedman and Dr. Chang re: depositions. Review discovery re status and any additional information needed.	3.40
08/21/2017	IR	Online court docket searches for Plaintiff's Exhibits list and Witness Disclosure, in compliance with the Court's trial Order of 3.30.17; prepared tickler regarding same to follow-up again 8.23.17; reviewed emails regarding physicians' depositions and ticklers to organize anticipated deposition exhibits, for early September, 2017, prior to discovery cut-off; emails to and from the City, enclosing potential trial exhibits to be utilized; conversations with TAD regarding same.	1.80
	TAD	Receipt and review of additional information from City re: CAD reports.	0.20
08/23/2017	IR	Telephone call to	
08/28/2017	IR	Continuation of trial preparation, for trial period commencing October 2 through November 10, 2017, with consideration as to discovery cut-off date of September 12, 2017; online court docket searches for Plaintiff's witness disclosures and exhibits disclosures, in compliance with the Court's March 30, 2017 Order Resetting Case for Jury Trial; online Palm Beach County court docket and Palm Beach County public records searches for Seher Sezen dismissal as Plaintiff, to be entered and recorded, prior to trial.	1.70
08/29/2017	IR	Continuation of trial preparation; emails to private investigator regarding dates and fees for testifying at trial; research Fla.R.Civ.P. 1.200 / potentially requesting a Pretrial Conference from the Court, for failure of Plaintiff to prepare Pretrial Stipulation, and failure to timely prepare trial witness disclosures and trial exhibits lists; update trial witness tracking log, with trial witness contact information and dates of unavailability for trial; preparation of summary of discovery records received, pursuant to subpoenas for same;	3.60
	TAD	Review plaintiffs motion in limine re: damage claims and review additional case law re: response to same.	1.30
08/30/2017	IR	Continuation of trial preparation, updated Trial Witness tracking chart and online docket searches for Sezen dismissal and to check if Plaintiff Caliskan filed a trial witness and trial exhibits disclosures, in compliance with the Court's 3.3017 trial order.	0.80
	TAD	Receipt and review of correspondence re: subpoena. Prepare correspondence to Dr. Friedman re: deposition. Begin preparation of pre-trial report. Extended telephone conference with plaintiff counsel re: potential for resolution.	2.20
08/31/2017	IR	Online docket searches for Plaintiff's trial witness and trial exhibits	

adv. Caliskan, Hasan (MVA)

		HOURS	
	disclosures and conference with TAD regarding same;	1.20	
TAD	Receipt and review of correspondence from plaintiff re: CME and prepare response to same. Review case law re: permanent injury issues and CME report re: issues for damages aspect of trial and upcoming depositions. Review guidelines re: information on impairment and effect on claims. Receipt of correspondence from process server re: issues with Braman and Offlease service. Extended telephone conference with Braman counsel re: response to subpoena and deposition.	3.80	
	FOR CURRENT SERVICES RENDERED	56.80	8,367.00

RECAPITULATION

<u>TIMEKEEPER</u>	<u>HOURS</u>	<u>HOURLY RATE</u>	<u>TOTAL</u>
JAMES A. CHEROF	0.40	\$195.00	\$78.00
INGRID RIERA	38.70	125.00	4,837.50
TRACEY A. DECARLO	17.70	195.00	3,451.50

Photocopies	117.95
TOTAL EXPENSES THRU 08/31/2017	117.95

08/30/2017	Robert J. Friedman, MD PA - Deposition	1,100.00
		1,100.00
	TOTAL ADVANCES THRU 08/31/2017	1,100.00
	TOTAL CURRENT WORK	9,584.95
	BALANCE DUE	<u>\$9,584.95</u>

GOREN, CHEROF, DOODY & EZROL, P.A.
Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
Telephone (954) 771-4500

CITY OF BOYNTON BEACH
100 East Boynton Beach Boulevard
Boynton Beach FL 33425

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09/01/2017
ACCOUNT NO: 306-9905093
STATEMENT NO: 16709

Attn: Lynn Swanson

adv. Jenkins, Gail and Leon (Demolition)

Billing Code: 18-RLO
Claim #001470-000382-GD-01

			HOURS	
08/03/2017	IR	Receipt and review of Plaintiff's second Request for Production to City of Boynton Beach [7 items requested] and prepared ticklers to follow-up with client and litigation team [due on 9.5.17, taking into consideration 9.2.17 is a Saturday and Monday is a national holiday]; received email regarding deposition transcript of Andrew Mack and prepared tickler to prepare deposition summary in 20 days.	0.40	
08/31/2017	TAD	Receipt and review of correspondence from building department re: documents responsive to request for production. Prepare response to same. Confer with City IT department re: response to plaintiff's second request for production.	0.40	
FOR CURRENT SERVICES RENDERED			0.80	128.00

RECAPITULATION			
<u>TIMEKEEPER</u>	<u>HOURS</u>	<u>HOURLY RATE</u>	<u>TOTAL</u>
INGRID RIERA	0.40	\$125.00	\$50.00
TRACEY A. DECARLO	0.40	195.00	78.00

TOTAL CURRENT WORK 128.00

BALANCE DUE \$128.00

GOREN, CHEROF, DOODY & EZROL, P.A.
Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
Telephone (954) 771-4500

CITY OF BOYNTON BEACH
100 East Boynton Beach Boulevard
Boynton Beach FL 33425

Attn: Lynn Swanson

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09/01/2017
ACCOUNT NO: 306-9905098
STATEMENT NO: 16710

adv. Venegas, Jesusa

Billing Category 18-RLO
Claim #001470-000367-AB-01

			HOURS	
08/07/2017	TAD	Receipt of correspondence from adjuster re: status. Review information from claimant. Prepare correspondence to investigator re: surveillance.	0.80	
08/28/2017	TAD	Receipt and review of investigative report. Receipt of correspondence from investigator re: investigation and prepare correspondence to investigator re: continued surveillance.	0.70	
FOR CURRENT SERVICES RENDERED			1.50	292.50
RECAPITULATION				
<u>TIMEKEEPER</u>		<u>HOURS</u>	<u>HOURLY RATE</u>	<u>TOTAL</u>
TRACEY A. DECARLO		1.50	\$195.00	\$292.50
TOTAL CURRENT WORK				292.50
BALANCE DUE				<u>\$292.50</u>

GOREN, CHEROF, DOODY & EZROL, P.A.
Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
Telephone (954) 771-4500

CITY OF BOYNTON BEACH
100 East Boynton Beach Boulevard
Boynton Beach FL 33425

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09/01/2017
ACCOUNT NO: 306-9905102
STATEMENT NO: 16711

Attn: Lynn Swanson

adv. Blutchter, Pamela (MVA)

Billing Category - 18RLO
Claim #001470-000369-AB-01

			HOURS
08/01/2017	IR	Continuation and review of responses to the City's numerous subpoenas duces tecum records; reviewed subsequent Returns of Services of same, Plaintiff's various medical records, some dating back to 2003; updated the City's Trial Witness Tracking chart to reflect that when records were produced, that records exist, but need to be pre-paid for hard copies via invoices and/or if no records longer exist;	1.80
08/04/2017	IR	Receipt, review of message and several attempts to reach legal department at Bethesda Hospital East regarding their response to our Subpoena Duces Tecum and the possibility of our ordering the medical abstract as opposed medical records [very large amount due for same] and left 2 voice mail messages regarding same; preparation of tickler for Bethesda legal department and/or records custodian to return my messages.	0.30
08/09/2017	IR	Telephone conferences with Bethesda Hospital East regarding abstract amount [as opposed to full set of medical records at \$600]; update of Trial Witness Tracking Chart regarding same;	0.80
08/30/2017	IR	Receipt and review of email from records custodian at JFK Medical Center; telephone conferences with the records custodian at JFK Medical Center and sent her a follow up email regarding status of the medical records and invoice for same; continued extensive review and updating witness and exhibits tracking chart, regarding responses to the City's 27 sets of subpoenas duces tecum served; separated groups of responsive records and initial preparation of summaries of same; prepared folders for hard copies medical records.	2.80
08/31/2017	IR	Continued to review Plaintiff's numerous medical records received from various providers, pursuant to the City of Boynton Beach's subpoenas duces tecum served upon 27 entities and other medical providers; continued to update our Witness tracking logs with notations, whether documents received, or if no records exist, continued to track amount of documents received, in order to invoice Plaintiff's counsel for reproduction of subpoenaed documents, as per their Request for Copies; revised our	

adv. Blutcher, Pamela (MVA)

Notice of Compliance to Plaintiff's Request for Copies.				HOURS	
				2.70	
FOR CURRENT SERVICES RENDERED				8.40	1,050.00
RECAPITULATION					
<u>TIMEKEEPER</u>		<u>HOURS</u>	<u>HOURLY RATE</u>	<u>TOTAL</u>	
INGRID RIERA		8.40	\$125.00	\$1,050.00	
TOTAL CURRENT WORK					1,050.00
BALANCE DUE					<u>\$1,050.00</u>

GOREN, CHEROF, DOODY & EZROL, P.A.
Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
Telephone (954) 771-4500

CITY OF BOYNTON BEACH
100 East Boynton Beach Boulevard
Boynton Beach FL 33425

Attn: Lynn Swanson

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09/01/2017
ACCOUNT NO: 306-9905124
STATEMENT NO: 16712

Broberg, Leif Complaint (2015)

Billing Category: 18-RLO
Claim #001470-000390-EP-01

			HOURS	
08/21/2017	TAD	Receipt and review of correspondence re: revised discovery responses. Review proposed responses and prepare correspondence re: same.	0.30	
08/25/2017	JAC	Review and attend Chief Katz deposition; follow up notes to discuss with Chief.	3.60	
08/28/2017	TAD	Prepare correspondence to outside counsel re: deposition of Chief Karz and receipt of response to same.	0.30	
		FOR CURRENT SERVICES RENDERED	4.20	819.00

<u>TIMEKEEPER</u>		<u>RECAPITULATION</u>		<u>TOTAL</u>
		<u>HOURS</u>	<u>HOURLY RATE</u>	
JAMES A. CHEROF		3.60	\$195.00	\$702.00
TRACEY A. DECARLO		0.60	195.00	117.00

Photocopies	0.70
TOTAL EXPENSES THRU 08/31/2017	0.70
TOTAL CURRENT WORK	819.70
BALANCE DUE	<u>\$819.70</u>

GOREN, CHEROF, DOODY & EZROL, P.A.
Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
Telephone (954) 771-4500

CITY OF BOYNTON BEACH
100 East Boynton Beach Boulevard
Boynton Beach FL 33425

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09/01/2017
ACCOUNT NO: 306-9905132
STATEMENT NO: 16713

Attn: Lynn Swanson

adv. Wade, George (auto accident)

Billing Category: 18-RLO
Claim #001470-000380-AB-01

			HOURS
08/04/2017	IR	Meeting with TAD to discuss trial order and requested dates by the Plaintiff [before the end of 2017]; prepared tickler to check online docket, check status if Amended Trial Order was prepared and sent to all parties.	0.30
08/07/2017	IR	Receipt, review and initial preparation of trial order outline, utilizing information from the Order Setting Jury Trial and Directing Pretrial and Mediation Procedures, entered by the Court this date; prepared ticklers to retrieve online court docket to review and confirm the current status of discovery, as case is now on the Court's docket for trial.	0.70
	TAD	Receipt of trial order. Prepare correspondence to City re: same. Review information re: plaintiff status of discovery and production re: trial preparation. Review exhibits and status of depositions for pre-trial discovery. Prepare notice of trial conflict.	2.40
08/08/2017	IR	Retrieved and reviewed City of Boynton Beach's trial exhibits from the previously scheduled trial period.	0.30
	JAC	Review case status and trial order; coordinate with attorneys re: discovery.	0.80
08/09/2017	IR	Trial preparation and updates to City of Boynton Beach's Trial Notebook and Jury Instructions Trial Notebook [separating out as 2 binders]; online searches for potential trial witnesses, note previously disclosed; reviewed surveillance videos and reports from July 8, 2015 and July 9, 2015; researched Palm Beach County real property appraisers office for trial witnesses information; reviewed and updated trial witness tracking chart, for both parties' trial witness information in one central document and for use to prepare trial witness subpoenas; preparation of ticklers to ensure compliance with trial Court's order are filed timely; update of trial witness tracking chart; revised trial order outline with new trial period through December 15, 2017.	3.60
08/10/2017	IR	Trial preparation and updates to City of Boynton Beach's Trial Notebook and Jury Instructions Trial Notebook [separating out as 2 binders]; online searches for potential trial witnesses, note previously disclosed; reviewed surveillance videos and reports from July 8, 2015 and July 9, 2015;	

adv. Wade, George (auto accident)

			HOURS	
		researched Palm Beach County real property appraisers office for trial witnesses information; reviewed and updated trial witness tracking chart, for both parties' trial witness information in one central document and for use to prepare trial witness subpoenas; preparation of ticklers to ensure compliance with trial Court's order are filed timely; update to trial witness tracking chart.	2.20	
	TAD	Receipt and review of correspondence from City re: trial order.	0.20	
08/11/2017	IR	Continued trial preparation; conference with TAD to discuss potential new trial witnesses, depositions, trial testimony and to obtain updated medical records and alleged business records, as claimed by the Plaintiff throughout various phases of discovery [written answers to interrogatories, deposition testimony, Complaint allegations]; reviewed draft of Timeline of Events / Plaintiff's Contradiction in Testimony [last updated in May 2017]; finalized trial order outline and cross-referenced dates to the Trial Setting Jury Trial and Directing Pretrial and Mediation Procedures, entered by Judge French on 8.7.17.	2.10	
	TAD	Review status of discovery and prepare outline regarding items to complete before trial. Meet with IVR re: trial preparation.	1.60	
08/14/2017	IR	Continuation of trial preparation and review of Plaintiff's medical providers, with contact information, regarding trial and other anticipated testimony; telephone conference with Dr. Zeide's assistant regarding trial testimony and preparation of follow up email to Dr. Zeide's staff pertaining to same; prepared email to litigation team regarding same and ticklers for response; updated trial witness files and witness tracking.	0.90	
	FLN	Discussed research assignment with Tracey DeCarlo.	0.20	
08/28/2017	IR	Reviewed notes from where we left off with trial preparation in April 2017; update of Trial Witness tracking chart;	1.20	
08/29/2017	IR	Online docket search for most recent court filings by the Plaintiff; online search and retrieval of Judge David French's trial calendar [with the final week of the docket period as listed online is October 23, 2017, the first week of our trial period, through December 15, 2017]; prepared tickler to follow up 9.6.17; conference with TAD regarding Judge French's trial calendar from 2017 into 2018 and the 8-week docket this case falls under and pending trial preparation projects pending.	0.70	
	FLN	Reviewed various pleadings and file documents in anticipation of related research assignment.	1.20	
08/30/2017	IR	Continuation of trial preparation; reviewed City of Boynton Beach's trial exhibits, continued preparation of trial exhibits, following Plaintiff's disclosures filed on 3.9.17 and the City's disclosures filed with the Court on 3.6.17, in compliance with the Court's December 2, 2016 trial order [since rolled over to current trial docket of 10.23.17]; online review of Judge French's trial calendars through 2018, reviewed listing of trials and prepared email regarding same.	2.10	
		FOR CURRENT SERVICES RENDERED	20.50	3,010.50

adv. Wade, George (auto accident)

	RECAPITULATION		
<u>TIMEKEEPER</u>	<u>HOURS</u>	<u>HOURLY RATE</u>	<u>TOTAL</u>
JAMES A. CHEROF	0.80	\$195.00	\$156.00
INGRID RIERA	14.10	125.00	1,762.50
TRACEY A. DECARLO	4.20	195.00	819.00
FARAH L. NERETTE	1.40	195.00	273.00

TOTAL CURRENT WORK	3,010.50
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BALANCE DUE	<u>\$3,010.50</u>
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GOREN, CHEROF, DOODY & EZROL, P.A.
Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
Telephone (954) 771-4500

CITY OF BOYNTON BEACH
100 East Boynton Beach Boulevard
Boynton Beach FL 33425

Attn: Lynn Swanson

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09/01/2017
ACCOUNT NO: 306-9905171
STATEMENT NO: 16714

adv. Caliendo, Giovanni & Emily (code violation)

Billing Category: 18-RLO
Claim #001470-000400-PI-01

			HOURS		
08/14/2017	TAD	Prepare correspondence to plaintiff re: discovery responses and deposition of plaintiff	0.20		
08/21/2017	TAD	Receipt and review of correspondence re: trial setting and deposition and prepare response to same.	0.30		
08/31/2017	TAD	Receipt and review of correspondence from plaintiff re: response to request for production. Review code file and prepare correspondence to plaintiff re: same.	0.30		
FOR CURRENT SERVICES RENDERED			0.80	156.00	
RECAPITULATION					
<u>TIMEKEEPER</u>		<u>HOURS</u>	<u>HOURLY RATE</u>	<u>TOTAL</u>	
TRACEY A. DECARLO		0.80	\$195.00	\$156.00	
TOTAL CURRENT WORK				156.00	
BALANCE DUE				<u>\$156.00</u>	

GOREN, CHEROF, DOODY & EZROL, P.A.
Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
Telephone (954) 771-4500

CITY OF BOYNTON BEACH
100 East Boynton Beach Boulevard
Boynton Beach FL 33425

Attn: Lynn Swanson

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09/01/2017
ACCOUNT NO: 306-9905186
STATEMENT NO: 16715

adv. Shevlin, Patrick (false arrest)

Billing Category: 18-RLO
Claim #001470-000395-PP-01

			HOURS	
08/21/2017	TAD	Receipt and review of correspondence from the plaintiff re: settlement and prepare response to same.	0.20	
08/31/2017	TAD	Receipt and review of correspondence from plaintiff re: discovery. Prepare correspondence to Officer Davis re: deposition and discovery responses.	0.30	
		FOR CURRENT SERVICES RENDERED	0.50	97.50
RECAPITULATION				
<u>TIMEKEEPER</u>		<u>HOURS</u>	<u>HOURLY RATE</u>	<u>TOTAL</u>
TRACEY A. DECARLO		0.50	\$195.00	\$97.50
TOTAL CURRENT WORK				97.50
BALANCE DUE				<u>\$97.50</u>

GOREN, CHEROF, DOODY & EZROL, P.A.
Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
Telephone (954) 771-4500

CITY OF BOYNTON BEACH
100 East Boynton Beach Boulevard
Boynton Beach FL 33425

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09/01/2017
ACCOUNT NO: 306-9905213
STATEMENT NO: 16716

Attn: Lynn Swanson

adv. Coupet, Kenson (parent of child injured)

Billing Category: 18 - RLO
Claim #001470-000405-GB-01

			HOURS		
08/11/2017	TAD	Telephone conference with plaintiff counsel re: interrogatories and receipt of correspondence re: same.	0.30		
08/14/2017	TAD	Receipt of plaintiffs answers to Layne interrogatories. Prepare correspondence to plaintiff counsel re: discovery.	0.30		
08/21/2017	TAD	Receipt and review of correspondence re: discovery and prepare response to same. Receipt of answers to interrogatories from Plaintiff.	0.40		
08/28/2017	TAD	Receipt and review of plaintiffs response and objections to City's request for production. Receipt of Plaintiff minor answers to interrogatories. Receipt of Plaintiff answers to City's interrogatories. Receipt of Plaintiffs response and objection to Layne request for production. Receipt of Plaintiff minor responses to Layne request for production.	2.20		
	IR	Receipt and review of recently filed discovery responses by both parties and preparation of tickler to follow-up relevant to additional medical providers information listed in said discovery responses.	0.30		
08/30/2017	TAD	Telephone conference with Layne counsel re: indemnity demand.	0.20		
08/31/2017	TAD	Receipt and review of notice of non-party production. Receipt and review of subpoenas to BB Fire Rescue; Bethesda Hospital; St Marys Hospital; Advanced Diagnostic Centers; Dr. Friedman; Dr. Martello; Cigna and Xerox recovery systems. Prepare request for copies of non-party records.	0.60		
FOR CURRENT SERVICES RENDERED			4.30		817.50

		RECAPITULATION		
TIMEKEEPER		HOURS	HOURLY RATE	TOTAL
INGRID RIERA		0.30	\$125.00	\$37.50
TRACEY A. DECARLO		4.00	195.00	780.00

CITY OF BOYNTON BEACH

adv. Coupet, Kenson (parent of child injured)

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09/01/2017
ACCOUNT NO: 306-9905213
STATEMENT NO: 16716

TOTAL CURRENT WORK	817.50
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BALANCE DUE	<u>\$817.50</u>
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GOREN, CHEROF, DOODY & EZROL, P.A.
Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
Telephone (954) 771-4500

CITY OF BOYNTON BEACH
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Attn: Lynn Swanson

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09/01/2017
ACCOUNT NO: 306-9905216
STATEMENT NO: 16717

adv. Ryan, Ronald (whistleblower PD)

Billing Category: 18 - RLO
Claim #001470-000410-EP-01

07/25/2017	Federal Express - Invoice 5-905-92437	18.90
		<u>18.90</u>
	TOTAL ADVANCES THRU 08/31/2017	18.90
	TOTAL CURRENT WORK	18.90
	BALANCE DUE	<u>\$18.90</u>

GOREN, CHEROF, DOODY & EZROL, P.A.
Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
Telephone (954) 771-4500

CITY OF BOYNTON BEACH
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Attn: Lynn Swanson

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09/01/2017
ACCOUNT NO: 306-9905224
STATEMENT NO: 16718

adv. Sobriety Now, Inc.

Billing Category: 18 - RLO
Claim #001470-000414-EP-01

			HOURS	
08/02/2017	TAD	Receipt and review of order regarding lack of prosecution. Prepare correspondence to City and adjuster re: same.	0.40	
		FOR CURRENT SERVICES RENDERED	0.40	78.00
RECAPITULATION				
	<u>TIMEKEEPER</u>	<u>HOURS</u>	<u>HOURLY RATE</u>	<u>TOTAL</u>
	TRACEY A. DECARLO	0.40	\$195.00	\$78.00
TOTAL CURRENT WORK				78.00
BALANCE DUE				<u>\$78.00</u>

GOREN, CHEROF, DOODY & EZROL, P.A.
Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
Telephone (954) 771-4500

CITY OF BOYNTON BEACH
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09/01/2017
ACCOUNT NO: 306-9905237
STATEMENT NO: 16719

Attn: Lynn Swanson

adv. Clemens, Jennifer (Personal Injury)

Billing Category: 18 - RLO
Claim #001470-000417-GB-01

			HOURS	
08/17/2017	TAD	Receipt and review of correspondence from outside counsel and from City re: response to discovery.	0.20	
		FOR CURRENT SERVICES RENDERED	0.20	39.00
RECAPITULATION				
	<u>TIMEKEEPER</u>		<u>HOURS</u>	<u>HOURLY RATE</u>
	TRACEY A. DECARLO		0.20	\$195.00
				<u>TOTAL</u>
				\$39.00
		TOTAL CURRENT WORK		39.00
		BALANCE DUE		<u>\$39.00</u>

GOREN, CHEROF, DOODY & EZROL, P.A.
Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
Telephone (954) 771-4500

CITY OF BOYNTON BEACH
100 East Boynton Beach Boulevard
Boynton Beach FL 33425

Attn: Lynn Swanson

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09/01/2017
ACCOUNT NO: 306-9905243
STATEMENT NO: 16720

adv. Victoria Fire & Casualty (a/s/o George Wade)

Billing Category: 18-RLO
Claim #001470-000380-AB-01

			HOURS	
08/14/2017	FLN	Discussed research assignment with Tracey DeCarlo.	0.20	
08/29/2017	FLN	Handled preliminary research on issues of insurance and other pending court case.	0.40	
		FOR CURRENT SERVICES RENDERED	0.60	117.00
RECAPITULATION				
<u>TIMEKEEPER</u>		<u>HOURS</u>	<u>HOURLY RATE</u>	<u>TOTAL</u>
FARAH L. NERETTE		0.60	\$195.00	\$117.00
TOTAL CURRENT WORK				117.00
BALANCE DUE				<u>\$117.00</u>

GOREN, CHEROF, DOODY & EZROL, P.A.
Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
Telephone (954) 771-4500

CITY OF BOYNTON BEACH
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Boynton Beach FL 33425

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09/01/2017
ACCOUNT NO: 306-9905253
STATEMENT NO: 16721

Attn: Lynn Swanson

adv. Bolt, Barbara Dilger (MVA)

Billing Category: 18 - RLO
Claim #001470-000422-AB-01

			HOURS		
08/21/2017	TAD	Receipt and review of correspondence re: demand and demand package documents. Receipt of correspondence from the City and prepare response to same.	0.80		
08/30/2017	TAD	Review information on claims and review case law re: potential for exposure re: report to City on same.	2.60		
FOR CURRENT SERVICES RENDERED			3.40		663.00
RECAPITULATION					
<u>TIMEKEEPER</u>			<u>HOURS</u>	<u>HOURLY RATE</u>	<u>TOTAL</u>
TRACEY A. DECARLO			3.40	\$195.00	\$663.00
TOTAL CURRENT WORK					663.00
BALANCE DUE					<u>\$663.00</u>

GOREN, CHEROF, DOODY & EZROL, P.A.
Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
Telephone (954) 771-4500

CITY OF BOYNTON BEACH
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09/01/2017
ACCOUNT NO: 306-9905256
STATEMENT NO: 16722

Attn: Lynn Swanson

adv. Basinski, Donna (MVA garbage truck)

Billing Category: 18 - RLO
Claim #001470-000422-AB-02

			HOURS	
08/11/2017	TAD	Receipt of correspondence from city and adjuster re: status. Receipt of correspondence from excess carrier re: questions.	0.30	
		FOR CURRENT SERVICES RENDERED	0.30	58.50
RECAPITULATION				
	<u>TIMEKEEPER</u>		<u>HOURS</u>	<u>HOURLY RATE</u>
	TRACEY A. DECARLO		0.30	\$195.00
				<u>TOTAL</u>
				\$58.50
TOTAL CURRENT WORK				58.50
BALANCE DUE				<u><u>\$58.50</u></u>

GOREN, CHEROF, DOODY & EZROL, P.A.
Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
Telephone (954) 771-4500

CITY OF BOYNTON BEACH
100 East Boynton Beach Boulevard
Boynton Beach FL 33425

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09/01/2017
ACCOUNT NO: 306-9905257
STATEMENT NO: 16723

Attn: Lynn Swanson

adv. Basinski, Tricia (MVA garbage truck)

Billing Category: 18 - RLO
Claim #001470-000422-AB-03

			HOURS	
08/11/2017	TAD	Receipt of correspondence from City re: detailed status report and prepare response to same.	0.20	
		FOR CURRENT SERVICES RENDERED	0.20	39.00
RECAPITULATION				
	<u>TIMEKEEPER</u>		<u>HOURS</u>	<u>HOURLY RATE</u>
	TRACEY A. DECARLO		0.20	\$195.00
				<u>TOTAL</u>
				\$39.00
TOTAL CURRENT WORK				39.00
BALANCE DUE				<u>\$39.00</u>

GOREN, CHEROF, DOODY & EZROL, P.A.
Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
Telephone (954) 771-4500

CITY OF BOYNTON BEACH
100 East Boynton Beach Boulevard
Boynton Beach FL 33425

Attn: Lynn Swanson

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09/01/2017
ACCOUNT NO: 306-9905281
STATEMENT NO: 16724

Estime, Job (Police-Defamation Claim)

Billing Category: 18 - RLO
Claim #001470-000428-PP-01

			HOURS	
08/03/2017	TAD	Receipt and review of correspondence from adjuster re: issues with posting. Review information provided by the City re: response to same.	0.30	
08/04/2017	TAD	Review of correspondence from City and claimant re: issues. Telephone conference with City re: redaction. Telephone conference with claimant counsel re: claims and changes to posting.	0.60	
08/18/2017	TAD	Review letter from claimant re: posting and demand and prepare response to same. Review case law re: potential claims and damages for meeting with City.	2.80	
08/28/2017	TAD	Receipt and review of correspondence from adjuster re: claims information and review case law re: response. Receipt of correspondence from claimant counsel re: offer.	0.30	
08/29/2017	TAD	Telephone call with adjuster re: issues with claim. Review additional case law re: claims for meeting with City.	0.80	
08/31/2017	TAD	Receipt and review of case law re: absolute immunity. Prepare correspondence to claimant counsel re: offer.	0.80	
		FOR CURRENT SERVICES RENDERED	5.60	1,092.00

TIMEKEEPER		RECAPITULATION		
		HOURS	HOURLY RATE	TOTAL
TRACEY A. DECARLO		5.60	\$195.00	\$1,092.00

TOTAL CURRENT WORK 1,092.00

BALANCE DUE \$1,092.00

AMOUNTS PREVIOUSLY BILLED NOT INCLUDED ABOVE

GOREN, CHEROF, DOODY & EZROL, P.A.
Attorneys at Law
3099 East Commercial Boulevard
Suite 200
Fort Lauderdale, Florida 33308
Telephone (954) 771-4500

CITY OF BOYNTON BEACH
100 East Boynton Beach Boulevard
Boynton Beach FL 33425

Page: 1
09/01/2017
ACCOUNT NO: 306-9905282
STATEMENT NO: 16725

Attn: Lynn Swanson

adv. Garber M.D., Harvey (excessive force)

Billing Category: 18 - RLO
Claim #001470-000429-PP-01

			HOURS	
08/02/2017	IR	Receipt and review of emails in this matter; set up IVR tracking file and discussed case status and case claims by Dr. Garber with Cindy; prepared tickler to check status of case in 60 days, if filed in the Palm Beach County Circuit Court.	0.30	
08/03/2017	TAD	Receipt and review of correspondence from adjuster re: claims and information from the City.	0.20	
08/04/2017	TAD	Receipt of correspondence from adjuster and status report.	0.20	
08/28/2017	TAD	Receipt and review of correspondence re: preservation letter from adjuster and receipt of correspondence from City re: same.	0.20	
FOR CURRENT SERVICES RENDERED			0.90	154.50

RECAPITULATION			
<u>TIMEKEEPER</u>	<u>HOURS</u>	<u>HOURLY RATE</u>	<u>TOTAL</u>
INGRID RIERA	0.30	\$125.00	\$37.50
TRACEY A. DECARLO	0.60	195.00	117.00

TOTAL CURRENT WORK 154.50

BALANCE DUE \$154.50

Risk-Outside Counsel	
Robert C Okon, P.A.	
Harris v City, Martinez	0.00
Lewis, Stroud & Deutsch, PL - June 2017	
Hill v City	0.00
Harris v City	0.00
	<hr/>
	0.00
Roberts, Reynolds, Bedard & Tuzzio, PLLC-July & Aug 2017	
Yesnick v City	1,791.50
Braswell v City	0.00
Boynton Old School v City	5,329.50
Andrews v Haugh	0.00
Hill v City	0.00
Kimsey v City & Brooks	0.00
Harris v City	0.00
Broberg v City	1,692.42
	<hr/>
	8,813.42
TOTAL July & August 2017 Outside Counsel - Risk	8,813.42

ROBERTS, REYNOLDS, BEDARD & TUZZIO, PLLC

470 Columbia Drive, Suite C-101
West Palm Beach, Florida 33409

Telephone (561)688-6560
Tax ID No. 65-0004867

City of Boynton Beach
Attn: claims@bbfl.us
P.O. Box 310
Boynton Beach, FL 33425-0310

September 5, 2017
Bill No. 9913300

FINAL BILL.

CLIENT: City of Boynton Beach 032
MATTER: Yesnick v. Boynton Beach 13300

Claim #N/A

BILL FOR FEES AND COSTS THROUGH 09/05/17

PROFESSIONAL SERVICES

Date	Services	Attorney	Hours
08/16/17	Research and review pleadings and discovery to prepare opposition to Plaintiff's Motion for Extension of Time.	JHL	1.90
08/17/17	Preparation for hearing on Plaintiff's Motion for Extension of Time to obtain new counsel.	JHL	0.50
08/18/17	Correspondence to Judge French re: City's Memorandum of Law in response to Plaintiff's Request for Extension to Time to Obtain Counsel.	JHL	0.30
08/18/17	Preparation of memorandum of law in opposition to Plaintiff's Motion for Extension to Obtain Counsel.	JHL	2.50
08/18/17	Drafting of proposed order on Plaintiff's Motion Request for Extension to Obtain Counsel per Judge's Instructions.	JHL	0.40
08/21/17	Correspondence to Julie Oldbury, City, re: outcome of hearing on Plaintiff's Motion for Extension of Time to Obtain Counsel and potential waiver of fees for resolution of case.	JHL	0.80
08/21/17	Appear For/Attend hearing on Plaintiff's Motion for Extension of Time to obtain counsel before Judge French at the Palm Beach County Courthouse in West Palm Beach, FL.	JHL	2.50
08/23/17	Receipt and review of e-mail from Julie Oldbury, City, re: City authorizes waiving fees in exchange for dismissal.	LHR	0.20
08/23/17	Preparation of email response to Julie Oldbury, City, re: City authorizes waiving fees in exchange for dismissal.	LHR	0.20
08/24/17	Telephone conference with Mr. Yesnick re: discussion concerning Boynton Beach waiving its attorney's fees and costs in exchange for dismissal of the case with prejudice.	LHR	0.30

Client: City of Boynton Beach
Matter: 13300 - Yesnick v. Boynton Beach

September 5, 2017
Page 2

PROFESSIONAL SERVICES

Date	Services	Attorney	Hours
08/25/17	Preparation of Stipulation for Order of Dismissal of Plaintiff's Claim and proposed Order of Dismissal.	LHR	0.80
08/25/17	Correspondence to Christopher Yesnick, Plaintiff, re: Stipulation for Order of Dismissal of Plaintiff's Claim and proposed Order of Dismissal.	LHR	0.30
08/29/17	Receipt and review of Plaintiff's executed Stipulation for Dismissal with Prejudice.	LHR	0.20
08/29/17	Correspondence to Judge French with executed Stipulation for Dismissal and proposed Order of Dismissal with Prejudice.	LHR	0.20
08/29/17	Preparation of correspondence to Dr. Michael Zeide re: advise case has settled.	LHR	0.30
08/30/17	Receipt and review of Court's executed Order of Dismissal with Prejudice.	LHR	0.20
08/30/17	Correspondence to City Risk Manager Julie Oldbury re: Court's executed Order of Dismissal with Prejudice.	LHR	0.20
08/31/17	Receipt and review of e-mail from City Risk Manager Julie Oldbury re: acknowledging receipt of Order of Dismissal and final resolution of case.	LHR	0.20
08/31/17	Preparation of email response to City Risk Manager Julie Oldbury re: full and final resolution of case.	LHR	0.20

PROFESSIONAL SERVICES SUMMARY

Code	Name	Hours	Rate	Amount
JHL	Jordan H. Lewis, Associate	8.90	140.00	1,246.00
LHR	Lyman H. Reynolds, Jr., Partner	3.30	165.00	544.50
	Total Professional Services	12.20		\$1,790.50

DISBURSEMENTS

Date	Description	Amount
08/21/17	Costs Advanced PBCC: attend hearing, Plf's M/Extension of Time. Parking \$1.00 - Jordan H. Lewis	1.00
	Total Disbursements	\$1.00

Client: City of Boynton Beach
Matter: 13300 - Yesnick v. Boynton Beach

September 5, 2017
Page 3

CURRENT BILL TOTAL AMOUNT DUE

\$ 1,791.50

Balance Forward:

395.00

Payments & Adjustments:

-395.00

Total Due:

\$ 1,791.50

ROBERTS, REYNOLDS, BEDARD & TUZZIO, PLLC

470 Columbia Drive, Suite C-101
West Palm Beach, Florida 33409

Telephone (561)688-6560
Tax ID No. 65-0004867

City of Boynton Beach
Attn: claims@bbfl.us
P.O. Box 310
Boynton Beach, FL 33425-0310

August 21, 2017
Bill No. 38041

CLIENT: City of Boynton Beach 032
MATTER: Boynton Old School v. Boynton Beach 13214

Claim #N/A
BILL FOR FEES AND COSTS THROUGH 07/31/17

PROFESSIONAL SERVICES

Date	Services	Attorney	Hours
07/10/17	Review, digest and annotate appellants brief; prepare brief outline.	GPR1	3.80
07/11/17	Review and draft certificate of interested persons, certificate of service and begin statement of facts.	GPR1	5.50
07/12/17	Review and continue draft of statement of facts and argument on applicable cases.	GPR1	4.80
07/13/17	Research of law on contract zoning, precedential value, and new cases by appellant, including shepardizing cases and downloading to file.	GPR1	1.60
07/26/17	Review, research Appellant's case citations and draft argument distinguishment on cases; further drafting and citation to record in statement of facts and history of case.	GPR1	4.80
07/30/17	Review, research and draft argument distinguishing Appellants arguments on case law they claim to be applicable.	GPR1	6.50
07/31/17	Review, research and draft argument on Appellee's case law the judge found to be applicable and the doctrine of stare decisis.	GPR1	5.30

PROFESSIONAL SERVICES SUMMARY

Code	Name	Hours	Rate	Amount
GPR1	George P. Roberts, Jr., Of Counsel	32.30	165.00	5,329.50
	Total Professional Services	32.30		\$5,329.50

Client: City of Boynton Beach
Matter: 13214 - Boynton Old School v. Boynton Beach

August 21, 2017
Page 2

CURRENT BILL TOTAL AMOUNT DUE	\$ 5,329.50
Balance Forward:	1,025.25
Payments & Adjustments:	-1,025.25
Total Due:	\$ 5,329.50

ROBERTS, REYNOLDS, BEDARD & TUZZIO, PLLC

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West Palm Beach, Florida 33409

Telephone (561)688-6560
Tax ID No. 65-0004867

City of Boynton Beach
Attn: claims@bbfl.us
P.O. Box 310
Boynton Beach, FL 33425-0310

August 21, 2017
Bill No. 38042

CLIENT: City of Boynton Beach
MATTER: Broberg v. Boynton Beach et al.

032
15414

Claim #001470-000390-EP-01

BILL FOR FEES AND COSTS THROUGH 07/31/17

PROFESSIONAL SERVICES

Date	Services	Attorney	Hours
07/03/17	Correspondence to City Risk Manager Julie Oldbury re: Plaintiff's Motion for Enlargement of Time to Respond to City's Second Interrogatories & Second Request for Production and advising 15 day extension agreed upon.	LHR	0.20
07/05/17	Telephone conference with Dr. Robert Brodner re: status of records pertaining to Plaintiff, Leif Broberg, pursuant to subpoena duces tecum.	RKD	0.30
07/05/17	Telephone conference with Spine Institute of South Florida re: status of records pertaining to Plaintiff, Leif Broberg, pursuant to subpoena duces tecum.	RKD	0.30
07/05/17	Second telephone conference with Spine Institute of South Florida re: status of records pertaining to Plaintiff, Leif Broberg, pursuant to subpoena duces tecum.	RKD	0.30
07/05/17	Receipt and review of records pertaining to Plaintiff, Leif Broberg, received from Spine Institute of South Florida, pursuant to subpoena duces tecum.	LHR	0.30
07/05/17	Telephone conference with Erica Cortes at Seminole Legal Department to follow-up on letter send requesting Broberg's employment application & records.	JHL	0.30
07/10/17	Receipt and review of e-mail from FBI agent, Lawrence Colagiovanni, re: contact email address.	LHR	0.10
07/12/17	Receipt and review of e-mail from Plaintiff's counsel, Adrian Alvarez, re: hearing on Defendant's Motion to Strike Plaintiff's Affirmative Defenses.	LHR	0.20
07/12/17	Preparation of e-mail to Plaintiff's counsel, Adrian Alvarez, re: hearing on Defendant's Motion to Strike Plaintiff's Affirmative Defenses.	LHR	0.20

PROFESSIONAL SERVICES

Date	Services	Attorney	Hours
07/12/17	Drafting of proposed Order on Defendant's Motion to Strike Plaintiff's reply to Defendant's Affirmative Defenses.	LHR	0.20
07/13/17	Correspondence to City Risk Manager Julie Oldbury re: Plaintiff's Notice of Hearing on Defendant's Motion to Strike Plaintiff's Reply to Affirmative Defenses.	LHR	0.20
07/13/17	Telephone conference with Seminole Tribe legal department following up on request for Broberg's employment application.	JHL	0.20
07/17/17	Receipt and review of Plaintiff's Unverified Answers to Defendant City's Second Set of Interrogatories and Notice of Serving same.	LHR	0.50
07/17/17	Receipt and review of Plaintiff's Response to Defendant City's Second Request to Produce.	LHR	0.50
07/17/17	Receipt and review of Plaintiff's Response to Defendant City's Request for Admissions.	LHR	0.50
07/20/17	Telephone conference with Ricardo Reyes, Esq. re: status of authorizations for Plaintiff, Leif Broberg's execution pursuant to City's Motion to Require Plaintiff to Sign Authorization dated June 2, 2017.	JHL	0.20
07/21/17	Telephone conference with Ricardo Reyes, Esq. re: status of authorizations for Plaintiff, Leif Broberg's execution pursuant to City's Motion to Require Plaintiff to Sign Authorization dated June 2, 2017.	JHL	0.30
07/21/17	Preparation of e-mail to Ricardo Reyes, Esq. re: status of authorizations for Plaintiff, Leif Broberg's execution pursuant to City's Motion to Require Plaintiff to Sign Authorization dated June 2, 2017.	LHR	0.20
07/26/17	Review and analyze Plaintiff's Response to Request for Admissions for follow-up discovery requests.	JHL	0.50
07/26/17	Telephone conference with Mr. Petrie, US Attorney, re: status of providing FBI interviews with Broberg.	LHR	0.30
07/28/17	Telephone conference with Julie Oldbury re: status of errata sheet for Chief Jeffrey Katz.	RKD	0.30
07/28/17	Receipt and review of e-mail from Julie Oldbury re: executed errata sheet of Chief Jeffrey Katz.	LHR	0.20
07/28/17	Telephone conference with Erica Cortes re: City's request for employment application and other records from Seminole Tribe.	JHL	0.30
07/28/17	Initial Draft supplemental interrogatories to be propounded upon Plaintiff.	JHL	0.90
07/28/17	Initial Draft supplemental requests for admission to be propounded upon Plaintiff.	JHL	0.80
07/28/17	Research case law and Florida Rules for Motion to Override Objections/Compel Answers to City's Request for Admissions.	JHL	0.70
07/28/17	Initial drafting of Motion to Override Objections/Compel Answers to City's Request for Admissions.	JHL	1.50

Client: City of Boynton Beach
Matter: 15414 - Broberg v. Boynton Beach et al.

August 21, 2017
Page 3

PROFESSIONAL SERVICES

Date	Services	Attorney	Hours
07/31/17	Preparation of correspondence to Prestige Reporting Service, Inc. re: executed errata sheet of Chief Jeffrey Katz.	LHR	0.30

PROFESSIONAL SERVICES SUMMARY

Code	Name	Hours	Rate	Amount
JHL	Jordan H. Lewis, Associate	5.70	140.00	798.00
LHR	Lyman H. Reynolds, Jr., Partner	3.90	165.00	643.50
RKD	Rebecca K. Davis, Paralegal	1.20	80.00	96.00
	Total Professional Services	10.80		\$1,537.50

DISBURSEMENTS

Date	Description	Amount
07/10/17	Outside Printing medical records - Robert A. Brodner, M.D.	135.65
07/13/17	Outside Printing public records - Town of Gulf Stream	19.27
	Total Disbursements	\$154.92

CURRENT BILL TOTAL AMOUNT DUE	\$ 1,692.42
Balance Forward:	6,430.45
Payments & Adjustments:	-6,430.45
Total Due:	\$ 1,692.42



CITY OF BOYNTON BEACH AGENDA ITEM REQUEST FORM

COMMISSION MEETING DATE: 9/19/2017

REQUESTED ACTION BY COMMISSION: Approve the minutes from the Special City Commission Workshop - Update on Town Square held on August 21, 2017.

EXPLANATION OF REQUEST:

The City Commission met on August 21, 2017, and minutes were prepared from the notes taken at the meeting. The Florida Statutes provide that minutes of all Commission meetings be prepared, approved and maintained in the records of the City of Boynton Beach.

HOW WILL THIS AFFECT CITY PROGRAMS OR SERVICES? A record of the actions taken by the City Commission will be maintained as a permanent record.

FISCAL IMPACT: Non-budgeted N/A

ALTERNATIVES: Do not approve the minutes

STRATEGIC PLAN: High Performing City Organization

STRATEGIC PLAN APPLICATION:

CLIMATE ACTION: No

CLIMATE ACTION DISCUSSION:

Is this a grant? No

Grant Amount:

ATTACHMENTS:

Type	Description
<input type="checkbox"/> Minutes	Minutes -08-21-17

**MINUTES OF SPECIAL CITY COMMISSION MEETING HELD ON MONDAY
AUGUST 21, 2017 HELD IN THE LIBRARY PROGRAM ROOM
208 SEACREST BOULEVARD, BOYNTON BEACH, FLORIDA**

PRESENT:

Steven B. Grant, Mayor
Justin Katz, Vice Mayor (*arrived 6:43p.m.*)
Mack McCray, Commissioner
Christina Romelus, Commissioner
Joe Casello, Commissioner

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

1. AGENDA ITEMS

A. Call to Order - Mayor Steven B. Grant

Mayor Grant called the meeting to order at 6:00 p.m.

Invocation

Commissioner McCray gave the invocation.

Pledge of Allegiance to the Flag

Mayor Grant led the Pledge of Allegiance to the Flag.

ROLL CALL

Judith Pyle, City Clerk, called the roll. A quorum was present.

Agenda Approval:

1. Additions, Deletions, Corrections

2. Adoption

Mayor Grant asked for a Motion to Approve

Motion

Commissioner McCray moved to approve. Seconded by Commissioner McCray.

B. Update Commission on own Square - Phase 1

Colin Groff Assistant City Manager indicated he was also acting as the Program Manager for this project. He wanted to go through where they are on the project. He indicated that the contractors would present their portions to the Commission.

Commissioner McCray asked if questions were allowed. Mr. Groff responded this was an interactive workshop for the elected officials. Lori LaVerriere City Manager, asked for introductions of the contractor.

Mr. Groff introduced Mark Hefferin with E2L Real Estate was in charge as the master developer. Wayne Dunkelberger was the primary architect for the Town Square project, Robert High was the contractor for the Police and Fire stations. The team consists of the City of Boynton Beach, Boynton Beach Community Redevelopment Agency. E2L Real Estate Solutions, ADG Architects, for the Police and Fire station, HG High Constructor for the Police and Fire station, REG Architects and Rick Gonzalez for the High School, Straticon was the High School contractors, Baker Barrios Architects for City Hall and all the infrastructure downtown, Haskell Construction was the contractors for the infrastructure downtown. Kimley Horn was the primary engineers for all the projects that were being built downtown, JKM Developers are the private developers for the residential portion of the development. E2L are the developers for the commercial portion of the project. There have been many meetings for this project.

Commissioner Romelus asked where and how long this meeting was advertised. She stated that she received a few phone calls stating that this meeting was not advertised as much as the other input meetings.

Mr. Groff stated that the meeting was advertised two weeks ago, The City used all the same media outlets that were used for the input meetings. This meeting was put together two weeks ago when it was determined that the Commission needed to do a workshop and an update on the project. All the other media outlets were used. The only items that were not used were the brochures.

Ms. LaVerriere stated that there was going to be more meetings with the Commission. The City would do everything to get the information out to the public.

Commissioner McCray stated that there are four weeks in a month, and two Commission meetings per month. This was an inconvenience to add all of these meetings; these items should be included in the regular Commission meeting.

Ms. LaVerriere indicated that was the goal.

Mr. Groff agreed that these meetings should be scheduled at the regular Commission meeting. The goal was a workshop for the elected officials. This workshop was to update the Commission on the current status, Public Workshop Summary, and High School

Renovation, Police Department Site Plan, Town Square Site Plan, City Hall/Library (Information, Tech and Arts), District Energy Utility which was the chilled water plant, and then there are some decisions that needs to be made. Mr. Groff continued saying that the conceptual building footprints and space programming has been completed. The conceptual site plans are complete. The City knows how much space was needed in the new building. There have been two public workshops on the playground and architectural styles. There have been multiple financial planning meetings conducted. He said that the High Schools are in the process of getting the permits of the remediation / abatement underway.

Commissioner McCray noted that since the fence went up parking has been a premium at City Hall. The employees should not park in front of City Hall. He stated that he has received many complaints.

Mr. Groff stated that the employees must park farther away so that the customer has space to conduct business at City Hall. Mr. Groff stated that parking would be at a premium until the garage was built. Mr. Groff noted that the current schedule was as follows: August 21, 2017 tonight was for the Commission's Update. August 22, 2017 Job Fair for the New Town Hall was in full swing. The sub-contractors were going to have a morning session and the afternoon would be for those looking for jobs. There are a lot of people signed up for the job fair. August 24, 2017 would be the Open Space/Public Art Workshop, this was the last workshop. September 19, 2017, Tentative Commission Update (if needed), would be done at the Commission meeting. September 28, 2017, Draft Site Plan/Building Plans, based on what happens tonight. October 17, 2017 hoping to have some Draft Financial Plan for review to make any decision. November 7, 2017, Town Square Phase II, Phase II Commission decision to move forward.

Mr. Groff stated that he public workshops staff heavily promoted the public workshops and job fair using multiple outlets including: Postcards (5,000) Flyers (5,000) 3 languages, press releases (3) Social Media Outlets, Outdoor Promotional Signs, Email distributions to HOAs and Churches, City website, Commission meeting announcements. These workshops have been well attended. The first workshop was on the playground.

Mr. Wayne Dunkelberger said that the first workshop was on the playground, there were about 40 people who showed up at the workshop. He noted that safety was the most important issue that was heard from the public, and saving pieces of the playground.

Commissioner McCray asked if they are able to save any of the pieces from the historical playground. Was there a decision made what would be saved?

Mr. Dunkelberger stated that the team was looking at what could be saved. There are pieces that could be salvaged. Mr. Dunkelberger noted that approximately 70 people attended the workshop on the architectural styles. There were three distinct styles

presented. The Mediterranean Contemporary, Classical Mediterranean and Coastal. The Contemporary Mediterranean was the leader out of the three styles presented. The input from the public the developer would look at those three styles.

Mr. Groff said that they had great feedback from the public. The developers believe the citizens chose the Mediterranean contemporary with a flare of coastal influences was the clear winner. This would be unique for Boynton Beach. There was a lot of discussion on colors. The ocean type colors were what the citizens wanted. The public did not want loud or dark colors.

Commissioner Romelus stated that she was unable to attend; she wanted to see the different colors and styles. Mr. Groff stated that he would send her some pictures of what was presented. This information was placed on the website. The people did not like the neo classical look; it looked too much like other cities. The Classical Mediterranean was also like other cities.

Mr. Dunkelberger stated that in addition to that, the public liked the ability to offer open space and have that architecture provide shade and areas where people could gather.

Mr. Groff provided the outdoor space built into the building also provided an outdoor connector to the different areas. When you get to the building footprint the Commission would see how it goes together.

Commissioner Casello indicated that he was at that meeting and asked if they spoke about the different paints. Such as the reflective paints.

Mr. Dunkelberger stated we talked about reflective paints. The workshop spoke about whites and grays; we also spoke about paints that can save energy on the building. He said they spoke about how paints and roof colors support that concept.

Mr. Groff indicated that the High School has been fenced in. He continued they are working on the permits to do the dry in of the building. The abatement must be done first, removing all of the contaminated materials, and then we can go back in and see what can be saved and what needs to be done in order to build a new civic center inside the High School. The temporary utility has been set up. The art work has been relocated. They are coming up with a parking plan. The contractor tried to get the fence as close to the building as possible, while keeping it safe for the public. They are also working on the roof demolition permit.

Commissioner Casello stated that he went into the High School with Mr. Livergood with a hazmat suit. He asked structurally, after the bad stuff has been removed are there going to be some type of surprises. The City has earmarked a certain amount of money for the High School, are there going to be any surprises.

Mr. Groff replied that Straticon was very conservative with their numbers. The numbers provided by Straticon was the worst case. The numbers included demolishing of everything, only leaving the outside walls. There are many things that could possibly be saved. We are hoping that once we do the abatement, that the cost would be less. There are some things that that are finding that look good. There are some timbers that could be saved; the problem was that no one could go into the building without hazmat suits.

Commissioner Casello said the money that was earmarked, was for the worst case scenario. Mr. Groff replied that was what he believed that was worst case. With construction there could always be surprises.

Mr. Groff stated that they are staying close to the original plans. The developers are still looking at if we can put some retail businesses. All the things that are being done in the civic center will be able to be done at the High School. The first floor would be used daily. The City was looking at ways in which the rooms can be opened up so that the rooms could be used during the weekend. Between the library groups and the recreation department these rooms would be used daily.

Commissioner Casello asked for names of agencies that would use these rooms, seven days a week.

Mr. Hefferin replied that they have had interest from event planning group come in. He stated more so for the upper floor. There was a lot of interest from the hotel component. He stated that the City could have dance recital and other functions.

Commissioner Casello said this was not if we build it they would come scenario.

Mr. Groff stated that they have spoken to many event planners. They all say there was nothing like this in South Palm Beach County. During the week, the Parks and Recreation Department would use the center. During the evening and the weekend if we build it right, we would be able to rent it out. Mr. Groff indicated they are looking at the rooms to be multipurpose rooms. The gymnasium would be great, there could be events for 500 people for concerts, setting up for wedding and events.

Commissioner Casello noted that Mr. Groff continues to say if we do it right. I am under the impression we are going to do it right.

Mr. Groff stated that the City has a great team, they have done a lot of these building in Palm Beach County, and these buildings are being designed as functional.

Commissioner Romelus requested clarification on where the buildings are located. She asked where Seacrest and Ocean Drive was located.

Mr. Groff replied what was being presented was east. The gym was on the back. This was very conceptual, full restroom facility. There would be an elevator out front. It was taking the High School and turning it into a civic center, using the similar layouts looking at opening up rooms on the 2nd floor.

Commissioner Romelus said on that side she was envisioning glass.

Mr. Groff replied one thing about the historic building; we would keep the windows as they are, maybe some of the windows could be turned into French doors. We are trying to convince the historic architect to do. If the historic architect say absolutely not, and say that it would ruin the historic character of the building. Opening up the building to the park would be nice. Commissioner Romelus noted that on that side she was envisioning glass, could see the inside from the outside

Mr. Hardin stated that adaptive reuse, how do we take an old building that has some vintage qualities and make it fit into the master plan. It is not just an old historic building. We could make it functional; it creates uses for the community. Part of the suggestion that you are talking about, we cannot go into the building and re façade. There are limitations for historic buildings, do everything that been done. How can we interact with that and the access ability? We do discuss it. Because historic art they try to be an asset. We do have the functionality for today's use

Commissioner McCray stated that the City was calling it Town Square and Delray Beach called theirs Old School Square. They renovated their auditorium, now they cannot find anyone to use it.

Mr. Groff replied program wise, the City has both the first and the second floor to be used. What we are talking about was for after hours and weekends. We cannot guarantee people would want to use it. Mr. Groff stated that the City needed space for their programs. Mr. Groff stated he cannot grantee that someone would rent it out. This building does give the City the space that was needed for other City programs.

Commissioner Romelus said if we are going to build to suit, term of trying to attract wedding planners and event planners, are we also consulting them as with what they would want to see in a building.

Mr. Groff indicated that on the team there is an event planner. Everyone has an input. We have had a lot of discussion. At the same time Parks and Recreation Department need to look at this as well. This was a City building for those programs.

Commissioner McCray asked if the developers have made the schematics of the elevators.

Mr. Hardin stated that some exist and some are new. The concept was to have the stairway and the elevator will be adjacent to the stairway. One means to access the elevator. Mr. Groff said he believed that it was on the west.

Commissioner McCray asked if there are two elevators. Mr. Groff replied that they are planning on having one elevator for the public and one as a freight elevator or a dumb waiter, for the food to go up to different floors. Commissioner McCray indicated that if the City was expecting to host an event with 500 people, there needs to be more than one elevator. Mr. Groff stated that was going through to figure that out.

Jeff stated that staff has been in conversation with different vendors; they are working fulltime on how to solve some of the issues that have been raised tonight. Considering the sound and the acoustical and low voltage and sound, considering the facts that we have a budget, we have had several discussions with the structural engineers.

Mr. Groff explained he hoped to have that information at the end of September; he wanted to show the Commission the concept of the new building.

Commissioner Casello stated that the mention of the hotel. They could possibly use these rooms for small conferences and meetings. He asked could that mean that they could mean a smaller footprint for the hotel.

Mr. Hefferin replied that there are different models of hotels; he does not see a conference hotel based on the size of the lot. The concept was to allow the Old School House is the conferencing center, and let the hotel be solely a hotel.

Commissioner Casello stated that he liked the term conferencing center.

Mr. Groff stated that High Construction would discuss the Police Department site.

Robert High, HJ High Construction responded that they have made progress on the new Police headquarters on the High Ridge site. A combination of a one-story and a two story facility, the possible square footage was about 54,000 square feet. The one story on one side would be a community room that could be used by the City and the community. There was shared parking with the Fire Department, also some underutilized parking area as well as secure officer parking area to protect the officers. This was denoted as # 6 on the site plan. The thought process was to have a clear delineation between the public and the Police Department with some shared space. He stated that Item 9 would accommodate some vehicle parking as well as for over flow staff parking or additional buildout. He stated that was the concept site plane for the Police Department.

Commissioner McCray stated that he understands that there are some storage spaces around the City. He asked can some of that storage be taken out and relocated to the

Police Department. Mr. High said at this point the storage that they have now was for the Police Department.

Mr. Groff interjected it would be one of the uses for building nine. Except for the firing range, this would remain. The other storage an area was to be moved into this site.

Commissioner McCray noted that what he was speaking of, the evidence storage room. Please explain what you mean about a vehicle storage building. Mr. Groff replied that building nine was for the Police Department specialty vehicles, such as the their ATV, SWAT vehicle, some type of large Humvee. Commissioner McCray stated that he needed to know what he was voting on. Would there be a place where other things can be stored? Mr. Groff stated that building nine would be used to bring all the different storage items to the Police station on High Ridge Road. Commissioner Casello said a few years back there were some plans that were drawn up for a new police station; would any of be incorporated into the new building. Mr. Groff stated that those plans were used as the base. He said that the City was using the same architect that did the original plans. The building footprint has been changed. Commissioner Casello asked what the square footage of the new building was. Mr. Groff replied that originally the square footage was 74,000 feet, which has now been cut back to 54,000 feet. Mr. Groff stated that he has been in conversation with the Police Chief and he was in agreement with the reduction.

Commissioner Casello asked why the City needs two conference rooms. He indicated that there was a nice conference room at Fire station #5.

Mr. High stated that this was not a conference room; this was more of a community auditorium that can be used as multifunctional for both the Police department and for City events.

Commissioner Casello understood that was why the City was building the Civic Center for community events. Commissioner Casello said that the residences are not going to go out to high ridge road. People are not going to go to high ridge room for community events.

Mr. High replied that the goal was for interaction between the public and police. Having an area that fosters communication.

Commissioner Romelus summarized that the City could potentially use the High Ridge area for community events such as quarterly award ceremonies.

Mr. High indicated there was a plaza area which could be an area for public art. Commissioner Casello inquired if this was a police station? Mr. Groff replied that it was required to have public art.

Mayor Grant noted that the City was trying to make it friendlier to our community so they are not afraid to go to the police and have more involvement with the police. The Police Department has programs at the middle school, such as the Boys in Blue. Some students who leave the High School and do not have any place to go, could use the room as a safe place. Mr. Groff agreed that was the plan. Commissioner Casello asked how the people would get there and Mayor Grant asserted that they could walk. Mr. Groff said that this was not a difficult place to get to.

Commissioner Casello argued this was not a neighborhood oriented area. Mr. Groff stated that the team toured the more modern police stations and they all had these community rooms. Commissioner Casello opined that was so far out of the community it was not approachable. Mr. Groff noted that being off of Gateway and I-95 was fairly easy to get to. The question was how often the room would be utilized.

Ms. LaVerriere indicated if anyone has driven down Miner Road recently where you have seen cars at the gun range, the Police Department partners with other law enforcement agencies and the school board to provide training for a regional impact. She stated that this was a wonderful opportunity to grow out and partner with other agencies.

Chief Katz, Police Chief, indicated the Boynton Beach Police Department has 12 outside regional classes for other law enforcement officers. The Police Department does quarterly town hall meetings, quarterly award ceremonies, Teen Police Academy, Citizen Police Academy. We do more community town hall outreach meetings. It is another thing to invite the community to come to the Police Department. We still have plans to move the town hall meetings around the City. We would like to have the public come to their police department. When we have a press conference, we would like to have the public come to their Police Department. The space in the fire department can accommodate 30 or 40 people.

Commissioner McCray said that the space was reduced from 74,000 to 54,000, what was the life expectancy of that building. Chief Katz replied that the building has a fifty year life span. The way in which it was designed so when additional space was needed it can be added.

Commissioner McCray noted with that in mind, additional areas could be added if needed. Chief Katz indicated that in the future we would be able to add space as needed.

Commissioner Casello offered the idea was community policing is to go out to the community not the other way around. For people to come to the Police Department to feel safer and welcomed falls on his deaf ears.

Commissioner McCray noted he was glad they were doing something for the Police Department. He would vote for the police station.

Mr. Groff indicated that they were 9 different site plans. There are some issues, it forces traffic on SE 2, and we do not want to put heavy traffic on second.

Commissioner McCray asked how old the Library building was.

Mr. Groff stated that the Library was 10 years old. The plan is to demolish all Library structures to provide a combined structure, additional private land for development and a buffer for the residential section south of the Square, open SE 1st Avenue to Searcrest Boulevard and remove Town Square traffic from SE 2 Avenue. Also the City wanted to create larger green areas and activity space in the Square and to design a City Hall and Library with a 21st Century building and have a comfort level for the employees.

Mr. Hefferin indicated the plan was the original layout in the northern end of Town Square. The Southern end has changed radically. We started off at the hotel, as you were coming up Boynton Beach Boulevard; you are seeing a magnificent addition to the current area where the City Hall is located. The proposed parking garage would allow for the road to remain open for both pedestrians and vehicles. Then open up the green space that now opens up into the park. We want to create something special for the public and the staff. It was also the location of the energy plant we are proposing. Mr. Hefferin stated the new fire station has two story and three bays to replace the one was currently on Boynton Beach Boulevard. Mr. Hefferin indicated that the developers were in negotiations with the current owner of the post office property. The idea was to have a new state of art entrance to Town Square. He continued to say at one point they were looking at a senior living facility, the developers realized that was not the best idea for Town Square. The current residential area will contribute to Town Square. There will be some parking that would serve the City. There was a connector link to link both buildings. There also would be a short notice parking area, and parking for the proposed apartments. The key was opening up the green space. He understood that there was some concerns about the park.

Commissioner McCray asked if the parking garage for the employees would have a gate or a pass in order to get into the garage. Mr. Hefferin indicated there would be 1200 covered parking spaces. Right now there are about 425 spaces. There was a parking study done, the Library, Children Museum, some retail space within the parking garage.

Commissioner McCray indicated the City has retail space they cannot give away. He hoped this would not be a problem.

Mr. Hefferin noted that it does not need to be programmed in, but the developers were the ones that provided him with the information. In order to activate these streets, they were asked to include restrooms.

Commissioner Casello noted that he lives west of military; why would he come here. Mr. Hefferin replied for the major events.

Commissioner Casello stated that the City has two major events, Barney Blast and Pirate Fest.

Mr. Hefferin advised the concept was to activate Ocean Boulevard all the way to the Intracoastal. He said people do not come to the down town. There was a lot of activity with the Library and with the City programs.

Commissioner Casello stated that people come to the library, it was not an event for people to come to the library, and people do not come to the Library as an event. Commissioner Casello stated he had visions of tree line streets, people walking the sidewalks, with little unique shops. What he sees now is an apartment building and parking garages.

Mr. Groff indicated when you look at the CRA plan, from Ocean to Seacrest, from there to Federal Highway, was what was planned. The government buildings must be placed somewhere. City only has two events. he noted that cities that do this well have events weekly in their downtown parks.

Commissioner Casello asked to be shown the space where the events would be. Where are the shops and restaurants? Mr. Groff described where Ocean starts for four blocks would be shops and restaurants.

Commissioner Casello only saw white space.

Mr. Groff advised that was not owned by the City. This was private development. It was what the CRA plan was encouraging to start to build the development.

Commissioner Casello said the City was looking for encouragement. Now the Library is separate, now we have put monstrous building of concrete. The problem was to make the green space very small. We do have avenue building foot print.

Mr. Groff noted the first plan was very linear. The problem was it blocked the streets and put all the traffic on 2nd Avenue. Also it strung the building over two blocks. The developers are now proposing 4 stories. Everyone has been asking where the shops are. The City Hall must be some place.

Commissioner Casello sought clarification where these events are to be held.

Mayor Grant stated one of the things that the City has was the food truck invasions. Whenever there are events the City could have some food trucks. He asked was there going to be some parking available for the food trucks.

Mr. Dunkelberger stated that they have created an active zone, which would activate that area; this was the core of the master plan. Mr. Groff noted that he would close off the streets for these events.

Mayor Grant asked if the City was going to block off Ocean Avenue for those events. He said that Atlantic Avenue could not be blocked off any longer.

Mr. Groff stated that that City does not have those events, only for the 4th of July.

Mr. Hefferin suggested to the Commission, one of the concepts that they have would be to come to the event and be able to leave when needed. The entire area would be secure, during a big event it could be locked down. Major Grant stresses that this would be a pedestrian friendly area; need to make sure that cars could not come in. Mr. Hefferin stated that he has been asked by the City to make sure that the entire area could be locked down for a specific event. Unless there was an emergency, there would not be any vehicles allowed. Major Grant noted that we want to make sure that cars could not come in on the pedestrians.

Commissioner Romelus pointed out on NE 1st Avenue that this was a through street with a parking garage. Mr. Hefferin indicated that the garage would have a raised first floor so that if trucks need to get in there to pick up debris that would be available. Commissioner Romelus asked if fire trucks would be able to go through. Mr. Hefferin stated that he was not sure of the height; he believed that it would have a 14 foot clearance.

Commissioner Romelus noted if someone was coming from SE 1st, they would need to go up SE 1st Street, walk across and around the pedestrian connector than get into the building. Mr. Hefferin stated that there are a couple of ways. If you are parking, that would be the preferred parking.

Ms. LaVerriere stated that we have on street parking along Ocean and Searcrest.

Mr. Groff stated that we will be meeting with the County regarding Searcrest and on street parking. Parking was the biggest challenge. It does look as though it would be a long walk, but it was not.

Commissioner Romelus asked if the walkway was covered. Mr. Groff confirmed.

Commissioner Romelus saw 12 parking spaces should be for the Commission. Mr. Groff replied this would be transit employees during the day and for the Commission for their meetings in the evening. The proposal was for employee and staff. He stated that he was waiting for the Commission input.

Commissioner Romelus felt there should be some reserved parking for the Commission during their meeting.

Mr. Groff stated from a safety issue the Commission would have a secure area, the proposal would be fluid.

Commissioner McCray stated that right now he was not buying this.

Commissioner Casello wanted clarification about the seven-story, 834 space garage. Was this a tunnel, would the public be able to drive through?

Mr. Groff clarified that it was like a tunnel, but not closed in or underground.

Commissioner Romelus saw apartments; she did not see any townhomes or single family homes.

Mr. Groff agreed it was for multifamily, but this has not been decided as of yet.

Mr. Markey interjected at this time nothing has been provided. Everything was designed to be apartments. What was being done was a new type of urbanism. He said the single family neighborhood was all around us. This was the new urban core, what the developers are trying to solve problems. He stated his team was working on the building every day. He noted there was a need for reconfigurations and there needs to be eyes on the street. Mr. Markey said he believes the building crowds the Children Museum.

There was discussion of building heights whether two or three stories.

Commissioner McCray asked if they have a plan on what would be on Ocean.
Mr. Groff indicated these plans were evolving daily.

Mr. Groff stated that the High School and the School House Museum will be kept. The High School would be repurposed to keep the building historic.

Commissioner McCray asked when the Commission would see another rendering.
Mr. Groff indicated by the end of September. There should be more information provided.

Mr. Markey mentioned the design was a process.

Commissioner McCray wanted foot traffic on Ocean Avenue.

Commissioner Romelus inquired about the little alcove has there been discussion on acquiring the property. Mr. Groff advised the City has not had any contact with the property owner. Commissioner Romelus asked if the developer has approached the owner of the property to ask about acquiring the property. Mr. Hefferin stated they have had discussion to work with them to make them part of the overall planning. This would make a great addition to the park; it completely opens up on Ocean Boulevard.

Commissioner Casello wanted to think outside the box. Why not get the Women's Club moving it up facing the green space. Why not move the police station across from the fire station, keep the police station in the Heart of Boynton. Why not sell the property on High Ridge Road; it is worth millions. He recalled the City has been approached by hotel chains on the possible acquisition of that property. He felt what was being shown to the Commission was very weak.

Mr. Groff stated that he loved the idea about the Women's Club, but in order to have the police station; it would mean that it would be 8 stories. Commissioner Casello asked what was the height of the hotel be on the corner? Mr. Groff stated that the hotel would be 8 stories. Commissioner Casello thought it would make a nice bookends.

Major Grant stated that he was excited about it. Along Ocean Avenue and NE 1st was up to debate; maybe the City needs some commercial activity. We will have a chilled water plant, some type of job growth in the downtown area. Whatever we can do to save the trees, he understands that they would be tearing down some trees.

Commissioner McCray stated he was not in agreement.

Vice Mayor Katz indicated he wanted to piggyback on some of the concerns about the residential configuration on Ocean. He would like to see retail on the ocean frontage. He stated if this was a true mixed use project, then most of the residential should be on top of the retail. Most of the vacant retail downtown was vacant because there is not enough economy there for them to be successful. He said he wants to see more retail. He does not think there would be an absence of foot traffic. Vice Mayor Katz stated that if there was ample seating he was sure that it would fill up. This would be the first phase. He does not have a problem with the configuration. He said that this should be more imaginative.

Commissioner Romelus noted starting at NE 1st going east is this where the proposed Villages were going to be. Ms. LaVerriere added near the railroads.

Commissioner Romelus indicated she would like to see more retail on Ocean. She was a little confused, on the west side of the school. She indicated she liked Commissioner Casello idea of the Woman's Club. She indicated that the women club could be the bookend. She liked what had been done.

Commissioner Casello said that he would not vote for any site plan that would have a tunnel. The other thing was that he believes that the Library should be in a separate building. We need to do a little more for the residential area.

Mr. Groff noted that what the Commission would be reviewing the combined City Hall and Library. This was just the foot print.

Mr. Dunkelberger stated the plans have been rotated 90 degrees. He showed the plans of the City Hall and Library on the first floor. It could be closed off and secured. He indicated that in current City Halls has been heavy community, moving away from the typical office setting.

Commissioner McCray asked where he could see one of these City Halls. He stated he would like to take a tour. Mr. Dunkelberger said that could be seen in Orlando. He said that he would be glad to provide a listing of other places. Commissioner Romelus asked to make sure the orientation is the same throughout the presentation.

Mr. Dunkelberger stated that on the 2nd floor the Library, the plans for the Library has not been completed. He continued on the 3rd floor more of the traditional offices. This would have some public areas.

Commissioner Casello stated with the new Library, with Wi-Fi, people are reading less and less. The County has a few libraries. Commissioner Casello asked do we really need a Library? Would this have the high tech information? Mr. Groff stated he had some great ideas for the high tech library, such as the genius bar.

Commissioner Romelus was speaking for herself; she does not need an office. If a Commissioner needs to meet with someone they could utilize the retail space or a communal office

Commissioner McCray noted that the Commission was only here for a short period of time, a new commission maybe elected and they could use the rooms.

Commissioner Romelus indicated she did not want to create a room for each Commissioner.

Mr. Groff said they were looking into alternatives to rooms for each Commissioner. He continued to say that the Library would be a very cool place for people to gather information and get things done.

Commissioner Romelus suggested a "Makers Space"; she would love to partner with Universities and Colleges. Mr. Dunkelberger stated that they would have some "Makers Space" on the first floor.

Commissioner McCray acknowledged we already have a barter system.

Mr. Groff offered one of the things that was requested was the District energy plant. A consultant was hired to see if it was feasible to have an energy plant in Boynton Beach. The study showed that it was feasible to construct a plant for both public and private buildings. The quality efficiency and operation cost advantage to a central chilled water plant generating and distribution solution for the Town Square development would be beneficial. Customers served can avoid the initial cost of that cooling equipment. The

basic cost would be about \$10 million. The district energy plant would make money and cut down on the foot print of the building. The conceptual location for the plan was for a two-story facility that would match the High School and have a noise attenuation which would be included.

Commissioner Casello asked to see some pictures. He also wanted to make sure that the facade would match the Old School House. Mr. Groff stated that he does not have any pictures in the package. Commissioner Casello asked about the space between the High School and the energy plant. Mr. Groff replied that it would be larger than an alleyway. It was more for employee use. It was about 15 feet. Commissioner Casello asked if the energy plant would be able to serve the Town Square. Mr. Groff responded that it would serve everything in the Town Square, plus outside of that area as well.

Commissioner McCray asked if the E2L Solutions and LLC solutions were the same. Mr. Hefferin stated that they were the same company.

Commissioner McCray asked if this would be fenced in and try to make something nice.

Mr. Groff indicated that the building would not have a fence. The energy plant would be within a building. It would not look like an energy plant.

Commissioner McCray said he has seen a plant with something with water rolls down. Mr. Groff said that was the cooling tower. It would be on the second floor, but we will put the sound attenuation around it, so that it cannot be seen or heard. Mr. Groff stated they designed the building to look like it was part of Town Square. The developers can design the building to look like anything.

Mayor Grant asked the life span of the chiller system, was it the same as the building? Mr. Groff stated that chillers would be replaced about every 20 years. The cooling tower would be reconditioned every 10 years. The rates are charged for those replacements.

Mayor Grant asked if there like a dual system so that if one was down there would be another one that could be used as a backup. Mr. Groff replied these would be built with full back up.

Commissioner Romelus indicated that there would be some type of district surtax.

Mr. Groff stated there were options. He said that we charged per BTU, so we would collect the rate, just like they would pay for electric. They would get it from their bill. Commissioner Romelus asked if the cost would be less to the City customers. Mr. Groff indicated that we always set the rate lower than or equal to the other power company. Commissioner Romelus asked if the City would make a profit. Mr. Groff responded yes. He continued to say what was being asked tonight would be to authorize the Mayor to move forward with the first part of the design. This would be the funding mechanism. He informed the Commission that this money was budgeted.

Commissioner Romelus asked for an explanation of the \$307,000 and what was the \$69,000. Mr. Groff stated it was for the utility development and the piping. It was a loop system. The \$69,000 was for the design for the water pipes the sewer pipes and the storm water pipes. They are both out of the utility funds.

Commissioner McCray asked what if this does not fly, what would happen.

Mr. Groff stated that this still needs to be done. There are other places where this energy could be used over the next 20 to 30 years. The district energy was good to have.

Commissioner McCray stated it bothers him that the City does exploratory plans and does not move forward. We are wasting the citizen's money. He wants to vote on something that will come out of the ground.

Mr. Groff stating that the City was building. Commissioner McCray stated maybe Utility plans were being built.

Mayor Grant asked for a motion to approve the resolutions.

Commissioner Romelus stated that this plant would be built that would allow for growth.

Mr. Groff replied that was correct. Commissioner Romelus speculated as we move forward, we would be able to sustain the City. Mr. Groff stated it was designed to be sustainable, for the long term for the citizen of Boynton Beach.

Motion

Commissioner Romelus moved for a motion to approve. Seconded by Commissioner Casello.

Motion passes

4-1 (*Commissioner McCray descending*)

Mr. Groff stated that he was looking for consensus. He stated that was a lot of questions. Was the Police Department draft site plan acceptable?

Mayor Grant - Yes.

Commissioner McCray - Yes

Commissioner Casello - No

Vice Mayor Katz - Yes

Commissioner Romelus stated she likes it, but she wants to emphasize location wise, if it was to possible negotiate for the property next to the Fire Department. She would like

to see the Fire and Police together. Leave that High Ridge region for private development. She wanted the tax revenue for that property.

Vice Mayor Katz noted if he had a choice, would rather keep the Police station on the east end. There are three people on the dais that are in agreement with selling the High Ridge property.

Commissioner McCray stated that the property on High Ridge Road was purchased for a new the police department; we promised the citizens we would build the Police and the Fire station and we should keep the promise.

Ms. LaVerriere stated that was correct.

Major Grant asked Mr. Groff to try to find more land to put the police department. If not move forward with the High Ridge property.

Mr. Groff asked does the overall site plan for Town Square meet the vision and requirement for the City.

Commissioner McCray indicated that he needed to see more pictures to know.

Vice Mayor Katz noted that this should be more imaginative.

Commissioner Casello stated no

Commissioner Romelus said yes with a more centralized retail being on Ocean, reactivating Ocean. East on Ocean NE 1st would activate that area. Potentially build more retail components.

Commissioner McCray asked what they can do with the tunnel.

Mayor Grant noted that this was not just retail but commercial as well. Florida was a tax Free State.

Commissioner Romelus in term of the tunnel, she has no issue, as long as it was safe she was ok.

Mr. Groff stated, assuming the financial plan was feasible, is constructing a new City Hall/Library the best direction for these programs and other comments or directions.

Mayor Grant indicated that there was not much height in Boynton Beach. The City has some great views. The sustainability aspects of it maximize the views of Boynton Beach.

Commissioner McCray stated he was not in favor of moving forward with the design.

Vice Mayor Katz stated that he did not have any comments.

Commissioner Casello indicated that he believes that the developers can do better than what was being presented.

Commissioner Romelus agreed and commented the City could do better. She also stated that there needs to be more greenery, roof top gardens.

Mr. Groff stated that the project needed work. He stated that we will keep moving forward. This was the beginning.

Major Grant asked for a motion to adjourn

Motion to Adjourn

Commissioner Romelus motion to adjourn. Motion was seconded by Commissioner McCray.

Meeting was properly adjourned at 8:06 p.m.

(Continued on next page)

CITY OF BOYNTON BEACH

Mayor - Steven B. Grant

Vice Mayor - Justin Katz

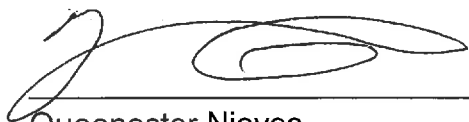
Commissioner - Mack McCray

Commissioner - Christina Romelus

Commissioner - Joe Casello

ATTEST

Judith A. Pyle, CMC
City Clerk



Queenester Nieves
Deputy City Clerk



CITY OF BOYNTON BEACH AGENDA ITEM REQUEST FORM

COMMISSION MEETING DATE: 9/19/2017

REQUESTED ACTION BY COMMISSION:

Approve issuing purchase orders for the purpose of rehabilitating sidewalks in 11 separate projects that span 8 communities.

Cobra Construction, Inc. of Boynton Beach in the amount of \$136,608, plus a 10% contingency in the amount of \$13,700 for a total cost of \$150,308 and;

The Paving Lady, Inc. of Boynton Beach in the amount of \$18,000, plus a 10% contingency in the amount of \$1,800 for a total cost of \$19,800.

This sidewalk project was divided into 11 projects in order to allow local businesses within Boynton Beach to quote on individual projects and to allow the city to award individual projects as opposed to issuing a formal bid for all projects together.

EXPLANATION OF REQUEST:

Over the past several years, City staff and elected officials have received a growing number of complaints about the deteriorating condition of the sidewalks from the residents living in the communities of:

Baytree
Clover Bend
Dogwood Circle
Lake Shore
Heatherlakes
Mission Hills
North East Boynton
Windemere

Staff developed 11 individual projects in connection with sidewalk work and sent them to 3 (three) vendors. The vendors submitted quotes for each project and after reviewing the pricing submitted, it is being recommended that 10 of the projects be awarded to Cobra Construction, a local business with a City Business Tax Receipt and 1 project to The Paving Lady, Inc, also a local business with a City Business Tax Receipt.

These projects are being funded from the Local Government Surtax.

HOW WILL THIS AFFECT CITY PROGRAMS OR SERVICES? N/A

FISCAL IMPACT: Budgeted This project will be funded by the sales surtax tax dollars. The proposed cost, plus contingency shall be funded from the Transportation/Roadway component of the City's FY 2016/17 Capital Improvement Plan. Funding shall include \$170,108.00 from Sidewalks - Replacement (Project Number: CP0263, and Account Number Fund-Location-Exp: 303-4904-541.63-24)

ALTERNATIVES: Do not award purchase orders and issue a formal bid for all projects together, staff is recommending to award the purchase orders and utilize companies that in the corporate limits of Boynton Beach.

STRATEGIC PLAN:

STRATEGIC PLAN APPLICATION:

CLIMATE ACTION: No

CLIMATE ACTION DISCUSSION:

Is this a grant? No

Grant Amount:

ATTACHMENTS:

Type	Description
<input type="checkbox"/> Addendum	Bid Results for Projects 1 thru 11
<input type="checkbox"/> Addendum	Cobra Bid page 1
<input type="checkbox"/> Addendum	Cobra Bid page 2
<input type="checkbox"/> Attachment	Cobra Const Local Bus Cert
<input type="checkbox"/> Addendum	Paving Lady Bid page 1
<input type="checkbox"/> Addendum	Paving Lady Bid page 2
<input type="checkbox"/> Attachment	Paving Lady Local Bus Cert
<input type="checkbox"/> Addendum	Concrete Services Bid

Projects 1 thru 11 Bid Summary Table

Local Bidders

Project Number	Cobra Construction	Paving Lady	Concrete Services
1	\$16,522.00	\$18,960.00	\$45,380.00
2	\$21,356.00	\$18,000.00	\$36,940.00
3	\$16,534.00	\$19,680.00	\$44,710.00
4	\$14,866.00	\$18,528.00	\$39,370.00
5	\$7,844.00	\$9,408.00	\$21,140.00
6	\$15,760.00	\$16,776.00	\$41,485.00
7	\$13,045.00	\$14,612.00	\$35,820.00
8	\$10,997.00	\$13,275.20	\$33,082.00
9	\$12,015.00	\$13,308.00	\$32,380.00
10	\$14,065.00	\$15,764.00	\$38,640.00
11	\$14,960.00	\$16,896.00	\$41,360.00
Total of Winning bids	\$136,608.00	\$18,000.00	
10 % Contingency	\$13,700.00	\$1,800.00	
Total	\$150,308.00	\$19,800.00	



Cobra Construction, Inc.

FL License: 96-1435-E

Date 8/26/2017

South Florida Office:
4010 Thor Drive
Boynton Beach, FL 33426
Tel: (561) 276-3820
Fax: (561) 276-6067

1-888-642-6272

www.cobrapavers.com

Proposal

Customer

Name BOYNTON BEACH PUBLIC WORKS
Address 100 E. BOYNTON BEACH BLVD.
City BOYNTON BEACH St FL ZIP 33435
Phone 561-742-6231 Fax _____
Contact GARY DUNMYER

Job Location

Name CITY OF BOYNTON BEACH REVISED 8-8-17
Address SIDEWALK REHAB PROJECT 1 THRU 11
City BOYNTON BEACH St FL ZIP _____
Phone _____ Fax _____
Email DunmyerG@bbfl.us

Qty	Unit	Description	Price	Total
SCOPE OF WORK:				
SUPPLY AND INSTALL : SAWCUT DEMO AND DISPOSE EXISTING CONCRETE SIDEWALKS AND REPLACE WITH NEW CONCRETE SIDEWALKS / CURB . FORM ,POUR , AND BROOM FINISH 3000 PSI CONCRETE SIDEWALKS , NATURAL COLOR. SEE LINE ITEMS FOR DESCRIPTION .				
CONCRETE SIDEWALK REPLACEMENTS PAGE -1 A AND 1 B				
PROJECT 1 - BAYTREE				
480	SF	SAWCUT, REMOVE AND REPLACE 4" SIDEWALK	\$ 8.50	\$4,080.00
80	SF	SAWCUT, REMOVE AND REPLACE 6" SIDEWALK	\$ 9.50	\$760.00
PROJECT 1 - CLOVER BEND				
860	SF	SAWCUT, REMOVE AND REPLACE 4" SIDEWALK	\$ 8.50	\$7,310.00
64	SF	SAWCUT, REMOVE AND REPLACE 6" SIDEWALK	\$ 9.50	\$608.00
PROJECT 1 - DOGWOOD CIRCLE				
340	SF	SAWCUT, REMOVE AND REPLACE 4" SIDEWALK	\$ 8.50	\$2,890.00
92	SF	SAWCUT, REMOVE AND REPLACE 6" SIDEWALK	\$ 9.50	\$874.00
PROJECT 2 - WINDEMERE				
840	SF	SAWCUT, REMOVE AND REPLACE 4" SIDEWALK	\$ 8.50	\$7,140.00
328	SF	SAWCUT, REMOVE AND REPLACE 6" SIDEWALK	\$ 9.50	\$3,116.00
6	EA	REMOVE/REPLACE CONCRETE FLUMES (DRAINAGE APRONS) 6" THICK NON REINFORCED	\$ 1,850.00	\$11,100.00
PROJECT 3 - LAKESHORE				
560	SF	SAWCUT, REMOVE AND REPLACE 4" SIDEWALK	\$ 8.50	\$4,760.00
PROJECT 3 - HEATHER LAKES				
500	SF	SAWCUT, REMOVE AND REPLACE 4" SIDEWALK	\$ 8.50	\$4,250.00
792	SF	SAWCUT, REMOVE AND REPLACE 6" SIDEWALK	\$ 9.50	\$7,524.00
PROJECT 4 - HEATHER LAKES				
220	SF	SAWCUT, REMOVE AND REPLACE 4" SIDEWALK	\$ 8.50	\$1,870.00
1,368	SF	SAWCUT, REMOVE AND REPLACE 6" SIDEWALK	\$ 9.50	\$12,996.00
PROJECT 5 - MISSION HILLS				
440	SF	SAWCUT, REMOVE AND REPLACE 4" SIDEWALK	\$ 8.50	\$3,740.00
432	SF	SAWCUT, REMOVE AND REPLACE 6" SIDEWALK	\$ 9.50	\$4,104.00

Based on Plan Page: QUANTITIES GIVEN

Dated/Revised: 7/1/2017

TOTAL

\$77,122.00

Your Salesperson: **JOE SPADA 561-436-1121**

Continued on Page 1B



Cobra Construction, Inc.

FL License: 96-1435-E

Date 8/26/2017

South Florida Office:
4010 Thor Drive
Boynton Beach, FL 33426
Tel: (561) 276-3820
Fax: (561) 276-6067

1-888-642-6272

www.cobrapavers.com

Proposal

Customer		Job Location	
Name	BOYNTON BEACH PUBLIC WORKS	Name	CITY OF BOYNTON BEACH REVISED 8-8-17
Address	100 E. BOYNTON BEACH BLVD.	Address	SIDEWALK REHAB PROJECT 1 THRU 11
City	BOYNTON BEACH St FL ZIP 33435	City	BOYNTON BEACH St FL ZIP
Phone	- Fax -	Phone	- Fax -
Contact	GARY DUNMYER	Email	DunmyerG@bbfl.us

PRICE IS GOOD THROUGH: 12/30/2017

CONTRACT TOTAL: \$77,122.00

TERMS AND CONDITIONS

1. All material and labor is guaranteed for a period of 1 year.
 2. Customer is responsible for providing acceptable sub-base of 3-1/2" below finished grade for pavers or within +/- 1" to workable subgrade.
 3. Quantities will be billed according to final field measurement.
 4. All work changing the scope of this contract must be preceded by a signed Change Order / Extra work Order before any material can be ordered or work can be scheduled.
 5. Customer / Contractor is required to carry sufficient levels of insurance coverage for property, theft, liability, fire, wind and other necessary insurance.
 6. Title to all materials supplied is retained by Cobra Construction Inc. until paid in full.
 7. Cobra Construction Inc. reserves the right to remove sufficient materials, whether in place or not, to satisfy the unpaid balance due.
 8. Cobra is not responsible for delays created by other trades, material suppliers, labor strikes or acts of God.
 9. Cobra is not responsible for damage to underground sprinklers or utilities, sod or landscaping, dust removal, painting or stucco, during the normal course of construction.
 10. Unless otherwise stated in proposal, Cobra is not responsible for permits, inspections, base material, vapor barrier, soil treatment, densities, testing, engineering, surveys, grade stakes, grading, clean-up, traffic control or M.O.T.
 11. Past due accounts, 30 days or over, are subject to finance charges of 1.5% per month (18% annum). It is further understood and agreed that in the event it becomes necessary to engage the services of any collection agency or attorney to collect payment for services rendered or related charges, the customer agrees to pay reasonable attorney fees and all collection costs in both pre-judgement and post-judgement collection actions.
 12. Venue for all actions arising out of this contract and or proposal or any transactions with Cobra Construction Inc., and or Cobra Pavers & Engineering Inc., or any of its affiliates is exclusively in Palm Beach County.
 13. Cobra will not be responsible for the supply or installation of electrical grounding or bonding systems at pool decks or any other required areas.
 14. Bonding is not included in proposal unless otherwise stated.
- The proposal, price, specifications and conditions are satisfactory and are accepted.
- 15. Exclusions : Import or export clean fill , Irrigation , Landscape , Sod Replacement , Curb Pads, Sidewalk Bases , Root Removal , All Testing , QC Plan, Excavation/Grading, Surveying, M.O.T Barricades, Back Fill , Road Rock Bases, Signage and striping.**

COBRA SIGNATURE: _____ CUSTOMER SIGNATURE: _____

DATE: _____ DATE: _____



Cobra Construction, Inc.

FL License: 96-1435-E

Date 8/26/2017

South Florida Office:
4010 Thor Drive
Boynton Beach, FL 33426
Tel: (561) 276-3820
Fax: (561) 276-6067

1-888-642-6272

www.cobrapavers.com

Proposal

Customer

Name BOYNTON BEACH PUBLIC WORKS
Address 100 E. BOYNTON BEACH BLVD.
City BOYNTON BEACH St FL ZIP 33435
Phone 561-742-6231 Fax _____
Contact GARY DUNMYER

Job Location

Name CITY OF BOYNTON BEACH REVISED 8-8-17
Address SIDEWALK REHAB PROJECT 1 THRU 11
City BOYNTON BEACH St FL ZIP _____
Phone _____ Fax _____
Email DunmyerG@bbfl.us

Qty	Unit	Description	Price	Total
SCOPE OF WORK:				
SUPPLY AND INSTALL : SAWCUT DEMO AND DISPOSE EXISTING CONCRETE SIDEWALKS/ CURB AND REPLACE WITH NEW CONCRETE SIDEWALKS . FORM ,POUR , AND BROOM FINISH 3000 PSI CONCRETE SIDEWALKS , NATURAL COLOR. SEE LINE ITEMS FOR DESCRIPTION .				
CONCRETE SIDEWALK REPLACEMENTS PAGE -2 A AND 2 B				
SUBTOTAL FROM PAGE- 1B				\$77,122.00
PROJECT 6 -N.E. BOYNTON				
1,710	SF	SAWCUT, REMOVE AND REPLACE 4" SIDEWALK	\$ 8.50	\$14,535.00
3	EA.	REMOVE AND DISPOSE OF STREET SIGNS 2" POLE TYPE	\$ 125.00	\$375.00
20	LF	REPLACE TYPE D- CURB	\$ 42.50	\$850.00
PROJECT 7 -N.E. BOYNTON				
1,520	SF	SAWCUT, REMOVE AND REPLACE 4" SIDEWALK	\$ 8.50	\$12,920.00
1	EA.	REMOVE AND DISPOSE OF STREET SIGNS 2" POLE TYPE	\$ 125.00	\$125.00
PROJECT 8 -N.E. BOYNTON				
1,212	SF	SAWCUT, REMOVE AND REPLACE 4" SIDEWALK	\$ 8.50	\$10,302.00
60	SF	SAWCUT, REMOVE AND REPLACE 6" SIDEWALK	\$ 9.50	\$570.00
1	EA.	REMOVE AND DISPOSE OF STREET SIGNS 2" POLE TYPE	\$ 125.00	\$125.00
PROJECT 9 -N.E. BOYNTON				
1,280	SF	SAWCUT, REMOVE AND REPLACE 4" SIDEWALK	\$ 8.50	\$10,880.00
80	SF	SAWCUT, REMOVE AND REPLACE 6" SIDEWALK	\$ 9.50	\$760.00
3	EA.	REMOVE AND DISPOSE OF STREET SIGNS 2" POLE TYPE	\$ 125.00	\$375.00
PROJECT 10 -N.E. BOYNTON				
1,640	SF	SAWCUT, REMOVE AND REPLACE 4" SIDEWALK	\$ 8.50	\$13,940.00
1	EA.	REMOVE AND DISPOSE OF STREET SIGNS 2" POLE TYPE	\$ 125.00	\$125.00
PROJECT 11 -N.E. BOYNTON				
1,760	SF	SAWCUT, REMOVE AND REPLACE 4" SIDEWALK	\$ 8.50	\$14,960.00
ADD : ITEM NOT LISTED IN SCOPE				
DETECTABLE WARNING SURFACES ADD \$ 27.50 PER /SF				
PRICING INCLUDES HAULING OFF CONCRETE REFUSE (ONLY)				
SEE EXCLUSION ON SHEET 2 B				

Your Salesperson: **JOE SPADA 561-436-1121**

Continued on Page 2B



Cobra Construction, Inc.

FL License: 96-1435-E

Date 8/26/2017

South Florida Office:
4010 Thor Drive
Boynton Beach, FL 33426
Tel: (561) 276-3820
Fax: (561) 276-6067

1-888-642-6272

www.cobrapavers.com

Proposal

Customer		Job Location	
Name	BOYNTON BEACH PUBLIC WORKS	Name	CITY OF BOYNTON BEACH REVISED 8-8-17
Address	100 E. BOYNTON BEACH BLVD.	Address	SIDEWALK REHAB PROJECT 1 THRU 11
City	BOYNTON BEACH St FL ZIP 33435	City	BOYNTON BEACH St FL ZIP
Phone	- Fax -	Phone	- Fax -
Contact	GARY DUNMYER	Email	DunmyerG@bbfl.us

PRICE IS GOOD THROUGH: 12/30/2017

CONTRACT TOTAL: \$157,964.00

TERMS AND CONDITIONS

1. All material and labor is guaranteed for a period of 1 year.
 2. Customer is responsible for providing acceptable sub-base of 3-1/2" below finished grade for pavers or within +/- 1" to workable subgrade.
 3. Quantities will be billed according to final field measurement.
 4. All work changing the scope of this contract must be preceded by a signed Change Order / Extra work Order before any material can be ordered or work can be scheduled.
 5. Customer / Contractor is required to carry sufficient levels of insurance coverage for property, theft, liability, fire, wind and other necessary insurance.
 6. Title to all materials supplied is retained by Cobra Construction Inc. until paid in full.
 7. Cobra Construction Inc. reserves the right to remove sufficient materials, whether in place or not, to satisfy the unpaid balance due.
 8. Cobra is not responsible for delays created by other trades, material suppliers, labor strikes or acts of God.
 9. Cobra is not responsible for damage to underground sprinklers or utilities, sod or landscaping, dust removal, painting or stucco, during the normal course of construction.
 10. Unless otherwise stated in proposal, Cobra is not responsible for permits, inspections, base material, vapor barrier, soil treatment, densities, testing, engineering, surveys, grade stakes, grading, clean-up, traffic control or M.O.T.
 11. Past due accounts, 30 days or over, are subject to finance charges of 1.5% per month (18% annum). It is further understood and agreed that in the event it becomes necessary to engage the services of any collection agency or attorney to collect payment for services rendered or related charges, the customer agrees to pay reasonable attorney fees and all collection costs in both pre-judgement and post-judgement collection actions.
 12. Venue for all actions arising out of this contract and or proposal or any transactions with Cobra Construction Inc., and or Cobra Pavers & Engineering Inc., or any of its affiliates is exclusively in Palm Beach County.
 13. Cobra will not be responsible for the supply or installation of electrical grounding or bonding systems at pool decks or any other required areas.
 14. Bonding is not included in proposal unless otherwise stated.
- The proposal, price, specifications and conditions are satisfactory and are accepted.
- 15. Exclusions : Import or Export Clean fill , Irrigation , Landscape , Sod Replacement , Curb Pads , Sidewalk Bases , Root removal , All Testing , QC Plan, Excavation/Grading, Surveying , M.O.T Barricades , Back Fill , Road Rock Bases, Signage and striping.**

COBRA SIGNATURE: _____ CUSTOMER SIGNATURE: _____
DATE: _____ DATE: _____



**CITY OF BOYNTON BEACH
LOCAL BUSINESS STATUS CERTIFICATION**

I, Ronald Spada, the Co-Owner/President of
(Name of officer of company) (Title of officer of company)

Cobra Construction, Inc., located at 4410 Thor Dr. Boynton Beach, FL.
(Name of Corporation/Company) (Business Address) 33426

certify that I am an authorized representative of the business and, on behalf of the Business, request that it be deemed to be a local business for purposes of the City of Boynton Beach Local Preference Program. Answering yes to Question 1 and Question 2 below will qualify the business as a local business. In support of this request, I certify the following to be true and correct:

NAME OF BUSINESS: <u>Cobra Construction, Inc.</u>			
1. Is the business located within the City limits of Boynton Beach, Florida?	<u>YES</u>	<u>NO</u>	Number of Years: <u>CO. EST. 1986</u>
2. Does the business have a business tax receipt issued in the current year?	<u>YES</u>	<u>NO</u>	Business License Number: <u>CGC032699</u>
3. Is the business registered with the Florida Division of Corporations?	<u>YES</u>	<u>NO</u>	

I understand that misrepresentation of any facts in connection with this request may be cause for removal from the certified local business list. I also agree that the business is required to notify the City in writing should it cease to qualify as a local business.

Print Name: Ronald Spada Signature: _____

FOR PURCHASING USE ONLY

Business License Active: ☐ Year Established: ☐

Verified by: _____ Date: _____



CONFIRMATION OF MINORITY OWNED BUSINESS

A requested form to be made a part of our files for future use and information. Please fill out and indicate in the appropriate spaces provided which category best describes your company. Return this form with your bid proposal sheet making it an official part of your bid response.

Is your company a Minority Owned Business ?

Yes _____

No ✓ _____

If Yes, please indicate by an "X" in the appropriate box:

() AMERICAN INDIAN

() ASIAN

() BLACK

() HISPANIC

() WOMEN

() OTHER _____

(specify)

() NOT APPLICABLE

Do you possess a Certification qualifying your business as a Minority Owned Business?

YES _____

NO ✓ _____

If YES, Name the Organization from which this certification was obtained and date:

Issuing Organization for Certification

Date of Certification



STATE OF FLORIDA
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

CONSTRUCTION INDUSTRY LICENSING BOARD
1940 NORTH MONROE STREET
TALLAHASSEE FL 32399-0783

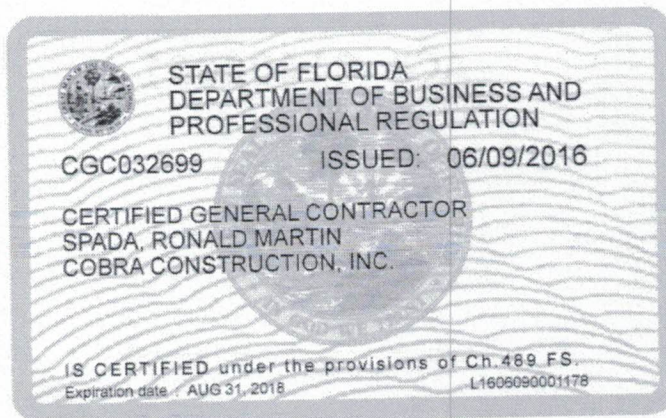
(850) 487-1395

SPADA, RONALD MARTIN
COBRA CONSTRUCTION, INC.
21347 GOISER WAY
BOCA RATON FL 33428

Congratulations! With this license you become one of the nearly one million Floridians licensed by the Department of Business and Professional Regulation. Our professionals and businesses range from architects to yacht brokers, from boxers to barbeque restaurants, and they keep Florida's economy strong.

Every day we work to improve the way we do business in order to serve you better. For information about our services, please log onto www.myfloridalicense.com. There you can find more information about our divisions and the regulations that impact you, subscribe to department newsletters and learn more about the Department's initiatives.

Our mission at the Department is: License Efficiently, Regulate Fairly. We constantly strive to serve you better so that you can serve your customers. Thank you for doing business in Florida, and congratulations on your new license!



DETACH HERE

RICK SCOTT, GOVERNOR

KEN LAWSON, SECRETARY

STATE OF FLORIDA
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
CONSTRUCTION INDUSTRY LICENSING BOARD

LICENSE NUMBER

CGC032699

The GENERAL CONTRACTOR
Named below IS CERTIFIED
Under the provisions of Chapter 489 FS.
Expiration date: AUG 31, 2018

SPADA, RONALD MARTIN
COBRA CONSTRUCTION, INC.
4010 THOR DR
BOYNTON BEACH FL 33426



ISSUED: 06/09/2016

DISPLAY AS REQUIRED BY LAW

SEQ # L1606090001178



ANNE M. GANNON
CONSTITUTIONAL TAX COLLECTOR
Serving Palm Beach County

Serving you.

P.O. Box 3353, West Palm Beach, FL 33402-3353
www.pbctax.com Tel: (561) 355-2264

****LOCATED AT****

4010 THOR DR
BOYNTON BEACH, FL 33426

TYPE OF BUSINESS	OWNER	CERTIFICATION #	RECEIPT #/DATE PAID	AMT PAID	BILL #
23-0051 GENERAL CONTRACTOR	SPADA RONALD MARTIN	CGC032899	U17.38605 - 10/26/16	\$30.50	B40113684

This document is valid only when receipted by the Tax Collector's Office.

**STATE OF FLORIDA
PALM BEACH COUNTY
2016/2017 LOCAL BUSINESS TAX RECEIPT**

COBRA CONSTRUCTION INC
COBRA CONSTRUCTION INC
4010 THOR DR
BOYNTON BEACH, FL 33426-8407



**LBTR Number: 200402109
EXPIRES: SEPTEMBER 30, 2017**

This receipt grants the privilege of engaging in or managing any business profession or occupation within its jurisdiction and MUST be conspicuously displayed at the place of business and in such a manner as to be open to the view of the public.



ANNE M. GANNON
CONSTITUTIONAL TAX COLLECTOR
Serving Palm Beach County

Serving you.

P.O. Box 3353, West Palm Beach, FL 33402-3353
www.pbctax.com Tel: (561) 355-2264

****LOCATED AT****

4010 THOR DR
BOYNTON BEACH, FL 33426

TYPE OF BUSINESS	OWNER	CERTIFICATION #	RECEIPT #/DATE PAID	AMT PAID	BILL #
23-0102 CW GENERAL CONTRACTOR	SPADA RONALD MARTIN	CGC032899	U17.38605 - 10/26/16	\$369.80	B40113685

This document is valid only when receipted by the Tax Collector's Office.

**STATE OF FLORIDA
PALM BEACH COUNTY
2016/2017 LOCAL BUSINESS TAX RECEIPT**

COBRA CONSTRUCTION INC
COBRA CONSTRUCTION INC
4010 THOR DR
BOYNTON BEACH, FL 33426-8407



**LBTR Number: 200402107
EXPIRES: SEPTEMBER 30, 2017**

This receipt grants the privilege of engaging in or managing any business profession or occupation within its jurisdiction and MUST be conspicuously displayed at the place of business and in such a manner as to be open to the view of the public.



August 7, 2017

1000 W Industrial Ave
Boynton Beach FL 33428
Office: 561-572-2600
Fax: 561-572-2601

City Sidewalks Rehabilitation
Projects 1-11
Meadows, NE Boynton , Mission Hill

Attention:
Gary Dunmyer
City of Boynton Beach
Engineering Division

As per directions and breakdown provided (pages 1-21) and dated June 23, 2017

Concrete Sidewalk Repairs at Multiple Locations

1. Demo and remove areas of sidewalk as called out on breakdown provided and quantities as shown on bid tabulation provided.
2. Remove any roots causing damage as necessary.
3. Install, grade and compact rock base as necessary.
4. Form, pour and finish concrete sidewalk. Thickness varies 4-6 inches.
5. Any discrepancies in quantities on bid breakdown and actual field quantities will be priced accordingly.

Notes:

*** Jobsite will be barricaded during work. This contractor will not be responsible for persons breaking through the barricades, tracking sealer, damage or injury to cars or persons trespassing designated areas.

*** Contractor not responsible for any buried irrigation or utility line. Relocation or repair is by owner. Due care will be given.

*** Contractor is not responsible for any pre-existing environmental conditions or subsurface conditions.

*** Contractor is not responsible for damage to sidewalks that are necessary to cross with our heavy equipment to complete the job. Due care will be given.

*** This proposal is based on work being completed during the hours of 7:00 am and 5:00 pm, Monday through Friday (excluding holidays and weekends) unless otherwise stated.

*** Any changes in the scope of work for any items not specified in this proposal will be an extra to this contract.

*** All testing, as-builts, plans, and surveying is by owner.



August 7, 2017

1000 W Industrial Ave
Boynton Beach FL 33428
Office: 561-572-2600
Fax: 561-572-2601

*** Contractor not responsible for existing asphalt drainage or standing water problems. Contractor cannot guarantee concrete in areas of standing water.

*** Any additional work requested by owner and/or the building department during review or inspections will be priced accordingly.

WE PROPOSE to furnish labor and material - complete in accordance with above specifications, and subject to conditions stated herein, for the sum of: **\$ 175,507.00 (One hundred seventy-five thousand five hundred seven dollars and 00 cents)**

Accepted: The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

Signature: _____

Date: _____

Print Name: _____

Title: _____



City of Boynton Beach
Sidewalk Bid Tabulations Sheet
For Projects 1 thru 11

Project 1 - Baytree	<u>Quantity</u>	<u>Unit</u>	<u>Unit Price</u>	<u>Cost</u>
Sawcut, Remove and Replace 4" Sidewalk	480	SF	\$ 9.60	\$ 4,608.00
Sawcut, Remove and Replace 6" Sidewalk	80	SF	\$ 12.00	\$ 960.00
			Sub Total:	\$ 5,568.00
Project 1 - Clover Bend	<u>Quantity</u>	<u>Unit</u>	<u>Unit Price</u>	<u>Cost</u>
Sawcut, Remove and Replace 4" Sidewalk	860	SF	\$ 9.60	\$ 8,256.00
Sawcut, Remove and Replace 6" Sidewalk	64	SF	\$ 12.00	\$ 768.00
			Sub Total:	\$ 9,024.00
Project 1 - Dogwood Circle	<u>Quantity</u>	<u>Unit</u>	<u>Unit Price</u>	<u>Cost</u>
Sawcut, Remove and Replace 4" Sidewalk	340	SF	\$ 9.60	\$ 3,264.00
Sawcut, Remove and Replace 6" Sidewalk	92	SF	\$ 12.00	\$ 1,104.00
			Sub Total:	\$ 4,368.00
Project 1 Total:				\$ 18,960.00

Project 2 - Windemere	<u>Quantity</u>	<u>Unit</u>	<u>Unit Price</u>	<u>Cost</u>
Sawcut, Remove and Replace 4" Sidewalk	840	SF	\$ 9.60	\$ 8,064.00
Sawcut, Remove and Replace 6" Sidewalk	328	SF	\$ 12.00	\$ 3,936.00
Remove and Replace Concrete Flume	6	EA	\$ 1,000.00	\$ 6,000.00
Project 2 Total:				\$ 18,000.00

Project 3 - Lake Shore	<u>Quantity</u>	<u>Unit</u>	<u>Unit Price</u>	<u>Cost</u>
Sawcut, Remove and Replace 4" Sidewalk	560	SF	\$ 9.60	\$ 5,376.00
			Sub Total:	\$ 5,376.00
Project 3 - Heatherlakes	<u>Quantity</u>	<u>Unit</u>	<u>Unit Price</u>	<u>Cost</u>
Sawcut, Remove and Replace 4" Sidewalk	500	SF	\$ 9.60	\$ 4,800.00
Sawcut, Remove and Replace 6" Sidewalk	792	SF	\$ 12.00	\$ 9,504.00
			Sub Total:	\$ 14,304.00
Project 3 Total:				\$ 19,680.00

Project 4 - Heatherlakes	<u>Quantity</u>	<u>Unit</u>	<u>Unit Price</u>	<u>Cost</u>
Sawcut, Remove and Replace 4" Sidewalk	220	SF	\$ 9.60	\$ 2,112.00
Sawcut, Remove and Replace 6" Sidewalk	1,368	SF	\$ 12.00	\$ 16,416.00
Project 4 Total:				\$ 18,528.00



City of Boynton Beach
Sidewalk Bid Tabulations Sheet
For Projects 1 thru 11

Project 5 - Mission Hills	<u>Quantity</u>	<u>Unit</u>	<u>Unit Price</u>	<u>Cost</u>
Sawcut, Remove and Replace 4" Sidewalk	440	SF	\$ 9.60	\$ 4,224.00
Sawcut, Remove and Replace 6" Sidewalk	432	SF	\$ 12.00	\$ 5,184.00
Project 5 Total:				\$ 9,408.00

Project 6 - NE Boynton	<u>Quantity</u>	<u>Unit</u>	<u>Unit Price</u>	<u>Cost</u>
Sawcut, Remove and Replace 4" Sidewalk	1,710	SF	\$ 9.60	\$ 16,416.00
Remove and Dispose of Sign	3	EA	20	\$ 60.00
Replace Type D-Curb	20	LF	15	\$ 300.00
Project 6 Total:				\$ 16,776.00

Project 7 - NE Boynton	<u>Quantity</u>	<u>Unit</u>	<u>Unit Price</u>	<u>Cost</u>
Sawcut, Remove and Replace 4" Sidewalk	1,520	SF	\$ 9.60	\$ 14,592.00
Remove and Dispose of Sign	1	EA	\$ 20.00	\$ 20.00
Project 7 Total:				\$ 14,612.00

Project 8 - NE Boynton	<u>Quantity</u>	<u>Unit</u>	<u>Unit Price</u>	<u>Cost</u>
Sawcut, Remove and Replace 4" Sidewalk	1,212	SF	\$ 9.60	\$ 11,635.20
Sawcut, Remove and Replace 6" Sidewalk	60	SF	\$ 12.00	\$ 720.00
Remove and Dispose of Sign	1	EA	\$ 20.00	\$ 20.00
Remove and Dispose of Tree	2	EA	\$ 450.00	\$ 900.00
Project 8 Total:				\$ 13,275.20

Project 9 - NE Boynton	<u>Quantity</u>	<u>Unit</u>	<u>Unit Price</u>	<u>Cost</u>
Sawcut, Remove and Replace 4" Sidewalk	1,280	SF	\$ 9.60	\$ 12,288.00
Sawcut, Remove and Replace 6" Sidewalk	80	SF	\$ 12.00	\$ 960.00
Remove and Dispose of Sign	3	EA	\$ 20.00	\$ 60.00
Project 9 Total:				\$ 13,308.00

Project 10 - NE Boynton	<u>Quantity</u>	<u>Unit</u>	<u>Unit Price</u>	<u>Cost</u>
Sawcut, Remove and Replace 4" Sidewalk	1,640	SF	\$ 9.60	\$ 15,744.00
Remove and Dispose of Sign	1	EA	\$ 20.00	\$ 20.00
Project 10 Total:				\$ 15,764.00

Project 11 - NE Boynton	<u>Quantity</u>	<u>Unit</u>	<u>Unit Price</u>	<u>Cost</u>
Sawcut, Remove and Replace 4" Sidewalk	1,760	SF	\$ 9.60	\$ 16,896.00
Project 11 Total:				\$ 16,896.00



CITY OF BOYNTON BEACH LOCAL BUSINESS STATUS CERTIFICATION

I, MAURO COMUZZI, the PRESIDENT of
(Name of officer of company) (Title of officer of company)

JANICE M RILEY DBA THE PAVING LADY, located at 1000 W INDUSTRIAL AVE. BOYNTON BEACH, FL 33426
(Name of Corporation/Company) (Business Address)

certify that I am an authorized representative of the business and, on behalf of the Business, request that it be deemed to be a local business for purposes of the City of Boynton Beach Local Preference Program. Answering yes to Question 1 and Question 2 below will qualify the business as a local business. In support of this request, I certify the following to be true and correct:

NAME OF BUSINESS: <u>THE PAVING LADY</u>			
1. Is the business located within the City limits of Boynton Beach, Florida?	<u>YES</u>	<u>NO</u>	Number of Years: <u>14</u>
2. Does the business have a business tax receipt issued in the current year?	<u>YES</u> X	<u>NO</u>	Business License Number: 17-00018710 <u>17-00013668</u>
3. Is the business registered with the Florida Division of Corporations?	<u>YES</u> X	<u>NO</u>	

I understand that misrepresentation of any facts in connection with this request may be cause for removal from the certified local business list. I also agree that the business is required to notify the City in writing should it cease to qualify as a local business.

Print Name: / Signature: [Signature]

FOR PURCHASING USE ONLY

Business License Active: ☐ Year Established: ☐

Verified by: _____ Date: _____



Is your company a Minority Owned Business ? X
Yes No

() NOT APPLICABLE

YES X NO

MARCH 20, 2017
Date of Certification



City of Boynton Beach
Sidewalk Bid Tabulations Sheet
For Projects 1 thru 11

Concrete Services

Project 1 - Baytree	Quantity	Unit	Unit Price	Cost
Sawcut, Remove and Replace 4" Sidewalk	480	SF	23.50	\$11,280.00
Sawcut, Remove and Replace 6" Sidewalk	80	SF	25.00	\$2,000.00
Sub Total:				\$13,280.00

Project 1 - Clover Bend	Quantity	Unit	Unit Price	Cost
Sawcut, Remove and Replace 4" Sidewalk	860	SF	23.50	\$20,210.00
Sawcut, Remove and Replace 6" Sidewalk	64	SF	25.00	\$1,600.00
Sub Total:				\$21,810.00

Project 1 - Dogwood Circle	Quantity	Unit	Unit Price	Cost
Sawcut, Remove and Replace 4" Sidewalk	340	SF	23.50	\$7,990.00
Sawcut, Remove and Replace 6" Sidewalk	92	SF	25.00	\$2,300.00
Sub Total:				\$10,290.00
Project 1 Total:				\$45,380.00

Project 2 - Windemere	Quantity	Unit	Unit Price	Cost
Sawcut, Remove and Replace 4" Sidewalk	840	SF	23.50	\$19,740.00
Sawcut, Remove and Replace 6" Sidewalk	328	SF	25.00	\$8,200.00
Remove and Replace Concrete Flume	6	EA	1,500.00	\$9,000.00
Project 2 Total:				\$36,940.00

Project 3 - Lake Shore	Quantity	Unit	Unit Price	Cost
Sawcut, Remove and Replace 4" Sidewalk	560	SF	23.50	\$13,160.00
Sub Total:				\$13,160.00

Project 3 - Heatherlakes	Quantity	Unit	Unit Price	Cost
Sawcut, Remove and Replace 4" Sidewalk	500	SF	23.50	\$11,750.00
Sawcut, Remove and Replace 6" Sidewalk	792	SF	25.00	\$19,800.00
Sub Total:				\$31,550.00
Project 3 Total:				\$44,710.00

Project 4 - Heatherlakes	Quantity	Unit	Unit Price	Cost
Sawcut, Remove and Replace 4" Sidewalk	220	SF	23.50	\$5,170.00
Sawcut, Remove and Replace 6" Sidewalk	1,368	SF	25.00	\$34,200.00
Project 4 Total:				\$39,370.00



City of Boynton Beach
Sidewalk Bid Tabulations Sheet
For Projects 1 thru 11

Concrete Services

Project 5 - Mission Hills	Quantity	Unit	Unit Price	Cost
Sawcut, Remove and Replace 4" Sidewalk	440	SF	23 ⁵²	\$10,340.00
Sawcut, Remove and Replace 6" Sidewalk	432	SF	25 ⁰⁰	\$10,800.00
Project 5 Total:				\$21,140.00

Project 6 - NE Boynton	Quantity	Unit	Unit Price	Cost
Sawcut, Remove and Replace 4" Sidewalk	1,710	SF	23 ⁵²	\$40,125.00
Remove and Dispose of Sign	3	EA	100 ⁰⁰	\$300.00
Replace Type D-Curb	20	LF	50 ⁰²	\$1,000.00
Project 6 Total:				\$41,425.00

Project 7 - NE Boynton	Quantity	Unit	Unit Price	Cost
Sawcut, Remove and Replace 4" Sidewalk	1,520	SF	23 ⁵²	\$35,720.00
Remove and Dispose of Sign	1	EA	100 ⁰⁰	\$100.00
Project 7 Total:				\$35,820.00

Project 8 - NE Boynton	Quantity	Unit	Unit Price	Cost
Sawcut, Remove and Replace 4" Sidewalk	1,212	SF	23 ⁵²	\$28,482.00
Sawcut, Remove and Replace 6" Sidewalk	60	SF	25 ⁰⁰	\$1,500.00
Remove and Dispose of Sign	1	EA	100 ⁰⁰	\$100.00
Remove and Dispose of Tree	2	EA	1500 ⁰⁰	\$3,000.00
Project 8 Total:				\$33,082.00

Project 9 - NE Boynton	Quantity	Unit	Unit Price	Cost
Sawcut, Remove and Replace 4" Sidewalk	1,280	SF	23 ⁵²	\$30,080.00
Sawcut, Remove and Replace 6" Sidewalk	80	SF	25 ⁰⁰	\$2,000.00
Remove and Dispose of Sign	3	EA	100 ⁰⁰	\$300.00
Project 9 Total:				\$32,380.00

Project 10 - NE Boynton	Quantity	Unit	Unit Price	Cost
Sawcut, Remove and Replace 4" Sidewalk	1,640	SF	23 ⁵²	\$38,540.00
Remove and Dispose of Sign	1	EA	100 ⁰⁰	\$100.00
Project 10 Total:				\$38,640.00

Project 11 - NE Boynton	Quantity	Unit	Unit Price	Cost
Sawcut, Remove and Replace 4" Sidewalk	1,760	SF	23 ⁵⁰	\$41,360.00
Project 11 Total:				\$41,360.00



CITY OF BOYNTON BEACH AGENDA ITEM REQUEST FORM

COMMISSION MEETING DATE: 9/19/2017

REQUESTED ACTION BY COMMISSION:

PROPOSED ORDINANCE NO. 17-023 - SECOND READING- PUBLIC HEARING - Approve LDR Amendments Group 3/CRA Plan Implementation (CDRV 17-007) – Amending the LAND DEVELOPMENT REGULATIONS, Chapters 1, 3, and 4 to continue implementing Community Redevelopment Plan recommendations with changes in the future land use classification scheme, and establishment of the new R-4, Multi-family Residential Zoning District including amendments and additions to definitions, and use and lot standards. City initiated.

EXPLANATION OF REQUEST:

The Boynton Beach CRA Community Redevelopment Plan was adopted on October 4th, 2016 and is now being implemented through incremental amendments to the Comprehensive Plan and Land Development Regulations, and will soon undergo a more comprehensive implementation through, in part, an LDR audit to be completed later this year.

These proposed amendments primarily involve the future land use (FLU) and zoning district schemes including the merging of certain future land use classifications and zoning districts, establishment of a new future land use classification and zoning district, and minor changes to the titles of the mixed use future land use classifications and corresponding zoning districts. These recommendations are detailed in Tables #1 and #2 of Section “C” of the CRA Plan, and are listed below.

- The elimination of the Moderate Density Residential (MoDR) future land use classification and placement of the corresponding zoning districts under the Low Density Residential (LDR) classification;
- The increasing of the maximum density allowed in the “High Density Residential” (HDR) future land use classification to 15 dwelling units per acre, along with establishment of a new corresponding zoning district, R-4, Multi-family Residential, to bridge the density gap between the Medium Density Residential (11 dus/acre) and Special High Density Residential (20 dus/acre) future land use classifications;
- Movement of the R-3 Multi-family Zoning District from under the HDR Future Land Use Classification to correspond with the MeDR FLU Classification.
- The conversion of the suburban and urban future land use classification scheme into a single group of mixed use districts applicable city-wide, through elimination of the “Mixed Use Suburban” and “Mixed Use” classifications, replacement with the Mixed Use Low (MXL) and Mixed-Use Medium (MXM) classifications, and renaming “Mixed Use Core” “Mixed Use High” (MXH);
- The insertion of references to the Workforce Housing Program to coincide with the recent amendments to, and status of this City program; and
- General edits or “clean-up” amendments to provide proper reference to or description of the new CRA Redevelopment Plan, improve clarity, and eliminate redundancy.

Staff proposes these LDR amendments to continue implementing the CRA's new Community Redevelopment Plan and to support continued quality development and redevelopment of the downtown and remaining CRA area.

The Planning & Development Board reviewed this item on August 22, 2017 and forwards it with a recommendation for approval.

HOW WILL THIS AFFECT CITY PROGRAMS OR SERVICES? NA

FISCAL IMPACT:

Proposed amendments will increase development opportunities and at greater development densities thereby contributing to increased application and processing revenues and ultimately, increased land values.

ALTERNATIVES: None recommended

STRATEGIC PLAN:

STRATEGIC PLAN APPLICATION: Completion of the CRA Plan has been in the City's Strategic Plan since 2015. This item furthers the Plan with timely implementation.

CLIMATE ACTION:

CLIMATE ACTION DISCUSSION: NA

Is this a grant?

Grant Amount:

ATTACHMENTS:

Type	Description
<input type="checkbox"/> Ordinance	Ordinance amending LDRs CRA Plan implementation
<input type="checkbox"/> Staff Report	Staff Report
<input type="checkbox"/> Exhibit	Exhibit "A" - Proposed Amendments

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35 determined and finds that it is in the best interest of the citizens and residents of the City of
36 Boynton Beach, Florida to approve the amendments to the Land Development Regulations as
37 contained herein.

38 **NOW THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF**
39 **THE CITY OF BOYNTON BEACH, FLORIDA, THAT:**

40 **Section 1.** The foregoing whereas clauses are true and correct and are now ratified and
41 confirmed by the City Commission.

42 **Section 2.** The Land Development Regulations of the City of Boynton Beach Code
43 of Ordinances is hereby amended as reflected in Exhibit “A” attached hereto and incorporated
44 herein.

45 **Section 3.** Each and every other provision of the Land Development Regulations not
46 herein specifically amended, shall remain in full force and effect as originally adopted.

47 **Section 4.** All laws and ordinances applying to the City of Boynton Beach in conflict
48 with any provisions of this ordinance are hereby repealed.

49 **Section 5.** Should any section or provision of this Ordinance or any portion thereof
50 be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the
51 remainder of this Ordinance.

52 **Section 6.** Authority is hereby given to codify this Ordinance. The City Clerk is
53 directed to work with the Land Development Regulations publisher to consolidate this ordinance
54 and the exhibit for publication.

55 **Section 7.** This Ordinance shall become effective immediately.

56 FIRST READING this ____ day of _____, 2017.

57 SECOND, FINAL READING AND PASSAGE this _____ day of _____, 2017.

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CITY OF BOYNTON BEACH, FLORIDA

YES NO

Mayor – Steven B. Grant _____

Vice Mayor – Justin Katz _____

Commissioner – Mack McCray _____

Commissioner – Christina L. Romelus _____

Commissioner – Joe Casello _____

VOTE _____

ATTEST:

Judith A. Pyle, CMC
City Clerk

(Corporate Seal)



DEPARTMENT OF DEVELOPMENT PLANNING AND ZONING

Memorandum PZ 17-046

TO: Chair and Members
Planning & Development Board

FROM: Michael Rumpf
Planning and Zoning Director

DATE: August 16, 2017

RE: LDR Amendments Group 3/CRA Plan Implementation (CDRV 17-007) – Amending the LAND DEVELOPMENT REGULATIONS, Chapters 1, 3, and 4 to continue implementing Community Redevelopment Plan recommendations with changes in the future land use classification scheme, and establishment of the new R-4, Multi-family Residential Zoning District including amendments and additions to definitions, and use and lot standards.

OVERVIEW

The Boynton Beach CRA Community Redevelopment Plan was adopted on October 4th, 2016. Comprehensive implementation of the Plan will require a full “audit” and subsequent revisions of existing zoning and other land development regulations, to be completed by the end of 2017. However, some recommendations have immediate application to pending development projects and will therefore be implemented incrementally as needed. Prior amendments processed or in progress include establishing the MU-4 Mixed Use-4 Zoning District (adopted in January, 2017), and the pending establishment of the Cultural District and Boynton Beach Boulevard District Overlays (temporarily on-hold in the public hearing stage).

These recommendations are primarily amendments to the future land use (FLU) and zoning district schemes including the merging of certain future land use classifications and zoning districts, establishment of a new Future Land Use classification and zoning district, and minor changes to the titles of the mixed use future land use classifications and corresponding zoning districts. These recommendations are detailed in Tables #1 and #2 of Section “C” of the CRA Plan, and are described in further detail below.

EXPLANATION

Changes in FLU and zoning district titles, or the establishment of a new classification or zoning district affects nearly all chapters of the City's Land Development Regulations (LDR). Regardless how minor or simple such changes may be, many chapters, sections and tables within the LDR are affected and must be updated simultaneously to maintain a cohesive document. Although each specific section and page is not described in this report (see attached Exhibit "A" for each amendment), the different types of amendments proposed are each summarized as follows:

- The elimination of the Moderate Density Residential (MoDR) Future Land Use Map classification and placement of the corresponding zoning districts under the Low Density Residential (LDR) Classification and using the maximum density threshold from the MoDR classification of 7.5 units per acre;
- The establishment of a new "High Density Residential" (HDR) Land Use Classification with a maximum density of 15 dwelling units per acre, along with the establishment of a new corresponding zoning district, R-4, Multi-family Residential, to bridge the density gap between the Medium Density Residential (11 dus/acre) and Special High Density Residential (20 dus/acre) future Land Use Map classifications. Building and site development standards must also be established for the new zoning district which mostly match the standards of the R-3 Zoning District, except that a slightly lower minimum unit size is proposed to, in part, support current market trends. A slightly higher maximum lot coverage standard (50%) is proposed to correspond with denser development characteristics and land values in the targeted environments. Zoning uses proposed to be assigned to the new R-4 District also generally reflect the R-3 District uses except for the exclusion of commercial uses. Commercial uses are shown assigned to the R-3 District as part of the original Ocean Avenue Overlay District. The new R-4 District is not proposed as part of the new overlay area and therefore is not intended to for commercial or mixed use development.
- The conversion of the four (4) urban and suburban land use classifications into a single, 3-classification system which simple entails elimination of the "Mixed Use Suburban" classification, and renaming Mixed Use Core (MX-C) Mixed Use High (MXH). The resulting system includes MX-L, MX-M, and MX-H.
- The insertion of references to the Workforce Housing Program to coincide with the recent amendments to, and status of this City program.
- General edits or "clean-up" amendments to provide proper reference to or description of the new CRA Redevelopment Plan, improve clarity, and eliminate redundancy.

CONCLUSION/RECOMMENDATION

Staff proposes these code amendments to continue implementing the CRAs new Community Redevelopment Plan and to support continued quality development and redevelopment of the downtown and remaining CRA area.

Attachments

S:\Planning\SHARED\WP\SPEC PROJ\CODE REVIEW\LDR Amendments Group 3\Staff Report.doc

EXHIBIT "A"

LDR AMENDMENTS GROUP 3 / CRA PLAN IMPLEMENTATION

Code of Ordinances, Part III. LDR, Ch 1, Art. II. Definitions

MIXED USE ZONING DISTRICT - Whenever the words "mixed use district" or "mixed use zoning district" are used, they are construed to include any or all of the following zoning districts: SMU suburban mixed use; MU-L1 ~~Mmixed Use - low intensity 1~~; MU-L2 ~~Mmixed Use - low intensity 2~~; MU-L3 ~~Mmixed Use - low intensity 3~~; MU-4 Mixed Use - 4 and MU-HC ~~Mmixed Use-high intensity~~Core.

PLANNED ZONING DISTRICT - A zoning district in which the zoning of the is accompanied by and conditioned upon an approved master plan for the use and/or development of the property. Whenever the words "planned district" or "planned zoning district" are used, they are construed to include any or all of the following zoning districts: IPUD infill planned unit development; PUD planned unit development; MHPD mobile home planned development; PCD planned commercial development; SMU suburban mixed use; MU-L1 ~~Mmixed Use - low intensity 1~~; MU-L2 ~~Mmixed Use - low intensity 2~~; MU-L3 ~~Mmixed Use - low intensity 3~~; MU-4 Mixed Use - 4; MU-HC ~~Mmixed Use-high intensity~~Core; and PID planned industrial development.

RESIDENTIAL ZONING DISTRICT - Whenever the words "residential district" or "residential zoning district" are used, they are construed to include any or all of the following zoning districts: R-1-AAB single-family residential; R-1-AA single-family residential; R-1-A single-family residential; R-1 single-family residential; R-2 single and two-family residential; R-3 multi-family residential; R-4 multi-family residential; IPUD infill planned unit development; PUD planned unit development; or MHPD mobile home planned development.

Code of Ordinances, Part III. LDR, Ch 1, Art. III. Relationship to Comprehensive Plan

Sec. 5. Future Land Use Map (FLUM).

B. *FLUM Classifications and Corresponding Zoning Districts (Table 1-1)*. The following table shows the future land use map classifications and their corresponding zoning districts:

Zoning Districts	Future Land Use Map (FLUM) Classification (including maximum dwelling units per acre)														
	<u>LDR</u> (5) (7.5)	<u>MoDR</u> (7.5)	<u>MeDR</u> (10) (11)	<u>HDR</u> (11) (15)	SHDR (20)	OC	LRC	GC	<u>MXS</u> <u>MXL</u> (20)	<u>MX</u> <u>MXM</u> (40) <u>50</u>	<u>MX-C</u> <u>MXH</u> (80)	I	R	PPGI	DRI
R-1-AAB	• 5														
R-1-AA	• <u>5.5</u>	▲ ≤5.5													
R-1-A	• <u>6</u>	▲ ≤6													
R-1	• <u>7.5</u>	▲ ≤7.5													
R-2			• ≤10												
R-3			•	▲											
<u>R-4</u>				•											
IPUD			•	•	•										
PUD	•	▲	•	•	•										
MHPD	•	▲													
C-1						•									
C-2							•								
C-3							•								•
C-4								•							
CBD										•	•				
PCD						•	•	•							
SMU									•						•
MU-L1									•	▲ ≤20					
MU-L2										•					
MU-L3										•					
MU-4											•				
<u>MU-HC</u>											•				
M-1												•			
PID												•			•
REC													•		
PU														•	

Future Land Use Map Classifications:

LDR: Low Density Residential

~~MXS: Mixed Use Suburban~~ MXL: Mixed Use Low

~~MoDR: Moderate Density Residential~~

~~MX: Mixed Use~~ MXM: Mixed Use Medium

MeDR: Medium Density Residential

~~MX-C~~ H: Mixed Use Core High

HDR: High Density Residential

I: Industrial

SHDR: Special High Density Residential

R: Recreation

OC: Office Commercial

PPGI: Public & Private Government/Institutional

LRC: Local Retail Commercial

DRI: Development of Regional Impact

GC: General Commercial

Code of Ordinances, Part III. LDR, Ch. 3, Art. I. Overview

Sec. 4. Official Zoning Map

...

C. *Establishment of Zoning Districts.* The City of Boynton Beach is hereby divided into zoning districts as follows and as delineated on the official zoning map which, together with all explanatory matter thereon, is hereby declared a part of the official zoning regulations:

R-1-AAB	Single-family residential district
R-1-AA	Single-family residential district
R-1-A	Single-family residential district
R-1	Single-family residential district
R-2	Single- and two-family residential district
R-3	Multi-family residential district
<u>R-4</u>	<u>Multi-family residential district</u>
IPUD	Infill planned unit development district
PUD	Planned unit development district
MHPD	Mobile home planned development district
C-1	Office and professional commercial district
C-2	Neighborhood commercial district
C-3	Community commercial district
C-4	General commercial district
CBD	Central business district
PCD	Planned commercial development district
SMU	Suburban mixed use district
MU-L1	Mixed use-low intensity-1 district
MU-L2	Mixed use-low intensity 2 district
MU-L3	Mixed use-low intensity 3 district
MU-4	Mixed use 4
MU-HC	Mixed use-high intensity <u>Core</u> district
M-1	Industrial district
PID	Planned industrial development district
PU	Public usage district
REC	Recreation district

Code of Ordinances, Part III. LDR, Ch 3, Art. III. Zoning Districts & Overlays

Sec. 1.B. Residential Building and Site Regulations (Table 3-1)

RESIDENTIAL	R-1 AAB	R-1 AA	R-1 A	R-1	R-2 Duplex	R-3 Multi	<u>R-4 Multi</u>	IPUD	PUD	MHPD
Density (dwelling units per acre):	5	5.5	6	7.5	10	Flexible ⁺³ <u>11</u>	<u>15</u>	Flexible ⁺³¹⁰	Flexible ⁺³¹⁰	Flexible ⁺³¹⁰
Project Area, Minimum (acres)	N/A	N/A	N/A	N/A	N/A	N/A	<u>N/A</u>	<u>N/A</u>	5+	10+
Lot Area per unit, Minimum (square feet):	9,000	8,000 ⁺⁸	7,500	6,000	4,500	4,000 ⁺⁵¹²	<u>4,000⁺⁵¹²</u>	Flexible ⁺⁰	Flexible ⁺⁰	4,200
Lot Frontage, Minimum (feet):	90	75	60	60	75	100	<u>100</u>	Flexible ⁺⁰	Flexible ⁺⁰	N/A
Living Area, Minimum A/C (square feet):	1,800	1,600	1,400	1,200	750	750	<u>650</u>	<u>750 Flexible</u>	<u>750 Flexible</u>	N/A
Lot Coverage, Maximum:	45%	45%	45%	50%	40%	40%	<u>50%</u>	50%	N/A	N/A
Floor-Area-Ratio (FAR) for Non-Residential, Maximum:	N/A	N/A	N/A	N/A	0.10 ⁶	N/A	<u>N/A</u>	<u>0.20⁶ N/A</u>	N/A	N/A
Structure Height, Maximum (feet):	30	30	30	30	25 ⁷	45 ⁸⁶	<u>45</u>	45 ⁹⁷	45 ⁸⁶	30
Building Setbacks, Minimum (feet):										
Front:	25	25	25	25	25	40	<u>20</u>	Flexible ⁵	Flexible ⁵	20
Interior side:	10	10 ⁺⁸	7.5	7.5	10	20	<u>20</u>	Flexible ⁵	Flexible ⁵	5
Corner side:	25 ⁴	25 ⁴	25 ⁴	25 ⁴	25 ⁴	40	<u>20</u>	Flexible ⁵	Flexible ⁵	10 ⁺⁴¹¹
Rear:	20 ⁴	20 ⁴	20 ⁴	20 ⁴	25 ⁴	40	<u>40</u>	Flexible ⁵	Flexible ⁵	10 ⁺⁴¹¹
Special rear yard setback reductions for 1-story building additions abutting:	Maximum Percentage of Reduction:									
I-95 or railroad tracks:	50%	50%	50%	50%	N/A	N/A	<u>N/A</u>	N/A	N/A	N/A
Intracoastal Waterway (ICWW):	50%	50%	50%	50%	N/A	N/A	<u>N/A</u>	N/A	N/A	N/A
Lake:	50%	50%	50%	50%	N/A	N/A	<u>N/A</u>	N/A	N/A	N/A
Golf course:	50%	50%	50%	50%	N/A	N/A	<u>N/A</u>	N/A	N/A	N/A
Canal wider than 150 feet:	50%	50%	50%	50%	N/A	N/A	<u>N/A</u>	N/A	N/A	N/A
Canal narrower than 150 feet:	33%	33%	33%	33%	N/A	N/A	<u>N/A</u>	N/A	N/A	N/A
Commercial/industrial:	50%	50%	50%	50%	N/A	N/A	<u>N/A</u>	N/A	N/A	N/A
Public/private park:	50%	50%	50%	50%	N/A	N/A	<u>N/A</u>	N/A	N/A	N/A
Perimeter wall abutting non-	50%	50%	50%	50%	N/A	N/A	<u>N/A</u>	N/A	N/A	N/A

residential:										
Administrative Adjustment:	Maximum Percentage of Reduction (to standard yard setback):									
Front yard:	20%	20%	20%	20%	N/A	N/A	<u>N/A</u>	N/A	N/A	N/A
Side yard:	20%	N/A	20%	20%	N/A	N/A	<u>N/A</u>	N/A	N/A	N/A
Rear yard:	25%	25%	25%	25%	N/A	N/A	<u>N/A</u>	N/A	N/A	N/A
General Notes:	1, 2	1, 2	1, 2	1, 2	3	3	<u>1, 3</u>	<u>129</u>		

1. The setback reduction provisions shall not supersede any setbacks that are recorded on a plat and shall not be used in conjunction with the setback reductions allowed by administrative adjustments.

2. An administrative adjustment to reduce a setback may be granted if any first floor addition follows the building line of a legally non-conforming single-family structure, or a building line previously approved by a variance.

3. Existing and/or planned single-family homes shall conform to the R-1 district requirements. Duplex homes shall conform to the R-2 district requirements.

4. Where orientation of adjacent lots on both street frontages provides typical front yard setbacks, the corner lot shall provide for front yard setbacks along both streets. When two (2) front yard setbacks are provided for on a corner lot, no rear yard back setback shall be required, only side yard setbacks shall be imposed.

5. Minimum required perimeter setbacks of an IPUD or PUD are flexible except where adjacent to single-family residential zoning. Where adjacent to single-family zoning, required perimeter setbacks shall resemble the setbacks of the adjacent development based upon the orientation of structures with said development. Also, perimeter buildings shall have an increased setback of one (1) additional foot for every foot of building height in excess of thirty (30) feet. Project design along abutting roadway(s), including setbacks, shall be based on existing development patterns or applicable recommendation from the respective development plan.

~~6. A floor area ratio (FAR) may be considered for non-residential uses allowed within this zoning district (see "Use Matrix" [Chapter 3, Article IV, Section 3](#)), and pursuant to the applicable future land use classification of the Comprehensive Plan.~~

~~7. Not to exceed two (2) stories.~~

~~86. Not to exceed four (4) stories.~~ See Note #5 for additional setback requirements relative to building height.

~~97.~~ A lesser building height may be required for compatibility with adjacent **development properties**. See Note #5 for **more additional** setback requirements relative to building height.

~~10. Individual lots within an IPUD or PUD development contain flexible standards relative to minimum required lot frontage and lot area for each unit.~~

~~118.~~ The minimum lot area shall be seven thousand, five hundred (7,500) square feet and the minimum side yard shall be seven and one-half (7-1/2) feet for properties developed and/or platted prior to June 13, 1975.

~~129. A total usable open space shall be calculated at of two hundred (200) square feet of usable open space shall be required for each per~~ dwelling unit (also see [Chapter 4, Article III, Section 8](#)).

~~1310.~~ The maximum allowable density is determined by the applicable future land use classification of the Comprehensive Plan.

~~1411.~~ Perimeter building setbacks of the mobile home park district shall mirror the building setbacks of adjacent zoning district(s), but with a minimum of the setback required for a single-family residence.

~~1512.~~ Multi-family dwellings and group homes require four thousand (4,000) square feet. All other uses allowed in R-3 and R-4 require twenty thousand (20,000) square feet.

Code of Ordinances, Part III. LDR, Ch. 3, Art. III. Sect. 1. Overview

E. Mixed-Use Urban Building and Site Regulations (Table 3-4)

MIXED USE, URBAN	MU-L1	MU-L2	MU-L3	MU-4	MU-HC
Lot Area, Minimum (acres):					
Public park	N/A	N/A	N/A	N/A	N/A
All other uses	0.50	0.75	1	1	1
Lot Frontage, Minimum (ft.) ¹	100	100	150 ²	200	200
Structure Ht., Minimum (ft.)	30	30	30	45	45
Maximum Height (ft.) ⁵³	45	65	75	100	150/125 ⁶⁴
Maximum Density (DUs/Acre) ^{4410, 4612}	20	30 40	40 50	60	80
Maximum F.A.R. ⁴⁵¹¹	1.0	2.0	3.0	4.0	4.0
Build-to-line (ft.)⁴⁴⁸:					
All sides abutting a collector or arterial road	Factor of Pedestrian Zone Requirement ⁴⁰⁷				
Abutting a Local street	0 ⁴⁰⁷	0 ⁴⁰⁷	0 ⁴⁰⁷	0 ⁴⁰⁷	0 ⁴⁰⁷
Interior side	0 ⁴⁰⁷	0 ⁴⁰⁷	0 ⁴⁰⁷	0 ⁴⁰⁷	0 ⁴⁰⁷
Building Setbacks, Minimum (ft.)⁴⁴⁸:					
Rear abutting:					
Residential single-family	25 ⁷⁵ /0 ^{75,86}	25 ⁷⁵	25 ⁷⁵	25 ⁷⁵	25 ⁷⁵
Intracoastal waterway	25 ⁷⁵	25 ⁷⁵	25 ⁷⁵	25 ⁷⁵	25 ⁷⁵
Side abutting					
Residential single-family	25 ⁷⁵ /0 ^{75,86}	25 ⁷⁵	25 ⁷⁵	25 ⁷⁵	25 ⁷⁵
Usable Open Space, Minimum (sq. ft.) ⁴³⁹	N/A	N/A	N/A	1%	2%

1. May be reduced if frontage extends from right-of-way to right-of-way.

2. Minimum of fifty (50) feet, if frontage is on a collector/local collector roadway.

53. Maximum height on any street frontage is forty-five (45) feet. Maximum height on Intracoastal Waterway is thirty-five (35) feet. Heights may require reduction where adjacent to a single-family zoning district where necessary to achieve the compatibility requirements of these regulations.

64. Maximum height reduced to one hundred twenty-five (125) feet for the entire project where property abuts any other MU-L or residential zoning district not separated by a right-of-way.

75. Plus one (1) additional foot for each foot of height over thirty-five (35) feet.

86. Where there is an intervening right-of-way of at least forty (40) feet.

9. ~~Subject to permitting agency approval.~~

407. Buildings and structures shall be located no farther than zero (0) feet from the property line, except in conjunction with providing required visibility at intersections, driveways; open spaces and public plazas; or when additional setback is necessary to provide for required "Pedestrian Zone (PZ). Building placement is a factor of roadway type and CRA district, which determines the min. width and design of the PZ. Except for the Downtown District, where the minimum PZ width is 18', the minimum PZ in all other districts is 16 ft. See Section 5.C.2. below for additional relief provisions from build-to line requirements.

448. Listed eligible historic structures are not required to meet these standards.

439. Usable open space shall be required for all developments two (2) acres in size or larger which shall be devoted to plazas or other public open space, excluding private recreation. See Chapter 4, Article III, Section 8 for additional regulations.

4410. Projects within the transit core shall have minimum densities as follows: MU-L1 - eleven (11), MU-L2 - twenty (20), MU-L3 - thirty (30), MU-4 - thirty-five (35) and MU-HC - forty (40) dwellings per acre (except that minimum density for the MU-HC district applies to projects located within the entire station area).

4511. Projects within the transit core shall have a minimum FAR as follows: MU-L3 - one and three-quarters (1.75), MU-4 (2.0) and MU-HC - two (2.0) (except that minimum FAR for the MU-HC district applies to projects to be located within the entire station area).

4612. The maximum density for projects within the Downtown Transit-Oriented Development District ~~Overlay Zone~~ (the Station Area) may be increased up to twenty-five percent (25%) over the maximum density allowed in the underlying zoning district through participation in the City's Workforce Housing Program.

Code of Ordinances, Part III. LDR, Ch 3, Art. III. Zoning Districts & Overlays
Sect. 2 Residential Districts

G. R-4 Multi-family Residential District.

1. General. The purpose of the R-4 zoning district is to implement the High Density Residential (HDR) future land use map classification of the Comprehensive Plan. The intent of this conventional district is to provide for higher residential densities that support infill development opportunities. At the allowed maximum density, intended development can provide a graduated transition to densities and intensities of mixed use redevelopment projects in a compact form. Although this district is not a planned zoning district, development attributes should similarly emphasize design that is sensitive to its context within the urban redevelopment area, including interconnectivity and pedestrian accommodations, sustainable and/or smart growth building and landscaping design, building placement and orientation of project to the local street network and on-street parking.

2. Use(s) Allowed. See "Use Matrix Table 3-28" in [Chapter 3, Article IV, Section 3.D.](#)

3. Building and Site Regulations (Table 3-10).

a. Existing and/or future single-family dwellings shall conform to the building and site regulations of the R-1 district (see Table 3-8 in Section 2.D.3. above).

b. Duplex dwellings shall conform to the building and site regulations of the R-2 district (see Table 3-9 in Section 2.E.3. above).

c. Multiple-family and group homes shall conform to the lot and building requirements of that portion of Table 3-10 below pertaining to "residential uses".

d. All uses, excluding single-family, duplex, multi-family, and group homes, shall conform to the lot and building requirements of that portion of Table 3-10 below pertaining to "non-residential uses".

<u>BUILDING/SITE REGULATIONS</u>	
<u>R-4 District</u>	
<u>(Residential Uses)</u>	
<u>Minimum lot area (per unit):</u>	<u>4,000 s.f.</u>
<u>Minimum lot frontage:</u>	<u>100 feet</u>
<u>Minimum yard setbacks:</u>	
<u>Front:</u>	<u>40 feet</u>
<u>Rear:</u>	<u>40 feet</u>
<u>Interior side:</u>	<u>20 feet</u>
<u>Corner side:</u>	<u>40 feet</u>
<u>Minimum living area:</u>	<u>650 s.f.</u>
<u>Maximum lot coverage:</u>	<u>50%</u>
<u>Maximum structure height:</u>	<u>45 feet</u>
<u>(Non-Residential Uses)</u>	
<u>Minimum lot area:</u>	<u>20,000 s.f.</u>
<u>Minimum lot frontage:</u>	<u>100 feet</u>

<u>Minimum yard setbacks:</u>	
<u>Front:</u>	<u>40 feet</u>
<u>Rear:</u>	<u>40 feet</u>
<u>Interior side:</u>	<u>20 feet</u>
<u>Corner side:</u>	<u>40 feet</u>
<u>Minimum living area:</u>	<u>N/A</u>
<u>Maximum lot coverage:</u>	<u>40%</u>
<u>Maximum Floor Area Ratio (FAR)</u>	<u>N/A</u>
<u>Maximum structure height:</u>	<u>45 feet</u>

4. Accessory Structures. Walls, fences, pools, sheds, screen-roof enclosures, and other structures are regulated in accordance with Chapter 3, Article V, Supplemental Regulations.

5. Review and Approval Process.

a. Single-family and duplex dwellings and accessory uses thereto shall be allowed upon application to and approval by the Building Official for structures that require a building permit pursuant to Chapter 2, Article IV, Section 2.

b. Community and common areas, such as recreational areas, landscape buffers and tracts, and project signage may be subject to site plan review. In these instances, site plan approval shall be required prior to application for building permit.

c. Multiple-family dwellings and non-residential uses shall require site plan approval in accordance with Chapter 2, Article II, Section 2.F. prior to application for building permit.

6. Parking. Required off-street parking is regulated in accordance with Chapter 4, Article V, Minimum Off-Street Parking Requirements.

Code of Ordinances, Part III. LDR Chapter 3, Art. III. Sec. 5. Mixed-Use (Urban) Districts.

A. General.

1. Purpose and Intent. The mixed-use ~~(urban)~~-zoning districts are mostly intended to implement the CRA Community Redevelopment Plans, in part, by providing for a mixture of land uses, accommodating varying densities and intensities appropriate for each planning area CRA district, and by establishing quality streetscapes and pedestrian environments as part of a compact urban setting. These mixed use districts also support transit ridership, and in particular, through higher density and intensity ~~the development of transit-oriented developments near planned passenger train stations along the FEC Railroad corridor, such as the designated location along Northeast 4th Street, between Boynton Beach Boulevard and Ocean Avenue within the designated Downtown Transit-Oriented Development District (DTODD).~~ Additional standards and requirements of this section are based on the proximity to the planned train station, and location within the transit core, which is defined as the area extending one-quarter (1/4) mile from the train station ~~(see map # to be determined).~~ To ensure compliance with these Regulations, an application for site plan approval shall be required and reviewed concurrently with any request to rezone lands to a mixed-use (urban) district, except as provided in Section 2.D.1.e. Also see Chapter 4, Article III, Section 6.H. for design and compatibility standards, ~~as well as the urban design guidelines for development within the Boynton Beach Community Redevelopment Area (urban design guidelines).~~ The objectives of the mixed-use (urban) districts are as follows:

- a. Support and enhance revitalization efforts in the city's traditional commercial core area through the provision of compact, transit-supportive, high density and intensity development;
- b. Allow for commercial services to be provided to new residential developments in planned locations with appropriate densities, heights, and mixtures of uses;
- c. Create optimal pedestrian environments and spaces through well located public plazas, expanded public sidewalks, maximized internal and external interconnectivity and design of pedestrian-friendly vehicular circulation areas;
- d. Allow flexibility in architectural design and building bulk while maximizing compatibility and harmony with adjoining development;
- e. Create surrounding areas that complement rather than compete with the downtown; and
- f. Create higher quality environments for residents, businesses, employees, and visitors as determined by how well the urban centers function seamlessly with respect to interconnectivity between the principal uses, activity centers, and transportations systems, forming a cohesive and desirable sense of place.

2. Description of Districts.

a. ~~Mixed Use-Low-Intensity~~ 1 (MU-L1). The MU-L1 district implements the ~~mMixed uUse~~ Low (MXL) future land use map (FLUM) classification of the Comprehensive Plan and has a maximum residential density of twenty (20) dwelling units per acre, except within the Downtown Transit-Oriented Development District (DTODD) ~~Overlay Zone~~ (the Station Area), where the maximum density ~~is may be~~ twenty-five (25) dwelling units per acre through participation in the City's Workforce Housing Program. In addition, projects located within the transit core of the Station Area shall have a minimum density of eleven (11) dwelling units per acre. This minimum density requirement shall be applicable to any such project regardless of whether the site is partially or entirely located within the transit core.

b. ~~Mixed Use-Low-Intensity~~ 2 (MU-L2). The MU-L2 district implements the ~~mMixed uUse~~ Medium (MXM) future land use map (FLUM) classification of the Comprehensive Plan and has a maximum residential density of thirty (30) dwelling units per acre, except within the Downtown Transit-Oriented Development District (DTODD) ~~Overlay Zone~~ (the Station Area), where the maximum density ~~is may be~~ thirty-seven and one-half (37.5) dwelling units per acre through participation in the City's Workforce Housing Program. In addition, projects located within the transit core of the Station Area shall have a minimum density of twenty (20) dwelling units per acre. This minimum density requirement shall be applicable to any such project regardless of whether the site is partially or entirely located within the transit core.

c. ~~Mixed Use-Low-Intensity~~ 3 (MU-L3). The MU-L3 district implements the ~~mMixed uUse~~ Medium (MXM) future land use map (FLUM) classification of the Comprehensive Plan and has a maximum residential density of forty (40) dwelling units per acre, except within the Downtown Transit-Oriented Development District (DTODD) ~~Overlay Zone~~ (the Station Area), where the maximum density ~~is may be~~ fifty (50) dwelling units per acre through participation in the City's Workforce Housing Program. In addition, projects located within the transit core of the Station Area shall have a minimum density of thirty (30) dwelling units per acre. This minimum density requirement shall be applicable to any such project regardless of whether the site is partially or entirely located within the transit core.

d. Mixed Use-4 (MU-4). The MU-4 district implements the ~~mMixed uUse~~ core High (MX-CH) future land use map (FLUM) classification of the Comprehensive Plan and has a maximum residential density of sixty (60) dwelling units per acre, except within the Downtown Transit-Oriented Development District (DTODD) ~~Overlay Zone~~ (the Station Area), where the maximum density ~~is may be~~ seventy five (75) dwelling units per acre through participation in the City's Workforce Housing Program. In addition, projects located within the transit core of the Station Area shall have a minimum density of thirty five (35) dwelling units per acre. This minimum density requirement shall be applicable to any such project regardless of whether the site is partially or entirely located within the transit core. The intent of this new district is to facilitate the establishment of high density and intensity

development nodes at strategic locations that support downtown redevelopment, while in certain location also providing a proper continuum of, or transition in scale between the Mixed Use ~~High~~Core (MU-~~HC~~) and Mixed Use ~~Low~~-3 (MU-~~L3~~) Districts.

e. Mixed Use ~~High~~IntensityCore (MU-~~HC~~). The MU-~~HC~~ district implements the ~~m~~Mixed ~~u~~Use ~~e~~Core (MX-C) future land use map (FLUM) classification of the Comprehensive Plan and has a maximum residential density of eighty (80) dwelling units per acre, except within the Downtown Transit-Oriented Development District (DTODD) ~~Overlay Zone~~ (the Station Area), where the maximum density ~~is~~ may be one hundred (100) dwelling units per acre through participation in the City's Workforce Housing Program. In addition, projects located within the Station Area shall have a minimum density of thirty (30) dwelling units per acre. This minimum density requirement shall be applicable to any such project regardless of whether the site is partially or entirely located within the transit core. The intent of this district is to supplant the ~~c~~Central ~~b~~Business ~~d~~District (CBD) in the historic downtown and marina district.

3. Location and General Use Requirements.

a. General. The mixed use (urban) districts are intended for projects that promote sustainable design with respect to land use, energy conservation, resource management, and social equity. Rezoning to any of these districts is encouraged for proposed development or redevelopment on lands that are in close proximity to existing infrastructure, public and alternative transportation routes and modes, employment centers, community areas, or have sustained or are complicated by environmental contamination.

The mixed use (urban) zoning districts shall be applied to selected geographic areas east of I-95, where a mixture of uses and building intensities is intended to implement the city's Comprehensive Plan, CRA Community Redevelopment Plans, and urban design guidelines including goals involving compact design, transit-oriented development, employment, population, transportation, housing, public facilities, and environmental quality. Permitted uses and associated standards for development vary between the zoning districts each reflecting the importance of the district's location and relationship to the downtown. Maximum heights, densities, and intensities of development are regulated to achieve, in part, the intended vision as established within the Redevelopment Plan for each of the six planning districts, while ensuring land use compatibility. A master plan as a whole, comprised of individual buildings and parcels, would be reviewed for compliance with the requirements below pertaining to a residential component to the project, and commercial use on the first floor of a project. Projects not meeting the requirement for a residential component shall be reviewed for contribution to employment targets in accordance with FDOT standards for a community center TOD.

b. ~~All Mixed Use Low Intensity Districts.~~ Mixed ~~u~~Use ~~low intensity~~ 1 (MU-~~L1~~), ~~m~~Mixed use ~~low intensity~~ 2 (MU-~~L2~~), and ~~m~~Mixed ~~u~~Use ~~low intensity~~ 3 (MU-~~L3~~).

(1) In order to complement the revitalization efforts in the downtown area, the MU-L zoning districts shall be applied to lands consistent with the Comprehensive Plan Future Land Use Map and ~~respective CRA Community~~ Redevelopment ~~p~~Plans. Such areas are generally described as Woolbright Road between I-95 and the FLC Railroad, Boynton Beach Boulevard between I-95 and Northwest 1st Street, Martin Luther King Jr. Boulevard, Southeast 4th Street south to Southeast 5th Avenue, and Ocean Avenue between Southeast 4th Street and Southeast 1st Street. See the ~~respective~~ CRA Community ~~Redevelopment~~ pPlan for specific recommendations on locations and boundaries.

(2) These MU-~~L~~ districts are appropriate for low- to mid-rise developments that provide for medium density residential and low to medium intensity commercial and office uses.

(3) The review of these applications will emphasize compactness, aesthetics and design quality, and physical compatibility with adjacent land uses.

(4) Except where limited by Table 3-21 in Chapter 3, Article III, Section 5.C., all new developments within the MU-~~L1~~ and MU-~~L2~~ districts that contain a non-residential use shall front on streets designated as "arterial", or "collector", roadways on the Functional Classification of Roadways Map. All projects within the MU-~~L3~~ district and proposed within the transit core must contain a residential component, and all projects proposed within these ~~m~~Mixed ~~u~~Use ~~low intensity~~ districts that front on an arterial road must have space on the first floor devoted to commercial use.

(5) Maximum height may be further limited in certain geographic areas to further applicable redevelopment plans and maintain compatibility with an abutting single-family district.

c. Mixed Use- 4 (MU-4).

(1) The ~~m~~Mixed ~~u~~Use ~~high intensity~~4 (MU-4) district shall only be applied to lands classified as mixed use-core (MX-C) on the future land use map as recommended by the Community Redevelopment Plan.

(2) The MU-4 district is appropriate for high density/intensity development intended for designated nodes such as properties at the intersection of US-1 and Woolbright Road, and the downtown area, which is generally located east of the FEC Railroad, including the marina district, and which extends out from the planned train station by approximately three (3) to four (4) blocks. Such developments shall include a mix of uses designed in a compact vertical style. Developments proposed within the Downtown Transit-Oriented Development District ~~Overlay Zone~~ (the Station Area) must contain a residential component and have space on the first floor which shall be devoted to commercial uses for those portions of the project having frontage along Ocean Avenue or an arterial road.

(3) All new developments within this district shall front on streets designated as "arterial" roadways on the Functional Classification of Roadways Map.

d. Rezoning of Single-family Districts. All requests to rezone any single-family residential district to a mixed use zoning district shall be subject to the following additional requirements:

- (1) Height, density and intensity of development shall be consistent with the redevelopment plan for the redevelopment district;
- (2) Ratio of lot frontage to depth that is no more than one (1) foot (frontage) to one and one-quarter (1.25) foot (depth);
- (3) Vehicular access to the property located to minimize impacts on adjacent single-family developments and meet safety standards; and
- (4) Landscape barriers provided, in accordance with the landscape regulations of this Code, where the rezoned property abuts single-family residential zoning

~~ed.~~ ~~Mixed Use-High Intensity Core~~ (MU-~~HC~~).

(1) The ~~mMixed uUse-high intensityC~~ (MU-~~HC~~) district shall only be applied to lands classified as mixed use-~~core~~-high (MX-CH) on the future land use map.

(2) The MU-~~HC~~ district is appropriate for high density/intensity development intended for the downtown area, which is generally located east of the FEC Railroad, including the marina district, and which extends out from the planned train station by approximately three (3) to four (4) blocks. Such developments shall include a mix of uses designed in a compact vertical style. Developments proposed within the Downtown Transit-Oriented Development District ~~Overlay Zone~~ (the Station Area) must contain a residential component and have space on the first floor which shall be devoted to commercial uses for those portions of the project having frontage along Ocean Avenue or an arterial road.

(3) All new developments within this district shall front on streets designated as "arterial" roadways on the Functional Classification of Roadways Map.

~~de.~~ Rezoning of Single-family Districts. All requests to rezone any single-family residential district to a mixed use zoning district shall be subject to the following additional requirements:

- (1) Height, density and intensity of development based on ~~the roadway frontage~~ the standards indicated in Table 3-21;
- (2) Ratio of lot frontage to depth that is no more than one (1) foot (frontage) to one and one-quarter (1.25) foot (depth);
- (3) Vehicular access to the property located to minimize impacts on adjacent single-family developments and meet safety standards; and
- (4) Landscape barriers provided, in accordance with the landscape regulations of this Code, where the rezoned property abuts single-family residential zoning.

B. *Use(s) Allowed.* See "Use Matrix, Table 3-28" in Chapter 3, Article IV, Section 3.D.

C. *Building and Site Regulations.*

Sect. 5.C.1. Building and Site Regulations (Table 3-21).

MIXED USE, URBAN	MU-L1	MU-L2	MU-L3	MU-4	MU-HC
Lot Area, Minimum (acres):					
Public park	N/A	N/A	N/A	N/A	N/A
All other uses	0.50	0.75	1	1	1
Lot Frontage, Minimum (ft.) ¹	100	100	150 ²	200	200
Structure Ht., Minimum (ft.)	30	30	30	45	45
Maximum Height (ft.) ⁵³	45	65	75	100	150/125 ⁶⁴
Maximum Density (DUs/Acre) ^{4410, 4612}	20	30 40	40 50	60	80
Maximum F.A.R. ⁴⁵¹¹	1.0	2.0	3.0	4.0	4.0
Build-to-line (ft.)⁴⁴⁸:					
All sides abutting a collector or arterial road	Factor of Pedestrian Zone Requirement ⁴⁴⁷				
Abutting a Local street	0 ⁴⁴⁷	0 ⁴⁴⁷	0 ⁴⁴⁷	0 ⁴⁴⁷	0 ⁴⁴⁷
Interior side	0 ⁴⁴⁷	0 ⁴⁴⁷	0 ⁴⁴⁷	0 ⁴⁴⁷	0 ⁴⁴⁷
Building Setbacks, Minimum (ft.)⁴⁴⁸:					
Rear abutting:					
Residential single-family	25 ⁷⁵ /0 ^{75,86}	25 ⁷⁵	25 ⁷⁵	25 ⁷⁵	25 ⁷⁵
Intracoastal waterway	25 ⁷⁵	25 ⁷⁵	25 ⁷⁵	25 ⁷⁵	25 ⁷⁵
Side abutting					
Residential single-family	25 ⁷⁵ /0 ^{75,86}	25 ⁷⁵	25 ⁷⁵	25 ⁷⁵	25 ⁷⁵
Usable Open Space, Minimum (sq. ft.) ⁴³⁹	N/A	N/A	N/A	1%	2%

1. May be reduced if frontage extends from right-of-way to right-of-way.

2. Minimum of fifty (50) feet, if frontage is on a collector/local collector roadway.

53. Maximum height on any street frontage is forty-five (45) feet. Maximum height on Intracoastal Waterway is thirty-five (35) feet. Heights may require reduction where adjacent to a single-family zoning district where necessary to achieve the compatibility requirements of these regulations.

64. Maximum height reduced to one hundred twenty-five (125) feet for the entire project where property abuts any other MU-L or residential zoning district not separated by a right-of-way.

75. Plus one (1) additional foot for each foot of height over thirty-five (35) feet.

86. Where there is an intervening right-of-way of at least forty (40) feet.

9. ~~Subject to permitting agency approval.~~

447. Buildings and structures shall be located no farther than zero (0) feet from the property line, except in conjunction with providing required visibility at intersections, driveways; open spaces and public plazas; or when additional setback is necessary to provide for required "Pedestrian Zone (PZ). Building placement is a factor of roadway type and CRA district, which determines the min. width and design of the PZ. Except for the Downtown District, where the minimum PZ width is 18', the minimum PZ in all other districts is 16 ft. See Section 5.C.2. below for additional relief provisions from build-to line requirements.

448. Listed eligible historic structures are not required to meet these standards.

439. Usable open space shall be required for all developments two (2) acres in size or larger which shall be devoted to plazas or other public open space, excluding private recreation. See Chapter 4, Article III, Section 8 for additional regulations.

4410. Projects within the transit core shall have minimum densities as follows: MU-L1 - eleven (11), MU-L2 - twenty (20), MU-L3 - thirty (30), MU-4 - thirty-five (35) and MU-HC - forty (40) dwellings per acre (except that minimum density for the MU-HC district applies to projects located within the entire station area).

4511. Projects within the transit core shall have a minimum FAR as follows: MU-L3 - one and three-quarters (1.75), MU-4 (2.0) and MU-HC - two (2.0) (except that minimum FAR for the MU-HC district applies to projects to be located within the entire station area).

4612. The maximum density for projects within the Downtown Transit-Oriented Development District ~~Overlay Zone~~ (the Station Area) may be increased up to twenty-five percent (25%) over the maximum density allowed in the underlying zoning district through participation in the City's Workforce Housing Program.

B. Martin Luther King Jr. Boulevard Overlay Zone.

1. Intent. This overlay zone has been established to implement recommendations from the Vision 20/20 Redevelopment Plan, which identified a segment of the Martin Luther King Jr. Boulevard as an opportunity for redevelopment and revitalization. The ultimate design and site standards of this section are intended to create a traditional street corridor with pedestrian improvements, storefronts along the sidewalk, and a mixture of uses. The corridor is to contain an ambience supported by pleasant signage and building appearance, potted landscaping, store windows and public open spaces. This overlay zone is also appropriate for development of small properties to allow for consistency with the vision represented by the respective mixed use zoning district, and/or as an interim redevelopment mechanism until greater redevelopment occurs using the respective mixed use zoning district. All development within the Martin Luther King Jr. Boulevard corridor shall occur according to the provisions of the adopted plan as stated below.

2. Defined. The Martin Luther King Jr. Boulevard Overlay Zone (MLKBOZ) is hereby established as the area defined by the parcels fronting on that portion of the Boulevard located east of Seacrest Boulevard and west of Federal Highway right-of-way, along with those parcels adjacent to the north and south of these parcels that front on the Boulevard if assembled and development as a unified project.

3. Use(s) Allowed. (See "Use Matrix" - [Chapter 3, Article IV, Section 3.D.](#)).

4. Building and Site Regulations. Development within this Overlay Zone shall be in accordance with building and site regulations applicable to the underlying zoning district except as follows:

a. Parcels that have frontage along Martin Luther King Jr. Boulevard shall have the same front setback in accordance with the ~~mMixed u~~Mixed uUse-low intensity-1 zoning district (see Section 5.C. above).

b. Minimum interior and corner side setbacks shall be in accordance with the ~~mMixed u~~Mixed uUse-low intensity-1 zoning district (see Section 5.C. above).

Sec. 10. Mobile Vendor Regulations.

A. *Purpose and Intent.* The purpose of this section is to provide for the regulation of mobile vending activities, including assembly on public and private property, in certain commercial and mixed use zoning districts of the city, in order to promote the public interest by contributing to an active and attractive pedestrian environment. In recognition thereof, reasonable regulation of mobile vending is necessary to protect the public health, safety, and welfare and the interests of the city in the primary use of public streets, sidewalks, and parking areas, for use by vehicular and pedestrian traffic.

B. *Definitions.* See [Chapter 1, Article II](#) for specific definitions applicable to mobile vending units (MVU).

C. *Approval Required.* It shall be unlawful for any establishment or organization to engage in or carry on the business of vending food, goods, or services, upon public or private property in the city without first having secured a permit or permits as required by this section. See [Chapter 2, Article II, Section 7.C.](#) for the process and procedure to obtain approval for an MVU.

It is not the intent of these Regulations to be applied to mobile vendors temporarily approved in conjunction with a special sales event or Special Event Permit. See Section 6 above for additional regulations regarding special sales events.

D. *Districts.* The operating area of an MVU shall be entirely located in the following zoning districts: C-1, C-2, C-3, C-4, CBD, PCD, SMU, MU-L1, MU-L2, MU-L3, MU-4, MU-HC, M-1, PU, REC, PUD, and PID.

e. Zoning Districts and Affiliated Process (Table 3-29).

Zoning District	Concealed Attached WCF 1	Non-concealed Attached WCF 2	Concealed Freestanding WCF 4	Non-concealed Freestanding WCF 4	Mitigation of Existing WCF 7	Antenna Element Replacement	Co-location 8
R-1			CC 3		AD	AD	AD
R-2		AD	CC 3		AD	AD	AD
<u>R-3</u>	<u>AD</u>	<u>AD</u>	<u>CC 3</u>	-	<u>AD</u>	<u>AD</u>	<u>AD</u>
R-4	AD	AD	CC3		AD	AD	AD
PUD	AD	AD	CC 3		AD	AD	AD
IPUD	AD	AD	CC 3		AD	AD	AD
MHPD			CC 3		AD	AD	AD
C-1		AD	CC		AD	AD	AD
C-2		AD	CC		AD	AD	AD
C-3	AD	AD	CC		AD	AD	AD
C-4	AD	AD	CC		AD	AD	AD
CBD	AD	AD	CC		AD	AD	AD
PCD	AD	AD	CC		AD	AD	AD
REC	AD	AD	CC	CC 5,6	AD	AD	AD
PU	AD	AD	CC	CC 5,6	AD	AD	AD
SMU	AD	AD	CC		AD	AD	AD
MU-L-1	AD	AD	CC		AD	AD	AD
MU-L-2	AD	AD	CC		AD	AD	AD
MU-L-3	AD	AD	CC		AD	AD	AD
MU-4	AD	AD	CC		AD	AD	AD
MU-HC	AD	AD	CC		AD	AD	AD
PID	AD	AD	CC	CC	AD	AD	AD
M-1	AD	AD	CC	CC	AD	AD	AD

Legend:

AD - Administrative (Staff) Approval CC - City Commission (Public Hearing) Approval Blank - Not Allowed

Footnotes:

- 1 Concealed attached WCF shall only be allowed on building features that are a minimum of forty (40) feet in height, not to exceed fifteen (15) feet above the roofline.
- 2 Non-concealed attached WCF are allowed on utility poles and freestanding lights within a public right-of-way, subject to agreement with the agency representative with jurisdiction over the right-of-way and/or the utility company.
- 3 Concealed freestanding WCF in residential districts shall only be allowed on lots of one (1) acre or more that have a non-residential use (school, church).
- 4 A minimum separation of seven hundred fifty (750) feet is required between freestanding WCF. Requires conditional use approval. In industrial districts, except where prohibited in a mixed use pod with a residential component within a PID, the maximum height shall be limited to one hundred (100) feet if located less than one thousand (1,000) feet from a residential use, and one hundred fifty (150) feet if located in excess of one thousand (1,000) feet from a residential use.
- 5 Only when located on city-owned property of two (2) acres or more.
- 6 Restricted to a maximum height of one hundred (100) feet. A setback of three (3) times the height of WCF structure required from the property line of an adjacent residential use.
- 7 Replacement WCF with increased height requires public hearing approval.
- 8 Administrative approval unless on city-owned site and the lease requires each tenant to have a separate lease with city (each lease requires City Commission approval as a lease amendment), or the lease requires written consent letter (City Commission consent agenda).

Zoning Districts:		
R-1 Single-Family Residential	C-2 Neighborhood Commercial	SMU Suburban Mixed Use
R-2 Duplex Residential	C-3 Community Commercial	MU-L-1 Mixed Use Low Intensity 1
R-3 Multi-Family Residential	C-4 General Commercial	MU-L-2 Mixed Use Low Intensity 2
R-4 Multi-Family Residential	CBD Central Business District	MU-L-3 Mixed Use Low Intensity 3
PUD Planned Unit Development	PCD Planned Commercial Development	MU-4 Mixed Use 4
IPUD Infill Planned Unit Development	REC Recreation	MU-HC Mixed Use High Core
MHPD Mobile Home Planned Development	PU Public Usage	PID Planned Industrial Development
C-1 Office Professional		M-1 Light Industrial

f. Maximum Heights of WCF (Table 3-30).

Zoning District	Concealed Attached WCF	Non-concealed Attached WCF	Concealed Freestanding WCF	Non-concealed Freestanding WCF	Mitigation of Existing WCF	Antenna Element Replacement	Co-location
R-1			55' 3,4		7	7	7
R-2		2	55' 3,4		7	7	7
R-3	1	2	55' 3,4		7	7	7
R-4	1	2	55' 3,4		7	7	7
PUD	1	2	75' 3,4		7	7	7
IPUD	1	2	75' 3,4		7	7	7
MHPD			55' 3,4		7	7	7
C-1		2	55' 4		7	7	7
C-2		2	55' 4		7	7	7
C-3	1	2	75' 4		7	7	7
C-4	1	2	75' 4		7	7	7
CBD	1	2	130' 4		7	7	7
PCD	1	2	75' 4		7	7	7
REC	1	2	100' 4	100' 4,5,6	7	7	7
PU	1	2	100' 4	100' 4,5,6	7	7	7
SMU	1	2	70' or less 4		7	7	7
MU-L-1	1	2	70' or less 4		7	7	7
MU-L-2	1	2	70' or less 4		7	7	7
MU-L-3	1	2	70' or less 4		7	7	7
MU-4	1	2	70' or less 4		7	7	7
MU-HC	1	2	70' or less 4		7	7	7
PID	1	2	100-150' 4	100-150' 4	7	7	7
M-1	1	2	100-150' 4	100-150' 4	7	7	7

Footnotes:

- 1 Concealed attached WCF shall only be allowed on buildings that are a minimum of 40 feet in height, not to exceed 15 feet above the roofline.
- 2 Non-concealed attached WCF are allowed only on utility poles and freestanding lights that are more than 40 feet in height, and located within a public right-of-way (subject to agreement with the agency representative with jurisdiction over the right-of-way and/or the utility company) or on existing ball park light poles that are more than 50 feet in height. The total length of any antenna shall not exceed 15 percent of the height of the existing utility or light pole.
- 3 Freestanding WCF in residential districts shall only be allowed on lots of one (1) acre or more that have a nonresidential use (school, church, etc.). Maximum height is limited to 25 feet above the maximum building height of the zoning district.
- 4 A minimum separation of 750 feet is required between freestanding WCF. In industrial districts, except where prohibited in a mixed-use pod with a residential component within a PID, the maximum height shall be limited to 100 feet if located less than 1,000 feet from a residential use, and 150 feet if located in excess of 1,000 feet from a residential use. In all mixed-use districts height is limited to approved building height or 70 feet whichever is less.
- 5 Only when located on City-owned property of two (2) acres or more.
- 6 Restricted to a maximum height of ~~60~~ 100 feet. A setback of three (3) times the height of WCF structure required from the property line of an adjacent residential use.
- 7 Shall comply with maximum height per table based on WCF type and zoning district. Any additional height requires public hearing approval.

g. Setbacks and Separation Between WCF (Table 3-31).

Zoning District	Concealed Attached WCF	Non-concealed Attached WCF	Concealed Freestanding WCF	Non-concealed Freestanding WCF	Mitigation of Existing WCF	Antenna Element Replacement	Co-location
R-1			3,4		6		7
R-2		2	3,4		6		7
R-3	1	2	3,4		6		7
R-4	1	2	3,4		6		7
PUD	1	2	3,4		6		7
IPUD	1	2	3,4		6		7
MHPD			3,4		6		7
C-1		2	3,4		6		7
C-2		2	3,4		6		7
C-3	1	2	3,4		6		7
C-4	1	2	3,4		6		7
CBD	1	2	3,4		6		7
PCD	1	2	3,4		6		7
REC	1	2	3,4	4,5	6		7
PU	1	2	3,4	4,5	6		7
SMU	1	2	3,4		6		7
MU-L-1	1	2	3,4		6		7
MU-L-2	1	2	3,4		6		7
MU-L-3	1	2	3,4		6		7
MU-4	1	2	3,4		6		7
MU-HC	1	2	3,4		6		7

PID	1	2	3,4	4,5	6		7
M-1	1	2	3,4	4,5	6		7

Footnotes:

- 1 Concealed attached WCF shall only be allowed on buildings that are a minimum of forty (40) feet in height, not to exceed fifteen (15) feet above the roofline.
- 2 Non-concealed attached WCF are allowed only on utility poles and freestanding lights that are more than forty (40) feet in height, and located within a public right-of-way (subject to agreement with the agency representative with jurisdiction over the right-of-way and/or the utility company) or on existing ball park light poles that are more than fifty (50) feet in height. The total length of any antenna shall not exceed fifteen percent (15%) of the height of the existing utility or light pole.
- 3 Freestanding WCF in residential districts shall only be allowed on lots of one (1) acre or more that have a non-residential use (school, church, etc.). Maximum height is limited to twenty-five (25) feet above the maximum building height of the zoning district.
- 4 A minimum separation of seven hundred fifty (750) feet is required between freestanding WCF. In industrial districts, except where prohibited in a mixed use pod with a residential component within a PID, the maximum height shall be limited to one hundred (100) feet if located less than one thousand (1,000) feet from a residential use, and one hundred fifty (150) feet if located in excess of one thousand (1,000) feet from a residential use. In all mixed use districts height is limited to approved building height or seventy (70) feet whichever is less.
- 5 Only when located on city-owned property of two (2) acres or more.
- 6 Restricted to a maximum height of one hundred (100) feet. A setback of three (3) times the height of WCF structure required from the property line of an adjacent residential use.
- 7 Shall comply with maximum height per table based on WCF type and zoning district. Any additional height requires public hearing approval.

Code of Ordinances, Part III. LDR Ch. 4, Art. III. Exterior Building and Site Design Standards

Sect. 5. Design Standards for Specific Uses in the Use Matrix

The following uses, which correspond with the Notes and Restrictions of [Chapter 3, Article IV, Section 3.D](#), contain special standards related to exterior building and site design:

A. *Group Home Type 1 and Type 2*. For new construction, the facility shall have building elevations that are residential in character and similar in appearance to the surrounding neighborhood. They shall not be institutional in appearance.

B. *Auto Dealer, New*. Within the MU-~~L~~3 and MU-~~H~~C districts, the following shall apply: Overhead doors shall not be visible from any major roadway frontage.

C. *Auto Dealer, Used*. Within the MU-~~L~~3 and MU-~~H~~C districts, the following shall apply: Overhead doors shall not be visible from any major roadway frontage.

D. *Gasoline Stations*. All Gasoline Stations located on designated out-parcels to shopping centers, business centers, or other planned commercial developments shall conform in design to the approved design plan of the principal center.

E. *Automobile Rental*. Within the MU-~~L~~3 and MU-~~H~~C districts, the following shall apply: Overhead doors shall not be visible from any major roadway frontage. See Section 3.G above for additional regulations regarding overhead doors.

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H. *Storage, Self-Service*. For all Self-Service Storage facilities adjacent to or visible from any arterial right-of-way roadway, the following shall apply:

1. The exterior colors, facades, windows, roof, and building materials shall be compatible with the character of, or vision for the surrounding. Self-service Storage facilities shall incorporate design elements to achieve the effect of office structures.

2. All facades visible from arterial roadways shall provide variety and interest in the facade(s). These facades shall not exceed 50 feet in length without visual relief by means of a vertical reveal at least one (1) foot in depth and 10 feet in width, a perceptible change in wall angle, or a corner. Other design attributes shall include, roof slope and materials, windows, awnings, fencing and other aesthetic elements.

3. Within the SMU, MU-~~L~~1, MU-~~L~~2, and MU-~~L~~3 districts, the following shall apply: Buildings shall be designed to have the appearance of a multi-story retail, office, and/or residential structure through the use of similar windows, shutters, and appropriate building elements on the upper floors.

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Sec. 6. Design Standards for Development in Urban Areas.

A. *General*.

1. *Purpose and Intent*. The location of buildings/structures and off-street parking areas proposed for a development can directly impact the aesthetic fabric and quality of life for surrounding properties and the community as a whole. It is the purpose of this section to provide design standards that are tailored to distinct geographic areas of the City to ensure that the location and appearance of buildings/structures and off-street parking areas are appropriate with the type, intensity, scale, and location of redevelopment and new development. The intent of this section is to promote standards that are functional, practical, equitable, and creative.

2. *Applicability*. Unless otherwise specified, these standards shall apply to new projects and major modifications to existing developments located in the following:

a. All properties currently zoned:

(1) Central Business District (CBD); or

(2) Any "Mixed-Use (Urban)" district. For the purpose of this section, Mixed-Use (Urban) districts shall include the Mixed Use-~~Low Intensity~~ 1 (MU-~~L~~1), Mixed Use-~~Low Intensity~~ 2 (MU-~~L~~2), Mixed Use-~~Low Intensity~~ 3 (MU-~~L~~3), Mixed Use-4 (MU-4), and Mixed Use-~~High Intensity~~Core (MU-~~HC~~) district.

b. Any commercially zoned property located:

(1) Along Boynton Beach Boulevard, east of Interstate 95 and west of the Florida East Coast (FEC) Railroad right-of-way;

(2) Within the Urban Commercial District Overlay Zone (UCDOZ); and

(3) Within the Martin Luther King Junior Boulevard Overlay Zone (MLKBOZ).

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G. *Sidewalks.* The following regulations shall apply to sidewalks:

1. "Urban Mixed Use" Districts. The following regulations shall apply to sidewalks in all Urban Mixed Use zoning districts as described in [Section 6.A.2.a.\(2\)](#) above:

a. Materials. Sidewalks shall, where practical, be Holland-Stone pavers, red/charcoal color mix 2 by Paver Systems, Inc., or equal, laid in a 4 S herringbone pattern to continue the consistent with the current design elements in place along Federal Highway.

b. Design. Pedestrian circulation should be carefully planned to prevent pedestrian use of vehicular ways and parking spaces.

In all cases, pedestrian access shall be provided to public walkways.

2. Mixed Use-~~High Intensity~~Core (MU-~~HC~~) District. Sidewalks constructed along arterial roadways shall be a minimum of ten (10) feet wide, measured from the back of the curb.

3. Mixed Use Developments. Sidewalk accents via pavers or stamped colored concrete shall be utilized in all central pedestrian ways of mixed-use development areas.

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Sec. 8. Open Space and Plaza Requirements.

A. *General.*

1. Purpose and Intent. Open air and semi-enclosed public gathering spaces can act as central organizing elements in a large development. They can also contribute to the relationship between different land uses and provide focal points and anchors for pedestrian activity.

2. Conflict. Whenever the regulations and requirements of this code are at conflict with any other lawfully enacted and adopted rules, regulations, ordinances, or laws, the most restrictive shall apply. Additionally, specific design provisions within the zoning district regulations of this subsection shall take precedence over the General Design Standards of [Section 7.B.](#) below.

3. Applicability (by Zoning District).

a. Mixed Use-4 (MU-4) and Mixed Use-~~High Intensity~~Core (MU-~~HC~~) Districts. Pursuant to [Chapter 3, Article III, Section 5.C.1](#), usable open space shall be required for all developments two (2) acres in size or larger. ~~A minimum of two percent (2%) of the site~~ Such space shall be devoted to usable open space, consisting of plazas or public open space, excluding private recreation areas.

Sect. 2. Standards

B. Table 4-17. Residential and Lodging Uses.

Residential and Lodging Uses	Standard Number of Required Parking Spaces
Building area size is based upon gross floor area (in square feet) unless specifically expressed otherwise.	
Single-family, duplex dwelling, or mobile home:	x ^{1, 2}
Efficiency or one (1)-bedroom apartment:	1.5 ^{1,2, 3}
Within mMixed uUse highCore district:	1.33 ³
Two (2) or more bedroom apartment:	2 ^{1,2, 3}
Within mMixed uUse highCore :	1.66 ^{2,3}
Dormitories:	1 per unit
Hotel & motel suite:	1.25 per unit ⁶
Within mMixed uUse highCore :	1 per unit
Group home (types 1, and 2):	2 ^{1, 2}
Group home (type 3)	1 per 3 beds
Bed & breakfast:	1 ^{2, 4}
Live/work unit:	1 per 2 units ⁵

1. A minimum of two (2) spaces are required per unit, or 1 space per bedroom, whichever is greatest. Except that dwellings with 5 or more bedrooms are required 1.5 spaces per bedroom. This requirement shall apply to new construction, reconstruction, expansion of existing homes that increase the number of bedrooms, or when the home is the subject of an application for a business tax receipt or certification of use.
2. Residential driveways can be used to satisfy, or partially satisfy the parking space requirements for single-family detached dwelling units, duplexes, and multi-family dwelling units containing garages, provided such driveways are of sufficient size to meet the parking space requirements of this subsection. A residential driveway of sufficient size shall be provided prior to the issuance of a certificate of occupancy. If garages are used towards meeting minimum parking requirements, said garages shall remain open and available for vehicle parking consistent with the design represented at time of approval. For all required parking spaces not located within an enclosed garage, the first parking space shall be the minimum size required for a handicap space, exclusive of public or private rights-of-way, and all other required spaces must be dimensioned in accordance with current city standards. All driveways shall be setback at least two (2) feet from interior side and corner side property lines, and maintained and drained so as to prevent nuisance conditions or a danger to the public and/or adjacent property owners. Any expansion to an existing driveway shall require a zoning permit from the Planning and Zoning Division in accordance with the procedures specified in [Chapter 2, Article II, Section 5.B.](#); however, any driveway expansion (or similar impervious surface) that is equal to or greater than eight hundred (800) square feet shall require the approval of a land development permit in accordance with [Chapter 2, Article III, Section 3](#). Any work, such as a driveway, proposed within the swale (right-of-way) shall require a permit from the Engineering Division in accordance with the procedures specified in [Chapter 2, Article III, Section 4](#).

3. Guest parking shall be provided at a rate of 0.15 spaces per unit for residential developments consisting of three (3) or more dwelling units.
4. Required parking shall be calculated on the basis of one (1) space per each employee, manager, or owner and one (1) parking space for each guest unit. Newly created parking may be located only in the rear and side yard.
5. In addition to the required parking for the residential unit, the city requires that one (1) parking space per two (2) live/work units be provided to meet business activity needs. Parking provided to meet this requirement shall be located on the lot, built into or under the structure, or within three hundred (300) feet of the unit in which the use is located. The distance shall be a straight line measurement from a point on the boundary line of the property of the subject unit to the closest boundary line of the property on which the parking is located. Parking provided to accommodate said space, including driveways of adequate depth in front of the unit's garage, shall not serve as meeting required parking for the unit's residential use.
6. Hotel/motel uses open to the general public, such as a restaurant or lounge, shall provide parking at a rate of fifty percent (50%) of the requirement of a standalone operation.

Code of Ordinances, Part III. LDR Ch. 3, Art. IV. Sect. 3.D Zoning Matrix

Use Matrix (Table 3-28).

P = Permitted C = Conditional A = Accessory			Residential									Commercial					Mixed-Use							Industrial		Misc.		
		R-1-AAB	R-1-AA	R-1-A	R-1	R-2	R-3	<u>R-4</u>	IPUD √	PUD	MHP	C-1	C-2	C-3	C-4	CBD	PCD	SMU	MU- <u>L1</u>	MU- <u>L2</u>	MU- <u>L3</u>	MU-4	MU- H	M-1	PID	PU	REC	
		RESIDENTIAL & LODGING																										
Accessory Dwelling Unit							P 36					P 36	P 36	P 36	P 36										P 36		P 20 36	P 20 36
Bed & Breakfast		C 37	C 37	C 37	C 37		C 37						C 37			C 37												
Dwelling, Single- family (detached)		P 34	P 34	P 34	P 34	P 34	P 19 34	<u>P</u>	P 34	P 34			P 18 19 34					P 34									A 20 34	A 20 34
Dwelling, Two-family (duplex)						P 34	P 19 34	<u>P</u>	P 34	P 34			P 18 19 34	P 34 38		C 34	P 34 38	P 34	P 34	P 34	P 34		C 34			A 20 34	A 20 34	
Dwelling, Multi-family							P 19 34	<u>P</u>	P 34	P 34			P 18 19 34	P 34 39		C 34	P 34 39	P 34	P 34	P 34	P 34	P 6 34	P 6 34		P 27 34	A 20 34	A 20 34	
Dwelling Units in Mixed Use Buildings							P 18 19 34						P 18 19 34			P 34		P 34	P 34	P 34	P 34	P 6 34	P 6 34		P 27 34	A 20 34	A 20 34	
Group Home Type 1 (2 per room up to 10 residents, limited service)		P 40	P 40	P 40	P 40	P 40	P 40																					
Group Home Type 2 (2 per room up to 14 residents, limited service)						P 14 40	C 40	<u>C</u> <u>40</u>		C 40																		
Group Home Type 3 (comprehensive service)							C 14 40	<u>C</u> <u>14</u> <u>40</u>		C 40		C 40	C 40	P 40			P 40		C 40	C 40	C 40	<u>C</u> <u>40</u>						
Hotel & Motel														P 41	P 41	P 41	P 41	C 41	C 41	C 41	C 41	P 41	P 41		P 41			

Live-Work Units																	P 42	P 42	P 42	P 42	P 42	P 42		P 27		
Manufactured Home										P 34																
Townhouse						P 19 34	P	P 34	P 34			P 18 19 34	P 34		C 34	P 34	P 34	P 34	P 34	P 34	P 34	P 34		P 27 34	A 20 34	A 20 34
	<u>COMMERCIAL</u> <u>Retail Sales</u>																									
Art, Book, Craft, Hobby, Music, Sporting Goods, & Toys						P 18						P 1	P	P	P 43	P	P 10 17	P 17	P 17	P 17	P 17	P 17		P 28 43	A 20	A 20
Auto Dealer, New																				P 14 16 44		P 14 16 44		P 44		
Auto Dealer, Used																				P 14 16 44		P 14 16 44		P 44		
Automotive Parts Store													P	P	P	P	P 17	P 17	P 17	P 17		P 17	P 23	P 27		
Beer, Wine, & Liquor Store													P 35		P 35	P 35	P 17 35	P 17 35	P 17 35	P 17 35	P 17 35	P 17 35		P 15 27 35		
Boat Dealer/Rental														C 45							A 16 45	A 16 45				
Cleaning Supply Store (Swimming Pool, Janitorial)												P 1	P	P	P	P	P 17	P 17	P 17	P 17		P 17	P 22	P 28		
Clothing & Accessories						P 18						P 1	P	P	P	P	P 10 17	P 17	P 17	P 17	P 17	P 17		P 28 30		
Convenience Store									P 2 3 8 35			P 2 3 35	P 3 35	P 3 35	P 7 35	P 35	P 17 35	P 17 35	P 17 35	P 17 35	P 1 11	P 17 35	P 22 35	P 15 27 35		
Cosmetics, Beauty supply,						P 18						P 1	P	P	P	P	P 10	P	P	P	P	P		P 28		

& Perfume																					17			30		
Electronics & Appliance Store												P 1	P	P	P	P	P 10	P 14	P 14	P 14	P 17	P	P 22	P 28 30		
Florist						P 18			P 1 8			P 1	P	P	P	P	P 17	P 17	P 17	P 17	P 17	P 17	P 22	P 27		
Furniture & Home furnishing						P 18						P 1	P	P	P	P	P 10 17	P 17	P 17	P 17	P 17	P 17	P 22	P 2 28 30		
Gasoline Station												C 46	C 46	C 46		C 46				C 16 46		C 16 46				
Grocery Store													P		P	P	P 10 17	C 17 47	P 17 47	P 17 47	P 17	P 17 47		P 27		
Hardware Store												P 2	P	P	P 48	P	P 17	P 17 48	P 17 48	P 17 48	P 17 48	P 17 48	P 22	P 27 48		
Health & Personal Care (Eyeglass, Medical Supplies, Hearing-Aids)						P 18 68					P	P	P	P	P	P	P 17	P 17	P 17	P 17	P 17	P 17	P 22	P 27		
Home Improvement Center													P			P	P 10 16							P 16 27 49		
Jewelry, Luggage, & Leather Goods						P 18						P 1	P	P	P	P	P 17	P 17	P 17	P 17	P 17	P 17		P 28		
Marine Accessories												P 1 50	P	P	P	P	P 17	P 17 50	P 17 50	P 17 50	P 17 50	P 17 50	P 22	P 28		
Merchandise, New (Supercenter, Discount, Department, Club)													P			P	P 10 16							P 16 27 51		
Merchandise, Used (Antique Shop)						P 18 52						P 1 52	P 52	P 52	P 52	P 25	P 17 52	P 17 52	P 17 52	P 17 52	P 17 52	P 17 52		P 27 52		
Merchandise, Used (Other)													P 53	P 53		P 53								P 15 27 53		
Mobile Vending Unit (MVU)												P 54	P 54	P 54	P 54	P 54	P 54	P 54	P 54	P 54	P 54	P 54		P 54		
Multiple-Vendor Market													P 55	P 55		P 55								P 15		

																								27 55		
Novelty, Gift, Souvenir, & Miscellaneous						P 18						P 1	P	P	P	P	P 17	P 17	P 17	P 17	P 1 11	P 17		P 27	A 20	A 20 21
Nursery, Garden Ctr. & Farm Supply												P 2 3 56	P 3 56	P 3 56		P 3 56							P 3 22 56			
Office Supplies & Stationery												P 1	P	P	P	P	P 17	P 17	P 17	P 17	P 17	P 17		P 28		
Pet Store & Supplies						P 18						P 1	P	P	P	P	P 17	P 17	P 17	P 17	P 17	P 17		P 28		
Pharmacy & Drug Store											P 1 57	P 2 57	P 57	P 57	P 57	P 57	P 17 57	P 17 57	P 17 57	P 17 57	P 17 57	P 17 57		P 15 27 57		
Restaurant						P 18 58					A 58	P 2 58	P 58	P 58	P 58	P 58	P 17 58	P 17 58	P 17 58	P 17 58	P 17 58	P 17 58	P 58	P 27 58	A 20 58	A 20 21 58
Restaurant, Take-out						P 18			P 2 8			P 2	P	P	P	P	P 17	P 17	P 17	P 17	P 17	P 17	P 59	P 28	A 20	A 20 21
Showroom warehouse (single-product line)													P 100			P 100	P 100							P 100		
Specialty Food Store						P 18						P 2	P	P	P	P	P	P	P	P	P 2 11	P		P 27		
Tile and Carpet													P	P		P	P 10 17	P 17	P 17	P 17		P 17	P 22	P 24 28		
	COMMERCIAL Services																									
Auto Broker													P	P	P	P				P		P	P	P		
Auto/Car Wash (Polishing, Waxing, Detailing)												A 60	C 60	C 60		C 60								A 60		
Auto/Car Wash, Self-serve Bay													C	C		C										
Automobile Rental													A 61	P		C 61				P 16		P				

														3 61						61		16 61				
Automotive, Minor Repair												A 62	C 62	P 3 62		C 62							P 3 62	A 62		
Automotive, Major Repair																							P 3 13 63			
Automotive Window Tinting/Stereo Installation/Alarms												A 64	P 64	P 64		C 64							P 64	P 26		
Bar & Nightclub													C	C	C	C	C 16		C 14 16	C 14 16	C 16	C 16		C 27		
Caterer												P	P	P	P	P							P 22	C		
Check Cashing													P 65	P 65		P 65								P 27		
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Day & Trade Labor Pool (Temporary Help)														C									P 13			
Dry Cleaner									P 2 8 66			P 2 66	P 66	P 66	P 66	P 66	P 66	P 66	P 66	P 66	P 66	P 66	P 22 66	P 27 66		
Fortune Teller, Palm Reader, or Psychic																							P 22			
Funeral Home											C	C	P 3	P 3		P 3		C 16	C 16	C 16					A 3 67	
Interior Decorator Studio						P 18						P	P	P	P	P	P 11	P 11	P 11	P 11	P 11	P 11	P 22	P		
Landscaping Debris Stockpiling																							C 103			
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Mobile Vending Unit (MVU)									P 54		P 54	P 54	P 54	P 54	P 54	P 54	P 54	P 54	P 54	P 54	P 54	P 54	P 54	P 54	P 54	P 54
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Daycare)																	69	69	16 69				3 22 69	69		
Pet Care (Grooming)												P	P	P	P	P	P 17	P 17	P 17	P 17	P 17	P 17	P 22	P 27		
Pet Care (Veterinary Services)											P	P	P	P	P	P	P 16	P 16	P 16	P 16	P 16	P 16	P 22	P 27		
Photography Studio						P 18					P	P 18	P	P	P	P	P 17	P 17	P 17	P 17	P 17	P 17	P 22	P 27	A 20	A 20
Postal/Mail Center											A 70	P 1 70	P 70	P 70	P 70	P 70	P 16 70	P 16 70	P 16 70	P 16 70	P 16 70	P 16 70	P 22 70	P 28 70		
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Tuxedo, Formal Wear, Costume Rental												P 1	P	P	P	P	P 17	P 17	P 17	P 17	P 17	P 17		P 27		
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Counseling											P	P 1	P	P	P	P	P 16	P 16	P 16	P 16	P 16	P 16	P 22	P 27 31		
Diet/Nutrition Center												P	P	P	P	P	P 17	P 17	P	P 17	P 17	P	P 22	P 27		

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Artist Studio						P 18						P 18	P 76	P 76	P 76	P 76	P 76	P 76	P 76	P 76	P 76	P 76	P	P	A 20	A 20	
Arts Campus						P 18																			P 18	P 18	
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Instruction/Training						19						1			1				14		1	1				
Marina, (including Yacht Club)								P 79							P 79			P 11 79	P 11 79	P 11 79	P 11 79	P 11 79				
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Rentals, Recreational (bicycles, canoes, personal watercraft)													P	P	P	P	P 11	P 11 14 80	P 11 14 80	P 11 14 80	P 11	P 11				A 21
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Theater						P 18 82						P 18 82	P 82	P 82	P 82	P 82	P 11 82	P 11 14 82	P 11 14 82	P 11 14 82	P 11 82	P 11 82			P 20 82	P 18 82
		PUBLIC & CIVIC USES																								
Cemetery											A 3 83	A 3 83	A 3 83	A 3 83		A 3 83		A 3 83	A 3 83	A 3 83					P	
Church	C 33 84	C 33 84	C 33 84	C 33 84	C 84	C 84			P		P	P					P 15	P 15	P 15	P 15						
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Government, Municipal Utility/ Support Facilities																									P	
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Government, Non-Municipal Utility/ Support Facilities																									P	
Government, Post Office													C	C		C	C			C	C	C			P	

	EDUCATIONAL																									
College, Seminary, University											P	P	C			C		P 15	P 15	P 15					P	
Day Care	C 33 87	C 33 87	C 33 87	C 33 87	C 87	C 87			P 8 87		C	C	C	C	C	C 87	P 11	P 11 14	P 11 14	P 11 14	P 11	P 11	P 22			
School, Industrial & Trade														C									P 22	P 26		
School, Primary and Secondary	C 33	C 33	C 33	C 33	C	C			P															P 25	P	
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	INDUSTRIAL Manufacturing, Fabrication & Processing																									
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Beverage Mfg														C 9									P 9	P 26		
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Dairy Products Mfg														C 9									P 9	P 26		
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Food Processing														C 9									P 9	P 26		
Footwear & Other Leather Products																							P 23	P 26		
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Glass Products																							P 23	P 26		
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Jewelry Mfg																							P 23	P 26			
Medical Equipment & Supplies																							P 23	P 26			
Metal, Fabricated Products																							P 23	P 26			
Motor Vehicle Seating & Interior Trim																							P 23	P 26			
Ornamental, China, Fine Earthenware, & Pottery																							P 23	P 26			
Paint, Coating & Adhesive																							P 23	P 26			
Pharmaceutical & Medicine																							P 23	P 26			
Plastic Products																							P 23	P 26			
Rubber Products																							P 23	P 26			
Soap & Toiletry																							P 23	P 26			
Sporting Goods and Toys																							P 23	P 26			
Stone cutting & finishing																							P 23 88	P 26 88			
Textile Products																							P 23	P 26			
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Packing & Shipping, Trucking, and Moving																							P 13	P 29			
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Boat Repair																							P 13 91				
Carpet and Upholstery Cleaning Services														P 92									P 22	P 26			
Contractor														P 93									P 23 93	C 29 93			
Dry Cleaning Plant																							P 13	P 26			
Exterminating and Pest Control																							P 3 13	P 26			
Glass and Mirror														P									P 23	P 26			
Janitorial and General Cleaning														P									P 13	P 26			
Lawn Maintenance & Landscaping Service														P 94									P 13 94				
Publishing & Commercial Printing																							P 23	P 26			
Radio & TV Broadcasting											P 95	P 95	P 95	P 95	P 95	P 95							P 95	P 29 95			
Recording Studio													P	P	P	P							P	P 29			
Rental/Leasing, Industrial & Commercial Equipment																							P 13 32				
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Community Garden	P 99	P 99	P 99	P 99	P 99	P 99		P 99	P 99	P 99	P 99	P 99	P 99	P 99	P 99	P 99	P 99	P 99	P 99	P 99	P 99						

1. General Note. Gross floor area shall not exceed five thousand (5,000) square feet.

1. General Note. Gross floor area shall not exceed five thousand (5,000) square feet.
2. General Note. The gross floor area shall not exceed ten thousand (10,000) square feet.
3. General Note. Conditional use approval shall be required if located within one hundred (100) feet from a residential zoning district or mixed use zoning district.
4. General Note. As a principal or accessory use, it is allowed if there is a minimum separation of three hundred (300) feet between such use and a residential zoning district. The distance shall be measured in a straight line from the property line of the subject use to the property line of the residential zoning district.
5. General Note. This use shall be prohibited on the first floor.
6. General Note. For those projects with frontage on an arterial road, this use is allowed as a permitted use if the ground floor fronting the arterial is devoted to office or retail use; otherwise, conditional use approval shall be required.
7. General Note. Shall exclude drive-through facilities.
8. General Note. Non-residential uses located in a PUD must serve the needs of the PUD and not the general needs of a surrounding area. Areas designated for commercial activities shall not generally front on exterior or perimeter streets, and shall be located centrally within the project. The only exception to these rules is when a residential mixed-use project would promote new urbanism design standards and helps to further sustainable initiatives. Such developments shall also be designed to further any applicable recommendations within the corresponding redevelopment plan.
9. General Note.
 - a. All districts. The maximum size of a tasting room shall be less than 50% of the gross floor area for that establishment. No use shall be carried out so as to allow the emission of objectionable or offensive odors or fumes in such concentration as to be readily perceptible at any point at or beyond the boundary of the zoning district. See Chapter 4, Article V, Section 2.E for additional regulations pertaining to off-street parking requirements for tasting rooms.
 - b. C-4 district. If proposed on a site that fronts on an arterial or collector roadway, the establishment shall be required to have an accessory commercial component (i.e., tasting room or retail showroom) to the operation. The size of the tasting room/retail showroom shall be at least ten percent (10%) of the gross floor area or one thousand (1,000) square feet, whichever is greater. This minimum size requirement is not applicable to those establishments which do not front on an arterial or collector roadway. See subparagraph d. below for additional provisions pertaining to beverage manufacturing establishments.
 - c. M-1 District.
 - (1) An accessory commercial component (i.e., tasting room or retail showroom) shall be required for any establishment located on an arterial roadway. In all other instances, an accessory commercial component is optional.
 - (2) No drive-up, drive-through, or drive-in facilities shall be allowed.
 - (3) See subparagraph d. below for additional provisions pertaining to beverage manufacturing establishments.
 - d. Beverage Manufacturing.

(1) A tasting room, retail showroom, and/or facility tours shall not be open to the public after 10:00 p.m., except Fridays and Saturdays, whereby it may remain open until 11:00 p.m.

(2) This type of establishment may be eligible for a live entertainment permit; however, no amplified music shall be allowed.

(3) No permanent food preparation is allowed on premises.

10. General Note. Buildings greater than eighty thousand (80,000) square feet shall require conditional use approval. Maximum footprint is one hundred twenty-four thousand (124,000) square feet. Building elevations shall be enhanced with appropriate design elements to break up wall expanses (i.e. articulation, windows, columns, varied rooflines, etc.).

11. General Note. This use shall be integrated into a mixed use building or development.

12. General Note. This use is allowed, but it shall not be located on a lot that fronts on an arterial roadway.

13. General Note. This use is allowed, but it shall not be located on a lot that fronts on an arterial or collector roadway.

14. General Note. The subject use is only allowed on a lot that fronts on an arterial or collector street as defined in Part III, Chapter 1, Article II of the LDR under definitions for "Street-Arterial" and "Street-Collector". Except for uses providing Medical Care or Testing (In-patient) shall be limited to lots that front on an arterial roadway.

15. General Note. This use shall be integrated into a mixed-use building or development. It must not 1) occupy more than fifty percent (50%) of the gross floor area of any given building; and 2) exceed twenty percent (20%) of the gross floor area of the mixed use development.

16. General Note. This use shall be integrated into a mixed-use building or development. It must not 1) occupy more than fifty percent (50%) of the gross floor area of any given building or 2) exceed thirty percent (30%) of the gross floor area of the mixed use development.

17. General Note.

a. All Mixed-Use Districts. This use shall be integrated into a mixed-use building or development. It must not 1) occupy more than fifty percent (50%) of the gross floor area of any given building or 2) exceed thirty percent (30%) of the gross floor area of the mixed use development.

b. MU-~~L1~~ district, MU-~~L2~~ district, and MU-~~L3~~ and MU-4 district. The subject use is only allowed on lots fronting on arterial or collector roadways.

18. Ocean Avenue Overlay Zone.

a. This use is allowed in this zoning district only when proposed on a lot located within the Ocean Avenue Overlay Zone (OAOZ).

b. Any proposed non-residential use that would abut a side property line of a residential use located on Northeast 1st Avenue or Southeast 1st Avenue requires conditional use approval.

c. Any allowable use is considered permitted by right, provided that it is proposed on property with frontage on Ocean Avenue; otherwise conditional use approval shall be required. Additionally, no existing uses shall be deemed non-conforming.

d. Professional and technical schools allowed in the OAOZ are limited to those that teach the culinary and visual arts.

19. General Note. This use shall be prohibited on the ground level of buildings located on lots that front on Ocean Avenue located within the Ocean Avenue Overlay Zone.

20. General Note. This use is allowed as an accessory use to any lawful Arts Campus located within the Ocean Avenue Overlay Zone.

21. General Note. This use is allowed as an accessory use to any city-owned and operated park facility.

22. General Note. This non-industrial use is allowed within the M-1 district, provided that it 1) is located within a multiple-tenant development on a lot that fronts on an arterial roadway; 2) does not exceed five thousand (5,000) square feet; 3) excludes a drive-up, drive-through, or drive-in facility; and 4) complies with all off-street parking requirements of Chapter 4, Article V. In addition, the sale of used merchandise is only allowed as accessory to the sale of new merchandise.

23. General Note. This use is allowed on an arterial or collector roadway within the M-1 district provided that it has accessory commercial component to the operation. This establishment will be required to meet the following criteria:

a. Location. The accessory commercial component shall be located within a building situated on a lot that fronts on an arterial or collector roadway; and

b. Interior. An indoor showroom of at least two hundred fifty (250) square feet for retail sales shall be required for establishments twenty-five thousand (25,000) square feet or less. An indoor showroom area of at least one percent (1%) of the gross floor area shall be required for establishments greater than twenty-five thousand (25,000) square feet.

24. General Note. This non-industrial use is allowed within the PID district provided it is located on a lot that has a Commercial (C) land use option.

25. General Note. This non-industrial use is allowed within the PID district provided it is located on a lot that has a Governmental & Institutional (G&I) land use option.

26. General Note. This use is allowed within the PID, except that if proposed in Quantum Park, it shall be restricted to a lot that has an Industrial (I) land use option.

27. General Note. This non-industrial use is allowed within the PID district provided it is located on a lot that has a Mixed Use (MU) land use option fronting on an arterial roadway or on a MU lot with a development order that is not solely for residential development.

28. General Note. This non-industrial use is allowed within the PID district provided it is located 1) on Lot 3B of the Boynton Commerce Center PID; or 2) on a lot with a Mixed Use (MU) land use option fronting on an arterial roadway or on a MU lot with a development order that is not solely for residential development.

29. General Note. This use is allowed within the PID, except on lots that have either a Governmental & Institutional (G&I) or Mixed Use (MU) land use option.

30. General Note. If proposed on Lot 3B of the Boynton Commerce Center PID, it shall be required to have an on-site manufacturing component to the operation.

31. General Note. This non-industrial use is allowed within the PID district provided it is located on a lot that has an Office (O) land use option. No drive-through facility shall be allowed in connection with this use.

32. General Note.

a. Landscaping. All exterior (temporary) storage of equipment shall be adequately screened. Additional buffering may be required as recommended by the Director of Planning & Zoning to ensure compatibility.

b. M-1 district. Outdoor storage of equipment shall require conditional use approval if located within two hundred (200) feet of a residential zoning district. No exterior storage of equipment in a wrecked condition shall be permitted.

33. Non-Residential Uses in Single-Family Residential Districts. The following applies to facilities to be located within zoning districts limited to single-family homes (R-1-AAB district, R-1-AA district, R-1-A district, and R-1 district):

a. Location. Along the following roadway types as designated in the City of Boynton Beach Comprehensive Plan: arterials and collectors.

b. Minimum Lot size. One (1) acre for all non-residential uses, except for day care establishments, which shall be regulated in accordance with Section 3.D.87 below.

c. Frontage. Except for day care establishments, a minimum frontage of one hundred fifty (150) feet for all non-residential uses.

d. Landscaping. A minimum buffer width of five (5) feet and a landscaping barrier shall be required for all parking and vehicle use areas, and outdoor recreation areas that abut single-family residential zoning districts.

e. Design. Building design shall be consistent with surrounding residential styles.

f. Separation. Distances between residential properties and outdoor play areas shall be maximized.

34. Home Occupation.

a. Home occupations shall be permitted subject to these specific regulations designed for the protection of residential neighborhoods, where all of the activity takes place within a structure, and where the principal use is for residential purposes. In order for any home occupation to be permitted or continue to be permitted, the following performance standards shall be agreed to in writing by the applicant and be maintained for the duration of the occupational license:

(1) Compatibility. The residential character and integrity of the neighborhood must not be disturbed and the occupational activity at the home shall not be noticeable from off the premises.

(2) Size. A home occupation shall only be conducted within twenty percent (20%) of the living area of the dwelling including interior halls, closets and storage areas, but excluding garages, screened porches, accessory buildings or any similar space not suited or intended as living quarters.

(3) On-site Restrictions. The home occupation shall be conducted at the licensed address only by residents of that dwelling unit and shall only be the type of occupation which does not involve client business visits to the home, and is typified by business transactions conducted by telephone, mail, or off premises of the licensed address. (The giving of individual instruction to one (1) person at a time, such as an art or piano teacher, shall be deemed a home occupation).

(4) Performance Standards. No equipment or process shall be used in a home occupation which creates fumes, glare, noise, odors, vibration, or electrical interference detectable to the normal senses off the lot, if the occupation is conducted in a single-family residence, or outside the dwelling unit if conducted in other than a single-family residence. In the case of electrical interference, no equipment or process shall be used which creates visual or audible interference in any radio or television receivers off the premises.

(5) Traffic. No traffic shall be generated by a home occupation in greater volumes than would normally be expected in a residential neighborhood, and any need for parking generated by the conduct of a home occupation shall be met by off-street parking which complies with Chapter 4, Article VI.

(6) Storage. All storage of materials or supplies used in the home occupation shall be done within the living area of the dwelling unit, within the space limitations specified in subsection 2 above and shall not be

visible from adjacent residential units. Contractors, tradespersons and the like shall not use their home garage or yard areas for storage of materials and supplies used in business activities.

(7) Signage. No sign or display shall be visible other than a non-illuminated sign, not exceeding two (2) square feet in area, placed on the exterior wall of the residence as close as practical to the front entrance.

(8) Parking. A panel, pick-up truck, van, or similar type of truck, not to exceed a one (1) ton chassis configuration, may be parked in a residential zoning district. However, such vehicle must be used by a resident of the premises, and no more than one (1) such truck shall be located on each plot.

(9) Miscellaneous. A home occupation shall be subject to all business tax provisions defined in Part II of the City Code of Ordinances.

35. Alcoholic Beverages. Subject to the provisions of City Code of Ordinances, Part II, Chapter 3, Alcoholic Beverages.

36. Accessory Dwelling Unit.

a. All districts. An accessory dwelling unit is allowed as an accessory use to any lawful non-residential principal use within a non-residential building. Such unit shall have a minimum living area of seven hundred fifty (750) square feet and limited to occupancy by the property owner or business owner/operator.

b. M-1 district. This use is allowed as an accessory to any lawful self-service storage facility and which meets the prerequisites contained therein.

37. Bed & Breakfast.

a. Generally. A bed & breakfast is a private owner occupied residence having more than three (3) and less than ten (10) guest units, which are subordinate and incidental to the main residential use of the building. Prior to the establishment and operation of a bed & breakfast, all required business licenses and health permits shall be obtained in compliance with all building, sign, sanitary and fire codes. Prior to the issuance of a business tax certificate, which shall be renewed annually, the city shall conduct an inspection of the property to determine compliance with the current requirements of the city's regulations, state building codes, and conditions of approval.

b. Interior.

(1) Common Area. Within each bed & breakfast establishment, a common area must be provided for a central dining area and for at least one (1) sitting/reading/discussion room.

(2) Number of Rooms. The number of bedrooms and bathrooms are to remain unchanged unless modifications are necessary to comply with building, fire, and/or health codes.

c. Miscellaneous.

(1) Cooking. Except as hereinafter provided, there shall be no cooking facilities or food storage in any guest unit. Breakfast shall be the only meal provided for paying overnight guests. The breakfast meal shall not be served after 11:00 a.m.

(2) Maximum Stay. The maximum stay for each guest shall be fourteen (14) consecutive days and not more than fourteen (14) days during any forty-five (45) day period. The owner and/or manager shall maintain a guest book, which accurately identifies all guests for each night's lodging. This register of guests shall be available for city inspection during reasonable business hours. Check-in and check-out shall take place between 8:00 a.m. and 8:00 p.m. only.

(3) Owner. The owner of the bed & breakfast establishment must reside on the premises.

(4) Commercial. Commercial social activities and events and the sale of merchandise to non-guests are prohibited in the bed & breakfast establishment.

(5) Kitchenettes. Existing kitchenettes within one (1) or more guest units are considered within the scope of this section and will not have to be removed.

38. Dwelling, Two-Family (Duplex).

a. C-3 district and PCD district. A two-family dwelling (duplex) shall comply with the R-2 district regulations. See Chapter 3, Article III, Section 2.E.

39. Dwelling, Multi-Family.

a. C-3 district and PCD district. A multi-family dwelling shall comply with the R-3 district regulations. See Chapter 3, Article III, Section 2.F.

40. Group Home

a. Group Home Type 1

Maximum persons per unit. Two (2) persons per bedroom, not to exceed ten (10) persons including a resident caretaker or overseer.

b. Group Home Type 1 and 2

(1) Common Area. At least ten percent (10%) of the total floor area shall be devoted to a common area, exclusive of halls, corridors, stairs, and elevator shafts, wherein a variety or recreational or therapeutic activities may occur.

(2) Rooms. Residents' rooms or suites shall, in no case, have kitchen facilities available for the preparation of food.

(3) Design. Pursuant to Chapter 4, Article III, Section 3.G.1, the appearance of the group home shall be residential in character and similar in appearance to the surrounding neighborhood.

(4) Parking. See the Chapter 4, Article V for applicable parking requirements.

c. Group Home Types 2.

(1) Two (2) persons per bedroom, not to exceed 14 persons including a resident caretaker or overseer.

(2) Conditional use approval is not required within a Planning Unit Development (PUD) if approved on the master plan or modified master plan.

d. Group Home Types 3.

(1) PUD or Mixed Use Zoning District. Conditional use approval is not required within a planned development zoning district (i.e. PUD or MU Zoning District) if approved on the master plan or modified master plan.

(2) MU-1, MU-2, ~~and~~ MU-3 and MU-4. Projects require a minimum of 60% of the dwelling units to be for independent living with full kitchen and bath facilities, and not require licensing by the State of Florida Department of Health.

41. Hotel & Motel (includes Boutique, Extended-stay, Apartment, Timeshare Apartment).

- a. C-3 District. Timeshare hotel shall comply with R-3 district regulations. Boutique hotels are not listed as permitted uses.
- b. C-4 District. Boutique hotels and timeshare hotels are not listed as permitted uses.
- c. CBD District. Apartment hotels require conditional use approval.
- d. PCD District. Timeshare apartments shall comply with R-3 district regulations. Boutique hotels are not listed as permitted uses.
- e. SMU District. Hotels require conditional use approval. Apartment hotels, boutique hotels, and timeshare apartments are not listed as permitted uses. Motels are prohibited uses.
- f. MU-~~L~~1 District, MU-~~L~~2 District, and MU-~~L~~3 District and MU-4 District. Timeshare hotels are not listed as permitted uses. Boutique hotels and motels are prohibited uses.
- g. MU-4 District and MU-~~H~~C District. Boutique hotels require conditional use approval and must be integrated into a commercial or mixed use development and not exceed thirty percent (30%) of the gross floor area of the entire development. Apartment hotels and timeshare apartments are not listed as permitted uses. Motels are prohibited uses.
- h. PID district. This non-industrial use is allowed within the PID district provided it is located on a lot that has a Hotel (H) land use option.

42. Live-Work Units.

a. SMU District. This subsection provides for the use of residential structures to accommodate live/work opportunities. Live-work units shall be specifically designated on the site plan, and comply with the following standards and requirements. These provisions are not applicable to dwellings or occupations that meet the definition of home occupation. All respective site plan pages shall identify all proposed live-work units and buildings. Live-work units shall be tallied in the site plan tabular data.

(1) Location. To minimize impacts to the greater neighborhood, units planned for live-work units shall be located at the perimeter of the residential project or along the project's principal roadway, and/or where possible, adjacent to perimeter/external rights-of-way.

(2) Use(s): Non-residential uses that are permitted in live-work units are generally limited to professional service, business service, or tutoring services. A listing of common uses permissible in live-work units, subject to issuance of occupational license are located in subsection (16) below. No work activity shall be permitted that by virtue of intensity or number of employees has the potential to create impacts by reason of traffic, parking issues, hazardous materials, or excess waste. The following list identifies the permitted uses within designated live-work units, subject to processing through the city's business tax office:

Addressing service/mailing list compiler

Arbitrator, mediator services

Cleaning services, maid, housekeeping, janitorial

Commercial artist/design studio

Commercial photography

Computer programming service

Computer software development

Data processing

Direct mail advertising services
Editing, proofreading, typing service
Paralegal
Party supplies, rental/leasing (office only, no storage on-site)
Private investigator
Recording service
Secretarial service
Boat broker (office only)
Alteration, dressmaking shop, tailor
Abstract and/or title company
Accountant/income tax services
Adjusters, insurance
Advertising office
Appraiser
Architect
Attorney
Auctioneer (office only)
Author
Broker
Business analyst
Calculating and statistical service
Court reporting/stenographers
Credit reporting
Engineer's office
Importer/exporter (office only)
Insurance agency/bond office
Interior decorating
Loan company office
Market research office
Model agency
Notary public office

Public relations office

Real estate sales/management office

Travel agency

Tutoring or instruction (academics, music, art)

Art studio with ancillary sales

(3) Floor Area. The minimum floor area of a live-work unit shall be one thousand (1,000) square feet. No more than seven hundred fifty (750) square feet of the live-work unit shall be reserved for living space, including kitchen, bathroom, sleeping, and storage areas. The remaining gross floor area of each unit shall be reserved and regularly used for sleeping space.

(4) Construction. Each live-work unit shall be a separate unit from other uses in the building. The ground floor of all live-work units shall meet the Florida Building Code requirements for mixed occupancy buildings. Each unit, including the garage, shall be separated by walls from other live-work units or other uses in the building.

(5) Accessibility. Buildings designated as live-work units shall provide universal accessibility to the front and to the interior space of the non-residential area of the live-work unit from the public sidewalk adjacent to the street.

(6) Miscellaneous. No more than two (2) on-site employees, in addition to the resident(s) of the live-work unit, may undertake business activities from said unit. At least one (1) resident of an individual live-work unit shall maintain a current occupational license for a business located in that unit. Acknowledgment, in the form of an affidavit, of the employee limitation shall be made by the unit resident, at the time of application for an occupational license. The work area shall not be rented separately from the living space.

b. MU-~~L~~1 District, MU-~~L~~2 District, MU-~~L~~3 District, MU-4 District and MU-~~H~~C District. The following restrictions apply to projects within zoning districts that contain master plans approved for live-work units:

(1) Floor Area. The minimum floor area of a live-work unit shall be one thousand (1,000) square feet. No more than seven hundred fifty (750) square feet of the live-work unit shall be reserved for living space, including kitchen, bathroom, sleeping, and storage areas. The remaining gross floor area of each unit shall be reserved and regularly used for sleeping space.

(2) Use(s). The work activity in a building where live-work units are allowed shall be any use permitted by right in the zoning district, except that in order to protect the health and safety of persons who reside in a live-work unit, no work activity shall be permitted that by virtue of size, intensity, number of employees or the nature of the operation, has the potential to create significant impacts by reason of dust, glare, heat, noise, noxious gasses, odor, smoke, traffic, vibration or other impacts, or would be hazardous by way of materials, process, product or wastes.

(3) Construction. Each live-work unit shall be a separate unit from other uses in the building.

(4) Accessibility. Access to each live-work unit shall be provided from common access areas, common halls or corridors, or directly from the exterior of the building.

(5) Separation. Each live-work unit shall be a separate unit from other uses in the building. Access to each live-work unit shall be provided from common access areas, common halls, or corridors, or directly from the exterior of the building.

(6) Miscellaneous. At least one (1) resident of an individual live-work unit shall maintain a current business tax receipt for a business located in that unit. No portion of a live-work unit may be separately rented or sold as a commercial space for a person or persons not living in the premises or as a residential space for a

person not working in the same unit. No live-work unit shall singly be changed to exclusively commercial or exclusively residential use. No conversion of all live-work units in a single structure to exclusively residential use shall be permitted where the work portion of the units is the only commercial use in a project, nor shall conversion to exclusively commercial use be permitted where the live portion of the units is the only residential use in a project.

43. Art, Book, Craft, Hobby, Music, Sporting Good, & Toy Store.

- a. CBD District. Bait and tackle shops are permitted as an accessory use to marinas, including yacht clubs.
- b. PID district. This use is also allowed as an accessory use to an artist studio.

44. Auto Dealer, (New & Used).

a. C-4 district. Allowed only as a conditional use accessory to the repair of motor vehicles. No outdoor storage of vehicles, for sale shall be permitted.

- b. MU-~~L~~3 district and MU-~~H~~C district.

(1) General. Indoor storage/display only and shall not exceed ten thousand (10,000) square feet. This use excludes automotive, minor repair, and auto car/wash. Conditional use approval shall be required if all or a portion of the inventory is located within a parking garage/structure.

(2) Access. Shall not be directly from any major roadway.

(3) Storage. No outside storage of materials, parts, and vehicles.

(4) Design. Pursuant to Chapter 4, Article III, Section 3.A.7, overhead doors shall not be visible from any major roadway frontage.

(5) Loudspeakers. No exterior loudspeakers or paging equipment shall be permitted on-site.

c. M-1 district. Allowed only as a conditional use accessory to the repair of motor vehicles. No outdoor storage of vehicles for sale shall be permitted.

d. PID district. This non-industrial use is allowed within the PID district as a conditional use. Also, within the Quantum Park PID such uses are limited to lots with an Industrial (I) use option or Industrial/R (with retail sales) option. Vehicle inventories must be stored/displayed indoors. A pre-existing business located on Quantum Park lots 77 through 80 is exempt from the requirements relative to conditional use approval, outdoor storage or display of vehicle inventories, and locating on lots with the "I" and "I/Retail" use options.

45. Boat Dealer/Rental.

a. C-3 District. Boat dealer/rental, as a principal use, shall exclude the repair or service of vessels on the premises. No outdoor storage of boats shall be permitted.

b. C-4 District. Conditional use approval shall be required if merchandise is to be stored outdoors. Outdoor storage areas shall be adequately screened from abutting properties and rights-of-way, with the exception that a single merchandise item may be visible from abutting rights-of-way. The display must be in combination with project signage, and the setback, landscaping and design of this site feature shall minimize the visual impact on the adjacent roadway. If any vehicle use areas are not separated by an intervening building and visible from an arterial roadway, right-of-way landscaping shall be in accordance with the City's Urban Landscape Code except that the width shall be at least 10 feet, it shall include a berm, and enhanced with additional plants selected and maintenance to facilitate, varying growth heights to provide some screening of the space between the hedge material and tree canopies. The landscaping required to represent "adequate" screening, as well as the appropriate design of the merchandise display feature and right-of-way landscaping shall be determined as part of the conditional use review process.

c. PCD District. Boat dealer/rental, as a principal use, shall exclude the repair or service of vessels on the premises. No outdoor storage of boats shall be permitted. Inventories must be stored/displayed indoors.

d. MU-4 District and MU-HC District. Boat dealer/rental is allowed as an accessory use to a marina but conditional use approval is required. No exterior loudspeakers or paging equipment shall be permitted on-site. Storage/display allowed only in wet docks or indoor not to exceed ten thousand (10,000) square feet. The sales, rental, service, repairs, and storage of marine trailers are prohibited.

e. M-1 District. Allowed only as a conditional use accessory to the repair of boats. Outdoor storage areas shall be adequately screened from abutting properties and rights-of-way.

f. PID District. Required conditional use approval. Also, within the Quantum Park PID such uses are limited to lots with an Industrial (I) use option or Industrial /R (with retail sales) option. Inventories must be stored/displayed indoors.

46. Gasoline Station.

a. All Districts.

(1) Location. Gasoline stations, except where otherwise allowed by these regulations, are only allowed on properties located at three-way or four-way intersections involving arterial and collector road of rights-of-way as designated by the Comprehensive Plan, excluding local streets and alleys. Interchanges with I-95 are included as eligible intersections. Eligible properties at an intersection with I-95 include the first parcel directly west or east of the toe embankment of the I-95 interchange. This may also be defined as the first parcel with frontage on and access from the arterial road that intersects with the I-95 right-of-way. A maximum of two (2) gasoline stations shall be allowed at each intersection. A convenience store with retail gasoline sales is considered to be a gasoline station and is therefore, restricted to these location requirements.

(2) Lot Size. Minimum lot size: thirty thousand (30,000) square feet.

(3) Frontage. Minimum street frontage: two hundred twenty-five (225) feet on each frontage measured from the intersecting right-of-way lines of the public streets.

(4) Access.

(a) Only one (1) access driveway is allowed from each major street frontage. Driveways shall be located a minimum of fifty (50) feet from the intersection unless county or state standards require a greater distance;

(b) Driveways shall be a minimum of thirty (30) feet and a maximum of forty-five (45) feet in width; and

(c) Driveways shall not be located less than thirty (30) feet from any interior property line.

(5) Setbacks.

(a) No canopy shall be located less than twenty (20) feet from any property line; and

(b) No gasoline pump island shall be located less than thirty (30) feet from any property line.

(6) Storage. No outside storage of materials, parts, and no overnight storage of vehicles outside.

(7) Design. Pursuant to Chapter 4, Article III, Section 3.G.4., all gasoline stations located on designated out-parcels to shopping centers, business centers, or other planned commercial developments shall conform in design to the approved design plan of the principal center.

(8) Landscaping. See landscaping standards in Chapter 4.

(9) Lighting. See lighting standards in Chapter 4.

(10) Except for where otherwise approved on a master sign program, gasoline stations shall only be permitted to advertise on signage located within the property boundaries.

(11) Gasoline stations shall be permitted uses if located greater than 200 feet from a boundary of a residential zoning district. Distances for the purpose of this subsection shall be measured from the closest gasoline pump island or canopy of the gasoline station to the closest boundary of the residential or mixed-use zoning district.

(12) A station existing prior to amendment of these regulations that is located on a lot that does not conform to the property development regulations of the zoning district, as defined in Section 11 of this chapter, may be enlarged, expanded, reconstructed or restored without limitation based on percent of property value, as long as the magnitude of the non-conformity is not worsened by the improvement.

b. C-2 District, C-3 District, and C-4 District.

(1) Use(s) Allowed: A convenience store; auto/car wash, automotive, minor repair; and automotive window tinting/stereo installation/alarms are allowed as accessory uses to gasoline stations.

(2) Setbacks. Except for properties located within the Urban Commercial District Overlay Zone, the following building setbacks shall apply to all structures on the property including the primary structure, or any accessory structures such as car washes or above-ground storage facilities.

(a) Building front (and side corner) - 35 feet;

(b) Building side - 20 feet;

(c) Building rear - 20 feet;

(d) Automated car wash. The entrance to an automatic car wash shall be setback no less than seventy-five (75) feet from the street in order to provide for an area of vehicular queuing (stacking). An accessory auto/car wash shall be fully automatic and recycle all water used in the car washing process.

(3) Exceptions to requirement for location at intersections as stated above under section a.(1). When a gas station is accessory to a principal retail use and when all requirements applicable to the PCD District are satisfied.

c. PCD District.

(1) Use(s) Allowed: A convenience store; auto/car wash, automotive, minor repair; and automotive window tinting/stereo installation/alarms are allowed as accessory uses to gasoline stations.

(2) Setbacks. The following building setbacks shall apply to all structures on the property including the primary structure, or any accessory structures such as car washes or above-ground storage facilities.

(a) Building front (and side corner) - 35 feet;

(b) Building side - 20 feet;

(c) Building rear - 20 feet;

(d) Automated car wash. The entrance to an automatic car wash shall be setback no less than seventy-five (75) feet from the street in order to provide for an area of vehicular queuing (stacking). An accessory auto/car wash shall be fully automatic and recycle all water used in the car washing process.

(3) Separation. No gasoline pump island shall be located less than two hundred (200) feet from any public right-of-way.

(4) Exceptions to requirement for location at intersections as stated above under section a.(1). Uses within the PCD District shall not be required to comply with the location standard described above in subsection a.(1).

(5) Pre-existing uses. Gasoline stations that were in existence prior to the adoption of these regulations shall not be deemed non-conforming to the corresponding site standards if located in compliance with the location (intersection) standard stated above in section a.

(6) Relief from Standards. Waivers from the following standards may be granted in accordance with Chapter 2, Article II by the City Commission for existing projects annexed into the city, when the regulation cannot be fully complied with, but where the intent of the LDR is met:

- (a) Section 3.D.46.a.(5)(a) above;
- (b) Section 3.D.46.a.(5)(b) above;
- (c) Section 3.D.46.c.(3)(a) above; or
- (d) Section 3.D.46.c.(3)(b) above.

The applicant shall provide justification of the waiver and submit a mitigation plan off-setting the impact.

d. MU-~~L~~3 District and MU-~~H~~C District.

- (1) Use(s) Allowed. A convenience store is allowed as an accessory use to a gasoline station.
- (2) Setbacks.

(a) Building setbacks shall meet those required by the applicable zoning district.

(b) Canopy structure over the fuel pumps shall be located either to the side or rear of its associated principal building.

e. PID District. This non-industrial use shall be allowed within the PID district provided it is located on a lot with a Mixed Use (MU) land use option and at an intersection that would satisfy the location requirements of this note.

(1) Use(s) Allowed. A convenience store; auto/car wash, automotive, minor repair; and automotive window tinting/stereo installation/alarms are allowed as accessory uses to gasoline stations.

(2) Setbacks. Except for properties located within the Urban Commercial District Overlay Zone, the following building setbacks shall apply to all structures on the property including the primary structure, or any accessory structures such as car washes or above-ground storage facilities.

- (a) Building front (and side corner) - 35 feet;
- (b) Building side - 20 feet;
- (c) Building rear - 20 feet;

(d) Automated car wash. The entrance to an automatic car wash shall be setback no less than seventy-five (75) feet from the street in order to provide for an area of vehicular queuing (stacking). An accessory auto/car wash shall be fully automatic and recycle all water used in the car washing process.

47. Grocery Store.

a. MU-~~L~~1 District, MU-~~L~~2 District, MU-~~L~~3 District, MU-4 District and MU-~~H~~C District. Gross floor area of grocery store must be a minimum of fifteen thousand (15,000) square feet and a maximum of eighty thousand (80,000) square feet.

48. Hardware Store.

a. CBD District. Excluding lumber or building materials dealers, lawn & garden shops, glass, electrical, plumbing, heating supplies, and the like.

b. MU-~~L~~1 District, MU-~~L~~2 District, MU-~~L~~3 District, MU-4 District, MU-~~H~~C District, and PID District. Indoor storage/ display only and shall not exceed ten thousand (10,000) square feet.

c. PID District. This use excludes an on-site lumber yard and any other exterior (outside) activity or storage.

49. Home Improvement Center. This use excludes an on-site lumber yard and any other exterior (outside) activity or storage.

50. Marine Accessories.

a. C-2 District. Excluding any installation on premises, and excluding machine shop service.

b. MU-~~L~~1 District, MU-~~L~~2 District, MU-~~L~~3 District, MU-4 District and MU-~~H~~C District. Indoor storage/display only and shall not exceed ten thousand (10,000) square feet. The sales, rental, service, repairs, and storage of marine trailers are prohibited. Marine customizing, detailing, service, parts, or repair is also prohibited.

51. Merchandise New. This use excludes an on-site lumber yard and any other exterior (outside) activity or storage.

52. Merchandise, Used (Antique & Consignment Shops and Bookstores). Gross floor area shall not exceed twenty five thousand (25,000) square feet, except if proposed within the Community Redevelopment Area, the maximum size is twenty five hundred (2,500) square feet. The maximum size may be increased up to ten thousand (10,000) square feet if approved as a conditional use. This size restriction shall prevail if it conflicts with the size limit set by another applicable note. An auction house is allowed but only as an accessory use qualifying under this paragraph.

53. Merchandise, Used (Other). This establishment shall be limited to a maximum of five thousand (5,000) square feet of gross floor area except if proposed within the Community Redevelopment Area, the maximum size is twenty five hundred (2,500) square feet, and must be located a minimum distance of two thousand, four hundred (2,400) feet from another merchandise, used (other) or multiple-vendor market establishment, as measured by direct distance between property lines. The floor area of an existing merchandise, used (other) establishment shall not be expanded in instances where located less than the minimum separation requirement. All new applications to operate such uses or applications for building permits to expand such uses shall be accompanied by an affidavit certifying compliance with this restriction. Exterior storage and display in connection with such uses shall be prohibited.

54. Mobile Vending Unit (MVU). See Chapter 3, Article V, Section 10 for additional regulations regarding an MVU.

55. Multiple-Vendor Market. A multiple-vendor market shall be limited to five thousand (5,000) square feet of gross floor area and must be located a minimum distance of two thousand, four hundred (2,400) feet from another multiple-vendor market or merchandise used (other) establishment, as measured by direct distance between property lines. The floor area of an existing multiple-vendor market establishment shall not be expanded in instances where located less than the minimum separation requirement. All new applications to operate such uses or applications for building permits to expand such uses shall be accompanied by an affidavit certifying compliance with this restriction. Exterior storage and display in connection with such uses shall be prohibited.

56. Nursery, Garden Center, & Farm Supply. The exterior display of live plants is exempt from the three hundred (300)-foot distance requirement of Chapter 3, Article V, Section 5.D. and such plants may remain outdoors after normal business hours provided that their placement complies with the location criteria of Chapter 3, Article V, Section 5.C.

57. Pharmacy & Drug Store.

a. All Districts. No more than fifteen percent (15%) of the total number of prescriptions sold within a thirty (30) day period can be derived from the sale of Schedule II controlled substances as listed in F.S. § 893.03. All pharmacies and drug stores shall be staffed by a state licensed pharmacist who shall be present during all hours the pharmacy, or pharmacy function of the drug store, is open for business. This restriction on prescription sales shall not apply to a pharmacy operating accessory to a facility licensed pursuant to F.S. Chapter 395 (e.g., hospital).

b. MU-4 and MU-~~HC~~ District. Use shall be subject to the following distance separation requirements from similar uses, measured in a straight line, using the shortest distance between property lines shall be the following:

(1) Seven hundred fifty (750) feet: For uses with less than five thousand (5,000) square feet of gross floor area;

(2) One thousand, five hundred (1,500) feet: For uses with a gross floor area equal to or greater than five thousand (5,000) gross square feet.

58. Restaurant.

a. All Districts. See Chapter 3, Article V, Supplemental Regulations regarding the sidewalk café permit.

b. C-1 District. A restaurant is allowed as accessory use to a business or professional office and/or a medical or dental office but subject to the following conditions:

(1) Signage. No external signage for the restaurant use shall be allowed;

(2) Hours of operation shall be limited to coincide with the hours of operation of the principal use.

c. M-1 district. This non-industrial use is allowed within the M-1 district, provided that it 1) is located within a multiple-tenant development on a lot that fronts on an arterial or collector roadway; 2) does not exceed two thousand, five hundred (2,500) square feet; 3) excludes a drive-up, drive-through, or drive-in facility; and 4) complies with all off-street parking requirements of Chapter 4, Article V. In addition, the sale of used merchandise is only allowed as accessory to the sale of new merchandise.

59. Restaurant (Take-Out).

a. M-1 district. This non-industrial use is allowed within the M-1 district, provided that it 1) is located within a multiple-tenant development on a lot that fronts on an arterial or collector roadway; 2) does not exceed two thousand, five hundred (2,500) square feet; 3) excludes a drive-up, drive-through, or drive-in facility; and 4) complies with all off-street parking requirements of Chapter 4, Article V. In addition, the sale of used merchandise is only allowed as accessory to the sale of new merchandise.

60. Auto/Car Washes (Polishing, Waxing, Detailing).

a. C-2 District, C-3 District, C-4 District, and PCD District. Only a fully automated-style auto/car wash facility is allowed as an accessory use to a gasoline station. However, conditional use approval is required for this component of the establishment.

b. PID District. Only allowed as an accessory use to an auto dealer, new or used.

61. Automobile Rental.

a. C-3 District. Allowed as an accessory use to automotive, minor repair. Conditional use approval is required. In addition, the following criteria must be met:

(1) Location. On sites greater than seventy-five (75) acres and only within a separate building in a shopping center, automobile rental is allowed subject to the following additional conditions:

(a) The customer service area shall be located within the building being used for an automotive, minor repair;

(b) No more than twelve (12) automobiles shall be stored on-site for the purpose of rental, and such automobiles shall be stored in marked stalls;

(c) No fueling or refueling of automobiles shall be permitted on-site.

b. C-4 District. Automotive, minor repair is allowed as an accessory use to automobile rental, provided that the service and maintenance of the fleet vehicles is relegated to the rental operation and not open to the public.

c. PCD District. Uses listed as conditional uses would be considered permitted uses if the following conditions are met:

(1) If shown on the originally approved master plan;

(2) Uses will not be subject to the minimum acreage requirements of the C-3 zoning district if the site meets the minimum acreage requirement for rezoning to PCD; and

(3) All portions of any building dedicated to such use are separated from residentially zoned property by a distance of two hundred (200) feet.

d. MU-L3 District and MU-HC District. The indoor storage/display of fleet vehicles are permitted but shall not exceed ten thousand (10,000) square feet. Conditional use approval shall be required if all or a portion of the inventory is located within a parking garage/structure.

(1) Access. Shall not be directly from any major roadway.

(2) Storage. No outside storage of materials, parts, and vehicles.

(3) Design. Pursuant to Chapter 4, Article III, Section 3.A.7., overhead doors shall not be visible from any major roadway frontage.

62. Automotive, Minor Repair.

a. C-2 District. Automotive, minor repair is allowed as an accessory use to a gasoline station. Conditional use approval is required for this component of the establishment.

b. C-3 District.

(1) As an Accessory Use. Automotive, minor repair is allowed as an accessory use to a gas station and also to automobile rental, provided that the service and maintenance of the fleet vehicles is relegated to the rental operation and not open to the public.

(2) As a Principal Use. Automotive, minor repair is allowed as a principal use, provided that it is located on a lot that is at least five (5) acres. The following restrictions shall also apply, where applicable:

(a) On sites of greater than five (5) acres and less than seventy-five (75) acres, all such uses shall be located in either a principal building of a shopping center or in a subordinate, stand-alone building and/or outparcel within a commercial master plan, provided that the subordinate stand-alone building and/or outparcel

within a commercial master plan is not located between the principal building and an adjoining right-of-way or between the principal building and abutting residentially zoned property.

(b) On sites of greater than seventy-five (75) acres all such uses will be allowed to be located in a separate building in a shopping center. For the purpose of this section, motor vehicles shall mean only motorcycles, mopeds, passenger cars (a motor vehicle with motive power, except a multipurpose passenger vehicle or motorcycle, designed for carrying ten (10) persons or less), or multipurpose passenger vehicles (motor vehicle with motive power designed to carry ten (10) persons or less which is constructed either on a truck chassis or with special features for occasional off-road operation). All repair and service of vehicles shall be done within an enclosed building.

c. C-4 District. This use is allowed within the C-4 district but it shall not be located on a lot that borders an arterial roadway. All repair functions must occur within enclosed buildings and exterior storage of vehicles in a damaged or disassembled condition must be adequately screened from rights-of-way and adjacent properties.

d. PCD District. Automotive, minor repair is allowed as an accessory use to automobile rental, provided that the service and maintenance of the fleet vehicles is relegated to the rental operation and not open to the public. Automotive, minor repair is allowed as a principal use but conditional use approval is required. Uses listed as conditional uses would be considered permitted uses if the following conditions are met:

(1) If shown on the originally approved master plan;

(2) Uses will not be subject to the minimum acreage requirements of the C-3 zoning district if the site meets the minimum acreage requirement for rezoning to PCD; and

(3) All portions of any building dedicated to such use are separated from residentially zoned property by a distance of two hundred (200) feet.

e. M-1 District. Excluding the keeping of vehicles in violation of City of Boynton Beach Code of Ordinances, and excluding gasoline stations selling motor fuels at retail. Any exterior storage of motor vehicles or boats in a wrecked condition shall be permitted only in connection with a lawful principal use, and shall be adequately screened.

f. PID District. Only allowed as an accessory use to a retail auto dealer, new or used.

63. Automotive, Major Repair. Excluding the keeping of vehicles in violation of the City of Boynton Beach Code of Ordinances, and excluding gasoline stations selling motor fuels at retail. Any exterior storage of motor vehicles or boats in a wrecked condition shall be permitted only in connection with a lawful principal use and shall be adequately screened.

64. Automotive Window Tinting/Stereo Installation/Alarms.

a. C-2 District. Automotive window tinting/stereo installation/alarms is allowed as an accessory use to a gasoline station; merchandise, new (supercenter, discount, department, club); or an electronics & appliance store. Conditional use approval is required for this component of the establishment.

b. C-3 district.

(1) As an Accessory Use. Automotive window tinting/stereo installation/alarms is allowed as an accessory use to automobile rental, provided that the service and maintenance of the fleet vehicles is relegated to the rental operation and not open to the public.

(2) As a Principal Use. Automotive window tinting/stereo installation/alarms is allowed as a principal use, provided that it is located on a lot that is at least five (5) acres. The following restrictions shall also apply, where applicable:

(a) On sites of greater than five (5) acres and less than seventy-five (75) acres, all such uses shall be located in either a principal building of a shopping center or in a subordinate, stand-alone building and/or outparcel within a commercial master plan, provided that the subordinate stand-alone building and/or outparcel within a commercial master plan is not located between the principal building and an adjoining right-of-way or between the principal building and abutting residentially zoned property.

(b) On sites of greater than seventy-five (75) acres all such uses will be allowed to be located in a separate building in a shopping center. For the purpose of this section, motor vehicles shall mean only motorcycles, mopeds, passenger cars (a motor vehicle with motive power, except a multipurpose passenger vehicle or motorcycle, designed for

carrying ten (10) persons or less), or multipurpose passenger vehicles (motor vehicle with motive power designed to carry ten (10) persons or less which is constructed either on a truck chassis or with special features for occasional off-road operation). All repair and service of vehicles shall be done within an enclosed building.

c. C-4 District. Automotive window tinting/stereo installation/alarms is allowed as an accessory use to automobile rental, provided that the service and maintenance of the fleet vehicles is relegated to the rental operation and not open to the public.

d. PCD District. Automotive window tinting/stereo installation/alarms is allowed as an accessory use to automobile rental, provided that the service and maintenance of the fleet vehicles is relegated to the rental operation and not open to the public. Automotive window tinting/stereo installation/alarms is allowed as a principal use but conditional use approval is required. Uses listed as conditional uses would be considered permitted uses if the following conditions are met:

(1) If shown on the originally approved master plan;

(2) Uses will not be subject to the minimum acreage requirements of the C-3 zoning district if the site meets the minimum acreage requirement for rezoning to PCD; and

(3) All portions of any building dedicated to such use are separated from residentially zoned property by a distance of two hundred (200) feet.

e. M-1 District. Excluding the keeping of vehicles in violation of the City of Boynton Beach Code of Ordinances, and excluding gasoline stations selling motor fuels at retail. Any exterior storage of motor vehicles or boats in a wrecked condition shall be permitted only in connection with a lawful principal use and shall be adequately screened.

65. Check Cashing.

a. C-3 District, C-4 District, and PCD District. Check cashing shall be limited to five thousand (5,000) square feet of gross floor area and must be located a minimum distance of two thousand, four hundred (2,400) feet from another such establishment, as measured by direct distance between property lines. The floor area of an existing check cashing establishment shall not be expanded in instances where located less than the minimum separation requirement. All new applications to operate such uses or applications for building permits to expand such uses shall be accompanied by an affidavit certifying compliance with this restriction.

66. Dry Cleaner.

a. All Districts. Cleaning services are limited to retail customers and includes the alteration and/or repair of clothing.

b. SMU District, MU-L1 District, MU-L2 District, MU-L3 District, MU-4 District and MU-HC District. On-site drop-off and pick-up is allowed as a permitted use; however, any cleaning or laundering activities conducted on the premises requires conditional use approval, and the floor area of such establishment cannot exceed two thousand (2,000) square feet.

67. Funeral Home. A funeral home is allowed as an accessory use to a cemetery.

68. Personal Care (Beauty, Hair, Nails).

a. R-3 District, PUD District, C-2 District, C-3 District, C-4 District, CBD District, PCD District, all “Mixed Use” Districts and PID District. In these districts, body piercing and tattooing are allowed, but only as accessory to a lawful principal use. In the M-1 district however, such businesses are allowed as a principal use, but only in accordance with Section 3.D.4. above.

69. Pet Care (Boarding and Daycare).

a. All Districts. Conditional use applications must include provisions for proper care and mitigation of potential impacts on adjacent properties. Pet care (boarding and daycare) is allowed as an accessory use to either a pet care (grooming) or pet care (veterinary services) establishment, but it requires conditional use approval if it exceeds twenty-five percent (25%) of the floor area or two thousand, five hundred (2,500) square feet, whichever is less.

b. C-2 District, C-3 District, C-4 District, CBD District, SMU District, MU-L1 District, MU-L2 District, and PID District. No external kenneling is allowed in these districts, either as a principal or accessory use.

c. PCD District. No external kenneling is allowed, either as a principal or accessory use. Uses listed as conditional uses would be considered permitted uses if the following conditions are met:

(1) If shown on the originally approved master plan;

(2) Uses will not be subject to the minimum acreage requirements of the C-3 zoning district if the site meets the minimum acreage requirement for rezoning to PCD; and

(3) All portions of any building dedicated to such use are separated from residentially zoned property by a distance of six hundred (600) feet.

d. M-1 District. External kenneling shall only be allowed for those establishments located in excess of six hundred (600) feet from residentially zoned property. Such uses shall also comply with the requirements of City Code of Ordinances Part II, Chapter 4, Section 4-4, except that the maximum enclosure size and area standards within 4-4(b)2.a. shall not apply.

70. Postal/Mail Center.

a. All Districts. Storage of delivery trucks is prohibited.

b. C-1 District. Allowed as an accessory use to a business or professional office or a medical or dental office. Gross floor area shall not exceed two thousand, five hundred (2,500) square feet.

c. MU-4 District and MU-HC District. This use shall be limited to a maximum gross floor area of two thousand, five hundred (2,500) square feet.

71. Repair, Rental, & Maintenance of Home/Garden Tools.

a. C-3 District. Excluding exterior display or storage of merchandise.

b. PCD District. Excluding exterior display or storage of merchandise. The repair and service of merchandise shall be permitted as either an accessory or principal use, for any merchandise, which is typically sold in the PCD district.

72. Hospital. A helipad (also known as a helistop) may be allowed as an accessory use to a hospital establishment, but it shall require conditional use approval.

73. Business or Professional Office.

a. “Mixed Use” Districts. This use shall be integrated into a mixed use building or development. It must not 1) occupy more than fifty percent (50%) of the gross floor area of any given building or 2) exceed thirty percent (30%) of the gross floor area of the mixed use development. However, this requirement does not include those developments that contain such uses in excess of one hundred thousand (100,000) square feet.

74. Social Service Agency.

a. R-2 District and R-3 District.

(1) Location. Along the following roadway types as designated in the City of Boynton Beach Comprehensive Plan: Arterials and collectors.

(2) Size. The maximum building size shall be limited to two thousand (2,000) square feet (per lot); however, for properties located within the boundaries of the Federal Highway Corridor Redevelopment Plan, the maximum building size may be larger, but not to exceed five thousand (5,000) square feet.

(3) Design. Building design shall be consistent with surrounding residential styles.

(4) Landscaping. A minimum buffer width of five (5) feet and a landscaping barrier shall be required for all parking and vehicle use areas, and outdoor recreation areas that abut single-family residential zoning districts.

75. Adult Entertainment.

a. Finding of Fact. The city acknowledges that nude and exotic dancing and entertainment is an expression protected under the First Amendment of the Constitution of the United States. Such expression communicates a message to the intended audience but shall not be obscene, as defined by the courts, nor involve children. The Supreme Court has upheld local regulations that are not intended to preclude such protected expression, but rather to prevent the harmful side effects known as “secondary effects.” Based on various reports, studies, and judicial opinions generated throughout the country, including within the State of Florida, the City of Boynton Beach finds it in the interest of health, safety, peace, property values, and general welfare of the people and businesses of the City of Boynton Beach to regulate said businesses to control the secondary effects associated with them. Secondary effects have been proven to include, in part, increased criminal activities, moral degradation, depreciation of property value, and harm to the economic welfare of the community as a whole.

By limiting the location and concentration of such uses, by limiting the proximity of such uses to places of residence and public gathering, and by restricting the sale of alcohol within or nearby said establishments, the secondary effects referenced above will be avoided or minimized. Also contributing to the control of secondary effects are restrictions on operational characteristics, including the interaction between nude or partially nude entertainers, and patrons, customers, other employees and entertainers, given the threat they represent to the health of others through the spread of communicable and social disease. Requirements regarding buffers and stage designs are intended to protect public health while preserving the forms of expression intended by the protected nude and exotic entertainment.

b. Terms and Definitions. See Chapter 1, Article II for all terms and definitions (e.g., alcoholic beverage establishment; nudity; partial nudity) pertaining to adult entertainment establishments.

c. All Districts. In addition to the requirements of the underlying zoning district, other applicable general regulations, county licensing requirements, and City Code of Ordinances Part II, Section 3-6, the following requirements shall apply to adult entertainment establishments:

(1) No adult entertainment establishment shall be located closer than seven hundred fifty (750) feet from any other adult entertainment establishment measured from lot boundary to lot boundary along a straight airline route, except when the property containing the adult entertainment establishment is separated from the above use by the I-95 right-of-way and CSX rights-of-way, or the Boynton (C-16) Canal right-of-way.

(2) No adult entertainment establishment shall be located closer than seven hundred fifty (750) feet from any church use (house of worship); residential zoning district (including a mixed use district containing a residential component or a mixed use pod of a planned industrial development); public usage (PU) district; recreation district except where the subject property is a preserved natural area not accessible to the general public; or schools measured from lot boundary to lot boundary along a straight airline route, except when the property containing the adult entertainment establishment is separated from the above uses by the I-95 and CSX Railroad rights-of-way, or the Boynton (C-16) Canal right-of-way.

76. Artist Studio.

a. C-3 District, C-4 District, CBD District, PCD District, and all “Mixed Use” Districts. The fabrication, bending, welding, assembly, or processing of any heavy metal, wood, plastic, or similar products shall only be allowed for establishments located within the M-1 district.

77. Entertainment, Indoor.

a. C-2 District. Limited to amusement arcades and shall be only allowed in a shopping center located on an arterial roadway.

b. M-1 District. Limited to indoor playground/play centers and amusement arcades only.

78. Entertainment, Outdoor.

a. C-3 District and PCD District. Must be at least one thousand (1,000) feet from a residential use.

79. Marina, Including Yacht Club.

a. All Districts. Marinas, including yacht clubs, are limited to the following uses: mooring and docking of private pleasure craft; sale of fuels and lubricants; occupancy of private craft as living quarters provided that such craft are connected to public sewer facilities; operation of drift and charter fishing boats and sightseeing boats; bait and tackle shops.

b. IPUD District. Private marinas, as a principal use, requires the following:

(1) Minimum lot area: Four (4) acres.

(2) Minimum lot frontage: One hundred fifty (150) feet and minimum average width of two hundred (200) feet.

(3) Maximum height: Forty-five (45) feet.

(4) Principal land uses may include boat and yacht clubs, and private or public marinas (see Chapter 1, Article II, Definitions) contingent upon being located within an area identified with the “Preferred” siting designation by the 2007 Palm Beach County Manatee Protection Plan. However, major repairs and boatels, or residing on boats, shall be prohibited in the IPUD district. Additionally, all sale or minor repair of boats, or components thereof, shall only occur within a fully enclosed structure except as otherwise allowed by paragraph (6) below. The above noted principal uses, when combined with residential uses, in which the residential component occupies twenty-five percent (25%) or more of the total land area, shall be considered permitted uses, otherwise such marine uses shall require conditional use approval.

(5) Boatels and the residing on boats shall be prohibited within the IPUD district, except that temporary stays shall be allowed for a maximum of three (3) nights within a twelve (12)-month period.

(6) The following uses shall be allowed as accessory to one (1) of the principal marine uses described above: boat brokerages, ship's stores, tackle shops, maritime museums or other related educational uses, restaurants, boat ramps, and other launching facilities.

(7) Marine-oriented and water dependent uses shall meet all the requirements of Section 3.C.5. above, except for subparagraph (a) in that a marina may be the sole principal use of a project and is not required as a component of a mixed use development containing dwelling units.

(8) No outdoor dry storing or stacking of boats or other related items shall be allowed, except that outdoor displays are allowed for sales purposes as long as the boats are restricted to ground level display, are not visible from abutting rights-of-way or residential properties, and are not placed within landscape areas or required parking spaces.

(9) Wash down and other post-use servicing shall be done within the dry storage building or within an enclosed structure (e.g., three-sided and roofed) designed and oriented to minimize external impacts.

(10) Water used for flushing and other cleaning activities shall be properly pretreated prior to discharge into the stormwater system, and conservation measures shall be considered to facilitate reclamation/recycling.

(11) No outdoor speakers shall be allowed other than for low volume music that is not audible off-site.

(12) In addition to adhering to the city's sound regulations, no equipment, machines, or tools shall be used between the hours of 8:00 a.m. and 6:00 p.m. that generates noise unique to a residential neighborhood.

(13) See Chapter 4, Article III, Section 3.G.6. for additional design regulations for commercial buildings and boat storage facilities.

(14) Landscaping above and beyond the regulations cited elsewhere in this Code shall be required for all non-residential buildings in excess of forty thousand (40,000) square feet, in order to reduce the perceived scale and massing of such buildings.

(15) The width of the foundation planting areas visible from streets or residential properties shall be fifty percent (50%) of the façade height. The applicant may submit an alternate planting plan that depicts the required screening/softening of the large building façades, however in no instance shall the planting area be less than twelve (12) feet in width.

(16) The height of the plant material shall be in relation to the height of the adjacent façade or wall. Further, the height of fifty percent (50%) of the required trees or palms shall be a minimum of two-thirds (2/3) of the height of the building. One (1) canopy tree or a cluster of three (3) palm trees shall be installed within the foundation planting area every twenty (20) feet on center along each façade visible from streets or residential properties. Canopy and palm trees shall be distributed along the entire façade where foundation landscaping areas are required, with understory plant material arranged in the areas between the low growing shrubs and tree or palm canopies. The applicant may submit an alternate planting plan that depicts the rearrangement of plant material in order not to interfere with required building enhances discussed herein.

(17) A perimeter landscape barrier shall be required between incompatible uses and/or zoning districts; or where there are differences in density, intensity, or building heights or mass; or for those certain uses requiring additional screening in order to shield outdoor storage or operations. The barrier shall consist of a decorative buffer wall of at least six (6) feet in height, in addition to a variety of densely planted trees, hedges and shrubs. In areas where sufficient width is provided or staff determines additional buffering is warranted, a berm may be required in addition to the above regulations.

(18) The applicant shall demonstrate through site design and buffering how sound associated with the non-residential components of the project will be mitigated.

80. Rentals, Recreational (Bicycles, Canoes, Personal Watercraft).

a. MU-L1 District, MU-L2 District, and MU-L3 District. Indoor storage/display only and shall not exceed ten thousand (10,000) square feet.

81. Sightseeing & Scenic Tours.

a. All Districts. Vehicles used in support of the operation that are of a size in excess of a standard parking stall shall be stored in a zoning district where outdoor storage of vehicles is allowed.

b. CBD District, MU-~~L~~1 District, MU-~~L~~2 District, MU-~~L~~3 District, MU-4 District and MU-~~H~~C District. Sightseeing boats are allowed in conjunction with a marina, including yacht club.

82. Theater. All outdoor style theaters (i.e. band shell, amphitheater) require conditional use approval.

83. Cemetery.

a. C-1 District, C-2 District, C-3 District, C-4 District, PCD District, MU-~~L~~1 District, MU-~~L~~2 District, and MU-~~L~~3 District. On parcels ten (10) acres or greater, a cemetery may be allowed as an accessory use to a funeral home establishment.

84. Church.

a. R-1-AAB District, R-1-AA District, R-1-A District, and R-1 District. Expansions and improvements to, and redevelopment of pre-existing places of worship that do not meet the minimum lot standards of the zoning district, or the other requirements of Section 3.D.33 above shall be allowed in accordance with the following requirements:

(1) Improvements shall only be allowed if the subject property was under proper ownership prior to the adoption of these regulations. Ownership shall be based on the records of the County Property Appraiser's Office.

(2) Rights-of-way for primary access shall be adequate and improved in accordance with (*Engineering Design Handbook and Construction Standards*);

(3) The size of building improvements shall be allowed up to a maximum of 100% of the pre- existing area.

(4) Expansions that would increase operational space or capacity, shall require that all existing parking areas and related landscaping meet the requirements of the city's land development regulations.

(5) Parking. Projects eligible for parking space reductions of the MLK Overlay District, shall be required to meet a minimum of seventy-five percent (75%) of the spaces required under Chapter 4, Article V, Section 3.D.

(6) Non-conforming and blighted conditions. Expansions that increase operational space or capacity shall require improvements to all existing facilities to raise them to a similar appearance level as the proposed improvement and additions. Sidewalks shall be added where partially or totally absent along the boundary of the subject use. This requirement shall apply to all parcels used to support the principal use, including those lots that abut the principal lot or that are separated from the principal lot by other properties or rights-of-way.

(7) Design. Additions or new facilities shall be designed to be compatible with its surroundings and/or adopted community redevelopment plan to further the historic and architectural character of the neighborhood.

(8) No newly proposed physical improvements other than a wall/fence or landscaping shall be placed closer than thirty (30) feet from a parcel containing or zoned for a single-family residence.

(9) Any outdoor play areas shall be located a minimum of thirty (30) feet from a parcel containing or zoned for single-family residence.

(10) The foregoing conditions shall also apply to any repairs or reconstruction required due to damage from fire, a major storm event, or other natural occurrence.

b. R-2 District and R-3 District.

(1) Separation. Distances between residential properties and outdoor play areas shall be maximized.

(2) Landscaping. A minimum buffer width of five (5) feet and a landscaping barrier shall be required for all parking and vehicle use areas, and outdoor recreation areas that abut single-family residential zoning districts.

85. Government, Municipal Office/Emergency/Civic Facilities.

a. All Districts. Conditional use approval shall be required for gross floor area in excess of five thousand (5,000) square feet.

86. Government, Non-Municipal Office Facilities.

a. All "Mixed Use," M-1 District, and PID District. This use shall be integrated into a multiple-tenant building. It must not 1) occupy more than fifty percent (50%) of the gross floor area of any given building; or 2) exceed thirty percent (30%) of the gross floor area of the mixed use development, where applicable.

b. M-1 District. This non-industrial use is allowed within the M-1 district, provided that it 1) excludes a drive-up, drive-through, or drive-in facility; and 2) complies with all off-street parking requirements of Chapter 4, Article V.

87. Day Care.

a. R-1-AAB District, R-1-AA District, R-1-A District, R-1 District, and PUD District. The following applies to facilities to be located within zoning districts limited to single-family homes:

(1) Design. Building design shall be consistent with surrounding residential styles in accordance with Chapter 4, Article III, Section 5.G.

(2) Lot Size. A minimum of one-half (0.5) acre.

(3) Separation. Minimum separation requirement between day cares shall be two thousand, four hundred (2,400) feet (this distance separation requirement should not apply to day care uses limited to specific groups such as church members, and should not be intended to place restrictive limits on the expansion/improvement of those uses existing prior to codification).

b. R-2 District and R-3 District.

(1) Location. Along the following roadway types as designated in the City of Boynton Beach Comprehensive Plan: arterials and collectors;

(a) Lot size. A minimum of one-half (0.5) acre;

(b) Landscaping. A minimum buffer width of five (5) feet and a landscaping barrier shall be required for all parking and vehicle use areas, and outdoor recreation areas that abut residential zoning districts. Distances between outdoor play areas shall be maximized;

(c) Design. Building design shall be consistent with surrounding residential styles in accordance with Chapter 4, Article III, Section 5.G.

c. PCD District. Uses listed as conditional uses would be considered permitted uses if the following conditions are met:

(1) If shown on the originally approved master plan;

(2) Uses will not be subject to the minimum acreage requirements of the C-3 zoning district if the site meets the minimum acreage requirement for rezoning to PCD; and

(3) All portions of any building dedicated to such use are separated from residentially zoned property by a distance of two hundred (200) feet.

88. Stone Cutting & Finishing. Conditional use approval shall be required if located within two hundred (200) feet of a residential zoning district or a Mixed Use Pod of a PID.

89. Storage, Boats/Motor/Recreational Vehicles.

a. CBD District, MU-L2 District, MU-L3 District, and MU-HC District. The wet storage of boats is allowed as an accessory use to a marina, including yacht club. The dry storage of boats shall be prohibited.

b. M-1 District. No exterior storage of boats, motor, or recreational vehicles in a wrecked condition shall be permitted.

(1) Landscaping. All exterior (temporary) storage of fleet vehicles shall be adequately screened. Additional buffering may be required as recommended by the Director of Planning and Zoning to ensure compatibility.

(2) Lighting. If a facility abuts a residential zone, outdoor lighting fixtures shall be no more than twenty (20) feet in height and shall be shielded away from residential property.

90. Storage, Self-Service.

a. All Districts. All self-storage facility uses shall comply with the following:

(1) Rental Facility Office. A maximum of one thousand (1,000) square feet of the rental office may be devoted to the rental and/or sale of retail items used for moving and storage and including, but not limited to carton, tape and packing materials.

(2) Security Quarters. A single residential unit for security purposes, not to exceed one thousand, two hundred (1,200) square feet may be established on the site of a self-service storage facility provided that said facilities are at least thirty thousand (30,000) square feet. This dwelling unit shall be considered a limited exception to the general prohibition of residential uses in industrial zones. The security quarters may continue only so long as the self-service storage facility remains active. The security quarters shall be for the exclusive use of, and shall be occupied only by a guard, custodian, caretaker, owner, manager, or employee of the owner of the facility, and respective family.

(3) Use of Bays. The use of storage bays shall be limited to dead storage of household goods, personal property, or records for commercial businesses. Storage bays shall not be used to manufacture, fabricate or process goods; service or repair vehicles, boats, small engines or electrical equipment, or to conduct similar repair activities; conduct garage sales or retail sales of any kind; or conduct any other commercial or industrial activity. Individual storage bays or private postal boxes within a self-service storage facility shall not be considered a premises for the purpose of assigning a legal address in order to obtain approval or other governmental permit or license to conduct business. Other prohibited uses include storage, sale, salvage, transfer, or disposal of junk, scrap, garbage, offal, refuse, or other waste materials. Further:

(a) The maximum size of a storage bay shall be limited to four hundred fifty (450) square feet.

(b) Storage bay doors shall not face any abutting property that is residentially zoned or any public or private right-of-way.

(c) Lighting. If a facility abuts a residential zone, outdoor lighting fixtures shall be no more than twenty (20) feet in height and shall be shielded away from residential property.

(d) Loudspeakers. No exterior loudspeakers or paging equipment shall be permitted on-site.

(e) Design. For all self-service storage facilities adjacent to or visible from any right-of-way, the following shall apply:

(i) The exterior colors, façades, windows, roof and building materials of all structures located on-site shall be compatible with the character of or vision for the surrounding area. Self-service storage facilities shall incorporate design elements to achieve the effect of office structures.

(ii) All façades viewable from rights-of-way shall provide variety and interest. These façades shall not exceed fifty (50) feet in length without visual relief by means of a vertical reveal at least one (1) foot in depth and ten (10) feet in width, a perceptible change in wall angle, or a corner. Other design attributes shall include, roof slope and materials, windows, awnings, fencing and other aesthetic elements.

(f) Refuse. Dumpsters and trash receptacles shall be screened from view of adjacent lots and streets.

(g) Exterior storage.

(i) Vehicles shall not be stored within the area set aside for minimum building setbacks or in areas designated for landscaping buffering purposes.

(ii) Pleasure boats stored on-site shall be placed and maintained upon wheeled trailers. No dry stacking shall be permitted on-site.

(iii) The outside storage area shall be constructed with a dust-free surface.

b. Multi-Access Self-Storage Facilities. In addition to the general standards above, multi-access self-service storage facilities shall comply with the following regulations:

(1) Lot Size. The minimum lot size for a multi-access self-storage facility shall be two (2) acres.

(2) Circulation. The following on-site circulation standards shall apply:

(a) Interior: Interior loading areas shall be provided in the form of aisleways adjacent to the storage bays. These aisleways shall be used both for circulation and temporary customer parking while using storage units. The minimum width of these aisleways shall be twenty-five (25) feet if only one-way traffic is permitted, and thirty (30) feet if two-way traffic is permitted. A minimum width of twelve (12) feet between aisleways will be required when utilized for outdoor storage.

(b) Flow: The one- or two-way traffic flow patterns in aisleways shall be clearly marked. Markings shall consist of standard directional signage and painted lane markings with arrows.

(c) Access: Appropriate access and circulation by vehicles and emergency equipment shall be ensured through the design of internal turning of aisleways.

(3) Height. Limited access and combination multi-access and limited-access self-service storage facilities shall conform to the maximum height for that district. The maximum height for multi-access self-service storage facilities shall not exceed twenty-five (25) feet. These heights will include any screening required to conceal air-conditioning or any other mechanical equipment.

c. Limited Access Self-Storage Facilities. In addition to the general standards above, limited-access self-storage facilities shall comply with the following regulations:

(1) Lot Size. The minimum lot size for a limited access self-storage facility shall be one (1) acre.

(2) Loading.

(a) Each entry point used to access hallways leading to the storage bays shall accommodate a minimum of two (2) loading berths and related maneuvering area.

(b) The loading areas shall not interfere with the primary circulation system on-site.

(3) Circulation. The following on-site circulation standard shall apply:

(a) Interior. If a minimum twenty (20) feet accessway is provided adjacent to the building and serves no other use except the self-service storage facility, then the loading area may be established parallel and adjacent to the building. It will be required to satisfy current regulations for driveway accessibility dependent on one-way or two-way traffic.

(i) One-way: 25 feet; and

(ii) Two-way: 30 feet.

d. SMU District, MU-~~L~~1 District, MU-~~L~~2 District, and MU-~~L~~3 District. Only limited-access self-service storage facilities are allowed within mixed use districts. Multi-access self-service storage facilities are prohibited.

(1) Location. Permitted only on lots fronting on major arterial roadways. Retail uses unrelated to the storage business are relegated to the ground-floor. Street frontages of the ground floor area shall be devoted to one (1) or more principal retail and office uses, not related to the self-storage use, to a depth of at least twenty (20) feet.

(2) Driveways. Access to the self-service storage use portion of the structure shall not be from/to an arterial roadway and must be screened from public rights-of-way.

(3) Design. Buildings shall be designed to have the appearance of a multi-story retail, office, and/or residential structure through the use of windows, shutters, and appropriate building elements on the upper floors.

e. M-1 District.

(1) Buffers. All perimeter buffers adjacent to residentially-zoned property shall contain a continuous wall or hedge and trees, installed no less than twenty-five (25) feet on-center.

(2) Exterior Storage. In connection with a self-service storage facility, open storage of boats, motor, or recreational vehicles of the type customarily maintained by private individuals for their personal use and commercial vehicles shall be permitted provided the following:

(a) The outdoor storage area shall not exceed forty percent (40%) of the area of the site.

(b) Outdoor storage areas shall be entirely screened from public and private rights-of-way and non-industrial properties. Screening materials shall be comprised of a buffer wall, eight (8) feet in height, or by the project's principal and/or accessory building(s) or a combination thereof. Trees, installed no less than twenty-five (25) feet on-center, in conjunction with shrubs and/or other foundation plantings, shall be placed on the outside of the buffer wall, within a landscaping strip of at least five (5) feet in width. The shrubs and foundation plantings shall be at least four (4) feet in height at the time of installation. However, their inclusion may be waived by the Director of Planning and Zoning if determined to be unnecessary.

91. Boat Repair.

a. Landscaping. All exterior (temporary) storage shall be adequately screened. Additional buffering may be required as recommended by the Director of Planning and Zoning to ensure compatibility.

b. C-4 District. Shall not be located on a lot that borders an arterial roadway unless accessory to a Boat Dealer. No repair shall be allowed outside an enclosed structure, and exterior storage of boats and equipment must be adequately screened from adjacent rights-of-way and properties.

c. M-1 District. The exterior storage of boats or equipment must be adequately screened from adjacent rights-of-way and properties. The dry stacking of any boats shall be prohibited.

d. PID District. Only allowed as an accessory use to a retail boat dealer.

92. Carpet and Upholstery Cleaning Services. Permitted off-site only.

93. Contractor.

a. Refuse. Dumpsters and trash receptacles shall be screened from view of adjacent lots and streets.

b. C-4 District.

(1) Location. This use is allowed within the C-4 district but it shall not be located on a lot that fronts on an arterial roadway.

(2) Use(s) Allowed.

(a) Office and showroom only as a permitted use.

(b) Contractors' outdoor storage and workshop shall require conditional use approval if located within two hundred (200) feet of a residential zoning district.

c. M-1 District. Contractors' outdoor storage and workshop shall require conditional use approval if located within two hundred (200) feet of a residential zoning district.

94. Lawn Maintenance & Landscaping Service.

a. Refuse. Dumpsters and trash receptacles shall be screened from view of adjacent lots and streets.

b. C-4 District.

(1) Location. This use is allowed within the C-4 district but it shall not be located on a lot that fronts on an arterial roadway.

(2) Use(s) Allowed.

(a) Office and showroom only as a permitted use.

(b) Outdoor storage and workshop shall require conditional use approval if located within two hundred (200) feet of a residential zoning district.

95. Radio & TV Broadcasting. Refer to the wireless communication facilities section in Chapter 3, Article V (Supplemental Regulations) of the Land Development Regulations.

96. Research & Development, Scientific/Technological. Excluding treatment, storage, or processing of human or animal bodies or body parts. Medical or scientific research which involves the use, treatment, storage, or processing of human or animal bodies or body parts would require conditional use approval.

97. Sewer/Septic & Waste Mgmt. Cleaning. This use excludes the storage, treatment, transfer, dumping, or disposal of waste on-premises.

98. Taxi, Limo, Charter Bus.

a. C-2 District, C-3 District, C-4 District, CBD District, and PCD District. Office only; fleet vehicles shall be stored in a zoning district where storage, boats/motor/recreational vehicles is allowed.

b. M-1 district. No exterior (temporary) storage of fleet vehicles in a wrecked condition shall be permitted. In addition, the following shall apply:

(1) Landscaping. All exterior (temporary) storage of fleet vehicles shall be adequately screened. Additional buffering may be required as recommended by the Director of Planning and Zoning to ensure compatibility.

(2) Lighting. If a facility abuts a residential zone, outdoor lighting fixtures shall be no more than twenty (20) feet in height and shall be shielded away from residential property.

(3) Loudspeakers. No exterior loudspeakers or paging equipment shall be permitted on-site.

99. Community Garden.

a. All Districts.

(1) Setbacks. The cultivation area shall be setback or designed (planted) a minimum distance so as to not violate any cross-visibility requirements and safe-sight standards required near vehicular use areas.

(2) Design. Walkways shall be unpaved except as necessary to meet the needs of individuals with disabilities.

(3) Parking. Community gardens shall be exempt from the off-street parking requirements of Chapter 4, Article V, Minimum Off-Street Parking Requirements. No vehicles, including harvesting machinery shall be stored on the subject property or within the abutting right-of-way, except that such vehicles may be on the property as necessary for completion of grading performed in accordance with a land development permit. See Chapter 2, Article III, Section 3 for the regulations pertaining to the land development permit.

(4) Hours of Operation. No activity shall be conducted on-site between the hours of 9:00 p.m. and 7:00 a.m.

(5) Exterior Lighting. No temporary or permanent exterior lighting shall be used beyond the lawful hours of operation.

(6) Walls and Fences. Walls and fences shall be allowed and regulated in accordance with Chapter 3, Article V, Section 2.

(7) Open Burning. The open burning of neighborhood gardens shall be prohibited. See City Code of Ordinances Part II, Chapter 9, Article II, Section 9-18 for the restrictions on open burning.

(8) Signage. Pursuant to Chapter 4, Article IV, Section 1.E., a non-illuminated sign with non-commercial copy is allowed, provided that it does not exceed three (3) square feet in area. If proposed as a freestanding structure, the sign shall not be greater than four (4) feet in height and must be located at least ten (10) feet from any property line.

(9) Grading and Ground Elevation. The subject site shall not be excavated, graded, dredged, or filled to the extent that it would change existing drainage patterns or cause rainwater to outfall onto abutting properties or rights-of-way.

b. Residential Districts.

(1) IPUD District, PUD District, and MHP District. A community garden shall only be allowed on lands considered common area by the homeowners or property owners' association or upon lots that are owned by such association.

(2) Lot Size. The maximum lot size shall not exceed one-half (0.5) acre.

(3) Freestanding Structures and Site Amenities. No freestanding structures or site amenities allowed under Chapter 3, Article V, Section 3 (e.g., sheds and storage containers, generators and fuel tanks, compost bins and tumblers, agricultural structures) shall be allowed.

(4) Seed and Fertilizer. No seed or fertilizer shall be stored on-site.

(5) Approval Process. A community garden shall require the approval of a zoning permit in accordance with Chapter 2, Article II, Section 5.B.

c. All Commercial and Mixed Use Districts.

(1) Lot Size. The maximum lot size shall not exceed one (1) acre.

(2) Separation. A community garden shall be separated from another community garden by a minimum of one thousand (1,000) feet.

(3) Freestanding Structures and Site Amenities. Freestanding structures and site amenities, including but not limited to sheds and storage containers, generators and fuel tanks, compost bins and tumblers, or agricultural structures are allowed, provided that they are installed, placed, erected, or constructed in accordance with the respective provisions of Chapter 3, Article V, Section 3.

(4) Lot Coverage. The ground area of all freestanding structures and site amenities allowed under Chapter 3, Article V, Section 3 that are installed, placed, erected, or constructed shall count towards lot coverage; and all of these, including principal structures, shall not exceed the maximum allowed by the respective zoning district.

(5) Approval Process. A community garden shall require the approval of a zoning permit in accordance with Chapter 2, Article II, Section 5.B. However, those containing storage and/or agricultural structures greater than one hundred (100) square feet as provided for in the Supplemental Regulations (Chapter 3, Article V, Section 3) shall require approval of conditional use and site plan applications in accordance with Chapter 2, Article II, Section 2.

(6) Retail Sales. The on-site sale of fruits, vegetables, nuts, or herbs harvested on-site is allowed, but only in connection with the approval of a special event permit. Any temporary farm stand used during the special event period shall be no larger than seventy-two (72) square feet and seven (7) feet in height. No fruits, vegetables, nuts, or herbs harvested off-site or any products produced off-site shall be brought to the subject property and sold on-site.

—100. Warehouse, showroom (single product line).

a. All Districts (for recreational vehicles only).

(1) Minimum property size for the particular use shall be ten (10) acres.

(2) Must be located in a multi-tenant building.

(3) Interior display of recreational vehicles is required. Ancillary display outside an enclosed building shall not exceed one and one-half (1-1/2) times the number of units displayed indoors.

(4) If ancillary outdoor display is proposed, the property shall not be located on an arterial or collector roadway.

(5) Only one row of recreational vehicles may be displayed between the building and any road right-of-way. No recreational vehicle may be displayed within ninety (90) feet of any road right-of-way.

(6) No ancillary outdoor display shall occur within required parking spaces.

(7) Location of ancillary outdoor display shall not obstruct or impede vehicular movements or pedestrian access.

(8) Landscaping shall be in conformance with either “perimeter landscape buffer” or “landscape strip abutting right-of-way” requirements, whichever is applicable.

(9) No maintenance shall occur on site.

101. Medical Care or Testing (In-patient). Other requirements and site standards:

a. Conditional use approval shall be required if there exists less than a fifty (50) foot setback between the subject use and an abutting residential or mixed use zoning district. This separation is intended to enable proper site design regarding secured access, private outdoor patron amenities, buffering, and the like.

b. Site security shall be ensured through a minimum of surveillance cameras, limited and controlled access points, and operational procedures to restrict unauthorized and/or unarranged accessing or exiting of the facility and/or property. This subsection may be proven unnecessary based on the use or operation, surrounding land uses and/or site design. Justification shall be provided to staff in conjunction with site plan review or when applying for Certificate of Use approval.

c. Privacy and access control shall be ensured through a minimum of perimeter fencing and landscape buffering intended to support the objective to control access and increase privacy of areas intended for client or patient use. This subsection may be proven unnecessary based on the use or operation, surrounding land uses and/or site design. Justification shall be provided to staff in conjunction with site plan review or when applying for Certificate of Use approval.

d. In addition to the locational restriction of footnote No. 14 (arterial roadway frontage), allowed locations within the CRA shall exclude Planning Areas #2, #3, and #4 as defined within the Federal Highway Corridor Community Redevelopment Plan Update adopted in 2006, and the Boynton Beach Boulevard corridor. The intent of this standard is to reserve certain areas within the CRA to those uses that contribute to, and enhance, the entries into the downtown, the fabric of the streetscape, harmonious land use relationships, downtown retail and commerce, and other urban development efforts that establish a sense of place along the key routes leading to, and within, the downtown pursuant to an adopted redevelopment plan.

102. Pre-existing. Such pre-existing uses which are no longer allowed uses pursuant to amendments to the Zoning Matrix shall not be construed as non-conforming uses. However, major modifications to such uses shall be in accordance with the conditional use approval process if required pursuant to the Zoning Matrix, and adhere to the site design and operational restrictions of the applicable footnotes.

103. Landscape Debris Stockpiling.

a. The commercial stockpiling of landscaping debris is allowed as a conditional use in the M-1 zoning district subject to the following conditions:

1) Prior to commencing the operation of a landscaping debris storage site, a property owner must first obtain a Business Tax Receipt and Certificate of Use from the city.

2) A site plan notated to show operational components of the storage facility (i.e. access, storage area, setback, etc).

3) No stockpiling of landscaping debris shall be permitted on properties of less than 0.5 acres.

4) A minimum 20-foot wide stabilized all weather access road around the perimeter of the stockpile.

5) All stored landscaping debris shall be setback at least 30 feet from any residential property line and 25 feet from all other property lines.

6) All storm water drainage shall be maintained on the site by appropriate infrastructure and improvements as approved by the City Engineer or his or her designees.

7) No chipping of stockpiled debris is permitted on the site.

8) The perimeter of a storage site shall be screened with a wall or fence that obstructs the view of the storage area from adjacent properties, except where such use abuts a residential zoning district screening shall also include landscape elements that meet the intent of the Landscape Barrier as defined in Chapter 4, Article II of the Land Development Regulations.

9) The hours of operation shall be limited to 8:00 a.m. to 6:00 p.m. Monday through Friday and Saturday from 8:00 a.m. to 2:00 p.m. or as established during the conditional use approval process.

10) Access to operations shall be only from a public right-of-way. In no case, shall a delivery or removal of the stored landscaping debris utilize a private road or alley serving residential uses for access.

11) The delivery, removal and storage shall utilize dust control measures.

12) Debris piles shall not be placed on surfaces intended or designed for open space, or for parking or vehicle circulation.

13) Storage areas shall include fire protection monitoring, alert and suppression systems as approved by the City Fire Marshal. The following are minimum requirements which must be demonstrated to obtain Fire Marshal approval:

a) No pile shall be higher than 10 feet. During any declared drought the height shall be limited to six feet.

b) All piles shall be covered with a “breathable blanket” or site provided with a sprinkler system approved by the City Fire Marshal.

c) All piles shall be secured behind a fence or other approved barrier that will be locked at all times when not in use.

d) Because of the health hazards from the rotting vegetation and the vermin that may live there and the fire hazard these piles shall be a minimum of 25 feet from any commercial building and 40 feet from any residence.

e) A working garden hose shall be at the ready at all times to put out small spot fires.

f) Each pile shall be churned at least once per week and so noted on a roster to be maintained onsite and made available to a Fire Department representative on request.

b. These provisions shall be in effect until August 22, 2018 as a pilot program and shall sunset unless extended or made a permanent part of these regulations by a subsequent ordinance of the city.

(Ord. 10-025, passed 12-7-10; Am. Ord. 11-002, passed 3-1-11; Am. Ord. 11-018, passed 7-5-11; Am. Ord. 11-023, passed 10-4-11; Am. Ord. 11-028, passed 10-18-11; Am. Ord. 12-006, passed 4-17-12; Am. Ord. 12-010, passed 6-19-12; Am. Ord. 13-020, passed 7-2-13; Am. Ord. 13-025, passed 10-1-13; Am. Ord. 13-029, passed 11-19-13; Am. Ord. 15-002, passed 3-17-15; Am. Ord. 15-003, passed 3-17-15; Am. Ord. 15-019, passed 8-18-15; Am. Ord. 15-030, passed 11-3-15; Am. Ord. 16-010, passed 7-5-16; Am. Ord. 16-011, passed 7-5-16; Am. Ord. 16-023, passed 1-3-17; Am. Ord. 17-005, passed 2-21-17)



CITY OF BOYNTON BEACH AGENDA ITEM REQUEST FORM

COMMISSION MEETING DATE: 9/19/2017

REQUESTED ACTION BY COMMISSION:

(1) **PROPOSED ORDINANCE NO. 17-024 - SECOND READING - PUBLIC HEARING** - Approve The Villages at East Ocean Avenue - North Future Land Use Map Amendment (LUAR 17-002) from Local Retail Commercial (LRC) to Mixed Use High (MXH). Applicant: Arthur B. D'Almeida

(2) **PROPOSED ORDINANCE NO. 17-025 - SECOND READING - PUBLIC HEARING** - Approve The Villages at East Ocean Avenue - North Rezoning (LUAR 17-002) from C-2 Neighborhood Commercial and C-3 Community Commercial to MU-C, Mixed Use Core District with a proposed site plan for 336 multi-family units and 12,257 square feet of commercial space. Applicant: Arthur B. D'Almeida

EXPLANATION OF REQUEST:

The proposed Villages at East Ocean Avenue is a mixed use development on 5.14 acres which extend between the FEC Railroad to the east and 3rd Street on the west, with Ocean Avenue being a dividing line between the project's North and South components. The North component covers the area north of Ocean Avenue to Boynton Beach Boulevard, while the South part of the development extends from Ocean Avenue to the alley south of SE 1st Avenue. The land use amendments, rezonings and site plans for the North and South sections are processed concurrently (see the respective staff reports).

The subject request pertains to the North section of the Villages project. The project area consists of 11 parcels, 6 of which are currently vacant. This section is proposed to be redeveloped under the highest density Future Land Use (FLU) category of Mixed Use High, with Mixed Use Core zoning. The project will also avail itself of the 25% Downtown Transit-Oriented Development District's density bonus, bringing its maximum density to 100 dwelling units per acre.

The request, if approved, would implement the CRA Plan's future land use (FLU) recommendation for the area. The Villages' North area is split between the Cultural and Boynton Beach Boulevard districts; each district's section carries the same FLU recommendation of Mixed Use High (MXH).

The Planning & Development Board reviewed this item on August 22, 2017 and forwards it with a recommendation for approval.

HOW WILL THIS AFFECT CITY PROGRAMS OR SERVICES? The project will not require capacity adjustment to the City services.

FISCAL IMPACT: The project, if approved and constructed, would ultimately lead to an increase in the City's tax base.

ALTERNATIVES: Staff does not recommend any alternatives.

STRATEGIC PLAN:

STRATEGIC PLAN APPLICATION: NA

CLIMATE ACTION: No

CLIMATE ACTION DISCUSSION: NA

Is this a grant? No

Grant Amount:

ATTACHMENTS:

Type	Description
<input type="checkbox"/> Ordinance	Ordinance approving Villages at East Ocean Avenue North Land Use amendment
<input type="checkbox"/> Ordinance	Ordinance approving rezoning at The Villages of East Ocean Avenue - North
<input type="checkbox"/> Staff Report	Staff Report
<input type="checkbox"/> Location Map	Exhibit A. Location Map
<input type="checkbox"/> Exhibit	Exhibit B. Villages proposed FLU
<input type="checkbox"/> Exhibit	Exhibit C. Villages proposed zoning
<input type="checkbox"/> Exhibit	Exhibit D. CRA FLU recommendation

ORDINANCE NO. 17-

AN ORDINANCE OF THE CITY OF BOYNTON BEACH, FLORIDA,
AMENDING ORDINANCE 89-38 BY AMENDING THE FUTURE
LAND USE ELEMENT OF THE COMPREHENSIVE PLAN FOR
PROPERTY COMMONLY KNOWN AS THE VILLAGES AT EAST
OCEAN AVENUE - NORTH AND DESCRIBED HEREIN, OWNED
BY THE ARTHUR B. D'ALMEIDA; CHANGING THE LAND USE
DESIGNATION FROM LOCAL RETAIL COMMERCIAL (LRG) TO
MIXED USE HIGH (MXH); PROVIDING FOR CONFLICTS,
SEVERABILITY, AND AN EFFECTIVE DATE.

WHEREAS, the City Commission of the City of Boynton Beach, Florida has adopted
a Comprehensive Future Land Use Plan and as part of said Plan a Future Land Use Element
pursuant to Ordinance No. 89-38 and in accordance with the Local Government
Comprehensive Planning Act; and

WHEREAS, the procedure for amendment of a Future Land Use Element of a
Comprehensive Plan as set forth in Chapter 163, Florida Statutes, has been followed; and

WHEREAS, after two (2) public hearings the City Commission acting in its dual
capacity as Local Planning Agency and City Commission finds that the amendment
hereinafter set forth is consistent with the City's adopted Comprehensive Plan and deems it in
the best interest of the inhabitants of said City to amend the Future Land Use Element
(designation) of the Comprehensive Plan as hereinafter provided.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE
CITY OF BOYNTON BEACH, FLORIDA, THAT:**

Section 1: The foregoing WHEREAS clauses are true and correct and incorporated
herein by this reference.

Section 2: Ordinance No. 89-38 of the City is hereby amended to reflect the
following:

That the Future Land Use of the following described land described in Exhibit "A" is

amended from Local Retail Commercial (LRC) to: **MIXED USE HIGH (MXH).**

Section 3: This Ordinance shall take effect on adoption, subject to the review, challenge, or appeal provisions provided by the Florida Local Government Comprehensive Planning and Land Development Regulation Act. No party shall be vested of any right by virtue of the adoption of this Ordinance until all statutory required review is complete and all legal challenges, including appeals, are exhausted. In the event that the effective date is established by state law or special act, the provisions of state act shall control.

FIRST READING this _____ day of _____, 2017.

SECOND, FINAL READING and PASSAGE this _____ day of _____, 2017.

CITY OF BOYNTON BEACH, FLORIDA

YES NO

Mayor – Steven B. Grant

Vice Mayor – Justin Katz

Commissioner – Mack McCray

Commissioner – Christina L. Romelus

Commissioner – Joe Casello

VOTE

ATTEST:

Judith A. Pyle, CMC
City Clerk

(Corporate Seal)

EXHIBIT A

NORTH PROPERTY LEGAL DESCRIPTION

08-43-45-28-03-002-0070 (ORB 25999 PAGE 1961)

LOT 7, BLOCK 2, ORIGINAL TOWN OF BOYNTON, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 1, PAGE 23, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA. LESS THOSE LANDS CONVEYED TO THE STATE OF FLORIDA IN WARRANTY DEED RECORDED IN OFFICIAL RECORDS BOOK 1324, PAGE 13.

TOGETHER WITH ALL IMPROVEMENTS, TENEMENTS, HEREDITAMENTS, AND APPURTENANCES THERETO BELONGING OR IN ANYWISE APPERTAINING AND TOGETHER WITH ALL RIGHTS AND EASEMENTS OF RECORD.

SUBJECT TO ALL COVENANTS, RESTRICTIONS AND EASEMENTS OF RECORD, WITHOUT REIMPOSING SAME, AND TAXES FOR THE CURRENT AND SUBSEQUENT YEARS.

08-43-45-28-03-002-0050 (ORB 14860 PAGE 1691)

LOTS 5 AND 6, BLOCK 2, OF TOWN OF BOYNTON, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 1, AT PAGE 23, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

SUBJECT TO CONDITIONS, RESTRICTIONS, LIMITATIONS, RESERVATIONS, AGREEMENTS, DECLARATIONS, DEDICATIONS AND EASEMENTS OF RECORD, APPLICABLE ZONING LAWS AND TAXES FOR THE YEAR 2003 AND ALL SUBSEQUENT YEARS.

08-43-45-28-03-002-0030 (ORB 23738 PAGE 1529)

LOTS 3 AND 4, BLOCK 2, BOYNTON, ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 1, PAGE(s) 23, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA

08-43-45-28-03-002-0020 (ORB 21484 PAGE 1820)

LOT 2, BLOCK 2, OF TOWN OF BOYNTON, ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 1, PAGE 23, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA

08-43-45-28-03-002-0080 (ORB 26000 PAGE 1)

LOTS 8, 9 AND 10, BLOCK 2 OF THE TOWN OF BOYNTON, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 1, PAGE 23, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

TOGETHER WITH ALL IMPROVEMENTS, TENEMENTS, HEREDITAMENTS, AND APPURTENANCES THERETO BELONGING OR IN ANYWISE APPERTAINING AND TOGETHER WITH ALL RIGHTS AND EASEMENTS OF RECORD.

SUBJECT TO ALL COVENANTS, RESTRICTIONS AND EASEMENTS OF RECORD, WITHOUT REIMPOSING SAME, AND TAXES FOR THE CURRENT AND SUBSEQUENT YEARS.

08-43-45-28-03-002-0110 (ORB 21535 PAGE 575)

LOTS 11, 12, AND 13, BLOCK 2, BOYNTON, ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 1, PAGE 23, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA

ORB 26546 PAGE 1:

08-43-45-28-03-005-0040

PARCEL 1:

LOTS 4 THROUGH 6, BLOCK 5, TOWN OF BOYNTON, ACCORDING TO THE PLAT RECORDED IN PLAT BOOK 1, PAGE 23, AS RECORDED IN THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

08-43-45-28-03-005-0091

PARCEL 2:

THE EAST 30 FEET OF LOT 9, BLOCK 5, TOWN OF BOYNTON, ACCORDING TO THE PLAT RECORDED IN PLAT BOOK 1, PAGE 23, AS RECORDED IN THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

08-43-45-28-03-005-0100

PARCEL 3:

LOTS 10 AND 11, BLOCK 5, TOWN OF BOYNTON, ACCORDING TO THE PLAT RECORDED IN PLAT BOOK 1, PAGE 23 AS RECORDED IN THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

08-43-45-28-03-005-0020 (ORB 26484 PAGE 125)

THAT CERTAIN REAL PROPERTY LOCATED IN SECTION 28, TOWNSHIP 45 SOUTH, RANGE 43 EAST, PALM BEACH COUNTY, FLORIDA MORE PARTICULARLY DESCRIBED AS FOLLOWS:

LOTS 2 AND 3, BLOCK 5, TOWN OF BOYNTON, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 1, PAGE 23, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

TOGETHER WITH ALL IMPROVEMENTS, TENEMENTS, HEREDITAMENTS, AND APPURTENANCES THERETO BELONGING OR IN ANYWISE APPERTAINING AND TOGETHER WITH ALL RIGHTS AND EASEMENTS OF RECORD.

SUBJECT TO ALL COVENANTS, RESTRICTIONS AND EASEMENTS OF RECORD, WITHOUT THE INTENT TO REIMPOSE SAME, AND TAXES FOR THE CURRENT AND SUBSEQUENT YEARS.

08-43-45-28-03-005-0080 (ORB 27636 PAGE 849)

LOTS 8 AND 9, LESS THE EAST 30 FEET, BLOCK 5, TOWN OF BOYNTON, ACCORDING TO THE PLAT THEREOF ON FILE IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT IN AND FOR PALM BEACH COUNTY, FLORIDA, RECORDED IN PLAT BOOK 1, PAGE 23. SAID LANDS SITUATE, LYING AND BEING IN PALM BEACH COUNTY, FLORIDA.

TOGETHER WITH ALL IMPROVEMENTS, TENEMENTS, HEREDITAMENTS, AND APPURTENANCES THERETO BELONGING OR IN ANYWISE APPERTAINING AND TOGETHER WITH ALL RIGHTS AND EASEMENTS OF RECORD.

SUBJECT TO ALL COVENANTS, RESTRICTIONS AND EASEMENTS OF RECORD, WITHOUT THE INTENT TO REIMPOSE SAME, AND TAXES FOR THE CURRENT AND SUBSEQUENT YEARS.

THE PERSONAL REPRESENTATIVES RELEASE ALL LIENS OR RIGHTS TO LIENS PURSUANT TO SEC. 733.608, FLA. STAT.

ORDINANCE NO. 17-

AN ORDINANCE OF THE CITY OF BOYNTON BEACH, FLORIDA, AMENDING ORDINANCE 02-013 TO REZONE A PARCEL OF LAND DESCRIBED HEREIN AND COMMONLY REFERRED TO AS THE VILLAGES AT EAST OCEAN AVENUE – NORTH FROM NEIGHBORHOOD COMMERCIAL (C-2) AND COMMUNITY COMMERCIAL (C-3) TO MIXED USE CORE WITH THE MAXIMUM DENSITY OF 80 DWELLING UNITS/ACRE (MU-C); PROVIDING FOR CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE.

WHEREAS, the City Commission of the City of Boynton Beach, Florida has adopted Ordinance No. 02-013, in which a Revised Zoning Map was adopted for said City; and

WHEREAS, the City of Boynton Beach, owner of the property has made application to rezone a parcel of land, said land being more particularly described hereinafter, from Neighborhood Commercial (C-2) and Community Commercial (C-3) to Mixed Use Core with the maximum density of 80 dwelling units/acre (MU-C); and

WHEREAS, the City Commission conducted public hearings as required by law and heard testimony and received evidence which the Commission finds supports a rezoning for the property hereinafter described; and

WHEREAS, the City Commission finds that the proposed rezoning is consistent with an amendment to the Land Use which was contemporaneously considered and approved at the public hearing heretofore referenced; and

WHEREAS, the City Commission deems it in the best interests of the inhabitants of said City to amend the aforesaid Revised Zoning Map as hereinafter set forth.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF BOYNTON BEACH, FLORIDA, THAT:

33 Section 1. The foregoing Whereas clauses are true and correct and incorporated
34 herein by this reference.

35 Section 2. The land described in Exhibit “A” be and the same is hereby rezoned
36 from Neighborhood Commercial (C-2) and Community Commercial (C-3) to Mixed Use
37 Core with the maximum density of 80 dwelling units/acre (MU-C). A location map is
38 attached hereto as Exhibit “B” and made a part of this Ordinance by reference.

39 Section 3. That the aforesaid Revised Zoning Map of the City shall be amended
40 accordingly.

41 Section 4. All ordinances or parts of ordinances in conflict herewith are hereby
42 repealed.

43 Section 5. Should any section or provision of this Ordinance or any portion thereof
44 be declared by a court of competent jurisdiction to be invalid, such decision shall not affect
45 the remainder of this Ordinance.

46 Section 6. This ordinance shall become effective immediately upon passage.

47 FIRST READING this ____ day of _____, 2017.

48

49

50 SECOND, FINAL READING and PASSAGE this ____ day of _____, 2017.

51 CITY OF BOYNTON BEACH, FLORIDA

52

53 YES NO

54

55 Mayor – Steven B. Grant _____

56

57 Vice Mayor – Justin Katz _____

58

59 Commissioner – Mack McCray _____

60

61 Commissioner – Christina L. Romelus _____

62

63 Commissioner – Joe Casello _____

64

65 VOTE _____

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67 ATTEST:

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71 _____

72 Judith A. Pyle, CMC

73 City Clerk

74

75

76 (Corporate Seal)

77

EXHIBIT A

NORTH PROPERTY LEGAL DESCRIPTION

08-43-45-28-03-002-0070 (ORB 25999 PAGE 1961)

LOT 7, BLOCK 2, ORIGINAL TOWN OF BOYNTON, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 1, PAGE 23, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA. LESS THOSE LANDS CONVEYED TO THE STATE OF FLORIDA IN WARRANTY DEED RECORDED IN OFFICIAL RECORDS BOOK 1324, PAGE 13.

TOGETHER WITH ALL IMPROVEMENTS, TENEMENTS, HEREDITAMENTS, AND APPURTENANCES THERETO BELONGING OR IN ANYWISE APPERTAINING AND TOGETHER WITH ALL RIGHTS AND EASEMENTS OF RECORD.

SUBJECT TO ALL COVENANTS, RESTRICTIONS AND EASEMENTS OF RECORD, WITHOUT REIMPOSING SAME, AND TAXES FOR THE CURRENT AND SUBSEQUENT YEARS.

08-43-45-28-03-002-0050 (ORB 14860 PAGE 1691)

LOTS 5 AND 6, BLOCK 2, OF TOWN OF BOYNTON, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 1, AT PAGE 23, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

SUBJECT TO CONDITIONS, RESTRICTIONS, LIMITATIONS, RESERVATIONS, AGREEMENTS, DECLARATIONS, DEDICATIONS AND EASEMENTS OF RECORD, APPLICABLE ZONING LAWS AND TAXES FOR THE YEAR 2003 AND ALL SUBSEQUENT YEARS.

08-43-45-28-03-002-0030 (ORB 23738 PAGE 1529)

LOTS 3 AND 4, BLOCK 2, BOYNTON, ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 1, PAGE(s) 23, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA

08-43-45-28-03-002-0020 (ORB 21484 PAGE 1820)

LOT 2, BLOCK 2, OF TOWN OF BOYNTON, ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 1, PAGE 23, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA

08-43-45-28-03-002-0080 (ORB 26000 PAGE 1)

LOTS 8, 9 AND 10, BLOCK 2 OF THE TOWN OF BOYNTON, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 1, PAGE 23, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

TOGETHER WITH ALL IMPROVEMENTS, TENEMENTS, HEREDITAMENTS, AND APPURTENANCES THERETO BELONGING OR IN ANYWISE APPERTAINING AND TOGETHER WITH ALL RIGHTS AND EASEMENTS OF RECORD.

SUBJECT TO ALL COVENANTS, RESTRICTIONS AND EASEMENTS OF RECORD, WITHOUT REIMPOSING SAME, AND TAXES FOR THE CURRENT AND SUBSEQUENT YEARS.

08-43-45-28-03-002-0110 (ORB 21535 PAGE 575)

LOTS 11, 12, AND 13, BLOCK 2, BOYNTON, ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 1, PAGE 23, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA

ORB 26546 PAGE 1:

08-43-45-28-03-005-0040

PARCEL 1:

LOTS 4 THROUGH 6, BLOCK 5, TOWN OF BOYNTON, ACCORDING TO THE PLAT RECORDED IN PLAT BOOK 1, PAGE 23, AS RECORDED IN THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

08-43-45-28-03-005-0091

PARCEL 2:

THE EAST 30 FEET OF LOT 9, BLOCK 5, TOWN OF BOYNTON, ACCORDING TO THE PLAT RECORDED IN PLAT BOOK 1, PAGE 23, AS RECORDED IN THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

08-43-45-28-03-005-0100

PARCEL 3:

LOTS 10 AND 11, BLOCK 5, TOWN OF BOYNTON, ACCORDING TO THE PLAT RECORDED IN PLAT BOOK 1, PAGE 23 AS RECORDED IN THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

08-43-45-28-03-005-0020 (ORB 26484 PAGE 125)

THAT CERTAIN REAL PROPERTY LOCATED IN SECTION 28, TOWNSHIP 45 SOUTH, RANGE 43 EAST, PALM BEACH COUNTY, FLORIDA MORE PARTICULARLY DESCRIBED AS FOLLOWS:

LOTS 2 AND 3, BLOCK 5, TOWN OF BOYNTON, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 1, PAGE 23, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

TOGETHER WITH ALL IMPROVEMENTS, TENEMENTS, HEREDITAMENTS, AND APPURTENANCES THERETO BELONGING OR IN ANYWISE APPERTAINING AND TOGETHER WITH ALL RIGHTS AND EASEMENTS OF RECORD.

SUBJECT TO ALL COVENANTS, RESTRICTIONS AND EASEMENTS OF RECORD, WITHOUT THE INTENT TO REIMPOSE SAME, AND TAXES FOR THE CURRENT AND SUBSEQUENT YEARS.

08-43-45-28-03-005-0080 (ORB 27636 PAGE 849)

LOTS 8 AND 9, LESS THE EAST 30 FEET, BLOCK 5, TOWN OF BOYNTON, ACCORDING TO THE PLAT THEREOF ON FILE IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT IN AND FOR PALM BEACH COUNTY, FLORIDA, RECORDED IN PLAT BOOK 1, PAGE 23. SAID LANDS SITUATE, LYING AND BEING IN PALM BEACH COUNTY, FLORIDA.


TOGETHER WITH ALL IMPROVEMENTS, TENEMENTS, HEREDITAMENTS, AND APPURTENANCES THERETO BELONGING OR IN ANYWISE APPERTAINING AND TOGETHER WITH ALL RIGHTS AND EASEMENTS OF RECORD.

SUBJECT TO ALL COVENANTS, RESTRICTIONS AND EASEMENTS OF RECORD, WITHOUT THE INTENT TO REIMPOSE SAME, AND TAXES FOR THE CURRENT AND SUBSEQUENT YEARS.

THE PERSONAL REPRESENTATIVES RELEASE ALL LIENS OR RIGHTS TO LIENS PURSUANT TO SEC. 733.608, FLA. STAT.

**DEVELOPMENT DEPARTMENT
PLANNING AND ZONING DIVISION
MEMORANDUM NO. PZ 17-047
STAFF REPORT**

TO: Chair and Members
Planning and Development Board

THRU: Michael Rumpf 
Planning and Zoning Director

FROM: Hanna Matras , Senior Planner

DATE: August 11, 2017

PROJECT: The Villages at East Ocean Avenue-North
LUAR 17-002

REQUEST: Approve The Villages at East Ocean-North Future Land Use Map Amendment from Local Retail Commercial (LRC) to Mixed Use High (MXH) and rezoning from C-2 Neighborhood Commercial and C-3 Community Commercial to MU-C, Mixed Use Core District with a proposed site plan for 336 multi-family units and 12,257 square feet of commercial space.

PROJECT DESCRIPTION

Property Owner/Applicant : Arthur B. D'Almeida

Agent: Bradley D. Miller, Miller Land Planning Inc.

Location: Area extending west from FEC Railway tracks to NE 3rd Street, bounded by E. Ocean Avenue on the south and E. Boynton Beach Boulevard on the north (Exhibit "A")

Existing Land Use/
Zoning: Local Retail Commercial (LRC)/ C-2 Neighborhood Commercial and C-3 Community Commercial

Proposed Land Use/
Zoning: Mixed Use High (MXH)/ MU-C Mixed Use Core with the maximum density of 80 dwelling units/acre (Exhibits "B" and "C")

Acreage: 3.379 acres

Adjacent Uses:

- North: Right-of-way for Boynton Beach Boulevard; farther north, developed commercial properties classified Local Retail Commercial (LRC) future land use and zoned C-3 Community Commercial;
- South: Right-of-way for Ocean Avenue; farther south, proposed Villages of East Ocean Avenue South with Mixed Use Medium future land use and MU-2 Mixed Use 2 zoning (currently, developed commercial property classified Local Retail Commercial (LRC) future land use and zoned C-2 Neighborhood Commercial);
- East: Right-of-way for FEC Railroad; farther east, right-of-way for NE 4th Street and then developed commercial property, parking, City-owned green and a vacant property, all classified Mixed Use High (MXH) future land use and zoned CBD Central Business District;
- West: Right-of-way for NE 3rd Street, and farther west, developed condominium and commercial properties classified Local Retail Commercial (LRC) and High Density Residential (HDR) future land use and zoned C-3 Community Commercial and R-3 Multifamily.

BACKGROUND

The proposed Villages of East Ocean Avenue is a mixed use development on 5.14 acres which extend between the FEC Railroad to the east and 3rd Street on the west, with Ocean Avenue being a dividing line between the project's North and South components. The North component covers the area north of Ocean Avenue to Boynton Beach Boulevard, while the South part of the development extends from Ocean Avenue to the alley south of SE 1st Avenue. The land use amendments, rezonings and site plans for the North and South sections are processed concurrently (see the respective staff reports).

The proposed development is located within the Community Redevelopment Area and carries three transportation-related designations: the Downtown Transit-Oriented Development (DTOD) District, Transportation Concurrency Exception Area (TCEA) and Coastal Residential Exception. The DTOD district covers a one-half mile radius around the station of the planned Tri-Rail Coastal Link commuter service on the FEC Rail line, to be located just south of Boynton Beach Boulevard. The district's regulations support increased intensity of development through a 25% density bonus. The TCEA, in addition to the Coastal Residential Exception applicable east of I-95, exempts all projects within a predetermined threshold from the Palm Beach County traffic concurrency ordinance, further supporting redevelopment in the City's downtown and surrounding neighborhoods.

The subject request pertains to the North section of the Villages project. The property consist of 11 parcels, 6 of which are currently vacant (the Boynton Center No. 5 condominium property on the corner of Ocean Avenue and 3rd Street is not included in the project). This section is proposed to be redeveloped under the highest density Future Land Use (FLU) category of Mixed Use High, with Mixed Use Core zoning. The project will also avail itself of the 25% DTOD district's density bonus, bringing its density to 100 dwelling units per acre.

REVIEW BASED ON CRITERIA

The following criteria used to review Comprehensive Plan Map amendments and rezonings are listed in the Land Development Regulations, Chapter 2, Article II, Section 2.B and Section 2.D.3:

- a. **Demonstration of Need.** *A demonstration of need may be based upon changing conditions that represent a demand for the proposed land use classification and zoning district. Appropriate data and analysis that adequately substantiates the need for the proposed land use amendment and rezoning must be provided within the application.*

The need for the requested Future Land Use Map amendment (FLUM)/rezoning of the subject site is closely aligned with the City's long standing vision and desire to expand housing in and around the downtown to foster pedestrian activity needed for creation of a vibrant city center. The City has supported this vision by allowing the highest residential densities in the area; more so in recent years, as the plan for a new Tri-Rail Coastal Link commuter service with a downtown station provided a heightened rationale for intensification of future redevelopment in proximate locations. The increased development intensity and related regulations for the Downtown Transit-Oriented Development (DTOD) District, established in 2014, are consistent with recommendations of the Florida Department of Transportation (FDOT), included the department's 2012 Florida TOD Guidebook.

The proposed project is adjacent to the planned Coastal Link station. Note that the FDOT model for the Boynton Beach DTOD District is a Community Center station with stipulated densities between 11 and 16 dwelling units per acre, much higher than 7.0 dwelling units per acre, the current gross density within the District. The proposed rezoning will bring the density closer to the number at which planned commuter service can operate efficiently.

In addition, the subject request reflects an ongoing high demand for rental apartments. Despite rising vacancy rates, international real estate companies Marcus & Millichap and CBRE 2017 multifamily forecasts for Palm Beach county predict another year of rent gains, fuelled by continuous job growth and in-migration.

- b. Consistency.** *Whether the proposed Future Land Use Map amendment (FLUM) and rezoning would be consistent with the purpose and intent of, and promote, the applicable Comprehensive Plan policies, Redevelopment Plans, and Land Development Regulations.*

Consistency with the Comprehensive Plan and Redevelopment Plan

The proposed future land use amendment and rezoning are consistent with several applicable policies of the Comprehensive Plan, such as:

Policy 1.18.1 The City shall implement the Transit-Oriented Development (TOD) approach, as described in the 2012 Florida Department of Transportation's TOD Guidebook, to manage future growth within a ½ mile radius around the intersection of Ocean Avenue and the Florida East Coast rail corridor, which is the anticipated location of the Downtown Boynton Beach Station for the planned commuter Tri-Rail Coastal Link service on the FEC Corridor. This area will be referred as the Downtown TOD District hereforth. The inner ¼-mile core of this District shall be designed to accommodate the greatest density and intensity of development.

Policy 1.18.2 The City shall aim to transform the Downtown TOD District area into an active, mixed-use, pedestrian-friendly activity zone, supporting new housing to increase potential ridership, intensifying land development activity, and adding amenities and destination uses for future transit riders. The City shall strive to achieve this goal through facilitating compact, high density and intensity development of a varied mix of land uses.

Note that the subject property is located within the inner one-quarter-mile core of the DTOD District.

The request, if approved, would implement the FLU proposed for the area by the 2016 CRA Community Redevelopment Plan. The Villages' North area is split between the Cultural and Boynton Beach Boulevard districts; each district's section carries the same FLU recommendation of Mixed Use High (MXH), as demonstrated by Exhibit "D." The proposed Mixed Use Core zoning corresponds to the Mixed Use High future land use category of the new future land use/zoning structure of the CRA Plan. It is the higher intensity district of the two districts corresponding to the MXH future land use. The subject property location in close proximity to the planned Coastal Link station represents a clear preference for the highest possible density in support of the commuter service.

Consistency with Land Development Regulations (LDR)

The application for the master/site plan complies with the recommendations of the CRA

Plan. The development regulations for the requested Mixed Use Core (MU-C) zoning district are subject of the code review under concurrent consideration.

- c. **Land Use Pattern.** *Whether the proposed Future Land Use Map amendment (FLUM) and rezoning would be contrary to the established land use pattern, or would create an isolated zoning district or an isolated land use classification unrelated to adjacent and nearby classifications, or would constitute a grant of special privilege to an individual property owner as contrasted with the protection of the public welfare. This factor is not intended to exclude FLUM reclassifications and rezonings that would result in more desirable and sustainable growth for the community.*

These actions aim to continue implementation of changes that **would result in more desirable and sustainable growth for the community** in an area that abuts a railroad corridor and consists of underutilized commercial property and old storage bays that are non-conforming by current zoning regulations. For lands in or near the City's downtown, the CRA Plan recommends significantly more intense development and higher residential density — particularly within the Downtown Transit Oriented Development District, which already allows for an additional 25% density bonus over all zoning districts with the permitted density beginning at 20 dwelling units per acre. Denser development is needed to sustain the level of activity necessary for a lively downtown and success of the planned Coastal Link commuter service.

- d. **Sustainability.** *Whether the proposed Future Land Use Map amendment (FLUM) and rezoning would support the integration of a mix of land uses consistent with the Smart Growth or sustainability initiatives, with an emphasis on 1) complementary land uses; 2) access to alternative modes of transportation; and 3) interconnectivity within the project and between adjacent properties.*

See the response to criterion "c" above. The proposed amendment/rezoning constitutes a major contribution to sustainable, high density redevelopment integrating a mix of land uses in the City's downtown area within the DTOD District. The project would follow the recommendations of the CRA Plan, which consistently incorporates sustainability features in all aspects of redevelopment, including intensity, urban design and connectivity. (See the master/site plan report under concurrent consideration.)

- e. **Availability of Public Services / Infrastructure.** *All requests for Future Land Use Map amendments shall be reviewed for long-term capacity availability at the maximum intensity permitted under the requested land use classification.*

Water and Sewer. Long-term capacity availability for potable water and sewer for the subject request has been confirmed by the Utilities Department.

Solid Waste. The Palm Beach County Solid Waste Authority determined that sufficient

disposal capacity will be available at the existing landfill through approximately the year 2046.

Drainage. Drainage will be reviewed in detail as part of the site plan, land development, and building permit review processes.

Traffic. The property is under the Coastal Residential exception and TCEA designations and is therefore exempted from the concurrency requirements of the Palm Beach County Traffic Performance Standards Ordinance. The monitoring of the maximum allowable residential uses and square footage of commercial, industrial and other non-residential uses as well as applicable use ratios under the TCEA Planned 2025 Land Use Table indicate that the current (cumulative) numbers remain significantly off the allowable thresholds.

Schools. The School Capacity Availability Determination application will be submitted with a site plan/master plan package.

*f. **Compatibility.** The application shall consider the following factors to determine compatibility:*

(1) Whether the proposed Future Land Use Map amendment (FLUM) and rezoning would be compatible with the current and future use of adjacent and nearby properties, or would negatively affect the property values of adjacent and nearby properties; and

(2) Whether the proposed Future Land Use Map amendment (FLUM) and rezoning is of a scale which is reasonably related to the needs of the neighborhood and the City as a whole.

As already discussed in response to criteria “c” and “d,” the proposed FLUM and rezoning follows the recommendations of the CRA Plan for the area, and thus will be compatible with the future use of the surrounding properties. The Plan’s vision is to transform the area into a high intensity, walkable, bustling urban environment, with a further impetus to be provided by the planned Coastal Link commuter service. As shown on Exhibit “D,” the FLU recommendation for the remaining portion of the Cultural District is the Mixed Use Medium future land use category with a maximum density of 50 dwelling units per acre. Between NW 1st Street and NE 3rd Street, the Boynton Beach Boulevard District carries the same recommendation of Mixed Use Medium; east of NE 3rd Street and in proximity of the future Coastal Link station, it transitions into Mixed Use High. The 25% density bonus (incorporated into the project) will further intensify redevelopment in both districts.

Property values in the area are expected to rise significantly as the implementation of the CRA plan continues with the proposed FLUM amendment/rezoning and the planned redevelopment of the civic campus into a mixed use Town Square project.

The scale of the proposed action will transform the neighborhood while answering the City's need to create a vibrant downtown.

g. Direct Economic Development Benefits. For rezoning/FLUM amendments involving rezoning to a planned zoning district, the review shall consider the economic benefits of the proposed amendment, specifically, whether the proposal would:

- (1) Further implementation of the Economic Development (ED) Program;*
- (2) Contribute to the enhancement and diversification of the City's tax base;*
- (3) Respond to the current market demand or community needs or provide services or retail choices not locally available;*
- (4) Create new employment opportunities for the residents, with pay at or above the county average hourly wage;*
- (5) Represent innovative methods/technologies, especially those promoting sustainability;*
- (6) Be complementary to existing uses, thus fostering synergy effects; and*
- (7) Alleviate blight/economic obsolescence of the subject area.*

The proposed project would be yet another major catalyst and synergy contributor in support of a successful, lively downtown (see review criteria "g1" and "g6"), bringing more development to the area and attracting more residents and visitors to the City. As already noted in this report, the requests reflect the ongoing economic recovery and the current market demand, adhering to criterion "g3", and would, if approved, effect a significant enhancement of the City's tax base (criterion "g2"). Direct impact on job generation would be negligible, with indirect (multiplier) effects having a more significant potential through increased demand for retail and restaurant uses.

h. Commercial and Industrial Land Supply. The review shall consider whether the proposed rezoning/FLUM amendment would reduce the amount of land available for commercial/industrial development. If such determination is made, the approval can be recommended under the following conditions:

- (1) The size, shape, and/or location of the property makes it unsuitable for commercial/industrial development; or*
- (2) The proposed rezoning/FLUM amendment provides substantiated evidence of satisfying at least four of the Direct Economic Development Benefits listed in subparagraph "g" above; and*
- (3) The proposed rezoning/FLUM amendment would result in comparable or higher employment numbers, building size and valuation than the potential of existing land use designation and/or rezoning.*

The proposed rezoning does not reduce the amount of land available for commercial

development. The MXC future land use classification is already in place; however, although we encourage more commercial uses in mixed use developments and would have liked the project to have a more substantial commercial component, developers have a great deal of flexibility to respond to the market.

*i. **Alternative Sites.** Whether there are adequate sites elsewhere in the City for the proposed use in zoning districts where such use is already allowed.*

As explained earlier in this report, the proposed FLU amendment and rezoning constitute implementation of the CRA Plan recommendation for the subject site.

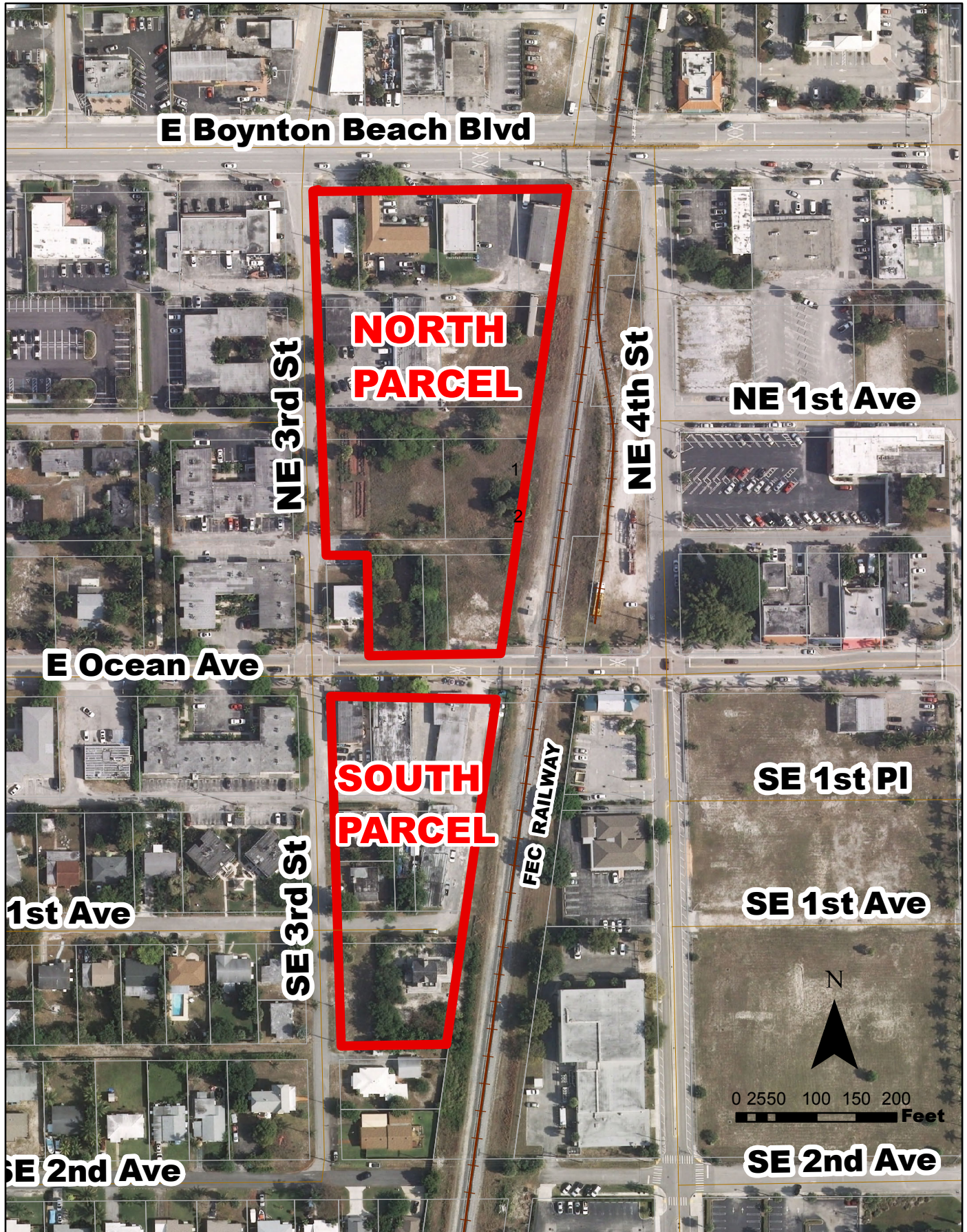
*j. **Master Plan and Site Plan Compliance with Land Development Regulations.** When master plan and site plan review are required pursuant to Section 2.D.1.e above, both shall comply with the requirements of the respective zoning district regulations of Chapter 3, Article III and the site development standards of Chapter 4.*

For the master plan/site plan review, see the corresponding staff report. The application for the master/site plan complies with the recommendations of the CRA Plan. The development regulations for the requested Mixed Use Core (MU-C) zoning district are subject of the code review under concurrent consideration.

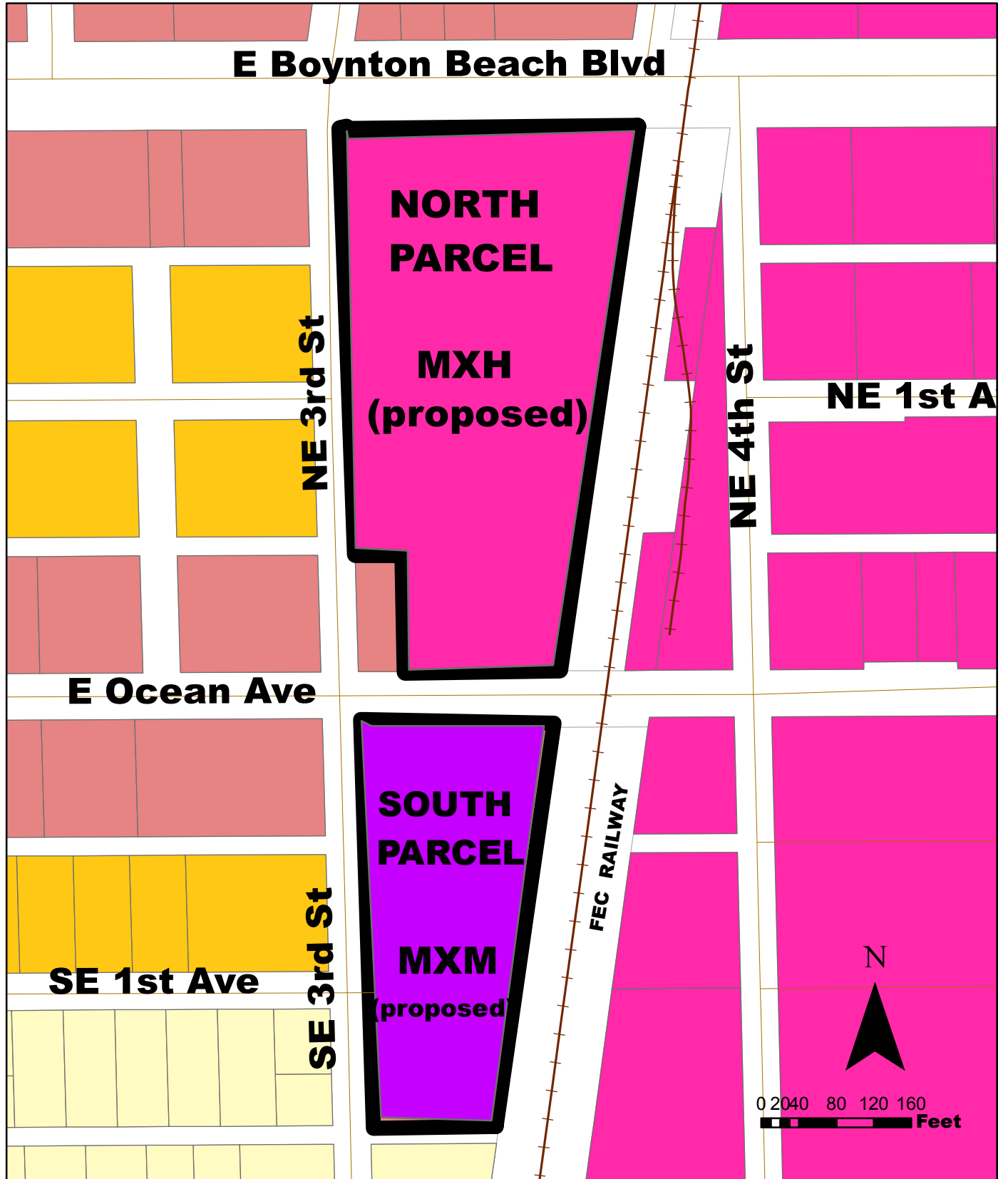
CONCLUSION/RECOMMENDATION

As indicated herein, staff has reviewed the proposed FLU amendment and rezoning and determined that it constitutes the implementation of the CRA Community Redevelopment Plan and the policies of the Comprehensive Plan. Therefore, staff recommends approvals of the subject requests.





LOCATION MAP



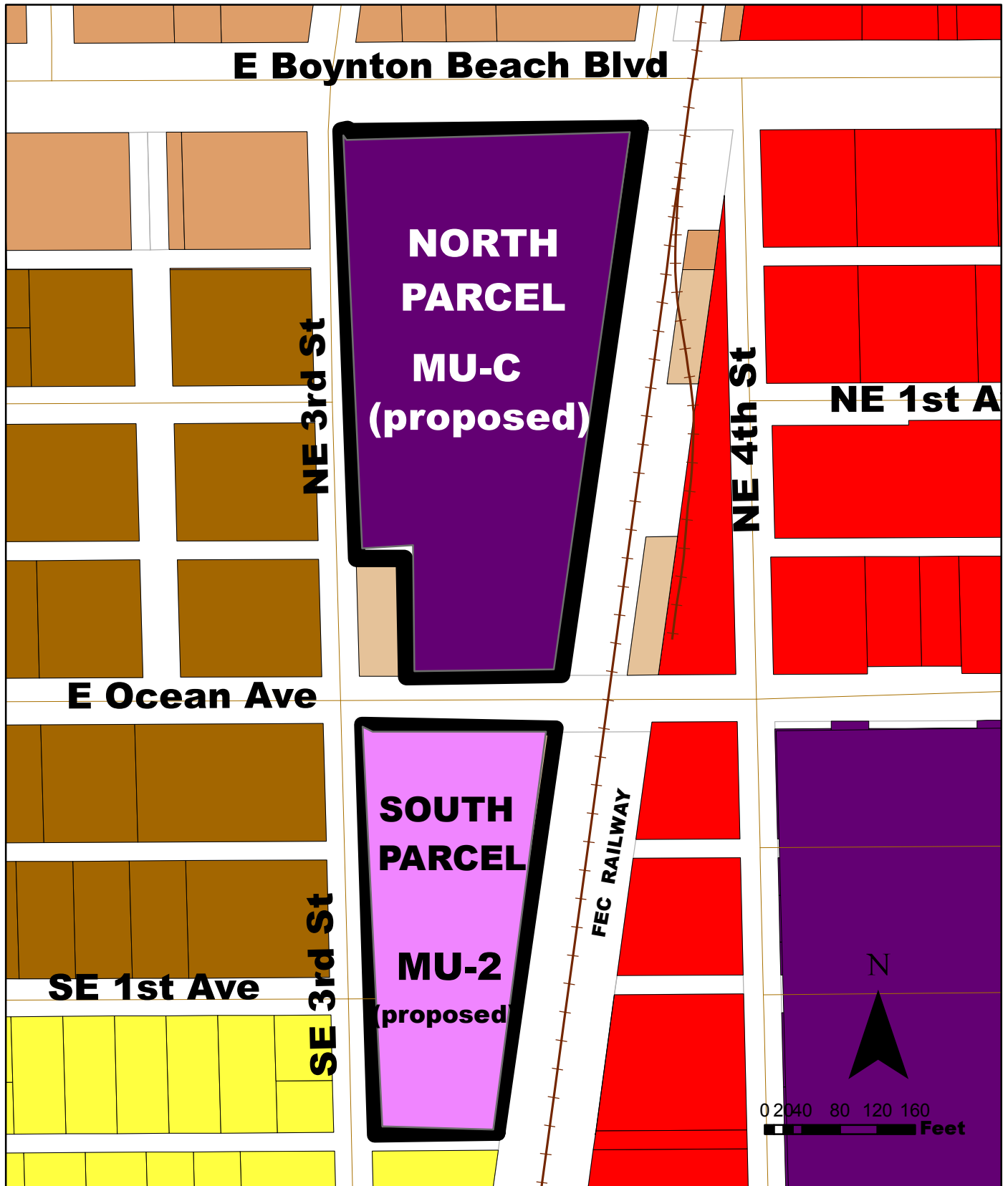
VILLAGES AT OCEAN AVENUE (LUAR 17-002/003): FLU










Legend

 LOW DENSITY RESIDENTIAL (LDR), 7.5 D.U./Acre	 LOCAL RETAIL COMMERCIAL (LRC)
 MEDIUM DENSITY RESIDENTIAL (MEDR), 11 D.U./Acre	 MIXED USE MEDIUM (MXM), 50 D.U./Acre
 HIGH DENSITY RESIDENTIAL (HDR), 15 D.U./Acre	 MIXED USE HIGH (MXH), 80 D.U./Acre

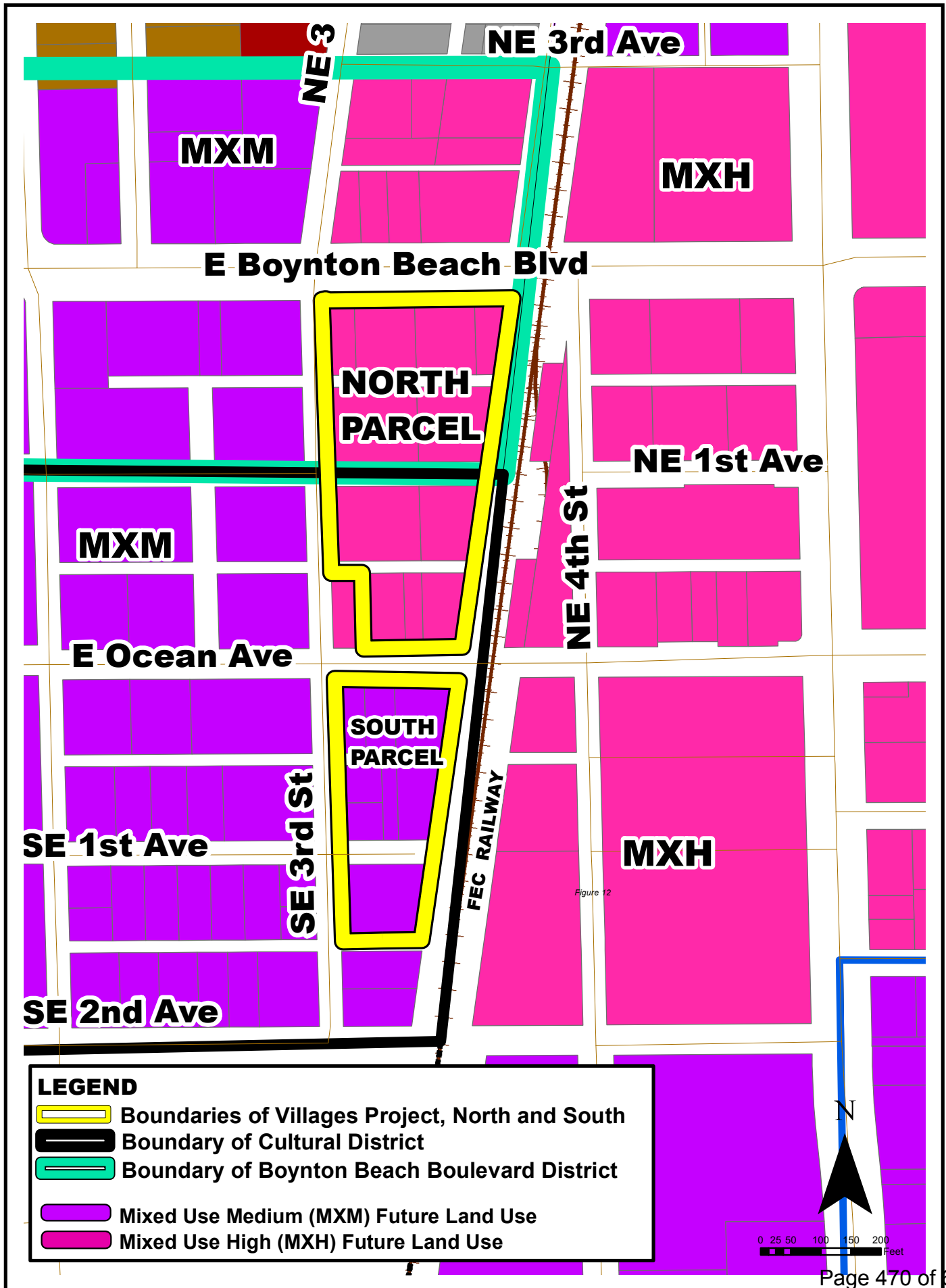
VILLAGES AT OCEAN AVENUE (LUAR 17-002/003): ZONING



Legend: Zoning Districts

	R1A Single Family		C3 Community Commercial
	R3 Multi Family		CBD Central Business District
	C2 Neighborhood Commercial		MU-2 Mixed Use 2
			MU-C Mixed Use Core

CRA PLAN'S FLU RECOMMENDATIONS





CITY OF BOYNTON BEACH AGENDA ITEM REQUEST FORM

COMMISSION MEETING DATE: 9/19/2017

REQUESTED ACTION BY COMMISSION: PROPOSED ORDINANCE NO. 17-026 - SECOND READING - PUBLIC HEARING - Approve request for abandonment of a portion of rights-of-way (ABAN 17-002 through ABAN 17-006) consisting mostly of unimproved streets and alleys between NE/SE 3rd Street and the FEC Railroad, from Boynton Beach Boulevard south to SE 1st Avenue, in conjunction with request for major site plan modification approval of the Villages at East Ocean mixed use project. Applicant: Arthur B. D'Almeida.

EXPLANATION OF REQUEST:

Bradley Miller, agent for Arthur B. D'Almeida, is requesting to abandon the following segments:

- Parcel No. 1: The 20 foot wide alley immediately south of Boynton Beach Boulevard, easterly from NE 3rd Street and terminating at the FEC Railroad right-of-way;
- Parcel No. 2: The 40 foot wide unimproved right-of-way of NE 1st Avenue, easterly from NE 3rd Street terminating at the FEC Railroad right-of-way;
- Parcel No. 3: The 20 foot wide alley immediately north of Ocean Avenue, beginning at the west property line of Lot 8 of Block 5, Plat of Boynton, easterly and terminating at the FEC Railroad right-of-way. This request exempts out that portion of the alley immediately north of Lot 7 of Block 5, containing an existing condominium building and access to the parking adjacent thereto, which are not part of the Villages at East Ocean proposed development project;
- Parcel No. 4: The 20 foot wide alley immediately south of Ocean Avenue, easterly from SE 3rd Street and terminating at the FEC Railroad right-of-way;
- Parcel No. 5: The 40 foot wide improved right-of-way of SE 1st Avenue, easterly from SE 3rd Street terminating at the FEC Railroad right-of-way;

All of the rights-of-way to be abandoned would all be completely surrounded within, and redeveloped as part of the 5.14-acre Villages at East Ocean mixed use project. Existing utilities within these rights-of-way will be relocated at the developer's expense.

The Planning & Development Board reviewed this item on August 22, 2017, a condition of approval report is attached.

HOW WILL THIS AFFECT CITY PROGRAMS OR SERVICES? N/A

FISCAL IMPACT: N/A

ALTERNATIVES: None recommended.

STRATEGIC PLAN:

STRATEGIC PLAN APPLICATION: NA

CLIMATE ACTION: No

CLIMATE ACTION DISCUSSION: NA

Is this a grant? No

Grant Amount:

ATTACHMENTS:

Type	Description
<input type="checkbox"/> Ordinance	Ordinance abandoning portions of rights of way for Villages of East Ocean Avenue project
<input type="checkbox"/> Staff Report	Staff Report
<input type="checkbox"/> Location Map	Location Map
<input type="checkbox"/> Drawings	Legal Descriptions & Sketches
<input type="checkbox"/> Letter	Applicant's Justification
<input type="checkbox"/> Memo	Utilities Report Memo
<input type="checkbox"/> Conditions of Approval	Conditions of Approval
<input type="checkbox"/> Development Order	Development Order

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ORDINANCE NO. 17-

AN ORDINANCE OF THE CITY OF BOYNTON BEACH, FLORIDA, AUTHORIZING ABANDONMENT OF A PORTION OF RIGHTS OF WAY CONSISTING OF MOSTLY UNIMPROVED STREETS AND ALLEYS BETWEEN NE/SE 3RD STREET AND THE FEC RAILROAD FROM BOYNTON BEACH BOULEVARD SOUTH TO SE 1ST AVENUE, MORE PARTICULARLY DESCRIBED HEREIN, SUBJECT TO STAFF COMMENTS; AUTHORIZING THE CITY MANAGER TO EXECUTE A DISCLAIMER, WHICH SHALL BE RECORDED WITH THIS ORDINANCE IN THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Ocean One Boynton LLC., Applicant is requesting the City abandon a portion of rights of way consisting of mostly unimproved streets and alleys between NE/SE 3rd Street and the FEC Railroad from Boynton Beach Boulevard south to SE 1st Avenue, subject to staff comments; and

WHEREAS, comments have been solicited from the appropriate City Departments, and public hearings have been previously held before the City's Planning & Development Board, and the City Commission on the proposed abandonments; and

WHEREAS, staff has determined that the subject portions of the rights-of-way requested to be abandoned do not adversely impact traffic, or affect other adjacent property owners and therefore no longer serve a public purpose, and the City Commission adopts that finding.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF BOYNTON BEACH, FLORIDA THAT:

Section 1. The foregoing Whereas clauses are true and correct and incorporated herein by this reference.

Section 2. The City Commission of the City of Boynton Beach, Florida, does hereby abandon a portion of rights of way consisting of mostly unimproved streets and alleys between NE/SE 3rd Street and the FEC Railroad from Boynton Beach Boulevard south to SE 1st Avenue, subject to staff comments. The property being abandoned is more particularly described as follows:

PARCEL NO. 1

44 The 20' Alley lying in Block 2 of the Plat of Boynton, recorded in Plat Book 1, page
45 23, of the Public Records of Palm Beach County, Florida, bounded on the West by the
46 East Right-of-Way of N.E. 3RD Street (Palm Street) and on the East by the West Right-
47 of-Way of the Florida East Coast Railroad.

48 Containing 5,779 square feet, more or less.

49 PARCEL NO. 2

50 That portion of N.E. 1st Avenue (Poinciana St.) lying between Blocks 2 and 5 of the
51 Plat of Boynton, recorded in Plat Book 1, page 23, of the Public Records of Palm
52 Beach County, Florida, bounded on the West by the East Right-of-Way of N.E. 3RD
53 Street (Palm Street) and on the East by the West Right-of-Way of the Florida East
54 Coast Railroad.

55 Containing 10,549 square feet, more or less

56 PARCEL NO. 3

57 That portion of 20' Alley lying in Block 5 of the Plat of Boynton, recorded in Plat
58 Book 1, page 23, of the Public Records of Palm Beach County, Florida, bounded on
59 the West by the Northerly extension of the West line of Lot 8, Block 5, and on the East
60 by the West Right-of-Way of the Florida East Coast Railroad.

61 Containing 3,770 square feet, more or less.

62 PARCEL NO. 4

63 The 20' Alley lying in Block 8 of the Plat of Boynton, recorded in Plat Book 1, page
64 23, of the Public Records of Palm Beach County, Florida, bounded on the West by the
65 East Right-of-Way of N.E. 3RD Street (Palm Street) and on the East by the West Right-
66 of-Way of the Florida East Coast Railroad.

67 Containing 3,726 square feet, more or less.

68 PARCEL NO. 5

69 That portion of S.E. 1st Avenue (Jessamine St.) lying between Blocks 8 and 11 of the
70 Plat of Boynton, recorded in Plat Book 1, page 23, of the Public Records of Palm
71 Beach County, Florida, bounded on the West by the East Right-of-Way of N.E. 3RD
72 Street (Palm Street) and on the East by the West Right-of-Way of the Florida East
73 Coast Railroad.

74 Containing 6,441 square feet, more or less
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77 **Section 3.** The City Manager is hereby authorized and directed to execute the
78 attached Disclaimer and cause the same to be filed, with this Ordinance, in the Public
79 Records of Palm Beach County, Florida.

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Section 4. This Ordinance shall take effect immediately upon passage.

FIRST READING this ____ day of _____, 2017.

SECOND, FINAL READING AND PASSAGE this ____ day of _____, 2017.

CITY OF BOYNTON BEACH, FLORIDA

	YES	NO
Mayor – Steven B. Grant	_____	_____
Vice Mayor – Justin Katz	_____	_____
Commissioner – Mack McCray	_____	_____
Commissioner – Christina L. Romelus	_____	_____
Commissioner – Joe Casello	_____	_____

VOTE _____

ATTEST:

Judith A. Pyle, CMC
City Clerk

(Corporate Seal)

DISCLAIMER

KNOW ALL MEN BY THESE PRESENTS that The City Commission of the City of Boynton Beach, Florida, does hereby abandon a portion of rights of way consisting of mostly unimproved streets and alleys between NE/SE 3rd Street and the FEC Railroad from Boynton Beach Boulevard south to SE 1st Avenue, subject to staff comments. The property being abandoned is more particularly described as follows:

PARCEL NO. 1

The 20' Alley lying in Block 2 of the Plat of Boynton, recorded in Plat Book 1, page 23, of the Public Records of Palm Beach County, Florida, bounded on the West by the East Right-of-Way of N.E. 3RD Street (Palm Street) and on the East by the West Right-of-Way of the Florida East Coast Railroad.

Containing 5,779 square feet, more or less.

PARCEL NO. 2

That portion of N.E. 1st Avenue (Poinciana St.) lying between Blocks 2 and 5 of the Plat of Boynton, recorded in Plat Book 1, page 23, of the Public Records of Palm Beach County, Florida, bounded on the West by the East Right-of-Way of N.E. 3RD Street (Palm Street) and on the East by the West Right-of-Way of the Florida East Coast Railroad.

Containing 10,549 square feet, more or less

PARCEL NO. 3

That portion of 20' Alley lying in Block 5 of the Plat of Boynton, recorded in Plat Book 1, page 23, of the Public Records of Palm Beach County, Florida, bounded on the West by the Northerly extension of the West line of Lot 8, Block 5, and on the East by the West Right-of-Way of the Florida East Coast Railroad.

Containing 3,770 square feet, more or less.

PARCEL NO. 4

The 20' Alley lying in Block 8 of the Plat of Boynton, recorded in Plat Book 1, page 23, of the Public Records of Palm Beach County, Florida, bounded on the West by the East Right-of-Way of N.E. 3RD Street (Palm Street) and on the East by the West Right-of-Way of the Florida East Coast Railroad.

Containing 3,726 square feet, more or less.

PARCEL NO. 5

That portion of S.E. 1st Avenue (Jessamine St.) lying between Blocks 8 and 11 of the Plat of Boynton, recorded in Plat Book 1, page 23, of the Public Records of Palm Beach County, Florida, bounded on the West by the East Right-of-Way of N.E. 3RD Street (Palm Street) and on the East by the West Right-of-Way of the Florida East Coast Railroad.

Containing 6,441 square feet, more or less

IN WITNESS WHEREOF, the duly authorized officers of the City of Boynton Beach, Florida, have hereunto set their hands and affixed the seal of the City this ____ day of _____, 2017.

ATTEST:

CITY OF BOYNTON BEACH, FLORIDA

Judith A. Pyle, CMC
City Clerk

Lori LaVerriere, City Manager

STATE OF FLORIDA)
)ss:
COUNTY OF PALM BEACH)

BEFORE ME, the undersigned authority, personally appeared Lori LaVerriere and Judith A. Pyle, CMC, City Manager and City Clerk respectively, of the City of Boynton Beach, Florida, known to me to be the persons described in and who executed the foregoing instrument, and acknowledged the execution thereof to be their free hand and deed as such officers, for the uses and purposes mentioned therein; that they affixed thereto the official seal of said corporation; and that said instrument is the act and deed of said corporation.

WITNESS my hand and official seal in the said State and County this ____ day of _____, 2017.

NOTARY PUBLIC, State of Florida
My Commission Expires:

**DEVELOPMENT DEPARTMENT
PLANNING AND ZONING DIVISION
MEMORANDUM NO. PZ 17-035**

TO: Chair and Members
Planning & Development Board

THRU: Michael W. Rumpf
Planning and Zoning Director

FROM: Ed Breese
Principal Planner

DATE: August 8, 2017

SUBJECT: Request for abandonment of a portion of rights-of-way (ABAN 17-002 through ABAN 17-006) consisting mostly of unimproved streets and alleys between NE/SE 3rd Street and the FEC Railroad, from Boynton Beach Boulevard south to SE 1st Avenue, in conjunction with request for major site plan modification approval of the Villages at East Ocean mixed use project.

NATURE OF REQUEST

Bradley Miller, agent for Arthur B. D’Almeida, is requesting to abandon portions of rights-of-way consisting mostly of unimproved streets and alleys between NE/SE 3rd Street and the FEC Railroad, from Boynton Beach Boulevard south to SE 1st Avenue, in conjunction with request for major site plan modification approval of the Villages at East Ocean mixed use project (see Exhibit “A” – Location Map).

More specifically, the applicant is requesting to abandon the following segments:

- Parcel No.1: The 20 foot wide alley immediately south of Boynton Beach Boulevard, easterly from NE 3rd Street and terminating at the FEC Railroad right-of-way;
- Parcel No. 2: The 40 foot wide unimproved right-of-way of NE 1st Avenue, easterly from NE 3rd Street and terminating at the FEC Railroad right-of-way;
- Parcel No. 3: The 20 foot wide alley immediately north of Ocean Avenue, beginning at the west property line of Lot 8 of Block 5, Plat of Boynton, easterly and terminating at the FEC Railroad right-of-way. This request exempts out that portion of the alley immediately north of Lot 7 of Block 5, containing an existing condominium building and access to the parking adjacent thereto, which are not part of the Villages at East Ocean proposed development project;
- Parcel No. 4: The 20 foot wide alley immediately south of Ocean Avenue, easterly from SE 3rd Street and terminating at the FEC Railroad right-of-way;
- Parcel No. 5: The 40 foot wide improved right-of-way of SE 1st Avenue, easterly from SE 3rd Street and terminating at the FEC Railroad right-of-way;

The rights-of-way to be abandoned would all be completely surrounded within, and redeveloped as part of, the 5.14-acre mixed use project. Each individual abandonment request has been depicted and described in Exhibit “B” – Legal Descriptions & Sketches.

BACKGROUND

The applicant is requesting to abandon portions of rights-of-way currently surrounded by properties under the developer's control. In order to develop a unified mixed use project extending 3.5 City blocks, from Boynton Beach Boulevard south to SE 1st Avenue, certain rights-of-way require abandoning. This same process was followed during the development of the 500 Ocean mixed use project, which encompassed 2 full City blocks. As noted above, each of the right-of-way segments requested to be abandoned terminate at the FEC Railroad and essentially serve only the traffic needs of the parcels abutting them, which are all under the control of the developer. Existing utilities within these rights-of-way will be relocated at the developer's expense.

The applicant has submitted a justification statement for the requests (see Exhibit "C" – Applicant's Justification), which indicates that the rights-of-way are no longer needed for access purposes, as all parcels abutting the segments to be abandoned are under the applicant's control. The justification statement further notes that any utilities and drainage existing in any of the segments are planned to be relocated as part of the redevelopment plan for the site.

ANALYSIS

Owners of properties within 400 feet of the subject site were mailed a notice of these requests and respective hearing dates. The applicant has certified that they posted signage and mailed notices in accordance with Ordinance No. 04-007. A summary of the responses follows:

CITY DEPARTMENTS/DIVISIONS

Engineering	-	No objection w/ provision of necessary easements.
Public Works/Utilities	-	No objection, subject to compliance with all of the conditions of approval noted in the August 7, 2017 memo from Milot Emile, Associate Engineer in Utilities (see Exhibit D).
Planning and Zoning	-	No objection.

PUBLIC UTILITY COMPANIES

Florida Power and Light	-	No objection w/ provision of necessary easements and relocation of utilities at developer's cost, if necessary.
AT & T	-	No objection w/ provision of necessary easements and relocation of utilities at developer's cost, if necessary.
Florida Public Utilities	-	No objection w/ provision of necessary easements and relocation of utilities at developer's cost, if necessary.
Comcast	-	No objection w/ provision of necessary easements and relocation of utilities at developer's cost, if necessary.

RECOMMENDATION

Staff has determined that the subject portions of the rights-of-way requested to be abandoned do not adversely impact traffic, do not adversely affect other adjacent property owners, and therefore no longer serve a public purpose, subject to the conditions of approval for the necessary utility relocations/improvements noted by staff during their review. Based on the above analysis, staff recommends APPROVAL of the applicant's request to abandon these portions of the rights-of-way, subject to the attached conditions. Any conditions requested by the Planning and Development Board or required by the Commission will be placed in Exhibit "E" - Conditions of Approval.

S:\Planning\SHARED\WP\PROJECTS\Villages at E. Ocean\ABAN 17-002 through 17-006\Staff Report.doc

LOCATION MAP



PARCEL No.1

THE 20' ALLEY LYING IN BLOCK 2 OF THE PLAT OF BOYNTON, RECORDED IN PLAT BOOK 1, PAGE 23 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, BOUNDED ON THE WEST BY THE EAST RIGHT-OF-WAY OF N.E. 3RD STREET (PALM STREET) AND ON THE EAST BY THE WEST RIGHT-OF-WAY OF THE FLORIDA EAST COAST RAILROAD.

CONTAINING 5,779 SQUARE FEET, MORE OR LESS.

PARCEL No.2

THAT PORTION OF N.E. 1ST AVENUE (POINCIANA ST.) LYING BETWEEN BLOCKS 2 AND 5 OF THE PLAT OF BOYNTON, RECORDED IN PLAT BOOK 1, PAGE 23, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, BOUNDED ON THE WEST BY THE EAST RIGHT-OF-WAY OF N.E. 3RD STREET (PALM STREET) AND ON THE EAST BY THE WEST RIGHT-OF-WAY OF THE FLORIDA EAST COAST RAILROAD.

CONTAINING 10,549 SQUARE FEET, MORE OR LESS.

PARCEL No.3

THAT PORTION OF 20' ALLEY LYING IN BLOCK 5 OF THE PLAT OF BOYNTON, RECORDED IN PLAT BOOK 1, PAGE 23, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, BOUNDED ON THE WEST BY THE NORTHERLY EXTENSION OF THE WEST LINE OF LOT 8, BLOCK 5, AND ON THE EAST BY THE WEST RIGHT-OF-WAY OF THE FLORIDA EAST COAST RAILROAD.

CONTAINING 3,770 SQUARE FEET, MORE OR LESS.

PARCEL No.4

THE 20' ALLEY LYING IN BLOCK 8 OF THE PLAT OF BOYNTON, RECORDED IN PLAT BOOK 1, PAGE 23, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, BOUNDED ON THE WEST BY THE EAST RIGHT-OF-WAY OF N.E. 3RD STREET (PALM STREET) AND ON THE EAST BY THE WEST RIGHT-OF-WAY OF THE FLORIDA EAST COAST RAILROAD.

CONTAINING 3,726 SQUARE FEET, MORE OR LESS.


PARCEL No.5

THAT PORTION OF S.E. 1ST AVENUE (JESSAMINE ST.) LYING BETWEEN BLOCKS 8 AND 11 OF THE PLAT OF BOYNTON, RECORDED IN PLAT BOOK 1, PAGE 23, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, BOUNDED ON THE WEST BY THE EAST RIGHT-OF-WAY OF N.E. 3RD STREET (PALM STREET) AND ON THE EAST BY THE WEST RIGHT-OF-WAY OF THE FLORIDA EAST COAST RAILROAD.

CONTAINING 6,441 SQUARE FEET, MORE OR LESS.

BEARING BASIS: S01°22'57"E (ASSUMED) ALONG THE CENTERLINE OF N.E.3rd STREET.

THE DESCRIPTION SKETCH AND THE DESCRIPTION TEXT COMPRISE THE COMPLETE LEGAL DESCRIPTION. THE LEGAL DESCRIPTION IS NOT VALID UNLESS BOTH ACCOMPANY EACH OTHER. REPRODUCTIONS OF THIS DOCUMENT ARE NOT VALID WITHOUT THE ORIGINAL SIGNATURE AND THE ORIGINAL RAISED SEAL OF THE FLORIDA LICENSED SURVEYOR AND MAPPER NOTED HEREON.


JOHN E. PHILLIPS, III
PROFESSIONAL LAND SURVEYOR
STATE OF FLORIDA NO. 4826
DATE: 5/18/17



E-Mail: info@brown-phillips.com

BROWN & PHILLIPS, INC.
PROFESSIONAL SURVEYING SERVICES
CERTIFICATE OF AUTHORIZATION # LB 6473
1860 OLD OKEECHOBEE ROAD., SUITE 509,
WEST PALM BEACH, FLORIDA 33409
TELEPHONE (561)-615-3988, 615-3991 FAX

VILLAGES OF EAST OCEAN AVENUE

PROJ. No. 15-065

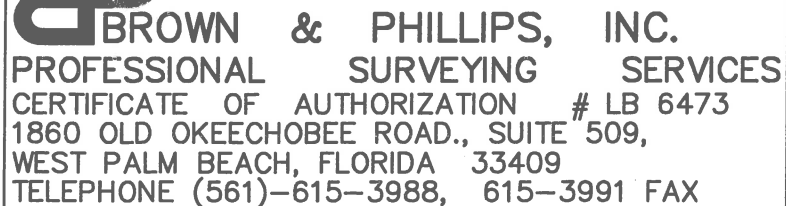
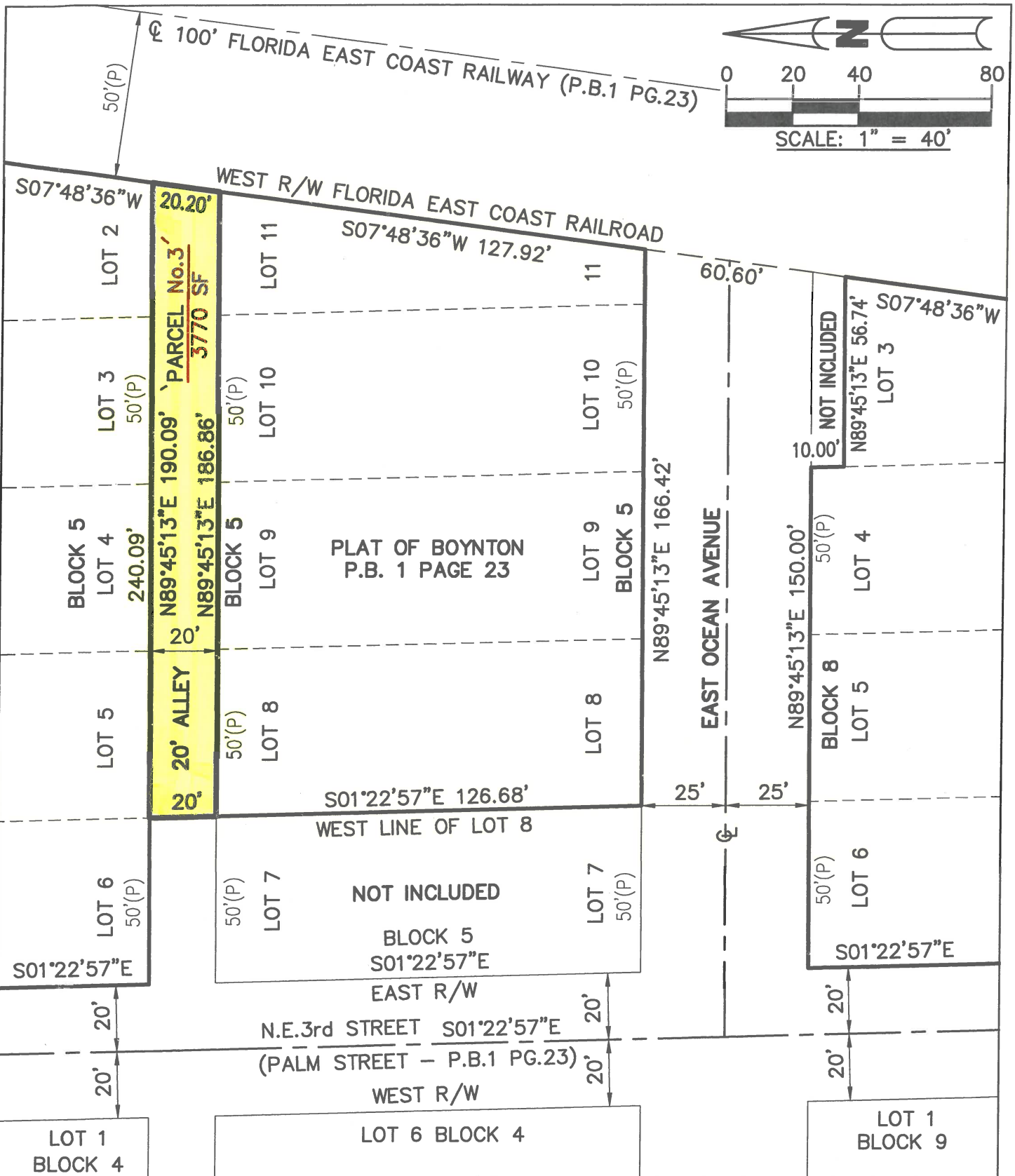
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LEGAL DESCRIPTION
R/W ABANDONMENT

SCALE: 1"=40'

DATE: 5/18/17

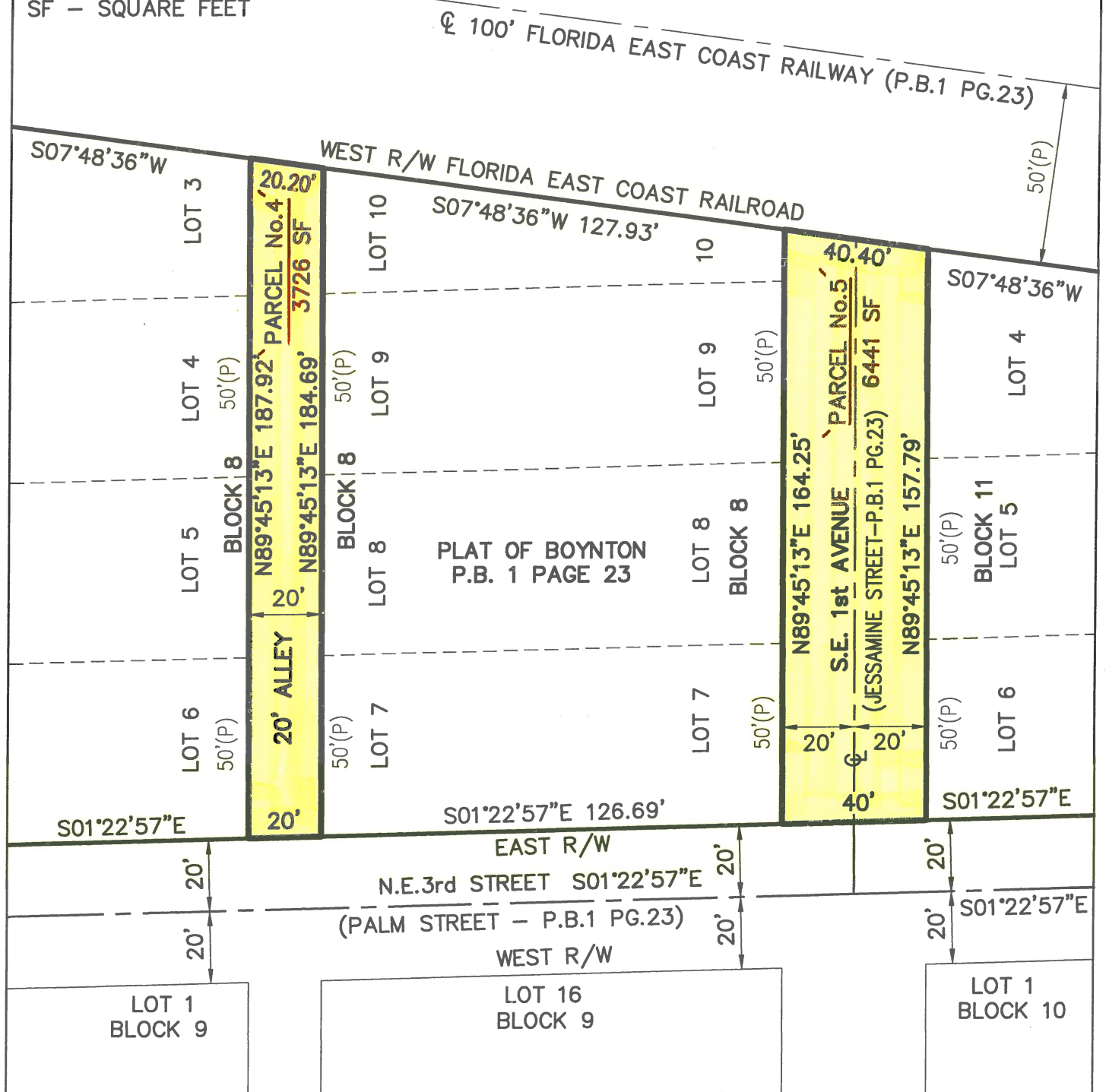
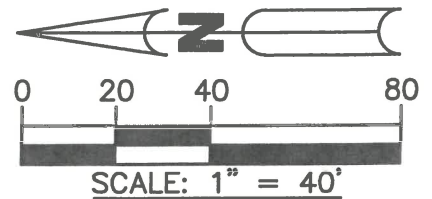
SHEET 1 OF 4



PROJ. No. 15-065	DRAWN: MB
SKETCH TO ACCOMPANY LEGAL DESCRIPTION R/W ABANDONMENT	SCALE: 1"=40'
	DATE: 5/18/17
	SHEET 3 OF 4

ABBREVIATIONS

(P) - DISTANCE PER
PLAT BOOK 1 PAGE 23
P.B. - PLAT BOOK
CL - CENTERLINE
R/W - RIGHT-OF-WAY
SF - SQUARE FEET



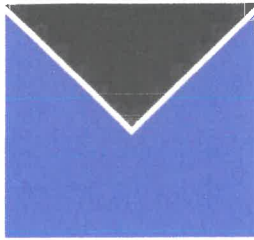
B BROWN & PHILLIPS, INC.
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TELEPHONE (561)-615-3988, 615-3991 FAX

E-Mail: info@brown-phillips.com

VILLAGES OF EAST OCEAN AVENUE

(This sketch is not a survey)

PROJ. No. 15-065	DRAWN: MB
SKETCH TO ACCOMPANY LEGAL DESCRIPTION R/W ABANDONMENT	SCALE: 1"=40'
	DATE: 5/18/17
	SHEET 4 OF 4



MILLER
LAND
PLANNING, INC.

RECEIVED

JUN 21 2017

Development Department

508 E. Boynton Beach Blvd.
Boynton Beach, FL 33435

Phone ■ (561)736-8838

Fax ■ (561)736-8079

Web ■ millerlandplanning.com

THE VILLAGES AT EAST OCEAN AVENUE

Overall Project Summary

Original: March 1, 2017
Revisions: June 19, 2017

Abandonment Criteria - LDR Chapter 2, Article II, Section 2.G.3.

Review Criteria. The vacation and abandonment of a right-of-way, special purpose easement, or other non-fee interest of the city shall be based on a demonstration that the above interest no longer serves a public purpose and there is no encumbrance which would prohibit the clear transfer of ownership of such land. The following review criteria shall be used to justify an application:

- a. **Access.** Does the subject land provide a legal means of access to a lot of record, subdivision, or development? Would the vacation and abandonment cause or result in a permanent stoppage, interruption, or an unacceptable level of service for the subject lot or on neighboring lots, subdivisions, or developments with respect to police, fire, or other emergency services; or solid waste removal?
- b. **Utilities.** Does the subject land contain, support, or allow potable water, sanitary sewer, or any other utility (e.g. cable, telephone, electricity, gas, etc.), which would be permanently stopped or interrupted, or cause an unacceptable level of service to the subject lot or neighboring lots, subdivisions, or developments?
- c. **Drainage and Wastewater Management.** Does the subject land contain, support, or allow a legal means of drainage or wastewater management for such lot or on neighboring lots, subdivisions, or developments, which would cause or result in a stoppage, interruption, or unacceptable level of service?
- d. **Conservation.** Does the subject land contain, support, or allow the means for the conservation or preservation of flora or fauna?

Response: The property on both side of the right of way being proposed for abandonment are owned by the applicant and therefore are no longer needed for access. Any utilities and drainage that may be within the alleys or right of way is planned to be relocated as indicated on the preliminary engineering plans. Waste management will also continue to serve the property as shown in the proposed plans. There is no native significant flora or fauna to be preserved and any that can be relocated has been identified on the landscape plans. The Villages at East Ocean Avenue meets the criteria for the proposed abandonment application.

Boynton Beach Utilities



124 E. Woolbright Road
 Boynton Beach, Florida 33435
 Office: (561) 742-6400
 Fax: (561) 742-6298
 Website: www.boynton-beach.org

August 07, 2017

RE: Review of "The Villages at East Ocean" Request to abandon Water & Sanitary Sewer mains within the development area

Notes: Additional Utility easements from Developer/Owner will be required as Development progress.

1. Right-of-way Abandonment
 Alley North of NE 1st Avenue
 In Block 2 Boynton Beach

Boynton Beach Utilities currently has sewer service connections to the properties along Boynton Beach Boulevard. If these properties are under the control of or owned by the developer, we have no objection on removing the existing 8-inch sewer main and services located within the 20 feet wide alley north of NE 1st Avenue. The developer/or owner shall completely remove the upstream manhole, expose and remove the entire length of pipeline up to the downstream manhole, located on NE 3rd Street, unless otherwise noted. The pipe penetration at the downstream manhole shall be plugged. This downstream manhole is particularly susceptible to structural degradation and shall be rehabilitated, as specified in our construction standard and specifications.

2. Right-of-way Abandonment
 NE 1st Avenue
 Boynton Beach

Boynton Beach Utilities has no objection on removing the existing 8-inch sewer main located within the NE 1st Avenue right of way. The developer/or owner shall completely remove the upstream (offsite) manhole, expose and remove the entire length of pipeline up to the downstream manhole, unless otherwise noted. The pipe penetration at the downstream manhole shall be plugged. This downstream manhole is particularly susceptible to structural degradation and shall be rehabilitated, as specified in our construction standard and specifications.

3. Right-of-way Abandonment
 Alley South of NE 1st Avenue
 Boynton Beach

Boynton Beach Utilities has no objection on removing a section of the existing 8-inch sewer main on the 20 feet wide alley south of NE 1st. The remaining of 8-inch sewer main will require a 20-foot wide utility easement if the entire City alley is to be abandoned. The developer/or owner shall completely remove the upstream manhole, expose and remove the section of pipeline where they intend to construct a new manhole. It has yet to be determined if the remaining existing pipeline will

need to be replaced. The downstream manhole located on NE 3rd Street is particularly susceptible to structural degradation and shall be rehabilitated, as specified in our construction standard and specifications.

Line stops shall be used in place of plugs for the existing 4-inch water main. The water main shall be abandoned between the east and west limits of the property and the pipeline shall be completely removed. Boynton Beach Utilities will limit the tapping of our 24-inch water main on NE 3rd Street; therefore, the existing two-story building needs to be fed from other service lines.

4. Right-of-way Abandonment
Alley South of E. Ocean Blvd
Boynton Beach

Boynton Beach Utilities has no objection on removing the existing 8-inch sewer main on the 20 feet alley south of Ocean Blvd. The developer/or owner shall completely remove the upstream manhole, expose and remove the sewer pipeline up to the downstream manhole on SE 3rd Street, unless otherwise noted. The pipe penetration at the downstream manhole shall be plugged. The existing downstream manhole is particularly susceptible to structural degradation and shall be rehabilitated, as specified in our construction standard and specifications.

The existing 8-inch water main is asbestos cement pipe (AC) and shall be replaced at the developer/or owner cost. As we specified in the Dart Comments, "Two independent sources of water, as well as a looped system, must be provided during all phases of construction - **No Exceptions Taken.**" To loop the system, Boynton Beach Utilities will work with the applicant during permitting of the underground work to determine the best place to make the connection.

The 20 feet wide alley will be dedicated as easement that the City deems necessary for public services and said dedication shall provide that developer/or owner shall hold City harmless for any of its acts perform within or abutting said easements if any loss or damage is caused to abutting property.

5. Right-of-way Abandonment
South of SE 1st Avenue
Boynton Beach

Boynton Beach Utilities has an existing 12-inch diameter reclaimed water main in the right of way. We will require an easement for this main along with any proposed mains designed and installed by the developer/owner.

Notes: All on-site remaining manholes and sewer mains, as well as manholes and sewer mains on NE/SE 3rd street, along the project's property line, shall be rehabilitated, as specified in our construction standard and specifications.

Please let me know if need any additional information.
Sincerely,

BOYNTON BEACH UTILITIES

Milot Emile, E.I.
Associate Engineer

xc: File:\memile\development project\the villages @ east ocean\correspondence

EXHIBIT "E"

CONDITIONS OF APPROVAL

Project Name: Villages at East Ocean
 File number: ABAN 17-002 through 17-006
 Reference: 4th review plans identified as a Major Site Plan Modification with a July 14, 2017 Planning and Zoning Department date stamp marking.

DEPARTMENTS	INCLUDE	REJECT
ENGINEERING / PUBLIC WORKS / FORESTRY / UTILITIES		
Comments:		
1. Relocation of utilities, utility improvements and dedication of new utility easements as specified in the City's Utility Department's memo of August 7, 2017 (Exhibit "D") shall be performed at the developer's expense prior to the issuance of a building permit.	X	
FIRE		
Comments: None.		
POLICE		
Comments: None.		
BUILDING DIVISION		
Comments: None.		
PARKS AND RECREATION		
Comments: None.		
PLANNING AND ZONING		
Comments:		
2. Any conditions of approval from the various utility companies requiring new or revised easements and developer relocation of their facilities will be required to be addressed prior to issuance of a building permit.	X	
3. Approval is subject to approval of the concurrent applications for Rezoning, Major Site Plan Modification and Community Design Appeals.	X	

DEPARTMENTS	INCLUDE	REJECT
COMMUNITY REDEVELOPMENT AGENCY		
Comments: None.		
PLANNING & DEVELOPMENT BOARD CONDITIONS		
Comments: None.		
CITY COMMISSION CONDITIONS		
Comments: To be determined.		

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**DEVELOPMENT ORDER OF THE CITY COMMISSION OF THE
CITY OF BOYNTON BEACH, FLORIDA**

PROJECT NAME: Villages at East Ocean (ABAN 17-002 through 17-006)

APPLICANT: Bradley Miller, Miller Land Planning, Inc.

APPLICANT'S ADDRESS: 508 E. Boynton Beach Blvd., Boynton Beach, FL 33435

DATE OF HEARING RATIFICATION BEFORE CITY COMMISSION: September 19, 2017

APPROVAL SOUGHT: Request for abandonment of a portions of rights-of-way (ABAN 17-002 through ABAN 17-006) consisting mostly of unimproved streets and alleys between NE/SE 3rd Street and the FEC Railroad, from Boynton Beach Boulevard south to SE 1st Avenue, in conjunction with request for major site plan modification approval of the Villages at East Ocean mixed use project.

LOCATION OF PROPERTY: 405 E. Ocean Avenue

DRAWING(S): SEE EXHIBIT "B" ATTACHED HERETO.

_____ THIS MATTER was presented to the City Commission of the City of Boynton Beach, Florida on the date of hearing stated above. The City Commission having considered the approval sought by the applicant and heard testimony from the applicant, members of city administrative staff and the public finds as follows:

1. Application for the approval sought was made by the Applicant in a manner consistent with the requirements of the City's Land Development Regulations.
2. The Applicant
 ___ HAS
 ___ HAS NOT

 established by substantial competent evidence a basis for the approval requested.
3. The conditions for development requested by the Applicant, administrative staff, or suggested by the public and supported by substantial competent evidence are as set forth on Exhibit "C" with notation "Included."
4. The Applicant's request is hereby
 ___ GRANTED subject to the conditions referenced in paragraph 3 above.
 ___ DENIED
5. This Order shall take effect immediately upon issuance by the City Clerk.
6. All further development on the property shall be made in accordance with the terms and conditions of this order.
7. Other: _____

DATED: _____

City Clerk



CITY OF BOYNTON BEACH AGENDA ITEM REQUEST FORM

COMMISSION MEETING DATE: 9/19/2017

REQUESTED ACTION BY COMMISSION: Approve The Villages at East Ocean Avenue - North Major Site Plan Modification (MSPM 17-003) request for a mixed-use development consisting of an eight (8)-story building with 336 dwelling units, commercial space, and associated recreational amenities and parking on a 3.379 acre site. Applicant: Arthur D'Almeida. **(TABLED to September 19, 2017 to correspond with 2nd reading of the Land Use Amendment application.)**

EXPLANATION OF REQUEST:

The Villages at East Ocean Avenue is a proposed mixed use development on 5.14 acres split into two different master plans with Ocean Avenue being the dividing line —the south portion extends from Ocean Avenue to the alley south of SE 1st Avenue, while the north part covers the area from Ocean Avenue north to Boynton Beach Boulevard.

Mr. Bradley Miller, agent for the owner, is requesting approval of several concurrent applications for the development of The Villages at East Ocean Avenue project (See the respective staff reports). The requests include two (2) Future Land Use Map Amendments and Rezonings, two (2) Major Site Plan Modifications, and a series of Right-Of-Way Abandonments. This request is for a Major Site Plan Modification for the north parcel for approval to construct an 8-story, mixed-use development consisting of 336 multi-family residential units, 12,257 square feet of commercial space and a supporting parking garage with 644 parking spaces.

The Planning and Development Board recommended approval of the subject request on August 22, 2017. The Board added a comment to the Conditions of Approval requesting that the applicant and staff review the commercial space proposed along Boynton Beach Boulevard to consider the possibility of live-work units in its place. However, live-work uses at this location would be in conflict with the LDR which requires the first floor of a mixed-use project to contain commercial space where there is frontage along an arterial road and Ocean Avenue. Furthermore, the CRA Plan recommends that "active commercial uses are required" on certain street frontages. Staff recognizes that not all locations are equally viable for commercial uses, limiting such locations to those roads with higher traffic volumes or planned pedestrian activity. Therefore, Boynton Beach Boulevard and Ocean Avenue are targeted for commercial uses that "activate the street" and contribute to the commercial space needed to serve the budding Downtown District and serve the additional residential units being built. Live-work units have been proposed, and supported by staff, along SE 3rd Street.

HOW WILL THIS AFFECT CITY PROGRAMS OR SERVICES? N/A

FISCAL IMPACT:

If approved and developed, the project would increase application and processing revenues and ultimately, the City's tax base.

ALTERNATIVES: None recommended

STRATEGIC PLAN:

STRATEGIC PLAN APPLICATION: N/A

CLIMATE ACTION: No

CLIMATE ACTION DISCUSSION: N/A

Is this a grant? No


Grant Amount:


ATTACHMENTS:

Type	Description
<input type="checkbox"/> Staff Report	Staff Report
<input type="checkbox"/> Location Map	Exhibit A - Location Map
<input type="checkbox"/> Drawings	Exhibit B - Project Plans
<input type="checkbox"/> Conditions of Approval	Exhibit C - Conditions of Approval
<input type="checkbox"/> Development Order	Development Order

**DEVELOPMENT DEPARTMENT
PLANNING AND ZONING DIVISION
MEMORANDUM NO. PZ 17-043
STAFF REPORT**

TO: Chair and Members
Planning and Development Board

THRU: Michael W. Rumpf 
Director of Planning and Zoning

FROM: Amanda Bassiely 
Senior Planner – Urban Designer

DATE: August 11, 2017

PROJECT NAME: The Villages at East Ocean Avenue - North (MSPM 17-003)

REQUEST: Major Site Plan Modification approval for a mixed-use development consisting an eight (8)-story building with 336 dwelling units, commercial space, and associated recreational amenities and parking on a 3.379 acre site.

PROJECT DESCRIPTION

Property Owner: 206 Boynton LLC, Boynton Beach Property Holdings LLC,
416 Boynton LLC, 422 Boynton LLC, First Avenue Boynton LLC,
East Ocean Avenue LLC

Applicant: Aurther B. D'Almeida, Managing Member

Agent: Bradley D. Miller, Miller Land Planning

Location: South side of Boynton Beach Boulevard to Ocean Avenue between the
F.E.C. Railroad and NE 3rd Street (see Exhibit "A" - Site Location Map).

Existing Land Use: LRC (Local Retail Commercial)

Proposed Land Use: MXH (Mixed Use High)

Existing Zoning: C-2 (Neighborhood Commercial) and C-3 (Community Commercial)

Proposed Zoning: MU-C (Mixed Use Core)

Proposed Use: Mixed use development with 336 dwelling units, commercial space,
recreational amenities, parking, and other related site improvments.

Acreage: 3.379 acres

Adjacent Uses:

- North: Right-of-way for Boynton Beach Boulevard and farther north is developed commercial properties with a Land Use designation of Local Retail Commercial (LRC) and zoning designation of Community Commercial (C-3);
- South: Right-of-way for East Ocean Avenue and farther south is the planned site of the southern portion of the subject project, Villages at East Ocean – South, with a proposed Land Use classification of Mixed Use Medium (MXM) and a zoning designation of MU-2 (Mixed Use 2);
- East: Right-of-way for the Florida East Coast (FEC) Railroad and NE 4th Street and farther east are developed commercial properties with a Land Use classification of Mixed Use (pending reclassification to MXH) and zoning designation of CBD (Central Business District); and
- West: Right-of-way for NE 3rd Street and farther west are developed commercial and multi-family properties with a Land Use classification of High Density Residential (HDR) and a zoning designation of C-3 (Community Commercial) and R-3 (Multi-Family)

PROPERTY OWNER NOTIFICATION

Owners of properties within 400 feet of the subject request were mailed a notice of this request and its respective hearing dates. The applicant certifies that they posted signage and mailed notices in accordance with Ordinance No. 04-007.

BACKGROUND

Proposal: The Villages of East Ocean Avenue is a proposed mixed use development on 5.14 acres split into two different master plans with Ocean Avenue being the dividing line —the south portion extends from the Ocean Avenue to the alley south of SE 1st Avenue, while the north part covers the area from Ocean Avenue to Boynton Beach Boulevard.

Mr. Bradley Miller, agent for the owner, is requesting approval of several concurrent applications for the development of The Villages at East Ocean Avenue project. (See the respective staff reports). The requests include two (2) Future Land Use Amendments and Rezoning, two (2) Major Site Plan Modifications, and a series of Right-Of-Way Abandonments. This request is for a Major Site Plan Modification for the north parcel for approval to construct an 8-story, mixed-use development consisting of 336 multi-family residential units, 12,257 square feet of commercial space and a supporting parking garage with 644 parking spaces.

ANALYSIS

- Traffic:** A traffic study was sent to the Palm Beach County Traffic Division for review. The project is located within the boundaries of the City of Boynton Beach TCEA (Traffic Concurrency Exception Area) and therefore meets the Palm Beach County Traffic Performance Standards. The entire project (both the north and south parcels) generate 1,635 new daily trips with 192 AM peak trips and 130 PM peak trips.
- School:** The School District of Palm Beach County has confirmed that area schools have adequate capacity to accommodate the potential public school students who will reside in the proposed dwelling units with their families.
- Utilities:** The City's water capacity, as increased through the purchase of up to five (5) million gallons of potable water per day from Palm Beach County Utilities, would meet the projected potable water demand for this project. Sufficient sanitary sewer and wastewater treatment capacity is also currently available to serve the project. The applicant will be making several upgrades to utility lines in the vicinity of the project as part of the site development.
- Police/Fire:** The Police Department has reviewed the site plan and all review comments have been acknowledged by the applicant and will be addressed at the time of permitting. The Fire Department notes that they will be able to provide an adequate level of service for this project with current or expected infrastructure and/or staffing levels. Further plan review by Police and Fire will occur during the building permit process.
- Drainage:** Conceptual drainage information was provided for the City's review. The Engineering Division has found the conceptual information to be adequate and is recommending that the review of specific drainage solutions be deferred until time of permit review.
- Access:** The property's main vehicular access point is on NE 3rd Street. This access leads directly into the garage which serves the development. Sidewalks are provided along the street rights-of-way. The sidewalks proposed are a minimum of eight (8) feet in width and are lined with street trees for shade. The sidewalks along Ocean Avenue and Boynton Beach Boulevard also abut an active area that may be used for outdoor dining and commercial uses. There is limited pedestrian access from Boynton Beach Boulevard into private amenities for the residences.
- There are three (3) separate plazas proposed to encourage pedestrian interaction, with the first located at the center of the Ocean Avenue frontage. A second plaza is proposed on NE 3rd Street at the main entrance of the residential building and the third on Boynton Beach Boulevard at the entry of the amenities area. The project also proposes a publicly accessible greenway along the eastern property line. The greenway connects Boynton Beach Boulevard to Ocean Avenue.

Parking:

Off-street parking for the MU-C zoning district requires 1.33 parking spaces for one-bedroom units and 1.66 parking spaces for two (2) or more bedroom units. The project proposes 336 units (a mixture of one and two bedrooms), which would require 513 parking spaces. Additionally, the code requires the provision of guest parking at a rate of 0.15 spaces per unit, which adds another 51 parking spaces to the total. The commercial space, which would allow a mix of retail, office and restaurant uses, requires one (1) parking space per 200 square feet of gross floor area. The site plan proposes 12,257 square feet of retail, thereby requiring an additional 84 parking spaces. Under this standard methodology for calculating required off-street parking spaces, a grand total of 648 parking spaces would be required. Per Chapter 4, Article V, Sec.3,(A), a 5% reduction of non-residential space may be applied, reducing the total number of required parking space to 643.

The site plan proposes 644 parking spaces, an excess of 1 space. Regular parking space dimensions would conform to code requirements for the CRA of 9 feet by 18 feet for 90 degree parking and 9 feet by 25 feet for parallel spaces. The thirteen (13) handicap spaces would be dimensioned 12 feet in width by 18 feet long.

The applicant is proposing a seven (7)-story parking garage that would accommodate up to 625 vehicles. A resident gate would be placed in the garage with a turnaround space for non-residents. The developer will be required to comply with the City's residential parking requirements to ensure that the designated resident parking spaces are reserved for, and made available to the residents, so that there is no reason for residents to utilize guest and retail parking spaces. This requirement shall be monitored and enforced by the developer. There are an additional 19 on-street parking spaces; six (6) on Ocean Avenue; ten (10) on NE 3rd Street; and three (3) on Boynton Beach Boulevard.

Landscaping:

The Plant List (Sheets L3 & L4) indicates that the project would add a total of 119 canopy and palm trees, 1,946 accent and shrub specimens, and 4,851 small shrubs/groundcover plants. All plant materials to be used in the landscape design are required to be Florida number one grade and must be identified as having "low" or "medium" watering needs in the South Florida Water Management's "Waterwise" publication. The proposed tree species would include the following: Cathedral Live Oak, Crape Myrtle, Green Buttonwood, Foxtail Palms, Silver Date Palms, and Canary Island Date Palms along with a variety of other tree types.

Projects proposed in the Mixed Use Core (MU-C) zoning district are subject to the "Streetscape Design" portion of the landscape code regulations. These code provisions recognize the desire for reduced building setbacks, thus creating an urban setting. The purpose of the "Streetscape Design" concept is to create a landscape design that encompasses both the private and public domain, to blend the two areas into one unified landscape scheme and optimize the pedestrian experience. This is accomplished through hardscape and landscape choices, covered walkways (arcades, awnings, tree canopy), and streetscape amenities (benches/seatwalls, lighting, accent

lighting, accent plantings). The landscape design proposed by the applicant depicts the use of street trees and covered arcades to create the streetscape theme, with the lower landscape material placed at points along the building foundation and between the street and sidewalk, in an effort to provide maximum clear pedestrian pathways.

Building and Site: The proposed site area totals 3.377 acres. The dwelling units are located above the retail spaces fronting Boynton Beach Boulevard and Ocean Avenue, wrapping the ground floor amenity deck, and wrapping a parking garage. The retail portion of the project totals 12,537 square feet and fronts the main roadways and the public plaza. As noted previously, the parking garage has seven (7) levels of parking, with dedicated resident parking.

Of the 336 residential units, three are loft, seven are studio, 135 are one (1) bedroom, 181 are two (2) bedroom, and 10 are (3) bedroom units. The units range in size from 693 square feet to 1,530 square feet. Each unit also has a balcony or terrace that either faces out towards the street or in towards the courtyard.

Relative to the floor area ratio (FAR) regulations within the code, the Mixed Use Core (MU-C) zoning district has a maximum FAR of 4.0. The project is also located within the "Transit Core" (1/4 mile radius of the planned station), which requires that new development have a minimum density of 40 dwelling units per acre (99.5 du/ac proposed) and a minimum FAR of 2.0 (2.92 proposed).

Building Height: Overall, the building design has the most intensity along the frontage of Boynton Beach Boulevard, decreasing in intensity as the project approaches Ocean Avenue. The maximum building height allowed in the MUC (Mixed Use Core) zoning district is 150 feet. The proposed building elevations depict the typical roof deck height of the mixed-use building at ninety (90) feet, with an overall height of approximately ninety-five (95). Along Ocean Avenue, the building height is reduced in height to approximately thirty-five feet (35'), per the CRA plan.

Setbacks: The MU-C zoning district requires no building setbacks, but rather a zero (0) build-to line. However, the CRA plan recommends the building be setback to allow for an enhanced public realm that includes street trees, sidewalks, plazas, and active areas such as outdoor seating and retail uses. The building setback is measured from the property line to the exterior surface of the building or supporting columns. Along Boynton Beach Boulevard, the proposed building setback along the length of the building is between eight feet and twenty-seven feet. Along NE 3rd Street, the building setback is approximately 16 feet except for the areas of the plaza / building entry, which is setback to approximately 57 feet. The building along Ocean Avenue has a setback of approximately 15 feet and includes a courtyard area where the setback is 31 feet from the property line. The eastern property line abuts the FEC Railroad right-of-way where the setback varies between 13 feet and 18 feet.

Amenities:

As noted above, there are three (3) separate plazas proposed to encourage pedestrian interaction, with the first located at the center of the Ocean Avenue frontage. A second plaza is proposed on NE 3rd Street at the main entrance of the residential building and the third on Boynton Beach Boulevard at the entry of the amenities area. The plazas are connected with pedestrian zones that front along the rights-of-way. The pedestrian zones include a street tree area, sidewalks, active areas and covered walkways. The project also proposes a publicly accessible greenway along the eastern property line.

The project has been designed with a large interior courtyard for resident use, containing the community pool, spa, outdoor dining areas, and lush tropical landscaping. The amenities located within the building include a clubhouse, fitness center, and secured bike storage. The developer will also be working with Palm Tran of Palm Beach County to relocate and create a new transit shelter, designed utilizing some of the architectural characteristics of the mixed use project.

Design:

The intended architectural style for the project is “Coastal Village”, which is a variation of Florida Vernacular Architecture. This architectural style fosters a sense of place and identity for the district. The Coastal Village architectural style blends tropical motifs such as climate-sensitive roof forms with contemporary design elements such as vertical orientation, sparsely used ornamentation, vertically-oriented windows, and materials such as concrete and steel structural frames, standing seam metal roofs and use of colors. The project materials and finishes are consistent with this architectural style.

The mixed-use projects are designed to create a pedestrian-friendly environment by placing the buildings along pedestrian zones and articulating the building mass avoiding a repetitive, continuous, monotonous building block. The building mass fronting SE 3rd Street on both the north and south parcels is articulated and scaled down as one moves from north to south. This approach maintains the highest building mass and density closer to Boynton beach Boulevard and a lower scale on both sides of Ocean Avenue, terminating with a small townhouse building at the south end. The buildings facing Boynton Beach Boulevard are stepped back ten feet at a height of 45 feet in order to move the mass of the building farther from the pedestrian environment.

Lighting:

The photometric plans (Sheets PH-1 & PH-2) include 32 freestanding pole light fixtures, with pole height ranging from 12 feet to a maximum of 15 feet. The poles are designed to match the poles and light fixture already approved along the Casa Costa, 500 Ocean and Boynton Promenade projects. The poles and fixtures would be constructed of cast aluminum, black in color and the light fixtures would have a flat lens to ensure the on-site illumination would not “spill over” onto adjacent properties and rights-of-way as required by code. There are no spot readings in excess of the maximum 5.9 foot-candles allowed. Also proposed are a series of pedestrian-scale, lit bollards.

Signage:

Locations have been identified to ensure proper wayfinding for public

parking. Site and building signage have not been finalized and a Sign Program must be approved prior to requesting any sign permits for the site (see Exhibit "C" – Conditions of Approval).

Public Art:

The project is subject to the Art in Public Places requirement, and the applicant has been in discussions with the Public Arts Administrator regarding the art and its placement. The project proposes Public Art throughout the site including utilizing the building walls, site fountains, public courtyards and walkways.

RECOMMENDATION

Staff has reviewed this request for a Major Site Plan Modification and recommends APPROVAL, subject to approval of the accompanying applications and satisfying all comments indicated in Exhibit "C" – Conditions of Approval. Any additional conditions recommended by the Board or required by the City Commission shall be documented accordingly in the Conditions of Approval.

S:\Planning\SHARED\WP\PROJECTS\Villages at East Ocean\Villages North (MSPM 17-003)\StaffReport\Staff Report - MSPM 17-003.doc

LOCATION MAP

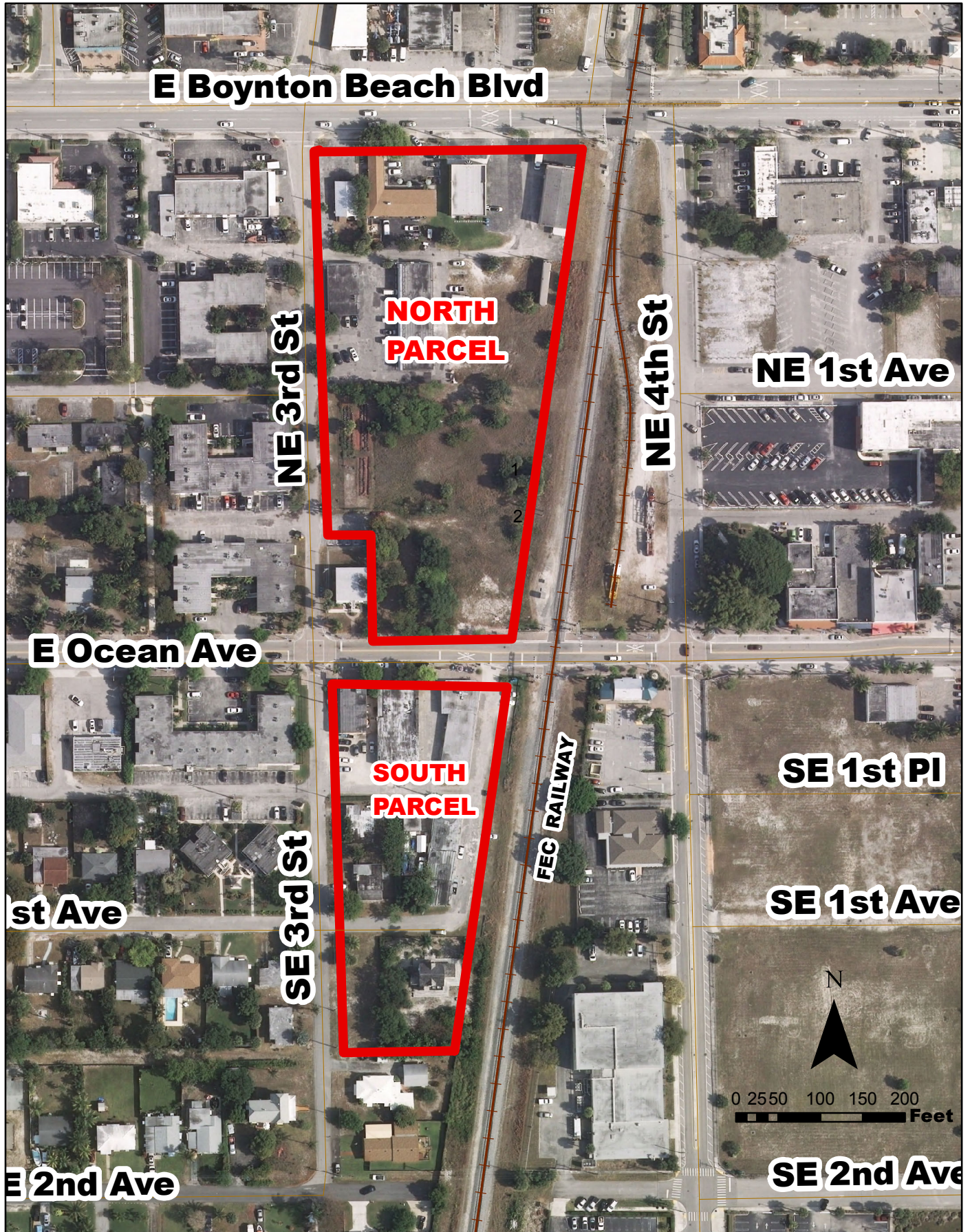
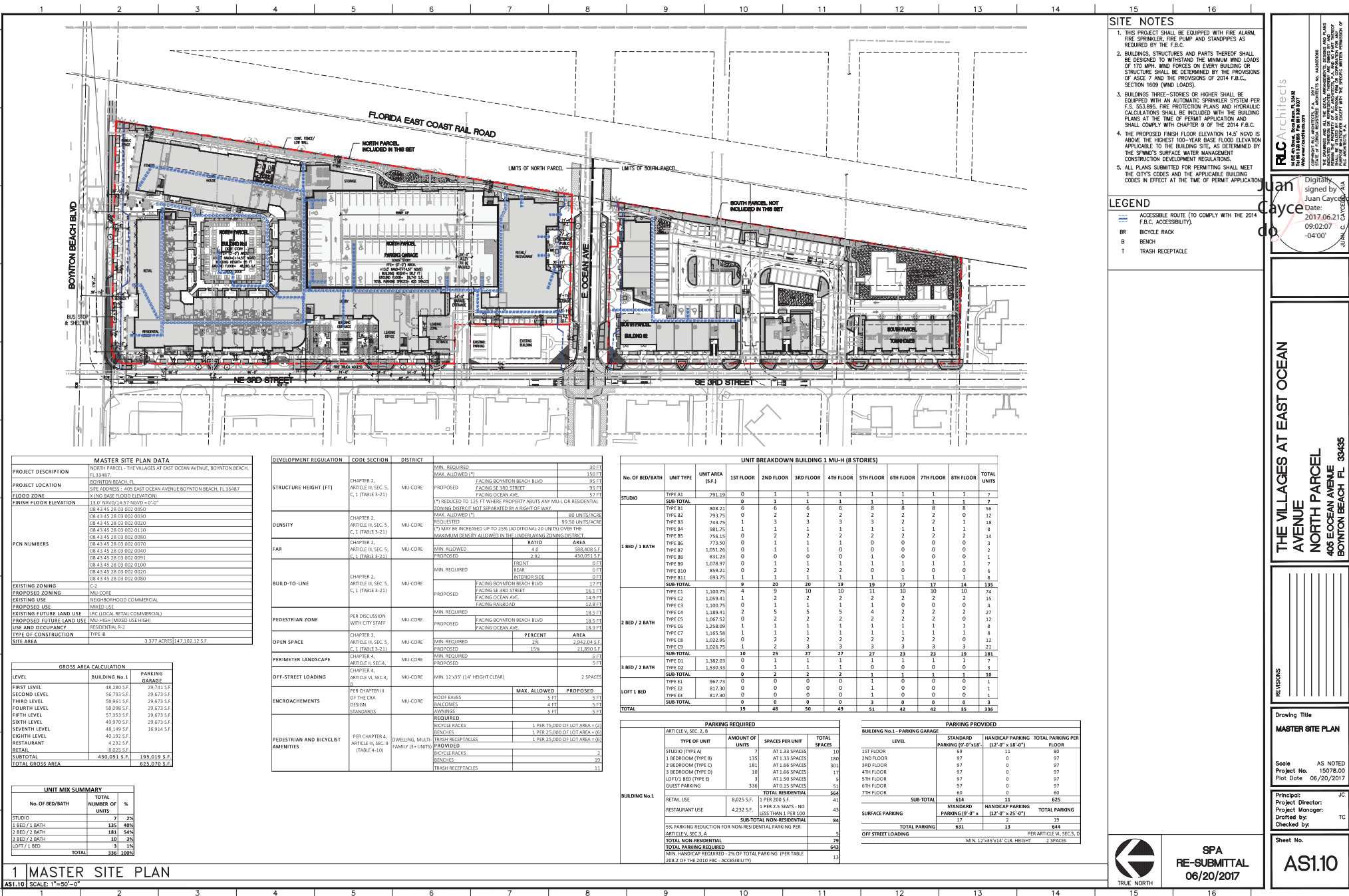


EXHIBIT "B": PROJECT PLANS



- SITE NOTES**
1. THIS PROJECT SHALL BE EQUIPPED WITH FIRE ALARM, FIRE SPRINKLER, FIRE PUMP AND STANDPIPES AS REQUIRED BY THE F.B.C.
 2. BUILDINGS, STRUCTURES AND PARTS THEREOF SHALL BE DESIGNED TO WITHSTAND THE MINIMUM WIND LOADS OF 170 MPH WIND FORCES ON EVERY BUILDING OR STRUCTURE SHALL BE DETERMINED BY THE PROVISIONS OF ASCE 7 AND THE PROVISIONS OF 2014 F.B.C., SECTION 1609 (WIND LOADS).
 3. BUILDINGS THREE-STORIES OR HIGHER SHALL BE EQUIPPED WITH AN AUTOMATIC SPRINKLER SYSTEM PER F.S. 553.895. FIRE PROTECTION PLANS AND HYDRAULIC CALCULATIONS SHALL BE INCLUDED WITH THE BUILDING PLANS AT THE TIME OF PERMIT APPLICATION AND SHALL COMPLY WITH CHAPTER 9 OF THE 2014 F.B.C.
 4. THE PROPOSED FINISH FLOOR ELEVATION 14.5' NVD IS ABOVE THE HIGHEST 100-YEAR BASE FLOOD ELEVATION APPLICABLE TO THE BUILDING SITE, AS DETERMINED BY THE SPWM'S SURFACE WATER MANAGEMENT CONSTRUCTION DEVELOPMENT REGULATIONS.
 5. ALL PLANS SUBMITTED FOR PERMITTING SHALL MEET THE CITY'S CODES AND THE APPLICABLE BUILDING CODES IN EFFECT AT THE TIME OF PERMIT APPLICATION.

- LEGEND**
- ACCESSIBLE ROUTE (TO COMPLY WITH THE 2014 F.B.C. ACCESSIBILITY).
 - BR BICYCLE RACK
 - B BENCH
 - T TRASH RECEPTACLE

RLC Architects
1415 E. Ocean Blvd., Suite 100, Ft. Lauderdale, FL 33304
Phone: (954) 561-1000
Fax: (954) 561-1001
www.rlcarchitects.com

Project No. 15078-00
Date: 06/20/2017
Project Director: JC
Project Manager: TC
Checked by:

THE VILLAGES AT EAST OCEAN AVENUE NORTH PARCEL
405 E OCEAN AVENUE
BOYNTON BEACH, FL 33405

UNIT BREAKDOWN BUILDING 1 MU-H (8 STORIES)										
No. of BED/BATH	UNIT TYPE	UNIT AREA (SQ.)	1ST FLOOR	2ND FLOOR	3RD FLOOR	4TH FLOOR	5TH FLOOR	6TH FLOOR	7TH FLOOR	8TH FLOOR
STUDIO										
	TYPE A1	791.19	0	1	1	1	1	1	1	1
	SUB-TOTAL		0	1	1	1	1	1	1	1
	TYPE B1	808.21	6	6	6	6	8	8	8	8
	TYPE B2	793.75	0	2	2	2	2	2	2	0
	TYPE B3	743.75	1	3	3	3	3	2	2	1
	TYPE B4	981.75	1	1	1	1	1	1	1	1
	TYPE B5	756.15	0	2	2	2	2	2	2	2
	TYPE B6	773.50	0	1	1	1	0	0	0	0
	TYPE B7	1,051.26	0	1	1	0	0	0	0	0
	TYPE B8	831.33	0	0	0	0	1	0	0	0
	TYPE B9	1,078.97	0	1	1	1	1	1	1	1
	TYPE B10	859.21	0	2	2	2	0	0	0	0
	TYPE B11	893.75	1	1	1	1	1	1	1	1
	SUB-TOTAL		9	20	20	19	19	17	17	14
	TYPE C1	1,100.75	4	9	10	10	11	10	10	10
	TYPE C2	1,059.41	1	2	2	2	2	2	2	2
	TYPE C3	1,100.75	0	1	1	1	1	0	0	0
	TYPE C4	1,189.41	2	5	5	5	4	2	2	2
	TYPE C5	1,067.52	0	2	2	2	2	2	2	0
	TYPE C6	1,258.09	1	1	1	1	1	1	1	1
	TYPE C7	1,165.58	1	1	1	1	1	1	1	1
	TYPE C8	1,022.95	0	2	2	2	2	2	2	0
	TYPE C9	1,026.75	1	2	3	3	3	3	3	3
	SUB-TOTAL		18	28	37	37	37	38	38	19
	TYPE D1	1,382.03	0	1	1	1	1	1	1	1
	TYPE D2	1,330.33	0	1	1	1	0	0	0	0
	SUB-TOTAL		0	2	2	2	2	2	2	2
	TYPE E1	967.73	0	0	0	0	1	0	0	0
	TYPE E2	817.30	0	0	0	0	1	0	0	0
	TYPE E3	817.30	0	0	0	0	1	0	0	0
	SUB-TOTAL		0	0	0	0	3	0	0	0
	TOTAL		19	48	50	49	51	42	42	35

PARKING REQUIRED			
ARTICLE V, SEC. 2, B	AMOUNT OF UNITS	SPACES PER UNIT	TOTAL SPACES
STUDIO (TYPE A)	7	AT 1.33 SPACES	10
2 BEDROOM (TYPE B)	135	AT 1.33 SPACES	180
3 BEDROOM (TYPE C)	181	AT 1.66 SPACES	301
LOFT 1 BED (TYPE D)	10	AT 1.66 SPACES	17
GUEST 1 BED (TYPE E)	3	AT 1.66 SPACES	5
GUEST 1 BED (TYPE F)	336	AT 0.15 SPACES	51
SUB-TOTAL NON-RESIDENTIAL			564
RETAIL USE	8,025 S.F.	1 PER 200 S.F.	41
RESTAURANT USE	4,232 S.F.	1 PER 2.5 SEATS - NO LESS THAN 1 PER 100	83
SUB-TOTAL NON-RESIDENTIAL			84
5% PARKING REDUCTION FOR NON-RESIDENTIAL PARKING PER			5
ARTICLE V, SEC. 2, A			79
TOTAL PARKING REQUIRED			643
MIN. HANDICAP REQUIRED - 2% OF TOTAL PARKING (PER TABLE 208.2 OF THE 2010 F.B.C. - ACCESSIBILITY)			13

PARKING PROVIDED			
BUILDING NO.1 - PARKING GARAGE	STANDARD PARKING (9'-0" x 18'-0")	HANDICAP PARKING (12'-0" x 18'-0")	TOTAL PARKING PER FLOOR
1ST FLOOR	69	11	80
2ND FLOOR	97	0	97
3RD FLOOR	97	0	97
4TH FLOOR	97	0	97
5TH FLOOR	97	0	97
6TH FLOOR	97	0	97
7TH FLOOR	97	0	97
SUB-TOTAL	631	11	642
SURFACE PARKING	STANDARD PARKING (9'-0" x 18'-0")	HANDICAP PARKING (12'-0" x 18'-0")	TOTAL PARKING
1ST FLOOR	17	0	17
TOTAL PARKING	631	11	642
OFF STREET LOADING	MIN. 12'x35'x14' CLR. HEIGHT	PER ARTICLE V, SEC. 2, D	2 SPACES

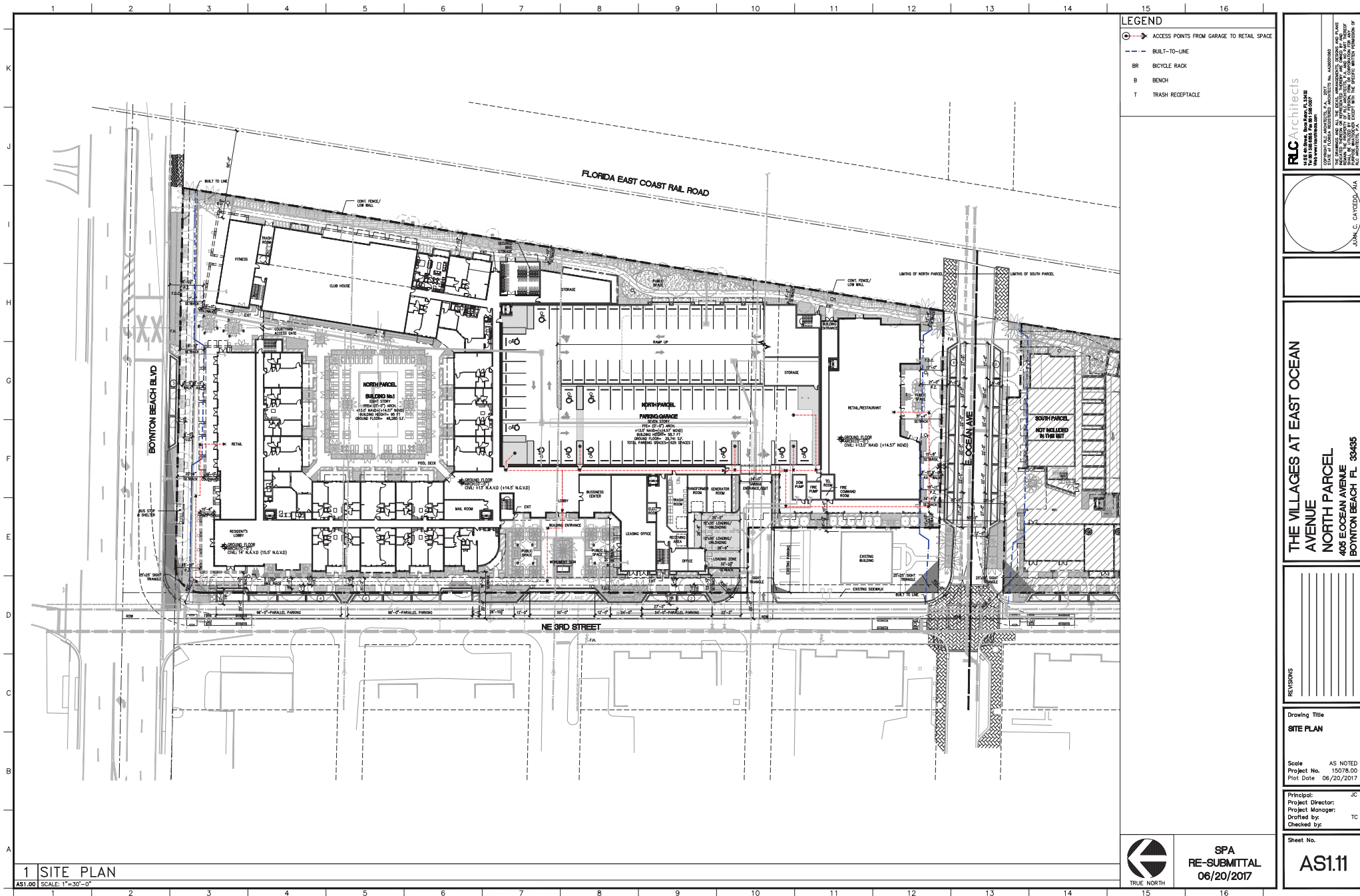
MASTER SITE PLAN DATA			
PROJECT DESCRIPTION	NORTH PARCEL - THE VILLAGES AT EAST OCEAN AVENUE, BOYNTON BEACH, FL 33407		
PROJECT LOCATION	BOYNTON BEACH, FL		
SITE ADDRESS	405 EAST OCEAN AVENUE BOYNTON BEACH, FL 33407		
FLOOD ZONE	X (NO BASE FLOOD ELEVATION)		
FINISH FLOOR ELEVATION	13.0' NVD (4.5' NVD - 0' 0")		
PCN NUMBERS	08 43 45 28 03 002 0050 08 43 45 28 03 002 0060 08 43 45 28 03 002 0110 08 43 45 28 03 002 0080 08 43 45 28 03 002 0070 08 43 45 28 03 002 0040 08 43 45 28 03 002 0090 08 43 45 28 03 002 0100 08 43 45 28 03 002 0020 08 43 45 28 03 002 0080		
EXISTING ZONING	C-2		
PROPOSED ZONING	MU-CORE		
EXISTING USE	NEIGHBORHOOD COMMERCIAL		
PROPOSED USE	MIXED USE		
EXISTING FUTURE LAND USE	(LC LOCAL RETAIL COMMERCIAL)		
PROPOSED FUTURE LAND USE	(NO HIGH MIXED USE HIGH)		
USE AND OCCUPANCY	RESIDENTIAL R-3		
TYPE OF CONSTRUCTION	TYPE III		
SITE AREA	3.377 ACRES (147,162.12 S.F.)		

GROSS AREA CALCULATION			
LEVEL	BUILDING NO.1	PARKING GARAGE	
FIRST LEVEL	48,280 S.F.	29,741 S.F.	
SECOND LEVEL	56,783 S.F.	29,873 S.F.	
THIRD LEVEL	58,961 S.F.	29,873 S.F.	
FOURTH LEVEL	58,088 S.F.	29,873 S.F.	
FIFTH LEVEL	57,953 S.F.	29,873 S.F.	
SIXTH LEVEL	49,970 S.F.	29,873 S.F.	
SEVENTH LEVEL	48,149 S.F.	16,914 S.F.	
EIGHTH LEVEL	40,137 S.F.		
RESTAURANT	4,232 S.F.		
RETAIL	8,025 S.F.		
SUBTOTAL	430,051 S.F.	195,019 S.F.	
TOTAL GROSS AREA		625,070 S.F.	

UNIT MIX SUMMARY			
No. of BED/BATH	TOTAL UNITS	%	
STUDIO	7	2%	
1 BED / 1 BATH	135	40%	
2 BED / 2 BATH	181	44%	
3 BED / 2 BATH	10	3%	
LOFT / 1 BED	3	1%	
TOTAL	336	100%	

1 MASTER SITE PLAN

AS1.10 SCALE: 1"=50'-0"



1 SITE PLAN

AS1.00 SCALE: 1"=30'-0"



SPA
RE-SUBMITTAL
06/20/2017

- LEGEND**
- ACCESS POINTS FROM GARAGE TO RETAIL SPACE
 - BUILT-TO-LINE
 - BR BICYCLE RACK
 - B BENCH
 - T TRASH RECEPTACLE

RLC Architects
1415 N. Dixie, Suite 200, Ft. Lauderdale, FL 33304
Tel: 954.566.1100 Fax: 954.566.1101
www.rlcarchitects.com

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THE VILLAGES AT EAST OCEAN AVENUE
AVENUE
NORTH PARCEL
405 E OCEAN AVENUE
BOYNTON BEACH, FL 33435

REVISIONS

Drawing Title
SITE PLAN

Scale AS NOTED
Project No. 15078.00
Plot Date 06/20/2017

Principal: JC
Project Director:
Project Manager:
Drafted by: TC
Checked by:

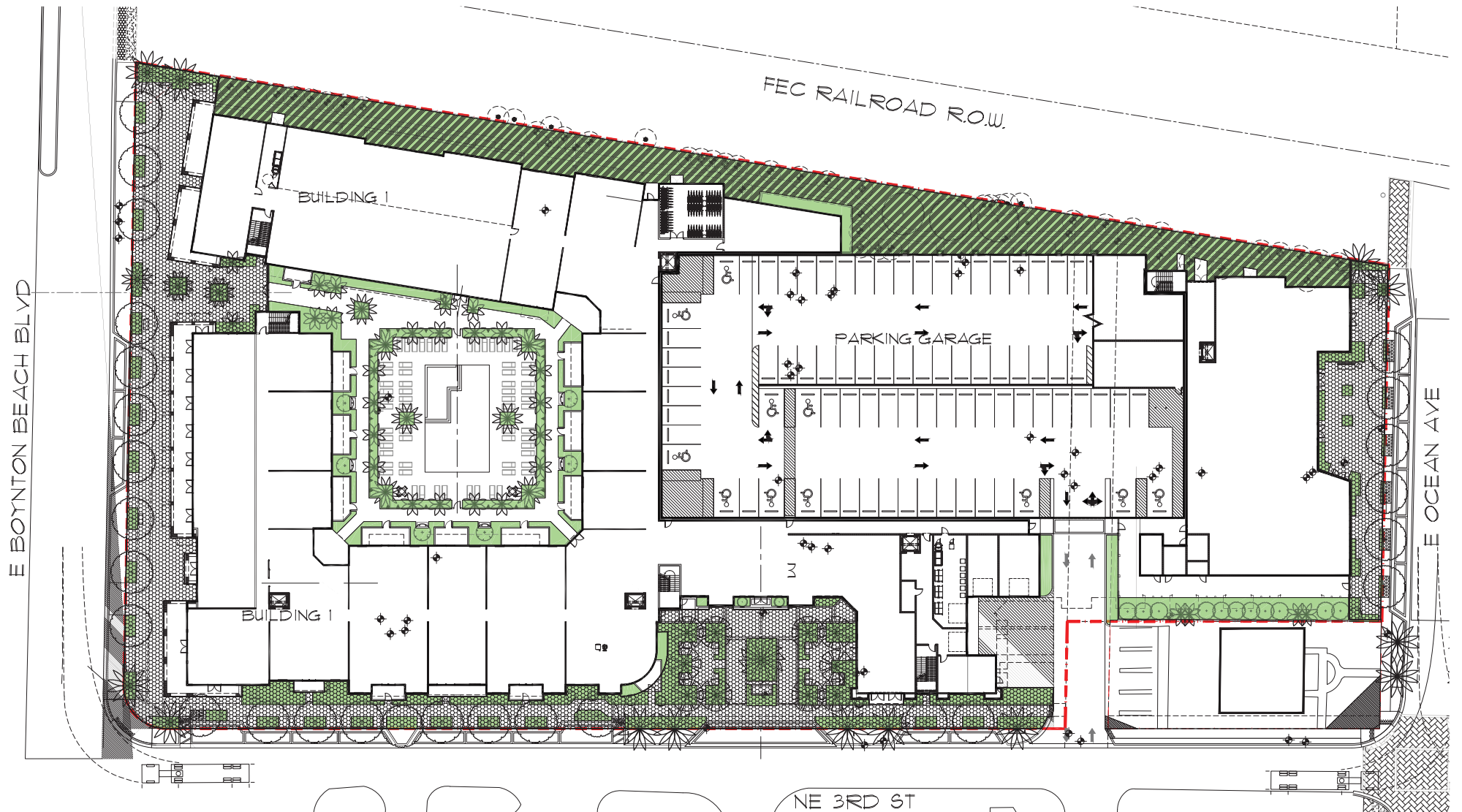
Sheet No.

AS1.11





Page 507 of 678



North Parcel Site Area: 147,108 sf

Pervious Area: 21,473 sf (15%)

Impervious Area: 125,635 (85%)

North Parcel Public Space Required: 1% = 1,471 sf
 Site Area (147,108 sf) x 0.01 = 1,471 sf
 North Parcel Public Space Provided: 9,700 sf

North Parcel Open Space Required: 2% = 2,942 sf
 Site Area (147,108 sf) x 0.02 = 2,942 sf
 North Parcel Open Space Provided: 21,780 sf

NE 3RD ST



pervious, impervious, public,
open space

project number:
12515

date: 2-28-17
 scale: 1" = 20'
 drawn by: js

revisions:

5-16-17
 6-20-17

sheet:

L-6

6 of 8 sheets

project:
villages
east ocean ave.
north parcel

boynton beach
florida

dave bodker
 landscape architecture / planning inc.
 601 n. congress ave., suite 105-a
 delray beach, florida 33445
 561-276-6311
 #LA0000999

EXHIBIT "C"

Conditions of Approval

Project Name: Villages at East Ocean (North)
 File number: MSPM 17-003
 Reference: 4th review of plans identified as a Major Site Plan Modification with a July 14, 2017 Planning and Zoning Department date stamp marking.

DEPARTMENTS	INCLUDE	REJECT
ENGINEERING / PUBLIC WORKS / FORESTRY / UTILITIES		
Comments:		
1. Civil plans, including drainage calculations, in accordance with the 2010 LDR, Chapter 4, Article VIII, Section 3.G. will be required at the time of permitting.	X	
2. Coordinate with Stormwater Utilities to ensure that the consultant models the stormwater discharge to the ultimate outfall.	X	
3. Prior to permit application, please contact the Public Works Department (561-742-6200) regarding the removal of refuse during the construction phase per the CODE, Section 10-26 (a).	X	
4. Section 26-34(A) of the code mandates the payment of water and/or sewer capital facilities charges when a project is to receive services from the city's systems, and as an option, a capacity reservation fee may be obtained at an additional cost and will only be valid for a period of one (1) year after the fee has been paid. Capacity reservation fees shall be paid upon the request for the Utilities Department's signature on the Health Department application forms or within seven (7) days of site plan approval, whichever occurs first. All fees will be determined based on the final meter size(s), or expected demand.	X	
5. The existing drainage infrastructure to remain within the project limits and along the project frontage shall be Tele-inspected before and after construction. Prior to the post construction tele-inspection, the same lines shall be cleaned.	X	
6. Please provide an Addressing Plan, prior to permit issuance.	X	
7. Provide irrigation plans with the landscape plan, prior to permit issuance.	X	
8. Applicant shall work with the Utilities Department to determine the project wastewater flow discharge, which will be entered into the	X	

DEPARTMENTS		INCLUDE	REJECT
City's hydraulic model to determine if a lift station is required.			
9.	Please address storm water treatment for first inch of rainfall, as well as conception detail and conveyance. Please note SFWMD requirements may be more restrictive. Calculations for exfiltration shall be submitted at time of permitting.	X	
10.	The attendance at a mandatory Pre-Construction Conference is required prior to the start of any utilities work on site.	X	
FIRE			
Comments: None. All previous comments addressed at DART Meeting.			
POLICE			
Comments: None. All previous comments addressed at DART Meeting.			
BUILDING DIVISION			
Comments: Building comments will be addressed at time of permitting.			
PARKS AND RECREATION			
Comments:			
11.	Per City Ordinance, the Park Impact Fee for the North Parcel is \$199,920 (336 apartments X \$595.00).	X	
PLANNING AND ZONING			

DEPARTMENTS	INCLUDE	REJECT
Comments:		
12. Sheet AS100 has the incorrect boundary for the project area proposed to be rezoned. Please revise boundary to exclude properties not owned by the applicant.	X	
13. Sheet AS1.10 data Sheet AS1.10 data is incomplete. Please add FAR calculations and revise parking calculations to accurately reflect the plan.	X	
14. In order to promote interconnectivity, as required per code, to support the 5% parking reduction for the non-residential uses, the applicant shall remove any fencing and gates at the north and south termination of the pedestrian path adjacent to the railroad, in order to allow free public access from Ocean Ave to Boynton Beach Blvd along the east side of the project and to the public space noted on the plans.	X	
15. Please provide a detail drawing of the design of the bus shelter, matching the architectural design, materials and colors of the building.	X	
16. Please depict the access points from the garage to the retail spaces. Enhance public access points so they are clearly discernable for the public.	X	
17. Revise elevations to consistently match the submitted color chip, "Adventure Orange".	X	
18. Please provide calculations and dimensions of ground floor building facades which indicate that 50% (all mixed use buildings) and 30% (for all residential buildings) of the area is occupied by transparent windows or door openings. Note that the maximum sill height of 2' and minimum head height of 6'8" is required.	X	
19. Please provide details of any proposed building signs. A Sign Program will be required for the project. No sign permits will be issued until the program is approved.	X	
20. All applicable drawings should depict the improvements within the right-of-way along the west side of the abutting condominium building, including roadway, sidewalk, light poles, landscaping, etc., in order to continue the proposed streetscape design from	X	

DEPARTMENTS		INCLUDE	REJECT
Boynton Beach Boulevard south to Ocean Avenue.			
21.	Any approvals are subject to the approval of the associated right-of-way abandonment applications.	X	
HISTORIC PRESERVATION			
Comments: Comments have been acknowledged and will be addressed during site construction.			
COMMUNITY REDEVELOPMENT AGENCY			
Comments:			
22.	Clearly identify the location of the required parking spaces associated with the proposed retail/restaurant and guests. Sheets AS 1.10 parking table, AS 1.11 and A1.01.	X	
23.	As part of the applicant's design and construction of the NE 3 rd Street r-o-w improvements, continue the pedestrian improvements all the way to the corner of NE 3rd Street and E. Ocean Avenue. Sheets AS1.11 and A1.01.	X	
24.	Overhead utilities must be undergrounded. An easement may need to be retained in order to continue the undergrounding of utilities along 3 rd Street to continue south of Ocean Ave.	X	
PLANNING & DEVELOPMENT BOARD CONDITIONS			
25.	The applicant and staff shall discuss the possibility of live/work units as an option for the commercial space along Boynton Beach Boulevard.	X	
CITY COMMISSION CONDITIONS			
Comments: To be determined.			

**DEVELOPMENT ORDER OF THE CITY COMMISSION OF THE
CITY OF BOYNTON BEACH, FLORIDA**

PROJECT NAME: Villages at East Ocean- North (MSPM17-003)

APPLICANT: Arthur B. D'Almeida

APPLICANT'S ADDRESS: 105 East Palmetto Park Road, Boca Raton, FL, 33432

DATE OF HEARING RATIFICATION BEFORE CITY COMMISSION: September 19, 2017

APPROVAL SOUGHT: Request for a Major Site Plan Modification approval for a mixed-use development consisting of 336 dwelling units, commercial space, and associated recreational amenities and parking on a 3.379 acre site.

LOCATION OF PROPERTY: South side of Boynton Beach Boulevard to Ocean Avenue between the F.E.C. Railroad and NE 3rd Street

DRAWING(S): SEE EXHIBIT "B" ATTACHED HERETO.

_____ THIS MATTER was presented to the City Commission of the City of Boynton Beach, Florida on the date of hearing stated above. The City Commission having considered the approval sought by the applicant and heard testimony from the applicant, members of city administrative staff and the public finds as follows:

1. Application for the approval sought was made by the Applicant in a manner consistent with the requirements of the City's Land Development Regulations.
2. The Applicant
 ___ HAS
 ___ HAS NOT

established by substantial competent evidence a basis for the approval requested.
3. The conditions for development requested by the Applicant, administrative staff, or suggested by the public and supported by substantial competent evidence are as set forth on Exhibit "C" with notation "Included."
4. The Applicant's request is hereby
 ___ GRANTED subject to the conditions referenced in paragraph 3 above.
 ___ DENIED
5. This Order shall take effect immediately upon issuance by the City Clerk.
6. All further development on the property shall be made in accordance with the terms and conditions of this order.
7. Other: _____

DATED: _____

City Clerk



CITY OF BOYNTON BEACH AGENDA ITEM REQUEST FORM

COMMISSION MEETING DATE: 9/19/2017

REQUESTED ACTION BY COMMISSION:

(1) **PROPOSED ORDINANCE NO: 17-027 - SECOND READING - PUBLIC HEARING** - Approve The Villages at East Ocean - South Future Land Use Map Amendment (LUAR 17-003) from Local Retail Commercial (LRC) to Mixed Use Medium (MXM). Applicant: Arthur B. D'Almeida

(2) **PROPOSED ORDINANCE NO: 17-028 - SECOND READING** - Approve The Villages at East Ocean - South Rezoning (LUAR 17-003) from C-2 Neighborhood Commercial to MU-2, Mixed Use 2 District with a proposed site plan for 35 multi-family units and 3,500 square feet of commercial space. Applicant: Arthur B. D'Almeida

EXPLANATION OF REQUEST:

The proposed Villages at East Ocean Avenue is a mixed use development on 5.14 acres which extend between the FEC Railroad to the east and 3rd Street on the west, with Ocean Avenue being a dividing line between the project's North and South components. The North component covers the area north of Ocean Avenue to Boynton Beach Boulevard, while the South part of the development extends from Ocean Avenue to the alley south of SE 1st Avenue. The Future Land Use Map amendments, rezonings and site plans for the North and South sections are processed concurrently (see the respective staff reports).

The subject request pertains to the South section of the Villages project. The property consist of 7 parcels, currently developed with commercial and single-family uses. This section is proposed to be redeveloped under the Mixed Use Medium (MXM) future land use category and Mixed Use 2 zoning.

The request, if approved, would implement the CRA Plan's future land use recommendation for the area.

The Planning & Development Board reviewed this item on August 22, 2017 and forwards it with a recommendation for approval.

HOW WILL THIS AFFECT CITY PROGRAMS OR SERVICES? The project will not require capacity adjustment to the City services.

FISCAL IMPACT: If approved and developed, the project would encourage development and at higher densities which would increase application and processing revenues and ultimately, the City's tax base.

ALTERNATIVES: Staff does not recommend any alternatives.

STRATEGIC PLAN:

STRATEGIC PLAN APPLICATION: NA

CLIMATE ACTION: No

CLIMATE ACTION DISCUSSION: NA

Is this a grant? No

Grant Amount:

ATTACHMENTS:

Type	Description
<input type="checkbox"/> Ordinance	Ordinance approving Villages at East Ocean Avenue South land use amendments
<input type="checkbox"/> Ordinance	Ordinance approving Villages at East Ocean Avenue - South rezoning
<input type="checkbox"/> Staff Report	Staff Report
<input type="checkbox"/> Location Map	Exhibit A. Location Map
<input type="checkbox"/> Exhibit	Exhibit B. Villages proposed FLU
<input type="checkbox"/> Exhibit	Exhibit C. Villages proposed zoning
<input type="checkbox"/> Exhibit	Exhibit D. CRA FLU recommendations

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WHEREAS, the City Commission of the City of Boynton Beach, Florida has adopted a Comprehensive Future Land Use Plan and as part of said Plan a Future Land Use Element pursuant to Ordinance No. 89-38 and in accordance with the Local Government Comprehensive Planning Act; and

WHEREAS, after two (2) public hearings the City Commission acting in its dual capacity as Local Planning Agency and City Commission finds that the amendment hereinafter set forth is consistent with the City's adopted Comprehensive Plan and deems it in the best interest of the inhabitants of said City to amend the Future Land Use Element (designation) of the Comprehensive Plan as hereinafter provided.

Section 1: The foregoing WHEREAS clauses are true and correct and incorporated herein by this reference.

That the Future Land Use of the following described land described in Exhibit “A” is

amended from Local Retail Commercial (LRC) to: **MIXED USE MEDIUM (MXM).**

Section 3: This Ordinance shall take effect on adoption, subject to the review, challenge, or appeal provisions provided by the Florida Local Government Comprehensive Planning and Land Development Regulation Act. No party shall be vested of any right by virtue of the adoption of this Ordinance until all statutory required review is complete and all legal challenges, including appeals, are exhausted. In the event that the effective date is established by state law or special act, the provisions of state act shall control.

FIRST READING this _____ day of _____, 2017.

SECOND, FINAL READING and PASSAGE this _____ day of _____, 2017.

CITY OF BOYNTON BEACH, FLORIDA

YES NO

Mayor – Steven B. Grant

Vice Mayor – Justin Katz

Commissioner – Mack McCray

Commissioner – Christina L. Romelus

Commissioner – Joe Casello

VOTE

ATTEST:

Judith A. Pyle, CMC
City Clerk

(Corporate Seal)

EXHIBIT A

SOUTH PROPERTY LEGAL DESCRIPTION

ORB 27497 PAGE 1800

PARCEL 1:

LOT 5, BLOCK 8, TOWN OF BOYNTON, ACCORDING TO THE PLAT THEREOF ON FILE IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT IN AND FOR PALM BEACH COUNTY, FLORIDA, RECORDED IN PLAT BOOK 1, PAGE 23.

PCN: 08-43-45-28-03-008-0050

PARCEL 2:

LOT 3, LESS THE NORTH 10 FEET THEREOF, AND ALL OF LOTS 4, 9 AND 10, BLOCK 8, TOWN OF BOYNTON, ACCORDING TO THE PLAT THEREOF ON FILE IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT IN AND FOR PALM BEACH COUNTY, FLORIDA, RECORDED IN PLAT BOOK 1, PAGE 23.

PCN: 08-43-45-28-03-008-0030

PARCEL 3:

THE EAST ½ OF LOT 8, BLOCK 8, TOWN OF BOYNTON, ACCORDING TO THE PLAT THEREOF ON FILE IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT IN AND FOR PALM BEACH COUNTY, FLORIDA, RECORDED IN PLAT BOOK 1, PAGE 23.

PCN: 08-43-45-28-008-0081

PARCEL 4:

LOT 6, BLOCK 8, ORIGINAL TOWN OF BOYNTON, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 1, PAGE 23, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

PCN: 08-43-45-28-03-008-0060

PARCEL 5:

THE NORTH 60 FEET OF LOT 7 AND THE NORTH 60 FEET OF THE WEST HALF (W ½) OF LOT 8, BLOCK 8, TOWN OF BOYNTON, ACCORDING TO THE PLAT THEREOF ON FILE IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT IN AND FOR PALM

BEACH COUNTY, FLORIDA, RECORDED IN PLAT BOOK 1, PAGE 23. SAID LANDS SITUATE LYING AND BEING IN PALM BEACH COUNTY, FLORIDA.

PCN: 08-43-45-28-03-008-0071

PARCEL 6:

LOTS 4, 5 AND 6, BLOCK 11, TOWN OF BOYNTON, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 1, PAGE 23, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

PCN: 08-43-45-28-03-011-0040

PARCEL 7:

LOT 7, LESS THE NORTH 60 FEET THEREOF AND THE WEST HALF OF LOT 8, LESS THE NORTH 60 FEET THEREOF, BLOCK 8, TOWN OF BOYNTON, ACCORDING TO THE PLAT THEREOF ON FILE IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT IN AND FOR PALM BEACH COUNTY, FLORIDA, RECORDED IN PLAT BOOK 1, PAGE 23. SAID LANDS SITUATE, LYING AND BEING IN PALM BEACH COUNTY, FLORIDA.

PCN: 08-43-45-28-03-008-0072

TOGETHER WITH ALL IMPROVEMENTS, TENEMENTS, HEREDITAMENTS, AND APPURTENANCES THERETO BELONGING OR IN ANYWISE APPERTAINING AND TOGETHER WITH ALL RIGHTS AND EASEMENTS OF RECORD.

SUBJECT TO ALL COVENANTS, RESTRICTIONS AND EASEMENT OF RECORD, WITHOUT THE INTENT TO REIMPOSE SAME, AND TAXES FOR THE CURRENT AND SUBSEQUENT YEARS.

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33 herein by this reference.

34 Section 2. The land described in Exhibit “A” be and the same is hereby rezoned
35 from Neighborhood Commercial (C-2) to Mixed Use 2 with the maximum density of 40
36 dwelling units/acre (MU-2). A location map is attached hereto as Exhibit “B” and made a
37 part of this Ordinance by reference.

38 Section 3. That the aforesaid Revised Zoning Map of the City shall be amended
39 accordingly.

40 Section 4. All ordinances or parts of ordinances in conflict herewith are hereby
41 repealed.

42 Section 5. Should any section or provision of this Ordinance or any portion thereof
43 be declared by a court of competent jurisdiction to be invalid, such decision shall not affect
44 the remainder of this Ordinance.

45 Section 6. This ordinance shall become effective immediately upon passage.

46 FIRST READING this _____ day of _____, 2017.

47 SECOND, FINAL READING and PASSAGE this day of , 2017.

48 CITY OF BOYNTON BEACH, FLORIDA

[illegible]

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52 Mayor – Steven B. Grant

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54 Vice Mayor – Justin Katz

55 Commissioner – Mack McCray
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57 Commissioner – Christina L. Romelus
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59 Commissioner – Joe Casello
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62 VOTE _____

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64 ATTEST:

68 Judith A. Pyle, CMC
69 City Clerk
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73 (Corporate Seal)
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EXHIBIT A

SOUTH PROPERTY LEGAL DESCRIPTION

ORB 27497 PAGE 1800

PARCEL 1:

LOT 5, BLOCK 8, TOWN OF BOYNTON, ACCORDING TO THE PLAT THEREOF ON FILE IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT IN AND FOR PALM BEACH COUNTY, FLORIDA, RECORDED IN PLAT BOOK 1, PAGE 23.

PCN: 08-43-45-28-03-008-0050

PARCEL 2:

LOT 3, LESS THE NORTH 10 FEET THEREOF, AND ALL OF LOTS 4, 9 AND 10, BLOCK 8, TOWN OF BOYNTON, ACCORDING TO THE PLAT THEREOF ON FILE IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT IN AND FOR PALM BEACH COUNTY, FLORIDA, RECORDED IN PLAT BOOK 1, PAGE 23.

PCN: 08-43-45-28-03-008-0030

PARCEL 3:

THE EAST ½ OF LOT 8, BLOCK 8, TOWN OF BOYNTON, ACCORDING TO THE PLAT THEREOF ON FILE IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT IN AND FOR PALM BEACH COUNTY, FLORIDA, RECORDED IN PLAT BOOK 1, PAGE 23.

PCN: 08-43-45-28-008-0081

PARCEL 4:

LOT 6, BLOCK 8, ORIGINAL TOWN OF BOYNTON, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 1, PAGE 23, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

PCN: 08-43-45-28-03-008-0060

PARCEL 5:

THE NORTH 60 FEET OF LOT 7 AND THE NORTH 60 FEET OF THE WEST HALF (W ½) OF LOT 8, BLOCK 8, TOWN OF BOYNTON, ACCORDING TO THE PLAT THEREOF ON FILE IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT IN AND FOR PALM BEACH COUNTY, FLORIDA, RECORDED IN PLAT BOOK 1, PAGE 23. SAID LANDS SITUATE LYING AND BEING IN PALM BEACH COUNTY, FLORIDA.

PCN: 08-43-45-28-03-008-0071

PARCEL 6:

LOTS 4, 5 AND 6, BLOCK 11, TOWN OF BOYNTON, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 1, PAGE 23, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

PCN: 08-43-45-28-03-011-0040

PARCEL 7:

LOT 7, LESS THE NORTH 60 FEET THEREOF AND THE WEST HALF OF LOT 8, LESS THE NORTH 60 FEET THEREOF, BLOCK 8, TOWN OF BOYNTON, ACCORDING TO THE PLAT THEREOF ON FILE IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT IN AND FOR PALM BEACH COUNTY, FLORIDA, RECORDED IN PLAT BOOK 1, PAGE 23. SAID LANDS SITUATE, LYING AND BEING IN PALM BEACH COUNTY, FLORIDA.


PCN: 08-43-45-28-03-008-0072


TOGETHER WITH ALL IMPROVEMENTS, TENEMENTS, HEREDITAMENTS, AND APPURTENANCES THERETO BELONGING OR IN ANYWISE APPERTAINING AND TOGETHER WITH ALL RIGHTS AND EASEMENTS OF RECORD.

SUBJECT TO ALL COVENANTS, RESTRICTIONS AND EASEMENT OF RECORD, WITHOUT THE INTENT TO REIMPOSE SAME, AND TAXES FOR THE CURRENT AND SUBSEQUENT YEARS.

**DEVELOPMENT DEPARTMENT
PLANNING AND ZONING DIVISION
MEMORANDUM NO. PZ 17-48
STAFF REPORT**

TO: Chair and Members
Planning and Development Board

THRU: Michael Rumpf 
Planning and Zoning Director

FROM: Hanna Matras,  Senior Planner

DATE: August 15, 2017

PROJECT: The Villages at East Ocean Avenue-South
LUAR 17-003

REQUEST: Approve The Villages at East Ocean-South Future Land Use Map Amendment from Local Retail Commercial (LRC) to Mixed Use Medium (MXM) and rezoning from C-2 Neighborhood Commercial to MU-2, Mixed Use 2 District with a proposed site plan for 35 multi-family units and 3,500 square feet of commercial space.

PROJECT DESCRIPTION

Property Owner/Applicant : Arthur B. D'Almeida

Agent: Bradley D. Miller, Miller Land Planning Inc.

Location: Area extending from the south side of E. Ocean Avenue to the alley south of SE 1st Avenue, bounded by the FEC Railway on the east and SE 3rd Street on the west (Exhibit "A")

Existing Land Use/
Zoning: Local Retail Commercial (LRC)/ C-2 Neighborhood Commercial

Proposed Land Use/
Zoning: Mixed Use Medium (MXM)/ MU-2 Mixed Use 2 with the maximum density of 40 dwelling units/acre

Acreage: 1.764 acres

Adjacent Uses:

- North:** Right-of-way for Ocean Avenue; farther north, proposed Villages of East Ocean Avenue North with Mixed Use High future land use and Mixed Use Core zoning (currently, developed residential and commercial properties and vacant land, classified Local Retail Commercial (LRC) future land use and zoned C-3 Community Commercial);
- South:** Alley (previously abandoned); farther south a developed single-family home, classified Low Density Residential (LDR) and zoned R1-A, Single Family Residential;
- East:** Right-of-way for FEC Railroad; further east, developed commercial properties, classified Mixed Use High (MXH) future land use and zoned CBD Central Business District; and
- West:** Right-of-way for NE 3rd Street, and farther west, developed single-and multifamily properties classified Local Retail Commercial (LRC), High and Low Density Residential (HDR and LDR)) and zoned R-3 Multifamily and R-1A Single Family Residential.

BACKGROUND

The proposed Villages of East Ocean Avenue is a mixed use development on 5.14 acres which extend between the FEC Railroad to the east and 3rd Street on the west, with Ocean Avenue being a dividing line between the project's North and South components. The North component covers the area north of Ocean Avenue to Boynton Beach Boulevard, while the South part of the development extends from Ocean Avenue to the alley south of SE 1st Avenue. The land use amendments, rezonings and site plans for the North and South sections are processed concurrently (see the respective staff reports).

The proposed development is located within the Community Redevelopment Area and carries three transportation-related designations: the Downtown Transit-Oriented Development (DTOD) District, Transportation Concurrency Exception Area (TCEA) and Coastal Residential Exception. The DTOD district covers a one-half mile radius around the station of the planned Tri-Rail Coastal Link commuter service on the FEC Rail line, to be located just south of Boynton Beach Boulevard. The district's regulations support increased intensity of development through a 25% density bonus. The TCEA, in addition to the Coastal Residential Exception applicable east of I-95, exempts all projects within a predetermined threshold from the Palm Beach County traffic concurrency ordinance, further supporting redevelopment in the City's downtown and surrounding neighborhoods.

The subject request pertains to the South section of the Villages project. The property consist of 7 parcels, currently developed with commercial and single family uses (the latter nonconforming under the commercial C-2 zoning). This section is proposed to be redeveloped under the Mixed Use Medium (MXM) future land use category and Mixed Use 2 zoning. The project's proposed density is approximately 20 dwelling units per acre, one-half of the maximum base permitted density under the MU-2 district.

REVIEW BASED ON CRITERIA

The following criteria used to review Comprehensive Plan Map amendments and rezonings are listed in the Land Development Regulations, Chapter 2, Article II, Section 2.B and Section 2.D.3:

- a. Demonstration of Need.** *A demonstration of need may be based upon changing conditions that represent a demand for the proposed land use classification and zoning district. Appropriate data and analysis that adequately substantiates the need for the proposed land use amendment and rezoning must be provided within the application.*

The need for the requested Future Land Use Map amendment (FLUM)/rezoning of the subject site is closely aligned with the City's long standing vision and desire to expand housing in and around the downtown to foster pedestrian activity needed for creation of a vibrant city center. The City has supported this vision by allowing the highest residential densities in the area; more so in recent years, as the plan for a new Tri-Rail Coastal Link commuter service with a downtown station provided a heightened rationale for intensification of future redevelopment in proximate locations. The increased development intensity and related regulations for the Downtown Transit-Oriented Development (DTOD) District, established in 2014, are consistent with recommendations of the Florida Department of Transportation (FDOT), included the department's 2012 Florida TOD Guidebook.

The proposed project is adjacent to the planned Coastal Link station. However, the FDOT model for the Boynton Beach DTOD District is a Community Center station with stipulated densities between 11 and 16 dwelling units per acre, much higher than 7.0 dwelling units per acre, the current gross density within the District. The proposed rezoning will bring the density closer to the number at which planned commuter service can operate efficiently.

In addition, the subject request reflects an ongoing high market demand for rental housing. Within its 35-unit residential component, the South section of the Villages would offer different type of units, including live/work, lofts and townhomes.

- b. Consistency.** *Whether the proposed Future Land Use Map amendment (FLUM) and rezoning would be consistent with the purpose and intent of, and promote, the*

applicable Comprehensive Plan policies, Redevelopment Plans, and Land Development Regulations.

Consistency with the Comprehensive Plan and Redevelopment Plan

The proposed future land use amendment and rezoning are consistent with several applicable policies of the Comprehensive Plan, such as:

Policy 1.18.1 The City shall implement the Transit-Oriented Development (TOD) approach, as described in the 2012 Florida Department of Transportation's TOD Guidebook, to manage future growth within a ½ mile radius around the intersection of Ocean Avenue and the Florida East Coast rail corridor, which is the anticipated location of the Downtown Boynton Beach Station for the planned commuter Tri-Rail Coastal Link service on the FEC Corridor. This area will be referred as the Downtown TOD District hereforth. The inner ¼-mile core of this District shall be designed to accommodate the greatest density and intensity of development.

Policy 1.18.2 The City shall aim to transform the Downtown TOD District area into an active, mixed-use, pedestrian-friendly activity zone, supporting new housing to increase potential ridership, intensifying land development activity, and adding amenities and destination uses for future transit riders. The City shall strive to achieve this goal through facilitating compact, high density and intensity development of a varied mix of land uses.

The request, if approved, would implement the FLU of Mixed Use Medium proposed for the area by the 2016 CRA Community Redevelopment Plan.

Consistency with Land Development Regulations (LDR)

The application for the master/site plan complies with the recommendations of the CRA Plan. The development regulations for the requested Mixed Use 2 (MU-2) zoning district are subject of the code review under concurrent consideration.

*c. **Land Use Pattern.** Whether the proposed Future Land Use Map amendment (FLUM) and rezoning would be contrary to the established land use pattern, or would create an isolated zoning district or an isolated land use classification unrelated to adjacent and nearby classifications, or would constitute a grant of special privilege to an individual property owner as contrasted with the protection of the public welfare. This factor is not intended to exclude FLUM reclassifications and rezonings that would result in more desirable and sustainable growth for the community.*

These actions aim to continue implementation of changes that **would result in more**

desirable and sustainable growth for the community in an area that abuts a railroad corridor and consists of underutilized commercial property and old storage bays that are non-conforming by current zoning regulations. For lands in or near the City's downtown, the CRA Plan recommends significantly more intense development and higher residential density — particularly within the Downtown Transit Oriented Development District, which already allows for an additional 25% density bonus over all zoning districts with the permitted density beginning at 20 dwelling units per acre. Denser development is needed to sustain the level of activity necessary for a lively downtown and success of the planned Coastal Link commuter service.

d. Sustainability. *Whether the proposed Future Land Use Map amendment (FLUM) and rezoning would support the integration of a mix of land uses consistent with the Smart Growth or sustainability initiatives, with an emphasis on 1) complementary land uses; 2) access to alternative modes of transportation; and 3) interconnectivity within the project and between adjacent properties.*

See the response to criterion "c" above. The proposed amendment/rezoning constitutes a major contribution to sustainable, high density redevelopment integrating a mix of land uses in the City's downtown area within the DTOD District. The project would follow the recommendations of the CRA Plan, which consistently incorporates sustainability features in all aspects of redevelopment, including intensity, urban design and connectivity. (See the master/site plan report under concurrent consideration.)

e. Availability of Public Services / Infrastructure. *All requests for Future Land Use Map amendments shall be reviewed for long-term capacity availability at the maximum intensity permitted under the requested land use classification.*

Water and Sewer. Long-term capacity availability for potable water and sewer for the subject request has been confirmed by the Utilities Department.

Solid Waste. The Palm Beach County Solid Waste Authority determined that sufficient disposal capacity will be available at the existing landfill through approximately the year 2046.

Drainage. Drainage will be reviewed in detail as part of the site plan, land development, and building permit review processes.

Traffic. The property is under the Coastal Residential exception and TCEA designations and is therefore exempted from the concurrency requirements of the Palm Beach County Traffic Performance Standards Ordinance. The monitoring of the maximum allowable residential uses and square footage of commercial, industrial and other non-residential uses as well as applicable use ratios under the TCEA Planned 2025 Land Use Table indicate that the current (cumulative) numbers remain significantly off the allowable thresholds.

Schools. The School Capacity Availability Determination application will be submitted with a site plan/master plan package.

***f. Compatibility.** The application shall consider the following factors to determine compatibility:*

(1) Whether the proposed Future Land Use Map amendment (FLUM) and rezoning would be compatible with the current and future use of adjacent and nearby properties, or would negatively affect the property values of adjacent and nearby properties; and

(2) Whether the proposed Future Land Use Map amendment (FLUM) and rezoning is of a scale which is reasonably related to the needs of the neighborhood and the City as a whole.

As already discussed in response to criteria “c” and “d,” the proposed FLUM and rezoning follows the recommendations of the CRA Plan for the area, and thus will be compatible with the future use of the surrounding properties. The Plan’s vision is to transform the area into a high intensity, walkable, bustling urban environment, with a further impetus to be provided by the planned Costal Link commuter service. The FLU recommendation for the remaining portion of the Cultural District is the Mixed Use Medium with a maximum density of 50 dwelling units per acre (see Exhibit “D”).

Property values in the area are expected to rise significantly as the implementation of the CRA Plan continues with the proposed FLU amendment/rezoning and the planned redevelopment of the civic campus into a mixed use Town Square project.

The scale of the proposed action will transform the neighborhood while answering the City’s need to create a vibrant downtown.

***g. Direct Economic Development Benefits.** For rezoning/FLUM amendments involving rezoning to a planned zoning district, the review shall consider the economic benefits of the proposed amendment, specifically, whether the proposal would:*

- (1) Further implementation of the Economic Development (ED) Program;*
- (2) Contribute to the enhancement and diversification of the City’s tax base;*
- (3) Respond to the current market demand or community needs or provide services or retail choices not locally available;*
- (4) Create new employment opportunities for the residents, with pay at or above the county average hourly wage;*
- (5) Represent innovative methods/technologies, especially those promoting sustainability;*
- (6) Be complementary to existing uses, thus fostering synergy effects; and*
- (7) Alleviate blight/economic obsolescence of the subject area.*

The proposed project would be yet another major catalyst and synergy contributor in support of a successful, lively downtown ("g1" and "g6"), bringing more development to the area and attracting more residents and visitors to the City. As already noted in this report, the request reflect the ongoing economic recovery and the current market demand, adhering to criterion "g3", and would, if approved, effect a significant enhancement of the City's tax base (criterion "g2"). Direct impact on job generation would be negligible, with indirect (multiplier) effects having a more significant potential through increased demand for retail and restaurant uses.

h. Commercial and Industrial Land Supply. *The review shall consider whether the proposed rezoning/FLUM amendment would reduce the amount of land available for commercial/industrial development. If such determination is made, the approval can be recommended under the following conditions:*

(1) The size, shape, and/or location of the property makes it unsuitable for commercial/industrial development; or

(2) The proposed rezoning/FLUM amendment provides substantiated evidence of satisfying at least four of the Direct Economic Development Benefits listed in subparagraph "g" above; and

(3) The proposed rezoning/FLUM amendment would result in comparable or higher employment numbers, building size and valuation than the potential of existing land use designation and/or rezoning.

Even though the proposed land use amendment/ rezoning would replace the current commercial zoning with a mixed use zoning, the latter allows considerably more intense commercial development. Moreover, high density residential development permitted under the new districts would increase population and thus the demand for commercial uses downtown and in the surrounding neighborhoods.

i. Alternative Sites. *Whether there are adequate sites elsewhere in the City for the proposed use in zoning districts where such use is already allowed.*

As explained earlier in this report, the proposed FLUM amendment and rezoning constitute implementation of the CRA Plan recommendation for the subject site.

j. Master Plan and Site Plan Compliance with Land Development Regulations. *When master plan and site plan review are required pursuant to Section 2.D.1.e above, both shall comply with the requirements of the respective zoning district regulations of Chapter 3, Article III and the site development standards of Chapter 4.*

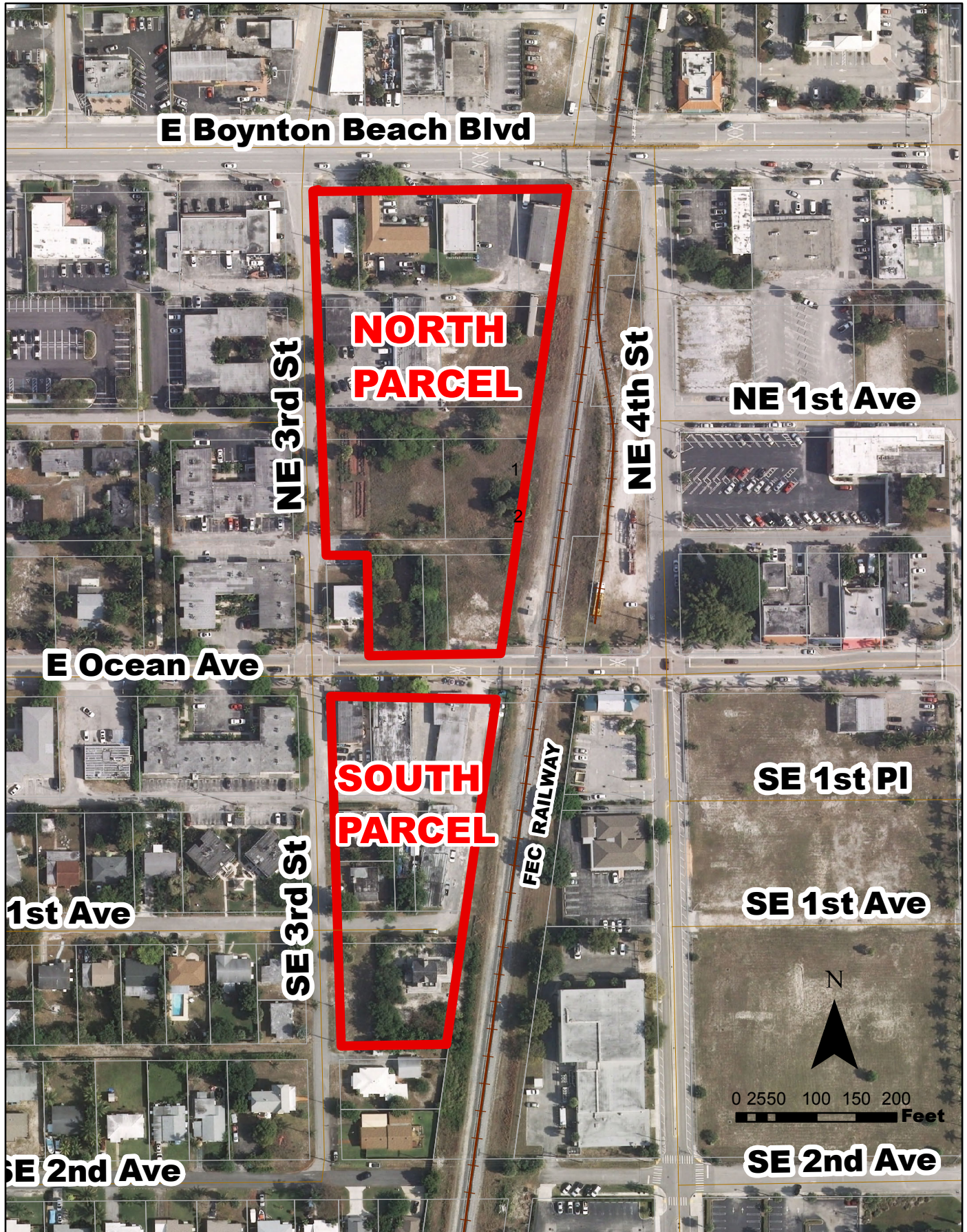
For the master plan/site plan review, see the corresponding staff report. The application for the master/site plan complies with the recommendations of the CRA Plan. The development regulations for the requested Mixed Use 2 (MU-C) zoning district are subject of the code review under concurrent consideration.

CONCLUSION/RECOMMENDATION

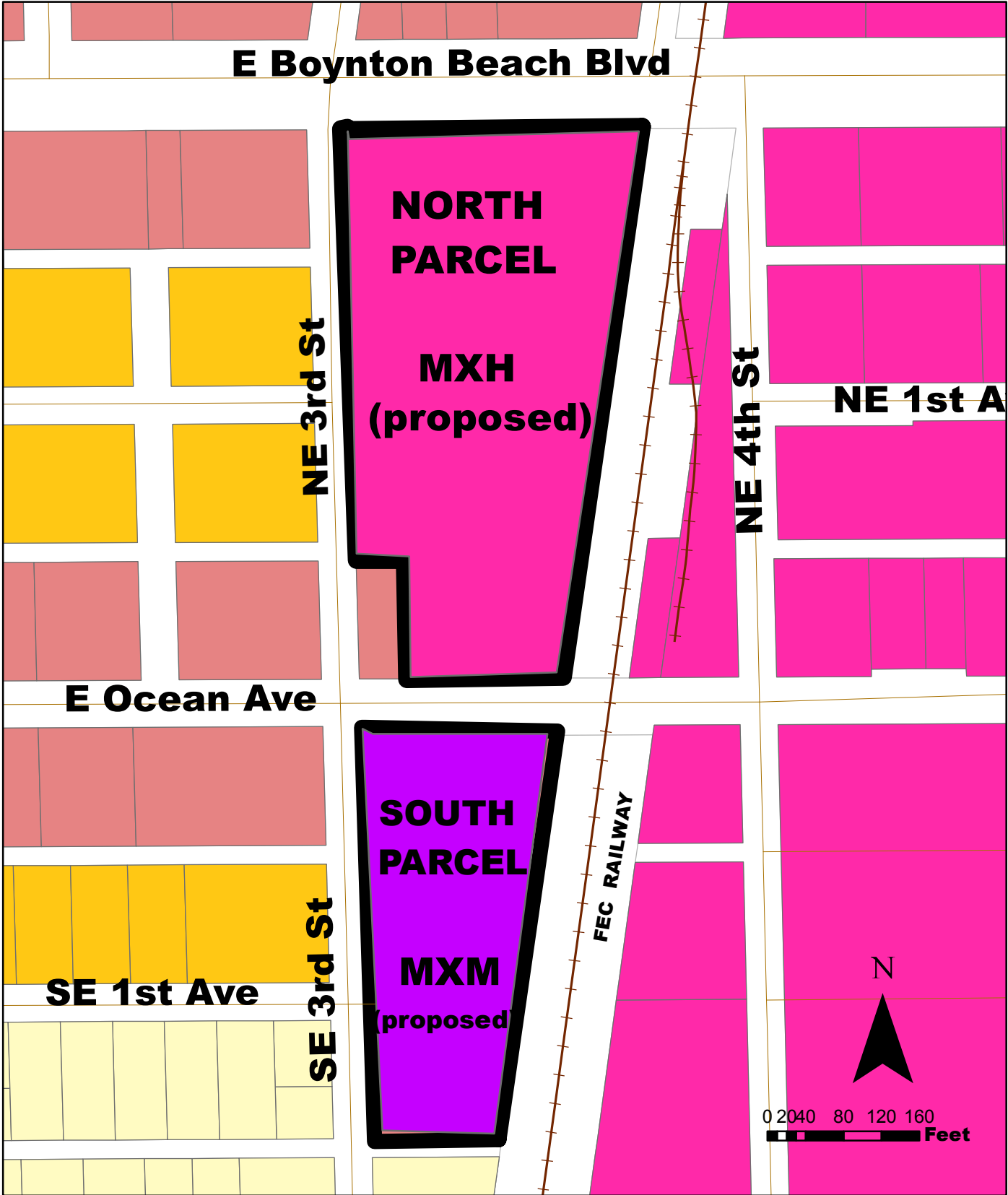
As indicated herein, staff has reviewed the proposed FLUM amendment and rezoning and determined that it constitutes the implementation of the CRA Community Redevelopment Plan and the policies of the Comprehensive Plan. Therefore, staff recommends approvals of the subject requests.

S:\Planning\SHARED\WP\PROJECTS\Villages at East Ocean\Villages LUARs\Villages South LUAR 17-003\LUAR 17-003 Villages South Staff Report.doc






LOCATION MAP



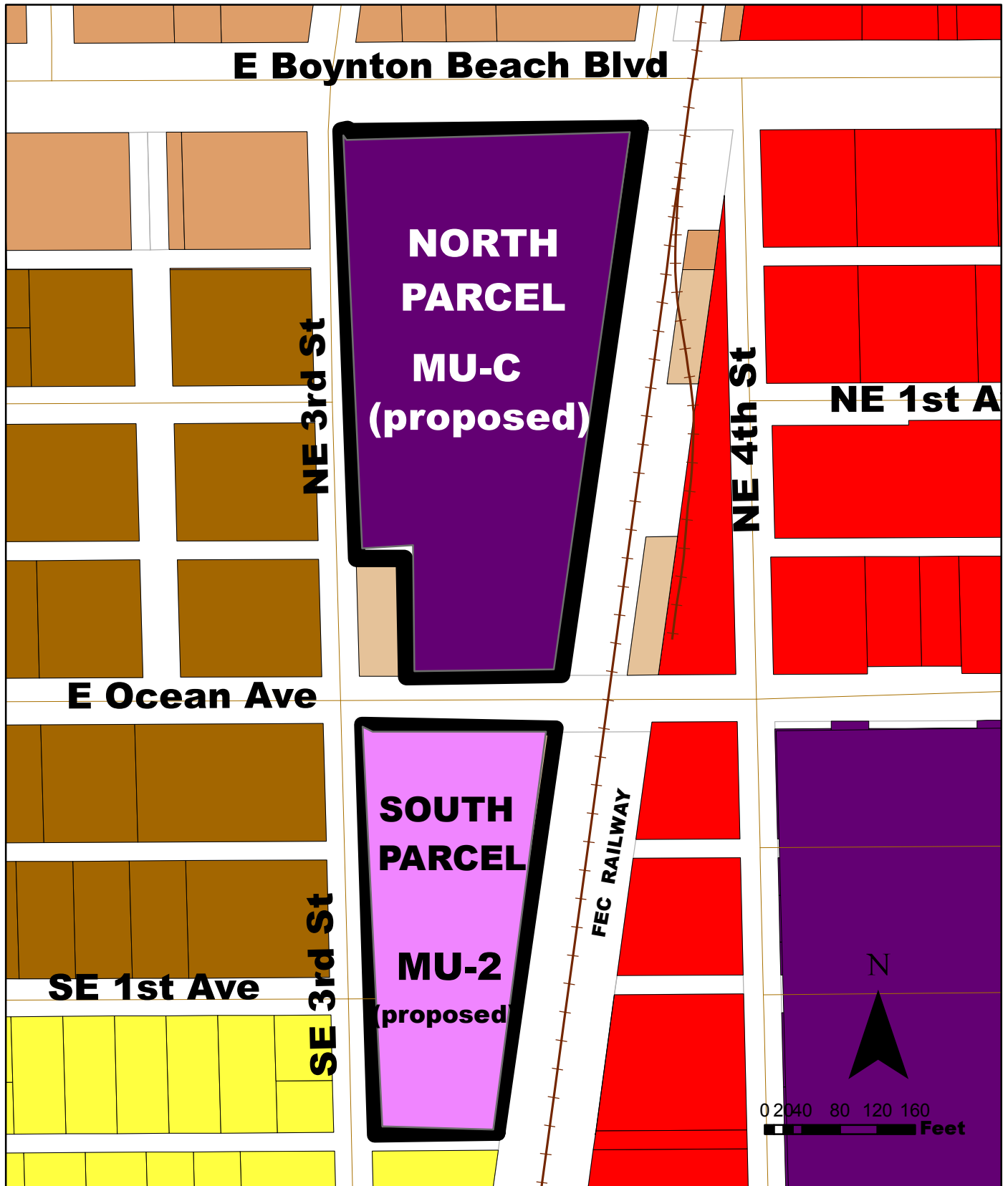
VILLAGES AT OCEAN AVENUE (LUAR 17-002/003): FLU










Legend

 LOW DENSITY RESIDENTIAL (LDR), 7.5 D.U./Acre	 LOCAL RETAIL COMMERCIAL (LRC)
 MEDIUM DENSITY RESIDENTIAL (MEDR), 11 D.U./Acre	 MIXED USE MEDIUM (MXM), 50 D.U./Acre
 HIGH DENSITY RESIDENTIAL (HDR), 15 D.U./Acre	 MIXED USE HIGH (MXH), 80 D.U./Acre

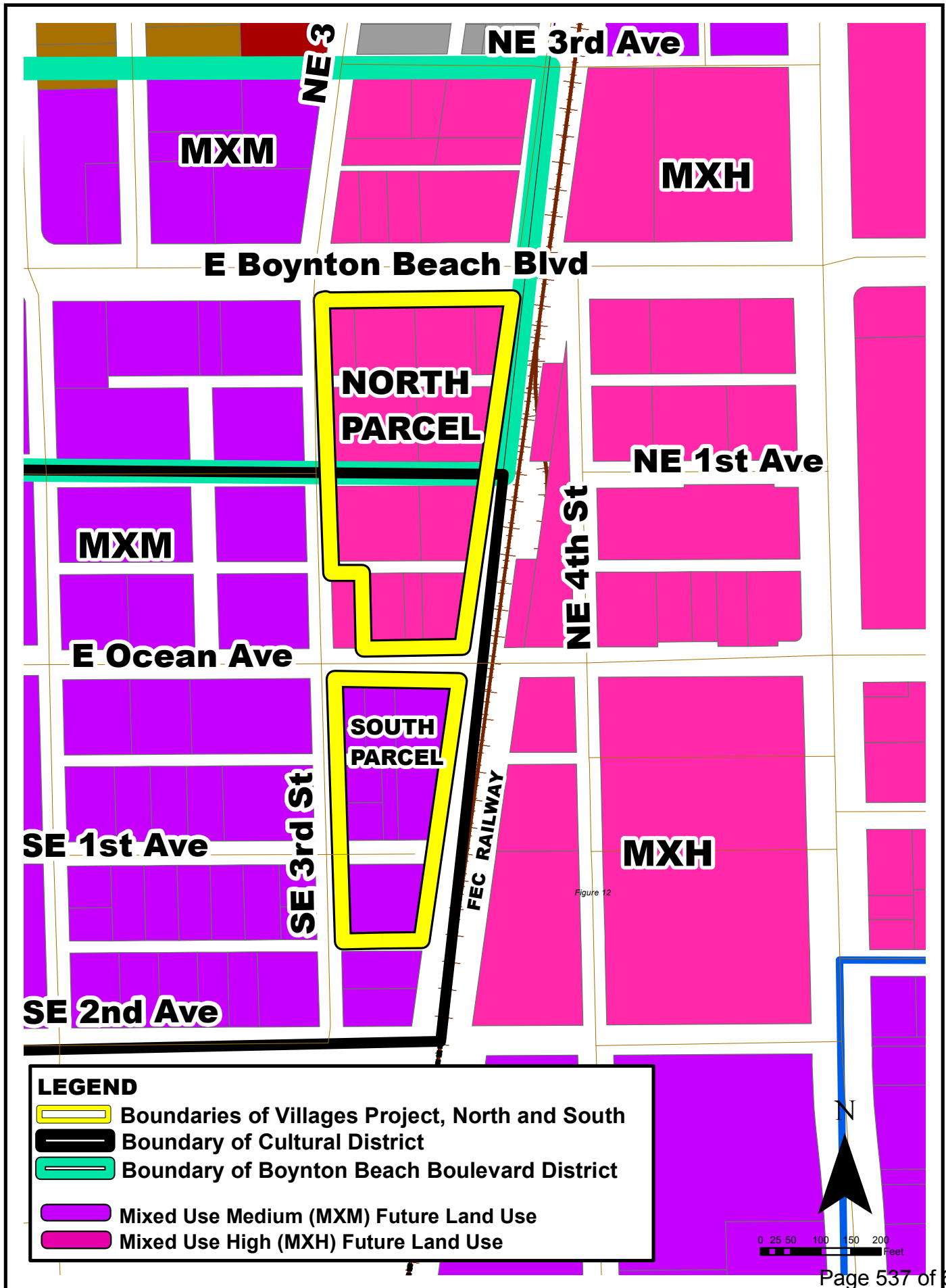
VILLAGES AT OCEAN AVENUE (LUAR 17-002/003): ZONING



Legend: Zoning Districts

	R1A Single Family		C3 Community Commercial
	R3 Multi Family		CBD Central Business District
	C2 Neighborhood Commercial		MU-2 Mixed Use 2
			MU-C Mixed Use Core

CRA PLAN'S FLU RECOMMENDATIONS





CITY OF BOYNTON BEACH AGENDA ITEM REQUEST FORM

COMMISSION MEETING DATE: 9/19/2017

REQUESTED ACTION BY COMMISSION: Approve The Village at East Ocean Avenue - South Major Site Plan Modification (MSPM 17-004) for a mixed-use development consisting of 35 dwelling units, commercial space, and associated recreational amenities and parking on a 1.764 acre site. Applicant: Arthur D'Almeida (**TABLED to September 19, 2017 to correspond with 2nd reading of the Land Use Amendment application.**)

EXPLANATION OF REQUEST:

The Villages at East Ocean Avenue is a proposed mixed use development on 5.14 acres split into two different master plans with Ocean Avenue being the dividing line —the south portion extends from the Ocean Avenue to the alley south of SE 1st Avenue, while the north part covers the area from Ocean Avenue to Boynton Beach Boulevard.

Mr. Bradley Miller, agent for the owner, is requesting approval of several concurrent applications for the development of The Villages at East Ocean Avenue project. (See the respective staff reports). The requests include two (2) Future Land Use Map Amendments and Rezonings, two (2) Major Site Plan Modifications, and a series of Right-Of-Way Abandonments. This request is for a Major Site Plan Modification for the south parcel for approval to construct a mixed-use development consisting of 35 multi-family residential units, 3,500 square feet of commercial space and corresponding parking.

The Planning & Development Board reviewed this item on August 22, 2017 and conditions of approval are attached.

HOW WILL THIS AFFECT CITY PROGRAMS OR SERVICES? N/A

FISCAL IMPACT: If approved and developed, the project would increase application and processing revenues and ultimately, the City's tax base.

ALTERNATIVES: N/A

STRATEGIC PLAN:

STRATEGIC PLAN APPLICATION: N/A

CLIMATE ACTION:

CLIMATE ACTION DISCUSSION: N/A

Is this a grant?

Grant Amount:

ATTACHMENTS:

Type	Description
<input type="checkbox"/> Staff Report	Staff Report
<input type="checkbox"/> Location Map	Exhibit A - Location Map
<input type="checkbox"/> Drawings	Exhibit B - Project Plans
<input type="checkbox"/> Conditions of Approval	Exhibit C - Conditions of Approval
<input type="checkbox"/> Development Order	Development Order

**DEVELOPMENT DEPARTMENT
PLANNING AND ZONING DIVISION
MEMORANDUM NO. PZ 17-044
STAFF REPORT**

TO: Chair and Members
Planning and Development Board

THRU: Michael W. Rumpf *MWR*
Director of Planning and Zoning

FROM: Amanda Bassiely *AB*
Senior Planner – Urban Designer

DATE: August 11, 2017

PROJECT NAME: The Villages at East Ocean Avenue - South (MSPM 17-004)

REQUEST: Major Site Plan Modification approval for a mixed-use development consisting of 35 dwelling units, commercial space, and associated recreational amenities and parking on a 1.764 acre site.

PROJECT DESCRIPTION

Property Owner: 206 Boynton LLC, Boynton Beach Property Holdings LLC,
416 Boynton LLC, 422 Boynton LLC, First Avenue Boynton LLC,
East Ocean Avenue LLC

Applicant: Arthur B. D'Almeida, Managing Member

Agent: Bradley D. Miller, Miller Land Planning

Location: South side of Ocean Avenue to the alley south of SE 1st Avenue
between the F.E.C. Railroad and SE 3rd Street (see Exhibit "A" - Site
Location Map).

Existing Land Use: LRC (Local Retail Commercial)

Proposed Land Use: MXM (Mixed Use Medium)

Existing Zoning: C-2 (Neighborhood Commercial)

Proposed Zoning: MU-2 (Mixed Use 2)

Proposed Use: 35 dwelling units, 3,500 square feet of commercial space, and
associated recreational amenities and parking on a 1.764 acre site.

Acreage: 1.764 acres

Adjacent Uses:

- North: Right-of-way for Ocean Avenue and farther north is a proposed mixed use development of the Villages at East Ocean Avenue (north parcel) which is proposed to have a Land Use classification of Mixed Uses High (MXH) and a zoning designation of MU-C (Mixed Use Core);
- South: Developed single-family properties with a Land Use classification of Low Density Residential (LDR) and zoned R1A (Single Family);
- East: Right-of-way for the Florida East Coast Railroad and NE 4th Street and farther east are developed commercial properties with a Land Use classification of Mixed Use (MX) and a zoning designation of CBD (Central Business District); and
- West: Right-of-way for NE 3rd Street and farther west are developed multi-family properties zoned R-3 (Multi-Family)

PROPERTY OWNER NOTIFICATION

Owners of properties within 400 feet of the subject request were mailed a notice of this request and its respective hearing dates. The applicant certifies that they posted signage and mailed notices in accordance with Ordinance No. 04-007.

BACKGROUND

Proposal:

The Villages of East Ocean Avenue is a proposed mixed use development on 5.14 acres split into two different master plans with Ocean Avenue being the dividing line —the south portion extends from the Ocean Avenue to the alley south of SE 1st Avenue, while the north part covers the area from Ocean Avenue to Boynton Beach Boulevard.

Mr. Bradley Miller, agent for the owner, is requesting approval of several concurrent applications for the development of The Villages at East Ocean Avenue project. (See the respective staff reports). The requests include two (2) Future Land Use Amendments and Rezoning, two (2) Major Site Plan Modifications, and a series of Right-Of-Way Abandonments. This request is for a Major Site Plan Modification for the south parcel for approval to construct a mixed-use development consisting of 35 multi-family residential units, 3,500 square feet of commercial space and a supporting parking.

ANALYSIS

- Traffic:** A traffic study was sent to the Palm Beach County Traffic Division for review. The project is located within the boundaries of the City of Boynton Beach TCEA (Traffic Concurrency Exception Area) and therefore meets the Palm Beach County Traffic Performance Standards. The entire project (both the north and south parcels) generate 1,635 new daily trips with 192 AM peak trips and 130 PM peak trips.
- School:** The School District of Palm Beach County has confirmed that area schools have adequate capacity to accommodate the potential public school students who will reside in the proposed dwelling units with their families.
- Utilities:** The City's water capacity, as increased through the purchase of up to five (5) million gallons of potable water per day from Palm Beach County Utilities, would meet the projected potable water demand for this project. Sufficient sanitary sewer and wastewater treatment capacity is also currently available to serve the project. The applicant will be making several upgrades to utility lines in the vicinity of the project as part of the site development.
- Police/Fire:** The Police Department has reviewed the site plan and all review comments have been acknowledged by the applicant and will be addressed at the time of permitting. The Fire Department notes that they will be able to provide an adequate level of service for this project with current or expected infrastructure and/or staffing levels. Further plan review by Police and Fire will occur during the building permit process.
- Drainage:** Conceptual drainage information was provided for the City's review. The Engineering Division has found the conceptual information to be adequate and is recommending that the review of specific drainage solutions be deferred until time of permit review.
- Access:** The property has two vehicular access points on SE 3rd Street. Both access points lead directly into the parking areas which serve the residential units. Sidewalks are provided along the street rights-of-way. The sidewalks proposed are a minimum of eight (8) feet in width and are lined with street trees for shade. The sidewalks along Ocean Avenue abut an active area that may be used for outdoor dining for commercial uses.
- There is a central plaza located on the Ocean Avenue frontage to encourage pedestrian interaction. The development also proposes two green areas, one in the center of the parking area, which may be used as a dog park and a second adjacent to the historical structure at the southern end of the project.
- Parking:** Off-street parking for the MU-2 zoning district requires 1.5 parking spaces for one-bedroom units and two parking spaces for two (2) or more bedroom units. The project proposes 35 units (a mixture of studio, loft, one and two

bedroom units), which would require 54 parking spaces. Additionally, the code requires the provision of guest parking at a rate of 0.15 spaces per unit, which adds another 6 required parking spaces to the total. The commercial space, which would allow a mix of retail, office and restaurant uses, requires one (1) parking space per 200 square feet of gross floor area. The site plan proposes 3,500 square feet of retail, thereby requiring an additional 18 parking spaces. The existing historic structure has not been assigned a use and does not seem to be accounted for in the parking calculations. Staff requests this deficiency, if one exists, be rectified (See Exhibit C – Conditions of Approval).

The site plan contains 88 required parking spaces. Regular parking space dimensions would conform to code requirements for the CRA of 9 feet by 18 feet for 90 degree parking and 9 feet by 25 feet for parallel spaces. The four (4) handicap spaces would be dimensioned 12 feet wide by 18 feet long.

The applicant is proposing a surface parking lot that is located behind the residential units. The parking area is completely screened from both SE 3rd Street and Ocean Avenue. The parking lot would accommodate up to 61 vehicles. The developer will be required to comply with the City's residential parking requirements to ensure that the designated resident parking spaces are reserved for, and made available to the residents so there is no reason for residents to utilize guest and retail parking spaces. There are an additional 17 on-street parking spaces; six (6) on Ocean Avenue and eleven (11) on SE 3rd Street. Lastly, the 5 townhomes each have a two-car garage (totaling 10 parking spaces).

Landscaping:

The Plant List (Sheets L3 & L4) indicates that the project would add a total of 49 canopy trees, 26 palm trees, 952 accent and shrub specimens, and 4,760 small shrubs/groundcover plants. All plant materials to be used in the landscape design are required to be Florida number one grade and must be identified as having "low" or "medium" watering needs in the South Florida Water Management's "Waterwise" publication. The proposed tree species include the following: Cathedral Live Oak, Crape Myrtle, Green Buttonwood, Sabel Palms, Silver Date Palms, and along with a variety of other tree types.

The CRA Plan recommends the Ocean Avenue streetscape include reduced building setbacks and encourage building placement abutting the street, thus creating an urban setting. The concept creates a landscape design that encompasses both the private and public domain, to blend the two areas into one unified landscape scheme to optimize the pedestrian experience. This is accomplished through hardscape and landscape choices, covered walkways (arcades, awnings, tree canopy), and streetscape amenities (benches/seatwalls, lighting, accent plantings). The landscape design proposed by the applicant depicts the use of street trees and covered arcades to create the streetscape theme, with the lower landscape material placed at points along the building foundation and between the street and sidewalk, in an effort to maximize clear pedestrian pathways.

Building and Site: The proposed site area totals 1.764 acres. The dwelling units are located above the retail spaces fronting Ocean Avenue and along SE 3rd Street. The retail portion of the project totals 3,500 square feet and fronts the main roadways and the public plaza. The parking area, as noted previously, has 61 parking spaces, with dedicated resident parking.

Of the 35 residential units, nine (9) are studios, six (6) are one (1) bedroom, four (4) are livework units, eleven (11) are two (2) bedroom, and five (5) are (3) bedroom units. The units range in size from a 954 square foot to a 3,044 square foot.

Relative to the floor area ratio (FAR) regulations within the code, the Mixed Use 2 (MU-2) zoning district has a maximum FAR of 2.0 (0.91 FAR proposed). The project is also located within the "Transit Core" (1/4 mile radius of the station), which requires that new development have a minimum density of 20 dwelling units per acre (20 du/ac are proposed).

Building Height: Overall, the building design has the most intensity along the frontage of Boynton Beach Boulevard, decreasing in intensity as the project approaches Ocean Avenue. The maximum building height allowed in the MU-2 (Mixed Use-2) zoning district is 65 feet. The proposed building elevations depict the typical roof deck height of approximately fifty-four (54) feet; with an overall height of approximately sixty-four (64) feet. Along Ocean Avenue, the building height is reduced in height to approximately thirty-five feet (35'), per the CRA plan.

Setbacks: The MU-2 zoning district requires no building setbacks, but rather a zero (0) build-to line. However, the CRA plan recommends the building be setback to allow for an enhanced public realm that includes street trees, sidewalks, plazas, and active areas such as outdoor seating for retail uses. The building setback is measured from the property line to the exterior surface of the building or supporting columns. Along Ocean Avenue and SE 3rd Street the building has a setback of approximately 16 feet and approximately 18 feet along the FEC right-of-way.

Amenities: As noted above, there is a central plaza located on the Ocean Avenue frontage to encourage pedestrian interaction. The development also proposes two green areas, one in the center of the parking area, which may be used as a dog park and a second adjacent to historical structure at the southern end of the project.

Design: The intended architectural style for the project is "Coastal Village", which is a variation of Florida Vernacular Architecture. This architectural style fosters a sense of place and identity for the district. The Coastal Village architectural style blends tropical motifs such as climate-sensitive roof forms with contemporary design elements such as vertical orientation, sparsely used ornamentation, vertically-oriented windows, and materials such as concrete and steel structural frames, standing seam metal roofs and use of colors. The project materials and finishes are consistent with this architectural style.

The mixed-use projects are designed to create a pedestrian-friendly environment by placing the buildings along pedestrian zones and articulating the building mass avoiding a repetitive, continuous, monotonous building block. The building mass fronting SE 3rd Street on both the north and south parcels is articulated and scaled down as one moves from north to south. This approach maintains the highest building mass and density closer to Boynton beach Boulevard and a lower scale on both sides of Ocean Avenue, terminating with a small townhouse building at the south end. The buildings facing Boynton Beach Boulevard are stepped back ten feet at a height of 45 feet in order to move the mass of the building farther from the pedestrian environment.

Lighting:

The photometric plans (Sheets PH-1 & PH-2) include 33 freestanding pole light fixtures, with pole height ranging from 12 feet to a maximum of 15 feet. The poles are designed to match the poles and light fixture already approved along the Casa Costa, 500 Ocean and Boynton Promenade projects. The poles and fixtures would be constructed of cast aluminum, black in color and the light fixtures would have a flat lens to ensure the on-site illumination would not "spill over" onto adjacent properties and rights-of-way as required by code. There are no spot readings in excess of the maximum 5.9 foot-candles allowed.

Signage:

Locations have been identified to ensure proper wayfinding for public parking. Site and building signage have not been finalized and a Sign Program must be approved for the site prior to requesting any sign permits for the site (see Exhibit "C" – Conditions of Approval).

Public Art:

The project is subject to the Art in Public Places requirement, and the applicant has been in discussions with the Public Arts Administrator regarding the art and its placement. The project proposes Public Art throughout the site including utilizing the building walls, site fountains, public courtyards and walkways.

RECOMMENDATION

Staff has reviewed this request for a Major Site Plan Modification and recommends APPROVAL, subject to approval of the accompanying applications and satisfying all comments indicated in Exhibit "C" – Conditions of Approval. Any additional conditions recommended by the Board or required by the City Commission shall be documented accordingly in the Conditions of Approval.

LOCATION MAP

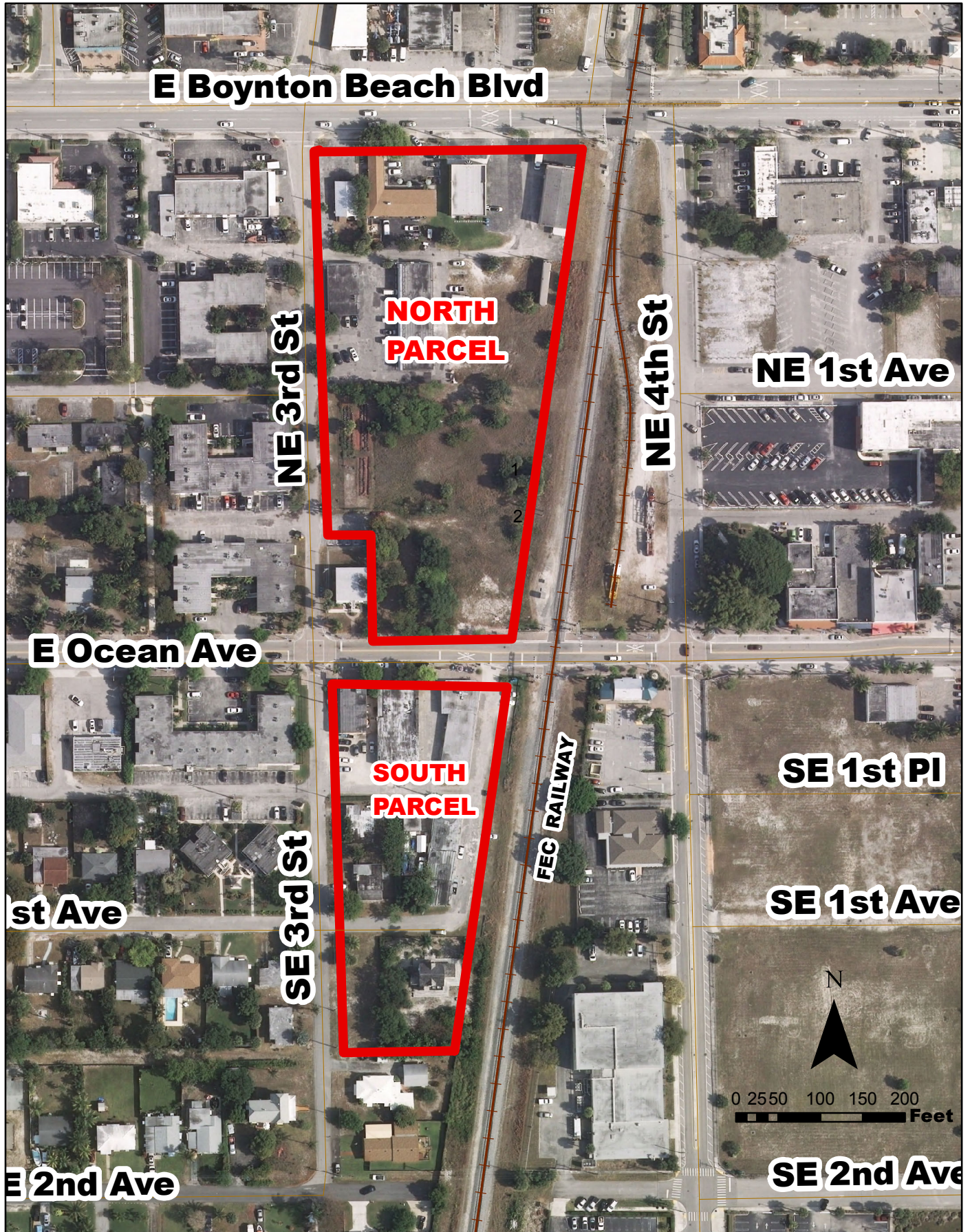
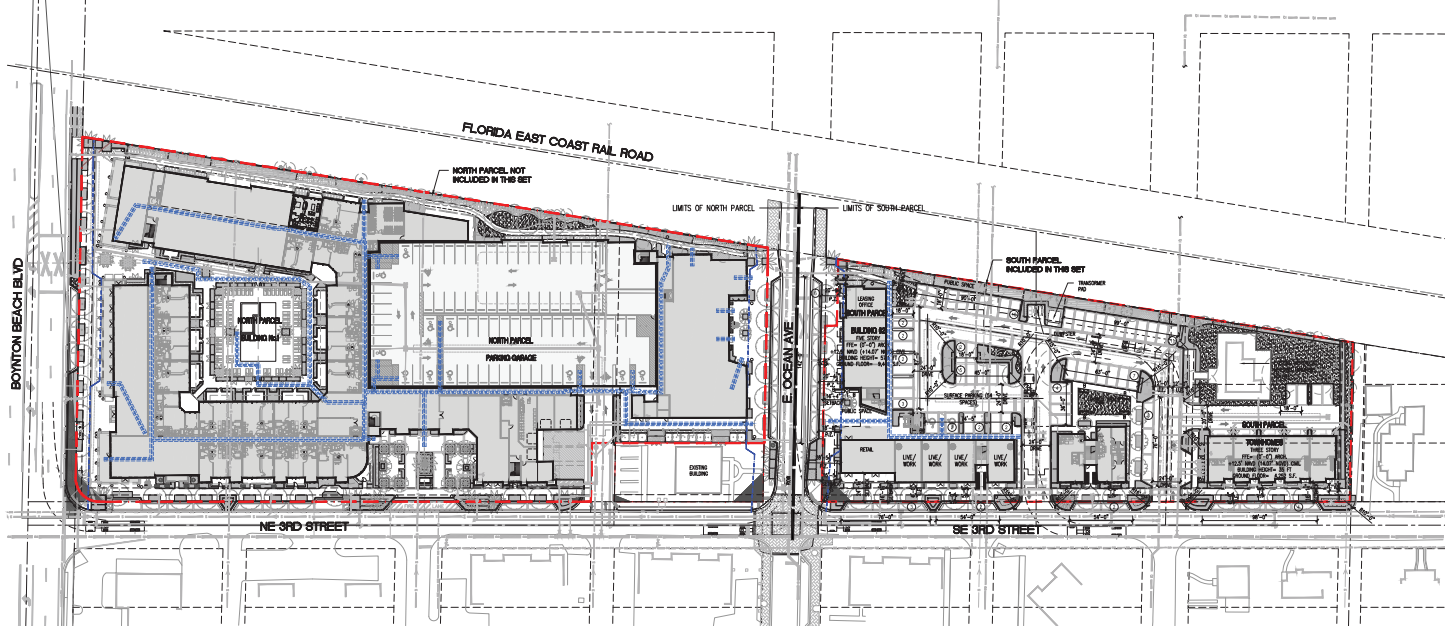


EXHIBIT "B": PROJECT PLANS



MASTER SITE PLAN DATA		
PROJECT DESCRIPTION	SOUTH PARCEL - THE VILLAGES AT EAST OCEAN AVENUE, BOYNTON BEACH, FL 33487	
PROJECT LOCATION	BOYNTON BEACH, FL	
SITE ADDRESS	405 EAST OCEAN AVENUE BOYNTON BEACH, FL 33487	
FLOOD ZONE	X 100 BASE FLOOD ELEVATION	
FINISH FLOOR ELEVATION	12.32 AND 12.417 7600' - 0' 0"	
PCN NUMBERS	08 43 45 28 03 008 0050 08 43 45 28 03 008 0061 08 43 45 28 03 008 0060 08 43 45 28 03 008 0071 08 43 45 28 03 008 0072 08 43 45 28 03 011 0040	
EXISTING ZONING	C-2	
PROPOSED ZONING	MU-2	
EXISTING USE	NEIGHBORHOOD COMMERCIAL	
PROPOSED USE	MIXED USE	
EXISTING FUTURE LAND USE	URC (LOCAL RETAIL COMMERCIAL)	
PROPOSED FUTURE LAND USE	MU-MED (MIXED USE MEDIUM)	
USE AND OCCUPANCY	RESIDENTIAL R-2	
TYPE OF CONSTRUCTION	TYPE B	
SITE AREA	1.764 ACRES / 76,899.84 S.F.	

GROSS AREA CALCULATION			
LEVEL	BUILDING No.2	TOWNHOMES	ANDREWS HOUSE
FIRST LEVEL	9,466 S.F.	4,252 S.F.	1,600 S.F.
SECOND LEVEL	17,257 S.F.	4,386 S.F.	
THIRD LEVEL	14,426 S.F.	4,657 S.F.	
FOURTH LEVEL	6,649 S.F.		
FIFTH LEVEL	4,435 S.F.		
RETAIL	3,500 S.F.		
SUBTOTAL	55,432 S.F.	13,095 S.F.	1,600 S.F.
TOTAL GROSS AREA	70,127 S.F.		

UNIT MIX SUMMARY				
No. OF BED/BATH	TOTAL NUMBER OF UNITS	BUILDING No.2	TOWNHOUSE	%
STUDIO	9	0	9	25.71%
1 BED / 1 BATH	2	0	2	5.71%
2 BED / 2 BATH	8	0	8	22.86%
3 BED / 2 BATH	0	5	5	0.00%
LIVE / WORK / 1 BED	4	0	4	11.43%
LOFT / 1 BED	3	0	3	8.57%
LOFT / 2 BED	4	0	4	11.43%
TOTAL	30	5	35	100%

DEVELOPMENT REGULATION	CODE SECTION	DISTRICT	MIN. REQUIRED	PROPOSED
STRUCTURE HEIGHT (FT)	CHAPTER 2, ARTICLE II, SEC. 5, C.1 (TABLE 3-2.1)	MU-2	MIN. ALLOWED (*) 30 FT PROPOSED: FACING OCEAN AVE 57.7 FT FACING SE 3RD STREET 38 FT	57.7 FT
DENSITY	CHAPTER 2, ARTICLE II, SEC. 5, C.1 (TABLE 3-2.1)	MU-2	MIN. ALLOWED (*) 40 UNITS/ACRE REQUESTED: 19.84 UNITS/ACRE (*) MAY BE INCREASED UP TO 25% (ADDITIONAL 20 UNITS) OVER THE MAXIMUM DENSITY ALLOWED IN THE UNDERLYING ZONING DISTRICT.	35 UNITS/ACRE
FAR	CHAPTER 2, ARTICLE II, SEC. 5, C.1 (TABLE 3-2.1)	MU-2	MIN. ALLOWED RATIO 3.5 268,939 S.F. PROPOSED: 0.91 70,127 S.F.	0.91
BUILD-TO-LINE	CHAPTER 2, ARTICLE II, SEC. 5, C.1 (TABLE 3-2.1)	MU-2	MIN. REQUIRED FRONT 0 FT REAR 0 FT INTERIOR SIDE 0 FT	0 FT
PEDESTRIAN ZONE	PER DISCUSSION WITH CITY STAFF	MU-2	MIN. REQUIRED PROPOSED: FACING OCEAN AVE 18.5 FT FACING SE 3RD STREET 18.6 FT FACING RAILROAD 18 FT	18.5 FT
OPEN SPACE	CHAPTER 3, ARTICLE IV, SEC. 5, C.1 (TABLE 3-2.1)	MU-2	MIN. REQUIRED PROPOSED: PERCENT 2%	2%
PERIMETER LANDSCAPE	CHAPTER 4, ARTICLE IV, SEC. 4	MU-2	MIN. REQUIRED PROPOSED: 5 FT	5 FT
ENCROACHMENTS	PER CHAPTER III OF THE CRA DESIGN STANDARDS	MU-2	MAX. ALLOWED ROOF EAVES 5 FT BALCONIES 5 FT AWNINGS 5 FT	5 FT
PEDESTRIAN AND BICYCLIST AMENITIES	PER CHAPTER 4, ARTICLE II, SEC. 9 (TABLE 4-10)		REQUIRED BICYCLE RACKS 1 PER 75,000 OF LOT AREA = 11 BENCHES 1 PER 25,000 OF LOT AREA = 14 TRASH RECEPTACLES 1 PER 25,000 OF LOT AREA = 14	11 BICYCLE RACKS 14 BENCHES 14 TRASH RECEPTACLES

UNIT BREAKDOWN BUILDING 2 MU-2 (5 STORIES)									
No. OF BED/BATH	UNIT TYPE	UNIT AREA (S.F.)	1ST FLOOR	2ND FLOOR	3RD FLOOR	4TH FLOOR	5TH FLOOR	TOTAL UNITS	
STUDIO	TYPE A1	954.50	1	2	6	0	0	9	
	SUB-TOTAL		1	2	6	0	0	9	
1 BED / 1 BATH	TYPE B1	1,124.00	0	1	1	0	0	2	
	SUB-TOTAL		0	1	1	0	0	2	
2 BED / 2 BATH	TYPE C1	1,140.00	0	1	1	1	0	3	
	TYPE C2	1,140.00	1	1	1	0	0	3	
	TYPE C3	1,235.84	0	1	1	0	0	2	
	SUB-TOTAL		1	3	3	1	0	8	
LIVE/WORK / 1 BED	TYPE E1	1,772.37	4	0	0	0	0	4	
	SUB-TOTAL		4	0	0	0	0	4	
LOFT 2 BED	TYPE F1	1,380.41	0	3	0	0	0	3	
	SUB-TOTAL		0	3	0	0	0	3	
LOFT 1 BED	TYPE G1	1,963.43	0	0	0	4	0	4	
	SUB-TOTAL		0	0	0	4	0	4	
	TOTAL		6	6	10	5	0	26	

TOWNHOMES MU-2 (3 STORIES)				
No. OF BED/BATH	UNIT TYPE	UNIT AREA (S.F.)	TOTAL NUMBER	TOTAL UNITS
3 BED / 2 BATH	TYPE D2A	3,005.43	3	3
	TYPE D2B	3,044.04	3	3
	TYPE D2C	3,044.04	3	3
	TOTAL		9	9

PARKING REQUIRED				
ARTICLE V, SEC. 2, B	TYPE OF UNIT	AMOUNT OF UNITS	SPACES PER UNIT	TOTAL
BUILDING No.2	STUDIO (TYPE A)	9	AT 1.5 SPACES	14
	1 BEDROOM (TYPE B)	2	AT 1.5 SPACES	3
	2 BEDROOM (TYPE C)	8	AT 2.0 SPACES	16
	LIVE/WORK (TYPE E)	4	1 PER 2 UNITS	8
	LOFT/1 BED (TYPE F)	3	AT 1.5 SPACES	5
	LOFT/2 BED (TYPE G)	4	AT 2.0 SPACES	8
	GUEST PARKING	30	AT 0.15 SPACES	5
				59
	DETAIL USE	3,500 S.F.	1 PER 200 S.F.	18
				77
TOWNHOMES	3 BEDROOM (TYPE D)	9	AT 2.0 SPACES	18
				18
	TOTAL PARKING REQUIRED THIS BUILDING			95

PARKING PROVIDED			
BUILDING No.2	STANDARD PARKING (9'-0" x 18'-0")	HANDICAP PARKING (12'-0" x 18'-0")	TOTAL
SURFACE PARKING	54	2	56
PARALLEL PARKING	22	0	22
	TOTAL		78
TOWNHOMES	STANDARD PARKING (9'-0" x 25'-0")	0	0
COVERED PARKING (PRIVATE GARAGE - 2 PER UNIT)			18

SITE NOTES

- THIS PROJECT SHALL BE EQUIPPED WITH FIRE ALARM, FIRE SPRINKLER, FIRE PUMP AND STANDPIPES AS REQUIRED BY THE F.B.C.
- BUILDINGS, STRUCTURES AND PARTS THEREOF SHALL BE DESIGNED TO WITHSTAND THE MINIMUM WIND LOADS OF 170 MPH WIND FORCES ON EVERY BUILDING OR STRUCTURE SHALL BE DETERMINED BY THE PROVISIONS OF ASCE 7 AND THE PROVISIONS OF 2014 F.B.C., SECTION 1609 (WIND LOADS).
- BUILDINGS THREE-STORIES OR HIGHER SHALL BE EQUIPPED WITH AN AUTOMATIC SPRINKLER SYSTEM PER F.S. 553.895. FIRE PROTECTION PLANS AND HYDRAULIC CALCULATIONS SHALL BE INCLUDED WITH THE BUILDING PLANS AT THE TIME OF PERMIT APPLICATION AND SHALL COMPLY WITH CHAPTER 9 OF THE 2014 F.B.C.
- THE PROPOSED FINISH FLOOR ELEVATION 14.5' NVD IS ABOVE THE HIGHEST 100-YEAR BASE FLOOD ELEVATION APPLICABLE TO THE BUILDING SITE, AS DETERMINED BY THE SPIMD'S SURFACE WATER MANAGEMENT CONSTRUCTION DEVELOPMENT REGULATIONS.
- ALL PLANS SUBMITTED FOR PERMITTING SHALL MEET THE CITY'S CODES AND THE APPLICABLE BUILDING CODES IN EFFECT AT THE TIME OF APPLICATION.

LEGEND

- ACCESSIBLE ROUTE (TO COMPLY WITH THE 2014 F.B.C. ACCESSIBILITY).
- BR BICYCLE RACK
- B BENCH
- T TRASH RECEPTACLE

RLC Architects
 1405 E. OCEAN AVENUE, SUITE 100
 BOYNTON BEACH, FL 33487
 (561) 335-1100
 www.rlcarchitects.com

Juan Caycedo
 Project Director
 2017.06.28
 19:40:00
 -04:00'

THE VILLAGES AT EAST OCEAN AVENUE (SOUTH PARCEL)
 405 E OCEAN AVENUE
 BOYNTON BEACH FL 33485

Scale: AS NOTED
 Project No: 15078-00
 Plot Date: 06/20/2017

Principal: JC
 Project Director: JC
 Drafted by: TC
 Checked by:

Sheet No.
AS1.10



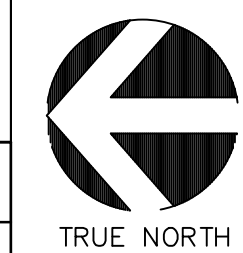
SPA
 RE-SUBMITTAL
 06/20/2017



LEGEND	
---	BUILT-TO-LINE
BR	BICYCLE RACK
B	BENCH
T	TRASH RECEPTACLE

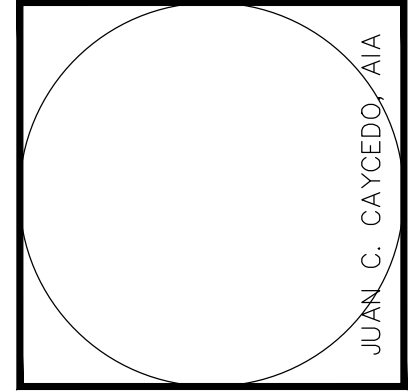
1 SITE PLAN

AS1.00 SCALE: 1"=30'-0"



SPA
RE-SUBMITTAL
06/20/2017

RLC Architects
14 SE 4th Street, Boca Raton, FL 33432
Tel 561 393 8555 Fax 561 395 0007
Web www.rlcarchitects.com
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THE VILLAGES AT EAST OCEAN
AVENUE
(SOUTH PARCEL)
405 E OCEAN AVENUE
BOYNTON BEACH FL 33435

REVISIONS	

Drawing Title
SITE PLAN

Scale AS NOTED
Project No. 15078.00
Plot Date 06/20/2017

Principal: JC
Project Director:
Project Manager:
Drafted by: TC
Checked by:

Sheet No.
AS1.11



4 TOWNHOMES WEST ELEVATION

A3.10 SCALE: 1/8"=1'-0"



3 BUILDING No.2-EAST ELEVATION

A3.10 SCALE: 1/8"=1'-0"



1 TOWNHOMES NORTH ELEVATION

A3.10 SCALE: 1/8"=1'-0"



2 TOWNHOMES SOUTH ELEVATION

A3.10 SCALE: 1/8"=1'-0"

ELEVATION NOTES

1. EXTERIOR WALL OPENINGS SHALL COMPLY WITH THE 2014 F.B.C., TABLES 602 & 705.8, OR THE 2014 F.B.C. RESIDENTIAL VOLUME, TABLE R302.1
2. GLAZING TO HAVE A TRANSMITTANCE OF 75 AND REFLECTANCE OF 15%.

KEYED NOTES

- | | |
|-----|---|
| 001 | STANDING SEAM METAL ROOF |
| 002 | WOOD LATTICE |
| 003 | WOOD BRACKETS |
| 004 | GLASS CANOPY |
| 005 | 3/4" STUCCO WITH LIGHT FINISH (PAINTED) |
| 006 | METAL RAILING |
| 007 | WINDOW WITH IMPACT RESISTANT GLAZING |
| 008 | DOOR WITH IMPACT RESISTANT GLAZING |
| 009 | STONE CLADDING |

PAINT LEGEND

- | | |
|--|---|
| | PT-1
SHERWIN WILLIAMS
SW 6890
OSAGE ORANGE |
| | PT-2
SHERWIN WILLIAMS
SW 9031
PRIMAVERA |
| | PT-3
SHERWIN WILLIAMS
SW 7016
MINDFUL GRAY |
| | PT-4
SHERWIN WILLIAMS
SW 7615
SEA SERPENT |

PERCENTAGE OF OPENINGS
AT GROUND FL.

FACADE SIDE FACING PUBLIC STREET	TOTAL AREA	OPENING AREA	% OF VARIATION
WEST	1,089 S.F.	417 S.F.	38.29%

THE VILLAGES AT EAST OCEAN
AVENUE
(SOUTH PARCEL)
405 E OCEAN AVENUE
BOYNTON BEACH FL 33435

REVISIONS

Drawing Title

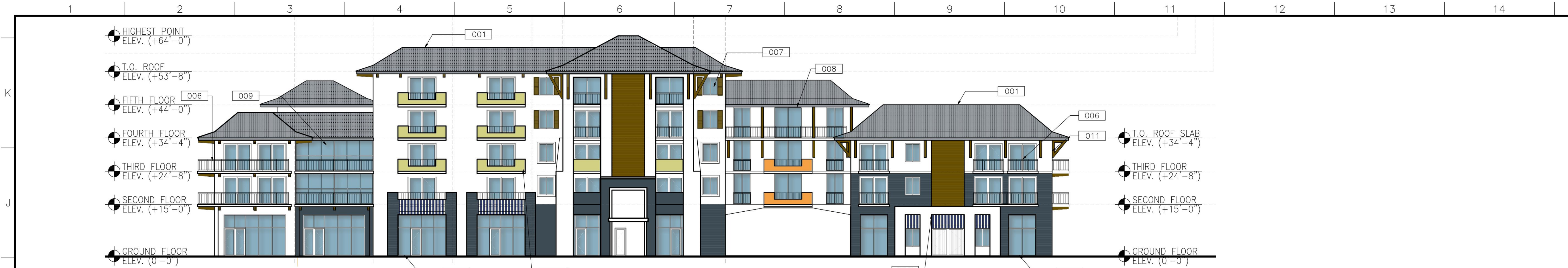
TOWNHOMES
EXTERIOR BUILDING
ELEVATIONS

Scale AS NOTED
Project No. 15078.00
Plot Date 06/20/2017

Principal: J.C.
Project Director:
Project Manager:
Drafted by: RLC
Checked by: JCC

Sheet No.

A3.10



4 BUILDING No.2-WEST ELEVATION

A3.00 SCALE: 1/16"=1'-0"



3 BUILDING No.2-EAST ELEVATION

A3.00 SCALE: 1/16"=1'-0"



2 BUILDING No.2-NORTH ELEVATION

A3.00 SCALE: 1/16"=1'-0"



1 BUILDING No.2-SOUTH ELEVATION

A3.00 SCALE: 1/16"=1'-0"

ELEVATION NOTES

1. EXTERIOR WALL OPENINGS SHALL COMPLY WITH THE 2014 F.B.C., TABLES 602 & 705.8, OR THE 2014 F.B.C. RESIDENTIAL VOLUME, TABLE R302.1
2. GLAZING TO HAVE A TRANSMITTANCE OF 75 AND REFLECTANCE OF 15%.

KEYED NOTES

- | | |
|-----|---|
| 001 | STANDING SEAM METAL ROOF |
| 002 | DECORATIVE METAL SCREEN |
| 003 | WOOD BRACKETS |
| 004 | WOOD TRELLIS |
| 005 | CONCRETE PARAPET |
| 006 | METAL RAILING |
| 007 | STOREFRONT GLASS WINDOW WITH IMPACT RESISTANT GLAZING |
| 008 | STOREFRONT GLASS DOOR WITH IMPACT RESISTANT GLAZING |
| 009 | FIXED STOREFRONT WINDOW WITH IMPACT RESISTANT GLAZING |
| 010 | AWNING |
| 011 | 3" STUCCO WITH LIGHT FINISH (PAINTED) |
| 012 | STUCCO SIMULATED WOOD SIDING |
| 013 | WINDOW SHUTTERS |

PAINT LEGEND

- | | |
|------|---------------------------------------|
| PT-1 | SHERWIN WILLIAMS SW 6890 OSAGE ORANGE |
| PT-2 | SHERWIN WILLIAMS SW 9031 PRIMAVERA |
| PT-3 | SHERWIN WILLIAMS SW 7016 MINDFUL GRAY |
| PT-4 | SHERWIN WILLIAMS SW 7615 SEA SERPENT |

PERCENTAGE OF OPENINGS AT GROUND FL.

FACADE	SIDE	FACING PUBLIC STREET	TOTAL AREA	OPENING AREA	% OF VARIATION
NORTH			2,513 S.F.	1,398 S.F.	55.63%
WEST			3,655 S.F.	1,937 S.F.	53.00%

RLC Architects
14 SE 9th Street, Boca Raton, FL 33432
Tel: 561.393.6555 Fax: 561.395.0007
Web: www.rlcarchitects.com
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JUAN C. CAYEDO, AIA

THE VILLAGES AT EAST OCEAN
AVENUE
(SOUTH PARCEL)
405 E OCEAN AVENUE
BOYNTON BEACH, FL 33435

REVISIONS

Drawing Title

BUILDING No.2
EXTERIOR BUILDING
ELEVATIONS

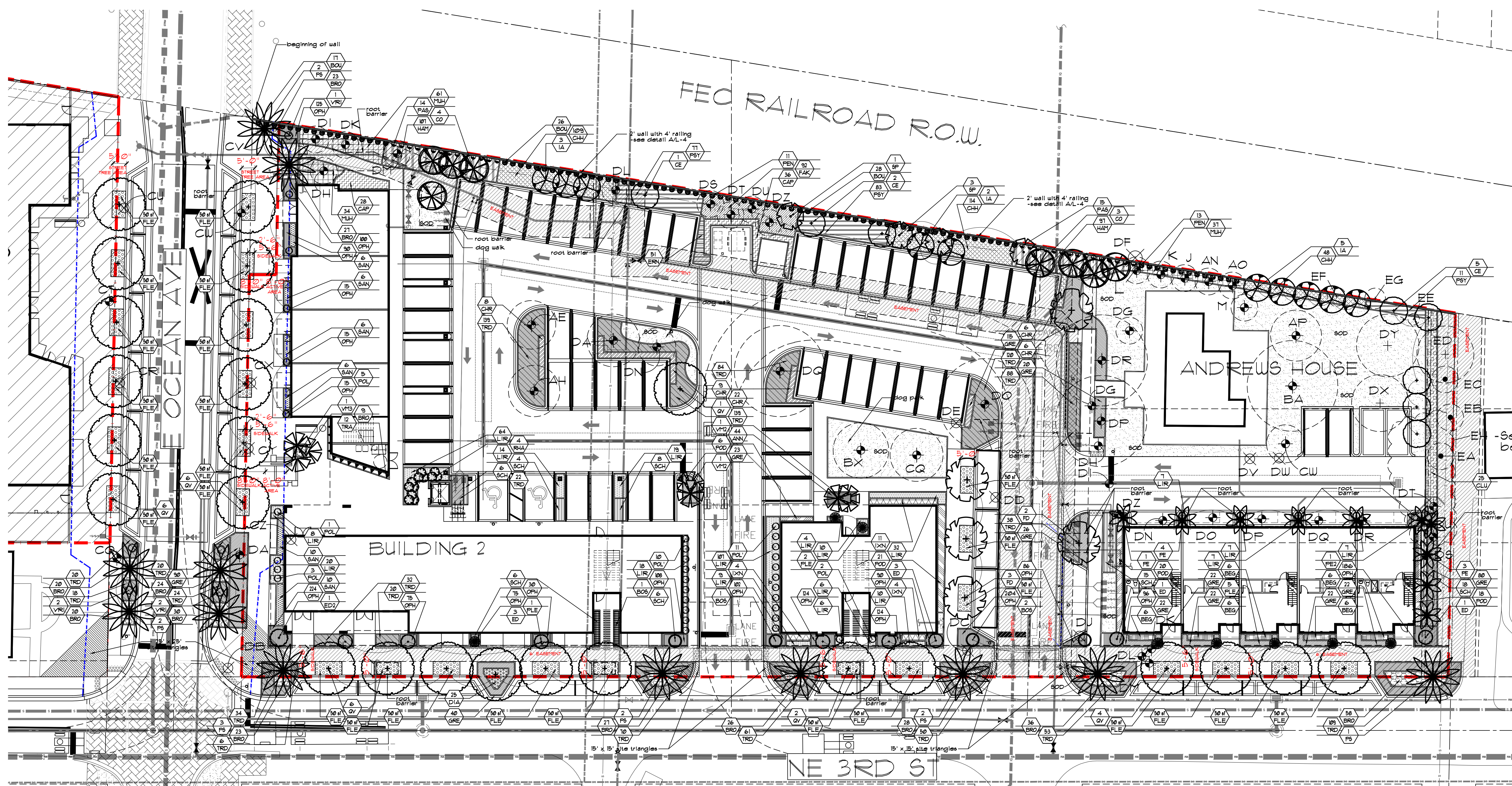
Scale AS NOTED
Project No. 15078.00
Plot Date 06/20/2017

Principal: JC
Project Director:
Project Manager:
Drafted by: DLO
Checked by:

Sheet No.

A3.00

SPA
RE-SUBMITTAL
06/20/2017



SOUTH PARCEL CODE COMPLIANCE DATA

ARTICLE II - LANDSCAPE DESIGN & BUFFER STANDARDS

Sec. 4 - Standards

A. CITY-WIDE STANDARDS - SOUTH OF OCEAN AVENUE

- Native & drought tolerant species
- Plant material to be used is limited to "low" and "medium" plants in Water Use.
- Prohibited species as classified cal. 1 by FLEPPC cannot be used.

- All plants to be Florida #
- Trees: 4" cal. & 6" above ground. Plants must have 6" of clear wood.
- Signature trees: 1" cal. at time of planting.
- Number of species
- (a) min of 6 species required, 8 provided
- (b) If signature trees are 4" cal. they may count towards min. # of species.
- (c) 3 plants in clusters with varying heights count as 1 tree.
- Shrubs & Hedges
- 24" H. x 24" apr. up to 10' spacing (may be 18" H. on berm to produce 36" H.)

- II. Landscape within ROW
- Permits must be obtained
 - Soil may be used but must be kept to 6" or below in height.
 - All trees must have 8' clearance.
 - All landscape (ROW) must conform to FDOT and Palm Beach County Standards.
 - Property owner will maintain all landscaping within ROW.
 - Crow visibility
 - (a) plants to be maintained below 30" and above 8"

12. Landscaping within off street parking lots
- Required landscaping
 - 25' x 4' of parking islands per parking space
 - 5' x 25'
 - 175' if required
 - 154' if provided

- b. Trees in Islands
- 10 trees required
 - 15 trees provided

B. URBAN LANDSCAPE CODE

Buildings abutting roadway ROW - SE 3rd Street

- (a) Tree spacing 1 tree/25' o.c.
- (b) Colorful plants provided
- 18 trees required
- 18 trees provided

Buildings abutting roadway ROW - SE 1st Ave

- (a) Tree spacing 1 tree/25' o.c.
- (b) Colorful plants provided
- 6 trees required
- 6 trees provided

Buildings abutting roadway ROW - Ocean Ave

- (a) Tree spacing 1 tree/25' o.c.
- (b) Colorful plants provided
- 9 trees required
- 9 trees provided

Along East Coast Railroad

- (a) Tree spacing 1 tree/25' o.c.
- (b) Colorful plants provided
- 25 trees required
- 25 trees provided

SOUTH PARCEL PLANT LIST- TREES

SYM	BOTANICAL/COMMON NAME	SPECIFICATIONS	QTY	NATIVE	WATER NEED	CALIPER
CE	Conocarpus erectus Green Buttonwood	16" o.d. H. x 7" - 8" apr. 4" cal.	8	N	low	40"
CO	Chrysophyllum oliviforme Satin Leaf	16" H. x 7" apr. 4" cal.	1	Y	low	28"
FD	Ficus decapinnata Japanese Fan Tree	16" - 18" H. x 7" - 8" apr. 4" cal.	5	N	medium	24"
LA	Lian attenuata East Florida Holly	16" - 18" H. x 6" apr. 4" cal.	10	Y	medium	44"
QV	Quercus virginiana Cathedral Live Oak	18" H. x 9" - 10" apr. 8" cl. 4" cal.	15	Y	low	16" 22"

Note: Calipers to be measured at 6" above grade.

PLANT LIST- PALMS

SYM	BOTANICAL/COMMON NAME	SPECIFICATIONS	QTY	NATIVE	WATER NEED	CALIPER
FE	Phoenix palm elegans Solitaire Palm	16" H. 9" clear wood single trunk, 4" cal.	8	N	medium	28"
PE	Phoenix palm elegans Double Solitaire Palm	20" o.d. H. 12" clear wood double trunk, 8" cal.	1	N	medium	32"
PS	Phoenix palm elegans Silver Date Palm	16" o.d. H. 16" clear wood, 12" cal.	10	N	low	130"
SP	Sabal palmetto Sabal Palm	18" o.d. H. 12" clear wood, 10" cal.	4	Y	low	40"
VH	Veronica noniifera Double Noniifera Palm	20" o.d. H. double trunk 14" H. clear wood, 10" cal.	2	N	medium	20"
VH2	Veronica noniifera Triple Noniifera Palm	24" o.d. H. triple trunk 18" H. clear wood, 10" cal.	1	N	medium	254"
Total caliper trees 4 palms =						466"

Note: All plants must have a minimum of 6" clear wood

PLANT LIST- SHRUBS

SYM	BOTANICAL/COMMON NAME	SPECIFICATIONS	QTY	NATIVE	WATER NEED
BOU	Bougainvillea spp. Purple Bougainvillea	30" H. x 24" apr. espallier to railing	11	N	low
BOB	Bougainvillea spp. Purple Bougainvillea standard	6" H. x 3" apr. 1" cal. standard	4	N	low
CAP	Capparis cynophallophora Jamaican Cap	24" H. x 24" apr. 24" o.c.	64	Y	low
CH	Chrysanthemum leucanthemum Coccoloba Hedge	24" H. x 24" apr. 24" o.c.	51	Y	medium
CLU	Clusia guianensis Small Leaf Clusia	6" H. x 3" apr. 3" o.c.	25	N	low
ED	Elaeagnus argentea Japanese Blueberry	8" H. x 4" apr. full to base, corolla	8	N	medium
ED2	Elaeagnus argentea Japanese Blueberry	10" H. x 5" apr. full to base, corolla	1	N	medium
FAM	Ficus religiosa Fakeloches Grass	18" H. x 18" apr. 24" o.c.	92	Y	low
HAT	Hamelia patens Firebush	18" H. x 18" apr. 24" o.c.	204	Y	low
DN	Dodonaea viscidiflora Nore Green Iona	18" H. x 18" apr. 24" o.c.	15	N	medium

PLANT LIST- SHRUBS

SYM	BOTANICAL/COMMON NAME	SPECIFICATIONS	QTY	NATIVE	WATER NEED
PAB	Passiflora incana Passiflora Vine	30" H. x 24" apr. espallier to railing	20	Y	low
PEN	Passiflora incana Wild Allamanda	30" H. x 24" apr. espallier to railing	24	Y	medium
PLE	Passiflora incana Variegated Passiflora	5" H. x 3" apr. 3 ppp	8	N	medium
POD	Podocarpus neriifolia Podocarpus Hedge	6" H. x 30" apr. 30" o.c.	65	N	medium
POL	Polycarpha balfouriana Balfour Palm	6" H. x 3" apr. 3 ppp	11	N	medium
POL	Polycarpha balfouriana Balfour Palm	9" H. x 2" apr. 3 ppp	21	N	medium
PSY	Psychotria nervosa Wild Coffee	24" H. x 24" apr. 24" o.c.	11	Y	medium
RHA	Rhipsalis sp. Lady Palm	9" H. x 3" apr. 5 canes min.	4	N	medium
SCH	Schefflera arboricola 'Trinitas' Trinitas	18" H. x 18" apr. 24" o.c.	63	N	low
TRA	Trachycarpus fortunei Confederate Jasmine	6" H. x 3" apr. espallier to Jacobs cable	12	N	medium
VRI	Vriesea imperialis Imperial Bromeliad	3" H. x 3" apr.	3	N	medium

PLANT LIST- GROUNDCOVER

SYM	BOTANICAL/COMMON NAME	SPECIFICATIONS	QTY	NATIVE	WATER NEED
ANN	Anemone pulsatilla Anemone to be selected by Landscape Architect	4" H. x 18" apr. 12" o.c.	44	N	medium
BEG	Begonia 'angelwing' Angelwing Begonia	18" H. x 18" apr. 18" o.c.	30	N	low
BRO	Bromelia Bromeliad	12" apr. 18" o.c.	31	N	low
CHI	Chytobolus horizontalis Horizontal Coccoloba	30" H. x 16" apr. 24" o.c.	21	Y	medium
DIA	Dianella caerulea Variegated Blueberry Flax Lily	18" H. x 18" apr. 18" o.c.	25	N	low
ERN	Eriodendron biflorum Golden Broom Creeper	6" apr. 12" o.c.	51	Y	low
GRE	Microcarpa green island Green Island	10" H. x 10" apr. 18" o.c.	504	N	medium
LIR	Liriodendron 'evergreen glens' Evergreen Glens Liriodendron	10" H. x 10" apr. 18" o.c.	305	N	low
NJH	Nerium oleander Nerium oleander	18" H. x 18" apr. 24" o.c.	132	Y	low
OPH	Opuntia japonica Panda Grass	4" H. x 4" apr. 6" o.c.	184	N	medium
SAN	Santanderia trifasciata 'Laurentii' Laurentii	18" H. x 18" apr. 18" o.c.	44	N	low
TRD	Trachycarpus fortunei Dwarf Palm	4" H. x 10" apr. 18" o.c.	105	Y	medium
SOD	Stenandrium secundatum St. Augustine Florist	Full, fresh sod	6243 sq. ft.	N	high
FLE	Flaxpave		1300 sq. ft.		

PLANT LIST- NORTH SIDE OF OCEAN AVE.- TREES

SYM	BOTANICAL/COMMON NAME	SPECIFICATIONS	QTY	NATIVE	WATER NEED	CALIPER
QV	Quercus virginiana Cathedral Live Oak	18" H. x 9" - 10" apr. 8" cl. 4" cal.	6	Y	low	24"

Note: Calipers to be measured at 6" above grade.

PLANT LIST- NORTH SIDE OF OCEAN AVE.- PALMS

SYM	BOTANICAL/COMMON NAME	SPECIFICATIONS	QTY	NATIVE	WATER NEED	CALIPER
PS	Phoenix palm elegans Silver Date Palm	16" o.d. H. 16" clear wood, 12" cal.	2	N	low	24"

Note: Calipers to be measured at 6" above grade.

PLANT LIST- NORTH SIDE OF OCEAN AVE.- SHRUBS

SYM	BOTANICAL/COMMON NAME	SPECIFICATIONS	QTY	NATIVE	WATER NEED
VRI	Vriesea imperialis Imperial Bromeliad	3" H. x 3" apr.	2	N	medium

PLANT LIST- NORTH SIDE OF OCEAN AVE.- GROUNDCOVER

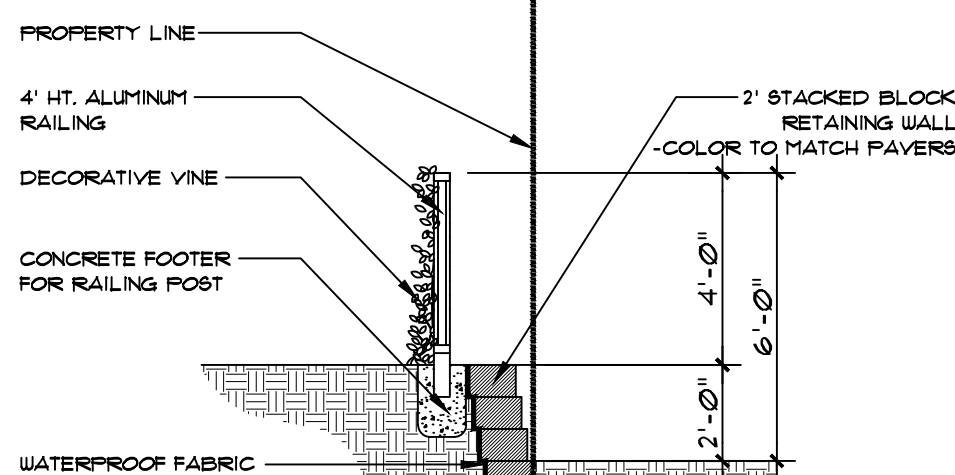
SYM	BOTANICAL/COMMON NAME	SPECIFICATIONS	QTY	NATIVE	WATER NEED
BRO	Bromelia Bromeliad	12" apr. 18" o.c.	40	N	low
TRD	Trachycarpus fortunei Dwarf Palm	4" H. x 10" apr. 18" o.c.	38	Y	medium
FLE	Flaxpave		300		

NOTE: THIS PLANT LIST TO BE USED IF THE NORTH PARCEL IS DEVELOPED FIRST

LEGEND

- EXISTING TREES TO BE REMOVED
- EXISTING TREES TO REMAIN
- EXISTING PALMS TO REMAIN
- EXISTING TREES TO BE RELOCATED
- NEW LOCATION OF RELOCATED TREES

VILLAGES AT EAST OCEAN F.E.C. RAILROAD



DECORATIVE WALL AND RAILING- EAST PROPERTY LINE



project:

villages
east ocean ave.
south parcel

boynnton beach
florida

dave bodker
landscape architecture/planning inc.

601 n. congress ave., suite 105-a
delray beach, florida 33445
561-276-6311

#A0000999

sheet title:

1:20
planting plan

project number:

12515

date: 2-28-17
scale: 1" = 20'
drawn by: jcs

revisions:




- 5-16-17
- 6-20-17

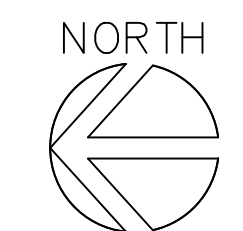
sheet:

L-4

4 of 7 sheets



South Parcel Site Area: 16,844 sf	
	Pervious Area: 17,986 sf (23%)
Impervious Area: 58,858 (77%)	
	South Parcel Public Space Required: 1% = 168 sf
Site Area (16,844 sf) x 0.01 = 168 sf	
South Parcel Public Space Provided: 830 sf	
	South Parcel Open Space Required: 2% = 1,536 sf
Site Area (16,844 sf) x 0.02 = 1,536 sf	
South Parcel Open Space Provided: 9,105 sf	



project:
villages®
east ocean ave.
south parcel
boynton beach
florida

dave bodker
landscape architecture/planning inc.
601 n. congress ave., suite 105-a
delray beach, florida 33445
561-276-6311
#LA0000999

sheet title:
**pervious, impervious, public,
open space**

project number:
12515
date: 2-28-17
scale: 1" = 20'
drawn by: jcs

revisions:
Δ 5-16-17
Δ 6-20-17
Δ
Δ
Δ

sheet:

L-5

EXHIBIT “C”

Conditions of Approval

Project Name: Villages at East Ocean (South)
File number: MSPM 17-004
Reference: 4th review of plans identified as a Major Site Plan Modification with a July 14, 2017 Planning and Zoning Department date stamp marking.

DEPARTMENTS	INCLUDE	REJECT
ENGINEERING / PUBLIC WORKS / FORESTRY / UTILITIES		
Comments:		
1. Full drainage plans, including drainage calculations, in accordance with the 2010 LDR, Chapter 4, Article VIII, Section 3.G. will be required at the time of permitting.	X	
2. Please coordinate with Stormwater Utilities to ensure modeling of the stormwater discharge to the ultimate outfall.	X	
3. Prior to permit application, please contact the Public Works Department (561-742-6200) regarding the removal of refuse during the construction phase per the CODE, Section 10-26 (a).	X	
4. The CODE, Section 26-34(A) mandates the payment of water and/or sewer capital facilities charges when a project is to receive services from the city's systems, and as an option, a capacity reservation fee may be obtained at an additional cost and will only be valid for a period of one (1) year after the fee has been paid. Capacity reservation fees shall be paid upon the request for the Utilities Department's signature on the Health Department application forms or within seven (7) days of site plan approval, whichever occurs first. All fees will be determined based on the final meter size(s), or expected demand.	X	
5. The existing drainage to remain within the project limits and along the project frontage shall be Tele-inspected before and after construction. Prior to the post construction tele-inspection, the same lines shall be cleaned.	X	
6. Profile sections shall be required along each property line. This comment can be addressed in the Land Development submittal.	X	
7. Provide an Addressing Plan, prior to permit issuance.	X	

DEPARTMENTS		INCLUDE	REJECT
8.	Provide irrigation plans with the landscape plan, prior to permit issuance.	X	
9.	Applicant shall work with the Utility Department to determine the project wastewater flow discharge, which will be entered into the City's hydraulic model to determine if a lift station is required.	X	
10.	Please address storm water treatment for first inch of rainfall, as well as conception detail and conveyance. Please note SFWMD requirements may be more restrictive. Calculations for exfiltration shall be submitted at time of permitting.	X	
11.	The attendance at a mandatory Pre-Construction Conference is required prior to the start of any utilities work on site.	X	
FIRE			
Comments: None. All previous comments addressed at DART Meeting.			
POLICE			
Comments: None. All previous comments addressed at DART Meeting.			
BUILDING DIVISION			
Comments: Building comments will be addressed at time of permitting.			
PARKS AND RECREATION			
Comments:			
12.	Per City Ordinance, the Park Impact Fee for the South Parcel is \$22,225 (30 apartments X \$595 + 5 townhomes X \$875).	X	

DEPARTMENTS	INCLUDE	REJECT
PLANNING AND ZONING		
Comments:		
13. Sheet AS1.10 data is incomplete. Please add FAR calculations and revise parking calculations to accurately reflect the plan.	X	
14. Please provide calculations and dimensions of ground floor building facades which indicate that 50% (all mixed use buildings) and 30% (for all residential buildings) of the area is occupied by transparent windows or door openings.	X	
15. Please provide details of any proposed building signs. A Sign Program will be required for the project. No sign permits will be issued until the program is approved.	X	
16. Any approvals are subject to the approval of the associated right-of-way abandonment applications.	X	
17. Revise elevations to consistently match the submitted color chip, "Adventure Orange".	X	
18. Existing historic structure on the property does not seem to have an assigned use or associated parking. Please mark the plans and include the tabular data to ensure parking is provided.	X	
19. Provide square footages by use on the plan to ensure parking tabular data is accounting for all proposed areas.	X	
HISTORIC PRESERVATION		
Comments: None.		
COMMUNITY REDEVELOPMENT AGENCY		
Comments:		

DEPARTMENTS	INCLUDE	REJECT
20. Clearly identify the location of the required parking spaces associated with the proposed retail/restaurant and guests. Sheets AS 1.10 parking table, AS 1.11 and A1.01.	X	
21. Overhead utilities must be undergrounded. An easement may need to be retained in order to continue the undergrounding of utilities along 3 rd Street to continue south of Ocean Ave.	X	
PLANNING & DEVELOPMENT BOARD CONDITIONS		
Comments: None.		
CITY COMMISSION CONDITIONS		
Comments: To be determined.		

S:\Planning\SHARED\WP\PROJECTS\Villages at East Ocean\Villages South (MSPM 17-004)\StaffReport\ExhibitC COA.doc

**DEVELOPMENT ORDER OF THE CITY COMMISSION OF THE
CITY OF BOYNTON BEACH, FLORIDA**

PROJECT NAME: Villages at East Ocean- South (MSPM17-004)

APPLICANT: Arthur B. D'Almeida

APPLICANT'S ADDRESS: 105 East Palmetto Park Road, Boca Raton, FL, 33432

DATE OF HEARING RATIFICATION BEFORE CITY COMMISSION: September 19, 2017

APPROVAL SOUGHT: Major Site Plan Modification approval for a mixed-use development consisting of 35 dwelling units, commercial space, and associated recreational amenities and parking on a 1.764 acre site.

LOCATION OF PROPERTY: South side of Ocean Avenue to the alley south of SE 1st Avenue between the F.E.C. Railroad and SE 3rd Street

DRAWING(S): SEE EXHIBIT "B" ATTACHED HERETO.

THIS MATTER was presented to the City Commission of the City of Boynton Beach, Florida on the date of hearing stated above. The City Commission having considered the approval sought by the applicant and heard testimony from the applicant, members of city administrative staff and the public finds as follows:

1. Application for the approval sought was made by the Applicant in a manner consistent with the requirements of the City's Land Development Regulations.
2. The Applicant
 ___ HAS
 ___ HAS NOT

established by substantial competent evidence a basis for the approval requested.

3. The conditions for development requested by the Applicant, administrative staff, or suggested by the public and supported by substantial competent evidence are as set forth on Exhibit "C" with notation "Included."
4. The Applicant's request is hereby
 ☐ GRANTED subject to the conditions referenced in paragraph 3 above.
 ☐ DENIED
5. This Order shall take effect immediately upon issuance by the City Clerk.
6. All further development on the property shall be made in accordance with the terms and conditions of this order.
7. Other: _____

DATED: _____

City Clerk



CITY OF BOYNTON BEACH AGENDA ITEM REQUEST FORM

COMMISSION MEETING DATE: 9/19/2017

REQUESTED ACTION BY COMMISSION:

PROPOSED ORDINANCE NO. 17-029 - SECOND READING - PUBLIC HEARING - Approve Flood Prevention Requirements (CDRV 17-005) - Amending the LAND DEVELOPMENT REGULATIONS, Chapter 1, Article II, Definitions and Article VIII, Section 1.D, Appeals, Chapter 2, Article IV, Sections 2 and 4, and Chapter 4, Article X, to update definitions, Building Division Processes, Standards, and adopt Flood Insurance Rate Maps and Flood Insurance Study in accordance with the NFIP requirements. City initiated. *(Ordinance number changed from 17-022 to 17-029 - scrivener error)*

EXPLANATION OF REQUEST:

In 1982, the Federal Emergency Management Agency (FEMA) issued Flood Insurance Rate Maps (FIRM) and a Flood Insurance Study (FIS) report that identified special flood hazard areas in the City. Recently, FEMA completed a re-evaluation of flood hazards in Palm Beach County.

FEMA provided the City with preliminary and revised preliminary copies of the FIRM and FIS report on May 31, 2013 and August 18, 2014, respectively, that identified existing flood hazards in the City.

As part of this process, FEMA conducted a series of four (4) public workshops in Palm Beach County; of which one (1) was hosted at the Boynton Beach Library program room. The workshops were intended to provide the public an opportunity to view maps, obtain technical assistance, and ask questions of FEMA consultants, County, and City staff.

Notice was subsequently published in the Palm Beach Post, the Sun Sentinel, the Town Crier, El Latino, and the Palm Beach Daily News on or about December 26, 2014 and January 2, 2015. An additional publication was completed in the Federal Register on November 10, 2014.

The 90-day appeal period, which began upon the publishing of the second notice, has ended and FEMA did not receive any appeals during this time. Hence, the Flood Hazard Determination is considered final and the Flood Insurance Study and Flood Insurance Rate Maps will become effective on October 5, 2017.

On April 5, 2017, the City received notice from FEMA of the final Flood Hazard Determination and update of the Flood Insurance Study, Flood Insurance Rate Maps (FIRM), and the requirement to adopt aforementioned items by reference within six (6) months.

In addition the City is required, prior to October 5, 2017, as a condition of continued eligibility in the National Flood Insurance Program (NFIP), to adopt or show evidence of adoption of floodplain management regulations that meet the standards of Paragraph 60.3(e) of the NFIP regulations (44 CFR 59, etc.) by the effective date of the FIRM.

The proposed amendments to Chapter 1, 2, and 4 of the LDR is provided in their entirety in Exhibit "A, B, and C" respectively, along with a list of FIRM Maps and the FIS Report in Exhibit "D". The most notable amendments are summarized below:

- Reorganization and update of flood related definitions for clarity and compliance with NFIP.
- Reorganization and update of flood related requirements/standards for clarity and compliance with NFIP.
- Striking of redundant provisions that are now included in the Florida Building and Residential Code.

- Insertion of flood specific requirements for variances according to NFIP.
- Clarification of designated Flood Plain Administrator and duties.
- Listing of specific federal and state permits that may be required.
- Requirement for issuance of development permits or approvals other than buildings and structures that are exempt from the Florida Building Code.
- Adoption by reference to the October 5, 2017 FIRM Maps and FIS report.

All FIRM Maps and FIS Report are available online for viewing at <http://msc.fema.gov/portal/advanceSearch>

Staff is recommending approval of the proposed code amendments as required by the NFIP and to update reference to the newly finalized Palm Beach County Flood Insurance Study and Flood Insurance Rate Maps.

The Planning & Development Board reviewed this item on August 22, 2017 and forwards it with a recommendation for approval.

HOW WILL THIS AFFECT CITY PROGRAMS OR SERVICES?

City currently participates and manages the National Flood Insurance Program and does not anticipate any changes to programs or services.

FISCAL IMPACT:

Continued participation through the National Flood Insurance Program affords all City residents in a special flood hazard area a discount of 15% on flood insurance premiums.

ALTERNATIVES:

None recommended

STRATEGIC PLAN:

STRATEGIC PLAN APPLICATION: NA

CLIMATE ACTION: No

CLIMATE ACTION DISCUSSION: NA

Is this a grant? No

Grant Amount:

ATTACHMENTS:

Type	Description
▣ Ordinance	Ordinance approving amendments to LDR Flood Prevention REquirements
▣ Staff Report	Staff Report
▣ Letter	FEMA Letter of Final Determination
▣ Exhibit	Exhibit "A" - Chapter 1_Article II_Definitions and Article VIII_Section 1.D_Appeals
▣ Exhibit	Exhibit "B" - Chapter 2_Article IV_Section 2 and 4_Building Permit and Variances
▣ Exhibit	Exhibit "C" - Chapter 4_Article X_Flood Prevention Requirements
▣ Exhibit	Exhibit "D" - List of FIRM Maps and FIS Report
▣ Other	Presentation

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32 **Section 1.** The foregoing whereas clauses are true and correct and are now ratified and
33 confirmed by the City Commission.

34 **Section 2.** Chapter 1, Article II, Definitions and Article VIII, Section 1.D, Appeals
35 of the Land Development Regulations of the City of Boynton Beach Code of Ordinances is
36 hereby amended as reflected in Exhibit “A” attached hereto and incorporated herein.

37 **Section 3.** Chapter 2, Article IV, Section 2, Building Permits and Section 4,
38 Variances of the Land Development Regulations of the City of Boynton Beach Code of
39 Ordinances is hereby amended as reflected in Exhibit “B” attached hereto and incorporated
40 herein.

41 **Section 4.** Chapter 4, Article X, Flood Prevention Requirements of the Land
42 Development Regulations of the City of Boynton Beach Code of Ordinances is hereby amended
43 as reflected in Exhibit “C” attached hereto and incorporated herein.

44 **Section 5.** Each and every other provision of the Land Development Regulations not
45 herein specifically amended, shall remain in full force and effect as originally adopted.

46 **Section 6.** All laws and ordinances applying to the City of Boynton Beach in conflict
47 with any provisions of this ordinance are hereby repealed.

48 **Section 7.** Should any section or provision of this Ordinance or any portion thereof
49 be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the
50 remainder of this Ordinance.

51 **Section 8.** Authority is hereby given to codify this Ordinance. The City Clerk is
52 directed to work with the Land Development Regulations publisher to consolidate this ordinance
53 and the exhibit for publication.

54 **Section 9.** This Ordinance shall become effective immediately.

55 FIRST READING this ____ day of _____, 2017.

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57 SECOND, FINAL READING AND PASSAGE this ____ day of _____, 2017.

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CITY OF BOYNTON BEACH, FLORIDA

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YES NO

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Mayor – Steven B. Grant

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Vice Mayor – Justin Katz

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Commissioner – Mack McCray

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Commissioner – Christina L. Romelus

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Commissioner – Joe Casello

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VOTE

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ATTEST:

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Judith A. Pyle, CMC

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City Clerk

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(Corporate Seal)

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DEPARTMENT OF DEVELOPMENT PLANNING AND ZONING

Memorandum PZ 17-029

TO: Chair and Members
Planning & Development Board

FROM: Andrew P. Mack, P.E., Director of Development *A.M.*

DATE: August 2, 2017

RE: Approve amendments to the LAND DEVELOPMENT REGULATIONS, Chapter 1, Article II, Definitions and Article VIII, Section 1.D, Appeals, to update definitions and administrative official that regulate Flood Prevention in accordance with National Flood Insurance Program requirements.

Approve amendments to the LAND DEVELOPMENT REGULATIONS, Chapter 2, Article IV, Sections 2 and 4, to update Building Division processes that regulate Flood Prevention in accordance with National Flood Insurance Program requirements.

Approve amendments to the LAND DEVELOPMENT REGULATIONS, Chapter 4, Article X, to update standards, adopt Flood Insurance Rate Maps, and Flood Insurance Study that regulate Flood Prevention in accordance with National Flood Insurance Program requirements.

OVERVIEW

The rewrite of the City's Land Development Regulations (LDR) in late 2010 allowed staff to perform a complete review and analysis of each standard, regulation, and process. As part of the post-adoption process, staff anticipates the periodic need for, and is prepared to expeditiously process, updates and amendments to the LDR for one or more of the following reasons:

1. Furthering business and economic development initiatives;
2. Advancing sustainability initiatives;
3. Maintaining internal consistency;
4. Achieving regulatory compliance; and
5. Incorporating implementation feedback to meet original objectives or new vision.

The proposed amendment would support item #4.

BACKGROUND

In 1982, the Federal Emergency Management Agency (FEMA) issued Flood Insurance Rate Maps (FIRM) and a Flood Insurance Study (FIS) report that identified special flood hazard areas in the City. Recently, FEMA completed a re-evaluation of flood hazards in Palm Beach County.

On May 31, 2013 and August 18, 2014 respectively, FEMA provided the City with preliminary and revised preliminary copies of the FIRM and FIS report that identified existing flood hazards in the City.

Notice was subsequently published in the Palm Beach Post, the Sun Sentinel, the Town Crier, El Latino, and the Palm Beach Daily News on or about December 26, 2014 and January 2, 2015. An additional publication was completed in the Federal Register on November 10, 2014.

The 90-day appeal period, which began upon the publishing of the second notice, has ended and FEMA did not receive any appeals during this time. Hence, the Flood Hazard Determination is considered final and the Flood Insurance Study and Flood Insurance Rate Maps will become effective on October 5, 2017.

On April 5, 2017, the City received notice from FEMA of the final Flood Hazard Determination and update of the Flood Insurance Study, Flood Insurance Rate Maps (FIRM), and the requirement to adopt aforementioned items by reference within six (6) months.

In addition the City is required, prior to October 5, 2017, as a condition of continued eligibility in the National Flood Insurance Program (NFIP), to adopt or show evidence of adoption of floodplain management regulations that meet the standards of Paragraph 60.3(e) of the NFIP regulations (44 CFR 59, etc.) by the effective date of the FIRM.

PROPOSED DEVELOPMENT STANDARDS

The proposed amendments to Chapter 1, 2, and 4 of the LDR is provided in their entirety in Exhibit "A, B, and C" respectively, along with a list of FIRM Maps and the FIS Report in Exhibit "D". The most notable amendments are summarized below:

- Reorganization and update of flood related definitions for clarity and compliance with NFIP.
- Reorganization and update of flood related requirements/standards for clarity and compliance with NFIP.
- Striking of redundant provisions that are now included in the Florida Building and Residential Code.
- Insertion of flood specific requirements for variances according to NFIP.
- Clarification of designated Flood Plain Administrator and duties.
- Listing of specific federal and state permits that may be required.
- Requirement for issuance of development permits or approvals other than buildings and structures that are exempt from Florida Building Code.
- Adoption by reference the October 5, 2017 FIRM Maps and FIS report.

All FIRM Maps and FIS Report are available online for viewing at <http://msc.fema.gov/portal/advanceSearch>.

CONCLUSION/RECOMENDATION

Staff is recommending approval of the proposed code amendments as required by the NFIP and to update reference for the newly finalized Palm Beach County Flood Insurance Study and Flood Insurance Rate Maps.

Attachment

S:\Planning\SHARED\WP\SPECPROJ\CODE REVIEW\CDRV 17-005 Flood Ordinance\Staff Report - Flood Ordinance.docx



Federal Emergency Management Agency

Washington, D.C. 20472

IN REPLY REFER TO:
19P

April 5, 2017

The Honorable Steven Grant
Mayor, City of Boynton Beach
City Hall
100 East Boynton Beach Boulevard
Boynton Beach, Florida 33435

Community: City of Boynton Beach,
Palm Beach County,
Florida
Community No.: 120196
Map Panels Affected: See FIRM Index

Dear Mayor Grant:

This is to notify you of the final flood hazard determination (FHD) for the City of Boynton Beach in compliance with Title 44, Chapter I, Section 67.11, Code of Federal Regulations (44 CFR 67.11). This section requires that notice of final FHDs shall be sent to the Chief Executive Officer of the community, all individual appellants, and the State Coordinating Agency, and shall be published in the *Federal Register*.

On September 30, 1982, the Department of Homeland Security's Federal Emergency Management Agency (FEMA) issued a Flood Insurance Rate Map (FIRM) that identified the Special Flood Hazard Areas (SFHAs), the areas subject to inundation by the base (1-percent-annual-chance) flood, in your community. Recently, FEMA completed a re-evaluation of flood hazards in your community. On May 31, 2013, and August 18, 2014, FEMA provided you with Preliminary and Revised Preliminary copies, respectively, of the FIRM and Flood Insurance Study (FIS) report that identify existing flood hazards in your community. The proposed FHDs for your community were published in the *Palm Beach Post*, the *Sun Sentinel*, the *Town Crier*, *El Latino*, and the *Palm Beach Daily News* on or about December 26, 2014, and January 2, 2015; and in the *Coastal Star* on January 3, 2015, and in the *Federal Register*, at Part 67, Volume 79, Pages 66733, on November 10, 2014.

The statutory 90-day appeal period, which was initiated on the second newspaper publication date cited above, has ended. FEMA did not receive any appeals of the proposed FHDs during that time. Accordingly, the FHDs for your community are considered final. The final notice for FHDs will be published in the *Federal Register* as soon as possible. The FIRM for your community will become effective on October 5, 2017. Before the effective date, FEMA will send you final printed copies of the FIRM and FIS report.

Because the FIS report establishing the FHDs for your community has been completed, certain additional requirements must be met under Section 1361 of the National Flood Insurance Act of 1968, as amended, within 6 months from the date of this letter.

It must be emphasized that all the standards specified in Paragraph 60.3(e) of the NFIP regulations must be enacted in a legally enforceable document. This includes adoption of the current effective FIS report and FIRM to which the regulations apply and other modifications made by this map revision. Some of

the standards should already have been enacted by your community in order to establish initial eligibility in the NFIP. Your community can meet any additional requirements by taking one of the following actions:

1. Amending existing regulations to incorporate any additional requirements of Paragraph 60.3(e);
2. Adopting all the standards of Paragraph 60.3(e) into one new, comprehensive set of regulations;
or
3. Showing evidence that regulations have previously been adopted that meet or exceed the minimum requirements of Paragraph 60.3(e).

Also, prior to October 5, 2017, your community is required, as a condition of continued eligibility in the National Flood Insurance Program (NFIP), to adopt or show evidence of adoption of floodplain management regulations that meet the standards of Paragraph 60.3(e) of the NFIP regulations (44 CFR 59, etc.) by the effective date of the FIRM. These standards are the minimum requirements and do not supersede any State or local requirements of a more stringent nature.

Many States and Communities have adopted building codes based on the International Codes (I-Codes); the model I-Codes (2009 and more recent editions) contain flood provisions that either meet or exceed the minimum requirements of the NFIP for buildings and structures. The model codes also contain provisions, currently found in an appendix to the International Building Code, that apply to other types of development and NFIP requirements. In these cases, communities should request review by the NFIP State Coordinator to ensure that local floodplain management regulations are coordinated (not duplicative or inconsistent) with the State or Local building code. FEMA's resource, *Reducing Flood Losses through the International Code: Coordinating Building Codes and Floodplain Management Regulations*, 4th Edition (2014) provides some guidance on this subject and is available at <https://www.fema.gov/media-library/assets/documents/96634>.

Please note, any enclosed correspondence from the State Floodplain Manager is provided to assist States and communities in coordinating to meet State requirements. Its inclusion with this determination should not be construed as FEMA's specific endorsement of its contents.

Communities that fail to enact the necessary floodplain management regulations will be suspended from participation in the NFIP and subject to the prohibitions contained in Section 202(a) of the Flood Disaster Protection Act of 1973 (Public Law 93-234) as amended.

In addition to your community using the FIS report and FIRM to manage development in the floodplain, FEMA will use the FIS report and FIRM to establish appropriate flood insurance rates. On the effective date of the revised FIRM, actuarial rates for flood insurance will be charged for all new structures and substantial improvements to existing structures located in the identified SFHAs. These rates may be higher if structures are not built in compliance with the floodplain management standards of the NFIP. In general, flood insurance rates increase as the lowest floor elevations (including basements) of new and substantially improved structures decrease in relation to the BFEs or base flood depths (if determined). This is an important consideration for new construction because building at a higher elevation can greatly reduce the cost of flood insurance.

To assist your community in maintaining the FIRM, we have enclosed a Summary of Map Actions (SOMA) to document previous Letter of Map Change (LOMC) actions (i.e., Letters of Map Amendment [LOMAs], Letters of Map Revision [LOMRs]) that will be superseded when the revised FIRM panels referenced above become effective. Information on LOMCs is presented in the following four categories: (1) LOMCs for which results have been included on the revised FIRM panels; (2) LOMCs for which results could not be shown on the revised FIRM panels because of scale limitations or because the LOMC issued had determined that the lots or structures involved were outside the Special Flood Hazard Area as shown on the FIRM; (3) LOMCs for which results have not been included on the revised FIRM panels because the flood hazard information on which the original determinations were based are being superseded by new flood hazard information; and (4) LOMCs issued for multiple lots or structures where the determination for one or more of the lots or structures cannot be revalidated through an administrative process like the LOMCs in Category 2 above. LOMCs in Category 2 will be revalidated through a single letter that reaffirms the validity of a previously issued LOMC; the letter will be sent to your community shortly before the effective date of the revised FIRM and will become effective 1 day after the revised FIRM becomes effective. For the LOMCs listed in Category 4, we will review the data previously submitted for the LOMA or LOMR request and issue a new determination for the affected properties after the revised FIRM becomes effective.

The FIS report and FIRM for your community have been prepared in our countywide format, which means that flood hazard information for all jurisdictions within Palm Beach County has been combined into one FIS report and FIRM. When the FIS report and FIRM are printed and distributed, your community will receive only those panels that present flood hazard information for your community. We will provide complete sets of the FIRM panels to county officials, where they will be available for review by your community.

The FIRM panels have been computer-generated. Once the FIS report and FIRM are printed and distributed, the digital files containing the flood hazard data for the entire county can be provided to your community for use in a computer mapping system. These files can be used in conjunction with other thematic data for floodplain management purposes, insurance purchase and rating requirements, and many other planning applications. Copies of the digital files or paper copies of the FIRM panels may be obtained by calling our FEMA Map Information eXchange (FMIX), toll free, at 1-877-FEMA MAP (1-877-336-2627). In addition, your community may be eligible for additional credits under our Community Rating System if you implement your activities using digital mapping files.

For assistance with your floodplain management ordinance, please contact the Florida Division of Emergency Management by email at floods.ordinance@em.myflorida.com. For general assistance with floodplain management, contact Steve Martin, NFIP State Coordinator for Florida by telephone at (850) 413-9960 or by email at steve.martin@em.myflorida.com. If you should require any additional information, we suggest that you contact the Director, Federal Insurance and Mitigation Division of FEMA in Atlanta, Georgia, at (770) 220-5200 for assistance. If you have any questions concerning mapping issues in general or the enclosed SOMA, please call our FMIX at the toll free number shown above. Additional information and resources your community may find helpful regarding the NFIP and floodplain management, such as *The National Flood Insurance Program Code of Federal Regulations*, *Answers to Questions About the National Flood Insurance Program*, *Frequently Asked Questions Regarding the Effects that Revised Flood Hazards have on Existing Structures*, *Use of Flood Insurance*

Study (FIS) Data as Available Data, and National Flood Insurance Program Elevation Certificate and Instructions, can be found on our website at <http://www.floodmaps.fema.gov/lfd>. Paper copies of these documents may also be obtained by calling our FMIX.

Sincerely,



Luis Rodríguez, P.E., Chief
Engineering Management Branch
Federal Insurance and Mitigation Administration

Enclosure:
Final SOMA
Adoption of NFIP-Compliant Flood Ordinances with the FBC

cc: Community Map Repository
Mr. Shane Kittendorf, Floodplain Administrator, City of Boynton Beach

EXHIBIT "A"

Chapter 1, Article II, Definitions and Article VIII, Section 1.D Appeals.

~~**AREA OF SHALLOW FLOODING** - See "Flood, Area of Shallow Flooding."~~

~~**AREA OF SPECIAL FLOOD HAZARD** - See "Flood, Special Flood Hazard Area."~~

BASE FLOOD - See "Flood, Base Flood."

~~**BREAKAWAY WALL** - A wall that is not part of the structural support of the building and is intended to collapse without causing damage to the elevated portion of the building or the foundation system.~~

BUILDING/STRUCTURE HEIGHT - The vertical distance in feet measured from the lowest point at the property line of an adjacent property or from the minimum base flood elevation as established by FEMA, whichever is highest, to the highest point of the roof for flat roofs, to the deck line for parapet roofs with parapets less than five (5) feet in height. Gable, mansard, and hip roof heights shall be measured to the midpoint between the eaves and the ridge. Rooftop penthouses, stairwells, mechanical and electrical equipment shall be concealed by or constructed of exterior architectural materials or features of the same type or quality used on the exterior walls of the main building and may only exceed the maximum building height pursuant to the provisions of the Land Development Regulations. Walls or retaining walls shall also be measured from the lowest adjacent property line to the top of the structure excluding column caps, column capitals and other similar architectural items.

COASTAL HIGH HAZARD AREA - The area below the elevation of the category 1 storm surge line as established by a Sea, Lake, and Overland Surges from Hurricanes (SLOSH) computerized storm surge model.

CROWN OF ROAD - The elevation of the highest surface of street pavement within the right-of-way abutting the property or otherwise approved by the City Engineer.

DEVELOPMENT - A single use or combination of uses, proposed or approved, that may include but not be limited to a single-family subdivision, townhomes, rental apartments, condominiums, public facilities, commercial buildings, shopping centers, or industrial projects, possibly of similar design, constructed as a unified community. Development shall also include the meaning given it in F.S. § 380.04, pursuant to a development order or permit. With respect to workforce housing, it shall mean a proposed development at one (1) location which includes at least ten (10) residential units for which site plan approval is required. With respect to flood prevention requirements, see "Flood, Development." ~~it shall mean any man-made change to improved or unimproved real estate, including but not limited to, buildings or other structures, tanks, temporary structures, temporary or permanent storage of equipment or materials, mining, dredging, filling, grading, paving, excavations, drilling operations or any other land disturbing activities.~~

~~**ELEVATED BUILDING** - Building without a basement in which the lowest floor is elevated above the ground.~~

FLOOD (FLOODING) - A general and temporary condition of partial or complete inundation of normally dry land areas from the overflow of inland or tidal waters or the unusual and rapid accumulation of runoff of surface waters from any source. For purposes of Chapter 4, Article X, Flood Prevention Requirements:

1. **ALTERATION OF A WATERCOURSE** - A dam, impoundment, channel relocation, change in channel alignment, channelization, or change in cross-sectional area of the channel or the channel capacity,

or any other form of modification which may alter, impede, retard or change the direction and/or velocity of the riverine flow of water during conditions of the base flood.

~~2. **AREA OF SHALLOW FLOODING** - A designated AO or VO zone on a community's flood insurance rate map (FIRM) with base flood depths from one (1) to three (3) feet where a clearly defined channel does not exist, where the path of flooding is unpredictable and indeterminate, and where velocity flow may be evident.~~

~~2. 3. **ASCE 24** - A standard titled Flood Resistant Design and Construction that is referenced by the Florida Building Code. ASCE 24 is developed and published by the American Society of Civil Engineers, Reston, VA.~~

~~3. 4. **BASE FLOOD** - A flood having a one percent (1%) chance of being equaled or exceeded in any given year. The base flood is commonly referred to as the "one hundred (100) year flood" or the "one percent (1%) annual chance flood."~~

~~4. 5. **BASE FLOOD ELEVATION** - The elevation of the base flood, including wave height, relative to the National Geodetic Vertical Datum (NGVD), North American Vertical Datum (NAVD) or other datum specified on the Flood Insurance Rate Map (FIRM).~~

~~5. 6. **BASEMENT** - The portion of a building having its floor subgrade (below ground level) on all sides.~~

~~6. **BREAKAWAY WALL** - A wall that is not part of the structural support of the building and is intended to collapse without causing damage to the elevated portion of the building or the foundation system.~~

~~7. **COASTAL CONSTRUCTION CONTROL LINE** - The line established by the State of Florida pursuant to F.S. § 161.053, and recorded in the official records of the community, which defines that portion of the beach-dune system subject to severe fluctuations based on a one hundred (100)-year storm surge, storm waves or other predictable weather conditions.~~

~~8. **COASTAL HIGH HAZARD AREA** - A special flood hazard area extending from offshore to the inland limit of a primary frontal dune along an open coast and any other area subject to high velocity wave action from storms or seismic sources. Coastal high hazard areas are also referred to as "high hazard areas subject to high velocity wave action" or "V Zones" and are designated on Flood Insurance Rate Maps (FIRM) as Zone V1-V30, VE, or V. The area below the elevation of the category 1 storm surge line as established by a Sea, Lake, and Overland Surges from Hurricanes (SLOSH) computerized storm surge model.~~

~~9. **DESIGN FLOOD** - The flood associated with the greater of the following two (2) areas: 1) area with a floodplain subject to a one percent (1%) or greater chance of flooding in any year; or 2) area designated as a flood hazard area on the community's flood hazard map, or otherwise legally designated.~~

~~10. **DESIGN FLOOD ELEVATION** - The elevation of the "design flood," including wave height, relative to the datum specified on the community's legally designated flood hazard map. In areas designated as Zone AO, the design flood elevation shall be the elevation of the highest existing grade of the building's perimeter plus the depth number (in feet) specified on the flood hazard map. In areas designated as Zone AO where the depth number is not specified on the map, the depth number shall be taken as being equal to two (2) feet.~~

~~11. **DEVELOPMENT** - Any man-made change to improved or unimproved real estate, including but not limited to, buildings or other structures, tanks, temporary structures, temporary or permanent storage of equipment or materials, mining, dredging, filling, grading, paving, excavations, drilling operations or any other land disturbing activities.~~

~~12. 11. **ENCROACHMENT** - The placement of fill, excavation, buildings, permanent structures or other development into a flood hazard area which may impede or alter the flow capacity of riverine flood hazard areas.~~

13. **EXISTING BUILDING and EXISTING STRUCTURE** - Any buildings and structures for which the “start of construction” commenced before January 3, 1979.

14. **EXISTING MANUFACTURED HOME PARK OR SUBDIVISION** - A manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including, at a minimum, the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads) is completed before January 3, 1979.

15. **EXPANSION TO AN EXISTING MANUFACTURED HOME PARK OF SUBDIVISION** - The preparation of additional sites by the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads).

16. ~~42.~~ **FLOOD DAMAGE-RESISTANT MATERIALS** - Any construction material capable of withstanding direct and prolonged contact with floodwaters without sustaining any damage that requires more than cosmetic repair.

17. ~~43.~~ **FLOOD HAZARD AREA** - The greater of the following two (2) areas: 1) the area within a floodplain subject to a one percent (1%) or greater chance of flooding in any year; and/or 2) the area designated as a flood hazard area on the community's flood hazard map, or otherwise legally designated.

~~14. **FLOOD HAZARD BOUNDARY MAP (FHBM)** - An official map of a community issued by the Federal Emergency Management Agency where the boundaries of the areas of special flood hazard have been defined.~~

18. ~~45.~~ **FLOOD INSURANCE RATE MAP (FIRM)** - An official map of a community on which the Federal Emergency Management Agency has delineated both the areas of special flood hazard and the risk premium zones applicable to the community.

19. ~~46.~~ **FLOOD INSURANCE STUDY** - The official report provided by the Federal Emergency Management Agency which contains flood profiles, flood boundary-floodway map and water surface elevation of the base flood.

20. **FLOODPLAIN ADMINISTRATOR** - The office or position designated and charged with the administration and enforcement of this chapter (may be referred to as the Floodplain Manager).

21. **FLOODWAY** - The channel of a watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than one (1) foot.

22. ~~47.~~ **FLOODWAY ENCROACHMENT ANALYSIS** - An engineering analysis of the impact that a proposed encroachment into a floodway is expected to have on the floodway boundaries and base flood elevations; the evaluation shall be prepared by a qualified Florida licensed engineer using standard engineering methods and models.

23. ~~48.~~ **FUNCTIONALLY DEPENDENT USE** - A use which cannot perform its intended purpose unless it is located or carried out in close proximity to water, including only docking facilities, port facilities that are necessary for the loading and unloading of cargo or passengers, and ship building and ship repair facilities; the term does not include long term storage or related manufacturing facilities.

24. ~~49.~~ **HIGHEST ADJACENT GRADE** - The highest natural elevation of the ground surface prior to construction next to the proposed walls or foundation of a structure.

25. **HISTORIC STRUCTURE** - Any structure that is determined eligible for the exception to the flood hazard area requirements of the *Florida Building Code, Existing Building*, Chapter 12 Historic Buildings.

26. ~~20.~~ **LETTER OF MAP CHANGE (LOMC)** - An official determination issued by FEMA that amends or revises an effective Flood Insurance Rate Map or Flood Insurance Study. Letters of Map Change

include:

- a. **LETTER OF MAP AMENDMENT (LOMA)** - An amendment based on technical data showing that a property was incorrectly included in a designated special flood hazard area. A LOMA amends the current effective Flood Insurance Rate Map and establishes that a specific property, portion of a property, or structure is not located in a special flood hazard area.
- b. **LETTER OF MAP REVISION (LOMR)** - A revision based on technical data that may show changes to flood zones, flood elevations, special flood hazard area boundaries and floodway delineations, and other planimetric features.
- c. **LETTER OF MAP REVISION BASED ON FILL (LOMR-F)** - A determination that a structure or parcel of land has been elevated by fill above the base flood elevation and is, therefore, no longer located within the special flood hazard area. In order to qualify for this determination, the fill must have been permitted and placed in accordance with the community's floodplain management regulations.
- d. **CONDITIONAL LETTER OF MAP REVISION (CLOMR)** - A formal review and comment as to whether a proposed flood protection project or other project complies with the minimum NFIP requirements for such projects with respect to delineation of special flood hazard areas. A CLOMR does not revise the effective Flood Insurance Rate Map or Flood Insurance Study; upon submission and approval of certified as-built documentation, a Letter of Map Revision may be issued by FEMA to revise the effective FIRM.

~~27. 24.~~ **LOWEST FLOOR** - The lowest floor of the lowest enclosed area of a building or structure, including basement, but excluding any unfinished or flood-resistant enclosure, other than a basement, usable solely for vehicle parking, building access or limited storage provided that such enclosure is not built so as to render the structure in violation of the non-elevation requirements of the Florida Building Code or ASCE 24.

28. **MARKET VALUE** - The price at which a property will change hands between a willing buyer and a willing seller, neither party being under compulsion to buy or sell and both having reasonable knowledge of relevant facts. As used in Chapter 4, Article X, the term refers to the market value of buildings and structures, excluding the land and other improvements on the parcel. Market value may be established by a qualified independent appraiser, Actual Cash Value (replacement cost depreciated for age and quality of construction), or the ad valorem tax assessment value adjusted to approximate market value by a factor provided by the Property Appraiser.

29. **NEW CONSTRUCTION** - For the purposes of administration of Chapter 4, Article X, and the flood resistant construction requirements of the *Florida Building Code*, structures for which the “start of construction” commenced on or after January 3, 1979 and includes any subsequent improvements to such structures.

30. **NEW MANUFACTURED HOME PARK OR SUBDIVISION** - A manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including at a minimum, the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads) is completed on or after January 3, 1979.

~~31. 22.~~ **SAND DUNES** - Naturally occurring accumulations of sand in ridges or mounds landward of the beach.

~~32. 23.~~ **SPECIAL FLOOD HAZARD AREA** - Land in the floodplain subject to a one percent (1%) or greater chance of flooding in any given year. Special flood hazard areas are shown on FIRMs as Zone A, AO, A1, A30, AE, A99, AH, V1, V30, VE or V.

33. **SUBSTANTIAL DAMAGE** - Damage of any origin sustained by a building or structure whereby the cost of restoring the building or structure to its before-damaged condition would equal or exceed 50 percent of the market value of the building or structure before the damage occurred.

34. SUBSTANTIAL, IMPROVEMENT - Any repair, reconstruction, alteration, addition, or other improvement of a structure, the cost of which equals or exceeds fifty percent (50%) of the market value of the structure before the improvement or repair is started, or if the structure has been damaged and is being restored, before the damage occurred. For the purposes of this definition, "substantial improvement" is considered to occur when the first alteration of any wall, ceiling, floor or other structural part of the building commences, whether or not that alteration affects the external dimensions of the structure. The term does not, however, include (1) Any project for improvement of a building required to correct existing health, sanitary, or safety code violations identified by the building official and that are the minimum necessary to assure safe living conditions, or (2) Any alteration of a historic structure provided the alteration will not preclude the structure's continued designation as a historic structure.

35. WATERCOURSE - For the purposes of Chapter 4, Article X, a river, creek, stream, channel or other topographic feature in, on, through, or over which water flows at least periodically.

~~**FLOODWAY**—The channel of a watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than one (1) foot.~~

~~**FUNCTIONALLY DEPENDENT FACILITY**—A facility which cannot be used for its intended purpose unless it is located or carried out in close proximity to water, such as a docking or port facility necessary for the loading and unloading of cargo or passengers, shipbuilding, ship repair or seafood processing. The term does not include long term storage, manufacture, sales or service facilities.~~

MANUFACTURED HOME - A structure, transportable in one or more sections, which is eight (8) feet or more in width and greater than four hundred (400) square feet, and which is built on a permanent, integral chassis and is designed for use with or without a permanent foundation when attached to the required utilities. Also known as a mobile home, is a detached, single dwelling unit, manufactured upon a non-removable chassis or undercarriage without independent motive power in accordance with the Manufactured Home Construction and Safety Standards of the U.S. Department of Housing and Urban Development (HUD), and capable of being relocated from one (1) site to another. The structure is designed for long term occupancy as a complete dwelling unit and containing all conveniences and facilities, with plumbing and electrical connections provided for attachment to approved utility systems. All wheels shall be removed prior to the issuance of a certificate of occupancy.

MANUFACTURED HOME PARK - Premises typically referred to as a mobile home or trailer park, where manufactured homes are installed ~~parked~~ for non-transient living or sleeping purposes.

~~**NEW CONSTRUCTION**—Structures for which the "start of construction" commenced on or after the effective date of this article.~~

START OF CONSTRUCTION ~~(for other than new construction or substantial improvements under the Coastal Barrier Resources Act (P.L. 97-348),~~ - The date a building permit is issued for new construction and substantial improvements, provided the actual start of construction, repair, reconstruction or improvement is within one hundred eighty (180) days of the permit date. The actual start means the first placement of permanent construction (including a manufactured home) on a site, such as the pouring of slabs or footings, installation of piles, construction of columns or any work beyond excavation or placement of a manufactured home on a foundation. Permanent construction excludes land preparation such as clearing, grading and filling; installation of streets and/or walkways; excavation for a basement, footings, piers or foundations or the erection of temporary forms; installation on the property of accessory buildings such as garages or sheds not occupied as dwelling units or not part of the main structure. For a substantial improvement, the actual "start of construction" means the first alteration of any wall, ceiling, floor or other

structural part of a building, whether or not that alteration affects the external dimensions of the building.

~~**SUBSTANTIAL IMPROVEMENT**—Any repair, reconstruction, or improvement of a structure or site, the cost of which equals or exceeds fifty percent (50%) of the value of the structure as established by the most recent Palm Beach County ad valorem tax bill, either before the improvement or repair is started, or if the structure has been damaged and is being restored, before the damage occurred. For the purposes of this definition, "substantial improvement" is considered to occur when the first alteration of any wall, ceiling, floor or other structural part of the building commences, whether or not that alteration affects the external dimensions of the structure.~~

Chapter 1, Article VIII, Section 1.D Appeals.

Sec. 1. Administrative Official.

D. *Assignment of Appeals.* The City Commission or the Building Board of Adjustment and Appeals shall review all appeals. The assignment of each is as follows:

1. City Commission. The City Commission shall hear and decide all appeals regarding the administration, interpretation, or enforcement of any standard, provision, or regulation contained in the land development regulations, except for that which is identified in subparagraph b. below.

2. Building Board of Adjustment and Appeals. The owner of a building, structure, or service system, or duly authorized agent may appeal a decision of the Building Official or the Floodplain Administrator, as applicable, in his/her enforcement or administration of Chapter 4, Article IX, Building, Construction and Historic Preservation Requirements; Chapter 4, Article X, Flood Prevention Requirements; or whenever any one (1) of the following conditions are claimed to exist:

a. The Building Official or the Floodplain Administrator, as applicable, rejected or refused to approve the mode or manner of construction proposed to be followed or materials to be used in the installation or alteration of a building, structure, or service system;

b. The provisions of the city's current edition of the Administrative Amendments to the Florida Building Code do not apply to this specific case;

c. That an equally good or more desirable form of installation can be employed in a specific case; or

d. The true intent and meaning of the city's current edition of the Administrative Amendments to the Florida Building Code have been misconstrued or incorrectly interpreted.

EXHIBIT “B”

Chapter 2, Article IV, Section 2 and 4, Building Permit and Variances.

Sec. 2. Building Permit.

A. General.

1. Purpose and Intent. The purpose and intent of this section is to set forth a well-defined application process, review criteria, and uniform procedure for the processing of permit applications, to ensure that certain buildings, structures, and systems comply with the respective requirements and standards described in the Florida Building Code, including the City Administrative Amendments thereof, and these Land Development Regulations.

2. Applicability. A building or other structure shall not be erected, moved, added to, or structurally altered (including substantial improvements as defined by Chapter I, Article II), unless a building permit is issued by the city. A building permit shall not be issued by the Building Official or designee unless the application complies with the requirements of this article and the Florida Building Code, including the city's Administrative Amendments. All permit applications for new buildings, building expansions, major modifications or certain other improvements, must be consistent with any applicable and corresponding site plan, master plan or record plat.

3. Scope. The Florida Building Code is based on national model building codes and national consensus standards which are amended where necessary for Florida's specific needs. The code incorporates all building construction-related regulations for public and private buildings in the State of Florida other than those specifically exempted by F.S. § 553.73. It has been harmonized with the Florida Fire Prevention Code, which is developed and maintained by the Department of Financial Services, Office of the State Fire Marshal, to establish unified and consistent standards.

B. Submittal Requirements. Application forms for building permits shall be provided by the Building Division. Unless the Building Official or designee determines otherwise, the applicant shall submit completed forms, provide all documentation, including plans and exhibits required by such applications, and pay all applicable fees as adopted by resolution by the City Commission.

In addition to the information required on the applications, the permittee for any permit for construction in special flood hazard areas, which upon its completion would result in the issuance of a certificate of occupancy or certificate of completion, shall, ~~include the following information~~ prior to the issuance of such certificate of occupancy/completion: submit a

- ~~—1. Elevation in relation to mean sea level of the proposed lowest floor (including basement) of all structures.~~
- ~~—2. Elevation in relation to mean sea level to which any non-residential structure will be flood proofed.~~
- ~~—3. Certification by a Florida registered engineer or architect that the structure meets the flood proofing criteria of Chapter 4, Article X.~~
- ~~—4. Description of the extent to which any watercourse will be altered or relocated as a result of proposed development.~~
- ~~—5. A flood elevation or flood proofing certification after placement of the lowest floor and prior to further vertical construction is completed,~~ or in instances where the structure is subject to the regulations applicable to coastal high hazard areas, after placement of the horizontal structural members of the lowest floor and prior to further vertical construction. Within twenty-one (21) calendar days of establishment of the lowest floor elevation, or flood proofing by whatever construction means, or upon placement of the horizontal structural members of the lowest floor, whichever is applicable, the permit holder shall submit to the Development Department a certification of the elevation of the lowest floor, flood proofing elevation, or the elevation of the lowest portion of the horizontal structural members of the lowest floor, whichever is applicable, in relation to mean sea level. Said certification shall be prepared by or under the direct supervision of a registered land surveyor or professional engineer. When flood proofing is utilized, certification shall be prepared by or under the direct supervision of a professional engineer or architect. Any work done within the twenty-one (21)-day calendar period and prior to submission of the certification shall

be at the permit holder's risk. The Development Department shall review the flood elevation survey data submitted. Deficiencies detected by such review shall be corrected by the permit holder immediately and prior to continuation of the work. Failure to submit the survey or failure to make said corrections shall cause issuance of a stop-work order for the project.

~~—6. A survey of mangrove trees on-site.~~

Sec. 4. Variances.

A. General.

1. Purpose and Intent. The purpose of this section is to provide an efficient relief process to allow for deviations from certain requirements and standards of the Florida Building Code, including the city's Administrative Amendments thereof, and the applicable regulations in the city's Land Development Regulations, in circumstances when the applicant is able to demonstrate a hardship. The intent of this application is not to provide a means for circumventing any such requirement or standard, but to allow for a departure from the code upon demonstration that the subject request satisfactorily addresses the review criteria contained herein, and without the necessity of amending the regulation to accommodate the requested relief.

2. Applicability.

a. The owner of a building, structure, or service system, or duly authorized agent may appeal a decision from the Building Official whenever any one (1) of the following conditions is claimed to exist:

(1) The Building Official rejected or refused to approve the mode or manner of construction proposed to be followed or materials to be used in the installation or alteration of a building, structure, or service system;

(2) The provision of the Florida Building Code, including the city's Administrative Amendments thereto does not apply to this specific case;

(3) That an equally good or more desirable form of installation can be employed in a specific case; or

(4) The true intent and meaning of the Florida Building Code, including the city's Administrative Amendments thereto have been misconstrued or incorrectly interpreted; or

b. The owner of a building, structure, or service system, or duly authorized agent may request relief to any of the following:

(1) The Florida Building Code, including the city's Administrative Amendments and Technical Amendments;

(2) Chapter 4, Article IX, Building, Construction, and Historic Preservation Requirements of the City's Code of Ordinances; or

(3) Chapter 4, Article X, Flood Prevention Requirements of the City's Code of Ordinances; or

c. Notice of appeal shall be filed within thirty (30) calendar days after the Building Official renders the refuted decision.

B. Submittal Requirements. The application form shall be approved by the Building Official and maintained by the Building Division. In order for an application to be considered, it shall be accompanied by all documentation required by the application checklist.

C. Review Criteria. The Building Board of Adjustment and Appeals, when so petitioned, and after a hearing, may vary the application of any provision of this Code to any particular case when, in its opinion, the enforcement thereof would do manifest injustice and would be contrary to the purpose and intent of this or the technical codes or public interest, and also finds all of the following general criteria in subsection 1. below:

1. General Criteria for All Variance Requests.

a. That special circumstances exist that are peculiar to the building, structure, or service system involved, and which are not applicable to others;

b. That the special conditions and circumstances do not result from the action or inaction of the applicant;

c. That granting the variance requested will not confer on the applicant any special privilege that is

denied by this Code to other buildings, structures, or service systems;

d. That the variance granted is the minimum variance that will make possible the reasonable use of the building, structure, or service system; and

e. That the granting of the variance will be in harmony with the general intent and purpose of this Code and will not be detrimental to the public health, safety, and general welfare.

2. Special Criteria for Variance Applications Involving Deviations from Flood Prevention Regulations or the Flood Resistant Design Requirements of the Florida Building Code. An applicant for a variance shall submit a showing of good and sufficient cause and that failure to grant the variance would result in exceptional hardship due to the physical characteristics of the land (increased costs to satisfy the requirements or inconvenience do not constitute hardship). Variances shall only be issued upon a determination that the variance is the minimum necessary, considering the flood hazard, to afford relief, and ~~in the instance of a historical building, a determination that the variance is the minimum necessary so as not to destroy the historic character and design of the building.~~ Variances shall not be issued within any designated floodway if any increase in flood levels during the base flood discharge would result. In passing upon such variance requests ~~appeals~~, the Board shall determine that the granting of the variance will not result in increased flood heights; additional threats to public safety; extraordinary public expense; create nuisance; cause fraud on or victimization of the public; or conflict with existing local laws or ordinances. The Board shall consider all technical evaluations, all relevant factors, all standards specified in other sections of these Land Development Regulations, and:

a. The danger that materials may be swept onto other lands to the injury of others.

b. The danger to life and property due to flooding or erosion damage.

c. The susceptibility of the proposed facility and its contents to flood damage and the effect of such damage on the individual owner.

d. The importance of the services provided by the proposed facility to the community.

e. The necessity to the facility of a waterfront location, where applicable.

f. The availability of alternative locations, not subject to flooding or erosion damage, for the proposed use.

g. The compatibility of the proposed use with existing and anticipated development.

h. The relationship of the proposed use to the comprehensive plan and floodplain management program for that area.

i. The safety of access to the property in times of flood for ordinary and emergency vehicles.

j. The expected heights, velocity, duration, rate of rise and sediment transport of the flood waters and the effects of wave action, if applicable, expected at the site.

k. The costs of providing governmental services during and after flood conditions including maintenance and repair of public utilities and facilities such as sewer, gas, electrical, and water systems, and streets and bridges.

3. Additional Requirements for Flood Prevention Variances.

a. Written Notice. Any applicant to whom a variance from the flood prevention requirements has been granted to allow construction of a lowest floor below the required elevation shall be given written notice specifying the difference between the base flood elevation and the elevation to which the structure is to be built and stating that the cost of flood insurance will be commensurate with the increased risk resulting from the reduced lowest floor elevation (up to amounts as high as \$25 for \$100 of insurance coverage) and stating that construction below the base flood elevation increases risks to life and property.

b. Historic Buildings and Structures. The repair, improvement, reconstruction, rehabilitation, or restoration of structures listed on the National Register of Historic Places, the State Inventory of Historic Places, or the Boynton Beach Register of Historic Places, are eligible for variances from the flood prevention requirements of the LDR without regard to the procedures set forth in this section upon evidence by the applicant that such actions would not adversely impact the historic designation of the structure. The Director of Development or designee shall maintain the records of granted variances.

c. Functionally Dependent Uses. A variance is authorized to be issued for the construction or

substantial improvement necessary for the conduct of a functionally dependent use, as defined in Chapter 1, Article II, provided the variance is the minimum necessary considering the flood hazard, and all due consideration has been given to use of methods and materials that minimize flood damage during occurrence of the base flood.

D. *Approval Process.* An application for variance approval requires review by staff to ensure it is eligible to be considered by the Building Board of Adjustment and Appeals. Once determined to be eligible for consideration, staff shall forward the variance application to the Building Board of Adjustment and Appeals, and such Board will review the request based on the review criteria listed above, and render its decision. See Section 112 of the City's Administrative Amendments to the Florida Building Code for the rules and regulations regarding the operating procedures of the Board.

E. *Expiration.* See Section 112 of the city's Administrative Amendments to the FBC for the rules and regulations regarding the expiration of a variance granted by the Building Board of Adjustment and Appeals.

F. *Miscellaneous.*

1. Conditions of Approval. The Building Board of Adjustment and Appeals may prescribe appropriate conditions and safeguards on the approval of any variance in accordance with Section 112 of the city's Administrative Amendments to the FBC.

~~2. Flood Prevention Variances. Any applicant to whom a variance from the flood prevention requirements has been granted shall be given written notice specifying the difference between the base flood elevation and the elevation to which the structure is to be built and stating that the cost of flood insurance will be commensurate with the increased risk resulting from the reduced lowest floor elevation.~~

~~a. Historic Buildings and Structures. The repair, improvement, reconstruction, rehabilitation, or restoration of structures listed on the National Register of Historic Places, the State Inventory of Historic Places, or the Boynton Beach Register of Historic Places, are eligible for variances from the flood prevention requirements of the LDR without regard to the procedures set forth in this section upon evidence by the applicant that such actions would adversely impact the historic designation of the structure. The Director of Development or designee shall maintain the records of all appeal actions and report any variances to the Federal Emergency Management Agency upon request.~~

~~b. Functionally Dependent Uses. A variance is authorized to be issued for the construction or substantial improvement necessary for the conduct of a functionally dependent use, as defined in this ordinance, provided the variance meets the requirements of subsection "a" above, is the minimum necessary considering the flood hazard, and all due consideration has been given to use of methods and materials that minimize flood damage during occurrence of the base flood.~~

(Ord. 10-025, passed 12-7-10; Am. Ord. 13-020, passed 7-2-13)

EXHIBIT “C”

Chapter 4, Article X, Flood Prevention Requirements.

Sec. 1. General.

A. *Short Title.* This article shall hereafter be known and cited as the "City Flood Prevention Code."

B. *Purpose and Intent.* The purpose of this article and the flood load and flood resistant construction requirements of the Florida Building Code (FBC) are to establish minimum requirements to safeguard the public health, safety, and general welfare and to minimize public and private losses due to flooding through regulation of development in flood hazard areas to:

1. a. Minimize unnecessary disruption of commerce, access, and public service during times of flooding;
- b. Require the use of appropriate construction practices in order to prevent or minimize future flood damage;
- c. Manage filling, grading, dredging, mining, paving, excavation, drilling operations, storage of equipment or materials, and other development which may increase flood damage or erosion potential;
- d. Manage the alteration of flood hazard areas, watercourses, and shorelines to minimize the impact of development on the natural and beneficial functions of the floodplain;
- e. Minimize damage to public and private facilities and utilities;
- f. Help maintain a stable tax base by providing for the sound use and development of flood hazard areas;
- g. Minimize the need for future expenditure of public funds for flood control projects and response to and recovery from flood events;
- h. Meet the requirements of the National Flood Insurance Program (NFIP) for community participation as set forth in the Title 44 Code of Federal Regulations (44 CFR); and
- i. To insure that potential homebuyers are notified that property is in a flood area.
2. *Methods of Reducing Flood Loss.* In order to accomplish its objectives, this article includes methods and provisions that are designed to:
 - a. Restrict or prohibit uses which are dangerous to health, safety and property due to water or erosion hazards, or which result in damaging increases in erosion or in flood heights or velocities;
 - b. Require that uses vulnerable to floods, including facilities which serve such uses, be protected against flood damage at the time of initial construction;
 - c. Control the alteration of natural floodplains, stream channels and natural protective barriers which are involved in the accommodation of flood waters;
 - d. Control filling, grading, dredging and other development which may increase erosion or flood damage; and
 - e. Prevent or regulate the construction of flood barriers which will unnaturally divert flood waters or which may increase flood hazards to other lands.
3. This article is intended to be administered and enforced in conjunction with the Florida Building Code. Where cited, ASCE 24 refers to the edition of the standard that is referenced in the Florida Building Code.

C. *Administration.*

1. *Administrator.* The Building Official is designated the Floodplain Administrator. The Floodplain Administrator shall have the authority to interpret and administer this article and may

delegate performance of certain duties to other employees. The Floodplain Administrator shall have the authority to render interpretations of this article consistent with the intent and purpose of this article and may establish policies and procedures in order to clarify the application of its provisions. Such interpretations, policies, and procedures shall not have the effect of waiving requirements specifically provided in this article without the granting of a variance issued in accordance with Chapter 2, Article IV, Section 4.

2. Duties. Duties of the administrator or his designee shall include, but not be limited to:

a. Review all development permits to determine whether proposed new development will be located in flood hazard areas to assure that the permit requirements of this article have been satisfied. This includes reviewing applications for modifications of any existing development in flood hazard areas.

b. Advise permittee that additional federal or state permits may be required, and if specific federal or state permits are known, require that copies of such permits be provided and maintained on file with the development permit. Such permits include but are not limited to:

i. The South Florida Water Management District; section 373.036, F.S.

ii. Florida Department of Health for onsite sewage treatment and disposal systems; section 381.0065, F.S. and Chapter 64E-6, F.A.C.

iii. Florida Department of Environmental Protection for construction, reconstruction, changes, or physical activities for shore protection or other activities seaward of the coastal construction control line; section 161.141, F.S.

iv. Florida Department of Environmental Protection for activities subject to the Joint Coastal Permit; section 161.055, F.S.

v. Florida Department of Environmental Protection for activities that affect wetlands and alter surface water flows, in conjunction with the U.S. Army Corps of Engineers; Section 404 of the Clean Water Act.

vi. Federal permits and approvals.

c. Notify adjacent communities and the state division of emergency management ~~department of community affairs~~ prior to any alteration or relocation of a watercourse, and submit evidence of such notification to the Federal Emergency Management Agency (FEMA).

d. Assure that maintenance is provided within the altered or relocated portion of said watercourse so that the flood-carrying capacity is not diminished.

~~— e. Verify and record the actual elevation (in relation to mean sea level) of the lowest floor (including basement) of all new or substantially improved structures, in accordance with Chapter 2, Article IV, Section 2.~~

~~— f. Verify and record the actual elevation (in relation to mean sea level) to which the new or substantially improved structures have been flood proofed, in accordance with Chapter 2, Article IV, Section 2.~~

~~— g. In coastal high hazard areas, certification shall be obtained from a registered professional engineer or architect that the structure is securely anchored to adequately anchored pilings or columns in order to withstand velocity waters and hurricane wave wash.~~

~~— h. In coastal high hazard areas, the administrator shall obtain certification for the adequacy of breakaway walls in accordance with Section 3.C.8. below.~~

~~— i. When flood proofing is utilized for a particular structure, the administrator shall obtain certification from a registered professional engineer or architect.~~

~~e. j.—~~Where interpretation is needed as to the exact location of the boundaries of the areas

of special flood hazard (for example, where there appears to be a conflict between a mapped boundary and actual field conditions), the administrator shall make the necessary interpretation. The person contesting the location of the boundary shall be given a reasonable opportunity to appeal the interpretation as provided in Chapter 1, Article VIII, Section 1.D.2.

~~k. When base flood elevation data has not been provided in accordance with Section 1.D. below, the administrator shall obtain, review, and reasonably utilize any base flood elevation data available from a federal, state, or other source, in order to administer the provisions of this article Sections 3 and 4 below.~~

~~l. All records pertaining to the provisions of this article shall be maintained in the Department of Development and shall be open for public inspection.~~

~~f. m.~~ Determine whether additional flood hazard data shall be obtained from other sources or shall be developed by an applicant.

~~g. n.~~ Review applications to determine whether proposed development will be reasonably safe from flooding.

h. Issue development permits or approvals for development other than buildings and structures that are subject to the FBC, including buildings, structures and facilities exempt from the FBC, when compliance with this article is demonstrated, or disapprove the same in the event of noncompliance.

i. Coordinate with and provide comments to the Building Official to assure that applications, plan reviews, and inspections for buildings and structures in flood hazard areas comply with the applicable provisions of this article.

3. Substantial Improvement and Substantial Damage Determinations. For applications for building permits to improve buildings and structures, including alterations, movement, enlargement, replacement, repair, change of occupancy, additions, rehabilitations, renovations, substantial improvements, repairs of substantial damage, and any other improvement of or work on such buildings and structures, the Floodplain Administrator, in coordination with the Building Official, shall:

a. Estimate the market value, or require the applicant to obtain an appraisal of the market value prepared by a qualified independent appraiser, of the building or structure before the start of construction of the proposed work; in the case of repair, the market value of the building or structure shall be the market value before the damage occurred and before any repairs are made;

b. Compare the cost to perform the improvement, the cost to repair a damaged building to its pre-damaged condition, or the combined costs of improvements and repairs, if applicable, to the market value of the building or structure;

c. Determine and document whether the proposed work constitutes substantial improvement or repair of substantial damage; and

d. Notify the applicant if it is determined that the work constitutes substantial improvement or repair of substantial damage and that compliance with the flood resistant construction requirements of the FBC and this article is required.

4. Modifications of the strict application of the requirements of the *Florida Building Code*. The Floodplain Administrator shall review requests submitted to the Building Official that seek approval to modify the strict application of the flood load and flood resistant construction requirements of the *Florida Building Code* to determine whether such requests require the granting of a variance pursuant to Chapter 2, Article IV, Section 4.

5. 4. Notice and Orders. The ~~Building Official~~ Floodplain Administrator shall coordinate with appropriate local agencies for the issuance of all necessary notices or orders to

ensure compliance with this article.

6. Inspections. The Floodplain Administrator shall make the required inspections for development that is not subject to the *Florida Building Code*, including buildings, structures and facilities exempt from the *Florida Building Code* and manufactured homes. The Floodplain Administrator shall inspect flood hazard areas to determine if development is undertaken without issuance of a permit.

7. 5. Other Duties. The ~~Building Official~~ Floodplain Administrator shall have other duties, including but not limited to:

a. Establish, in coordination with the Building Official, procedures for administering and documenting determinations of substantial improvement and substantial damage;

b. Require that applicants proposing alteration of a watercourse notify adjacent communities and the Florida Division of Emergency Management, State Floodplain Management Office, and submit copies of such notifications to the Federal Emergency Management Agency (FEMA);

c. Require applicants who submit hydrologic and hydraulic engineering analyses to support permit applications to submit to FEMA the data and information necessary to maintain the Flood Insurance Rate Maps (FIRM) if the analyses propose to change base flood elevations, flood hazard area boundaries, or floodway designations; such submissions shall be made within six (6) months of such data becoming available;

d. Review required design certifications and documentation of elevations specified by this ~~ordinance~~ article and the FBC and this article to determine that such certifications and documentations are complete;

e. Notify FEMA when the corporate boundaries of the city are modified; and

f. Advise applicants for new buildings and structures, including substantial improvements, that are located in any unit of the Coastal Barrier Resources System established by the Coastal Barrier Resources Act (Pub. L. 97-348) and the Coastal Barrier Improvement Act of 1990 (Pub. L. 101-590) that federal flood insurance is not available on such construction; areas subject to this limitation are identified on the FIRM as "Coastal Barrier Resource System Areas" and "Otherwise Protected Areas."

g. Floodplain Management Records. Regardless of any limitation on the period required for retention of public records, the ~~Building Official~~ Floodplain Administrator shall maintain and permanently keep and make available for public inspection all records that are necessary for the administration of this ~~ordinance~~ article and the flood resistant construction requirements of the FBC, including FIRM; Letters of Map Change; records of issuance of permits and denial of permits; determinations of whether proposed work constitutes substantial improvement or repair of substantial damage; required design certifications and documentation of elevations specified by the FBC and this ~~article~~ ~~ordinance~~; notifications to adjacent communities, FEMA, and the state related to alterations of watercourses; assurances that the flood carrying capacity of altered watercourses will be maintained; documentation related to appeals and variances, including justification for issuance or denial; and records of enforcement actions taken pursuant to this ~~ordinance~~ article and the flood resistant construction requirements of the FBC. These records shall be available for public inspection at the Development Department.

D. Applicability.

1. Scope. This article applies to all development of real property located within the city, including areas of special flood hazard. Development shall include but not be limited to the subdivision of land; filling, grading, and other site improvements and utility installations;

construction, alteration, remodeling, enlargement, improvement, replacement, repair, relocation or demolition of buildings, structures, and facilities that are exempt from the Florida Building Code; placement, installation, or replacement of manufactured homes and manufactured buildings; installation or replacement of tanks; ~~placement of recreational vehicles~~; installation of swimming pools; and any other development.

2. Basis for Establishing Flood Hazard Areas. The Flood Insurance Study (FIS) for Palm Beach County, Florida and Incorporated Areas dated October 5, 2017 ~~the City of Boynton Beach dated March 31, 1982~~, and all subsequent amendments and revisions, and the accompanying FIRMs ~~120196-0001-0005, dated September 30, 1982~~, and all subsequent amendments and revisions to such maps, are adopted by reference as a part of this article and shall serve as the minimum basis for establishing flood hazard areas. Studies and maps that establish flood hazard areas are on file in the Development Department at the city.

3. Additional Data to Establish Flood Hazard Area. To establish flood hazard areas and base flood elevations pursuant to this article the ~~Building Official~~ Floodplain Administrator may require submission of additional data. Where field surveyed topography prepared by a Florida licensed professional surveyor or digital topography accepted by the community indicates that ground elevations:

a. Are below the closest applicable base flood elevation, even in areas not delineated as a special flood hazard area on a FIRM, the area shall be considered as flood hazard area and subject to the requirements of this ~~ordinance~~ article and, as applicable, the requirements of the FBC.

b. Are above the closest applicable base flood elevation, the area shall be regulated as special flood hazard area unless the applicant obtains a Letter of Map Change (LOMC) that removes the area from the special flood hazard area.

E. *Terms and Definitions.* See Chapter 1, Article II for all applicable terms and definitions which pertain to the regulations and standards contained herein.

F. *Rules.*

1. Compliance. No structure or land shall hereafter be located, extended, converted, or structurally altered without full compliance with the terms of this article and other applicable regulations.

2. Abrogation. This article supersedes any ordinance in effect for management of development in flood hazard areas. However, it is not intended to repeal or abrogate any existing ordinances including but not limited to land development regulations, zoning ordinances, stormwater management regulations, or the FBC. In the event of a conflict between this ~~ordinance~~ article and any other ordinance, the more restrictive shall govern. This article shall not impair any deed restriction, covenant or easement, but any land that is subject to such interests shall also be governed by this article.

3. Interpretation. In the interpretation and application of this article all provisions shall be:

- a. Considered as minimum requirements;
- b. Liberally construed in favor of the governing body; and
- c. Deemed neither to limit nor repeal any other powers granted under state statutes.

G. *Conflict.* Whenever the regulations and requirements of this ~~article~~ Code conflict with any other lawfully enacted and adopted rules, regulations, ordinances, or laws, the most restrictive shall apply, unless otherwise stated herein. The provisions of this article shall not be deemed to nullify any provisions of local, state, or federal law.

H. *Relief from Requirements.* Unless described otherwise, any deviation from the flood

prevention regulations contained herein shall require approval of variance application, which is subject to review and approval by the Building Board of Adjustment and Appeals. A request for a variance shall be reviewed in accordance with Chapter 2, Article IV, Section 4.

I. *Warning and Disclaimer.* The degree of flood protection required by this article and the FBC, as amended by this community, is considered the minimum reasonable for regulatory purposes and is based on scientific and engineering considerations. Larger floods can and will occur. Flood heights may be increased by man made or natural causes. This ~~ordinance~~ article does not imply that land outside of mapped special flood hazard areas, or that uses permitted within such flood hazard areas, will be free from flooding or flood damage. The flood hazard areas and base flood elevations contained in the FIS and shown on FIRM and the requirements of 44 CFR may be revised by the FEMA, requiring this community to revise these regulations to remain eligible for participation in the NFIP. No guaranty of vested use, existing use, or future use is implied or expressed by compliance with this ~~ordinance~~ article. This article shall not create liability on the part of the city or by any officer or employee thereof for any flood damage that results from reliance on this ~~ordinance~~ article or any administrative decision lawfully made thereunder.

Sec. 2. City Approval Required.

Any owner or owner's authorized agent who intends to undertake any development activity within the scope of this article, which is wholly within or partially within any flood hazard area shall first make application to the ~~Building Official~~ Floodplain Administrator or designee and shall obtain the required permit(s) and approval(s). No such permit or approval shall be issued until compliance with the requirements of this article and all other applicable codes and regulations has been satisfied. Flood zone elevation certification shall be required for improvements in applicable flood zones, and reviewed in accordance with the procedures set forth in Chapter 2, Article IV, Section 2 for any type of building permit application that upon its completion, would result in the issuance of a certificate of occupancy. With respect to building and land development permits, the site plan or construction documents for any development subject to the requirements of this article shall be drawn to scale and shall include, as applicable to the proposed development:

A. Development in Flood Hazard Areas.

1. Delineation of flood hazard areas, floodway boundaries and flood zone(s), base flood elevation(s), and ground elevations if necessary for review of the proposed development.
2. Where base flood elevations, or floodway data are not included on the FIRM or in the FIS, they shall be established in accordance with Section 2.B. ~~or and~~ Section 2.C. below.
3. Where the parcel on which the proposed development will take place will have more than fifty (50) lots or is larger than five (5) acres and the base flood elevations are not included on the FIRM or in the FIS, such elevations shall be established in accordance with Section 2.B. below.
4. Location of the proposed activity and proposed structures, and locations of existing buildings and structures; in coastal high hazard areas, new buildings shall be located landward of the reach of mean high tide.
5. Location, extent, amount, and proposed final grades of any filling, grading, or excavation.
6. Where the placement of fill is proposed, the amount, type, and source of fill material; compaction specifications; a description of the intended purpose of the fill areas; and evidence that the proposed fill areas are the minimum necessary to achieve the intended purpose.
7. Delineation of the Coastal Construction Control Line (CCCL) or notation that the site is seaward of the coastal construction control line, if applicable.

8. Extent of any proposed alteration of sand dunes or mangrove stands, provided such alteration is approved by the Florida Department of Environmental Protection.

9. Existing and proposed alignment of any proposed alteration of a watercourse.

The ~~Building Official-Floodplain Administrator~~ is authorized to waive the submission of site plans, construction documents, and other data that are required by this article, but that are not required to be prepared by a registered design professional if it is found that the nature of the proposed development is such that the review of such submissions is not necessary to ascertain compliance with this ~~ordinance~~ article.

B. *Information in Flood Hazard Areas without Base Flood Elevations (Approximate Zone A).* Where flood hazard areas are delineated on the FIRM and base flood elevation data have not been provided, the ~~Building Official-Floodplain Administrator~~ shall:

1. Require the applicant to include base flood elevation data prepared in accordance with currently accepted engineering practices.

2. Obtain, review, and provide to applicants base flood elevation and floodway data available from a federal or state agency or other source or require the applicant to obtain and use base flood elevation and floodway data available from a federal or state agency or other source.

3. Where base flood elevation and floodway data are not available from another source, where the available data are deemed by the ~~Building Official-Floodplain Administrator~~ to not reasonably reflect flooding conditions, or where the available data are known to be scientifically or technically incorrect or otherwise inadequate:

a. Require the applicant to include base flood elevation data prepared in accordance with currently accepted engineering practices; or

b. Specify that the base flood elevation is two (2) feet above the highest adjacent grade at the location of the development, provided there is no evidence indicating flood depths have been or may be greater than two (2) feet.

4. Where the base flood elevation data are to be used to support a LOMC from FEMA, advise the applicant that the analyses shall be prepared by a Florida licensed engineer in a format required by FEMA, and that it shall be the responsibility of the applicant to satisfy the submittal requirements and pay the processing fees.

C. *Additional Analyses and Certifications.* As applicable to the location and nature of the proposed development activity, and in addition to the requirements of this section, the applicant shall have the following analyses signed and sealed by a Florida licensed engineer for submission with the site plan and construction documents:

1. For development activities proposed to be located in a regulatory floodway, a floodway encroachment analysis that demonstrates that the encroachment of the proposed development will not cause any increase in base flood elevations; where the applicant proposes to undertake development activities that do increase base flood elevations, the applicant shall submit such analysis to FEMA as specified in Section ~~2.C.6.~~ 2.C.5. below and shall submit the Conditional Letter of Map Revision (CLOMR), if issued by FEMA, with the site plan and construction documents.

2. For development activities proposed to be located in a riverine flood hazard area for which base flood elevations are included in the FIS or on the FIRM and floodways have not been designated, hydrologic and hydraulic analyses that demonstrate that the cumulative effect of the proposed development, when combined with all other existing and anticipated flood hazard area encroachments, will not increase the base flood elevation more than one (1) foot at any point within the community. This requirement does not apply in isolated flood hazard areas not

connected to a riverine flood hazard area or in flood hazard areas identified as Zone AO or Zone AH.

3. Where small streams exist, but where no base flood data has been provided or where no floodways have been provided, no encroachments, including fill material or structures, shall be located within a distance of the stream bank equal to five (5) times the width of the stream at the top of bank or twenty (20) feet on each side from top of bank, whichever is greater, unless certification by a Florida registered engineer is provided demonstrating that such encroachments will not result in any increase in flood levels during the occurrence of the base flood discharge.

4. For alteration of a watercourse, an engineering analysis prepared in accordance with standard engineering practices which demonstrates that the flood-carrying capacity of the altered or relocated portion of the watercourse will not be decreased, and certification that the altered watercourse shall be maintained in a manner which preserves the channel's flood-carrying capacity; the applicant shall submit the analysis to FEMA as specified in Section 2.C.6. ~~2.C.5.~~ below.

5. 4. For activities that propose to alter sand dunes or mangrove stands in coastal high hazard areas (Zone V), an engineering analysis that demonstrates that the proposed alteration will not increase the potential for flood damage.

6. ~~5.~~ When additional hydrologic, hydraulic or other engineering data, studies, and additional analyses are submitted to support an application, the applicant has the right to seek a Letter of Map Change from FEMA to change the base flood elevations, change floodway boundaries, or change boundaries of flood hazard areas shown on FIRMs, and to submit such data to FEMA for such purposes. The analyses shall be prepared by a Florida licensed engineer in a format required by FEMA. Submittal requirements and processing fees shall be the responsibility of the applicant.

Sec. 3. Minimum Finished Floor Elevation (Non-Flood Hazard Area).

The finished floor elevation of all habitable space of new construction not located in a flood hazard area ~~zone~~ shall be elevated a minimum of twelve (12) inches above the average crown height of the adjacent roadway. The finished floor elevation of all habitable space of building additions and/or substantial improvements not located in a flood hazard area ~~zone~~ shall be no lower than the existing finished floor elevation.

Sec. 4. Minimum Lowest Floor in Areas of Indeterminate Drainage (Zone AO).~~**Minimum Requirements and Higher Regulatory Standards for Flood-Hazard Areas.**~~

In areas of indeterminate drainage subject to sheet flow (Zone AO), lowest floors shall be at or above the elevation specified in the Florida Building Code or at least 2 feet above the average crown of road, whichever is higher.

In all areas of special flood hazard the following provisions are required:

~~A. General Standards.~~

~~1. Anchors.~~

~~a. All new construction and substantial improvements shall be anchored to prevent flotation, collapse, or lateral movement of the structure.~~

~~b. See Section 5.C. below for anchoring standards for manufactured homes.~~

~~2. Materials. All new construction and substantial improvements shall be constructed with materials and utility equipment resistant to flood damage.~~

~~3. Design.~~

~~— a. All new construction or substantial improvements shall be constructed by methods and practices that minimize flood damage.~~

~~— b. Electrical, heating, ventilation, plumbing, air conditioning equipment, and other service facilities shall be designed and/or located so as to prevent water from entering or accumulating within the components during conditions of flooding.~~

~~— c. All new and replacement water supply systems shall be designed to minimize or eliminate infiltration of floodwaters into the system.~~

~~— d. New and replacement sanitary sewage systems shall be designed to minimize or eliminate infiltration of floodwaters into the systems and discharges from the systems into floodwaters.~~

~~— 4. On-Site Waste Disposal Systems. On-site waste disposal systems shall be located to avoid impairment to them or contamination from them during flooding.~~

~~— 5. Miscellaneous. Any alteration, repair, reconstruction or improvements to a structure which are in compliance with the provisions of this article, shall meet the requirements of "new construction" as contained in this article.~~

~~— B. *Special Flood Hazard Areas (with Base Flood Elevation Data).* In all areas of special flood hazard area where the BFE data have been provided, the following provisions are required:~~

~~— 1. General. New construction of any residential or non-residential structure located in all special flood hazard areas shall have the lowest floor, including basement, elevated to twelve (12) inches above the base flood elevation (BFE). However, any proposed building addition and/or substantial improvement to an existing structure shall only be required to have the lowest floor, including basement, elevated to the BFE in accordance with 44 CFR. Should solid foundation perimeter walls be used to elevate a residential structure, openings sufficient to facilitate the unimpeded movements of floodwaters shall be provided in accordance with standards of Section 4.B.2. below.~~

~~— Non-residential structures located in all A-zones may be flood proofed in lieu of being elevated provided that all areas of the structure below the required elevation are watertight and with walls substantially impermeable to the passage of water and with structural components having the capability of resisting hydrostatic and hydrodynamic loads and effects of buoyancy. A registered professional engineer or architect shall certify that the standards of this subsection are satisfied. Such certification shall be provided as set forth in Chapter 2, Article IV, Section 2.B.~~

~~— 2. Elevated Buildings. New construction or substantial improvements of existing elevated buildings that include fully enclosed areas formed by foundation and other exterior walls below the base flood elevation shall be designed to preclude finished living space and designed to allow for the entry and exit of floodwaters to automatically equalize hydrostatic flood forces on exterior walls.~~

~~— a. Designs for complying with this requirement must either be certified by a professional engineer or architect or meet the following minimum criteria:~~

~~— (1) Provide a minimum of two (2) openings having a total net area of not less than one (1) square inch for every square foot of enclosed area subject to flooding;~~

~~— (2) The bottom of all openings shall be no higher than one (1) foot above grade; and~~

~~— (3) Openings may be equipped with screens, louvers, valves or other coverings or devices provided they permit the automatic flow of floodwaters in both directions.~~

~~— b. Access to the enclosed area shall be the minimum necessary to allow for parking of vehicles (garage door) or limited storage of maintenance equipment used in connection with the~~

premises (standard exterior door) or entry to the living area (stairway or elevator); and

~~— c. The interior portion of such enclosed area shall not be partitioned or finished into separate rooms.~~

~~— d. Electrical, plumbing and other utility connections are prohibited below the base flood elevation.~~

~~— C. *Floodways*. The following provisions shall apply to floodways within areas of special flood hazard established hereinbefore:~~

~~— 1. Prohibit encroachments including fill, new construction, substantial improvements, and other development unless certification (with supporting technical data) by a Florida registered engineer is provided demonstrating that encroachments shall not result in any increase in flood levels during occurrence of the base flood discharge.~~

~~— 2. If Section 4.C.1. above is satisfied, all new construction and substantial improvements shall comply with all applicable flood hazard reduction provisions of this article.~~

~~3. Prohibit the placement of any manufactured homes (mobile homes) except in an existing manufactured home (mobile home) park or subdivision. A replacement manufactured home may be placed on a lot in an existing manufactured home park or subdivision provided the anchoring standards and elevation standards outlined hereinbefore are met.~~

~~— D. *Coastal High Hazard Area (V Zones)*. Located within the areas of special flood hazard established herein are areas designated as coastal high hazard areas. These areas have special flood hazards associated with wave wash; therefore, the following provisions shall apply:~~

~~— 1. All buildings or structures shall be located landward of the reach of the mean high tide and the coastal construction control line.~~

~~— 2. All buildings or structures shall be elevated so that the lowest supporting member (excluding pilings or columns) is located no lower than the base flood elevation level, with all space below the lowest supporting member open so as not to impede the flow of water. Open lattice work or decorative screening may be permitted for aesthetic purposes only and must be designed to wash away in the event of abnormal wave action.~~

~~— 3. All buildings or structures shall be securely anchored on pilings or columns.~~

~~— 4. All pilings and columns and the attached structures shall be anchored to resist flotation, collapse, and lateral movement due to the effect of wind and water loads acting simultaneously on all building components. The anchoring and support system shall be designed with wind and water loading values which equal or exceed the one hundred (100) year mean recurrence interval (one percent (1%) annual chance flood).~~

~~— 5. A Florida registered engineer or architect shall certify that the design, specifications and plans for construction are in compliance with the provisions contained in Sections 4.D.2. through 4.D.4. above.~~

~~— 6. No fill shall be used as structural support. Non-compacted fill may be used around the perimeter of a building for landscaping/aesthetic purposes provided the fill will wash out from storm surge, (thereby rendering the building free of obstruction) prior to generating excessive loading forces, ramping effects or wave deflection. The Department of Development shall review design plans for landscaping/aesthetic fill only after the applicant has provided an analysis by an engineer, architect and/or soil scientist, which demonstrates that the following factors have been fully considered:~~

~~— a. Particle composition of fill material does not have a tendency for excessive natural compaction; and~~

~~— b. Volume and distribution of fill will not cause wave deflection to adjacent properties;~~

and

- ~~— c. Slope of fill will not cause wave run-up or ramping.~~
- ~~— 7. In coastal high hazard areas, alteration of sand dunes and mangrove stands shall be permitted only if such alteration is approved by the Florida Department of Environmental Protection and only if the engineering analysis required by Section 2.C. above demonstrates that the proposed alteration will not increase the potential for flood damage. Construction or restoration of dunes under or around elevated buildings and structures shall comply with the regulations contained herein. There shall be no alteration of sand dunes or mangrove stands which would increase potential flood damage.~~
- ~~— 8. Lattice work or decorative screening shall be allowed below the base flood elevation provided they are not part of the structural support of the building and are designed so as to breakaway, under abnormally high tides or wave action, without damage to the structural integrity of the building on which they are to be used and provided the following design specifications are met:~~
 - ~~— a. No solid walls shall be allowed; and~~
 - ~~— b. Material shall consist of wood or mesh screening only.~~
- ~~— 9. If aesthetic lattice works or screening are utilized, such enclosed space shall not be used for human habitation.~~
- ~~— 10. Prior to construction, plans for any structure that will have lattice work or decorative screening must be submitted to the Development Department for review.~~
- ~~— 11. Prohibit the placement of manufactured homes (mobile homes), except in an existing manufactured home (mobile home) park or subdivision. A replacement manufactured home may be placed on a lot in an existing manufactured home park or subdivision provided the anchoring and elevation standards of this chapter are met.~~
- ~~— 12. Any alteration, repair, reconstruction or improvement to a structure shall not enclose the space below the lowest floor except for lattice work or decorative screening, as provided for in Sections 4.D.8. and 4.D.9. above.~~
- ~~— E. *Areas of Shallow Flooding (AO Zones).* Located within the areas of special flood hazard established in Section 1.F. are areas designated as shallow flooding. These areas have special flood hazards associated with base flood depths of one (1) to three (3) feet where a clearly defined channel does not exist and where the path of flooding is unpredictable and indeterminate; therefore, the following provisions apply:~~
 - ~~— 1. Residential Structures. All new construction and substantial improvements of residential structures and service systems shall have the lowest floor, including basement, elevated to the depth number specified on the FIRM, in feet, above the highest adjacent grade. If no depth number is specified, the lowest floor, including basement, of new construction shall be elevated at least two (2) feet above the highest adjacent grade or average crown of road, whichever is higher. For additions and/or substantial improvements, the lowest floor, including basement, shall be no lower than the existing finished floor elevation.~~
 - ~~— 2. Non-residential Structures. All new construction and substantial improvements of non-residential structures shall:~~
 - ~~— a. Have the lowest floor, including basement and service systems, elevated to the depth number specified on the FIRM, in feet, above the highest adjacent grade. If no depth number is specified, the lowest floor, including basement, of new construction shall be elevated at least two (2) feet above the highest adjacent grade or average crown of road, whichever is higher. For additions and/or substantial improvements, the lowest floor, including basement, shall be no~~

lower than the existing finished floor elevation.

~~—b. Be completely flood proofed to or above that level so that any space below that level has watertight walls substantially impermeable to the passage of water; structural components having the capability of resisting hydrostatic and hydrodynamic loads and effects of buoyancy; and utility and sanitary facilities completely flood proofed.~~

~~—F. *Small Streams.* Where small streams exist, but where no base flood data has been provided or where no floodways have been provided, the following provisions apply:~~

~~—1. *Encroachments.* No encroachments, including fill material or structures, shall be located within a distance of the stream bank equal to five (5) times the width of the stream at the top of bank or twenty (20) feet on each side from top of bank, whichever is greater, unless certification by a Florida registered engineer is provided demonstrating that such encroachments shall not result in any increase in flood levels during the occurrence of the base flood discharge.~~

~~—2. *Construction and Improvements.* New construction or substantial improvements of structures shall be elevated or flood proofed in accordance with elevations established in accordance with Section 1.C.2.k. above.~~

~~—G. *Seaward of the Coastal Construction Control Line.* If extending, in whole or in part, seaward of the coastal construction control line and also located, in whole or in part, in a flood hazard area, buildings and structures shall be designed and constructed to comply with the more restrictive applicable requirements of the FBC. Minor structures and non-habitable major structures as defined in Florida Statutes shall be designed and constructed to comply with the intent and applicable provisions of this article and ASCE 24.~~

Sec. 5. Specific Requirements by Type of Improvement or Development.

A. *Site Improvements, Utilities and Limitations.*

1. General. All proposed new development shall be reviewed to determine that:

a. Such proposals are consistent with the need to minimize flood damage and will be reasonably safe from flooding;

b. All public utilities and facilities such as sewer, gas, electric, communications, and water systems are located and constructed to minimize or eliminate flood damage; and

c. Adequate drainage is provided to reduce exposure to flood hazards; in Zones AH and AO, adequate drainage paths shall be provided to guide floodwaters around and away from proposed structures.

2. Sanitary Sewage Facilities. All new and replacement sanitary sewage facilities, private sewage treatment plants (including all pumping stations and collector systems), and on-site waste disposal systems shall be designed in accordance with the standards for onsite sewage treatment and disposal systems in FAC Chapter 64E-6 and ASCE 24, Chapter 7 to minimize or eliminate infiltration of floodwaters into the facilities and discharge from the facilities into floodwaters, and impairment of the facilities and systems.

3. Water Supply Facilities. All new and replacement water supply facilities shall be designed in accordance with the water well construction standards in FAC Chapter 62-532.500 and ASCE 24, Chapter 7 to minimize or eliminate infiltration of floodwaters into the systems.

4. Limitations on Placement of Fill. Subject to the limitations of this ~~ordinance~~ article, fill shall be designed to be stable under conditions of flooding including rapid rise and rapid drawdown of floodwaters, prolonged inundation, and protection against flood-related erosion and scour. In addition to these requirements, if intended to support buildings and structures (Zone A only), fill shall comply with the requirements of the FBC.

5. Limitations on Sites in Regulatory Floodways. No development, including but not limited to site improvements, and land disturbing activity involving fill or regrading, shall be authorized in the regulatory floodway unless the floodway encroachment analysis required in Section 2.C.1 of this article demonstrates that the proposed development or land disturbing activity will not result in any increase in the base flood elevation.

B. Subdivision Standards.

1. General. The following provisions shall apply for all subdivision proposals:
 - a. All subdivision proposals shall be consistent with the need to minimize flood damage.
 - b. All subdivision proposals shall have public utilities and facilities such as sewer, gas, electrical and water systems located and constructed to minimize flood damage.
 - c. All subdivision proposals shall have adequate drainage provided to reduce exposure to flood hazards.
 - d. Base flood elevation data shall be provided for subdivision proposals and other proposed development which contains more than fifty (50) lots or is larger than five (5) acres.
 - e. Adequate drainage is provided to reduce exposure to flood hazards; in Zones AH and AO, adequate drainage paths shall be provided to guide floodwaters around and away from proposed structures.
2. Subdivision Plats. Where any portion of proposed subdivisions, including manufactured home parks and subdivisions, lies within a flood hazard area, the following shall be required:
 - a. Delineation of flood hazard areas, floodway boundaries and flood zones, and design flood elevations, as appropriate, shall be shown on preliminary plats ~~and final plats~~;
 - b. Where the subdivision has more than fifty (50) lots or is larger than five (5) acres and base flood elevations are not included on the FIRM, the base flood elevations determined in accordance with the requirements contained herein; and
 - c. Compliance with the site improvement and utilities requirements contained herein of this ~~ordinance~~ article

C. Manufactured Homes.

1. General. All manufactured homes installed in flood hazard areas shall be installed by an installer that is licensed pursuant to F.S. § 320.8249, and shall comply with the requirements of FAC Chapter 15C-1 and the requirements of this article. If located seaward of the CCCL, all manufactured homes shall comply with the more restrictive of the applicable requirements.
2. Foundations. All new manufactured homes and replacement manufactured homes installed in flood hazard areas shall be installed on permanent, reinforced foundations that:
 - a. In flood hazard areas (Zone A) other than coastal high hazard areas, are designed in accordance with the foundation requirements of the FBC, Residential Section R322.2 and this article. Foundations for manufactured homes subject to Section 5.C.6 below are permitted to be reinforced piers or other foundation elements of at least equivalent strength.
 - b. In coastal high hazard areas (Zone V), are designed in accordance with the foundation requirements of the FBC, Residential Section R322.3 and this article.
3. Anchoring. All new manufactured homes and replacement manufactured homes shall be installed using methods and practices which minimize flood damage and shall be securely anchored to an adequately anchored foundation system to resist flotation, collapse or lateral movement. Methods of anchoring include, but are not limited to, use of over-the-top or frame ties to ground anchors. This anchoring requirement is in addition to applicable state and local anchoring requirements for wind resistance.

4. Elevation. Manufactured homes that are placed, replaced, or substantially improved shall comply with Section 5.C.5. ~~or and~~ Section 5.C.6. below, as applicable.

5. General Elevation Requirement. Unless subject to the requirements of Section 5.C.6. below, all manufactured homes that are placed, replaced, or substantially improved on sites located: 1) outside of a manufactured home park or subdivision; 2) in a new manufactured home park or subdivision; 3) in an expansion to an existing manufactured home park or subdivision; or 4) in an existing manufactured home park or subdivision upon which a manufactured home has incurred "substantial damage" as the result of a flood, shall be elevated such that the bottom of the frame is at or above the elevation required, as applicable to the flood hazard area, in the FBC, Residential Section R322.2 (Zone A) or Section R322.3 (Zone V).

6. Elevation Requirement for Certain Existing Manufactured Home Parks and Subdivisions. Manufactured homes that are not subject to Section 5.C.5. of this article, including manufactured homes that are placed, replaced, or substantially improved on sites located in an existing manufactured home park or subdivision, unless on a site where substantial damage as result of flooding has occurred, shall be elevated such that either the:

a. Bottom of the frame of the manufactured home is at or above the elevation required, as applicable to the flood hazard area, in the FBC, Residential Section R322.2 (Zone A) or Section R322.3 (Zone V); or

b. Bottom of the frame is supported by reinforced piers or other foundation elements of at least equivalent strength that are not less than thirty-six (36) inches in height above grade.

7. Enclosures. Enclosed areas below elevated manufactured homes shall comply with the requirements of the FBC, Residential Section R322 for such enclosed areas, as applicable to the flood hazard area.

8. Utility Equipment. Utility equipment that serves manufactured homes, including electric, heating, ventilation, plumbing, and air conditioning equipment and other service facilities, shall comply with the requirements of the FBC, Residential Section R322, as applicable to the flood hazard area.

D. Tanks.

1. Underground Tanks. Underground tanks in flood hazard areas shall be anchored to prevent flotation, collapse or lateral movement resulting from hydrodynamic and hydrostatic loads during conditions of the design flood, including the effects of buoyancy assuming the tank is empty.

2. Above-Ground Tanks, Not Elevated. Above-ground tanks that do not meet the elevation requirements of Section 5.D.3. below shall:

a. Be permitted in flood hazard areas (Zone A) other than coastal high hazard areas, provided the tanks are anchored or otherwise designed and constructed to prevent flotation, collapse or lateral movement resulting from hydrodynamic and hydrostatic loads during conditions of the design flood, including the effects of buoyancy assuming the tank is empty and the effects of flood-borne debris.

b. Not be permitted in coastal high hazard areas (Zone V).

3. Above-Ground Tanks, Elevated. Above-ground tanks in flood hazard areas shall be attached to and elevated to or above the design flood elevation on a supporting structure that is designed to prevent flotation, collapse or lateral movement during conditions of the design flood. Tank-supporting structures shall meet the foundation requirements of the applicable flood hazard area.

4. Tank Inlets and Vents. Tank inlets, fill openings, outlets and vents shall be:

- a. At or above the design flood elevation or fitted with covers designed to prevent the inflow of floodwater or outflow of the contents of the tanks during conditions of the design flood; and
- b. Anchored to prevent lateral movement resulting from hydrodynamic and hydrostatic loads, including the effects of buoyancy, during conditions of the design flood.

E. Buildings and Structures.

1. Buildings, structures, and facilities that are exempt from the *Florida Building Code*. Buildings, structures, and facilities that are exempt from the *Florida Building Code*, including substantial improvement or repair of substantial damage of such buildings, structures and facilities, shall be designed and constructed in accordance with the flood load and flood resistant construction requirements of ASCE 24. Structures exempt from the *Florida Building Code* that are not walled and roofed buildings shall comply with the requirements of Section 5.F below.

2. Buildings and structures seaward of the coastal construction control line. If extending, in whole or in part, seaward of the coastal construction control line and also located, in whole or in part, in a flood hazard area:

a. Buildings and structures shall be designed and constructed to comply with the more restrictive applicable requirements of the *Florida Building Code*, *Building* Section 3109 and Section 1612 or *Florida Building Code*, *Residential* Section R322.

b. Minor structures and non-habitable major structures as defined in section 161.54, F.S., shall be designed and constructed to comply with the intent and applicable provisions of this ordinance and ASCE 24.

F. Other Development.

1. General Requirements for Other Development. All development, including man-made changes to improved or unimproved real estate for which specific provisions are not specified in this article or the *Florida Building Code*, shall:

- a. Be located and constructed to minimize flood damage;
- b. Meet the limitations of Section 5.A.5 of this article if located in a regulated floodway;
- c. Be anchored to prevent flotation, collapse or lateral movement resulting from hydrostatic loads, including the effects of buoyancy, during conditions of the design flood;
- d. Be constructed of flood damage-resistant materials; and
- e. Have mechanical, plumbing, and electrical systems above the design flood elevation or meet the requirements of ASCE 24, except that minimum electric service required to address life safety and electric code requirements is permitted below the design flood elevation provided it conforms to the provisions of the electrical part of building code for wet locations.

2. Fences in Regulated Floodways. Fences in regulated floodways that have the potential to block the passage of floodwaters, such as stockade fences and wire mesh fences, shall meet the limitations of Section 5.A.5 of this article.

3. Retaining Walls, Sidewalks and Driveways in Regulated Floodways. Retaining walls and sidewalks and driveways that involve the placement of fill in regulated floodways shall meet the limitations of Section 5.A.5 of this article.

4. Roads and Watercourse Crossings in Regulated Floodways. Roads and watercourse crossings, including roads, bridges, culverts, low-water crossings and similar means for vehicles or pedestrians to travel from one side of a watercourse to the other side, that encroach into regulated floodways shall meet the limitations of Section 5.A.5 of this article. Alteration of a watercourse that is part of a road or watercourse crossing shall meet the requirements of Section 2.C.1 of this article.

5. Concrete Slabs Used as Parking Pads, Enclosure Floors, Landings, Decks, Walkways, Patios and Similar Nonstructural Uses in Coastal High Hazard Areas (Zone V). In coastal high hazard areas, concrete slabs used as parking pads, enclosure floors, landings, decks, walkways, patios and similar nonstructural uses are permitted beneath or adjacent to buildings and structures provided the concrete slabs are designed and constructed to be:

- a. Structurally independent of the foundation system of the building or structure;
- b. Frangible and not reinforced, so as to minimize debris during flooding that is capable of causing significant damage to any structure; and
- c. Have a maximum slab thickness of not more than four (4) inches.

6. Decks and Patios in Coastal High Hazard Areas (Zone V). In addition to the requirements of the *Florida Building Code*, in coastal high hazard areas decks and patios shall be located, designed, and constructed in compliance with the following:

- a. A deck that is structurally attached to a building or structure shall have the bottom of the lowest horizontal structural member at or above the design flood elevation and any supporting members that extend below the design flood elevation shall comply with the foundation requirements that apply to the building or structure, which shall be designed to accommodate any increased loads resulting from the attached deck.
- b. A deck or patio that is located below the design flood elevation shall be structurally independent from buildings or structures and their foundation systems, and shall be designed and constructed either to remain intact and in place during design flood conditions or to break apart into small pieces to minimize debris during flooding that is capable of causing structural damage to the building or structure or to adjacent buildings and structures.
- c. A deck or patio that has a vertical thickness of more than twelve (12) inches or that is constructed with more than the minimum amount of fill necessary for site drainage shall not be approved unless an analysis prepared by a qualified registered design professional demonstrates no harmful diversion of floodwaters or wave runup and wave reflection that would increase damage to the building or structure or to adjacent buildings and structures.
- d. A deck or patio that has a vertical thickness of twelve (12) inches or less and that is at natural grade or on nonstructural fill material that is similar to and compatible with local soils

and is the minimum amount necessary for site drainage may be approved without requiring analysis of the impact on diversion of floodwaters or wave runup and wave reflection.

7. Other Development in Coastal High Hazard Areas (Zone V). In coastal high hazard areas, development activities other than buildings and structures shall be permitted only if also authorized by the appropriate federal, state or local authority; if located outside the footprint of, and not structurally attached to, buildings and structures; and if analyses prepared by qualified registered design professionals demonstrate no harmful diversion of floodwaters or wave runup and wave reflection that would increase damage to adjacent buildings and structures. Such other development activities include but are not limited to:

a. Bulkheads, seawalls, retaining walls, revetments, and similar erosion control structures;

b. Solid fences and privacy walls, and fences prone to trapping debris, unless designed and constructed to fail under flood conditions less than the design flood or otherwise function to avoid obstruction of floodwaters; and

c. On-site sewage treatment and disposal systems defined in 64E-6.002, F.A.C., as filled systems or mound systems.

8. Nonstructural Fill in Coastal High Hazard Areas (Zone V). In coastal high hazard areas:

a. Minor grading and the placement of minor quantities of nonstructural fill shall be permitted for landscaping and for drainage purposes under and around buildings.

b. Nonstructural fill with finished slopes that are steeper than one unit vertical to five units horizontal shall be permitted only if an analysis prepared by a qualified registered design professional demonstrates no harmful diversion of floodwaters or wave runup and wave reflection that would increase damage to adjacent buildings and structures.

c. Where authorized by the Florida Department of Environmental Protection or applicable local approval, sand dune construction and restoration of sand dunes under or around elevated buildings are permitted without additional engineering analysis or certification of the diversion of floodwater or wave runup and wave reflection if the scale and location of the dune work is consistent with local beach-dune morphology and the vertical clearance is maintained between the top of the sand dune and the lowest horizontal structural member of the building.

Sec. 6. Appeals.

The Building Board of Adjustment and Appeals shall hear and decide on requests for appeals from the strict application of this article and of the flood resistant construction requirements of the FBC, excluding Section 3109 or latest supplement thereof.

Sec. 7. Penalties.

The city or any other legal authority shall enforce any violation of this article pursuant to the penalty provisions contained in Chapter 1, Article I, Section 7 of these Land Development Regulations.

EXHIBIT "D"

	<u>Description</u>	<u>Number</u>	<u>Date</u>
1.	Flood Insurance Study (FIS)	12099CV000A	October 5, 2017

	<u>Description</u>	<u>Map Number</u>	<u>Date</u>
1.	Flood Insurance Rate Map (FIRM) Index	12099CIND1A	October 5, 2017
2.	Flood Insurance Rate Map (FIRM) Index	12099CIND2A	October 5, 2017
3.	Flood Insurance Rate Map (FIRM)	12099C0778F	October 5, 2017
4.	Flood Insurance Rate Map (FIRM)	12099C0779F	October 5, 2017
5.	Flood Insurance Rate Map (FIRM)	12099C0783F	October 5, 2017
6.	Flood Insurance Rate Map (FIRM)	12099C0786F	October 5, 2017
7.	Flood Insurance Rate Map (FIRM)	12099C0787F	October 5, 2017
8.	Flood Insurance Rate Map (FIRM)	12099C0788F	October 5, 2017
9.	Flood Insurance Rate Map (FIRM)	12099C0789F	October 5, 2017
10.	Flood Insurance Rate Map (FIRM)	12099C0791F	October 5, 2017
11.	Flood Insurance Rate Map (FIRM)	12099C0793F	October 5, 2017
12.	Flood Insurance Rate Map (FIRM)	12099C0976F	October 5, 2017
13.	Flood Insurance Rate Map (FIRM)	12099C0977F	October 5, 2017
14.	Flood Insurance Rate Map (FIRM)	12099C0981F	October 5, 2017

All FIRM Maps and FIS Report are available online for viewing at <http://msc.fema.gov/portal/advanceSearch>



**City of Boynton Beach
Building Division**

Flood Prevention Amendments CDRV 17-005

Shane Kittendorf, CBO, CFM

Building Official

Email: KittendorfS@bbfl.us

Phone: 561.742.6352

Objectives

- The Community Rating System (CRS) recognizes and encourages community floodplain management activities that exceed the minimum NFIP standards.
- Besides the benefit of reduced insurance rates, CRS floodplain management activities enhance public safety, reduce damages to property & infrastructure, avoid economic disruption, reduce human suffering, and protect the environment.
- Flood maps are used to help determine flood insurance and building requirements.
- Flood maps are being updated to incorporate the latest and most accurate information into the maps so that they better reflect the risk.
- Federal law requires that if your property is in a flood area, and have federally insured mortgage flood insurance is required.

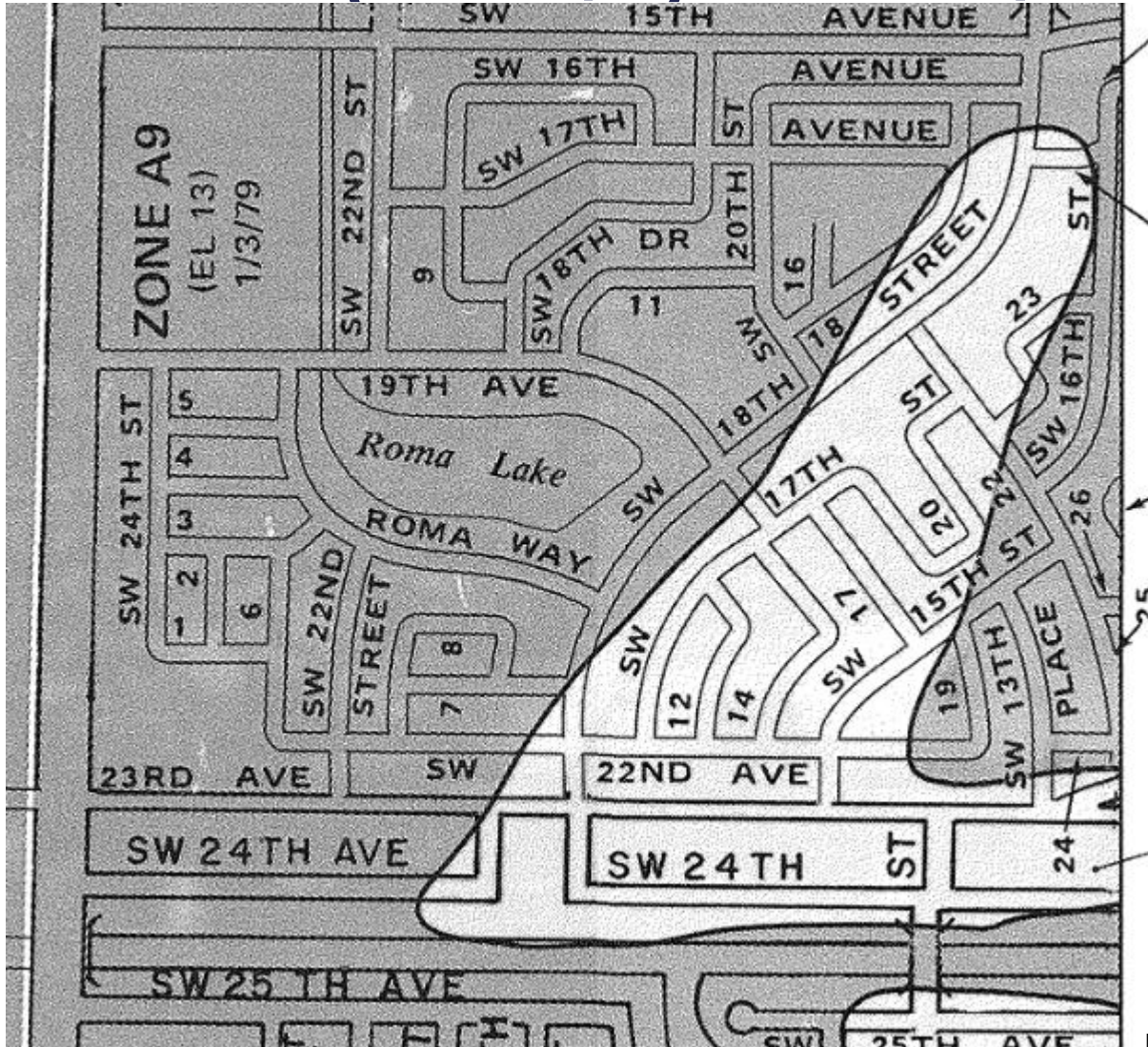
Timeline

- FEMA issued Flood Insurance Rate Maps (FIRM) and Flood Insurance Study (FIS) in 1982.
- FEMA completed a re-evaluation of flood hazards in Palm Beach County on August 18, 2014.
- FEMA conducted four (4) public workshops; one (1) in Boynton Beach to view, obtain assistance, and ask questions.
- Notice was published in various newspapers and Federal Register.
- The 90-day appeal period ended and no appeals were received.
- FIRM maps and FIS will become effective on October 5, 2017.

Key Changes

- Reorganization and update of flood definitions and requirements for compliance with NFIP.
- Striking of redundant provisions now in the Florida Building and Residential Code.
- Added requirements for flood variances according to NFIP.
- Clarification of designated Flood Plain Administrator and duties.
- Listing of specific federal and state permits that may be required.
- Requirement of development permits for other buildings and structures that are exempt from Florida Building Code.
- Adoption by reference the October 5, 2017 FIRM Maps and FIS report.

1982 (Map) – Boynton Leisureville



*EXPLANATION OF ZONE DESIGNATIONS

ZONE	EXPLANATION
A	Areas of 100-year flood; base flood elevations and flood hazard factors not determined.
A0	Areas of 100-year shallow flooding where depths are between one (1) and three (3) feet; average depths of inundation are shown, but no flood hazard factors are determined.
AH	Areas of 100-year shallow flooding where depths are between one (1) and three (3) feet; base flood elevations are shown, but no flood hazard factors are determined.
A1-A30	Areas of 100-year flood; base flood elevations and flood hazard factors determined.
A99	Areas of 100-year flood to be protected by flood protection system under construction; base flood elevations and flood hazard factors not determined.
B	Areas between limits of the 100-year flood and 500-year flood; or certain areas subject to 100-year flooding with average depths less than one (1) foot or where the contributing drainage area is less than one square mile; or areas protected by levees from the base flood. (Medium shading)
C	Areas of minimal flooding. (No shading)
D	Areas of undetermined, but possible, flood hazards.
V	Areas of 100-year coastal flood with velocity (wave action); base flood elevations and flood hazard factors not determined.
V1-V30	Areas of 100-year coastal flood with velocity (wave action); base flood elevations and flood hazard factors determined.

2017 (Map) – Boynton Leisureville



LEGEND



SPECIAL FLOOD HAZARD AREAS SUBJECT TO INUNDATION BY THE 1% ANNUAL CHANCE FLOOD

The 1% annual chance flood (100-year flood), also known as the base flood, is the flood that has a 1% chance of being equaled or exceeded in any given year. The Special Flood Hazard Area is the area subject to flooding by the 1% annual chance flood. Areas of Special Flood Hazard include Zones A, AE, AH, AO, AR, A99, V, and VE. The Base Flood Elevation is the water-surface elevation of the 1% annual chance flood.

ZONE A No Base Flood Elevations determined.

ZONE AE Base Flood Elevations determined.

ZONE AH Flood depths of 1 to 3 feet (usually areas of ponding); Base Flood Elevations determined.

ZONE AO Flood depths of 1 to 3 feet (usually sheet flow on sloping terrain); average depths determined. For areas of alluvial fan flooding, velocities also determined.

ZONE AR Special Flood Hazard Area formerly protected from the 1% annual chance flood by a flood control system that was subsequently decertified. Zone AR indicates that the former flood control system is being restored to provide protection from the 1% annual chance or greater flood.

ZONE A99 Areas to be protected from 1% annual chance flood event by a Federal flood protection system under construction; no Base Flood Elevations determined.

ZONE V Coastal flood zone with velocity hazard (wave action); no Base Flood Elevations determined.

ZONE VE Coastal flood zone with velocity hazard (wave action); Base Flood Elevations determined.



FLOODWAY AREAS IN ZONE AE

The floodway is the channel of a stream plus any adjacent floodplain areas that must be kept free of encroachment so that the 1% annual chance flood can be carried without substantial increases in flood heights.



OTHER FLOOD AREAS

ZONE X Areas of 0.2% annual chance flood; areas of 1% annual chance flood with average depths of less than 1 foot or with drainage areas less than 1 square mile; and areas protected by levees from 1% annual chance flood.

Summary

- Amendments will satisfy the mandatory requirements of the NFIP.
- Enhance public safety and protect the environment.
- Reduce damages to property and public infrastructure.
- Avoid economic disruption & losses; and reduce human suffering.

Questions





CITY OF BOYNTON BEACH AGENDA ITEM REQUEST FORM

COMMISSION MEETING DATE: 9/19/2017

REQUESTED ACTION BY COMMISSION: PROPOSED ORDINANCE NO. 17-020 - SECOND READING - PUBLIC HEARING - AMEND THE LAND DEVELOPMENT REGULATIONS, Chapter 1, Article II. Definitions and Article V, Section 2, Workforce Housing Program, to convert the mandatory inclusionary zoning program to an incentivized program emphasizing project density and building height.
(Second Reading advertised for September 19, 2017)

EXPLANATION OF REQUEST:

On November 15, 2016, the City Commission suspended the Workforce Housing Program (WHP) for one (1) additional year to allow staff time to update the 2006 Housing Study Assessment and to develop recommended changes to the program.

On April 19, 2017, a City Commission workshop was held to discuss the recommended changes by staff and to provide direction on how to amend the WHP.

On June 6, 2017, staff presented draft amendments to the City Commission for discussion and feedback prior to commencement of the codification process.

The proposed amendments to the Workforce Housing Program within Chapter 1 of the LDR are indicated in Exhibit "A" (Article II. "Definitions"), and Exhibits "B1" and "B2" (Article V. amendments to program details) in both strikethrough and clean-text versions, respectively. The most notable amendments are summarized below:

- Conversion from mandatory to voluntary program.
- Utilization of Downtown Transit-Oriented Development District (DTODD) 25% density bonus as incentive for workforce housing.
- Addition of a height bonus as incentive for workforce housing in the Downtown Transit-Oriented Development District.
- Adjustment to set-aside percentages to increase participation
- Addition of an in-lieu fee option for rental projects.
- Adjustment of in-lieu fees based on current market data.
- Adjustment to duration of restrictive covenants for rental and for sale projects.

The Planning and Development Board reviewed the subject amendments at their July 25, 2017 meeting and forwards the request with a recommendation of approval.

HOW WILL THIS AFFECT CITY PROGRAMS OR SERVICES?

The proposed code amendment will provide flexibility in the workforce-housing program by encouraging participation through incentives and options that promote workforce housing based on current market data/trends.

FISCAL IMPACT: Non-budgeted Future responsibility for, and funding of, ongoing monitoring and compliance.

ALTERNATIVES:

Do not approve amendments to the workforce housing program and allow to remain in suspension.

STRATEGIC PLAN:

STRATEGIC PLAN APPLICATION:

CLIMATE ACTION: No

CLIMATE ACTION DISCUSSION:

Is this a grant? No

Grant Amount:

ATTACHMENTS:

Type	Description
<input type="checkbox"/> Ordinance	Ordinance Amending Workforce Housing Program
<input type="checkbox"/> Staff Report	Staff Report
<input type="checkbox"/> Exhibit	Exhibit "A" - Definitions
<input type="checkbox"/> Exhibit	Exhibit "B1" - Workforce Housing Program_Strikethrough
<input type="checkbox"/> Exhibit	Exhibit "B2" - Workforce Housing Program_Clean
<input type="checkbox"/> Other	Workforce Housing Program Presentation

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1 **Section 2.** The Land Development Regulations of the City of Boynton Beach Code
2 of Ordinances, Chapter 1, Article II, Definitions is hereby amended as follows:

3 Chapter I, Article II, Definitions.

4 **DEED RESTRICTION** - Each workforce housing unit created under the program shall be deed
5 restricted for fifteen (15) years. The deed restriction shall be recorded and serve to restrict the
6 sales or rental price and/or the income of the purchaser or renter.

7 **DEVELOPMENT** - A single use or combination of uses, proposed or approved, that may
8 include but not be limited to a single-family subdivision, townhomes, rental apartments,
9 condominiums, public facilities, commercial buildings, shopping centers, or industrial projects,
10 possibly of similar design, constructed as a unified community. Development shall also include
11 the meaning given it in F.S. § 380.04, pursuant to a development order or permit
12

13 **ELIGIBLE OCCUPANT** - Relative to the workforce housing program contained in these
14 Regulations, it is a person who qualifies for participation in the program whose income does not
15 exceed one hundred twenty percent (120%) of median household income for the City of Boynton
16 Beach. Priority will be given to persons who have lived or worked within the city limits of
17 Boynton Beach continually for one (1) year immediately prior to the date of application for a
18 workforce housing unit.
19

20 **LOW INCOME HOUSEHOLD** - Under the workforce housing program provisions of these
21 regulations, it is a household with a gross, combined income below eighty percent (80%) of the
22 City of Boynton Beach median household income.

23 **MEDIAN HOUSEHOLD INCOME (MHI)** - Under the **workforce housing program**
24 provisions of these regulations, it is the City of Boynton Beach Median Household Income, as
25 determined by the most recent 5-year estimate of the U.S. Census Bureau American Community
26 Survey.
27

28 **MODERATE INCOME HOUSEHOLD** - Under the **workforce housing program** provisions
29 of these regulations, it is a household with a gross, combined income between eighty percent
30 (80%) and one hundred twenty percent (120%) of the City of Boynton Beach median household
31 income.
32

33 **RESTRICTIVE COVENANT AND AGREEMENT** - The covenants that govern the initial
34 sale and rental and subsequent resale and releasing of workforce housing units created under the
35 workforce housing program. The term of the restrictive covenant and agreement is fifteen (15)
36 years.

37 **WORKFORCE HOUSING UNIT** - A dwelling to be sold or leased to an individual or family
38 that is income qualified in which the rent or mortgage payments (including principal, interest,

1 taxes, insurance and homeowner association fees) does not exceed thirty percent (30%) of the
2 gross income of households that are classified as low or moderate income households.

3
4 **Section 3.** The Land Development Regulations of the City of Boynton Beach Code
5 of Ordinances, Chapter 1, Article V, Section 2, “Workforce Housing Program” is hereby
6 amended as follows:

7 ARTICLE V. HOUSING INITIATIVES

8
9 Sec. 2. Workforce Housing Program.

10 A. *Findings.*

11 1. Housing Shortage. The City Commission having conducted a Housing Assessment
12 Study (Attachment A) has determined that new home prices and rents are not affordable to the
13 everyday working families and citizens of the city;

14 2. Florida Statutes. F.S. § 166.04151 provides that a municipality may adopt and maintain
15 any ordinance that is adopted for the purpose of increasing the supply of workforce housing
16 using land use mechanisms not withstanding any other provision of law;

17 3. Housing Cost/Wage Gap. The City Commission recognizes that there is a growing gap
18 between housing costs and wages in the city;

19 4. Public Interest. The City of Boynton Beach has a legitimate public interest in
20 preserving the character and quality of neighborhoods which requires assuring the availability
21 of workforce housing for low and moderate income persons in the city;

22 5. Sense of Community. The city recognizes that the need to provide workforce housing
23 is critical to maintaining a diversified and sustainable city having the character and sense of
24 community where people can live and work in the same area; and

25 6. Housing Availability. The city is encouraging the production and availability of
26 workforce housing and at the same time is cognizant that escalating land costs and rapidly
27 diminishing amounts of land hinder the provision of sufficient workforce dwelling units by the
28 private sector.

29 B. *Applicability.* The program is voluntary. Developers who choose to participate may be
30 awarded incentives outlined further in this article. The following regulations shall apply only to
31 development applications for projects eligible for the Downtown Transit-Oriented
32 Development District’s (DTOD’s) density increase of twenty five percent (25%), with an
33 underlying land use and zoning category permitting the density in excess of fifteen (15)
34 dwelling units per acre.

35
36 3. Developments whose previous approval was consistent with Section 2.B.1. above.
37

C. *Provisions.* The developer may elect to obtain higher density as part of the DTODD's 25% density bonus and/or a height bonus through the construction of the workforce units on-site or off-site, monetary contribution, donation of land or purchase of units to be designated as workforce, subject to the limits and requirements of this article.

I. *Construction of workforce units on-site:*

1. To be eligible for the requested higher density as part of the DTODD's (25%) density bonus through the construction of workforce units on-site, the developer must incorporate such units into the development as follows:

a. Projects using DTODD density bonus alone or in conjunction with the height bonus of one (1) additional story (up to a maximum of 12 feet) shall designate ten percent (10%) of the total proposed units as workforce housing units.

b. Projects with the Mixed Use Medium or Mixed Use High future land use classifications may use the height bonus alone; such bonus can include two (2) additional stories (up to a maximum of 24 feet) and shall only be granted to projects located in the Cultural or Boynton Beach Boulevard district, designating twenty percent (20%) of the total proposed units as workforce housing units.

c. Eligible land use classifications and zoning districts (Table 1-2).

Land Use Classification	Zoning Districts	M
H	Infill Planned Unit Development (IPUD)	11 du/acre
S	Infill Planned Unit Development	20 du/acre
Mixed Use Low	MU-1	
Mixed Use Medium	MMU-2 and MU-3	8
Mixed Use High	Mixed Use MU-4 and MU-Core Mixed Use-Low Intensity 3 (MU-L3	40 du/acre

2. Household (Income) Type. Twenty-five percent (25%) of the total required workforce housing units shall be set aside for low income households. Seventy-five percent (75%) of the total required workforce housing units shall be set aside for moderate income households.

3. Fractions. If the number of workforce housing units results in a fractional remainder greater than one-half (0.50), the number shall be rounded up. If the required number of workforce housing units results in a fractional number less than one-half (0.50), the number shall be rounded down.

4. Number of Units. The workforce housing units provided shall have the same percentage of unit types as market rate units within the development. The unit types include the category of structure (single-family detached and attached, multifamily), for rent versus for sale units, and the number of bedrooms. Relief from this provision may be granted if the intended purpose is to address particular needs of the community, substantiated by the provided data/analysis.

5. Staff Approval. At the time of application for land use amendment and rezoning, the project must be reviewed and signed off by the Community Improvement Division of the city as part of the site plan approval process for compliance with affordability guidelines and number of units qualifying as workforce.

6. Site Plan. The site plan shall clearly identify the location of workforce housing units. Additionally, tabular data must be included on the site plan showing the address or unit number, total number of units, number of bedrooms of workforce housing units and the targeted income levels. This shall be included with the market rate data.

7. Sale Restrictions. Workforce housing units shall, be regulated in terms of:

a. Initial sales price or rent levels; and

b. Subsequent resale prices or leasing rates.

c. If compliance with a land development standard would preclude construction of a residential or mixed use development in which workforce housing units are included, pursuant to this chapter, the applicant may submit a proposal for waiver or reduction of the development standard. The applicant shall show that the waiver or reduction of the development standard is necessary to make the workforce housing units economically feasible and that such a waiver will not compromise any of the city's life or safety standards.

8. Recording the Restrictive Covenant. Prior to the issuance of any building permit, the restrictive covenant and agreement shall be recorded in the public records of Palm Beach County. The term of the restrictive covenant shall be fifteen (15) years. A copy of the recorded covenant and agreement shall be provided to the city prior to the issuance of the building permit.

II. In-Lieu and off-site options. The following options in-lieu of construction of workforce unit on-site will be based on the number of units as indicated in sections C.I.a/b and C.I.3 above.

1. Payment In-Lieu (Table 1-3). Contributions per unit listed in the table below shall accrue to the Boynton Beach Housing Trust to be utilized to subsidize the creation of workforce

housing within the city. In-lieu of fees shall be paid in full prior to the issuance of building permit.

Payment In Lieu of Construction of Workforce Housing Units (per unit)	
OFor-sale unit	\$ \$39,293
TFor rent units	\$ \$18,380
T	\$

Note: Payment-in-lieu amounts shall be revised every two (2) years, based on (i) median single-family home sale price for Palm Beach County provided by Realtors' Association of the Palm Beaches, and (ii) average monthly apartment rent for the Boynton Beach market provided by Reinhold P. Wolff Economic Research, Inc.

2. Donation of Land. The value of the land shall equal or exceed the total "in-lieu of" fee for all workforce units or shall be of sufficient size to develop the same number of units. The value of the donated land must be verified by a MAI appraisal no more than three (3) months old. The appraisal shall be obtained by developer at developer's cost to verify the value of donated land. The land shall be deeded to the city prior to the issuance of a final certificate of occupancy for the development.

3. Off-Site Construction. The workforce housing units may be built off-site. All off-site workforce housing units shall comply with all sections of these Regulations.

4. Purchase Market Rate Units. Purchase an equivalent number of existing market rate units to be deeded to the city or sold to eligible households. Such units shall be deed restricted to comply with the Workforce Housing Ordinance. The developer may retain the title to off-site units subject to recordation of a city approved deed restriction.

D. The following requirements shall apply to built or purchased workforce units:

I. Rental Housing Units.

1. Recording of the Restrictive Covenant. A restrictive covenant shall be recorded in the public records specifying the income level served, rent levels, reporting requirement and all restrictions applicable to the workforce housing units. All leases on workforce housing units shall contain language incorporating the restrictive covenant applicable to the workforce housing units and shall reference the recorded restrictive covenant. The restrictive covenant shall remain in force for fifteen (15) years.

2. Rental Rates.

a. Units targeted to low income households at below eighty percent (80%) of the City of Boynton Beach median household income shall not have rental rates that exceed one hundred percent (100%) of the HUD determined fair market rent for the area.

1 b. Units targeted to moderate income households at eighty percent (80%) to the one
2 hundred twenty percent (120%) of the City of Boynton Beach median household income shall
3 not exceed one hundred percent (100%) of the HUD determined fair market rent for the area.

4 3. Tenant Income Qualification. Tenant income qualification records shall be maintained
5 on-site and a yearly report shall be forwarded to the Community Improvement Division of the
6 City of Boynton Beach for compliance determination.

7 II. *For-Sale Housing Units.*

8 1. Restrictive Covenant. All deeds shall include the restrictive covenant applicable to
9 workforce housing units. All sales contracts shall state that the unit is part of a workforce
10 housing program and subject to the Land Development Regulations of the city. The restrictive
11 covenant shall remain in force for fifteen (15) years. The form of deed for workforce housing
12 units shall be approved by the City Attorney.

13 2. Resale. The restrictive covenants shall state that during the affordability term, the
14 resale of a workforce housing unit shall be subject to the following resale requirements.

15 a. All workforce housing unit owners shall notify the city immediately that the unit is for
16 sale. The city shall have first right of refusal to purchase the unit. Upon receipt of notice that a
17 valid offer has been made on the unit, the city shall have fifteen (15) days to invoke its right of
18 refusal to purchase the units.

19 b. All workforce housing units are to be resold only to low or moderate income qualified
20 households at an attainable housing cost for each targeted income range.

21 3. Required Occupancy. Purchasers of workforce housing units shall be required to
22 occupy the unit.

23 4. Closing Costs. No charges or fees shall be imposed by the seller on the purchaser of a
24 workforce housing unit which is in addition to or more than charges imposed upon purchasers
25 of market rate units, except for administrative fees charged by the city/CRA, or their designee.

26 5. Sales Price Calculations. Sales prices for workforce housing units will be calculated on
27 the basis of:

28 a. An available fixed-rate thirty (30)-year mortgage, consistent with a "blended rate" for
29 Palm Beach County banks, and/or the Florida Housing Finance Authority. A lower rate may be
30 used in calculating workforce housing prices if the developer can guarantee the availability of
31 fixed-rate thirty (30)-year mortgage at this lower rate for all workforce housing units required
32 for the covered project;

33 b. A down payment of no more than ten percent (10%) (including any down payment
34 assistance provided by SHIP or other sources) of the purchase price;

35 c. A calculation of property taxes; and

36 d. A calculation of homeowner insurance, mortgage insurance, homeowner association
37 fees, property management fees and other closing costs.

38 6. Compliance. Prior to request for final certificate of occupancy for the development, the
39 developer shall provide to the city's Community Improvement Department, or designee,
40 documentation sufficient to demonstrate compliance with the workforce housing

1 program. Such documentation shall include but is not limited to information regarding the
2 identity and income qualification documentation for all occupants of the workforce housing
3 units, proof of recordation of restrictive covenant in approved form.

4 7. Resale Requirements. To maintain the availability of workforce housing units which may
5 be constructed or substantially rehabilitated pursuant to the requirements of this program, the
6 following resale conditions shall be imposed on the workforce housing units and included in
7 the deed and restrictive covenant recorded in the Public Records of Palm Beach County:

8 a. Location of Units. All workforce housing units constructed or substantially
9 rehabilitated under this program shall be situated within the development so as not to be in less
10 desirable locations than market-rate units in the development and shall, on average, be no less
11 accessible to public amenities, such as open space, as the market-rate units.

12 b. Integration. Workforce housing units within a development shall be integrated with the
13 rest of the development and shall be compatible in exterior design and appearance,
14 construction, and contain comparable HV/AC systems as market rate units.

15
16 c. Construction Phasing. The construction schedule for workforce housing units shall be
17 consistent with or precede the construction of market rate units. All workforce housing units
18 must be deeded to the City, deed-restricted, or receive a certificate of occupancy prior to
19 issuance of more than eighty percent (80%) of the certificate of occupancies in the subject
20 development.

21 d. Lot Premiums. There shall be no lot premiums charged on the workforce housing units.

22 e. Sales Price. All required workforce housing units shall be offered for sale or rent at an
23 attainable housing cost for each of the targeted income ranges.

24 f. City Approval. The city, its successors and assigns may enforce the covenants. No
25 amendments to the restrictive covenant shall be made unless by written instrument approved by
26 the city.

27 E. *Monitoring and Compliance.*

28 1. Qualified Buyers. Final approval conditions: Final conditions of approval shall specify
29 that the workforce housing units are sold to buyers whose income does not exceed one hundred
30 twenty percent (120%) of the Boynton Beach median household income.. The conditions will
31 also specify the requirements for reporting to the city's Community Improvement Division on
32 buyer eligibility, housing prices, as well as any applicable requirement to record the restrictive
33 covenant or to enforce resale restrictions.

34 2. Surety. Developers may substitute surety as outlined in Chapter 2, Article III, Section
35 6, Land Development Regulations, in the amount of one hundred ten percent (110%) of the
36 developers' obligation for workforce housing provision according to this section. The city
37 shall, at all times, have the authority to draw upon the surety to enforce the provisions of this
38 article should the applicant be in default of these requirements,

39 3. Enforcement. The city may enforce the requirements of the Workforce Housing
40 Ordinance through any cause of action available at law or equity, including but not limited to

1 seeking specific performance, injunctive relief, rescission of any unauthorized sale or lease,
2 during the term of the restrictive covenant.

3 4. Annual Report. The Community Improvement Department shall submit an annual
4 report to the City Commissioners indicating the status of the Workforce Housing Ordinance,
5 including but not limited to the revenues accrued to the Housing Trust Fund, the number of
6 units created, leased and sold.

7
8 **Section 4.** Each and every other provision of the Land Development Regulations not
9 herein specifically amended, shall remain in full force and effect as originally adopted.

10 **Section 5.** All laws and ordinances applying to the City of Boynton Beach in conflict
11 with any provisions of this ordinance are hereby repealed.

12 **Section 6.** Should any section or provision of this Ordinance or any portion thereof
13 be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the
14 remainder of this Ordinance.

15 **Section 7.** Authority is hereby given to codify this Ordinance.

16 **Section 8.** This Ordinance shall become effective immediately.

17 FIRST READING this ____ day of _____, 2017.

18 SECOND, FINAL READING AND PASSAGE this ____ day of _____, 2017.

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20 CITY OF BOYNTON BEACH, FLORIDA

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VOTE _____

ATTEST:

Judith A. Pyle, CMC
City Clerk

(Corporate Seal)



DEPARTMENT OF DEVELOPMENT PLANNING AND ZONING

Memorandum PZ 17-037

TO: Chair and Members
Planning & Development Board

FROM: Andrew P. Mack, P.E., Director of Development *A.M.*

DATE: July 11, 2017

RE: Approve amendments to the LAND DEVELOPMENT
REGULATIONS, Chapter 1, Article II, Definitions, to modify
definitions that regulate the Workforce Housing Program.

Approve amendments to the LAND DEVELOPMENT
REGULATIONS, Chapter 1, Article V, Section 2, Workforce Housing
Program, to convert mandatory inclusionary zoning program to a
voluntary density and height bonus program.

OVERVIEW

The rewrite of the City's Land Development Regulations (LDR) in late 2010 allowed staff to perform a complete review and analysis of each standard, regulation, and process. As part of the post-adoption process, staff anticipates the periodic need for, and is prepared to expeditiously process, updates and amendments to the LDR for one or more of the following reasons:

1. Furthering business and economic development initiatives;
2. Advancing sustainability initiatives;
3. Maintaining internal consistency;
4. Achieving regulatory compliance; and
5. Incorporating implementation feedback to meet original objectives or new vision.

The proposed amendment would support items #1 and #5.

BACKGROUND

On November 15, 2016, the City Commission suspended the Workforce Housing Program (WHP) for one (1) additional year to allow staff time to update the 2006 Housing Study Assessment and to develop recommended changes to the program.

On April 19, 2017, a City Commission workshop was held to discuss the recommended changes by staff and to provide direction on how to amend the WHP. Staff were directed to break up the amendments into two phases a short and long-term approach. The short-term approach centered on converting the existing mandatory WHP to a voluntary WHP by utilizing the Downtown Transit-Oriented Development District (DTODD) 25% density bonus as incentive for workforce

housing. The long term approach is a comprehensive review of the land development regulations that could possibly entail; overlay regulations, micro units, flexible lots sizes, accessory units, and parking reductions to support the WHP.

The proposed amendments to Chapter 1 of the LDR are provided in its entirety in Exhibits “A & B”, with the most notable amendments summarized below:

- Conversion from mandatory to voluntary program.
- Utilization of Downtown Transit-Oriented Development District (DTODD) 25% density bonus as incentive for workforce housing.
- Addition of a height bonus as incentive for workforce housing in the Downtown Transit-Oriented Development District.
- Adjustment to set-aside percentages to increase participation.
- Addition of in-lieu fee option for rental projects.
- Adjustment of in-lieu fees based on current market data.
- Adjustment to duration of restrictive covenants for rental and for sale projects.

See Exhibit “A” for proposed amendments to definitions, and Exhibits “B1” and “B2” for a strikethrough and clean text, respectively, of the proposed amendments to the program.

CONCLUSION/RECOMENDATION

Staff is recommending approval of the proposed code amendment to provide flexibility in the workforce-housing program by encouraging participation through incentives and options that promote workforce housing based on current market data/trends.

Attachment

Exhibit "A"

Chapter I, Article II, Definitions.

DEED RESTRICTION - Each workforce housing unit created under the program shall be deed restricted for ~~thirty~~ **fifteen (15)** years. The deed restriction shall be recorded and serve to restrict the sales or rental price and/or the income of the purchaser or renter.

DEVELOPMENT - A single use or combination of uses, proposed or approved, that may include but not be limited to a single-family subdivision, townhomes, rental apartments, condominiums, public facilities, commercial buildings, shopping centers, or industrial projects, possibly of similar design, constructed as a unified community. Development shall also include the meaning given it in F.S. § 380.04, pursuant to a development order or permit. ~~With respect to workforce housing, it shall mean a proposed development at one (1) location which includes at least ten (10) residential units for which site plan approval is required. With respect to flood prevention requirements, it shall mean any man-made change to improved or unimproved real estate, including but not limited to, buildings or other structures, tanks, temporary structures, temporary or permanent storage of equipment or materials, mining, dredging, filling, grading, paving, excavations, drilling operations or any other land disturbing activities.~~

DEVELOPMENT, ELIGIBLE ~~Under the workforce housing provisions of these Regulations, an "eligible development" is a proposed development at one (1) location which includes at least ten (10) residential units for which site plan approval is required.~~

ELIGIBLE OCCUPANT - Relative to the workforce housing program contained in these Regulations, it is a person who qualifies for participation in the program whose income does not exceed one hundred twenty percent (120%) of median household income for ~~Palm Beach County as set by HUD~~ **the City of Boynton Beach**. Priority will be given to persons who have lived or worked within the city limits of Boynton Beach continually for one (1) year immediately prior to the date of application for a workforce housing unit.

LOW INCOME HOUSEHOLD - Under the workforce housing program provisions of these regulations, it is a household with a gross, combined income below eighty percent (80%) of **the City of Boynton Beach median household income**. ~~the Palm Beach County Annual Median Household Income as defined by HUD.~~

MEDIAN HOUSEHOLD INCOME (MHI) - Under the **workforce housing program** provisions of these regulations, it is the **City of Boynton Beach** ~~Palm Beach County~~ Median Household Income, ~~adjusted for family size, as published by the Department of Housing and Urban Development (HUD).~~ **as determined by the most recent 5-year estimate of the U.S. Census Bureau American Community Survey.**

MODERATE INCOME HOUSEHOLD - Under the **workforce housing program** provisions of these regulations, it is a household with a gross, combined income between eighty percent (80%) and one hundred twenty percent (120%) of the ~~Palm Beach County Median Household Income (as defined by the Florida Housing Finance Corporation).~~ **City of Boynton Beach median household income.**

RESTRICTIVE COVENANT AND AGREEMENT - The covenants that govern the initial sale and rental and subsequent resale and releasing of workforce housing units created under the workforce housing program. The term of the restrictive covenant and agreement is ~~thirty-five~~ thirty-five (3015) years.

WORKFORCE HOUSING UNIT - A dwelling to be sold or leased to an individual or family that is income qualified in which the rent or mortgage payments (including principal, interest, taxes, insurance and homeowner association fees) does not exceed ~~thirty-five~~ percent (305%) of the gross income of households that are classified as low or moderate income households.

Exhibit "B1"

ARTICLE V. HOUSING INITIATIVES

Sec. 2. Workforce Housing Program.

A. Findings.

1. Housing Shortage. The City Commission having conducted a Housing Needs Assessment Study (Attachment A) has determined that ~~there is a housing shortage within the City of Boynton Beach that is~~ new home prices and rents are not affordable to the everyday working families and citizens of the city;

2. Florida Statutes. F.S. § 166.04151 provides that a municipality may adopt and maintain any ordinance that is adopted for the purpose of increasing the supply of workforce housing using land use mechanisms not withstanding any other provision of law;

3. Housing Cost/Wage Gap. The City Commission recognizes that there is a growing gap between housing costs and wages in the city;

4. Public Interest. The City of Boynton Beach has a legitimate public interest in preserving the character and quality of neighborhoods which requires assuring the availability of workforce housing for low and moderate income persons in the city;

5. Sense of Community. The city recognizes that the need to provide workforce housing is critical to maintaining a diversified and sustainable city having the character and sense of community where people can live and work in the same area; and

6. Housing Availability. The city is encouraging the production and availability of workforce housing and at the same time is cognizant that escalating land costs and rapidly diminishing amounts of land hinder the provision of sufficient workforce dwelling units by the private sector.

B. Applicability. ~~The program is voluntary. Developers who choose to participate may be awarded incentives outlined further in this article. Except as otherwise provided in these Regulations, these following Regulations shall apply only to development applications for projects eligible for the Downtown Transit-Oriented Development District's (DTOD's) density increase of twenty five percent (25%), with an underlying land use and zoning category permitting the density in excess of ten- fifteen (4015) dwelling units per acre.—~~

~~2. Major modification of a development site plan if (1) the previous approval includes a density as described in Section 2.B.1 above; and (2) such modification proposes more housing units than previously approved; and (3) the previous development approval was granted after April 3, 2007; in such a case, these regulations will apply to additional units only; and~~

~~—3. Developments whose previous approval was consistent with Section 2.B.1. above.~~

C. Provisions. ~~Developers~~The developer may be entitled to the requested obtain higher density land use and zoning category if providing as part of the DTOD's 25% density bonus and/or a height bonus through the construction of the workforce housing units as stated below, on-site or off-site, monetary contribution, donation of land or purchase of units to be designated as workforce, subject to the limits and requirements of this article.

-I. Construction of workforce units on-site:

1. ~~Eligibility Criteria:~~ To be eligible for the requested higher density ~~land use,~~as part of the following percentage DTODD's (25%) density bonus through the construction of workforce ~~housing units on-site, the developer must be incorporated~~incorporate such units into the development as follows:

~~—— a. High and Special High Density Residential—Twenty percent (20%) of the total number of proposed residential units in the development shall be designated as workforce housing units.~~

~~b. Mixed Use—Fifteen percent (15%) of the total number of proposed residential units in the development shall be designated as workforce housing units.~~

~~—— c. Mixed Use Core—Ten percent (10%) of the total number of proposed residential units in the development shall be designated as workforce housing units.~~

a. Projects using DTODD density bonus alone or in conjunction with the height bonus of one (1) additional story (up to a maximum of 12 feet) shall designate ten percent (10%) of the total proposed units as workforce housing units.

b. Projects with the Mixed Use Medium or Mixed Use High future land use classifications may use the height bonus alone; such bonus can include two (2) additional stories (up to a maximum of 24 feet) and shall only be granted to projects located in the Cultural or Boynton Beach Boulevard district, designating twenty percent (20%) of the total proposed units as workforce housing units.

bc. Eligible land use classifications and zoning districts (Table 1-2).

Land Use Classification	Zoning Districts	Maximum Density
High-Density Residential	Planned Unit Development (PUD) Infill Planned Unit Development (IPUD)	11-du/acre 11-du/acre
Special High-Density Residential (SHDR)	Planned Unit Development (PUD) Infill Planned Unit Development (PUD)	20-du/acre 20-du/acre
<u>Mixed Use Low</u>	<u>MU-1</u>	
Mixed Use Core (MXC) <u>Medium</u>	Mixed Use High Intensity (MU-H2 and MU-3)	80-du/acre
Mixed Use (MX) <u>High</u>	Mixed Use Low Intensity 1 (MU-L1) and MU-Core Mixed Use Low Intensity 2 (MU-L2) Mixed Use Low Intensity 3 (MU-L3)	20-du/acre 30-du/acre 40-du/acre

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2. Household (Income) Type. Twenty-five percent (25%) of the total required workforce housing units shall be set aside for low income households. Seventy-five percent (75%) of the total required workforce housing units shall be set aside for moderate income households.

3. Fractions. If the ~~required~~ number of workforce housing units results in a fractional remainder greater than one-half (0.50), the number shall be rounded up. If the required number of workforce housing units results in a fractional number less than one-half (0.50), the number shall be rounded down.

4. Number of Units. The workforce housing units provided shall have the same percentage of unit types as market rate units within the development. The unit types include the category of structure (single-family detached and attached, multifamily), for rent versus for sale units, and the number of bedrooms, unless a contrasting unit type is intended to address particular needs existing within the community at the time of approval and substantiated by written evidence such as related reports or data. If the application involves a major modification of an existing development, only the additional units are used in determining the required unit mix. Relief from this provision may be granted if the intended purpose is to address particular needs of the community, substantiated by the provided data/analysis.

5. ~~Unit Size and Construction. All units shall meet the requirements for unit size and construction as specified in this chapter and meet all required Land Development Regulations and applicable building codes.~~

~~6.~~ Staff Approval. At the time of application for land use ~~classification~~ amendment and rezoning ~~category change~~, the project must be reviewed and signed off by the Community Improvement Division of the city as part of the site plan approval process for compliance with affordability guidelines and number of units qualifying as workforce.

~~76.~~ Site Plan. The site plan shall clearly identify the location of workforce housing units. Additionally, tabular data must be included on the site plan showing the address or unit number, total number of units, number of bedrooms of workforce housing units and the targeted income levels. This shall be included with the market rate data.

~~8.7~~ Sale Restrictions. Workforce housing units shall ~~include those units in a development, which are, be~~ regulated in terms of:

- a. Initial sales price or rent levels; and
- b. Subsequent resale prices or leasing rates.

c. If compliance with a land development standard would preclude construction of a residential or mixed use development in which workforce housing units are included, pursuant to this chapter, the applicant may submit a proposal for waiver or reduction of the development standard. The applicant shall show that the waiver or reduction of the development standard is necessary to make the workforce housing units economically feasible and that such a waiver will not compromise any of the city's life or safety standards.

~~98.~~ Recording the Restrictive Covenant. Prior to the issuance of any building permit, the restrictive covenant and agreement shall be recorded in the public records of Palm Beach County. The term of the restrictive covenant shall be ~~thirty-five~~ (3015) years. A copy of the

recorded covenant and agreement shall be provided to the city prior to the issuance of the building permit.

~~D. Off-site Options. Developers are required to include workforce housing units in any development in which special high density residential, mixed use or mixed use core land use is requested. However, in the case of developments in which eighty percent (80%) of the residential unit sales prices will exceed five hundred thousand dollars (\$500,000), paying a fee in lieu of creating the workforce housing units on-site donating land, purchasing and donating market rate units or building off-site for the required number of workforce housing units may be permitted at the recommendation of the Community Improvement Department.~~

II. In-Lieu and off-site options. The following options in-lieu of construction of workforce unit on-site will be based on the number of units as indicated in sections C.I.a/b and C.I.3 above.

~~—In any case where off-site options are permitted, twenty-five percent (25%) of the total required workforce housing units shall be built on-site of the subject development. Off-site options are not applicable to rental developments. All required workforce housing units must be constructed within the subject development.~~ 1. Payment In-Lieu (Table 1-3). Contribution ~~on~~ se the per unit ~~price~~ listed in the table below shall accrue to the Boynton Beach Housing Trust to be utilized to subsidize the creation of workforce housing within the city. ~~i~~In-lieu of fees shall be paid in full prior to the issuance of building permit.

Payment In Lieu ~~for Creating Required~~ of Construction of Workforce Housing Units

(per unit ~~required~~)

One Bedroom <u>For-sale unit</u>	\$ 60,000 <u>\$39,293</u>
Two Bedroom <u>For rent units</u>	\$ 80,000 <u>\$18,380</u>
Three + Bedroom	\$ 100,000

Note: Payment-in-lieu amounts shall be revised every two (2) years, based on (i) median single-family home sale price for Palm Beach County provided by Realtors' Association of the Palm Beaches, and (ii) average monthly apartment rent for the Boynton Beach market provided by Reinhold P. Wolff Economic Research, Inc.

2. ~~Donate~~Donation of Land. The value of the land shall equal or exceed the total "in-lieu of" fee for all ~~required~~ workforce units or shall be of sufficient size to develop the same number of ~~required~~ units. The value of the donated land must be verified by a MAI appraisal no more than three (3) months old. The appraisal shall be obtained by developer at developer's cost to verify the value of donated land. The land shall be deeded to the city prior to the issuance of a final certificate of occupancy for the development.

3. Off-Site Construction. The ~~required~~ workforce housing units may be built off-site. All off-site workforce housing units shall comply with all sections of these Regulations. ~~Building permits shall be issued for a minimum of fifty percent (50%) of the required workforce housing units to be constructed off-site prior to the issuance of the first certificate of occupancy in the subject development. All off-site workforce housing units must receive a certificate of occupancy prior to the issuance of more than seventy-five percent (75%) of the certificate of occupancies in the subject development.~~

4. Purchase Market Rate Units. Purchase an equivalent number of existing market rate units to be deeded to the city or sold to eligible households. Such units shall be deed restricted to comply with the Workforce Housing Ordinance. The developer may retain the title to off-site units subject to recordation of a city approved deed restriction. ~~A minimum of fifty percent (50%) of the units must be purchased and deeded to the city or deed restricted prior to the issuance of the first certificate of occupancy in the subject development. All workforce housing units shall be purchased and deeded to the city or deed restricted prior to issuance of more than seventy-five percent (75%) of the certificate of occupancies in the subject development.~~

~~—E~~

D. The following requirements shall apply to built or purchased workforce units:

I. Rental Housing Units.

1. Recording of the Restrictive Covenant. A restrictive covenant shall be recorded in the public records specifying the income level served, rent levels, reporting requirement and all restrictions applicable to the workforce housing units. All leases on workforce housing units shall contain language incorporating the restrictive covenant applicable to the workforce housing units and shall reference the recorded restrictive covenant. The restrictive covenant shall remain in force for ~~thirty-five~~ (3015) years.

2. Rental Rates.

a. Units targeted to low income households at ~~fifty percent (50%) to the~~ below eighty percent (80%) of the ~~City of Palm Beach County~~ Boynton Beach median household income, ~~adjusted for family size~~, shall not have rental rates that exceed one hundred percent (100%) of the HUD determined fair market rent for the area.

b. Units targeted to moderate income households at eighty percent (80%) to the one hundred twenty percent (120%) of the ~~City of Palm Beach County~~ Boynton Beach median household income, ~~adjusted for family size~~, shall not exceed one hundred percent (100%) of the HUD determined fair market rent for the area.

3. Tenant Income Qualification. Tenant income qualification records shall be maintained on-site and a yearly report shall be forwarded to the Community Improvement Division of the City of Boynton Beach for compliance determination.

~~FII.~~ For-Sale Housing Units.

1. Restrictive Covenant. All deeds shall include the restrictive covenant applicable to workforce housing units. All sales contracts shall state that the unit is part of a workforce housing program and subject to the Land Development Regulations of the city. The restrictive covenant shall remain in force for ~~thirty-five~~ (3015) years. The form of deed for workforce housing units shall be approved by the City Attorney.

2. Resale. The restrictive covenants shall state that during the affordability term, the resale of a workforce housing unit shall be subject to the following resale requirements.

a. All workforce housing unit owners shall notify the city immediately that the unit is for sale. The city shall have first right of refusal to purchase the unit. Upon receipt of notice that a valid offer has been made on the unit, the city shall have fifteen (15) days to invoke its right of refusal to purchase the units.

b. All workforce housing units are to be resold only to low or moderate income qualified households at an attainable housing cost for each targeted income range.

3. Required Occupancy. Purchasers of workforce housing units shall be required to occupy the unit.

4. Closing Costs. No charges or fees shall be imposed by the seller on the purchaser of a workforce housing unit which is in addition to or more than charges imposed upon purchasers of market rate units, except for administrative fees charged by the city/CRA, or their designee.

5. Sales Price Calculations. Sales prices for workforce housing units will be calculated on the basis of:

a. An available fixed-rate thirty (30)-year mortgage, consistent with a "blended rate" for Palm Beach County banks, and/or the Florida Housing Finance Authority. A lower rate may be used in calculating workforce housing prices if the developer can guarantee the availability of fixed-rate thirty (30)-year mortgage at this lower rate for all workforce housing units required for the covered project;

b. A down payment of no more than ten percent (10%) (including any down payment assistance provided by SHIP or other sources) of the purchase price;

c. A calculation of property taxes; and

d. A calculation of homeowner insurance, mortgage insurance, homeowner association fees, property management fees and other closing costs.

6. Compliance. Prior to request for final certificate of occupancy for the development, the developer shall provide to the city's Community Improvement Department, or designee, documentation sufficient to demonstrate compliance with the workforce housing program. Such documentation shall include but is not limited to information regarding the identity and income qualification documentation for all occupants of the workforce housing units, proof of recordation of restrictive covenant in approved form.

~~G7.~~ Resale Requirements. To maintain the availability of workforce housing units which may be constructed or substantially rehabilitated pursuant to the requirements of this program, the following resale conditions shall be imposed on the workforce housing units and included in the deed and restrictive covenant recorded in the Public Records of Palm Beach County:

~~1a.~~ Location of Units. All workforce housing units constructed or substantially rehabilitated under this program shall be situated within the development so as not to be in less desirable locations than market-rate units in the development and shall, on average, be no less accessible to public amenities, such as open space, as the market-rate units.

~~2b.~~ Integration. Workforce housing units within a development shall be integrated with the rest of the development and shall be compatible in exterior design and appearance, construction, and contain comparable HV/AC systems as market rate units.

~~3. Number of Units. The developer shall provide workforce housing units that include unit types in the same proportion as the market rate housing units unless a contrasting unit type is intended to address particular needs existing within the community at the time of approval and substantiated by written evidence such as related reports or data.~~

~~— a. If the development contains a mix of different types of units, (e.g. condominium, townhouse, detached, etc.), the proportion of workforce housing units of each type to total workforce housing units must be approximately the same as the proportion of market rate units of each type to total market rate units.~~

~~— b. If the development includes both for sale and for rent units, the proportion of for rent workforce housing units to for sale workforce housing units must not exceed the proportion of for rent market rate units to for sale market rate units.~~

~~— c. The number of bedrooms per unit must be proportionate between workforce and market rate units.~~

4c. Construction Phasing. The construction schedule for workforce housing units shall be consistent with or precede the construction of market rate units. All workforce housing units must be deeded to the City, deed-restricted, or receive a certificate of occupancy prior to issuance of more than eighty percent (80%) of the certificate of occupancies in the subject development.

5d. Lot Premiums. There shall be no lot premiums charged on the workforce housing units.

6e. Sales Price. All required workforce housing units shall be offered for sale or rent at an attainable housing cost for each of the targeted income ranges.

~~— 7f.~~ City Approval. The city, its successors and assigns may enforce the covenants. No amendments to the restrictive covenant shall be made unless by written instrument approved by the city.

HE. *Monitoring and Compliance.*

1. Qualified Buyers. Final approval conditions: Final conditions of approval shall specify that the workforce housing units are sold to buyers whose income does not exceed one hundred twenty percent (120%) of the Boynton Beach median household income, ~~for Palm Beach County as set by HUD.~~ The conditions will also specify the requirements for reporting to the city's Community Improvement Division on buyer eligibility, housing prices, as well as any applicable requirement to record the restrictive covenant or to enforce resale restrictions.

2. Surety. ~~At the time of request for final certificate of occupancy for the development, if the workforce housing units have not been sold to income-qualified persons, the developer shall deposit in the form of a surety bond, the amount equal to one hundred ten percent (110%) of the applicable "in lieu" of fee to the city's Housing Trust Fund. Upon verification that the required number of workforce housing units has been sold to income-qualified persons, the surety will be released.~~ Developers may substitute surety as outlined in Chapter 2, Article III, Section 6, Land Development Regulations, in the amount of one hundred ten percent (110%) of the developers' obligation for workforce housing provision according to this section. The city shall, at all times, have the authority to draw upon the surety to enforce the provisions of this article should the applicant be in default of these requirements.

3. Enforcement. The city may enforce the requirements of the Workforce Housing Ordinance through any cause of action available at law or equity, including but not limited to seeking specific performance, injunctive relief, rescission of any unauthorized sale or lease, during the term of the restrictive covenant.

4. Annual Report. The Community Improvement Department shall submit an annual report to the City Commissioners indicating the status of the Workforce Housing Ordinance, including but not limited to the revenues accrued to the Housing Trust Fund, the number of units created, leased and sold.

~~I. *Suspension of Program.* Commencing December 15, 2011 and ending December 14, 2016 application of the Workforce Housing Program is suspended and parties to whom it may apply are relieved of any compliance requirements. The Workforce Housing Program will automatically be re-implemented upon expiration of the suspension of the application and enforcement of the Program.~~

(Ord. 10-025, passed 12-7-10; Am. Ord. 11-031, passed 12-6-11; Am. Ord. 13-034, passed 12-3-13; Am. Ord. 14-035, passed 1-6-15; Am. Ord. 15-031, passed 12-1-15)

ARTICLE V. HOUSING INITIATIVES

Sec. 2. Workforce Housing Program.

A. *Findings.*

1. **Housing Shortage.** The City Commission having conducted a Housing Assessment Study (Attachment A) has determined that new home prices and rents are not affordable to the everyday working families and citizens of the city;

2. **Florida Statutes.** F.S. § 166.04151 provides that a municipality may adopt and maintain any ordinance that is adopted for the purpose of increasing the supply of workforce housing using land use mechanisms not withstanding any other provision of law;

3. **Housing Cost/Wage Gap.** The City Commission recognizes that there is a growing gap between housing costs and wages in the city;

4. **Public Interest.** The City of Boynton Beach has a legitimate public interest in preserving the character and quality of neighborhoods which requires assuring the availability of workforce housing for low and moderate income persons in the city;

5. **Sense of Community.** The city recognizes that the need to provide workforce housing is critical to maintaining a diversified and sustainable city having the character and sense of community where people can live and work in the same area; and

6. **Housing Availability.** The city is encouraging the production and availability of workforce housing and at the same time is cognizant that escalating land costs and rapidly diminishing amounts of land hinder the provision of sufficient workforce dwelling units by the private sector.

B. ***Applicability.*** The program is voluntary. Developers who choose to participate may be awarded incentives outlined further in this article. The following regulations shall apply only to development applications for projects eligible for the Downtown Transit-Oriented Development District’s (DTOD’s) density increase of twenty five percent (25%), with an underlying land use and zoning category permitting the density in excess of fifteen (15) dwelling units per acre.

C. ***Provisions.*** The developer may elect to obtain higher density as part of the DTODD’s 25% density bonus and/or a height bonus through the construction of the workforce units on-site or off-site, monetary contribution, donation of land or purchase of units to be designated as workforce, subject to the limits and requirements of this article.

I. *Construction of workforce units on-site:*

1. To be eligible for the requested higher density as part of the DTODD’s (25%) density bonus through the construction of workforce units on-site, the developer must incorporate such units into the development as follows:

a. Projects using DTODD density bonus alone or in conjunction with the height bonus of one (1) additional story (up to a maximum of 12 feet) shall designate ten percent (10%) of the total proposed units as workforce housing units.

b. Projects with the Mixed Use Medium or Mixed Use High future land use classifications may use the height bonus alone; such bonus can include two (2) additional stories (up to a maximum of 24 feet) and shall only be granted to projects located in the Cultural or Boynton Beach Boulevard district, designating twenty percent (20%) of the total proposed units as workforce housing units.

c. Eligible land use classifications and zoning districts (Table 1-2).

Land Use Classification	Zoning Districts
Mixed Use Low	MU-1
Mixed Use Medium	MU-2 and MU-3
Mixed Use High	MU-4 and MU-Core

2. Household (Income) Type. Twenty-five percent (25%) of the total required workforce housing units shall be set aside for low income households. Seventy-five percent (75%) of the total required workforce housing units shall be set aside for moderate income households.

3. Fractions. If the number of workforce housing units results in a fractional remainder greater than one-half (0.50), the number shall be rounded up. If the required number of workforce housing units results in a fractional number less than one-half (0.50), the number shall be rounded down.

4. Number of Units. The workforce housing units provided shall have the same percentage of unit types as market rate units within the development. The unit types include the category of structure (single-family detached and attached, multifamily), for rent versus for sale units, and the number of bedrooms. Relief from this provision may be granted if the intended purpose is to address particular needs of the community, substantiated by the provided data/analysis.

5. Staff Approval. At the time of application for land use amendment and rezoning, the project must be reviewed and signed off by the Community Improvement Division of the city as part of the site plan approval process for compliance with affordability guidelines and number of units qualifying as workforce.

6. Site Plan. The site plan shall clearly identify the location of workforce housing units. Additionally, tabular data must be included on the site plan showing the address or unit number, total number of units, number of bedrooms of workforce housing units and the targeted income levels. This shall be included with the market rate data.

7 Sale Restrictions. Workforce housing units shall, be regulated in terms of:

- a. Initial sales price or rent levels; and
- b. Subsequent resale prices or leasing rates.
- c. If compliance with a land development standard would preclude construction of a residential or mixed use development in which workforce housing units are included, pursuant to

this chapter, the applicant may submit a proposal for waiver or reduction of the development standard. The applicant shall show that the waiver or reduction of the development standard is necessary to make the workforce housing units economically feasible and that such a waiver will not compromise any of the city's life or safety standards.

8. Recording the Restrictive Covenant. Prior to the issuance of any building permit, the restrictive covenant and agreement shall be recorded in the public records of Palm Beach County. The term of the restrictive covenant shall be fifteen (15) years. A copy of the recorded covenant and agreement shall be provided to the city prior to the issuance of the building permit.

II. In-Lieu and off-site options. The following options in-lieu of construction of workforce unit on-site will be based on the number of units as indicated in sections C.I.a/b and C.I.3 above.

1. Payment In-Lieu (Table 1-3). Contributions per unit listed in the table below shall accrue to the Boynton Beach Housing Trust to be utilized to subsidize the creation of workforce housing within the city. In-lieu of fees shall be paid in full prior to the issuance of building permit.

Payment In Lieu of Construction of Workforce Housing Units (per unit)	
For-sale unit	\$39,293
For rent units	\$18,380

Note: Payment-in-lieu amounts shall be revised every two (2) years, based on (i) median single-family home sale price for Palm Beach County provided by Realtors' Association of the Palm Beaches, and (ii) average monthly apartment rent for the Boynton Beach market provided by Reinhold P. Wolff Economic Research, Inc.

2. Donation of Land. The value of the land shall equal or exceed the total "in-lieu of" fee for all workforce units or shall be of sufficient size to develop the same number of units. The value of the donated land must be verified by a MAI appraisal no more than three (3) months old. The appraisal shall be obtained by developer at developer's cost to verify the value of donated land. The land shall be deeded to the city prior to the issuance of a final certificate of occupancy for the development.

3. Off-Site Construction. The workforce housing units may be built off-site. All off-site workforce housing units shall comply with all sections of these Regulations.

4. Purchase Market Rate Units. Purchase an equivalent number of existing market rate units to be deeded to the city or sold to eligible households. Such units shall be deed restricted to comply with the Workforce Housing Ordinance. The developer may retain the title to off-site units subject to recordation of a city approved deed restriction.

D. The following requirements shall apply to built or purchased workforce units:

I. *Rental Housing Units.*

1. Recording of the Restrictive Covenant. A restrictive covenant shall be recorded in the public records specifying the income level served, rent levels, reporting requirement and all restrictions applicable to the workforce housing units. All leases on workforce housing units shall contain language incorporating the restrictive covenant applicable to the workforce housing

units and shall reference the recorded restrictive covenant. The restrictive covenant shall remain in force for fifteen (15) years.

2. Rental Rates.

a. Units targeted to low income households at below eighty percent (80%) of the City of Boynton Beach median household income shall not have rental rates that exceed one hundred percent (100%) of the HUD determined fair market rent for the area.

b. Units targeted to moderate income households at eighty percent (80%) to the one hundred twenty percent (120%) of the City of Boynton Beach median household income shall not exceed one hundred percent (100%) of the HUD determined fair market rent for the area.

3. Tenant Income Qualification. Tenant income qualification records shall be maintained on-site and a yearly report shall be forwarded to the Community Improvement Division of the City of Boynton Beach for compliance determination.

II. *For-Sale Housing Units.*

1. Restrictive Covenant. All deeds shall include the restrictive covenant applicable to workforce housing units. All sales contracts shall state that the unit is part of a workforce housing program and subject to the Land Development Regulations of the city. The restrictive covenant shall remain in force for fifteen (15) years. The form of deed for workforce housing units shall be approved by the City Attorney.

2. Resale. The restrictive covenants shall state that during the affordability term, the resale of a workforce housing unit shall be subject to the following resale requirements.

a. All workforce housing unit owners shall notify the city immediately that the unit is for sale. The city shall have first right of refusal to purchase the unit. Upon receipt of notice that a valid offer has been made on the unit, the city shall have fifteen (15) days to invoke its right of refusal to purchase the units.

b. All workforce housing units are to be resold only to low or moderate income qualified households at an attainable housing cost for each targeted income range.

3. Required Occupancy. Purchasers of workforce housing units shall be required to occupy the unit.

4. Closing Costs. No charges or fees shall be imposed by the seller on the purchaser of a workforce housing unit which is in addition to or more than charges imposed upon purchasers of market rate units, except for administrative fees charged by the city/CRA, or their designee.

5. Sales Price Calculations. Sales prices for workforce housing units will be calculated on the basis of:

a. An available fixed-rate thirty (30)-year mortgage, consistent with a "blended rate" for Palm Beach County banks, and/or the Florida Housing Finance Authority. A lower rate may be used in calculating workforce housing prices if the developer can guarantee the availability of fixed-rate thirty (30)-year mortgage at this lower rate for all workforce housing units required for the covered project;

b. A down payment of no more than ten percent (10%) (including any down payment assistance provided by SHIP or other sources) of the purchase price;

- c. A calculation of property taxes; and
 - d. A calculation of homeowner insurance, mortgage insurance, homeowner association fees, property management fees and other closing costs.
6. Compliance. Prior to request for final certificate of occupancy for the development, the developer shall provide to the city's Community Improvement Department, or designee, documentation sufficient to demonstrate compliance with the workforce housing program. Such documentation shall include but is not limited to information regarding the identity and income qualification documentation for all occupants of the workforce housing units, proof of recordation of restrictive covenant in approved form.
7. Resale Requirements. To maintain the availability of workforce housing units which may be constructed or substantially rehabilitated pursuant to the requirements of this program, the following resale conditions shall be imposed on the workforce housing units and included in the deed and restrictive covenant recorded in the Public Records of Palm Beach County:
- a. Location of Units. All workforce housing units constructed or substantially rehabilitated under this program shall be situated within the development so as not to be in less desirable locations than market-rate units in the development and shall, on average, be no less accessible to public amenities, such as open space, as the market-rate units.
 - b. Integration. Workforce housing units within a development shall be integrated with the rest of the development and shall be compatible in exterior design and appearance, construction, and contain comparable HV/AC systems as market rate units.
 - c. Construction Phasing. The construction schedule for workforce housing units shall be consistent with or precede the construction of market rate units. All workforce housing units must be deeded to the City, deed-restricted, or receive a certificate of occupancy prior to issuance of more than eighty percent (80%) of the certificate of occupancies in the subject development.
 - d. Lot Premiums. There shall be no lot premiums charged on the workforce housing units.
 - e. Sales Price. All required workforce housing units shall be offered for sale or rent at an attainable housing cost for each of the targeted income ranges.
 - f. City Approval. The city, its successors and assigns may enforce the covenants. No amendments to the restrictive covenant shall be made unless by written instrument approved by the city.

E. Monitoring and Compliance.

- 1. Qualified Buyers. Final approval conditions: Final conditions of approval shall specify that the workforce housing units are sold to buyers whose income does not exceed one hundred twenty percent (120%) of the Boynton Beach median household income.. The conditions will also specify the requirements for reporting to the city's Community Improvement Division on buyer eligibility, housing prices, as well as any applicable requirement to record the restrictive covenant or to enforce resale restrictions.
- 2. Surety. Developers may substitute surety as outlined in Chapter 2, Article III, Section 6, Land Development Regulations, in the amount of one hundred ten percent (110%) of the developers' obligation for workforce housing provision according to this section. The city shall,

at all times, have the authority to draw upon the surety to enforce the provisions of this article should the applicant be in default of these requirements,

3. Enforcement. The city may enforce the requirements of the Workforce Housing Ordinance through any cause of action available at law or equity, including but not limited to seeking specific performance, injunctive relief, rescission of any unauthorized sale or lease, during the term of the restrictive covenant.

4. Annual Report. The Community Improvement Department shall submit an annual report to the City Commissioners indicating the status of the Workforce Housing Ordinance, including but not limited to the revenues accrued to the Housing Trust Fund, the number of units created, leased and sold.

(Ord. 10-025, passed 12-7-10; Am. Ord. 11-031, passed 12-6-11; Am. Ord. 13-034, passed 12-3-13; Am. Ord. 14-035, passed 1-6-15; Am. Ord. 15-031, passed 12-1-15)



**City of Boynton Beach
Development Department**

Workforce Housing Program Amendments CDRV 17-004

Andrew P. Mack, P.E.
Director of Development
Email: Macka@bbfl.us
Phone: 561.742.6374

Objectives

- Short Term
 - Provide flexibility in the workforce housing program.
 - Encourage participation through incentives.
 - Update outdated data with current market data.
- Long Term (Future Amendment)
 - Comprehensive review of land development regulations to incentivize workforce housing.
 - Overlay regulations, micro units, flexible lots sizes, accessory units, parking reductions, etc.

Key Changes

- Conversion from mandatory to voluntary program.
- Utilization of Downtown Transit-Oriented Development District (DTODD) density bonus as incentive for workforce housing.
- Addition of a height bonus as incentive for workforce housing.
- Adjustment to set-aside percentages to increase participation.
- Addition of in-lieu fee option for rental projects.
- Adjustment of in-lieu fees based on current market data.
- Adjustment to duration of restrictive covenants for rental and for sale projects.

In Lieu Fee Calculations

RENTAL DEVELOPMENTS		
	MARKET RATE	WORKFORCE
Monthly Gross Rent per Unit	\$1,558	\$1,154
Annual Gross Rent per Unit	\$18,696	\$13,848
less expenses @40%	\$7,478	\$5,539
less vacancy/collection losses@8%	\$1,496	\$1,108
Annual Net Operating Income per Unit	\$9,722	\$7,201
Capitalized Value of Net Income per Unit with 5% Cap Rate	\$194,438	\$144,019
Capitalized values amortized (like a mortgage): the numbers represent the sum of "payments" over 30 years	\$354,600	\$262,699
Affordability Gap	-\$91,901	
In lieu fee per workforce unit at 20% of affordability gap	\$18,380	

In Lieu Fee Calculations

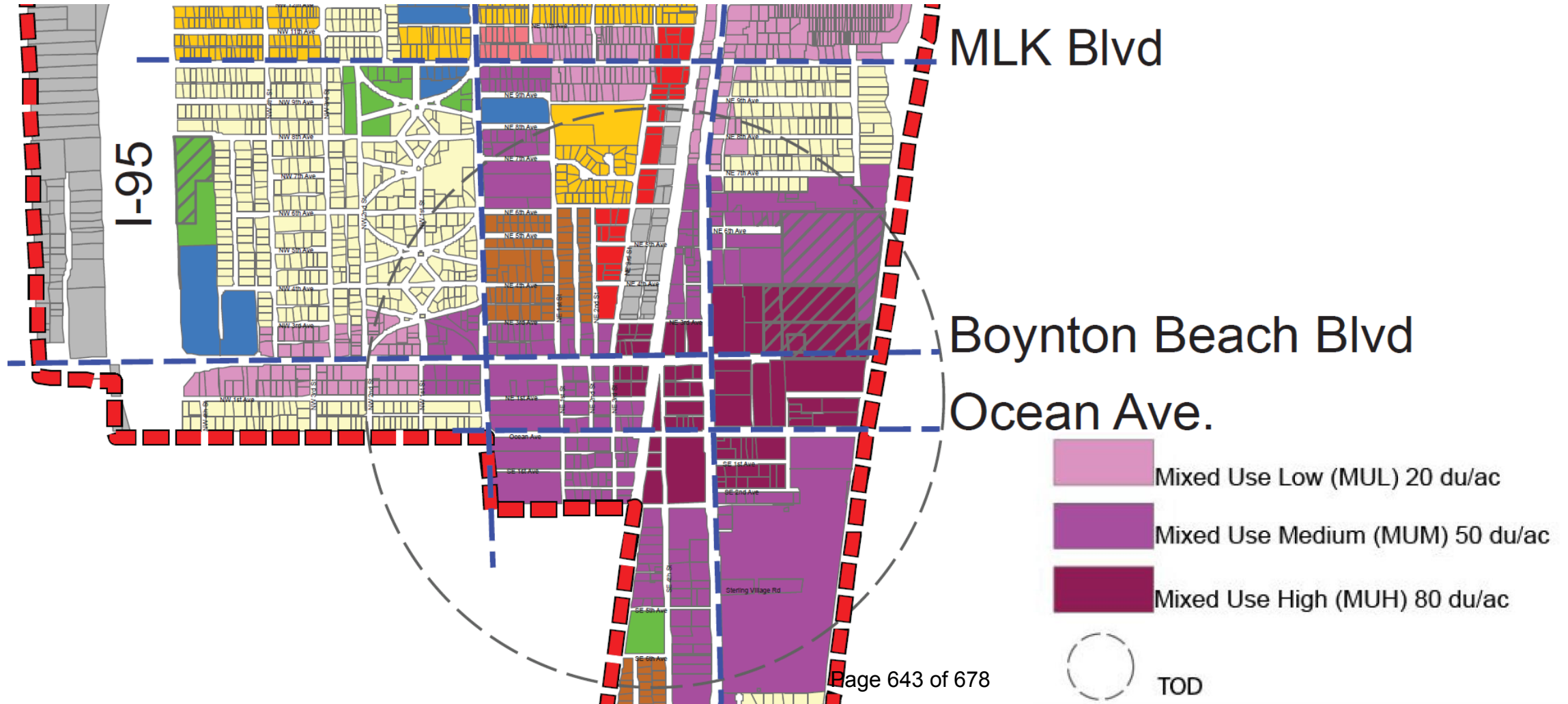
FOR-SALE HOMES		
Prices Market rate: median price of new single family home in PB County, per Realtors' Association of the Palm Beaches; Workforce; affordable price at 100% MHI, at 3 times income (PBC methodology)	\$335,000	\$138,534
Affordability Gap	-\$196,466	
In lieu fee per workforce unit at 20% of affordablity gap	\$39,293	

Sample Project

<u>Sample Rental Project</u>				
Acres			=	3.379
MUH Density = 80 Units per Acre			=	270
DTODD (25%) Bonus = 20 Units per Acre			=	67
			Total	337

<u>In Lieu Fee Cost (Sample Rental Project)</u>				
Number of Workforce Housing Units at 10% of total Density				34
In Lieu Fee at 20%			\$	18,380.20
Total In Lieu Fees Collected			\$	624,926.80
Average cost for additional density			\$	9,327.27

DTODD Boundaries



Summary

- Amendments will create a voluntary Workforce Housing Program.
- Provide flexibility in the Workforce Housing Program.
- Encourage participation through incentives.
- Provide a balanced approach to obtain workforce housing units.

Questions





CITY OF BOYNTON BEACH AGENDA ITEM REQUEST FORM

COMMISSION MEETING DATE: 9/19/2017

REQUESTED ACTION BY COMMISSION: Discussion relating to the future of the Building Board of Adjustment and Appeals - October 3, 2017

EXPLANATION OF REQUEST: Commissioner Romelus has requested discussion on the future need for the Building Board of Adjustments and Appeals. The Board has not met since November 2014. There are currently only four members on the Board and an alternate. Ms. Roberta Mann indicated by phone she would prefer not to continue on the Board.

HOW WILL THIS AFFECT CITY PROGRAMS OR SERVICES?

FISCAL IMPACT:

ALTERNATIVES:

STRATEGIC PLAN:

STRATEGIC PLAN APPLICATION:

CLIMATE ACTION: No

CLIMATE ACTION DISCUSSION:

Is this a grant? No

Grant Amount:



CITY OF BOYNTON BEACH AGENDA ITEM REQUEST FORM

COMMISSION MEETING DATE: 9/19/2017

REQUESTED ACTION BY COMMISSION: Discussion of number of boards people are allowed to serve on at one time, attendance policies, eligibility rules and qualification of members for all boards- October 3, 2017

EXPLANATION OF REQUEST:

HOW WILL THIS AFFECT CITY PROGRAMS OR SERVICES?

FISCAL IMPACT:

ALTERNATIVES:

STRATEGIC PLAN:

STRATEGIC PLAN APPLICATION:

CLIMATE ACTION: No

CLIMATE ACTION DISCUSSION:

Is this a grant? No

Grant Amount:



CITY OF BOYNTON BEACH AGENDA ITEM REQUEST FORM

COMMISSION MEETING DATE: 9/19/2017

REQUESTED ACTION BY COMMISSION:

Staff to review and report concerning Florida Textile Recycling, LLC. FTR, LLC which provides automated clothing recycling as a non-profit corporation and provides funding to agencies for other non-profit uses - TBD

EXPLANATION OF REQUEST:

HOW WILL THIS AFFECT CITY PROGRAMS OR SERVICES?

FISCAL IMPACT: Non-budgeted

ALTERNATIVES:

STRATEGIC PLAN:

STRATEGIC PLAN APPLICATION:

CLIMATE ACTION:

CLIMATE ACTION DISCUSSION:

Is this a grant?

Grant Amount:

ATTACHMENTS:

Type	Description
<input type="checkbox"/> Attachment	FTR, LLC Brochure

According to the Environmental Protection Agency, the average American discards **70 pounds** of unwanted clothes, shoes and textiles into landfills each year, which amounts to an astounding **16.9 billion pounds*** of preventable waste every year. FLORIDA Textile Recycling Programs utilizes processes developed over nearly three decades to help the environment by minimizing the textile waste in local landfills.



FLORIDA Textile Recycling Programs is the first company in the country to be awarded an exclusive municipal contract for textile recycling, in the Town of Davie, Florida.

THE COMPANY

In February 2015, FLORIDA Textile Recycling Programs became the **first company in the country** to be awarded an exclusive municipal contract for textile recycling, in the Town of Davie, Florida. The Company works with both for-profit and non-profit entities that collect, manage and distribute clothes, shoes and textiles.

Our efforts stimulate local economies through market creation, small business promotion, job creation and charitable fundraising. FLORIDA Textile Recycling Programs provide a significant source of revenue and employment, while helping to reduce each municipality's carbon footprint.

BUSINESS PROFILE

- Protection of the environment by keeping reusable clothes, shoes and textiles out of local landfills.
- Reinforces the municipality's commitment to green recycling programs, that ensure ongoing improvements with their aesthetics, while reaffirming the environmental monitoring, compliance and enforcement provisions of the municipality's code of ordinances.
- The generation of funds for municipalities to use at their discretion to assist non-profits and those in need in their community.
- Funds may be used to subsidize many areas where municipalities have needs.

PROGRAM BENEFITS

- **Additional revenue** used at Municipality's discretion
- **Disposal savings**
- **Additional recycling credits** available
- Regulation through exclusive contracts allows municipalities to **control the location and number of bins placed** in their community
- **All locations approved by city officials** in accordance with corresponding ordinance
- **Liability insurance and indemnification provided**
- Provides the public with a **convenient way to recycle** their clothes, shoes & textiles by keeping them out of local landfills
- **Reducing carbon footprint** by using the Bin Location Information Program (BLIP®), where sensors monitor the fill levels of each recycling bin and send notifications when bins need servicing
- Existing exclusive **contract may be piggybacked**

OPERATION

Each municipality has a specified number of recycling bins and site trucks mutually agreed upon by the Company and municipality. Attended site trucks will be used when necessary for those residents in need of assistance, and for handling the volume of busy locations.

Using the company's Bin Location Information Program, "BLIP®", the Company can visualize each municipality on an interactive map that includes the placed recycling bins. In addition to tracking each location, BLIP® monitors the load level in each bin. This feature significantly reduces the carbon footprint by automatically generating a roadmap with the most efficient route to those recycling bins that need to be serviced.

KEY MANAGEMENT PROFILES

Marc Douglas

Mr. Douglas brings 30 years of experience in the textile industry including the collection of goods, ownership of multi-unit thrift locations, wholesale distribution and brokerage of goods both nationally and internationally. He is experienced in creating and running private companies, as well as taking private companies public. He holds a BS from the College of Business at Florida International University.

John Ferguson

Mr. Ferguson brings nearly 30 years of experience in the waste management and recycling industry. In his career, Mr. Ferguson has been responsible for management, safety, government affairs, municipal contracts, compliance, financial statements and budgets for eight solid waste and recycling divisions. He holds a BS in Management/Marketing from Maryville University.

Nick Boariu

Mr. Boariu brings his many years of experience in multi-unit retail and franchise operations, as co-founder of two previous franchise concepts in his role as Executive Vice President and Board Member. He holds a BS in Marketing with an emphasis in Management Information Systems, from Florida State University.

Marc Douglas, Jr.

Mr. Douglas is an experienced franchisee in two service-based franchise systems. He is experienced in the textile recycling industry by working in the family business. Over the last decade, he has worked in all facets of the collection, retail and wholesale areas of the textile industry. He uses his experience in sales, marketing and operations to run the day to day affairs.

ADVISORY BOARD

Jeff Binder

Mr. Binder brings over 40 years of experience in both the private and public business sectors. His serial entrepreneurial background includes a joint venture with Porsche Design in manufacturing custom yachts, ownership of a cruise line, wholesale distribution, international trade, the restaurant and nightclub industry as well as national retail outlets. He holds a JD from George Washington Law School.

FLORIDA Textile Recycling Programs provides local municipalities with a unique opportunity to recycle clothes, shoes and textiles through exclusive municipal contracts. Together, we help each municipality find additional, much-needed funding while protecting the local environment and optimizing the community’s recycling efforts. Our services help municipalities address two of their most important challenges: fiscal growth and environmental compliance.



for more information, call
888.325.FTRP (3877)

email: Info@TextilePrograms.com
web: TextilePrograms.com



OUR MISSION is to provide a convenient way for the public to recycle their clothes, shoes and textiles through exclusive municipal contracts. Our efforts reduce municipalities’ carbon footprint, provide municipalities with fiscal growth and disposal savings, stimulate charitable contributions through municipality-sponsored programs and provide a source of clothes, shoes and textiles to those in need in the United States and throughout the world.



Municipality Program



CITY OF BOYNTON BEACH AGENDA ITEM REQUEST FORM

COMMISSION MEETING DATE: 9/19/2017

REQUESTED ACTION BY COMMISSION: Staff to research possibility of allowing dogs at the beach during certain hours and bring back to Commission - TBD

EXPLANATION OF REQUEST:

HOW WILL THIS AFFECT CITY PROGRAMS OR SERVICES?

FISCAL IMPACT:

ALTERNATIVES:

STRATEGIC PLAN:

STRATEGIC PLAN APPLICATION:

CLIMATE ACTION: No

CLIMATE ACTION DISCUSSION:

Is this a grant? No

Grant Amount:



CITY OF BOYNTON BEACH AGENDA ITEM REQUEST FORM

COMMISSION MEETING DATE: 9/19/2017

REQUESTED ACTION BY COMMISSION: The Mayor has requested to discuss the possibility of a resolution by the City in support of development of a boat lift at the C51 canal. - October 3, 2017

EXPLANATION OF REQUEST: The Board of Directors of the PBC League of Cities passed Resolution 2016-01 on January 27, 2016 supporting and encouraging development of the chain of lakes blueway trail project (see attached)

HOW WILL THIS AFFECT CITY PROGRAMS OR SERVICES?

FISCAL IMPACT: Non-budgeted

ALTERNATIVES:

STRATEGIC PLAN:

STRATEGIC PLAN APPLICATION:

CLIMATE ACTION: No

CLIMATE ACTION DISCUSSION:

Is this a grant? No

Grant Amount:



CITY OF BOYNTON BEACH AGENDA ITEM REQUEST FORM

COMMISSION MEETING DATE: 9/19/2017

REQUESTED ACTION BY COMMISSION:

PROPOSED ORDINANCE NO. 17-021 - SECOND READING - Approve Town Square Future Land Use Map Amendment from Public and Private Governmental/Institutional (PPGI) and High Density Residential (HDR) to Mixed Use Medium (MXM) and rezone from PU Public Usage, REC Recreation and R-3 Multifamily to MU-3 Mixed Use 3 zoning district. City-initiated. *(First Reading approved 8/15, Second Reading Pending Fl. Dept. of Economic Opportunity approval, which takes approximately 2 to 4 months.)*

PROPOSED ORDINANCE NO. 17-022 - SECOND READING - Amending Ordinance 02-013 to Rezone a Parcel of Land Described Herein and Commonly Referred to as Town Square From Public Usage (Pu); Recreation (Rec) And Multifamily (R-3) to Mixed Use 3 (Mu-3).

EXPLANATION OF REQUEST:

This future land use amendment and rezoning have been initiated by City staff in preparation for the redevelopment of the civic campus, now referred to as Town Square, into a mix use project. The project is proposed as a partnership between the City, the CRA and the private development team, based on the Public-Private Partnership (P3) development model pursuant to Chapter 255.065, Florida Statutes. In addition to the civic campus, the subject actions apply to the property occupied by the Park Lane Condominium, a small condominium development partially surrounded by the project area.

At present there is no formal, full Master Plan application for the project accompanying the zoning request. Since 2015, the City has been able to proactively initiate and process future land use reclassifications and rezonings to selected sites for which there already is a specific vision, supported by a redevelopment or other plan of major importance. The subject request meets this criterion, as the Town Square project is supported by both the CRA Plan and the City's Strategic Plan. The proposed Mixed Use Medium (MXM) future land use category implements the CRA Plan's FLU recommendation for the property.

The maximum density for the MXM is 50 du/acre. However, since the site is located within the Downtown Transit-Oriented Development (DTOD) district, its redevelopment density can potentially be increased by 25%, to 63 du/acre. Currently, the City is considering linking eligibility for a 25% density bonus to participation in the Workforce Housing Program.

Since the site exceeds 10 acre, the amendment, if approved, will have to undergo state review prior to the City final approval. Moreover, the requested Mixed Use Medium FLU classification, as well as the MU-3 zoning district, require updates to the regulatory framework, including the Comprehensive Plan Future Land Use Element and the Land Development Regulations (LDRs).

The Comprehensive Plan amendments were adopted by the City Commission on July 18th and subsequently resent to the state for a final review. If not challenged, the amendments will become effective 31 days after amendment package is deemed complete.

Amendments to the LDRs—currently in drafting—will implement the Comprehensive Plan-modified FLU structure as well as changes to the zoning structure recommended by the CRA Plan. The LDR amendments

are anticipated to be adopted by September 19th.

The Planning and Development Board recommended denial of the subject request on July 25, 2017. The chief concern was perceived lack of adequate protection for historic properties..

HOW WILL THIS AFFECT CITY PROGRAMS OR SERVICES? The relocation/rehousing of city departments planned as part of the Town Square project has a potential to significantly enhance efficiency of the public service provision.

FISCAL IMPACT: The project will generate new ad valorem tax stream revenues from the previously tax exempt properties through the involvement of the private sector.

ALTERNATIVES: Staff does not recommend any alternatives.

STRATEGIC PLAN: Great Neighborhoods: Safe, Affordable and Livable

STRATEGIC PLAN APPLICATION: This action represents a critical task for achieving the "Town Square Redevelopment" strategic objective.

CLIMATE ACTION: No

CLIMATE ACTION DISCUSSION:

Is this a grant? No

Grant Amount:

ATTACHMENTS:

Type	Description
<input type="checkbox"/> Ordinance	Ordinance approving Town Square Land Use Amendment
<input type="checkbox"/> Ordinance	Ordinance approving Rezoning of Town Square
<input type="checkbox"/> Staff Report	Staff Report
<input type="checkbox"/> Location Map	Location Map
<input type="checkbox"/> Exhibit	Exhibit B1
<input type="checkbox"/> Exhibit	Exhibit B2
<input type="checkbox"/> Exhibit	Exhibit C1
<input type="checkbox"/> Exhibit	Exhibit C2
<input type="checkbox"/> Exhibit	Exhibit D

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WHEREAS, the City Commission of the City of Boynton Beach, Florida has adopted a Comprehensive Future Land Use Plan and as part of said Plan a Future Land Use Element pursuant to Ordinance No. 89-38 and in accordance with the Local Government Comprehensive Planning Act; and

WHEREAS, after two (2) public hearings the City Commission acting in its dual capacity as Local Planning Agency and City Commission finds that the amendment hereinafter set forth is consistent with the City's adopted Comprehensive Plan and deems it in the best interest of the inhabitants of said City to amend the Future Land Use Element (designation) of the Comprehensive Plan as hereinafter provided.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE
CITY OF BOYNTON BEACH, FLORIDA, THAT:**

Section 1: The foregoing WHEREAS clauses are true and correct and incorporated herein by this reference.

Section 2: Ordinance No. 89-38 of the City is hereby amended to reflect the following:

31 That the Future Land Use of the following described land described in Exhibit “A” is
32 amended from Public and Private Governmental/Institutional (PPGI) and High Density
33 Residential (HDR) to: **MIXED USE MEDIUM (MXM).**

34 Section 3: This Ordinance shall take effect on adoption, subject to the review, challenge,
35 or appeal provisions provided by the Florida Local Government Comprehensive Planning and
36 Land Development Regulation Act. No party shall be vested of any right by virtue of the
37 adoption of this Ordinance until all statutory required review is complete and all legal challenges,
38 including appeals, are exhausted. In the event that the effective date is established by state law or
39 special act, the provisions of state act shall control.

40 FIRST READING this _____ day of _____, 2017.

41 SECOND, FINAL READING and PASSAGE this _____ day of _____, 2017.

42 CITY OF BOYNTON BEACH, FLORIDA

	YES	NO
44 Mayor – Steven B. Grant	_____	_____
48 Vice Mayor – Justin Katz	_____	_____
50 Commissioner – Mack McCray	_____	_____
52 Commissioner – Christina L. Romelus	_____	_____
54 Commissioner – Joe Casello	_____	_____

58 VOTE _____
59 ATTEST:

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62 _____
63 Judith A. Pyle, CMC
64 City Clerk
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66 (Corporate Seal)
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Section 2. The land described in Exhibit “A” be and the same is hereby rezoned from PU Public Usage; REC Recreation and R-3 Multifamily to Mixed Use 3 (MU-3). A location map is attached hereto as Exhibit “B” and made a part of this Ordinance by reference.

35 Section 3. That the aforesaid Revised Zoning Map of the City shall be amended
36 accordingly.

37 Section 4. All ordinances or parts of ordinances in conflict herewith are hereby
38 repealed.

39 Section 5. Should any section or provision of this Ordinance or any portion thereof
40 be declared by a court of competent jurisdiction to be invalid, such decision shall not affect
41 the remainder of this Ordinance.

42 Section 6. This ordinance shall become effective immediately upon passage.

43 FIRST READING this _____ day of _____, 2017.

44 SECOND, FINAL READING and PASSAGE this _____ day of _____, 2017.

45 CITY OF BOYNTON BEACH, FLORIDA

	YES	NO
46		

48 Mayor – Steven B. Grant

50 Vice Mayor – Justin Katz

52 Commissioner – Mack McCray

54 Commissioner – Christina L. Romelus

56 Commissioner – Joe Casello

58 VOTE

59 ATTEST:

63 Judith A. Pyle, CMC
64 City Clerk

66

67 (Corporate Seal)

**DEVELOPMENT DEPARTMENT
PLANNING AND ZONING DIVISION
MEMORANDUM NO. PZ 17-001**

STAFF REPORT

TO: Chair and Members
Planning and Development Board

THRU: Michael Rumpf
Planning and Zoning Director

FROM: Hanna Matras, Senior Planner

DATE: July 10, 2017

PROJECT: Town Square
LUAR 17-005

REQUEST: Approve Town Square Future Land Use Map Amendment from Public and Private Governmental/Institutional (PPGI) and High Density Residential (HDR) to Mixed Use Medium (MXM) and rezone from PU Public Usage, REC Recreation and R-3 Multifamily to MU-3 Mixed Use 3 zoning district. City-initiated.

PROJECT DESCRIPTION

Property Owner: City of Boynton Beach (7 parcels) and owners of 14 Park Lane Condominium units

Applicant: City of Boynton Beach

Location: Area bounded by Seacrest Boulevard on the west, NE 1st Street on the east, Boynton Beach Boulevard on the north and SE 2nd Avenue on the south (**Exhibit "A"**)

Existing Land Use/
Zoning: Public and Private Governmental/Institutional (PPGI) and High Density Residential (HDR) / PU Public Usage; REC Recreation and R-3 Multifamily (no residential allowed in PPGI and REC; maximum density of 11 du/acre in R-3); see **Exhibit "B1"** and **Exhibit "B2"**

Proposed Land Use/
Zoning: Mixed Use Medium (MXM) / MU-3 Mixed Use 3 zoning district

(maximum density 50 du/acre plus 25% density bonus for Downtown TOD District); see **Exhibit “C1”** and **Exhibit “C2”**

Acreage: +/- 16.5 acres

Adjacent Uses:

North: Right-of-way for Boynton Beach Boulevard and farther north, developed commercial properties classified Local Retail Commercial (LRC) and zoned C-3 (Community Commercial District);

South: Right-of-way for SE 2nd Avenue, and farther south, 10 developed single-family homes and 1 vacant parcel, classified Low Density Residential (LDR) and Medium Density Residential (MEDR) and zoned R-1-A, (Single-Family Residential District) and R-2, (Single- and Two-Family Residential District);

East: Right-of-way for NE/SE 1st Street; on the Northeast side, a developed commercial property clasified Local Retail Commercial (LRC) and zoned C-3 (Community Commercial); further south, a parking lot and Green Acres condominium, both classified High Density Residential (HDR) and zoned R-3, Multi-Family; further south, a vacant parcel and Ocean East Apartments, both classified Local Retail Commercial (LRC) and zoned R-3, Multi-Family; the Vivienne condominium on the south side has the same zoning but is classified High Density Residential (HDR); in the southeastern section, two developed single-family homes and a duplex classified Low Density Residential (LDR) and zoned R-1-A, (Single-Family Residential District).

West: Right-of-way for Seacrest Boulevard; on the Northwest side, the USPS facility and an office building, both classified Local Retail Commercial (LRC) and zoned C-2 (Neighborhood Commercial District); farther south, First United Methodist Church, classified High Density Residential (HDR) and zoned R-3, Multi-Family (on the part of properties fronting Seacrest Boulevard); south of W. Ocean Avenue, developed single-family homes and small residential rental properties, classified High Density Residential (HDR) and zoned R-3, Multi-Family.

BACKGROUND

The Site

The subject area covers four blocks, bounded by Seacrest Boulevard on the west, NE 1st Street on the east, Boynton Beach Boulevard on the north and SE 2nd Avenue on the south. It includes seven (7) parcels owned by the City of Boynton Beach, for a total of 15.05 acres, the right-of-way for NE 1st Avenue of 0.7 acre, part of the right-of-way for SE 1st Avenue of approximately 0.09 acres (currently with no future land use classification or zoning designation) and a 14-unit Park Lane condominium site on approximately 0.63 acres. The City-owned parcels contain the civic campus with the following structures:

- 1913 Schoolhouse Museum, including amphitheatre
- Art Center
- City Hall Complex, including parking garage
- Civic Center
- Old High School
- Kid's Kingdom Playground
- Library
- Madsen Senior Center (presently housing Code Compliance), including shuffleboard courts

As a redevelopment site, the property has several pertinent locational characteristics:

- It is situated within the Community Redevelopment Area, giving a potential development access to a number of incentives, and allowing the Community Redevelopment Agency to become a partner in the incoming project (see “**The Proposed Action**” section below);
- It is enclosed within the Downtown Transit-Oriented Development (DTOD) district, which covers a ½ mile radius around the intersection of Boynton Beach Boulevard and NE 4th Street, the site of the future station for the planned Tri-Rail Coastal Link commuter train system on the FEC Rail, which will provide passenger service between Miami and West Plam Beach. The DTOD district regulations support increased intensity of development through a 25% density bonus.
- It is also enclosed within both the Coastal Residential Exception area, which exempts all residential development east of I-95 from the Palm Beach County traffic concurrency, and the Transportation Concurrency Exception Area (TCEA), which, while setting limits on the amount of development that will be allowed, carries additional traffic concurrency exemption for commercial and other non-residential development.

- The site is split between two CRA districts, the Cultural District and the Boynton Beach Boulevard District, which—together with four others—have been identified and designated as distinctive planning areas by the CRA Community Redevelopment Plan adopted in October of 2016. (See Exhibit “D”)

The addition of the Park Lane Condominium site squares the project’s boundary. The site lays within the Cultural district and is a subject to the same future land use CRA Plan’s recommendation as the Town Square.

The Proposed Action

This action—the future land use amendment and rezoning—has been initiated by City staff in preparation for the redevelopment of the civic campus, now referred to as Town Square, into a mix use project. The project is proposed as a partnership between the City, the CRA and the private development team, based on the Public-Private Partnership (P3) development model pursuant to Chapter 255.065, Florida Statutes. P3s are agreements formed between public and private entities that allow for greater private-sector participation in the financing and delivery of public building and infrastructure projects. (In February of 2015, the City adopted Resolution 15-020, which established procedures for processing of P3s.)

Even though a conceptual Town Square Master Plan has been made public, at present there is no Master Plan application for the project accompanying the subject zoning request as would be required by the Land Development Regulations (LDRs) for a privately-initiated application involving a planned zoning district. Since 2015, the City has been able to proactively initiate and process future land use reclassification and rezoning to selected sites—if recommended by a significant planning document(s)—without a concurrent review of a master plan. Such “proactive” actions assures that these properties will have the recommended future land use classification and a corresponding zoning designation “on the ground,” ready for incoming projects.

The City makes use of this provision for sites for which there already is a specific vision, supported by a redevelopment or other plan of major importance. The subject request meets this criterion, as the Town Square project is supported both by the 2016 CRA Community Redevelopment Plan and the City’s Strategic Plan.

Previous FLU Amendment/Rezoning Applications for the Site

In 2013, the City processed a FLU amendment and rezoning for a small part of the subject site (about 2 acres) occupied by the Old High School, as part of a development agreement in a public/private partnership with an applicant planning the renovation and adaptive reuse of the building. Of the two requests, for a mixed use future land use and zoning, only the first one was approved by the City Commission. The project was subsequently abandoned and the City took the action to revert the site to its previous (and current) PPGI future land use classification.

Prerequisites for Approval: the Process

The regulatory framework for the requested FLU classification of Mixed Use Medium (MXM) and the zoning designation of MU-3 Mixed Use 3 has not as yet been completed. The framework requires text amendments to both the Comprehensive Plan Future Land Use Element and the Land Development Regulations (LDRs). The status of this process is as follows:

- The Comprehensive Plan amendments were adopted by the City Commission on July 18th and subsequently resent to the state for a final review. If not challenged, the amendments will become effective 31 days after amendment package is deemed complete (anticipated by September 1st).
- Amendments to the LDRs—currently in drafting—will implement the Comprehensive Plan-modified FLU structure as well as changes to the zoning structure recommended by the CRA Plan. The LDR amendments are anticipated to be adopted by September 19th.

Since the size of the property under consideration for the Town Square project exceeds ten acres, the proposed FLU amendments are subject to the Expedited State Review Process per provisions of Chapter 163.3184(3) and (5), Florida Statutes. The Expedited State Review Process applies to all comprehensive plan amendments except for small scale amendments and amendments that must follow the State Coordinated Review Process, such as the Evaluation and Appraisal Review (EAR)-based amendments to the Coastal Management Element adopted by the City in 2016.

If the Commission approves the proposed amendments, they will be transmitted for review to the Florida Department of Economic Opportunity (DEO), the state land planning agency. The final adoption by the City Commission is tentatively scheduled for October 17th, by which date the required regulatory framework will be updated.

REVIEW BASED ON CRITERIA

The following analysis addresses all the criteria for review of Comprehensive Plan Map amendments and rezonings listed in the Land Development Regulations, Chapter 2, Article II, Section 2.B.3 and Section 2.D.3. (although City-initiated requests must meet at a minimum criterion “b”):

- a. **Demonstration of Need.** A demonstration of need may be based upon changing conditions that represent a demand for the proposed land use classification and zoning district. Appropriate data and analysis that adequately substantiates the need for the proposed land use amendment and rezoning must be provided within the application.*

A need for redevelopment of the Boynton Beach civic campus has been recognized for over 20 years. The campus occupies a large track of land close to downtown, and has a

significant potential to contribute to the quality of the downtown experience through the creation of an attractive, functionally unified built environment. In its current condition, it represents an inefficient use of the valuable land in the City's center, with several disconnected sections, a few obsolete/outdated structures and a historic Old High School building in a state of severe disrepair.

It has also been recognized early on that redevelopment of the Town Square and, specifically, the adaptive reuse of the High School, will likely require an involvement of the private sector. In 2015, the City decided on the use of the P3 process in transforming Town Square into a mixed use project with civic as well as residential and commercial uses, and included the project as a high priority item in its Strategic Plan.

The project requires a mixed use future land use classification to allow for addition of residential and commercial uses not permitted under the current Public and Private Governmental/Institutional category. The choice of the Mixed Use Medium (MXM) category with a density cap of 50 du/acre (with an additional Downtown TOD District's 25% density bonus) fulfills the recommendation of the CRA Community Redevelopment Plan warranted by the project's proximity to the core of the downtown and to the future station of the planned Coastal Link commuter train service. The MXM category is in-between the proposed new Mixed Use Low, with the density cap of 20 du/acre arguably too low for the location, and the Mixed Use High (renamed Mixed Use Core), whose 80 du/acre density cap is reserved for the core of the downtown.

b. Consistency. Whether the proposed Future Land Use Map amendment (FLUM) and rezoning would be consistent with the purpose and intent of, and promote, the applicable Comprehensive Plan policies, Redevelopment Plans, and Land Development Regulations.

Consistency with Comprehensive Plan and Redevelopment Plan

The future land use classification of MXM proposed for the site is consistent with, and implements, the CRA Community Redevelopment Plan's recommendations for the Cultural and Boynton Beach Boulevard districts in the subject location (the site is split between the two districts).

The proposed FLU amendment and rezoning is also explicitly consistent with a number of the policies of the Comprehensive Plan pertaining to mixed use development, most importantly (current) policies 1.18.1 and 1.18.2 of the Future Land Use element:

Policy 1.18.1 The City shall implement the Transit-Oriented Development (TOD) approach, as described in the 2012 Florida Department of Transportation's TOD Guidebook, to manage future growth within a ½ mile radius around the intersection of Ocean Avenue and the Florida East Coast rail corridor, which is the anticipated location of the Downtown Boynton Beach Station for the planned commuter

Tri-Rail Coastal Link service on the FEC Corridor. This area will be referred as the Downtown TOD District hereforth. The inner ¼-mile core of this District shall be designed to accommodate the greatest density and intensity of development.

Policy 1.18.2 The City shall aim to transform the Downtown TOD District area into an active, mixed-use, pedestrian-friendly activity zone, supporting new housing to increase potential ridership, intensifying land development activity, and adding amenities and destination uses for future transit riders. The City shall strive to achieve this goal through facilitating compact, high density and intensity development of a varied mix of land uses.

Note that not only is the subject property located within the DTOD District, but most of its area falls within the transit core (the District's 1/4-mile radius), therefore justifying the requested MXM future land use classification which would allow a maximum density of 63 du/acre (with the District's 25% density bonus).

Consistency with Land Development Regulations (LDR)

See “**Prerequisites for Approval: the Process**” section on page 4 of this report. The Land Development regulations implementing the new future land use/zoning structure will be adopted prior to the adoption of the proposed amendment, anticipated in October.

*c. **Land Use Pattern.** Whether the proposed Future Land Use Map amendment (FLUM) and rezoning would be contrary to the established land use pattern, or would create an isolated zoning district or an isolated land use classification unrelated to adjacent and nearby classifications, or would constitute a grant of special privilege to an individual property owner as contrasted with the protection of the public welfare. This factor is not intended to exclude FLUM reclassifications and rezonings that would result in more desirable and sustainable growth for the community.*

It is indeed the staff's opinion that the proposed FLUM reclassification and rezoning would result in more desirable and sustainable growth for the community and improve the general public welfare. While both actions will temporarily create “isolated” districts, the requested FLU category (as already stated) is consistent with the recommendation of the CRA Plan, which also recommends the MXM category for areas west (between Boynton Beach Boulevard and 1st NW Avenue only), north, and east of Town Square (see Exhibit D). Going forward, these recommendations aim to achieve a major transformation of the subject area, implementing the City's and the CRA's vision for it.

*d. **Sustainability.** Whether the proposed Future Land Use Map amendment (FLUM) and rezoning would support the integration of a mix of land uses consistent with the*

Smart Growth or sustainability initiatives, with an emphasis on 1) complementary land uses; 2) access to alternative modes of transportation; and 3) interconnectivity within the project and between adjacent properties.

The proposed FLUM amendment and rezoning clearly meets the definition of “sustainable” as it supports a mixed use, high density redevelopment of the site. Residents and visitors will have access to public transit via Palm Tran bus service on Seacrest and Boynton Beach boulevards (with bus stops located in front of the proposed project), as well as, in the future, to the planned Coastal Link commuter train service.

e. Availability of Public Services / Infrastructure. *All requests for Future Land Use Map amendments shall be reviewed for long-term capacity availability at the maximum intensity permitted under the requested land use classification.*

Water and Sewer. Long-term capacity availability for potable water and sewer for the subject request has been confirmed by the Utilities Department.

Solid Waste. The Palm Beach County Solid Waste Authority determined that sufficient disposal capacity will be available at the existing landfill through approximately the year 2046.

Drainage. Drainage will be reviewed in detail as part of the site plan, land development, and building permit review processes.

Traffic. The property is under the Coastal Residential exception and TCEA designations and is therefore exempted from the concurrency requirements of the Palm Beach County Traffic Performance Standards Ordinance. (The required Traffic Statement will be submitted with a site plan/master plan package.) The monitoring of the maximum allowable residential uses and square footage of commercial, industrial and other non-residential uses as well as applicable use ratios under the TCEA Planned 2025 Land Use Table indicate that the current (cumulative) numbers remain significantly off the allowable thresholds.

Schools. The School Capacity Availability Determination application will be submitted with a site plan/master plan package.

f. Compatibility. *The application shall consider the following factors to determine compatibility:*

(1) Whether the proposed Future Land Use Map amendment (FLUM) and rezoning would be compatible with the current and future use of adjacent and nearby properties, or would negatively affect the property values of adjacent and nearby properties; and

(2) Whether the proposed Future Land Use Map amendment (FLUM) and rezoning is of a scale which is reasonably related to the needs of the neighborhood and the City as a whole.

The adjacent and nearby properties include both residential and commercial uses, albeit low rise, while the maximum height of the proposed zoning is 75 feet. However, as indicated in response to criterion “c,” future uses in the areas northwest, north and east of the subject property are planned to be compatible in general character and scale to the Town Square project as per recommendations of the CRA Plan. Possible incompatibility with single-family homes along SE 2nd Avenue will be addressed at the site plan review phase through the project’s design.

The redevelopment of the subject site is expected to spur more redevelopment activities in the surrounding area, and positively affect the property values. The potential positive impacts will be magnified by the eventual availability of the Coastal Link train commuter service.

As was already stated in this report, the need for redevelopment of the Boynton’s civic campus has long been recognized as vital for both the area and the city as a whole, and now has a strong support in the CRA Community Redevelopment Plan, the City’s Strategic Plan and the Economic Development (ED) Strategic Plan. The requested actions lay the groundwork for the realization of the City’s vision for the Town Square.

g. Direct Economic Development Benefits. *For rezoning/ FLUM amendments involving rezoning to a planned zoning district, the review shall consider the economic benefits of the proposed amendment, specifically, whether the proposal would:*

- (1) Further implementation of the Economic Development (ED) Program;*
- (2) Contribute to the enhancement and diversification of the City’s tax base;*
- (3) Respond to the current market demand or community needs or provide services or retail choices not locally available;*
- (4) Create new employment opportunities for the residents, with pay at or above the county average hourly wage;*
- (5) Represent innovative methods/technologies, especially those promoting sustainability;*
- (6) Be complementary to existing uses, thus fostering synergy effects; and*
- (7) Alleviate blight/economic obsolescence of the subject area.*

As mentioned above (criterion “f”), the Town Square project is supported by the City 2016-2021 ED Strategic Plan—which has now supplanted the Economic Development Program—and therefore the requested actions meet criterion g(1). Specifically, the project is listed under the ED Strategic Plan’s ACTION PLAN FOR CHANGE, Goal 4, Objective 4.1: Promote Economic Development /Redevelopment in the Eastern Section of the City; Strategy 4.1.4.: Work with the CRA to develop a Town Square in the downtown to include City Hall, Library, Children’s School House Museum, Old High

School, Civic Center, Arts Center, and Madsen Center. The proposed FLUM amendment/rezoning supports a project that would constitute a major catalyst for creating a successful, lively downtown, bringing more development to the area and attracting more residents and visitors to the City. The project would or at least has a potential to:

- Generate new ad valorem tax stream revenues from the previously tax exempt properties through the involvement of the private sector (criterion g2);
- Respond to the community needs by enhancing efficiency of the public service provision (criterion g3);
- Create jobs, though most will likely be low wage retail positions; and
- Alleviate economic/functional obsolescence in the subject area, including underutilization of land on the subject property (criterion g7).

In addition, the requested actions and the project they will support include restoration/preservation and adaptive reuse of the Old High School.

h. Commercial and Industrial Land Supply. The review shall consider whether the proposed rezoning/FLUM amendment would reduce the amount of land available for commercial/industrial development. If such determination is made, the approval can be recommended under the following conditions:

(1) The size, shape, and/or location of the property makes it unsuitable for commercial/industrial development; or

(2) The proposed rezoning/FLUM amendment provides substantiated evidence of satisfying at least four of the Direct Economic Development Benefits listed in subparagraph “g” above; and

(3) The proposed rezoning/FLUM amendment would result in comparable or higher employment numbers, building size and valuation than the potential of existing land use designation and/or rezoning.

The proposed FLUM amendment and rezoning would add a commercial component to the civic campus: the current land use and zoning do not allow commercial uses.

i. Alternative Sites. Whether there are adequate sites elsewhere in the City for the proposed use in zoning districts where such use is already allowed.

N/A (See responses above to criteria “a,” “b,” and “c.”)

- j. Master Plan and Site Plan Compliance with Land Development Regulations.***
When master plan and site plan review are required pursuant to Section 2.D.1.e above, both shall comply with the requirements of the respective zoning district regulations of Chapter 3, Article III and the site development standards of Chapter 4.

The City-initiated rezonings can proceed in advance of the master plan submittal. When submitted, the master plan will comply with Land Development Regulations (see the “**Prerequisites for Approval: the Process**” section of this report).

CONCLUSION/RECOMMENDATION

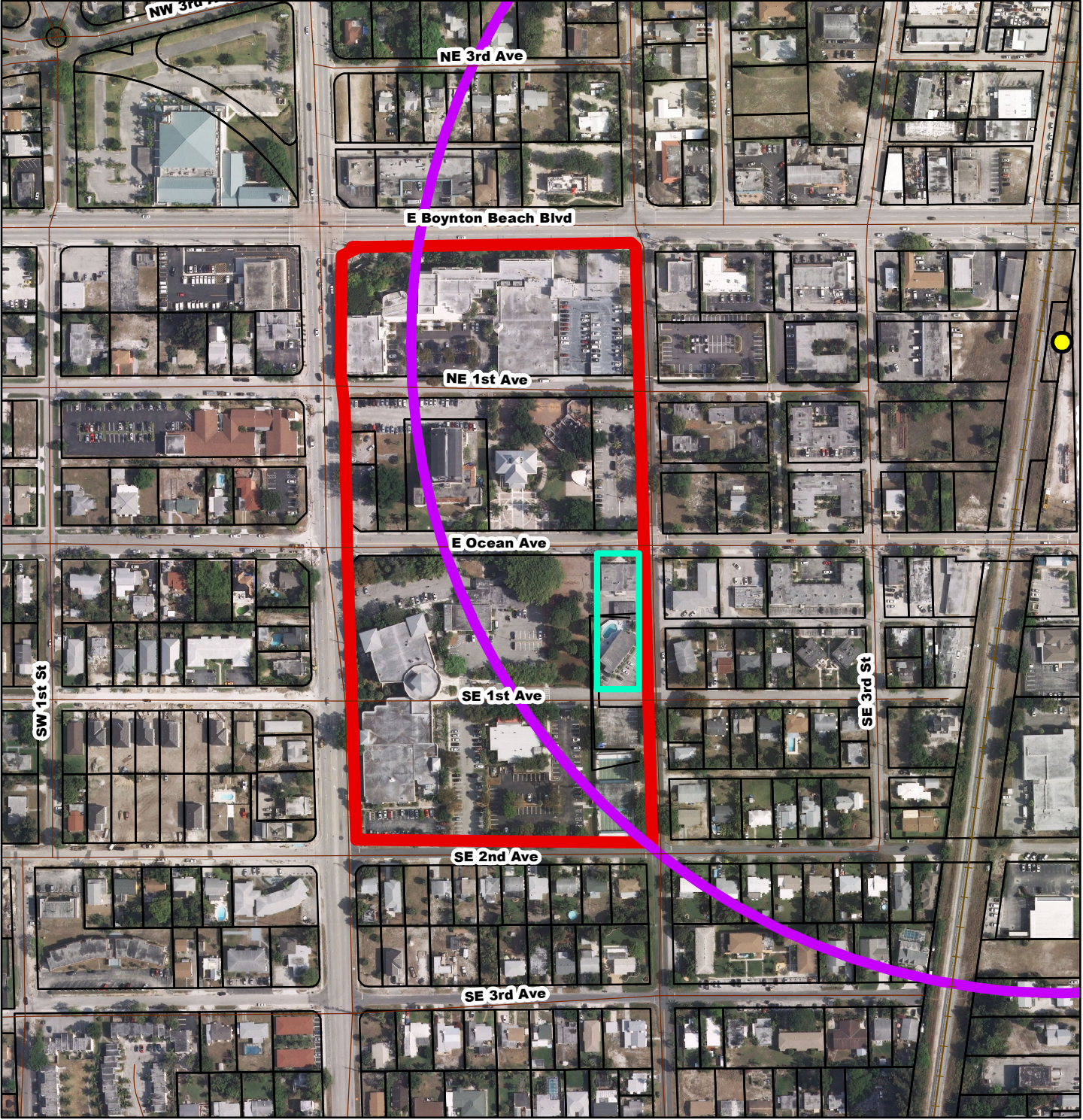
As indicated herein, staff has reviewed the proposed requests and determined that they are consistent with the policies of the Comprehensive Plan and implement the recommendations of the CRA Community Redevelopment Plan, the City’s Strategic Plan and the Economic Development Strategic Plan. It is anticipated that the Comprehensive Plan and LDR amendments required for the approval of the proposed FLU Map amendment and rezoning will be finalized prior to its expected adoption date.

Staff recommends approval of the proposed Future Land Use Map amendments for the transmittal to the State for an Expedited State Review.





ATTACHMENTS

CITY OF BOYNTON BEACH TOWN SQUARE LOCATION MAP

EXHIBIT A



Legend

-  Town Square
-  Future Coastal Link station
-  Transit Core Area
-  Park Lane Condominium

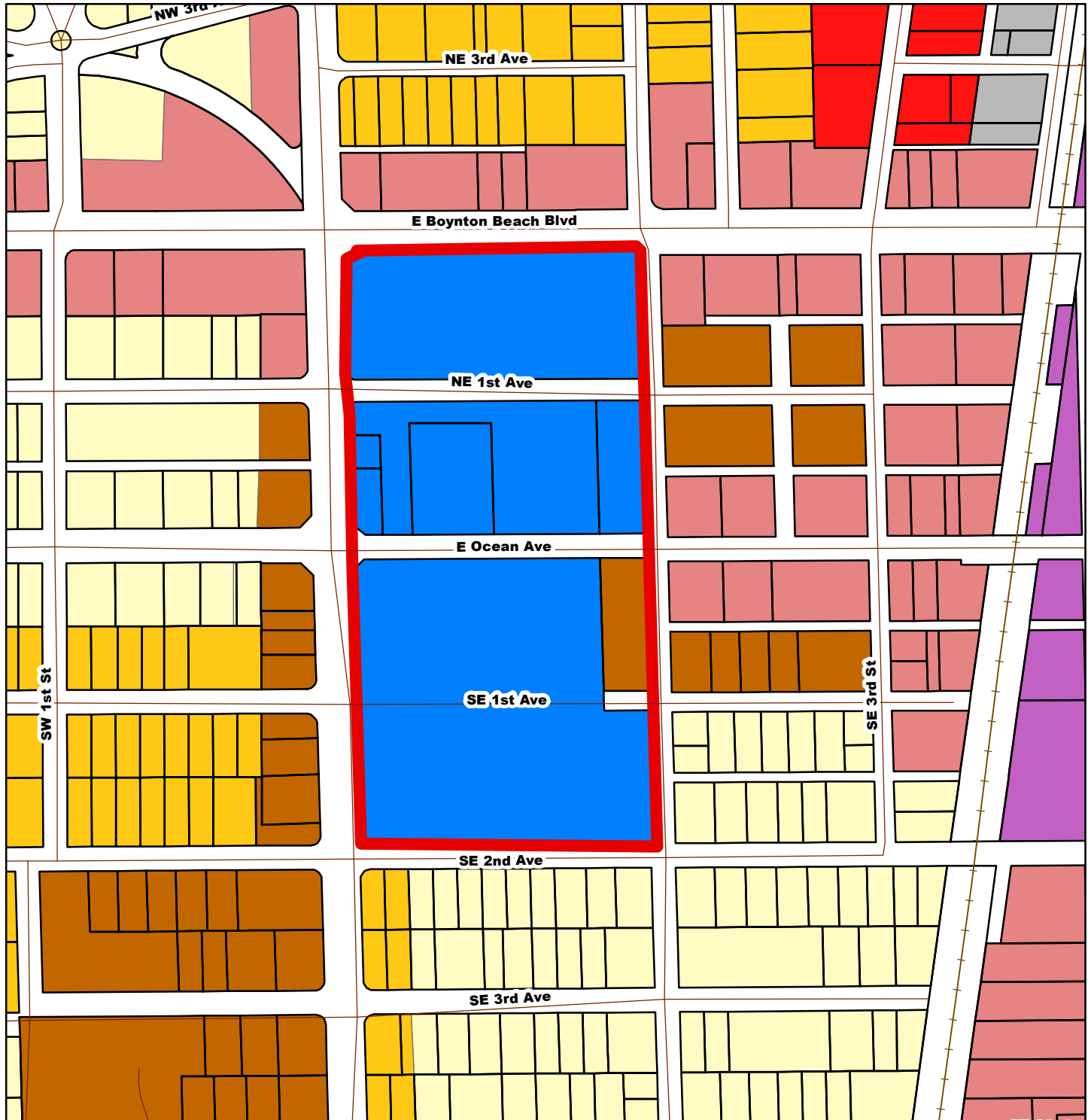
Total Town Square area: 16.5 acres



0 0.0125 0.025 0.05 0.075 0.1 Miles

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CURRENT FLU CLASSIFICATIONS FOR TOWN SQUARE AND ADJACENT AREAS



Legend

Future Land Use Classifications

- LOW DENSITY RESIDENTIAL (LDR) Max. 5 D.U./Acre
- MEDIUM DENSITY RESIDENTIAL (MEDR) Max. 10 D.U./Acre
- HIGH DENSITY RESIDENTIAL (HDR) Max. 11 D.U./Acre
- LOCAL RETAIL COMMERCIAL (LRC)
- GENERAL COMMERCIAL (GC)
- INDUSTRIAL (I)
- PUBLIC & PRIVATE GOVERNMENTAL/INSTITUTIONAL (PPGI)

Town Square

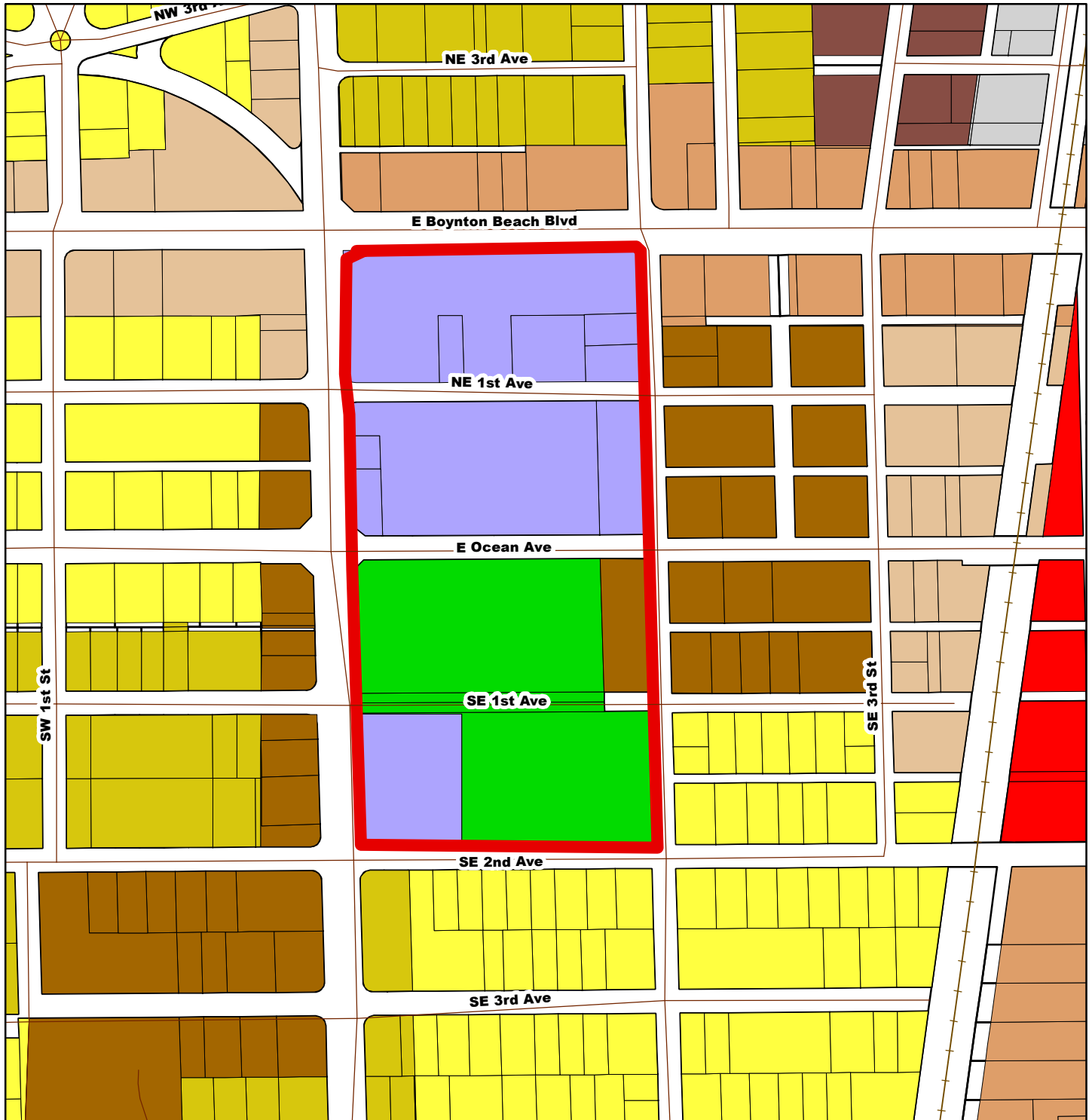
Last amended October 20, 2015



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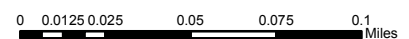
CURRENT ZONING DESIGNATIONS FOR TOWN SQUARE AND ADJACENT AREAS



Legend

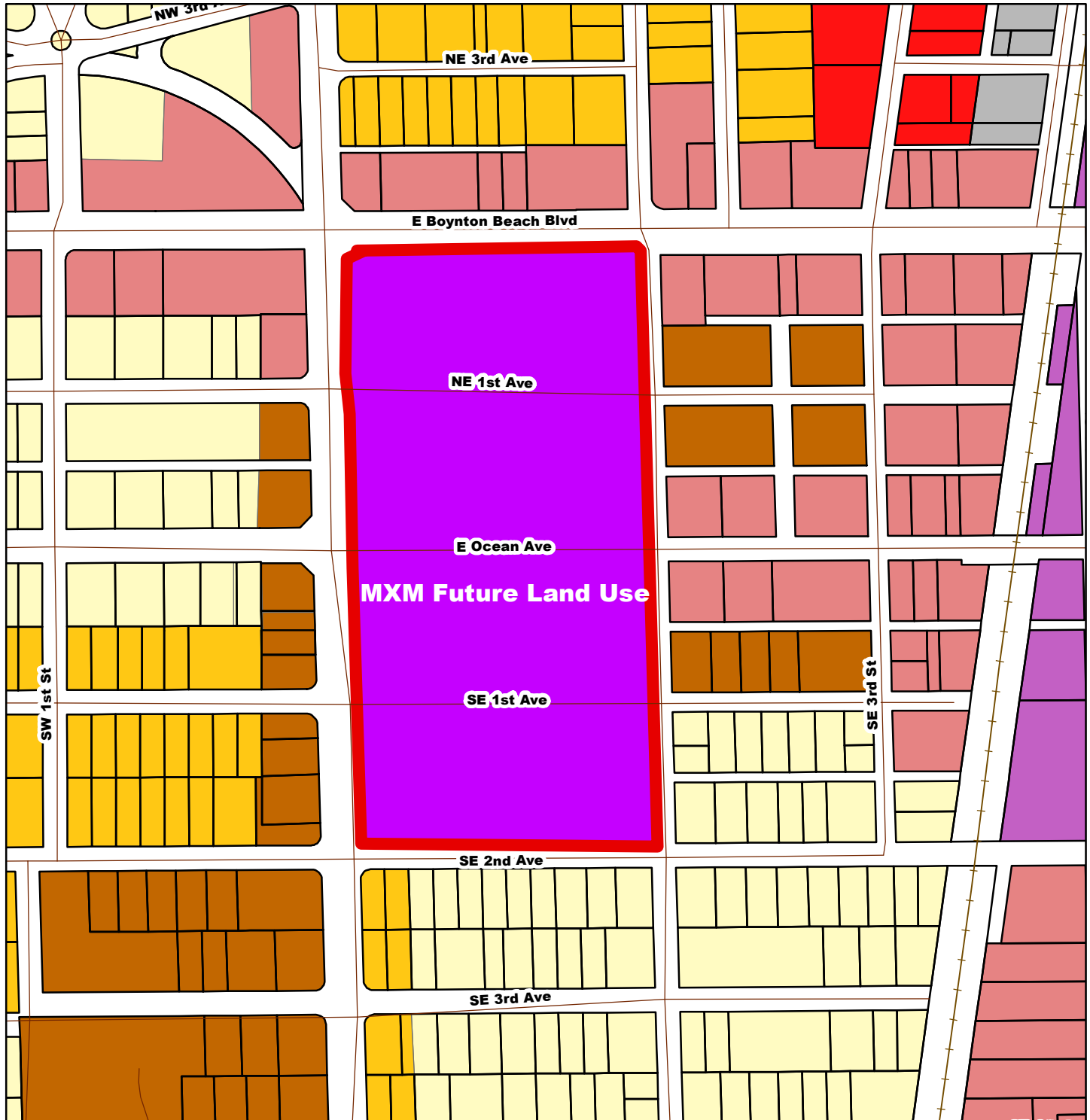
Zoning designations

	R1A Single Family		C4 General Commercial
	R2 Duplex		CBD Central Business District
	R3 Multi Family		M1 Light Industrial
	C2 Neighborhood Commercial		PU Public Usage
	C3 Community Commercial		REC Recreation



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PROPOSED FLU CLASSIFICATION FOR TOWN SQUARE*



Legend

- LOW DENSITY RESIDENTIAL (LDR) Max. 5 D.U./Acre
- MEDIUM DENSITY RESIDENTIAL (MEDR) Max. 10 D.U./Acre
- HIGH DENSITY RESIDENTIAL (HDR) Max. 11 D.U./Acre
- LOCAL RETAIL COMMERCIAL (LRC)
- GENERAL COMMERCIAL (GC)
- INDUSTRIAL (I)
- Mixed Use (MX), Max. Density 40 du/acre
- MIXED USE Medium (MXM), Max. Density 50 D.U./Acre

Town Square

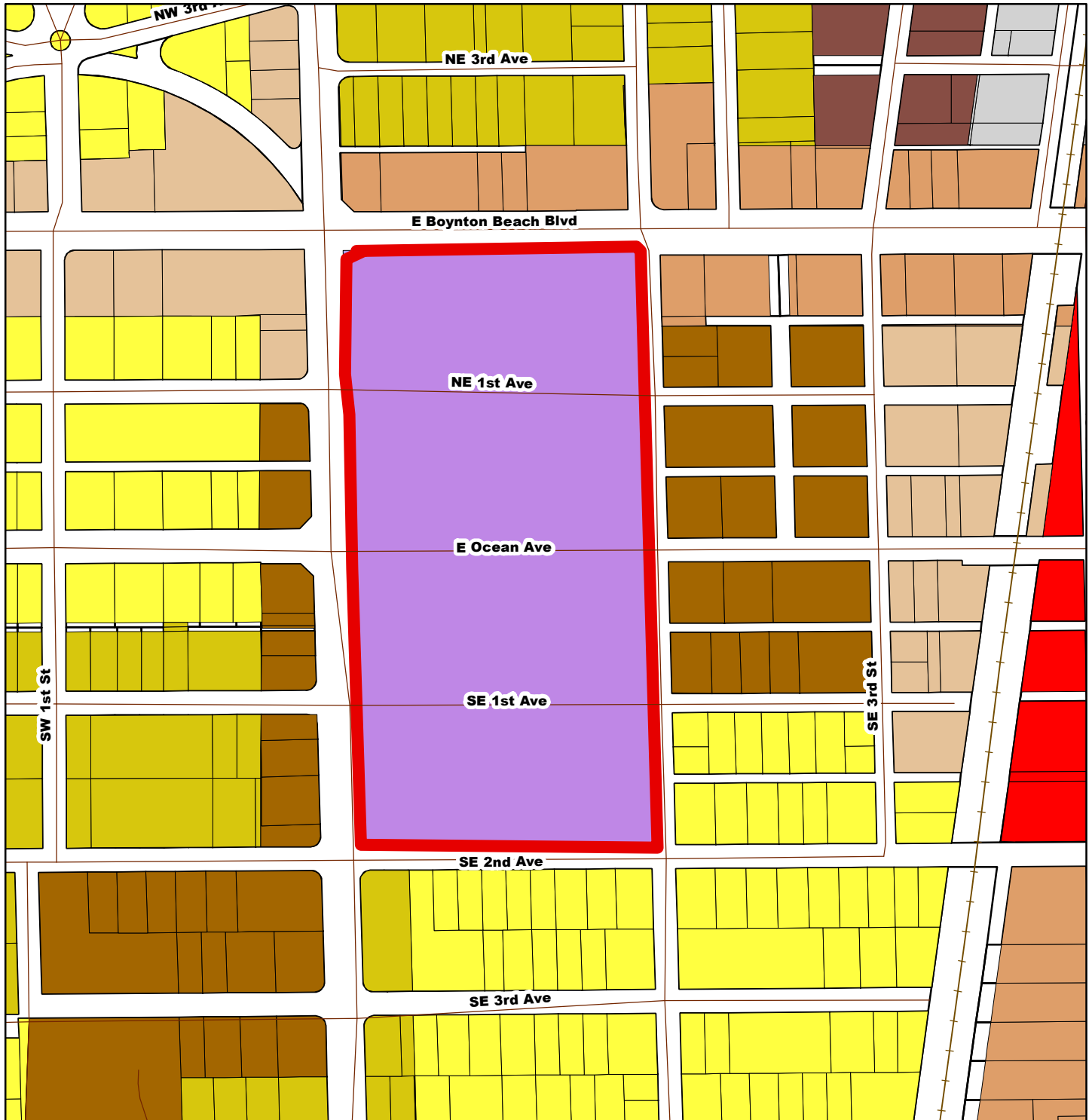
* NOTE: Areas adjacent to Town Square shown with the current FLU classifications



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PROPOSED ZONING DESIGNATION FOR TOWN SQUARE



Legend

Zoning designations

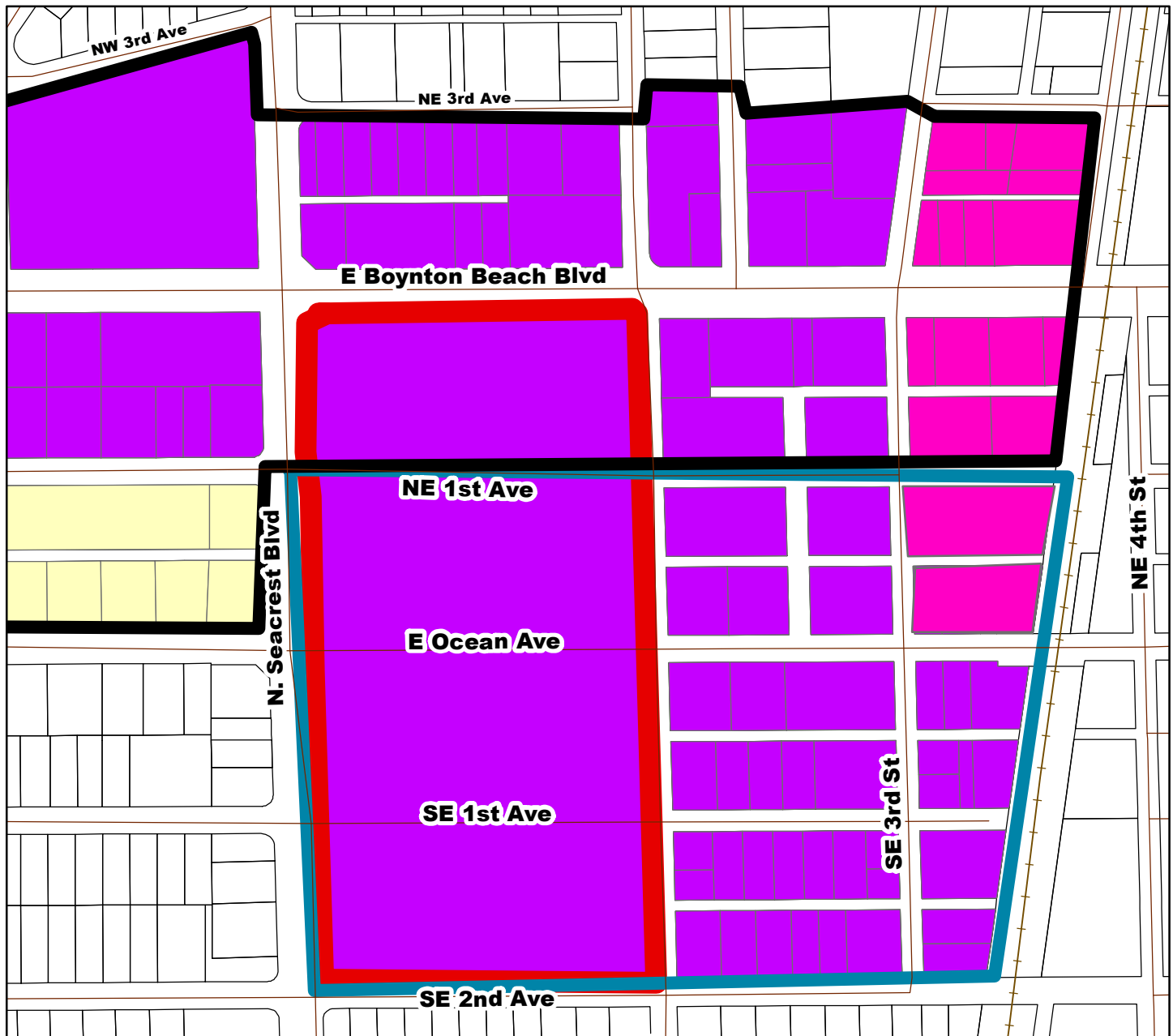
- | | |
|----------------------------|-------------------------------|
| R1A Single Family | C4 General Commercial |
| R2 Duplex | CBD Central Business District |
| R3 Multi Family | M1 Light Industrial |
| C2 Neighborhood Commercial | MU-3 Mixed Use 3 |
| C3 Community Commercial | Town Square |



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CRA COMMUNITY REDEVELOPMENT PLAN'S FLU RECOMMENDATIONS FOR CULTURAL AND AND BOYNTON BEACH BOULEVARD DISTRICTS



LEGEND

- Town Square
- Cultural District
- Boynton Beach Blvd District

- Mixed Use High (MXH), Max. Density 80 D.U./Acre
- Mixed Use Medium (MXM), Max. Density 50 D.U./Acre
- Low Density Residential, Max. Density 7.5 D.U./Acre



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CITY OF BOYNTON BEACH AGENDA ITEM REQUEST FORM

COMMISSION MEETING DATE: 9/19/2017

REQUESTED ACTION BY COMMISSION: Mayor Grant has requested discussion concerning registered lobbyists and their participation on City advisory boards - TBD

EXPLANATION OF REQUEST:

HOW WILL THIS AFFECT CITY PROGRAMS OR SERVICES?

FISCAL IMPACT:

ALTERNATIVES:

STRATEGIC PLAN:

STRATEGIC PLAN APPLICATION:

CLIMATE ACTION: No

CLIMATE ACTION DISCUSSION:

Is this a grant? No

Grant Amount:



CITY OF BOYNTON BEACH AGENDA ITEM REQUEST FORM

COMMISSION MEETING DATE: 9/19/2017

REQUESTED ACTION BY COMMISSION:

Commission to consider temporarily suspending the enforcement actions of the Community Standards Division for those sections of the code that require corrective action, but may be unattainable due to conditions created by Hurricane Irma.

EXPLANATION OF REQUEST:

HOW WILL THIS AFFECT CITY PROGRAMS OR SERVICES?

FISCAL IMPACT:

ALTERNATIVES:

STRATEGIC PLAN:

STRATEGIC PLAN APPLICATION:

CLIMATE ACTION: No

CLIMATE ACTION DISCUSSION:

Is this a grant? No

Grant Amount:
