

**[Palm Beach County League of Cities
GENERAL MEMBERSHIP MEETING
Wednesday, July 23, 2014
FPL Headquarters – Juno Beach**

MINUTES

1. Call to Order and Flag Salute

President Steve Wilson called the meeting to order at 12:04 p.m.. Woodrow Hay gave the invocation.

2. Roll Call Cities, Introductions and Welcomes

Mo Thornton called the roll and a quorum was attained.

Cities represented were: Atlantis, Belle Glade, Boca Raton, Boynton Beach, Briny Breezes, Cloud Lake, Delray Beach, Glen Ridge, Golf, Greenacres, Haverhill, Highland Beach, Hypoluxo, Juno Beach, Jupiter, Jupiter Inlet Colony, Lake Clarke Shores, Lake Park, Lake Worth, Lantana, Manalapan, North Palm Beach, Pahokee, Palm Beach Gardens, Palm Beach Shores, Palm Springs, Riviera Beach, Royal Palm Beach, South Bay, South Palm Beach, Tequesta and West Palm Beach
Absent were: Gulf Stream, Loxahatchee Groves, Mangonia Park, Ocean Ridge, Palm Beach and Wellington.

President Wilson acknowledged the dignitaries in attendance: Representative Lori Berman, Representative Bobby Powell, Representative Mark Pafford, and School Board Chair Chuck Shaw.

President Wilson introduced Town of Juno Beach's Mayor Mort Levine of Juno Beach. Mayor Levine thanked the League for all that they do and welcomed the membership to Juno Beach. He thanked FPL for partnering with the town in making this meeting possible. Mayor Levine informed the membership of the successes of the town and thanked the town staff. Mayor Levine recognized the Town's councilmember in attendance: Councilmember Jim Lyons, Vice Mayor Pro Tem Bill Green, Vice Mayor Ellen Andel. Mayor Levine also recognized manager Joseph LoBello and police Chief Bryan Smith. He stated that the town runs off of volunteerism. He stated that the business community public and private along with the residents makes the town as successful as it is.

Mayor Levine introduced Pam Rauch FPL, Vice President of Development and External Affairs. Ms. Rauch thanked Mayor Wilson for his leadership and the League for allowing them to host the meeting. Ms. Rauch extended a welcome to the membership on behalf of FPL and the parent company NextEra. Mr. Rauch stated FPL is optimistic on the direction Palm Beach County is going and wished the League a successful meeting.

President Wilson introduced new associate member Paul Martin, who was given an opportunity to introduce himself to the membership.

3. Additions, Deletions, and Modifications to the Agenda

None

4. Consent Agenda

a. Approval of Minutes of June 25, 2014 General Membership meeting

Motion and second to approve the Consent Agenda. Motion carried unanimously.

5. President's Report

President Wilson reminded the membership of the Florida League of Cities conference August 14-16th in Hollywood, FL. Mayor Wilson informed the membership that Mayor Susan Haynie of Boca Raton is running for the Florida League of Cities 2nd VP seat and asked for their support on her behalf.

6. Presentations

a. FLC Awards – Ryan Matthews

Ryan Matthews, FLC Legislative Advocate, presented awards to the state representatives in attendance for having exemplary dedication to Home Rule issues. He reminded the membership of the FLC Conference which will be held in Hollywood, FL on August 14-16. Mr. Matthews stated the first award the “Freshman Legislator Appreciation Award” goes to Representative Bobby Powell. Representative Powell thanked the FLC for recognition and the membership for their support. Mr. Matthews stated the second award, the “FLC 2014 Appreciation Award” will go to Representative Lori Berman for her unwavering commitment, dedication and service to Florida’s municipalities. Representative Berman informed the membership that she will be the Legislative Delegation Chair next year and she will continue to work in Tallahassee to get the municipalities voices heard. Representative Berman finished by saying she is grateful for her award and thanked the membership for their support. Mr. Matthews presented another “FLC 2014 Appreciation Award” to Representative Mark Pafford for his continuous support on League issues. Representative Pafford recognized and thanked the Legislative Aid in attendance, stating it is a group effort. He also thanked the local elected officials for the constant work they do for their municipalities and was grateful for the award.

b. David Tolces, Esq. – Public Records and Social Media

Mr. Tolces thanked everyone for allowing him to give the presentation. He informed the membership that he is a shareholder at Goren, Cherof, Doody & Ezrol, P.A. who currently represents the City of Boynton Beach, the Town of Loxahatchee Groves, the Lake Worth CRA and the Delray Beach CRA. Mr. Tolces stated that company’s main office is in Fort Lauderdale but they do have an office in Delray Beach. Mr. Tolces provided a brief history with respects to technology stating that the telephone was patented in 1876 and the first use of email was in 1965. He stated that attorneys are still trying to catch up to the legal prospective of technology. He explained that the different types of social media: facebook, twitter, youtube, and blogs can be used by governmental entities who found a public purpose for their use. Mr. Tolces stated that many municipalities use social media to inform their residents/constituents about issues and events within the municipality and that there is no law against it however it is subject to certain limitations and conditions. He continued by explaining the social media page must still be in compliance with the public records law, record retention and the sunshine law. Mr. Tolces suggested that if you have your municipality have a social media page, i.e. facebook, to post a disclaimer informing anyone who wants to like or be a friend of the page that anything they post on the page is subject to public records law. Lastly he informed the membership that texts are public records and since phone calls are not it is simpler to call which would eliminate the retaining of records and the liability that goes along with it. He stated that if you use text as a form of communication there are companies that provide the service of retaining records of your text for you including your phone company.

7. Miscellaneous Business

a. Ratification of the Wellfield Ordinance

President Wilson reported that at this morning's meeting, the Board of Directors voted "no objection" to the proposed changes to the Wellfield Ordinance.

Motion and second to ratify the "No Objection" vote to the Wellfield Ordinance proposed changes. Motion carried unanimously.

8. Legal Report

Attorney Trela White reminded the board that their budgets must be on their website 2 days prior to budget hearing and within 30 days after final approval. She stated for the municipalities that do not have a website that it can be housed on the county's website.

Ms. White informed the board of the Town of Windermere asked for an Attorney General opinion regarding recovering Special Magistrate charge as "cost" in Code Enforcement hearings and was informed that they could not. Ms. White recommends that any municipality that pays a significant amount for Code Enforcement cases to create an ordinance stating that the cost of the Special Magistrate can be recouped.

Ms. White informed the board that the calendar call for the Inspector General lawsuit will be on July 25th.

9. Executive Director's Report

Executive Director Richard Radcliffe informed the board the Palm Beach County Mayor Taylor is proposing leaving Treasure Coast Regional Planning Council (TCRPC) and going to the South Florida Regional Planning Council; which comprises of Broward, Miami-Dade and Monroe County; will be discussed on September 23rd. He stated that he will try to get Michael Busha Executive Director of TCRPC to speak at next month's meeting.

Mr. Radcliffe informed the board that the FEC Task Force will be looking at the funding for the project.

Mr. Radcliffe informed the board that All Aboard Florida has been contacting the municipality's attorneys to get the easement signed. He stated that the FEC Attorney Task Force suggests not signing the easements as yet and they will be scheduling a meeting in the near future.

Mr. Radcliffe informed the board of the Sexual Predator ordinance that was passed by the county reducing the distance requirements. He stated it is a Home Rule issue that each municipality will have to address.

Mr. Radcliffe informed the board of the DC Fly-In which will be on September 9th and 10th.

Mr. Radcliffe reminded the board that the Flood Maps should be out in August and that the roll outs will be in September.

Mr. Radcliffe informed the membership that FPL will be providing a tour after the meeting and anyone who is interested to sign up.

10. Member Comments

Kris Garrison of the Palm Beach County School District thanked the municipalities who had positive articles in their newsletters regarding the importance of summer reading. Ms. Garrison also asked the

membership to support the extension of the quarter mil funding source which was passed by the voters in 2010. She stated they will be asking for another four years on the November 4th ballot.

Ellen Smith of Waste Management informed the membership that of July 1st the “Move Over Law” applies to sanitation vehicles.

President Wilson informed the membership that the Glades Youth Empowerment Center came in 3rd place in the Florida League of Cities Youth Video Competition. He acknowledged Belle Glade Manager Lomax Harrelle and South Bay Manager Leondrae Camel who was in attendance.

11. Upcoming Meetings - *Announced*

- a. Board of Directors Meeting, Wellington Community Center.....10 a.m., Aug. 27th
- b. General Membership Meeting, Wellington Community Center.....Noon, Aug. 27th

12. Adjournment – The meeting was adjourned at 1:14 p.m..