

Palm Beach County League of Cities, Inc.
BOARD OF DIRECTORS MEETING
Wednesday, July 27, 2016 at 10:00 a.m.
Lake Worth Casino Building & Beach Complex

MINUTES

1. Call to Order, Roll Call, Welcomes, Introductions

President Robert Shalhoub called the meeting to order at 10:02 a.m. Secretary Mo Thornton called the roll and a quorum was attained.

Board members present were: Robert Shalhoub, Keith James, Gail Coniglio, Mo Thornton, Robert Gebbia, Patti Waller, Bill Thrasher, Leondrae Camel, Mike Mullaugh, Joe Casello, Andy Amoroso, Jeff Hmara, Anne Gerwig, Ilan Kaufer, Kimberly Glas-Castro, Dawn Pardo **Absent:** Robert Gottlieb

Past Presidents in attendance were: Steve Wilson, Scott Maxwell, Todd Wodraska, Lisa Tropepe, David Stewart and Susan Haynie

Also in attendance were: Kris Garrison from PBC School Board, Leanne Evans from PBC School Board; Councilman Peter Noble, Greenacres; Ike Robinson former West Palm Beach Commissioner; Councilmember Katrina Long- Robinson, Westlake; Woodrow Hay from Boynton Beach Chamber of Commerce; Laura Corry from South Florida Management District; Harry Raucher from Lake Worth Drainage District; League Counsel Jennifer Ashton and Mitty Barnard, Corbett White Davis & Ashton, P.A.; and League Staff Richard Radcliffe, JeRiise Hansen and Clarelle Prosper.

2. Additions, Deletions, and/or Modifications to the Agenda

Addition: 3f. New Associate Member – Palm Beach Habilitation Center

3. Consent Agenda

- a. **Minutes of Board Meeting, June 22, 2016**
- b. **Financial Reports June 2016**
- c. **Appointment to the Education Committee – Commissioner Justin Katz**
- d. **Appointment to the Environmental Committee – Vice Mayor Ilan Kaufer**
- e. **Appointment to the ITE Committee – Mayor Pro Tem Patti Waller**
- f. **New Associate Member Application – Palm Beach Habilitation Center**

Motion by Keith James and second by Dawn Pardo to approve the consent agenda. Motion carries unanimously.

4. Special Presentations

a. Composition and Functioning of the PBC School District's Surtax Oversight Committees

Kris Garrison the Director of Planning and Intergovernmental Relations for the School District provided the board with an overview of the success/lessons of past School Board Surtax Oversight Committees. She informed the board that in order for the public to feel comfortable going forward with a sales tax there needs to be strong oversight on how the sales tax revenue will be used. Ms. Garrison went on to explain that in 2004 the Independent Sales Surtax Oversight Committee (ISSOC) was created completely separate from the school board to oversee the sales tax. She stated that ISSOC had a representative from different oversight committees, such as one from the Finance Committee, Construction Committee and one from the technical advisory committee, along with the League of Cities and different community representatives.

Ms. Garrison advised the board that the oversight committee should include provisions regarding changes that may occur. She used examples that occurred in the past like the economy, hurricanes and construction prices. She explained that the committee generally met quarterly and sometimes monthly due to changes to different projects such as the budget or schedule changes and that these changes would go to ISSOC for approval before going to the school board. Ms. Garrison concluded by informing the board that sales tax report and project status report was done to show how much revenue was coming in and a detail reporting on each project's start date along with revisions that were made. She also stated that a project modification form was filled out to justify any changes to the projects.

5. Miscellaneous Business

a. Board of Directors Vacancy

President Shalhoub informed the board that due to David Levy's resignation from the Palm Beach Gardens council there is now a Large City vacancy on the board and that according to our by-laws the board has 90 days to fill the vacancy. He also informed the board that the large city municipalities must have a population in excess of 25,000 residents and do not have representation on the board already. President Shalhoub also informed the board that the municipalities that would be eligible are Delray Beach, Greenacres and Palm Beach Gardens. President Shalhoub informed the board that Deputy Mayor Jonathan Pierce and Councilman Peter Noble both from the City of Greenacres had expressed interest and have provided consent to serve forms.

Councilman Peter Noble was given a chance to speak to the board.

Motion by Patti Waller second by Lisa Tropepe to approve Councilman Peter Noble to fill board of director's vacancy. Motion passes unanimously.

Councilman Peter Noble was sworn in by League Attorney Jennifer Ashton.

6. Committee Report

a. Sober Homes Task Force

Vice Mayor Pro Tem Andy Amoroso started by informing the board that State Attorney's office has an emergency card with a phone number to report "bad players". Vice Mayor Pro Tem Amoroso reported to the board of the Sober Homes Task Force first meeting stating that he was concerned that only four elected officials are on the task force which is made up of 30 members; 90% of which are sober home owners or attorneys representing sober homes. He stated State

Attorney Aronberg asked the question of “what are you looking to get” to the group and the response that was given by the owners was, to be regulated, to pay and to be forced to have on sight medical; which some stated they already have. Mr. Amoroso explained that items that were also discussed were; who is going to finance it, what group it would fall under and a list identifying the difference between a sober homes, sober home living and a half way house. He reminded the board that the task force has a deadline of January, when they are scheduled to report to Tallahassee.

Vice Mayor Pro Tem also informed the board of a heroin task force created by the Fire Department should work “hand in hand” with the sober homes task force. He stated that he attend their task force meeting which has some of the same members as the sober homes task force. Vice Mayor Pro Tem Amoroso made a request to the Mayor of Boca Raton and Palm Beach along with any other municipality that does not use the County’s Fire Rescue to assist in gathering information regarding the number of overdoses’ which the task force is tracking.

7. Past President’s Report/ Recommendation on Executive Director’s Evaluation

Immediate Past President Councilwoman Dawn Pardo provided the board with a report of the Executive Director’s performance evaluation. Councilwoman Pardo stated that she met with the Executive Director and Executive Committee to go over the evaluations and that it is recommended that the Executive Director come up with a plan to improve intergovernmental relationships. She also stated that Executive Director Richard Radcliffe would come up with ways to improve upon team building inside the office to indentify office goals. Councilwoman Pardo informed the board that the Executive Committee is proposing a 1.5% COLA pay increase that was approved back in April with the budget and a onetime \$1000 bonus. Ms. Pardo concluded that the executive committee also wants to explore a strategic business plan to make sure the League is headed in the right direction.

8. Legal Report

Attorney Jennifer Ashton reported to the board on a Public Record case out of Citrus County. A complaint was filed against a Commissioner by an internet newspaper pertaining to a complaint against the commissioner. The Board attorney agreed to provide copies once the investigation was over. After not receiving the documents, the newspaper filed suit. Once the suit commenced the Board provided the documents and the court granted a motion to dismiss the suit. On appeal the courts said that just because the Board supplied the records after the fact does not exempt them from having to pay attorneys fees. She also explained that if your municipal attorney gives the wrong advice it does not exempt you from paying attorneys fees.

Ms. Ashton reported on a Ad Valorem tax case regarding municipal marinas. A private Marina filed suit against the City of Fort Pierce two marinas, claiming that there were not entitled from an ad valorem tax exemption because they did not serve a municipal or public use. Ms Ashton pointed out that based on cases being looked into regarding the same matter; municipalities must own and run the marina in order to receive an ad valorem tax exemption. She summed it up by stating “if a marina is owned by the city but operated by a private vender, it will not be eligible for an ad valorem tax exemption”.

Ms. Ashton reported on a Florida attorney General Opinion regarding golf carts. The City of Winter Garden asked the Attorney General if the operation of golf carts on public streets of the municipality is subject to child restraints and whether a municipality may adopt an ordinance prohibiting the operation of a golf cart on public streets by a person who does not have a valid driver’s license. The Florida Attorney General said that the operation of golf carts on public streets of a municipality is not subject t o the child restraint requirements. Ms. Ashton also reported that municipalities may not prohibit the use of golf carts by an unlicensed driver.

9. Executive Director's Report

Executive Director Richard Radcliffe informed the board that the four hour mandatory Ethics Training will be held on September 7th from 8am to 12pm at Palm Beach State College Lake Worth campus.

Mr. Radcliffe reminded the board of the upcoming FLC Annual Conference in Hollywood from August 18th- 20th.

Mr. Radcliffe informed the board that this year the League is hosting the Gold Coast breakfast and that Comcast will be sponsoring.

Mr. Radcliffe informed the board that he was going to attend a meeting for the Acreage because they are trying to incorporate and invited others from the board to attend.

Mr. Radcliffe reminded the board to sign up for an FLC Policy Committee.

10. Member Comments

Mayor Dave Stewart asked the board to give a moment a silence for the passing of the former Mayor of South Palm Beach.

11. Meeting Announcements: (Mark your calendar)

- a. Gold Coast Breakfast, FLC Annual Conference, Hollywood, FL7:30 a.m., August 20th
(RSVP Required)
- b. Board of Directors Meeting, Royal Palm Beach Cultural Center.....10 a.m., August 24th
- c. General Membership Meeting, Royal Palm Beach Cultural Center.....Noon, August 24th
(RSVP Required)

12. **Adjournment** - The Board adjourned at 11:22 a.m.