

**Palm Beach County League of Cities, Inc.**  
**BOARD OF DIRECTORS MEETING**  
**Wednesday, March 23, 2016 at 19:00 a.m.**  
**Greenacres Community Center**

**MINUTES**

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

President Dawn Pardo called the meeting to order at 10:02 a.m. First Vice President Robert Shalhoub called the roll and a quorum was attained.

**Board members present were:** Dawn Pardo, Robert Shalhoub, Keith James, Mo Thornton (arrived at 10:09), Robert Gebbia, Patti Waller, Robert Gottlieb, Bill Thrasher, Mike Mullaugh, Jerry Taylor (arrived at), Jeff Hmara, Andy Amoroso, Kimberly Glas- Castro, and Gail Coniglio **Absent were:** Allie Biggs, David Levy, Matt Willhite and Steve Wilson

**Past Presidents in attendance were:** Scott Maxwell (arrived at 10:08), Todd Wodraska (arrives at 10:28), Lisa Tropepe, David Stewart, and Susan Haynie

Also in attendance were: Verdenia Baker, County Administrator of PBC; Lisa DeLaRionda PBC Public Affairs, George LaCosta, PBC Parks & Rec.; Harry Raucher Lake Worth Drainage District, Councilmember Ilan Kaufer, Jupiter; Manager Leondrae Camel, South Bay; Manager Lori LaVerriere, Boynton Beach; Dr. Carmine Priore; Woodrow Hay, Boynton Beach Chamber of Commerce; Jim Brako, PBC Attorney; Eugene Reavis, Consumer Affairs; Shannon Fox, PBC Attorney; David Gillings, Environmental Management Resources; Mayor Anne Gerwig, Wellington; League Counsel Jennifer Ashton and Jack Rice; 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: Special Presentations 4c: Infrastructure Surtax Update**

**Deletion: Committee Report 6e: Information Technology & Communications**

**3. Consent Agenda**

**a. Minutes of Board Meeting, February 24, 2016**

**b. Financials February 2016**

**Motion by Robert Shalhoub and second by Robert Gottlieb to approve the consent agenda. Motion carries unanimously.**

**4. Special Presentations**

**a. PBC Trespass Ordinance**

County Attorney Shannon Fox introduced David Gillings of Environmental Resources Management (ERM) and George LaCosta of the Parks Department who accompanied her to present the Trespass Ordinance. Ms. Fox informed the board that the Trespass Ordinance before them only applies to county owned and managed properties. She states that county current ordinances pertaining to the parks and natural areas only allowed for ERM and Park officials to issues a citation to people who commit violations but there is nothing preventing violators from

returning. Ms. Fox explained that the proposed ordinance will allow law enforcement officers to issue trespass notices to individuals who committed certain designated offenses; such as, property damage, removal of plant and animal species, harming of wildlife, fire, unpermitted fireworks and the disobeying of posted signs or violating park parks or natural area ordinances three or more times. She went on to explain that Law Enforcement will specify on the trespass notice the park or natural area that the violator will be banned from. Ms. Fox stated that first time offenses will be prohibited from returning for one year, second time violators three years and third time violators ten years. She informed the board that violators will also be given ten days to appeal the trespass notice and granted a hearing before a special master to exercise their right to due process, however the burden of proof will be on the county and anyone found in violation of the trespass notice will be arrested.

There was discussion.

**Motion by Mike Mullaugh and second by Andy Amoroso to support the County's Trespass Ordinance and encourage the municipalities to either adopt the same or similar ordinance to obtain a unified rule throughout the county. Motion passes unanimously.**

**b. PBC Vehicle for Hire Ordinance**

Eugene Reavis, Director of Consumer Affairs provided the board with an overview of the amendments from Vehicle for Hire ordinance that are being proposed; self-certifying, flexibility for advertising, removal of required headquarters in Palm Beach County, modified background check requirements (level 2 background checks now optional) and ordinance is now countywide with an opt out option.

**Motion by Robert Shalhoub and second by Keith James to support the amendments to the County's Vehicle for Hire Ordinance. Motion passes unanimously.**

**c. Infrastructure Surtax Update**

County Administrator Verdenia Baker started by thanking the League board and the municipalities for their support during this process. Ms. Baker provided the board with an update on the Infrastructure Surtax. Ms. Baker informed the board that County Commissioners voted to move forward and start the process to have the surtax question on the ballot. She stated that there were some changes to the distribution percentage [ Municipalities 18.5%, School Board 48%, Economic Development/Cultural Council 4.5%, Economic Incentives 1.5% and County 27.5%] but the proposal of one cent for a maximum of 10 years is the same. Ms. Baker informed the board that the funds for the Cultural Council will be sent to the county and put in a separate interest bearing account. She stated that the revenue received for Economic Incentives will be added to the program already in place for it with no change in the criteria. Ms. Baker explained that her plan is to go back to the county commission with an inter local agreement from 51% of the population made up of cities needed to move forward. She proposed working closely with all partners to come up with one brochure to educate the public on the projects. She concluded by saying that the County Commission has not and will not hire an outside entity to advocate for the surtax.

**Motion by Jerry Taylor and a second by Andy Amoroso directing the Executive Director and League Attorney to work with the County staff on the inter local agreement prior to it being distributed to city attorneys. Motion passed unanimously.**

## **5. Miscellaneous Business**

None

## **6. Committee Report**

### **a. Nominating Committee**

President Pardo informed the board that the nominating committee met and provided the proposed 2016-2017 Board of Directors and Officers. It is as follows: President: Mayor Robert Shalhoub, Lake Clarke Shores; 1st Vice President: Commissioner Keith James, West Palm Beach; 2nd Vice President: Mayor Gail Coniglio; Secretary/Treasurer: Manager Mo Thornton, Atlantis; District 1: Councilmember Bob Gebbia, North Palm Beach; District 2: Councilmember Patti Waller, Palm Springs; District 3: Councilor Robert Gottlieb, South Palm Beach; District 4: Manager Bill Thrasher, Gulf Stream; District 5: Manager Leondrae Camel, South Bay; Large City Rep.: Vice Mayor Jeff Hmara, Royal Palm Beach; Large City Rep.: Councilmember David Levy, Palm Beach Gardens; Large City Rep.: Deputy Mayor Mike Mullaugh, Boca Raton; Large City Rep.: Mayor Jerry Taylor, Boynton Beach; Large City Rep.: Vice Mayor Pro Tem Andy Amoroso, Lake Worth; Large City Rep.: Mayor Anne Gerwig, Wellington; At Large Rep.: Vice Mayor Kimberly Glas-Castro, Lake Park; At Large Rep.: Councilor Ilan Kaufer, Jupiter; Immediate Past President: Council Chair Dawn Pardo, Riviera Beach

### **b. Ocean to Lake Trail Committee**

President Pardo informed the board that the Ocean to Lake Trail committee has two priorities; the first being the C-51 Canal project. She stated that she is proud to say that the Governor has signed the budget which included \$287,000 for the engineering for the project. President Pardo thanked all the municipalities who passed a resolution in support of the C-51 Canal project. President Pardo stated that the second priority of the committee is to look into building a bridge across state road 80 from Loxahatchee Groves to Flying Cow road which would provide a pathway for horses to get from one side to the other.

### **c. NLC Community & Economic Development**

Vice Mayor Pro Tem Andy Amoroso informed the board of the upcoming NLC Conference in Pittsburg in November. He encouraged municipalities that are not a member of the National League of Cities to join, it's very beneficial. Vice Mayor Pro Tem Amoroso reported that the Community & Economic Development committee priorities are municipal bonds, online sales tax and affordable (fair) housing.

### **d. NLC Finance, Administration & Intergovernmental Affairs**

Commissioner Keith James informed the board that at the last FAIR committee meeting there heard presentations regarding infrastructure (NLC will be hosting an Infrastructure Week may 16-23); tax reform; and pensions, which cities should be aware of the general county standards change that will affect everyone's budget.

## **7. President's Report**

None

## **8. Legal Report**

League Attorney Jennifer Ashton informed the board of a case out of Key West where the City banned a tattoo parlor from their historical district. The court ruled that the city restriction was unconstitutional because tattooing is a freedom of expression and is protected by the 1<sup>st</sup> Amendment.

Ms. Ashton informed the board of the Save Calusa Trust vs St. Andrews Holding, where the developer sued claiming Florida’s Marketable Record Title Act is voided and the county was wrong for denying their zoning approval to build on a golf course without having the 75% of the Trust approval. The court found that MRTA extinguished the restrictive zoning covenant.

Ms. Ashton informed the board of Alvey vs North Miami Beach, where the city was sued for approving a re-zoning approval on the basis that there would be financial benefits to the city. The court ruled that the city could not have approved the re-zoning application since they did not follow their own (re)zoning criteria.

**9. Executive Director’s Report**

Executive Director reminded the board that the IG will be sending their proposed budget to the League by the end of the month and will be presenting it at the April meeting.

Mr. Radcliffe informed the board that FLC will be hosting “Planning for & Responding to an Active Shooter in Your Community” in conjunction with the FBI on April 29<sup>th</sup> in Kissimmee.

Mr. Radcliffe reminded the board that the Gala will be on May 18<sup>th</sup> at the Kravis Center.

Mr. Radcliffe informed the board that the April meeting will be in the newly renovated Newcomb Hall at the Riviera Beach Marina. He stated that the annual Elected Officials Workshop will be held following the General membership meeting and encouraged everyone to bring the newly elected officials on their council.

**10. Member Comments**

Mayor David Stewart congratulated everyone who got re-elected.

Mayor Robert Shalhoub reminded the board of the Town of Lake Clarke Shores annual BBQ, Sunday April 3<sup>rd</sup> at noon.

**11. Meeting Announcements: (Mark your calendar)**

- a. Board of Directors Meeting, Riviera Beach Marina.....10 a.m., April 27<sup>th</sup>
- b. General Membership Meeting, Riviera Beach Marina ..... Noon, April 27<sup>th</sup>
- c. Elected Officials Workshop, Riviera Beach Marina.....1 p.m., April 27<sup>th</sup>  
**(RSVP Required)**
- d. Gala Installation, Kravis Center.....11:30 a.m., May 18<sup>th</sup>  
**(RSVP Required)**

**12. Adjournment** - The Board adjourned at 11:30a.m.