

Palm Beach County League of Cities, Inc.
BOARD OF DIRECTORS MEETING
Wednesday, April 24, 2019, at 10:00 am
Sandhill Crane Golf Club
Palm Beach Gardens

MINUTES

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

President Anne Gerwig called the meeting to order at 10:00am. Debbie Manzo called the roll and a quorum was attained.

Board Members present were: Anne Gerwig, Jeff Hmara, Kimberly Glas-Castro, Debbie Manzo, Gail Coniglio (*arrived 10:03*), Patti Waller, Leondrae Camel (*arrived 10:36*), Andy Amoroso, Steven B. Grant, Ilan Kaufer (*arrived 10:02*), Peter Noble, Lawrence Gordon

Absent were: Shirley Johnson (*excused absence*), Michael Brown, Robert Gottlieb

Past Presidents in attendance were: Todd Wodraska, David Stewart, Steve B. Wilson

Absent were: Keith James, Robert Shalhoub, Scott Maxwell, Tom Lynch, Bev Smith

Also in attendance were: Andrew Pelino, PBC Attorney's Office; Aziza Isles, JeRiise Hansen, Richard Radcliffe, PBC League of Cities; League Attorney, Jennifer Ashton and Keith Davis; Chuck Stoddard, Rosemary Rayman and Harry Raucher, Lake Worth Drainage District; Charity Lewis Lois Frankel Office

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

None

3. President's Welcome

President Gerwig welcomed the Board to the Sandhill Crane Golf Club in Palm Beach Gardens. She asked Council Member Maria Marino to give a welcome speech.

4. Consent Agenda

- a. Approval of the Board of Directors Meeting March 20, 2019 Minutes
- b. Approval of the March 2019 Financials

Motion and second to approve the consent agenda. Motion passes unanimously.

5. Miscellaneous Business

- a. Approval of FY 2019-2020 Budget & Municipal and Associate Dues Structure
Executive Director Richard Radcliffe
Informs membership that the dues structure will not increase this upcoming fiscal year.

Motion and second to approve the FY 2019-2020 Budget & Municipal and Associate Dues Structure. Motion passes unanimously.

- b. PBC Tourist Development Council Ordinance
James Brako, County Attorney
Andrew Pelino, Senior Assistant County Attorney
James Brako provided membership an overview of the PBC Tourist Development Council Ordinance's Amendment. The Ordinance's purpose is to clarify the County's regulation of short-term rentals. Due to current litigation involving Hosting Platform/Booking service companies, the County and Tax Collector an amendment to this ordinance is recommended.

Motion and second to not a oppose the proposed amendments of the PBC Tourist Development Council Ordinance Amendment. Motion passes unanimously.

- c. Recommendation to the FLC Board of Directors
Executive Director Richard Radcliffe
The executive director informed the board of the positions available for recommendation to the FLC Board of Directors. The League's Board president has a default position and due to the unforeseen circumstances this will be Jeff Hmara and two more positions are up for recommendation. The nominees were as follows: Steven B. Grant, Andy Amoroso, and Anne Gerwig. The PBC League's board completed a vote, count & recount for their recommendations to the FLC Board of Directors. The final vote results reflected Andy Amoroso & Anne Gerwig with the most votes.

Motion and second to recommend Jeff Hmara, Andy Amoroso, and Anne Gerwig to the FLC Board of Directors. Motion passes unanimously.

6. Special Presentation

None

7. Committee Reports

a. Fire Service Committee:

Chair, Town Manager Deborah Manzo

Town Manager Deborah Manzo gave membership a recap of the Fire Service Committee's meeting that was held on April 22nd at the Town of Lantana Chambers. She stated that the Palm Beach County's new fire chief Reginald Duren attended. One of the topics was the VA Medical Center's transport issues regarding reimbursement and transport. A representative

was there speaking on how jurisdiction would be reimbursed. There are two factors for reimbursement. The first is the patient must have service connected and/or the patient must be on disability. The second factor was the transport must be an emergency. One of the municipality's fire chiefs in attendance's feedback was that there was so much information at the meeting.

b. Infrastructure Surtax Citizens Oversight Committee:

Executive Director Richard Radcliffe

Executive Director Richard Radcliffe provided membership a recap of the ISCO meeting held on April 15th. All the cities on the committee were in compliance and the next meeting will be in August. The details of the annual report for the involved cities are available upon request.

c. FLC Legislative Action Days

President Anne Gerwig

President Anne Gerwig highlighted of the FLC Legislative Action days. One of the major issues was the Tree Trimming Ordinance. She recommends members to listen to the FLC Conference calls held on Mondays for useful information and legislative updates and recommends members to attend the PBC day along with the FLC day. She was able to meet with Senator Lori Berman and Representative David Silvers.

8. Legal Report

League Attorney Jennifer Ashton, Esq.

League Attorney Jennifer Ashton brought the Hillcrest Prop, LLP v. Pasco County case to the board as well as the Florida Attorney General's Address on March 27, 2019. The Hillcrest case focused on federal & state laws regarding land use, and substantive due process rights. Fundamental rights does not include "state created rights." Land use rights, as property rights generally are state-created rights and therefore not fundamental rights, which give rise to a substantive due-process claim.

Florida's Attorney General March 27, 2019 Address focused on whether a county may enact an ordinance conditioning the issuance and renewal of a business tax receipt on compliance with the federal E-verify program. There is no provision within Chapter 205, F.S. that authorizes a county to require compliance with the E-verify program before it will issue a business tax receipt to a business that has paid the tax. Therefore, the Attorney General finished stating that a county may not enact an ordinance requiring persons to comply with E-Verify as a condition of obtaining a business tax receipt.

9. Executive Director’s Report

Executive Director Richard Radcliffe

Executive Director Richard Radcliffe gave a recap of the Commission on Ethics meeting on April 9th in the League office with the staff from the PBC Commission on Ethics, County Attorney’s office, and the PBC League of Cities. The meeting involved a look at the PBC Code of Ethics Ordinance and discussed possible changes to it. He goes onto mention upcoming events such as our Installation Banquet on May 22nd and to contact the League office for tickets. The next general membership meeting will be in June in Royal Palm Beach for the Past President’s lunch. Finally, he mentions the Elected Officials Workshop after the general membership meeting and encourages newly elected officials to attend if possible.

10. Member Comments

Vice Mayor Lawrence Gordon asked if the county would assist the smaller cities regarding the ADA compliance for municipal websites.

Mayor Steve B. Wilson asks if Brian Masts going to speak on the lowering the water levels of Lake Okeechobee.

11. Meeting Announcements: (Mark your Calendar)

- a. Elected Officials Workshop, Sandhill Crane, Palm Beach Gardens.....1:00 p.m., April 24th
- b. Installation Banquet, Kravis Center, Cohen Pavilion, West Palm Beach..... 11:30 a.m., May 22nd
- c. Board of Directors Meeting, Royal Palm Beach Cultural Center 10:00 a.m., June 26th
- d. General Membership Meeting, Royal Palm Beach Cultural Center 12:00 p.m., June 26th

(RSVP Required for all events)

12. Adjournment-

The Board adjourned at 11:35 a.m.