

Palm Beach County League of Cities, Inc.
BOARD OF DIRECTORS MEETING
Wednesday, August 26, 2015 at 10:00 a.m.
Royal Palm Beach Cultural Center

MINUTES

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

President Dawn Pardo called the meeting to order at 10:06 a.m. Secretary Mo Thornton called the roll and a quorum was attained.

Board members present were: Dawn Pardo, Robert Shalhoub, Keith James, Mo Thornton, Robert Gebbia, Jerry Beavers, Bill Thrasher, Allie Biggs (*arrived 10:18*), Jerry Taylor, David Levy, Jeff Hmara, Matt Willhite, Gail Coniglio and Steve Wilson. **Absent were:** Robert Gottlieb, Mike Mullaugh, Andy Amoroso and Kimberly Glas-Castro.

Past Presidents in attendance were: Scott Maxwell, Todd Wodraska (*arrived 10:25*), and David Stewart.

Also in attendance were; Laura Corry and Gary Colecchio, South Florida Water Management District; Ramsay Bulkeley, PBC Code Enforcement; Lenny Berger, PBC Attorney; Jon Van Arnam, PBC Assistant Administrator; Councilmember Michael Jawdy, Glen Ridge; Captain Thomas Mitchell, Delray Police Department; Helene Hvizd, PBC Attorney; Kelli White and Erin Giannotti and Lesley Shriberg, Palm Beach Sheriff Office; Chuck Stoddard; Leondrae Camel, South Palm Beach Manager; Ana Yeskey, IPARC; Bonnie Conrad, Area Agency on Aging; Jim Brako, PBC Attorney; Eugene Reavis, PBC Consumer Affairs; League Counsel Trela White, Jack Rice and Keith Davis, 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: Miscellaneous Business 5e: PBC Curbstoning Ordinance

3. Consent Agenda

- a. Minutes of Board Meeting, July 22, 2015
- b. Financials July 2015
- c. Re-appointments to the Advisory Boundary Committee
Commissioner Allie Biggs, Pahokee
Stephen Waldman
- d. New Member Application – 211 Palm Beach/ Treasure Coast, Inc.
- e. New Member Application – Jones, Edmunds & Associates, Inc.

Motion by Robert Shalhoub and second by Keith James to approve the consent agenda. Motion carries unanimously.

4. Special Presentations

None

5. Miscellaneous Business

a. AOI/By-Laws Changes

Executive Director Richard Radcliffe reminded the board that at their June meeting they approved the changes to the Articles of Incorporations and By-Laws. He stated that a copy of the proposed changes were sent out to the membership and that no feedback (for or against) was received. Mr. Radcliffe informed the board that at today's General Membership meeting the membership will vote to adopt the changes.

b. Modifications to the Commission on Ethics Ordinances

County Attorney Lenny Berger informed the board that the Ethics Drafting Committee meet regarding three issues: expanding the definition of a "vendor", clarification to the reporting of the gift law report and the addition of public hearing officers and public hearing procedures for complaints filed. Mr. Berger stated that the committee approved the last two (clarification for gift law report filing and public hearing officers and procedures) but denied expanding the definition of a "vendor". Mr. Berger concluded by informing the board that the changes to the proposed ordinances will go before the PBC Board of County Commissioners for a preliminary reading on Tuesday September 1st and if it passes the final hearing will be on Tuesday September 22nd.

Motion by Robert Shalhoub and second Mo Thornton to vote "no objection" to the proposed changes to the Commission on Ethics Ordinances. Motion carries unanimously.

c. PBC Human Trafficking Ordinance

County Attorney Jim Brako informed the board of the Palm Beach County Human Trafficking Ordinance which was passed by the County Commissioners on July 21st. He stated that the ordinance mimics the state statute requiring certain notices be posted in certain establishments, for example strip clubs. Mr. Brako stated that the ordinance only applies to unincorporated Palm Beach County and municipalities have an opt-in provision. He stated that the ordinance will become effective January 1st.

Motion by Robert Shalhoub and second by Keith James to vote "no objection" to the Palm Beach County Human Trafficking Ordinance. Motion carries unanimously.

d. PBC Home Caregiver Ordinance

County Attorney Helene Hvizd along with Palm Beach Sheriff Detectives Kelli White and Erin Gianotti took turns informing the board of the exploitation that many elderly are experiencing by their caregiver. Detective White explained that the caregivers are embedding themselves into the lives of the elderly by paying their bills; something so simply gives them access to their bank accounts. Detective White went on to say that the caregiver then seeks power of attorney and to become a healthcare surrogate all the while possibly alienating them from their family. Detective Erin concluded by saying that requiring all home caregivers to be licenses will make it easier to stop and possibly eliminate the exploitation of the elderly.

Motion by Robert Shalhoub and second by Keith James to vote "no objection" to the Palm Beach County Home Caregiver Ordinance. Motion carries unanimously.

e. PBC Curbstoning Ordinance

Palm Beach County Code Enforcement Director Ramsay Bulkeley informed the membership that the county passed an ordinance making it illegal for vehicles for sale to be left on a public right

away or public easement. He stated that the ordinance is similar to that of the state statute for the issue. Mr. Bulkeley stated that with the ordinance in place they can have the car towed immediately and that will be a \$500 penalty (along with the towing/storage fees). The owner of the car must also be able to prove that the car is registered. Mr. Bulkeley concluded by saying that the ordinance will only be enforced in unincorporated Palm Beach County but that the municipalities can opt-it, which he suggest since it has been shown that after being “pushed” out of the unincorporated area that then they move to the incorporated areas.

6. Committee Report

a. FLC Legislative Committee

Mayor Robert Shalhoub informed the board of the Florida League of Cities Legislative Policies: Water Quality & Quantity, Sea Level Rise, Local Communication Services Tax Protection, Local Business Tax Protection, Public-Private Partnerships, Impact Fees, Relocation of Utilities, Transportation Funding, Public Records and Vacation Rentals.

b. League Fire Service Committee

Executive Director Richard Radcliffe updated the board on the progress of the Fire Service Committee. He informed the board that at the last meeting the group received good news from Chief Collins, who stated that he is anticipating a 10th of a mil reduction in fire rescue mileage in the near future. Mr. Radcliffe informed the board that the PBCFR is working on a strategic plan which will be presented to the group at its next meeting along with the contract, which is currently in negotiations. Mr. Radcliffe stated that the group doing an independent study to look for best practices, which Chief Collins also agreed upon.

c. Vehicle for Hire Committee

Captain Mitchell reported to the board that at the County Commissioners last meeting they decided to do away with the level 2 background check, which is done thru fingerprints, and only require a level 1 background check for all Vehicle for Hire. He requested direction from the board.

There was discussion.

Motion by Robert Shalhoub and second David Levy instructing staff to write a letter informing the Board of County Commissioners of the League’s position on having a Level 2 background check. Motion carries unanimously.

7. President’s Report

President Pardo informed the board of a county ordinance banning floating barges. She stated that it is a problem for many of the inter-coastal communities, when the barges become loose and move. President Pardo stated that it did pass on first reading and will be brought back before the County Commissioners. President Pardo stated that she did have good news regarding the derelict vessels in the lagoon; the county approved the allocation of \$20,000.00 a year to the Lagoon Keepers to rid the lagoon of the vessels.

8. Legal Report

League Attorney Trela White informed the board of a Fair Housing case in Texas regarding the disparate impact theory of liability, where a defendant may be liable for discriminating against a protected class when a rule, policy or practice that is not discriminatory on its face and not motivated by discriminatory purpose has a differential impact on any of the seven protected classes.

Ms. White provided the board with an update of the red light camera case.

Ms. White informed the board that the Florida League of Cities was granted amicus curiae (friend of the court) status.

9. Executive Director’s Report

Executive Director Richard Radcliffe informed the board that the September meeting will be at the Tequesta Country Club and that RSVP is required.

Mr. Radcliffe informed the board that new County Administrator Verdenia Baker will be a presenter at the September meeting to discuss the ½ cent penny sales tax.

Mr. Radcliffe brought up the discussion of having nightly meeting.

Motion by Mo Thornton and second to not have nightly meetings. Motion carried unanimously.

Mr. Radcliffe informed the board that 81 Palm Beach County members attended with Belle Glade, Hypoluxo and Highland having their entire council in attendance.

10. Member Comments

None

11. Meeting Announcements: (Mark your calendar)

- a. Board of Directors, Tequesta Country Club.....10 a.m., Sep. 30th
- b. General Membership Meeting, Tequesta Country Club.....Noon, Sep. 30th

12. Adjournment - The Board adjourned at 11:34a.m.