

**Palm Beach County League of Cities
GENERAL MEMBERSHIP MEETING
Wednesday, January 23, 2019
Palm Beach International Equestrian Center
Wellington**

MINUTES

1. Call to Order, Invocation and Flag Salute

President Anne Gerwig called the meeting to order at 12:02 p.m.

Vice Mayor Kim Glas-Castro of Town of Lake Park gave the invocation.

President Gerwig led the membership in the Pledge of Allegiance flag salute.

2. Roll Call Cities, Introductions and Welcomes

Debbie Manzo called the roll and a quorum was attained.

Cities represented were: Belle Glade, Boynton Beach, Briny Breezes, Cloud Lake, Delray Beach, Glen Ridge, Greenacres, Gulf Stream, Haverhill, Hypoluxo, Jupiter, Jupiter Inlet Colony, Lake Park, Lake Worth, Lantana, Manalapan, North Palm Beach, Ocean Ridge, Pahokee, Palm Beach, Palm Beach Gardens, Palm Springs, Riviera Beach, Royal Palm Beach, South Bay, South Palm Beach, Tequesta, Wellington, West Palm Beach

Absent were: Atlantis, Boca Raton, Golf, Highland Beach, Juno Beach, Loxahatchee Groves, Mangonia Park, Palm Beach Shores

a. Introduce Hosts for welcome:

President Anne Gerwig welcomes the membership and introduces Mark Bellissimo as the host.

b. Recognize the Legislative Staff in attendance:

President Anne Gerwig recognized representatives from Congresswoman Lois Frankel's Office, Senator Lori Berman's Office, Representative Matt Willhite's Office, Representative David Silvers Office, Representative Tina Polsky's Office and Representative Melissa Mckinlay's Office.

3. Additions, Deletions and Modifications to the Agenda

Addition: Miscellaneous Business

5b) Appointment to the Issues Forum Executive Committee

Motion and second to accept addition to the Agenda. Motion carried unanimously.

4. Consent Agenda

- a. Approval of the November 28, 2018 Meeting Minutes

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

5. Miscellaneous Business

- a. Ratification of the Palm Beach County Right-of-Way Permitting Ordinance

Motion and second for no objection to the ratification of the Palm Beach County Right-of-Way Permitting Ordinance. Motion carried unanimously.

- b. Ratification of the Appointment of Jeff Hmara, Vice President, to the Issues Forum Executive Committee

Motion and second to approve the ratification of the Appointment of Jeff Hmara to the Issues Forum Executive Committee. Motion carried unanimously.

6. Legal Report

League Attorney Jennifer Ashton, Esq.

League Attorney Jennifer Ashton brought one case and two attorney general opinions before the membership to keep in mind if they are approached with similar cases within their municipalities. In the *Vale v. Palm Beach County* case the appellants purchased homes in a planned unit development adjacent to a golf course that they did not legally own. After the golf course failed, its owner attempted to rezone the property for residential development. The appellants sued the county for damages under the Bert J. Harris Private Property Rights Protection Act alleging the zoning approval inordinately burdened their properties in that it diminished property value. The Act defines a “property owner” as “the person who holds legal title to the real property that is the subject of and directly impacted by the action of a governmental entity.” Therefore, the appellants did not have a winning case. The Florida Attorney General’s Opinion from December 21, 2018 regarding Municipalities, Vacation Rentals & Dwelling Units was that a “sleeping facility,” without more such as a permanent area for food preparation, is not a “house or dwelling unit” sufficient to constitute a “vacation rental” under §509.242(1) (c). The Florida Attorney General on January 7, 2019 addressed whether an advisory group formed by a Mayor is subject to the public meetings law (Sunshine Law). Advisory groups appointed by a single public official are not immunized from the public meetings requirements. The nature of their functions, rather than the manner of their appointment, must be scrutinized to determine whether the Sunshine Law applies.

7. Executive Director’s Report

Executive Director Richard Radcliffe

The Executive Director Richard Radcliffe mentions to the membership the nomination form for the Board of Directors. He highlighted the Elected Officials workshop in Palm Beach Gardens on April 24th and asked membership if they have suggestions for topics to contact our office. Also, Gary

Resnick with the National League of Cities will return to speak at next month General Membership meeting at the Atlantis Country Club. In conclusion, an announcement about the FLC’s preparation for the legislation session and a conference call will be held on February 1st as well as a webinar on February 28th.

8. President’s Report

President Gerwig stated that policy committee work is hard but necessary and the number one priority was the CRAs. She went onto recognize the visiting fellow council members and Village staff in attendance.

9. Presentation

- a. Forecast for the Legislative Session
Scott Dudley, Legislative Director of the Florida League of Cities
Scott Dudley highlighted the priority issues that may affect local municipalities such as Communications Services Tax Protection, CRAs, Water supply & Water Quality, Transportation Funding, and Short-Term Rentals. The Florida League of Cities is attempting to build a resourceful database to assist municipalities. He also spoke about transportation funding which includes public transit, construction, etc. Scott concluded his presentation with key dates of upcoming meetings/events with the Florida League of Cities.

10. Member Comments

None

11. Meeting Announcements

- a. Texting and Public Records, What You Need to Know, Jay Daigneault January 23rd
- b. Fast Fly-In, Washington D.C.February 12-13th
- c. Board of Directors Meeting, Atlantis Country Club, Atlantis (District 3 Small Cities: Atlantis, Golf, Hypoluxo, Lantana, Manalapan, South Palm Beach)..... 10:00 a.m., February 27th
- d. General Membership Meeting, Atlantis Country Club, Atlantis (District 3 Small Cities: Atlantis, Golf, Hypoluxo, Lantana, Manalapan, South Palm Beach)..... Noon, February 27th
(RSVP REQUIRED for all events)

12. Adjournment- The meeting was adjourned at 12:56 pm.

Stay after the meeting for the Best Practices Seminar:

Texting and Public Records, “What You Need to Know”Jay Daigneault