



## CITY OF BOYNTON BEACH SPECIAL MEETING

**DATE: Wednesday, October 31, 2018**

**TIME: 6:00 PM**

**PLACE: Intracoastal Park Clubhouse 2240 N. Federal Highway**

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### **1. AGENDA ITEMS**

- A. Call to Order - Mayor Steven B. Grant

Invocation

Pledge of Allegiance to the Flag led by Commissioner Casello

Roll Call

Agenda Approval:

1. Additions, Deletions, Corrections
2. Adoption

- B. **PROPOSED ORDINANCE NO. 18-031 - SECOND READING** - City Commission to consider amending Part II, Chapter 2, Article I of the Code of Ordinances to create a new subsection prohibiting board member advocacy and lobbying.

### **2. ADJOURN**

**The Board may only conduct public business after a quorum has been established. If no quorum is established within twenty minutes of the noticed start time of the meeting the City Clerk or her designee will so note the failure to establish a quorum and the meeting shall be concluded. Board members may not participate further even when purportedly acting in an informal capacity.**

### **NOTICE**

**NOTICE IF A PERSON DECIDES TO APPEAL ANY DECISION MADE BY THE CITY COMMISSION WITH RESPECT TO ANY MATTER CONSIDERED AT THIS MEETING, HE/SHE WILL NEED A RECORD OF THE PROCEEDINGS AND, FOR SUCH PURPOSE, HE/SHE MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDING IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED. (F.S. 286.0105)**

**THE CITY SHALL FURNISH APPROPRIATE AUXILIARY AIDS AND SERVICES WHERE NECESSARY TO AFFORD AN INDIVIDUAL WITH A DISABILITY AN EQUAL OPPORTUNITY TO PARTICIPATE IN AND ENJOY THE BENEFITS OF A SERVICE, PROGRAM, OR ACTIVITY CONDUCTED BY THE CITY. PLEASE CONTACT THE**

**CITY CLERK'S OFFICE, (561) 742-6060 OR (TTY) 1-800-955-8771, AT LEAST 48 HOURS PRIOR TO THE PROGRAM OR ACTIVITY IN ORDER FOR THE CITY TO REASONABLY ACCOMMODATE YOUR REQUEST. ADDITIONAL AGENDA ITEMS MAY BE ADDED SUBSEQUENT TO THE PUBLICATION OF THE AGENDA ON THE CITY'S WEB SITE. INFORMATION REGARDING ITEMS ADDED TO THE AGENDA AFTER IT IS PUBLISHED ON THE CITY'S WEB SITE CAN BE OBTAINED FROM THE OFFICE OF THE CITY CLERK.**



## **CITY OF BOYNTON BEACH AGENDA ITEM REQUEST FORM**

### **REQUESTED ACTION BY COMMISSION:**

Call to Order - Mayor Steven B. Grant

Invocation

Pledge of Allegiance to the Flag led by Commissioner Casello

Roll Call

Agenda Approval:

1. Additions, Deletions, Corrections
2. Adoption

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### **EXPLANATION OF REQUEST:**

**HOW WILL THIS AFFECT CITY PROGRAMS OR SERVICES?**

**FISCAL IMPACT:**

**ALTERNATIVES:**

**STRATEGIC PLAN:**

**STRATEGIC PLAN APPLICATION:**

**CLIMATE ACTION:**

**CLIMATE ACTION DISCUSSION:**

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**Is this a grant?**

**Grant Amount:**

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## CITY OF BOYNTON BEACH AGENDA ITEM REQUEST FORM

**REQUESTED ACTION BY COMMISSION: PROPOSED ORDINANCE NO. 18-031 - SECOND READING** - City Commission to consider amending Part II, Chapter 2, Article I of the Code of Ordinances to create a new subsection prohibiting board member advocacy and lobbying.

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**EXPLANATION OF REQUEST:**

Commissioner Casello requested to discuss the topic of prohibiting board members from engaging in advocacy or lobbying City staff, City Commission, CRA Board on matters that come before that board that the member serves. At the October 2, 2018 City Commission meeting the Commission directed that the Ordinance be presented for consideration.

**HOW WILL THIS AFFECT CITY PROGRAMS OR SERVICES?** N/A

**FISCAL IMPACT:** None

**ALTERNATIVES:** Do not approve Ordinance

**STRATEGIC PLAN:**

**STRATEGIC PLAN APPLICATION:**

**CLIMATE ACTION:** No

**CLIMATE ACTION DISCUSSION:**

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**Is this a grant?** No

**Grant Amount:**

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**ATTACHMENTS:**

Type	Description
<input type="checkbox"/> Ordinance	Ordinance prohibiting board member lobbying

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- b) For purposes of this section the terms “lobbying” and “lobbyist” have the same meaning as set forth in the Palm Beach County Code of Ethics.
- c) The prohibitions and penalties set forth in this section are supplemental to the lobbying prohibitions and penalties set forth in the Palm Beach County Code of Ethics.
- ~~d) A City Board Member may not advocate privately or publicly with a City staff member, member of the City Administration, member of the City Commission or the Commission as a whole, CRA staff member, member of the Community Redevelopment Board or the CRA Board as a whole, for or against the interest of an individual, partnership, corporation, or other business entity which has an application, request, or any other matter pending for review or approval with the City when the matter has come before the Board on which the Board Member sits or it is reasonably foreseeable that the matter will come before the Board.~~
- ~~e)~~ d) A Board Member may not speak at a City Commission meeting or CRA meeting on any matter which has been before the Member’s Board or is reasonably expected to come before the Member’s Board unless:
1. A Member of the City Commission requests that the Board Member answer questions regarding the Board’s action; or,
  2. The Member’s Board has voted in the affirmative to request that the Board Member address the City Commission.
- ~~f)~~ e) Violation of the rules set forth in this Section constitutes grounds for removal of a Board Member by the City Commission, following notice and opportunity to be heard.
- ~~g)~~ f) A City Board Member is prohibited from acting as a lobbyist, as that term is defined by the Palm Beach County Code of Ethics, if the subject of the Member’s lobbying activity may foreseeably be presented for consideration to a City advisory board, the City Commissioners or CRA Board.

70 **h)g) In addition to any penalties provided for in the Palm Beach County Code**  
71 **of Ethics, a violation of the prohibits set forth in this section is grounds for removal**  
72 **by the City Commission of the Board member from the City Board(s) to which the**  
73 **Board Member has been appointed.**  
74

75 **Section 3.** All Ordinances or parts of Ordinances, Resolutions or parts of Resolutions  
76 in conflict herewith be and the same are hereby repealed to the extent of such conflict.

77 **Section 4.** If any clause, section, or other part or application of this Ordinance shall be  
78 held by any court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional  
79 or invalid part or application shall be considered as eliminated and so not affecting the validity of  
80 the remaining portions or applications remaining in full force and effect.

81 **Section 5.** This Ordinance shall become effective on passage.  
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83 **FIRST READING** this 16th day of October, 2018.  
84

85 **SECOND, FINAL READING AND PASSAGE** this \_\_\_\_ day of  
86 \_\_\_\_\_, 2018.

87  
88 CITY OF BOYNTON BEACH, FLORIDA

89		YES	NO
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92	Mayor – Steven B. Grant	_____	_____
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94	Vice Mayor – Christina L. Romelus	_____	_____
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96	Commissioner – Mack McCray	_____	_____
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98	Commissioner – Justin Katz	_____	_____
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100	Commissioner – Joe Casello	_____	_____
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102	VOTE	_____	

103 ATTEST:

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106 \_\_\_\_\_  
107 Judith A. Pyle, CMC  
108 City Clerk

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110 (Corporate Seal)