



The City of **Boynton Beach**

City Commission Agenda

Tuesday, January 13, 2015, 5:45 PM

City Hall in Commission Chambers

100 E. Boynton Beach Blvd., Boynton Beach, FL 33435

Special City Commission Meeting

Boynton Beach City Commission

Mayor Jerry Taylor (At Large)

Vice Mayor Joe Casello (District IV)

Commissioner David T. Merker (District I)

Commissioner Mack McCray (District II)

Commissioner Michael M. Fitzpatrick (District III)

Lori LaVerriere, City Manager

James Cherof, City Attorney

Janet M. Prainito, City Clerk

MISSION

**To create a sustainable community by providing exceptional
municipal services, in a financially responsible manner.**

America's Gateway to the Gulfstream



www.boynton-beach.org

WELCOME
Thank you for attending the City Commission Meeting

**GENERAL RULES & PROCEDURES FOR PUBLIC PARTICIPATION AT
CITY OF BOYNTON BEACH COMMISSION MEETINGS**

THE AGENDA:

There is an official agenda for every meeting of the City Commissioners, which determines the order of business conducted at the meeting. The City Commission will not take action upon any matter, proposal, or item of business, which is not listed upon the official agenda, unless a majority of the Commission has first consented to the presentation for consideration and action.

- **Consent Agenda Items:** These are items which the Commission does not need to discuss individually and which are voted on as a group.
- **Regular Agenda Items:** These are items which the Commission will discuss individually in the order listed on the agenda.
- **Voice Vote:** A voice vote by the Commission indicates approval of the agenda item. This can be by either a regular voice vote with "Ayes & Nays" or by a roll call vote.

SPEAKING AT COMMISSION MEETINGS:

The public is encouraged to offer comment to the Commission at their meetings during Public Hearings, Public Audience, and on any regular agenda item, as hereinafter described.

City Commission meetings are business meetings and, as such, the Commission retains the right to impose time limits on the discussion on an issue.

- **Public Hearings:** Any citizen may speak on an official agenda item under the section entitled "Public Hearings."
- **Public Audience:** Any citizen may be heard concerning any matter within the scope of the jurisdiction of the Commission - Time Limit - Three (3) Minutes
- **Regular Agenda Items:** Any citizen may speak on any official agenda item(s) listed on the agenda after a motion has been made and properly seconded, with the exception of Consent Agenda Items that have not been pulled for separate vote, reports, presentations and first reading of Ordinances - Time Limit - Three (3) minutes

ADDRESSING THE COMMISSION:

When addressing the Commission, please step up to either podium and state, for the record, your name and address.

DECORUM:

Any person who disputes the meeting while addressing the Commission may be ordered by the presiding officer to cease further comments and/or to step down from the podium. Failure to discontinue comments or step down when so ordered shall be treated as a continuing disruption of the public meeting. An order by the presiding officer issued to control the decorum of the meeting is binding, unless over-ruled by the majority vote of the Commission members present.

Please turn off all pagers and cellular phones in the City Commission Chambers while the City Commission Meeting is in session.

City Commission meetings are held in the Boynton Beach City Commission Chambers, 100 East Boynton Beach Boulevard, Boynton Beach. All regular meetings are held typically on the first and third Tuesdays of every month, starting at 6:30 p.m. (Please check the Agenda Schedule - some meetings have been moved due to Holidays/Election Day).

1. OPENINGS

- A. Call to Order - Mayor Jerry Taylor
Invocation
Pledge of Allegiance to the Flag led by Commissioner Fitzpatrick

Agenda Approval:

- 1. Additions, Deletions, Corrections
- 2. Adoption

2. OTHER

- A. Discussion of January 20, 2015 Commission travel to Tallahassee for the Legislative Committee Day on January 21, 2015.
- B. Hold a closed-door session of the City Commission at 5:45 p.m. on January 13, 2015, to discuss pending litigation in the case of Barrey Griffiths, Plaintiff vs. City of Boynton Beach - Case No. 2013CA009874AA

3. ANNOUNCEMENTS, COMMUNITY & SPECIAL EVENTS & PRESENTATIONS

4. PUBLIC AUDIENCE

INDIVIDUAL SPEAKERS WILL BE LIMITED TO 3 MINUTE PRESENTATIONS (at the discretion of the Chair, this 3 minute allowance may need to be adjusted depending on the level of business coming before the City Commission)

5. ADMINISTRATIVE

- A. None

6. CONSENT AGENDA

Matters in this section of the Agenda are proposed and recommended by the City Manager for "Consent Agenda" approval of the action indicated in each item, with all of the accompanying material to become a part of the Public Record and subject to staff comments

- A. None

7. BIDS AND PURCHASES OVER \$100,000 - None

8. CODE COMPLIANCE and LEGAL SETTLEMENTS - None

9. PUBLIC HEARING

7 P.M. OR AS SOON THEREAFTER AS THE AGENDA PERMITS

The City Commission will conduct these public hearings in its dual capacity as Local Planning Agency and City Commission.

- A. None

10. CITY MANAGER'S REPORT - None

11. UNFINISHED BUSINESS - None

12. NEW BUSINESS - None

13. LEGAL - None

14. FUTURE AGENDA ITEMS - None

15. ADJOURNMENT

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 AT LEAST TWENTY-FOUR 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

COMMISSION MEETING DATE: 1/13/2015

REQUESTED ACTION BY COMMISSION: Discussion of January 20, 2015 Commission travel to Tallahassee for the Legislative Committee Day on January 21, 2015.

EXPLANATION OF REQUEST:

HOW WILL THIS AFFECT CITY PROGRAMS OR SERVICES?

FISCAL IMPACT: Budgeted

ALTERNATIVES:

STRATEGIC PLAN:

STRATEGIC PLAN APPLICATION:

CLIMATE ACTION:

CLIMATE ACTION DISCUSSION:

Is this a grant?

Grant Amount:

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Pyle, Judith	Approved	1/9/2015 - 3:36 PM
Finance	Howard, Tim	Approved	1/9/2015 - 3:40 PM
City Manager	LaVerriere, Lori	Approved	1/9/2015 - 3:43 PM



CITY OF BOYNTON BEACH AGENDA ITEM REQUEST FORM

COMMISSION MEETING DATE: 1/13/2015

REQUESTED ACTION BY COMMISSION: Hold a closed-door session of the City Commission at 5:45 p.m. on January 13, 2015, to discuss pending litigation in the case of Barrey Griffiths, Plaintiff vs. City of Boynton Beach - Case No. 2013CA009874AA

EXPLANATION OF REQUEST:

On December 6, 2015 the Commission agreed to hold a closed-door session on the case of Griffiths vs. City of Boynton Beach. In attendance will be Jim Cherof, City Attorney, along with Shana Bridgeman, Esquire, Special Counsel Benjamin Bedard and/or Danna Clement and the City Manager Lori LaVerriere along with the Mayor and City Commission.

The Special City Commission Meeting will convene at 5:45 p.m. and recess to the closed-door session, then reconvene the Special City Commission meeting and adjourn.

HOW WILL THIS AFFECT CITY PROGRAMS OR SERVICES?

FISCAL IMPACT: Non-budgeted

ALTERNATIVES:

STRATEGIC PLAN:

STRATEGIC PLAN APPLICATION:

CLIMATE ACTION: No

CLIMATE ACTION DISCUSSION:

Is this a grant? No

Grant Amount:

ATTACHMENTS:

Type	Description
<input type="checkbox"/> Memo	Memo - Request for closed door session

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Pyle, Judith	Approved	1/9/2015 - 3:35 PM
Finance	Pyle, Judith	Approved	1/9/2015 - 3:35 PM
City Manager	LaVerriere, Lori	Approved	1/9/2015 - 3:43 PM

CITY OF BOYNTON BEACH

City Attorney's Office MEMORANDUM

TO: Honorable Mayor and City Commission
Lori LaVerriere, City Manager

FROM: James A. Cherof, City Attorney
Shana Bridgeman, Assistant City Attorney

DATE: December 17, 2014

RE: Request for Private Attorney-Client Session

Pursuant to Section 286.011(8), Florida Statutes, I am requesting a private attorney-client session of the City Commission to discuss pending litigation in the following case:

1. Barrey Griffiths, Plaintiff vs. CITY OF BOYNTON BEACH,
Defendant – Case No. 2014CA009874 Division AA

I will be in attendance along with Shana Bridgeman, Esquire, Special Counsel Benjamin Bedard and/or Danna Clement and the City Manager Lori LaVerriere. We will need approximately 45 minutes. The time and date of the private attorney-client session will be set at the January 6, 2015 City Commission meeting.

JAC/lms