

MARCH 25, 2010

DELRAY BEACH CITY COMMISSION
ANNUAL ORGANIZATIONAL MEETING

(1) Call to Order/Roll Call.

The annual Organizational Meeting of the City Commission of the City of Delray Beach, Florida was called to order by Mayor Nelson S. McDuffie in the Commission Chambers at City Hall at 6:00 p.m. on Thursday, March 25, 2010.

Roll call showed:

Commissioner Gary Eliopoulos
Commissioner Fred B. Fetzer
Commissioner Adam Frankel
Commissioner Angeleta E. Gray
Mayor Nelson S. "Woodie" McDuffie

Absent: None

Also present were:

David T. Harden, City Manager
Brian Shutt, City Attorney
Chevelle D. Nubin, City Clerk

(2) The Pledge of Allegiance to the Flag was given.

(3) Oath of Office administered to Newly-Elected City Commission Members.

The City Clerk administered the Oath of Office to Commissioner Fred B. Fetzer (Seat #2), and Commissioner Angeleta E. Gray (Seat #4).

(4) Roll Call Newly Sworn-In Commission.

The City Clerk called the roll of the Commission after newly-elected City Commission Members were sworn in.

Roll call showed:

Commissioner Gary Eliopoulos
Commissioner Fred B. Fetzer
Commissioner Adam Frankel
Commissioner Angeleta E. Gray
Mayor Nelson S. "Woodie" McDuffie

Absent: None

(5) Selection of Vice-Mayor (for the term March 25, 2010 through March 31, 2011).

Commissioner Eliopoulos moved to appoint Commissioner Frankel as Vice-Mayor of the City of Delray Beach for the term March 25, 2010 through March 31, 2011, seconded by Commissioner Fetzer. Upon roll call the Commission voted as follows: Commissioner Fetzer – Yes; Commissioner Frankel – Yes; Commissioner Gray– Yes; Mayor McDuffie – Yes; Commissioner Eliopoulos – Yes. Said motion passed with a 5 to 0 vote.

(6) Selection of Deputy Vice-Mayor (for the term March 25, 2010 through March 31, 2011).

Commissioner Fetzer moved to appoint Commissioner Gray as Deputy Vice-Mayor of the City of Delray Beach for the term March 25, 2010 through March 31, 2011, seconded by Commissioner Eliopoulos. Upon roll call, the Commission voted as follows: Commissioner Frankel – Yes; Commissioner Gray – Yes; Mayor McDuffie – Yes; Commissioner Eliopoulos – Yes; Commissioner Fetzer – Yes. Said motion passed with a 5 to 0 vote.

(7) Review and Acceptance of regularly scheduled City Commission Meeting dates for the period April 2010 through March 2011.

Commissioner Frankel noted that in April 2011, the second regular meeting for the month (April 19, 2011) will fall on Passover. The City Manager stated staff will make note of that. In addition, it was the consensus of the Commission to change the dates for May 2010 to May 11, 2010, May 18, 2010 and May 25, 2010 due to some Commission members possibly being absent for May 4, 2010.

(8) Establish a date for the 2010 Goal Setting Session.

Commission discussed the scheduling of the 2010 Goal Setting Session with Lyle Sumek and asked staff to try to cut costs.

Commissioner Fetzer moved to approve the 2010 Goal Setting Date as Tuesday, April 20, 2010, seconded by Commissioner Eliopoulos. Upon roll call, the Commission voted as follows: Commissioner Gray – Yes; Mayor McDuffie – Yes; Commissioner Eliopoulos – Yes; Commissioner Fetzer – Yes; Commissioner Frankel – Yes. Said motion passed with a 5 to 0 vote.

(9) Review and Adoption of Rules of Procedure - Delray Beach City Commission (Local Rules).

Commissioner Frankel moved to adopt the Rules of Procedure as presented, seconded by Commissioner Gray. Upon roll call the Commission voted as follows: Mayor McDuffie – Yes; Commissioner Eliopoulos – Yes; Commissioner Fetzer – Yes; Commissioner Frankel – Yes; Commissioner Gray – Yes. Said motion passed with a 5 to 0 vote.

(10) Review and Adoption of Procedures for Quasi-Judicial Hearings.

Commissioner Fetzer moved to adopt the procedures for Quasi-Judicial Hearings, seconded by Commissioner Eliopoulos. Upon roll call the Commission voted as follows: Commissioner Eliopoulos – Yes; Commissioner Fetzer – Yes; Commissioner Frankel – Yes; Commissioner Gray – Yes; Mayor McDuffie – Yes. Said motion passed with a 5 to 0 vote.

(11) Review of City Commission Liaison Appointments to various Advisory Boards and outside agencies.

Commission reviewed the assigned liaisons from Boards and Outside Agencies and amended the liaison appointments. A copy of the amended assignments is attached as part of the minutes.

(12) Consideration of Request from Downtown Development Authority.

David T. Harden, City Manager, stated there is a letter and an expanded proposal from the Downtown Development Authority (DDA).

Commissioner Fetzer stated this has been a tough issue and he has spoken with representatives of all four groups to get their input. He stated we should not want to do anything to hurt the success we have had with downtown. He stated there are some structural problems with the organization that need to be addressed. He discussed the number of votes that each member gets as well as the vote process. He would prefer to see a more equal weighting regarding the number of votes. He stated we have to find a way to reach a compromise. He is concerned that we are approaching Mrs. Marjorie Ferrer's contract extension date. He discussed certain events that we have coming up and stated that the timing of all of this is very critical and we need to get some decisions made very quickly.

He thinks that there should be some changes made in the way the board interacts with Mrs. Ferrer and we need to be fair with her. He went on to discuss the evaluations and results that have been accomplished. He suggested we implement the chambers' plan with the Downtown Marketing Cooperative (DMC) and extend Mrs. Ferrer's contract through the end of the year. In addition, Mr. Fetzer suggested we set out clear goals of what they want as far as changes, give a period of transition to make those changes and make it fair for Mrs. Ferrer.

If they cannot agree on that, go to the plan proposed by the DDA (Plan A) in which they would become responsible for the downtown events. He is very eager to bring this to closure. He stated we need to set a time certain of April 15, 2010 for the groups to solidify the plan.

Commissioner Eliopoulos asked Commissioner Fetzter for clarification regarding his comments.

Commissioner Gray stated she agrees that we do not need to jeopardize our events. However, she is not in favor of moving them into city hall due to staff and budgeting. She is hoping the groups will come to some type of agreement. She asked Mr. Mike Malone, Delray Beach Chamber of Commerce Executive Director, what would happen to our sponsorships if Mrs. Ferrer is no longer involved. Mr. Harden commented about certain things that should be separated out.

Commissioner Frankel stated this is very difficult issue for which you cannot rush to an answer. He has spoken to many representatives for the groups and thanked everyone involved for taking the time to outline their proposals and give their information. He is not comfortable with the DDA proposal. He stated the outpouring of love for the DDA from the volunteers cannot go ignored. He prefers the chamber proposal but stated there should be an equal weighting of votes. He discussed the events that are held at Old School Square and feels they should be given a vote.

Commissioner Eliopoulos stated Delray has been very successful and alot of people have contributed to this success as well as volunteers. He feels this was brought to the Commission although it is not a Commission issue. He respects everyone that came tonight and respects the outpouring of support for Mrs. Ferrer. He stated the Commission is not here regarding firing Mrs. Ferrer. Mr. Eliopoulos discussed a letter Commission received regarding the DDA. He stated if you look at the emails they are receiving it appears everyone is meeting almost everyday. He stated he is not happy with the way the proceedings have taken place.

He discussed phone calls he is receiving regarding sponsorships, etc. He commented about the mission of the organizations involved. He stated Mrs. Marjorie Ferrer has done a great job and she is always out there working. He stated we have to be respectful and listen to the partners who are saying they want change. Mr. Eliopoulos stated he is not in favor of the city hall move. However, if there is a space, then we should put a time limit on this and he can support it if all of the monies will not come from the city. He discussed the Executive Director position and the fact that he would like to see everyone be able to move on. He is stated he is listening to the recommendations of the Chamber and the Community Redevelopment Agency (CRA). However, for tonight, he is talking about the DDA moving into city hall; and he is fine if it does not cost us anything.

Lengthy discussion continued between the Commission. It was the consensus of the Commission for Mayor McDuffie to represent the City regarding this issue at the next DMC meeting.

(13) Commission Comments.

Mr. Brian Shutt did not have any comments.

Mr. Harden congratulated Commissioner Fetzer and Commissioner Gray and stated he looks forward to continuing to work with them.

Commissioner Fetzer stated he is glad the election is over and he is happy to be able to serve Delray Beach again for two more years.

Commissioner Eliopoulos congratulated Commissioner Fetzer and Commissioner Gray and stated elections are always tough and he would like to see more voters come out. He is very happy with the outcome.

Commissioner Gray thanked everyone for their support and stated it is a privilege and honor to serve at this level of government.

Commissioner Frankel congratulated Commissioner Fetzer and Commissioner Gray and stated they worked most of last year together and have worked very well and hard. He is very happy to have everyone intact to continue throughout the year. Thanked Commissioner Eliopoulos for nominating him for Vice-Mayor.

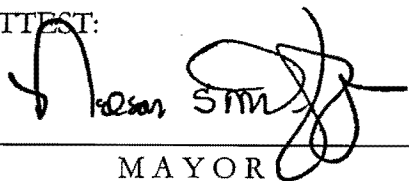
Mayor McDuffie thanked everyone who came tonight and stated we have talent, good minds and a cooperative spirit in the community to work this out. He stated it will get worked out and they will not let Delray Beach down. In addition, he thanked everyone for their participation, support, phone calls and letters.

There being no further business, the meeting was adjourned at 7:04 p.m.




City Clerk

ATTEST:



MAYOR

The undersigned is the City Clerk of the City of Delray Beach, Florida, and the information provided herein is the minutes of the Annual Organizational Meeting of the City Commission held on March 25, 2010, which minutes were formally approved and adopted by the City Commission on April 6, 2010.



City Clerk

NOTE TO READER: If the minutes you have received are not completed as indicated above, this means they are not the official minutes of the City Commission. They will become official only after review and approval by the City Commission which may involve amendments, additions or deletions to the minutes as set forth above.