

MINUTES OF THE REGULAR MEETING
CITY COUNCIL
CITY OF BOCA RATON, FLORIDA
TUESDAY, DECEMBER 11, 2007
6:00 PM

The Regular Meeting of the City Council of the City of Boca Raton, Florida was called to order by Mayor Steven Abrams at 6:00 p.m.

INVOCATION:

Council Member Baronoff gave the invocation.

PLEDGE OF ALLEGIANCE TO THE FLAG:

ROLL CALL:

Mayor Steven L. Abrams
Deputy Mayor Susan Whelchel
Council Member M. J. Mike Arts
Council Member Peter R. Baronoff
Council Member Bill Hager

Also attending the meeting were:

City Manager Leif J. Ahnell
City Attorney Diana Grub Frieser
City Clerk Sharma Carannante

AMENDMENTS TO THE AGENDA:

Motion was made by Deputy Mayor Whelchel, seconded by Council Member Baronoff, to amend the agenda to add Resolution No. 154-2007 (Revised 12/11/07) to the Consent Agenda as Item No. 3.r. and to add Ordinance No. 5024 as Item No. 23.a. under, "Part V – Introduction of Ordinances." Motion carried unanimously on a voice vote; Mayor Abrams, Deputy Mayor Whelchel, Council Members Arts, Baronoff and Hager voting yes.

MINUTES:

Minutes of the Goal Setting Meeting of April 26 & 27, 2007
Minutes of the Regular Workshop Meeting of November 26, 2007
Minutes of the Regular Meeting of November 27, 2007

Motion was made by Council Member Hager, seconded by Deputy Mayor Whelchel, to approve the minutes as presented. Motion carried unanimously on a voice vote; Mayor Abrams, Deputy Mayor Whelchel, Council Members Arts, Baronoff and Hager voting yes.

PROCLAMATIONS/RECOGNITIONS/AWARDS:

Check Presentation – Police Athletic League

Mayor Abrams presented Nancy Sneider, President of the Police Athletic League, with a check for \$50,000 on behalf of the City of Boca Raton.

Proclamation – Florida Atlantic University Fighting Owls Football Team

Mayor Abrams presented the proclamation to FAU Coach Howard Schnellenberger, who accepted same on behalf of the FAU Fighting Owls Football Team; senior members of the team were in attendance and were recognized.

REGULAR BUSINESS - PART I:

1. Appointments to the following boards:

- a. Boca Raton Advisory Board for People with Disabilities – one (1) vacancy.

Motion was made by Council Member Arts, seconded by Deputy Mayor Whelchel, to appoint Joseph Bensmihen to the Boca Raton Advisory Board for People with Disabilities. Motion carried unanimously on a voice vote; Mayor Abrams, Deputy Mayor Whelchel, Council Members Arts, Baronoff and Hager voting yes.

Mr. Bensmihen was appointed to the Board.

- b. Citizens' Pedestrian and Bikeway Advisory Board – five (5) vacancies.

Motion was made by Deputy Mayor Whelchel, seconded by Council Member Hager, to reappoint Judith Teller Kaye and Clint Oster and to appoint Herbert Levin to the Citizens' Pedestrian and Bikeway Advisory Board. Motion carried unanimously on a voice vote; Mayor Abrams, Deputy Mayor Whelchel, Council Members Arts, Baronoff and Hager voting yes.

Ms. Kaye and Mr. Oster were reappointed; Mr. Levin was appointed.

- c. Elder Affairs Advisory Board – one (1) vacancy.

There were no applicants.

- d. Pearl City Blue Ribbon Committee – one (1) vacancy.

There were no applicants.

2. Responses to Workshop Information Requests:

The City Manager advised that answers to questions from yesterday's workshop would be provided in tonight's presentations.

3. Consent Agenda:

Mayor Abrams provided an opportunity for anyone from the public to comment on the Consent Agenda; no one came forward to speak.

Motion was made by Deputy Mayor Whelchel, seconded by Council Member Hager, to approve the Consent Agenda as amended and revised. Motion carried 5-0; Mayor Abrams, Deputy Mayor Whelchel, Council Members Arts, Baronoff, and Hager voting yes.

a. Intergovernmental Agreement

- 1) Rehabilitation of Lift Station #72 and #155
Requested by Utility Services
TLC Diversified, Inc. \$118,636

- b. Change Order
 - 1) Property Insurance
Requested by Financial Services
Beacon Group, Inc. \$108,641
- c. Resolution No. 139-2007
A resolution of the City of Boca Raton canceling and rescheduling certain workshop and regular meetings in 2008, as described more particularly herein; providing for severability; providing for repealer; providing an effective date
- d. Resolution No. 140-2007
A resolution of the City of Boca Raton approving and accepting a Right Of Way Warranty Deed from Boca Riverwalk, LLC over certain lands located at 7887 N. Federal Highway; providing for severability; providing for repealer; providing an effective date
- e. Resolution No. 141-2007
A resolution of the City of Boca Raton authorizing the Mayor and City Clerk to execute an agreement with Robert C. Impaglia for the purpose of engaging the services of a golf professional; providing for severability; providing for repealer; providing an effective date
- f. Resolution No. 143-2007
A resolution of the City of Boca Raton approving the City's Year 2008 Federal Legislative and Funding Priorities; providing for severability; providing for repealer; providing an effective date
- g. Resolution No. 142-2007 *(Revised 12/11/07)*
A resolution of the City of Boca Raton approving the City's Year 2008 State Legislative and Funding Priorities; providing for severability; providing for repealer; providing an effective date
- h. Resolution No. 144-2007
A resolution of the City of Boca Raton approving and accepting a Public Utility Easement Deed from the Boca Raton Community Redevelopment Agency, over certain lands located at the South Civic Site in Mizner Park; providing for severability; providing for repealer; providing an effective date
- i. Resolution No. 145-2007
A resolution of the City of Boca Raton authorizing the Mayor and City Clerk to execute the renewal of the Interlocal Agreement between the Cities of Boca Raton, Delray Beach, Boynton Beach, and Palm Beach County for the purpose of allowing access to the communications systems owned by Palm Beach County, including the Motorola Smartzone Controller; providing for severability; providing for repealer; providing an effective date

j. Resolution No. 146-2007

A resolution of the City of Boca Raton approving, accepting, and authorizing payment for a Quit Claim Deed for certain property generally located north and west of Butts Road; providing for severability; providing for repealer; providing an effective date

k. Resolution No. 147-2007

A resolution of the City of Boca Raton requiring that the members of the Boca Raton Housing Authority file an annual statement of financial disclosure pursuant to Section 112.3145, Florida Statutes; providing for severability; providing for repealer; providing an effective date

l. Resolution No. 150-2007

A resolution of the City of Boca Raton authorizing the City Manager to execute Work Order No. 7 with Mathews Consulting, Inc. for the purpose of providing professional engineering services for the design of an off-site reclaimed water storage and pumping facility; providing for severability; providing for repealer; providing an effective date

m. Resolution No. 151-2007

A resolution of the City of Boca Raton approving various technical revisions to the Local Housing Assistance Plan for Fiscal Years 2007-10; authorizing the Mayor and City Manager to execute any required documents and certifications related to the revised Local Housing Assistance Plan; authorizing the City Manager or designee to approve expenditures of funds in accordance with the Local Housing Assistance Plan; authorizing the Community Improvement Administrator to submit the revised Local Housing Assistance Plan to the Florida Housing Finance Corporation; providing for severability; providing for repealer; providing an effective date

n. Resolution No. 153-2007

A resolution of the City of Boca Raton establishing a money purchase retirement plan (also known as a Defined Contribution Retirement Plan) for General Employees; authorizing the City Manager to execute agreements with ICMA Retirement Corporation; providing for severability; providing for repealer; providing an effective date

o. Board Resignations

- 1) Resignation of Gregory J. Bentley from the Code Enforcement Board

p. Receive and File Board Orders

Special Master

- 1) SM(C) 05-878
- 2) SM(C) 07-00000980
- 3) SM(G) 07-3980
- 4) SM(C) 07-00004248
- 5) SM(G) 07-4440
- 6) SM(C) 07-00004618
- 7) SM(C) 07-00004837
- 8) SM(C) 07-00004903
- 9) SM(C) 07-00005188

- q. Receive and File Board Minutes – December 11, 2007
- 1) Community Appearance Board
October 30, 2007
November 6, 2007
 - 2) Community Relations Board
October 15, 2007
 - 3) Financial Advisory Board
September 17, 2007
 - 4) General Employees' Pension Board
September 17, 2007 (Joint Administrative Committee Mtg with P&FF Pension Bd)
September 20, 2007
October 11, 2007
October 31, 2007 (Investment Committee Mtg)
 - 5) Parks and Recreation Board
October 2, 2007
 - 6) Police & Firefighters' Pension Board
September 27, 2007
 - 7) Special Master
October 10, 2007

3.r. Resolution No. 154-2007 (Revised 12/11/07)

A resolution of the City of Boca Raton amending Resolution No. 135-2007, modifying the merit pay plan and COLA for certain employees for Fiscal Year 2007-2008; providing for severability; providing for repealer; providing an effective date

REGULAR BUSINESS – PART II-A – QUASI-JUDICIAL CONSENT AGENDA:

There were no items for consideration.

REGULAR BUSINESS – PART II-B – QUASI-JUDICIAL AND RELATED PUBLIC HEARINGS:

The public hearings on Item Nos. 4 through 12 were conducted contemporaneously and pursuant to quasi-judicial procedure; a separate vote was taken on each item.

4. Ordinance No. 4987 (Revised 12/5/07)

An ordinance of the City of Boca Raton amending the Future Land Use Map of the Comprehensive Plan by redesignating certain property consisting of 29.580 acres, more or less, located at 5800 Northwest 2nd Avenue, from Recreation and Open Space (PR) to Residential Medium (RM); providing for the appropriate revisions of the Future Land Use Map; providing for severability; providing for repealer; providing an effective date [UC-06-04/SC(3)]

5. Ordinance No. 4988

An ordinance of the City of Boca Raton rezoning a parcel of land consisting of 29.580 acres, more or less, located at 5800 Northwest 2nd Avenue, from Recreational (REC) to Multifamily Residential (R3); providing for the appropriate revisions of the Zoning District Map; providing for severability; providing for repealer; providing an effective date [UC-06-04/ZC(3)]

6. Ordinance No. 4989

An ordinance of the City of Boca Raton amending the Future Land Use Map of the Comprehensive Plan by redesignating certain property consisting of 3.094 acres, more or less, located at 5800 Northwest 2nd Avenue, from Recreation and Open Space (PR) to Residential High (RH); providing for the appropriate revisions of the Future Land Use Map; providing for severability; providing for repealer; providing an effective date [UC-06-04/SC(2)]

7. Ordinance No. 4990

An ordinance of the City of Boca Raton rezoning a parcel of land consisting of 3.094 acres, more or less, located at 5800 Northwest 2nd Avenue, from Recreational (REC) to Multifamily Residential (R4); providing for the appropriate revisions of the Zoning District Map; providing for severability; providing for repealer; providing an effective date [UC-06-04/ZC(2)]

8. Ordinance No. 4991 (Revised 12/5/07)

An ordinance of the City of Boca Raton amending the Transportation Element of the Comprehensive Plan to implement interim concurrency measures for constrained roadways; providing for severability; providing for repealer; providing for codification; providing an effective date (SC-07-01)

a. Resolution No. 152-2007

A resolution of the City of Boca Raton approving and accepting a mitigation agreement between the City and MCZ/Centrum Florida V Owner, L.L.C.; authorizing the City Manager to execute said mitigation agreement; providing for severability; providing for repealer; providing an effective date

9. Resolution No. 90-2007

A resolution of the City of Boca Raton granting conditional use approval for the Ocean Breeze Clubhouse, Boca Teeca Social Center and nine (9) hole executive golf course on a parcel of land located at 5800 Northwest 2nd Avenue; providing for severability; providing for repealer; providing an effective date [UC-06-04/CA(1)]

10. Resolution No. 91-2007

A resolution of the City of Boca Raton granting conditional use approval for the Inn at Ocean Breeze on a parcel of land located at 5800 Northwest 2nd Avenue, as described more particularly herein; providing for severability; providing for repealer; providing an effective date [UC-06-04/CA(2)]

11. Resolution No. 92-2007

A resolution of the City of Boca Raton granting a planned unit development with a master plan approval of the proposed Ocean Breeze Planned Unit Development, subject to conditions providing for severability; providing for repealer; providing an effective date (UC-06-04/PUD)

12. Resolution No. 93-2007

A resolution of the City of Boca Raton granting tentative plat approval to the proposed Ocean Breeze Planned Unit Development Plat, subject to conditions; providing for severability; providing for repealer; providing an effective date (UC-06-04/SUB)

Mayor Abrams provided information related to the quasi-judicial procedure to be followed for this contemporaneous public hearing; the City Clerk administered the oath to those who indicated they wished to speak on this matter.

Under ex parte disclosures, Mayor Abrams and Council Member Baronoff advised that they spoke with Robert DuKate; Mr. Baronoff indicated that he also spoke with Dennis Taback. Council Member Arts and Council Member Hager advised that they spoke with Dennis Taback as well; in addition, Mr. Hager indicated that he spoke with numerous residents.

Responding to Mayor Abrams, the court reporter identified herself as Debbie Duran, retained on behalf of Save Boca Raton Green Space.

Development Services Principal Planner Jennifer Simon gave the PowerPoint presentation. Each ordinance and resolution was briefly outlined. She advised that Resolution No. 152-2007 had been added to this approval, which would authorize the City Manager to execute a mitigation agreement. She then indicated that on September 11, 2007, Council voted to transmit the appropriate petitions to the Department of Community Affairs (DCA) for review and evaluation; on November 30, 2007, staff received the DCA's findings. Essentially, the DCA had three objections, all of which were related to the requirement for additional analysis being based on the maximum development potential under the requested Comprehensive Plan Land Use designation, rather than the maximum requested under the City's Universal Conditional Approval process, in terms of dwelling units, potable water capacity, and transportation capacity. Ms. Simon reported that staff would provide to the DCA an analysis of the City's ability to serve potable water to Ocean Breeze through 2012, as requested, and demonstrate that the needs of Ocean Breeze and other anticipated development/redevelopment will be met well into the future. Regarding transit capacity, the petitioner updated the traffic report to comply with the DCA's request that the report be based on the maximum density allowed. Ms. Simon advised that changes had been made to the appropriate ordinances and resolutions in response to these comments from the DCA.

Following transmittal to the DCA, the Boca Raton Airport Authority reviewed the petition and requested that Council include a condition related to the recording of an avigation easement over the entire property; this item was included in the PUD (Planned Unit Development) resolution. In addition, the County's health department requested that a Phase II Environmental Audit be performed prior to redevelopment of the golf course. Consequently, staff added the condition that an audit be performed and sent to the DEP (Department of Environmental Protection) for review; no residential building permits would be issued until DEP responded to the City, in writing, in regard to the audit.

Ms. Simon provided a brief history of the Boca Teeca Master Plan and the Ocean Breeze property. Attention then focused on the proposed Ocean Breeze project, itself, which provides for conversion of one of the golf courses to allow construction of 211 townhomes, reconstruction of the remaining area into a new 9-hole golf course, renovation and expansion of the existing clubhouse to incorporate a new social center, and renovation and expansion of the existing inn; details were provided. She noted that the purpose of the proposed PUD Master Plan and Tentative Plat was to consolidate the clubhouse, new social center, the inn, the townhouses, the existing golf courses, the proposed 9-hole golf course, other recreational amenities, and a new maintenance area into a single plan for the Ocean Breeze Golf and Country Club property. Any changes proposed following this approval would require review by the Planning and Zoning Board and approval by City Council.

Ms. Simon referred to a traffic concurrency study conducted by traffic engineers Carter & Burgess, which provided information on projected trip generations and indicated that NW 2nd Avenue from Yamato Road to Jeffrey Street currently operates at a level-of-service "F." She advised that NW 2nd Avenue from Yamato Road north to the City limits is a constrained roadway, which was designated as such to maintain the residential character of the neighborhoods. In order to redevelop the property and not widen the road, the petitioner proposed to amend the Transportation Element of the City's Comprehensive Plan to establish a new, interim level-of-service standard for this failing link of NW 2nd Avenue. The level-of-service proposed is "interim," in anticipation of the City embarking on a new transportation strategy to establish a new Citywide multimodal transportation district, which would eliminate roadway concurrency in

favor of a more comprehensive approach, incorporating pedestrian, bicycle, and transit, in addition to urban design standards; adoption of this new transportation strategy is expected in August 2008. The proposed interim level-of-service standard is compatible with, and supportive of, the multimodal transportation district concepts and principles; details were provided. Ms. Simon added that the petitioner would be required to make improvements at the intersection of NW 2nd Avenue and Jeffrey Street; construct multimodal transportation district improvements, including onsite sidewalks; and contribute funds to the redevelopment of NW 2nd Avenue, should the City decide to redevelop same. These conditions were included in the mitigation agreement, which was also before Council this evening. She then gave the floor to the City's Traffic Engineer, Douglas Hess.

Mr. Hess reviewed proposed roadway improvements to NW 2nd Avenue and Jeffrey Street, which included turn lanes, a cul-de-sac on Jeffrey Street, and a transit shuttle; details were provided. Mr. Hess then reviewed daily traffic volumes on NW 2nd Avenue, north of Yamato Road, explaining that the capacity is currently exceeded twice a day, in the morning and evening, presumably due to people going to work (8:00 a.m.) and coming home (5:00 p.m.). Two charts were also reviewed, reflecting existing and future traffic conditions on NW 2nd Avenue at Yamato Road and at Jeffrey Street, with and without development. Ultimately, Mr. Hess advised that with the turn lanes proposed for Jeffrey Street, future traffic conditions on NW 2nd Avenue – including traffic expected from the proposed Ocean Breeze development – were anticipated to be better as compared to future traffic conditions with no Ocean Breeze development and no turn lanes.

Ms. Simon resumed the presentation and advised that the Planning and Zoning Board reviewed this petition and recommended approval of same with amendments to Ordinance No. 4991, which sets the interim level-of-service for constrained roadways. The amendments were included in a mitigation agreement, which is attached to Resolution No. 92-2007 (the PUD resolution). In conclusion, Ms. Simon summarized the petition at hand and closed by stating that staff recommended approval. She then answered questions from Council.

Dennis Taback, a partner with MCZ/Centrum and owner of the Ocean Breeze Golf and Country Club, spoke in support of the petition, advocating his proposal for revitalization of the Boca Teeca community.

Richard MacFarland, an attorney with Broad and Cassel and representing MCZ/Centrum, referred to material provided to the City Clerk at this time, which was a summary of the project with plans and slides and a copy of the recorded deed restrictions as well as some correspondence. He began his presentation with a review of information provided at the September 11 meeting and then briefly commented on the DCA's findings. Speaking to information he indicated was distributed by Save Boca Raton Green Space to the DCA and elsewhere, Mr. MacFarland clarified that if this project was approved, NW 2nd Avenue would not be widened to four lanes. Mr. MacFarland then advised that, in accordance with Council's direction at the September 11, 2007 meeting, he and his client met with the southwest neighbors and representatives of Save Boca Raton Green Space to reach an accommodation. He noted that accommodation with Save Boca Raton Green Space proved impossible; however, progress had been made with the southwest neighbors and discussions continue. An overview of attempted negotiations with Save Boca Raton Green Space followed. Referring to the environmental study that was performed and the audit that was made a condition of approval, Mr. MacFarland stated that his client would comply with all environmental laws and requirements. He added that he had not seen a copy of the tests and studies already performed, despite having made requests to Save Boca Raton Green Space for same, and noted that when the property was purchased in 2004, there was no evidence of contamination. Overall community outreach efforts were then outlined and Mr. MacFarland advised that agreements were entered into with 12 of the 14 associations in Boca Teeca; written assurances of the owners' promises and obligations were incorporated into the agreements and the City's conditions. Additional information was then provided related to the lifting of the deed restriction; details were provided. Regarding the agreements, community guarantees and guarantees to the residents were included in same and Mr. MacFarland reviewed these as well.

Jeff Evans, a land use planner with Broad and Cassel, went through the land use aspects and physical details of the proposed plan. He then gave the floor back to Mr. MacFarland.

Mr. MacFarland referred to the site plan revisions resulting from the September 11th meeting and advised that discussions had taken place since then with homeowners located at the southwestern edge of the Ocean Breeze property in regard to providing additional, upgraded landscaping between their properties and the proposed Ocean Breeze townhouse community. Three options were offered, which would act as additional buffering in the backyards (of each individual homeowner's lot) and Ocean Breeze would pay same; details were provided. Responding to Council, Mr. MacFarland explained that this landscaping package was being offered if the homeowners would withdraw their opposition to the project by today; as of this evening, no one had accepted this package or signed the agreement.

Referring to Ordinance No. 4991, Page 4, Line 25, Mr. MacFarland requested that the number be changed from "...1950 two-way peak hour trips" to "1960," since this figure would reflect the updated information in the traffic report as requested by the DCA. He then referred to Page 5, Line 14, and asked to delete Lines 14 through 25 therein, all of Page 6, and Lines 1 and 2 of Page 7, since these conditions were already listed in other approvals and were not necessary.

Responding to Council, Mr. Taback advised that the nine townhomes located at the southwestern edge of the property could be moved from the south side to the north side of the Ocean Breeze project. He stated that the drawing, which he had in hand, was only created late this afternoon and was not included in the PowerPoint presentation. Using an aerial view of the property, Mr. Taback indicated precisely where the townhomes would be relocated and confirmed with Council that the number of units would stay the same. He then provided additional information to Council as requested. Mr. Taback also referred to existing homes located in Teeca Woods and indicated that he would swap the unit type (losing one unit), in order to provide a distance of approximately 120 feet, instead of 60 feet, between the two properties.

Jane West, the attorney for Save Boca Raton Green Space, advised that her clients were concerned over the golf course conversion, stating that traffic and backyard (golf course) views would be permanently altered. She then reviewed the DCA's objections, indicating that none of the issues raised by the DCA were being adequately addressed; details were provided. She advocated postponing adoption of this petition in order to obtain more time and resources to consider the concerns raised by the State and indicated that the City could be "walking into a lawsuit with the citizens' group" if these issues were not properly addressed. Ms. West then refuted statements made by Mr. MacFarland in terms of the negotiations and clarified that the record had been corrected in regard to NW 2nd Avenue remaining a two-lane roadway. She also stated that her clients were willing to drop the claims for cash compensation for loss of golf course views if a few requests were met, which included: single-story homes along the perimeter; mature, native landscaping; a berm, a fence, and a buffer; lighting considerations (no floodlights); concessions on club events; and golf memberships for 28 of the 38 impacted properties. Ms. West opined that the owners of Ocean Breeze were willing to give these concessions to the southwestern property owners but not the eastern property owners. She gave closing comments and then confirmed with Council that her clients' position was the current proposal did not comply with the State's objections.

Gary Nash, an environmental consultant with TLC Consulting, provided testimony in regard to the environmental study that was performed on property near the golf course.

Robert DuKate, representing Save Boca Raton Green Space, gave a PowerPoint presentation. He identified the mission of the group and voiced opposition to the Ocean Breeze project, beginning with the deed restriction amendment. Referring back to 2004, he alleged that most people were opposed to development when it was proposed on the east side of the golf course; now that it's on the other side of the golf course these same people are no longer opposed. Mr. DuKate then rebutted comments made by Mr. MacFarland and indicated that the speakers tonight were being indirectly paid for by the developer. He spoke to increased traffic congestion, safety issues related to the crossing of NW 2nd Avenue by golfers, and delayed response times for emergency vehicles coming from the fire station located at Yamato Road. Referring to the findings of arsenic contamination made by their environmental consultant, Mr. DuKate outlined various cancers and health concerns, which he indicated could affect residents. A timeline of events dating from approximately August 2007 was also reviewed; Mr. DuKate then concluded his remarks by encouraging Council to abide by their campaign promises.

Shirley Schnuer, President of the Boca Teeca Homeowners Association; Sallie Friedman, President of the Presidents' Council at Boca Teeca; and George Gershon, President of the Teeca Woods Homeowners Association all spoke in support of the project as did Kay Murphy and Debbie Leising. Rosemarie Service, Elfrieda Conley, William Conley, and Jane Antal spoke in opposition. Peter Surprenant indicated that dialogue was continuing between residents and Mr. Taback.

Mr. MacFarland provided material to the City Clerk in regard to the traffic analysis performed by Carter & Burgess. He then rebutted comments made by the opposition. Additional commentary related to provisions found in the agreement made with Teeca Woods, compliance with requests made in the ORC (Objections, Recommendations, and Comments) report, the Phase II environmental audit, and the east golf course deed restriction. He concluded his remarks by advising that this was a win-win situation for everyone involved and asked for Council's support.

Seeing no one else come forward to speak, the public hearing was closed.

Responding to Council, the City Attorney outlined the procedure that would be followed, assuming adoption of the ordinances and resolutions.

Motion was made by Deputy Mayor Whelchel, seconded by Council Member Hager, to adopt Ordinance No. 4987, as revised.

Before reviewing the amendments, Ms. Frieser noted that all the development approvals were being "tied together" to ensure that none of them went into effect without all of them going into effect.

Motion was made by Deputy Mayor Whelchel, seconded by Council Member Hager, to make the following two amendments to Ordinance No. 4987: 1) Section 6, Line 15, adding language generally consistent with the following: "...Florida Statutes provided, however, this ordinance shall not be effective unless and until Ordinance No. 4991 becomes effective" and 2) Section 2, Line 45, adding language generally consistent with the following: "...made a part hereof and as amended by Plan Sheet A-1.00 attached hereto and made a part hereof as provided at the City Council public hearing on December 11, 2007, that deleted the nine (9) units depicted along the south property line and relocated said units to a location along the north property line and deleted one (1) unit along the eastern property line closest to existing Lot 45 and relocated said unit to a location along the north property line and further increased the setback thereof to approximately 115 feet. Motion carried unanimously on a voice vote; Mayor Abrams, Deputy Mayor Whelchel, Council Members Arts, Baronoff and Hager voting yes.

*The main motion on **Ordinance No. 4987**, as revised and amended, carried unanimously; Mayor Abrams, Deputy Mayor Whelchel, Council Members Arts, Baronoff and Hager voting yes.*

Motion was made by Deputy Mayor Whelchel, seconded by Council Member Hager, to adopt Ordinance No. 4988.

Motion was made by Council Member Hager, seconded by Deputy Mayor Whelchel, to amend Ordinance No. 4988, Page 3, Section 5, Lines 26 and 28, filling in the blanks with, "...Ordinance No. 4987." Motion carried unanimously on a voice vote; Mayor Abrams, Deputy Mayor Whelchel, Council Members Arts, Baronoff and Hager voting yes.

*The main motion on **Ordinance No. 4988**, as amended, carried unanimously; Mayor Abrams, Deputy Mayor Whelchel, Council Members Arts, Baronoff and Hager voting yes.*

Motion was made by Council Member Hager, seconded by Council Member Arts, to adopt Ordinance No. 4989.

Motion was made by Council Member Hager, seconded by Council Member Arts, to amend Ordinance No. 4989, Page 3, Section 6, Line 26, adding language generally consistent with the following: "...Florida Statutes provided, however, this ordinance shall not be effective unless and until Ordinance No. 4991 becomes effective." Motion carried unanimously on a voice vote; Mayor Abrams, Deputy Mayor Whelchel, Council Members Arts, Baronoff and Hager voting yes.

The main motion on **Ordinance No. 4989**, as amended, carried unanimously; Mayor Abrams, Deputy Mayor Whelchel, Council Members Arts, Baronoff and Hager voting yes.

Motion was made by Deputy Mayor Whelchel, seconded by Council Member Hager, to adopt Ordinance No. 4990.

Motion was made by Council Member Arts, seconded by Council Member Hager, to amend Ordinance No. 4990, Page 3, Section 5, Lines 5 and 7, filling in the blanks with, "...Ordinance No. 4989." Motion carried unanimously on a voice vote; Mayor Abrams, Deputy Mayor Whelchel, Council Members Arts, Baronoff and Hager voting yes.

The main motion on **Ordinance No. 4990**, as amended, carried unanimously; Mayor Abrams, Deputy Mayor Whelchel, Council Members Arts, Baronoff and Hager voting yes.

Motion was made by Deputy Mayor Whelchel, seconded by Council Member Hager, to adopt Ordinance No. 4991, as revised.

Motion was made by Deputy Mayor Whelchel, seconded by Council Member Hager, to make the following five amendments to Ordinance No. 4991: 1) deleting the phrase, "...providing for codification; ..." from the title, 2) Page 4, Line 25, changing, "...1,950 two-way peak hour trips," to "...1,960 two-way peak hour trips," 3) deleting language on Page 5, Lines 14 through 25, all of Page 6 and Page 7, Lines 1 and 2, 4) Page 5, deleting Sections 5 and 6 and replacing Section 5 with language generally consistent with the following: "This ordinance shall take effect upon the expiration of 45 days after adoption or, if challenged, upon the Department of Community Affairs or the Administrative Commission issuing an order determining the amendment to be in compliance in accordance with Section 163.3187 Florida Statutes," and 5) replacing Section 6 with language generally consistent with the following: "No development orders, development permits, or land uses dependent on this ordinance may be issued or commence before it has become effective. If a final order of noncompliance is issued by the Administrative Commission, this ordinance may nevertheless be made effective by adoption of a resolution affirming its effective status, a copy of which resolution shall be sent to the Florida Department of Community Affairs, Division of Community Planning, Plan Processing Team." Motion carried unanimously on a voice vote; Mayor Abrams, Deputy Mayor Whelchel, Council Members Arts, Baronoff and Hager voting yes.

The main motion on **Ordinance No. 4991**, as revised and amended, carried unanimously; Mayor Abrams, Deputy Mayor Whelchel, Council Members Arts, Baronoff and Hager voting yes.

Motion was made by Deputy Mayor Whelchel, seconded by Council Member Hager, to adopt **Resolution No. 152-2007**. Motion carried unanimously; Mayor Abrams, Deputy Mayor Whelchel, Council Members Arts, Baronoff and Hager voting yes.

Motion was made by Council Member Hager, seconded by Council Member Arts, to adopt Resolution No. 90-2007.

Motion was made by Deputy Mayor Whelchel, seconded by Council Member Hager, to amend Resolution No. 90-2007, Page 4, Section 5, Line 4, to delete, "...immediately upon adoption," and replace that language with, "...take effect upon Ordinance No. 4991 becoming effective." Motion carried unanimously on a voice vote; Mayor Abrams, Deputy Mayor Whelchel, Council Members Arts, Baronoff and Hager voting yes.

*The main motion on **Resolution No. 90-2007**, as amended, carried unanimously; Mayor Abrams, Deputy Mayor Whelchel, Council Members Arts, Baronoff and Hager voting yes.*

Motion was made by Council Member Arts, seconded by Council Member Hager, to adopt Resolution No. 91-2007.

Motion was made by Council Member Arts, seconded by Council Member Hager, to amend Resolution No. 91-2007, Page 3, Section 5, Line 1, to delete, "...immediately upon adoption," and replace that language with, "...take effect upon Ordinance No. 4991 becoming effective." Motion carried unanimously on a voice vote; Mayor Abrams, Deputy Mayor Whelchel, Council Members Arts, Baronoff and Hager voting yes.

*The main motion on **Resolution No. 91-2007**, as amended, carried unanimously; Mayor Abrams, Deputy Mayor Whelchel, Council Members Arts, Baronoff and Hager voting yes.*

Motion was made by Deputy Mayor Whelchel, seconded by Council Member Hager, to adopt Resolution No. 92-2007.

Motion was made by Deputy Mayor Whelchel, seconded by Council Member Hager, to make the following three amendments to Resolution No. 92-2007: 1) Section 5, Page 8, Lines 7 and 9, changing Numbers "1." and "2." to "a." and "b.," 2) adding a new section after Line 12, containing site plan amendments previously read into the record referring to the attachment of Plan Sheet A-1.00, and 3) Section 10, Line 5, deleting "...immediately upon adoption," and replacing that language with, "...take effect upon Ordinance No. 4991 becoming effective." Motion carried unanimously on a voice vote; Mayor Abrams, Deputy Mayor Whelchel, Council Members Arts, Baronoff and Hager voting yes.

*The main motion on **Resolution No. 92-2007**, as amended, carried unanimously; Mayor Abrams, Deputy Mayor Whelchel, Council Members Arts, Baronoff and Hager voting yes.*

Motion was made by Deputy Mayor Whelchel, seconded by Council Member Hager, to adopt Resolution No. 93-2007.

Motion was made by Council Member Hager, seconded by Deputy Mayor Whelchel, to amend Resolution No. 93-2007, Page 2, Section 4, Line 24, to delete, "...immediately upon adoption," and replace that language with, "...take effect upon Ordinance No. 4991 becoming effective." Motion carried unanimously on a voice vote; Mayor Abrams, Deputy Mayor Whelchel, Council Members Arts, Baronoff and Hager voting yes.

*The main motion on **Resolution No. 93-2007**, as amended, carried unanimously; Mayor Abrams, Deputy Mayor Whelchel, Council Members Arts, Baronoff and Hager voting yes.*

(The meeting recessed at 9:30 p.m. and reconvened at 9:39 p.m.)

REGULAR BUSINESS – PART III – REGULAR PUBLIC HEARINGS:

13. Ordinance No. 4992 (Revised 12/11/07)

An ordinance of the City of Boca Raton amending the Housing Element and the Future Land Use Element of the Comprehensive Plan to support a Workforce Housing Program; providing for severability; providing for repealer; providing an effective date (SC-06-05)

Planning and Zoning Director Carmen Annunziato gave the PowerPoint presentation. He advised that on September 11, 2007, Council voted to transmit the ordinance to the DCA for review. On Friday, the ORC (Objections, Recommendations, and Comments) report was received from the DCA. He then reviewed

the DCA's objections, which were as follows: 1) to continue to identify housing opportunities for all income groups, 2) to develop a methodology to calculate the level of developer contribution to the affordable/workforce housing trust fund, 3) to establish the trust fund, itself, 4) to include conversion factors as part of the policy, and 5) to change the wording of the policies from, "may," to "shall."

In response to these objections, staff proposed to amend the ordinance as follows: a) wording related to serving all income groups previously proposed for deletion has been returned to the policy, b) staff modified all applicable policy language that advises that the contribution level will be based on a housing study performed by a qualified housing professional, c) staff proposed a new policy that establishes a workforce housing trust fund and the policy describes how the funds could be used, d) staff proposed that Policy HO.1.9.3 (the conversion policy) be amended to set the maximum Floor Area Ratio Conversion at 125% of the Future Land Use Map intensity, e) staff proposed to amend Policy L.U.1.1.1. to allow residential development in commercial and industrial Future Land Use Map categories; provide a method to calculate the number of units allowed; and limit the number of residential units allowed in the Light Industrial Future Land Use Map category/LIRP to 500, and f) staff proposed to amend Policy L.U. 1.1.2.2. (the density bonus in the residential district) to be capped at 125% of the maximum density on the Future Land Use Map.

Mr. Annunziato referred to the DCA's objection related to use of the word "may," instead of "shall," and explained that staff spoke with the DCA yesterday in an effort to understand their concern. The DCA indicated that the word, "may" rendered implementation of the policy unpredictable. Therefore, staff revised the ordinance, which was distributed to Council this evening, to amend HO. 1.9.0 (Page 4, Lines 27 through 31) to mitigate that concern; the revised language was read into the record.

The Planning and Zoning Board reviewed the amendments and did not recommend approval, since Board members did not believe they had enough information available to them in order to make a positive recommendation. Mr. Annunziato concluded his remarks by stating that staff recommended approval of the ordinance and then answered questions from Council.

Kevin Johns, Director of Economic Development for Palm Beach County, urged Council to preserve industrial land, advising that is very valuable and there is not a lot left in the County. He indicated support for the ordinance minus the amendment allowing conversion of industrial land (LIRP) to residential.

Seeing no one else come forward to speak, the public hearing was closed.

Motion was made by Council Member Arts, seconded by Deputy Mayor Whelchel, to adopt Ordinance No. 4992, as revised 12/11/07. Motion carried 4-1; Deputy Mayor Whelchel, Council Members Arts, Baronoff and Hager voting yes. Mayor Abrams voted no.

14. Ordinance No. 5015

An ordinance of the City of Boca Raton providing for the vacation and abandonment of an anchor easement and a utility easement located at 300-316 and 360-382 Yamato Road, as more specifically described herein; providing conditions for vacation and abandonment; providing for severability; providing for repealer; providing an effective date (EA-07-05)

Property Specialist/Appraiser Lynn Bodor gave the PowerPoint presentation. She explained that this parcel was located on four lots that are proposed for construction with new single-family residential homes. The utility easement interferes with the placement of those homes and requires abandonment. All franchised utility companies and all appropriate City departments were contacted and all support the abandonment with no conditions imposed. Ms. Bodor concluded her presentation and answered questions from Council.

The public hearing was opened and, seeing no one come forward to speak, closed.

Motion was made by Deputy Mayor Whelchel, seconded by Council Member Hager, to adopt Ordinance No. 5015. Motion carried unanimously; Mayor Abrams, Deputy Mayor Whelchel, Council Members Arts, Baronoff, and Hager voting yes.

15. Ordinance No. 5016

An ordinance of the City of Boca Raton amending Chapter 23, Article VII, Code of Ordinances, relating to Parks and Recreation Impact Fees; amending the Boca Raton Municipal Facilities and Services User Fee Schedule related to Parks and Recreation Impact Fees; finding that notification has been given for the modification of the Parks and Recreation Impact Fee; providing for severability; providing for repealer; providing for codification; providing an effective date

Assistant City Manager Mike Woika gave the presentation, advising that this item constituted a ratification of an action taken by Council earlier this year; a new legislative action requires that an ordinance rather than a resolution be adopted in terms of impact fees.

The public hearing was opened and, seeing no one come forward to speak, closed.

Motion was made by Deputy Mayor Whelchel, seconded by Council Member Hager, to adopt Ordinance No. 5016. Motion carried unanimously; Mayor Abrams, Deputy Mayor Whelchel, Council Members Arts, Baronoff, and Hager voting yes.

16. Ordinance No. 5017

An ordinance of the City of Boca Raton relating to the General Employees' Pension Plan; providing for a lump sum payment to certain retired or disabled general employees; providing for severability; providing for repealer; providing an effective date

Financial Services Deputy Director Linda Davidson gave the presentation, explaining that this ordinance would provide for a lump sum payment of 3% of the annual retirement benefit for those general employees receiving retirement benefits as of September 30, 2001. She stated that City Code provides for a biennial review of retirement and disability benefits in each odd calendar year. Should Council determine that a change in benefits is necessary, the change would become effective on October 1 of that year. Attention was focused on Attachment "A," which provided a history of the cost-of-living increases previously granted by Council to retirees. In conclusion, the General Employees' Pension Board of Trustees reviewed this ordinance and recommended approval of same, as did staff.

The public hearing was opened and, seeing no one come forward to speak, closed.

Motion was made by Deputy Mayor Whelchel, seconded by Council Member Hager, to adopt Ordinance No. 5017. Motion carried unanimously; Mayor Abrams, Deputy Mayor Whelchel, Council Members Arts, Baronoff, and Hager voting yes.

17. Ordinance No. 5018

An ordinance of the City of Boca Raton amending the personnel rules and regulations of the City; providing for severability; providing for repealer; providing an effective date

Deputy City Manager George Brown gave the presentation, advising that this ordinance would provide a framework which permits, but does not mandate, future cost of living adjustments, merit plan adjustments, and lump sum payments for any authorized adjustments over the maximum of an employee's assigned pay grade. Any such adjustments would be approved by Council annually as part of the Pay and Classification Plan or in the appropriate collective bargaining agreement. The amendment also allows general employees to convert to a cash payment up to 24 hours of their accrued annual leave once each fiscal year. Mr. Brown concluded his presentation, stating that he was available for questions.

The public hearing was opened and, seeing no one come forward to speak, closed.

Motion was made by Deputy Mayor Whelchel, seconded by Council Member Hager, to adopt Ordinance No. 5018. Motion carried unanimously; Mayor Abrams, Deputy Mayor Whelchel, Council Members Arts, Baronoff, and Hager voting yes.

18. Ordinance No. 5020 (Revised 12/11/07)

An ordinance of the City of Boca Raton amending the Code of Ordinances relating to the General Employees' Pension Plan; amending Section 12-81, Code of Ordinances, definitions; revising the definition of "continuous service", "earnings" and "plan"; amending Section 12-84, Code of Ordinances, relating to retirement benefits, creating a new Option C for employees hired on or after November 1, 2007, revising the benefit for members of Option A and B who retire on or after October 1, 2007, and providing for transfer within the plan; amending Section 12-86, Code of Ordinances, revising the member contributions; amending Section 12-96, Code of Ordinances, relating to vested rights on transfer; creating a new Section 12-106, Code of Ordinances, providing a one time, irrevocable election to participate in another City retirement plan; providing for severability; providing for repealer; providing for codification; providing an effective date

Financial Services Deputy Director Linda Davidson gave the presentation, stating that, as a result of the new agreement with the Service Employees International Union (SEIU), the City is providing changes to the pension plan. Specifically, the City is increasing the multiplier for Plan A and B members from 2.75 to 3.00. This change applies to those members who retire, enter the Deferred Retirement Option Plan (DROP) or terminate employment on or after October 1, 2007. The City also negotiated an increase in the employee contribution to the pension plan from 7.65% to 8.65%. In addition, two new options have been created for those employees hired on or after November 1, 2007: 1) a new defined contribution plan (a governmental money purchase plan) with the City contributing 7% and the employee electing to contribute from between 0% to 10%, or 2) a new Plan C member in the existing defined benefit plan with a multiplier of 1.75 and an employee contribution of 5%. Ms. Davidson advised that new employees would have a one-time election to participate in one of the pension options listed above. In addition, an existing Plan A or Plan B member of the General Employees' Pension Plan has a one-time election to transfer to the Plan C option or to participate in the new defined contribution plan.

The General Employees' Pension Board of Trustees reviewed this ordinance and recommended one clarification. Consequently, the ordinance was revised to clarify that longevity pay is included in earnings and to clarify the pension benefits for those existing members, who transfer from Plan A or Plan B to Plan C. Ms. Davidson provided closing comments and advised that she was available for questions.

The public hearing was opened and, seeing no one come forward to speak, closed.

Motion was made by Deputy Mayor Whelchel, seconded by Council Member Hager, to adopt Ordinance No. 5020, as revised 12/11/07. Motion carried unanimously; Mayor Abrams, Deputy Mayor Whelchel, Council Members Arts, Baronoff, and Hager voting yes.

19. Ordinance No. 5021 (Revised 12/11/07)

An ordinance of the City of Boca Raton amending certain sections of the Code of Ordinances relating to the Executive Employees' Retirement Plan; providing for severability; providing for repealer; providing for codification; providing an effective date

Financial Services Deputy Director Linda Davidson gave the presentation. She explained that this ordinance would decrease the multiplier for Division 1 members of the plan and provide for changes consistent with the collective bargaining agreement for General Employees. Specifically, the maximum benefit is being capped from 100% to 90%; the employee contribution rate is increasing from 9% to 10%; and members may purchase up to five years of additional service at a member's cost determined actuarially.

The Executive Employees' Retirement Plan Board of Trustees reviewed this ordinance and recommended approval with two clarifications. The ordinance was subsequently revised to clarify that longevity pay is not included in base wages and that the changes are effective for those members that retire on or after October 1, 2007. Ms. Davidson provided closing comments and advised that she was available for questions.

The public hearing was opened and, seeing no one come forward to speak, closed.

Motion was made by Deputy Mayor Whelchel, seconded by Council Member Hager, to adopt Ordinance No. 5021, as revised 12/11/07. Motion carried unanimously; Mayor Abrams, Deputy Mayor Whelchel, Council Members Arts, Baronoff, and Hager voting yes.

20. Ordinance No. 5019

An ordinance of the City of Boca Raton establishing registration requirements, procedures and definitions relating to lobbying and lobbyists; providing for severability; providing for repealer; providing for codification; and providing an effective date

Council Member Hager advised that this ordinance would require the registration of professional lobbyists and provide for definitions and procedures; exemptions are made for neighborhood associations, charitable groups, religious groups, and non-profit groups.

The public hearing was opened and, seeing no one come forward to speak, closed.

Motion was made by Council Member Hager, seconded by Deputy Mayor Whelchel, to adopt Ordinance No. 5019.

Motion was made by Council Member Arts, seconded by Council Member Hager, to amend Ordinance No. 5019, Page 2, Line 22, to read as follows: "...or other non-profit organization with or without compensation..." Motion carried unanimously on a voice vote; Mayor Abrams, Deputy Mayor Whelchel, Council Members Arts, Baronoff and Hager voting yes.

The main motion on Ordinance No. 5019, as amended, carried unanimously; Mayor Abrams, Deputy Mayor Whelchel, Council Members Arts, Baronoff and Hager voting yes.

21. Resolution No. 138-2007

A resolution of the City of Boca Raton amending rates of fare for taxicabs; adopting a maximum fee schedule; providing for severability; providing for repealer; providing an effective date

Development Services' Manager of Administrative Services Ruby Childers gave the presentation. She stated that this was a request for an increase in taxicab fares brought forward by Yellow Cab of Boca Raton. Per City Code, Council establishes rates of fare for taxicabs, which apply to all certificate holders operating within the City. Ms. Childers outlined increases requested for three current fees and reviewed a new charge, which would levy \$3.00 per passenger for parties over two. Several exhibits were provided in support of the request, which included increased costs related to fuel, operations, and insurance; details were provided. Ms. Childers noted that the proposed rates appeared to be comparable with industry standard charges. In addition, it had been almost three years since the last permanent increase in taxicab rates of fare; a temporary surcharge had been discontinued in March 2006. Metro Taxi, the other taxicab company operating in the City indicated support for the increases. Ms. Childers concluded her presentation and answered questions from Council; the City Manager provided additional information as requested.

The public hearing was opened and, seeing no one come forward to speak, closed.

Motion was made by Deputy Mayor Whelchel, seconded by Council Member Hager, to adopt Resolution No. 138-2007. Motion carried unanimously; Mayor Abrams, Deputy Mayor Whelchel, Council Members Arts, Baronoff, and Hager voting yes.

REGULAR BUSINESS – PART IV – REGULAR PUBLIC HEARINGS/SETTLEMENTS:

There were no items for consideration.

REGULAR BUSINESS – PART V - INTRODUCTION OF ORDINANCES:

22. Ordinance No. 5022

An ordinance of the City of Boca Raton establishing the process and procedure for early voting for the March 11, 2008 regular election; providing for severability; providing for repealer; providing an effective date

The ordinance was introduced by Deputy Mayor Whelchel.

23. Ordinance No. 5023

An ordinance of the City of Boca Raton approving an Amended and Restated Memorandum of Agreement with the Boca Raton Airport Authority; establishing conditional uses for non-aviation land at the Boca Raton Airport; providing for severability; providing for repealer; providing an effective date

The ordinance was introduced by Council Member Hager.

23.a. Ordinance No. 5024

An ordinance of the City of Boca Raton amending the Code of Ordinances relating to the Police and Firefighters' Retirement System by amending Section 12-132, "Optional Forms of Retirement Benefits"; providing for severability; providing for repealer; providing for codification; providing an effective date

The ordinance was introduced by Council Member Hager.

REGULAR BUSINESS - PART VI - PUBLIC REQUESTS:

No one came forward to speak.

REGULAR BUSINESS - PART VII- RESOLUTIONS AND OTHER BUSINESS:

There were no items for consideration.

QUASI-JUDICIAL PUBLIC HEARING – APPEAL OF BOARD DECISION:

There were no items for consideration.

CITY MANAGER RECOMMENDATIONS AND REPORTS:

24. Request for Use of City Seal – Citizens' Crime Watch

Mr. Ahnell advised that Crime Watch was requesting permission to use the City Seal on material and information that is disseminated to residents.

Motion was made by Council Member Arts, seconded by Council Member Hager, to authorize Citizens' Crime Watch to use the City Seal of the City of Boca Raton on material disseminated to City residents. Motion carried unanimously on a voice vote; Mayor Abrams, Deputy Mayor Whelchel, Council Members Arts, Baronoff, and Hager voting yes.

25. Resolution No. 148-2007

A resolution of the City of Boca Raton approving an amendment to the employment agreement with Leif J. Ahnell, the City Manager; providing for severability; providing for repealer; providing an effective date

Individually, the Mayor and each Council Member provided positive commentary on Mr. Ahnell's abilities and job performance.

Motion was made by Council Member Arts, seconded by Deputy Mayor Whelchel, to adopt Resolution No. 148-2007 and increase the City Manager's salary by 7%. Motion carried unanimously; Mayor Abrams, Deputy Mayor Whelchel, Council Members Arts, Baronoff, and Hager voting yes.

CITY ATTORNEY REPORTS:

26. Resolution No. 149-2007

A resolution of the City of Boca Raton approving an amendment to the employment agreement with Diana Grub Frieser, the City Attorney; providing for severability; providing for repealer; providing an effective date

Individually, the Mayor and each Council Member provided positive commentary on Ms. Frieser's abilities and job performance.

Motion was made by Deputy Mayor Whelchel, seconded by Council Member Hager, to adopt Resolution No. 149-2007 and increase the City Attorney's salary by 7%. Motion carried unanimously; Mayor Abrams, Deputy Mayor Whelchel, Council Members Arts, Baronoff, and Hager.

MAYOR AND COUNCIL MEMBER REPORTS:

Mayor and Council joined together in wishing everyone a safe and happy holiday season.

ADJOURNMENT:

Motion was made by Council Member Arts, seconded by Council Member Hager, to adjourn the meeting. Motion carried unanimously on a voice vote; Mayor Abrams, Deputy Mayor Whelchel, Council Members Arts, Baronoff and Hager voting yes.

The regular meeting of the City Council of the City of Boca Raton adjourned at approximately 10:47 p.m. on Tuesday, December 11, 2007.

Steven L. Abrams, Mayor

ATTEST:

Sharma Carannante, City Clerk