

MINUTES OF THE REGULAR MEETING
CITY COUNCIL
CITY OF BOCA RATON, FLORIDA
TUESDAY, AUGUST 25, 2009
6:00 PM

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

INVOCATION:

Council Member Majhess gave the invocation.

PLEDGE OF ALLEGIANCE TO THE FLAG:

ROLL CALL:

Mayor Susan Whelchel
Deputy Mayor Susan Haynie
Council Member Anthony Majhess
Council Member Michael Mullaugh (absent – excused)
Council Member Constance Scott

AMENDMENTS TO THE AGENDA:

Motion was made by Deputy Mayor Haynie, seconded by Council Member Scott, to amend the agenda to delete Item No. 7, Ordinance No. 5100, and send it back to the Planning and Zoning Board for further review. Motion carried on a 4-0 vote; Mayor Whelchel, Deputy Mayor Haynie, Council Members Majhess and Scott voting yes.

Motion was made by Council Member Scott, seconded by Deputy Mayor Haynie, to reorder the Agenda to consider Item 4, Resolution No. 115-2009, immediately prior to the Consent Agenda. Motion carried on a 4-0 vote; Mayor Whelchel, Deputy Mayor Haynie, Council Members Majhess and Scott voting yes.

MINUTES:

Minutes of the Regular Workshop Meeting of July 27, 2009
Minutes of the Regular Meeting of July 28, 2009

Motion was made by Deputy Mayor Haynie, seconded by Council Member Majhess, to approve the minutes as presented. Motion carried on a 4-0 vote; Mayor Whelchel, Deputy Mayor Haynie, Council Members Majhess and Scott voting yes.

PROCLAMATIONS/RECOGNITIONS/AWARDS:

Certificate of Appreciation from the Florida Institute for the Commercialization of Public Research

Jane Teague, Executive Director of the Florida Institute for the Commercialization of Public Research, presented a framed Certificate of Appreciation to Mayor Whelchel.

Pool Lifeguard Recognition – 1st Place / American Red Cross Competition

Recreation Services Director Mickey Gomez and Aquatics Administrator Maureen McNichol provided details. Lifeguards Brad Hughes (team captain), Eduardo Linares, Taylor Thornsbery, C.J. Burke and Mike Heath were recognized by Mayor Whelchel, Mr. Gomez and Ms. McNichol for their achievement.

REGULAR BUSINESS - PART I:

1. Appointments to the following boards:

- a. Community Appearance Board – three (3) vacancies.

Everett Jenner and Mark Jacobsen interviewed for a position on the Board.

Motion was made by Deputy Mayor Haynie, seconded by Council Member Scott, to reappoint Mr. Jenner, Gregory Miklos, and Krsto Stamatovski. Motion carried on a 4-0 vote; Mayor Whelchel, Deputy Mayor Haynie, Council Members Majhess and Scott voting yes.

Messrs. Jenner, Miklos and Stamatovski were reappointed to the Board.

- b. Community Relations Board – one (1) student vacancy.

Ezra Siegel interviewed for the position but, when queried, indicated his preference was to serve on the Education Advisory Board. Due to his preference and there being no other applicants, no appointment was made.

- c. Education Advisory Board – one (1) “ex officio” student vacancy.

Motion was made by Deputy Mayor Haynie, seconded by Council Member Scott, to appoint Ezra Siegel. Motion carried on a 4-0 vote; Mayor Whelchel, Deputy Mayor Haynie, Council Members Majhess and Scott voting yes.

Mr. Siegel was appointed to the Board.

- d. Police and Firefighters’ Pension Board – one (1) vacancy.

Paul Lawless interviewed for the position on the Board.

Motion was made by Mayor Whelchel, seconded by Council Member Majhess, to appoint Mr. Lawless. Motion carried on a 4-0 vote; Mayor Whelchel, Deputy Mayor Haynie, Council Members Majhess and Scott voting yes.

Mr. Lawless was appointed as a trustee on the Board.

2. Responses to Workshop Information Requests:

The City Manager advised that questions raised at yesterday’s Workshop meeting related to items on this agenda would be covered in tonight’s presentations.

4. Resolution No. 115-2009

A resolution of the City of Boca Raton considering conditional use approval to allow a family resource center on a parcel of land located at 1500 NW 1st Court; providing for severability; providing for repealer; providing an effective date (CA-09-06)

Deputy Mayor Haynie stated that she serves on the Board of Directors for the petitioner, Boca Helping Hands, Inc., and asked the City Attorney for her opinion on whether or not that presented a conflict of interest. Ms. Frieser advised that there was no conflict of interest, providing the reasons for same.

The City Attorney reviewed the quasi-judicial procedure that would govern the public hearing; the City Clerk administered the oath to those who indicated they wished to speak. Under ex parte disclosure, Mayor Whelchel, Deputy Mayor Haynie, and Council Member Scott advised they had spoken to many members of the public; Deputy Mayor Haynie stated she had also spoken to many members on the Board of Helping Hands. Council Member Majhess advised he had spoken to Linda Gove and Anthony Barbar.

Development Services Principal Planner Jennifer Hofmeister gave the PowerPoint presentation. The petition is for conditional use and site plan approval to change the use of the subject property from processing and manufacturing to a family resource center that will be utilized by the non-profit organization, Boca Helping Hands. Information regarding location, acreage, zoning, and land use designation was provided. Proposed changes include extensive interior renovations, building facade improvements and minor modifications to the surface parking area. Ms. Hofmeister reviewed the criteria that governs parking requirements and stated that staff supports the shared parking analysis provided by the petitioner. Twenty-two parking spaces are required and 22 are being provided. The traffic analysis meets the Palm Beach County Traffic Performance Standards ordinance. After review, the Planning and Zoning Board recommended approval; staff also recommends approval.

Attorney Charles Siemon, representing the petitioner, advised that he was available for questions. Mr. Siemon acknowledged concerns that had been raised related to traffic management and flow.

Bill Trinko, owner of an adjacent property, voiced concerns regarding security, litter, and blocking of his driveway. In addition, he sought information regarding how often stacking would occur, hours of operation, and points of client access. He also stated that a slab of concrete was recently poured in the setback and expressed concern about its effect on water run-off. Linda Gove, Boca Helping Hands Executive Director, responded stating that meals would be served on four weekdays between 11:30 a.m. and 12:30 p.m.; one family night meal on a weekday and one noon weekend meal will also be provided. She advised that the concrete slab was poured to accommodate the air-conditioning units. Eric Anderson, project architect, further explained the concrete slab and how run-off issues had been addressed. Mr. Siemon stated that food debris should not be a problem as clients must bring their own non-disposable containers.

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

In response to a query from Council, Ms. Hofmeister advised that the Board of Directors for Boca Helping Hands has approved funding for the security cameras. She suggested a notation could be made in the permit file that the cameras are required.

Motion was made by Council Member Scott, seconded by Mayor Whelchel, to adopt Resolution No. 115-2009.

Motion was made by Council Member Scott, seconded by Deputy Mayor Haynie, to amend Resolution No. 115-2009, to add Condition 6 to Exhibit A, using language generally consistent with the following: "Prior to occupancy of the site, the applicant shall install and thereafter monitor video and/or related surveillance equipment to capture images on a 24 hour, seven day per week basis on the entire site to provide additional security for the site and adjacent property owners."

Prior to the final vote, the City Attorney advised that Resolution No. 115-2009 should be adopted as both amended and revised since there was a revision to the resolution after it was noticed.

The vote on the main motion to adopt Resolution No. 115-2009, as revised and amended, carried on a 4-0 vote; Mayor Whelchel, Deputy Mayor Haynie, Council Members Majhess and Scott voting yes.

Subsequent to the vote, Brook Pickett provided clarification related to a concern that had been expressed in regard to queuing of clients outside of the facility.

3. Consent Agenda:

Mayor Whelchel provided an opportunity for members of the public to comment on the Consent Agenda. No one came forward to speak.

Motion was made by Deputy Mayor Haynie, seconded by Mayor Whelchel, to approve the Consent Agenda. Motion carried on a 4-0 vote; Mayor Whelchel, Deputy Mayor Haynie, Council Members Majhess and Scott voting yes.

a. Sealed Bids

- | | | |
|----|---|-------------|
| 1) | N.W. 12 Avenue Improvements (Palmetto Park Road to N.W. 13th Street)
Requested by Municipal Services & Utility Services
H & J Contracting, Inc. | \$2,776,318 |
| 2) | Wastewater Treatment Plant Final Clarifiers
Refurbishment & Improvements
Requested by Utility Services
Garney Companies, Inc. | \$3,023,635 |
| 3) | On-Site Reclaimed Water Pumping Facility Upgrade
Requested by Utility Services
Intrastate Construction Corp. | \$803,000 |
| 4) | North Beach Renourishment
Requested by Municipal Services
Great Lakes Dredge & Dock Company, LLC | \$7,747,300 |
| 5) | South Beach Renourishment
Requested by Municipal Services
Great Lakes Dredge & Dock Company, LLC | \$1,750,000 |

b. Intergovernmental Agreements

- | | | |
|----|---|-----------|
| 1) | Reclaimed Distribution System Rehabilitation
Requested by Utility Services
Madsen Barr Corporation | \$136,132 |
| 2) | Fire Hydrant Audit
Requested by Utility Services
Metro Hydrant and Valve Services, Inc. | \$93,000 |
| 3) | Sanitary Sewer Manhole Interior Rehabilitation
Requested by Utility Services
Chaz Equipment Co., Inc. | \$124,596 |

4)	Bomb Squad Robot (New) Requested by Police Services Remotec, Inc.	\$192,500
5)	Gasoline and Diesel Fuel Requested by Municipal Services Utility Services Macmillan Oil Company, Mansfield Oil Company, Petroleum Traders, SMF Energy Corp., Land and Sea Petroleum, Palmdale Oil Company	\$751,250
6)	Laboratory Furniture (Replacement) Requested by Utility Services Fisher Hamilton, LLC	\$55,350
7)	Liquid Carbon Dioxide, Bulk Delivery Requested by Utility Services Airgas Carbonic	\$60,000

c. Resolution No. 118-2009

A resolution of the City of Boca Raton requesting the assistance of Governor Crist and the Florida Legislature in order to provide adequate funding and stronger legislation directed toward solutions for the enormous problem of beach erosion within the State of Florida and the City of Boca Raton; providing for severability; providing for repealer; providing an effective date

d. Resolution No. 119-2009

A resolution of the City of Boca Raton approving and accepting an Easement Deed from Broken Sound Club, Inc., over certain lands located at 1401 N.W. 51st Street; providing for severability; providing for repealer; providing an effective date

e. Resolution No. 120-2009

A resolution of the City of Boca Raton waiving the Payment in Lieu of Taxes for the Boca Raton Housing Authority for fiscal year ending September 30, 2010; providing for severability; providing for repealer; providing an effective date

f. Resolution No. 121-2009

A resolution of the City of Boca Raton authorizing the City Manager to execute Work Order No. 7 with Applied Technology and Management Inc., for the purpose of construction phase services for the North Boca Raton Second Beach Renourishment Project; providing for severability; providing for repealer; providing an effective date

g. Resolution No. 122-2009

A resolution of the City of Boca Raton authorizing the City Manager to execute Work Order No. 8 with Applied Technology and Management Inc., for the purpose of construction phase services for the South Boca Raton Beach Renourishment Project; providing for severability; providing for repealer; providing an effective date

h. Resolution No. 123-2009

A resolution of the City of Boca Raton authorizing the Mayor and City Clerk to execute an agreement with Accelerated Technology Laboratories, Inc. for the purpose of procurement for laboratory information systems management software, implementation services, training and annual maintenance of software; providing for severability; providing for repealer; providing an effective date

i. Resolution No. 124-2009

A resolution of the City of Boca Raton authorizing the Mayor and City Clerk to execute a joint participation agreement with the Florida Department of Transportation to provide funding for local public transit service; providing for severability; providing for repealer; providing an effective date

j. Board Resignations

1) Resignation of Richard Robinson from the Police and Firefighters' Pension Board.

k. Receive and File – Employee Election Certification

1) Election of Alan Alford to the Civil Service Board – term to expire October 31, 2012.

l. Receive and File Board Minutes – August 25, 2009

- 1) Citizen's Pedestrian and Bikeway Advisory Board
May 11, 2009
- 2) Community Appearance Board
June 23, 2009
June 30, 2009
July 7, 2009
July 14, 2009
- 3) Historic Preservation Board
May 19, 2009
- 4) Library Advisory Board
April 29, 2009
- 5) Parks and Recreation Board
July 7, 2009
- 6) Pearl City Blue Ribbon Committee
May 28, 2009
- 7) People With Disabilities
May 7, 2009 (Program and Special Events Committee)
June 4, 2009

- 8) Planning and Zoning Board
March 19, 2009
May 7, 2009
- 9) Police & Firefighters' Pension Board
May 27, 2009 (Trustee Educational Forum)
May 28, 2009
June 25, 2009

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:

5. Resolution No. 116-2009

A resolution of the City of Boca Raton considering an amendment to an approved site plan of the Town Center at Boca Raton Mall to relocate previously approved square footage, modify and add valet areas, and extend the date of expiration of the site plan approval (including an extension of the concurrency expiration date) located at 6000 West Glades Road; providing for an amended and restated site plan consolidating approvals issued under Resolution No. 116-2006, Planning and Zoning Board Resolution No. 07-03, Planning and Zoning Board Resolution No. 08-35 and the amendments requested hereunder, providing for severability; providing for repealer; providing an effective date (SC-09-05)

The Mayor explained that the quasi-judicial procedure as previously reviewed by the City Attorney would also govern this public hearing; the City Clerk administered the oath to those who indicated they wished to speak. Under ex parte disclosure, Deputy Mayor Haynie stated that she had spoken with Russell Devick, architect for the project.

Development Services Principal Planner Jim Bell gave the PowerPoint presentation. Information regarding location, acreage, zoning, and land use designation was provided, as was background information and specifics related to the relocation of the previously approved square footage. In regard to valet areas, an additional 477 valet parking spaces, for a new total of 894 assigned spaces, is proposed; the modification to the valet parking area will result in 20 additional parking spaces on the Mall property, thus resulting in a decrease to the previously approved technical deviation. It was noted that the petitioner participates in the Traffic Demand Management Plan for the Mall and planned modifications will result in no new trips being generated. Staff supports the request to extend the site plan approval to 2011 and is requiring that all building permits for the Mall site be issued by December 31, 2013, which is consistent with the County's new traffic concurrency approval build out date. Both staff and the Planning and Zoning Board recommend approval, subject to the conditions contained within the resolution.

Mr. Bell then responded to questions.

Russell Devick from CH2MHill, architect for the project, advised he was available for questions and brought to Council's attention that Mr. Bell had inadvertently transposed numbers during his presentation for the square foot reallocation that would allow for a second floor expansion of small retail shops in the food court area; the correct number of square feet proposed to be reallocated for this purpose is 7,203 sq. ft., not 7,023 sq. ft.

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

Motion was made by Deputy Mayor Haynie, seconded by Council Member Majhess, to adopt Resolution No. 116-2009. Motion carried on a 4-0 vote; Mayor Whelchel, Deputy Mayor Haynie, Council Members Majhess and Scott voting yes.

6. Resolution No. 117-2009

A resolution of the City of Boca Raton considering conditional use approval to allow for the construction of a furniture showroom on a parcel of land located at 3350 Airport Road; providing for severability; providing for repealer; providing an effective date (CA-09-01/SPA-09-06)

The Mayor explained that the quasi-judicial procedure as previously reviewed by the City Attorney would also govern this public hearing; the City Clerk administered the oath to those who indicated they wished to speak. Under ex parte disclosure, all members present indicated they had spoken with Jorge Garcia and Keith Koenig.

Development Services Senior Planner Daryl Johnson gave the PowerPoint presentation. Mr. Johnson explained that the petition included conditional use and site plan approval and a technical deviation request for a reduction in driveway reservoir distance. Information regarding location, acreage, zoning, and land use designation was provided. The proposed furniture showroom facility totals 93,860 square feet and includes both an Ashley Furniture and City Furniture showroom. The parking space requirement is 113 spaces and 113 spaces are being provided. Vehicle ingress and egress locations were pointed out. Following review of the petition, the Planning and Zoning Board recommended approval; staff also recommends approval.

Jorge Garcia, architect for the project, provided additional details. Displaying a rendering of the proposed showroom, Mr. Garcia stated this site was a prototype for future facilities. Rick Hasslinger, representing the petitioner, was also present for questions.

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

Motion was made by Council Member Scott, seconded by Council Member Majhess, to adopt Resolution No. 117-2009. Motion carried on a 4-0 vote; Mayor Whelchel, Deputy Mayor Haynie, Council Members Majhess and Scott voting yes.

REGULAR BUSINESS – PART III – REGULAR PUBLIC HEARINGS:

8. Ordinance No. 5101

An ordinance of the City of Boca Raton repealing Division 13, Article III, Chapter 2, Code of Ordinances, relating to the Telecommunications Advisory Board; providing for severability; providing for repealer; providing for codification; providing an effective date

Deputy City Manager George Brown made the presentation. He advised that the ordinance deletes the section of the Code related to the Telecommunications Advisory Board, thereby dissolving the Board. They last met in February 4, 2008 and presented their final report at the March 24, 2008 City Council Workshop, at which time they requested that the City Council take action to sunset the Board.

In response to a query, Mr. Brown confirmed that the Board initiated the request to be sunset. He advised that some members of the Board continue to provide advice, as residents, to the City on telecommunication issues.

Gene Folden, a former member of the Telecommunications Advisory Board, gave an entertaining PowerPoint presentation, in which he suggested that advisory boards should be required to report regularly to City Council. He also felt that members with inadequate attendance should be removed and applicants should be required to attend meetings of the Board to which they are seeking appointment prior to being considered for that appointment. He commented favorably regarding the expertise of the recent pool of applicants for the newly-created Green Living Task Force and drew parallels between their level of expertise and that of the members of the Telecommunications Advisory Board.

Expressions of appreciation were extended to Mr. Folden and all persons who had served on the Telecommunications Advisory Board.

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

Motion was made by Council Member Scott, seconded by Council Member Majhess, to adopt Ordinance No. 5101. Motion carried on a 4-0 vote; Mayor Whelchel, Deputy Mayor Haynie, Council Members Majhess and Scott voting yes.

9. Ordinance No. 5102

An ordinance of the City of Boca Raton amending the Code of Ordinances related to expense reimbursement for members of City boards and commissions; deleting Section 2-53, Code of Ordinances and amending Sections 2-174, 2-259, 2-272(b), 19-69, and Section 28-230, Code of Ordinances, as provided herein; providing for severability; providing for repealer; providing for codification; providing an effective date

Deputy City Manager George Brown made the presentation. Mr. Brown stated that Ordinance No. 5102 deletes the \$10.00 stipend provided to certain board and commission members. The ordinance was prepared as the result of consensus direction given by Council at the last goal setting session. Background information was provided. The fiscal impact of eliminating this expense is approximately \$15,200.

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

Motion was made by Council Member Scott, seconded by Deputy Mayor Majhess, to adopt Ordinance No. 5102. Motion carried on a 4-0 vote; Mayor Whelchel, Deputy Mayor Haynie, Council Members Majhess and Scott voting yes.

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

There was no business for consideration.

REGULAR BUSINESS – PART V - INTRODUCTION OF ORDINANCES:

10. Ordinance No. 5103

An ordinance of the City of Boca Raton amending Section 17-230 to provide for annual adjustments to the stormwater utility fees and an indicator to establish the amount of the adjustments; providing for severability; providing for repealer; providing for codification; providing an effective date

Deputy Mayor Haynie introduced the ordinance.

11. Ordinance No. 5104

An ordinance of the City of Boca Raton amending Sections 17-45 and 17-84, Code of Ordinances, to provide for annual adjustments to the water and sewer rates and charges based on an indicator to establish the amount of the adjustments; providing for severability; providing for repealer; providing for codification; providing an effective date

Council Member Scott introduced the ordinance.

12. Ordinance No. 5105

An ordinance of the City of Boca Raton amending Section 2-328, Code of Ordinances, to provide for annual adjustments to the Municipal Cemetery and Mausoleum and the Municipal Golf Course fees based on an indicator to establish the amount of the adjustments; providing for severability; providing for repealer; providing for codification; providing an effective date

Mayor Whelchel introduced the ordinance.

13. Ordinance No. 5106

An ordinance of the City of Boca Raton amending Section 12-132, Code of Ordinances, relating to the Police and Firefighters' Retirement System regarding eligibility to serve on the Board of Trustees; providing for severability; providing for repealer; providing for codification; providing an effective date

Council Member Majhess introduced the ordinance.

14. Ordinance No. 5107

An ordinance of the City of Boca Raton adopting final millage rates and levying ad valorem taxes for the fiscal year beginning October 1, 2009 and ending September 30, 2010; stating the percentage by which the millage to be levied is less than "rolled-back rate"; directing the City Manager or the Office of Management and Budget Director to adjust the adopted millage rates in the event of changes in the assessment roll and taxable value; providing for severability; providing for repealer; providing an effective date

Deputy Mayor Haynie introduced the ordinance.

15. Ordinance No. 5108

An ordinance of the City of Boca Raton adopting a final budget and appropriating funds for the fiscal year beginning October 1, 2009 and ending September 30, 2010; providing for severability; providing for repealer; providing an effective date

Council Member Scott introduced the ordinance.

REGULAR BUSINESS - PART VI - PUBLIC REQUESTS:

Prior to opening the floor for public requests, Mayor Whelchel, Deputy Mayor Haynie and Council Member Scott commented on City Clerk Sharma Hagerty's service to the City and wished her well in her retirement.

Education Advisory Board Chairman Fred Schwartz, speaking on behalf of the Board, requested that Council direct the City Manager to form a task force for the purpose of conducting a feasibility study in regard to the conversion of the 10 public schools located within the City limits to Charter Schools. Members were unanimous in their support and directed the City Manager to proceed.

At this time, Mayor Whelchel commented that parents have contacted her regarding the increase in the school population at Addison Mizner Elementary, as well as other schools, and its negative impact on class size.

Debra Oster, Chairman of the North Federal Highway Steering Committee, advised that the Committee's sunset date is tomorrow and asked for an extension of two years. The City Manager was directed to prepare a resolution for consideration at the next meeting.

Kirk Teague spoke in opposition to red light cameras, citing litigation that has been filed in other communities.

Robert DuKate, using a PowerPoint presentation, again advocated reversal of Council's decision in 2007 related to the Boca Teeca/Ocean Breeze project, requesting that the Department of Community Affairs' review be suspended.

REGULAR BUSINESS - PART VII- RESOLUTIONS AND OTHER BUSINESS:

There were no items for consideration.

CITY MANAGER RECOMMENDATIONS AND REPORTS:

The City Manager asked Council to provide direction as to the role they wished the City to play in economic development. Following discussion of the options, it was determined that Mr. Ahnell would come back with specific recommendations at the September 22, 2009 Regular Meeting.

CITY ATTORNEY REPORTS:

The City Attorney had no reports.

MAYOR AND COUNCIL MEMBER REPORTS:

Deputy Mayor Haynie stated that the South Florida Regional Transportation Authority (SFRTA) has requested a letter of support for their application for Department of Transportation funding for a second Tri-Rail station in the area of Town Center Mall. Council voiced unanimous support and the Mayor signed the letter that had been drafted.

Ms. Haynie noted her recent attendance at the Florida League of Cities Conference, and advised the City of Port St. Lucie has had success with a novel approach related to code compliance issues, particularly in regard to foreclosures. Nuisance abatement improvement assessments are being levied as a method for achieving compliance and recovering costs instead of a code enforcement lien process. She advised that she has shared this information with the City Manager and he is exploring it as a possible option.

Deputy Mayor Haynie provided members with a pamphlet that she had obtained at the aforementioned conference from a business that provides the service of maintaining a registry of vacant and abandoned properties. The City Manager has also been asked to investigate if using such a service would be beneficial.

Council Member Scott shared information that she had obtained at the same conference regarding an alert messaging service, imediaReach. Similar to the citizen alert system that the City uses to notify citizens via telephone of emergency situations, this system provides alerts via text messaging to cell phones. She suggested it as a possible supplement to the CodeRed System currently used.

Ms. Scott reminded members and the public of the jazz concert to be held in Sanborn Square on Thursday night, August 27, 2009. It is the second in a series of three jazz concerts being held at various locations in the downtown.

Mayor Whelchel advised that she had been contacted by a business in the Sanborn Square area, who advised they would be open for business the night of the jazz concert.

ADJOURNMENT:

Motion was made by Deputy Mayor Haynie, seconded by Mayor Whelchel, to adjourn the meeting. Motion carried unanimously on a voice vote; Mayor Whelchel, Deputy Mayor Haynie, Council Members Majhess, Mullaugh and Scott voting yes.

The regular meeting of the City Council of the City of Boca Raton adjourned at approximately 8:28 p.m. on Tuesday, August 25, 2009.

Susan Whelchel, Mayor

ATTEST:

Susan Saxton, City Clerk