

# **City of Delray Beach**

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## **Minutes - Final**

**Tuesday, September 4, 2018**

**1:00 PM**

**Special Meeting (Closed Attorney/Client Session) at 1:00 p.m.**

**Delray Beach City Hall**

## **City Commission**

*Mayor Shelly Petrolia  
Vice Mayor Adam Frankel  
Deputy Vice Mayor Shirley Ervin Johnson  
Commissioner Bill Bathurst  
Commissioner Ryan Boylston*

**Pursuant to Section 3.12 of the Charter of the City of Delray Beach the Mayor has instructed me to announce a Special Meeting of the City Commission to be held for the following purposes:**

**SP.1. 18-575**

CLOSED ATTORNEY/CLIENT SESSION pursuant to F.S. 286.011(8) re: DHBH Atlantic LLC and 60 ½ LLC v. City of Delray Beach, Florida, Case No. 502018CA006811XXXXM-AD.

Attendees:

Mayor Shelly Petrolia  
Vice Mayor Adam Frankel  
Deputy Vice-Mayor Shirley Ervin Johnson  
Commissioner William Bathurst  
Commissioner Ryan Boylston  
City Manager Mark Lauzier  
City Attorney R. Max Lohman  
Assistant City Attorney Lynn Gelin  
A certified court reporter

Purpose: Case Status Discussion and Strategy Meeting.

Sponsors: City Attorney Department

Attachments: [Agenda Cover Report](#)

[Closed Door Session Memo - DHBH Atlantic LLC](#)

The roll call was taken by the City Clerk.

Mayor Petrolia called a Special Meeting (Closed Attorney/Client Session) to order at 1:03 p.m.

Mayor Petrolia reconvened the Executive Session at 1:42 p.m.

Vice Mayor Frankel made a motion for the City of Delray Beach to enter into settlement negotiations by DHBH Atlantic LLC pursuant to what was discussed in the closed door session removing the height limitation from their property and putting it before the Atlantic Avenue Limited Height Area (AALHA). It was seconded by Commissioner Boylston. A roll call vote was taken and the motion passed 3-2 with Commissioner Bathurst and Mayor Petrolia dissenting.

Mayor Petrolia stated that the Executive Session has concluded and the Commission is back in public session.

The meeting was adjourned at 1:45 p.m.