

## **EXHIBIT “A”**

### **ARTICLE II** **Composition of the Agency**

2.1 Composition of the Agency. The members of the Community Redevelopment Agency Board of Commissioners (hereinafter referred to as the “Board”) shall be composed of ~~seven Commissioners appointed by the~~ its governing body, the City Commission of the City of Delray Beach, and two appointed persons to act as members of the Board pursuant to section 163.357, Florida Statutes.

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### **ARTICLE III** **Meetings of the Agency**

3.13 Public’s Right to Comment. Members of the public shall be given a reasonable opportunity to be heard by the Board before the Board takes official action on a proposition. Public participation at Board meetings shall be provided in a manner consistent with the following procedures:

1. Public comment shall be permitted on agenda and non-agenda items as provided in the Order of Business. Members of the public shall be entitled to speak for an amount of time not to exceed three (3) minutes per person. Additional time may be permitted at the discretion of the Chair with the consent of the Board.
2. By consensus of the Board, public comment may take place after an individual agenda item.
3. The Board may consider a request by an individual to speak on behalf of an organization, group, or faction for a time period not to exceed five (5) minutes.
4. Members of the public ~~will~~ may be requested to complete a form or other document in order to inform the Board of a desire to be heard, to indicate his or her support, opposition, or neutrality on a proposition, and to indicate his or her designation of a representative to speak for his or her on his or her group on a proposition if he or she chooses.
5. If a member of the public desires to provide public comment, the member of the public shall step to the floor microphone and state her/his name and address in an audible tone for the record.
6. ~~Remarks shall be limited to the question(s) or issue(s) under consideration.~~

- ~~7.6.~~ The Chair may further reasonably limit the time period provided for public comment, as necessary, in order to ensure that all members of the public seeking to speak are afforded an opportunity to do so in a timely manner.
- ~~8.7.~~ Members of the public are permitted and encouraged to submit written comments to the Board Secretary in advance of a Board Meeting, which shall become part of the official public record.
- ~~9.8.~~ Any person making disruptive, impertinent or slanderous remarks, or who shall become boisterous while addressing the Council and refuses to stop may be requested to leave the meeting by the Chair.
- ~~10.9.~~ Any person who, at a Board meeting, willfully interrupts or disrupts the meeting in violation of Section 871.01, Fla. Stat., entitled "Disturbing Schools and Religious and Other Assemblies," is subject to arrest by those law enforcement officers present.
- ~~11.10.~~ The public's right to speak prior to official action being taken by the Board does not apply in the following circumstances:
- a. If the Board must take official action to deal with an emergency situation affecting the public health, welfare, or safety, when compliance with the requirements would cause an unreasonable delay in the ability of the Council to act;
  - b. Official action by the Board involving no more than a ministerial act, including, but not limited to, approval of minutes and ceremonial proclamations;
  - c. A meeting that is exempt from the open meeting requirements of Section 286.011, Fla. Stat.; or
  - d. Meetings in which the Board is acting in a quasi-judicial capacity; however, this exclusion does not affect the right of a person to be heard as otherwise provided by law.

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#### **ARTICLE IV**

#### **Officers and Employees of the Agency**

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4.7 Executive Director. The Board shall appoint an Executive Director to administer its business and operations.

1. General. The Executive Director shall be the chief executive officer of the CRA, and shall serve at the pleasure of the Board. The CRA Board shall establish the compensation of the Executive Director, at least annually. The Executive Director shall not also be a member of the Board.
2. Responsibility. The Executive Director shall be responsible for carrying out the policies established by the Board, and shall have general supervision over, and be responsible for the hiring of CRA employees, and the day to day operations of the CRA. The Executive Director, with the approval of the Board, through the budgeting process, shall set the compensation for the employees of the CRA.
3. Property Negotiations. The Executive Director may evaluate and negotiate for the CRA to acquire appropriate parcels of property in accordance with approved CRA redevelopment plans, applicable law, and Board actions. All contracts for the purchase and sale of property shall be subject to Board approval.
4. Settlement Authority. The Executive Director has settlement authority up to and including \$25,000 for all property damage, bodily injury, and other claims and litigation.

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## **ARTICLE VI**

### **Amendment of the By-Laws**

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6.2 Proposal of Amendments. Any Board member or the Executive Director may propose an amendment to these By-Laws by written proposal to be sent to all members of the Board, and the proposed amendment shall be considered at the next regular or special meeting of the Agency. Notice of any proposed amendment, and a copy of the amendment shall be provided to each Board member no later than seven (7) days prior to the meeting at which the amendment will be considered. The vote required to pass an amendment to the By-Laws shall be a majority vote of the members of the Board.