

City of Delray Beach

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Minutes - Draft

Tuesday, September 10, 2019

1:00 PM

Special Meeting at 1:00 PM

Delray Beach City Hall

City Commission

Mayor Shelly Petrolia
Vice Mayor Shirley Ervin Johnson
Deputy Vice Mayor Bill Bathurst
Commissioner Adam Frankel
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:

Mayor Petrolia called the Special Commission Meeting to order at 1:00 p.m.

The roll call was taken by the Deputy City Clerk.

The following were in attendance:

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

Others present were:

Neal de Jesus, Interim City Manager
Lynn Gelin, City Attorney
Beverly Searvogel-Graikowski, Deputy City Clerk

SP.1 [19-907](#)**DISCUSSION AND DIRECTION FOR THE CITY MANAGER
RECRUITMENT PROCESS**

Mayor Petrolia stated the special meeting was called to discuss and give direction for the City Manager recruitment process.

Discussion between Mayor Petrolia, City Attorney Gelin and the Commissioners ensued regarding the failed negotiations of Mr. Cernech's contract as the new City Manager and his withdrawal from consideration as City Manager for Delray Beach.

Vice Mayor Johnson stated her direction would be to pursue the other two candidates, if they were still interested. Interim City Manager de Jesus shared with the Commission that both candidates were still interested; however, he stated the Commission should come to a consensus by identifying the particular candidate they wish to engage in negotiations with.

Commissioner Boylston inquired if there was any interest from the Commission to interview the remaining two candidates from the initial selection of 5. He stated the reason they didn't make it to the top 3 was due to their geographical location.

Commissioner Frankel stated his view was to go back out for a whole new search. He wanted to speak to Mr. Burg from the recruitment agency before making a final decision. There was not a consensus to move forward with this direction.

Mayor Petrolia asked the Commission if they would be agreeable to interviewing the two remaining candidates from the top 5 selection. Commissioner Frankel, Commissioner Boylston and Deputy Vice Mayor Bathurst were all in agreement. Mayor Petrolia and Vice Mayor Johnson were not.

Interim City Manager Chief de Jesus stated that he is willing to stay on in his position as the Interim City Manager until the new City Manager is in place.

Vice Mayor Johnson inquired about the contract for Interim City Manager

de Jesus stating it was her understanding that it was only for a period of 90 days. Interim City Manager de Jesus stated his contract is valid; however, there are some provisions that need to be discussed, which were supposed to be discussed in July. Discussion continued regarding his contract. Deputy Vice Mayor Bathurst urged the Commission to move forward with voting on Interim City Manager de Jesus's contract. City Attorney Gelin stated she would provide copies of the contract and pointed out that the three provisions that changed were the salary to be the same as Mr. Lauzier's, the requirement of obtaining a Bachelor's degree was removed and the notice of termination was increased from 90-days to 180-days.

Commissioner Frankel moved to amend the Interim City Manager's contract with the three provisions that were mentioned. It was seconded by Deputy Vice Mayor Bathurst. A roll call vote was taken, the motion carried 3-2 with Mayor Petrolia and Vice Mayor Johnson dissenting.

There being no further business to discuss, Mayor Petrolia adjourned the meeting at 1:45 p.m.