

# Lehigh Acres Community Planning Corporation, Inc.

Call to Order by Chair Frank LaRosa @ 7:05 PM

Roll Call by Secretary Baker

Present

- ✓ Frank LaRosa, Bo Turbeville, John Dixon Morrow, Liz Eilf , Charlie Difelice, Keith Richter, John Miller, Wayne Elrod, Willard Baker

Excused

- ✓ Jim Fleming

UnExcused

- ✓ Azelma Simmons

Invocation

Pledge of Allegiance by Vice President LaRosa

## Organizational Agenda: (as revised at the May 11 meeting)

1. Review and Approval of the Agenda
2. Review and Approval of Meeting Minutes
3. Accept Resignations (Feng, Duncan & Fleming –Chair)
  - a. Board Vacancies to be filled (Barrett, Feng, Duncan)
  - b. Procedure change for filling of vacancies
4. Removal of LaRosa - Malfeasance, Misfeasance (Miller)
5. Board Officer positions to be filled (Co-Chair, Treasurer)
6. Request for Treasurer's Report (LaRosa)
7. Proposed Workshop for the Board (LaRosa)
  - a. Financial findings
  - b. Policy & Procedures (Spending & Accountability)
8. Financial Spending Approval for:
  - a. Reimbursement for PO Box (Willard Baker)
  - b. Purchase of recorder for meeting minutes (Rec. Sec. Adams)

## Community Planning Agenda:

9. Board Attorney progress (Mudd, DiFelice).
10. Planner progress (Mudd, Bo Turbeville, Keith Richter, Linda Carter, Daryl Walters and Wayne Elrod)
11. Subcommittee Reports

New Business:

Old Business:

Quarterly Meetings discussion (Baker)

Open Public Comments on Any Subject Relevant to the Authority, Scope and Mission of the Planning Process (2-3 Minutes Enforced).

Adjournment

### Open Public Comment on the Following Agenda Items:

- ❖ John Miller attempted a motion to use an attorney present during the meeting; seconded; LaRosa ruled “out-of-order, not on the Agenda”
- ❖ Commissioner John Albion spoke re:
  - Previous warning to the panel to “keep the focus”, that the panel had enemies
  - Believed successes would come out of the panel
  - Things got distracted during previous meetings, use it as a Lessons Learned
  - Panel recognized as the will of the Community
  - Advised restrictions on public input, this is not a town hall meeting
  - Some citizens had been robbed of their opportunity to speak due to a few; who ran the show or intimidated some
  - Need to achieve a balance in the meeting; respect each other
  - Referendum is not going to happen, even if it did it would be non-binding
  - Growth Management Act rests with the elected officials; Dept of Community Affairs ensures that the plan falls under the GMA
- ❖ Eugene Barousch spoke feeling that \$25,000 was not enough to create this plan, that additional funding would be needed
- ❖ Miller, DiFelice moved for an attorney to chair the meeting
- ❖ Tom Dougherty (Attny) – brought to the meeting by the Chamber of Commerce, paid for by an anonymous donor for the Committee’s use
  - Felt the public comments should be only at the end of the meetings, less disruptive
  - Offered to provide suggestions & guidance to make the meetings more smooth
  - Suggested the use of a parliamentarian
  - Reminded that all Board members are equal, the chair’s only power is to “run” the meeting
- ❖ LaRosa disagreed with Dougherty – stating this was not on the Agenda, he was out of line
- ❖ Kevin Shea – suggested to table the removal of LaRosa due to lack of legal council
- ❖ John Miller moved to suggest the use of the “free” legal council for this meeting; DiFelice seconded
- ❖ Pat MacDonald reminded the panel they could adjust the Agenda, LaRosa would be unable to stop them
- ❖ Frank Lohlein voiced his concerns re:
  - The original 14 represented groups, claiming violation of the 5<sup>th</sup> and 14<sup>th</sup> Amendments
  - CAIT would pursue court action re: the Referendum, it would only cost \$125 in court fees
- ❖ Debra Shuman, President of the Lehigh Chamber of Commerce, offered support to the board
  - Stated there had been anonymous donors to have the Chamber obtain legal council for the Board. The legal council in attendance had no ties with the Chamber
- ❖ Robert Anderson stated the Board must follow Robert’s Rules to have the Chair appoint the vacant Co-Chair and Treasurer position
  - Stated the Board had financial issues
- ❖ **M59 Motion approved to adjust the Agenda**, DiFelice (LaRosa, Morrow, Richter, Turbeville against) (Baker, DiFelice, Eilf, Elrod, Miller for)
- ❖ **M60 Motion approved to accept resignations of Duncan, Feng and Fleming**
  - ❖ Craig Boisler (Attny) – advised Board to appoint a parliamentarian to ensure the Board was in compliance with Robert’s Rules; offered his services
- ❖ **M61 Motion approved to accept Boisler for use during this meeting** (Elrod, seconded by Eilf; unanimous)

- ❖ Question arose regarding the legal notice used to advertise the Board Vacancies
- ❖ Web stated Vacancies, Papers listed Vacancy and two-vacancies; but did provide the information in news articles which included how to apply and the deadline for applying
- ❖ Due to this being the previous policy for filling vacancies and there being ten applicants with most in attendance the Board proceed with filling the vacancies
- ❖ **M62 Motion approved to fill all vacancies** (Elrod, seconded by DiFelice) (LaRosa, Miller against)
- ❖ **M63 Motion approved to accept the Agenda as Amended** (Morrow seconded by Elrod) (Miller against)
- ❖ **M64 Motion approved to accept the April Meeting Minutes** (unanimous)
  - ❖ DiFelice stated he would like to see nominations vs ranking; Albion stated he preferred nominations to the ranking process
- ❖ **M65 Motion approved to use Nominations vs Ranking** for the filling of Board Vacancies (DiFelice seconded by Miller) (Eilf, LaRosa, Richter, Turbeville against)
  - ❖ Applicants provided their background and experience to the Board, nominations began
    - Patricia Vealey nominated by Richter, seconded by DiFelice (unanimous)
    - Moises Gallegos nominated by Eilf, seconded by Richter
    - Mike Welch nominated by Morrow, seconded by LaRosa
    - Damon Shelor nominated by Baker, seconded by Elrod
  - ❖ After the filling of the Board vacancies – appreciation was expressed to those who applied and a special thanks to the support of Linda Carter
  - ❖ Boisler pointed out the Co-Chair fills the duties of the Chair but that does not make him the Chair; Article 7.3 of the By-Laws
  - ❖ LaRosa felt Robert's Rules allowed him to be Chair
  - ❖ Miller motioned for Bo Turbeville to be appointed Chair; seconded by DiFelice
  - ❖ LaRosa denied
  - ❖ Richter made a nomination for Patty Vealy to be Treasurer
  - ❖ Albion pointed out to LaRosa he could be up for Malfeasance / Misfeasance
    - Advised LaRosa to allow motions made by Board members, he could vote against the motion when the time cam
    - If it is wrong it could be corrected at the next meeting
    - Chairman is not to decide; everyone is on a level playing field
  - ❖ LaRosa stated several times – he would resign from his seat
  - ❖ Albion reminded LaRosa the Board supported him by placing him as Co-Chair in the first place; but the Board would like the opportunity to select their own Chair
  - ❖ LaRosa reminded Albion the next Agenda item was for his removal
- ❖ **M66 Motion approved to appoint Bo Turbeville as Chair** (Miller seconded by Elrod) (Morrow against)
  - ❖ Meeting Adjourned due to time limitations @ 9:10 PM

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