



City of Hallandale Beach  
City Commission  
400 S. Federal Highway  
Hallandale Beach, FL 33009

Mayor Joy F. Cooper  
Vice Mayor Keith S. London  
Commissioner Michele Lazarow  
Commissioner Anthony A. Sanders  
Commissioner Anabelle Taub

Interim City Manager Jennifer Frastai  
Interim City Attorney Andre McKenney  
City Clerk Mario Bataille, CMC

## Meeting Minutes

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Tuesday, November 29, 2016

4:30 PM

Commission Chambers

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### **Special City Commission Meeting**

#### **1. CALL TO ORDER**

*Mayor Cooper called the meeting to order at 4:36 PM.*

#### **2. ROLL CALL**

**Present:** 4 - Mayor Cooper, Commissioner Lazarow, Vice Mayor London and Commissioner Taub

**Absent:** 1 - Commissioner Sanders

*Acting City Manager Frastai and City Attorney Whitfield were also present.*

#### **3. PLEDGE OF ALLEGIANCE**

#### **4. CITY BUSINESS**

A. DISCUSSION ON THE CONTRACTS OF THE CITY MANAGER AND CITY ATTORNEY. (SPONSORED BY VICE MAYOR KEITH S. LONDON)

*Vice Mayor London requested the discussion on the City Attorney and City Manager's contracts to be taken separately and in the respective order.*

*Mayor Cooper opened the floor to public participation.*

*Barbara Southwick spoke in favor of all the board/committee members that dedicate their time to the City, and further requested that the newly elected and seating elected officials refrain from vacating board appointments.*

*Rodger Skipper spoke in support of reviewing the City Manager's contract and posed general questions regarding the alleged misconduct of staff as it relates to the abuse of power.*

*City Attorney Whitfield advised the City Commission to refrain from responding to Mr.*

*Skipper's questions, as he is in active litigation with the City.*

#### **DISCUSSION ON THE CITY ATTORNEY'S CONTRACT**

*Vice Mayor London moved to terminate the City Attorney's contract with cause. The motion was seconded by Commissioner Lazarow.*

*Vice Mayor London enumerated reasons as to why City Attorney Whitfield's contract should be terminated with cause.*

*City Attorney Whitfield responded to the allegations made by Vice Mayor London.*

*Mayor Cooper spoke in opposition to the motion.*

*A motion was moved by Vice Mayor London, seconded by Commissioner Lazarow, to call the question. The motion carried by a 4/0 Voice Vote.*

**A motion was made by Vice Mayor Keith S. London, seconded by Commissioner Michele Lazarow, to terminate City Attorney Whitfield with cause. The motion carried by the following vote:**

**Ayes:** 3 - Commissioner Lazarow, Vice Mayor London and Commissioner Taub

**Nayes:** 1 - Mayor Cooper

**Absent:** 1 - Commissioner Sanders

*Former City Attorney Whitfield read a statement into the record.*

*Mayor Cooper left the meeting at 5:30 PM.*

*Deputy City Attorney McKenney joined the meeting as Acting City Attorney.*

#### **DISCUSSION ON THE CITY MANAGER'S CONTRACT**

**A motion was made by Vice Mayor London, seconded by Commissioner Lazarow, to appoint Deputy City Attorney McKenney as Interim City Attorney and to engage the legal services of Gray Robinson as Special Counsel for the discussion on the City Manager's contract. The motion carried by the following vote:**

**Ayes:** 3 - Commissioner Lazarow, Vice Mayor London and Commissioner Taub

**Nayes:** 0

**Absent:** 2 - Mayor Cooper and Commissioner Sanders

*Vice Mayor London opened discussion on the City Manager's contract.*

*Attorney Zelkowitz joined the meeting as Special Counsel on behalf of Gray Robinson.*

*Vice Mayor London enumerated reasons as to why City Manager Rosemond's contract should be terminated with cause.*

*Special Counsel Zelkowitz advised if it is the will of the City Commission to suspend the City Manager, he would need direction to draft a resolution which states the reasons for proposed removal of the City Manager and to direct City staff to make available all records related to the specific reasons enumerated by Vice Mayor London to Special Counsel Gray Robinson.*

*Freddy Perera, legal counsel to City Manager Rosemond, introduced himself and made brief remarks with respect to the allegations made by Vice Mayor London.*

*Special Counsel Zelkowitz responded to the remarks made by Attorney Perera and provided an explanation to Commissioner Lazarow's questions.*

**A motion was made by Commissioner Lazarow, seconded by Vice Mayor London, to draft a resolution which states the reasons for proposed removal of the City Manager, to direct City staff to make available all records related to the specific reasons enumerated by Vice Mayor London, and to bring forth the resolution at a Joint City Commission and HBCRA Board of Directors Meeting to be scheduled on December 1, 2016 at 6:30PM. The motion carried by the following vote:**

**Ayes:** 3 - Commissioner Lazarow, Vice Mayor London and Commissioner Taub

**Nayes:** 0

**Absent:** 2 - Mayor Cooper and Commissioner Sanders

*For the benefit and continuity of the organization, Acting City Manager Frastai recommended the City Commission to consider engaging Special Counsel Gray Robinson to enter into negotiations with City Manager Rosemond's legal counsel to establish a separation agreement that may be presented to the legislative body.*

*Vice Mayor London thanked Acting City Manager Frastai and staff for maintaining the continuity of City operations and further reiterated City Manager Rosemond was given*

*the opportunity to resign prior to any action taken by the City Commission.*

*Responding to Acting City Manager's recommendation, Interim City Attorney McKenney stated City Manager Rosemond is entitled to waive the provisions provided for him in the City Charter by way of tendering his resignation.*

*Responding to Vice Mayor London's comment, Attorney Perera clarified City Manager Rosemond is opposed to resigning. Attorney Perera further clarified City Manager Rosemond is open to reaching an amicable separation agreement as recommended by Acting City Manager Frastai.*

*Vice Mayor London encouraged Attorney Perera to contact Special Counsel Gray Robinson with any questions or comments he may have.*

**A motion was made by Vice Mayor London, seconded by Commissioner Taub, to change the December 7, 2016 Regular Commission Meeting time to commence at 6:30PM. The motion carried by the following vote:**

**Ayes:** 3 - Commissioner Lazarow, Vice Mayor London and Commissioner Taub

**Nayes:** 0

**Absent:** 2 - Mayor Cooper and Commissioner Sanders

## **5. ADJOURN**

*There being no further business, Vice Mayor London adjourned the meeting at 6:16 PM.*