

**CITY OF RIVIERA BEACH
PALM BEACH COUNTY, FLORIDA
UTILITY SPECIAL DISTRICT MEETING MINUTES
MUNICIPAL COMPLEX COUNCIL CHAMBERS
MONDAY, SEPTEMBER 19, 2016 AT 5:00 P.M.**

(The following may contain unintelligible or misunderstood words due to the recording quality.)

[Before meeting chatter]

[Gavel]

CALL TO ORDER

BOARD CHAIR DAVIS: At this time, we're gonna call this Water Utility District meeting to order. Madam Clerk, roll call, please.

Roll Call

DISTRICT DEPUTY CLERK BURGESS: Board Chairperson Terence Davis?

BOARD CHAIR DAVIS: Here.

DISTRICT DEPUTY CLERK BURGESS: Chair Pro Tem KaShamba Miller-Anderson?

BOARD CHAIR PRO TEM MILLER-ANDERSON: Present.

DISTRICT DEPUTY CLERK BURGESS: Board Member Lynne Hubbard?
[Pause]. Board Member Tonya Davis Johnson? [Pause]. Board Member Dawn Pardo?

BOARD MEMBER PARDO: Present.

DISTRICT DEPUTY CLERK BURGESS: Mayor Thomas Master? [Pause]. City Manager Ruth Jones?

CITY MANAGER JONES: Present.

DISTRICT DEPUTY CLERK BURGESS: District Deputy City Clerk Jacqueline Burgess is present. District Attorney Andrew Degraffenreidt?

DISTRICT ATTORNEY DEGRAFFENREIDT: Here.

DISTRICT DEPUTY CLERK BURGESS: We have a quorum.

Invocation

Pledge of Allegiance

BOARD CHAIR DAVIS: Okay. Now let's all stand for the Pledge.

[Inaudible whispering]

[Moment of silence]

BOARD CHAIR DAVIS: Shall we Pledge?

ALL: I Pledge to the Flag of the United States of America and to the Republic for which it stands, one nation under God, indivisible with liberty and justice for all.

AGENDA Approval

Additions, Deletions, Substitutions

BOARD CHAIR DAVIS: Madam Manager, do we have any additions, deletions or substitutions?

CITY MANAGER JONES: No, sir but I would like to bring to your attention, inadvertently from the packet, the report from Mr. Beaudet was not in there and so you have that in front of you. He'll give a verbal but that's the document.

BOARD CHAIR DAVIS: Okay.

Disclosures by Board of Directors

BOARD CHAIR DAVIS: Any disclosures by the Commissi'...

BOARD CHAIR PRO TEM MILLER-ANDERSON: I have a question about the additions and deletions.

BOARD CHAIR DAVIS: Go ahead.

BOARD CHAIR PRO TEM MILLER-ANDERSON: On Friday, I believe it was, we received the report from Mr. Michael Brown regarding the...

BOARD CHAIR DAVIS: Mhmm.

BOARD CHAIR PRO TEM MILLER-ANDERSON: ...report that he did. Will we be discussing that tonight?

BOARD CHAIR DAVIS: Well, what I was gonna ask from the Board when they all got here, was...

BOARD CHAIR PRO TEM MILLER-ANDERSON: Mhmm.

BOARD CHAIR DAVIS: ...to call a special meeting as soon as possible so we can discuss that one Item and go through that report through..., specific and great detail.

BOARD CHAIR PRO TEM MILLER-ANDERSON: Ms. Pardo, what were..., I..., did..., what did, what did you suggest I see? You said...

BOARD MEMBER PARDO: Well, you know, possibly could we do it Wednesday? You know, if we're gonna have..., since we have a Council meeting on Wednesday, perhaps we could do it prior to the Council meeting instead of...

BOARD CHAIR DAVIS: 5:00 o'clock?

BOARD MEMBER PARDO: ...you know, trying to do something next week?

BOARD CHAIR DAVIS: Well, I didn't say next week but...

BOARD MEMBER PARDO: Well, I'm just saying...

BOARD CHAIR DAVIS: ...I said as...

BOARD MEMBER PARDO: Right. As soon...

BOARD CHAIR DAVIS: ...soon as possible.

BOARD MEMBER PARDO: ...as possible.

BOARD CHAIR DAVIS: Yeah.

BOARD MEMBER PARDO: Well... Alright. Well, I'm...

BOARD CHAIR DAVIS: If we can do it...

BOARD MEMBER PARDO: ...telling you...

BOARD CHAIR DAVIS: ...tomorrow, we can do it tomorrow.

BOARD CHAIR PRO TEM MILLER-ANDERSON: No, we can't, I can't.

BOARD MEMBER PARDO: You can't.

CITY MANAGER JONES: You can't.

BOARD MEMBER PARDO: You can't notice it in time.

CITY MANAGER JONES: And...

BOARD MEMBER PARDO: Thursday and Friday, I'm out of town.

CITY MANAGER JONES: And I just want to remind you we have the unveiling of the sign Wednesday before Council meeting at 5:00.

BOARD CHAIR DAVIS: At 5:00. So, could we do it during the day or..., well, no, you have work. Can we do it Thursday? Or, after the meeting? Well really, could we postpone that sign situation? If we're gonna get this matter addressed? [Pause]. How do you all feel about that? Because at 5:00 o'clock, something..., we need to get this report reviewed as soon as possible so we can address this matter.

BOARD CHAIR PRO TEM MILLER-ANDERSON: Well, I mean, what was the..., what was on the Agenda for the sign? I mean, have we invited people, was there a, a formal [inaudible]?

CITY MANAGER JONES: I had not but the family had invited people and I know that the, the daughter came from long distance...

BOARD CHAIR DAVIS: Okay.

CITY MANAGER JONES: ...in...

BOARD CHAIR PRO TEM MILLER-ANDERSON: Mhmm.

CITY MANAGER JONES: ...for that established date and time.

BOARD CHAIR DAVIS: Respect it. Okay. Alright. Um...

BOARD CHAIR PRO TEM MILLER-ANDERSON: Um...

BOARD CHAIR DAVIS: I'm listening for any other options.

BOARD CHAIR PRO TEM MILLER-ANDERSON: I still say on Wednesday.

BOARD CHAIR DAVIS: Right after the sign unveiling?

BOARD CHAIR PRO TEM MILLER-ANDERSON: It's a long Agenda. Yeah. And, would that be enough time for us to...

BOARD CHAIR DAVIS: Nope.

BOARD CHAIR PRO TEM MILLER-ANDERSON: Huh?

BOARD CHAIR DAVIS: Uh-uh.

BOARD CHAIR PRO TEM MILLER-ANDERSON: No. I'm saying to do it right after the unveiling. How long are you anticipating the unveiling to be?

BOARD CHAIR DAVIS: 15 minutes.

CITY MANAGER JONES: I'd say ____.

BOARD CHAIR DAVIS: By the time we get back inside, we're gonna have to conduct this Council meeting.

BOARD CHAIR PRO TEM MILLER-ANDERSON: Mhmm.

BOARD CHAIR DAVIS: Yeah.

BOARD CHAIR PRO TEM MILLER-ANDERSON: Well, are we able to [inaudible]...

BOARD CHAIR DAVIS: Well, the Council meeting's scheduled for 6:00?

BOARD CHAIR PRO TEM MILLER-ANDERSON: Yeah. So, are we...

CITY MANAGER JONES: ____.

BOARD CHAIR DAVIS: I don't think... I mean, if you're gonna go and..., well, unless...

BOARD CHAIR PRO TEM MILLER-ANDERSON: Well, my question is...

BOARD CHAIR DAVIS: ...you ____...

BOARD CHAIR PRO TEM MILLER-ANDERSON: ...can..., are we able to push the Council meeting back immediately after the Utility District meeting, um, even though we have a long Agenda. [Pause]. What..., so, what, what's the objection to discussing it tonight?

BOARD CHAIR DAVIS: Because I wanna make sure every Commissioner...

BOARD CHAIR PRO TEM MILLER-ANDERSON: Okay.

BOARD CHAIR DAVIS: ...had a chance to review the fi'..., and make sure..., confirm they all received the final report...

BOARD CHAIR PRO TEM MILLER-ANDERSON: Mhmm.

BOARD CHAIR DAVIS: ...review the report entirely so that they can go through all their questions and discussions on that Item before the, the Attorney comes before us.

BOARD CHAIR PRO TEM MILLER-ANDERSON: Alright. Well, let's see what Ms. Hubbard wants to say. I'm, I'm, I'm suggesting on Wednesday right after the unveiling to do that and then the Council meeting will begin immediately after the Utility District Special meeting.

BOARD CHAIR DAVIS: And yes, we can always modify the Agenda for Items that could...

BOARD CHAIR PRO TEM MILLER-ANDERSON: Right.

BOARD CHAIR DAVIS: You, you get what I'm saying?

BOARD CHAIR PRO TEM MILLER-ANDERSON: Right.

BOARD CHAIR DAVIS: Yeah.

BOARD CHAIR PRO TEM MILLER-ANDERSON: So we just...

BOARD CHAIR DAVIS: But we still have Items on there from the previous meeting.

BOARD CHAIR PRO TEM MILLER-ANDERSON: Right.

CITY MANAGER JONES: As well as...

BOARD CHAIR DAVIS: [Inaudible]...

CITY MANAGER JONES: ...you got the final read on your budget...

BOARD CHAIR DAVIS: Budget.

CITY MANAGER JONES: ...which are time certain.

BOARD CHAIR DAVIS: So, we could have.., do it just like the Vice Chair is stating and just go over the, the final budget and finish those Items from the previous meeting. Unless there's some action on those other Items that are mandatory.

BOARD CHAIR PRO TEM MILLER-ANDERSON: Well there's...

BOARD CHAIR DAVIS: Or timestamped.

BOARD CHAIR PRO TEM MILLER-ANDERSON: ...quite a few. There, there's some that [inaudible]...

BOARD CHAIR DAVIS: Are they timestamped?

CITY MANAGER JONES: Some that are... Well, they're not...

BOARD CHAIR DAVIS: Time...

CITY MANAGER JONES: ...timest'..., that's not...

BOARD CHAIR DAVIS: That's the question.

CITY MANAGER JONES: ...dealing with the time but it is dealing, a couple of them are dealing with, um..., like, our liability insurance that's a part of the budget going forth.

BOARD CHAIR DAVIS: Okay.

CITY MANAGER JONES: You've got the Resolution for the individuals that are not a part of the union. Um...

BOARD CHAIR PRO TEM MILLER-ANDERSON: Well, I mean, I, I would not be opposed to extending the meeting that night to get through what we need to...

BOARD CHAIR DAVIS: Okay.

BOARD CHAIR PRO TEM MILLER-ANDERSON: ...knowing that we have several meetings that we're gonna try and have, um, the Utility District Special meeting and then, um, trying to get this done.

BOARD CHAIR DAVIS: Okay. Commissioner...

BOARD CHAIR PRO TEM MILLER-ANDERSON: ___. I'm not saying we're gonna be here 'til 2:00 o'clock in the morning but, I mean, I understand...

BOARD CHAIR DAVIS: But you're taking...

BOARD CHAIR PRO TEM MILLER-ANDERSON: ...we have some...

BOARD CHAIR DAVIS: ...this in consideration.

BOARD CHAIR PRO TEM MILLER-ANDERSON: ...things that need to get done.

BOARD CHAIR DAVIS: Right.

BOARD CHAIR PRO TEM MILLER-ANDERSON: Yeah.

BOARD CHAIR DAVIS: So, Commissioner Hubbard, we was talking about the Water Utility District report that Attorney Brown was hired to do. So, we're gonna..., we were talking about calling a special meeting right before the meeting on Wednesday, uh, before the Council meeting. Right after the unveiling of the sign. Because Councilperson Pardo won't be here on Thursday or Friday. So, Tuesday's too last minute to do it, so, Vice Chair is making...

BOARD CHAIR PRO TEM MILLER-ANDERSON: Mhmm.

BOARD CHAIR DAVIS: If, if I'm correct.

BOARD CHAIR PRO TEM MILLER-ANDERSON: After the unveiling.

BOARD CHAIR DAVIS: After the unveiling on Wednesday, that we have the me'..., one meeting, just for that Item before we get to the Council.

BOARD MEMBER HUBBARD: Okay. The only thing that concerns me with that is how much time will we actually be able to give to that report?

BOARD CHAIR PRO TEM MILLER-ANDERSON: We will give...

BOARD MEMBER HUBBARD: I...

BOARD CHAIR PRO TEM MILLER-ANDERSON: ...what's necessary. I mean, it wouldn't be [inaudible]...

BOARD MEMBER HUBBARD: What I'm saying...

BOARD CHAIR PRO TEM MILLER-ANDERSON: Yes.

BOARD MEMBER HUBBARD: What, what I was about to say was, I think that it will evoke, 1) a lot of comments... I wanna have a special meeting. Um, let me preface everything I'm saying by the fact that I agree wholeheartedly that we need to have a special meeting for the report. The only thing that I'm concerned about is the length of the Agenda as it is and having that meeting on that Wednesday. I do understand that Tuesday is kinda last minute see, but...

BOARD CHAIR PRO TEM MILLER-ANDERSON: Not enough time to notice it.

BOARD MEMBER HUBBARD: We don't have enough...

BOARD CHAIR PRO TEM MILLER-ANDERSON: 24 hour...

BOARD MEMBER HUBBARD: ...time to notice it now? Is what you're saying? It has to be a full 24 hours?

UNK: 48 hours.

BOARD MEMBER HUBBARD: Oh, it has to be full 48 hours, um, for a special meeting?

BOARD CHAIR DAVIS: Well...

BOARD CHAIR PRO TEM MILLER-ANDERSON: I thought...

UNK: [Inaudible].

BOARD CHAIR PRO TEM MILLER-ANDERSON: ...it was 24.

BOARD MEMBER HUBBARD: Is that right for, um, okay

BOARD CHAIR DAVIS: Or, or [stammer] or another suggestion is, we could still do it Thursday night and Councilperson Pardo will she mind conference calling in?

BOARD MEMBER HUBBARD: Well, I, I, I don't mind us doing it on Wednesday at all so that you can be here. The, um, the problem is the time. I'm just thinking that if we..., that we don't..., we won't have enough time to give it it's due diligence.

BOARD CHAIR DAVIS: Yeah.

BOARD MEMBER HUBBARD: Either we're gonna have to agree up front that some of that stuff that's on the C'..., on the City Council Agenda already be moved and start looking for what we're gonna take off that and do..., and just do the most pertinent Items on that, um, on that Agenda, you know, please. And secondly, or, you know, that, that's..., and, and go ahead and have it Wednesday, if we need the 48 hours, let's do it Wednesday but let's start paring that Agenda as it stands down, as much as we can.

BOARD CHAIR DAVIS: I agree.

BOARD MEMBER HUBBARD: Those are my comments for that.

BOARD CHAIR DAVIS: Anybody suggest we do anything different? [Pause]. So the meeting will be Thurs'..., Wednesday before the...

BOARD MEMBER PARDO: I just don't understand why we can't do it Monday? What's a couple more...

BOARD CHAIR PRO TEM MILLER-ANDERSON: ____.

BOARD MEMBER PARDO: What's a couple more days gonna do?

BOARD CHAIR DAVIS: Alright. So, somebody's gonna make a motion to..., for that, that to take place?

BOARD CHAIR PRO TEM MILLER-ANDERSON: I make a motion that we have our U'..., Special Utility District meeting to review the report from Mr. Brown immediately after the unveiling.

BOARD CHAIR DAVIS: 5:00, 5:30 [inaudible]?

BOARD CHAIR PRO TEM MILLER-ANDERSON: Yeah. We can say 5:30.

BOARD CHAIR DAVIS: Yeah.

BOARD CHAIR PRO TEM MILLER-ANDERSON: And then the regular City Council meeting will take place immediately after the Utility District meeting, Special meeting?

BOARD CHAIR DAVIS: Do we have a second?

BOARD MEMBER HUBBARD: Second.

BOARD CHAIR DAVIS: Madam Manager.

BOARD MEMBER PARDO: Hold... I have a question.

BOARD CHAIR PRO TEM MILLER-ANDERSON: Mhmm.

BOARD MEMBER PARDO: Mr. Chair?

BOARD CHAIR DAVIS: Yes, ma'am.

BOARD MEMBER PARDO: Okay. So, Ms. Jones, what time is the budget meeting time certain for?

CITY MANAGER JONES: 6:00 o'clock.

BOARD MEMBER PARDO: Okay. So, if we don't get through the, um, this Util'..., the Special Utility meeting, um, between 5:30 and 6:00 o'clock, we'll have to adjourn and go into the Council meeting and approve the budget Items?

CITY MANAGER JONES: Correct.

BOARD CHAIR PRO TEM MILLER-ANDERSON: But will we..., we won't be able to finish up the Utility District meeting?

BOARD CHAIR DAVIS: [Inaudible].

BOARD MEMBER PARDO: You can, after we approve...

BOARD CHAIR DAVIS: You can go back...

BOARD CHAIR PRO TEM MILLER-ANDERSON: [Inaudible]...

BOARD MEMBER PARDO: ...the budget Items.

BOARD CHAIR PRO TEM MILLER-ANDERSON: ...adjourn that one and then come back and...

BOARD MEMBER PARDO: And then go back...

BOARD CHAIR PRO TEM MILLER-ANDERSON: ...then go back to it?

BOARD MEMBER PARDO: Correct.

UNK: [Inaudible].

BOARD CHAIR DAVIS: How about...

BOARD MEMBER PARDO: ___ on the City.

BOARD CHAIR DAVIS: ...we just focus on the budget first and then [pause] go into that meeting?

BOARD CHAIR PRO TEM MILLER-ANDERSON: What meeting?

BOARD CHAIR DAVIS: The, the special meeting. Because, if we focus on the Items, which is the budget and what else Ms. Jones?

BOARD MEMBER HUBBARD: The insur'...

BOARD CHAIR DAVIS: The insurance.

CITY MANAGER JONES: Well, your budget is time certain.

BOARD CHAIR DAVIS: Okay.

CITY MANAGER JONES: Your liability insurance. And then you've got the one Resolution as it relates to non-union employees increase. Your Consent really is not a whole lot of controversial...

BOARD CHAIR DAVIS: Right. It's not...

CITY MANAGER JONES: ...things. You still have the two Items that were not discussed the last...

BOARD CHAIR DAVIS: Mhmm.

CITY MANAGER JONES: ...meeting which includes the partial release of the lien...

BOARD CHAIR DAVIS: Okay.

CITY MANAGER JONES: ...and the 94th commemoration.

BOARD CHAIR DAVIS: Okay. Well...

CITY MANAGER JONES: Then you've got a public hearing on a site plan and then you got the second read on the communication towers.

BOARD CHAIR DAVIS: So, let's stick to the plan with going.., starting the meeting [stammer]. Cause I'm guessing the presentations are gonna probably take 30 minutes before we even get to the questioning probably. And then, by the time we get to ans'.., our questions to the presentation, we might be going directly into that meeting which probably will be kinda [pause] distracting to where we are at that point. You know what I mean? Because, ___ the presentation ___ we're getting ready to ask our questions, then we gotta stop.

BOARD CHAIR PRO TEM MILLER-ANDERSON: Okay.

BOARD CHAIR DAVIS: Then we have to come back, forgetting.., have him probably re-present to make sure that the.., that those at home understanding why we're asking these questions.

BOARD CHAIR PRO TEM MILLER-ANDERSON: [Inaudible].

CITY MANAGER JONES: Or do you wanna consider the Special Utility District at the end of the City Council meeting and just move the City Council meeting along?

BOARD CHAIR DAVIS: What? To 5:30?

BOARD MEMBER PARDO: That's good.

CITY MANAGER JONES: Just move it along, you know to...

BOARD CHAIR PRO TEM MILLER-ANDERSON: Say it again. I'm sorry.

CITY MANAGER JONES: Reverse the order. And go ahead and do your City Council Agenda.

BOARD CHAIR DAVIS: That's what I was suggesting in the beginning.

CITY MANAGER JONES: Get through with it and then have your Special Utility District meeting.

BOARD CHAIR DAVIS: Yeah.

BOARD MEMBER HUBBARD: Well, the problem with that again will, will, will be the same, the length of time. If you.., if we do like we have been doing with the City Council meeting and 10:30 at night we end up talking about we're gonna have a special meeting, that, that nobody's staying for that. We haven't really been, uh, we haven't really given the public an opportunity to weigh in on it. The on'.., I, I only see o'.., a, a couple things happening, is we have it a day by itself or, um...

BOARD CHAIR DAVIS: [Inaudible].

BOARD MEMBER HUBBARD: ...a day, a day by itself or we're..., or we're going to have to push it out to, um, the first... And I know I can..., you know, I get the sense nobody wanted to wait 'til the first of the week.

BOARD CHAIR DAVIS: Correct.

BOARD MEMBER HUBBARD: But, um, we can't create time. So, what..., so what are some [pause]...

BOARD CHAIR DAVIS: Well...

BOARD MEMBER HUBBARD: ...other options that we... Only thing I can say is, pare down that Ci'..., that City Council meeting and see what we can..., what, what we have to deal with and deal with that and any and everything that we can move to the very next meeting, put it there. And if we end up having to call a special City Council meeting, we got the next week to do that. But, right now, you know, we can do the..., I, I think the most emergent types...

BOARD CHAIR DAVIS: This...

BOARD MEMBER HUBBARD: ...of things and then turn around and do a special meeting. I mean, if we must., if we, if we're gonna have it this week.

[Pause]

BOARD CHAIR DAVIS: Any other colleagues' ____.

BOARD CHAIR PRO TEM MILLER-ANDERSON: I just...

BOARD CHAIR DAVIS: Anybo'...

BOARD CHAIR PRO TEM MILLER-ANDERSON: ...wanna...

BOARD CHAIR DAVIS: Yeah.

BOARD CHAIR PRO TEM MILLER-ANDERSON: ...um, from Mr. Degraffenreidt with us starting, say if we go with starting the regular meeting...

DISTRICT ATTORNEY DEGRAFFENREIDT: Yes, ma'am.

BOARD CHAIR PRO TEM MILLER-ANDERSON: ...to do the budget, get that done and out the way then we can stop the meeting, go into the new Utility District meeting and then do that and then go back to the City Council meeting? Are we able to do that?

BOARD CHAIR DAVIS: For the record, Councilperson Johnson... Yes, and Hubbard is here. Mayor, you stayin'?

MAYOR MASTERS: I'm here.

BOARD CHAIR DAVIS: Okay. And the Mayor's here.

DISTRICT ATTORNEY DEGRAFFENREIDT: As long as that Special District meeting is advertised for that day and the public knows about it.

BOARD CHAIR PRO TEM MILLER-ANDERSON: Right. I'm...

DISTRICT ATTORNEY DEGRAFFENREIDT: How you...

BOARD CHAIR PRO TEM MILLER-ANDERSON: ...talking about going back and forth between...

BOARD CHAIR DAVIS: That's legal.

BOARD CHAIR PRO TEM MILLER-ANDERSON: ...the two meetings.

DISTRICT ATTORNEY DEGRAFFENREIDT: There's, there's...

BOARD CHAIR PRO TEM MILLER-ANDERSON: That's fine?

DISTRICT ATTORNEY DEGRAFFENREIDT: ...no real...

BOARD CHAIR PRO TEM MILLER-ANDERSON: Okay.

DISTRICT ATTORNEY DEGRAFFENREIDT: ...legal issue with this ____.

BOARD CHAIR PRO TEM MILLER-ANDERSON: Okay.

BOARD CHAIR DAVIS: Let's update our Councilperson Davis Johnson on what we're discussing. Vice Chair asked a question about, in regards to a special meeting for the Water Utility District report, uh, that was conducted by Attorney Brown.

BOARD MEMBER DAVIS JOHNSON: Mhmm.

BOARD CHAIR DAVIS: She's suggesting that we have this meeting before or after the regular Council meeting.

BOARD CHAIR PRO TEM MILLER-ANDERSON: No. I didn't say after.

BOARD CHAIR DAVIS: Well... Well, she suggested before, the City Manager suggested after. So it's been suggested either or. I was trying to get a consensus to

have that meeting by itself but Councilperson Pardo said she's out of town on Thursday and Friday.

BOARD MEMBER PARDO: Right. I'll be leaving the City about 11:00 o'clock on Friday.

BOARD CHAIR DAVIS: So, you're here Thursday?

BOARD MEMBER PARDO: I'm here... I'm sorry, 11:00 o'clock on Thursday. I'm here Thursday morning.

BOARD MEMBER DAVIS JOHNSON: So there's a need to rush this?

BOARD CHAIR DAVIS: Well, I mean, the reason I asked that question because I wanna find out did everybody receive the final report and have a chance to read it before we called this meeting but something is, um, after..., at least, me reading the report, um, something in regards to the clean and the safety of our water, this is an extreme emergent situation that we must give everybody ample time to be prepared for the meeting and expedite this as soon as possible to, at least, review and find out how do we move forward.

BOARD MEMBER HUBBARD: Mr. Chair?

BOARD CHAIR DAVIS: Hold on.

BOARD MEMBER HUBBARD: In addition to that...

BOARD CHAIR DAVIS: Councilperson Johnson had a question.

BOARD MEMBER HUBBARD: ...what's equally important is having it so that a..., so that the public can...

BOARD CHAIR DAVIS: Right.

BOARD MEMBER HUBBARD: ...weigh in.

BOARD CHAIR DAVIS: Councilperson Johnson.

BOARD MEMBER DAVIS JOHNSON: ___ look at the calendar.

BOARD CHAIR DAVIS: Okay. So, so, Councilperson Pardo, you say you're leaving 11:00 o'clock on Friday?

BOARD MEMBER PARDO: Correct. I'm here...

BOARD CHAIR PRO TEM MILLER-ANDERSON: Thursday, she said...

BOARD MEMBER PARDO: ...Friday morning until 11:00.

BOARD CHAIR PRO TEM MILLER-ANDERSON: ...Thursday.

BOARD CHAIR DAVIS: So Thursday you're here then?

BOARD CHAIR PRO TEM MILLER-ANDERSON: Thur's...

BOARD MEMBER PARDO: I'm sorry. I'm here Thursday until 11:00 a.m.

BOARD CHAIR DAVIS: Okay. Cause you said Friday.

BOARD MEMBER PARDO: And then I am leaving.

BOARD CHAIR DAVIS: [Stammer].

BOARD MEMBER PARDO: And I won't be back until Sunday.

BOARD MEMBER DAVIS JOHNSON: So, can we schedule the meeting for the 26th to give the public ample to, to be here and for us to digest?

BOARD CHAIR DAVIS: Um, 26th is what?

BOARD MEMBER DAVIS JOHNSON: A Monday.

BOARD MEMBER PARDO: I'm fine with that.

BOARD MEMBER HUBBARD: Well...

BOARD CHAIR DAVIS: I, I will say I'm definitely uncomfortable puttin' this off. But I can wait 'til Monday if the Board so chooses.

BOARD MEMBER DAVIS JOHNSON: So, here's my concern. If, if.., I, I have not fully had an opportunity to review Mr. Brown's report in its entirety. And, I am just concerned... Let me say first and foremost, I am concerned with the safety of our water and the safety and welfare of, of our citizens but we seem to be rushing, rushing, rushing and, and I want a fair and equitable opportunity to review and...

BOARD CHAIR DAVIS: Well...

BOARD MEMBER DAVIS JOHNSON: ...to be able to make sure that our constituents, all of them, have an opportunity to receive notice. I'm sure that it's being circulated as we speak.

BOARD CHAIR DAVIS: Mhmm. Well, I just wanna state for the cord, at least on my end, and I stated earlier that I'm concerned and I wanna make sure.., and I asked the question before you got here, did any and every one get the report and have they had a

chance to review it? So, I asked that question in the very initial stage. And so, everyone said they needed more time, and we're respecting that time. So, we're just trying to get a time where we all can be here and get this conducted. But there is a sense of urgency of this report being, uh, being heard and listen to the recommendations of how we're gonna act as a Board moving forward.

BOARD MEMBER DAVIS JOHNSON: And I appreciate and respect that sense of urgency. So, I offer, for me, looking at my schedule based on work and here, Monday, I t works for me.

BOARD CHAIR DAVIS: Okay.

BOARD MEMBER DAVIS JOHNSON: It, it's, it's a, it's a good time for me. This is the week of the Palm Beach Partners Matchmaker and, you know, we've all had various things going on in our professional lives that we've had to attend to so, um, this is an event that happens on Friday.

BOARD CHAIR DAVIS: Mhmm.

BOARD MEMBER DAVIS JOHNSON: And I can make myself available on Monday at 5:00 or 5:30.

BOARD MEMBER HUBBARD: The... Mr. Chair?

BOARD CHAIR DAVIS: Yes, ma'am.

BOARD MEMBER HUBBARD: I can be available Wednesday as well as Monday if the Board so choose. To me, it is critical and it's, it's, it's very important and I know and I understand that all of the colleagues up here understand that the, um..., agree with me that the water is of, of an urgent nature. I want everybody to have a chance to, to look at it and, as my colleague said, she's sure that it's being circulated and that's where the urgency comes form. The fact that the people know now that we have information and that we have not rushed to judgment, we have waited so long and that's their concern is, now you got your report, what are you going to do. So, if we cannot, um, if we..., now we're going to be here anyway on Wednesday. So, we're gonna be here Wednesday. If we want, you know, right after that meeting and we do it then on, on that Wednesday and, like I was saying g before you came in, Councilwoman, was that what we could do is just pare down that City Council Agenda and take off the most pertinent urgent stuff and deal with that. And, and, and let's deal with this, this water issue.

BOARD CHAIR DAVIS: This, this is, um, it definitely..., I mean [pause].

UNK: [Inaudible].

BOARD CHAIR DAVIS: I'm willing to compromise, at least, me, me, personally on what you all wanna do but I must state for the record, this Item needs special attention

by itself. So we do not need to rush through this or nor rush through any other meeting...

BOARD CHAIR PRO TEM MILLER-ANDERSON: Well...

BOARD CHAIR DAVIS: ...to get this conducted.

UNK: ____.

BOARD CHAIR DAVIS: So...

BOARD MEMBER PARDO: Mr. Chair?

BOARD CHAIR DAVIS: Yes, ma'am.

BOARD CHAIR PRO TEM MILLER-ANDERSON: Well, that...

BOARD CHAIR DAVIS: Vice Chair.

BOARD CHAIR PRO TEM MILLER-ANDERSON: I...,, if I'm not mistaken, my motion did say for us to go ahead and, um, we changed it a few times so maybe I've changed it but we were talking about doing the City Council meeting to address the budget, immediately after the unveiling, um, do that part, get back to the Utility District, take care of that however long that takes and then we would go and make that we adjust the, um, remaining City Council Agenda to hit things that needed to be taken care of. So that was...

BOARD CHAIR DAVIS: That was...

BOARD CHAIR PRO TEM MILLER-ANDERSON: ...and I hope that...

BOARD CHAIR DAVIS: That was your motion.

BOARD CHAIR PRO TEM MILLER-ANDERSON: If that was not motion...

BOARD CHAIR DAVIS: Yeah. That was it.

BOARD CHAIR PRO TEM MILLER-ANDERSON: ...I amended it.

BOARD CHAIR DAVIS: No. That was it, that was it. Any other suggestions [inaudible]. Any other questions before we call the vote... I don't wanna call the vote until everyone's clear about what we wanna do.

BOARD MEMBER PARDO: Well, yeah. So, Mr. Chair, I would, um, I'm going along with Commission Tonya Davis Johnson. I would prefer to have the meeting on Monday. It'll give the residents enough time to go through the report and it'll give the

Council enough time to go through the report. You know, if we have it on Wednesday night, we have a full Agenda as it is and regardless of whether or not we start pulling stuff off of the Agenda, I think we all can agree that it will s'.., we'll still be here, you know, for hours just dealing with budget Items and the important things on the, on the, uh, Agenda.

BOARD CHAIR DAVIS: Okay. So, does anyone oppose us having this meeting on Monday? So that all of us can be there and everyone have ample amount of time to review the documents?

BOARD CHAIR PRO TEM MILLER-ANDERSON: Well, I have a motion on the floor.

BOARD CHAIR DAVIS: Okay. Alright. Any other questions, concerns? [Pause]. Madam Clerk.

DISTRICT DEPUTY CLERK BURGESS: And this motion is for Wednesday?

BOARD CHAIR DAVIS: Yes, ma'am.

BOARD CHAIR PRO TEM MILLER-ANDERSON: Yes.

UNK: [Inaudible].

DISTRICT DEPUTY CLERK BURGESS: Board Member...

BOARD CHAIR PRO TEM MILLER-ANDERSON: Yeah. This We'.., yeah.

DISTRICT DEPUTY CLERK BURGESS: Board Member Davis Johnson?

BOARD MEMBER DAVIS JOHNSON: No.

DISTRICT DEPUTY CLERK BURGESS: Board Member Pardo?

BOARD MEMBER PARDO: No.

DISTRICT DEPUTY CLERK BURGESS: Board Member Hubbard?

BOARD MEMBER HUBBARD: Yes.

DISTRICT DEPUTY CLERK BURGESS: Pro Tem Miller-Anderson?

BOARD CHAIR PRO TEM MILLER-ANDERSON: Yes.

DISTRICT DEPUTY CLERK BURGESS: Chair Davis?

BOARD CHAIR DAVIS: Yes.

DISTRICT DEPUTY CLERK BURGESS: That motion passed with Board Member Davis Johnson and Pardo dissenting.

BOARD CHAIR DAVIS: Alright.

Adoption of Agenda

BOARD CHAIR DAVIS: Let's go down to motion to adopt the Agenda.

BOARD CHAIR PRO TEM MILLER-ANDERSON: Wait. Hold on. Um...

BOARD CHAIR DAVIS: ___ disclosures...

BOARD CHAIR PRO TEM MILLER-ANDERSON: Okay. Go ahead. Yeah.

BOARD CHAIR DAVIS: ...and deletions...

BOARD CHAIR PRO TEM MILLER-ANDERSON: Mhmm.

BOARD CHAIR DAVIS: ...that came up.

BOARD CHAIR PRO TEM MILLER-ANDERSON: Uh-uh.

BOARD CHAIR DAVIS: Can I have a motion to adopt the Agenda?

BOARD CHAIR PRO TEM MILLER-ANDERSON: So moved.

BOARD CHAIR DAVIS: We have a mo'..., motion, do we have a second?

BOARD MEMBER HUBBARD: Second.

BOARD CHAIR DAVIS: Madam Clerk.

DISTRICT DEPUTY CLERK BURGESS: Board Member Davis Johnson?

BOARD MEMBER DAVIS JOHNSON: Yes.

DISTRICT DEPUTY CLERK BURGESS: Board Member Pardo?

BOARD MEMBER PARDO: Yes.

DISTRICT DEPUTY CLERK BURGESS: Board Member Hubbard?

BOARD MEMBER HUBBARD: Yes.

DISTRICT DEPUTY CLERK BURGESS: Pro Tem Miller-Anderson?

BOARD CHAIR PRO TEM MILLER-ANDERSON: Yes.

DISTRICT DEPUTY CLERK BURGESS: Chair Davis?

BOARD CHAIR DAVIS: Yes.

DISTRICT DEPUTY CLERK BURGESS: Unanimous vote.

CONSENT AGENDA

BOARD CHAIR DAVIS: Now we're down to Consent.

BOARD CHAIR PRO TEM MILLER-ANDERSON: I would like...

BOARD CHAIR DAVIS: Do we have...

BOARD CHAIR PRO TEM MILLER-ANDERSON: ...to pull...

BOARD CHAIR DAVIS: ...do we have any comment cards for Consent?

BOARD CHAIR PRO TEM MILLER-ANDERSON: ...pull No. 1... I'm, I wanna pull No. 1.

BOARD CHAIR DAVIS: Okay. Alright.

BOARD MEMBER HUBBARD: I have, um...

BOARD CHAIR DAVIS: Just one. There's just one.

BOARD CHAIR PRO TEM MILLER-ANDERSON: ___ the minutes.

BOARD CHAIR DAVIS: Unless you're pulling the minutes.

BOARD CHAIR PRO TEM MILLER-ANDERSON: [Inaudible].

BOARD MEMBER HUBBARD: No. Under., okay. You're just pulling the Consent Items...

BOARD CHAIR PRO TEM MILLER-ANDERSON: Just now. No. 1.

BOARD CHAIR DAVIS: Just one.

UNK: [Inaudible].

BOARD CHAIR DAVIS: Unless you're pulling the minutes, there's 2 and 3.

UNK: [Chuckle].

BOARD MEMBER HUBBARD: No. I was gonna pull form the regular but go ahead.

BOARD CHAIR DAVIS: Okay. Ms., Ms. Larson, is this for the consent Item?
[Pause]. Okay. Alright. There's no Consent to be pulled. So...

DISTRICT DEPUTY CLERK BURGESS: She said...

UNK: [Inaudible].

BOARD CHAIR DAVIS: Item No., 1. Yes.

DISTRICT DEPUTY CLERK BURGESS: ___ motion?

BOARD CHAIR DAVIS: A motion to, uh, motion for Item No. 1.

DISTRICT DEPUTY CLERK BURGESS: To accept...

BOARD CHAIR DAVIS: To accept Item No. 1.

DISTRICT DEPUTY CLERK BURGESS: To accept Item 2 and 3.

BOARD CHAIR DAVIS: 2 and 3. I'm sorry.

BOARD MEMBER HUBBARD: So moved.

BOARD CHAIR DAVIS: Motion for Item 2 and 3...

BOARD MEMBER HUBBARD: So moved.

BOARD CHAIR DAVIS: Yes.

BOARD CHAIR PRO TEM MILLER-ANDERSON: Second.

BOARD CHAIR DAVIS: Madam Clerk.

DISTRICT DEPUTY CLERK BURGESS: Councilperson Davis Johnson?

BOARD MEMBER DAVIS JOHNSON: Yes.

DISTRICT DEPUTY CLERK BURGESS: Sorry. Board Member Pardo?

BOARD MEMBER PARDO: yes.

DISTRICT DEPUTY CLERK BURGESS: Board Member Hubbard?

BOARD MEMBER HUBBARD: Yes.

DISTRICT DEPUTY CLERK BURGESS: Pro Tem Miller-Anderson?

BOARD CHAIR PRO TEM MILLER-ANDERSON: Yes.

DISTRICT DEPUTY CLERK BURGESS: Chair Davis?

BOARD CHAIR DAVIS: Yes.

DISTRICT DEPUTY CLERK BURGESS: Unanimous vote.

5. RESOLUTION NO. _____ A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA, ADOPTING THE FISCAL YEAR 2016-2017 BUDGET FOR THE UTILITY SPECIAL DISTRICT; AND PROVIDING AN EFFECTIVE DATE.

BOARD MEMBER PARDO: So moved.

BOARD CHAIR DAVIS: Do we have a second?

BOARD CHAIR PRO TEM MILLER-ANDERSON: Second.

BOARD CHAIR DAVIS: Okay.

BOARD CHAIR PRO TEM MILLER-ANDERSON: Second.

BOARD CHAIR DAVIS: Alright. Do you need a presentation on this?

BOARD CHAIR PRO TEM MILLER-ANDERSON: Well, no. I, I just had a question and I didn't.., wasn't sure of how it was broken down in the backup. For the stipend part, Ms. Jones, is that in here? Did you take care of what I asked you to take care of before...

CITY MANAGER JONES: ___ asked to have it removed [inaudible].

BOARD CHAIR PRO TEM MILLER-ANDERSON: Okay. Cause I didn't see it broken down in there.

CITY MANAGER JONES: [Inaudible].

BOARD CHAIR PRO TEM MILLER-ANDERSON: Okay. I just wanted to make sure that was...

BOARD CHAIR DAVIS: Okay.

BOARD CHAIR PRO TEM MILLER-ANDERSON: Alright. That's it for me.

BOARD CHAIR DAVIS: Alright. Madam Clerk.

DISTRICT DEPUTY CLERK BURGESS: Board Member Davis Johnson?

BOARD MEMBER DAVIS JOHNSON: Yes.

DISTRICT DEPUTY CLERK BURGESS: Board Member Pardo?

BOARD MEMBER PARDO: Yep.

DISTRICT DEPUTY CLERK BURGESS: Board Member Hubbard?

BOARD MEMBER HUBBARD: Yes.

DISTRICT DEPUTY CLERK BURGESS: Pro Tem Miller-Anderson?

BOARD CHAIR PRO TEM MILLER-ANDERSON: Yes.

DISTRICT DEPUTY CLERK BURGESS: Chair Davis?

BOARD CHAIR DAVIS: Yes.

DISTRICT DEPUTY CLERK BURGESS: Unanimous vote.

BOARD CHAIR DAVIS: Item No. 4.

DISTRICT DEPUTY CLERK BURGESS: 2. RESOLUTION NO. _____ A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA, APPROVING THE INTERLOCAL AGREEMENT FOR JOINT PARTICIPATION AND PROJECT FUNDING FOR THE HAVERHILL RD PROJECT WITH PALM BEACH COUNTY, FLORIDA; AUTHORIZING THE CHAIRPERSON AND DISTRICT CLERK TO EXECUTE SAID AGREEMENT; AUTHORIZING THE DISTRICT FINANCE DIRECTOR TO PAY \$47,735.25 FROM ACCOUNT NO. 412-1437-533-0-6405; AND PROVIDING FOR AN EFFECTIVE DATE.

BOARD MEMBER PARDO: So moved.

BOARD CHAIR DAVIS: Do I have second?

BOARD CHAIR PRO TEM MILLER-ANDERSON: Second.

[Pause]

BOARD CHAIR DAVIS: Staff was gonna do a presentation...

ASSISTANT TO THE CITY MANAGER PERRY: Sure.

BOARD CHAIR DAVIS: ...on No. 4?

ASSISTANT TO THE CITY MANAGER PERRY: Good evening, Council.

BOARD CHAIR DAVIS: ___.

ASSISTANT TO THE CITY MANAGER PERRY: We have before you a request from Palm Beach County to enter into a joint partnership agreement for design work for Utility force main on Haverhill. This money tonight, we're requesting, is for the design work but we also have construction money in the, uh, Capital Budget. If you need additional, um, ___, I can Staff give an..., more presen'..., uh, more part of the presentation, if you need it.

BOARD CHAIR DAVIS: Alright. Anyone got any questions for...

BOARD MEMBER HUBBARD: Question.

BOARD CHAIR DAVIS: ...Mr. Perry?

BOARD MEMBER HUBBARD: Yes. Mr. Perry, is that..., was that one of our troubled sites on, on, on Haverhill?

ASSISTANT TO THE CITY MANAGER PERRY: It's in the western part of the community, yeah. So, anything we do will help to improve it but it's also, like I said before, it's in our Capital Plan and something that the county was scheduled to do anyway.

BOARD MEMBER HUBBARD: Okay. Do..., have... Okay. So, have we, have we corrected the things that our out in that area as, as far as the water are concerned? Because, I know in the western community...

ASSISTANT TO THE CITY MANAGER PERRY: Correct.

BOARD MEMBER HUBBARD: ...that that was one of, one of our, one of our areas and, um, so, I wanted to get a little bit more about, about that.

ASSISTANT TO THE CITY MANAGER PERRY: [Stammer], Commission, it's a, it's an ongoing process but later on in the Agenda, if you, if you may, we're gonna give an overview of that and, and some of the things that we're doing in order to try to correct that problem and come up with a long-term solution.

BOARD MEMBER HUBBARD: Okay. I'll wait for your presentation then.

ASSISTANT TO THE CITY MANAGER PERRY: Thank you, ma'am.

BOARD CHAIR DAVIS: Doing the presentation now?

BOARD MEMBER HUBBARD: Who?

BOARD CHAIR DAVIS: Is that what you s'..., you said you want a presentation now?

BOARD MEMBER HUBBARD: No, I... He said that later in the Agenda, there'll be a presentation...

BOARD CHAIR DAVIS: Okay.

BOARD MEMBER HUBBARD: ...about that, um, about that Item.

BOARD CHAIR DAVIS: Alright. Any other questions or concerns? [Pause]. Thank you, Mr. Perry. Madam Clerk.

DISTRICT DEPUTY CLERK BURGESS: Board Member Davis Johnson?

BOARD MEMBER DAVIS JOHNSON: Yes.

DISTRICT DEPUTY CLERK BURGESS: Board Member Pardo?

BOARD MEMBER PARDO: Yes.

DISTRICT DEPUTY CLERK BURGESS: Board Member Hubbard?

BOARD MEMBER HUBBARD: Yes.

DISTRICT DEPUTY CLERK BURGESS: Pro Tem Miller-Anderson?

BOARD CHAIR PRO TEM MILLER-ANDERSON: Yes.

DISTRICT DEPUTY CLERK BURGESS: Chair Davis?

BOARD CHAIR DAVIS: Yes.

DISTRICT DEPUTY CLERK BURGESS: Unanimous vote.

DISTRICT DEPUTY CLERK BURGESS: **6. RESOLUTION NO. _____ A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA APPROVING THE INTERLOCAL AGREEMENT FOR JOINT PARTICIPATION AND PROJECT FUNDING FOR THE AUSTRALIAN AVENUE PROJECT WITH PALM BEACH**

COUNTY, FLORIDA; AUTHORIZING THE CHAIRPERSON AND DISTRICT CLERK TO EXECUTE SAID CONTRACT; AUTHORIZING THE DISTRICT FINANCE DIRECTOR TO PAY \$4,400.00 FROM ACCOUNT NO. 412-1437-533-0-4604; AND PROVIDING FOR AN EFFECTIVE DATE.

BOARD MEMBER PARDO: So moved.

BOARD CHAIR PRO TEM MILLER-ANDERSON: Second.

BOARD CHAIR DAVIS: Properly moved and second. Staff?

ASSISTANT TO THE CITY MANAGER PERRY: Again, Commissioner, another request from Palm Beach County, sewer realignment on Australian Avenue and our portion is \$4,400 towards the project. And Staff has recommended that the City approve the agreement.

BOARD CHAIR DAVIS: Any questions for Staff? [Pause]. Any questions? Alright. Questions, Mayor? Alright. Madam Clerk.

DISTRICT DEPUTY CLERK BURGESS: Board Member Davis Johnson?

BOARD MEMBER DAVIS JOHNSON: Yes.

DISTRICT DEPUTY CLERK BURGESS: Board Member Pardo?

BOARD MEMBER PARDO: Yes.

DISTRICT DEPUTY CLERK BURGESS: Board Member Hubbard?

BOARD MEMBER HUBBARD: Yes.

DISTRICT DEPUTY CLERK BURGESS: Pro Tem Miller-Anderson?

BOARD CHAIR PRO TEM MILLER-ANDERSON: Yes.

DISTRICT DEPUTY CLERK BURGESS: Chair Davis?

BOARD CHAIR DAVIS: Yes.

DISTRICT DEPUTY CLERK BURGESS: Unanimous vote.

BOARD CHAIR DAVIS: Item No. 6.

DISTRICT DEPUTY CLERK BURGESS: 1. RESOLUTION NO. _____ A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA, APPROVING THE INTERLOCAL AGREEMENT FOR JOINT PARTICIPATION AND PROJECT

FUNDING FOR THE GARDEN ROAD PROJECT WITH PALM BEACH COUNTY, FLORIDA; AUTHORIZING THE CHAIRPERSON AND DISTRICT CLERK TO EXECUTE SAID AGREEMENT; AUTHORIZING THE DISTRICT FINANCE DIRECTOR TO PAY \$138,985.40 FROM ACCOUNT NO. 413-1437-533-0-6558; AND PROVIDING FOR AN EFFECTIVE DATE.

BOARD MEMBER PARDO: So moved.

BOARD MEMBER DAVIS JOHNSON: Second.

BOARD CHAIR DAVIS: Properly moved and second. Staff?

ASSISTANT TO THE CITY MANAGER PERRY: Council, again, another joint partnership agreement with the county and just keep in mind, when we have these types of partnership agreements, it helps to save the City money because they're design, uh, going out and doing the bidding for the design work so it helps cut down on the costs for the City. But I'll have our engineer, Mr. Check just give a brief overview for this particular project.

BOARD CHAIR DAVIS: Okay.

MR. L. WALKER: Good afternoon. Just as Mr. Perry said, this is just another county project, Garden Road. They are doing expansions to Garden Road and we have our utilities in their right-of-way. So, as part of that, we have to upgrade or adjust our utilities out of, um, their work area and so this, this agreement..., the, the design portion is done already and this is to pay for the construction of, of relocating our utilities on Garden Road as part of that work.

ASSISTANT TO THE CITY MANAGER PERRY: These funds are also in our Capital Budget too.

BOARD CHAIR DAVIS: Any questions by any Members of the Board? [Pause]. Any questions? There are none. Madam Clerk.

DISTRICT DEPUTY CLERK BURGESS: Board Member Davis Johnson?

BOARD MEMBER DAVIS JOHNSON: Yes.

DISTRICT DEPUTY CLERK BURGESS: Board Member Pardo?

BOARD MEMBER PARDO: Yes.

DISTRICT DEPUTY CLERK BURGESS: Board Member Hubbard?

BOARD MEMBER HUBBARD: Yes.

DISTRICT DEPUTY CLERK BURGESS: Pro Tem Miller-Anderson?
BOARD CHAIR PRO TEM MILLER-ANDERSON: Yes.

DISTRICT DEPUTY CLERK BURGESS: Chair Davis?

BOARD CHAIR DAVIS: Yes.

DISTRICT DEPUTY CLERK BURGESS: Unanimous vote.

END OF REGULAR AGENDA

BOARD CHAIR DAVIS: Now, that's the end of regular Agenda.

BOARD CHAIR DAVIS: So, now we're gonna go to Item No. 7. [Pause]. Comment card, Ms. Mary Brabham. [Pause]. Read off Item No. 7? [Pause]. Read off the Item?

BOARD CHAIR DAVIS: PUBLIC COMMENT SHOULD BE RESTRICTED TO ISSUES, MATTERS, OR TOPICS PERTINENT TO THE CITY OF RIVIERA BEACH. PLEASE BE REMINDED THAT THE CITY COUNCIL HAS ADOPTED RULES OF DECORUM GOVERNING PUBLIC CONDUCT DURING OFFICIAL MEETINGS, WHICH HAS BEEN POSTED AT THE ENTRANCE OF THE COUNCIL CHAMBERS. IN AN EFFORT TO PRESERVE ORDER, IF ANY OF THE RULES ARE NOT ADHERED TO, THE DISTRICT BOARD CHAIRPERSON MAY HAVE ANY DISRUPTIVE SPEAKER OR ATTENDEE REMOVED FROM THE PODIUM FROM THE MEETING AND/OR THE BUILDING, IF NECESSARY. PLEASE GOVERN YOURSELVES ACCORDINGLY.

BOARD CHAIR DAVIS: Ms. Mary Brabham you have the floor for three minutes.

MRS. M. BRABHAM: Good evening.

BOARD CHAIR DAVIS: Good evening.

MRS. M. BRABHAM: Ms. Mary Brabham, Riviera Beach. Mr. Beaudet, I know he's gonna give his report. First of all, I will like to say thanks for sending the notification out about the flushin' that will take place from September the 12th through Wednesday, October the 12th. And, in this notification, it say' flee'.., free of chlorine so, I hope that when he addresses this, is, is.., will there be more ammonia that we.., will be pumped into our system also? If it's chlorine, how much ammonia is being pumped into that?

Also, I will like say too, that [pause], we have no Utility director, we know that he was dismissed. Mr. Giles, I had the opportunity to being in a Board Meeting down in Lake Worth, that's where Mr. Giles, the Assistant Director, is. Mr. Troy Perry is filling in so we know that it's something that's going on over there in that Utility District. It is no one there with those capabilities except for Mr. Troy Perry and I thank you, Mr. Perry, for

going over there. It is no director and no assistant director. Our water is our life. Now, the report that Mr. Brown has put out is critical. So, I understand that because, even with some of the re'.., residents, they have not had time to grasp at everything that is there. So, to be fair, as a Board and to be fair with the residents, then we all need to expound on what is happening in our Utility District. These are true facts here. The elements over there in that District there is just.., I mean, we, we have to get it in order, City Manager Ruth Jones. We have to get it in order here. We have to get it in order, Board. As I've said, you gotta, you got to do what's right. You have to do what's right. And our Utility District, it needs superb supervision. That report about the water, every resident should be entitled to that. Every resident because it involves every resident, every outlet, in this City here. So, do your job. Do your job what, what you were elected to do.

Let head rolls. It's okay. This is critical and the positions that are there, if some are empty, if you can fill those spots with capable people, the people who knows their job.

[Beep]

MRS. M. BRABHAM: Don't just hire people just hire 'em and others comes in to train them. So...

BOARD CHAIR DAVIS: Thank you.

MRS. M. BRABHAM: ...so, let's get our act here together. Thank you.

BOARD CHAIR DAVIS: Ms. Bonnie Larson and then Ms. Norma Duncombe.

MS. B. LARSON: Bonnie Larson. First I'd like to say, wish we'd get our meetings in order here. We have meetings on Monday, we have 'em on Thursday. Now tonight, we're talking about putting together an unveiling of the sign together with the Utility Department meeting together with another meeting. We're here 'til midnight. Let's get back to our reg'.., regular schedule of meetings because the newspaper doesn't list this meeting. I was told tonight that, um, Michael Brown's report would be given tonight so I was very interested in hearing that. Now I understand it's not gonna be given tonight. Okay, so you just got it, you haven't had time to read it, so you shouldn't vote on it tonight. But we gotta.., let's get together here. There's not even, there's not even notices on the board out here. 35,000 people cannot come to this building and look for a notice of a meeting. And, the last time that happened, I spoke to one Board Member and I said it's not even noticed here and that Board Member said, 'Oh, oh, it must be.' And I pointed to the board and said, 'Look. No notice of the meeting.' Now, a couple years ago, Ms. Jones, we approved a, an electronic sign for out here for the, for the meetings, for other things. That was a couple years ago and appropriated the money for it. There's no sign out there. We have to hear this by way of the rumor mill. We have to call every day to City Hall to find out what's going on, can't get on the website to find out what's going on, Riviera Beach website, can't find the calendar on the website. Can't find anything.

Alright. Back to the subject here. We talked about..., I thought when we started when Mr. Aurigemma was let go and we had someone else come in, I thought they were doing what's called flushing because our water, with the bacteria in it, actually tasted better than it does now. And now, we got a notice on the 12th it..., we got a notice on the 12th that some kind of flushing would be done starting on the 12th and that people with medical conditions should consult their doctors and whatever. Why weren't we given this notice a week or two before that? Why do we get it..., the first people who got it was the day that it started. You know, let's get our act together here. Let's get our notices out and let people know what's happening. If they have a medical condition, and they didn't get their letter in the mail 'til the next day, well, there ya go. This wasn't decided just on the spur of the moment, we have to be let know. This is our drinking water and I'm getting tired..., every three days they see me at the store buying a big crate of water. Our recycle bine is overflowing. The water is just awful.

Now, did they..., my question for Mr. Beaudet is, did they up the chloramines? Is that what we've been doing from then until now because I understand that doesn't work. And now we're gonna be doing some other kind of flushing with just chlorine, so what have we done in the last couple months to correct this situation? Now, Ms. Jones, you also said that, for the position Ms. Bram mentioned, the Utility Director, I heard you say at one meeting that we had 13 minimum qualified people applying for the job. We can't have minimum qualified people. Go to the associations where, where utility directors belong. I didn't see we went out to them to get somebody. Let's..., minimally qualified, that doesn't cut it. This is our water, we need to be notified...

[Beep]

MS. B. LARSON: ...in time and let's get our act together. Thank you.

BOARD CHAIR DAVIS: Ms. Norma Duncombe.

MS. N. DUNCOMBE: Norma Duncombe. Let me, first of all, say, uh, I, I do believe this last election, we attempted to put people in position to make decisions for us and some of the decisions may not be easy but we still expect for you to do it. And quite often, people become angry when people say things when they stand here. Well, the th'..., I wish I didn't have to say anything but I have been here all of my life and I expect certain things from the people who are making decisions. And let me just say right off the bat, you cannot make good decisions if your management team is not good. You have to make tough decisions. And I always use the example of building a house. When you build a house, you want it to last, you want it to be what you really ordered and if you don't have the management team in there that can make the right decisions and bring in the right people, you will not have a solid house. So, it's not anything personal but I'm sayin', it's not complicated. Once you're put in as Chair, you're gonna have to make hard decisions. And what you need to do right now, because we have a very serious decision, and I didn't think we would be in this position after Solitron. I

thought that our water, and I bragged about, I laughed at West Palm Beach because I thought that was a problem. I didn't know we had the same problems.

You're gonna have to pass your gavel over to somebody and put in a new management team. We can sit here all day, all night, it's not gonna change. When, when my house was built, I didn't even have to look because I knew my contractor, who he was and what he was going to do. And when he finished, we had a, a terrible hurricane and people were saying, 'You're gonna move?' No. Because I knew I had a solid house. And I'm asking you to make good decisions. And I've been up here talking about the water before. I .., whose idea was it that you, your, your bill is.., if you don't pay it at the window, it goes up to Orlando? Why are we giving them jobs, in Orlando? I, I, I never understood that. Who's in charge of that, whose business is it? I, I just don't understand it. And, and, you know, Mr., Mr. Chair, I'm, I'm not.., it's not personal but I, I think...

[Beep]

BOARD CHAIR DAVIS: ...you kinda know me, I'm saying make the decision. When we had this last election, we put you all there because we didn't want people just sittin' up there and saying nasty things to one another but taking care of the City's business.

One last thing, I know my time is up.

BOARD CHAIR DAVIS: You never can ____...

MS. N. DUNCOMBE: Can you have a...

BOARD CHAIR DAVIS: ...Ms. Duncombe.

MS. N. DUNCOMBE: ...can you have a, can you have a Town Hall meeting to explain what the situation is for the water because I think everybody needs to have an understanding of that.

BOARD CHAIR DAVIS: And, and we'll discuss that at the end of this meeting, at the end of the Agenda to bring that up.

MS. N. DUNCOMBE: Okay. And I.., it's nothing personal.

BOARD CHAIR DAVIS: Okay. Ms...

MS. N. DUNCOMBE: Yes, sir. Thank you.

BOARD CHAIR DAVIS: Thank you. Ms. Jones, do you wanna answer the question, answer the question with regard to the public meeting? The public meeting, Ms. Larson brought up some issues about public noticing the meeting? We did.., where did we notice it at?

CITY MANAGER JONES: It's noticed on the website.

BOARD CHAIR DAVIS: Okay.

CITY MANAGER JONES: As well as in the official organs, all of the publications that we generally notice the meeting. But it is on the website and, as it relates to the sign out front, after Wednesday, that will be accomplished.

BOARD CHAIR PRO TEM MILLER-ANDERSON: ___ on Channel 18.

CITY MANAGER JONES: On 18, we also...

[Inaudible dais comment]

BOARD CHAIR DAVIS: Okay.

CITY MANAGER JONES: Well no.., maybe not on 18.

BOARD MEMBER PARDO: It's not on 18.

CITY MANAGER JONES: Now that I think about it.

[Inaudible dais comment]

BOARD CHAIR DAVIS: So let's, let's...

CITY MANAGER JONES: We can.

BOARD CHAIR DAVIS: We, we can take care of that.

BOARD CHAIR PRO TEM MILLER-ANDERSON: Yeah.

BOARD CHAIR DAVIS: Okay. Let's make sure we get that notice out.

CITY MANAGER JONES: Yeah.

BOARD CHAIR DAVIS: You got any other things that you wanna state...

CITY MANAGER JONES: I don't have [inaudible].

BOARD CHAIR DAVIS: ...before you we move on?

BOARD MEMBER PARDO: But it's not on 18.

BOARD CHAIR DAVIS: Anything else? ___, did she have any other questions that you wanted to address?

CITY MANAGER JONES: Oh, I just wanted to be able to say that we have six individuals that have completed the..., for the director's position, the executive director's position, have completed a questionnaire that we have sent to them and..., so now, it is developing the strategy of them coming either before this Board for interviews and how you wanna handle that. The assistant director's position is being advertised.

BOARD CHAIR DAVIS: So, let'..., let's talk about that...

CITY MANAGER JONES: [Inaudible].

BOARD CHAIR DAVIS: ...process.

CITY MANAGER JONES: Inaudible].

BOARD CHAIR DAVIS: Let's wait. Let's get through the Agenda and we'll get to that because that was something [inaudible]...

DISTRICT ATTORNEY DEGRAFFENREIDT: **Alright.**

BOARD CHAIR DAVIS: Item No...

BOARD MEMBER HUBBARD: Mr. Chair?

BOARD CHAIR DAVIS: ...8.

BOARD MEMBER HUBBARD: Before you go, Mr. Chair, from, um, from that Item. [Stammer]. I wanna find out about the flushing of the water on Friday and the people just receiving the notice that stated they should contact their doctors if they were on dialysis. We need to get an explanation for the people about that because that was very seriously, uh, very serious. I understand that the original letter said it would happen in two weeks...

BOARD CHAIR DAVIS: Mhmm.

BOARD MEMBER HUBBARD: But it was pushed up and the time that the flush took place was, uh, pushed up. So, I would like to just get some clarity on that so the community can have some clarity on that.

BOARD CHAIR DAVIS: On the flushing? Okay.

CITY MANAGER JONES: And that will be a part of the report that you...

BOARD CHAIR DAVIS: The report [inaudible]...

CITY MANAGER JONES: ...get from Staff. Yes.

BOARD MEMBER HUBBARD: We'll get that report from Staff but.., well, just answer this part of the question, did we send out a notice to people telling them that, in two weeks, we were going to be doing a flushing and the time was moved up?

UNK: [Inaudible].

ASSISTANT TO THE CITY MANAGER PERRY: Commissioner, can I answer that?

BOARD CHAIR DAVIS: Yes, sir.

BOARD MEMBER HUBBARD: Please. I, I just would like to know because that...

ASSISTANT TO THE CITY MANAGER PERRY: Okay.

BOARD MEMBER HUBBARD: ...that was what was stated. I just wanna clear it up for the public.

ASSISTANT TO THE CITY MANAGER PERRY: Alright. Um, just to give you an overview. The, the, uh, Utility District conducts flushing at least twice a year. So, this year, flushing was scheduled to take place in October. Normally, what the Utility District would do is they would send out a general notice in the newspaper, one advertisement and they'll advertise it and they'll, maybe a couple days and they'll send it out. This year, looking.., as, as the administrative personnel, they're looking at some of the issues that we've had, uh, in the last couple of months with the water, I wanted to make sure that every citizen was aware and be as transparent as possible. So I made the decision to send a letter to everyone's home. Now, the original letter that I sent to the City Council, through the Manager, on the 8th, said that we would start flushing in two weeks.

BOARD MEMBER HUBBARD: Mhmm.

ASSISTANT TO THE CITY MANAGER PERRY: Because I wanted to give anybody enough time to maybe see their doctor. These.., the issues that we outline in the letter are just issues that we wanna be aware of. Not saying anything is gonna happen, we just want to give our citizens all the information that they needed to make an, an informed decision. After that, we rece'.., you know, as you know, we have U.S. Water in our City doing their rounds and, and doing a complete evaluation of our water system. Upon talking to the president of the company, we talked about it and he was concerned about some of the results and we, we needed.., and indicated that we needed to step up our flushing a little faster, so I agreed. I spoke with the City Manager, we talked about it, we're still in compliance with HR [stammer], the Health Department's Rules so we attempted to send a, uh, the letter out, like, on a Wednesday. But, unfortunately, it didn't go out in some batches. You know, you have an entire City so it didn't go out all at one time so some people might've received their letters on Friday, Saturday or somebody even received it on a Monday. So, what we did, I got with the, uh, the contractor, we had some other issues that we had to work out. As of now, we haven't started the flushing to give our citizens more time.

BOARD CHAIR DAVIS: Okay.

ASSISTANT TO THE CITY MANAGER PERRY: But, it was just an attempt to try to give our, our citizens as much information and much time as possible. So, looking at it now, we're still trying to wrap up a couple things and, hopefully, we'll start this Wednesday. But it was just an attempt to try to notify the City. We've never done it that way before but I felt compelled, with all the things going on in the City, to try to notify each and every citizen so they had an opportunity to make, uh, any adjustments that, that were needed.

BOARD CHAIR DAVIS: Well, thank you.

BOARD MEMBER HUBBARD: Well, thank you, Mr. Perry for explaining that. I just wanted to make sure that the residents un'..., understood what the letter was about because some people were under the impression that the flushing had already taken place and they got the letter too late, they didn't get to call their doctors and just, uh, you know, relieve some of that...

ASSISTANT TO THE CITY MANAGER PERRY: ____.

BOARD MEMBER HUBBARD: ...anxiety, I think, the..., like, the explanation that you just gave is gonna help a lot of people to know that they still have time to contact the...

ASSISTANT TO THE CITY MANAGER PERRY: I understand perfectly.

BOARD MEMBER HUBBARD: ...their doctors.

ASSISTANT TO THE CITY MANAGER PERRY: Mhmm.

BOARD MEMBER HUBBARD: Thank you.

ASSISTANT TO THE CITY MANAGER PERRY: Mhmm.

BOARD CHAIR DAVIS: Okay. So, we're gonna go to Item No. 8 now. That's gonna be in that report? [Stammer]. It's gonna be in Item 7, that same report that you're dissing now, right?

ASSISTANT TO THE CITY MANAGER PERRY: Mr., Mr. Beudet's gonna go in depth with some other issues that...

BOARD CHAIR DAVIS: Oh, those same issues, more detail?

MAYOR MASTERS: Mr. Chair?

BOARD CHAIR DAVIS: Go ahead.

BOARD CHAIR PRO TEM MILLER-ANDERSON: [Inaudible] microphone.

MAYOR MASTERS: I don't know whether it's on or not. Can we look at, um, a system or some'.., some other way that we can make sure that every'.., in the future, that when there's an emergency, urgency that we can make sure that everybody get the notification the same day rather than a batch here, a batch... when they go out. Is, is there anything that can be expedited through the postal just so they can kinda.., get that because we don't to contribute to the confusion.

ASSISTANT TO THE CITY MANAGER PERRY: I understand.

MAYOR MASTERS: [Inaudible] say, 'Well, I got it but he didn't get it.' Well, why? You know?

ASSISTANT TO THE CITY MANAGER PERRY: I understand.

MAYOR MASTERS: —.

ASSISTANT TO THE CITY MANAGER PERRY: You make a good point, Mayor. We try.., when we set.., when we originally scheduled it, we, we thought that they were all gonna go out the same day but [stammer], obviously, I guess, the mail doesn't.., does not get delivered the same day throughout the City. So, you know, it's.., there's a delay going out. But we'll try to do something different but I wanted to get away from that one general notice and that's why we went to a more personalized notice to each resident but we'll.., we'll try three or four different ways but clearly, we wanna ma'.., try and make sure, uh, that we give two weeks' notice and we.., that should be ample enough time.

Now, however, just so you know, if something were to happen, if we get tested for a certain type of bacteria, the law requires us to start immediately and we have to give notice the next day. So, just to send out a general notice. So there're.., it could happen one day that, you know, we have an issue and we just send it out but we.., that's what the law requires. But you're absolutely right, we try to give.., we should give as much notice as possible and we'll, we'll work on a system to try to get, uh, get it all to the citizens at one time.

MAYOR MASTERS: Thank you.

ASSISTANT TO THE CITY MANAGER PERRY: Alright?

BOARD CHAIR DAVIS: Mr. Beaudet? Item No. 7.

MR. B. BEAUDET: Mr. Mayor and Mr. Chair and Members of the Utility District Board, my name is Bevin Beaudet. I'm your technical water quality consultant and I'd like to give you a progress report, where we are today and a little more detail about the

flushing also so that you'll understand why the decisions were made to move this up in time.

Our primary focus as management and myself, as consultant, has been to work with U.S. Water. They have been doing a very thorough evaluation of the system. I reported their initial thoughts to you at the last meeting. That has really not changed. There are three major priorities that they have identified that we need to work on. And, the first one is the water chemistry. You know, we do use chloramine residual to disinfect. That's a combination of ammonia and chlorine. Now that combination has to be just right in order for it to be most effective in order to provide the best water quality. Unfortunately, we have an obsolete and poorly designed water treatment plant and much of it is in very poor condition. So, uh, it's very difficult for Staff. Right now, the way the plant is set up for them to manually adjust four or five different valves, um, on an hourly basis practically, in order to get that chemistry right. So, U.S. Water is developing some recommendations for us that will help that system.

The other issue is the wells. You know, we don't have enough capacity in our well field right now to meet our demand when it gets very high. We have 10 wells that are out of service, out of 27. So we have been working with a contractor by the name AMPS to bring these wells up and, in fact, Mr. Mealy also helped us hire a second contractor to speed this process up at Mr. Perry's suggestion. So now we have two contractors working out there to repair and renovate these wells. We're very close to having three more wells back up. In fact, we thought we had one up the other day but we had a small electrical problem that we had to correct. So, it will not be long, hopefully this week where we will have three of the 10 wells up and that will greatly relieve our demand situation and, over time, our goal, of course, is to get all the wells operational.

The other priority is Unit 3. You know we have three treatment units that we need to meet our demand on a consistent basis and you've already been briefed on the fact that Unit 3 is not operational and, um, that is going to take a rather large capital project to repair that permanently but U.S. Water has given us some recommendations. And, by the way, they are finalizing their report. It is under final review at this time and it should be released, my guess is, sometime this week, their final report should be available. So., however, we've talked to them about their recommendations and they have some recommendations that will temporary use of Unit 3. So, we are going to pursue those as well. And, you know, you., you've got to understand that there are a lot of systems that are designed in this plant that make it very difficult to achieve some of these goals and particularly the water chemistry goal. Now, I'd like to go over that with you as it pertains to the flushing.

We have been doing intensive monitoring in the western part of our system and, in fact, we have been meeting the residual standards for chloramines and that system, ever since we started, uh, almost three months ago and we were able to stop monitoring on a daily basis, all but four sample points and those are monitored every two weeks. So, uh, every two weeks we monitor half the system and in two weeks we monitor the rest of the system, except for those four points that are monitored daily. Now, even though

we have a good residual in that system, in late August, early September, we had total chloroform hits or positive total chloroform results and the samples for five of the western sample points. We resampled those and 48 hours later, the test came back, they were still positive. Now, the, the cause of the total chloroform hits out there, we actually did not meet the Health Department and the State standards. We were in violation because of the total chloroforms. Now, total chloroform is not an adverse..., does not give adverse health effects, does not require public notification but it is an indicator that there's bacteriological growth in the system. Now, in, in U.S. Water's investigation of our flushing practices that we've been doing, twice a year, they determined that those practices were not adequate to do a really good chlorine flush job on our system. IN order to do such a flushing job, we have to do what's called unidirectional flushing and that takes a lot of work and that means that every pipe needs to be flushed at a certain velocity with free chlorine in order to inactive any biofilm that might be on the pipe and flush out any sediment that might be laying at the bottom or the pipe which could interfere with disinfection with chloramines.

So, they have been working very hard with us to develop such a plan but because of the total chloroform hits, we sped that up. We said, 'We don't want to be in violation. We don't want to have total chloroform hits. The answer is to get this unidirectional flushing place and to flush with free chlorine as soon as we can.' And that decision was unanimously made by management, Staff and, and myself and it came from U.S. Water. So, that's the reason that we moved the flush up, was for public health and safety. Now, that being said, in order to do this unilateral flushing, we have to know where every valve on the system is and whether it's open or closed and, uh, that exercise has not been done in quite some time. So the reason that we're delayed is because we wanna get all the valves, know where they are, have 'em in the correct position so that when we do this chlorine flush we can go pipe by pipe, flush out the sediment, do a good disinfection job. When we're complete, we will have flushed the system better than we have ever flushed the system. And it will also prepare our system for receiving chloramines again, hopefully, much better balanced thanks to recommendations that U.S. Water has given us and has worked with our Staff so that we will continue to provide the better quality of water than we have provided in a long time.

So that's the details of that chloramine flush and the chloramine situation..., chlorine flush rather, that we're now getting ready to conduct. So we should..., we got the valves just about finished. Mr. Davis has been working very hard on that with his crew and we're just about ready to start the, the chlorine.

Um, I'd like to give you a few other details that are positive. [Chuckle]. In terms of the Consent Order on the FDEP for the sanitary sewage spill overflows. We have met all the conditions of that Consent Order including the in-kind services which we completed last week. The in-kind services for that project were to line some old vitrified clay, uh, gravity sewer pipe with what's called Cured In Place Plastic, a very common way of improving the structure and prevent leakage of old sewer pipes. So we completed 1,300 feet. We started off at West 9th Street, we went across Martin Luther King Boulevard and ended up at West 6th Street. That was 1,300 feet. We also rehabilitated

three manholes in the process. So, that was completed on September 6th and we signed and sealed the letter to DEP that it was complete, the cost was about \$64,800 and, uh, they have accepted the project as complete.

Essentially, we are done with the requirements of that Consent Order with the exception of having to do quarterly reports. However, I must bring to your attention the fact that we have got to complete the capital programs that, for wastewater, that are in your Capital Plan, that you have approved in your budget, we have to move forward with those projects in order to stay in compliance with the Consent Order.

So, that is the status of, of the FEDP Consent Order.

BOARD CHAIR DAVIS: Before we get started, Mar'.., we'll go to public comment. One card on this Item. Mary Brabham. Before we get into our questions. Mary Brabham? You wanted to comment on Item 7?

MS. M. BRANS: [Inaudible].

BOARD CHAIR DAVIS: Yes, ma'am.

MS. M. BRANS: [Inaudible].

BOARD CHAIR DAVIS: You're okay? So I can just put it...

MS. M. BRANS: Yeah. That was a comment [inaudible].

BOARD CHAIR DAVIS: Okay. Alright.

MS. M. BRANS: But I think I did comment.

BOARD CHAIR DAVIS: Okay.

MS. M. BRANS: Because I wanted [inaudible].

BOARD CHAIR DAVIS: Okay.

MS. M. BRANS: [Inaudible].

BOARD CHAIR DAVIS: Alright. So that's the end of that card. Mayor.

MAYOR MASTERS: Yes. I don't have a Ph.D. in flushology and waterology and all those ology's...

[Chuckles]

MAYOR MASTERS: ...that I may need to have one but I do have one in common sense. And I need you to.., I wanna ask you a very direct question and, um, because

there may be a lot of people who are listening and viewing that may not understand the sophistication of flushing and chlor'.., chlorination and, uh, we had one test that was positive but yet it cannot effect you physically. I need to know, beyond a shadow of a doubt, is the water safe?

MR. B. BEAUDET: Yes, it is.

MAYOR MASTERS: So, why did.., why.., explain to me again, why did we get a, a positive reading?

MR. B. BEAUDET: Okay. Once again, it's safe to drink but it is in violation of the Total Chloroform Rule.

MAYOR MASTERS: And what does that mean?

MR. B. BEAUDET: And that means that there are.., the total chloroform is an indicator organism, it does not mean that there are adverse health effects. There's no requirement to go to public notification because there are no health effects but it is an indicator that there could be, uh, in the future, biological growth that is not healthy. And that's why it must be dealt with immediately.

MAYOR MASTERS: Okay.

BOARD MEMBER HUBBARD: Mr. Chair?

BOARD CHAIR DAVIS: Council' Hubbard.

BOARD MEMBER HUBBARD: So, that.., if we.., so, you said that though it's not by require'.., you.., that we're not required to notify the persons and I understand that but I'm just thinking, as you spoke of earlier, um, Mr. Perry stated about the transparency. Because we know that everybody is so, um, antsy about our water situation, I.., you know, it's good that it.., that we let the, that we let, that we let them know and I'm glad that the notification, you know, went out twice. That, that's something. What I'm hoping to do here is to re'.., to correct the problem, take the advice from U.S. Water, implement the suggestions that they have given and relieve the community of any, um, doubts about the water. Can you tell us a little bit about why the water is still yellow because, when people see the water yellow, they immediately assume that it's bad and that it's still bad. Well, you said it's not good but it's unsafe for us to drink...

BOARD CHAIR DAVIS: It's not safe.

BOARD MEMBER HUBBARD: ...but [pause]...

BOARD CHAIR DAVIS: It's not safe.

BOARD MEMBER HUBBARD: It's not, um, something, I think, that peo'.., people just want it to be 100% good enough to bathe in and good enough to drink in. To drink it.

MR. B. BEAUDET: Okay. I understand the color issue. I have spoken to you about this before. When I did, I went back and looked at all the records to see what the colors that were reported to the agencies were and were they within bounds or not and they were. However, U.S. Water found out that the colorimeter that we were using to measure these colors was inoperable, was broken. It was not measuring the color properly. And, in fact, right now, the color is at the very high level, it's still in the standard of.., it's a secondary standard, it's not a health standard. It's still within that but it's very close to being above it. And there's a reason for that. And the reason for that is inoperability of Unit 3.

BOARD MEMBER HUBBARD: Oh.

MR. B. BEAUDET: Okay? I mentioned to you, that was one of our high priorities and that's a priority that U.S. Water is giving us recommendations on to, uh, repair, as quickly as we can on a short-term basis. But right now, some of that water from Unit 3, um, is getting, you know, it's being filtered and chlorinated but it's not being softened. Softening takes away much of the color. So, we've got to that repair before you're gonna see an improvement in the color but you will see an improvement in the color on the short-term solution and when we do the capital project for the long-term solution, you should not have a problem with color again.

BOARD MEMBER HUBBARD: Okay. And I think, you know, I think the public needed, needed to hear that and needed to understand what we're, what we're doing.

Something else that I wanted to say, Mr. Chair, was that the public.., some from.., some of the public comment concerns were about the not having a director and not having an assistant director and Ms. Jones mentioned about our process. Two things, one, I want the public to know that we are up here for change. We're.., we want capable, competent, committed and loyal people to run an agency such as our water department. So no, we haven't rushed into getting anyone as of yet but it's not that we are not working on getting anyone. This time, when we do, um, before we hire anybody, before we have Staff choose someone for us, I want us to get a copy of the short list, the backup material on all of those people, give us an opportunity to, to make a mistake and mess up this time and.., or, or to do a good job because we haven't in the last two persons that have been, have been hired and, as I said at, at the retreat, we've got to have people in place that think enough of us or care enough about wellbeing that they're going to do, do right by us. So, I would like, before any decisions are made, that we get to see the, the short list, if you will, those.., I think you said 10, 13? How many people did you say?

CITY MANAGER JONES: You have about six that have gotten down and completed the survey instrument. The other ones, it's their way of pulling out of the, out of the search. But we will contact them. And I would... Oh, I'm sorry. I didn't wanna cut you off.

BOARD MEMBER HUBBARD: I... No, no, no. I hea'..., I thought I heard something [stammer], I just got distracted. What I was...

MAYOR MASTERS: [Chuckle].

BOARD MEMBER HUBBARD: ...saying was, you know, was just, you know, I want us to get that, get that binder or short-list of people so that we can look at it to see what we're, what we..., what road we're headed down and what kind of, uh, persons that we are attracting and who we would like to have over our water agency. We wanna play, you know, get a, get a major look at what's, what, what's out there and what's..., people who are responding to this request.

BOARD CHAIR DAVIS: Okay. So...

CITY MANAGER JONES: Mr..., Mr. Chair?

BOARD MEMBER HUBBARD: One more...

BOARD CHAIR DAVIS: Wait...

BOARD MEMBER HUBBARD: One last thing...

CITY MANAGER JONES: One...

BOARD MEMBER HUBBARD: ...Ms. Jones.

BOARD CHAIR DAVIS: Hold on, hold on.

BOARD MEMBER HUBBARD: I'm sorry.

BOARD CHAIR DAVIS: Let's...

BOARD MEMBER HUBBARD: I wanted to ask her something before she...

BOARD CHAIR DAVIS: [Sigh].

BOARD MEMBER HUBBARD: Go ahead, um...

BOARD CHAIR DAVIS: ___ answer the question first?

BOARD MEMBER HUBBARD: It wasn't...

CITY MANAGER JONES: One of the things that I've talked to the HR Director about, as well as with Staff, and that is possibly having the five or six come and present before, in a scheduled meeting, whether it's a Saturday morning, all five of them come and talk to you as well as the residents about their qualifications in, in doing the job.

BOARD CHAIR DAVIS: Okay.

CITY MANAGER JONES: So that's even more input...

BOARD MEMBER HUBBARD: Even before we get to that point, before taking that route, I would prefer, personally, me, just getting the binder, to look at the resumes first and to see before we want to have them come up, I'd just like to really... I don't wanna be looking at the binder while they're talking and...

CITY MANAGER JONES: Oh, no.

BOARD MEMBER HUBBARD: ...trying to present...

CITY MANAGER JONES: By all means...

BOARD MEMBER HUBBARD: ... present their self. And if we decide to go that route, to have them do a presentation, then that's, um, that's another thi'.., another thing. So that's [stammer], that's my comment in, you know, in response to what the public was asking and saying, I wanted them to know why we didn't have anybody as of yet.

And I also wanted to ask Mr. Brown, when you got a chance to squeeze it in, Mr. Chair...

BOARD CHAIR DAVIS: I was gonna bring him up...

BOARD MEMBER HUBBARD: ...one question...

BOARD CHAIR DAVIS: ...once we get, once we get through the Agenda [inaudible]...

BOARD MEMBER HUBBARD: Okay. Thank you.

BOARD CHAIR DAVIS: Let's get through the Agenda. Please, with all due respect. Item No... Oh, that's the report, correct? So there's no action needed. Correct? Mr...

MR. B. BEAUDET: I., I'm finished.

BOARD CHAIR DAVIS: Mr. Perry?

MR. B. BEAUDET: Is there any questions?

BOARD CHAIR DAVIS: Any questions for Mr. Beaudet?

ASSISTANT TO THE CITY MANAGER PERRY: I, I did wanna say...

BOARD CHAIR DAVIS: Mary Brabham, you remembered your question now?

MRS. M. BRABHAM: Yes, I did.

BOARD CHAIR DAVIS: We, we'll give you...

MRS. M. BRABHAM: I, I did, I did have a...

MAYOR MASTERS: [Inaudible].

MRS. M. BRABHAM: I was taking notes but, Mr. Beaudet, I would like for you to expound, expand a little bit more on what you said [pause] about the..., let's see here, the unit ___ flushing is needed to do a good job and it has not..., it was not done. How long was this not done? And, and how long was this not done? [Stammer] give me a timeframe for a period of when this was not done.

MR. B. BEAUDET: I, I can't tell you that. It's has not been recent.

MRS. M. BRABHAM: How long?

MR. B. BEAUDET: I don't know, ma'am. I, I have only been working here for six months. I will say that, in looking at the records, um, of flushing and talking to the personnel that have done the flushing, myself and U.S. Water have concluded that they have not done what I described as a unidirectional flushing. That has not been done. It's not that, that flushing has been useless or inadequate, it's just that it's not as effective as a unidirectional flushing. And that's what we are doing this time. We're gonna do a really outstanding job and we're going to, we believe, correct that problem with total chloroforms by doing it this way.

BOARD CHAIR DAVIS: Okay.

MRS. M. BRABHAM: Okay.

BOARD CHAIR DAVIS: Okay, Ms. Bram.

MRS. M. BRABHAM: Okay. Thank you.

BOARD CHAIR DAVIS: You got any questions? You're good? Okay.

MRS. M. BRABHAM: Thank you.

BOARD CHAIR DAVIS: Alright. Item No. 8, unless we got any other... Mr. Perry, did you have anything else to say before we...

ASSISTANT TO THE CITY MANAGER PERRY: What, what...

BOARD CHAIR DAVIS: ...[inaudible] Item u?

ASSISTANT TO THE CITY MANAGER PERRY: ...I did wanna say, Mr. Chair, is, just again, you know, as you know, we have U.S. Water in, in the City conducting their, um, their overview of the water plant and the system. They gave us a draft report a coupla days ago, Staff is currently going through that report, making some comments and probably, in the couple days, that should be finished with that report. I've requested they, you know, make a copy for Council because that's the report that we have to send down to the Health Department. As part of that report, we, we intend to provide the City Council with some type of matrix numerating those projects that have to be done, those critical projects that have to be done and moving from there. The good thing is, Council has approved most of this funding to get most of these projects done. We've looked at the report, I had extensive conversation with U.S. Water. Uh, once we do this, this flushing, we're gonna put some measures in place which include training our personnel and giving 'em some of the resources they need to, to maintain along with some of the operational issues and capital issues that we have to get done, I believe that those should correct most of our problems. We're not waiting for a new director, we're still gonna move forward and, and make sure we get those issues done.

So, I just wanted let you know they're here, if you have any questions for 'em but we should have that report in the next couple days but, once they send it to the Health Department, we're gonna be responsible for, you know, coming up with a plan, an action plan, on getting those projects done. And it's Staff's, uh, Staff's responsibility to go through and make sure we number 'em and we'll bring 'em to City Council and, and, and get your endorsement on those projects also.

BOARD CHAIR DAVIS: Thank you, sir.

ASSISTANT TO THE CITY MANAGER PERRY: Mhmm.

MAYOR MASTERS: Mr. Chair, just one quick question.

ASSISTANT TO THE CITY MANAGER PERRY: Yes, sir.

MAYOR MASTERS: Mr. Perry, for the benefit of the public, U.S. Water..., U.S.?

ASSISTANT TO THE CITY MANAGER PERRY: Water.

MAYOR MASTERS: Water, company?

ASSISTANT TO THE CITY MANAGER PERRY: Yes, sir.

MAYOR MASTERS: Okay. They, um, were they requested to come in or was it mandated? Can you kinda...

ASSISTANT TO THE CITY MANAGER PERRY: Sure.

MAYOR MASTERS: ...just briefly for...

ASSISTANT TO THE CITY MANAGER PERRY: As part...

MAYOR MASTERS: ...for the record.

ASSISTANT TO THE CITY MANAGER PERRY: As part of the Consent Order, through the Health Department, we were required to go out and get a company, solicit a company, to come in to do a total evaluation of the, uh, water, water system. And, as a result of the RFP, they won the bid and they...

MAYOR MASTERS: Okay.

ASSISTANT TO THE CITY MANAGER PERRY: ...came in and started doing their evaluation.

MAYOR MASTERS: Thank you.

ASSISTANT TO THE CITY MANAGER PERRY: So we had some cr'.., a lot of the issues had already been identified by, um, Mr. Beaudet and are in our Master Plan so they just, you know...

MAYOR MASTERS: Okay. Just, just...

ASSISTANT TO THE CITY MANAGER PERRY: Correct.

MAYOR MASTERS: ...for the public to...

ASSISTANT TO THE CITY MANAGER PERRY: No problem.

MAYOR MASTERS: ...know who they are...

BOARD CHAIR PRO TEM MILLER-ANDERSON: Chair?

MAYOR MASTERS: ...and why.., how they got here.

BOARD CHAIR DAVIS: Go ahead.

MAYOR MASTERS: Thank you.

BOARD CHAIR DAVIS: Vice Chair.

BOARD CHAIR PRO TEM MILLER-ANDERSON: Is it possible for U.S. Water to just give us a little quick synopsis of that report that was given instead of us having to wait several days for, um, it to go through Staff and then come to us?

ASSISTANT TO THE CITY MANAGER PERRY: Sure.

BOARD CHAIR DAVIS: You want..., do you wanna do it now or at the..., after Item No. 9?

BOARD CHAIR PRO TEM MILLER-ANDERSON: Whatever's fine.

BOARD CHAIR DAVIS: Okay. We can..., after we get through Item No. 8 and 9, then we'll call U.S. Water to give us an update.

BOARD CHAIR PRO TEM MILLER-ANDERSON: Okay.

ASSISTANT TO THE CITY MANAGER PERRY: Okay.

BOARD CHAIR DAVIS: Yeah. So [inaudible].

8. EAST CENTRAL REGIONAL (ECR) TREATMENT UPDATE

BOARD CHAIR DAVIS: Okay. Item No. 8. East Central regional treatment update.

ASSISTANT TO THE CITY MANAGER PERRY: Ask Mr. Lane Walker just to give us a brief update on the ECR. He's..., Mr. Walker's our representative until we get a new director and assistant director. So he's attending the meetings.

BOARD CHAIR DAVIS: Okay.

ASSISTANT TO THE CITY MANAGER PERRY: He'll just give us a brief update and wanna let Council know what's going on down there.

MR. L. WALKER: Good afternoon again. At the last Board meeting, we had, uh, the, the project [stammer], I guess, you were briefed before about the bio solids handling project where they're building new bio solids facilities. That project's moving pretty well. A couple of those large tanks that they have, they are substantially completed and they're doing hydrostatic testing and various other ECR things. So, just to let you know, the project has been moving along pretty well at the ECR.

BOARD CHAIR DAVIS: Okay. Anyone have any questions regards to ECR? [Pause]. No questions? Thank you, sir.

ASSISTANT TO THE CITY MANAGER PERRY: Just for the public, ECR is where they collect, uh...

MR. L. WALKER: Yes, it...

ASSISTANT TO THE CITY MANAGER PERRY: ...our, our wastewater.

ASSISTANT TO THE CITY MANAGER PERRY: And that's located where?

MR. L. WALKER: It's East Central Treatment Facility, it's located in the City of West Palm Beach and Riviera Beach is one of the partnering entities that sends all, all our waste, our sewage, uh, there and it's, it's treated and handled there.

ASSISTANT TO THE CITY MANAGER PERRY: Correct.

BOARD CHAIR DAVIS: Okay. Thank you, sir.

MR. L. WALKER: Mhmm.

9. LIFT STATIONS NO. 10 AND 50 UPDATE

BOARD CHAIR DAVIS: Alright. Now we'll go to Item No. 9. Lift Station 10 and 50 update.

ASSISTANT TO THE CITY MANAGER PERRY: Um...

BOARD CHAIR DAVIS: And I got one comment card. Item No. 9 for Close Construction? Is that the name? And then we'll go into Lift Station 10 and 50.

MR. D. MAXWELL: Good evening, ladies and gentlemen.

MAYOR MASTERS: Good evening.

MR. D. MAXWELL: We're Close Construction. We're the contractor that was hired to perform the work and, uh, so if you want us to...

UNK: [Inaudible].

MR. D. MAXWELL: ...to talk within the, the time period, we'll give you an overview and, and maybe we'll end up digging deeper answering any questions.

Um, I'm, I'm the Project Manager. My name's Devon Maxwell and with me is the owner of the company, Chris Close. And we understand that there was some comments made at a previous meeting...

MAYOR MASTERS: Come close to the mic, sir.

MR. D. MAXWELL: Oh, I'm sorry. And some opinions about whether our company was qualified to do the work and whether we had experience enough to do the work. We put together a packet of some of the projects that we've previously done, similar type projects that involve public agency work, specifically, utility work that involves pump stations and a lot of the same components that we're dealing with on LS10 and, and 50 and I would like to provide that to you, if I may, for you to look through.

BOARD CHAIR DAVIS: Well, now, this is the work that you've done?

MR. C. CLOSE: Yeah.

MR. D. MAXWELL: This, uh...

BOARD MEMBER PARDO: What are you doing now?

MR. D. MAXWELL: This...

MAYOR MASTERS: [Chuckles]

MR. D. MAXWELL: ...this, um...

BOARD CHAIR DAVIS: Is that the work you're doing for us?

MAYOR MASTERS: That's what I wanna know.

BOARD CHAIR DAVIS: For...

MR. D. MAXWELL: No...

BOARD CHAIR DAVIS: ...the ___?

MR. D. MAXWELL: No. This, this is work that Close Construction has done that is similar to the work that we're performing for you. We wanted to address...

BOARD CHAIR DAVIS: I...

MR. D. MAXWELL: ...some concerns...

BOARD CHAIR DAVIS: I don't recall anybody on the Board, and maybe you can help me...

MAYOR MASTERS: Okay.

BOARD CHAIR DAVIS: ...___ make any comments about whether you're qualified or not.

MR. D. MAXWELL: Okay.

BOARD CHAIR DAVIS: So...

MR. D. MAXWELL: Well, I just..., I thought that there was some comments made about, uh, that the contractor lacked experience and, I think, Mr. Beaudet, uh...

BOARD MEMBER PARDO: Mr. Chair?

MR. D. MAXWELL: ...Beaudet even made some comments a couple months ago about, um...

BOARD CHAIR DAVIS: Well, I'm, I'm gonna let you finish your three minutes then I'm gonna come back to the Board.

MR. D. MAXWELL: So, um, so we, um, we do a lot of this type of work is what we're getting at. We're very familiar with it and we're familiar, um, the different components of the work, the contracts that owners usually put in place and there was nothing about this project that concerned us.

And, shortly after we started, the engineer of record made a.., ordered us to make a change in the work. And after that, it seemed to become extremely difficult to, first, to understand what was being asked of us by the engineer of record and then, um, to satisfy, um, to get his approval on the various things that we're required to submit. We feel like, now that we're many months into the project, that part of the difficulty comes from the fact that we're the contractor, the City's the owner, the plans were drawn by a design engineer and.., and then, that same engineer ended up proceeding to administer the contract. And that requires that one person to wear two different hats cause it's very common for issues to arise and discussions to be had, uh, between the contractor and the owner about the plans and so, it's hard to make a decision about those plans...

[Beep]

BOARD CHAIR DAVIS: Alright. What we'll is...

UNK: Let him finish.

BOARD CHAIR DAVIS: I'll let you.., if you can finish your statement...

MR. D. MAXWELL: Okay. ...when you're also the owner's rep. That can be helped when there's a strong presence by the owner to help avoid those conflicts and, of course, we haven't had that.., because of the vacancies, uh, we haven't had a designated person that we could go to, to help resolve these problems. So, where we're at now, and I'd love to you as, as much more as you'd like to hear, is that we're stopped on the project and we haven't been paid, uh, for any of the work that we've done for the past four months.

BOARD CHAIR DAVIS: Okay. So, what we'll do is, we're gonna get through public comment.

MR. D. MAXWELL: Okay.

BOARD CHAIR DAVIS: And if we need to call you up, if the Board will...

MR. D. MAXWELL: Okay.

BOARD CHAIR DAVIS: ...choose to do so, they choose at that time.

MR. D. MAXWELL: Alright.

BOARD CHAIR DAVIS: Ms. Norma Duncombe. And then we'll go to Staff.

MS. N. DUNCOMBE: I, I don't., I don't want to sound redundant but somehow or another we need someone who can do an oversight because you're busy, the Council. And, and I'm really upset about management. Who are people reporting to? Who are they reporting to because all of these problems and, and, and we just assume that our water, and everything, is in place so wh'.., what is, what is your management team doing? Who, who, who, who's, who's meeting with people? Who is supervising what's going on? This thing becomes more disturbing the more I hear about it and I don't understand it. And I'm not bla'.., I'm n'.., listen, I'm not attacking you personally but I'm saying we just deserve better. I'm listening to.., there, there is, there are interviews for people to come in. How you gonna let somebody hire somebody when they haven't done the job with the people who were here? That does not make sense. And, I have to hold you responsible for it. When we had this last election, we thought, 'Okay. Things are gonna just really turn around.' Because we didn't have people sitting up there insulting one another and being nasty to people but people who would listen and who would make hard decisions. And, I, I, I just don't understand how we can say we're gonna interview people that somebody's gonna come up with and they haven't done anything with the people who are here?

Now, you know, we, we, we, we, we backed you and we want you to be successful but my quality of life is very important to me. I have high standards that I have for myself and what I want. And this man fumbling up here today, he's working on something here in the City? My God. Please, please let's get it together. Start off, get a new management team and let's put this thing to work so that, in other words, I'm concerned about the entire community and I am sayin' we've gotta stabilize the community and we can't do it if we are in here going over ag'.., and over again over the same things. And so, come on. Chair, you, you can do it.

[Chuckle]

MS. N. DUNCOMBE: Come on, you can it. Thank you.

BOARD CHAIR DAVIS: Thank you.

BOARD MEMBER PARDO: Mr. Chair.

BOARD CHAIR DAVIS: Mr. Willis Williams. Go ahead...

BOARD MEMBER PARDO: Alright.

BOARD CHAIR DAVIS: ...Councilperson...

BOARD MEMBER PARDO: No. I'm sorry, I thought that was the end of...

BOARD CHAIR DAVIS: No.

BOARD MEMBER PARDO: ...public comment.

BOARD CHAIR DAVIS: This, this is the last one then we'll...

BOARD MEMBER PARDO: Okay.

BOARD CHAIR DAVIS: ...go back.

BOARD MEMBER PARDO: Thank you.

MR. W. WILLIAMS: Good evening. Willis Williams, 1690 West 26th Court. Mr. Beaudet, you said there were 10 wells out of service. My, my question number one, is how long...

[Beep]

MR. W. WILLIAMS: ...those wells were out. Is that the buzzer there? Thank you.

BOARD CHAIR DAVIS: We, we'll get you going.

MR. W. WILLIAMS: The other..., the 10 wells that were out, how long were they out? Number one. Number 2 is, this is very critical. Mrs. Johnson mentioned that it's probably circulatin' around town. Whether it's circulatin' or not, everybody in this town has been waitin' on this report because the water quality means a lot to all of us. It means a great deal, it's the quality of life in this City. This water stinks. We got real serious problems in that Utility District. Let's make no qualms about it. There's some serious problems over there. The gentleman that just came up before you, I brought up attention..., I brought attention to you, to this Council about the lights that were going up, the flashin', uh, people..., talkin'..., putting the poles up. I'm gonna bring some things to your attention. I worked in the hotel industry for 27 years. You could eat off of my air conditioning floors because that's the way we would maintain 'em. You go..., you need to walk in those buildings over there yourself. You look at 'em and see do you think your water treatment plant should be treated or worked that way. You go look at it. The gentleman that just standing up here just now, if I had a construction yard and they kept that construction yard the ways they keep Avenue..., MLK and Avenue U, I'd'a been fired 'em. They do the same thing on Singer Island. I drove over there and watched the pipes laying across the street. And they say..., they got a boo'..., folders about where to work that they do. Well, evidently, they do it somewhere in some white community because they treatin' us like dirt.

Now, we got some real serious problems and it's with this water. The leadership in this town has been..., sucked for a long time and we sat around and **telly alley and belly allely** around and we know what needs to be done. So let's get it done, take care of business and move on. We don't need to be hirin' nobody under this administration.

Nobody. There shouldn't be nobody hired. And you guys need to understand that. We put you in there for a change, it takes \$4,000.., 4,000 signatures to move you out.

Thank you.

BOARD CHAIR DAVIS: That'll be the end of public comment. Councilperson Pardo, before we go to... Do you wanna address this matter before we go to ___?

BOARD MEMBER PARDO: Yeah.

BOARD CHAIR DAVIS: Go ahead.

BOARD MEMBER PARDO: Um, to Close. The guys from Close...

BOARD CHAIR DAVIS: Mhmm.

BOARD MEMBER PARDO: Okay. So, I was the one that you brought you guys up several months ago because residents were complaining... I don't, I don't know if you really need to get up, back up to the podium... But residents were complaining, residents over on 8th Street and residents over on Park Avenue were complaining about the stench coming out of the lift stations that you guys were supposed to be [pause] rebuilding. They were complaining over Singer Island.., they were complaining that the fence was in the middle of the street instead of on the property where the lift station was. They were also complaining that you guys started the work and then stopped. And, you know, you need to realize, people live around there.

[Inaudible dais comment]

BOARD MEMBER PARDO: And every day they're smelling, you know, sewage, they're looking at it and they were coming to us asking, 'What's going on?' And the Park.., the, the plant on Park Avenue, I pass by constantly because I live around the corner. So that's why I brought it up to Staff...

UNK: [Inaudible].

BOARD MEMBER PARDO: ...and then, you know, Staff came to us, they told us what was going on. So, you know, and the comments that you made about people saying that you were qualified, I don't know about that because I didn't ask if you were qualified or not. Alright? But, looking at what you've been doing since we gave you the contract until now, I question whether or not you're qualified. And quite honestly, you know, I appreciate you coming to us today and telling us or, or handing out, um, literature about what you've done in the past but I don't care about that. This is all about what are you doing here, what are you doing for the City of Riviera Beach? And I can tell, I have a really bad taste in my mouth right now because you haven't proven yourself to us.

So, you know, I just wanted to put that on the record and I'm sure the Chair is going to ask the, um, the Utility Director, or the Interim Director, to address some of your concerns [stammer] or some of the things that you brought up about the designer and the engineer and not getting paid and all of that. So, you know, just for the record, you know..., now you know where it came from.

BOARD CHAIR DAVIS: Okay. Mr., Mr. Perry.

ASSISTANT TO THE CITY MANAGER PERRY: Yes, sir.

BOARD CHAIR DAVIS: Yes, sir.

ASSISTANT TO THE CITY MANAGER PERRY: As you know, I think this contract was awarded about a year ago maybe, uh, Close has been working on this project for about a year. I'm gonna have Mr. Cunningham, uh, as you know, some of the issues that we had with the, with the contractor. Uh, we had to retain counsel in order to look out for the City's best interest. So I'll have Mr. Cunningham maybe come forward, just give an overview of where we are, uh, on this particular project. And, if needed, I'll have Mr. Mark Drummond also give a, give a, give an overview, who is the engineer.

BOARD MEMBER HUBBARD: Mr. Chair, can I ask a question of them so he can answer it as, as well. The, the concern that I had and that I'd like to have addressed here is two things. One, I do have a problem with the fact that the person that did the design turned out to be the same person that, um, was, was doing the, doing the over'..., doing the oversight and the same person that made the change in, in the, in the drawing. So, that, um, I would think, you know, if this engineer... You know, and and I wanna know how that was done. If the, if the gentleman, if the gentleman did the drawing, if the [stammer], the gentleman that did the original drawing for us decided that there was a change that need' to be made and then the company could not, um, make that change, is that what caused the problem or, as we were told early on, was that the company ran into a problem, they couldn't move forward anymore, they were having problems on the job so we had to call the engineer of design back so he could go out and figure out where, what was the problem that Close was having and that's how, um, is it C-4 Solutions? Is that the name of the company?

MR. M. CUNNINGHAM: Yeah. C Solutions...

ASSISTANT TO THE CITY MANAGER PERRY: ____.

MR. M. CUNNINGHAM: ...I believe.

BOARD MEMBER HUBBARD: C Solutions that got back into the, the, the picture. Now, we did discussed their qualifications about ,about the, um, about their ability to do the job after it was brought to attention that they got to a part that they couldn't move forward but no one said whether couldn't move forward because there was a change put into the plan or they just couldn't move forward and I'm..., I'm gonna tell you what I was led to believe. I was led to believe that they got to a point on the job that they did

not know how to do and they couldn't move forward. And then, C Solutions had to come back and look at the job site, the project, to find out what the problem was and once.., and that's how he has the engineer of design got into the.., into the picture. Now, that's what, that's what we were told. So that's what I'd like find out about.

BOARD CHAIR DAVIS: Mr. Cunningham.

MR. M. CUNNINGHAM: Be happy to...

BOARD CHAIR DAVIS: Mr. Cunningham, let's, let's hear.

MR. M. CUNNINGHAM: Yes. I'd be happy to address your issue. Malcolm Cunningham is my name. I'm a construction lawyer in West Palm Beach. I represent you, the Utility District in connection with this, uh, the performance of this contract. And, just to respond to Board Member Hubbard's point directly, typically the design professional who designs the job is hired to observe the work as it progresses to make sure that the work conforms with the intent of the designed, performed by the designer and gives advice to the owner, that would be you, as to whether or not the work is proceeding in accordance with the design. So, I would suggest to you, that the.., what the con'.., the engineer is doing, uh, is typical of what happens in a job of this nature.

And I, I wanna step back and tell you that you hired me because performance issues on this project and what I did was, I got the foul, I undertook to review the foul and familiarize myself with the, uh, construction and the design and the contract documents. I talked to the people who had been involved. I know Mr. Beaudet from his days as Utilities Director from Palm Beach County where I represented him on utility matters. And, on the basis of my review, I wrote a Notice to Cure Letter.

BOARD CHAIR DAVIS: Mhmm.

MR. M. CUNNINGHAM: I invoked the provisions of the contract and wrote a letter to Close advising Close that they had committed defaults in a number of ways and I gave them seven (7) days. The contract that Close has, uh, has a provision in it that says, if they're in material default, that I can write a letter on your behalf, advising them of their defaults and giving them seven days to correct the defaults. Their lawyer responded to me within the seven day period. He responded to the issues that I raised, I talked to him many times on the telephone. I, I know him from other cases that we've had together and I told him that I would keep an open mind with respect to this contractor and this contractor's performance. But, since that letter, I have been learning, almost first-hand of the issues related to this, uh, this project. And Chase said that they had, they have three issues. One, they've been stopped on the project, and that's not totally accurate. I wanna share with you that the contract requires Close to provide a dewatering plan, signed.., prepared, signed and sealed by an engineer and our engineer, C Solutions, has requested that Close provide that dewatering plan, uh, dating back to March of 2016. Close fails and refuses to provide a dewatering plan. They will not provide a plan prepared by an engineer and signed and sealed. And so,

the engineer called upon the Utility Director to, to help him enforce his order, his, his direction to Close and the Utility Director requested that the engineer use his authority, under the contract, and stop the dewatering until Close provides a dewatering plan.

And so Close has been stopped from dewatering or excavating to facilitate dewatering, until they provide a dewatering plan. And that effort sits still, right now, if you will. Close failed and refuses today to provide that dewatering plan which is why they were stopped on the project.

He also said that they hadn't been paid in four months and he's, he's close to right. There are three applications for payment that he submitted, or that Close has submitted and, uh, under your contract with Close, seven days before he submits an application for payment, he's required to provide an updated schedule and record drawings so that Close and the engineer can go out on the project site, walk the site to make sure that the..., that Close has progressed the job to the point indicated in his application for payment. Again, Close fails and refuses to provide that updated schedule in accordance with the specifications. And, as a result of that, he hasn't been paid his applications 6, 7 and 8. And, you, you think, 'Why would a contractor refuse to do what's required by the specifications in order to get paid?' I, I don't know, I can't answer that question for you. I can tell you that the project appears to be significantly behind schedule and, if Close provided an updated schedule that met the requirements of the contract, it would be clear beyond any doubt that Close is substantially behind. And, under your contract, if it appears that the contractor is substantially behind schedule, the contractor has to provide a plan to arrest the delay or suffer a default. And I submit to you that maybe that's the reason that Close refuses to provide an updated schedule.

And so, I say to you that these problems that Close identified, are problems of its own creation. And so, where does that leave us? I tell you where it leaves us, our sewer system is in bypass to facilitate this project and the longer it remains in bypass, the more the chances are that we will have spills and other calamities. The project has to get moving and, uh, I have a proposal...

BOARD CHAIR DAVIS: Okay.

MR. M. CUNNINGHAM: ...to advise Close of these defective, or their defaults under the contract to give them yet another seven days to correct these defaults or give us a plan as to how they correct the defaults. And if they don't do it within the seven day period, or tell us how they're going to do it within the seven day period, that we exercise our right to terminate them. And I, I think it should be clear to them, by your response, that you mean business with them, that a dewatering plan is an absolute essential, that an updated schedule that complies with the specification is required and that the quality of their work meet the requirements of the specifications. That's what I found.

BOARD CHAIR DAVIS: Okay. So, so have you made..., get..., have they received that offer already?

MR. M. CUNNINGHAM: No. They have not received the, the second notice letter, or the, the demand to cure.

BOARD CHAIR DAVIS: So, you all have it now?

MR. M. CUNNINGHAM: Well, they don't have it now.

BOARD CHAIR DAVIS: Oh.

MR. M. CUNNINGHAM: They're going to get it.

BOARD CHAIR DAVIS: They're gonna get it? Okay.

MR. M. CUNNINGHAM: Yes.

BOARD CHAIR DAVIS: So, so that will be between you and Mr. Cunni'.., and Attorney Cunningham and he has our total support, at least this Board Member support to protect the quality of life of our residents, which is our water, and our process on how we're gonna get things done in this City. And he get' paid to defend our community and so we're gonna stand behind him at this time, at least I will unless someone got something else to say differently...

BOARD MEMBER HUBBARD: I definitely...

BOARD CHAIR DAVIS: ...to protect, um... Cause legally, I'm gonna let you do the talking for this, this City.

[Inaudible comment]

BOARD MEMBER HUBBARD: Mr. Chair? I definitely support Mr. Cunningham and Mr. Perry and Mr. Beaudet, our team, in whatever, you know, in what they have laid out and decide.., and decide to do. Based on what Mr. Cunningham has said, if, you know, and I don't know this, this is a statement and you three can make this decision, if you feel that [pause] you want, you want to give them another seven days and their qualified to do the job, then that's fine but if they're not qualified to do the job and they haven't done the job and they haven't give you the reports yet, then I think it's better for us to [stammer] save ourselves some time and get on with someone that can finish the job. If you think they're qualified and you think they can do the job and you wanna give 'em seven days, that's one thing but, if they're not, we are in a crisis. We have an emergency state. We're talking about our drinking water right now, we don't have time to pet anybody, we need to go out and get us a competent company that can come in and have the experience and have done several of these jobs and let's get it done. But if you, and I know you have U.S. Water here and they'll be able to shed some light on some things and weigh in [pause], le'.., you know, but one way or the other, we need to, we need to do what we're gonna do or, you know, cut ties.

BOARD CHAIR DAVIS: Okay. So, um, I guess you will be having a discuss'.., I'm sure they will be reaching out to you.

MR. M. CUNNINGHAM: Let's hope so.

BOARD CHAIR DAVIS: Yeah. I hope so.

UNK: [Inaudible].

BOARD MEMBER PARDO: Mr. Chair?

BOARD CHAIR DAVIS: No. Whatever you all have to say, please defer those questions, comments to our Attorney.

CLOSE CONSTRUCTION: We only got three minutes and we haven't really had a [inaudible]...

BOARD CHAIR DAVIS: I.., listen. Listen. We have an attorney, please...

DISTRICT ATTORNEY DEGRAFFENREIDT: [Inaudible].

BOARD CHAIR DAVIS: ...deal with our attorney. That's what we're paying him for. Ms..., Councilperson Pardo.

BOARD MEMBER PARDO: Okay. So, meanwhile, you all need to come up with a Plan B because, um, the stat'.., the lift station over on Singer Island is less than, what, 50' from homes. There's a woman that is looking at it constantly and, you know, they're listening to the generators and all of that. And remember, that, those pipes are right on the intracoastal. The last thing we need is a leak there and then we're really gonna have DEP after us...

ASSISTANT TO THE CITY MANAGER PERRY: Correct.

BOARD MEMBER PARDO: ...once again. So, I would suggest Staff start coming up with a Plan B, ASAP.

BOARD CHAIR DAVIS: Yes.

BOARD MEMBER PARDO: Thank you. Thank you, sir.

BOARD CHAIR DAVIS: Alright, sir. Thank you so much for your time. Alright. We done went through Item No. 9.

BOARD CHAIR PRO TEM MILLER-ANDERSON: U.S. Water.

BOARD CHAIR DAVIS: Before we go to U.S. Water, Attorney Brown, really quick.

MR. M. BROWN: Yes, sir?

BOARD CHAIR DAVIS: So, we're talking about having a meeting on Wednesday, a closed meeting on Wednesday.

MR. M. BROWN: I will be at whatever meeting or time that you want me there. And I wanna make it plain to you all, you all hired me to do a report to the Board, to report back to you.

BOARD CHAIR DAVIS: Okay.

MR. M. BROWN: One.., or, or a few of the most serious words that a president can hear is when someone walks into his or her office and say, 'Madam President or Mr. President, you have a situation.' Water District Board, you have a situation and it is not something as you heard from Mr. Cunningham that he just addressed, the issues that these folks over here, Mr. Beaudet... You heard Mr. Beaudet use.., he used a term, he said, 'Public health and safety,' or, 'Public safety.' Just because you're in compliance today doesn't mean you're, you're gonna be compliance tomorrow if you don't have the system in place...

BOARD CHAIR DAVIS: [Inaudible].

MR. M. BROWN: ...to make sure you're in compliance. You have a situation and this is a serious matter. This matter has been going on, as my report indicated, all the way back from 2008 and the same problems are going on over and over again.

BOARD CHAIR DAVIS: Okay.

MR. M. BROWN: So, if my report, as you all have read it and you haven't completed reading it and I'll be here on Wednesday, you need to understand, history will show that the report that I did and any comment that I've made about this issue so that anybody ever asked whether or not, at least, the person that you hired from Brown & Associates, put you on notice as to the ?? of the circumstances here, you have a situation.

BOARD CHAIR DAVIS: Okay.

MR. M. BROWN: And it needs to be addressed. I have looked at some of the draft findings of U.S. Water, they are experts in this field and what you will find when you get their report, is that the issues that these experts who have greater experience than I, an expertise than I, that they covered, are addressed in my report.

BOARD CHAIR DAVIS: Okay.

MR. M. BROWN: So, I'll be here on Wednesday but I want people to understand that it is the situation that needs your immediate attention.

Thank you.

BOARD CHAIR DAVIS: So, do you..., how much time you think you'll need to do the presentation before we get to the questions?

MR. M. BROWN: I, um..., and I, the time wh'...

BOARD CHAIR DAVIS: I don't wanna rush..., I don't wanna rush you.

MR. M. BROWN: Oh, no, no.

BOARD CHAIR DAVIS: I'm just... Yeah.

MR. M. BROWN: The time at the meeting..., remember, I've done the report...

BOARD CHAIR DAVIS: Correct.

MR. M. BROWN: You all, hopefully, will have all read it by then and I will answer any questions that you all ask of me. So, my time has been put into the report. The length of the meeting and how, how long you want to ask me questions to elaborate on the report, will be determined upon what you all do.

BOARD CHAIR DAVIS: Okay.

MR. M. BROWN: I will be here for as long as you want me here but that report covers a lot of issues.

BOARD CHAIR DAVIS: Thank you, sir. Anybody have any questions before Wednesday, for the Attorney?

BOARD CHAIR PRO TEM MILLER-ANDERSON: Hmm?

BOARD CHAIR DAVIS: Got any questions?

BOARD CHAIR PRO TEM MILLER-ANDERSON: No, no.

BOARD CHAIR DAVIS: Okay. So, Wednesday after the budget hearing, we're gonna, um..., after the budget hearing, we're gonna go into the Utility District meeting. Is that..., was that how we said it? Yes. Right after the budget hearing.

MR. M. BROWN: And what time, what time does the meeting...

BOARD CHAIR DAVIS: The budget hearing's at 5:30?

UNK: 6:00.

BOARD CHAIR DAVIS: 6:00 o'clock?

BOARD MEMBER PARDO: 6:00 o'clock.

BOARD CHAIR PRO TEM MILLER-ANDERSON: No, no, no. Remember we said immediately after the unveiling is when we're gonna go with the budget.

BOARD CHAIR DAVIS: Okay.

BOARD CHAIR PRO TEM MILLER-ANDERSON: For that part of the...

BOARD CHAIR DAVIS: So the meeting's now gonna be at 5:30.

BOARD CHAIR PRO TEM MILLER-ANDERSON: Somewhere around there.

BOARD CHAIR DAVIS: Correct? And then we're gonna wait until after... Cause now, it's notice at 6:00 o'clock but we're asking to change the meeting to 5:30, is that we're suggesting?

BOARD MEMBER DAVIS JOHNSON: On Wednesday?

CITY MANAGER JONES: The...

BOARD CHAIR DAVIS: Yes.

BOARD MEMBER DAVIS JOHNSON: [Stammer]. Okay, but, I... Mr. Chair?

BOARD CHAIR DAVIS: Yes, ma'am.

BOARD MEMBER DAVIS JOHNSON: At what point do you all po'..., no one asked me about a time change, that I'm aware of. [Pause]. And, and we're doing these [sigh]...

BOARD CHAIR DAVIS: That came up before you got here.

BOARD CHAIR PRO TEM MILLER-ANDERSON: Yeah. Cause...

BOARD MEMBER HUBBARD: I don't remember you...

BOARD CHAIR PRO TEM MILLER-ANDERSON: ...we said immediately...

BOARD MEMBER HUBBARD: ...changing it to 5:30 thought.

BOARD CHAIR PRO TEM MILLER-ANDERSON: ...after the veil'..., unveiling.

BOARD MEMBER DAVIS JOHNSON: [Sigh].

BOARD MEMBER HUBBARD: I thought we were...

BOARD CHAIR DAVIS: We said...

BOARD CHAIR PRO TEM MILLER-ANDERSON: We said that.

BOARD MEMBER HUBBARD: I thought we said immediately after.

BOARD CHAIR PRO TEM MILLER-ANDERSON: We did.

BOARD MEMBER HUBBARD: We didn't say...

BOARD CHAIR DAVIS: Okay. So...

BOARD MEMBER HUBBARD: ...change it to 5:30.

BOARD CHAIR DAVIS: Okay.

BOARD CHAIR PRO TEM MILLER-ANDERSON: We said immediately after...

BOARD MEMBER DAVIS JOHNSON: Well, I just heard 5:30.

BOARD CHAIR PRO TEM MILLER-ANDERSON: ...the unveiling.

[Inaudible dais comments]

BOARD CHAIR DAVIS: I was ___. Alright. U.S. Water.

UNK: There's gonna be a workshop [inaudible]...

MAYOR MASTERS: Mr. Chair, I have a question for...

BOARD MEMBER HUBBARD: Of course.

BOARD CHAIR DAVIS: Yes.

BOARD MEMBER HUBBARD: Yes. Yes.

BOARD CHAIR DAVIS: U.S. Water.

MAYOR MASTERS: I have a question for Attorney Brown, just quickly. Mr. Chair? Mr. Brown...

BOARD CHAIR DAVIS: [Inaudible].

MAYOR MASTERS: Attorney?

MR. M. BROWN: Yes?

MAYOR MASTERS: The, uh, a couple things but one is for you. Could you possibly do, like, a summary or a synopsis...

BOARD CHAIR DAVIS: No.

MAYOR MASTERS: No, no, no. I'm not saying now. Just hold on, let me finish, Mr. Chair. Just let me finish. On Wednesday, for the benefit of the public because a lot of the people, a lot of the public have not read the report or may not have access to it. So I'm just wondering if you could do a brief summary of it before we get into asking questions so they'll have that benefit as well?

MR. M. BROWN: I will be prepared to do that.

MAYOR MASTERS: Thank you. And, Mr. Perry, can we make sure that that report is placed on the..., our website?

ASSISTANT TO THE CITY MANAGER PERRY: Yes, sir.

MAYOR MASTERS: Thank you.

ASSISTANT TO THE CITY MANAGER PERRY: You, you want it on...

MAYOR MASTERS: Our...

BOARD CHAIR DAVIS: You want, you want it on after the meeting or before the meeting you want this...

UNK: Before.

MAYOR MASTERS: As soon as possible.

ASSISTANT TO THE CITY MANAGER PERRY: ____.

MAYOR MASTERS: Thank you. Thank you, Mr. Chair. See there? That's all.

BOARD CHAIR DAVIS: Okay.

MAYOR MASTERS: [Chuckle].

MR. G. DEREMER: For the record, my name is Gary Deremer. I am the President of U.S. Water. About a month ago, your City hired our firm to...

[Inaudible dais comment]

MR. G. DEREMER: ...perform an assessment in accordance with the Consent Order that was signed with the Palm Beach County Health Department. And in that Consent Order, it required us to do an assessment, which is called a Level 2 assessment which is required when you have a certain amount of bacteriological exceedances for total

chloroform. In addition, the Consent Order required us to look at other aspects of the system which includes equipment and to give those pieces of equipment a rating of zero to three, uh, based on their condition.

Additionally, the Consent Order, as far as our scope, required on additional item which was to review the City's operation procedures, protocol, staffing and determine if there was any other issues with the City system that would inhibit, in any way, the City's ability to properly disinfect its drinking water. So, by 30 days we got started on the process of going through and learning the system. In order for us to give responsible recommendations to this body, we have to understand the inner workings of your department, um, not just whether a piece of equipment needs to be repaired or replaced. That puts us in a position to where we spend a lot of time in the field, with your Staff and we interview your Staff so we can understand how they do their job. So our assessment really addresses a multitude of things. It addresses the physical condition of your equipment and the report that we're going to release is very detailed, it has a ranking for all your significant pieces of equipment.

MAYOR MASTERS: Mhmm.

MR. G. DEREMER: Those pieces of equipment include wells, treatment units, pumps, those kind of things that are used to treat water. It also looks at the way the City does business. It looks at things like standard operating procedures, protocols, training, staffing levels, even the way the City procures its services. So, our report is very comprehensive relative to how the City conducts its business. I can tell, at a high level.., and, and the report is.., it, it's relatively long so we tried to put an executive summary in the report for the Council so someone could go through without going through 100 or, I think it's 150 page report. And that executive summary is very concise and it outlines all of our recommendations or, at least, our key recommendations, to bring the City into a, a level of improved water treatment and water quality for delivery to its customers.

I will say that, again, on a high level, the City is in need of much repair, as you well know from looking at your wells and having the percentage of wells out of service but there are many other critical components that need to be repaired or replaced. I will also tell you, at a high level, that your Staff needs a considerable amount of operator training so that they can understand the process and the chemical processes necessary to properly disinfect the water. In addition to that, there are a number of capital pla'.., capital improvements that are required which are longer term and require a greater effort and greater expense on the City in order to move them forward.

So, having said that, I don't wanna get too granular with our report but that's kinda where we're at. I personally have taken up the task of the lead role of the, uh, the evaluator. I've done many systems, not only in Florida but throughout the U.S. I was the person who helped with the City of West Palm Beach. Uh, you do have some water

problems. So, I, I'll field any kind of questions the, the City has at this time and, hopefully, the report'll be out in about two days.

MAYOR MASTERS: Madam Chair, I have a question.

BOARD CHAIR PRO TEM MILLER-ANDERSON: Go ahead.

MAYOR MASTERS: Thank you. You, um, you were sitting in the audience earlier tonight. You, you heard the, um, the gentleman talk about the one report, the, the one finding that was positive? What was, what was it that we, that we, we found...

UNK: [Inaudible].

MAYOR MASTERS: Chloroform.

MR. B. BEAUDET: I'm sorry, sir, I didn't understand...

MAYOR MASTERS: You said there was one test that we, that was positive. Was that the chlor'...

MR. B. BEAUDET: Total chloroforms.

MAYOR MASTERS: You're, you're familiar with that, sir?

MR. G. DEREMER: I am very familiar with that, yes.

MAYOR MASTERS: Tell me, I want you to tell me, what does that really mean? Not that it doesn't mean what it said but it's always good to hear someone else...

MR. G. DEREMER: Right.

MAYOR MASTERS: ...opinion, as well.

MR. G. DEREMER: So...

MAYOR MASTERS: ...a professional opinion.

MR. G. DEREMER: So here's what happens. You're required, each month, to test a certain amount of total chloroform bacteria, uh, test in your system and your system is 40. And they're spread out through the system...

MAYOR MASTERS: Mhmm.

MR. G. DEREMER: ...at various locations. And recently, you've had positive results, at a number of locations...

MAYOR MASTERS: Mhmm.

MR. G. DEREMER: ...and re'..., rechecks have come back also positive. And what that means is that those systems have tested positive for a board base spectrum of bacteria in the category of total chloroform. When a test comes positives for total chloroform, it is then either inoculated or, depending on the method of the test, it's tested for E.coli or fecal chloroform. Now that's the bad stuff and your te'..., your, your, your r system is absent of those. So, although it has tested positive for total chloroform, it was also tested for other bacteria which are harmful to human health and they were negative. On that basis, I think Mr. Beaudet is saying the water is safe to drink. I would agree with that, on that basis but the amount of bacteria that you have in your system, in my opinion, is too high and action needs to be taken in order to reduce those counts.

MAYOR MASTERS: So, on, on another basis, you would not agree. On one basis you agree it's safe but on another base, you, you would not agree. Is that what you're saying?

MR. G. DEREMER: What I'm saying is, is that because of the, the laboratory tests that have come back negative for fecal and E-coli, the water is statistically safe to drink.

MAYOR MASTERS: From that perspective. Okay.

UNK: Statistically.

MAYOR MASTERS: Okay.

UNK: [Inaudible]...

MAYOR MASTERS: But you were saying....Hold on, I got the floor. But you were also saying that, uh, from another per'..., another perspective or whatever, there's a problem?

[Inaudible comment]

MR. G. DEREMER: Yeah. What, what I'm saying is that the bac'...

MAYOR MASTERS: And I'm not trying to put words... I just wanna...

MR. G. DEREMER: No. I...

MAYOR MASTERS: ...make sure I understand.

MR. G. DEREMER: I, I think clarity is imperative here.

MAYOR MASTERS: That's right.

MR. G. DEREMER: So what I'm saying is, that because of the amount of bacteria samples that are coming back positive, and that coupled with another situation that we

have not discussed, which is called nitrification, I believe that the system should accelerate the use of free chlorine in order to reestablish adequate residuals in certain areas of the system and to kill off other bacteria that are out in that, in that system. And that coupled with a proper flushing, and flushing techniques, which Mr. Beau'., Bevin Beaudet has already described to the, to the Council, will greatly improve the conditions in the system with respect to disinfection. Now, there are also many other things that need to be done. This is a complex problem that has many moving parts and it's not easily solved with one or two activities. Other things that will have to be done include proper testing, proper training, operator protocols, uh, equipment repairs. So t here's a, there's a, there a, a variety of things that need to be done but a first good step is to get on to free chlorine and properly flush the system.

MAYOR MASTERS: So there's bacteria in the water now?

MR. G. DEREMER: That's correct but there are bacteria in all water supplies. It's just the density of the bacteria that you have in your water supply and the frequency of the positive total chloroforms is what is...

MAYOR MASTERS: And it's a problem.

MR. G. DEREMER: ...really pushing me to... That's right. Pushing me to say some action needs to be taken now.

MAYOR MASTERS: Now. And that's...

MR. G. DEREMER: That's correct.

MAYOR MASTERS: ...a problem now. Now, what I wanna ask, um, you, you had some experience in West Palm Beach?

MR. G. DEREMER: I did.

MAYOR MASTERS: And probably some other cities as well, in the county. How unusual is it to have a test like this to come back positive?

MR. G. DEREMER: It's, it's, uh, [pause], it's unusual with respect of, in your case, of the length. In the report, it, it outlines all the, the positives tests. So, normally t hose things can get corrected through some intervention but what I find is not normal here, is the persistency of it. It's a very..., it's a tough problem to get to... It seems like a tough problem for the City to, to be able to cure and I think there's a number of reasons behind that. A lot of it has to do with the, the nature of the problem and all the kinda moving parts including being able to properly disinfect and flush the extremities of your system.

MAYOR MASTERS: But, um, what I'm asking though, and I understand that it's because of the abnormalities and how difficult it is to do a. b and c but the other cities,

for example, West Palm Beach, did they get a positive reading on this same type of test?

MR. G. DEREMER: Absolutely.

MAYOR MASTERS: And, but, they were able to what? [Stemmer], what's un'..., what's different with that test, I mean, their results than our results?

MR. G. DEREMER: So, so the City of West Palm Beach's problem resulted in, um, a large volume of water that was not chlorinated, not disinfected at period of time leaving their plant, um, from one connection which went undetected. So, in the, the.., in a way, it was a lot easier to fix because, once we determined the problem, we were able to stop the flow of water from that portion of the plant which then corrected the problem within about two days. Your problem is a little bit different than that. Your problem has to do with the various overfeeds of certain chemicals that have been..., and have cause additional levels of nitrification in the system which now, that bacteria that's out in the system, has to be, it has to be killed, it has to be destroyed. And in order to do that, it's more difficult in order to, to distribute that chlorine to all areas of the system. And, in order to do that, it has to be ab'..., you have to be able to flush it properly.

So, your challenge in front of you, in, in that perspective, is more difficult than the challenge...

MAYOR MASTERS: [Inaudible].

MR. G. DEREMER: ...in West Palm Beach.

MAYOR MASTERS: So, in other words, ours, our problem can't be fixed in two days, can it?

MR. G. DEREMER: It cannot.

UNK: No.

MAYOR MASTERS: And approximately how many days does it take in order to be fixed?

UNK: [Inaudible].

MR. G. DEREMER: You know, I, I would think that we would have short-term relief and improvement and water quality disinfection in a period of about 30 to 60 days. But to be perfectly honest and...

MAYOR MASTERS: And...

MR. G. DEREMER: ...blunt...

MAYOR MASTERS: ...and that's what I want you to be.

MR. G. DEREMER: Right. Perfectly...

MAYOR MASTERS: Very honest...

MR. G. DEREMER: ...honest and blunt...

MAYOR MASTERS: ...and blunt.

MR. G. DEREMER: ...uh, it's going to take a much longer period of time to get the system to a level of service standard delivery that I'm sure all the City Council wants. And I, I think that time, more realistically, is one to two years.

[Inaudible comments]

MR. W. WILLIAMS: _____.

MAYOR MASTERS: So, during that.., those one or two years, are you saying it's.., we can still drink the water? Is that what you're saying?

MR. W. WILLIAMS: Our water.

MAYOR MASTERS: No. Let, let, let, let me get my answer. Yes, sir?

MR. G. DEREMER: Yes. I, I would drink the water as long as the test results continue to show that the water is safe to drink.

MAYOR MASTERS: Okay. Thank you.

BOARD CHAIR PRO TEM MILLER-ANDERSON: Alright.

MAYOR MASTERS: Thank you, Madam Chair.

BOARD MEMBER HUBBARD: Ms. Chair?

BOARD CHAIR PRO TEM MILLER-ANDERSON: Yes. Go ahead.

BOARD MEMBER HUBBARD: A quick question. They talked about, um, with the recommendations that you, um, would give, that an action plan should and would be developed. Is that something that you will be assisting with, the action plan?

MR. G. DEREMER: I, I...

BOARD MEMBER HUBBARD: The development thereof?

MR. G. DEREMER: Yeah. Our scope was very specific and that scope specifically involved us identifying the problems, ranking the equipment condition...

BOARD MEMBER HUBBARD: Mhmm.

MR. G. DEREMER: ...and evaluating all those other, uh, policies, procedures, and that's what our current scope is living to. If the City would like us to help with the schedule, action plan, be actively involved with training or the, or, or the, the implementation of solutions, we're, we're certainly willing to help with those.

ASSISTANT TO THE CITY MANAGER PERRY: [Stammer].

BOARD MEMBER HUBBARD: Okay. The...

BOARD CHAIR DAVIS: Mr. Perry.

ASSISTANT TO THE CITY MANAGER PERRY: Commissioner, can I, can I say something? Um, there's two scopes. As, uh, as Gary said, they're doing the evaluation as part of the Consent Order.

BOARD MEMBER HUBBARD: Oh.

ASSISTANT TO THE CITY MANAGER PERRY: But they're also helping us design a, um, a flushing plan.

BOARD MEMBER HUBBARD: Right.

ASSISTANT TO THE CITY MANAGER PERRY: And so that's why we haven't started. We're still going through some preliminaries trying to make sure we have all..., identified all the mains, the valves, that type of thing. So he'll, the, that company is helping with that. And once we start the flushing, they'll be assisting us with that. But, uh, what he's saying for the, for the term, some of the larger projects, then that's something that we'll probably have to, you know, go out and, and, and solicit some assistance with.

BOARD MEMBER HUBBARD: Alright. I did understand all of that...

ASSISTANT TO THE CITY MANAGER PERRY: ____.

BOARD MEMBER HUBBARD: ...and what he was saying. One of the..., well, I guess the question that I was asking was, um, kind of specific too because Mr. Beaudet indicated that once you receive all of that information, then one of the required steps was to put together and implement an action plan.

ASSISTANT TO THE CITY MANAGER PERRY: [Inaudible].

BOARD MEMBER HUBBARD: But my question then became, would they be assisting in constructing and putting together this action plan that was required to be executed to keep and help us to come into compliance? That was, um, one thing. Two...

ASSISTANT TO THE CITY MANAGER PERRY: Can, can I ans'..., can I answer your question? In...

BOARD MEMBER HUBBARD: Please.

ASSISTANT TO THE CITY MANAGER PERRY: ...his report, he, he...

MR. G. DEREMER: ____

ASSISTANT TO THE CITY MANAGER PERRY: ...labels them, like, zero to...

UNK: [Inaudible]. :

ASSISTANT TO THE CITY MANAGER PERRY: ...one or two?

MR. G. DEREMER: Three.

ASSISTANT TO THE CITY MANAGER PERRY: Zero to three. And when you look at., that zero means that something that has to be fixed immediately. So, we're gonna take that, along with, uh, work with Gary and we'll put together an action plan. But, I just wanted to give you that information when you read the report, that's what it says.

BOARD CHAIR DAVIS: Um...

BOARD MEMBER HUBBARD: Okay. Thank you for...

BOARD CHAIR DAVIS: [Inaudible]. To answer that question.

BOARD MEMBER HUBBARD: Yes. The second thing, the, um., and you may not wanna answer this right now but I would like to find out, get some input on the, um, the work that is going on with the [pause], the ea'..., with the, with the Close Con'..., with the Close Construction company, about that, do you have any insight or have you seen anything in that area, since you have been doing your analysis, that you can comment on or, or cause you pause or anything?

MR. G. DEREMER: No, ma'am. We haven't looked at any of the, uh, anything other than the water system. That's been...

BOARD MEMBER HUBBARD: Okay.

MR. G. DEREMER: ...our primary focus.

BOARD MEMBER HUBBARD: Okay. Thank you very much. Okay. Thank you.

BOARD MEMBER PARDO: Mr. Chair?

BOARD CHAIR DAVIS: Yes, ma'am.

BOARD MEMBER PARDO: Okay. I have a question for, I guess I'll address it to the Manager. So, when you were putting together the, the Capital Budget for next year? For..., well, starting in October, who assisted you with that? Was Mr. Beaudet part of it, was this gentleman? Who...

CITY MANAGER JONES: I don't..., do not believe U.S. Water was. Mr. Beaudet did know and help us look at what we had put together and told us this fits within correcting this problem and correct'... I was assured today that all of the issues that will be'..., you will see in that report are already in our capi'..., they're in our Capital Plan.

BOARD MEMBER PARDO: Right. But some of the capital, you know... I'm looking at the Capital Budget right now. Some projects were allocating for three years and ;I'm just wondering if the situation is as dire as some of these, um, speakers are saying , if we should take another quick look at the Capital Budget and possibly reallocate funds ... From other, you know, from..., possibly other projects.

CITY MANAGER JONES: You have enough in contingency...

BOARD CHAIR DAVIS: [Inaudible].

CITY MANAGER JONES: ...that you could fund whatever is needed to be done immediately, that you wouldn't have to totally reallocate projects. So, your contingency is large enough that for Items that need to be done right now, that are not in the Plan, I've been assured they are, that you cou'..., you have the money real'..., readily available and we would bring those back as to the payment to come from a contingency.

BOARD MEMBER PARDO: Okay. Well, what I would feel comfortable...

BOARD CHAIR PRO TEM MILLER-ANDERSON: Mhmm.

BOARD MEMBER PARDO: Alright? Since we, you know, we another bite at this apple on Wednesday, if you could sit down again with Mr. Beaudet and with this gentleman here and just go through it.

??: Okay. ____.

BOARD MEMBER PARDO: Ju'..., I just wanna make sure...

BOARD CHAIR DAVIS: Is there ...

BOARD MEMBER PARDO: ...you know...

BOARD CHAIR DAVIS: ...something specific...

BOARD MEMBER PARDO: ...there's a lot of money in capital...

MR. B. BEAUDET: Mr., Mr. Chair?

BOARD CHAIR DAVIS: Yes, sir.

MR. B. BEAUDET: I just wanted to assure, um, the Commissioner that I have looked in great detail at the Capital Budget, I've worked with Mr. Sherman on it, I've added some projects to it, uh, that were the'.., were not there with the bond issue, we moved some things forward, closer to.., so that they would be done earlier. I, I think.., I mean, we can look at it before Wednesday but I think it's premature, at this point, to do so. I think we need to digest U.S. Water's report. I think we need to hear from the FDEP on the comments for the schedule that we've given them. I think, once we get that, uh, we can make some changes if we need to but I'm thinking that the Capital Plan is in pretty good shape to accomplish what you need to do.

BOARD MEMBER PARDO: Okay. Well, thank you for that. I just wanna make sure, when everyone digests the reports and anything else out there, you know, come January or February, we don't hear, 'Well,' you know, 'Yes, that needs to be done but we can't do it until next year.' So, you know, the Manager said that there is money in contingency, that's fine but I just wanna make sure that everything is in place. Okay.

Thank you.

MR. G. DEREMER: If I could just add one, one comment to that...

BOARD MEMBER PARDO: Please, sir.

MR. G. DEREMER: ...thought and that would be that, once you get.., become familiar with the report, the next natural progression, in my opinion, is to develop a detailed schedule to address all of the items outlined in the report...

BOARD CHAIR DAVIS: Mhmm.

MR. G. DEREMER: ...with some level of priority. And that schedule may go out [pause] three years. But at least you have a road map then to, to, you know, address all of these items in an organized, responsible fashion.

BOARD CHAIR DAVIS: Okay.

UNK: Mr. Chair?

BOARD MEMBER PARDO: Right. But the priority right now needs to be getting that bacteria out of the water.

MR. G. DEREMER: Right.

BOARD MEMBER PARDO: Regardless of the fact that it's way out west, we...

MR. B. BEAUDET: Right. And, and...

BOARD MEMBER PARDO: ...need to get [inaudible]...

MR. B. BEAUDET: ...those are short-term recommendations. You know, I have been helping them review the report and there..., there is short-term recommendations that will accomplish that goal.

BOARD MEMBER PARDO: Okay. Thank you.

BOARD CHAIR DAVIS: Thank you, sir.

MR. G. DEREMER: Thank you.

BOARD CHAIR DAVIS: Thank you so much. Before we close this meeting out to get to our CRA meeting, anybody got any questions or comments? [Pause]. Anyone, anyone from the Board?

BOARD MEMBER HUBBARD: Mr. Chair?

BOARD CHAIR DAVIS: Yes.

BOARD MEMBER HUBBARD: The, um, my Board comments for the evening is this, I want to, 1) make sure that, since we are such..., we're in a period of transition, if you ask me, while we're in a state of emergency, we are also in a period of transition. I do not want us to move forward and have Staff and hire the director or the assistant director for the Utility District at this time. I would like to see, not only the top six but maybe the top 10 respondents to, to this RFP until..., because we, based on what Mr. Brown has said, Mr..., the U.S..., the principal from U.S. Water has just said, we are in a state of emergency and we have to move very deliberate [pause] even though we don't need..., we need to move quickly but not so fast and hurriedly that we don't take care of ourselves and make the right decision. We're in a state of emergency, I do not..., but I don't take that to mean for Staff to rush and go out and hire, in those two positions, at this time, without us being given that notebook of information with an adequate amount of time for us to give them instruction in move forward as far as the hiring of that position goes. So, I wanted to be real, real clear on that.

And I need to find out about the bond, Mr. Chair, the bonds that we have. Did we, in the Utility District, the recently levied bonds, what did we put up for collateral because, based on my understanding, the reason that we're raising the water now is because we

said that we were gonna increase the water 5% for the next 'X' amount of years. So, if we're do'...', if we did that when we s'...', put bonds on the street, what did we do with the second set of bonds that we're talking about puttin' on the street?

BOARD CHAIR DAVIS: Second set ____.

CITY MANAGER JONES: The original set we refinanced and got a lower interest rate.

BOARD CHAIR DAVIS: Okay.

BOARD MEMBER HUBBARD: Okay.

CITY MANAGER JONES: It's called refund but it's really refinancing. And so, we did that in order to lower the interest rate which lowered the payments over time that we will be paying for the initial bonds that the City secured, I wanna say, back in the 80s. When they originally got... We a'...', we, no, we '04.

BOARD MEMBER PARDO: 2004.

CITY MANAGER JONES: '04.

BOARD MEMBER HUBBARD: Okay.

CITY MANAGER JONES: And so, we refinanced...

BOARD MEMBER PARDO: [Inaudible].

CITY MANAGER JONES: ...those bonds. So that's the first set of...

UNK: [Inaudible].

CITY MANAGER JONES: ...bonds. The second set of bonds that we went for which was the last one and I'll let Randy Sherman tell you that we..., people that..., the bonding agents were very impressed with the City of Riviera Beach and what we could get. That dealt with your 20 year [stammer] Capital Master Plan. And those projects that were in your Master Plan and that was what the decision was made to increase the, um, bills 5% for 10 years up until 2019. Based on what we just found out last week, we might wanna go back and look at that cause you may not have to go '19. But, Mr. Sherman can talk to you further about that.

So the first set was refinancing the original bonds. The second one dealt with the 20 year Master Plan of over \$200,000 in projects. So those are the two sets of bonds.

BOARD MEMBER HUBBARD: Okay. Was there, um, a question about [pause] levying for more bonds or to..., or that we would, um, issue a go back out to see if we could float anymore bonds in...

CITY MANAGER JONES: I believe...

BOARD MEMBER HUBBARD: ...in the recent past...

CITY MANAGER JONES: ...we would cou'..., probably qualify for more but, at this point, the Cou'..., the Board, this Board only sent us out to do one set a bonds. I think it's about \$40,000,000.

BOARD MEMBER HUBBARD: No. I'm not..., I'm not advocating to go out for any bonds, I'm just asking was that a topic of conversation about some additional bonding, um, for..., through the Utility District?

CITY MANAGER JONES: Not to my knowledge, from this Board. They haven't instructed us to go out for any more than the [stammer] the amount that we went out for. Could qualify for more...

BOARD MEMBER HUBBARD: I'm sure we could...

CITY MANAGER JONES: But we...

BOARD MEMBER HUBBARD: ...but we don't wanna ____...

CITY MANAGER JONES: ...we didn't...

BOARD MEMBER HUBBARD: We don't wanna do that.

CITY MANAGER JONES: ...we didn't wanna go out and stretch it that far.

BOARD MEMBER HUBBARD: Of, of course not. Mr. Sherman.

FINANCE DIRECTOR SHERMAN: Good evening. Randy Sherman, Finance Director for the Utility District. Yes, um, we did go out, we issued \$40,000,000 worth of bonds and that was based off of the 2012-2013 Capital Master Plan that had been done for the Utility District which, as Ms. Jones said, was about \$200,000,000. Um, in developing the \$40,000,000 worth of bonds, anytime the City issues debt or the District, in in this case, issues debt, we required to actually go out and do one, a rate study and two, a feasibility study to make sure that we have adequate revenues to pay back those bonds. We did receive an A + rating from both S&P and Fitch Ratings. We priced the bonds last week, we got \$40,000,000 worth of bonds for 3.02% which was absolutely an incredible day for us.

As Ms. Jones said, that interest impact will actually be that the debt service is about \$350,000 less than we had originally anticipated but until we close on those bonds and, and obviously get the projects from U.S. Water and, and understand how..., what the additional capital needs will be, um, those dollars, you know, are in your current year budget and if we need 'em from a contingency, we can certainly move ____ contingency.

BOARD MEMBER HUBBARD: When you say close on those bonds, what did you mean?

FINANCE DIRECTOR SHERMAN: Well, we've actually signed and, and the bonds have, have been priced, the bonds have been sold off but, just like a home closing, you know, there's the official signature day and Chair Davis will be there on Monday to actually sign off on the final documents and then that'll be our official close.

BOARD MEMBER HUBBARD: The... Okay. The [pause]. The bonds.., these particular bonds, you're saying that we haven't closed on them yet so we haven't received any money.

FINANCE DIRECTOR SHERMAN: Correct?

BOARD MEMBER HUBBARD: This is new money that we're talking about, um, receiving to satisfy the capital projects that we have on tap now.

FINANCE DIRECTOR SHERMAN: Correct.

BOARD MEMBER HUBBARD: Now, if we.., a few minutes ago, we were talking about, we were talking about the bonds that we.., that caused us to increase the water bill for the next 10 years, that would be satisfied as of the '19. Now, are you now talking about two different sets of bonds?

FINANCE DIRECTOR SHERMAN: No. They.., the Utility District now has two sets of bonds. We have the refunding which came from the '04 bonds. Okay? So, the 2004 technically, are still out there and then we have these 2016 bonds. Again, anytime you issue bonds, you have to prove to the folks that are going to give you the money [chuckle] that you have sufficient revenues to pay back the debt. So you have to do a rate study and you have to do a feasibility report. Those have been done and it was those reports and the bo'.., and the rate increases through 2019...

BOARD MEMBER HUBBARD: Mhmm.

FINANCE DIRECTOR SHERMAN: Okay? That, in essence, support the bond sale that, that we just did. Okay? And that's what Ms. Jones was saying is, is the possibility, again, depending on what your capital needs are, as you look at this going forward, whether the rates are excessive from what you really do need...

[Inaudible whisper]

FINANCE DIRECTOR SHERMAN: ...but you won't.., really won't know that until you get all your capital projects all planned out.

BOARD MEMBER HUBBARD: Okay. So lemme say this. So you're telling me now and based on what you're saying, we haven't totally obligated ourselves to the fact that we have to raise the water bill every year.

FINANCE DIRECTOR SHERMAN: [Stammer] you have in the fact that these bonds have been issued. Okay? If you wanna go back and look at the rates, you..., it would require another rate study and another feasibility [sic]..., to make sure that any changes that you wanna make don't violate your bond covenants that you have in place.

BOARD MEMBER HUBBARD: Okay. Earlier on, I was asking that, that Staff figure out a way how we can satisfy the bond service without, on October 1, increasing our water bill. And to that end, based on what you're saying and, I guess in addition to what Ms. Jones just said, based on the information that you just received, we may very well not have to raise that water on October 1?

FINANCE DIRECTOR SHERMAN: No. October 1 of '17...

BOARD CHAIR DAVIS: [Inaudible].

BOARD CHAIR DAVIS: ...definitely. Uh, you do have to raise it. What we're talkin' about is maybe in '19, uh, we could look at not implementing that increase. But again, that's all going to depend on what you're doing operational wise and what you're gonna do capital wise. Again, it, it's..., when you do the rate study and you do the feasibility study, they're looking five years out to make sure that you have adequate revenues over tho'..., that five per'..., year period of time.

BOARD MEMBER HUBBARD: Mr. Sherman, we...

FINANCE DIRECTOR SHERMAN: Yes.

BOARD MEMBER HUBBARD: ...have a serious problem then. We have to figure out what we can do... And, tell me this then, how much is it...

[Inaudible whisper]

BOARD MEMBER HUBBARD: ...to ser'..., to service that debt? What's, what amount of money are we talking about to s'..., um, for October 1 that we need for that year to service that debt?

FINANCE DIRECTOR SHERMAN: The new debt?

BOARD MEMBER HUBBARD: On Oc'..., for the...

FINANCE DIRECTOR SHERMAN: [Stammer].

BOARD MEMBER HUBBARD: ...year of [stammer]...

FINANCE DIRECTOR SHERMAN: The new debt is about \$2.5M a year for the \$40,000,000.

BOARD MEMBER HUBBARD: A year?

FINANCE DIRECTOR SHERMAN: A year.

BOARD MEMBER HUBBARD: Okay. So, and you're saying we're gonna make \$2,000,000 from raising everybody's water bill this year? How much did we make last year? From raising everybody's water bill? Did we make the \$2,000,000?

FINANCE DIRECTOR SHERMAN: No. Last year, and I'm... I don't have the budgets right here in front of me but last year, your revenues were about, I wanna say, about \$24.6M. This year they'll be just over \$25,000,000.

BOARD MEMBER HUBBARD: You're talking about totally or from the, from the...

FINANCE DIRECTOR SHERMAN: Totally. That's, that's what I mean. Again, the water rates, you've only been increasing a couple percentage points a year. And, and the water revenues are about \$15,000,000. So, a couple percentage points only raises about \$300,000.

BOARD MEMBER HUBBARD: Okay. So, what I'm saying to you is, somehow, somehow, it's evident that the people of this City can't afford to have the water bill increased. I'm saying to you that... okay. Let's look back at the budget that we just talked about, we had positions in there that we did not... we need to look and see, what, in that budget, that we... the new positions, we don't need to... you know, if they're positions that are making us ineffective and inefficient, then of course, we need those positions but we need to really look at that budget, um, guys before we go forward. If we're... if we're not identifying ways to keep us from raising the water bill on October the, on October 1, we have a problem. And I think that, you know, we talked about this earlier for Staff to look at how we can service that debt without doing it on the backs of, of the residents. I know you already obligated us to increase the water year after year but that's still not good. I think somebody needs to get with the bond people and find out how we can service this debt without raising that water bill. That's not gonna be good on October the first... on 1.

BOARD CHAIR DAVIS: I'm gonna save my questions 'til Wednesday, um, Mr. Sherman.

FINANCE DIRECTOR SHERMAN: Okay.

BOARD CHAIR DAVIS: Matter fact, I'll, I'll meet with you tomorrow morning. I need to meet with you, Ms. Jones, to ask some very important questions to be prepared to answer...

FINANCE DIRECTOR SHERMAN: Okay.

BOARD CHAIR DAVIS: ...on Wednesday in a presentation form. Another thing I want the Board to consider, as we know, this is a serious issue, serious matter, state of, um, call it a state of emergency when it comes to the quality of life, to, um, consider being prepared to discuss a pro'., a process on how we wanna conduct the hiring of a Utility director and assistant director, whether we put together a subcommittee or something to review applications to bring, to the Board, so we can keep Staff, at least, neutral in the process. So, just think of some ideas to come back to the next meeting on Wednesday to be proposed before the Board, that we all can consider and just listen to one another.

MAYOR MASTERS: Mr. Chair?

BOARD CHAIR DAVIS: Yes.

MAYOR MASTERS: Thank you. Just a couple comments I have. One to the Manager. The six people, [stammer], someone mentioned earlier there was 13 and now it's now...

BOARD CHAIR DAVIS: Excuse me.

MAYOR MASTERS: ...down to six...

BOARD CHAIR DAVIS: Excuse me. Before we get started, what time we post the CRA meeting that's next?

BOARD MEMBER DAVIS JOHNSON: Seven o'clock.

BOARD CHAIR PRO TEM MILLER-ANDERSON: Immediately after.

BOARD CHAIR DAVIS: What time we posted it?

BOARD MEMBER DAVIS JOHNSON: 7:00 o'clock.

BOARD CHAIR PRO TEM MILLER-ANDERSON: 7:00.

BOARD CHAIR DAVIS: 7:00 o'clock?

UNK: Something like that.

BOARD CHAIR PRO TEM MILLER-ANDERSON: We said immediately after.

BOARD CHAIR DAVIS: It says immediately after?

[Inaudible dais comments]

BOARD CHAIR DAVIS: Okay. I wanna stay sensitive that we do have another meeting.

MAYOR MASTERS: Thank you. Just briefly.

BOARD CHAIR DAVIS: Go ahead.

MAYOR MASTERS: Um, it was mentioned that the people that are, [stammer], applied have minimum, they meet the minimum qualifications? What...

DISTRICT ATTORNEY DEGRAFFENREIDT: [Inaudible].

MAYOR MASTERS: What does that mean?

CITY MANAGER JONES: In a selection process, you'll establish criteria and qualifications and, if they have those qualifications, they are considered minimally qualified. That does not mean, and most of 'em may possess about that but they have that at a minimum.

MAYOR MASTERS: Okay. I just wanted...

CITY MANAGER JONES: Whether it's the degree, the years of experience, those sorts of things.

MAYOR MASTERS: I just wanted to be clear that, that our pick is not just at the bottom but that they are people that have maximum or that's, as you said, as well and they're not just minimum necessarily.

The other thing is, I, I would certainly ask the people who do business with the City, please refer to Martin Luther King Boulevard as Dr. Martin Luther King. Dr. King received a BA degree at 15 and received a Ph.D. at 25 and it's a problem with me because, even on the street, and this is something I'm asking the City to look into, in certain places it says Dr. Martin Luther King, Dr. King, other places it says Martin Luther King. So that should be something that oughta be looked at but certainly those who are doing business, please acknowledge him in a proper way.

And, um, there were three or four speakers tonight that spoke and they spoke of the change of leadership, a team.., change of the team, change of this, that. I don't know whether there's gonna be another opportunity for you to come back or even in, whatever other meeting, but I would hope that you would be a little bit more direct and just tell us exactly who you're talking about, who needs to be changed? Just call the name and the names of those individuals __ possible for we.., for I can be clear cause someone mentioned it takes 4,000 votes to get rid of __, you might be talking about me.

So, I wan'.., I wanna know [chuckle], you know, exactly who you're talkin'... I know you're not but I, I would like to know.

And, um, I, I wanna say also, these meetings, the Utility meetings, I have said previously that I probably wouldn't attend for some reasons that I had at the time, but it's necessary now that the Mayor attends these meetings, Utility meetings because there, there's.., we do have some serious, some serious, um, situations. So I will be attending and, therefore, I'm gonna be paid like everybody else that attend the meetings because I will be a part of the, of, of the decision process.

That's it, Mr. Chair, for the record.

BOARD CHAIR DAVIS: I'm, I'm just gonna state one last thing. This matter, I'm definitely, as Chair, declaring this as a state of emergency situation and I'm gonna treat it as such, at least from my position, on how we conduct the business in the City and how we address this matter. And I wanna say thank you to Mr. Perry. He has been working...

UNK: [Inaudible].

BOARD CHAIR DAVIS: ...I mean, in a way that you can't imagine, to try to get this issue resolved and he's been workin' trying to find a short-term plan to get some Staff over there until we hire someone. So I want the community to understand that Mr. Perry's definitely looking for a plan to get someone in short-term 'til this Board makes a decision for the long-term position for a Utility director and I wanna say thank you for the effort that you put in place. But this is a state of emergency and it is definitely declared and we must do this because this is our job, this is our responsibility and this is what we were elected to do. That's our responsibility is just do the right thing on behalf of the people.

Did anyone else...

BOARD MEMBER HUBBARD: Mr. Chair? Since you declared a, a state of emergency and I think that was good that you pointed that out, it gives us an opportunity to take a more direct action as, as far as, um, implementing Staff to, to the Utility District.

BOARD CHAIR DAVIS: Well, and that's why I said...

BOARD MEMBER HUBBARD: Yeah.

BOARD CHAIR DAVIS: ...to make those recommendations, come back to the next meeting...

BOARD MEMBER HUBBARD: No. And I was just...

BOARD CHAIR DAVIS: ...how, how...

BOARD MEMBER HUBBARD: ...I was confirming and agreeing with you...

BOARD CHAIR DAVIS: Yes.

BOARD MEMBER HUBBARD: ...that it's a state of emergency but it also means that it gives us an, an opportunity to...

BOARD CHAIR DAVIS: Get involved.

BOARD MEMBER HUBBARD: ...step outside our procurement.., normal procurement policies for that. And I will.., our hiring policy. I'm sorry, I used the wrong word, procurement. But, but I.., you know, because it is a state of emergency and not that we're going to, you know, do anything absurd and off-the-wall but I just wanted us to be real clear that it's just that and I, you know, and I agree 100% that we need to treat it as such.

BOARD CHAIR DAVIS: Okay.

BOARD MEMBER PARDO: Mr. Chair.

BOARD CHAIR DAVIS: Yes, ma'am.

BOARD MEMBER PARDO: I think someone needs to take a look at the Charter because I think the only one that can declare a state of emergency is the Mayor.

BOARD CHAIR DAVIS: He only can declare a state of emergency when it's a natural disaster. This is not a natural disaster. This is an operations disaster which can be declared by any Member of this Board. I read that Charter and it stated specifically that he only declare a state of emergency if there is a natural disaster and this is dealing with the operations and how the management has handled this process, which was the former Utility District Director.

MAYOR MASTERS: Well...

BOARD MEMBER PARDO: ___ just...

MAYOR MASTERS: In addition to that, let me just say that it is a an'.., it's, it's [chuckle], it is a disaster. So, as the Mayor [chuckle] of the City, I de'.., I go with the Chair. I declare a state of emergency as well.

BOARD CHAIR DAVIS: Yes. Thank you, sir.

MAYOR MASTERS: Thank you. ____.

BOARD CHAIR DAVIS: Do we have a...

UNK: [Inaudible].

BOARD CHAIR DAVIS: ...any other questions before...

MAYOR MASTERS: Water, water...

BOARD CHAIR DAVIS: ...we move...

MAYOR MASTERS: ...is a natural emergency.

BOARD CHAIR DAVIS: ...before we, um...

UNK: Right?

BOARD CHAIR DAVIS: ...close this meeting and move to our CRA budget meeting?
[Pause].

ADJOURNMENT

BOARD CHAIR DAVIS: Do we have a motion to adjourn this meeting?

BOARD CHAIR PRO TEM MILLER-ANDERSON: So move.

BOARD MEMBER HUBBARD: And a break.

BOARD CHAIR DAVIS: Thank you.

There being no further business, the meeting was duly adjourned at 8:00p.m.
[Gave]

[End of video/audio]

City Employees, Public Comments and Other Speakers

DISTRICT DEPUTY CITY CLERK JACQUELINE BURGESS.....DISTRICT DEPUTY
CITY CLERK BURGESS

ASSISTANT TO THE CITY MANAGER PERRY.....ASSISTANT TO THE CITY
MANAGER PERRY

LANE WALKER.....MR. L. WALKER

MARY BRAMMRS. M. BRABHAM

BONNIE LARSON.....MS. B. LARSON

NORMA DUNCOMBEMS. N. DUNCOMBE

BEVIN BEAUDET.....MR. B. BEAUDET
CLOSE CONSTRUCTION DEVON MAXWELLMR. D. MAXWELL
WILLIS WILLIAMSMR. W. WILLIAMS
MALCOLM CUNNINGHAM, ESQ.MR. M. CUNNINGHAM
MICHAEL BROWN, ESQ.MR. M. BROWN
U.S. WATER PRESIDENT GARY DEREMER.....MR. G. DEREMER
FINANCE DIRECTOR RANDY SHERMANMR. R. SHERMAN

APPROVED:

TERENCE D. DAVIS
CHAIRPERSON

ATTEST:

CLAUDENE L. ANTHONY
CERTIFIED MUNICIPAL CLERK
CITY CLERK

KaSHAMBA L. MILLER-ANDERSON
CHAIR PRO TEM

LYNNE L. HUBBARD
COUNCILPERSON

TONYA DAVIS JOHNSON
COUNCILPERSON

DAWN S. PARDO
COUNCILPERSON

MOTIONED BY: _____

SECONDED BY: _____

L. HUBBARD _____

K. MILLER-ANDERSON _____

T. DAVIS JOHNSON _____

D. PARDO _____

T. DAVIS _____

DATE APPROVED: November 21, 2016