

**CITY OF RIVIERA BEACH
PALM BEACH COUNTY, FLORIDA
UTILITY SPECIAL DISTRICT MEETING MINUTES
MUNICIPAL COMPLEX COUNCIL CHAMBERS
MONDAY, JANUARY 25, 2017, 2016 AT 6:00 P.M.**

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

CALL TO ORDER

BOARD CHAIR DAVIS: Good evening, welcome back. We're now getting prepared for our Wednesday night, January 25th Utility District and welcome to the wonderful, once again, City of Riviera Beach.

ROLL CALL

BOARD CHAIR DAVIS: Madam Clerk, roll call, please.

DEPUTY DISTRICT CLERK BURGESS: Board Chair Terence Davis?

BOARD CHAIR DAVIS: Here.

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

BOARD CHAIR PRO TEM MILLER-ANDERSON: Here.

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

BOARD MEMBER DAVIS JOHNSON: Here.

BOARD MEMBER HUBBARD: Here.

DEPUTY DISTRICT CLERK BURGESS: Board Member Dawn Pardo?

BOARD MEMBER PARDO: Present.

DEPUTY DISTRICT CLERK BURGESS: Mayor Masters?

MAYOR MASTERS: Present.

DEPUTY DISTRICT CLERK BURGESS: Interim Manager Danny Jones?

INTERIM CITY MANAGER JONES: Here.

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

DISTRICT ATTORNEY DEGRAFFENREIDT: Here.

BOARD CHAIR DAVIS: Let the record reflect that Councilperson Hubbard did state that she's here.

BOARD MEMBER HUBBARD: And the Mayor.

INVOCATION

PLEDGE OF ALLEGIANCE

BOARD CHAIR DAVIS: We'll stand for a moment of silence and the pledge will be led by Mayor Masters.

[Moment of silence]

MAYOR MASTERS: Shall we pledge?

ALL: I pledge allegiance 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.

BOARD CHAIR DAVIS: Alright.

UNK: You too far behind.

ADDITIONS, DELETIONS, SUBSTITUTIONS

BOARD CHAIR DAVIS: Mr. Jones, do we have any additions, deletions or substitutions?

INTERIM CITY MANAGER JONES: Since the Agenda was originally published, we added Item No. 4, but because of the length of the previous meeting, I'd like to delete Item No. 4, which is discussion and deliberation.

BOARD CHAIR DAVIS: Okay.

INTERIM CITY MANAGER JONES: Stormwater, trash assessment on the tax roll.

BOARD CHAIR DAVIS: Okay.

UNK.: Okay.

BOARD CHAIR DAVIS: That'd be all?

INTERIM CITY MANAGER JONES: That's it, sir.

AGENDA APPROVAL

BOARD CHAIR DAVIS: Do we have a motion to approve the Agenda?

BOARD MEMBER DAVIS JOHNSON: So...

BOARD MEMBER PARDO: So moved.

BOARD MEMBER DAVIS JOHNSON: ...moved. Second.

BOARD CHAIR DAVIS: Madam Clerk.

DEPUTY DISTRICT CLERK BURGESS: Board Member Hubbard?

BOARD MEMBER HUBBARD: Yes.

DEPUTY DISTRICT CLERK BURGESS: Board Member Davis Johnson?

BOARD MEMBER DAVIS JOHNSON: Yes.

DEPUTY DISTRICT CLERK BURGESS: Board Member Pardo?

BOARD MEMBER PARDO: Yes.

DEPUTY DISTRICT CLERK BURGESS: Pro Tem Miller-Anderson?

BOARD CHAIR PRO TEM MILLER-ANDERSON: Yes.

DEPUTY DISTRICT CLERK BURGESS: Chair Davis?

BOARD CHAIR DAVIS: Yes. Great. Now we're gonna go to Item number...

BOARD MEMBER DAVIS JOHNSON: Need to prove Consent.

CONSENT AGENDA

BOARD CHAIR DAVIS: We're gonna go to Consent. I'm sorry. We do have, what, two Items on Consent. Anyone wanna pull any Consent Items?

INTERIM CITY MANAGER JONES: Mr. Chair?

BOARD CHAIR DAVIS: Yes.

INTERIM CITY MANAGER JONES: I'd like to clarify the Agenda.

BOARD CHAIR DAVIS: Mhmm.

INTERIM CITY MANAGER JONES: And I thought that the new Agenda was distributed to you.

BOARD CHAIR DAVIS: Mhmm.

INTERIM CITY MANAGER JONES: The only Item we'd like to have considered for Consent tonight would be the Item as it relates to [pause]...

BOARD MEMBER PARDO: Lift Station 10.

BOARD CHAIR PRO TEM MILLER-ANDERSON: This is the new one they gave us.

INTERIM CITY MANAGER JONES: The new one, Item No. 2?

[Inaudible dais comment]

BOARD CHAIR DAVIS: Mhmm.

INTERIM CITY MANAGER JONES: Okay. I'm making sure that he's on No. 2. Item No. 2 is the only Item we'd like to have considered for Consent.

BOARD CHAIR DAVIS: Okay.

BOARD CHAIR PRO TEM MILLER-ANDERSON: Yeah.

INTERIM CITY MANAGER JONES: Alright.

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

BOARD CHAIR DAVIS: Item 1 and 2.

BOARD CHAIR PRO TEM MILLER-ANDERSON: And Minutes. Yeah.

BOARD CHAIR DAVIS: Does...

BOARD MEMBER PARDO: So moved.

BOARD CHAIR DAVIS: ...anyone... Is there a second?

BOARD MEMBER HUBBARD: Second.

BOARD CHAIR DAVIS: Alright. Madam Clerk.

DEPUTY DISTRICT CLERK BURGESS: Board Member Hubbard?

BOARD MEMBER HUBBARD: Yes.

[Inaudible dais background comment]

DEPUTY DISTRICT CLERK BURGESS: Board Member Davis Johnson?

BOARD MEMBER DAVIS JOHNSON: Hold on, hold on. [Inaudible] I just had one quick question.

BOARD MEMBER PARDO: It's just minutes.

BOARD MEMBER DAVIS JOHNSON: Oh. Oh, yes.

BOARD CHAIR PRO TEM MILLER-ANDERSON: Wait a minute.

DEPUTY DISTRICT CLERK BURGESS: No.

BOARD CHAIR PRO TEM MILLER-ANDERSON: What did... No. No. 2 is under Consent.

DEPUTY DISTRICT CLERK BURGESS: Consent and 1, is 1 and 2.

BOARD CHAIR PRO TEM MILLER-ANDERSON: I wanna pull 2.

BOARD MEMBER HUBBARD: The only thing under Consent...

INTERIM CITY MANAGER JONES: You wanna pu'...

BOARD CHAIR DAVIS: I asked...

BOARD CHAIR PRO TEM MILLER-ANDERSON: Huh?

BOARD CHAIR DAVIS: ...if anyone wanna pull...

BOARD CHAIR PRO TEM MILLER-ANDERSON: I know but we all obviously...

BOARD CHAIR DAVIS: Okay. Let's...

BOARD CHAIR PRO TEM MILLER-ANDERSON: ...are confused.

BOARD MEMBER DAVIS JOHNSON: Okay.

DISTRICT ATTORNEY DEGRAFFENREIDT: [Inaudible].

BOARD MEMBER DAVIS JOHNSON: Let's go back.

BOARD CHAIR DAVIS: Okay. Let's...

BOARD CHAIR PRO TEM MILLER-ANDERSON: Wanna start over again?

BOARD CHAIR DAVIS: Yeah. Let's start over.

BOARD CHAIR PRO TEM MILLER-ANDERSON: Okay.

BOARD CHAIR DAVIS: We're gonna approve...

UNK: [Inaudible]...

BOARD CHAIR DAVIS: ...Consent...

BOARD MEMBER DAVIS JOHNSON: So we have two Items on Consent.

BOARD CHAIR PRO TEM MILLER-ANDERSON: With pulling No. 2.

BOARD CHAIR DAVIS: Well could..., ask Councilperson Pardo, Commissioner Pardo to...

BOARD CHAIR PRO TEM MILLER-ANDERSON: No. To, um...

BOARD CHAIR DAVIS: ...rescind her motion for Consent?

[Inaudible dais whisper]

BOARD CHAIR PRO TEM MILLER-ANDERSON: You need to get this...

BOARD CHAIR DAVIS: Or to amend her motion with Item 1..., no, Item 2 being pulled?

BOARD MEMBER PARDO: Yeah. That's fine.

BOARD CHAIR PRO TEM MILLER-ANDERSON: You have ta'..., that's a new set...

BOARD CHAIR DAVIS: Second?

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

BOARD MEMBER DAVIS JOHNSON: Um, [inaudible]...

BOARD CHAIR DAVIS: Does your second still stand?

[Inaudible dais comments]

BOARD MEMBER PARDO: Yes.

BOARD MEMBER DAVIS JOHNSON: No. She put my stuff in.

BOARD CHAIR DAVIS: Madam Clerk.

[Ringtone]

BOARD CHAIR PRO TEM MILLER-ANDERSON: That's... Did you get the new one?

BOARD MEMBER DAVIS JOHNSON: Yeah. 2 is a Resolution. Then, we have Minutes and we have a Resolution, under Consent.

BOARD CHAIR PRO TEM MILLER-ANDERSON: Oh, you got that?

BOARD MEMBER PARDO: Yeah.

BOARD MEMBER DAVIS JOHNSON: Mhmm.

BOARD CHAIR PRO TEM MILLER-ANDERSON: Oh, okay.

BOARD MEMBER DAVIS JOHNSON: So, we're approving the Consent Agenda?

BOARD MEMBER PARDO: Right.

BOARD CHAIR PRO TEM MILLER-ANDERSON: With pulling 2.

BOARD CHAIR DAVIS: [Stammer].

BOARD CHAIR PRO TEM MILLER-ANDERSON: No. 2. No. 2 is under Consent.

[Pause]

UNK.: Okay.

BOARD CHAIR PRO TEM MILLER-ANDERSON: There's a new one. You...

BOARD CHAIR DAVIS: Okay.

BOARD MEMBER DAVIS JOHNSON: Yeah. But...

BOARD CHAIR DAVIS: [Inaudible]...

BOARD MEMBER DAVIS JOHNSON: ...I'm just trying to...

BOARD CHAIR DAVIS: I, I already got an...

BOARD MEMBER DAVIS JOHNSON: ...understand why we're...

BOARD CHAIR DAVIS: ...amended motion...

BOARD MEMBER DAVIS JOHNSON: ...pulling 2.

BOARD CHAIR DAVIS: Okay. We have an amended motion with Item.., by Pardo, Item 2 being pulled and approving Item No. 1.

[Inaudible dais comment]

BOARD CHAIR DAVIS: Madam Clerk.

DEPUTY DISTRICT CLERK BURGESS: Board...

BOARD MEMBER DAVIS JOHNSON: No. No. Wait. Clarify this. What are we doing?

BOARD CHAIR DAVIS: The mo'...

INTERIM CITY MANAGER JONES: Mr. Chair? May I?

BOARD MEMBER DAVIS JOHNSON: Because I thought we..., I thought what, what the Ma'..., what the Manager said was the only thing we were to consider, they wanted us to consider tonight was the Lift Station 1, um, 10 and 50? Isn't that what was said?

INTERIM CITY MANAGER JONES: No, ma'am.

BOARD CHAIR DAVIS: No. That's not what he said.

INTERIM CITY MANAGER JONES: There was an amended Agenda after the retreat...

[Inaudible dais comment]

INTERIM CITY MANAGER JONES: ...to include a discussion Item...

BOARD CHAIR DAVIS: Which is 4.

INTERIM CITY MANAGER JONES: ...which is Item 4...

BOARD MEMBER PARDO: Right.

INTERIM CITY MANAGER JONES: ...on the amended Agenda.

BOARD MEMBER DAVIS JOHNSON: Right. I heard you say that.

INTERIM CITY MANAGER JONES: Okay?

BOARD MEMBER DAVIS JOHNSON: Let's pull that. But then, I thought you also said the one Item on the Agenda that you wanted considered was the third Item. No?

INTERIM CITY MANAGER JONES: No. I said there's only one Item we wanted to consider under the Consent, which would be the frequency drive units for \$48,067.50.

BOARD MEMBER DAVIS JOHNSON: Okay.

INTERIM CITY MANAGER JONES: But since that time, Mrs. Miller-Anderson requested that it be pulled and added to the Regular Agenda.

BOARD CHAIR DAVIS: And Councilperson Pardo, Commissioner Pardo sta'..., made the motion to approve Consent with Item 2 being pulled.

BOARD MEMBER DAVIS JOHNSON: Okay.

BOARD CHAIR DAVIS: Clerk.

BOARD MEMBER DAVIS JOHNSON: I'm clear.

INTERIM CITY MANAGER JONES: Okay.

DEPUTY DISTRICT CLERK BURGESS: Board Member Hubbard?

BOARD MEMBER HUBBARD: Yes.

DEPUTY DISTRICT CLERK BURGESS: Board Member Davis Johnson?

BOARD MEMBER DAVIS JOHNSON: Yes.

DEPUTY DISTRICT CLERK BURGESS: Board Member Pardo?

BOARD MEMBER PARDO: Yes.

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

BOARD CHAIR PRO TEM MILLER-ANDERSON: Yes.

DEPUTY DISTRICT CLERK BURGESS: Chair Davis?

BOARD CHAIR DAVIS: [Whisper: Yes].

[Chuckle]

2. ITEM NO. 2

BOARD CHAIR DAVIS: Item No. 2.

DEPUTY DISTRICT CLERK BURGESS: RESOLUTION NO. A RESOLUTION OF THE UTILITY BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA, APPROVING PURCHASE OF TWO VARIABLE FREQUENCY DRIVE UNITS FOR THE OPERATION OF LIFT STATION 1A WITH CONDO ELECTRIC AND MOTOR, A FLORIDA CORPORATION, AS PART OF THE PRE- QUALIFICATION POOL OF VENDORS; CONTRACT NUMBER 850-17-1 IN THE AMOUNT OF \$48,067.50; AND AUTHORIZING THE UTILITY DISTRICT FINANCE DIRECTOR TO MAKE PAYMENT FROM ACCOUNT 413-1438-535-0-6301.

BOARD CHAIR DAVIS: Do we have a motion?

BOARD MEMBER DAVIS JOHNSON: So moved.

BOARD CHAIR PRO TEM MILLER-ANDERSON: Second.

BOARD CHAIR DAVIS: Properly moved and second. Vice Chair?

BOARD CHAIR PRO TEM MILLER-ANDERSON: Uh, presentation.

BOARD CHAIR DAVIS: Okay.

ITNREIM EXECUITVE DIRECTOR PERRY: [Stammer]. Good evening, Counc'..., District Board. You have before you, a request from Staff to approve a Resolution for the purchase of two variable frequency drives. At Lift Station No., I wanna get..., Lift Station on Avenue H West. Both of those units are old and we can't find any parts for it. Both of 'em went down a couple of weeks ago, therefore, the Lift Station was riding..., is being operated on a generator. So, we had to make an emergency purchase, find a new company that had up to date variable frequency drives to install 'em and..., purchase 'em and install 'em. They started the installation of at least one a couple of days ago and in the process of trying to order another one. So basically, it was an emergency purchase that we had to have in order to keep that Lift Station pumping. It's vital to the operation of this part of the, um, of the City. And you have before you a request from Staff.

BOARD CHAIR DAVIS: Thank you.

ITNREIM EXECUITVE DIRECTOR PERRY: Mhmm.

BOARD CHAIR PRO TEM MILLER-ANDERSON: Okay.

BOARD CHAIR DAVIS: Any other questions?

BOARD CHAIR PRO TEM MILLER-ANDERSON: No.

BOARD CHAIR DAVIS: Madam Clerk.

DEPUTY DISTRICT CLERK BURGESS: Board Member Hubbard?

BOARD MEMBER HUBBARD: Yes.

DEPUTY DISTRICT CLERK BURGESS: Board Member Davis Johnson?

BOARD MEMBER DAVIS JOHNSON: Yes.

DEPUTY DISTRICT CLERK BURGESS: Board Member Pardo?

BOARD MEMBER PARDO: Yes.

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

BOARD CHAIR PRO TEM MILLER-ANDERSON: Yes.

DEPUTY DISTRICT CLERK BURGESS: Chair Person Davis?

BOARD CHAIR DAVIS: Yes.

DEPUTY DISTRICT CLERK BURGESS: Unanimous vote.

BOARD CHAIR DAVIS: Thank you.

END OF CONSENT AGENDA

BOARD CHAIR DAVIS: Thank you. That's the end of Consent at the time.

AWARDS AND PRESENTATIONS

BOARD CHAIR DAVIS: Any awards and presentations? [Pause].

INTERIM CITY MANAGER JONES: None.

BOARD CHAIR DAVIS: None.

PUBLIC HEARINGS

BOARD CHAIR DAVIS: Public hearings? [Pause]. None.

REGULAR AGENDA

3. ITEM NO. 3

DEPUTY DISTRICT CLERK BURGESS: RESOLUTION NO. A RESOLUTION OF THE UTILITY BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA, APPROVING CONTRACT WITH WHARTON SMITH, INC. A FLORIDA CORPORATION, FOR COMPLETION OF WORK AT LIFT STATION 10 AND 50; AND AUTHORIZING THE UTILITY DISTRICT FINANCE DIRECTOR TO MAKE PAYMENT FROM ACCOUNT 413-1438-535-0-6301 AND PROVIDING AN EFFECTIVE DATE.

BOARD MEMBER PARDO: So moved.

BOARD MEMBER DAVIS JOHNSON: Second.

BOARD CHAIR DAVIS: Properly moved and second. Staff.

INTERIM EXECUTIVE DIRECTOR PERRY: Yes. I just wanna give a, a brief background for the public. Back in May.., on May 6, 2015, five companies responded to an RFP to rehabilitate Lift Stations 10 and 50. On August 5, 2015, the District Board entered into an agreement with C Solu'.., I mean, Close Construction in the amount of \$3,799,000 and approved that agreement with C Solutions as the engineering firm to monitor and, and make sure the project was functioning. Close Construction was issued a letter of [stammer] to proceed on October 7, 2015 to proceed with the project. During the process of trying to

complete the project, it.., we, uh, Staff had various concerns about how the project was moving along. So, as a result, we hired Mr. Malcolm Cunningham, Attorney at Law to represent the City and try to help us navigate through some of the issues that we were having.

As you know, the Board made se'.., the Staff made several reports to the District Board, keeping you abreast of what was going on with those activities and we also, based on the Board's recommendation, we wrote several letters indicting that if, if things don't get back on track, that we were gonna have no alternative but take additional action. On October 24, 2016, after a, a discussion with the, with the Board, we agreed, the Board agreed to terminate the agreement with Close Construction. On October 25th, Mr. Cunningham wrote a letter to Close Construction and the surety company saying that the mee'.., the night before, that the Board, District Board, agreed to terminate the agreement and, under the terms of the agreement, we were no'.., putting the surety company on notice that the City intended to take additional action. On November 4, 2016, Hartford retained the services of Bruce King and, who's an Attorney at Law and Don Eckler who's a, I believe he's an engineer. And, we met with Staff, went over some of the issues. They also contacted Close Construction, they talked about the project. Close had some concerns about the contract itself. We had some concerns, however, they wanted to ki'.., they wanted to maybe, as one of the options, let Close continue with the agreement but under their control and we said, basically, the ter'.., the contract was terminated by the District, we need other options.

After that, we went backwards and forth with, with the surety company trying to come to some resolution and trying to get this project moving again. At the end of November, early December, the surety company, Hartford, contacted two of the original vendors that bid on the agreement that the City, City put out for RFP, along with another vendor and asked them for a bid to complete this project. So they received the bids back in, I think around December 26th and only two companies responded, um, Wharton and an additional company that applied to the City. I, I have it here, I just can't think of it right now. The third company did not apply. Well, based on...

UNK.: [Inaudible whisper].

INTERIM EXECUTIVE DIRECTOR PERRY: I'm sorry?

UNK.: Florida Design.

INTERIM EXECUTIVE DIRECTOR PERRY: Florida Design, I'm sorry. Florida Design and Wharton Smith are the two companies that responded to the bid. Florida, uh, Wharton Smith had a, a return to bid of about \$1.8M and I think Florida Design had a bid of a little over three, \$3,000,000. So, the surety company wanted to go with Wharton Smith. However, when they wrote the letter to the City, there was certain issues that they wanted the City to sign off on, saying basically, you.., we're, we're giving everything over back to the City and, and trying to, I guess, eliminate any additional liability.., Mr. Cunningham.., Mr. Degraffenreidt.., any additional liability on behalf of the surety company. Well, our attorney did not agree with that language and, as such, he recommended that we move forward, as

a City, and contract with..., under Wharton Smith with their, um, with their price that they submitted and go ahead and complete the project. However, we'll use the additional funds that are already in, that we have, that we have not paid to Close Construction but we will seek damages from Hartford and we will look to recoup some of the cost that we paid to keep and maintain those systems and things that needed to be done. As part of that component, some of the engineering services that we had to utilize in order to try to go backwards and forth and try to keep that project going with Close Construction, we're also looking at trying to recoup some of those costs.

So, what you have before you tonight is a request from Staff that you approve this, this agreement with Wharton Smith, who was actually the third highest or lowest bidder under the original RFP...

BOARD CHAIR DAVIS: Mhmm.

INTERIM EXECUTIVE DIRECTOR PERRY: ...to complete this project. You've heard a lot about this project, especially the Lift Station that only..., that's maintained on the Island that, that, that's very vital to that operation. It's the only one that they have on that particular side of the Island and also the one over on Avenue U. We wanna complete these projects. It's, it's vital 'cause we have other projects that have to be completed in the future.

BOARD CHAIR DAVIS: Mhmm.

INTERIM EXECUTIVE DIRECTOR PERRY: But, uh, we, we want you to look at this contract and, and approve it if you could and we'll bring back a, a analysis on the engineering service because we understand there's probably gonna be additional cost.

With that, I'll take any questions.

BOARD CHAIR DAVIS: Mr....

BOARD MEMBER PARDO: Mr....

BOARD CHAIR DAVIS: ...Perry.

BOARD MEMBER PARDO: ...Chair?

BOARD CHAIR DAVIS: Oh.

BOARD MEMBER PARDO: Alright. Go ahead.

INTERIM EXECUTIVE DIRECTOR PERRY: Yes, sir.

BOARD CHAIR DAVIS: Quick question.

INTERIM EXECUTIVE DIRECTOR PERRY: Mhmm.

BOARD CHAIR DAVIS: Has..., the analysis that'll come back, will it have a, a time..., potential timeframe that this project will be complete once we enter into an agreement with the, the new company.

INTERIM EXECUTIVE DIRECTOR PERRY: I believe it was 180 days that...

BOARD CHAIR DAVIS: Okay.

INTERIM EXECUTIVE DIRECTOR PERRY: ...they're recommending that they'll [stammer] indicating that they'll, they'll have the project done in 180 days.

BOARD CHAIR DAVIS: Okay. So that's about six months, right?

INTERIM EXECUTIVE DIRECTOR PERRY: Yes, sir.

BOARD CHAIR DAVIS: Okay.

INTERIM EXECUTIVE DIRECTOR PERRY: Mhmm.

BOARD CHAIR DAVIS: Counc'..., Commissioner Pardo.

INTERIM EXECUTIVE DIRECTOR PERRY: Mhmm.

BOARD MEMBER PARDO: Okay. So, when is the project..., if we approve this tonight, when is the project gonna start again?

INTERIM EXECUTIVE DIRECTOR PERRY: Well, once [stammer], if you approve it tonight, we'll engage with them and probably come up with a date. Hopefully, it will be in the next 25 to 30 days. Well, once we start to engage them, before they start gettin' boots on the ground and start doing anything but, you know, all the preliminary work will start.

BOARD MEMBER PARDO: So they know that this...

INTERIM EXECUTIVE DIRECTOR PERRY: Yeah.

BOARD MEMBER PARDO: ...is something...

INTERIM EXECUTIVE DIRECTOR PERRY: Yes. We, we've...

BOARD MEMBER PARDO: This is a high...

INTERIM EXECUTIVE DIRECTOR PERRY: ...stressed...

BOARD MEMBER PARDO: ... priority and...

INTERIM EXECUTIVE DIRECTOR PERRY: ...and, and I think some of the, uh, the company was gonna try to make it tonight.

BOARD MEMBER PARDO: Residents...

INTERIM EXECUTIVE DIRECTOR PERRY: [Stammer]...

BOARD MEMBER PARDO: ...have been dealing with that.

INTERIM EXECUTIVE DIRECTOR PERRY: Correct. Also, by the way, Mr. Cunningham was gonna be here but he had an emergency so he couldn't, he couldn't make it. I just wanted to point that out also.

BOARD MEMBER PARDO: Right. Thank you.

INTERIM EXECUTIVE DIRECTOR PERRY: Mhmm.

BOARD CHAIR DAVIS: Any other questions?

BOARD MEMBER DAVIS JOHNSON: Just one quick question?

INTERIM EXECUTIVE DIRECTOR PERRY: Mhmm.

BOARD MEMBER DAVIS JOHNSON: Mr. Chair?

BOARD CHAIR DAVIS: Yes.

BOARD MEMBER DAVIS JOHNSON: On the standard form of agreement, the, the, uh, there's another contract that is coming back or is this it?

INTERIM EXECUTIVE DIRECTOR PERRY: No. This is contract...

BOARD CHAIR DAVIS: This is...

INTERIM EXECUTIVE DIRECTOR PERRY: ...for, for...

BOARD MEMBER DAVIS JOHNSON: So there's...

INTERIM EXECUTIVE DIRECTOR PERRY: ...Wharton.

BOARD MEMBER DAVIS JOHNSON: ...no indication of term in here. Is there a reason why? We just asked.., I, I don't see it and maybe I'm missing it?

INTERIM EXECUTIVE DIRECTOR PERRY: I think it was in.., I, I.., I have to look and see but I remember the 180 days was in their Letter of Engagement.

BOARD MEMBER DAVIS JOHNSON: Okay.

BOARD MEMBER PARDO: Yeah.

INTERIM EXECUTIVE DIRECTOR PERRY: But I'll...

BOARD MEMBER PARDO: That's [inaudible]...

INTERIM EXECUTIVE DIRECTOR PERRY: ...definitely find it and get it to you. But now, one thing about this contract, what we did is try to make this contract mirror the original contract in term [stammer] as it relates to the terms of agreement. So, the, the original agreement that we signed with Close, we wanted them to honor that same agreement but with just a different price.

BOARD MEMBER DAVIS JOHNSON: Gottcha.

INTERIM EXECUTIVE DIRECTOR PERRY: So, I wanted you to know that.

BOARD MEMBER DAVIS JOHNSON: Thank you.

INTERIM EXECUTIVE DIRECTOR PERRY: Mhmm.

[Inaudible dais comment]

BOARD CHAIR DAVIS: Madam Clerk.

DEPUTY DISTRICT CLERK BURGESS: Board Member Davis Johnson?

BOARD MEMBER DAVIS JOHNSON: Yes.

DEPUTY DISTRICT CLERK BURGESS: Board Member Pardo?

BOARD MEMBER PARDO: Yes.

DEPUTY DISTRICT CLERK BURGESS: Board Member Hubbard?

BOARD MEMBER HUBBARD: Yes.

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

BOARD CHAIR PRO TEM MILLER-ANDERSON: Yes.

DEPUTY DISTRICT CLERK BURGESS: Chair Davis?

BOARD CHAIR DAVIS: Yes.

DEPUTY DISTRICT CLERK BURGESS: Unanimous vote.

BOARD CHAIR DAVIS: Alright. So we, so we don't have an Item No. 5, correct?

BOARD MEMBER DAVIS JOHNSON: We just have... Yeah. 5 is, [inaudible]...

INTERIM CITY MANAGER JONES: Okay.

BOARD CHAIR DAVIS: So, what we'll do is, we'll go to public comment.

DEPUTY DISTRICT CLERK BURGESS: There is a 5.

BOARD CHAIR DAVIS: There's a 5?

BOARD MEMBER DAVIS JOHNSON: Yeah. Under the [inaudible]...

BOARD CHAIR PRO TEM MILLER-ANDERSON: Mr. Beaudet.

BOARD MEMBER DAVIS JOHNSON: Mr., Mr. Beaudet's progress report.

BOARD CHAIR DAVIS: Oh, I'm sorry.

INTERIM EXECUTIVE DIRECTOR PERRY: We deleted...

BOARD CHAIR DAVIS: Mr. Beaudet's report.

INTERIM EXECUTIVE DIRECTOR PERRY: ...Item No. 4.

BOARD CHAIR DAVIS: Okay. 4 was [inaudible].

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

5. ITEM NO. 5

PROGRESS REPORT BY BEVIN BEAUDET

MR. B. BEAUDET: Mr....

BOARD CHAIR DAVIS: Apologize.

MR. B. BEAUDET: ...Chair, Members of the Utility Board. Bevin Beaudet, your technical consultant. I'll be very brief because I know you're worn out.

[Chuckles]

MR. B. BEAUDET: Again, good news, during the entire month, including since I wrote this report, we have been meeting or exceeding all the required water quality standards Citywide. So, this is our fourth month in a row now that this has been the case. We have improved and put more wells in operation. We continue to work on the wells, we're making progress on the wells and we're bringing it back one by one. We're gonna continue working on that, it's gonna take a little more time now to..., on each well because the ones that they're doing now need to have some significant rehabilitation underground but we're working on that and we're making progress.

Water treatment plant, we are currently under construction to bypass the lime slakers and get Unit 3 back in operation. This is a big deal. Okay? If we get Unit 3 back in operation, it's gonna improve the color situation that that you all have been very concerned about.

BOARD CHAIR DAVIS: [Inaudible].

MR. B. BEAUDET: So, we'll have more water treatment capacity and better treatment of the color than what you've seen. And that is now under construction and to be done by the end of April.

A big priority that we're working on currently and hope to bring to you at your next meeting is some improvements at Avenue U pump station and tank, uh, which we believe will greatly improve our ability to retain residuals and high water quality out in the western areas. And, again, that's..., we've just about wrapped up a scope and a price on that and we're gonna bring that to you at the next meeting.

We are in compliance with the FDEP Consent Order and all of its terms. We are in compliance with the Health Department Consent Order and all of its terms. We did meet the in-kind services project deadline. That was the 15 sampling stations. They're installed, they're operational. We made the deadline by two days. [Chuckle]. But we made it. And, um, so that was a lot of work over the holidays and it's a beautiful job, it's really nice.

Future plan work, very quickly. Again, I mentioned most of the things. We have, this week, gone through the process, the CCNA process of selecting engineers to help us with our bigger and, and more important projects as we move along. That's still underway and, you know, no final action has been taken on that but we will bring that back to you at your next meeting for your approval of the selection that will be recommended by Staff. And then finally, we have identified a very experienced trainer for the Water Utility, uh, operators, water treatment plant operators. We're gonna bring in a trainer to work with them, help them develop standard protocols for operating the plant, help them operate the plant with more consistency and also teach them to operate, you know, the bypass and some of the new equipment like the, um, chemical sensor that we just received and they're in the process of installing.

So, things are moving along. We're gonna keep coming back with more and more items over time. I'm pleased with the progress and I'm, I'm pleased with the, the work of the Staff to get us where we are.

BOARD CHAIR PRO TEM MILLER-ANDERSON: Thank you.

BOARD MEMBER DAVIS JOHNSON: Mr. Chair?

BOARD CHAIR DAVIS: Thank you, Mr. Beaudet. Uh...

BOARD MEMBER DAVIS JOHNSON: Well, I have a quick question for Mr....

BOARD CHAIR DAVIS: ...Commissioner...

BOARD MEMBER DAVIS JOHNSON: ...Beaudet.

BOARD CHAIR DAVIS: ...Davis Johnson.

BOARD MEMBER DAVIS JOHNSON: Really quickly. When we talk about hiring a trainer, are we talking about in a, a, uh, professional services capacity or are we talking about in a permanent capacity?

MR. B. BEAUDET: No. A professional services capacity. This will be about a four to six week engagement.

[Inaudible dais background comment]

BOARD MEMBER DAVIS JOHNSON: Do you believe that it would be practical for us to have an in-house trainer to provide ongoing training to our employees?

MR. B. BEAUDET: No, ma'am. I don't think that is necessary to have a full-time trainer. I think that as we move along and make changes to our equipment...

BOARD MEMBER DAVIS JOHNSON: Mhmm.

MR. B. BEAUDET: ...we can utilize..., the, the person that we're talking to right now is Bob De'Brose [sp]. He's a retired superintendent from Palm Beach County Water Utilities. He used to teach operators at Palm Beach State College and also at the [stammer] the operator shore schools that they have. So, he's a very experienced trainer and operator and I'm sure, you know, we're working with him now to get a scope. But, um, yeah. We'll need him here and there as we move along and make changes and he can help the Staff learn how to operate the plant as we change it but I don't think we need a full-time person.

BOARD MEMBER DAVIS JOHNSON: Okay.

INTERIM EXECUTIVE DIRECTOR PERRY: [Stammer]. I just wanna piggyback on..., there's two things that, that we talked about in trying to get the Staff to where they need to be. First, is trying to, across all lines, have a standard operating procedure that, that everybody would operate from, making sure that everybody's doing the things the same. Then also evaluating the Staff and bringing everybody in the Staff, that operational Staff, up to a certain level. Once we get those two things in place and put in some, you know, some additional guidelines, I think that the training will come on a, you know, quarterly basis but also will have something to operate by that it's standard across the board. Right now, I think people have..., you know, I think they're all professionals and they're all doing an excellent job, however, there's some inconsistencies in how they operate within, within the, within the water plant so that's one of the things that I definitely wanna try to focus on.

BOARD MEMBER DAVIS JOHNSON: Okay.

INTERIM EXECUTIVE DIRECTOR PERRY: Alright.

MR. B. BEAUDET: Thank you.

BOARD CHAIR DAVIS: Okay. We'll pause before we call the vote. Question on this Item? No, that's just an update.

BOARD MEMBER DAVIS JOHNSON: Just an update.

BOARD CHAIR PRO TEM MILLER-ANDERSON: Yeah.

BOARD CHAIR DAVIS: Oh, okay. Alright. Thank you. Any other questions for Staff?

BOARD MEMBER HUBBARD: Mm.

BOARD CHAIR DAVIS: Alright. Thank you, Mr. Beaudet. Now let's go back to Mr. Perry. Do you have any other things that you wanna add before we close out?

INTERIM EXECUTIVE DIRECTOR PERRY: No, sir. No, sir.

STATEMENTS BY THE DISTRICT BOARD

BOARD CHAIR DAVIS: Any comments by the Council.., Commission? Starting with Pardo. She gone?

BOARD MEMBER HUBBARD: None.

INTERIM EXECUTIVE DIRECTOR PERRY: She gone.

BOARD CHAIR DAVIS: Hubbard?

BOARD MEMBER HUBBARD: None.

BOARD CHAIR DAVIS: Davis Johnson?

BOARD MEMBER DAVIS JOHNSON: Really quickly, I just want to know if the instrument for the Utility's Director, the second set, has that been received?

BOARD MEMBER HUBBARD: Yes.

INTERIM EXECUTIVE DIRECTOR PERRY: I haven't.., I need to check with Mr. Davis and see if it was sent out.

BOARD MEMBER HUBBARD: It...

INTERIM EXECUTIVE DIRECTOR PERRY: Like I said, I spoke with him... Sent out?

BOARD MEMBER HUBBARD: It was sent out.

INTERIM EXECUTIVE DIRECTOR PERRY: It was sent out, yes. It was sent out.

BOARD MEMBER DAVIS JOHNSON: My question was have they been received?

BOARD MEMBER HUBBARD: I didn't know...

INTERIM EXECUTIVE DIRECTOR PERRY: Received back to the...

BOARD MEMBER HUBBARD: ...[inaudible]...

BOARD MEMBER DAVIS JOHNSON: Yes.

INTERIM EXECUTIVE DIRECTOR PERRY: I'm not.., I, I doubt that because we just spoke about it, I believe, last week or the week before that so I don't know how many days. Let me find out, I don't wanna give an answer but let me find out how many days he was actually giving each candidate.

BOARD MEMBER DAVIS JOHNSON: Okay.

INTERIM EXECUTIVE DIRECTOR PERRY: To, to complete and return it. But I'll get you an answer.

BOARD MEMBER DAVIS JOHNSON: Thank you so much.

INTERIM EXECUTIVE DIRECTOR PERRY: Mhmm.

BOARD CHAIR DAVIS: Before we go to Vice Chair. We do have one public comment card. It's Ms. Bonnie Larson.

[Inaudible dais comment]

[Chuckles]

[Inaudible dais comment]

BOARD CHAIR DAVIS: O, she had one? Oh, Mary Brabham too. I'm sorry. [Chuckle].

MS. B. LARSON: I came tonight to speak on stormwater and trash assessment on the tax roll and I guess that's been deleted. So now, now.., when I came in, this is the Agenda that I picked up which is the same that was on the web, so now it's been totally changed so we need to put the new one on the web because it looks like we talked about things which [stammer]... I mean, they're two completely Agendas from when I came in and from now.

BOARD CHAIR DAVIS: It was changed.

MS. B. LARSON: So we need to fix it.

BOARD CHAIR DAVIS: It was changed. Thank you.

INTERIM EXECUTIVE DIRECTOR PERRY: And just to, just to comment. One of the things that...

MR. B. LARSON: [Inaudible].

INTERIM EXECUTIVE DIRECTOR PERRY: ...happened, we've been negotiating with this company all the way up to the last minute so that's one of the reasons why, so Staff will take full responsibility for it but that was one of the reasons why.

MS. B. LARSON: No. I'm talking about the stormwater that cha'..., the...

INTERIM EXECUTIVE DIRECTOR PERRY: Oh, okay. I thought you were talking about the other item.

MS. B. LARSON: No, no, no. No. Changing the way the payment goes. Okay, so while I'm up here, question. Mr. Beaudet said something and I remember he, he mentioned one week that they're all colors of water and so we're concerned about the yellow water, of course. What makes..., and, and he said he's gonna put something in it to change it. What makes water yellow in the first place? 'Cause we never had yellow, years ago we never had yellow. So, what is it that's in there now that he's gonna put something in to change it back to a clear color?

Thank you.

BOARD CHAIR DAVIS: Mary Brabham then we'll go..., let Mr. Beaudet address that question. Unless you wanna go ahead briefly, really quick while...

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

BOARD CHAIR DAVIS: ...Ms. Brabham come up.

BOARD CHAIR PRO TEM MILLER-ANDERSON: ...[inaudible] think so.

[Chuckle]

MR. B. BEAUDET: Would you like me to answer that?

BOARD CHAIR DAVIS: Go ahead.

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

BOARD CHAIR DAVIS: Gives Ms. Brabham...

MR. B. BEAUDET: Okay.

BOARD CHAIR DAVIS: ...a chance to get [inaudible].

MR. B. BEAUDET: All water, in all of South Florida, except for West Palm Beach, is taken from the ground, ground water. And ground water seeps into the ground from the

Everglades...

BOARD CHAIR DAVIS: Mhmm.

MR. B. BEAUDET: And it does, it goes through a lot of vegetation and it picks up color from that vegetation. It's like tea, essentially. It's, what they call, humic and fluvic acids and it's, uh, it's harmless, it has no health effect. Again, it's like tea. However, it's not very acceptable from an aesthetic point of view. So the treatment that we give here, at Riviera Beach, is adequate treatment to take away that color.

BOARD CHAIR DAVIS: Okay.

MR. B. BEAUDET: But Unit 3 is not working. So, because Unit 3 is not working, some of the water from that Unit..., it is being filtered, it is being chlorinated but it's not being treated to remove the color. So, when we get the bypass working and eventually we'll get the entire Unit up, um, completely, it will remove the color to acceptable levels.

BOARD CHAIR DAVIS: Thank you.

MR. B. BEAUDET: Does that answer your question?

[Inaudible dais comment]

BOARD CHAIR DAVIS: Okay.

MS. B. LARSON: What are you putting in it?

MR. B. BEAUDET: Well, we have a lime softening process. So, it, it's a very simple process. We use calcium oxide, which is lime and we also use a polymer and a little bit of Alum, aluminum sulfate and that's the..., what we've been using for years and years. You haven't noticed the color before because the..., all three units were working. But now, when we have high demand, we get some water that is not softened and, and this also doesn't remove the color. And we're fixing that.

BOARD CHAIR DAVIS: [Inaudible background comment]. Thank you, sir. Ms. Mary Brabham.

MS. M. BRABHAM: Good evening. Ms. Mary Brabham. On Avenue U there, I've took a lot of pictures of the plant over here. It's been cleaned up a little bit better from what it was but on the side of that faucet over there, the water just drips, drips, drips. I have massive pictures of that plant over there on, on U Avenue from where it is now from the previous condition of it. We still have plenty of work, residents, to do when it comes down to the safety of our water supply system here. So don't be caught off guard about it. It is other options that this City needs to invest in. We're in the 21st century. Ultraviolet processes that's being put in place to get away from all this gaseous chlorine stuff that we are using, that causes catastrophic danger, not just to the community at large but even within our water supply system. Either we need to invest in building a new profound water distribution system here. Our system here is dated back to the earl

1950's. Come on residents, come on. All of this piecemealing and you're throwing this and you're throwing that in there to compensate, you know, our water supply system here. Yeah. We still got ma'.., we, we still have major problems here. So residents, just like you have told me, you'll, you, you are, you are on guard.

But, but we do have some'.., someone here that's working to try to comply and try to help us but we need accountability. Where.., when it comes down to our water, water is life. We have to have it in our bodies. Whereas Ms. BRABHAM can buy water and have filters, a lot of residents in, in this City here, they cannot buy water or they cannot make their pre'.., their preparations for the safety of the utilization of the water in our City. So, so it is plenty of work here to do. We need to make an investment. Stop wasting our monies and do the right thing toward the City and its residents.

Thank you.

BOARD CHAIR PRO TEM MILLER-ANDERSON: Thank you.

[Beep]

BOARD CHAIR DAVIS: That ends public comment. We'll go to, we'll go to Vice Chair Miller-Anderson.

BOARD CHAIR PRO TEM MILLER-ANDERSON: I don't have anything else.

BOARD CHAIR DAVIS: Mr. Jones, any comments or questions?

INTERIM CITY MANAGER JONES: No co'.., no comments.

BOARD CHAIR DAVIS: Alright. I have nothing here other than the fact that next Wednesday at Wells Recreation Community Center from 9:00 to 3:00, Wawa will be conducting the, the job fair where...

[Inaudible background comment]

BOARD CHAIR DAVIS: ...they're gonna be doing the screening. Uh, next Wednesday, the 2nd. The 2nd, right?

BOARD MEMBER HUBBARD: Mr., Mr. Chair, I have one comment.

BOARD CHAIR DAVIS: And, what they're asking people to do is go onto Wawa's website and go on 'head and submit the application...

[Inaudible background comment]

BOARD CHAIR DAVIS: ...so that... No, that's the 1st, I'm sorry.

[Inaudible dais comments]

BOARD CHAIR DAVIS: Yes. Next Wednesday the 1st. They're asking people to go

on 'head and submit the applications online so they can start pulling the information to do the screening so you can get onsite interviews at the Recreation Facility next Wednesday.

That'll be all. [Stammer] Commissioner Hubbard.

BOARD MEMBER HUBBARD: Hi. I would like to make an, an announcement.

BOARD CHAIR DAVIS: Mhmm.

BOARD MEMBER HUBBARD: On the 31st of this month, January, at 10:00 a.m., from 10:00 a.m. to 2:00 p.m. at Hurst Chapel, District 1 is joining the police department and Healthy Neighbors in having a conversation with our youth about the recent spike in violence here, the trauma that it causes them. Healthy Neighbors is one.., from Kind Care, Florida Kind Care. Ms. Marshall will be hosting the, the focus group and the conversation so we'd like the community to come out. We have invited 10 youth from all of the schools, the high schools and the middle schools where we have children in, those that are here in Riviera Beach and those outside of Riviera Beach. So, District 1, the police department and Healthy Neighbors will be conducting this focus group so that we can hear from our youth and see what are some of the good ideas that they might have about [stammer] resolving some of these solutions about the violence in our community.

Thank you.

BOARD CHAIR DAVIS: Any, any other questions, a motion...

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

BOARD CHAIR DAVIS: ...to adjourn? No.

BOARD CHAIR PRO TEM MILLER-ANDERSON: Oh, she [inaudible].

BOARD CHAIR DAVIS: Motion to adjourn the meeting?

BOARD MEMBER HUBBARD: So moved.

[Gavel]

City Employees, Public Speakers and Others

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

CONSULTANT BEVIN BEAUDETMR. B. BEAUDET

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

MARY BRABHAMMS. M. BRABHAM

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: **FEBRUARY 21, 2017**