

**CITY OF RIVIERA BEACH
PALM BEACH COUNTY, FLORIDA
UTILITY SPECIAL DISTRICT MEETING MINUTES
MUNICIPAL COMPLEX COUNCIL CHAMBERS
MONDAY, AUGUST 21, 2017 AT 6:00 P.M.**

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

[Before meeting chatter]

[Gavel]

CALL TO ORDER

BOARD CHAIRPERSON MILLER-ANDERSON: I would like to call to order the Utility Special District Board meeting on Monday, August 21st at 6:00 p.m.

ROLL CALL

INVOCATION

BOARD CHAIRPERSON MILLER-ANDERSON: Madam Clerk, roll call.

CITY CLERK ANTHONY: Chairperson KaShamba Miller-Anderson?

BOARD CHAIRPERSON MILLER-ANDERSON: Present.

CITY CLERK ANTHONY: Chair Pro Tem Tonya Davis Johnson?

CHAIR PRO TEM DAVIS JOHNSON: Here.

CITY CLERK ANTHONY: Board Member Lynne L. Hubbard?

BOARD MEMBER HUBBARD: Here.

CITY CLERK ANTHONY: Board Member Dawn S. Pardo?

BOARD MEMBER PARDO: Present.

CITY CLERK ANTHONY: Board Member Terence D. Davis?

BOARD MEMBER DAVIS: He's here.

CITY CLERK ANTHONY: Mayor Thomas A. Masters, *ex officio*? [Pause]. City Manager Jonathan E. Evans?

CITY MANAGER EVANS: Present.

CITY CLERK ANTHONY: Interim Executive Director Troy F. Perry?

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY:
Present.

CITY CLERK ANTHONY: District Clerk Claudene Anthony is present. Assistant District Attorney?

ASSISTANT DISTRICT ATTORNEY BUSBY: Here. Present.

[Chuckle]

BOARD MEMBER PARDO: Lina Busby.

CITY CLERK ANTHONY: There you go. I just went blank, just then. District Finance Director Randy Sherman.

DISTRICT FINANCE DIRECTOR SHERMAN: Present.

CITY CLERK ANTHONY: You may proceed.

BOARD CHAIRPERSON MILLER-ANDERSON: Alright.

PLEDGE OF ALLEGIANCE

BOARD CHAIRPERSON MILLER-ANDERSON: We'll take a moment of silence followed by the Pledge, led by Ms. Councilwoman Lynne Hubbard.

[Moment of silence]

BOARD MEMBER HUBBARD: I pledge allegiance...

ALL: ...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 CHAIRPERSON MILLER-ANDERSON: **MEMBERS OF THE PUBLIC SHALL BE GIVEN A TOTAL OF THREE MINUTES TO SPEAK ON ALL ITEMS LISTED ON THE CONSENT AGENDA. IN NO EVENT WILL ANYONE BE ALLOWED TO SUBMIT A COMMENT CARD AND SPEAK ON A CONSENT AGENDA ITEM AFTER THE ADOPTION OF THE AGENDA.**

AGENDA ADOPTION

ADDITIONS, DELETIONS, SUBSTITUTIONS

BOARD CHAIRPERSON MILLER-ANDERSON: Do we have any additions, deletions or substitutions?

CITY MANAGER EVANS: No, Madam Chair.

BOARD CHAIRPERSON MILLER-ANDERSON: Anyone, by Council? I mean, Board Members?

[Pause]

DISCLOSURES BY BOARD OF DIRECTORS

BOARD CHAIRPERSON MILLER-ANDERSON: Disclosures by Board of Directors.

[Pause]

ADOPTION OF AGENDA

BOARD CHAIRPERSON MILLER-ANDERSON: Do we have a motion to adopt the Agenda?

CHAIR PRO TEM DAVIS JOHNSON: So moved.

BOARD MEMBER HUBBARD: Second.

CITY CLERK ANTHONY: Board Member Hubbard?

BOARD MEMBER HUBBARD: Yes.

CITY CLERK ANTHONY: Board Member Davis?

[Pause]

BOARD MEMBER DAVIS: Here.

CITY CLERK ANTHONY: We're voting on...

BOARD CHAIRPERSON MILLER-ANDERSON: We're adopting...

CITY CLERK ANTHONY: We're adopt..., we're adopting...

BOARD CHAIRPERSON MILLER-ANDERSON: ...the Agenda.

CITY CLERK ANTHONY: ...the Agenda.

BOARD MEMBER DAVIS: Which Davis?

BOARD CHAIRPERSON MILLER-ANDERSON: Well, you're Davis...

CITY CLERK ANTHONY: Board Member Davis.

BOARD CHAIRPERSON MILLER-ANDERSON: ...she's Davis Johnson?

CITY CLERK ANTHONY: That's Davis Johnson. Board Member Davis?

BOARD MEMBER DAVIS: I'm here. Yes. I'm sorry.

CITY CLERK ANTHONY: Board Member Pardo?

BOARD MEMBER DAVIS: I mean, yes.

CITY CLERK ANTHONY: Pro Tem Davis Johnson?

CHAIR PRO TEM DAVIS JOHNSON: Yes.

BOARD MEMBER DAVIS: I'm sorry about that [chuckle].

CITY CLERK ANTHONY: Chair Miller-Anderson?

BOARD CHAIRPERSON MILLER-ANDERSON: Yes.

CITY CLERK ANTHONY: Unanimous vote.

COMMENTS FROM THE PUBLIC

BOARD CHAIRPERSON MILLER-ANDERSON: Okay. Comments from the public on the Consent Agenda?

CITY CLERK ANTHONY: There...

BOARD CHAIRPERSON MILLER-ANDERSON: Do we have any?

CITY CLERK ANTHONY: There are no public comment cards.

BOARD CHAIRPERSON MILLER-ANDERSON: Alright.

BOARD CHAIRPERSON MILLER-ANDERSON: ALL MATTERS LISTED UNDER THIS ITEM ARE CONSIDERED TO BE ROUTINE AND ACTION WILL BE TAKEN BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS A COUNCILPERSON SO REQUESTS, IN WHICH EVENT, THE ITEM WILL BE REMOVED FROM THE GENERAL ORDER OF BUSINESS AND CONSIDERED IN ITS NORMAL SEQUENCE ON THE AGENDA.

BOARD CHAIRPERSON MILLER-ANDERSON: And, we do not have any Consent Agenda Items. Correct?

CITY CLERK ANTHONY: Correct.

BOARD CHAIRPERSON MILLER-ANDERSON: Alright. So, we have to make a motion on the Consent Agenda Items since there's none? Alright.

AWARDS AND PRESENTATIONS

BOARD CHAIRPERSON MILLER-ANDERSON: Awards and presentations.

CITY CLERK ANTHONY: None.

PUBLIC HEARINGS

BOARD CHAIRPERSON MILLER-ANDERSON: Public hearings.

CITY CLERK ANTHONY: None.

REGULAR AGENDA

BOARD CHAIRPERSON MILLER-ANDERSON: Regular Agenda.

CITY CLERK ANTHONY: BUDGET PRESENTATION

CITY MANAGER EVANS: Madam Chair, if I may, this Item before you is the budget presentation for the Utility District., Utility Special District. At this particular time, I will ask that the Interim Executive Director of the Utility District, Mr. Troy Perry, and our Finance Director, Mr. Randy Sherman, go through the budget for the Utility Special District.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Good evening, Board.

[Inaudible background discussion]

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: What, what you have before you is a copy of the Organizational Chart for the Utility District. Pretty straight forward, in terms of administration, distribution, water and wastewater, those four divisions. We have a copy of the Departmental Overview that talks about the water treatment plant and the wastewater facility itself and the number of [inaudible] be put out per day and just a basic overview of the organization itself. [Inaudible].

We have before you, as part of the [stammer] Departmental Overview is our general mission statement. Organizational goals, I'd like to expound on that a little bit. As it says before you, develop and implement preventive maintenance programs that improve water [stammer], your water treatment process, disinfection process and improve the water quality and wastewater collection system. Pretty much sums up exactly what we're focusing on trying to do in terms of catching up and, and making sure that the organization itself is functioning at a high level, putting a lot of preventive maintenance programs in place to ensure that, that entire water process is, is being [inaudible]. One of the things we're also doing is increasing the kno'., employee knowledge and skills and I will have a world-trained workforce. One of the things that we are trying to do is get more education and more training for our employees to help them along and., as they grow throughout the organization. And also, improve the Department's ability to monitor critical infrastructure. That has to do with more, what's called a SCADA system, doing more online monitoring, those types of things to help us., that's helps identify issues before they occur. Completion of the Capital Infrastructure Plan, we have, we have a, a number of plans, capital plans that we have on the drawing board that we're trying to complete. One of the things that happened, as you know, once we went into the Consent

Orders, we had to do a lot more fixing up and trying to make things more, um, pr'..., things more in line so we can make sure that, that, that our system is, is functioning at a, at a high level. And we're still focusing on trying to complete the, the, the close out of that..., those Consent Orders.

In terms of budget modification this year, one of the things that we're asking for from the Board is to increase the Staffing at the water plant by hiring an addi'..., hiring additional water plant operators to cover evening shifts. As it stands now, the current shit allows for an overlap but there are certain periods throughout the evening that we only have one person inside the entire water plant. Two, two issues we believe in terms of level of safety and also in level of functionality or operation. We think that we need at least two personnel on duty, at all times throughout the evening. If something happens, you always wanna have somebody else there to, you know, to try to help that person out. So, we definitely want the Board to consider that. The last one is to hire the property ma'..., property maintenance manager for the water plant. The, the wa'..., current water plant has a lot of challenges and one of the things that, as part of the analysis, and, and was outlined in the US Water Report, that we need somebody who's responsible for making sure that maintenance issues are being addressed and the current superintendent, while trying to keep the operations and the, and the water functioning and making sure that the staffing's right, he's..., it's a, it's a bit much to try to manage the overall water plant and making sure that those maintenance issues and repair issues are, are addressed. So, we're asking the Board's consideration in, in hiring an additional property manager that will maintain the water plant, and the water facilities.

DISTRICT FINANCE DIRECTOR SHERMAN: Okay. On the numbers side, budget for FY2018, is \$26,673,179. It's just about a 4% increase over the prior year. If you look down at the bottom sections, you can see where the changes are, as Mr. Perry just mentioned, the three new personnel and, obviously, other personnel costs such as health insurance and cost of living increases and the like. You see about a \$300,000 increase on the personnel line. On the operating line, it's up just over \$1,000,000. Again, that primarily is a result of the ECR and I know we've had a lot of discussions about the ECR this year but a good chunk of that is, is the ECR and those costs that, uh, that the City bears. Where the City, or the District did save a few dollars this year, is down in the transfers. The number for FY17, the transfers include the, the debt service payments. We actually transfer those dollars out to a trust fund and, um, debt service reserve funds to make the debt payments. And when we did the FY17 budget, we had not yet closed on the FY17 bonds that we issued last year. And, as a result of the interest rates that we get, we actually saved about \$300,000 on the interest that we were carrying in '17. So that's now reflected in FY18.

And then, on the bottom line, again, as Mr. Perry said, the Staff will be increasing from 56 to 59, that's the maintenance manager and the two water plant operators. This'll kinda give you a breakdown of your revenues 'cause there's currently two revenue sources here. You get your revenues from your water system and then you get your revenues from the wastewater side. And then there's a few other Items in there such as investment income and other charges for services but those only make up about 3% of your total revenues.

BOARD MEMBER HUBBARD: Question.

DISTRICT FINANCE DIRECTOR SHERMAN: Yes.

BOARD MEMBER HUBBARD: The other charges for services, is that to us or that we are, are being paid?

DISTRICT FINANCE DIRECTOR SHERMAN: No. Those are charges that we have to other [stammer]... It's just not your water bill or utility bill, it's just other charges that, that we have, which would include things like penalties, and, and the like.

BOARD MEMBER HUBBARD: I'm just trying to see here. Charges that we receive from...

DISTRICT FINANCE DIRECTOR SHERMAN: It's revenue coming in.

BOARD MEMBER HUBBARD: From the customer. Okay. This is a good point to bring this up then. The cost that we charge people, \$110 and to.., for same day...

DISTRICT FINANCE DIRECTOR SHERMAN: For, for...

BOARD MEMBER HUBBARD: ...reconnection fee.

DISTRICT FINANCE DIRECTOR SHERMAN: ...our, our after-hour charge.

BOARD MEMBER HUBBARD: And \$75 for.., if they tend to think that they might have a problem, they have to pay \$75 for us to come out for, for that. Those charges are something that I wanted us to discuss because I think that, um, I think they're too high and I thinks it's, you know, kind of extortion.

DISTRICT FINANCE DIRECTOR SHERMAN: Yeah. [Chuckle]. Well, let me tell you about the \$110. Anytime that we have an employee who gets called out after hours, we have to pay that employee three hours of their time. So, that's where that \$110 comes from. Whether they go out for an hour or two hours, we still pay that employee three hours.

BOARD MEMBER HUBBARD: So...

DISTRICT FINANCE DIRECTOR SHERMAN: So, we tr'.., we try to get as much done, obviously, by 5:00. If we still have people here, and I don't have to call them back, I can pay them overtime but, once you get into the after-hours and Staff has gone home, we're, we're, you know, we ha'.., we're re'.., obligated to pay that, that three hours.

BOARD MEMBER HUBBARD: Two things I'll say to that, one, we should stagger the shift so that there are people here on the days that you know that you are doing a massive turn off so that then, you can have someone who will be here to cut the water back on because the cost for water here is already exorbitant. We don't.., the, the price of seventy,

you know, for \$110 for someone to come home from work and pay that on top, I think, that's too much especially when it only yields us 1% of our revenue.

Secondly, I think that if we.., people who pay by phone, for example, and we don't pull that list in a different manner than we're pulling it now, then we're gonna.., we, we're gonna continue to have that problem because, if the, you know, my understanding is, once the, once the payments are made about 12:00 o'clock or whatever, then the company sends us a list of those persons and then, in the morning we have, you know, people began to turn off the water.

DISTRICT FINANCE DIRECTOR SHERMAN: We had, we had this conversation, what, two or three months ago when we...

BOARD MEMBER HUBBARD: Maybe so.

DISTRICT FINANCE DIRECTOR SHERMAN: ...had that issue. What we do now, is Staff comes in and before we dispatch any of the field folks...

BOARD MEMBER HUBBARD: Mhmm.

DISTRICT FINANCE DIRECTOR SHERMAN: ...we get that list, we update it, we rerun the disconnect list.

BOARD MEMBER HUBBARD: Okay.

DISTRICT FINANCE DIRECTOR SHERMAN: So that should not be an issue anymore. We...

BOARD MEMBER HUBBARD: Okay.

DISTRICT FINANCE DIRECTOR SHERMAN: I believe we took care of that. Now, it's not that the field crew may not do something else, I mean, I don't want you to think they're just sitting around not working, but they do not go out and do turns offs until that list is, is in and then that also, therefore, allows them to do the turn ons for anything that came in overnight. So, we get them a fresh list. They used to work with a list that could be a couple of days old...

BOARD MEMBER HUBBARD: Yeah.

DISTRICT FINANCE DIRECTOR SHERMAN: ...but every morning now, they get a fresh list that's updated with the, with the overnight activity.

BOARD MEMBER HUBBARD: Well, I'm truly glad to, to hear that. So, since that fear has been allayed, let's go back to the staggering of the schedule so that, on the days that we have a, a turn off, someone can be here in the evening in order to turn back.., turn, turn people's water on or even we can have a part time person.

DISTRICT FINANCE DIRECTOR SHERMAN: Yeah. We can look at that. My, my only thinking is, and again, we will go back and look at it, I have to find them something to do other than just sit and wait for a phone call on a payment. 'Cause it doesn't happen, happen every night. So again, if I, if I stagger the shifts, I've gotta find something for those people to be doing at that hour. But we'll go back. We have six positions and we can go back and see if there's some staggering that, that would, you know, permit that from avoiding the, the three-hour call back pay.

CITY MANAGER EVANS: Madam Chair, if I may?

BOARD CHAIRPERSON MILLER-ANDERSON: Mhmm.

CITY MANAGER EVANS: Director Sherman, would.., is that particular operational change a management right or would that have to be collectively bargained?

DISTRICT FINANCE DIRECTOR SHERMAN: [Sigh]. That, that's a good question. [Pause]. You're not necessarily allowed to do things to avoid t the overtime, so I'd have to go back and, and talk to the labor attorney about that to make sure. But, I mean, I'm, I'm not sure we're talking excess of maybe 'til 6:00 o'clock or something.

UNK: [Inaudible].

DISTRICT FINANCE DIRECTOR SHERMAN: We could keep 'em but, but we'll go back, we'll look at it. We'll look at it.

BOARD MEMBER HUBBARD: So, if we had a shift... I need to go back and look at some of my jobs. I'm thinking about two of my jobs that I started at 10:00 o'clock and stayed 'til, you know, after 5:00 or 6:00. Maybe they...

DISTRICT FINANCE DIRECTOR SHERMAN: Yeah, no...

BOARD MEMBER HUBBARD: ...owe me some money.

DISTRICT FINANCE DIRECTOR SHERMAN: ...that's not unusual. The question is, does it have to be negotiated with, with the union to do that. To change their hours to, to avoid paying them call back pay.

BOARD MEMBER HUBBARD: And, and, and my.., it wasn't so much to avoid it, it's that it's a necessary hour or service or gap that we need to provide specifically, specifically on the day that we know that we... Do we do turn offs every day?

DISTRICT FINANCE DIRECTOR SHERMAN: I'll say yes. We try not to do them as we're running into holidays and those types of issues but, for the most part, we're out there doing turn offs every day.

BOARD MEMBER HUBBARD: Mm.

DISTRICT FINANCE DIRECTOR SHERMAN: You know, we try, again, weekends and holidays we try to stay away from so people aren't without water for a long period of time.

BOARD MEMBER HUBBARD: Okay. So, if we had one position of our.., one position where that person was coming in from 12:00 to 8:00 or, um, 11:00 to 7:00, 10:00 to 6:00, something like that, something like 11:00 to 7:00.

DISTRICT FINANCE DIRECTOR SHERMAN: Okay. [Stammer]...

BOARD MEMBER HUBBARD: Not just to, just to.., not just to avoid overtime but it's a, a position we need.

DISTRICT FINANCE DIRECTOR SHERMAN: It's a service, I agree. We'll look at it.

BOARD MEMBER HUBBARD: Okay. About the, about the cost? The \$75 to have people coming out to tell us that their.., the water's high, they know it's high and there must be a problem so, for us to come out, is it.., the...

DISTRICT FINANCE DIRECTOR SHERMAN: I'm not...

BOARD MEMBER HUBBARD: ...cost...

DISTRICT FINANCE DIRECTOR SHERMAN: I'm not...

BOARD MEMBER HUBBARD: ...\$75?

DISTRICT FINANCE DIRECTOR SHERMAN: I'm not sure what \$75...

UNK: No.

DISTRICT FINANCE DIRECTOR SHERMAN: ...you're referring to. If they want their meter tested, there's a fee to get their meter tested but if it comes out that the meter is, you know, misreading, then they don't pay that service charge.

BOARD MEMBER HUBBARD: What's that service charge?

DISTRICT FINANCE DIRECTOR SHERMAN: \$35.

BOARD MEMBER HUBBARD: For.., so, if a person has a.., think that they have a problem with the water and they're asking you to come out, and the water is.., it might not be a, a meter problem, it might be another problem.

DISTRICT FINANCE DIRECTOR SHERMAN: Yeah. We don't.., the only time we charge is if, if, if they want us to actually pull the meter and, and test the meter. 'Cause that, that obviously takes time and we have to, you know...

BOARD MEMBER HUBBARD: So if...

DISTRICT FINANCE DIRECTOR SHERMAN: So, so I'm not, I'm not sure what the...

BOARD MEMBER HUBBARD: Okay. Let's, let's...

DISTRICT FINANCE DIRECTOR SHERMAN: ...\$75...

BOARD MEMBER HUBBARD: ...just for the sake of this conversation, let's talk about \$35 instead of...

DISTRICT FINANCE DIRECTOR SHERMAN: Okay.

BOARD MEMBER HUBBARD: ...\$75. If something is wrong and it.., and for you to fix it, you have to pull the meter to test the meter, why do I have to pay for that?

DISTRICT FINANCE DIRECTOR SHERMAN: That's one of the last steps that we take. We will go through a number of steps to look at their accounts, to get hourly reads. We, we'll, we go through a number of steps. If we don't.., if we think the meter is accurate...

BOARD MEMBER HUBBARD: Mhmm.

DISTRICT FINANCE DIRECTOR SHERMAN: Okay? And the customer still says, 'No. I, I don't think my, my read is right,' and they ask to have the meter pulled and tested, that's when we charge them the \$35. And again, if we're right, if, you know, if the meter was accurate then they pay the \$35. If they were right, then they do not pay the \$35. But that's one of the last steps that, that we would do along the way. Again, there's a lot of things that.., a lot of steps we can do, a lot of things we can look at before we would actually get to pulling a meter and, and actually testing it.

BOARD MEMBER HUBBARD: I think there's a, a, a misunderstanding in the public because, not one, but several people have told me that \$75 was what was quoted to them if they wanted to have someone come out to determine if they had a problem with the water, water line or what have you. So, the next time we'll.., just for, for...

DISTRICT FINANCE DIRECTOR SHERMAN: Yeah.

BOARD MEMBER HUBBARD: ...example say, we'll be specific with the customer and the, and, and address so that we can take care to go out and see, one, if they're, if the cost they were quoted was \$75 and two, what's going on that make them feel their water.., there's a problem with, with the water system.

DISTRICT FINANCE DIRECTOR SHERMAN: Right. And again, if you can.., if you, if somebody's saying \$75 [chuckle] and you, you know, you get the names or, or the times, keep them, at all of our calls to the call center are recorded so we can always go back and, and verify what's been said, if, if something is being misinterpreted.

BOARD MEMBER HUBBARD: Sure. Okay. Thank you.

CITY MANAGER EVANS: Director Sherman, if.., can you specifically talk about the opportunity for recapturing some of the lost revenue that we experience associated with

the Utility because I know there's been discussions about the rate and concerns about the rate and this may be a mechanism to be able to, to go ahead and address that.

DISTRICT FINANCE DIRECTOR SHERMAN: All kinds of slides, can I get to that...

CITY MANAGER EVANS: Yeah.

DISTRICT FINANCE DIRECTOR SHERMAN: ...in a minute? Okay. [Chuckle]. Real, real quick on the expense side. Again, these are the same..., the breakdown of the expenses that, that you saw earlier on the prior slide, so again, 14% is for personnel, 52% is for operating, ECR it's up 16% and then the debt services 18.

And this is the, the capital projects. For the most part, you, you've seen these projects before because they're the same projects that were in last year's budget. Really, I don't think we actually closed out any [chuckle] projects during the year and I believe the only project that we added this year that wasn't in the prior year is the SCADA, is the computerized system to, to monitor and, and report.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: I, I did wanna say one thing, Commissioners? [To Mr. Sherman: Palm Beach Shores? Is Palm Beach Shores in there?]

DISTRICT FINANCE DIRECTOR SHERMAN: No. Palm Beach Shores is not on [inaudible].

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Yeah. I see it at the bottom.

DISTRICT FINANCE DIRECTOR SHERMAN: Oh yeah, okay. Water main, Palm Beach Shores. Yes.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Well, Palm Beach Shores, and I think Karen did make a change, we, we [pause] a couple of months ago, we received a cost from the engineering firm. We originally had \$90,000 budgeted for design and that figure came in at, I believe, a hundred and...

UNK: What?

BOARD MEMBER DAVIS: Engineering [inaudible]...

[Inaudible audience comment]

UNK: [Inaudible].

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Like, \$190 and we wanted to change that. I mean, I don't see it up there. I see it at the bottom but it was..., it's, it's more, like, we went up, like, \$100,000 for design fees from what it was put in a couple years ago. So, I wanted to ask the...

[Inaudible dais comment]

DISTRICT FINANCE DIRECTOR SHERMAN: So, for the final, you want us to add that?

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY:
Correct. Yeah.

BOARD MEMBER PARDO: Madam Chair?

BOARD CHAIRPERSON MILLER-ANDERSON: Yes.

BOARD MEMBER PARDO: Okay. So, is this the money that they had asked us for...

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Yes.

BOARD MEMBER DAVIS: [Inaudible].

BOARD MEMBER PARDO: ...so they could use it when they bury their lines?

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: No, ma'am. When they.., as part of the budget, I guess a couple years ago, the former Director put in funds to do the perimeter water lines. Was it sewer, sewer lines? Sewer lines.

UNK: Water.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Water lines around their, um, around their [pause] town and he put in \$999,000. Well, we had a conversation with them a couple months ago when we went to the engineer to find out exactly how much it was gonna cost and, based on the estimates, it's about \$190, 000 for design and \$99,000 for the construction work. And so, we...

BOARD MEMBER PARDO: Okay.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY:
...want to make...

BOARD MEMBER PARDO: But we're not...

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: ...the change.

BOARD MEMBER PARDO: ...giving them that money...

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: No, ma'am.

BOARD MEMBER PARDO: ...correct?

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: No, ma'am.

BOARD MEMBER PARDO: We will be doing the...

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Yes.

BOARD MEMBER PARDO: ...work?

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Yes. We have a...

BOARD MEMBER PARDO: Correct?

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: We have a firm doing it.

CITY MANAGER EVANS: Yes.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Yes.

BOARD MEMBER HUBBARD: Question.

BOARD CHAIRPERSON MILLER-ANDERSON: Hold on. Are you finished, Ms. Pardo?

BOARD MEMBER DAVIS: This came up last year, right?

BOARD MEMBER PARDO: Like two years ago, Aurigemma...

BOARD CHAIRPERSON MILLER-ANDERSON: [Inaudible].

BOARD MEMBER PARDO: ...put it in... Yeah. I'm, I'm done [inaudible].

BOARD CHAIRPERSON MILLER-ANDERSON: Alright.

BOARD MEMBER HUBBARD: Who's the firm that's going to be doing this drawing?

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: The firm is Chen Moore.

BOARD MEMBER HUBBARD: Chen Moore?

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Yes, ma'am. They, they were working on it before so they're very familiar with the project. I believe that's who originally gave the former Director that estimate or some numbers to that, to that fact.

BOARD MEMBER HUBBARD: Okay. Okay. I, I have to verify something...

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Okay.

BOARD MEMBER HUBBARD: ...and then I., then, then I can bring it over to you.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: That's fine.

BOARD MEMBER HUBBARD: The, um, okay.

CITY MANAGER EVANS: And Madam Chair, just for clarification...

BOARD CHAIRPERSON MILLER-ANDERSON: Mhmm.

CITY MANAGER EVANS: ...on the record, the cost for the project is \$999,000. I think it was stated to be \$99,000, for the actual project.

DISTRICT FINANCE DIRECTOR SHERMAN: Is the \$999,000 going up or just the first year?

CITY MANAGER EVANS: Just the design and engineer.

DISTRICT FINANCE DIRECTOR SHERMAN: Just the first year?

CITY MANAGER EVANS: Yeah. Just the first year.

BOARD CHAIRPERSON MILLER-ANDERSON: Which line is that [inaudible]...

CITY MANAGER EVANS: For design and engineering. Yes.

BOARD CHAIRPERSON MILLER-ANDERSON: What line., what line?

CITY MANAGER EVANS: If you go., it's the...

[Inaudible dais comment]

CITY MANAGER EVANS: ...second [inaudible] from the bottom.

UNK: [Inaudible].

CITY MANAGER EVANS: Second from the bottom. So...

BOARD CHAIRPERSON MILLER-ANDERSON: Five hundred...

CITY MANAGER EVANS: ...so it's \$90,000, it should be...

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY:
Correct.

CITY MANAGER EVANS: ...\$190,000 and the project...

BOARD CHAIRPERSON MILLER-ANDERSON: Oh.

CITY MANAGER EVANS: ...cost is \$999,000.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: And what I could do, is I could pe'.., I could provide a memo...

CITY MANAGER EVANS: Yeah.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: ...with the, with the actual cost to you guys.

CITY MANAGER EVANS: And we'll make, we'll make the modification.

BOARD MEMBER PARDO: And...

BOARD MEMBER HUBBARD: Did...

BOARD MEMBER PARDO: Go ahead.

BOARD MEMBER HUBBARD: Okay. Did they happen to say what's driving the cost of this design up?

BOARD MEMBER PARDO: Yeah?

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Well, one of the things I was told is the design is a percentage of the project itself. So, when you look at the project itself, the design is a certain percentage of it. And so, the, the work it would take for design and also construction services to, you know, to manage the project through construction, is driving the cost up.

BOARD MEMBER HUBBARD: Okay. So, are we into contract with Chen & Moore already?

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Yes, ma'am. We have three...

BOARD MEMBER HUBBARD: Because, what...

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: ...we have three engineering firms on, on staff. Chen Moore, BFA and C Solutions.

BOARD MEMBER HUBBARD: Okay. Now, when you say on staff, we're just working with those three firms and rotating work throughout them?

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Yes, ma'am.

BOARD MEMBER HUBBARD: Okay. What.., we, we have... C Solutions is Mark Drummond, right?

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Yes, ma'am.

BOARD MEMBER HUBBARD: And Chen & Moore. So, I have some questions about those two firms.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Yes, ma'am.

BOARD MEMBER HUBBARD: And [pause]. So, we decided that we're just going to work with those three for'.., firms as opposed to sending stuff out? Is that correct?

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Um, approximately...

BOARD MEMBER HUBBARD: We...

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: ...seven or eight months ago, we did an RFP.

CHAIR PRO TEM DAVIS JOHNSON: Mhmm.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: And, based on that process, Chen Moore and BFA were the two finalists and the District Board approved those agreements. This.., the agreement with C Solution was already in place so, as a result, we have the three firms that, that, that handle those Utility District projects.

BOARD MEMBER HUBBARD: Okay. I'll, I'll bring something back on the Agenda [inaudible].

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Okay.

BOARD MEMBER HUBBARD: Okay. Thank you.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Mhmm.

BOARD MEMBER PARDO: Madam Chair?

BOARD CHAIRPERSON MILLER-ANDERSON: Go ahead.

BOARD MEMBER PARDO: Okay. So, can we talk about that sanitary line? From the...

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Yes.

BOARD MEMBER PARDO: ...Island over to the mainland?

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Yes.

BOARD MEMBER PARDO: So, we found out that the.., when we were doing the lift station, the sea wall was corroded, and everything under the water was totally corroded. So, is an engineer confident that that line is going to be okay until we finally get to it?

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Well, let, let me say this.

BOARD MEMBER PARDO: And, that's.., is that the only line or is there a backup line?

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: I believe that's the only line.

BOARD MEMBER PARDO: I believe so too.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Yeah. But, let me say this, one of the things that we have, we have a number of capital projects on the board...

BOARD MEMBER PARDO: Uhuh.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: ...and we, we finally have the three engineering firms on, on board but what I would like to do, when you have a direct'.., when we get a Director in place, let that Director go through and systematically start to review the projects and see how they wanna, you know, assign those, those projects out. [Stammer] and which should be soon because you have a lot of projects and we wanna make sure that, we only have limited dollars, that you bring the Board back a plan that shows exactly how you wanna move forward, in terms of spending the limited dollars that you do have. But, I meant they, they are on the board in terms of a priority but that's something that, that Director should be able to give it to one of the engineering firms 'cause they all have different ex'.., a level of expertise so I would think, once the Director talks to 'em, he would, he or she would determine whether or not.., which engineering firm...

BOARD MEMBER PARDO: Okay. That's fine. Do we have a backup in case something happens to that sanitary line?

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: No. That's...

BOARD MEMBER PARDO: Okay. So, what...

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: It's probably been there...

BOARD MEMBER PARDO: ...happens then?

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: ...for 20 or 30 years, so yeah.

BOARD MEMBER PARDO: Absolutely.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Correct.

BOARD MEMBER PARDO: And now there's so much more usage...

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Correct. But it's, like I said, it's a priority. We're gonna, you know...

BOARD MEMBER PARDO: Right.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: ...hopefully, we...

BOARD MEMBER PARDO: But I'm just saying...

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: ...go ahead and assign it out. I agree...

BOARD MEMBER PARDO: I'm just saying.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: ...with you. I understand.

BOARD MEMBER PARDO: We thought that little stiff.., that lift station...

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Correct.

BOARD MEMBER PARDO: ...was going to be okay and look what happened to it. So, um, I think that's something that you guys really need to look at, Mr. Manager or whoever is in charge over there right now.

Thank you...

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Mhmm.

BOARD MEMBER PARDO: ...Madam Chair.

DISTRICT FINANCE DIRECTOR SHERMAN: Okay? Okay. I did wanna take a few moments here and walk through again and kinda let the Council know kinda how the Utility District actually works, on the financial side. We'll deal with the engineers. All of

the revenue that we receive at the Utility District, all goes into one bucket. And according to our bond documents, there's a certain, what they call a flow of funds, on how those, those revenues are actually used. So, if you look at the bucket for the Utility District, it's a little bit different than, uh, system than the oper'.., than the budget but 67% of the revenues from the Utility District go to pay for operations and maintenance. Those are the first things that, under our bond documents, we're required to pay. We're required to keep this system up and running. Once we get that system up and running, the next thing that we pay is debt service. And then, after we pay the debt service, we're allowed to do all of our other transfers, including our transfers to the ECR and this transfers to the renewal and replacement fund. That, that's what the.., kind of the way that, that the funds flow.

What I wanted to do though is kinda take a step and look, and I know this is a busy chart and it was actually provided by the rate consultant. We get a lot of comments about the fact that our water rates are high. And, I kinda wanted to point out the fact that, if you look at the City, which is right [pause], right here in the middle, our water rates are actually well below where a number of our surrounding communities and competitors are at. Our average rate is \$33.65. You can see that.., I mean, I'm sorry, our average rate is \$59.99. That's based on 6,000. The average for all the other communities is \$76.32 and you can see all the way out to the Town of Davie, they're actually at a \$118.60. What I would point out here is, and we start to talk about water rates and things that we can do to, to help our customers and, especially now, we're, we're going to, if we're going to approve No. 2 on the Agenda tonight and do another rate study, one of the things I want you to focus on here is the, actually, the dark blue line. Those are our capital connection fees. And if you can see the folks that have the lowest water rates on the left-hand side here, which is Boca, if you notice where their blue line is, this is their capital connection fee. So, they have high capital connection fee, Jupiter is the next one, has a high capital connection fee, Palm Beach County has a high capital connection fee and it's those connection fees that, when developers come in and, you know, they wanna do a project that they pay to buy into the system, the fact that our connection fee is at \$3,365 and Boca's is at \$9,363. That's part of the reason why our fees are higher than you see from Boca and Jupiter, in Palm Beach. Okay? So, the first thing we have to remember is, again, overall, our fees are not exorbitant, they're actually below the average but our capital fees are below market and really where they should be.

Now, I wanted to walk you through the actual utility bill and how the utility bill is, is really calculated. The first thing that they do when they look at the utility bill is you have to put in our debt service. Debt service counts for about 15% of your utility bill. The next thing that we add in is the coverage. When we go through and we set our rates, as I showed you on that prior one, when you had that flow of funds, after you pay operations, you have to have your debt service remaining and extra money. We have to have 20% over our debt service in order to meet our bond covenants. So, the next thing we add in is our coverage. Then we add in our payments to the ECR, which is 12%, we add in our operations, so that's all of our Staff and electricity and all those issues but that only accounts for 39% of your, your utility bill. Next thing we do is we add in contingency. So, we get our.., we have to do our R&R and those types of issues, so that's our contingency, that's 9%. But the key is the last few items that we have here. 16% of your water bill is

for water losses. Now again, these are..., if you'll think about it, a 100 gallons goes into the treatment plant, it's treated, 100 gallons comes out of the treatment plant and, on the other side, we're only billing for 84 gallons. So, 16% of your water bill is account'..., is because we don't know where the water is going. The..., oops, the wrong way. The last 5% of your utility bill is for bad debt. So, for every \$100 that we invoice, we're only collecting \$95. So, when you talk about what is it that we can do to reduce the water bills, a couple of things, just from this presentation, one, I think we really need to look at the capital charges and we can make that part of the rate study. We can have them come back and, and make some recommendations on that. But really, we need to look at those water losses and we, you know, have been going through the process of bringing in new water meters to, to address that and then we have to address that bad debt. At 5% and that 16% is 20% of your water. So, even though we looked at that first graph and we are below the average, I really think we can [pause] with the, you know, addressing these three issues, be closer to where Jupiter and Boca are and continue to push those rates down.

But I just kinda wanted to walk you through this so you could see that, that 16% and that 5%, we never even see those dollars. So, it's the other five slices of that pie that are actually paying your bills.

BOARD MEMBER HUBBARD: Which... Madam Chair?

BOARD CHAIRPERSON MILLER-ANDERSON: Mhmm.

BOARD MEMBER HUBBARD: Water losses.

DISTRICT FINANCE DIRECTOR SHERMAN: Yes.

BOARD MEMBER HUBBARD: When you say we don't know where the water is going, what do you mean?

DISTRICT FINANCE DIRECTOR SHERMAN: Again, 100 gallons'll go into the plant.

BOARD MEMBER HUBBARD: Mhmm.

DISTRICT FINANCE DIRECTOR SHERMAN: At the end of the day, we're only billing for 84 gallons. Okay? Now, you're going to always have some water loss. You're gonna have some leakage, you're gonna flush hydrants, you're gonna have evaporation. It's always gonna be some. Okay? But, typically, that might be eight to 10% of, of your water. Our unaccounted for water, as, as the consultants term it, is 20%. We're almost double what we should be. So, part of the issue is, is our meters that don't read accurate. So, rather than reading at 100%, if they're reading at 95% or they're reading at 90%, or, we know that we have over 1,000 counts every month that come out with a zero read. Okay? They're not reading any water usage. And by the fact that they're not reading it, we're not billing it. Okay? So, that's all part of the process of trying to find out. Now, we're out there, we're trying to hit all these zero reads every month and then we try to hit the 1,000 gallon reads. 'Cause a typical resident uses four, five, 6,000 gallons a month but we're looking at all those, those low reads...

BOARD MEMBER HUBBARD: [Inaudible].

BOARD CHAIRPERSON MILLER-ANDERSON: Go ahead.

BOARD MEMBER HUBBARD: Excuse me.

DISTRICT FINANCE DIRECTOR SHERMAN: You alright, Ms. Hubbard?

BOARD CHAIRPERSON MILLER-ANDERSON: She's gotta go.

BOARD MEMBER HUBBARD: I think so.

BOARD CHAIRPERSON MILLER-ANDERSON: Go ahead. Are you going?

BOARD MEMBER PARDO: You okay?

BOARD CHAIRPERSON MILLER-ANDERSON: Yeah. She just needs to step out.

[Ms. Hubbard leaves the dais]

BOARD CHAIRPERSON MILLER-ANDERSON: Alright. You can continue, Mr. Sherman. We'll listen to you.

DISTRICT FINANCE DIRECTOR SHERMAN: So again, that's one of the issues as, as we, um, you know, are looking at, at the new water meters in trying to address tho'..., those issues and eliminate that 16% unaccounted for water.

The last slide that I..., and I'm sorry, Mr. Manager, did I answer your question?

CITY MANAGER EVANS: [Inaudible].

DISTRICT FINANCE DIRECTOR SHERMAN: We're good with that? Okay.

CITY MANAGER EVANS: You did.

DISTRICT FINANCE DIRECTOR SHERMAN: The last slide that I had, as far as the budget, and I wanna talk, one more time, about the ECR 'cause that, again, is 16% of your, your operating budget. The ECR charges you for operations and for capital. Operations are billed to the District based on flow, on our current flow. Capital is billed to us based on our ownership of the capacity. So, what you have is you have the five members, the county, West Palm Beach, Lake Worth, Riviera Beach and the Town of Palm Beach and the plant is 70,000,000 gallons per day, that's how much they can process. And you can see how much of that 70,000,000, each one of those members actually owns. The percentages to the right of that are the percentage that we own. So you can see Riviera Beach, we own 8,000,000 per day, that's how much flow that we can, we can send to the plant. That's about 11.4243% of the percentage of the flow. And then, if you look at our actual flow, we're actually at 11.594%. And the reason I wanted to put this up here is, because they are billed differently, I did wanna point out that the City's percentage ownership and the City's percentage of the actual flow that goes to the

facility, is almost the same. So, we're, we're actually in fairly good shape. If you look at somebody like the Town of Palm Beach, they're paying for 8.5% of the plant but they're only using 5.2%. So the Town of Palm Beach is actually overpaying and the benefit is actually going to Lake Worth and West Palm Beach 'cause their flow is actually more than their percentage. But again, [stammer] one of the issues I wanna point out here is, we don't know, again, from our meters and, and from the system that we currently have, whether those flows are right and whether we're being charged appropriately. But it is good to know that the percentage that we own and the percentage that we're actually using, seem to be, you know, right on. And I will, will tell you, and maybe the engineers behind me can give you a little bit better idea, I think, overall, the numbers, they're average, we're really only using about 60% of our capacity so we actually have, as are the other communities, so that plant is actually in fairly good shape moving forward as far as capital goes. But I did just wanna kinda point that out.

And that, that ends the, the budget presentation. I can take any other questions that you may have.

BOARD CHAIRPERSON MILLER-ANDERSON: Alright. Did we have any public comment? Okay. Any questions or comments from the Board.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

BOARD CHAIRPERSON MILLER-ANDERSON: Mhmm.

CHAIR PRO TEM DAVIS JOHNSON: Mr. Sherman, I just wanna go back to the water losses.

BOARD CHAIRPERSON MILLER-ANDERSON: Yeah.

DISTRICT FINANCE DIRECTOR SHERMAN: Okay.

CHAIR PRO TEM DAVIS JOHNSON: We, we talked about it from the City side of, of losses and I, I heard you kind of briefly mention on the consumer side. Can you elaborate a little bit more for me, on that, when we talk about potential losses that...

DISTRICT FINANCE DIRECTOR SHERMAN: Where it could be going?

CHAIR PRO TEM DAVIS JOHNSON: Yes.

DISTRICT FINANCE DIRECTOR SHERMAN: Um, again, you..., any time you flush hydrants or, or, or clean tanks, you're gonna use water that's unmetered...

CHAIR PRO TEM DAVIS JOHNSON: Right.

DISTRICT FINANCE DIRECTOR SHERMAN: ...and that water goes.

CHAIR PRO TEM DAVIS JOHNSON: No. I got it from that perspective.

DISTRICT FINANCE DIRECTOR SHERMAN: Okay. I'm sorry.

CHAIR PRO TEM DAVIS JOHNSON: I'm talking more of, do we experience a, a large percentage of loss on the residential side? Do you see that as well or are we talking solely from the City side?

DISTRICT FINANCE DIRECTOR SHERMAN: We..., the problem is, is we don't know.

CHAIR PRO TEM DAVIS JOHNSON: Okay.

DISTRICT FINANCE DIRECTOR SHERMAN: Again, the..., where we see a lot of the zero reads and the very low, you know, 1,000 gallons every couple of months or something, it's on the residential side.

CHAIR PRO TEM DAVIS JOHNSON: Oh.

DISTRICT FINANCE DIRECTOR SHERMAN: I'll be [inaudible], you know, we get a read at the, at the Pepsi meter, um, and we don't know if that's high or low. I don't know what [chuckle] their bottling activity is but that's the read that we get. When you go to the new metering system, you'll actually be able to have, like, interim meters, if you so choose so we literally could say, for example, 'This is how much water we're sending to Singer Island and then this is how much water we're billing in Singer Island. Or, this is how much water we're sending to Gramercy Park. If you isolate portions of the system, you'll actually be able to tell maybe where there's leaks or low pressure or those type..., and you can actually really start to focus in and try to identify where, where the issue is. 'Cause again, if you have leaks along the way and you have pressure issues, you just may never know it. And, and I will tell you, in West Palm Beach, we were about 10% water loss but in Manchester, New Hampshire, where spent most [inaudible], we were at 3%. That's how tightly we monitored the water up there 'cause it wasn't as abundant..., you know, we didn't have wells, we had a reservoir so you always had to watch. So, we were really tight on it so we knew where everything was going.

CHAIR PRO TEM DAVIS JOHNSON: What's the expectation of the installation of new meters?

DISTRICT FINANCE DIRECTOR SHERMAN: We're in co'..., they've..., the team has selected a company, we're in the negotiation process. I met with them last week, we're kinda hoping that we can maybe bring the contract in October. And then there's about a 90-day kickoff period and then we would actually start getting the meters in the ground. So, hopefully, first quarter of next year.

CHAIR PRO TEM DAVIS JOHNSON: And will we see a staggered installation throughout the City? Are, are we looking at those that are experiencing, I guess, the greatest issues, perhaps, with meters? How do we..., have we thought about that as we go into contract and how we're going to deploy the services and the installation?

DISTRICT FINANCE DIRECTOR SHERMAN: We have. And we..., it won't be necessarily, by where we think is it, but it will be by cycle and we have six cycles. So, it

may be over a six month period to get a, a cy'..., one cycle at a time. And our thought was really to start out west with that group and then kinda work our way across.

CHAIR PRO TEM DAVIS JOHNSON: Thank you, Madam Chair. Thank you, Mr. Sherman.

BOARD MEMBER DAVIS: Madam Chair?

BOARD CHAIRPERSON MILLER-ANDERSON: Alright. Go ahead.

BOARD MEMBER DAVIS: Mr. Sherman, one of the things I would like to see us do, if we haven't done it yet, is, as we work on this process with the meters, find some type of software system that allows residents at home where they can monitor their water usage.

DISTRICT FINANCE DIRECTOR SHERMAN: Yeah.

BOARD MEMBER DAVIS: From their...

DISTRICT FINANCE DIRECTOR SHERMAN: That's...

BOARD MEMBER DAVIS: ...from their cellphones.

DISTRICT FINANCE DIRECTOR SHERMAN: That's the standard now. The system will have that, yes.

BOARD MEMBER DAVIS: So the system will allow that to happen as well?

DISTRICT FINANCE DIRECTOR SHERMAN: Absolutely.

BOARD MEMBER DAVIS: Okay. That way they can know when their water bill is getting close to a certain amount versus getting surprised at the end of the month.

DISTRICT FINANCE DIRECTOR SHERMAN: And again, we'll be able to set limits. So, if I know that you always are in that three, 4,000...

BOARD MEMBER DAVIS: Mhmm.

DISTRICT FINANCE DIRECTOR SHERMAN: If I ..., if the system sees it going over that, the system will be able to alert us and we'll be able to alert you if you're not looking at your [chuckle], your phone at that time.

BOARD MEMBER DAVIS: Mhmm.

DISTRICT FINANCE DIRECTOR SHERMAN: But again, it's a'..., it's got all the, the bells and whistles on it...

BOARD MEMBER DAVIS: Okay.

DISTRICT FINANCE DIRECTOR SHERMAN: ...to, to really flip that customer service around.

BOARD CHAIRPERSON MILLER-ANDERSON: Alright.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

BOARD CHAIRPERSON MILLER-ANDERSON: Yes.

CHAIR PRO TEM DAVIS JOHNSON: I.., I wanted to go back to where we talked about the budget modifications and the increase of Staff. I want to make sure that we have sufficient Staff at the plants and also, um [pause], I like the idea that you want to add a.., that Mr. Perry and team wants to add a property mai'.., manager to maintain the.., to manage, actually, the repairs. I just think that is so important because the water plant is so critical to our citizens, we wanna make sure that we have a sufficient amount of Staff to be able to address any issues. I know that we are in contract, or negotiating, with the selected candidate but I wanna make sure that, you know, coming in, he has sufficient Staff, I wanna make sure that we have the Staff and that our Staff is properly trained and ready to go to be able to meet the needs because that's just such a critical part of our City. And, you know, if you ask me today, I would like to see it torn down and, and built back up but I don't know what the plan is but, based on my tour and what I saw during my tour, we are just so behind the times and we need to make sure that that facility is state of the art and that we have the technology and those folks that can operate that technology to make sure that we are running a tip-top shop over there.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY:
Correct. One, one of the things I did wanna go back, if you don't mind, to the water loss. One of the things we do experience, and if you see anybody, we have outside vendors that are occasionally...

DISTRICT FINANCE DIRECTOR SHERMAN: Mhmm.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY:
...connect to our hydrant.

BOARD MEMBER DAVIS: Yep.

CHAIR PRO TEM DAVIS JOHNSON: Yes.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: ...and take water.

CHAIR PRO TEM DAVIS JOHNSON: Yes.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: And we had this issue a couple weeks ago and we called the police and we found.., we had him on.., we had it on Dr. Martin Luther King Boulevard a couple of months ago. So, if you see people connecting to the hydrant, we have what's called a hydrant meter where

you come in and pay to use that hydrant. But, so often, like on Garden Road, isolated areas, they do come in, vendor connects to a hydrant and they take water. We have a vendor that's doing work in Lake Park now that's been doing it over on Silver Beach Road. We caught him, the Police Department is investigating, we're try'.., we, we sent him a letter to get the water back based on his timeframe but then I got a call that they were doing it again on Saturday but they are paying for meter but they're doing it, you know, when we're not watching or on the weekends. So, if you see someone illegally hooking up to a hydrant, taking water, please call the Police Department and, and report 'em because [stammer] this is a tremendous loss especially, like I said, in the, in the Garden Road area and some of those, those smaller areas like that. So.

BOARD CHAIRPERSON MILLER-ANDERSON: There's no mechanism in place, or that.., to be able to prevent people from just going and hooking up?

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Well, we can, we can start buying locks for all the hydrant..

BOARD CHAIRPERSON MILLER-ANDERSON: Mhmm.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: ...but it, it'll get very expensive and it also will hinder your firefighters...

DISTRICT FINANCE DIRECTOR SHERMAN: Right.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: ...when they're.., when they're, when they're at a fire at night trynna, you know.., it would slow them down a little bit but...

BOARD CHAIRPERSON MILLER-ANDERSON: Mhmm.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: ...I guess, education and, and making sure that, you know, our citizens understand, if you see somebody, you know, connecting to a hydrant and there's no meter or anything, just pick up the phone and call 911 because they are, they are...

[Inaudible dais comments]

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: ...stealing and, and as a result, it will increase, you know, their rates. Someone has to pay for that water, so, that's one thing I did wanna add to it.

The second thing I wanted to add is, when you start talking about the Utility District, getting all the staffing in place and, and so on and so forth but we still have to eventually address our procurement process. It's too difficult.., you're not.., when you're in a state of disrepair and you're trynna move forward, some, you know, \$25,000 limit, you know, without having to go to Council, and I'm not saying what to raise it to, you can't get anything done over there. It's, you know, remember now, you're trying to play catch up.

BOARD MEMBER DAVIS: [Inaudible].

BOARD MEMBER PARDO: There's stuff on...

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: You cannot...

BOARD MEMBER PARDO: [Inaudible] the Agenda.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: ...get anything done because every little thing you try and do, it prolongs it until you have another budget meeting. So, eventually, you're gonna have to take a look. Whoever the Director might be, you have to look at your procurement process. You can't get anything done over there because every time you try, and that.., when that quote, those three quotes come back and it's \$27,000, you can't get anything done for three, four weeks when you need to get it done now. So, I just wanna remind the Council, the Board, when you start looking in the future, the procurement process delays a lot of work from getting done over at.., I know at the Utility District. Now, I'm, I'm quite sure some of the larger departments probably experience the same thing. But I did wanna bring that out because it's very important.

BOARD CHAIRPERSON MILLER-ANDERSON: So...

BOARD MEMBER DAVIS: Madam Chair?

BOARD CHAIRPERSON MILLER-ANDERSON: Go ahead. And then I'll...

BOARD MEMBER DAVIS: As it relates...

BOARD CHAIRPERSON MILLER-ANDERSON: ...[inaudible] comment.

BOARD MEMBER DAVIS: ...to the procurement process, Mr. Perry.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY:
Mhmm.

BOARD MEMBER DAVIS: This Board has given you all the authority to move beyond that in the emergency situations. We actually called a vote during the State of Emergency process, understanding about where we were with compliance and why it was so important to do what we needed to do to protect that water. If there's an emergency situation, [stammer] to this point, there's been no vote to change that...

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY:
Mhmm.

BOARD MEMBER DAVIS: ...if there's an emergency situation. But if it's a non-emergency, then you have a different...

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: I understand.

BOARD MEMBER DAVIS: ...[inaudible] wait but if it's an emergency, this Board has already taken action where you can move beyond that so we can protect ourselves and make sure DEP know' what we're trying to do is an intent to fall under the guidelines what they're asking., requesting us to do. Maybe we need to, um, maybe have Staff reach out to DEP and all those agencies who gave us all those, those correspondence that required us to be out., that say that we're out of compliance to make sure they understand what we're doing and why we're doing it.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Well, I mean, and, and I, and, and, and I'm sure that they will say, you know, regardless, they want us to comply. They can really care less on how we're., our City functions but you're absolutely correct. But what I try to do is, certain situations, try to get with the Manager and the Manager's been great to go ahead and authorize it, then we'll bring it to the Board. But, like I said before, it really slows down the process of getting things repaired [inaudible].

BOARD MEMBER DAVIS: Okay.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: And regardless of who's there, you, you're probably gonna hear this again because you can't get anything done because it's., like I said, when you're playing catch up, it's very expensive. To, to replace a pump at a lift station or whatever the case might be, it's just very expensive.

BOARD CHAIRPERSON MILLER-ANDERSON: So basically, what you're saying is, it's just because we're playing catch up?

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Correct.

BOARD CHAIRPERSON MILLER-ANDERSON: Um...

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: And hopefully, once you get, get caught up...

BOARD CHAIRPERSON MILLER-ANDERSON: Right.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: ...and on a regular maintenance schedule and things are not breaking down, you know, constantly...

BOARD CHAIRPERSON MILLER-ANDERSON: Mhmm.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: ...then, hopefully, the procurement process. But, it it's still, when you, when you,

when you're trying to make those repairs, you still have to be, you know, conscious that you do have a, a certain limit that you have to address. So I, like I said, it's something, you know, in the future, we just need to look at the procurement process.

BOARD CHAIRPERSON MILLER-ANDERSON: Okay. So, with other municipalities or utility districts...

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY:
Mhmm.

BOARD CHAIRPERSON MILLER-ANDERSON: ...how are they operat'.., I mean, obviously, they're probably not in.., behind or in the situation in which we're in, but how.., is their procurement process different from us or is there something that they're doing that we're not doing?

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: And I think their limits are just a little different...

BOARD CHAIRPERSON MILLER-ANDERSON: Mhmm.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY:
...Madam Chair. I believe their limits are different on how much...

BOARD CHAIRPERSON MILLER-ANDERSON: What do they have, do you know?

DISTRICT FINANCE DIRECTOR SHERMAN: The, the \$25,000 threshold...

BOARD CHAIRPERSON MILLER-ANDERSON: Mm. Mhmm.

DISTRICT FINANCE DIRECTOR SHERMAN: ...for a written solicitation is, is very low.

BOARD CHAIRPERSON MILLER-ANDERSON: Mhmm.

DISTRICT FINANCE DIRECTOR SHERMAN: You know, as you said, you try to go out and get three.., so, if it's under \$25,000, you can just get three quotes. Problem is, you go out and get three quotes and it's \$27,000, now you gotta turn around and do a, a formal solicitation pro'... So, it just.., that's very low to... I think most are probably at \$50,000 if they're not even moving higher than that at this point.

BOARD CHAIRPERSON MILLER-ANDERSON: Okay. Anyone else?

CHAIR PRO TEM DAVIS JOHNSON: Mhmm. Is there... I guess, our, our ECR Procurement Director. When we talk a'.., we're just talking about potentially increasing the authority in order to be able to operate and I don't think that we need to bind or tie your hands when there's an emergency and you have to go through that process. So, perhaps the USD Board can have a conversation as to whether or not we want to increase that authority, recognizing that our equipment is older and at the potential end of its useful life so maybe, as a USD Board, we can have a conversation about increasing that dollar

value so that they can move forward when there is an emergency such as the breakdown of the generator.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Well, one of the things I would, I would recommend is that, if, if, if it's the Board's direction that we at least go back and bring back a policy to the Board to consider, with some recommendations on what we think would allow, you know.., and I believe.., I'm pretty sure on the City side, they'll be asking eventually also. I think they've been working on that for a while, of what we believe would be a acceptable, you know, recommendation on how we should move forward but I definitely wanna pre'.., present the Board with a policy, you know, and do some homework and, and look at some other organizations and see where we fall in terms of that threshold.

BOARD MEMBER DAVIS: Madam Chair?

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: That would be my recommendation.

CHAIR PRO TEM DAVIS JOHNSON: [Inaudible] need to give that to the [inaudible]?

BOARD CHAIRPERSON MILLER-ANDERSON: Well, I just.., Mr. Davis mentioned about the state of emergency situation that...

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY:
Mhmm.

BOARD CHAIRPERSON MILLER-ANDERSON: ...we had, and so, how does that.., that does not help with the situation in which we're in?

[Inaudible background comments]

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: It, it helps but...

BOARD CHAIRPERSON MILLER-ANDERSON: Or, is everything not falling under the emergency category?

BOARD MEMBER DAVIS: [Inaudible].

CITY MANAGER EVANS: In, in some cases it does and we have move forward accordingly and that's where some of the correspondence related to that has come to the Council and then we have a bunch of items that were declared emergencies and we moved forward but also, our ability to piggyback on contracts and select vendors to get out there expeditiously, that is something that, you know, we wanna make sure that there is clear delineate'.., or clear direction from the Board so we can go ahead and do that and get into contracts and arrangements with vendors that already have existing arrangement with other municipalities so we can address some of these things. So, it is two phases. One, the purchasing authority and, when it is an emergency, we have acted but the other

side is when we have to enter into an agreement with a service provider that we may have to piggyback on, on an agreement that.., it's been our, our process is that, you know, we get the questions from the Council, 'Was this competitively bid,' those types of things. If we're able to piggyback on some of those contracts, we're able to expedite some of the challenges that we have at the Utility District side.

BOARD CHAIRPERSON MILLER-ANDERSON: Well, I, I certainly am interested in seeing how other municipalities do it and what their limits are. Obviously, you know, I wanna make sure they look similar to us not just, you know, random select'...

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY:
Correct.

BOARD CHAIRPERSON MILLER-ANDERSON: ...selection of people of places to look. What were you wanting to do, Ms. Davis Johnson?

CHAIR PRO TEM DAVIS JOHNSON: Just, if they needed the Board's direction to go and provide that, present us with that information that you are preparing, that you'd like for us to see as it relates to...

BOARD MEMBER DAVIS: [Inaudible].

CHAIR PRO TEM DAVIS JOHNSON: ...you know, what the needs are, what the costs are and how that will ultimately affect the procurement process and your ability to handle emergencies or non-emergencies that may exceed that \$25,000 value.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: We can do that.

CHAIR PRO TEM DAVIS JOHNSON: Thank you, sir. Thank you...

BOARD CHAIRPERSON MILLER-ANDERSON: Alright.

CHAIR PRO TEM DAVIS JOHNSON: ...Madam Chair.

BOARD CHAIRPERSON MILLER-ANDERSON: Anyone else?

BOARD MEMBER DAVIS: I, I have one thing I wanna add to this and we, we all need to take this in consideration. When this whole process started, you know, what was in question, which we all know, is the plant. The plant is like that old 1942 Chevy that we all ha'.., maybe have had in our families, that we decide to put on the road to drive to the Daytona Classic and not realize, when she got on 95, it's gonna really exploit itself. So, the plant itself is, is in a state of emergency. At any given moment, because how old it is, anything can happen. So, we have to treat this whole process that way, every procurement, every contract is an emergency contract. Put myself in a position of a Staff member. Now, I guaran'.., I haven't spoken to any Staff yet but based upon the tours all of us have done, you know where that plant is. That entire plant, our entire Utility District, is very critical and we need to treat every step, every decision we make, as an emergency

situation until Staff can bring something back, um, relevant to allow us to move forward, understanding we're being responsible as elected officials to put some things in place. But up until that happens, you need to treat., Mr. Perry, I please ask, and ask this Board, to support the Staff to treat every situation as an emergency because that plant is extremely old, there's some things that have been exploited. Staff has done a wonderful job of getting us to where we are but we need to stay above, not just at, um, stabilizing. You know?

So let's treat it as anything can happen at any moment and let's move forward with it until we get something in place to allow us... 'Cause I don't wanna come back later and say, you know what, 'we,' you know, 'we coulda did something like..,' but it didn't seem as an emergency but because it's old, let's treat it old. You know?

BOARD CHAIRPERSON MILLER-ANDERSON: Well, I just want to make sure that we're not just saying that we're gonna., everything that comes up is going to be treated as an emergency and we're gonna...

BOARD MEMBER DAVIS: No.

BOARD CHAIRPERSON MILLER-ANDERSON: ...just go...

BOARD MEMBER DAVIS: That's not what...

BOARD CHAIRPERSON MILLER-ANDERSON: ...forward with that.

BOARD MEMBER DAVIS: No.

BOARD CHAIRPERSON MILLER-ANDERSON: No? Okay. Alright.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: That's why I said we would like the policy [inaudible].

BOARD CHAIRPERSON MILLER-ANDERSON: Right, right.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Yeah.

BOARD CHAIRPERSON MILLER-ANDERSON: Okay.

BOARD MEMBER PARDO: Madam Chair?

BOARD CHAIRPERSON MILLER-ANDERSON: Yes.

BOARD MEMBER PARDO: Okay. So, what we need to do is, um, we really need to decide what we're gonna do with that water treatment plant. Alright? So, it's in total disrepair and we know it.

BOARD MEMBER DAVIS: Mhmm.

BOARD MEMBER PARDO: And, you know, everyone's jumping up and down because we got a half a million dollars from Tallahassee, which is nothing for that water treatment plant. So, when we get the new executive director on board, we really need a workshop.

BOARD MEMBER DAVIS: Absolutely.

BOARD MEMBER PARDO: And we need to decide how we are going to move forward with that water treatment plant. There's different, you know, there's all kinds of alternatives out there, from, you know, hiring a lobbyist in Washington and Tallahassee that deals with these water treatment plants to [pause] other issues.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Okay.

BOARD MEMBER PARDO: Alright? But really, that needs to happen sooner than later because this plant is just going downhill quickly.

BOARD CHAIRPERSON MILLER-ANDERSON: Alright. Is that the end?

DISTRICT FINANCE DIRECTOR SHERMAN: Yeah.

BOARD CHAIRPERSON MILLER-ANDERSON: Alright. Thank you.

BOARD MEMBER DAVIS: [Inaudible].

BOARD MEMBER PARDO: You can't.

2. ITEM NO. 2

BOARD CHAIRPERSON MILLER-ANDERSON: Item No. 2.

BOARD MEMBER PARDO: [Inaudible background discussion].

BOARD MEMBER DAVIS: Yeah. [Inaudible].

CITY CLERK ANTHONY: RESOLUTION NO. 11717UD. A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH, UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA, RECOMMENDING THE APPROVAL OF AN AGREEMENT BETWEEN THE UTILITY SPECIAL DISTRICT AND PUBLIC RESOURCE MANAGEMENT GROUP, INC. TO PROVIDE UTILITY RATE AND FINANCIAL CONSULTING SERVICES FOR THE WATER TREATMENT PLANT, AUTHORIZING THE UTILITY DISTRICT CHAIRPERSON AND THE DISTRICT CLERK TO EXECUTE THIS AGREEMENT, AUTHORIZING THE FINANCE DIRECTOR TO MAKE PAYMENT FROM ACCOUNT NO. 411-1417-536-0-3406, ACCOUNT LINE ITEM CONTRACT SERVICES -- OTHER AT AN AMOUNT NOT TO EXCEED \$41,000 AND PROVIDING AN EFFECTIVE DATE.

BOARD MEMBER PARDO: So moved.

BOARD MEMBER DAVIS: Second.

BOARD CHAIRPERSON MILLER-ANDERSON: Alright.

CITY MANAGER EVANS: This particular Item is to proceed forward with a contract for the purposes of a rate study. Previously, we had a discussion with the Council and the Town of Mangonia Park about the possibility of proceeding forward with a rate study. The original rate study was completed in 2015 and Staff is recommending approval of an expenditure of \$41,000 to proceed forward with the process to get our rates updated and then look at some alternative rate structures.

BOARD CHAIRPERSON MILLER-ANDERSON: Alright. We have a presentation or that was it?

DISTRICT FINANCE DIRECTOR SHERMAN: Nope. That's it.

CITY MANAGER EVANS: That's it.

BOARD CHAIRPERSON MILLER-ANDERSON: Okay. Any.., do we have any public comment cards?

CITY CLERK ANTHONY: No, we do not.

BOARD MEMBER PARDO: Madam Chair?

BOARD CHAIRPERSON MILLER-ANDERSON: Yes.

BOARD MEMBER PARDO: Okay. So, when do we expect this re'.., if we approve this tonight, when can we expect a report back from the consultant?

DISTRICT FINANCE DIRECTOR SHERMAN: They told me that they could have it completed within four months.

BOARD MEMBER PARDO: Okay. Thank you.

DISTRICT FINANCE DIRECTOR SHERMAN: So, that actually matches up well. Yeah.

BOARD MEMBER PARDO: Thank you.

BOARD CHAIRPERSON MILLER-ANDERSON: Anyone else?

BOARD MEMBER DAVIS: Uh-uh.

BOARD CHAIRPERSON MILLER-ANDERSON: Alright. Madam Clerk?

CITY CLERK ANTHONY: Board Member Davis Johnson?

CHAIR PRO TEM DAVIS JOHNSON: Yes.

CITY CLERK ANTHONY: Board Member Pardo?

BOARD MEMBER PARDO: Yes.

CITY CLERK ANTHONY: Board Member Davis?

BOARD MEMBER DAVIS: Yes.

CITY CLERK ANTHONY: Ms. Hubbard is out. Chair Miller-Anderson?

BOARD CHAIRPERSON MILLER-ANDERSON: Uh, yes.

CITY CLERK ANTHONY: That motion is approved with Board Member Hubbard out.

3. ITEM NO. 3

BOARD CHAIRPERSON MILLER-ANDERSON: Item No. 3.

CITY MANAGER EVANS: Madam Chair, at this particular moment, I will ask that the Interim Utility District Director present on the emergency generator repairs.

BOARD CHAIRPERSON MILLER-ANDERSON: Okay. I'm gonna let her read No. 3 first.

CITY MANAGER EVANS: Sorry.

BOARD CHAIRPERSON MILLER-ANDERSON: That's okay.

CITY CLERK ANTHONY: RESOLUTION NO. 1217UD. A RESOLUTION OF THE, OF THE UTILITY BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH, UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA, RATIFYING THE CITY MANAGER'S AUTHORIZATION FOR CUMMINS SALES AND SERVICE OF WEST PALM BEACH, FLORIDA TO MAKE EMERGENCY BACKUP GENERATOR REPAIRS IN THE AMOUNT NOT TO EXCEED \$30,094.29, AUTHORIZING THE CITY MANAGER TO APPROVE CHANGE ORDERS UP TO TEN (10%) PERCENT, AUTHORIZING THE UTILITY DISTRICT FINANCE DIRECTOR TO MAKE SUBSEQUENT PAYMENTS AFTER THE WORK HAS BEEN COMPLETED FROM ACCOUNT NUMBER 412-1437-533-0-6405 AND PROVIDNG AN EFFECTIVE DATE.

BOARD MEMBER PARDO: So moved.

BOARD MEMBER DAVIS: Second.

CHAIR PRO TEM DAVIS JOHNSON: Second.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Board, we have a Item before you, Staff is recommen'..., ratifying the City Manager's approval for the service of the generator by Cummins. This is a 1992 generator that manages..., that wa'..., it's a backup generator to the Water Department, the water plant and as we were testing a couple weeks ago, we found that it was not working so we had to call in Cummins and they came in and gave us a quote to do repairs. They have ordered some of the parts and, hopefully, they'll be starting on it next week. In the interim, we're renting a 1,000 kilowatt generator that's providing the, the [inaudible] with backup power just in case we need it.

BOARD MEMBER DAVIS: Mhmm.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Just to make the citizens understand that, even if the generator does not work, we do have a third process in place to ensure that our residents always have water. So, we're requesting approval of this particular quote. Two things. First, it might not be as much. Secondly, it might be a little more but, once they get inside and, and determine the cost..., I mean the, uh, the actual repairs, they'll, they'll provide that to us and we'll bring 'em back and let the Council know.

BOARD MEMBER DAVIS: Madam Chair?

BOARD CHAIRPERSON MILLER-ANDERSON: Yes.

BOARD MEMBER DAVIS: Mr. Perry, didn't we make a purchase on a few ge'..., orders for generators prior to this meeting, a few months back? Through the Utility District?

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Not...

BOARD MEMBER PARDO: Singer Island.

BOARD MEMBER DAVIS: It was the one on Singer Island?

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: What those generators on Singer Island are generators for the lift stations...

BOARD MEMBER DAVIS: Lift..., oh, okay.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: ...but not for...

BOARD MEMBER DAVIS: Not...

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: the water plant. Correct. Now...

[Inaudible dais background comment]

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: ...this particular Item is inside of the Capital Plan.

BOARD MEMBER DAVIS: Okay.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: And, so, we'll be replacing two generators at the water plant.

BOARD MEMBER DAVIS: Okay.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY:

We're..., one of the reasons it hadn't been replaced earlier is because standards have changed and one of the things that we're recommending to cut costs in the future, we're recommending a larger generator that runs both the water plant and a stripper tower that we have over there so it might..., it's gonna require some designing and, hopefully, we could put it outside and that way we'll have a generator that powers both of them. We won't have to spend money on two generators. So, that's, that's our desire. We have an engineer working on that plant as we speak.

BOARD CHAIRPERSON MILLER-ANDERSON: Anyone else?

CHAIR PRO TEM DAVIS JOHNSON: Mhmm. Madam...

BOARD CHAIRPERSON MILLER-ANDERSON: Go ahead.

CHAIR PRO TEM DAVIS JOHNSON: ...Chair? Thank you. I just had a question with regards to the \$19,000 cost.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: I, I was gonna say that, I apologize. I just looked at that myself.

CHAIR PRO TEM DAVIS JOHNSON: Okay.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: That was the initial cost, it's not gonna be a monthly cost and I'm gonna have the water plant op'..., the water plant superintendent look at that partic'..., one line Item that I see is inconsistent and I will have that..., and I'll bring you a memo back explaining it. But I saw that same thing, I was just reading it.

CHAIR PRO TEM DAVIS JOHNSON: Thank you kindly.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: I apologize for that.

BOARD CHAIRPERSON MILLER-ANDERSON: Anyone else? [Pause]. Alright. Madam Clerk.

CITY CLERK ANTHONY: Board Member Pardo?

BOARD MEMBER PARDO: Yes.

CITY CLERK ANTHONY: Board Member Davis?

BOARD MEMBER DAVIS: Yes.

CITY CLERK ANTHONY: Board Member Hubbard is out. Pro Tem Davis Johnson?

CHAIR PRO TEM DAVIS JOHNSON: Yes.

CITY CLERK ANTHONY: Chairperson Miller-Anderson?

BOARD CHAIRPERSON MILLER-ANDERSON: Yes.

CITY CLERK ANTHONY: That motion is approved with Board Member Hubbard out.

4. ITEM NO. 4

BOARD CHAIRPERSON MILLER-ANDERSON: Item No. 4.

CITY CLERK ANTHONY: RESOLUTION NO. 1317UD. A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH, UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA APPROVING THE CONTRACT WITH AQUIFER MAINTENANCE AND PERFORMANCE SYSTEMS, INC. OF WEST PALM BEACH, FLORIDA BY PIGGYBACKING ON THEIR CONTACT WITH THE CITY OF PALM., PALM BAY, FLORIDA FOR WELL PUMP AND MOTOR REHABILITATION SERVICES, AUTHORIZING THE CHAIRPERSON AND DISTRICT CLERK TO EXECUTE SAID CONTRACT, AUTHORIZING THE DISTRICT FINANCE DIRECTOR TO MAKE PAYMENT IN AN AMOUNT NOT TO EXCEED \$150,000 FROM ACCOUNT NUMBER 413-1437-533-0-6304 AND PROVIDING AN EFFECTIVE DATE.

BOARD MEMBER PARDO: So moved.

BOARD MEMBER DAVIS: Second.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Board, we have before you an Item that Staff has recommended approval in an amount of.., not to exceed \$150,000 for an agreement with Aquifer Maintenance and Performance Systems. As you know, we made a commitment to keep a couple of well maintenance companies on s'.., on, on, on contract. We've had a contract with AMPS, as we call them, before, that contract has expired. We still have Webs working on our wells as we speak but we are asking the Council.., the Board, I'm sorry to entertain another agreement with AMPS as a part of our ongoing maintenance and well rehab within the City. As you know, we've come a signifi'.., we've come a significantly long way in trying to rehab our wells and getting them up so we are making tremendous process.., progress, I'm sorry.

BOARD CHAIRPERSON MILLER-ANDERSON: Alright. Anyone? Did we have any public comment cards?

CITY CLERK ANTHONY: None.

BOARD CHAIRPERSON MILLER-ANDERSON: Any other questions? [Pause].
Alright. Madam Clerk.

CITY CLERK ANTHONY: Board Member Davis?

BOARD MEMBER DAVIS: Yes.

CITY CLERK ANTHONY: Pro Tem Davis Johnson?

CHAIR PRO TEM DAVIS JOHNSON: Yes.

CITY CLERK ANTHONY: Board Member Pardo?

BOARD MEMBER PARDO: Yes.

CITY CLERK ANTHONY: Chair Miller-Anderson?

BOARD CHAIRPERSON MILLER-ANDERSON: Yes.

CITY CLERK ANTHONY: That motion is approved with Board Member Hubbard out.

5. ITEM NO. 5

BOARD CHAIRPERSON MILLER-ANDERSON: Item No. 5.

CITY CLERK ANTHONY: RESOLUTION NO. 1417UD. A RESOLUTION OF THE UTILITY BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH, UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA, RATIFYING THE CITY MANAGER'S AUTHORIZATION TO EXECUTE A CHANGE ORDER WITH WHARTON SMITH, INC. TO REPLACE THE 20 INCH INFLUENT DUCTILE IRON PIPE IN AN AMOUNT NOT TO EXCEED \$36,272, AUTHORIZING THE CITY MANAGER TO APPROVE CHANGE ORDERS UP TO TEN (10%) PERCENT AND AUTHORIZING THE UTILITY DISTRICT FINANCE DIRECTOR TO MAKE SUBSEQUENT PAYMENTS AFTER THE WORK HAS BEEN COMPLETED FROM ACCOUNT NUMBER 415-1438-535-0-6304 AND PROVIDING AN EFFECTIVE DATE.

BOARD MEMBER DAVIS: So moved.

BOARD MEMBER PARDO: Second.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Good evening, Board, again. As you know, we have an agreement with Wharton Smith to

complete Lift Station 10 and Lift Station 50, as they took over the contract with Close Construction. As part of that agreement, it, it recall'.., it calls for the continued mainten'.., I mean, continued modification to the both of those lift stations. On Lift Station 10, and [stammer] as part of the process of rehabbing that particular lift station, it was determined that a 20 inch pipe, as I would call it, is, is damaged and is in need of repair. Two things, you don't have to repair it but what would happen, if it ever gets damaged.., or, if it ever collapses, we'll have to go through the entire process of going in, mobilizing and, and having that pipe fixed. I have a [stammer] Utility District engineer here to give you a more technical explanation, if needed, but we're recommending.., Wharton Smith already has the well open, that it'll go ahead and save costs by going ahead, moving forward with getting that pipe replaced.

BOARD CHAIRPERSON MILLER-ANDERSON: Alright. Do we have any public comment cards?

CITY CLERK ANTHONY: None.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: I'd like to say two things.

BOARD CHAIRPERSON MILLER-ANDERSON: Yeah.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY:
There's two, there's two, there's two prices here, one for \$36,272 and \$129,000. The \$36,000 is to line the pipe. They have a process where they go and they line the pipe, it makes it hard. It's, it's just like brand new. The second, the \$129,000 will be to completely replace the pipe. Based on our engineer's recommendation, we're, we're, we're recommending lining the pipe.

CHAIR PRO TEM DAVIS JOHNSON: And lining... Madam Chair, I'm sorry. Lining the pipe gives you how much time?

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: The same amount of time.

CHAIR PRO TEM DAVIS JOHNSON: As replacement?

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Yes, ma'am.

CHAIR PRO TEM DAVIS JOHNSON: Okay. Thank you, Madam Chair.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY:
Mhmm.

BOARD CHAIRPERSON MILLER-ANDERSON: Anyone...

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: And, and this not covered in the Wharton agreement so that's why we brought it to, to the Board because it's something separate.

BOARD CHAIRPERSON MILLER-ANDERSON: Okay. Anyone else? [Pause].
Madam Clerk.

CITY CLERK ANTHONY: Pro Tem Davis Johnson?

CHAIR PRO TEM DAVIS JOHNSON: Yes.

CITY CLERK ANTHONY: Board Member Pardo?

BOARD MEMBER PARDO: Yes.

CITY CLERK ANTHONY: Board Member Davis?

BOARD MEMBER DAVIS: Yes.

CITY CLERK ANTHONY: Chair Miller-Anderson?

BOARD CHAIRPERSON MILLER-ANDERSON: Yes.

CITY CLERK ANTHONY: That motion is approved with Board Member Hubbard out.

6. ITEM NO. 6

BOARD CHAIRPERSON MILLER-ANDERSON: Item No. 6.

CITY CLERK ANTHONY: RESOLUTION NO. 1517UD. A RESOLUTION OF THE UTILITY BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH, UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA, AUTHORIZING AND RATIFYING THE CREATION OF THE POSITION OF UTILITIES DIRECTOR IN ACCORDANCE WITH THE SERVICE AGREEMENT BETWEEN THE CITY AND THE SPECIAL UTILITY SPECIAL DISTRICT PER RESOLUTION NO. 158-04 AND PROVIDING FOR AN EFFECTIVE DATE.

BOARD CHAIRPERSON MILLER-ANDERSON: Do we have a motion?

[Pause]

CHAIR PRO TEM DAVIS JOHNSON: So moved.

BOARD CHAIRPERSON MILLER-ANDERSON: Do we have a second? [Pause].
Do we have a second? [Pause].

BOARD CHAIRPERSON MILLER-ANDERSON: [Inaudible whisper].

CHAIR PRO TEM DAVIS JOHNSON: You're passing it?

BOARD CHAIRPERSON MILLER-ANDERSON: [Inaudible whisper].

CHAIR PRO TEM DAVIS JOHNSON: It's dies.

BOARD CHAIRPERSON MILLER-ANDERSON: If I can, yeah, I will.

CHAIR PRO TEM DAVIS JOHNSON: [Inaudible]...

BOARD CHAIRPERSON MILLER-ANDERSON: But you made the motion.

CHAIR PRO TEM DAVIS JOHNSON: I made the motion...

CITY CLERK ANTHONY: The Chair cannot pass...

BOARD CHAIRPERSON MILLER-ANDERSON: Okay.

CITY CLERK ANTHONY: ...the gavel.

BOARD CHAIRPERSON MILLER-ANDERSON: Alright. So, it dies for lack of a second. Item.., that's the end of our Regular Agenda.

COMMENTS FROM THE PUBLIC

BOARD CHAIRPERSON MILLER-ANDERSON: Do we have any public comment cards?

CITY CLERK ANTHONY: Yes, ma'am. We do.

BOARD CHAIRPERSON MILLER-ANDERSON: Okay.

CITY CLERK ANTHONY: The public comment section is now closed. Margaret Shepherd.

MS. M. SHEPHERD: I'll pass.

[Pause]

CITY CLERK ANTHONY: That concludes our public comment section.

BOARD CHAIRPERSON MILLER-ANDERSON: Alright.

DISCUSSION AND DELIBERATION

BOARD CHAIRPERSON MILLER-ANDERSON: Discussion and deliberation.

CITY CLERK ANTHONY: **ECR UPDATE**

BOARD CHAIRPERSON MILLER-ANDERSON: Well, no. Not yet.

DISCUSSION BY THE EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT OR THE CITY MANAGER

BOARD CHAIRPERSON MILLER-ANDERSON: Discussion by the Executive Director of Utility Special District or the City Manager. No. 7/

7. ITEM NO. 7

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Thank you, ma'am. I'm gonna have Mr. Leighton Walker come up and just give a brief overview of the ECR last meeting. There were some Items that were discussed that I think the Council should be aware of and how we're moving forward.

MR. L. WALKER: Madam Chair, Board Members, good afternoon. Leighton Walker...

BOARD CHAIRPERSON MILLER-ANDERSON: Good afternoon.

MR. L. WALKER: ...Utilities engineer...

BOARD CHAIRPERSON MILLER-ANDERSON: Hi.

MR. L. WALKER: ...with the Utility District. Just to bring you up to speed with the..., as, as Mr. Sherman mentioned earlier, the ECR is the entity that receives wastewater generated by the City of Riviera Beach. It receives and treats that wastewater. Just to bring you up to speed with some of the developments there. The Board, the other four entities, excluding Riviera Beach, they voted to have a special assessment on, on the entities to retain this..., the, the use of a, an additional centrifuge unit. Now, this is a unit that's a temporary unit which is intended to treat the affluent generated or the affluent sent to this plant in order to remove solids from that wastewater. Well, they needed additional funding to retain that unit for a couple more weeks and the other entities voted to have that unit retained and it was passed, that Resolution, so that the entities would have to pay for that unit. So, just wanted to bring to your attention that something is coming forth to us as a City where we will have to contribute our [stammer] our portion towards retaining that unit.

However, as I said, it's temporary. This is anticipated to be a one-time charge that will come to us because we..., the, the Board has also directed that part of that new biosolids facility that's being constructed, a part of it be put online ahead of time so that it will handle this aspect of treatment so we don't have to be retaining the services of this temporary unit and, and incurring any further costs. So they really just had that unit just until this new portion of the biosolids project comes online to handle that treatment.

So, the cost..., they did a rough estimation of the cost at, at the Board meeting. It was, I guess, a decision that had to be made and, um, the cost was estimated somewhere

in the portion of sixty something thousand dollars and we will be responsible for approximately 11% of that cost when it comes to us. So, I just wanted to make you aware of that.

BOARD CHAIRPERSON MILLER-ANDERSON: Any questions?

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: And, um, Ms. Chair, once that information comes in writing, we'll provide a cover memo to the, to the Board and, and the Manager letting you know exactly what we're responsible for and if, hopefully, we can cover it in our budget. If not, we'll come back to the Board and ask for that expenditure be covered.

BOARD CHAIRPERSON MILLER-ANDERSON: Okay. And we didn't have any cards for this particular Item, right?

CITY CLERK ANTHONY: No, we did not.

BOARD CHAIRPERSON MILLER-ANDERSON: Alright.

8. ITEM NO. 8

BOARD CHAIRPERSON MILLER-ANDERSON: Item No. 8.

CITY CLERK ANTHONY: PROGRESS REPORT UPDATE

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Yes. You have a copy of our progress report for the month of July, up until August 11th. One of the things that we wanna highlight in this particular report is, last month, during our routine sampling, we did have some, some areas within the system that did not meet the standard but once we did our flushing, they did meet the standard but, however, we still met with the Health Dep'..., spoke with the Health Department and we talked about doing an assessment of the sys'..., of the system to make sure that there's no items or no issues with the system. We feel confident that, that, that we'll continue to meet those standards as, as we did before. However, once in a while it does happen and we're trying to eliminate that and do things to make sure that it's not, um, hindering the process. In addition, it was also in that western..., most of the majority in that western part of that community we were having issues but we..., we've been, you know, continuing our flushing and doing what needed to be done.

I have the superintendent here if you have any questions about that but, like I said, once we did the, the final flushing, we did pass those standards.

The next one is flushing of the lines with chlorine. I'm not sure what, in terms of the District, we are modifying our disinfection process for approximately two weeks. We're gonna add additional chlorine to the water. It's a process that is recommended or [stammer], by the Health Department. Most municipalities or utility districts do it. This would allow us to make sure all our pipes are clean, all our mains are clean and gives it an opportunity to really clean and scour our system. We notified citizens through mailers.

We, we also advertise it on our website, we put it on the Channel 18 and we also did a PSA yesterday that I believe was, was on the news. So, it's something we did last year, in September. And previously, the District used to do it but one of the things, I went a step further, I've been advertising and making sure that citizens get out. I don't think they advertise it to the, the magnitude that I've directed for the last eight, nine months so I wanted to make sure that everybody knows that we're trying to do that. I think it's important.

BOARD MEMBER PARDO: Madam Chair?

BOARD CHAIRPERSON MILLER-ANDERSON: Mhmm.

BOARD MEMBER PARDO: Okay. So, I was in a condominium over the weekend...

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY:
Mhmm.

BOARD MEMBER PARDO: And they had the notice posted on their board.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY:
Mhmm.

BOARD MEMBER PARDO: And, um, I went through my mail...

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY:
Mhmm.

BOARD MEMBER PARDO: ...and I didn't receive a notice. And then we got an email, either last night or today...

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY:
Mhmm.

BOARD MEMBER PARDO: ...about it. So, did you notify the condominiums and not the HOA's?

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Well, we pay, we paid the company that sends out the water bills, to send out that notice to everyone. So, I'll check and find out to make sure. Now, I did talk to Ms. Kemp [sp] today and she said the last cycle might not go out until next week so, one of the things I did, is I talked to the superintendent today and we're gonna delay it a couple days just to make sure everyone that last cycle, you know, kicks in but that's why we advertise it, we're tryna get the word out because we...

BOARD MEMBER PARDO: Okay fine.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY:
...want everybody to know.

BOARD MEMBER PARDO: So, just FYI, the HOA's didn't get it.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Okay.

BOARD MEMBER PARDO: I know the condos got it.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: We'll, we'll make up flyers and we'll take 'em to the HOA's. We've notified the hospitals, we contacted the CEO's just to let everyone know. It's a safe process but we still want those individuals who are concerned...

BOARD MEMBER PARDO: Absolutely.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: ...to see their physician.

BOARD MEMBER PARDO: Thank you.

BOARD CHAIRPERSON MILLER-ANDERSON: Alright. Anyone else? [Pause]. Are you finished or you still have another section?

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: One last...

BOARD CHAIRPERSON MILLER-ANDERSON: Alright.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: One last issue that I'd like to.., we had a couple of, um, overflows last month. One particular overflow that happened as a result of, we believe, could've been avoided. And, and, and we're making some changes to the entire notification process to make.., to avoid that from happening again. One of the things that we believed happened that, over the years, the volume has been turned down on one of our notification signals so we got with IT and we're putting it in a case lock so employees won't have an, have an opportunity to, to tamper with it. But we believe that that could've been avoided and we're making changes in the entire process to, to ensure that does not happen again.

The second overflow was a force main that ruptured on Garden Road. We repaired it, it ruptured again because of a pressure but we did contain it and do what needed to be done to make sure that that system was up and running.

That's about it.

BOARD CHAIRPERSON MILLER-ANDERSON: Alright. Any questions regarding the progress report update? [Pause].

STATEMENTS BY THE DISTRICT BOARD

BOARD CHAIRPERSON MILLER-ANDERSON: Alright. Statements by the District Board. We'll start down on Ms. Pardo's end and work...

BOARD MEMBER PARDO: I don't have anything.

BOARD CHAIRPERSON MILLER-ANDERSON: ...our way down.

BOARD MEMBER PARDO: Thank you.

BOARD MEMBER DAVIS: Nothing here.

CHAIR PRO TEM DAVIS JOHNSON: Nothing from me.

BOARD CHAIRPERSON MILLER-ANDERSON: Did you have anything, Mr. Evans?

CITY MANAGER EVANS: No. Not at this time, Madam Chair.

BOARD CHAIRPERSON MILLER-ANDERSON: Alright. I., I just have two things. So, with Item No. 6 dying and, and with the hiring of the Utility District Director, what, what is everyone's pleasure in regards to that or was there a plan as to... Are we gonna hire the person or what, what are your plans?

BOARD MEMBER DAVIS: Madam Chair?

BOARD CHAIRPERSON MILLER-ANDERSON: Anybody? Yes.

BOARD MEMBER DAVIS: It is my understanding that this Board, in a state of emergency process, determined at that time that this Board was gonna make the decision to hire the Utility Director. At that time. So.

BOARD CHAIRPERSON MILLER-ANDERSON: At that time?

BOARD MEMBER DAVIS: Yes. So, and nothing's changed since then so.

BOARD CHAIRPERSON MILLER-ANDERSON: So, when we went through the interviews, were we., was that kept in mind at that time or we., nothing was said about it at that time.

BOARD MEMBER PARDO: Well, Madam Chair?

BOARD CHAIRPERSON MILLER-ANDERSON: Yes.

BOARD MEMBER PARDO: I received a email, and I'm sure everyone else did, from Mr. Degraffenreidt. Someone had questioned whether or not the Board should oversee the executive director or the City Manager.

BOARD CHAIRPERSON MILLER-ANDERSON: Mhmm.

BOARD MEMBER PARDO: So, I chose not to second it because that is a decision that five of us should make and not four. So, perhaps it could come back on the next Agenda when Ms. Hubbard is here.

BOARD CHAIRPERSON MILLER-ANDERSON: So, in the past, and Ms. Pardo, I know you've been here for a while, when, when they've hired the Utility District director over there, the Board were always the ones that hired them or was it the City Manager that did the hiring, over the years?

BOARD MEMBER PARDO: I don't recall.

BOARD CHAIRPERSON MILLER-ANDERSON: Okay. Can you get that information for me...

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Yes, ma'am.

BOARD CHAIRPERSON MILLER-ANDERSON: ...and, and email that out to all of us so that we have it, what has been the history of hiring of the Utility District director?

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Yes, ma'am.

BOARD CHAIRPERSON MILLER-ANDERSON: So, so are we making plans to go through another interview process? What, what is...

CHAIR PRO TEM DAVIS JOHNSON: No. I'm pre'... Madam Chair?

BOARD CHAIRPERSON MILLER-ANDERSON: What are we...

CHAIR PRO TEM DAVIS JOHNSON: I'm, I'm prepared to name my selection. I mean, we had two. I think that we would be served best by either one of them and...

BOARD CHAIRPERSON MILLER-ANDERSON: Mhmm.

CHAIR PRO TEM DAVIS JOHNSON: ...with the correspondence.., getting the correspondence that Mr. Muse has decided to stay with Ocala...

BOARD CHAIRPERSON MILLER-ANDERSON: Mhmm.

CHAIR PRO TEM DAVIS JOHNSON: ...that left the second, um, the second gentleman available and I do believe that we should move forward with contract negotiation for, for him. We've been without a Utility's director for quite some time now and I don't believe that we need to prolong that, that appointment. And, if it is going to be done by this Board, I would then make a motion that we authorize...

BOARD CHAIRPERSON MILLER-ANDERSON: Well ... I wanna ask...

CHAIR PRO TEM DAVIS JOHNSON: Oh, okay.

BOARD CHAIRPERSON MILLER-ANDERSON: ...legally first, before..., I mean...

CHAIR PRO TEM DAVIS JOHNSON: Okay. [Chuckle].

BOARD CHAIRPERSON MILLER-ANDERSON: And, and I'll get right back to you but...

CHAIR PRO TEM DAVIS JOHNSON: Okay.

BOARD CHAIRPERSON MILLER-ANDERSON: So, the whole point in legal getting involved in this, Ms. Busby, was because of what reason? What is the Charter saying?

BOARD MEMBER PARDO: [Inaudible]...

ASSISTANT DISTRICT ATTORNEY BUSBY: A question was posed to Mr. Degraffenreidt and...

BOARD CHAIRPERSON MILLER-ANDERSON: Mhmm.

ASSISTANT DISTRICT ATTORNEY BUSBY: ...he found that there was an inconsistency just in the past process because, in the past, all directors were approved and supervised by the Manager pursuant to a service agreement that was put in place in 2004.

BOARD CHAIRPERSON MILLER-ANDERSON: Mhmm.

ASSISTANT DISTRICT ATTORNEY BUSBY: However, according to the Charter, um, the power and authority to actually create a Utility director is vested in the Utility Board.

BOARD CHAIRPERSON MILLER-ANDERSON: Mhmm.

ASSISTANT DISTRICT ATTORNEY BUSBY: That's..., that means that the Utility Board would have to delegate the authority just to tie up that technical oversight.

BOARD CHAIRPERSON MILLER-ANDERSON: Mhmm.

ASSISTANT DISTRICT ATTORNEY BUSBY: They would have to delegate that authority should they wish to the City Manager.

BOARD CHAIRPERSON MILLER-ANDERSON: Okay.

ASSISTANT DISTRICT ATTORNEY BUSBY: They would do that through the [inaudible]...

BOARD CHAIRPERSON MILLER-ANDERSON: So, in the past, the City Manger's done the hiring of the Utility District director and you just violated the Charter or put in that service agreement to allow them, the City Manager, to do it then?

ASSISTANT DISTRICT ATTORNEY BUSBY: Well, that's a factual question that probably should be better answered by Human Resources or research, if they don't know right now but research of how it was done in the past. But it is our belief that they were chosen by the City Manager.

BOARD CHAIRPERSON MILLER-ANDERSON: Okay. But that wasn't what the Charter stated?

ASSISTANT DISTRICT ATTORNEY BUSBY: The Charter...

BOARD CHAIRPERSON MILLER-ANDERSON: There was some conflicting information in there.

ASSISTANT DISTRICT ATTORNEY BUSBY: Well, I wouldn't necessarily say a conflict...

BOARD CHAIRPERSON MILLER-ANDERSON: Mhmm.

ASSISTANT DISTRICT ATTORNEY BUSBY: ...however, what's..., the Charter says one thing and then we have a service agreement that says another. And we can be in compliance with the Charter by, by this Resolution.

BOARD CHAIRPERSON MILLER-ANDERSON: So we're going to not be in compliance if we don't do the Resolution or if we don't do the Resolution, we will then have to allow the Board to hire the person?

ASSISTANT DISTRICT ATTORNEY BUSBY: Well, as it stands, it, it de'..., it depends on what action you want to take. The Board can take action according to the Charter to [pause], the Board is vested with action to, as a Utility Board to choose the director.

BOARD CHAIRPERSON MILLER-ANDERSON: Mhmm.

ASSISTANT DISTRICT ATTORNEY BUSBY: Per the Charter. So, you could do that but if you, um, as a Board, wish the Manager to take that action, you have to then delegate that..., the authority.

BOARD CHAIRPERSON MILLER-ANDERSON: Mhmm. Okay. Alright.

BOARD MEMBER DAVIS: There's the mo'...

BOARD CHAIRPERSON MILLER-ANDERSON: Ms. Davis Johnson, what were you saying? What would you like to do?

CHAIR PRO TEM DAVIS JOHNSON: The Charter provides that we can make the recommendation. We are in Charter review so we can certainly have that as one of the issues that we want to take up but to... Pardon? Why are you shaking your head?

CITY CLERK ANTHONY: No, ma'am. We are in Charter review for the City, that is totally separate from the...

CHAIR PRO TEM DAVIS JOHNSON: Oh, USD.

CITY CLERK ANTHONY: ...Utility District.

BOARD MEMBER DAVIS: Yeah, yeah.

CHAIR PRO TEM DAVIS JOHNSON: Okay.

ASSISTANT DISTRICT ATTORNEY BUSBY: Yeah. Let me just clarify.

CHAIR PRO TEM DAVIS JOHNSON: I misspoke.

ASSISTANT DISTRICT ATTORNEY BUSBY: No. I wasn't clear. Excuse me, Council..., Pro..., Chair Pro Tem. But, I'm referring to the Utility Special District Charter...

CHAIR PRO TEM DAVIS JOHNSON: Okay.

ASSISTANT DISTRICT ATTORNEY BUSBY: ...and I'm referring to §3.05, subsection C.

BOARD CHAIRPERSON MILLER-ANDERSON: Alright.

BOARD MEMBER DAVIS: You still can make the motion if...

CHAIR PRO TEM DAVIS JOHNSON: Yeah.

BOARD MEMBER DAVIS: ...if you choose to though.

CHAIR PRO TEM DAVIS JOHNSON: So, you know, with it being said, I don't know where my colleagues stand on that but, at this particular point, I would say that I would like to make the motion to enter into contract with Mr. Willie Horton, who was one of the other finalists for the position of Utility Special District Director.

BOARD MEMBER DAVIS: To start negotiations?

CHAIR PRO TEM DAVIS JOHNSON: Mhmm. That's my motion.

BOARD MEMBER DAVIS: I can support that.

UNK: Let's do it.

[Pause]

CHAIR PRO TEM DAVIS JOHNSON: Okay. There's...

BOARD CHAIRPERSON MILLER-ANDERSON: What's the matter?

CHAIR PRO TEM DAVIS JOHNSON: ...a hesitation?

BOARD CHAIRPERSON MILLER-ANDERSON: What's the matter?

CHAIR PRO TEM DAVIS JOHNSON: What...

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: I think the Clerk was just trying to get clarification when you said contract.

BOARD MEMBER DAVIS: Contract. You can't., there's...

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: We don't have any contracts...

BOARD MEMBER DAVIS: ...no contract standing. [Inaudible] negotiations.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: But I believe you mean, start talking to him about...

CHAIR PRO TEM DAVIS JOHNSON: There's no, um, there is no contract with our USD?

BOARD MEMBER DAVIS: No.

CHAIR PRO TEM DAVIS JOHNSON: There's just an employment...

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Yes, ma'am.

BOARD MEMBER DAVIS: Mhmm.

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: Yes, ma'am.

BOARD MEMBER DAVIS: Just say into negotiations.

CHAIR PRO TEM DAVIS JOHNSON: Well, let me restate that then. Madam Clerk, you should speak up and tell me [chuckle] what I need to say. Do., you know this stuff.

CITY CLERK ANTHONY: I just...

CHAIR PRO TEM DAVIS JOHNSON: Madam Clerk.

CITY CLERK ANTHONY: I just had., you know, sometimes...

CHAIR PRO TEM DAVIS JOHNSON: No.

CITY CLERK ANTHONY: Age is, you know... So, I had to question whether what I recall [chuckle] and what she was saying was correct. Yes, I'm gonna own up to age [chuckle] and stuff but, I., I just had to get clarification on...

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY:
Correct.

CITY CLERK ANTHONY: ...what was being stated.

CHAIR PRO TEM DAVIS JOHNSON: So then to properly state it, just enter into discussion for employment as our USD director.

CITY CLERK ANTHONY: That sounds like a winner.

BOARD MEMBER DAVIS: I second the motion.

BOARD CHAIRPERSON MILLER-ANDERSON: Alright.

CITY MANAGER EVANS: Madam Chair, if...

BOARD CHAIRPERSON MILLER-ANDERSON: Yes.

CITY MANAGER EVANS: ...I may? Madam Attorney, the Resolution that was before the Utility Special District, did that also memorialize the supervision and oversight of that particular position or if the motion and the action that the Council., or, that the Board is taking with recommending or actually officially appointing Mr. Horton, does that just...

BOARD MEMBER DAVIS: Point of order.

CITY MANAGER EVANS: ...make the appoint'...

BOARD MEMBER DAVIS: Point of order.

CITY MANAGER EVANS: ...appointment...

BOARD CHAIRPERSON MILLER-ANDERSON: What is the point of order for?

BOARD MEMBER DAVIS: Because he's going back to a Resolution that died of a lack of a second and this is not a discussion for it.

[Pause]

BOARD CHAIRPERSON MILLER-ANDERSON: Okay. So...

BOARD MEMBER DAVIS: It died for a lack of a second. We should not be entertaining that [inaudible].

BOARD CHAIRPERSON MILLER-ANDERSON: Okay. He wa'...

BOARD MEMBER DAVIS: The City Attorney's right here to verify it. If I'm out of order, please state so.

BOARD CHAIRPERSON MILLER-ANDERSON: Well, let me just say this. Let me just say this. So, we won't refer to the Resolution. So, basically, the question is who, who is the person going to report to? He's gonna report...

BOARD MEMBER DAVIS: The Board.

BOARD CHAIRPERSON MILLER-ANDERSON: ...to the Board or he's gonna report to the City Manager? By doing it this way? Ms. Busby?

ASSISTANT DISTRICT ATTORNEY BUSBY: Well, per the Charter, the Director would report to the District Board.

BOARD CHAIRPERSON MILLER-ANDERSON: Okay. You unders'..., that's your..., motion still standing for that?

CHAIR PRO TEM DAVIS JOHNSON: So, in the past, Madam Chair, if I may?

BOARD CHAIRPERSON MILLER-ANDERSON: Yes.

CHAIR PRO TEM DAVIS JOHNSON: In the past, the, the USD director has never reported directly to the Board and has never been a direct employee of the Board?

ASSISTANT DISTRICT ATTORNEY BUSBY: Is that question for legal?

CHAIR PRO TEM DAVIS JOHNSON: Yes.

ASSISTANT DISTRICT ATTORNEY BUSBY: I'm sorry. I can't answer a factual issue about how that happened. Obviously, it was before I was here but I'm sure the HR Director might have information or Mr. Perry.

BOARD CHAIRPERSON MILLER-ANDERSON: Alright. Mr. Bruce Davis.

ASSISTANT DISTRICT ATTORNEY BUSBY: It's just a factual issue of how they reported.

BOARD CHAIRPERSON MILLER-ANDERSON: Mr. Davis, are you able to come up?

CHAIR PRO TEM DAVIS JOHNSON: Mr. Perry, to your knowledge, has the USD director reported directly to the Board?

ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL DISTRICT PERRY: To my knowledge, I, I believe the, the US director reported to the City Manager from..., that's just based on my knowledge.

BOARD CHAIRPERSON MILLER-ANDERSON: Hi, Mr. Davis.

HUMAN RESOURCE DIRECTOR DAVIS: Hi.

BOARD CHAIRPERSON MILLER-ANDERSON: Do you have anything to add to what Mr. Perry was saying or confirm what he's saying, who does that director report to?

HUMAN RESOURCE DIRECTOR DAVIS: Based on the research I was able to do on the files in our office, the director of Utilities has reported to the City Manager.

BOARD CHAIRPERSON MILLER-ANDERSON: Okay.

CHAIR PRO TEM DAVIS JOHNSON: Okay. So, and that's fine. He's reported to the City Manager. In the past, has the U'.., has this Board appointed and then had that director report to [pause]...

HUMAN RESOURCE DIRECTOR DAVIS: Based on the information I could gather from the files in our office, the Utility director has been under the supervision and direction of the City Manager. And even when it's necessary for termination, that termination was performed by the City Manager.

CHAIR PRO TEM DAVIS JOHNSON: So, although the action that I'm asking to be undertaken is correct in the Charter, we have been operating outside of that?

HUMAN RESOURCE DIRECTOR DAVIS: It, it, it appears from the research I was able to do, that the Board, though it had the authority, it had delegated that authority to the City Manager but never took the official action to, to document it in the records. So, the practice was...

[Inaudible dais comment]

HUMAN RESOURCE DIRECTOR DAVIS: ...that the director of the Utilities, a function as a department head, under the guidance and supervision of the City Manager.

BOARD MEMBER PARDO: Madam Chair?

BOARD CHAIRPERSON MILLER-ANDERSON: Are you finished, Ms. Davis Johnson?

CHAIR PRO TEM DAVIS JOHNSON: For now, mhmm.

BOARD CHAIRPERSON MILLER-ANDERSON: Go ahead.

BOARD MEMBER PARDO: Yeah. So the real question is, was the Council...

BOARD CHAIRPERSON MILLER-ANDERSON: Can you come...

BOARD MEMBER PARDO: ...ever made...

BOARD CHAIRPERSON MILLER-ANDERSON: ...up to your mic?

BOARD MEMBER PARDO: Was the Council ever made aware of the fact that the Charter stated that they would've been..., you know, that they were responsible for hiring.

HUMAN RESOURCE DIRECTOR DAVIS: I can only speak to the last approximately 18 months. During that time when it came up, similar to what Councilman Davis mentioned earlier, it came up that the Board was going to supervise the selection of the current City Manager's director and, at that point, Council..., Councilwoman Hubbard was put in charge of the process. Well, she was named liaison for the Board.

BOARD MEMBER PARDO: Alright. Thank you.

HUMAN RESOURCE DIRECTOR DAVIS: She worked with the process, I was brought on to the process and then when we hired the new City Manager, that process was turned back to HR under the direction of the City Manager. The question came up at that point, why was the process turned back to the City Manager and who should be in charge of the process? That's when Attorney Degraffenreidt did his research and then penned the memo to the Board. That's why we are where we are tonight.

BOARD MEMBER DAVIS: Thank you.

HUMAN RESOURCE DIRECTOR DAVIS: For clarification, if it was really the intent of the Board for the director to be under the guidance and supervision of the City Manager, we could go ahead and make it official and, if not, the Board certainly could resume it's responsibility.

BOARD MEMBER DAVIS: Madam Chair?

BOARD CHAIRPERSON MILLER-ANDERSON: Are you finished, Ms. Pardo?

BOARD MEMBER PARDO: Yes.

BOARD CHAIRPERSON MILLER-ANDERSON: Go ahead.

BOARD MEMBER DAVIS: Than you. I support [stammer] the motion to start having discussions with Mr..., is it Horton is his name?

CHAIR PRO TEM DAVIS JOHNSON: Mhmm.

BOARD MEMBER DAVIS: But, as far as the process on who the, the director reports to, I would like to see us maybe do some more research what other cities have done when they have a Special District, which is separate from the City. Because, as of now, the Utility District itself has it's own..., should have its own departments, its own everything. It's separate. 'Cause, if that's the case, that means the City Manager will have to be an employee by the District, but the City Manager is an employee of the City. So, I would like to see Staff come back and bring some recommendations based upon some research that's done in other utility districts and cities that are very parallel to what we've done as far as what happens when he reports to the Board and what happens

when he reports to the Council? Then, give us some pros and cons on that. In the next meeting. I can su'.., I'd like to see what that looks like.

CHAIR PRO TEM DAVIS JOHNSON: Well, it, it seems to me, in moving, if we were to move forward with, um, move forward with discussions with Mr. Horton, we then need to come back and have that conversation with Councilperson Hubbard being present to talk about the Resolution and transferring and delegating the authority since that Item died and we are no longer going to deal with it, then, at the next meeting, we need to bring that back. Perhaps we can have a quick special meeting to discuss it because we certainly want to be able to have all Councilpersons weigh in on it since it did die. But I, I don't wanna see us prolong the offering of employment. I, I just don't wanna see that happen.

BOARD MEMBER DAVIS: Madam Chair?

BOARD CHAIRPERSON MILLER-ANDERSON: Are you finished, Ms. Davis Johnson?

CHAIR PRO TEM DAVIS JOHNSON: I'm done.

BOARD CHAIRPERSON MILLER-ANDERSON: Go ahead.

BOARD MEMBER DAVIS: Done?

BOARD CHAIRPERSON MILLER-ANDERSON: Yeah. Go ahead.

BOARD MEMBER DAVIS: Now that I think about it, we chose.., there was two people that scored top two and, quite frankly, with all due respect to your motion, the City Manager coulda went ahead and started moving on with nego'.., conversations with the number two person with making the recommendation for this Board to go ahead and support and approve. That doesn't stop that from happening, because the job was to move from one to two, if two don't [inaudible], then we go back out. So if two's already in place, then there shoulda already been some conversations with a recommendation for number two to come before this Board for approval. Has that taken place yet? Preliminary conversations with number two?

CITY MANAGER EVANS: Madam Chair, if I may? We have already conducted, started conducting the background check on the second candidate.

BOARD MEMBER DAVIS: Okay. But no conversations with him?

[Inaudible dais comment]

CITY MANAGER EVANS: Just to be able to check his references. We haven't gone forward with the conditional offers or.., offer until we did some of the clean-up language that we brought forward this evening.

BOARD CHAIRPERSON MILLER-ANDERSON: Alright. So, you have the motion is standing and your second is standing, without knowing whether or not...

BOARD MEMBER DAVIS: [Inaudible].

BOARD CHAIRPERSON MILLER-ANDERSON: ...how this plays into who the person will report to or are you all saying you want to...

BOARD MEMBER DAVIS: [Inaudible background comment]

BOARD CHAIRPERSON MILLER-ANDERSON: Say that again?

BOARD MEMBER DAVIS: I said, quite frankly, I., you know, he can go ahead and start talking with the number two person now without the motion on the floor.

BOARD CHAIRPERSON MILLER-ANDERSON: Well, he doesn't have the authority or...

BOARD MEMBER DAVIS: Yes, he does. He has the authority to negotiate but not hire. Am I right, Madam Attorney?

ASSISTANT DISTRICT ATTORNEY BUSBY: Uh, yes. I mean, if we're gonna go to that, it's..., the actual duties of the Board is to create any and all necessary offices.

BOARD MEMBER DAVIS: Mhmm.

BOARD CHAIRPERSON MILLER-ANDERSON: Okay. So.

BOARD MEMBER DAVIS: So, I rescind my second.

[Pause]

CHAIR PRO TEM DAVIS JOHNSON: Well, [inaudible].

BOARD MEMBER PARDO: [Stammer], do we have any of this information?

BOARD MEMBER DAVIS: It's not even needed.

ASSISTANT DISTRICT ATTORNEY BUSBY: I'm sorry, are you looking for it in the backup?

BOARD MEMBER PARDO: No. I guess...

ASSISTANT DISTRICT ATTORNEY BUSBY: Oh.

BOARD MEMBER PARDO: ...I'm looking to Mr. Perry or Mr. Davis, do we have this information, how much we offered this gentleman and...

BOARD MEMBER DAVIS: [Inaudible].

CITY MANAGER EVANS: We have not extended an offer to Mr. Horton yet. We are just in the preliminary background check process. We didn't move forward until this Item was discussed by the Council because the City Manager did not have the doc'.., the appropriate documentation in place to be able to manage and supervise that position, so we held off on that. Just doing the background check and the research, before we extended an offertory letter to this individual.

BOARD MEMBER DAVIS: Madam Chair?

BOARD CHAIRPERSON MILLER-ANDERSON: Mhmm.

BOARD MEMBER DAVIS: So, Mr. Evans, let's get away from what you did not have at that time, let's talk about what was required and what was asked to do, which is, you made an offer to number one. Number one, politely, rejected. So, what's supposed to happen from there, once someone reject? Do you go to number two or do you come back to the Board?

CITY MANAGER EVANS: We, we moved on to number two.

BOARD MEMBER DAVIS: Exactly. So there shoulda been some conversation with number two with an offer for you to do what with it?

CITY MANAGER EVANS: We just got the background check for.., we actually background checked both number one and number two concurrently and we did not provide them.., we told them both that they were finalists for the position.

BOARD MEMBER DAVIS: Okay.

BOARD CHAIRPERSON MILLER-ANDERSON: Alright.

BOARD MEMBER PARDO: So then...

CHAIR PRO TEM DAVIS JOHNSON: That motion dies?

BOARD MEMBER PARDO: ...is there really anything...

BOARD CHAIRPERSON MILLER-ANDERSON: Yeah.

CHAIR PRO TEM DAVIS JOHNSON: [Inaudible].

BOARD MEMBER PARDO: ...for us to do here?

BOARD MEMBER DAVIS: No.

BOARD CHAIRPERSON MILLER-ANDERSON: Right.

BOARD MEMBER DAVIS: [Inaudible] an offer.

BOARD MEMBER PARDO: There's nothing...

BOARD CHAIRPERSON MILLER-ANDERSON: Okay.

CHAIR PRO TEM DAVIS JOHNSON: I rescind...

CITY CLERK ANTHONY: The motion has died for a lack of a second because Mr. Davis rescinded his second.

BOARD MEMBER DAVIS: And so did she...

BOARD CHAIRPERSON MILLER-ANDERSON: Alright.

BOARD MEMBER DAVIS: ...rescind her motion.

BOARD CHAIRPERSON MILLER-ANDERSON: Alright. Well, I just wanted to make a comment regarding my event that I'm having on August 26th.

CHAIR PRO TEM DAVIS JOHNSON: I rescinded.

BOARD CHAIRPERSON MILLER-ANDERSON: Yeah. I heard you.

CHAIR PRO TEM DAVIS JOHNSON: Okay.

BOARD CHAIRPERSON MILLER-ANDERSON: On August 26th, Saturday, 11:00 to 4:00 p.m. at Barracuda Bay, we will have free food, admission to the water park, as well as door prizes for children that attend the Riviera Beach schools, as well as Grove Park Elementary School. It's free. You can pick up an application at all of the Riviera Beach schools, as well as the Tate's and Wells, as well as Barracuda Bay. Wednesday is the deadline so, if you would like for your child to attend, again, we are targeting 3rd grade students. You may pick one up at your child's school or at the Recreation Departments that I listed. Again, August 26th at., from 11:00 to 4:00 p.m. at Barracuda Bay.

CITY MANAGER EVANS: Madam Chair?

BOARD CHAIRPERSON MILLER-ANDERSON: Yes.

CITY MANAGER EVANS: If, if I may just for clarification sake?

BOARD CHAIRPERSON MILLER-ANDERSON: Mhmm.

CITY MANAGER EVANS: We, we have not made an offer to any of the candidates. Just...

[Inaudible dais comment]

CITY MANAGER EVANS: It's..., we've just conducted background checks, that's it.

BOARD CHAIRPERSON MILLER-ANDERSON: Alright. Alright?

ADJOURNMENT

BOARD CHAIRPERSON MILLER-ANDERSON: Can we have a motion to adjourn?

CHAIR PRO TEM DAVIS JOHNSON: So moved.

BOARD MEMBER DAVIS: Second.

[End of video]

City Employees, Public Speakers and Others

ASSISTANT DISTRICT ATTORNEY LINA BUSBY ASSISTANT DISTRICT
ATTORNEY BUSBY

DISTRICT FINANCE DIRECTOR RANDY SHERMAN DISTRICT FINANCE
DIRECTOR SHERMAN

MARGARET SHEPHERD MS. M. SHEPHERD

LEIGHTON WALKER MR. L. WALKER

HUMAN RESOURCE DIRECTOR BRUCE DAVIS HUMAN RESOURCE DIRECTOR
DAVIS

APPROVED:

KaSHAMBA L. MILLER-ANDERSON
CHAIRPERSON

ATTEST:

CLAUDENE L. ANTHONY
CERTIFIED MUNICIPAL CLERK
CITY CLERK

TONYA DAVIS JOHNSON
CHAIR PRO TEM

LYNNE L. HUBBARD
BOARDMEMBER

DAWN S. PARDO
BOARDMEMBER

TERENCE D. DAVIS
BOARDMEMBER

MOTIONED BY: _____

SECONDED BY: _____

L. HUBBARD _____

K. MILLER-ANDERSON _____

T. DAVIS JOHNSON _____

D. PARDO _____

T. DAVIS _____

DATE APPROVED: **OCTOBER 16, 2017**