

CITY OF RIVIERA BEACH
REGULAR CITY COUNCIL MEETING
December 20, 2017

PRESENT AT MEETING¹:

MAYOR THOMAS MASTERSMAYOR MASTERS
CHAIRPERSON KaSHAMBA MILLER-ANDERSON ...CHAIRPERSON MILLER-
ANDERSON
CHAIR PRO TEM TONYA DAVIS JOHNSON CHAIR PRO TEM DAVIS
JOHNSON
COUNCILPERSON LYNNE L. HUBBARD.....COUNCILPERSON HUBBARD
COUNCILPERSON DAWN PARDOCOUNCILPERSON PARDO
COUNCILPERSON TERENCE DAVISCOUNCILPERSON DAVIS
CITY MANAGER ;KAREN HOSKINS.....CITY MANAGER HOSKINS
CITY CLERK CLAUDENE ANTHONYCITY CLERK ANTHONY
CITY ATTORNEY ANDREWCITY ATTORNEY
DEGRAFFENREIDT

¹ List of City Employees, Public Speakers and Others on Page 207 & 208

TRANSCRIBED BY:

Legal Transcription, Etc., LLC

931 Village Boulevard

#905-148

West Palm Beach, FL 33409

(561) 429-3816

(561) 584-5044 (fax)

jreitano@legaltranscriptionetc.com

**CITY OF RIVIERA BEACH
PALM BEACH COUNTY, FLORIDA
MINUTES OF THE CITY COUNCIL MEETING HELD
DECEMBER 20, 2017 AT 6:00 P.M.
RIVIERA BEACH EVENT CENTER
190 E 13TH STREET, RIVIERA BEACH, FL**

[Before meeting comments]

CALL TO ORDER

CHAIRPERSON MILLER-ANDERSON: I want to call to order the regular City Council meeting, December 20, 2017, 6:00 p.m.

ROLL CALL

CHAIRPERSON MILLER-ANDERSON: Madam, roll call.

CITY CLERK ANTHONY: Mayor Thomas Masters?

MAYOR MASTERS: I am present.

CITY CLERK ANTHONY: Chairperson KaShamba Miller-Anderson?

CHAIRPERSON MILLER-ANDERSON: Present. [Pause]. Present.

CITY CLERK ANTHONY: Chair Pro Tem Tonya Davis Johnson?

CHAIR PRO TEM DAVIS JOHNSON: Here.

CITY CLERK ANTHONY: Councilperson Lynne Hubbard?

COUNCILPERSON HUBBARD: Here.

CITY CLERK ANTHONY: Councilperson Dawn Pardo?

COUNCILPERSON PARDO: Present.

CITY CLERK ANTHONY: Councilperson Terence Davis?

COUNCILPERSON DAVIS: Here.

CITY CLERK ANTHONY: City Manager Karen Hoskins?

CITY MANAGER HOSKINS: Here.

CITY CLERK ANTHONY: City Clerk Claudene Anthony is present. City Attorney Andrew Degraffenreidt?

CITY ATTORNEY DEGRAFFENREIDT: Here.

CITY CLERK ANTHONY: You may proceed.

PLEDGE OF ALLEGIANCE

CHAIRPERSON MILLER-ANDERSON: Okay. We'll have a moment of silence followed by the Pledge of Allegiance led by Councilwoman Davis Johnson.

[Moment of silence]

CHAIR PRO TEM DAVIS JOHNSON: 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.

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.

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Yes.

COUNCILPERSON DAVIS: Never mind. I'm sorry.

AGENDA APPROVAL

ADDITIONS, DELETIONS, SUBSTITUTIONS

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

COUNCILPERSON PARDO: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Yes.

COUNCILPERSON PARDO: I would like to add an Item to community benefits, please.

CHAIRPERSON MILLER-ANDERSON: Okay.

COUNCILPERSON PARDO: We forgot to in'..., you know, bring the paperwork over but the City has it. It is \$1,500 to the Youth Recreation Association to cover their Winter Youth Program between Christmas and New Year's.

CHAIRPERSON MILLER-ANDERSON: Okay. So, Item 7C, \$1,500 Youth Recreation Association from Councilwoman Pardo.

COUNCILPERSON DAVIS: Madam chair?

CHAIRPERSON MILLER-ANDERSON: Yes.

COUNCILPERSON DAVIS: I have two Items. One is \$1,500 for community benefits for.., to assist with the police resource officers for Toys for Children for Christmas along with the Shop with a Cop program.

CHAIRPERSON MILLER-ANDERSON: Alright.

COUNCILPERSON DAVIS: To, to assist with that. And number two, I would like to have added on discussions, as we know, the Christmas holiday falls on a Monday. Employees are required to report to work on Tuesday. I'd like to have a discussion about potentially looking at the cost associated with potentially giving our employees the day after Christmas off.

CHAIRPERSON MILLER-ANDERSON: Okay. You're just looking at Christmas, not New Year's Day?

COUNCILPERSON DAVIS: No. Just...

CHAIRPERSON MILLER-ANDERSON: Okay.

COUNCILPERSON DAVIS: Yeah. Christmas.

CHAIRPERSON MILLER-ANDERSON: Just Christmas? Okay.

COUNCILPERSON DAVIS: Because...

CHAIRPERSON MILLER-ANDERSON: So...

COUNCILPERSON DAVIS: ...you know, Friday, if they travel out of town to see their family, they would have to leave on...

CHAIRPERSON MILLER-ANDERSON: Like we did...

COUNCILPERSON DAVIS: ...Christmas night... Yeah.

CHAIRPERSON MILLER-ANDERSON: ...4th of Ju'... Yeah. Like we...

COUNCILPERSON DAVIS: Right. Yeah.

CHAIRPERSON MILLER-ANDERSON: ...did 4th of July. So, 12B?

COUNCILPERSON DAVIS: Yes.

CHAIRPERSON MILLER-ANDERSON: For discussion about the Christmas extra day holiday. [Pause]. Okay. Ms. Anthony, did you copy all of those?

CITY CLERK ANTHONY: Yes, ma'am.

CHAIRPERSON MILLER-ANDERSON: Okay. Alright. Any other additions, deletions, substitutions?

CITY MANAGER HOSKINS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Yes.

CITY MANAGER HOSKINS: Community benefits request, which is 7A, for the Riviera Beach Police Department from Chairwoman KaShamba Miller-Anderson for the Riviera Beach Police Resource Officers toy giveaway. And then, 7B, community benefits for Operation Hope in the amount of \$800 from Mayor Thomas Masters for Thanksgiving and Christmas. And then, under discussion and deliberation, 12A, Amrit Wellness Resort & Spa project, 3100 North Ocean Drive.

CHAIRPERSON MILLER-ANDERSON: Okay. And I want to move the awards and presentations for the cheerleaders up before our Consent Agenda.

COUNCIL PERSON DAVIS: Absolutely.

CHAIRPERSON MILLER-ANDERSON: Okay.

MAYOR MASTERS: Madam Chair? Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Yes.

MAYOR MASTERS: You can strike Thanksgiving, it's gone. Just Christmas.

CHAIRPERSON MILLER-ANDERSON: I'm sorry?

MAYOR MASTERS: Just Christmas.

MAYOR MASTERS: Not for Thanksgiving, just Christmas.

CHAIRPERSON MILLER-ANDERSON: It's fine. Okay.

MAYOR MASTERS: Yeah.

CHAIRPERSON MILLER-ANDERSON: That's fine.

MAYOR MASTERS: Just for the record. 'Cause it ain't coming back until next year.

CHAIRPERSON MILLER-ANDERSON: Alright.

MAYOR MASTERS: Alright.

CHAIRPERSON MILLER-ANDERSON: Any other additions, deletions, substitutions? [Pause]. Alright.

DISCLOSURES BY COUNCIL

CHAIRPERSON MILLER-ANDERSON: Disclosures by Council.

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Yes.

COUNCILPERSON DAVIS: This Item is not on the Agenda but, over the break, I spoke with attorney Craig Lawson. He wants to make sure that the public knows that he wants to sit down with our Attorney to discuss some potential arrangements with his client. And I just wanna state that on the record. Is that correct, Mr. Larson? [Pause]. Thank you.

CHAIRPERSON MILLER-ANDERSON: Okay. Any other disclosures by Council?

CHAIR PRO TEM DAVIS JOHNSON: Yes, Madam Chair. With regards to Item No. 4 on the Consent Agenda, I received a correspondence from Mr. Easley regarding an email he sent to our City Manager back in May and a subsequent conversation that he had regarding the Maritime property.

CHAIRPERSON MILLER-ANDERSON: Okay. And I received the same.., well, I received two emails...

CHAIR PRO TEM DAVIS JOHNSON: I received and...

CHAIRPERSON MILLER-ANDERSON: ...I believe.

CHAIR PRO TEM DAVIS JOHNSON: ... responded.

CHAIRPERSON MILLER-ANDERSON: Yeah. I received two.

MAYOR MASTERS: And I did too...

CHAIRPERSON MILLER-ANDERSON: Just recently.

MAYOR MASTERS: ...Madam Chair.

CHAIRPERSON MILLER-ANDERSON: The other day.

MAYOR MASTERS: I received the same email.

CHAIRPERSON MILLER-ANDERSON: Alright.

MAYOR MASTERS: From Pastor Easley [inaudible].

COUNCILPERSON HUBBARD: We all did.

CHAIRPERSON MILLER-ANDERSON: Everyone did. Yeah. All of us did.

MAYOR MASTERS: [Inaudible] stating it on the record.

CHAIRPERSON MILLER-ANDERSON: Any other disclosures? [Pause]. Okay.

ADOPTION OF AGENDA

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

COUNCILPERSON PARDO: So moved.

CHAIR PRO TEM DAVIS JOHNSON: Second.

CHAIRPERSON MILLER-ANDERSON: Alright. Madam Clerk.

CITY CLERK ANTHONY: Councilperson Hubbard?

COUNCILPERSON HUBBARD: Yes.

CITY CLERK ANTHONY: Councilperson Davis?

COUNCILPERSON DAVIS: Yes.

CITY CLERK ANTHONY: Councilperson Pardo?

COUNCILPERSON PARDO: Yes.

CITY CLERK ANTHONY: Pro Tem Davis Johnson?

CHAIR PRO TEM DAVIS JOHNSON: Yes.

CITY CLERK ANTHONY: Chair Miller-Anderson?

CHAIRPERSON MILLER-ANDERSON: Yes.

CITY CLERK ANTHONY: Unanimous vote.

CHAIRPERSON MILLER-ANDERSON: Alright. Before we go to the other part, we'll go ahead and, before we do the Consent and the pulling of the Consent, we can go ahead and do the awards and presentation? Okay. Alright. Mr. Blankenship. [Pause]. Mr. Blankenship, you're up. Or, who's coming? Ms. Franks? Okay.

PARKS & RECREATION ASSISTANT DIRECTOR FRANKS: Good evening, everyone.

COUNCILPERSON DAVIS: Good evening.

CHAIRPERSON MILLER-ANDERSON: Good evening.

PARKS & RECREATION ASSISTANT DIRECTOR FRANKS: I am Aladia Franks, the Assistant Director of Parks & Recreation. Again, good evening to our Honorable Mayor, our Chair Miller-Anderson and our Council and the great residents of Riviera Beach.

I, we, are very honored to be here tonight to recognize the hardworking young ladies that have represented the City in a great way. However, at this time, I would like to recognize and turn the mic over to our recreation leader and our football commissioner.

FOOTBALL COMMISSIONER PAYNE: Good evening.

CHAIRPERSON MILLER-ANDERSON: Good evening.

FOOTBALL COMMISSIONER PAYNE: The City of Riviera Beach Parks & Recreation Department is proud to announce that the Riviera Beach Chargers Cheer and Dance Bantam team are the southeast Pop Warner 2017 National Champions.

[Applause]

FOOTBALL COMMISSIONER PAYNE: They placed first in the cheer division competition, making history. They also placed second in the dance competition. The Chargers Cheer and Dance program had a total of five teams participating in the 2017 season, approximately, 80 participants and volunteers. These are the five teams..., three of the five teams advanced to the Pop Warner Cheer and Dance National Competition. The junior peewee, junior varsity and bantam divisions. Over the past three months, they participated at the local, regional and national levels, the long list of accomplishments are as follows: local competition. , Pop Warner Treasure coast Cheer and Dance Competition at David Anderson Middle School in Stuart, Florida in October 2017. The junior peewee division, junior varsity and bantam teams all placed first in cheer and dance. The bantam team won the 2017 Grand Champion for the highest overall score. The Chargers Football Cheer and Dance program received a check for \$500 for having the largest growth in the Treasure Coast conference. That is also a first.

COUNCILPERSON PARDO: Alright.

FOOTBALL COMMISSIONER PAYNE: The regional competition, which was held in Kissimmee, Florida at the Silver Spurs Arena. The Pop Warner Cheer and Dance Competition. The bantam team placed first in the cheer category and first in the dance category. The junior peewee team placed fourth in the dance division and the junior varsity team placed third in the dance division.

National championships. All three of the teams advanced to the national competition at the Wide World of Disney Sports Complex in Orlando, from October..., from December 4th through December the 7th. The bantam team placed first in the cheer division and second in the dance division. The junior varsity placed third in the dance division at the national competition. The bantam team has also been invited to compete

at the global competition, which they will be competing against cheer teams from all around the world. And that will be January 5th and 6th of 2018.

Congratulations to all of the 2017 Cheer and Dance participants and volunteers for their continued hard work and dedication for a successful season. Wishing them continued success in Richmond, Virginia on January 5th and 6th. Go Chargers

[Applause and cheers]

FOOTBALL COMMISSIONER PAYNE: We would also like to take a moment to recognize our Staff for their hard work and dedication. Our football season starts June 1st and, as you can see, we're here now, December the 20th, and we're still in it. So, it's a long tiring season. So, to Mr. Blankenship, our Director, [applause, Ms. Franks, [applause and cheers], Ms. Aladia Franks, the President of the Riviera Beach Chargers Pop Warner Division. Shalina [sp] Bell. [Applause]. Who is our cheer, dance coordinator? She's also a coach. Myself, Kenneth Payne, who is the football commissioner. [Applause]. And all of the volunteers who put., and parents, couldn't happen without the parents. [Applause]. I would also like to take a moment to recognize one of our corporate partners who has been with us from the beginning all the way until now and that is Mr. Arvel White. He is with North Palm Mitsubishi. Arvell, can you stand up? [Applause]. And, as we move forward, Mitsubi'.., Mitsubishi is extending a \$1,000 discount on a down payment to any parent that has a child that is a participant of the Riviera Beach Youth Football and Cheer Program. And I would have you know that we have three.., over 300 children in the program this year. So, that offer is going to extend from now until the end of February 2018. So if you have a child in this program and you desire to purchase a vehicle, you already have a \$1,000 to the good.

Thank you very much.

[Applause]

PARKS & RECREATION ASSISTANT DIRECTOR FRANKS: And now, introducing our bantam, our junior varsity and our junior peewee. They're gonna.., they will do a performance. You ready ladies? Go Chargers!

[The Chargers Cheer & Dance perform several cheers]

[Applause and cheers]

PARKS & RECREATION ASSISTANT DIRECTOR FRANKS: Woo. Give it up for our lady Chargers.

[Applause and cheers]

ALL: Singing: Let's go, Chargers, let's go. Let's go, Chargers, let's go. Let's go, Chargers, let's go. Let's go, Chargers, let's go. Let's go, Chargers, let's go. Let's go, Chargers, let's go. Let's go, Chargers, let's go.

PARKS & RECREATION ASSISTANT DIRECTOR FRANKS: I would also like to take thank.., take this opportunity to acknowledge one of our most hardworking employees that we have nominated as Coach of the Year in Pop Warner, Ms. Shalina Bell. [Applause and cheers]. We've seen 100% increase with our cheerleading.., cheerleader program and dance and it's because of her hard work and dedication.

COUNCILPERSON DAVIS: Good job.

PARKS & RECREATION ASSISTANT DIRECTOR FRANKS: So, we have nominated her and we hope that she wins. Thank you.

CHAIRPERSON MILLER-ANDERSON: Wonderful.

PARKS & RECREATION ASSISTANT DIRECTOR FRANKS: And to our Mayor, our Council and City Manager and, of course, to all of you, we couldn't do this without you so thank you for your support. Have a good night.

CHAIRPERSON MILLER-ANDERSON: Thank you.

[Applause]

CHAIRPERSON MILLER-ANDERSON: Thank you all so much. We, we thoroughly enjoyed that. You made me remember when I was small like that and was a cheerleader and could do all of those moves. It's been a long time, I won't get out there and try to hurt myself doing it now but I had my days, my good days. [Chuckle]. Congratulations, guys. Keep up the good work and I'm sure we'll see them in the parade for our Martin Luther King parade, so thank you so much parents and Staff for working very hard and all of our girls for doing such an excellent job representing Riviera Beach. We do appreciate you.

CONSENT AGENDA

CHAIRPERSON MILLER-ANDERSON: Okay. So, we're gonna go ahead and look at our Consent Agenda.

CITY CLERK ANTHONY: Madam Chair, we do have public comment cards for our Consent Agenda.

CHAIRPERSON MILLER-ANDERSON: Okay.

CITY CLERK ANTHONY: And, at this time, acceptance of public comment cards for the Consent Agenda is now closed.

CITY CLERK ANTHONY: Alright. Laquita Nelson, Lilly M. Jared, Priscilla Bye [sp].

CHAIRPERSON MILLER-ANDERSON: You all can come on up and then if you can just get close to the microphone over here at the podium, we can go ahead and call you right on up.

CITY CLERK ANTHONY: Laquita Nelson [pause]. Lilly Jared. [Pause]. And Priscilla Bye.

CHAIRPERSON MILLER-ANDERSON: And I just want to just make note that we do have three minutes, to keep our eyes up to the clock there. We'll have the three minutes to speak on the Consent Agenda Items.

Good evening. State your name for the record.

MS. L. NELSON: Laquita Nelson.

CHAIRPERSON MILLER-ANDERSON: Pull the mic up for you.

MS. L. NELSON: Laquita Nelson.

CHAIRPERSON MILLER-ANDERSON: Good evening.

MS. L. NELSON: Good evening.

CHAIRPERSON MILLER-ANDERSON: Did you have a comment that you wanted to make? You filled out the public comment card or you just wanted to...

MS. L. NELSON: Just wanted every'...

CHAIRPERSON MILLER-ANDERSON: ...just let us know you were here.

MS. L. NELSON: Yeah.

CHAIRPERSON MILLER-ANDERSON: Alright.

MS. L. NELSON: [Chuckle].

CHAIRPERSON MILLER-ANDERSON: Thank you.

[Inaudible comment]

CHAIRPERSON MILLER-ANDERSON: The rest of those cards, anyone else that submitted a card, that's to make a public comment for the Consent Agenda. Out of those names that were read, do any of you want to come up and make a statement? You have three minutes, regarding the Items that are listed under the Consent Agenda?

MS. I. JACKSON: My name is Inga Jackson.

CHAIRPERSON MILLER-ANDERSON: Good evening.

MS. I. JACKSON: I'm with the Life Center.

CHAIRPERSON MILLER-ANDERSON: Good evening.

MS. I. JACKSON: And I just want to know, I want you to let.., to let you know that the Life Center has done major and many things for all type' of people, whether they're homeless, they're not, whether they have, whether they're not. We feed, we get places for them to stay if we can, we help in all kinds of ways. And that's for anybody, we don't care what color, what nationality, what ethnic background, what religion. We're just here to help whoever needs help. And I just want you to be considerate when it comes to Pastor Easley about the program that he wants to do, that'd be a help to the community, as well as the people.

CHAIRPERSON MILLER-ANDERSON: Okay.

MS. I. JACKSON: Okay.

CHAIRPERSON MILLER-ANDERSON: Thank you.

[Audience clapping]

CITY CLERK ANTHONY: Lilly Jared.

CHAIRPERSON MILLER-ANDERSON: Just let us know if you wanna pass. When she calls your name, if you don't want to come up and speak, just say pass, please.

MS. L. JARED: Pass.

CITY CLERK ANTHONY: Priscilla Bye. [Pause]. Luanne McKenna.

MS. L. MCKENZIE: [Inaudible].

CHAIRPERSON MILLER-ANDERSON: Okay. Come on up.

MS. L. MCKENZIE: Good evening, everyone.

CHAIRPERSON MILLER-ANDERSON: Good evening.

MS. L. MCKENZIE: My name is LEEANNE MCKENZIE and I would like to speak on the behalf of the Life Center. I am 100% behind the Life Center and the mission that we're trying to accomplish. Personally, from personal experience, they are a good benefit to the community, to the youth, young adults, the less fortunate and senior citizens that need assistance, as well. We provide a lot of different programs for young adults that haven't finished school to get their GED, we provide assistance the disabled and elderly as well and we love to give back. We did a lot of charity work for the homeless during Thanksgiving and we always, we always give back every time we receive, we give back. So, I would love for you guys to take in consideration the goal that we're trying to achieve and that's just to create an impact on our community, you know, because we have a lotta integrity and we are very ambitious people that would like to make a difference in everybody' life, so, I just want to let you guys know that, that it would be a really great impact if you guys consider the suggestion that was presented to you guys.

CHAIRPERSON MILLER-ANDERSON: Okay. Thank you...

MS. L. MCKENZIE: Thank you.

CHAIRPERSON MILLER-ANDERSON: ...so much.

[Audience clapping]

CITY CLERK ANTHONY: Albeth Green.

[Inaudible audience comment]

CITY CLERK ANTHONY: Valetta Ruth. [Pause]. Inga Jackson.

MS. I. JACKSON: That was me.

CITY CLERK ANTHONY: That was you, okay. Christopher McDonald.

CHAIRPERSON MILLER-ANDERSON: Did you wanna come and speak or you're passing?

MR. C. MCDONALD: [Inaudible].

CHAIRPERSON MILLER-ANDERSON: Okay. Come up to the podium and just state your name for the record and then you have the three minutes. [Pause]. Regarding the Consent Agenda Items.

MR. C. MCDONALD: Yes, ma'am. I'm speaking on behalf of TLC Leadership Academy High School.

CHAIRPERSON MILLER-ANDERSON: Good evening. What's your name?

MR. C. MCDONALD: Oh, my name is Christopher McDonald. I'm sorry.

CHAIRPERSON MILLER-ANDERSON: Good evening.

MR. C. MCDONALD: And I'm speaking on behalf of TLC Leadership Academy High School and I just wanna say going to that school made a real change in my life, at the age that I am and to go back and have my kids see that I did it, thanks to the school and the teachers and the staff, is a blessing. And, I just support everything that they do for the community.

Thank you.

CHAIRPERSON MILLER-ANDERSON: Thank you.

[Audience clapping]

CITY CLERK ANTHONY: Theresa Stringer.

MS. T. STRINGER: Good evening.

CHAIRPERSON MILLER-ANDERSON: Good evening.

MS. T. STRINGER: My name is Theresa Stringer.

I just want to say that I am a member of the Life Center and they are a wonderful group of people, individuals, that assist in the community. I am a part of the pantry that they have on Fridays and we feed a lot of people in the community. And they have been a wonderful blessing to me and I just wanted to let you know that I support the Life Center.

CHAIRPERSON MILLER-ANDERSON: Thank you so much.

[Audience clapping]

CITY CLERK ANTHONY: Emma Porter.

MS. E. PORTER: [Inaudible].

CHAIRPERSON MILLER-ANDERSON: Come over to the podium, please.

MS. E. PORTER: Good afternoon.

CHAIRPERSON MILLER-ANDERSON: Good evening.

MS. E. PORTER: My name is Emma Porter. I'm here to support the Life Center which has made a very, very high standard in the community on our fellowship together. I have seen so many things in [stammer], in the Life Center since I joined there. We do have a pantry on Friday..., not only Friday. On Tuesday nights, there's food for whoever are hungry, there's support in all the areas of the ministry, at the Life Center and I do support

our Pastor, Minister Easley and ask you to please give him a consideration of what he's..., his visions are.

Thank you.

CHAIRPERSON MILLER-ANDERSON: Thank you.

[Audience clapping]

CITY CLERK ANTHONY: Katy Gordon. [Pause]. After Ms. Gordon it'll be James Easley and then Deidra Moreland.

MS. K. MORELAND: Good evening, everyone.

CHAIRPERSON MILLER-ANDERSON: Good evening.

MS. K. MORELAND: My name is Katy Gordon and...

MAYOR MASTERS: Good evening.

MS. K. MORELAND: ...I'm here tonight to support Pastor Easley and his effort. I support the church and the organization. They're doing a fantastic job in the community. A very impactful job to say the least. So, I think you guys should really listen to what he has to say and give it consideration.

Thank you.

CHAIRPERSON MILLER-ANDERSON: Thank you.

[Audience clapping]

CITY CLERK ANTHONY: James Easley, Deidra Moreland, Terrell Green.

MS. D. MORELAND: Good evening. I am Deidra Moreland.

CHAIRPERSON MILLER-ANDERSON: Good evening.

MS. D. MORELAND: And I come to you on behalf of TLC Leadership Academy and the Life Center. I say to you too much is giving much is required. So, I ask that you consider the vision that has been given to this man as he continues to change lives, not just in this community but every community.

Thank you.

CHAIRPERSON MILLER-ANDERSON: Thank you.

[Audience clapping]

CITY CLERK ANTHONY: James Easley, Terrell Green, William McCray.

PASTOR J. EASLEY: For unto us a child is born.

MAYOR MASTERS: Yes.

PASTOR J. EASLEY: Unto us a son is given and the government shall be upon his shoulders. And you shall call his name, wonderful counselor, Mighty God, Everlasting Father, Prince of Peace. Good evening, ladies and gentlemen. My name is James Easley.

CHAIRPERSON MILLER-ANDERSON: Good evening.

PASTOR J. EASLEY: Executive Director of the Life Center. Mayor Masters...

MAYOR MASTERS: Yes.

PASTOR J. EASLEY: Chairperson Miller-Anderson, Char Pro Tem Tonya Davis Johnson, I stand here as a representative of the Life Center this evening for Consent Agenda Item No. 4. [Stammer] since the spring of this year, when it became apparent that the former tenant that occupied that property did not come to an agreement with the City, that they would no longer be there, we did our due diligence on the property and we searched for best practices in terms of universally accepted practices to be able to get an Item on the Agenda. And, from our research, best practices, the most clean way, the most non-partisan way to get an Item on the Agenda for City Council, is to go through the City Manager's office. In the spring of 2017, we did just that and from the spring of 2017, the route of summer into the fall and now, as we sit in the winter of 2017, be it known to this Council, the Mayor, City Attorney, Interim City Manager, the Life Center made an immediate offer to lease the property referencing Consent Agenda Item No. 4, formerly occupied by the Maritime Academy. We've twice put the ball in the hands of people who were on the payroll for this Staff and this City. First, the current City Manager who was sitting at the time and then a Councilperson that is sitting now. But now that Item has been placed in the lap, in the hands of everybody that's represented on the dais tonight. Every Member of the Council that sits there tonight, you are privy to the same information that they had when they received it and if you perceive, by any chance, that they dropped the ball, you have an opportunity tonight, in this public meeting, to do the right thing. Pull the Agenda Item from the Consent, have a discussion, allow due process, allow this organization to give a presentation to the City of what we intend to do at this property.

And be it known, everything that we are proposing, we're already producing. We propose to do cradle to college education. But can I tell you, we're already doing it. For over four years, we have been providing...

[Audience clapping]

PASTOR J. EASLEY: ...cradle to college education. Cradle, from zero to five, we're a licensed, certified, accredited by the Florida Department of Health and the Palm Beach County Health Department, we operate early childhood education. It's not a proposal, we're already producing it, from 6:45 every morning...

[Audience clapping]

PASTOR J. EASLEY: ...to 6:00 o'clock every evening, we're providing for the most vulnerable members of our community, our babies.

CHAIRPERSON MILLER-ANDERSON: Minister...

PASTOR J. EASLEY: Not only that...

CHAIRPERSON MILLER-ANDERSON: ...Easley...

PASTOR J. EASLEY: ...but we're also providing, not only from the cradle but all the way through college. There was a young man who came to the mic tonight, he was a part of our adult high school diploma program.

CHAIRPERSON MILLER-ANDERSON: Mr. Easley, I, I, I don't wanna cut you off but we do only have the three minutes.

PASTOR J. EASLEY: Yeah.

CHAIRPERSON MILLER-ANDERSON: I, I hear what you're saying...

PASTOR J. EASLEY: Okay.

CHAIRPERSON MILLER-ANDERSON: ...and once we get to that particular section...

PASTOR J. EASLEY: Okay.

CHAIRPERSON MILLER-ANDERSON: ...we can then decide what we're going to do from there but I do appreciate you speaking to us during that Consent Agenda public comment time.

COUNCILPERSON DAVIS: Madam Chair?

MAYOR MASTERS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Yes.

COUNCILPERSON DAVIS: As it relates to I'.., this Item and discussion...

CHAIRPERSON MILLER-ANDERSON: Mhmm.

COUNCILPERSON DAVIS: Easley mentioned that he gave something to the City Manager in May, so what happened?

CHAIRPERSON MILLER-ANDERSON: We're not...

PASTOR J. EASLEY: [Stammer]...

CHAIRPERSON MILLER-ANDERSON: Wait, wait. Hold on, hold on, hold on. During..., Mr. Davis knows during the public comment time, we don't interact during this time.

COUNCILPERSON DAVIS: Oh, I thought this was the Item.

CHAIRPERSON MILLER-ANDERSON: Huh? We're not on the Item yet. We haven't even gotten to them. We're just doing the public comment section and then...

COUNCILPERSON DAVIS: Oh, okay. I can wait.

CHAIRPERSON MILLER-ANDERSON: ...we'll come back to it. Alright.

COUNCILPERSON DAVIS: [Inaudible].

CHAIRPERSON MILLER-ANDERSON: Thank you so much, Mr. Easley.

PASTOR J. EASLEY: Thank you for your time.

CHAIRPERSON MILLER-ANDERSON: Thank you.

[Audience applause]

[Inaudible dais comments]

CITY CLERK ANTHONY: Terrell Green, William McCray...

UNK: Pass.

CITY CLERK ANTHONY: ...Gayle Easley.

COUNCILPERSON DAVIS: [Inaudible] promises.

CHAIRPERSON MILLER-ANDERSON: You..., did someone say they wanted to pass?

UNK: [Inaudible].

CHAIRPERSON MILLER-ANDERSON: Okay.

COUNCILPERSON DAVIS: Great.

CITY CLERK ANTHONY: Terrell Green.

UNK: Pass.

CHAIRPERSON MILLER-ANDERSON: Okay.

CITY CLERK ANTHONY: Gayle Easley.

MAYOR MASTERS: While she's coming, Madam Chair, let me just quickly announce and get this in now...

[Audience applause]

MAYOR MASTERS: I, I don't think the First Lady of the Life Center needs an introduction. We all know Gayle, grew up in Riviera Beach. I do wanna announce quickly, tomorrow night, Family Friends 20th, we're giving the key to the City to Betty Wells. Come right here, Gayle.

CHAIRPERSON MILLER-ANDERSON: You can come on up, come on up.

MAYOR MASTERS: She deserves it.

[Audience clapping]

CHAIRPERSON MILLER-ANDERSON: Good evening.

MS. G. EASLEY: Good evening, everyone. I would like to say...

COUNCILPERSON DAVIS: [Inaudible background comment]

CHAIRPERSON MILLER-ANDERSON: State your name for the record.

MS. G. EASLEY: Oh, my name is Gayle Easley. I'm a resident of Riviera Beach. I'm the wife of Dr. Easley and I would like to say, it has been said that one can live seven days without food, three days without water, eight seconds without breathing but not one minute without hope. So, I ask tonight that you allow the Life Center to bring hope to the City of Riviera Beach.

Thank you.

CHAIRPERSON MILLER-ANDERSON: Thank you.

[Audience applause]

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 IT'S NORMAL SEQUENCE ON THE AGENDA.

CHAIRPERSON MILLER-ANDERSON: Do..., would anyone like to have any Items pulled from the Consent Agenda?

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

CHAIRPERSON MILLER-ANDERSON: Yes.

UNK: Four.

CHAIR PRO TEM DAVIS JOHNSON: ...would like have Item 4 pulled, please.

CHAIRPERSON MILLER-ANDERSON: Okay. Item No. 4 being pulled. Anyone else? [Pause]. Item No. 5, I would like to have 5 pulled. Anyone else?

MAYOR MASTERS: Madam Chair, I just wanna concur with the Councilwoman Tonya Davis Johnson, that 4, in the interest of justice, should be pulled.

CHAIRPERSON MILLER-ANDERSON: Okay.

MAYOR MASTERS: I just want to put that on the record.

CHAIRPERSON MILLER-ANDERSON: Item No. 4 you're referencing?

MAYOR MASTERS: Yes.

CHAIRPERSON MILLER-ANDERSON: Okay.

MAYOR MASTERS: I am.

CHAIRPERSON MILLER-ANDERSON: Anyone else? Alright. Madam Clerk.

CITY CLERK ANTHONY: We need a motion.

COUNCILPERSON DAVIS: [Inaudible].

CHAIRPERSON MILLER-ANDERSON: Do we have a motion to accept the Consent Agenda with...

CITY CLERK ANTHONY: No, we don't. We need one.

COUNCILPERSON DAVIS: [Inaudible].

CHAIRPERSON MILLER-ANDERSON: I didn't hear you.

CITY CLERK ANTHONY: We need a motion.

CHAIR PRO TEM DAVIS JOHNSON: Motion to approve the Consent Agenda with the pulling of Item 4 and 5.

COUNCILPERSON HUBBARD: Second.

UNK: Okay.

CHAIRPERSON MILLER-ANDERSON: That's not what I was getting ready to do. Is that how we normally...

[Inaudible dais comment]

CHAIRPERSON MILLER-ANDERSON: I was... This is where I usually say that.

[Inaudible dais comment]

CHAIRPERSON MILLER-ANDERSON: And then someone will say it, so moved and the second. Alright. Go ahead.

CITY CLERK ANTHONY: Okay. Councilperson Davis?

COUNCILPERSON DAVIS: Yes.

CITY CLERK ANTHONY: Councilperson Pardo?

COUNCILPERSON PARDO: Yes.

CITY CLERK ANTHONY: Councilperson Hubbard?

COUNCILPERSON HUBBARD: Yes.

CITY CLERK ANTHONY: Pro Tem Davis Johnson?

CHAIR PRO TEM DAVIS JOHNSON: Yes.

CITY CLERK ANTHONY: Chair Miller-Anderson?

CHAIRPERSON MILLER-ANDERSON: Yes.

CITY CLERK ANTHONY: Unanimous vote.

CHAIRPERSON MILLER-ANDERSON: Alright.

MINUTES

1. MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD NOVEMBER 28, 2017.

DEPARTMENT DIRECTOR: CLAUDENE L. ANTHONY (561) 845-4090

RESOLUTIONS

2. RESOLUTION NO. 141-17 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE AGREEMENT BETWEEN THE CITY AND PALM BEACH COUNTY TO ACCEPT COMMUNITY DEVELOPMENT

BLOCK GRANT FUNDS IN THE AMOUNT OF \$177,587 FROM PALM BEACH COUNTY FOR FISCAL YEAR 2017-2018 FOR THE RECONSTRUCTION OF WEST 36TH STREET FROM AVENUE "O" TO PRESIDENT BARACK OBAMA HIGHWAY, AVENUE "N" FROM WEST 36TH STREET TO WEST 35TH STREET, WEST 30TH STREET AND WEST 28TH STREET FROM AVENUE "R" TO AVENUE "O", AND AVENUE "O" FROM WEST 30TH STREET TO WEST 27TH STREET, AUTHORIZING THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO APPROPRIATE A BUDGET AND APPROPRIATE FUND BALANCE FROM 108-1116-541-0- 6302 IN THE PAVING AND DRAINAGE CONSTRUCTION FUND IN THE AMOUNT OF \$177,587, AND PROVIDING AN EFFECTIVE DATE.

ACTING DEPARTMENT DIRECTOR: TERRENCE BAILEY (561) 845-4080

3. RESOLUTION NO. 142-17 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE PURCHASE AND DELIVERY OF ONE (1) JOHN DEERE 444K WHEEL LOADER WITH BUCKET ATTACHMENTS FROM NORTRAX IN THE AMOUNT OF \$142,123.20 MINUS A TRADE IN OF \$16,000.00 FOR THE UNIT BEING REPLACED BY UTILIZING THE COOPERATIVE PURCHASE PROGRAM AND THE FLORIDA SHERIFFS ASSOCIATION CONTRACT NUMBER FSA17-VEH15.0 SPECIFICATION #30 AUTHORIZING THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO MAKE PAYMENT FROM ACCOUNT NUMBER 503-1129-519-0- 6451 FOR THE PURCHASE IN THE AMOUNT OF

\$ 126,123.20 ; AUTHORIZING THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO DEPOSIT PROCEEDS FROM THE SALE OF SURPLUS VEHICLES INTO THE FLEET SERVICES FUND; AND PROVIDING AN EFFECTIVE DATE.

ACTING DEPARTMENT DIRECTOR: TERRENCE BAILEY (561) 845-4080

4.

CHAIRPERSON MILLER-ANDERSON: Item No. 4.

CITY CLERK ANTHONY: RESOLUTION NO. 143-17 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A FIVE YEAR LEASE AGREEMENT AT \$1,200 PER YEAR WITH THE ALPHA EDUCATIONAL FOUNDATION FOR USE OF PARCEL ID NO. : 56-43-42-33-06-030-0010 FKA, RIVIERA BEACH MARITIME ACADEMY LOCATED AT 251 WEST 11TH STREET AND HERE FORWARD KNOWN AS THE JUDGE EDWARD RODGERS COMMUNITY EMPOWERMENT CENTER; AND PROVIDING FOR AN EFFECTIVE DATE.

ACTING DEPARTMENT DIRECTOR: TERRENCE BAILEY (561) 845-4080

COUNCILPERSON PARDO: So moved.

CHAIRPERSON MILLER-ANDERSON: Do we have a second?

COUNCILPERSON DAVIS: Second.

CHAIRPERSON MILLER-ANDERSON: Alright. Is there a presentation?

PUBLIC WORKS DIRECTOR BAILEY: There is no...

CHAIRPERSON MILLER-ANDERSON: No Presentation? Presentation?

PUBLIC WORKS DIRECTOR BAILEY: ...presentation. Terrence Bailey, Public Works Director, here to answer any questions.

CHAIR PRO TEM DAVIS JOHNSON: Okay. So, Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

CHAIR PRO TEM DAVIS JOHNSON: I was quite surprised to receive the correspondence from Mr. James Easley with regards to his interest in this particular property. It was certainly mindboggling to me that a request was made at the City Admin'.., Administration level and never forwarded on to this Council. So therefore, we accepted an unsolicited proposal or a request that was sponsored by Commissioner Hubbard. I'm going to believe that she wasn't aware of this other request that was out there because we took action...

[Inaudible dais comment]

CHAIR PRO TEM DAVIS JOHNSON: ...without informa'.., without having full information. So, I cannot necessarily place blame you but I'm concerned that information was made available, that a request was made and we actually took action in the blind, not being aware of that particular request. And I believe that what we also need to, to look at.., and this isn't to you, this is to my colleagues, we have got to put a process in place that deals specifically with RFP's and processes when there are vacant buildings or if there's a request from an organization because we have had three instances where we have talked about this particular issue and never once was it brought up from Staff that there was an alternate or a second request in place. I, for one, am quite disheartened and off put by the fact that I get a correspondence that says we are interested in May. We are interested in May. We, we never know anything about it until I get the correspondence from Mr. Easley asking all of us to pull the Item so that he could share information about the proposal. We certainly cannot, as a Council, operate in a vacuum and Council can certainly not be put in a position where we're here making decisions when we don't have all the facts. So, in light of the fact that...

[Audience clapping]

CHAIR PRO TEM DAVIS JOHNSON: ...we have... Please. I, I appreciate it but please let's... Point of order for me. I, I am just concerned with the way that this has been handled. We're at a point now where on the Agenda there's an Item for a five-year

lease and I [pause], I don't think that there was a fair process based on what we're learning because I was under the... And, and thank you for standing there. You can actually go sit down because this isn't for you, this is for us to discuss. And what I'm, I'm simply saying is, we had idea about this additional request.

COUNCILPERSON PARDO: Like other things.

CHAIR PRO TEM DAVIS JOHNSON: No knowledge. So, now I'm questioning, what else don't we know about? But, in...

UNK: Madam Chair?

MAYOR MASTERS: [Inaudible].

CHAIR PRO TEM DAVIS JOHNSON: ...this particular instance...

COUNCILPERSON PARDO: There's so much coming out.

CHAIR PRO TEM DAVIS JOHNSON: In this particular instance, we are now..., we have a conundrum, we're in a quagmire because we have a lease agreement that we're proposing to the Alpha's for the Judge Rogers Center and there is a..., there was a request that was made in the spring for this very same pro'..., property. So, my question to us is, you know, is that the way that we want to conduct business? How do we..., now that we're at this juncture where we have met with the Alpha's, we've had the conversation, we've talked about what they wanted to do with the property, when, in fact, there was a, an additional request.

[Inaudible audience comment]

COUNCILPERSON DAVIS: Madam Chair?

MAYOR MASTERS: Madam Chair?

COUNCILPERSON PARDO: Well, Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Mr. Davis, Ms. Hubbard..., I'm sorry. Mr. Davis, Mayor, I didn't hear you, Ms. Pardo, and then you wanna go?

COUNCILPERSON DAVIS: Okay. So...

CHAIRPERSON MILLER-ANDERSON: And then I'll go after.

COUNCILPERSON DAVIS: Okay. So, Mr. Easley referenced that, back in May, he submitted this to the current City Manager at the time. That's..., this is the first time I heard about it, the email that I received today as well. So, for some reason, that wasn't brought to this Board, from that City Manager. That City Manager, unfortunately, is no longer here to talk about it but that's the one that he's referring to. When this Item came out, when Alpha's came before us originally, and I do recall, if the Board can follow me on this, I did

say, 'Hey, as we move forward with this nonprofit, we need to advertise to see are there any other nonprofits available.' Did I not ask that question? [Stammer], did I.., I just wanna hear from my colleagues, did I not ask that question to...

[Inaudible dais comment]

COUNCILPERSON DAVIS: ...all my colleagues?

COUNCILPERSON HUBBARD: I don't know.

MAYOR MASTERS: Don't remember.

COUNCILPERSON DAVIS: Well, if you check the record...

[Inaudible dais comment]

COUNCILPERSON DAVIS: ...I asked all my colleagues, if we're gonna do this, we can advertise it for 10 days in the paper, let all nonprofits get a proposal and then once they, once they respond, then we can hear 'em out.

Now, the uniqueness of this situation is, Alpha's talked about services that [pause]. What's the name of the organization?

COUNCILPERSON PARDO: Life Center.

COUNCILPERSON DAVIS: Life Center? Correct?

[Inaudible audience comment]

COUNCILPERSON DAVIS: Life Center's talking about proposing. One of the things, speaking with one of the representatives, I don't know... Mr. Fields, you mind coming to the microphone? So, so, Mr. Fields, in your presentation, you talked about joining other nonprofits like what's being presented to us. Do you still maintain that same concept?

MR. A. FIELDS: Yes. Good evening. Alfred Fields, the President of Alpha Phi Alpha fraternity...

CHAIRPERSON MILLER-ANDERSON: Good evening.

MR. A. FIELDS: ...Delta Delta Lambda Chapter here, the West Palm Beach County area. We did, and we still. Will be joining with other agencies for the, for the use of the property. So.., and as we've submitted to the Council as part of the lease agreement, that we will be, and our attention is to, sublease, which is a major part of the, the, the lease agreement, to other organizations that will be enhancing the services that are already present here in the City. So, our goal is not to be a, a, a Lone Ranger, our goal is to be collaborative in the efforts that we do at the site in working with those persons, or entities, that would like to assist us in providing these services to the City. That is our

goal, that is our prayer and that is our wish, that we will have those other entities come to us. Yes.

COUNCILPERSON DAVIS: So, so are you willing to sit down and have a discussion with Mr. Easley in your organization, to find out how you all can collaborate?

MR. A. FIELDS: Absolutely. Without a doubt.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair? [Inaudible]...

CHAIRPERSON MILLER-ANDERSON: Hold on, hold on.

MAYOR MASTERS: I was next.

CHAIRPERSON MILLER-ANDERSON: Are you finished?

COUNCILPERSON DAVIS: I, I have nothing else. I'll just pause and let my other colleagues kick in.

CHAIRPERSON MILLER-ANDERSON: You're done for now?

COUNCILPERSON DAVIS: Yeah I'm done.

CHAIRPERSON MILLER-ANDERSON: Mayor?

MAYOR MASTERS: Yes. As [pause] Representative Tonya Davis Johnson said, that we took action in the blind. We were blindsided because we didn't have, before us, what we heard tonight. And now that we're in the Sunshine, we need to correct it and I think what.., the right thing to do is, is.., and I have all respect for the Alpha's. Dr. King was a Alpha. All respect for Judge Rogers and respect for Pastor Easley, that I've known and the First Lady, for many years. All of them kinda equally. I think the right thing to do, for me, is to just hold up on this and allow a presentation by the Life Center, Cradle.., from the Cradle to the College. Is that what.., is that what you said?

CHAIRPERSON MILLER-ANDERSON: Yes.

MAYOR MASTERS: Well, I'll never forget that phrase, the Cradle to, to College and, and then make a decision as to what we're gonna do. The way that this was [inaudible] tonight, it is clear that whatever happened, happened...

COUNCILPERSON PARDO: Right.

MAYOR MASTERS: ...but we are tonight, why we didn't know about it, why [stammer] we can't explain that we don't know. The Manager, former Manager's not here to defend his action at the time. I'm sure the Manager gets a lot of requests. So, why, why it didn't happen then, is not the point. The point is, it's in front of now and now is now and I feel that the right thing to do is not to move on this Resolution, that we need to hold this Resolution in abeyance and then have a full presentation by the other party and then

this Council should make a decision based upon what's presented to them, at that time. It is clear to me that Pastor Easley expressed, and I'm paraphrasing, that an injustice has been done. Not intentionally, of course not to him but it's..., we need to be fair. And I think in the spirit of fairness and justice to all parties, that we should just hold this and not rush to judgment and admit that we didn't have it and we made a decision based on that time but it's not too late, it is never too late to do what's right, fair and just.

So, in summation, for me, the just thing to do is to hear from all parties, have all presentations and then decide what we're going to do. Because, the fact is, that this is on the table but it has not been voted on. It's on the table. And what's on the table can be taken off the table or it can be set aside until corrective action can be taken, if needed. But, at least, we should..., at least, have a presentation and the Council will have..., the voting Members of this Board will have a, a, a decision, another decision to make, after hearing pres'..., a presentation from the Life Center.

Thank you, Madam Chair.

CHAIRPERSON MILLER-ANDERSON: Thank you. Ms. Pardo.

COUNCILPERSON PARDO: Thank you, Madam Chair. So, when I received the email, I too was quite taken back by it. You know, especially hearing tonight that the Life Center had a conversation with Mr. Evans back in May and the Item was never brought to us, formally or informally and we've all, you know, in May, June, July, August, September, had meetings with Mr. Evans and it never came forward. And, if you all recall, when the Maritime Academy was trying to renew the lease, it was a very hot issue and I, for one, wanted to keep the Maritime Academy on that property because I knew the benefit that that school provided to the City of Riviera Beach and to the marine workforce, not just in Riviera Beach but in all of Palm Beach County. But, the majority of the Council went another way and that's fine. Right? What am I gonna do, can't cry over spilt milk. But, I can tell you, I am..., you know, so anyway, so Mr. Evans knew that this was a very hot topic, that there were people who had come to the meeting at the time who had expressed interest in possibly doing something with that property, if we decided to move the Maritime Academy somewhere else.

So, you know, I'm upset about that. We didn't know about that. You know, there's a lot of things that happened during Mr. Evans' tenure that we weren't aware of. We found out about Memorandums of Understanding that never came to the Council. So, you know, Mr. Easley, I can tell you, I apologize that we didn't know about it. I'm not asking you...

MR. J. EASLEY: Yeah. Thank you.

COUNCILPERSON PARDO: ...to come up and speak but, you know, I would think a lot of times if someone is looking to put their business or a nonprofit or something on City land, they usually give the Council a head's up also. So, you know, you can't blame us for moving forward with the Alphas, like we were doing, because no one else came to us. You know, so, you know, I just wanna put that on the record. Where it goes tonight, I

don't know but I want you to know, and your, and your members, that, you know, the blame isn't with the City Council because we were in the blind.

Thank you, Madam Chair.

CHAIRPERSON MILLER-ANDERSON: Ms. Hubbard.

COUNCILPERSON HUBBARD: I want, I want to say that I received the correspondence from Mr. Easley, I spoke with Mr. Easley once, I was under the impression that he..., as he had led, as he had led..., told me, he had spoken with the Manager. So, for that, the Manager puts things on the Agenda. My thinking..., I hadn't thought about it or it hadn't come to mind any'..., anymore since, you know, since that time. So, by it not appearing on the Agenda or what have you, I di'..., I don't know what transpired between Mr. Easley and..., Mr. Easley and, and the Manager but, one thing I say, my understanding about the Alpha's intent and the program that they pu'..., wanted to put in place, was to be a parent, a umbrella situation for the, for the property and to invite other nonprofits who had services to come in together and, and you all would provide, in your area of expertise, your ser'..., your particular service and I heard you mention daycare. We met another lady that had been over there prior to the Alphas, that said they did a summer camp over there at one particular time, when the Maritime Academy was there. So, what I saw it was, as an umbrella situation for the Alphas to say, 'Hey, all nonprofits who have something to offer to the City of Riviera Beach, come and let's use this space to, to offer our services.' They are..., they're not a social service organization quote unquote, so, it was a clarion call, if you will, to all nonprofits who have something to offer to let's come together and use this space for the upbuilding of Riviera Beach. I don't think that their intent was to commandeer it and just sit there. That's not what I personally got from the presentation that was made. And by it being done on the..., in the Sunshine, at the meeting, and when we had the, the public comments, I wish we could've heard from you at that time as well but I don't think that all is lost. I think that they are, are, are most welcoming of as many services as possible, that this community can avail themselves of and that's what I got from the gist of it. Not to commandeer it and just wrap their arms around it and nobody else can come in and this is ours, I think it was a big clarion call for all the nonprofits to, 'Hey, let us know what you're offering, come on over , let's do something good together.'

That's what I got out of it.

CHAIRPERSON MILLER-ANDERSON: That's it?

MR. J. EASLEY: [Inaudible].

CHAIRPERSON MILLER-ANDERSON: No, sir. No. You won't be able to..., unless you've put in... Did you put..., no? You've already spoke on your Consent so we'll have to finish deliberating up here and then we'll determine whether or not we're gonna bring it back on another Agenda.

MR. J. EASLEY: But, I don't...

CHAIRPERSON MILLER-ANDERSON: Hold, hold...

MR. J. EASLEY: It was...

CHAIRPERSON MILLER-ANDERSON: ...on. Hold...

MR. J. EASLEY: It was...

CHAIRPERSON MILLER-ANDERSON: Well, I haven't spoke yet, so.

MR. J. EASLEY: It was...

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

MR. J. EASLEY: It's not.., I don't want... what I do not want to get lost to the public, is that this doesn't lie in the spring. On November 2nd of 2017, we responded to the maker of the motion because this Agenda Item was continued to be pushed forward and you have it in your.., everybody sitting up there has it in your chain, are response. I contacted the maker of the motion who put this property on the Agenda, Councilwoman Hubbard, and I said in the.., I, I said in the phone call and in my email, 'You may or may not be aware of this.' As the maker of the motion, we came to her. And so, this doesn't just stay in the spring, it's been six weeks. It's been a month and a half. It still wasn't brought forth to this Council. And so, the Council has made every decision, like you said, in the dark but it doesn't lie just with the spring. The maker of the motion was aware of it six weeks ago and it still was not brought up.

CHAIRPERSON MILLER-ANDERSON: Let... Hold on.

COUNCILPERSON HUBBARD: Ma'...

CHAIRPERSON MILLER-ANDERSON: Okay.

COUNCILPERSON HUBBARD: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: You wanna...

COUNCILPERSON HUBBARD: Let me...

CHAIRPERSON MILLER-ANDERSON: [Inaudible]

COUNCILPERSON HUBBARD: Yeah. Let me say. When you, when I.., like I said, when I spoke with you, whatever.., when I, when I spoke with you, whatever trans'.., whatever correspondence that you sent to me, I assumed you distributed it to the entire Council because there's not a decision I can make. When you first spoke to me, my understanding was that you and the Manager was going to get it on the Agenda and that you give him the backup that he needed to get your Item on, on the Agenda. Now, when it fell through the crack or that it didn't happen, it was not something that I was shepherding , it was not something that I was.., it wasn't an Item that, that, that I was in direct contact all the time to see, 'Hey, what happened when you and the Manager met? Did it not follow through? Or what?' It wasn't something that, that, that I particularly was,

was, was shepherding. I tried to, when I, when I spoke with you, I, I tried to acknowledge your call, I tried to hear, hear what you had.., hear what you had to say and this is my first time seeing you, seeing you here. Now...

UNK: Mm.

MAYOR MASTERS: Mm.

COUNCILPERSON HUBBARD: I'm not trying to be unfair or unjust to you in shape of, of the matter and that's why it's important that when, when the residents come to us, that we do put them in touch with the Manager because, if you try to deal with it on your.., if we try to deal with it on our own or assist the residents or listen to the residents or hear their part, then this is what you get for trying to be an ear and hear what you, what you, what you were saying to me. That.., this is what I get for trying to listen, for trying to get you to the Manager, for trying to hear and to help and to forward it on. So, that's what I called myself trying to do, in corr'.., in [stammer] speaking with you.

MR. J. EASLEY: And we appreciate your efforts,...

COUNCILPERSON HUBBARD: [Stammer]...

MR. J. EASLEY: ...Councilwoman Hubbard and the work that you've done in this community, it speaks for itself but what we're saying is that, because you were the maker of the motion, in all due respect, we came and said, 'Listen, you may or may not be aware of it.' And so, we, we thought at...

COUNCILPERSON HUBBARD: [Inaudible].

MR. J. EASLEY: ...the time, and we're still saying the same thing now to the Council, in light of the information that you have before you tonight, the proper and correct thing, in our opinion, is to completely remove this Item, don't make a decision on it tonight, pull this Item. Let's operate in influence...

COUNCILPERSON HUBBARD: [Inaudible]...

MR. J. EASLEY: ...integrity and impact. Allow an opportunity...

[Audience clapping]

MR. J. EASLEY: ...due process for us to make a presentation, and that's what I asked Councilwoman Hubbard, allow us an opportunity to have time to get with the Alphas and work out the parameters of an agreement and bring that back but the fact of the matter is...

[Inaudible dais comment]

MR. J. EASLEY: ...we work off of a, of a, a concept dealing with purpose built communities that's backed by Warren Buffett. And, and our interpretation of it in the local

impact that we have, we find a designated area, right across the street from this proposed property, we operate a licensed and certified assisted living facility with our senior citizens. Registered in the City, business tax receipt, 24 hours a day, seven days a week, 365 days a year, we care for our senior citizens. We make sure they get breakfast, lunch, dinner, snacks, activities, arts and crafts and that they continue to be able to make a difference in the, in the lives of the younger generation in our intergenerational programming and right across the street, in this same designated area, we're proposing but what we're proposing, we're already doing. So, we have a seven day a week operation going on and, with all due respect to the other organization, we don't feel that them being the lead on us is the best way to proceed. We are seven days a week, 365 days a year. We're willing to partner with them but what we propose in the spring is for us to be the lead and we, we have a track record. You have it in your backup documentation. All of our stuff with the Florida Department of Education, Florida Department of Health, Children's Services Council of Palm Beach County, Early Learning Center of Palm Beach County, VPK, school readiness. We operate seven days a week and we would be more than happy, we have a proven track record of being a tremendous partner with all agencies, organizations and entities that have a desire to work with the marginalized members of our community and our society. And that's what we're asking for, opportunity...

[Audience clapping]

MR. J. EASLEY: ...to be the lead at this property and, and negotiate the parameters of the agreement that anytime the Alphas, or any other organization, would like to have access, we'll grant the access but to grant the access to them as opposed to us, is something that we can agree with and to make a decision on that tonight, without allowing a full presentation would be, in our estimation, completely unfair.

CHAIRPERSON MILLER-ANDERSON: Alright.

MR. J. EASLEY: Thank you.

MAYOR MASTERS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Thank you.

COUNCILPERSON HUBBARD: [Inaudible].

CHAIRPERSON MILLER-ANDERSON: Hold on, hold on, hold on.

MAYOR MASTERS: Okay.

CHAIRPERSON MILLER-ANDERSON: Hold on.

COUNCILPERSON HUBBARD: But one thing that he said I wanted to clear up before we [inaudible].

CHAIRPERSON MILLER-ANDERSON: Okay. But...

COUNCILPERSON HUBBARD: [Inaudible].

CHAIRPERSON MILLER-ANDERSON: ...that, that'll be it for you, Mr. Easley. She's gonna say what she wants..., needs to say...

MR. J. EASLEY: Thank you.

CHAIRPERSON MILLER-ANDERSON: ...I'm gonna make my comment and then we'll go back to...

COUNCILPERSON HUBBARD: Mr. Easley...

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

COUNCILPERSON HUBBARD: I, I'm sorry, I can't miss..., all due respect, Madam Chair.

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON HUBBARD: I just want to... You said, in the top part of your comments, that what you asked me for was to give you an opportunity to get with the Alphas and then in your closing part of your argument, you said that you didn't think that it was a good idea for you all to work together.

MR. J. EASLEY: No.

COUNCILPERSON HUBBARD: See, the part..., the top part of your comment you..., this is the first time that I have ever heard you utter the Alpha. You never asked me to make arrangements for you to get with the Alphas for your para'..., you know. There's a lotta things that people have come and said at that, at that microphone that's not true, but I don't expect you to say something that's not totally true. When you and I talked, did we talk about you gettin' with..., me getting you with the Alphas?

MR. J. EASLEY: In, in my email that the entire Council, the Mayor, Interim City Manager, and City Attorney has, they...

COUNCILPERSON HUBBARD: In the emails you said..., I'm sorry. Excuse me, I didn't know you were speaking..., I'm talking about you were saying when..., you and I only talked on the phone once so I..., so, my understanding was that you were saying in that discussion I was supposed to get you set up to talk...

MR. J. EASLEY: No.

COUNCILPERSON HUBBARD: ...make arrangements so that ya all can go...

MR. J. EASLEY: Okay.

COUNCILPERSON HUBBARD: ...through the parameters.

MR. J. EASLEY: Yeah. Let, let me clarify. Let me...

COUNCILPERSON HUBBARD: Please.

MR. J. EASLEY: ...clarify for the record. Let me clarify for the record. You and I had one phone call. I, I called your office, you answered the phone and I, and I immediately said thank you to you for taking the time in the, in the midst of what was a, a busy week.

COUNCILPERSON HUBBARD: Which is fine.

MR. J. EASLEY: I, I gave you, I ga'..., and you, you heard me out...

COUNCILPERSON HUBBARD: I did.

MR. J. EASLEY: ...you head me out and I said what I have is some information, I have some things regarding that property, I need to be able to sit down with you as soon as possible. You said, 'Okay. Send me everything and I'll get back with you to set up the meeting.'

COUNCILPERSON HUBBARD: Okay.

MR. J. EASLEY: That, that was the gist of our conversation. What I did was, I emailed you everything that I referenced in the phone conversation and what I emailed you on November 2nd, that the Council, the Mayor, Interim City Manager and City Attorney all have privy to, is that that's exactly what I asked. I said, 'First of all, I would love to meet with you in person. Secondly, I would welcome your support in allowing our organization to work out the parameters of a partnership.'

COUNCILPERSON HUBBARD: See, that's [inaudible]...

MR. J. EASLEY: ...suitable to you, the brothers of Alpha Phi Alpha and finally, put the Item back on the Agenda, allow a time for us to make a presentation, make the motion...

COUNCILPERSON HUBBARD: [Inaudible].

MR. J. EASLEY: ...get the majority votes and watch the level of integrity, influence and impact that radiates from this partnership.'

COUNCILPERSON HUBBARD: Yes, sir. And I'm saying that that's..., in the email on November 2nd, yes. Prior to that, that was not a part of our conversation, is all I was saying and if you're, if you're saying that it wasn't a part of our conversation, then that's fine. But I'm just saying, in, in that, in that conversation...

MR. J. EASLEY: Yes, ma'am.

COUNCILPERSON HUBBARD: ...you and I had on the phone, that didn't take place. November the 2nd, in your email, is where you sp'..., laid that out.

MR. J. EASLEY: Yes. I'm, I'm trying to make that as clear as...

COUNCILPERSON HUBBARD: Okay.

MR. J. EASLEY: ...clear as possible.

COUNCILPERSON HUBBARD: I just wanted to [inaudible]because it sounds...

MR. J. EASLEY: But it's been...

COUNCILPERSON HUBBARD: ...like...

MR. J. EASLEY: It's been, it's been six weeks and that hasn't..., it wasn't uttered to any other Member of the Council, the Mayor, Interim City Manager, City Attorney and so, we had no choice but to show up tonight and make sure that the City is aware and that this Council operates with the full knowledge that everybody...

COUNCILPERSON HUBBARD: And that's fine.

MR. J. EASLEY: ...needs to be aware.

COUNCILPERSON HUBBARD: And that's, and that's...

MR. J. EASLEY: Yes, ma'am.

COUNCILPERSON HUBBARD: ...the purpose and...

MR. J. EASLEY: Yes, ma'am.

COUNCILPERSON HUBBARD: ...that's how things are supposed to be done.

MR. J. EASLEY: Absolutely.

COUNCILPERSON HUBBARD: But I just don't want people to hear, or you to say something to the public that didn't actually take place. And so, I am, I am acknowledging your November 2nd email. I am, I am not running from that but what I am not gonna acknowledge is the fact that that took place in the..., in our dialogue.

So, we're clear on that. And I understand what you're saying now.

MR. J. EASLEY: Yes, ma'am.

COUNCILPERSON HUBBARD: So, that's fine. And, and that's important. I know you look as if it's not important...

MR. J. EASLEY: Yeah.

COUNCILPERSON HUBBARD: ...but it's..., it is important that, that we're clear because I believe that communication and understanding is the best thing in the world.

MR. J. EASLEY: Yes, ma'am. And you, you've always looked out for the marginalized members of our community...

[Inaudible dais comment]

MR. J. EASLEY: ...and we stand with you on that, and that's why, out of all due respect, we came to you because you were the maker of the motion and we know how passionate you are about the marginalized members of our community and that work that you wanna see done from that property and we was looking forward to an opportunity to not only sit down, but to be able to make a presentation to the entire Council to be able to get the overwhelming support and the parameter of a, of a partnership so that we can move forward and make a tremendous impact, not just short term but long term in lives of the residents of Riviera Beach.

COUNCILPERSON DAVIS: Madam Chair?

COUNCILPERSON HUBBARD: Well, I sincerely hope that that is still, that is still possible.

COUNCILPERSON DAVIS: Madam...

COUNCILPERSON HUBBARD: There's enough work in this cou'., in this City for everybody.

MR. J. EASLEY: I agree.

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Okay.

[Inaudible dais comment]

CHAIRPERSON MILLER-ANDERSON: Let me make my comment, please, and then we'll go back to Ms. Davis Johnson and then to you, Mr. Davis.

As, you know, I think the, the first part of the issue here is what Ms. Davis Johnson stated, is that we, we really need to have processes in place for this because we do this quite frequently and it, it tends to get us in trouble or get us in a situation that we can't explain sometimes. We've had instances where the owner of the Kangaroo Subs guy, he's come to us numerous times at meetings, to the podium, asking about the Dairy Belle building. You know? So, many people ask for things and even with that, we never acted on that so I think to say that Mr. Evans had a proposal and he did not bring it to us, that certainly, I hope, is not saying that's the reason why we terminated him because that is certainly not...

COUNCILPERSON DAVIS: I never said that.

CHAIRPERSON MILLER-ANDERSON:a reason for that. I'm sure.

COUNCILPERSON HUBBARD: Nobody said [inaudible].

CHAIRPERSON MILLER-ANDERSON: So, I...

COUNCILPERSON PARDO: I'm on record why I [inaudible].

CHAIRPERSON MILLER-ANDERSON: I... Right, right. So, there are many times people come with proposals wh'.., and I.., if I'm not mistaken, we were in active negotiations with Maritime. So, unless we were saying we were open, we were trying to work something out with them for quite a while. I'm not exactly sure how long that went on but we were trying to work with Maritime for quite a while so I'm not certain that any proposals woulda been brought up at that point. I can certainly say I was not aware of it, at all and knowing that we received a email a few days ago, that was my first time being made aware of it.

I do think we need to really worry about trying to put a process in place so that none of this happens at any point. It, it's going to continue to happen if we don't.., we even had a young lady that sent us an email, I think it was Ms. Ashley Walker, trying to get set up over at Ocean Mall with her popsicles. So, I mean, she's reached out to us as well but we have not acted out on that as well. So, it.., I mean, it happens but that's something we need to try to fix instead of saying, 'Oh, well, this came about months ago,' well, it came about in November too but we didn't know about it until a couple days ago. So...

[Inaudible dais comment]

CHAIRPERSON MILLER-ANDERSON: ...I, I really think we need to focus on trying to fix this problem. And I, I do agree that, with Mr. Easley coming forward at this point about this, his interest in it, I think, in all fairness, we do need to consider listening, letting him do his presentation...

COUNCILPERSON DAVIS: [Inaudible].

CHAIRPERSON MILLER-ANDERSON: ...and, and at this rate, you know, I think that it would be open to anybody, at this point. I, I just hate that we made a commitment to the Alphas a few weeks ago and, and said that we were gonna move forward with this but, obviously when we decided that, at least from my point, when I decided, that it was that, that was the only group that was interested at the time. But, when we don't put a fair process in place, it just does not make us look very good at all. It, it appears to be favoritism and it just, it just does not look well when we don't open it up and make a process available to it.., for it to be done in a, a fair way.

I, I would like to go ahead and go to Ms. Davis Johnson and, since you wanted to pull it and see what you would like to do.

CHAIR PRO TEM DAVIS JOHNSON: So, my position would be this. I would like to pull this Item for further Staff review. I wanna do a couple of things. So first, I wanna pull the Item for further Staff review, I want to provide an oopor'.., number two, I want to provide an opportunity for Dr. Easley to have a conversation with Alph'.., with the Alphas to talk about what he envisioned the, the Mar'.., the former Maritime building to be

because, based on what I read, there was mention of a charter school, correct? Was your charter school... Mr. Easley?

MR. J. EASLEY: Yeah. We, we operate...

CHAIRPERSON MILLER-ANDERSON: Come to the mic, please.

COUNCILPERSON DAVIS: [Inaudible].

MR. J. EASLEY: Thank you so much. Florida Department of Education, our school code number is 7319. We operate a private Christian school that goes from pre-k through 12th grade. We have a day school program for grades 9 through 12 and a night school program that allows members of our community, who are adults who did not get a high school diploma, to come back, go to night school. Some have.., the system failed them, some failed the system but they get an opportunity to come back at night school and earn a real high school diploma. And, and so, it's a private school...

CHAIR PRO TEM DAVIS JOHNSON: Mhmm.

MR. J. EASLEY: ...pre-k through 12th grade. What we propose, because the Council had.., the previous Council had already approved a high school to be at that location, we mirrored the exact same services that were already going on and what.., one of the things we proposed was grades 9 through 12, day school and high school for adults, night school.

CHAIR PRO TEM DAVIS JOHNSON: Okay. So, I'm looking at your correspondence and it said a leadership academy.

MR. J. EASLEY: Yes.

CHAIR PRO TEM DAVIS JOHNSON: So therefore, I think that it would be in the best interest of both parties to have a conversation, look at the dynamics of what the Alpha program is proposing, what you're proposing. I believe that's number three.

And then I need to.., I want us to direct Staff to draft a policy, if there is not a policy in place, that talks about...

COUNCILPERSON PARDO: Madam Chair?

CHAIR PRO TEM DAVIS JOHNSON: ...unsolicited proposals...

COUNCILPERSON DAVIS: I gave you one.

CHAIR PRO TEM DAVIS JOHNSON: ...unt'.., if there is not a policy in place, then we need to create one because this action cannot happen again. And those would be my four points of what I'd like to see, so if I need to put that in a motion, I'm happy to do so but that's exactly what I am proposing.

COUNCILPERSON PARDO: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Um, I think Mr. Davis was next and then...

COUNCILPERSON DAVIS: I, I'll pause for a minute and, and...

CHAIRPERSON MILLER-ANDERSON: Okay. Ms. Pardo.

COUNCILPERSON DAVIS: ...wait for Ms. Pardo and then go after her.

COUNCILPERSON PARDO: Okay. So, this is a total contradiction. When...

CHAIR PRO TEM DAVIS JOHNSON: It's unfortunate.

COUNCILPERSON PARDO: ...the Maritime came to us and asked us to allow them to extend the lease, we went back and forth with them over how much they would pay and then the majority of the Council said we no longer want the school there, possibly we'll do housing over there...

COUNCILPERSON DAVIS: [Inaudible].

COUNCILPERSON PARDO: ...or, um, I think that's, that's, that...

COUNCILPERSON DAVIS: It was housing.

COUNCILPERSON PARDO: ...was the conversation.

COUNCILPERSON DAVIS: It was housing.

COUNCILPERSON PARDO: There was housing. We were going to put housing over there. And now all of a sudden, now we're back to putting a school over there. So, if we're going to allow Mr. Easley to come to us and make a proposal, you know, what about the Maritime Academy?

COUNCILPERSON DAVIS: They get to too.

COUNCILPERSON PARDO: Do they...

UNK: Let me...

COUNCILPERSON PARDO: ...get to...

CHAIRPERSON MILLER-ANDERSON: Hold on, hold on.

COUNCILPERSON PARDO: ...come back, you know, after the fact?

COUNCILPERSON DAVIS: I was gonna address that in [inaudible]...

COUNCILPERSON PARDO: After they've already moved their children to other schools?

CHAIR PRO TEM DAVIS JOHNSON: Okay.

COUNCILPERSON PARDO: You know, I think we need to be consistent on it. We need to remember, we said no. I didn't say no, the majority of the Council said, 'No. We no longer want you here. We don't want a school here.' So, you know, what do we want? One, you know, one month we..., or one [pause].

CHAIR PRO TEM DAVIS JOHNSON: Okay.

COUNCILPERSON PARDO: I, I just...

CHAIR PRO TEM DAVIS JOHNSON: Let me...

COUNCILPERSON PARDO: I just...

CHAIR PRO TEM DAVIS JOHNSON: ...let me state...

COUNCILPERSON PARDO: ...don't understand it.

CHAIR PRO TEM DAVIS JOHNSON: ...for the record...

COUNCILPERSON PARDO: Yeah.

CHAIR PRO TEM DAVIS JOHNSON: I was...

COUNCILPERSON PARDO: I know, and you were...

CHAIR PRO TEM DAVIS JOHNSON: I was...

COUNCILPERSON PARDO: ...with me on it.

CHAIR PRO TEM DAVIS JOHNSON: ...on the side of not...

COUNCILPERSON PARDO: Correct.

CHAIR PRO TEM DAVIS JOHNSON: ...le'..., letting the Maritime Academy leave so I...

COUNCILPERSON PARDO: Correct.

CHAIR PRO TEM DAVIS JOHNSON: ...I don't disagree that we had that conversation.

COUNCILPERSON PARDO: Right.

CHAIR PRO TEM DAVIS JOHNSON: But again, the majority of the Board co'..., they made that vote...

COUNCILPERSON PARDO: That they weren't...

CHAIR PRO TEM DAVIS JOHNSON: ...we live with that vote.

COUNCILPERSON PARDO: Right. But... Right.

CHAIR PRO TEM DAVIS JOHNSON: But where we have...

COUNCILPERSON PARDO: But the vote was...

CHAIR PRO TEM DAVIS JOHNSON: ...a situation now...

COUNCILPERSON PARDO: Correct. But the vote was they wanted housing on it.

COUNCILPERSON DAVIS: Yep.

COUNCILPERSON PARDO: So now, you know, the season changes...

CHAIR PRO TEM DAVIS JOHNSON: The dec'... [chuckle].

COUNCILPERSON PARDO: ...and now...

COUNCILPERSON DAVIS: This is [inaudible]...

COUNCILPERSON PARDO: ...we no longer want housing on it, now we want another school.

CHAIR PRO TEM DAVIS JOHNSON: [Inaudible].

COUNCILPERSON PARDO: So, you know, it just..., it doesn't...

[Inaudible dais background discussion]

COUNCILPERSON PARDO: Yeah. Let's be...

CHAIR PRO TEM DAVIS JOHNSON: Well, I just...

COUNCILPERSON PARDO: ...consistent.

CHAIR PRO TEM DAVIS JOHNSON: ...want to make sure that we clarify that my vote...

COUNCILPERSON PARDO: Right. I understand.

CHAIR PRO TEM DAVIS JOHNSON: ...was in support of the Maritime [stammer], Maritime Academy school continuing on. Now, there was discussion about it and we we'... I'm happy to pull the record so that, so that I am clear but what we have now, Councilwoman Pardo, in my, in my opinion, is we have, we have two organizations who expressed interest. One we did not know of, the second...

COUNCILPERSON PARDO: Right. I understand.

CHAIR PRO TEM DAVIS JOHNSON: ...we were made aware of. So, we cannot treat this situation as though the Life Center did not express an interest. We can't, in good conscious, for me, I cannot and I understand what you're asking for as it relates to consistency and having a school and I don't believe that this is a full-fledged school and we need to understand what it is because we just received his correspondence indicating what his proposal was for this site. So, as additional information comes in, for me, and I can understand the full intent of what it is, if it is a social service program, if it is an opportunity for them to provide services to the disenfranchised and to those of our community that need those services the most, naturally, I wanna hear more about that because that is what the Alphas are proposing as well, in addition to.., and they talked about education, they talked about employment, they talked about small business creation, they talked about other nonprofits coming in. So, if it is possible for us to create an umbrella of some sort that is workable for both of these organizations, I think that we have a responsibility to do that.

So that's where... that's the vantage point from which I'm coming. I'm not trying to be inconsistent because I was consistent with my vote back when we talked about the Maritime Academy because I saw the true results of it because I had a student that I worked with that is now a United States Navy officer. So, I understand the benefit of the Maritime. I'm certainly not flipping or being inconsistent. I was outvoted. But I'm saying now we have an opportunity to correct what was done, that which we were not aware of. Now that we are aware, we have a, we have a responsibility to, at least, consider.

COUNCILPERSON PARDO: Madam Chair?

CHAIR PRO TEM DAVIS JOHNSON: I'm not telling you...

COUNCILPERSON PARDO: Okay.

CHAIR PRO TEM DAVIS JOHNSON: ...to change your desire...

COUNCILPERSON PARDO: So, I think I still have the floor.

CHAIR PRO TEM DAVIS JOHNSON: No. I had the floor and you interrupted.

COUNCILPERSON PARDO: No, no, no.

CHAIR PRO TEM DAVIS JOHNSON: Yes, ma'am.

COUNCILPERSON DAVIS: Point of order. You're not gonna...

COUNCILPERSON PARDO: No.

COUNCILPERSON DAVIS: ...go there. Ladies, ladies, ya'll, ya'll...

CHAIR PRO TEM DAVIS JOHNSON: No. I [inaudible]...

COUNCILPERSON DAVIS: ...were doing fine.

CHAIR PRO TEM DAVIS JOHNSON: But I still [stammer]. I, I had the floor.

COUNCILPERSON DAVIS: No. Ya'll were doing fine. So let's, let's stay there.

COUNCILPERSON PARDO: So anyway...

COUNCILPERSON DAVIS: Both of you.

COUNCILPERSON PARDO: Right. So anyway, if we are going to put this back on the street to see if anyone else wants to bid on the property, perhaps that's exactly what we should do and [paus]e. You know, they also need to come in and tell us exactly how much they're going to pay us for the property. I...

COUNCILPERSON DAVIS: We never [inaudible]...

COUNCILPERSON PARDO: ...recall... What did... Right? Viking offered us a substantial amount of money and the Council decided against it. So, you know, if we..., if we're gonna be fair, let's be fair all around.

COUNCILPERSON DAVIS: Madam Chair?

COUNCILPERSON PARDO: Thank you.

CHAIRPERSON MILLER-ANDERSON: Alright.

COUNCILPERSON PARDO: I'm done.

CHAIRPERSON MILLER-ANDERSON: Ne'...

COUNCILPERSON DAVIS: Okay. I'm, I'm...

CHAIRPERSON MILLER-ANDERSON: Was there anyone?

COUNCILPERSON DAVIS: I'm gonna be very brief.

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON DAVIS: When this initial concept came about when the vote took place to no longer allow Viking to enter into a long term agreement on the property, there was a discussion to.., with the Board to talk about the lack of housing in Riviera Beach, affordable housing for our employees, our school teachers, our..., just people from Rivera Beach. You know, we wanna get folks outta just affordable rental programs, but ownership. That came up in the discussion and we directed Staff to bring a concept. Once that happened, Alpha Phi Alpha said, 'Hey, well while this property's sitting there looking derelict, people tearing up the windows, tearing up the facilities, they wanna come and use it until they found another location or to do something in the future. But for the time being, they wanna come and do something with the property.

So, I still support the housing concept because we don't have much property in the City to give our young children, young teenagers in a few years who will be getting good jobs, descent jobs, [inaudible] they can own something for a change. At some point, we gotta continue to stay.., keep that goal.

But when we got to this concept, and I wanna keep this Board reminded, and I want somebody to tell me that this action, this conversation did not take place. In the meeting that night, I stated that if we have nonprofits, we need to advertise for at least 10 days for all nonprofits to come give a presentation and then we make a selection. Did that not happen? I just wanna make sure 'cause I don't wanna move no further with someone saying we don't have policies, I brought a policy out there to the Board and I don't want no one else to sit here and ignore that.., ignore that discussion. Every time we all speak, we all need to start.., continue to listen and remember what's important so we can support all of our goals. So, we.., I brought together a policy saying, 'Hey, if we're gonna move forward...'

UNK: Bring in the Minutes.

COUNCILPERSON DAVIS: Did that not happen?

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

COUNCILPERSON HUBBARD: Mr. Davis?

CHAIRPERSON MILLER-ANDERSON: Hold on, hold on.

COUNCILPERSON DAVIS: I just wanna hear that before I discuss anything else...

CHAIRPERSON MILLER-ANDERSON: Contin'...

COUNCILPERSON DAVIS: ...because...

CHAIRPERSON MILLER-ANDERSON: Just continue...

COUNCILPERSON DAVIS: No. No. I asked...

CHAIRPERSON MILLER-ANDERSON: ...with your...

COUNCILPERSON DAVIS: ...the question of my colleagues. If they choose not to answer it, I respect that...

CHAIRPERSON MILLER-ANDERSON: No one...

COUNCILPERSON DAVIS: ...but I...

CHAIRPERSON MILLER-ANDERSON: ...answered.

COUNCILPERSON DAVIS: I just wanna make sure...

COUNCILPERSON PARDO: [Inaudible].

COUNCILPERSON DAVIS: ...that if, if you don't want... Thank you. So, it's to the public.

[Audience chuckles]

CHAIR PRO TEM DAVIS JOHNSON: No.

COUNCILPERSON DAVIS: Understand one thing...

CHAIR PRO TEM DAVIS JOHNSON: I will answer, yes, you did.

COUNCILPERSON HUBBARD: I was trying to answer...

CHAIR PRO TEM DAVIS JOHNSON: Thank you. Thank you, Vice Chair.

CHAIRPERSON MILLER-ANDERSON: I don't, I don't...

COUNCILPERSON DAVIS: Thank you.

CHAIRPERSON MILLER-ANDERSON: ...remember [inaudible].

COUNCILPERSON DAVIS: 'Cause I wanna make sure folks know...

CHAIR PRO TEM DAVIS JOHNSON: Well then, just pull the record.

COUNCILPERSON DAVIS: ...that there was a process that was delivered and...

[Inaudible dais comment]

COUNCILPERSON DAVIS: ...given opportunity to do that. Now, we're there now. The only thing that needs to happen at this point, is to solve the problem. And to solve the problem...

COUNCILPERSON HUBBARD: [Inaudible].

COUNCILPERSON DAVIS: ...we need to make the correction and go back to the original discussion. We need to put this out for 10 to 15 days for all nonprofits to come and give a presentation. Okay? I love [stammer] the Alphas. I love what all your services do. There are other nonprofits that's gonna come present now because we must advertise to the public and good competition's good for everybody. And there may some things throughout those discussions and presentations that we all gonna learn that we have in this City. But if we're gonna do the right thing, a motion need' to be taken to table this Item to the ne'...

Well, I make a motion to table this Item...

UNK: [Inaudible] motion.

COUNCILPERSON DAVIS: Substitute motion, to table this Item 'til the next Council meeting so Staff can come back with a, a RFQ or RFP put in place, to advertise something for 10, 20 days or 30.., whatever's recommended, for all nonprofits to come there and show us what they can do.

CHAIRPERSON MILLER-ANDERSON: Does the second still stand for the, for whoever made the second? Who made the second?

CHAIR PRO TEM DAVIS JOHNSON: There was no second. I don't remember. Was there a second?

MAYOR MASTERS: What second?

CHAIR PRO TEM DAVIS JOHNSON: She...

CITY CLERK ANTHONY: The motion was made by Ms. Pardo and seconded by Mr. Davis.

COUNCILPERSON DAVIS: Oh, so I can't make a motion.

COUNCILPERSON PARDO: Right. So, I...

[Inaudible dais comment]

COUNCILPERSON PARDO: ...withdraw my motion.

COUNCILPERSON DAVIS: Okay. Now...

CHAIRPERSON MILLER-ANDERSON: Alright.

COUNCILPERSON DAVIS: So my motion...

[Inaudible dais comment]

CHAIRPERSON MILLER-ANDERSON: So, state your mo'..., restate your motion.

COUNCILPERSON DAVIS: My motion is to table this Item until the next Council meeting so Staff can come back with a public strategy to.., so we can advertise publicly for all nonprofits to come here and give us a presentation with the understanding that we're still looking at the future of potentially doing housing there, in the future, for our residents of Riviera Beach. Because I don't want folks to not.., that missed that meeting, to not know that that was a discussion.

CHAIRPERSON MILLER-ANDERSON: Okay.

COUNCILPERSON DAVIS: 'Cause that was a discussion. We never took action...

[Inaudible dais comment]

COUNCILPERSON DAVIS: ...on it.

CHAIRPERSON MILLER-ANDERSON: Your motion... So.

COUNCILPERSON DAVIS: I'm..., I'm gonna be very clear.

CHAIR PRO TEM DAVIS JOHNSON: [Inaudible].

COUNCILPERSON DAVIS: Okay? I ne'..., we never took action but I want people to know because everyone wasn't in that meeting.

CHAIRPERSON MILLER-ANDERSON: But what's your motion? You're finished with your motion so she...

COUNCILPERSON DAVIS: My, my motion's done.

CHAIRPERSON MILLER-ANDERSON: ...can second?

COUNCILPERSON DAVIS: Yeah.

CHAIRPERSON MILLER-ANDERSON: Ms. Pardo?

COUNCILPERSON PARDO: What? I withdrew...

CHAIRPERSON MILLER-ANDERSON: Well, someone...

COUNCILPERSON PARDO: ...my motion.

CHAIRPERSON MILLER-ANDERSON: Do we have anyone else that wanna second his motion?

CHAIR PRO TEM DAVIS JOHNSON: I'd like to substitute the motion, make a substitute on that motion. If we are to bring that back, I think that we need to bring that back on the 17th because I do believe that still gives us an opportunity to ha'..., to, to direct Staff to bring back, if that is the direction and desire of this Board, to put it out for Request for Quotes, Request for Information or if we want to do a formal RFP, and that also provides an opportunity for Mr. Easley to speak to the Alphas because, perhaps, if we are in fact going to send it back out and do a Request for Information or a Request for Quote, they can do it in a joint venture capacity, which may serve to strengthen their proposal. That's a suggestion.

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Yes.

COUNCILPERSON DAVIS: Vice Chair, that's the same thing I was stating.

CHAIR PRO TEM DAVIS JOHNSON: That's the same thing you...

COUNCILPERSON DAVIS: Same thing.

MAYOR MASTERS: Madam Chair?

[Inaudible dais comments]

CHAIRPERSON MILLER-ANDERSON: Alright. So...

COUNCILPERSON DAVIS: I have a second.

MAYOR MASTERS: I have a question.

CHAIRPERSON MILLER-ANDERSON: The second? Do we have the sec'...

COUNCILPERSON HUBBARD: Second.

CHAIRPERSON MILLER-ANDERSON: Okay.

COUNCILPERSON DAVIS: She second.

CHAIRPERSON MILLER-ANDERSON: Yes.

COUNCILPERSON HUBBARD: You second...

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON HUBBARD: ...your own motion.

MAYOR MASTERS: I just had a question. For...

[Inaudible dais comment]

COUNCILPERSON DAVIS: Madam Chair?

MAYOR MASTERS: For point of clarification.

COUNCILPERSON DAVIS: Madam Chair, point of order. That was a table motion. So, once it's tabled, there's no more discussion.

[Inaudible audience comments and chuckles]

COUNCILPERSON DAVIS: Am I correct? Is that Robert's Rules?

COUNCILPERSON PARDO: Yes.

COUNCILPERSON DAVIS: That was a motion to table. Not to postpone.

MAYOR MASTERS: I was asking to be heard before it was tabled. But that's okay. Whatever...

[Inaudible dais comment]

MAYOR MASTERS: ...ya'll wanna do.

COUNCILPERSON HUBBARD: Did you...

CHAIRPERSON MILLER-ANDERSON: Alright.

COUNCILPERSON HUBBARD: You tabled [inaudible]...

COUNCILPERSON DAVIS: I made a motion to table.

COUNCILPERSON HUBBARD: And she did a substitute...

CHAIR PRO TEM DAVIS JOHNSON: And I was...

CHAIRPERSON MILLER-ANDERSON: She did a...

CHAIR PRO TEM DAVIS JOHNSON: I was...

CHAIRPERSON MILLER-ANDERSON: ...substitute.

CHAIR PRO TEM DAVIS JOHNSON: ...trying to do a substitute motion but you...

COUNCILPERSON DAVIS: To bring...

COUNCILPERSON HUBBARD: Okay.

COUNCILPERSON DAVIS: Yeah.

MAYOR MASTERS: Madam, Madam Chair, I asked to...

CHAIRPERSON MILLER-ANDERSON: Yes.

MAYOR MASTERS: ...be recognized.

CHAIRPERSON MILLER-ANDERSON: Sir?

COUNCILPERSON HUBBARD: I think ya'll need to let us be clear...

COUNCILPERSON DAVIS: [Inaudible].

COUNCILPERSON HUBBARD: ...as to what they're doing now.

MAYOR MASTERS: Yeah. It wasn't clear.

CHAIRPERSON MILLER-ANDERSON: Hold on, everyone. Hold on one second, on second.

COUNCILPERSON DAVIS: We can't have no discussion [inaudible]...

CHAIRPERSON MILLER-ANDERSON: Ms. Anthony, are you clear on what the directive is up here?

COUNCILPERSON DAVIS: That was a motion...

MAYOR MASTERS: Like he said, that's a yes or no. [Chuckle].

CHAIR PRO TEM DAVIS JOHNSON: Ms...

CITY CLERK ANTHONY: Madam Chair, the one thing I am clear on, is that you want to motion to table.

CHAIRPERSON MILLER-ANDERSON: Right.

CITY CLERK ANTHONY: The question becomes whether or not we wanna table until the first meeting in January or if the maker of the motion to table...

CHAIR PRO TEM DAVIS JOHNSON: [Inaudible].

CITY CLERK ANTHONY: ...wants to accept Ms. Davis Johnson's recommendation to move it to the second meeting in January. That's what is not clear. I believe Ms. Davis Johnson was trying to second the motion to table, so there is some clean up as to whether or not it needs to be the first meeting in January or the second meeting in January.

COUNCILPERSON DAVIS: The, the first meeting is on the 17th because we're going to Palm Beach County Day...

[Inaudible dais comment]

COUNCILPERSON DAVIS: ...and we will not...

CHAIRPERSON MILLER-ANDERSON: January 3rd...

CITY CLERK ANTHONY: The first meeting of...

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

CHAIRPERSON MILLER-ANDERSON: ...is the first meeting.

CITY CLERK ANTHONY: ...in January is...

CHAIRPERSON MILLER-ANDERSON: The 3rd.

CITY CLERK ANTHONY: ...January 3rd.

COUNCILPERSON DAVIS: Well, Staff should have ti'... If they don't have time to draw up that.

[Inaudible comments]

CHAIRPERSON MILLER-ANDERSON: Well, it's the holidays and, and I'm sure...

[Inaudible comment]

CHAIRPERSON MILLER-ANDERSON: ...people are probably maybe out of town, so can...

[Inaudible audience comments]

CHAIRPERSON MILLER-ANDERSON: ...the 17th would probably be more...

COUNCILPERSON DAVIS: Okay.

CHAIRPERSON MILLER-ANDERSON: ...conducive...

COUNCILPERSON DAVIS: Or 17th.

CHAIRPERSON MILLER-ANDERSON: ...to allow...

COUNCILPERSON DAVIS: I, I'll amend my motion to the 17th to support...

CHAIR PRO TEM DAVIS JOHNSON: [Inaudible].

COUNCILPERSON DAVIS: ...what Vice Chair...

CHAIRPERSON MILLER-ANDERSON: Okay. So...

COUNCILPERSON DAVIS: Yeah.

CHAIRPERSON MILLER-ANDERSON: ...the 17th.

COUNCILPERSON DAVIS: I amend my motion, the 17th.

CHAIRPERSON MILLER-ANDERSON: Alright. So, we made a... Let's call the vote before someone else decides to say...

CITY CLERK ANTHONY: Councilperson...

CHAIRPERSON MILLER-ANDERSON: ...something else.

CITY CLERK ANTHONY: ...Hubbard?

COUNCILPERSON HUBBARD: Yes.

CITY CLERK ANTHONY: Councilperson Pardo?

COUNCILPERSON PARDO: Yes.

CITY CLERK ANTHONY: Councilperson Davis?

COUNCILPERSON DAVIS: Yes.

CITY CLERK ANTHONY: Pro Tem Davis Johnson?

CHAIR PRO TEM DAVIS JOHNSON: Yes.

CITY CLERK ANTHONY: Chair Miller-Anderson?

CHAIRPERSON MILLER-ANDERSON: Yes.

CITY CLERK ANTHONY: Motion approved.

CHAIRPERSON MILLER-ANDERSON: Okay

MAYOR MASTERS: So...

CHAIRPERSON MILLER-ANDERSON: Item No. 5.

MAYOR MASTERS: ... that means the Alphas...

COUNCILPERSON DAVIS: [Chuckle].

MAYOR MASTERS: ...go back to the drawing board tonight [inaudible].

5. RESOLUTION NO. 144-17 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AUTHORIZING THE EXECUTION OF A LOAN/LEASE AGREEMENT WITH U.S. BANCORP IN THE AMOUNT OF \$865,636.70 FOR THE PURCHASE OF TWO (2) FIRE DEPARTMENT APPARATUS; ONE (1) FIRE PUMPER BUILT BY SUTPHEN CORPORATION FROM SOUTH FLORIDA EMERGENCY VEHICLES LLC AND ONE (1) AMBULANCE FROM HALL-MARK FIRE APPARATUS (E-ONE & HORTON) OF OCALA, FL, AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AGREEMENTS AND THE FINANCE DIRECTOR TO ESTABLISH THE APPROPRIATE ACCOUNT AND MAKE PAYMENTS FROM SAME; AND PROVIDING AN EFFECTIVE DATE.

CHAIRPERSON MILLER-ANDERSON: Item No. 5.

CITY CLERK ANTHONY: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AUTHORIZING THE EXECUTION OF A LOAN LEASE AGREEMENT WITH U.S. BANCORP IN THE AMOUNT OF \$865,636.70 FOR THE PURCHASE OF TWO (2) FIRE DEPARTMENT APPARATUS,, ONE (1) FIRE PUMPER BUILT BY SUTPHIN CORPORATION FROM SOUTH FLORIDA EMERGENCY VEHICLES, LLC AND ONE (1) AMBULANCE FROM HALL-MARK FIRE APPARATUS OF OCALA, FLORIDA AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AGREEMENTS AND THE FINANCE DIRECTOR TO ESTABLISH THE APPROPRIATE ACCOUNT AND MAKE PAYMENTS FROM SAME AND PROVIDING AN EFFECTIVE DATE.

COUNCILPERSON PARDO: So moved.

CHAIR PRO TEM DAVIS JOHNSON: Motion to approve.

COUNCILPERSON DAVIS: Second.

CHAIRPERSON MILLER-ANDERSON: Okay. Good evening.

FIRE CHIEF DUREN: Good evening. Reginald Duren, Fire Chief. I'm here to answer any questions you may have regarding this purchase of...

CHAIRPERSON MILLER-ANDERSON: Can, can you do a little short presentation or, or just a little overview for this Item?

FIRE CHIEF DUREN: Sure. Sure. The purpose of this Item is to assure that we have a fleet that is prepared and able to make the adequate responses for the citizens here in Riviera Beach. We've been challenged for some time, though we've greatly improved our situation, due to the previous actions by this Council to appropriate funds for apparatus but we have a very much, an aging fleet and one of our greatest challenges right now is when we go into our reserve fleet, we don't have a reserve fleet that's reliable. We especially found this out during the hurricane when we tried to activate all available units and we weren't able to get them all running and functioning to their fullest capabilities as we prefer. So this just continues our effort to migrate towards completion of our apparatus acquisition plan and to complete the process.

CHAIRPERSON MILLER-ANDERSON: Okay. Anyone with any questions? Comments?

MAYOR MASTERS: Yes. Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Yes.

MAYOR MASTERS: Mr. Chief, you stated that what we have now, or what's operational now, it's not sufficient for what we need in order for you to do.., to respond in a expeditiously way. What do you say...[Stammer]...

FIRE CHIEF DUREN: Well, let me, let me...

MAYOR MASTERS: Say that again.

FIRE CHIEF DUREN: ...clarify that for you

MAYOR MASTERS: Yeah. Clarify...

FIRE CHIEF DUREN: Certainly...

MAYOR MASTERS: ...that, please.

FIRE CHIEF DUREN: ...what we have in our front line is adequate and sufficient. So, let me repeat that again. What we have on our front line is adequate and sufficient. We have challenges, we took those vehicles that were front line and put them in our reserve fleet, that's where we have some challenges with reliability.

[Inaudible dais comment]

FIRE CHIEF DUREN: So, that's the reason why we have excessive expenditures in that line item for maintenance and repair, and we just wanna assure that when we go to our reserve fleet, which we will fairly often because vehicle are constantly going into maintenance. Now that we have a regular cycle with our agreements with Palm Beach County, just wanna make sure the reserve fleet is up to par, as it should be. But our front-line fleet, there are no issues, sir.

MAYOR MASTERS: I, I thought you would wanna clarify that.

FIRE CHIEF DUREN: Yes, sir.

MAYOR MASTERS: Secondly, clarify for me when you, and, and for the audience and people who are watching and.., on television and around the world, when you're talking about a reserve fleet, what do you mean by reserve? These are just a engine sitting somewhere, then you need 'em, you get 'em? I mean...

FIRE CHIEF DUREN: That's...

MAYOR MASTERS: ...explain what that means. In, in...

FIRE CHIEF DUREN: Yes, sir.

MAYOR MASTERS: ...that I can understand.

FIRE CHIEF DUREN: As you can imagine, we can never have a time we don't have an engine or, or rescue units available. And oftentimes, just like our own personal vehicles, they require maintenance or things go wrong from time to time where they have to go into the shop. Well, we aren't always aware of how lo'.., how long they may end up in the shop so we wanna make sure we have reliable, reliable vehicles to put on the streets when those vehicles go in for service. Because, at no time, do we wanna not have our full complement of vehicles on the streets, ready to serve the citizens.

MAYOR MASTERS: And also, and... Your reserve fleet now.., you do have a reserve fleet now, they're just not what, what we need?

FIRE CHIEF DUREN: Yes, sir. They just get.., they, they get a lotta maintenance, there's expenses as a result of that. We have some vehicles in our fleet that it's very difficult to obtain parts for them, as they're proprietary parts and that's why we're migrating away from that vendor, for that particular type of vehicle. So, in all areas, this continues to improve our ability to be prepared.

MAYOR MASTERS: And what would you say over [stammer] in a year's time, how often do you think you would need that reserve fleet, to be used...

FIRE CHIEF DUREN: Oh. Every month. I mean...

MAYOR MASTERS: Every month.

FIRE CHIEF DUREN: ...there, there will be a use for these vehicles constantly. We're...

MAYOR MASTERS: Okay.

FIRE CHIEF DUREN: ...constantly changing in and out of apparatus to...

MAYOR MASTERS: Just wanted you...

FIRE CHIEF DUREN: ...[Inaudible] proper maintenance.

MAYOR MASTERS: ...to explain that...

FIRE CHIEF DUREN: Yes, sir.

MAYOR MASTERS: ...in detail. So monthly, it would be used?

FIRE CHIEF DUREN: Absolutely.

MAYOR MASTERS: Okay. Thank you.

FIRE CHIEF DUREN: Absolutely.

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

CITY CLERK ANTHONY: Pro Tem Davis Johnson?

CHAIR PRO TEM DAVIS JOHNSON: Yes.

CITY CLERK ANTHONY: Councilperson Pardo?

COUNCILPERSON PARDO: Yes.

CITY CLERK ANTHONY: Councilperson Davis?

COUNCILPERSON DAVIS: Yes.

CITY CLERK ANTHONY: Councilperson Hubbard?

COUNCILPERSON HUBBARD: Yes.

CITY CLERK ANTHONY: Chair Miller-Anderson?

CHAIRPERSON MILLER-ANDERSON: Yes.

CITY CLERK ANTHONY: Unanimous vote.

CHAIRPERSON MILLER-ANDERSON: Okay.

PUBLIC HEARINGS

ORDINANCES ON FIRST READING

Let's move down to public, public hearing ordinance on first reading, Item No. 9.

COUNCILPERSON DAVIS: Madam Chair? We have public comment.

CHAIRPERSON MILLER-ANDERSON: Say that again.

COUNCILPERSON DAVIS: It's public comment time.

CHAIRPERSON MILLER-ANDERSON: Oh. We're 7:30 already?

COUNCILPERSON DAVIS: Yes.

CHAIRPERSON MILLER-ANDERSON: Okay. Yeah. We'll do that. Alright.

[PUBLIC COMMENT

CHAIRPERSON MILLER-ANDERSON: We'll go to public comment. I'm sorry, I didn't see what time it was. [Chuckles]. Time has flown by, we had so much fun here.

CITY CLERK ANTHONY: Madam Chair, the acceptance of public comment cards for the public comment section is now closed.

CHAIRPERSON MILLER-ANDERSON: Alright.

CITY CLERK ANTHONY: Norm'.., Norm Adams, Julie Botel, Lloyd Brown.

[Inaudible comments]

CHAIRPERSON MILLER-ANDERSON: Alright. Who's first? Come on up.

[Inaudible comments]

CITY CLERK ANTHONY: Norm Adams, Julie Botel, Lloyd Brown.

CHAIRPERSON MILLER-ANDERSON: Alright. If you all could get close to the podium, that way we can...

CITY CLERK ANTHONY: Madam Chair, someone is trying to turn in a public comment card.

CHAIRPERSON MILLER-ANDERSON: I mean, was he up there when she started saying it? Okay. Go ahead and put it in then.

[Inaudible comment]

MR. N. ADAMS: Hi. Norm Adams.

CHAIRPERSON MILLER-ANDERSON: Good evening.

MR. N. ADAMS: Just a couple things. A few of you were laying it on the former Manager. As you know, I'm a big fan of his. If I came to a job and somebody gave a stranger.., I worked upstate, I didn't know much about Riviera Beach, somebody gave me a proposal, sure I'd look at it but before I passed it to the Council, I'd wanna do my homework and make sure when I pass the Cou'.., City Council something, I know what I'm talking about and I'm sure he was probably stacked with a lot of other proposals. So, you know.., and then, two or three months later he was fired. So, I'm just making a [stammer] speculating.

Speaking of him, he's had no income since he was fired. He was turned down for unemployment. Apparently, there's something in there that he needs his last three jobs and his job before Riviera Beach, he left on his own so they were claiming they can't give him unemployment and that stops the other two. He's been trying to negotiate his termination with.., three or four times, he's offered proposals. Never heard back from either the Council or from the illustrious Attorney, who is in the Council's pocket, tremendous conflicts of interest and I've, I've continually said, he should be disbarred. And how you guys keep him.., yeah, I guess he's got a personal relationship or professional with Ms. Hubbard, that is a conflict of interest.

Finally, maybe not finally, I still have a minute. Finally, I can't wait to see the millions of dollars this City is gonna have to pay out. I, I've been watching television. Thank God for Ms. Moore, she's the only one who'll tell it like it is. They've blamed the press and television for things. I haven't seen one thing that's been reported that has been wrong.

[Inaudible audience comment]

MR. N. ADAMS: All these people wanna do is their own personal agendas. This.., what, what do they do? What's gonna happen when.., oh, and also, Jonathan, where was it? Lake City? I forgot the name of the...

[Inaudible audience comments]

MR. N. ADAMS: Upstate. You saw the.., one of the guy' was clearly racist and the other guy, they don't want him up there. Nobody's gonna want him. What do you say, dear Council, when somebody from Tallahassee or wherever, upstate, calls and says we

want a reference for Jonathan, he worked for you for six months. Why did you fire him? How are you gonna answer that? How are you gonna answer that? I see TD, once again, doesn't, doesn't stay around for comments.

[Audience chuckles]

MR. N. ADAMS: Very good.

[Inaudible dais comment]

CHAIRPERSON MILLER-ANDERSON: Thank you...

MR. N. ADAMS: That's... You should...

CHAIRPERSON MILLER-ANDERSON: ...Mr. Adam.

MR. N. ADAMS: ...be proud of, of that one...

CHAIRPERSON MILLER-ANDERSON: Thank you.

MR. N. ADAMS: ...walking out.

CITY CLERK ANTHONY: Julie Botel, Lloyd Brown, J.B. Dixon.

[Audience clapping]

UNK. AUDIENCE: That's my girl.

MS. J. BOTEL: My name is Julie Botel. I live on North Ocean Avenue in Riv'..., in Riviera Beach.

CHAIRPERSON MILLER-ANDERSON: Good evening.

MS. J. BOTEL: I'm not gonna talk about Jonathan Evans [chuckle] tonight. I'll leave that up to Norman but I am gonna talk about something that I learned last night. I, I attended KaShamba Miller-Anderson's Citizen Leadership Academy, for which I am very grateful. I'm learning a lot about Riviera Beach and, and the government and what's going on. I encourage anybody who hasn't signed up yet to sign up for that course because it's really in'..., a very great source of information. We had a presentation from the City Clerk's office last night. That was a lot of fun. We also had a presentation from Cynthia Cobb, who's the Library Director. And I asked her about a \$500,000 grant from the State Division of Library Services. I, I have a copy of the Riviera Beach budget on my iPad. I carry it around with me now and study it and I noticed that the grant is in there, but I asked Ms. Cobb what had been done with it, we've had the grant since 2016 and I am afraid [stammer], a person like me, has written a great many grants in my career and..., before I, I became the grant writer in my..., one of my jobs in a previous position, they had..., they were losing a lot of grants and sending them back. My question to this Council is, what has been done with that \$500,000 grant? It's for capital improvement. I do see

it on Page 147 in the budget, that you're gonna spend \$538,000 towards this new library but four..., only \$4.1M over the next five years and I wonder, is that gonna be enough? Are we at risk for losing that grants if we don't do something with that money...

UNK: [Inaudible].

MS. J. BOTEL: Are we in jeopardy and what is Council doing to ensure that we're moving forward with plans to build this new library? And so, I have...

[Inaudible background comment]

MS. J. BOTEL: ...a, a number of questions about that and, and I'd love to have some answers at some point. Thank you.

I have another comment..., public comment card in, shall I come back with that one?

CHAIRPERSON MILLER-ANDERSON: Is, is it related to an Item or just...

MS. J. BOTEL: No.

CHAIRPERSON MILLER-ANDERSON: ...in general?

MS. J. BOTEL: Just in general.

CHAIRPERSON MILLER-ANDERSON: Yeah. You ha'..., you only can put in one, so you have the one minute left. You have one minute left.

MS. J. BOTEL: Well, should I... I have two comment cards in.

CHAIRPERSON MILLER-ANDERSON: You can't put in two.

MS. J. BOTEL: Oh. Nobody said that. Okay. Then quickly, I'm concerned about this lawsuit that Cold Storage is having against Riviera Beach and I, I met with Gary Heinz the other day in your, in your work session. Mr. Heinz, who's the Vice President of Palm Beach County Business Development Board, I had a conversation with him outside and he said, quote, 'Riviera Beach keeps shooting themselves in the foot when it comes to business development. Businesses don't want to locate here because of the chaos in City government and he..., this just has to stop because we need to have businesses move here, we need better jobs, more jobs for our people and, according to Mr. Heinz, this is just not, not a good place for business to be because of what's going on.

[Inaudible dais comment]

MS. J. BOTEL: Thank you very much.

CHAIRPERSON MILLER-ANDERSON: Thank you.

CITY CLERK ANTHONY: Lloyd Brown...

[Audience clapping]

CITY CLERK ANTHONY: ...J.B. Dixon and Willis Williams.

MR. L. BROWN: I just have to take a deep breath there. You know, I, I heard ya'll talking bout at least I looked at the Agenda now and I know we're not discussing that and I was listening to you talk about the man at this marine thing and you're complaining about it and all that but if you go around through the neighborhood, who gave out these permits for these people to put these machines in these stores? You know, I mean, like, every corner store that I done' went through, they got three or four machines in there and they gamble, ya know? But you're not saying anything about that.

And then another thing, this is not directed at you, it's directed at the media, the Palm Beach Post, most black people spend a lotta money buying the Palm Beach Post. Now, they can, they can recognize all the crime that's going on in Riviera Beach, in this turmoil we're having at the City, but when it come' to dirty dining, they don't say anything about it and you people don't either. You know? It's either ya'll are stuck on stupid or you don't go in the neighborhood. You need to walk around and look around. Okay? 'Cause if I'm standing in the front of one of these stores and they got a gambling machine in there, you're not gonna charge me with loitering 'cause I'm gonna be waitin' to play that machine. And see, ya'll gave them those permits and what you got around all these stores is drug dealers, trying to get rich. You got dudes just get high, they go in there and they wanna stand around there all day because one person done won \$1,300. But what I'm tryna say is, you need to get rid of all these things if you wanna stop crimes. I mean, for you to take and complain about the Maritime place over there and to argue with this man about something that's gonna benefit the neighborhood and then you let these stores come in here and they can do whatever they wanna do, that's a shame. I mean, it, it's like you're, you're really..., you, you make me think about this guy, he told me, I said, 'Man, what about that guy over there, I asked him a question.' He said for what? He..., like, a bucket full of rocks, he ain't got no sense. You know what I mean? That seems like what ya'll..., ya'll don't help out the City, you complain all the time. I mean, put on your gloves when you come in here 'cause every time you get in here, ya'll arguin' back and forth and people be tellin' me, you know, they don't want these gambling machines in these stores and I don't see how you can take a man outside the door waitin' to play on the machine, get him for loitering, especially when you gave these people these permits. You give permits for everything that's, that's, that's making our City, you know, like, what can I say, like a ghetto. It's already a ghetto but you're making it worsen. I mean, why would you give a permit to a place to put a machine in? Okay, where the Maritime [stammer] Marina at, or wherever that place is, why don't you just go on and open up a gambling casino over there, take 'em outta the stores.

And then dirty dinin', I've never seen no kinda place, like, no [inaudible], nothing like that but yet, ya'll let those people sell and you won't go to the media to say, 'Well, step in our stores and check 'em out,' 'cause they are dirty.

CHAIRPERSON MILLER-ANDERSON: Thank you.

CITY CLERK ANTHONY: J.B. Dixon, Willis Williams, Doretta Paulk.

MS. J.B. DIXON: My name is J.B. Dixon. I live at 3000 North Ocean Drive.

CHAIRPERSON MILLER-ANDERSON: Good evening.

MS. J.B. DIXON: On the Singer Island portion of Riviera Beach.

MAYOR MASTERS: Good evening.

MS. J.B. DIXON: I have been here before and talked, particularly, especially about Jonathan Evans potential to sue this City for millions of dollars and have only recently become aware of the Cold Storage lawsuit against the City. And again, because of the City's not hiring qualified people to fill their jobs, and I know that the Council does not hire people but you have to hire someone to hire the people. So now, we are facing another lawsuit, which this City can really not afford to be paying outrageous legal fees...

[Inaudible dais comment]

MS. J.B. DIXON: ...to your Attorney and to the people who sue you. Cold Storage did everything right, that I was able to see. They pulled permits. It was almost as though..., you talk about an anti-business atmosphere in this City, they had to pay another..., the City lost the permits that Cold Storage had already paid for. They lost the permits and then had the n had the gall to ask Cold Storage to pay another \$90,000 to [chuckle] to get new permits. That's incredible. How can people stand here and say they want jobs when they treat business like that? No business would ever come here with that sort of thing. This woman, Ladi March, whoever she is...

[Inaudible audience comment]

MS. J.B. DIXON: Whoever she is, refused to, according to this lawsuit and many other people who have experienced that, refuses to do her job, refused to do her job, refused to meet with people. And, as a result, the company, Cold Storage, is suffering a huge financial loss. That gets around in business media. [Chuckle]. Other businesses read about that and they say, 'My God, why should we want to go there?' In addition to other problems like crime and a few other things, this City has an anti-business atmosphere and has not hired the right people for the right jobs. That is what needs to be done to bring more jobs to Riviera Beach.

CHAIRPERSON MILLER-ANDERSON: Thank you.

[Audience clapping]

CITY CLERK ANTHONY: Willis Williams, Doretta Paulk, Bessie Brown.

MR. W. WILLIAMS: Good evening.

CHAIRPERSON MILLER-ANDERSON: Good evening.

MR. W. WILLIAMS: Good evening. Willis Williams.

MAYOR MASTERS: Good evening.

MR. W. WILLIAMS: Haven't been here for quite some time but actually I've been trying to get healthier but in watching the TV every afternoon and seeing that this City is in so much turmoil, it bothers me. And then when I look up and see the news and it indicates that our former Public Works Director is still gettin' paid \$51,000 that has been paid to him this year so far, that even bothered me more. I was under the impression that Mr. Johnson had already been terminated. I got that from some very reliable sources but I would like to leave here tonight knowing, has Mr. Johnson been suspended or, or I meant fired, not suspended because all the allegations should've been worked out by now. We can't keep affording to pay him to sit home at the numbers that we're giving him.

The other thing is, I know how passionate you guys are, and especially Mrs. Hubbard, in reference to local participation but it bothered me again, and no reflection on the Chief of the Fire Department, I, uh, I noticed that they were passing people working out there a couple days ago in, in red..., orange shirts and I said, 'Well, my God, they're working like little bees back there, what are they doing?' Well, they're pouring a slab that, I'm for sure the Chief requested, but it had to go through the Purchasing Department to get where it's gotten to and I'm saying with all the concrete...

[Inaudible audience comment]

MR. W. WILLIAMS: ...people [inaudible] know in this community and the ones that lay concrete and pour slabs, we couldn't've found no one in this community to, to take care of that for us? [Stammer], the guy said to me, he said, 'Oh no, we don't live in the area.' That mean, all them was Hispanic and they leave here at night and they gotta come back. Now, we're feedin' some other people's children in another community, which I'd like to see them get fed too but I'd really like to see...

UNK: [Inaudible].

MR. W. WILLIAMS: ...these kids, in this community, get fed first. Because that what we should be operating on the basis of taking care of our own.

So, I ask you to look into this and look into it real strenuously so that we can get a better start in the New Year, that we got to do better for our people, in this community. We have to do better. We cannot continuously outsource stuff where everybody else come in here and make the money and, and, and zip outta town and we don't make any.

The other thing is, I understand that Mr., the gentleman that was over the Purchasing., I mean, not Purchasing but over the Human Resources, Mr. [pause], ex-City Manager, he still has the City laptop. Would you check into that and see if that's, uh, can get that corrected? Okay?

Thank you.

CHAIRPERSON MILLER-ANDERSON: Thank you.

CITY CLERK ANTHONY: Doretta Paulk, Bessie Brown, Alfred Jones.

MS. D. PAULK: Good evening.

CHAIRPERSON MILLER-ANDERSON: Good evening.

MAYOR MASTERS: Good evening.

MS. D. PAULK: My name is Doretta Paulk. I'm a, a citizen here. I reside here in Riviera Beach and my concern is with the reporting that I saw from Ms. Wanda Moore this evening concerning one of the Council Members in Plant City and he was concerned with the employment of Mr. Jonathan Evans, who's trying to seek employment. Now, this young man has been out of employment for months and months now. The three Council personnel that are here, on the Board, do not want to choose to bring him back. That's evident. But, could you please clear his name because first, Mr. Davis, who's still not in, in, in the meeting, he said he was fired with cause, then without cause. Clear his name so he can go on with his livelihood. This is not right.

MAYOR MASTERS: That's right.

MS. D. PAULK: How would you all like this to happen to you three.

[Inaudible audience comment]

MS. D. PAULK: This is not right. Clear his name because he needs to live also. He needs to live in peace and go on with his life and the life of his family. Clear his name. And I would like a response from each three of you, before the end of the night please, and say that you would clear his name, or either try to consider meeting to clear his name. It's not right. Do you even have a conscious?

[Inaudible audience comment]

MS. D. PAULK: How...

MAYOR MASTERS: That's right.

MS. D. PAULK: ...do you sleep at night? How do you even look yourself in the mirror, in the morning?

MAYOR MASTERS: That's right.

MS. D. PAULK: And knowing that you ha'..., have a, a total hand on his demise of not getting employmentship?

MAYOR MASTERS: What a pity.

MS. D. PAULK: Please consider clearing his name. And you, Mr. Degraffenreidt, should own..., has ownership also on this and you need to talk to these three Council and get his name cleared.

And that's all I have to say.

CHAIRPERSON MILLER-ANDERSON: Thank you.

MS. D. PAULK: Because what, what you, what you put out in the universe, will totally come back to you. He sits high and looks low.

And I thank you and have a good evening.

CHAIRPERSON MILLER-ANDERSON: Thank you.

MS. D. PAULK: And I would like a response, please. Thank you.

[Audience clapping]

CHAIRPERSON MILLER-ANDERSON: Thank you.

MAYOR MASTERS: My response, Ms. Paulk, I [inaudible]...

CITY CLERK ANTHONY: Bessie Brown...

COUNCILPERSON HUBBARD: [Inaudible].

MAYOR MASTERS: [Inaudible]...

CITY CLERK ANTHONY: Alfred Jones...

CHAIRPERSON MILLER-ANDERSON: Mr. Mayor.

CITY CLERK ANTHONY: Reverend Williams Burrs.

MAYOR MASTERS: Okay.

CHAIRPERSON MILLER-ANDERSON: Good evening.

MS. B. BROWN: Good evening. Bessie Brown.

MAYOR MASTERS: Good evening.

COUNCILPERSON PARDO: Good evening.

MS. B. BROWN: I [pause], I'm here about ya'll discussing the old Maritime Academy. Actually, I, I don't know if anyone remembers that he was actually leasing that property for \$1 a year but nobody had, you know, the guts to say it tonight but the other people will

be paying. And, I heard Mr. Brown say about gambling machines. Is it legal to grant a permit for those kind of machines in this City? I think we need to check on that.

Also, the Cold Storage, if they [chuckle]. She said that, you know... Let me tell you something, nobody's crazy enough to keep paying two or three times if they haven't done anything wrong.

[Inaudible audience comment]

MS. B. BROWN: Do you understand me? There's no way because if he paid it before, he should have a check. And, and, you know what I'm sayin'?

[Audience clapping]

MS. B. BROWN: And say that. And because, we can't.., you just can't keep listening to what somebody says and, and not get the information. [Stammer] \$70,000, \$90,000, that's.., those are not just little pennies. So basically, if they have..., if they paid, they should prove it and if they, and if.., and, and if they.., and I.., it's my understanding they didn't have a permit anyway but we got a building built. Okay? So, you know, let's be, let's be real about what's going on here. Okay?

And then, as far as... We need to advertise tonight, tomorrow to hire a competent and qualified HR Director before this City is going to hell. You understand me? Because we're.., do.., you all doing the jobs of, of somebody that you could hire to do the job. You, you need, you need to put these things into play because they're gone, the people are gone. We need to hire them. And now you're in the process of making arrangements to hire a City Manager. That's the job of HR. Hire someone in here that knows how to do the job. [Chuckle].

And then, the other thing is, is that, we.., it's my understand we have five Fortune 500 companies in this City.

[Inaudible audience comment]

MS. B. BROWN: And, and, and has anyone in the Co'.., on the Council [stammer] had any kind of contact or conversation with these people? Because, if they're.., if we have five Fortune 500, they should.., we should have better employment and we should know who they are and, and, and what they offer. And I, you know, I'm just a little sick and tired of this. We're always talkin' about employment, employment but we got.., we have people here that can employ our people and we can set up some, some kind of training so they can be employed. We need to get it done because the Ma'.., 'cause the Governor's in and outta here, at will, whenever he wants to come. So, and, and it's.., [stammer], always says he's coming but I don't see him ever come talk to the City but I think the Council need to take the initiative to, to find out who these Fortune 500 companies that we have in here...

[Inaudible dais comment]

MS. B. BROWN: ...and find out what can..., how can we get some employment and to help this City because this City needs a lotta help.

[Inaudible audience comment]

CHAIRPERSON MILLER-ANDERSON: Thank you.

[Audience clapping]

CITY CLERK ANTHONY: Alfred Jones, Reverend William Burrs.

MR. A. JONES: My name is Alfred Jones. I came two weeks in a row concerning the situation that I had. I haven't received a letter or anything yet and so, what I'm, what I'm looking at is, this City really doesn't care because it's not important so you want another lawsuit.

[Inaudible dais comment]

MR. A. JONES: I, I don't know the action that we're taking on those employees to make those decisions that they did. But no'.., nobody's stepping up and talking about those issues at all.

UNK: Where's Mr. Blankenship.

MR. A. JONES: I mean, everybody's looking at each other. I have no letter stating, stating that. People are saying stuff, I want somethin in writing because I don't wanna go back over there and be removed again. And again, I wanna know what's gonna happen to the employees. I don't wanna sweep that underneath the floor though, employees that made these, these mistakes. So, something should be taking place about those employees.

[Inaudible dais discussion]

MR. A. JONES: And I'm hoping that somebody will give me a response. This will be my last time.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Hold on one second. Are you finished with your comment, Mr. Jones?

MR. A. JONES: Yeah.

CHAIRPERSON MILLER-ANDERSON: Are you finished with...

MR. A. JONES: I'm finished.

CHAIRPERSON MILLER-ANDERSON: Okay. You can have a seat. Mr. Degraffenreidt.

CITY ATTORNEY DEGRAFFENREIDT: Yes.

CHAIRPERSON MILLER-ANDERSON: I know I, I did speak to you about this. Did you make contact with his lawyer to...

CITY ATTORNEY DEGRAFFENREIDT: I did.

CHAIRPERSON MILLER-ANDERSON: Mr. Jones, come back in... Mr. Jones. He needs to come back in so he can hear. Come back in so you can hear. What, what did you say, Mr. Degraffenreidt?

CITY ATTORNEY DEGRAFFENREIDT: I did speak with his lawyer, I think on two occasions.

CHAIRPERSON MILLER-ANDERSON: Okay.

CITY ATTORNEY DEGRAFFENREIDT: And the gist of that conversation was, one, there are no active restraining orders on him. Staff ..., the law enforcement Staff had been instructed to follow the letter of law if they found it appropriate to issue any in the future. And I spoke with Mr. Payne, I do believe, about the entitlement of the public to be in attendance in public places. So...

CHAIRPERSON MILLER-ANDERSON: Okay. So, the documents that, I believe, you sent to us or at least I know I saw it, I don't remember if everybody was on that email but the document stating that there was no trespass notice issued...

CITY ATTORNEY DEGRAFFENREIDT: Right.

CHAIRPERSON MILLER-ANDERSON: ...to him.

CITY ATTORNEY DEGRAFFENREIDT: Right.

CHAIRPERSON MILLER-ANDERSON: Can we get..., please get those documents to Mr. Jones. Whatever documents we have, I guess, from the Police Department, off'...

[Inaudible audience comment]

CHAIRPERSON MILLER-ANDERSON: ...Assistant.

COUNCILPERSON HUBBARD: Madden.

CHAIRPERSON MILLER-ANDERSON: Madden. Can we make sure that Mr. Alfred Jones receives all of those documents that you sent to us indicating there is no trespassing order on the dockets anywhere.

[Inaudible dais comment]

CHAIRPERSON MILLER-ANDERSON: There is nothing prohibiting him from going to the parks. And if you could please come up 'cause I think it was from you, right? Madden? Okay. Come up and...

MR. A. JONES: [Inaudible]. And the re'...

CHAIRPERSON MILLER-ANDERSON: Hold...

CITY ATTORNEY DEGRAFFENREIDT: In all fairness...

CHAIRPERSON MILLER-ANDERSON: Hold on. Go ahead.

CITY ATTORNEY DEGRAFFENREIDT: That was detailed in... It was detailed.

CHAIRPERSON MILLER-ANDERSON: In writing?

CITY ATTORNEY DEGRAFFENREIDT: ...[Inaudible] with his lawyer.

CHAIRPERSON MILLER-ANDERSON: In writing?

CITY ATTORNEY DEGRAFFENREIDT: No.

CHAIRPERSON MILLER-ANDERSON: Okay. I think that's what he wants, in writing.

MR. A. JONES: Yeah.

CHAIRPERSON MILLER-ANDERSON: That., okay. Madden, come on up, please.

[Inaudible dais comments]

ASSISTANT POLICE CHIEF MADDEN: I think shortly after this incident, our, our command staff met and conveyed that verbally, early on. So, it is documented in the record and those are public record documents. He certainly can have a copy of them but I, I believe he's asking for a letter that specifically says...

CHAIRPERSON MILLER-ANDERSON: Is that something...

ASSISTANT POLICE CHIEF MADDEN: ...that he can...

CHAIRPERSON MILLER-ANDERSON: ...we can give him?

ASSISTANT POLICE CHIEF MADDEN: But I can give him...

CHAIRPERSON MILLER-ANDERSON: Yeah.

ASSISTANT POLICE CHIEF MADDEN: I, I wouldn't., I don't know it would be our place to do the letter but...

COUNCILPERSON DAVIS: It's his lawyer...

CHAIRPERSON MILLER-ANDERSON: Degraffenreidt? Is that something you can do?

CITY ATTORNEY DEGRAFFENREIDT: If you...

CHAIRPERSON MILLER-ANDERSON: Yes. I...

CITY ATTORNEY DEGRAFFENREIDT: ...that's what you wish .

CHAIRPERSON MILLER-ANDERSON: ...would like for you to do that, yes.

CITY ATTORNEY DEGRAFFENREIDT: Fine. Yes, ma'am.

CHAIRPERSON MILLER-ANDERSON: Thank you.

CITY ATTORNEY DEGRAFFENREIDT: We'll do that.

CHAIRPERSON MILLER-ANDERSON: So we can clear that up.

MR. A. JONES: And the reason, and the reason I'm asking for the letter, because the first time this same incident happened...

CHAIRPERSON MILLER-ANDERSON: Right.

MR. A. JONES: ...I got removed again, the second time.

CHAIRPERSON MILLER-ANDERSON: Right. Okay. So, I think we have enough Minutes and meetings to support there's nothing on the record stating that he cannot participate or attend any functions that happen at any of our public parks or any of our facilities.

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Okay? Yes.

COUNCILPERSON DAVIS: You're fine.

CHAIRPERSON MILLER-ANDERSON: Thank you. That's it, Mr. Jones.

COUNCILPERSON DAVIS: Madam Chair, I, I think from a Staff level, our City Manager will work...

[Inaudible comment]

COUNCILPERSON DAVIS: ...directly with our Parks Director to make sure that that trickles down through'..., throughout the entire department so that doesn't happen. And the, the department head nee' to be respected and adhered to by all the people in his division and when that happens, then we won't have this issue that happened to Mr. Jones, unfortunately.

UNK: Yeah.

CHAIRPERSON MILLER-ANDERSON: Alright. Thank you.

CHAIR PRO TEM DAVIS JOHNSON: Well, lets just...

CITY CLERK ANTHONY: Reverend William Burrs...

CHAIRPERSON MILLER-ANDERSON: Hold on, hold on. What's you say?

CHAIR PRO TEM DAVIS JOHNSON: That's okay. I'll wait.

CITY ATTORNEY DEGRAFFENREIDT: Uh-uh.

CHAIRPERSON MILLER-ANDERSON: Say that again.

CITY ATTORNEY DEGRAFFENREIDT: Mhmm.

CITY CLERK ANTHONY: Reverend William Burrs.

CHAIRPERSON MILLER-ANDERSON: Go ahead.

CITY ATTORNEY DEGRAFFENREIDT: [Inaudible].

REVEREND W. BURRS: Yes. Madam Chair, Council. I has.., let me make it clear to all concerns. I has no dog in the fight of firing Mr. Evans, one way or the other. I feel the people's, went and got.., went out get a [stammer] a petition to recall the Council, that's their rights, even though it's failed. But what confused me, most of all, when Mr. Evan' first came here, the Mayor, Mr. Masters, called me and told me Mr. Evans need to go.

[Inaudible audience exclamation]

REVEREND W. BURRS: Sitting right there. He called me and told me, he said, 'Mr. Evans need to go.'

[Inaudible dais comment]

REVEREND W. BURRS: I says, 'For what?' He says, 'He's trying to take the power from the Council and the Mayor.' I said, 'Well, how's he gonna do that?' He says, 'By changing the Charter.' City can't change the Charter unless it go before the citizens. I stand here and lie to you not. He told me that. And, uh, when...

[Inaudible audience comment]

REVEREND W. BURRS: ...Mr. Davis sit here and came in and said that, I said, 'He's telling the truth.' Somebody heard me say that and Mr.., and he told the Mayor what I said. And he called me and asked me. I said, 'You did tell me that.' He remembered telling me that. So, that's confusing me. He' the one suggested that the man should go. Now, he done' jumped on the bandwagon with the crew who wanna keep him. Well, Mr.

Yisrael, he asked the man for \$100,000. That's public records. So, now, this is confusing me. I feel sorry for Mr. Evans, he was fired by three Counc'... And them peoples ain't gonna change their vote. I feel sorry for the man because this Committee really hurt his reputation more than [stammer] people who fired him.

[Inaudible audience comment]

REVEREND W. BURRS: When you, when you done' got involved in, in his, in his position, [stammer], with a community who raises this much problem, another City don't wanna touch you. I feel sorry for the guy. Was he fired right, wrong, indifferent, I.., it doesn't matter to me one way or the other. But the fact is, the Mayor said he should go. He asked the Mayor for \$100,000. It's a fact. His own records.

[Inaudible dais comments]

REVEREND W. BURRS: So what's... [Stammer]. I'm confused in hearing this every week when it come to a Council meeting. The man, he's not coming back. Ya'll gotta get that in your head. These peoples ain't gonna change their vote and they'd be a fool if they did.

[Inaudible audience comment]

REVEREND W. BURRS: He need to.., a, a young man got an opportunity, a, a life ahead of him that he get out of this City and try to get his life together and find him a decent job. He's not.., why don't.., why [inaudible] people get in their head that this man ain't comin' back.

[Chuckle]

UNK. AUDIENCE: [Inaudible].

REVEREND W. BURRS: Now, the next thing I got with all five of you all, when somebody, in fact, the last time I was over here, they asked to pay him 'x' amount of dollars. Your department, Finance Department head came and said, 'I ain't gonna write the check.' Ya'll shoulda fired him on the spot. What department head got a right to tell the Council what they ain't gonna do?

CHAIR PRO TEM DAVIS JOHNSON: [Inaudible].

REVEREND W. BURRS: That's wrong.

COUNCILPERSON HUBBARD: Mhmm.

REVEREND W. BURRS: 'I ain't gonna write the check.' If I was up there, he'd'a wrote the check and been gone the next day. What about the rest of the department heads? They could come in and tell ya'll what they ain't gonna do as well. He need to come back and say, 'I'm sorry I made that statement. I gotta...' I wouldn't care if he had a sea of attorneys, he'd'a been gone. I guarantee you, where he came from he wouldn't [inaudible]

to those peoples. Ya'll gotta get.., the man is not coming back, citizens. They ain't gonna change the vote and they'd be a fool if they did.

So, Mr. Evans need to get what he could get, sue the City, whatever he get and move on. If he get \$1,000,000, he still ain't comin' back.

CHAIRPERSON MILLER-ANDERSON: Thank you, Reverend Burrs.

REVEREND W. BURRS: Thank you.

CITY CLERK ANTHONY: [Inaudible].

MAYOR MASTERS: Madam...

CHAIRPERSON MILLER-ANDERSON: That's it?

MAYOR MASTERS: Madam Chair, when would I be able...

CHAIRPERSON MILLER-ANDERSON: Was that the...

MAYOR MASTERS: ...to respond...

CITY CLERK ANTHONY: That was the last one.

MAYOR MASTERS: ...to Reverends Burrs?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

MAYOR MASTERS: When will I be able to res'...

[Inaudible audience comment]

MAYOR MASTERS: No, no. You're, you're finished.

COUNCILPERSON DAVIS: [Inaudible].

MAYOR MASTERS: This is my time. You've already spoken. I'm speaking to the, Chair.

COUNCILPERSON DAVIS: Madam Chair?

MAYOR MASTERS: I'm speaking to the Chair.

CHAIRPERSON MILLER-ANDERSON: Hold on one second. Ms. Hoskins will be answering questions from the public, anything that she has to add to any of the...

MAYOR MASTERS: But that's not...

CHAIRPERSON MILLER-ANDERSON: ...questions that...

MAYOR MASTERS: ...what I'm talking about.

CHAIRPERSON MILLER-ANDERSON: ...were posed.

MAYOR MASTERS: He made a...

CHAIRPERSON MILLER-ANDERSON: I don't know. I just walked back in so I don't what you're trying to do. Go ahead.

COUNCILPERSON DAVIS: Madam Chair...

MAYOR MASTERS: Okay.

COUNCILPERSON DAVIS: ...point of order.

MAYOR MASTERS: I have the floor, Mr. Davis.

COUNCILPERSON DAVIS: Point of order, Madam Chair.

MAYOR MASTERS: I have the floor, Mr. Davis. The Chair just gave me the floor.

[Inaudible dais comment]

COUNCILPERSON DAVIS: Madam Chair?

MAYOR MASTERS: The Chair just gave me the floor.

COUNCILPERSON DAVIS: [Inaudible]the point of order...

MAYOR MASTERS: The Chair just gave me the floor.

COUNCILPERSON DAVIS: Madam Chair, I wanna...

MAYOR MASTERS: The Chair just gave me the floor.

COUNCILPERSON HUBBARD: [Inaudible]...

COUNCILPERSON DAVIS: [Inaudible] point of order.

MAYOR MASTERS: She just gave me the floor, Mr. Davis.

CHAIRPERSON MILLER-ANDERSON: Hold on one second. Let's stop. Stop. For one minute.

COUNCILPERSON DAVIS: I just wanna state for the record [inaudible].

CHAIRPERSON MILLER-ANDERSON: Hold on one minute. [Pause]. I just walked back in. Now, I'm hearing that..., I know, Ms. Davis Johnson, you wanted to answer..., or you wanted to respond to something...

COUNCILPERSON DAVIS: [Inaudible]...

UNK: [Inaudible].

CHAIRPERSON MILLER-ANDERSON: ...that someone had said earlier. Okay? And, Mayor, are you trying to respond to something that was...

MAYOR MASTERS: Yes. Because...

CHAIRPERSON MILLER-ANDERSON: ...said by...

MAYOR MASTERS: ...he, he...

CHAIRPERSON MILLER-ANDERSON: ...Reverend Burrs?

MAYOR MASTERS: ...mentioned my name in something...

CHAIRPERSON MILLER-ANDERSON: Okay.

MAYOR MASTERS: ...that I do want...

CHAIRPERSON MILLER-ANDERSON: Let's hold off...

MAYOR MASTERS: ...to respond to.

CHAIRPERSON MILLER-ANDERSON: ...on that for a minute.

COUNCILPERSON DAVIS: Thank you.

CHAIRPERSON MILLER-ANDERSON: Okay?

MAYOR MASTERS: I... Okay.

CHAIRPERSON MILLER-ANDERSON: Go ahead, Ms. Hoskins.

CITY MANAGER HOSKINS: As it relates to the...

[Inaudible dais comments]

CITY MANAGER HOSKINS: ...library grant, we are requesting an extension. We have a...

CHAIRPERSON MILLER-ANDERSON: Pull your mic up, please.

CITY MANAGER HOSKINS: ...workshop schedule'...

CHAIRPERSON MILLER-ANDERSON: Pull your mic up.

CITY MANAGER HOSKINS: We have a workshop schedule coming up this week, in the month of January for.., to talk about the library grant in the amount of \$500,000. That grant does expire in June of 2019. And I think that's all I have as it relates to answers from.., the comments that were made.

CHAIRPERSON MILLER-ANDERSON: Okay. So, we're at Item No. 9. Public...

MR. W. WILLIAMS: [Inaudible].

CHAIRPERSON MILLER-ANDERSON: ...hearing Ordinances on first reading.

MR. W. WILLIAMS: I, I didn't get an answer on [inaudible]...

CHAIRPERSON MILLER-ANDERSON: What, what was that?

UNK: The answer to...

MR. W. WILLIAMS: It was two things.

UNK: ...I need to [inaudible].

MR. W. WILLIAMS: [Inaudible].

CHAIRPERSON MILLER-ANDERSON: Okay. Mr. Johnson...

CITY MANAGER HOSKINS: [Stammer].

CHAIRPERSON MILLER-ANDERSON: Regarding Mr. Johnson.

CITY MANAGER HOSKINS: No. Mr. Johnson has not been fired, or terminated, as of yet. And [pause]...

MR. W. WILLIAMS: [Inaudible].

COUNCILPERSON DAVIS: [Inaudible].

CITY MANAGER HOSKINS: I would have to defer to Mr..., Attorney Degraffenreidt regarding Mr. Johnson.

COUNCILPERSON DAVIS: [Inaudible].

CITY MANAGER HOSKINS: And that's all I have.

CHAIRPERSON MILLER-ANDERSON: Okay. Mr. Degraffenreidt, is there something you can add to that?

CHAIR PRO TEM DAVIS JOHNSON: The return of a laptop.

CHAIRPERSON MILLER-ANDERSON: And the return of the laptop regarding Mr. Bruce Davis. That was a question that he had.

CHAIRPERSON MILLER-ANDERSON: I would have to check with Staff on the return of the laptop. I was not aware that he still had the laptop or [pause] cellphone.

COUNCILPERSON HUBBARD: HR should [inaudible].

CHAIRPERSON MILLER-ANDERSON: Alright. Mr. Degraffenreidt, did you have something that you could add to the Brent Johnson situation?

CITY ATTORNEY DEGRAFFENREIDT: There... there was an oral offer of settlement that was proposed by Mr. Johnson, that was rejected and the counter was that either he would voluntarily resign on or before Friday or he would be terminated on Friday. That was the last correspondence...

UNK: [Sigh].

CITY MANAGER HOSKINS: December 22nd.

CITY ATTORNEY DEGRAFFENREIDT: This coming Friday.

CHAIRPERSON MILLER-ANDERSON: December 22nd?

CITY ATTORNEY DEGRAFFENREIDT: Yes. Correct.

CHAIRPERSON MILLER-ANDERSON: Okay. Thank you. Alright.

9.

CHAIRPERSON MILLER-ANDERSON: Item No. 9. Ms. Anthony.

CITY CLERK ANTHONY: **ORDINANCE NO. 4105. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA EXTENDING THE PREVIOUSLY ENACTED ONE (1) YEAR MORATORIUM FOR UP TO SIX (6) ADDITIONAL MONTHS AS TO THE FILING, RECEIVING AND PROCESSING OF ANY APPLICATION OR PERMIT FOR THE ESTABLISHMENT, DEVELOPMENT OR OPERATION OF A MEDICAL MARIJUANA DISPENSARY OR MEDICAL MARIJUANA TREATMENT CENTER AS DEFINED HEREIN, PROVIDING FOR THE BOUNDARIES SUBJECT TO THE MORATORIUM, PROVIDING FOR SEVERABILITY AND CONFLICTS AND PROVIDING FOR AN EFFECTIVE DATE.**

CHAIR PRO TEM DAVIS JOHNSON: Motion to extend the moratorium.

COUNCILPERSON PARDO: Second.

CHAIRPERSON MILLER-ANDERSON: Alright. Mr. Gagnon.

ACTING DIRECTOR OF COMMUNITY DEVELOPMENT GAGNON: Was that a motion to approve the extension?

CHAIRPERSON MILLER-ANDERSON: That's, that's what...

ACTING DIRECTOR OF COMMUNITY DEVELOPMENT GAGNON: [Inaudible].

CHAIRPERSON MILLER-ANDERSON: Yeah. Like...

[Inaudible dais comment]

CITY CLERK ANTHONY: Madam Chair, we do have two public comment cards.

CHAIRPERSON MILLER-ANDERSON: Okay. Go ahead, Mr. Gagnon.

UNK: Okay.

CITY CLERK ANTHONY: Go ahead with your presentation. [Chuckle].

ACTING DIRECTOR OF COMMUNITY DEVELOPMENT GAGNON: I'm sorry. Jeff Gagnon, Acting Director of...

CHAIR PRO TEM DAVIS JOHNSON: One moment.

ACTING DIRECTOR OF COMMUNITY DEVELOPMENT GAGNON:Community Development.

CHAIR PRO TEM DAVIS JOHNSON: My motion was to approve the extension of the moratorium.

CITY CLERK ANTHONY: Which is in the title of the Ordinance.

CHAIR PRO TEM DAVIS JOHNSON: That's..., that was my motion. Apparently there was some..., there wasn't clarity so I want to make sure that you understand that that was the motion for me.

COUNCILPERSON PARDO: Alright.

CHAIR PRO TEM DAVIS JOHNSON: To extend...

[Inaudible dais comment]

CHAIR PRO TEM DAVIS JOHNSON: ...the moratorium.

CITY CLERK ANTHONY: So, I'm understanding you correctly, this is approved, the Ordinance on first reading as presented? Which states to extend the moratorium for six months.

CHAIR PRO TEM DAVIS JOHNSON: I'm perfectly clear.

COUNCILPERSON PARDO: Yeah.

[Chuckle]

COUNCILPERSON PARDO: And my second stands.

[Inaudible dais comment]

CHAIRPERSON MILLER-ANDERSON: So, can we go on with the presentation?

UNK: [Inaudible].

CHAIRPERSON MILLER-ANDERSON: What, what's... What's, what's wrong? What's..., is there some confusion? No?

ACTING DIRECTOR OF COMMUNITY DEVELOPMENT GAGNON: I guess I was confused. I thought...

CHAIRPERSON MILLER-ANDERSON: Okay.

ACTING DIRECTOR OF COMMUNITY DEVELOPMENT GAGNON: ...there was... I will do my presentation.

CHAIRPERSON MILLER-ANDERSON: Okay. Thank you.

ACTING DIRECTOR OF COMMUNITY DEVELOPMENT GAGNON: Sorry about that. Jeff Gagnon, Acting Director of Community Development.

I, I first wanna say that I'm a 10 year employee of the City, happily employed by the City and I'm very proud of all my Staff members in the Development Services Department, which includes our Building Division, Planning & Zoning Division and also Code Compliance Division. Specifically, with this development ... [Inaudible]. Specifically with this moratorium, our Planning Staff had taken a lead. We also had buy in and participation from our Police Depart'..., excuse me, our Police Department as well. Originally, Ordinance No. 4090 was approved on December 21, 2016. That enacted a one year moratorium, as previously read into the record. Since that time, Staff has actively researched this Item, as state language has...

[Inaudible dais comments]

ACTING DIRECTOR OF COMMUNITY DEVELOPMENT GAGNON: ...state law has changed throughout that period. Additionally, through that period, local municipalities and local counties have worked to draft language to either prohibit this use or come up with restrictions on how that use would be permitted within their jurisdictions.

So, for discussion purposes, an Item was presented to the Planning & Zoning Board on December 14th. Just ceremonially, they made a motion to recommend that City Council approve the six month extension, being that they felt as if there was more work

to be done. And really, as each day goes by, we learn more and more about how this could potentially impact the state and, specifically, Palm Beach County. We have adjacent municipalities. I believe, specifically, West Palm Beach has a moratorium that's currently in place. I believe that goes until April of 2018. So, requesting this extension is not out of line with anything else that's happening regionally. I'd also like to make mention that this Ordinance was one of the first moratoriums in the county so, being that we were first to ask the Council to approve this moratorium for a one year period, being that the language is still being discussed, we're asking for an additional six month extension. We do anticipate that the language will be brought to the Planning & Zoning Board probably early quarter one next year for further discussion and deliberation. So, we don't anticipate using the entire six month time period, however, we're requesting that time period to ensure that we can adequately address all of the Board concerns and provide the City Council with final language that is also to their liking.

So, at this point, I can answer any questions Council may have.

CHAIRPERSON MILLER-ANDERSON: Alright. Let's..., we have public comment cards?

CITY CLERK ANTHONY: Yes, ma'am

CHAIRPERSON MILLER-ANDERSON: Alright. Let's go to that.

CITY CLERK ANTHONY: Lloyd Brown and Amon Yisrael. [Pause]. Lloyd Brown.

MAYOR MASTERS: I think he's out the room.

CITY CLERK ANTHONY: Amon Yisrael.

MR. A. YISRAEL: Good evening, Mayor, Council.

MAYOR MASTERS: Good evening, sir.

CHAIRPERSON MILLER-ANDERSON: Good evening.

MR. A. YISRAEL: With all, with all of the wonderful attributes that our City have, having the number one tourist attraction in Palm Beach County, having one of the best beaches in Florida, etc. ce'..., you know, international Port, one of the best warehouse districts in Florida, having access to the world. The marijuana is something we need to take advantage of these other wonderful opportunities that our City have, having the marijuana come in, the medical marijuana, they can, you know, take that somewhere. There's some other cities around the country that has approved the marijuana, the medical marijuana and they're very sorry. I'm still doing the research on that but they're very sorry that they allowed it to come in. So, that's something we wanna strongly..., we got too many other things going on, as a City, to allow that into our City.

Thank you.

CHAIRPERSON MILLER-ANDERSON: Thank you.

[Inaudible dais comment]

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Is that the only one?

CITY CLERK ANTHONY: The other one was Mr. Lloyd Brown but I don't see him, Madam Chair.

CHAIRPERSON MILLER-ANDERSON: Okay. Alright. Board?

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

MAYOR MASTERS: Question?

COUNCILPERSON HUBBARD: I have...

CHAIRPERSON MILLER-ANDERSON: Ms...

COUNCILPERSON HUBBARD: ...a question.

CHAIRPERSON MILLER-ANDERSON: Ms. Davis Johnson.

CHAIR PRO TEM DAVIS JOHNSON: Mr. Gagnon, you said that..., did I understand you correctly to say that you didn't believe that you would need the six months because the question that I had for you, was six months adequate to give you an opportunity to gather the language necessary to move forward? You're absolutely sure and that we don't need to make this 12 months?

ACTING DIRECTOR OF COMMUNITY DEVELOPMENT GAGNON: Some..., our anticipated timeline would meet that six month window. I don't wanna request another 12 month moratorium at this point. If something changed substantially, I'd be happy to bring that information back to the Council if, in fact, we did need adequate time but since there was already that one-year moratorium in place, I don't want anyone to feel as if we're not actively moving on this Item.

CHAIR PRO TEM DAVIS JOHNSON: And do you have your, your time, your proposed timeline readily available to be reviewed by Council? Do you have anything that's in the works now, by way of a timeline? I know that you said you would be going before Planning & Zoning, but is there something...

ACTING DIRECTOR OF COMMUNITY DEVELOPMENT GAGNON: Yes...

CHAIR PRO TEM DAVIS JOHNSON: ...that we can review in advance of the document being finalized, so that we'll have a t'..., have an opportunity to review and digest?

ACTING DIRECTOR OF COMMUNITY DEVELOPMENT GAGNON: Absolutely. I'll be happy to provide Council with all the research and information we have to date. As

we move it forward through the Planning and Zoning Board process, again, those, those meeting agendas and all the backup information, public information, I'll be happy to share that with the Council. Again, it's still a work in progress at this point so we're still asking for community input, asking for Council input...

CHAIR PRO TEM DAVIS JOHNSON: Mhmm.

ACTING DIRECTOR OF COMMUNITY DEVELOPMENT GAGNON: ...to ensure that the final regulations encompass all the community needs and wants.

CHAIR PRO TEM DAVIS JOHNSON: Thank you.

CHAIRPERSON MILLER-ANDERSON: Alright. Anyone else?

MAYOR MASTERS: Yes.

CHAIRPERSON MILLER-ANDERSON: Go ahead.

MAYOR MASTERS: Madam Chair, this is for the City Attorney. Is there any kind of law or prohibition as to how many times that we can extend a moratorium?

CITY ATTORNEY DEGRAFFENREIDT: There is a limitation on the [inaudible]....

CHAIRPERSON MILLER-ANDERSON: Pull your mic up to you, please.

CITY ATTORNEY DEGRAFFENREIDT: There is a limitation on the time but it is really designed.., the limitation is designed to give you as much discretion as possible. You would almost have to extend it to the point where it's apparent by your extension actions that you're trying to proh'.., prohibit it.

MAYOR MASTERS: I, I don't understand that. What I'm.., what I need you to...

CITY ATTORNEY DEGRAFFENREIDT: It comes down to what is reasonable. Extending it for another six months, or a year, may be reasonable. Extend it for five years won't be reasonable.

MAYOR MASTERS: So, it, it all depends on...

CHAIR PRO TEM DAVIS JOHNSON: [Inaudible].

MAYOR MASTERS: ...who's interpretation of what's reasonable?

CITY ATTORNEY DEGRAFFENREIDT: No. It depends on the circumstances by which you decide to exercise your discretion to extend it.

MAYOR MASTERS: Okay.

CITY ATTORNEY DEGRAFFENREIDT: And at this point, I'm understanding Jeff needs some more time and, and that's legitimate...

MAYOR MASTERS: [Inaudible].

CITY ATTORNEY DEGRAFFENREIDT: ...that's been recognized...

[Inaudible dais comment]

CITY ATTORNEY DEGRAFFENREIDT:...by the court as legitimate. Without an infrastructure based on reasonability in terms of exercising legislative power, it has been held to be unreasonable and usurp the property use.

COUNCILPERSON PARDO: Madam Chair?

MAYOR MASTERS: So, I'm... Just hold on, Ms..., any'..., anybody else. When I..., when the Mayor has the floor, please let me speak.

COUNCILPERSON DAVIS: [Inaudible].

MAYOR MASTERS: I don't do that to anybody up there, up here.

COUNCILPERSON PARDO: [Inaudible].

MAYOR MASTERS: Shameful.

COUNCILPERSON PARDO: To speak?

MAYOR MASTERS: Mr. Attorney?

CITY ATTORNEY DEGRAFFENREIDT: Yes, sir.

COUNCILPERSON DAVIS: [Inaudible].

[Pause]

MAYOR MASTERS: You said that there is, there's a l'..., there's law, let me put it like that and... Let her get..., let her just talk. That's just disrespectful. Everybody watched that.

[Inaudible dais comment]

MAYOR MASTERS: I'm not gonna talk.

COUNCILPERSON DAVIS: [Inaudible]?

[Inaudible dais comment]

MAYOR MASTERS: Okay. Let's try this again.

COUNCILPERSON PARDO: [Inaudible] .

ACTING DIRECTOR OF COMMUNITY DEVELOPMENT GAGNON: Mr. Mayor.

MAYOR MASTERS: No, no. Just a minute. Go ahead.

ACTING DIRECTOR OF COMMUNITY DEVELOPMENT GAGNON: Thank, thank you, sir. I don't wanna interrupt.

[Inaudible dais comment]

MAYOR MASTERS: And I'll, I'll finish...

ACTING DIRECTOR OF COMMUNITY DEVELOPMENT GAGNON: So...

MAYOR MASTERS: ...with him.

ACTING DIRECTOR OF COMMUNITY DEVELOPMENT GAGNON: I think I can give... So, my personal understanding of the moratorium and extension, so, so long as government is showing that there's progress being made and it's not an intentional stalling mechanism, I believe that, that legally, it's sufficient. So, we did just provide information to the Planning & Zoning Board on December 14, Staff has actively been working on regulations. The topic is still under much discussion as far as how different municipalities and counties are choosing to either permit or not permit, handle the uses. So, to answer your question in, in my manner, if we weren't actively working on language, I would agree to your point to say, maybe a moratorium wouldn't be appropriate, being that Staff wasn't actively working on it but, since we are, I think the six month extension would be appropriate at this time.

MAYOR MASTERS: Okay. I guess, it's not point, number one. I'm just asking a question, so...

ACTING DIRECTOR OF COMMUNITY DEVELOPMENT GAGNON: Yes, sir.

MAYOR MASTERS: ...let's be clear. The question is, again, I'm gonna refer again to Mr. Attorney. There is law, there's written law as to the whole concept what moratoriums are to be used for, it has to be reasonable, that is spelled out, is that states... in a state statute, Mr...

CITY ATTORNEY DEGRAFFENREIDT: No, sir. It's done by caselaw.

MAYOR MASTERS: Okay. So, it's caselaw?

CITY ATTORNEY DEGRAFFENREIDT: Yes, sir.

MAYOR MASTERS: Okay. Now, my next question to the Attorney, Jeff, you can weigh in on this if, if you need..., if need be. After we go through all the moratoriums, whether it's six months or whether it's another six months, do we have legal grounds to just say no? Period? We just don't want 'em in the City, can we just say no, to the marijuana people?

COUNCILPERSON DAVIS: It's legal.

MAYOR MASTERS: Can you let me...

CITY ATTORNEY DEGRAFFENREIDT: It is a...

MAYOR MASTERS: ...talk, Mr. Davis? Please, I don't do you that way.

COUNCILPERSON PARDO: Stop.

MAYOR MASTERS: It's just...

CITY ATTORNEY DEGRAFFENREIDT: I don't think you have the entitlement to say no because the state has given that as a lawful use. It gives the local entities both...

[Inaudible dais comment]

CITY ATTORNEY DEGRAFFENREIDT: ...county and municipal, an entitlement to impose restrictions and regulate the time, place and manner of distribution but I do not believe you can say no.

MAYOR MASTERS: Okay. Thank you. I was just asking, thank you.

UNK: [Inaudible].

CHAIRPERSON MILLER-ANDERSON: That's it? Alright. Did anyone else have any comments...

COUNCILPERSON PARDO: Yeah. I think...

CHAIRPERSON MILLER-ANDERSON: ...regarding this?

COUNCILPERSON PARDO: ...I did, Madam Chair.

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON PARDO: Okay. So, Jeff, to you and your Staff, thank you for working on this. I was at the Planning & Zoning meeting last Thursday when you present it in, in a workshop forum, to the Planning & Zoning Board and I know that you guys have been working very hard and I appreciate it. And, I agree with you and your Staff that we're not at the point to move forward, and there's still more work to be done and it's not just here in Riviera Beach, it's many municipalities.

So again, thank you.

CHAIRPERSON MILLER-ANDERSON: Alright. Anyone else? Alright. Madam Clerk.

CITY CLERK ANTHONY: Councilperson Pardo?

COUNCILPERSON PARDO: Yes.

CITY CLERK ANTHONY: Councilperson Davis?

COUNCILPERSON DAVIS: Yes.

CITY CLERK ANTHONY: Councilperson Hubbard? [Pause]. Pro Tem Davis Johnson?

CHAIR PRO TEM DAVIS JOHNSON: Yes.

CITY CLERK ANTHONY: Chair Miller-Anderson?

CHAIRPERSON MILLER-ANDERSON: Yes.

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

[Inaudible dais comment]

CHAIRPERSON MILLER-ANDERSON: Item No...

[Pause]

CITY CLERK ANTHONY: 10.

CHAIRPERSON MILLER-ANDERSON: Hold on, hold on.

COUNCILPERSON DAVIS: [Inaudible].

ITEMS TABLED

REGULAR - OLD BUSINESS

REGULAR

CHAIRPERSON MILLER-ANDERSON: Items tabled? Why is it split like that?

CITY CLERK ANTHONY: None.

CHAIRPERSON MILLER-ANDERSON: Regular old business.

CITY CLERK ANTHONY: None.

10.

CHAIRPERSON MILLER-ANDERSON: Regular Item No. 10.

CITY CLERK ANTHONY: RESOLUTION NO. 145-17. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AUTHORIZING THE PURCHASE AND DELIVERY OF SEVENTEEN NEW

REPLACEMENT VEHICLES AND TRAILERS THAT WERE IDENTIFIED ON THE CITY'S VEHICLE REPLACEMENT PLAN FOR THE FOLLOWING CITY DEPARTMENTS, STORMWATER, PARKS & RECREATION, WATER UTILITIES, FIRE, FLEET, ENGINEERING, COMMUNITY AND DEVELOPMENT AND HUMAN RESOURCES IN THE AMOUNT OF \$400,055 BY UTILIZING THE COOPERATIVE PURCHASE PROGRAM AND THE FLORIDA SHERIFF'S ASSOCIATION CONTRACT NUMBER FSA-17-VEL-15.0 AND VEL 25.0, SPECIFICATIONS #51, #37, #53, #57, #58, #46 AND #27, AUTHORIZING THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO MAKE PAYMENT FOR SAME FROM ACCOUNT NUMBER 503-1129-519-0-6451 IN THE AMOUNT OF \$322,671, ACCOUNT NUMBER 460-1127-541-0-6351 IN THE AMOUNT OF \$26,884 AND ACCOUNT NUMBER 411-1438-535-0-4608 IN THE AMOUNT OF \$50,500, AUTHORIZING THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO DEPOSIT PROCEEDS FROM THE SALE OF SURPLUS VEHICLES INTO THE FLEET SERVICES FUND AND PROVIDING AN EFFECTIVE DATE.

COUNCILPERSON PARDO: So moved.

COUNCILPERSON DAVIS: Second.

CHAIRPERSON MILLER-ANDERSON: Alright. Good evening.

CITY CLERK ANTHONY: Madam Chair, there are no public comment cards and the acceptance of comment cards is closed at this time.

CHAIRPERSON MILLER-ANDERSON: Thank you.

PUBLIC WORKS DIRECTOR BAILEY: Terrence Bailey, Public Works Director, here to answer any questions.

CHAIRPERSON MILLER-ANDERSON: Could you do a slight presentation for us, please?

PUBLIC WORKS DIRECTOR BAILEY: Okay. As you know, as discussed during the budget, there's annually a fleet replacement program, approximately 17 vehicles are on the list for this year's replacement. We have two general metrics for fleet, 10 years old or approaching 100,000. The vehicles proposed for replacement meet that criteria and, therefore, we are bringing this Agenda Item for the annual scheduled fleet replacement.

CHAIRPERSON MILLER-ANDERSON: Alright. Are there an'...

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: You have a question?

COUNCILPERSON DAVIS: Yes.

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON DAVIS: Mr. Bailey, what has been the study on, as far as, the fleet maintenance schedule? The vehicles that we're looking to are expiring. Have there been a lot of heavy maintenance involved with those vehicles?

PUBLIC WORKS DIRECTOR BAILEY: Yes.

COUNCILPERSON DAVIS: Okay. Alright. Thank you. All of them?

PUBLIC WORKS DIRECTOR BAILEY: Yes.

COUNCILPERSON DAVIS: That's listed? Okay.

CHAIRPERSON MILLER-ANDERSON: Anyone else?

COUNCILPERSON DAVIS: That'll be all.

[Inaudible audience comment]

CHAIRPERSON MILLER-ANDERSON: Hold on, Mr. Williams. Anyone else? Okay. Alright. Madam Clerk.

CITY CLERK ANTHONY: Councilperson Davis?

COUNCILPERSON DAVIS: Yes.

CITY CLERK ANTHONY: Councilperson Pardo?

COUNCILPERSON PARDO: Yes.

CITY CLERK ANTHONY: Pro Tem Davis Johnson?

CHAIR PRO TEM DAVIS JOHNSON: Yes.

CITY CLERK ANTHONY: Councilperson Hubbard?

COUNCILPERSON HUBBARD: Yes.

CITY CLERK ANTHONY: Chair Miller-Anderson?

CHAIRPERSON MILLER-ANDERSON: Yes.

CITY CLERK ANTHONY: Unanimous vote.

11.

CHAIRPERSON MILLER-ANDERSON: Item No. 11.

CITY CLERK ANTHONY: RESOLUTION NO. 146-17. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA

AUTHORIZING THE POLICE DEPARTMENT TO EXECUTE AN ADDENDUM MASTER TAX EXEMPT LEASE PURCHASE AGREEMENT WITH U.S. BANCORP TO LEASE PURCHASE ONE 2018 FORD TRANSIT VAN 350HD WITH ARMOR UPFITTING FOR THE POLICE DEPARTMENT, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE AGREEMENT AND THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO SET UP A BUDGET FOR THE SAME AND AUTHORIZING THREE ANNUAL PAYMENTS IN THE AMOUNT OF \$47,706.63 EACH AND PROVIDING AN EFFECTIVE DATE.

COUNCILPERSON PARDO: So moved.

COUNCILPERSON DAVIS: Second.

CHAIRPERSON MILLER-ANDERSON: Alright. Ms. Hoskins or who's up?

CITY MANAGER HOSKINS: Mr. Madden.

CHAIRPERSON MILLER-ANDERSON: Okay.

ASSISTANT POLICE CHIEF MADDEN: Good evening, Mayor and Council.

CHAIRPERSON MILLER-ANDERSON: Good evening.

COUNCILPERSON PARDO: Good evening.

ASSISTANT POLICE CHIEF MADDEN: The Police Department is seeking to purchase an item that we've been requesting for many years through the capital budget process. This is a armor personnel carrier that is.., would be used by our special response team. We're proposing to purchase a 2018 Fort Transit 350HD. It has ballistic protection throughout the vehicle, manufactured by International Armor Group. [Pause]. You see a picture of the vehicle. There's been a lot of discussion regarding militar'.., military style vehicles being used by police departments. Our special response team has tried to identify a vehicle that does not portray that image. So, I think it was important to see the vehicle. Next slide, please. This vehicle's able to hold 12 members of the SRT team, which is not currently possible with our current vehicle. Total cost is \$137,500. The details of the financing...

UNK: That's a good rate.

ASSISTANT POLICE CHIEF MADDEN:...are shown here. We have identified U.S. Bancorp with the lowest interest, 2.030%, annual payment s of \$47,706 starting in Fiscal Year 2019, so there's not a fiscal impact in this year's budget.

And, our SRT team serves approximately 100 search warrants a year. This piece of equipment is very critical to provide the protection to this 20-member team that go on the most dangerous calls, the most critical incidents throughout the City. You know, we're.., we've been fortunate, you never know what you're going to encounter and it's very important that we equip the officers with the correct equipment.

Thank you.

COUNCILPERSON PARDO: Madam Chair?

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

CITY CLERK ANTHONY: No, we do not.

CHAIRPERSON MILLER-ANDERSON: Alright. Ms. Pardo.

COUNCILPERSON PARDO: So, Chief...

CHAIRPERSON MILLER-ANDERSON: Pull your mic up.

COUNCILPERSON PARDO: So Chief, my question is, will that vehicle be a undercover vehicle? So, you showed it, you know, without any of the emblems on it or anything.

ASSISTANT POLICE CHIEF MADDEN: Yeah. Typically, the vehicles are unmarked...

COUNCILPERSON PARDO: Right.

ASSISTANT POLICE CHIEF MADDEN: ...for the purpose they're used in but we do, in some circumstances, when, when we want higher visibility, we will...

COUNCILPERSON PARDO: You could always...

ASSISTANT POLICE CHIEF MADDEN: ...have the ability to...

COUNCILPERSON PARDO: ...just put the...

ASSISTANT POLICE CHIEF MADDEN: ...add...

COUNCILPERSON PARDO: ...magnets and stuff.

ASSISTANT POLICE CHIEF MADDEN: ...add graphics to it. With use of magnets.

COUNCILPERSON PARDO: Right. Okay.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

CHAIR PRO TEM DAVIS JOHNSON: You're done [inaudible]...

CHAIRPERSON MILLER-ANDERSON: You're done, Ms. Pardo?

COUNCILPERSON PARDO: I am, yes.

CHAIRPERSON MILLER-ANDERSON: Okay.

COUNCILPERSON PARDO: Thank you.

CHAIR PRO TEM DAVIS JOHNSON: Mr. Madden, please correct the figure for the vehicle because I think I heard you say \$137?

ASSISTANT POLICE CHIEF MADDEN: Yes. That's...

CHAIR PRO TEM DAVIS JOHNSON: But your Item says one...

ASSISTANT POLICE CHIEF MADDEN: That's the total cost.

CHAIR PRO TEM DAVIS JOHNSON: Okay. But we have a...

ASSISTANT POLICE CHIEF MADDEN: And it's paid for over three years, three...

CHAIR PRO TEM DAVIS JOHNSON: Right.

ASSISTANT POLICE CHIEF MADDEN: ...annual payments.

CHAIR PRO TEM DAVIS JOHNSON: Right. But that total is \$143,119.89. It doesn't include...

ASSISTANT POLICE CHIEF MADDEN: I'm sorry?

CHAIR PRO TEM DAVIS JOHNSON: That...

MAYOR MASTERS: The math [inaudible]...

CHAIR PRO TEM DAVIS JOHNSON: at that rate of \$47,706.53?

UNK: Interest.

COUNCILPERSON DAVIS: Let me see.

CHAIR PRO TEM DAVIS JOHNSON: That total's \$143,119.89.

ASSISTANT POLICE CHIEF MADDEN: That would, that would be the total amount with the interest over the three years.

CHAIR PRO TEM DAVIS JOHNSON: Okay. Thank you.

CHAIRPERSON MILLER-ANDERSON: Alright. Anyone else?

MAYOR MASTERS: Yes, Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

MAYOR MASTERS: Chief, would you go back to the other screen that was just up. [Pause]. No, when we... It was more of a text.

[Inaudible comments]

MAYOR MASTERS: The one that dealt with the police have asking be asking for..., needed... Yeah, right, right there. Explain that last statement [stammer], under, I guess, this as relates to the Police Department. The Police Department has been seeking to acquire this type of vehicle for many years. What's that... Explain that a little bit.

ASSISTANT POLICE CHIEF MADDEN:Yes. We...

ASSISTANT POLICE CHIEF MADDEN:I mean, is that five years, 10 years or what are we talking about?

ASSISTANT POLICE CHIEF MADDEN:I would say it would go back probably five to, five to six years we've completed a capital budget request through the budget process. And that vehicle that we've been requesting was \$275,000, is what we've been requesting in that budget. This year, our, our commanders from the team attended a national conference and were able to identify a vehicle that costs about half of what we have been requesting. And they, you know, they've been really tryna get this piece of equipment so, I think they have identified something that, you know, kinda made it possible.

MAYOR MASTERS: So, would you say that the reason probably why that didn't get it is because the Council, at that time, just felt that the price that was being offered was too much? That you were looking for something less...

ASSISTANT POLICE CHIEF MADDEN:No, sir.

ASSISTANT POLICE CHIEF MADDEN:...a lesser price or...

[Inaudible dais comment]

ASSISTANT POLICE CHIEF MADDEN:No, sir. Through the budget process, we have to...

[Inaudible dais comments]

ASSISTANT POLICE CHIEF MADDEN:...present our budget request to the City Manager.

[Chuckle and inaudible dais comment]

ASSISTANT POLICE CHIEF MADDEN:So, not in all these.., of these budget years, did our item...

UNK: [Inaudible].

ASSISTANT POLICE CHIEF MADDEN:...pass the City Manager and get to the Council for approval.

COUNCILPERSON PARDO: Correct.

MAYOR MASTERS: So, it never got to us?

ASSISTANT POLICE CHIEF MADDEN:Correct.

MAYOR MASTERS: Okay. Also, would this replace the vehicle that...

[Inaudible dais comment]

MAYOR MASTERS: ...Manager Evens and I rode in to rescue the..., we used to rescue to get the people out of Stonybrook, at the time, and take them... Because the weather was so bad, we needed something strong to take them to the...

UNK: [Inaudible].

UNK: The shelter.

MAYOR MASTERS: ...emergency... Yeah. Thank you, shelter.

ASSISTANT POLICE CHIEF MADDEN:That vehicle was...

MAYOR MASTERS: Is it this one.

ASSISTANT POLICE CHIEF MADDEN:That vehicle was acquired from the military at a cost of \$2,500 and it's valued at about \$700,000.

MAYOR MASTERS: The one that we rode in?

ASSISTANT POLICE CHIEF MADDEN:Correct. It's called an MRAP.

MAYOR MASTERS: But my question is...

ASSISTANT POLICE CHIEF MADDEN:But the vehicle is too large for us to use throughout the City streets and due to its value that we saw during the hurricane, we intend on keeping the vehicle for those types of circumstances 'cause it does provide, you know, a safe way to evacuate, we..., as we saw during the hurricane. So...

MAYOR MASTERS: But that was also..., was that also the arme'.., the armed..., the armor vehicle that had been used in, in these type of operations?

ASSISTANT POLICE CHIEF MADDEN:They don't quite use that one because it's so large. We have another van that we've had for about 11 years. They do us it in some of them but, again, it's difficult to..., for that vehicle...

MAYOR MASTERS: To navigate...

ASSISTANT POLICE CHIEF MADDEN:...to pass...

MAYOR MASTERS: ...through the streets.

ASSISTANT POLICE CHIEF MADDEN:...down City streets.

MAYOR MASTERS: So all together, if you count that one and the smaller one you have, plus this one, the new one, that would give you three?

ASSISTANT POLICE CHIEF MADDEN: We plan...

MAYOR MASTERS: Possibility?

ASSISTANT POLICE CHIEF MADDEN:We plan to take the van out of service. It's...

MAYOR MASTERS: Okay. Okay. That was it. Thank you...

CHAIRPERSON MILLER-ANDERSON: Alright.

MAYOR MASTERS: ...Madam Chair?

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

CITY CLERK ANTHONY: Councilperson Pardo?

COUNCILPERSON PARDO: Yes.

CITY CLERK ANTHONY: Pro Tem Davis Johnson?

CHAIR PRO TEM DAVIS JOHNSON: Yes.

CITY CLERK ANTHONY: Councilperson Hubbard?

COUNCILPERSON HUBBARD: Yes.

CITY CLERK ANTHONY: Councilperson Davis?

COUNCILPERSON DAVIS: Yes.

CITY CLERK ANTHONY: Chair Miller-Anderson?

CHAIRPERSON MILLER-ANDERSON: Yes.

CITY CLERK ANTHONY: Unanimous vote.

DISCUSSION AND DELIBERATION

CHAIRPERSON MILLER-ANDERSON: Discussion and deliberation.

12.

CHAIRPERSON MILLER-ANDERSON: Item No. 12.

CITY CLERK ANTHONY: RESOLUTION NO. 147-17. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVERA BEACH, PALM BEACH COUNTY, FLORIDA APPROVING AN EMPLOYEE AGREEMENT WITH KAREN L. HOSKINS AS CITY MANAGER, COMMENCING DECEMBER 6, 2017 UNTIL A PERMANENT CITY MANAGER IS HIRED, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE AGREEMENT AND PROVIDING AN EFFECTIVE DATE.

COUNCILPERSON PARDO: So moved.

COUNCILPERSON DAVIS: So moved. Second.

CITY CLERK ANTHONY: Madam Chair, we do not have any public comment cards on this and acceptance of public comment cards is now closed.

CHAIRPERSON MILLER-ANDERSON: Alright. Alright. Ms. Hoskins.

COUNCILPERSON PARDO: Straight for [inaudible].

[Chuckle]

CITY MANAGER HOSKINS: I'll defer to Mr. Degraffenreidt.

CITY ATTORNEY DEGRAFFENREIDT: Call the call question.

COUNCILPERSON PARDO: Yeah. It's straightforward.

CITY ATTORNEY DEGRAFFENREIDT: Yeah. It, it, it's the agreement that you had to hire her. You just need to approve it.

CHAIRPERSON MILLER-ANDERSON: Well, I have a question. So, and I brought this up before, when we were working on the timeline for the selection of the City Manager, the permanent City Manager, or the City Manager, I know you all moved forward with bringing this Item before us so that we had enough time to be able to look for so'..., you know, go through the process because we were running out of time with the 190 days and, at that time, I stated that I thought it would be, you know, a little bit premature of doing this, not at the time even knowing how long it would take for us to get through what we need to do or to just do it for a very short time.

So, I, I still feel the same way. I, I feel like we're moving a little premature here, to do this and I felt like by us making this position the permanent City Manager, we could, in essence, just do away with the hiring of anyone else in the future. That's just my take on that. And I, I just felt like we should have had a discussion about the timeline and, and reconfigure that and all of the stuff that we needed to work out before we brought this. If, in doing that, we realized we were going to really cut it close, then we could have brought this Item before us but had some sort of cutoff time on it. But again, I, you know, I been working with Ms. Hoskins, haven't had any issues, has nothing to do with that. I just feel

like, even then, I said we needed to try to work through the process of the timeline and then decide on whether or not we didn't have enough time and then move forward with it. So., and I still think the same way. I, I don't... I don't really think we should be doing this at this time. Maybe in the beginning of January, somewhere around January, mid-January, we realize we, we're not going to be able to get through the timeline process, then we could've done that but I, I, I just.., I don't...

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: ...think this was something we needed to do immediately.

COUNCILPERSON PARDO: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Yes.

COUNCILPERSON PARDO: Okay. So, I respect what you have to say but I feel differently.

CHAIRPERSON MILLER-ANDERSON: That's fine.

COUNCILPERSON PARDO: We were given the timeline of activities for the City Manager recruitment process and if everything goes as scheduled, we should have a person under contact by February 21st. And I think what this contract with Ms. Hoskins is doing, is just...

COUNCILPERSON DAVIS: [Inaudible]...

COUNCILPERSON PARDO: ...allowing us to move forward with the process and God forbid there's some kind of an emergency and that February 21st contract approval date, you know, is, you know, moved forward, then, you know, at least we don't have to worry about coming back and violating the Charter. The contract, her contract is in place and, you know, I'm sure the hope of everyone is, once we have the City Manager under contract on February 21st, he or she will be in place by March 1st and, you know, everyone.., you know, life will go on, Ms. Hoskins will go back to finance and we'll have a leader in the City.

CHAIRPERSON MILLER-ANDERSON: Is the, um, is there a cutoff time for this particular employment agreement...

COUNCILPERSON DAVIS: [Inaudible]...

CHAIRPERSON MILLER-ANDERSON: ...or is, what's the date...

COUNCILPERSON DAVIS: As soon as we hire.

CHAIRPERSON MILLER-ANDERSON: There's no...

COUNCILPERSON PARDO: As soon as...

CHAIRPERSON MILLER-ANDERSON: ...definite date.

COUNCILPERSON PARDO: ...we hire.

CHAIRPERSON MILLER-ANDERSON: But there's...

COUNCILPERSON DAVIS: Soon as we hire...

CHAIRPERSON MILLER-ANDERSON: ...no date?

COUNCILPERSON DAVIS: There is no..., it says whenever we hire.

CHAIRPERSON MILLER-ANDERSON: Oh, then the timeline you're speaking to?

COUNCILPERSON DAVIS: Once we hire, that's when it goes into effect.

COUNCILPERSON PARDO: But I think...

CHAIRPERSON MILLER-ANDERSON: Again, there's no...

COUNCILPERSON PARDO: Right. Everyone agreed...

CHAIRPERSON MILLER-ANDERSON: ...definite cutoff...

COUNCILPERSON PARDO: ...to the...

CHAIRPERSON MILLER-ANDERSON: ...date on the...

COUNCILPERSON PARDO: Right.

CHAIRPERSON MILLER-ANDERSON: ...employment agreement though.

COUNCILPERSON DAVIS: Ma'...

CHAIRPERSON MILLER-ANDERSON: ...It's, it's...

COUNCILPERSON PARDO: No.

CHAIRPERSON MILLER-ANDERSON: ...based on when we hire someone else.

[Inaudible dais comment]

CHAIRPERSON MILLER-ANDERSON: Right, right.

COUNCILPERSON DAVIS: [Inaudible].

CHAIRPERSON MILLER-ANDERSON: So, basically, it's open ended provided, you know, I mean, we may modify the timeline or..., I mean...

COUNCILPERSON PARDO: I thought we all agreed to...

COUNCILPERSON DAVIS: We all agreed [inaudible]...

COUNCILPERSON PARDO: ...the timeline...

CHAIRPERSON MILLER-ANDERSON: Well, we agree on a lotta...

COUNCILPERSON PARDO: ...at the last meeting.

CHAIRPERSON MILLER-ANDERSON: Yeah. We did. We did.

COUNCILPERSON DAVIS: Yeah. So.

CHAIRPERSON MILLER-ANDERSON: We did.

COUNCILPERSON PARDO: Right. So.

COUNCILPERSON DAVIS: What's the issue?

CHAIRPERSON MILLER-ANDERSON: Okay. I'm, I'm just still..., that's where I am with it.

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Anyone else?

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Yes.

COUNCILPERSON DAVIS: With all due respect to this meeting, we all had an agreement to the timeline of when we wanna get someone at the helm here. We had a discussion to talk about when the time was gonna expire for the Charter. We wanted to make sure that no one violated the Charter so the language was in place just saying, 'Hey, you all will have Ms. Hoskins until you all hire someone.' The minute that we execute a contract, this expires immediately and it's done. And what happens is, we, we stay in the guidelines of our Charter, we're protected if someone on this Board decide to change their mind and change the date, we don't have to call no more special meetings. You know, we are protected. So now we don't have to rush the decisions to come back to clean up something if someone change' their mind, once again. So this protects this entire Board, we're covered. If you change your mind, somebody change their mind, which they..., you know, not saying someone will, we don't have to shuffle around and try to call a special meeting. So, it's just saying, 'Hey, whenever ya'll make a decision, this goes in effect. This .' And that's all it really says.

COUNCILPERSON HUBBARD: Madam Chair?

COUNCILPERSON DAVIS: And that's why there was no time put in place because, as you know, [pause]...

CHAIRPERSON MILLER-ANDERSON: You're done?

COUNCILPERSON HUBBARD: Madam Chair?

COUNCILPERSON DAVIS: I'm done.

CHAIRPERSON MILLER-ANDERSON: Okay.

COUNCILPERSON DAVIS: I'm done.

CHAIRPERSON MILLER-ANDERSON: Ms. Hubbard.

COUNCILPERSON HUBBARD: Madam Chair, the reason I think that we need to go ahead and move forward with signing this contract, is so that it gives Ms. Hoskins some stab'..., stability and it gives us some stability. There's certain things that we need to get done. For, for example, fill in a lotta potions that we have... We have positions that are not department head positions that Mrs. Hoskins can go ahead and take care. We need to..., we need to outfit the community development. We've had that discussion twice and we need to move forward with it. And with Ms. Hoskins being able to have some certainty about where she is..., things like going ahead and signing off for the release of Mr. Brent Johnson. Things like that, I think we can clean up and take care of. I think we can move out of this so-called City of Turmoil that we have been labelled and we can move to a more stable climate with giving her our backing, giving her no'..., showing her that we are supporting the direction in which she's moving and, and most importantly, it's filling some of the positions that she can fill. And someone spoke about it earlier today, I think one of the positions we need to allow her to fill is the HR, HR position so that these..., so that the other minor, and when I say minor I don't mean it because they are not department heads but other positions can go ahead and be filled. So, I think this isn't gonna hurt anything based on the way that it's written. We all agree that once we hire somebody in that position, she will go back to her position that she came from and, with the agreement, she seems quite satisfied with it because she's presenting it to us, so I hope that the Council will let's move forward with this tonight.

CHAIRPERSON MILLER-ANDERSON: So..., okay. So, you, you said something about hiring..., so, are we talking about the Chief positions, these other positions that we said we were not going to do until...

COUNCILPERSON HUBBARD: I didn't say that.

CHAIRPERSON MILLER-ANDERSON: No, no. I'm just saying, all of them. I mean, HR, we, we talked about all of those positions.

COUNCILPERSON HUBBARD: What, what I said was, I know we said that we are not going to hire the department head positions. What we said was, I..., what I said was, there are other minor positions, or positions that are not department heads, that she can go

ahead and move forward with staffing. And I used an example of the Community Development Department because we told Staff, this is just for an example sake, we did not want to continue outsourcing the work in that department to fill those positions. So, this is something that Mrs. Hoskins can go ahead and execute and get done. And.., along with other departments that we're sitting empty in and not filling those positions.

However, I did pull out HR. HR is a department head position but I think in or'.., I think that in order to fill those other positions, I think we should allow her to fill at least the HR Department. I know we said we did not want to do any other department heads but HR, I think, is a safe enough bet being the, being the skillset that it requires, to go ahead and do that so we can get ourself out of this state of.., so that we can move into a, a smoother realm of doing things.., operating.

CHAIRPERSON MILLER-ANDERSON: Well, I, I think what the.., if we stick with the end of the February, the end of February's date, we're talking about two months away and doing what we said we didn't want to do was to have the Interim, even though she's not Interim anymore, but essentially, it is an Interim positions, it's only a couple months, to hire someone in a dep'.., department head position and then the new person comes in and that may not be who they want. And so, I think by now...

COUNCILPERSON DAVIS: [Inaudible].

CHAIRPERSON MILLER-ANDERSON: ...making her the permanent depa'.., the permanent City Manager, that now opens the door to say that she can hire those, tho'.., hire someone in those positions and we have Ms. Irvin in that position. She's been with the department for quite a while and for two more months, I don't see where she is un'.., incapable of being able to hold it down in there for those two months, unless I'm not aware of, you know, her credentials or her being...

COUNCILPERSON DAVIS: [Inaudible].

CHAIRPERSON MILLER-ANDERSON: ...able to, to continue on.

CHAIR PRO TEM DAVIS JOHNSON: [Inaudible].

CHAIRPERSON MILLER-ANDERSON: But it almost.., we're, we're going down the road we said we were not going to go down and that was to not hire...

COUNCILPERSON DAVIS: [Inaudible].

CHAIRPERSON MILLER-ANDERSON: ...we, we put a freeze on hire any of those department head positions until we got the permanent person on now. If we're saying we're going to allow Ms. Hoskins to hire those people, then we're essentially bringing in people who the new person may not want.

MAYOR MASTERS: Want.

COUNCILPERSON HUBBARD: Madam Chair, let me try again.

CHAIRPERSON MILLER-ANDERSON: So, I think we... No. I was very..., you were very clear.

COUNCILPERSON HUBBARD: No, no, no.

CHAIRPERSON MILLER-ANDERSON: ...I got you.

[Inaudible dais comments]

COUNCILPERSON HUBBARD: You were saying that I said that...

CHAIRPERSON MILLER-ANDERSON: Hold on.

COUNCILPERSON HUBBARD: ...and I didn't.

[Inaudible dais discussions]

CHAIRPERSON MILLER-ANDERSON: But you just said the HR position.

COUNCILPERSON HUBBARD: No, no. Just the HR position.

CHAIRPERSON MILLER-ANDERSON: I heard you. Yeah.

COUNCILPERSON HUBBARD: But you were saying that...

COUNCILPERSON DAVIS: [Inaudible].

COUNCILPERSON HUBBARD: ...by going ahead and signing this agreement...

CHAIRPERSON MILLER-ANDERSON: Mhmm.

COUNCILPERSON HUBBARD: ...you said that it opens the door...

CHAIRPERSON MILLER-ANDERSON: Mhmm.

COUNCILPERSON HUBBARD: ...for her to hire all the other positions...

COUNCILPERSON DAVIS: [Inaudible].

COUNCILPERSON HUBBARD: ...and I never said that.

CHAIRPERSON MILLER-ANDERSON: No, no. It won't open the door for her per se but, because of the fact that she., and it's not her [stammer]...

COUNCILPERSON HUBBARD: I know it's not her personally.

CHAIRPERSON MILLER-ANDERSON: I'm talking about the position.

COUNCILPERSON HUBBARD: Yeah.

CHAIRPERSON MILLER-ANDERSON: When.., if we're now saying this is the permanent City Manager, because we're calling the Interim anymore, it's the permanent City Manager and that's what we're saying, the permanent City Manager will have the authority to hire the department heads.

COUNCILPERSON HUBBARD: I'm not.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

COUNCILPERSON HUBBARD: ...I swear that is not what I'm saying.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

MAYOR MASTERS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: I know that's not what you're.., I know that's not what you're saying but that, that is what can happen...

[Inaudible exclamation]

CHAIRPERSON MILLER-ANDERSON: ...because she has the authority to do that as the permanent City Manager. I know it don't.., it don't sound right but we do a lotta things that don't sound right so we might say it today and tomorrow it's something different.

Go ahead.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Ms. Davis Johnson.

CHAIR PRO TEM DAVIS JOHNSON: I would like to make a motion that we enter into the contract with Ms. Hoskins, with the understanding if we have a specific date the, the proposed new City Manager will start, then let's put that date in there if we want to go with the February 21st date and stick with the fact that no department heads will be hired. Yes, sir?

CITY ATTORNEY DEGRAFFENREIDT: Because she's an at-will employee, you can do it whenever you get ready. You don't need any [stammer] in the agreement.

CHAIR PRO TEM DAVIS JOHNSON: Well, I'm talking to my colleague to find out whether or not...

CITY ATTORNEY DEGRAFFENREIDT: Okay.

CHAIR PRO TEM DAVIS JOHNSON: ...that satisfies...

CITY ATTORNEY DEGRAFFENREIDT: Yes, ma'am.

CHAIR PRO TEM DAVIS JOHNSON: ...her concern.

CITY ATTORNEY DEGRAFFENREIDT: Yes, ma'am.

CHAIR PRO TEM DAVIS JOHNSON: So, if that is the concern of my colleague, Madam Chair, then I would suggest that we put a date in there, which would end with the February 21st date or a March date but let's make a.., I, I.., my motion is to approve the contract as presented, if adding the date works best for you.

CHAIRPERSON MILLER-ANDERSON: If we could add the date and just make sure that we're s'.., agreeing and, and putting it in the motion that no department head positions are filled...

CHAIR PRO TEM DAVIS JOHNSON: Okay.

CHAIRPERSON MILLER-ANDERSON: ...before we bring in whoever is going to be here...

MAYOR MASTERS: [Inaudible].

CHAIRPERSON MILLER-ANDERSON: ...as the permanent City Manager.

CHAIR PRO TEM DAVIS JOHNSON: Okay. So, I'll restate. I'd like to make a motion that we approve the contract for Ms. Karen Hoskins for City Manager for a term not to exceed February 25th. And the second part of that motion will also include that we not make any appointments to any departments, at this time.

COUNCILPERSON PARDO: Madam Chair?

CHAIR PRO TEM DAVIS JOHNSON: And I may have the dates off. So...

MAYOR MASTERS: Madam Chair...

COUNCILPERSON PARDO: Yeah. And I'm...

MAYOR MASTERS: ...I was [inaudible].

COUNCILPERSON PARDO: ...that...

CHAIR PRO TEM DAVIS JOHNSON: Wheres that ,paper?.

COUNCILPERSON PARDO: Right. So [pause]. Okay. So, Madam Chair, we're saying that we expect to have a contract approved by February 21st. What we.., what I think we should do is add two weeks onto that because once we sign the contract, the new person may...

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

COUNCILPERSON PARDO: Right. And they need...

CHAIRPERSON MILLER-ANDERSON: And I'm, I'm find with that.

COUNCILPERSON PARDO: ...two weeks if they're coming from somewhere else. So...

CHAIRPERSON MILLER-ANDERSON: And I will be...

COUNCILPERSON PARDO: ...if we can add...

CHAIRPERSON MILLER-ANDERSON: ...fine with that.

COUNCILPERSON PARDO: Right. So...

CHAIR PRO TEM DAVIS JOHNSON: So...

COUNCILPERSON PARDO: ...it will be sometime in February, uh, sometime in March.

CHAIR PRO TEM DAVIS JOHNSON: March. So, let me...

MAYOR MASTERS: Madam Chair?

CHAIR PRO TEM DAVIS JOHNSON: ...revise...

CHAIRPERSON MILLER-ANDERSON: Hold on, Mayor.

COUNCILPERSON PARDO: Yeah.

CHAIR PRO TEM DAVIS JOHNSON: Let me revise. My motion is to approve the contract with Ms. Karen Hoskins as City Manager through March 9, 2018.

COUNCILPERSON PARDO: Second.

CHAIRPERSON MILLER-ANDERSON: Alright.

CHAIR PRO TEM DAVIS JOHNSON: I didn't get the second part on there which is...

COUNCILPERSON PARDO: Two week...

CHAIR PRO TEM DAVIS JOHNSON: ...and that she hires...

CHAIRPERSON MILLER-ANDERSON: And then the, the department head.

CHAIR PRO TEM DAVIS JOHNSON: The language about not hiring any department heads.

COUNCILPERSON PARDO: Right.

CHAIR PRO TEM DAVIS JOHNSON: That's a part of the request.

COUNCILPERSON PARDO: Right. Not hiring any department heads.

CHAIR PRO TEM DAVIS JOHNSON: Yes.

COUNCILPERSON PARDO: But she has the full authority to go through, if she needs to hire a planner or something else, that's...

CHAIRPERSON MILLER-ANDERSON: [Stammer]...

COUNCILPERSON PARDO: That is what it is but not...

CHAIR PRO TEM DAVIS JOHNSON: Yeah.

COUNCILPERSON PARDO: ...department heads.

CHAIR PRO TEM DAVIS JOHNSON: But not department heads. That's my motion.

CHAIRPERSON MILLER-ANDERSON: Alright.

MAYOR MASTERS: Madam Chair, I have a...

COUNCILPERSON PARDO: And I second it.

CHAIRPERSON MILLER-ANDERSON: Mayor.

MAYOR MASTERS: I have a question. Yes, to the Attorney, that, that motion is, is a sound motion but my point is, we could not hire any department heads.., she could not hire, whoever's the Manager, could not hire any department heads according to the law 60 days before an election. Is that correct, Mr. Attorney?

CITY ATTORNEY DEGRAFFENREIDT: No.

MAYOR MASTERS: [Stammer], don't we have law? Isn't there something that says 60 days before an election...

CITY ATTORNEY DEGRAFFENREIDT: We went over this the other day and I...

COUNCILPERSON PARDO: Right.

CITY ATTORNEY DEGRAFFENREIDT: ...explained it to you...

MAYOR MASTERS: Well, I...

CITY ATTORNEY DEGRAFFENREIDT: ...in detail...

MAYOR MASTERS: Explain it again. I'm asking you again. About department heads, can department...

CITY ATTORNEY DEGRAFFENREIDT: Mr. Mayor...

MAYOR MASTERS: ...heads be hired.., can we enter into any employment...

CITY ATTORNEY DEGRAFFENREIDT: You...

MAYOR MASTERS: ...contract 60 days...

CITY ATTORNEY DEGRAFFENREIDT: As, as the prohibition or restriction is written, what it does is prevent any contracting with people who already work for us, where the benefits and enhancement of their employment will be increased, 60 days.

MAYOR MASTERS: But doesn't it also...

CITY ATTORNEY DEGRAFFENREIDT: It does not speak to new employees...

COUNCILPERSON PARDO: Right.

CITY ATTORNEY DEGRAFFENREIDT: ...who are not hired, who are not employed at the time.

MAYOR MASTERS: That's not what I read.

CITY ATTORNEY DEGRAFFENREIDT: I don't know what you read, [inaudible].

COUNCILPERSON PARDO: [Inaudible].

MAYOR MASTERS: That's not what I read. I, I thought...

CITY ATTORNEY DEGRAFFENREIDT: We've just, we've just...

MAYOR MASTERS: I thought also...

CITY ATTORNEY DEGRAFFENREIDT: ...agreed to disagree again, Mayor.

MAYOR MASTERS: No, no. We're not disa'... What I'm saying is, I thought.., read it. I thought that it also applies to new..., that we're not [stammer]...

CITY ATTORNEY DEGRAFFENREIDT: It does not. That's why I sent the memo to the Board, so [stammer], to let you know it would not restrict you if you were trying to hire a new Manager during that time period.

MAYOR MASTERS: We're not talking about the Manger, we're talking about department heads now.

CITY ATTORNEY DEGRAFFENREIDT: Well, it would apply to anybody else.

[Inaudible dais comment]

MAYOR MASTERS: Which we...

CITY ATTORNEY DEGRAFFENREIDT: [Inaudible]...

MAYOR MASTERS: ...disagree 'cause I think it does apply to [inaudible]...

CITY ATTORNEY DEGRAFFENREIDT: It prohibits increasing the amenities of employment for people already employed, within 60 days of the election. That's what it does.

MAYOR MASTERS: Madam Chair...

CITY ATTORNEY DEGRAFFENREIDT: Now...

MAYOR MASTERS: ...[stammer]...

CITY ATTORNEY DEGRAFFENREIDT: Now, it is quite clear that you can do [chuckle] anything you want with respect to that prohibition, as long as you don't hire do the benefits to somebody that's already employed 'cause that's what it attaches to.

MAYOR MASTERS: I'd like for... Madam Chair, whenever you...

CHAIRPERSON MILLER-ANDERSON: You, you still have the floor.

MAYOR MASTERS: Yeah. I'd like for it to be read, that part that talks about the 60 days. Mr. Attorney, will you read it?

[Pause]

COUNCILPERSON PARDO: I have it if you'd like...

MAYOR MASTERS: Okay.

COUNCILPERSON PARDO: ...me to read it.

MAYOR MASTERS: That's fine.

COUNCILPERSON PARDO: Okay. So it's Section 2.9...

'Prohibits the City from entering into a contract with any department head or other employee, then employed by the City, quote existing employee, within 60 days before any City Council primary, City Council runoff or City Council general election.'

And then it goes on..., the memo..., well, I'm not gonna read the memo but that's the section.

[Pause]

[Inaudible audience comment]

CHAIRPERSON MILLER-ANDERSON: Hold on, please. Mayor? Or who...

COUNCILPERSON PARDO: That was the summary [inaudible].

CHAIRPERSON MILLER-ANDERSON: Did you leave anything out?

CITY ATTORNEY DEGRAFFENREIDT: Yes, ma'am. I understand.

COUNCILPERSON PARDO: No. That is the answer.

CITY ATTORNEY DEGRAFFENREIDT: Okay.

COUNCILPERSON PARDO: So I read [inaudible]

CITY ATTORNEY DEGRAFFENREIDT: It says what you read. It says what it says.

[Pause]

CHAIRPERSON MILLER-ANDERSON: I thought...

MAYOR MASTERS: So that, that...

CHAIRPERSON MILLER-ANDERSON: ...he was still getting clarification from... You, you're good?

MAYOR MASTERS: Yeah. So that means that it only applies to existing department heads?

CITY ATTORNEY DEGRAFFENREIDT: Yes, sir.

MAYOR MASTERS: It doesn't apply to any, anyone else that wants to be a department head, in 60 days before the election?

CITY ATTORNEY DEGRAFFENREIDT: It relates to existing employees.

MAYOR MASTERS: [Inaudible].

COUNCILPERSON PARDO: Existing.

MAYOR MASTERS: [Inaudible].

COUNCILPERSON PARDO: ...employees.

CITY ATTORNEY DEGRAFFENREIDT: Yes, sir. I, I recall, sir.

MAYOR MASTERS: So...

CITY ATTORNEY DEGRAFFENREIDT: Actually, the language says, 'Any existing department head or other employee.' It's designed not to load up benefits and salary on people before an election that already employed by us.

MAYOR MASTERS: So, that was the intent of that?

CITY ATTORNEY DEGRAFFENREIDT: No. That's what it says.

MAYOR MASTERS: But that said.., that was the intent of the law, not to, to do that, to hire.., get all this done before an election?

COUNCILPERSON PARDO: Internally.

[Inaudible dais comment]

MAYOR MASTERS: Okay. If you don't think it applies. I, I differ on that but go ahead. That's fine.

CHAIRPERSON MILLER-ANDERSON: Alright.

[Inaudible dais comment]

CHAIRPERSON MILLER-ANDERSON: Yes, I did. Alright. Anything else? Madam Clerk.

CITY CLERK ANTHONY: Pro Tem Davis Johnson?

CHAIR PRO TEM DAVIS JOHNSON: Yes.

CITY CLERK ANTHONY: Councilperson Hubbard?

COUNCILPERSON HUBBARD: Yes.

CITY CLERK ANTHONY: Councilperson Davis?

COUNCILPERSON DAVIS: Yes.

CITY CLERK ANTHONY: Councilperson Pardo?

COUNCILPERSON PARDO: Yes.

CITY CLERK ANTHONY: Chair Miller-Anderson?

CHAIRPERSON MILLER-ANDERSON: Yes.

CITY CLERK ANTHONY: That.., unanimous vote.

12A.

CHAIRPERSON MILLER-ANDERSON: Item No. 12A.

CITY CLERK ANTHONY: AMRIT WELLNESS RESORT & SPA PROJECT, 3100 NORTH OCEAN DRIVE

CITY CLERK ANTHONY: Madam Chair, we have no public comment cards on this...

CITY ATTORNEY DEGRAFFENREIDT: Ms. Pardo?

CITY CLERK ANTHONY: ...Item and so the acceptance of public comment cards regard'.., regarding this Item is now closed.

CHAIR PRO TEM DAVIS JOHNSON: [Inaudible].

CITY ATTORNEY DEGRAFFENREIDT: What section of the Code was that again?

COUNCILPERSON PARDO: 2.9.

CITY ATTORNEY DEGRAFFENREIDT: Thank you, ma'am. Thank you.

[Inaudible dais discussions]

[Pause]

CITY MANAGER HOSKINS: Madam Chair?

CHAIR PRO TEM DAVIS JOHNSON: Yes, Ms. Hoskins.

[Inaudible dais comments]

CITY MANAGER HOSKINS: Based on Monday night's discussion, you asked that this Item be brought back. And, at this time, you have notebooks that are in front of you regarding Amrit timeline and additional documentation as it relates to our permits and valuations. If you would like, Staff can give another presentation or?

CHAIR PRO TEM DAVIS JOHNSON: Before I make my desires known, what's the pleasure of the Board?

COUNCILPERSON HUBBARD: Well, we can hear from Staff and let's move forward with it, so we won't...

CHAIR PRO TEM DAVIS JOHNSON: Is that the pleasure...

COUNCILPERSON HUBBARD: ...be here all night.

CHAIR PRO TEM DAVIS JOHNSON: ...of Council?

COUNCILPERSON PARDO: And...

CHAIR PRO TEM DAVIS JOHNSON: We'll hear from Staff.

[Inaudible dais comments]

[Pause]

BUILDING OFFICIAL MARCH: Ladi March, Building Official for Development Services. This is an update on the Amrit Wellness project based on directives provided to Staff on Monday with regards to some unanswered questions they had for, or relative to, valuation, issuance of foundation permits and what next steps should be based on Florida statute relative specifically to the Florida Building Commission.

The..., I have my Assistant Deputy here. Give your name.

ASSISTANT BUILDING OFFICIAL RICHARDS: Assistant Building Official, Bovell Richards.

BUILDING OFFICIAL MARCH: And, obviously, our Development Services Director, Mr. Jeff Gagnon.

The Tuesday morning following our Monday Council meeting, we got, or received, a request from Councilwoman Tonya Davis Johnson requesting or asking for details that more or less summarize the timeline. Spoke to what may have happened with CAP's release or implication that there would be a release of a permit in December of 2016 and then kind of bringing everybody up to speed as to where we are now and what the reservations were from the Building or, Building Division or Development Services Division. There was a memo penned today by myself to the attention of Ms. Karen Hoskins and Director Jeff Gagnon and, basically, it is a status update on the permit issuance for the Amrit Center., Wellness Center. I'm unsure if you guys had an opportunity to see this prior to now but because we got the request on yesterday and I'm quite familiar with the level of detail Ms. Councilwoman Davis Johnson is typically expecting, it took us quite a bit to put this together and so I'll just kinda take you along.

The memorandum, if you desire, I can read it into record or you guys can take a couple of seconds and, more or less, breeze through it. It speaks to...

CITY ATTORNEY DEGRAFFENREIDT: [Inaudible].

BUILDING OFFICIAL MARCH: ...where you are.

[Inaudible dais comment]

BUILDING OFFICIAL MARCH: Keep going? Alright.

CITY ATTORNEY DEGRAFFENREIDT: ...of the [inaudible].

BUILDING OFFICIAL MARCH: What I will read to you is a couple of elements of the Building Code that will add to or provide some substance as to where we are now with this project, along with other projects we have ongoing in the City. [Pause]. The Florida Building Code specifically speaks to the, I believe it's §105.31, Action on an Application, and it says that...

'The building official shall exam or cause to be examined, applications for permits and amendments thereto, within a reasonable time after filing. If the application or the

construction documents do not conform to the requirements of pertinent laws, the building official shall reject the application in writing stating the reasons therefor.

BUILDING OFFICIAL MARCH: Give me one second 'cause I'm trynna make sure I got you a memo or you don't have mine. [Pause].

[Inaudible dais comment]

BUILDING OFFICIAL MARCH: Yeah. The first page, and I believe it's.., you guys don't have it numbered but it is.., we didn't have time to do that either, the submittal of the initial documentation speculating that the permit was issu'.., was ready for issuance in December.., on December 1. We reached out to CAP and did not get a response. There is, in this document.., again, no numbers but, more or less, to the.., it's maybe four or five pages in, it's a formal request to CAP to explain why they issued the letter saying that the permit was ready. But the one thing I...

[Inaudible audience comment]

BUILDING OFFICIAL MARCH: ...wanted to point out, that letter went out on December 1, 2016. However, as circumstances may have it, the development team did not come into the Building Department for the permit or request for application relative to building permits and foundation permits, until January. They submitted an initial check payment on January 24th and that is in the documentation too. They submitted that payment for five hundred and fifty plus thousand dollars. It was based on \$49,000,000 valuation for two towers. That application is in here as well. The front desk staff quickly noticed that there was some engineering fees that had not been accounted for, so the developer was contacted again and, at that time, I hadn't had an opportunity to review the application. We discussed with a then representative, I don't believe he's associated with the team now, the fact that they needed to bring in another \$227,000, in addition to us having a detailed conversation about the fact that a \$49,000,000 valuation for two luxury towers would not be accepted.

Having said that, the very.., [stammer], a couple of the statutes also that I want to make reference to, or elements of the Building Code come out of the administrative section. It's highlighted here for you, 109.1, Payment of Fees.

A permit shall.., shall not be valid until the fees prescribed by law have been paid, nor shall an amendment to a permit be released until the additional fee, if any, has been paid.

The following says Schedule of Permit Fees.

On building structures, electrical, gas, mechanical and plumbing systems or alterations requiring a permit, shall be paid as required in accordance with the schedule, as established by the applicable governing authority.

The following element of that §109, is §109.3 and it speaks to, specifically to building permit valuations. It says:

The applicant for a permit shall provide an estimated permit value at the time of application. Permit valuation shall include the total value of work, including labor for which the permit is being issued, such as electrical, gas, mechanical, plumbing and permanent systems.

If, in the opinion of the Building Official, the valuation is underestimated on the application, the permit shall be denied unless the applicant can show detailed estimates that meet the approval of the Building Official. Final building valuation shall be set by the Building Official.

Our Code of Ordinances, §22-32, I believe, it's gonna probably show up in the manual that you guys have, Page 3 or 4 in, it talks to, or further enforces the Florida Building Code. §103.4 speaks to the revocation of permits and when they can be revoked and they basically should be revoked when there is a misrepresentation'..., misrepresentation of the application. The Building Official may revoke a permit or approval issued under the provision of this Code in case there has been any false statement or misrepresentation as to material fact, any application or plans on which the permit or approval was based.

Valuation or Violation of Code Provisions, it just speaks to the fact that the Building Official may revoke a permit upon determination by the Building Official, that the construction, erection, alteration, repair, moving, demolition, installation or replacement of the building structure, including electrical, gas, mechanical or plumbing systems for which the permit is issued is in violation of, or not in conformity, with the provisions of this Code.

The Amrit teams was very, very adamant about their ability to obtain a foundation permit. The Code says, or your Ordinance strengthens the existing Code in §104.

When an application for permit to erect or enlarge a building has been filed and pending issuance of such permit, the Building Official may, at his or her discretion, provide a special permit for the foundation only. The holder of such special permit, is proceeding at his or her own risk, and without the assurance that a permit for the remainder of the work will be granted, or that corrections will not be required in order to meet the provisions of the Code.

Lastly, your Ordinance goes back and reinforces the Building Code by stating that:

If, in the opinion of the Building Official, the claimed valuation of the building, alteration, structure, electrical, gas, mechanical or plumbing systems appears to be underestimated on the application, the permit shall be denied, unless the applicant can show detailed estimates or bona fide signed contracts, excluding land value, to meet the approval of the Building Official.

We will get into, in a couple of minutes, why it did not meet my approval. But the Code, or your Ordinance, goes on to add to the Florida Building Code that:

For what permitting purposes, valuation of buildings and systems shall be the total replacement value to include structural, all of the disciplines, normal site work, excavation, backfill for buildings.

Interesting enough, we have added architectural and design fees. This particular municipality has also strengthened the Code by also saying the valuation is based on overhead and profit. It does not distinguish or define whether or not it is referring to contractor profit and overhead or overhead and profit altogether. With that, further in to the application that I provided or the, the manual that you have, you'll see that the original contractor was South City Construction. We received confirmation from the developer and the contractor that they wish to be removed from the project. They..., then after that application that you see, that's still is kinda hovering at the \$49,000,000 mark, there is an inquiry made by our office to Amrit asking them to please break down what their estimated costs were. In an email provided by their then representative, they stuck to the \$49,000,000 valuation. There's a couple of exchanges that go back and forth. Then, there is a change of contractor, you'll see that application because South Construction basically pulls off of the project. They come in with the new application, yet another opportunity to address valuation. It comes in at \$49,000,000.

With regards to valuations, there was an opportunity provided to the development team to..., if they did, ,infact, have some [pause]..., if they weren't satisfied with our ruling that \$49,000,000 was, in fact, understated, the City Manager, myself , we did agree to allow them to go out and get a third party review. They came back with the third- party review with a estimate that was around \$102,000,000 and in a meeting that we were in, the developer crossed the \$102,000,000 value out and wrote \$90,000,000 on the third party reviewer's estimate. September of this year, September 29th, we got an AIA document, a contract, and that contract after obviously there have been some back and forth over time, came in at a \$104,000,000, yet still, and they indicated at this time, that there was anew contractor that would be handling this particular project. In the documentation after the contract, or in that contract, they name Optimal Construction. However, Optimal Construction, LLC was never put on record with our Building Department to indicate that they, in fact, took over for the now second contractor of record. When I went back to find out who Optimal Construction was registered to, because it's our obligation to update the contractor records, it was registered to a shell company by the name of Optimal Construction, LLP. When I went to look to see who Optimal Construction, LLP [stammer], was registered to, it was registered under a [pause] another shell that basically named an officer, Niamisha [sp] Barrett. The assumption was that there was some relation. That, again caused question to the validity of the \$104,000,000 valuation because I do know that we were speaking more relatively in terms of about a million square feet. Most contractors in our construction community are familiar with the fact that we would probably likely not be able to construct dismal housing at \$104 per square foot.

Moving on into the documents, we received a communication from one of the points of contacts. There was some back and forth exchange between her, myself, former City Manager that speaks to an executive order. This executive order that is there, is 563 days of time that, unfortunately, Ms. Pardo, based on the request that you made that we

issue the foundation permit and have Mr. Degraffenreidt put something in writing to more or less ensure that they would perform in that timeframe, wouldn't necessarily suffice or it wouldn't stand up against a Governor's Executive Order granting developers 560 days. Those executive orders are tied to the Zika virus, wild fires and the opioid crisis. The problem is, the developer or a point of contact for the developer, presented to our office in April, the reminder that they had that remedy available to them. So, if you issue the six month stipulation, it just would really be there as a place holder because the executive order would trump it.

With regards to the suggestion of escrow, the \$101,000,000 valuations that other representatives of the team offered Mr. James Brown at one time, indicated that he was the manager for WRS Development. There is back and forth with relation to Vista Blue coming in at \$101,000,000 and that their projects are similar. The fact of the matter is, in this correspondence, you will find an email from the point of contact from the Vista Blue, Wylan [sp] Bills, that basically acknowledge.., it just simply says.., me inquiring what is your cost per square foot for construction and they respond, 'Our gross cost per square foot is roughly \$200.' There is continual conversation and email back and forth with Mr. Evans, with myself, with the developer that speaks to the fact that by meeting number 14, I do not want to meet anymore to discuss valuation. There is a directive given by the City Manager that I absolutely will. We go back again and find ourselves in a space of getting prepared for the hurricane so negotiations lag. When you go back through the rest of some of this paperwork, again I apologize that there are no numbers, we get to assorted valuations. If you go into the middle of this, there is the economic impact study that was presented to you on August 15th by one of the gentlemen who were here present with the Amrit team on yesterday, Mr. Don Delaney. And Mr. Don Delaney, in his study, indicates that the area economic impact one time development cost for Phase 1 of this project, is \$92.9M. Phase 2 would be \$68.1M. They speak to what Mr. Gary Hines did, in fact, say or mention relative to the jobs that would be quite in abundance, those numbers stay steady. He talks about 659 jobs, 442 indirect jobs. Interestingly enough, the \$215M valuation is just for marketing purposes. Again, I'll remind you our Ordinance takes into consideration labor, material, architectural design fees, profit and overhead. That becomes important because we get an email from, dated on September 20th, Mr. Hines, who confirms:

Good morning. Thank you for attending BDB's Economic Development Stakeholders meeting yesterday. Per your request concerning the Amrit project, I have listed below, numbers from their project overview. The three page project overview has the following numbers, total assessed value, \$375,000,000, total new permanent jobs, 659.

Those numbers hold constant.

Total resort direct jobs, 442.

That number holds constant. The application, at this point, states \$50,000,000. The fees that we've collected up to this point state \$50,000,000. So, we go from \$50,000,000 to \$101M to \$130. Then we have publications from the Palm Beach Post and those publications in the Palm Beach Post indicate that:

The latest version of the Amrit Resort includes 189 condos and 155 hotel rooms. Condo prices range from \$700,000 plus, for 1,450 square feet or up to more than \$4,000,000 for the penthouses.

Again, our Ordinance calls for valuation and it does not define whether or not the valuation and profit and overhead factor is based on contractor profit and overhead or developer. We get another publication from the Florida Business Journal and it confirms prices ranging for these condos that will be for sale from \$700,000 to \$4,000,000. It says the developer's asking for 30% deposits, with 10% at signing, another 10% at foundation pour and another 10% at topping off. With that, as it does not necessarily involve the Building Department directly, there is talk and concern about the protection and provision for EB-5 business and the only thing I can say is, if I issue a permit for the foundation and they at least pour that, at foundation pour, you have what the Business Journal says, if it's true. And then you could possibly have a stall for 583 days, based on the executive order.

Moving through that, there's some miscellaneous comments from CAP that speak to what was required, this Building Department and it does indicate that in the memo has done and gone overboard, unprecedented in our efforts. We booked the Utility District and, at my direction, we had every CAP reviewer, every in-house plan reviewer for discipline, every member of the Amrit design team, locked down, the attendance was mandatory and we stayed there for four hours to aid them in working through their comments. The comments that we received, we got back, they got them. The last set we have was from 6/20. And again, sometime in August of 2017, they are available and in this manual, as well.

And finally, we get to the math and it is very important that I point out to you that the math was something that was a high priority for the Amrit team, specifically, Mr. Delaney on last Monday, or this Monday past. So, I would like for..., if you can go to this presentation, the Page 71. It should be the building valuation table. [Pause]. I thi'... Yes. Now... Looks like something might be missing. Is it one more page up? That's the back side, let's go down and see. Next page up, front sheet. Is that the front sheet? There we go. I wanted to point this out to you because Mr., there was some inco'..., reference..., for needing to correct the as the Building Official with regards to modifiers and multipliers. So, I would like to read from you the bi'..., from the ICC table, some of the points that it references when it talks about this just being one of many aides relative to coming up with valuation. In the second paragraph, where it's highlighted, it talks about the fact that..., the table provides a permit fee schedule and that's typically addressed in the Building Code §109.2. The §109.3 addresses building permit valuations. Further down, it talks about the square foot construction costs table, which you saw and will see on the backside, presenting factors that reflective value of one construction classification, occupancy group to another so that more expensive construction is assessed greater permit fees than less expensive construction. You go further down into this document, it tells you that this table is not intended to be used as an estimated guide because the data only reflects the average cost and it is not representative of specific construction. If you go over to the next column, it says, 'As such, the use of a regional cost modifier, which Mr., Mr. Delaney centered most of his argument around, is subject to the authority having

jurisdiction, and that would be us. The permit fee multiplier is laid out here, how you come up with it and there is some math. This is the space wherein I am explaining to the team, if I were to actually follow this formula, they would not fall on the backside of 100%, 95%, 75. We would, in fact, be on the other side, maybe like, 105, 110. It would increase their costs substantially.

There is a definition of construction types immediately after that page. And then, finally, I think the only other thing that I have to add is the fact that there is the complete breakout of what Mr. Bailey worked out for them that is the page that folds out in its entirety. They were adamant in showing you the \$143,000,000 price point. The problem is, that that was from a 2015 table and there were some factors that were not..., consideration was not made for. So his numbers on this particular graphed are pretty accurate.

Now, let's also talk about the math, math. If you would go over to Page 75 on that presentation, I want to demonstrate to you what the permit fees actually look like. This first page, it may be a bit out of order, but I'll try to walk it through for you. This first page, basically breaks down what the permit fees are, for this project, based on \$90,000,000. If you could go to the next page for me, please. If you go further down, in here it breaks it out based on our fee system and the total permit fees that would be due to us, would be at \$90,000,000. It should be \$1.4M and some change. I think the second one that you're looking at, it's kinda backwards. Yeah. The \$130,000,000 valuation, if you could see, would be a remittance to the Department of \$2.1M, approximately. If we go down to the next page, it jumps over to the \$175,000,000 which is probably the most accurate and that puts them in a space wherein as they would owe the Building Department \$2.8M. If we talk about the \$215,000,000 that they told us about in the economic study, August of 2015, they would need to remit to our Building Department \$3.4M, approximately. And finally, if we get to that space of \$375,000,000, the Building Department would collect \$5.9M. Now, most people would argue that you cannot collect fees in excess of what it costs to enforce the Code and since we have found ourselves in a space where we have not only exceeded or, or got to the budget but gone over the budget, I wanted to also be certain to read the section of the Code that further explains where there may be some conditions for..., there's some lax in the Code. It says:

Any unexpended balances shall be carried forward to future years for allowable activities or shall be refunded at the discretion of the local government.

And that decision would yield with our Finance Department. But a good practice and a common practice is, you store for when things aren't so good so that you can enforce the Code as opposed to not having the funding in place when you are there. You've got all of the comments. There are some emails back and forth. The Amrit teams says that they also got a letter on February 1st that says that they were ready to pick up their permits. The letter basically says:

We are adding a couple of assumptions in the comments of items still unresolved but foundation work could proceed. We are processing the supplemental or submittal package for permit today.

But, because it made reference to the assumptions, those assumptions were that Zone A had no plumbing, conduit, drainage or any other structural elements below the hydro...

ASSISTANT BUILDING OFFICIAL RICHARDS: Static.

BUILDING OFFICIAL MARCH: ... static slab that was adjusted. There was a Zone B with pile and pile cap installations and they needed to be certain that they would not interfere with future MEP placement. Placement of the scope is proceeding without Zoning approval and that couldn't happen. And lastly, [pause]. There was just quite a bit of assumptions outstanding.

In an attempt to just wrap it up, those are the reasons why, for me, I was not allowing the permit to be issued at \$50,000,000 or \$90,000,000. That is the reasoning why I am holding firm at \$175,000,00. And I did find out today, based on a communication, that they..., the developer team sent over to me, the Florida Building Commission, while they are a source of remedy because the Florida Building Code specifically lays out that final valuation lies with the Building Official. This is where they are. The..., if there's any issue centering around the one point [pause]. If there's anything outstanding, life safety [stammer] related, public welfare related then that's an issue that can be adhered to but I'll just be quite frank with you, I don't know how else to say it, this particular developer has a property on the west side. Mystic Woods. And I don't know if you guys ride the neighborhood on a regular basis. We are all probably very familiar with it with the occurrences months back, gentleman sitting in the parking lot, three year old baby. My thing is if you are not in a space where we can take care of what we have on the west side, I'm really uncomfortable issuing permits with the hopes that you were going to do what we should do on the other side. And I just would like for that to be known.

That is it.

CHAIRPERSON MILLER-ANDERSON: Alright. That's the end of your presentation?

BUILDING OFFICIAL MARCH: Thank you.

CHAIRPERSON MILLER-ANDERSON: Alright. Any questions, comments?

CHAIR PRO TEM DAVIS JOHNSON: Sure. Madam Chair? Where are we..., when we left on Monday...

BUILDING OFFICIAL MARCH: Yes, ma'am.

CHAIR PRO TEM DAVIS JOHNSON: ...we discussed the Amrit making the request for the 21 day process to verify that the valuation was true and proper. They were going to..., the question that I made, or the statement that I made was, if we were going to put the money in escrow, we could just put the money upfront and in the event that the state came back and said our valuation was, was proper, we would continue on, if they said that it was not proper, we would refund at the end. Did that happen? What is the process so...

BUILDING OFFICIAL MARCH: [Stammer], the Amrit team issued a [pause]. The Amrit team issued a letter to us on yesterday, shortly after we received your communication and they had reached out in, in a measure of being proactive to a member of the Florida Building Commission and they advised that the Florida Building Commission told them that they don't decide valuation, they decide those matters that, in fact, lie, or center around, life safety or public welfare. Which may, in fact, pose some issue for them because, based on everything that's happened around their project, ongoing and current construction, \$175 is about right. The Florida Building Code simply says post everything else. The valuation of that building lies with the Building Official.

CHAIR PRO TEM DAVIS JOHNSON: So, why did we discuss it, from a Staff perspective...

BUILDING OFFICIAL MARCH: Because...

CHAIR PRO TEM DAVIS JOHNSON: ...that that was a remedy?

BUILDING OFFICIAL MARCH: I'm gonna tell you why. Because the Code is unclear in the space that it said any interpretation that the, that an owner or a contractor felt aggrieved, you know, they had some injustice or felt that there was some injustice being served, they could go to the Commission.

CHAIR PRO TEM DAVIS JOHNSON: Mhmm.

BUILDING OFFICIAL MARCH: However, the Commission is saying, 'That's already been decided upon, building valuation. We've told you in the Building Code that it's §109.3. It rests with the Building Official.' I interpreted that statute to say that since my interpretation was \$175 and they didn't like it, that verbiage in that statute that says \$175..., the verbiage in the statute that says if you feel aggrieved or you don't like it, you can take it to the Florida Building Commission. I assumed it would include valuation but since the Building Code already addresses valuation in its administrative section, that is that. I don't necessarily know where they would find relief other than that.

CHAIR PRO TEM DAVIS JOHNSON: So, in light...

BUILDING OFFICIAL MARCH: ...But they could...

CHAIR PRO TEM DAVIS JOHNSON: ...of that...

BUILDING OFFICIAL MARCH: ...do what you suggested.

CHAIR PRO TEM DAVIS JOHNSON: So, in light of the, the determination that there is no rendering that is going to come from the Building Commission, as it relates to the valuation, has a subsequent offer or request been made? Is there something that has been submitted?

[Inaudible comment]

CHAIR PRO TEM DAVIS JOHNSON: ...beyond the, the statement of what the...

COUNCILPERSON PARDO: [Inaudible].

CHAIR PRO TEM DAVIS JOHNSON: ...Building Commission will or will not do? So, has the Amrit proposed any additional action in order to move forward with this...

[Inaudible background comments]

CHAIR PRO TEM DAVIS JOHNSON: ...process?

ACTING DIRECTOR OF COMMUNITY DEVELOPMENT GAGNON: So, if, if I may, I guess add to the previous statement. The current Florida statute, the remedy, is to appeal through the Florida Building Commission. So...

[Inaudible dais comment]

ACTING DIRECTOR OF COMMUNITY DEVELOPMENT GAGNON: ...if their final verdict, which there hasn't been a final verdict, I think an opinion's been offered...

CHAIR PRO TEM DAVIS JOHNSON: Mhmm.

ACTING DIRECTOR OF COMMUNITY DEVELOPMENT GAGNON: So, if the state statute offers this as a potential remedy, I think it still is a potential remedy and it's up for that Board to either provide previous caselaw, previous example or, if in fact their ruling is, 'We will not rule on this and we will rely on the local authority, being the Building Official, to make that valuation,' that, in fact, is a rule.

CHAIR PRO TEM DAVIS JOHNSON: But there has been no, no formal request for a ruling, there was just an inquiry of someone within the Commission, or at the state level, that provided that response.

BUILDING OFFICIAL MARCH: [Inaudible].

ACTING DIRECTOR OF COMMUNITY DEVELOPMENT GAGNON: I have not yet seen...

CHAIR PRO TEM DAVIS JOHNSON: Based on the correspondence that was received?

ACTING DIRECTOR OF COMMUNITY DEVELOPMENT GAGNON: I have not yet seen a formal response from the Florida Building Commission.

CHAIR PRO TEM DAVIS JOHNSON: Mhmm.

ACTING DIRECTOR OF COMMUNITY DEVELOPMENT GAGNON: So, the Amrit team may have received other documentation, being that they're the requestee...

BUILDING OFFICIAL MARCH: I did email...

ACTING DIRECTOR OF COMMUNITY DEVELOPMENT GAGNON: So.

BUILDING OFFICIAL MARCH: ...the Chairman but I haven't gotten anything back.

CHAIR PRO TEM DAVIS JOHNSON: Okay. Let, let, let's [pause] give an opportunity for Mr. Barot to come forward.

CHAIRPERSON MILLER-ANDERSON: While he's coming, I just wanna make note that it's 9:40 and we have 12B for the Christmas holiday extension day, I mean, added additional day...

[Inaudible dais comments]

CHAIRPERSON MILLER-ANDERSON: ...so, just keep that in mind as we're having our conversations.

MR. D. BAROT: Thank you very much for allowing us...

[Inaudible dais comments]

MR. D. BAROT: ...to be here and share with you.

CHAIRPERSON MILLER-ANDERSON: Good evening.

MR. D. BAROT: And we want to thank Ms. March about last meeting, offering us that remedy to go to Florida Building Commission for asking for the help to resolve the valuation issue. And we did go there, we asked them and they said they do not get involved in dispute of..., resolving the dispute of the valuation and I have with me, Mr. Ken Loihle [sp], who is a building official also and his firm has many building officials working for that firm called Universal Engineering. And he, himself, called also Florida Building Commission to verify what we heard, correct?

[Inaudible audience comment]

MR. D. BAROT: So, and we will be answering some of the points which were made today to record purpose, in writing, that we don't take your time because there were many things here which needs clarification. We agree some of the things, some of the things needs clarification but that's..., we will do, as needed, in writing.

Today.., and we, Mr. Brown wrote a simple letter, 'Here we are requesting that since Florida Building Commission is not available, we would like to request that the City Manager and I are in communication, to hi'.., to find a third party who is qualified and has done the valuation for similar type' of building be hired and they are the general contractor who are very familiar with this kind of projects, they have built such projects, to provide the valuation. And, in today's letter as we requested, that the City can recommend two general contractor', the City has recommended. One is called Wrights, the other one is called KAST. They are wonderful contractor'. We pick one of them.., we request two general contractors, they pick one of them. These two general contractor' will do the

valuation and the average of two will be the valuation for which we will pay the permit fee and, if the City wants, at the end of the project, the City can hire a CPA to do the audit and if the valuation comes out higher than what was determined by this third party professional, we'll pay the additional fee.

And that's the request we have.

COUNCILPERSON DAVIS: [Inaudible]?

CHAIRPERSON MILLER-ANDERSON: Okay. Ms. Davis Johnson, that's it?

CHAIR PRO TEM DAVIS JOHNSON: We need to discuss that.

CHAIRPERSON MILLER-ANDERSON: Alright. Anyone else?

COUNCILPERSON DAVIS: I would just like to hear from Staff, based upon what Mr. Barot has proposed to us, as far as..., what would be any disadvantage, if any, to support what he's suggesting?

COUNCILPERSON HUBBARD: [Inaudible].

COUNCILPERSON DAVIS: I need to hear the pros and cons of all the situations, you know?

ASSISTANT BUILDING OFFICIAL RICHARDS: My..., [clears throat]. My voi'..., my voice is lost. But I would like to caution Council, City Manager, there is a state statute, per the, per the Governor that no one, absolutely no one, cannot interfere with the decision of the Building Official.

COUNCILPERSON DAVIS: Mhmm.

ASSISTANT BUILDING OFFICIAL RICHARDS: So, technically, us meeting here, discussing this, is literally a waste of time. The Building Official and I and Staff, we've put a lot of work into this, we did our research, and basically, the buil'..., there cannot be a third party, a fourth party decision. Whatever decision the Building Official make, is the final decision, with all due respect.

COUNCILPERSON DAVIS: What, what statute is, is that?

ASSISTANT BUILDING OFFICIAL RICHARDS: Mr. Degraffenreidt?

CHAIRPERSON MILLER-ANDERSON: [Inaudible].

COUNCILPERSON DAVIS: That Mr. Barot's is referring to?

CITY ATTORNEY DEGRAFFENREIDT: [Inaudible]. I don't have it at my fingertips so I have to look it up.

COUNCILPERSON DAVIS: So, the statute doesn't state [stammer]. I'm just asking the recommendation, so.

BUILDING OFFICIAL MARCH: It's in 553.791...

COUNCILPERSON DAVIS: Yea.

BUILDING OFFICIAL MARCH: ...of the Florida Statute.

CITY ATTORNEY DEGRAFFENREIDT: [Inaudible].

BUILDING OFFICIAL MARCH: And then, in our Florida Building Code, it's in the administrative section, §109 and I believe it's 109.3.

COUNCILPERSON DAVIS: Mhmm.

BUILDING OFFICIAL MARCH: And it talks about bona fide contracts being a methodology, which we can accept. Again, we tried that and, you know, you only get so many tr'..., opportunities to give bona fide contracts...

COUNCILPERSON DAVIS: I get that.

BUILDING OFFICIAL MARCH: ...so that's..., tho'..., those are the statutes.

COUNCILPERSON DAVIS: My goal is, is two things. One, is to support you where you are, to make sure...

BUILDING OFFICIAL MARCH: Right.

COUNCILPERSON DAVIS: ...'cause I know you wanna make sure we get all the money we're supposed to get, first of all. And if there's a method that will get that accomplished, I, I'm in support of that. So, I'm trynna find out, is this...

BUILDING OFFICIAL MARCH: I think...

COUNCILPERSON DAVIS: ...is this...

BUILDING OFFICIAL MARCH: I think what you're...

COUNCILPERSON DAVIS: Hold it.

BUILDING OFFICIAL MARCH: ...I think what you're looking...

COUNCILPERSON DAVIS: Is there a method...

BUILDING OFFICIAL MARCH: I think what...

COUNCILPERSON DAVIS: That...

BUILDING OFFICIAL MARCH: ...you're looking for is the happy medium.

COUNCILPERSON PARDO: Correct.

BUILDING OFFICIAL MARCH: Right.

COUNCILPERSON DAVIS: Yeah.

BUILDING OFFICIAL MARCH: And what I'm trying to tell you is, [stammer], the happy medium was afforded to them on many occasions. There was a point, before Harbor Point brought their full fees in...

COUNCILPERSON DAVIS: Mhmm.

BUILDING OFFICIAL MARCH: ...and cemented precedent. We had some ongoing construction, we could kinda toggle around with that. We had what was going on in North Palm Beach coming in, checking in with the former Building Official, they were at \$155 and I had a conversation with their team then about the \$130, \$143, you know, space. I wasn't comfortable with it, however, I did explain to them at that time, take advantage of it if you are able and then we will., we, we may be able to revisit valuation because, at that point, they were talking about just doing shells and what not.

COUNCILPERSON DAVIS: Mhmm.

BUILDING OFFICIAL MARCH: What they allowed to happen, was they allowed months to go by and then the other developer came in and remitted full fees. Those fees are deposited and accounted for.

COUNCILPERSON DAVIS: Mhmm.

BUILDING OFFICIAL MARCH: And so, now the precedent has been cemented. There is no going back. The opportunity, or window of opportunity, has long passed. And you also have to understand, we're talking about valuations that started at \$50,000,000, valuations that have been alleged at \$375.

COUNCILPERSON DAVIS: [Stammer]...

BUILDING OFFICIAL MARCH: So, we're in the middle.

COUNCILPERSON DAVIS: With that being said, and I've been... Thank you, 'cause I've been following that as well 'cause I've been getting a lotta phone calls from , just one minute, phone calls from various sources across the county, either against this project or either for the project.

BUILDING OFFICIAL MARCH: Yes, sir.

COUNCILPERSON DAVIS: And I've heard..., heard it from one end to the other.

BUILDING OFFICIAL MARCH: Yes, sir.

COUNCILPERSON DAVIS: At this point, if there's any last chance, it need' to get done. I'm not giving no demands, not giving no directives with respect to what Mr. Bo' has suggested based upon a state statute, state law, whatever code is said but at some point, if this can't be done, it can never be done. And as long.., and I wanna make sure we get the money that [inaudible] if that's the \$175.., even if it's more. You know what I mean? If it's based upon \$250,000,000, \$400, \$500,000,000, whatever that number is, there needs to be a plan in place that we get that, the jobs that are associated with the construction. He's already put in writing the 20% upper management, moving forward on that particular site which is very [pause], very critical that.., for our residents in Riviera Beach.

So, if.., nah, I ain't gonna say if 'cause you all have done this already, based upon the last presentation and gave them an opportunity to do it and you said in the last meeting that, the valuation tool that you didn't use because if you did do it, it would cost him more money than the \$175. Correct?

BUILDING OFFICIAL MARCH: Yes it would require that we get some information from, from Finance but...

CHAIRPERSON MILLER-ANDERSON: Go to the mic, Ms. March.

BUILDING OFFICIAL MARCH: It would required, based on that documentation, that we secure some additional information from Finance but it's one of many methods. I think the safest methodology to depend on or rely on...

COUNCILPERSON DAVIS: Okay.

BUILDING OFFICIAL MARCH: Is what is currently happening.

COUNCILPERSON DAVIS: Okay.

BUILDING OFFICIAL MARCH: It, it, it's, it's, it's.., in your binder, you have two sets of information. You've got Amrit and you've got this response for [stammer] to this other lawsuit that's pending. Much of what's happened before, historically, if we do not pay close attention to have things move for'.., along in this instance...

COUNCILPERSON DAVIS: Mhmm.

BUILDING OFFICIAL MARCH: ...will happen again.

COUNCILPERSON DAVIS: So...

BUILDING OFFICIAL MARCH: And so that is why they're both in the same binder.

COUNCILPERSON DAVIS:: So, the valuation's based upon the \$175 that you suggested?

BUILDING OFFICIAL MARCH: The valuation is based on \$175.

COUNCILPERSON DAVIS: Okay.

BUILDING OFFICIAL MARCH: Yes, sir.

COUNCILPERSON DAVIS: So, so let me hold there. So, we go with that number...

BUILDING OFFICIAL MARCH: Yes, sir.

COUNCILPERSON DAVIS: We get the two point...

BUILDING OFFICIAL MARCH: I believe it would be, at the point, around \$2.4M, so they would...

COUNCILPERSON DAVIS: \$2.4M.

BUILDING OFFICIAL MARCH: They've already paid eight hundred...

COUNCILPERSON DAVIS: Okay.

BUILDING OFFICIAL MARCH: ...and some odd thousand.

COUNCILPERSON DAVIS: So, the...

BUILDING OFFICIAL MARCH: So, the difference.

COUNCILPERSON DAVIS: ...difference between the...

BUILDING OFFICIAL MARCH: Yes, sir.

COUNCILPERSON DAVIS: ...\$2.4M. Once the project is completed, the City hires an auditor to, to confirm those numbers and if the numbers are different, what will be wrong with that, if we was to get the \$2.4M upfront?

BUILDING OFFICIAL MARCH: If you got the \$2.4M upfront...

COUNCILPERSON DAVIS: Uhuh.

BUILDING OFFICIAL MARCH: ...you're asking what would be...

COUNCILPERSON DAVIS: He s'... Now, stand me if I'm corrected. Just pause Ms. March. You stated that, and correct me if I'm wrong, that you were willing to pay what was suggested, the valuation of the \$175. At the end of the project, the City will choose someone to audit, you will pay for it and if the audit suggest one number being lower [inaudible] or if it's suggested to be even higher, he will even pay that before the [inaudible]?

BUILDING OFFICIAL MARCH: Here's the problem with that and what I'm trying to get you to understand, you have precedent. We have developers coming in now behind this team with a watchful eye as to what am I going to charge per square footage. The last

developer that remitted fees is still in a window where, depending on what I do here, they can ask for the return of some of their fees.

COUNCILPERSON DAVIS: Mhmm.

BUILDING OFFICIAL MARCH: The, the, the, the process has to be applied across...

COUNCILPERSON DAVIS: Okay.

BUILDING OFFICIAL MARCH: ...the board, equally to everybody.

COUNCILPERSON DAVIS: Mhmm.

BUILDING OFFICIAL MARCH: The person installing a driveway and door, the person installing or erecting a luxury condominium. It's...

COUNCILPERSON DAVIS: But here's what I'm saying...

BUILDING OFFICIAL MARCH: ...just that simple.

COUNCILPERSON DAVIS: So, here's what I'm saying, to make that accomplished, I support that 100%. What I'm stating is, you're gettin' the one sev'..., the money based upon the...

BUILDING OFFICIAL MARCH: I have no...

COUNCILPERSON DAVIS: ...\$175 upfront.

BUILDING OFFICIAL MARCH: ...problem with that. [Inaudible]...

COUNCILPERSON DAVIS: So that does change... So, if they...

BUILDING OFFICIAL MARCH: Yeah.

COUNCILPERSON DAVIS: Everybody's gonna come in and pay the number that you're suggesting?

BUILDING OFFICIAL MARCH: Yeah. I have no issue...

COUNCILPERSON DAVIS: And, and if anybody else come before us and say, 'Hey, you know what? You completed our project, we paid what we were supposed to s'..., pay. They're gonna pay for an auditor. They wanna pay for an auditor to come in and say, 'Hey, there may have been some cost savings there,' I don't ha'..., I don't oppose that.

BUILDING OFFICIAL MARCH: You did read or listen to what I did read out of the statute...

COUNCILPERSON DAVIS: [Stammer] no...

BUILDING OFFICIAL MARCH: ...that does say if there's some unexpended funds or excess...

COUNCILPERSON DAVIS: Uhuh.

BUILDING OFFICIAL MARCH: ...once it's collected, at some point, there is the discretion of the [inaudible]...

COUNCILPERSON DAVIS: I, I, I, I read that...

BUILDING OFFICIAL MARCH: Okay.

COUNCILPERSON DAVIS: ...it said or and you went to that section.

BUILDING OFFICIAL MARCH: Yes. So...

COUNCILPERSON DAVIS: I followed you very closely.

BUILDING OFFICIAL MARCH: ...it would.., that would then depend on whether or not your Finance Director wants to issue refunds at that point.

COUNCILPERSON DAVIS: Well, he's a bean counter, he's doing his job.

BUILDING OFFICIAL MARCH: Okay.

COUNCILPERSON DAVIS: Alright. I say that respectfully.

ACTING COMMUNITY DEVELOPMENT DIRECTOR GAGNON: Just, just for the record, sir, as well...

COUNCILPERSON DAVIS: Mhmm.

ACTING COMMUNITY DEVELOPMENT DIRECTOR GAGNON: This was a few minutes ago now the discussion but I wanted to not cut inappropriately.

COUNCILPERSON DAVIS: Okay.

ACTING COMMUNITY DEVELOPMENT DIRECTOR GAGNON: I just wanna say for the record, I think it was mentioned that either for or against, and I don't., I don't think that's what was meant in the comments. But I did wanna state, on the record that...

COUNCILPERSON DAVIS: Mhmm.

ACTING COMMUNITY DEVELOPMENT DIRECTOR GAGNON: ...the City is for development and the City is for this development. We haven't reached the point where we need to have reached...

[Inaudible dais comment]

ACTING COMMUNITY DEVELOPMENT DIRECTOR GAGNON: ...for this project to move forward but we are predevelopment, this is throughout the City. So, I know there was a public comment earlier tonight...

COUNCILPERSON DAVIS: Okay.

ACTING COMMUNITY DEVELOPMENT DIRECTOR GAGNON: ...where an individual made reference to the fact that that may not be the case but, I just wanted again, state for the record, that we are for development, we are for this development. Personally...

COUNCILPERSON DAVIS: Okay.

ACTING COMMUNITY DEVELOPMENT DIRECTOR GAGNON: ...we're for this development. We've spent, just from City Staff resources and time, countless hours of time. This project goes all the way back to 2004. I know that Mr. Barrett and his team has spent, again, countless hours of time to get to this point.

COUNCILPERSON DAVIS: Mhmm.

ACTING COMMUNITY DEVELOPMENT DIRECTOR GAGNON: So, it, it's unfortunate that we're still discussing the Item and we still haven't reached the final Resolution but the City is probusiness, predevelopment and I just wanted to state that on the record.

COUNCILPERSON DAVIS: Well, because, 'cause here's the issue I have with that. Let's.., thank you, sir, for...

ACTING COMMUNITY DEVELOPMENT DIRECTOR GAGNON: Thank you.

COUNCILPERSON DAVIS: ...for standing up for co'.., for this City. Here's the issue I do have with it. Let's say on the other hand, we get the \$175, no one does an audit. Okay? Let's pause for a minute. No one does an audit but someone [pause]. Let's say someone does an audit, let's choose to do one because they've been watching us following this process, an audit comes back \$300,000,000 and we gave a C.O., what happens to us then?

BUILDING OFFICIAL MARCH: If it comes back higher...

COUNCILPERSON DAVIS: Mhmm.

BUILDING OFFICIAL MARCH: ...the industry and the trends, they go up daily, the fluctuate. At the time when the presentation was made in August of 2015, a valuation...

COUNCILPERSON DAVIS: Yeah.

BUILDING OFFICIAL MARCH: ...was assumed to be \$215.

COUNCILPERSON DAVIS: Mhmm. So they dropped...

BUILDING OFFICIAL MARCH: And [stammer], it was down.

COUNCILPERSON DAVIS: Okay.

BUILDING OFFICIAL MARCH: When they put.., or listed their information on their application to the Small Business Development Board, it was \$375. So, it changes. It would've behooved them to take advantages of the opportunities...

COUNCILPERSON DAVIS: While it was fluctuating...

BUILDING OFFICIAL MARCH: ...presented as...

COUNCILPERSON DAVIS: ...at that time?

BUILDING OFFICIAL MARCH: ...they were being presented. Before precedent was set.

COUNCILPERSON DAVIS: So what, so what is your recommendation at this time?

BUILDING OFFICIAL MARCH: My recommendation is to remain consistent, with everyone across the board.

COUNCILPERSON DAVIS: And that means?

BUILDING OFFICIAL MARCH: I've already assessed, or had several of the developers, we're all aware, adjust their valuations to the point where some of them take us to court. It's just not in the best interest for me to do anything different at this point. I don't feel as if I've applied the Code unfairly, I've looked at everything that's around. Again, I told you, we made it.., we, we've done what bui'.., I did what I know other Building Officials do not do and that's sit in a room for...

COUNCILPERSON DAVIS: Excuse me one minute.

BUILDING OFFICIAL MARCH: ...hours on end...

COUNCILPERSON DAVIS: Madam Chair, we're getting close. I would like to talk about extending the meeting. We've got three minutes left.

CHAIRPERSON MILLER-ANDERSON: How many?

COUNCILPERSON DAVIS: We have three minutes left. I just wanna entertain a motion, with the Board, for.., to 10:30?

COUNCILPERSON PARDO: Second.

CHAIRPERSON MILLER-ANDERSON: Alright. Madam Clerk.

CITY CLERK ANTHONY: Councilperson...

BUILDING OFFICIAL MARCH: [Inaudible]...

CITY CLERK ANTHONY: ...Hubbard?

COUNCILPERSON PARDO: Yes.

COUNCILPERSON HUBBARD: Yes.

CITY CLERK ANTHONY: Councilperson Pardo?

COUNCILPERSON PARDO: Yes.

CITY CLERK ANTHONY: Councilperson Davis?

COUNCILPERSON DAVIS: Yes.

CITY CLERK ANTHONY: Pro Tem Davis Johnson?

CHAIR PRO TEM DAVIS JOHNSON: Yes.

CITY CLERK ANTHONY: Chair Miller-Anderson?

CHAIRPERSON MILLER-ANDERSON: Yes.

CITY CLERK ANTHONY: Unanimous vote.

COUNCILPERSON DAVIS: I wanna hear what Mr. Barot at the time. You were...

MR. D. BAROT: ...yes.

COUNCILPERSON DAVIS: ...about to say something?

MR. D. BAROT: Yes, sir.

COUNCILPERSON DAVIS: Thank you, Ms. March.

[Inaudible dais comment]

MR. D. BAROT: Just for clarification, and Mr. Ken Loihle, who's a Building Official, and worked for this City for almost 23 and half year' can clarify because I wanted to make sure I'm not being over confidence and we present you something which is not 100% truthful.

First of all, Florida Building Code, or Florida Building Council does not prevent the City Council, or City Manager, to make a determination of the permit fee. It's solely within your hand and that does..., that power is not with the Florida License, Florida Building Official. You can waive the fee. Many city" waives the fee on many projects. It's your

sole discretion that authorities [inaudible] in you. I'm not aware of any statute and I'll be surprised any statute says that the Building Official, whom you hired and who reports to you, has authority higher than you. I'll be surprised. So, that's..., just wanted to make it clear to you, that you, Mr. Loihle, am I saying it correctly? That the...

[Inaudible audience comment]

MR. D. BAROT: ...Building...

[Inaudible audience comment]

MR. D. BAROT: Okay. Okay. Okay. So, that's the one thing. As far as different number, which is being told to you, I like to put it in writing. Those different number' were presented to the City because they were different type of request was made by the City. So, it's not like WRS or Amrit has presented different number', whether it's a \$50,000,000, \$92,000,000, \$102,000,000 or \$104,000,000, those numbers were presented because we were asked different, different way to make sure the City is getting the different information from a different angle. So, at the end, again, we want to request you, to just treat us fair and equal treatment. Vista Blue, as I told you and we can document, this City has charge \$100 per square feet. Based upon that \$100 per square feet, Amrit is similar project, not much variance. The variance is only the flooring which we have a 500,015 or so square feet of flooring, you add \$10 per square feet of flooring, that's approximately \$5,000,000. So, at a million square feet, at \$100 a square feet, it's \$100,000,000. About..., in addition to that, you add \$5,000,000 for flooring, which Ms. March said that [stammer], Vista Blue is different, that's \$105,000,000. We are not saying that you charged..., U.S \$105 but give us a fair and equal treatment. That's all we are asking for, which is our Constitutional right. If, if t he investment partner like me cannot expect that this City will protect my Constitutional right, would you not expect that from..., for yourself? I think you will definitely...

[Inaudible comment]

MR. D. BAROT: ...protect the Constitutional right of someone like me who's asking just same treatment, nothing more. In fact, I said I'll pay 10% more if the...

[Inaudible dais comment]

MR. D. BAROT: ...if the..., we pay less fee, for that portion.

COUNCILPERSON DAVIS: Madam Chair, I'm done.

[Inaudible dais comment]

CHAIRPERSON MILLER-ANDERSON: Yeah. Okay. Anyone else? Well..., go ahead.

MR. K. LOIHLE: Ken Loihle, Building Inspections Director for Universal Engineering Science and your past Building Official.

Nobody is questioning the right of a Building Official to determine the fees and calculate them. In a way, you determine what the fees will be because I'm the, I'm the one initially submitted to you a proposal, before Council, what the fees were gonna be and you approved them, and I enforced them. But you set what the fees are. When I talked to Bob Boyer, who's on the board for the State Commission, and I talked to their chairman. They clearly pointed out that the determination of permit fees and the differences of Building Department may have with a developer is at the sole discretion of the community. They don't get involved in that. If it was a Code question, like, 'Does the Building Official have the authority to set the permit fee? Based on the Ordinance that you approved, the answer is yes. And they would.., if you, if we were fighting about that or had differences about that, that's the kinda thing they would hear, 'cause they would turn around and say, 'Of course the Building Official has that authority.' That's why they're there.

At the end of the day, we're talking about here, there's a difference in what the City and the, and developer thinks the value of this was and I thought when I read the proposal by.., was it Delaney? Where two different local contractors, or how many you want, does the calculation and we look at that calculation. We can use that as a way to measure where to go with this disagreement in the amount of the money. Because, in the da'.., in the whole'.., and the end of this is, the City should get the money they're entitled to and the, and the developer shouldn't have to pay anymore than what's required. And, we're at the point now where they're just way far apart. Millions and millions of dollars. So, we're, we're asking, what we're asking for is that there be agreement between the City and the developer that we find a third party who will come up with a number and then look at that number, compared to what was originally calculated for the valuation of this project, between the two and, and find, you know, something in between. One of the things I was listening to was understanding, this valuation is the cost of construction. That's the concrete, the steel, the, the workers and how much it cost.

[Inaudible dais comment]

MR. K. LOIHLE: And when I was listening to some of the things, they were talking about what a realtor would.., and what they would charge and what they would sell these units for. These units, yes, \$800,000. It didn't cost.., the cost that you would get in a real estate sale is nowhere near what it cost for the build that structure. You get the money when that structure's completed and people buy those, they pay taxes on that larger amount and for many years after that, you get to enjoy that money.

[Inaudible dais comment]

MR. K. LOIHLE: ...based on the value what we put on that, but that's not the cost, what ti co'.., you know, for building it. And I think that's why there's this much of a difference between the two of 'em. I just cannot believe they're this far apart. So, my suggestion is, that what Delaney had suggested is a good way to solve this [pause]. I don't know if you have it in front of you but I'll, I'll read what they suggested.

Each party can recommend two general contract firms, GC firms, locally, who have built similar projects and each party will pick one of the firms recommended by the other. Both parties will accept the average of the two values to determine the building cost for [stammer] permit valuation.

And that's the other thing, nobody was challenging your valuation and how you came up with it, it's..., the calculation for the fee is fine but it's the total amount that, for the value, that the difference is at.

The City and WRRS will be allowed to present their valuations directly to the selected experts whom will then make their own determination.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

CHAIR PRO TEM DAVIS JOHNSON: I understood our Deputy Building Official to indicate that there was no recourse in that manner. So, did I understand you correctly, Mr. [inaudible]?

CITY MANAGER HOSKINS: Madam Chair?

[Inaudible dais comments]

CITY MANAGER HOSKINS: May I? I did have a conversation with attorney Malcolm Cunningham this afternoon...

UNK: Mhmm.

CITY MANAGER HOSKINS: ...regarding the valuation and he said that the final determination is on the Building Official. Placed on the Building Official. So, the final valuation is placed on the Building Official.

CITY ATTORNEY DEGRAFFENREIDT: That is true.

CHAIR PRO TEM DAVIS JOHNSON: Well, with that being said, what's the pleasure of this Council?

CHAIRPERSON MILLER-ANDERSON: So, and I'm not saying Ms. March is doing it..., so, if someone wants to inflate something, the, the developer has no recourse to challenge it at all?

CITY ATTORNEY DEGRAFFENREIDT: Actually, the statute is real clear about what the recourse is, you go to the Building Commission...

CHAIRPERSON MILLER-ANDERSON: Well, he just said...

CITY ATTORNEY DEGRAFFENREIDT: ... that's part of the...

CHAIRPERSON MILLER-ANDERSON: ...you can't.

CITY ATTORNEY DEGRAFFENREIDT: Wait, wait.

COUNCILPERSON PARDO: [Inaudible].

CITY ATTORNEY DEGRAFFENREIDT: That's part of the defense that's being litigated right now in the Cold Storage case. I understand that some bureaucrat is taking the position about what they do actually, but that is in contradistinction to what the statute says.

MAYOR MASTERS: [Inaudible].

CITY ATTORNEY DEGRAFFENREIDT: And the argument that's being made here is what, what Mr. Cunningham, who's been doing this for all his career, as a building lawyer...

CHAIRPERSON MILLER-ANDERSON: So essentially...

CITY ATTORNEY DEGRAFFENREIDT: ... [inaudible]...

CHAIRPERSON MILLER-ANDERSON: ...you're saying...

CITY ATTORNEY DEGRAFFENREIDT: ...and his...

CHAIRPERSON MILLER-ANDERSON: ...they can, they can go to the Commission but, at the end of the day, the Building Official's...

CITY ATTORNEY DEGRAFFENREIDT: Pretty much.

UNK. AUDIENCE: Bullshit.

MAYOR MASTERS: What's the purpose of going to the Commission?

[Inaudible dais comments]

CITY ATTORNEY DEGRAFFENREIDT: Ma'am, we didn't write the statute, that's how it reads.

MR. K. LOIHLE: Absolutely right, the Building Official does that but based on your Ordinance for calculating it... Now, suppose somebody was gonna come here, something that you dearly wanted built, 'cause I've seen this done before, and if they followed the Ordinance, the structure woulda cost., the permitting fees would've cost \$200,000 but because the community wanted that development there, that it would be good for the community and they wanted it, some cities give breaks with impact fees. The City could say, 'We're not gonna charge a permit fee, we want them to build this. It's, it's good for our community.' You can do that. Even though you have the permit fee schedule that says its gotta pay \$200,000, you could...

[Inaudible comment]

MR. K. LOIHLE: ...vary it.

CHAIRPERSON MILLER-ANDERSON: But I, I think we would want to maintain some sort of consistency and not start cherry-picking. You know? That wouldn't be...

MR. K. LOIHLE: Well, here's...

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

MR. K. LOIHLE: ...it comes down to is, I would calculate the fee, it's \$200,000. That's what you charged me to do. You have a Council meeting and say, 'This is, this is a wonderful thing. What could we do to get 'em to do this project?' You could decide not to charge a permit fee or you could reduce the impact fees. Various things you could do as a City because you have that authority to set the fees.

CHAIRPERSON MILLER-ANDERSON: Alright, Council. What are we, what are we doing here?

[Inaudible comment]

CHAIRPERSON MILLER-ANDERSON: It's 10:07. Go ahead, Mr. Guyton..., Gagnon.

ACTING DIRECTOR OF COMMUNITY DEVELOPMENT GAGNON: Thank you, Madam Chair.

I have much respect for Ken Loihle, I worked with him for a while at the City. I don't know if it was stated on the record that, you know, I, I'm not clear myself if he is working independently, working for the Amrit development team, I don't know if that was stated, if he's a lobbyist, I don't know. The other question that, just for my own edification, if a similar process ever occurred when Mr. Loihle was Building Official with the City. I don't recall one every happening but he would know that firsthand so I just wanted to make both those statements on record.

Thank you.

UNK: What's similar...

CHAIRPERSON MILLER-ANDERSON: Thank you. Alright, Council.

ACTING DIRECTOR OF COMMUNITY DEVELOPMENT GAGNON: [Inaudible background discussion].

CHAIRPERSON MILLER-ANDERSON: Ms. Pardo, Ms. Hubbard, anything?

COUNCILPERSON HUBBARD: My, my concern is this, as Mr. Bovell stated, he stated that as a legislative body, that we don't have the authority to weigh in on this, overturn this and, just speaking for myself, I'm sure the moment that we seek to overturn it or do

something, will be another segment in the City of Turmoil. So, while I would like, and I hope that, that, you know, I., let me, let me back up and say this, I have always thought the Amrit project was a wonderful project for the City and I still think it's a wonderful project for the City, especially the training component of it because the hospitality industry is a big industry here and we have yet to have any facility offer the hospitality piece so that the local persons can work in that industry. Secondly, I, you know, I hope that there is a way that this project will continue and we will realize it one day being completed and on the Island but it's, um, I am very reluctant to try to give a directive or a demand the Building Official to do anything outside of the statue because I know that, that would become a problem for us, right here on this, on, on this dais. We, we're gonna, we'll be crucified for it.

CHAIRPERSON MILLER-ANDERSON: That's it?

COUNCILPERSON HUBBARD: And., yeah. That, that's, that's just my, that's my concern in overturning or giving a directive to, to the, to, but I, you know, I hope that there's something that can happen, that the project can still move forward.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Ms..., did Ms. Pardo have something or no?

COUNCILPERSON PARDO: Well, Madam Chair, what I'll say is, the applicant and the Building Department, I think you guys still have to work on this. And perhaps, you know, you have a couple of weeks before our next Council meeting and I would love for you all to come back and say, 'Okay. We worked it out, this is the valuation and now we're gonna move forward with it.' For Mr., um, [pause], you know, for us to get that notice from Mr. Cunningham telling us that the valuation is, you know, the final say is with the Building Department, with Mr. Degraffenreidt telling us the statute is the statute, I would just ask that you two, you know, our Staff and Mr. Barrett, just get together and, you know, you have a couple of weeks to really work it out so we can all move forward on it.

CHAIRPERSON MILLER-ANDERSON: Ms. Davis Johnson.

CHAIR PRO TEM DAVIS JOHNSON: I just have a question for you. When you left on Monday, you said that you would go back to your principals to inquire about the additional dollars. Did that take place and did you get a response from your principals?

MR. D. BAROT: Yes, ma'am. I., and we put it in the letter where you had asked us that we pay., we consider paying the permit fee on \$175,000,000 valuation with the understanding if the final cost comes out higher, we'll pay additional fee, if it comes out lower, we will get the refund and I'm yet waiting for them to give me answer.

CHAIR PRO TEM DAVIS JOHNSON: Okay.

MR. D. BAROT: Because some of them are out of country.

CHAIR PRO TEM DAVIS JOHNSON: Okay.

MR. D. BAROT: But I have presented that what, what was asked, that you consider paying \$175,000,000.

COUNCILPERSON PARDO: And that was what [inaudible].

MR. D. BAROT: And, if the value is still higher at the end of the project, you will pay additional fee. If it is lower, you will get the refund. That was the suggestion you made.

COUNCILPERSON PARDO: Correct.

CHAIR PRO TEM DAVIS JOHNSON: So then, is it your...

COUNCILPERSON PARDO: But that's not gonna [inaudible]...

CHAIR PRO TEM DAVIS JOHNSON: ...is it., do you anticipate that, prior to the time of, of this matter coming back before us, that you will have a response?

MR. D. BAROT: We will do...

CHAIR PRO TEM DAVIS JOHNSON: From them?

MR. D. BAROT: ...two things. We will do two things, one which I just spoke and you had suggested.

CHAIR PRO TEM DAVIS JOHNSON: Mm.

MR. D. BAROT: Second, what Ms. Pardo suggested, we continue to work amicably with the City Staff, Building..., Ms., Ms. March and her team and Ms. Hoskins and try to find a solution and also do legal research on making sure what the statutes are because, regardless of what legal interpretation is, it's really the cooperative nature of the parties who wants to work together. I very much want to work with the City Staff and the City. I cannot say that for my investors because they don't have emotion bond I have with the City, unfortunately. For them, if they think they're not getting the good cooperation, then they just say, 'No, we don't want to invest here.' And that time, I, I, I will not be able to do what I want to do here. But these two things I will do. Three things I mentioned, which I'll do. One, \$175,000,000, consider and get refund or pay additional at the end. Second, what Ms. Pardo said, continue to work and three, check the statute because our interpretation of statute is different than what you have been given. And we will give you probably written opinion. Rather than just verbal, saying that this, this statute or that statute.

CHAIRPERSON MILLER-ANDERSON: Alright. Okay.

MR. D. BAROT: Okay.

COUNCILPERSON PARDO: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Yes.

COUNCILPERSON PARDO: And again, Mr. Dillop?

MR. D. BAROT: Dillop, yes.

COUNCILPERSON PARDO: You know, we all, we all want to see this move forward. But, you know, like the Building Official said, and some of the Councilpeople said, it needs to be done in the right way. You know, the other..., there are other developments going on on Singer Island, they came in front of us, they did what they needed to do and they just needed to move forward.

MR. D. BAROT: Yes.

COUNCILPERSON PARDO: And...

MR. D. BAROT: ...You are...

COUNCILPERSON PARDO: ...you know, we're in the spotlight and...

MR. D. BAROT: And, and I don't...

COUNCILPERSON PARDO: ...which really doesn't...

MR. D. BAROT: ...want to be in the spotlight.

COUNCILPERSON PARDO: Right. And, I'm just saying, you know, it is what it is. It's not like we're doing anything wrong but...

MR. D. BAROT: Correct, correct. No, this is wonderful...

COUNCILPERSON PARDO: Whatever...

MR. D. BAROT: ...City.

COUNCILPERSON PARDO: ...but, yeah. I really think you just need to do what we outlined. And...

MR. D. BAROT: Yes.

COUNCILPERSON PARDO: ...I think you might be able to get it done.

MR. D. BAROT: Those three things I told you, you..., I'll follow up, ma'am, and report to...

COUNCILPERSON PARDO: Perfect.

MR. D. BAROT: ...before next meeting.

UNK: Thank you so much.

MR. D. BAROT: Thank you.

COUNCILPERSON PARDO: Thank you.

CHAIRPERSON MILLER-ANDERSON: Alright.

12B. ITEM 12B

CHAIRPERSON MILLER-ANDERSON: Item 12B.

COUNCILPERSON DAVIS: Madam...

CHAIRPERSON MILLER-ANDERSON: The Christmas..., the additional day after the holiday.

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Yes.

COUNCILPERSON DAVIS: The reason I brought this Item before us, this is something that we did before during the 4th of July. This, this is an unusual situation where the Christmas holiday falls on a Monday. Typically, you know... I just think if someone who was to travel out of town on, like, Saturday morning, they'll see their family and spend the Christmas out of town on a Monday and have to leave the same night to come back to work on a Tuesday. I would like to ask Mr. Sherman what cost would be associated with..., if we was to give the employees Tuesday off.

CHAIRPERSON MILLER-ANDERSON: And where would the funds come from?

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Good evening. Randy Sherman, Director of Finance. When we looked at it back in July..., again, we're not preparing anything for [chuckle] this evening but we did back for July 3rd. It was just around \$100,000.

COUNCILPERSON DAVIS: Mhmm.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: So, that may change slightly, if there's been some changes in payroll rates and, and what not but it was approximately \$100,000.

COUNCILPERSON DAVIS: Okay. Is it something that would devastate our budget?

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: I'm sorry?

COUNCILPERSON DAVIS: Is, is this something that would devastate our budget, at this time?

COUNCILPERSON PARDO: We've been hitting that budget. [Chuckle].

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: No. I, I, I don't think so. I mean...

COUNCILPERSON DAVIS: Mhmm.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: ...I think it's something that you..., ___ gonna take that \$100,0000, it's gonna get spread out over all the departments. I'm sure...

COUNCILPERSON DAVIS: Okay.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: ...it certainly can be done. My personal concern is, is next week is a payroll week.

COUNCILPERSON DAVIS: Okay.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: So, if you closed on Monday and then closed on Tuesday and we're trying to get a payroll file out, and there's no one there to do payroll [chuckle] on Tuesday...

COUNCILPERSON DAVIS: Mhmm.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN:it, it just is gonna make it real difficult.

[Inaudible dais comments]

COUNCILPERSON DAVIS: But possible?

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: We did it on July 3rd, we did it...

COUNCILPERSON PARDO: Can't do it on Friday?

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: ...we gave prior notice.

COUNCILPERSON DAVIS: Can we...

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: You know, we had a little bit more time. This is really short notice. I don't if you wanna consider January 2nd? You know, again, that's not a payroll week, we've got a little more...

[Inaudible dais comment]

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: ...you know, time...

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: ...to, to prepare for it. But, you know, that's [stammer]...

COUNCILPERSON DAVIS: This is something...

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: ...a concern I have.

COUNCILPERSON DAVIS: ...definitely..., I mean, is that something that you all can start on Friday as your payroll?

COUNCILPERSON PARDO: [Inaudible]. Prepare it...

CITY MANAGER HOSKINS: What's, what's the question?

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: I'm sorry?

CHAIR PRO TEM DAVIS JOHNSON: The payroll, can we...

COUNCILPERSON PARDO: Yeah. Do...

COUNCILPERSON DAVIS: Begin payroll on...

COUNCILPERSON PARDO: ...payroll on Friday?

COUNCILPERSON DAVIS: ...on Friday.

COUNCILPERSON HUBBARD: [Inaudible] on Friday.

COUNCILPERSON PARDO: Prepare the file...

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Whi'..., which Friday are we talking about?

CHAIR PRO TEM DAVIS JOHNSON: This Friday.

COUNCILPERSON PARDO: This coming Friday.

COUNCILPERSON DAVIS: This Friday.

CITY MANAGER HOSKINS: The day after tomorrow. Friday.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Well, yeah. [Chuckle]. I, I, I ju'..., again, I just, I just think the short notice is, is gonna cause scheduling problems and...

COUNCILPERSON DAVIS: Okay. Here, here, you know, I, I truly wanna make sure to accomplish this. That's something that I just can't imagine, if it was just one employee, let alone so many that li'.., that have family outside this area to have to go, potentially, and visit with your family and leave the same night or just don't go at all. I think this is the time of year where, you know, all, all things are dropping, you just happen to have your loved ones right by your side. Like I said, it'd been a different conversation if Christmas fell on a Friday. You know [chuckle], 'cause we know we got the weekend off.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Yeah.

COUNCILPERSON DAVIS: It'd be a whole lot easier. You know? Or a Thursday, in this case, and then we woulda had Monday, Tuesday and Wednesday to do the payroll. But I will not put a motion on the floor until I hear from the rest of my colleagues.

COUNCILPERSON PARDO: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Yes.

COUNCILPERSON PARDO: Payroll is a major issue and I would think, you know, here we are December 20th and if an employee was going out of town, you would think...

[Inaudible dais comment]

COUNCILPERSON PARDO: ...they would've put in for a vacation day. You know? Maybe next year during the budget this is something that we could discuss, but to discuss it on December 20th, I think is, you know, it's too far reaching.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Yeah. I...

COUNCILPERSON PARDO: And that's just my opinion. And I'm not being scrooge or anything like that.

COUNCILPERSON DAVIS: [Chuckle].

COUNCILPERSON PARDO: You know, I was in favor of the 4th of July but I think, you know, the timing is really off.

CHAIRPERSON MILLER-ANDERSON: And then for next year, I'm just looking at the class... 'Looking at the class,' looking at the calendar for next year, like she mentioned, we need to discuss this when we're doing our budgets. And just look at all of those holidays, if that's what we wanna do because next year Christmas falls on a Tuesday.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: A Tuesday, right.

CHAIRPERSON MILLER-ANDERSON: So then, we'll be thinking about...

COUNCILPERSON PARDO: Monday.

CHAIRPERSON MILLER-ANDERSON: ...giving them Christmas Eve off, you know...

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Correct.

CHAIRPERSON MILLER-ANDERSON: ...that Monday...

COUNCILPERSON PARDO: Right.

CHAIRPERSON MILLER-ANDERSON: ...so, we need to... I mean, I, I certainly, you know, I'm in favor of that but, like Ms. Pardo stated, if someone was going out of town, they would've already..., especially if they're going a long distance, I'm sure they would've already decided to make the accommodations to go. And I do understand the short timing of it. It, it can pose a problem. And like I said, I'm always in favor of trying to support our employees as much as possible but, you know, we have to be responsible in the way in which we're trying to, you know, push things forward and, and so that it doesn't 'cause a major problem in other areas for us., So, I think that's just something we need to look at, you know, for the future. **ADMINISTRATIVE SERVICES DIRECTOR SHERMAN:**
For next year.

CHAIRPERSON MILLER-ANDERSON: A little more far in advance, for all of the holidays that we may want to consider doing that for. Anyone else?

COUNCILPERSON HUBBARD: Yes.

UNK: Yes.

COUNCILPERSON HUBBARD: Are we certain that we can't run..., find a way to work out running the payroll and the, you know, running those checks or cutting those checks? What would, what would be the [pause], the big problem?

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Well, the...

COUNCILPERSON HUBBARD: And I think, you know, and to say this, the same Staff that's running the checks or cutting the checks, are the Staff that's going to, you know, benefit from the time off. And I know it's asking, you know, an extra effort but I'm just..., wanted you to see if you could think outside of the box and maybe figure out a way?

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Well, the issue is, Councilwoman is, if we're, if we're going get payroll paid, as we normally do on a week, we have to provide the bank with that information at a certain deadline. Typically, when we have a Monday holiday, you have a payroll week, people are trying to get that information in on Friday. But you still have any changes on Friday, you still have the Saturday payroll but we then have Tuesday to address those issues. 'Cause we still have to get the inform to the bank on Tuesday night so we can make sure employees are paid on, you know, on Fri'., on Friday. So, if we lose Monday and Tuesday [chuckle], you know, getting the information to the bank on Wednesday, you're gonna have employees coming in. I don't know if there are employees off next week...

[Inaudible dais comment]

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: ...as a normal course of business but they would have to come in Wednesday and we would have to, again, work with the bank to expedite that, that payment. It, it just really put a lotta pressure on, on making sure that all those, those items are...

CHAIRPERSON MILLER-ANDERSON: Okay.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: ...done in time.

CHAIRPERSON MILLER-ANDERSON: Alright.

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Yes.

COUNCILPERSON HUBBARD: Okay.

COUNCILPERSON DAVIS: How about a half a day, they come in late, lunchtime?

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Well, again...

COUNCILPERSON DAVIS: [Inaudible]...

CHAIRPERSON MILLER-ANDERSON: It's gonna be half of the money.

COUNCILPERSON DAVIS: That's \$50,000.

CHAIRPERSON MILLER-ANDERSON: No. You said it's \$5 [chuckle].

COUNCILPERSON DAVIS: He said half a mil'...

CHAIRPERSON MILLER-ANDERSON: [Inaudible].

COUNCILPERSON DAVIS: I'm, I'm just thinking this..., I mean...

[Inaudible dais comment]

COUNCILPERSON DAVIS: ...you know, you just had to think about it. I mean, we talk about, you know, different issues that impact everyone in the City and this is just one of the issue that you're just gonna have a fun discussion on to understand that hey..., Okay. Let's say I had family in Tifton, Georgia, which I don't, and I spent Christmas with my family, in Tifton, Georgia and enjoyed myself, ate and, and enjoyed what was ever on the table all day long and I decided to get up Tuesday morning to get from Tifton to here by lunchtime. That's possible.

COUNCILPERSON HUBBARD: You're not gonna wanna gonna come into work though.

COUNCILPERSON PARDO: You would've taken off already.

COUNCILPERSON DAVIS: You know, I'm just thinking about it.

COUNCILPERSON PARDO: I know.

COUNCILPERSON DAVIS: For those that, you know...

CHAIRPERSON MILLER-ANDERSON: Alright.

COUNCILPERSON DAVIS: You know? It's not worth... So, what would the price be associated with half a day?

CHAIRPERSON MILLER-ANDERSON: Half of a hundred, probably. Right?

COUNCILPERSON DAVIS: And plus, you still...

CHAIRPERSON MILLER-ANDERSON: Roughly?

COUNCILPERSON DAVIS: ...get the folks in, they get to do, they get to start on payroll right at 12:00 o'clock. There'll be no lunchbreaks, everybody will be working straight through the rest of the day.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: It, it, it just would have an incredible crunch in trying to get that payroll done. It, it's, you know, especially again, on a short week, you know, it's just a matter of having the Staff to get it done to get that file to the bank on time to make sure everyone's paid.

COUNCILPERSON PARDO: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Yes.

COUNCILPERSON PARDO: Okay. Mr. Sherman, you know...

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: [Chuckle].

COUNCILPERSON PARDO: ...just explain the process. How many people do you have that work on payroll?

CITY MANAGER HOSKINS: One.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: One.

COUNCILPERSON PARDO: So one pa'.., person.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: I have one person in Finance that does payroll.

[Inaudible dais comment]

CHAIRPERSON MILLER-ANDERSON: Hold on one minute.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: And, and, and then...

CHAIRPERSON MILLER-ANDERSON: Point of order for a second. Can we get an extension for the.., we only have, like, five minutes left so can we get a motion to extend? From someone?

COUNCILPERSON HUBBARD: I move that we extend it for 15 minutes.

COUNCILPERSON DAVIS: No.

CHAIRPERSON MILLER-ANDERSON: We have a second?

CHAIR PRO TEM DAVIS JOHNSON: Second.

CHAIRPERSON MILLER-ANDERSON: Alright. Go ahead, Madam Clerk.

CITY CLERK ANTHONY: Councilperson Hubbard?

COUNCILPERSON HUBBARD: Yes.

CITY CLERK ANTHONY: Pro Tem Davis Johnson?

CHAIR PRO TEM DAVIS JOHNSON: Yes.

CITY CLERK ANTHONY: Councilperson Davis?

[Pause]

COUNCILPERSON DAVIS: Yes.

CITY CLERK ANTHONY: Councilperson Pardo?

COUNCILPERSON PARDO: No.

[Chuckles]

CITY CLERK ANTHONY: Chair Miller-Anderson?

CHAIRPERSON MILLER-ANDERSON: Yes.

CITY CLERK ANTHONY: That motion is approved with Councilperson Pardo dissenting.

CHAIRPERSON MILLER-ANDERSON: Alright.

COUNCILPERSON PARDO: Okay.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: [Inaudible]...

COUNCILPERSON PARDO: So, you have, you have one person?

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: We have one...

COUNCILPERSON PARDO: And how long...

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: ...person in....

COUNCILPERSON PARDO: ...does it take to [inaudible] her?

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: ...Finance.

[Inaudible dais comment]

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: But again, every department now has folks that work on, you know, employees that work on payroll to get that information in.

COUNCILPERSON PARDO: Have we implemented the, the...

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN:
Timekeeping...

COUNCILPERSON PARDO: Time sys'... Yeah.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: ...system that...

COUNCILPERSON PARDO: The timekeeping system?

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: We're hoping to go live with that on January 7th. So, we're in the period where we're testing it.

COUNCILPERSON PARDO: Is that gonna be in every department?

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Yes. Yes.

COUNCILPERSON PARDO: So you'll automatically get that feed?

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: We would then...

COUNCILPERSON PARDO: Or someone will...

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: ...automatically get that feed and then work from that to correct, to make sure there's, there's no issues before we process the file.

COUNCILPERSON PARDO: And all of that technology is already in place?

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: All the technology is in place. It's, it's just in testing at this point. You know, we're doing parallel testing at this point.

COUNCILPERSON PARDO: So, every department has it or?

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Yes.

COUNCILPERSON PARDO: Like, in City Hall, will they have it...

CHAIRPERSON MILLER-ANDERSON: Is that related to the...

COUNCILPERSON PARDO: ...in Finance and...

CHAIRPERSON MILLER-ANDERSON: ...Christmas day off?

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: You can..., employees can actually punch in at any location.

COUNCILPERSON PARDO: [Inaudible].

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: So, in City Hall, you could literally go to any department, or if you're heading over to HR first thing in the morning, you could punch it in at HR, it doesn't...

CHAIRPERSON MILLER-ANDERSON: Okay.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Clock clocks are universal.

CHAIRPERSON MILLER-ANDERSON: So, what are we going to do here with this Christmas day?

COUNCILPERSON HUBBARD: I'll forget about it.

COUNCILPERSON DAVIS: I don't wanna forget about it.

CHAIRPERSON MILLER-ANDERSON: Okay.

CHAIR PRO TEM DAVIS JOHNSON: Ms. Davis Johnson?

[Inaudible background comment]

COUNCILPERSON DAVIS: If the support's not there.

CHAIR PRO TEM DAVIS JOHNSON: I, I think that it's, it's happening too late. I understand [inaudible]...

COUNCILPERSON DAVIS: Okay, okay. Okay. Okay. So, so with that being said, another Item that came up tonight, before we go.

CHAIRPERSON MILLER-ANDERSON: Well, hold on. It's related to the Christmas...

COUNCILPERSON DAVIS: I'm done with it.

CHAIRPERSON MILLER-ANDERSON: Okay. Well, we, we gotta finish here.

COUNCILPERSON DAVIS: I'm done with it. It's just a discussion Item. [Stammer]...

CHAIRPERSON MILLER-ANDERSON: Huh?

COUNCILPERSON DAVIS: There's no vote on it.

COUNCILPERSON HUBBARD: Just a discussion.

CHAIR PRO TEM DAVIS JOHNSON: On what? On this?

CHAIRPERSON MILLER-ANDERSON: So, you're done?

COUNCILPERSON DAVIS: Yeah.

CHAIRPERSON MILLER-ANDERSON: Okay.

COUNCILPERSON DAVIS: I just wanna throw something that may take another...

CHAIRPERSON MILLER-ANDERSON: No. We still have the Agenda to go through.

COUNCILPERSON DAVIS: Well, this...

DISCUSSION BY THE CITY MANAGER

CHAIRPERSON MILLER-ANDERSON: So, discussion by the City Manager. Anything?

CITY MANAGER HOSKINS: No.

CHAIRPERSON MILLER-ANDERSON: You're finished with 12B, right? The Christmas?

COUNCILPERSON DAVIS: I'll...

CHAIRPERSON MILLER-ANDERSON: Okay.

COUNCILPERSON DAVIS: ...I'll just wait.

CHAIRPERSON MILLER-ANDERSON: Okay. Go ahead.

CITY MANAGER HOSKINS: No.

CHAIRPERSON MILLER-ANDERSON: Nothing?

CITY MANAGER HOSKINS: Just wanna wish everyone a Happy Holidays. And I think that's all I have.

CHAIRPERSON MILLER-ANDERSON: Alright.

DISCUSSION BY CITY ATTORNEY

CHAIRPERSON MILLER-ANDERSON: Discussion by City Attorney.

CITY ATTORNEY DEGRAFFENREIDT: Nothing. Enjoy the holiday.

CHAIRPERSON MILLER-ANDERSON: Alright.

CITY COUNCIL COMMITTEE REPORTS

CHAIRPERSON MILLER-ANDERSON: City Council Committee Reports.

COUNCILPERSON HUBBARD: Yes. I...

CHAIRPERSON MILLER-ANDERSON: Committee reports?

COUNCILPERSON HUBBARD: Yes.

CHAIRPERSON MILLER-ANDERSON: Okay.

COUNCILPERSON HUBBARD: The [pause]. I serve on the MPO and Mr. Davis is the, is the alternate there and right now there is fun'..., funding for different program, transportation alternatives and local initiative program. So, Mr. Bailey, Mr. Bailey, I spoke to him about this particular grant. We weren't able, on Tuesday, either one of us, to go to the workshop on this but he's familiar with the parameters of it and I'm..., and there's quite a few things that it's gonna..., that this grant, that can allow us to take advantage of. I don't know if this will be something that we'll have our grant writer to do or we'll do it inhouse...

COUNCILPERSON DAVIS: Is that for transportation?

COUNCILPERSON HUBBARD: ...but, at this particular time, they have a total funding of \$3,000,000 under one and \$18,000,000 under the other, so we..., Mr. Niguram [sp], the Director for the MPO, which is newly named the TPA, came out to sit with us and to talk about some alternatives, um, we can use... It's Transportation Alternative Program is what it's called. It can be used for sidewalks to safer streets to complete street type

program, so, we look forward to bringing back to the dais, some of the potential projects that we can apply for through this funding.

CHAIRPERSON MILLER-ANDERSON: Alright.

CITY MANAGER HOSKINS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Yes.

CITY MANAGER HOSKINS: I'm sorry, I do have one other Item to announce.

CHAIRPERSON MILLER-ANDERSON: Mhmm.

CITY MANAGER HOSKINS: On Friday, from 11:00 to 2:00, at the Public Services Complex, the employee luncheon and awards recognition., I'm sorry service awards, will be held on Friday, at the Public Services Complex from 11:00 to 2:00.

CHAIRPERSON MILLER-ANDERSON: Alright.

STATEMENTS BY THE MAYOR AND CITY COUNCIL

CHAIRPERSON MILLER-ANDERSON: Statements by the Mayor and City Council. We'll start at the end with the Mayor. It., we have 10 minutes...

COUNCILPERSON DAVIS: We're still in committee report, right?

CHAIRPERSON MILLER-ANDERSON: ...so we wanna try to get through everyone right quick...

COUNCILPERSON DAVIS: Madam'...

CHAIRPERSON MILLER-ANDERSON: ...so that...

MAYOR MASTERS: Thank you Madam Chair...

CHAIRPERSON MILLER-ANDERSON: ...everyone can say...

COUNCILPERSON DAVIS: Committee report.

CHAIRPERSON MILLER-ANDERSON: Who has a committee report?

MAYOR MASTERS: Mr. Calloway would...

CHAIRPERSON MILLER-ANDERSON: You didn't say that.

MAYOR MASTERS: ...like to...

CHAIRPERSON MILLER-ANDERSON: I went back., I went to her. Go ahead.

MAYOR MASTERS: Mr. Calloway would like for me to ask the Council...

[Inaudible dais comment]

MAYOR MASTERS: ...let the Council know that he...

[Inaudible dais comment]

COUNCILPERSON DAVIS: [Inaudible]...

MAYOR MASTERS: ...needs some funding for..., to take 50 children to the Dolphins games, he does'..., the Dolphin game, rather, and he doesn't have all that...

CHAIRPERSON MILLER-ANDERSON: I'll come back [inaudible].

MAYOR MASTERS: ...he needs and he asked that I would pass that on to the Council Members.

I do believe that the City, former City Manager, Jonathan Evans', name has been tarnished. I do believe that he should be granted a name hearing, name clearing, rather. I understand that our City Council, City Attorney, rather, feel' that he should not..., that should not..., he doesn't deser'..., doesn't, uh, that shouldn't happen.

COUNCILPERSON DAVIS: Who told [inaudible]...

MAYOR MASTERS: But I think it, I think it should by..., be given..., that he should be given the opportunity. I am preparing to write a letter in the morning to ask for an independent opinion from the State Attorney General, as it relates to the name clearing of Mr. Evans. I think our position is wrong, I think it's wrong legally and I think he does deserve that.

It's as clear to me..., let me just address Reverend, first. I'm not going to debate with Reverend at all. I think thousands of people in this City know that I'm an advocate supporter of Jonathan Evans. I think thousands of people in this City know that I feel that Mr. Evans was hi'..., fired unjustly. I think thousands of people know that Mr. Evans will tell you that I have been one of his firm, not waived at all, advocates, advocate for Mr. Evans. Now, it doesn't take a rocket science degree, neither does it take Ray Charles, let me just put it like this, can see from the grave that what has happened in this City in the past few months, is a direct result, or indirect result, from the unjust firing of Jonathan Evans. We have never had stories, ever, to go viral. We've had at least two, maybe three, that have gone viral because of the unjust firing of Mr. Evans. Let me just name a few. We have never ever, .., now, as far as the recall petition goes, it's either gonna be upheld or not upheld by the court. Bottom line is, you've never had a petition ever signed by 2,800 people per elected official. 2,800 people felt, and feel, and they haven't gone anywhere, they're still out there, 2,800 people plus felt and feel that the firing of Jonathan Evan' was unjust.

CHAIRPERSON MILLER-ANDERSON: Mayor, we only have seven minutes and we wanna try to get through everybody as...

COUNCILPERSON PARDO: Right. [Inaudible].

MAYOR MASTERS: Okay. Let me just wrap it up by saying this, now, we are faced with an election, we've never had a doctor, a Ph.D. earned doctor...

COUNCILPERSON DAVIS: Point of order.

MAYOR MASTERS: ...to run to a election...

COUNCILPERSON DAVIS: Point of order.

MAYOR MASTERS: ...[inaudible] so therefore, I think that we need to see that what we have done is wrong...

[Inaudible dais comments]

MAYOR MASTERS: ...and it's unjust and it's not fair. And I would like to ask this Council to at least consider, in the spirit of Christmas, to give Mr. Evans at least six more months, at least a year, before you, you know, do anything. He deserves that.

Thank you.

CHAIRPERSON MILLER-ANDERSON: Thank you. Ms. Hubbard.

MAYOR MASTERS: And we'll always get a point of order from Mr...

COUNCILPERSON PARDO: Whatever.

COUNCILPERSON HUBBARD: I would like to...

MAYOR MASTERS: ... [Inaudible]for some reason, I don't know why.

CHAIRPERSON MILLER-ANDERSON: Mayor.

MAYOR MASTERS: He always does it.

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON DAVIS: Yeah.

MAYOR MASTERS: You always do it.

COUNCILPERSON HUBBARD: I'd like to wish...

[Inaudible dais comment]

COUNCILPERSON HUBBARD: ...everybody a Merry Christmas and Happy New Year. Good evening.

CHAIRPERSON MILLER-ANDERSON: I'd like to say Merry Christmas and Happy New Year to everyone as well.

CHAIR PRO TEM DAVIS JOHNSON: Happy Kwanza, Happy Hanukkah, Merry Christmas to all of you.

COUNCILPERSON DAVIS: Thank you. I wanna say to the Youth Recreation Association...

MAYOR MASTERS: Point of order.

COUNCILPERSON DAVIS: I didn't get a chance to congratulate you on what you did, for the service during the Thanksgiving holiday. And I also wanna say thank you to the Youth Recreation Association for what you're doing for the Christmas. I also wanna say thank you to the police officers who work with...

MAYOR MASTERS: Point of order.

COUNCILPERSON DAVIS: ...resource..., who work with our kids at the school...

[Inaudible dais comment]

COUNCILPERSON DAVIS: ...who's been giving children an opportunity to spend some quality time with someone in uniform, we're giving back and doing some things for the young people. I wanna thank our Police Chief for initiating the Shop with a Cop program. I saw them out at Walmart today with, just loading up with gifts. I think that's something that definitely needs to go recognized. To our cheerleaders who came before us today, I'm so proud to see our young, young ladies represent this community so well. That's a story that needs to go reported. Out of all the things that get reported in this City, those are the stories that we need to fight about, [inaudible]. We need to fight for the right thing. Which is something positive. You know? And how that's dictated. And, and youth are very innocent. They need to be promoted just the same way [pause], happened last year with the football team, that was something that wasn't promoted. We shou'..., you know, hopefully, someone from the outside will promote our young ladies as they gro'...

COUNCILPERSON PARDO: Taking up my time.

COUNCILPERSON DAVIS: And I'm going to leave two and a half minutes for my colleague but..., I'll [inaudible] something separate but I'll leave that alone but there is a..., I'll save the rest for later in my committee report [stammer].

And Merry Christmas.

COUNCILPERSON PARDO: Alright. Thank you. I'd like to wish everyone a Merry Christmas and a very prosperous New Year. I am confident next year is going to be a delightful year for all of us. And the progress will continue.

Mr. Degraffenreidt, I have a question for you.

CITY ATTORNEY DEGRAFFENREIDT: Yes, ma'am.

COUNCILPERSON PARDO: Did Mr. Evans attorney hand.., it says, Council,' but I haven't received anything, but, did anyone get a, a new proposal that reduced what Mr. Evans was asking for? Did you get anything tonight?

CITY ATTORNEY DEGRAFFENREIDT: We got something this afternoon. I have not had a chance to go through it. Glen hasn't looked at it either. It is still substantially above...

MAYOR MASTERS: [Inaudible]...

CITY ATTORNEY DEGRAFFENREIDT: ...what the contract calls for in terms of severance. After we've digested it so we can show you exactly what's being requested, we'll present it to you.

COUNCILPERSON PARDO: Okay. And is it true that he's no longer asking for a hearing to...

MAYOR MASTERS: He's always asked....

COUNCILPERSON PARDO: ...clear his name?

MAYOR MASTERS: ...for a name clearing.

COUNCILPERSON PARDO: And I'm just asking because the press is...

CITY ATTORNEY DEGRAFFENREIDT: Back, back...

COUNCILPERSON PARDO: ...reporting on that.

CITY ATTORNEY DEGRAFFENREIDT: Back, back to the issue of a hearing to clear his name...

COUNCILPERSON PARDO: That he's not asking...

CITY ATTORNEY DEGRAFFENREIDT: He, he...

COUNCILPERSON PARDO: ...for it any longer.

COUNCILPERSON DAVIS: We haven't heard [inaudible].

CITY ATTORNEY DEGRAFFENREIDT: No. He...

COUNCILPERSON PARDO: So we don't know about that?

CITY ATTORNEY DEGRAFFENREIDT:is not asking for that.

COUNCILPERSON PARDO: He's not asking for...

CITY ATTORNEY DEGRAFFENREIDT: That is...

[Inaudible dais comment]

CITY ATTORNEY DEGRAFFENREIDT: ...my understanding from speaking with his lawyer and looking at the doc'...

COUNCILPERSON PARDO: So, he's no longer asking for that?

CITY ATTORNEY DEGRAFFENREIDT: Can I please explain? What, what..

COUNCILPERSON PARDO: Please.

CITY ATTORNEY DEGRAFFENREIDT: What, what a person is entitled to in public service, is the opportunity to address the fu'.., the full...

COUNCILPERSON PARDO: I agree.

CITY ATTORNEY DEGRAFFENREIDT: ...the alleged false charges, they're not entitled to a full-blown hearing.

MAYOR MASTERS: No one...

COUNCILPERSON PARDO: Right.

MAYOR MASTERS: ...said anything about a full-blown hearing.

COUNCILPERSON PARDO: Correct.

CITY ATTORNEY DEGRAFFENREIDT: You know, and we've given...

MAYOR MASTERS: He's.., he's en'...

CITY ATTORNEY DEGRAFFENREIDT: ...that opportunity...

MAYOR MASTERS: ...'titled to...

CITY ATTORNEY DEGRAFFENREIDT: ...from the very beginning...

MAYOR MASTERS: ...for him to [inaudible]...

CITY ATTORNEY DEGRAFFENREIDT: ...for him to put anything...

CHAIRPERSON MILLER-ANDERSON: [Inaudible], Mayor.

CITY ATTORNEY DEGRAFFENREIDT: ...in the public record he wanted.

COUNCILPERSON PARDO: Please.

CITY ATTORNEY DEGRAFFENREIDT: So, the issue of the name clearing has not been the infrastructure of the dispute.

COUNCILPERSON PARDO: Okay. Alright. I just wanna clear that up.

CITY ATTORNEY DEGRAFFENREIDT: Yes, ma'am.

COUNCILPERSON PARDO: Because...

MAYOR MASTERS: And he's earned it...

COUNCILPERSON PARDO: ... you know...

MAYOR MASTERS: [Inaudible].

COUNCILPERSON PARDO: ... gotta make sure everything... Mayor...

MAYOR MASTERS: And he still wants a name clearing.

COUNCILPERSON PARDO: I'm speaking. The other thing I'd like to mention, I would to thank the men and women in Public Works that have been working very hard on trimming the trees, clearing the medians, getting the City ready for Christmas. And it looks great and I think, you know, kudos. I think kudos is due to all of them.

The last thing I'd to know, Madam Manager, please look into this. So, if you drive along President Barack Obama Boulevard and you look over where the railroad tracks are, so the East side of the road, the, the weeds are at least...

CITY MANAGER HOSKINS: Oh yes. Yeah.

COUNCILPERSON PARDO: ...three feet high.

[Inaudible dais comments]

COUNCILPERSON PARDO: Now, I know that it's not up to the City of Riviera Beach to clean that property or cut the property because it Belongs to FEC but if you drive through any other city, heading north, you don't see that. Palm Beach Gardens, what they have along their tracks, it's gorgeous. They have plantings and everything is manicured, all the way up. And why does Riviera Beach look like that? And, has anyone called FEC and asked them to come out and, first of all, you know, immediately...

MAYOR MASTERS: [Inaudible].

COUNCILPERSON PARDO: ...mow the grass, but give us a schedule on, you know a maintenance schedule because it looks awful and I'm really surprised that, you know, no one is bringing this issue up. You know, we're trying to., you know, we're doing our part with the landscaping but then when you have FEC not doing anything, it looks like...

CHAIRPERSON MILLER-ANDERSON: Okay. Our time is up.

COUNCILPERSON PARDO: ...the City of Riviera Beach...

CHAIRPERSON MILLER-ANDERSON: It's 10:40.

COUNCILPERSON PARDO: ...is neglecting it.

ADJOURNMENT

CHAIRPERSON MILLER-ANDERSON: Time to adjourn.

COUNCILPERSON PARDO: So, Madam...

MAYOR MASTERS: Point of order.

COUNCILPERSON PARDO: ...Manager, please...

MAYOR MASTERS: Point of order.

COUNCILPERSON PARDO: ...look at that.

CHAIRPERSON MILLER-ANDERSON: Thank you.

[Inaudible dais comments]

COUNCILPERSON PARDO: And again, Merry Christmas everyone.

[Inaudible discussions]

[End of video]

City Employees, Public Comment Speakers and Others

PARKS & RECREATION ASSISTANT DIRECTOR.PARKS & RECREATION ALADIA
FRANKSASSISTANT DIRECTOR
.....FRANKS

FOOTBALL COMMISSIONER KENNY PAYNE.....FOOTBALL COMMISSIONER
.....PAYNE

LAQUITA NELSONMS. L. NELSON

INGA JACKSONMS. I. JACKSON

LILLY JAREDMS. L. JARED

LEEANNE MCKENZIEMS. L. MCKENZIE

CHRISTOPHER MCDONALD.....MR. C. MCDONALD

THERESA STRINGER.....MS. T. STRINGER

EMMA PORTERMS. E. PORTER

KATY GORDON.....MS. K. GORDON

DEIDRA MORELANDMS. D. MORELAND

PASTOR JAMES EASLEY.....PASTOR J. EASLEY

GAYLE EASLEYMS. G. EASLEY

PUBLIC WORKS DIRECTOR TERRENCE BAILEYPUBLIC WORKS DIRECTOR
.....BAILEY

PRESIDENT OF ALPHA PHI ALPHA LOCAL CHAPTER ALFRED FIELDS
.....MR. A. FIELDS

FIRE CHIEF REGINALD DURENFIRE CHIEF DUREN

NORM ADAMSMR. N. ADAMS

JULIE BOTEL.....MS. J. BOTEL

LLOYD BROWN.....MR. L. BROWN

J.B. DIXON.....MS. J.B. DIXON

WILLIS WILLIAMSMR. W. WILLIAMS

DORETTE PAULKMS. D. PAULK

BESSIE BROWN.....MS. B. BROWN

ALFRED JONESMR. A. JONES

ASSISTANT POLICE CHIEF MICHEL MADDEN .. ASSISTANT POLICE CHIEF
 ... MADDEN

REVEREND WILLIAM BURRS REVEREND W. BURRS

ACTING DIRECTOR OF COMMUNITY DEVELOPMENT JEFF GAGNON
 ... ACTING DIRECTOR OF
 COMMUNITY DEVELOPMENT GAGNON

BUILDING OFFICIAL LADI MARCH BUILDING OFFICIAL MARCH

ASSISTANT BUILDING OFFICIAL BOVELL RICHARDS
 ASSISTANT BUILDING
 OFFICIAL RICHARDS

AMRIT'S DILLOP BAROT MR. D. BAROT

KEN LOIHLE MR. K. LOIHLE

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR RANDY SHERMAN
 ... FINANCE AND ADMINISTRATIVE
 ... SERVICES DIRECTOR SHERMAN

APPROVED:

THOMAS A. MASTERS
MAYOR

KaSHAMBA L. MILLER-ANDERSON
CHAIRPERSON

ATTEST:

CLAUDENE L. ANTHONY
CERTIFIED MUNICIPAL CLERK
CITY CLERK

TONYA DAVIS JOHNSON
CHAIR PRO TEM

LYNNE L. HUBBARD
COUNCILPERSON

DAWN S. PARDO
COUNCILPERSON

TERENCE D. DAVIS
COUNCILPERSON

MOTIONED BY: _____

SECONDED BY: _____

L. HUBBARD _____

K. MILLER-ANDERSON _____

T. DAVIS JOHNSON _____

D. PARDO _____

T. DAVIS _____

DATE APPROVED: **JANUARY 17, 2018**