

CITY OF RIVIERA BEACH
REGULAR CITY COUNCIL MEETING
June 20, 2018
6:00 p.m.

PRESENT AT MEETING¹:

PRESENT AT MEETING²:

THOMAS A. MASTERS MAYOR MASTERS
CHAIRPERSON TONYA DAVIS JOHNSON CHAIRPERSON DAVIS JOHNSON
CHAIR PRO TEM LYNNE L. HUBBARD CHAIR PRO TEM HUBBARD
COUNCILPERSON KaSHAMBA L. MILLER- ANDERSON
COUNCILPERSON MILLER-ANDERSON
COUNCILPERSON JULIE BOTEL COUNCILPERSON BOTEL
COUNCILPERSON TERENCE "TD" DAVIS COUNCILPERSON DAVIS
INTERIM ASSISTANT CITY MANAGER WILLIE HORTON
ASSISTANT CITY MANAGER HORTON
CITY CLERK CLAUDENE L. ANTHONY CITY CLERK ANTHONY
CITY ATTORNEY ANDREW DEGRAFFENREIDT
CITY ATTORNEY DEGRAFFENREIDT

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CITY OF RIVIERA BEACH

¹ List of City Employees, Public Speakers and Others on Page 191

² List of City Employees, Public Speakers and Others on Page 178

**PALM BEACH COUNTY, FLORIDA
MINUTES OF THE CITY COUNCIL MEETING
HELD IN THE CITY COUNCIL CHAMBERS
JUNE 20, 2018 @ 6:00 P.M.**

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

CALL TO ORDER

CHAIRPERSON DAVIS JOHNSON: ...meeting of June 20, 2018 to order.

ROLL CALL

INVOCATION

CHAIRPERSON DAVIS JOHNSON: Madam Clerk, roll call, please.

DEPUTY CITY CLERK BURGESS: Mayor Thomas Masters?

MAYOR MASTERS: Present

DEPUTY CITY CLERK BURGESS: Chair Tonya Davis Johnson?

CHAIRPERSON DAVIS JOHNSON: Here.

DEPUTY CITY CLERK BURGESS: Pro Tem Lynne Hubbard?

CHAIR PRO TEM HUBBARD: Here.

DEPUTY CITY CLERK BURGESS: Councilperson KaShamba Miller-Anderson?

COUNCILPERSON MILLER-ANDERSON: Present.

DEPUTY CITY CLERK BURGESS: Councilperson Julia Botel?

COUNCILPERSON BOTEL: Here.

DEPUTY CITY CLERK BURGESS: Councilperson Terence Davis?

COUNCILPERSON DAVIS: Here.

DEPUTY CITY CLERK BURGESS: Acting Assistant city Manager Willie Horton?

ASSISTANT CITY MANAGER HORTON: Here.

DEPUTY CITY CLERK BURGESS: City Clerk Claudene Anthony?

CITY CLERK ANTHONY: Here.

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

CITY ATTORNEY DEGRAFFENREIDT: Here.

DEPUTY CITY CLERK BURGESS: You have a quorum.

CHAIRPERSON DAVIS JOHNSON: Thank you.

PLEDGE OF ALLEGIANCE

CHAIRPERSON DAVIS JOHNSON: I'd like to invite everyone to stand for a moment of silence followed by the Pledge of Allegiance, led by Councilman Davis.

[Moment of silence]

COUNCILPERSON DAVIS: Shall we pledge?

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

CHAIRPERSON DAVIS JOHNSON: MEMBERS OF THE PUBLIC SHALL BE GIVEN A TOTAL OF THREE MINUTES TO SPEAK ON ALL ITEMS LISTED ON THE CONSENT AGENDA. ANY PERSON WHO WOULD LIKE TO SPEAK ON A CONSENT AGENDA TIME, PLEASE FILL OUT A PUBLIC COMMENT CARD LOCATED ON THE TABLE DIRECTLY OUTSIDE OF THE COUNCIL CHAMBERS AND GIVE IT TO THE STAFF PRIOR TO THE ADOPTION OF THE AGENDA.

AGENDA APPROVAL

ADDITIONS, DELETIONS, SUBSTITUTIONS

CHAIRPERSON DAVIS JOHNSON: Mr. Interim City Manager, are there any additions, deletions or substitutions?

ASSISTANT CITY MANAGER HORTON: Yes, Madam Chair. 10A, I would like to add to the City Regular Agenda. The City of Riviera Beach Parks & recreations Department, two hundred dol'.., \$2,000, pardon me, Councilman Terence Davis Johnson.., Terence Davis, to defray costs of registration fees for local youth for the 2018 Youth Football Cheerleading and Swim Team. Next, 22, adding information provided for Resolution No. 57-18. A Resolution of the City Council of the City of Riviera Beach, Palm Beach County, Florida authorizing temporary increase for a complement of sergeants from twenty to twenty-two, until July 1, 2019, at which time two t temporary sergeant positions created by this action will be eliminated, and providing an effective date. 22C, Resolution No. 50-18. A Resolution of the City Council of the City of Riviera Beach, Palm Beach County, Florida, authorizing the Mayor and City Clerk to execute agreement with McLean & Company, LLC and Torcivia, Donlon, Goddeaqu & Ansay, P.A., to continue to represent the City in the negotiation of labor contracts and to provide other labor legal

services to the City, authorizing the Director of Finance and Administrative Services to make payments from account number 001-0512-519-0-3101 and providing an effective date. Revisions, Item 22A, Item 2 from the Consent, moving it from Consent to Regular, Resolution No. 53-18. A Resolution of the City Council of the City of Riviera Beach, Palm Beach County, Florida, authorizing the amortization of ten year to minimum market, twenty year to maximum, as calculated in the compensation salary study for employees classified as managerial and providing for an effective date. 22B, Item No. 3, moved from Consent Regular Agenda, Resolution No. 54-18. A Resolution of the City Council of the City of Riviera Beach, Palm Beach County, Florida authorizing the renewal of healthcare coverage with Aetna Healthcare of Florida and authorizing the Director of Finance to make payments from various departments.., department accounts, up to the amount equal to \$878.68 a month, per employee, for Fiscal Year 2018-2019, to Aetna Healthcare of Florida and providing for an effective date.

Madam Chair, that completes our add and delete.

MAYOR MASTERS: Madam Chair?

CHAIRPERSON DAVIS JOHNSON: Thank you. Councilman Davis, you're recognized.

COUNCILPERSON DAVIS: Thank you. Due to the.., for the time, the longevity in particular of a long Agenda, Item No. 20 in particular, could we take that Item after Consent? The Mayor's presentation?

MAYOR MASTERS: That would be good I agree.

COUNCILPERSON DAVIS: Because I don't wanna.., I mean, I can do both but, in particular, that one.

CHAIRPERSON DAVIS JOHNSON: I have no...

MAYOR MASTERS: Madam Chair?

CHAIRPERSON DAVIS JOHNSON: ...problem with moving it.

[Inaudible dais comment]

COUNCILPERSON DAVIS: Yeah.

CHAIRPERSON DAVIS JOHNSON: The presentation...

COUNCILPERSON MILLER-ANDERSON: Oh, right, right.

CHAIRPERSON DAVIS JOHNSON: ...of the key to the City...

COUNCILPERSON MILLER-ANDERSON: Yeah.

CHAIRPERSON DAVIS JOHNSON: ...to the...

COUNCILPERSON DAVIS: Right. For...

COUNCILPERSON MILLER-ANDERSON: It's already..., isn't it after the Consent?
'Cause the Consent ends at 10?

CHAIRPERSON DAVIS JOHNSON: No. We have unfinished business.

COUNCILPERSON DAVIS: Unfinished business.

COUNCILPERSON MILLER-ANDERSON: So, where it says end of Consent, it's not
the end of Consent?

COUNCILPERSON DAVIS: It is the end.

CHAIRPERSON DAVIS JOHNSON: It is, however, unfinished business, we
discussed at the last meeting that we would put that in before we moved forward, and so
that is now coming before awards and presentations.

COUNCILPERSON MILLER-ANDERSON: So, what are you...

CHAIRPERSON DAVIS JOHNSON: So, he's asking...

COUNCILPERSON MILLER-ANDERSON: ...trying to do?

CHAIRPERSON DAVIS JOHNSON: ...to move it...

COUNCILPERSON DAVIS: Right before...

COUNCILPERSON MILLER-ANDERSON: Before.

CHAIRPERSON DAVIS JOHNSON: ...before...

COUNCILPERSON DAVIS: ...unfinished business.

COUNCILPERSON MILLER-ANDERSON: Before the unfinished business.

CHAIRPERSON DAVIS JOHNSON: Yes.

COUNCILPERSON MILLER-ANDERSON: I gottcha you. That's a good idea.

COUNCILPERSON DAVIS: Yeah.

COUNCILPERSON MILLER-ANDERSON: That will be done?

COUNCILPERSON DAVIS: They won't have to wait that long.

MAYOR MASTERS: Madam Chair?

COUNCILPERSON BOTEL: I think that's a good idea.

COUNCILPERSON MILLER-ANDERSON: Is he done?

COUNCILPERSON BOTEL: Are you done, she wants to know?

COUNCILPERSON DAVIS: I mean, I don't know if...

CHAIRPERSON DAVIS JOHNSON: No. No further, no...

COUNCILPERSON DAVIS: Yeah. I'm fine with...

CHAIRPERSON DAVIS JOHNSON: ...further discussion. We're fine with that. Mr. Mayor?

MAYOR MASTERS: Yes. I just wanna thank Councilman Davis for that suggestion because it's a good one, and I was gonna do the same. So, thank you, Mr. Davis.

CHAIRPERSON DAVIS JOHNSON: Thank you.

CHAIRPERSON DAVIS JOHNSON: Are there any disclosures by Council?

[Pause]

MAYOR MASTERS: Oh yes.

COUNCILPERSON MILLER-ANDERSON: Hold on. Were you finished with add and delete? I wanted to say something.

CHAIRPERSON DAVIS JOHNSON: He was finished with his add and delete sheet.

COUNCILPERSON MILLER-ANDERSON: Yeah. But, that's when we talk.

CHAIRPERSON DAVIS JOHNSON: He asked to move an Item.

COUNCILPERSON MILLER-ANDERSON: Right. So then, I thought we gonna see if anybody else needed to any'.., wanted to do anything. No?

CHAIRPERSON DAVIS JOHNSON: Sure.

COUNCILPERSON MILLER-ANDERSON: Oh, okay.

CHAIRPERSON DAVIS JOHNSON: You're recognized.

COUNCILPERSON MILLER-ANDERSON: Thank you.

MAYOR MASTERS: [Chuckle].

COUNCILPERSON MILLER-ANDERSON: Alright. Looking at some of the Agenda Items, I know that when the time comes late, many people are not going to want to extend the time possibly, and there are quite a few Items, I think, that could possibly take us a

long time. There's actually a lot of Items on here that we have for the unfinished business that we've been kicking the can down the road for a while. In, in regards to the appointments, do you all... Maybe we could put the appointments at the very beginning of the unfinished business, at least get those out of the way. Those two appointments for Item No. 18, 19, and then No. 26, the Civil Service Board, the Pension Board and the Planning & Zoning Board appointments? Any objection to doing that?

[Pause]

CHAIR PRO TEM HUBBARD: The...

CHAIRPERSON DAVIS JOHNSON: Let me just...

CHAIR PRO TEM HUBBARD: ...[inaudible]...

CHAIRPERSON DAVIS JOHNSON: ...say this.

CHAIR PRO TEM HUBBARD: ...kicking...

CHAIRPERSON DAVIS JOHNSON: Let me, let me...

CHAIR PRO TEM HUBBARD: ...stuff down the road.

CHAIRPERSON DAVIS JOHNSON: Let me say this. At the last meeting, you all asked that we put the unfinished business in the order in which it was left unfinished.

COUNCILPERSON DAVIS: Mhmm.

CHAIRPERSON DAVIS JOHNSON: I surely, and I can appreciate wanting to move the appointments, but if we continue to reorder the Agenda, reorder the Agenda, each time after we make a concerted effort and have consensus as it relates to the order that we're going to place Items on the Agenda, each meeting, we're going to have this constant moving of Items. I do not disagree that we can go ahead and put those Items because those Items should not require lengthy discussions, but if we temper our discussion as we are deliberating, we wouldn't run out of time. So, I'm not opposed, I believe that everybody probably would be in agreement with moving those simple Items, but we have to keep in mind that what we said, what the dire'.., what the request from this Council was for us to put the unfinished business in the order in which it was unfinished. So, if everyone is in agreement with moving those Items, because they are simple in nature...

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON DAVIS JOHNSON: Let's move forward.

COUNCILPERSON MILLER-ANDERSON: I'm, I'm not done, Mr. Davis. That's fine. But, what I, I do wanna say is that there are some Items on here that we have kicked the can down the road, and we can leave those there, that's absolutely fine with me, but..,

and because of what you're saying is that we wanna keep it, we agreed to keep it in order, maybe at some point we wanna have a discussion about putting this on a separate meeting, or having some sort of workshop for some of these items because I know that we are probably, more than likely, not going to get through even the unfinished business. I know we have this conversation about keeping our comments limited, but it never happens and then we get to the same point over and over. So, maybe now we just wanna have a discussion about trying to maybe pull some of these items and put them to a special meeting maybe.

CHAIRPERSON DAVIS JOHNSON: Well...

COUNCILPERSON MILLER-ANDERSON: You know? So that we can try to get through it. Because, I mean, we need to be realistic, there's quite a few here that we're not going to...

CHAIRPERSON DAVIS JOHNSON: Well...

COUNCILPERSON MILLER-ANDERSON: We just haven't.

CHAIRPERSON DAVIS JOHNSON: Yeah. And, and I appreciate your comments, Councilwoman. I, I just believe that if we adhere to the rule of two rounds of comments and moving to handle the business, we can get through the Agenda. It is when we get into repeating our points, and when we get to harping on a subject and not coming to final resolve that we find ourselves in a position where we don't get through the Agenda.

COUNCILPERSON MILLER-ANDERSON: I, I totally agree with you.

CHAIRPERSON DAVIS JOHNSON: So, I...

COUNCILPERSON MILLER-ANDERSON: So, that's fine with me. Now, I would like to pull 5 then.

CHAIRPERSON DAVIS JOHNSON: Well, we...

COUNCILPERSON MILLER-ANDERSON: [Inaudible].

CHAIRPERSON DAVIS JOHNSON: ...were not to the point of pulling.

COUNCILPERSON MILLER-ANDERSON: Well, I was gonna... Okay. Well then, [inaudible]...

CHAIRPERSON DAVIS JOHNSON: If you would allow me to, we will, we will, we will get to pulling...

COUNCILPERSON MILLER-ANDERSON: That's absolutely fine. We...

CHAIRPERSON DAVIS JOHNSON: Thank you, Madam.

COUNCILPERSON MILLER-ANDERSON: ...can move on from that, and if we get to it, we get to it. Thank you.

CHAIRPERSON DAVIS JOHNSON: You're very welcome. Counc'..., Chair Pro Tem.

CHAIR PRO TEM HUBBARD: No. Madam Chair, I was going to say, at your discretion, if you felt like we needed to move those Items to the front, I would go along with whatever your, your dec'..., your decision is. I have...

CHAIRPERSON DAVIS JOHNSON: Thank you.

CHAIR PRO TEM HUBBARD: ...an Item to pull but, of course, I can wait 'til we get to that point.

CHAIRPERSON DAVIS JOHNSON: Thank you.

COUNCILPERSON DAVIS: Ma'..., Madam...

CHAIRPERSON DAVIS JOHNSON: So, we are...

COUNCILPERSON DAVIS: ...Chair?

CHAIRPERSON DAVIS JOHNSON: Mr. Davis, you're recognized. Just wanna make a recommendation, to stay consistent with everyone, a recommendation to move..., if to move the Item that Councilperson Miller-Anderson's suggesting , if there's any issue with mo'..., just moving all those Items to Consent.

COUNCILPERSON MILLER-ANDERSON: No. I'm not...

UNK: [Inaudible].

COUNCILPERSON MILLER-ANDERSON: No, not to Consent.

COUNCILPERSON DAVIS: I, I was just trying to state, close to the time, the things that's been suggested ad an issue, trying to support you guys in that. But, if that's...

[Inaudible dais comment]

COUNCILPERSON DAVIS: ...not the case, I'm fine with it.

CHAIRPERSON DAVIS JOHNSON: So, the Board appointment for the general services, appoi'..., are you talking about all of the appointments? So, we have an appointment No. 18, No. 19. We've already been asked to move 20, right before we get to the unfinished business because that doesn't require any lengthy discussion. Was there anything outside of 18 and 19, Councilwoman Miller-Anderson?

COUNCILPERSON MILLER-ANDERSON: 26 was the other appointment.

CHAIRPERSON DAVIS JOHNSON: 26?

COUNCILPERSON MILLER-ANDERSON: Mhmm.

CHAIRPERSON DAVIS JOHNSON: So, 18, 19, 26 and 20, we can move that up to unfinished business so that we can then get into the unfinished business after Consent? Is that the consensus of this Board?

CHAIR PRO TEM HUBBARD: 26 is one of the Items that I want to pull.

COUNCILPERSON MILLER-ANDERSON: Okay.

CHAIRPERSON DAVIS JOHNSON: Alright. So, we got 18, 19, 20 and 26. We would like to move that [pause]. We will put that right before we begin the unfinished business, which is immediately following Item, excuse me, 10A?

[Inaudible dais comment]

CHAIRPERSON DAVIS JOHNSON: Is that what you all say?

UNK.: Mhmm.

CHAIRPERSON DAVIS JOHNSON: Alrighty. So now, let me go back.

DISCLOSURES BY COUNCIL

CHAIRPERSON DAVIS JOHNSON: Are there any disclosures by Council?

COUNCILPERSON BOTEL: Madam Chair? I had a meeting about the Aetna issue.

CHAIRPERSON DAVIS JOHNSON: With Staff or with [inaudible]?

COUNCILPERSON BOTEL: With the gentleman from the...

CHAIRPERSON DAVIS JOHNSON: Bernstein?

COUNCILPERSON BOTEL: ...broker., The broker.

CHAIRPERSON DAVIS JOHNSON: Bernstein, okay.

COUNCILPERSON BOTEL: Bernstein.

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON DAVIS JOHNSON: Any other disclosures by Council? Mr. Davis, you're recognized.

COUNCILPERSON DAVIS: I myself, also had met with the representative from Aetna. I had a phone conversation.

CHAIRPERSON DAVIS JOHNSON: Alrighty.

CHAIR PRO TEM HUBBARD: So did I.

CHAIRPERSON DAVIS JOHNSON: Okay. [Stammer]...

MAYOR MASTERS: Madam Chair?

CHAIRPERSON DAVIS JOHNSON: Councilwoman Miller-Anderson, any... No?

COUNCILPERSON MILLER-ANDERSON: No. I haven't had a conversation with them since we discussed it a while..., a long time ago.

CHAIRPERSON DAVIS JOHNSON: Okay. Previous disclosure of speaking with the representative from Bernstein. Mr. Mayor, you have a disclosure?

MAYOR MASTERS: I do. Madam Chair, I have disturbing letter, as far as I'm concerned. It only came to the Mayor, from the Florida Department of Economic Opportunity. Rick Scott, Governor is on here, and at some point, I need to read this record..., this letter into the record because it's very important.

CHAIRPERSON DAVIS JOHNSON: Is it a disclosure?

MAYOR MASTERS: Yes. It's a disclosure that I have it...

CHAIRPERSON DAVIS JOHNSON: On this Agenda?

MAYOR MASTERS: I'm disclosing it now. I just got it a couple days ago, and I'd like to read it publicly, in a meeting, at your discretion.

CHAIRPERSON DAVIS JOHNSON: Thank you, sir.

ADOPTION OF AGENDA

CHAIRPERSON DAVIS JOHNSON: Request a motion to adopt the Agenda as modified.

COUNCILPERSON BOTEL: I would like to pull something. At what point can I do that? I would like to ask to pull something. You said wait on that one, KaShamba. Later on.

CHAIRPERSON DAVIS JOHNSON: Can we..., just..., let's get to the Agenda and then we will pull...

COUNCILPERSON BOTEL: Tell me when.

CHAIRPERSON DAVIS JOHNSON: Yes, ma'am.

CHAIR PRO TEM HUBBARD: So moved.

CHAIRPERSON DAVIS JOHNSON: Thank you. Motion to approve the Agenda as, as revised.

CHAIR PRO TEM HUBBARD: So moved.

COUNCILPERSON BOTEL: Second.

CHAIRPERSON DAVIS JOHNSON: It's been motioned and properly second. Madam Clerk.

DEPUTY CITY CLERK BURGESS: Councilperson Miller-Anderson?

COUNCILPERSON MILLER-ANDERSON: Yes.

DEPUTY CITY CLERK BURGESS: Councilperson Botel?

COUNCILPERSON BOTEL: Yes.

DEPUTY CITY CLERK BURGESS: Councilperson Davis?

COUNCILPERSON DAVIS: Yes, ma'am.

DEPUTY CITY CLERK BURGESS: Pro Tem Hubbard?

CHAIR PRO TEM HUBBARD: Yes.

DEPUTY CITY CLERK BURGESS: Chair Davis Johnson?

CHAIRPERSON DAVIS JOHNSON: Yes.

DEPUTY CITY CLERK BURGESS: Unanimous vote.

CONSENT AGENDA

CHAIRPERSON DAVIS JOHNSON: 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 EVEN, THE ITEM WILL BE REMOVED FROM THE GENERAL ORDER OF BUSINESS AND CONSIDERED IN ITS NORMAL SEQUENCE ON THE AGENDA.

CHAIRPERSON DAVIS JOHNSON: Mayor or Council, are there any Items you wish to have pulled from Consent?

CHAIR PRO TEM HUBBARD: 26, Madam Chair.

CHAIRPERSON DAVIS JOHNSON: We've already moved 26. You wanna pull it?

[Inaudible dais comments]

CHAIRPERSON DAVIS JOHNSON: 26...

DEPUTY CITY CLERK BURGESS: Ms. Hubbard, we didn't hear you.

CHAIRPERSON DAVIS JOHNSON: Pardon?

CHAIR PRO TEM HUBBARD: Item No. 26. It has been moved but I wanted to pull it for discussion, or. And, Madam Chair?

CHAIRPERSON DAVIS JOHNSON: Chair Pro Tem.

CHAIR PRO TEM HUBBARD: I also wanted to ask the Attorney about Item 11 being closed executive session Item or is that supposed to be on this Agenda?

DEPUTY CITY CLERK BURGESS: Madam Chair? Those Items are not on the Consent. [inaudible]...

CHAIRPERSON DAVIS JOHNSON: Right, we're doing Consent Items only.

DEPUTY CITY CLERK BURGESS: Consent Items.

CHAIR PRO TEM HUBBARD: [Inaudible] say it's for Consent only. Okay.

CHAIRPERSON DAVIS JOHNSON: Just for Consent.

CHAIR PRO TEM HUBBARD: We'll go back to [inaudible]

UNK: Okay.

CHAIRPERSON DAVIS JOHNSON: Anything further from the Consent Agenda?

COUNCILPERSON MILLER-ANDERSON: Yes. Item No. 5.

[Pause]

CHAIRPERSON DAVIS JOHNSON: Are there any other Items from the Consent Agenda?

COUNCILPERSON BOTEL: 2 got moved, right? Madam Chair, did 2 get moved off the Consent Agenda?

[Inaudible dais comments]

CHAIRPERSON DAVIS JOHNSON: Yes. It's on Regular. Do we have any comment cards for the Consent Agenda?

DEPUTY CITY CLERK BURGESS: No, we do not.

CHAIRPERSON DAVIS JOHNSON: So the Consent Agenda..., a motion to...

DEPUTY CITY CLERK BURGESS: Accept the consent Agenda...

CHAIRPERSON DAVIS JOHNSON: Yes. A motion to accept...

DEPUTY CITY CLERK BURGESS: ...with Item No. 5...

CHAIRPERSON DAVIS JOHNSON: ...the Consent Agenda with Items No. 5 and [stammer]...

COUNCILPERSON BOTEL: So moved.

DEPUTY CITY CLERK BURGESS: 5.

CHAIRPERSON DAVIS JOHNSON: Just 5 only.

COUNCILPERSON BOTEL: So moved.

CHAIRPERSON DAVIS JOHNSON: It's been motioned.

COUNCILPERSON MILLER-ANDERSON: Yes.

CHAIRPERSON DAVIS JOHNSON: 26 is not a Consent Item.

CHAIR PRO TEM HUBBARD: Right. I know. But 2 is already moved, right?

CHAIRPERSON DAVIS JOHNSON: 2 is moved to Regular.

CHAIR PRO TEM HUBBARD: Okay.

COUNCILPERSON MILLER-ANDERSON: So moved.

CHAIRPERSON DAVIS JOHNSON: Is there a second?

CHAIR PRO TEM HUBBARD: Second.

CHAIRPERSON DAVIS JOHNSON: Botel motioned.

COUNCILPERSON MILLER-ANDERSON: I did.

CHAIRPERSON DAVIS JOHNSON: Okay. Miller-Anderson motioned. Who is the second, please?

COUNCILPERSON BOTEL: Oh, I motioned.

DEPUTY CITY CLERK BURGESS: Ms..., Councilperson Botel motioned

COUNCILPERSON BOTEL: I thought so.

DEPUTY CITY CLERK BURGESS: That's what we heard. The second was Ms. Hubbard.

COUNCILPERSON BOTEL: Okay.

CHAIR PRO TEM HUBBARD: [Inaudible].

CHAIRPERSON DAVIS JOHNSON: It's been motioned and properly second. Madam Clerk.

DEPUTY CITY CLERK BURGESS: Councilperson Botel?

COUNCILPERSON BOTEL: Yes.

DEPUTY CITY CLERK BURGESS: Councilperson Davis?

COUNCILPERSON DAVIS: Yes, ma'am.

DEPUTY CITY CLERK BURGESS: Councilperson Miller-Anderson?

COUNCILPERSON MILLER-ANDERSON: Yes.

DEPUTY CITY CLERK BURGESS: Pro Tem Hubbard?

CHAIR PRO TEM HUBBARD: Yes.

DEPUTY CITY CLERK BURGESS: Chair Davis Johnson?

CHAIRPERSON DAVIS JOHNSON: Yes.

DEPUTY CITY CLERK BURGESS: Unanimous vote.

MINUTES

1. **MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD MAY 16, 2018.**

DEPT. DIRECTOR: CLAUDENE ANTHONY (561) 845-4090

RESOLUTIONS

2. **RESOLUTION NO. 53-18 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE AMORTIZATION OF TEN (10) YEARS TO MEDIUM (MARKET), 20 YEARS TO MAXIMUM AS CALCULATED IN THE COMPREHENSIVE SALARY STUDY FOR EMPLOYEES CLASSIFIED AS MANAGERIAL; AND PROVIDING AN EFFECTIVE DATE.**

INTERIM DEPT. DIRECTOR: EUREKA IRVIN (561) 840-4880

3. RESOLUTION NO. 54-18 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE RENEWAL OF HEALTH CARE COVERAGE WITH AETNA HEALTH CARE OF FLORIDA AND AUTHORIZING THE DIRECTOR OF FINANCE TO MAKE PAYMENTS FROM VARIOUS DEPARTMENTAL ACCOUNTS UP TO THE AMOUNT EQUAL TO \$878.68 A MONTH PER EMPLOYEE FOR FISCAL YEAR 2018-2019 TO AETNA HEALTH CARE OF FLORIDA; AND PROVIDING AN EFFECTIVE DATE.

INTERIM DEPT. DIRECTOR: EUREKA IRVIN (561) 840-4880

4. RESOLUTION NO. 55-18 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AMENDMENT 001, MODIFYING THE PROJECT SCOPE TO INCLUDE SANITARY SEWER AND WATER IMPROVEMENTS AND AMENDING THE PROJECT COMPLETION DATE AND MONTHLY PERFORMANCE REQUIREMENTS OF THE AGREEMENT APPROVED BY RESOLUTION 141-17 BETWEEN THE CITY OF RIVIERA BEACH 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; AND PROVIDING AN EFFECTIVE DATE.

INTERIM DEPT. DIRECTOR: TERRENCE BAILEY (561) 845-4080

ITEM NO., 5

CHAIRPERSON DAVIS JOHNSON: Item No. 5.

5. DEPUTY CITY CLERK BURGESS: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA APPROVING MASTER SERVICES AND PURCHASING AGREEMENT WITH AXON ENTERPRISE, INC. FOR A COMPREHENSIVE BODY WORN CAMERAS AND MOBILE VIDEO RECORDING PROGRAM FOR A TERM OF FIVE YEARS, AUTHORIZING THE MAYOR AND CITY CLERK TO SIGN SAID AGREEMENT, AUTHORIZING THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO MAKE FIVE ANNUAL PAYMENTS TOTALING \$1,848,664.31 FOR SAID AGREEMENT, AUTHORIZE THE CITY MANAGER TO APPROVE CHANGE ORDERS UP TO TEN (10%) PERCENT AND PROVIDING FOR AN EFFECTIVE DATE.

CHAIRPERSON DAVIS JOHNSON: Is there a motion?

COUNCILPERSON DAVIS: So moved.

COUNCILPERSON MILLER-ANDERSON: Second.

CHAIRPERSON DAVIS JOHNSON: It's been motioned and properly second. Mr. City Manager.

ASSISTANT CITY MANAGER HORTON: Thank you, Madam Chair. We have with us this evening, the Interim Chief Mike Madden who will address the issue.

INTERIM POLICE CHIEF MADDEN: Good evening, Mayor and Council. Mike Madden, Interim...

MAYOR MASTERS: Good evening.

INTERIM POLICE CHIEF MADDEN: ...Police Chief.

COUNCILPERSON MILLER-ANDERSON: Good evening.

INTERIM POLICE CHIEF MADDEN: The Item you have before you tonight is a body worn camera and mobile video recording solution. Several years ago, there were many high profile incidents that started a national conversation on police encounters. That led to the President creating a task force on 21st century policing, where the use of body cameras and other technologies were recommended. What spawned out of that were... was a federal grant that Riviera Beach applied for and received. We received \$130,000, which required a \$133,000 match. That body worn camera grant was accepted by the City Council in November of 2016. The Police Department did do a sixty-day pilot program with body cameras where officers wore them, so that we could learn before we went through the procurement process. The City did issue an RFP in February of 2017. The evaluation committee met in June of 2017. From that RFP, Axon emerged as the number one ranked firm and that recommendation was made by Purchasing in August of 2017.

Axon, just to give you some background about the company, they are the... America's body worn camera manufacturer, they're in use in over 3,500 agencies in the United States. Locally, they're the, the most prevalent body camera used in the county.

We are seeking to enter a five year agreement with Axon. Some of the contract highlights are as follows: The contract provides for two body cameras for each police officer. This accounts for them to have one on their, on their uniform...

[Inaudible dais comment]

INTERIM POLICE CHIEF MADDEN: ...and at the end of the shift, they're able to go into a room, take off the one and grab a second one. That way, if they, they have a take home vehicle or they work an extra duty detail or anything outside of their regular duty, it ensures that they always have a fully charged body camera in their possession. They also replace both those body cameras two times during the five years. So, it's really six body cameras for each officer, and they..., when they replace them, they replace them with the most current model, so it ensures we have the latest technology. We have

unlimited cloud storage of all the data, and there's a tremendous amount of data involved in body cameras. There is no limit. It's..., it's also accessible by the State Attorney's office through that cloud base system. This also put's a, a mobile video recording system in each marked police vehicle, in the City. The system integrates the body camera with the officer's taser and the in-car video system, to where if someone turns on the lights in a police car, all the officers standing around, their body cameras come on automatically. If I turn mine on, and there's another officer on scene, theirs goes on. If someone draws a taser, which is their electric weapon, and activates it, the body cameras activate. This ensures that we have some automation that, you know... One of the challenges with body cameras, you t typically rely on the officer to push the button on their chest before they go on a police encounter. Having these automated features allo'..., ensures that we have the most recordings possible.

This is a turnkey solution. Everything in the proposal is provided for five years. All warranties, training, hardware replacement, and one benefit we have in this contract, is a six month no risk trial for the first six months of the contract. If, at any time in that first six months we're not happy with the product, for any reason, we return all equipment, they return all funds expended. The total cost of the project over five years is one p'..., just over \$1.8M. The first year is \$532,728 and that is offset by grants. Each additional years is \$328,984, offset by \$30,000 each year. [Pause]. This is just a few images of some of the equipment that's covered under the contract.

Questions?

MAYOR MASTERS: Madam Chair?

CHAIRPERSON DAVIS JOHNSON: Mr. Mayor, you're recognized.

MAYOR MASTERS: Thank you. Chief, you know I'm very happy about the body cams. You know, I talk to you about it every week, 'When are we gonna get the body cams?' We were blessed about, what about five or six days ago, that we had an officer shooting, but no one got hit. The officer didn't get hit and neither did the suspect got hit. We were blessed because of that, but if someone would have gotten hit, a week ago and we didn't have a body cam, we wouldn't..., not be able to see the whole story. So, I'm, I'm glad that we are ahead of the, ahead of this by getting the body cam. As you know, the Mayor has gone to the justice..., U.S. Justice Department several times concerning body cams, along with KaShamba Miller-Anderson, who went to the Justice Department on one of those trips, and it's a wonderful thing. I'm, I'm disappointed though, to be very honest, that it's taken us two years to get it, but I know why it took us that long, nothing to do with you. But I'm thankful that you are..., have moved on it and that our City is going to finally join all the other cities in Palm Beach County that it didn't take that long to get them, but they got them, but, the bottom line is, we're gettin' 'em. But, my question is, as you are well aware of the murder of Corey Jones..., I wanna thank the State Attorney for pursuing that, and, and the Judge for giving a ruling that it wasn't Stand the Ground. But the reason why I'm bringing that up, the officer that was involved in that shooting was in an unmarked car, and I know that we have one or two unmarked vehicles that are used in traffic. I know one. It's not a car, it's a, whatever you call that thing. So, what are we

gonna do about the, particularly, any, any unmarked vehicle that's used in traffic stops for body cams or a dashboard cam?

INTERIM POLICE CHIEF MADDEN: Yeah. Unmarked traffic cars are equipment no different than marked traffic cars. So, they will have in-car video systems and the officers driving them will be wearing body cameras.

MAYOR MASTERS: Okay. And I will have a conversation with you at a later time because I'm, I'm very up'.., very concerned about unmarked cars being used in traffic stops, but we'll talk about it later.

Thank you, Madam Chair.

CHAIRPERSON DAVIS JOHNSON: Councilwoman Miller-Anderson.

COUNCILPERSON MILLER-ANDERSON: Yeah. I just wanted to allow you to do a presentation so that everyone had an opportunity to see what it would be about. I'm glad to see it's finally coming through.

INTERIM POLICE CHIEF MADDEN: Yes, ma'am.

COUNCILPERSON MILLER-ANDERSON: That was really it. Thank you so much.

INTERIM POLICE CHIEF MADDEN: You're welcome.

CHAIRPERSON DAVIS JOHNSON: Thank you. Madam Clerk.

COUNCILPERSON DAVIS: Madam...

CHAIRPERSON DAVIS JOHNSON: Are there any further comments?

COUNCILPERSON DAVIS: One quick question.

CHAIRPERSON DAVIS JOHNSON: Councilman Davis, you're recognized.

COUNCILPERSON DAVIS: As we move forward with this Item over the course of the five years, even though we was awarded with the initial \$130,000, there's nothing that would prevent us from continuing to applying for more fun'.., federal funds for this program? Or, we're disqualified now that we've been awarded for one...

INTERIM POLICE CHIEF MADDEN: No. We're...

COUNCILPERSON DAVIS: ...Can you be rewarded more than once?

INTERIM POLICE CHIEF MADDEN: We're always looking for grant opportunities. Sometimes it's typical to get a grant for something that you've already purchased. But, if something presents itself, we certainly, you know, we'll be looking for those.

CHAIRPERSON DAVIS JOHNSON: Any further comment? Madam Clerk.

DEPUTY CITY CLERK BURGESS: Councilperson Botel?

COUNCILPERSON BOTEL: Yes.

DEPUTY CITY CLERK BURGESS: Councilperson Davis?

COUNCILPERSON DAVIS: Yes, ma'am.

DEPUTY CITY CLERK BURGESS: Councilperson Miller-Anderson?

COUNCILPERSON MILLER-ANDERSON: Yes.

DEPUTY CITY CLERK BURGESS: Pro Tem Hubbard?

CHAIR PRO TEM HUBBARD: Yes.

DEPUTY CITY CLERK BURGESS: Chair Davis Johnson?

CHAIRPERSON DAVIS JOHNSON: Yes.

DEPUTY CITY CLERK BURGESS: Unanimous vote.

6. OPERATION HOPE, INC. - \$500 - COUNCILWOMAN KASHAMBA MILLER-ANDERSON - FOR 2018 SUMMER CAMP.

7. 7.ZETA DOVE EDUCATION FOUNDATION, INC - \$300 - COUNCILWOMAN KaSHAMBA MILLER-ANDERSON - FOR 44TH ANNUAL SCHOLARSHIP.

8. INLET GROVE COMMUNITY HIGH SCHOOL - \$1,000 - CHAIRWOMAN TONYA DAVIS JOHNSON - TO SUPPORT THE FOOTBALL TEAM.

9. SICKLE CELL FOUNDATION OF PALM BEACH COUNTY - \$750 - CHAIRWOMAN TONYA DAVIS JOHNSON - IN SUPPORT OF THE JUNE 15, 2018 "A FATHER'S HEART CONFERENCE".

10. NATIONAL FEDERATION OF THE BLIND - \$250 - COUNCILWOMAN JULIA BOTEL - TO SUPPORT SERVICES ON BEHALF OF BLIND AND VISUALLY IMPAIRED PERSONS.

END OF CONSENT AGENDA

CHAIRPERSON DAVIS JOHNSON: That concludes the end of Consent.

CHAIRPERSON DAVIS JOHNSON: ANY PERSON WHO WOULD LIKE TO SPEAK ON AN AGENDA ITEM, PLEASE FILL OUT A PUBLIC COMMENT CARD LOCATED ON THE TABLE DIRECTLY OUTSIDE OF THE COUNCIL CHAMBERS AND GIVE IT TO STAFF PRIOR TO THE ITEM BEING PRESENTED TO THE CITY COUNCIL FOR

DISCUSSION. MEMBERS OF THE PUBLIC WILL BE GIVEN THREE MINUTES TO SPEAK ON EACH REGULAR AGENDA ITEM. IN NO EVENT WILL ANYONE BE ALLOWED TO SUBMIT A COMMENT CARD AND SPEAK ON AN AGENDA ITEM AFTER THE RESOLUTION IS READ OR THE ITEM IS CONSIDERED.

ITEM NO. 20

CHAIRPERSON DAVIS JOHNSON: Item 20.

DEPUTY CITY CLERK BURGESS: 18.

CHAIRPERSON DAVIS JOHNSON: They asked for 20 first because of the age. I, I understand the, the number. Item 20, please.

MAYOR MASTERS: Thank you, Madam Chair, and thank you Councilman Davis for moving this up on the Agenda.

One of the esteemed opportunities and privilege that I've been blessed with as Mayor, is to give the key to the City to people from the area, as well as those from a national/international perspectives as well. Riviera Beach has been blessed. We have given the key to the City to se'..., several, a few people I..., that reached 100 years of age. Probably about, what, about five?

UNK.: Mhmm.

MAYOR MASTERS: At least five during our tenure, of these years that I've been blessed to serve. But tonight, we are going to present the key and the Proclamation, the key to the City to a young lady who is..., will be 102 July the 1st. Give a big hand.

[Applause]

MAYOR MASTERS: I spoke the other night, gave a synopsis of the State of the City Address. It was entitled, 'Good News in the City.' And there is good news in, in the City, but the best news is, that we have a resident that has been blessed to see 101, going on 102. Now that's good news. And it's in the City of Riviera Beach.

[Applause]

MAYOR MASTERS: And to our honoree, she was born in July. Those of you who follow biblical numerology like Pastor Griffin Davis, knows that the number seven is God's perfect number, seven days of the week, seven colors in a rainbow, Joshua marched around the Walls of Jericho seven times, seven churches in Revelation, we can go on and on with the number seven. Seven notes in music and the eighth note starts over. So, you're in the right month, you're in God's perfect number month. And I'm in the month with you, I'm in July too.

[Chuckles]

MAYOR MASTERS: So...

[Inaudible audience comment]

MAYOR MASTERS: I'm thankful, I'm there with you, Mother. So, at this time, we're going to ask Sister Gladys Crawford to be escorted to..., I almost said the pulpit...

[Chuckles]

MAYOR MASTERS: ...to the podium here, as we honor this Sister. 102, July 1st.

[Cheers and applause]

MAYOR MASTERS: And I understand, Madam Chair, that she's still cooking. And she cooks for her family members.

[Inaudible audience comments]

UNK. AUDIENCE: She does.

[Pause]

MAYOR MASTERS: You, you may be seated. I'm going to ask Reverend Davis, the Pastor of Hilltop Baptist Church, if he would come.

[Inaudible audience comment]

MS. G. CRAWFORD: [Inaudible].

MAYOR MASTERS: I, I will. I'm gonna ask Pastor Davis if he would, as a part of this Proclamation, to have a brief prayer, at this time of gratitude and thanks for you.

PASTOR G. DAVIS: Almighty God, the Creator of all things, we pray that you will bless this young lady and give her many more years, as she's tried to do your will. Bless her, bless her future, bless her family, bless her relatives and let [inaudible] all the days of our life. In Jesus name we pray forever. Amen.

ALL: Amen.

MAYOR MASTERS: Debie Isaacs, the competent Chief of Staff of the Mayor's office is going to read. She's a better reader than I am. I'm a better writer, but she's a better reader.

[Chuckles]

MAYOR MASTERS: No. I'm just kidding. Just kidding.

CHIEF OF STAFF ISAACS: Key to the City from the Office of the Mayor, City of Riviera Beach, Palm Beach County, Florida.

WHEREAS, in 1942, Gladys Crawford was a 26 year old housekeeper when President Franklin D. Roosevelt made national appeal for women to volunteer for active duty in the country's war effort...

[Inaudible comment]

Although worried about her aging mother and her four young nieces, having no children of her own, Gladys didn't think twice about signing up for the service. Crawford enlisted in the Women's Auxiliary Army Corp that year, becoming one of the first black women from West Palm Beach to do so.

[Applause and cheers]

Trained in Massachusetts and later stationed in Washington, Utah and Iowa...

MS. G. CRAWFORD: [Inaudible] I was in the service.

[Chuckles]

CHIEF OF STAFF ISAACS: Crawford served as a cook in the Women's Army Corp until the end of World War II. She was honorably discharged in 1945; and

WHEREAS, Crawford returned home to work as, a dining room attendant at Morrison Field until its closing in 1962. Today, we call that former Air Force base, the Palm Beach International Airport...

[Inaudible audience comment]

CHIEF OF STAFF ISAACS: Sunday, July 1st, Gladys Crawford will celebrate her 102nd year birthday. Her petite stature and soft voice may make the centenarian appear fragile, but according to her nieces, Aunt Gladys is a tough little cookie...

[Chuckles]

CHIEF OF STAFF ISAACS: ...with a memory as sharp as a whip.

[Audience exclamation]

CHIEF OF STAFF ISAACS: The youngest of five, Gladys attended Industrial High School until 8th grade when she started working as a maid to support her family. Crawford never married or had children but she bought a home in Riviera Beach in 1960 for her family, and raised scores of nieces, grandnieces and great grandnieces, all of whom support and surround her as you can see tonight, with love to this very day.

[Applause]

MAYOR MASTERS: NOW THEREFORE, BE IT RESOLVED that I, Bishop Thomas A. Masters, Mayor of the City of Riviera Beach, and before you sit down, I'm gonna give you the key to the City...

[Inaudible comment]

MAYOR MASTERS: The key to the City of Riviera Beach.

[Applause and cheers]

MAYOR MASTERS: Now come on you can say whatever you wanna say.

MS. G. CRAWFORD: Alright, God. I, I [stammer], I do deserve this.

[Audience exclamation]

MS. G. CRAWFORD: God bless you.

UNK.: Alright.

UNK.: Bless you.

MS. G. CRAWFORD: But thank you to Mayor Masters. Thank you.

[Applause]

MS. G. CRAWFORD: Thank you for letting me feel a part of this family.

UNK.: She's overwhelmed.

[Inaudible comment]

MS. G. CRAWFORD: I'm elated. I'm shocked.

[Chuckles]

MAYOR MASTERS: Don't be shocked. You deserve it. Give a big hand.

[Cheers and applause]

MAYOR MASTERS: I wish everybody would say, 'Take your key, Aunt Gladys.

UNK. AUDIENCE: Take your key, Aunt Gladys.

MAYOR MASTERS: Say it again.

ALL: Take your key, Aunt Gladys.

MAYOR MASTERS: Thank you, Madam Chair.

CHAIRPERSON DAVIS JOHNSON: Madam Clerk.

18. ITEM NO. 18

DEPUTY CITY CLERK BURGESS: No. 18.

MS. G. CRAWFORD: Thank you.

DEPUTY CITY CLERK BURGESS: **APPOINT DOROTHY L. BULLARD TO SERVE ON THE GENERAL EMPLOYEES CIVIL SERVICE BOARD**

CHAIRPERSON DAVIS JOHNSON: Are there any comment cards?

[Inaudible audience comment]

DEPUTY CITY CLERK BURGESS: No.

COUNCILPERSON MILLER-ANDERSON: 18.

CHAIRPERSON DAVIS JOHNSON: Motion...

COUNCILPERSON BOTEL: 18.

CHAIRPERSON DAVIS JOHNSON: Item No. 18.

CHAIR PRO TEM HUBBARD: So moved.

COUNCILPERSON BOTEL: Second.

CHAIRPERSON DAVIS JOHNSON: It's been motioned and properly second. Madam Clerk.

DEPUTY CITY CLERK BURGESS: Councilperson Miller-Anderson?

COUNCILPERSON MILLER-ANDERSON: No.

CHAIRPERSON DAVIS JOHNSON: You said no? No?

[Inaudible audience comment]

DEPUTY CITY CLERK BURGESS: Councilperson Botel?

COUNCILPERSON BOTEL: Yes.

DEPUTY CITY CLERK BURGESS: Councilperson Davis?

COUNCILPERSON DAVIS: Yes, ma'am.

DEPUTY CITY CLERK BURGESS: Pro Tem Hubbard?

CHAIR PRO TEM HUBBARD: Yes.

[Pause]

CHAIRPERSON DAVIS JOHNSON: She couldn't hear you. Please...

DEPUTY CITY CLERK BURGESS: Pro Tem Hubbard?

CHAIR PRO TEM HUBBARD: Yes.

DEPUTY CITY CLERK BURGESS: Chair Davis Johnson?

CHAIRPERSON DAVIS JOHNSON: Yes.

COUNCILPERSON MILLER-ANDERSON: [Inaudible].

DEPUTY CITY CLERK BURGESS: That motion passed with Councilperson Miller-Anderson dissenting.

ITEM NO. 19

DEPUTY CITY CLERK BURGESS: Item 19.

19. DEPUTY CITY CLERK BURGESS: APPOINTMENT OF THE FIFTH MEMBER TO THE POLICE PENSION BOARD

CHAIR PRO TEM HUBBARD: So moved.

COUNCILPERSON BOTEL: Second.

CHAIRPERSON DAVIS JOHNSON: It's been motioned and properly second. Are there any comment cards, Madam Clerk?

DEPUTY CITY CLERK BURGESS: No, ma'am.

CHAIRPERSON DAVIS JOHNSON: Does anyone need a presentation? Madam Clerk?

DEPUTY CITY CLERK BURGESS: Councilperson Botel?

COUNCILPERSON BOTEL: Yes.

DEPUTY CITY CLERK BURGESS: Councilperson Miller-Anderson?

COUNCILPERSON MILLER-ANDERSON: Yes.

DEPUTY CITY CLERK BURGESS: Councilperson Davis?

COUNCILPERSON DAVIS: Yes, ma'am.

DEPUTY CITY CLERK BURGESS: Pro Tem Hubbard?

CHAIR PRO TEM HUBBARD: Yes.

DEPUTY CITY CLERK BURGESS: Chair Davis Johnson?

CHAIRPERSON DAVIS JOHNSON: Yes.

DEPUTY CITY CLERK BURGESS: Unanimous vote.

[Inaudible dais comments]

ITEM NO. 26

DEPUTY CITY CLERK BURGESS: Item No. 26.

DEPUTY CITY CLERK BURGESS: **PLANNING AND ZONING BOARD APPOINTMENTS**

COUNCILPERSON BOTEL: So moved.

CHAIRPERSON DAVIS JOHNSON: Second. Oh, I'm sorry. Anybody second? It's been motioned, is there a second?

COUNCILPERSON DAVIS: Second.

CHAIRPERSON DAVIS JOHNSON: It's been moved and properly second.

CHAIR PRO TEM HUBBARD: Discussion.

CHAIRPERSON DAVIS JOHNSON: Chair Pro Tem.

DEPUTY CITY CLERK BURGESS: No public comment cards.

TJ No public comment cards, thank you. Chair Pro Tem.

CHAIR PRO TEM HUBBARD: The..., under, under this Item, we have several positions being reappointed and if it..., I would like to have the, the Staff person come up and talk about the, the Items that have been..., that are being presented right here, on this particular Item, please.

CHAIRPERSON DAVIS JOHNSON: Mr. Gagnon.

CHAIR PRO TEM HUBBARD: Thank you, Mr. Gagnon.

[inaudible dais comments]

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: Good evening, Mayor and Council. Jeff Gagnon, Acting Director of Development Services.

Before you, you have a Board Member nomination Item. We have three current Board Members that are up for re-nomination and have all requested an additional three year term. That would be Mr. McCoy, Mr. Kanute and Ms. Sheppard. Additionally, we have two vacant permanent seats that are open. We have two alternates that have served on the Planning & Zoning Board for over a year now and Staff is recommending that those alternates are moved into those vacant permanent seats. And, at a later date, we would bring back an additional Item to City Council to fill those alternate positions.

CHAIR PRO TEM HUBBARD: Madam Chair?

CHAIRPERSON DAVIS JOHNSON: Chair Pro Tem, you're recognized.

CHAIR PRO TEM HUBBARD: Mr., Mr. Gagnon, in the last round when we appointed persons for this, I wasn't given an opportunity to appoint any'.., anyone. In this particular round, I would like to.., I have.., had several people to contact me about serving on this particular Board and I would like the opportunity to appoint someone in the seat where Mr. McCoy is now sitting. So, if I could bring that back, Madam Chair, at the next meeting, I'd appreciate it.

CHAIRPERSON DAVIS JOHNSON: Does anyone else have any comment?

COUNCILPERSON MILLER-ANDERSON: So tonight, what are we voting on? I mean, were we not voting on the ones that are currently in there? We're gonna pull that one out and just vote on the others?

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: The Item that's presented to Council at this time, is three existing Board Members, whose terms are expiring, Mr. McCoy, Mr. Kanute and Ms. Sheppard.

COUNCILPERSON MILLER-ANDERSON: Right.

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: They've all asked for reappointment for another three year term.

COUNCILPERSON MILLER-ANDERSON: Okay.

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: That consideration is completely up to City Council. There's not necessarily a process or procedure that dictates how those numbers are reappointed. Again, it's at the discretion of Council. And additionally, since we have two vacant slots on the Board, we were requesting that the alternate Board Members were put into those vacant full-time slots.

COUNCILPERSON MILLER-ANDERSON: Okay. Madam Chair?

CHAIRPERSON DAVIS JOHNSON: Councilwoman Miller-Anderson, you're recognized.

COUNCILPERSON MILLER-ANDERSON: So, we each have an opportunity to nominate people for..., from our particular District, or we can nominate people from different Districts? Or, we're all allotted how many?

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: I, I've seen different Councils throughout the years take different approaches at this. There's no requirement that states a certain individual has to be appointed to represent a certain District. Historically, we've seen Council Members appoint individuals from outside their District to the Planning & Zoning Board. I guess from a Staff perspective, we wanna try to maintain any continuity that we currently have on the Board, and that's why we've suggested the Item the way that way. However, again, it's completely up to City Council and their discretion.

COUNCILPERSON MILLER-ANDERSON: Because currently, we would have three from District 1 and two from District 4 and one from District 3 and one from District 2?

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: That's correct.

COUNCILPERSON DAVIS: None from District 5.

COUNCILPERSON MILLER-ANDERSON: And, did you have someone you wanted to put on?

COUNCILPERSON DAVIS: No. I just said...

COUNCILPERSON MILLER-ANDERSON: Oh.

COUNCILPERSON DAVIS: ...I had no representation at the time because... Well...

CHAIRPERSON DAVIS JOHNSON: Well...

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON DAVIS JOHNSON: Mr. Davis, you're, you're recognized.

COUNCILPERSON MILLER-ANDERSON: [Inaudible].

COUNCILPERSON DAVIS: Thank you. Well, at the time of the discussion, if you all recall, there was, there was certain folks that really wanted to get some representation on the Board. At that time, I know I was one of the representatives that deferred to make sure that we all had a cohesive understanding that we wanna give everybody a chance to have some form of representation. When the time came, that it became an issue, I was gonna make a recommendation when the time came but, at this point, you know, just for record purposes, District 5 has yet to appoint anyone on that Board, with yielding to others. Because I know one time, the Chair wanted to make sure she had someone on there, and other Board Members that was here, presently, which was Ms. Pardo, and at the time, I think she had brought back Ms., Ms. Davis, Marie Davis.

But, at this time, one of the things I wanna make sure do happen, that we do at least support giving those two people, alternates, in full time right away, and I would like to at least see an application from the person that the Vice Chair is referring to before we make a decision on that particular decision.

CHAIR PRO TEM HUBBARD: Madam, Madam Chair?

CHAIRPERSON DAVIS JOHNSON: Chair Pro Tem.

CHAIR PRO TEM HUBBARD: The last time when we were at this, at this juncture, persons were..., some of the persons were in my District, several of them were in my District, none of whom I had the opportunity to choose. Other persons were choosing people out of my District, so at that time, we had thrown away the practice, or the poli'..., or the policy to send someone in from your particular District. However, I went along with that but to revert back to it when it's an opportunity for me to select someone right now, I., wouldn't, wouldn't be really fair, especially when we have four other seats that are, that are up for..., if anybody wanted to make a..., move somebody, bring their persons in or make the alternates permanent positions, and I definitely go along with that. The persons who have served as alternates for the last year or two, and you have two vacancies, it would only be fair to bring them in as of now.

COUNCILPERSON MILLER-ANDERSON: Madam Chair?

CHAIRPERSON DAVIS JOHNSON: One moment. Let me..., allow me to say this. Mr. McCoy has been a, been a very valuable member of the Planning & Zoning Board. So, before we..., if it is the Chair Pro Tem's pleasure to remove him as, an appointment of District 1, I would like to see him moved immediately into a vacancy, understanding that he has history, tenure and he is a value added member of the community on this Council'..., on the Planning & Zoning Board. So, my recommendation would not be to totally remove Mr. McCoy from the Planning & Zoning Board, but to place him in a vacant position, while giving one of the..., maybe giving the first alternate an opportunity to move in a vacant position, if that is the desire of this Council. But I certainly would not want to see Mr. McCoy be, be removed from Planning & Zoning.

COUNCILPERSON BOTEL: Madam Chair? I would echo that sentiment. Mr. McCoy has been a very valuable member of that committee, and I think...

CHAIRPERSON DAVIS JOHNSON: [Inaudible]...

COUNCILPERSON BOTEL: ...it would be a shame...

[Inaudible dais comment]

COUNCILPERSON BOTEL: ...to have...

COUNCILPERSON MILLER-ANDERSON: But...

COUNCILPERSON BOTEL: I'm sorry.

CHAIRPERSON DAVIS JOHNSON: Councilwoman Miller-Anderson, you're recognized.

[Chuckles]

CHAIRPERSON DAVIS JOHNSON: She was saying she was next.

COUNCILPERSON MILLER-ANDERSON: Well, I was actually still talking when you brought Mr...

[Chuckles]

COUNCILPERSON MILLER-ANDERSON: ...Davis in, but... I, basically, am echoing the exact same thing that you just said. So, I would hate to see Mr. McCoy go. He's been a, a very serious advocate in the Planning & Zoning Board, and I totally support what you suggested.

CHAIR PRO TEM HUBBARD: Madam Chair?

CHAIRPERSON DAVIS JOHNSON: Chair...

CHAIR PRO TEM HUBBARD: I don't...

CHAIRPERSON DAVIS JOHNSON: Chair Pro Tem.

CHAIR PRO TEM HUBBARD: I don't have a problem with him talking one of the alternate positions, if that's what you're suggesting.

CHAIRPERSON DAVIS JOHNSON: That's my suggestion at all. My suggestion is that he take the vacant seat, and be a full member, as he is, because he's currently, if I'm not mistaken, the Chairperson?

COUNCILPERSON BOTEL: Yes.

CHAIRPERSON DAVIS JOHNSON: Of the... It says Co-Chair, but I believe I read in the Minutes that he became Chair, is that not correct?

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: Yes.

COUNCILPERSON BOTEL: Yes.

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: At a recent meeting, Mr. McCoy was nominated Chairperson of the Board.

CHAIRPERSON DAVIS JOHNSON: Right. So, I would like to see him moved into a vacant position, and to remain as Chair, and we can move the first alternate up to the second vacancy, unless someone else wants to submit a name for someone. And the position that would then be a District 1 position that you are asking to appoint, be made available to you.

COUNCILPERSON MILLER-ANDERSON: Madam Chair?

CHAIR PRO TEM HUBBARD: I don't have...

CHAIRPERSON DAVIS JOHNSON: Councilwoman...

CHAIR PRO TEM HUBBARD: ...a [inaudible].

CHAIRPERSON DAVIS JOHNSON: ...Miller-Anderson, you're recognized.

CHAIR PRO TEM HUBBARD: [Inaudible].

COUNCILPERSON MILLER-ANDERSON: Okay. Go ahead. I'm sorry.

CHAIR PRO TEM HUBBARD: No. That..., I understand what you, what you're saying now. I don't have a, a problem with that, but I just want the opportunity to, to place someone on this Board because I've gotten at least three inquiries about that.

CHAIRPERSON DAVIS JOHNSON: So noted. Councilwoman Miller-Anderson.

COUNCILPERSON MILLER-ANDERSON: No., That's fine.

MAYOR MASTERS: Madam Chair?

CHAIRPERSON DAVIS JOHNSON: Mr. Mayor, you're recognized.

MAYOR MASTERS: Mr. Gagnon, can you tell me again the names of..., I think you got three names, Mr. McCoy, Ms. Sheppard and...

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: Yes, sir. The three current Board Members that have terms which are expiring are Mr. McCoy, Mr. Kanute and Ms. Sheppard. And...

MAYOR MASTERS: Uh... Okay. Other than Mr. McCoy, how long have the other two been serving cumulatively?

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: Let's see. Mr. Kanute is our most tenured Board Member, he was appointed in 2002. Ms. Sheppard was appointed in 2015.

MAYOR MASTERS: And also, do you have to live in the City to be on that Board?

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: Yes, sir.

MAYOR MASTERS: Okay. And all three of those people live in the City?

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: Yes.

MAYOR MASTERS: Okay. I do agree with Councilpersons who did state that Mr. McCoy should service, continue to serve in somebody's seat, District, or whatever, but I also agree that the..., that each person over their own District should be able to appoint who is to serve in that District. Because at, at the end of the day, they are the elected official responsible for that District. So, I do understand Councilwoman Hubbard's position, as well as the other three positions, so I'm glad to see that the Chair will stay. He's been a very good Chair, he's been a very good faithful servant, and he's been right most of the times, and he has challenged the status quo. So, I wanna keep Mr. McCoy in that position.

Thank you, Madam Chair.

CHAIRPERSON DAVIS JOHNSON: Thank you, Mr. Mayor. Are there any further questions, comments?

[Inaudible comment]

CHAIRPERSON DAVIS JOHNSON: So, the action that we are taking is to allow the Chair Pro Tem to appoint a person to one of the vacant seats, Mr. McCoy [pause].

COUNCILPERSON MILLER-ANDERSON: The alternate.

CHAIRPERSON DAVIS JOHNSON: Mr. M'..., well, we have one alternate space that will be moving to the vacant. So technically, Mr. McCoy's seat remains the same, you just..., that vacant [stammer], that vacant seat, you now have the ability to appoint.

CHAIR PRO TEM HUBBARD: It doesn't..., he wouldn't..., he wouldn't necessarily remain the Vice Chair.

CHAIRPERSON DAVIS JOHNSON: He's the Chair.

COUNCILPERSON BOTEL: He's the Chair.

[Inaudible comments]

CHAIR PRO TEM HUBBARD: Well...

CHAIRPERSON DAVIS JOHNSON: He is the Chair.

CHAIR PRO TEM HUBBARD: The paper must be in error. But...

CHAIRPERSON DAVIS JOHNSON: That's an error.

CHAIR PRO TEM HUBBARD: But he wouldn't necessarily remain the Chair.

CHAIRPERSON DAVIS JOHNSON: He would remain. Why would he not?

CHAIR PRO TEM HUBBARD: Not if, not if I'm asking to, to remove, to remove him and being allowed to appoint someone.

CHAIRPERSON DAVIS JOHNSON: No, you're...

CHAIR PRO TEM HUBBARD: 'Cause I, I thought...

CHAIRPERSON DAVIS JOHNSON: We're...

CHAIR PRO TEM HUBBARD: ...that was the consensus.

CHAIRPERSON DAVIS JOHNSON: The consensus is that you can appoint a person in the vacant seat or...

CHAIR PRO TEM HUBBARD: That's not...

CHAIRPERSON DAVIS JOHNSON: If you wish to remove Mr. McCoy from that seat, he becomes..., he takes a vacant..., the vacant seat.

CHAIR PRO TEM HUBBARD: That, that's exactly what you said.

CHAIRPERSON DAVIS JOHNSON: And he would remain the Chair.

CHAIR PRO TEM HUBBARD: But he would... Ah. Not necessarily.

[Inaudible dais comments]

CHAIR PRO TEM HUBBARD: But it's ok if...

CHAIRPERSON DAVIS JOHNSON: Well, we won't get into the...

CHAIR PRO TEM HUBBARD: No, we won't.

CHAIRPERSON DAVIS JOHNSON: ...into the, into the minutia of it all, we will allow that Board to make that decision, but he's currently elected to serve as Chair, so therefore, he should probably continue on. There would just be two'..., an added person, and the altern'..., alternate would move up. Am I not understanding our conversation?

CHAIR PRO TEM HUBBARD: Go head. I'm...

CHAIRPERSON DAVIS JOHNSON: Is that correct?

CHAIR PRO TEM HUBBARD: That, that'll be fine, Madam Chair, that'll be fine.

CHAIRPERSON DAVIS JOHNSON: Okay. Alrighty. So, Madam Clerk, are you clear? And, Mr. Gagnon, are you clear on what action we're taking?

[Pause]

[Chuckles]

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: Just so I fully understand...

CHAIRPERSON DAVIS JOHNSON: Simply stated.

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: Yes, please.

[Inaudible audience comments]

CHAIRPERSON DAVIS JOHNSON: Chair Pro Tem is going to have an opportunity to fill the vacant seat, or the seat that would be technically vacated by Mr., that, that she's asking to remove Mr. McCoy from. So, we will..., there will be a vacancy, she will be allowed to appoint one of the vacant full voting members.

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: Yeah.

CHAIRPERSON DAVIS JOHNSON: We will move..., Mr. McCoy will still remain as a full voting member, and then we will move first alternate, Mr. John Gustafson up to the second vacancy, thereby creating a sec'..., the second alternate then becomes the first and then you have a vacancy for the second alternate.

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: Okay. In essence, it's reappointment of the three existing Board Members, it's the first alternate shift into a vacant position...

COUNCILPERSON BOTEL: Yes.

COUNCILPERSON MILLER-ANDERSON: Mhmm.

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: ...and one vacant position remains...

COUNCILPERSON BOTEL: Yes.

COUNCILPERSON MILLER-ANDERSON: Mhmm.

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: ...open for...

CHAIRPERSON DAVIS JOHNSON: That the...

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: ...future Council action.

CHAIRPERSON DAVIS JOHNSON: That the Chair Pro Tem will, will appoint.

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: Understood.

COUNCILPERSON BOTEL: Yes.

CHAIR PRO TEM HUBBARD: [Inaudible] I'm appointing an alternate?

CHAIRPERSON DAVIS JOHNSON: No. You're clear that she's appointing a full voting member, into that vacancy?

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: At a, a future date, Chair...

CHAIRPERSON DAVIS JOHNSON: I would...

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: ...[Inaudible] Council...

CHAIRPERSON DAVIS JOHNSON: ...hope by Ju'..., by the July 18th meeting?

CHAIR PRO TEM HUBBARD: At the... Yeah. Mhmm.

CHAIRPERSON DAVIS JOHNSON: At the next meeting.

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: Okay. Understood.

CHAIRPERSON DAVIS JOHNSON: Okay.

COUNCILPERSON MILLER-ANDERSON: Madam Chair?

CHAIRPERSON DAVIS JOHNSON: Councilwoman Miller-Anderson, you're recognized.

COUNCILPERSON MILLER-ANDERSON: So, will we be looking to get more people to apply for the second alternate position that will become vacant?

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: Absolutely.

COUNCILPERSON MILLER-ANDERSON: Okay.

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: Yes. We, we've had a rolling application period.

COUNCILPERSON MILLER-ANDERSON: Mhmm.

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: If Council knows of anybody else that's interested in volunteering, we're always seeking volunteers.

COUNCILPERSON MILLER-ANDERSON: Okay.

CHAIRPERSON DAVIS JOHNSON: Okay. Alright. Madam Clerk.

DEPUTY CITY CLERK BURGESS: Councilperson Miller-Anderson?

COUNCILPERSON MILLER-ANDERSON: Yes.

DEPUTY CITY CLERK BURGESS: Councilperson Botel?

COUNCILPERSON BOTEL: Yes.

DEPUTY CITY CLERK BURGESS: Councilperson Davis?

COUNCILPERSON DAVIS: Yes, ma'am.

DEPUTY CITY CLERK BURGESS: Pro Tem Hubbard?

CHAIR PRO TEM HUBBARD: Yes.

DEPUTY CITY CLERK BURGESS: Chair Davis Johnson?

CHAIRPERSON DAVIS JOHNSON: Yes.

DEPUTY CITY CLERK BURGESS: Unanimous vote.

CHAIRPERSON DAVIS JOHNSON: Thank you.

UNFINISHED BUSINESS

11. ITEM NO. 11

DEPUTY CITY CLERK BURGESS: Item No. 11. We do have public comment cards for that. No further public comments cards will be accepted.

CHAIRPERSON DAVIS JOHNSON: Thank you. [Pause]. That's your..., are you gonna read it? Are you gonna read the title of it?

[Inaudible comment]

CHAIRPERSON DAVIS JOHNSON: Are you going to read the title of it for the record?

[Inaudible comment]

CHAIR PRO TEM HUBBARD: [Inaudible] 11 is the one I asked him about, I need to go be pulled for, for [inaudible].

CHAIRPERSON DAVIS JOHNSON: Okay. Are you going to read Item No. 11?

DEPUTY CITY CLERK BURGESS: I'm sorry.

DEPUTY CITY CLERK BURGESS: **STAFF REQUESTS AUTHORITY TO ATTEND MEDIATION WITH FORMER CITY MANAGER JONATHAN EVANS.**

CITY ATTORNEY: ANDREW DEGRAFFENREIDT, III (561) 845-4168

CHAIRPERSON DAVIS JOHNSON: [Inaudible].

CITY ATTORNEY DEGRAFFENREIDT: As, as you'll please recall, Mr. Evans filed an EEOC Complaint against the City and as part of that administrative process, they offer a mediation session, which is basically free. And we thought.., we being Glen and myself, thought it would give us the opportunity to approach a global settlement of both the EEOC claim and the 1983 federal claim, as part of that administrative process. And I recommend that we take that opportunity. There's nothing that compels to resolve the issue, however, if there's an opportunity to compromise it, it would be in our best interest to do so I believe.

CHAIR PRO TEM HUBBARD: Madam Chair, question for the Attorney.

CHAIRPERSON DAVIS JOHNSON: Chair Pro Tem.

CHAIR PRO TEM HUBBARD: My original question to was, was this not something that should've.., should be considered in, in the legal executive session?

CITY ATTORNEY DEGRAFFENREIDT: Not really. It's something you consider here. The, the issue is, is not relating to those matters of strategy or cost, which are the definitions that deal with the shade litigation exemption from public Sunshine Law. But, what is requested here, is whether or not the Board would deem it appropriate to take advantage of the administrative mediation process, which is an element of the EEOC review of the claim.

CHAIR PRO TEM HUBBARD: So, in the.., in the mediation...

CITY ATTORNEY DEGRAFFENREIDT: Yes, ma'am.

CHAIR PRO TEM HUBBARD: ...we are not expected, as in arbitration, to hear.., to adhere wholeheartedly to what the mediator might come back with?

CITY ATTORNEY DEGRAFFENREIDT: That is a good question.

CHAIR PRO TEM HUBBARD: Yes.

CITY ATTORNEY DEGRAFFENREIDT: The mediation process is entirely voluntary and there's no compulsory element to it. In the arbitration process that we recently experienced, it's something that was imposed by the collective bargaining agreement and what was required is binding arbitration, which is both sides, as part of the contract, agree to be bound by the arbitrators decision, irrespective of what it was. In this situation, again, there's no compulsory process at all. The arbitrator has no'.., the mediator has no authority of power to make an agreement. They are a facilitator, and if no agreement is reached, the administrative process proceeds.

CHAIR PRO TEM HUBBARD: Will we.., the persons named in that be allowed to go to this mediation?

COUNCILPERSON DAVIS: [Inaudible].

CITY ATTORNEY DEGRAFFENREIDT: That is a good question. That question has not been broached. I would have to explore that. Here's why, the EEOC is a Title 7 claim. We were looking to use that to, to have a global settlement discussion, but I'm unsure, as I sit here, whether or not the EEOC would broaden that to permit the individuals to be a...

CHAIR PRO TEM HUBBARD: Well, there, there's...

CITY ATTORNEY DEGRAFFENREIDT: ...part of the process.

CHAIR PRO TEM HUBBARD: ...no va'...

CITY ATTORNEY DEGRAFFENREIDT: The individual defendants.

CHAIR PRO TEM HUBBARD: There is no value in it whatsoever if I am not allowed to attend to state my position.

CITY ATTORNEY DEGRAFFENREIDT: Again, that question has not be raised as part of our discussion. I don't believe there would be a prohibition, but I understand what your position will be.

CHAIR PRO TEM HUBBARD: Yes. And, and, and the reason..., before, you know, I agree to this, is because I would be sending someone else in to advocate on..., or, on my behalf, or speak to say that I agree to this or I agree to that, and I don't think that that would be fair to me at all. I wouldn't dare sit up here and speak for anyone else, and...

[Inaudible dais comment]

CHAIR PRO TEM HUBBARD: ...I realize that I'm not the only one on..., in this litigation, but I can..., I don't, I don't want to speak for anyone else, I want to speak for myself. And I don't..., and I, and I think that that is something we need to find out before we agree to go to mediation because it's, it's a lot more to this than, than meets the eye. This isn't just as cut and dry as it might seem to be on its face.

CITY ATTORNEY DEGRAFFENREIDT: I need to point out to you that the Title 7, the EEOC claim is directed to the City. The...

CHAIR PRO TEM HUBBARD: Sure.

CITY ATTORNEY DEGRAFFENREIDT: ...lawsuit is the 1983 action that's currently pending in federal court. What we had discussed is the opportunity to try to have a global settlement. However, if, if, if you do not want to address, address those 1983 issues, I can understand why not.

CHAIR PRO TEM HUBBARD: It's, it's not that. Let, let, let's step back a minute.

CITY ATTORNEY DEGRAFFENREIDT: Yes, ma'am.

CHAIR PRO TEM HUBBARD: It's not that I don't want to address it. The fact that you said you wanted to make it a, a global settlement...

CITY ATTORNEY DEGRAFFENREIDT: Yes, ma'am.

CHAIR PRO TEM HUBBARD: ...and you wanted to wrap it all together.

CITY ATTORNEY DEGRAFFENREIDT: Yes, ma'am.

CHAIR PRO TEM HUBBARD: Now, if we were talking about the 1983 case and then we were..., issue, and then we were talking about the other issue...

CITY ATTORNEY DEGRAFFENREIDT: The Title 7...

CHAIR PRO TEM HUBBARD: Then..., the...

CITY ATTORNEY DEGRAFFENREIDT: ...yes' ma'am.

CHAIR PRO TEM HUBBARD: ...Title 7, then that would be two different things, but because you're seeking to wrap it all into one, it does not provide me then, the opportunity to state my case.

[Audience chuckle]

CITY ATTORNEY DEGRAFFENREIDT: Okay. So that's why I think we need to get those serious questions answered prior to determining what we are..., how we're going to deal with this and what we're going to do.

CITY ATTORNEY DEGRAFFENREIDT: Would the Council consider permitting us to mediate the Title 7 issue, alone? And not address the 1983 claim?

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON DAVIS JOHNSON: Councilman Davis, you're recognized.

COUNCILPERSON DAVIS: I'm in no position to where I..., not...

CHAIR PRO TEM HUBBARD: [Inaudible].

COUNCILPERSON DAVIS: ...want our Legal Staff to sit down and have a discussion, but I do believe, in the best interest of the City, we do need a closed executive session so that our newest Board Member can hear a lot of the factors that they didn't have a chance to be privy to when they weren't elected, to hear a lot of the issues, so they can really understand what's being taken back and they can hear a lot of the facts, as we can discuss this in a, in a form of, of a pub'..., closed executive session.

CITY ATTORNEY DEGRAFFENREIDT: Understood.

COUNCILPERSON DAVIS: 'Cause there's a lotta facts that will take place in a closed executive session that, quite frankly, has been.., will never get reported, unfortunately. But we have to do what's in the best interest of the City, and start off with the closed executive session, discuss what strategies are in place, what rights we have, what rights he has, and then just, just go from there, but to continue moving down the road with potentially having discussion, legal strategies, legal issues in public meetings, has been really putting this City in a bad position for, for over a decade and we're been warned about discussing our issues so we can protect the integrity of the City seal moving forward. But I'm not in no disagreement as you move forward to at least hear the issue, what it may be and you guys discuss, and bring it back to a closed executive session and we can move forward from that point.

CITY ATTORNEY DEGRAFFENREIDT: Understood.

MAYOR MASTERS: Madam Chair?

CITY ATTORNEY DEGRAFFENREIDT: And we'll determine your availability and we will schedule that closed executive session, if...

COUNCILPERSON BOTEL: Oh, Madam Chair?

MAYOR MASTERS: Madam Chair?

CITY ATTORNEY DEGRAFFENREIDT: ...that's the Board's desire.

CHAIRPERSON DAVIS JOHNSON: One moment. We have not come to consensus on what the desire of the Board is.

COUNCILPERSON BOTEL: Oh...

UNK: Exactly.

CHAIRPERSON DAVIS JOHNSON: We still need to further have discussion.

MAYOR MASTERS: I had...

CHAIRPERSON DAVIS JOHNSON: Councilwoman Botel...

COUNCILPERSON BOTEL: Madam Chair?

CHAIRPERSON DAVIS JOHNSON: ...you're recognized.

COUNCILPERSON BOTEL: May I? I have been waiting for this moment.

[Audience chuckle]

COUNCILPERSON BOTEL: Let's see, March, April, May, June. This is the first opportunity that Jonathan Evans name has come before us, actually, that I've had an opportunity to speak on this topic, and to make a motion.

About nine months ago, three Members of the City Council made a serious mistake.

[Inaudible audience comment]

COUNCILPERSON BOTEL: I sit here this evening as the representative in the place of one of those Members that made a mistake, but the vote of 82% of the people on the mainland of Riviera Beach. They didn't vote for me because I was a politician, they didn't vote for me because I had some great experience in City government. They voted for me because they voted against someone who fired a City Manager that was doing a job...

MAYOR MASTERS: [Inaudible].

COUNCILPERSON BOTEL: ...that had to be done in this City. The two people who made that mistake that are still, still sitting here, have an opportunity this evening to make amends for that decision, that they made, and I'm gonna make a motion right now that we enter into mediation with Jonathan Evans with the goal in mind of clearing his name and bringing him back as City Manager.

[Audience applause and cheers]

COUNCILPERSON BOTEL: I hope that I can get a second on that motion, and I hope that we can bring this City back together around that issue. It's been too long and there's been too much dissent and we need to come together as a City and heal, and get back to the business of running this City together.

I make that motion and...

[Audience exclamation]

COUNCILPERSON BOTEL: ...I'm looking for a second.

[Applause]

COUNCILPERSON MILLER-ANDERSON: I would...

CHAIR PRO TEM HUBBARD: Madam Chair?

COUNCILPERSON MILLER-ANDERSON: ...make a second for discussion.

[Audience applause]

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

CHAIR PRO TEM HUBBARD: Not before me.

[Inaudible dais comments]

CHAIRPERSON DAVIS JOHNSON: Chair Pro Tem.

CHAIR PRO TEM HUBBARD: Councilwoman Bo'...

MAYOR MASTERS: [Inaudible] didn't hear me, 'cause I was before her.

CHAIR PRO TEM HUBBARD: The Councilwoman has every right to, to her opinion and when we make..., the decisions that I make, are the decisions that I make based on the information that I have. I don't label the decisions that are different from mine, as mistakes. I feel that the..., my colleagues make their decisions based on the information they have and in, in the best interest of the residents at all times. So, no, it wasn't that the colleague that still sitting here who made a mistake, when..., in the City of Riviera Beach, when you con'..., the first thing that I want to say, when your whole goal is to privatize several departments of a City, that is not a mistake on my part.

[Inaudible audience comment]

CHAIR PRO TEM HUBBARD: My, my part is...

[Inaudible audience comments]

[Pause]

CHAIRPERSON DAVIS JOHNSON: Point of order, please.

CHAIR PRO TEM HUBBARD: Okay.

CHAIRPERSON DAVIS JOHNSON: Continue Chair Pro Tem, please.

CHAIR PRO TEM HUBBARD: Thank you, Madam Chair. The suggestion, the recommendation for Parks & Recreation landscaping, the recommendation for Community Development, the recommendation to move all of the districts into one and not have the divided and the individual representation to, to make CRA, the Utility District and the City under one person, that is not in the best interest of the City and nor do I, Councilwoman, feel that I, I made a mistake. Tho'..., that is serious business when it comes the City of Riviera Beach. We took a big hit when we dismantled our garbage department, and there were several gentlemen who lost their homes behind that. So, to privatize your Community Development, the landscaping piece of your Parks & Recreation, to give away big ticket items, especially your Community Development that brings money in, no, there's no mistake about that. That is what you call trying to look out for and to save the jobs of the people. When you say that you want to get all of the vacant lands of the City, put them together and one person to come in, nobody gives away their land. Once land is gone, land is gone. So no, that wasn't a mistake. I think that was in the best interest of, of the residents here.

UNK. AUDIENCE: Right.

CHAIR PRO TEM HUBBARD: Now, the, the persons that maybe don't agree, that's fine. That doesn't necessarily mean that it was a mistake. And I still plan, [stammer], Mr.

Attorney, that if, in fact, this mediation is to take place, I definitely want to go to see what is being voted on or agreed to on my behalf, based on the actions that I've taken.

CHAIRPERSON DAVIS JOHNSON: Mr. Mayor, you're recognized.

MAYOR MASTERS: Thank you, Madam Chair. There's a motion on the floor and I hope that when it's time for the motion to be called, that it, that it will be called, and I'm sure it will be, and I hope, I hope that it will pass. I've said from day one that the firing of, of Jonathan Evans, I never said mistake, I said it was an unjust firing. An I can go a little bit further than that, I think it was a ungodly firing of a good man who stood up for this City, I don't see any fault., I didn't see any fault in him then, I don't see fault now and I, I just think it's just., that he was mistreated by the Council, at that time. I don't think he's ever been made whole, and the right thing to do, and you saw., I'm, I'm not Ray Charles from the grave, I can see and I can feel the pulse of the people. It's the people of this City who went out, 2,800 people, signed a recall and that recall was based upon the u'..., when it happened, the unjust firing of Jonathan Evans. And I made it clear, that when I run for Mayor, I will be running and, and saying it over and over, that it was an unjust firing, I supported Jonathan Evans, it was just wrong how we treated Jonathan Evans.

And as far as the privatization, whatever the Co [stammer]...

[Audience chuckles]

MAYOR MASTERS: ...Lynne Hubbard's talking about, I distance myself from the previous speaker 'cause I've never seen that, I don't have any knowledge of that, and I think it's time to correct this and fix it and I think the people are asking for their Manager back and not to bring him back is wrong.

[Audience cheers and applause]

MAYOR MASTERS: And I'm done with it, and I'm ready to run again and I'm..., I'll win. Thank you.

[Audience exclamation]

[Inaudible dais comment]

CHAIRPERSON DAVIS JOHNSON: Did you have comment, Mr. Davis or...

COUNCILPERSON MILLER-ANDERSON: Madam Chair?

CHAIRPERSON DAVIS JOHNSON: ...Commissioner... Councilwoman Miler-Anderson, you're recognized.

COUNCILPERSON MILLER-ANDERSON: I, you know, I think everyone pretty much knows where my position has been from the very beginning and I haven't swayed from that. I haven't swayed from that. I've attempted numerous times to try to have his name cleared, to try to, when it was time for us to do the Interim position for City Manager, to

bring him at that point. I do know that the majority of the people are asking for him to come back and I know that that is what I'm here for, to do what the will of the people is, is looking for. I don't need to restate my feelings on what happened back in September. One of the things I do wanna say is that, even though we've made this motion tonight, I do understand that he has a job currently and I don't know where he is in terms of being able to come back, wanting to come back or any of that type of decision making that would need to happen. So, I know, you know, obviously it is passed, we need to make sure he's able to do that. But I am total.., in total support of it, I have been from the very beginning. I understand the reasonings that Ms. Hubbard has shared a few minutes ago, but I also recall a couple months ago that I was accused by Mr. Davis of the exact same thing that she said Mr. Evans was trying to do, and those were absolute lies. And so...

[Audience exclamation]

COUNCILPERSON MILLER-ANDERSON: ...I know that Mr. Evans was trying to be very transparent, Mr. Evans was trying to do his job, and like I said before, I felt like he was fired because he was doing his job and he wasn't playing ball, like many people like to play ball. And...

[Audience exclamation]

COUNCILPERSON MILLER-ANDERSON: ...you know, I, I'm in full support of it and I don't need to rehash anything that I've said over the past nine, eight, however long it's been. I don't change my position on that. We are in the process of trying to look for a new City Manager. We have not had very well...

MAYOR MASTERS: [Inaudible].

COUNCILPERSON MILLER-ANDERSON: ...qualified candidates that we have. I have not suggested any names, again.

MAYOR MASTERS: I haven't either.

COUNCILPERSON MILLER-ANDERSON: And I'm not changing that, because I, I don't feel that, one, we are attracting qualified and.., candidates because of the situation in which we have going on, and have been going on for the last several months. It is very hard for us to attract people who have integrity, who are willing to come in, who's willing to not just answer to three votes. And so...

[Inaudible audience exclamation]

COUNCILPERSON MILLER-ANDERSON: ...and, and, you know, if we have an opportunity to correct the wrong, in my eyes, I think we need to take advantage of that. And, like I said before, you know, everybody's gonna have their own reason or justification for it and I totally agree with it.

And in terms of the mediation piece, with the, with Ms. Hubbard's concern, I, I totally understand your position, with you wanting to represent.., have some

representation, so I, you know, I mean, I'm in full support of that part of it in terms of that second.., that second suit. But, the EEOC one, I, I don't see why we can't.., and we may find the mediation.., it may be something that can go away. You know? I think we have put ourselves in a serious predicament and I.., there's just too much documentation to show that there was a lot of wrong that was done. So, I, I think at this point, we really need to just kinda step back and get outside of ourselves and just do what is the right thing to do.

MAYOR MASTERS: Absolutely.

COUNCILPERSON BOTEL: [Stammer]...

COUNCILPERSON MILLER-ANDERSON: And that's my position.

COUNCILPERSON BOTEL: Madam Chair?

CHAIRPERSON DAVIS JOHNSON: Thank you.

[Applause]

CHAIRPERSON DAVIS JOHNSON: The very first part of this question was, under unfinished business, Staff requested the authority to attend mediation with the former City Manager. We did not resolve that issue before a motion hit the floor to offer something instead. But let me go on the record and say this, having worked in government for as long as I have, we do understand that any City Manager, or any professional, be it County Administrator, City Administrator or City Manager, they understand.., and Mr. Mayor, I, I'm uncomfortable with that. Please, sir.

MAYOR MASTERS: I'm not. It's a public meeting, there's a camera there. Are you uncomfortable with that one?

CHAIRPERSON DAVIS JOHNSON: I'm...

MAYOR MASTERS: Are you uncomfortable with 18? So, I'm not uncomfortable with it.

CHAIRPERSON DAVIS JOHNSON: You are not uncomfortable. I'm stating, for the record, that I'm uncomfortable with what...

MAYOR MASTERS: Well, what are you gonna do about it?

CHAIRPERSON DAVIS JOHNSON: ... you're doing...

MAYOR MASTERS: I'm not gonna...

CHAIRPERSON DAVIS JOHNSON: ...and you, you...

MAYOR MASTERS: This is...

CHAIRPERSON DAVIS JOHNSON: ...you...

MAYOR MASTERS: ...a [inaudible].

CHAIRPERSON DAVIS JOHNSON: ...I'm making it, I'm making my...

MAYOR MASTERS: Well, you need to...

CHAIRPERSON DAVIS JOHNSON: ...point known to you.

MAYOR MASTERS: ...take that to the Council.

CHAIRPERSON DAVIS JOHNSON: That's fine, sir. I just need to go on record with that.

MAYOR MASTERS: Well, I'm on the record...

CHAIRPERSON DAVIS JOHNSON: So, there...

MAYOR MASTERS: ...I'm not uncomfortable with it.

CHAIRPERSON DAVIS JOHNSON: Point of order, Mr. Mayor and I'm not being...

MAYOR MASTERS: [Inaudible]...

CHAIRPERSON DAVIS JOHNSON: ...disrespectful to you. I simply...

MAYOR MASTERS: Why, why are you uncomfortable?

CHAIRPERSON DAVIS JOHNSON: ...said to you that I was uncomfortable.

[Inaudible audience comment]

MAYOR MASTERS: But why?

CHAIRPERSON DAVIS JOHNSON: Here's, here's my position, we understand that on any given day, as an of'.., as an a.., as a Manager, as County Administrator, that we can be terminated. I will state that when the.., when this motion to came up, I did not have information, there was no way that I could make a decision and I have not changed my position based on that discussion. However, we are in litigation. Mr. Evans, to my knowledge, has filed a lawsuit and so, therefore, we need to be very careful with what it is that we are doing. I understand, and I do not disagree, and I hear the will of the people, but we also need to take a step back. I understand that there were commitments made, and there were.., there was a, a campaign that ran to bring him back, and I understand everyone's position and how they feel, but we need to take into consideration that we are in litigation. And so, therefore, I am not willing to publicly litigate this matter. If Staff is asking for us to mediate with Mr. Evans, and I do know that his attorney is here in this audience, we need to allow that o'.., that to happen, because we don't know whether or not Mr. Evans.., maybe some of us may know whether or not Mr. Evans may come b'...

may want to come back because we are in contact, but we don't know what that final disposition and position of Mr. Evans, his attorney and the City has. So, this is not me wavering, this is me saying I am not willing to litigate this publicly. We have already had a public court of appeals with this, and it may not be a popular decision and I understand that, but I believe that this Board needs to take into consideration that litigation is pending, we, we need to allow that to happen before we allow this motion to move forward.

Mr. Attorney...

UNK. AUDIENCE: March [inaudible].

CHAIRPERSON DAVIS JOHNSON: Is there... And, and you know what, sir, I appreciate that. But I cannot sit and govern in fear of being removed. I have to vote my conscious, I have to vote what's in the best interest, and I have to vote based on the information that I have. So, if March is coming, then March is coming and I respect that, but I want to go on record as saying, we need to take a look at that as it relates to being in litigation and moving to make such a motion to bring him back when there's litigation pending.

[Inaudible audience comments]

COUNCILPERSON BOTEL: Madam Chair.., mad' Madam Chair?

CHAIRPERSON DAVIS JOHNSON: Councilwoman Botel, you're recognized.

COUNCILPERSON BOTEL: Yes, thank you. My, my motion was to, to mediate with a goal in mind. It was not.., I, I don't believe that I was litigating in public. I, I offered to, to me'.., to have us...

[Inaudible audience comment]

COUNCILPERSON BOTEL: ...mediate with him with a particular goal in mind to bring him back. So, the mediation, obviously, would take into account his availability, a variety of other things, that would all be taken care of behind closed doors. Obviously, we wouldn't be doing that in public, so, so I think it's the goal and the mediation that's in question.

CHAIRPERSON DAVIS JOHNSON: That is your goal, and we need to understand what the...

COUNCILPERSON BOTEL: So, so...

CHAIRPERSON DAVIS JOHNSON: ...collective body's goal is...

COUNCILPERSON BOTEL: Ah, exactly.

CHAIRPERSON DAVIS JOHNSON: ...and I think that that's important, and so, I'm not disputing your goal. We just need to make sure that it is a collective goal and we need to understand where we stand in litigation. That's my only comment.

MAYOR MASTERS: Madam Chair?

COUNCILPERSON DAVIS: Ma'...

CHAIRPERSON DAVIS JOHNSON: Mr. Davis.

COUNCILPERSON DAVIS: Thank you.

CHAIRPERSON DAVIS JOHNSON: You're recognized.

COUNCILPERSON DAVIS: Thank you so much.

I'mma..., I got a statement I wanna make and I got something I wanna read into the record, if I'm allowed to real briefly. But, just to be very brief, we, as an elected body, [inaudible] always make a tough decision that will make everyone happy. And, as we made these decision, if we make you upset at some point, all I can as you to do is just, you know, just forgive us for what we're trynna do. We're not always right, but we always have the correct intent. And I see a lotta folks in this room that I've had personal discussions, including my colleague to my right before she got elected, and we had a real professional discussion prior the media getting involved and the TV coming on TV. And, the only thing I can ask you, if you have the best interest of the City, the best interest of the men and women who's in this room and the ones that are home, who a lot of 'em was gonna lose their jobs, the only thing you had to do was..., if you ha their interest, not my interest, you woulda took in all the information that we had in these one on one meetings, or public meetings that..., secret meetings, or meetings that were just there for you...

[Inaudible audience comment]

CHAIRPERSON DAVIS JOHNSON: ...and all you to do was make a decision, just based on the facts, that's it. And if you disagreed with it, I will respect your opinion. If you disagree with mine, you say... But if we agree on something, something coulda came outta this, which is a lesson between all parties.

Now, I'm gonna read something into the record, just a piece of something. And this is a public document, that I will give it to you. You can go down to the [stammer], the court's office and you can get the same information. And the top of the document says:

In the Circuit Court of the Fifteenth Jurisdiction...

And then it says:

The Port of Palm Coast Storage, Inc. v. The City of Riviera Beach Municipality.

And it says:

M. Ladi March, in her capacity as a building official.

I'm gonna read two paragraphs and I'm gonna stop. In Paragraph number one..., Paragraph 23, there's a section where it, it's talking about what's going on at Cold Storage. It says:

Listed last among other claims that had remained unsolved, was a remittance of penalty fees owed pursuant to the City's Ordinance.

Which means there was fees owed to the City of a building that was built without a permit.

City Manager, Jonathan Evans, had no authority, no jurisdiction, no right to issue any directives or have any involvement in determining or assessing any such fees or penalties arising in that capacity, or to waive or forgive such penalties.

This is a court document. It's a public document, it's a legal document. It said he had no authority to forgive those fees. Now, as you move on it says:

Thus, Evans had no authority to and did not issue any lawful directives on March 30, 2017. Rather than submit a complete true and correct property signed and sealed set of redesigned plans consistent with the unpermitted construction that had illegal proceeded before the insurance of the master permit.

This was when..., a someone issued some plans, didn't have the proper seal and copied, and made some copies and illegally submitted to our City. And Jonathan Evans was cuttin' a deal and waving fees. It's all here.

UNK. AUDIENCE: Liar.

[Audience exclamation]

COUNCILPERSON DAVIS: Like I s'..., like I said before...

CHAIRPERSON DAVIS JOHNSON: Point of order, Mr., Mr. Davis, please wrap up.

COUNCILPERSON DAVIS: Listen...

CHAIRPERSON DAVIS JOHNSON: Please wrap up.

COUNCILPERSON DAVIS: I said it in the very beginning.

CHAIRPERSON DAVIS JOHNSON: Point of order.

COUNCILPERSON DAVIS: ...disagree wit me until you read , this is a public record. I'll provide it to you and you can make your own copies. This is down at the, at

the cir'.., at the Fifteenth District Court. This was.., when we were sued as a City, when you get behind legal, the truth comes out.

[Audience exclamation]

COUNCILPERSON DAVIS: Okay. So...

CHAIRPERSON DAVIS JOHNSON: Alrighty.

MAYOR MASTERS: Madam Chair?

COUNCILPERSON DAVIS: ...par'... No. Mayor, please allow me to read into the record, I did not interrupt you.

MAYOR MASTERS: I thought you were done.

COUNCILPERSON DAVIS: Paragraph 28...

[Inaudible audience comment]

COUNCILPERSON DAVIS: ...it said:

Building official has discharged her duties, has specific.., stated specifically stated actions owned, owner must undertake to bring the project into Code and compliance, in her letter dated July 16, 2016. Owner has failed to comply, owner has failed to, to state a failure of public official to perform a duty giving and arising a Writ of Mandamus as a contemplated by the Florida Pharmacy v. Strong.

And it has a statute that it mentions. Then it goes on, the last paragraph, I'm gonna read off as it relates to... It's Paragraph 53.

CHAIRPERSON DAVIS JOHNSON: Mr. Davis.

COUNCILPERSON DAVIS: No. I'm tired of people...

CHAIRPERSON DAVIS JOHNSON: I'm just letting you...

COUNCILPERSON DAVIS: ...coming on the Board and telling me that I'm making a mistake but there's documentation. If people pull all the public records here, it will be very specific about where we are. But in this document in Paragraph 53, it's talking about what had taken place, what the Building Official was trying to do, how the fees were waived and how Mr. Evans broke the law. And it's in Page 53. Broke the law.

[Inaudible audience comment]

COUNCILPERSON DAVIS: Listen, sir, if you [stammer]...

[Audience chuckles]

CHAIRPERSON DAVIS JOHNSON: Point of order...

COUNCILPERSON DAVIS: I won't...

CHAIRPERSON DAVIS JOHNSON: ...please.

COUNCILPERSON DAVIS: Point of order.

CHAIRPERSON DAVIS JOHNSON: Point of order.

COUNCILPERSON DAVIS: Point of order. Point of order, we're not gonna...

CHAIRPERSON DAVIS JOHNSON: Point of order.

COUNCILPERSON DAVIS: Point of order. I'm just gonna...

CHAIRPERSON DAVIS JOHNSON: Mr. Davis. Mr. Davis.

COUNCILPERSON DAVIS: I'm gonna...

CHAIRPERSON DAVIS JOHNSON: Please, audience.

COUNCILPERSON DAVIS: Thank you.

CHAIRPERSON DAVIS JOHNSON: Thank you, sir.

COUNCILPERSON DAVIS: Well, I'm just gonna finish up real briefly because I don't wanna spend a lotta time on this, but just...

[Inaudible audience comment]

COUNCILPERSON DAVIS: ...if anyone that's seriously concerned about the City... Now, we have those who are playing politics, I., that's your position, cool, do what you do, but this is a fact. Someone broke a law, and we have a young lady that's been ridiculed in this City, who was raised in this City, trying to protect jobs, get funding for the people so we can have our departments not, what? Privatized. The Building Official Department, some folks don't wanna see unpri'.., don't wanna see it move forward. Some folks wanna keep it where it's at. This young lady brought in six point.., plus, \$6.5M in this year.

[Inaudible audience comment]

COUNCILPERSON DAVIS: And that's the last time we had that kind of money in the last decade, \$6.5M to your taxes, to relieve you. But there's a lotta documentation. I'm not gonna spend a lotta time on it, it's been very clear and what the Chair has stated, this should be a closed executive session so that all the facts can be presented on what our position is, and what position that he has, but the only position, the only person name I wanna clear, is those that represent that City seal. And if we're wrong, we're wrong, but

if we're right... There's a lotta folks who chose not to be peaceful, owe this City an apology.

UNK. AUDIENCE: That's right.

MAYOR MASTERS: Mayor Chair?

[Inaudible audience]

CHAIRPERSON DAVIS JOHNSON: Mr. Mayor, you're recognized. Point of order, please. Mr. Mayor, you're recognized.

MAYOR MASTERS: Thank you, Madam Chair.

Unfinished business, I'm going back to No. 11, although there's a motion on the floor and I'm sure it will be carried at some point. No. 11, Staff requests the authority to attend mediation with former City Manager Jonathan Evans, that's, that's either a yes or no. That's just simple, we don't need to be here all night to decide, that's either we're gonna grant the request or we're gonna deny the request.

Mr. Degraffenreidt, I have a question for you. How long have you been a Ci'.., how long have you been the City Attorney? This time.

CITY ATTORNEY DEGRAFFENREIDT: Two years, this time.

MAYOR MASTERS: How many?

CITY ATTORNEY DEGRAFFENREIDT: Two years.

MAYOR MASTERS: And how long were you the City Attorney prior?

CITY ATTORNEY DEGRAFFENREIDT: I [stammer].., I don't... Ten years.

MAYOR MASTERS: Okay. Twelve.., about twelve years altogether. Now, my question is, you had many opportunities to request an executive session by many Councils and Mayors, is that true?

CITY ATTORNEY DEGRAFFENREIDT: There have been a number, during that time period. Yes, sir.

MAYOR MASTERS: Okay. But you did not request an executive session this time. You only simply asked for a Staff request, the authority to attend a mediation with former City Manager Jonathan Evans. My question is, why did you.., why did you feel it wasn't necessary, or why wasn't it necessary to call the executive session this time? Obviously, if you felt that in your experience and your ex'.., expertise, you would've asked for an executive session. You didn't do that, and tell me why.

CITY ATTORNEY DEGRAFFENREIDT: Essentially, because the offered mediation is part of the process of the EEOC investigation and it's offered to the participants as a

means of compromise. I know what my position is, I know what the City's position is, I know what Mr. Evan's position is. That's what's in conflict. What they're offering is an opportunity to come to the table to see if we can resolve it. [Inaudible].

MAYOR MASTERS: Thank you. And the last time, if I recall, you made a recommendation to the Council concerning Mr. Evans, you felt that it should go to mediation, whatever it was, and they did not.., I remember it very clearly, they didn't accept it then. Now, I don't wanna end up in Supreme Court again, twice, by a... You told me to shut up?

[Audience chuckles]

MAYOR MASTERS: How rude is that?

UNK. AUDIENCE: [Inaudible].

MAYOR MASTERS: That's okay, I'm gonna keep talking. I do not want to end up in Supreme Court again, especially by a citizen. And my point is, if there is an opportunity, we probably wouldn't've ended up this last time, which was so embarrassing, that we go to Supreme Court and we lose, twice, by the same person but we have all these great lawyers. My point is, the reason why that we probably ended up in the Supreme Court, because we didn't go to mediation. We.., it's time to talk to people. That's what mediation is all about, is just ;simply talking. If you talk, you might resolve some things before you..., before we are embarrassed again in the Supreme Court, or some other court and lose.

So, I support your request. I do not support an executive session. I'm not in favor of no backroom sessions about anything. Enough of [stammer], enough of us are in the light, in the Sunshine, we are already know what happened and I don't need to be educated, I'm already educated on these matters, so I don't need to look at strategy or any of that other stuff. Let's rock and roll. This is a yes or no. And Madam Chair, we just had a, a parliamentarian expert, two of them, and I believe after this matter, not telling you how to do your job because I now you can do it, and do it well, but after this matter is resolved, I request the call for the question which is a motion on the floor. Either three people want this or they don't, and we need to make that motion. The motion's been made and I'm requesting for a call for the motion, the order of the day, after this request is resolved as you said that you need to resolve this before you carry the motion.

Thank you, Madam Chair.

[Audience clapping]

CHAIRPERSON DAVIS JOHNSON: Thank you, Mayor.

COUNCILPERSON BOTEL: Madam Chair? It's 7:30.

CHAIRPERSON DAVIS JOHNSON: Chair Pro Tem. I recognize that, thank you.

CHAIR PRO TEM HUBBARD: The question that is on the floor is not the one that is put forth in the, in the document. That is not the motion that was made, so let's make that clear. And number two, the closed executive session, Mr. Degraffenreidt, you., the EEOC, or even the lawsuit, it., what I'm saying, at the EEOC Board, they're., it's a hearing, there's witnesses, there., people can make, people can make comments about it just like any, any other hearing or any other case. So, what I'm, what I'm saying to you, whether it's an EEOC or, or, or the lawsuit, all I'm asking, and I., by all means, let me go on the record and say, I don't mind the mediation for the hearing or the EEOC claim, all I want to kn'., what you to find out, will we be given an opportunity to have our say? To have our say? And that's the only reason that I was requesting the closed executive session.

CITY ATTORNEY DEGRAFFENREIDT: Yes, ma'am.

CHAIR PRO TEM HUBBARD: So, that's, that's my position. And again, Madam Chair, if you would have the motion read so that we can hear that wasn't what's in the book, it's not what's on the floor.

MAYOR MASTERS: It's a request.

[Audience exclamation].

MAYOR MASTERS: [Inaudible].

CHAIRPERSON DAVIS JOHNSON: Madam Clerk. The request by Staff was to enter into mediation with Mr. Evans.

CITY ATTORNEY DEGRAFFENREIDT: With respect to the Title 7 EEOC claim. Yes. Because that's part of the process of investigating the claim. Yes, ma'am.

CHAIRPERSON DAVIS JOHNSON: Alright. The subject does not say that specifically, so I thought that it was the global...

CITY ATTORNEY DEGRAFFENREIDT: We were just...

CHAIRPERSON DAVIS JOHNSON: ...according...

CITY ATTORNEY DEGRAFFENREIDT: ...going to use that opportunity...

CHAIRPERSON DAVIS JOHNSON: Mhmm.

CITY ATTORNEY DEGRAFFENREIDT: ...to address all the issues, 'cause it just makes sense from an expense situation and, and a litigation situation, to put everything into that opportunity. And since it didn't cost us anything in terms of using their mediator, we thought that would be advantageous.

CHAIRPERSON DAVIS JOHNSON: So therefore...

CITY ATTORNEY DEGRAFFENREIDT: But the, the...

CHAIRPERSON DAVIS JOHNSON: ...Madam Clerk, we...

CITY ATTORNEY DEGRAFFENREIDT: ...real question that's pending before you, is whether or not you will give us permission to engage in the mediation process under the Title 7 claim. It was our desire to be global, but it's not what the EEOC is saying to us.

CHAIRPERSON DAVIS JOHNSON: Madam Clerk, then, how do we take up this matter? Do we take the first motion? Do we need to deal with the, the motion as..., or, the Item as was presented by Staff before...

CITY ATTORNEY DEGRAFFENREIDT: Yes, ma'am. I would ask you...

CHAIRPERSON DAVIS JOHNSON: ...we take the second...

CITY ATTORNEY DEGRAFFENREIDT: ...to do that first, please.

CHAIRPERSON DAVIS JOHNSON: Thank you.

COUNCILPERSON BOTEL: Madam Chair? If I may, I have a motion on the floor.

CHAIRPERSON DAVIS JOHNSON: Right. But you put a motion in the..., on the floor in advance of dealing with the issue as it was presented.

COUNCILPERSON BOTEL: [Inaudible].

CHAIRPERSON DAVIS JOHNSON: I understand that, but the Clerk just made...

COUNCILPERSON BOTEL: Parliamentary procedure requires that my motion be dealt with first, I'm sorry.

CHAIRPERSON DAVIS JOHNSON: I believe that parliamentary procedure deals with what's in the..., what's the request.

COUNCILPERSON BOTEL: No, it doesn't.

[Audience exclamation]

CHAIRPERSON DAVIS JOHNSON: Okay. Madam Clerk.

UNK: Madam Clerk.

CHAIRPERSON DAVIS JOHNSON: Since you are the authority in parliamentarian procedure, would you please provide a ruling?

CITY CLERK ANTHONY: Madam Chair, there is not a motion on the floor for Staff's request.

[Inaudible comment]

CITY CLERK ANTHONY: The motion that's on the floor is the Staff [stammer].., is the motion that Ms. Botel put on the floor. Even if that motion is approved, you still have to go back and deal with Staff request for mediation.

COUNCILPERSON BOTEL: But the motion on the floor has to be dealt with first.

COUNCILPERSON MILLER-ANDERSON: That's what she [inaudible].

MAYOR MASTERS: Mhmm.

COUNCILPERSON MILLER-ANDERSON: That's what she said.

CITY CLERK ANTHONY: The motion on the floor...

COUNCILPERSON BOTEL: Thank you.

CITY CLERK ANTHONY: ...is to go.., enter into mediation with the goal...

COUNCILPERSON BOTEL: Thank you.

CITY CLERK ANTHONY: ...to bring back...

MAYOR MASTERS: [Inaudible].

CITY CLERK ANTHONY: ...Mr. Evans.

CHAIRPERSON DAVIS JOHNSON: Thank you.

COUNCILPERSON BOTEL: Thank you.

CITY CLERK ANTHONY: As the City Manager.

[Inaudible dais comment]

CITY CLERK ANTHONY: Staff recommendation.., Staff asked that they be authorized to go into mediation only. Mr. Degraffenreidt requested the authority to not only deal with the EEOC, but to also to deal with the federal case. If the Council decides not to authorize him to go into mediation, or do not authorize him to go into mediation to deal with the federal case in conjunction with the EEOC, then we proceed with however the EEOC says proceed.

MAYOR MASTERS: [Chuckle].

CITY CLERK ANTHONY: However, you need to deal with the motion that is on the floor, and then deal with Staff's request.

CHAIRPERSON DAVIS JOHNSON: Thank you. We call the question.

MAYOR MASTERS: What is the question?

CITY CLERK ANTHONY: Let there be an understanding, that we are voting on the motion that was placed on the floor by Ms. Botel and seconded by Councilperson Miller-Anderson for discussion only to enter into mediation, with the goal of bringing Mr. Jonathan Evans back as the City Manager.

COUNCILPERSON DAVIS: Madam Chair?

[Audience exclamation]

COUNCILPERSON DAVIS: I thought the mo'...

CHAIRPERSON DAVIS JOHNSON: Mr. Davis, you're recognized.

COUNCILPERSON DAVIS: Thank you, ma'am. I thought the motion on the floor was to clear his name. Was it just me? Did I hear clear his name?

CHAIRPERSON DAVIS JOHNSON: She said clear his name as well. That was [inaudible]....

COUNCILPERSON DAVIS: And bring him back?

CITY CLERK ANTHONY: However, Ms...

MAYOR MASTERS: That's what she said.

CITY CLERK ANTHONY: ...Miller-Anderson stated that she was seconding the motion for discussion only.

MAYOR MASTERS: We've had the discussion.

CHAIRPERSON DAVIS JOHNSON: So, does your second stand?

COUNCILPERSON MILLER-ANDERSON: Yes, it does.

COUNCILPERSON DAVIS: For discussion only.

CHAIRPERSON DAVIS JOHNSON: Is... If it's still...

COUNCILPERSON MILLER-ANDERSON: It still stands. I still second it.

CITY CLERK ANTHONY: It's still ju'...

COUNCILPERSON DAVIS: You said discussion only.

CITY CLERK ANTHONY: ...just discussion only. You all will still need to bring..., decide what you want to do.

[Inaudible dais comment]

CHAIRPERSON DAVIS JOHNSON: Call the question, please.

MAYOR MASTERS: Thank you, thank you.

COUNCILPERSON DAVIS: But she said only.

[Inaudible audience discussions]

DEPUTY CITY CLERK BURGESS: Councilperson Miller-Anderson?

COUNCILPERSON MILLER-ANDERSON: Yes.

DEPUTY CITY CLERK BURGESS: Councilperson Botel?

COUNCILPERSON BOTEL: Yes.

DEPUTY CITY CLERK BURGESS: Councilperson Davis?

COUNCILPERSON DAVIS: No, ma'am.

DEPUTY CITY CLERK BURGESS: Pro Tem Hubbard?

CHAIR PRO TEM HUBBARD: No.

DEPUTY CITY CLERK BURGESS: Cahir Davis Johnson?

CHAIRPERSON DAVIS JOHNSON: No.

DEPUTY CITY CLERK BURGESS: That motion failed...

[Inaudible audience comments]

CHAIRPERSON DAVIS JOHNSON: I would like to pass...

DEPUTY CITY CLERK BURGESS: ...with Councilperson Davis...

[Audience exclamation and clapping]

DEPUTY CITY CLERK BURGESS: ...Pro Tem Hubbard and Chair Davis Johnson dissenting.

CHAIRPERSON DAVIS JOHNSON: I am passing the gavel.

CITY CLERK ANTHONY: Madam Chair, we are now back.., it's now at Staff requests authorization to attend mediation. Also, Madam Chair, according to Robert Rules of Order, you do not have to pass the gavel.

CHAIRPERSON DAVIS JOHNSON: Okay. That I won't pass the gavel, I will make my motion. We have historically passed the gavel...

MAYOR MASTERS: That's right.

CHAIRPERSON DAVIS JOHNSON: ...when the Chair has made a motion.

CITY CLERK ANTHONY: I understand but...

CHAIRPERSON DAVIS JOHNSON: Okay.

CITY CLERK ANTHONY: ...prior to...

CHAIRPERSON DAVIS JOHNSON: Okay. So, I'd like to make a motion that Staff be given the authority to attend mediation with the former City Manager, Jonathan Evans, with the inclusion of the EEOC and the federal case, for resolution.

CHAIR PRO TEM HUBBARD: Second for discussion, Madam Chair.

CHAIRPERSON DAVIS JOHNSON: No. What'...

CHAIR PRO TEM HUBBARD: Okay.

MAYOR MASTERS: [Chuckle].

CHAIR PRO TEM HUBBARD: I just want... Madam Chair, I just wanna...

CHAIRPERSON DAVIS JOHNSON: Go ahead.

CHAIR PRO TEM HUBBARD: ...be able to go.

CHAIRPERSON DAVIS JOHNSON: Okay. Well..

CHAIR PRO TEM HUBBARD: I just wanna be able to attend.

CHAIRPERSON DAVIS JOHNSON: I don't, I don't believe that you will be prevented from going to nego'.., to mediation. We need to enter into mediation and, and just discontinue this. We have.., we, we have discussed and discussed, we know what the pleasure of this Council is, we need to give Staff the authority to enter into mediation to discuss both issues with the in'.., with the goal of resolution for this matter with the former City Manager. That's my motion. Is there a second?

COUNCILPERSON BOTEL: Second.

COUNCILPERSON DAVIS: [Inaudible].

CITY CLERK ANTHONY: And Madam Chair, let me advise the Board, that when you make a motion and it is seconded, you all have the right, once it's been placed on the

floor by the Chair, to debate. So, to say that you're seconding it for discussion, basically is not necessary.

CHAIR PRO TEM HUBBARD: [Inaudible].

CITY CLERK ANTHONY: Making, making a motion allows you to go ahead and debate what's being placed on the floor.

CHAIRPERSON DAVIS JOHNSON: It's been motioned and properly second. Is there any further discussion? Madam Clerk.

DEPUTY CITY CLERK BURGESS: We have public comment cards.

COUNCILPERSON BOTEL: Public comment.

CHAIRPERSON DAVIS JOHNSON: Public comment, please.

DEPUTY CITY CLERK BURGESS: Andre Henderson, J.B. Dixon, Tommy Walker.

MR. A. HENDERSON: Andre Henderson. This is why I got into this race. I expressed myself to Mr. Davis. And again, I'm embarrassed by your actions, man. I'm totally embarrassed by your actions. I expected better than this. But this Board has to understand that it's tone deaf when it doesn't recognize that the will of the people have spoken, the people want Jonathan Evans. That's just a clear fact. I don't care...

[Inaudible audience comment]

MR. A. HENDERSON: ...if you like it or not, we want him. I, I didn't get involved in this until I heard what happened to Jonathan Evans, then I heard what happened to somebody else being hired and I said something's going wrong, I need to come out. And Ms. Botel is a prime example of what the people want, historic numbers. So, when you say to everybody here that...

UNK. AUDIENCE: Point of order, Madam Chair.

MAYOR MASTERS: No. You're out of order.

UNK. AUDIENCE: [Inaudible].

MAYOR MASTERS: ...You can't talk from the floor.

UNK. AUDIENCE: [Inaudible].

MAYOR MASTERS: You can't talk from the floor.

CHAIRPERSON DAVIS JOHNSON: Please keep your comments germane to the Item, sir.

UNK. AUDIENCE: [Inaudible].

MR. A. HENDERSON: Excuse me?

UNK.: He has a right to call...

CHAIRPERSON DAVIS JOHNSON: Please keep your...

MR. A. HENDERSON: My time is...

UNK. AUDIENCE: [Inaudible] campaign.

CHAIRPERSON DAVIS JOHNSON: Okay. Point...

MR. A. HENDERSON: I'm not...

CHAIRPERSON DAVIS JOHNSON: ...of order, please.

CHAIR PRO TEM HUBBARD: He's campaigning.

MR. A. HENDERSON: I'm not campaigning. I'm statin' a fact about this. We..., he brought up evidence about Jonathan Evans so... We talked about litigating this in, in private. You all just litigate this in public, Mrs. Hubbard and Mr. Davis. So, I think...

[Inaudible comment]

MR. A. HENDERSON: ...if you're go into this meeting, mediation, your goal should be to make it..., make, make Mr. Evans whole, make the City whole, get passed this, 'cause it's, it's not only embarrassing to outside the City, it's embarrassing inside the City.

[Inaudible comment]

MR. A. HENDERSON: You have children watching. You have children watching, and the City has woken up. We're just tired of it. I, I know I'm tired of it.

[Inaudible audience comment]

MAYOR MASTERS: You'll get a chance to vote in March.

CHAIRPERSON DAVIS JOHNSON: Mr. Mayor.

MR. A. HENDERSON: But this is, this is...

CHAIRPERSON DAVIS JOHNSON: [Inaudible].

MR. A. HENDERSON: ...exactly what, what leads me to get involved. As I've stated, my military service..., this, this is embarrassing. You, you can't, you can't operate this way. There's no way you can do this. Back and forth, you're, you're, you're bitter, you're angry. Like I said, Mr. Davis, we've had personal talks, but I just feel like you should enter this..., I'm, I'm asking you, I'm begging you, go there, make this man whole, get this done so we can move forward. And then, the people are gonna speak in March. If, if it's your

will, they'll speak in March. If they want you back, they'll bring you back, but I'm asking, as the question was brought out, please go into mediation and make this thing right, get it passed so this so we can move forward as a City. And the young who are gettin' involved, such as myself, other individuals, the constituents in the City, they just need to get us passed this because this is just embarrassing. And, and, and again, your actions up on that dais, Mr. Davis, you can't do that. You can't do that.

Thank you.

CHAIRPERSON DAVIS JOHNSON: Thank you, Mr. Henderson.

DEPUTY CITY CLERK BURGESS: J.B. Dixon, Tommy Walker.

MS. J.B. DIXON: I've been at this podium a number of times since the firing of Jonathan Evans always saying mediate, mediate, mediate, take care of this now. Now, we have a lawsuit. There wouldn't've been a lawsuit if you had entered into mediation then and solved this. You're not gonna win that lawsuit. I'm sitting next to the attorney for Jonathan Evans, I know how much he charges and this City, not the, not the individuals sitting up there, this City, meaning us, taxpayers, the people that's paying out here, we are going to be paying whatever this lawsuit brings. The mediation..., of course I'm for the mediation but it's only for the EEOC Complaint. I am very concerned about the lawsuit, and about the stubbornness of this City in going forward because, again, who cares? Not your money, it's our money. You're not gonna win this lawsuit, you cannot win this lawsuit. And it should..., I, I wish we had put them both together because then we could put this thing to rest, clear his name, bring him back if he wants to bring..., come back or whatever. That's..., but clear his name and say, 'Hey, we were wrong.' Instead of having a court say, 'Hey, you were wrong,' and now there are millions of dollars that are going to flow out of this City, who does not have millions of dollars to spare. And the law'..., the lawyer's fees alone are going to be incredible if you fight this lawsuit. And I've said from the very beginning, mediate it before the EEOC thing was filed, before the lawsuit was filed. That's back when you should've mediated. Now, at least you can mediate one of them, and I certainly, certainly hope that you do.

DEPUTY CITY CLERK BURGESS: Tommy Walker's our last card.

MR. T. WALKER: Tommy Walker, 15823 West 9th Street.

Madam Chair, Pro Tem, my two queens, my brother, I think we just need to dial this thing back a little bit. Nine months ago this happened. I want you to understand that for somebody that didn't like Jonathan, it might be over, but for those of us that really cared about the things that he was doing in this City...

MAYOR MASTERS:: Right.

MR. T. WALKER: ...it is not going to go forward... This City is not gonna go forward until this is resolved. It, it keeps coming back. Nine months and we're right, right back here. Almost every decision that you make from that dais should not be about you. It

should be about the people. Plain and simple. The City Manager works for the Board. There's a, there's a pecking order. I cannot see him privatizing my whole City...

MAYOR MASTERS:: [Chuckle].

MR. T. WALKER: ...and the Board has nothing to say about it. Come on now, you...

[Audience exclamation]

MR. T. WALKER: ...we, we can blow smoke...

[Audience clapping]

MR. T. WALKER: ...wherever it goes. Now, when I decided to get into this., and, and I've been in it, and I'm in it to win it, we had Ruth Jones for ten years, Jonathan Evans for six months. Why? [Pause]. Why? [Pause].

UNK. AUDIENCE: [Inaudible].

MR. T. WALKER: I would like to see us go into mediation. We're not., and trust me, we are not... Like, like Andre said, we're here. We, we., our eyes have been opened now and, and, and, and it's on and poppin'. People that, that normally don't even get involved in politics is involved with politics. You coulda fired Jonathan anytime you got ready, it was just the way you did it, and we have to resolve that in order for us to go forward.

So, Madam Chair, there's like three seconds on the clock, you can take it to the hoop or you can shoot a three. I understand where Ms. Hubbard and, and my brother, Mr. Davis are. I understand where Julia and my queen is. You could be a hero or a zero.

[Inaudible audience comments]

MR. T. WALKER: And it's coming up. So, let's just calm down and show some love to one another from that Board, okay? We don't have to go through all this bashing. We're gonna get through this. Just fix this thing with Jonathan Evans first and we'll be alright.

[Inaudible comment]

MR. T. WALKER: Thank you for your time.

CHAIRPERSON DAVIS JOHNSON: Thank you, sir. Madam Clerk.

[Audience clapping]

DEPUTY CITY CLERK BURGESS: Councilperson Miller-Anderson?

COUNCILPERSON MILLER-ANDERSON: Yes.

DEPUTY CITY CLERK BURGESS: Councilperson Botel?

COUNCILPERSON BOTEL: Yes.

DEPUTY CITY CLERK BURGESS: Councilperson Davis?

COUNCILPERSON DAVIS: Yes, ma'am.

DEPUTY CITY CLERK BURGESS: Pro Tem Hubbard?

CHAIR PRO TEM HUBBARD: Yes.

DEPUTY CITY CLERK BURGESS: Chair Davis Johnson?

CHAIRPERSON DAVIS JOHNSON: Yes.

DEPUTY CITY CLERK BURGESS: Unanimous vote.

CHAIRPERSON DAVIS JOHNSON: Thank you.

[Timer]

COUNCILPERSON DAVIS: We won't get a chance to win no case.

COMMENTS FROM THE PUBLIC

DEPUTY CITY CLERK BURGESS: Chair, it's past 7:30, would you like to do public comment?

CHAIRPERSON DAVIS JOHNSON: Yes, ma'am.

CHAIRPERSON DAVIS JOHNSON: PUBLIC COMMENT SHALL BEGIN AT 7:30 P.M. UNLESS THERE'S NO FURTHER BUSINESS OF THE CITY COUNCIL WHICH, IN THAT EVENT, IT SHALL BEGIN SOONER. IN ADDITION, IF AN ITEM IS BEING CONSIDERED AT 7:30 P.M., THEN COMMENTS FROM THE PUBLIC SHALL BEGIN IMMEDIATELY AFTER THE ITEM HAS BEEN CONCLUDED. ANY PERSON WHO WOULD LIKE TO SPEAK DURING PUBLIC COMMENTS, PLEASE FILL OUT A PUBLIC COMMENT CARD LOCATED ON THE TABLE DIRECTLY OUTSIDE OF THE COUNCIL CHAMBERS AND GIVE IT TO THE STAFF BEFORE THE PUBLIC COMMENT SECTION IS ANNOUNCED.

CHAIRPERSON DAVIS JOHNSON: Madam Clerk.

DEPUTY CITY CLERK BURGESS: Acceptance of public comment cards is now closed. Andre Henderson, Jennifer Lagomasino, Mary Solik

MAYOR MASTERS:: Public comments are closed?

CHAIRPERSON DAVIS JOHNSON: Public comments are closed.

MAYOR MASTERS:: [Inaudible].

MR. A. HENDERSON: I, I wasn't planning on coming this close back to back, so.

[Chuckles]

MR. A. HENDERSON: But my, my point is about the same. There's some things that I saw on tonight's Agenda, the things that, that I saw with the body cameras and the Police Department and, um, but my point I wanted to make, last Council meeting we had some comments about the City and they said that this wasn't..., there were some things bad about the City and I took exception to it. So, I wanted to bring, bring out some points that I like. I, I've been attending the meetings. I think when we get upset at the, the Council meeting and we say this is embarrassing, I..., it's hyperbole to some point but this is how government works, I understand that. I get that. I just think that sometimes we, we take it a little personal and our feathers get ruffled and any of us who ever served, we know we've been called things out of the name of the Child of God, so, we, we understand that. But, at the same time, this City is..., this is a great City. We, we have wonderful Staff. I have pretty much a decent relationship with mo'..., [stammer], after tonight I may not but [chuckle] I had.

[Chuckles]

MR. A. HENDERSON: So, but my point I wanted to make, my public comments is that I just want the City to move forward, I want us to make ourselves whole, I want us to, in a sense, air our dirty laundry and have the people see it and respect us for doing it and not hide it. That's part of growing and sometimes, just like when you work out, that muscle aches in the morning, it's because it's getting bigger. And, the, the harder we work, the more effort we put into speaking to one another, communicating, trying to get our problems solved, the better off we'll be. But also, this City's great. Not only do we have wonderful location beaches, coral reef. I, I just discovered a couple years ago, the reef we have is one of the fir'..., one or two in the world, we have a rail system that is just..., when that rail system was built, it's one of the best. Our Port, we have a great Port. There's no reason why we should be in this state. So, I'm..., I..., my public comment is asking the dais to work together, try our best to resolve our issues, but in public, when we see it, we can't be mad at it because this is how government works. This is how we get things done. This is why we have the Sunshine Law, this is why we see things that maybe aren't..., they don't look professional but this..., if one of us were up here, we'd be doing the same thing. We'd be arguing our point, so I respect you, Ms. Hubbard, for wanting to be at the mediation. I, I respect..., I disagree with how things went down, but I respect what, what your point. But I just think that we should stop allowing ourselves to be personally agitated and doing things, as we stated earlier, that make us look bad. So, let's just keep moving forward and doing...

[Timer]

MR. A. HENDERSON: ...what we need to do.

So, thank you.

CHAIRPERSON DAVIS JOHNSON: Thank you.

DEPUTY CITY CLERK BURGESS: Jennifer Lagomasino, Mary Solik, Esq., and Allen Schultz.

MS. J. LAGOMASINO: Good evening, Council. My name is Jennifer Lagomasino. I am a member of your Crime Scene Unit. I am not the only member of your Crime Scene Unit here tonight. Our entire Unit is actually here with me tonight.

[Audience applause]

MS. J. LAGOMASINO: I've stood up here a few times, it's not my first time. This is my first time standing in front of you, Mr. Horton. Welcome, hello, nice to meet you.

I've been a Crime Scene Investigator for the City for over four years now, and I don't have to spell that out, everybody knows what a crime scene is and what we put up with and what we do and all that fun stuff. We're usually the highlight of Wawa runs and things like that, so, I'm gonna skip all that. I'm kinda switching gears right now, tonight. As you know, that I am a member SEIU, SCSU, and that we have been in negotiations attempting to make a contract since August of 2017. That is almost a year, to this day. We have been trying, I say because up to this point, we have not been successful to be able to make an agreement during these negotiations. We sit down again on July 11th and I stand her in front of you tonight in a better place than I have stood here in front of you before. I am hopeful this evening. As you know, that our next bargaining sessions,, we're hoping will be productive and they'll result in a fair contract that rewards these members for their continued service to the City.

There's been a lot of talk about raises, and this market study, lately. That.., what hasn't been talked about though, is the fact that we as workers have gone without a raise since October of 2016. That is almost two years, today. [Assistance with microphone]. Thank you very much, Usually, I'm loud enough. Earlier this month during the workshop, some of the people in the City wanted management to get a more aggressive schedule for their wages that was offered to the City workers in negotiations. Council also heard that some of the management wanted to offer us a more aggressive schedule. As a member of that bargaining team that has been there every single day at that table, I can tell you right now that that's a lie. We were never offered anything other than the twenty year plan and we never knew about any other plan until that workshop a couple of weeks ago.

UNK. AUDIENCE: [Inaudible].

UNK: Hmm.

MS. J. LAGOMASINO: All our workers want, what we deserve, is to be paid and rewarded. We think it's far, we think it is fair and just that the workers receive the best possible schedule for the market study and that we receive pay raises for the time that we have gone without raises, which is October in 2016. We believe these negotiations are an opportunity for this Council to show the workers in this City, and the citizens of this City, that you respect and recognize the hard work that the people in this City provide you

on a daily basis. This benefits all of us. You wanna call this the best waterfront City to live, work and play...

[Audience exclamation]

MS. J. LAGOMASINO: ...one of those is not being lived up to right now, and this is your opportunity...

MAYOR MASTERS:: Yes.

MS. J. LAGOMASINO: ...to do the right thing.

Thank you.

[Audience applause and cheers]

DEPUTY CITY CLERK BURGESS: Mary Solik, Esq., Allen Schultz, Willie Millsap.

MS. M. SOKIK: Good, good evening. I'm Mary Solik, I'm an attorney, I represent Vertex Development.

MAYOR MASTERS:: Okay.

MS. M. SOKIK: I have practiced for 28 years and I'm doing something tonight that I have never done, which is stand at a podium at a public meeting at the open mic section of the Agenda and try to work out with the Council and issue that is pending before the City. I have communicated with the Council Members recently. My client, Vertex, is looking for the City to issue a building permit for a monopole tower in the Port of Palm Beach. We have had our applications pending for almost a year and no action has been taken on them. There are state statutes that protect wireless communication applications in the wireless industry so that wireless services are not.., wireless service delivery to a community is not held up by planning departments and planning staff. So, under the state statute, the regulatory timeframes have past for taking action on those applications and they are deemed approved, and the statute allows us to then proceed to a building permit. We have reason to believe that none of this information has reached the level of the Commission. I've.., I'm, I'm from out of town but I've sat here tonight and I've listened to you all, and I know you all wanna do the right thing, and you wanna all do what's best for your community, and the next step for my client is to sue the City. And we don't want to do that. You all got plenty of litigation going on.

[Audience exclamation]

MS. M. SOKIK: I don't need to add to that. So, the only person that benefits from suing the City is me, I get to bill my client for that and whatever firm you hire to defend it. What you can do is recognize that the statute is at play, our zoning applications are deemed approved, and our building permit should be issued. That building permit will allow AT&T Wireless to get their antenna off of a building in the Port that's going to be demolished and get it on a new tower. My client has received applications from Verizon

and from T-Mobil to expand service. That's what the..., your, your citizens deserve, is expanded wireless service and, you know, we all make mistakes, we're all busy. I know your planning staff's underwhelmed..., or overwhelmed, I guess I should say, but when you let the applications sit on your desk for ten months, the statute kicks in and the statute governs this position, and we want our building permit issued.

So, I stand u here tonight to ask you to help me work this out. I don't wanna ser'..., sue the City. That delays wireless service to your community, costs you money, I make money but that's not in my client's best internet. So, that's why I'm here tonight.

Do you have any questions for me?

CHAIRPERSON DAVIS JOHNSON: No, ma'am. We do not. Not...

MS. M. SOKIK: Okay.

CHAIRPERSON DAVIS JOHNSON: ...at this time.

MS. M. SOKIK: Thank you.

[Audience chuckle]

CHAIRPERSON DAVIS JOHNSON: Thank you.

DEPUTY CITY CLERK BURGESS: Allen Schultz, Willie Millsap, Tiffany Williams.

MR. A. SCHULTZ: Allen Schultz, 5480 North Ocean Drive.

This is my third meeting ta the Council and I plan to attend all of them until we start to do the right thing here. I, I'm an example of somebody that came out of the woodwork because I watched that meeting in September when Jonathan Evans was voted out. At 11:30 at night, I watched the Mayor plead with Mr. Davis, who obviously isn't very interested in public comment. Mr. Davis? [Pause]. Oh, Mr. Davis.

[Audience chuckles]

CHAIRPERSON DAVIS JOHNSON: Sir.

MR. A. SCHULTZ: Anyway, it's a crying shame. But, let's, let's, let's bring Jonathan Evans back, let's do the right thing, let's clear this man's name and let's stop paying lawyers.

[Inaudible audience comment]

MR. A. SCHULTZ: There's a couple open issues that haven't been addressed either. I brought this up last month, early this month rather, the status of this Ladi March employment. She was, she was arrested, as far as I know, she still has a job. I don't know, I've asked if we're representing her, paying her legal costs. I just don't understand why a person who's been arrested is working in our...

UNK. AUDIENCE: [Inaudible].

MR. A. SCHULTZ: ...in our City.

UNK. AUDIENCE: You all get arrested [inaudible].

CHAIRPERSON DAVIS JOHNSON: Please, please, please. Point of order.

MR. A. SCHULTZ: It just doesn't make any sense to me. I'm [inaudible]...

CHAIRPERSON DAVIS JOHNSON: Complete...

MR. A. SCHULTZ: ...have the right say whatever I want to say.

CHAIRPERSON DAVIS JOHNSON: ...your comment, sir. Sir, address your comments to the Board, please.

MR. A. SCHULTZ: Not when I get interrupted by somebody talking to me.

CHAIRPERSON DAVIS JOHNSON: Please, sir.

MR. A. SCHULTZ: There's a... I think I heard that we were gonna rollback these pay increases and [stammer], level them out a bit. And, uh, I'd like to see an updated payroll report delineating the [stammer] adjusted reduced increases that the people are gonna get, and also shows the other people that are gonna come up as a result of this rejiggering of the, of the analysis. So, I, I hope somebody's gonna make a motion to do that.

Finally, I'd like to see somebody motion to bring a firm in to analyze the effectiveness of the administration in the City because, ah, I mean, I could si'..., I would never si'..., go home anymore at this time of night. This is the best TV... There isn't a TV station or a program on TV that I could watch that'd be anymore fun to watch than you guys argue with each other. It's just terrible. Please, please get your stuff together.

Thank you.

DEPUTY CITY CLERK BURGESS: Willie Millsap, Tiffany Williams, Lloyd Brown.

MR. W. MILLSAP: Mr. Millsap, 562 West 6th Street.

My questions to you, as being my Councilpersons, is I would say, personal in representing the City itself as a whole. This may be something the Mayor need' to hear 'cause he likes to be in the for'..., forefront of running. A quiet zone has been placed in Palm Beach County through various cities. I live next to the track, next to the Port of Palm Beach and I hear the train all day, and I hear the train all night. I'm asking, is it possible that ya'll could address the Port or address FEC railroad, in reference to putting a noise barrier somewhere down Barack Obama? You know? I don't know how you may identify with it 'cause the average one of you now, you don't know anything about what's

happening on Barack Obama 'cause you don't live there. So.., but, it's terrible, it is terrible.

My other problem I have, is the CRA. I don't know if you can address them in their cleaning up Barack Obama because they told me their District covers from 6th Street north. But if you come down there and you look in that area and you see how it looks, they tell me that belongs to the state. Well, you need to tell the state to clean up. They do not cut no alleyways west of the track. Everybody that live' west of the track, our water gets read every month, but the average individuals that's reading the water, doesn't know where the meter's at, so how are they reading it? When they drive by the front of the house?

[Chuckle]

MR. W. MILLSAP: You know? But I cut my grass voluntarily. They're weeds back there, not grass, so I had to find my meter. I was embarrassed 'cause it shoulda been done earlier, but it's overgrown. If you come down US-1, we had it fixed a few years ago by the state, but ya'll go down there now, you got [doop, doop sound]. I knock the front outta line in my car all the time because we will not address the state until [inaudible] come back and do something to our highway, in our City.

And my last comment to you.., a question shall I say is, Alex Freeman, was he forced to resign from his position as being an annex, or did he do it vol'.., voluntarily? If it's possible, could ya'll answer any of those questions for me at your earliest convenience?

And also, I tired of, every night I come in, I look at this beautiful work that ya'll got up here. I hope we haven't paid for this yet.

Thank ya'll.

CHAIRPERSON DAVIS JOHNSON: Thank you, Mr. Millsap.

DEPUTY CITY CLERK BURGESS: Tiffany Williams, Lloyd Brown, J.B. Dixon.

MS. T. WILLIAMS: Tiffany Williams, Fire Department, General Employee. Mayor and Council, good evening.

Thank you for inviting Mr. Campbell to present the compensation study results. Based on his presentation, it's evident that the City management committee deceived you as well. To my colleagues and the residents of this great City, we must hold our elected officials accountable for this process because, on February 21, 2018, they approved the study results on insufficient information received from the City management committee without researching or reviewing pertinent documents. On Page 12 of the adopted annual budget, Fiscal Year '17, it states:

Included in Fiscal Year 2018 budget, is a 3% cost of living adjustment which accounts for approximately \$575,000 and \$750,000 to implement the

funding required to cu'.., to cure the compensation issues the organization has faced over the past couple of years with furloughs being deployed from 2008 to 2013.

In October 2017, City administration received their 3% COLA, in April 2018, they also received their increase from the compensation results from the allocated funds. Now, we the employees have to negotiate one or the other, along with our longevity, good cause, and sick and vacation which they're trying to change to PTO. It is almost three months until the new fiscal year. We, the employees, have not received what we are entitled to.

[Inaudible audience comment]

MS. T. WILLIAMS: City Council, it's your corporate responsibility to ensure the wellbeing of your stakeholders, one being the employees are sustainable and appreciated.

Tonight, I'm glad the SEIU, our bargaining unit, is here this evening because you have some questions to answer. It has been stated twice that you all agree to the ans'.., to the, to the terms within that contract and I hope you are familiar with the Taft-Hartley Act of 1947, which states unfair practices by unions. On July 11, 2018, when we all returned to the negotiation table, we, the employees, want our backpay for the 3% COLA and compensation study, and we want to retain our current benefits. On voting day, we do not want to vote on a draft or proposed contract, we want to vote on a final contract that we all agree to.

To my colleagues, I encourage us to stand together in this fight, just like the 300 men and women that signed the Declaration of Sentiment to end discrimination against women for Women's Right Act and the workers that stood together in the Equal Pay Act of 1963, and the Title 7 Civil Rights Act of 1964 and 1991. We must, too, tell our elected officials, the City administration and SEIU, our bargaining unit, that we are the frontline members of this City, no more will we be disrespected, no more will we feel threatened in our positions and no more will we be treated unjust and unfair because we matter too.

[Applause and cheers]

DEPUTY CITY CLERK BURGESS: Lloyd Brown, J.B. Dixon, Edwin Ferguson.

MR. L. BROWN: How ya doin'? I almost had to think I had to go out there and get my umbrella 'cause I know it's a sunny day but how long ya'll were taking I thought it might be raining by now.

Anyway, you know, I'm just gonna say this, you know, in my life, I had a mother who, you know, she didn't judge none of my friends and, you know, she inspired me with the same ideas. I had a father, he was, he always was helping people and that's why, when I get up here, I'm always talking about my people. You know? Now, I'm not scholar but because of these two people I'm talking about, my parents, I'm kinda able to judge, you know, people by their words. That's what, you know, what comes out of their moths. You know, your attitude that's what describes you. You know, I heard people up here asking questions that really, it's like you want people to think, or feel, that you' really

knowledgeable about what's being discussed. I mean, me looking around this City, I'm not seeing economical growth in our neighborhoods. I mean, looking along Blue Heron Boulevard, I'm seeing work, people putting down pipes, running electrical wires. So, so apparently, you must've voted or approved this. Now, those workers, I would be my bottom dollar, aren't from here and they don't speak very good English, but some of the jobs, you know, that they're doing out there could be taught to some of these people that, you know, you see around these stores or whatever. You people approved that situation apparently. Probably not expressing to these contractors that we need to get local laborers because you don't have my type of mindset. You need to establish the labor pool over at this City, one that supplies labor force to those companies coming from out of town. I mean really, you don't need, right now, to be approving anything, honestly, that will affect us in the future of this City, until we have our next elections. We can't move forward with some of you people we have here, only backwards. Look what other people like you've done. Look at this Lozman situation, taxpayer money wasted by the selfish Council Member', but that's your normal attitude, so, you know, bye.

DEPUTY CITY CLERK BURGESS: J.B. Dixon, Edwin Ferguson, Gloria Thomas.

[Inaudible audience comment]

CHAIRPERSON DAVIS JOHNSON: Ms. Dixon says she passes.

DEPUTY CITY CLERK BURGESS: Edwin Tho'..., I'm sorry, Edwin Ferguson, Gloria Thomas, Willis Williams.

MR. E. FERGUSON: Good evening. Edwin Fergus, Attorney at Law, 41 West 27th Street, Riviera Beach.

I'm here in regard to Agenda Item No. 16. Very briefly. About two weeks ago, I came to City Manager Karen Hoskins in regard to an idea that I came up with that I wanted her to consider, and I've had the pleasure of speaking to the majority of the Board. Didn't get a chance yet to speak to Commissioner Botel, but I'm pretty sure after hear about this, you're gonna also be in support of it. The other four Board Members have already said, 'Hey, this is great idea, let's make it happen.'

Education, everybody has their own definition of it, but one thing that we all can agree is that our kids here in Riviera Beach, for far too long now, have been miseducatic'..., miseducated or even worse, undereducated. Part of that reason is because of the thing known as digital divide. A lot of our kids don't have the necessary equipment, i.e., computers at home to study, to advance themselves the way they need to be to be competitive. So, we're seeing this play itself out in the FSA exams, and even before that when we do..., when they do what's known as a kindergarten readiness assessment. So, what I think may residents of Riviera Beach would be surprised to know is that anywhere from on an annual basis, sixty to 100% of the five year olds, here in Riviera Beach, are not kindergarten ready in terms of math. Basically, that means that they aren't able to count to 100, which is a crazy idea but he data is there. It's not, it's not to be controverted at this point. Anywhere from zero to, again... I'm sorry, one hundred to 60% of the kids

also aren't able to be deemed kindergarten ready from a terms of English language. Basically, they can't recite their ABC's, hold a pen or identify their name if they see it in writing. When you speak with the teachers, they're saying, 'Hey, well, part of the problem is, is because these kids don't necessarily have the resources at home.' So, it occurred to me, even though we're not the Town of Wellington or Boca Raton, this City can do much more than its done up to this point. And I applaud each of you Board Members for being so supportive of this initiative.

What, what I have in mind, and I'm hoping that, that we can get this done here in the next thirty days is this, the City has about \$25,000 in a, kinda, I believe it's called a contingency fund for educational purposes. I spoke with Chairperson Johnson and she was very much impassioned about it and, again, each and every one you, Board Member [stammer] Miller-Anderson, Board Member Hubbard, Mr. Davis as well. I know he's absent right now, but we did get a chance to speak with him and, based on Ms. Botel's history again, I have no, no doubt in mind that she also will be wholeheartedly behind this. This, this is the plan and this is the pitch. So, we have our citizens donate their second or third computers, a lot of us have, older computers that we don't use on a day to day basis, we give those.., ideally, I would hope that we would be willing to give these to the, to the City but even if not, the City would buy them back from us for up to \$100 bucks. I know that's not a lot but the City doesn't have a lot and our kids are more important than any dollar amount that City could give us for these computers that we're not even using on a day to day basis. The City then pays the cost to refurbish them, which means, wipe the hard drive. So, if there's any sensitive information, elicited information, what have you, that information is then removed from the hard drives...

[Timer]

MR. E. FERGUSON: ...then, those computers are then donated to the schools, the schools then take those computers and donate it to families who don't have computers.

That is some that, within a year to two, can do.., be transformational in terms of our kids' performances at school. And I ask that when you all discuss this, that you please consider putting this into action. And Ms. Hoskins has my proposal. If there's any further questions, please give me a call.

Thank you.

CHAIRPERSON DAVIS JOHNSON: Thank you, sir.

DEPUTY CITY CLERK BURGESS: Gloria Thomas...

[Audience applause]

DEPUTY CITY CLERK BURGESS: ...Willis Williams, Doretta Paulk.

MS. G. THOMAS: Madam Chair, Council. My name is Gloria Thomas and I reside at 1222 West 26th Court, Monroe Heights. I'm also a General Employee.

By my being both a resident and an employee, the decision that are made by Council, management, it affects me doubly so. Okay? I've worked for the City for fourteen years or more and when I first started I was very happy to be an employee, but that was short lived. Okay? It didn't take long for me to see that there's a culture here in this City that needs to be eradicated. Okay? And some of things that I'm referring to, you can see it now, today. Many workers have given multiple years of service to the City of Riviera Beach. Our current contract gives workers additional money in the form of longevity payments, as well as a way to recognize their continued service to the City. Many workers have been with the City through some tough times, including enduring furlough days. We desire to preserve our longevity benefits. We believe these negotiations are an opportunity for Council to show workers and the citizens of Riviera Beach that the City respects and recognizes the hard work that our members perform for the benefit of everyone in this City.

Everything that's in an upward or high position is supported by something that is beneath. All of you sitting on the dais and those of you holding management positions, are supported by someone, and that's us, the General Employees. So, I beseech you, when you make your decisions please keep us in mind and do the right things.

Thank you.

[Audience applause]

DEPUTY CITY CLERK BURGESS: Willis Williams, Doretta Paulk, Fane Lozman

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

Enough is enough. I've been coming in these Council Chambers since the '60's. It is utterly ridiculous that we go back and some'.., and, and you can see evidence that your employees out here, that there's a problem. You got a big problem in this City and it starts with, you got'.., every'.., everybody that came up here from management is interim. You gotta hire some people that's gonna be'.., put some time in and know what the hell they're doing...

[Audience exclamation]

MR. W. WILLIAMS: ...'cause these people don't have no clue. None. Mr. Horton, he ain't been onboard long enough to'.., and you all got him as Assistant City Manager. No, no disrespect to you, sir, but you don't know the town. You got to know what's here first, you gotta know your employees. And it's ridiculous that we have to go through this. Enough is enough.

I see my good friend, Jack, sitting back here. Now, he, he hidin' his head.

The law firm that represented the City with Fane Lozman, ya'll need to fire them immediately. You need to fire everybody that was associated with that, that carried that to the Supreme Court on two different occasions and lost. Shouldn't be any no talk about it, it should just be fire 'em,, let 'em go.

[Audience chuckles]

MR. W. WILLIAMS: This is ridiculous. This is ridiculous. If I ran my house the way you guys are, right now..., and it's not your fault, it's the..., what you're being told on a daily basis, 'cause you're not here. You're not here. It's what you're being told by these department heads and they're sitting here laughing because they're gonna..., every other week, they're gettin' their check.

UNK. AUDIENCE: [Inaudible].

MR. W. WILLIAMS: Ya'll got to stop this. Ya'll got to start to fire these people, hire some good people. This doesn't make any sense. We're..., you, you still got people wanna carry out Mrs. Jones, Ruth Jones' agenda, taking stuff from employees. This is unbelievable'... You had the best retirement system in the country.

[Audience comment]

MR. W. WILLIAMS: And you all sat in here and let Ruth Jones got rid of it, and now you're lettin' the Finance Director finishing up the deal. Ya'll gotta stop this. I don't worry about March, 'cause you know why? Every March take' care itself. I appreciate you standing up and taking an Oath because right is right and wrong is wrong. And if you didn't want him around, you got rid of him and if you want him back, March'll tell the story. But you gotta get better than this. This is bad. We got..., they're talking about redoing the school over there. I talked about this in the last meeting, they wanna do Washington..., they wanna rebuild Washington. We don't have high school, a comprehensive high school in Rivera Beach, we don't have a high school. That brings camaraderie, when kids are out there and understand that they live in a community that people care about 'em. They're bused all over the country. The flagship school out on Military won't even have a football team 'cause they don't have enough players coming out of Riviera Beach. Enough is enough.

[Timer]

[Audience applause]

DEPUTY CITY CLERK BURGESS: Doretta Paulk, Fane Lozman, Joy Smith.

MS. D. PAULK: Good evening, Council. My name is Doretta Paulk.

MAYOR MASTERS:: Pull the mic down, please.

[Pause]

MS. D. PAULK: Okay. Thank you. Sorry about that. My name is Doretta Paulk.

And, I was very concerned about what I heard here at the Council meeting with one of the Council's telling the Mayor to shut up. That's, that's not right. That's not right, and I woulda thought, Ms. Tonya Johnson, Chairperson, that you woulda had that a point

of order. I don't think that's right at all. It's disgraceful, it's unprofessional and it's totally rude. So, I would like someone to speak on this and see what can be done concerning this.

UNK. AUDIENCE: First Amendment.

MS. D. PAULK: It may be the First Amendment but it's not right.

[Inaudible audience comment]

MS. D. PAULK: It's not...

CHAIRPERSON DAVIS JOHNSON: Point of order, please.

MS. D. PAULK: ...right, okay?

CHAIRPERSON DAVIS JOHNSON: Ms. Paulk, please. Direct your comments here.

MS. D. PAULK: Well, I'm..., he [stammer].

CHAIRPERSON DAVIS JOHNSON: I understand.

MS. D. PAULK: [Inaudible] to him.

CHAIRPERSON DAVIS JOHNSON: I'm saying...

MS. D. PAULK: It goes both ways.

CHAIRPERSON DAVIS JOHNSON: Ms. Paulk, I'm saying point of order to both of you.

MS. D. PAULK: Okay.

CHAIRPERSON DAVIS JOHNSON: Please...

MS. D. PAULK: Very good.

CHAIRPERSON DAVIS JOHNSON: ...and thank you.

MS. D. PAULK: Because I was interrupted.

CHAIRPERSON DAVIS JOHNSON: I., and I'm, and I'm saying,...

MS. D. PAULK: And that's...

CHAIRPERSON DAVIS JOHNSON: ...audience... Pause her time. Audience, if you would please allow members of the public to come forward and make their comments without the response. Everyone is entitled to an opportunity to share their thoughts, and

I would just ask that we respectfully allow that to happen. Please continue and I apologize, Ms. Paulk.

MS. D. PAULK: Thank you, thank you very much.

Another thing I wanted to bring attention to, which I have, at several meetings asked a question to Ms. Hoskins, she's unfortunately, not here tonight, about the, the raises. I'm very concerned about the raises, I'm very concerned if it's gonna be rescinded and I'm very concerned about the general population of the general workers here. They, they don't have any raises or anything and they're the ones who make the least amount of money in the City. We should take care of them. They're out in the field taking care of us, and they're also working also here inside the Council Chambers, and they need a raise. Some people that I have talked to, they say they don't even have money to take their families for a vacation in over five, six years. This is not right. We need to take care of all our employees, especially the general population, we need to take care of them.

And another thing, Ms. Hoskins said herself, in the last meeting, that no she didn't bring forth what was said in the workshop, that they could have..., you all could've agreed on the 10-20, but she only told Council, you Council about the 5-10. So, I think there's a little deception here.

UNK: Correct.

MS. D. PAULK: And that you all weren't aware of what you all could have voted on, when the raises was given. And there's no transparency and I was very shocked concerning this situation. She said it herself that, no she did not tell the Council that there was a 10-20, and that coulda been used instead of the higher rate of 5-10. So, she's not here to defend herself, but I'll bring this back up when she is here and I appreciate it, but you need to give the general population a raise. ASAP.

[Timer]

MS. D. PAULK: I thank you.

CHAIRPERSON DAVIS JOHNSON: Thank you.

[Audience applause]

DEPUTY CITY CLERK BURGESS: Fane Lozman, Joy Smith, Evelyn Clark.

MR. F. LOZMAN: Fane Lozman, Singer Island.

Well, today is great day.

[Inaudible audience comments]

MR. F. LOZMAN: For the last twelve years, twelve years, I have been fighting a retaliatory arrest at this very podium. A corrupt Councilperson, Liz Wade, directed a

police officer to remove me because I was talking about Commissioner Masilotti who was involved in the boat ramp deal by the, by the Marina, the City Marina. She wasn't gonna see her good buddy, Masilotti.., who'd already.., he was already in jail, had, have her name tied up to him but I didn't get to that. She directed a police officer to drag me to jail and lock me up. And when I was sitting in that jail cell, I said, 'That's not what the First Amendment's about. That's not why I served in the Marine Corp, that's not why my grandfather fought in World War I, and lost his hearing.' I.., and my brother's in the Air Force. I said, 'I'm gonna fight this out.' And we fought it out, and the case was dismissed. We went to the appellate court, we won the appeal. We went to a nineteen day trial, we lost. We went back to the appellate court, we lost and what happened? We went to the Supreme Court, they took our case and yesterday, yesterday, we won. We're now two and 'o' at the Supreme Court. No one's ever done that because, while that case was going on yesterday, we also won another retaliatory arrest, case of my floating home.

Back in 2013, the City said, 'Well, we're gonna get you out of the Marina.' They hired a law firm, Roberts, Reynolds, Bedard & Tuzzio to try to evict me from the City Marina. They lost. The jury said it was retaliatory 'cause I was fighting the eminent domain battle and to keep the City Marina public. Roberts, Reynolds, Bedard & Tuzzio lost that in March 2007. They're the guys that were co-counsel and lost the Supreme Court case yesterday. Do you know how much money Roberts, Reynolds, Bedard & Tuzzio's has billed the City? Over a million dollars.

MAYOR MASTERS:: Wow.

MR. F. LOZMAN: They've lost two big cases. Willis Williams is right, they should be fired. They're a loser. They've lost two cases.., the odds are one in 10,000,000 to, to win two cases at the Supreme Court. No one's ever done it but somebody crunched the numbers down. When you have a guy that loses two big cases and bills you a million and a quarter, you're done. This case coulda settled for a fraction of a million and a quarter but it didn't, and you know why? 'Cause Pam Ryan wanted to keep throwing that money out. The elected officials before you wanted to throw... You're the first Council since I've been here, where not one of you is on my corrupt hit list. The corrupt politician list.

[Chuckles]

MR. F. LOZMAN: In 2011, we had five on the corrupt politician list. I tire to recall all five of 'em, I got 60% of the signatures I needed. That tells you that the people in this audience don't like corrupt politicians. Okay? What you need to do so you don't get on the corrupt hit list, you need to say, 'We're not gonna fight the battle of these corrupt politicians. We're gonna do.., we're gonna settle the case.' Bedard is already in the paper saying, 'I can win the case again.' You have won a case in ten years, Bedard. Why don't you shut up and go disappear?

You need to fire Bedard, you need get Mr. Degraffenreidt and your City Attorney, put us in a room, say what will it take to make me whole and I will take a haircut. I'll take a reduction in that and get this case settled '[cause, otherwise, if you co'.., if you.., and I

don't know what you're gonna do, but if you do not settle this case, we're gonna fight this out for another few years and cost the City another five hundred, \$700,000. And anybody that ties there, ties themselves up to Liz Wade, I am not going to just take that lightly. We got rid of Liz Wade, we got rid of Guyton, we got rid of Thomas, we got rid of Michael Brown, we put some good people up there. Get rid of this law firm, let's settle this case, let me develop my Singer Island property and let's move forward. But if you're gonna keep fighting this out, we can't go any further. Call for an executive session, let's get this...

CHAIRPERSON DAVIS JOHNSON: [Inaudible].

MR. F. LOZMAN: ...done today.

CHAIRPERSON DAVIS JOHNSON: Thank you.

DEPUTY CITY CLERK BURGESS: Joy Smith, Evelyn Clark, Marie Davis.

UNK: [Inaudible] What is going on? [inaudible].

MS. J. SMITH: Good evening, Councilman, ladies, gentlemen...

MAYOR MASTERS:: Good, good evening.

MS. J. SMITH: ...audience.

I am ICY, G.T., meaning "Getting There" Inc. Some of you may know me, some may not, but as of this date I'm asking you to please show up at our 30th Extravaganza. Now, my Mayor can tell you, Ms. Hubbard Williams can tell you, our newly appointed, you must be there, but we wanna tell you right now, we're running into a struggle. I've never come to the Council before to ask for anything because we work hard for 150 nights to get out into the community, to work with grants, to make sure that our children are provided the services that they need, educationally, morally, sensitivity and making sure that we're there for them, here in this community. If you never heard about ICY, "Getting There" Inc., let's get busy.

I'm gonna give you a little preview, just a little bit, but I'm inviting you to come to our new location. Our new location is Riviera Beach Prep Academy, over at 7071 Gardens Road, Riviera Beach. This is our first year there. Back in 1988, '87-'88, where we were in West Palm Beach, Florida, we had the first all certified teachers to represent and build skills for children at any camp. One of your boys and girls camp was immolated from ICY. we were asked by the School Board of Palm Beach County to please develop a program for afterschool kids with the necessary equipment for excellence. 'Just gonna give you a little bit of a taste of ICY. before I ask you any other questions. [Slideshow begins to play].

MAYOR MASTERS:: Beautiful.

MS. J. SMITH: If you're looking at the kids, they're starting at KinderSmart. It goes from age five up to sixteen, which is our leadership academy. We have all of the necessary subject areas, reading, math, science and, black history, we have robotics, technology enhancement, [inaudible] noted for, step dance and theater. These are things done from 7:30 in the morning 'til 5:00 in the afternoon. Parents pick up at..., from 5:00 to 5:30. We have developed a program that most of the afterschool programs I Palm Beach County have followed because I am the Founder of ICY and a veteran of 43 years in Palm Beach County schools. If you see us, it will..., you will ask the question, 'What do they say each and every morning, when they salute being well bred, born and alive. I, Joy Smith, choose to become the youth of tomorrow by getting the proper training today. I pledge to stay drug free, to do my best, to strive for excellence as my quest.

[Timer]

MS. J. SMITH: To uphold the ideals of our ICY, realizing I cannot succeed if I do not try. So, I'm asking you to visit us, come out, see what we're doing over there and I guarantee you, and humbly ask the Board to support us and be a part of what we're trying to do...

CHAIRPERSON DAVIS JOHNSON: Thank you.

MS. J. SMITH: ...with our camp.

CHAIRPERSON DAVIS JOHNSON: Thank you, Ms. Smith.

[Audience applause]

DEPUTY CITY CLERK BURGESS: Evelyn Harris, Marie Davis, Amon Yisrael.

MS. E. HARRIS: Good evening, Council.

MAYOR MASTERS:: Good evening.

MS. E. HARRIS: Garbage is a costly environmental issue with severe consequences. Carelessly and purposefully discarded garbage affects every member of our community. It causes harm to people, animal'..., animals, danger, damage to our waterways, costs us money and suggests that we do not care our Riviera Beach environment. We can all help keep Riviera Beach clean, keep Riviera Beach beautiful by presenting and reducing garbage dumping. On Saturday, July 7th from 8:00 a.m. to 12:00 p.m., join your neighbors and the men of Alpha Phi Alpha fraternity to clean up Park Manor and your own neighborhoods. We will meet at the former Riviera Beach Maritime Academy, renamed the Judge Rogers Center for Community Development. We must stabilize neighborhood areas showing marginal signs of decline and slow growth based upon Code Enforcement issues, use our 33,000 municipal tax dollars to solve this problem. Residents in my neighborhood are frustrated and tired of it. I am not the only one, I'm just the loudest one.

MAYOR MASTERS:: [Chuckle]

MS. E. HARRIS: Keep America Beautiful announced the results of the largest study in U.S. history about garbage habits. The breakdown of direct garbage costs in the United States are, nationwide, \$11.5B every year. Not included in this estimate are the indirect costs of decrease of property values, commerce, tourism, as well as health effects on this form of waste. Businesses pay \$9.B in cleanup costs, states, cities and counties together spend \$1.3B in garbage abatement. Garbage removal is often a hidden costs with employee expenses and other projects. Educational institutes.., institutions, spend approximately twenty-four'.., \$241,000,000 annually for garbage cleanup. The indirect cost of garbage on a quality of life are considerable. Ninety-three percent of homeowners say a littered neighborhood would decrease their assessment of a home's value and influence their decision to purchase property, and 40% estimate that the garbage would reduce a home's value by ten to 24%. Thirty-six percent of business' development officials say that garbage impacts a decision to locate to a community. Fifty-five percent of realtors think that garbage reduces property values about nine percent, sixty percent of property appraisers will reduce a home's value if it was littered with garbage. The presence of garbage in a community decreases property values by a little over seven percent. The City of Riviera Beach central area is from Rivera.., Silver Beach to Congress to the Intracoastal, consisting of single family homes totaling 5, 340 and 428 vacant lots. At \$250 cost for each 428 vacant lot cut and cleaned up by the City, it's a \$107,000 weekly and an annual...

[Timer]

MS. E. HARRIS: ...\$55,000 annual estimated expenses. If apathy impacts a neighbor and neighborhood's desire to change their condition from unsafe, unattractive and unappreciated, we, as a community cannot just treat those symptoms in isolation. We must become invigorated to help heal that entire neighborhood community. We must focus on what actually works and turns neighborhoods into beautiful safe havens for all to enjoy a better quality of community. And I'm asking all of my neighbors to come out and help us clean up our community.

Thank you.

CHAIRPERSON DAVIS JOHNSON: Thank you.

DEPUTY CITY CLERK BURGESS: Marie Davis...

[Audience clapping]

DEPUTY CITY CLERK BURGESS: ...Amon Yisrael, Dr. Phillip Dukes.

MS. M. DAVIS: I'm Marie Davis, 3001 Lake Drive.

In April, in introduced to you by way of a resume of Dr. Richard Ormand, of Barry University in a hope that we would partner with Barry University to improve our City's management, and lead us in the right direction. Dr. Ormand is a scholar and former Riviera Beach City Manager who lived, or lives, in Riviera Beach. He has a stellar reputation amongst his peers at Barry. If we would stay the course, I believe within a year

or a year and a half, we would have better candidates for City Manager with professional designations and certifications, as they would see us a City moving upward. The inner manager could remain the same. Dr. Ormand and his staff could work to review and update policies and procedures, assist in hiring and firing and retraining of department heads and moving employees based on their strengths, to work to improve skills, emphasizing thriving not striving, oversee the budget process and developing best practices, develop evaluation and qualification processes, evaluate how a municipal government is being run and make necessary changes, just the recognitions that our, that our City M'..., that our City Council Members have agreed amongst themselves to ask for assistance from a prestigious university, such as Barry, brings our reputation to a new level. With their guidance, we could easily become a shining example of how a City in turmoil, soon became a City to be admired. It would give other troubled . It would give other troubled cities a roadmap to success, proving our City Council and its residents, love their City more than themselves.

I urge you to consider this roadmap and not continue the past failures into future failures. Thank you so much for your time.

MAYOR MASTERS:: Thank you. Madam Chair, as Mr. Amon is coming, at what point of this meeting will you allow me to read the letter that has the Governor's name into the record?

CHAIRPERSON DAVIS JOHNSON: As soon as we're done with the public comment.

MAYOR MASTERS:: Okay. Thank you.

DEPUTY CITY CLERK BURGESS: Amon Yisrael, Dr. Phillip Dukes, Tradrick McCoy.

MR. A. YISRAEL: Good evening. Amon Yisrael. Chair, Council, Mayor.

MAYOR MASTERS:: Good evening, sir.

MR. A. YISRAEL: This is basically an update on the recall. We had thirty days to get the recall signatures. Due to fifteen days of straight raining and other days of partial raining, we were unable to get the petitions needed. We acquired about 1,800 signatures, missing our goal by 400. If we have the full thirty days, we woulda really got well over 4,000 based on the participation of the community.

Also, what I would also like to let the residents know, that the first recall petition that we embarked upon, we had our City Attorney that got involved, or he had no business doing that. There was a decision made based on his involvement, to disenfranchise, or stop about thir'..., about, close to 9,000 represent'..., residents from being heard. Also, I would like to say, his actions was highly unethical and really, why would he do such a thing? There is a spirit of uncaring for the residents and General Employees. Do we really believe that giving department heads raises and overlooking the General Employees is moral. I don't think so. It is really time to make change.

Also, I'd like to make an announcement. Our County Commissioner, Mack Bernard, will be coming to Riviera Beach to discuss the [stammer], the disparity study for the County. The time and date will be announced. I wonder why our City hasn't had a disparity study.

Thank you.

DEPUTY CITY CLERK BURGESS: Dr. Philip Dukes, Tradrick McCoy. [Pause]. Dr. Phillip Dukes?

DR. P. DUKES: Dr. Phillip Dukes, 1217 Avenue U. Madam Chair, Council.

I'm gonna be filing a lawsuit against the City because this mic is not tall enough.

[Chuckles]

MAYOR MASTERS:: No. You're too tall. [Chuckle].

DR. P. DUKES: On, on January 28th we're gonna have our We Can Change our Community Atmosphere Rally at 1217 Avenue U in the City of Riviera Beach, Florida. I'm a'.., inviting you all to come out and help us change our community atmosphere. We talk about education and attitude of our young people. Well, you got to change their community atmosphere. Why would we keep thinking that we can help our children, bring them out of their communities to do and try to be something, that we're not changing their atmospheres? We're not.., we must change our community atmosphere. This cannot go on.., this cannot be derelict anymore. See, everything is done off of patterns and paradigms, and our City has a problem, every City Council since 1982, and the Mayor's office, about dealing with the drug retail market and thug life in our community. Ms. Liz Wade, when we first started, was on the Council and she totally ignored us. When we put our lives on the line and we had one of the most notorious killers and drug dealers and Mr. Moore arrested in our City, she still ignored us. And we've been ignored up un'.., we were ignored up until 2005, then I got sick so I had to start back in 2011. I'm asking you to support us in our zero tolerance for thug life and drugs when it's corrupting our communities and youth.

I wanna thank Dr. Botel for supporting us. I asked each Council Member to give \$100 and support us with Community Benefits, the only person that has responded is Ms. Botel. Now, you guys know about the work I do. I'm not a Johnny-come-lately. I submitted the vision for you for us to change our community atmosphere. You cannot change the image of the City of Riviera Beach and allow thug life and drug dealing to go on. We have beautiful things going on in our City, but we must have a zero tolerance for thug life, and you got to invest in doing it, cleaning up streets, or painting buildings, fixing roads, that stuff you ought to do anyway. You've not done anything when you just do that, you gotta come out and help us change our community atmosphere. Now, if someone wants to donate to us, P.O. Box 10111, Riviera Beach, Florida. Zip code 33404, Operation Restore. 33419. P.O. Box 10111, Riviera Beach, Florida. Help us change our community atmosphere. Everyone knows about the work I've done. I've been in federal court, not for myself, but testifying against killers. Against killers. It's noted in the, in the,

in the FBI record. So, support us, help us. This is the time that we all stand together. Some of you might not like what I say, but you know I'm right. You know I'm right in your heart, so support us. June, July.., I'm sorry, July 28th at 5:30. 1217 Avenue U in the City of Riviera Beach.

And also, every Friday and Saturday, at...

[Timer]

DR. P. DUKES: ...1217 Avenue U, we do a fundraiser. Some of the best ribs and conch fritters in town.

Thank you.

[Inaudible audience comment]

DEPUTY CITY CLERK BURGESS: Our last card is Tradrick McCoy.

MR. T. MCCOY: Good evening, Members. Tradrick McCoy. The last should be first and the...

MAYOR MASTERS:: Good evening.

MR. T. MCCOY: ...first should be last.

[Chuckles]

MR. T. MCCOY: I wanna point out just a couple things. Thank you for reappointing me to the Board, which I take very seriously and it's, it's a, a real honor to serve and represent the City.

But, you know, here's what I would say when deciding on how to fill those vacancies. Our meetings are almost empty. I don't really expect or respect someone that wants to be on the Board until they come in and participate in the process. We deal with some very serious issues. And to that end, here's what I would say, on the June 6th meeting I was not able to attend, but there was this discussion about the filling stations, and I wanna point out a couples things that I reviewed in the video that were..., that I have a different recollection about, I'll say that. In fact, Mr. Degraffenreidt was there. He said to the Mayor that he wasn't even in attendance, and when a Board Member asked him could the Planning & Zoning Board go back and make another amendment, instead of what Staff did, he said you absolutely can. And so did Mr. Gagnon. And here's what I would say to that, my, my role on this Board I take very serious. I'm not one to rubber stamp it, whatever is presented. I wanna make sure that we can have some spirited and thoughtful discussions about the things that's gonna change Riviera Beach.

As you guys know, portions of this Code has not been addressed since the '50's, so this is something very serious. And I would invite you to look at that Planning & Zoning Board meeting from April of 2017 to understand..., look at the actual Minutes so that you

understand how we arrived to the point of making a 2,000 foot buffer requirement instead of the 1,000 foot that Staff proposed. And, I will also clarify that Mr. Davis said he never got an appointment. In fact, I believe I was appointed by Terence Davis in 2015. So, I appreciate the time that I have on the Board, but make sure we put people that are gonna be committed to this Board because, let me tell ya, just since 2012, there's been a, a rotating door of people that just come in for a couple meetings and you don't see 'em no more.

So, you can choose to replace me if you want, it doesn't bother me, but listen, this is my community. I know Staff have a different perspective but I live this. I've traveled down these streets every single day, so my passion is with Riviera Beach. So, Members, thank you for your appointment, alright?

DEPUTY CITY CLERK BURGESS: That's all the public comment cards we have.

CHAIRPERSON DAVIS JOHNSON: Thank you. Mr. Mayor, please read your correspondence into the record.

MAYOR MASTERS:: Thank you.

Rick Scott, Governor

DEO

Florida Department of Economic Opportunity

June the 12th, 2018

Cissy Proctor, Executive Director

The Honorable Thomas A. Masters, Mayor

City of Riviera Beach

600 West Heron Boulevard

Shoulda been..., excuse me, Blue Heron.

Riviera Beach, Florida 33404

Re: Notification of Prohibition on Adoption of Plan Amendments for Failure to Submit Proposed Evaluation and Appraisal Amendments

Dear Mayor Masters:

The purpose of this letter is to inform you of a statutory prohibition outlining Chapter 163, Part 2, Florida statutes, which will have an impact on your jurisdiction's ability to adopt comprehensive plan amendments in the future. Section 163.31914...

[Inaudible comment]

CHAIRPERSON DAVIS JOHNSON: Continue.

MAYOR MASTERS:: Florida statutes states that if a local government determines that amendments to its comprehensive plan are necessary to reflect changes in state requirements and fails to prepare and transmit such plan amendment or amendments to the statutory reviewing agencies for review pursuant to §163.3184, Florida statutes, within one year after notifying the department of this determination, it may not amend its comprehensive plan until such time as it complies by submitting the proposed amendment.

According to our records, the City of Riviera beach has not submitted the proposed evaluation and appraisal amendments which were due on May 30, 2018, and therefore, the City may not adopt amendments to its Comprehensive Plan until the proposed evaluation and appraisal amendments are submitted to the reviewing agencies.

If you have any questions concerning the processing of the proposed evaluation, and appraisal amendments, please contact Mr. Ray Eubanks, Plan Review Administrator at 850-717-8483 or Mr. James Stansbury, Chief at 850-717-8512.

Sincerely,

D. Ray Eubanks, Plan Processing Administrator

Madam Chair, I received this letter in my possession from the Department of Economic Opportunity. The Governor Scott's name there and the Executive Director's name on there as well, yesterday. Was it yesterday? When I received the letter, I did what I.., did what I was supposed to do, I took the letter to the City Manager, and also Mr. Horton, and also had a conversation with Jeff Gagnon as to why we did not meet the deadline on May 30th and I asked them to respond, that.., to contact the Florida Department of Economic Opportunity today and give me something in writing from that office, as to your conversation, or your response to this. So, at this point, I'll refer to Mr. Horton.

CHAIRPERSON DAVIS JOHNSON: Thanks, Mr. Mayor. Mr. Horton, please provide a response.

ASSISTANT CITY MANAGER HORTON: Thank you, Madam Chair and Mr. Mayor. Thank you for the letter... I'd like to have that one.

MAYOR MASTERS:: I forgot it's yours.

ASSISTANT CITY MANAGER HORTON: It, it's mine.

[Chuckles]

ASSISTANT CITY MANAGER HORTON: Thank...

MAYOR MASTERS:: [Inaudible].

ASSISTANT CITY MANAGER HORTON: Yes, sir. Thank you for the letter. This letter was addressed to the Mayor. There were no Staff members or anyone cc'd on this letter, so we weren't even aware of it until the Mayor made us aware. However, it is important to note that Staff has been in ongoing communications with the Florida Department of Economic Opportunity and I'm gonna ask if it's okay with you, Madam Chair, too., for Mr. Jeff Gagnon to come up and give an update as to the conversation we had with the state today about this very letter.

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: Thank you, Mr. Horton and Mr. Mayor.

If it pleases the Council, just to.., as a brief update...

MAYOR MASTERS:: Yes.

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: When.., when, Mr. Mayor, when you came to me yesterday with that letter, it was the first time that I knew about the letter, however, I will take full responsibility for the contents within. Staff reached out to DEO yesterday afternoon actually and we didn't get in contact with them until this morning. I had a very productive conversation with DEO staff. I believe we have a path forward that, in my opinion, would result in really no net loss to the City, other than the letter itself, which, you know, unfortunately for me, I take a lot of pride in the work that we do and, you know, I think it's very unfortunate that the letter had to be sent, however, I'll take every step required in order to address that concern.

The anticipated process from my end, is to establish a timeline, and there's one.., it's...

[Inaudible dais comment]

[Pause]

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: So, back in...
[Pause]. Can you hear me okay?

MAYOR MASTERS:: Mhmm.

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: Okay. Back in 2011, there was some statutory changes that occurred and during this process, the DCA, which is the Department of Community Affairs, was modified to DEO which currently exists today. Also during that timeframe, a section of the Florida Administrative Code, known as Rule 9J5 was amended and part of the current statutory requirements is to remove any reference to 9J5 from any existing Comp Plan. So, that's actually one of the hang up's that we need to rectify as soon as possible. I looked through our Comprehensive

Plan and did a word search. There's actually three pages of our Comprehensive Plan that referenced Rule 9J5, so that's a simple strikethrough, which should satisfy that comment. In my conversations with DEO as well, so long as we're showing progress towards our Comp Plan amendments which we have recognized are due, that the prohibition that was stated in the letter would be removed and allow us to proceed accordingly.

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON DAVIS JOHNSON: Mr. Davis, you're recognized.

COUNCILPERSON DAVIS: Thank you so much. Mr. Gagnon, prior to this letter being sent out, you can recall we've had some questions, probably in like early fall, August, September, regarding this Comp Plan, and prior to that, who was the Building Official, uh, Building... What's, what's your title again? I'm sorry.

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: I'm the Acting Director of Development Services.

COUNCILPERSON DAVIS: You're the Acting Director, right? But prior to you being the Acting Director, who was the Director before you?

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: The Director was Terence Bailey.

COUNCILPERSON DAVIS: Correct. So did Mr. Bailey assign someone to the Comp Plan initially last summer?

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: From what I can recall, we had multiple Staff members working on the Comp Plan. Unfortunately, we had extreme Staff turnover, really to the level where I was the only remaining Staff member from that period.

COUNCILPERSON DAVIS: Right. So, you...

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: ...[inaudible].

COUNCILPERSON DAVIS: ...you went... So, let's, let's slow that down so we can all [stammer], swallow all of this. So, just correct me if I'm wrong. So, Mr. Bailey had assigned, if I'm correct, Deandra Spradley as the point person over the Comp'.., to, to focus on the Comp Plan, is that correct?

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: I believe that to be correct, yes.

COUNCILPERSON DAVIS: Thank you. What happened to Deandre Spradley?

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: The information I was provided was that he parted way'..., ways with the City. I wasn't given the information associated as to why.

COUNCILPERSON DAVIS: So, he was fired without a reason. So, at that time, who then started working on the Comp Plan?

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: At that point, I could say it's an *ad hoc* committee as far as the Staff resources we had available. We had other Staff change over that was occurring simultaneously as well.

COUNCILPERSON DAVIS: Is it fair to say that Terence Bailey was working on it? With the team?

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: I would say he was definitely working on it. However, I don't wanna say that he is responsible for the current...

COUNCILPERSON DAVIS: No, no, no.

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: ...status...

COUNCILPERSON DAVIS: No, no, no.

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: ...being that...

COUNCILPERSON DAVIS: No, no, no.

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: ...you know...

COUNCILPERSON DAVIS: No, no.

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: ...I'll take full responsibility...

COUNCILPERSON DAVIS: [Stammer] we already understood that and I respect you for who you are...

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: [Inaudible].

COUNCILPERSON DAVIS: ...and I always have. So, I just wanna make sure folks understand the chain of the things that were happening in place under the leadership of the City Manager at the time.

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: Understood.

COUNCILPERSON DAVIS: There was serious concerns and questions about the Comp Plan and how it was gonna impact a lot of the appropriation and the things that we were trynna get in Tallahassee. Mr. Bailey had [stammer] appointed, Spradley, to that

position. You were working on various projects which you are doing a wonderful job with and I commend you for it, but we had a team in place. He was fired, wasn't given a reason. Then we had a number two person working on it and he was reassigned, and then you was responsible for all these vacancies in your department under, under the auspice of the City Manager at that time. And people need to know the fact'. We can't continue to hide about what's all the facts that's been going on in this City.

Have I been working with you, just trying to find out some information about how important this Comp Plan is?

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: Yes.

COUNCILPERSON DAVIS: Have I inquired about it over last fall, understanding we were going to Tallahassee and with..., the, the things that woulda been at risk if we didn't get this?

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: Yeah. We, we discussed it.

COUNCILPERSON DAVIS: Yes.

ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON: There's also been other public meetings stating how important a of a document it is for the City.

COUNCILPERSON DAVIS: So, so, when things were taking place, I just want folks to take another look of another issue that we were dealing with, that's gonna impact our future. One of the things that I'd like to see, Mr. Horton, and, and like I said my colleagues can chime in on it as well, is to see all the lines of communications from last fall 'til now, who they've been speaking to and why that letter didn't go to Mr. Gagnon's office, [inaudible], so he can be kept in the loop? How did that lo'..., how..., why did you not get the [stammer] and that's your..., letter..., and not..., and that's your Department? I have a major concern with the fact that a letter never..., no commu'..., lines of communication went to him, and for him to be working, corresponding, and having conversations with the state, like he's suggesting, which I believe, we need to find out why a letter went to the Mayor and not his Department when he was already communicating with them. I think it's only fair to him and his Department and this City, that we find out who was talking with who and who requested what.

MAYOR MASTERS:: Madam Chair?

CHAIRPERSON DAVIS JOHNSON: Yes, Mayor. You're recognized.

MAYOR MASTERS:: I am not gonna blame the crucifixion of Jesus Christ on Jonathan Evans.

[Chuckles]

MAYOR MASTERS:: Let me, let me make this statement. Usually, when the City does not meet certain deadlines by certain agencies, usually a letter is written to the Mayor. And that has been a practice for several times. Now, why this guy did not no cc different people in, in the City, I don't know. But it did give me caution because I.., when I see the Governor's name, although it's not from the Governor's office, but when I see the Governor's name on it, it, it does give me some concern because we don't want to 'cause a domino effect. And, we get one letter because we didn't meet a deadline, and then we get another letter for another deadline, if that's the case, we don't wanna end up in.., people have been saying for some months, we could end up with receivership, and the Governor's gonna take over and all that kinda stuff, which, I know that's, that's gonna happen because we have a good City, good government and sometimes we just don't deadlines.

But, in the conversation that you and I had on yesterday, would you state on the record, and you kind of said a little bit today, I mean, this evening, but would you state on, on the record... And, and this not a, a supreme court test here, we just didn't meet the deadline by May 30th. And that's, that's the bottom line but, you know, it's not, it's not like it's a deal breaker but what you just state on the record.., and I'll make sure the City Clerk has a copy of the letter for public records. Would you just state, on the record, why...

UNK. AUDIENCE:[Inaudible]. we didn't meet the deadline?

MAYOR MASTERS:: ...we didn't meet the deadline?

UNK. AUDIENCE:[Inaudible].

MAYOR MASTERS:: I, I didn't... Please. Thank you.

CHAIRPERSON DAVIS JOHNSON: [Inaudible] please.

MAYOR MASTERS:: Please. Just state it...

ACTING DIRECTOR OF COMMUNITY SERVICES GAGNON: I, I...

MAYOR MASTERS:: Go ahead, I'm asking.

ACTING DIRECTOR OF COMMUNITY SERVICES GAGNON: I agree, Mr. Mayor, it was definitely important to bring it, really, to the attention of everyone. I'll actually take this as an opportunity to prioritize that. I think there's been.., I guess to answer both questions, we've had a lot of items that have been pending, some for an extended period of time. So, it's really associated with prioritization of what comes first, second, third...

MAYOR MASTERS:: And you did tell me it [inaudible] short Staff. Right.

ACTING DIRECTOR OF COMMUNITY SERVICES GAGNON: This...

MAYOR MASTERS:: Well, I just want to commend you. Thank you for doing the job that you do. We're all human, sometime' we make deadline, sometimes we don't but it certainly doesn't have any reflection on your ability to get the job done. You know, I've always had a good relationship with you, right?

ACTING DIRECTOR OF COMMUNITY SERVICES GAGNON: Yes, sir.

MAYOR MASTERS:: So, continue to do your job and we'll just learn from these things and we move forward.

ACTING DIRECTOR OF COMMUNITY SERVICES GAGNON: Absolutely.

MAYOR MASTERS:: Thank you, Jeff.

ACTING DIRECTOR OF COMMUNITY SERVICES GAGNON: Thank you.

MAYOR MASTERS:: Thank you, Madam Chair. That was...

CHAIRPERSON DAVIS JOHNSON: Thank you...

MAYOR MASTERS:: ...it for me.

[Inaudible audience comment]

CHAIRPERSON DAVIS JOHNSON: ...Mr. Mayor. Madam Clerk.

ITEM NO. 12

CITY CLERK ANTHONY: Madam Chair, we are now on Item No. 12.

12. CITY CLERK ANTHONY: RESOLUTION NO. 48-18. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA RATIFYING A CONTRACT WITH LATITE ROOFING FOR THE EMERGENCY REPLACEMENT OF THE ROOF AT TATE'S GYM FOR THE AMOUNT OF \$136,685, \$6,350 FOR HVAC UPGRADES ON THE ROOF AND \$23,000 TO BRING THE ELECTRICAL FEEDS AND SERVICES ON THE ROOF TO CODE, AUTHORIZING THE FINANCE DIRECTOR TO APPROPRIATE AND TRANSFER \$166,035 FROM ACCOUNT NUMBER 602-0203-581-0-0001 TO 001-1232-572-0-6201 AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE SAID AGREEMENT AND PROVIDING AN EFFECTIVE DATE.

DEPT. DIRECTOR: RICHARD BLANKENSHIP (561) 845-3411

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

CHAIRPERSON DAVIS JOHNSON: Thank you, Madam Clerk. Mr. Horton.

ASSISTANT CITY MANAGER HORTON: Thank you, Madam Chair. We have Mr. Richard Blankenship here who will make a presentation.

PARKS & RECREATION DIRECTOR BLANKENSHIP: Good evening, Mayor and Council. Richard Blankenship, Parks & Recreation Director. This is simply an emergency replacement of the roof at Tate's Gym that suffered some damage from Hurricane Irma and we had a tight, tight window to get this in before summer camp started and, if you know how much rain we've had over the last month or two, I have to commend the contractor for getting it done, but this is simply asking you to ratify that contract.

And I'll answer any questions that you may have?

CHAIRPERSON DAVIS JOHNSON: Are there any questions from the Board? [Pause]. Hearing none, Madam Clerk. Oh...

COUNCILPERSON BOTEL: I make a motion...

CHAIRPERSON DAVIS JOHNSON: ...motion, please. I'm sorry.

COUNCILPERSON BOTEL: I make a motion.

CHAIRPERSON DAVIS JOHNSON: There is...

CHAIR PRO TEM HUBBARD: Second.

CHAIRPERSON DAVIS JOHNSON: ...a motion. It's been motioned and properly second. Madam Clerk.

CITY CLERK ANTHONY: Councilperson Davis?

COUNCILPERSON DAVIS: Yes.

CITY CLERK ANTHONY: Councilperson Botel?

COUNCILPERSON BOTEL: Yes.

CITY CLERK ANTHONY: Councilperson Miller-Anderson?

COUNCILPERSON MILLER-ANDERSON: Yes.

CITY CLERK ANTHONY: Pro Tem Hubbard?

CHAIR PRO TEM HUBBARD: Yes.

CITY CLERK ANTHONY: Chair Davis Johnson?

CHAIRPERSON DAVIS JOHNSON: Yes.

CITY CLERK ANTHONY: Unanimous vote.

PARKS & RECREATION DIRECTOR BLANKENSHIP: Thank you.

ITEM NO. 13

13. EXPIRATION OF THE PROFESSIONAL SERVICES CONTRACT WITH THE CITY ATTORNEY AND THE PROSPECT OF CONTRACTING WITH A PRIVATE FIRM TO PROVIDE LEGAL REPRESENTATION.

COUNCILWOMAN JULIA BOTEL (561) 845-3683

CITY CLERK ANTHONY: Madam Chair, we do have public comment cards on this Item. The acceptance of public comment cards on this Item is now closed.

CHAIRPERSON DAVIS JOHNSON: Thank you. Councilwoman Botel.

COUNCILPERSON BOTEL: Yes. I wanna preface the making of this motion by saying, first of all, that this not a.., this is not a, a vendetta, a personal vendetta of any kind. In the past, the City Attorney has been nothing less than a gentleman to me and, and I.., this is not about his conduct as a person, this is about his conduct as a, as a, an Attorney for us. It does not speak to his being a good man or a bad man, but his behavior as an Attorney and about his nonrenewal as a, as an Attorney for this City. I.., many of you may know that I put something out on Facebook, on my Facebook Page, as well as on my Nextdoor and I got almost 60 responses from citizens of this community. I have to say that I did not get one response in support of renewing his contract. And rather than give you my opinion about his performance, I wanna read some of the responses that I got from my Facebook Page, from the emails that I got and some of the Nextdoor responses. Quote:

He tried to convince the Council that they could only end the extra \$12,000 salary if TD Davis motioned for it, since he was the only Council Member who voted for it back in 2015. Several attorneys said Degraffenreidt is absolutely wrong.

Quote:

While in private practice, he sued the City multiple times on his behalf, and for others. He represented two sitting Council Members, this is a clear conflict of interest.

Unquote.

Quote:

He publicly claimed that he forms his legal opinion based on the will of the majority of the Council, add to this his arrogance, shouting shut up to a citizen during a Council meeting, he must go.

Unquote.

Quote:

He has personal conflicts of interest with a few sitting Council Members and members of the City. Watch his body language, under the breath statements and facial demeanor through, through may past meeting videos. I believe you'll note a complete lack of respect for the public in general.

Unquote.

Quote:

He provided the...

And this is the last...

He provided very bad advice to the Council regarding both the termination of Jonathan Evans and then exacerbated the situation with his bold-faced written lies to the Supervisor of Elections regarding the first recall effort. He knew perfectly well that no petitions were signed prior to the termination date of Mr. Evans in September and has purposefully misleading letter to the Supervisor of Elections was a total disservice to our, to our City.

Now, there have been... I, I, I asked for a report on the number of.., on the amount of money that we spent...

COUNCILPERSON DAVIS: Point of order.

COUNCILPERSON BOTEL: Excuse me. I'm not finished. I asked for...

COUNCILPERSON DAVIS: Point...

CHAIRPERSON DAVIS JOHNSON: One...

COUNCILPERSON DAVIS: ...of order.

CHAIRPERSON DAVIS JOHNSON: ...moment please. State your point.

COUNCILPERSON DAVIS: My point of order, I'd just like to get on the record that public records law, she read statements without mentioning the names of those who made those statements and public records law, we must know who wrote those statements, who the comments are. So, let's talk about that.

CHAIRPERSON DAVIS JOHNSON: I am not an authority on public records law. Madam Clerk, is it.., is it...

[Inaudible audience comment]

COUNCILPERSON DAVIS: You can't just...

CHAIRPERSON DAVIS JOHNSON: ...imperative...

COUNCILPERSON DAVIS: ...make..., read statements...

CHAIRPERSON DAVIS JOHNSON: Mr. Davis.

COUNCILPERSON DAVIS: ...without mentioning the names.

CHAIRPERSON DAVIS JOHNSON: Mr. Davis, please. I'm trying to...

COUNCILPERSON DAVIS: Okay.

CHAIRPERSON DAVIS JOHNSON: ...get this point addressed.

COUNCILPERSON DAVIS: Thank you so much.

CHAIRPERSON DAVIS JOHNSON: Madam Clerk.

CITY CLERK ANTHONY: Madam Chair, I am not familiar with the..., whether or not names have to be mentioned. However, I am familiar with, because it has been read into the record, it has to be made available to the public.

COUNCILPERSON BOTEL: Oh sure. I'll be happy to refer you to my Facebook Page and to Nextdoor Singer Island. These are, these are direct quotes from those sources.

May I continue, Madam Chair?

CITY ATTORNEY DEGRAFFENREIDT: [Inaudible]...

CITY CLERK ANTHONY: And Madam Chair, before Ms. Botel continues, Ms. Botel, you will have to provide a, a hardcopy to the City Clerk's office [inaudible].

COUNCILPERSON BOTEL: I'll be happy to do that.

CITY CLERK ANTHONY: Thank you.

COUNCILPERSON BOTEL: So, I was...

CHAIRPERSON DAVIS JOHNSON: Continue.

COUNCILPERSON BOTEL: I asked the Finance Department to give me a record of the money spent on outsourcing legal work, and it comes to more than one and a half million dollars, be'.., since 2016, \$945,000 since January 1, 2016 to present, made to attorneys directly from the City and payments made to attorneys through Gallagher Bassett, \$654,702. So, it seems to me that we've done an awful lot of outsourcing of, of legal work by this City and we haven't had a really good outcome, witness our last two Supreme Court cases that have not gone particularly well with Roberts, Reynolds, Bedard & Tuzzio representing us, to the tune of \$201,298.

So, I guess what I'm saying is, is that we're not getting the kind of legal advice we need. We need to have good performance here. And I am not particularly concerned about whether we have a firm representing us, I'm not look to outsource the legal work. I think that we have a good Legal Depar'.., we kind of have a good Legal Department here, but it needs to be headed by someone who has good experience in government work. And so, I make a motion that we not renew the contract with our City Attorney.

COUNCILPERSON MILLER-ANDERSON: Second.

CHAIRPERSON DAVIS JOHNSON: It's been motioned and properly second.

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON DAVIS JOHNSON: Mr. Davis, you're recognized.

COUNCILPERSON DAVIS: Usually, we get into a general discussion of what's being discussed before a motion hits the floor, so are we gonna do something different tonight?

CHAIRPERSON DAVIS JOHNSON: Mr. Davis, I don't believe that anything is being done differently. There is a motion and we can discuss it, and... You're looking at me strange...

COUNCILPERSON DAVIS: No.

CHAIRPERSON DAVIS JOHNSON: But it...

COUNCILPERSON DAVIS: No.

CHAIRPERSON DAVIS JOHNSON: ...it has been our practice...

COUNCILPERSON DAVIS: That's not true, I'm just listening.

CHAIRPERSON DAVIS JOHNSON: It has been our practice, if someone brings an issue before us, then they can state the motion and then we debate it and discuss it before taking the vote. Is that not what has happened in the past?

COUNCILPERSON DAVIS: If that's the ple'.., the direction your wanna go...

CHAIRPERSON DAVIS JOHNSON: No, no, no...

COUNCILPERSON DAVIS: ...I have no problem with it.

CHAIRPERSON DAVIS JOHNSON: ...Mr. Davis. Cla'.., point of clarification. You're...

COUNCILPERSON DAVIS: To answer your question...

CHAIRPERSON DAVIS JOHNSON: ...suggesting that we're...

COUNCILPERSON DAVIS: No.

CHAIRPERSON DAVIS JOHNSON: Mr. Davis...

COUNCILPERSON DAVIS: To answer your question...

CHAIRPERSON DAVIS JOHNSON: ...you're suggesting...

COUNCILPERSON DAVIS: ...no.

CHAIRPERSON DAVIS JOHNSON: ...that I'm doing something different and I am not.

COUNCILPERSON DAVIS: So, you're stating that anytime we all have brought our own issue up, we did not go into a general discussion before motioning at the floor? Have we consistently done that every single time?

CHAIRPERSON DAVIS JOHNSON: Mr. Davis...

COUNCILPERSON DAVIS: No.

CHAIRPERSON DAVIS JOHNSON: ...we are not consistent in a lot of things and it just...

[Inaudible audience comment]

CHAIRPERSON DAVIS JOHNSON: ...it really disturbs me when we play these games. I am telling you, we need to stop what we're doing. The theatrics are disturbing and it is counterproductive to what we need to do in order to be able to conduct this business, so if I am doing something that is improper or not in accordance and inconsistent with what has been done here, because I, quite frankly, am tired of being challenged as this Chair and being called out for doing something improper, and not following the protocol. So, if I'm not Chairing and leading in the manner in which I have been groomed and watched and supported, the, then share that with me, but I don't know that I'm doing anything out of the norm or that is different. If, in fact, I am, show me the error of my way.

COUNCILPERSON DAVIS: Well, like I said, Madam, in my own opinion, I said no, we can move forward. I disagree with you.

CHAIRPERSON DAVIS JOHNSON: We agree to disagree.

COUNCILPERSON DAVIS: That's fine.

CHAIRPERSON DAVIS JOHNSON: Okay.

COUNCILPERSON DAVIS: [Inaudible].

CHAIR PRO TEM HUBBARD: Madam Chair?

CHAIRPERSON DAVIS JOHNSON: May we conduct the business of the City?

[Inaudible dais comment]

CHAIRPERSON DAVIS JOHNSON: That is what we're here to do. Let's do that, please. Did you have any further comments, Mr. Davis?

COUNCILPERSON DAVIS: I don't.., I.., it's very clear that I've done a presentation.., not a presentation, but we've done evaluations. My evaluation can speak for itself, that what we've done, so there's no reason for me to have anything in discussion when I've done my fiduciary responsibility. So, we all are being charged to do that by the Charter, and for some reason, we all choose not to follow the Charter, but I'm gonna continue to follow the law.

[Audience exclamation]

COUNCILPERSON DAVIS: I'm not here to make anyone in the audience happy who don't wanna follow the law but...

CHAIRPERSON DAVIS JOHNSON: Point of order.

COUNCILPERSON DAVIS: ...I've been consistent...

CHAIRPERSON DAVIS JOHNSON: Let's just [stammer]....

COUNCILPERSON DAVIS: I've been consistently, over the last five years, doing my responsibility as an elected official, doing what we've been charged to do. And if it makes people uncomfortable for doing the right thing, I will continue doing the right thing. But the reality of it is, we.., I know some of us up here, and we've stated it for the record, and you've been one them, that we have done evaluations. Now, I don't need to say anything else. The evaluation's very clear. It's public record. I don't need [inaudible]...

CHAIRPERSON DAVIS JOHNSON: And for those of us that completed the evaluation, that, that evaluation will stand.

COUNCILPERSON DAVIS: Exactly. And, and I agree with you on that.

CHAIRPERSON DAVIS JOHNSON: Are there any further comments?

CHAIR PRO TEM HUBBARD: Ma'am? Madam Chair?

CHAIRPERSON DAVIS JOHNSON: Chair Pro Tem.

CHAIR PRO TEM HUBBARD: In listening to the, I guess, the overview of this, this particular Item, this.., it was challenged... You know, one of the comments that was made, or one of the challenges that was stated was that, to have someone that was versed in government, municipal government. The facts are the facts, Mr. Degraffenreidt is very versed in, in governmental affairs. He.., this is a small town, he has represented

a lot of, a lot of people. So, the, the majority of any vote is what the department head will have to follow, it will have.., the City Manager will have to follow, and that's why the things come to us. So, when he made that statement, for it to be misconstrued as that he only follows the three votes.., often time, you will hear a department head or manager say, 'I bring the Item so I can get a majority or a consensus as to how I need to, to move, to move forward.' And, that he's only taking directions from three people, he's taking direction from the majority. That's what everybody's gonna do, from the department heads, from the City Manager, straight on down, the consensus or the majority vote. That's how.., that's, that's just how it works. I don't think that we have, you know, we need to try to defame anybody's character as, as far as service goes. The, the recall.., someone stated that he had something to do with the recall because he gave the ci'.., the Supervisor of Election what she asked for. And the Clerk's office, and everybody that reviewed it, gave the, gave that information to the Supervisor of Election. What was the first date of the first application that was signed? That was simple. All you do is look through this side, hand it to the woman and she see' for herself. So, it wasn't like anything was done underhandedly. When you don't' wanna keep somebody or something, you don't have to defame their character to, to, to that end.

No, I'm not for us having a firm here. I think that we do need.., that, that having a, having our own Attorney here is sufficient for us. We're a small, unique, boutique type of community, and I think it's in our best interest to, to have our own Attorney. All those cases, and all those figures, and all those monies that you just heard, you can bet those cases are older than two years. To run up those kinds of, of bills.., those, those, those cases started quite, quite some time ago, most of 'em. Most of them has. So.., and especially with the, the lawsuit as Mr. Fane Lozman pointed out to us, that's he's been fighting that for ten to.., for, for the betterment of ten years, he's been fighting us with that. So, that.., so that firm is.., was brought in by Mrs. Ryan specifically for that. So, that has nothing to do with any of us up here now. Those lawsuits and those legal actions that are, that are taking place right now, started long before we got here. As a matter of fact, I don't think we initiated any lawsuits since we've been up here. I don't think we have initiated any lawsuits since we've been up here.

COUNCILPERSON DAVIS: Nope.

[Inaudible audience comment]

CHAIR PRO TEM HUBBARD: So, that is not.., that's nothing that, that we.., that's not something we initiated. The.., so, the figure is cumulative, over a time that they.., we've been defending going back and forth to court, but it had nothing to do with something that we', we set into play.

So, I just wanted to state that to, to, to clarify some of those.., some, some of the comments that were, that, that were made and.., because of them, you know.., it's just not factual at this time.

CHAIRPERSON DAVIS JOHNSON: Any other comments?

COUNCILPERSON MILLER-ANDERSON: Yes.

CHAIRPERSON DAVIS JOHNSON: Councilwoman Miller-Anderson, you're recognized.

COUNCILPERSON MILLER-ANDERSON: As one of the people that did vote in favor of bringing Mr. Degraffenreidt on, back two years ago, I can tell you that I have totally changed my perspective over the past two years. I've had conversations that's been both public and private with Mr. Degraffenreidt and I really believe at this time we do need to move in another direction. Many of the things that Dr. Botel already spoke of are, you know, those were events that took place mainly in the public, so it's well documented, as well as, you know, just getting information, not all the time did it come.., it was [stammer], somewhat like a slant put on 'em, the answers and not always very forthcoming in telling the truth or, you know, putting a spin on the truth or giving you half of the truth, are just some of the things in which I encountered. I do believe that, you know, obviously, I'm not in favor of outsourcing, however, that's what we've been doing. I mean, that's what's been going on for years. I mean, listening to some of the, the amounts in which Councilwoman Botel just spoke of, that, that's outsourcing at it's finest. And so, we're talking about not wanting to outsource but that's what we've been doing.

And so, I, you know, would certainly be in favor of taking a look at what the cost would be or, you know, getting some quotes or proposals in terms of a law firm, to see how that works. And then also, in seeing how we could.., if it's necessary, if we're able to try to.., and I do understand because a lot of these areas are specialized. You can probably not have the, the right attorney for whatever specialty area that we made need them for. But, maybe at some point we could have a conversation if we're gonna go with having our own Legal Department and having a head City Attorney. Maybe it's a matter of bringing in additional attorneys who specialize in various areas. Obviously, that would be expanding our Legal Department but I would hope that, with expanding our Legal Department, we are going to then cut back on the amount of outsourcing that we're doing.

So, I think that's, you know, a couple things to take a look at but I am certainly not in favor of continuing with Mr. Degraffenreidt at the helm of the Legal Department.

Thank you.

CHAIRPERSON DAVIS JOHNSON: Thank you. I do not favor, nor will I support bringing in a firm to operate the Legal Department for the City of Riviera Beach. I believe that it would be costly. I understand that we have had to sub out the work because there is not a group of individuals who specialize in every area of law. We have to be realistic about that and I don't think that any municipality has a cadre or attorneys that can address every issue that will come forward.

Now, what I will state is, I understand the challenges that some of us have had with the Attorney. With that being said, I believe that it probably would be most proper for us to.., if there is a decision or a will not to continue on with the City Attorney, we need to allow him to close out issues that are ongoing and I would recommend that we allow

him six months to complete what is going on in the City Attorney's office while we search for a City Attorney and set the parameters that this Board wishes to have as it relates to the experience that we wish that Attorney to have and to possess. If the.., if there's also a will to increase the number of attorneys in our, in our Staff, then we need to address that as we address our budget.

But we.., the City.., our City, with its size and its unique challenges, in my opinion, need.., we to have an Attorney on Staff that is going to be available to us, that will be able to address the inhouse issues that we don't need to pay a firm to address. We need to.., we talk about fiscal responsibility and I believe that that is a part of being fiscally responsible. I am not, I am not in favor of a firm, and I won't support that. And I, again, I say, I will support continuing with Mr. Degraffenreidt for six months while we search for a permanent City Attorney and we can solicit the assistance of League of Cities or whatever organizations we need to in order to advertise for an Attorney, but I believe, for me, that is the direction that I would be willing to go as it relates to our City Attorney.

COUNCILPERSON BOTEL: Madam...Oh, sorry.

CHAIRPERSON DAVIS JOHNSON: Mr. Mayor, you're recognized.

MAYOR MASTERS:: [Chuckle]. Okay. Thank you. I guess you read my mind [inaudible] I hadn't said anything. But anyway, I've always, I've always, from day one, even when Pamala Ryan was here, I've always supported a, a law firm with a lawyer from the firm on the ground here. That's number one. Number two, I've been thinking about this issue, I've.., we've even done a poll on Facebook to see how the...

[Inaudible audience comment]

MAYOR MASTERS:: ...people felt about this issue. But the more and more I think about it, I think at some point we probably need to decide whether or not we want the City Attorney, whoever it is, to report to the Board or to the City Manager. And, and I'm just gonna say for the record, I prefer, in the future, to look at it and I think it's probably time to, to allow the, whoever the Attorney's' gonna be, to report to the City Manager, and I'll tell you why. Because when you do that, you.., it takes the politics out of it, you're not working for three people, you don't have to worry about three.., well, how three people are going rule and, you know, are you gonna lose your job and all like that. No matter who the Attorney is, if that person get insert into working, thinking that they work for three, instead of all the Board, there may be problems, continually. So, I think we probably should look at that in, in the Charter, and also to see how other cities.., how they operate. Does the City Attorney work for the Board, does he work for the Manager?

So, whatever the pleasure of the Council is, Madam Chair.

CHAIRPERSON DAVIS JOHNSON: Thank you, Mr. Mayor. I do believe.., did I hear you...

COUNCILPERSON BOTEL: Yes, Madam Chair.

CHAIRPERSON DAVIS JOHNSON: ...Councilwoman Botel?

COUNCILPERSON BOTEL: Thank you. I, I intentionally made the motion without it mentioning whether it was a motion to bring in a firm or bring in an individual Attorney as a replacement so that we could have an opportunity to, as a Board, decide that in the future. So, it was really a motion just to not renew the contract. And I agree that it would behoove us to have a little bit of time so that we could have some opportunity to work with League of Cities, for example. I'm not sure that we need six months. We have a very competent Staff, in the Legal Department. I believe that there are people in the Legal Department who probably have enough awareness of what's going on in the, in the cases that are there, it might behoove us to have an overlap of maybe a month or two to give Mr. Degraffe'..., Degraffenreidt an opportunity to close up some of those things and I would be happy to amend my motion to not renew the contract after, let's say two months from the date of the current expiration.

COUNCILPERSON MILLER-ANDERSON: So, September the 11th? July 11, 2018 is the end of the contract, so September 11, 2018.

COUNCILPERSON BOTEL: Right.

COUNCILPERSON MILLER-ANDERSON: My second will stand for that.

[Inaudible dais comment]

CHAIRPERSON DAVIS JOHNSON: If we're..., for discussion, if we are talking about the two months, that would..., we..., I believe that we should [paus]e, not, not being 100% sure as to how long it would take us to recruit and get an Attorney onboard, I wouldn't want to cut us short. We only have Attorney Degraffenreidt and Attorney Busby in our office for day to day Staff, as it relates to attorneys. We have our paralegals and I don't want to overtax and burden. We already have a shortcoming and a short [inaudible] so I think that that would be putting undue pressure and stress on that existing Staff. So, if, if you all are not amenable to six months, then perhaps we can get through into the new Fiscal Year but we certainly need to make sure that we give ourselves time and that we are not rushing to select, and that we will have an opportunity to solicit professional organizations and other agencies and local folks who may be interested in serving in the capacity of City Attorney for the City of Riviera Beach. I just believe that two months would be putting undue pressure on the Board to select, as well as Staff to operate.

ASSISTANT CITY MANAGER HORTON: Madam Chair?

CHAIR PRO TEM HUBBARD: Madam Chair?

ASSISTANT CITY MANAGER HORTON: If I...

CHAIRPERSON DAVIS JOHNSON: Mr., Mr. Horton, please.

ASSISTANT CITY MANAGER HORTON: Thank you, Madam Chair. I, I, I would just like to speak from a point of experience, having ran independent districts and having

general counsels to answer directly to me. When I've had to dismiss a general counsel, and I've had to do that, it's, it's taken three to six months to find a person who can fill the role and meet the needs of that particular district. . So, I would encourage the Board to consider a minimum of a six months, giving you enough time. If you are able to find someone prior to that time, then you can come back and address that issue at that time. But I think you need to give yourself enough time to find the talent that you, you, you would need for the City.

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON DAVIS JOHNSON: Mr. Davis you're recognized.

COUNCILPERSON DAVIS: Thank you so much. To piggyback off what our Staff has just suggested, as we roll back two years, when Attorney Degraffenreidt applied for this job, took the job with the recommendations of a two year contract, at that time, he said, 'It is not my intent to be here long at all.' He said I wanna help you guys get this ship rolling and help you find the next City Attorney. And he said that two years ago. He said, 'I want the job for two years. With the understanding that I can help you move forward as you make a decision.' It's up to us to go ahead and focus and make a decision. Allow the search to go out for six months, allow us to go through the process. He never wanted the job no more than, maybe, two years, but we just never made a decision to even put it out so we can be in this position that we're in today. So, to his credit, he's done what he said he was gonna do. We, just as a Board, just need to go on ahead and make..., support this process that the Chair has put in pla'..., well, she's the Chair, she runs the [inaudible] respect to that, but the process needs to actually take..., go out, so we can allow ample time for many candidates to apply, go through the interviews, take our time, just make a decision, which initially, Andy Degraffenreidt said he was gonna assist us with it, he didn't wanna make this a career, he was done, he wanna do some things but he said I'm doing this to help you guys out and I love Riviera Beach. And that's how he ended up with the job. So, let's get the intent of how he got to the City, he was doing us a favor by helping us get some things in place, address some legal issues that was floating around for a while and all'..., to work with us to find someone for the long-term. And that was stated two years ago.

COUNCILPERSON MILLER-ANDERSON: Madam Chair?

CHAIRPERSON DAVIS JOHNSON: Commissioner Miller-Anderson, you're recognized.

CHAIR PRO TEM HUBBARD: We still [inaudible].

CHAIRPERSON DAVIS JOHNSON: I, I apologize. Before you, it was Chair Pro Tem.

COUNCILPERSON MILLER-ANDERSON: That's fine.

CHAIRPERSON DAVIS JOHNSON: I apologize.

CHAIR PRO TEM HUBBARD: I know it's ok. The..., one thing that, that I wanna say and go on record as saying, I think that Mr. Degraffenreidt has done a fine job. What..., some, some people might very well disagree with some of the issues that we've had up here and he..., and the, and some of the rulings that he had given us and some of the advice he has given us, I haven't always agreed and have not always wanted to take the advice that he has, he has given us. I wanted to, you know, to have my way but, unfortunately, I had to go with the ruling of him and some of the, some of the other attorneys, as recently as tonight. S, I don't think that just..., every time, you know, we don't'..., we're not gonna..., one, we're not gonna agree with the next attorney that we get, we're not gonna agree with everything that they tell us. No, we're not. Number two, you're gonna find very few that haven't sued us in some capacity. They're gonna have worked and sued us with another firm, or they're gonna have sued us individually. So, it's..., so, until, you know, I just haven't heard any substantive issues as to why that we, that we're having a problem with, with Mr. Degraffenreidt. So, that's..., and, and I wanted to, you know, to go on record as saying that. I think that he is..., has been a great lawyer and has been, and is well respected in, in, in the community and in the field. So, we, you know, we, we can move forward with whatever we're going to do, but we..., I just wanted to say, you know, put that on the record.

CHAIRPERSON DAVIS JOHNSON: Councilwoman Miller-Anderson, you're recognized.

COUNCILPERSON MILLER-ANDERSON: For the..., Madam Chair, you were recommending the six months or 'til the budget term?

CHAIRPERSON DAVIS JOHNSON: I..., my recommendation was the six months...

COUNCILPERSON MILLER-ANDERSON: Okay.

CHAIRPERSON DAVIS JOHNSON: ...to complete a search.

COUNCILPERSON MILLER-ANDERSON: Okay. When we did..., when we..., when Ms. Ryan left, if anyone recalls, I'm not sure who...

CHAIRPERSON DAVIS JOHNSON: [Inaudible] recall.

COUNCILPERSON MILLER-ANDERSON: ...may be able to recall the timeline. How much time was she still onboard with Mr. Degraffenreidt prior to him coming on? Or was there a gap of time in between? Did she stay on for a little while or no?

[Inaudible dais comment]

CHAIRPERSON DAVIS JOHNSON: If memory serves me, she didn't stay very long. She..., there was an immediate push to name Mr. Degraffenreidt after we did a preliminary, kinda topical search of local attorneys to find out if there was interest. Mr. Degraffenreidt was put forth, we did that over in the Event...

MAYOR MASTERS:: Marina.

CHAIRPERSON DAVIS JOHNSON: ...Center, if you will recall. And shortly thereafter, a motion was put on the floor to name Mr. Degraffenreidt as our permanent City Attorney, and that was done by unanimous vote.

But to answer the question specifically, there was not a long period of time, because there was this immediate move to name Mr. Degraffenreidt at that time, the City Attorney.

COUNCILPERSON MILLER-ANDERSON: Okay. Thanks. So, I'm pers'.., I'm not really in favor of the six months. And here's why, because a lotta times, what typically happens is, we'll say that and the next thing you know, six months comes, well, we haven't had a chance to do anything, we're now looking at another six months. We tend to drag things out. Just like, you know, bringing this Item before us at this time, which, you know, eventually we'll probably get to the situation with the labor attorney's contract which expired back in April, but it just came to us about a couple weeks ago. So, I just foresee it kinda gettin' away from us if we get with the six months. I, you know, I.., being that there was an okay transition, if there were any major issues that occurred when the transition happened for Ms. Ryan to Mr. Degraffenreidt, I'm not really aware of them.., there being a serious issue and that was done within a matter of a couple weeks.

So, I, you know, I would be okay with the three months, which would lead to the beginning of our budget cycle, but I'm not in favor of the six months. For me, it's a push to even do the three months but I'm willing to compromise somewhat, because as.., you know, my.., I'm looking to do July 11, 2018 and that just be it, but I am aware of wanting to have a seamless transition, so the three months, I think, would be enough time to do what we need to do and so I'm not in favor of the six months, but I could certainly support up until the new budget cycle starts.

CHAIRPERSON DAVIS JOHNSON: Commissioner Botel.

COUNCILPERSON BOTEL: Madam Chair?

CHAIRPERSON DAVIS JOHNSON: Yes.

COUNCILPERSON BOTEL: I will amend my motion yet again [chuckle]. I'll go for the three months but that's my final offer. [Chuckle].

CHAIRPERSON DAVIS JOHNSON: And, and, and we appreciate your final offer.

COUNCILPERSON BOTEL: [Chuckle].

CHAIRPERSON DAVIS JOHNSON: But let me say this.

COUNCILPERSON BOTEL: No. I, I.., let me. I, I, I agree with.., I agree with Councilwoman KaShamba Miller-Anderson. I, I think that we need to have a sense of urgency about this and I think that if we, if we say that it's six months, then it does tend to have mission creep. You know? And we, and we.., well, then it'll be seven and eight and nine, and I think that if we have a three month deadline, then we'll get it done.

[Inaudible comment]

COUNCILPERSON BOTEL: And I, I think that it's, it's something we really wanna get done. So, that's, that's what I'm gonna say, it's three months.

CHAIRPERSON DAVIS JOHNSON: I appreciate that. Let me say this for the record. When we..., my initial support was not of Mr. Degraffenreidt and I couldn't understand why we rushed to place him in at the time in which we did. So, what I'm asking for is no different than what I was asking for in the past and we rushed to name him, and we did not go through a process, it hit..., the motion hit the floor one night and all of a sudden it..., we, we all just decided okay, in order to move we need to name Mr. Degraffenreidt as our City Attorney. So, I am saying that I appreciate the position of both you and Councilwoman Miller-Anderson, but I believe that we have a team that is clear and I believe that Mr. Degraffenreidt hears us and, as Chair, following through with this to ensure that we get to selection..., solicitation, selection and eventual appointment, it's, it's, it's important to me. We may..., I understand your position but I, I stand very firmly in that because we, often times, you know, say what has happened in the past but it is time for us to do a new thing. And if we provide a time, we need to honor that time, and so I am suggesting that we all be responsive to whatever the timelines are as they are created and that we seek to place an Attorney, a permanent Attorney in the space. And so for me, six months I believe is fair and a reasonable time for us to be able to solicit and obtain a City Manager.

COUNCILPERSON MILLER-ANDERSON: So, my...

CHAIRPERSON DAVIS JOHNSON: And that...

COUNCILPERSON MILLER-ANDERSON: ...second..., my second still stands [inaudible].

CHAIRPERSON DAVIS JOHNSON: That's fine. We can call the question.

COUNCILPERSON DAVIS: Madam Chair?

CITY CLERK ANTHONY: Madam Chair, we do have public comment cards on Item No. 13.

CHAIRPERSON DAVIS JOHNSON: Okay.

CITY CLERK ANTHONY: What is the pleasure?

CHAIRPERSON DAVIS JOHNSON: We need to hear the public comments.

MAYOR MASTERS:: [Chuckle].

CITY CLERK ANTHONY: Reverend Griffin Davis.

UNK. AUDIENCE: He's already gone.

CITY CLERK ANTHONY: J.B. Dixon and Marie Davis.

MS. J.B. DIXON: It sounds to me as though the Council is ready to let the contract expire. And then the only difference is how long the transition period should take. I think that there's a compromise that might suit everyone, which is to say that it would be up to six months, so that if you do find..., and if..., hopefully the process will be a little more efficient...

[Chuckles]

MS. J.B. DIXON: ...then perhaps we've had in the past, and especially if you use an outside resource such as the League of Cities or, or somebody like that to help you solicit candidates and perhaps even do the first run through of judgments in terms of who they recommend that you look at knowing that the Council has many other things to do. If you said up to six months, then it would be..., if you happen to find somebody fabulous in two months, that would be great. And if you didn't, going to the Chairwoman's point, you would have that six months. But I, I think when you talk about mission creep, if you have six months then it seems to be written in stone that nothing will be done before six months. It's possible to, in most of these situations, that the Attorney who is leaving, having his own firm, could be available to the new person even after six months, if they should choose to need those services. And certainly, certainly, if the end of contract expires in July and you have an extension of up to six months, with the understanding that if you find somebody, it could be a week, it could be two months, could be three months, et. cetera.

And so, I would suggest that if you would consider changing the wording to up to six months, that that might satisfy everyone.

MAYOR MASTERS:: Any more public comments?

CITY CLERK ANTHONY: Madam Chair, Mr. Brady has provided a correspondence from Ms. Marie Davis to be read into the record as she had to leave. Do I have permission?

CHAIRPERSON DAVIS JOHNSON: Sure.

CITY CLERK ANTHONY: Ms. Marie Davis provided the following regarding the renewal of the City Attorney's contract:

It is a concern to many residents that the City Attorney has represented current counsel persons who have sued the City and now he appears to represent our City. It is a concern that the City Attorney has imposed himself in the recall lawsuit against Council Members who once represent'..., he once represented. It is not the responsibility of the City Attorney to represent individual Council Members under the guise of representing our residents of the City in a recall lawsuit. It is his fiduciary responsibility to represent that best interest and welfare of the residents of Riviera Beach and not City Council Members. Individuals of the City Council are not his employer, the citizens of Riviera Beach are his employer. When Council

Members and employees are fearful enough to seek advice of a personal attorney, it translates to a lack of trust and a lack of confidence in the advice from the City Attorney.

I urge you not to renew his contract.

Madam Chair, that completes public comment cards for this Item.

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON DAVIS JOHNSON: Mr. Davis, you're recognized.

COUNCILPERSON DAVIS: Thank you. I'm gonna be very brief. I wanna state for the record, we've all maybe at some point in time had legal issues one way or the other and anytime, myself, I will state just for the record, yes, I've hired Attorney Degraffenreidt, yes, I've hired Michael Brown, yes, I've hired four.., two other attorneys all from Riviera Beach. I'm a person that spends all of my money in my community and out of all those cases, guess what? Won every last one of them. And, at no point, did I every sue the City of Riviera Beach. I would never sue my own City that I love so much. I think that would be something I could never stand with, that I would never sue my own City.

Mr. Degraffenreidt, Attorney Degraffenreidt, [inaudible] make the proper calls across the State of Florida, judges, other attorneys will tell you how they feel about him. Not because there's been one issue in the City that's been ran down the road and folks don't like the decision that was made.., any decision that he do' that's unethically, we have the Florida Bar to address those issues. You know? And just for, for my integrity, and my name and the City I grew up in, that I so do love, I will do everything I can to protect this City and hire the best person for the job. And when we hired Attorney Degraffenreidt, once again, he was hired with the intent to help us find someone and keep this City moving forward until we make a decision. And that was the initial intent.

And if you really wanna help this City and do, do something good for the City, whoever we hire, at some point, sit down and have a conversation and find out what's really going on, and you might just learn something, and might can help give something back, but at some point, people need to start doing things to help this City instead of tearing this City down and thinking because you have money, that you can tell us what to do.

UNK. AUDIENCE: Exactly. [Inaudible].

MAYOR MASTERS:: Madam Chair?

CHAIRPERSON DAVIS JOHNSON: Mr. Mayor, you're recognized.

MAYOR MASTERS:: Before the.., as the Council prepa'.., first of all, I like, I like the recommendation, the compromise suggestion of J.B. Dixon. I think it's, it's fair, if the other Council Members can, can agree, but I've always been the type of person that always wanna hear from whoever, if we're talking about someone. And Madam Chair, if

it would be in order, I would like to hear to hear from the Attorney. On this motion that's [inaudible]. I just wanna see if he has anything to say.

MS. J.B. DIXON: [Inaudible].

CHAIRPERSON DAVIS JOHNSON: Mr. Degraffenreidt, is it your pleasure to speak or are...

CITY ATTORNEY DEGRAFFENREIDT: I'll wait.

CHAIRPERSON DAVIS JOHNSON: Ms. March, please.

UNK. AUDIENCE: [Inaudible].

CHAIRPERSON DAVIS JOHNSON: Ms. March, please.

[Inaudible audience comments]

CITY ATTORNEY DEGRAFFENREIDT: I would prefer [inaudible].

CHAIRPERSON DAVIS JOHNSON: Okay.

MAYOR MASTERS:: Okay. I just want you to have that opportunity. Thank you, Madam Chair.

CHAIRPERSON DAVIS JOHNSON: Okay. Are you amenable to the compromise?

COUNCILPERSON BOTEL: Yes. With the previso though that we immediately seek the assistance of Florida Leagues of Cities, that would be my.., that would.., I would want... Again, because I would guar'.., want us to guard against any appearance of stalling or, you know, letting it slide, that would be my only caution. So...

CHAIRPERSON DAVIS JOHNSON: [Inaudible].

COUNCILPERSON BOTEL: ...but yes. I would, I would, I would be amenable to modifying the motion with up.., having it be up to, or, or, or until such time as we would find a replacement, with the previso that we start right away.

CHAIRPERSON DAVIS JOHNSON: May I just provide you with a point of clar'.., clarity as it relates to my mention of the League of Cities.

COUNCILPERSON BOTEL: Yes.

CHAIRPERSON DAVIS JOHNSON: That is the League of Cities and other organizations...

COUNCILPERSON BOTEL: As an example.

CHAIRPERSON DAVIS JOHNSON: ...to advertise.

COUNCILPERSON BOTEL: Yes.

CHAIRPERSON DAVIS JOHNSON: Not to come in and to help...

COUNCILPERSON BOTEL: Oh, no, no.

CHAIRPERSON DAVIS JOHNSON: ...but to advertise.

COUNCILPERSON BOTEL: Yes.

CHAIRPERSON DAVIS JOHNSON: Were you clear?

COUNCILPERSON BOTEL: Yes.

CHAIRPERSON DAVIS JOHNSON: On that? Okay. [Stammer], Councilwoman Miller-Anderson, are you amenable to make that adjustment with your second?

COUNCILPERSON MILLER-ANDERSON: Can you just say again..., 'cause you just added on until someone is to...

COUNCILPERSON BOTEL: Up to six months or until we find a replacement. So, in other words...

COUNCILPERSON MILLER-ANDERSON: [Inaudible].

COUNCILPERSON BOTEL: No, no, no, no, no, no, no, no, no. I mean, we get somebody next week, that's it. You know what I'm saying? [Stammer], I'm saying, six months, that's it. [Chuckle]. It's [inaudible], up to six months, we, we better find somebody. Six months is it. But, we're looking to find a replacement well in advance of six months. Am I...

UNK. AUDIENCE: Yeah.

COUNCILPERSON BOTEL: Yeah.

UNK: Yeah.

CHAIRPERSON DAVIS JOHNSON: I would ask...

[Inaudible audience comments]

CHAIRPERSON DAVIS JOHNSON: I would ask respectfully, please that the public not [stammer]... [Chuckle]. Involve themselves in the discussion so as not..., so as to keep the disruption down. Mr. Attorney, you wanted to...

CITY ATTORNEY DEGRAFFENREIDT: The contract...

CHAIRPERSON DAVIS JOHNSON: ...be recognized.

CITY ATTORNEY DEGRAFFENREIDT: ...the time period I'm working, it will be.., it will be under the same terms and conditions of the existing agreement, correct?

CHAIRPERSON DAVIS JOHNSON: Yes.

CITY ATTORNEY DEGRAFFENREIDT: Alright. Thank you. No problem.

COUNCILPERSON BOTEL: Oh, now.

CHAIRPERSON DAVIS JOHNSON: [Stammer]....

COUNCILPERSON BOTEL: Excuse me.

CHAIRPERSON DAVIS JOHNSON: We're.., his contract is his contract. We're, we're saying what the term is, we're not changing his pay...

COUNCILPERSON BOTEL: No, no, no. We're not changing his pay but we would be having the opportunity to have that contract end at such time as we find someone...

CHAIRPERSON DAVIS JOHNSON: Absolutely.

COUNCILPERSON BOTEL: ...comes in? That's all.

CHAIRPERSON DAVIS JOHNSON: Yes. But...

COUNCILPERSON BOTEL: Without have to pay him four months as the current contract stipulates.

[Inaudible dais comment]

COUNCILPERSON BOTEL: The current contract stipulates that we would have to pay him four months...

CHAIRPERSON DAVIS JOHNSON: That is provided he's terminated, correct?

COUNCILPERSON BOTEL: Yeah. So, exactly. So...

CHAIRPERSON DAVIS JOHNSON: We're not terminating him, we are extending the contract. And once we complete the search...

COUNCILPERSON BOTEL: Exactly.

CHAIRPERSON DAVIS JOHNSON: ...and the cure...

COUNCILPERSON BOTEL: Exactly.

CHAIRPERSON DAVIS JOHNSON: ...that, that contract will end.

COUNCILPERSON BOTEL: Right. [Stammer], we're clear on that, right?

COUNCILPERSON MILLER-ANDERSON: Madam Chair?

CHAIRPERSON DAVIS JOHNSON: Councilwoman Miller-Anderson, you're recognized.

COUNCILPERSON MILLER-ANDERSON: So, then...

[Inaudible dais comment]

COUNCILPERSON MILLER-ANDERSON: ...we need to make sure that when..., because this one will expire, then we need to do modify the contract to say what it is that we're agreeing on. So, it will be put in there that it's, you know, up until...

CHAIRPERSON DAVIS JOHNSON: Mhmm, mhmm.

COUNCILPERSON MILLER-ANDERSON: You know, so we won't just continue with what is already in place. The July 11th will expire, the new one will then state the six months or less. You know? And obviously, the part about the termination, that wouldn't need to be in there because he..., it won't be a termination, like he...

CHAIRPERSON DAVIS JOHNSON: Right.

COUNCILPERSON MILLER-ANDERSON: ...just stated. So...

COUNCILPERSON BOTEL: Right.

COUNCILPERSON MILLER-ANDERSON: ...we would need to modify the contract. So...

CHAIRPERSON DAVIS JOHNSON: We will need to ratify it and we can bring it back at...

COUNCILPERSON MILLER-ANDERSON: Right.

CHAIRPERSON DAVIS JOHNSON: ...the July 18th meeting...

COUNCILPERSON MILLER-ANDERSON: That'll be good.

CHAIRPERSON DAVIS JOHNSON: ...with the revisions to the contract as indicated by the Board.

COUNCILPERSON MILLER-ANDERSON: Mhmm.

COUNCILPERSON BOTEL: Right.

CHAIRPERSON DAVIS JOHNSON: Alrighty. Any further discussion? Madam Clerk.

COUNCILPERSON MILLER-ANDERSON: Well, I didn't say whether or not...

CHAIRPERSON DAVIS JOHNSON: Oh, I'm sorry.

COUNCILPERSON MILLER-ANDERSON: ...my second still...

CHAIRPERSON DAVIS JOHNSON: ...Are you, are you...

COUNCILPERSON MILLER-ANDERSON: ...stood though.

CHAIRPERSON DAVIS JOHNSON: Will your second...

COUNCILPERSON MILLER-ANDERSON: I'm...

CHAIRPERSON DAVIS JOHNSON: ...stand??

COUNCILPERSON MILLER-ANDERSON: I, I., my., I wanna say no, I don't...

CHAIRPERSON DAVIS JOHNSON: Okay.

COUNCILPERSON MILLER-ANDERSON: ...but I'm gonna be a team player because we're gonna make sure we modify the contract, but I...

CHAIRPERSON DAVIS JOHNSON: Hey, teamwork.

COUNCILPERSON MILLER-ANDERSON: I., yeah. I'm not really in favor of it but I will go with it as long as we indicate what we're talking about and, like she said, get started on this. I don't wanna kick this can down the road, and modify that contract.

CHAIRPERSON DAVIS JOHNSON: Thank you. It has been motioned and properly second. Madam Clerk.

CITY CLERK ANTHONY: Madam Chair, let me just state to the Board, that once you vote on this Amendment, if it is approved, we need to go back and insert the wording into the main motion and vote on that.

CHAIRPERSON DAVIS JOHNSON: So...

CITY CLERK ANTHONY: And that's according to Robert's Rules of Order.

CHAIRPERSON DAVIS JOHNSON: What should we be doing, Madam Clerk?

CITY CLERK ANTHONY: Right now, you're gonna vote on the Amendment, and then what will happen is, we will go back and restate the main motion with the inserted verbiage.

CHAIRPERSON DAVIS JOHNSON: Okay.

CITY CLERK ANTHONY: And vote on that motion.

CHAIRPERSON DAVIS JOHNSON: Okay. Thank you.

CITY CLERK ANTHONY: That, that's...

COUNCILPERSON BOTEL: Yeah.

CHAIRPERSON DAVIS JOHNSON: I believe we're clear.

UNK: [Inaudible]?

CHAIRPERSON DAVIS JOHNSON: Are we all clear?

COUNCILPERSON BOTEL: Yes.

CHAIRPERSON DAVIS JOHNSON: Okay. Madam Clerk.

COUNCILPERSON BOTEL: Okay.

CITY CLERK ANTHONY: Councilperson Botel?

COUNCILPERSON BOTEL: Yes.

CITY CLERK ANTHONY: Councilperson Miller-Anderson?

COUNCILPERSON DAVIS: Yes.

CITY CLERK ANTHONY: Councilperson Miller-Anderson?

COUNCILPERSON MILLER-ANDERSON: Yes.

[Chuckles]

COUNCILPERSON DAVIS: Who?

CHAIRPERSON DAVIS JOHNSON: Miller-Anderson.

COUNCILPERSON DAVIS: Oh, I'm sorry.

[Chuckles]

CITY CLERK ANTHONY: Pro Tem...

COUNCILPERSON DAVIS: I'm not...

CITY CLERK ANTHONY: ...Hubbard?

COUNCILPERSON DAVIS: ..impersonate...

CHAIR PRO TEM HUBBARD: Yes.

[Inaudible dais comment]

CITY CLERK ANTHONY: Councilperson Davis?

COUNCILPERSON DAVIS: Terence Davis?

[Chuckles]

CITY CLERK ANTHONY: I called Councilperson Davis.

COUNCILPERSON DAVIS: Yes.

CITY CLERK ANTHONY: Chairperson Davis Johnson?

CHAIRPERSON DAVIS JOHNSON: Yes.

CITY CLERK ANTHONY: Unanimous vote. Okay. The motion that is now on the floor is to [pause] terminate the current contract with the...

CHAIRPERSON DAVIS JOHNSON: No. There was...

CITY CLERK ANTHONY: No. No, no, no.

CHAIRPERSON DAVIS JOHNSON: ...no motion.

CITY ATTORNEY DEGRAFFENREIDT: [Inaudible] let it expire.

CITY CLERK ANTHONY: Let the contract.., the current contract for the City Attorney to expire and to keep him on up to six months or until someone is hired with the terms of the con'.., of a new contract to be brought back before the City Council.

[Inaudible dais comment]

COUNCILPERSON MILLER-ANDERSON: Madam Chair?

CHAIRPERSON DAVIS JOHNSON: Or ratification.

COUNCILPERSON MILLER-ANDERSON: I, I still have a little concern with the way we're adding that, 'until'... Could we say no more than six months? I mean...

CHAIRPERSON DAVIS JOHNSON: She said...

COUNCILPERSON MILLER-ANDERSON: ...I, I know...

CHAIRPERSON DAVIS JOHNSON: ...up to six months, right.

COUNCILPERSON MILLER-ANDERSON: She did say that but then sh'.., it says, or until... I just.., it just.., I just don't want any foolishness, I just don't. I, I...

CHAIRPERSON DAVIS JOHNSON: We, we wouldn't...

COUNCILPERSON MILLER-ANDERSON: I'm, I'm serious.

CHAIRPERSON DAVIS JOHNSON: ...have foolishness. I understand.

COUNCILPERSON MILLER-ANDERSON: You see what [inaudible]...

CHAIRPERSON DAVIS JOHNSON: We won't have foolishness. I believe that it's clear and everyone has stated their point clearly as to what the intent is. We have to, at some point...

COUNCILPERSON MILLER-ANDERSON: I, I don't have to 'cause I know what I've dealt with, so I'm only going...

CHAIRPERSON DAVIS JOHNSON: I said we.

COUNCILPERSON MILLER-ANDERSON: ...by...

CHAIRPERSON DAVIS JOHNSON: ...I did not...

COUNCILPERSON MILLER-ANDERSON: ...experiences...

CHAIRPERSON DAVIS JOHNSON: ...say you.

COUNCILPERSON MILLER-ANDERSON: Right. Okay.

CHAIRPERSON DAVIS JOHNSON: And I understand your...

COUNCILPERSON MILLER-ANDERSON: Right.

CHAIRPERSON DAVIS JOHNSON: ...experience.

COUNCILPERSON MILLER-ANDERSON: So, that's why I'm, I'm voicing that, that I need you to understand that...

CHAIRPERSON DAVIS JOHNSON: I understand.

COUNCILPERSON MILLER-ANDERSON: ...that there's a ready why.

CHAIRPERSON DAVIS JOHNSON: I understand.

COUNCILPERSON MILLER-ANDERSON: That I'm voicing what I'm voicing is because of my experiences. So, I just wanna make sure that we are clear in the verbiage, that it is not to go beyond the six months, you know, up to, like you said, but we keep adding that one little part on there about, 'or until we find someone.' So, it's almost like [inaudible]...

CITY CLERK ANTHONY: That's the Amendment.

COUNCILPERSON MILLER-ANDERSON: ...Contradicting each other.

CITY CLERK ANTHONY: That's the Amendment, Councilperson...

COUNCILPERSON MILLER-ANDERSON: Yeah.

CITY CLERK ANTHONY: ...Miller-Anderson...

COUNCILPERSON MILLER-ANDERSON: I know.

CITY CLERK ANTHONY: ...that was...

COUNCILPERSON MILLER-ANDERSON: I know.

CITY CLERK ANTHONY: ...just voted upon. I believe.

COUNCILPERSON MILLER-ANDERSON: I'm just saying.

CITY CLERK ANTHONY: ...your coll'.., colleagues have heard you. As you know, just like with, with the situation with the City Manager, where that contact expired, it is on the Board to go ahead and handle business the way.., in'.., within the timeframe in which you all have set for yourselves.

COUNCILPERSON MILLER-ANDERSON: I agree.

CITY CLERK ANTHONY: Okay?

COUNCILPERSON MILLER-ANDERSON: I agree.

CHAIRPERSON DAVIS JOHNSON: [Inaudible].

COUNCILPERSON BOTEL: Okay.

CHAIRPERSON DAVIS JOHNSON: So, that's the motion.

CITY CLERK ANTHONY: That's the motion.

CHAIRPERSON DAVIS JOHNSON: Call the question. Madam Clerk.

CITY CLERK ANTHONY: Pro Tem Hubbard?

CHAIR PRO TEM HUBBARD: Yes.

CITY CLERK ANTHONY: Councilperson Davis?

COUNCILPERSON DAVIS: Yes, ma'am.

CITY CLERK ANTHONY: Councilperson Botel?

COUNCILPERSON BOTEL: Yes.

CITY CLERK ANTHONY: Councilperson Miller-Anderson?

COUNCILPERSON MILLER-ANDERSON: Yes.

CITY CLERK ANTHONY: Chairperson Davis Johnson?

CHAIRPERSON DAVIS JOHNSON: Yes.

CITY CLERK ANTHONY: Unanimous vote.

CHAIRPERSON DAVIS JOHNSON: Thank you. Item No. 14. Well, it's 10:00. Is' it 10:00?

CITY CLERK ANTHONY: It's one minute to 10:00, Madam Chair. What is the pleasure?

CHAIRPERSON DAVIS JOHNSON: What is the pleasure of this Board?

[Inaudible comments]

COUNCILPERSON MILLER-ANDERSON: Can I... So, I was trying to ask earlier about some of the Items. I don't believe we are going to get through all of these. And probably maybe 1:00 o'clock, 2:00 o'clock we may finish 'em. I'm just thinking.

CITY CLERK ANTHONY: Madam Chair, can we get a motion to extend for ten [stammer], ten, fifteen minutes first?

COUNCILPERSON MILLER-ANDERSON: I'll give a motion to extend for thirty minutes, if we can...

CHAIRPERSON DAVIS JOHNSON: I was giving five.

COUNCILPERSON MILLER-ANDERSON: Five minutes to say this? Okay.

[Inaudible dais comment]

CHAIRPERSON DAVIS JOHNSON: No. Not five minutes to say this.

[Inaudible dais comment]

COUNCILPERSON MILLER-ANDERSON: No. I don't need fi'.., no. That's not what I mean.

[Chuckles]

COUNCILPERSON MILLER-ANDERSON: No. Can I make a motion to extend for five minutes and then can we have a, a short discussion about possibly moving these to a special meeting?

UNK: Yes.

CHAIRPERSON DAVIS JOHNSON: Yes.

COUNCILPERSON MILLER-ANDERSON: Okay.

CITY CLERK ANTHONY: You need a second.

CHAIRPERSON DAVIS JOHNSON: We need a second.

UNK: Can I ask you a question?

UNK: Oh [inaudible].

CHAIRPERSON DAVIS JOHNSON: Yes Chair Pro Tem.

COUNCILPERSON BOTEL: If we need it.

UNK: [Inaudible].

CHAIRPERSON DAVIS JOHNSON: We have not.

[Inaudible dais comment]

CHAIRPERSON DAVIS JOHNSON: But we need to talk about that.

CITY CLERK ANTHONY: Madam Chair, you need to have your discussion because...

CHAIRPERSON DAVIS JOHNSON: There's a motion...

CITY CLERK ANTHONY: ...we are in a public...

CHAIRPERSON DAVIS JOHNSON: ...and a second.

CITY CLERK ANTHONY: ...meeting.

CHAIRPERSON DAVIS JOHNSON: Yes.

CITY CLERK ANTHONY: Okay.

CHAIRPERSON DAVIS JOHNSON: There's a motion and a second. Madam Clerk.

CITY CLERK ANTHONY: Councilperson Davis?

COUNCILPERSON DAVIS: Yes, ma'am.

CITY CLERK ANTHONY: Councilperson Botel?

COUNCILPERSON BOTEL: Yes.

CITY CLERK ANTHONY: Councilperson Miller-Anderson?

COUNCILPERSON MILLER-ANDERSON: Yes.

CITY CLERK ANTHONY: Councilperson...

UNK: [Inaudible].

CITY CLERK ANTHONY: Okay. Pro Tem Hubbard?

CHAIR PRO TEM HUBBARD: Yes.

CITY CLERK ANTHONY: Chair Davis Johnson?

CHAIRPERSON DAVIS JOHNSON: Yes.

CITY CLERK ANTHONY: Unanimous vote.

CHAIR PRO TEM HUBBARD: Madam Chair?

CHAIRPERSON DAVIS JOHNSON: Chair Pro Tem.

CHAIR PRO TEM HUBBARD: We have our insurance item here. If we.., I was looking to see some of the things that we're not.., that we might need to take care of right away, that we could do in five minutes. So, if you could give us maybe thirty seconds to look at what's on here and to see if we can.., anything in addition to the insurance piece? Okay. We [inaudible]...

COUNCILPERSON MILLER-ANDERSON: Madam...

COUNCILPERSON DAVIS: Madam Chair?

COUNCILPERSON MILLER-ANDERSON: ...Chair?

CHAIRPERSON DAVIS JOHNSON: Councilwoman Miller-Anderson, you're recognized, and then Councilman Davis.

COUNCILPERSON MILLER-ANDERSON: The insurance, is that one we moved off...

CHAIR PRO TEM HUBBARD: That's what I...

CHAIRPERSON DAVIS JOHNSON: That was one that was moved from Consent to Regular.

COUNCILPERSON MILLER-ANDERSON: Right. So, I would think that would probably take a little more than five minutes. If that was the case, we woulda just left it on Consent. And I don't, for me, I would not like to try to rush through that tonight. That's just my...

CHAIR PRO TEM HUBBARD: Well...

COUNCILPERSON MILLER-ANDERSON: Just.., that's just me.

CHAIR PRO TEM HUBBARD: After the.., I mean, I would like to at least start the, the, the discussion. I don't see.., [stammer], it's not a, a long or, or, lengthy robust item.

COUNCILPERSON MILLER-ANDERSON: Madam...

CHAIR PRO TEM HUBBARD: So, that's why I would, at least, like to do that because that's something that we wanna have... I mean, if that's the only thing that we want.., it wanted to vote for thirty minutes is what I'm suggesting, and we do that, then we.., everything else we can come back to.

COUNCILPERSON MILLER-ANDERSON: Madam Chair?

CHAIRPERSON DAVIS JOHNSON: Councilwoman Miller-Anderson, you're recognized.

COUNCILPERSON MILLER-ANDERSON: So, do we have... What is the.., do we have a deadline or something that we're trying to meet with this, for the insurance? That we need to take care of it tonight?

CHAIR PRO TEM HUBBARD: I thought it was [inaudible].

ASSISTANT CITY MANAGER HORTON: Madam Chair?

CHAIRPERSON DAVIS JOHNSON: Mr. Horton.

ASSISTANT CITY MANAGER HORTON: Yes. Madam Chair, we have Ms. Eureka Irvin here from the head.., from the HR Department, Interim Director. Ms. Eureka Irvin, would you come up to the podium, please?

COUNCILPERSON MILLER-ANDERSON: And, and with that, if we're able to have a special meeting, you know, maybe at the beginning of the week or something like that, depending on what she's saying the, the, the urgency is, maybe we can put this on so that we don't have to rush through it tonight.

CITY CLERK ANTHONY: And Madam Chair, let me remind you too, you all need to be mindful of your comments because you only have two minutes.

COUNCILPERSON MILLER-ANDERSON: Yeah.

CHAIRPERSON DAVIS JOHNSON: Motion to extend for thirty minutes, absolute.

COUNCILPERSON DAVIS: Second.

CHAIR PRO TEM HUBBARD: Second.

CITY CLERK ANTHONY: Council'...

CHAIRPERSON DAVIS JOHNSON: It's been motioned and properly second.

CITY CLERK ANTHONY: Councilperson Miler-Anderson?

COUNCILPERSON MILLER-ANDERSON: Yes.

CITY CLERK ANTHONY: Councilperson Botel?

COUNCILPERSON BOTEL: Yes.

CITY CLERK ANTHONY: Councilperson Davis?

COUNCILPERSON DAVIS: Yes, ma'am.

CITY CLERK ANTHONY: Pro Tem Hubbard?

CHAIR PRO TEM HUBBARD: Yes.

CITY CLERK ANTHONY: Chair Davis Johnson?

CHAIRPERSON DAVIS JOHNSON: Yes.

CITY CLERK ANTHONY: Unanimous vote.

CHAIRPERSON DAVIS JOHNSON: Thank you.

HUMAN RESOURCES IRVIN: Eureka Irvin, Human Resources Department.

I will defer our Risk Manager to come up and to address this Item.

CHAIRPERSON DAVIS JOHNSON: Good evening, Ms. [inaudible]...

RISK MANAGER SULLIN: Mayor and Council, Marie Sullin, Risk Manager. With reference to this particular Item, we do have a deadline. As you know, with any insurance policy, our insurance basically expired on September 30th. And we have an open enrollment process that needs to take place sometime between August to make payroll deadline. In addition to that, a statistic that was given to us with the rates, the four percent increase, Aetna guaranteed those rates based on the statistic that was currently run. If they run additional month', we can run into other issues where, obviously, our loss ratio would increase, which would mean that the statistic wouldn't go from 86% to a higher amount. That's a risk that we would run into if we do not basically renew our contract, or if we go out for bid. That's something that we would risk going into.

COUNCILPERSON MILLER-ANDERSON: Madam Chair.

CHAIRPERSON DAVIS JOHNSON: Councilwoman Miller-Anderson, you're recognized.

COUNCILPERSON MILLER-ANDERSON: Okay. So, so, doing this, where we're given enough time to discuss it at the beginning of next week won't necessarily put us in a par'.., a serious bind. We're talking about just several days, or sometime next week, if not, you know, our CRA or another day during that time on next week to address this issue so that we could properly have time to go through this, should not put us in a, a serious bind.

RISK MANAGER SULLIN: If indeed we're saying next week, I would say no.

COUNCILPERSON MILLER-ANDERSON: Okay.

RISK MANAGER SULLIN: We would have to stick to that deadline.

COUNCILPERSON MILLER-ANDERSON: Yeah. Of course.

CHAIRPERSON DAVIS JOHNSON: So, here's my recommendation. We can call a special meeting to complete this Agenda, with no add-ons. No add-ons.

COUNCILPERSON MILLER-ANDERSON: [Inaudible].

CHAIRPERSON DAVIS JOHNSON: Are, are we...

COUNCILPERSON MILLER-ANDERSON: Mhmm.

CHAIRPERSON DAVIS JOHNSON: Because we need to complete the business of the City and the extra conversation has prevented us from doing that. So, if we can look at our calendars and identify a date to handle the remaining issues on this Agenda with no add-ons, then I would support us calling a special meeting to address this, and addressing the issue of employee insurance and the remaining Items on this Agenda, with no add-ons.

CHAIR PRO TEM HUBBARD: Can we ask Mr. Bernstein a quick question? Please.

CHAIRPERSON DAVIS JOHNSON: Pro Tem, you're recognized.

CHAIR PRO TEM HUBBARD: Thank you.

CHAIRPERSON DAVIS JOHNSON: Would you speak into the microphone with your request, please?

CHAIR PRO TEM HUBBARD: My request, Madam Chair, to you is, is it possible that I can ask Mr. Bernstein one question concerning, concerning this, this extension?

CHAIRPERSON DAVIS JOHNSON: Mr. Bernstein, would you please come to the mic?

CHAIR PRO TEM HUBBARD: Just, as you come, Mr. Bernstein, just a quick question. What.., with, with the four percent, what did.., did Aetna give us anything in writing or anything that would, that would jeopardize that? And, understand my reason for asking

and wanna be clear on this is because we started way up at twenty-five percent, and I know you guys worked hard to get us down here to four percent, and we're excited about that, and we don't wanna do anything to jeopardize that, coming from twenty-five down to a four percent increase. And so, I just wanna see, is there any indication that you think that that could change before we get back here next week?

MR. R. BERNSTEIN: Ma'am, the, the only reason that we were concerned, 'cause it was at twenty-five percent and we negotiated down to ten, down to six. And then we begged Aetna for two weeks to get down to 4.99. And the concern we had you at 86% loss ratio, and if they go one more month in that loss ratio, it's more than 86% or the same number, there is a possibility that Aetna could raise that over the 4.99. And the concern that we had for the City and for the employees of the City especially, there's certainly population that if it went over five percent, that there could be a, \$20 cost per the employees. So, that was our biggest concern.

CHAIR PRO TEM HUBBARD: Thank you. That, that was, that's what I... One minute, Bob. The..., and that's what I wanted to secure because I know we only..., this four point..., this four percent is, is, is very good for us, and I didn't wanna do anything to jeopardize that. So, that's..., that was my reason for asking and I wanted my colleagues to know why, why I was asking because we started at twenty-five percent and we're down to four percent and we can't afford to do anything, you know, to mess that up.

MR. R. BERNSTEIN: Yes, ma'am. We just wanted to make sure that the City employees got the best deal that we could do and we felt that coming down from twenty-five to 4.99 was good. And the last four years, if you look at the record of Aetna and the job they perform for the City, you'll see that they've been four percent and under, and most of the other cities around the country, including our community, has been ten percent or more on an average, so we thought that it was important to protect the employees of, of the City, and also protect the cost for the City at the same time. That, that was our, our biggest concern.

CHAIRPERSON DAVIS JOHNSON: Thank you, Mr. Bernstein. And I would like to go on record as to thank you and your team for working to negotiate the best rates possible for the employees of the City of Riviera Beach. We have our challenges, yes, but we wanna make sure that we provide adequate healthcare at a reasonable cost that does not tax or put an additional burden on our residents. So, tha'..., on our employees. So, thank you so much for that.

One moment...

MR. R. BERNSTEIN: Thank you too.

CHAIRPERSON DAVIS JOHNSON: ...please. One moment. Can we look at our calendars rally quickly? Are you all available on Tuesday, the 26th for a special meeting?

COUNCILPERSON MILLER-ANDERSON: I am. Monday, Tuesday or Thursday.

CHAIRPERSON DAVIS JOHNSON: Thursday, I can't...

[Inaudible dais comment]

CHAIRPERSON DAVIS JOHNSON: ...Thursday. Tuesday or...

[Inaudible dais comment]

CHAIRPERSON DAVIS JOHNSON: Tuesday?

COUNCILPERSON MILLER-ANDERSON: Monday, Tuesday [inaudible].

CHAIRPERSON DAVIS JOHNSON: Tuesday the 26th?

CHAIR PRO TEM HUBBARD: Don't look like I might be available for Tuesday.

CHAIRPERSON DAVIS JOHNSON: Alright. One moment. Monday. [Pause]. How does Monday look?

[Inaudible dais comment]

CHAIRPERSON DAVIS JOHNSON: Monday the 25th?

COUNCILPERSON MILLER-ANDERSON: That's fine for me.

CHAIRPERSON DAVIS JOHNSON: Monday the 25th?

CHAIR PRO TEM HUBBARD: Yes.

CHAIRPERSON DAVIS JOHNSON: Yes? Monday the 25th, yes?

UNK: Yes.

CHAIRPERSON DAVIS JOHNSON: Yes. Mr. Davis, Monday the 25th?

COUNCILPERSON DAVIS: I can't make any promises.

CHAIRPERSON DAVIS JOHNSON: You cannot make any promises? Madam Clerk, would you please schedule a meeting for Monday the 25th of, of June for a special meeting to complete this Agenda with no additions?

CITY CLERK ANTHONY: Madam Chair?

CHAIRPERSON DAVIS JOHNSON: Yes.

CITY CLERK ANTHONY: I will prepare a notice that will call a special meeting for June 25th at 6:00 o'clock p.m. and the discussion will be the remainder of the Agenda for the June 20th meeting...

CHAIRPERSON DAVIS JOHNSON: Do you need signatures?

CITY CLERK ANTHONY: ...with no additions. No, I do not because you all announced it in this meeting, I can prepare it and just sign it and post it.

CHAIRPERSON DAVIS JOHNSON: Thank you kindly. We will hold a special meeting on June 25th at 6:00 p.m. to complete this Agenda with no additions.

MR. R. BERNSTEIN: Thank you.

CHAIRPERSON DAVIS JOHNSON: Thank you.

MR. R. BERNSTEIN: Thank you very much.

[Chuckles]

CHAIRPERSON DAVIS JOHNSON: Any..., okay. Alrighty. With that understanding, we know that we will come back on the 25th to complete this Agenda.

DISCUSSION BY CITY MANAGER

CHAIRPERSON DAVIS JOHNSON: Mr. City Manager, do you have any...

ASSISTANT CITY MANAGER HORTON: Yes.

CHAIRPERSON DAVIS JOHNSON: ...discussion.

ASSISTANT CITY MANAGER HORTON: Yes, ma'am, Madam Chair. I, I wanted to talk about the.., if I can find where I put it. [Chuckle]. In my paperwork. We have some workshops coming up and I wanted to just remind the Board that... there it is. That we're looking at having a workshop for the facilities discussion on July 9th. We're also looking for the City Manager interview on July 14th, that's at 10:00 a.m. We're looking for a budget discussion, August 6th and 7th. We're also looking to have presentations of the five year Capital Plan on August 20th. And also, the parking discussion, we were gonna try and schedule it for tonight, earlier tonight, but that didn't work out. I'm sorry, not tonight, Monday night. That didn't work out, so we have to look for another ate on that. If July 9th works for the Board, I would recommend 6:00 o'clock for the Board if, if that's acceptable. For the facilities discussion.

CITY CLERK ANTHONY: Madam Chair? That workshop is already published, so we're already onboard for that.

ASSISTANT CITY MANAGER HORTON: So we're good?

CITY CLERK ANTHONY: [Inaudible].

ASSISTANT CITY MANAGER HORTON: What about July 14th for the City Ma'...

CITY CLERK ANTHONY: July 14th? That is not a workshop, it's just interviews?

ASSISTANT CITY MANAGER HORTON: Yes.

CITY CLERK ANTHONY: That will be a FYI notice so there's no need to po'.., for signatures on that.

ASSISTANT CITY MANAGER HORTON: Then, August 6th and 7th?

CITY CLERK ANTHONY: Need consensus.

COUNCILPERSON MILLER-ANDERSON: And what is the 6th and 7th for?

CHAIRPERSON DAVIS JOHNSON: August 6th and 7th is budget. I have that on my calendar, FYI.

UNK: It's in the calendar already.

CHAIRPERSON DAVIS JOHNSON: It's al'.., it's already on the calendar.

[Inaudible dais comments]

CITY CLERK ANTHONY: I'll check the notice that's already posted...

[Inaudible dais comments]

CITY CLERK ANTHONY: ...and see if August 6th and 7th is included on that, and let you know.

CHAIRPERSON DAVIS JOHNSON: Thank you.

ASSISTANT CITY MANAGER HORTON: And the final one is August 20th for the five year Capital Plan.

CITY CLERK ANTHONY: I'll have to check the notice. I don't believe anything in August was on the notice. I will check to confirm, and if it is not, you all will be able to announce on Monday the 25th...

ASSISTANT CITY MANAGER HORTON: Okay.

CITY CLERK ANTHONY: That workshop.

ASSISTANT CITY MANAGER HORTON: Does August 20th work for the Council?

COUNCILPERSON BOTEL: I, I have a 4:00 o'clock...

COUNCILPERSON MILLER-ANDERSON: Can we come back to that?

CHAIRPERSON DAVIS JOHNSON: That's Utility Special District [inaudible]...

COUNCILPERSON BOTEL: It's Utility meeting at 6:00.

ASSISTANT CITY MANAGER HORTON: You know, I try to keep it short and sweet, so you can follow that meeting if you'd like.

COUNCILPERSON MILLER-ANDERSON: I had budget written on there but maybe it changed since I wri'.., had written it in there. I [inaudible]....

COUNCILPERSON BOTEL: What time do you have that?

CHAIRPERSON DAVIS JOHNSON: Okay. We can discuss on...

ASSISTANT CITY MANAGER HORTON: [Inaudible].

CHAIRPERSON DAVIS JOHNSON: ...on Monday.

UNK: Yes.

CITY ATTORNEY DEGRAFFENREIDT: Mr. Manager?

ASSISTANT CITY MANAGER HORTON: Yes, sir.

CITY ATTORNEY DEGRAFFENREIDT: For point of information, for the meeting scheduled for the 25th, Mr. McLean is not available because he's in trial, and he wanted you to know that before he left tonight.

MR. J. MCLEAN: Actually, two things. Yes, I am in trial. In fact, I start on Friday. [Chuckle]. Okay. This week and it'll be into until next.., covering until next week, but the other part that I want you to know is, the Item that I came for had to do with the City, which had to do with the Resolution on sergeants, from 20 to 22. And I wasn't here for the labor contract issue, but that's why I came for that particular issue. So, not.., I'm in the position where I will file to protect the City's interest. A response in that case that's filed in the Fifteenth Judicial Circuit and I've [inaudible] filed that because our deadline is on the 26th, so I have to work on that this weekend because it was really depending on how you were gonna handle that issue, as to whether or not I had to file. I had agreed with opposing counsel that we will hold off filing anything until you had a chance to look at the Resolution. And, we had agreed that you will look at it tonight, [inaudible] Mayor and so I guess.., I, I just wanted to notify you that I will have to file the paperwork it's all well.

CHAIRPERSON DAVIS JOHNSON: Let, let me just say for the record, this was an add-on Item. It did not come in the normal circumstance and course, if I'm not mistaken, so there could not have been an expectation for me, with it being an add-on Item, with what is included in the entire discussion. I don't know how my colleagues feel about that.

COUNCILPERSON MILLER-ANDERSON: I.., I mean, I'm just now hearing about it. So, how long had you all... I mean, when did you receive it?

CHAIRPERSON DAVIS JOHNSON: There is...

COUNCILPERSON MILLER-ANDERSON: [Inaudible]. I mean, did this just happen and...

MR. J. MCLEAN: No, no, no.

COUNCILPERSON MILLER-ANDERSON: ...and you need it today or?

MR. J. MCLEAN: No, ma'am. [Stammer], no, ma'am. It did not just happen...

COUNCILPERSON MILLER-ANDERSON: Okay.

MR. J. MCLEAN: ...in terms of the..., of working out the continuance on it, working out the [inaudible] on it. You're not hap' .., just happen. And the Agenda Item was prepared with the Resolution attached to it. I, I don't..., you know, I...

COUNCILPERSON MILLER-ANDERSON: Can I, Madam Chair?

CHAIRPERSON DAVIS JOHNSON: Councilwoman Miller-Anderson, you're recognized.

COUNCILPERSON MILLER-ANDERSON: Can..., is it possible for Mr. McLean to phone in? If we have questions for him for that Item?

CHAIRPERSON DAVIS JOHNSON: Can you phone in, sir? You have trial.

MR. J. MCLEAN: I, I have trial...

COUNCILPERSON MILLER-ANDERSON: [Inaudible].

MR. J. MCLEAN: 6:00... But no, no. No, no, no. It's possible that, at the end of the trial I could call in, you know, into the meeting. But remember in trial it's...

CHAIRPERSON DAVIS JOHNSON: We understand.

MR. J. MCLEAN: It's, it's kinda like an eighteen hour kinda thing once you're in trial.

COUNCILPERSON MILLER-ANDERSON: Well, this is..., our meeting is typically like trial too, so we maybe we could just put it at the end? We'll probably be here by the time you finish anyway.

MR. J. MCLEAN: [Chuckle].

COUNCILPERSON MILLER-ANDERSON: You know. [Chuckle]. So, maybe if you have not had an opportunity to call in, then maybe we could just adjust it and put it at the end and that'll give you some time. Hopefully, you're not in there 'til 10:00-11:00 o'clock like we will probably be.

MR. J. MCLEAN: Yeah. I, I will try to do that. The other thing that I'm.., I think I'm still in the position of doing this, having to go and prepare the paperwork. Because I'm not sure, I won't have a...

COUNCILPERSON MILLER-ANDERSON: Can...

MR. J. MCLEAN: Because I'm now in trial. If you made a decision tonight, that you're gonna, you know, different then the recommendation, I had a trial.., I had a weekend to prepare and get everything done.

COUNCILPERSON MILLER-ANDERSON: Can you go ahead and prepare...

COUNCILPERSON BOTEL: Madam Chair?

COUNCILPERSON MILLER-ANDERSON: ...like, two different ones and...

CHAIRPERSON DAVIS JOHNSON: One moment.

COUNCILPERSON MILLER-ANDERSON: ...just change it or something when you find out [inaudible].

CHAIRPERSON DAVIS JOHNSON: One moment, Councilwoman Botel. Allow...

COUNCILPERSON MILLER-ANDERSON: I mean, the matter of changing a few words maybe?

MR. J. MCLEAN: I have to file two things. I have to file a Response to a Motion to Confirm, and then I have to file a Petition to Confirm, because there are two arbitration awards that are at issue, and that was presented in the Agenda Item. So, I have to file a, a.., two items. So, it's not like changing a word here or there. But, I mean, I'll get that done.

COUNCILPERSON MILLER-ANDERSON: Yeah. Okay.

MR. J. MCLEAN: That's not the issue. I just wanted to let you know that we were trying to avoid having...

COUNCILPERSON MILLER-ANDERSON: I understand.

MR. J. MCLEAN: ...to do that, but now I'll.., we'll...

COUNCILPERSON MILLER-ANDERSON: I understand.

MR. J. MCLEAN: ...be put in a position....

COUNCILPERSON MILLER-ANDERSON: So you'll tr'.., you'll be able to try to call in on Monday?

MR. J. MCLEAN: I will do that too.

COUNCILPERSON MILLER-ANDERSON: Very good.

CHAIRPERSON DAVIS JOHNSON: Councilwoman Botel...

COUNCILPERSON BOTEL: That was...

CHAIRPERSON DAVIS JOHNSON: ...you're recognized.

COUNCILPERSON BOTEL: My recommendation was gonna be that you assume... plan for the worst and, you know [chuckle]...

MR. J. MCLEAN: Yes.

COUNCILPERSON BOTEL: As I say, I, I would say that you do the work as if it were gonna be approved and then figure that if it weren't, you'd also get that work done.

MR. J. MCLEAN: Yes, ma'am. Yes, ma'am. [Pause]. Thank you.

CHAIRPERSON DAVIS JOHNSON: [Inaudible]. Okay. Thank you.

COUNCILPERSON MILLER-ANDERSON: Yeah.

CHAIRPERSON DAVIS JOHNSON: Alright. That concludes your comments, Mr. City Manager?

ASSISTANT CITY MANAGER HORTON: Yes. Yes, ma'am.

DISCUSSION BY CITY ATTORNEY

CHAIRPERSON DAVIS JOHNSON: Discussion by City Attorney.

CITY ATTORNEY DEGRAFFENREIDT: Nothing for your consideration.

CITY COUNCIL COMMITTEE REPORTS

CHAIRPERSON DAVIS JOHNSON: City Council Committee Reports?

COUNCILPERSON MILLER-ANDERSON: None.

STATEMENTS BY THE MAYOR AND COUNCIL

CHAIRPERSON DAVIS JOHNSON: Statements by the Mayor and Council. Mr. Mayor, beginning with you.

MAYOR MASTERS:: Yeah. I'll be very brief. July the 9th, which is a Monday, we will once again sponsor the City of Riviera Beach and I think we've had the radio station and, and the Youth Recreation Association, a countywide youth summer job fair for our young people, form 16 to 24. And, if you have young people in those..., in that age group, please contact us as soon as possible. We have many employers that will be there. And

it's..., you can't have enough, you can't have enough job fairs, you can't put enough of our young people to work, particularly in the summer. We know when they're working, the police don't have to work too hard. Isn't that right, Mr. Chief?

Thank you, Madam Chair. That's my comment.

CHAIRPERSON DAVIS JOHNSON: Thank you, Mr. Mayor. Mr. Davis, any comments.

COUNCILPERSON DAVIS: Two, two of them. I've got one question for the Chief of Police, but the one comment I would like to suggest. So, we won't have a Council meeting on July 4th, so I just wanna say how exciting it is for us to finally bring the fireworks back to Riviera Beach. I would definitely like Blankenship to come and talk more about that because we [stammer].., this is the last time we get a chance to discuss it publicly, and I think residents need to get the opportunity to really understand what that day is gonna be like once again.

CHAIRPERSON DAVIS JOHNSON: We'll have the 25th.

CITY ATTORNEY DEGRAFFENREIDT: Yeah.

COUNCILPERSON DAVIS: Of what?

CHAIRPERSON DAVIS JOHNSON: We have the special meeting.

COUNCILPERSON BOTEL: [Inaudible].

COUNCILPERSON DAVIS: I said I couldn't...

CHAIRPERSON DAVIS JOHNSON: Monday.

COUNCILPERSON DAVIS: ...make you no promises.

CHAIRPERSON DAVIS JOHNSON: No, no, no, but we can take care of it then?

COUNCILPERSON DAVIS: So, you wanna do an add-on?

CHAIRPERSON DAVIS JOHNSON: No. It's not an add-on. He will just speak.

COUNCILPERSON DAVIS: I'm just asking...

CHAIRPERSON DAVIS JOHNSON: Under comments.

COUNCILPERSON DAVIS: ...because we, we know.., we stated that...

CHAIRPERSON DAVIS JOHNSON: No add-on.

COUNCILPERSON DAVIS: Okay. Alright. Well, you'll do it then. Thank you so much.

CHAIRPERSON DAVIS JOHNSON: Thank you.

COUNCILPERSON DAVIS: Chief Madden, come to the microphone really quick. We had one of the deacon's from the local churches come to the microphone earlier and he made.., he asked some questions about former Major Alex Freeman and was a.., what position that he recently was? A volunteer... What, what was the title?

INTERIM POLICE CHIEF MADDEN: Reserved police officer.

COUNCILPERSON DAVIS: He was a reserved police officer. And I was stopped by the deacon and he said he asked a question about why Alex Freeman.., it was reported by a news person that's actually here in the audience, that he resigned because of something happened with a, with a candidate or someone in the City. Was that story that was reported by Channel 5, Wanda Moore, correct? Of why he resigned?

INTERIM POLICE CHIEF MADDEN: It depend what portion of...

COUNCILPERSON DAVIS: Well, she...

INTERIM POLICE CHIEF MADDEN: ...the, uh...

COUNCILPERSON DAVIS: ...well, she stated that you... [Chuckle].

COUNCILPERSON DAVIS: ...had a conversation with her and that's why he's no longer with us.

INTERIM POLICE CHIEF MADDEN: Yeah. There were things quoted in one of the articles that I wrote that was published by WPTV that were quoted as I said it, and I never...

COUNCILPERSON DAVIS: But you did'...

INTERIM POLICE CHIEF MADDEN: ...said it.

COUNCILPERSON DAVIS: ...but you never stated that?

INTERIM POLICE CHIEF MADDEN: It was quoted from some.., from another employee's memo.

COUNCILPERSON DAVIS: But it was nothing that.., something that you stated?

INTERIM POLICE CHIEF MADDEN: Correct.

COUNCILPERSON DAVIS: So, that, that story was [stammer] improperly slanted, improperly correct, is that correct?

INTERIM POLICE CHIEF MADDEN: Yeah. Misreported my comments.

COUNCILPERSON DAVIS: Thank you.

INTERIM POLICE CHIEF Almonds

Sugar

MADDEN: 'Cause I, I never...

COUNCILPERSON DAVIS: I just wanted to make surer because.., see, our residents have been bombarded with a lot of stories and it's not fair to this City to go through what they've been going through, all thee slanted stories, someone at some point, as a leader in this community, if not me, someone need to start requesting the facts for someone to report proper and good information about what's going on in the City. We had great things that happened over the course of this year but, for some reason, some of our stuff get left out of the picture, or misreported, or a slanted story and when the facts get out, no one go make a correction to those stories. That's not fair to those who come up with an image of who they are based upon what's being reported to the City. People need to know that this City has great opportunities for our young people, and for all of our community, all our business owners, and these stories need to start getting reported about the great things that are happening. And there's so many but the problem is, that's not happening and I will no longer sit back being quiet when someone will not perpetuate and tell the good stories. Do not come to Riviera Beach and harbor and tell slanted, bad stories. Harbor and tell the great things.., tonight, we had a young lady lived to be 102 years old, coming up in July. That's a story needs to be talked about. We have Principal of the Year at Washington Elementary, that tory need' to be highlighted. We got \$50,000,000 in the street, that story needed to be highlighted.

CHAIR PRO T EM HUBBARD: Thank you.

COUNCILPERSON DAVIS: We need to continue talking about the great things that are happening. This week'.., this weekend, Tony McQuay from Suncoast High School will be competing in the U.S. Nationals in the 400 meters, that's the story that needs to be told. Terry Bradden for the Kansas City Chiefs, a Riviera Beach resident, having his first summer camp...

CHAIR PRO TEM HUBBARD: Mhmm.

COUNCILPERSON DAVIS: ...that story needs to be told.

[Inaudible dais comment]

COUNCILPERSON DAVIS: We need to continue telling the great stories that are happening in this City, and we need to celebrate that, and don't allow no one else to put this cloud over the City and we need to celebrate our own story.

CHAIRPERSON DAVIS JOHNSON: Thank you, Mr. Davis. Councilwoman Botel, any comments?

COUNCILPERSON BOTEL: Just on that note, the, the Post failed to mention the wonderful fireworks that are gonna happen in Riviera Beach, and so I corrected them and

in their next iteration of that story they included us. So, I was very happy to see the press was responsive to, to that addition.

I wanted to make a, a note that July 19th, I'll have another Singer Island Town Hall meeting on hurricane preparedness and I hope everyone comes out to that. On July 29th, I'm having a large voter awareness rally, over at the Riviera Beach Marina, and I'm anxious to have as many people as possible come to that. I'm actively working on the beach access situation and I encourage people to send me stories. Lina Busby has been very helpful to me in that regard. I'm encouraging residents of all of Riviera Beach, not just people who live on Singer Island and feel threatened that their beach access is being challenged, to send me stories, anecdotes, pictures of themselves suing the customary recreational use of, of Singer Island beaches to jbotel@rivierabch.com so that I can begin to build that case for our customary use of the beaches. I'm working on determining whether Riviera Beach should join the opioid lawsuit against the drug manufacturers, and also working with Lina to bring before City Council, a motion that will ask us to join 21 other cities who are seeking to remove the penalties to local governments, commissions whether.., when they attempt to put gun control measures on, on the Agenda.

And that's all I gotta say about that.

CHAIRPERSON DAVIS JOHNSON: Chair Pro Tem.

COUNCILPERSON MILLER-ANDERSON: Me.

CHAIRPERSON DAVIS JOHNSON: Oh, I'm so sorry.

COUNCILPERSON MILLER-ANDERSON: I just wanted to...

CHAIRPERSON DAVIS JOHNSON: Councilwoman Miller-Anderson, you're recognized.

COUNCILPERSON MILLER-ANDERSON: ...announce, Career Source is looking for young men, ages 17 to 24, immediately for summer employment, and you can contact Mr. Eugene Spann at the.., at Career Source. I'm sorry I don't have the number in front of me but I'll get it for Monday, but they are looking for young men, seven'.., ages 17 to 24, for immediate hiring for summer employment through Career Source. And, Florida Training Services, Mr. Jimmie Major, he's a pre-apprentice coordinator, he said they're looking to bring back the North Tech School off of Garden Road, and they are looking for tradesmen to teach the classes. And I think he said it'll be about \$30 an hour, so they're looking for people who have carpentry.., certified for carpentry, welding, plumbing, electrical, all of those trades, and he wants you to get in touch with the him as soon as possible. It will begin in September but they're looking to fill those spots now. The num'.., his number is 842-1063, and the cell number 561-644-5325, Mr. Jimmie Major.

Thank you.

CHAIRPERSON DAVIS JOHNSON: Thank you. Chair Pro Tem.

CHAIR PRO TEM HUBBARD: Yes, please. There was an attorney here earlier this evening from Vertex that talked about the wireless service to the community, that her client would be providing. Two things about that, with the statute that was placed by the state, we noticed that those towers were popping up everywhere. One was right next to the building of Stonybrook, we saw one pop up overnight down Australian. We need to find out what the Port says, and what the Port thinks about the tower going up. If the tower has not gone up, there.., and it has.., and, and they have not received a permit, there must be something else that our department, our, our Planning & Building Department has not given them the authority to, to institute that. Just because someone comes up and say they're gonna file a lawsuit, just like Cold Storage built that unsolicited build'.., unpermitted building, in.., within two mile radius either way of six school, but because they had no respect for the children of Riviera Beach and someone said they would sue, it was okay to build it in Riviera Beach, so that woman coming up here making that comment...

COUNCILPERSON DAVIS: [Inaudible].

CHAIR PRO TEM HUBBARD: ..about what they might sue, they just can't come to Riviera Beach and do anything and everything to us or our children, and we can't be afraid every time somebody says they're, they're going to sue. She, she knows if she has the right to do it, she has the right to do it, if you she don't, she doesn't, or she would have.

The, the other thing that I, I wanna thank Interim Chief Madden for coming up and clearing that up, that Mr. Freeman did not resign at his request, that he is seeking political office and that's why he resigned. So, thank Chief Madden for that.

The.., Mr. Millsap spoke about the sound barrier and the cleaning of.., the transforming of the westside. We hope, you know, FEC Railroad, they're nothing to de'.., they, they are no small feat to deal with. They are no small feat to deal with. We would have done better with them a long time ago if we could have done better with them a long time ago, and so would a lot of other municipalities. Now, if we can afford to.., I would love to see us put up those sound barriers along the railroad track. The only problem that we've always had is we can't [chuckle] make.., we haven't been able to make or force them because the area around the railroad track is theirs too. So, that's what, that's what we're dealing with, but I would love to see us get perm'.., put up a sound barrier. Number one, it'll look more aesthetically pleasing.

And also, on the 21st of June, tomorrow, at Lindsey Davis, we will have a Town Hall meeting to discuss the Monroe Heights street project. And, among the other items, is the westside.., the economic development of the westside of Riviera Beach. So, I hope that the residents that are interested in the redevelopment, or the economic development if you will, will come out to that meeting tomorrow night. And, Mrs. Clark, she came to tell you about the cleanup on, on Saturday, July the 7th, so we.., a lot of organizations will be coming out. Maybe you can put a group of people together and come out and help get Riviera Beach cleaned. 11th Street, that area, we're gonna be over there, then there's gonna be a group on 28th and 29th Street, and then there's a lot of organizations that are going to.., so, maybe a lot of departments will come also.

The last thing that I have here is that, with our Summer Youth Employment Program, we, we have our neighborhood attendants, we have a few more positions for..., it was 18 to 21, it seems like the younger kids are, they're not..., it's outside. The neighborhood attendants is really for landscaping and beautification. So, we want to expand it to 18 to 23, like the Work Force Alliance has done. And, we have a few more positions, and I want the parents, the youth, to know that we have those positions. Please come to Lindsey Davis and you can sign up for those positions. They are neighborhood attendants, and we look forward to filling them on a first come, first serve basis.

Thank you, Madam Chair.

CHAIRPERSON DAVIS JOHNSON: Thank you. Really briefly. I would like to go on record as making you all aware that I have been reaching out to FEC with regards to maintaining the thoroughfares along President Barack Obama Highway. We were successful in getting them to come in and mow the, the grass in that area. I have also asked that they consider providing us with same type of aesthetics that are along..., what, what is that..., in Palm Beach Gardens, where you have the wall, where you have the shrubbery that provides a buffer. We also need to make..., we, we will also make them aware about the quiet zone that has been requested. There is currently a quiet zone that sits outside of St. Mary's Hospital, before you get into Riviera Beach, but there is no such zone provided for Riviera Beach and we have reached out to them and we will continue to reach out with them, and I will report back to you as I get...

[Inaudible dais comment]

CHAIRPERSON DAVIS JOHNSON: ...information from them with regards to their desire to work with us to provide relief for the residents because certainly, at 12:00 and 1:00 in the morning, and importantly, at 4:00, the sound of the train is not pleasing when you have to go to work the very next day. So, we will continue to work with them.

And, I am happy to report, and I ask that you save the date of August 11th, August 11, 2018, we will have our grand opening of the Riviera Beach Heights Community Center. We are excited about that. We will also have, in conjunction with that, an even entitled, 'What the Health', and that will deal with health and nutrition, and we have wonderful things planned for that day. So, please save the date of August 11 and additional information will be made available to the public.

ADJOURNMENT

CHAIRPERSON DAVIS JOHNSON: With that being said, we have no further business, we stand adjourned.

[End of video]

City Employees, Public Comment Speakers and Others

DEPUTY CITY CLERK JACQUELINE BURGESS.....DEPUTY CITY CLERK BURGESS
INTERIM POLICE CHIEF MIKE MADDENINTERIM POLICE CHIEF MADDEN
GLADYS CRAWFORD.....MS. G. CRAWFORD
PASTOR GRIFFIN DAVISPASTOR G. DAVIS
CHIEF OF STAFF DEBIE ISAACSCHIEF OF STAFF ISAACS
ACTING DIRECTOR OF DEVELOPMENT SERVICE JEFF GAGNON
ACTING DIRECTOR OF DEVELOPMENT SERVICES GAGNON
ANDREW HENDERSONMR. A. HENDERSON
J.B. DIXON.....MS. J.B. DIXON
TOMMY WALKER.....MR. T. WALKER
JENNIFER LAGOMASINO.....MS. J. LAGOMASINO
MARY SOLIK, ESQ.....MS. M. SOLIK
ALLEN SCHULTZMR. A. SCHULTZ
WILLIE MILLSAPMR. W. MILLSAP
TIFFANY WILLIAMSMS. T. WILLIAMS
LLOYD BROWN.....MR. L. BROWN
EDWIN FERGUSON, ESQ.MR. E. FERGUSON
GLORIA THOMASMS. G. THOMAS
WILLIS WILLIAMSMR. W. WILLIAMS
DORETTA PAULKMS. D. PAULK
FANE LOZMAN.....MR. F. LOZMAN
JOY SMITHMS. J. SMITH
EVELYN HARRIS.....MS. E. HARRIS
MARIE DAVISMS. M. DAVIS

AMON YISRAELMR. A. YISRAEL

DR. PHILLIP DUKESDR. P. DUKES

PARKS & RECREATION DIRECTOR RICHARD BLANKENSHIP
PARKS & RECREATION DIRECTOR BLANKENSHIP

WRITTEN LETTER OF MARIE DAVIS READ INTO THE RECORD

HUMAN RESOURCES EUREKA IRVINHUMAN RESOURCES IRVIN

RISK MANAGER MARIE SULLIN.....RISK MANAGER SULLIN

RICHARD BERNSTEINMR. R. BERNSTEIN

JACK MCLEAN, ESQ.....MR. J. MCLEAN

INTERIM POLICE CHIEF MICHAEL MADDENINTERIM POLICE CHIEF MADDEN

APPROVED:

THOMAS A. MASTERS
MAYOR

TONYA DAVIS JOHNSON
CHAIRPERSON

ATTEST:

CLAUDENE L. ANTHONY
CERTIFIED MUNICIPAL CLERK
CITY CLERK

LYNNE L. HUBBARD
CHAIR PRO TEM

KASHAMBA MILLER-ANDERSON
COUNCILPERSON

JULIA A. BOTEL, Ed.D
COUNCILPERSON

TERENCE D. DAVIS
COUNCILPERSON

MOTIONED BY: _____

SECONDED BY: _____

L. HUBBARD _____

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DATE APPROVED: **JULY 18, 2018**