

**UTILITY SPECIAL DISTRICT
BOARD OF DIRECTORS MEETING
August 20, 2018
6:00 p.m.**

PRESENT AT MEETING¹:

BOARD CHAIR TONYA DAVIS JOHNSON DISTRICT 3
BOARD CHAIR DAVIS JOHNSON

BOARD PRO TEM LYNNE L. HUBBARD DISTRICT 1
BOARD PRO TEM HUBBARD

BOARD MEMBER KaSHAMBA MILLER- ANDERSON DISTRICT 2
BOARD MEMBER MILLER-ANDERSON

BOARD MEMBER JULIA BOTEL DISTRICT 4
BOARD MEMBER BOTEL

BOARD MEMBER TERENCE DAVIS DISTRICT 5
BOARD MEMBER DAVIS

MAYOR THOMAS MASTERS, *Ex Officio* Member
MAYOR MASTERS

CITY MANAGER KAREN HOSKINS CITY MANAGER HOSKINS

EXECUTIVE DIRECTOR OF UTILITY DISTRICT WILLIE HORTON
EXECUTIVE DIRECTOR HORTON

DISTRICT DEPUTY CLERK JACQUELINE BURGESS
DISTRICT DEPUTY CLERK BURGESS

DISTRICT ATTORNEY ANDREW DEGRAFFENREIDT
DISTRICT ATTORNEY DEGRAFFENREIDT

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¹ List of Public Comment Speakers and Others on Page 28

**CITY OF RIVIERA BEACH
PALM BEACH COUNTY, FLORIDA
UTILITY SPECIAL DISTRICT MEETING MINUTES
MONDAY, AUGUST 20, 2018 AT 6:00 P.M.**

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

[Before meeting chatter]

[Gavel]

CALL TO ORDER

BOARD PRO TEM HUBBARD I'd like to call the.., this meeting to order. The Utility Special District Board of Directors meeting, Monday, August 20th. The time now is 6:10 p.m.

BOARD MEMBER MILLER-ANDERSON: Your microphone. Microphone.

ROLL CALL

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

BOARD PRO TEM HUBBARD Here.

DEPUTY DISTRICT CLERK BURGESS: Board Member KaShamba Miller-Anderson?

BOARD MEMBER MILLER-ANDERSON: Present.

DEPUTY DISTRICT CLERK BURGESS: Board Member Julia Botel?

BOARD MEMBER BOTEL: Here.

DEPUTY DISTRICT CLERK BURGESS: Board Member Terence Davis?

BOARD MEMBER DAVIS: Here.

DEPUTY DISTRICT CLERK BURGESS: Mayor Thomas Masters? [Pause]. City Manager Karen Hoskins?

CITY MANAGER HOSKINS: Here.

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

DISTRICT ATTORNEY DEGRAFFENREIDT: Here.

DEPUTY DISTRICT CLERK BURGESS: You have a quorum.

BOARD PRO TEM HUBBARD Thank you, Madam Clerk.

INVOCATION

PLEDGE OF ALLEGIANCE

BOARD PRO TEM HUBBARD At this time, we will have the Invocation and Pledge of Allegiance led by Councilman Terence Davis.

[Moment of silence]

BOARD MEMBER 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.

BOARD PRO TEM HUBBARD Thank you.

BOARD PRO TEM HUBBARD 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 CONSENT AGENDA ITEMS, 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

BOARD PRO TEM HUBBARD Madam Manager, are there any additions, deletions or substitutions?

CITY MANAGER HOSKINS: No, ma'am.

BOARD PRO TEM HUBBARD Do the Board have any additions, deletions or substitutions?

BOARD MEMBER DAVIS: None.

BOARD MEMBER MILLER-ANDERSON: No.

BOARD MEMBER BOTEL: No, I don't.

BOARD MEMBER DAVIS: No.

DISCLOSURES BY THE MANAGER AND THE BOARD

BOARD PRO TEM HUBBARD [Inaudible to self]. Okay. With none, we will..., are there any disclosures by the Manager and the Board?

BOARD MEMBER BOTEL: No.

BOARD MEMBER DAVIS: None.

BOARD PRO TEM HUBBARD Okay.

ADOPTION OF AGENDA

BOARD PRO TEM HUBBARD I request a motion to accept the Agenda.

BOARD MEMBER DAVIS: So moved.

BOARD MEMBER BOTEL: Second.

BOARD PRO TEM HUBBARD Madam Clerk. It's been properly moved and second.

DEPUTY DISTRICT CLERK BURGESS: Board Member Miller-Anderson?

BOARD MEMBER MILLER-ANDERSON: Yes.

DEPUTY DISTRICT CLERK BURGESS: Board Member Davis?

BOARD MEMBER DAVIS: Yes.

DEPUTY DISTRICT CLERK BURGESS: Pro Tem Hubbard?

BOARD PRO TEM HUBBARD Yes.

DEPUTY DISTRICT CLERK BURGESS: Unanimous vote.

BOARD MEMBER BOTEL: [Inaudible].

BOARD PRO TEM HUBBARD Thank you.

CONSENT AGENDA

BOARD PRO TEM HUBBARD We will move to the Consent Agenda.

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

BOARD PRO TEM HUBBARD Are there any Items to be pulled by the Board?

BOARD MEMBER MILLER-ANDERSON: Yes. Items 2 and 3.

BOARD PRO TEM HUBBARD Items 2 and 3. [Pause]. Okay. Are there any more requests to pull any Items from the Agenda at this time?

BOARD MEMBER BOTEL: No.

BOARD PRO TEM HUBBARD Okay. With Items and 2 and 3., with Items 2 and 3 pulled, I'd like a motion to accept the Consent Agenda.

BOARD MEMBER BOTEL: So moved.

BOARD MEMBER DAVIS: Second.

BOARD PRO TEM HUBBARD Been properly moved and second. Madam Clerk.

DEPUTY DISTRICT CLERK BURGESS: Board Member Miller-Anderson?

BOARD MEMBER MILLER-ANDERSON: Yes.

DEPUTY DISTRICT CLERK BURGESS: Board Member Davis?

BOARD MEMBER DAVIS: Yes.

DEPUTY DISTRICT CLERK BURGESS: Board Member Botel?

BOARD MEMBER BOTEL: Yes.

DEPUTY DISTRICT CLERK BURGESS: Pro Tem Hubbard?

BOARD PRO TEM HUBBARD Yes. Okay.

DEPUTY DISTRICT CLERK BURGESS: Unanimous vote.

BOARD PRO TEM HUBBARD Thank you. Okay.

MINUTES

1. JULY 16, 2018 UTILITY SPECIAL DISTRICT MEETING MINUTES

RESOLUTIONS

BOARD PRO TEM HUBBARD Let's see. We'll move to...

DEPUTY DISTRICT CLERK BURGESS: Item 2?

BOARD PRO TEM HUBBARD Item 2.

2. **DEPUTY DISTRICT CLERK BURGESS:** RESOLUTION NO. 24-18UD. A RESOLUTION OF THE UTILITY SPECIAL DISTRICT BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA ACCEPTING STAFF'S RECOMMENDATION RELATING TO REQUEST FOR RFQ NUMBER 947-18 FOR CONTINUING ENGINEERING SERVICES FOR WATER AND WASTEWATER, AUTHORIZING UTILITY SPECIAL DISTRICT CHAIRPERSON AND DISTRICT CLERK TO EXECUTE THE AGREEMENT BETWEEN UTILITY SPECIAL DISTRICT BOARD AND THE EAC CONSULTANT, INC., AND AUTHORIZING THE UTILITY SPECIAL DISTRICT FINANCE DIRECTOR TO MAKE SUBSEQUENT PAYMENTS AFTER WORK AUTHORIZATIONS HAVE BEEN ISSUED AND PROVIDING AN EFFECTIVE DATE.

BOARD MEMBER DAVIS: So moved.

BOARD PRO TEM HUBBARD Okay.

BOARD MEMBER BOTEL: Second.

BOARD PRO TEM HUBBARD Mr. Horton?

DEPUTY DISTRICT CLERK BURGESS: Madam Chair? Can I interrupt for just one moment. At the time, there was no public comment cards out and it.., they came up after we did the Consent, so we do have a public comment card for Item No. 2.

BOARD PRO TEM HUBBARD We'll call for public comments after the presentation. Madam.

CITY MANAGER HOSKINS: Madam Chair, Executive Director, Mr. Willie Horton is here to talk on this Item.

BOARD PRO TEM HUBBARD Thank you. Mr. Horton.

EXECUTIVE DIRECTOR HORTON: Thank you, Madam Chair and City Manager, Members of the Board.

This is completion of the selection of both engineering firms and those firms that we are going to use to provide inspection services for Utility District projects. This will complete that list. If you recall, back in December, I asked for consensus of the Board to allow me to move forward to bring these firms on, on board. So, this will complete that process.

BOARD PRO TEM HUBBARD Councilwoman Miller-Anderson.

BOARD MEMBER MILLER-ANDERSON: Yes. I had a engineering firm, that's a local based firm, I believe, near 95 and Blue Heron.

EXECUTIVE DIRECTOR HORTON: Yes, ma'am.

BOARD MEMBER MILLER-ANDERSON: Which, which group is that?

EXECUTIVE DIRECTOR HORTON: I think they're made up...

BOARD MEMBER MILLER-ANDERSON: Is that one of them on here?

EXECUTIVE DIRECTOR HORTON: ...of, uh...

BOARD MEMBER MILLER-ANDERSON: That's one of them...

EXECUTIVE DIRECTOR HORTON: They, they are...

BOARD MEMBER MILLER-ANDERSON:on the list?

EXECUTIVE DIRECTOR HORTON: ...a team of one of the... Do you..., you know which, which group?

UNK: [Inaudible].

EXECUTIVE DIRECTOR HORTON: I would have to go back and look at the details to determine what group. I, I, I know the firm that you're, you're referring to.

BOARD MEMBER MILLER-ANDERSON: Mhmm.

EXECUTIVE DIRECTOR HORTON: They are a sub to one of the groups that we've selected.

BOARD MEMBER MILLER-ANDERSON: Were..., did they submit a bid for the...

EXECUTIVE DIRECTOR HORTON: Did they submit...

BOARD MEMBER MILLER-ANDERSON: ...ask to be the prime?

EXECUTIVE DIRECTOR HORTON: ...qualifications?

BOARD MEMBER MILLER-ANDERSON: Mhmm. Do be the prime?

EXECUTIVE DIRECTOR HORTON: I, I do believe they did. There were a total of nine firms that submitted...

BOARD MEMBER MILLER-ANDERSON: Mhmm.

EXECUTIVE DIRECTOR HORTON: ...on the engineering services.

BOARD MEMBER MILLER-ANDERSON: Mhmm.

EXECUTIVE DIRECTOR HORTON: And th'..., and we selected five. There were a total of five firms that submitted on the inspection services, and we selected three.

BOARD MEMBER MILLER-ANDERSON: Okay. Alright. Thank you.

EXECUTIVE DIRECTOR HORTON: Yes, ma'am.

BOARD PRO TEM HUBBARD No. 3. Item No. 3.

BOARD MEMBER DAVIS: Madam Chair?

DEPUTY DISTRICT CLERK BURGESS: We're still on 2, Madam Chair.

BOARD MEMBER DAVIS: Public comment.

BOARD PRO TEM HUBBARD Okay. For..., the public comment is for this? For Item No. 2?

BOARD MEMBER DAVIS: Yes, ma'am.

DEPUTY DISTRICT CLERK BURGESS: Actually, the public comment is for the Consent Agenda. It's just that there were none..., they said there was no cards out front...

BOARD MEMBER DAVIS: Oh.

BOARD PRO TEM HUBBARD Okay.

DEPUTY DISTRICT CLERK BURGESS: ...that they could speak on all Consent Agenda for the three minutes.

BOARD PRO TEM HUBBARD Okay.

DEPUTY DISTRICT CLERK BURGESS: And that'll be Ms. Bessie Brown.

BOARD PRO TEM HUBBARD Okay. You can call... Ms. Brown.

MS. B. BROWN: Good evening.

BOARD MEMBER MILLER-ANDERSON: Good evening.

MS. B. BROWN: I'm a little blind tonight. If I'm wrong, just correct me. I don't have my glasses.

But I was looking at Items 1 and 2 that was on, on the Consent and it does not have a dollar amount. I just was wondering, do we have dollar amounts on these Items and, you know, what kind of monies are we planning to spend on them, because I didn't see any and that was the purpose of the Agen'..., you know, my card on speaking on these Items? And, that was the purpose I was here, you know, I wanted to ask.

BOARD PRO TEM HUBBARD Okay. Mr. Horton?

EXECUTIVE DIRECTOR HORTON: Yes, ma'am.

BOARD PRO TEM HUBBARD Is there..., can...

EXECUTIVE DIRECTOR HORTON: Yes, ma'am. I can answer.

BOARD PRO TEM HUBBARD Can you speak to that, please?

EXECUTIVE DIRECTOR HORTON: Yes, ma'am.

These are annual services agreements, and so, there will be work orders issued. This is a three year agreement with two one-year renewals. And, and the way this works for professional services, we will issue work orders on'.., against this agreement. They will provide proposals to the office, we will review those proposals. If, if those proposals look acceptable to us, then we will bring those back to the'.., if they're over \$25,000, we would bring them back to the Board for approval.

BOARD PRO TEM HUBBARD Okay. Thank you. Madam Clerk, are there any comment cards for Item 2?

DEPUTY DISTRICT CLERK BURGESS: No, ma'am.

BOARD PRO TEM HUBBARD Just for the Consent Agenda?

DEPUTY DISTRICT CLERK BURGESS: Yes.

BOARD PRO TEM HUBBARD Okay. At this time, we'll move to Item No. 3. Madam...

DEPUTY DISTRICT CLERK BURGESS: Actually.., first approve Item No. 2.

BOARD PRO TEM HUBBARD Okay. Those both were pulled, but okay, we can..., can I get a motion on Item No. 2?

BOARD MEMBER DAVIS: So moved.

BOARD MEMBER MILLER-ANDERSON: Didn't we already do it when they...

DEPUTY DISTRICT CLERK BURGESS: Yes.

BOARD MEMBER MILLER-ANDERSON: We just need to vote.

DEPUTY DISTRICT CLERK BURGESS: You just need to vote on it...

BOARD PRO TEM HUBBARD Okay.

DEPUTY DISTRICT CLERK BURGESS: ...Madam Chair.

BOARD PRO TEM HUBBARD We'll call for the vote, Madam Clerk.

DEPUTY DISTRICT CLERK BURGESS: Mhmm. Board Member Miller-Anderson?

BOARD MEMBER MILLER-ANDERSON: Yes.

DEPUTY DISTRICT CLERK BURGESS: Board Member Davis?

BOARD MEMBER DAVIS: Yes, ma'am.

DEPUTY DISTRICT CLERK BURGESS: Board Member Botel?

BOARD MEMBER BOTEL: Yes.

DEPUTY DISTRICT CLERK BURGESS: Pro Tem Hubbard?

BOARD PRO TEM HUBBARD Yes.

DEPUTY DISTRICT CLERK BURGESS: Unanimous vote.

3.

DEPUTY DISTRICT CLERK BURGESS: Item No. 3.

DEPUTY DISTRICT CLERK BURGESS: **RESOLUTION 25-18UD. A RESOLUTION OF THE UTILITY SPECIAL DISTRICT BOARD OF DIRECTORS OF THE CITY OF RIVER BEACH, PALM BEACH COUNTY, FLORIDA ACCEPTING STAFF'S RECOMMENDATION RELATING TO REQUEST FOR RFQ NUMBER 947-18 FOR CONTINUING ENGINEERING SERVICES FOR WATER AND WASTEWATER, AUTHORIZING THE UTILITY SPECIAL DISTRICT CHAIRPERSON AND DISTRICT CLERK TO EXECUTE THE AGREEMENT BETWEEN THE UTILITY DISTRICT BOARD AND BROWN AND CALDWELL; AND AUTHORIZING DISTRICT FINANCE DIRECTOR RO MAKE SUBSEQUENT PAYMENTS AFTER WORK AUTHORIZATIONS HAVE BEEN ISSUED AND PROVIDING AN EFFECTIVE DATE.**

BOARD MEMBER DAVIS: So moved.

BOARD PRO TEM HUBBARD Madam Manager.

BOARD MEMBER BOTEL: Second.

CITY MANAGER HOSKINS: Madam Chair, we have Mr. Horton here to speak on this Item.

BOARD PRO TEM HUBBARD Thank you.

EXECUTIVE DIRECTOR HORTON: Thank you, Madam Chair and City Manager and Members of the Board.

This, this again is, just as the, the previous one, this is the, the fifth and final engineering consulting firm that we will bring onboard to complete that effort. So, the response that I gave previously is applicable to this one as well.

BOARD PRO TEM HUBBARD Thank you. Councilwoman Miller-Anderson.

BOARD MEMBER MILLER-ANDERSON: And, just refresh my memory of why we need so many of these to., what are we looking to be doing here, as to why we have all of these engineering firms coming on.

EXECUTIVE DIRECTOR HORTON: Yes, ma'am. We have, in the five-year plan, just in the five-year plan, approximately a hundred and twenty-five, \$123,000,000 worth of work that needs to be done throughout the Utility. We need the engineering support to provide those services so that we can get them done professionally and in a timely manner. This is why..., this is the reason why I requested the consensus for the..., from the Board back in December to hire these, these firms.

BOARD MEMBER MILLER-ANDERSON: Okay. Thank you. That's it.

BOARD PRO TEM HUBBARD Any more questions from the Board?

BOARD MEMBER BOTEL: No.

BOARD PRO TEM HUBBARD Thank you, Mr. Horton.

DEPUTY DISTRICT CLERK BURGESS: Councilperson Davis?

BOARD MEMBER DAVIS: Yes, ma'am.

DEPUTY DISTRICT CLERK BURGESS: Councilperson Botel? [Pause].
Councilperson Botel?

BOARD MEMBER BOTEL: Yes.

DEPUTY DISTRICT CLERK BURGESS: Councilperson Miller-Anderson?

BOARD MEMBER MILLER-ANDERSON: Yes.

DEPUTY DISTRICT CLERK BURGESS: Pro Tem Hubbard?

BOARD PRO TEM HUBBARD Yes.

DEPUTY DISTRICT CLERK BURGESS: Unanimous vote.

END OF CONSENT AGENDA

BOARD PRO TEM HUBBARD Okay. We will move forward.

BOARD PRO TEM HUBBARD ANY PERSON WHO WOULD LIKE TO SPEAK ON AN AGENDA ITEM, PLEASE FILL OUT A PUBLIC COMMENT CARD LOCATED ON THE TABLE DIRECTLY OUTSIDE THE COUNCIL CHAMBERS AND GIVE IT TO THE STAFF PRIOR TO THE ITEM BEING TAKEN BY THE BOARD OR DIRECTORS 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.

AWARDS AND PRESENTATIONS

BOARD PRO TEM HUBBARD Are there any awards and presentations?

DEPUTY DISTRICT CLERK BURGESS: No, ma'am.

PUBLIC HEARINGS

BOARD PRO TEM HUBBARD Public hearings?

DEPUTY DISTRICT CLERK BURGESS: No.

BOARD PRO TEM HUBBARD Okay.

REGULAR AGENDA

4.

BOARD PRO TEM HUBBARD Item No. 4.

DEPUTY DISTRICT CLERK BURGESS: RESOLUTION 26-18UD. A RESOLUTION OF THE UTILITY SPECIAL DISTRICT BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA ACCEPTING A PROPOSAL IN THE AMOUNT OF \$358,200 FROM MAN-CON INCORPORATED OF WELLINGTON, FLORIDA TO RELOCATE DOMESTIC WATER SERVICE LINES FOR HOMES IMPACTED BY THE NEIGHBORHOOD IMPROVEMENT PROJECT INVOLVED IN THE RECONSTRUCTION OF AVENUE O AND PORTIONS OF WEST 23RD STREET, WEST 24TH STREET, WEST 25TH STREET, WEST 26TH STREET AND WEST 26TH COURT AND AUTHORIZING THE UTILITY SPECIAL DISTRICT FINANCE DIRECTOR TO APPROPRIATE FUND BALANCE 415-00-399999 FOR THE AMOUNT AND MAKE SUBSEQUENT PAYMENTS FROM ACCOUNT 415-1417-536-0-6306 AFTER WORK AUTHORIZATIONS HAVE BEEN ISSUED.

BOARD PRO TEM HUBBARD May I get a motion?

BOARD MEMBER DAVIS: So moved.

BOARD MEMBER BOTEL: Second.

BOARD PRO TEM HUBBARD Madam Manager.

CITY MANAGER HOSKINS: Madam Chair, we have Mr. Horton here that will present this Item.

BOARD PRO TEM HUBBARD Thank you. Mr. Horton.

EXECUTIVE DIRECTOR HORTON: Thank you, Madam Chair, City Manager and Members of the Board.

This project is a, a collaborative effort where we..., when the Department of Public Works has a capital improvement program, we will take advantage of addressing any Utility needs, whether they be water mains or sanitary sewer collection mains to address those at that time so that we won't have to come back at a later date to do this work. Man-Con has already been selected for the Public Works project. We, we asked them to provide us a proposal to address the metering issue and they've provided the proposal and that's what this Resolution is about, authorizing them to do the metering relocation in this project area.

BOARD PRO TEM HUBBARD Thank you. Any comments from the Board?

BOARD MEMBER BOTEL: No.

BOARD MEMBER DAVIS: No.

DEPUTY DISTRICT CLERK BURGESS: Board Member Botel?

BOARD MEMBER BOTEL: Yes.

DEPUTY DISTRICT CLERK BURGESS: Board Member Davis?

BOARD MEMBER DAVIS: Yes, ma'am.

DEPUTY DISTRICT CLERK BURGESS: Board Member Miller-Anderson?

BOARD MEMBER MILLER-ANDERSON: Yes.

DEPUTY DISTRICT CLERK BURGESS: Pro Tem Hubbard?

BOARD PRO TEM HUBBARD Yes.

DEPUTY DISTRICT CLERK BURGESS: Unanimous vote.

BOARD PRO TEM HUBBARD Thank you.

5.

BOARD PRO TEM HUBBARD Item 5.

DEPUTY DISTRICT CLERK BURGESS: RESOLUTION NO. 27-18UD. A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA AUTHORIZING THE CITY OF RIVIERA BEACH PURCHASING DEPARTMENT TO PARTICIPATE IN THE PROCUREMENT OF GOODS AND SERVICES THAT HAVE BEEN PUBLICLY SOLICITED BY OTHER GOVERNMENTAL ENTITIES, AUTHORIZING USE OF PROPRIETARY SERVICES, SOLE SOURCE PURCHASES, ANNUAL SERVICE,

MAINTENANCE AND REPAIR RENEWAL AGREEMENT ROUTINELY USED IN DAILY DEPARTMENTAL OPERATIONS FOR FISCAL YEARS 2018-2021 AND PROVIDING FOR AN EFFECTIVE DATE.

BOARD MEMBER DAVIS: So moved.

BOARD MEMBER MILLER-ANDERSON: Second.

BOARD PRO TEM HUBBARD Okay. Madam Manager.

CITY MANAGER HOSKINS: Thank you. Mr. Horton.

EXECUTIVE DIRECTOR HORTON: Thank you, Madam City Manager, Madam Chair and Members of the Board.

This particular Resolution allows the District the flexibility to go out quicker to secure the services that we need on a daily basis. When I first got here, there were many services that we were utilizing that didn't have the proper contractual agreements in place. And, what we found is, when we go out requesting three bids, a lot of vendors are getting tired of...

BOARD PRO TEM HUBBARD Pardon me. One minute, Mr. Horton. Councilwoman Botel, could you...

BOARD MEMBER BOTEL: I just realized I had my speaker on. I'll turn it... Thank you.

BOARD PRO TEM HUBBARD Thank you so much. Mr. Horton.

EXECUTIVE DIRECTOR HORTON: Thank you.

What we..., what, what we have found in recent months, is that we're having challenges now getting vendors to do three quotes under \$25,000 because they, a lotta times, the same vendor will beat them out on the quotes. And so, what, what I've tried to do is to initiate RFQ's to get people to apply, we've had challenges there and we have these needs, particularly from the laboratory perspective, laboratory testing perspective and things of this nature. And so what we've done, we've sought support from Procurement to help identify communities in, in our area that we may be able to have cooperative agreements with, where we can get these services quickly. There are still some services that I do want to go out with individual RFP's on, but much of the services that are in need right now are in need today, chemical delivery, laboratory testing, which we do on a daily basis. And this will help cover that gap until such time as we can develop and have the opportunity to have a competitive process where people can bid just on Riviera Beach type projects.

BOARD PRO TEM HUBBARD When you say chemical delivery, the chemicals that we need, they..., the cost is varying every time we need them? Is there..., is it not an item that

we use all the time that we can buy in bulk? What..., could you delve into that a little bit more, please?

EXECUTIVE DIRECTOR HORTON: Yes, ma'am.

Our, our chemicals are a daily need requirement. The problem is, we don't have the right..., we don't have contractual agreements in place to cover us from a procurement perspective. This, this Resolution is going to remedy that by going out on the collaborative effort with some of our sister agencies until such time as we're able to have a competitive process to secure those same services.

BOARD PRO TEM HUBBARD Another question, the laboratory services, are..., we're testing inhouse, doing our labs or are we..., are you referring to things that we have to send out?

EXECUTIVE DIRECTOR HORTON: There are certain tests that we can perform inhouse that doesn't require any information being sent to our regulatory authorities. But, for every test that has to go to the regulatory authority, because we don't have the certification, or the personnel for our lab at..., in, in fact, the lab itself needs to be renovated. We just don't have that inhouse capability. So, we are, are very dependent upon three or four labs to provide us those services on a daily basis, first on the water side, but also on the wastewater side. Whenever there is a situation on the wastewater side where we have a spill, we have to pull samples, we have to send that to one of the local labs to test so that we can report accurate information to our state regulator.

BOARD PRO TEM HUBBARD Okay. Thank you.

EXECUTIVE DIRECTOR HORTON: Yes, ma'am.

BOARD PRO TEM HUBBARD Let the record show that Chairwoman Tonya Davis Johnson is on the dais. Okay. Are there any comments from the Board?

BOARD MEMBER MILLER-ANDERSON: Yes.

BOARD PRO TEM HUBBARD Councilwoman Miller-Anderson.

BOARD MEMBER MILLER-ANDERSON: So, how has this situation been handled prior to now? Or has there just been a delay or, getting things done, or how have we've been making it before now?

EXECUTIVE DIRECTOR HORTON: Nothing has been delayed. We have been securing services without the proper procurement contractual agreements in place. And I can't tell you how long that that's been going on, but it has been going on for a period longer than before I got here. And those are the types of things that I've been trying to straighten up. It has taken time to get to a process to where we could identify all the needs, but they..., and some of it was done, my understanding, some of it was done from an emergency standpoint when the Board declared an emergency, I guess a year or so ago.

BOARD PRO TEM HUBBARD Mhmm.

EXECUTIVE DIRECTOR HORTON: And so, I, I, I assume that, that the belief was that they could continue that way. I've tried to go out with individual RFP's., or RFQ's rather... No. RFP's, I'm sorry, RFP's on these particular services, and we had not been as successful as I would, I'd like to be. So, the Procurement Department has come up with this process that we could use until such time as we can have success on our own, in securing those services, from a competitive process.

BOARD MEMBER MILLER-ANDERSON: And speaking of the emergency situation that we had, has that ceased? Or we're still operating...

EXECUTIVE DIRECTOR HORTON: We...

BOARD MEMBER MILLER-ANDERSON: ...in that manner?

EXECUTIVE DIRECTOR HORTON: We, we have it under control, but if, if you recall, particularly my first two or three months on the job, I, I indicated to the Board that we, we are living day by day. There, there, there are concerns that I personally have for the water plant as an, as an example, of a major catastrophe happening. So, there are certain things that we've had to continue in order to one, ensure that we can provide safe, palatable water to all of the customers within the City of Riviera Beach. We have to keep that water running, either through the plant or we would have to open the inner connects with Seacoast and/or the City of West Palm Beach. I'm, I'm, I'm, I'm reserved about using West Palm Beach because it's a different type water. They have a blended water of both surface and ground, and when you introduce that into a distribution system that solely depends on ground water, it can have a negative impact in the distribution system, so I've, I've, I've kinda held off on that. Whenever we've needed water, Seacoast has been very, very supportive and cooperative in, in meeting our needs.

So, we are continuing that relationship. I've met with the Executive Director of Seacoast as recent as.., recently as, maybe two weeks ago. And so, we're continuing that relationship moving forward.

BOARD MEMBER MILLER-ANDERSON: But are we still processing payments or purchase orders, or getting quotes for.., under the State of Emergency, is my question? [Pause]. Like, 'cause I know during that particular time, the State of Emergency, some things are kinda, you know...

EXECUTIVE DIRECTOR HORTON: We...

BOARD MEMBER MILLER-ANDERSON: As afar as procedure and protocol, it's kinda ceased a little bit, but are we still operating that way? Because I don't...

EXECUTIVE DIRECTOR HORTON: To, to, to an extent I would have to say yes, only because we haven't had the proper contractual agreements in place. So, in.., so, in order to ensure that water is produced, we'.., we've had to continue that to a certain extent. With this, the approval of this Resolution, that will resolve all of that.

BOARD MEMBER MILLER-ANDERSON: Okay. So, after approving this here...

EXECUTIVE DIRECTOR HORTON: Yes, ma'am.

BOARD MEMBER MILLER-ANDERSON: ...we will no longer be operating in a manner of a State of Emergency where we have protocols or procedures that may have been laxed so that we could get things done?

EXECUTIVE DIRECTOR HORTON: From a procurement perspective, on the daily needs that we have, you're absolutely correct. However, and I have to put a qualifier to it. There are issues within the plant that has been in existence, and has been identified since as early at 2012. That must be addressed.

BOARD MEMBER MILLER-ANDERSON: Okay. Ms. Hoskins and Mr. Horton, could you please provide a breakdown of what those things are and how much longer you think we need to operate in this matter, based on the issues that you say are present. That need...

EXECUTIVE DIRECTOR HORTON: Yes, ma'am.

BOARD MEMBER MILLER-ANDERSON: ...to be fixed.

EXECUTIVE DIRECTOR HORTON: Yes, ma'am.

BOARD MEMBER MILLER-ANDERSON: By, let's say Friday.

EXECUTIVE DIRECTOR HORTON: I would like to be given until next week because I already have two things working.

BOARD MEMBER MILLER-ANDERSON: It is Monday. I mean, it not like it's Wednesday, today's Monday.

EXECUTIVE DIRECTOR HORTON: Yes, ma'am.

[Inaudible comment]

EXECUTIVE DIRECTOR HORTON: I, I've got a couple things working and I was already planning to come to Board Members individually to discuss some things.

BOARD MEMBER MILLER-ANDERSON: Mhmm.

EXECUTIVE DIRECTOR HORTON: So, if, if I would be allowed to be given the opportunity to have the collaborative efforts now that we've gotten the engineering firms approved, have those meetings and I also need to talk with our regulator on a couple of issues.

BOARD MEMBER MILLER-ANDERSON: Mhmm.

EXECUTIVE DIRECTOR HORTON: I would then like the opportunity to meet with you and your colleagues, individually, to talk about some things before we bring them forward to., for the Board.

BOARD MEMBER MILLER-ANDERSON: Well, I'm just trying to get an update as to what you have...

EXECUTIVE DIRECTOR HORTON: And I would be doing that at that time. And I'm just asking...

BOARD MEMBER MILLER-ANDERSON: So, when, when are...

EXECUTIVE DIRECTOR HORTON: ...for the ti'...

BOARD MEMBER MILLER-ANDERSON: When?

EXECUTIVE DIRECTOR HORTON: Well, two weeks. Two weeks.

BOARD MEMBER MILLER-ANDERSON: I'd like to know something by Friday. And, and I can...

EXECUTIVE DIRECTOR HORTON: Okay. I'll, I'll...

BOARD MEMBER MILLER-ANDERSON: ...talk to you all [inaudible]....

EXECUTIVE DIRECTOR HORTON: ...do my best to.

BOARD MEMBER MILLER-ANDERSON: ...what that would look like. You know?

EXECUTIVE DIRECTOR HORTON: I will do my best to try and provide you something on Friday.

BOARD MEMBER MILLER-ANDERSON: Okay. Thank you.

BOARD PRO TEM HUBBARD Thank you, Mr. Horton. Do we have any comment cards on this item...

DEPUTY DISTRICT CLERK BURGESS: No comment...

BOARD PRO TEM HUBBARD ...Madam Clerk?

DEPUTY DISTRICT CLERK BURGESS: ...cards, ma'am. No comment cards.

BOARD PRO TEM HUBBARD Okay. Okay. Are there anymore comments from the Board?

BOARD MEMBER DAVIS: None here.

BOARD MEMBER BOTEL: No.

BOARD PRO TEM HUBBARD Madam Clerk.

DEPUTY DISTRICT CLERK BURGESS: Board Member Botel?

BOARD MEMBER BOTEL: Yes.

DEPUTY DISTRICT CLERK BURGESS: Board Member Davis?

BOARD MEMBER DAVIS: Yes, ma'am.

DEPUTY DISTRICT CLERK BURGESS: Board Member Miller-Anderson?

BOARD MEMBER MILLER-ANDERSON: Yes.

DEPUTY DISTRICT CLERK BURGESS: Pro Tem Hubbard?

BOARD PRO TEM HUBBARD Yes.

DEPUTY DISTRICT CLERK BURGESS: Chair Davis Johnson?

BOARD CHARI DAVIS JOHNSON: Yes.

DEPUTY DISTRICT CLERK BURGESS: Unanimous vote.

6.

BOARD PRO TEM HUBBARD Item No. 6.

DEPUTY DISTRICT CLERK BURGESS: RESOLUTION NO. 28-18UD. A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA APPROVING THE INTERLOCAL AGREEMENT FOR JOINT PARTICIPATION AND PROJECT FUNDING FOR THE SILVER BEACH ROAD PROJECT WITH PALM BEACH COUNTY, FLORIDA; AUTHORIZING CHAIRPERSON AND DISTRICT CLERK TO EXECUTE SAID CONTRACT, AUTHORIZING THE DISTRICT FINANCE DIRECTOR TO PAY \$465,844.61 FROM ACCOUNT NUMBER 412-1437-533-0-6405 AFTER WORK AUTHORIZATIONS HAVE BEEN ISSUED.

BOARD PRO TEM HUBBARD Can I have a motion?

BOARD MEMBER DAVIS: So moved.

COUNCILPERSON BOTEL: ... Second.

BOARD PRO TEM HUBBARD Mr. Horton.

EXECUTIVE DIRECTOR HORTON: Thank you, Madam Co-Chair. This, like the Department of Public Works, the cooperative effort that we have with the department of Public Works, this is also a col'.., collaborative effort with the county on.., along the Silver

Beach Road corridor. In this area, we do have some utilities that need to be addressed and we're taking advantage the work that the county's proposing to do along the Silver Beach corridor to address the utility needs that we have in that area.

Therefore, I request the Board's approval to allow us to move forward with this.

BOARD PRO TEM HUBBARD Are there...

DEPUTY DISTRICT CLERK BURGESS: No public comment cards.

BOARD PRO TEM HUBBARD ...any public comments for this Item? Comments from the Board?

BOARD MEMBER DAVIS: None.

[Pause]

BOARD PRO TEM HUBBARD No.., no comments from the Board. Madam Clerk.

DEPUTY DISTRICT CLERK BURGESS: Board Member Miller-Anderson?

BOARD MEMBER MILLER-ANDERSON: Yes.

DEPUTY DISTRICT CLERK BURGESS: Board Member Davis?

BOARD MEMBER DAVIS: Yes, ma'am.

DEPUTY DISTRICT CLERK BURGESS: Board Member Botel?

BOARD MEMBER BOTEL: Yes.

DEPUTY DISTRICT CLERK BURGESS: Pro Tem Hubbard?

BOARD PRO TEM HUBBARD Yes.

DEPUTY DISTRICT CLERK BURGESS: Chair Davis Johnson?

BOARD CHARI DAVIS JOHNSON: Yes.

DEPUTY DISTRICT CLERK BURGESS: Unanimous vote.

COMMENTS FROM THE PUBLIC - NON AGENDA ITEM SPEAKERS (THREE MINUTE IMITATION)

PUBLIC COMMENT SHOULD BE RESTRICTED TO ISSUES, MATTERS, OR TOPICS PERTINENT TO THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT. PLEASE BE REMINDED THAT THE BOARD OF DIRECTORS HAVE ADOPTED RULES OF DECORUM GOVERNING PUBLIC CONDUCT DURING OFFICIAL MEETINGS, WHICH HAS BEEN POSTED AT THE ENTRANCE OF THE COUNCIL

CHAMBERS. IN AN EFFORT TO PRESERVE ORDER, IF ANY OF THE RULES ARE NOT ADHERED TO, THE DISTRICT BOARD CHAIRPERSON MAY HAVE ANY DISRUPTIVE SPEAKER OR ATTENDEE REMOVED FROM THE PODIUM, FROM THE MEETING AND/OR THE BUILDING, IF NECESSARY. PLEASE GOVERN YOURSELVES ACCORDINGLY.

BOARD PRO TEM HUBBARD Okay. Do we have any public comments at this time?

DEPUTY DISTRICT CLERK BURGESS: We do have two public comment cards. No further [stammer] public comment cards accepted at this time.

BOARD PRO TEM HUBBARD Okay.

DEPUTY DISTRICT CLERK BURGESS: Tyler Miller and Andre Henderson.

MR. T. MILLER: My time card is supposed to be for [inaudible].

BOARD PRO TEM HUBBARD For the next item.

MR. T. MILLER: For Stonybrook.

BOARD PRO TEM HUBBARD Okay. Madam Clerk, I think we better clarify the comment cards for, for the two meetings. The green comment cards are for the Utility District meeting, and what color are your comments for the next meeting?

DEPUTY DISTRICT CLERK BURGESS: They're pink but they haven't been put out as of yet. That's why...

[Inaudible comment]

DEPUTY DISTRICT CLERK BURGESS: ...we just...

BOARD PRO TEM HUBBARD The pink comments will be put out... The pink cards will be put out for Stonybrook and then you guys'll need to go and fill those particular cards out when they are placed outside on the table.

Okay. Mr. Henderson. Ah, Madam Clerk.

BOARD PRO TEM HUBBARD The pink

MR. A. HENDERSON: Yeah. Real quick. My issue is, one of 'em just came up to me when Mr. Horton had explained that he needs emergency..., he just made a comment about what he needed, and my only question would be, why didn't we cure these relationships before? If they're so important? That would be my only comment. I need more..., I would need more explanation as a constituent, as to why. If it's that big of an issue, why would we need to come here and then, when Mrs. Anderson-Miller said it's important, she wants it this Friday, you told her two weeks. That was my only comment on that.

The other point would be, I don't know if we're gonna bring up the eleven workers that are gonna.., that he asked to be moved over? Is that something that we're gonna issue...

UNK: Budget. [Inaudible].

MR. A. HENDERSON: That's budget? Okay. That would be my.., I'm, I'm against that. But I would just wanna know more as a constituent, why we're moving that over. Just...

BOARD PRO TEM HUBBARD We'll discuss that at the budget hearing.

MR. A. HENDERSON: Okay. Alright. Thank you.

BOARD PRO TEM HUBBARD Thank you very much. Are there any... Okay. Okay. I.., we will move... We are the end of our regular Agenda and there's no other public comments for this, for this meeting.

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

BOARD PRO TEM HUBBARD So, are there any discussions by the Executive Director of the Utility District?

EXECUTIVE DIRECTOR HORTON: No, Madam Chair.

BOARD PRO TEM HUBBARD Any by the City Manager.

CITY MANAGER HOSKINS: No, ma'am.

STATEMENTS BY THE BOARD

BOARD PRO TEM HUBBARD Statements by the Board. We'll start with Mr. Davis.

BOARD MEMBER DAVIS: None at this time.

BOARD PRO TEM HUBBARD Okay.

BOARD MEMBER MILLER-ANDERSON: None.

BOARD PRO TEM HUBBARD Ms. Botel.

BOARD MEMBER BOTEL: No. No.

BOARD PRO TEM HUBBARD Ms...

BOARD CHARI DAVIS JOHNSON: No comments.

BOARD PRO TEM HUBBARD And I have none.

ADJOURNMENT

BOARD PRO TEM HUBBARD This meeting is adjourned.

[Gavel]

[End of video/audio]

City Employees, Public Speakers and Others

BESSIE BROWN.....MS. B. BROWN

TYLER MILLER.....MR. T. MILLER

ANDRE HENDERSON.....MR. A. HENDERSON

APPROVED:

ATTEST:

TONYA DAVIS JOHNSON
CHAIRPERSON

CLAUDENE L. ANTHONY
CERTIFIED MUNICIPAL CLERK
CITY CLERK

LYNNE L. HUBBARD
CHAIR PRO TEM

KASHAMBA MILLER-ANDERSON
BOARDMEMBER

JULIA A. BOTEL, Ed.D
BOARDMEMBER

TERENCE D. DAVIS
BOARDMEMBER

MOTIONED BY: _____

SECONDED BY: _____

L. HUBBARD _____

K. MILLER-ANDERSON _____

T. DAVIS JOHNSON _____

J. BOTEL _____

T. DAVIS _____

DATE APPROVED: SEPTEMBER 17, 2018