

**UTILITY SPECIAL DISTRICT
BOARD OF DIRECTORS MEETING
December 17, 2018
6:00 p.m.**

PRESENT AT MEETING¹:

BOARD CHAIRPERSON TONYA DAVIS JOHNSON – DISTRICT 3
CHAIRPERSON DAVIS JOHNSON

CHAIR PRO TEM LYNNE L. HUBBARD DISTRICT 1
CHAIR 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 WILLIE HORTON
EXECUTIVE DIRECTOR HORTON

ASSISTANT EXECUTIVE DIRECTOR LEIGHTON WALKER ASSISTANT
EXECUTIVE DIRECTOR WALKER

DISTRICT CLERK CLAUDENE ANTHONY DISTRICT CLERK ANTHONY

DISTRICT ATTORNEY ANDREW DEGRAFFENREIDT
DISTRICT ATTORNEY DEGRAFFENREIDT

DISTRICT FINANCE DIRECTOR RANDY SHERMAN
DISTRICT FINANCE DIRECTOR SHERMAN

TRANSCRIBED BY:

¹ List of Public Comment Speakers and Others on Page 51

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**CITY OF RIVIERA BEACH
PALM BEACH COUNTY, FLORIDA
UTILITY SPECIAL DISTRICT MEETING MINUTES
MONDAY, DECEMBER 17, 2018 AT 6:00 P.M.**

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

CALL TO ORDER

BOARD CHAIRPERSON DAVIS JOHNSON: Good evening. I'd like to call the Utility Special District Board of Directors meeting of December 17th to order.

ROLL CALL

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

DEPUTY DISTRICT CLERK BURGESS: Board Chair Tonya Davis Johnson?

BOARD CHAIRPERSON DAVIS JOHNSON: Here.

DEPUTY DISTRICT CLERK BURGESS: Board Pro Tem Lynne Hubbard?
[Pause]. 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 A. Masters, *ex officio*
Board Member? [Pause]. City Manager Karen Hoskins?

CITY MANAGER HOSKINS: Here.

DEPUTY DISTRICT CLERK BURGESS: Acting Executive Director Leighton Walker?

ASSISTANT EXECUTIVE DIRECTOR WALKER:

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

DISTRICT ATTORNEY DEGRAFFENREIDT: Here.

DEPUTY DISTRICT CLERK BURGESS: You have a quorum.

BOARD CHAIRPERSON DAVIS JOHNSON: Thank you, Madam Clerk.

INVOCATION

PLEDGE OF ALLEGIANCE

BOARD CHAIRPERSON DAVIS JOHNSON: Can we please stand for a moment of silence, followed by the Pledge of Allegiance led by Commissioner Miller-Anderson?

[Moment of silence]

BOARD MEMBER MILLER-ANDERSON: I pledge allegiance...

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

AGENDA APPROVAL

ADDITIONS, DELETIONS, SUBSTITUTIONS

BOARD CHAIRPERSON DAVIS JOHNSON: Madam Manager, Mr. Executive Director, are there any additions, deletions or substitutions, please?

CITY MANAGER HOSKINS: No, ma'am.

EXECUTIVE DIRECTOR HORTON: Yes, ma'am, Madam Chair, there, there is a substitution for No. 7 on the Agenda. I've provided a copy of the replacement for everyone on the dais.

BOARD CHAIRPERSON DAVIS JOHNSON: Does everyone have a copy of the replacement Resolution?

BOARD MEMBER BOTEL: Yes.

BOARD MEMBER MILLER-ANDERSON: Madam Chair?

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

BOARD MEMBER MILLER-ANDERSON: What changed on it?

EXECUTIVE DIRECTOR HORTON: We had some verbiage errors in it that had to be corrected, so it could read right.

BOARD MEMBER MILLER-ANDERSON: Okay.

BOARD 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 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.

DISCLOSURES BY BOARD OF DIRECTORS

BOARD CHAIRPERSON DAVIS JOHNSON: Are there any disclosures by the Board?

BOARD MEMBER MILLER-ANDERSON: Madam Chair?

BOARD CHAIRPERSON DAVIS JOHNSON: Commissioner Miller-Anderson.

BOARD MEMBER MILLER-ANDERSON: I did speak with Mr. Drummond from Solutions.

BOARD CHAIRPERSON DAVIS JOHNSON: C Solutions?

BOARD MEMBER MILLER-ANDERSON: Yes.

BOARD CHAIRPERSON DAVIS JOHNSON: Are there any other disclosures?

BOARD MEMBER BOTEL: Yes, Madam Chair.

BOARD CHAIRPERSON DAVIS JOHNSON: Cou'..., Commissioner Botel...

BOARD MEMBER BOTEL: I also...

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

BOARD MEMBER BOTEL: ...spoke with a gentleman from C Solutions.

BOARD MEMBER DAVIS: Madam Chair?

BOARD CHAIRPERSON DAVIS JOHNSON: Commissioner Davis, you're recognized.

BOARD MEMBER DAVIS: Thank you. I too did have a conversation with Mr. Drummond, regarding the Item tonight.

BOARD CHAIRPERSON DAVIS JOHNSON: Okay.

ADOPTION OF AGENDA

BOARD CHAIRPERSON DAVIS JOHNSON: Motion to adopt the Agenda.

BOARD MEMBER DAVIS: So...

BOARD MEMBER BOTEL: So...

BOARD MEMBER DAVIS: ...moved.

BOARD MEMBER BOTEL: ...moved.

BOARD MEMBER DAVIS: Second.

BOARD MEMBER BOTEL: Second.

BOARD CHAIRPERSON DAVIS JOHNSON: It's been moved and properly second. Do we have any public comment cards, Madam Clerk?

DEPUTY DISTRICT CLERK BURGESS: No public comment cards. [Inaudible]...

BOARD CHAIRPERSON DAVIS JOHNSON: We have a motion and a second.

DEPUTY DISTRICT CLERK BURGESS: Board Member Botel?

BOARD MEMBER BOTEL: Yes.

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?

CHAIR PRO TEM HUBBARD: Yes.

DEPUTY DISTRICT CLERK BURGESS: Chair Davis Johnson?

BOARD CHAIRPERSON DAVIS JOHNSON: Yes.

DEPUTY DISTRICT CLERK BURGESS: Unanimous vote.

Comments From the Public on Consent Agenda (Three Minute Limitation)

CONSENT AGENDA

BOARD 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 BOARD MEMBER SO REQUESTS, IN WHICH EVENT, THE ITEM WILL BE REMOVED FROM THE GENERAL ORDER OF BUSINESS AND CONSIDERED IN ITS NORMAL SEQUENCE.

BOARD CHAIRPERSON DAVIS JOHNSON: Would the Board.., does the Board have any Items to be pulled? There's only one. [Pause]. Motion to adopt the Consent Agenda.

BOARD MEMBER BOTEL: So moved.

BOARD MEMBER MILLER-ANDERSON: Second.

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

DEPUTY DISTRICT CLERK BURGESS: Board Member Botel?

BOARD MEMBER BOTEL: Yes.

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: Pro Tem Hubbard?

CHAIR PRO TEM HUBBARD: Yes.

DEPUTY DISTRICT CLERK BURGESS: Chair Davis Johnson?

BOARD CHAIRPERSON DAVIS JOHNSON: Yes.

DEPUTY DISTRICT CLERK BURGESS: Unanimous vote.

BOARD CHAIRPERSON DAVIS JOHNSON: Thank you.

MINUTES

1. NOVEMBER 19, 2018 UTILITY SPECIAL DISTRICT MEETING MINUTES

RESOLUTIONS

END OF CONSENT AGENDA

CHAIR READS BELOW:

BOARD 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 COUNCIL CHAMBERS AND GIVE IT TO THE STAFF PRIOR TO THE ITEM BEING TAKEN UP BY THE BOARD OF 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 OR ITEM CONSIDERED.

AWARDS AND PRESENTATIONS

PUBLIC HEARINGS

BOARD CHAIRPERSON DAVIS JOHNSON: We have no awards or presentations, and no public hearings, correct?

DEPUTY DISTRICT CLERK BURGESS: None.

BOARD CHAIRPERSON DAVIS JOHNSON: PUBLIC COMMENT SHALL BEGIN AT 7:30 P.M. UNLESS THERE IS NO FURTHER BUSINESS OF THE BOARD OF DIRECTORS 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 PUBIC 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.

REGULAR AGENDA

BOARD CHAIRPERSON DAVIS JOHNSON: Regular Agenda, Madam Clerk.

2.

DEPUTY DISTRICT CLERK BURGESS: RESOLUTION 35-18UD. A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA, APPROVING THE PROPOSAL FROM HOLTZ CONSULTING ENGINEERS, INC. IN THE AMOUNT OF \$67,616.50 TO PERFORM ENGINEERING DESIGN SERVICES FOR REPLACEMENT OF THE UTILITY DISTRICT SEWER FORCE MAIN CROSSING THE M CANAL, AND AUTHORIZING THE UTILITY DISTRICT FINANCE DIRECTOR TO MAKE SUBSEQUENT PAYMENTS AFTER WORK AUTHORIZATIONS HAVE BEEN ISSUED FROM FUNDS BUDGETED FOR CAPITAL IMPROVEMENT PROJECT #18129 AND PROVIDING AN EFFECTIVE DATE.

BOARD CHAIRPERSON DAVIS JOHNSON: Is there a...

BOARD MEMBER DAVIS: So moved.

BOARD CHAIRPERSON DAVIS JOHNSON: ...motion?

BOARD MEMBER BOTEL: Second.

BOARD CHAIRPERSON DAVIS JOHNSON: It's been motioned and properly second. Any public comment cards?

DEPUTY DISTRICT CLERK BURGESS: No public comment cards at this time.

BOARD CHAIRPERSON DAVIS JOHNSON: Madam Manager, Mr. Executive Director?

EXECUTIVE DIRECTOR HORTON: Thank you, Madam Chair.

CITY MANAGER HOSKINS: Mr. Horton.

EXECUTIVE DIRECTOR HORTON: This, this Item is an Item to replace the main trunk line, force, force main that we have going into the ECR. The reason the..., this needs to be addressed, is that it crosses the M canal, which is the primary surface water supply for the City of West Palm Beach. The paint on this, I, I believe it's the thirty-six inch force main, has been chip'..., chipping for, for a period of time and the City has asked us to address this issue so as to protect their po'..., their surface water supply. This project, we're not certain as of yet the direction we will go as it relates to whether we will keep it above ground or take it underground, but through the design effort, that determination will be made.

So, I'm requesting support of the Board to approve this request so that we can move forward with replacement of that line.

BOARD CHAIRPERSON DAVIS JOHNSON: Any questions from the Board?

CHAIR PRO TEM HUBBARD: Yes, Madam Chair.

BOARD CHAIRPERSON DAVIS JOHNSON: Vice Chair, you're recognized.

CHAIR PRO TEM HUBBARD: Is Holtz Consulting on the group of..., the, the rotation group that you put in place?

EXECUTIVE DIRECTOR HORTON: Yes, ma'am. They are.

CHAIR PRO TEM HUBBARD: Would you tell me the connection with two and four [stammer], those two Items?

EXECUTIVE DIRECTOR HORTON: Yes, ma'am. Once the Board gave approval of the initial three annual services agreement, we began to negotiate with those consultants immediately so that we could begin to bring things forward. Those negotiations in preparation of the proposals and what not, has taken some time. So, we've been two to three months into this process of getting those proposals together, and this is the result of those negotiations and proposals that I'm presenting to you tonight.

CHAIR PRO TEM HUBBARD: Okay. I guess I wanted you to talk to me about the connection, or the difference.

EXECUTIVE DIRECTOR HORTON: I'm sorry?

CHAIR PRO TEM HUBBARD: The connection to two and four.

EXECUTIVE DIRECTOR HORTON: Two and four, of course two is the M canal that crosses the potable water.., not potable, but the surface water supply for the City of West Palm, and four is the...

CHAIR PRO TEM HUBBARD: C-17...

EXECUTIVE DIRECTOR HORTON: C-17 canal, which is between MLK and Blue Heron. This is the line that sprung a leak, I'm [stammer], I think it was about a couple months ago, and so we're added that to the list to have them to move on that as quickly as possible.

BOARD CHAIRPERSON DAVIS JOHNSON: One moment. Let the record reflect that the Mayor is on the dais. Also, let the record reflect that Commissioner [chuckle] Hubbard is also on the dais.

MAYOR MASTERS: [Chuckle].

BOARD CHAIRPERSON DAVIS JOHNSON: I thought you were here shortly after...

MAYOR MASTERS: Thank you.

CHAIR PRO TEM HUBBARD: Okay. Alright. Thank you, sir.

EXECUTIVE DIRECTOR HORTON: Yes, ma'am.

BOARD CHAIRPERSON DAVIS JOHNSON: Any additional questions? Comments? 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?

CHAIR PRO TEM HUBBARD: Yes.

DEPUTY DISTRICT CLERK BURGESS: Chair Davis Johnson?

BOARD CHAIRPERSON DAVIS JOHNSON: Yes.

DEPUTY DISTRICT CLERK BURGESS: Unanimous vote.

3.

DEPUTY DISTRICT CLERK BURGESS: RESOLUTION 36-18UD. A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA, APPROVING A PROPOSAL FROM EAC CONSULTING, INC. IN THE AMOUNT OF \$35,460 TO PERFORM ENGINEERING DESIGN SERVICES FOR THE REPLACEMENT OF APPROXIMATELY 1,200 LINEAR FEET OF TEN INCH DIAMETER WATER MAIN ALONG NORTH CONGRESS AVENUE, FROM 13TH STREET TO ESSEX LANE, AUTHORIZING THE UTILITY DISTRICT FINANCE DIRECTOR TO MAKE SUBSEQUENT PAYMENTS AFTER WORK AUTHORIZATIONS HAVE BEEN ISSUED FROM FUNDS BUDGETED FOR CAPITAL IMPROVEMENT PROJECTION #18152, AND PROVIDING AN EFFECTIVE DATE.

BOARD CHAIRPERSON DAVIS JOHNSON: Is there a motion?

CHAIR PRO TEM HUBBARD: So moved.

BOARD MEMBER BOTEL: Second.

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

EXECUTIVE DIRECTOR HORTON: Thank you, Madam Chair. This project, of course, I wanna point out, this is one of the five consultants which the Board has approved for design effort. This project is in support in preparation for the new lighting that will go along Congress. And, in order to accommodate the fittings for the lighting, the water main had to'.., has to be adjusted. So, that's what this is about. And so, in order to accommodate that, I'm asking the Board's support to approve this agreement.

BOARD CHAIRPERSON DAVIS JOHNSON: Any public comment cards?

DEPUTY DISTRICT CLERK BURGESS: No public comment cards.

BOARD CHAIRPERSON DAVIS JOHNSON: Are there any questions from the Board?

CHAIR PRO TEM HUBBARD: One, one, Madam Chair.,

BOARD CHAIRPERSON DAVIS JOHNSON: Vice Chair...

CHAIR PRO TEM HUBBARD: The lighting...

BOARD CHAIRPERSON DAVIS JOHNSON: ...Hubbard, you're recognized.

CHAIR PRO TEM HUBBARD: Thank you, ma'am. The lighting project is to commence when? Is it a collaboration between us and the county, or just a major City project?

EXECUTIVE DIRECTOR HORTON: It's my understanding that the State Highway Department is going to take part in this, in the placing of the lights, so this may be a try effort. I'm just addressing the Utility portion...

CHAIR PRO TEM HUBBARD: I understand that.

EXECUTIVE DIRECTOR HORTON: ...to make sure that we can get out of their way.

CHAIR PRO TEM HUBBARD: Okay. Okay. Okay. Thank you. Thank you.

BOARD CHAIRPERSON DAVIS JOHNSON: Any further questions? Madam Clerk.

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: Board Member Botel?

BOARD MEMBER BOTEL: Yes.

DEPUTY DISTRICT CLERK BURGESS: Pro Tem Hubbard?

CHAIR PRO TEM HUBBARD: Yes.

DEPUTY DISTRICT CLERK BURGESS: Chair Davis Johnson?

BOARD CHAIRPERSON DAVIS JOHNSON: Yes.

DEPUTY DISTRICT CLERK BURGESS: Unanimous vote.

4.

DEPUTY DISTRICT CLERK BURGESS: RESOLUTION NO. 37-18UD. A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA, APPROVING A PROPOSAL FROM HOLTZ CONSULTING ENGINEERS, INC. IN THE AMOUNT OF \$57,770.50 TO PERFORM ENGINEERING DESIGN SERVICES FOR THE REPLACEMENT OF THE UTILITY DISTRICT SEWER FORCE MAIN CROSSING, THE C-17 CANAL AND AUTHORIZE THE UTILITY DISTRICT FINANCE DIRECTOR TO MAKE SUBSEQUENT PAYMENTS AFTER WORK AUTHORIZATIONS HAVE BEEN

ISSUED FROM FUNDS BUDGETED FOR THE CAPITAL IMPROVEMENT PROJECT #18129, AND PROVIDING AN EFFECTIVE DATE.

BOARD CHAIRPERSON DAVIS JOHNSON: Is there a motion?

BOARD MEMBER BOTEL: So moved.

BOARD MEMBER DAVIS: Second.

DEPUTY DISTRICT CLERK BURGESS: No public comment cards...

BOARD CHAIRPERSON DAVIS JOHNSON: Moved and...

DEPUTY DISTRICT CLERK BURGESS: ...Madam Chair.

BOARD CHAIRPERSON DAVIS JOHNSON: ...properly second. No comment., no public comment cards. Any comments or questions from the Board?

CHAIR PRO TEM HUBBARD: One. I'm, I'm sorry. The Holtz Construction, if you're rotating them, I guess my question is, I see two of the companies with two, two different projects, and if we have a list of consultants we're trying to engage to stay on the list so we can get things done. I just would like to know the rationale for..., I see two with EAC, two with Holtz. And so, for just an idea of what you're thinking is on that.

EXECUTIVE DIRECTOR HORTON: Yes, ma'am. Madam Chair, if I may?

BOARD CHAIRPERSON DAVIS JOHNSON: Mr. Horton...

EXECUTIVE DIRECTOR HORTON: Yes.

BOARD CHAIRPERSON DAVIS JOHNSON: ...you may.

EXECUTIVE DIRECTOR HORTON: And I understand your concern. As I mentioned a moment ago as we were talking about Item No. 2, these negotiations on this started almost immediately upon the Board approving the annual services agreements. As we move forward, we've got more than enough work that we will be spreading around to all of the consultants on the list. So, come January, we will have yet another round of approvals that will not include the consultants that you see on this list. What we, what we've tried to do is look at the expertise that exists in the different firms, for the different types of services that we need and based upon what we've seen and what our needs are and, and the availability of the consultants at the time, we began to move forward. This is what we, we, we had. And so, we're working with those new consultants to give them an opportunity to move forward with some of the projects. And, as I men'.., mentioned a moment ago, there will be other projects that the other consultants will also be assigned.

CHAIR PRO TEM HUBBARD: Mr., Mr. Horton, I guess one of my concerns was the fact that.., I see the work that Holtz is providing. I don't know them, I don't know who's a part of their, their company. I've never met them so this is.., this has nothing to do with a personal preference. But, I've always had a problem with the fact that that group of designers, and those group of contractors, are actually going to be inspecting each other wor'.., other's work. So, when we have companies that are doing sole inspection, I see that as a cleaner break because, if it's just the three of us checking each other' work, I'm gonna score her low or report anything bad because she's gonna be checking my work next week. And, you know.., but yet, when you have a company that's just doing the inspection, that's not doing the design and they're not doing the construction, I think they would give us a better look, as opposed to having these guys inspecting their, their own stuff. And when I say their own stuff, I mean each other's work. And since it's such a handful of people.., and I know they're consummate professionals, I know they have integrity, I know they have license. You know, be all of that as it may, I still think realistically, the inspector should do their inspecting and the other guys, the contractors and the construction teams, should not be in the inspection end of that, end of [stammer] end of the projects.

Okay. Those are my concerns, Mr. Horton.

EXECUTIVE DIRECTOR HORTON: Madam Chair, if I may?

BOARD CHAIRPERSON DAVIS JOHNSON: Mr. Horton, you're recognized.

EXECUTIVE DIRECTOR HORTON: Thank you. Madam, Madam Vice Chair, I do understand your concern. I think it's important that the Board understand that we have no consultants presently under contract with the Utility District that meets the criteria that the Vice Chair has, has put forth. All of these consultants have some type of relationship with one another. The, the good news is, is that we are not intending to have the same consultant design and inspect their own work. So that, that is not taking place. But, under the, the scenario that has been described by the Vice Chair, there isn't a scenario that exists where we would have a consultant that would not have a relationship with one of the other consultants.

CHAIR PRO TEM HUBBARD: Not...

EXECUTIVE DIRECTOR HORTON: No... I'm, I'm sorry.

CHAIR PRO TEM HUBBARD: I'm sorry, sir. Go ahead.

EXECUTIVE DIRECTOR HORTON: I, I know that you, you've mentioned one consultant in particular that's local, but they're also the sub to at least one of our other consultants on the design side. That same consultant that we talked about in previous meetings, has had relationships with some of the other consultants that are doing business with us as well.

CHAIR PRO TEM HUBBARD: I.., and I'm, and I know it's just probably a small group of people, and not to say that they are checking their own work. I want it to be clear when

I said each other's work, that's why I made the scenario of us checking each other's work, as opposed to me checking my own work. So, I don't want the Board to think that that's what.., that's what I'm saying.

However, I know that they all have had relationships, and will have relationships in the future, but I think a consummate effort could be made so that this is.., so that this.., these processes that we're going through are looked upon by a sole inspector. The major problems we have in all the work that we do here in the City, even in our road construction in all.., in our lift stations and our pump is because we're.., because people are basically.., just that, that little group. While the, the company that you're, you're, that you're applying it to, yes, they have subs and have listed themselves as subs with all of the people hoping to get work here in the City of Riviera Beach, but if that company already has someone that does what they do, they won't take that company in. So, it's not necessarily that they're gonna be on a job because you give them a job, and because that guys has a job, he'll, he'll bring, you know, the, the, the local company, the local company in to bear. So that's not necessarily the case. But, what, what would've been good for us, we do have, we do have the local engineering firm here, on our vendor list, but they're on there just for one thing, and that's for inspection, and I think that would've fared better for everybody if we didn't have Holtz inspecting EAC, and EAC inspecting Holtz. You know? It's [stammer], it just.., I don't think it'll fare where.., fare well for us. We're in court now, as it is and, you know, because of the work products that we've gotten.

So, again, those are my conc'.., those are my concerns because we can take an extra effort and an extra step to make sure that we don't have the problems that we find ourselves in when we actually have a local vendor on the list that does inspections.., that bided for ins'.., inspections, and inspections only.

Thank you, sir.

MAYOR MASTERS: Madam Chair?

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

MAYOR MASTERS: I certainly understand the concerns of the Vice Chair, and I agree. I think it is.., should be cons'.., it is consistent with good government. So, having said.., and, and, and it's also being consistent with good government, it's consistent with the check and balance system. That is a.., something that we're known for, our government nationally.

Mr. Horton, what could you do to accommodate Councilperson Hubbard's concern? Is there anything that we can do differently, that we could.., that would not create a hardship on your Department, sir?

EXECUTIVE DIRECTOR HORTON: Madam Chair, if I may?

BOARD CHAIRPERSON DAVIS JOHNSON: Mr. Horton.

EXECUTIVE DIRECTOR HORTON: I think that's exactly what we're doing. I, I'd just like to remind the Mayor and the Board that, up, up until I came onboard, there was no inspection services being offered. The designer...

[Inaudible comment]

EXECUTIVE DIRECTOR HORTON: ...was inspecting their own work. So, that's a huge change from the way it has been done, the way business has been done, so there is a check and balance with having a separate firm inspect another firm's work. So, that's a big change. And, because of the vol'..., we, we had this discussion at last meeting, because of the volume of work that, that we're planning to put out, we're gonna use all eight of the consultants, the three that we have for inspection services, and the five that we have for design services to get and move these projects forward.

So, I don't think, number one, I think that you're gonna see an improvement because there, there, there will be the inspection by a separate group, we're going to include bringing the inspectors in at the sixty-five to ninety percent completion so that there could be some peer review of the work that is going forth before we put it out on the streets. And then, as we move forward, again, we'll have that separate eye looking at the design... I'm, I'm sorry, looking at the implementation, or the installation of construction to ensure that it both meets the design, and should there be issues relating to problems with the design, it can be addressed without moving forth and having some of the issues we may have had in the past.

MAYOR MASTERS: Mr. Horton, I understand that, and I understand that clearly. But that's not what the Commissioner, or the Director, is suggesting. You..., she knows what you're doing, and she knows what you have done, at least we, we all do, but my question is, and maybe you've answered it, that is there anything that you can do differently to satisfy her concern? Which is my concern too. I, I only can speak for me. 'Cause I think it's, it's, it's, it's logical.

EXECUTIVE DIRECTOR HORTON: Well, Mr. Mayor, I, I'm not certain what more I can say. I did get consensus from this Board, back in November/December of 2017 to take this approach. We advertised for, for this effort. We selected, and this Board has approved, now four firms for inspection services. So, if we were to go and only give to one firm the inspection services, I think that then creates a problem for us because we now have agreement, not with one, but with four.

CHAIR PRO TEM HUBBARD: May I interject?

MAYOR MASTERS: I, I yield to Councilwoman Hubbard.

CHAIR PRO TEM HUBBARD: Madam? [Inaudible].

BOARD CHAIRPERSON DAVIS JOHNSON: Vice Chair, you're recognized.

CHAIR PRO TEM HUBBARD: Mr. Horton, what are the names of the inspection firms?

EXECUTIVE DIRECTOR HORTON: Radise...

CHAIR PRO TEM HUBBARD: Okay.

EXECUTIVE DIRECTOR HORTON: ...Chen Moore, Holtz, and DAC? CES.

CHAIR PRO TEM HUBBARD: Okay. Is CES, Holtz and Chen Moore getting work from us, outside of inspections?

EXECUTIVE DIRECTOR HORTON: Chen Moore presently has work with us presently.

CHAIR PRO TEM HUBBARD: Are they on the list?

EXECUTIVE DIRECTOR HORTON: Are they on what list?

CHAIR PRO TEM HUBBARD: Your rotation list?

EXECUTIVE DIRECTOR HORTON: Yes, ma'am. They are.

CHAIR PRO TEM HUBBARD: Holtz and CES are also on your rotation list?

EXECUTIVE DIRECTOR HORTON: Yes, ma'am. They are.

CHAIR PRO TEM HUBBARD: So, you are telling me that you feel if they don't get any inspection work and they're getting in the upwards of \$300,000 at any given time worth of work, that they have a right to file a complaint that they.., we're not getting any inspection work?

EXECUTIVE DIRECTOR HORTON: Madam Vice Chair, there are two separate [stammer] contracts that are out there, one for design and one for inspection services. Whether they would file a complaint or not, I, I don't know. I'm just saying to you, the, the approach that we took, that this Board adopted and approved, was for the four consultants to provide inspection services.

CHAIR PRO TEM HUBBARD: And, and I, and I understand that, Mr., Mr. Horton, and I don't have a problem with, with that. What I'm saying is, we.., I thought we took the approach so that we can have a clear delineation of checks and balance system in place. So, when we put those systems in place, I thought that it would provide us the opportunity to have inspections done in a more objective manner, would be the word that I would like.., that, that I would like to, to use here, because, again I say to you, Holtz has in the upwards, right now, I added up about \$400,000. They, let me go over here to the next page. And then, for them to come back and, you know, for them to inspect somebody else's work that we have on the street, I think that's a little bit much for them when you have a list of, when you have a list of people that aren't doing any of the construction, or the design, that could actually be more objective, and inspect some of this work. And that.., and, and, and I said, this isn't new, I said this.., said that at the meeting when we were going through this, that I did not feel that the inspector should be a designer, should

be in the design or the construction, if we had enough people on our roster to do inspections. If we got behind and we needed to pull some of those designer contractors to do inspections because we were..., we had so much work going, then of course, we could definitely use those guys. But, for Holtz to check EAC, and, and all the work that they have on the street, I don't, I don't think that, that we're giving ourselves the best possible chance to come out of this unscathed as possible. Because it's very seldom that we go in'..., into any of this and come out unscathed.

EXECUTIVE DIRECTOR HORTON: Madam, Madam Chair, if, if I may?

BOARD CHAIRPERSON DAVIS JOHNSON: Mr. Horton, you may.

EXECUTIVE DIRECTOR HORTON: I, I'm, I'm not familiar and, and if..., I stand to be corrected, but the City has never, to my knowledge, taken this approach that I'm, I'm attempting to take with Utility District. I will tell you that I've used this approach in my other engagements and it works just fine. I will also suggest to you, Madam Vice Chair, is that the \$400,000 that you add up, includes..., the, the third portion is a hundred'..., that will come up in a few moments, is for \$163,000 on inspection services, but that's specialized inspec'..., inspection services for the meter installation. So, they've got the talent inhouse. We look'..., when we, when we make these assignments, we look at what the consultants have available to them, inhouse, to meet our needs. And, based upon that scenario, is how we make the assignments of the different projects. So, there..., while one consultant may have an expertise in one area, another may have an expertise in another area. As we move forth with these inspection services, that's how I intend to make these assignments.

So, I, I would ask the Boards support on Item 4 to move forward with the approval for Holtz Consulting for the C-17 canal.

CHAIR PRO TEM HUBBARD: And, in closing, Mr...

MAYOR MASTERS: Horton.

CHAIR PRO TEM HUBBARD: ...Horton, I [stammer], the approach, and the fact that we're cycling people, I get that and I understand that, but I think you too understand what I'm saying about the objectivity part of it, and ha'..., not having these guys check their, their work, that are the list.

Thank you, Madam Chair.

BOARD CHAIRPERSON DAVIS JOHNSON: You're welcome. Any further question s or comments from the Board? [Pause]. Madam Clerk.

DEPUTY DISTRICT CLERK BURGESS: Board Member Botel?

BOARD MEMBER BOTEL: Yes.

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: Pro Tem Hubbard?

CHAIR PRO TEM HUBBARD: No.

DEPUTY DISTRICT CLERK BURGESS: Chair Davis Johnson?

BOARD CHAIRPERSON DAVIS JOHNSON: Yes.

DEPUTY DISTRICT CLERK BURGESS: That motion passed with Pro Tem Hubbard dissenting.

5.

DEPUTY DISTRICT CLERK BURGESS: RESOLUTION 38-18UD. A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA, APPROVING THE PROPOSAL FROM EAC CONSULTING, INC. IN THE AMOUNT OF \$79,723 TO PERFORM ENGINEERING SERVICES TO EVALUATE DISTRIBUTION SYSTEM WATER PRESSURE ISSUES AT THE NORTHERN END OF SINGER ISLAND, AUTHORIZING THE UTILITY DISTRICT FINANCE DIRECTOR TO MAKE SUBSEQUENT PAYMENTS AFTER WORK AUTHORIZATIONS HAVE BEEN ISSUED FROM FUNDS BUDGETED FOR CAPITAL IMPROVEMENT PROJECT #18152, AND PROVIDING AN EFFECTIVE DATE.

BOARD CHAIRPERSON DAVIS JOHNSON: Is there a motion?

BOARD MEMBER BOTEL: So moved.

BOARD MEMBER DAVIS: Second.

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

DEPUTY DISTRICT CLERK BURGESS: No public comment cards...

BOARD CHAIRPERSON DAVIS JOHNSON: Thank you.

DEPUTY DISTRICT CLERK BURGESS: ...Madam Chair.

BOARD CHAIRPERSON DAVIS JOHNSON: Mr. Horton.

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

This, this effort is needed because of.., we've experienced water pressure issues as we go north on Singer Island, and so, we need a hydrology study to determine what the problem is and what the fixes are. And so, based upon the experience of this particular firm, we're bringing this firm forward recommending that the Board approve.., support and approve this request to do this study on the system and determine what needs to be done moving forward.

BOARD CHAIRPERSON DAVIS JOHNSON: Any comments or questions from the Board?

BOARD MEMBER DAVIS: Madam Chair?

BOARD CHAIRPERSON DAVIS JOHNSON: Commissioner Davis, you're recognized.

BOARD MEMBER DAVIS: Real briefly, Mr. Horton.

EXECUTIVE DIRECTOR HORTON: Yes, sir.

BOARD MEMBER DAVIS: What triggered this particular...

EXECUTIVE DIRECTOR HORTON: Well, since I've been here, we've had complaints from several of the high rises, at certain times of the morning hours...

BOARD MEMBER DAVIS: Okay.

EXECUTIVE DIRECTOR HORTON: ...that the water pressure is dropping...

BOARD MEMBER DAVIS: Mhmm.

EXECUTIVE DIRECTOR HORTON: ...and that.., while that's not a real issue, it becomes an issue when.., if there's a need for fire protection...

BOARD MEMBER DAVIS: Mhmm.

EXECUTIVE DIRECTOR HORTON: ...with the low pressure. So...

BOARD MEMBER DAVIS: Ok.

EXECUTIVE DIRECTOR HORTON: ...we need to address the hydrology to make sure it's working properly.

BOARD MEMBER DAVIS: Thank you. That'll be all.

BOARD MEMBER BOTEL: Madam Chair?

BOARD CHAIRPERSON DAVIS JOHNSON: Board Member Botel, you're recognized.

BOARD MEMBER BOTEL: Thank you. I have to say that second only to complaints about the water bills, is the [chuckle] complaint I receive from residents of

Singer Island about the lack of pressure. So, I'm happy to see that you're dealing with this issue. I, I'm wondering, I see that it looks like the analysis will take about twenty weeks. How long, if you could tell me about how long, before something actually gets done?

EXECUTIVE DIRECTOR HORTON: Madam Councilwoman, we're, we're gonna move as fast as we can. I'm, I, I, I'm..., as quickly as the consultant can get a report in to us that we can review and evaluate and, and then provide direction to them, we're gonna move as quickly as we can.

MAYOR MASTERS: Madam Chair?

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

MAYOR MASTERS: Yes. Mr. Horton...

EXECUTIVE DIRECTOR HORTON: Yes, sir.

MAYOR MASTERS: ...would you..., because it's of great concern to the high rises, to residents of Riviera Beach that live on the Island, would you ask them to..., twenty weeks, I understand that's a length of time, but would you ask them to expedite that as, as much as they can?

EXECUTIVE DIRECTOR HORTON: We'll, we'll work with the consultant in trying...

MAYOR MASTERS: That's not...

EXECUTIVE DIRECTOR HORTON: ...to expediate...

MAYOR MASTERS: ...what I...

EXECUTIVE DIRECTOR HORTON: ...it as best we can.

MAYOR MASTERS: Would you ask them? That's my question.

EXECUTIVE DIRECTOR HORTON: And, and, and my answer is, we will work with them to expedite it as best we can.

MAYOR MASTERS: That's a yes?

EXECUTIVE DIRECTOR HORTON: My answer is, we will work with them to expedite it, as fast as we can.

MAYOR MASTERS: Not a satisfactory answer. My'..., it's just a simple yes or no.

EXECUTIVE DIRECTOR HORTON: It's not a yes or no answer, Mr. Mayor.

MAYOR MASTERS: Can't...

EXECUTIVE DIRECTOR HORTON: ...lt...

MAYOR MASTERS: A simple yes or no...

EXECUTIVE DIRECTOR HORTON: Mr. Mayor...

MAYOR MASTERS: ...to ask them... I'm not gonna argue with you, but you can ask them, will you expedite this as best as you can? That's a yes or no. Mr. Horton, I'm talking to you.

EXECUTIVE DIRECTOR HORTON: Mr. Mayor, I've already given my answer to you.

MAYOR MASTERS: Thank you.

BOARD CHAIRPERSON DAVIS JOHNSON: Any further questions? Comments?
Madam Clerk.

DEPUTY DISTRICT CLERK BURGESS: Board Member Botel?

BOARD MEMBER BOTEL: Yes.

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: Pro Tem Hubbard?

CHAIR PRO TEM HUBBARD: Yes.

DEPUTY DISTRICT CLERK BURGESS: Chair Davis Johnson?

BOARD CHAIRPERSON DAVIS JOHNSON: Yes.

DEPUTY DISTRICT CLERK BURGESS: Unanimous vote.

6.

DEPUTY DISTRICT CLERK BURGESS: RESOLUTION 39-18UD. A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA, APPROVING THE PROPOSAL FROM HOLTZ CONSULTING ENGINEERS, INC. IN THE AMOUNT OF \$163,798.05 TO PERFORM INSPECTION SERVICES FOR THE ADVANCED METER INFRASTRUCTURE PROJECT AND AUTHORIZING THE UTILITY DISTRICT FINANCE DIRECTOR TO MAKE SUBSEQUENT PAYMENTS AFTER WORK

AUTHORIZATIONS HAVE BEEN ISSUED FUNDS BUDGETED FOR CAPITAL IMPROVEMENT PROJECT #18155, AND PROVIDING AN EFFECTIVE DATE.

DEPUTY DISTRICT CLERK BURGESS: We have no public comment cards for this Item.

BOARD CHAIRPERSON DAVIS JOHNSON: Is there a motion?

BOARD MEMBER DAVIS: So moved.

BOARD MEMBER BOTEL: Second.

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

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

This, again, is to help move the effort of the installation of the metering project, as quickly as possible. As you know, the metering project, the installation, we're planning to kick that off in the February/March timeframe. It's a 275 day effort. At the time when we began this effort, I didn't have the resources to provide the inspection services for this. As we began to look around and as the Board began to approve consulting..., consultants that we could work with, we determined that this particular firm had the talent, skills needed for the installation of the types of meters, and the sizes of the meters, that we will be installing throughout the City. The ranges of the sizes go anywhere from a three-quarter inch meter upwards to eight inch, I believe. Eight inch in size.

So, I'm asking the Board's support to approve this request so that as we move into the new year, we'll have all of the pieces in place to make the replacement of the meters within the City of Riviera Beach successful.

MAYOR MASTERS: Madam Chair?

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

MAYOR MASTERS: This is the Ferguson firm, correct?

EXECUTIVE DIRECTOR HORTON: No, sir. This is the inspection services that will inspect the Ferguson project. And, and just a side note, Ferguson is the...

MAYOR MASTERS: Installer, right?

EXECUTIVE DIRECTOR HORTON: No, sir. Ferguson is the supplier of the meters. The installer is a sub to Ferguson, which is W..., UWS. They will actually be performing the instal'..., installation of the meters.

MAYOR MASTERS: I guess my r'..., my question..., bottom line is, who's hiring, you, you advertised at the job fair, who's, who's hiring the young men and young women that may get positions?

EXECUTIVE DIRECTOR HORTON: Yes, sir. It's UWS.

MAYOR MASTERS: And that stands for what?

EXECUTIVE DIRECTOR HORTON: I, I don't remember the...

MAYOR MASTERS: You don't...

EXECUTIVE DIRECTOR HORTON: ...exact...

MAYOR MASTERS: ...know?

EXECUTIVE DIRECTOR HORTON: But I did send the information to you, and Members of the Board.

MAYOR MASTERS: Does anybody on your Staff know? I don't have it in front of me.

EXECUTIVE DIRECTOR HORTON: What, what is the acronym for UWS?

ASSISTANT EXECUTIVE DIRECTOR WALKER: I have no idea.

EXECUTIVE DIRECTOR HORTON: We, we don't, we don't recall.

MAYOR MASTERS: And where are they from? Again.

EXECUTIVE DIRECTOR HORTON: I, I don't have that information, because that's not what this Item is about, but if you'd like detailed information, I'll try and get that for you and, and get it to you.

MAYOR MASTERS: I would..., yeah. I would like for you to send me an email with who's gonna be doing the hiring. If that's who it is, please send me an email.

EXECUTIVE DIRECTOR HORTON: It, it is UWS that will be doing...

MAYOR MASTERS: Okay.

EXECUTIVE DIRECTOR HORTON: ...the hiring.

MAYOR MASTERS: But I just need a..., an email with their address, phone number and contact person, as soon as possible, sir.

EXECUTIVE DIRECTOR HORTON: Yes, sir.

MAYOR MASTERS: Thank you.

CHAIR PRO TEM HUBBARD: Madam Chair?

BOARD CHAIRPERSON DAVIS JOHNSON: Vice Chair Hubbard, you're recognized.

CHAIR PRO TEM HUBBARD: The..., I guess I was..., I misunderstood what this was about. Is C Solutions on our list of rotation?

EXECUTIVE DIRECTOR HORTON: No, ma'am.

CHAIR PRO TEM HUBBARD: Okay. C Solution is the company that we are in litigation..., well with Close Constru'..., because Close Construction and C Solution's relationship, is because..., is what we're in litigation with now. So, we're going back to enter into a contract with them now?

EXECUTIVE DIRECTOR HORTON: No, ma'am. This is not C Solutions.

BOARD MEMBER BOTEL: We're on six. On six.

CHAIR PRO TEM HUBBARD: I'm sorry, Mr. Horton. I got ahead of myself.

EXECUTIVE DIRECTOR HORTON: Okay.

CHAIR PRO TEM HUBBARD: Okay.

BOARD MEMBER DAVIS: That's seven.

CHAIR PRO TEM HUBBARD: [Inaudible].

BOARD CHAIRPERSON DAVIS JOHNSON: [Inaudible].

BOARD MEMBER DAVIS: Oh, okay. I see.

CHAIR PRO TEM HUBBARD: Yeah. It probably is. I got ahead of myself.

MAYOR MASTERS: [Chuckle].

CHAIR PRO TEM HUBBARD: Okay. Pardon me, Mr. Horton, I, I got...

EXECUTIVE DIRECTOR HORTON: Not a problem.

CHAIR PRO TEM HUBBARD: ...ahead of myself.

EXECUTIVE DIRECTOR HORTON: Not a problem.

BOARD CHAIRPERSON DAVIS JOHNSON: 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?

CHAIR PRO TEM HUBBARD: No.

DEPUTY DISTRICT CLERK BURGESS: Chair Davis Johnson?

BOARD CHAIRPERSON DAVIS JOHNSON: Yes.

DEPUTY DISTRICT CLERK BURGESS: That motion passed with Pro Tem Hubbard dissenting.

7.

DEPUTY DISTRICT CLERK BURGESS: RESOLUTION NO. 40-18UD. A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA, APPROVING THE REQUEST FOR ADDITIONAL COSTS TO C SOLUTIONS, INC. IN THE AMOUNT OF \$258,782 FOR ADDITIONAL ENGINEERING SERVICES FURNISHED FOR THE REHABILITATION REPLACEMENT OF LIFT STATIONS #10 AND #50 PROJECT AND AUTHORIZING THE UTILITY DISTRICT FINANCE DIRECTOR TO MAKE A PAYMENT FROM FUNDS BUDGETED FOR CAPITAL IMPROVEMENT PROJECT #18135, AND PROVIDING AN EFFECTIVE DATE.

BOARD CHAIRPERSON DAVIS JOHNSON: Is there a motion?

BOARD MEMBER DAVIS: So moved.

BOARD MEMBER BOTEL: Second.

BOARD CHAIRPERSON DAVIS JOHNSON: It's been moved and properly second. Madam Clerk, any public comment cards?

DEPUTY DISTRICT CLERK BURGESS: No public comment cards.

BOARD CHAIRPERSON DAVIS JOHNSON: Mr. Horton.

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

Let me first just give a, a quick summary of, of the Lift Station 10 and 50. This project was started back in, I believe, February 2013. C Solutions was selected to provide

the design construction supervision and inspection of the project. Sometime in October of 2016, I don't remember when the award went forward for the construction of the project, but Close Construction won that, won that bid and in October of 2016, a decision was made to cancel the effort by Close Construction. There was a gap from twenty'.., October of 2016 to March of 2017, before a contractor..., a replacement contractor was identified. The task for that [stammer].., the task to determine that replacement was on the suretor. The suretor went through a process and identified a contractor to us, Wharton Smith. During that time, there was coordinating efforts that were required by our designer, C Solutions. It was not a part of the original effort. There were shop drawings that had to be revisited, a lot of tasks that needed to be done during that time. Once Wharton Smith started the effort...

[Inaudible comment]

EXECUTIVE DIRECTOR HORTON: ...the, the consultant, C Solution, had to begin that relationship in working through issues of concerns with the purchase of equipment, the replacement of equipment, equipment that was thought to be still onsite, that was not onsite, etc., etc. As a result, there were monies that, or costs rather, that were incurred that were not a part, again, of the original effort. So, to clean this up and, and C Solutions has been cooperative with us, and supportive of, of the Utility in trying to bring closure to the 10/50 lift station. And, it's gotten to the point now that they've racked up a, a total, and we've gone through to validate the costs. There was some reduction in the costs and we've gotten them to the \$258,782 to cover both the gap from October 2016 to March of 2017, and then bringing it forward with all of the delays that have occurred...

BOARD MEMBER DAVIS: Mhmm.

EXECUTIVE DIRECTOR HORTON: ...since March of 2017.

So, I believe that the \$258,782 is justified, and I'm asking the Board's support to approve this request to pay C Solution for work that has already been accomplished.

BOARD CHAIRPERSON DAVIS JOHNSON: Any questions from the Board?

BOARD MEMBER MILLER-ANDERSON: Madam Chair?

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

BOARD MEMBER MILLER-ANDERSON: Okay. I wanna go back to the original Resolution and the, the amended one that you have here.

EXECUTIVE DIRECTOR HORTON: Yes, ma'am.

BOARD MEMBER MILLER-ANDERSON: So, the difference that I can see is, initially said to make subsequent payments after work authorization has been issued from funds budgeted for capital improvements. What didn't that verbiage...

EXECUTIVE DIRECTOR HORTON: Well, it was work that was already completed. That, that's what had to be changed.

BOARD MEMBER MILLER-ANDERSON: Mhmm.

EXECUTIVE DIRECTOR HORTON: Mr., Mr. Drummond with C Solutions, was authorized back in October of 2016 to do the coordinative efforts to bring us forth in working with the suretor for the selection of Wharton Smith. Those costs to.., from what I've been able to assess were never quantified. There was one change order that was brought forth for eighty.., \$81,000, but again, the costs exceeded that amount.

UNK: That's terrible.

EXECUTIVE DIRECTOR HORTON: So, as we've gone forward, there's still been a lot of work coordinating the inspection services associated with it, the time limit, and I forgot to mention it a moment, moment ago, there's an additional time of 210 days that, that C Solutions has had to work on this project longer than what was originally anticipated. So, with all of that, and all of the shop drawings and other work that they've had to do, I believe that the \$258,000 is justifiable.

BOARD MEMBER MILLER-ANDERSON: And then, the new Resolution said to make payment from funds budgeted for capital improvement projects. So, you just basically took out the subsequent payment...

EXECUTIVE DIRECTOR HORTON: Yes, ma'am.

BOARD MEMBER MILLER-ANDERSON: ...portion of it, and...

BOARD MEMBER DAVIS: Mhmm.

BOARD MEMBER MILLER-ANDERSON: ...and help me understand again, why did you take that part out?

EXECUTIVE DIRECTOR HORTON: Because it.., the work has already been done.

BOARD MEMBER MILLER-ANDERSON: Okay. So, but when this was written before, wasn't it already done then? When you wrote the...

EXECUTIVE DIRECTOR HORTON: [Inaudible].

BOARD MEMBER MILLER-ANDERSON: ...first one?

EXECUTIVE DIRECTOR HORTON: Yes, ma'am. And that was a mistake.

BOARD MEMBER MILLER-ANDERSON: Okay. So, how can we get to where we're not having to go and backtrack? What, what are we gonna do differently so we're not having to put ourselves in that position of approving something after the work has been done?

EXECUTIVE DIRECTOR HORTON: Madam Board Member, as, as...

BOARD MEMBER DAVIS: [Inaudible].

EXECUTIVE DIRECTOR HORTON: ...you are probably aware, this, this particular project had been a very difficult project, even through working with the suretor to, to move things forward. We believe that much of this cost, we're gonna be, be able to recoup from the suretor, because of the fact that we've had to go from one contract to another contract. So, the anticipation is.., from, from, from the Utility side, is that we will be able to recoup those dollars and, and, as you know, we've got Malcolm Cunningham representing us on that and I received communication from him today that he's, he's in communications with the suretor. So, we.., the confidence is high that we will be able to recoup most, if not all, of this cost as we move forward in the negotiation.

BOARD MEMBER MILLER-ANDERSON: Okay. And with the amount of the two hundred and something thousand dollars you said, you, you think that that would cover it? Is there not a specific amount? I mean...

EXECUTIVE DIRECTOR HORTON: This...

BOARD MEMBER MILLER-ANDERSON: ...like, do we know for sure? What are.., why are we guessing at whether or not it...

EXECUTIVE DIRECTOR HORTON: We...

BOARD MEMBER MILLER-ANDERSON: ...cover it?

EXECUTIVE DIRECTOR HORTON: I.., we believe that this is going to cover us to bring us to closure. We're, we're pretty much at the completion. There's some punch list items that are being addressed, but we, I believe, are within weeks?

ASSISTANT EXECUTIVE DIRECTOR WALKER: Yes.

EXECUTIVE DIRECTOR HORTON: A couple of weeks of, of closing the project out.

BOARD MEMBER MILLER-ANDERSON: So, there will be additional funds coming? Or is it...

EXECUTIVE DIRECTOR HORTON: I don't, I don't know that we will have...

MAYOR MASTERS: He has to always ask somebody.

EXECUTIVE DIRECTOR HORTON: Well, Mr...

CHAIR PRO TEM HUBBARD: Can I get...

EXECUTIVE DIRECTOR HORTON: Okay. I'm looking at the consultant who's here in the room, he's saying that this it.

BOARD MEMBER MILLER-ANDERSON: Okay. Thank you.

EXECUTIVE DIRECTOR HORTON: Yes, ma'am.

BOARD MEMBER DAVIS: [Inaudible] work is done.

BOARD CHAIRPERSON DAVIS JOHNSON: Anything further from the Board?

CHAIR PRO TEM HUBBARD: [Inaudible].

BOARD CHAIRPERSON DAVIS JOHNSON: Madam Clerk.

DEPUTY DISTRICT CLERK BURGESS: Board Member Botel?

BOARD MEMBER BOTEL: Yes.

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: Pro Tem Hubbard?

CHAIR PRO TEM HUBBARD: [Inaudible].

UNK: [Inaudible].

CHAIR PRO TEM HUBBARD: Yes.

[Chuckles]

BOARD MEMBER MILLER-ANDERSON: Totally [inaudible].

EXECUTIVE DIRECTOR HORTON: They love...

DEPUTY DISTRICT CLERK BURGESS: I'm sorry.

EXECUTIVE DIRECTOR HORTON: ...my water.

[Inaudible dais comment]

CHAIR PRO TEM HUBBARD: I, I said, yes, sir.

DEPUTY DISTRICT CLERK BURGESS: Chair Davis Johnson?

BOARD CHAIRPERSON DAVIS JOHNSON: Yes.

DEPUTY DISTRICT CLERK BURGESS: Unanimous vote.

8.

DEPUTY DISTRICT CLERK BURGESS: RESOLUTION NO. 41-18UD. A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA, APPROVING THE PROPOSAL FROM BROWN AND CALDWELL IN THE AMOUNT OF \$189,150 TO PERFORM ENGINEERING SERVICES FOR THE IMPLEMENTATION, IMPLEMENTATION, PRIORITIZATION AND CONSTRUCTION SEQUENCING OF WATER TREATMENT PLANT IMPROVEMENTS AND AUTHORIZING THE UTILITY DISTRICT FINANCE DIRECTOR TO MAKE SUBSEQUENT PAYMENTS AFTER WORK AUTHORIZATIONS HAVE BEEN ISSUED FROM FUNDS BUDGETED FOR CAPITAL IMPROVEMENT PROJECT #18130, AND PROVIDING AN EFFECTIVE DATE.

BOARD CHAIRPERSON DAVIS JOHNSON: Is there a motion?

CHAIR PRO TEM HUBBARD: So moved.

BOARD MEMBER BOTEL: Second.

BOARD CHAIRPERSON DAVIS JOHNSON: It's been motioned and [clears throat]..., excuse me. It's been motioned and properly second. Madam Clerk, are there any public comment cards?

DEPUTY DISTRICT CLERK BURGESS: No public comment cards.

BOARD CHAIRPERSON DAVIS JOHNSON: Mr. Horton, please proceed.

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

As you know, I've been talking a lot over the fourteen months I've been here about the needs that we have at the water plant, and, as recent as just a couple of meetings ago, I spoke with you all about things that are continuing to happen. We have been very aggressively moving to try and address many of these issues. Just as a side note, we are continuing to work with the Health Department, keeping them informed on the things that we're doing in the plant. So, they're very much aware of this, as recently as... Was it yesterday when we...

ASSISTANT EXECUTIVE DIRECTOR WALKER: I believe Friday.

EXECUTIVE DIRECTOR HORTON: Friday [chuckle], [stammer], the days are moving [stammer] coming together for me here. But, we met with them and they were very pleased with the progress that we're making, and very supportive of, of these projects. So, the intent is to move forward with this effort so that we can be'..., begin some,

some renovation in the water plant, to both allow us to move forward with the construction of the new disinfection facility, to match what is already there.

BOARD MEMBER DAVIS: Mhmm.

EXECUTIVE DIRECTOR HORTON: There is some, some challenges that we've had and I needed to have that evaluated. And so, this firm is going to do that, as well as address some immediate needs that will help us form a permitting perspective in the plant.

And so, I'm asking the Board's support to approve this agreement with Brown and Caldwell. They do have the expertise. This is a very specialized.., not all engineering firms can do water plant type work. This particular firm has the unique experience and background nationally to do this work, and so I'm asking the Board's support for approval of this particular Item.

BOARD CHAIRPERSON DAVIS JOHNSON: Thank you, Mr. Horton. Madam Clerk, who was the maker of that motion and the second, please?

DEPUTY DISTRICT CLERK BURGESS: Pro Tem Hubbard made the motion. Counc'.., Board Member Botel second.

BOARD CHAIRPERSON DAVIS JOHNSON: Thank you. Are there any comments or questions from the Board? [Pause]. Madam Clerk.

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: Board Member Miller-Anderson? [Pause]. Pro Tem Hubbard?

CHAIR PRO TEM HUBBARD: Yes.

DEPUTY DISTRICT CLERK BURGESS: Chair Davis Johnson?

BOARD CHAIRPERSON DAVIS JOHNSON: Yes.

DEPUTY DISTRICT CLERK BURGESS: That motion passed with Board Member Miller-Anderson out.

9.

DEPUTY DISTRICT CLERK BURGESS: RESOLUTION 42-18UD. A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA, APPROVING THE

CONTRACT FOR ALLIED UNIVERSAL CORPORATION IN THE AMOUNT OF \$92,380 TO PROVIDE CHLORINE TO THE WATER TREATMENT PLANT, AND AUTHORIZING THE UTILITY SPECIAL DISTRICT FINANCE DIRECTOR TO MAKE SUBSEQUENT PAYMENTS AFTER WORK AUTHORIZATIONS HAVE BEEN ISSUED FROM ACCOUNT #41131103-543000, AND PROVIDING AN EFFECTIVE DATE.

DEPUTY DISTRICT CLERK BURGESS: We do not have any public comment cards.

BOARD MEMBER DAVIS: So...

BOARD CHAIRPERSON DAVIS JOHNSON: Is there a...

BOARD MEMBER DAVIS: ...moved.

BOARD CHAIRPERSON DAVIS JOHNSON: ...motion?

BOARD MEMBER BOTEL: Second.

BOARD CHAIRPERSON DAVIS JOHNSON: It's been motioned and properly second. Are there any public comment cards?

DEPUTY DISTRICT CLERK BURGESS: No public comment cards.

BOARD CHAIRPERSON DAVIS JOHNSON: Mr. Horton, please. Mr. Horton.

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

This... of course the Board asked at the last meeting about how long are we gonna continue doing things without agreement. This is one of the ones I was referring to that we've been trying to advertise and, and get bids on. We got this bid now, and they are the lowest bid. And so, this particular company will be able to provide us the chlorine needs to provide the disinfection to the water as we move forward.

So, I ask the Board's approval on this.

BOARD CHAIRPERSON DAVIS JOHNSON: Are there any questions or comments from the Board?

BOARD MEMBER DAVIS: Madam Chair?

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

BOARD MEMBER DAVIS: Thank you. Mr. Horton, so this, correct me if I'm wrong, this is the Item when we had.., DEP put us on notice about going from ammonia and gas to liquid bleach?

EXECUTIVE DIRECTOR HORTON: This, this is not a part of that. No. The new disinfection facility...

BOARD MEMBER DAVIS: Yeah.

EXECUTIVE DIRECTOR HORTON: ...that we will be constructing, we'll do that.

BOARD MEMBER DAVIS: Okay. So, this we'll be doing what?

EXECUTIVE DIRECTOR HORTON: Yeah. This, this is to continue...

BOARD MEMBER DAVIS: It's purchasing...

EXECUTIVE DIRECTOR HORTON: ...the operation... Yes. This is for purchasing of, of chlorine.

BOARD MEMBER DAVIS: Right. Okay.

EXECUTIVE DIRECTOR HORTON: So, the., but the., when we begin the construction on the disinfection building, the completion of that...

BOARD MEMBER DAVIS: Mhmm.

EXECUTIVE DIRECTOR HORTON: ...would get us off the, the cylinders that we presently have.

BOARD MEMBER DAVIS: So we're still doing the ammonia gas?

EXECUTIVE DIRECTOR HORTON: We're doing...

ASSISTANT EXECUTIVE DIRECTOR WALKER: Chlorine gas.

EXECUTIVE DIRECTOR HORTON: Chlorine gas.

BOARD MEMBER DAVIS: Chlorine gas.

EXECUTIVE DIRECTOR HORTON: Yeah.

BOARD MEMBER DAVIS: So, once we get the facility done, we'll be able to go...

EXECUTIVE DIRECTOR HORTON: Yes, sir.

BOARD MEMBER DAVIS: ...specifically to liquid bleach? How, how's that whole process going as we march and stay on track with, with the chlorine gas and making sure that all the different chemicals are mixing and staying at certain levels that we had issues with before? How, how are we doing with that?

EXECUTIVE DIRECTOR HORTON: Mr., Mr., Councilman., I mean, Mr. Board Member, if you would allow me, I would like to invite... [Inaudible]? Are you ready? I'm gonna, I'm gonna invite our consultant up...

BOARD MEMBER DAVIS: [Chuckle].

EXECUTIVE DIRECTOR HORTON: ...to address that issue.

BOARD MEMBER DAVIS: [Chuckle].

[Inaudible dais comment]

BOARD MEMBER DAVIS: How you doing?

MR. N. GRACE: Nigel Grace, Vice President of Brown and Caldwell.

BOARD MEMBER DAVIS: Okay.

MR. N. GRACE: We're, we're, we're working with the City's operations Staff to take a look at your exiting chlorination and ammoniation [sp] process, and despite the limitations in their ability to effectively control it, we've established some monitoring and control protocols that can be manually implemented by the Staff, and, and the resulting impact has been significant.

BOARD MEMBER DAVIS: [Inaudible]..

MR. N. GRACE: They've been able to reduce disinfection byproducts by a fact of probably seventy percent, or thereabout, which is outstanding. And...

BOARD MEMBER DAVIS: Mhmm.

MR. N. GRACE: But, it's very manually intensive. You have people doing the work of computers. You know...

BOARD MEMBER DAVIS: Okay.

MR. N. GRACE: ...so it's, it's really challenging, but they're in a much better place today in terms of their ability to control water quality within the plant.

BOARD MEMBER DAVIS: Thank you. No more questions, Madam Chair.

BOARD CHAIRPERSON DAVIS JOHNSON: Thank you. Any further questions from the Board? Madam Clerk.

DEPUTY DISTRICT CLERK BURGESS: Councilper'... I'm sorry, Board Member Davis?

BOARD MEMBER DAVIS: Yes, ma'am.

DEPUTY DISTRICT CLERK BURGESS: Board Member Miller-Anderson?
[Pause]. Board Member...

BOARD MEMBER MILLER-ANDERSON: Yes.

DEPUTY DISTRICT CLERK BURGESS: ...Botel...

BOARD MEMBER MILLER-ANDERSON: I didn't... Yes.

DEPUTY DISTRICT CLERK BURGESS: Board Member Botel?

BOARD MEMBER BOTEL: Yes.

DEPUTY DISTRICT CLERK BURGESS: Pro Tem Hubbard?

CHAIR PRO TEM HUBBARD: Yes.

DEPUTY DISTRICT CLERK BURGESS: Chair Davis Johnson?

BOARD CHAIRPERSON DAVIS JOHNSON: Yes.

DEPUTY DISTRICT CLERK BURGESS: Unanimous vote.

COMMENTS FROM THE PUBLIC - Non Agenda Item Speakers (Three Minute imitation)

BOARD CHAIRPERSON DAVIS JOHNSON: 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.

DEPUTY DISTRICT CLERK BURGESS: We do not have any public comment cards.

BOARD CHAIRPERSON DAVIS JOHNSON: Thank you.

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

BOARD CHAIRPERSON DAVIS JOHNSON: Discussion by the Executive Director.

EXECUTIVE DIRECTOR HORTON: Thank you, Madam Chair. Again, I just wanna reiterate our, our continued, ongoing effort and working with our regulators. On Friday of

last week, we had an extremely good productive meeting with DEP. They are continuing to give us the thumbs up, even with the challenges that we're, we're having out in Gramercy Park. We talked extensively about the challenges that we're having out there. One of the issues, and, and, and I may be getting a little bit too technical but I'll, I'll try and keep it as simple as possible. There is an old line that, that was a part of the original Utility that, that had that area, that we are still using. It's a large line, sixteen... I believe it's the six'...

ASSISTANT EXECUTIVE DIRECTOR WALKER: [Inaudible].

EXECUTIVE DIRECTOR HORTON: Sixteen inch line, and we think that, in part, that may be creating some problems for us, so Mr. Leighton Walker had proposed an inline inspection of that. It's not a, a cheap process, but it would give us an idea as to what's happening in that line to, to, to let us know what we could do, do as efficiently as possible, short of having to replace the whole line with a shorter line. Because the line is so s'..., so large and the usage is so small, the age of the water is older than what typically exists throughout the distribution system.

So, we're going to be tackling that and it will be, hopefully, in tandem with the flushing program, which the Health Department has required us to do per the Consent Order. And, they've already approved the flushing plan. We are..., we got on the street now, bids to secure... Have we put the bids out?

UNK: [Inaudible].

EXECUTIVE DIRECTOR HORTON: The bids are out on the street now to secure a contractor to assist us in that flushing program, and we will also be looking to put a bid out to do the inspection, inline inspection, of the line. Hopefully, do that ahead of the flushing so that, as we identify areas that need to be corrected, we can correct those before the flushing takes place.

BOARD MEMBER MILLER-ANDERSON: Madam Chair?

EXECUTIVE DIRECTOR HORTON: So...

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

BOARD MEMBER MILLER-ANDERSON: For the Consent Order, which, which one is that you're...

EXECUTIVE DIRECTOR HORTON: This is...

BOARD MEMBER MILLER-ANDERSON: ...referring to?

EXECUTIVE DIRECTOR HORTON: Yeah. We had two Consent Orders. One was the DEP, which they have already given us clearance on. That was done several months ago, and, and we still have the [stammer] the Health Department, which is on the water

side, which we're getting very close to bringing closure on it, as soon as we address some of these, these issues that, that I've mentioned, particularly in the distribution system, and in the water plant itself.

BOARD MEMBER MILLER-ANDERSON: And this is for the Gramercy area, mostly?

EXECUTIVE DIRECTOR HORTON: The, the, the..., our biggest challenge has been in the Gramercy Park area. That's where we've had the, the tension time for residual...

BOARD MEMBER MILLER-ANDERSON: Mhmm.

EXECUTIVE DIRECTOR HORTON: ...in the line. But we have had some other issues where you all have seen the notices that I've, I put out.

BOARD MEMBER MILLER-ANDERSON: Mhmm.

EXECUTIVE DIRECTOR HORTON: We've, we've tried to keep the entire customer base informed as to the things that we're doing, and to ensure that the water is still to drink. But we're, we're, we are aggressively attacking any, any issue that we find. We know that there are infrastructure issues in the Gramercy Park area. We..., when we assumed that area, apparently, there was not sufficient drawings to show the infrastructure throughout that area, so we're having to put it together as we, as we move forward. And, and so, we, we're, we're doing that. It's...

BOARD MEMBER MILLER-ANDERSON: How do we get ahead of it and, and not finding out as we go, per se?

EXECUTIVE DIRECTOR HORTON: Yeah. I, I, I, I do believe, Madam Board Member, that, that we're, we're moving as fast as we can. I mean, as we find things, if we need to get with the Health Department to discuss it and brainstorm about it, as we did on Friday, we do just that. But, it's a trial and [stammer] error because we do not have all of the proper as-builts for that area to show us exactly the makeup of that infrastructure.

BOARD MEMBER MILLER-ANDERSON: And we've had that area for how long now?

EXECUTIVE DIRECTOR HORTON: I'm not certain.

UNK: [Inaudible].

EXECUTIVE DIRECTOR HORTON: Since the '80's. Since the '80's.

BOARD MEMBER MILLER-ANDERSON: So, we've had it for a while, so.

EXECUTIVE DIRECTOR HORTON: Yes, ma'am.

BOARD MEMBER MILLER-ANDERSON: And the Consent Orders, what..., around what time was that, when we got them?

EXECUTIVE DIRECTOR HORTON: The Health Department Consent Order was issued in 2016?

BOARD MEMBER MILLER-ANDERSON: Oh, you're talking about the old stuff? From back..., nothing current for this year?

EXECUTIVE DIRECTOR HORTON: No. No, ma'am.

BOARD MEMBER MILLER-ANDERSON: You're talking about...

EXECUTIVE DIRECTOR HORTON: We...

BOARD MEMBER MILLER-ANDERSON: ...the old...

EXECUTIVE DIRECTOR HORTON: All, all of the, I mean, there were only two consent Orders, one from DEP...

BOARD MEMBER MILLER-ANDERSON: Mhmm.

EXECUTIVE DIRECTOR HORTON: ...that, that, that existed when I walked through the door. One from DEP and one from the Health Department. The Health Department one is the one that's still going on that, that we're working with the Health Department on, to make them aware. And, and, and this is why, when things do occur, I quickly make the Health Department aware so that they can be aware, but I also let them know actions that we're taking to correct it. So, we don't just tell them that there's a problem, I would rather tell them and they learn that there's a problem. But, when there is a problem, we also give them the corrective actions that we're proposing, and they will..., they have usually signed off on, on, on those actions.

BOARD MEMBER MILLER-ANDERSON: With the flushing, is that where, where buying the water from Seacoast...

EXECUTIVE DIRECTOR HORTON: No, ma'am.

BOARD MEMBER MILLER-ANDERSON: Where's...

EXECUTIVE DIRECTOR HORTON: [Stammer], Unidirectional Flushing Program is a program that EPA has recommended most, all utilities do to ensure that we move materials out of the line, that can accumulate or build up in the line. And, so, we've not done a flushing program, we've ran water out there, but we're, we're not doing a real flushing program. We have to be able to control flows, control pressures and what not, and so, part of the effort is identifying where every valve is. That, that's been a big, big challenge because there has been no as-builts to tell us where all the valves are. There may be valves out there that have not been operated since they were installed, and, and, and that's not unique to the City of Riviera Beach. Many Utilities across the country have

that challenge where things have, have been put in place and have, have been forgotten, pavement, you know, construction work has come along and they've paved over valve boxes and, and it was just forgotten. So, as we go through this, we will be identifying all of those things and to make a Unidirectional Flushing Program work properly, we have to make sure that we are able to control pressures in certain lines, know where the water is coming from, what directions it's coming from, and what not, to make it, make it function as it should.

BOARD MEMBER MILLER-ANDERSON: Okay. Thanks.

BOARD CHAIRPERSON DAVIS JOHNSON: Mr. Horton, I do have a question with...

EXECUTIVE DIRECTOR HORTON: Yes, ma'am.

BOARD CHAIRPERSON DAVIS JOHNSON: ...regards to gramercy Park. Have we looked at the cost to do an evaluation of the overall infrastructure, since we now that it is infrastructure related? Have we..., do we have the funds available to do an evaluation of in'..., infrastructure? And if we do have it, have we identified the cost of what it would be for that type of evaluation?

EXECUTIVE DIRECTOR HORTON: We have not formally done that, but I think through happenstance with the effort that we're talking about with the Unidirectional Flushing, that's going to bring about an understanding of that system, at least from point to point and where each valve is located. Also, with the in-line inspection, it would also give us an understanding of what's happening in the line. I think that's probably going to prove to be more beneficial then, than us initiating yet another study in that are, because this effort is gonna be so large.

MAYOR MASTERS: Madam Chair?

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

MAYOR MASTERS: Yes, Mr. Director. At the..., that meeting took place at the Health Department?

EXECUTIVE DIRECTOR HORTON: Yes, sir. It did.

MAYOR MASTERS: And how many were in that meeting?

EXECUTIVE DIRECTOR HORTON: How many?

MAYOR MASTERS: Mhmm.

EXECUTIVE DIRECTOR HORTON: I., there were four Staff members and there, I believe were, six people from the Health Department to include the Director of...

UNK: [Inaudible].

EXECUTIVE DIRECTOR HORTON: The, the.., we had both compliance and enforcement at the table with us, and I think there were about six representatives from the Health Department. And these were the ranking...

MAYOR MASTERS: [Inaudible].

EXECUTIVE DIRECTOR HORTON: ...people in the Health Department that met with us.

MAYOR MASTERS: And Mr. Walker was there?

EXECUTIVE DIRECTOR HORTON: Walker, I... You mean, [stammer], Leighton Walker? Yes, sir. He was.

MAYOR MASTERS: Okay. And the.., what prompted that meeting?

EXECUTIVE DIRECTOR HORTON: I wanted to get with the Health Department. And, and I've been doing this periodically...

MAYOR MASTERS: Right.

EXECUTIVE DIRECTOR HORTON: ...all.., let me say this, all of the meetings that have been had with any regulator, since I've been here...

MAYOR MASTERS: Mhmm.

EXECUTIVE DIRECTOR HORTON: ...I've initiated. None of the regulators have had, had to call us...

MAYOR MASTERS: Right.

EXECUTIVE DIRECTOR HORTON: ...to come in for anything. So, as we move forward, if we hear rumors of things, or if we have concerns with what we're, we're doing in the system, and we want to make sure that they are aware and have some professional dialogue with them on what we're doing to make sure they'.., they are comfortable with the approaches that we're taking. That's why I have those meetings.

MAYOR MASTERS: Yes. So, I know that, as you stated, if you hear rumors or if, if you have any concerns, you, you call those meetings, correct?

EXECUTIVE DIRECTOR HORTON: That is correct, Mr. Mayor.

MAYOR MASTERS: And on that particular meeting, other than the rumors, 'cause you know we don't deal with rumors 'cause that's just what that is, but you have some concerns, what were those concerns? Was the Gram'.., just the Gramercy...

EXECUTIVE DIRECTOR HORTON: No, sir.

MAYOR MASTERS: ...issue?

EXECUTIVE DIRECTOR HORTON: I, I wanted to go over everything that we've done. We, we've had some issues where I have suspected sabotage but I can't prove it, where we've had some positive reads that have cau'.., that we shouldn't be having, in our sampling points. And so, I wanted to discuss that with them, which I did. Based upon our discussion, they were satisfied with the actions that we have taken.

MAYOR MASTERS: And when you say sabotage, what do you mean by that?

EXECUTIVE DIRECTOR HORTON: Well, I, I was seeing an increase, all of a sudden, in some positive fecal..., not fecal but...

UNK: [inaudible].

EXECUTIVE DIRECTOR HORTON: Total chloroform in our sampling points, and I was concerned with that. And so, I felt it was prudent that I have the discussion with the Health Department.

MAYOR MASTERS: But when you say sabotage, I just wanna make sure I'm understanding co'.., when I hear the word sabotage, I'm thinking someone deliberately is doing something to cause us to have a positive reading. Is that what we're talking about?

EXECUTIVE DIRECTOR HORTON: It could be, Mr. Mayor. I.., as I said, I have no proof of anything. It was just suspicious to me, and so I wanted to have the discussion with the Health Department about those issues, and, and then just general discussions on what we're doing [inaudible].

MAYOR MASTERS: Well, my question is, who would have access to sabotage anything? In a general way?

EXECUTIVE DIRECTOR HORTON: I, I don't know that I can answer that question, Mr. Mayor. I, I, I, I don't know.

MAYOR MASTERS: That means no one from the inside?

EXECUTIVE DIRECTOR HORTON: Well, Mr. Mayor, I don't know.

MAYOR MASTERS: You don't know? Okay.

EXECUTIVE DIRECTOR HORTON: I don't know.

MAYOR MASTERS: Well, that's a pretty serious concern. Now, my, my thing is this, [stammer], sabotage..., just never thought I would hear that.

The Consent Order, not the first one. The first one was DEP, is that correct? The first one is gone?

EXECUTIVE DIRECTOR HORTON: The, the.., yeah. I.., Mr. Mayor, I don't have the dates of either of the Consent Orders, but when I walked through the door, there were two Consent Orders, one from DEP...

MAYOR MASTERS: Correct.

EXECUTIVE DIRECTOR HORTON: ...and one from the Health Department.

MAYOR MASTERS: But the one from the.., DEP, that's been satisfied?

EXECUTIVE DIRECTOR HORTON: Yes, sir. As recently.., I think we received the notice...

ASSISTANT EXECUTIVE DIRECTOR WALKER: [Inaudible].

EXECUTIVE DIRECTOR HORTON: October?

ASSISTANT EXECUTIVE DIRECTOR WALKER: [Inaudible].

EXECUTIVE DIRECTOR HORTON: Yeah. It was September/October timeframe...

MAYOR MASTERS: Okay.

EXECUTIVE DIRECTOR HORTON: ...when we received [inaudible]...

MAYOR MASTERS: But the one from the Health Department has not been yet, because they've ordered us to do these continuous flushing's, is that correct?

EXECUTIVE DIRECTOR HORTON: We, we have to.., there are five locations. We have forty-two...

MAYOR MASTERS: Okay.

EXECUTIVE DIRECTOR HORTON: Pardon me. We have forty-two sampling points in the City that the Health Department has approved and required us to have. And, of those forty-two... Well...

MAYOR MASTERS: [Inaudible].

EXECUTIVE DIRECTOR HORTON: ...we're required to do testing on, on most of those once a month. But, for, for five of them, because of the.., not being able to, in the past, not being able to maintain the residuals, we've had to test five of them on a daily basis, and they're all out west. And, and so, based upon the reads, and I get a read every day on those samples that are pulled, we've been doing fairly well. We struggle sometimes to meet the minimum, but we're able to, to meet the minimum to satisfy the Health Department.

MAYOR MASTERS: So, other than the ones that you suspect, or think, or, or, um, hypothetically, the situations are being sabotaged, other than those, we have.., are those

the ones that have been positive, the ones that you think that could.., something could've been wrong, even to the point of sabotage?

EXECUTIVE DIRECTOR HORTON: The ones that I referred to, there were.., out of the forty-two...

MAYOR MASTERS: Mhmm.

EXECUTIVE DIRECTOR HORTON: ...recently, we had... Was it seven or eight locations?

ASSISTANT EXECUTIVE DIRECTOR WALKER: [Inaudible].

EXECUTIVE DIRECTOR HORTON: It was seven or eight locations that raised concern for me, that we had not been having problems with. And.., so, we've, we've continued to do our due diligence...

MAYOR MASTERS: Mhmm.

EXECUTIVE DIRECTOR HORTON: ...with that. In our conversations with the Health Department, they gave us some suggestions, but because it was a first read of positive, we think that some of them, we could clear. We weren't sure, so we needed to have those discussions with the Health Department. [Inaudible]...

MAYOR MASTERS: But, isn't that... I'm sorry. I'm, I'm sorry, were you finished?

EXECUTIVE DIRECTOR HORTON: Anytime we.., there, there is, there is a concern, I'm going to consult with my regulators.

MAYOR MASTERS: Yes. But, in that meeting, did you state on the record that there's a possibility of [stammer] and are thinking that it could be, that some of these posi'.., could have been sabotage?

EXECUTIVE DIRECTOR HORTON: Yes, sir. I did.

MAYOR MASTERS: Okay. Do you still think that, or did you...

EXECUTIVE DIRECTOR HORTON: I'm, I'm...

MAYOR MASTERS: ...get that resolved? You don't know yet?

EXECUTIVE DIRECTOR HORTON: I'm, I'm not sure. We're gonna do some of the things that were suggested to us, by the Health Department and, and see how we fare going [inaudible]...

MAYOR MASTERS: 'Cause if, if it is, if it gets to a certain level, then that's a crime. It...

EXECUTIVE DIRECTOR HORTON: Yes, sir.

MAYOR MASTERS: ...becomes criminal.

EXECUTIVE DIRECTOR HORTON: I'm, I'm aware that...

MAYOR MASTERS: At some point, and that needs...

EXECUTIVE DIRECTOR HORTON: I'm...

MAYOR MASTERS: ...to be...

EXECUTIVE DIRECTOR HORTON: I'm aware...

MAYOR MASTERS: ...reported, I would think.

EXECUTIVE DIRECTOR HORTON: I am aware of that, Mr. Mayor.

MAYOR MASTERS: One final question, did they indicate.., two things, did they indicate, in that meeting, as we continue to satisfy their, their flushing orders, how much more time they.., are they gonna give us? When, when they'll just say, 'Okay, you've done a good job, it's done, you're great, you don't have to keep doing it,'?

EXECUTIVE DIRECTOR HORTON: No, sir. They did not.

MAYOR MASTERS: So it's just wide open? Basically?

EXECUTIVE DIRECTOR HORTON: Well, I, I don't know that it's wide open, but in answering your question, they didn't give us a time.

MAYOR MASTERS: And, my final question, Mr. Horton, [pause], in that meeting, and I'm really concerned about that meeting, but in that meeting, did they say anything that they were not satisfied with, as it relates to your.., to the Utility thing? The Water Department?

EXECUTIVE DIRECTOR HORTON: My, my take from the meeting was that they were satisfied with everything that we had presented to them. They, [stammer], in fact, it was acknowledged in the meeting that they understand that many of the things that need to be done is going to take time because of need to get approval from the governing body, needing to bring consultants onboard, needing to do bids to bring construction contractors in, et., etc. They know that it's gonna take time, and they understand that it's not gonna occur overnight. One of the things that they've said to me in previous meetings, is that, and it sounds like I'm patting myself on the back, but this is coming from the regulators, since I've been onboard, they've seen more movement, since I've been onboard, than had occurred prior to me arriving. And I've got Staff here who have been attending those meetings with me. So, you know, as long as we're keeping them informed, and we demonstrate to our regulators that we're moving forth in a, a positive and aggressive manner, I think they're gonna continue to support us. Now, does that mean that there won't be times when they have to take action against us because of something that hit the curb? No, it doesn't. But the fact that we're working with them to keep them informed,

and we're seeking their input, the things that we want to do to correct any deficiencies, they're..., my experience has been, that the regulators will work with you if you be honest and open with...

MAYOR MASTERS: Right.

EXECUTIVE DIRECTOR HORTON: ...them.

MAYOR MASTERS: So basically, we're on probation. [Stammer], basically, is the way I see it. But, hold on, but they didn't tell you when they're gonna take us off? They just..., that's..., we don't have a date?

EXECUTIVE DIRECTOR HORTON: That is correct, sir.

MAYOR MASTERS: We don't know when they're gonna take us off?

EXECUTIVE DIRECTOR HORTON: That's correct, sir.

MAYOR MASTERS: So, we're under the Consent Order still? Thank you...

EXECUTIVE DIRECTOR HORTON: [Inaudible].

MAYOR MASTERS: ...sir. Thank you, Madam Chair.

BOARD CHAIRPERSON DAVIS JOHNSON: Anything further, Mr. Horton, under your comments?

EXECUTIVE DIRECTOR HORTON: No, ma'am. I'm, I'm through.

STATEMENTS BY THE DISTRICT BOARD

BOARD CHAIRPERSON DAVIS JOHNSON: Statements by the District Board, starting with the Mayor.

MAYOR MASTERS: Mr. Attorney, that was, as it relates to the suspension, that we talked about, that was Sect'..., City Charter Section 15?

DISTRICT ATTORNEY DEGRAFFENREIDT: That's the section that deals with your power of suspending authority.

MAYOR MASTERS: Okay. And those two grounds, that's the section that deals with the two grounds of, of misconduct...

DISTRICT ATTORNEY DEGRAFFENREIDT: Misconduct.

MAYOR MASTERS: ...and neglect of duty?

DISTRICT ATTORNEY DEGRAFFENREIDT: Yes, sir.

MAYOR MASTERS: Okay. I just wanna put on the record, at this point, only because the..., I am suspending two department heads. One, as it relates to this Department, and that's the only I'm gonna talk about. And it will be I writing. The Manager will have it on, on the desk, in writing, in detail, but I do want to announce that I am suspending Mr. Horton, the Director, based upon those two grounds. And it will not take effect until after the next Council meeting.

Thank you, Madam Chair. That's my comment.

BOARD CHAIRPERSON DAVIS JOHNSON: Thank you, Mr. Mayor. Board Member Davis, any comments, please?

BOARD MEMBER DAVIS: Yes, Madam Chair. After listening to all the issues that we've been addressing with the Utility District, my biggest concern is, as we keep moving forward with the improvements, we've been kind of..., haven't, haven't made a full decision on... There's some more funding that we need to approve at some point to address a lot of our infrastructure needs. We haven't revisited this in quite some time, it's been almost seven or eight months since we discussed this, but I just wanted to definitely, at the next Council..., next Utility District meeting, I would like to see the USD Director, Walker and Deputy City Manager, well [pause], you..., we know who we're talking about. It's very important that we cannot finesse this, this decision that we need to do. We need to make sure that everyone has all the information, with the understanding of why we need to have a certain level of funding in place to address our current needs, and any needs of any emergency situations. 'Cause once an emergency has hit, you won't have time to come back to a meeting, approve certain items and, and it really makes things a very di'..., difficult situation. I understand that we have a lot of equipment that's been old, our facility's been old but we've been doing better with the improvements of it, I just wanna make sure that this..., it is presented to this Council, I mean, to this Utility District meeting, and the public, to revisit that, at some point, where we are and what we need to do as far some more funding, just in case [pause]... Mr. Horton, you, you know where I'm going with this, right? I, I don't want you to..., I want you to understand that, the things that you presented to us before did not go in vain. Those are critical issues that we must consider and we cannot allow this opportunity to put us in, in a disadvantage later, with the understanding that we have a facility... It's old, just like every facility in Palm Beach County that hasn't revisited or put something new in place. So, let's talk about..., just talk about the long term, and the short term, plan on how we're gonna move forward.

Thank you.

BOARD CHAIRPERSON DAVIS JOHNSON: Board Member Botel, you're recognized.

BOARD MEMBER BOTEL: Thank you. Just wanna wish everyone in the Utility District a Happy Holidays, Merry Christmas, Happy New Year, Happy Hanukah, Happy Kwanzaa, whatever you celebrate, may it be blessed.

Thank you.

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

BOARD MEMBER MILLER-ANDERSON: I only wanted to remind everyone that the Citizen's Leadership Academy orientation is tomorrow, at 6:00 p.m., and then we will begin the sessions, the ten week sessions, on Tuesdays, beginning in January. Right now, it's January 8th, but we may need to change that to January 7th, so I will everyone know at Wednesday's meeting. But, you should be a Riviera Beach resident or business owner, as well as you can attend, for the children, you can attend a Riviera Beach school if you are not a Riviera Beach resident. And the to'.., the, the spaces are limited. Only twenty-five adults and twenty-five children, so you wanna make sure that you get your application in. We will accept applications up until January 15th, because there is a time commitment in terms of not missing more than two, two classes. Again, it's tomorrow at the Marina, on Tuesday, December 18th, 6:00 p.m., at the Riviera Beach Marina. We will have our orientation.

And, I wanna wish everyone a Happy Holiday.

BOARD CHAIRPERSON DAVIS JOHNSON: Vice Chair Hubbard, you're recognized.

CHAIR PRO TEM HUBBARD: I just wanted to announce that, in an effort to increase local participation in business, tomorrow I will be meeting with some of the businessowners on the westside of President Barack Obama Highway, as how to expand the capacity of their businesses, using some.., using my neighborhood sector plan dollars. So, we are just gonna have a general meeting, and we are.., it's an exploratory meeting, if you will. We'll be meeting with some of those. And later this week, we will be meeting with.., I will be meeting with some of the industry specialists in the area of local participation in procurement. And, hope to bring back some language and some ideas that we can put into place, or present to the Board quickly so that we can have a modified procurement policy that would allow the local businessowners to participate in some of the City's businesses.

Also, I would like to take this opportunity to wish everybody a Merry Christmas and Happy Holidays to you all.

Thank you.

BOARD CHAIRPERSON DAVIS JOHNSON: Thank you. My wish for you is a very safe, healthy and Happy Holiday season.

ADJOURNMENT

BOARD CHAIRPERSON DAVIS JOHNSON: With there being no further business of the Board, we stand adjourned.

[Gavel]

[End of video/audio]

City Employees, Public Speakers and Others

DEPUTY DISTRICT CLERK JACQUELINE BURGESS

DEPUTY DISTRICT CLERK BURGESS

VICE PRESIDENT BROWN AND CALDWELL NIGEL GRACE

MR. N. GRACE

APPROVED:

**TONYA DAVIS JOHNSON
CHAIRPERSON**

ATTEST:

**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: FEBRUARY 25, 2019