

**CITY OF RIVIERA BEACH
REGULAR CITY COUNCIL MEETING
January 21, 2020
6:00 p.m.**

PRESENT AT MEETING¹:

MAYOR RONNE FELDER	MAYOR FELDER
CHAIRPERSON KaShamba L. MILLER- ANDERSON – DISTRICT 2	CHAIRPERSON MILLER-ANDERSON
CHAIR PRO TEM JULIE A. BOTEL – DISTRICT 4	CHAIR PRO TEM BOTEL
COUNCILPERSON TRADRICK MCCOY – DISTRICT 1	COUNCILPERSON MCCOY
COUNCILPERSON SHIRLY D. LANIER – DISTRICT 3	COUNCILPERSON LANIER
COUNCILPERSON DOUGLAS A. LAWSON – DISTRICT 5	COUNCILPERSON LAWSON
CITY MANAGER JONATHAN EVANS	CITY MANAGER EVANS
CITY CLERK CLAUDENE L. ANTHONY	CITY CLERK ANTHONY
CITY ATTORNEY DAWN S. WYNN	CITY ATTORNEY WYNN

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¹ List of City Employees, Public Speakers and Others on Page 178

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**CITY OF RIVIERA BEACH
PALM BEACH COUNTY, FLORIDA
CITY COUNCIL MEETING MINUTES
HELD IN THE CITY COUNCIL CHAMBERS
JANUARY 21, 2020 @ 6:00 P.M.**

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

[Before meeting chatter]

[Gavel]

CALL TO ORDER

Chairperson Miller-Anderson: I'd like to call to order the Regular City Council Meeting, January 21, 2020. 6:05 p.m.

ROLL CALL

Chairperson Miller-Anderson: Madam, roll call.

City Clerk Anthony: Mayor Ronnie Felder? [Pause]. Chairperson KaShamba Miller-Anderson?

Chairperson Miller-Anderson: Present.

City Clerk Anthony: Chair Pro Tem Julia Botel? [Pause]. Councilperson Tradrick McCoy?

Councilperson McCoy: Here.

City Clerk Anthony: Councilperson Shirley Lanier?

Councilperson Lanier: Here.

City Clerk Anthony: Councilperson Douglas Lawson?

Councilperson Lawson: Here.

City Clerk Anthony: City Manager Jonathan Evans?

City Manager Evans: Present.

City Clerk Anthony: City Clerk Claudene Anthony is present. City Attorney Dawn Wynn?

City Attorney Wynn: Here.

City Clerk Anthony: You may proceed.

INVOCATION

33 **PLEDGE OF ALLEGIANCE**

34 **Chairperson Miller-Anderson:** Alright. We'll have a moment of silence, and if we
35 could, just keep Dr. Botel in your prayers. She lost her husband on last week, so that's
36 why she's not here. So, we just want her to know that we are thinking about her and we
37 will miss Gene because he was very, very loving person. So, we'll have a moment of
38 silence followed by the Pledge of Allegiance, led by Councilman Lawson.

39 [Moment of silence]

40 **Councilperson Lawson:** I pledge allegiance...

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

43 **AGENDA APPROVAL**

44 **ADDITIONS, DELETIONS AND SUBSTITUTIONS**

45 **Chairperson Miller-Anderson:** Do we have additions, deletions or substitutions?

46 **City Manager Evans:** Yes, Madam Cahir. From the, the day the Agenda was posted
47 on Saturday, there was an Item that was omitted from the Agenda and that is the Town
48 of Mangonia Park update under City Manager discussions. I did provide the Board with
49 a memorandum concerning that sometime ago, but this is an opportunity to bring you all
50 up to speed in a public setting. So we have that. And then we have a document that
51 would supplement the discussion concerning Monroe Heights and I provided that for you
52 on the dais. And that will be part of the verbal presentation that you will hear later on this
53 evening.

54 **Chairperson Miller-Anderson:** Okay. So, you said for the Mangonia Park, where is
55 that going?

56 **City Manager Evans:** That's gonna go under discussions by City Manager.

57 [Pause]

58 **Chairperson Miller-Anderson:** Are there any other additions, deletions or
59 substitutions?

60 **Councilperson McCoy:** Madam Chair?

61 **Chairperson Miller-Anderson:** Yes.

62 **Councilperson McCoy:** So, I., the Agenda you have, is that the Saturday version?

63 **Chairperson Miller-Anderson:** I...

64 **Councilperson McCoy:** The one that you're marking on right now.

65 **Chairperson Miller-Anderson:** I'm not sure. This is one I., they just gave me, so I
66 don't., this is the only one I have.

67 **Councilperson McCoy:** Because it's already listed under, on the Agenda I have, as...

68 **Chairperson Miller-Anderson:** What number?

69 **Councilperson McCoy:** Fourteen.

70 **Councilperson Lanier:** Fourteen.

71 **City Manager Evans:** Fourteen.

72 **Councilperson McCoy:** So maybe you need one of these?

73 **Chairperson Miller-Anderson:** So, did you all add it?

74 **City Manager Evans:** This, this Item was added on to the electronic version that was
75 placed on the website today's, because there was a PowerPoint that was uploaded.

76 **Chairperson Miller-Anderson:** When did you all print this one?

77 **City Clerk Anthony:** Was it after noon?

78 **City Manager Evans:** I believe so.

79 **City Clerk Anthony:** Then it was...

80 **Councilperson McCoy:** You see, you got a...

81 **City Clerk Anthony:** ...printed this morning.

82 **Chairperson Miller-Anderson:** Can I get a new one?

83 **City Manager Evans:** Yeah.

84 **Councilperson McCoy:** Madam Chair?

85 **Chairperson Miller-Anderson:** Yes.

86 **Councilperson McCoy:** Additionally, I wanna see that., if we have... I was looking at
87 Item No. 7, the Item regarding security services to get in security. Can we move that
88 under awards and presentations?

89 **Chairperson Miller-Anderson:** Ms. Wynn?

90 **City Attorney Wynn:** I have no objection.

91 **Chairperson Miller-Anderson:** Alright.

92 **Councilperson McCoy:** And I was gonna ask, right after No. 5. So I guess, we could
93 substitute it and perhaps a 5A for...

94 **Chairperson Miller-Anderson:** For No. 8?

95 **Councilperson McCoy:** No. 7.

96 **Chairperson Miller-Anderson:** Okay. [Pause]. It's fine. Don't worry about it. You got
97 it?

98 **Councilperson McCoy:** And also, I wanna., well, I guess we haven't gotten to
99 Consent but I wanna pull an Item.

100 **Chairperson Miller-Anderson:** Yeah. Give me a minute. Alright. So, No. 7, we're
101 moving., we're just gonna move it to., under No. 5. Are we gonna keep it as 7 or you
102 want to put it as 5A?

103 **City Clerk Anthony:** Madam Chair, Mr. McCoy said 5A. 5A is how we'll number it.

104 **Chairperson Miller-Anderson:** Alright. Any other additions, deletions or substitutions?
105 [Pause].

106 **DISCLOSURES**

107 **Chairperson Miller-Anderson:** Any disclosures?

108 [Pause]

109 **Chairperson Miller-Anderson:** Adoption of the Agenda. We have a motion?

110 **Councilperson McCoy:** So, Madam Chair? Actually...

111 **Chairperson Miller-Anderson:** Yes.

112 **Councilperson McCoy:** Let me disclose this. So, the reason I wanna pull one of the
113 Items on Consent is because I, I see my name is in the settlement. [Chuckle]. And I have
114 some concerns. It's not necessarily that I have I have a conflict but, I certainly was a
115 member of the Planning & Zoning Board. In fact, I think I was the Chairperson at the time
116 and this settlement has., is largely in part to some actions that was taken by the P&Z
117 Board. So, that's the nature of my disclosure.

118 **Chairperson Miller-Anderson:** Okay. Alright.

119 **ADOPTION OF AGENDA**

120 **Chairperson Miller-Anderson:** Can we have a motion to adopt the Agenda?

121 **Councilperson Lawson:** So moved.

122 **Councilperson McCoy:** So moved. Second.

123 **Chairperson Miller-Anderson:** Madam Clerk.

124 **City Clerk Anthony:** Councilperson Lawson?

125 **Councilperson Lawson:** Yes.
126 **City Clerk Anthony:** Councilperson Lanier?
127 **Councilperson Lanier:** Yes.
128 **City Clerk Anthony:** Councilperson McCoy?
129 **Councilperson McCoy:** Yes.
130 **City Clerk Anthony:** Chair Miller-Anderson?
131 **Chairperson Miller-Anderson:** Yes
132 **City Clerk Anthony:** Unanimous vote.
133 **Chairperson Miller-Anderson:** Do we have any public comment cards for the Consent
134 Agenda?
135 **City Clerk Anthony:** Madam Cahir, we do not have any public comment cards for
136 the Consent Agenda. The acceptance of public comment cards for the Consent Agenda
137 is now closed.
138 **Chairperson Miller-Anderson:** Alright.

139 **CONSENT AGENDA**

140 **ALL MATTERS LISTED UNDER THIS ITEM ARE CONSIDERED TO BE ROUTINE**
141 **AND ACTION WILL BE TAKEN BY ONE MOTION. THERE WILL BE NO SEPARATE**
142 **DISCUSSION OF THESE ITEMS UNLESS A COUNCILPERSON SO REQUESTS, IN**
143 **WHICH EVENT, THE ITEM WILL BE REMOVED FROM THE GENERAL ORDER OF**
144 **BUSINESS AND CONSIDERED IN ITS NORMAL SEQUENCE ON THE AGENDA.**

145 **MINUTES**

146 **RESOLUTIONS**

147 **2. RESOLUTION NUMBER 006-20 A RESOLUTION OF THE CITY COUNCIL OF**
148 **THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, REQUESTING**
149 **TO ACCEPT FLORIDA HUMANITIES COUNCIL (FHC) GRANT FUNDS IN THE**
150 **AMOUNT OF \$300.00 TO DEFRAY COSTS FOR A BLACK HISTORY MONTH**
151 **PRESENTATION, TO BE HELD AT THE LINDSEY DAVIS CENTER ON FRIDAY,**
152 **FEBRUARY 21, 2020 IN CONJUNCTION WITH THE PARKS & RECREATION**
153 **DEPARTMENT; AUTHORIZING THE DIRECTOR OF FINANCE AND**
154 **ADMINISTRATIVE SERVICES TO SETUP A BUDGET FOR THE FHC GRANT**
155 **PROGRAM; AND PROVIDING AN EFFECTIVE DATE**

156 **CYNTHIA COBB, LIBRARY DIRECTOR (561) 845-4196**

157 **COMMUNITY BENEFITS**

158 **3. FLORIDA FISHING ACADEMY - \$1,000 - COUNCILMAN TRADRICK MCCOY**
159 **FOR BOY SCOUT TROOP 777.**

160 **4. T.E.A.M. ELAM FOUNDATION - \$750 - COUNCILMAN TRADRICK MCCOY**
161 **FOR YOUTH ENRICHMENT PROGRAM.**

162 **Chairperson Miller-Anderson:** Alright. Mr. McCoy, you said you wanted to pull...

163 **Councilperson McCoy:** No. 1.

164 **Chairperson Miller-Anderson:** ...No. 1.

165 **Councilperson McCoy:** And I don't even need a presentation on it. I just...

166 **Chairperson Miller-Anderson:** Alright. Can we have a motion to accept the Consent
167 Agenda with Item No. 1 being pulled?

168 **Councilperson McCoy:** So moved.

169 **Chairperson Miller-Anderson:** Have a second?

170 **Councilperson Lawson:** Second.

171 **Chairperson Miller-Anderson:** Alright. Madam Clerk.

172 **City Clerk Anthony:** Councilperson Lawson?

173 **Councilperson Lawson:** Yes.

174 **City Clerk Anthony:** Councilperson Lanier?

175 **Councilperson Lanier:** Yes.

176 **City Clerk Anthony:** Councilperson McCoy?

177 **Councilperson McCoy:** Yes.

178 **City Clerk Anthony:** Cahir Miller-Anderson?

179 **Chairperson Miller-Anderson:** Yes.

180 **City Clerk Anthony:** Unanimous vote.

181 **1. Chairperson Miller-Anderson:** Item No. 1.

182 **City Clerk Anthony: RESOLUTION NUMBER 05-20 A RESOLUTION OF THE**
183 **CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY,**
184 **FLORIDA, AUTHORIZING SETTLEMENT IN THE CASE OF SARA GOODMAN V. THE**
185 **CITY OF RIVIERA BEACH, CASE NO.: 502019CA004472XXXXMBAY; AND**
186 **PROVIDING AN EFFECTIVE DATE.**

187 **DAWN WYNN, CITY ATTORNEY (561) 845-4068**

188 **Chairperson Miller-Anderson:** We have a motion?

189 **Councilperson Lanier:** So moved.

190 **Councilperson Lawson:** Second.

191 **Chairperson Miller-Anderson:** Alright. Mr. Evans.

192 **City Manager Evans:** This Item is actually an Item under...

193 **Chairperson Miller-Anderson:** I'm sorry.

194 **City Manager Evans:** ...the purview of the...

195 **Chairperson Miller-Anderson:** ...Ms. Wynn.

196 **City Manager Evans:** ...City Attorney.

197 **City Attorney Wynn:** Right. Mr. McCoy, I thought you said you didn't need a
198 presentation but if...

199 **Councilperson McCoy:** I don't.

200 **City Attorney Wynn:** ...anyone else does?

201 **Councilperson McCoy:** I don't need a presentation.

202 **City Attorney Wynn:** Okay.

203 **Chairperson Miller-Anderson:** Okay. Alright.

204 **Councilperson McCoy:** So, we can call the roll on it.

205 **Chairperson Miller-Anderson:** Madam Clerk.

206 **City Clerk Anthony:** Councilperson Lawson?

207 **Councilperson Lawson:** Yes.

208 **City Clerk Anthony:** Councilperson Lanier?

209 **Councilperson Lanier:** Yes.

210 **City Clerk Anthony:** Councilperson McCoy?

211 **Councilperson McCoy:** No.

212 **City Clerk Anthony:** Chair Miller-Anderson?

213 **Chairperson Miller-Anderson:** Yes.

214 **City Clerk Anthony:** That motion is approved with Councilperson McCoy
215 dissenting.

216 **Chairperson Miller-Anderson:** Alright.

217 **END OF CONSENT AGENDA**

218 **Chairperson Miller-Anderson:** That's the end of our Consent Agenda.

219 **UNFINISHED BUSINESS**

220 **Chairperson Miller-Anderson:** Unfinished business.

221 **PETITIONS AND COMMUNICATIONS FOR FILING**

222 **Chairperson Miller-Anderson:** Petitions and communications for filing.

223 **AWARDS AND PRESENTATIONS**

224 **Chairperson Miller-Anderson:** Awards and presentations.

225 **5. Chairperson Miller-Anderson:** Item No. 5.

226 **City Clerk Anthony:** **RESOLUTION NO. 009-20. A RESOLUTION OF THE CITY**
227 **COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA**
228 **CELEBRATING AND HONORING THE LIFE AND LEGACY OF THE HONORABLE**
229 **REVEREND DR. MARTIN LUTHER KING, JR., AND PROVIDING AN EFFECTIVE**
230 **DATE.**

231 **MARSHA NOEL, ASSISTANT TO THE CITY MANAGER, (561) 812-6599**

232 **City Clerk Anthony:** Madam Chair, we do not have any public comment cards on
233 this item. The acceptance of public comment cards on this item is now closed.

234 **Councilperson McCoy:** So moved.

235 **Chairperson Miller-Anderson:** We have...

236 **Councilperson Lanier:** Second.

237 **Chairperson Miller-Anderson:** Alright. Madam Clerk. I'm sorry. [Chuckle]. Mr.
238 Evans.

239 **City Manager Evans:** Madam Chair, Members of the Board, if I can have Ms.
240 Marsha Noel, Assistant to the City Manager, make this presentation.

241 **Chairperson Miller-Anderson:** Good evening.

242 **City Manager Assistant Noel:** Good evening. Good evening again. My name is
243 Marsha Noel, Assistant to the City Manager. Good evening, Madam Chair and City
244 Council. It is with great pleasure that I present to you for approval, a Resolution
245 commemorating the life and legacy of Honorable Reverend Dr. Martin Luther King, Jr.
246 And in doing so, we're doing so in alignment with our City's goal to strengthen community
247 engagement. The City of Riviera Beach has always recognized the life and legacy of Dr.
248 Martin Luther King, Jr. Dr. King was at the forefront of fighting for equality and access for

249 all people. His contribution to this nation is immeasurable and as his contribution to this
250 nation, we recognize and celebrate the amazing works that he has done as a remarkable
251 person. The City has taken great strides to celebrate Dr. King, bringing together our
252 community from young to old, from east to west, so just holding events such as the MLK
253 senior luncheon, the MLK gala parade, the MLK black and white soiree, the MLK day of
254 service, CRA food drive and the MLK free movie series.

255 We understand that the torch still burns bright and that the dream is still obtainable.
256 But there is much work left to be done. And as a community and a City, we celebrate
257 those who seek to bring unity and peace, and to spread love and affection to all. And as
258 a result of Dr. King's legacy, the City of Riviera Beach, Florida proffers a Resolution to
259 honor Dr. King and to celebrate what would have been his 90th birthday. And so, in brief,
260 I will quickly read part of that Resolution. And it states:

261 WHEREAS, Dr. Martin Luther King, Jr. forever changed our nation through his
262 leadership, service and clarity of vision; and

263 WHEREAS, in brief time Dr. King walked upon this Earth, he devoted his life to
264 strengthening the American character and urged on our nation to live up to its founding
265 principles of life, liberty and the pursuit of happiness for all its citizenry; and

266 WHEREAS, through his determination, spirt and resolve, Dr. King lifted up souls
267 and pioneered one of the greatest historical movements for equality and freedom; and

268 WHEREAS, the City of Riviera Beach wishes to honor the lasting legacy of this
269 great American, remember the ideals of which he fought and again, commit ourselves to
270 ensuring that our country's promise extends to all mankind; and

271 WHEREAS, as we observe Dr. Kind's birthday, the City of Riviera Beach
272 encourages all Americans to celebrate his memory by performing acts of kindness
273 through service to others.

274 **Chairperson Miller-Anderson:** Thank you. That's the end of the presentation? That
275 is it? Thank you so much. We appreciate it. And...

276 **City Manager Assistant Noel:** You're welcome.

277 **Chairperson Miller-Anderson:** We kinda summed it up over the weekend. Many of us
278 were involved in quite a few MLK activities and I know..., understand we do still have one
279 on this Friday, and that will be the, the last, right?

280 **City Manager Evans:** Yes. The last event is the black and white soiree at the Marina
281 Event Center from 7:00 p.m. to 11:00 p.m. So, formal attire. And there is a, I think, a
282 sharpest dressed award or contest. So.

283 **Chairperson Miller-Anderson:** [Chuckle].

284 **City Manager Evans:** We'll see.

285 **Chairperson Miller-Anderson:** Alrighty. I will let you all...

286 **City Manager Evans:** [Chuckle].

287 **Chairperson Miller-Anderson:** ...participate in that. [Chuckle].

288 **City Manager Evans:** So Staff recommends approval of the Resolution that's been
289 proffered.

290 **Chairperson Miller-Anderson:** Alright. Do we have any public comment cards for this
291 Item?

292 **City Clerk Anthony:** No, Madam Chair.

293 **Chairperson Miller-Anderson:** Alright. Questions or comments from the Board?
294 [Pause]. Alright. Madam Clerk.

295 **City Clerk Anthony:** Board Member Lawson?

296 **Councilperson Lawson:** Yes.

297 **City Clerk Anthony:** Board Member Lanier?

298 **Councilperson Lanier:** Yes.

299 **City Clerk Anthony:** Board Member McCoy?

300 **Councilperson McCoy:** Yes.

301 **City Clerk Anthony:** Chair Miller-Anderson?

302 **Chairperson Miller-Anderson:** Yes.

303 **City Clerk Anthony:** Unanimous vote.

304 **Chairperson Miller-Anderson:** Alright.

305 **5A. Chairperson Miller-Anderson:** 5A.

306 **City Clerk Anthony:** **RESOLUTION NO. 007-20. A RESOLUTION OF THE CITY**
307 **COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA**
308 **AFFIRMING STAFF'S RECOMMENDATION TO DENY GIDDENS SECURITY**
309 **CORPORATION'S BID PROTEST, AND PROVIDING FOR AN EFFECTIVE DATE.**

310 **City Clerk Anthony:** Madam Chair, we do not have any public comment cards on
311 this Item. The acceptance of public comment cards on this Item is now closed.

312 **Chairperson Miller-Anderson:** Alright. We have a motion?

313 **Councilperson McCoy:** So moved.

314 **Chairperson Miller-Anderson:** We have...

315 **Councilperson Lawson:** Second.

316 **Chairperson Miller-Anderson:** ...a second? Alright.

317 **Councilperson McCoy:** So... I'm sorry. I withdraw. So, let me be clear, I'm moving
318 to hear the Item. I don't necessarily..., I, I guess it's improper...

319 **City Attorney Wynn:** Right.

320 **Councilperson McCoy:** ...because what we're being asked to do is give a motion on
321 something that we haven't heard, and what's laid is to deny Giddens and I don't wanna
322 prematurely say that I'm giving a motion to deny because that's certainly not what I'm
323 doing. So, I would prefer to hear the Item first. Is that what we're doing?

324 **City Manager Evans:** The, the act by the Board, taking action, is that there is
325 consent by the Board to hear the Item.

326 **Councilperson McCoy:** Okay.

327 **City Manager Evans:** So, it's not determining which direction that you're leaning,
328 just to actually hear the Item. Because if there's a majority of that Board that wishes not
329 to hear the presentation, then we move on to the next Item.

330 **Councilperson McCoy:** Okay.

331 **City Manager Evans:** So it's procedural.

332 **Councilperson McCoy:** Okay. So I...

333 **City Manager Evans:** Yes, sir.

334 **Councilperson McCoy:** ...move that we hear the Item.

335 **Chairperson Miller-Anderson:** Alright. Does the second still stand?

336 **Councilperson Lawson:** Yes.

337 **Chairperson Miller-Anderson:** Alright. Mr. Evans.

338 **City Manager Evans:** Madam Chair, this Item before you is the process associated
339 with a bid protest. I will ask that the City Attorney provide some context as how we got to
340 this particular point, and then I believe it is a opportunity that both Staff will have an
341 opportunity to present, as well as the entity, that is the existing service provider.

342 Attorney Wynn.

343 **City Attorney Wynn:** Thank you, Mr. Manager. Good evening, Madam Chair,
344 Members of the Council.

345 **Chairperson Miller-Anderson:** Good evening.

346 **City Attorney Wynn:** In late June of 2019, the City publicly solicited for services to
347 provide security guard services for City Hall, the City Library and Public Safety building.
348 Five security firms submitted proposals and City Staff selected and recommended Norred

349 & Associates. In accordance with the City's Procurement Code, Giddens Security
350 Services., Security Corporation are our current provider of security services, filed a
351 written bid protest and requested a hearing. Also according to the Code, the hearing
352 must occur before City Council who shall listen to the evidence and make a decision, and
353 make a motion, to vote upon whether or not to uphold Staff's recommendation. You will
354 be voting to either deny the protest or to reverse Staff's recommendation and award to
355 Giddens.

356 This is a quasi-judicial hearing. My understanding is that you have not done this
357 before in the past, but it's in our Code and this is the process that we have to follow. The
358 witnesses for each side will be sworn in by the City Clerk and they will each be given ten
359 minutes to present their case, a maximum of ten minutes. They don't have to use the full
360 ten minutes. You'll have the opportunity to ask questions and.., of other either side, if you
361 desire. And, the standard of proof in this proceeding is whether or not the City's
362 Procurement Department, whether their actions were clearly erroneous, arbitrary,
363 contrary to competition or capricious. I'll be advising the City Council in this matter and
364 Ms. Busby will be assisting Mr. Little, our Director of Procurement. There's a, a rule in
365 Florida law that I can't do both. I can't advise you, it's called dual representation. I can't
366 advise you and advise the Staff. But my office can do both, and so that's what we're
367 doing.

368 So, at this time, Mr. Little will.., if you'll come up, along with Ms. Busby and present
369 the City's position as it relates to this procurement, how you arrived at the decision to
370 award to Norred & Associates.

371 **Councilperson McCoy:** Madam Chair?

372 **Chairperson Miller-Anderson:** Yes.

373 **Councilperson McCoy:** So, let's ask some, some, I guess, some procedural questions
374 before we hear a presentation. So, the standards... If I can, Madam Chair?

375 **Chairperson Miller-Anderson:** Yes.

376 **Councilperson McCoy:** Ms. Wynn, the standards that you just provided, you went
377 through it pretty quickly.

378 **City Attorney Wynn:** I'm sorry.

379 **Councilperson McCoy:** Is that something that you have that can be distributed to us,
380 right now? Or...

381 **City Attorney Wynn:** I can repeat it to you. I can remind you of it. I don't have it to
382 hand out to you. The standards are whether or not the decision of Staff was clearly
383 erroneous. That means there was no way that they could make the decision that they
384 made, because it was incorrect. Whether it was arbitrary or capricious, and whether it's
385 contrary to competition.

386 **Councilperson McCoy:** So, Madam Chair, if I can follow up and ask...

387 **Chairperson Miller-Anderson:** Go ahead.

388 **Councilperson McCoy:** So, I'm..., so I'm clear, the standard is having met any one of
389 these?

390 **City Attorney Wynn:** Correct.

391 **Councilperson McCoy:** Not all of them?

392 **City Attorney Wynn:** Correct. Anyone.

393 **Councilperson McCoy:** So, clearly erroneous, arbitrary...

394 **City Attorney Wynn:** And capricious... Or capricious.

395 **Councilperson McCoy:** And capricious.

396 **City Attorney Wynn:** Arbitrary or capricious.

397 **Councilperson McCoy:** Or capricious. And then...

398 **City Attorney Wynn:** Contrary...

399 **City Attorney Wynn:** Contrary to competition.

400 **Councilperson McCoy:** ...to competition.

401 **City Attorney Wynn:** And, just to also explain, there are also rules against ex parte
402 communication because this is a quasi-judicial hearing, so I could not give you information
403 prior to giving it to them or giving them the opportunity at the same time. So you are
404 hearing all of this for the very first time. Which is what the rules require.

405 **Councilperson McCoy:** Follow up.

406 **Chairperson Miller-Anderson:** Go ahead.

407 **Councilperson McCoy:** Do you have a textbook definition or example of what you
408 would describe as contrary to competition?

409 **City Attorney Wynn:** Contrary to competition would be, for instance, if there, if there
410 was no competition. If, if we put in place..., if the City put in place some rules that only
411 allowed, for instance, one vendor to be able to meet the standards that we put in. If we
412 made it noncompetitive.

413 [Pause]

414 **Chairperson Miller-Anderson:** Anything else, Mr. McCoy?

415 **Councilperson McCoy:** That's it for now. Thank you, Madam Chair.

416 **Chairperson Miller-Anderson:** Alright. Anyone else?

417 **Councilperson Lawson:** Madam Chair?

418 **Chairperson Miller-Anderson:** Yes.

419 **Councilperson Lawson:** Thank you. Attorney Wynn, the solutions that we're looking
420 to come up with, you stated that we would either have the option of awarding or denying
421 Gidden's Security bid protest. What were the other options?

422 **City Attorney Wynn:** If you deny the bid protest and agree with Staff, then Norred
423 should be the awardee. That's who will be.., who the contracted will be awarded to.

424 **Councilperson Lawson:** Mhmm.

425 **City Attorney Wynn:** If you disagree and you find one of the options that I gave you,
426 that it's contrary to competition, arbitrary or capricious, or clearly erroneous, then you
427 would deny'.., you would.., you would not uphold Staff's recommendation. You would..,
428 you would not affirm Staff's recommendation and you would either award to the next
429 lowest bidder. And you would determine who that tis based on the evidence presented,
430 or you could reject all of the bids and we could start the process over.

431 **Councilperson Lawson:** Okay. Thank you.

432 **Chairperson Miller-Anderson:** Alright. Any'...

433 **Councilperson McCoy:** Follow up.

434 **Chairperson Miller-Anderson:** Yes.

435 **Councilperson McCoy:** So, wouldn't, I guess, you're mentioning Norred. Isn't that
436 mutually exclusive from what we have here before us, right now?

437 **City Attorney Wynn:** There's a...

438 **Councilperson McCoy:** Are we...

439 **City Attorney Wynn:** ...separate Agenda Item for Norred Security Services, or
440 Norred & Associates. They, according to Staff, they were the responsive.., lowest and
441 responsive bidder. Th'.., that is who Staff would have awarded to, or did award to I guess,
442 prior to Giddens filing a protest. They would have been the City's security firm. And Staff
443 will show you how they arrived at that decision.

444 **Councilperson McCoy:** Okay. So I'm clear, so when we start, they're gonna have
445 their [stammer], ten minutes. Is there straight testimony? Do we question? Like, what
446 happens about that process? Do we have any authority or ability to ask questions?

447 **City Attorney Wynn:** Yes, you do. What I would prefer, and Staff would probably
448 prefer as well, is if you allow them to get through, Staff and, and the Giddens firm, if you
449 allow them to get through their presentation. After Staff presents, you can Staff questions.
450 Then, the Giddens firm will come up, they'll present, you can ask them questions. And
451 then, if you have follow up questions even after that, you're, you're able to answer those
452 questions.

453 **Councilperson McCoy:** So I'm...

454 **City Attorney Wynn:** Ask those questions.

455 **Councilperson McCoy:** I, I have to make a joke outta this. This is gonna be really
456 funny but, I was actually watching MSNBC today and the argument was that we're being
457 asked to make a decision on something that we don't even have all of the evidence before
458 we start the trial.

459 **City Attorney Wynn:** Mhmm.

460 **Councilperson McCoy:** So, my question is, whatever claim that Giddens is gonna
461 present, is there gonna be something formal presented to us so we're not expected to be
462 able to, I guess, transcribe and remember every facet of what they're argument is while
463 we're deliberating?

464 **City Attorney Wynn:** Staff may have handouts, the Giddens firm may have
465 handouts, they may have PowerPoints, but you won't be able to deliberate now and
466 decide later necessarily. That's the purpose of this. You, you are coming into this with a
467 clean mind, not jaded at all and you're hearing all of this for the first time.

468 **Councilperson McCoy:** Okay.

469 **Chairperson Miller-Anderson:** Alright. Everyone's ready?

470 **City Attorney Wynn:** So, if we can have the Clerk swear in anyone who is going to
471 testify in this matter. On both sides. You could...

472 [Comments and chuckles as parties come to podium]

473 **City Clerk Anthony:** Is this everyone that will testify on this? Can I get each of you
474 to raise your right hand and repeat after me? Or should I say, 'I do,' if you affirm
475 to the statement that I'm about to give. Do each of you swear or affirm to tell the truth in
476 the testimony that you give so help you God?

477 **All:** I do.

478 **City Clerk Anthony:** Madam Chair, they have been [stammer] duly sworn in. No
479 one that has been sworn in can testify regarding this matter.

480 **Chairperson Miller-Anderson:** Alright.

481 **Councilperson McCoy:** You mean no one that has not been sworn in.

482 **City Clerk Anthony:** I'm sorry. You're correct.

483 **Chairperson Miller-Anderson:** I knew what you meant, but thank you for clarifying.

484 [Chuckles]

485 **City Clerk Anthony:** We just want the record to be correct.

486 **Chairperson Miller-Anderson:** And I agree.

487 **City Clerk Anthony:** That has not been sworn in. [Chuckle].

488 **Councilperson McCoy:** 'Cause, I mean, we can end it right now, 'cause...

489 [Chuckles]

490 **Chairperson Miller-Anderson:** Good evening.

491 **Assistant City Attorney Busby:** Good evening, Chair. Good evening, Members of the
492 City Council, Mr. Evans, City Manager.

493 Mr. Little is our Interim Director of Procurement and he's going to present to you
494 the invitation for bid for security guard services and he's going to explain the process and
495 the scoring process that the City utilized in this matter. At the end of his explanation, I'll
496 be able to address you again. During such time, I am going to pass out, and I've already
497 given it to the Giddens group. I'm gonna pass out the bid number 980194, and you're not
498 gonna see..., the only thing you're gonna see is exactly what each applicant received when
499 this bid was published.

500 And, here's Mr. Little.

501 **Interim Procurement Director Little:** Good evening, Council. Ricky Little, Interim
502 Director of Procurement.

503 The process tonight, I'll give you a small explanation about what we actually did.
504 In June, we actually submitted a solicitation for security guard service, both armed and
505 unarmed. We received five proposals, with one of the proposals being nonresponsive
506 due to the did not submit a bid bond. At that point, we reviewed the proposals that came
507 in and we based the award based on the lowest responsive bidder. And our Code
508 basically says if a specific award is not established [inaudible] to the bidders,
509 specifications or special conditions of the bid, the award shall be to the responsive bidder
510 with the lowest responsive bid. And in our case, we had two commodities that we were
511 dealing with, armed security guards and unarmed security guards. And out of all the
512 proposals that came in, Norred was the lowest responsive bidder, for unarmed security
513 guards. And that was the basis of the award.

514 **Chairperson Miller-Anderson:** Alright. That's it for your presentation?

515 **Interim Procurement Director Little:** Yes, ma'am.

516 **Chairperson Miller-Anderson:** Alright. So, [inaudible].

517 **Assistant City Attorney Busby:** If I...

518 **Chairperson Miller-Anderson:** Yes.

519 **Assistant City Attorney Busby:** Madam Chair?

520 **Chairperson Miller-Anderson:** Mhmm.

521 **City Clerk Anthony:** [Inaudible].

522 **Assistant City Attorney Busby:** In Mr. Little's presentation, the scoring process as
523 applied by the Procurement Director was not erroneous, it was not arbitrary, capricious
524 or contrary to law. He chose the lowest price submittal here, no matter what the category.
525 Sixteen eighty-nine was the lowest price submittal, per hour. And, as he said, TriCor and
526 Norred both tied as the lowest priced submittal. However, TriCor's references didn't
527 respond and they were deemed, by the Procurement Director, as nonresponsive. That's
528 important because, or else they could have had this awarded to them as well. The intent
529 of.., to award, went to Norred as the lowest responsible.., responsive bidder who's bid
530 met the requirements and criteria set forth in that invitation for bids, that you are reviewing
531 right now. If Giddens had submitted the lowest priced submittal, meaning if their submittal
532 was sixteen eighty-nine or below, Giddens would've been chosen as the lowest
533 responsible and responsive bidder. The invitation to bid is clear, it says, the contract will
534 be awarded to the lowest responsible and responsive bidder.

535 Moreover, if you move to.., and I tabbed it for your ease, if you move to number
536 twenty-four in those instructions, it has specific basis of award is not established in the
537 instructions to the bidders, specifications are special conditions of the bid, the award shall
538 be to the responsible bidder with the lowest responsive bid meeting the written
539 specifications. According to the City Code of Ordinances, Section 16.5, bids shall be
540 evaluated based on their requirement set forth in the invitation for bids. Subsection d, the
541 contract shall be awarded to the lowest responsible and responsive bidder whose meets
542 the requirements and criteria set forth in the invitation for bids. And here, that
543 determination, made by our Procurement Director, was simply a scoring process that
544 looked at what was the lowest priced submittal? And here it was, sixteen eighty-nine.
545 And that's how that bid was awarded in the intent.

546 Thank you.

547 **Chairperson Miller-Anderson:** Okay. Questions from the Board?

548 **Councilperson McCoy:** Yes.

549 [Inaudible comments]

550
551 **Councilperson McCoy:** Madam Chair?

552 **Chairperson Miller-Anderson:** Yes.

553 **Councilperson McCoy:** Assistant City Attorney, you referenced 16.5. I think you said
554 subsection d.

555 **Assistant City Attorney Busby:** Subsection g. I...

556 **Councilperson McCoy:** G?

557 **Assistant City Attorney Busby:** Yes. And, I brought a, a physical copy this evening. Of
558 our Code. [Pause]. So, 16.5, competitive sealed bidding, 'g'. Award. 'The contract shall
559 be awarded with reasonable promptness by appropriate written notice to the lowest

560 responsible and responsive bidder, whose bid meets the requirements and criteria set
561 forth in the invitation for bids. [Pause].

562 Thank you.

563 **Chairperson Miller-Anderson:** Do we have any other comments? Or questions for the
564 Staff?

565 **Councilperson Lanier:** Madam Chair, I was...

566 **Chairperson Miller-Anderson:** Yes.

567 **Councilperson Lanier:** ...looking at the last page, the next to the last page where it
568 had the, the details of the bid.

569 **Chairperson Miller-Anderson:** Yes.

570 **Councilperson Lanier:** And, [pause], it says unresponsive, no bid bond. What does
571 that mean?

572 **Chairperson Miller-Anderson:** It's...

573 **Councilperson Lanier:** Or that first one, that was [stammer] like, the lowest one, but
574 then it says no bid bond.

575 **Assistant City Attorney Busby:** Okay. Excuse me. This was not provided in the bid
576 package. I must have attached this, but this is what was..., what was prepared by Mr.
577 Little and it's the bid tabulation score sheet, and, the section on unresponsive no bid bond.
578 Deluxe Security actually would have been awarded this bid, however, 'cause you see
579 \$16.00 an hour was..., they would've had the lowest responsive and responsible bid,
580 however, they became unresponsive because they could not produce the verification for
581 a bid bond. Which is a requirement in this invitation to bid.

582 **Chairperson Miller-Anderson:** Anything else, Ms. Lanier?

583 **Councilperson Lanier:** No. Not at this time.

584 **Chairperson Miller-Anderson:** I have a question. So, I know you mentioned unarmed
585 and armed, and you're only referring to the unarmed. Is that..., is it separate or it's... Is
586 the armed separate from the unarmed?

587 **Assistant City Attorney Busby:** Well, I'll let Mr. Little answer, it's factually. But, I will
588 say that he looked at it in, in its entirety.

589 **Chairperson Miller-Anderson:** Okay.

590 **Interim Procurement Director Little:** Good evening again, Chair.

591 **Chairperson Miller-Anderson:** Good evening.

592 **Interim Procurement Director Little:** Again, we did look at both categories and when
593 we ran the total numbers for both armed and unarmed, the actual number was actually
594 lower for Norred, using a forty hour work week for both armed and unarmed. Their total
595 was actually lower than Giddens was.

596 **Chairperson Miller-Anderson:** Okay. Alright.

597 **Councilperson Lanier:** Madam Chair?

598 **Councilperson McCoy:** So...

599 **Councilperson Lanier:** I'm sorry.

600 **Chairperson Miller-Anderson:** Because I was just looking, so City Hall and Library
601 security officer unarmed, Norred has sixteen eighty-nine and Giddens had seventy
602 twenty-eight. So, in that category, Norred was the lowest. And then the armed section,
603 Norred had eighteen 'o' nine, and Giddens had seventeen ninety-two.

604 **Interim Procurement Director Little:** Correct.

605 **Chairperson Miller-Anderson:** So, you're saying once you added up all of those
606 sections, the Public Safety Building, armed and unarmed, they..., Norred still came out...

607 **Interim Procurement Director Little:** They still came...

608 **Chairperson Miller-Anderson:** ...the lowest?

609 **Interim Procurement Director Little:** ...out the lowest. And please be reminded that
610 again, we award it on the lowest, even though we had two commodities, we award it on
611 the lowest commodity.

612 **Chairperson Miller-Anderson:** On the lowest commodity?

613 **Interim Procurement Director Little:** Correct.

614 **Chairperson Miller-Anderson:** Okay.

615 [Inaudible comment]

616 **Chairperson Miller-Anderson:** So, you're saying the sixteen eighty-nine...

617 **Interim Procurement Director Little:** Sixteen eighty-nine.

618 **Chairperson Miller-Anderson:** Because that was..., they look at the lowest one per
619 section?

620 **UNK:** Overall.

621 **Interim Procurement Director Little:** Correct.

622 **Councilperson Lawson:** Madam Chair?

623 **Chairperson Miller-Anderson:** Yes.

624 **Councilperson Lawson:** Thank you. Mr. Little, the number of officers that are in place
625 for armed versus the unarmed, did we take an estimate to how many officers we actually
626 are using, whether it's armed and unarmed?

627 **Interim Procurement Director Little:** Councilman Lawson, since I don't run that
628 program, I don't know how many officers they actually have.

629 **Councilperson Lawson:** So, with us using the lowest responsive bid, that means we
630 just looked at the unarmed security, at the sixteen eighty-nine but we may only have three
631 unarmed security at sixteen eighty-nine, and the remaining Staff could all be armed, at a
632 higher price?

633 **Interim Procurement Director Little:** That is correct.

634 **Councilperson Lawson:** So, essentially, the contract would be possibly priced higher
635 with Norred & Associates? If we consider all of the Staff.

636 **Interim Procurement Director Little:** But since we don't have that number... Like I
637 said, I went back and did a total comparison of both armed and unarmed, using a forty
638 hour work week for both the armed guard and unarmed guard for one week's worth of
639 work...

640 **Councilperson Lawson:** Mhmm.

641 **Interim Procurement Director Little:** ...and when we ran that number, again, Norred
642 was the lowest responsive bidder. Even though that was not the requirement for the
643 proposal, or...

644 **Councilperson Lawson:** But how many...

645 **Interim Procurement Director Little:** ...[inaudible].

646 **Councilperson Lawson:** How many officers did you base it on? Just based on one
647 officer?

648 **Interim Procurement Director Little:** One. Just one.

649 **Councilperson Lawson:** But this contract is based on staffing the entire facility.

650 **Interim Procurement Director Little:** Again, like I said, I don't run that program so I
651 don't know how many officers we have doing that.

652 **Councilperson Lawson:** Okay. Thank you, Mr. Little.

653 **Councilperson McCoy:** Question.

654 **Chairperson Miller-Anderson:** Yes.

655 **Councilperson McCoy:** So, le'.., and I think I may be asking the same thing as
656 Councilperson Lawson but in a different, I guess, in different verbiage or... Are we, I
657 guess, are we.., I guess, your job is to assess or base your determination on the rate,
658 regardless.., irrespective of how many officers we're using. Right? Whether...

659 **Interim Procurement Director Little:** Yes.

660 **Councilperson McCoy:** ...it's ten or whether it's one?

661 **Interim Procurement Director Little:** That is correct, Councilman.

662 **Councilperson McCoy:** So, it's sixteen eighty-nine regardless. Right?

663 **Interim Procurement Director Little:** Regardless.

664 **Councilperson McCoy:** So, does the bid account for, or provide for, any economies of
665 scale discounts or anything like that?

666 **Interim Procurement Director Little:** It did not.

667 **Councilperson McCoy:** Without seeing their submittal, is that something that was
668 permitted.., I guess submitted by Norred? Did they proffer this number based on some
669 proposed discount that they may be receiving?

670 **Interim Procurement Director Little:** They based it on an unarmed guard and an
671 armed guard, with an hourly rate.

672 **Councilperson McCoy:** So, just their regular rate?

673 **Interim Procurement Director Little:** Correct.

674 **Councilperson McCoy:** Okay.

675 **Chairperson Miller-Anderson:** Anyone...

676 **Councilperson McCoy:** That's it.

677 **Chairperson Miller-Anderson:** ...else? [Pause]. Alright. That's it for this side?

678 **City Attorney Wynn:** Correct.

679 **Chairperson Miller-Anderson:** Okay.

680 **City Attorney Wynn:** The Giddens' presentation?

681 **Mr. A. Giddens:** Good evening everyone.

682 **Chairperson Miller-Anderson:** Good evening.

683 **Mr. A. Giddens:** Madam Chair, Council Members. My name is Adam Giddens. I am
684 a CPA and the Chief Financial Officer of Giddens Security Corporation. As you've learned
685 tonight or already know, we are the current security provider for the City of Riviera Beach.

686 We are a Florida firm, with a local presence. We are competent and stable and have
687 provided security officer services for over thirty-seven years to numerous public and
688 private entities, including multiple counties and cities across Florida.

689 I am here today for an appeal of the recent notice of intent to award the security
690 services bid to Norred & Associates. The City's Purchasing Code, Section 8-101, allows
691 for the right to appeal before the City Council. As 8-101 requires, we had first sought
692 resolution with the Director of Purchasing, and secondly, with the City Manager prior to
693 appealing before you all tonight. Per your Code, I'm allowed for ten minutes to present
694 tonight, and I will not amend or supplement anything we have provided to date as required
695 in your Code.

696 So with that, I'll begin with a quick recap of the facts. As the Assistant City
697 [stammer] Attorney stated, and I previously stated, we're the current and [stammer]
698 provider of security services to the City. We were awarded on a bidding process in 2015.
699 The term of our current contract with the City, including all the renewal options, was
700 coming to an end so the City had to put this out for bid. As stated, it went out to bid on
701 June 28, 2019. On July 17, 2019, there were questions released in an addendum to the
702 bid. It is standard process to have questions asked by bidders and then Procurement
703 responds in an addendum with clarification. So, that process played out and then the
704 bids were due July 30th, was the deadline, and which my company, and four other
705 companies, submitted a proposal.

706 So, in.., with this being an ITB, in order to have your pricing considered, as is
707 normal for this bidding process, you have to be deemed responsive and responsible.
708 Those are two very important terms. This means you have to meet certain minimum
709 requirements, such as references your company's insurance, the fact that you signed all
710 required forms and, as stated, one bidder was thrown out due to the bid bond. The, the
711 City defines it this way. So, the ITB process...

712 **Councilperson McCoy:** Can you full screen that, Ms...

713 **Chairperson Miller-Anderson:** She.., it's gonna take the time away.

714 **Councilperson McCoy:** That's fine.

715 **City Clerk Anthony:** [Inaudible].

716 **Councilperson McCoy:** She can keep track of time.

717 **UNK:** Yeah.

718 **Chairperson Miller-Anderson:** [Chuckle].

719 **Mr. A. Giddens:** So...

720 **Chairperson Miller-Anderson:** Maybe he wants to keep track of time.

721 [Inaudible comment]

722 **Mr. A. Giddens:** I'll...

723 **Chairperson Miller-Anderson:** Can he see?

724 **City Clerk Anthony:** He can't see...

725 **Chairperson Miller-Anderson:** Just...

726 **Mr. A. Giddens:** Well, I, I can...

727 **Chairperson Miller-Anderson:** ...turn it a little bit.

728 **Mr. A. Giddens:** ...glance over here and see.

729 **Chairperson Miller-Anderson:** Okay. Alright.

730 **Mr. A. Giddens:** Yeah. That's...

731 **Chairperson Miller-Anderson:** Alright.

732 **Mr. A. Giddens:** ...fine. So, companies respond to the invitation to bid. The City of
733 Riviera determines which companies are responsive and responsible. The Purchase
734 Code, 1-201, responsible bidder, a person who has submitted a bid which conforms in all
735 respects, to perform fully the contract requirements and the tenacity, perseverance,
736 experience, integrity, reliability, facilities, equipment and credit which will assure good
737 faith performance. So, that's responsible. Responsive is a person who has submitted a
738 bid which conforms in all material aspects to the requirements set forth in the ITB. So,
739 once companies have deemed the responsible and responsiveness, per Section 3-101,
740 Subsection 7, the contract shall be awarded with reasonable promptness, by appropriate
741 written notice to the lowest responsible and responsive bidder, whose bid meets the
742 requirements and criteria set forth in the ITB. My company was deemed responsive and
743 responsible, by City's Purchasing. So was Norred & Associates. So, once this threshold
744 is met, price is now king. Low price wins the contract.

745 So, there are two types of security officers provided to the City, armed with a
746 firearm and unarmed. The bid price form in the ITB you were given tonight, had price for
747 unarmed and unarmed. It also, also showed scope of work, with specific hours,
748 schedules, locations of guards to be provided. So, in my opinion, it is erroneous to go off
749 of just the unarmed rate to award this when, in the ITB that you're supposed to bid off of,
750 showed you the exact hours, locations and types of service to be [stammer] provided.
751 So, Giddens submitted bill rates of seventy twenty-eight, for unarmed and seventeen
752 ninety-two for armed. Norred submitted bill rates of sixteen eighty-nine for unarmed and
753 eighteen 'o' nine for armed. So you can see, they were lower on unarmed, but we're
754 lower on armed. So, how do you determine the low bidder? Council, I think you've
755 already kind have gotten to that point in your thought process. You said [stammer], 'Do
756 you base it off of just that one unarmed rate?' To me, that's arbitrary and erroneous. So,
757 let's look at the actual hours to determine the low bidders. Hourly rate that's to be
758 multiplied by the amount of armed and unarmed hours the City actually utilizes. Currently
759 and historically, and I know this because we are the incumbent, and I also know this

760 because it is in our ITB, there was specific schedules. The City utilizes two hundred and
761 twenty-either hours a week of armed, and only fifty-eight hours a week of unarmed. So,
762 if you do the math, there are more armed hours. So, let's do the math, Giddens is lower.
763 We're the low bidder. We're responsive and responsible, and we're the lowest priced
764 firm.

765 So, in spite of clear data, on August 29, 2019, the City posted their notice of intent
766 to award to Norred & Associates. Following the City's protest procedures, my company
767 submitted a protest to the Purchasing Director, and then to the City Manager, on this
768 intent to award, because we are clearly the low bidder. Our protest was denied with a
769 basis and I quote from the City Attorney, 'The City's use of unarmed guards at the Library
770 facility far exceeds its use of armed guards, and thus, resulted in Norred prevailing as the
771 lowest responsible and responsive bidder. So, for some reason in her denial of our
772 protest, Ms. Wynn focused only the Library area, and even then, the statement is
773 incorrect. She states that he number of unarmed guards at the Library far exceeds the
774 armed guards. It is actually the opposite. More armed guard hours are used at the Library
775 than armed. The Library utilizes fifty-eight weekly hours of unarmed and sixty-eight
776 armed. So, if you do just the math on the Library, would show that Giddens is still the
777 lowest bidder. And for the City as a whole, as my diagram shows, the armed services
778 substantially exceed the quantity of unarmed hours.

779 To me, this is clearly erroneous, arbitrary and contrary to competition. My
780 company is the clear best value and most responsive and responsible bidder, saving the
781 City and the taxpayers thousands of dollars. Giddens Security should've been ranked
782 first and so should be awarded this contract. Moreover, our bid best satisfies the interest
783 of competitive bidding, which is the spirit of Florida state statues, as well as the City of
784 Riviera Beach Purchasing Code. I am asking the City Council to rescind the attempt to
785 award to Norred and instead, award the contract Giddens. As the [stammer].., as the
786 incumbent company, there have been no questions ever raised about the quality of our
787 work experience with the City. And in fact, Giddens has performed all services with the
788 City, under our existing contract, in a very satisfactory manner.

789 And lastly, in case this gets brought up for discussion and it has been asked
790 already about.., regarding canceling the ITB and rejecting all bids. Section 3-107, of your
791 Purchasing Code, states: 'An invitation to bid may be cancelled, or any or all bids or
792 proposals may be rejected when it is for good cause and in the best interest of the City.
793 In this case tonight, there's no indication that cancelling this ITB and rejecting all bids,
794 would be for a good cause and in the best interest of the City. The competitive bidding
795 process has worked. What's in the best interest of the City is to award this contract to the
796 lowest responsive, responsible bidder, which is Giddens. Giddens, not Norred, will save
797 the citizens and taxpayers of the City the most over the four year term of this contract.

798 Thank you for your time.

799 **Chairperson Miller-Anderson:** Thank you.

800 **Councilperson McCoy:** Question.

801 **Chairperson Miller-Anderson:** Yes.

802 **Councilperson McCoy:** Mr. Giddens, so, obviously you're at an advantage that the
803 other five firms didn't have knowing exactly what those hours and demands currently, at
804 the time, was for the City. Is that correct?

805 **Mr. A. Giddens:** Well, [stammer] I mentioned...

806 **Councilperson McCoy:** I mean, it's...

807 **Mr. A. Giddens:** ...we...

808 **Councilperson McCoy:** ...either yes or no.

809 **Mr. A. Giddens:** Well, it's in the ITB what the scope of work is.

810 **Councilperson McCoy:** Right. But, there's nothing that indicates hours.

811 **Mr. A. Giddens:** Yes, there is.

812 **Councilperson McCoy:** I'm looking at the ITB and it speaks of location but it doesn't
813 give a total number of hours. Nor does it speak of...

814 **Mr. A. Giddens:** If you go to... It's not numbered but it says City Hall guards. I think
815 it's the next page, probably what you're looking at. It says first guard, 7:30 a.m. to 4:30
816 p.m., second guard, 9:00 a.m. to 6:00 p.m. Right above that, it's two armed guards to be
817 stationed at the lobby entrance of City Hall.

818 **Chairperson Miller-Anderson:** What page...

819 **Mr. A. Giddens:** And as you go down...

820 **Chairperson Miller-Anderson:** ...is that? What page is that?

821 **Councilperson McCoy:** It's not numbered. It's...

822 **Mr. A. Giddens:** Well, it's not numbered...

823 **Councilperson McCoy:** ...in the mid'... It's about, it's about ten pages in. Scope of
824 work.

825 **Mr. A. Giddens:** It's about twelve pages in. You have the, the scope of work at the
826 top, and then when you go to the next page, it gets into [stammer], you know, specifics of
827 what is actually being asked for here. And I, I do a lot of these bids and proposals for the
828 company and this is standard that you, you put what you're actually hiring the company
829 for so that when you do your bids, you know whether or not you wanna price your
830 unarmed rate lower or higher, based on the amount of hours. What you.., what you
831 would do if you award it to Norred, they could essentially do a bid rate of \$50 an hour for
832 armed and sixteen twenty-eight for unarmed and you say, 'Oh, that's the low bidder.'
833 They're not the low bidder. We're talking a close margin but we're the low bidder and
834 price is king on an invitation to bid.

835 [Pause]

836 **Chairperson Miller-Anderson:** Anything else, Mr. McCoy?

837 **Councilperson McCoy:** So, this only speaks of those that's provided at City Hall. Did
838 you, I guess, make a determination, a..., I guess, an estimate about the other requirements
839 for the Utility Department and the Library?

840 **Mr. A. Giddens:** We need to see the addendum because I did mention that usually
841 there's questions asked, and usually, you know, the company asks what are the total
842 hours you use? They ask for the previous company's invoices or contract to get that
843 information. Then, an addendum is released.

844 **Councilperson McCoy:** So, I...

845 **Mr. A. Giddens:**

846 I...

847 **Councilperson McCoy:** ...guess...

848 **Mr. A. Giddens:** [Stammer] but following what I think you're asking is, in your scope
849 of work, it says..., on the previous page, for scope of work it shows you your City Hall and
850 mun'..., municipal Library, then it shows you your Public Safety Building, which it says two
851 armed security guards is required.

852 **Councilperson McCoy:** Mhmm.

853 **Mr. A. Giddens:** And then right above that, City Hall Municipal Library, two or more
854 armed security guards are required. So, if you were going in this as a bidder that had...,
855 you were in the dark, you had no idea what the City's' actually utilizing, you would read
856 this, I would assume, that it's all armed. The, the bulk of your weight is gonna be towards
857 armed. You say that two armed security guards are provided for City Hall and the Library,
858 then you say two armed security guards are provided for the Public Safety Building.
859 Nowhere does it really even mention unarmed. But, what's normal is this type of
860 purchasing, with the a city or county government, is they want the option to go with armed
861 or unarmed, so they ask for both those rates. So sometimes you bid..., the..., it'll say the
862 award's gonna be based on armed only, but we want you to price unarmed in case we
863 wanna purchase an unarmed guard.

864 So, that's kinda what you guys did in your l'..., in your..., towards your last page for
865 your price sheet, you had armed and unarmed but, like I said, looking at your scope of
866 work, you elude to most of it is armed.

867 **Chairperson Miller-Anderson:** Anyone else?

868 **Councilperson Lawson:** Madam Chair?

869 **Chairperson Miller-Anderson:** I'm, I'm sorry. Mr. McCoy, are you done? Or, can
870 come back or what?

871 **Councilperson McCoy:** You can come back.,

872 **Chairperson Miller-Anderson:** Alright. Mr. Lawson.

873 **Councilperson Lawson:** Madam Chair?

874 **Chairperson Miller-Anderson:** Yes.

875 **Councilperson Lawson:** Ms. Wynn, will we have an opportunity to ask some questions
876 to our Procurement Director and [inaudible]...

877 **City Attorney Wynn:** Yes.

878 **Councilperson Lawson:** Okay.

879 **City Attorney Wynn:** You can go back and forth.

880 **Councilperson Lawson:** [Inaudible].

881 **City Attorney Wynn:** The timing for presentations is over, but you can still continue
882 to ask questions so that you can arrive at your decision.

883 **Chairperson Miller-Anderson:** Alright. Are you wanting Mr. Little back?

884 **Councilperson Lawson:** Mr. Little, please.

885 **Councilperson McCoy:** Well...

886 **Chairperson Miller-Anderson:** Huh?

887 **Councilperson McCoy:** Before he comes back, he's...

888 **Councilperson Lawson:** [Inaudible].

889 **Councilperson McCoy:** ...we..., we're still on his time. So I wanna ask Mr. Giddens...

890 **Chairperson Miller-Anderson:** Were you still doing your presentation or you were
891 done?

892 **Mr. A. Giddens:** Well, the presentation's done. Question and answers is fine.

893 **Chairperson Miller-Anderson:** He was done with presentation?

894 **City Attorney Wynn:** Correct.

895 **Chairperson Miller-Anderson:** Okay.

896 **Councilperson McCoy:** So we'll...

897 **City Attorney Wynn:** But you can still con'...

898 **Councilperson McCoy:** ...be able to go back...

899 **Chairperson Miller-Anderson:** Yeah.

900 **Councilperson McCoy:** ...and forth...

901 **Chairperson Miller-Anderson:** You can go back and forth.

902 **City Attorney Wynn:** You can still cont'..,

903 **Councilperson Lawson:** [Inaudible].

904 **City Attorney Wynn:** ...you can continue now or you can go back.

905 **Councilperson McCoy:** Well... Well, okay. So...

906 **Councilperson Lawson:** [Inaudible].

907 **Councilperson McCoy:** Even looking at the scope, Mr. Giddens, I'm looking at the two
908 guards and I'm estimating [pause], just for argument sake, and I guess in, in.., to lend to
909 your, your point, so, if we take the first guard and second guard, and we're assuming that
910 that applies for both the City Hall Complex, as well as 1481 West 15th Street.

911 **Mr. A. Giddens:** Right.

912 **Councilperson McCoy:** I'm looking at thirty-six hours a day. Is that accurate?

913 **Mr. A. Giddens:** Well, if you were to.., I guess, if you were to assume that there were
914 eight hour shifts, and...

915 **Councilperson McCoy:** Well, this says nine. So, nine and nine is...

916 **Mr. A. Giddens:** So, yeah. Okay.

917 **Councilperson McCoy:** ...eighteen.

918 **Mr. A. Giddens:** So there is...

919 **Councilperson McCoy:** And then.

920 **Mr. A. Giddens:** It does say it. I missed it. So it does say nine hours.

921 **Councilperson McCoy:** So thirty-six hours per day would be your...

922 **Mr. A. Giddens:** Nine times...

923 **Councilperson McCoy:** ...estimate for armed...

924 **Mr. A. Giddens:** Correct.

925 **Councilperson McCoy:** However, the price sheet, what we have in front of us, Staff
926 took the rate of unarmed and awarded it to Norred based on the sixty eighty-nine rate.

927 **Mr. A. Giddens:** Correct.

928 **Councilperson McCoy:** Instead of your seventeen twenty-eight rate?

929 **Mr. A. Giddens:** And that is the entire basis for our protest. I mean, we're not an
930 argumentative company. If we were not the lower and I truly didn't feel we were low, we
931 would not be... putting everybody through this. I mean, that's why we protested. We,
932 you know, we're not litigious and argumentative but to me, this is the most clear black
933 and white type of reason to protest. I mean, we're..., your, your bid says armed. You can
934 do the math like did, nine times four is thirty-six. There's no math to do on unarmed. So,
935 any, anybody that would numbers driven and doing this bid would, would do that. They
936 would say, well the..., the hours that probably are gonna be looked at here are armed,
937 that's what you guys are hiring for. You got two hundred and twenty-eight hours a week
938 more of armed. You got fifty-eight of unarmed.

939 **Councilperson McCoy:** So how do you arrive at two twenty-eight? I mean, if I'm taking
940 thirty-six...

941 **Mr. A. Giddens:** Well, we'll see that, that's where we need to go back to the bid 'cause
942 I know what we do now. I know what the City does now. It's two twenty-eight a week
943 armed and fifty-eight unarmed. But it..., legally, I guess, you would have to...

944 **Councilperson McCoy:** Well...

945 **Mr. A. Giddens:** ...stick to the ITB and that'd be thirty-six daily armed. Times five
946 days a week. So you could do the math that way. But either way, we're the low bidder.
947 The way you're thinking is the correct way, with tis ITB. You have to look... You know,
948 you can't say, well..., because Giddens has the..., as the incumbent knows what's being
949 done. You have to look at, what does the bid say you're hiring for? Armed. And then
950 you do the math, we would, we would far lower on our total then. 'Cause our unarmed
951 rate's a lot lower. You're looking at thirty-six times five.

952 **Councilperson McCoy:** One eighty.

953 **Mr. A. Giddens:** Yeah.

954 **Chairperson Miller-Anderson:** Alright.

955 **Mr. A. Giddens:** And multiply that by the difference of our two billing rates, which
956 would be seven... Yeah. Seventeen twenty-eight minus seventeen ninety-two times one
957 eighty.

958 **Chairperson Miller-Anderson:** Alright. Can we go to Mr. Lawson, then we'll come
959 back? If you need it, Mr. McCoy? Alright. Mr. Lawson.

960 **Councilperson Lawson:** Thank you, Madam Chair. Ms. Busby and Mr. Little. [Pause].
961 So, the five submitted security guard services, there was only one that was unresponsive,
962 which was Deluxe Security?

963 **Mr. A. Giddens:** Two.

964 **Councilperson Lawson:** Two. So TriCorps was also unresponsive?

965 **Interim Procurement Director Little:** Correct. Because their reference people did not
966 respond when you asked for reference checks. That's why they were deemed
967 nonresponsive.

968 **Councilperson Lawson:** Okay. And, based on the proposal, we submitted a request
969 for lowest responsive.

970 **Interim Procurement Director Little:** That is correct, sir.

971 **Councilperson Lawson:** So, to Mr. Giddens points, if the armed security guard was
972 posted at fifty dollars an hour, and the unarmed was at sixty eighty-nine, that would still
973 be lowest responsive based on this RFP?

974 **Interim Procurement Director Little:** Based on the process for the City, and our
975 Code, again, we simply look at the lowest responsive bidder, out of the two commodities
976 that were there.

977 **Councilperson Lawson:** Lowest responsive based on the individual security guard,
978 not...

979 **Interim Procurement Director Little:** Correct. Armed and unarmed.

980 **Councilperson Lawson:** So not based on the entire value of the contract?

981 **Interim Procurement Director Little:** No. It was not written that way.

982 [Pause]

983 **Chairperson Miller-Anderson:** Anything else for now? I have a..., so, in the scope of
984 work, why did we only reference armed?

985 [Inaudible comment]

986 **Chairperson Miller-Anderson:** I know the overall says we're seeking proposals for...,
987 qualified proposals to provided armed and unarmed...

988 [Inaudible comment]

989 **Chairperson Miller-Anderson:** ...but then when we went in the bulleted points, we only
990 spoke of armed. And then once we specified armed, why did we then go and make the
991 selection based on unarmed?

992 **Interim Procurement Director Little:** That, I really can't address but you'll look at the
993 actual Exhibit for pricing, you'll see that we're asking for both on the pricing sheet. We're
994 asking both armed and unarmed on the pricing sheet.

995 **Chairperson Miller-Anderson:** I know. But when you determined which one was the
996 lowest, you went by the unarmed.

997 **Interim Procurement Director Little:** Since [inaudible]....

998 **Chairperson Miller-Anderson:** So...

999 **Interim Procurement Director Little:** ...the Code which says, if we do not specify
1000 which of the two that we are asking for, we choose the lowest.

1001 **Chairperson Miller-Anderson:** Okay. So, back to the scope of work. Why did we just
1002 mentioned armed though?

1003 **Interim Procurement Director Little:** Can't address that.

1004 **Chairperson Miller-Anderson:** Okay. Who can? [Pause]. Okay. So when, when
1005 the... When we're..., who determines how many guards we're going to use in these
1006 locations? And whether they'll..., they are armed or unarmed?

1007 **Interim Procurement Director Little:** I don't know the answer to that again, Madam
1008 Chair. Remember, I'm Procurement. I put out the solicitation...

1009 **Chairperson Miller-Anderson:** But...

1010 **Interim Procurement Director Little:** ...requirement...

1011 **Chairperson Miller-Anderson:** But when they put in your..., what they, what they're
1012 requesting to you, right? Who, who, who do they come from?

1013 **Interim Procurement Director Little:** This scope of work should've come out of the
1014 Manager's office 'cause that's who's been managing the security guard services for the
1015 City.

1016 **Chairperson Miller-Anderson:** Was that before you, Mr. Evans or?

1017 **Interim Procurement Director Little:** It would 've been Mr. Evans, correct.

1018 [Pause]

1019 **Chairperson Miller-Anderson:** Do you know we..., I mean...

1020 **City Manager Evans:** Just for..., a question for Legal, if I'm to provide any comments
1021 with regards...

1022 **Chairperson Miller-Anderson:** No , he is.

1023 **City Manager Evans:** ...to this, I think I have to be sworn in.

1024 **Interim Procurement Director Little:** Well...

1025 **City Manager Evans:** As it relates to providing any comments that...

1026 **City Attorney Wynn:** That's correct.

1027 **Chairperson Miller-Anderson:** Okay. So, can Legal...

1028 **City Attorney Wynn:** You can still ask questions, we just have to have the Clerk
1029 swear...

1030 **UNK:** [Inaudible].

1031 **City Attorney Wynn:** ...Mr. Evans in.

1032 **Chairperson Miller-Anderson:** Okay. You wanna swear him in?

1033 **City Clerk Anthony:** I can.

1034 **Councilperson McCoy:** Right. But, point of order.

1035 **Chairperson Miller-Anderson:** What?

1036 **Councilperson McCoy:** So, just rules of quasi-judicial hearings, we don't take any
1037 outside political influence, or any..., we have to be neutral just based on what's presented
1038 in front of us. Am I right?

1039 **City Attorney Wynn:** That's correct for you all. But you can take testimony from Mr.
1040 Evans if he has knowledge that would be useful to you.

1041 **Councilperson McCoy:** Okay.

1042 **Interim Procurement Director Little:** And one other Item I would like to add, we need
1043 to remember that the Manager always has the determination to make the needs of what
1044 security they actually need. And that can change at any time.

1045 **Councilperson McCoy:** So, and that's why I was kinda..., you can on, Mr. Evans, but
1046 that's why I wa'..., Madam Chair, so, that's why I kinda was kinda confused as to why, and
1047 certainly no disrespect to Councilman Lawson, I think it's less about our demand but when
1048 you go and bid, and I know you've seen these before, you have to rely on the four corners
1049 of the page, when you look at a, you know, what ta proposal, or what a invitation to bid
1050 is. And if it says unarmed, then that's what you would base your, your, your submittal on,
1051 on what's in the scope of work.

1052 **Chairperson Miller-Anderson:** Right. I...

1053 **Councilperson McCoy:** So, it doesn't necessarily matter if we use one guard or we
1054 use fifty guards, I wanted to know from Mr. Little, what the actual determining factor that
1055 we were using and that's the rate. The hourly rate is what we were using to determine,
1056 you know, what was the determining factor in how we choose it, as opposed to whether
1057 we use one or fifty. And that's why I even asked the question, was Norred basing their
1058 submittal on some sort of discount or something like that? Because...

1059 **Councilperson Lanier:** Ma'...

1060 **Chairperson Miller-Anderson:** Well, if Norred...

1061 **Councilperson Lanier:** [Inaudible] arbitrary and capricious then.

1062 **Councilperson McCoy:** Right.

1063 **Chairperson Miller-Anderson:** If Norred only had to go by what was in the scope, and
1064 looking at it, it said two or more armed and.., two armed, I would think that we.., if we're
1065 going to select somebody, it's going to be what we said in the scope.

1066 **Councilperson McCoy:** Correct.

1067 **Chairperson Miller-Anderson:** And that is how we would select...

1068 **Councilperson McCoy:** Right.

1069 **Chairperson Miller-Anderson:** ...who's...

1070 **Councilperson McCoy:** Right.

1071 **Chairperson Miller-Anderson:** And the...

1072 **Councilperson McCoy:** [Inaudible].

1073 **Chairperson Miller-Anderson:** ...unarmed it appears is just an added bonus may'..., if
1074 you will?

1075 **Councilperson McCoy:** Mhmm.

1076 **Chairperson Miller-Anderson:** But to base your selection on unarmed, I just.., that's
1077 the part I'm not quite understanding.

1078 **Councilperson McCoy:** Correct.

1079 **Chairperson Miller-Anderson:** How do we.., how do we decide to that?

1080 **Councilperson McCoy:** I.., and, and certainly I don't wanna stop Mr. Evans from
1081 inputting, but I think what Mr. Evans can only at this point, is what the Manager would
1082 ha'...

1083 **Chairperson Miller-Anderson:** At the time.

1084 **Councilperson McCoy:** What the use would be, or what, you know, I think...

1085 **Chairperson Miller-Anderson:** I just...

1086 **Councilperson McCoy:** It's pretty...

1087 **Chairperson Miller-Anderson:** ...wasn't sure if he was aware of why that would've
1088 been [pause]... Why it was determined to put in the scope of work only armed.

1089 **Councilperson McCoy:** Well...

1090 **Chairperson Miller-Anderson:** Maybe that just doesn't even...

1091 **Councilperson McCoy:** I...

1092 **Chairperson Miller-Anderson:** ...matter.

1093 **Councilperson McCoy:** You know, I don't wanna further confuse things by having Mr.
1094 Evans to comment because I think...

1095 **Chairperson Miller-Anderson:** Alright. So...

1096 **Councilperson McCoy:** ...we already recognize...

1097 **Chairperson Miller-Anderson:** ...who, who would not Mr. Evans to comment?

1098 **Councilperson McCoy:** Well, I would ask that he don't.

1099 **Chairperson Miller-Anderson:** Okay.

1100 **Councilperson Lanier:** I would ask that he do.

1101 **Chairperson Miller-Anderson:** Alright. Mr. Lawson.

1102 **Councilperson McCoy:** Right. Be'.., because he's why. There's nothing Mr. Evans
1103 can offer us that can provide any clarity on this because first of all, he wasn't here and,
1104 Mr. Evans, the only thing he can offer us, is his interpretation of what the demand or the
1105 assignment of it. But again, that's not.., the assignment or the demand is not what's in
1106 the scope. The only thing was in the scope, and the determining factor in the scope is
1107 the hourly rates.

1108 **Councilperson Lanier:** I beg to differ.

1109 **Councilperson McCoy:** Well, I, I...

1110 **Councilperson Lanier:** Madam Chair? I think that, given that Mr. Evans has been
1111 here for the last eight months doing this contract, that he ha'.., does have something to
1112 offer. In terms of what's been happening here with this.

1113 **Councilperson McCoy:** Right. But we're not talking about the contract, we're talking
1114 about...

1115 **Councilperson Lanier:** We're talking about what is happening right now. And he's a
1116 City Manager right now.

1117 **Councilperson McCoy:** So what.., so explain to me exactly what he would offer that's
1118 gonna clarify...

1119 **Councilperson Lanier:** I don't know.

1120 **Councilperson McCoy:** ...anything [inaudible].

1121 **Councilperson Lanier:** That's why I want to hear from him.

1122 **Councilperson McCoy:** Okay. Well, I mean, what you're doing now is you're opening
1123 this up because, you know, when you look at the quasi-judicial hearing...

1124 **Councilperson Lanier:** The, the Attorney did not say that.

1125 **Councilperson McCoy:** Okay. But what you're creating is, you're creating
1126 something...

1127 **Councilperson Lanier:** The lawyer did not s'...

1128 **Councilperson McCoy:** ...that's not...

1129 **Councilperson Lanier:** The Attorney did not say that.

1130 **Councilperson McCoy:** Okay.

1131 **Chairperson Miller-Anderson:** Ms. Wynn.

1132 **City Attorney Wynn:** You have the opportunity, if..., whatever Mr. Evans testifies to,
1133 you can either give it credit or you can discount it. And that's each of you individually.
1134 You can give it however much weight you want to give it.

1135 **Chairperson Miller-Anderson:** Okay. Alright. Mr. Evans.

1136 **Councilperson McCoy:** So, let me just make that..., make sure that I'm clear that I don't
1137 agree with the Manager...

1138 **Chairperson Miller-Anderson:** Yes.

1139 **Councilperson McCoy:** ...testifying.

1140 **Chairperson Miller-Anderson:** Okay. Mr. Lawson, did you have any input on this?

1141 **Councilperson Lawson:** No, Madam Chair.

1142 **Chairperson Miller-Anderson:** Okay.

1143 [Inaudible comment]

1144 **Chairperson Miller-Anderson:** Alright. So, it was issued June 28th, which was before
1145 Mr. Evans came. And, I just wanna know if he is aware. I mean, I, I don't think he was
1146 here or working on it, it woulda...

1147 **Councilperson Lanier:** [inaudible]...

1148 **Chairperson Miller-Anderson:** ...been Ms.

1149 **Councilperson Lanier:** [Inaudible].

1150 **Chairperson Miller-Anderson:** ...Jacobs. Right? 12th? Right. July 12th, is when...

1151 **Councilperson McCoy:** No, no.

1152 **Chairperson Miller-Anderson:** ...Mr. Evans came?

1153 **City Attorney Wynn:** Yeah.

1154 **Chairperson Miller-Anderson:** Okay.

1155 **Councilperson McCoy:** This was...

1156 **Chairperson Miller-Anderson:** Yeah. June 28th.

1157 **Councilperson McCoy:** June 28th.

1158 **Councilperson Lanier:** I mean, the Attorney said that we can discount or take...

1159 **Chairperson Miller-Anderson:** Yes.

1160 **Councilperson Lanier:** ...what he says regardless.

1161 **Chairperson Miller-Anderson:** Alright. Go ahead, Ms. Claudene.

1162 **City Clerk Anthony:** Mr. Evans, do you swear or affirm to tell the truth in the
1163 testimony that you give, so help you God?

1164 **City Manager Evans:** I do.

1165 **City Clerk Anthony:** You may proceed.

1166 **Chairperson Miller-Anderson:** Alright. So Mr. Evans may or may not have anything
1167 to add, but we're going to find that out right now. So, it was issued in June..., on June 28,
1168 2019. Mr. Evans started on July 12, 2019. Do you have anything to add as to why it may
1169 been listed as scope of work for just armed?

1170 **City Manager Evans:** As it relates to the elements associated with the scope of
1171 work, obviously that was before my tenure. I know that the City has utilized both unarmed
1172 and armed guards. With respect to the management of the contract, that resides in the
1173 Procurement function. If there is any deviation or modification to the contract, it is that
1174 management contacts Procurement, Procurement reaches out to the vendor and then the
1175 level of service is modified. From historical knowledge, back in 2017, when we discussed
1176 about the security services over at the Library, that was an addition that we made because
1177 of acts of violence that occurred in South Florida. We have had discussions about does
1178 it necessitate us having armed guards at certain locations throughout the City. But, when
1179 you look at this particular contract, you're looking at the information contained in it, but it
1180 still gives us..., the, the way the way the agreement, it provides the flexibility for...

1181 **Councilperson McCoy:** Mr. Evans, can clarify? You said when we're looking at the
1182 contract, or we're looking at this...

1183 **City Manager Evans:** Well, well [stammer]...

1184 **Councilperson McCoy:** ...RF'...

1185 **City Manager Evans:** When you're...

1186 **Councilperson McCoy:**ITB?

1187 **City Manager Evans:** When you're looking at the scope of work, the scope of work
1188 outlines what the City believes the arrangement to be, however, when you move to the
1189 next phase of the agreement, we as Staff, and as Administration, have the ability to alter
1190 the amount of hours that we want, whether it's unarmed or armed guards. So, there is
1191 some flexibility as it relates to the arrangement.

1192 Going back to 2017 with the existing contractual provider 'cause that was a
1193 modification that we wanted to see occur and that was an additional service. As it relates
1194 to now, the information that was placed in this was Staff's attempt and, and Mr. Little can
1195 speak in more specificities as it relates to trying to emulate the level of service but,
1196 obviously, that can be changed and modified. Why it was written in this, this particular
1197 form and fashion, that's a dire'.., that's a conversation for Procurement and for the
1198 Administrator at the time, to be able to provide a little bit more specificities but I can tell
1199 you that there's not many times on an Administrator level that the Manager gets involved
1200 with something that is as granular as this, as far as the hours of operation, usually, that's
1201 provided to Procurement as far as.., from a department director level, what type of level
1202 of service they're looking at for their respective buildings.

1203 **Chairperson Miller-Anderson:** Okay.

1204 **Councilperson Lanier:** That makes sense.

1205 **Councilperson McCoy:** Which part?

1206 **Councilperson Lanier:** The part that, the part that it would be up to the C'.., it would
1207 be up to the department directors to be able to direct, in terms of the number of hours.
1208 The Library would know that they would need, you know, armed guards at certain times,
1209 or they would know that would need guards at, you know, from 8:00 to 4:00 instead of
1210 7:00 to 3:00. They would know that.

1211 **Councilperson McCoy:** Right. So, my question...

1212 **Councilperson Lanier:** And, and I'm assuming that this is where the information came
1213 from, given the fact that, if you're gonna put a bid out for services, you would want to
1214 know from the departments what they need. So, I'm assuming that's where it came from,
1215 from department heads. It would make sense that, that would.., it would come from them.

1216 **Councilperson McCoy:** Madam Chair?

1217 **Chairperson Miller-Anderson:** Yes.

1218 **Councilperson McCoy:** So, Mr. Evans. So, obviously, you have already seen this
1219 prior to use seeing this. Am I right?

1220 **UNK:** Mhmm.

1221 **City Manager Evans:** I have seen the original scope of work and the ITB, and the
1222 information that was put out for solicitation. Yes, sir.

1223 **Councilperson McCoy:** Well, and let me clarify, when I seen this, the appeal process
1224 went to the City Manager already. Am I right?

1225 **City Manager Evans:** That is correct.

1226 **Councilperson McCoy:** So, okay. So, that's why I wanted to limit Mr. Evans
1227 interaction on this because he's already moved on this. And, I think what was clear and
1228 what I was trying to share with the Members, was that the scope is limited to the four
1229 corners of this page. Mr. Evans has already had his bites at the apple in deciding on
1230 whether or not this protest should be upheld or denied. But to insert him back into this
1231 conversation, now creates an opportunity for further possibilities of litigation when...

1232 **UNK:** [Inaudible] right.

1233 **Councilperson McCoy:** ...he hasn't even had any personal knowledge as to why this
1234 scope was drafted in the way it was. So, unless you got some information that I didn't get
1235 out of what he said, other than some historical information, we're limited to what's in front
1236 of us. So, I didn't think it was important to have his testimony, being that he's already had
1237 decided on this and historical information is not something that we have to base our
1238 decision on. Only thing that we have to base our decision on, based on the Procurement
1239 Code and quasi-judicial process, is what's presented in front of us. And that would make
1240 sense as to why we weren't provided this information before. So I certainly don't have a
1241 problem with him giving his opinion but what I don't wanna do is cloud the minds of the
1242 Members about Mr. Evans' opinion or his historical.., I guess, his historical experience
1243 with dealing with this contract. Which has no bearing on...

1244 **Councilperson Lanier:** I...

1245 **Councilperson McCoy:** ...what's before us.

1246 **Chairperson Miller-Anderson:** Well, well...

1247 **Councilperson Lanier:** Madam Chair?

1248 **Chairperson Miller-Anderson:** Hold on. Being that I'm the one that asked and Ms.
1249 Lanier may have agreed with me. I did not ask for him to give his opinion and, and as to
1250 what he....

1251 **Councilperson McCoy:** And that's what I...

1252 **Chairperson Miller-Anderson:** ...thought it would do.

1253 **Councilperson McCoy:** ...was trynna stay from, Madam Chair.

1254 **Chairperson Miller-Anderson:** Right. And that, that's not what I was looking for. The
1255 question was, Mr. Little did not know why, or ho'.., why it would say armed or, or why it
1256 would not say unarmed, and I wanted to know from a City Manager's perspective, how
1257 do they determine what goes in the scope. And he's...

1258 **Councilperson McCoy:** Right.

1259 **Chairperson Miller-Anderson:** ...been here before so it's not like he...

1260 **Councilperson McCoy:** But, but...

1261 **Chairperson Miller-Anderson:** ...doesn't know...

1262 **Councilperson McCoy:** But, but...

1263 **Chairperson Miller-Anderson:** ...why.

1264 Tm: Let me tell you something, Madam Chair. You're absolutely right. But at this point,
1265 it doesn't matter how we got...

1266 **Chairperson Miller-Anderson:** It mattered for me.

1267 **Councilperson McCoy:** But, but, but, but still, they were making a bid...

1268 **Chairperson Miller-Anderson:** Mhmm.

1269 **Councilperson McCoy:** ...they were responding to based on the four corners of the
1270 scope of work.,

1271 **Chairperson Miller-Anderson:** And because of that, you are correct. And it said
1272 armed. But when the Procurement Department, deciding on the lowest number, they
1273 went by unarmed.

1274 **Councilperson McCoy:** Unarmed.

1275 **Chairperson Miller-Anderson:** So, for me, I'm trying to understand why did we go with
1276 the unarmed...

1277 **Councilperson McCoy:** And...

1278 **Chairperson Miller-Anderson:** ...and why wasn't it just put in there? I mean, this is
1279 not making sense to me right now.

1280 **Councilperson McCoy:** And that's totally...

1281 **Chairperson Miller-Anderson:** And I'm trying to clarify.

1282 **Councilperson McCoy:** And, and that's totally understandable. But, you know, when
1283 you take things that aren't a part of what's presented before you, it presents more
1284 opportunity for someone to appeal because you're being prejudiced based on information
1285 that's not provided to everybody. And...

1286 **Councilperson Lanier:** How...

1287 **Chairperson Miller-Anderson:** Well, everybody just heard what...

1288 **Councilperson Lanier:** Right.

1289 **Chairperson Miller-Anderson:** ...he just said.

1290 **Councilperson Lanier:** Madam Chair? I, I...

1291 **Chairperson Miller-Anderson:** So everybody's...

1292 **Councilperson Lanier:** ...totally disagree with that. You know, to say that we would
1293 get our minds muddled because of what the City Manager said, I, I...

1294 **Chairperson Miller-Anderson:** We gotta keep it down out there, please.

1295 **Councilperson Lanier:** ...I have to take offense to that, I can make up my own mind.
1296 I don't need to.., you don't need to tell me about who I don't need to hear from.

1297 [Inaudible audience comment]

1298 **Councilperson Lanier:** We have...

1299 **Councilperson McCoy:** Well...

1300 **Councilperson Lanier:** ...to be able to hear from whoever we ask to hear from. That's
1301 the purpose of us being up here, so that we all can be able to ask the questions and to
1302 get the information that we want. So you can't tell us who we can't call or.., because it...

1303 **Councilperson McCoy:** Well, let...

1304 **Councilperson Lanier:** ...will our minds.

1305 **Chairperson Miller-Anderson:** Well, let me say...

1306 **Councilperson McCoy:** Can I finish my conversation?

1307 **Chairperson Miller-Anderson:** Hold on one second. I, I think we're clear on your point.

1308 **Councilperson McCoy:** No., You're not.

1309 **Chairperson Miller-Anderson:** I am.

1310 **Councilperson McCoy:** Because she keeps defending something and I'm going by the
1311 quasi-judicial hearing rules. So, it's...

1312 **Chairperson Miller-Anderson:** Mhmm.

1313 **Councilperson McCoy:** ...not... So, this is different than any other process...

1314 **Chairperson Miller-Anderson:** Right.

1315 **Councilperson McCoy:** ...that we take.

1316 **Chairperson Miller-Anderson:** Mhmm.

1317 **Councilperson McCoy:** So that's why they're sworn in. And quasi-judicial rules
1318 provides simply that we sh'.., must be neutral decision making.., decisionmakers above
1319 politics or outside influence. And...

1320 **Chairperson Miller-Anderson:** [Inaudible].

1321 **Councilperson McCoy:** ...I would hate to have someone who's already reviewed this
1322 and made a decision, to come back and give his opinion on a whole other appellate level,
1323 and now you change your decision based on that, or even raise the possibility that the
1324 decision was changed because we've inserted some...

1325 **Chairperson Miller-Anderson:** But no one...

1326 **Councilperson McCoy:** ...undue influence.

1327 **Chairperson Miller-Anderson:** ...would ever know that because it's...

1328 **Councilperson McCoy:** But it raises an opportunity...

1329 **Chairperson Miller-Anderson:** Okay.

1330 **Councilperson McCoy:** ...is what I'm saying.

1331 **Chairperson Miller-Anderson:** Your point is well taken. I, I agree. I understand where
1332 you're coming from.

1333 [Inaudible audience comment]

1334 **Chairperson Miller-Anderson:** Okay? Anybody else have anything to add, or any
1335 questions regarding the selection or the process or anything? Or, are you ready to make
1336 your decision?

1337 **Councilperson Lanier:** I'm ready to make my decision.

1338 **Chairperson Miller-Anderson:** Mr. Lawson? [Pause]. Anything?

1339 **Councilperson Lawson:** Ready to make my decision, Madam Chair.

1340 **Chairperson Miller-Anderson:** Okay. Mr. McCoy?

1341 **Councilperson McCoy:** I'm ready to make a decision.

1342 **Chairperson Miller-Anderson:** Alright. So, do we have..., are we just going to vote or...,
1343 and it's to deny, their bid.

1344 **City Manager Evans:** [Stammer]...

1345 **Chairperson Miller-Anderson:** Their protest. I'm sorry.

1346 **City Manager Evans:** Madam Chair, if I may? Just as, as a point of, you know,
1347 consideration for the discussion and the action that the Boards will take. As it relates to
1348 this particular contract, I think the, the conversation, or the, the discussion the Bord had,
1349 certainly was a spirited discussion and if there is a desire from the Bord to move forward
1350 with the cancellation of this particular process and go through a competitive process,
1351 certainly [stammer], you know, coming in, now being in the organization, I would like to
1352 have a little bit more input and involvement in the placement of guards, level of service.

1353 Because, I think some of the things that are contained in this, is a copy and paste from
1354 probably a proposal that was executed in, in previous years, and maybe some tweaks
1355 and modifications to it. 'Cause that's sometimes what adds some additional challenges
1356 to these particular process. So, if the Board does move in that direction and wants to go
1357 through the competitive solicitation process again, one of the things that I would bring
1358 back to the Board for consideration, is the Board approving the scope of work and the
1359 level of service that you would like to see at specific facilities, because ultimately, we've
1360 had conversations from Members of, of the Board about armed guards versus unarmed
1361 guards at certain facilities and those type of things. So, I wanted to, to let you know if that
1362 is a direction that the Board wishes to proceed, Staff is prepared and willing to be able to
1363 do that for the good of the City, to be able to bring it back and clear up some of the
1364 concerns that have been articulated as part of this conversation.

1365 So, I did wanna add that to the, to the record for the Board's consideration.

1366 **Chairperson Miller-Anderson:** So, but in the meantime, the current group that's there
1367 will continue on while we go through this process again if we, we choose to go that way?

1368 **City Manager Evans:** That is correct. That we would say that the existing service
1369 provider will continue to be in place until the competitive solicitation process is complete.

1370 **Chairperson Miller-Anderson:** Okay.

1371 **Councilperson McCoy:** Okay. So, if, if there was a way in quasi-judicial process, I
1372 could move to strike, I would certainly strike everything...

1373 **Chairperson Miller-Anderson:** Right.

1374 **Councilperson McCoy:** ...the Manager just said. Because, what you just did, Mr.
1375 Evans, was clearly influence us on what we should do at this point.

1376 [Inaudible comment]

1377 **City Manager Evans:** It wasn't an influence, it was providing you an option.

1378 **Councilperson McCoy:** Right. But, okay. What's before us is clear. The question is
1379 very clear. So, you're saying that you wanna have an opportunity to be a part of the
1380 process, when what was laid out before us, was very clear, was to deny, reject or to...
1381 deny the protest, grant the protest or reject all bids.

1382 **City Manager Evans:** And if you reject, that's the process that I would recommend
1383 that we proceed forward.

1384 **Councilperson McCoy:** [Inaudible] but...

1385 **City Manager Evans:** Not that you would..., not that...

1386 **Councilperson McCoy:** But...

1387 **City Manager Evans:** That, that's how we...

1388 **Councilperson McCoy:** Mr...

1389 **City Manager Evans:** ...would move through the...

1390 **Councilperson McCoy:** Mr. Evans...

1391 **City Manager Evans:** ...rejection process.

1392 **Councilperson McCoy:** ...my question is, is your recommendation proper at this point,
1393 when we're reviewing whether or not they have a valid claim to have..., I mean, do they
1394 have a valid claim? That's, that's all I'm simply asking.

1395 **City Clerk Anthony:** Madam Cahir?

1396 **Chairperson Miller-Anderson:** Yes.

1397 **City Clerk Anthony:** Before you all continue, let me please advise you all that the
1398 motion on the floor was to deal with the presentation.

1399 **Councilperson McCoy:** Right. That's exactly my point.

1400 **City Clerk Anthony:** A, a motion was not made as to whether or not to accept or
1401 deny Staff's recommendation.

1402 **Chairperson Miller-Anderson:** Right.

1403 **City Clerk Anthony:** So, can we just go ahead and just vote upon that, and then
1404 you all move forward with whether or not you wanna make a motion to approve the
1405 Resolution that's being presented, or go a different direction?

1406 **Chairperson Miller-Anderson:** Okay.

1407 **Councilperson Lanier:** Madam Chair?

1408 **Chairperson Miller-Anderson:** Yes.

1409 **Councilperson Lanier:** But, what I'm reading says that the City Council of the City of
1410 Riviera Beach affirming Staff's recommendation to deny Giddens Security Corporation's
1411 bid protest. We're voting on...

1412 **UNK:** No.

1413 **Councilperson Lanier:** ...to deny their bid... This is...

1414 **Councilperson McCoy:** That wasn't...

1415 **Councilperson Lanier:** ...what it's saying.

1416 **City Clerk Anthony:** Madam Chair, the motion was made to hear the
1417 presentations...

1418 **UNK:** Right.

1419 **City Clerk Anthony:** ...only.

1420 **Councilperson Lanier:** So, th'..., so, we're not voting on this particular Item?

1421 **City Clerk Anthony:** Madam Chair, that is...

1422 **City Attorney Wynn:** Right.

1423 **City Clerk Anthony:** We're..., you're not voting on the Resolution...

1424 **Councilperson Lanier:** Okay.

1425 **City Clerk Anthony:** ...that's on the Agenda.

1426 **Councilperson Lanier:** Alright.

1427 **Chairperson Miller-Anderson:** Okay.

1428 **City Attorney Wynn:** Not yet. What happened she read the Res'..., the Clerk read
1429 the Resolution, and then there was a motion and a second to hear the Item. I wrote it
1430 down to make...

1431 **Councilperson Lanier:** Okay.

1432 **City Attorney Wynn:** ...sure that we didn't get confused.

1433 **Chairperson Miller-Anderson:** Okay.

1434 **City Attorney Wynn:** So, the motion on the floor was to hear the Item, and you just
1435 need you..., you've the Item, so it's..., you just need to pass that and then you can decide
1436 what you want your next motion to be.

1437 **Chairperson Miller-Anderson:** Alright.

1438 **Councilperson Lanier:** I gottcha.

1439 **Chairperson Miller-Anderson:** Go ahead. Madam Clerk.

1440 **City Clerk Anthony:** Councilperson Lawson?

1441 **Councilperson Lawson:** Yes.

1442 **City Clerk Anthony:** Councilperson Lanier?

1443 **Councilperson Lanier:** Yes.

1444 **City Clerk Anthony:** Councilperson McCoy?

1445 **Councilperson McCoy:** I don't know what we're voting on.

1446 **Chairperson Miller-Anderson:** You're voting on...

1447 **City Clerk Anthony:** You're voting on the...

1448 **Chairperson Miller-Anderson:** ...hearing the presentation.

1449 **Councilperson McCoy:** We already did that.

1450 **City Clerk Anthony:** I understand but the vote was not taken before the
1451 presentation, to .

1452 **Chairperson Miller-Anderson:** Well, why you didn't say...

1453 **Councilperson McCoy:** So, we're voting after the fact?

1454 **City Clerk Anthony:** Basically, [stammer], Madam Chair.

1455 **Councilperson McCoy:** So, if we say no, then what happens? I mean...

1456 **City Clerk Anthony:** It's already been done, Mr. McCoy.

1457 **Councilperson McCoy:** Okay. So, why you...

1458 **City Clerk Anthony:** I totally understand...

1459 **Councilperson McCoy:** Why are we doing roll call?

1460 **City Clerk Anthony:** ...but we, we, we have...

1461 [Inaudible comment]

1462 **City Clerk Anthony:** ...we have to clear the motion off the floor. Because that's the
1463 standing motion right now.

1464 **Councilperson McCoy:** Yes.

1465 **City Clerk Anthony:** Chair Miller-Anderson?

1466 **Chairperson Miller-Anderson:** Yes.

1467 **City Clerk Anthony:** Unanimous vote. Now, Madam Chair, you all can make a
1468 decision what you want your motion to be. Whoever wants to make the motion.

1469 **Chairperson Miller-Anderson:** Well, isn't the Resolution...

1470 **Councilperson Lanier:** Yeah. You gotta read...

1471 **Chairperson Miller-Anderson:** ...the motion?

1472 **City Clerk Anthony:** The Resolution is what's been read, but you can make a
1473 motion to accept Staff's recommendation or to deny Staff's recommendation.

1474 **Chairperson Miller-Anderson:** We're just voting yes or not for...

1475 **Councilperson McCoy:** No...

1476 **Chairperson Miller-Anderson:** ...the Resolution...

1477 **Councilperson McCoy:** We don't...

1478 **Chairperson Miller-Anderson:** ...right?

1479 **Councilperson McCoy:** We don't...

1480 **Chairperson Miller-Anderson:** We read the Resolution. Correct?

1481 **Councilperson McCoy:** No.

1482 **Chairperson Miller-Anderson:** Or, [inaudible]...

1483 **City Clerk Anthony:** You read the Re'...

1484 **Chairperson Miller-Anderson:** ...read it now?

1485 **Councilperson McCoy:** So...

1486 **City Attorney Wynn:** The Resolution was read, there was no motion as it relates to
1487 the Resolution. You can...

1488 **Chairperson Miller-Anderson:** But don't we need to do that?

1489 **City Attorney Wynn:** You can vote... Right. You can vote it up or down.

1490 **Chairperson Miller-Anderson:** Okay. So, to keep things clean, shouldn't we just do
1491 that?

1492 **City Attorney Wynn:** Right.

1493 **Councilperson Lanier:** [Inaudible] just read it out...

1494 **City Clerk Anthony:** Make a mot'..., I can read the, the heading of...

1495 **Chairperson Miller-Anderson:** Read the Resolution...

1496 **City Clerk Anthony:** ...the Resolution...

1497 **Chairperson Miller-Anderson:** ...and then we will vote on that.

1498 **City Attorney Wynn:** Right.

1499 **City Clerk Anthony:** Okay.

1500 **City Clerk Anthony:** **RESOLUTION NO. 07-20. A RESOLUTION OF THE CITY**
1501 **COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA**
1502 **AFFIRMING STAFF'S RECOMMENDATION TO DENY GIDDENS SECURITY**
1503 **CORPORATION'S BID PROTEST, AND PROVIDING AN EFFECTIVE DATE.**

1504 **Chairperson Miller-Anderson:** Do we have a motion?

1505 **Councilperson Lanier:** So moved.

1506 **Chairperson Miller-Anderson:** Do we have a second?

1507 **Councilperson Lawson:** Second.

1508 **Chairperson Miller-Anderson:** Alright. Did we have any public comment cards on
1509 this?

1510 **City Clerk Anthony:** Madam Chair, we do not have any public comment cards.
1511 Unless...

1512 **Councilperson Lanier:** [Chuckle].

1513 **City Clerk Anthony:** Let me just say..., let me be clear. The first time it was read,
1514 we did not have public comment, and [pause]... Because I was asked this question. We
1515 do not have public comment cards at this time, on this Item. The acceptance of public
1516 comment cards on this Item is now closed.

1517 [Inaudible comment]

1518 **City Clerk Anthony:** Madam Chair, Ms. Paulk put in a public comment card for the
1519 Consent Agenda. This is not Consent Agenda.

1520 [Inaudible audience comment]

1521 **City Clerk Anthony:** Madam Chair, I have two public comment cards from Ms.
1522 Paulk. One of them re: Consent Agenda, one reads public comments.

1523 **Chairperson Miller-Anderson:** Okay. Alright. We haven't gotten to the general public
1524 comments yet. We'll be going there very shortly. Alright. So, we have a, a motion and
1525 a second for this particular Item here?

1526 **City Clerk Anthony:** Yes, Madam Chair.

1527 **Chairperson Miller-Anderson:** Alright. We've had questions and comments already,
1528 or do you all have any additional ones before we vote?

1529 **Councilperson McCoy:** Just repeat back the motion..., I mean, what, what's before us.

1530 **Chairperson Miller-Anderson:** The Resolution Item, as read.

1531 **Councilperson McCoy:** Okay.

1532 **Chairperson Miller-Anderson:** As printed. Alright. Madam Clerk.

1533 **City Clerk Anthony:** Councilperson Lawson?

1534 **Councilperson Lawson:** No.

1535 **City Clerk Anthony:** Councilperson Lanier?

1536 [Pause]

1537 [Inaudible comment]

1538 **Councilperson Lanier:** I'm not sure. Wait a minute, hold on. I'm not sure. 'Cause
1539 you have, like, a double negative in this sentence. I'm trying to figure out...

1540 **Chairperson Miller-Anderson:** Are you agreeing to recommend to deny...

1541 **Councilperson McCoy:** You made...

1542 **Chairperson Miller-Anderson:** ...their protest?

1543 **Councilperson McCoy:** ...the motion to deny...

1544 **City Attorney Wynn:** Are you upholding Staff's recommendation to deny Giddens
1545 protest? Which means that the next...

1546 **Councilperson Lanier:** I am not voting to deny them, no.

1547 **City Attorney Wynn:** Okay.

1548 **Councilperson Lanier:** So what is that? Yes? I mean...

1549 [Chuckles]

1550 **City Attorney Wynn:** It's, it's no.

1551 **Councilperson Lanier:** I, I, I do not want to deny them, so what...

1552 **Chairperson Miller-Anderson:** It's...

1553 **Councilperson Lanier:** ...what is it?

1554 **Chairperson Miller-Anderson:** No.

1555 **City Attorney Wynn:** No.

1556 [Inaudible comment]

1557 **Chairperson Miller-Anderson:** No.

1558 **Councilperson Lanier:** Okay.

1559 **Chairperson Miller-Anderson:** So, what is your vote?

1560 **Councilperson Lanier:** [Chuckle]. I do not want to deny them.

1561 **Councilperson McCoy:** So, no.

1562 **City Attorney Wynn:** Right. It's a no.

1563 **Chairperson Miller-Anderson:** Alright. Pull your microphone down for me. Clerk.

1564 **Councilperson Lanier:** No.

1565 **Chairperson Miller-Anderson:** Go ahead, Clerk.

1566 **City Clerk Anthony:** Councilperson McCoy?

1567 **Councilperson McCoy:** No.

1568 **City Clerk Anthony:** Chairperson Miler-Anderson?

1569 **Chairperson Miller-Anderson:** No.

1570 **City Clerk Anthony:** The motion was not approved. All Councilpersons present
1571 dissented.

1572 **Councilperson McCoy:** Madam Chair?

1573 **Chairperson Miller-Anderson:** Yes.

1574 **Councilperson McCoy:** Can I be recognized for a motion?

1575 **Chairperson Miller-Anderson:** Sure.

1576 **Councilperson McCoy:** I move that we grant Giddens Security Corporation bid
1577 protest. [Pause]. There you go.

1578 **Chairperson Miller-Anderson:** And what happens after that?

1579 [Chuckle]

1580 **Councilperson McCoy:** Then we...

1581 **City Attorney Wynn:** You enter into a contract with them.

1582 **Councilperson McCoy:** Then we...

1583 **City Attorney Wynn:** And we bring that back...

1584 **Councilperson McCoy:** ...bring back...

1585 **City Attorney Wynn:** ...to you.

1586 **Chairperson Miller-Anderson:** But...

1587 **Councilperson Lanier:** Okay. What now?

1588 **Chairperson Miller-Anderson:** Okay. You have a motion on the floor. Who...

1589 **Councilperson McCoy:** So...

1590 **Chairperson Miller-Anderson:** ...anyone second?

1591 **Councilperson McCoy:** So, I'm just...

1592 **Councilperson Lanier:** I'm [inaudible]...

1593 **Councilperson McCoy:** ...doing the opposite of what you did. So you...

1594 **Councilperson Lanier:** [Inaudible]...

1595 **Chairperson Miller-Anderson:** Hold on, hold on. Do we have a second for...

1596 **Councilperson Lanier:** I don't know what...

1597 **Chairperson Miller-Anderson:** ...his motion?

1598 **Councilperson Lanier:** ...it is.

1599 **Chairperson Miller-Anderson:** Say your motion again.

1600 **Councilperson McCoy:** I, I move to grant Giddens Security Corporation' bid protest.

1601 **Chairperson Miller-Anderson:** Okay.

1602 **Councilperson McCoy:** So, I'm...

1603 **Chairperson Miller-Anderson:** Do we have a second?

1604 **Councilperson McCoy:** ...giving them... I'm granting them their protest. So...

1605 **Councilperson Lanier:** Oh, their protest.

1606 **Councilperson McCoy:** ..they, they...

1607 **Chairperson Miller-Anderson:** Even though they were [inaudible].

1608 **Councilperson McCoy:** ...they prevail. They ,they proved their case, is what I'm...

1609 **Councilperson Lanier:** Okay.

1610 **Councilperson McCoy:** ...saying.

1611 **Councilperson Lanier:** Okay.

1612 **Chairperson Miller-Anderson:** Okay. Do we have a second?

1613 **Councilperson Lanier:** I got a second on that.

1614 **Chairperson Miller-Anderson:** Alright. Do we need to get public comment cards for
1615 this?

1616 **City Clerk Anthony:** Madam Chair, that's up to the Board?

1617 **Chairperson Miller-Anderson:** I think...

1618 [Inaudible dais comment]

1619 **Chairperson Miller-Anderson:** ...we'll be okay in terms of not taking it, being that it's
1620 just the opposite. And we didn't have any for that first one. Go ahead.

1621 **Councilperson McCoy:** So, I wanna have [stammer].., now that it's moved and
1622 second, I wanna have a discussion.

1623 **Chairperson Miller-Anderson:** Okay. Go ahead.

1624 **Councilperson McCoy:** Okay. So, we're at this point, right? And this is why I kinda
1625 wanted to caution the Members about.., so, I'm, I'm certainly open for any amendments,
1626 but, you know, I've been in that chair where Giddens is, and you have to rely on what's
1627 on the paper, and I think, I think they made a compelling case that it could be ambiguous,
1628 it could be arbitrary. I think, perhaps, even.., we got great Staff so, erroneous is definitely
1629 not something that I would agree with but, nonetheless, I would.., I do believe that we
1630 should have Staff to go back and draft something. However, I have some concerns
1631 because I haven't reviewed the contract before going forward as to what that provides as
1632 far as length, and some other processes, like, some deliverables or expectations. So, I
1633 certainly would like for it to come back. And, [pause], yeah. That's what I would like to
1634 do, I would like to grant their protest, but I'm concerned, even if we grant their protest, is
1635 it based on what they presented is now what we consider factual or do we have to give
1636 some direction to Staff as to what we expect? Because, even if we take Mr. Giddens
1637 numbers...

1638 [Inaudible comments]

1639 **Councilperson McCoy:** ...I don't necessarily think that that puts him in the position of
1640 being...

1641 [Inaudible comment]

1642 **Councilperson McCoy:** ...the next selected if we say that the process Staff used was
1643 not what was laid out.

1644 **Councilperson Lanier:** Madam Chair?

1645 **Chairperson Miller-Anderson:** Hold on. Did you have something else, Mr. McCoy?

1646 **Councilperson McCoy:** That's it.

1647 **Chairperson Miller-Anderson:** Ms. Lanier.

1648 S: No. I, I, I disagree with that. I think that the security firm, Giddens, made their,
1649 made their point. They, they proved their case. And, because of that.., and it was
1650 [stammer] it was a simple numbers game. They proved their case and I think that we
1651 need to move forward.

1652 **Councilperson McCoy:** Right. But, even if you look at the numbers, even if they
1653 proved their case and their numbers are, in fact, true, based on the scoring sheet, that
1654 doesn't necessarily put them in.., next in line to be awarded the contract.

1655 **UNK:** Hmm.

1656 **Councilperson Lawson:** Madam Chair?

1657 **Chairperson Miller-Anderson:** Yes.

1658 [Inaudible comment]

1659 **Councilperson Lawson:** Based on the numbers of responsive...

1660 **Councilperson McCoy:** Is it...

1661 **Councilperson Lawson:** ...bidders, it would actually make them...

1662 **Councilperson Lanier:** Yes.

1663 **Councilperson Lawson:** ...the next in line.

1664 **Councilperson Lanier:** It would do...

1665 **UNK:** Yeah.

1666 **Councilperson Lawson:** Because TriCorp's was actually...

1667 **UNK:** Right.

1668 **Councilperson Lawson:** ...a nonresponsive...

1669 **Chairperson Miller-Anderson:** Right.

1670 **Councilperson Lawson:** ...based on what...

1671 **Councilperson McCoy:** Oh...

1672 **Councilperson Lawson:** ...Mr. Little said.

1673 **Chairperson Miller-Anderson:** Yeah. Their references.

1674 **Councilperson Lawson:** TriCorp's woulda been.., if they would've had been
1675 responsive, then they would've been the next lowest but if you throw them, throw out
1676 Deluxe, then Giddens would actually be...

1677 **Councilperson Lanier:** The next...

1678 **Councilperson Lawson:** ...the lowest.

1679 **Councilperson Lanier:** ...one in line.

1680 **Councilperson McCoy:** So, what's happens to American Guard?

1681 **Councilperson Lawson:** Because of the pricing...

1682 **Chairperson Miller-Anderson:** They weren't...

1683 **Councilperson Lawson:** I'm sorry. Madam Chair?

1684 **Chairperson Miller-Anderson:** Go ahead.

1685 **Councilperson Lawson:** Their pricing for their armed guards, based on the numbers
1686 that Gidden' provided, hours...

1687 **Councilperson McCoy:** Okay.

1688 **Councilperson Lanier:** Yep. They would be...

1689 **Councilperson Lawson:** ...it, it... They'd be well overpriced.

1690 **Councilperson Lanier:** Exactly.

1691 **Councilperson Lawson:** So Gidden would be lowest responsive.

1692 **Councilperson McCoy:** Alright. Fair enough. I didn't., but, it doesn't show TriCorps
1693 on here, but I do recall us saying that they were...

1694 **Councilperson Lawson:** Nonresponsive.

1695 **Councilperson McCoy:** Nonresponsive.

1696 **Chairperson Miller-Anderson:** Yeah.

1697 **Councilperson McCoy:** Okay.

1698 **Chairperson Miller-Anderson:** They, they didn't put it down there in the comments, but
1699 they said their references didn't check out. Didn't respond, rather.

1700 **City Attorney Wynn:** Just to make it clear, when there's an invitation for bid, the
1701 actual contract is attached to that. There is nothing that comes back to you. It's a one
1702 year contract with four twelve month renewals. If it were a request for a proposal, the
1703 contract would come back to you. Or, it would have accompanied the Item.

1704 **Chairperson Miller-Anderson:** Right.

1705 **Councilperson Lawson:** Right.

1706 **City Attorney Wynn:** The bi'.., when you have...

1707 **Councilperson McCoy:** S'...

1708 **City Attorney Wynn:** ...a bid, the contract is already is already attached. So, when
1709 you approve this tonight, you're approving the contract as well.

1710 **Councilperson McCoy:** Well that, that's not what we're gonna do then.

1711 **Councilperson Lanier:** Well, I...

1712 **Councilperson McCoy:** We, we can...

1713 **Councilperson McCoy:** ...beg to differ.

1714 **Councilperson McCoy:** Well, how? If you haven't...

1715 S: Well, it, it...

1716 **Councilperson McCoy:** ...even seen the contract?

1717 **Councilperson Lanier:** ...it goes for a vote. I mean, that's how it works.

1718 **City Clerk Anthony:** Madam Chair, Mr...

1719 **Councilperson Lanier:** We don't just arbitrarily...

1720 **Chairperson Miller-Anderson:** Hold on, hold on.

1721 **Councilperson Lanier:** ...say it's not going to work.

1722 **City Clerk Anthony:** Mr. McCoy, you were the one that the made the motion. If
1723 you so desire, you can withdraw your motion.

1724 **Councilperson McCoy:** So, let me, let me clear. So, you're gonna agree to a contact
1725 that we haven't seen. And we already...

1726 **City Attorney Wynn:** It's in..

1727 **Councilperson McCoy:** So...

1728 **City Attorney Wynn:** ...your backup. Excuse...

1729 **Councilperson McCoy:** I know.

1730 **City Attorney Wynn:** ...me, sir.

1731 **Councilperson McCoy:** So, but it's not.., and so, it's in the backup of the Norred Item?

1732 **City Attorney Wynn:** It's in the backup... No. To deny Giddens Security
1733 Corporation, in, in the protest Item.

1734 **City Manager Evans:** Madam Chair?

1735 **City Attorney Wynn:** If you flip...

1736 **City Manager Evans:** I'm sorry.

1737 **City Attorney Wynn:** If you... I'm sorry. Go ahead, Mr. Manager.

1738 **City Manager Evans:** If, if I may? And, and this is a question for Legal and
1739 Procurement, can the Board authorize the award of the bid to Giddens and direct Staff to
1740 work on a contract and bring that back? So, basically, separating it to the point where
1741 they have effectively awarded it, and then bringing the corresponding contract back to
1742 alleviate and address some of the concerns that the Board has articulated at this
1743 evening's meetings, or do you have to take it in one action?

1744 **Chairperson Miller-Anderson:** But what would we change...

1745 **Councilperson McCoy:** No...

1746 **Chairperson Miller-Anderson:** ...in the contract if it's, if it's normally attached?

1747 **Councilperson McCoy:** Because listen, we already have the confusion about whether
1748 we're going with armed or unarmed, and what that really looks like and, you know, what...

1749 [Inaudible comment]

1750 **Councilperson McCoy:** And then too, here's the other thing. There are some very
1751 particular things that I'm gonna ask for to be placed in the contract, and who these people
1752 are to re'.., I'm sorry, who these officers are to report to, and how we cure certain
1753 remedies, because I've observed things that I would like to see going forward that we, as
1754 a City, are more proactive about that... In, in fact, they are two independent things. So,
1755 the contract is separate than us granting the bid protest. I mean...

1756 **Councilperson Lanier:** Madam Chair?

1757 **Chairperson Miller-Anderson:** Yes.

1758 **Councilperson Lanier:** What motion do we have on the table?

1759 [Chuckle]

1760 **City Attorney Wynn:** It's a motion to grant Giddens bid protest.

1761 **Councilperson Lanier:** Okay. We.., can we call the question on that, please?

1762 **Councilperson McCoy:** Yeah, but, let's... Can we get clarity?

1763 **UNK:** [Inaudible].

1764 **City Attorney Wynn:** To answer the question regarding the negotiations, typically,
1765 that's not done in an invitation for bid. However, if we were to do that, and if they were
1766 amenable to it, the one thing we have to make sure, Mr. Manager, is that we don't
1767 significantly deviate and, therefore, change the terms...

1768 **Councilperson Lanier:** Of the scope.

1769 **City Attorney Wynn:** ...of the original...

1770 **Interim Procurement Director Little:** Right.

1771 **City Attorney Wynn:** ...bid to begin with.

1772 **Councilperson Lanier:** Exactly.

1773 **City Attorney Wynn:** Because then we would have to cancel the bid and send it
1774 back out so that everyone has the same opportunity.

1775 **Interim Procurement Director Little:** Right.

1776 **Councilperson Lanier:** Exactly.

1777 **Councilperson McCoy:** Right.

1778 **Councilperson Lawson:** Madam Chair?

1779 **Chairperson Miller-Anderson:** Go ahead, Mr. Lawson.

1780 **Councilperson Lawson:** If we did cancel the bid and send it back out, our current
1781 contract would remain in place with Gidden? As our security company? Until that bid
1782 goes through?

1783 **City Manager Evans:** That would be the, the course of action that we would utilize.
1784 Yes. We would not have any lapse of service.

1785 **City Attorney Wynn:** Right.

1786 **Councilperson Lanier:** [Inaudible].

1787 **Chairperson Miller-Anderson:** Alright. So, the motion on the floor is to grant their bid
1788 protest. So, are we ready to call the question on that?

1789 **Councilperson Lanier:** Yes.

1790 **Chairperson Miller-Anderson:** Alright. Madam Clerk.

1791 **City Clerk Anthony:** Councilperson Lawson?

1792 **Councilperson Lawson:** Yes.

1793 **City Clerk Anthony:** Councilperson Lanier?

1794 **Councilperson Lanier:** Yes.

1795 **City Clerk Anthony:** Councilperson McCoy?

1796 **Councilperson McCoy:** Yes.

1797 **City Clerk Anthony:** Chair Miller-Anderson?

1798 **Chairperson Miller-Anderson:** Yes.

1799 **City Clerk Anthony:** Unanimous vote.

1800 **Chairperson Miller-Anderson:** Alright.

1801 **Councilperson McCoy:** So, where exactly is this contract, because it's not in this Item
1802 that we're on.

1803 **City Attorney Wynn:** Yes.

1804 **Councilperson Lanier:** Madam Chair?

1805 **Chairperson Miller-Anderson:** Yes.

1806 **City Attorney Wynn:** It is. It's, it's attached to.., it's right after the, the Resolution.
1807 You should see it. It starts with general information to bidders. That's all included as
1808 part.., an invitation for bid. There are standard terms and conditions...

1809 **Councilperson McCoy:** Okay. You must be looking at a hardcopy but it's not in the
1810 digital copy that I was looking at.

1811 **City Attorney Wynn:** Okay. I am looking at a hardcopy.

1812 **Councilperson McCoy:** So, well, if that's the case, I guess we can go ahead and
1813 delete the other Item off of the Agenda, regarding...

1814 **Chairperson Miller-Anderson:** Well, we haven't [stammer]...

1815 **City Attorney Wynn:** When we... Yeah.

1816 **Chairperson Miller-Anderson:** Can we finish up...

1817 **City Attorney Wynn:** When we get to it. Right.

1818 **Chairperson Miller-Anderson:** Yeah. We'll get there...

1819 **Councilperson Lanier:** Madam Chair?

1820 **Chairperson Miller-Anderson:** ...in a second. Yes.

1821 **Councilperson Lanier:** I'd like to make a motion to award the bid to Giddens Security.

1822 **Chairperson Miller-Anderson:** Alright. Do we have a second? [Pause]. Do we have
1823 a second?

1824 **UNK:** [Inaudible].

1825 **Chairperson Miller-Anderson:** Dies for lack of a second.

1826 [Inaudible audience comment]

1827 **Chairperson Miller-Anderson:** Alright. Do we have another motion?

1828 **Councilperson McCoy:** Well, I would like to see us go back and work on it with Staff,
1829 in the language. Because, again, there are some concerns that I would like to address.

1830 **Chairperson Miller-Anderson:** Alright. So, you would like to make a motion to send it
1831 back out for bid?

1832 **Councilperson McCoy:** Well, I think that's what has to happen. D. Lawson at Norred
1833 dot com is...

1834 **Chairperson Miller-Anderson:** Alright. So, what...

1835 **Councilperson McCoy:** Is that you?

1836 **Chairperson Miller-Anderson:** ...is your motion, Mr...

1837 [Inaudible comment]

1838 **Chairperson Miller-Anderson:** ...McCoy?

1839 **Councilperson McCoy:** No.

1840 **Chairperson Miller-Anderson:** What?

1841 **Councilperson McCoy:** I don't wanna make a motion.

1842 **Chairperson Miller-Anderson:** You don't wanna make a motion.

1843 **Councilperson McCoy:** We don't just., I mean, we don't have a contract in front of us
1844 so we can't just award it, right?

1845 **Chairperson Miller-Anderson:** I didn't say to make a motion to award it, I said do you
1846 want to make a motion to...

1847 **Councilperson Lanier:** I make a motion to...

1848 **Chairperson Miller-Anderson:** ...cancel it and go...

1849 **Councilperson Lanier:** ...award out, which it means...

1850 **Chairperson Miller-Anderson:** ...back out for bid?

1851 **Councilperson Lanier:** ...that they be'., they became the next, next...

1852 **Chairperson Miller-Anderson:** You already did your motion..

1853 **Councilperson Lanier:** ...company in line.

1854 **Chairperson Miller-Anderson:** ...and it died.

1855 **Councilperson Lanier:** Right. They, they became the next company in line to get the
1856 bid. What are we waiting for?

1857 **Chairperson Miller-Anderson:** Huh? What now? I'm sorry. What...

1858 [Chuckles]

1859 **Councilperson Lanier:** Gidden Security, given the fact that we just rejected their., or
1860 actually accepted it.

1861 **City Attorney Wynn:** Granted it.

1862 **Councilperson Lanier:** Granted their protest. Which means that they're back in the
1863 game now, which means that they're the next in line for this., for this bid.

1864 **Councilperson McCoy:** Right. But...

1865 **Councilperson Lanier:** So, why would we not move forward...

1866 **Chairperson Miller-Anderson:** Hold on.

1867 **Councilperson Lanier:** ...with awarding them the bid?

1868 **Chairperson Miller-Anderson:** Well, for me... Well, I haven't decided on what I'm
1869 going to do yet, but I just want to make sure that... I, I have a issue with the scope of
1870 work saying armed and if we were to stick with what that said., I, I believe it should say
1871 unarmed and armed and it should be a little more specific as to how many we need and...,
1872 or, at, at...

1873 **Councilperson Lanier:** And I...

1874 **Chairperson Miller-Anderson:** ...minimum anyway.

1875 **Councilperson Lanier:** ...I totally, I totally...

1876 **Chairperson Miller-Anderson:** There's some more detail...

1877 **Councilperson Lanier:** ...agree with you, Madam Chair, but that, that's, that's unfair
1878 to the people who bid and this, this lingering protest they've been..., that's been going on.

1879 **Chairperson Miller-Anderson:** So...

1880 **Councilperson Lanier:** We have a lingering protest here, we've decided that they did
1881 prove their case, that the next in line... I mean, I, I., it just makes sense to move forward.

1882 **Chairperson Miller-Anderson:** Um...

1883 [Inaudible comments]

1884 **Councilperson McCoy:** So, Madam Attorney and Assistant, so, are we limited to only
1885 armed if we accept this award because of...

1886 **City Attorney Wynn:** No. The, the, the, the scope of work was specific as it relates
1887 to the number of armed guards but the very..., I think the second line in the scope of work
1888 says that we are looking for armed and unarmed guards.

1889 **Chairperson Miller-Anderson:** Well, it said it in the beginning.

1890 **Councilperson McCoy:** Yeah. But...

1891 **City Attorney Wynn:** Right.

1892 **Chairperson Miller-Anderson:** But he never referenced it throughout the, the bullet'...,
1893 the numbered items.

1894 [Inaudible comments]

1895 **Chairperson Miller-Anderson:** Even under where it says City Hall security guards, it
1896 talks about armed.

1897 **City Attorney Wynn:** It says armed and unarmed...

1898 **Councilperson McCoy:** But, but even..., but, but, but, but Mr..., Mr. Manager, even
1899 though what this ITB is asking for, is for security officers, two at City Hall, two at Public
1900 Safety Complex. We're using more than that anyways, am I right?

1901 **Chairperson Miller-Anderson:** Well, City Hall [inaudible] says two or more.

1902 **City Manager Evans:** It, it does, it does fluctuate depending on events and
1903 programs. Specifically, you can see that we've got a, a guard that's here outside of the
1904 Council Chamber, and that was just a modification that we said we wanted to increase
1905 security as it relates to our Council meetings. So, we worked with our vendor, and our
1906 vendor said, 'Okay. This is the cost associated with it,' and they added. So, there is times
1907 where it's a fluid contract, where we say that we want more [stammer].., armed or
1908 unarmed or, or those of things. So, the level of service, for the most part, is determined
1909 by the needs of the City at that particular time.

1910 **City Attorney Wynn:** And, excuse me. To the Manager's point, on the second page
1911 of the scope of work, it says that specific duties and responsibilities of security guards at
1912 each location shall vary and will be assigned by each facility manager. The C'..., and that
1913 the City will provide the written procedures for each facility.

1914 So we have the opportunity, as the Manager just stated, to vary the duties and
1915 responsibilities and make this a fluid contract, which it is.

1916 **Councilperson McCoy:** Okay. Well, I wanna make it a fluid contract by awarding it,
1917 but I would like to see what that contract looks like before we...

1918 [Inaudible comment]

1919 **Councilperson McCoy:** ...move act'.., I mean can.., I mean, you know, I would second
1920 Councilwoman Lanier's action but I wanna see it come back in writing before we solidify
1921 it, I guess subject to the contract.

1922 **City Attorney Wynn:** My understanding is that the Giddens firm is amenable to
1923 further negotiating or specifying with more clarity, the scope of work in the.., in the
1924 contract. Of course, that wouldn't change the rates.

1925 **Councilperson McCoy:** Okay. Well, I would.., I'd be open to awarding it. But I, you
1926 know, there are some things that I wanna make sure that I send to City Administration,
1927 because, you know, it gets.., you know, here's the problem that I've seen with security.
1928 You know, one time there was a occurrence where something happened with a security
1929 officer and I was told that it has to be.., we have to contact Purchasing. Well, they leave
1930 at 5:00 o'clock. After hours, we need to make sure that there is some supervision as to
1931 who our point person is, or who our contact department is after hours. And there are
1932 some other concerns that I'll let City Administration, you know, deal with. But certainly, I
1933 would support doing the award.

1934 **City Manager Evans:** And, Councilman McCoy, to your point, one of the conditions
1935 that we would ask and, and the modification, is...

1936 [Inaudible comment]

1937 **Councilperson McCoy:** ...that the point and the security elements will be managed
1938 out of the City Manager's office. It wouldn't be something that Procurement would, would
1939 manage. We would manage the deployment and the contract for security.

1940 **Councilperson McCoy:** Okay.

1941 **Chairperson Miller-Anderson:** Alright. So, do we have a motion?

1942 **Councilperson Lanier:** Here I go again. I'd like to make a motion award the contract
1943 bid to Giddens Security with the caveat that the contract will be looked at, modified with
1944 the concerns of the Council.

1945 **Chairperson Miller-Anderson:** Do we have a second?

1946 **Councilperson McCoy:** Second.

1947 **Chairperson Miller-Anderson:** Alright. Madam Clerk.

1948 **City Clerk Anthony:** Councilperson Lawson?

1949 **Councilperson Lawson:** Yes.

1950 **City Clerk Anthony:** Councilperson Lanier?

1951 **Councilperson Lanier:** Yes.

1952 **City Clerk Anthony:** Councilperson McCoy?

1953 **Councilperson McCoy:** Yes.

1954 **City Clerk Anthony:** Chair Miller-Anderson?

1955 **Chairperson Miller-Anderson:** Yes.

1956 **City Clerk Anthony:** Unanimous vote.

1957 **Chairperson Miller-Anderson:** Alright. It's 7:40.

1958 **COMMENTS FROM THE PUBLIC – 7:30 P.M. – NON-AGENDA ITEM SPEAKERS**
1959 **(Three Minute Limitation)**

1960 **Chairperson Miller-Anderson: PUBLIC COMMENT SHOULD BE RESTRICTED TO**
1961 **ISSUES, MATTERS OR TOPICS PERTINENT TO THE CITY OF RIVIERA BEACH.**
1962 **PLEASE BE REMINDED THAT THE CITY COUNCIL HAS ADOPTED RULES OF**
1963 **DECORUM GOVERNING PUBLIC CONDUCT DURING OFFICIAL MEETINGS, WHICH**
1964 **HAS BEEN POSTED AT THE ENTRANCE OF THE COUNCIL CHAMBERS. IN AN**
1965 **EFFORT TO PRESERVE ORDER, IF ANY OF THE RULES ARE NOT ADHERED TO,**
1966 **THE COUNCIL CHAIR MAY HAVE ANY DISRUPTIVE SPEAKER OR ATTENDEE**
1967 **REMOVED FROM THE PODIUM, FROM THE MEETING AND/OR THE BUILDING, IF**
1968 **NECESSARY. PLEASE GOVERN YOURSELVES ACCORDINGLY.**

1969 **City Clerk Anthony:** Madam Chair, the acceptance of public comment cards for
1970 this particular section of the Agenda is now closed. Doretta Paulk, Cindy March, Ms.
1971 Williams.

1972 **Ms. D. Paulk:** Good evening. My name is...

1973 **Chairperson Miller-Anderson:** Good evening.

1974 **Ms. D. Paulk:** ...is Doretta Paulk and I'm a resident of the City of Riv'..., Riviera
1975 Beach.

1976 I'm, I'm elated to see that Gillian will be getting the [stammer]..., serving us as
1977 security, continuing servicing our security. They are very outstanding, I think they're very
1978 professional and very courteous and we do need them. We do need Gillian. And because
1979 we need all added security that we can get for the City of Riviera Beach. For the saving
1980 of the lives. 'Cause, as we can see through'..., throughout the country with the things
1981 that's happenings, the killings, unnecessary killings and, and..., that's going on. And we
1982 do need that. And, I think this is a very reputable company, Gillians, and I'm glad that
1983 you all voted to keep them [stammer] abraded on our, in our City.

1984 I wanna talk about the Building the Bridge of Harmony. That was a very lovely,
1985 lovely activity that was given for all the seniors of Riviera Beach, and the keynote speaker,
1986 Mrs. Tara Bowton [sp], she was phenomenal, phenomenal. And, it is about building the
1987 bridge of harmony, peace and love. And I hope we can continue to build that and
1988 understand why it's definitely necessary. I wanna also thank Councilman Lawson. He
1989 has given several little activities for us seniors. Thank you very much. We do certainly
1990 appreciate it. We appreciate Mr. Blankenship and Ms. Gwen Oats, at the senior citizen,
1991 Lindsey Davis. We have..., giving..., a opening, opportunity for other seniors to join Lindsey
1992 Davis senior citizen. We have so many activities. We have line dancing, under the
1993 direction of Mr. Dennis Mosley. We have also senior citizens that, they have arts and
1994 crafts, jewelry making. We go on field trips, we do a lot of numerous activities. And we
1995 have..., also, the seniors have exercise class for seniors that, that can't do the line dancing.
1996 We have numerous activities and if you want to join, don't hesitate to put in the application
1997 to Mrs. Gwen Oats.

1998 And I thank you very much for everything.

1999 **Chairperson Miller-Anderson:** Thank you.

2000 **Ms. D. Paulk:** And also, I wanna thank the City Manager for [stammer] going
2001 beyond his scope and trying to keep the..., our light on 20th Street, so far, on and I thank
2002 you. I thank you. And if the..., the Department of Public Works or whatever, not our Public
2003 Works but the county, we still would like to speak with him, the community would like to
2004 speak with him...

2005 **Chairperson Miller-Anderson:** Thank you.

2006 [Timer]

2007 **Ms. D. Paulk:** ...[inaudible] keep our light abreast.

2008 I thank you very much.

2009 **Chairperson Miller-Anderson:** Thank you.

2010 **City Clerk Anthony:** Cindy March, Ms. Williams. After Ms. Williams, Madam Chair,
2011 that will conclude public comment.

2012 **Ms. C. March:** Good evening. I'm City March.

2013 **Chairperson Miller-Anderson:** Good evening.

2014 **Ms. C. March:** I'm asking.., ya'll had this conversation going back and forth with the
2015 Giddens Security. Ya'll didn't have no conversation like that when you hired the young
2016 lady making \$81,000 and only have a high school diploma. She have nineteen years'
2017 experience , but not in the filed that you hired her for. You never talked about the different
2018 people that went for the job. You all just hired her. You know, Evans, to you, you got
2019 your hands in everything. I understand you're a City Manager, but you wanna be the
2020 leader of everything. Your Council needs to have.., just like Tradrick was saying, and I'm
2021 glad he put you out like that because that could be a, a.., end up in a courtroom
2022 somewhere, being prejudice towards the Gidden, who's trying to get the security job. You
2023 have to listen to people out. You shouldn't have all the say so with your Council. Why
2024 we go vote for the Council if they don't have no say so? So, sometime you have to listen
2025 to the other person. You just can't get a contract and just give it to the City Manager and
2026 none of the rest of the Councilpeople had a chance to look at it. Then, you get up here,
2027 you bicker and thinking you're arguing with one another but it's not fair when something'
2028 not provided to you and [inaudible] enough time to make a right decision. That way, it
2029 don't come back to bite the Council, nor the City Manager. I mean, fair is fair. A woman
2030 ain't been to the City for three months and you all give her \$81,000 with just a high school
2031 diploma? And then you rebut her. I wasn't here 'cause I leave when I get through
2032 speaking. You rebutted so sarcastic like as if you're God. God is a God of a second
2033 chance and he gave you a second chance. Okay? So don't forget your second chance.
2034 Okay? 'Cause you can be questioned. Who is you that you can't be questioned? I wanna
2035 be able to come and talk to you, or get an understanding. I don't wanna put no bad
2036 mouth'.., or name on you, who you are. Who am I to judge? But don't talk about don't
2037 question you. Yeah, you can be questioned. These taxpayer's money.

2038 And being fair with everybody, you had somebody over here that did a great job,
2039 that brought in over \$9M, which was Ladi March and you, you.., before, before you left
2040 here, and even when you left here. They communicated with you. You all had my niece
2041 arrested, so it's personal with me. And I know you all are tired of me sayin' this, but it's
2042 personal. It's not that she knew Lynne Hubbard. She.., ya'll even invested in her to go
2043 get her credentials. She got her credentials on an international level and then you all ran
2044 a platform of political, about get rid of Ladi March and bring back Evans. That's not the
2045 way you do the City. This is not a political game, this is about the people. The people.
2046 You done walked them shoes before and losing your job, and had to sue. So you know

2047 what's it all about. And it can happen again. Don't think it can't happen again. Okay? I,
2048 I'm very frustrated with you right [inaudible] now.

2049 And Mr. Lawson, I just wanna give a, a hats off to you. You're doing a good job.
2050 Continue to advocate for the mental illness but instead of ya'll voting for all these buildings
2051 with chemicals and trucks, get a place and resource where these people can go.

2052 **Chairperson Miller-Anderson:** Thank you.

2053 **Ms. C. March:** Because mental illness...

2054 [Timer]

2055 **Ms. C. March:** ...is real. I am one of them.

2056 **Chairperson Miller-Anderson:** Thank you, Ms. March.

2057 **Ms. C. March:** You have a great night.

2058 **City Clerk Anthony:** Mrs. Williams.

2059 **Ms. C. March:** [Inaudible] making \$81,000..

2060 **Ms. D. Williams:** Good evening.

2061 **Chairperson Miller-Anderson:** Good evening.

2062 **Ms. D. Williams:** Council, and to the citizen s and those that watch the television.

2063 Ms. Lanier...

2064 **City Clerk Anthony:** Can you speak into the microphone, please, Ms. Williams?

2065 **Ms. D. Williams:** You are my Councilperson. I'm very proud of you tonight. Very
2066 proud. I'm glad you vote for Gidden. I think they should stay here. Maybe some of the
2067 other people that say they got problems with them, maybe you need to look into what
2068 problems they had with some' at Gidden. 'Cause some people.., they say it to me about
2069 some things. But, I do thank ya'll for being here, everybody here tonight.

2070 And, Mr. Evans, you say.., 'cause Mr. McCoy brought out, said you already seen
2071 the contract and you knew about it before they.., you come up here. So, it wasn't no new
2072 thing to you, that Gidden should still be rewarded. Go on while you keep, Ms. Lanier, the
2073 way keep bouncing around and around. And kicking it down and bringing it up. Just go
2074 on and get the people that... They co'.., when I come here during the daytime and night,
2075 they're nice to me. They do their job professional, so I think they should be rewarded
2076 their contract back. You know?

2077 And I don't know, did you decide on a Chief yet? [Pause]. Have ya'll decided on
2078 a Chief yet, Mr. Evans? [Pause]. No? [Chuckle]. But anyway, I told you who I was in
2079 favor of, but I, I'm supporting him wholeheartedly because of his credentials and for his
2080 life here in this City. Raised up and cut. Worked with you and the City and the Council.

2081 Some might not think, but I think it should be Mr., Interim Chief should be our Chief. I
2082 don't know what you..., ya'll have decided but I'm supporting him wholeheartedly. And I
2083 think he should receive that award. And if you're bringing people from outta state, into
2084 our City, he know our City. He know, he know us family members. We know.

2085 Mrs. Paulk was saying about the, the things that they do at Lindsey Davis and stuff
2086 they do. But when [inaudible] stuff ready for the youth people here? Is that what we're
2087 gonna do up on 13th Street, that Riviera Beach place there, where they're tearing down?
2088 Where they said they're gonna make it a warehouse? So, I hope we get some more lands
2089 and stuff up for our youth and for the City. And I still don't have the clarity on, when you
2090 say on the east side, and on the west side. I want some clarification on that, about when
2091 will the east side start being receiving from the federal government, from the county and
2092 from the City to fix up on the east side? We need some stuff fixed up on the west side. I
2093 live on the west side and I'm gonna continue to ask for that. And I want some more clarity.
2094 I know you answered but that's not what I was looking for. So, we need to find out when
2095 will this over? How long has this been going..., that the City been split [stammer] the
2096 government federally? Gave on the east side. Remember now, we're still on the west
2097 side. This ain't but one City. Is that what they say?

2098 [Timer]

2099 **Chairperson Miller-Anderson:** Thank you. That's it for public comment?

2100 **City Clerk Anthony:** That concludes.

2101 **Chairperson Miller-Anderson:** Alright.

2102 **8. Chairperson Miller-Anderson:** Item No. 8.

2103 **City Clerk Anthony:** Madam Chair, this Resolution was to award the bid to...

2104 **Councilperson McCoy:** This is deleted.

2105 **City Clerk Anthony:** ...Norred & Associates. So, Legal, do we still read into the
2106 record or do we move forward to the next Item?

2107 **Councilperson Lawson:** Madam Chair?

2108 **City Manager Evans:** You would just...

2109 **City Clerk Anthony:** It, it is new. I'm well aware but...

2110 **City Manager Evans:** Madam Chair, if I may? I think procedurally, what would
2111 happen is the Clerk would read the Resolution and hen the Council would vote not to hear
2112 the Item. And then, effectively, it makes the Item dissipate and move on to the next Item.

2113 **City Attorney Wynn:** Right. Or to delete it after...

2114 **City Manager Evans:** Or to delete it.

2115 **City Attorney Wynn:** ...she reads it.

2116 **City Manager Evans:** Yeah.

2117 **Councilperson Lawson:** Madam Chair?

2118 **Chairperson Miller-Anderson:** Delete it when?

2119 **City Attorney Wynn:** After she reads it into the record so that the record will reflect
2120 what you're deleting.

2121 **Chairperson Miller-Anderson:** Okay. So you don't have to take a vote on it?

2122 **City Attorney Wynn:** On the motion to delete, if that's...

2123 **Chairperson Miller-Anderson:** Make a motion to...

2124 **City Attorney Wynn:** Correct.

2125 **Chairperson Miller-Anderson:** Okay. So, you just make a motion to delete it after
2126 she... I mean, can we just make a motion to delete it or she has to read it in?

2127 **City Clerk Anthony:** I do not have to read it in. You can just make a motion to
2128 delete the Item from the Agenda.

2129 **Chairperson Miller-Anderson:** Alright. Do we have a motion?

2130 **Councilperson Lawson:** Madam Chair?

2131 **Chairperson Miller-Anderson:** Yes.

2132 **Councilperson Lawson:** Did we skip No. 6?

2133 **Chairperson Miller-Anderson:** No., 6? Where is six?

2134 **City Manager Evans:** Yes.

2135 **City Clerk Anthony:** Yes, we did.

2136 **Chairperson Miller-Anderson:** What is six?

2137 [Chuckles]

2138 **Chairperson Miller-Anderson:** I'm sorry.

2139 [Inaudible comments]

2140 **Chairperson Miller-Anderson:** Alright. So, we're not at No. 8 yet.

2141 [Chuckles]

2142 **Councilperson Lanier:** So, we're not...

2143 **6. Chairperson Miller-Anderson:** Item No. 6.

2144 **Councilperson Lawson:** Right.

2145 **Chairperson Miller-Anderson:** Yeah. [Inaudible].

2146 **City Clerk Anthony:** **RESOLUTION NO. 004-20. A RESOLUTION OF THE CITY**
 2147 **COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA...**

2148 **Chairperson Miller-Anderson:** We can't always [inaudible].

2149 **City Clerk Anthony:** ...**AWARDING BID NO. 985201 TO WALKER DESIGN AND**
 2150 **CONSTRUCTION OF BOCA RATON, FLORIDA FOR THE CONSTRUCTION OF A**
 2151 **METAL APPARATUS COVER AT TEMPORARY FIRE STATION 88, LOCATED AT**
 2152 **THE EXISTING PUBLIC WORKS FACILITY, IN THE AMOUNT OF \$218,500,**
 2153 **AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE CONTRACT,**
 2154 **AUTHORIZING THE CITY MANAGER TO APPROVE CHANGE ORDERS UP TO TEN**
 2155 **(10%) PERCENT, AUTHORIZING THE DIRECTOR OF FINANCE AND**
 2156 **ADMINISTRATIVE SERVICES TO MAKE PAYMENT FOR SAME FROM PROJECT**
 2157 **NO. 18034, AND PROVIDING AN EFFECTIVE DATE.**

2158 **TERRENCE N. BAILY, INTERIM PUBLIC WORKS DIRECTOR (561) 845-4080**

2159 **City Clerk Anthony:** Madam Chair, we do not have any public comment cards on
 2160 this Item. The acceptance of public comment cards on this Item is now closed.

2161 **Chairperson Miller-Anderson:** Okay. We have a motion?

2162 **Councilperson McCoy:** So moved.

2163 **Councilperson Lanier:** Second.

2164 **Chairperson Miller-Anderson:** Alright. Mr. Manager.

2165 **City Manager Evans:** Madam Chair, the Item before you is to ask for the expenditure
 2166 amount of \$218,500 to construct a temporary structure over the fire station 88. The
 2167 Interim Fire Station 88, the City has approximately \$6M budgeted for the purposes of
 2168 design and reconstruction of new Fire Station 88. This particular structure would go over
 2169 the temporary Fire Station to be able to cover the existing apparatus. Right now, as it
 2170 stands, our apparatus are exposed to inclement weather. Our..., which leads to the, the
 2171 deterioration of those assets, as well as fire personnel having to go out into weather
 2172 conditions in the chance that they have to respond to a call. There was one responsive
 2173 bidder to the particular solicitation and Staff recommends approval. And the Interim
 2174 Director of Public Works and the Interim Fire Chief are prepared to answer any questions
 2175 that the Board may have. And there's monies budgeted for the project in the existing
 2176 2020 budget.

2177 And Staff recommends approval.

2178 **Chairperson Miller-Anderson:** Okay. You said..., did you say if we had an public
 2179 comment cards on this?

2180 **City Clerk Anthony:** Madam Chair, we do not have any...

2181 **Chairperson Miller-Anderson:** Alright.

2182 **City Clerk Anthony:** ...public comment cards.

2183 **Chairperson Miller-Anderson:** Council? Questions? Comments?

2184 [Pause]

2185 [Chuckles]

2186 **Councilperson McCoy:** Madam Chair?

2187 **Chairperson Miller-Anderson:** Yes.

2188 **Councilperson McCoy:** Mr. Bailey, I'm just curious, just, you know, I know we certainly
2189 need this, but will we have any other use once we do get our 88 back up, for this, I guess,
2190 temporary structure or does it all go away after that?

2191 **Interim Public Works Director Bailey:** Well, it'll be..., it'll be an aluminum structure. If
2192 you've been to the temporary 88 location at the Public Works site, there's a facility in and
2193 building that is there. The structure will, will remain after the new Station 88 is complete,
2194 and it will simply add value to that entire property long term. So, it, it is not a sunk cost.
2195 It, it'll basically add value to the property with whatever final use that property has for the
2196 City, as we move forward.

2197 **Councilperson McCoy:** Okay. But not a temporary. Not temporary in nature. So
2198 we're not doing a demo after? We're not demolishing it?

2199 **City Manager Evans:** Theoretically, we could relocate it. It, it would take same time,
2200 effort and energy but it is something that if we decided to find another site where we can
2201 utilize this after we construct the new station, we could move it. But, we can anticipate,
2202 you know a construction period of anywhere between twelve to eighteen months, so it's,
2203 it's gonna be pretty permanent for, for all intended...

2204 **Councilperson McCoy:** Okay.

2205 **City Manager Evans:** ...purpose.

2206 **Councilperson McCoy:** Thank you.

2207 **Chairperson Miller-Anderson:** Alright. Any other questions or comments for Item No.
2208 6?

2209 **Councilperson McCoy:** Well, just one other thing. You know, being that I just realized
2210 that when we usually have the Public Works Director and the Chief, some kinda way they
2211 always end up at the beginning of the Agenda. I wish we coulda put this at the very last
2212 since they can hang out with us a little longer.

2213 [Chuckle]

2214 **Councilperson McCoy:** But other than that, I have nothing else.

2215 **Chairperson Miller-Anderson:** So, you know, during the addition, deletions and
2216 modification for next time, you may want to suggest we...

2217 **Councilperson McCoy:** Okay.

2218 **Chairperson Miller-Anderson:** ...move it down then.

2219 **Councilperson McCoy:** Okay. Thank you.

2220 **Chairperson Miller-Anderson:** Alright?

2221 [Chuckles]

2222 **Chairperson Miller-Anderson:** Thank you. Anyone else? Thank you. Thank you.
2223 Madam Clerk.

2224 **City Clerk Anthony:** Councilperson Lawson?

2225 **Councilperson Lawson:** Yes.

2226 **City Clerk Anthony:** Councilperson Lanier?

2227 **Councilperson Lanier:** Yes.

2228 **City Clerk Anthony:** Councilperson McCoy?

2229 **Councilperson McCoy:** Yes.

2230 **City Clerk Anthony:** chair Miller-Anderson?

2231 **Chairperson Miller-Anderson:** Yes.

2232 **City Clerk Anthony:** Unanimous vote.

2233 **Chairperson Miller-Anderson:** Alright.

2234 **8. Chairperson Miller-Anderson:** Now we're on No. 8.

2235 **UNK:** [Inaudible].

2236 **Chairperson Miller-Anderson:** No. 8 is the.., awarding the contract to Norred. Based
2237 on our conversation earlier, you said that someone could make a motion to delete the
2238 Item due to us already awarding to Giddens. 'We have a motion?

2239 **Councilperson Lanier:** Madam Chair?

2240 **Chairperson Miller-Anderson:** Yes, ma'am.

2241 **Councilperson Lanier:** I would like to make a motion to delete Resolution No. 008-
2242 20, given the fact that the previous Resolution No. 007-20 was approved by the Council.

2243 **Chairperson Miller-Anderson:** It wasn't really approved.

2244 **Councilperson Lanier:** I mean, was...

2245 **City Clerk Anthony:** Not.

2246 **Councilperson Lanier:** ...not approved by the Council.

2247 **Chairperson Miller-Anderson:** Alright.

2248 **Councilperson Lawson:** Second.

2249 **Chairperson Miller-Anderson:** Alright. Madam Clerk.

2250 **City Clerk Anthony:** Councilperson Lawson?

2251 **Councilperson Lawson:** Yes.

2252 **City Clerk Anthony:** Councilperson Lanier?

2253 **Chairperson Miller-Anderson:** No questions or comments now.

2254 **Councilperson Lanier:** Yes.

2255 **Chairperson Miller-Anderson:** I'm sorry.

2256 **City Clerk Anthony:** Councilperson McCoy?

2257 **Councilperson McCoy:** Yes.

2258 **City Clerk Anthony:** Chair Miller-Anderson?

2259 **Chairperson Miller-Anderson:** Yes.

2260 **City Clerk Anthony:** Unanimous vote.

2261 **Chairperson Miller-Anderson:** Alright.

2262 **DISCUSSION AND DELIBERATION**

2263 **Chairperson Miller-Anderson:** Discussion and deliberation.

2264 **9. City Clerk Anthony: CITY ATTORNEY PERFORMANCE EVALUATION**

2265 **DAWN WYNN, CITY ATTORNEY (561) 845-4068**

2266 **Councilperson McCoy:** Oh.

2267 [Chuckles]

2268 **Councilperson McCoy:** Excuse me. This, this cold.

2269 **City Attorney Wynn:** Yes, Madam Chair.

2270 **Chairperson Miller-Anderson:** Go ahead. I'm sorry. I'm trying to find out how I can
2271 ease off the dais for a minute, but go ahead.

2272 **City Clerk Anthony:** Madam Chair, we do not have any public comment cards on
2273 this Item. The acceptance of public comment cards on this Item is now closed.

2274 **Chairperson Miller-Anderson:** Alright. Ms. Wynn.

2275 **City Attorney Wynn:** Pursuant to my contract, you all, at some point, have to
2276 evaluate me, or the services of the City Attorney and her office. I have submitted two
2277 different evaluation performance reviews, and this.., at this time, I'd like you to select one
2278 of them, and that is the one that will be sent out to you for my yearly review.

2279 **Chairperson Miller-Anderson:** Alright.

2280 **City Attorney Wynn:** There's one titled City Attorney Performance Review, and
2281 then if you skip back four pages, there's another entitled City Attorney Performance
2282 Evaluation. So, if you just let me know which one of those you'd like, that is...

2283 **Councilperson McCoy:** So...

2284 **City Attorney Wynn:** ... the one we will use...

2285 **Councilperson McCoy:** We don't have hard copies, so we don't skip pages.

2286 **City Attorney Wynn:** If you scroll down...

2287 **Councilperson McCoy:** Oh.

2288 **City Attorney Wynn:** ...four pages.

2289 **Councilperson McCoy:** Okay.

2290 [Chuckle]

2291 **Councilperson McCoy:** It...

2292 **Councilperson Lanier:** Scroll.

2293 **Councilperson McCoy:** It doesn't work.

2294 **Chairperson Miller-Anderson:** It scrolls. So, the City Attorney Performance Review
2295 Rating Sheet...

2296 **City Attorney Wynn:** Right. That's about four pages.

2297 **Chairperson Miller-Anderson:** And that's just...

2298 **City Attorney Wynn:** [Inaudible].

2299 **Chairperson Miller-Anderson:** ...a yes or a no.

2300 **City Attorney Wynn:** Five pages. And then, City Attorney Performance Evaluation
2301 is the rest of the Item.

2302 **Chairperson Miller-Anderson:** [Inaudible]...

2303 **City Attorney Wynn:** And you just pick the format that you want.

2304 **Councilperson Lanier:** I kinda like the sample two.

2305 **Councilperson McCoy:** Mhmm.

2306 **Chairperson Miller-Anderson:** Yeah. The second one.

2307 **Councilperson McCoy:** [Inaudible]evaluation?

2308 **Councilperson Lanier:** Yes.

2309 **City Attorney Wynn:** The second one?

2310 **Councilperson Lanier:** [Inaudible].

2311 **Chairperson Miller-Anderson:** For me.

2312 **City Attorney Wynn:** Okay. Is that...

2313 **Chairperson Miller-Anderson:** Mr. Lawson?

2314 **City Attorney Wynn:** ...the consensus?

2315 **Councilperson Lawson:** Samp'..., sample two, Madam Chair.

2316 **Chairperson Miller-Anderson:** Mr. McCoy?

2317 **Councilperson McCoy:** [Inaudible] evaluation's good.

2318 **Chairperson Miller-Anderson:** Alright.

2319 **City Attorney Wynn:** Okay.

2320 **Chairperson Miller-Anderson:** So, the second one.

2321 **City Attorney Wynn:** Thank you.

2322 **Chairperson Miller-Anderson:** Thank you. Alright.

2323 **10. Chairperson Miller-Anderson:** Item No. 10.

2324 **City Clerk Anthony:** **ROADWAY PROJECTS – MONROE HEIGHTS STREET**
2325 **CONFIGURATION AND 13TH STREET TRAFFIC CALMING**

2326 **TERRENCE BAILEY, P.E., DIRECTOR OF PUBLIC WORKS (561) 845-4080**

2327 **City Clerk Anthony:** Madam Chair, we do have public comment cards on this Item.
2328 The acceptance of public comment cards on this Item is now closed.

2329 **Chairperson Miller-Anderson:** Alright. Mr. Manager.

2330 **City Manager Evans:** Madam Chair, Members of the Board, upon my arrival, there
2331 was information that was provided to by Members of this Council concerning the project
2332 that we refer to as the Monroe Heights Improvement Project. We did have an opportunity
2333 to have a discussion with the Board at your first workshop...

2334 [Inaudible dais comment]

2335 **City Manager Evans:** ...to have conversations as to how we can look at some
2336 options and alternatives to move this particular project to closure. Based on the
2337 conversations that we've had, Staff has worked with our consultant to bring some options
2338 before you for consideration. At this time, I will ask Director Bailey to provide a
2339 presentation, working with one of consultants and then we will entertain some addition
2340 conversation from the Board. At the end of the day, we do want to get some clarity as to
2341 how you wish for us to proceed because, in a email that I provided to the Board, the
2342 options that are proffered before you range anywhere from \$150,000 to \$5.7M and, of
2343 course, there's some significant time that's associated with this. But we do want to make
2344 sure that the project is something that the Board is in support of and that the community
2345 wishes to see, as it relates to the project.

2346 So, without further ado, Director Bailey.

2347 **Interim Public Works Director Bailey:** Good evening, Council, Manager.

2348 As you know, we have had many discussions on Monroe Heights. And the.., to
2349 sum them up, there's a concern in reference to the gutter down the middle of the road.
2350 At the workshop as mentioned, Staff was commissioned to come back with multiple
2351 options so that we could present them back to the community and have a robust
2352 discussion of how Monroe Heights will end at the end at the day when this project is
2353 deemed complete.

2354 Here with us today is Susanne Dombrowski from Chen & Associates, the
2355 consultant who does a lot of work with the City and has provided the report that was
2356 attached in the previous correspondence.

2357 And with that, I'll turn it over to Suzanne.

2358 **Ms. S. Dombrowski:** Alright. Thank you, Terrence. And good evening, Council.
2359 Suzanne Dombrowski, Chen Moore & Associates.

2360 So, the project area we're looking at is Avenue I to Avenue M, 26th Court to 23rd
2361 Street. Specifically, the streets with valley gutter going down the center, which are
2362 included in our study, are the east/west roads only. So, all of these alternatives you see,
2363 only apply to these east/west streets. Right now, the project is substantially complete,
2364 meaning everything has been installed except for the last layer of asphalt on the road.

2365 So, the existing conditioned section that you see there right now is a thirty foot right-of-
2366 way. We have to ten foot travel lanes with the concrete valley gutter going down the
2367 center. And all of the drainage is go'.., running down that center, underneath the valley
2368 gutter and we have four foot raised sidewalks on the side. So, the design alternatives
2369 that we've looked at, they're.., they all utilize the thirty foot right-of-way, so we will not
2370 need to acquire any right-of-way from the property owners. And they all provide the level
2371 of service we believe is needed for this neighborhood in terms of traffic flow and flood
2372 protection.

2373 So, Option 1 looks very similar to the existing section. We call this an inverted
2374 crown road, where the 'v'.., the roadway has a 'v' shape, all of the stormwater is collected
2375 in the sensor. The difference here, between this option and the existing is that the gutter
2376 will be replaced with asphalt so the entire roadway will appear to be asphalt and the
2377 drainage will still be collected down the center of the road.

2378 **Councilperson McCoy:** Can you, can you repeat that again because...

2379 **Ms. S. Dombrowski:** So, the, the existing... I'm gonna go back to the existing
2380 system. The existing section has a valley gutter in the center, and this is the inverted
2381 crown road, so the 'v' shape where the low point is in the center of the road, and Option
2382 1 keeps that same 'v' shape but we are removing the concrete valley gutter and replacing
2383 it with asphalt. So, it'll be the same texture, same color as the pavement.

2384 **Councilperson McCoy:** So, will that still act as a drain? I mean, as a...

2385 **Ms. S. Dombrowski:** The.., all the drains will still be in place, and so the, the
2386 roadway will still channel the water to the center and then to the drains. Yes.

2387 **Councilperson McCoy:** Okay.

2388 **Ms. S. Dombrowski:** Okay? So, Option 2 is a crowned road, so this is like an
2389 upside down 'v' where the high point is in the center of the roadway, and any, any
2390 alternative that uses [inaudible] this crowned road, we have to collect the stormwater on
2391 the side. So, we're gonna be installing drainage all along the side as well, and [inaudible]
2392 to catch the water. This section here is a one-way traffic. So it's a fourteen foot travel
2393 lane, with sidewalk on either side and an 'f' curb and gutter.

2394 Option 3 is a crowned road again. This is two-way traffic, two eleven foot travels,
2395 no sidewalk on this section. We have a two foot grass strip on either side.

2396 Option 4, again, is two-way traffic, crowned section, sidewalk on one side. And
2397 the 'f' curb and gutter, these are two ten foot travel lanes.

2398 And then, Option 5, is a crowned section with four foot raised sidewalk on either
2399 side, so that's no curb and gutter. But you still would be installing the drainage on the
2400 side of the road to collect the stormwater.

2401 So the cost comparison to complete the existing design, which is just to add the
2402 top layer of asphalt on the east-west streets, is \$144,000. And then, you'll see the options
2403 vary from \$1M up to \$5.7.

2404 Alright. And I'm happy to take any questions you may have.

2405 **City Manager Evans:** Madam Chair, if I may? What Staff's seeking for..., seeking
2406 from the Board as it relates to this particular Item is to request direction as to how you
2407 wish for us to proceed. If you can select three or four options for consideration, Staff
2408 would like to have a series of community charettes to get some input and perspective
2409 from the residents in that impacted area. Because if we look at a situation where we're
2410 going to expend anywhere between \$3M to \$5M, or, or \$6M for that matter, we can
2411 understand that there may be some concerns, as it will result in additional destru'...,
2412 disruption and a longer construction period because you're effectively, you know, redoing
2413 the, the roadway project. So, if the Board is amenable to taking that approach, Staff will
2414 be prepared to have a series of community charette meetings, working with development
2415 services to make sure that there's appropriate notice, and having participatory discussion
2416 with residents in the community, ultimately then bringing that information back before you
2417 all, and then moving forward with allocating the appropriate funding associated with that
2418 project.

2419 Also, the Board can, if they choose to selection an option and have us, or..., and
2420 have Staff move forward or select one option that you would like to have, the community
2421 provide some input and perspective but obviously we know that this has been a, a point
2422 of discussion throughout the City and we wanted to get some clarity from the Board, as
2423 to how we wish to proceed. Once we get direction on this Item, then Director Bailey has
2424 a supplemental Item that is related to this Item, and we will share that after we have a
2425 dialogue with the Board as to how you wish to proceed.

2426 **Chairperson Miller-Anderson:** Alright. You said we had public comment cards?

2427 **City Clerk Anthony:** Yes, Madam Chair. We have one public comment card.

2428 **Chairperson Miller-Anderson:** That wasn't the one that was submitted late, is it?

2429 **City Clerk Anthony:** No, Madam Chair.

2430 **Chairperson Miller-Anderson:** Okay.

2431 **City Clerk Anthony:** William Wiley.

2432 **Mr. W. Wiley:** Good evening...

2433 **Chairperson Miller-Anderson:** Good evening.

2434 **Mr. W. Wiley:** ...City Manager and Council Members. I just..., My name is William
2435 Wiley, for those who don't know. I'm an honors algebra teacher, Roosevelt Middle
2436 School. I'm a process server also for the Palm Beach County Courthouse and I am also
2437 a Planning & Zoning Board member for Riviera Beach..., for the City of Riviera Beach.

2438 I wanna talk to you guys about, and I spoke with Mr. Gagnon about it also, about
2439 the trucks and the transportation coming through Federal Gardens., the City of Federal
2440 Gardens, and possibly the Monroe Heights., excuse me, not Monroe Heights but the
2441 Parson Heights area. I took my., I took duty, well, my job to go to a couple of the facilities
2442 and talk to them about the, the trucks coming through the city., coming, coming through
2443 our neighborhoods, and I was a little concerned but the people kinda put me at ease, the
2444 supervisor put me at ease by stating that they're educating their drivers on it. A lotta the
2445 guys that were very sympathetic about coming through that area, well, it seem' like the
2446 major problem was the GPS systems are actually running through the City. Now, the only
2447 answer to that is that some of the GPS's, as far as the electronics, what they do actually
2448 is that you have two different types of GPS systems. You have one that's actually for
2449 truck drivers, then you have a local. That truck driving system will automatically reroute
2450 you from going through a neighborhood, and then you have a regular GPS like you have
2451 on your phone that will actually run you through anywhere you need to go at. So, she
2452 talked to her drivers at the time and a lotta guys were very sympathetic about coming
2453 through the neighborhood because it is damaging some of the house foundations with
2454 trucks coming through and banging on the ground once they go over the speed bumps.
2455 But, the simple answer I think for this, at the end of the day, was to at least be able to put
2456 a sign. 'Cause even the new guys were like, 'Well, if I'd'a known, I would never went that
2457 way. I woulda went around that corner and went down S Avenue and then came around
2458 Martin Luther King Boulevard. But, there's no sign there for them and all they're doing is
2459 looking at their phone, or looking at the GPS and they're following them, taking them
2460 straight through Federal Gardens.

2461 **Chairperson Miller-Anderson:** Well, Mr. Wiley, this is about the Monroe Heights street
2462 project.

2463 **Councilperson McCoy:** [Inaudible]...

2464 **Mr. W. Wiley:** But I saw the 13th Street.

2465 **UNK:** [Inaudible] together.

2466 **Chairperson Miller-Anderson:** Oh, I have it... Okay. Okay. Well, why we didn't we
2467 talk about that yet?

2468 **Mr. W. Wiley:** Am I ahead of time?

2469 **Councilperson McCoy:** No, you're good.

2470 **Chairperson Miller-Anderson:** Go ahead.

2471 **Mr. W. Wiley:** I apologize.

2472 **Chairperson Miller-Anderson:** No, go ahead. I mean, we just didn't talk about
2473 Federal, unless I missed it.

2474 **Councilperson McCoy:** No, Madam...

2475 **Chairperson Miller-Anderson:** Did I miss it?

2476 **Councilperson Lanier:** No. It was a..., they were two together.

2477 **Chairperson Miller-Anderson:** [Stammer]...

2478 **Mr. W. Wiley:** Right. It was two together.

2479 **Chairperson Miller-Anderson:** I'll give you fifteen seconds back.

2480 **Mr. W. Wiley:** I apologize.

2481 [Inaudible dais comment and chuckles]

2482 **Mr. W. Wiley:** So yeah. So, it's, it's sort of a big deal because, again, it is damaging
2483 some of the houses there and a lotta the neighbors now who know my participation inside
2484 the City are, you know, calling asking, Facebooking, whatever, you know, about their
2485 concerns about what's going on because some cars almost got sideswiped and some
2486 kids almost got hit. So, therefore, they wanted to make sure that these concerns were
2487 addressed. And, we talked to..., also with Mr. Gagnon, also. So, we're hoping to get this,
2488 at least if we can possibly get some signs put up so we can have at least some safety
2489 there for the kids that are in the neighborhood, and also for the cars that are parked on
2490 the side of the roads to where they won't be hit by these large 18-wheelers.

2491 Alright. Thank you.

2492 **Chairperson Miller-Anderson:** Thank you.

2493 [Timer]

2494 **Chairperson Miller-Anderson:** Alright. So, can we hear about 13th Street, or are we
2495 breaking this up?

2496 **Councilperson Lanier:** [Inaudible].

2497 **Chairperson Miller-Anderson:** Because I would've waited on public comment if that
2498 was the case. I mean, I know I stepped out for a minute, maybe I'm...

2499 **Councilperson McCoy:** Both of them, yeah.

2500 **Interim Director of Public Works Bailey:** We didn't discuss...

2501 **Councilperson McCoy:** Both of them are attached.

2502 **Interim Director of Public Works Bailey:** 13th Street yet. We were gonna do
2503 them sort of...

2504 **Chairperson Miller-Anderson:** Okay.

2505 [Inaudible comment]

2506 **Chairperson Miller-Anderson:** Alright. Just let me know what we got going on here.
2507 Thank you.

2508 **Interim Director of Public Works Bailey:** Apologies.

2509 **Chairperson Miller-Anderson:** Go ahead. Alright. So questions...

2510 **Interim Director of Public Works Bailey:** We...

2511 **Chairperson Miller-Anderson:** ...or comments...

2512 **Interim Director of Public Works Bailey:** ...we are on Monroe Heights.

2513 **Chairperson Miller-Anderson:** ...on Monroe Heights?

2514 **Councilperson McCoy:** I do have...

2515 **Councilperson Lanier:** [Inaudible]...

2516 **Councilperson McCoy:** Go ahead.

2517 **Councilperson Lanier:** I, I., I like Option 5. I mean if you're asking but, you know,
2518 what would... Put up Option 5, let me see.

2519 **Interim Director of Public Works Bailey:** There you are.

2520 **Councilperson Lanier:** I think I like that one. [Pause]. Yeah. But it's not my
2521 neighborhood, so, you know, I, I would defer to the residents, int terms of what they want.

2522 **Councilperson Lawson:** Madam Chair?

2523 **Chairperson Miller-Anderson:** Yes.

2524 **Councilperson Lawson:** I would think that we, as a Council, maybe give them about
2525 three options to do these community conversations and just pick our top three and then
2526 allow for our Staff to go back to the residents and let them decide and rank the one, two
2527 and three.

2528 **Chairperson Miller-Anderson:** Well, the only thing., the only issue I have with that is,
2529 if we pick three and they don't want any of those, then we come back, I would like to hear
2530 what they have to say about...

2531 **Councilperson Lanier:** For all of them.

2532 **Chairperson Miller-Anderson:** ...the five. I mean, about all of them.

2533 **Councilperson Lanier:** Yeah.

2534 **Councilperson McCoy:** But you know you can't give 'em too...

2535 **Councilperson Lawson:** [Stammer]...

2536 **Councilperson McCoy:** ...many options, Madam Chair.

2537 **Councilperson Lawson:** ...and that, that's the issue [inaudible], Madam Chair.

2538 **Councilperson Lanier:** Don't, don't say that.

2539 **Chairperson Miller-Anderson:** Yeah. But this...

2540 **Councilperson Lanier:** ...people... Don't say that...

2541 **Chairperson Miller-Anderson:** ...is thing though.

2542 **Councilperson Lanier:** ...people know what they...

2543 **Chairperson Miller-Anderson:** ...I don't wanna be... I don't wanna be right back
2544 where we are because if we pick the three that they don't want, and that's all they have
2545 to vote for, then it's, 'You all didn't give us an option. Regardless, you gave us what you
2546 wanted to give us, so why didn't you just go ahead and select what you want?'

2547 **Councilperson Lanier:** [Chuckle].

2548 **Chairperson Miller-Anderson:** Why bring it to us? That's kinda...

2549 **Councilperson Lanier:** I agree.

2550 **Chairperson Miller-Anderson:** ...being disingenuous. I mean, if all of these options
2551 are here... I mean, I think it needs to be pointed out how much they cost, because that
2552 is certainly a fac'..., a major factor to consider.

2553 **Councilperson McCoy:** Mhmm.

2554 **Chairperson Miller-Anderson:** But I, I, I just don't want it to be that we're deciding and,
2555 and they're only giving input on what we've already decided on. Granted, I mean, you
2556 know, tonight is the opportunity too to share but, of course, everybody doesn't come to
2557 the meetings. But, I just.., we, we've gone down this road several times over the years.
2558 I know I saw one of the options being the one-way street.

2559 **Councilperson McCoy:** Right.

2560 **Chairperson Miller-Anderson:** You know? And, I mean, there was some contention
2561 about that issue. So, I don't want.., I'm just not trying to go down this road again.

2562 **Councilperson Lanier:** Yeah.

2563 **Chairperson Miller-Anderson:** I really hope that we get a lot of participation 'cause I
2564 think that was part of the problem too, we didn't have a lot of participation, we had two
2565 different survey charettes...

2566 **Councilperson McCoy:** And, you know, they were manipulated surveys, I would say.

2567 **Chairperson Miller-Anderson:** I don't know. I wasn't a part of it, so I...

2568 **Councilperson McCoy:** I live in...

2569 **Chairperson Miller-Anderson:** ...was not...

2570 **Councilperson McCoy:** ...District 1.

2571 **Chairperson Miller-Anderson:** Okay.

2572 **Councilperson McCoy:** Despite what people think...

2573 **Chairperson Miller-Anderson:** Pull it down.

2574 **Councilperson McCoy:** ...or say.

2575 **Chairperson Miller-Anderson:** Okay.

2576 **Councilperson McCoy:** But...

2577 **Chairperson Miller-Anderson:** Pull your mic down.

2578 **Councilperson McCoy:** You know, here, here's what I wanna ask...

2579 **Chairperson Miller-Anderson:** Pull your mic down, please. Thank you.

2580 **Councilperson McCoy:** Is that better?

2581 **Chairperson Miller-Anderson:** Yes.

2582 **Councilperson McCoy:** So, the tie in option, I guess, you know, one of the.., I mean,
2583 the .., I mean, aside from the inconvenience of no longer being able to park on the road,
2584 the concern that I hear a lot is not being able to.., well, the, the centerpiece in the middle
2585 of the street, and where it is now, if there was a car that's on the road, if you hit.., what do
2586 we call it a divot ? What do we call this, a? The center sidewalk? Then, it...

2587 **UNK:** A divot.

2588 **Councilperson McCoy:** ...kinda jerks the wheel and it, like, redirects you so you really
2589 have to, you know, drive with two hands on the wheel when you're going there. My
2590 concern is, I'm looking at, I guess, one of the options and the tie in options, if you go with
2591 the crowned streets, here's one of 'em.

2592 **Interim Director of Public Works Bailey:** Which, which option are you referring
2593 to you, sir?

2594 **Councilperson McCoy:** I, I guess, this is one of them. So, so this one right here.

2595 **Interim Director of Public Works Bailey:** Mhmm.

2596 **Councilperson McCoy:** So, my question is, how much of the road do we have, I
2597 guess, take.., do we have remove the whole lift off of the road in order to tie in the, the
2598 curb gutters back to the existing drain that's already in the center of the road?

2599 **Interim Director of Public Works Bailey:** Yes. The.., any relocation of the
2600 drainage from the center of the road to the outside, is a major.., which is why you see
2601 such a price difference, to the tune of two to \$3M. You'll notice the, the less expensive
2602 options leave the drainage down the middle of the road. As soon as you move the

2603 drainage to the outside in order to get the road crowned, you, you pretty much add \$3M
2604 to the project. Just to go from crowned versus inverted crown.

2605 **Councilperson McCoy:** Mhmm. Well...

2606 **Councilperson Lanier:** Madam...

2607 **Chairperson Miller-Anderson:** Hold on.

2608 **Councilperson McCoy:** The one-way option was, I think...

2609 **Interim Director of Public Works Bailey:** That was the original approved option,
2610 form the community, when did the surveys mailed to all the houses.

2611 **Councilperson McCoy:** Mhmm.

2612 **Interim Director of Public Works Bailey:** That.., we pu'.., we put that back in
2613 because, again, as you have mentioned, there's been some question on how these
2614 decisions were arrived. So, you'll see the, the.., what, what the design is now, which was
2615 the second selection of the community and the one-way option, which was the original
2616 selection of the community, because there are still individuals out there who are saying,
2617 'I voted for the one-way, why isn't it one-way?' And a number of them.

2618 **Councilperson McCoy:** Right. So, the C'.., the option that we have now, that was your
2619 suggestion?

2620 **Interim Director of Public Works Bailey:** No, sir.

2621 **Councilperson McCoy:** Oh.

2622 **Interim Director of Public Works Bailey:** Staff puts toge'.., Staff did this exact
2623 exercise, provided options and let the community decide what they wanted.

2624 **Councilperson McCoy:** I, I just wanted to be sure because I was a Planning & Zoning
2625 Board meeting last week and it was suggested that [chuckle], I guess it was suggested
2626 that I, some kinda way, [chuckle], had something to do with it but I was like [chuckle], I
2627 thought it was funny. Even though it was the prior Council Member who had this seat, I
2628 thought it was very funny to suggest that, when we literally came into office and, you
2629 know, it was under construction at that point.

2630 You know, I, I certainly agree, we have to go back out to the community but we're
2631 gonna find ourselves in a situation where, you know, I really wanna be a part of making
2632 sure that we get everybody out, but I don't wanna have any influence on what the
2633 community decides. I want it to be genuinely about what the people who live here and
2634 travel down this street every day has to say, because, you know, we'll go back and forth,
2635 you know, time and time again...

2636 [Cellphone ringtone]

2637 **Councilperson McCoy:** ...because we'll never get...

2638 **Chairperson Miller-Anderson:** Can somebody silence their phone, please? It's
2639 sounds like ring doorbell or something.

2640 [Inaudible dais comment]

2641 **Chairperson Miller-Anderson:** Go ahead. I'm sorry.

2642 **Councilperson Lanier:** It sounded like CashApp drop.

2643 **Councilperson McCoy:** So...

2644 [Chuckles]

2645 **Councilperson McCoy:** So, I would like to see if we can certainly.., we, we definitely
2646 have to have a lotta community meetings about this because I don't think we're gonna
2647 get everybody onboard to one design. But, I think we do have to make a concerted effort.
2648 But I was really hoping that we could find an option where we didn't have to go back
2649 through and tear up the roads again because that was very painful.

2650 **Interim Director of Public Works Bailey:** Well, [stammer], you do, sir. Actually,
2651 you have two options.

2652 **Councilperson McCoy:** Well...

2653 **Interim Director of Public Works Bailey:** Finish it the way it was ori'.., finish it the
2654 way it was designed. Right? Just put the, the last inch.., last lift of asphalt on and finish
2655 it the way it was approved in the last version, or you have, what is in essence, this version
2656 because there has generally been a complaint about, I've heard it called the sidewalk
2657 down the middle of the road. The.., it's a curb for drainage down the middle of the road.
2658 If that is the primary concern, that residents just wanna see it black all the way across
2659 with asphalt, this, which I believe was the million dollar option, is to simply remove the
2660 concrete down the middle, make all of it asphalt and you don't have to relocate the
2661 drainage.

2662 **Councilperson Lanier:** Madam Chair?

2663 **Chairperson Miller-Anderson:** Hold on one second.

2664 **Councilperson McCoy:** So, so that design that we seen in times past, where they
2665 showed Rosemary with the center grates down the middle?

2666 **Interim Director of Public Works Bailey:** Mhmm.

2667 **Councilperson McCoy:** Is something like that even an option? Like, even if you just
2668 outright remove the gutter altogether out the center, and then you do a, a grate however
2669 many feet, every forty-five or however many feet the distance is between the...

2670 **Interim Director of Public Works Bailey:** Well..

2671 **Councilperson McCoy:** ...the grates.

2672 **Interim Director of Public Works Bailey:** ...thi'..., this option doesn't remove the
2673 grates that exist now. They'll still be in the middle of the road. The only thing that will
2674 come out is the concrete that's in the middle and it will be replaced with asphalt. So the
2675 grates will still be in the middle of the road.

2676 **Councilperson McCoy:** So that very sharp inverted point, it'll be, I guess...

2677 **Interim Director of Public Works Bailey:** No. It'll be a little smoother. That's
2678 there for graphical exaggeration. It, it'll be, it'll be, it'll be smooth.

2679 **Councilperson McCoy:** [Chuckle].

2680 [Audience chuckles]

2681 **Councilperson McCoy:** For graphical exaggeration?

2682 **Councilperson Lanier:** Okay.

2683 **Councilperson McCoy:** That was good.

2684 **Chairperson Miller-Anderson:** That was very convincing.

2685 **Councilperson Lanier:** Madam Chair?

2686 **Chairperson Miller-Anderson:** Yes, Ms. Lanier?

2687 **Councilperson Lanier:** First of all, I think that the, the, the residents have the, you
2688 know, have the last say on this. First of all, let us be clear, this was a debacle from the
2689 beginning. So, we need to be very, very clear about what the residents want with this
2690 deal. And I think giving them all five options, I think that, at this point, and I'm..., can't
2691 believe I'm saying this, but cost should not drive this decision at this point. We are at a
2692 point now where this is just outrageous, where we are with this. I think that the time and
2693 the effort need to be put on getting residents to a location to discuss this. Not on..., I
2694 mean, I, I, you know, I like the fancy diagrams and all that, but Staff time and energy
2695 should be placed on getting people in the door, in the seats to discuss this. That is it.
2696 Because the way we are now with this, this is, this is too much. This..., the way this ha'...,
2697 the way this has played out, now we're here with five options. This is the point where we
2698 bring the residents in who live in this neighborhood, who walk, who walk down these
2699 streets, who drive down these streets every single day. And I think the effort for the Staff
2700 at this point, is to get people in the door, in the seats to discuss.

2701 **Chairperson Miller-Anderson:** How, how will the sidewalk issue be corrected? On
2702 these options..., with these options? Some of them are too small. Right?

2703 **Interim Director of Public Works Bailey:** Well, please understand, there's only
2704 thirty feet.

2705 **City Manager Evans:** 'Feet, yeah.

2706 **Interim Director of Public Works Bailey:** So, depending on which option you
2707 select, if, if you want more sidewalk, that means you're gonna have to go with the one-

2708 way. Because, there's n'..., typically, a sidewalk is five feet wide, so out of that thirty feet,
2709 we just lost ten. There's only twenty feet left and we haven't done anything about the
2710 drainage. So, even if you..., the reason the gutter went down the middle, is because you
2711 would only utilize two feet of the twenty that's left, for drainage.

2712 **Chairperson Miller-Anderson:** Okay. I'm...

2713 **Interim Director of Public Works Bailey:** Right?

2714 **Chairperson Miller-Anderson:** Wait a minute. I'm thinking back. So, I remember a
2715 conversation saying that we had to have two side'..., sidewalks on both sides. And then,
2716 I mentioned about Singer Island having theirs done, they only had, in some parts only
2717 had one sidewalk. So, that still an option to have just one sidewalk? Have a sidewalk on
2718 one side?

2719 **UNK:** Mhmm.

2720 **Chairperson Miller-Anderson:** One of the options have a, have that like that?

2721 **Interim Director of Public Works Bailey:** Yes.

2722 **Chairperson Miller-Anderson:** Which one is that?

2723 **Interim Director of Public Works Bailey:** [Inaudible].

2724 **Chairperson Miller-Anderson:** And that, that helps with the sidewalk issue.

2725 **Interim Director of Public Works Bailey:** So, there's Option 3 that has no
2726 sidewalks.

2727 **Chairperson Miller-Anderson:** Which is crazy but...

2728 **Interim Director of Public Works Bailey:** And there's Option 4 that has one
2729 sidewalk.

2730 **Chairperson Miller-Anderson:** And that will be wide enough to accommodate the
2731 wheelchairs and all of the walkers and all of that stuff?

2732 **Interim Director of Public Works Bailey:** Yes.

2733 **Chairperson Miller-Anderson:** Okay.

2734 **Interim Director of Public Works Bailey:** The..., we... Yes.

2735 **Chairperson Miller-Anderson:** Okay.

2736 **City Manager Evans:** And, and, Madam Chair, Staff's concern with regards to that
2737 or, or the discussion that we've had internally is, invariably you're making a decision as
2738 to who gets sidewalks and other folks may say, you know, 'How come there's a sidewalk
2739 on that side and not on, on my side?' And there's people that don't want a sidewalk on

2740 their side as well, 'cause they don't want people walking in front of their home. So, you
2741 know, as part of the discussion...

2742 **Chairperson Miller-Anderson:** They're gonna walk in front of...

2743 **City Manager Evans:** ...with the community...

2744 **Chairperson Miller-Anderson:** ...the home even if they walked in the street.

2745 **City Manager Evans:** Yeah.

2746 **Chairperson Miller-Anderson:** You still gotta walk in front of the house.

2747 **City Manager Evans:** Uhuh. So...

2748 **Chairperson Miller-Anderson:** Right.

2749 **City Manager Evans:** ...as part of the discussion, we can, we can certainly have
2750 those conversations. But what we can do, based on the comments that I'm hearing from
2751 the Board, we can have the community narrow down the options as part of the meeting,
2752 so we can say, 'Here's all five options. We wanna get the Board to three options but we
2753 wanna be able to say, 'seventy-five percent of the people like Option 3, thirty percent liked
2754 Option 2, et. cetera. So, we can work a process of elimination with the members that
2755 attend those meetings and then bring that to you with some calculations as to what the
2756 community says, out of all the options, which is their preferred, and you can see based
2757 on what he sentiments are and actually have the community the process of elimination
2758 versus you, as a Board, saying...

2759 **Councilperson Lanier:** Yeah.

2760 **City Manager Evans:** ...you're gonna eliminate two and then next thing you know,
2761 you have a small group, or a large group that prefer the two options that you eliminated
2762 and then we're back in the situation where we're having additional conversations to
2763 include this and remove that, et. cetera.

2764 **Chairperson Miller-Anderson:** Okay.

2765 **Councilperson Lanier:** Madam Chair?

2766 **Chairperson Miller-Anderson:** Yes.

2767 **Councilperson Lanier:** I, I just think we have a chance now to get it right.

2768 **Chairperson Miller-Anderson:** Mhmm.

2769 **Councilperson Lanier:** I think we have a chance now to let the community, the people
2770 who live on those four streets, I think we have a chance to allow them to say, 'This is what
2771 we want.' And I think that's what we should do.

2772 **Chairperson Miller-Anderson:** What.., is it feasible to have someone go to the doors
2773 and provide them with the...

2774 **Councilperson Lanier:** We're talking about four streets.

2775 **City Manager Evans:** What my recommendation would be is to work with a graphic
2776 designer to create a literature about the meeting and then..., to see what the options are,
2777 the price tags, so kinda provide some information in advance to the meeting. And then,
2778 we get into the more substantive facilitated discussion. I won't have Staff facilitate the
2779 conversation, I will have somebody from the outside facilitation that we, as Staff, will be
2780 there to assist and then bring that back for the Board for consideration.

2781 And so, there's, there's probably a series of at least three to four meetings that we
2782 would have concerning this project and, and drilling it down in more specificities. But we
2783 would go door to door, because it is a, a small area in the community, and we will send
2784 to property owners, as well as engage individuals that reside in the, the homes as well.

2785 **Chairperson Miller-Anderson:** Okay. Anyone else?

2786 **Councilperson Lawson:** Madam Chair?

2787 **Chairperson Miller-Anderson:** Yes.

2788 **Councilperson Lawson:** Mr. Bailey, the one-way road option, what would that do in
2789 reference to any road parking?

2790 **Interim Director of Public Works Bailey:** Parking in the right-of-way is a difficult
2791 issue.

2792 **Councilperson Lawson:** Mhmm.

2793 **Interim Director of Public Works Bailey:** Because I don't believe there's
2794 supposed to be parking there. That said, everybody does it. So, we are struggling..., this
2795 has been the, the, the struggle for four years. We know it happens, but we can't design
2796 to that because there are rules on the books. We can't intentionally design against a rule.
2797 Which is also why the, the sidewalk conversation is also a difficult one. There's a s'..., a
2798 code that says when we rebuild roads, we're supposed to put sidewalks on those roads.
2799 Obviously, the Council always has the authority to override that in their motion when they
2800 direct Staff on what this community wants. But, the parking is an issue because there's
2801 only thirty feet, and the..., I, I believe that there's a little bit of nostalgia on how east it was
2802 to park in there before the road project and get around. Because, individuals who have
2803 been for a long time, especially in the public safety sector will tell you, this has always
2804 been a problem if somebody parks on the road, you know, getting around through Monroe
2805 Heights. So, the parking issue is not new, and this project did not create or exacerbate
2806 the existing parking problem. There's only thirty feet. So, if you park your car there,
2807 everyone's gonna have to go around. And if two people park next to each other, there's...
2808 I [inaudible] anybody, in good conscious would try to squeeze in between two cars, sitting
2809 next to each other in, in that area.

2810 **Councilperson Lawson:** So my, my question is that current policy does not allow for us
2811 to have road parking in the Heights?

2812 **Interim Director of Public Works Bailey:** The.., it, it's a little more complicated
2813 than that because the parking from what I recall and I don't have it in front of me, you
2814 can't park in front of driveways or next to driveways, you can't park in front fire hydrants.
2815 And in effect, because the driveways are so close together and there're hydrants, it really
2816 doesn't leave twenty to twenty-five feet anywhere, especially in this type of community,
2817 where you could park and not violate one of the different, 'Don't Park Here,' type rules.
2818 Inside the City's right-of-way.

2819 **Councilperson Lawson:** So if there was space, with a one-way road, would they only
2820 be able to park in the direction of traffic?

2821 **Interim Director of Public Works Bailey:** Being that we don't have that anywhere
2822 in the City, where we have indicated specifically for what is in essence on street parking.
2823 When you have on street parking, it goes through the site plan process to where you
2824 ma'.., you decide how you're gonna do it, where you're gonna do it, look at the driveway
2825 spacings. It, it's, it's part of a, a much more intense look where you're gonna put on street
2826 parking. 'Cause there're, again, there are a number of different factors of where it will
2827 work and where it won't. And that's typically not in a residential neighborhood of this
2828 nature. Think of more of a commercial arterial or somewhere in a downtown type setting,
2829 where you're pull off and, and do on street parking.

2830 **City Manager Evans:** Madam Chair, if I may?

2831 **Chairperson Miller-Anderson:** Yes.

2832 **City Manager Evans:** Also, we, we see it in every major metropolitan city that has
2833 these constraints, where they say, Monday, Wednesday, Friday you park on this side.
2834 Tuesday, Thursday, you park on that side. So, if it is something that there is so prohibition
2835 in our policy and we want to look at that and let's say there is overwhelming support for
2836 the community to say that we want the one-way, with the understanding we'd like the
2837 opportunity to park on the roadway, then that's, you know, conversations that we need to
2838 have with Development Services as looking to modify an Ordinance or the Code...

2839 **Councilperson Lawson:** Mhmm.

2840 **City Manager Evans:** ...to be able to effectively address that but, you know, this
2841 particular situation and circumstance is not unique just to Riviera Beach, it's, it's...

2842 **Councilperson Lawson:** Right.

2843 **City Manager Evans:** ...any major city has these constraints. And we've gotta look
2844 at it, you know, from multiple angles.

2845 **Chairperson Miller-Anderson:** Have we looked.., have we had conversations with
2846 Public Safety in, in regards to which ones are more difficult to get through, when they're
2847 coming down that street? Those streets, rather?

2848 **Interim Director of Public Works Bailey:** No. Not at this time.

2849 **Chairperson Miller-Anderson:** So, when would be a good time to ask? I mean, when
2850 would we talk..., do we get input from them?

2851 **City Manager Evans:** We, we do get, as part of the, the site plan process, we do get
2852 input from Public Safety.

2853 **Chairperson Miller-Anderson:** But, is that after we've decided?

2854 **City Manager Evans:** The..., that, that usually, and where we are today, obviously,
2855 this..., I don't think there was any conversation with Public Safety. I know originally when
2856 the conversation happened about the roadway project, Public Safety opined and said that
2857 the one-way streets was optimal from the standpoint, as far as being able to move
2858 apparatus, but then there's other situations that their ability to turn and how they navigate
2859 through the community, there was some concerns on both sides. So, we can certainly,
2860 as part of the discussion, have conversations with Public Safety and get their opinion on
2861 these particular projects. But, even as it stands now with the roadway as it is, when we
2862 have vehicles that are parked on both sides, it, it still impedes our ability to, to move
2863 through the neighborhood.

2864 So, we, we can include them in the discussions and get their perspective as to
2865 which option is optimal for the purposes of life safety services.

2866 **Chairperson Miller-Anderson:** Okay. Yeah. I would like to know what their opinions
2867 are on each of the options. I mean, how it would impact them, and so, that the residents
2868 are aware of what the impact would be.

2869 **Councilperson Lawson:** Yeah.

2870 **City Manager Evans:** Yeah.

2871 **Chairperson Miller-Anderson:** You know, with Public Safety responding. And then
2872 also, looking at the idea about the parking on one side versus the other on the different
2873 days and, you know, what it would take for us to do that, or at..., just let..., at least, let it be
2874 a part of the conversation?

2875 **City Manager Evans:** Yeah.

2876 **Chairperson Miller-Anderson:** And what are the pros and cons for doing so?

2877 **City Manager Evans:** Okay.

2878 **Chairperson Miller-Anderson:** Anyone else?

2879 **Councilperson Lawson:** Madam Chair?

2880 **Chairperson Miller-Anderson:** Mhmm.

2881 **Councilperson Lawson:** So based on the discussion, or from previous community
2882 conversations, the one-way was the overwhelming response, that was requested?

2883 **Interim Director of Public Works Bailey:** Originally, when this project was being
2884 scoped, a survey was sent to all two hundred, I think it was about two hundred and twenty
2885 or two hundred and forty...

2886 **Councilperson Lawson:** Mhmm.

2887 **Interim Director of Public Works Bailey:** ...houses in the, the construction area.
2888 At that time, the options presented were similar, one-way, five feet of property on each
2889 side. And I believe there was one or two other options. The overwhelming response to
2890 that survey was one-way.

2891 **Chairperson Miller-Anderson:** Now, how many though was that? How many..., of the
2892 two hundred...

2893 **Councilperson Lawson:** Responses?

2894 **Chairperson Miller-Anderson:** ...and something?

2895 **Interim Director of Public Works Bailey:** [Stammer], it was not insignificant. It's
2896 been three or four years, so let's say, [pause], anywhere from eighty to a hundred and
2897 twenty respondents. It was, it was a decent response. We sent out a card that was pre-
2898 stamped back to Public Works, so they literally just had to put a check, write their name
2899 on it and send it back.

2900 **Chairperson Miller-Anderson:** So, eighty...

2901 **Interim Director of Public Works Bailey:** So we got...

2902 **Chairperson Miller-Anderson:** ...to a hundred and twenty responded way or the
2903 other?

2904 **Interim Director of Public Works Bailey:** Yes.

2905 **Chairperson Miller-Anderson:** We did get back...

2906 **Interim Director of Public Works Bailey:** ...Provided a response, and the
2907 majority was one-way.

2908 **Councilperson Lawson:** Hmm.

2909 **Chairperson Miller-Anderson:** And then what changed that? What happened...

2910 **Interim Director of Public Works Bailey:** There was an election.

2911 **Chairperson Miller-Anderson:** Okay.

2912 **Councilperson Lawson:** Okay.

2913 **Chairperson Miller-Anderson:** And then when..., did you do..., did they do another...

2914 **Councilperson McCoy:** [Stammer] hold on...

2915 **Chairperson Miller-Anderson:** ...survey?

2916 **Councilperson McCoy:** Hold on.

2917 **Chairperson Miller-Anderson:** Well, hold on, hold on.

2918 **Councilperson McCoy:** What election?

2919 **Chairperson Miller-Anderson:** We already know what election. Which...

2920 [Chuckles]

2921 **Chairperson Miller-Anderson:** What was the response?

2922 [Chuckles]

2923 **Chairperson Miller-Anderson:** ...from the nigh'.., from the community? Was there
 2924 another survey done?

2925 [Inaudible comments]

2926 **Interim Director of Public Works Bailey:** Yes.

2927 **Chairperson Miller-Anderson:** So...

2928 **Interim Director of Public Works Bailey:** So...

2929 **Chairperson Miller-Anderson:** ...how many respond'... How was that done?

2930 **Councilperson McCoy:** [Inaudible].

2931 **Interim Director of Public Works Bailey:** A meeting was called...

2932 **Chairperson Miller-Anderson:** Mhmm.

2933 **Interim Director of Public Works Bailey:** ...and individuals filled this Chamber
 2934 and cards were handed out to the individuals in the Chamber and they selected the option
 2935 of their choice.

2936 **Chairperson Miller-Anderson:** How many people was that?

2937 **Councilperson McCoy:** Seven.

2938 [Chuckle]

2939 **Interim Director of Public Works Bailey:** Um...

2940 **Councilperson McCoy:** It was a handful.

2941 **Interim Director of Public Works Bailey:** Maybe thirty.

2942 **Chairperson Miller-Anderson:** Okay.

2943 **Interim Director of Public Works Bailey:** High twenties, maybe thirty.

2944 **Chairperson Miller-Anderson:** Alright. Okay.

2945 **Councilperson Lanier:** Madam Chair?

2946 **Chairperson Miller-Anderson:** Yes.

2947 **Councilperson Lanier:** Okay. As I said before, we know what happened with this
 2948 from the beginning. I think that we need to start these charettes. I think you need to get
 2949 your Public Information Officer to get the information out to the public on the City's
 2950 website, scroll it on Channel 18. If we had that many respondents initially, then there
 2951 should be as, as.., much more interest at this point, in terms of getting this right. And I
 2952 think the only way that we're gonna be able to get this right, is from the people who live
 2953 on those streets. And having them to come to these charettes, but I.., but, but I want to
 2954 say this and I wanna be very clear, you have to.., we have to do our part to get the people
 2955 there. The issue has been, you know, you get six people there, eight people there and
 2956 then, you know, that, that makes a decision and, you know, maybe they eighty but we
 2957 know it's eight. But, the issue here is to get the people in the room, to be able to talk
 2958 about their own streets. And I think that we need to put the effort behind getting that
 2959 public information out, and getting those charettes done.

2960 **Chairperson Miller-Anderson:** Alright.

2961 **City Manager Evans:** Absolutely, Madam Chair. And we can do that. And, the other
 2962 thing about lit is, we wanna make sure that not one, or a group of folks, take control of
 2963 the conversation. That's why I think it's important to have it facilitated...

2964 **Councilperson Lanier:** Yes.

2965 **City Manager Evans:** ...so we get a tangible product that you all can make a public
 2966 policy decision on.

2967 **Chairperson Miller-Anderson:** Alright. Any other questions, comments from the
 2968 Board?

2969 **City Manager Evans:** So, it's the desire from the Board to bring all those options and
 2970 then have the community narrow it down to at least three for you all to consider?

2971 **Chairperson Miller-Anderson:** That's my recommendation.

2972 **Councilperson Lanier:** Yes.

2973 **Chairperson Miller-Anderson:** Mr. McCoy and Mr. Lawson?

2974 **Councilperson McCoy:** Yes.

2975 **Councilperson Lawson:** Yes, Madam Chair.

2976 **Chairperson Miller-Anderson:** Alright.

2977 **Interim Public Works Director Bailey:** There is one more issue.

2978 **Chairperson Miller-Anderson:** [Inaudible]

2979 **Interim Public Works Director Bailey:** I believe you were provided, by email and paper
2980 copy tonight, due to the length of time between the workshop where the Council directed
2981 Staff to stop the project and today, there's a concern by the residents in Monroe Heights
2982 that the Avenue O, specifically, the manholes and the valve risers are sticking up about
2983 an inch because, again, it's missing that last inch of asphalt. We've gotten a couple
2984 complaints about cars, tires, rims, alignments. And so, I believe someone approached
2985 the Mayor, and maybe I believe a, a number of you all in reference to this, so Staff looked
2986 into what would be the cost to just put the second lift of asphalt down Avenue O, which
2987 will eliminate this issue. Obviously, this conversation we're having right now has zero
2988 impact on Avenue O, because Avenue O is already a crowned road, that you would
2989 expect. So, any change or deviations will not., that are selected through this process,
2990 will not impact Avenue O and we won't have any redundancy. So, this memo sort of
2991 outlines the request by the residents in Monroe Heights to, in essence, put the second lift
2992 of asphalt, just down Avenue O so that they don't have to continue running over the, the
2993 raised valve covers and manholes.

2994 **Chairperson Miller-Anderson:** And that's seven..., am I looking at this right? \$7M?

2995 **City Manager Evans:** That, that's the...

2996 **Chairperson Miller-Anderson:** Am I looking at the wrong thing?

2997 **City Manager Evans:** ...total cost of the project.

2998 **Interim Public Works Director Bailey:** Yeah. So, \$95,000 would be the cost to pave
2999 just Avenue O.

3000 **City Manager Evans:** Yes.

3001 **Chairperson Miller-Anderson:** Oh, okay.

3002 **Interim Public Works Director Bailey:** And you can kinda see in the picture, obviously,
3003 that the'.., there's an, an elevation difference. I'm sure you've been out there to see...

3004 **Chairperson Miller-Anderson:** Well, it was like that in Park Manor too.

3005 **Interim Public Works Director Bailey:** During...

3006 **Chairperson Miller-Anderson:** We just put some...

3007 **Interim Public Works Director Bailey:** ...until the second lift of asphalt...

3008 **Chairperson Miller-Anderson:** ...spray around it and, then told people to go around it.

3009 **Councilperson Lanier:** [Chuckle].

3010 **Interim Public Works Director Bailey:** Until the second lift of asphalt...

3011 **Chairperson Miller-Anderson:** Yeah. Which was...

3012 **Interim Public Works Director Bailey:** ...was down.

3013 **Chairperson Miller-Anderson:** ...a while afterwards.

3014 **Councilperson McCoy:** Mhmm.

3015 **Chairperson Miller-Anderson:** Mhmm.

3016 **Interim Public Works Director Bailey:** But once the second lift of asphalt was down...

3017 **Chairperson Miller-Anderson:** It, it...

3018 **Interim Public Works Director Bailey:** ...Avenue H runs...

3019 **Chairperson Miller-Anderson:** ...was good.

3020 **Interim Public Works Director Bailey:** ...pretty smooth.

3021 **Chairperson Miller-Anderson:** Yep.

3022 **Interim Public Works Director Bailey:** So, their request is that they, they don't want to
3023 have to drive over that for however long it'll take for us to make this decision, do a design,
3024 go out to bid and actually construct the ultimate option.

3025 So, we..., currently, Avenue M is under construction, right now. We authorized that
3026 contract [pause]... Was that in, I think July or August. I can't recall when we came to
3027 Council, but we've gotten a, a proposal from that contractor who will be laying asphalt in
3028 the next three weeks. Plus, part of the Avenue M project to also do Avenue O. The
3029 request is that, that will take that contract over the City Manager's ten percent allowable
3030 change order authority, and we have your standing order not to do anything else on
3031 Avenue O. So, Staff is requesting the motion that is listed below, authorizing completion
3032 of the Avenue O and acknowledging that it will take it over the ten percent signature
3033 authority of the Manager, in order to implement your will, if it is...

3034 **Chairperson Miller-Anderson:** What, what percentage has been paid on the contract
3035 already?

3036 **Interim Public Works Director Bailey:** So...

3037 **Chairperson Miller-Anderson:** 'Cause that was included, right?

3038 **Interim Public Works Director Bailey:** It was included, but we told them not to do it and,
3039 it's...

3040 **Chairperson Miller-Anderson:** [Inaudible].

3041 **Interim Public Works Director Bailey:** ...a different contractor because, remember, it's
3042 been four or five months si'..., maybe longer, since they were..., they're pretty much done
3043 and gone. And it's Man-Con who did that work. So, it, it would be...

3044 **Chairperson Miller-Anderson:** But that was a part of the...

3045 **Interim Public Works Director Bailey:** It was a...

3046 **Chairperson Miller-Anderson:** ...scope.

3047 **Interim Public Works Director Bailey:** ...part of the project but remember, we also
3048 gave them directive that we're taking it out of their contract, so its..., has been removed
3049 from their contract 'cause we wanted to close that contract. Remember, we were having
3050 issues with Man-Con.

3051 **Chairperson Miller-Anderson:** Yeah. That's why I'm saying, what percentage did we
3052 already pay?

3053 **Interim Public Works Director Bailey:** I don't have the [inaudible].

3054 **Chairperson Miller-Anderson:** We didn't pay the one hundred...

3055 **Interim Public Works Director Bailey:** But we didn't pay...

3056 **Chairperson Miller-Anderson:** ...percent?

3057 **Interim Public Works Director Bailey:** ...this. We didn't pay for this 'cause they didn't
3058 do it.

3059 **Chairperson Miller-Anderson:** Okay. So, what percentage did we do though?

3060 **Interim Public Works Director Bailey:** Again, there were change orders back and forth,
3061 I don't, I don't have the percentage of the Man-Con contract, but Man-Con wouldn't be
3062 the contractor we would have do the work. Almazan, you may remember, like I said, six
3063 months ago we...

3064 **Chairperson Miller-Anderson:** Mhmm.

3065 **Interim Public Works Director Bailey:** ...authorized Almazan to do Avenue M.

3066 **Chairperson Miller-Anderson:** Mhmm.

3067 **Interim Public Works Director Bailey:** They are getting near completion. If you've
3068 been on Avenue M, you can see concrete work is pretty much done. There's only, you
3069 know, they're about to pave, so while they're bringing the pavement..., the asphalt and the
3070 paving machines, they could come over to Avenue O and do this for us at the same time,
3071 and have this accomplished within the next four weeks. Otherwise, we would..., we'd have
3072 to go through a, a extensive bid process in order to get it done, if that's the will of the
3073 Council.

3074 **Chairperson Miller-Anderson:** So, you're saying with the payout, they did not..., we did
3075 not close them out? We took this out before...

3076 **Interim Public Works Director Bailey:** We took..., we removed... All the scope of work
3077 that the Council directed us not to implement, was removed from their contract.

3078 **Chairperson Miller-Anderson:** But I thought they were pretty much done and, and they
3079 had been paid and we were just holding up from...

3080 **City Attorney Wynn:** [Inaudible].

3081 **Chairperson Miller-Anderson:** ...them putting out the last layer out?

3082 **Interim Public Works Director Bailey:** Yes, we removed it from their con'..., we, we
3083 removed those elements from their contract.

3084 **Chairperson Miller-Anderson:** No. I'm saying I thought all of..., everything was pretty
3085 much done and they had almost received all of their money, and they were gone or
3086 leaving before we told them anything about that. So, they were still around and we told
3087 them we were gonna take this part out, and we did not pay for that already?

3088 **Interim Public Works Director Bailey:** We have not paid for this. From their contract.

3089 **Chairperson Miller-Anderson:** Alright. Anyone else?

3090 **Councilperson Lanier:** Yeah. Madam, I just wanna know why, why do I have it like
3091 this? Why wasn't it a part of the Agenda Item?

3092 **Interim Public Works Director Bailey:** This came up after the Agenda was submitted.
3093 This, this was a..., it was an issue that was discussed, but because we were talking about
3094 the Item, I discussed it with Mr. Evans, 'Would this be a good time to bring it up?' As a...

3095 **Councilperson Lanier:** But you coulda...

3096 **Interim Public Works Director Bailey:** ...request from...

3097 **Councilperson Lanier:** ...you coulda, you coulda...

3098 **Interim Public Works Director Bailey:** ...the community...

3099 **Councilperson Lanier:** You coulda just added this to the Agenda. This is a whole
3100 Resolution and everything right here. Why you just didn't add it to the Agenda?

3101 **Chairperson Miller-Anderson:** Mr. Evans, you, you wanna...

3102 **City Manager Evans:** This, this particular..., in, in my conversation with Director
3103 Bailey and continuous comments from folks in the community, the memorandum was
3104 proffered as a supplement to this particular Item. We are not moving forward with a, a
3105 new Resolution, we're asking for a motion to allow for Staff to modify a, a previous
3106 Resolution so we can benefit from the mobilization of an existing contractor. Our concern
3107 is that, in the vent that when the Agenda was posted and those kinda things, if we were
3108 to go through the process and push this to another week, we may miss that window when
3109 the contractor was gonna mobilized and then you're looking at a substantially higher cost,
3110 'cause they may add \$15,000 to bring units back on scene. So, it was something that
3111 Director Bailey and I had a conversation about. We said, 'Let's get this Board as quickly
3112 as possible, for the purposes of completing this particular issue and addressing some of
3113 the concerns that have been expressed from the elected body, as well as the Mayor, and

3114 some of your constituents that have been calling related to this.’ So, that’s why we added
3115 this as an element to the conversation this evening.

3116 **Councilperson Lanier:** I, I can appreciate that, but I don’t like this. I liked it.., I don’t
3117 like this. So, form, from.., from this point on, don’t, don’t give us something as a part of a
3118 conversation and then have us to make a motion. I mean, I, I, I completely agree with the
3119 motion, don’t get me wrong, but I don’t like how.., this form it came in. If you’re gonna
3120 have a motion, and us to make a decision, put it in the Agenda.

3121 **Chairperson Miller-Anderson:** Alright. Anyone have any comments regarding this, or
3122 any motions that you would like to make...

3123 **Councilperson McCoy:** Well...

3124 **Chairperson Miller-Anderson:** ...for this Item or?

3125 **Councilperson McCoy:** One question. So, does this extend.., I, I guess I’m looking at
3126 the back of the memo, appears to be 23rd Street and Avenue O. Can you see the memo?

3127 **Interim Public Works Director Bailey:** I have a copy, yes.

3128 **Councilperson McCoy:** Okay. So, there’s a portion that’s actually on 23rd Street. Will
3129 the paving cover that? Because I see that there’s a valve, or something there.

3130 **Interim Public Works Director Bailey:** So, the, the paving as we’ve set it up, will be for
3131 Avenue O and then, as you know, when you come around the corner, there’s a radius,
3132 it’ll flare out all the way to the end of the radius so when the side streets straighten out.
3133 In essence, right at the white part where the concrete valley gutter starts, that where the
3134 new pavement will stop. So it’ll, it’ll be the entirety of the intersection. We won’t just pull
3135 the straight thru lanes, it’ll be wider at the intersection to make sure we get, basically,
3136 everything but where the concrete starts and the valley gutter. So it’ll, it’ll carry the valves
3137 I think you’re discussing. You...I

3138 **Councilperson McCoy:** Right.

3139 **Interim Public Works Director Bailey:** ...were questioning.

3140 **Councilperson McCoy:** And there’ll be some...

3141 **Interim Public Works Director Bailey:** There will be a transition back down to where it’s
3142 one inch lower.

3143 **Councilperson McCoy:** Okay. Not a speed bump? Right?

3144 **Interim Public Works Director Bailey:** Not a speed bump.

3145 **Chairperson Miller-Anderson:** Well, they probably need a speed bump.

3146 **Councilperson McCoy:** Well, I mean, you don’t get to driving up 23rd Street and all of
3147 a sudden, [bladoop sound].

3148 [Chuckles]

3149 **Councilperson McCoy:** You know, you got a, a harmonization.

3150 **Interim Public Works Director Bailey:** There will be a little [badoonk sound], because,
3151 you know...

3152 **Councilperson McCoy:** You know, I just don't want it to be like, you know...

3153 **Interim Public Works Director Bailey:** Well, so there's stop signs at that..., those
3154 intersections, so they should be stopped...

3155 **Councilperson McCoy:** Yeah, but...

3156 **Interim Public Works Director Bailey:** ...[inaudible] rolling into the intersection at the
3157 stop sign. So, there shouldn't be any careening and a [badoonk sound].

3158 **Chairperson Miller-Anderson:** He's speaking from personal experience, obviously.

3159 **Councilperson McCoy:** No. I'm looking at this picture. You, you see...

3160 **UNK:** You see a 'badoonk' right here? [Inaudible].

3161 **Chairperson Miller-Anderson:** You gotta stop for the stop sign.

3162 **Councilperson McCoy:** Okay.

3163 S:" Alright

3164 **Chairperson Miller-Anderson:** Alright.

3165 **Councilperson Lanier:** So, let me ask a question, can you, can you increase the
3166 scope when it's..., it was not originally envisioned?

3167 **Interim Public Works Director Bailey:** Yes. That's what a change order, as long as it's
3168 not a material change.

3169 **Councilperson Lanier:** But see, I...

3170 **Interim Public Works Director Bailey:** Asphalt..., asphalt is in their bid in contract, so
3171 this is, in essence, just a quantity overrun. We wanted to buy...

3172 **Councilperson Lanier:** So, you didn't know this would be needed before?

3173 **Interim Public Works Director Bailey:** Well, we were given direction from the Council,
3174 'Do not do anything else in Avenue O.' So, this is..., that's why I said, we, we had to come
3175 back. Your last direction was, 'Do not finish that Avenue O project. Stop where you're
3176 at, just clean it up and send the contractor down the road.'

3177 **Councilperson Lanier:** Now this a Procurement issue.

3178 **Interim Public Works Director Bailey:** This was a request from the community that
3179 they don't wanna drive over those valves for the time 'til...

3180 **Chairperson Miller-Anderson:** And I, I agree with that. I mean, yeah. They're, they're
3181 horrible. You have to dodge them, [inaudible]?

3182 **Councilperson Lanier:** Yeah. And I, I, like I said, I totally agree with moving forward
3183 with this, it's just the fact that how it was presented.

3184 **Chairperson Miller-Anderson:** Right. Okay.

3185 **Councilperson McCoy:** Can you find some better words to use? That's my District.
3186 You know?

3187 [Chuckle]

3188 **Chairperson Miller-Anderson:** You said something about your sector funds? Right?
3189 You can take it out of his sector funds.

3190 **Councilperson McCoy:** Ooo.

3191 **Interim Public Works Director Bailey:** If you'd like to add that to the motion...

3192 **Chairperson Miller-Anderson:** Whose motion was that?

3193 **Councilperson Lanier:** [Inaudible].

3194 **Councilperson McCoy:** But it's...

3195 **Chairperson Miller-Anderson:** [Inaudible].

3196 **Councilperson McCoy:** ...already budgeted for..., the money's already there so...

3197 **Chairperson Miller-Anderson:** I'm just sayin'...

3198 [inaudible comments]

3199 **Chairperson Miller-Anderson:** So, we're making a motion to allow this to...

3200 **Councilperson Lanier:** District 1, sector funds.

3201 **Chairperson Miller-Anderson:** ...move forward. Mr. McCoy, would you like...

3202 **Councilperson McCoy:** Yeah.

3203 **Chairperson Miller-Anderson:** ...to do the hors?

3204 **Councilperson McCoy:** Yeah. Yeah. I make a motion authorizing the City Manager
3205 to exceed the ten percent change order authority as outlined in Resolution 46-18 and
3206 Resolution 30-19 for the completion of the Avenue O project, less the side streets, 23rd,
3207 24th, 25th, 26th and 26 Court, authorizing the Director of Finance and Administrative
3208 Services to make the payment for the same.

3209 **Chairperson Miller-Anderson:** Okay. Are we putting an amount? I know on the fiscal
3210 impact it said \$95,000, but we're just leaving it to open to exceed ten percent? That could
3211 be a hundred.

3212 **Councilperson McCoy:** To exceed ten percent.

3213 **Councilperson Lanier:** Okay.

3214 **Chairperson Miller-Anderson:** Huh? To not exceed ten per'...

3215 **Councilperson Lanier:** To what?

3216 **City Manager Evans:** I would say, if... Madam Cahir...

3217 **Councilperson McCoy:** I mean, it's...

3218 **City Manager Evans:** ...I may, not to exceed \$95,000. If, if we gotten...

3219 **Chairperson Miller-Anderson:** Yeah. I...

3220 **City Manager Evans:** ...that cost, that needs to be...

3221 **UNK:** Right.

3222 **Chairperson Miller-Anderson:** Yeah. I would be comfortable...

3223 **City Manager Evans:** ...specified.

3224 **Chairperson Miller-Anderson:** ...with it. So...

3225 **Interim Public Works Director Bailey:** Could you make it, I think it was ninety-five and
3226 two...

3227 **Chairperson Miller-Anderson:** So, \$96,000?

3228 **Interim Public Works Director Bailey:** \$95,301 or something to that effect. The exact
3229 number but...

3230 **Chairperson Miller-Anderson:** \$96,000?

3231 **Interim Public Works Director Bailey:** Ninety-six.

3232 **Chairperson Miller-Anderson:** Alright. Can you...

3233 **City Clerk Anthony:** [Inaudible].

3234 **Chairperson Miller-Anderson:** How do you want him to do it, Ms. Claudene. Since
3235 the.., it says City Manager to exceed the ten percent change order, but we're now saying
3236 for it not to exceed \$96,000.

3237 **Interim Public Works Director Bailey:** Point of clarity, that would be for this effort,
3238 because there are already.., I think there's one change order for a very small amount that

3239 has already been worked on. So, ninety-six is not the grand total of all change orders, it
3240 would just be this Avenue O effort.

3241 **Chairperson Miller-Anderson:** Oh yeah, he read the rest of it off.

3242 **Interim Public Works Director Bailey:** Okay.

3243 **Chairperson Miller-Anderson:** What it has written in the memo. Right? Those are...

3244 **Interim Public Works Director Bailey:** Right. Well, the change that you're proposing, I
3245 don't want it to be confused that \$96,000 is the total of all change orders because there
3246 are a couple that are existing. That area already executed in inside the Manager's signing
3247 authority. This would be \$96,000 for this Avenue O work.

3248 **Chairperson Miller-Anderson:** Only?

3249 **Interim Public Works Director Bailey:** Only. Yes. 'Cause we know this is defined cost.

3250 **Chairperson Miller-Anderson:** So that's not what we're saying? What are we saying?
3251 We're not saying that?

3252 **City Clerk Anthony:** [Inaudible]. You're saying for the completion of.

3253 **Interim Public Works Director Bailey:** Okay. As, as long as we're clear that for the
3254 completion of makes it.., the \$96,000 is just for the Avenue O portion.

3255 **Chairperson Miller-Anderson:** But that's what it says, right? In Resolution 46-...

3256 **Interim Public Works Director Bailey:** We're on the same page

3257 **City Manager Evans:** Yeah.

3258 **Chairperson Miller-Anderson:** ...18 and Resolution 30-19 for the completion of the
3259 Avenue O project, less the side street? 23rd, 24th, 25th, 26th and 26th Court.

3260 **Interim Public Works Director Bailey:** Okay.

3261 **Chairperson Miller-Anderson:** That covers what you're saying?

3262 **Interim Public Works Director Bailey:** I think so.

3263 **UNK:** Yes.

3264 **Chairperson Miller-Anderson:** Well who wrote this?

3265 **City Clerk Anthony:** [Stammer]...

3266 **Interim Public Works Director Bailey:** Well...

3267 **City Clerk Anthony:** Madam Chair, how the motion would read is, a motion
3268 authorizing the City Manager to exceed the ten percent change order authority as outlined
3269 in Resolution 46-18 and Resolution 30-19, not to exceed \$96,000 for the completion of

3270 the Avenue O project, less the side street, 23rd Street, 24th Street, 25th Street, 26th Street
3271 and 26th Court, authorizing the Director of Finance and Administrative Services to make
3272 payment for same.

3273 **Chairperson Miller-Anderson:** Alright. Your motion still stands, Mr. McCoy?

3274 **Councilperson McCoy:** Yes.

3275 **Chairperson Miller-Anderson:** And your second still stands?

3276 **Councilperson Lawson:** Second.

3277 **Chairperson Miller-Anderson:** Okay. Madam Clerk. Did we have.., I don't even...
3278 Did we do pu'.., yeah, we did public comment, right? Earlier?

3279

3280 **UNK:** Yes.

3281 **Chairperson Miller-Anderson:** Mr. Wiley.

3282 **Councilperson McCoy:** Yeah....

3283 **Chairperson Miller-Anderson:** But now we're getting to 13th Street. Can we.., do we
3284 need to.., we need to vote on this now.

3285 **Interim Public Works Director Bailey:** Yes, please.

3286 **Chairperson Miller-Anderson:** Okay.

3287 **City Clerk Anthony:** [Inaudible] this one and then move on to discussion regarding
3288 13th Street.

3289 **Chairperson Miller-Anderson:** It really feels like it's 11:00 o'clock.

3290 **Councilperson Lanier:** [Inaudible].

3291 **Chairperson Miller-Anderson:** I mean, it really feels late here. Go ahead.

3292 **City Clerk Anthony:** Councilperson Lawson?

3293 **Councilperson Lawson:** Yes.

3294 **City Clerk Anthony:** Councilperson Lanier?

3295 **Councilperson Lanier:** Yes.

3296 **City Clerk Anthony:** Councilperson McCoy?

3297 **Councilperson McCoy:** Yes.

3298 **City Clerk Anthony:** Chairperson Miller-Anderson?

3299 **Chairperson Miller-Anderson:** Yes.

3300 **City Clerk Anthony:** Unanimous vote.

3301 **Chairperson Miller-Anderson:** Alright. Now we're going to take a look at 13th Street,
3302 traffic calming.

3303 **Interim Public Works Director Bailey:** Yes. Thank you for your patience and that vote.

3304 There has been concern from residents along 13th Street, about traffic patterns,
3305 and the use of 13th Street by more heavy trucks, and the noise that it creates, potential
3306 damage to the road and the houses. So, this commission..., a study was commissioned
3307 on alternatives for traffic calming to try to alleviate this issue of trucks using 13th Street
3308 through that residential neighborhood. And again, Suzanne is still here. Suzanne
3309 Dombrowski [chuckle] is here to provide that, that analysis.

3310 **Ms. S. Dombrowski:** Thank you, Terrence. Good evening...

3311 **Chairperson Miller-Anderson:** Good evening.

3312 **Ms. S. Dombrowski:** ...everyone again. Suzanne Dombrowski, Chen Moore &
3313 Associates.

3314 So, we looked at the 13th Street corridor. As you can see, this is between Avenue
3315 U and Avenue R, it runs through the residential neighborhood of Federal Gardens. It's
3316 surrounded by schools, you've got some recreational uses and industrial uses, with the
3317 UPS facility. So, we looked into various alternatives to reduce both, either the speed or
3318 the volume of vehicles going through this corridor and these alternatives they're based
3319 on national studies by transportation organizations. They look at the effect'...,
3320 effectiveness of these methods throughout the country.

3321 So, the current section for the 13th Street corridor, it's two twelve foot traffic lanes
3322 and the speed limit is 25 miles an hour. So, our alternative one is to narrow the traffic
3323 lanes with the use of striping. You could either do the one solid stripe or have some cross
3324 striping here. And, the narrow travel lanes is one method that's shown to reduce speed
3325 and increase driver awareness. The second alternative is introducing traffic calming
3326 signage. You already have speed humps in the, in the area. I think you've got two sets
3327 of them through there. So, adding this traffic calming signage, again, it's increasing the
3328 driver awareness sign'..., you know, signaling to everyone that they need to slow down
3329 as they enter the neighborhood. Alternative three is a raised intersection, so this would
3330 be... Oops. That's Avenue U and Avenue R, and the raised intersection is gonna
3331 physically force vehicles to slow their speeds as they go through there. This can be
3332 decorative, stamped or colored concrete, or you can have it as plain asphalt and have it
3333 be striped. Alternative four are crosswalks. There would be two at each of those
3334 intersections. You'd have signage and, again, these could be decorative or they could
3335 be just asphalt with striping. These will physically force the vehicles to slow down again.
3336 Alternative five are called chicanes. Some people call them bump outs and this certain
3337 areas, almost like a little island on the side of the road that narrows the traffic lane in that
3338 one area. Again, these are shown to reduce the speed and increase driver awareness.

3339 Also, can be decorative, you can do it with landscape features or have it just be concrete.
3340 Alternative six is a traffic circle installed. We propose one at the intersection of Avenue
3341 R and 13th Street. And these traffic circles reduce the speed of all vehicle, but they greatly
3342 reduce the speed of the larger truck traffic. The curbing you see around the traffic circle
3343 is designed so that emergency vehicles can get through there quicker if they need to.
3344 They can mount that curb and take that intersection faster if they need to get through.
3345 Alternative seven is a permanent road closure, so 13th Street would end there, at Avenue
3346 U. And, you could replace the asphalt with sod or concrete, however you wanted to do
3347 it, and have signs. Now, this would have access only to this neighborhood from the west
3348 side, so that's, you know, both for the emergency vehicles and the neighborhood.
3349 Alternative eight is a partial road closure so only eastbound traffic would be allowed
3350 through this area. And, this would prevent the general population from traveling
3351 westbound through the neighborhood. Emergency vehicles could still pass through there
3352 if they needed to. Obviously, they'd be going through a one-way street.

3353 And so, the costs vary, you know, pretty significant'..., pretty significantly. In the
3354 alternative, they can be combined, it doesn't have to be just one, but you'll see they range
3355 from \$1,500 all the way to thirty. And, the speed reduction, it really depends on the
3356 enforcement level that you have out there as well, but it ranges from half a mile an hour
3357 up to nine mile' an hour. And obviously, the permanent road closure is more of a reduction
3358 in the volume of traffic rather than speed. And we've also [stammer] signified in here
3359 which ones we think would be considered a beautification to the neighborhood as well.

3360 Alright?

3361 **Chairperson Miller-Anderson:** Alright.

3362 **Councilperson Lanier:** Madam Chair?

3363 **Chairperson Miller-Anderson:** Yes.

3364 **Councilperson Lanier:** Since I live on 13th Street....

3365 **Chairperson Miller-Anderson:** Mhmm.

3366 **Councilperson Lanier:** ...and this has been an issue with the street for the last five
3367 years, there's never been an issue with the speed.

3368 **Chairperson Miller-Anderson:** Mhmm.

3369 **Councilperson Lanier:** That's not an issue. The issue is the 18-wheelers, the UPS
3370 trucks, all types of heavy trucks that are coming through that neighborhood. So, I like a
3371 lot of those options. The, the traffic circles, the bump outs, in addition to having some
3372 signage. I think that we might wanna go the same route as the Monroe Heights deal in
3373 letting the neighborhood..., and letting that street decide how they want to proceed. But,
3374 since there are eight options on here, I know that for a fact that the closing the street off
3375 is not..., it won't be one of them.

3376 **Councilperson Lawson:** Madam Chair?

3377 **Chairperson Miller-Anderson:** Go ahead.

3378 **Councilperson Lawson:** I've heard the same thing about 13th Street. Is it an option, or
3379 an interest, of just restricting trucks going through the neighborhood?

3380 **City Manager Evans:** Madam Chair?

3381 **Chairperson Miller-Anderson:** Go ahead.

3382 **City Manager Evans:** Unfortunately, since it is a public roadway...

3383 [Inaudible dais comment]

3384 **City Manager Evans:** ...we, we can't restrict access to the, to the neighborhood. If
3385 there was a situation where the weight would impact or impede, you know, the, the
3386 infrastructure there or damage the infrastructure, then we have a little bit more to stand
3387 on. And we did do some structural reviews to see if effectively that was another
3388 mechanism we can utilize and, and based on the information that was provided,
3389 everything seems to be up to standards. So, that's why we have proffered these options
3390 for consideration.

3391 **Councilperson McCoy:** Madam Chair?

3392 **Chairperson Miller-Anderson:** Were you done, Mr. Lawson?

3393 **Councilperson Lawson:** Yes, Madam Chair.

3394 **Chairperson Miller-Anderson:** Go ahead.

3395 **Councilperson McCoy:** So, is it possible to do something like a artificial archway or
3396 something like that? Where you can reduce or prev'.., you know, you can maybe put a
3397 sign that says like, 'Entering Federal Gardens,' and have it at a certain height to prohibit,
3398 you know, large trucks from going through?

3399 **Interim Public Works Director Bailey:** If the...

3400 **Councilperson McCoy:** Similar to...

3401 **Interim Public Works Director Bailey:** ...Council wanted a...

3402 **UNK:** Like a arch...

3403 **Interim Public Works Director Bailey:** ...beautification...

3404 **Councilperson McCoy:** Some...

3405 **Interim Public Works Director Bailey:** ...project that had something large that forced
3406 vehicles to pass underneath...

3407 **Councilperson McCoy:** Like a bridge.

3408 **Interim Public Works Director Bailey:** ...and that... Pardon?

3409 **Councilperson McCoy:** Similar to how there's bridge clearances in, you know...

3410 **Chairperson Miller-Anderson:** Like an arch...

3411 **Interim Public Works Director Bailey:** Something of that nature...

3412 **Chairperson Miller-Anderson:** But would [inaudible]...

3413 **Interim Public Works Director Bailey:** I don't, I don't...

3414 **Councilperson McCoy:** Well, 'cause I...

3415 **Interim Public Works Director Bailey:** ...I don't think...

3416 **Councilperson McCoy:** ...know there's some sector dollars...

3417 **Chairperson Miller-Anderson:** [Inaudible].

3418 **Councilperson McCoy:** ...over in District...

3419 **City Manager Evans:** And, and, and here, here's the other access, the other issue
3420 is...

3421 **UNK:** [Inaudible]

3422 **City Manager Evans:** ...some people do get FedEx deliveries, some people get
3423 Amazon deliveries and so, you know, when you do that, understand that one, there's
3424 gonna be other people throughout the community that want that and two, now you're
3425 impacting the ability for, you know, cer'..., certain packages and things to be delivered as
3426 well. So, we're, we're [inaudible]...

3427 **Interim Public Works Director Bailey:** Or moving trucks.

3428 **City Manager Evans:** ...that.

3429 **Interim Public Works Director Bailey:** Remember, moving trucks are semi.

3430 **City Manager Evans:** Moving trucks as well.

3431 **Interim Public Works Director Bailey:** I mean, if somebody's a whole house, they're
3432 probably backing up a semi and...

3433 **Councilperson Lanier:** Yeah.

3434 **Interim Public Works Director Bailey:** So, the trouble is the..., it's all the same truck.
3435 Right? It's all the same truck. So the ones that help us..., help our lives be wonderful,
3436 look the same as the ones that really kind of...

3437 **Chairperson Miller-Anderson:** Aggravate...

3438 **Councilperson Lanier:** I, I think...

3439 **Interim Public Works Director Bailey:** De'.., degrade. So, there's not.., it's, it's very
3440 difficult to create physical barrier that will separate the ones we like and the ones we don't
3441 like, 'cause they're exactly the same truck.

3442 **Councilperson Lanier:** Madam Chair?

3443 **Chairperson Miller-Anderson:** Mhmm.

3444 **Councilperson Lanier:** No. I agree, the, the FedEx trucks or UPS trucks, I mean, you
3445 couldn't very well do anything about that. I know that [stammer] when Mr. Evans, City
3446 Manager, I remember one time he was here he did go and talk to UPS and they did stop.
3447 But then, you know, after he left and it just kinda started back up again. So, the
3448 conversation that he did have with that business section right there, they did stop. But
3449 then we, we were back at it, the same thing again. So, we're just trynna figure out ways
3450 now that we can just eliminate it altogether in terms of, you know, this.., maybe the circle,
3451 maybe these bump outs, something that can physically stop them from coming through
3452 because [stammer]... he's had the conversations, we've had the conversations with
3453 them. They stopped. We've had people, police officers come, they ticket, they stop. But,
3454 this has been going on for the last ten years. It's, it.., they'll stop for a minute, you know,
3455 four months, five months and then we're, we're back at it again.

3456 So, there needs to be something that permanently dis'.., you know, makes them
3457 say, 'Okay. Yeah, I'm not going down that road again.' But what happens is that, what
3458 you have to understand is that when come down 13th Street, it's not only the GPS that's
3459 bringing them there, they are avoiding three school zones, coming down.., coming down
3460 8th Street, coming down Australian, coming down Blue Heron. They come down 13th
3461 Street across, they don't.., they can avoid all three school zones. So they come down
3462 13th Street because of that. Which is one of the reasons. So, we're just trynna figure out
3463 now because we've had the ticketing, we've had the, you know, had the conversations
3464 with the, the businesses and they'll stop for a while but then they start back.

3465 So, I think at this point, we just need to have something in there that will deter them
3466 physically from coming through that neighborhood.

3467 **Interim Public Works Director Bailey:** I think, if I may interject. Our struggle, as
3468 engineers and technicians, the, the vehicles you're describing, are almost the same size
3469 as a fire truck. So, we have to design it to allow a fire truck. And...

3470 **Councilperson Lanier:** And I, I...

3471 **Interim Public Works Director Bailey:** ...if a fire truck can get through...

3472 **Councilperson Lanier:** ...I get that. I...

3473 **Interim Public Works Director Bailey:** ...I don't know...

3474 **Councilperson Lanier:** Wait a minute.

3475 **Interim Public Works Director Bailey:** ...that we're gonna...

3476 **Councilperson Lanier:** Hold on, Mr. Bailey.

3477 **Interim Public Works Director Bailey:** ...achieve...

3478 **Councilperson Lanier:** Hold on, hold on. I get that. And we've had that conversation
3479 before, about the fire trucks and I know we have to ensure that they can come because
3480 that was an issue in terms of the speed humps down 13th Street. 'Oh, the fire...', you
3481 know, 'the fire trucks may not be able to get there.' That did not deter them. They can
3482 still come down 13th Street. I'm saying, I've had this conversation, we've has this back
3483 and forth with 13th Street for the last five years. And at this point, we need to be able to
3484 bring something to the neighborhood for them to be able to say, 'We want this or we don't
3485 want that,' so that we can have something physically that impedes traffic and 18-
3486 wheelers. I'm not talking about FedEx trucks, I'm not talking about UPS truck' or a regular
3487 moving truck. I'm talking about 18', forty ton trucks that come through that neighborhood
3488 every single morning. [Pause]. So, something that deters that, is the conversation that
3489 we're trying to have with neighborhood.

3490 **Chairperson Miller-Anderson:** Alright. Anyone else? So, you want, Ms. Lanier, I
3491 understand you want them to take it out to the community with these options? You wanna
3492 do the same type of setup as their doing...

3493 **Councilperson Lanier:** Yes.

3494 **Chairperson Miller-Anderson:** ...in Monroe Heights?

3495 **Councilperson Lanier:** Yes.

3496 **Chairperson Miller-Anderson:** With all of the options?

3497 **Councilperson Lanier:** I, I think that we can take out the road closures.

3498 **Chairperson Miller-Anderson:** The two..., the partial...

3499 **Councilperson Lanier:** Yes.

3500 **Chairperson Miller-Anderson:** ...and the full?

3501 **Councilperson Lanier:** Yes.

3502 **Chairperson Miller-Anderson:** Mr. Lawson, Mr. McCoy? Anything to add?

3503 **Councilperson McCoy:** Just one question. Mr. Evans, you said it was reviewed, I
3504 guess, when, when did that happen?

3505 **City Manager Evans:** Director Bailey, if you can provide some more specificities as
3506 to when we took...

3507 **Interim Public Works Director Bailey:** It...

3508 **City Manager Evans:** ...a look at that.

3509 **Interim Public Works Director Bailey:** I believe it was in the middle of twenty seven'...
3510 eight'..., end of 2017. Because I know that this issue came up and it first started in law
3511 enforcement because there used to be 'No Truck' signs. And law enforcement went to
3512 look at implementing some pretty strict enforcement of those 'No Truck' signs, and it came
3513 back that..., and, and, Madam City Attorney, can you help me, and you may not remember
3514 as well...

3515 **Councilperson Lanier:** She, she...

3516 **Interim Public Works Director Bailey:** It was...

3517 **Councilperson Lanier:** ...wasn't, she wasn't here at that time. Sh'...

3518 **Interim Public Works Director Bailey:** But we...

3519 **Councilperson Lanier:** ...she wasn't here but...

3520 **Interim Public Works Director Bailey:** it came up again in...

3521 **Councilperson Lanier:** ...let me, but let me stop...

3522 **Chairperson Miller-Anderson:** Hold on, hold on, hold on. Both of you can't talk at...

3523 **Councilperson Lanier:** Yeah. Let me...

3524 **Chairperson Miller-Anderson:** ...the same time.

3525 **Councilperson Lanier:** ...stop you right here. I've been through this issue for the last
3526 five years in this, in this same neighborhood, this is where I live. So, there were some
3527 issue in terms of police, in terms of ticketing the..., they said, 'Oh, you can't put a sign up.'
3528 Now, I beg to differ given the fact that this, this is the City of Riviera Beach and we are
3529 the Council and I think we can put a sign where we want to put a sign. But, they took the
3530 signs down. There were signs there. They took 'em down, and said that we can't put a
3531 sign that says, you know, 'No Trucks.' They have signs all over the county that says no
3532 trucks. So, I disagree with that act, that the Police Department did. Or whoever did that.
3533 So, I'm just saying to you now... I mean, we can kill this issue and we can move forward
3534 and take this to the neighborhood so that can decide.

3535 [Pause]

3536 **Chairperson Miller-Anderson:** Alright. Mr. Lawson, you said you didn't have any
3537 comment?

3538 **Councilperson McCoy:** Well, I was just gonna ask, he was gonna defer to the
3539 Attorney, what... Is there something he was gonna get from her?

3540 **Interim Public Works Director Bailey:** Well, there.., if, if I recall correctly, the law
3541 enforcement provided, was it an Attorney General render'..., decision or determination that
3542 because it's a public road, because those vehicle' pay for that road through their gas
3543 taxes, that everyone pays, that they're allowed to use public roads. Because there was
3544 a similar situation, I believe in another part of the state, where they wanted to eliminate

3545 truck traffic through a residential neighborhood and it came out of the State Attorney's
3546 office that you can't do it because we don't segregate who pays gas tax when they go to
3547 the pump, so they.., if they fill up in the City, they part for part of the construction of that
3548 road and they have access to it. It's a very watered down, sort of.., my recollection of the
3549 situation when, when it came up, eighteen, twenty-four months ago.

3550 **Chairperson Miller-Anderson:** So then, the neighborhoods where we see those signs,
3551 they're allowed to put those up because it may impact the roadway in a negative way?
3552 How do the other neighborhood'...

3553 **Interim Public Works Director Bailey:** If there's a safety issue. So, initially this came
3554 up with the covert on the canal...

3555 **Chairperson Miller-Anderson:** Mhmm.

3556 **Interim Public Works Director Bailey:** ...and we looked at the original design, the
3557 construction on whether that covert would collapse, 'cause people though, potentially, the
3558 weight of the trucks would collapse the cover. And, as you heard Mr. Evans said, that
3559 analysis was done and it was confirmed that there is no safety issue with trucks over that
3560 covert and it's potential to sort of cave in and.., cave in the road. So, with that eliminated,
3561 there is no public safety.., and I'll say safety concern. There is a nuisance, and it's
3562 acknowledged but in order to restrict access, there has to be a clear public safety reason,
3563 obviously, like a bridge falling down or something of that nature which would then give
3564 you cause to not allow heavy vehicles when you know it's going create a safety issue.

3565 **Chairperson Miller-Anderson:** So, the places I'm speaking of are not actually in the
3566 City, they're in other cities and I'm.., they're just roads. You know? In the neighborhoods.
3567 But, maybe that was just grandfathered in? Did this change at some point in time?
3568 Because I, I know there is no safety issue with some of the places I've seen.

3569 **Councilperson Lanier:** Yeah. And you see...

3570 **City Manager Evans:** And...

3571 **Councilperson Lanier:** ...truck signs up...

3572 **City Manager Evans:** We...

3573 **Councilperson Lanier:** ...that which means that makes no sense given the fact that
3574 you can close it off if you want to.

3575 **City Manager Evans:** We can place signs but it's unforceable . So some
3576 communities place signs but they can't cite or restrict somebody if they did want to go
3577 through it. And, from the law enforcement perspective, they were concerned about a sign
3578 that effectively says no truck traffic and then they call from a resident, and then say they
3579 can't enforce it, and then the resident says, 'Well, why do you have the sign?'

3580 **Chairperson Miller-Anderson:** Right. Right. Like the bike lane...

3581 **City Manager Evans:** Mm.

3582 **Chairperson Miller-Anderson:** ...that they park in. Okay. So, Ms. Lanier?

3583 SL: We're gonna move forward with the... And then too, I think that the City does have
3584 some home rule authority to risk trucks traveling on residential areas. That's first and
3585 foremost.

3586 **Chairperson Miller-Anderson:** Can you all get some information on that and bring it
3587 back to the Board?

3588 **City Manager Evans:** Yeah. We, we can pull the, the Attorney General opinion,
3589 'cause I've, I've read it and, and we've..., it's the same question that was posed.

3590 **Chairperson Miller-Anderson:** Okay.

3591 **City Manager Evans:** About that. So we can get that and have Legal take a look at
3592 it and provide some perspective as well.

3593 **Chairperson Miller-Anderson:** Okay. So, we'll move forward to the community with all
3594 the options except for the partial and the full closure?

3595 **Councilperson Lawson:** Mhmm.

3596 **Chairperson Miller-Anderson:** Everyone okay with that?

3597 **Councilperson McCoy:** Yes.

3598 **Chairperson Miller-Anderson:** Alright. That's it for this Item?

3599 **Councilperson McCoy:** Move...

3600 **Chairperson Miller-Anderson:** That is...

3601 **Councilperson McCoy:** ...to adjourn.

3602 **Chairperson Miller-Anderson:** ...end of... I'm actually right there with you all on that.
3603 You know that, right?

3604 [Inaudible dais comment]

3605 **City Manager Evans:** I, I can move through mine very quickly.

3606 **Councilperson Lanier:** We're all on the same page with it.

3607 **Chairperson Miller-Anderson:** Okay. Alright. Go ahead, Mr. Evans.

3608 **11. Chairperson Miller-Anderson:** Item No. 11, is where we are, Ms...

3609 **City Manager Evans:** Yes.

3610 **Chairperson Miller-Anderson:** ...Claudene. No. 11. Eleven. Item No. 11.

3611 [Inaudible comment]

3612 **City Clerk Anthony: ONE CENT INFRASTRUCTURE SALES SURTAX**
3613 **APPOINTMENT OF OVERSIGHT COMMITTEE**

3614 **JONATHAN EVENS, CITY MANAGER, (561) 8126590**

3615 **Chairperson Miller-Anderson:** Alright.

3616 **City Clerk Anthony:** Madam Chair, we do not have any public comment cards on
3617 this Item. The acceptance of public comment cards on this Item is now closed.

3618 **Chairperson Miller-Anderson:** Alright. Thank you. Mr. Evans.

3619 **City Manager Evans:** Madam Chair, based on the direction that was provided by the
3620 City Council at one of your previous workshop discussions and subsequent City Council
3621 meeting, Staff moved forward with adopting a Resolution that established the elements
3622 associated with the Surtax Committee. To date, we have, and we just received today,
3623 four names of individuals that would like to serve on that committee, and Staff is
3624 recommending the approval of the individuals to serve on that committee. Their
3625 applications will be on file with the City Clerk's office. Some of them have filled out a
3626 previous application, so we need to get them to modify their application to, to have the
3627 appropriate application consistent with what the application is for the Surtax Committee.
3628 The names of the individuals that have applied to serve on the Surtax Committee are Mr.
3629 Jackson, Ms. Cruz, Mrs. Terrell, and Ms. Coffey was a submission that we received today.

3630 **Chairperson Miller-Anderson:** Not Mr. Javarious Jackson? Just to be clear.

3631 **Councilperson McCoy:** Jay Jackson?

3632 **City Manager Evans:** No. Ms. Javar'..., not Mr. Javarious Jackson, no.

3633 [Chuckles]

3634 **City Manager Evans:** So...

3635 [Inaudible dais comments]

3636 **City Manager Evans:** Staff is, Staff is recommending the approval of these four
3637 individuals as it stand at this particular moment, so we can start the conversations and
3638 discussions. If additional applications do come in or the Council has any
3639 recommendations, we would look to bring that back to you in a subsequent meeting for
3640 their confirmation and appointment to the Surtax Committee. And Staff recommends
3641 approval of the four names that were mentioned and us beginning the conversations and
3642 the work product with the surtax oversight committee.

3643 **Chairperson Miller-Anderson:** Alright. Do we have a motion?

3644 **Councilperson Lawson:** Madam...

3645 **Councilperson McCoy:** So moved.

3646 **Councilperson Lawson:** ...Chair.

3647 **Chairperson Miller-Anderson:** Yes.

3648 **Councilperson Lanier:** Second.

3649 **Chairperson Miller-Anderson:** Okay. Mr. Lawson.

3650 **Councilperson Lawson:** Yes. Per our conversation with Mr. Evans today, I do have
3651 another applicant that's gonna be submitting for the surtax as well.

3652 **Chairperson Miller-Anderson:** Okay.

3653 **Councilperson Lawson:** I just wanted to announce that to the Council.

3654 **Chairperson Miller-Anderson:** So we're just voting on the four tonight, right?

3655 **Councilperson Lawson:** Just the four.

3656 **Chairperson Miller-Anderson:** Okay. Alright. Madam Clerk.

3657 **City Clerk Anthony:** Councilperson Lawson?

3658 **Councilperson Lawson:** Yes.

3659 **City Clerk Anthony:** Councilperson Lanier?

3660 **Councilperson Lanier:** Yes.

3661 **City Clerk Anthony:** Councilperson McCoy?

3662 **Councilperson McCoy:** Yes.

3663 **City Clerk Anthony:** Chair Miller-Anderson?

3664 **Chairperson Miller-Anderson:** Yes.

3665 **City Clerk Anthony:** Unanimous vote.

3666 **12. ITEM NO. 12**

3667 **Chairperson Miller-Anderson:** Item No. 12.

3668 **City Manager Evans:** Madam Chair, this Item is...

3669 **Chairperson Miller-Anderson:** You read the name off of it? What is it?

3670 **City Clerk Anthony:** **PEANUT ISLAND UPDATE**

3671 **JONATHAN EVANS, CITY MANAGER (561) 812-6590**

3672 **Chairperson Miller-Anderson:** Alright.

3673 **Councilperson Lanier:** Madam Chair, right before we move forward, could we make
3674 sure that those names are published?

3675 **City Manager Evans:** Yes. Yes. The...

3676 **Councilperson Lanier:** Thank you.

3677 **City Manager Evans:** ...the...

3678 **Councilperson Lanier:** Full names.

3679 **City Manager Evans:** The, the three names are published in the Agenda Items. The
3680 last name, Ms. Coffey, we will make sure that we, we publish that on our website, as far
3681 as the individuals that are on the Surtax Committee. We can certainly do that.

3682 **City Clerk Anthony:** And Madam Chair, we do not have any public comment cards
3683 on Item No. 12.

3684 **Chairperson Miller-Anderson:** Okay.

3685 **City Clerk Anthony:** The acceptance of public comment cards on this Item is now
3686 closed.

3687 **Chairperson Miller-Anderson:** Alright.
3688

3689 **City Manager Evans:** Madam Chair, this Item is updating on the status of Peanut
3690 Island. We've had continued discussions with the Port of Palm Beach and feel that we
3691 are in a good place as it relates to the potentiality of the City of Riviera Beach being a
3692 partner as it relates to the restoration and reconstruction of the facilities on Peanut Island.
3693 We have had conversations with private sector firms that are interested in participating
3694 with the City of Riviera Beach. However, one of the things that I do want to get correction
3695 from the Board is, I, I would like to put together a scope of work or a scope of
3696 responsibilities for purposes of going through a competitive solicitation process to see
3697 what proposals or interest we get from the private sector to assist us in this endeavor. I
3698 think it's abundantly clear from this Board that we as a City would assist in
3699 the grant funding and the grant writing as it relates to Peanut Island, but bringing ad
3700 valorem tax revenue to the table, would be something that the Council would have to think
3701 long and hard of about and looking to leverage some other ways to see this particular
3702 opportunity come to life. But I think in the abundance of caution, I would like to, at your
3703 next City Council meeting, put together basically what an arrangement would look like in
3704 the event that the City is to partner up with the private sector and then ultimately, get the
3705 Board's blessing on what that document is so we can go through a, a competitive
3706 solicitation process where we get proposals from the private sector, or the public sector
3707 that may be interested in participating with us.

3708 Also, I do want to update the Port of Palm Beach that there is still a desire from the
3709 City of Riviera Beach to be the entity involved in securing the lease of the 4.3 acres, that
3710 includes the boathouse, the Coast Guard facility and the Kennedy bunker. And our
3711 intention is to activate the site to help promote some passive recreational uses, to also
3712 provide ecotourism and a special place for events and venues. But one of the major
3713 elements associated with that is the modification to the Ordinance that the county has in

3714 place that really impedes our ability to do some of the things that we believe create the
3715 synergy necessary to facilitate the contribution that is necessary.

3716 So, this Item is to bring you up to speed and ultimately see if the Board is interested
3717 in me bringing forward what a potential arrangement would look like, or what the City
3718 would like to see proposers bring forward for our consideration for a partnership in actually
3719 operating and restoring those historic facilities on Peanut Island.

3720 **Chairperson Miller-Anderson:** Alright. Did we have any public comment cards on this
3721 Item? You said no, right? Alright. I remember. Mr. McCoy, Ms. Lanier, Mr. Lawson, any
3722 comments? [Pause]. Alright.

3723 **City Manager Evans:** Alright. I will...

3724 **Chairperson Miller-Anderson:** You're gonna take that and...

3725 **City Manager Evans:** I will bring it back to you at your first meeting in February.

3726 **Chairperson Miller-Anderson:** Alright.

3727 **BOARD APPOINTMENTS**

3728 **Chairperson Miller-Anderson:** Board appointments.

3729 **13. Chairperson Miller-Anderson:** Item No. 13.

3730 **City Clerk Anthony: APPOINTMENT OF AUDIT COMMITTEE**

3731 **RANDY SHERMAN, DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES**
3732 **(561) 845-4040**

3733 **City Clerk Anthony:** Madam Chair, we do not have any public comment cards on
3734 this Item. The acceptance of public comment cards on this Item is now closed.

3735 **Chairperson Miller-Anderson:** Alright. Mr. Evans. Yeah, Mr. Evans.

3736 **City Manager Evans:** Madam Chair, and, and Members of the Board, pursuant to
3737 the conversation that we had with the Board at previous discussions, Staff is bringing
3738 forward an Item for you to consider as it relates to the appointment of members on the
3739 Audit Committee. One of the things that we would like to receive from the Board this
3740 evening, is one of you to serve as the Chair as required, per the statute, for the Audit
3741 Committee. And then, if you have a name or names that can be provided for appointment
3742 so we can move expeditiously in seating the Audit Committee. I believe that Dr. Botel
3743 has proffered a name and I believe that is Mr. Norm Adams to be considered a candidate
3744 for appointment on the Audit Committee. So, we're looking for a committee between
3745 three and five people, not to exceed five people. The.., considering we're gonna have to
3746 move very quickly, the, the sh'.., the smaller committee would be a little bit more nimble
3747 to coordinate schedules and move pretty quickly 'cause we have to develop a request for
3748 proposal, they have to work on the, the, the bid packet and the information that the firms
3749 will be scored on, and then ultimately, bring that back.

3750 So Staff is here requesting one of the Members of the Council to be appointed as
3751 the Chair of that committee, and then two, accepting the name of Mr. Adams as a potential
3752 appointee, or any other appointees that you would like to proffer at this evening's meeting
3753 so we can convene the group and then move forward with the, the process that's
3754 necessary so we can comply with the statutory requirements to complete our audit.

3755 **Chairperson Miller-Anderson:** So we would be looking for an odd number? Three...

3756 **City Manager Evans:** Yeah. I...

3757 **Chairperson Miller-Anderson:** ...or five?

3758 **City Manager Evans:** Yes, Madam Chair. That would be...

3759 **Chairperson Miller-Anderson:** Okay. So...

3760 **City Manager Evans:** ...Staff's recommendation.

3761 **Chairperson Miller-Anderson:** ...Norm is one of them. One of them will be a Council
3762 Member, and then we need one more person?

3763 **Councilperson McCoy:** Madam Chair?

3764 **Chairperson Miller-Anderson:** Yes.

3765 **Councilperson McCoy:** I had a name. Actually, I was ill and I would've had them to
3766 do the application, but Deandra Estelle. She's a local CPA and.., here in the City.

3767 **Chairperson Miller-Anderson:** Alright. Does anyone...

3768 **Councilperson McCoy:** She expressed that she would serve. I just didn't get a chance
3769 to get her the application packet.

3770 **Chairperson Miller-Anderson:** Well, Norm hasn't.., has he submitted an application?

3771 **City Manager Evans:** I, I.., we have not received an application, just an email, I
3772 believe from, from Dr. Botel.

3773 **Chairperson Miller-Anderson:** Okay. So...

3774 **City Manager Evans:** And we would have them go ahead and submit an application,
3775 but what we will do is bring their application back, you know, just for administrative
3776 appointments, but we want to start having conversation with them and giving them
3777 information as to what we would like for them to start working on.

3778 **Chairperson Miller-Anderson:** So, she agr'.., she wants...

3779 **Councilperson McCoy:** Mhmm.

3780 **Chairperson Miller-Anderson:** ...to be on? Did you have somebody?

3781 **Councilperson Lanier:** Yeah. I have one too.

3782 **Chairperson Miller-Anderson:** Who?

3783 **Councilperson Lanier:** Kimberly, I forgot her last name. She sent me her resume.
3784 [Pause]. Kimberly, she sent me her resume.

3785 **Chairperson Miller-Anderson:** Okay. While she's doing that, what... I would imagine,
3786 we have two tax people up here, so it would be outta those two?

3787 **Councilperson McCoy:** Oh no, it won't be me.

3788 **Chairperson Miller-Anderson:** It won't be Mr. McCoy. What about Mr. Lawson? Or
3789 Ms. Lanier?

3790 **Councilperson McCoy:** Or even the Chair.

3791 **Chairperson Miller-Anderson:** No. The Chair is going to step back on this one and let
3792 you have it.

3793 **Councilperson Lanier:** Yeah.

3794 **Councilperson Lawson:** Ms. Lanier, I think you [inaudible]...

3795 **City Manager Evans:** Madam Chair, if I may? I, I have seen where Boards do
3796 appoint members that are not present at meetings as...

3797 **Chairperson Miller-Anderson:** And I, I., and I know she's very, very available. I'm
3798 sure would love one more thing on her plate, so we're not gonna leave her off.

3799 **Councilperson McCoy:** Who's that? Councilwoman Lanier?

3800 **Chairperson Miller-Anderson:** Botel.

3801 **Councilperson McCoy:** Well, Lanier's good too. She's ready...

3802 **Councilperson Lanier:** Mm.

3803 **Chairperson Miller-Anderson:** You, you...

3804 **Councilperson Lawson:** [Stammer].

3805 **Chairperson Miller-Anderson:** ...look like you wanna jump in here, Mr. Lawson.

3806 **Councilperson Lawson:** Well, it's just gonna be difficult, my schedule right now.

3807 **Councilperson McCoy:** And that's exactly...

3808 **Chairperson Miller-Anderson:** Oh, I thought you were going to say...

3809 **Councilperson Lawson:** That's the only reason...

3810 **Chairperson Miller-Anderson:** ...you wanted to.

3811 **Councilperson Lawson:** ...I would normally...

3812 **Councilperson Lanier:** They meet at night?

3813 **Councilperson Lawson:** ...[inaudible].

3814 **City Manager Evans:** As th...

3815 **Councilperson Lanier:** It would have to.

3816 **City Manager Evans:** ..., the Councilperson would be the Chair, so whenever that
3817 Councilperson would want to have those meetings.

3818 **Councilperson Lanier:** [Ooo sound].

3819 **City Manager Evans:** [Chuckle].

3820 **Councilperson McCoy:** I nominate Councilwoman Lanier.

3821 **Councilperson Lanier:** Meet Sunday for brunch. But go.., yeah, we can do that.

3822 **City Manager Evans:** Okay.

3823 **Chairperson Miller-Anderson:** You're gonna do it?

3824 **Councilperson Lanier:** Yeah. Sure.

3825 **City Manager Evans:** Okay.

3826 **Chairperson Miller-Anderson:** Alright, Ms. Lanier. Alright. So. Norm Adams, Shirley
3827 Lanier, Deand'.., you said Deandra or Deandra?

3828 **Councilperson McCoy:** Deandra.

3829 **Chairperson Miller-Anderson:** Deandra Estelle.

3830 **Councilperson McCoy:** Estelle.

3831 **Chairperson Miller-Anderson:** Kimberly who?

3832 **Councilperson Lanier:** What's Kimberly' last name?

3833 **Chairperson Miller-Anderson:** Jackson?

3834 **Councilperson Lanier:** Yes.

3835 **Chairperson Miller-Anderson:** Oh.

3836 **Councilperson Lanier:** Yes. Ms. Jackson, I...

3837 [Chuckles]

3838 **Chairperson Miller-Anderson:** I'm good.

3839 **Councilperson Lanier:** I, I forgot it. [Chuckle].

3840 **City Manager Evans:** Okay.

3841 **Chairperson Miller-Anderson:** Alright. So...

3842 **Councilperson Lanier:** It slipped...

3843 **Chairperson Miller-Anderson:** ...Kimberly Jackson

3844 **Councilperson Lanier:** ...[inaudible]. Yeah, Kimberly Jackson.

3845 **Chairperson Miller-Anderson:** ...and who said... Lawson, you said you had
3846 somebody?

3847 **Councilperson Lawson:** No.

3848 **Chairperson Miller-Anderson:** Oh.

3849 **UNK:** Tiffany Jackson?

3850 **Chairperson Miller-Anderson:** Alright. So...

3851 **Councilperson McCoy:** Is that..., Jackson...

3852 [Inaudible dais comment]

3853 **Councilperson McCoy:** ...is that Jay Jackson? Javar'...?

3854 **Councilperson Lanier:** [Chuckle].

3855 **City Manager Evans:** Kimberly Jackson.

3856 **Chairperson Miller-Anderson:** Kimberly Jackson.

3857 **Councilperson McCoy:** Oh, Kimberly, oh.

3858 **City Attorney Wynn:** Oh, Kimberly Jackson.

3859 **Chairperson Miller-Anderson:** So four... Would we...

3860 **Councilperson Lanier:** We would have to...

3861 **Chairperson Miller-Anderson:** One...

3862 **Councilperson Lanier:** ...have another one [inaudible]...

3863 **City Manager Evans:** You, you can..., you can keep it at four or you can look to
3864 appoint a fifth.

3865 **Chairperson Miller-Anderson:** No. It's easier with the odd number.

3866 **Councilperson Lanier:** Yeah.

3867 **City Attorney Wynn:** Correct.

3868 **City Manager Evans:** That is... Yeah.

3869 **City Clerk Anthony:** Who, who... Madam Cahir, who's the elected official again,
3870 that will be serving?

3871 **Chairperson Miller-Anderson:** Ms. Lanier.

3872 **City Manager Evans:** [Inaudible] Lanier.

3873 **City Clerk Anthony:** Ms. Lanier? Okay.

3874 **City Manager Evans:** Yes.

3875 **Chairperson Miller-Anderson:** Anyone else have someone else they want to add to
3876 make it a fifth one?

3877 **Councilperson Lawson:** I can have another individual. I just haven't got a commitment
3878 from them yet, but...

3879 **Chairperson Miller-Anderson:** Can we come back with the other one?

3880 **Councilperson Lawson:** 'Be able to come back with [inaudible]...

3881 **Chairperson Miller-Anderson:** The name?

3882 **City Manager Evans:** Yeah. We, we can come back with...

3883 **Councilperson Lawson:** [Inaudible].

3884 **City Manager Evans:** ...the other one. We can definitely come back with the other
3885 one.

3886 **Councilperson Lawson:** [Stammer].., I'll have a recommendation to you by tomorrow,
3887 Mr. Evans. I just to...

3888 **City Manager Evans:** Alright.

3889 **Councilperson Lawson:** ...confirm with the individual first.

3890 **City Manager Evans:** Okay.

3891 **Chairperson Miller-Anderson:** Alright.

3892 [Inaudible dais comment]

3893 **Councilperson McCoy:** Well, you know... And, you know, I don't know...

3894 [Inaudible dais comment]

3895 **Councilperson McCoy:** Okay. Yeah. That's fine. But, you know, we shouldn't wait
3896 an'..., because, I mean, it's not like they'll be doing anything contentious that there'll be a
3897 [inaudible] vote.

3898 **City Manager Evans:** Yeah. [Stammer]...

3899 **Councilperson McCoy:** They're essentially, putting...

3900 **Councilperson Lawson:** [Inaudible]...

3901 **Chairperson Miller-Anderson:** They can get started.

3902 **City Clerk Anthony:** Madam Chair?

3903 **City Manager Evans:** Yeah.

3904 **City Clerk Anthony:** In discussing with the, the City Attorney, I would like to
3905 suggest that you all make a motion to appoint these individuals...

3906 **City Manager Evans:** Yes.

3907 **City Clerk Anthony:** ...because, as of this point, once you all have made this
3908 decision, they would now have to operate up under the Sunshine law.

3909 **City Manager Evans:** Yes.

3910 **Councilperson Lawson:** Mm.

3911 **City Manager Evans:** Yes.

3912 **Chairperson Miller-Anderson:** Okay.

3913 **City Manager Evans:** And, and I think that's why the Chair was writing the names
3914 down, 'cause that's what we would recommend as part of the motion to approve the Item
3915 with the appointment of these members, and then Councilman Lawson providing a
3916 member within the next day or so.

3917 **City Clerk Anthony:** And that also goes for those that were appointed to the Surtax
3918 Committee. They are now operating up under the Sunshine law.

3919 **City Manager Evans:** Right.

3920 **Chairperson Miller-Anderson:** Alright. So, communicates that to them?

3921 **City Manager Evans:** We will communicate that with them. And, and that's why e'...,
3922 on the new application, it states that and they acknowledge that. And that will be their
3923 first meeting, Sunshine law and understanding their roles and responsibilities.

3924 **Chairperson Miller-Anderson:** Alright.

3925 **City Manager Evans:** Because all their meetings would have to be publicly noticed,
3926 et. cetera.

3927 **Chairperson Miller-Anderson:** Alright. So, we'll be looking for someone to make a
3928 motion to appoint Norm Adams, Ms. Shirley Lanier, Deandra Estelle, Kimberly Jackson
3929 to the Audit Committee. And, an additional name will come at a later date.

3930 **Councilperson Lanier:** So moved.

3931 **Councilperson McCoy:** Second.

3932 **Chairperson Miller-Anderson:** Alright. Madam Clerk.

3933 **City Clerk Anthony:** Councilperson Lawson?

3934 **Councilperson Lawson:** Yes.

3935 **City Clerk Anthony:** Councilperson Lanier?

3936 **Councilperson Lanier:** Yes.

3937 **City Clerk Anthony:** Council Member McCoy?

3938 **Councilperson McCoy:** Yes.

3939 **City Clerk Anthony:** Chair Miller-Anderson?

3940 **Chairperson Miller-Anderson:** Yes.

3941 [Pause]

3942 **City Manager Evans:** Yes.

3943 [Pause]

3944 **UNK:** Alright.

3945 **Chairperson Miller-Anderson:** She don't... It sounds like you're supposed...

3946 **City Attorney Wynn:** [Inaudible].

3947 **Chairperson Miller-Anderson:** Don't you usually say something afterwards?

3948 **City Clerk Anthony:** Motion is approved.

3949 **Chairperson Miller-Anderson:** Thank you.

3950 **City Clerk Anthony:** Motion is approved.

3951 **Chairperson Miller-Anderson:** [Chuckle]. Yeah. Everybody's going to sleep here.

3952 Come on. We're almost done.

3953 [Chuckles]

3954 **14. Chairperson Miller-Anderson:** Item No. 14.

3955 **DISCUSSION BY CITY MANAGER**

3956 **Chairperson Miller-Anderson:** Discussion by City Manager.

3957 **City Clerk Anthony:** **TOWN OF MANGONIA PARK UPDATE**

3958 **JONATHAN EVANS, CITY MANAGER (561) 812-6590**

3959 **City Clerk Anthony:** Madam Chair, we do not have any public comment cards on
3960 this Item. The acceptance of public comment cards on this Item is now closed.

3961 **Chairperson Miller-Anderson:** Alright. Mr. Evans.

3962 **City Manager Evans:** Madam Chair, pursuant to the direction that was provided to
3963 the Board at a previous meeting whereby we provided notice to the Town of Mangonia
3964 Park that we were not interested in moving forward with a additional agreement for future
3965 years, and that we wanted them to cure the over \$500,000 balance that was owed, we
3966 went through the dispute resolution process with Legal present and Administration, and
3967 we were able to work out basically what we believe to be the terms and conditions of a
3968 settlement with regards to the amount that is owed to the City of Riviera Beach. The
3969 Town of Mangonia Park, this evening,, is having the discussion and that's where Assistant
3970 Manager Jacobs is at this particular moment. The thought process and what the
3971 agreement would contemplate is that they would pay the City of Riviera Beach \$355,000
3972 of the \$500,000 that is owed to the City of Riviera Beach. Also, that they will continue to
3973 make themselves current as we continue to work through another long term agreement
3974 with them. There is a \$148,000 that is still outstanding, that we are working with them as
3975 a mechanism to provide some clarity as far as some of the charges, but also, they wanted
3976 to be able to go back to their Council and say this is something that we effectively have
3977 to keep Riviera Beach involved and engaged in the conversation with the Town of
3978 Mangonia Park. We believe that there is some value as it relates to a long term
3979 agreement with Mangonia Park. If we look at moving forward with them, with another
3980 fifteen year agreement, the term and conditions of the agreement, the value of the
3981 contract is approximately \$7.5M over a fifteen year period. If you were to also put in the
3982 CPI, which has been over the term of the contract that we executed with them from 2005,
3983 which is set to expire in 2020, and if you accounted for the CPI, you're looking at a contract
3984 that is valued close to \$10M, if we look to move forward. One of the things that we will
3985 have conversations about in future discussions, and not to give out what our strategy is,
3986 is that there's so'..., certain elements that the Town of Mangonia Park wants the City of
3987 Riviera Beach to consider as part of contractual negotiations, but we want to get them
3988 paying on time, we wanna get them current and we also want to work towards a long term
3989 agreement because there is value. In the event that the City loses that revenue stream,
3990 obviously, you have to find a mechanism to bridge the gap for the shortfall.

3991 So, more information will be happening, as it relates to that, but I did want to let
3992 you know that we did have a productive conversation and there's certain elements that
3993 we put in place to ensure that they pay their bill on time and that we work towards a long
3994 term agreement. So, this is just for your edification and ultimately, this would have to
3995 come back before the Utility District for ratification, as it relates to the agreement between
3996 both parties to cure the outstanding issues.

3997 And, Ms. Wynn, I didn't know if you had anything else to add as it relates to the
3998 conversation we had with them?

3999 **City Attorney Wynn:** No. You covered everything. Thank you.

4000 **City Manager Evans:** Alright.

4001 **Chairperson Miller-Anderson:** Alright. Discussion by City Att'., well, were there any
4002 questions or comments for Mr. Evans, regarding this Item? [Pause]. Alright.

4003 **DISCUSSION BY CITY ATTORNEY**

4004 **Chairperson Miller-Anderson:** Discussion by City Attorney.

4005 **City Attorney Wynn:** No comments.

4006 **Chairperson Miller-Anderson:** Alright.

4007 **CITY COUNCIL COMMITTEE REPORTS**

4008 **Chairperson Miller-Anderson:** City Council committee reports. Any committee
4009 reports?

4010 **Councilperson Lawson:** Madam Chair?

4011 **Chairperson Miller-Anderson:** Yes.

4012 **Councilperson Lawson:** The meeting next month, I believe the TPA...

4013 **Chairperson Miller-Anderson:** Yes.

4014 **Councilperson Lawson:** ...will be a [pause] I could say, highly contentious meeting
4015 based upon some of the discussion that was happening at the last meeting. Myself and
4016 Councilwoman Lanier are the., serving on the Board over at TPA and there was
4017 discussion about State Road 7, that we...

4018 **Chairperson Miller-Anderson:** You're serving on it, not together.

4019 **Councilperson Lawson:** No.

4020 **Councilperson Lanier:** [Inaudible].

4021 **Councilperson Lawson:** I'm sorry. We, we've ser'., I've served as the alternate and
4022 she was the primary. So, just to make sure that we have some representation there, we
4023 are gonna make sure that we work out , before the next meeting. I don't have the exact
4024 date but I think it's gonna be after our next Council, so by then we'll be able to work out a
4025 schedule at the next meeting to determine who will be able to attend. And we've, as a
4026 Council, I just wanna make sure that we're well attended at these meetings and we can
4027 implement some of the, the plans of our City, and sitting down with Mr. Bailey and Mr.
4028 Evans about what we'd like to see and what improvements we'd like so we can actually
4029 be a player with the TPA as well. So, by the next meeting, I'm gonna have a discussion
4030 with Mr. Evans to just talk about some of the roadwork that we would like to have done.

4031 **Chairperson Miller-Anderson:** Alright.

4032 **Councilperson Lawson:** And then also, myself and Ms. Lanier will make.., have a
4033 discussion at the next meeting to just confirm our schedules for the following TPA.

4034 **Chairperson Miller-Anderson:** Alright. Any other committee reports?

4035 **STATEMENTS BY THE MAYOR AND CITY COUNCIL**

4036 **Chairperson Miller-Anderson:** Statements by the Mayor and City Council. We'll start
4037 with Mr. McCoy.

4038 **Councilperson McCoy:** I have nothing.

4039 **Chairperson Miller-Anderson:** Oh. Gosh. Ms. Lanier.

4040 **Councilperson Lanier:** I have nothing [inaudible].

4041 **Chairperson Miller-Anderson:** [Inaudible]. Mr. Lawson? He has something, of
4042 course.

4043 **Councilperson Lawson:** I have nothing, Madam Chair.

4044 **Chairperson Miller-Anderson:** I don't believe that.

4045 [Chuckles]

4046 **Chairperson Miller-Anderson:** Are you serious? Well, I have something and I don't
4047 want...

4048 **Councilperson Lanier:** What?

4049 **Chairperson Miller-Anderson:** ...you pack up.

4050 **Councilperson Lanier:** What?

4051 **Chairperson Miller-Anderson:** Well, I just wanted to.., just talk a little bit about our
4052 Palm Beach County Day.

4053 **Councilperson Lanier:** Oh, nice.

4054 **Chairperson Miller-Anderson:** See? We all...

4055 **Councilperson McCoy:** We're back here tomorrow...

4056 **Chairperson Miller-Anderson:** Are we?

4057 **Councilperson McCoy:** ...for the...

4058 **Chairperson Miller-Anderson:** Maybe I don't wanna ta'...

4059 **Councilperson McCoy:** ...CRA meeting, so.

4060 **Chairperson Miller-Anderson:** It's the City Mana'.., it's the City Council meeting, I
4061 wanna talk about it tonight. If you...

4062 **Councilperson Lanier:** [Inaudible].

4063 **Chairperson Miller-Anderson:** ... don't mind, thank you.

4064 So, the City Council attended Palm Beach County Day on last week, quite a few
4065 of us. And I thought it was very productive. Mr. McCoy probably has more information
4066 to share.

4067 [Chuckles]

4068 **Chairperson Miller-Anderson:** Were you planning on sharing that tomorrow, since
4069 you were.., you got ahead of us.

4070 **Councilperson McCoy:** No. I think when I went up there, it...

4071 **Chairperson Miller-Anderson:** [Inaudible].

4072 **Councilperson McCoy:** ...almost took me out.

4073 **Chairperson Miller-Anderson:** Oh. [Chuckle].

4074 **Councilperson McCoy:** Because I went, you know, I was going five days straight.

4075 **Councilperson Lanier:** Oh, that's how you got sick?

4076 **Councilperson McCoy:** Yeah. And then, come back to something...

4077 **Chairperson Miller-Anderson:** Well, he represented us up there well before many of
4078 us got there, so we thank you for that, Mr. McCoy. But, I think it was pretty productive
4079 and, and trying to secure funds for our Utility District.

4080 **Councilperson McCoy:** But...

4081 **Chairperson Miller-Anderson:** So...

4082 **Councilperson McCoy:** But, but Members...

4083 **Chairperson Miller-Anderson:** I thought this...

4084 **Councilperson McCoy:** Let... Can I...

4085 **Chairperson Miller-Anderson:** ...was my comment...

4086 **Councilperson McCoy:** Can I...

4087 **Chairperson Miller-Anderson:** ...time.

4088 **Councilperson McCoy:** Can I say this?

4089 **Chairperson Miller-Anderson:** Yes.

4090 [Chuckles]

4091 **Councilperson McCoy:** I gotta say this. You know, the work is really not done. There
4092 has to be follow up because, you know, we got the very first day of session, there's
4093 probably another fifty-five more to go and they probably already forgotten...

4094 **Chairperson Miller-Anderson:** [Inaudible]. Okay.

4095 **Councilperson McCoy:** ...about us.

4096 **Chairperson Miller-Anderson:** So, we're gonna stay in contact with our lobbyist and
4097 our reps and senators and just make sure they remember why we came up there and
4098 we're still...

4099 **Councilperson Lanier:** [Inaudible].

4100 **Chairperson Miller-Anderson:** ...here.

4101 **Councilperson Lawson:** Madam Chair?

4102 **Chairperson Miller-Anderson:** Yes.

4103 **Councilperson Lawson:** I think we should definitely make a point to having somebody
4104 go there..., back to Tallahassee before sessions out, whether it's Mr. Evans and one of
4105 our colleagues up here on the dais. So...

4106 **Chairperson Miller-Anderson:** But you all know that the Florida League of Cities'
4107 legislative days are coming up...

4108 **Councilperson Lawson:** Yes.

4109 **Chairperson Miller-Anderson:** ...the first week, I think, of February.
4110 So, if anyone plans on attending that, that is another opportunity to go in front of them.
4111 So, might wanna take a look at that date if you were not planning on going. It's pretty
4112 impactful, like the Palm Beach County Day. At least I think it is.

4113 And I just wanted to thank Parks & Rec and all of the departments that participated
4114 in making the MLK parade and other activities successful. The weather was great, so it,
4115 it, it really worked out very well for us, I think.

4116 I, I don't..., if I had something else to say, I kinda forgot it at this point, 'cause...

4117 **Councilperson McCoy:** [Inaudible].

4118 **Chairperson Miller-Anderson:** ...getting... I don't know. It's not even late, guys.

4119 **Councilperson Lanier:** I know but it's...

4120 **Chairperson Miller-Anderson:** I don't know but for some reason we're..., it just seemed
4121 very long. But, I think we got a lot accomplished and we do have another meeting
4122 tomorrow, so maybe tomorrow you all can gas up and be ready to...

4123 **Councilperson Lanier:** [Inaudible].

4124 **Chairperson Miller-Anderson:** ...talk.

4125 [Inaudible comments]

4126 **Chairperson Miller-Anderson:** With that being said... You have something now?

4127 **City Manager Evans:** Yeah, yes.

4128 **Chairperson Miller-Anderson:** Okay.

4129 **City Manager Evans:** Really quick, Madam Chair. I'm, I'm sorry. I'm sorry.

4130 [Chuckle]

4131 **City Manager Evans:** Just really quickly, tomorrow from 10:00 to noon...

4132 **Chairperson Miller-Anderson:** Oh yes.

4133 **City Manager Evans:** ...is the Heron Estates grand opening.

4134 **Chairperson Miller-Anderson:** Right.

4135 **City Manager Evans:** So, if you can be in attendance, certainly, they, they would
4136 love to have you in attendance. We have the event, the soiree, on Friday and so,
4137 hopefully, see everyone there. And, we will be putting out information on our social media
4138 and our City website.

4139 After a lot of discussions and conversations with law enforcement professionals,
4140 as well as Staff internally, I have come to a conclusion for the top two finalists for the
4141 Chief of Police for the City of Riviera Beach.

4142 **Councilperson McCoy:** Tradrick McCoy, Doug Lawson?

4143 **City Manager Evans:** [Chuckle].

4144 [Chuckles]

4145 **City Manager Evans:** The two candidates that are moving on in the final steps of the
4146 process, that there is a private investigator that's looking into their background as, as we
4147 speak...

4148 **Councilperson McCoy:** Oh...

4149 **City Manager Evans:** ...right now. It is Ms. Tonya Chapman and Mr. Nathan
4150 Osgood, are the two individuals that are finalists for the Chief of Police. We're hopeful to
4151 be able to conclude all the background checks and then convene with other law
4152 enforcement professionals within the agency to select the number one candidate. But
4153 those are our top two that are moving on in the process.

4154 So, thank you to the community, the Staff, all the support that went into the process
4155 and looking forward to introducing our new Chief here pretty soon.

4156 And that concludes my comments, Madam Chair.

4157 **Chairperson Miller-Anderson:** Alright.

4158 **ADJOURNMENT**

4159 **Chairperson Miller-Anderson:** With that being said, we stand adjourned.

4160 [Gavel]

4161 [Chuckles]

4162

4163 [End Of video]

4164 **City Employees, Public Comment Speakers and Others**

4165 Assistant to the City Manager Marsha Noel City Manager Assistant Noel

4166 Assistant City Attorney Lina Busby Assistant City Attorney Busby

4167 Interim Director of Procurement Ricky Little Interim Procurement Director Little

4168 Giddens Security Corporation Adam Giddens..... Mr. A. Giddens

4169 Doretta Paulk Ms. D. Paulk

4170 Cindy March Ms. C. March

4171 Delores Williams Ms. D. Williams

4172 Interim Public Works Director Terrence Bailey Interim Public Works Director

4173 Bailey

4174 Chen Moore & Associates Suzanne Dombrowski Ms. S. Dombrowski

4175 William Wiley Mr. W. Wiley

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4177 **APPROVED:**

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4181 _____
4182 **RONNIE L. FELDER**
4183 **MAYOR**

_____ **KASHAMBA MILLER-ANDERSON**
CHAIRPERSON

4184 **ATTEST:**

4185

4186

4187

4188 _____
CLAUDENE L. ANTHONY

_____ **JULIA A. BOTEL, Ed.D**

4189 **CERTIFIED MUNICIPAL CLERK**
4190 **CITY CLERK**

CHAIR PRO TEM

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TRADRICK MCCOY
COUNCILPERSON

SHIRLEY D. LANIER
COUNCILPERSON

DOUGLAS A. LAWSON
COUNCILPERSON

MOTIONED BY: _____
SECONDED BY: _____

T. MCCOY _____
K. MILLER-ANDERSON _____
S. LANIER _____
J. BOTEL _____
D. LAWSON _____

DATE APPROVED: **FEBRUARY 19, 2020**