

1 **CITY OF RIVIERA BEACH**
2 **PALM BEACH COUNTY, FLORIDA**
3 **MINUTES OF THE SPECIAL CITY COUNCIL MEETING**
4 **HELD MAY 13, 2020, 5:00 P.M**

5
6 **(The following may contain unintelligible or misunderstood words due to the**
7 **recording quality.)**

8 **CALL TO ORDER**

9 **CHAIRPERSON BOTEL:** Madam Clerk, would you call the roll?

10 **Roll Call**

11 **CITY CLERK ANTHONY:** Mayor Ronnie Felder? Chairperson Julia Botel?

12 **CHAIRPERSON BOTEL:** Here.

13 **CITY CLERK ANTHONY:** Chair Pro Tem Douglas Lawson?

14 **PRO TEM LAWSON:** Here.

15 **CITY CLERK ANTHONY:** Councilperson Tradrick McCoy?

16 **COUNCILPERSON McCOY:** Here.

17 **CITY CLERK ANTHONY:** Councilperson Shirley Lanier? Councilperson
18 KaShamba Miller-Anderson?

19 **COUNCILPERSON MILLER-ANDERSON:** Present.

20 **CITY CLERK ANTHONY:** City Manager Jonathan Evans?

21 **CITY MANAGER EVANS:** Present.

22 **CITY CLERK ANTHONY:** City Clerk Claudene Anthony is present. City Attorney
23 Dawn Wynn?

24 **CITY ATTORNEY WYNN:** Here.

25 **CITY CLERK ANTHONY:** You may proceed.

26 **CHAIRPERSON BOTEL:** Madam Clerk, would you please call Shirley Lanier's
27 name again? I see that she's joined us.

28 **CITY CLERK ANTHONY:** Councilperson Shirley Lanier?

29 **CHAIRPERSON BOTEL:** Well, I can see that she's here. We'll have a moment
30 of silence followed by the Pledge of Allegiance led by Councilperson McCoy.

31 **Invocation**

32 **Pledge of Allegiance**

33 (Everyone observed a moment of silence with the Pledge of Allegiance being led by
34 Councilperson McCoy).

35 **CHAIRPERSON BOTEL:** Thank you. I'm going to read the public comments
36 section.

37 Any member of the public wishing to comment publicly on any matter, including items on
38 the agenda, shall submit their comments by email to City Clerk Claudene Anthony
39 at publiccomments@rivierabeach.org. The email shall contain the applicable agenda item
40 number(s) along with the precise wording to be read into the record; explicit language will
41 not be read. Emails without applicable agenda item number(s) will be read under the
42 general Public Comment Section. Be advised, public comments will be accepted, for
43 each applicable item and the general Public Comment Section, until closure is announced
44 by the Chairperson or the City Clerk.

45 All email addresses and submitted comments are and will be public record. (Chapters
46 119 & 668, Florida Statutes)

47 The City Clerk or designee will read public comments into the record at the appropriate
48 time for no more than three (3) minutes.

49 If you have any questions please contact the City Clerk's Office at (561) 845-4090 or
50 email crobinson@rivierabeach.org.

51 **CHAIRPERSON BOTEL:** Do we have any additions, deletions, substitutions from
52 the manager, the mayor or council?

53 **AGENDA Approval:**

54 Additions, Deletions, Substitutions

55 **CITY MANAGER EVANS:** Nothing from city staff.

56 **CHAIRPERSON BOTEL:** Okay. Do we have any Disclosures by Council or the
57 Mayor?

58 **COUNCILPERSON McCOY:** Madam Chair?

59 **CHAIRPERSON BOTEL:** Mr. McCoy?

60 **COUNCILPERSON McCOY:** Well, I -- I wanted to see if we can discuss deleting
61 item number 1.

62 **CHAIRPERSON BOTEL:** Well, we're not quite there yet but --

63 **COUNCILPERSON McCOY:** You asked for additions and deletions.

64 **CHAIRPERSON BOTEL:** I asked for disclosures, I think.

65 **COUNCILPERSON McCOY:** No. You -- you asked for additions and deletions.

66 **CHAIRPERSON BOTEL:** Oh, back a few seconds ago. I'm sorry. You're right. I
67 did. So you want to delete item number 1?

68 **COUNCILPERSON McCOY:** Yes.

69 **CHAIRPERSON BOTEL:** Okay. Any objection to delete --

70 **COUNCILPERSON MILLER-ANDERSON:** I'm -- Madam --

71 **CHAIRPERSON BOTEL:** It's your agenda -- no, let's see. (Unintelligible). That's
72 fine. We can -- we can delete it, then. Who spoke?

73 **COUNCILPERSON MILLER-ANDERSON:** I did.

74 **CHAIRPERSON BOTEL:** Yes, Council --

75 **COUNCILPERSON MILLER-ANDERSON:** Okay. I'm not sure if it was -- I'm a
76 little confused on the two agendas that we received. So are we having two separate
77 meetings, one at 5 and one at 5:30? And a couple of them, I believe, are the same.

78 **CHAIRPERSON BOTEL:** Yes.

79 **COUNCILPERSON MILLER-ANDERSON:** They're kind of worded a little different
80 but they're in different order. So what are we -- what are we doing with that? 'Cause it -
81 - I don't -- do we need to be deleting them or what are we doing?

82 **CHAIRPERSON BOTEL:** The advice I received from legal counsel was that we
83 would proceed with the first one, see if the agenda is adopted. If it's adopted we'll have
84 that meeting. Then we'll move to the second one. If that -- if we've answered all the
85 questions by virtue of the first meeting, perhaps the second meeting will not be adopted.
86 But my advice -- the advice I received from city council was that -- the -- the -- our counsel
87 -- our legal counsel --

88 **COUNCILPERSON MILLER-ANDERSON:** Uh-huh.

89 **CHAIRPERSON BOTEL:** -- (unintelligible) this agenda is adopted.

90 **COUNCILPERSON LANIER:** I -- I -- I -- I agree with --

91 **COUNCILPERSON MILLER-ANDERSON:** Okay. Oh --

92 **COUNCILPERSON LANIER:** -- KaShamba Miller-Anderson: I'm not sure about
93 what we're doing here.

94 **CHAIRPERSON BOTEL:** Miss Lanier, hold on one second. I want to finish with
95 Miss Miller-Anderson.

96 **COUNCILPERSON MILLER-ANDERSON:** Okay.

97 **CHAIRPERSON BOTEL:** So Miss Miller-Anderson, is that all right with you? Do
98 you understand?

99 **COUNCILPERSON MILLER-ANDERSON:** Well, I -- I understand that. But then
100 I know when we had our last city council meeting we talked about Mr. McCoy wanted to
101 do the special meeting regarding the pandemic pay policy. But the urgency for COVID, I
102 don't know. What are we doing with that? Because there was no backup, and I -- I mean,
103 I don't know what we're doing with that.

104 And then number 4, Phase One City of Riviera Beach Reopening Plan, because
105 there was no backup for that, either. What -- what are we expected to talk about tonight?
106 Because I -- I know we were supposed to have been talking about the pandemic pay.
107 And so that, you know -- we got some of that information last week. But for the items 3
108 and 4, what -- what were we to prepare for to have a discussion about tonight on those?

109 **CHAIRPERSON BOTEL:** Well, the -- the -- the moment will come very shortly
110 when we can decide whether or not we want to have a discussion and, in fact, whether
111 we want to have this agenda be adopted. So our fall-back position, if you will, would be
112 to adopt the second proposed agenda which does include the pandemic pay policy. So
113 if we could move forward on this maybe it will become clearer if we -- and -- and I agree,
114 nothing -- there was no backup provided for any of these items, so we're coming into this
115 somewhat cold. Uh, Councilperson Lanier, you had a question?

116 **COUNCILPERSON LANIER:** Yeah. I just had a question. I'm looking at -- I think
117 I saw last week that the item for the agenda had, like, three or four items on it. But I just
118 downloaded the agenda and it only has two items on it. Number 1, Discussion and
119 Review of the Pandemic Pay Policy, and number 2, Transition from Local State of
120 Emergency Provided in Section -- Florida Statutes Sections. I only have two on here. So
121 it's -- it's -- what agenda are we going by?

122 **CHAIRPERSON BOTEL:** -- Lanier, there's a 5:00 special meeting that was called
123 for by Councilperson McCoy.

124 **COUNCILPERSON LANIER:** Right. I'm --

125 **CHAIRPERSON BOTEL:** And -- and a 5 --

126 **COUNCILPERSON LANIER:** Yes, ma'am. Yes.

127 **CHAIRPERSON BOTEL:** -- you're looking at the 5:30. It was called for --

128 **COUNCILPERSON LANIER:** Oh, it was -- it's two. It's 5 and 5:30.

129 **CHAIRPERSON BOTEL:** 5:00 and a 5 --

130 **COUNCILPERSON LANIER:** Okay.

131 **CHAIRPERSON BOTEL:** And at --

132 **COUNCILPERSON LANIER:** Okay. Well, give me a minute to download that
133 particular agenda. I -- I did not see -- I'm not sure of what I'm doing at this point because
134 I have -- I have one agenda, I have two agendas and now you're saying there's a third
135 agenda. So I need to pull down the one that's your -- exactly at 5, right?

136 **CHAIRPERSON BOTEL:** Yes. There's a 5:00 agenda and that's the one that that
137 --

138 **COUNCILPERSON LANIER:** Okay.

139 **CHAIRPERSON BOTEL:** -- present time has four items on it. And that was the -
140 -

141 **COUNCILPERSON LANIER:** Okay.

142 **CHAIRPERSON BOTEL:** -- agenda proposed by Councilman McCoy. And then
143 there was a 5:30 agenda which has a duplicate item on it proposed by Councilperson
144 Lawson.

145 **COUNCILPERSON LANIER:** Okay. Yes, ma'am. I -- I'll -- I'll go ahead --

146 **CHAIRPERSON BOTEL:** Okay. We will be voting on whether or not to adopt --
147 accept this agenda. So -- which obviously we don't have to. So let me just see where I
148 am. McCoy asked to delete item number 1. So we'll delete item number 1 from the
149 agenda. Madam Clerk, will you please make that notation?

150 **CITY CLERK ANTHONY:** Duly noted.

151 **CHAIRPERSON BOTEL:** Thank you. Okay. Now we are at the -- we've already
152 (unintelligible). Do we have any disclosures? Do I have a motion to adopt the agenda?

153 **Disclosures by Council**

154 **Adoption of Agenda**

155 **PRO TEM LAWSON:** So moved.

156 **CHAIRPERSON BOTEL:** Do I have a second?

157 **COUNCILPERSON McCOY:** Second.

158 **CHAIRPERSON BOTEL:** Madam Clerk, will you call the roll?

159 **CITY CLERK ANTHONY:** Councilperson McCoy?

160 **COUNCILPERSON McCOY:** Yes.

161 **CITY CLERK ANTHONY:** Councilperson Miller-Anderson?

162 **COUNCILPERSON MILLER-ANDERSON:** No.

163 **CITY CLERK ANTHONY:** Councilperson Lanier?

164 **COUNCILPERSON LANIER:** No.

165 **CITY CLERK ANTHONY:** Pro Tem Lawson?

166 **PRO TEM LAWSON:** Yes.

167 **CITY CLERK ANTHONY:** Chair Botel?

168 **CHAIRPERSON BOTEL:** No. The (unintelligible) is not --

169 **CITY CLERK ANTHONY:** That motion fails with Councilpersons Miller-Anderson,
170 Lanier and Botel dissenting.

171 **CHAIRPERSON BOTEL:** Now I'll ask our city attorney just to be clear. We have
172 a 5:30 agenda. Do we need to wait until 5:30 to adopt or not adopt this agenda?

173 **CITY ATTORNEY WYNN:** You don't need to wait because the agenda says that
174 it will -- it's either at 5:30 or immediately following the 5:00.

175 **CHAIRPERSON BOTEL:** Okay. Thank you. We will dispense with the other
176 formality.

177 **COUNCILPERSON MILLER-ANDERSON:** Madam Chair?

178 **CHAIRPERSON BOTEL:** Yes, Miss Miller-Anderson.

179 **COUNCILPERSON MILLER-ANDERSON:** Not on the 5:30 one. I don't see that
180 on there. It says it for the -- the CRA meeting for the 7 p.m.

181 **CITY ATTORNEY WYNN:** If you look --

182 **COUNCILPERSON MILLER-ANDERSON:** I'm -- okay. I'm sorry.

183 **CITY ATTORNEY WYNN:** If you look --

184 **COUNCILPERSON MILLER-ANDERSON:** Yeah, it's -- it's just on a different spot
185 from the CRA. I see it. Thank you.

186 **CHAIRPERSON BOTEL:** Okay. So we'll dispense with the pledge and the
187 reading of the information about public comments. And I will again -- does anyone have
188 disclosures for -- well, let me first ask, any additions, deletions or substitutions from the
189 manager, the mayor or council?

190 **CITY CLERK ANTHONY:** Madam -- Madam Chair? My apologies.

191 **CHAIRPERSON BOTEL:** Who's speaking to me?

192 **CITY CLERK ANTHONY:** This is Claudene. This is Mrs. Anthony speaking. You
193 need to adjourn your 5:00 --

194 **CITY ATTORNEY WYNN:** Right.

195 **CITY CLERK ANTHONY:** -- meeting. And then call the --

196 **CHAIRPERSON BOTEL:** Oh, absolutely. Well, even though it wasn't -- well, we
197 didn't adopt the agenda but we still have to adjourn. Okay. So let me back up. Rewind
198 the clock. The 5:00 meeting is adjourned.

199 **CITY CLERK ANTHONY:** Thank you, Madam Chair.

200 **CHAIRPERSON BOTEL:** Thank you Madam Clerk.

201 **COUNCILPERSON McCOY:** Oh, you don't have public comments or member
202 comments?

203 **CHAIRPERSON BOTEL:** No, we don't have --

204 **COUNCILPERSON LANIER:** Madam Chair?

205 **CHAIRPERSON BOTEL:** We don't have to because the agenda wasn't adopted.

206 **COUNCILPERSON McCOY:** So city council doesn't make comments?

207 **CHAIRPERSON BOTEL:** You're not recognized, Mr. McCoy. Miss Lanier?

208 **COUNCILPERSON LANIER:** Madam Chair, I -- I just want to be clear because I
209 have two agendas in front of me. One that says 7:00 p.m. or immediately following the
210 Special City Council meeting and one for 5:30 today that has two items on it. So let me
211 be straight about this, clear about this. The one that was scheduled for 5:00, which I did
212 not see, is the one that we said that we're not going to have?

213 **CHAIRPERSON BOTEL:** Yes.

214 **COUNCILPERSON LANIER:** Okay.

215 **CHAIRPERSON BOTEL:** You're -- you're correct. Mr. McCoy, did you have
216 something to say?

217 **COUNCILPERSON McCOY:** So what necessitates removing the ability for board
218 members to have a comment? It's one thing not to adopt the agenda. But just as a
219 natural procedural function, I'm an elected member of the city council, duly elected, I might
220 add. And I'm also a resident despite some who don't think so. I think I'm afforded an
221 opportunity to make my comments as a board member.

222 **CHAIRPERSON BOTEL:** Well, I hope --

223 **COUNCILPERSON McCOY:** Now, is there anything that prohibits that?

224 **CHAIRPERSON BOTEL:** Yes. I checked with counsel before the meeting, and
225 we do not have to have comments of any kind at the meeting. And as a matter of fact,
226 we're about to enter into this 5:30 meeting, and I think that if we have that meeting you
227 can have your comments at that time. So Miss Wynn, am I --

228 **COUNCILPERSON McCOY:** If we had --

229 **CHAIRPERSON BOTEL:** -- am I correct about that?

230 **CITY ATTORNEY WYNN:** Yes, Madam Chair.

231 **CHAIRPERSON BOTEL:** Thank you. So let's proceed with this 5:30, then. Did
232 we have any requests or disclosures from the mayor or council?

233 **CITY CLERK ANTHONY:** Madam Chair, this is Claudene speaking again.

234 **CHAIRPERSON BOTEL:** Yes.

235 **CITY CLERK ANTHONY:** We have to call to order this meeting and we have to
236 do a roll call for this meeting. I know it's continuous but we still have protocol we have to
237 follow.

238 **CHAIRPERSON BOTEL:** Keeping me honest.

239 (CONCLUSION OF 5:00 MEETING)

240 **APPROVED:**

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RONNIE L. FELDER
MAYOR
ATTEST:

JULIA A. BOTEL, Ed.D
CHAIRPERSON

CLAUDENE L. ANTHONY
CERTIFIED MUNICIPAL CLERK
CITY CLERK

DOUGLAS A. LAWSON
CHAIR PRO TEM

TRADRICK MCCOY
COUNCILPERSON

KASHAMBA MILLER-ANDERSON
COUNCILPERSON

SHIRLEY D. LANIER
COUNCILPERSON

271 **MOTIONED BY:** _____
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273 **SECONDED BY:** _____
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275 **T. MCCOY** _____
276 **K. MILLER-ANDERSON** _____
277 **S. LANIER** _____
278 **J. BOTEL** _____
279 **D. LAWSON** _____
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281 **DATE APPROVED:** **AUGUST 5, 2020**