

**UTILITY SPECIAL DISTRICT
BOARD OF DIRECTORS MEETING
September 16, 2020
5:30 p.m.**

PRESENT AT MEETING¹:

CHAIRPERSON JULIA BOTEL, Ed.D, DISTRICT 4	CHAIRPERSON BOTEL
CHAIR PRO TEM DOUGLAS LAWSON, DISTRICT 5 LAWSON.	CHAIR PRO TEM
BOARD MEMBER TRADRICK MCCOY, DISTRICT 1	BOARD MEMBER MCCOY
BOARD MEMBER KASHAMBA MILLER-ANDERSON, DISTRICT 2	BOARD MEMBER MILLER-ANDERSON
BOARD MEMBER SHIRLEY D. LANIER, DISTRICT 3	BOARD MEMBER LANIER
MAYOR RONNIE FELDER, Ex Officio Member	MAYOR FELDER
CITY MANAGER JONATHAN EVANS	CITY MANAGER EVANS
EXECUTIVE DIRECTOR OF UTILITIES DR. JIMMIE L. JOHNSON	EXECUTIVE DIRECTOR OF UTILITIES JOHNSON
DISTRICT CLERK CLAUDENE ANTHONY	DISTRICT CLERK ANTHONY
DISTRICT ATTORNEY DAWN WYNN	DISTRICT ATTORNEY WYNN
DISTRICT FINANCE DIRECTOR RANDY	DISTRICT FINANCE DIRECTOR
SHERMAN	SHERMAN

TRANSCRIBED BY:

Legal Transcription On Call
6586 Hypoluxo Road
#232
Lake Worth, FL 33467
(561) 429-3816
(561) 584-5044 (fax)
jreitano@ltoncall.com

¹ List of Public Comment Speakers and Others on Page 23

1 CITY OF RIVIERA BEACH
2 PALM BEACH COUNTY, FLORIDA
3 UTILITY SPECIAL DISTRICT MEETING MINUTES
4 WEDNESDAY, SEPTEMBER 16, 2020 AT 5:30 P.M.

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

7 [Starts at 01:23]

8 **CALL TO ORDER**

9 **Chairperson Botel:** Okay. I call to order the Utility Special District Board of
10 Directors meeting. It's Wednesday, September 16th. The time [audio skipped].

11 **ROLL CALL**

12 **Chairperson Botel:** Madam Clerk.

13 **District Clerk Anthony:** Okay. Thank you. Chairperson Julia Botel? [Pause].
14 Chairperson Julia Botel?

15 **Chairperson Botel:** Here.

16 **District Clerk Anthony:** Chair Pro Tem Douglas Lawson?

17 **Chair Pro Tem Lawson:** Here.

18 **District Clerk Anthony:** Board Member Tradrick McCoy?

19 **Board Member McCoy:** Here.

20 **District Clerk Anthony:** Board Member KaShamba Miller-Anderson?

21 **Chairperson Botel:** She'll be a little bit delayed.

22 **District Clerk Anthony:** Board Member Shir'..., Shirley Lanier?

23 **Board Member Lanier:** Here.

24 **District Clerk Anthony:** *Ex officio* Member Mayor Ronnie Felder? [Pause]. Assistant
25 City Manager Deirdre Jacobs?

26 **Assistant City Manager Jacobs:** Here.

27 **District Clerk Anthony:** District Director Dr. Jimmie Johnson?

28 **Chairperson Botel:** He said present. His mic is off.

29 **Executive Director of Utility Johnson:** Yes.

30 **District Clerk Anthony:** District Clerk Claudene Anthony is present. Assistant District
31 City Attorney Lina Busby?

32 **Assistant District City Attorney Lina Busby:** Here. Good evening.

33 **District Clerk Anthony:** And District Finance Director Randy Sherman?

34 **District Finance Director Sherman:** Here.

35 **District Clerk Anthony:** That completes the roll.

36 **Chairperson Botel:** Thank you.

37 **INVOCATION**

38 **PLEDGE OF ALLEGIANCE**

39 **Chairperson Botel:** A moment of silence followed by the Pledge of Allegiance, led
40 by Councilman.., Member McCoy.

41 [Moment of silence]

42 **Board Member McCoy:** I pledge allegiance to the Flag of the United States of America,
43 and to the Republic for which it stands, one nation under God, indivisible with liberty and
44 justice for all.

45 **Chairperson Botel:** Thank you.

46 **Chairperson Botel:** PLEASE BE REMINDED THAT HE UTILITY SPECIAL
47 DISTRICT BOARD OF DIRECTORS HAS ADOPTED RULES OF DECORUM
48 GOVERNING PUBLIC CONDUCT DURING [Audio Skips]. ANY MEMBER OF THE
49 PUBLIC WISHING TO COMMENT PUBLICLY ON ANY MATTER, INCLUDING ITEMS
50 ON THE AGENDA, SHALL SUBMIT THEIR COMMENTS BY EMAIL TO CITY CLERK
51 CLAUDENE ANTHONY AT PUBLICCOMMENTS@RIVIERABEACH.ORG. EXPLICIT
52 LANGUAGE WILL NOT BE READ. BE ADVISED, PUBLIC COMMENTS WILL BE
53 ACCEPTED FOR THE GENERAL PUBLIC COMMENT SECTION UNTIL CLOSURE IS
54 ANNOUNCED BY THE CHAIRPERSON OR THE CITY CLERK.

55 ALL EMAIL ADDRESSES AND SUBMITTED COMMENTS ARE AND WILL BE
56 PUBLIC RECORD. THE CITY CLERK OR DESIGNEE WILL READ PUBLIC
57 COMMENTS INTO THE RECORD AT THE APPROPRIATE TIME FOR NO MORE
58 THAN THREE MINUTES, UNLESS THE TIME LIMIT IS REDUCED BY A VOTE OF THE
59 CITY COUNCIL BASED ON THE VOLUMINOUS NATURE OF THE NUMBER OF
60 PUBLIC COMMENTS RECEIVED.

61 **IF YOU HAVE ANY QUESTIONS, PLEASE CONTACT THE CITY CLERK'S OFFICE**
62 **AT 561-845-4090 OR EMAIL CROBINSON@RIVIERABEACH.ORG.**

63 **AGENDA APPROVAL**

64 **ADDITIONS, DELETIONS, SUBSTITUTIONS**

65 **Chairperson Botel:** Do we have any additions, deletions or substitutions?
66 [Pause]. Thank you.

67 **DISCLOSURES BY BOARD OF DIRECTORS**

68 **Chairperson Botel:** Do we have any disclosures by Board of Directors? [Pause].
69 Thank you.

70 **ADOPTION OF AGENDA**

71 **Chairperson Botel:** Would someone care to make a motion to adopt the Agenda?

72 **Chair Pro Tem Lawson:** So moved.

73 **Board Member McCoy:** Second.

74 **Board Member Lanier:** Second.

75 **Chairperson Botel:** Thank you. Madam Clerk.

76 **District Clerk Anthony:** Board Member McCoy?

77 **District Clerk Anthony:** Yes? No?

78 **Board Member McCoy:** Yes.

79 **District Clerk Anthony:** Okay. Board Member Lanier?

80 **Board Member Lanier:** Yes.

81 **District Clerk Anthony:** Pro Tem Lawson?

82 **Chair Pro Tem Lawson:** Yes.

83 **District Clerk Anthony:** Chair Botel?

84 **Chairperson Botel:** Yes.

85 **District Clerk Anthony:** Madam Chair, let the record reflect that District Attorney Dawn
86 Wynn is now present.

87 **Chairperson Botel:** Thank you.

88 **CONSENT AGENDA**

89 **Chairperson Botel:** ALL MATTERS LISTED UNDER THIS ITEM ARE
90 **CONSIDERED TO BE ROUTINE AND ACTION WILL BE TAKEN ONE MOTION.**
91 **THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS A BOARD**
92 **MEMBER SO REQUESTS WHICH, IN THAT EVENT, THE ITEM WILL BE REMOVED**
93 **FROM THE GENERAL ORDER OF BUSINESS AND CONSIDERED IN ITS NORMAL**
94 **SEQUENCE ON THE AGENDA.**

95 **MINUTES**

96 **1. AUGUST 19, 2020 UTILITY SPECIAL DISTRICT MEETING MINUTES**

97 **RESOLUTIONS**

98 **Chairperson Botel:** Would someone care to make a motion to adopt the Consent
99 Agenda?

100 **Board Member McCoy:** So moved.

101 [Pause]

102 **Chairperson Botel:** Would someone second?

103 **Board Member Lanier:** Second.

104 **Chairperson Botel:** Thank you. Madam Clerk.

105 **District Clerk Anthony:** Board Member Lanier?

106 **Board Member Lanier:** Yes.

107 **District Clerk Anthony:** Board Member McCoy?

108 [Pause]

109 **Chairperson Botel:** We seem to...

110 **District Clerk Anthony:** Pro Tem...

111 **Chairperson Botel:** ...have lost him.

112 **District Clerk Anthony:** Pro Tem Lawson?

113 **Chair Pro Tem Lawson:** Yes.

114 **District Clerk Anthony:** Chair Botel?

115 **Chairperson Botel:** Yes. Any Member...

116 **District Clerk Anthony:** Tradrick McCoy?

117 **Chairperson Botel:** Thank'... Oh.

118 **Board Member McCoy:** Yes. Yes.

119 **District Clerk Anthony:** Unanimous vote.

120 **Chairperson Botel:** Thank you.

121 **END OF CONSENT AGENDA**

122

123 **COMMENTS FROM THE PUBLIC ON CONSENT AGENDA (Three Minute Limitation)**

124

125 **Chairperson Botel:** ANY MEMBER OF THE PUBLIC WISHING TO COMMENT
126 PUBLICLY ON ANY MATTER, INCLUDING ITEMS ON THE AGENDA, SHALL
127 SUBMIT THEIR COMMENTS BY EMAIL TO CITY CLERK CLAUDENE ANTHONY AT
128 PUBLICCOMMENTS@RIVIERABEACH.ORG. EXPLICIT LANGUAGE WILL NOT BE
129 READ. BE ADVISED, PUBLIC COMMENTS WILL BE ACCEPTED FOR THE
130 GENERAL PUBLIC COMMENT SECTION UNTIL CLOSURE IS ANNOUNCED BY THE
131 CHAIRPERSON OR CITY CLERK.

132

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134 PUBLIC RECORD. THE CITY CLERK OR DESIGNEE WILL READ PUBLIC
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136 THAN THREE MINUTES, UNLESS THE TIME LIMIT IS REDUCED BY A VOTE OF THE
137 CITY COUNCIL BASED ON THE VOLUMINOUS NATURE OF THE NUMBER OF
138 PUBLIC COMMENTS RECEIVED.

139

140 IF YOU HAVE QUESTIONS, PLEASE CONTACT THE CITY CLERK'S OFFICE AT
141 561-845-4090 OR EMAIL CROBINSON@RIVIERABEACH.ORG.

142

143 **AWARDS AND PRESENTATIONS**

144

145 **Chairperson Botel:** We have no awards or presentations.

146 **PUBLIC HEARINGS**

147 **REGULAR AGENDA**

148 **Chairperson Botel:** So, the Regular Agenda.

149 **2. Chairperson Botel:** Item No. 2. Madam Clerk

150 **District Clerk Anthony:** RESOLUTION NUMBER 17-20UD A RESOLUTION OF THE
151 BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL
152 DISTRICT, PALM BEACH COUNTY, FLORIDA, ADOPTING THE FISCAL YEAR 2020-

153 **2021 BUDGET FOR THE UTILITY SPECIAL DISTRICT; AND PROVIDING AN**
154 **EFFECTIVE DATE.**

155
156 **DR. JIMMIE JOHNSON, EXECUTIVE DIRECTOR OF UTILITIES, Ph.D., ICMA-**
157 **CPM 561-845-4185**

158
159 **District Clerk Anthony:** Madam Chair, Members of the Board, we have no public
160 comments on this Item. The acceptance of public comment on this Item is now closed.

161 **Chairperson Botel:** Thank you. Would someone care to make a motion?

162 **Board Member Lanier:** So moved.

163 **Chairperson Botel:** Thank you. A second? [Pause]. Do we have a second ...

164 **Chair Pro Tem Lawson:** Second.

165 **Chairperson Botel:** ...to... Thank you. Dr. Johnson, do you have a presentation
166 or any comments?

167 **Executive Director of Utility Johnson:** I believe Mr. Sherman had a slide he wanted to
168 put up.

169 **Chairperson Botel:** Okay.

170 **District Finance Director Sherman:** Yeah. I did but the City Manager has it.
171 [Chuckle]. I don't see the City Manager on here.

172 **Chairperson Botel:** Do you wanna...

173 **Executive Director of Utility Johnson:** I'll say that.

174 **District Finance Director Sherman:** Can I share my screen?

175 **UNK:** Sure. There you go.

176 **District Finance Director Sherman:** Oh, hot diggity, huh?

177 **Chairperson Botel:** [Chuckle]. Technology.

178 **District Finance Director Sherman:** Scary sometimes. Yeah. So, this is the, the
179 same budget that was prev'..., presented during the budget workshops back in August.
180 There have been no changes. Hang on. I can't, I can't see it. That's funny. I just need
181 to minimize my own stuff.

182 Alright. It's a very minimal increase over the prior year. The budget recommend
183 for 2020.., actually, actually, it's a decrease from the prior... No. It's an increase from
184 the prior year. We have.., the, the column headings are, are mislabeled. It's a
185 \$29,500,000 budget, an increase of 3.21% or a \$918,000 increase. The budget is pretty
186 much, you know, same level of services that we've had in the past. It does incorporate
187 the six percent increase that is recommended in the next Agenda Item to water rates.
188 The increase does not apply to the wastewater sewer rates, only the water rates.

189 And I can take any questions, if you may have them.

190 **Chairperson Botel:** Thank you. Any questions? Mr. McCoy, you're recognized.

191 **Board Member McCoy:** Thank you, Madam Chair. Mr. Sherman, I was gonna ask that
192 question, was the new rate, or the proposed rate from the consultant, incorporated in
193 here? But why doesn't it include the wastewater rates?

194 **District Finance Director Sherman:** There was no recommendation for a wastewater
195 rate increase. So the rate increase that you put in place in 2015, just holds. There will
196 be no increase, until there's an additional need for that increase.

197 **Board Member McCoy:** Okay. Help me out, Mr. Sherman, because I thought
198 specifically when we had that consultant on, I asked about the ECR.., I asked about the
199 ECR, and I specifically asked whether or not wastewater rates would actually increase as
200 well. But I thought this proposal suggested that we were gonna look to take, I believe it
201 was six percent over the next four years or four percent over the next six years?

202 **District Finance Director Sherman:** It's six percent per year for the next five years.
203 And Mr. Smith, the rate consultant, is on if you do have questions for him.

204 **Board Member McCoy:** I thought I specifically asked that question and he assured us
205 that the.., both.., the, the water rates, as well the wastewater rates... So, if he's on, I
206 wanna make sure that I'm understanding this. But obviously, there has to be some.., you
207 know, I'm looking for some clarification. But in, in any event, how is it only.., how is it that
208 the charge for services only increases by four percent? Was there something else
209 significant in the budget that would not suggest the other two percent? Overall?

210 **District Finance Director Sherman:** Well again, it's only an increase on the water
211 rates. So, six percent on the water rates is what, in essence, generates this \$900,000.
212 So, within that charge for services, is both water and wastewater.

213 **Board Member McCoy:** Can we hear from Mr. Smith? Because I know I asked that
214 specific question, Mr. Sherman. And, and I was given.., I guess I was given the.., I, I had
215 the understanding that it was both, both water and sewer. But I asked that specific
216 question, Mr. Smith.

217 **District Finance Director Sherman:** Alright.

218 **Mr. R. Smith:** Hi.

219 **District Finance Director Sherman:** Mr. Smith?

220 **Mr. R. Smith:** How you doing? Thank for having me. Yes, sir. You..., let me answer
221 that question. So, the question was were we going to raise rates for both water and
222 sewer? The recommendation was to raise the, the water rates by six percent, which
223 produced a four percent overall increase to the customer. You know, 'cause we're not
224 gonna raise the, the sewer rates. Now, with regards to the ECR, the ECR, you know,
225 we've had some substantial increases from the ECR over the last five years. It was
226 primarily associated with biosolid improvement program, a project that they had going on,
227 and those projects have now completed. So, going forward, we..., my understanding is
228 that ECR costs will stabilize because they've gotten through that point of really significant
229 capital reinvestment that caused the rates to go up there, and you [inaudible] debt at the
230 ECR.

231 **Chairperson Botel:** Anything else, Mr. McCoy?

232 **Board Member McCoy:** But, just by title only, it., on No. 3, it calls for a revenue
233 sufficiency, which includes both water and wastewater. So, you're saying to me that this
234 six percent increase that we're budgeting is gonna result in a four percent increase on
235 the, on the utility bill? I don't understand that. And it seems like, to me, I'm more confused
236 now than compared to when we had this on the presentation.

237 **Mr. R. Smith:** Well, that's..., that is correct. The..., if you were..., we're adjusting the
238 rates on the water side six percent, there were no adjustment on the wastewater side so
239 the overall affect to, you know, your average customer, is gonna be roughly a four percent
240 increase in their total bill.

241 **Board Member McCoy:** And, and why is that? I mean, I'm, I'm looking for an
242 explanation. I mean, how do you increase the rates by six percent but you're saying the
243 actual end user would only pay a increase of four percent? I mean, am I missing
244 something? Help me out, Mr. Smith.

245 **Mr. R. Smith:** So, we have, you know, we have the, the water rates are going to go
246 up. So let's say if your water bill was \$20, it goes up six percent, so it's gonna go up a
247 \$1.20. And then your wastewater bill was, let's say, \$15 but there's no change to the
248 wastewater rate, so it's gonna stay at \$15. And when we put them together, you've got
249 a, you know, a \$35 bill that now went \$1.20, which would effectively be four percent,
250 overall adjustment [inaudible] on the customer if that makes sense.

251 **Board Member McCoy:** Thank you. Thank you for that, Mr. Smith. I do have another
252 question...

253 **Chairperson Botel:** Go ahead, Mr...

254 **Board Member McCoy:** ...on the [inaudible], Mr. Smith Madam Chair, sorry. Mr.
255 Johnson. Mr. Johnson, in this budget, how many employee's positions are gonna be
256 eliminated?

257 **Executive Director of Utility Johnson:** Councilman, as we discussed previously, there
258 were two positions that were directly going to be affected.

259 **Board Member McCoy:** Okay. Thank you.

260 **Chairperson Botel:** Any other questions? [Pause]. Let the record show that Mr.
261 Evans has joined the meeting. No other questions? Are there any public comments,
262 Madam Clerk?

263 **District Clerk Anthony:** No, Madam Chair.

264 **Chairperson Botel:** Thank you. Please call the question.

265 **District Clerk Anthony:** Board Member Lanier?

266 **Board Member Lanier:** Yes.

267 **District Clerk Anthony:** Board Member McCoy?

268 **Board Member McCoy:** No.

269 **District Clerk Anthony:** Pro Tem Lawson?

270 **Chair Pro Tem Lawson:** Yes.

271 **District Clerk Anthony:** Chair Botel?

272 **Chairperson Botel:** Yes.

273 **District Clerk Anthony:** That motion is approved with Board Member McCoy
274 dissenting.

275 **Chairperson Botel:** Thank you.

276 **3. Chairperson Botel:** Item No. 3.

277 **District Clerk Anthony:** **RESOLUTION NUMBER 16-20UD A RESOLUTION OF THE**
278 **BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL**
279 **DISTRICT, PALM BEACH COUNTY, FLORIDA, ACCEPTING THE WATER AND**
280 **WASTEWATER REVENUE SUFFICIENCY AND RATE DESIGN ANALYSIS;**
281 **AUTHORIZING THE UTILITY SPECIAL DISTRICT TO UPDATE THE WATER SYSTEM**
282 **AND WASTEWATER SYSTEM FEES, RATES AND CHARGES; AND PROVIDING AN**
283 **EFFECTIVE DATE.**

284 **RANDY SHERMAN, DISTRICT FINANCE DIRECTOR, 561-845-4041**

285 **District Clerk Anthony:** Madam Chair, Members of the, of the Board, we do not have
286 any public comments on this Item. The acceptance of public comments on this Item is
287 now closed.

288 **Chairperson Botel:** Thank you. Mr. Sherman, you have a presentation?

289 **District Clerk Anthony:** Madam Chair, you need to ask for a motion.

290 **Chairperson Botel:** I'm sorry. Could someone make a motion, please, to accept
291 this Resolution?

292 **Board Member Lanier:** So moved.

293 **Chairperson Botel:** Thank you. Would someone care to second?

294 **Chair Pro Tem Lawson:** Second.

295 **Chairperson Botel:** Thank you. Mr. Sherman, you have a presentation?

296 **District Finance Director Sherman:** No. There's no additional presentation on this
297 item. We presented to the Board at the June meeting, and at two workshops. Again, as
298 we just discussed on the pre'., previous item, this is a six percent increase for reach of
299 the next five years on the water rates.

300 **Chairperson Botel:** Thank you. Any questions from the Board Members?
301 [Pause]. Thank you. Madam Clerk, call the question.

302 **District Clerk Anthony:** Board Member McCoy?

303 **Board Member McCoy:** No.

304 **District Clerk Anthony:** Board Member Lanier?

305 **Board Member Lanier:** Yes.

306 **District Clerk Anthony:** Pro Tem Lawson?

307 **Chair Pro Tem Lawson:** Yes.

308 **District Clerk Anthony:** Chair Botel?

309 **Chairperson Botel:** Yes.

310 **District Clerk Anthony:** That motion is approved with Board Member McCoy
311 dissenting.

312 **Chairperson Botel:** Thank you.

313 **4. Chairperson Botel:** Item No. 4.

314 **District Clerk Anthony:** **RESOLUTION NUMBER r18-20UD A RESOLUTION OF**
315 **THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL**
316 **DISTRICT, PALM BEACH COUNTY, FLORIDA, APPROVING THE PROPOSAL FROM**

317 **BROWN AND CALDWELL FOR INDEPENDENT CONSULTING IMPLEMENTATION**
318 **OF WATER TREATMENT PLANT IMPROVEMENTS; AUTHORIZING THE DISTRICT**
319 **FINANCE DIRECTOR TO MAKE PAYMENTS FROM PROJECT NUMBER 18160 IN AN**
320 **AMOUNT NOT TO EXCEED \$255,830.00; AND PROVIDING AN EFFECTIVE DATE.**

321 **JONATHAN BATISTA, ASSISTANT EXECUTIVE DIRECTOR OF UTILITIES,**
322 **561-845-4185**

323 **District Clerk Anthony:** Madam Chair, Members of the Board, we do not have public
324 comments on this Item. The acceptance of public comments on this Item is now closed.

325 **Chairperson Botel:** Thank you. Would someone care to make a motion on this
326 Resolution?

327 **Board Member Lanier:** So moved.

328 **Board Member McCoy:** Second.

329 **Chairperson Botel:** Thank you. Thank you. Mr. Batista. Dr. Johnson, is Mr.
330 Batista gonna make a presentation?

331 **Executive Director of Utility Johnson:** He's on. Yes. Go ahead, Jonathan.

332 **Assistant Executive Director of Utilities Batista:** So, the, the reason behind this
333 proposal is mainly concerning the water treatment plant. So, we have two contractors,
334 GlobalTech and Cardinal, making significant improvements to the water treatment plant.
335 However, there are other facilities, including the filters and air strippers that are in need
336 of evaluation.

337 So, the purpose of this proposal is to have Brown & Caldwell evaluate the other
338 items that currently haven't been addressed at the water treatment plant. And also,
339 provide support to the City of Riviera Beach when it comes to the design-build work of
340 Cardinal and GlobalTech.

341 **Chairperson Botel:** Thank you. Any questions...

342 **Assistant Executive Director of Utilities Batista:** And...

343 **Chairperson Botel:** ...from the Board.

344 **Assistant Executive Director of Utilities Batista:** ...and I can answer any questions.

345 **Chairperson Botel:** Any questions? Madam Clerk, please call the vote.

346 **District Clerk Anthony:** Board Member Lanier?

347 **Board Member Lanier:** Yes.

348 **District Clerk Anthony:** Board Member McCoy?

349 **Board Member McCoy:** Yes.

350 **District Clerk Anthony:** Pro Tem Lawson?

351 **Chair Pro Tem Lawson:** Yes.

352 **District Clerk Anthony:** Chair Botel?

353 **Chairperson Botel:** Yes.

354 **District Clerk Anthony:** Unanimous vote.

355 **Chairperson Botel:** Thank you.

356 **5. Chairperson Botel:** Item No. 5.

357 **District Clerk Anthony:** RESOLUTION NUMBER 19-20UD A RESOLUTION OF THE
358 BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL
359 DISTRICT (DISTRICT), PALM BEACH COUNTY, FLORIDA, APPROVING TWO
360 CHANGE ORDERS ASSOCIATED WITH THE SILVER BEACH RD. PROJECT WITH
361 PALM BEACH COUNTY (COUNTY); AUTHORIZING THE DISTRICT FINANCE
362 DIRECTOR TO TRANSFER \$396,641.74 FROM PROJECT NUMBER 18146 TO 18122;
363 AND AUTHORIZING THE DISTRICT FINANCE DIRECTOR TO MAKE PAYMENTS
364 FROM PROJECT NUMBER 18122 IN AN AMOUNT NOT TO EXCEED \$396,641.74;
365 AND PROVIDING AN EFFECTIVE DATE.

366 **DR. JIMMIE JOHNSON, Ph.D., ICMA-CPM, EXECUTIVE DIRECTOR OF UTILITIES,**
367 **561-845-4185**

368 **SUZANNE DUMBROWSKI, P.E., CHEN MOORE, ENV SP**

369 **District Clerk Anthony:** Madam Chair, Members of the Board, we do not have
370 any public comments on this Item. The acceptance of public comments on this Item is
371 now closed.

372 **Chairperson Botel:** Thank you. Madam Clerk, please let the record show that Board
373 Member KaShamba Miller-Anderson has joined the meeting.

374 Would someone care to make a motion to adopt this Resolution?

375 **Board Member Lanier:** So moved.

376 **Board Member McCoy:** Second.

377 **Chairperson Botel:** Thank you. Thank you. Dr. Johnson, do you have a presentation?

378 **Executive Director of Utility Johnson:** Yes, Madam Chair, Board of Directors.
379 Jonathan and I will tag team this, this particular Resolution.

380 So, back in 2019, even back farther than that actually, in 2013, the City undertook
381 a project with the county to do some road work which would include water mains,
382 [inaudible] and other improvements that were within the City's right-of-way. The work
383 actually began, the construction work, actually began in January of 2019. So, in
384 preparation of doing this work, it was discovered that a sixteen-inch water main in Silver
385 Beach Road needed to be lowered, and also, change our number to show that there was
386 a sewer and a drainage conflict. So both of those together resulted in a change order
387 amount, not to exceed \$396,641.74. This particular project is unique in itself that it's
388 about eighty-five percent of the total amount of the project cost. But this is work that
389 needs to be completed because we don't want to have to come back and do some tearing
390 up of a brand-new street.

391 Mr. Batista will answer any specific questions that you might have.

392 **Chairperson Botel:** Thank you. Mr. McCoy, you're recognized.

393 **Board Member McCoy:** Thank you, Madam Chair. Mr. Batista or Dr. Johnson,
394 so is there a specific location along Silver Beach or is this the whole length of Silver
395 Beach?

396 **Executive Director of Utility Johnson:** Go ahead, Jonathan. There is a specific
397 location, Councilman.

398 **Board Member McCoy:** Can you...

399 **Assistant Executive Director Batista:** So, there's...

400 **Board Member McCoy:** Can I get the block?

401 **Assistant Executive Director Batista:** So, for the water main it's, on Silver Beach
402 between Avenue S and Avenue R. It's about six hundred and sixty feet the City relocated.
403 And for the sewer main, it's closer to Old Dixie Highway. There's a conflict with the storm
404 drain there. And that's about twenty feet or so.

405 **Board Member McCoy:** So, I guess my question kinda goes along the lines to, to
406 inquire. So, obviously, this would be something that Lake., the Town of Lake Park
407 would've had to encounter something similar with the county, or is this just specific to the
408 way our infrastructure was laid in the road?

409 **Assistant Executive Director Batista:** I think that's specific to our infrastructure, so
410 when the county was doing this work, they have utilities, such as Riviera Beach, identified,
411 any that have to be relocated. I'm not sure if Lake Park was involved.

412 **Board Member McCoy:** Okay. Alrighty.

413 **Chairperson Botel:** Any other questions? Madam Clerk, please call the roll.

414 **District Clerk Anthony:** Board member Lanier?

415 **Board Member Lanier:** Yes.
416 **District Clerk Anthony:** Board Member Miller-Anderson?
417 **Board Member Miller-Anderson:** Yes.
418 **District Clerk Anthony:** Board Member McCoy?
419 **Board Member McCoy:** Yes.
420 **District Clerk Anthony:** Pro Tem Lawson?
421 **Chair Pro Tem Lawson:** Yes.
422 **District Clerk Anthony:** Chair Botel?
423 **Chairperson Botel:** Yes.
424 **District Clerk Anthony:** Unanimous vote.

425 **END OF REGULAR AGENDA**

426 **Chairperson Botel:** That is the end of our Regular Agenda.

427 **COMMENTS FROM THE PUBLIC**

428 **Chairperson Botel:** Do we have any comments from the public on the general Agenda?

429 **District Clerk Anthony:** Madam Chair, you need to read the statement into the
430 record, please.

431 **Chairperson Botel:** [Inaudible] ask you first if [inaudible].

432 **District Clerk Anthony:** [Chuckle].

433 **Chairperson Botel:** PLEASE BE REMINDED THAT THE UTILITY SPECIAL
434 DISTRICT BOARD OF DIRECTORS HAS ADOPTED RULES OF DECORUM
435 GOVERNING PUBLIC CONDUCT DURING OFFICIAL MEETINGS. ANY MEMBER OF
436 THE PUBLIC WISHING TO COMMENT PUBLICLY ON ANY MATTER, INCLUDING
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446 **CITY COUNCIL BASED ON THE VOLUMINOUS NATURE OF THE NUMBER OF**
447 **PUBLIC COMMENTS RECEIVED.**

448 **IF YOU HAVE ANY QUESTIONS, PLEASE CONTACT THE CITY CLERK'S OFFICE**
449 **AT 561-845-4090 OR EMAIL CROBINSON@RIVIERABEACH.ORG.**

450 **Chairperson Botel:** Do we have any public comments?

451 **District Clerk Anthony:** Madam Chair, Members of the Board, we do not have
452 any public comments at this time. The acceptance of public comments is now closed.

453 **Chairperson Botel:** Thank you.

454 **DISCUSSION AND DELIBERATION**

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

457 **Chairperson Botel:** Do we have any comments by the Executive Director of the Utility
458 Special District or the City Manager?

459 **Executive Director of Utility Johnson:** Yes, Madam Chair, Board of Directors,
460 I just want to provide a quick update to you about the, the emergency justification that you
461 approved back in September of, of this year, September the 2nd. And, this week, the
462 repairs to the north [stammer].., north softener should be complete. You should start
463 seeing some improvement in the water quality, the color, the taste and we're extremely
464 proud that we've been able to work together with various team members in the City to
465 accomplish this, this particular task. A special shout out goes to Mr. Batista and the City
466 Manager for providing the resources, and Ms. Jacobs, for providing the resources that we
467 needed to make this happen. And also, to our Board of Directors, and you, Madam Chair.

468 Thank you so much.

469 **Chairperson Botel:** Thank you, dr. Johnson. Will we be receiving a report [stammer]?
470 Perhaps Mr. Evans is going to respond to that.

471 **City Manager Evans:** We, we are actually going to provide a digital piece on
472 the improvements that have been made over about the last year to improve the water
473 quality at the plant. So, we've already engaged the communication team, and that piece
474 will be coming out shortly to reflect some of the things that Dr. Johnson has
475 communicated.

476 Additionally, I did want to update the Board briefly on a conversation that occurred
477 today with the City Attorney, the Mayor and I and representatives from the Town of
478 Mangonia Park. We met to attempt to resolve the outstanding issues with the Town of
479 Mangonia Park, as the contract between the City and Mangonia Park is set to expire on
480 October 1st. We are at a point where further discussions need to ensue, so the Attorneys
481 are going to meet probably as early as next week and we would look to hopefully bring

482 forward a interim agreement at a subsequent meeting, prior to the, the start of the Fiscal
483 Year, as we want to have the agreement, or some type of interim agreement in place.
484 There still is some issues that conflict between the City and the Town, however, we
485 believe we can get closer to some type of a resolution, but it's going to take us a little bit
486 of time to do that. But we look to hopefully bring something for you to consider, at least
487 in the interim, prior to the start of Fiscal Year 2021.

488 **Chairperson Botel:** Thank you.

489 **STATEMENTS BY THE DISTRICT BOARD**

490 **Chairperson Botel:** Any comments from District Board Members? Starting at the top,
491 Mr. McCoy.

492 **Board Member McCoy:** Thank you, Madam Chair. So, I wanted to specifically
493 ask that question, 'cause I was a little confused with Item No., I believe it's No. 2, that in
494 the backup, it referenced the agreement between the Town of Mangonia Park and I don't
495 even think that that belonged there, but I would just point that to your attention because
496 I., that was misplaced in that Item, incorrectly.

497 I'm curious, is Mr. Smith [stammer]... Maybe Mr. Sherman can answer this
498 question. So, obviously, the, the percentage that the Board just approved, does that
499 change the percentage that we provide to the Town of Mangonia Park as well?

500 **District Finance Director Sherman:** Yeah. Most of the work that we do with
501 Mangonia Park is on the wastewater side. They run their own water utility. If we do open
502 up the interconnect and sell them water, then yes, it would, it would impact that rate as
503 well.

504 **Chairperson Botel:** Anything else, Mr. McCoy? Councilwoman., Board Member
505 Lanier, any comments?

506 **Board Member Lanier:** No. I'd just like to thank Utility Staff for all their hard work.
507 I appreciate them calling, calling me today to give me a heads up on some of the issues
508 so that it doesn't have to, you know, go on and on in a meeting. I can appreciate that.
509 And thank you to Ms. Jacobs for all of her hard work. I really appreciate how far the Utility
510 District has come since we became elected officials. It has come a long way, so I would
511 like to thank you guys for all of your hard work.

512 **Chairperson Botel:** Thank you. Board Member Lawson.

513 **Chair Pro Tem Lawson:** No comments, Madam Chair.

514 **Chairperson Botel:** Thank you. Board Member Miller-Anderson.

515 **Board Member Miller-Anderson:** Good evening. I just wanted to thank
516 everybody for trying to call me, probably fifteen times this afternoon. Unfortunately, we
517 did have our first day of school and, as we know, things don't always go the way you plan

518 for them to go so that's why I was late getting on the call, but I was able to speak to Ms.
519 Jacobs on my way home. Other than that, I appreciate everything everybody is doing
520 and keep up the great work.

521 Thank you.

522 **Chairperson Botel:** Thank you. And I wanna add my appreciation to the Staff of the
523 Utility District, and to the City Staff for the great work that's been happening, again, since
524 we've been in office.

525 **ADJOURNMENT**

526 **Chairperson Botel:** So, that's it. I think we'll take a.., it's 6:02 by my watch. Let's start
527 at 6:10, shall we? It's the same [stammer]... Ms. Noel, it's the same connection, right?
528 We just have to close our cameras down.

529 **Assistant to the City Manager Noel:** Correct. Yes. It's the same. You can stay on
530 here.

531 **Chairperson Botel:** Thank you. We'll start at 6:10, promptly, at 6:10. Thank you.

532 [End of video/audio]

533 **City Employees, Public Speakers and Others**

534 Assistant City Manager Deirdre JacobsAssistant City Manager Jacobs

535

536 Assistant District Attorney Lina Busby.....Assistant District Attorney Busby

537

538 Raftelis Consultant Ryan Smith.....Mr. R. Smith

539

540 Assistant to the City Manager Marsha NoelAssistant to the City Manager
541 Noel

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544 **APPROVED:**

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549 **ATTEST:**

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554 **CLAUDENE L. ANTHONY**
555 **CERTIFIED MUNICIPAL CLERK**
556 **CITY CLERK**

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569 **MOTIONED BY:** _____

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571 **SECONDED BY:** _____

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573 **T. MCCOY** _____

574 **K. MILLER-ANDERSON** _____

575 **S. LANIER** _____

576

577 **J. BOTEL** _____

578

579 **D. LAWSON** _____

580

581 **DATE APPROVED:** DECEMBER 16, 2020

JULIA A. BOTEL, Ed.D
CHAIRPERSON

DOUGLAS A. LAWSON
CHAIR PRO TEM

TRADRICK MCCOY
BOARDMEMBER

KASHAMBA MILLER-ANDERSON
BOARDMEMBER

SHIRLEY D. LANIER
BOARDMEMBER