

**CITY OF RIVIERA BEACH
REGULAR CITY COUNCIL MEETING
December 2, 2020
6:00 p.m.**

PRESENT AT MEETING¹:

MAYOR RONNIE FELDER

MAYOR FELDER

CHAIRPERSON JULIA A. BOTEL, DISTRICT 4

CHAIRPERSON BOTEL

CHAIR PRO TEM DOUGLAS A. LAWSON, DISTRICT 5

CHAIR PRO TEM LAWSON

COUNCILPERSON TRADRICK MCCOY, DISTRICT 1

COUNCILPERSON MCCOY

COUNCILPERSON SHIRLY D. LANIER, DISTRICT 3

COUNCILPERSON LANIER

COUNCILPERSON KASHAMBA MILLER- ANDERSON DISTRICT 2

COUNCILPERSON MILLER-ANDERSON

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 114

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**CITY OF RIVIERA BEACH
PALM BEACH COUNTY, FLORIDA
MINUTES OF THE CITY COUNCIL MEETING
HELD DECEMBER 2, 2020, 6:00 p.m.**

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

[Video begins 14:57, audio begins at 15:54]

CALL TO ORDER

ROLL CALL

INVOCATION

PLEDGE OF ALLEGIANCE

AGENDA APPROVAL

ADDITIONS, DELETIONS, SUBSTITUTIONS

Chair Pro Tem Lawson: ...my colleagues with the paperwork and documentation. And this is a previous organization that's received a community benefit from the City before.

Chairperson Botel: Thank you.

Councilperson Miller-Anderson: Madam Chair?

Chairperson Botel: You're recognized.

Councilperson Miller-Anderson: I wanted to add under the community benefits, Operation Hope is already on here, and I would like to add, and I'll provide the documents, but if I could add \$500 for.., towards that initiative to provide services and toys for Operation Hope. So, \$500 for that. And...

Chairperson Botel: Okay.

Councilperson Miller-Anderson: ...then also for S.T.A.A.Y., the.., to be used for the mentoring program, \$250 added to that as well.

Chairperson Botel: Okay. Thank you.

Councilperson McCoy: Madam Chair?

Chairperson Botel: You're recognized.

Councilperson McCoy: Question of Councilwoman Miller-Anderson.

31 **Councilperson Miller-Anderson:** Yes.

32 **Councilperson McCoy:** So, the \$500...

33 **Councilperson Miller-Anderson:** Mhmm.

34 **Councilperson McCoy:** ...for..., you said Operation Hope?

35 **Councilperson Miller-Anderson:** Yes.

36 **Councilperson McCoy:** Is it the same exact purpose of what's already...

37 **Councilperson Miller-Anderson:** Say that one more time.

38 **Councilperson McCoy:** First off, I'm having some difficulties hearing you, so I don't
39 know if someone can adjust the volume so we can hear.

40 **Councilperson Miller-Anderson:** Well, that's..., they just told us it might be our
41 mics.

42 **Councilperson McCoy:** Okay. So...

43 **Councilperson Miller-Anderson:** 'Cause of the masks.

44 **Councilperson McCoy:** My, my question is, the \$500 that you're adding...

45 **Councilperson Miller-Anderson:** Uhuh.

46 **Councilperson McCoy:** ...is it already the same exact purpose as No. 7?

47 **Councilperson Miller-Anderson:** Yes. It is. Yeah.

48 **Councilperson McCoy:** Okay. For the Christmas toys?

49 **Councilperson Miller-Anderson:** Yes.

50 **Councilperson McCoy:** Okay.

51 **Councilperson Miller-Anderson:** And the same thing for S.T.A.A.Y., as well. It's
52 the same thing. We probably all got the same applications.

53 **Councilperson McCoy:** Okay. I have no opposition but, Madam Chair, I wanna ask
54 the Manager a question of Item No. 6.

55 **Chairperson Botel:** You're recognized. Go ahead.

56 **Councilperson McCoy:** So, Mr. Evans, No. 6, I see has been subsequently updated
57 with the Resolution. Does that suffice everything or do we wanna bring it back, for some
58 time sensitive purpose, we have to take it today?

59 **City Manager Evans:** Madam Chair, if I may?

60 **Chairperson Botel:** Yes.

61 **City Manager Evans:** With regards to the, the question that the Councilman raised,
62 Staff would prefer to just bring this Item back at the next meeting. We believe that bringing
63 it back to the next meeting will not provide for any issues with regards to postponing this
64 Item.

65 **Chairperson Botel:** Thank you. Any other additions, substitutions, deletions?

66 **DISCLOSURES**

67 **Chairperson Botel:** Do we have any disclosures by Council?

68 **Councilperson McCoy:** So, Madam Chair... I'm sorry. So, just for procedural
69 purposes, I think we were doing add and delete, correct? So, the Items that were
70 proffered, the community benefits, by Pro Tem Lawson and Councilwoman Miller-
71 Anderson, wasn't on the Agenda at all.

72 **Chairperson Botel:** Right.

73 **Councilperson McCoy:** Correct?

74 **Chairperson Botel:** They're additions.

75 **Councilperson McCoy:** Okay. And... Okay. So, they're being added to Consent?

76 **Chairperson Botel:** Yes.

77 **Councilperson McCoy:** Okay. So.. Alright. That's what I just wanted to make sure.
78 And then, I guess you're gonna give us a number?

79 **Chairperson Botel:** Give, give you a number of, of the amount of the donation?

80 **Councilperson McCoy:** No. Are you gonna label them 9A?

81 **Chairperson Botel:** I'm sorry. Say that again.

82 **Councilperson McCoy:** Are you gonna label the additions as...

83 **Chairperson Botel:** Oh.

84 **Councilperson McCoy:** ...9A?

85 **Chairperson Botel:** Yes. Thank you.

86 **Councilperson McCoy:** Okay.

87 **Chairperson Botel:** Ms. Anthony, do you wanna read the numbers on the added
88 Items? For the benefits of the...

89 **City Clerk Anthony:** Madam Chair, Members of the Board, the first addition of..., for
90 \$1,000 to [Inaudible] by Chair Pro Tem Lawson will be 9A. [Inaudible] by Councilperson
91 Miller-Anderson of \$500 for Operation Hope, Christmas toys, will be 9B. And, the last
92 one by Councilperson Miller-Anderson of \$250 for S.T.A.A.Y., will be 9C.

93 **Chairperson Botel:** Thank you. Would someone care to make a motion to adopt
94 the Agenda?

95 **Councilperson Miller-Anderson:** So moved.

96 **Councilperson McCoy:** Second.

97 **Councilperson Miller-Anderson:** [Chuckle].

98 **Chairperson Botel:** [Chuckle]. I'm gonna have a...

99 **Chair Pro Tem Lawson:** Madam Chair?

100 **Chairperson Botel:** ...a word with you about that.

101 **Councilperson Miller-Anderson:** How quickly we forget.

102 **Chairperson Botel:** Call the roll, please.

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

104 **Councilperson McCoy:** Yes.

105 **City Clerk Anthony:** Councilperson Miller-Anderson?

106 **Councilperson Miller-Anderson:** Yes.

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

108 **Councilperson Lanier:** Yes.

109 **City Clerk Anthony:** Pro Tem Lawson?

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

111 **City Clerk Anthony:** Chair Botel?

112 **Chairperson Botel:** Yes.

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

114 **CONSENT AGENDA**

115 **Chairperson Botel: ALL MATTERS LISTED UNDER THIS CONSENT AGENDA**
116 **ARE CONSIDERED TO BE ROUTINE AND ACTION WILL BE TAKEN BY ONE**
117 **MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS**
118 **A COUNCILPERSON SO REQUESTS, IN WHICH EVENT, THE ITEM WILL BE**
119 **REMOVED FROM THE GENERAL ORDER OF BUSINESS AND CONSIDERED IN ITS**
120 **NORMAL SEQUENCE ON THE AGENDA.**

121 **MINUTES**

122 **1. JULY 8, 2020 SPECIAL CITY COUNCIL MEETING MINUTES**

123 **CLAUDENE L. ANTHONY, CITY CLERK, 561-845-4090**

124 **2. OCTOBER 7, 2020 REGULAR CITY COUNCIL MEETING MINUTES**

125 **CLAUDENE L. ANTHONY, CITY CLERK, 561-845-4090**

126 **3. OCTOBER 21, 2020 CITY COUNCIL MEETING MINUTES**

127 **CLAUDENE L. ANTHONY, CITY CLERK, 561-845-4090**

128 **4. NOVEMBER 4, 2020 CITY COUNCIL MEETING MINUTES**

129 **CLAUDENE L. ANTHONY, CITY CLERK, 561-845-4090**

130 **RESOLUTIONS**

131 **5. RESOLUTION NUMBER 119-20 A RESOLUTION OF THE CITY COUNCIL OF**
132 **THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING**
133 **AN AMENDMENT TO LEASE TERMS WITH GSH HOLLY, LLC., FOR**
134 **APPROXIMATELY SEVENTEEN THOUSAND THREE HUNDRED AND EIGHT**
135 **(17,308) RENTABLE SQUARE FEET OF OFFICE SPACE AT THE PORT CENTER**
136 **FOR A ONE-YEAR TERM, WITH TWO ONE-YEAR OPTIONS TO RENEW; AND**
137 **PROVIDING AN EFFECTIVE DATE.**

138 **DAWN S. WYNN, CITY ATTORNEY, 561-845-4069**

139 **6. RESOLUTION NUMBER 120-20 A RESOLUTION OF THE CITY COUNCIL OF**
140 **THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING**
141 **THE CITY CLERK TO PREPARE FOR THE MUNICIPAL ELECTION TO BE HELD**
142 **TUESDAY, MARCH 9, 2021 AND RUN-OFF ELECTION TO BE HELD MARCH 23,**
143 **2021, IF NECESSARY; SAID ELECTION(S) SHALL BE HELD WITHIN THE**
144 **MUNICIPAL BOUNDARIES OF THE CITY BETWEEN THE HOURS OF 7:00 AM UNTIL**
145 **7:00 PM TO ELECT REPRESENTATIVES FOR CITY COUNCIL DISTRICT(S) 2 AND**
146 **DISTRICT 4 RESPECTIVELY; FURTHER AUTHORIZING THE CITY CLERK TO**
147 **DESIGNATE VOTING LOCATIONS; APPOINT AND SCHEDULE TRAINING FOR THE**

148 CITY'S ELECTION BOARD, IF NECESSARY; APPOINT THE CITY OF RIVIERA
149 BEACH CANVASSING BOARD; ASSIGNING THE CITY CLERK ALL APPURTENANT
150 DUTIES THERETO AS AUTHORIZED BY THE CITY'S CHARTER AND CODE OF
151 ORDINANCES; AND PROVIDING AN EFFECTIVE DATE.

152 CLAUDENE L. ANTHONY, CITY CLERK, 561-845-4090

153 **COMMUNITY BENEFITS**

154 7. OPERATION HOPE - \$500 - MAYOR RONNIE L. FELDER - TO HELP PROVIDE
155 SERVICES AND TOYS FOR OPERATION HOPE, INC. CHRISTMAS PROGRAM

156 8. S.T.A.A.Y -\$700- MAYOR RONNIE FELDER - THESE COMMUNITY BENEFITS
157 WILL BE USED FOR THE MENTORING PROGRAM.

158 9. FRIENDS OF RIVIERA BEACH SCHOOLS - \$2,500 - COUNCILWOMAN JULIA
159 BOTEL - THE COMMUNITY BENEFITS FUNDS WILL BE UTILIZED TO SUPPORT
160 TUTORING SERVICES.

161 **Chairperson Botel:** We have a motion to approve the Consent Agenda?

162 **Chair Pro Tem Lawson:** Madam Chair?

163 **Chairperson Botel:** You're recognized.

164 **Chair Pro Tem Lawson:** Motion to approve Consent Agenda.

165 **Chairperson Botel:** Thank you. Do we have a second?

166 **Councilperson Miller-Anderson:** Second.

167 **Councilperson Lanier:** Second.

168 **Chairperson Botel:** Thank you. Madam Chair.., Madam Clerk...

169 **Councilperson McCoy:** Ma'.., Madam Chair, so, before we take roll call, my question
170 is, so, I just wanna make sure that the Items that we added were added, not as 9A and
171 9B, 9C, but also added to the Consent Agenda.

172 **Chairperson Botel:** Yes. Added to the Consent Agenda. Madam Clerk...

173 **Councilperson McCoy:** So...

174 **Chairperson Botel:** ...will you, will you confirm that?

175 **Councilperson McCoy:** So, so, I think it's appropriate...

176 **Chairperson Botel:** Yes.

177 **Councilperson McCoy:** ...that Councilman Lawson adopts the Consent with 9A, B,
178 and C added to the Consent.

179 **Chairperson Botel:** Okay.

180 **Chair Pro Tem Lawson:** Madam Chair?

181 **Chairperson Botel:** Yes.

182 **Chair Pro Tem Lawson:** I move to adopt Consent Agenda with additions of 9A, 9B, and
183 9C to Consent Agenda.

184 **Chairperson Botel:** Thank you. And we had a second.

185 **Councilperson Miller-Anderson:** Second.

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

187 **Councilperson McCoy:** Second.

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

189 **City Clerk Anthony:** Madam Chair, Members of the Board, we do not have any
190 public comments on the Consent Agenda. The acceptance of public comment on the
191 Consent Agenda is now closed. Councilperson Miller-Anderson?

192 **Councilperson Miller-Anderson:** Yes.

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

194 **Councilperson Lanier:** Yes.

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

196 **Councilperson McCoy:** Yes.

197 **City Clerk Anthony:** Pro Tem Lawson?

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

199 **City Clerk Anthony:** Chair Botel?

200 **Chairperson Botel:** Yes.

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

202 **END OF CONSENT AGENDA**

203 **Chairperson Botel:** Before we proceed with the Agenda..., well, we..., actually we
204 have... Yeah. Before we proceed with Item No. 10, I have a few things that I want to
205 share with the community, just for their edification. On Saturday, November 14th, we had
206 a training in parliamentary procedures, and our Charter requires us to use Robert's Rules
207 of Order to conduct our meetings. And so, we wanted to be sure we were following
208 Robert's Rules very carefully. We learned a lot about what we had been doing improperly
209 that day, and we also learned how to improve the flow of our meetings. And, I wanted to
210 take this opportunity to explain a few of the changes, a few of things that we're now gonna
211 focus on.

212 **Councilperson McCoy:** Madam Chair?

213 **Chairperson Botel:** The... Yes.

214 **Councilperson McCoy:** I don't have a volume. I can hardly you.

215 **Chairperson Botel:** Oh. Okay.

216 **Councilperson McCoy:** So...

217 **Chairperson Botel:** I'll, I'll try to speak right into the microphone. Is that better?
218 [Pause]. Thank you.

219 The Chair must repeat the language of the Resolution to make it clear what the
220 vote entails. So, you will hear me say, 'It has been moved and seconded that Council
221 approve the sev'..., seventh amendment of the Port Center lease. If you're in favor, please
222 vote yes. Opposed, vote no.' We never did that before, and we think that that will make
223 it clearer for the public to know how the vote is going.

224 No Member may speak unless recognized by the Chair. For example, if
225 Councilwoman Lanier is interrupting Councilman McCoy, you will hear me say,
226 'Councilwoman Lanier, Councilman McCoy has, has the floor, please wait to be called
227 on.' I'm not being rude to Councilwoman Lanier. I'm just trying to get the meeting to stay
228 in order. So, let's, let's be sure we abide by that rule.

229 When making a motion, a Member should state the motion. So, you might hear
230 Councilwoman Miller-Anderson say, 'I move that the Ordinance to establish Police and
231 Fire as Charter departments be approved,' rather than just saying, 'So moved.' This
232 makes it clear what the motion is that's under consideration. After the vote, the Chair will
233 announce the results by stating the number of votes for and against. So, you'll hear me
234 say, 'The motion passes by a 3-2 vote.' The Chair can second the motion without passing
235 the gavel. That's something that we didn't adhere to previously, but we will now.

236 And lastly, Members may speak twice in any debate for a limit of five minutes each
237 time. No Member may speak a second time unless all the Members who wish to speak
238 have spoken. This doesn't have to apply to a time when Councilperson are asking
239 questions about a, Resolution, but certainly during the debate time.

240 We learned a lot more but those are some of the highlights. And our trainer
241 promised to be watching. She said she would keep an eye on our meetings, so we wanna
242 be sure we get an A+ for our efforts [chuckle], in these regards.

243 **Councilperson McCoy:** Madam Chair?

244 **Chairperson Botel:** Yes. Go ahead. You're recognized.

245 **Councilperson McCoy:** Who did you say is watching?

246 **Chairperson Botel:** Our trainer. She., at the end of our., at the end of our day,
247 she said, 'I'm gonna be watching your meetings to be sure that you've., you're applying
248 all that you've learned today.' So.

249 **Councilperson McCoy:** Okay. Madam Chair?

250 **Chairperson Botel:** Yes.

251 **Councilperson McCoy:** I just hope that she can hear as good, or better than I can
252 because I'm struggling here. And maybe we need to turn some microphones or some,
253 some speakers this way, but I'm having difficulties making out what you're saying. I
254 know...

255 **Chairperson Botel:** Okay.

256 **Councilperson McCoy:** ...you're talking but it's, it's not...

257 **Chairperson Botel:** I'll try to...

258 **Councilperson McCoy:** ...it's not audible.

259 **Chairperson Botel:** Okay.

260 **Councilperson McCoy:** When you push back...

261 **Chairperson Botel:** I'll try to be as...

262 **Councilperson McCoy:** ...from the mic...

263 **Chairperson Botel:** Okay.

264 **Unk:** Mr. Lawson, can you hear? [Inaudible]...

265 **Chair Pro Tem Lawson:** It's, it's muffled coming from her microphone.

266 **Councilperson Miller-Anderson:** Well, she's too close, it looks like. I think she's
267 too close now.

268 **Chairperson Botel:** Is this too close?

269 **Councilperson Miller-Anderson:** Yes.

270 **Chairperson Botel:** I mean, I'm right up on it. Is that what's...

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

272 **Chairperson Botel:** Is that what makes it...

273 **Chair Pro Tem Lawson:** [Inaudible].

274 **Chairperson Botel:** Is this better?

275 **Chair Pro Tem Lawson:** That is.

276 **Chairperson Botel:** Okay. I'll, I'll stay this far apart.

277 **UNFINISHED BUSINESS**

278 **PETITIONS AND COMMUNICATIONS FOR FILING**

279 **AWARDS AND PRESENTATIONS**

280 **10. Chairperson Botel:** Item No. 10. A presentation of City of Boynton Beach
281 tour.

282 **PRESENTATION OF CITY OF BOYNTON BEACH TOUR**

283 **KASHAMBA MILLER-ANDERSON, COUNCILWOMAN, DISTRICT 2, 561-845-3684**

284 **Councilperson Miller-Anderson:** Do we have.., we didn't have public comment?

285 **Chairperson Botel:** Mr. City Manager, we can just go to the presentation? Do we
286 have any comments?...

287 [Background noise]

288 **Chairperson Botel:** ...Madam... That wasn't me.

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

290 **Chairperson Botel:** Madam Clerk?

291 [Background noise]

292 **Councilperson Miller-Anderson:** Is she gonna read it?

293 **Chairperson Botel:** What is that?

294 **Councilperson Miller-Anderson:** She's gonna read it first.

295 **Chairperson Botel:** Okay. Go ahead.

296 **City Clerk Anthony:** Madam Chair, Members of the Board, we do not have any
297 public comments on Item No. 10. The acceptance of public comment [background noise]
298 is now closed.

299 **Councilperson Miller-Anderson:** Thank you, Madam Chair.

300 I see that I am listed here. I think, maybe several weeks ago, maybe about a
301 month or so ago, Dr. Botel suggested that myself and the legislative aides give a overview
302 over the, the tour that was taken at Boynton Beach. And that, you know, we talked a little
303 while ago and one of their City Man'.., the Assistant City Manager came to one of our
304 meetings, I believe last year, to talk about how they did their, their overhaul, their capital
305 improvement with their City Hall, in P3. So, based on the request of Dr. Botel to have me
306 lead the discussion, I.., what better way to do it than to let the person who arranged this
307 whole tour for the legislative aides, and I kinda tagged along 'cause I acted as a legislative
308 aide as well.

309 So, I am going to turn it over to Mr. Sammie Brown.

310 **Legislative Aide Brown:** Okay. Good afternoon, Madam Chair and Members of the
311 Council. I won't bore you tonight with a long presentation. So, it's only five slides. Two
312 of those include pictures. And, okay.

313 The City of Boynton Beach's tour overview. On September 29th of 2020, the City
314 of Riviera Beach's legislative Staff, City Councilwoman KaShamba Miller-Anderson, and
315 Assistant City Manager Deirdre Jacobs, toured the City Hall Complex of the City of
316 Boynton Beach.

317 **Councilperson McCoy:** I can't hear.

318 **Councilperson Miller-Anderson:** Just pull it up a little bit.

319 **Chairperson Botel:** Get a little closer.

320 **Legislative Aide Brown:** Can you hear me now?

321 **Chairperson Botel:** Yes.

322 **Councilperson Miller-Anderson:** Yes.

323 **Legislative Aide Brown:** Okay. On September 29th of 2020, the City improvement
324 project within the City of Boynton Beach. The purpose of this was to provide insight and
325 information for legislative Staff to bring back, to their designated Councilperson. Given
326 that we are currently in the middle of some major capital improvement projects, we want
327 to ensure that our City has the inside information to be able to move forward and make
328 informed decisions on these significant, and important, major capital improvement
329 projects. And the goal, of course, are always [audio skipped] zero votes.

330 And here are just some pictures of some of the capital improvement projects that
331 we saw during our tour at the City of Boynton Beach. There's the Boynton Beach City
332 Hall, the Boynton Beach Fire Station, their Cultural Event Center, and [stammer], this is
333 the lobby for.., the customer service lobby, and their Council Chambers. And, just more
334 pictures of that, some of their collaborative working spaces, the library, and even their
335 children's youth library.

336 And, what now. We have.., we've planned subsequent meetings and tours with
337 legislative Staff and their designated Councilperson... Excuse me. Let me back up a
338 little bit.

339 [Video hum]

340 **Legislative Aide Brown:** Okay. I guess that gave me a moment to recoup.

341 [Chuckles]

342 **Legislative Aide Brown:** Subsequent to the initial meeting slash tour with legislative
343 [audio skipped].., Collin Groff of the City of Boynton Beach, has agreed to schedule one
344 on one tours, and meetings with each City Council Member and Mayor, and their Staff,
345 as well as City Administration. We have been provided times and dates to schedule those
346 meetings with the City of Boynton Beach.., with the City of Boynton Beach's staff and
347 further information will be communicated from City Administration.

348 **Chairperson Botel:** Thank you.

349 **Councilperson Miller-Anderson:** Thank you so much, Mr. Brown. Mr. Brown did
350 an excellent job.

351 **Chairperson Botel:** Excellent job.

352 **Councilperson Miller-Anderson:** And, and I told him, I said, 'Hey, I'm gonna turn
353 it over to you since your boss is the one that requested it.' But, it was a very good tour,
354 and I think if, if each one of us are able to go down there, you can probably ask your
355 questions. But, I, I can say, all of your legislative assistants were very involved and asked
356 really great questions so, hopefully, they had an opportunity to share with you what they
357 learned while we were there.

358 Thank you. Thank you...

359 **Chairperson Botel:** Thank you.

360 **Councilperson Miller-Anderson:** ...so much, Mr. Brown.

361 **Legislative Aide Brown:** No problem.

362 **Councilperson McCoy:** Question.

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

364 **Councilperson McCoy:** Can he clarify the name? Was it Brock? Or...

365 **Unk.:** Groff.

366 **Unk.:** Colin [Inaudible].

367 **Chairperson Botel:** Groff. I think it's Groff.

368 **Councilperson McCoy:** Okay. And, follow up, Mr. Brown. It's not that easy.

369 [Chuckles]

370 **Councilperson McCoy:** Councilwoman Miller-Anderson and, you said, the Assistant
371 City Manager?

372 **Legislative Aide Brown:** Yes. Assistant City Manager Jacobs.

373 **Councilperson McCoy:** Okay. So, was there discussion.., obviously, you, you talked
374 about some of the facilities and, you know, I guess some of the funding arrangements
375 and how they was [stammer] able to do the new facility, correct?

376 **Legislative Aide Brown:** Correct.

377 **Councilperson McCoy:** Okay. So, is the CRA, is that the location of where City Hall
378 is? Is it in the CRA?

379 **Legislative Aide Brown:** I believe so. I'm not sure.

380 **Councilperson Miller-Anderson:** Yes.

381 **Councilperson McCoy:** It is? So, Mr. Brown or Ms. Miller-Anderson, the idea of the
382 CRA Director being the same as the City Manager, did that come from the City of Boynton
383 Beach?

384 **Councilperson Miller-Anderson:** Did it come from there?

385 **Councilperson McCoy:** Yeah. I know it was suggested.

386 **Councilperson Miller-Anderson:** What do you mean did it come from there?

387 **Councilperson McCoy:** I, I understand they use a similar model. Was that something
388 that was introduced or discussed or talked about?

389 **Councilperson Miller-Anderson:** No.

390 **Councilperson McCoy:** Okay. Alright. That's all I have.

391 **Chairperson Botel:** Thank you. Any other questions?

392 **Legislative Aide Brown:** Thank you.

393 **Chairperson Botel:** Thank you, Mr. Brown.

394 **Legislative Aide Brown:** Okay. Thank you.

395 **Chairperson Botel:** Mr. City Manager, could we.., will you be scheduling
396 subsequent visits for Councilpeople? I'd like to go as soon as possible.

397 **City Manager Evans:** Yes, Madam Chair. We are going to schedule tours for the
398 elected officials that may be interested in going down to Boynton. Also, one of the things
399 that I will be working with their City Administrator, is to facilitate an opportunity, once we
400 do have the workshop and the Board provides direction with regards to the options for the
401 municipal facilities that we've discussed, pertaining to Reimagine Riviera Beach, we will
402 also have them participate in some of the educational sessions that we do have in our
403 community, as well as setting certain days that members of our public can meet Staff
404 down there and take a look at some of those facilities, so, to really get an inside look and
405 perspective with regards to what's happening in that community.

406 And so, those will be part of the [audio skipped].

407 **Chairperson Botel:** Thank you. Any other questions? Thank you. Madam Clerk.
408 Item...

409 **PUBLIC HEARINGS**

410 **ORDINANCES ON SECOND AND FINAL READING**

411 **11. City Clerk Anthony:** Madam Chair, we are now onto Item No. 11. That was
412 a presentation.

413 **Chairperson Botel:** Yes.

414 **City Clerk Anthony:** **ORDINANCE NUMBER 4154 AN ORDINANCE OF THE**
415 **CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY,**
416 **FLORIDA, AMENDING THE CITY'S CODE OF ORDINANCES, BY AMENDING**
417 **SECTIONS 14-1 THROUGH AND INCLUDING 14-8 OF CHAPTER 14, TITLED,**
418 **"PENSIONS AND RETIREMENT PROGRAMS," TO REQUIRE RIVIERA BEACH**
419 **POLICE OFFICERS' PARTICIPATION IN THE FLORIDA RETIREMENT SYSTEM;**
420 **PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR**
421 **CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

422 **RANDY SHERMAN, FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR,**
423 **561-845-4040**

424

425 **City Clerk Anthony:** Madam Chair, Members of the Board, we do not have any
426 public comments on this Item. The acceptance of public comments on this Item is now
427 closed.

428 **Chairperson Botel:** Thank you. Would someone care to make a motion to
429 approve the Ordinance?

430 **Councilperson McCoy:** So moved.

431 **Chairperson Botel:** Thank you.

432 **Councilperson Miller-Anderson:** Second.

433 **Chairperson Botel:** Thank you. Do we have a presentation, Mr. City Manager?

434 **City Manager Evans:** Madam Chair, Members of the Board, Staff is recommending
435 approval of Ordinance 4154. There has been no modifications since first reading on
436 November 18, 2020.

437 And Staff recommends approval of the Ordinance before you this evening.

438 **Chairperson Botel:** Thank you. Are there any questions or comments from
439 Council? [Pause]. Thank you. It has been moved and seconded that Council pass the
440 Ordinance on second reading to close the current Police Pension Fund. Madam Clerk.

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

442 [Pause]

443 **Chairperson Botel:** Councilperson Lanier?

444 **Councilperson Lanier:** Yes.

445 [Chuckles]

446 **Councilperson Lanier:** Yes.

447 **Chairperson Botel:** Thank.., thank you.

448 **City Clerk Anthony:** Councilperson...

449 **Councilperson Lanier:** Yes.

450 **Chairperson Botel:** We, we heard you, Shirley. Thank you.

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

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

453 **Councilperson McCoy:** Yes.
454 **City Clerk Anthony:** Councilperson Miller-Anderson?
455 **Councilperson Miller-Anderson:** Yes.
456 **City Clerk Anthony:** Pro Tem Lawson?
457 **Chair Pro Tem Lawson:** Yes.
458 **City Clerk Anthony:** Chair Botel?
459 **Chairperson Botel:** Yes. That motion passes with a vote of 5-0. Thank you.

460 **12. Chairperson Botel:** Item No. 12.

461 **City Clerk Anthony:** **ORDINANCE NO. 4155 AN ORDINANCE OF THE CITY**
462 **COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA,**
463 **PROVIDING FOR THE SUBMISSION TO THE ELECTORS THE PROPOSED**
464 **AMENDMENT TO THE CITY CHARTER IN ACCORDANCE WITH SECTION 166.031,**
465 **FLORIDA STATUTES; SUBMITTING PROPOSED CHARTER AMENDMENT**
466 **CONCERNING DELETING REQUIREMENT THAT FIFTY PERCENT (50%) OF ALL**
467 **STREET AND SECONDARY DRAINAGE IMPROVEMENTS SHALL BE PAID BY THE**
468 **BENEFITED PROPERTY OWNER AND THAT COUNCIL MAY DETERMINE THE**
469 **ASSESSMENTS FOR CURBS, GUTTERS, VALLEY GUTTERS, AND SIDEWALKS;**
470 **AND CALLING A SPECIAL ELECTION ON THE PROPOSED AMENDMENT TO THE**
471 **CITY CHARTER TO BE HELD IN CONJUNCTION WITH THE REGULAR CITY**
472 **COUNCIL ELECTION ON TUESDAY, THE 9TH DAY OF MARCH 2021; PROVIDING**
473 **NOTICE OF SPECIAL ELECTION; PROVIDING FOR INCLUSION IN THE CHARTER,;**
474 **PROVIDING FOR BALLOTING AND ELECTION PROCEDURES; PROVIDING FOR**
475 **SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN**
476 **EFFECTIVE DATE.**

477 **DAWN S. WYNN, CITY ATTORNEY, 561-845-4069**

478 **City Clerk Anthony:** Madam Chair, Members of the Board, we do have public
479 comments on this Item. The acceptance of public comments on this Item is now closed.

480 **Chairperson Botel:** Thank you. Mr. City Manager, do we have a presentation?

481 **Councilperson Miller-Anderson:** We didn't have a vote.

482 **City Manager Evans:** Madam, Madam Chair...

483 **Chair Pro Tem Lawson:** [Inaudible]...

484 **City Manager Evans:** ...and Members of the Board...

485 **Chair Pro Tem Lawson:** ...Madam Chair.

486 **City Manager Evans:** ...this is...

487 **Councilperson Miller-Anderson:** Madam Chair?

488 **Chair Pro Tem Lawson:** Motion.

489 **Councilperson Miller-Anderson:** We made a mo'... Did someone motion? Make
490 a motion and a second?

491 **Chairperson Botel:** Oh, thank you. I'm moving so quickly. Would someone care
492 to make a motion to approve?

493 **Councilperson McCoy:** We're on No. 12, correct?

494 **Chairperson Botel:** Yes.

495 **Councilperson Miller-Anderson:** We're on...

496 **Councilperson McCoy:** Yes.

497 **Chairperson Botel:** Yes. Thank you. Do we...

498 **Councilperson McCoy:** So moved.

499 **Chairperson Botel:** ...have a second?

500 **Councilperson Miller-Anderson:** Second.

501 **Councilperson McCoy:** Second.

502 **Chairperson Botel:** Did you make the motion?

503 **Councilperson Miller-Anderson:** He made the motion.

504 **Chairperson Botel:** And did you second?

505 **Councilperson Miller-Anderson:** Yeah.

506 **Chairperson Botel:** Okay. We, we have.., it's been motioned and seconded.
507 Madam... Excuse me. Mr. City Manager, do we have a presentation?

508 **City Manager Evans:** Madam Chair, there has been no modifications to Ordinance
509 4155. This Ordinance is to present to the electorate a modification in the Charter.
510 Currently, the Charter has a provision that requires that fifty percent of all streets and
511 secondary drainage improvements shall be paid by the benefitting property owners. This
512 particular mechanism has not been utilized since the 1980's, and it is a provision in the
513 Charter that Staff believes that a lot of the elements that would be funded, will be funded
514 out of general revenue or are considered a part of the actual budget appropriation
515 process.

516 We believe that adding a pro'..., or, adhering to this particular provision in the
517 Charter does place an undue burden on the residents, and Staff is recommending that
518 the Board move forward with presenting this Item to the electorate for consideration.

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

520 **City Clerk Anthony:** Fane Lozman, Bessie Brown, Jeffrey Bunche.

521 **Mr. F. Lozman:** Fane Lozman, Singer Island.

522 I support deleting that requirement. I talked about previously, what's happening
523 along all of North Ocean Drive. The..., and I'll tell you why it's important to delete that. On
524 North Ocean Drive, years ago when they rebuilt Pine Point Road, they dredged a channel
525 adjacent to all the lots on the west side of..., excuse me, when they redid North Ocean
526 Drive, they raised the crown of the road and they got the materials that they're bringing
527 in, in dump trucks, they got the material to build up the road by dredging a channel north
528 and south, adjacent to everybody's property on North Ocean Drive. So, they took all that
529 material, didn't get a permit, dumped it on the..., dumped it on the road and built up the
530 crown of the road.

531 When it rains, all that water goes two ways. It goes to the east, and it goes to the
532 west. On the condo side, there's a big drainage ditch. On our side, there isn't. So, all
533 that water runs down our property, from four feet down to the water, and it washes away
534 the sand, the topsoil. So over the years that I've owned the properties, multiple properties,
535 I've lost a good twenty feet of dry land, and where I park my truck, I'm now parking on top
536 of roots of big trees. 'Cause there's just no soil. And many mangrove trees..., everybody
537 loves mangrove trees, they are falling over because the roots are being washed away.
538 The topsoil that covers the roots. So, we have black mangrove roots..., roots, eighteen
539 inches up in the air, that are only supposed to be an inch up in the air.

540 So, the runoff is destroying my property, so I said I need to try to do something so
541 when I drive my truck, and my guests come, they're not damaging the roots of our big,
542 our big Seagrave trees, so I put some sand down there. As soon as I put some sand
543 down there, the City went crazy, like, 'You can't put sand up on your property.' And my
544 question is, sure I can. You know? I can, I can do landscaping or what have you, but
545 Botel called up DEP and whined that we were putting sand up on our property and started
546 a whole thing that ran up thousands of dollars in my bill 'cause she has nothing else to
547 do. She's just obsessed with following me around and dealing with...

548 Well, I'll tell you something, Botel, we're not gonna let our, our trees get destroyed
549 because of you. We're gonna bring in ten trucks of sand and dump it there. We're gonna
550 secure our property, and we're allowed to do that. I've learned a lot of what permits I'm
551 entitled to, to secure our landscaping. We're not filling in the bay, we're filling in topsoil
552 that's being washed away by the road. So, I could really care less what you're gonna do,
553 you're wrong, you cost me a lotta money and you should know what the rules are. Just
554 keep mocking me. We'll see how far you get Friday before the State Ethics Board.

555 **Chairperson Botel:** Thank you.

556 **City Clerk Anthony:** Bessie Brown, Jeffrey Bunche.

557 **Ms. B. Brown:** [Inaudible].

558 **City Clerk Anthony:** You don't... Ms. Brown, you don't want to speak? You
559 crossed it out?

560 **Ms. B. Brown:** [Inaudible].

561 **City Clerk Anthony:** Okay. Okay. Jeffrey Bunche.

562 **Mr. J. Bunche:** Yeah. Good evening. I'm Jeff Bunche.

563 So, I disagree. Again. 'Cause I just don't agree with you guys...

564 **Chairperson Botel:** Mr. Bunche, could you please speak into the microphone?

565 **Mr. J. Bunche:** I disagree because I just don't agree with you guys having the ability
566 to just say, hey, we're gonna impose whatever we feel like imposing at the time of the
567 expenses of, you know, making the improvements. I mean, and right now, even though
568 he said this hasn't been used since the 80's or whatever you said, City Manager, I still
569 feel uncomfortable with fifty percent. I don't wanna just get hit with a bill and I'm paying
570 so much more money. So, I disagree. It's gonna hurt us on the other end. People can't
571 afford that.

572 Are you not understanding? I see you shaking your head.

573 **Chairperson Botel:** It's okay. Go ahead.

574 **Mr. J. Bunche:** Am I not understanding?

575 **Chairperson Botel:** It's a little hard to hear you. If you could pull your...

576 **Mr. J. Bunche:** Oh, no. I said I see you...

577 **Chairperson Botel:** That's better.

578 **Mr. J. Bunche:** ...shaking your head...

579 **Chairperson Botel:** Thank you.

580 **Mr. J. Bunche:** ...I was asking, am...

581 **Chairperson Botel:** I couldn't hear you.

582 **Mr. J. Bunche:** Oh, okay. So, I don't know if I'm mistaken everything, but I just don't
583 want the power of charging me whatever assessment you feel like at the time, put into
584 the hands of City Council. It's already too expensive anyway.

585 So, that's it.

586 **Chairperson Botel:** Thank you.

587 **City Clerk Anthony:** Madam Chair, Members of the Board, that concludes public
588 comments.

589 **Chairperson Botel:** Thank you. Any questions or comments? Mr. McCoy, you're
590 recognized.

591 **Councilperson McCoy:** Thank you. I guess in debate, I wanna say thank you for that
592 last commenter, and that's exactly why I think this needs to be removed from the Charter,
593 and that the voters would support this, so that way we don't unfairly begin to impose on
594 individuals that wanna develop. Or even, I think, as broad as it's written, if you own a
595 home and the City comes in and does a roadway, then essentially, you could receive a
596 bill for your contribution to it. And I think, and I would really encourage and urge all the
597 Members to support this, because this would exactly be another burden on the taxpayers.

598 So, I appreciate the comments from the last speaker, and that's why I am gonna
599 be supporting this and I encourage the Members to support this. And when this goes to
600 the ballot, I would also ask that you please support that Item.

601 Thank you.

602 **Chairperson Botel:** Thank you. Any other comments?

603 **Chair Pro Tem Lawson:** Madam Chair?

604 **Chairperson Botel:** Mr. Lawson, you're recognized.

605 **Chair Pro Tem Lawson:** And, to that point, Madam Chair, the last speaker, the
606 confusion with the deletion of this Item, and the fact that this has not gone through the
607 Charter Review. Just for clarity, this was not actually brought by the Charter Review
608 Committee from the previous year, correct?

609 **Chairperson Botel:** That's correct.

610 **Chair Pro Tem Lawson:** So, with this being a new Item and this has not gone to the
611 public, we haven't had an opportunity for a mass discussion. Mr. Evans, if you could just
612 kinda give us, before we continue, the marketing strategy and the ideas that you're going
613 to present to the residents, of how the information on these amendments are going to go
614 out, so that the residents can be educated on the process before they vote on in March.

615 **Chairperson Botel:** Mr. Evans, you're recognized.

616 **City Manager Evans:** Thank you, Madam Chair. So, Staff is building out a robust
617 marketing strategy that will facilitate some meetings that will be able to be Q&A sessions.
618 We'll also host social media live town hall meetings to be able to answer some questions

619 as it relates to items that are being placed on the ballot. We are also going to make sure
620 that it is in printed literature and provided to the residents. And also, taking some specific
621 projects, such as, for instance, the roadway project in the Monroe Heights community.
622 And if we take that particular project and we were to utilize the provision that's currently
623 in the Charter, what the existing property owners conceivably could see as an
624 assessment with regards to that.

625 So, Staff is building out a, a marketing strategy and I will be able to provide the
626 Board a more descriptive and more definitive sequence of events and how we are going
627 to plan to interact with the citizenry. But, we are going to utilize traditional communication
628 methods, social media, as well as mailing literature and going to any HOA's or any groups
629 that will be willing to host us to help provide some additional information and comments
630 with regards to the items that will be on..., put on the ballot, if they make it there.

631 **Chairperson Botel:** Thank you. Any other questions?

632 **Chair Pro Tem Lawson:** Yes, Madam Chair. Follow up.

633 **Chairperson Botel:** You're recognized.

634 **Chair Pro Tem Lawson:** Thank you. Mr. Evans, do we know why this has not been
635 enacted, or..., since the 80's?

636 **City Manager Evans:** I, I cannot speak for, particularly, why it hasn't been enacted.
637 I, I think one of the things that, from the City Administration perspective, I think it's very
638 unique and it's something that I think any City Manager that has probably seen this
639 provision steers clear away from it, as it relates to assessing property owners for things
640 that property owners genuinely believe that they paid for in ad valorem taxes. And so, it
641 would almost be seen as double taxation. And so, I think that's probably why the item
642 was never utilized. However, I think when the provision was placed in the Charter, it was
643 under the auspice that that probably was the way that the City can be able to generate
644 enough revenue to offset some of the capital costs for projects. We have grown
645 significantly since this particular provision was last utilized, and it's not common in any
646 other municipality that I have ever worked for, or participated in.

647 So, it is something that as..., we, as Staff, looked at the Charter, that we did not
648 want to run foul to our own Charter, nor did we want to bring an Item before the Board as
649 we look at future capital projects and roadway projects that's saying to the Board, you
650 have to assess something because there is a provision in the Charter that requires you
651 to effectively do that.

652 **Chair Pro Tem Lawson:** Okay. Follow up, Madam Chair.

653 **Chairperson Botel:** Go ahead.

654 **Chair Pro Tem Lawson:** An then, an example of the assessment, that's in this Charter,
655 based upon..., I know that you're gonna be sending something out to the residents, but
656 what is the last project or roadwork project that we've worked on, whether it's been road

657 or secondary, that benefitted the resident, and would've been the assessment to those
658 residents, based upon this Charter amendment?

659 **City Manager Evans:** We can do some additional research. And, and, for instance,
660 we have the, the roadway project in, in Monroe Heights. We also have, most recently,
661 the bridge project on the Island, which is approximately a \$4MM project. So, what would
662 happen is, you know, \$2MM of that would have to be spread across the property owners
663 that derive a benefit from the particular parcel. So, we will be able to have that information
664 to communicate to residents on specific projects, so we can speak to all the roadway
665 projects that have occurred over the last ten years, and then give a ballpark that you
666 would be assessed anywhere from a hundred and fifty to five hundred dollars, or could
667 be more, depends on the, the capital costs of the project.

668 **Chair Pro Tem Lawson:** Okay. So, essentially, whether a City Manager or any
669 previous Administration or Council realized that this was in our Charter, this wasn't
670 enacted on any of the repairs or roadwork that we've done over the last twenty, thirty
671 years. So, us not knowing what the impact to the residents would be, we don't wanna
672 assess our residents any additional cost that's outside of what they're normally paying in
673 their standard ad valorem tax, but to immediately have this passed without understanding
674 the financial impact of what it would be, because I don't know what timeframe this is based
675 upon, is this based upon a one year, a three year, five year timeframe? How man
676 properties are gonna be assessed? For example, on the bridge or on the, the Heights
677 repairs, what..., how, how do we divide that number up?

678 So, there's certain questions and unreadiness that I have with this ballot initiative.
679 That's why I cannot support it, because I just would like for it to be vetted a little bit more.
680 Because, what you're saying is, you're gonna let the residents know what those
681 assessments would be while we educate them over the next two to three months, but for
682 me to vote on it, to put it on the ballot before even knowing that information is difficult for
683 me to support. So, that's why I can't support it. While I do support not adding additional
684 assessments to our residents, I wanna make sure that it's crystal clear.

685 I would actually prefer to take the initiative of saying let's put a moratorium on this
686 section of the Charter for the next six months or a year to stop this from being assessed,
687 while we can do all the proper due diligence and research, prior to just adding it to the
688 ballot in March without even knowing the basic essentials of this assessment. 'Cause, I
689 don't know what's going to be charged to these residents, I don't know what the
690 assessment would be, and that's a question that I would wanna have information before
691 making this vote.

692 **Chairperson Botel:** Thank you. Any other comments?

693 **City Manager Evans:** Madam Chair?

694 **Chairperson Botel:** Who's speaking?

695 **Councilperson Miller-Anderson:** Mr. Evans.

696 **Chairperson Botel:** Mr. City Manager.

697 **City Manager Evans:** And, and certainly we can understand the, the thought
698 process that Councilman Lawson has articulated. The..., and the only reason that this
699 Item is, is before the Board for consideration is that the Charter is our Constitution, and it
700 requires us to do this. So, as we look to move forward with capital projects, we did not
701 want to..., Staff did not want to run a foul to the Charter, and not have this Item addressed
702 because it says that we have to. So, if we go back into the Monroe Heights community
703 and redo the roadway projects, this particular provision kicks in, and so then we would
704 see if it's a \$10MM project, and then we say that the life of the roadway is approximately,
705 you know, thirty years, and \$5MM associated with that is going to be assessed to the
706 property owners that derive a benefit from that. That is something that the Charter
707 requires us, so I don't think, and I would have to defer to the Attorney, we can't place a
708 moratorium on an Item that's in our Charter because we're supposed to adhere to it. And,
709 it doesn't say 'may', it says 'shall'.

710 And so, that is why we wanna have the conversation..., or, put, put this out to the,
711 to the voters because, in subsequent discussions when we look for capital projects, this
712 particular provision has to be considered, especially if there's a derived benefit associated
713 with it.

714 **Chairperson Botel:** Thank you. I'm having a hard time understanding why my
715 colleague feels the need to understand, at any amount of any assessment. In my mind,
716 the purpose of putting this before the voters is so that they can vote to say no, we don't
717 ever want you to assess us. [Chuckle]. And I just..., I, I don't understand why we would
718 want to even look at..., we don't need to look at any information. Things cost a whole lotta
719 money, and we've done a lot of expensive projects, and we don't ever want to double dip.
720 We don't ever want to charge residents twice. They pay their taxes, that should..., they're,
721 they're paying enough taxes, 'should include development..., im'..., improvement of the
722 roads and so on.

723 So, I, I..., it's pretty clear to me, and I, I'm really struggling to understand why we
724 can't have a 5-0 vote on this one. And maybe you can help me better understand. Are
725 you thinking that we should look back and see what amounts of money have been spent
726 so that we can understand the savings to, to the citizens? I, I'm not..., I'm just not
727 understanding why we would even care...

728 **Chair Pro Tem Lawson:** Madam....

729 **Chairperson Botel:** ...how... Yeah. Go ahead. If you wanna..., I really wanna
730 understand.

731 **Chair Pro Tem Lawson:** To help you understand, I have a question for you. Did you
732 make a vote to do a water increase on the bills of the residents?

733 **Chairperson Botel:** That, that's a different topic. Let's...

734 **Chair Pro Tem Lawson:** Madam Chair, it's a simple question.

735 **Chairperson Botel:** [Stammer], we voted. That's a completely different topic. It
736 has nothing to do with..., it..., we, we increase our water bills every year.

737 **Chair Pro Tem Lawson:** So, to help you understand, Madam Chair, you voted for an
738 increase on a certain item that residents are paying for. So now...

739 **Chairperson Botel:** Yeah. But we...

740 **Chair Pro Tem Lawson:** ...in the event that...

741 **Chairperson Botel:** ...we, we...

742 **Chair Pro Tem Lawson:** ...we...

743 **Chairperson Botel:** ...we have a water...

744 **Chair Pro Tem Lawson:** Madam Chair?

745 **Chairperson Botel:** ...increase every year. Go ahead. I'm listening.

746 **Chair Pro Tem Lawson:** If there's no other questions, we can go ahead and move to
747 call the question.

748 **Chairperson Botel:** Okay. Go'..., you're recognized.

749 **Councilperson McCoy:** Thank you, Madam Chair. So, Mr. Evans, you got one of my
750 questions and I wanna know from the Attorney, or perhaps, maybe, some Staff, I don't
751 think we can put a moratorium, or a reprieve, on something that's Charter mandated. Is
752 that correct?

753 **Chairperson Botel:** Correct.

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

755 **Councilperson McCoy:** Okay. Now, you know, Councilman Lawson, I actually do
756 understand your question, but I don't know if I agree. But, I understand the impetus
757 because I've heard folks say, 'Our families built the streets in this City.' And I think, if
758 we..., and, and I'm just gonna speculate and some folks that may proceed me, may be
759 able to agree with this, but back in the 50's and the 60's, a lot of Riviera Beach was
760 developed by the people that lived here in the community. And, my understanding, and,
761 and asking questions that the assessment portion that the City levied, didn't come until
762 after the eastside was built. So, once the westside was built, is when the assessments
763 came. Because some people weren't inclined to help build those roads.

764 But, you gotta imagine, we're in 2020, but in 1950, as we know, some of our Code
765 and some of the Charter provisions go back to the 50's, we didn't have the capability, I
766 don't believe the tax base or resources, or even budget, to actually build the streets. A
767 lot of this done was..., a lot of this stuff was done by individuals in the community. I

768 remember..., I was surprised last year when we had a gentleman over in Commiss'..., in
769 Councilwoman Miller-Anderson's District, off of Lake Shore, that said that they put in their
770 own speed bumps, which I though was, you know, you gotta do what you gotta do if you
771 want..., you and your six neighbors wanna protect your children.

772 But, in any event, you know, I support us removing it because I think it's an
773 unnecessary tax. However, I wanna call your attention, Ms. Wynn, to the actual
774 Ordinance 4155 in the backup. It seems to suggest that this Item was taken up by the
775 Charter Review Advisory Board in '17 and '18, and I can assure you, this was not one
776 that was taken up by the Charter Review. And I don't want that language to be a misstep,
777 or to be a reason that this is not going to reach to the voters, but this is not something
778 that was taken up.

779 So, you know, after..., if you have it available, you know, if it's appropriate, I wanna
780 take the opportunity to offer an amendment, or even offer a strike to that because this
781 was not heard by the Charter Review Committee. And it shouldn't be in here to suggest
782 that it has been vetted by the Charter Review Advisory Committee.

783 **Chairperson Botel:** You're right.

784 **Councilperson McCoy:** I yield back.

785 **Chairperson Botel:** You're right. Could you please tell us where we can find that
786 in the Ordinance?

787 **Councilperson McCoy:** And...

788 **City Attorney Wynn:** Yeah. Mr. McCoy, just, you know, for clarification, I wasn't
789 here during that time. I did consult with the Attorney that you all had at the time, Mr.
790 Wolpin, and I was informed that this had gone to the Charter Review Committee.

791 **Councilperson McCoy:** Okay.

792 **City Attorney Wynn:** And I took that as facts. If not, if you could tell me how...

793 **Councilperson McCoy:** Well...

794 **City Attorney Wynn:** ...we can fix it, then...

795 **Councilperson McCoy:** It..., you know what, and let me...

796 **City Attorney Wynn:** ...[inaudible].

797 **Councilperson McCoy:** ...let me...

798 **Chairperson Botel:** Oh, I see...

799 **Councilperson McCoy:** ...rephrase.

800 **Chairperson Botel:** I see it.

801 **Councilperson McCoy:** It., so, it did not come before City Council for a vote, but it
802 could've been discussed in the Charter Review Committee, but it says, 'Pursuant to the
803 Comprehensive Review and recommendations of the City Charter Review Advisory
804 Board in '17 and '18, the City Council had determined that certain amendments...

805 **City Attorney Wynn:** Mhmm.

806 **Councilperson McCoy:** ...to the City Charter should be considered for adoption.' So,
807 it could've actually been heard by the Charter Review, but this was never presented by
808 the Charter Review to the City Council Members.

809 **City Attorney Wynn:** But, but, but that second portion, after 2017 to 2018, says that
810 this., references this City Council has determined that certain amendments should come
811 before.

812 **Councilperson McCoy:** Well, we didn't determine that, Ms. Wynn. But, okay.

813 The other item that I also wanted to point to in this, was, even if you look back at
814 the actual Ordinance, this... If I'm... Actually, I'm looking in the Charter, and what I did
815 notice in the Charter, it says this was presented to the voters in 2008.

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

817 **Councilperson McCoy:** And it was defeated.

818 **City Attorney Wynn:** Correct.

819 **Chairperson Botel:** Why?

820 [Inaudible dais and audience comments]

821 **Chairperson Botel:** That's interesting.

822 **Councilperson McCoy:** So, I... Madam Char, you, you seem to have wanted to look
823 to the back to see if you can get some guidance from the Charter Review Chairperson.
824 Is that where you were gonna go?

825 **Chairperson Botel:** I was looking to the back, but I don't know if he wants to
826 comment on it.

827 **Councilperson McCoy:** Becau'...

828 **Chairperson Botel:** The Chair of the Charter Review Board is here, amongst us,
829 and he's [stammer] maybe he can confirm that this was not... My impression was that
830 this was not brought before the Council when the last Charter Review Committee was
831 acting. Was., is that the case? [Pause]. That's the case.

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

833 **Chairperson Botel:** Yes.

834 **Councilperson McCoy:** Okay. I know that. I remember, specifically, there was...

835 **Chairperson Botel:** Oh. So, you're...

836 **Councilperson McCoy:** ...only nine...

837 **Chairperson Botel:** ...question is...

838 **Councilperson McCoy:** ...items. Was this discussed at the Charter Review?

839 **Chairperson Botel:** Was this discussed at the Charter Review? Oh, it...

840 **Unk.:** [Inaudible].

841 **Councilperson McCoy:** Okay. So, I think what they did was, they reviewed what was
842 rejected by the voters.

843 **Chairperson Botel:** Oh.

844 **Councilperson McCoy:** But they never thought it was important to bring it back to City
845 Council. So, I guess that's actually accurate.

846 **Chairperson Botel:** Interesting.

847 **Councilperson McCoy:** Okay. So, that's accurate. I'm good with that.

848 **Chairperson Botel:** Okay. Thank you.

849 **Chair Pro Tem Lawson:** Madam Chair?

850 **Chairperson Botel:** Anything el'... Mr. Lawson.

851 **Chair Pro Tem Lawson:** Yes. Just a follow up. So, this was defeated in 2008, but we
852 don't know why it was defeated. And, this was not brought back before the Council, by
853 the previous Charter. So this wasn't one of the ten that they brought to the Council at the
854 time.

855 So, these are the reasons, Madam Chair, just to help you understand why I have
856 unreadiness, because, if it was already defeated before, if we have not enacted this since
857 the 80's, and this just kind of coming out of left field, the, the.., I don't know why this was
858 even reviewed or looked at, what made our Staff go into the Charter and just find this
859 portion of the Charter, that we haven't used in the last thirty years? What.., there's, there's
860 too many questions that I have for it, and that's the only reason.

861 And it's not to add an additional assessment, that may or not..., may or may not be
862 an impact to the residents, 'cause I just don't know what the financial aspect would be.
863 That may be a benefit or a help to us. And the reason I asked you was not in jest, Madam
864 Chair, about the water bill, it's the fact that there's certain decisions we have to make that
865 are tough decisions by the Council, that may or may not affect our residents financially.
866 So, I wanna make sure that this is properly vetted, and what other options we have to
867 make sure it's properly vetted.

868 So, that's the only reason I'm not supportive of it, Madam Chair.

869 **Chairperson Botel:** Thank you. Any other questions?

870 **Councilperson Miller-Anderson:** Madam Chair?

871 **Chairperson Botel:** Commissioner Miller-Anderson, you're recognized.

872 **Councilperson Miller-Anderson:** And I, I did talk about this. I do think it provides
873 some protection for the residents. And I understand everybody's point that has been
874 made thus far, but I do think, again, that we have an opportunity, whereas maybe back
875 then there was no..., there wasn't a lot of education about what it..., what it meant, and
876 some people may not have truly understood what it, what it meant. I mean, you're
877 basically saying, 'Yes, I want you to charge me twice.' And I think we have a opportunity
878 to be able to educate them and, by us voting tonight, is simply to put it on the ballot. We're
879 not voting it up or down, in terms of making it happen. But, I think the opportunity has to
880 be presented to the voters so that they can determine whether or not they want to do it.

881 And again, that was back in 2008, and I, you know, things have changed over the
882 years. And, the thing is, as it was mentioned, that we have a lot of old Ordinances from
883 the 50's, and it had not been really addressed over the years, and pretty much ignored
884 but, you know, when you know better, you try to do better. So now that it is very much
885 aware to everyone that this is in there, it's kinda hard to now say, 'Okay. Well, we know
886 it's in there, but we're still gonna continue to not charge.' So...

887 **Chairperson Botel:** Right.

888 **Councilperson Miller-Anderson:** ...being that it's been brought to our attention, I
889 think it is, you know..., we, we need to address it. And, you know, if it go'..., if it gets
890 approved, then it does. If it doesn't, it doesn't. But, I'm supporting it in terms of being
891 able to move it forward to the voters, with the expectation that education will be provided,
892 before the election.

893 Thank you.

894 **Chairperson Botel:** Thank you. Councilwoman Lanier, do you have any
895 comments or questions?

896 **Councilperson Lanier:** No. I don't have any comments in regards to this Item. I know
897 that this will..., this Item will be something that the voters will be able to look at and say

898 that I will not be charged..., if I get my street fixed, I will not be charged fifty perc'..., fifty
899 percent of that.

900 So, I don't., I, I understand and, maybe no I don't understand how, you know, the
901 reasoning behind, you know, what the issue is. We're taking out a part of the Charter that
902 says we're going to charge residents for fixing their roads, basically. So, I do not
903 understand why there's an issue with it. And, if there is, then it is and we just move
904 forward with it, but I understand, for myself, that this is going to come out of the Charter,
905 people will not be charged because, if it's not taken out the Charter, then the City has to,
906 they have to, charge the residents. That's how it goes. Now that it's been brought to our
907 attention, now that we've had a conversation about it, now that we've talked about it...
908 When this..., if, if this does not pass, then guess what? The residents will be charged fifty
909 percent of any construction, or any roadwork that is done in their neighborhood. And
910 that's just it.

911 So yes, let's move forward. I support it. And, we can go ahead and call the
912 question, Madam Chair.

913 **Chairperson Botel:** Thank you. One quick comment. I want to..., I appreciate that
914 Councilwoman Miller-Anderson reminded us of the fact that the votes we're taking tonight
915 do not enact the substance of the Resolution, they simply put it on the ballot for the voters
916 to decide. We're only saying tonight, 'Yeah. We think this should be put on the ballot.'
917 But we're not making any decisions this evening, we're only saying our decision is to put
918 it on the ballot for the voters.' So.

919 Thank you. If there are no other questions or comments. Madam Clerk.

920 **Councilperson McCoy:** Madam...

921 **Chairperson Botel:** Excuse me, I have to... It has been moved and seconded that
922 Council pass the Ordinance on second reading to amend the Charter to repeal the
923 requirement that fifty percent of the cost of all streets and secondary drainage
924 improvements be paid by the benefitted property owners, and that Council may determine
925 the assessments for curbs, gutters, valley gutters and sidewalks, and to make that a
926 binding Charter provision. If you're in favor, vote yes. Opposed, vote no. Madam Clerk.

927 **City Clerk Anthony:** Councilperson...

928 **Councilperson McCoy:** Madam Chair?

929 **Chairperson Botel:** Oh, sorry.

930 **Councilperson McCoy:** You, you literally asked if there is no more questions or
931 comments, and then you started reading. I guess you never...

932 **Chairperson Botel:** I'm sorry.

933 **Councilperson McCoy:** ...even looked to see...

934 **Chairperson Botel:** I'm sorry. Go ahead.

935 **Councilperson McCoy:** So...

936 **Chairperson Botel:** You're recognized.

937 **Councilperson McCoy:** I guess, just so I'm clear, so the provision that says, in this
938 actual Ordinance, prior to the comprehensive review and recommendations of the City's
939 Charter Review Advisory Board, in 2017 through 2018, the City Council has determined
940 that the certain amendments to the City Charter should be considered for adoption as
941 provided herein. And my question still remains, I still understand that the Charter Review
942 Board did review, comprehensively. But, what this is saying that they presented this to
943 the City Council. Are you saying that they presented it to the City Council in 2018, or it's
944 being presented to us in 2020, because...

945 **City Attorney Wynn:** Now. Yes.

946 **Councilperson McCoy:** Okay. But, the City Council didn't determine that this
947 amendment should be in front of us. We never voted to bring this amendment. I think
948 this was something that was done by Staff. Am I correct?

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

950 **Councilperson McCoy:** So, wh'...

951 **City Attorney Wynn:** I mean, so, the way to correct that is that we can put a
952 semicolon after 2018 and delete the rest of that.

953 **Chairperson Botel:** So, the motion...

954 **City Attorney Wynn:** So it...

955 **Chairperson Botel:** ...should read that it's amended.

956 **City Attorney Wynn:** Right.

957 **Chairperson Botel:** Would that help...

958 **City Attorney Wynn:** We can amend the...

959 **Chairperson Botel:** ...Mr. McCoy?

960 **City Attorney Wynn:** ...that whereas clause to read, pur'.., 'Whereas, pursuant to
961 the prior comprehensive review and recommendations of the City's Charter Review
962 Advisory Board in 2017, 2018...' I gotta add something else there.

963 [Pause]

964 **Councilperson McCoy:** You can just say...

965 **City Attorney Wynn:** We can say...

966 **Councilperson McCoy:** ...certain amendments...

967 **City Attorney Wynn:** Yes.

968 **Councilperson McCoy:** ...to... Okay.

969 **City Attorney Wynn:** The, the Charter Rev'...

970 **Councilperson McCoy:** So...

971 **City Attorney Wynn:** ...Review Board, at...

972 **Councilperson McCoy:** Yeah.

973 **City Attorney Wynn:** ...that time, determined...

974 **Councilperson McCoy:** Well...

975 **Chairperson Botel:** So, let me reread it...

976 **Councilperson McCoy:** Well...

977 **Chairperson Botel:** ...if I could, and correct...

978 **Councilperson McCoy:** Well...

979 **Chairperson Botel:** ...me if I'm not right.

980 **Councilperson McCoy:** Well, we just need to remove 'the City Council determined'.
981 That's the only...

982 **Chairperson Botel:** Right.

983 **Councilperson McCoy:** ...portion that I'm concerned with.

984 **Chairperson Botel:** Right.

985 **Councilperson McCoy:** And...

986 **Chairperson Botel:** So, I'm gonna read it this way. It has been moved and
987 seconded that Council pass the Ordinance on second reading, as amended by the City
988 Attorney... She's gonna make that change.

989 **Councilperson McCoy:** She can't amend [inaudible]...

990 **Chairperson Botel:** Well, she's going to amend the.., she's gonna change the
991 language. To amend the Charter to repeal...

992 **City Attorney Wynn:** Yeah.

993 **Chairperson Botel:** Does that...

994 **City Attorney Wynn:** Excuse me.

995 **Chairperson Botel:** Does that do it?

996 **City Attorney Wynn:** Can I jump in please?

997 **Chairperson Botel:** [Inaudible].

998 **City Attorney Wynn:** Mr. Evans just reminded me that you all did consider these at
999 your workshop. Now, again, it was by consensus. There was no vote.

1000 **Chairperson Botel:** Oh.

1001 **City Attorney Wynn:** So technically, you did not vote to bring them forward, but the
1002 Council, with a quorum, by consensus, felt that it should come before you all.

1003 **Councilperson McCoy:** Madam Chair?

1004 **Chairperson Botel:** You're recognized.

1005 **Councilperson McCoy:** So, all I'm offering is to move to approve and striking the first
1006 whereas clause, where it says the City Council has determined [pause] that certain
1007 amendments to the charter should be considered for adoption.

1008 **City Attorney Wynn:** So, you would simply like to strike the words, 'The City Council
1009 has determined'?

1010 **Councilperson McCoy:** Yes. Strike those. That's it.

1011 **Chairperson Botel:** That's it.

1012 **City Attorney Wynn:** Okay.

1013 **Chairperson Botel:** Okay? We're good.

1014 **Councilperson McCoy:** Well, and then say the following amendment.

1015 **City Attorney Wynn:** The following amendment?

1016 **Councilperson McCoy:** Yep.

1017 **City Attorney Wynn:** We can do that. That's acceptable.

1018 **Councilperson McCoy:** Because, I mean, if what you're saying is we did it in a
1019 workshop, there wasn't any formal action. And this is suggesting that when you make a

1020 determination that that was formal. So, when you're ready, Madam Chair, I can certainly
1021 offer the amendment with the strikethrough.

1022 **Chairperson Botel:** Okay. You wanna say it and I'll, I'll...

1023 **Councilperson McCoy:** Am I recognized?

1024 **Chairperson Botel:** Well, it, it has been moved and seconded that Council pass
1025 the Ordinance on second reading... Go ahead. Finish it.

1026 **Councilperson McCoy:** Madam Chair, I move that we approve Ordinance 4155 and
1027 striking in the first whereas clause, 'The City Council has determined,' and inserting the
1028 following amendments to the City Charter should be considered for adoption.

1029 **Chairperson Botel:** Thank you. Do we have a second? [pause]. I'll second.
1030 Madam Clerk. If you're in favor, say yes. If you're not, please say no. Madam Clerk.

1031 **City Clerk Anthony:** Councilperson McCoy?

1032 **Councilperson McCoy:** Yes.

1033 **City Clerk Anthony:** Councilperson Miller-Anderson?

1034 **Councilperson Miller-Anderson:** Yes.

1035 **City Clerk Anthony:** Councilperson Lanier?

1036 **Councilperson Lanier:** Yes.

1037 **City Clerk Anthony:** Pro Tem Lawson?

1038 **Chair Pro Tem Lawson:** No.

1039 **City Clerk Anthony:** Chair Botel?

1040 **Chairperson Botel:** Yes. That passes by a vote of 4-1. Item No. 13.

1041 **City Clerk Anthony:** Madam Chair, if I am correct, the vote that you just took was
1042 a vote on the amendment, and so, you need to vote on the motion that was...

1043 **Chairperson Botel:** Oh.

1044 **City Clerk Anthony:** ...previously on the floor...

1045 **Chairperson Botel:** Okay.

1046 **City Clerk Anthony:** ...which was to approve the...

1047 **Councilperson McCoy:** I'm afraid not.

1048 **Councilperson Miller-Anderson:** Uh-uh.

1049 **Chairperson Botel:** Thank you. You're right. We amended the original motion.

1050 **City Attorney Wynn:** Correct.

1051 **Chairperson Botel:** We.., so the vote we just took then was on approving the
1052 amendment, and now we'll take a vote on approving the actual Resolution now.

1053 **City Clerk Anthony:** To approve the Ordinance...

1054 **Chairperson Botel:** To approve the Ordinance.

1055 **City Clerk Anthony:** ...with the amendments that were [inaudible]...

1056 **Chairperson Botel:** Yes.

1057 **Councilperson McCoy:** No. That's not correct, Madam Chair.

1058 **Chairperson Botel:** It sh'.., it.., well, technically it's correct because you made an
1059 amendment to it. There.., it had been moved and seconded originally. I think.

1060 **Councilperson Miller-Anderson:** Dr. Botel? Ms. Wynn is trying to say something.

1061 **Chairperson Botel:** Go ahead. I'm sorry.

1062 **City Attorney Wynn:** My understanding was that the amendment to the Ordinance
1063 was included in the motion and the second, and that settles it all.

1064 **Chairperson Botel:** Okay. So...

1065 **Councilperson McCoy:** Right.

1066 **City Clerk Anthony:** Oh. Okay.

1067 **Councilperson McCoy:** I didn't offer an amendment. I just offered the strikethrough.

1068 **Chairperson Botel:** So, she's good.

1069 **City Clerk Anthony:** Okay.

1070 **Councilperson McCoy:** Thank you.

1071 **Chairperson Botel:** Thank you.

1072 **13. City Clerk Anthony:** Item No. 13.

1073 **City Clerk Anthony:** **ORDINANCE NO. 4156 AN ORDINANCE OF THE CITY**
1074 **COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA,**

1075 PROVIDING FOR THE SUBMISSION TO THE ELECTORS THE PROPOSED
1076 AMENDMENT TO THE CITY CHARTER IN ACCORDANCE WITH SECTION 166.031,
1077 FLORIDA STATUTES; SUBMITTING PROPOSED CHARTER AMENDMENT
1078 REDUCING FILING FEE AND PROVIDING FOR CANDIDATES FOR ELECTED
1079 OFFICE TO BE ABLE TO QUALIFY BY PETITION METHOD AS ALTERNATIVE TO
1080 PAYING A FILING FEE; AND CALLING A SPECIAL ELECTION ON THE PROPOSED
1081 AMENDMENT TO THE CITY CHARTER TO BE HELD IN CONJUNCTION WITH THE
1082 REGULAR CITY COUNCIL ELECTION ON TUESDAY, THE 9TH DAY OF MARCH,
1083 2021; PROVIDING NOTICE OF SPECIAL ELECTION; PROVIDING FOR BALLOTING
1084 AND ELECTION PROCEDURES; PROVIDING FOR INCLUSION IN THE CHARTER;
1085 PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING
1086 FOR AN EFFECTIVE DATE.

1087 **DAWN S. WYNN, CITY ATTORNEY, 561-845-4069**

1088 **City Clerk Anthony:** Madam Chair, Members of the Board, we do have public
1089 comment on this Item. The acceptance of public comment on this Item is now closed.

1090 **Chairperson Botel:** Thank you. Do we have a presentation?

1091 **Councilperson Miller-Anderson:** Mr'... Madam Chair?

1092 **Chairperson Botel:** I'm sorry. Do we have a motion to... Can..., would someone
1093 like to make a motion to adopt?

1094 **Councilperson Miller-Anderson:** I make a motion to adopt Ordinance No. 4156.

1095 **Chairperson Botel:** Thank you. Would someone care to second?

1096 **Councilperson Lanier:** Second.

1097 **Chairperson Botel:** Thank you. Mr. City Manager, do we have a presentation?

1098 **City Clerk Anthony:** Madam Chair, Members of the Board, there is no separate
1099 presentation then what was presented at the last City Council meeting. As you all are
1100 aware, this Ordinance is to put the proposal before the voters to provide for a petition
1101 process for anyone who decides they want to run for an elected seat, which is currently
1102 not allowed by the City of Riviera Beach.

1103 **Chairperson Botel:** We can do public comment. Thank you.

1104 **City Clerk Anthony:** Erica Davis.

1105 **Ms. E. Davis:** Good evening, Council. Erica Davis, Riviera Beach.

1106 I wanna say, and this is gonna be my last time coming up here speaking, 'cause I
1107 don't need to say anything, 'cause actions speaks louder than words could ever say. All
1108 the amendments, I'm sure was taken time to look over, study, do the research and

1109 everything, and I think that all of them should be on the Charter, because it's our voices
1110 that need to be heard. To me, it sounds like you're trying to block our voices. Let us
1111 remind you who put you in these seats. You, you, and everybody else. You too. We did.
1112 And ever since you've been up here, you've been clowning. Blocking, and doing all the
1113 unnecessary things that you're suppose'..., not supposed to do. We don't put you in these
1114 seats to clown, we put you in these seats to do your damn job.

1115 I owe you [pause] for what you said...

1116 **Chairperson Botel:** So...

1117 **Ms. E. Davis:** ...about me...

1118 **Chairperson Botel:** ...can, can you...

1119 **Ms. E. Davis:** ...telling lies.

1120 **Chairperson Botel:** ...can, can you restrict your comments to the Item, please?

1121 **Ms. E. Davis:** Yes, I will.

1122 So yes, all the Charter... Anything that's on the Charter, should be on the ballot,
1123 for us to speak our voices. And if we have anyone trying to veto them, that is a deal
1124 breaker as well, because Mr. Tiki., Rafiki Tiki, hasn't been doing his job either. We don't
1125 put you in these seats to play around and play games. We have millions of dollars coming
1126 in and out this City, and we have projects to do. And we have thirty-three thousand voters
1127 in here, so it's not about your handful of cronies that come up here that you talk to, send
1128 messages to, send papers to, or whatever you do, to try to plot to do something against
1129 this City, and Mr. Evans, and this whole entire City.

1130 We want all the Charter amendments on the ballot so we can have the voice to
1131 say yes or no. All we want you to do when we put on..., in these seats, is to do your job
1132 and work with the Staff to make this City better. We have a history of screwing up this
1133 City. And not getting anything done, positive. So, while you're still in here, change the
1134 narrative for a change and do your damn job, 'cause we're sick of it and I'm tired of it
1135 myself. And, your, your seats are coming up, and they have fire and thorns on 'em right
1136 now. So, you better get it together, 'cause nobody's playing with you. Just like the rest
1137 of 'em were out, you guys will be out too.

1138 **City Clerk Anthony:** Madam Chair, Members of the Board, that concludes public
1139 comment.

1140 **Chairperson Botel:** Thank you. Do we have any comments or questions from
1141 Council? [Pause]. Mr. McCoy, you're recognized.

1142 **Councilperson McCoy:** Thank you. Madam Chair, so, looking at this, I don't
1143 necessarily... Well, I, I guess I disagree with it, but overall, this seems to, you know, you
1144 know, I think this might be okay if allowing for the petition method to be placed in the

1145 Charter. But, to right now, put in the Charter that the certain percentage amount needs
1146 to be obtained, instead of being done by Ordinance, creates a situation if, you know, in
1147 my opinion, could change based on the number of voters that we have in the City.

1148 So, I don't like the idea altogether. But, if you must do it, I don't know that it's
1149 necessary to put the percentage inside of the Charter because the Charter is permanent,
1150 an Ordinance can be done on two readings and it would seem more plausible to put
1151 something that could very well change, based on the population, or even more
1152 specifically, based on the registered voters. Because, unlike the last uninformed
1153 comment that just got up, they said there was thirty-four thousand registered voters, it's
1154 more like twenty thousand. So...

1155 [Inaudible audience comment]

1156 **Councilperson McCoy:** It just seems to make a little more sense that we don't put the
1157 actual percentage in the Charter, and that's something that we can adopt by way of an
1158 Ordinance.

1159 **Chairperson Botel:** Thank you. Any other comments? It has been... Any..., no
1160 other comments? I don't wanna miss...

1161 [Inaudible comment]

1162 **Chairperson Botel:** Councilwoman Lanier, do you have any comments?

1163 **Councilperson Lanier:** No. This is an, this is an Ordinance that I support.

1164 **Chairperson Botel:** Thank you. It has been moved and seconded that Council
1165 pass the Ordinance on second reading to amend the Charter to reduce the filing fee to
1166 two and a half percent (2 ½%) of the... Two and a half percent, let me read it right, two
1167 and a half percent of the annual..., two and a half percent of the annual salary of the office
1168 sought and to enable a candidate to file a petition of City electors in lieu of paying that
1169 filing fee. If you are in favor, vote yes. Opposed, vote no. Madam Clerk.

1170 **City Clerk Anthony:** Councilperson Miller-Anderson?

1171 **Councilperson Miller-Anderson:** Yes.

1172 **City Clerk Anthony:** Councilperson Lanier?

1173 **Councilperson Lanier:** Yes.

1174 **City Clerk Anthony:** Councilperson McCoy?

1175 **Councilperson McCoy:** No.

1176 **City Clerk Anthony:** Pro Tem Lawson?

1177 **Chair Pro Tem Lawson:** No.

1178 **City Clerk Anthony:** Chair Botel?

1179 **Chairperson Botel:** Yes. That passes by a vote of 3-2.

1180 **14. Chairperson Botel:** Madam Clerk, No. 14.

1181 **City Clerk Anthony:** **ORDINANCE NO. 4157 AN ORDINANCE OF THE CITY**
 1182 **COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA,**
 1183 **PROVIDING FOR THE SUBMISSION TO THE ELECTORS THE PROPOSED**
 1184 **AMENDMENT TO THE CITY CHARTER IN ACCORDANCE WITH SECTION 166.031,**
 1185 **FLORIDA STATUTES; SUBMITTING PROPOSED CHARTER AMENDMENT**
 1186 **CONCERNING DELETING REQUIREMENT THAT CITY MANAGER MUST HAVE**
 1187 **JUSTIFIABLE CAUSE TO REMOVE CITY OFFICERS AND DEPARTMENT HEADS**
 1188 **WITH THE EXCEPTION OF THE CITY ATTORNEY; AND CALLING A SPECIAL**
 1189 **ELECTION ON THE PROPOSED AMENDMENT TO THE CITY CHARTER TO BE**
 1190 **HELD IN CONJUNCTION WITH THE REGULAR CITY COUNCIL ELECTION ON**
 1191 **TUESDAY, THE 9TH DAY OF MARCH, 2021; PROVIDING NOTICE OF**
 1192 **SPECIAL ELECTION; PROVIDING FOR BALLOTING AND ELECTION**
 1193 **PROCEDURES; PROVIDING FOR INCLUSION IN THE CHARTER; PROVIDING FOR**
 1194 **SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN**
 1195 **EFFECTIVE DATE.**

1196 **DAWN S. WYNN, CITY ATTORNEY, 561-845-4069**

1197 **City Clerk Anthony:** Madam Chair and Members of the Board, we do have public
 1198 comment on this Item. The acceptance of public comment on this Item is now closed.

1199 **Chairperson Botel:** Thank you. Would someone care to make a motion to
 1200 approve the Ordinance?

1201 **Councilperson Miller-Anderson:** Madam Chair, I make a motion that we approve
 1202 Ordinance No. 4157.

1203 **Chairperson Botel:** Thank you. Would someone care to second?

1204 **Councilperson Lanier:** Second.

1205 **Chairperson Botel:** Was that... Oh, that was Shirley. Okay. Thank you. Do we
 1206 have a presentation?

1207 **City Manager Evans:** Madam Chair and Members of the Board, this Item before you
 1208 is Resolution 4157, that is recommending the removal of [stammer] justifiable cause for
 1209 officers and department heads, with the exception to the City Attorney.

1210 Pursuant to the conversation that we had with the Board, this speaks to a provision
 1211 that's currently in the Charter that requires justifiable cause to remove officers or
 1212 department heads. This does not affect any other persons in the agency, or any member

1213 of any collective bargaining unit. This speaks specifically, and exclusively, to officers.
1214 And, when I mean officers, not police officers, officers of the City and department heads.

1215 Staff has this Item before you. There has been no modification since first reading,
1216 and Staff recommends approval of Ordinance 4157 for consideration by the electorate.

1217 **Chairperson Botel:** Thank you. We'll hear public comment.

1218 **City Clerk Anthony:** Fane Lozman, Bessie Brown, Jeffrey Bunche.

1219 **Mr. F. Lozman:** Fane Lozman, Singer Island.

1220 Historically, when a City Manager comes in, just like the President of the United
1221 States, he picks the people he wants to be his department heads. And, I would say, I've
1222 never seen it done any other way. Now, what's unique here, is you wanna change the
1223 rules for how you can replace the City Manager. And, I'm saying just have consistency.
1224 If the City Manager is gonna have, you know, the whole process, the hearing, the right to
1225 respond, blah, blah, blah, if you're gonna have that whole process for the City Manager,
1226 then you should probably have something similar to the department heads. 'Cause you're
1227 taking away..., it used to be that the Council could just vote and they wanna replace the
1228 City Manager, you know, it's at-will. You're an at-will [chuckle] employee in the State of
1229 Florida. You know, it's the same as the City Manager wanted to replace a department
1230 head. We don't have to give a reason. As the elected officials, we wanna get rid of the
1231 City Manager, and the City Manager, as the person who runs the City, he doesn't have
1232 to justify why he's firing a department head. You know, he doesn't feel comfortable, and
1233 he doesn't make a part of his team, so you gotta have consistency. 'Cause what you're
1234 gonna do, is you're gonna alienate the employees if you have a special set of rules for
1235 how you get rid of a City Manager, but you have, it's just an at-will rule for department
1236 heads. I, I think you've gotta..., I think you have to keep it consistent. And a way to keep
1237 it consistent, basically, keep it the way it's just always been. The City Manager has full
1238 authority to hire and fire a department head based on his analysis of what he expects,
1239 that their performance to be, and the five of you have the right to fire the City Manager
1240 without going through a whole convoluted process of hearings and statements and all
1241 that.

1242 You know, the system wasn't broken. The fact that the City Manager had a bad
1243 experience with the prior Council when they decided to fire him, like it or not, three
1244 Members had the right to do that. You know? No one likes being fired, but if, if you look
1245 historically at cities... Look at North Bay Village, in seventeen years, they've probably
1246 had a dozen City Managers. Since I've been in Riviera Beach, for fourteen years, what
1247 have we had, eight or nine City Managers? People come and go, and that's just part of
1248 the process. If you wanna work in City government, you know, and you're department
1249 head, that's probably a mistake. You [chuckle] better off being... You know, look at
1250 Gagnon. Gagnon was an interim department head and he got kicked outta here, and
1251 took a thirty thousand dollar pay cut at the county.

1252 So, I'm just saying, that's the risk you take if you become a department head. But,
1253 I, I don't think you can tie the Manager's hands. He has to have the same discretion to
1254 replace people, just like, you know, the President of the United States does. It's his team,
1255 you're hiring him to bring his team to the table and, you know, you gotta have consistency
1256 there.

1257 **Chairperson Botel:** Thank you. Any other comments, Madam Clerk?

1258 **City Clerk Anthony:** Bessie Brown, Jeffrey Bunch, J.B. Dixon.

1259 **Ms. B. Brown:** Bessie Brown, Riviera Beach.

1260 First of all, these Ordi'.., these Ordinances does not even identify the actual
1261 Charter amendment. None of them. None of them have [stammer].., another Charter
1262 amendments has not been identified in any of these Or'.., any of these Ordinances. And
1263 then, the two and a half percent in 13, it's not even on the, on the 13 written. You know,
1264 you, you.., I don't have a problem with you doing what you're doing, but just do it right.
1265 You need to do it right.

1266 And this.., and 14 here, where the City Manager must have justi'.., deleting
1267 requirement that the City Manager must have justifiable cause to remove City officers and
1268 department heads, with the exception of the City Attorney, Mr. Evans has justify' cause..,
1269 justifiable cause in his, his contract, therefore, so it should be allowed... I'm sure, I'm
1270 sure, I think I'm sure it's in Ms. Wynn's contract. But, therefore, this is a part of the
1271 Charter, and anybody that, that works here, should, should.., to be terminated or, you
1272 know, subjected to being terminated, should have.., should be terminated justifiably, with
1273 cause. Or, or without cause, if they have a contract. Basically, this should not.., this, this
1274 should, this should not even be entertained at all. At all.

1275 And I would like for, for you to identify all of these amendments in the Charter. So
1276 I know wh'.., you know, which ones you're talking about. I know ya'll know what I'm talking
1277 about.

1278 **City Clerk Anthony:** Jeffrey Bunche, J.B. Dixon.

1279 **Mr. J. Bunche:** Jeffrey Bunche.

1280 So, like I said last time, I disagree with you being able to fire people without cause.
1281 It just doesn't make sense to give you that much power, give anybody that much power.
1282 He said the system wasn't broken, so I'm gonna go by that word. The system wasn't
1283 broken. I disagree with him, if the system wasn't broken, why change it now? That just...
1284 What's wrong with firing somebody with cause? Like, what's wrong? If somebody should
1285 be fired, you have a reason to fire him, then you pretty much fire him based on that reason.
1286 You don't just come in here and fire somebody.

1287 I understand that different administrations, different City whatever you wanna call
1288 them, can do what they wanna do, but why change it now? Like, why now? Why do you,
1289 you know what I'm saying, need the ability to just go in there and fire people? You know

1290 what I mean? Because that's the way you feel. I understand department heads and all
1291 of that.

1292 So, you should not be able to fire somebody who works here, you know what I'm
1293 saying, just because you choose to. Anybody that you choose to fire, should be fired with
1294 cause. Justifiable.

1295 **City Clerk Anthony:** J.B. Dixon.

1296 **Ms. J.B. Dixon:** J.B. Dixon, Singer Island, Riviera Beach.

1297 I agree that the City Manager should be able, as almost all executives are able,
1298 both in the private and the public sector, to fire without cause. I also think it has an effect
1299 on, on the recruitment of good department heads. There are very few department heads
1300 who want to have causal firings, because it goes on their records. And I agree that, when
1301 you're at that level, in either sector, you know that you are an employee, at-will. You are
1302 an executive, you are not a lower level person who is usually protected by either unions
1303 or civil service, in, in this case.

1304 So, when you, when you hire someone to come in, you cannot stick them with
1305 exec'..., with executives who have been chosen by someone else, and who, in the new
1306 Manager's opinion, are not performing the way they should. And, as I said, I've never
1307 known an executive position where you had to be hobbled by someone else's choices, or
1308 run the risk of being sued [chuckle] for putting forth causes that can harm a person's
1309 chances for reemployment.

1310 If you look at the number of people who usually leave, they actually..., they're
1311 people who've left already, executives, department heads. It's..., people just say the
1312 person has left, the person is gone. They don't say the person was fired. There was a
1313 meeting of the minds that things were not working out, I assume. That's the way it usually
1314 happens. If I were going to be fired, I would rather someone say, for the sake of my
1315 career going forward, 'She's gone, she left,' not, 'Here's what she did wrong, here's...'

1316 [Inaudible comment]

1317 **Ms. J.B. Dixon:** ...here's why she was fired.' I think there's a whole, a whole stigma
1318 to firing with cause. And I don't think that you're going to be able to recruit top level
1319 executives to the City if you have the 'for cause' close'..., clause in there.

1320 Thank you.

1321 **City Clerk Anthony:** Madam Chair, Members of the Board, that completes public
1322 comments on this Item.

1323 **Chairperson Botel:** Thank you. Any questions or comments from... You're
1324 recognized, Mr. McCoy.

1325 **Councilperson McCoy:** Thank you. Question for the Attorney. Ms. Wynn, can you tell
1326 me why is there a sec'..., why is there an exception to the City Attorney?

1327 **Chairperson Botel:** You're recognized, Ms. Wynn.

1328 **City Attorney Wynn:** Because the City Attorney reports to the City Council.

1329 **Councilperson McCoy:** Precisely my point. Article 2 of the Charter, Section 16, clearly
1330 provides that the City Attorney reports..., is hired... It says the City Council may hire a
1331 City Attorney and/or a law firm, I believe it says, or professional law firm which specializes
1332 in municipal government.

1333 **Unk.:** Mhmm.

1334 **Councilperson McCoy:** So, I'm gonna ask that we delete that exception out because,
1335 in the event that a City Manager does hire a City Attorney, you know, it seems that that
1336 would conflict. And, it's in my opinion, that if it's already protected in the Charter, why do
1337 we need an exception for the City Attorney? That's the only way, if he goes and hires a
1338 City Attorney, but I don't know why he would do that when the Charter clearly says that's
1339 a function of the body.

1340 **City Attorney Wynn:** I don't view it as a conflict. It's to make sure that there is no
1341 confusion. But, it's totally up to the Council.

1342 **Councilperson McCoy:** So, you're gonna... Well, I, I guess you can't speculate to say
1343 what another City Council, or this City Council, or any Council for that matter, may do, but
1344 even when it's clearly stated that the City Attorney is hired by the City Council, you believe
1345 it's necessary that we put that exception for the City Attorney in this Charter provision?

1346 **City Attorney Wynn:** I think so, but I, I'm not the elected body. So, it's totally up to
1347 you all.

1348 **Councilperson McCoy:** Well, it's... I, I guess my question is, wouldn't this prove, or
1349 provide for redundancy?

1350 **City Attorney Wynn:** Again, I don't view it as redundancy. I view it as not creating
1351 any confusion.

1352 **Councilperson McCoy:** Okay.

1353 **Chairperson Botel:** Any other questions or comments?

1354 **Councilperson McCoy:** One, question...

1355 **Chairperson Botel:** You're recognized.

1356 **Councilperson McCoy:** ...for the Manager. So, Mr. Evans, I think I heard you say this
1357 doesn't affect police officers. Is that what I heard, Mr. Evans?

- 1358 **Chairperson Botel:** Mr. Evans.
- 1359 **City Manager Evans:** That is correct.
- 1360 **Councilperson McCoy:** And, why exactly is this not something that would affect the
1361 police officers?
- 1362 **City Manager Evans:** Well, they're, they're covered... Because, in, in the language
1363 it says, 'Officers,' and so I wanted to clarify for the public that it's not officers, like we know
1364 them to be, our police officers. Law enforcement, as well as our other employment
1365 groups, are protected under their collective bargaining contracts. And, those would be
1366 the process that we would follow with regards to any disciplinary action. So, that was just
1367 merely a clarification.
- 1368 **Councilperson McCoy:** Follow up?
- 1369 **Chairperson Botel:** Go ahead.
- 1370 **Councilperson McCoy:** But, when this was done, I imagine officers was all inclusive,
1371 but there is nothing that defines, in this Charter, that says this excludes, just like there's
1372 nothing that said this excludes the City Attorney. So, unless we're gonna add in the
1373 provision that says this excludes police officers, this very well interpreted, in its plain
1374 language, does allow you to get rid of officers, irrespective of whatever collective
1375 bargaining contracts they have. This provision does allow you to, to remove officers at
1376 any time without justifiable cause. It's not defined anywhere else in here as, as to what
1377 those police officers are.
- 1378 **City Manager Evans:** Usually, in, in those particular sections of charters, when it
1379 reference officers, it's those that are contained in the Charter. So, you know, in some
1380 cases, you have situations where your City Clerk has rules and responsibilities in the
1381 Charter, the City Attorney or what have you, has roles and responsibilities in the Charter.
1382 And so, that's where the, the officers.., if they are considered a Charter officer because
1383 their position is, in fact, mentioned as part of the Charter, I think that's what that catchall
1384 provision is, not necessarily under the.., for police officers. 'Cause for police officers, if
1385 you are going to move to separate employment, you have to follow the Police Officer Bill
1386 of Rights, which is statute. And then we have, obviously, our collective bargaining
1387 agreement.
- 1388 So, I just provided clarity that it, it's not something that, yes, in situations where it
1389 does get to a point when we have to separate employment with a police officer, the
1390 Manager does have that authority, but it is prescribed a process in collective bargaining
1391 contracts, as well as their Police Officer Bill of Rights, as well as Fire personnel as well.
- 1392 **Councilperson McCoy:** Follow up?
- 1393 **Chairperson Botel:** Go ahead.

1394 **Councilperson McCoy:** Not a question, just a statement. But, Mr. Evans, you said
1395 usually, and we've seen 2020, there's nothing usual. And, what can be interpreted by
1396 you or by what the City Attorney is interpreting, is certainly not gonna be, or could not be,
1397 or possibly wouldn't be the same as what someone else could interpret it. So, even if we
1398 have other mechanisms to deal with discipline in collective bargaining agreements, this,
1399 in its plain language, because it doesn't describe police officers, and [stammer] it doesn't
1400 differentiate what exactly is an officer, the, the..., even the Code of Ordinances don't even
1401 define specially what officers are in, in the Charter or what this, this Charter provision
1402 represents.

1403 **City Manager Evans:** And, Madam Chair, if I may?

1404 **Chairperson Botel:** Go ahead.

1405 **City Manager Evans:** With police officers, I don't appoint police officers. That is, you
1406 know, handled by the Police Chief. But certain..., like, for instance, in this Charter you
1407 have where the Director of Finance or the Treasurer is referenced, you have the City
1408 Clerk, you have other positions that are referenced in the Charter, and those are the quote
1409 unquote officers that it should be a definition to memorialize who, in fact, is consider the
1410 officers.

1411 I think to the point that was being discussed about the, the, the City Attorney, and,
1412 and in some cases you see Charters that have that the City Council does hire, and then
1413 it also provides, you know, additional language. And I think that language exists in our
1414 existing Charter as it relates to the Manager, and the Board's ability to appoint and remove
1415 the Manager. And so, I think the intent behind that is to provide additional clarity with
1416 regards to the Board does have the authority to appoint, but then it's silent on the situation
1417 where, you know, you look to remove. So, usually, in most cases, when you look at the
1418 way in which the appointment happened, is the way in which you would have the..., take
1419 the action to separate employment as well.

1420 But, to your point earlier, Councilman, there's, there's nothing that 2020 hasn't
1421 shown us that the ordinary is, is not as common as we once thought.

1422 **Councilperson McCoy:** Follow up.

1423 **Chairperson Botel:** Go ahead.

1424 **Councilperson McCoy:** And, and I would concur, Mr. Manager, but, you know, the
1425 other thing, if you think about think about that common amendment of the noninterference
1426 clause, that provides, in a very general terms, any employees that's subject to the sup'...,
1427 to the City Manager, to the authority of the City Manager. And, Mr. Evans, you may not
1428 appoint someone directly..., well, not you, but the City may not appoint someone directly
1429 but aren't all new hires confirmed by the Manager? Or, signed off by the Manager?

1430 **City Manager Evans:** [Stammer]..., all new hires?

1431 **Councilperson McCoy:** Yes.

1432 **City Manager Evans:** No. Not all of them, no.

1433 **Councilperson McCoy:** Okay. And that's only the City officers that are?

1434 **City Manager Evans:** The, the department directors, I do sign off. With regards to
1435 discipline, any discipline that's discharging employment, yes, that is executed by the
1436 department head and the Manager. But, new hires, the only new hires that I execute
1437 documentation for, is the department directors.

1438 **Councilperson McCoy:** And lastly, Madam Chair, so, Mr. Evans, if that's true for
1439 appointments of hires, all terminations are signed off by the City Manager. Is that correct?

1440 **City Manager Evans:** Consistent with the language that's in the Charter, yes, sir.
1441 So, it, it makes its way through the disciplinary process, and then when the
1442 recommendation is provided to me, then I would sign the documents, whether it's a, you
1443 know, a separation of employment.

1444 **Councilperson McCoy:** Can., Madam... clar'...

1445 **Chairperson Botel:** [Inaudible].

1446 **Councilperson McCoy:** Follow up, for...

1447 **City Manager Evans:** Or, or...

1448 **Councilperson McCoy:** ...clarification.

1449 **City Manager Evans:** ...you know, or other discipline that may result in suspensions
1450 or what have you.

1451 **Councilperson McCoy:** Mr. Evans, you said, all that are provided for in the Charter.
1452 Is that correct?

1453 **City Manager Evans:** Yes, sir.

1454 **Councilperson McCoy:** That you sign off on the terminations for?

1455 **City Manager Evans:** Well, in the Charter it says that the Manager ha'.., the
1456 Manager has the authority to appoint and remove. And so, that particular provision is the,
1457 the catchall provision that the determination is signed off by the Manager.

1458 **Councilperson McCoy:** And, that's exactly my point. If the Manager has the authority
1459 to appoint and remove, it's solely up to the Manager to determine when you appoint and
1460 remove, and it's solely up to the Manager to determine whether a person's a department
1461 head classification, or an officer, or a general employee. But, for all intents and purposes,
1462 there is no distinction between all of this, and it seems very much synonymous. And I'm
1463 not gonna belabor anyway. I, I just see that this is confusion and it's gonna create
1464 confusion later.

1465 And, that's all I have. I yield back. Thank you.

1466 **Chairperson Botel:** Thank you. Any other questions or concerns? Comments?
1467 Councilwoman Lanier, do you have any questions or concerns?

1468 **Councilperson Lanier:** No. I don't have any questions or concerns about this Item. I
1469 support this Item. I thought that the idea of justified was, was convoluted, that it did not
1470 make any sense, and I support the fact that a, a City Manager, it does not have to be Mr.
1471 Evans, any City Manager that comes into the City of Riviera Beach, should have the
1472 authority and the right to pick their own Staff and to pick their own department heads to
1473 be able to work with them.

1474 So yes, I support this Item and we can call the question,.

1475 **Chairperson Botel:** Thank you. It has moved and seconded that Council pass the
1476 Ordinance on second reading to amend the City Charter by adding language that the City
1477 Manager cannot remove the City Attorney, and deleting language that provides the City
1478 Manager shall have the power to remove any City officer or head of a department only
1479 for justifiable cause, and deleting language that the City Council may define the term
1480 justifiable cause. If you agree, please vote yes. If you don't, please vote no. Madam
1481 Clerk.

1482 **City Clerk Anthony:** Councilperson Lanier?

1483 **Councilperson Lanier:** Yes.

1484 **City Clerk Anthony:** Councilperson McCoy?

1485 **Councilperson McCoy:** No.

1486 **City Clerk Anthony:** Councilperson Miller-Anderson?

1487 **Councilperson Miller-Anderson:** Yes.

1488 **City Clerk Anthony:** Pro Tem Lawson?

1489 **Chair Pro Tem Lawson:** No.

1490 **City Clerk Anthony:** Chair Botel?

1491 **Chairperson Botel:** Yes. That motion passes by a vote of 3-2. Item No. 15.

1492 **City Clerk Anthony:** Madam Chair, Members of the Board, the time is now 7:30.

1493 **Chairperson Botel:** Yes.

1494 **City Clerk Anthony:** What's the pleasure of the Board?

1495 **Chairperson Botel:** We'll do public comments. Thank you.

1496 **Councilperson McCoy:** We've got one Item, Madam Chair. Can we take the last
1497 Item?

1498 **Unk. Audience:** No.

1499 **Chairperson Botel:** We, we could.

1500 **Unk. Audience:** [Inaudible].

1501 **Chair Pro Tem Lawson:** Yes, Madam Chair.

1502 **Chairperson Botel:** Is that your... You wanna take the last Item?

1503 **Chair Pro Tem Lawson:** Yes.

1504 [Inaudible audience comments]

1505 **Councilperson Miller-Anderson:** I'm fine with it.

1506 **Chairperson Botel:** Okay. We'll take the last Item.

1507 **15. ITEM NO. 15**

1508 **Chairperson Botel:** Item No. 15.

1509 **City Clerk Anthony:** **ORDINANCE NO. 4159 AN ORDINANCE OF THE CITY**
1510 **COUNCIL...**

1511 **Mr. F. Lozman:** Point of order [inaudible]...

1512 **City Clerk Anthony:** **...OF THE CITY OF RIVIERA BEACH, FLORIDA...**

1513 **Chairperson Botel:** You're out of order, Mr. Lozman. Go ahead, Madam Clerk.

1514 **City Clerk Anthony:** **ORDINANCE NO. 4159 AN ORDINANCE OF THE CITY**
1515 **COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA,**
1516 **PROVIDING FOR THE SUBMISSION TO THE ELECTORS THE PROPOSED**
1517 **AMENDMENT TO THE CITY CHARTER IN ACCORDANCE WITH SECTION 166.031,**
1518 **FLORIDA STATUTES; SUBMITTING PROPOSED CHARTER AMENDMENT**
1519 **CONCERNING ADDING A PROVISION THAT THE POLICE AND FIRE**
1520 **DEPARTMENTS ARE HEREBY CREATED AS CHARTER DEPARTMENTS; AND**
1521 **CALLING A SPECIAL ELECTION ON THE PROPOSED AMENDMENT TO THE CITY**
1522 **CHARTER TO BE HELD IN CONJUNCTION WITH THE REGULAR CITY COUNCIL**
1523 **ELECTION ON TUESDAY, THE 9TH DAY OF MARCH, 2021; PROVIDING NOTICE OF**
1524 **SPECIAL ELECTION; PROVIDING FOR BALLOTING AND ELECTION**
1525 **PROCEDURES; PROVIDING FOR INCLUSION IN THE CHARTER; PROVIDING FOR**
1526 **SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN**
1527 **EFFECTIVE DATE.**

1528 **DAWN S. WYNN, CITY ATTORNEY, 561-845-4069**

1529 **City Clerk Anthony:** Madam Chair, Members of the Board, we do have public
1530 comment on this Item. The acceptance of public comment on this Item is now closed.

1531 **Chairperson Botel:** Would someone care to make a motion to approve?

1532 **Councilperson Miller-Anderson:** I move that we approve Ordinance No. 4159.

1533 **Councilperson McCoy:** Second.

1534 **Councilperson Lanier:** Second.

1535 **Chairperson Botel:** Thank you. Do we have a presentation?

1536 **City Manager Evans:** Madam Chair and Members of the Board, this Item before you
1537 this evening, in Ordinance 4159 is to request that the Riviera Beach Police Department
1538 and Riviera Beach Fire Department become charter departments. Adding these
1539 particular departments to the Charter will protect them from the possibility of ever being
1540 considered to be outsourced. We've had multiple conversations with Staff to address
1541 some of the rumors that continue to circle with regards to these particular departments. I
1542 think this provides assurity to the community and puts the power and the authority solely
1543 in the community as it relates to Fire and Police services. Other municipalities have this
1544 particular provision in their Charter, and that is intended to protect the community from
1545 the standpoint that one of the core functions of municipal government is Public Safety.

1546 So, the language that is being proposed is to make the Police and Fire
1547 Departments considered Charter departments and shall only be abolished subject to the
1548 approval of the electorates. Right now, that's particularly.., those authorities resides
1549 exclusively with the City Council. The City Council has the authority to modify, abolish,
1550 add or create additional departments. They have that authority at this particular moment.
1551 If this particular Charter provision is passed, that power, as it relates to Police and Fire,
1552 resides with the electorate exclusively, and ensures that your two largest departments will
1553 be in your community in perpetuity. And, any modifications or tweaks to those particular
1554 departments would have to be approved by the electorate.

1555 At this time, Staff recommends approval in presenting this Item to the voters for
1556 consideration.

1557 **Chairperson Botel:** Thank you. Madam Clerk.

1558 **City Attorney Wynn:** Madam Chair? We have one correction to this Item. If you
1559 look on Page 2 of the Ordinance, it references a new Section 25. That should be a new
1560 Section 26. We realized today that one of the prior Ordinance No. 4125, one of the other
1561 prior Charter amendments received the designation of Section 25 by the Code
1562 codification company. Therefore, this would be section twenty'..., a new Section 26.

1592 **Chairperson Botel:** And I'm...

1593 **Mr. F. Lozman:** ...three minutes. The world doesn't revolve around you, Botel.

1594 **Chairperson Botel:** As the Chair...

1595 **Mr. F. Lozman:** I've told you...

1596 **Chairperson Botel:** ...I'm asking...

1597 **Mr. F. Lozman:** ...that before.

1598 **Chairperson Botel:** ...you to confine your...

1599 **Mr. F. Lozman:** Okay?

1600 **Chairperson Botel:** ...comments...

1601 **Mr. F. Lozman:** You wanna talk over...

1602 **Chairperson Botel:** ...to the...

1603 **Mr. F. Lozman:** ...me? You can talk over me all you want to. I'm just telling you that
1604 people who've come here tonight to make their comments at 7:30. You don't start an
1605 Agenda Item after 7:30. It's quite clear what it says. It starts at 7:30. And, if you're in the
1606 middle of an Agenda Item, then you finish it and then you go right to public comment. But
1607 to sit here and go through this Item, I mean, do you care about the rules? Do you care
1608 about how the rules of a meeting are conducted? You know, maybe you'll be Chairperson
1609 one day. You have to follow the rules. And it just really pisses me off that you let this
1610 woman, and we'll talk about why she shouldn't be the Chairperson when I make my non-
1611 Agenda public comments, about her Ethics Board finding that's gonna be announced on
1612 Friday. Yeah. We'll get into that later. Just keep mocking me, Botel. Your, your time as
1613 a City official is finished [chuckle] in this City.

1614 [Inaudible audience comments]

1615 **Mr. F. Lozman:** Oh yeah. It is.

1616 And Dixon, we'll talk about you working out of her office and notif'..., and making
1617 a, a..., let's memorialize a public document, you filed too, lady.

1618 Relative to Item 15, it's not clear exactly what that is from the language. I know
1619 you guys talk about it, but the point is, when you go into the voting booth, are they gonna
1620 clarify what that means? That's kind of complicated, proposing it makes a Charter
1621 department. What is a Charter department? How are people supposed to go into the
1622 voting booth and know what a Charter department is. I don't know what a Charter
1623 department is. I just know it's a department of the City. Is there any special privileges or

1624 [stammer] negatives that it is to be a Charter department for the Police and Fire? I mean,
1625 if it's not broke, why are we trying to change it?

1626 So, I, I don't think people are gonna understand what that means and there's gonna
1627 be people lobbying, 'Just vote yes for everything,' or, 'vote no for everything.' But I think
1628 when you have something that's kinda complicated in the language, how much language
1629 is there gonna be for people to try to understand what Charter department means, 'cause
1630 it, it's not clear. Charter departments, I'm not sure.., it's not clear what a Charter
1631 department is and what was wrong with the way it's been running for all the years the
1632 City's been incorporated?

1633 **City Clerk Anthony:** Jeffrey Bunche, J.B. Dixon.

1634 [Inaudible comment]

1635 **Mr. J. Bunche:** Okay. Hi. I'm Jeff Bunche.

1636 So, reading through this, No. 15, you know, and listening to what he's saying how
1637 it protects them. I'm gonna say that my level of understanding of 15 is.., I'm, I'm, I'm a
1638 little confused. So, I'm just gonna state this. I just don't want our officers, our people that
1639 patrol our neighborhoods to just, you know, lose their ability to just... You know, I don't
1640 want it being outsourced, I like City of Riviera Beach police officers versus just having
1641 somebody come in and tear up the neighborhood because they feel like profiling.

1642 So, you know, like I'm saying, I don't fully understand it but I think you may
1643 understand what I'm trying to say.., Don't just screw it up. If it protects them, yeah, I'm
1644 cool. If it doesn't protect them, I'm not cool with it. I'm just gonna say it like that.

1645 Alright.

1646 **Chairperson Botel:** Thank you.

1647 **City Clerk Anthony:** J.B. Dixon, Reverend Burrs.

1648 **Ms. J.B. Dixon:** Can you hear me?

1649 **Chairperson Botel:** Yes.

1650 **Ms. J.B. Dixon:** J.B. Dixon, Singer Island, Riviera Beach.

1651 I think it's clear by many people who have spoken here tonight, that they do not
1652 understand what the Charter says and will get up and say that they think it means
1653 something else. I understand that these things probably have to be written a certain way
1654 legally, but in.., certainly, we need to, in the public information campaign that you're going
1655 to have, to make it very clear. The rumor mill, which has been started deliberately by
1656 certain people, who would like to get back into the City's graces, is definitely that what
1657 this means is that to can privatize these two functions. And of course, what it says is that
1658 you cannot. You cannot. So, it needs to be said that way, like, in a fact thing. Does this

1659 mean that Jonathan Evans, or the Council, can privatize the Police and Fire? Not this
1660 kind of language. And then the answer, no. In fact, it means they never can. That's the
1661 plain way of saying things.

1662 My father always told me, he was a very educated man. The more educated you
1663 are, the simpler you speak. And it's only people who want to show that they finally got an
1664 education, that use the twenty-four dollar words. And I agree with that. I think that we
1665 need to be very clear. Of the people who've spoken to me who misunderstands some of
1666 these, for instance, the word electorate, they think that that means you. You are the
1667 elected. They think that means the electorate. Why not just say the voters. It's the voters,
1668 not the electorate. It would.., it.., you.., we really need to have somebody take a look.
1669 Again, this may be the legalese that is necessary to go on the ballot, but we really, really
1670 need to take a look at the words that are used when you go to explain what this means.

1671 Thank you.

1672 **Chairperson Botel:** Thank you.

1673 **City Clerk Anthony:** Reverend Burrs.

1674 **Reverend W. Burrs:** Hi, Madam Chair and Council, City Manager.

1675 I don't.., it don't... I just can't see it in my mind why you all wanna push these
1676 Ordinances through so rapidly. You have, you have an election coming 2022, after this
1677 election and you don't wanna take time and, and have a town hall meeting with all the
1678 citizens, and go through these Ordinances. And let 'em understand. If anybody go to the
1679 poll and, and vote, and read these and understand them at the same time and vote on
1680 them. Mr. Evans, you know better than that. This is.., for some reason or another, well I
1681 know what the reason is, you wanna push these things through for the citizens to vote for
1682 personal reasons. That's all it is. And, and it's just.., it's wrong. It, it just, it's just outright
1683 wrong for you all to do that.

1684 And, Mr. Manager, like I said before, I don't blame him, I would want, I would... If
1685 I was him, I would want all the power too, to do whatever I will, whatever I want, without
1686 any questions. Without any repercussion, because... This, this, this is.., these
1687 Ordinance' is outright wrong. To put.., to push them through in the next election.

1688 I hope the Manager.., I hope the City.., the, the Mayor keep his word and veto all
1689 of them. And we.., and I hope the citizens realize that this is not good for the citizens,
1690 and not for the City of Riviera Beach.

1691 Now, if it was contracting the, the Fire Department, Police Department out, sounds
1692 good but you got it mixed up with a whole lotta unnecessary stuff. And that's a problem.
1693 Ya'll know. Ya'll, ya'll can't sit there and make me believe ya'll don't know that this, this
1694 is not right. It's wrong. And for ya'll to vote to send this to the citizens, is just trynna push
1695 something down their throat for a personal reason. And I, and I'm, I'm confident that if it
1696 did go before the citizens, they're not gonna pass. And then they're gonna come back at
1697 you all.

1698 [Audience scuffle]

1699 **Councilperson McCoy:** Recess, Madam Chair. Madam Chair, recess.

1700 [Gavel]

1701 **Chairperson Botel:** I'm calling this meeting to recess.

1702 **Councilperson McCoy:** Move for a recess.

1703 **Chairperson Botel:** This meeting is recessed.

1704 [City of Riviera Beach Seal during meeting recessed for approximately eleven minutes.
1705 Audio returns after approximately twelve and a half minutes]

1706 **Reverend W. Burrs:** ...then, they could go to the poll and have a...

1707 [Inaudible comment]

1708 **Reverend W. Burrs:** ...and have...

1709 [Inaudible comment]

1710 **Reverend W. Burrs:** ...an understand what the...

1711 **Chairperson Botel:** Could you get a little closer to the mic, Reverend Burrs?

1712 **Reverend W. Burrs:** ...what they are saying. What they, what they mean,
1713 because, as I was saying earlier, you can't go to the poll to vote and read this, these
1714 Ordinance', and at the same time, have a.., come up with a good read reason to vote for
1715 'em. 'Cause some people might be like, 'Well, I ain't gonna vote at all.' Well, sometimes...
1716 depends on what your, what your, what your, what your, what your feelings are, a no vote
1717 is a, is a vote in some areas.

1718 So again, I know it's not gonna change anything...

1719 **Chairperson Botel:** Thank you, Reverend Burrs.

1720 **Reverend W. Burrs:** I want ya'll to think about that...

1721 **Chairperson Botel:** Thank you.

1722 **Reverend W. Burrs:** ..before you [inaudible].

1723 **Chairperson Botel:** Thank you. Any other public comments?

1724 **City Clerk Anthony:** Madam Chair, Members of the Board, that completes...

1725 **Chairperson Botel:** Thank you.

1726 **City Clerk Anthony:** ...public comment on this Item.

1727 **Unk.:** Hey, [inaudible].

1728 **Chairperson Botel:** This, this is not general public comments, Brown. This is
1729 public com'.., this is comments on Item No. 15.

1730 **Unk.:** Oh, okay then.

1731 **Chairperson Botel:** Thank you. Yeah. We just figured we'd finish up that last
1732 Item. Any other.., any comments or concerns by Council?

1733 **Chair Pro Tem Lawson:** Madam Chair?

1734 **Chairperson Botel:** Go ahead, Mr. Lawson. You're recognized.

1735 **Chair Pro Tem Lawson:** Based upon some of the comments...

1736 [Inaudible audience comments]

1737 **Chair Pro Tem Lawson:** Based upon some of the comments of some of the previous
1738 speakers, some of our residents, I am concerned with the language. While I am in support
1739 of.., this is one of the only Ordinances I am in support of putting on the amend'.., on the
1740 ballot, I have some concerns with the language, and that's why I wanted to be clear with
1741 the marketing strategy that we're going to bring to our residents. While I'm very confident
1742 that they will understand the terms of Charter departments and electors, I do believe that
1743 I just want it to be as simplified as possible when it comes to leaving the decision in the
1744 hands of the voters for our Charter.., for our Police and Fire.

1745 I am in complete support of keeping our Police and our Fire Departments here...

1746 [Inaudible audience comment]

1747

1748 **Chair Pro Tem Lawson:** ...in the City of Riviera Beach, but I want the language to be
1749 crystal clear for our residents when they do vote on this ballot initiative.

1750 **Chairperson Botel:** Thank you. Any other comments.

1751 **Councilperson Miller-Anderson:** Madam Chair, I just wanted...

1752 **Chairperson Botel:** You're recognized.

1753 **Councilperson Miller-Anderson:** ...to reiterate that I am in support of this. I think
1754 this provides a lot of clarity where the, where the voters will be able to determine whether
1755 or not they would like to see the sheriff's department, or whoever it is, that we're always
1756 saying is going to take over. This takes it out of the hands of the City Council. And it was
1757 never in the hands of the Manager so, this I am in support of.

1758 **Chairperson Botel:** Thank you. Councilwoman Lanier, do you have a comment
1759 or a concern?

1760 **Councilperson Lanier:** No. I just wanted to make the same comment, that I am in
1761 support of this [stammer] Item going to the ballot for the residents. I agree with
1762 Councilman'.., Councilwoman Miller-Anderson, the fact that, yes, this has been a bone of
1763 contention for City residents for as long as I can remember, that the sheriff's department
1764 was gonna come in, take over the, the Police Department. This, right here, this allows
1765 the residents to make that choice and not the City Council, and not the City Manager,
1766 which means the City Manager never had that choice anyway. So, this takes it out of the
1767 hands of the Council, whomever the Council may be, that they cannot just make the Police
1768 Department a part of the sheriff's department, unless the voters say so.

1769 And yes, I am, I am in support this amendment.

1770 **Chairperson Botel:** Thank you. Mr...

1771 **Councilperson Lanier:** This Ordinance.

1772 **Chairperson Botel:** ...McCoy... Mr. McCoy, you're recognized.

1773 [Chuckle]

1774 **Councilperson McCoy:** Thank you, Madam Chair.

1775 **Chairperson Botel:** Yes.

1776 **Councilperson McCoy:** I, I, I favor this amendment and I support it, but I'm actually
1777 looking, and I'm.., I have to agree with Councilman.., Pro Tem Lawson, it, it, it is rather
1778 vague. But, if you look at the other Ordinances that we've taken up, I probably would say
1779 the exception.., well, I guess the Ordinances relative to the referendum, it provides some
1780 background information. I'm looking at Ordinance No. 4155 and 4157, it does say what
1781 the Charter currently provides. And, and I wanna make sure I got the Manager and the
1782 Attorney's attention on this. The, the one's that we are amending, does provide some
1783 historical information, that the current Charter provides for. So, I would like to see if we
1784 can potentially, you know, do an amendment of this language so that we can add a little
1785 bit more clarity to it, to say that the Charter does not specifically designate that the Police
1786 and Fire Department is maintained by the City, and provide some background
1787 information, adding this amendment to the Charter.., I mean, adding this to the actual
1788 question. Because, for instance, if I take Ordinance No. 4157, that we just heard, it says,
1789 'The City Charter currently provides that the City Manager may not remove any City officer
1790 or a department head unless there's justifiable cause for such removal.' So, can we add
1791 maybe two sentences here, in the meeting, and, I guess, temporarily postpone this, go to
1792 public comments and then revisit this? Just to ch'.., tweak the question, not the actual
1793 language. And that's a question for the Attorney.

1794 **City Attorney Wynn:** Is that to tweak the question in Section 4...

1795 **Chairperson Botel:** Pull your mic' down...

1796 **City Attorney Wynn:** ...on the form of the ballot?

1797 **Chairperson Botel:** Microphone. Pull your mic down.

1798 **City Attorney Wynn:** I'm sorry. Is that to tweak the question in Section 4, Page 2,
1799 on the form of the ballot?

1800 **Councilperson McCoy:** Let me jump over.

1801 **City Attorney Wynn:** Because that's what the voters will see.

1802 **Councilperson McCoy:** Right. But it's only..., I think it's only one sentence. If I'm...

1803 **City Attorney Wynn:** Right. It says...

1804 **Chair Pro Tem Lawson:** Yes.

1805 **City Attorney Wynn:** The..., just for the public's edification, the Police and Fire
1806 Department shall be considered Charter departments and shall only be abolished subject
1807 to approval of the electors of the City. Shall this Charter amend'..., the Charter amendment
1808 be adopted? Yes or no?'

1809 **Councilperson McCoy:** Mhmm. Yes. That's, that's what I'm asking. Can we tweak
1810 that language to add maybe another sentence or two to provide more details?

1811 **Chairperson Botel:** What would...

1812 **Chair Pro Tem Lawson:** Madam Chair...

1813 **Chairperson Botel:** ...you like...

1814 **Chair Pro Tem Lawson:** ...I'm in agreement with that.

1815 **Chairperson Botel:** ...it to say?

1816 **Councilperson McCoy:** I'm, I'm sorry?

1817 **Chairperson Botel:** What would you like it to say? The other sentence?

1818 **Councilperson McCoy:** Well, obviously, the Charter does not currently speak to the
1819 Police and Fire. The Police and Fire Department... I guess I need help but, I, I guess
1820 what I'm trying to say, is I don't want it to be ambiguous, about what it means to be a
1821 Charter department. Because, obviously, we understand that, but, you know, on top of
1822 the public information campaign, the question, when it is presented to the voters, in the
1823 booth, or wherever they vote at, home, by mail, then it shouldn't be something that can
1824 cause some confusion as to what the Charter department is. Because, the most important
1825 thing is, that we have to rem'..., remember, the reference of Charter department is not

1826 anywhere in our Charter already, so we need to first define what a Charter department is
1827 going to be. So, I do agree with one of the speakers. So, that means that this department
1828 has been established by way of the Charter. And, any abolishment would require an
1829 approval of the voters.

1830 So, we need to define what Charter department is. And it's kinda difficult for me
1831 to do it, but I wanna know, is this something that the body would, I guess..., if, if amenable
1832 by the Attorney, spend a few minutes in tweaking this to further define what a Charter
1833 department is and provide some historical context?

1834 **Councilperson Miller-Anderson:** Madam Chair?

1835 **Chairperson Botel:** You're recognized.

1836 **Councilperson Miller-Anderson:** So, I have a question. With this amend'..., with
1837 there being some sort of amendment to the question, will we need to start it over and do
1838 another first reading and then another second reading on it?

1839 **Chair Pro Tem Lawson:** No.

1840 **City Attorney Wynn:** Not if we are changing the question, because the question
1841 isn't in the title, and the title was what was advertised. The only thing we do have to make
1842 sure is that, Florida statute has word limitations on some of this. So, for instance, the
1843 ballot title can't be more than fifteen words, which it isn't. And the ballot summary has to
1844 be seventy-five words or less. So, we could add something, it just depends on what that
1845 is.

1846 **Councilperson Miller-Anderson:** Without having to start over?

1847 **City Attorney Wynn:** Without having to readvertise. As..., because it should..., it will
1848 not affect..., it should not affect the title.

1849 **Councilperson Miller-Anderson:** And so, Mr. McCoy, you just..., you're wanting to
1850 add some language to explain what a Charter department is?

1851 **Councilperson McCoy:** It's not men'..., yes, ma'am. Because, it's not even mentioned
1852 anywhere in the Charter. This is our first reference of it. And obviously, we can see, right
1853 now, where the confusion existed when in, in the Resolution 4156, when it says officers.
1854 Well, you don't know what officers are. Right? So, in fact, I would like to see if Ms. Wynn
1855 is amendable, I think I can probably offer some language and we can come back and
1856 revisit this and see what we come up, if the body would agree, if we could just kinda
1857 postpone it. Hear public comments and then revisit this.

1858 **City Attorney Wynn:** And remember, also, because we..., you are..., you all have
1859 been talking about education campaigns. That, educating the public on what a Charter
1860 department is, would be part of this anyway.

1861 **Councilperson Miller-Anderson:** Right.

1862 **City Manager Evans:** Yeah.

1863 **Councilperson McCoy:** Right. But, but, I agree with that. But, as we've seen, we can't
1864 take a position other than giving the facts. So, if Joe Schmoe doesn't get anything from
1865 the public information campaign, but they step into that voting booth, it should be very
1866 crystal clear as to what they're voting on, even if they so happen to miss the public
1867 information campaign.

1868 **City Attorney Wynn:** I agree.

1869 **Councilperson McCoy:** Um...

1870 **Councilperson Miller-Anderson:** Madam Chair?

1871 **Chairperson Botel:** Yes.

1872 **Councilperson Miller-Anderson:** I will be in favor of, of putting this off for us to go
1873 to public comment, general public comments and if we can come up with language that
1874 would not alter it so much that it will require us to have to do another first read and second
1875 read, I could support that.

1876 **Chairperson Botel:** Can you support that, Mr. Lawson?

1877 **Chair Pro Tem Lawson:** Yes.

1878 **Chairperson Botel:** Okay. Let... There are four of us, so let's push this aside. Do
1879 we have to make a motion to table it temporarily or can we just agree...

1880 **Councilperson Miller-Anderson:** I'm not tabling it.

1881 **Chairperson Botel:** ...that we're gonna come back to it?

1882 **City Attorney Wynn:** Yes. That's...

1883 **Chairperson Botel:** [Inaudible].

1884 **City Attorney Wynn:** ...all you have to do?

1885 **Chairperson Botel:** We do have to do that?

1886 **Councilperson Miller-Anderson:** We do have to what?

1887 **Chairperson Botel:** We don't have to do that or we do?

1888 **City Attorney Wynn:** No. You can just...

1889 **Chairperson Botel:** Okay. We're going to put this aside until we finish public
1890 comment. Thank you, Mr. McCoy.

1891 **Councilperson McCoy:** Well...

1892 **COMMENTS FROM THE PUBLIC – 7:30 – NON-AGENDA ITEM SPEAKERS (Three**
1893 **Minute Limitation)**

1894 **Chairperson Botel:** Madam Clerk, would you please start public comment.

1895 **Councilperson Miller-Anderson:** You gotta read the thing.

1896 **City Clerk Anthony:** Madam Chair, will you please read the statement into the
1897 record?

1898 **Chairperson Botel:** Oh yeah. The... Yeah. Thank you.

1899 **Chairperson Botel:** ANY PERSON WHO WOULD LIKE TO SPEAK ON AN
1900 AGENDA ITEM, PLEASE COMPLETE A PINK PUBLIC COMMENT CARD LOCATED
1901 AT THE FRONT DESK PRIOR TO THE ITEM BEING TAKEN UP BY CITY COUNCIL
1902 FOR DISCUSSION. MEMBERS OF THE PUBLIC WILL BE GIVEN A TOTAL OF
1903 THREE MINUTES TO SPEAK ON ALL ITEMS LISTED ON THE CONSENT AGENDA,
1904 AND THREE MINUTES TO SPEAK ON EACH REGULAR ITEM. THE TIME LIMIT FOR
1905 PUBLIC COMMENT MAY BE REDUCED BY A VOTE OF THE CITY COUNCIL BASED
1906 ON THE VOLUMINOUS NATURE OF PUBLIC COMMENT CARDS. IN NO EVENT
1907 WILL ANYONE BE ALLOWED TO SUBMIT A COMMENT CARD TO SPEAK ON AN
1908 AGENDA ITEM AFTER THE RESOLUTION IS READ OR ITEM IS CONSIDERED.

1909 **City Clerk Anthony:** Madam Chair, Members of the Board, the acceptance of
1910 public comments during., for the general public comment is now closed. John Miller,
1911 Fane Lozman, Lloyd Brown.

1912 **Mr. J. Miller:** John Miller, Riviera Beach.

1913 I'm trying to calm down here a little bit. I think we all got fired up. And, I had a few
1914 things that I wanted to say so I'm gonna go there first.

1915 We had a special magistrate, [inaudible], over on Singer Island, which cost us
1916 money. And, I had talked to the...

1917 **Chairperson Botel:** Could you...

1918 **Mr. J. Miller:** And I saw...

1919 **Chairperson Botel:** ...lean in a little bit, Mr. Miller?

1920 **Mr. J. Miller:** And I...

1921 **Chairperson Botel:** Thank you.

1922 **Mr. J. Miller:** I talked to the new Building Official, Mr. Grimm, on Friday. Had a very
1923 respectful conversation with him. I asked him why the mandate by the special magistrate

1924 was not being followed. We agreed on some things, we disagreed on that, respectfully.
1925 I try to get up here and I try to be respectful to everyone. Sometimes, if I, like everybody
1926 else, if your buttons get pushed, you, you stand up. Anyhow, what I'm getting at is, there
1927 was..., there's stipulations that the special magistrate said to do over there and they're not
1928 being done. So, I'm gonna ask..., I already talked to Jonathan, by email, and he
1929 respectfully got back to me almost immediately and he's looking into it too. Because,
1930 people over there wanna know what's going on. Alright?

1931 Next, the poles that are getting cut down over there, the electric poles, alright?
1932 Now, there's two of them down. I understand that there's a civil dispute. A civil dispute
1933 goes to court. Alright? But, to destroy City public property, is a, is a breaking of the law
1934 and, as a matter of fact, those poles gotta be worth two to \$4,000 a piece, which makes
1935 it a felony. If I have a dispute with the City, or my neighbor, or whatever, it does not give
1936 me the right to destroy their property. So we need to look into this.

1937 The last thing is, what's going on here? It's disgraceful. And, I apologize for my
1938 getting involved, when swinging was going on right behind my head. And, then I said
1939 something, I probably shouldn't've said, but I know the person that agitates this. You
1940 know, I've been retired eight and a half years down here, but I've owned property for forty-
1941 seven years and paid taxes. Past eight and a half years, I've gone to a lotta Council
1942 meetings, I saw many different people get attacked by the same individual, threatened,
1943 attacked, whatever. Some of you sitting up there. I think what you gotta do, is yes,
1944 everybody has First Amendment rights to talk, but I think you's all gotta stand up and say
1945 enough's enough. You should take up for one another. He shouldn't be [inaudible], right?
1946 I don't know if there's been anything said about you yet, sir, right? She's constantly
1947 getting hammered, and it's wrong. Nobody does more for people over here, whether it's
1948 youth, elderly, help people get trained than...

1949 **Chairperson Botel:** Thank you.

1950 **Mr. J. Miller:** ...Julie Botel...

1951 **Chairperson Botel:** Thank you, Mr. Miller.

1952 **Mr. J. Miller:** ...and J.B. Dixon.

1953 **Chairperson Botel:** Thank you.

1954 **City Clerk Anthony:** Fane Lozman, Lloyd Brown, J.B. Dixon.

1955 **Mr. F. Lozman:** Fane Lozman.

1956 This Friday, the State of Florida Ethics Board in Tallahassee, is holding a meeting
1957 based on a complaint I made against Julia Botel. They're going to issue a public
1958 reprimand against Ms. Botel. Now, I don't think the public reprimand goes far enough,
1959 there's additional information that has come about involving Judy Dixon using the office,
1960 running an illegal pact out of the office, and other things. But, they are issuing a public
1961 reprimand on two allegations. They found probable cause on three allegations. That is

1962 an embarrassment to the City, to have the State of Florida Ethics Board issue this public
1963 reprimand, which she agrees that she broke certain rules and regulations. I think, once
1964 that's issued, the Charter allows for the Board here to also issue a public reprimand. I
1965 think she has breached her oath of loyalty to the Chair., to the Council, as the
1966 Chairperson and she needs to be replaced once that public reprimand is made public,
1967 and I should have a copy of that, if they decide not to pursue more serious allegations,
1968 which I think they should.

1969 Over last weekend, Matt Lynch and his buddies went and trespassed around our
1970 fence and illegally cut our mangrove trees. They cut 'em below the height that the State
1971 of Florida said they can be cut. They had no permit to cut 'em, they didn't have permission
1972 to cut them. We have a fence out there to stop these people from trespassing on our
1973 property. What I plan to do, and I'm gonna talk to some other people, I would like to put
1974 some dogs. One of the reasons you have a fence around your property, you can have
1975 dogs to protect your property from vandals from trespassing. I would like to get some
1976 dogs, fence off the rest of Pine Point Road and put some dogs there. We are sick and
1977 tired of people cutting our fence, going through the fence, vandalizing and cutting our
1978 trees. I mean, that's not gonna cut it.

1979 What is a boundary fence? A boundary fence, every single property in the State
1980 of Florida can have a fence to preclude trespass and vandalism on their property. That,
1981 that's just set in stone. So, Botel, who's an obsessive freak, who called up Officer
1982 Summers and told him to go arrest the fence contractor of Martin Fence, I mean, she's
1983 obsessed with me. She has nothing else to do in her life but call up DEP and play little
1984 games. But that fence isn't coming down. Not only is not that fence coming down, we're
1985 gonna build a fence on my other property, because people are going there and letting
1986 their dogs run around, and throwing their poop bags, and stealing our kayaks, and
1987 stealing...

1988 We are entitled to a fence as everybody else in this City. As a matter of fact, in, in
1989 forty-five years of Martin Fence, and putting fencing in the City, never once had one
1990 denied. But he hasn't had an obsessive freak like Botel, a corrupt politician, running
1991 around and telling people what to do. So, I'm gonna put up a fence on my other property.
1992 We're looking about putting some dogs, some German Shepherds running around on
1993 Pine Point Road, but we're not gonna let you dictate what goes on in our life, and what,
1994 and what goes on in other people's lives that own submerged lands in Signer Island.

1995 But you, you need to replace her. At least you were a much better Chairperson,
1996 Ms. Miller-Anderson...

1997 **Chairperson Botel:** Thank you so...

1998 **Mr. F. Lozman:** ...than this woman would ever be.

1999 **Chairperson Botel:** ...Mr. Lozman. Thank you so much.

2000 **City Clerk Anthony:** Lloyd Brown, J.B. Dixon, Bessie Brown.

2001 **Mr. L. Brown:** How ya doin'? My name is Lloyd Brown and I'm black. I guess you
2002 can see that. But, let me tell you, if I run for office, don't vote for me because of my color,
2003 because there's a lot of blacks up here ain't doing nothin' for us. So don't just go by the
2004 color. You know what, Malcolm X said, you never let nobody come in your neighborhood
2005 and run your neighborhood, your education and whatever. But I guess he didn't know
2006 these people up here. 'Cause, if he woulda known that we were gonna have black people
2007 like these, I mean, like, Bobby Powell. I mean, I couldn't say that down there. 'Cause I
2008 went to these people, when I had a problem, Bobby Powell, Bernard Mack, Pricilla Taylor,
2009 Addie Green, and a whole bunch of black people I went to, that was politicians, and they
2010 told me, 'Oh, we're gonna give you a hand.' But they were just like a, a placebo. You
2011 know? You go to 'em and you don't know if they're gonna do anything for you, or you
2012 don't know if it's real or what.

2013 But, all I gotta say, all this that went on tonight, is because you black politicians up
2014 here, you got Riviera Beach so screwed up. I mean, Ms. Botel, let me tell you something,
2015 I honor you for doing what you're doing over Singers Island. Don't let nobody come over
2016 there, don't let none of them come over there and try to change what you do, 'cause it'll
2017 be just like my side, 'cause they' not doing... I, I gotta hold that word in, 'cause I know
2018 you might wanna put me outta here. But, let me tell you something, just to be a black
2019 politician ain't about a dime if you ain't doing nothing. And that's what I see. And because
2020 you can use big words... Like the lady said, she made sense, you don't have to have big
2021 words in order to tell somebody what you want them to know. You bring it down to the
2022 lowest term, that's so that everybody can understand it. When I hear you black politicians,
2023 I mean, like Addie Green, Hastings and all them talk, they talk with big words but they do
2024 little or nothing to help the black community.

2025 And now you're talking 'bout Boynton. Okay. Boynton got one of the worst
2026 communities too, as far as for blacks. I mean, if you're gonna get in there, do like Ms.,
2027 Ms. Botel do, help your own sometimes. Start out with them. Don't be talking about
2028 bringing this and bringing that.

2029 And then I know girls..., housing..., I know girls out here need houses right now.
2030 And these houses they put in here, you know what they are? They're halfway houses.
2031 The same ones that ya'll talking about, 'Oh, let them build these houses.' You let 'em
2032 come in and get this property, and the next thing you know, they come in and they'll put
2033 a lease on the damn girl that's coming out of Broadmoor, don't have a lawn mower, she
2034 don't have a edger or nothin' but they'll tell her that she has to cut the lawn. I think
2035 everything on a lease should say the person that own that property should do it.

2036 And then, you're talking about people paying to fix the streets. Most of the houses
2037 in our neighborhood are rented. So, I wouldn't give a damn if, if, if the people who own
2038 the house is paying anyway, 'cause most of 'em are rented, they're not owned by no
2039 black. So, it ain't gonna hurt us. I think that has something to do with something they're
2040 gonna do over Singers Island, that's what that is.

2041 But, you know, I'm gonna tell you like this, I'm black and I'm for blacks. And if you
2042 don't like that, I really don't care. And Ms. Botel, what you do for your people, that's good.

2043 I think if we had more of us, like you, we'd have a better neighborhood, 'cause the ones
2044 we got here ain't about a dime.

2045 [Inaudible audience comment]

2046 **Mr. L. Brown:** Oh that.., that's some of my poetry I write.

2047 [Chuckles]

2048 **City Clerk Anthony:** J.B. Dixon, Bessie Brown, Jeffrey Bunche.

2049 **Ms. J.B. Dixon:** J.B. Dixon, Singer Island.

2050 Well, Mr. Lozman mentioned this ethics hearing. If you remember the last time he
2051 mentioned this ethics hearing, it was going to be on another date, and you were not going
2052 to see Dr. Botel again because she was going to be put in jail, because she is a corrupt
2053 criminal. Well, now, we're not going to have a trial, we're not even going to have a
2054 hearing. We're going to have a little slap on the wrist, called [stammer] a letter of, what
2055 is it? Recommendation. And, that is because of things that Dr. Botel told the investigator.
2056 As I told you before, the big crimes she committed was to establish a 501(c)3, called
2057 Friends of Riviera Beach Schools and put her address at the City Hall for maybe two
2058 weeks, in which she got two pieces of mail. She received two pieces of mail for a charity,
2059 for Riviera Beach children. That was her crime. Until she got a P.O. Box for that charity.

2060 Like everything that Mr. Lozman says, we have to set the record straight. As of
2061 yesterday, the State of Florida weighed in and found that he is, again, in violation. So, he
2062 is no longer just fighting Riviera Beach, but the State of Florida, who found the same
2063 things that the City has accused him of, and that a magistrate has found him guilty of,
2064 which is putting in fill without a permit, which is not allowed, and cutting mangroves, which
2065 are not allowed. Cutting them down to nothing, I might add. They're little stumps. And
2066 he's been told that he must put that property back in order. He's also been fined, \$2,500
2067 by the State of Florida. There are other, other fines facing him. That's the money he
2068 [chuckle], he says that this has cost him because he's guilty. He's been found guilty twice.
2069 And now, there's gonna be another magistrate's hearing, and this is costing the City
2070 money because he doesn't think he needs to pay attention to your rules, nor to the rules
2071 of the Department of Environmental Protection in the State of Florida.

2072 And then he has the nerve to get up here and say, 'I'm gonna do this, and I'm
2073 gonna do that, and there's nothing you can do about it.' What arrogance. There is
2074 something you can do about it, and you are doing something about it. And, we're getting
2075 a little tired of hearing about the long ago victories at the Supreme Court. There are no
2076 victories happening right here and now. Four defeats.

2077 **City Clerk Anthony:** Bessie Brown, Jeffrey Bunch. Ladi March Goldwire has left?

2078 **Unk.:** She's out there with the police.

2079 **City Clerk Anthony:** We'll come back to her. Cindy March.

2080 **Ms. B. Brown:** Bessie Brown.

2081 I, I would like to know why we don't have anything that's in the Items with backup
2082 tonight. That's something we should have every meeting. And I'm, I'm, I'm gonna ask
2083 about it every time I come up here because that's due us. That's something we should
2084 have available to us.

2085 And then, on these amendments, you never actually identified any section in the
2086 Charter, except for 26, and Ms. Wynn said that Section 26 on the..., on 15, on 15. And,
2087 you know, that, that's ridiculous. And, and, and we have no backup to know that what
2088 you're talking about and what's gonna be there. And, the two and a half percent is not in
2089 the current Ordinance on the, on the, on No. 13, on the Agenda. Now, you all need to...,
2090 if you're gonna do it, like I said, do it right. It is rid'..., it's horrible. All of this is horrible,
2091 because you're trying to rush something. And I don't know why you're trynna rush it.
2092 Because it, it's ridiculous.

2093 I just, I just would like to know, I would like for us to have [inaudible] backup of the
2094 Agenda Items, when, when we have a Council meeting. And, and these Ordinances...
2095 And, and I'd like a copy of all the backup for all, all these [stammer] Amendments,
2096 tomorrow, tonight, before I leave here because I don't even know what you're talking
2097 about.

2098 **City Clerk Anthony:** Jeffrey Bunche, Cindy March, Doretta Paulk.

2099 **Mr. J. Bunche:** Jeffrey Bunche. Hey, excuse me, am, am I allowed to ask specific
2100 questions to people?

2101 **Chairperson Botel:** We typically ans'..., have the..., we ask the City Manager to
2102 respond to questions at the end of...

2103 **Mr. J. Bunche:** [Inaudible] question.

2104 **Chairperson Botel:** ...public..., at the end of public comment.

2105 **Mr. J. Bunche:** Okay.

2106 **Chairperson Botel:** Thank you.

2107 **Mr. J. Bunche:** Well, [inaudible] my situation. So, roughly, over two years ago, I
2108 purchased a house in Riviera Beach and the house had issues with, you know..., I
2109 probably spent \$17,000 and some change on the house. And, when I found out that
2110 Riviera Beach had help for certain individuals, I think I went to the CRA. Is that correct?
2111 And, I was not [inaudible]. But I was qualified. I had [inaudible] insurance put on me. I
2112 had to even go down to Lloyds of London to get this expensive insurance stuff. Didn't
2113 qualify for nothin', I was homestead exempt. I had all that. So, I get it that you had to be
2114 in this certain District, but then it cost me \$17,000 out of the blue, and I did want help but
2115 couldn't get it.

2116 So, is there a way that, if you qualify, even though in this District thing that you had
2117 or this [inaudible] we had, I had seen at the..., it's the British..., the British Bank and Trust
2118 Bank or whatever it is on Broadway? When I went in there, didn't get no help. I just
2119 wanna know, how can people get help, who need help that are outside of where you're
2120 trying to, you know, help? Because there are plenty more places I can even see on my
2121 block, a bunch of roofs that got tarps on 'em. And I'm pretty sure if they can get help,
2122 they will get help. If you would give it.

2123 But, yeah. So, I was a victim. And I'm just trying to say, hey, some people need
2124 help. At least I had, you know, I was able to pay for it, other people can't.

2125 Alright.

2126 **Chairperson Botel:** Thank you.

2127 **City Clerk Anthony:** Cindy March, Doretta Paulk, Reverend Burrs.

2128 **Ms. C. March:** Good evening. I know we're at a meeting, but I first of all wanna
2129 thank God. And I wanna thank him because he changed me, over thirty years ago. And
2130 I refuse, I refuse to let the devil take me back. When I tell you, blood is thicker than water,
2131 but you must have common sense. That's the only reason why I held Ladi March, the
2132 only reason, because I know she's got too much to lose. You all are not gonna keep
2133 intimating her. And I'm not speaking for everybody, but you know who you are. Ya'll ain't
2134 been through the valley. Ya'll need to know what the valley is. It's not about education,
2135 it's not about a big [inaudible] salary, it's about peace and love, understanding, disagree
2136 and being able to agree. And, disagree and keep on going. But what I'm not gonna
2137 tolerate no more, and I promise you this is not a threat, because me and Ladi do not come
2138 over here for this foolishness.

2139 Evans, since you've been back, you can't say one time I have started nothin' with
2140 anybody that come in these Chambers. When I get through speaking, I go home. I have
2141 two and three jobs that I have to fulfill. Erica Davis don't have no job. So, I must be stupid
2142 to lose my freedom, to let the people who don't look like me, to tell me when to wake up
2143 and when to go to sleep. But you're not gonna keep playing with Ladi Goldwire. You're
2144 not gonna keep playing with her.

2145 They brought you over here for the same foolishness Ms. Dixon said, you changed
2146 the language in these amendments where people don't understand. That's why you're
2147 back here now. But see, somebody wrote that amendment, so let's get with education
2148 so you can know what the education is all about, 'cause if you got education and no
2149 common sense, and street sense, you're the dumbest person in the world. 'Cause if you
2150 go out there in the street, you're gonna get lost. So, the education ain't gonna help you
2151 alone, you need all of it.

2152 First of all, you need to know how to love one another. I done said some bashful
2153 things, I done bashed people, but my heart, my heart is filled with love, for people I don't
2154 even know. You know why? 'Cause God done brought me from a mighty long way. And
2155 the March clan, there's a lot of us. I done got all kinda phone calls [inaudible] come over

2156 here. You know what I told them, don't come over here. Police got a job to do, let the
2157 police's to do they job. 'Cause you know what? I went to Officer [inaudible] two weeks
2158 ago and put in a police report. I got the thread, the message in my phone that I didn't
2159 even respond to. I didn't even say nothin' about it, because I knew she was gonna play
2160 herself out [inaudible]. That's my reason for holding Ladi March over there.

2161 **Chairperson Botel:** Thank you.

2162 **Ms. C. March:** Ya'll didn't want her to get loose.

2163 **Chairperson Botel:** Thank you. Your time...

2164 **Ms. C. March:** Period.

2165 **Chairperson Botel:** Thank you.

2166 **Ms. C. March:** Enough is enough.

2167 **City Clerk Anthony:** Doretta Paulk, Reverend Burrs, Delores Williams.

2168 **Ms. D. Paulk:** Good evening. Good evening everyone. Council...

2169 **Chairperson Botel:** Ms. Paulk, could you just get a little closer to the microphone,
2170 please?

2171 **Ms. D. Paulk:** Good evening everyone. Council, City Manager, Jonathan Evans,
2172 City Attorney, City Clerk, good evening.

2173 This has been...

2174 **Chairperson Botel:** It's still very hard to hear you.

2175 **Ms. D. Paulk:** This has been a whirlwind...

2176 **Chairperson Botel:** If you could just pull, pull it a little closer.

2177 **Ms. D. Paulk:** This has been a little whirlwind this evening, that we had to endure.
2178 But, with God, everything will be taken care of. He sits high, and he looks low. And I
2179 wanna commend Mr. Jonathan Evans for all that he does for us. And I'm glad he went
2180 back and researched these Ordinance' that has been on the books for over fifty years.
2181 So maybe some other City Manager should've done it a long time ago. And I'm speaking
2182 for.., concerning the.., about repaying fifty percent, concerning the roads, and the
2183 sidewalks of the citizens who own property. That's a burden. That's a burden on us. A
2184 lot of citizens in this, in this City have.., taking care of their grandchildren. That's a burden
2185 on us, and I wanna let you all know that.

2186 Another thing, I think Mr. Jonathan Evans, even we have a Mayor of Palm Beach
2187 County, Mr. Dave Kerner, he never went and solicit masks for us. As soon as the
2188 pandemic came out, Mr. Evans went to try to protect all of us. He was on the frontlines,

2189 with..., giving out the food and everything. There's a lotta commandment. And Ms. Jacobs
2190 also brought fresh produce from Belle Glade to all the citizens, to take care of all of us.
2191 To take care of all of us.

2192 Also, you Mr. Lawson. Even the Mayor brought over food. You all have done
2193 tremendous things. And also, Mr. Tradrick McCoy, what I need to te'..., and, and, also,
2194 can't forget you, Ms. KaShamba. She shared also, some masks with us. With me.
2195 Personally. Mr. Tradrick McCoy, I just have to say one thing, she was..., the speaker
2196 before me was saying about love and kindness, we have been going through a pandemic
2197 and carrying on... We don't need all this here..., the rhetoric that you carry on up here.
2198 Even when you talked to Ms. Pemski was up here, you said, 'I don't need to hear any of
2199 your theories.' Check the tapes. Ms., when Ms. Wihbey was here, we had a meeting
2200 over the Lindsey Davis, you totally cut her off. You can't do that. It's not professional, it's
2201 downright rude. And please, please...

2202 **Chairperson Botel:** Thank you, Ms. Paulk.

2203 **Ms. D. Paulk:** ...when you have kindness, and show kindness, it never...

2204 **Chairperson Botel:** Thank you.

2205 **Ms. D. Paulk:** ...changes ever.

2206 **Chairperson Botel:** Thank you.

2207 **Ms. D. Paulk:** Thank you.

2208 **City Clerk Anthony:** Reverend Burrs, Delores Williams, Mary Brabham.

2209 **Reverend W. Burrs:** Madam Chair, Council.

2210 As I sit and went over these Ordinance', I understand what they..., what they're
2211 about. Nothing against nobody personally, because it, it ain't gonna hurt me one way or
2212 the other, but I am concerned about the welfare of our City. I have an investment in this
2213 City. It's about power. If you look at Ordinance Chap'..., Ordinance No. 5857, it's about
2214 power. I can't blame him. I blame you all. 'Cause, he understands that you all won't be
2215 sitting there forever, but he won't..., if these Ordinances go by, he'll be here forever. If you
2216 read 'em.

2217 Now, here in this Ordinance, one of ya'll was saying that he could remove a
2218 department head or employee for, for, for [stammer] justifiable reasonable..., justifiable
2219 reason, justifiable. I could rob a bank and make it justifiable, for me. Because, if my
2220 family's hungry and I got some bills to pay, and I got some obligations and I ain't got no
2221 money, and they catch me robbin' a bank, 'Why you rob the bank?' 'I need the money.'
2222 That's justifiable to me. So, if a person, if a person comes..., if a person come to, come
2223 to work and you don't like his attitude, you could fire the individual.

2224 If you..., you all need to go back and read your Charter carefully. You got a Civil
2225 Service Board, and you got a union. And these Ordinances is eliminating those. If you
2226 follow your Civil Service Board carefully, you could easily get rid of a disgruntled
2227 employee. If you follow your Civil Service rules and regulations. [Stammer] the, the union
2228 is not there to protect a dis'..., a dishonest employee, it's there to help you [stammer]
2229 understand if he need to be..., if he need to be fire, follow the rules. You don't need to
2230 change the Charter to do that. You don't have nobody here from the union, or nobody up
2231 here talking about the Civil Service Board, to find out what their rules and regulations
2232 were in the past. There was some good rules. You had steps by steps to get rid of a
2233 general employee, or any employee, if you follow the rules carefully.

2234 So, this is about power, because he understand. He, he understand well. And I
2235 don't..., I, I wanna..., I don't blame him. You all are gonna be gone, but ya'll won't be there
2236 forever, so when ya'll gone, these Ordinances says, he'll be here forever.

2237 **Chairperson Botel:** Thank you.

2238 **City Clerk Anthony:** Delores Williams, Mary Brabham.

2239 **Ms. D. Williams:** Good evening. Council and Mayor.

2240 I thank God for [inaudible] tonight. It was very, very disturbing to me. Very
2241 disturbing what happened. You wasn't back there, you weren't paying no attention. But,
2242 I saw the lady, the girl was sitting there reading her paper, she walked up and slapped
2243 her across the head. That was bad. She shouldn't be back to the meetings no more.
2244 And Mr. Lozman stepped aside [inaudible] had the blue shirt, he started cussing and
2245 telling him to get your [inaudible], you always startin' stuff up. Everybody have a right to
2246 speak, but you don't..., don't try to blame somebody else.

2247 And I would like to say something when I was at the town hall meeting. And if ya'll
2248 talking about the Ordinances, all of these things that go on the ballot, why ya'll keep going
2249 through it, don't put it on there. Everybody don't understand what you're talking about.
2250 You know because you're voting on it. You say you had meetings on this here.
2251 Everybody called up here complaining, please let it go. Please let it go 'til you get an
2252 understanding. If you got to change and rewrite stuff over on it now, something is wrong.
2253 Leave it alone 'til the people understand. You said you're gonna educate 'em, your gonna
2254 educate the people up here, you wanna educate the people to do this here, they're not
2255 educated enough, they can't get up here. The Bible say you take the simple thing to
2256 confound the wise. You ain't gotta be so pretty to understand.

2257 And I would like to say this here, some of these people get up here and talk about...,
2258 I'm gonna tell you, I [inaudible] from two brothers now. I sit home sometimes and watch
2259 the Council meeting, but the way they talk about you, Mr. Tradrick, and you Mr. Lawson,
2260 you, you..., I'm gonna say [inaudible] sometime you turn around, you all turn like a, for me
2261 a lizard. When you're here and it fits you, you turn [inaudible] Be straight out. Be
2262 straighter than a L. Do what you're supposed to do.

2263 And, they put the Police down so bad, I'm for the police for Riviera Beach. This
2264 stuff is so bad, let it go. And I want you two brothers to know, they're talking about you
2265 came in on Mr. Evans tailcoat. Ms. KaShamba, when he left, you said, and it's on record,
2266 you spoke to him for seventeen months while was gone, back and forth. When they say
2267 [inaudible] Mr. Davis, you came in on the coat too. They're not talking..., they, they're not
2268 putting you down but they putting them down. And the lady there, I'm gonna bring the
2269 poster in, where she had Tradrick, Lanier and whatever the young men from the sheriff
2270 department's running. She got 'em on a string. That's who they was saying supported
2271 them from [inaudible]. Don't feel bad, you didn't come on his coat. It's three of ya'll if
2272 that's the case. Mr. Lawson, you told me you didn't run...

2273 **Chairperson Botel:** Thank...

2274 **Ms. D. Williams:** ...on his coattails.

2275 **Chairperson Botel:** Thank you. Thank you.

2276 **Ms. D. Williams:** And I believe you.

2277 **City Clerk Anthony:** Mary Brabham.

2278 **Ms. M. Brabham:** Good evening. Mary Brabham.

2279 Mr. Evans, thank you for your service. Vice Chair of Palm Beach County,
2280 Managers, job well done. Second presentation for the City of [stammer], of Riviera Beach
2281 for a fantastic [inaudible]. It's all over the country. Thank you. Thank you.

2282 When we make mention about the backup here..., I got in a little late, but all this is
2283 in here. All these copies here, or whatever is to be discussed about it, is in this Agenda
2284 here. So, some that did not get it, when I walked in, they were all out there. Last week,
2285 last week, we had plenty packages with all of these amendments and everything. All
2286 [inaudible]. What, what more can we keep doing? What more can we keep doing here?
2287 We can never satisfy the complete mass. It won't work. It's, it's in our [inaudible] like this
2288 because to every man, he has his [inaudible]. And when we stand up here and talk about
2289 the Bible, some of these people kills ya. So religious but love, faith and hope is what we
2290 stand on. Ms. Brabham stands on it. I believe that. I said before, we will get over on the
2291 other side much better than here.

2292 The Inspector General, let me tell you something here, every six months they
2293 appear before the Palm Beach County, and that Inspector General Committee, we were
2294 on there on the eleventh month, which was last month, on the 19th. And they brought up
2295 how we, how we're derelict \$1,261,950 in insurance. You know why it was like that? Bad
2296 management, that's what they said. For previous, previous years of bad management.
2297 Go look it up. Mr. Peter Cruz, is the Chairperson of that Board. Yes, yes, they're talking
2298 about us. And for the residents, every six months they go in to that Board there, and they
2299 bring up each municipality and what they do.

2300 And here we are. You elected officials here, you see this here? See, Ms. Brabham
2301 keeps up with everything 'cause I'm out there, I'm connected here. Over in Pahokee and
2302 Sebastian, they're getting rid of all you all. You know why? Because we, as blacks, we
2303 are our worst enemies. It's not the white man that keeps us down, it is we that keeps us
2304 down. And they're gonna get rid of them too.

2305 **Chairperson Botel:** Thank you...

2306 **Ms. M. Brabham:** [Inaudible].

2307 **Chairperson Botel:** ...Ms. Brabham. Thank you.

2308 **Ms. M. Brabham:** Thank you.

2309 **City Clerk Anthony:** Madam Chair, Members of the Board, that concludes public
2310 comment.

2311 **Chairperson Botel:** Thank you. We can resume our conversation about Item No.
2312 15. Have we come to some conclusion about the language?

2313 **Councilperson Miller-Anderson:** Madam Chair, it.., did you want him to answer
2314 any questions?

2315 **Chairperson Botel:** Oh, I'm sorry. Thank you very much. Yes.

2316 **Councilperson McCoy:** Well...

2317 **Chairperson Botel:** Mr. City Manager.

2318 **Councilperson McCoy:** Madam Chair, before he does, I wanted to see if Ms. Wynn
2319 will let you know that she's emailed the proposed ballot language to all of the....

2320 **Chairperson Botel:** To all of us.

2321 **Councilperson McCoy:** ...Members.

2322 **Chairperson Botel:** Okay.

2323 **Councilperson McCoy:** And also to...

2324 **Chairperson Botel:** So, while Mr...

2325 **Councilperson McCoy:** ...[stammer] Administration.

2326 **Chairperson Botel:** ...Evans answers...

2327 **Councilperson McCoy:** Well...

2328 **Chairperson Botel:** ...those questions...

2329 **Councilperson McCoy:** Well...

2330 **Chairperson Botel:** ...then we can look at it. Thank you.

2331 **Councilperson McCoy:** Yes, Madam Chair. But I wanted to make sure that Ms. Wynn
2332 told you that she sent it...

2333 **City Attorney Wynn:** Right.

2334 **Councilperson McCoy:** ...and it wasn't something that was sent by Councilman
2335 McCoy. So.

2336 **City Attorney Wynn:** That is correct. I sent it to all of Council, including [stammer]...

2337 **Chairperson Botel:** Thank you.

2338 **City Attorney Wynn:** ...Councilman McCoy.

2339 **Chairperson Botel:** Thank you. Mr. Evans.

2340 **City Manager Evans:** Madam Chair, with regards to the Items in the Agenda packet,
2341 those Items and, Madam Clerk, correct me if I'm wrong, the Clerk's office has produced
2342 and printed those Items that are on the entry, that are provided in the vestibule area, at
2343 the Staff table for folks to be able to get the Resolutions or Ordinances, as well as the
2344 corresponding memorandums that go with those particular Items. That's something that
2345 we have done as a result of COVID, providing that for the residents. As well as, the
2346 information is always available on our website for public consumption, in most cases,
2347 seven days prior to the meeting. So, the City Clerk's office and Administration has done
2348 that over the last couple of meetings when the public has communicated their desire to
2349 actually have the documents in hand.

2350 With respect to the items that were communicated as to where those items were
2351 [stammer] cited in the Charter, there was a memorandum that was provided that goes
2352 back, when we did have our workshop, our Saturday workshop, and it was also an
2353 attachment on the Agenda that cites specifically those sections in the Charter. And our
2354 Charter is available to be downloaded on the website. Madam Clerk, the Charter in itself
2355 is how many pages? I think eighteen to twenty.

2356 **City Clerk Anthony:** Eighteen to twenty [inaudible]...

2357 **City Manager Evans:** Yeah. I think it's eighteen pages. So it's a very small
2358 document and, and certainly we can make sure that if individuals call our office, we can
2359 provide those documents to them if they weren't able to find them on our website.

2360 With respect to gentleman that communicated about some assistance, if he
2361 certainly would like to reach out to me after the meeting, I can provide him my business
2362 card. I did have conversations with Staff, as early as today, talking about the utilization
2363 of CDBG monies to facilitate addressing some of the roofs that we have in our community

2364 that still have blue tarps, dating back to 2005. We're looking to bring a program for
2365 consideration to cure that issue. Also... With at least twenty homes. Also, looking to roll
2366 out the Citywide Ambassador program, and..., to make some additional improvements,
2367 but that will be coming in subsequent Council meetings.

2368 And, I believe, Madam Chair, that may be all of the items that were discussed as
2369 part of citizen comments.

2370 **Chairperson Botel:** Thank you, Mr. Evans. Now, have we all had an opportunity
2371 to read the revised language. Are there any questions or concerns about it? And I have
2372 a question? Do we need to make another motion to recognize the fact that the language
2373 has changed, or because the language at the top did not change, we don't have to make
2374 another motion?

2375 **City Attorney Wynn:** So, Madam Chair, [stammer]..., although the language has
2376 changed, and I'd like to read it into the record for the public's knowledge, it does not
2377 change the title.

2378 **Chairperson Botel:** Thank you.

2379 **City Attorney Wynn:** So, the, the question that will be asked on the ballot is, 'The
2380 Police and Fire Departments shall be con'..., considered Charter departments and shall
2381 be preserved by requiring a referendum vote of the electorate to abolish, outsource,
2382 and/or otherwise transfer the City's provision of law enforcement and fire services to any
2383 other entity.' That will be followed by the current language that's in the Ordinance, 'Shall
2384 the Charter amendment be adopted,' and the voter will choose yes or no.

2385 **Chairperson Botel:** Thank you.

2386 **Councilperson Miller-Anderson:** Madam Chair?

2387 **Chairperson Botel:** You're recognized.

2388 **Councilperson Miller-Anderson:** I just wanna be sure, again, that this does not
2389 require us to have to do a first and second read again.

2390 **City Attorney Wynn:** That is correct. It does not affect the title. The title is pretty
2391 generic. The title is concerning adding a provision that the Police and Fire Departments
2392 are hereby created as Charter departments. That is still part of the, the question that will
2393 be posed to the voters.

2394 **Councilperson Miller-Anderson:** Okay. Thank you.

2395 **Chairperson Botel:** Any other questions? Mr. McCoy, you're recognized.

2396 **Councilperson McCoy:** Thank you, Madam Chair. I, I guess, I, I wasn't exactly sure
2397 if I understood, or even heard, the response from Ms. Wynn when it came to do we have

2398 to do an amendment. I, I mean, can you repeat that response? I mean, how do we
2399 handle this? Do we do a..., we..., you said it doesn't have to be amended?

2400 **City Attorney Wynn:** The title to the Ordinance does not have to be amended, nor
2401 does it have to be readvertised.

2402 **Councilperson McCoy:** Correct. But I'm speaking of...

2403 **City Attorney Wynn:** But, the actual...

2404 **Councilperson McCoy:** ...this language.

2405 **City Attorney Wynn:** ...Ordinance language has to be amended. In Section 4, form
2406 of ballot, the underlying language will be substituted for the language that I just read and
2407 the language that was emailed to you all.

2408 **Councilperson McCoy:** Okay.

2409 **Chairperson Botel:** Any other comments?

2410 **City Attorney Wynn:** Assuming that the, the motion passes.

2411 **Chairperson Botel:** Councilwoman Lanier, do you have any questions or
2412 comments?

2413 **Councilperson Lanier:** No. I don't have any questions or comments. I just support
2414 the amendment and would like to move forward with it.

2415 **Chairperson Botel:** Thank you. Anything else? Okay? It has been moved and
2416 seconded that the Council pass the Ordinance on second read to amend the City Charter
2417 by adding a provision that the Police and Fire Department are created as Charter
2418 departments. If you agree, please vote yes. If you don't, please vote no. Madam Clerk.

2419 **City Clerk Anthony:** Councilperson McCoy?

2420 **Councilperson McCoy:** Madam Chair?

2421 **Chairperson Botel:** I'm sorry?

2422 **Councilperson McCoy:** So, before roll call vote, my question is, have we incorporated
2423 this?

2424 **Chairperson Botel:** Yes.

2425 **City Attorney Wynn:** What was the motion on the floor?

2426 **Councilperson McCoy:** No.

2427 **Chairperson Botel:** [Stammer]...

2428 **Councilperson McCoy:** We haven't incorporated it. I don't believe...

2429 **Chairperson Botel:** The motion...

2430 **Councilperson McCoy:** ...we have...

2431 **Chairperson Botel:** ...was to...

2432 **Councilperson McCoy:** She just read the title.

2433 **Chairperson Botel:** ...pass the Ordinance on second reading, to amend the City
2434 Charter by adding a provision that the Police and Fire Department are created as Charter
2435 departments.

2436 **City Attorney Wynn:** And changing the language to the language that was read into
2437 the record by the City Attorney.

2438 **Councilperson McCoy:** So, so that has to be amended.

2439 **City Attorney Wynn:** Correct.

2440 **Councilperson McCoy:** So, that's.., So, Madam Chair, I think...

2441 **Chairperson Botel:** Okay. I thought you just said that we didn't have to make a
2442 mo'...

2443 **City Attorney Wynn:** You have to amend the motion.

2444 **Chairperson Botel:** We do have to amend the motion? Okay.

2445 **City Attorney Wynn:** Yes.

2446 **Chairperson Botel:** So, does the maker of the motion, I forget who made the
2447 motion at this point.

2448 **Councilperson McCoy:** I think it was...

2449 **Councilperson Miller-Anderson:** Ms...

2450 **Councilperson McCoy:** ...Miller-Anderson?

2451 **Councilperson Miller-Anderson:** She should know.

2452 **Chairperson Botel:** Who made the motion, Madam Clerk?

2453 **City Clerk Anthony:** Councilperson Miller-Anderson made the motion.

2454 **Councilperson Miller-Anderson:** And she doesn't remember.

2455 **City Clerk Anthony:** Mr. McCoy...

2456 **Councilperson Miller-Anderson:** [Chuckle].

2457 **City Clerk Anthony:** ...second the motion.

2458 **Councilperson Miller-Anderson:** How long...

2459 **Chairperson Botel:** Thank you.

2460 **Councilperson Miller-Anderson:** ...ago was that?

2461 [Chuckles]

2462 **Chairperson Botel:** Do you agree to amend the motion?

2463 **Councilperson Miller-Anderson:** Yes.

2464 **Chairperson Botel:** Thank you. Do, do you keep your second?

2465 **Councilperson McCoy:** Second.

2466 **Chairperson Botel:** Thank you. Madam Clerk.

2467 **City Clerk Anthony:** Councilperson McCoy?

2468 **Councilperson McCoy:** Yes.

2469 **City Clerk Anthony:** Councilperson Miller-Anderson?

2470 **Councilperson Miller-Anderson:** Yes.

2471 **City Clerk Anthony:** Councilperson Lanier?

2472 **Councilperson Lanier:** Yes.

2473 **City Clerk Anthony:** Pro Tem Lawson?

2474 **Chair Pro Tem Lawson:** Yes.

2475 **City Clerk Anthony:** Chair Botel?

2476 **Chairperson Botel:** Yes. That passes by unanimous vote of 5-0.

2477 **DISCUSSION BY CITY ATTORNEY**

2478 **Chairperson Botel:** Is there any discussion by City Attorney?

2479 **City Attorney Wynn:** No, thank you, Madam Chair.

2480 **Chairperson Botel:** Thank you.

2481 **CITY COUNCIL COMMITTEE REPORTS**

2482 **Chairperson Botel:** City Council committee reports? Anything? Councilwoman
2483 Lanier, do you have any committee reports to report on?

2484 **Councilperson Miller-Anderson:** You skipped the...

2485 **Councilperson Lanier:** No. I...

2486 **Councilperson Miller-Anderson:** ...Manager...

2487 **Councilperson Lanier:** ...don't have any committee reports at this time.

2488 **Chairperson Botel:** Okay.

2489 **Councilperson Miller-Anderson:** You skipped the Manager.

2490 **Chairperson Botel:** Oh, sorry. You know, see...

2491 **Councilperson Miller-Anderson:** Are you looking [inaudible].

2492 **Chairperson Botel:** ...if it's not in front of me, on a... If it's not in front of me on a,
2493 on a piece of paper that says....

2494 **Councilperson Miller-Anderson:** [Inaudible].

2495 **Chairperson Botel:** No. It goes from City Attorney to City Council committee
2496 reports.

2497 **Councilperson Miller-Anderson:** Well [stammer]...

2498 **Chairperson Botel:** Here's my amended... We'll have to amend the annotated
2499 Agenda. Thank you. Because I do not want to skip the City Manager. Thank you very
2500 much.

2501 **DISCUSSION BY CITY MANAGER**

2502 **Chairperson Botel:** Mr. City Manager, any comment?

2503 **City Manager Evans:** Thank you, Madam Chair. The, the Chairperson of the CRA
2504 Board certainly does not forget me when they...

2505 **Chairperson Botel:** [Chuckle].

2506 **City Manager Evans:** ...at, at those meeting. So, I just wanted to say that for the
2507 record.

2508 [Chuckles.]

2509 **City Manager Evans:** The..., we, of course, have our drive through tree lighting
2510 ceremony that will occur this Friday. Festivities will begin at around 6:00 o'clock. We will
2511 be broadcasting live our tree lighting ceremony, and we're doing it in the most socially
2512 responsible manner. So, please enjoy it from you home, as well as if you wanted to drive
2513 through and, and take a look at the beautiful tree that is up, certainly the CRA Staff has
2514 done a great job in, in getting that facilitated. So, I just wanted to encourage the residents
2515 to watch our tree lighting ceremony that will occur on Friday.

2516 Also, on Saturday, the Board does have a workshop to discuss Reimagine Riviera
2517 Beach. It is a continuation of the conversations that we've had to look at addressing the
2518 long-term locations for some of our facilities. Once the Board does provide direction to
2519 Staff at that workshop, we will then commence the process of multiple community
2520 charettes and discussions to get community input, and then bringing that information back
2521 to the Board for them to provide additional direction to Staff, and to begin the process of
2522 facilitating some of those capital projects that we have talked about for a, a long time. So,
2523 I did want to inform the residents about that. The Reimagine Riviera Beach workshop will
2524 be from 11:00 to 2:00, here at the Marina Event Center.

2525 From 8:00 o'clock to about 10:30, 10:45, the, the Police Chief, working in
2526 collaboration with the elected officials, has the community Walk Against Violence, and
2527 they have done an exceptional job in communicating to the community, the importance
2528 of involvement with law enforcement. And, it's gonna be a very impactful march. And,
2529 it's intended to bridge the gap with regards to law enforcement in our community, and
2530 assist us in making sure our community remains safe and, and that we can do..., what
2531 other things we can do to ensure that the safety in our community increases, and we
2532 address some of the challenges that some of these families that have been victims to
2533 some heinous crimes in our community, working together in collaboration to bring closure
2534 to those families and see our community improve, because that's something that's
2535 certainly important for us.

2536 So, there's information on our City's website. You can be able to see more
2537 information on the City's social media sites, as well as our website. And, that event,
2538 again, is Saturday morning. And, we have our Reimagine Riviera Beach that will start
2539 here at the Marina Event Center from 10:00 to 2:00. So, the public is welcome to attend.

2540 And, Madam Chair, that concludes my remarks.

2541 **Chairperson Botel:** Thank you very much.

2542 **CITY COUNCIL COMMITTEE REPORTS**

2543 **Chairperson Botel:** And now, we'll do committee reports. I just have a couple, if
2544 no one else... November 12th, I attended the Florida League of Cities Land Use and
2545 Economic Development Committee. We voted on priority statements on annexation, and
2546 a position statement on mobility plans. November 13th, we had a Palm Beach North

2547 Chamber of Commerce Government Affairs committee. Councilwoman KaShamba
2548 Miller-Anderson and I were there. A couple of interesting presentations.

2549 I've been having, every Tuesday, meetings of the tourism committee, core
2550 leadership group. And, recently, we met with Palm Beach State College about their
2551 involvement in the project. And we're planning a marine industry webinar. This is very
2552 important for those of you who live on the lagoon, or near the lagoon, and are interested
2553 in the managed mooring fields. The webinar will be on December 8th at 6:00 o'clock. You
2554 can get information about how to register by emailing stbrown@rivierabeach.org. That's
2555 S-T-brown@rivierabeach.org, and Mr. Brown will send you the web'..., webinar
2556 information. We'll also be putting a flyer out in all of the..., at all of the homes in the Sugar
2557 Sands area, and the general area around the lagoon that might be affected by the
2558 managed mooring fields. That webinar will also cover floating structures and derelict
2559 boats.

2560 I also attended the League of Cities Board of Directors meeting, and the general
2561 membership meeting.

2562 **STATEMENTS BY THE CITY COUNCIL**

2563 **Chairperson Botel:** And then, we'll go to Council comments. Mr. McCoy, we'll
2564 start with you.

2565 **Councilperson McCoy:** I'm good, thank you.

2566 **Chairperson Botel:** Thank you. Mr. Lawson.

2567 **Chair Pro Tem Lawson:** Thank you, Madam Chair. I just wanna make one quick
2568 announcement that the Procurement Department's gonna be hosting a vendor outreach,
2569 tomorrow at 3:00 p.m. That's gonna be here at the Marina. So they're looking and calling
2570 out all suppliers, contractors, consultants. Come out and find out how to be a vendor.
2571 So, if you wanna do business and work with the City, please come out. Requirements
2572 that are needed, they'll go over the possible opportunities that are happening with our
2573 City.

2574 And also, we're going to have a representative that's gonna come, Mr. Alan Gray,
2575 from the manager..., he's actually the Manager of the Office of Equal Opporut'..., Business
2576 Opportunities. He's gonna come from the County as well, to just get people updated and
2577 educated on how to become MBE, WMBE certified with the county. So, he'll be here as
2578 well to speak to some people, and handing out some information. And I was gonna ask
2579 Mr. Evans and Ms. Pemsel if you'd be able to give a presentation to the, to the visitors as
2580 well. If you can allot him on your Agenda for tomorrow's presentation.

2581 **City Manager Evans:** We, we can certainly do that, Councilman.

2582 **Chairperson Botel:** Thank you.

2583 **City Manager Evans:** That's not a problem.

2584 **Chair Pro Tem Lawson:** Thank you.

2585 **Chairperson Botel:** That's it? Thank, thank you.

2586 **Chair Pro Tem Lawson:** Thank you, Madam'...

2587 **Chairperson Botel:** Councilwoman Lanier?

2588 **Councilperson Lanier:** No. I don't have any committee reports.

2589 **Chairperson Botel:** Okay. Councilwoman Miller-Anderson.

2590 **Councilperson Miller-Anderson:** We're not doing committee...

2591 **Councilperson McCoy:** We're on comments.

2592 **Councilperson Miller-Anderson:** ...reports, we're doing comments.

2593 **Chairperson Botel:** I meant comments. Did you mean comments?

2594 **Councilperson Lanier:** Yeah. I do have a couple comments. I just wanted to say
2595 that, you know, people are coming up talking about the amendments were confusing.
2596 And, that may be so, but I think that.., I think that the marketing and the education for
2597 providing information to the public about these amendments, will be able to help. I...

2598 **Councilperson Miller-Anderson:** She's frozen.

2599 **Chairperson Botel:** Uh, oh. You froze.

2600 **Councilperson Lanier:** ...[inaudible].

2601 **Chairperson Botel:** Thank you.

2602 **Councilperson Lanier:** I said this before...

2603 **Chairperson Botel:** Thank you.

2604 **Councilperson Lanier:** ...I don't think...

2605 [Inaudible comments and chuckles]

2606 **Councilperson Lanier:** ...that our residents are illiterate or dumb or anything of that
2607 nature, in terms of not understanding what is put before them. So, I just wanted to be
2608 able to say that, you know, to say that people are, you know, they don't understand and
2609 they, they can't read what it says and.., I, I just don't like that tone of saying that the
2610 residents of this City don't have the wherewithal, or the intelligence, to be able to look at
2611 a document or to be able to look at language and say what it is, what it isn't. And, I know
2612 that the marketing materials that will come, and the marketing outreach, in-person and
2613 online, will be able to help the individuals of the public who are, who feel that there may

2614 be some things that they don't understand about it. All the amendments should be
2615 brought to the public, to be able to make a decision on. I agree with that last resident
2616 who said that it is not in our hands. It is up to us to be able to bring them forward so the
2617 residents themselves can be able to vote on these amendments.

2618 So, I, I support all of them, and I just want to be able to say that I don't think that
2619 the residents of this City cannot decipher what is put before them.

2620 Thank you.

2621 **Chairperson Botel:** Thank you. Councilwoman Miller-Anderson.

2622 **Councilperson Miller-Anderson:** I just wanted to say, thank you to... As you all
2623 know, we had our first neighborhood cleanup. And, it did start in District 2, and they will
2624 be going around to each of..., each and every one of our Districts. Maybe, Mr. Lawson
2625 and the Mayor can tag along in somebody's District, unless they create their own area.
2626 But, I just wanted to say thank you to Sammie, and to Jatesla, and Deirdre Jacobs for
2627 spearheading this pro'..., initiative, for the entire City. And, I think everyone enjoyed
2628 themselves out there, while they were out there cleaning up. And it also had an
2629 opportunity for the neighbors to come out and, and get involved as well. And, and it was
2630 funny because one time, there was a..., one of our residents, she..., her and her daughter
2631 happened to be pushing out a piano to go to the, the trash pile and we just happened to
2632 be coming around the corner, and so, the police officers, they came to..., they [chuckle],
2633 they came to her to come and help her and her daughter put it out on the trash and she,
2634 she, she just..., she was a little concerned and confused to fig'..., trying to figure out why...,
2635 where'd you all just come from and why are you out here helping me, you know, put this
2636 on the trash. And so, we explained to her what was going on and so, she was very
2637 appreciative and it, it was just, you know, it, it was just timely. And, you know, she said
2638 she wanted to get more involved. So, that provided an opportunity for everyone to kinda
2639 get to know each other. It was pretty informal and, you know, just being able to fellowship
2640 with your neighbors while we were out there as well. And, providing the City
2641 Councilwoman the opportunity to use a blower.

2642 **Chairperson Botel:** [Chuckle].

2643 **Councilperson Miller-Anderson:** She does not go out in the yard very often, and
2644 so my husband couldn't understand why I went out there and did that, and I would not do
2645 that at home. So, I think I probably shouldn't've done it 'cause now he may think I'm
2646 supposed to come and help him out there. So.

2647 But, thank you all so much. It, it really did assist. But, the thing is, residents need
2648 to understand that we have to co'..., we have to maintain it and we have to continue to do
2649 this on a regular basis so that it does not get back into the same situation in which it was
2650 before everyone came out to help. And thank you all, to all of the department employees
2651 that assisted with that. I think they had fun too. So.

2652 Thank you all so much.

2653 **Chairperson Botel:** Thank you. I just have a couple of announcements. The
2654 Friends of the Riviera Beach Schools, that notorious organization for which I will be
2655 pilloried on Friday, is collecting money to provide Christmas for Stonybrook children this
2656 year, for gifts, and also educational experiences. If you are interested in, in supporting
2657 them, you can send a check to J.B. Dixon at 3000 North Ocean Drive, Apartment 28B,
2658 Riviera Beach. Or, you can email stbrown@rivierabeach.org, and Mr. Brown will provide
2659 you with information.

2660 The Youth Recreation Association is also seeking funding for..., funding for a
2661 Christmas party for Riviera Beach children. And, they are located at 5000..., 5003
2662 Bernardo Lane, Riviera Beach, zip code 33407.

2663 And, I'm gonna take a minute to say something personal. This evening someone
2664 suggested that I do a lot for the citizens of Singer Island. I, I think that I try my very best
2665 to have a balanced approach to the work that I do. In fact, I've often been accused of
2666 doing too much work on the westside of the City, and not enough on Singer Island. And
2667 so, I wanna take exception to the remark that was made earlier, that, you know, that I,
2668 that I., that I do everything for the citizens on Singer Island. I, again, I, I try to be as
2669 balanced as I possibly can with my time. And I spend an awful lot of time on the westside
2670 of the City doing a number of projects.

2671 That reminds me, that I want to announce that Ms. Lee Innocenti, who is a resident
2672 of Singer Island, has done a newsletter called Around Our Neighborhood. And, it's really
2673 a., she's done an excellent job. She's, she's really an outstanding writer and she's
2674 captured a lot of the activities that have gone on, both on Singer Island and on the
2675 westside, and if you are interested in having that newsletter, it's only digital. It's not a
2676 paper product,. And, if you're interested in receiving that newsletter, again, you can email
2677 stbrown@rivierabeach.org and he will send you Lee Innocenti's email address so that
2678 you can be on her mailing list to get that..., that, that digital email.

2679 Anything else from my colleagues?

2680 **Councilperson McCoy:** Yes.

2681 **Chairperson Botel:** You're recognized.

2682 **Councilperson McCoy:** Move to adjourn.

2683 **Chairperson Botel:** Thank you. Having no further...

2684 **Unk.:** [Inaudible].

2685 **Chairperson Botel:** Having no further meeting, this..., having no further business,
2686 this meeting is adjourned.

2687 [Gavel]

2688 [End Of video]

City Employees, Public Comment Speakers and Others

Legislative Aide Sammie Brown Legislative Aide Brown
Fane Lozman Mr. F. Lozman
Bessie Brown Ms. B. Brown
Jeffrey Bunche Mr. J. Bunche
Erica Davis Ms. E. Davis
J.B. Dixon Ms. J.B. Dixon
Reverend William Burrs Reverend W. Burrs
Lloyd Brown Mr. L. Brown
John Miller Mr. J. Miller
Cindy March Ms. C. March
Doretta Paulk Ms. D. Paulk
Delores Williams Ms. D. Williams
Mary Brabham Ms. M. Brabham

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CHAIRPERSON

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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

MOTIONED BY: _____

SECONDED BY: _____

T. MCCOY _____

K. MILLER-ANDERSON _____

S. LANIER _____

J. BOTEL _____

D. LAWSON _____

DATE APPROVED: JANUARY 20, 2021