

CITY OF RIVIERA BEACH
REGULAR CITY COUNCIL MEETING
September 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. ANTHON

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 208

1 CITY OF RIVIERA BEACH
2 PALM BEACH COUNTY, FLORIDA
3 MINUTES OF THE CITY COUNCIL MEETING
4 HELD SEPTEMBER 2, 2020, 6:00 p.m.
5

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

8 **PLEASE BE ADVISED, THE RECORDING FOR THIS MEETING BEGAN AT**
9 **THIS POINT IN THE MEETING. CLAUDENE L. ANTHONY, CITY CLERK**

10 Chairperson Botel: ...PUBLIC COMMENTS WILL BE ACCEPTED FOR EACH
11 APPLICABLE ITEM AND THE GENERAL PUBLIC COMMENT SECTION UNTIL
12 CLOSURE IS ANNOUNCED BY THE CHAIRPERSON OR THE CITY CLERK. ALL
13 EMAIL ADDRESSES AND SUBMITTED COMMENTS ARE AND WILL BE PUBLIC
14 RECORD. THE CITY CLERK OR DESIGNEE WILL READ PUBLIC COMMENTS INTO
15 THE RECORD AT THE APPROPRIATE TIME FOR NO MORE THAN THREE
16 MINUTES, UNLESS THE TIME LIMIT IS REDUCED BY A VOTE OF THE COUNCIL
17 BASED ON THE VOLUMINOUS NATURE OF THE NUMBER OF PUBLIC COMMENTS
18 RECEIVED. IF YOU HAVE ANY QUESTIONS, PLEASE CONTACT THE CITY
19 CLERK'S OFFICE AT 561-845-4090 OR EMAIL
20 CROBINSON@RIVIERABEACH.ORG.

21 **AGENDA APPROVAL**

22 **ADDITIONS, DELETIONS, SUBSTITUTIONS**

23 Chairperson Botel: Do we have any additions, substitutions, or deletions on the
24 Agenda?

25 City Manager Evans: Yes, Madam Chair. If, if, I may?

26 Chairperson Botel: Go ahead, Mr. Evans. You're recognized.

27 City Manager Evans: I would like to add Storage Rentals of America Environmental
28 Review. That's applicable to the property referred to as Solitron. We did get the
29 environmental information back, so we'd like to share that with the Board.

30 And then, Staff would like to remove Resolution No. 75-20. A Resolution that
31 would be recommending execution for a three-year continuing service agreement for
32 professional engineering services and survey services.

33 Chairperson Botel: So, did you wanna make that pres'..., your presentation during
34 the Regular Agenda? Yes. We'll, we'll substitute your presentation for this Item.

35 Councilperson McCoy: Who we?

36 **Chairperson Botel:** That's alright.

37 **Councilperson McCoy:** I got a question.

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

39 **Councilperson McCoy:** Members and Mr. Evans, I really understand the importance
40 of having this environmental study done, but Mr. Evans, you're suggesting you're gonna
41 give us a presentation on the study. I didn't know until just before USD that we had an
42 actual addition of a presentation. Is this study extensive in that, in order for us to provide
43 any kind of meaningful discussion, that this is something that we need to review and have
44 ahead of us hearing a presentation? Because I don't wanna be expected to ask my
45 questions today when I have not even had a chance to even review a study?

46 **City Manager Evans:** Madam Chair, if I may? This presentation...

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

48 **City Manager Evans:** ...is intended to be informational, and then you would see the
49 subsequent presentation that will come back at the 16th meeting, where it would require
50 the text amendment and seeking approval of the Site Plan for Storage of America. So,
51 you will see this again, so that gives the Board an additional opportunity to hear some
52 elements or have any questions that were raised. But I know.., the, the study was
53 completed, I know it was a priority of the Board and so we did wanna bring it to the Board
54 just to bring you up to speed, and then follow up again at the meeting on September 16th
55 with the full.., the, the entire presentation in totality.

56 **Chairperson Botel:** Thank you, Mr. Evans. Anything else on that?

57 **Councilperson McCoy:** So, I guess we...

58 **Chairperson Botel:** Mr. McCoy.

59 **Councilperson McCoy:** ...don't have... We don't have a say in the matter. I just don't
60 appreciate being surprised with presentations. And have a discussion. And I don't agree
61 with it. I would much rather have an opportunity to internalize it and digest it, and then be
62 able to offer back some concerns.

63 But again, this is... Yeah. What we started off in 2019, in April, having
64 presentations that just seemed to mysteriously pop up and it becomes a priority and I'm
65 like... You know, for all intents and purposes, this is something very serious and I don't
66 know in depth this is, but, you know, if we're gonna take it on the 16th, I would much rather
67 have the opportunity to be engaged a little more than just having someone talk to me as
68 [stammer], as opposed to talk with me about, you know, the importance of this item.

69 And I would oppose...

70 **Chairperson Botel:** Okay. But we will...

71 **Councilperson McCoy:** And I would oppose adding it to the Agenda. So, that's my...,
72 that's my position.

73 **Chairperson Botel:** Let me get a feeling from the rest of the Board. Mr. Lawson,
74 are you okay with having this presentation?

75 **Chair Pro Tem Lawson:** I'm just reviewing the rest of the Agenda.

76 [Pause]

77 **Chairperson Botel:** It's a fairly light Agenda.

78 **Chair Pro Tem Lawson:** Is this a voting... Madam Chair?

79 **Chairperson Botel:** No. No, this is not a voting, it's a simple presenta'... As I
80 understand it from.., you know exactly what I know, just what I just heard Mr. Evans say.
81 It sounds to me like it's just a presentation that will.., we will have to take action on at the
82 subsequent meeting when the site plan comes to.., comes before us on the 16th? Mr.
83 Evans?

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

85 **Chairperson Botel:** So, it's not...

86 **City Manager Evans:** ...Madam Chair.

87 **Chairperson Botel:** It's not a matter of voting. It's just to give us information.

88 **Chair Pro Tem Lawson:** I, I wanted to be able to review and ask questions because
89 just the information that we're going to receive is gonna be the same presentation we'll
90 have to go over next time once we have an opportunity, but I have no.., I have no problem
91 hearing the Item.

92 **Chairperson Botel:** Okay. Counc'.., Councilwoman Miller-Anderson, are you
93 okay with hearing the presentation?

94 **Councilperson Miller-Anderson:** Yeah. I'm fine with hearing it. I, I mean, I agree
95 we should not take any action tonight because we don't know...

96 **Chairperson Botel:** No.

97 **Councilperson Miller-Anderson:** ...like... I'm okay with hearing it and then if
98 there are any questions, we can forward them to Mr. Evans or have them ready for the
99 16th meeting.

100 **Chairperson Botel:** Thank you. Councilwoman Lanier, are you okay with hearing
101 the presentation?

102 **Councilperson Lanier:** I have no problem with hearing it.

103 **Chairperson Botel:** Okay. Alright. We'll put on the Regular Agenda after the
104 Consent Agenda. So, that was our addition.

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

106 **Chairperson Botel:** I will read this...

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

108 **Chairperson Botel:** Councilwoman...

109 **Councilperson Miller-Anderson:** In the...

110 **Chairperson Botel:** ...Miller-Anderson.

111 **Councilperson Miller-Anderson:** In Novus, it's..., so, so are we changing it?
112 'Cause it's in Novus as No. 2. Now.

113 **Chairperson Botel:** Yes. We need...

114 **Councilperson Miller-Anderson:** And then we'll just take off 3?

115 **Chairperson Botel:** Let me just check my... I, I don't have... I had it on paper.
116 Right now, Resolution 75-20 is No. 2, as I have [inaudible]. And I think this is the most
117 current. And now..., and that's being removed and we're putting the presentation in there,
118 as, as No...

119 **City Clerk Anthony:** Madam Chair?

120 **Councilperson Miller-Anderson:** [Inaudible].

121 **City Clerk Anthony:** Madam Chair...

122 **Chairperson Botel:** I must not...

123 **City Clerk Anthony:** ...and Members of the Board. Members of the Board, you all
124 were provided with the revised Agenda. Madam Chair, you were provided with a reviewed
125 annotated Agenda. I don't know...

126 **Chairperson Botel:** I think..., I think they were busy just...

127 [Inaudible comments]

128 **City Clerk Anthony:** Okay. And so, the addition is Item No. 2, under awards and
129 presentations. And the Item No. 3 that Mr. Evans has requested to be removed in..., on
130 the Regular Agenda. So the Item that is being added will fall up under awards and
131 presentations, not Regular Agenda.

132 **Chairperson Botel:** Okay. Fine. See, the probable, Ms. Anthony, is that we don't
133 always look at our meetings, especially when we have a meeting at 5:30, so sometimes
134 you have to bear with us.

135 Mr. McCoy, you're recognized.

136 **Councilperson McCoy:** Thank you, Madam Chair. Ms. Anthony, when was the
137 revised Agenda provided?

138 **City Clerk Anthony:** I believe it was 4:00 p.m., if I'm not mistaken. Let me check
139 my, my email.

140 **Chairperson Botel:** It was around that time, 'cause I was...

141 **City Clerk Anthony:** Ms...

142 **Chairperson Botel:** ...busy and I didn't...

143 **City Clerk Anthony:** Ms. Huff sent it out at, it looks like 4:38 p.m.

144 **Councilperson McCoy:** How many Items or attachments is a part of this presentation,
145 Ms. Anthony?

146 **City Clerk Anthony:** I have not looked at the backup..., backup, Madam Chair.

147 **Councilperson McCoy:** But I mean, [inaudible] to suggest that we were provided with
148 the revised Agenda as if we would have ample time to review this in a matter of less than
149 an hour, if USD started at 5:30. So, I mean, you know, again, I, I understand the
150 importance of it but I just don't wanna sit here and listen to a presentation when we have
151 no knowledge of even remotely where it comes from, or where we're going with it. But,
152 you know, if that's the decision of the body, I respect it but don't expect that we're sitting
153 by our computers at 4:30 for a meeting that we have at 5:30. I think that's just a little bit
154 inconsiderate.

155 **Chairperson Botel:** Anything else? Thank you.

156 **DISCLOSURES**

157 **Chairperson Botel:** Any disclosures by Council or City Manager?

158 **City Manager Evans:** No, Madam...

159 **Chairperson Botel:** Would someone...

160 **City Manager Evans:** ...Chair.

161 **Chairperson Botel:** Thank you.

162 **ADOPTION OF AGENDA**

163 **Chairperson Botel:** Would someone care to make a motion to adopt the Agenda?
164 **Councilperson Lanier:** So moved.
165 **Chair Pro Tem Lawson:** Second.
166 **Chairperson Botel:** Thank you. Thank you. Madam Clerk.
167 **City Clerk Anthony:** Councilperson McCoy?
168 **Councilperson McCoy:** Yes.
169 **City Clerk Anthony:** Councilperson Miller-Anderson?
170 **Councilperson Miller-Anderson:** Yes.
171 **City Clerk Anthony:** Councilperson Lanier?
172 **Councilperson Lanier:** Yes.
173 **City Clerk Anthony:** Pro Tem Lawson?
174 **Chair Pro Tem Lawson:** Yes.
175 **City Clerk Anthony:** Chair Botel?
176 **Chairperson Botel:** Yes.
177 **City Clerk Anthony:** Unanimous vote.
178 **Chairperson Botel:** Thank you.

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

180 **Chairperson Botel:** Our Consent Agenda, do we have any comment'..., comments
181 from the public?
182 **City Clerk Anthony:** Madam Chair, Members of the Board, we do not have any
183 public comments for the Consent Agenda.
184 **Chairperson Botel:** Thank you.

185 **CONSENT AGENDA**

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

191 **MINUTES**

192 **RESOLUTIONS**

193 **1. RESOLUTION NUMBER 74-20 A RESOLUTION OF THE CITY COUNCIL OF**
194 **THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING**
195 **SETTLEMENT OF A CLAIM FOR ATTORNEY'S FEES AND COSTS IN THE**
196 **WORKER'S COMPENSATION CASE OF ROBERT AYLSWORTH V. THE CITY OF**
197 **RIVIERA BEACH AND GALLAGHER BASSETT SERVICES, OJCC CASE NO.: 09-**
198 **007096GJJ; AUTHORIZING GALLAGHER BASSETT SERVICES TO MAKE**
199 **PAYMENT IN THE AMOUNT OF \$33,005.21 AS FULL AND COMPLETE**
200 **SETTLEMENT OF ATTORNEY'S FEES AND COSTS; AND PROVIDING AN**
201 **EFFECTIVE DATE.**

202 **DAWN WYNN, CITY ATTORNEY, 561-845-4068**

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

205 **Councilperson Lanier:** So moved.

206 **Chair Pro Tem Lawson:** So moved. Second.

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

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

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

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

211 **Councilperson Lanier:** Yes.

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

213 **Councilperson McCoy:** Yes.

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

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

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

217 **Chairperson Botel:** Yes.

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

219 **END OF CONSENT AGENDA**

220 **UNFINISHED BUSINESS**

221 **AWARDS AND PRESENTATIONS**

222 **Chairperson Botel:** Item No... Thank you.

223 **2. Chairperson Botel:** Item No. 1.

224 **City Clerk Anthony:** Item No. 2.

225 **STORAGE RENTALS OF AMERICA ENVIRONMENTAL REVIEW PRESENTATION**

226 **CLARENCE SIRMONS, DEVELOPMENT SERVICES DIRECTOR, 561-845-4060**

227 **Chairperson Botel:** Oh, you, you..., that's, that's under presentations. I'm sorry.
228 Go ahead.

229 **City Manager Evans:** Yes. Madam Chair and Members of the Board, if I can have
230 Development Services Director, Mr. Clarence Sirmons, present this Item. It's consistent
231 with a previous conversation that the Board had had some time ago when the Storage of
232 America was looking to make some modifications to their existing facilities. In the
233 abundance of caution and based on some of the concerns that were articulated by the
234 Board, Staff has engaged an independent environmental consultant to complete the
235 report, and Director Sirmons and Staff, as well as our consultant will provide the findings
236 of the report.

237 Director Sirmons.

238 **Chairperson Botel:** Thank you.

239 **Development Services Director Sirmons:** Thank you very much, Mr. Manager.
240 Good evening, Mayor Felder, Madam Chair and Members of the Council.

241 As described, I am here to discuss, or introduce our consultants who have..., we've
242 been working with for a few months now in response to the first time that he Site Plan
243 approval application was brought before Council for this property. We've since been
244 working with them to ensure any concerns that were brought up previously by this body,
245 can be laid before you or asked to vote on this Item again. So for tonight, they will be
246 going through their findings in the report related to this site. Their, their commission was
247 a little broader than this site. They are looking into the parcels adjacent to it as well, so if
248 later on there is proposed development on those sites, we can also be assured if there
249 are any concerns that need to be brought to our attention for those as well. But tonight,
250 they will be focused..., focusing just on the Solitron site. They will let us know what they
251 have found and allow Council to digest those find'..., findings and ask them any questions
252 direct now, or at the subsequent Council meeting which we will have the actual applicant
253 here to present their Site Plan again, which has had some updates as well since the first
254 time you've seen it based on feedback, as well as address any remaining concerns after
255 tonight's presentation.

256 So, after that, I will go ahead and introduce Mr. Reinhard Ruhmke, from Brown &
257 Caldwell Consultants. Mr. Ruhmke.

258 **Mr. R. Ruhmke:** Thank you and, and, and good evening. As, as was stated, I'm here
259 to provide a, a high level overview of the environmental history of the former Solitron site
260 and, and update on the proposed construction activities and what the environmental
261 condition is of the, of, of the stie related to the proposed, proposed cons'..., proposed
262 construction. [Stammer]..., Brown & Caldwell did a detailed review of historical..., the
263 documents that we obtained, the Freedom of..., Freedom of Information Act, requests from
264 the United States Environmental Protection Agency and the Florida Department of, of
265 Environ'..., Environmental Protection. And the summary I'm gonna provide is based on
266 all the information that, that we received. And then there is a lot, there are a lot of, a lot
267 of..., a lot of documents that, that we, that we..., that we, that we received. So, a lot of this
268 is, is, is technical in nature. I'll try to keep it as, as simple as, as possible for, for the
269 overview. But I am available, as stated, to answer any, answer any questions.

270 The site was originally developed in 1960 from, from manufacturing by, by
271 Honeywell International, who subsequently sold the site to Solitron...

272 **Development Services Director Sirmons:** Mr. Ruhmke.

273 **Mr. R. Ruhmke:** Yes.

274 **Development Services Director Sirmons:** Your PowerPoint isn't displaying
275 currently. Have you shared your screen...

276 **Mr. R. Ruhmke:** Oh, I'm sorry. Yes. I apologize. [Pause]. Okay. Everybody can
277 see it now?

278 **Chairperson Botel:** Thank you.

279 **Mr. R. Ruhmke:** Okay. Thank you.

280 So, as, as I, as I said, the site was sold to, to Solitron in 1965, who operated until
281 1992, when they ceased operations and, and declared, and declared bank'..., bankruptcy.
282 At that point, Honeywell became the responsible party again for the, for the [stammer]
283 environmental remediation at, at the site. Under U.S. DEP oversight, the environmental
284 investigation began in 1985 and continued until the two'..., the 2000's, and even are, are
285 ongoing currently under EPA oversight and FDEP oversight. Based on all the
286 investigations that have been done, the primary contaminants that were identified in the
287 soil are arsenic and chromium. And the pri'..., primary contaminants identified in the
288 groundwater are chlorobenzene, vinyl chloride and, and, and benzene.

289 In 2009, [stammer] Honeywell submitted a remedial action plan for the soil and
290 groundwater cleanup at, at, at the site. This was approved by, by the EPA and Honeywell
291 began cleaning activities in two'..., in 2009 also. The first clean up activity was a soil
292 excavation of arsenic and chromium impact the soil. They excavated an area
293 approximately twenty foot by twenty foot by two feet deep, behind what they called the

294 north, the north building, which is the existing SROA building. And after that was
295 complete, the property..., the property owner at that time added an addition to the building
296 that covers this, this [stammer] remediated area. And I'll have a figure here coming up
297 that, that shows, that shows that..., shows that area.

298 Also, in 2009, Honeywell installed a groundwater treatment system to pump and
299 treat the groundwater con'..., the groundwater contaminants and they reinject the
300 groundwater, treated groundwater back into the aquifer. And that groundwater treatment
301 system continues to operate today and to date, has treated nearly three hundred and fifty-
302 two million gallons of, of, of groundwater. And the contaminant concentrations have come
303 down significantly since, since 2009.

304 So, here is a Site Plan provided by SROA with their, with their proposed con'...,
305 proposed construction. They're going to seal the asphalts parking lot, reseal it and we're
306 adding a new building here. And so, what we asked SROA to do is collect soil samples
307 from areas where the soil will be exposed during, during, during construction and those
308 are these twelve borings, SS-1 thru SS-12 that SROA collected. The reports with the
309 data is in the, in the, the memo. Their consulting firm, Partner Engineering, collected
310 that..., collected that, that, that..., those samples and had those samples analyzed. And
311 here, up here in red, this is the soil excavation that was done in 2009, which was an area
312 under EPA oversight, that exceeded the soil, soil cleanup levels, which is now underneath
313 the existing, existing building.

314 So here are the results from Partner Engineering's soil, soil, soil sampling. And I
315 won't go into the great detail but all the samples that they collected were below the Florida
316 Department of Environmental Protection's residential soil, soil cleanup target levels for,
317 for STCL' as, as they are, as they are called.

318 So, based on the information that the SROA provided, the review of the documents
319 we obtained from the EPA and FDEP, and, and the clean'..., the clean soil samples that
320 have been collected, we believe that SROA's proposed construction activities will not
321 exasperate any areas that may have been previously contaminated, and they should be
322 able to move forward with their proposed..., with their proposed construction.

323 The residual groundwater contamination that is present in the shallow aquifer does
324 not present potential vapor intrusion issue for the, for the new, the ne..., the new building.
325 And, based on the information that we have, we did come up with some, some verbal
326 recommendations that SROA should follow during, during, during construction. And
327 those are listed here but they should include, you know, notifying the City before any
328 construction happens if their Site Plans change, if different areas are gonna be exposed.
329 The proposed construction activity should not interfere with the operation of the existing
330 groundwater treatment system and they should have appropriate plans for dust, for dust
331 control and erosion and sediment control, following local and state guidance, obviously
332 to minimize the dust, the dust generation and minimize sediment and stormwater runoff
333 from, from the site. And, we also prepared, which is attached to the memo, some
334 guidance for future construction at, at, at the site. I understand that's not anticipated at,

335 at this time but at the City's request, we prepared an additional memo to provide guidance
336 for any, for any future..., for any future construction that is not part of this, this current plan.

337 And that's, that's the presentation. As I said, pretty, pretty high level and I'm
338 available for any, for any questions. Thank you.

339 **Chairperson Botel:** Thank you very much. Any questions from the Board,
340 Council? Ms. Lanier.

341 Thank you. Thank you for moving. [Chuckle]. So tiny.

342 **Councilperson Lanier:** I wanted to ask, I wanted to ask..., I was very interested, you
343 know, when we first started talking about this and this developer putting additional
344 buildings on this property. I wanted to make sure that this was something that did not
345 affect the surrounding community, the City of Riviera Beach in general. When you talk
346 about..., give me a little bit more background when you talk about water going back into
347 the aquifer.

348 **Mr. R. Ruhmke:** Sure. So, what, what they do is they pump water out of the aquifer
349 to contain the groundwater from..., that would..., that has the highest concentrations and
350 they pump it into a building, which is located about right here and they treat the water
351 using, using and air stripper. Which is a very standard treatment method for these volatile,
352 volatile compounds. And after it's treated, they inject the water back into the aquifer. I
353 think it's around up in here somewhere. I don't, I don't have it exactly. And then, before
354 they, you know, as part of their ongoing treatment process, they have to collect treatment,
355 effluent samples to confirm that the effluent water, or treated water meets FDEP's
356 injection cri'..., injection criteria.

357 **Councilperson Lanier:** Okay. Yeah. I'd like to get a copy of this presentation as well.

358 **Chairperson Botel:** Anyone else? Ms. Miller-Anderson.

359 **Councilperson Miller-Anderson:** It's on Novus now, that presentation. Yeah.
360 And some of the documents.

361 **Chairperson Botel:** Thank you. Anyone else? [Pause]. Okay. Thank you
362 [stammer]..., thank you very much, sir. We appreciated that presentation.

363 **Mr. R. Ruhmke:** Thank'..., thank you.

364 **Chairperson Botel:** Okay. Madam Clerk, where are we? Item number... Or was
365 that the end of Consent?

366 **City Clerk Anthony:** Madam Chair, we are now on to statements by the City
367 Council. There's a discussion by Mayor Felder. However, prior to that Item being heard,
368 Madam Chair, Members of the Board, the Office of the City Clerk has a piece of
369 communication that needs to be read into the record in accordance with state regulations.

370 **Chairperson Botel:** And did we not have any public comment?

371 **City Clerk Anthony:** Regarding the add-on Item, Madam Chair? No, we did not,
372 so [inaudible]...

373 **Chairperson Botel:** Do we have any public... Thank you. Go ahead.

374 **City Clerk Anthony:** We do not. Okay. The acceptance of public comments on
375 Item No. 2 is now closed. We do have public comment for regular public comment but it,
376 it is not time as of yet, Madam Chair, to [inaudible] that out.

377 **Chairperson Botel:** But you have communication. Go ahead.

378 **City Clerk Anthony:** Madam Chair, Members of the Board, from City Manager
379 Jonathan Evans. The City currently participates in the Community Rating System
380 [inaudible] provide us the opportunity for a reduced flood insurance premiums for
381 residents. Continued CRS participation requires annual recertification. This memo
382 serves as public notice that the recertification report was submitted on August 26, 2020
383 and is available for public review. For more information, please contact the Development
384 Services Department at area code 561-845-4060 for addit'.., additional information.
385 Thank you.

386 Madam Chair, Members...

387 **Chairperson Botel:** Thank you.

388 **City Clerk Anthony:** ...[inaudible] that completes communic'.., any [stammer]
389 petitions and communications.

390 **3. City Clerk Anthony:** We are now...

391 **Chairperson Botel:** Thank you.

392 **City Clerk Anthony:** ...on No. 3, which is Storage Re'... No. I'm going backwards.

393 **City Clerk Anthony:** **DISCUSSION BY MAYOR FELDER ON BLACK LIVES**
394 **MATTER ART WATER TANK PROJECT.**

395 **City Clerk Anthony:** Madam Chair, Members of the Board, we do not have any
396 comments on this Item. The acceptance of commons on this Item is now closed.

397 **Chairperson Botel:** Thank you. Mayor Felder.

398 **Mayor Felder:** Thank you, Madam Chair and Council. At this time, I wanna turn it
399 over to City Manager Jonathan Evans.

400 **City Manager Evans:** Thank you, Madam Chair and, and City Council.

401 This Item before you, is to discuss an opportunity to look at addressing public art
402 in our community. We've had the opportunity through internal conversations with the
403 Mayor and Staff to look at how we can do some public art in our community. And, in light
404 of what we're seeing throughout our country and civil unrest and some of the challenges
405 associated with how individuals are being treated throughout our nation, the Mayor
406 wanted to spearhead an initiative that really tried to address some of the challenges and
407 vocalize some of the concerns that communities are faced with. And so, we did have a
408 conversation about looking to repaint our water tower. And in your Agenda, it shows a
409 sample of the, the water tower. Now, that is just a mockup, that is not the final design or
410 the verbiage or the photos that will be utilized. In conversation with the Mayor and other
411 individuals that served in this *ad hoc* committee, we wanted to utilize this particular site
412 as an opportunity to really showcase some of the things that great civil rights leaders,
413 throughout our nation, have contributed to the advancement of civil rights in our country.
414 And so, when we had the conversation, the Mayor was in support of moving with a
415 message that speaks to civil rights that looks to celebrate the lives of folks that have made
416 a lasting and standing impact to our nation. Some of the names and folks that we look to
417 recognize, if the Board chooses to engage into that conversation, is individuals such as
418 Jackie Robinson, Thurgood Marshall, Rosa Parks, Mary McLeod Bethune, Abraham
419 Lincoln, Frederick Douglass, John Lewis, Martin Luther King, Jr., Harriet Tubman, Maya
420 Angelou. And looking to have a picture of their likeness with inspirational quotes and
421 messages that really inspire individuals that the journey is still not complete. If anyone
422 has had the opportunity to go to Washington, D.C. and see the Martin Luther King, Jr.
423 Monument, you can see that the monument is not complete. And out of the Rock of
424 Despair, there is Hope. And it shows that the civil rights journey has still not been
425 completed. And the Mayor's intent behind this initiative is to show that the journey is still
426 not complete. Even one thing that I thought of today and I was so excited this morning I
427 wanted to call the Mayor, is even with the passing of Chadwick Boseman, the Black
428 Panther, having the opportunity to have that in our community as a piece of public art to
429 show the contributions that folks have made towards civil rights. And it's a great way to
430 welcome people into our community. It's unlike anything that any other community has
431 done. The Mayor did not want to duplicate or mimic, he wanted something that the
432 community can rally behind and be a point of pride throughout our community. So, this
433 Item is to seek direction, perspective, insight from the Board. And obviously, we know
434 that here's probably subsequent conversations that will have to ensue as a result of this.

435 But just related, and I wanted to shift gears, through some research, and I'm going
436 to share my screen, there is a remnant of the division that used to be so present in our
437 community that the Mayor would look to do something with it. I think it's gonna be so
438 powerful as folks see this and realize what this meant, and how we can utilize this piece
439 of what was utilized to separate our community, to bring out community together.

440 So, I'm going to, at this point, share my screen and allow for the, the Mayor to
441 share some comments. [Pause]. You should be able to see... I'm gonna zoom in a little
442 bit. I'll zoom out. And it's West 27th Street, and then I will start with that picture of the
443 wall. And Mr. Mayor, if you'd like to...

444 **Mayor Felder:** Yes. Thank you, Mr. Evans.

445 And just the history of this wall is, this wall separated blacks and whites. It was
446 supposed to be torn down, I think, a couple years ago, as I was told by the past Board,
447 but they never got to it. So, once I started doing research about this wall, I thought..., or,
448 instead, instead of tearing it down, why don't we let it tell the..., tell the story of what Riviera
449 Beach really stood for.

450 My parents moved here in 1968 and I think it was right before, before the
451 separations had kind of ended a year before that. So, finding out the history, I said,
452 instead of tearing the wall down, why don't we take pieces of the wall up and paint a
453 picture of what the City of Riviera Beach stood for, what the City of Riviera Beach is and
454 where the [stammer] City of Riviera Beach is going and putting it in our different parks
455 and then it'd be like a, a..., some type of treasure hunt where you can go from one park to
456 the next and it tells different stories. I'm talking to the artist. He thought that that was a,
457 a great idea because that's how they would kinda set it up as..., I think we have four or
458 five parks and pieces of these..., this wall would go into each park and it would tell the
459 story of what that wall meant. And, you know, just where we wanna go as a City.

460 So, I'm very excited that, you know, just not tearing this wall down because our
461 kids to know what this wall was, and even our adults as, as I spoke to some adults, they
462 never knew what this wall stood for. So, you know, we really wanna take that wall and
463 make it tell a story of what..., where Riviera Beach has come from and where Riviera
464 Beach is going.

465 **City Manager Evans:** And, and Madam chair, if I may? To, to the Mayor's point, it
466 was to utilize those blocks to utilize them as part of a public art piece and a placard that
467 communicates the history, and a portion of that to be repurposed in every park and for
468 folks to know that it is a part of our past but we are not forgetting our past and we've
469 moved so far beyond that but there's still work to be continued.

470 So, we would have to work with the property owners because it does still exist in
471 a significant stretch of our community and this, I think, is a great public art piece that the
472 community can certainly get behind and young people can participate in the painting of
473 the wall and helping to tell the story about Riviera Beach and the progress that we..., we're
474 making and we will continue to make.

475 So, this item was for perspective from the Board to request direction as how you
476 would wish to proceed. Obviously, there would still be some things that we would need
477 to finalize and refine and, and bring back for subsequent conversations but we did wanna
478 see if the Board conceptually agreed with moving in the direction, and this being a, a...,
479 one of the first..., the, the first major public arts piece that the City of Riviera Beach
480 undertakes, that talks about some of the social justice, social equity and inspirational
481 messages to bring the community together and to really excite folks about what we're
482 trying to accomplish here.

483 **Chairperson Botel:** Thank you. Comments from the Board. Mr. McCoy, you're
484 recognized.

485 **Councilperson McCoy:** Thank you, Madam Chair. So, Mr. Evans, it's interesting
486 because I think it was last year, I had a conversation with a question specifically about
487 the wall, and I know it included Mr. Bailey. And one of my..., one of the inquiries that I had
488 was someone asked that if we could remove the wall because of the history behind it,
489 and the response that I had gotten back was that the wall doesn't exist within any kinda
490 City's easement. There's no carve out for an easement. So, if, in this event that this
491 occurs, how would this possibly work if the wall actually belongs to each individual
492 property owner who abuts sort of adjacent to that? And, that it'd be any different than the
493 2017 scenario where it was suggested that we make sort of improvements on private
494 property?

495 **City Manager Evans:** This would be something that we would, in essence, have to
496 get an agreement between the City and the private property owners, so it would be similar
497 to that of acquiring an easement and then we would obviously remove that wall and then,
498 you know, fix the property back up, and restore it to what would be its original state. But
499 it would require us to have discussions with those property owners. Some may choose
500 to participate, some may not choose to participate but we would hope that with
501 information, that we would get good participation as a result of the initiative.

502 **Councilperson McCoy:** Well, I think it, it might be a worthy discussion but for all intents
503 and purposes, if you're looking at West 28th Street and West 27th Street, there aren't too
504 many areas between those two streets where you can actually have a good visual of the
505 wall without being in someone's backyard. So, you know, I mean, I, I don't wanna spend
506 a whole lotta time... You know, obviously, if, if the property owners at the corner, right
507 there where, where it used to be the barbecue stand and then the retail plaza, would
508 wanna do something, I think that it's much easier. But, I'm looking at some lots..., I mean,
509 essentially, it'd be fruitless if we go and paint on a wall and then someone builds a house
510 and there's no visibility to it. So I just wanna make sure that it doesn't seem like it's just
511 a, a..., just something that wouldn't be fruitful to even do.

512 My, my...

513 **Chairperson Botel:** Mr. Evans... I'm sorry. Were you...

514 **Councilperson McCoy:** And that's my comments...

515 **Chairperson Botel:** ...finished, Mr. McCoy?

516 **Councilperson McCoy:** ...regarding the wall. And I wanted to talk about the other item
517 that was presented first. So, how, how...

518 **Chairperson Botel:** [Stammer] before... I'm sorry. Before you do, I have a
519 question to clarify something you said. Mr. Evans, are you..., did I hear you correctly in
520 saying that you were gonna take the pieces of the wall and put them at various places
521 around the City, in parks, and then do something with them to..., so that it wouldn't be
522 [inaudible], it would be removed and placed around the [inaudible]?

523 Thank you. Go ahead,

524 **City Manager Evans:** [Inaudible].

525 **Chairperson Botel:** ...Mr. McCoy. I'm sorry.

526 **Councilperson McCoy:** Okay. So, I'm sorry. So, I., I'm sorry, maybe I
527 misunderstood. So it's not to do anything decorative to the wall as it stands in its current
528 location?

529 **City Manager Evans:** No, sir. It's to remove the wall.

530 **Councilperson McCoy:** Okay. So...

531 **City Manager Evans:** Repurpose it at, at City parks.

532 **Councilperson McCoy:** Oh. Okay. And then obviously we would be responsible for
533 putting some barrier or, or, or something of the sort back, in, in replacement?

534 **City Manager Evans:** Whether it would be a hedge or some type of fencing, or, or it
535 depends on the particular situation with the, the property owners. But yes, we would have
536 to be responsible for that.

537 **Councilperson McCoy:** Okay. I'm sorry. I, I'm sorry, I misunderstood that because
538 really I had someone to ask me to take it down and I thought maybe we were suggesting
539 that we were gonna do something with the wall in its current place.

540 But I do want to offer some concerns regarding the water tank. [Pause]. Madam
541 Chair?

542 **Chairperson Botel:** Go ahead, Mr. McCoy.

543 **Councilperson McCoy:** So...

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

545 **Councilperson McCoy:** I, I particularly care for the, the rendering that was in the
546 backup, specifically because it offered no information as to what exactly was the intent of
547 the [inaudible]... other than Black Lives Matter. And my other concern about that was,
548 how do we determine who gets a place on...

549 [Knocking]

550 **Councilperson McCoy:** Excuse me one sec.

551 **Chairperson Botel:** Is that Mason?

552 [Chuckles]

553 **Councilperson McCoy:** Chair, can, can I get free chance to come back, Madam
554 Chair?

555 **Chairperson Botel:** Sure. Anybody else wanna make a comment?
556 Councilwoman Lanier.

557 **Councilperson Lanier:** I absolutely love the idea of having an opportunity to provide
558 the residents..., anybody coming through our City, with some history of our City. I like the
559 idea of putting in the forefront, social justice for a City that is eighty percent,
560 predominately, African American, to have some type of, of Black Lives Matter, and of
561 African American accomplishments. I think that says a lot for our City, even though there
562 may be some push back in terms of how we should do this, but I think that he sentiment,
563 I think that bringing this forward, Mayor, is a, is a very good idea.

564 And I, I certainly support it.

565 **Chairperson Botel:** Thank you. Anne else? Mr...

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

567 **Chairperson Botel:** ...Lawson. You're recognized.

568 **Chair Pro Tem Lawson:** Thank you, Madam Chair. I wanted to extend support of it. I
569 just want something to come before us so that we can move forward with it.

570 **Chairperson Botel:** Thank you. Anyone else? Ms. Miller-Anderson. I see you
571 reaching for the microphone.

572 **Councilperson Miller-Anderson:** Yes. I, I...

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

574 **Councilperson Miller-Anderson:** ...agree with the part about... Can you hear
575 me? Hello?

576 **Chairperson Botel:** I'm having [inaudible]...

577 **Councilperson Miller-Anderson:** You [inaudible].

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

579 **Councilperson Miller-Anderson:** Okay.

580 **Chairperson Botel:** But did you hear what that just said to me? My computer is
581 speaking to me. I'm not hearing voices, the computer. Go ahead. [Chuckle].

582 **Councilperson Miller-Anderson:** [Chuckle]. I, I like the piece about the..., telling
583 the history of Riviera and utilizing the wall. I, I certainly wanna know how much all of this
584 is going to cost because we have a lot of major things that we need to do, and I know
585 doing this project may not be a very substantial amount of money but we still need to think
586 about all of the other things that we just discussed during budget and how we're gonna
587 come up with the money, these taxes and, and the, and our millage rate and a whole

588 number of things that we're having to do. But, I, I like..., I definitely like the idea. I wanna
589 see what it costs. I'm, I'm not tr'..., I certainly support the Black Lives Matter movement
590 but I, I really don't know how painting a mural effectuates change. You know, I would like
591 to see possibly helping people with become first time homebuyers, do a number of things
592 that would directly impact people that could, you know, make them..., put them in a better
593 position. But I, I mean, I certainly support the, the history telling, with those..., with the
594 wall. But, like I said, I need to know how much is this going to cost 'cause just taking the
595 wall down, taking pieces [swoop sound], you know, placing them in the parks and securing
596 them out there, I just would like know the whole gambit of the finances that's going to go
597 behind it.

598 And then, for the painting, how would we..., will this be a RFP process to select
599 someone to do the, the painting of the project?

600 **City Manager Evans:** Depending on the cost associated with the project, we would
601 have to go through a public solicitation.

602 **Councilperson Miller-Anderson:** Okay. Okay...

603 **City Manager Evans:** Or, at least, the request for qualifications, depending on the,
604 the process that we undertake.

605 **Councilperson Miller-Anderson:** Okay. Okay. Yeah. Like I said, I, I support...,
606 certainly support the history project. I, I would like to see other ways in which we can
607 support the Black Lives Matter movement versus painting a mural.

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

609 **Councilperson McCoy:** Thank you. Hopefully, I can make it through this time. Those
610 were some of my concerns but, you know, even bigger and more important, Members,
611 I., it seems like I can't get two weeks off without someone calling me to ask me what
612 does it take to have a street named after someone. And here we are at the same juncture
613 of who decides who's more worthy to be placed on..., or, be memorialized because of their
614 contributions to the civil rights movement, or to some effort locally? I mean, I can
615 probably, and I won't because, you know, particularly, I thought we were gonna try to
616 come up with a, a uniform way but, you know, we've got a number of streets that's named
617 behind individuals. And then, you so happen to be in the community, and you get asked
618 a question, 'Well, how come nobody considered my uncle who offered this contribution to
619 the community?' So, it's almost like how do we figure out a real fair way to do this, and
620 until we can do that, because I'm telling you, some of those conversations wasn't as nice
621 as I just presented it, and some of those folks seem to be very upset because the home
622 that they live in has been there generationally and now we've kinda took sides and, you
623 know, I just don't even see a way out of it.

624 And, quite honestly, and it's nothing to ministers and, you know, I'm not shy and I
625 don't make any bones about my specific positions on certain things, and I, I can say it
626 publicly as well in person, but at least six of our streets are named..., five of our streets
627 are named after ministers. Right? So, I mean, does that become a prerequisite?

628 Obviously, there's a, another common minister that we all know that he's even kinda tried
629 to lobby and suggest that he should have the next street named after him.

630 But, the, the point is, like, can we come up with a fair way to decide who is this...,
631 who, who, who gets the recognition of who we decide to memorialize? Because it seems
632 to me, if we wanna put it in context of what the civil rights movement really was about, it
633 reminds of the speech that Dr., or actually a sermon, Dr. King had called the 'Drum Major
634 Instinct" and that means everybody wants to be the drum major. And that's, as we know,
635 is not possible. And I just think it has to be a fair way for us to distinct between, you know,
636 we're doing this for a minister, or was this person's contribution more significant than
637 another? And that's why I think we've already set a bad precedent in doing this at this
638 point, I don't see how we can ever get out of it.

639 **Chairperson Botel:** Are you done, Mr. McCoy? Thank you. Councilwoman
640 Lanier.

641 **Councilperson Lanier:** I just wanted to say, this, this, this project, basically
642 piggybacks off of the, the project that we all supported, the Art in Public Places. Mr.
643 Lawson brought this to the table, we agreed that we would look at the City as a whole
644 and look at art as a whole and put it in public places. This has nothing to do with naming
645 a street, this has everything to do with making sure that, number one, we are presenting
646 art and, number two, we are in sync and we believe in the Black lives Matter Movement.
647 And, when you have symbolism of that movement.., and I, and I agree that we can, we
648 can make sure that we have first time homebuyers, we can make sure that we do include
649 all of those things that are going to help people to pull themselves up by their bootstrap.
650 But I do know that, when people see, which is what art is, it brings to life what those
651 sentiments are and it ensures that people recognize and remember the contributions of
652 these people, and it's not just us putting a name on a street sign, but to have something
653 of this magnitude that involves the history of the City, and also involves us recognizing
654 that black lives do matter, and that we are in support of it, and that we stand with this
655 movement so that people in this City understand that we stand with this movement.

656 This is, you know, people.., everybody's gotten outta whack about Black Lives
657 Matter and what that means. It's just a simple statement, that people who are black and
658 who are living in America, that their lives matter, and to have a symbolism of, of that, to
659 have.., to have it be emblematic of the City, that we recognize that, that we recognize that
660 people' lives have been.., are being lost every single day. So, we want to have something
661 visual for the City residents, to see and to understand that we know what is happening in
662 the world, and we know our place in it.

663 **Chairperson Botel:** Thank you. Mr. Mayor.

664 **Mayor Felder:** Yeah. Thank you, Councilwoman Lanier. And, and just to
665 Councilwoman Miller-Anderson, you're.., I mean, you're right and, and I think we, you
666 know, we're doing a, a good job with our programs of first time homebuyers and getting
667 people in houses through the CDC, with community partners and people are going
668 through the first time homebuyers. I think this helps solidify it. There's, there's two issues

669 that we have in our community and one is to do it different like Mr. Evans says, is to put
670 some of our civil rights heroes up where, where our young people can see them and we...,
671 it can be a teaching tool. Because, what I also know, we have another issue with black
672 on black crime. And so, what it gives me an opportunity to do, is to not..., to, to show them
673 history, to show them that this is, this is just the beginning. We're not done yet. Right?
674 So, we can actually kill two birds with one stone and have it be an educational piece, like,
675 like Pro Tem had a bunch of young guys last week that they were going around different
676 places seeing professionals and what it's gonna be. And so, it helps tell a story that..., as
677 he's taking these young guys and showing the professionals, it's not, it's not allowing
678 them to get our history, also, of what has taken place for us to get to, to, to where we are
679 now.

680 So, I think it could actually be very important that, that this, this art helps for us not
681 to forget where we come from, but that it also shows our young generation what can be
682 a teaching. Because, when we put it in our face, I think Councilwoman Lanier says, eighty
683 percent of, of, of Riviera Beach is black. And we're not trying to make it a black or white
684 thing, we're trying to bring everybody together. I mean, I even have people that may...,
685 maybe wanna [inaudible] this, that's white, you know, that understands. I've been sitting
686 down with white people that wants to know more about our history, and wants... So this,
687 this, this thing has changed that. You know, we're, we're putting it, the history, in front of
688 everybody. So, I think it, it serves more than one purpose.

689 I know, Councilman McCoy, you got a chance to go to Washington, to, to walk. I
690 was in Washington and got a chance to see the Black Lives Matter poem. I mean, it just
691 inspired me. And so, you know, we're not coming just to do anything, I think it goes a
692 long way once we can put that up. And it can also be a teaching tool for our kids. Because
693 many of our kids don't know the history. And we are saying, we're a City and we're gonna
694 put it right there, knowing this is not the end, this is the beginning of our walk.

695 So, you know, I'm asking you guys to support it, and I think it'll be something really
696 great for our City, way beyond us being here on Council.

697 Thank you.

698 **Chairperson Botel:** Thank you, Mayor. I, I support the arts in the community, and
699 I support..., these are really two projects. One is the wall which, until tonight, I had never
700 known existed. You know? I'm not of this community originally and so this is new to me.
701 I love the idea of taking it and making it something educational for our kids, putting it in
702 parks, putting the history of this place..., including people like Harris [sp] Singer, for
703 example, who, who developed the, the District that I represent. And other people who,
704 who are important to the development of this community, on the wall.

705 With regard to the water tank, I think that we might wanna take a look at we've
706 done in terms of art in the community through the CRA. We put out an RFP, we give
707 them the theme that we want, say it's social justice or the Black Lives Matter, if that's
708 what, what we'd like to do. But I, I think it should be even broader and incor'..., and
709 incorporate social justice issues of all kinds because it's in [inaudible] conflict for us... Put

710 it out as an RFP and see what comes back to us. That's what we did with the CRA and
711 we had community meetings where people in the community said, 'You know, I don't like
712 that design. I like more of this...' Down to what colors they wanted even. And it, it
713 allowed the community to have some say so it's not just coming from the Council, it's
714 coming from people in the community who want to see art in the community. And, and I
715 think if we use that same process that the CRA used, and put out an RFP, with the
716 concept, and see what comes back from the artists and then have those community
717 charettes so that people in the community can rule in on it. I would be in complete support
718 of that. I, I love the idea. I especially love the idea of the wall and putting it in pieces
719 around the community so that kids can go, as you said, someone said a., sort of a, a
720 scavenger hunt. You know? Go here and find out about this person and [inaudible] and
721 so on. I love that idea.

722 So, I'm in support.

723 Any other comments? Mayor, have you got everything you need? [Pause]. Mr.
724 Evans, will you design the process for us to move forward?

725 **City Manager Evans:** Certainly. And I'll get with the CRA Director and find out what
726 process that they undertook over there and we'll...

727 **Chairperson Botel:** I mean, look at some of the mur'...

728 **City Manager Evans:** ...duplicate it.

729 **Chairperson Botel:** Some of the murals we have are absolutely stunning. And,
730 you know, some of them are... I, I happen to have my favorites but, you know, when you
731 co'..., have a conversation with that CRA Director, don't let him walk all over you. Okay?
732 Please. I mean, he can be...

733 **City Manager Evans:** I won't allow...

734 **Chairperson Botel:** ...he can be real pushy but, you know... [Chuckle].

735 **Councilperson Lanier:** That is funny.

736 **Chairperson Botel:** And don't fight.., please don't fight with him. You know?

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

738 **Chairperson Botel:** He's really a nice guy underneath it all. You'll get...

739 **City Manager Evans:** I won't.

740 **Chairperson Botel:** You'll get to know him, don't worry.

741 **City Manager Evans:** Yeah.

742 **Chairperson Botel:** Alright.

743 **City Manager Evans:** Artie's a good guy.

744 **Chairperson Botel:** Yeah. He's a good guy. Anything else on that topic? [Pause].
745 Okay.

746 **Councilperson McCoy:** Yes, Madam Chair?

747 **Chairperson Botel:** Do we have...

748 **Councilperson McCoy:** Madam Chair

749 **Chairperson Botel:** ...time...

750 **Councilperson McCoy:** I wanna...

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

752 **Councilperson McCoy:** Okay. So obviously, there, there was a direction to go back
753 to the Manager. But, Mr. Manager, again, I think..., let's not forget the conversation that
754 we talked about, about coming up with a uniform way to address street namings because,
755 again, that is something that is constantly arising and I'm not, you know, I, I have to really
756 get beat up because I said, no, I can't support it because it's created a problem we've
757 already seen. So, please take that back and..., under consideration with how we do street
758 namings, and whether or not they should even be permanent. Because obviously, we
759 know that there..., they don't necessarily change the geo'..., the geographical GPS or
760 anything like that, the official name but, you know, a, a conversation that, that we can
761 have that lays out a fair process, or even a fairer process or a more uniform process.

762 **City Manager Evans:** And, Madam...

763 **Chairperson Botel:** Mr. Evans.

764 **City Manager Evans:** ...Chair, if I may? Director Simons is..., has been tasked with
765 that responsibility.

766 Director Simons, if you give a, a brief update on, on that particular initiative.

767 **Development Services Director Sirmons:** Yes. The Ci9ty does already have a, a
768 Resolution in place for governing how streets shall be renamed. It, if..., either way, it has
769 to either be initiated by the City Council or an applicant can do it and that has to be
770 submitted through the Development Services Department, and they have to be processed
771 within sixty days and there are, there are different types. If we are renaming a street to
772 honor a person, there are several guidelines. The individual must be prominent in the,
773 the country or the community, the individual has to have been deceased for no less than
774 five years. If the City is renamed after a living person, it had to be based off exceptional
775 circumstances and the City Council has to make that determination. And there are
776 several other criteria in this, in this policy about renaming of the streets, and I can send a
777 copy how the..., of this out so that everyone can have it for reference. But it, it is pretty

778 detailed in terms of the steps in how long it [stammer] must be before action had to be
779 taken for any petitions. If members along a street want to petition for their particular street
780 to be renamed, there are steps and guidelines for all of those actions.

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

782 **Councilperson McCoy:** Thank you, Madam Chair. So Mr. Sirmons, Ms. Wynn and
783 Mr. Evans, and I thought Ms. Jacobs was on the line but I think we might need to revisit
784 that because there was some concerns with that policy that you're suggesting, that it was
785 actually never adopted and it was just in draft form, and we had never been able to solidify
786 or determine if that had ever been adopted by any Manager. And, that what you're
787 representing, I believe is the same policy that we've had tasked, I think, someone in
788 Administration or even the Clerk's Office, to find out if it had been, had been adopted.
789 But, to my understanding...

790 **Development Services Director Sirmons:** Okay. The [inaudible] I have...

791 **Councilperson McCoy:** ...there has to...

792 **Development Services Director Sirmons:** ...is fully executed.

793 **Councilperson McCoy:** Oh, it is?

794 **Development Services Director Sirmons:** Yes.

795 **Councilperson McCoy:** And what's the date on it? And is it...

796 **Development Services Director Sirmons:** December 2010.

797 **Councilperson McCoy:** Okay. Well, I don't know if that's the one that I seen but I know
798 we had a concern about it not being adopted. So, I would love to see that.

799 Thank you.

800 **City Manager Evans:** And...

801 **Development Services Director Sirmons:** [Inaudible].

802 **City Manager Evans:** Councilman... And Councilman McCoy, to your point also,
803 there's some modifications and, and revisions that we, we may want the Board to
804 consider. So, it is an item that is cued up to be coming before the Council for
805 consideration and revis'.., revising the discussion.

806 **Councilperson McCoy:** Thanks.

807 **Chairperson Botel:** Thank you. Anything else? Okay. [Stammer] I think it's 7:30.

808 **COMMENTS FROM THE PUBLIC – 7:30 P.M. – NON-AGENDA ITEM SPEAKERS**
809 **(Three Minute Limitation)**

810

811 **Chairperson Botel:** We're ready for public comments, Madam Clerk.

812 **City Clerk Anthony:** Madam Chair, if you would be so kind to read the statement
813 into the record, please?

814 **Chairperson Botel:** Oh yes, thank you. How could I forget? The [inaudible]
815 statement.

816 **Chairperson Botel:** PLEASE BE REMINDED THAT THE CITY COUNCIL
817 ADOPTED RULES OF DECORUM GOVERNING PUBLIC COMMENTS DURING
818 OFFICIAL MEETINGS. PUBLIC COMMENTS SHALL BEGIN AT 7:30 P.M. UNLESS
819 THERE IS NO FURTHER BUSINESS OF THE CITY COUNCIL WHICH, IN THAT
820 EVENT, IT SHALL BEGIN SOONER. IN ADDITION, IF AN ITEM IS BEING
821 CONSIDERED AT 7:30, THEN COMMENTS FROM THE PUBLIC SHALL BEGIN
822 IMMEDIATELY AFTER THE ITEM HAS BEEN COMPLETED. ANY MEMBER OF THE
823 PUBLIC WISHING TO COMMENT PUBLICLY ON ANY MATTER, INCLUDING ITEMS
824 ON THE AGENDA, SHALL SUBMIT THEIR COMMENTS TO CITY CLERK CLAUDENE
825 ANTHONY AT PUBLICCOMMENTS@RIVIERABEACH.ORG. THE EMAIL SHALL
826 CONTAIN THE PRECISE WORKING TO BE READ INTO THE RECORD. EXPLICIT
827 LANGUAGE WILL NOT BE READ. BE ADVISED PUBLIC COMMENTS WILL BE
828 ACCEPTED FOR THE GENERAL PUBLIC COMMENT SECTION UNTIL CLOSURE IS
829 ANNOUNCED BY THE CHAIRPERSON OR THE CITY CLERK. ALL EMAIL
830 ADDRESSES AND SUBMITTED COMMENTS ARE AND WILL BE PUBLIC RECORD.
831 THE CITY CLERK OR DESIGNEE WILL READ PUBLIC COMMENTS INTO THE
832 RECORD AT THE APPROPRIATE TIME FOR NO MORE THAN THREE MINUTES,
833 UNLESS THE TIME LIMIT IS REDUCED BY A VOTE OF THE CITY COUNCIL BASED
834 ON THE VOLUMINOUS NATURE OF THE NUMBER OF PUBLIC COMMENTS
835 RECEIVED. IF YOU HAVE ANY QUESTIONS, PLEASE CONTACT THE CITY
836 CLERK'S OFFICE AT 561-845-4090 OR EMAIL
837 CROBINSON@RIVIERABEACH.ORG.

838 **City Clerk Anthony:** Madam Chair, Members of the Board, the acceptance of
839 public comments under the public., general public comment section is now closed.

840 Our first public comment comes from Jasmine Lewis, email address,
841 jasmineklewis@gmail.com. City Clerk Claudene Anthony,, below are my comments
842 highlighted for the general public comment section for the September 2, 2020 City Council
843 meeting. This is not for an Agenda item. Please have them read into record.

844 Mayor Felder, Members of the City Council, my name is Jasmine Lewis. I live in
845 Riviera Beach. I am also a member of the Board of Directors of the, of the Palm Beach
846 County Human Rights Council. Thank you for giving me the opportunity to be heard this
847 evening. Over the past three decades, the Palm Beach County Human Rights Council
848 has been responsible for the implementation of more than one hundred forty laws and
849 policies providing equal protection, rights and benefits for LGBTQ individuals,

850 nontraditional families, people of color, other minorities, and women. PBCHRC
851 recognizes that black people, some of whom are LGBTQ, are systematically oppressed.
852 We stand together with Black Lives Matter, which was founded by three women, two of
853 whom identify as LGBTQ. The movement has always put LGBTQ voices at the center of
854 the conversation. However, PBCHRC acknowledges that while our work has benefitted
855 both the LGBTQ and black residents of Riviera Beach as an organization, we have not
856 done enough to align our [inaudible] work., with work for racial justice.

857 Today, we publicly state our support in a unified way. On June 15, 2020, the United
858 States Supreme Court ruled that sexual orientation and general identity are protected
859 classes under the Civil Rights Act of 1964. This was a historic victory for LGBTQ
860 Americans. In light of that decision and our nations related interest in Black Lives Matter,
861 the PBCHRC requests you to enact the Riviera Beach Civil Rights Ordinance, a copy of
862 which I sent you and to Staff in July. Similar Ordinances have been enacted in Boynton
863 Beach, Boca Raton, Delray Beach, Greenacres, Lake Worth Beach, North Palm Beach,
864 Ocean Ridge, West Palm Beach and Wellington, and are currently under consideration
865 in Haverhill by the Ordinance that PBCHRC is requesting the City to enact, makes a
866 comprehensive nondiscrimination statement. It does not require the City to take on any
867 legal or financial responsibility. Enforcement will be done by the county's office of Equal
868 Opportunity, the Florida Commission on Human Relations and/or the EEOC.

869 It is my hope that at tonight's meeting, you will direct Staff to place the Riviera
870 Beach Civil Rights Ordinance on the Agenda for [stammer] for first reading at the
871 September 16 City Council meeting.

872 Thank you. Stay safe and keep healthy.

873 Our next public comment comes from Lee Innocenti. And the email address is,
874 address is leein@hotmail.com.

875 I would like to ask a question of the Council. I assume one of a primary duty of an
876 elected Council representative is to answer the'..., their email and their phone calls from
877 their constituents. Do you agree? I have made mixed re'..., I have had mixed results in
878 communicating with different individuals. Some Councilpeople answer my inquires in a
879 professional manner and within a very reasonable time. Some take a long time and need
880 reminders as a follow up. But to my utter surprise, two Councilpeople I wrote to never
881 answered my emails at all, not even when I wrote a second time and reminded them I
882 was waiting for their answers. I vote for both people and even gave money to one of their
883 campaigns. But neither of them gave the courtesy of a reply to my emails or the barest
884 acknowledgement that they even received by messages. Later, two other people told me
885 they had the same lack of response from those same Council representatives.

886 My emails were not asking for any favors, simply asking them to explain their
887 position on an issue. My inquiries were polite, respectful and devoid, of course, of any
888 bad language. I cannot imagine any reason why my elected official would just ignore a
889 constituent. Perhaps they think they only need to respond to people in their own District,

890 but if that is so, why do they [stammer] campaign for votes in all the districts and ask for
891 election contributions in all districts?

892 Each Councilperson receives a salary plus generous allowances, all paid for with
893 taxpayer money. In addition, each Councilperson is given a legislative aide, who is also
894 paid with taxpayer money. So, even if a Councilperson is busy or out of town, that
895 legislative aide should at least open the, open the mail and, at a minimum, acknowledge
896 receipt of the correspondence, pending an answer that's soon to come. Not doing so
897 means that either Councilperson is incredibly rude, disorganized, doesn't care or a
898 combination of all three. My question to the Council tonight is, do you agree that
899 answering citizen's inquiries is a requirement of public office duties? Unless the answer
900 is unanimous yes, I ask that one of you put on the Agenda for the next meeting, a public
901 vote establishing a requirement that Council Members answer citizen inquiries within a
902 certain amount of time.

903 Thank you for this opportunity to bring this matter to the entire Council's attention.
904 Conce5rned tax paying citizen, Dr. Lee Innocenti. Singer Island, Riviera Beach.

905 Our next public comment comes from James Ryan, email address
906 jdr@ryanlawgroup.net.

907 The attached letter is being submitted for reading as a public comment by Fane
908 Lozman, Daniel Taylor land me. Please read as much of it as you can in the time
909 permissible for each of us. For example, begin reading it during Mr. Lozman's time and
910 Mr. Taylor's time. Start reading from the point where Mr. Lozman's time concluded, and
911 if still not finished, use my time to start reading from the point where Mr. Taylor's time
912 concluded.

913 Regards, Jim Ryan.

914 The letter is dated September 2, 2020. Notice of claim under Section 768.28(6),
915 Florida stat'...

916 [Inaudible comment]

917 Dear City Council Members Botel, Lanier and McCoy, and Messrs. Evans,
918 Gagnon, Guy and Pennan. This con'..., this firm represents Fane Lozman, Daniel Taylor,
919 Government Lot 1, LLC (Lot 1), and Halo Development, LLC (Halo) in their various claims
920 regarding their parcels located within the lands that are the subject of proposed Ordinance
921 41-22, subject land. This is notice pursuant to Florida..., Florida Statute Section 768.28(6)
922 on behalf of Lozman and Taylor of their intent to pursue claims against the City of Riviera
923 Beach and a number of the City Council Members and Staff for damages caused by
924 violations of the Constitutional and property rights.

925 As to each individual, [inaudible] identified in this notice, you are included because
926 of your participation in the scheme to violate our clients' rights where, in some respects,
927 it appears each of you did so in bad faith with malicious purpose and in a manner
928 exhibiting wanton and willful disregard for our clients' human rights, safety and property.

929 Specifically, and without limitation, Mr. Gagnon, having the knowledge and approval of
930 the identified City Council Members, and Mr. Evans, intentionally, willfully and knowingly,
931 made false statements, misrepresented the truth to City residents and feigned ignorance
932 of facts, of which he, and each of you, possess knowledge. Further, Mr. Gagnon enlisted
933 the support of then Chief Building Official Durrani Guy to fabricate [inaudible] and provide
934 false witness that purposefully interfered with our clients' rights and caused the City to
935 initiate an maintain malicious Code Enforcement proceedings against Mr. Lozman and
936 Mr. Taylor. Our clients have been subjected to threats, intimidation, harassment, and
937 abuse of legal process in furtherance of the
938 City's unlawful acts. And Mr. Gagnon, Mr. Evans and Ms. Botel have acted in manners
939 causing others to feel justified in assaulting our clients' [inaudible] and trespassing on
940 their property.

941 Madam Chair, Members of the Board, that is three minutes. The remainder of this
942 letter is public record and can be provided at anyone's request.

943 Thank you.

944 And that concludes public comment...

945 **Chairperson Botel:** Thank you.

946 **City Clerk Anthony:** ...Madam Chair, and Members of the Board.

947 **Chairperson Botel:** Thank.., thank you very much. Any discussion by City
948 Manager?

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

950 **Chairperson Botel:** Oh, excuse me.

951 **City Clerk Anthony:** Public comment.

952 **Chairperson Botel:** Oh, go ahead.

953 **City Clerk Anthony:** It was stuck to the back of the other page. This public
954 comment was received from Michael Turner.., Michael Turner, email address
955 michaelturnable@gmail.com.

956 I recommend that we relieve Annetta Jenkins of her duties as Director of the CDC.
957 She continues to make the homebuyer's program so stringent. She only wants to ensure
958 that she looks good and she's the face of everything. She needs to be reminded that she
959 is a Staff person who works for the CRA Commission. I wish we would start spending
960 more money on residents and things such as homebuyers' programs and incentives for
961 residents. It seems that we only focus on local businesses versus the actual.., versus the
962 actual.., actually resident. In all caps, I'm also very tired of the events and money of the
963 City that Councilman Lawson continues to spend, lower case, for his random
964 shenanigans.

965 Madam Chair, that concludes the public comment from Mr. Turner. That
966 concludes...

967 **Chairperson Botel:** Thank you, Madam Clerk. Madam Clerk...

968 **City Clerk Anthony:** Thank you.

969 **Chairperson Botel:** ...would you please check to see if a public comment came in
970 at 7:22? [Pause]. I received a text from a constituent.

971 **City Clerk Anthony:** Madam Chair, Members of the Board, in looking at the public
972 comments email box, I do not see a public comment that came in at 7:22.

973 **Chairperson Botel:** Okay. We'll have to reiterate that public comments go to
974 public comments, plural, at riviera beach dot org. That may be..., that may... I don't know
975 what the problem is but...

976 **City Clerk Anthony:** And I do not...

977 **Chairperson Botel:** ...[inaudible].

978 **City Clerk Anthony:** ...I do not see one in my, my email address as well. I don't
979 know.

980 **Chairperson Botel:** Thank you. Now we have the, the news from the Census
981 challenge. Go ahead... Where is she? Marsha Noel.

982 **Assistant to the City Manager Noel:** I'm here. I'm here. Okay. This is the excited
983 part.

984 **Chairperson Botel:** For some. [Chuckle].

985 **Assistant to the City Manager Noel:** [Chuckle]. Good evening, Mayor, Chair, City
986 Council, and everyone that's joined this evening. It's gonna be a pretty brief update in
987 regards to the Census challenge. I do wanna say that we've officially entered into the
988 very last month for the Census, so the pressure is on. With that being said, I do have a
989 updated table from my last presentation on, on this so I'm gonna share my screen. And
990 that way, everyone should be able to see our progress with this so far. Do you see what
991 I'm seeing here? Let me see here.

992 **Chairperson Botel:** Yes.

993 **Assistant to the City Manager Noel:** Okay. There we go. Alright. So, since our last
994 update, August 19th, we were at a overall response rate of 50.5%. As of today, September
995 2nd, we are at a overall 51.2%. So, we are reaching our 2010 record of 52% self-response.
996 Our goal this year is to super'..., to supersede that and certainly do substantially better.
997 And then, as you can see in terms of the assigned tracts and the District currently coming
998 in at first place, in terms of percentage increase for each of the, the tracts is..., it remains

999 to be District 1, Councilman McCoy. Coming in second place is Mayor Felder. Coming
1000 it at third is going to be District 2 for Councilwoman Miller-Anderson. Fourth place is
1001 District 3, Councilwoman Lanier. Coming in at fourth, District 5, Councilman Lawson and
1002 then finally, District 4, Dr. Botel. So, with that being said, I think this goes to show that,
1003 you know, we have quite a ways to go and in terms on the Cityside, we'll continue to push
1004 out some efforts until we reach the very end. But I will say you are twenty-eight days
1005 away and this is certainly a time for us to, to do the best we can and get our numbers up
1006 as much as possible.

1007 With that being said, if there's any questions, I'm happy to take them.

1008 **Chairperson Botel:** Any questions? I have a question.

1009 **Assistant to the City Manager Noel:** Yes.

1010 **Chairperson Botel:** When will the people begin..., do we still have real live Census
1011 takers going door to door?

1012 **Assistant to the City Manager Noel:** Yeah. So, there should be Census takers out
1013 there assisting the community with taking the Census. I don't know in terms of, you know,
1014 the amount of people and how frequently they're going out. That's..., there are details I
1015 would have to get form the organizers.

1016 **Chairperson Botel:** Thank you.

1017 **Assistant to the City Manager Noel:** Mhmm.

1018 **Chairperson Botel:** Alright. Any other questions? Thank you, Ms. Noel.

1019 **Assistant to the City Manager Noel:** Alright.

1020 **Chairperson Botel:** Thank you. Okay.

1021 **DISCUSSION AND DELIBERATION**

1022 **DISCUSSION BY CITY MANAGER**

1023 **Chairperson Botel:** Comments from City Manager? Discussion from City
1024 Manager?

1025 **City Manager Evans:** Yes, Madam Chair. A couple of things. Pursuant to the
1026 conversation that we had with regards to the budget, I will be bringing, at the first reading
1027 of the budget, the projects, as well as the memorandum that talks about some of the
1028 initiatives that the Board wanted to discuss in further detail, so I did wanna let you know
1029 that that will be coming at the September 8th first reading of the budget for you all to
1030 discuss and provide direction for Staff. So, I did want to communicate that.

1031 Secondly, City Staff has been working on a memorandum to address some of the
1032 concerns that have been articulated by the Board with respect to the train, and the
1033 separations as it relates to a fence or hedging or what have you, to be able to address
1034 the concerns that were articulated by the Board. So Staff is putting together a
1035 comprehensive memorandum that goes back to when the initial issue with regards to the
1036 noise complaint that Councilperson Miller-Anderson brought to the attention of Staff in
1037 February. So, it's gonna be a holistic discussion to address the complaint from February
1038 20th, all the way to present day to address the conversation and what steps the City can
1039 look to deploy to make it a safe project within our community. Obviously, the Brightline
1040 operation is continuing all the way to Cocoa and then to Orlando with operations to be
1041 active in 2022. It is communicated that the stretch of the train from South Florida to north
1042 of us will be traveling an average rate of speed of eighty miles an hour. And then once it
1043 gets into some of the other rural counties in the State of Florida, it will get up to a hundred
1044 and fifteen to a hundred and twenty miles an hour. So, this is something that holistically,
1045 throughout the corridor, even in Palm Beach County and other counties, administrators
1046 are talking about some things that they're looking to do in their communities to address
1047 it. So, Staff will be prepared to have a more in-depth conversation with the Board at the
1048 September 16th meeting.

1049 I've had the opportunity to have a discussion with the CRA team today. I met with
1050 the management team, and then met with all the employees today to communicate a little
1051 bit about my thoughts and perspectives. They provided me with thirty-six items in our first
1052 meeting, so there is some things that we will be looking to have future conversations with
1053 the Board about. One of the things I would like to do is to have a joint workshop with the
1054 CRA and the City to talk about Workforce and affordable housing. I think there's some
1055 things that, collectively, we can do to move the needle forward and move towards home
1056 ownership, leveraging the relationship and the assets from both entities, and would like
1057 to have the conversation with the Board. And so, we'll be looking to bring that forward for
1058 discussion in sometime in the near future.

1059 I did have a brief conversation with the Port of Palm Beach today concerning
1060 Peanut Island. We have a conversation that will be set with county representatives, as
1061 well as Port of Palm Beach representatives and City representatives concerning Peanut
1062 Island. So, I look to bring the Board some additional information on that once we get that
1063 particular matter resolved.

1064 And lastly, I don't know if the Board has had an opportunity to see the article that
1065 was posted in the Palm Beach Post concerning homicides and the disparity as it relates
1066 to homicides being solved in communities that are like ours. We have had a conversation
1067 as early as this week, the Staff level, and we are looking to communicate to our
1068 community, as well as to formulate a better relationship with the State Attorney's Office
1069 so we can look to bring closure for these particular families and solve some of these
1070 homicides in our community. So, Chief is, is working with Administration, as well as
1071 individuals that have an experience from other law enforcement agencies, as well as
1072 former prosecutors to provide us guidance and direction and perspective as to how we
1073 can address some of the things that are plaguing our community.

1074 So, Staff will work with the Board. If there is any public communications or any
1075 public response as it relates to this, we will certainly involve the Board and ask for your
1076 participation in conveying the message that the City of Riviera Beach is looking for
1077 additional help and assistance from the State Attorney's Office to help moving forward
1078 with some of these particular cases that have been unsolved for, some cases well over
1079 ten plus years. And, City Staff and the Law Enforcement Department have been doing
1080 an exceptional job and, and still making sure that, even though something happened in
1081 2012, the Staff is still working on those things. Ans so, Chief Osgood did provide direction
1082 to Staff in the presence of his command team that we will be working on these open cases
1083 until they are closed cases. Doesn't matter how long ago they were, seeking just ice for
1084 those families. So, we are going to have a conversation with the State Attorney's Office
1085 and see if we can effectuate some change and some assistance that is, is definitely
1086 needed from the, the City.

1087 So, Madam Chair, that concludes my report concerning things that are, are going
1088 on in Administration and the CRA.

1089 **Chairperson Botel:** Thank you. Mr. McCoy, you're recognized.

1090 **Councilperson McCoy:** I guess this will be my comment but more or a less a question
1091 for Mr. Evans. Is there any plan regarding Labor Day? I thought I seen something that
1092 suggested Palm Beach County is opening their beaches. Is there any.., is it, is it... Do
1093 you...

1094 **City Manager Evans:** The...

1095 **Councilperson McCoy:** ...have any information on that?

1096 **City Manager Evans:** The, the Town of Palm Beach is closing their beaches. All
1097 county beaches and all other municipalities are keeping their beaches open.

1098 **Chairperson Botel:** Thank you. Anything else for Mr. Evans? Alright.

1099 **DISCUSSION BY CITY ATTORNEY**

1100 **Chairperson Botel:** Discussion by City Attorney.

1101 **City Attorney Wynn:** No, thank you, Madam Chair.

1102 **CITY COUNCIL COMMITTEE REPORTS**

1103 **Chairperson Botel:** Community reports? Any committee reports? [Pause]. I
1104 attended the Palm Beach County League of Cities meeting on August 26th. I thought an
1105 interesting comment by the Legal Dep'.., from the [inaudible] was that, as of August 11...
1106 [Inaudible] not Mr. Evans here... As of August 11, three hundred and thirty-two lawsuits
1107 have been filed in the county against employers that mention COVID, and a lot of them
1108 were because employers are not giving.., providing appropriate safety measures. So, I'm

1109 sure that we're not gonna end up in that group of people having lawsuits against them. I
1110 would hope.

1111 And I also attended the Palm Beach North Chamber of Commerce Sustainability
1112 Committee., subcommittee of the Chamber and we had a interesting presentation by
1113 Lynne Carsella [sp] at the Florida Public Utilities. And we'll be planning our upcoming
1114 Chamber events related sustainability.

1115 Those are the only committees that I attended.

1116 Anyone else with committees?

1117 **STATEMENTS BY THE MAYOR AND CITY COUNCIL**

1118 **Chairperson Botel:** Statements by the Mayor and City Council starting with the
1119 Mayor.

1120 **Mayor Felder:** Yes. Just a couple things, Madam Chair. Thank you.

1121 We're still taking applications for another couple weeks for the Mayor's CCC Board
1122 Meeting and Collaboration Council. If you need a application, you can reach my assistant.
1123 First off, you can my office, 561-845-4145. You can reach my assistant, Jatelsa Brown,
1124 561-628-8867, or email her at jmbrown@rivierabeach.org. So make sure you get the
1125 application.

1126 Mr. Evans, I know, and I haven't spoken to you in a while about this but Dr. Wihbey
1127 was working on just getting a.., some data on, if we were to create our own Chamber of
1128 Commerce. And I know she's no longer with us, but will there be somebody else that's
1129 getting that information that they can present?

1130 **City Manager Evans:** Yes. I, I can.., I can assign that, that task and responsibility
1131 to somebody and, and I will definitely get back with you offline on that, Mr. Mayor.

1132 **Mayor Felder:** Okay. Thank you very much, sir. That's it for me, Madam Chair.

1133 **Chairperson Botel:** Just [inaudible], Mr. Mayor, I've had conversations with
1134 representatives of the Chamber about this and maybe, maybe we can... Oh, we don't
1135 have to worry about Sunshine, you and I can set up the meeting with leadership of the
1136 Chamber to discuss this. I think it's a great concern to them that we would wanna start
1137 to do that. So...

1138 **Mayor Felder:** [Stammer]...

1139 **Chairperson Botel:** ...let's, let's get together with, with Noel Martinez and have
1140 that conversation.

1141 **Mayor Felder:** Madam Chair, I, I did speak with Noel. We had a, we had a lengthy
1142 conversation about this a...

1143 **Chairperson Botel:** Okay.

1144 **Mayor Felder:** ...couple weeks ago. So he understands my position on it. It's just
1145 us researching. We have a thousand and, like, sixty-seven businesses. Only eight of our
1146 businesses are in the Chamber of Commerce, so I wanna find out why. Are they really
1147 reaching our small business community? So, I'm just getting data on our end to make a,
1148 a...

1149 **Chairperson Botel:** Okay.

1150 **Mayor Felder:** ...you know...

1151 **Chairperson Botel:** Great.

1152 **Mayor Felder:** ...a decision, is it worth us being in there or to help them get more
1153 business [inaudible]?

1154 **Chairperson Botel:** Yeah. I'd love to work on that with you. Thanks. And let's go
1155 to Mr. McCoy.

1156 **Councilperson McCoy:** Nothing, Madam Chair.

1157 **Chairperson Botel:** Thank you. Mr. Lawson.

1158 **Chair Pro Tem Lawson:** Thank you, Madam Chair. I wanted to first respond to a Mr.,
1159 Dr. Lee. I wanted to apologize 'cause I did pull up my email while we were in the meeting
1160 and see the comments. I did miss his email and his follow up. Normally, I would be very
1161 responsive to all constituents of the community, so I will be responding to Dr. Lee with a
1162 email follow up. And I apologize for not responding.

1163 I wanted to ask Mr. Evans in reference to our in-person meetings, do we have a
1164 timeline of when we're gonna be going back to in-person meetings? I saw that Dr. Alonso
1165 from the county said that our numbers are at a fairly low amount, so I wanted to see if we
1166 had a possible timeline on the in-person meetings.

1167 **City Manager Evans:** We're tentatively looking to, to go to in-person in October. But
1168 one of the concerns that obviously we still have is that with kids going back to school and
1169 some things opening up, going into Phase 2, there is still some concerns that we may see
1170 a second phase, so we're monitoring that but we are looking at the start of the Fiscal
1171 Year, going back to face to face Council meetings.

1172 **Chair Pro Tem Lawson:** Right. I really would want, possibly my colleagues and others,
1173 very much concerned [inaudible] CDC, but as the lead, if we can take as much precaution
1174 as possible with possibly going back to in-person, 'cause I know a lot of residents are
1175 anxious for us to get back to in-person meetings, just because they feel more inclined to
1176 be involved and engaged versus sending an email. So, if we can possibly look at that
1177 first meeting in October and get the support of the, the Council to do that, that would be
1178 the best idea for us.

1179 I think also...

1180 **Chairperson Botel:** Excuse me, Mr. Lawson, just for Mr. Evans...

1181 **Chair Pro Tem Lawson:** Sure.

1182 **Chairperson Botel:** ...on this topic. Could we think about doing them at the..., is
1183 there more space to move at the Marina Event Center, maybe?

1184 **City Manager Evans:** They, they would be at the Marina Event Center. We would
1185 not go back to the Council Chambers.

1186 **Chairperson Botel:** Okay. Good. Great. Thanks. Go ahead, Mr. Lawson. I'm
1187 sorry.

1188 **Chair Pro Tem Lawson:** Thank you, Madam Chair. And also, I was approached by
1189 Rand Hoch of the Palm Beach County Human Rights Council, and he just wanted to let
1190 us know about the concerns that he had with adopting an Ordinance and I just wanted to
1191 express my support for the creation and adoption of Civil Right Ordinance. I know that at
1192 least ten municipalities have adopted them and addressing civil rights, especially with
1193 everything that's happening across our nation, I want us to continue to shape our
1194 community, especially on this local level. So, I wanna commit to supporting this and just
1195 bringing equal rights, irrespective of race, color, sex, national origin, just to name a few.
1196 So, essentially, this Ordinance will prohibit discrimination in a, in a number of categories,
1197 so I wanted to get support from Council to see if we can instruct Mr. Evans to bringing
1198 back an Ordinance that we can adopt, or look to adopt, at our next meeting.

1199 So, if I could possibly have that support from my colleagues. It is something that
1200 the county has already implemented but on a local level, I want us to address it and see
1201 if we can get that read in our first meeting..., at our next meeting. I know Mr. Rand Hoch
1202 has actually spoken to a few of my other colleagues previously, so I wanna make sure
1203 that we can kinda move forward with it as well.

1204 **Chairperson Botel:** Thank you, Mr. Lawson. Yes, he and I have been in contact
1205 as early as, I think it was sometime in July. But, [inaudible] started this ball rolling so I'm
1206 sure that Mr. Evans will [inaudible]. Thank you.

1207 Ms. Lanier. I'm sorry...

1208 **Chair Pro Tem Lawson:** Sorry, Madam Chair?

1209 **Chairperson Botel:** ...you're not finished.

1210 **Chair Pro Tem Lawson:** Yeah. One more comment. I just wanted to get some clarity
1211 from Councilman McCoy. At the last meeting, we addressed the concerns with the type
1212 of events. And I wanted to kinda just get some clarity and understanding with moving
1213 forward with any type of events, how Staff can be handled, if we're gonna be utilizing any
1214 signature events coming from Council, if we would just be utilizing funds from our own

1215 specific budget or private sector? And I know that previously, and also asking my
1216 colleagues from previously, how Council handled signature events in regards to utilizing
1217 Staff for their specific events. So, I just wanted to make sure that we have clarity so that
1218 I can understand moving forward.

1219 **Chairperson Botel:** So Mr. Evans, will you provide us with some direction? Is he
1220 frozen? Oh there.

1221 **City Manager Evans:** I think, I think the question was posed to Councilman McCoy.

1222 **Chair Pro Tem Lawson:** It was for Councilman McCoy, 'cause Councilman McCoy had
1223 some concerns with the last event, I wanted to ask him his concerns just so I could
1224 understand them directly...

1225 **Chairperson Botel:** Okay.

1226 **Chair Pro Tem Lawson:** ...and then ask Mr. Evans and Ms. Wynn how we can
1227 structure this moving forward, with any Council events or District events or signature
1228 events if we chose to them. Just so that we're within Sunshine, so we can discuss it now
1229 and also understand how do we maneuver if we wanted to host a signature event within
1230 our District?

1231 **Chairperson Botel:** Mr. McCoy, do you wanna respond or do you want Mr. Evans
1232 to...

1233 **Councilperson McCoy:** I, I do. And that's exactly m concern. I know when I left the
1234 meeting... Yeah. My concern was the amount of events that we have, first of all, and
1235 when I pull up to an event, the number of City Staff that's at an event, be it police, which,
1236 specifically, if we wanna talk in terms of the event that I particularly..., that caught my
1237 attention was the backpack... Or, I 'm sorry, the school supply giveaway on the 21st.
1238 There was at least five police officers, there was at least three fire personnel, probably
1239 close to a dozen Parks & Rec personnel. There was vendors, there was some from our
1240 media team. Like, I'm really concerned that we have to have a meeting about doing rate
1241 increases for water bills and then even having a part of the same conversation, where we
1242 have to now eliminate two positions from the budget. But at what point do we really take
1243 a cost allocation of each one of these events? And I, I actually think I put this in a email
1244 to the Manager and to Mr. Sherman and I did receive word from Mr. Sherman that they're
1245 working on it, but my real concern is nobody really calculates how much the cost of each
1246 event is when it comes to the amount of staffing and what that looks like, because, believe
1247 it or not, these are not budgeted events when we have particular police officers or Fire
1248 Department personnel that's out there doing overtime. And I wanna know what exactly
1249 these kind of events cost the City, and should we expect this times six, based on the
1250 number of elected officials?

1251 Now granted, I know a lotta things we didn't do this year because of COVID but
1252 certainly, from a pure budget standpoint, I wanna make sure that we have a handle on it.
1253 Not to mention, the other thing is, obviously notice. Literally, you don't even get a notice,
1254 being a Member of the body, that maybe Councilman Lawson is doing it, maybe the City

1255 is doing it. But in any event, it seems to be that we kinda get left out of the loop and we
1256 kinda find out on the whim, or not even invited to much less attend, and certainly not even
1257 to participate, or whatever respect that is. And then, I'm only concerned because I think
1258 I brought it up before. I made it a point because we receive so much public criticism about
1259 community benefits that, over half, if not three quarters of the community benefits I've
1260 had, went to some City program, some City event or something related to the CRA, so
1261 that there's no confusion that, you know, this is serving a public purpose of helping out
1262 the community through some of the coordinated events, which I particularly did last year
1263 was back to school giveaway that was done by Parks & Rec, and to my surprise, it was
1264 Councilman Lawson's back to school giveaway. And I'm saying to myself, 'Well, extend
1265 the courtesy of other Members participating or even having the opportunity to be a part
1266 of it.'

1267 **Chair Pro Tem Lawson:** Thank you, Councilman McCoy. So, for clarity, Mr. Evans, I
1268 think the concerns, and I'm actually in agreement with Councilman McCoy, that staffing,
1269 costs from the City, budgeting, notice of City events to the Council and outline of just
1270 itemizing what we're looking to spend and what's actually happening with these specific
1271 events. So, I can agree with those concerns. I guess more so.., and also, in addition to
1272 that, understanding how do we maneuver if it's a si'.., a signature event that's being
1273 hosted by a, a certain individual? I know Councilwoman Miller-Anderson previously
1274 hosted her, what was it...

1275 **Chairperson Botel:** Leadership Academy.

1276 **Chair Pro Tem Lawson:** Leadership Academy, and then that was taken over by the
1277 City this previous year within their budget. But, I think that just came out of her personal
1278 pocket, so I don't know if she used Staff or if she required Staff to be there but there were
1279 just certain things that I want us to just have clear understanding so that it doesn't arise
1280 in future conversations.

1281 **Chairperson Botel:** Anything else, Mr. Lawson?

1282 **Chair Pro Tem Lawson:** Just, just some direction in regards to staffing and spending
1283 and budgeting when the events are being hosted. 'Cause, I want us to continue to be
1284 impactful and I'm going to continue to host events for the City but I wanna make sure
1285 there is a common consensus and agreement from my colleagues in how it's, how it's
1286 positioned.

1287 **Chairperson Botel:** Councilwoman...

1288 **City Manager Evans:** Madam Chair...

1289 **Chairperson Botel:** ...Miller-Anderson...

1290 **City Manager Evans:** ...if I...

1291 **Chairperson Botel:** I'm sorry. Mr. Evans.

1292 **City Manager Evans:** If I may? The, the Attorney and I will, will do some research
1293 concerning that and, and bring that back for further discussion.

1294 **Chairperson Botel:** Thank you. Council... Mr. McCoy.

1295 **Councilperson Miller-Anderson:** I thought you just called me.

1296 **Chairperson Botel:** I, I did.., I did but he's [stammer]... He has a, a burning
1297 question about this topic, I think. So, I just wanted to finish off on this topic first before
1298 you go. Go ahead, Mr. McCoy...

1299 **Councilperson Miller-Anderson:** Well, mine is about the topic. It's not my
1300 comment.

1301 **Chairperson Botel:** Oh okay.

1302 **Councilperson Miller-Anderson:** It's about [inaudible]...

1303 **Chairperson Botel:** Thank you.

1304 **Councilperson Miller-Anderson:** Well, for the, the Citizen Leadership Academy
1305 as, as it we stated earlier, a few meetings ago actually, that came out of the Utility
1306 District.., my stipend that I didn't take.., so, a couple of times, or one.., or once or twice it
1307 came out of that. When it was turned over for the City to take it on, that was for this year,
1308 or last year that we didn't do it. So, there hasn't been a time yet where the City has
1309 sponsored it, and at no time though was it ever, you know, it wasn't.., my name wasn't on
1310 it. It was always the City of Riviera Beach Citizen Leadership Academy. So it wasn't a..,
1311 I, I, I ran it, I guess, you know.., and then you had Staff that did do their presentations on
1312 whatever night it was that they had to do a presentation but there was never just Staff,
1313 you know, kinda lingering around. We might've had one or two and.., depended on the
1314 night. We may have had four or five there. But they came during their time.

1315 So, what I do think is important now that we're talking about this, is if it is an event
1316 or some sort of initiative that is being paid out of.., that's City sponsored, typically we don't
1317 attach any one specific person's name to it. It'll, it'll mainly say City of Riviera Beach or..,
1318 and I don't even recall, other than recently when we've had these food giveaways, where
1319 it has said City Council.., Mayor and City Council. Typically, it just said City of Riviera
1320 Beach and it's never attached any Council to it. Other than when the Mayor, Mayor
1321 Masters was doing his, and that was up for.., and that, that was a little controversial too
1322 in terms of adding his name to that because, initially when he started out, he was getting..,
1323 he was using community benefits so, so he was getting donations and doing things like
1324 that and it was not a City sponsored event, or City funded event. He, he convinced the
1325 Council at that time to, I think, put twenty, \$25,000, or something like that towards
1326 continuing those, those musical events once a month. But he was very crafty in the way
1327 in which he put his name on it, but it was still a sore subject for some because it was only
1328 one, one elected officials name attached to it.

1329 And so, I just think that if it's something that is going to be coming out of a City
1330 spons'..., out of a City fund or sponsored by the City, it should not have any of our names
1331 attached to it, unless we're gonna say Mayor and City Council. And if it's something
1332 coming out of your budg'..., you know, your District's budget or your community benefits
1333 or something like that, then I could see that. But it, it, it just appears that that one person
1334 is who's putting it on and it's..., if you're using your funds, then yeah. Certainly. But if it's
1335 a, a City sponsored, City funded, it should say Mayor and City Council. And that, that's
1336 just, you know, my opinion. Obviously, the Board can move in a way in which we want to
1337 move but I think that it just allow'..., it doesn't..., it, it just allows for it to appear that it's from
1338 the City and not one person that's actually doing it all.

1339 Thanks.

1340 **Chairperson Botel:** Thank you. Mr. McCoy, you're recognized.

1341 **Councilperson McCoy:** In response, I, I agree, Councilwoman Miller-Anderson but,
1342 you know, I'm not about to make it about a specific event but I'm gonna have to call this...
1343 But like, this whole Sincere 2000 Foundation, I don't even know who these folks are,
1344 right? And obviously this is something that Councilman Lawson worked on, and what
1345 their contribution is. But, Mr. Evans, where are we with the community virus'..., I'm sorry,
1346 community virus..., coronavirus...

1347 [Chuckles]

1348 **Councilperson McCoy:** I hope it's not a community...

1349 **Chairperson Botel:** [Inaudible].

1350 **Councilperson McCoy:** No. All intents and purposes, I'm not trying to be Dr. Feelgood
1351 but, you know, I, I don't want us to take this whole level [stammer] comfort as if there is
1352 no risk because, you know, as much as you gotta mask on, mask on 100%, and literally,
1353 I'm looking at pictures that don't necessarily reflect social distancing at City sponsored
1354 events. And not only that, the whole premise of me asking this question about where
1355 we're at with coronavirus news and updates, it's about City co-sponsored events. Now, I
1356 know if somebody wants to come and do something and lease a, a building or a space
1357 over at the Marina Event Center, I think, according to what we learned earlier this week,
1358 that they are leasing spaces, but I shared with the Manger and also the Attorney, I
1359 particularly have a problem with co-sponsoring event with an organization we don't know
1360 anything about. 'Cause let me tell you how that works, people that, as you know and
1361 we've seen from social media, that they've just started taking our logo and attaching it to
1362 every single thing, and sometimes in some cases, it may not have anything to do with it.
1363 There's novelties being sold with the City's logo, and I just think we gotta get a handle on
1364 it. What I don't wanna see is what happens when some guy showed up in a FedEx
1365 uniform who didn't work for FedEx, or somebody that's really portraying that they're a
1366 member or they're some kinda way associated with the City and give somebody from the
1367 public a misconception about their true identity.

1368 So, having these co-spo'..., sponsored events, I think, and I said this from the very
1369 beginning when we seen a mysterious Facebook Page show up that had the City's logo,
1370 that there should be a policy that we put in place about the use of the City's logo. And
1371 obviously, I know we have some work to do in order to get there but, for all intents and
1372 purposes, you don't know one thing from the next, whether it's the City of Riviera Beach
1373 or an imposter out there and it becomes almost difficult, if not impossible to determine
1374 who's..., who's who.

1375 But, in any event, what are we doing as far as co-sponsored events? Is this
1376 something that we've now decided to now we take on as a City? Because clearly, it's on
1377 the page of rivierabeach.com/covid19, that we're not doing.

1378 **City Manager Evans:** As sit, as it relates to the particular event that you're speaking
1379 of, is, I think, the co-sponsored resulted in contributions that were made on behalf of that
1380 particular entity so they helped to facilitate the event as it relates to a financial contribution.
1381 And then, I think there were some representatives that were present there to assist in
1382 facilitating that.

1383 The, the bookbag, or the drive-thru giveaway was viewed as something similar to
1384 the food distribution that we do every week, or the mask distribution. It wasn't something
1385 that we were having a, a situation whereby individuals were out on a field or what have
1386 you. And so, we're very conscientious about that and, and that was something that if, if
1387 there was any type of activity or event, it would follow the same type of procedures that
1388 we have followed for our food distribution, our grab bag giveaway, et. cetera. But there's
1389 not been any other deviations. You know, everything has been drive-thru type of
1390 operation.

1391 **Chairperson Botel:** Anything else on this topic? Councilwoman Miller-Anderson,
1392 comments? Your comments, that is.

1393 **Councilperson Miller-Anderson:** This is for my regular comments or in
1394 response...

1395 **Chairperson Botel:** [Stammer]...

1396 **Councilperson Miller-Anderson:** ...to this topic?

1397 **Chairperson Botel:** Anything you'd like. You wanna respond some more to this
1398 topic, go right ahead.

1399 **Councilperson Miller-Anderson:** No, I'm finished with this topic.

1400 **Chairperson Botel:** Yeah. Go ahead. Regular, regular comments then.

1401 **Councilperson Miller-Anderson:** Okay. No, I don't have anything. Thank you.

1402 **Chairperson Botel:** Okay. Thank you. Councilwoman Lanier.

1403 **Councilperson Lanier:** I just want to say, as well, that we really need to know how
1404 these events are being sponsored. And just kinda let us know what the money is being
1405 spent with these events.

1406 With that being said, I really, really like that idea, Mayor Felder, with the, with the,
1407 with the wall, with the water tower. I mean, I'm very excited about this. So, I'm so grateful
1408 that you brought this to the Council so that we can be able to take this into consideration
1409 and that we can have some symbolism in our City of, of, of ongoing social issues. And
1410 also, to bring something to our City that young people, and older, like, can know what the
1411 history of the City of Riviera Beach is. I'm very excited about having people to understand
1412 and to know what the, what the, what the history of the City is. My parents came to this
1413 City in 1964 and so, I was born here and everything from what does Monroe Heights
1414 mean, to what does Federal Garden mean, are things that are very interesting to me.
1415 And how this City became a City. So, I'm really happy that [inaudible] bringing this
1416 forward. And, if you need any help, just let me know.

1417 Thank you so much.

1418 **Chairperson Botel:** Thank you. I, I just wanna bring a couple things to your
1419 attention. You know, I'm no longer on the Board of Directors of the Friends of Riviera
1420 Beach Schools but I'm so proud of what they're doing. They're gonna be working with
1421 forty-eight students from Kennedy in, in the afterschool tutoring program and see
1422 [inaudible] and I believe they're also gonna be funding thirty 4th graders at the Washington
1423 Lincoln. C. Ron Allen is gonna be doing that instruction. So, I'm so happy that they
1424 continue to do good work in helping our kids.

1425 We are..., [inaudible] Sam Brown work so hard, we are expanding our Palm Beach
1426 State College course for... I have a little email from him I wanna read. It says, 'We are
1427 so pleased...' This is from Sam to Ms. Moffett, who's our contact at Palm Beach State
1428 College. 'We were so pleased with the progress and achievement that we have made
1429 with our first set of business specialists, Riviera Beach cohort students, we're also happy
1430 to roll out the first logistics and transportation specialist cohort class. We are proud to
1431 announce that we have almost quadrupled, quadrupled the number of students in our
1432 Riviera Beach Palm Beach State College cohorts. These students may either be
1433 obtaining a business specialist certificate, logistics and transportation, or on their way to
1434 completing and obtaining their associates degree. So, he goes on to talk about the kinds
1435 of things the college is gonna do with us, they're actually offering us free course work in
1436 resume writing and soft skills and [inaudible] skills and the like. So, we're very, very, very
1437 pleased about the way that partnership is going.

1438 One last thing, please, please vote by mail if you, if you, at all have any difficulty
1439 getting to the polls. And please, especially on the eastside of Singer Island, which is only
1440 at thirty-five percent, fill out that Census. Do me a favor. Please. Fill out that... I don't
1441 wanna be last every single time. [Chuckle]. I'm pulling at your heart strings. Do the
1442 Census.

1443 **ADJOURNMENT**

1444 **Chairperson Botel:** If there's nothing else, this meeting is adjourned. Thank you.

1445 [End of video]

1446 **City Employees, Public Comment Speakers and Others**

1447 Development Services Director Clarence SirmonsDevelopment Services Director
1448 Sirmons

1449 Brown & Caldwell Reinhard RuhmkeMr. R. Ruhmke

1450 Jasmine Lewis

1451 Lee Innocenti

1452 James Ryan

1453 Michael Turner

1454 Assistant to the City Manager Marsha NoelAssistant to the City Manager Noel

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1457 **APPROVED:**

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1462 **RONNIE L. FELDER**
1463 **MAYOR**

JULIA A. BOTEL, Ed.D
CHAIRPERSON

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1465 **ATTEST:**

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1470 **CLAUDENE L. ANTHONY**
1471 **CERTIFIED MUNICIPAL CLERK**
1472 **CITY CLERK**

DOUGLAS A. LAWSON
CHAIR PRO TEM

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MOTIONED BY: _____

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SECONDED BY: _____

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T. MCCOY _____

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K. MILLER-ANDERSON _____

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S. LANIER _____

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J. BOTEL _____

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D. LAWSON _____

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DATE APPROVED: **FEBRUARY 3, 2021**

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