

1 COUNCILPERSON MILLER-ANDERSON: Yes, that would be fine.

2 CHAIR BOTEL: Councilwoman Lanier, would you accept that,
3 withdraw your second?

4 COUNCILPERSON LANIER: Yes.

5 CHAIR BOTEL: Thank you.

6 Would anyone like to make a motion that we override the
7 Mayor's veto of ordinance number 4155.

8 COUNCILPERSON MILLER-ANDERSON: I move that we do what you
9 just said.

10 CHAIR BOTEL: Would you care to second again, Commissioner
11 Lanier?

12 COUNCILPERSON LANIER: Yes.

13 CHAIR BOTEL: Thank you.

14 COUNCILPERSON LANIER: Second.

15 CHAIR BOTEL: Thank you.

16 We have a motion and a second to override the Mayor's veto
17 of ordinance number 4155. If you're in favor, please vote yes.
18 If you're opposed, vote no.

19 Madam Clerk.

20 COUNCILPERSON McCOY: Discussion.

21 CHAIR BOTEL: Yes.

22 COUNCILPERSON McCOY: So this is relative to the
23 resolution. And my frustration is just because nobody knows
24 what the heck is going on here. And I think that's pretty darn
25 clear.

1 For us to even be told that there's a resolution that can
2 override the constitution of the city is just preposterous. So
3 for us to sit here and suggest that we were going to add them to
4 a special meeting doesn't make sense.

5 A resolution is an expression of the body. And I would
6 much rather that we deal with these items just as they come. If
7 we choose to override the Mayor's veto, that's not an ordinance;
8 that's an expression of the body. And I support overriding it.

9 But what I heard, this resolution from 2002, it's
10 preposterous that you think a City Council can create a
11 resolution that overrides the very charter. If that is true,
12 right, if that is very true, that we can recreate a
13 resolution -- which I guess our predecessors did, they created a
14 resolution that basically conflicts directly with the charter.
15 So if that's the case, we may as well create a resolution now to
16 do exactly what Councilman Douglas Lawson said.

17 So that resolution that was read by the attorney -- and I'm
18 saying this respectfully because I don't think that we really
19 noticed, but I just hate to get caught off guard with some
20 surprising stuff. Because if that's true, then Councilman
21 Lawson might as well put a resolution on the floor to override
22 what's in the charter. We can't override the charter with a
23 resolution. We can't override the charter with an ordinance.

24 So I yield back.

25 And I'm still going to support this item.

1 But I'm just a little frustrated that every day you come in
2 here somebody creates a rule. Just like the other time when I
3 missed the Saturday parliamentary training, somebody presented a
4 resolution that said that that supersedes what's already written
5 in the charter.

6 We need to start and figure out what's going on.

7 And perhaps it's going to be my recommendation that this is
8 beyond the attorney, beyond the manager, beyond the deputy city
9 manager, beyond the assistant city manager, beyond the city
10 clerk, that somebody from the outside comes in and really offers
11 assistance.

12 It's a waste of time and it's embarrassing to get in here
13 and when we don't even know the rules to the game.

14 So I yield back.

15 CHAIR BOTEL: Thank you.

16 Any other questions or comments?

17 Madam Clerk.

18 If you are in favor of overturning the Mayor's veto, please
19 vote yes. If not, please vote no.

20 Madam Clerk.

21 THE CLERK: Councilperson Miller-Anderson.

22 COUNCILPERSON MILLER-ANDERSON: Yes.

23 THE CLERK: Councilperson Lanier.

24 COUNCILPERSON LANIER: Yes.

25 THE CLERK: Councilperson McCoy.

1 COUNCILPERSON McCOY: Yes.

2 THE CLERK: Pro-Tem Lawson.

3 COUNCILPERSON LAWSON: No.

4 THE CLERK: Chair Botel.

5 CHAIR BOTEL: Yes.

6 That motion passes four to one. The Mayor's veto is
7 overturned.

8 Now I would like to discuss very briefly the meeting that
9 we had set for tomorrow night. It strikes me that it may be the
10 case that we don't even need to have it.

11 Madam Clerk, could you please remind me, how did the vote
12 go on ordinances number 4156 and 4157 when they were read for
13 the second time?

14 4156 related to the ability for someone to file to run for
15 office, you know, by getting signatures, by doing petition. And
16 4157 related to the city manager's ability to fire without just
17 cause.

18 THE CLERK: Madam Chair and Members of the Board, at the
19 December 2nd meeting when ordinance number 4156 and ordinance
20 4157 was presented to the Board for second and final reading,
21 the motion for both of those ordinances were approved with a
22 three/two vote.

23 CHAIR BOTEL: Okay. Then I would like to withdraw my
24 request to have a meeting tomorrow night.

25 COUNCILPERSON McCOY: So here we go again. This goes right

1 back to the litany of problems that we have because our charter
2 doesn't speak to -- it only speaks to calling a meeting. But
3 then, you know, I don't know how you cancel the meeting.

4 And it's nothing to you, Madam Chair. Just like every day
5 we're getting met with something that's a new rule. And quite
6 honestly, when you dive down to it, it just doesn't seem that it
7 even makes sense. So I don't know who signed off on legal
8 sufficiency but --

9 CHAIR BOTEL: So how do I do -- how do I have to go about
10 canceling my request for a meeting? Do I have to just put it in
11 writing to the Clerk? Does anybody know?

12 COUNCILPERSON McCOY: Well, I can tell you what, I won't
13 show up. How's that?

14 CHAIR BOTEL: There you are. That would be the solution.

15 CITY MANAGER EVANS: Madam Chair.

16 CHAIR BOTEL: Yes.

17 CITY MANAGER EVANS: If I may. In past experience, usually
18 the way in which you call the meeting is the same way in which
19 you would cancel the meeting. So you would just do the same
20 action to reverse it.

21 CHAIR BOTEL: Okay. Thank you. I'll e-mail the Clerk with
22 my desire to cancel the meeting for tomorrow night.

23 Do we have any comments by the City Manager?

24 COUNCILPERSON MILLER-ANDERSON: I have a question about --
25 oh, I'm sorry.

1 CHAIR BOTEL: You're recognized, Commissioner
2 Miller-Anderson.

3 COUNCILPERSON MILLER-ANDERSON: So you want to cancel the
4 meeting because you feel we won't get a -- there won't be a
5 four/one?

6 CHAIR BOTEL: Yeah.

7 COUNCILPERSON MILLER-ANDERSON: Or a five/oh?

8 CHAIR BOTEL: Yeah.

9 COUNCILPERSON MILLER-ANDERSON: Okay.

10 CHAIR BOTEL: I mean, it wouldn't -- it doesn't make any
11 sense.

12 COUNCILPERSON MILLER-ANDERSON: Somebody could have had a
13 change of heart. But, okay.

14 COUNCILPERSON McCOY: Well, well, Madam Chair, I guess I'm
15 surprised, because when I look at this memo, at the background,
16 it says ordinance number 4155 was passed on first reading,
17 three/two; and then on second reading, four/one. I don't recall
18 it that way. But it could have been. But maybe you can
19 convince somebody with, you know, your very convincing closing
20 statements or something. I don't know. But I won't be here for
21 it.

22 CHAIR BOTEL: It's okay. Do we have any comments or
23 discussion by City Manager?

24 CITY MANAGER EVANS: Yes, Madam Chair. Very briefly.

25 With respect to the conversation that we had yesterday with

1 the Town of Lake Park and then the continuation with respect to
2 Marina Phase II, I've been able to obtain the solicitation that
3 was put out by the Town of Lake Park, RFQ number 1052020. And
4 the way in which they formulated the request for services, I
5 believe that there is a way that we can piggyback, for lack of
6 better terms, the existing agreement to effectively look at the
7 financial capabilities of the firm that has submitted for Marina
8 Phase II.

9 The request, statement of qualification, is for consulting
10 services to engage a consultant experienced in public private P3
11 mixed use development; to advertise, prepare, develop, manage a
12 P3 agreement with a developer for a marina related mixed use
13 development located in the Town of Lake Park and Lake Park
14 marina area.

15 So I believe, and based on staff's preliminary review --
16 and it's a 267-page document that I'll be reading this
17 evening -- I think there's elements contained in this, based on
18 the RFQ, that we can look to possibly bring something for the
19 Board to consider in the next -- at your next meeting or at
20 least your first meeting in January.

21 CHAIR BOTEL: Thank you.

22 Any comments by City Attorney?

23 CITY ATTORNEY WYNN: No, thank you.

24 CHAIR BOTEL: Thank you.

25 Comments by the Mayor and City Council?

1 Starting with Commissioner Lanier. Any comments?

2 COUNCILPERSON LANIER: No, I have no comments at this time.

3 CHAIR BOTEL: Thank you.

4 Commissioner McCoy.

5 COUNCILPERSON McCOY: So, Madam Chair and Madam Attorney,
6 this portion of the -- you know, of the chairperson making a
7 motion or making a second, can we have that defined and clearly
8 delineated?

9 And, you know, more importantly, you know, I had to go out
10 of town unexpectedly so I couldn't participate in the
11 parliamentary training. But, you know, I think parliamentary
12 training is just probably the smallest of our problems. We seem
13 to have some resolutions that seem to conflict or outright go
14 against our very charter.

15 So I don't understand how that's possible, Ms. Wynn, that
16 that resolution that you started off reading in 2002 can even be
17 something that could be -- you know, I don't know. And we need
18 some clarification. So can you point us in the right direction
19 when it comes to that resolution and its effect on what's the
20 plain language of the charter?

21 Furthermore, I did take a look at -- I haven't been through
22 all of the parliamentary training from that Saturday, but much
23 of what I've seen, we don't do in our meetings. And I haven't
24 been through it all.

25 But I'm just a little frustrated that we get hit with new

1 rules every time we come in.

2 And even, as I had the private conversation with Ms. Wynn,
3 she said about, you know, some of these things would have been
4 discussed in your on boarding when we came on as council
5 members.

6 You know, you can't really expect or want us to participate
7 in meetings that are called at the last, 24 hours in advance,
8 and much of this stuff that we're discussing, right, revolves
9 around parliamentary training or rules of the city council, when
10 we don't really know what the rules are.

11 I want to know if there is going to be a plan, Mr. Evans,
12 to put all of those resolutions back online so I don't have to
13 call in or particularly do a public records request and let one
14 of my fellow council members know that I'm about to subpoena
15 them, that the charter provides, you know. Or let one of my
16 council members know that I'm going to bring forth a resolution
17 to suspend them because they haven't showed up at the required
18 number of city council meetings. So can we get that stuff
19 placed online?

20 Because I do plan on invoking some of those privileges and
21 rights that we have under the charter. And I just don't want it
22 to be cut off by the manager sending what I believe is a
23 strategy move by a member of this body to everybody and then let
24 the cat out of the bag. Because I'm thinking about suspending
25 Councilman Lawson for a few things.

1 CHAIR BOTEL: What was that? Was that a state --

2 COUNCILPERSON McCOY: I want the resolutions. I want to
3 know, can we get this stuff back online, that should have been
4 ADA compliant?

5 CHAIR BOTEL: City Manager, please.

6 CITY MANAGER EVANS: Madam Chair, if I may.

7 I know the City Clerk's office is scanning those items and
8 making them ADA compliant. And we'll make sure that the
9 corresponding resolutions are placed on the website in a
10 prominent place for folks to be able to see those.

11 CHAIR BOTEL: Thank you.

12 Any comments or -- Mr. Lawson.

13 COUNCILPERSON LAWSON: Thank you, Madam Chair.

14 I just want to make a comment that the ordinance that we
15 passed tonight -- I want our residents to understand that I'm
16 very supportive of no taxation or additional taxation from this
17 ordinance. What I wanted to see is I wanted to see a process
18 put in place. I wanted to see that our staff was able to
19 advertise and market this ordinance to our residents.

20 And it's very discouraging to get feedback from the
21 community, that allegedly came from this dais and this staff,
22 that I'm supportive of an additional tax.

23 It's difficult to continue to serve on this dais and be a
24 support when your best interest is just trying to fight for the
25 best interest of the community. Because I just want to see this

1 passed.

2 I would like for us to continue to work together, and
3 whoever is giving false information, and whatever residents is
4 watching and not watching the full meetings and getting full
5 insight and just taking the feel of the perception of one
6 person's opinion, please participate residents, please continue
7 to watch these meetings, please continue to see what's actually
8 going on and continue to follow the work that we're doing.
9 Because as a city, we're trying to move forward.

10 But I want my residents to understand that I'm going to
11 continue to fight for what they believe in and what the needs
12 are of all our residents, not just a select few.

13 So I want to wish everyone a happy holiday. And thank you.

14 CHAIR BOTEL: Thank you.

15 Commissioner Miller-Anderson.

16 COUNCILPERSON MILLER-ANDERSON: I don't have any at this
17 time. Everyone have a great weekend.

18 CHAIR BOTEL: Thank you.

19 Mr. City Manager, could we ask for a workshop to go over
20 those rules and procedures, and also the way we conduct our
21 meetings. I know that we had the parliamentary procedure but I
22 think it would be a good idea, as Mr. McCoy suggested, we have a
23 workshop on the rules and procedures. I just -- will you take
24 care of that?

25 CITY MANAGER EVANS: Yes, Madam Chair.

1 And I don't know if you recall, but I did write a
2 memorandum probably six months ago with respect to the agenda
3 and the process and all that. And so we can have a
4 comprehensive discussion as it relates to rules of decorum and
5 the agenda process, and the like, so we can be able to iron out
6 any kinks so there's a clear understanding and expectation with
7 regards to moving things forward.

8 CHAIR BOTEL: Thank you.

9 I just had a couple announcements that I wanted to
10 reiterate, that I made last night as well. We're planning a
11 community meeting next week. My legislative aide is working to
12 select a date on which Chief Osgood and the City Manager are
13 available to meet at the Ambassador's Center to discuss the
14 police presence on the island.

15 We will have an upcoming agenda item relating to a
16 moratorium on floating structures, to give us time to formulate
17 a plan to react to an ordinance that's coming from the county in
18 the very near future.

19 And the All Things Marine Webinar that we did was very
20 successful; but I think people might have either missed it or
21 saw it and yet still have questions. And particularly I mean
22 those people who live in the Sugar Sands area and those other
23 areas that are facing the lagoon.

24 So we'll be doing a special meeting; again, at the
25 Ambassador Center, so people can be there socially distanced but

1 be there and present; that we will televise; to discuss the
2 managed mooring fields, because there are so many questions.

3 Any other comments or concerns?

4 COUNCILPERSON McCOY: Yes.

5 CHAIR BOTEL: You're recognized.

6 COUNCILPERSON McCOY: I only want the rules. I didn't want
7 another meeting. We have to have a meeting for a meeting in a
8 workshop? Just give me the rules to the game. You know, you
9 send it to me by e-mail, I read it at some point. You guys show
10 up for the meeting. I'll watch like Commissioner Lanier is
11 doing.

12 CHAIR BOTEL: All right. If there is no other --

13 COUNCILPERSON LANIER: Watch it.

14 CHAIR BOTEL: -- agenda items, this meeting is adjourned.

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CERTIFICATE

THE STATE OF FLORIDA,)
COUNTY OF PALM BEACH.)

I, Claudia Price Witters, RPR, Registered Professional Reporter, do hereby certify that I was authorized to and did transcribe the foregoing proceedings from a recording, and that the foregoing is a true and correct transcription of said recording to the best of my ability.

IN WITNESS WHEREOF, I have hereunto set my hand this 25th day of April 2021.



Claudia Price Witters, RPR

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