

**CITY OF RIVIERA BEACH
REGULAR CITY COUNCIL MEETING
May 5, 2021
6:00 p.m.**

PRESENT AT MEETING¹:

MAYOR RONNIE FELDER	MAYOR FELDER
CHAIRPERSON SHIRLEY D. LANIER, DISTRICT 1	CHAIRPERSON LANIER
CHAIR PRO TEM KASHAMBA MILLER- ANDERSON. DISTRICT 2	CHAIR PRO TEM MILLER-ANDERSON
COUNCILPERSON TRADRICK MCCOY, DISTRICT 1	COUNCILPERSON MCCOY
COUNCILPERSON DOUGLAS A. LAWSON, DISTRICT 5	COUNCILPERSON LAWSON
COUNCILPERSON JULIA A. BOTEL DISTRICT 4	COUNCILPERSON BOTEL
CITY MANAGER JONATHAN EVANS	CITY MANAGER EVANS
CITY CLERK CLAUDENE L. ANTHONY	CITY CLERK ANTHONY
CITY ATTORNEY DAWN S. WYNN	CITY ATTORNEY WYNN

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¹ List of City Employees, Public Speakers and Others on Page 131

1 **CALL TO ORDER**

2 **Chairperson Lanier:** We're gonna call this meeting to order, May the 5th, 2021, the
3 first meeting of the City Council for the month of May.

4 **ROLL CALL**

5 **Chairperson Lanier:** We will have a roll call by the City Clerk.

6 **City Clerk Anthony:** Mayor Ronnie Felder?

7 **Mayor Felder:** Here.

8 **City Clerk Anthony:** Chairperson Shirley Lanier?

9 **Chairperson Lanier:** Here.

10 **City Clerk Anthony:** Chair Pro Tem KaShamba Miller-Anderson?

11 **Chair Pro Tem Miller-Anderson:** Present.

12 [Councilperson Botel background]

13 **City Clerk Anthony:** Councilperson Tradrick McCoy?

14 **Councilperson McCoy:** Here.

15 **City Clerk Anthony:** Councilperson Douglas Lawson?

16 **Councilperson Lawson:** Here.

17 **City Clerk Anthony:** Councilperson Julia Botel?

18 **Councilperson Botel:** Here.

19 **City Clerk Anthony:** City Manager Jonathan Evans?

20 **City Manager Evans:** Present.

21 **City Clerk Anthony:** City Clerk Claudene Anthony is present. City Attorney Dawn
22 Wynn?

23 **City Attorney Wynn:** Here.

24 **City Clerk Anthony:** Thank you, Madam Chair.

25 **Chairperson Lanier:** Thank you.

26 **INVOCATION**

27 **PLEDGE OF ALLEGIANCE**

28 **Chairperson Lanier:** We will have the Pledge of Allegiance followed by a moment
29 of silence by Councilman Tradrick McCoy.

30 [Moment of silence]

31 **Councilperson McCoy:** I pledge allegiance...

32 **All:** ...to the Flag of the United States of America, and to the Republic for which it
33 stands, one nation under God, indivisible with liberty and justice for all.

34 **AGENDA APPROVAL**

35 **ADDITIONS DELETIONS, SUBSTITUTIONS**

36 **Chairperson Lanier:** The first part of our Agenda is the additions, deletions, or
37 substitutions. Mr. Evans, Board?

38 **City Manager Evans:** Madam Chair, we have a couple of modifications to the
39 Agenda, and I, I will ask that the Clerk read those Items into the record.

40 **City Clerk Anthony:** Madam Chair, Members of the Board, you have a copy of the
41 addition, deletion, revision sheet in front of you. We will be adding Item No. 1A, a
42 community benefit from the Office of Councilperson Lanier to Bi-Wi "Because I'm Worth
43 It", in the amount of \$1,000.

44 [Inaudible dais comment]

45 **City Clerk Anthony:** Item No. 1B, from the Office of Councilperson Shirley Lanier
46 to the Youth Recreation Association in the amount of \$1,500. Item No. 1C, from the Office
47 of Shirley Lanier, Watch Kids, Inc., in the amount of \$2,000. Item No. 1D from the Office
48 of Councilperson Shirley Lanier, Heart Health and Healing Ministries, in the amount of
49 \$500.

50 Staff is requesting that Item No. 8 be deleted.

51 Item No. 12, there was a revision in the body of the Resolution. The revision was
52 to Section 2, No. 9 where it.., they put in the wording, 'Subject to employment and privacy
53 law.' So, No. 9 will read, 'Whereas, the applicant, Tractor Supply Company, and their
54 agent, picks Shedaker Company, have expressed a commitment to hire locally, as
55 possible, for both construction jobs and subcontracting jobs for the construction phase,
56 as well as long-term employment for the operation, they shall advertise opportunities by
57 participating in local job fairs and advertising opportunities within the City of Riviera
58 Beach. The developer shall provide a report to the Development Services Department at
59 six months post Certificate of Occupancy documenting the outreach efforts to acquire
60 local employees, number of local employees hired, subject to employment and privacy
61 law, and the percentages of construction costs expended, with local vendors is stricken,
62 subcontractors is inserted, broken down by city.'

63 As well as, Staff is, is requesting that Item No. 13 be moved and heard after Item
64 No. 4, under awards and presentations.

65 **Chairperson Lanier:** Any objections to these additions, deletions, or substitutions
66 by the Board?

67 **Councilperson McCoy:** Madam Chair?

68 **Chairperson Lanier:** Yes.

69 **Councilperson McCoy:** To do.., Ms., Ms. Anthony, the Tractor Supply Company, do
70 we have an electronic copy or a paper copy of the changes?

71 **City Clerk Anthony:** Madam Chair, Members of the Board, the addition, deletion
72 sheet was, with the revised Resolution, was mailed.., emailed to you all around 4:50 or
73 so. It was originally sent at 2:55, but some individuals said they didn't.., they did not
74 receive the attachment, so it was resent around 4:50. So, it should be in your email. But
75 if not, I have a copy here. I can ask Staff to make a copy for you.

76 **Councilperson McCoy:** I think I see it. I have it. Thank you.

77 **City Clerk Anthony:** Okay.

78 [Councilperson Botel background]

79 **Chairperson Lanier:** Ms. Botel.., Councilwoman Botel, your mic is not muted, so
80 we just heard you...

81 **Councilperson Botel:** Oh sorry. Thank you. Sorry. You can hear me moaning.

82 [Chuckles]

83 **Chairperson Lanier:** Yes. Are there any questions in regards to our additions,
84 deletions, or substitutions? Councilman McCoy.

85 **Councilperson McCoy:** I would like to hear No. 8. So that, that's my objection
86 because I would like to discuss it.

87 **Chairperson Lanier:** You wanna put on under discussion?

88 **Councilperson McCoy:** I wanna hear why we can't have it as a discussion Item, as
89 opposed to taking action.

90 **Chairperson Lanier:** Mr. Evans.

91 **City Manager Evans:** Madam Chair and Members of the Board, Staff would like
92 additional time to provide a more comprehensive review of that Item to look at other
93 municipalities and what their administrative services fee is regarding.., is regarding solid
94 waste services. So, we'd just like a little bit more time to work on that and bring that back
95 to the Board for a more robust conversation.

96 **Councilperson McCoy:** Follow up.

97 **Chairperson Lanier:** Yes. Go ahead.

98 **Councilperson McCoy:** So, specifically, my question revolves around what happens
99 to the solicitation that's out on the street, that's referenced in the backup of the memo.

100 **City Manager Evans:** The discussion would be centered solely around the
101 administrative service fee. It would not discuss anything with regards to the solicitation
102 that's currently on the street for Solid Waste services.

103 **Councilperson McCoy:** Okay.

104 **Chairperson Lanier:** Thank you. Any other questions?

105 **DISCLOSURES**

106 **Chairperson Lanier:** Are there.., according to our Agenda, there are fifteen Items.
107 Are three any disclosures by Council in regards to any of these Items?

108 **ADOPTION OF AGENDA**

109 **Chairperson Lanier:** Hearing none. Can I get a motion to adopt the Agenda?

110 **Councilperson McCoy:** So moved.

111 **Councilperson Lawson:** Second.

112 **Councilperson Botel:** Second.

113 **Chairperson Lanier:** Madam Clerk.

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

115 **Councilperson McCoy:** Yes.

116 **City Clerk Anthony:** Councilperson Botel?

117 **Councilperson Botel:** Yes.

118 **City Clerk Anthony:** Councilperson Lawson?

119 **Councilperson Lawson:** Yes.

120 **City Clerk Anthony:** Pro Tem Miller-Anderson?

121 **Chair Pro Tem Miller-Anderson:** Yes.

122 **City Clerk Anthony:** Chair Lanier?

123 **Chairperson Lanier:** Yes.

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

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

126 **Chairperson Lanier:** Comments from the public on Consent Agenda.

127 **CONSENT AGENDA**

128 **ALL MATTERS LISTED UNDER THIS ITEM ARE CONSIDERED TO BE ROUTINE**
129 **AND ACTION WILL BE TAKEN BY ONE MOTION. THERE WILL BE NO SEPARATE**
130 **DISCUSSION OF THESE ITEMS UNLESS A COUNCILPERSON SO REQUESTS, IN**
131 **WHICH EVENT, THE ITEM WILL REMOVED FROM THE GENERAL ORDER OF**
132 **BUSINESS AND CONSIDERED IN ITS NORMAL SEQUENCE ON T HE AGENDA.**

133 **MINUTES**

134 **1. FEBRUARY 17, 2021 CITY COUNCIL MEETING MINUTES**

135 **RESOLUTIONS**

136 **Chairperson Lanier:** No. 1. There's...

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

138 **Chairperson Lanier:** Yes. Go ahead.

139 **City Clerk Anthony:** We do not have any public comments on the Consent
140 Agenda. The acceptance of public comment on the Consent Agenda is now closed.

141 **Councilperson McCoy:** Move to approve Consent.

142 **Chair Pro Tem Miller-Anderson:** Second.

143 **Councilperson Lawson:** Second.

144 **Chairperson Lanier:** Madam Clerk.

145 **City Clerk Anthony:** Councilperson Botel?

146 **Councilperson Botel:** Yes.

147 **City Clerk Anthony:** Councilperson Lawson?

148 **Councilperson Lawson:** Yes.

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

150 **Councilperson McCoy:** Yes.

151 **City Clerk Anthony:** Pro Tem Miller-Anderson?

152 **Chair Pro Tem Miller-Anderson:** Yes.

153 **City Clerk Anthony:** Chair Lanier?

154 **Chairperson Lanier:** Yes.

155 **City Clerk Anthony:** Motion approved.

156 **END OF CONSENT AGENDA**

157 **UNFINISHED BUSINESS**

158 **PETITIONS AND COMMUNICATIONS FOR FILING**

159 **AWARDS AND PRESENTATIONS**

160 **Chairperson Lanier:** Next Item, awards and presentations. Madam Clerk.

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

162 **City Clerk Anthony: PRESENTATION FROM RIVIERA BEACH CARES**
163 **HOMELESS COALITION FOR FAMILIES, INC. BY TERRI FERGUSON.**

164 **TRADRICK MCCOY, COUNCILPERSON, DISTRICT 1, 561-845-3686**

165 **Councilperson McCoy:** Madam Chair?

166 **Chairperson Lanier:** Yes.

167 **Councilperson McCoy:** This is a District 1 Item and I wanna have the opportunity to
168 introduce Riviera Beach Cares and the Executive Director.

169 **Chairperson Lanier:** Yes. Go ahead, sir.

170 **Councilperson McCoy:** Thank you.

171 Members, this Item that we're going to be presented is a presentation from the
172 Riviera Beach Cares from the Executive Director, Ms. Terri Ferguson and Councilwoman
173 Billie Brooks, regarding a very innovative program that we have here in the City of Riviera
174 Beach. And I imagine, at some point, you may have heard about it, and we did discuss
175 this last year. So, I want to bring this before the body so that we can, you know, help
176 jumpstart some of the programs that this Riviera Beach Cares, nonprofit organization is
177 doing here in the City and looking to expand.

178 So, Madam Chair, Ms. Terri Ferguson and Councilwoman Billie Brooks.

179 **Chairperson Lanier:** Thank you.

180 **Ms. T. Ferguson:** Thank you for the introduction. Councilman McCoy, and to Chair
181 Lanier and other Councilpersons. We're really pleased to be here this evening and to
182 share this overview of the program with you. I have with me my Chair of the Board,
183 Councilperson Billie Brooks, and we're pleased, again, to be here.

184 Riviera Beach Cares Homeless Coalition, our goals are to connect, to support and
185 empower. Next slide.

186 **Media Team:** [Inaudible].

187 **Ms. T. Ferguson:** Oh.

188 [Inaudible discussion setting up slides]

189 **Ms. T. Ferguson:** Okay. Big green button. Okay.

190 Our vision is to create a unified informed system of care to engage our community,
191 and support families who experience a temporary loss of residence. So, this vision came
192 about, as I've been employed here in Riviera Beach for twelve years, working with Bridges
193 at Riviera Beach. And during that time, we encountered many families who experienced
194 homelessness. And, as you know, the system has really changed since 2010, whereas
195 now there is one point of entry for families. And what happens is, they get bottlenecked.
196 So, as a result of that and having no place for families to go, this vision was created.

197 Now, I wanna ask you all a question, what would you do if a homeless family
198 approached you? What would you tell them? And it is rhetorical, just think about it. So,
199 when I was with Bridges at Riviera Beach, we would get countless calls from Councilmen,
200 from the community members, from Police, from Fire, from clergymen, from businesses
201 here in the City, all with that same question, 'We have homeless families and we don't
202 know where to,' you know, 'send them to get support.' So that is how this vision was
203 born.

204 Our mission is to provide food and temporary shelter for homeless families with
205 children, with at least one child under the age of eighteen. We want to do this within
206 twelve to twenty-four hours, excuse me, of their homeless crisis. The reason that e
207 wanna do this, is because there are no emergency shelters in Palm Beach County. I
208 wanna repeat that. There are no emergency crisis shelters in Palm Beach County. So,
209 our goal is not to duplicate what is already out there, our goal is to fill the gap for families.

210 We had families who have slept in storage units, pregnant mom with five kids and
211 her husband, who was finding jobs, could not get into the system that is currently in place.
212 And for three months during the summer, had to sleep in a hot storage bin. Any
213 pregnant.., any women out there who have ever been pregnant, that's not any fun at all.
214 We have searched from Miami-Dade, all the way up to Fort Pierce to try and support
215 these families, and there is no room in the inn.

216 I wanted to introduce our Board. As you see, Councilperson Billie Brooks is our
217 Chair. I'm Terri Ferguson, CEO and Founder. I have Ms. Deborah Wilson. Would you
218 please stand? She's also here in the audience. Battalion Chief Vol Davis. He is our
219 Board of Director. Ms. Nona McKinney. She is also a Director. And she is a very
220 important piece, just as all of us are, of this puzzle because Ms. Nona McKinney has been
221 homeless. Nothing about me, without me. We need her input to understand the system,
222 and to understand what it is homeless families go through. We have Ms. Alexis Lockhart
223 , who is newly elected, Dir'.., elected Board of Director. And also, Ms. Ann McLaughlin.

224 Our goal, again, is to service families with at least one child under the age of
225 eighteen, who are residents of Riviera Beach. How do we help them? We provide the
226 shelter, we connect families to community-based services. When I did the research, went
227 to the county, spoke with Director James Green, and he showed me the entire plan for
228 the county.

229 What he showed me is that, the county is focused on affordable housing, which
230 they should be because we need affordable housing. That's at the backend. What
231 happens to the families and the children in the meantime? When they are sleeping in
232 their cars. When they are sleeping in a park? When they are sleeping at Walmart, in the,
233 you know, in the car and in parking lots? So, that is, again, why we developed this effort.

234 We wanna seek out longer term solutions. And then, of course, assist in creating
235 a personalized roadmap to sustainable housing. I am a, a social worker of thirty years,
236 doing therapy and case management, so I know the landscape very well, and how to get
237 folks connected. So, that is the work that we will be doing.

238 In addition to that, we want to provide free homeless prevention education
239 workshops. We work with families who have spent their savings to put down for a down
240 payment on a lease to own situation, paid their monthly rent on time, thinking that they
241 were paying towards owning this property, and the landlord goes into foreclosure and
242 they're out on the street. We want to be able to provide information to the residents of
243 Riviera Beach, about how to avoid these situations, and how to protect themselves
244 against these situations.

245 These are some of the referrals that we've received since January.., I'm sorry,
246 since the 2019-2021, and I want to indicate that we have not formally rolled this program
247 out and, and promoted it. Word of mouth has gotten around and folks are calling in. If
248 you don't know ,the moratorium, which President Biden had extended to the end of Jul'..,
249 of June 2021, was overturned. And, that means that people can be evicted now. I do
250 know that the federal government is trying to get a stay. And then also trying to see if
251 they can get that reversed. But in the meantime, families are already being put out.

252 So, if, if there's people who are in need of assistance, if you are concerned that
253 you will be evicted, you would need to contact the Legal Aid Department and they can
254 help you work through that situation.

255 So, ninety-two percent of the families referred for services have been connected
256 in some way, whether it is that they have been sheltered, whether they have been
257 connected to other resources... We even had one woman who had a child in the first
258 grade, who had not been in school since the beginning of the school year, just informing
259 her of her rights with McKinney-Vento and helping her to understand that she.., her child
260 cannot be denied an education because she didn't have an address. So, connecting with
261 her with the School District and working with that department, we were able to get this
262 young lady enrolled in Lincoln Elementary.

263 So, this is a client that we also helped. She gave permission for her picture to be
264 sh'.., to, to be shared. But, she was homeless, ran into a situation with the Housing
265 Authority, and really not understanding the situation. So, we worked with her. She is now
266 housed. This is another young lady that we're helping to get her social security
267 information together, and again, try to get her housed. This can be a long-term process.
268 This is why we need your support.

269 This is how we can be contacted. We're also on Facebook and I try to regularly
270 update Facebook with announcements and information that can be helpful to families.

271 **Ms. B. Brooks:** Well, I certainly wanna thank Councilman McCoy who had a heart
272 for this program. He and I had a situation where he called me one night, I guess it was
273 about 9:00 o'clock, wanting to know if I could help with a homeless family. And we, we
274 did work it out. And so, when I was asked to come aboard and be the Chair, I shared
275 with Terri that I know that we have one person on the City Council who will certainly have
276 a heart for this. And we really thank you so much. He's not gi'.., he's given also out of
277 his community benefits funds, and we just thank him so much for what he's doing.

278 There will be an opportunity for you all to get more information. We're...

279 **Ms. T. Ferguson:** [Inaudible].

280 **Ms. B. Brooks:** ...gonna be having... May 20th. You can tell them about that.

281 But, I just wanted to thank Councilman McCoy for what he's done.

282 **Ms. T. Ferguson:** Yes. We'll be having a virtual meet and greet session on May 20th,
283 from 7:00 to 8:00 p.m. And, if you are interested in receiving an invite for that, you can
284 contact us through email or through the phone call..., phone number. The email again is
285 info@help4homelessfamilies.org, and/or you can call 561-223-1855.

286 Thank you. Madam.

287 **Ms. B. Brooks:** I do wanna add that none of us is being paid for what we're doing.
288 And sometimes, it is long hours and a lotta work involved in doing it. So we do need
289 financial support. So just think about that. If you got extra money, you don't wanna pay
290 Uncle Sam, just think about giving your money to this nonprofit. We really would
291 appreciate it.

292 Thank you so much for listening.

293 **Ms. T. Ferguson:** And I wanna thank the other Council Members who have also
294 contributed. Mayor Felder. Thank you so much.

295 **Councilperson McCoy:** Madam Chair? Don't go nowhere, Ms. Ferguson.

296 **Ms. T. Ferguson:** Oh.

297 **Chairperson Lanier:** Go ahead.

298 **Councilperson McCoy:** So, I, I wonder, Ms. Ferguson, if you could see if the Members
299 had any questions. And I wanted to add a couple items.

300 **Ms. T. Ferguson:** Yes. Any questions?

301 **Chairperson Lanier:** How do you guys...

302 **Councilperson Botel:** Madam Chair?

303 **Chairperson Lanier:** ...work in, in relation to the, what is it, the homeless drop in
304 center, or...

305 **Ms. T. Ferguson:** That's the Lewis Center.

306 **Chairperson Lanier:** Lewis Center. Right.

307 **Ms. T. Ferguson:** Right. So, we are in connection with them in terms of, you know,
308 communicating being active so that we can stay on top of changes as they may occur,
309 you know, in funding opportunities for families, but we are not directly funded by the
310 county. 'Cause the Lewis Center is under the county.

311 And, again, that's one of the reasons where, you know, where the bottleneck
312 comes in at because so many of the programs and resources that are in Palm Beach
313 County are funded, or received funding, through the Lewis Center.

314 **Unk.:** Mhmm.

315 **Councilperson Botel:** Madam Chair?

316 **Chairperson Lanier:** Yes. Go ahead.

317 **Councilperson Botel:** Just a quick comment. I think Terri might remember, I was
318 there about two years ago at St. James Church when Reverend Drayton and a group of
319 people rolled out..., well, didn't roll out but were just initially talking about this program and
320 I was so very impressed with the model because it really addresses the need..., the
321 immediate need that families have when they become homeless.

322 And, no other program does this. So, I encourage my colleagues to support it. I
323 know many of you also, already have, but... And I also encourage the public [stammer],
324 as Billie Brooks said, if you've got..., if you got some money you wanna donate to a
325 501(c)(3), this is certainly a good one to choose.

326 Thanks. Thanks, Terri, and thanks, Billie, for the good work.

327 **Ms. T. Ferguson:** Thanks, Chair Botel.

328 **Councilperson McCoy:** Madam...

329 **Ms. T. Ferguson:** And thanks for your support.

330 **Councilperson McCoy:** Madam Chair?

331 **Chairperson Lanier:** Yes. Go ahead.

332 **Councilperson McCoy:** So, I wanna just say a couple things. So, Councilwoman
333 Brooks, this is not a Tradrick McCoy work, this is the work of the body. And certainly I
334 know when I asked you guys last year that I wanna make sure that every Member has
335 some, some face time with understanding what this program does, and...

336 **Ms. B. Brooks:** Mhmm.

337 **Councilperson McCoy:** ...and I think that's probably why we don't have any questions.
338 But, certainly, this isn't something specific to me. I think this is..., can be attributed to the
339 body, and also to our City Manager. So I don't wanna accept credit on the part.

340 Also, and much of this work what, you know, I stand your shoulders, for you being
341 a former Councilperson in this District, so thank you for that, Councilwoman Brooks.

342 But, I want to also see if, you know, speaking of addressing that immediate need
343 that Ms., that my office connects you with our Police Department's Victim...

344 **Ms. T. Ferguson:** Services.

345 **Councilperson McCoy:** Service..., advocate.

346 **Ms. T. Ferguson:** Mhmm.

347 **Councilperson McCoy:** So that..., because I know there are some things that
348 sometimes happen, and...

349 **Ms. T. Ferguson:** Mhmm.

350 **Councilperson McCoy:** ...we need to make sure that they know that this resource is
351 available in our community. So that way, you know, if you have a situation that occurs
352 outside of the normal operating hours where there's somebody on call at P.D., who knows
353 that this resource is available and the community can make sure that we can, you know,
354 route those folks, or those families, to get the support services that may be available.

355 And certainly, this is not just a, a, a more or less a subsidy but, you know, there is
356 also a transition plan in helping these families become sustainable.

357 **Ms. T. Ferguson:** Mhmm.

358 **Councilperson McCoy:** And, to that end, I wanna make sure that I, I get you to
359 recommit regarding following up and letting us know some of these success stories that
360 you're doing in the community, so that way, you know, we can know that this working and
361 how we can better, you know, support this program.

362 So, I, you know, I would ask that, you know, you keep us informed in that regard,
363 regarding the progress and, you know, the work that you're doing in this community.

364 **Ms. T. Ferguson:** Absolutely. And, just to your point in terms of making sure that
365 people know how to refer, we developed a 'If this, then that,' very brief triage program
366 that we want to train the entire community on so that anyone who comes in contact with
367 a homeless family, or a homeless person, would know how to refer. We wanna be able
368 to make that available in print, as well as through our website, so people can even access
369 it on their phone and know who to call and who to contact in, in order to support families.

370 **Mayor Felder:** Madam Chair?

371 **Chairperson Lanier:** Yes. Go ahead, Mayor.

372 **Mayor Felder:** Ms. Ferguson, do you have any housing?

373 **Ms. T. Ferguson:** We don't have housing. Right now, we've been using hotels. And
374 then, we also are really seriously looking into something called shared housing. And
375 shared housing would be for people who may have a room that they want to, to rent. And,
376 you know, going through a process of background checks and matching and supporting
377 the family that is need of shelter, as well as the family that is providing shelter. And we'd
378 like to be able raise enough funds to be able to give those families a stipend.

379 So, one of the things that we wanna be able to do, is a Citywide survey
380 electronically, again, to get information and data about what you know about homeless
381 families within your community, as well as who would be willing to participate in a program
382 like that so that we, you know, have, have our marching orders.

383 **Councilperson McCoy:** Last question. The number you have, is that a 24/7 number,
384 that you posted on the screen? Oh, there it is. Is that 24/7?

385 **Ms. T. Ferguson:** Yes.

386 **Councilperson McCoy:** Okay.

387 **Ms. T. Ferguson:** Mhmm.

388 **Councilperson McCoy:** Alright. Thank you so much.

389 **Ms. T. Ferguson:** Okay. Thank you.

390 **Chairperson Lanier:** Thank you. Madam Clerk.

391 **3. City Clerk Anthony:** Item No. 3.

392 **City Clerk Anthony:** PRESENTATION OF PROCLAMATION FOR
393 INTERNATIONAL INTERNAL AUDIT AWARENESS MONTH.

394 **ELENA GEORGIEV, INTERNAL AUDITOR, 561-385-6711**

395 **City Clerk Anthony:** There are no public comment cards on this Item. The
396 acceptance of public comment cards on this Item is now closed.

397 This is from the Office of the Mayor.

398 **Chairperson Lanier:** Okay. Go ahead, Mayor.

399 **Mayor Felder:** Thank you, Madam Chair.

400 This Proclamation from the Office of the Mayor, City of Riviera Beach, Palm Beach
401 County, Florida declaring the month of May as International Internal Audit Awareness
402 Month.

403 WHEREAS, Internal Auditing is a vital part of strengthening organizations and
404 protecting stakeholders of both the public and private sectors; and

405 WHEREAS, Internal Auditing helps identify and manage the organization's risk and
406 ensure policies, procedures and controls are in place and working appropriately; and

407 WHEREAS, Internal Auditing is an increasingly sophisticated and complex activity
408 requiring specialized knowledge, training and education; and

409 WHEREAS, Internal Auditing is an established profession, led by the Institute of
410 Internal Auditors with a globally recognized code of ethics and international standards for
411 the professional practice of Internal Auditing; and

412 WHEREAS, the contribution of Internal Auditors to the success of organizations
413 and the global economy at large, deserves our recognition and accommodations.

414 AND NOW, THEREFORE, BE IT FINALLY RESOLVED, that I, Ronnie L. Felder,
415 Mayor of the City of Riviera Beach in Palm Beach County, by the power vested in me by
416 the residents of Riviera Beach, do hereby proclaim the month of May as International
417 Internal Auditor Awareness Month in Riviera Beach, and for all citizens to join me in
418 recognizing professional Internal Auditors for our contribution.

419 IN WITNESS WHEREOF, I have hereunto set my hand and caused the official
420 seal of the City of Riviera Beach to be affixed on the 5th day of May 2021 A.D.

421 **Chairperson Lanier:** Thank you. Are there any comments from Ms. Elena?

422 **Internal Auditor Georgiev:** Good evening, Mayor, Madam Chair, Members of
423 the Council.

424 I want to thank you for recognizing [stammer] our profession and sh'.., shining a
425 light on us. It is not one of the most well-known professions out there and this
426 Proclamation and opportunities like that, give us a chance to come in front of you and the
427 public, and explain the role that Internal Audit plays in any organization.

428 And, overall, it is, in very simple terms, we are here to support management and
429 the Board in achieving organizational objectives.

430 So again, thank you very much for recognizing the Internal Audit profession.

431 **Chairperson Lanier:** Thank you, Ms. Elena. I have had the pleasure of working
432 with Ms. Elena very closely in the City's Audit Committee. And although all our
433 [stammer].., although all of our departments in the City are very important, I think that the
434 Internal Audit Department is very important in a senses that it helps us to govern
435 ourselves. It helps us to get to the point where we are not having conversations with the
436 Inspector General's Office, that we know how to rectify our own missteps that we find
437 ourselves in.

438 So, I really appreciate the fact that you work very hard in your office and we look
439 forward to more information and more.., especially when it comes to Internal Auditing.
440 And, and it sounds like it.., it sounds very boring, but it isn't. [Chuckle]. It really isn't. It,
441 it basically tells the Department, it tells an area that this is where you're lacking, and this
442 is what we have to do to be able to get up to par.

443 So, thank you so much for your, your hard work.

444 **Internal Auditor Georgiev:** You're welcome. Thank you.

445 **Chairperson Lanier:** Madam Clerk.,

446 **4. City Clerk Anthony:** Item No. 4.

447 **City Clerk Anthony: PRESENTATION OF FEDERAL UPDATES BY MAURICE**
448 **KURLAND, ESQ. OF ALCALDE & FAY.**

449 **ELIZABETH MCBRIDE, DEPUTY CITY MANAGER, 561-812-6590**

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

453 **City Manager Evans:** Madam Chair and Members of the Board, this evening we
454 have a presentation from our federal lobbyist, Mr. Maurice Kurland. We've had the
455 opportunity to have multiple discussions and conversations with his firm, as it relates to
456 federal legislation. The firm was founded back in 1973, has extensive expertise and
457 experience in representing Florida entities. It is a bipartisan firm that partners with
458 multiple agencies on Capitol Hill to help facilitate local governments navigate the
459 complicated hallways of Washington. We've had them service this community for well
460 over twenty years, and so we've had a great partnership.

461 And so, this evening's presentation is to provide an update with regards to
462 legislative action that is on the table, and some things that we can anticipate happening
463 in Washington in the next couple of months.

464 So, with that, Mr. Kurland.

465 **Mr. M. Kurland:** Thank you, City Manager Evans, Mayor Felder, Council Members. I
466 very much welcome the opportunity again. My name is Maurice Kurland. Many of you I
467 have met over the years. Those that I have not had the opportunity, I look forward to it.
468 I appreciate that introduction. I will just say that we are very proud and we're honored to
469 advocate for Riviera Beach all these years.

470 I started with the firm, Alcalde & Fay in 2001. And began working on behalf of, of
471 the City approximately 2003, and I can't believe it, all these years that we have been
472 working and advocating for you in Washington. So, I, I appreciate this opportunity. And,
473 and, you know, one of our..., one of the things that we, I have to say, that, that is something
474 that we take particular pride in, is, is our longtime relationships with, you know, with our
475 clients, and specifically, with Riviera Beach.

476 We're in the relationship business.. That's a lot of what lobbying is all about.
477 There's the substance, but it's also connecting with the Members of Congress, your
478 House Members, the Senate Members, the Committee Staff, the Legislative Staff, both
479 in Washington and, and the District. And of course, interacting directly with your City
480 Manager, your Deputy City Manager, your departments head and each of you.

481 So, with that in mind, I, I do wanna go ahead and, and.., 'cause I know you all have
482 questions and I do wanna get to what's happening in Washington, which is quite a bit.
483 And so, I do have a PowerPoint presentation. And, my discussion is going to focus on,
484 you know, the new Congress, a new Administration, and multiple pieces of legislation that
485 are moving. Things are happening in Washington. And so, this is an opportune time to,
486 to visit with you all.

487 So, to turn to the next slide which, you know, is just the items that I'm gonna go,
488 go over today. You know, our discussion would be our federal advocacy, the various
489 types of, of actions that the government can take. We're.., we have worked with the City
490 and.., on whether it's assisting the City in securing grant funding, dealing with a permitting
491 issue, talking to a federal agency, we're, of course, going to your Members of Congress.

492 And I would be remiss in not commenting that, of course, we were extremely
493 saddened by the loss of Congressman Hastings, who has been the champion for Riviera
494 Beach, as your Member of Congress. And so we are, right at the outset, I do wanna say
495 that, you know, we worked very closely with that office, and very closely with his Staff.
496 You know, it is a terrible situation because as of, as of yesterday, the Governor finally
497 announced when the next election will be to fill that seat and, as you all probably have
498 red, that will not be until November the 2nd. So at the moment, at least on the House side,
499 you're without a, a Member. The, the Office is still operational to respond to constituent
500 questions, but as far as anything legislatively, they are restricted in what they can do.
501 And the House Clerk runs that Office.

502 And I can answer any questions about that later in my presentation. But I did
503 wanna comment on that, because I know that's, that's a, a major issue since the
504 Congressman is, is the first person we turn to with his representation of, of the Twentieth
505 District. And specifically, Riviera Beach.

506 Turning to the next slide, our federal advocacy, and, and where things stand. You
507 know, a new Administration. Any time there's a new Administration, you've got their goal
508 to move legislation while they've got, what they call political capital. So, the Biden/Harris
509 Administration, their first priority, of course, was COVID relief. And, that was both on the
510 vaccination side and, of course, on the economic hit that you all have been weathering,
511 and, and other communities across the country.

512 And then, of course, a new Congress.. And, with the House maintaining a
513 democratic majority. But then, a slim majority over in the Senate with the two Senators
514 that were elected in Georgia that gave the Democrats a 51 to, you know.., a 51 to 50
515 majority, with Vice President Harris casting deciding votes.

516 So, with that, as you know, the big.., the big piece of legislation that I'm gonna talk
517 about later in this presentation, was the American Rescue Plan. But, let me turn to the
518 next slide. To be federal resources.

519 So, the universe of federal resources, and, and Mr. Evans spoke about it and, and
520 items that we advocate for the City on, federal appropriations. Those are annual funding
521 of the federal government and every department and agency and programs, including

522 grants that the City can apply for. Authorizations, which are multiyear pieces of
523 legislation. And many of you have probably heard about the transportation bill, or what
524 has been called the Fast Act. In prior years, SAFETEA-LU. These are multiyear bills
525 because, as you all know, to invest in transportation infrastructure, it takes usually multiple
526 years. So Congress is aware of that and they, every so often, usually three to five,
527 sometimes six years, they're moving an authorization bill.

528 Then there's grants, and we're continuously advising the City about grant
529 opportunities with our grant alerts. And then, you know, dealing with an agency or federal
530 department to get some assistance when they're.., when it impacts you, whether it's the
531 U.S. Army Corp of Engineers, you need a permit or the Department of Housing and Urban
532 Development, dealing with your, your housing stock. I was listening to the, to the
533 discussion just before I got on and, you know, where you're trying to deal with your
534 homeless population.

535 And so, we're looking at, at grant opportunities for the City. And when you're
536 dealing with the Department of Housing and Urban Development, or any other agency,
537 we're there to kind of connect you immediately and, and not have to try to navigate your...
538 on your own through, you know, multiple layers of the federal government. That is our
539 role.

540 And so, with that, I just wanna comment, 'cause on the slide it does talk about
541 three projects that I had worked closely with the City Staff, specifically, your Deputy City
542 Manager. And, and I know she was working with, with your other Staff, to put forth three
543 priority projects and to submit them through Mr. Hastings Office, 'cause he would've been
544 the lead on these. One for water resources; two, for your Emergency Operation Center;
545 and, and third, dealing with your Wells Complex multiuse.

546 And so, those were three projects that you all put forth because this year, after a
547 ten year lapse, there was an opportunity to actually put forth projects. I'll get into the
548 complications of that because of the absence of, of Congressman Hastings, and also the
549 fact that your two United States Senators, Senator Rubio and Senator Scott, have
550 elected, at least up to this point, not to move forward with any projects at all, from any
551 community.

552 So with that, the next slide, please. So, going to the.., to, to this next slide and I'll
553 touch on this briefly. Again, I mentioned this, you know, a new Administration. And, we're
554 closely monitoring this because, in addition to the President, Vice President, you know,
555 who is gonna be in place to be making the decisions? And who's gonna.., who are we
556 gonna be turning to?

557 So, within this first hundred days, pretty much the Biden Administration has filled
558 the top positions. I've listed some of those folks, the various Secretaries of Treasury,
559 HUD, the EPA Administrator, the Secretary of VA. And, I only mention that because I
560 know there's an issue that we're working on for the City regarding one of your fire stations
561 and, and its interaction with a VA Health Center there.

562 In addition to that, the 117th Congress, that's what we're in. You know, Speaker
563 Pelosi, Steny Hoyer and Mr. Clyburn, the leadership on, on the House side. And, of
564 course, over in the Senate, Senator Schumer now taking control as the Majority Leader
565 over there, with Mr. McConnell as the Ranking Member.

566 Our go-to people, of course, will be your United States Senators. But, in this case,
567 like I said, one of the things I'll comment on, and with our firm, you know, we pride
568 ourselves on the fact that because of our client base, we can try to go to other Members
569 outside of the Florida delegation because they might sit on a particular committee, that
570 maybe Senator Scott or Senator Rubio does not sit on. And, and in, and in this case,
571 that's very important because without Mr. Hastings and with the two United States
572 Senators from Florida, at the moment not electing to pursue projects, we're having to
573 kinda see who else we can go and talk to. The next slide please.

574 So, here... The next slide, please. So, getting to the major legislative items in this
575 first, you know, four months of this, of this, of this year, COVID-19 Relief. That's the big
576 one. \$1.9TT bill passed and signed into law by President Biden on March the 11th. And,
577 in this slide, I also referenced, you know, the appropriations process that I talked about in
578 this community project funding.

579 And also, infrastructure. You all have probably been reading, whether in the Palm
580 Beach Post or, or wherever you read online, that the Administration is now looking to turn
581 to major infrastructure investments with a very broad definition. Not just roads and
582 bridges, but a whole variety of things that you can say are important infrastructure for the
583 community. Next slide.

584 Just the... Okay. So, getting to the American Rescue Plan. As I said, \$1.9TT.
585 Big numbers. And, that's great, and you all say, 'Okay. Well, where, where..., what does
586 that mean for us?' [Chuckle]. And that is something for the last year that we have been
587 pushing and advocating because the, the critical piece was, okay, there's all these needs
588 but, you know, are we gonna have to go to the county, like we did last year with the
589 CARES Act, to try to see if we can get some funding for our needs in Riviera Beach.

590 And, the good news is, that over the last year, pounding away with some of the
591 national organizations, you know, some of the state organizations, the Mayor's
592 organizations, the League of Cities, which I know some of you have been very involved
593 with, and our efforts and along with former Member of Congress, Mr. Hastings, the idea
594 was, 'Hey, wait a second. Every community has been impacted by COVID, every
595 community is dealing with different issues, and it's just not, you know, adequate to just
596 say communities or counties over 500,000 in population should be getting direct access.

597 And so, the good news that I can tell you, is that the bill included \$350BB for state
598 and local aid. Of that, it was broken down for every state, territory, District of Columbia,
599 Puerto Rico, every county and every city, and approximately \$65.1BB was directed for
600 cities. And, doing some rough calculations, the Congressional Research Service and
601 other groups have estimated that your City, Riviera Beach, is looking at an allocation,
602 sometime next week, on May 11th is kind of the target date, a total of \$14.9MM will be

603 allocated to the City. And the way that the bill allocates things, fifty percent would be
604 coming to the City this year. And then, the remainder next year.

605 So, that's the good news, and, and if we go to the next slide, I, I'm gonna detail al
606 little bit more about the American Recue Plan, also known as ARPA. As many of you all
607 are very well aware, with the various needs of your community members and your
608 citizens, constituents, you know, the bill contained a while variety of other pieces of aid.
609 The most well-known, of course, were the fourteen hundred dollars in direct stimulus
610 payments to those that were needing it and met the income threshold, extended
611 unemployment, which I know is very important in Florida with the low unemployment,
612 \$160BB for vaccinations for your business community.

613 Additional money and, and time for the PPP program, and also for your arts and
614 culture, and, and other venues that have been impacted that just really couldn't operate
615 very well in a virtual environment, what they call the Shuttered Venues Operations grant.
616 And that's through the SBA. And there's a number of other major aspects of that bill that,
617 that are on that slide and we can always come back to that. So, next slide.

618 Again, and I kinda referenced this earlier in my remarks, state and local funds. Aid
619 coming down to every community, every city and, in your case again, \$14.9MM. The real
620 question will be, what is the..., what can you use those dollars for?

621 And, if we turn to the, to the next slide, and I know that's a lotta writing there, but
622 I'm just gonna read kinda one of the key, key, key aspects. You know, these funds that
623 are coming from the Department of Treasury, you can use them to address the negative
624 im'..., impacts, negative economic impacts, including assistance to households, small
625 business, nonprofits, or for age impacted industries such as tourism, travel, hospitality.
626 Obviously, you guys being Riviera Beach, your Marina, the Port there, I mean, those are
627 areas that touch on important items for you all. Of course, you had to have your work
628 force, you know, working overtime, doing many different things that they, they've done in
629 other years. Those dollars can be used for that.

630 And in addition to that, the bill also talks about specifically, having funds being
631 available for infrastructure and broadband. Beyond that, there isn't..., there wasn't a lotta
632 detail in the bill. And so, the Treasure Department, under Secretary Yellen, next week,
633 we're anticipating just about the same time that they actually distribute these dollars down
634 to the City, they're gonna give some guidelines.

635 And there will many questions about, 'Hay, can we dollars for this? What can we
636 do?' That is what they have been working on for the last five or six weeks, trying to, to
637 figure out, okay, what' you know, what are the proper uses for these dollars?' So that
638 way, and I know you had some discussion from your in'..., you were recognizing your
639 Internal Auditors, so that way, when you all decide how you're gonna utilize these dollars,
640 that they're used in a proper way. And, there is reporting requirements. These dollars
641 will be scrutinized, and so therefore, when..., whether it's your Internal Auditors, or the IG,
642 for the Department of Treasury comes in, you guys have checked every box, you're using
643 the dollars as they should be used, and, and you're able to make some serious impact in
644 the community, whether it's for your various infrastructure, your roads, your water plant.

645 I know that's somethings that I, I will have to comment on. This is something I've
646 talked at great length with both your City Manager and your Deputy City Manager, and
647 other Staff, because we know that's a major priority. And, hopefully, there will not be any
648 question that you can use some of these dollars for that. Especially because the bill itself
649 said, these doll'..., these dollars can be used for water infrastructure. Next slide.

650 Again, this is kind of what I just was talking about. There are certain requirements.
651 Basically, as you've probably read, you know, you know, there will be people that will
652 attack these dollars and say, 'Well, it's,' you know, 'some of this is being misspent, it's not
653 being wisely used.' You know, they're trying to combat that in every possible way, the
654 Department of Treasury. So, you know, you all will follow the guidelines, but there are...,
655 there will be periodic reporting, and there will be a certification process where you and
656 your Auditors will have to just say, 'Hey, we used these dollars for this. This is why, this
657 is, this is..., we checked if we can use it for this, and that's what we're doing.' Next slide.

658 So, I just wanted to comment again on federal appropriations. You know, some of
659 you may recall..., well, or you know from the fact that Tallahassee just concluded their
660 session that, you know, you're often in a position to go to your state legislators and ask
661 for sp'..., funding for specific projects that are important to the City. That's a process that's,
662 that's been going on in Tallahassee. And it used to be a process that was regularly
663 available in Washington, D.C., they called it earmarks or congressionally directed
664 spending.

665 After a ten year lapse, where they weren't doing it, with Democratic control of the
666 House and Senate, the Chairwoman of the appropriations committee, Rosa DeLauro out
667 of Connecticut, and also Patrick Leahy, the Senator out of Vermont, said, 'Hey, we're...,
668 we need to be doing this. We need to return to this process where an individual Member
669 who knows his cities, knows..., or, she knows her cities, knows her district can, can say,
670 'Hey,' you know, 'taxpayers are paying federal income tax and some of that money should
671 be coming back to my congressional district.'

672 And so, this process has been reintroduced this year in kind of, what I would say,
673 baby steps. Each Member could only submit a total of ten projects. And I, I know you all
674 have many projects. Many more than ten. And so, each Member could, could only
675 actually consider and, and submit ten projects.

676 So, we worked with the City and the Staff and that's where we came up with those
677 three projects that I mentioned earlier. They were submitted to Congressman Hasting's
678 office. We've also made the Senators aware of these. And, as I said, right now we're in
679 the complication of without Congressman Hastings and no new Member of Congress until
680 the special election, seeing who else could possibly help with this, perhaps the
681 appropriations committee directly, perhaps the transportation infrastructure committee
682 directly. It's, it's a challenging situation. And, it's something that we've, we've talked
683 about at length with your, with your City management.

684 But, the important thing is, that you all have these projects kind of prepared and,
685 you know, for consideration. And, of course, we're gonna find every available opportunity,

686 whether it's competitive grants, formula grants, or the American Rescue Plan dollars. Let
687 me turn to the next slide.

688 The other opportunity is, as I mentioned earlier in my remarks, every several years,
689 they need to pass a new surface transportation bill. A bill that deals with roads, bridges,
690 highways, transit, buses, you name it. And, like I said, it's a multiyear process. Again,
691 this is another opportunity that came up this year where they have to renew the FAST
692 Act, and to basically make sure that there's significant investments in transportation and
693 infrastructure for the country. This is something that'll be taken up in..., late this month.

694 And, last year's bill was a five-year, \$494BB plan. It got through the House, it did
695 not make it through the Senate, so we're on a one-year extension. We will see how it
696 proceeds this year. And that's gonna be folded into a bigger in'..., infrastructure bill which,
697 on the slide as you can see and as you been probably reading in the news, since they
698 passed the American Rescue Plan, the next thing that the Administration wants to turn
699 to, is what they're calling the American Jobs Plan and the American Family Plan.

700 And I list on the, on the slide there, the proposal by the Administration is \$2.25TT
701 over eight years. It would encompass all the road, bridge, transit, all the things you
702 normally think of as transportation infrastructure, into this bigger package that also will
703 include funding for, what the Administrations considers also important, other types of
704 infrastructure, whether it's water infrastructure, broadband, so people can do more of
705 these types of video learning or work. And, and in addition to that, addressing other
706 issues that have popped up because of the COVID emergency, such as, you know, all
707 the issues with childcare, or remote learning.

708 So, that is being teed up. Right now, the, the Administration's been on the road
709 kinda promoting that. The Republican Senator, who's the Ranking Member of the
710 Environment and Public Works, Shelley Moore Capito out of West Virginia, and..., has
711 taken a, a different approach saying that, you know, 'Look, that..., this proposal goes way
712 beyond what is normal transportation. Priorities we're..., we wanna focus on,,,' you know,
713 'on the roads, bridges, highways.' And, there will be that debater later tis, you know,
714 between the House and the Senate, Democrats and Republicans. But right now, this is
715 what the Administration is proposing. Next slide.

716 We come back to Washington. I will just kinda make probably a bad joke. We, we
717 are..., there, there's..., they're..., everyone's getting along in Washington [chuckle], there're,
718 there're, there are things happening there. But, most importantly, you know, we have
719 been positioning the City with, with its top priorities, in water infrastructure, relaying them
720 to your congressional delegation, and at the same time, scouring the universe of federal
721 funding opportunities, whether, you know, with..., whether it's grant funding or a
722 competitive grant funding, or formula grant funding, or getting the City ready for this, what
723 I call, injection of \$14.9MM, that will be coming to you next week.

724 And so, with that, I'm, I'm happy to answer any questions. I'm sorry I've kinda
725 gone on for a bit, but there, there were a bunch of different items I did wanna go over. I
726 thought it was important. And I thank you so much for your attention and please let me
727 field any questions.

728 **Chairperson Lanier:** Any questions from the Board?

729 **Chair Pro Tem Miller-Anderson:** Madam Chair?

730 **Chairperson Lanier:** Yes. Go ahead.

731 **Chair Pro Tem Miller-Anderson:** I don't have a question but I'd just like to thank
732 Mr. Kurland for being a, a staunch advocate for the City. I've been up there in Washington
733 to visit several of the representatives and Mr. Kurland has always been very helpful in
734 setting up those meetings for us when we weren't able to possibly get them with the other
735 Members of Congress who may not be in that area.

736 Also, he is constantly providing us with information as to what's going on up there.
737 And I'd just like to say thank you to him for all that he has done for the City of Riviera
738 Beach representing us as our lobbyist up there.

739 Thank you.

740 **Chairperson Lanier:** Thank you.

741 **Mr. M. Kurland:** Thank you.

742 **Councilperson Lawson:** Madam Chair?

743 **Chairperson Lanier:** Yes. Go ahead, Councilman Lawson.

744 **Councilperson Lawson:** Thank you Madam Chair.

745 Mr. Kurland, I just wanna echo those sentiment. Thank you for the efforts and
746 energy that you've done and given to the City for the number of years. Every time we
747 went up to Washington, you rolled out the red carpet and made sure that we had all the
748 opportunities to speak to our legislation.

749 So, I just had a few quick questions, sir. The.. first is the \$14.9MM that's coming
750 down the pipeline. You said 2021, we're gonna receive the \$7MM. When will the
751 remaining \$7MM be allocated to the City? Over what timeframe?

752 **Mr. M. Kurland:** So, the, the timeframe is next year, the, the other fifty percent will
753 come to, to the City. And you will have, basically, a three year window to expend those
754 funds. I think the idea was excep'.., you know, there's always exceptions, but the idea
755 was, you know, this is significant money that's coming down from the Treasury. And, you
756 know, they wanted to make sure that communities could absorb it, utilize it and, and then
757 not just have, I guess what you would call, just all of the money coming down immediately.
758 And at the same time, not have it sit out there for years and not being.., and not be spent.
759 Because, of course, they, they want, you know, the Congress, the Administration wants
760 these dollars to be injected into the communities, into important needs, and have them
761 get underway.

762 And I'll just draw a little stark.., a little contrast. Those of you that will remember
763 going back to 2008, and that financial crisis, and then 2009, when we had , you know,

764 the.., what was called the American Recovery Act, and that was in 2009. And there was
765 this discussion about shovel ready projects. And that created certain problems because,
766 certainly there were projects that were shovel ready, but there were other projects that
767 were not shovel ready but were important and needed. And, you know, and, and so one
768 of the big examples was, back then, 'Well, a lot of road projects were just repaving.' And,
769 and that was important but, you know, it didn't go to some longer term needs because
770 they weren't exactly shovel ready.

771 There isn't such a definition in, in these funds. And so, the good part is, you know,
772 it'll be.., the dollars will be available for kind of a wider variety of types of projects, that
773 certainly are in different stages of readiness. But, at the same time, they do.., they will
774 want you to expend it over a three year period.

775 So, short answer, seven.., \$7.45MM, if I'm doing the math right, will be coming to
776 you, like I said, sometime next week unless the government gets a little delayed. And
777 then, the next fifty percent will be next year.

778 **Councilperson Lawson:** Perfect. And then, for the water and broadband, were some
779 of the points that this expenditure could be.., these funds could be spent for. Mr. Evans,
780 when can we start discussing the plan for these funds that are coming down next week,
781 and then also next year? Because I think that we need to really focus some of.., or,
782 majority of these funds that are allocated towards that water and infrastructure that we
783 need to address, and also broadband in our community. I know that we have some
784 funding that's possibly coming from the county, but being that these funds will be here
785 within the next week or so, I want us, as a Council, to start having that discuss to allocate
786 these funds as well.

787 **City Manager Evans:** Madam Chair, may I?

788 **Chairperson Lanier:** Yes. Go ahead.

789 **City Manager Evans:** With regards to the monies that we anticipate receiving from
790 the federal government, that will be part of your budget discussions that will start in the
791 month of June. But, Staff has already tentatively started putting together a plan that those
792 monies would be set aside for investments in the new Utility District operation.

793 So, we are looking to spend the bulk of that money, unless directed otherwise by
794 the Board, on the new Utility District plant. But, that will be part of the budget discussions
795 that will ensue here in the next month or so.

796 **Councilperson Lawson:** Follow up, Madam Chair?

797 **Chairperson Lanier:** Yes. Go ahead.

798 **Councilperson Lawson:** Yeah, absolutely. I'd, I'd love for the Council to sit down and
799 discuss the allocation of those funds in part of that June discussion. So that'll be perfect,
800 Mr. Evans. Water is gonna be the number one priority. 'Cause I also saw that, within the
801 American Jobs Plan that's coming down the pipeline, we have \$56BB coming towards
802 upgrades and modernizing wastewater, stormwater and drinking water.

803 So, I know we have a lot of money that's coming down the pipeline but I wanna
804 make sure that we're first in line.

805 And Mr. Kurland, it's very refreshing to hear that earmarks are going to be an option
806 for legislation again. So, I'm trying to schedule some trips to come back up there. I'm
807 sure my colleagues will be back up there before the end of this year and early next year,
808 after our new Congressman is elected to really kinda get an ear and start harassing some
809 of legislation to assist with this water infrastructure that we have. And, some of the
810 remaining infrastructure we have in the community.

811 So, thank you, Mr. Kurland, again, for your work and efforts and everything that
812 you've done for the City of Riviera Beach.

813 **Mr. M. Kurland:** Thank you all. Thank you so much.

814 **Chairperson Lanier:** Thank you, sir. Any other questions from the Board? [Pause].
815 Thank you. Thank you so much, Mr. Kurland for your presentation and we look forward
816 to getting more money from Washington. Thank you so [chuckle] much. Madam Clerk.

817 **Mr. M. Kurland:** Thank you very much. And if you have any other questions or follow
818 up, please let me know.

819 **Chairperson Lanier:** Yes. We will do that, sir. Madam Clerk.

820 **13. City Clerk Anthony:** Madam Chari, Members of the Board, the next Item to
821 be heard is Item No. 13.

822 **City Clerk Anthony:** **DISCUSSION ON CLEAN AND LIEN COMMUNITY**
823 **IMPROVEMENT PROGRAM.**

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

825 **NATHAN OSGOOD, CHIEF OF POLICE, 561-845-4170**

826 **City Clerk Anthony:** Madam Chair, Members of the Board, we do not have any
827 public comments on this Item. The acceptance of public comment cards on this Item is
828 now closed.

829 **Councilperson McCoy:** So, are we taking Items out of order?

830 [Inaudible dais comments]

831 **Chairperson Lanier:** No. We're...

832 **City Clerk Anthony:** Under additions, deletions and substitutions, I announced that
833 Staff requested that Item No. 13 be heard after Item No. 4.

834 [Inaudible dais comments]

835 **Chairperson Lanier:** No. After No. 4.

836 Go ahead, Mr. Sirmons.

837 **Development Services Director Sirmons:** Alright. Good evening, Madam Chari,
838 Members of the Board.

839 I'll start by saying what we already know, that Riviera Beach is a beautiful City.
840 However, there are certain parts of our City that need to be cleaned p. And the purposes
841 of this discussion and deliberation Item is to talk about three Ordinances that Staff has
842 been preparing that would effectively give the City more tools to clean up certain
843 neighborhoods of our, our community and reduce instances of nuisance properties.

844 The three Ordinances accomplish three things. The first is to give a, a sort of
845 manual to property owners, to communicate the minimum standards of property
846 maintenance in this community, especially as it relates to rental properties and those
847 absent., absentee landlords. Now that Property Maintenance Manual would also be a
848 vital t tool to our Code Compliance Officer to have specific guidelines that they could cite
849 properties who are not in compliance.

850 The second Ordinance is a repeal and replace Ordinance for the Code Compliance
851 Chapter of the City Code. It would streamline the Code process, and put us on par with
852 best practices of the region and other municipalities. And it would also create a funding
853 source for properties who actually need the help, that don't have the means to upkeep
854 their property and bring them into compliance.

855 The third Ordinance would give us a new process to address chronic nuisance
856 properties that drain the resources of our Police Department and are stubbornly
857 noncompliant with our property maintenance regulations. It's important to note, before
858 we get into this conversation, that none of these three items are brand new. The City of
859 Riviera Beach maintain a property maintenance Code for much of its history, until the
860 state switched over to the Florida Building Code, at which time our Property Maintenance
861 Code lapsed and we have not had one active since 2004.

862 [Inaudible comments]

863 **Development Services Director Sirmons:** Okay. The second one., the second
864 one for the Code Compliance process, we have been working with Council since at least
865 2017, to revamp the Code Compliance process and put it on par with best practices. And
866 the third one, the chronic nuisance Ordinance, we have been in talks with the Police
867 Department and outside legal, since., for at least two years, about developing an
868 Ordinance that would create a process for chronic nuisance properties.

869 To present these items for this discussion Item, I will introduce Ms. Christy
870 Goddeau who is our outside legal, who has worked closely on the latter two of those
871 Ordinances in crafting the regulations. She also has been working with the City of Riviera
872 Beach for over fifteen years, so she is intimately knowledgeable about our Code
873 Compliance process. And she also crafted that Ordinance, as well as the one related to
874 chronic nuisances.

875 The Property Maintenance Code was crafted by the City's Building Official and it,
876 it is based on the International Property Maintenance Code.

877 And without further ado, Ms. Goddeau.

878 **Ms. C. Goddeau:** Thank you, Mr. Sirmons. Good evening, Madam Chair, Mr. Mayor,
879 and distinguished Council Members. I am Christy Goddeau and I'm going to talk with you
880 tonight about the Clean and Lien Nuisance Abatement Ordinances that Mr. Sirmons just
881 gave an overview for.

882 This discussion tonight really is the overview. We don't plan to get too far into the
883 weeds, but we wanna make sure you're all on the same page in terms of what you
884 currently have in your toolbelt to deal with nuisance properties, and what we're proposing
885 to add to that toolbelt to assist and create a coordinated effort through multiple
886 departments to have different options of how to deal with these properties.

887 I wanna see at the outset, the goal of all of these processes is voluntary
888 compliance. We work with and, and certainly in Code Compliance, Ms. Bostic does an...,
889 a great job, and Major Lewis in the Police Department, do a great job of reaching out to
890 these property owners that are in Code violation, have nuisance issues, to talk with them
891 to try to get them to come into compliance voluntarily, to be good neighbors and to be
892 good citizens.

893 But, as you now, sometimes those types of efforts fall on deaf ears, there may be
894 hardships involved, and we have to engage in these different processes to help those
895 property owners along to be the good neighbors, to invest in the City and to make the City
896 of Riviera Beach the best City it can be. Not only from an appearance [stammer]
897 standpoint, but from a sustainability standpoint.

898 And so, that's what the goal is of all of these. We're not seeking to go out there
899 and hammer people and be the enforcement mechanism. We wanna help people come
900 into compliance.

901 So, if I can go forward. To get everybody on the same page, and let me just say,
902 if you have any questions during this overview, please stop me and, and say, 'Christy, I
903 have a question or a comment,' so that it can be more of a discussion because I just don't
904 wanna talk and, and have confusion or any questions that I don't answer. So, please feel
905 free to stop me.

906 If we start at sort of a background overview of what you currently have, this first
907 slide on the screen, tells you the, the four basic processes you have in place. The first
908 one, obviously, is your, your Code Enforcement. You have your Ordinance, which is a
909 traditional Code Enforcement process. It is effective and it has worked for the City. But,
910 as noted on the slide, you have limited remedies, once you find a property owner in
911 violation, and even once you get a lien. So, that process kind of comes to a screeching
912 halt in terms of bringing a property owner into compliance.

913 The second group we're talking about is the Nuisance Abatement Ordinance. This
914 is done with the Police Department, and I work closely with Major Lewis. We've been

915 dealing with a couple convenience stores as of late. And what this process does, is it
916 addresses., primarily it's used for controlled substance violations at properties, where
917 there's repeat offenses, the Police Department has to be intimately involved with that
918 property because of the nuisance caused by controlled substance violations at the
919 property. That, much like your Code Enforcement process, does have its limitations if the
920 property owner will not bring the property into compliance voluntarily.

921 The next area that we use in our toolbelt to address nuisance issues, is your
922 Unsafe Building Abatement Ordinance. That is through your Building Official, and that is
923 a process where he certifies that a property is unsafe. And that process goes through to
924 try to get the property owner again to come into voluntary compliance, but if not, there's
925 a mechanism for the City eventually to get involved and demolish the unsafe structure.
926 As it states on the slide, there is also a limitation as this process doesn't address other
927 issues that may be existing at the property.

928 Finally, the last current tool that you have, is what I term, your nuisance services.
929 And this is primarily done through your Code Enforcement, your Code Compliance
930 Department. And that is where they can do administrative tows of derelict automobiles
931 on private property, they can also do board and secure services for vacant properties that
932 are left open. And, they have a lot clearing, lot cleaning process, again, for vacant
933 properties.

934 So, this is your current toolbelt, so to speak, to deal with nuisance related problems
935 for real property.

936 What Mr. Sirmons was talking about is what we're proposing to create sort of this
937 more coordinated effort and to give you more tools. The first tool, as Mr. Sirmons
938 mentioned, is the Property Maintenance Code. As Mr. Sirmons said, the City used to
939 have .., all cities used to have, a Property Maintenance Code, would set out your
940 standards for property. Not only the exterior, but the interior, and got very specific into
941 standards that everybody had to live up to. That was replaced with the Florida Building
942 Code which, as you know, really only addresses construction issues and does not get
943 into individual property maintenance issues.

944 In your current Code of Ordinances, there are sprinkled throughout, some property
945 maintenance standards, but there's nothing that's a comprehensive guide that provides
946 all property owners with notice of what the property standards they need to live up to.

947 So, if we go to the next slide. These are the benefits of what we're proposing with
948 the Property Maintenance Code Ordinance. This would create a one catalog of all
949 property maintenance standards, including your exterior standards, your interior
950 standards, plumbing, fire. An assortment of things are addressed in this. The benefit to
951 this, is it provides notice to everybody that this is the City's standard. Talking with Mr.
952 Sirmons about if this Ordinance is adopted and rolling it out, providing this Property
953 Maintenance Code to new owners, to existing owners, and let them understand, here's
954 the standards that the City is requiring of all property owners.

955 It will also be a significant resource for Code Compliance. Right now, the Code
956 officers sometimes have to cite to mor general provisions, and cannot cite to specific
957 violations at the property. This will allow them to give very specific guidance to the owner
958 as to what needs to be brought into compliance. Right now, they sometimes have to
959 engage in lengthy conversations, which is certainly helpful to the property owner, but
960 because the property owner has questions about what the exact violation is, this Property
961 Maintenance Code will allow them to do that.

962 And finally, it will also be a resource to your Building Official when they go out to
963 do inspections, so they can also show property owners what the standards are, and have
964 a good reference guide to the same.

965 Moving on to the second Ordinance that we are proposing. This is the Code
966 Compliance Ordinance, which Mr. Sirmons mentioned we're going to overhaul. Like I
967 said, you currently have an existing Code Enforcement Ordinance, it's a traditional
968 process involving two hearings before your Special Magistrate. The Ordinance that you
969 currently have does not include a process for a lien reduction request, or a lien release.
970 Most Ordinances that you see nowadays in other cities, and certainly for Palm Beach
971 County, they address the process.

972 **Councilperson McCoy:** Madam Chair?

973 **Chairperson Lanier:** Yes. Go ahead.

974 **Councilperson McCoy:** But we do have a process for lien release. [Inaudible]...

975 **Ms. C. Goddeau:** Absolutely.

976 **Councilperson McCoy:** ...codified in the Code.

977 **Ms. C. Goddeau:** It's just not codified. And, the concern that Ms. Bostic and I share
978 with that is, there's not notice to the public in general as to, 'Well, if I end up having fines
979 accrued on my property, or there's a lien established, if I bring the property into
980 compliance, can I get a reduction? What does that reduction look like? What's really that
981 process?

982 Ms. Bostic certainly has established a good, sort of internal policy of how she
983 handles those requests. But, this would codify that process, and give more notice to your
984 public about what they can expect if they get into that status where they have fines and
985 liens on their property. So that's what we're, we're looking to do there.

986 The other thing, as to your current process is, it doesn't address the administrative
987 cost that your Staff looks to recover, certainly in repeat violator cases. And, it doesn't
988 address having a fund set up so that we could actually assist those property owners that
989 are facing a hardship.

990 So, if I go to the next page, where I talk about the benefits of what's being proposed
991 with this amendment to the Code Compliance Ordinance, the main provision, if you throw
992 out all other provisions, the main provision that would be highly beneficial to Code

993 Compliance, is to set up this separate account so that some of those funds that are
994 recovered through Code Compliance, whether it's fines, whether it's liens, whether it's
995 administrative costs, a percentage of those costs could go into a separate account. And
996 then that account could be used to assist those property owners that have a hardship.

997 Because, often what happens in our Code Compliance hearings, is that someone's
998 in violation of say landscaping, or they have a..., they need to paint their house, they may
999 be senior, they may have a disability and they're on a fixed income. They can't afford,
1000 necessarily, to make those improvements. And, we have limited resources. We can
1001 advise different outreach programs, we can have them talk with the CRA and try to assist
1002 them in that regard. But this would give Code Compliance an account that they could
1003 say, 'Hey, these folks have shown a hardship, let's see if we can help them out to bring
1004 their property up to standard ,' and then they don't get into a fine situation or a lien
1005 situation. So that is a key component of the proposed amendment.

1006 The other amendments that are being proposed, are consistent with what you're
1007 seeing with other cities in the county, in terms of moving with a more efficient process,
1008 away from the standard two hearing, mandatory process, and creating some more
1009 efficiencies so that for those property owners that don't reach voluntary compliance, we
1010 have mor efficient process to try to make them come into compliance, through some type
1011 of process and enforcement.

1012 Finally, the last Ordinance that Mr. Sirmons mentioned that we are proposing, this
1013 is a Chronic Nuisance Ordinance. You may have heard this being used at other cities.
1014 The City of West Palm Beach uses this Ordinance quite frequently, and it's an Ordinance
1015 that the Police Department has brought up from time to time.

1016 Currently, as it states on this slide, you don't have this type of Ordinance that would
1017 address excessive calls for police services, or those situations where someone has a
1018 Code Compliance Order against them, and they're just simply not doing anything to come
1019 into compliance. As Mr. Sirmons mentioned, the excessive calls for police services are
1020 a drain on the Police Department, takes away from other services that they can provide
1021 throughout the community. And obviously, Code Compliance, as I mentioned, comes to
1022 a screeching halt once we get that Order find them in violation, or even a lien. Sometimes
1023 nothing is happening and the property remains in a state of noncompliance.

1024 So, with the Chronic Nuisance Ordinance, the benefits that the City would have is,
1025 would..., now you would have, now a process where the Police Department could address
1026 those properties with excessive calls for service. And Code Compliance could also have
1027 a process where the property owner is just not doing anything to bring their property into
1028 compliance, after they were found in violation.

1029 So, this is truly another process to obtain voluntary compliance. You work with the
1030 property owner in this process to develop a written action plan of how they're gonna fix
1031 the nuisance. There is some enforcement mechanism in this process, but it's really just
1032 another tool to approach these property owners with, and say, 'Okay. We've been to your
1033 house five times in the last thirty days for noise violations.' The Police Department is now

1034 gonna require you to develop an action plan of how you're going to abate that noise
1035 violation.

1036 That's what we're proposing with this process. West Palm Beach has it and uses
1037 it effectively. Other cities have it, and I can tell you that at some of the cities I represent,
1038 even just sending out that letter to the property owner from the Police Department to say,
1039 'Your excessive calls for service qualifies you as a chronic nuisance,' even just letter can
1040 be effective. So, this process is to allow for that letter to go out and if it doesn't assist the
1041 property owner in voluntary compliance, then we have some enforcement mechanisms
1042 thereafter.

1043 So, just in summary, this is a coordinated approach. We are recommending, with
1044 these three Ordinance'.., two new Ordinances, the Property Maintenance Code, and the
1045 Chronic Nuisance Ordinance, and with an overhaul to your existing Code Enforcement
1046 Code Compliance Ordinance, these would add significant tools to your current toolbelt.
1047 And, as stated on this slide, these would be all the available tools you would have after
1048 adopting these Ordinances that Staff could use in a coordinated effort to assist property
1049 owners through voluntary compliance at first. But, if not, there is a process to take them
1050 through to obtain compliance from the property owner and for the City.

1051 So, that is my sort of overview and presentation to you tonight. My understanding
1052 is, Staff will come forward with these Ordinance for your consideration. And, once
1053 adopted, this would allow for our coordinated process.

1054 I'm happy to...

1055 **Councilperson Botel:** Madam Chair?

1056 **Ms. C. Goddeau:** ...[inaudible] any question.

1057 **Chairperson Lanier:** Yes. Go ahead, Councilwoman Botel.

1058 **Councilperson Botel:** Thank you.

1059 Thank you so much, Ms. Goddeau for this presentation. I was thrilled when I did
1060 my Agenda review on Monday to see that we were gonna have some, some teeth, if you
1061 will, in the, in the Ordinances.

1062 My concern has been, and I guess will continue to be, that whatever we do is done
1063 in a very equitable manner. For example, I have often heard from constituents that a
1064 neighbor may be cited for something that the neighbor on the other side is not cited for,
1065 and that there's not a consistency in terms of the citations that are given.

1066 So, I'm hoping that, with these new Ordinances, there will also come a higher level
1067 of consistency in terms of the way that Code Enforcement agents look at properties, and
1068 evaluate the conditions.

1069 But, thank you again for your work.

1070 **Ms. C. Goddeau:** Yes. And, Madam Chair, if...

1071 **Chairperson Lanier:** Yes.

1072 **Ms. C. Goddeau:** ...I can comment on that?

1073 **Chairperson Lanier:** Yes. Go ahead.

1074 **Ms. C. Goddeau:** Your absolutely right. We do often, in the Code Compliance hearing,
1075 hear that comment that, 'my neighbor,' or, 'the folks down the street have the same issue
1076 and haven't been cited for it.' And, and I know Ms. Bostic strives for her Code
1077 Enforcement officers to do sweeps and to identify on a street, the number of properties
1078 that have different violations. Sometimes what we struggle with in Code Compliance is
1079 that your neighbor may actually have alien on their property and may actually already
1080 have an Order found against them for that same violation, they just haven't brought into
1081 compliance.

1082 So, we often, sometimes at the hearing, Ms. Bostic certainly usually knows the
1083 history of every property in the City and can tell you if the property next door actually has
1084 a pending fine or a lien on it, but, please be assured that, with the current process and
1085 the proposed process, Code Compliance is always striving to be fair and equitable, and
1086 make sure that they do notice, and they do talk to property owners about every violation.

1087 **Councilperson Botel:** Thank you very much.

1088 **Chairperson Lanier:** Thank you.

1089 **Ms. C. Goddeau:** [Inaudible].

1090 **Chairperson Lanier:** Yes, Councilman..., Councilwoman Miller-Anderson.
1091 [Chuckle].

1092 **Chair Pro Tem Miller-Anderson:** Thank you so much for the presentation.

1093 This has definitely been something that I felt that we needed to do such a long time
1094 ago. We have constantly had the high number of calls that have been made to nuisance
1095 properties, and have your residents and constituents telling us, 'Hey,' you know, 'the
1096 police comes there six times a week,' you know, 'why is it that nothing's being done about
1097 them?' And so, I'm glad to see that we're moving forward to being able to put some,
1098 some teeth into this because, I know in speaking with the officers, they're tired too but,
1099 you know, unfortunately, we hadn't had anything in order to enforce what we want to do.

1100 So, I'm glad to this and I know that Major Lewis does..., has been working very hard
1101 on the convenience stores and other businesses that may have been a chronic nuisance
1102 in our City. And so, I thank you, Police Department, Code Enforcement, Code
1103 Compliance, whatever the new word of the day is.

1104 [Chuckles]

1105 **Chair Pro Tem Miller-Anderson:** Development Services, Mr. Sirmons and all for
1106 being able to bring this forward so that we can something done about it.

1107 Thank you.

1108 **Ms. C. Goddeau:** Thank you.

1109 **Chairperson Lanier:** Thank you. Any other questions from the Board? [Pause].
1110 Thank you so much for your presentation. We...

1111 **Ms. C. Goddeau:** Thank you.

1112 **Chairperson Lanier:** ...really appreciate it.

1113 **Ms. C. Goddeau:** Thank you, Madam Chair.

1114 **Chairperson Lanier:** Thank you, Mr. Sirmons, for your, your diligence in your work
1115 with this project.

1116 **Councilperson McCoy:** Madam Chair?

1117 **Development Services Director Sirmons:** Absolutely.

1118 **Councilperson McCoy:** So, I, I..., I'm sorry. Can I...

1119 **Chairperson Lanier:** Yes. Go ahead.

1120 **Councilperson McCoy:** This is a Mr. Sirmons question, and this is specifically to Code.
1121 And I wanted to ask Mr. Kurland but he was so long-winded, I did not wanna...

1122 [Chuckle]

1123 **Councilperson McCoy:** ...[inaudible] anymore time. But, Mr.. Evans, Mr. Sirmons, I
1124 had my Staff person to reach out to the United States Postal Services maintenance
1125 department down in Fort Lauderdale. I would like us, specifically, to look at our Post
1126 Office. If you go in there, that's probably the, the worst building that I've seen in the City.
1127 And, obviously there's the outside portion, but certainly, there is no maintenance
1128 whatsoever.

1129 And, I know., Ms. Busby, I had a conversation with her, I hope this Code doesn't
1130 pre'..., we're not preempted to cite another government agency. Specifically for
1131 compliance and not for the money. Because I said to Ms. Busby today, I do not wanna
1132 put the squeeze on our local residents if we aren't holding the Post Office responsible,
1133 and any other government agency that so happens to have a property in the City, that's
1134 not doing what they sh'..., should be doing.

1135 So certainly, I wanna make sure that we., if necessary, and sending a violation,
1136 we have to do it because we, we can't have a double standard and that's the same that I
1137 heard here today. So, I, I wanna make sure that we, you know, take a approach to
1138 address all of the properties. Irrespective if it's the School District. You know, they can't
1139 just, you know, have properties that are, are in repair and, you know, has some aesthetics
1140 problems on the outside.

1141 So, I wanna see if we can look into that, Mr. Evans and Mr. Sirmons.

1142 **City Manager Evans:** Madam...

1143 **Chairperson Lanier:** Yes.

1144 **City Manager Evans:** ...Chair, may I? Certainly...

1145 **Chairperson Lanier:** Go ahead.

1146 **City Manager Evans:** We will certainly do that.

1147 **Councilperson McCoy:** Thank you.

1148 **Chairperson Lanier:** Thank you. Thank you for your presentation.

1149 **COMMENTS FROM THE PUBLIC – 7:30 P.M. – NON-AGENDA ITEM SPEAKERS (The**
1150 **Minute Limitation)**

1151 **Chairperson Lanier:** It is 7:34...

1152 **Councilperson McCoy:** Thank you.

1153 **Chairperson Lanier:** ...and [inaudible] to start with our public comments.

1154 **Chairperson Lanier:** PLEASE BE REMINDED THAT THE CITY COUNCIL HAS
1155 **ADOPTED RULES OF DECORUM GOVERNING PUBLIC CONDUCT DURING**
1156 **OFFICIAL MEETINGS, WHICH HAS BEEN POSTED AT THE FRONT DESK. IN AN**
1157 **EFFORT TO PRESERVE ORDER, IF ANY OF THE RULES ARE NOT ADHERED TO,**
1158 **THE COUNCIL CHAIR MAY HAVE ANY DISRUPTIVE SPEAKER OR ATTENDEE**
1159 **REMOVED FROM THE PODIUM, FROM THE MEETING AND/OR THE BUILDING, IF**
1160 **NECESSARY. PLEASE GOVERN YOURSELVES ACCORDINGLY.**

1161 **PUBLIC COMMENT SHALL BEGIN AT 7:30 P.M., UNLESS THERE IS NO FURTHER**
1162 **BUSINESS OF THE CITY COUNCIL WHICH, IN THAT EVENT, IT SHALL BEGIN**
1163 **SONNER. IN ADDITION, IF ANY ITEM IS BEING CONSIDERED AT 7:30, THEN**
1164 **COMMENTS FROM THE PUBLIC SHALL BEGIN IMMEDIATELY AFTER THE ITEM**
1165 **HAS BEEN CONCLUDED.**

1166 **ANY PERSON WHO WOULD LIKE TO SPEAK DURING PUBLIC COMMENT, PLEASE**
1167 **FILL OUT A PUBLIC COMMENT CARD LOCATED AT THE FRONT DESK AND GIVE**
1168 **IT TO THE STAFF BEFORE THE PUBLIC COMMENT SECTION IS ANNOUNCED.**

1169 **Chairperson Lanier:** Madam Clerk.

1170 **City Clerk Anthony:** Madam Chair, Members of the Board, the acceptance of
1171 public comment cards for the public comment section of the Agenda is now closed.

1172 Lloyd Brown.

1173 **Mr. L. Brown:** You know, I'm, I'm not here to make any friends. I'm here to help the
1174 people that I live around.

1175 Mayor, you know what? This is the most I heard you say since I've been coming
1176 over here. You know, most people think you're missing in action, and that's no lie. And
1177 probably, they'll see you [chuckle] around election day. That's what they said. And, you
1178 know, people, you know, my neighbors, they talk about the man don't have, you know,
1179 no kind of authority. You know, but, let me tell you something, with your title, that's your
1180 authority. 'Cause you can go anywhere, you just don't know how to use it. But I do. See,
1181 that's your problem.

1182 I'm not trying to be on the tellie or in the news, I don't really believe nothin' in the
1183 news but the obituary. And that's the only thing you really can believe. And that's almost
1184 like, here, are ya'll able to walk on water right now? 'Cause you're gonna need to, to get
1185 trust from these people.

1186 And I'mma tell you, I got grass in half of my yard because you all do a half, excuse
1187 me, job. Honestly. I mean, I know some of you all up there got rentals. Go at the rental
1188 people who are rentin' out places. Go inside their places. You wanna go at the ci'.., the
1189 citizens who are working hard and probably got kids, and don't even have a job because
1190 the house on the next street, there's somebody rentin' it out, they got these Spanish
1191 people coming in there doing the work in the yard. But it's a brother living there and he's
1192 on Section 8, him and his wife. There's no washer machine. They got.., they, they don't
1193 have a washer or dryer, or nothin'.

1194 And, and you go down here to the wash house down here, on a Saturday, most of
1195 those women down there, they're on housing. They're on hosing. And these people are
1196 gettin' seventeen, \$1,800 a month rentin' these places. You wouldn't come to my City
1197 bringing this shit here. You wouldn't come here and tell a girl, 'Well, you're gonna have
1198 to cut the grass.' And then she knows she's gonna have to get in this place, so she's
1199 being pushed because she's gotta find a place for her kids. I don't give a damn if she's
1200 out there with a boy who sells drugs. She's still got kids.

1201 Ya'll sit here talking about cleaning up the City, making all these new Ordinances.
1202 Where in the hell that lady from? I mean, do she know that it's people who got tractor
1203 trailers in their yard, but because they got grass, the Code Enforcement ride right by them.
1204 That suck'.

1205 I mean, I heard Ms. Botel talking, she makes sense. And I heard Tradrick over
1206 there, and he makes sense. You got all these stores around here, you tell me you don't
1207 go in them stores and see how screwed up they are on the inside. But yet, you're gonna
1208 tell a man about a trailer in his yard, and you got a tractor trailer in a house that
1209 somebody's rentin' down the street, sitting up in the yard. Do you have to have grass to
1210 break these violations? 'Cause I'll put some grass over there. And I'll leave my trailer
1211 there.

1212 And that lady who came here talking about changing all that, you need to have a
1213 open mind. You can't have some of these people you got in there, because they got
1214 childish attitudes. If they get into a argument with a person, they're...

1215 [Time]

1216 **Mr. L. Brown:** ...gonna be back and forth.

1217 **Chairperson Lanier:** Thank you, Mr. Brown.

1218 **City Clerk Anthony:** Madam Chair, Members of the Board, that concludes public
1219 comment.

1220 **Chairperson Lanier:** Thank you.

1221 **Mr. L. Brown:** [Inaudible in audience].

1222 **5. Chairperson Lanier:** Next Item is No..., No. 5, Madam Clerk?

1223 **City Clerk Anthony:** Yes, it is, Madam Chair.

1224 **City Clerk Anthony:** **POLICE ATHLETIC LEAGUE (PAL) PROGRAM UPDATE**

1225 **NATHAN OSGOOD, CHIEF OF POLICE, 561-845-4123**

1226 **City Clerk Anthony:** Madam Chair, Members of the Board, we do not have public
1227 comments on this Item. The acceptance of public comments on this Item is now closed.

1228 **Chairperson Lanier:** Thank you.

1229 **Police Chief Osgood:** Good evening, Madam Chair, Mr. Mayor, Council.

1230 First, I would like to bring up Officer Nance and recognize one of our youth, and
1231 his mother who happened to come out tonight.

1232 [Pause]

1233 **Police Chief Osgood:** Madam Chair, we've got National PAL certification and
1234 accreditation back in September, we applied for. Since then, we have completed, this
1235 year, and two tournaments. And, as you can see, we have recruited some talented kids,
1236 all., just about sixty of them. And you can see they have brought home three 1st place
1237 trophies, and a 2nd place trophy.

1238 We also have on the program this year, coming up in the next or two, fishing
1239 tournaments. Officer Nance and their team have done a wonderful job in, one, recruiting,
1240 going to our schools, going to our neighborhoods and getting kids to participate in PAL.
1241 One of the things that we have to do in [stammer] in PAL, we reach out to PAL. We know
1242 we have a wonderful Park & Rec, right here in the City of Riviera Beach. We have a great
1243 Boys & Girls Club, but what PAL does, it bridges the gap with law enforcement and the
1244 community.

1245 Our youth, we have to keep them, one, engaged, and unengaged into criminal
1246 activities. We are just about finished our Board of Directors 501(c)(3), and we're gonna
1247 have that organized within the next month or two, and put the Board together. And, we
1248 have..., I wanted to let Officer Nance speak about the dance tournament..., the dance
1249 competition coming up and the fishing tournament.

1250 **Police Officer Nance:** Good evening. Officer Nance, Riviera Beach Police
1251 Department, sixteen years now. First of all, I wanna thank everyone, Councilmen and
1252 Councilwomen...

1253 **Chairperson Lanier:** Can you get a little closer to the mic?

1254 **Police Officer Nance:** [Chuckle].

1255 **Chairperson Lanier:** Thank you.

1256 **Police Officer Nance:** I wanna thank everyone, the Councilmen, Councilwomen,
1257 Mayor, City Manager.

1258 Like the Chief was saying, with PAL we're building a relationship with these kids.
1259 We're playing against basketball teams that been together for years now. These are
1260 some kid we recruited, H.L. Watkins, John F. Kennedy, schools just around the
1261 neighborhood. These kids are... The biggest thing with PAL is, we're, we're
1262 communicating, we're bringing the kids closer. I have a lotta kids now that's thinking
1263 about becoming cops. I know when I was in elementary, a cop.., being, being a cop was
1264 a big thing when I was in elementary. I don't think it's like that anymore 'cause of what's
1265 going on around America.

1266 In PAL, we're not just doing sports, we're.., each kid is given an assignment, once
1267 a month, to be able to tell us about a current event. We're teaching the kids how to tie a
1268 tie. We're, we're just more like a big brother where, hopefully, this is something where
1269 our goal is to have these kids to gain trust in the Police Department. Their parents. I
1270 brought one of the kids here. He's so excited to be in PAL. Most of the parents, they
1271 can't stop thanking me, which they need to be thanking the Chief and you all, 'cause you
1272 guys are the ones that agreed for PAL to come to the City.

1273 The dance team that we got, thirty girls that are practicing in front of Wells Rec.
1274 Monday, Tuesday and Wednesday. They had some out there today for father's. Mothers,
1275 I'm sorry. For Mother's Day. They're getting ready to go over to Fort Myers for a big
1276 tournament, which that'll be towards the end of May. And they'll be entering another
1277 tournament, a dance competition, I wanna call it, I wanna say in the middle of June.

1278 Fishing, we got a lotta kids. We got a lotta parents just asking what [stammer]..,
1279 what, what do we have for my son? My son eight years old, what do we have for him?
1280 So, we're getting ready to start up a fishing league where we'll have two groups of fifteen.
1281 We're gonna have five cops per group. That's gonna be one cop, that's in control of three
1282 kids while we're around the water. We got parents that are so excited. We got kids so
1283 excited. So, we're gonna get the flyers passed out, and we're gonna be starting a fishing
1284 league. And this fishing league, during the summer, we're looking at going out fishing
1285 three times a week. Once school start back, we'll be looking at twice a month. So, that
1286 just one of the few things that we're gonna be doing in PAL.

1287 My biggest thing is just to be able to get these kids outside of the City, to see
1288 outside of the City. Before I joined PAL back in the 1989 as a basketball player, the
1289 biggest thing was for me, when they took me from outta Miami-Dade and we went off to

1290 Savannah, Georgia. That was just the world to me, 'cause I knew nowhere else, I knew
1291 nothing else. So, and I think this will be big for our kids, especially for the 9th graders, I
1292 wanna be able to take them out to some of these universities, where they can see there's
1293 something outside of the neighborhood that we're living in.

1294 If it's okay, I'd like to have one of the players speak, and let him tell you what he
1295 thinks about PAL.

1296 **Mr. J. Quince:** I think PAL... Well, first of all, my name is Jordan Quince. And, I
1297 play for Riviera Beach PAL. And, first of all, I would to thank the Chief for allowing us to
1298 play on his team. And I think the Riviera Beach PAL is a great program 'cause they teach
1299 us, not only basketball but how to be young men. They, they take us out of the
1300 neighborhood and they give us something to look forward to.

1301 Also, after games, they take us out to eat, just in case, like, we're hungry.

1302 [Chuckles]

1303 **Mr. J. Quince:** No. No, no, no, not...

1304 [Chuckles]

1305 **City Clerk Anthony:** It's okay.

1306 **Mr. J. Quince:** No. [Chuckle].

1307 **Chairperson Lanier:** Sorry. Go ahead.

1308 **City Clerk Anthony:** It's alright.

1309 **Chairperson Lanier:** You're doing very well, you're doing very good. Go ahead.

1310 **Mr. J. Quince:** [Laughing].

1311 **Chairperson Lanier:** You are doing excellent, young man. Keep talking. You're
1312 doing very well.

1313 **Mr. J. Quince:** Yeah. And, some kids, they don't have anything to look forward to
1314 but this, and that.., I think that's great.

1315 **Chairperson Lanier:** Thank you. Very good.

1316 [Applause]

1317 **Police Chief Osgood:** So, so, Madam Chair, I, I got a chance to go out and do
1318 some drills with the kids and.., some running exercise, and it worse the worst mistake of
1319 my life.

1320 [Chuckles]

1321 **Police Chief Osgood:** Not doing it again. These kids are in.., they, they let you
1322 know that you're old now. And boy, do you feel it.

1323 This is some of the best talent that I've seen. One of the things that we have, is a,
1324 a maintenance program with PAL. Maintenance meaning, our police officers who's
1325 involved in PAL, they do follow up. They check with our students. Now, I say student
1326 first, they're checking on their grades and making sure they attend school, they're
1327 checking their behavior, who they're hanging out with. And, that's okay if you hang out
1328 with a bad kid, make him come along and we're gonna make him into a good kid.

1329 And that's what we're saying. We're trying to recruit more. Like I said, we're up to
1330 about sixty youth, and we know that number is gonna grow. We're coming into the
1331 summer months, and we're gonna turn it up and t urn it on. So, you're gonna see PAL
1332 do some wonderful things within the next few months. And again, I've heard many times
1333 people say thank you, Chief. No, the thank you goes to, first, Officer Nance and to the
1334 youth and the, and the parents. The mother.., can I say hello to the mom back there?

1335 **Chairperson Lanier:** Hi Mom.

1336 **Police Chief Osgood:** Thank you.

1337 So, when we get our parents first involved, because a lot of our communication
1338 has to go them. If I could start an adult PAL league, I would do so. Because, bridging
1339 our community with police officers and vice versa is so important. And I think we're on
1340 the right track.

1341 **Chairperson Lanier:** Yes. Thank you so much, Chief.

1342 **Police Chief Osgood:** Thank you, Madam Chair.

1343 **Chairperson Lanier:** Thank you, young...

1344 **Councilperson Botel:** Madam Chair? Madam Chair?

1345 **Chairperson Lanier:** Yes. Go ahead.

1346 **Councilperson Botel:** Just a question. First of all, I wanted to thank that young man
1347 who brought me to tears just now, so I'm kinda glad I'm not sitting there. Thank you for
1348 being there, sir.

1349 But, for Officer Nance, I wondered, have you been in touch with Captain Rich
1350 Brochu of the Florida Fishing Academy to help support the fishing program?

1351 **Officer J. Nance:** We text. We, we, we were in touch with each other and then I lost
1352 contact. I think he got a little busy. Ms. Mary [Inaudible] had us three-way connecting
1353 with each other. We're supposed to set up a meeting, and I think he had.., I think he got
1354 a little busy.

1355 **Councilperson Botel:** Okay. Well keep after him. Because...

1356 **Officer J. Nance:** Alright.

1357 **Councilperson Botel:** ...he can provide you with rods and reels that he gets from
1358 Tom Twyford at the...

1359 **Officer J. Nance:** [Inaudible].

1360 **Councilperson Botel:** ...West Palm Beach Fishing Club.

1361 **Officer J. Nance:** Yes.

1362 **Councilperson Botel:** And they're free. So, they'll..., and he'll take them out on the
1363 boat and everything. So, it would be a good contact you would make.

1364 **Officer J. Nance:** Will do.

1365 **Councilperson Botel:** Thanks.

1366 **Chairperson Lanier:** Yes. Thank you.

1367 **Chair Pro Tem Miller-Anderson:** Madam...

1368 **Chairperson Lanier:** Miller-Anderson.

1369 **Chair Pro Tem Miller-Anderson:** Yes. Just wanted to say thank you all for being
1370 able to follow through with this, and get this program up and running. One of the things,
1371 I don't know if I missed it when I stepped out for a minute, but I, I, I do wanna see if we
1372 can look into getting maybe boxing as one of our components, wrestling. You know,
1373 something that's different from Parks & Rec, where were able to have our kids participate
1374 in other fields that we typically don't see a lot in our Parks & Rec area. Mo'..., in most
1375 cities. I mean, I've seen it mostly in the PAL.

1376 But, I think that would be an area that we could probably get a lot of attraction too,
1377 from many other people in the..., many other kids in the neighborhoods.

1378 But, I just wanna thank you all for your help and getting this program going. And,
1379 I..., do I know this young man right here, that's been up here speaking? He looks so
1380 familiar.

1381 **Councilperson McCoy:** Madam Chair?

1382 **Officer J. Nance:** [Inaudible]...

1383 **Chair Pro Tem Miller-Anderson:** Do we know each other?

1384 [Chuckles]

1385 **Councilperson McCoy:** I think... I was gonna ask that same question. Do I know
1386 you?

1387 **Chairperson Lanier:** They're from Riviera Beach.

1388 **Chair Pro Tem Miller-Anderson:** I hope...

1389 **Chairperson Lanier:** I'm quite sure...

1390 **Chair Pro Tem Miller-Anderson:** He looks familiar.

1391 **Chairperson Lanier:** ...[inaudible].

1392 **Councilperson McCoy:** How do I know you?

1393 **Mr. J. Quince:** [Inaudible] cousin.

1394 **Councilperson McCoy:** Oh, that's my cousin.

1395 **Chair Pro Tem Miller-Anderson:** Yeah.

1396 [Chuckles]

1397 **Chair Pro Tem Miller-Anderson:** Okay. Okay.

1398 **Councilperson McCoy:** So, so, Madam Chair, I believe that's why the Chief brought
1399 him up here.

1400 [Inaudible comments]

1401 **Councilperson McCoy:** Because I was the toughest one to sell on the PAL program.

1402 **Chair Pro Tem Miller-Anderson:** Uhuh.

1403 **Councilperson McCoy:** And I, and I certainly...

1404 **Chair Pro Tem Miller-Anderson:** Think.

1405 **Councilperson McCoy:** I, I think he might have won me over, Chief.

1406 **Chair Pro Tem Miller-Anderson:** Alright. That doesn't happen often.

1407 [Applause and cheers]

1408 **Chair Pro Tem Miller-Anderson:** Yeah.

1409 **Councilperson McCoy:** But, but.., but, but certainly, it's not... Madam Chair, if I can?

1410 **Chairperson Lanier:** Yes. Go ahead.

1411 **Councilperson McCoy:** I, I wanted to say, Chief, you know, my, my sole concern is
1412 that we have existing structures in place and I thought about our Parks & Rec. And there's
1413 also another program that we're doing... Oh, travel basketball. So, you know, I don't
1414 know if they're doing anything but they did come before us asking for benefits at some
1415 point. But, you know, certainly, we already have existing teams and I think it would al'..,
1416 always help because, you know, there's three different silos of, of children that we're
1417 serving. And I think that we can kinda, you know, collaborate and cohes'.., cohesively
1418 make them all work together.

1419 So, thank you for the work that you're doing, Chief. And that was a really good
1420 move. You musta knew that he was related to me.

1421 [Chuckles]

1422 [Inaudible comments]

1423 **Police Chief Osgood:** I checked and doubled checked.

1424 **City Manager Evans:** Ma'..., Madam Ch'...

1425 **Councilperson McCoy:** [Inaudible].

1426 **City Manager Evans:** Madam Chair, if I...

1427 **Chairperson Lanier:** Yes. Go ahead.

1428 **City Manager Evans:** If I, if I may? Since he is seen so favorably from Councilman
1429 McCoy, I'm gonna have him present the rest of the Items this evening.

1430 [Chuckles]

1431 **City Manager Evans:** But, you know, one thing when you guys do go fishing,
1432 remember, it's called fishing, not catching. So.

1433 **Unk.:** What?

1434 **City Manager Evans:** Good luck. But, great job, Chief. And, and, certainly, Chief
1435 was talking to me that he's gonna bring the rest of the kids and have them share a little
1436 bit about their experience in PAL. So, I know it's, it's catching a lotta steam and a lotta
1437 momentum. So, we're excited and thank you for the Board and the community support
1438 with regards to this initiative.

1439 **Chairperson Lanier:** Yes. Thank you so much, Chief, for your presentation.

1440 **Police Chief Osgood:** Thank you, Madam Chair.

1441 And we will be inviting you guys out for [inaudible] to join us in some of these
1442 tournaments.

1443 **Chairperson Lanier:** Alright. Thank you so much.

1444 **Police Chief Osgood:** Thank you.

1445 [Applause]

1446 **Chairperson Lanier:** Next Item, Madam Clerk.

1447 **6. City Clerk Anthony:** Item No. 6.

1448 **City Clerk Anthony:** **RECOGNITION OF DETECTIVE JEMEL HEADINGS FOR**
1449 **HIS OUTSTANDING ACTS OF BRAVERY BY THE STATE LAW ENFORCEMENT**
1450 **CHIEFS ASSOCIATION.**

1451 **NATHAN OSGOOD, CHIEF OF POLICE, 561-845-4123**

1452

1453 **City Clerk Anthony:** Madam Chair, Members of the Board, we do not have public
1454 comment cards on this Item. The acceptance of public comment cards on this Item is
1455 now closed.

1456 **Chairperson Lanier:** Thank you. Chief.

1457 **Police Chief Osgood:** Good evening again, Madam Chair, Mr. Mayor, Council.
1458 Again, I'm Chief Nate Osgood, Riviera Beach.

1459 I wanna give you what we have here, and then I'm gonna introduce the detective.
1460 Last January...

1461 **Unk.:** February.

1462 **Police Chief Osgood:** February. Last February, Detective Headings was driving
1463 southbound on I-95 in an unmarked police car, in plain clothes. He saw a trooper vehicle
1464 parked on the side of the street, what we routinely would call, like, a traffic stop. And,
1465 we've always been taught, there's nothing routine about any call regard. Well, Detective
1466 Headings, while driving southbound, he does a U-turn to just give a backup for Trooper
1467 Joe Bullock. Trooper Bullock, as he gets out of the car, he puts on his vest, takes his
1468 firearm with him. And, he starts to approach, and an individual is running towards the
1469 detective. As he's running towards the detective, Detective Headings realized this is not
1470 just a traffic stop. He sees a trooper lying on the ground. The individual takes a shot at
1471 Detective Headings, or the individual running, Detective Headings returned fire striking
1472 the individual in the chest. The individual then takes cover and a self-inflicted gunshot
1473 would, took his own life.

1474 That, that day, what Detective Headings did, we practice this, we teach this, but to
1475 go in the field and do this is something different. So, last week, the sheriff..., correction,
1476 the State of Florida Law Enforcement Association, Chiefs of Police, awarded Detective
1477 Headings with a special President's Award for Bravery because he went above and
1478 beyond the call of duty on that day.

1479 [Applause and exclamations]

1480 **Police Chief Osgood:** I'm gonna let Detective Headings say a few words and he
1481 can tell you more about that day than anyone else.

1482 **Detective J. Headings:** Thank you.

1483 Yeah. I just, you know, just wanted to, once again, thank the City of Riviera Beach,
1484 the Riviera Beach Police Department for, you know, the support. That day..., that day
1485 changed my life forever, and it rally, it really showed me how important that, you know,
1486 the training that we get from our, our, our training instructors and our command staff and,
1487 you know, how much it saves lives.

1488 And, you know, it's, it's just something I never, you know, I'll never forget. And I'm
1489 just grateful I work for thi'..., this City. And I'm happy for all the support that, that you all
1490 showed me.

1491 **Chairperson Lanier:** Thank you. Thank you so much.

1492 [Applause]

1493 **Police Chief Osgood:** Thank you, Madam Chair.

1494 And, this award came at a, a good time for detective Headings because we're now
1495 entering the National Law Enforcement Week, coming up next week, and tomorrow we're
1496 doing our National Day of Prayer at the Police Department. I hope you can join us.

1497 Thank you.

1498 **Chairperson Lanier:** Thank you so much.

1499 [Applause]

1500 **Chairperson Lanier:** Thank you to our Riviera Beach Police Department. Madam
1501 Clerk.

1502 **PUBLIC HEARINGS**

1503 **ORDINANCES OF SECOND AND FINAL READING**

1504 **ORDINANCES ON FIRST READING**

1505 **7. City Clerk Anthony:** Item No. 7.

1506 **City Clerk Anthony:** **ORDINANCE NO. 4167 AN ORDINANCE OF THE CITY**
1507 **COUNCIL OF THE CITY OF RIVIERA BEACH, FLORIDA, AMENDING THE CODE OF**
1508 **ORDINANCES, CHAPTER 20 (UTILITIES), ARTICLE V (WATER), DIVISION II,**
1509 **CROSS-CONNECTION CONTROL, TO ENACT CROSS-CONNECTION CONTROL**
1510 **REGULATIONS TO PROTECT THE CITY'S DRINKING WATER SYSTEM FROM**
1511 **CONTAMINANTS; PROVIDING A CONFLICTS CLAUSE; PROVIDING A**
1512 **CODIFICATION CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A**
1513 **SAVINGS CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

1514 **DEIRDRE JACOBS, ACTING EXECUTIVE DIRECTOR OF UTILITY SPECIAL**
1515 **DISTRICT, 561-845-4185**

1516 **City Clerk Anthony:** Madam Chair, Members of the Board, we do have a public
1517 comment on this Item. The acceptance of public comments on this Item is now closed.

1518 **Chairperson Lanier:** Ms. Jacobs.

1519 [Inaudible comment]

1520 **Chairperson Lanier:** Yeah. We can go ahead and take a motion for that. Can we
1521 get a motion to approve Ordinance No. 4167?

1522 **Chair Pro Tem Miller-Anderson:** So moved.

1523 **Councilperson Botel:** Second.

1524 **Chairperson Lanier:** Very good. Ms. Jacobs.

1525 **Assistant City Manager Jacobs:** Thank you. Good evening, Chair Lanier, other
1526 Councilperson in your respective places, Mayor Felder, City Manager Evans and Mrs.
1527 Wynn. For the record, my name is Deirdre Jacobs. I am the Assistant City Manager here
1528 with the City of Riviera Beach, and I'm the Acting Executive Director of the Utility Special
1529 District. This evening, I'll be presenting to you, along with Mr. Stephen Hunter of Holtz
1530 Engineering, an Item that deals with the Cross Connection Control Program.

1531 If you read in your backup, a Cross Connection Program, what it does is, it puts
1532 forth and establishes protocols wherein we have activities in place, and tasks in place,
1533 stipulations in place, and guidelines that provide different ways in which we'll ensure that
1534 our water source is protected from contamination. Cross connection occurs when there
1535 is a temporary or permanent connection between the City's public water system or
1536 consumer's potable water system in any source or system containing non-potable water
1537 or other [stammer] substances such as pool water or irrigation systems.

1538 When that occurs, we..., it is important for us to install [stammer] backflow devices
1539 that are designed to protect our portable water in the City's water supply system from
1540 contaminants where piping may be cross connected and such cross connections cannot
1541 be eliminated. Thereby, as a result of us going through some of our systems over at
1542 Utility Special District, we realized that..., the Staff, that we needed to look into visiting our
1543 program to ensure that our water supply is not..., is free of possible contaminations.

1544 So, back in January, we engaged the services of one of our continuing services
1545 consultants, Holtz Engineering, to work along with us to assess our system and determine
1546 whether or not we had gaps in our system. To that end, we are [stammer] before you,
1547 I'm sorry, an Ordinance for your consideration for approval, which establishes those
1548 different procedures and processes, in order for us to comply with Florida statutes.

1549 Here to assist with the presentation of this particular Item, is Mr. Stephen Hunter.
1550 And he's a consultant with Holtz Engineering.

1551 **Mr. S. Holtz:** Good evening to Madam Chair Lanier, Pro Chair Miller-Anderson, Council
1552 Botel, Mr. McCray and Mr. Lawson. To the City Manager, and all other Staff in their
1553 respective places, and to the Mayor. For the record, my name is Stephen Hunter, and I
1554 am here tonight on beha'..., behalf of Holtz Consultants to discuss with you Ordinance No.
1555 4167.

1556 On, I believe it was April the 7th, I did a virtual with you all, kinda bringing you up
1557 some history on basically what consists of a backflow program cross connection, what
1558 have you. Just to give you some back history, what we're trying to do here today, is to
1559 bring into accordance and bring you all into compliance with what the state statute of
1560 Florida Section 62-555-360. Basically, what that says..., and that was final statute
1561 that was issued in 2014 by the State of Florida FDEP. And basically, it says that any
1562 water purveyor, meaning the Utility company that has over ten thousand plus customers,
1563 must enact a Cross Connection Control Program. So you all contracted with Holtz
1564 Consultant to review what you had.

1565 So, what we basically did, we [stammer] went back and we studied all data that
1566 you had, somewhere around the 1984. And the most recent information was the
1567 Ordinance and Section 2..., Chapter 2, if you would, was the most recent and current
1568 Ordinance that you all had to deal with anything with your Cross Connection Control
1569 Program.

1570 So in dealing with that, we worked closely with your Staff, various departments,
1571 including your Fire Department, you Construction Services and, of course, along with your
1572 Utilities, and then to administrative and to law. And so, what we bring before you today
1573 is a draft, if you would, for your consideration and approval of your Ordinance. And the
1574 Ordinance does follow the Florida statute. We followed it to the clarity.

1575 What we've also done in putting this statute together, we researched four other
1576 sister municipalities in your area and found that what we're asking you to move forward
1577 with is basically what the all'..., others do. They build an Ordinance and then they follow
1578 up with a manual. The manual will be the working document that your Staff will be utilizing
1579 on a day to day service to make sure that everyone is in compliance with your Cross
1580 Connection Control Program.

1581 And let me just stop there and say this, basic, fundamental issues related to a
1582 Cross Connection Control Program is health, safety and welfare. Your Utility companies
1583 can do all that they can, but at point of delivery, if we have a problem, where is..., we have
1584 what we call a backflow, which would have an occurrence where the pressure is negative
1585 then what would be less and what is on the City side, then was on the customer side, you
1586 have backflow. You also could have back-siphonage. And the most important approach
1587 is, we're trying to present'..., prevent this from happening because, at the end of the day,
1588 the water that's in your pipelines has no identify.

1589 So, at this point here, we are asking you all to review and approve Ordinance 4167,
1590 based on what we presented to you through your Law Department. And I am here to
1591 open and ready for any questions or comments that you might have regarding the
1592 Ordinance.

1593 **Chair Pro Tem Miller-Anderson:** Thank you. Did we have any public comment
1594 cards?

1595 **City Clerk Anthony:** Yes, Madam Chair. We do have public comments.

1596 **Chair Pro Tem Miller-Anderson:** Okay. We'll go to public comment cards, and
1597 then we'll come back.

1598 **City Clerk Anthony:** Delores Williams.

1599 **Ms. D. Williams:** Good evening to the Mayor, [inaudible]...

1600 **Chair Pro Tem Miller-Anderson:** Good evening.

1601 **Ms. D. Williams:** ...and the citizens of Riviera Beach. I'm here...

1602 **Chairperson Lanier:** Talk into the mic, please.

1603 **Ms. D. Williams:** I'm here on behalf., I'm gonna speak on No. 7 about the water. And
1604 I'd like to [inaudible] water bill. I had a copy here of my water bill. I had a credit for \$18.
1605 Then, I paid \$120, they said I had a credit of \$138. Then, I got a water bill for \$156.81.
1606 When they took my credit, I started off with a credit of \$18.20. But I'm ending up now
1607 owning ya'll \$138. I'm owing you \$18, and some cents when I first started out. I had a
1608 credit. But now I got a big water bill.

1609 And want ya'll to look at this water bill, so I'm gonna make sure you get it. And I
1610 need ya'll to check on this water bill for me. See why it's so high. They told me this and
1611 they told me that. I don't think a single parent., single person, widow, should have to
1612 pay that much for no water bill. One month. \$156, got a credit of \$138. Had a balance
1613 of \$18 credit, paid \$120. Did not owe you \$18 more [inaudible] \$138. You say my water
1614 bill is \$156. It's in living color here. I got ya'll' S in black and white.

1615 And, here about the traffic calm.

1616 **Chairperson Lanier:** Ma'am, you can only speak on the water bill issue.

1617 **Ms. D. Williams:** You don't speak on it?

1618 **Chairperson Lanier:** No. You can only speak on the issue that's before you.

1619 **Ms. D. Williams:** Okay. Well, this is the issue here. And I'm gonna say something
1620 else. You keep cuttin' me off. Every time I get up here, you cut off. I wanna get a
1621 comment about the, the Riviera Beach Police Department. They had a, a bad...

1622 **Chairperson Lanier:** Ma'am.

1623 **Ms. D. Williams:** ...chase here on, on 6th Street., on the 6th Street.

1624 **Chairperson Lanier:** You can only speak to the Item that is on the Agenda.

1625 **Ms. D. Williams:** They had damage, [inaudible] got killed. [Inaudible].

1626 **Chairperson Lanier:** If you want to be removed, we will have you removed, ma'am.

1627 **Ms. D. Williams:** And I tried to...

1628 **Chairperson Lanier:** Can I get someone to come and escort this young lady back
1629 to her seat, please?

1630 **Ms. D. Williams:** [Inaudible] got your citizens on these streets that want to have this
1631 police [inaudible], and the City Council, then do something for our streets.

1632 **Chairperson Lanier:** Can I get someone to come and escort this young lady back
1633 to her seat, please?

1634 **Ms. D. Williams:** Well, I think you are wrong. And for the citizens of riviera Beach, I
1635 will be coming up...

1636 **Chairperson Lanier:** Thank you, ma'am.

1637 **Ms. D. Williams:** ...for every street to see... You're doing a, a traffic calm tomorrow
1638 night.

1639 **Chairperson Lanier:** Yes, ma'am.

1640 **Ms. D. Williams:** And I will be three.

1641 **Chairperson Lanier:** Could you please have a seat, ma'am? Thank you so much...

1642 **Ms. D. Williams:** And we need to [inaudible]...

1643 **Chairperson Lanier:** ...for your comments in regards to the water. Thank you.

1644 **Ms. D. Williams:** Check on my water bill [inaudible].

1645 **Chairperson Lanier:** Yes, ma'am. We sure will.

1646 **Ms. D. Williams:** [Inaudible].

1647 **Chairperson Lanier:** Yes, ma'am. Thank you so much. Alright. Very good.

1648 **Ms. D. Williams:** [Inaudible].

1649 **Chairperson Lanier:** Yes, ma'am. Is that the end of public comment...

1650 **Ms. D. Williams:** [Inaudible].

1651 **Chairperson Lanier:** Is that the end of public comment? Yes. Thank you. Alright.
1652 Very good. Is there anything else..., are there any comments from the Board in regards
1653 to the Item that is before us?

1654 **Councilperson McCoy:** Yes.

1655 **Chairperson Lanier:** Thank you. Go ahead.

1656 **Councilperson McCoy:** Mr. Hunter, can you give me that statute? Because I thought
1657 I heard you say 62, and that was it. What else is it, sir?

1658 **Assistant City Manager Jacobs:** It's 62...

1659 **Mr. S. Hunter:** Yeah.

1660 **Assistant City Manager Jacobs:** ...55.

1661 **Mr. S. Hunter:** It's 62-555.360.

1662 **Assistant City Manager Jacobs:** **360.**

1663 **Councilperson McCoy:** Okay. So, is that a rule or is it a statue? Because there is a
1664 difference.

1665 **Mr. S. Hunter:** It's a Florida statute.

1666 **Councilperson McCoy:** Okay. And...

1667 **Mr. S. Hunter:** Yes. It's Florida statute.

1668 **Councilperson McCoy:** It's Florida Administrative...

1669 **City Attorney Wynn:** That's...

1670 **Councilperson McCoy:** ...Code.

1671 **City Attorney Wynn:** ...correct. Florida Administrative Code.

1672 **Mr. S. Hunter:** Okay.

1673 **Councilperson McCoy:** So, that's not an actual statue.

1674 **City Attorney Wynn:** Correct.

1675 **Councilperson McCoy:** Okay. I, I., 'cause I'm looking in Florida statutes, in Chapter
1676 62 and I didn't find it, so.

1677 This applies to public water utilities? As well as private?

1678 **Mr. S. Hunter:** This refers to the community water supply with connections in excess
1679 of ten thousand.

1680 **Councilperson McCoy:** Okay. So, my question is, would it apply for both a public
1681 system ran by a government entity, as well as a private?

1682 **Mr. S. Hunter:** Yes, sir. Again, it., any water system that is ten thousand plus,
1683 they're under this regulation.

1684 **Councilperson McCoy:** Ten thousand plus...

1685 **Mr. S. Hunter:** Ten, ten thousand plus connections.

1686 **Councilperson McCoy:** Okay. So, if you're less than that, then you don't., then this
1687 doesn't apply to you?

1688 **Mr. S. Hunter:** There's a deviation from that, sir. And, to be honest with you, I have
1689 to go back and look at the Chapter, 'cause most Utilities I deal with is plus ten thousand.
1690 But what falls into play is., I'll have to go back and read the full statute because what it
1691 does is, when you fall below ten t thousand, it falls and makes some of the responsibility
1692 back to your water plant because of the lesser of the connections themselves.

1693 **Councilperson McCoy:** So, this Ordinance, we would be able to apply this Ordinance
1694 throughout the City's entire water system?

1695 **Mr. S. Hunter:** Yes, sir. This Ordinance., we're coming before you tonight, because
1696 we're looking at it as the Utility service area for the City of Rivera Beach.

1697 **Councilperson McCoy:** Thank you.

1698 My next question is..., that's perfect that you say Utility service area, because we
1699 service areas that's outside of the municipal boundaries of the City. Now, here's a really
1700 important question, and I know you said you have an extensive amount of time working
1701 in the water utility field, being that this is regarding the Utility service area, Riviera Beach
1702 is unique in that manner, that we service Palm Beach Shores, which is outside of the
1703 municipal boundaries, and sections of unincorporated Palm Beach County. Based on
1704 your experience, how do we apply our Code, which is founded based on our Charter, and
1705 our Charter sets forth the City's sovereign control within the municipal boundaries, how
1706 can we enact a Ordinance based on municipal boundaries, and have it to apply outside
1707 of the City, in those two service areas? When we don't...

1708 **Mr. S. Hunter:** I'll...

1709 **Councilperson McCoy:** ...have...

1710 **Mr. S. Hunter:** I'll try to...

1711 **Councilperson McCoy:** ...sovereign authority?

1712 **Mr. S. Hunter:** I'll try to cover it this way. This talks about your connections.

1713 **Councilperson McCoy:** So, I'm, I'm not speaking of the connections. The applicability
1714 of the Code, how can we use this Code to go outside the City? How do we have...

1715 **Mr. S. Hunter:** Okay.

1716 **Councilperson McCoy:** ...that authority?

1717 **Mr. S. Hunter:** Okay. What I'm not gonna do is..., I'm..., I won't be a lawyer on this,
1718 but let me tell you, my experience, as you mentioned, that when we're writing these
1719 Ordinances and adopting them, this deals with your water plant and the service
1720 connections associated with your water plant, because this actual report that you report
1721 back to the state, actually deals with your monthly operating report for your water plant
1722 itself. It doesn't take in consideration that you're servicing Mangonia Park residents, it
1723 doesn't look at it from that standpoint. It says your connections. So, in essence, I'll use
1724 Mangonia Park where it's, it's a big water user of yours. You have one device for
1725 Mangonia Park. That device has to be under this Ordinance. And again, just saying,
1726 every connection within your service area.

1727 **Councilperson McCoy:** Okay.

1728 **City Manager Evans:** Madam Chair, if I may?

1729 **Chairperson Lanier:** Yes. Go ahead, Mr. Evans.

1730 **City Manager Evans:** By virtue of interlocal agreement, or contractual language with
1731 those municipalities, that's how you govern those mechanisms that we are looking to put
1732 in place. So, that's how..., it, it's not uncommon for municipalities to provide Utility services
1733 outside their municipal jurisdictions. So by virtue of a contractual agreement, you would
1734 just stipulate that this is the conditions in order for us to provide service to those entities.

1735 **Councilperson McCoy:** Okay. So in that case, will we be.., we will be, I guess,
1736 reintroducing the interlocal agreement to encompass this?

1737 **City Manager Evans:** That is correct. We would have the conctr'..., contractual
1738 language in an interlocal agreement that would memorialize what the changes would be
1739 with our partner agencies.

1740 **Councilperson McCoy:** But see, and this goes to the very foundation of what I'm
1741 saying. So, that interlocal agreement would then exist, not with the City, but obviously
1742 with the Utility Special District, since they're the ones that actually are providing the water
1743 services, that owns the infrastructure, and quite frankly, is.., that owns the.., and owns
1744 and manages the service that goes.., goes to those areas.., those Utility service areas
1745 outside the municipal boundaries.

1746 **City Manager Evans:** That is correct but the District doesn't have the authority to
1747 memorialize this in a form of a Ordinance.

1748 **Councilperson McCoy:** And that goes back to my question, what regulates.., what
1749 sets forth that this has to be codified by Ordinance and not Resolution? Because, I started
1750 off my question by asking does this apply both to public and private utilities? And if it was
1751 a private Utility, they wouldn't be adopting Ordinances.

1752 **City Attorney Wynn:** We can adopt it by Resolution, Mr. McCoy.

1753 **Councilperson McCoy:** That's all I wanted to know. So, I would like to see this on the
1754 USD side, because I can't sit here and think that we can pass a Ordinance that tells
1755 somebody in Gramercy Park how they're under our control.

1756 **City Manager Evans:** Madam Chair, if I may?

1757 **Chairperson Lanier:** Yes.

1758 **City Manager Evans:** But...

1759 **Chairperson Lanier:** Go ahead, sir.

1760 **City Manager Evans:** But you do have an Ordinance that's in place, and an
1761 Ordinance can't.., the Resolution cannot supersede an Ordinance so you would have to
1762 amend the Ordinance...

1763 **City Attorney Wynn:** Right.

1764 **City Manager Evans:** ...to incorporate language that provides modifications by
1765 virtue of a Resolution to be able to effectively allow for the District to regulate it to some
1766 degree.

1767 **Councilperson McCoy:** Okay. Well, I read the Charter, and the only thing from the
1768 Charter that I read from the USD, is that official action is done by Resolution. It doesn't
1769 make reference to a Ordinance over on the USD side.

1770 **City Attorney Wynn:** That's correct. That's why we brought before the Council as
1771 an Ordinance, because only the Council can adopt Ordinances.

1772 **Councilperson McCoy:** Right. And not...

1773 **City Attorney Wynn:** Once the Ordinance is adopted, the USD could adopt a
1774 Resolution basically adopting the provisions of the Ordinance.

1775 **Councilperson McCoy:** Okay. Fair enough.

1776 **Chairperson Lanier:** Alright. Very good. Thank you. Any other questions from the
1777 Board? [Pause]. Very good. Any other questions of Ms. Jacobs or Mr. Hunter? Madam
1778 Chair. I'm sorry. Madam Clerk. [Chuckle].

1779 **City Clerk Anthony:** Councilperson Lawson?

1780 **Councilperson Lawson:** Yes.

1781 **City Clerk Anthony:** Councilperson McCoy?

1782 **Councilperson McCoy:** Yes.

1783 **City Clerk Anthony:** Councilperson Botel?

1784 **Councilperson Botel:** Yes.

1785 **City Clerk Anthony:** Pro Tem Miller-Anderson?

1786 **Chair Pro Tem Miller-Anderson:** Yes.

1787 **City Clerk Anthony:** Chair Lanier?

1788 **Chairperson Lanier:** Yes.

1789 **City Clerk Anthony:** Motion approved.

1790 **Chairperson Lanier:** Thank you. Next Item.

1791 **ITEMS TABLED**

1792 **REGULAR**

1793 **City Clerk Anthony:** Madam Chair, Members of the Board, Item No. 8 was deleted.

1794 **9. City Clerk Anthony:** We're onto Item No., 9.

1795 **City Clerk Anthony:** **RESOLUTION NO. 42-21 A RESOLUTION OF THE CITY**
1796 **COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA,**
1797 **AUTHORIZING AND DIRECTING THE DIRECTOR OF FINANCE AND**
1798 **ADMINISTRATIVE SERVICES TO PROCEED TOWARD THE ISSUANCE OF THE**
1799 **CITY'S PUBLIC IMPROVEMENT REVENUE BONDS, IN ONE OR MORE SERIES, IN**
1800 **ACCORDANCE WITH THE CITY'S DEBT MANAGEMENT POLICY; AUTHORIZING**

1801 **THE OFFICIALS OF THE CITY TO DO ALL THINGS NECESSARY OR ADVISABLE IN**
1802 **CONNECTION THEREWITH; AND PROVIDING AN EFFECTIVE DATE.**

1803 **RANDY SHERMAN, FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR,**
1804 **561-845-4040**

1805 **City Clerk Anthony:** Madam Chair, Members of the Board, we do not have public
1806 comment on this Item. The acceptance of public comment on this Item is now closed.

1807 **Councilperson Lawson:** Move to approve Resolution 42-21.

1808 **Councilperson Botel:** Second.

1809 **Chairperson Lanier:** Mr. Evans.

1810 **City Manager Evans:** Madam Chair, this Item before you is gonna be presented by
1811 Mr. Randy Sherman, Finance Director.

1812 **Finance and Administrative Services Director Sherman:** Good evening everyone.
1813 Randy Sherman.

1814 What you have in front of you is what is known as a Reimbursement Resolution.
1815 What it is not, this is not an authority to go out and borrow. This is not a final decision on
1816 how the Fire Stations will ultimately be financed and paid for. What this Resolution does,
1817 is it really preserves the rights of the City to be reimbursed for costs incurred on the Fire
1818 Stations from a future bond sale, if a future bond sale occurs.

1819 Let me kinda explain a little bit. Back before 1986, municipalities used to issue
1820 debt, tax exempt debt, take that debt and invest it in taxable instruments and, in essence,
1821 make money. Just by borrowing and investing. In 1986, 1986 Tax Act, the IRS said that
1822 ain't gonna happen anymore. If you are going to borrow funds, you have to specify
1823 specifically what the purpose of those funds are, you have to specify it before you issue
1824 the debt, and then anything from the date you issue the debt going forward, can come
1825 out of the bond proceeds.

1826 Unless, you have approved a Reimbursement Resolution which again, says, 'Hey,
1827 I'm gonna be incurring these costs on this project. I don't need to issue the debt today,
1828 but I will be issuing it tomorrow. I wanna be able to recapture those costs to get
1829 reimbursed out of the debt.'

1830 So what this Resolution does, is it will draw a line in the sand, today's date, and
1831 then it'll say any costs that we incur on the Fire Stations from this point forward, will be
1832 [stammer]..., be eligible to be reimbursed out of future bonds.

1833 This Resolution was prepared by the City's bond counsel. We do this on..., once
1834 we start talking about capital projects and financing. This s a standard Resolution that,
1835 you know, we would bring forward. I'll also be bringing you forward a similar Resolution
1836 to the District Board on the water treatment facility.

1837 And I can take any questions that you may have.

1838 **Chairperson Lanier:** Are there any questions for this Item? [Pause]. Hearing none.
1839 Madam Clerk.

1840 **City Clerk Anthony:** Councilperson McCoy?

1841 **Councilperson McCoy:** Yes.

1842 **City Clerk Anthony:** Councilperson Botel?

1843 **Councilperson Botel:** Yes.

1844 **City Clerk Anthony:** Councilperson Lawson?

1845 **Councilperson Lawson:** Yes.

1846 **City Clerk Anthony:** Pro Tem Miller-Anderson?

1847 **Chair Pro Tem Miller-Anderson:** Yes.

1848 **City Clerk Anthony:** Chair Lanier?

1849 **Chairperson Lanier:** Yes.

1850 **City Clerk Anthony:** That motion is approved.

1851 **Finance and Administrative Services Director Sherman:** Thank you.

1852 **Chairperson Lanier:** Thank you, Mr. Sherman. Next Item.

1853 **10. City Clerk Anthony:** Item No. 10.

1854 **City Clerk Anthony:** **RESOLUTION NO. 44-21 A RESOLUTION OF THE CITY**
1855 **COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA,**
1856 **APPROVING SITE PLAN APPLICATION (SP-20-25) FROM FLORIDA POWER AND**
1857 **LIGHT CO. (FPL), TO INSTALL AN FPL SOLAR ARRAY AND BATTERY PILOT**
1858 **FACILITY OCCUPYING AN APPROXIMATE 21-ACRE OF LAND AREA (AFFECTED**
1859 **AREA) OF THE TOTAL 70-ACRE PARCEL OF LAND, LOCATED IMMEDIATELY**
1860 **WEST OF INTERSTATE 95, AT 2400 PORT WEST BOULEVARD, AND IDENTIFIED**
1861 **BY PARCEL CONTROL NUMBER 56-43-42-31-04-001-0000; HAVING AN**
1862 **INDUSTRIAL FUTURE LAND USE DESIGNATION AND A GENERAL INDUSTRIAL**
1863 **(IG) ZONING DESIGNATION; PROVIDING FOR CONDITIONS OF APPROVAL; AND**
1864 **PROVIDING FOR AN EFFECTIVE DATE.**

1865 **CLARENCE SIRMONS, DEVELOPMENT SERVICES DIRECTOR, 561-845-4060**

1866 **City Clerk Anthony:** Madam Chair, Members of the Board, we do not have public
1867 comment on this Item. The acceptance of public comment on this Item is now closed.

1868 **Chairperson Lanier:** Can I get a motion...

1869 **Councilperson Botel:** I move we approve the Resolution to approve the Site Plan
1870 for FP&L solar array.

1871 **Chair Pro Tem Miller-Anderson:** Second.

1872 **Chairperson Lanier:** Mr. Sirmons.

1873 **Development Services Director Sirmons:** Good evening again, Madam Chair,
1874 Members of the Board. And I will now walk you through the items of this Site Plan.

1875 First on the screen before you, you can see an outline of the property boundaries
1876 of the subject property for this Site Plan. The existing conditions have changed a bit from
1877 what you all may be most accustomed to viewing as you travel down Interstate 95. The
1878 two fuel tanks that you see at the bottom part of the screen have since been demolished
1879 to make way for a di'.., a different energy investments for the owner of the property.

1880 The Land Use is Industrial and Utilities, and the Zoning is General Industrial
1881 Recreation and Open Space. It is on our principle arterial design standards overlay zone.
1882 The lot size is seventy acres. The photos before you now show the south view from the
1883 property, as well as the southwest view and then, facing west. At the bottom, you can
1884 see facing west from the southeast corner of the property, facing northwest from the
1885 southeast corner of the property, and facing north from the southeast corner of the
1886 property.

1887 The photos before you show facing north from the southwest corner of the
1888 property, facing north, facing east. And then, from the northwest corner of the property,
1889 facing east, facing southeast, and then facing south from the parking.

1890 Before you is the proposed Site Plan for the owner of the property. Again, the use
1891 is Utility. The, the structures that will be installed are arrays of solar panels and, and
1892 batteries. This will be a pilot facility for Florida Power & Light, the owner of the property.
1893 The parking required for this Site Plan is twenty-three spaces, they provide twenty-eight.
1894 And the access is from Port West Boulevard. And you can see the access point indicated
1895 by the arrows. And the affected areas of this already developed site, are indicated by the
1896 red dashed line. The primary portion of the site is where the solar array will be installed,
1897 the former location of the fuel tanks, as well as the electrical vehicle charging station to
1898 the right on your screen.

1899 The picture in front of you shows the view corridors that the, the owner of the site
1900 is proposing into the site. It is a, a pilot project and a demonstration project for their
1901 investment in renewable energies. So they are interested in persons being able to see
1902 the installation from certain points from the Interstate traffic.

1903 This is a rendering of what the view corridor will look like from Interstate 95. And
1904 you can see by the gray, where the solar panels will be installed. This is an additional
1905 view from Interstate 95. The fuel tank would be the stars and stripes on it no longer exist.
1906 However, the storage building towards the right will remain after this update to the Site
1907 Plan.

1908 **Councilperson McCoy:** Madam Chair?

1909 **Chairperson Lanier:** Yes. Go ahead.

1910 **Councilperson McCoy:** So, Mr. Sirmons, are you correct, those were fuel tanks?
1911 Because, for all these years, I never even knew. I thought those were water tanks.

1912 [Inaudible dais comment]

1913 **Development Services Director Sirmons:** My understanding it's fuel tanks, but I
1914 will allow the, the owner, and the applicant, to clarify if I'm mistaken on that. They...

1915 **Chair Pro Tem Miller-Anderson:** Madam Chair?

1916 **Development Services Director Sirmons:** ...they are present virtually, and they
1917 will be providing a presentation after this.

1918 **Chair Pro Tem Miller-Anderson:** [Stammer]...

1919 **Chairperson Lanier:** Yes. Go ahead.

1920 **Chair Pro Tem Miller-Anderson:** When, when was that removed from there?
1921 When were they removed?

1922 **Development Services Director Sirmons:** I, I would have to defer to the applicant
1923 on that question as well.

1924 **Chair Pro Tem Miller-Anderson:** Okay. I guess I never noticed...

1925 **Councilperson McCoy:** But was, was it your understanding, Councilwoman Miller-
1926 Anderson, that it was...

1927 **Chair Pro Tem Miller-Anderson:** That it was fuel? No. I never knew that.

1928 **Councilperson McCoy:** Yeah. I..., me... I would hope that that wasn't but, you know,
1929 I don't know.

1930 **Ms. S. Eccleston:** [Inaudible] it was water tanks.

1931 [Inaudible dais comment]

1932 **Chairperson Lanier:** Repeat that, please.

1933 **Ms. S. Eccleston:** It was.., they were, they were water tanks.

1934 **Chair Pro Tem Miller-Anderson:** Oh.

1935 **Councilperson McCoy:** Oh.

1936 **Chairperson Lanier:** Okay.

1937 **Development Services Director Sirmons:** I stand corrected. I beg...

1938 **Councilperson McCoy:** Okay.

1939 **Development Services Director Sirmons:** ...your pardon.

1940 **Chairperson Lanier:** It's okay.

1941 **Councilperson McCoy:** That's pretty... Thank you. Right? But, that would've been
1942 pretty dangerous...

1943 [Chuckles]

1944 **Councilperson McCoy:** ...to have that much fuel. Hey..., hello, Ms. Eccleston. Thank
1945 you for that.

1946 **Ms. S. Eccleston:** You're welcome.

1947 **Chairperson Lanier:** Alright. Very good. Go ahead, Mr. Sirmons.

1948 **Development Services Director Sirmons:** Thank you, Madam Chair.

1949 The building at the bottom right, a, a warehouse building is to remain there. In
1950 discussions with the applicant as to what would happen with their landscaping plans and
1951 the, the reorganizing of landscaping, in addition of more landscaping on the site, it was
1952 discussed adding some landscaping in front of that building, but we also discussed the
1953 potential of some type of mural or acknowledgment of the rel'..., the special relationship
1954 between the City of Riviera Beach and Florida Power & Light. As you all know, they have
1955 several very large facilities within our City.

1956 They were supportive of that suggestion from our Department, and they submitted
1957 the mural design that's before you on this slide. It states, 'The City of Riviera Beach, FPL,
1958 Evolution Hub, Clean Energy on the go.'

1959 The slide before you now, shows the proposed Landscape Plan for the changes
1960 to this property in its Site Plan. It shows the proposed landscaping next to the warehouse
1961 building, as was indicated on the previous slide.

1962 And finally, the recommendations from Staff. Staff is supportive of the Site Plan,
1963 and are... We recommend approval with the following conditions: One, the, the standard
1964 two year Landscaping Performance Bond for a hundred and ten percent of the value of
1965 the landscaping and irrigation be provided to the City before Certificate of Occupancy.
1966 Construction and landscaping improvements must be initiated within eighteen months of
1967 the effective date of this Resolution or it will be considered null and void. Three, City
1968 Council authorizes Staff to approve future amendments to this Site Plan administratively,
1969 so long as the Site Plan does not deviate greater than five percent from the originally
1970 approved Site Plan. Number four, this development must receive final Certificate of
1971 Occupancy from City..., from the City for all buildings approved, within five years of the
1972 approval of this Resolution or this Resolution will be deems null and void, and they would
1973 need to start over. Number five, all future advertising must state that the development is
1974 located within the City of Riviera Beach. Number six, once approved, this Resolution
1975 shall supersede any previous site plan approvals or Resolutions associated with this
1976 property. And seven, applicant shall install a mural on Building B, north elevation,
1977 highlighting the City's partnership with FPL, written and graphic representation, and must
1978 be safely illuminated, directly or indirectly, in a manner that does not create any nuisance

1979 or hazard from glare to surrounding properties and/or traffic. Content shall be as
1980 approved by City Council and [stammer] installed prior to issuance of a Certificate of
1981 Completion.

1982 That concludes Staff's presentation on this.

1983 **Chairperson Lanier:** Thank you, Mr. Sirmons. Are there any questions from the
1984 Board?

1985 **Councilperson Lawson:** Madam Chair?

1986 **Chairperson Lanier:** Yes. Go ahead.

1987 **Councilperson Botel:** Madam Chair?

1988 **Chairperson Lanier:** Mr., I'm sorry, Councilman Lawson, and then Councilwoman
1989 Botel.

1990 **Councilperson Botel:** Thank you.

1991 **Councilperson Lawson:** Thank you, Mr. Sirmons, for the work on this. I've actually met
1992 with the team and very excited for some of the efforts that have gone into making sure
1993 this is great project. I'm appreciative of the mural that they're gonna put up to showcase
1994 the arts and not just have a blank canvas there. So, that's also gonna showcase some
1995 of the beautification of the community, so thank you for the work on this.

1996 **Development Services Director Sirmons:** Thank you.

1997 **Chairperson Lanier:** Councilwoman Botel.

1998 **Councilperson Botel:** Thank you, Madam Chair.

1999 I just wanted to thank FP&L and all of the folks there, especially Sophia [stammer]
2000 for, for moving towards renewable energy, especially in such a large way. And also thank
2001 you for the electric vehicle charges. We appreciate that very much.

2002 **Chairperson Lanier:** Any other questions from the Board in regards to this project?
2003 [Pause]. Madam Clerk.

2004 **City Clerk Anthony:** Councilperson Botel?

2005 **Councilperson Botel:** Yes.

2006 **City Clerk Anthony:** Councilperson Lawson?

2007 **Councilperson Lawson:** Yes.

2008 **City Clerk Anthony:** Councilperson McCoy?

2009 **Councilperson McCoy:** Yes.

2010 **City Clerk Anthony:** Pro Tem Miller-Anderson?

2011 **Chair Pro Tem Miller-Anderson:** Yes.

2012 **City Clerk Anthony:** Chair Lanier?

2013 **Chairperson Lanier:** Yes.

2014 **City Clerk Anthony:** Motion approved.

2015 **Chairperson Lanier:** Next Item.

2016 **11. City Clerk Anthony:** Item No. 11.

2017 **City Clerk Anthony:** **RESOLUTION NO. 45-21 A RESOLUTION OF THE CITY**
2018 **COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA,**
2019 **APPROVING PLAT APPLICATION (PA-20-06) FROM AJP MLP FAMILY LIMITED**
2020 **PARTNERSHIP TO COMBINE THREE CONTIGUOUS LOTS OF RECORD INTO TWO**
2021 **LOTS TOTALING APPROXIMATELY 4.43-ACRES IN LAND AREA FOR THE REAL**
2022 **PROPERTIES LOCATED IMMEDIATELY EAST OF N. MILITARY TRAIL AND**
2023 **IDENTIFIED BY PARCEL CONTROL NUMBERS 56-42-42-36-20-000-0010, 56-42-42-**
2024 **36-20-000-0020 AND 56-42-42-36-40-000-0020; AND PROVIDING FOR AN**
2025 **EFFECTIVE DATE.**

2026 **CLARENCE SIRMONS, DEVELOPMENT SERVICES DIRECTOR, 561-845-4060**

2027 **City Clerk Anthony:** Madam Chair, Members of the Board, we do have a public
2028 comment on this Item. The acceptance of public comment on this Item is now closed.

2029 **Chair Pro Tem Miller-Anderson:** I move to approve Resolution 45-21.

2030 **Councilperson Lawson:** Second.

2031 **Councilperson Botel:** Second.

2032 **Chairperson Lanier:** Public comments, please.

2033 **City Clerk Anthony:** Lloyd Brown. [Pause]. Madam Chair, Members of the Board,
2034 that concludes public comment.

2035 **Chairperson Lanier:** Thank you. Mr. Sirmons.

2036 **Development Services Director Sirmons:** Thank you, Madam Chair.

2037 The image before you highlights the boundaries of the property in red, the City's
2038 municipal boundaries are highlighted in blue. [Pause]. Alright. The slide before you is,
2039 is zoomed in so you can more clearly see the boundaries of the property in question for
2040 this Plat Item.

2041 The Land Use is Commercial. The Zoning is General Commercial and it is on our
2042 principle arterial design standards overlay zone. The lot size is 4.43 acres.

2043 This is the proposed development of the site. The next Item on the Agenda is for
2044 the associated Site Plan for this Plat. The existing use is vacant, and the proposed use
2045 is retail with outdoor merchandise display. Ninety parking spaces are proposed, and the
2046 access will be two separate access points along Military Trail. They are indicated by the
2047 arrows before you.

2048 The applicant is requesting a Plan re'., approval to replat the existing three
2049 contiguous lots into two lots in conjunction with the request for a Site Plan approval (SP
2050 20-15), to build a 19,097 square foot building for Tractor Supply Company with outdoor
2051 storage, display, and sales of merchandise and parking. Before you is the configuration
2052 of the Plat for the property in question.

2053 And Staff's recommendation is to approve this Plat application PA 20-06 from AJP
2054 MLP Family Limited Partnership to combine the three contiguous lots of record into two
2055 lots, totaling approximately 4.43 acres in land area, for the real property located
2056 immediately east on North Military Trail, identified by the Parcel Control Numbers that we
2057 were already read into the record.

2058 That concludes Staff's presentation on this Item.

2059 **Chairperson Lanier:** Thank you. Any questions from the Board?

2060 [Pause]

2061 **Councilperson McCoy:** Yes.

2062 **Chairperson Lanier:** Yes. Go ahead, Councilman McCoy.

2063 **Councilperson McCoy:** So...

2064 [Chuckles]

2065 **Councilperson McCoy:** ...this is.., we have the... I'm sorry. Miller-Anderson, do you
2066 have something for me?

2067 **Chair Pro Tem Miller-Anderson:** No, sir.

2068 **Councilperson McCoy:** Oh, I thought you called me.

2069 [Chuckles]

2070 **Councilperson McCoy:** So, tell me about the conditions, the specific conditions that
2071 were added. Tell me how we arrived at that. I think there was something on the last
2072 page.

2073 **Development Services Director Sirmons:** Correct.

2074 **Councilperson McCoy:** [Inaudible].

2075 **Development Services Director Sirmons:** The conditions added were for the next
2076 Agenda Item, the Site Plan Resolution for this property.

2077 **Councilperson McCoy:** Oh, this is just the replat. Okay. Alright. I'll, I'll wait.

2078 **Development Services Director Sirmons:** Absolutely. And I failed to mention that
2079 the representative for the applicant is present this evening, and prepared to present
2080 and/or answer any questions.

2081 **Chairperson Lanier:** Are there any questions from the Board in regards to this? Or
2082 would you like to hear the presentation?

2083 **Councilperson McCoy:** Well, I was hoping that if there is.., will we have another
2084 presentation for the Site Plan

2085 **Development Services Director Sirmons:** That's correct.

2086 **Councilperson McCoy:** Okay. I don't have.., I'll wait for the Site Plan.

2087 **Chairperson Lanier:** Alright. Very good. No questions? Madam Clerk.

2088 **City Clerk Anthony:** Councilperson Lawson?

2089 **Councilperson Lawson:** Yes.

2090 **City Clerk Anthony:** Councilperson McCoy?

2091 **Councilperson McCoy:** Yes.

2092 **City Clerk Anthony:** Councilperson Botel?

2093 **Councilperson Botel:** Yes.

2094 **City Clerk Anthony:** Pro Tem Miller-Anderson?

2095 **Chair Pro Tem Miller-Anderson:** Yes.

2096 **City Clerk Anthony:** Chair Lanier?

2097 **Chairperson Lanier:** Yes.

2098 **City Clerk Anthony:** Motion approved.

2099 **Chairperson Lanier:** Next Item, please.

2100 **12. City Clerk Anthony:** **RESOLUTION NO. 46-21 A RESOLUTION OF THE**
2101 **CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY,**
2102 **FLORIDA, APPROVING SITE PLAN APPLICATION (SP-20-15) FROM AJP MLP**
2103 **FAMILY LIMITED PARTNERSHIP, TO CONSTRUCT AN APPROXIMATELY 19,097**
2104 **SQUARE FOOT BUILDING FOR RETAIL USE WITH LIMITED OUTDOOR DISPLAY,**
2105 **ON AN APPROXIMATE 4.43-ACRE PARCEL OF LAND, LOCATED IMMEDIATELY**
2106 **EAST ON N. MILITARY TRAIL, AND IDENTIFIED BY PARCEL CONTROL NUMBERS**
2107 **56-42-42-36-20-000-0010, 56-42-42-36-20-000-0020 AND 56-42-42-36-40-000-0020;**
2108 **PROVIDING FOR CONDITIONS OF APPROVAL; AND PROVIDING FOR AN**
2109 **EFFECTIVE DATE.**

2110 **CLARENCE SIRMONS, DEVELOPMENT SERVICES DIRECTOR, 561-845-4060**

2111 **City Clerk Anthony:** Madam Chair, Members of the Board, we do not have public
2112 comment on this Item. The acceptance of public comment on this Item is now closed.

2113 **Chairperson Lanier:** Motion to approve?

2114 **Councilperson Botel:** Second.

2115 [Inaudible comments and chuckles]

2116 **Chair Pro Tem Miller-Anderson:** The motion...

2117 **Councilperson Lawson:** I move to approve...

2118 **Chair Pro Tem Miller-Anderson:** ...to approve...

2119 **Councilperson Lawson:** ...Resolution 46-21.

2120 **Chairperson Lanier:** Okay. Can...

2121 **Chair Pro Tem Miller-Anderson:** Second.

2122 **Chairperson Lanier:** ...we get a motion... Thank you. Mr. Sirmons.

2123 **Councilperson Botel:** Sorry. [Chuckle].

2124 **Development Services Director Sirmons:** Yes, Madam Chair.

2125 On the screen before you, you can see the boundaries of this property. The same
2126 as on the previous Agenda Item for the associated plat for this property. It is located on
2127 North Military Trail. Again, a zoomed in photo of the boundaries of the property. Again,
2128 it is.., the Future Land Use is Commercial, the Zoning is General Commercial and it is on
2129 our principle arterial design standards overlay zone. The property size is 4.43 acres.

2130 Before you, again, is the Site Plan for this property. The existing use is vacant,
2131 and the proposed use is retail with outdoor merchandise display. The proposed building
2132 is 19,097 square feet for the main building, and the outdoor display area of 21,108 feet.
2133 I will pause to note that the outdoor display areas on this Site Plan are called out on the
2134 document, although it's small right now. But, it is called out on the document and the
2135 conditions of this Resolution do limit the outdoor display areas, strictly to what's
2136 described on this document. And, any proposed changes would have to come back to
2137 the City for any proposed expansion of the outdoor display areas.

2138 Ninety parking spaces are proposed on the Site Plan, meeting the, the City
2139 Ordinances related to parking. And there are two access points along Military Trail for
2140 the development.

2141 Before you now are the proposed elevations of the property, starting with the south
2142 elevation at the top. The west elevation. The east elevation. And then, at the bottom,
2143 the north elevation of the property. They do meet the corridor overlay standards.

2144 Before you now is the proposed Landscape Plan of the property. And Staff
2145 recommendations.

2146 City Staff recommends approval with the following condition: The..., a two year
2147 Landscaping Performance Bond for a hundred and ten percent of the value of the
2148 landscaping and irrigation, to be provided before Certificate of Occupancy. Two,
2149 construction and landscaping improvements must be initiated within eighteen months of
2150 the effective date of this Resolution or it will be considered null and void. Three, the City
2151 Council authorizes Staff to approve future amendment to the Site Plan administratively,
2152 so long as the Site Plan does not deviate greater than five percent from the originally
2153 approved Site Plan. Four, this development must receive final Certificate of Occupancy
2154 from the City for all buildings approved within five years of the approval of the adopting
2155 Resolution, or the adopting Resolution shall be considered null and void. Five, all future
2156 advertising must state that the development is located within the City of Riviera Beach.
2157 Six, once approved, this Resolution shall supersede any previous Site Plan approval
2158 Resolutions associated with this property, causing the previous Site Plan approval
2159 Resolutions to be null and void. Seven, the proposed thirty fee cross access easement
2160 must be filed with the Palm Beach County Clerk, and a copy of the recorded easement
2161 must be provided to the City, Development Services Department and Public Works, prior
2162 to the issuance of a building permit. Number eight, the limit of outdoor storage and display
2163 shall be shown on plans, titled Site Plan, Tractor Supply Company Sheet, SP 1, and the
2164 product shall not impede or restrict vehicular or pedestrian circulation. And any expansion
2165 of outside storage or display shall require a Site Plan modification. And nine, whereas
2166 the applicant, Tractor Supply Company and their agent, Hix Snedeker company, have
2167 expressed a commitment to hire locally as possible, for both construction jobs and
2168 subcontracting jobs, for the construction phase, as well as long-term employment for the
2169 operation. They shall advertise opportunities by participating in local job fairs and
2170 advertising opportunities within the City of Riviera Beach. The developer shall provide a
2171 report to the Development Services Department at six months post-Certificate of
2172 Occupancy documenting the outreach efforts to acquire local employees, number of local
2173 employees hired, subject to employment and privacy laws, and the percentage of
2174 construction costs expended with subcontractors broken down by city.

2175 And that concludes the Staff presentation. And the applicant is pr'..., present and
2176 prepared to present.

2177 **Chairperson Lanier:** Any questions from the Board?

2178 **Councilperson McCoy:** Yes.

2179 **Councilperson Botel:** Madam Chair?

2180 **Chairperson Lanier:** Mr. McCoy, and then you, Dr. Botel.

2181 **Councilperson Botel:** Thank you.

2182 **Councilperson McCoy:** Mr. Sirmons, I'm trying to see from the Site Plan where the
2183 thirty foot easement is called out. Would you be able to..., you got a pointer?

2184 **Development Services Director Sirmons:** I, I don't believe there's a pointer on this
2185 device that I have.

2186 **Councilperson McCoy:** I think I see something just off of Military Trail.

2187 **Development Services Director Sirmons:** Yeah. It is at the northern part of the
2188 property. But I'm, I'm sure the applicant can better describe the location, and extent of it
2189 as well.

2190 **Councilperson McCoy:** And.., so, help me understand. So, is.., there's a couple
2191 things moving around on this. So, right under where that.., the, the north arrows are, it
2192 says, 'Property FPL easement.' Is this easement to be deeded to FPL, or is it supposed
2193 to be easement just recorded for the purposes of the official records? So is it supposed
2194 to be deeded to the City?

2195 **Development Services Director Sirmons:** No. It would not be deeded to the City,
2196 but if you would expound on the nature of the easement to be granted.

2197 **Ms. H. Calhoun:** Good evening. Hope Calhoun, land use attorney for the agent. I'm
2198 here tonight with my client representative, as well, as well as the engineer, so if I mess
2199 up on this easement answer, the engineer will quickly jump up and correct me.

2200 But with regard to the easement, and then specifically Condition Number 7, the
2201 easement, yes, Commissioner, is located at the north end of the development. I can't
2202 point but it's sort of.., if you see the red arrows at the top of the screen, there's an
2203 easement on the right side of the screen, related to it. The purpose of that easement will
2204 be to pr'.., provide a access to the Rapids Water Park. They own that property to the, to
2205 the, to the east.

2206 We need to record that easement with.., along with DOT. So, we're actually
2207 asking.., I'm, I'm kind of asking as I answer your question, but one slight modification to
2208 this Condition Number 7 related to this easement, is where it reads that we have to do
2209 this prior to building permit. We'd just like to change that to Certificate of Occupancy.
2210 Again, we have to deal with the Florida Department of Transportation, so we're just
2211 concerned that we might get slowed down a little bit there.

2212 Did I answer your question about the easement location?

2213 **Councilperson McCoy:** I have another question.

2214 **Ms. H. Calhoun:** Okay.

2215 **Chairperson Lanier:** Go ahead, Mr. McCoy.

2216 **Councilperson McCoy:** So, I just wanna find out about the condition that was, I guess,
2217 added late. So, specifically, those conditions in number nine regarding the, you know,
2218 the employment and privacy laws for the outreach of local employees.

2219 **Development Services Director Sirmons:** The additional language there was
2220 specifically requested by the applicant. We.., it was discussed with Development

2221 Services Staff and City Legal, and there were no objections. But it was inserted at the
2222 request of the applicant. So they may be able to expound on exactly why they want that.

2223 **Councilperson McCoy:** So, on a more boarder question, I'm, I'm saying, so, was this
2224 a.., just a gesture of good faith by Tractor Supply Company? Or, was this something that,
2225 you know, was offered up by Staff?

2226 **Development Services Director Sirmons:** For that condition?

2227 **Councilperson McCoy:** For the, the local preference of subs and employment.

2228 **Development Services Director Sirmons:** Correct. It.., that Item emerged from
2229 discussions with Staff. And, one of the questions we have begun asking large companies
2230 as they come into the City is, what their hiring practices are, and do they have any
2231 initiatives to hire locally? And their response.., they did commit to hiring locally.

2232 The language Staff created to add some more specificity to how we track large
2233 employers when they come in the City and say they will make an effort to hire locally.
2234 We've had similar language on previous Resolutions. This language is a reflection of us
2235 trying to be more specific and following up with them six months after occupancy to see
2236 what those efforts were so we can make that available, public knowledge, to, to track
2237 whether they came through on that commitment.

2238 **Councilperson McCoy:** Okay. Well, I, I really like it. I was just curious to find out how
2239 we got there. But I, I appreciate that Staff did have that conversation. And, I mean, you,
2240 you, you explained it very well. And like to see that. I mean obviously, we can't force,
2241 but certainly, I appreciate their willingness to come to the community and, you know, show
2242 their real commitment and involvement in offering up that.

2243 So, thank you, Mr. Sirmons and Tractor Supply Company.

2244 **Chairperson Lanier:** And thank you. Dr. Botel.

2245 **Councilperson Botel:** Thank you.

2246 My comment was also about the, the jobs. I really appreciate that.., the insertion
2247 of that language, and I appreciate Tractor Supply being willing to do that.

2248 However, I would like to know if Tractor Supply could provide us with a list of the
2249 jobs and the job descriptions so that we can prepare workers in the City, if they don't have
2250 the right qualifications, in advance of the hiring or the job fairs. And we'd also be happy
2251 to assist with job fairs, if necessary. But, it would be really, really critical for us to have
2252 job descriptions so.., in advance, we could get people ready to have those jobs.

2253 **Councilperson Lawson:** Madam Chair?

2254 **Chairperson Lanier:** Yes. You can respond.

2255 **Ms. H. Calhoun:** Yes. We are, we are willing to do that. To the extent that we can,
2256 assuming we have everything prepared ahead of time, yes. We're happy to send it over
2257 to the appropriate pers'., people, person...

2258 **Councilperson Botel:** Great.

2259 **Ms. H. Calhoun:** ...at the City.

2260 **Councilperson Botel:** Thanks very much. Thanks, Hope.

2261 **Chairperson Lanier:** Thank you.

2262 **Ms. H. Calhoun:** Thank you.

2263 **Chairperson Lanier:** Yes. Mr... I'm sorry. Councilman Lawson.

2264 **Councilperson Lawson:** Thank you, Madam Chair.

2265 And also, Mr. Sirmons, again, thank you for working with the Staff and getting to
2266 these businesses that are coming into our City and making sure that they're meeting the
2267 commitments that we, as a dais, have requested. Hiring locally is something that we've
2268 been beating into our Staff, and also letting the community and business sector know this
2269 is what we want. And they're hearing our cries.

2270 And, thank you, Ms. Calhoun and your team, for actually addressing those and
2271 actually listening to some of our concerns and the conversations that we've had in
2272 reference to bringing this. So, thank you for the business opportunity for our City. I'll be
2273 supporting this Item and continuing to support the business that comes to our City.

2274 **Ms. H. Calhoun:** Thank you.

2275 **Councilperson Lawson:** Mr. Sirmons, question in regards to the advertisement and
2276 marketing, as addressed to the City of Riviera Beach. What consequences do we have
2277 if that's not addressed, when it comes to promotional tools, marketing or advertisement
2278 of the address or usage of the City of Riviera Beach?

2279 **Development Services Director Sirmons:** Yes. I believe there's... Let me find
2280 that...

2281 **Councilperson Lawson:** Mhmm.

2282 **Development Services Director Sirmons:** ...condition umber real quick. [Pause].
2283 Okay. It says fees and penalties according to City Code, Section 31-554. So, we do
2284 have provisions in Code to levy penalties if that is not adhered to. I haven't recently read
2285 that section, but I do wanna note that it is in existing Ordinance.

2286 **Councilperson Lawson:** Okay. And, it's, it's., it just comes up 'cause it's funny
2287 because, just the other day, I noticed that the Nissan dealership just recently rebranded
2288 themselves and my hopes were that they would be, you know, Riviera Beach Nissan but
2289 they've changed their name from West Palm Beach Nissan to I-95 Nissan. So, these are
2290 some of the concerns that I wanna make sure that every business is.., that's why I'm

2291 appreciative of this business accepting the requirements of addressing and promoting our
2292 City. Because, any business that's actually paying tax or has land in our municipality, I
2293 wanna make sure they reference the beautiful City of Riviera Beach. And not another
2294 municipality, or an..., a structure that doesn't relate to our City.

2295 So, I appreciate that as well.

2296 Do we happen to have..., and this may be a Ms. Pemsel question, but do we happen
2297 to have a list of subs ready for these major developers that we actually use? I know that
2298 we have kind of a sheltered market structure, but I know that these developers, these
2299 businesses are coming into our City. Do we have something that we can provide to these
2300 developers that are looking for local participation?

2301 **Procurement Director Pemsel:** [Inaudible].

2302 **City Manager Evans:** Ma'... [Stammer]...

2303 **Chairperson Lanier:** Yes. Go ahead, Ms. Pemsel. You wanna come to the front,
2304 please?

2305 **City Manager Evans:** Madam Chair...

2306 [Inaudible comment]

2307 **City Manager Evans:** ...if, if I may? To, to that. We can provide a list of all the
2308 vendors we have, but we can't pr'..., provide a list of select vendors. But yes, we can
2309 provide that to any entity and they can grab those names off the list that are considered
2310 qualified vendors in the City of Riviera Beach.

2311 **Councilperson Lawson:** Follow up, Madam Chair?

2312 **Chairperson Lanier:** Yes. Go ahead.

2313 **Councilperson Lawson:** Does that list consist of all the vendors that we work with, or
2314 our local vendors?

2315 **City Manager Evans:** All the vendors that are considered lo'... Well, we have
2316 probably a list that has all the vendors, and then we may have another list that specifies
2317 our local vendors.

2318 So, if the list is already created, we can provide them the list that we do have. And
2319 then, they can look at the, the contractors.

2320 **Councilperson Lawson:** And I guess that's question. 'Cause that's counterproductive
2321 to our point of wanting to just work with local. So, just giving them the full list is not gonna
2322 address the concerns about local participation. So, I wanna make sure that we are...,
2323 we're clear with what we're legally allowed to do in providing that list. And also structure
2324 it to where local participation is, is preferenced to any of these businesses that we can
2325 give out.

2326 So I'm, I'm not sure how that step would go about, but maybe that's a Ms. Wynn,
2327 or someone, that could address that.

2328 **Chairperson Lanier:** Mr. Evans.

2329 **City Attorney Wynn:** We can look into it. I'm, I'm not really sure of the answer to
2330 that question.

2331 **Councilperson Lawson:** Okay. So, that list that [stammer] who have then vendors that
2332 we can provide to these organizations, these businesses that come in that are asking to
2333 use with this, with this requirement, or that we put into, I would love for that opportunity to
2334 give them a list of our local vendors that we have.

2335 And then also, reaching out to some more local vendors to get them registered
2336 with the City, to just build that relationship, and hire from within.

2337 Thank you, Mr. Evans.

2338 **City Manager Evans:** No problem, Madam Chair. And we can provide a list of our
2339 MBE, WMBE, those types of things. So, we can break the list down like that, 'cause that's
2340 categories that we probably have that. So we'll just provide those different lists to, to
2341 them and then they can chose off of that particular list.

2342 **Councilperson Lawson:** Perfect. Thank you, Mr. Evans. Thank you, Mr. Sirmons.

2343 **Development Services Director Sirmons:** Thank you.

2344 **Chairperson Lanier:** Thank you. Any other questions for Mr. Sirmons? And the
2345 developer? [Pause]. None being heard. Madam Clerk.

2346 **Ms. H. Calhoun:** If., I'm sorry. Just if I may? I apologize.

2347 **Chairperson Lanier:** Sure.

2348 **Ms. H. Calhoun:** Just., I just wanted to clarify that revision, or modification to, to
2349 Condition Number 7, and that's just changing to the issuance., prior to the issuance of
2350 the Certificate of Occupancy, as opposed to prior to the issuance of building permit.

2351 **Chairperson Lanier:** Okay.

2352 **Development Services Director Sirmons:** Madam Chair, if I may respond?

2353 **Chairperson Lanier:** Yes. Go ahead.

2354 **Development Services Director Sirmons:** This was discussed with Staff and their
2355 concern about being able to obtain that easement from the DOT before building permit
2356 issuance. So, we are not opposed to holding that requirement to being done before
2357 Certificate of Occupancy, and allowing that condition to be amended as such.

2358 **Chairperson Lanier:** Very good. Thank you. Madam Clerk.

2359 **City Clerk Anthony:** Madam Chair, Members of the Board, the maker of the motion
2360 was Councilperson Lawson, seconded by Councilperson Miller-Anderson. I need to know
2361 if you all are [stammer] amenable to the requested change in the Ordinance., and
2362 Resolution.

2363 **Chairperson Lanier:** Board?

2364 **Councilperson Lawson:** Yes, Madam Clerk.

2365 **Chairperson Lanier:** Yes. Go ahead.

2366 **City Clerk Anthony:** Okay. Councilperson McCoy?

2367 **Councilperson McCoy:** Yes.

2368 **City Clerk Anthony:** Councilperson Botel?

2369 **Councilperson Botel:** Yes.

2370 **City Clerk Anthony:** Councilperson Lawson?

2371 **Councilperson Lawson:** Yes.

2372 **City Clerk Anthony:** Pro Tem Miller-Anderson?

2373 **Chair Pro Tem Miller-Anderson:** Yes.

2374 **City Clerk Anthony:** Chair Lanier?

2375 **Chairperson Lanier:** Yes.

2376 **City Clerk Anthony:** Motion approved.

2377 **Chairperson Lanier:** Thank you.

2378 **Ms. H. Calhoun:** Thank you very much.

2379 **Chairperson Lanier:** Thank you very much for your presentation, Mr. Sirmons, Ms.
2380 Calhoun.

2381 **Development Services Director Sirmons:** Thank you.

2382 **Ms. H. Calhoun:** Thank you.

2383 **DISCUSSION AND DELIBERATION**

2384 **Chairperson Lanier:** The next Item on our Agenda is under discussion and
2385 deliberation.

2386 **14. Chairperson Lanier:** No. 14.

2387 **City Clerk Anthony:** **PRESENTATION OF PRE-DISPARITY STUDY PROJECT**
2388 **UPDATE.**

2389 **ALTHEA PEMSEL, PROCUREMENT DIRECTOR, 561-845-4108**

2390 **City Clerk Anthony:** Madam Chair, Members of the Board, we do not have any
2391 public comment on this Item. The acceptance of public comment on this Item is now
2392 closed.

2393 **Chairperson Lanier:** Thank you. Mrs. Pemsel. Mr. Evans, do you want to
2394 introduce this Item, please?

2395 **City Manager Evans:** Certainly. Madam Chair and Members of the Board, Staff is
2396 bringing before you an update on the disparity study and the progress that Staff is making,
2397 as well as a tentative timeline with regards to some of the policies that we would like for
2398 the Board to consider and adopt in preparation of the completion of the disparity study.

2399 And at this time, our Director of Procurement, Ms. Althea Pemsel, will provide the
2400 presentation.

2401 **Chairperson Lanier:** Thank you. Ms. Pemsel.

2402 **Procurement Director Pemsel:** Good evening, Chair Lanier, Pro Tem Council, City
2403 Administration. My name is Althea Pemsel, Procurement Director, for the record. Thank
2404 you again for allowing me to provide this update for pre-disparity study.

2405 On December 16, 2020, a presentation was done to Council, that included our
2406 consultants from MGT Consulting, from Franklin Lee, the attorney from Tydings. And
2407 also, from B2G Now. And the goal was to discuss the disparity study process itself, the
2408 steps that are involved in a disparity study, and if you recall at that meeting, we discussed
2409 the people, the financial resources involved.

2410 And we also discussed the tasks that are required in order to accomplish, initially,
2411 some pre-disparity study activities to get us to an actual pre-disparity study solicitation
2412 process. The consensus was that three years worth of data would be sufficient to conduct
2413 a disparity study and that in the meantime, Procurement would update their Procurement
2414 Code and implement tracking software with B2G Now and begin the collection process.

2415 In a nutshell, the status is as follows: We have reviewed the tasks for Mr. Lee and
2416 during the meeting of the presentation, we talked about a race and general neutral
2417 Ordinance. So, we will be bringing, in June, a contract in coordination with Ms. Wynn, for
2418 Mr. Lee, since it exceeds the Manager's authority, in order to be able to draft that
2419 Ordinance.

2420 Secondly, we will be bringing the two Ordinances that were brought to you earlier,
2421 the anti-discrimination and the Cone of Silence. Our goal will be to bring the Procurement
2422 Code later in the summer. It will not have the SBE, MBE portion, of course, because we
2423 will not be prepared, as the study would not have been completed by that time.

2424 To facilitate the remaining portions, we are working very closely with B2G Now. It
2425 is a project, because we are implementing software and trying to get two systems to work
2426 together. So, we have attached the schedule. We are about a week or two off the

2427 schedule but we anticipate that being able to catch up after they do their..., they have a
2428 week off where they're doing the public training that they do for all of their customers.
2429 And that will be B2G Now.

2430 Is there any questions?

2431 **Chairperson Lanier:** Board?

2432 **Councilperson Lawson:** Madam Chair?

2433 **Chairperson Lanier:** Yes. Go ahead, sir.

2434 **Councilperson Lawson:** Thank you for that update, Ms. Ms. Pemsel.

2435 Mr. Evans, if we can have bi-monthly updates, just to kinda stay abreast on what's
2436 going on with the disparity study. I think that this just needs to become a priority. 'Cause
2437 what we're seeing, is a, a lot of businesses sand vendors are seeing the importance of
2438 local, minority, SBE, WMBE businesses participating. But we don't have a specific
2439 requirement, they're just kinda using what we put out as an expectation, but businesses
2440 are not required to come here and we're also not required to vote on accepting it.

2441 But at the same time, I would love us to complete the study as quickly as possible.
2442 So, just getting these bi-monthly..., every, every two to three months, getting it on the
2443 Agenda, just to be abreast and aware of what's going on. Keep the community aware,
2444 and keep the, the dais up to date on it.

2445 **City Manager Evans:** Madam Chair, if I may?

2446 **Chairperson Lanier:** Yes. Go ahead.

2447 **City Manager Evans:** Absolutely. And, and Ms. Pemsel is queued up and in the
2448 hopper to come back and provide Board..., the Board with updates as we hit major
2449 milestones. So, you will see updates from Staff on a more request basis as we hit
2450 milestones associated with the project.

2451 **Councilperson Lawson:** Follow up, Madam Chair?

2452 **Chairperson Lanier:** Yes. Go ahead.

2453 **Councilperson Lawson:** And also, I just wanted to publicly thank you, Ms. Pemsel.
2454 Because, from the beginning, I've just kind of tried to drill this into you and Staff, let us
2455 know this an expectation of myself and the dais, and you've gone and far exceeded the
2456 expectation.

2457 So, I know it was just kind of fa rocky start at the beginning, but I just wanna thank
2458 you because you brought the efforts. Every project that's come before us has had that
2459 expectation, and it's exceeded the expectations of local and minority participation, and
2460 you continue to work on bringing this to the table. So, this is something that's not just a
2461 staple for us today, but for generations to come.

2462 So, thank you, Ms. Pemsel. Thank you for the work that you're doing. And, Mr.
2463 Evans, thank you. Because you actually implemented it and made sure it got done for
2464 us. So, thank you so much. And, thank you for the update on the study. I'm looking
2465 forward to completing it.

2466 **Procurement Director Pemsel:** Thank you, Councilman.

2467 **Chairperson Lanier:** Thank you. Next Item.

2468 **15. City Clerk Anthony:** Item No. 15.

2469 **City Clerk Anthony:** **ART IN PUBLIC PLACES (AIPP) DISCUSSION &**
2470 **DELIBERATION.**

2471 **CLARENCE SIRMONS, DEVELOPMENT SERVICES DIRECTOR, 561-845-4060**

2472 **City Clerk Anthony:** Madam Chair, Members of the Board, we do not have any
2473 public comment on this Item. The acceptance of public comment on this Item is now
2474 closed.

2475 **Chairperson Lanier:** Mr. Evans.

2476 **City Manager Evans:** Madam Chair and Members of the Board, this Item is at the
2477 Board's request to provide an update on the Art in Public Places. I've asked for the
2478 Planning'..., or, the Development Services Director, Mr. Clarence Sirmons, to make this
2479 presentation.

2480 We have looked at what other agencies are doing, because when we did have the
2481 conversation with the Board, we did have the discussion about the possibility of
2482 incorporating a fee component but that wasn't something that the Board wanted to
2483 institute at this particular moment. So, we've looked at some other mechanisms that we
2484 think the Board would see favorable, especially when we look at our own municipal
2485 projects.

2486 And so, Director Sirmons can provide more detail about the Staff's approach.

2487 **Chairperson Lanier:** Mr. Sirmons.

2488 **Councilperson Botel:** Madam Chair?

2489 **Chairperson Lanier:** Yes. Go ahead.

2490 **Councilperson Botel:** I'm sorry to interrupt, but before we go on. Mr. Evans, I'm
2491 not.., I don't recollect the Board making a decision about not wanting a fee. Can you
2492 please refresh my memory about when we decided that?

2493 **City Manager Evans:** Yes, Madam Chair, if I may?

2494 **Chairperson Lanier:** Yes. Go ahead.

2495 **City Manager Evans:** We, we did have the conversation with the Board about a fee
2496 that would be collected as a result of the permitting process. And, based on the
2497 conversation and the dialog and the review, after Staff reviewed the Minutes, it wasn't
2498 something that was favorably considered by the Board to create another fee that would
2499 be absorbed by the developer or the business entity.

2500 And so, from that point, Staff then went and looked at other programs and other
2501 solutions to be able to try to move forward with this particular initiative. Now, we can
2502 certainly circle back and have subsequent conversations with the Board as part of the
2503 budget process. And if that's something that we wanna look at., and, and I do think we
2504 have it queued up to look at, when we start discussing impact fees, as a future funding
2505 mechanism, but it wasn't favorable when we did bring that particular Item to the Board for
2506 consideration, when we were looking to first start the program.

2507 **Councilperson Botel:** Okay. I just don't remember having rejected that as an idea.
2508 And I wonder if we., as you do your investigations, could you please take a look at other
2509 municipalities and whether or not they have an impact fee of sorts that would provide for
2510 public art. 'Cause I, I do., I personally do think that's something that we should consider.

2511 **City Manager Evans:** Absolutely. Madam Chair.

2512 **Councilperson Lawson:** I...

2513 **Chairperson Lanier:** [Inaudible].

2514 **Councilperson Lawson:** Madam Chair, just quickly to address that.

2515 **Chairperson Lanier:** Yes. Go ahead.

2516 **Councilperson Lawson:** And actually, I, I agree with Councilwoman Botel. Just
2517 reviewing that meeting after having the Agenda review and look the memo, I know that
2518 there was., there wasn't a consensus, in reference to not charging a fee for the Arts in
2519 Public Places Program. And, even just this last proposal that came down the pipeline,
2520 had a over one percent free for programming, that was with the ITN. And they actually
2521 presented that without it even being implement in the process.

2522 So, I think that it's something that developers are seeing that's a necessity. I don't
2523 see this as a pushback. I remember, and I actually watched the meeting. I know my
2524 colleague, Councilman McCoy, had some concerns with double taxation and additional
2525 fees on businesses, and may discourage businesses. But, I don't believe there was a
2526 consensus.

2527 And the programming that., or the different municipalities, as Councilwoman Botel
2528 stated , they are charging actual fees to developers coming in to assist with, not just
2529 murals, not just arts, but also programming. And, we saw tonight that FP&L is actually
2530 implementing a mural onto their design, which would also fall under the parameters of
2531 this quote unquote fee.

2532 So, I would actually wanna have that discussion tonight, Mr. Evans, in reference
2533 to implementing and looking at the processes of a, a fee, or some type of charge, to our
2534 developers that can come in, a half a percent or one percent, that could actually go
2535 towards this programming that can kind of be held within whichever department we
2536 determine, that you think would be a good oversight for it.

2537 And then also, you did address impact fees as well. And, I wanted to address that
2538 in my comments later but I definitely think it's time for us to look at and update those
2539 impact fees, and have that discussion as well.

2540 **Chairperson Lanier:** Mr. Evans, hold that thought until we get this presentation, this
2541 update, from Mr. Sirmons.

2542 Thank you. Go ahead, Mr. Sirmons.

2543 **Development Services Director Sirmons:** Thank you, Madam Chair. Again,
2544 Clarence Sirmons, Director of Development Services.

2545 I would like to do a quick recap of some of the main components of, of successful
2546 programs that were mentioned before and then provide some updates on what has
2547 transpired since the last time we had this conversation before Council.

2548 So, in our research, we researched multiple municipalities in the county that have
2549 existing Art in Public Places Programs, and looked at the similar components of them,
2550 that were commonalities between them. And we provided some recaps of those, and we
2551 saw that all of them have these four components of [stammer].., some type of master plan
2552 that sets out what the program will look like for that municipality. They have some type
2553 of dedicated staff, employed with the city to facilitate the program. They all have some
2554 type of advisory board or, or, or, or body that oversees the program, and then they have
2555 some type of established funding. And there are various ways that they met that kind of
2556 component that's necessary.

2557 When we previously had this conversation before the Council, we.., a lot of the
2558 conversation centered on how we would pay for it, of course, and the, the concept of
2559 having a art impact fee, so to speak versus other types of incentivized fees that the
2560 developer can voluntarily pay into if they can get something out of it. So, kind of, like, a,
2561 a carrot program, you get additional density, if you buy in'.., if you provide some type of
2562 public art or contribute to the public art program of the city. In exchange for that, you can
2563 get additional densities. We do have that type of public benefit program that's already
2564 written into our Code as it relates to public spaces, but public art can be something that
2565 could be added to that portion of the Code and maybe you get, you know, an additional
2566 level of density if you do both, or one.

2567 And, and that's a way that's a way that the Code can be changed to allow for public
2568 art to be included on an optional basis for the projects that, that it makes sense, and the
2569 developer wants to participate versus an art impact fee that will be across the board to
2570 any project that comes through the City.

2571 So, that was the main funding component that we were, were grappling with. And,
2572 of course, , there are opportunities. We're applying for grants..., the, the contribution from
2573 City funds, in the way of our capital improvement projects, we mentioned us setting the
2574 example of what we want development to look like in the City so whenever we develop
2575 something, especially with our Reimagine Rivera Beach program coming down the
2576 pipeline, that if we want to inspire art around the City, that we do it with our projects and
2577 that we commit a, a portion of the, the project budgets for those to be public art, or have
2578 some type of, of public space included in them.

2579 So that was one of the main portions of the conversations that we've had
2580 previously. Since then, Staff has spoken in more detail with persons in programs around
2581 the county, but also, artisans around the county, that have worked with munic'...,
2582 municipalities to create their boards. And thee conversation, it's expanded what we are
2583 visualizing our program to be. And, and it's, it's shown us that we have a unique
2584 opportunity in the City of Rivera Beach because of the demographics of our City and who
2585 we serve.

2586 And, often, the persons think of, you know, sculptures and murals when it comes
2587 to public art, but they can also be the cultural arts. They can be the performing arts, they,
2588 they could be celebrating the art in schools, in our public spaces in our City buildings, and
2589 things of that nature. And it just highlighted that some of those more in depth
2590 conversations have not taken place yet about what the vision for the City of Riviera Beach
2591 art..., Art in Public Places Program can be.

2592 So in terms of next steps, we think it's very important to develop that master plan,
2593 but to develop that master plan, we believe that we need to establish an Advisory Board
2594 to guide this program and include well-known artisans around the county, within the City,
2595 outside of the City, that have experience with these programs, as well as Staff and other
2596 person intimately familiar with the City, to have those conversations, have public
2597 discussions and develop what the vision for the Art in Public Places Program can be for
2598 the City. And we use that vision to inform a master plan that we would..., could potentially
2599 have developed by a consultant, and, and likely need expertise in that area. But possibly,
2600 a, a lot of the work of that could be done by department Staff as well, some combination
2601 of the two.

2602 In our research, we have found that the median price for a plan to be developed is
2603 probably somewhere around \$25,000. It could greatly exceed that, depending on how
2604 much into the weeds you..., we would want a consultant to go. But we do identify that as
2605 a very important step to moving our, our program forward here.

2606 So, in terms of next steps, Development Services, if it pleases the Council, would
2607 bring forth a Resolution in front of this Board with the following four components. The first
2608 would be the allocation of 1.5 percent of the cost of capital projects to be dedicated to Art
2609 in Public Places. And that could be installation of public art at our future new City Hall
2610 building, or that 1.5 percent could be contributed to that, that pot of money to fund the
2611 City's Art in Public Places Program. But 1.5 percent the co'..., of the cost of capital projects
2612 go towards Art in Public Places. Two, that this Resolution include a directive to

2613 Development Services to amend the Code of Ordinances to include a provision of public
2614 art funding for public art as a public benefit.

2615 As I mentioned before, expanding the public benefit additional densities portion of
2616 our Code to include public art so developers can voluntarily participate and contribute to
2617 the City. But, again, based on this conversation, we could change that to it being an
2618 across the board art impact fee for a flat rate on, on any project. That's, again, something
2619 we would need direction on.

2620 The third component of the Resolution would be a directive to Development
2621 Services to form an advisory working group of local experts in the Art in Public Arts
2622 Programs to assist with the development of an..., a vision for the City that would result in
2623 an Art in Public Places Master Plan.

2624 And then, finally, the fourth directive to Development Services to publish a RFQ
2625 for the development of an Art in Public Place Master Plan. And, and necessary allocations
2626 to create that. And again, that portion wouldn't come until the, the time that we have a
2627 vision to really direct what that master plan would, would look like.

2628 So, that's what we propose based on our research to be included in a Resolution
2629 that we, we would subsequently bring before this Board for consideration.

2630 **Councilperson Lawson:** Madam Chair?

2631 **Chairperson Lanier:** Thank you. Yes. Go ahead, Councilman Lawson.

2632 **Councilperson Lawson:** Thank you.

2633 Mr. Sirmons, you mentioned 1.5 percent of the projects. Is there a cap on minimum
2634 project amount? Because I don't want it to be on every project that comes to the table. I
2635 actually prefer bigger projects, maybe cap it three hundred, \$400,000. What was the
2636 amount that you stated?

2637 **Development Services Director Sirmons:** I put a percentage 1.5. But, a cap
2638 certainly makes sense, and that's something we could include in there, if it's...

2639 **Councilperson Lawson:** Okay.

2640 **Development Services Director Sirmons:** ...the pleasure of the Board.

2641 **Councilperson Lawson:** Because of the projects coming to the table, I wouldn't want
2642 to charge that fee on every business vendor, every rehab that comes in, every property,
2643 everything that comes to the table. More so, the businesses that are gonna be a certain
2644 level of three, four, \$500,000 and over would be contributing to this arts..., arts impact fee.

2645 **Development Services Director Sirmons:** If I may?

2646 **Chairperson Lanier:** Yes. Go ahead. Respond.

2647 **Development Services Director Sirmons:** Point of clarification. The, the 1.5
2648 percent is proposed for City capital projects. Are you referring to 1.5 art impact fee...

2649 **Councilperson Lawson:** [Inaudible] impact fee.

2650 **Development Services Director Sirmons:** ...on private projects?

2651 **Councilperson Lawson:** Impact fee on private. I'm sorry. I, I thought we had clarity on
2652 that, but I realize that we're talking about the City projects.

2653 **Development Services Director Sirmons:** Okay.

2654 **Councilperson Lawson:** So, for the developer projects...

2655 **Development Services Director Sirmons:** Mhmm.

2656 **Councilperson Lawson:** That come before the table, I guess we, as a Council, just
2657 need to give clarification if we want to instill a impact fee on development projects that
2658 come? Because, we're trying to get the funding for this program and we have to have a
2659 consensus from the Council as to where the funding needs to come from. That's the first
2660 thing.

2661 And then the 1.5 you're proposing is on municipal projects?

2662 **Development Services Director Sirmons:** Correct.

2663 **Councilperson Lawson:** Okay. Alright. I have a few more, but I'll, I'll table those for a
2664 minute.

2665 **Chairperson Lanier:** Very good. Any other questions?

2666 **Councilperson McCoy:** Yes.

2667 **Chairperson Lanier:** Yes. Go ahead, Councilman McCoy.

2668 **Councilperson McCoy:** Thank you.

2669 So, we're out for a impact fee study right now, right, Mr. Evans?

2670 **City Manager Evans:** That is correct, Councilman.

2671 **Councilperson McCoy:** But, Ms. Wynn, and also Mr. Evans, as, as well as Members,
2672 so something just happened in the legislature about a rewrite of how we can levy impact
2673 fees. And, quite frankly, even prior to this new legislation, my understanding of impact
2674 fees has to be solely for..., so, we can't levy an additional impact fee for the purpose of
2675 art. Is that correct?

2676 **City Manager Evans:** Madam Chair, if I may?

2677 **Chairperson Lanier:** Yes. Go ahead.

2678 **City Manager Evans:** Councilman McCoy is right. There, there is some activity and
2679 there's actually some action that the legislature did with regards to impact fees, and we're
2680 trying to unpackage that at this particular moment.

2681 We would look to create, not necessarily an impact fee, but a art surcharge or it
2682 would be something different. But we are doing an impact fee analysis because to levy
2683 an impact fee, it has to be associated with the impact that that development makes. And
2684 art is something separate and apart. It is not something associated that you can argue
2685 that this development calls for the need for additional infrastructure or police officers or
2686 firefighters or Parks & Recs. So it would be something separate and apart. Most
2687 municipalities have a charge of one to one and a half percent from what we've been able
2688 to see, a fee associated with Art in Public Places.

2689 What we're also thinking about doing with our municipal projects is that, for
2690 instance, Fire Station 88, if we have [stammer].., our intent is to move forward with a
2691 public art component, but you're looking roughly looking at about a hundred and a fifty to
2692 \$175,000 of some type of public art that would be incorporated in the design of the facility.

2693 Now, in the event that there's capital leftover, that would be in an account that that
2694 committee that the Board, we're looking for the Board to appoint, will then look for art
2695 projects within the District, or which are in the area, to invest that capital.

2696 So, there would be seed money that would be able to be put into that, that account
2697 to grow. And, and similar to that of your site plans, there can be a situation where a
2698 condition is, if someone's not gonna incorporate public art into their facility that they in
2699 lieu of contribute some monies into that fund for public art throughout the City.

2700 So there's other ways to fund it, but impact fees is under a lot of scrutiny from the,
2701 the legislature and, and we probably are gonna see significant modifications to the way
2702 in which impact fees are levied throughout the state.

2703 **Councilperson McCoy:** Follow up.

2704 **Chairperson Lanier:** Yes. Go ahead.

2705 **Councilperson McCoy:** So, I'm happy to say that I support the legislature stepping in
2706 and doing things just like what was almost offered by Councilperson Lawson. We can't
2707 just tax people. You know, since.., I, I was sittin' here jotting down notes on the type of
2708 fees and taxes that we've levied just since being on this Board, and you know, as a body,
2709 not saying anyone in particular but, you know, we've had discussions about raising impact
2710 fees, water rates, obviously the millage rate has been raised every single year. We're
2711 talking about a fire assessment, imp'.., ;implementing, which I do agree with, [stammer]
2712 actually accepting parking revenues from parking fees.

2713 But, we have to remember... And even.., wait. Hold on. Let me backup. Even
2714 tonight, there was an Item to assess thirty-five percent franchise fee, which ultimately gets
2715 passed down to the end users, which are everybody that's in this community. And we
2716 gotta understand that a developer's not gonna come here and get nicked and dimed
2717 every time you turn around. And when that does happen, the business spay, the residents
2718 pay.

2719 So, I mean, I don't even want to start this discussion about arts. And this is my
2720 position, because we haven't even established buildings and facilities that are

2721 accommodating to our work force currently. So, to suggest that we need to work on the
2722 aesthetics of the community, I think the priorities have to first be established as to what
2723 we're doing.

2724 And I definitely don't want a mandatory contribution. That just seems like another
2725 tax and that's exactly why the legislature stepped in to stop local government. Similar to
2726 how they preempted the regulation of firearms and concealed weapons, that you don't
2727 have a hodgepodge of every time you turn around somebody wants to then tax the local,
2728 local Joe, or the local business.

2729 But, like literally, we have to figure out what's a priority. And, quite frankly, I don't
2730 think Art in Public Places is one of them. Because we have failing infrastructure, we have
2731 buildings that's in disarray. I mean, we have just talked about Code Enforcement. I think
2732 we need to remedy the problems that exist within the community before we go all far out
2733 on trying to, you know, you now, make this whole aesthetic appearance in art, and then
2734 do it at the tune of taxing businesses that wanna come into this community, because
2735 they're gonna pass those costs right on to the customers and to the people that's in this
2736 community.

2737 So, I don't support it. And I will say, having a committee to have that discussion,
2738 is fine. But, a 1.5 percent of capital projects, is more money that's going out of needed
2739 infrastructure repairs that I don't believe that we're in position as an organization to do.
2740 And that is built off of the very fundamentals that we have to get our priorities right, as to
2741 what's important and where we're going. Not in five years, but in the immediate, you
2742 know, year and a half.

2743 **Chairperson Lanier:** Thank you...

2744 **Councilperson Lawson:** Madam Chair?

2745 **Chairperson Lanier:** ...sir, for those comments. Yes. Go ahead, Councilman...

2746 **Councilperson Lawson:** Just...

2747 **Chairperson Lanier:** ...Lawson.

2748 **Councilperson Lawson:** Just to follow up and respond to Councilman McCoy.

2749 A legislator puts parameters in place in regards to restricting increases for impact
2750 fees at a fifty percent rate over a four year period. That's the caps that they put in and
2751 that's actually what was just passed. So they are putting limitations on the increases, but
2752 realizing that we haven't had a rate increase, or addressed our impact fees since 2005.
2753 Also understanding that we have not had any development in our community since, I
2754 think, I've been a kid.

2755 So my concern is that if we don't start to address some of the financial needs that
2756 we have, and working with our community. What I specifically stated is that we have a
2757 parameter, or we have a set limit on how much we're actually charging the businesses
2758 that are coming in so that we're not taxing the small the businessowners, but the major

2759 corporations that are coming to make multimillion dollars here. We have Fortune 500
2760 companies that are actually being undertaxed and have not actually committed to
2761 improving the quality of life, and also the beautification of our community.

2762 Second point, I also wanna bring clarity that I truly believe Arts in Public Places is
2763 going to impact our community tremendously. I look at communities like Wynnewood
2764 area. I look at what's been done over there and what they have done for that community,
2765 for that city, raising the tax rate, raising their millage rate..., I'm sorry, raising their, their,
2766 their revenue for that community, and lowering the actual millage rate for our residents
2767 just because of the beautification of that downtown area.

2768 So, a few things that can be done..., and that just one facility, one municipality. A
2769 few things that we have to address is, a beautification, and also the development of our
2770 community. We have to address some of the intensities and densities on our corridors,
2771 and also focus on how we're gonna actually develop this community effectively and
2772 efficiently. Development is coming. So now we have to be a part of it and make sure that
2773 we're beautifying the community at the same time.

2774 The art program, and I want you to be clear, is not just about murals on walls. It's
2775 about beautifying businesses, it's about investing to infrastructure and it's making sure
2776 that we attract additional businesses with the beautification. Programming and teaching
2777 and education and school programs is also gonna be a part of the Arts in Public Places
2778 Program that I want Staff to develop, with the different municipalities that myself and my
2779 legislative aide actually did research throughout the country that are actually
2780 implemented, and areas that have increased the quality of their community.

2781 **Chairperson Lanier:** Thank you so much, Councilman Lawson. Are there any other
2782 questions for Mr. Simons in this presentation? I know that this..., we're, we're not turning
2783 this into a debate. This is a discussion, this has to come back before us, probably several
2784 times before we settle on how we're going to move forward with it.

2785 So, thank you for your presentation, Mr. Simons. And...

2786 **Councilperson McCoy:** Is that a question...

2787 **Chairperson Lanier:** ...we will...

2788 **Councilperson McCoy:** ...did we have...

2789 **Councilperson Lawson:** I think there's...

2790 **Councilperson McCoy:** You asked us did we have questions.

2791 **Councilperson Lawson:** A little confusing. Yeah.

2792 **Chairperson Lanier:** Go ahead, Mr. McCoy.

2793 **Councilperson McCoy:** I don't have any. I'm gonna let...

2794 [Chuckles]

2795 **Councilperson McCoy:** I mean, you...

2796 **Chairperson Lanier:** No, no. We, we, we're gonna... No, no. [Stammer] we're
2797 gonna..., this is not a debate, this is a discussion. We..., I think that we've had enough
2798 conversation about how we're going to move forward with this. And I know that this is
2799 very near and dear to your hear, Mr. Lawson, and we're going to ensure that we have all
2800 of the facets, and all of the individuals sitting up here to weigh in on this and to be able to
2801 come back with something that we can all agree on.

2802 **Councilperson Lawson:** Mhmm. I know that we just gotta give clarity for Staff to know
2803 how we're gonna actually be funding this program. So, there was not clarity from the last
2804 time, so I wanna make sure that we have a consensus, or we even take a vote so that
2805 there's clarity moving forward. So they know how to actually pre'..., present this.

2806 So, I don't wanna continue to have a debate. [Inaudible]...

2807 **Chairperson Lanier:** Well, yeah.

2808 **Councilperson Lawson:** ...sense.

2809 **Chairperson Lanier:** I..., what I want to happen is this, that, that. When we talk
2810 about impact fees or we talk about funding, we have to have several options. And I think
2811 that that's what they can bring back to. That we know that it has to be funded. That, that
2812 the money has to come somewhere. So, if you can bring us back, Mr. Sirmons, a couple
2813 of options for us to look at for this funding piece and how this would work.

2814 Now, as I said before, we understand that it has to be..., the money has to come
2815 from somewhere. And certainly, not from the City [chuckle]. So, we want you to look at
2816 options to be able to move forward with this project.

2817 Mr. Evans, you want to weigh in on how we would look at different options for this?

2818 **City Manager Evans:** Yes, Madam Chair. If I may?

2819 The Item that's before you this evening is to look at..., there's a couple of questions
2820 that Director Sirmons would like clarity from the Board, but the 1.5 percent that we've
2821 talked..., that's on municipal projects. We never contemplated, or brought the Item with
2822 the intention that that same fee would be what the business community would end up
2823 seeing in whatever mechanism that we move forward with.

2824 And so, Staff is requesting, is there desire from the Board to have that as a
2825 component of our municipal projects to say, you know, 1.5 percent is set aside for Art in
2826 Public Places. And it's not necessarily a sculpture or painting or a mural, like
2827 Councilperson Lawson said, it is an architectural feature that we add to the building that
2828 adds a sense of place in the lobby area. And so, those are things that are just common
2829 in most construction of municipal facilities as they..., you're looking at space making.

2830 So, we wanted to see if the Board wanted to have a policy whereby, as we look to
2831 do projects throughout the City, that we're thinking with that mindset to say, 'We're gonna

2832 incorporate 1.5 percent of the project, is going to have some type of art element
2833 associated when it's a municipal project, for us to lead by example.'

2834 And so, that's the funding component. That's exclusively to City projects and
2835 nothing to do with the private sector as we will bring you back some other operations and
2836 what other entities are doing, and how they're looking to fund that and getting participation
2837 from the private sector, whether it's a fee or it's donation-based or in lieu of, we can bring
2838 that all back. But this was specifically to municipal projects.

2839 **Chairperson Lanier:** Thank you. So, what do you want from us, Mr. Sirmons?
2840 Right now?

2841 **Development Services Director Sirmons:** So we are inclined to move forward
2842 with those four components that I, I mentioned early..., earlier, to develop them into
2843 language for a Resolution to bring before this body for a vote. And, and so, 1.5 on City
2844 projects, for us to include some type of option for developers to pay into an art program
2845 through incentives in our Land Development Code, a directive to develop a, a committee,
2846 an Advisory Board, for the program for the City. And, a directive to issue, when the time
2847 is appropriate, a RFQ for an Art in Public Places Master Plan.

2848 If those are all at least satisfactory items for a vote, we can bring that Resolution
2849 to you in the near future.

2850 **Chairperson Lanier:** Is the Board in... Go ahead, Council'...

2851 **Chair Pro Tem Miller-Anderson:** So, my question regarding the capital projects
2852 and the 1.5 percent. I mean, I, I certainly understand, and can appreciate, trying to identify
2853 the funds for it and going that route. But, I mean, how much, how much money are we
2854 talking for capital projects, number one. And then, you know, obviously the 1.5 percent
2855 of that. [Stammer]. It just feels like, for me, we're just throwing a number out there, and
2856 I don't really know how much we're talking about. Like, what is our..., do we know our
2857 total of our capital projects that we're actually gonna do already? For this? Coming up?
2858 Or is this something that needs to be discussed during budget time?

2859 **City Manager Evans:** [Stammer]...

2860 **Chairperson Lanier:** Mr. Evans.

2861 **City Manager Evans:** Madam, Madam Chair, if I may?

2862 So, as of..., we do have, in, in our Capital Improvements Plan, we do have the
2863 amount that we anticipate spending for capital projects. So, as part of the program
2864 budget, we would de'..., develop a cost associated with what we think the entire capital
2865 expense is. And, as part of the program budget, 'x' amount of dollars is going to be set
2866 aside.

2867 So it's not something that's gonna add an additional 1.5 percent to the overall
2868 construction cost, it's gonna be incorporated in the overall construction cost. 1.5 percent

2869 is gonna be set aside for, you know, capital, you know, public art, as it relates to the
2870 facilities. So...

2871 **Chair Pro Tem Miller-Anderson:** Well, I understand it's not going to add to it, but
2872 it will be taking away from any construction costs. And knowing that, you know, right now
2873 we're going through a phase where construction materials are going up. So, I know we
2874 talked about doing certain things would certain'..., that costs certain amounts, but have we
2875 looked to see are we going to have any deficits? Are we gonna have any..., I mean, we've
2876 had COVID, we have a number of things that have happened since we've done our
2877 [stammer] budget... If you don't stop... And, and so, I'm just trying to figure out, are we
2878 putting the cart before the horse at this point?

2879 **Chairperson Lanier:** Mr. Evans.

2880 **City Manager Evans:** So, as it relates to the, the existing capital projects now, that
2881 we have on the books, we anticipated that this would be part of the future projects. So,
2882 with Fire Station 88, and then, hopefully, Fire Station 86, and even with the Library, there
2883 is some art elements that are associated. So, we're, we're already planning that into
2884 projects. As we go into the budget, the cost for capital in our capital projects, we're
2885 seeing, of course, construction material go up. Over the last year, it's probably gone up
2886 anywhere between fifteen to twenty-nine percent, depending on what the materials are.
2887 And that's associated with some of the [inaudible].

2888 So we are seeing some of the capital costs go up associated with projects. And,
2889 we can look, as we go through the different budgets, we can see what projects, art
2890 projects where... For instance, a lot of communities..., a \$100MM project, if you're taking
2891 \$1.5MM, that, that's a lot of money that's associated with it. So, in some communities,
2892 they have a situation where it's 1.5 percent up to, you know, you hit like a \$250,000
2893 threshold, and that's the max that can be set aside for public art projects. Because, if you
2894 have a \$100MM project, you're talking about a substantial amount of capital that's utilized
2895 for public art, and then you're deviating from what can be spent on other things.

2896 And so, we can actually put in those types of parameters that don't allow for it..., to
2897 see a situation where you have a millions dollars that's set aside for public art, where it,
2898 it hits a certain threshold and a cap and then that's it.

2899 **Chair Pro Tem Miller-Anderson:** Okay. So, do we need to establish that cap
2900 tonight or is that something we can probably...

2901 **City Manager Evans:** We're gonna come back with a Resolution. So, at the next
2902 meeting, we can actually have some language that the Board can look at, you know,
2903 option one, option two, option three, as it relates to the Resolution. And then, the Board
2904 can say, 'Hey, you know this is the threshold..' And, there's also communities that put in
2905 that the project has to be at least a \$1MM plus, or \$2MM plus. So, your smaller capital
2906 projects...

2907 **Chair Pro Tem Miller-Anderson:** Right.

2908 **City Manager Evans:** ...sidewalks and those types of things, you're not expending
2909 money, you're, you're really addressing those issues.

2910 So, we'll look at a, a benchmark, and then we'll also look at a threshold to make
2911 sure that we don't have a situation where you're putting aside millions of dollars
2912 associated with public art, and then bring that back to the Board as part of the Resolution.
2913 And I'll share with the Board some of the languages that we're work with so you have it
2914 in advance of the meeting.

2915 **Chair Pro Tem Miller-Anderson:** Okay. As long as some of that comes back
2916 along with the Resolution, 'cause I don't wanna have to, to vote no because...

2917 **Chairperson Lanier:** Right.

2918 **Chair Pro Tem Miller-Anderson:** ...it's not an option.

2919 **Chairperson Lanier:** I agree. And, thankfully, we can have something back to us
2920 by our next meeting so that we can have an understanding. Not at the next meeting, but
2921 in terms of before the next meeting, having some information about how we're gonna
2922 move forward with this.

2923 **Development Services Director Sirmons:** Sure.

2924 **Chairperson Lanier:** Alright. Very good. Thank you so much, sir

2925 **Development Services Director Sirmons:** Thank you.

2926 **DISCUSSION BY CITY MANAGER**

2927 **Chairperson Lanier:** We will move on now to the discussion by the City Manager,
2928 please.

2929 **City Manager Evans:** Yes, Madam Chair.

2930 First and foremost, I want to wish all our mothers, especially my mother who, from
2931 time to time, tends to watch these meetings and I, I communicate to her that's probably
2932 not a good thing, for, for blood pressure.

2933 [Chuckles]

2934 **City Manager Evans:** But, I do wanna wish all the mothers, especially those that
2935 work for the City and serve the City and in our community, Happy Mother's Day. And,
2936 hopefully, you are showered with gifts and niceties on Mother's Day.

2937 We do have a event that's taking place, as it relates to Neighborhood Services, a
2938 partnership with the City and CRA, here at the Marina Event Center on Monday. And so,
2939 if you're looking for information as to how to participate and how to register, please visit
2940 the CRA's website and you'll see information about our Neighborhood Services Program,
2941 and the things that we have going on. So, the program will be starting here at 6:00 p.m.
2942 to 7:30 on Monday, May 17th.

2943 And, wishing everybody a happy and safe Mother's Day weekend.

2944 That concludes my comments, Madam Chair.

2945 **Chairperson Lanier:** Thank you.

2946 **DISCUSSION BY CITY ATTORNEY**

2947 **Chairperson Lanier:** City Attorney.

2948 **City Attorney Wynn:** No comments, Madam Chair.

2949 **CITY COUNCIL COMMITTEE REPORTS**

2950 **STATEMENTS BY THE MAYOR AND CITY COUNCIL**

2951 **Chairperson Lanier:** We'll state with the Mayor.

2952 **Mayor Felder:** Yes. Thank you, Madam Chair.

2953 Just, the sentiments of Mr. Evans, I would like to wish all of the mothers Happy
2954 Mother's Day. Be safe.

2955 Thank you.

2956 **Chairperson Lanier:** Thank you. Councilman Tradrick McCoy.

2957 **Councilperson McCoy:** So, I just wanna respond, Councilman Lawson, you know, I
2958 was in service at Nissan a couple weeks ago and did notice that change. But, I, I don't
2959 know if the changing of a name constitutes actual advertisement. So, you can name your
2960 business anything you want, but I did notice that. But you know what I did? I walked over
2961 to make sure their BTR was not..., to make sure their BTR was current and it wasn't. So
2962 I'm glad you brought that up.

2963 So, what are we doing with, you know, these businesses that don't have it? We
2964 had somebody at one point that used to go out to businesses to ensure compliance with
2965 the BTRs. Because I'm gonna tell you what they do at Palm Beach County. They will file
2966 a action on you in Circuit Court and get a judgment. So, if they're doing business in the
2967 City, they have to pay. I mean, we can't sit here and, you know, talk about all of these
2968 different fees and we got folks that are in the City that aren't paying their dues. And I
2969 certainly wanna make sure that we, you know, we capture that on the Enforcement side.
2970 Mr. Evans.

2971 **Chairperson Lanier:** Thank you, sir. Mr. Evans.

2972 **City Manager Evans:** We will provide a, a response to that, and, and what we're
2973 doing to, to the Board in writing by tomorrow.

2974 **Councilperson McCoy:** Okay.

2975 **Chairperson Lanier:** Thank you very much.

2976 **Councilperson McCoy:** It's the Nissan on Blue Heron.

2977 **Chairperson Lanier:** Okay.

2978 **Unk.:** Okay. Thank you.

2979 **Chairperson Lanier:** Thank you, sir. Councilman Lawson.

2980 **Councilperson Lawson:** Thank you, Madam Chair.

2981 Mr. Evans, the allocation of those federal dollars related to the pandemic, I know
2982 that those are coming down and a majority of them are gonna be going towards our water
2983 plant. And, I want us to also, expeditiously, work on a plan to get some of those dollars
2984 into the residents hands. It's gonna be about \$14MM, so if we can take some of those
2985 funds.., majority going to the water plant, 'cause the water is a priority that our residents
2986 have been screaming, but also there's a lot of [stammer] residents that have been directly
2987 impacted by COVID and that are still feeling the effects.

2988 So, if we can take certain portion of that to address some of those residents'
2989 concerns, and we can have discussion as a dais in reference to whether it's gonna
2990 property, water bills, expenditures that can kinda help...

2991 **Councilperson Botel:** [Anything other than...]

2992 **Councilperson McCoy:** Dr. Botel.

2993 **Chairperson Lanier:** Dr. Botel.

2994 **Councilperson McCoy:** We can hear you.

2995 [Chuckles]

2996 **Councilperson Lawson:** That can [inaudible]...

2997 **Councilperson Botel:** I'm sorry.

2998 **Councilperson Lawson:** That can kinda leverage and push us, you know, passed this
2999 pandemic to assist them. So, even if it's a portion, I wanna put some of that.., and get
3000 those into their hands as quickly as possible.

3001 One of the biggest hurdles that the county ran into, was they received a, a bulk
3002 amount of money, but it took a while to actually disseminate the funds because nobody
3003 was ready for this. Nobody was prepared to get this bulk of money and then how to
3004 disseminate it to their residents.

3005 So, I wanna make sure that once these funds come in, we have a plan of how to
3006 expeditiously get it to those residents.

3007 **City Manager Evans:** Absolutely, Madam Chair. And we're, we're queued up and
3008 ready to bring the Item to the Board for discussion on the \$14.9MM that we anticipate
3009 receiving. And, and more specifically, the \$7MM that we can anticipate here in the next

3010 couple of weeks. And then also, the stipulations that come along with that and what we
3011 can utilize those monies for and get direction from the Board as to how to program that.

3012 **Chairperson Lanier:** Thank you, sir. Comments by Dr...

3013 **Councilperson Lawson:** Madam...

3014 **Chairperson Lanier:** ...Botel.

3015 **Councilperson Lawson:** Madam Chair, I'm sorry. I just had two more comments.

3016 **Chairperson Lanier:** Okay. I'm sorry.

3017 **Councilperson Lawson:** No worries. Thank you.

3018 The expungement community fair that was held in our community, that was a huge
3019 success. We had about thirteen individuals that came and had expungements done, that
3020 are gonna now have fresh starts in the community, and they got their records expunged.

3021 The mental health community forum that we hosted here in the Marina, if you
3022 haven't had the opportunity, it's airing on Channel 18. That was an amazing forum, with
3023 an amazing panel.

3024 And then, the National Poetry. Myself and a few colleagues were there as well,
3025 and that was a nice event. But I would like for us to discuss as a City, moving forward, to
3026 implement that because I., the residents, our seniors, everyone really enjoyed that event.
3027 It was a little hot out there but it was a beautiful event. So, we can discuss with them
3028 possibly making it a little later in the afternoon to get some of that sun down. But,
3029 otherwise, Council, thank you so much.

3030 My colleagues, Happy Mother's Day to all of you and all my residents as well.

3031 **Chairperson Lanier:** Thank you, sir. Councilwoman Botel?

3032 [Pause]

3033 **Councilperson Botel:** Of course now I forget to turn my mic on, sorry.

3034 [Chuckles]

3035 **Councilperson Botel:** Sorry. [Chuckle]. Thank you, Mr. Evans, for mentioning blood
3036 pressure. That's the reason I'm not there this evening. [Chuckle]. Mine was way outta
3037 control today, and I apologize for my absence.

3038 But, mentioning Mother's Day again, if any of you out there are interested in
3039 providing your mother with something other than flowers, you could provide her with an
3040 opportunity to grow her own by participating in the Singer Island Community Garden. The
3041 raised beds should be arriving over the weekend and if you give mothers an opportunity
3042 to rent a bed, they can begin to, you know, grow their own flowers. So.

3043 The only other thing I have is that my quarterly Singer Island town hall meeting will
3044 be on the 20th at 6:00 o'clock.

3045 Thank you.

3046 **Chairperson Lanier:** Thank you. Councilwoman Miller-Anderson.

3047 **Chair Pro Tem Miller-Anderson:** I just wanted to say that May is Lupus
3048 Awareness Month. I didn't ask for a Proclamation be done this month. We've done one
3049 before, a few years back. But I just wanted to bring it to everyone's attention that World
3050 Lupus Day is May 10th. And 'Put on Purple Day' is May 21st. And, most of you may or
3051 may not know that I do have Lupus, and so this is very dear to my heart, to make sure
3052 that people are aware of the effects of it. And, like I said before, we've done
3053 Proclamations before so I didn't bring it before us this time, but please look up.., learn a
3054 little bit about it because there is more.., there are a lotta people that are in our community
3055 that do have it, or may have symptoms of it. But, it is a very difficult disease in order to
3056 identify that's exactly what you have.

3057 So please make sure that you observe this time during the month of May.

3058 And, Happy Mother's Day to everyone.

3059 Thank you very much.

3060 **Chairperson Lanier:** Thank you.

3061 My comments are, tomorrow we are having our traffic calming for Federal Garden
3062 & 13th Street. It's gonna be actually on 13th Street, between.., between Avenues T and
3063 R. It's gonna be in front of a couple of houses. And what we want to do is have the
3064 residents of that neighborhood to come out and have some conversation and give us
3065 some direction on some of the options that we have for traffic calming for 13th Street.

3066 I also wanted to say that we had an excellent, excellent turnout for our
3067 groundbreaking for our Urban Farm a couple of Saturdays ago. And, we are looking
3068 forward to that project coming to fruition and for the residents to be able to engage in
3069 some of the activities that will be held at that site.

3070 **ADJOURNMENT**

3071 **Chairperson Lanier:** And that, folks, is adjournment.

3072 [Gavel]

3073 [End Of video]

3074 **City Employees, Public Comment Speakers and Others**

3075 Riviera Beach Cares Terri Ferguson

Ms. T. Ferguson

3076 Media Team

Media Team

3077	Billie Brooks	Ms. B. Brooks
3078	Internal Auditor Elena Georgiev	Internal Auditor Georgiev
3079	Maurice Kurland, Esq.	Mr. M. Kurland
3080	Development Services Director Clarence Sirmons	
3081	Development Services Director	Sirmons
3082	Christy Goddeau, Esq.	Ms. C. Goddeau
3083	Lloyd Bornw	Mr. L. Brown
3084	Chief of Police Nathan Osgood	Police Chief Osgood
3085	Police Officer Jonathan Nance	Police Officer Nance
3086	PAL Youth Jordan Quince	Mr. J. Quince
3087	Detective Jemel Headings	Detective J. Headings
3088	Assistant City Manager Deirdre Jacobs	Assistant City Manager Jacobs
3089	Holtz Engineering Stephen Holtz	Mr. S. Holtz
3090	Delores Williams	Ms. D. Williams
3091	Finance and Administrative Services Director Randy Sherman	
3092	Finance and Administrative Services Director	Sherman
3093	Florida Power & Light Sophia Eccleston, Senior External Affairs Manager	
3094		Ms. S. Eccleston
3095	Hope Calhoun	Ms. H. Calhoun
3096	Procurement Director Althea Pemsel	Procurement Director Pemsel

3097

3098

3099

3100 **RONNIE L. FELDER**
3101 **MAYOR**

SHIRLEY D. LANIER
CHAIRPERSON

3102 **ATTEST:**

3103

3104

3105

3106 **CLAUDENE L. ANTHONY**
3107 **CERTIFIED MUNICIPAL CLERK**
3108 **CITY CLERK**

KASHAMBA MILLER-ANDERSON
CHAIR PRO TEM

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TRADRICK MCCOY
COUNCILPERSON

JULIA A. BOTEL, Ed.D
COUNCILPERSON

DOUGLAS A. LAWSON
COUNCILPERSON

3123
3124 **MOTIONED BY:** _____

3125
3126 **SECONDED BY:** _____

3127
3128 **T. MCCOY** _____

3129 **K. MILLER-ANDERSON** _____

3130 **S. LANIER** _____

3131 **J. BOTEL** _____

3132 **D. LAWSON** _____

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3134 **DATE APPROVED:** **JUNE 2, 2021**