

LAURIE DiMARTINO: Thank you.

CHAIRPERSON DAVIS: Congratulations, my friend.

LAURIE DiMARTINO: Thank you.

CHAIRPERSON DAVIS: Okay. We are down to item 6.

6. PRESENTATION AND WELCOME TO NEW EMPLOYEES FOR THE MONTHS OF JANUARY, FEBRUARY AND MARCH 2014.

HUMAN RESOURCES RISK MANAGER SULLIN: Good evening, everyone. The City takes pride in the employment of individuals who decide to become employed with us. I'd like to introduce to you our newest employees for the month of January, February and March. If each employee, when I call your name, if you would come up front so you can meet our Council and everyone in -- in the City. I would appreciate it.

We have Mr. Grady Burn, Maintenance worker, Public Work; Mr. Robert Hand, Communication Operator in the police department; Mr. Dennis Knowles, combination Inspector, Community Development; Mr. Devin Edwards, police officer; and Ms. Laticia Neeley, staff assistant, Parks and Recreation. Please give them a great hand of applause for joining us and welcome them on board. As you see them in the hallway, say hello.

CHAIRPERSON DAVIS: Welcome to Riviera Beach.

COUNCILPERSON DAVIS: Welcome, welcome, welcome.

NEW EMPLOYEE: Thank you.

MS. NEELEY: Thank you.

CHAIRPERSON DAVIS: And thank you for coming -- coming tonight. Okay. Now down to Public Hearing. Ordinances on First Reading, number 7.

PUBLIC HEARINGS

ORDINANCES ON FIRST READING

- 7. ORDINANCE NO. 4044 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ENACTING A MORATORIUM FOR A PERIOD UP TO ONE-YEAR AS TO THE FILING AND/OR RECEIVING OF ANY APPLICATION FOR THE PERMIT OF COMMUNICATION AND ANTENNA EQUIPMENT IN THE PUBLIC RIGHTS OF WAY OF THE CITY OF RIVIERA BEACH IN ORDER TO CREATE REGULATIONS FOR THE LOCATION AND DESIGN REQUIREMENTS OF ABOVE GROUND EQUIPMENT INCLUDING POLES AND ANTENNAS WITHIN THE CITY RIGHTS OF WAY; PROVIDING FOR THE BOUNDARIES SUBJECT TO THE MORATORIUM**

APPROPRIATING \$30,000 FOR PROFESSIONAL SERVICES CONNECTED THEREWITH; PROVIDING FOR SEVERABILITY AND CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.

CHAIRPERSON DAVIS: Okay. Is there a motion?

COUNCILPERSON GUYTON: So moved.

CHAIR PRO TEM PARDO: Second.

CHAIRPERSON DAVIS: Okay. Ms. Jones?

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Good evening. Mary McKinney, Director of Community Development.

CITY MANAGER JONES: What you have before you --

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Sorry.

CITY MANAGER JONES: -- tonight is an ordinance on first read that staff and we -- what I -- we're recommending for consideration for a moratorium. We want to ensure that everyone in our city has access to wireless but we want to make sure that we provide that access in a wise manner. So right now I'd like to ask Mary McKinney, Director of Community Development, to talk about the whys of this moratorium and what we'll accomplish during this time.

CHAIRPERSON DAVIS: Well, you know, she was raring to go so --

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Okay. Thank you. This is -- we're requesting that City Council establish a moratorium for up to one year in order to allow staff to study, evaluate and create regulations that would stipulate where and when these wireless antennas can be placed in the city. Currently there aren't any regulations that control them, which means that this city and any other city could have literally hundreds of these on any street. And there are other cities that have -- have established moratoriums. Let's see.

In Florida that we know of is Miramar, Hallandale Beach, Lauderdale Lakes, Homestead and Plantation and then there are numerous other cities in the country who are also establishing moratoriums so that they can get ahead of this -- these type of facilities before they proliferate in their communities. There were -- there was at least one community -- I think it was Green Acres -- that had applications submitted, and they were permitted before the staff even realized what it was. And they just, like, put up, like, eight of these things and then everybody would then ask, What is this? So some cities are getting ahead of it. We want to be one of them and we're asking that we establish the moratorium. It's for up to a year. It's not necessarily a year if we complete everything before then. And then we've also asked for some funding in our resolution for experts to help us with the telecommunications regulations. Thank you.

CHAIRPERSON DAVIS: Okay. Any questions?

CHAIR PRO TEM PARDO: Madam Chair?

CHAIRPERSON DAVIS: Yes, Ms. Pardo?

CHAIR PRO TEM PARDO: All right. I'd like to make a comment.

CHAIRPERSON DAVIS: Uh-huh.

CHAIR PRO TEM PARDO: I am in favor of this moratorium only because here we are trying to clean up and improve our city. And we're starting with the Broadway corridor where we just spent how much? Millions of dollars --

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Uh-huh.

CHAIR PRO TEM PARDO: -- to bury power lines because we didn't want to see the power lines. You know, we just want beautiful lighting along Broadway. And it -- you know, if we allow something like this, you're going to have this littering not just Broadway but littering the entire community. So, you know, I'm in favor of the moratorium. Go and look at it and see whether or not it is good for our city. But you know, looking at this on the surface, no. No. You know? No. No. You know, we're done with that. You know, this is a new Riviera Beach. This is a new Riviera Beach. That's all I have, Madam Chair.

CHAIRPERSON DAVIS: Anyone -- any other comments or questions? Do we have any comment cards? No comment cards. I'd just like to say I -- when I met with the -- the young lady, I, too --

CITY ATTORNEY RYAN: From Crown Castle?

CHAIRPERSON DAVIS: Huh?

CITY ATTORNEY RYAN: From Crown Castle?

CHAIRPERSON DAVIS: I don't remember where she was from. But she was representing this.

CITY CLERK WARD: She's a lobbyist?

CITY ATTORNEY RYAN: It was Crown Castle.

CHAIRPERSON DAVIS: I don't know. Anyway, I, you know -- my -- my feeling was I was not in favor of it, also. And what she said to me was that it's legal anyway. But I think that, you know, as a home rule municipality, that we can put some things in place that ensures, you know -- I'm looking at the one on the right. That looks awful.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Uh-huh.

CHAIRPERSON DAVIS: You know? We can put some -- some stipulations in place that guarantees what they'll look like in -- in our city.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Uh-huh.

CHAIRPERSON DAVIS: So I'm in favor of the moratorium, also.

COUNCILPERSON THOMAS: Madam Chair?

CHAIRPERSON DAVIS: Mr. Thomas?

COUNCILPERSON THOMAS: Yeah, I -- some of the individuals that were here, I guess, representing this came up earlier and was trying to actually discuss this before the meeting. And I'm just shocked that they didn't put in any comment cards to -- to speak on this. I don't exact --

CHAIRPERSON DAVIS: They're doing so now.

COUNCILPERSON THOMAS: Oh, they -- they --

CHAIRPERSON DAVIS: I'll -- I'll allow them.

COUNCILPERSON THOMAS: -- oh, you're going to allow them to speak?

CHAIRPERSON DAVIS: Yes, I will.

COUNCILPERSON THOMAS: Oh.

CITY ATTORNEY RYAN: You need to put in a comment card. You can't just speak. If you want to talk you need to put in a comment card.

UNIDENTIFIED SPEAKER: Okay. We'll put in a comment card.

CHAIRPERSON DAVIS: Yes. Just get -- go fill out the card over there and they'll bring it up. Okay. You want to go ahead, Mr. Thomas?

COUNCILPERSON THOMAS: Well, I -- I just basically -- 'cause I didn't get a chance to talk to them, if you're going to allow them to speak.

CHAIRPERSON DAVIS: Yeah, I will.

COUNCILPERSON THOMAS: I know they didn't put in a comment card. And I'm not asking for them to speak but I do want to hear what they -- what they have to say about it. I did talk with one of the -- the ladies and it was from Crown Castle.

CHAIRPERSON DAVIS: Uh-huh.

COUNCILPERSON THOMAS: I'm not sure how all of it ties in with AT&T and -- and all that, but I was concerned about them not going through other cities and just selecting

our city for this 'cause they passed by Boca and Boynton and Delray and Lake Worth and on down the line to get to us. And I just was wondering why didn't they want to put these in any of those cities prior to getting to us? And, you know, I'm actually still interested in -- in that. So if -- if you would allow them to answer that question --

CHAIRPERSON DAVIS: Uh-huh.

COUNCILPERSON THOMAS: -- I would -- I would greatly appreciate it.

CHAIRPERSON DAVIS: Yes, sir, I will. As soon as they bring the card up.

COUNCILPERSON THOMAS: There's a few cities north of us, too, like Palm Beach Gardens, Jupiter, you know?

CHAIR PRO TEM PARDO: Tequesta.

COUNCILPERSON THOMAS: Yeah, Tequesta. So I would --

CHAIRPERSON DAVIS: Who was that back there waving a card? Sir? Oh, goodness. We -- come on up so I can get the card. Just stand there for a moment, sir. And state your name.

VIC BENINATE: Sure.

CHAIRPERSON DAVIS: State -- state your name and address for the record. I know your card is coming.

VIC BENINATE: Madam Chair, Commissioners, my name is Vic Beninate. I represent AT&T Florida. Let me begin by saying I'm not a -- an attorney. I'm not an engineer. I have been with AT&T going on 43 years. My concern and the -- the concern of AT&T, as the ordinance is written today, I think it has unintended consequences. From that I think what y'all are addressing are cell towers and antennas and things like that. But based on the -- the opinion of -- of my attorneys, AT&T attorneys, they say it's broader than that.

Just say, for example, a pole is hit by a car. The way the ordinance is written today, we wouldn't be able to replace that. Just as a reference, we probably have half the poles; FP&L has the other half. If a box were hit or if we -- I think -- aren't y'all expanding the marina? As written, we probably would have problems installing the boxes that would, you know, provide and support new businesses. I -- I have the impression that's not your intention. But to -- to go further and talk about cell phones, I agree with the comments of some of the commissioners that, you know, if these antennas and the equipment to support cell phones are put in the wrong places, it sure doesn't beautify the city. I wouldn't want one in the wrong place in my city.

I think if we work together, the industry and -- and the City, we can avoid that. My concern is, though, being, you know, in this industry for 43 years, I remember in the last hurricane I talked to some of the commissioners. Tell you the truth, there wasn't much

of a demand or it didn't have -- when I was in the EOC here and in Broward, there wasn't much of an issue on telephones. And I came to the conclusion is because a lot of people had land lines.

But a lot of people didn't have land lines at all; they had cell phones. And the cell phones stayed up where the land lines with the poles and the lines got knocked down. And probably the good thing is with cell phones, you know, it allows us to, you know, work around the house, outside during hurricanes. The bad news is we've become very dependent on them. And today my 21-year-old daughter who's at University of Florida, she's never had a land line; probably won't get one. And a lot of folks are that way. I thought cell phones were going to be for doctors to talk to patients.

CHAIRPERSON DAVIS: Okay. But -- but, sir --

VIC BENINATE: But -- but the problem is this.

CHAIRPERSON DAVIS: Okay.

VIC BENINATE: For example, if you have one bar on your cell phone, you're going to be lucky to get through and be able to call someone, even 911. If you --

COUNCILPERSON THOMAS: Excuse me, Madam Chair?

CHAIRPERSON DAVIS: Okay. Just --

VIC BENINATE: -- only have one bar, you won't be able to get --

CHAIRPERSON DAVIS: -- hold on.

VIC BENINATE: -- on a --

CHAIRPERSON DAVIS: Okay. Mr. Beninate, I think probably you're -- you're -- you're telling us a whole lot of other stuff. But I think my -- Councilman Thomas has some specific questions --

VIC BENINATE: Yes, sir.

CHAIRPERSON DAVIS: -- he wants you to answer.

COUNCILPERSON THOMAS: Yes. I do understand that you're a lobbyist and, I mean, I'm -- the -- the Chair didn't start the clock on you at the time but I think you probably took up some time. I didn't want to really interrupt you. I just -- no, no. Do me a favor. No, no. Do --

VIC BENINATE: (Inaudible).

CHAIRPERSON DAVIS: No, I -- I'm sorry. You'll have to stay back here.

COUNCILPERSON THOMAS: -- yeah, do me a favor and just stay over there. I get a little nervous when people start to approach this way. Is -- is the officer around here somewhere? Oh, I just want to -- okay. I see him. We're good. We're good. We're good. We're good. Okay. All right.

VIC BENINATE: I guarantee you, I'm harmless.

COUNCILPERSON THOMAS: Yeah. Yeah. Yeah, no problem. What my -- my -- my question is, before you start saying things that may cause our residents some concern -
-

VIC BENINATE: Right.

COUNCILPERSON THOMAS: -- I just would like to know why you selected Riviera Beach to come and try to construct these particular poles.

VIC BENINATE: Well, to be -- to be quite frank, I'm not even sure AT&T has done that at this point. I'm sure at some time we will. Basically, you can walk around anywhere and -- and when you only see one bar, you've gotta have a solution. And in a lot of places you really can't put up, you know, the massive antennas.

COUNCILPERSON THOMAS: Uh-huh.

VIC BENINATE: And the system works in a circle. And if you can't put a -- a big tower with antennas in the circle because it's residential --

COUNCILPERSON THOMAS: Uh-huh.

VIC BENINATE: -- the -- the companies are forced to try to serve people by doing these other solutions which are poles with a small five- or six-foot antenna on top of it. So we don't do it just because, you know, it's a nice thing to do. We do it so that we can serve our customers.

COUNCILPERSON THOMAS: I understand. I'm just trying to figure out. You -- you missed a lot of cities. We're -- we're almost, like, central Palm Beach County. And you've -- you've --

COUNCILPERSON GUYTON: It's not them that's doing it.

COUNCILPERSON THOMAS: -- you -- you've -- you've missed a lot of other cities around and I'm just trying to figure that out.

VIC BENINATE: Well, just to give you an idea on the industry --

CITY ATTORNEY RYAN: Madam Chair? Madam Chair?

VIC BENINATE: -- a lot of times someone like Crown Castle will put up an -- a tower or an antenna and AT&T and -- and other companies will use that same tower or antenna,

the same location. So it's not necessary for AT&T in all cases to go through and construct a tower. We'll put our antennas on other people's towers.

CHAIRPERSON DAVIS: Okay. Mr. Beninate, I think really you're not give -- providing us the answers that we need. It's, I guess, the company that is working for you in order to -- to bring this forward. But Ms. Ryan, you had something you -- you wanted to say?

CITY ATTORNEY RYAN: Well, I -- I think that Vic is trying to -- I'm sorry. I'm calling you by your first name 'cause I can't --

VIC BENINATE: Please do. Beninate is --

CITY ATTORNEY RYAN: -- pronounce --

VIC BENINATE: -- not easy.

CITY ATTORNEY RYAN: Okay. I think he's here to address -- I -- I spoke with AT&T's attorney yesterday who has some issues with the way the ordinance is written. AT&T is not as concerned with the aboveground regulations we're trying to -- to study. They are concerned that we will stop them -- this is from your -- what your attorney told me yesterday -- they're concerned that we may stop them from going in our right-of-way and putting in additional infrastructure underground, which is something that we allow right now.

COUNCILPERSON THOMAS: Well, if that's not what our intentions are, why aren't we fixing it to be able to -- we -- what I think that we're trying to do is make sure that we don't allow a Crown Castle or whoever else to come in and just throw up a bunch of these not-so-attractive-looking poles. We're not trying to stop AT&T --

UNIDENTIFIED SPEAKER: Right.

COUNCILPERSON THOMAS: -- AT&T from doing their routine maintenance, making sure that we get that. So if that's what's happening or that's how it's been interpreted, then I think we ought to fix that.

CHAIRPERSON DAVIS: Uh-huh.

CITY ATTORNEY RYAN: Right.

COUNCILPERSON THOMAS: I think this moratorium is trying to make sure that we don't get out of control with the -- now, if that's what --

CITY ATTORNEY RYAN: Right.

COUNCILPERSON THOMAS: -- if that's what's happening -- if that's not what happening, then I definitely need to -- I see Ms. McKinney not really agreeing with that.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: No. I -- I just wanted to clarify.

CHAIRPERSON DAVIS: Well, come --

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: The only --

COUNCILPERSON THOMAS: Yes, ma'am.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: -- thing this ordinance does is prevent -- no issuing of permits or accepting applications for new aboveground wireless antennas. AT&T, if they have damage to a pole or anything, it would be fixed. That's just acceptable procedure.

COUNCILPERSON THOMAS: Okay. I'm good.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: And it says in here aboveground so -- and then of course, as we develop the regulations, all of -- anyone can have input into them, including all of the wireless companies. So that's the intent of it. It's not intended to prevent anyone to go forward. And then the other thing in our marina, just to clarify, all of our marina wiring is going to be underground. So it's not going to prevent any of that. We know that. We have the plan for that. So --

CHAIRPERSON DAVIS: Okay. All right.

COUNCILPERSON THOMAS: Okay.

CHAIRPERSON DAVIS: All right.

COUNCILPERSON THOMAS: I'm good.

CHAIRPERSON DAVIS: Let me -- let me continue with the Public Comments.

COUNCILPERSON THOMAS: Yes, ma'am.

CHAIRPERSON DAVIS: Ms. Anderson, do you still want to speak, ma'am?

MELISSA ANDERSON: Thank you, Madam Chair. Thank you, Commissioners. Thank you, Madam City Attorney and Madam City Manager for letting me speak tonight. My name is Melissa Anderson. I am with Crown Castle. I am the government relations counsel. You have probably met Wanda Melton who is our government relations attorney. She was with Lisa Maxwell who some of you may have met with about this matter.

CHAIRPERSON DAVIS: I think that's who I met with.

COUNCILPERSON THOMAS: That's who it was.

MELISSA ANDERSON: So Lisa couldn't be here tonight. She has a conflict. I apologize. Quickly to answer your question, Commissioner Thomas.

COUNCILPERSON THOMAS: Yes.

MELISSA ANDERSON: We have 350 of these poles all up and down South Florida starting in Homestead. We have one in West Palm. We have 39 we are trying to put -- we will be putting in Miami Beach, actually. And they're doing the same thing that you guys are doing. These are not just going in Riviera Beach. These are going all over South Florida. These are currently these sorts of facilities, these wireless facilities are all over the country. Florida and the Southeast is sort of behind the times with this type of technology. The reason that this technology is crucial for today is because this technology is localized wireless technology. So if you -- and by the way, these may be our poles in another part of the country. These are not poles which we put up as part of this project. These are not our pictures. We did not give you these pictures and I'm not sure whose they are but they're not ours.

CHAIRPERSON DAVIS: Hmm.

MELISSA ANDERSON: So I don't know what these facilities are. These poles, however, are DIS poles, will actually serve the communities that they are placed in. So if you happen to live on a block where one of these poles is located, you will -- if you have the -- the -- if -- if your company was AT&T and that antenna was for AT&T or T-Mo, your service would be improved. Your service in that neighborhood -- not five miles away, not across the railroad tracks, your service in that neighborhood would be improved.

And -- and our company, who is not AT&T but is one of the four major providers -- think pink. Give you a hint who it is -- wants to put these in Riviera Beach because there's a demand, because quite simply, they have studied Riviera Beach. The places -- and the places that we are proposing to put these have a great -- have a lack of capacity, basically. I only have 39 seconds left, but I'm going to tell you we're here to work with the City. I don't like the moratorium but I'm going to work with you. However, I would also like to say that in other places where they have passed moratoriums and we have had permits pending -- for instance, City of Hallandale Beach, they have worked with us and allowed us to work out our permit during the pendency of the moratorium. I believe Mr. Matt Liebowitz -- I don't know if you're going to use Matt this time around in terms of Telecom -- he's done this with us. In fact, in Miami Beach, we work with him. So I look forward to working with the City. We look forward to being here soon one day. Thank you.

CHAIRPERSON DAVIS: Thank you, ma'am. Wanda Melton.

WANDA MELTON: Thank you, Madam chairman, Councilmen. I'd like to say thank you for taking the time, that I did visit with Councilman Thomas and Councilman Terence Davis and Mr. -- Councilman Guyton. They did take time to hear our side, to listen to what we're proposing. And I would just like to say that we would appreciate, as

Melissa said -- we would like to move forward during the moratorium, working with you to decide the best way that would benefit both what we're trying to do and to better improve your regulations. So anything that we can do to help that, you know, we are willing to do so. And thank you for your time.

CHAIRPERSON DAVIS: Thank you, ma'am. Any other questions or comments?

COUNCILPERSON THOMAS: Just one.

CHAIRPERSON DAVIS: Okay. Mr. Thomas?

COUNCILPERSON THOMAS: I heard the -- I don't know why I'm so bad with names but the previous speaker --

CITY ATTORNEY RYAN: Ms. Anderson.

COUNCILPERSON THOMAS: -- the -- Ms. Anderson, she was saying -- if you don't mind, Ms. -- Madam Chair?

CHAIRPERSON DAVIS: Oh, absolutely. Go ahead.

COUNCILPERSON THOMAS: You were saying that the -- the service, it's -- you studied Riviera Beach and you want to improve the service and think pink and I -- all that type of stuff. I'm just trying to figure out what is the -- what is the problem? What -- what is -- what's needed to be improved? I mean, and -- and listen, I'm pro-business. I -- I got it. I -- you know, I'm okay with that. But I'm just trying to make sure that I'm -- I'm trying to figure out what's going on here other than --

MELISSA ANDERSON: Sure.

COUNCILPERSON THOMAS: -- I mean, you want to, you know, of course affect your bottom line. And I'm okay with you doing that, as long as it doesn't deteriorate our city in -- in which the way it looks.

MELISSA ANDERSON: Absolutely.

COUNCILPERSON THOMAS: So I'm trying -- I was trying to figure out what were you saying. What -- what needs to be improved? What did you study to say that, you know, the services needs -- need to be improved? What -- what is the actual problem?

MELISSA ANDERSON: The actual problem is -- and I did not study it, nor did Crown. The company which has hired us, which again, is a major carrier, has studied it. And -- and -- and our engineers confirm it. And we will literally be -- go out in the field with an antenna and somebody will stand over here and somebody will stand a mile away and they're -- they will say, "Can you hear me now? Are you getting dropped calls?"

COUNCILPERSON THOMAS: Oh, oh, that's Verizon. Yeah. Okay. I got that one.

MELISSA ANDERSON: So --

COUNCILPERSON THOMAS: All right. I got that one. I got that one. Okay. I got that. Yeah, I got that.

MELISSA ANDERSON: Well, it's not -- the company's not Verizon but, I mean, taking it from that --

COUNCILPERSON THOMAS: Oh, they -- I thought that was Verizon said, "Can you hear me now?"

MELISSA ANDERSON: -- it's -- well, you've eliminated the second one. So now you've only got two. So you're down -- okay. So now you've only got two.

COUNCILPERSON THOMAS: Okay.

MELISSA ANDERSON: So it's -- it's one of those two.

COUNCILPERSON THOMAS: All right.

MELISSA ANDERSON: And I think the one just bought the other so really you know who it is.

COUNCILPERSON THOMAS: Okay.

MELISSA ANDERSON: But -- but anyway -- but they literally will take a map and they will say -- and this project was so huge when we started it's taken us two years. You guys are one of four cities that we don't have our permits yet. They have identified areas of deficiency in service, in capacity. And so they know that there's actually deficiency in service in the areas identified in Riviera Beach.

COUNCILPERSON THOMAS: So you're saying the people who have this -- our residents who have this cell phone service, their service is poor and you're trying to --

MELISSA ANDERSON: Yes.

COUNCILPERSON THOMAS: -- upgrade their service.

MELISSA ANDERSON: Absolutely.

COUNCILPERSON THOMAS: Or are you trying to get more capacity to be able to put more cell phones out there?

MELISSA ANDERSON: No, no, no, no. This has to do with capacity as in I only have one bar on my phone and I called 911 and the call was dropped.

COUNCILPERSON THOMAS: Don't -- don't say -- don't -- don't say that kind of stuff. Don't -- don't do that.

CHAIR PRO TEM PARDO: All right. You know what?

CITY ATTORNEY RYAN: No 911.

MELISSA ANDERSON: No, no, no. You think that's a joke? It's not a joke. It's happened --

COUNCILPERSON THOMAS: No, I don't think it's a joke. I just don't want you scaring our residents.

MELISSA ANDERSON: -- in Broward County. No, it's happened in --

UNIDENTIFIED SPEAKER: (Inaudible). Exactly.

MELISSA ANDERSON: -- Broward County and it's a very common problem due to triangulation.

CHAIRPERSON DAVIS: Okay. Can we -- can -- this --

COUNCILPERSON THOMAS: Okay. I'm good. Thank you, Madam Chair.

CHAIRPERSON DAVIS: (Inaudible) that? Okay.

COUNCILPERSON THOMAS: Appreciate it. I -- I'll talk with you a little later but thank you.

CHAIRPERSON DAVIS: Thank you, ma'am.

COUNCILPERSON GUYTON: Madam Chair?

CHAIRPERSON DAVIS: Oh, did you have a question?

COUNCILPERSON GUYTON: Yes. But to the attorney regarding a comment that was made.

CHAIRPERSON DAVIS: Okay. Go ahead.

COUNCILPERSON GUYTON: The gentleman from AT&T indicated that there were unintended consequences in our ordinance.

CITY ATTORNEY RYAN: Right.

COUNCILPERSON GUYTON: And I wanted to know if they -- when you talk to their attorney, was there any level of specificity? Did they identify areas of our ordinance that they --

CITY ATTORNEY RYAN: Yes. He -- Madam Chair?

CHAIRPERSON DAVIS: Yes, ma'am.

CITY ATTORNEY RYAN: The attorney sent me -- we had a conversation and the conversation went one way and then I got some of his changes. And there are a lot of changes. Ms. McKinney and I spoke and there was some unintended consequences in his changes. So between this reading and second reading, we may tweak it a little bit but not a whole lot. Just -- just to make it clear that we're not seeking to go underground.

CHAIRPERSON DAVIS: Uh-huh.

CITY ATTORNEY RYAN: But some of the changes that he recommended are still -- it's -- it's over the top.

COUNCILPERSON GUYTON: Okay.

CITY ATTORNEY RYAN: And since the meeting was today and I just heard from him yesterday, I was not trying to figure it out and get those changes to the Council before this meeting. So I will meet with Ms. McKinney and make some minor changes before second reading to eliminate some of the issues that AT&T has.

COUNCILPERSON GUYTON: Okay. And let me just say -- not advocating for anything but I'm one of those that do have dropped calls in my home. I don't know if it's my carrier. I don't know if it's the -- the tower. But I do experience those and if there is a way that we can improve it without the unsightly equipment --

COUNCILPERSON THOMAS: User error?

COUNCILPERSON GUYTON: -- I think that we need to look into it? Because I think there are others that do have dropped calls and -- but -- but as we progress and come into the 21st century, a lot of things are wireless now. And we need to provide our residents with the type of equipment that would allow them to experience better service. I don't know how that is. But we need to be progressive in our thought patterns to be prepared for all of the future technology. So I just would like for us to keep an open mind. Thank you, Madam Chair.

CHAIR PRO TEM PARDO: Satellite.

CHAIRPERSON DAVIS: Okay.

CITY ATTORNEY RYAN: And, Madam Chair, I just want to clarify one thing.

CHAIRPERSON DAVIS: Ms. Ryan.

CITY ATTORNEY RYAN: Ms. Anderson said that we're -- we were one of four cities that did not give them permits just yet. I don't want anybody to get the impression that they have permits in every city in Palm Beach County. They don't. So we may be one of four but I don't know who those other cities are where they're trying to get permits.

CHAIRPERSON DAVIS: Okay. Thank you. Let's go on to our --

CITY ATTORNEY RYAN: Call the question.

CITY CLERK WARD: Call --

CHAIRPERSON DAVIS: Oh, that's right.

COUNCILPERSON GUYTON: Let's vote.

CHAIRPERSON DAVIS: Okay. Let's vote, please. Sorry. That was a long conversation.

CITY CLERK WARD: Councilman Terence Davis?

COUNCILPERSON DAVIS: Yes.

CITY CLERK WARD: Councilman Cedrick Thomas?

COUNCILPERSON THOMAS: Yes.

CITY CLERK WARD: Councilman Bruce -- Bruce Guyton?

COUNCILPERSON GUYTON: Yes.

CITY CLERK WARD: Chair Pro Tem Dawn Pardo?

CHAIR PRO TEM PARDO: Yes.

CITY CLERK WARD: Chair Judy Davis?

CHAIRPERSON DAVIS: Yes.

CITY CLERK WARD: Unanimous vote.

CHAIRPERSON DAVIS: Okay. We're down to our regular part of the meeting. Number 8 is Community Benefit from Judy Davis for Youth -- Youth Golfers for \$500.

COMMENTS FROM THE PUBLIC -7:00 PM Non-Agenda Item Speakers (Three Minute Limitation)

Please be reminded that the City Council has adopted a set of "Rules of Decorum Governing Public Conduct during Official Meetings", which had been posted at the entrance of the Council Chambers. In an effort to preserve order, if any of the rules are not adhered to, the Council Chair may have any disruptive speaker removed from the podium, from the meeting and/or the building, if necessary. Please govern yourselves accordingly.

Public Comments shall begin at 7:00 PM unless there is no further business of the City Council, which in that event, it shall begin sooner. In addition; however, if an item is