



**REGULAR CITY COUNCIL MEETING
AGENDA
MARINA EVENT CENTER, 190 E 13TH STREET
RIVIERA BEACH, FL 33404
September 6, 2017
6:00 PM**

NOTICE

IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT OF 1990, PERSONS IN NEED OF A SPECIAL ACCOMMODATION TO PARTICIPATE IN THE PROCEEDINGS SHALL CONTACT THE OFFICE OF THE CITY MANAGER AT 561-845-4010 NO LATER THAN 96 HOURS PRIOR TO THE PROCEEDINGS; IF HEARING IMPAIRED, TELEPHONE THE FLORIDA RELAY SERVICES 1-800-955-8771 (TDD) OR 1-800-955-8770 (VOICE) FOR ASSISTANCE.

MAYOR

THOMAS A. MASTERS

CHAIRPERSON

KASHAMBA L. MILLER-ANDERSON - DISTRICT 2

CHAIR PRO-TEM

TONYA DAVIS JOHNSON - DISTRICT 3

COUNCILPERSONS

LYNNE L. HUBBARD - DISTRICT 1

DAWN S. PARDO - DISTRICT 4

TERENCE "TD" DAVIS - DISTRICT 5

ADMINISTRATION

JONATHAN E. EVANS, CITY MANAGER

CLAUDENE L. ANTHONY, CMC, CITY CLERK

ANDREW DeGRAFFENREIDT, III, CITY ATTORNEY

PLEASE TAKE NOTICE AND BE ADVISED, that if any interested person desires to appeal any decision made by the City Council with respect to any matter considered at this meeting, such interested person, at own expense, will need a record of the proceedings, and for such purpose may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based, pursuant to F.S. 286.0105.

LOBBYING - ORDINANCE 4001 - ADOPTED SEPTEMBER

2011

Lobbyist registration and reporting forms are available for you online and in print. Forms can be obtained in the Office of the City Clerk & in the Council Chambers. Registration and reporting forms shall be submitted to the Office of the City Clerk.

ANY PERSON WHO WOULD LIKE TO SPEAK ON AN AGENDA ITEM; PLEASE FILL OUT A PINK PUBLIC COMMENT CARD LOCATED IN THE BACK OF THE COUNCIL CHAMBERS AND GIVE IT TO THE STAFF PRIOR TO THE ITEM BEING TAKEN UP BY CITY COUNCIL FOR DISCUSSION. MEMBERS OF THE PUBLIC SHALL BE GIVEN A TOTAL OF THREE (3) MINUTES TO SPEAK ON ALL ITEMS LISTED ON THE CONSENT AGENDA. MEMBERS OF THE PUBLIC WILL BE GIVEN THREE (3) MINUTES TO SPEAK ON EACH REGULAR AGENDA ITEM. IN NO EVENT WILL ANYONE BE ALLOWED TO SUBMIT A COMMENT CARD AND SPEAK ON AN AGENDA ITEM AFTER THE RESOLUTION IS READ OR ITEM CONSIDERED.

CALL TO ORDER

Roll Call

Invocation

Pledge of Allegiance

AGENDA Approval:

Additions, Deletions, Substitutions

Disclosures by Council

Adoption of Agenda

Comments From the Public on Consent Agenda (Three Minute Limitation)

CONSENT AGENDA

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

- 1. RESOLUTION NO. _____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE BOARD OF COUNTY COMMISSIONERS, PALM BEACH COUNTY, FLORIDA AND THE CITY OF RIVIERA BEACH, FLORIDA; ACCEPTING FUNDING IN THE AMOUNT OF \$238,499; FOR THE CONTINUATION OF REENTRY SERVICES; AUTHORIZING THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO SET UP A BUDGET FOR THE SAME AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE AGREEMENT AND PROVIDING FOR AN EFFECTIVE DATE.**

- 2. RESOLUTION NO. _____ A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AWARDED JOBBER OF MIAMI, FLORIDA FOR THE PUBLIC WORKS FLEET EQUIPMENT RELOCATION AND INSTALLATION IN AN AMOUNT NOT TO EXCEED \$52,579.03; AUTHORIZING THE CITY MANAGER TO EXECUTE THE INSTALLATION SERVICES CONTRACT; AUTHORIZING THE CITY MANAGER TO APPROVE CHANGE ORDERS UP TO TEN PERCENT (10%); AUTHORIZING THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO MAKE PAYMENT FOR SAME FROM ACCOUNT NUMBERS 001-1123-519-0-4901; AND PROVIDING AN EFFECTIVE DATE.**

MINUTES

- 3. MINUTES OF THE CITY OF RIVIERA BEACH BUDGET WORKSHOP HELD JUNE 24, 2017.**

- 4. MINUTES OF THE CITY OF RIVIERA BEACH SPECIAL CITY COUNCIL MEETING HELD JUNE 28, 2017.**

- 5. MINUTES OF THE CITY OF RIVIERA BEACH BUDGET WORKSHOP HELD JUNE 28, 2017.**

- 6. MINUTES OF THE CITY OF RIVIERA BEACH BUDGET**

REVIEW HELD JUNE 30, 2017.

7. MINUTES OF THE CITY OF RIVIERA BEACH REGULAR CITY COUNCIL MEETING HELD JULY 19, 2017.
8. MINUTES OF THE CITY OF RIVIERA BEACH REGULAR CITY COUNCIL MEETING HELD AUGUST 2, 2017.

DEPARTMENT DIRECTOR: CLAUDENE L. ANTHONY
561-845-4090

RESOLUTIONS

9. RESOLUTION NO. 89-17 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE COMMUNITY BASED AGENCY CONTRACT BETWEEN THE CITY OF RIVIERA BEACH AND THE BOARD OF COUNTY COMMISSIONERS, PALM BEACH COUNTY, FLORIDA; AND ACCEPTING CONTRACTUAL FUNDING IN THE AMOUNT OF \$180,000 FOR THE YOUTH EMPOWERMENT PROGRAM; AUTHORIZING THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO SET UP A BUDGET FOR THE SAME AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE.
DEPARTMENT DIRECTOR: VALERIE GRIMSLEY (561) 840-0135
10. RESOLUTION NO. 90-17 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING A WORK ORDER WITH MATHEWS CONSULTING OF WEST PALM BEACH, FLORIDA FOR ENGINEERING SERVICES FOR REDESIGN WEST 23RD STREET TO WEST 27TH STREET FROM AVENUE M TO AVENUE Q TO FACILITATE ROADWAY IMPROVEMENT PROJECTS IN THE AMOUNT OF \$60,499.00; APPROVING A WORK ORDER WITH STANTEC CONSULTING SERVICES, INC. OF BOCA RATON, FLORIDA FOR CIVIL ENGINEERING DESIGN SERVICES FOR AVENUE O AND W 24TH STREET ROADWAY IMPROVEMENT PROJECTS IN THE AMOUNT OF \$28,595.00; AUTHORIZING THE CITY MANAGER TO APPROVE CHANGE ORDERS UP TO TEN PERCENT (10%); AUTHORIZING THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO MAKE PAYMENT FOR SAME FROM ACCOUNT NUMBER 311-1127-541-0-6351 AND PROVIDING AN EFFECTIVE DATE.

ACTING DEPARTMENT DIRECTOR: TERRENCE BAILEY (561) 845-4080

11. RESOLUTION NO. 91-17 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE MAGNOLIA PLACE PLAT, CONSISTING OF APPROXIMATELY 1.52 ACRES, IDENTIFIED AS 4444 LEO LANE AND BY PARCEL CONTROL NUMBER 56-42-42-25-00-000-1210, LOCATED EAST OF N. MILITARY TRAIL AND SOUTH OF LEO LANE; AUTHORIZING EXECUTION OF SAID PLAT; AND PROVIDING FOR AN EFFECTIVE DATE.

ACTING DEPARTMENT DIRECTOR: JEFF GAGNON (561) 845-4060

12. RESOLUTION NO. 92-17 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN AGREEMENT WITH THE SCHOOL BOARD OF PALM BEACH COUNTY PROVIDING FOR THE EDUCATION AND TRAINING OF STUDENTS IN THE INLET GROVE MEDICAL ACADEMY; AND PROVIDING FOR AN EFFECTIVE DATE.

DEPARTMENT DIRECTOR: REGINALD DUREN (561) 845-4014

13. RESOLUTION NO. 93-17 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING THE TERMS AND CONDITIONS OF THE FLORIDA EMERGENCY MEDICAL SERVICES REIMBURSEMENT GRANT AWARD FOR THE FISCAL YEAR 2016-2017, TO EXPAND AND/OR IMPROVE THE CITY'S EMERGENCY MEDICAL SERVICES DELIVERY FOR A TOTAL AMOUNT NOT TO EXCEED \$15,500; FURTHER AUTHORIZING THE PURCHASE OF ADVANCED AIRWAY MANAGEMENT AND VENTILATOR DEVICES; AND PROVIDING AN EFFECTIVE DATE.

DEPARTMENT DIRECTOR: REGINALD DUREN - (561) 845-4104

14. RESOLUTION NO. 94-17 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, OPPOSING LEGISLATIVE EFFORTS TO IMPEDE THE CONSTITUTIONAL RIGHT FLORIDA'S CITIZENS HAVE ENJOYED FOR NEARLY 50

YEARS TO GOVERN THEMSELVES UNDER MUNICIPAL HOME RULE POWERS; OPPOSING THE LEGISLATURE'S PERSISTENT INTRUSION INTO LOCAL FINANCES, WHICH ARE NECESSARY TO PROVIDE FINANCIAL STABILITY AND ESSENTIAL SERVICES UNIQUELY REQUIRED BY MUNICIPAL RESIDENTS AND LOCAL BUSINESSES; DIRECTING CITY ADMINISTRATION TO TRANSMIT A CERTIFIED COPY OF THIS RESOLUTION TO THE FLORIDA LEAGUE OF CITIES, THE PALM BEACH COUNTY LEGISLATIVE DELEGATION AND ANY OTHER INTERESTED PARTIES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

DEPT. DIRECTOR: ANDREW DeGRAFFENREIDT, III
(561) 845-4068

COMMUNITY BENEFITS REQUESTS ON CONSENT

15. DELTA HERITAGE FOUNDATION, INC. - \$500 - COUNCILWOMAN LYNNE L. HUBBARD - TO AWARD SCHOLARSHIPS TO COLLEGE BOUND YOUTH IN PALM BEACH COUNTY.
16. CITY OF RIVIERA BEACH - \$2,000 - COUNCILWOMAN DAWN S. PARDO - DISTRICT 4 BEAUTIFICATION PROJECT.

END OF CONSENT AGENDA

PETITIONS AND COMMUNICATIONS FOR FILING

AWARDS AND PRESENTATIONS

17. CITY OF RIVIERA BEACH - HURRICANE IRMA UPDATE – FIRE CHIEF DUREN

PUBLIC HEARINGS

ORDINANCES ON FIRST READING

18. ORDINANCE NO. 4099 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, REVISING ORDINANCE NO. 4088 ADOPTING CHAPTER 25 OF THE CITY'S CODE OF ORDINANCE ENTITLED "FLOOD PREVENTION AND PROTECTION" TO SUPPLEMENT THE WHEREAS CLAUSES TO REFERENCE STATUTORY AUTHORITY RELATED TO THE FLORIDA BUILDING CODE; TO

MAKE TWO EDITORIAL CHANGES; TO ADD A FISCAL IMPACT STATEMENT RELATED TO AMENDING THE FLORIDA BUILDING CODE; AND PROVIDING FOR CONFLICTS, SEVERABILITY AND CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

ACTING DEPARTMENT DIRECTOR: JEFF GAGNON - (561) 845-4060

COMMENTS FROM THE PUBLIC - 7:30 PM Non-Agenda Item Speakers (Three Minute Limitation)

Public Comment should be restricted to issues, matters, or topics pertinent to the City of Riviera Beach. Please be reminded that the City Council has adopted "Rules of Decorum Governing Public Conduct during Official Meetings", which has 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 or attendee removed from the podium, from the meeting and/or the building, if necessary. Please govern yourselves accordingly.

Public Comments shall begin at 7:30 PM unless there is no further business of the City Council, which in that event, it shall begin sooner. In addition; if an item is being considered at 7:30 PM, then comments from the public shall begin immediately after the item has been concluded.

ITEMS TABLED

REGULAR - OLD BUSINESS

REGULAR

19. **RESOLUTION NO. 95-17 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AWARDED BID NO. 905-17-4 TO ALL-SITE CONSTRUCTION INC. OF RIVIERA BEACH, FLORIDA FOR THE CONSTRUCTION OF THE CUNNINGHAM PARK IMPROVEMENTS IN AN AMOUNT NOT TO EXCEED \$1,896,642.00; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE CONSTRUCTION SERVICES CONTRACT; AUTHORIZING THE CITY MANAGER TO APPROVE CHANGE ORDERS UP TO TEN PERCENT (10%); TOTAL CONTRACT VALUE SHALL NOT EXCEED \$2,086,306.20 WITHOUT AUTHORIZATION BY THE CITY COUNCIL AUTHORIZING THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO MAKE PAYMENT FOR SAME FROM ACCOUNT NUMBERS 303-1234-572-2-6251, 310-1234-572-0-6352, 108-1234-572-0-6351, AND 312-1123-559-1-6301; AND PROVIDING AN EFFECTIVE DATE.**

ACTING DEPARTMENT DIRECTOR: TERRENCE BAILEY (561) 845-4080

20. RESOLUTION NO. 96-17 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, REQUESTING APPROVAL TO EXECUTE A THREE-YEAR LEASE AGREEMENT, WITH AN OPTION FOR RENEWAL FOR ONE ADDITIONAL THREE-YEAR PERIOD, WITH SL INTERSTATE INDUSTRIAL PARK, LLC, FOR THE POLICE DEPARTMENT EVIDENCE WAREHOUSE LOCATED AT 6557 GARDEN ROAD, UNITS 12 AND 13, RIVIERA BEACH, FLORIDA; FOR THE PERIOD OF SEPTEMBER 1, 2017, THROUGH AUGUST 31, 2020; APPROVING A MONTHLY RENT OF 3,848.96 PER MONTH WITH AN ANNUAL 3% INCREASE FOR A TOTAL OF \$142,761.01 FROM ACCOUNT NUMBER 001-0822-521-0-4402; AND PROVIDING AN EFFECTIVE DATE.

DEPARTMENT DIRECTOR: CLARENCE WILLIAMS, III - (561) 845-4128

21. RESOLUTION NO. 97-17 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING THE TERMS AND CONDITIONS OF THE STAFFING FOR ADEQUATE FIRE AND EMERGENCY RESPONSE (SAFER) GRANT IN THE AMOUNT OF \$1,335,761.00 AWARD, TO PROTECT THE HEALTH AND SAFETY OF THE PUBLIC AND FIREFIGHTING PERSONNEL AGAINST FIRE AND FIRE RELATED HAZARDS; FURTHER ACCEPTING THE TERMS AND CONDITIONS OF THE GRANT INCLUDING A MATCH OF \$830,341.00 FROM ACCOUNT NUMBER 107-0920-522-0-2101 FOR A TOTAL PROJECT AMOUNT OF \$2,166,102.00; FURTHER AUTHORIZING THE HIRING OF 9 ADDITIONAL PERSONNEL; AND PROVIDING AN EFFECTIVE DATE.

DEPARTMENT DIRECTOR: REGINALD DUREN - (561) 845-4104

22. RESOLUTION NO. 98-17 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR TO DECLARE A STATE OF LOCAL EMERGENCY; WAIVING PROCEDURES AND FORMALITIES OTHERWISE REQUIRED BY ORDINANCE PERTAINING TO EXPENDITURES; EMPOWERING THE CITY MANAGER TO COMPEL EVACUATION; PROVIDING AN EFFECTIVE DATE AND FOR OTHER PURPOSES. DEPARTMENT DIRECTOR: THOMAS A. MASTERS, MAYOR (561) 845-

DISCUSSION AND DELIBERATION

23. REQUEST TO SCHEDULE A CITY COUNCIL WORKSHOP SEPTEMBER 18, 2017, IMMEDIATELY FOLLOWING THE UTILITY SPECIAL DISTRICT MEETING, FOR DISCOURSE WITH THE CHARTER REVIEW COMMITTEE'S LEGAL COUNSEL.

DEPARTMENT DIRECTOR: CLAUDENE L. ANTHONY
(561) 845-4090

24. REINSTATE THE CIVIL SERVICE BOARDS.

COUNCILWOMAN LYNNE L. HUBBARD (561) 845-4095

25. DISCUSSION REGARDING THE PROCUREMENT PROCESS UTILIZED BY THE RIVIERA BEACH HOUSING AUTHORITY AS IT RELATES TO THE HERON ESTATES PROJECT.

COUNCILWOMAN LYNNE L. HUBBARD (561) 845-4095

BOARD APPOINTMENTS

26. APPOINT TWO ALTERNATE MEMBERS TO THE CHARTER REVIEW COMMITTEE.

DEPARTMENT DIRECTOR: CLAUDENE ANTHONY-
(561) 845-4090

27. APPOINTMENT OF A SIXTH BOARD MEMBER TO THE RECREATION ADVISORY BOARD.

DEPARTMENT DIRECTOR: RICHARD BLANKENSHIP
(561) 845-4070

DISCUSSION BY CITY MANAGER

28. FY 2017 - 2018 BUDGET Q & A.

DISCUSSION BY CITY ATTORNEY

CITY COUNCIL COMMITTEE REPORTS

STATEMENTS BY THE MAYOR AND CITY COUNCIL

ADJOURNMENT

CITY OF RIVIERA BEACH CITY COUNCIL
AGENDA ITEM SUMMARY

Meeting Date: 9/6/2017

Agenda Category: CONSENT RESOLUTION

Subject: Interlocal Agreement between the City of Riviera Beach and the Board of County Commissioners to provide Ex-Offender Community Reentry Services.

Recommendation/Motion:

Originating Dept	JUSTICE SERVICE CENTER	Costs
User Dept.	CITY MANAGER	Funding Source
Advertised	No	Budget Account Number
Date		
Paper		
Affected Parties	Not Required	

Background/Summary:

On September 21, 2006, the Board of County Commissioners approved funding to initiate partnerships with the cities to implement the Youth Violence Prevention Project. Out of this partnership the Justice Service Center was established in Riviera Beach. The Justice Service Center is a Reentry program providing service to ex-offenders returning to the community. These services include: job readiness training, educational assistance, bus passes, expunge/sealing of records, restoration of civil rights, identification assistance, transitional housing and other support services as needed. The Center opened in February 2007 with the goal of "Empowering Communities through Restoration". The program focuses on promoting community growth and alleviating the burden of recidivism on the Riviera Beach community and Palm Beach County at large. As of October 2015, the County's Reentry program has moved from the Criminal Justice Commission to the Palm Beach County Public Safety department. With this move, the funding streams have increased from two main sources to four funding sources. The funding amount of \$238,499 will provide for client support services, office supplies, travel, three full-time case managers and a program director to administer reentry services to clients in the community.

Fiscal Years

Capital Expenditures

Operating Costs

External Revenues

Program Income (city)

In-kind Match (city)
Net Fiscal Impact
NO. Additional FTE Positions
(cumulative)

III. Review Comments

A. Finance Department Comments:

B. Purchasing/Intergovernmental Relations/Grants Comments:

C. Department Director Review:

Contract Start Date

Contract End Date

Renewal Start Date

Renewal End Date

Number of 12 month terms this renewal

Dollar Amount

Contractor Company Name

Contractor Contact

Contractor Address

Contractor Phone Number

Contractor Email

Type of Contract

Describe

ATTACHMENTS:

File Name	Description	Upload Date	Type
Resolution_Interlocal_Agreement-Reentry_(002).docx	Resolution	9/5/2017	Cover Memo
Part_1.pdf	2017-2018 Reentry Contract Part 1	9/5/2017	Backup Material
Part_2.pdf	2017-2018 Reentry Contract Part 2	9/5/2017	Backup Material

REVIEWERS:

Department	Reviewer	Action	Date
City Manager	Evans, Jonathan	Approved	9/5/2017 - 1:09 PM
Purchasing	Little, Rickey	Approved	9/5/2017 - 2:11 PM
Finance	Hoskins, Karen	Approved	9/5/2017 - 5:20 PM
Attorney	Degraffenreidt, Andrew	Approved	9/5/2017 - 5:31 PM

City Clerk
City Manager

Robinson, Claudene
Evans, Jonathan

Approved
Approved

9/5/2017 - 5:53 PM
9/5/2017 - 6:57 PM

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE BOARD OF COUNTY COMMISSIONERS, PALM BEACH COUNTY, FLORIDA AND THE CITY OF RIVIERA BEACH, FLORIDA; ACCEPTING FUNDING IN THE AMOUNT OF \$238,499; FOR THE CONTINUATION OF REENTRY SERVICES FROM OCTOBER 1, 2017 TO SEPTEMBER 30, 2018; AUTHORIZING THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO SET UP A BUDGET FOR THE SAME AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE AGREEMENT AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the COUNTY through the Criminal Justice Commission (CJC) continues their commitment to successful offender reentry; and

WHEREAS, the Justice Service Center meets the requirements for administering offender reentry services; and

WHEREAS, the purpose of the County-wide reentry effort is to reduce recidivism, rebuild ties between offenders and their families, protect the public, assist offenders in establishing a self-sustaining life and support evidence-based practices; and

WHEREAS, the CJC developed a five year reentry strategic plan with a goal of reducing recidivism by 50% over 5 years; and

WHEREAS, in order to meet the goals and objectives of the County's Reentry Initiative, the implementation of pre and post release services are critical, which include the services of three full-time case managers and a program director to professionally and ethically implement the program goals; and

WHEREAS, the COUNTY has agreed to reimburse the CITY for the expenses in an amount not to exceed Two Hundred Thirty Eight Thousand Four Hundred Ninety Nine Dollars (\$238,499) from October 1, 2017 through September 30, 2018 to provide reentry services.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL
OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA
AS FOLLOWS:**

SECTION 1. That the Mayor and City Clerk are authorized to execute the Interlocal Agreement between the City of Riviera Beach and the Board of County Commissioners, Palm Beach County for the Justice Service Center.

SECTION 2. The Director of Finance and Administrative Services is authorized to set up a budget for the same.

SECTION 3. This Resolution shall take effect upon its passage and approval by City Council.

PASSED AND APPROVED this _____ day of _____, 2017.

{The remainder of this page intentionally left blank}

RESOLUTION NO. _____
PAGE 3

APPROVED:

THOMAS A. MASTERS
MAYOR

KASHAMBA MILLER-ANDERSON
CHAIRPERSON

ATTEST:

CLAUDENE L. ANTHONY
CERTIFIED MUNICIPAL CLERK
CITY CLERK

TONYA DAVIS JOHNSON
CHAIR PRO TEM

LYNNE L. HUBBARD
COUNCILPERSON

DAWN S. PARDO
COUNCILPERSON

TERENCE D. DAVIS
COUNCILPERSON

MOTIONED BY: _____

SECONDED BY: _____

L. HUBBARD _____

K. MILLER-ANDERSON _____

T. DAVIS JOHNSON _____

D. PARDO _____

T. DAVIS _____

REVIEWED AS TO LEGAL SUFFICIENCY

ANDREW DEGRAFFENREIDT
CITY ATTORNEY

DATE: _____

INTERLOCAL AGREEMENT FOR
EX-OFFENDER ADULT REENTRY SERVICES
THE CITY OF RIVIERA BEACH

This Interlocal Agreement, hereinafter referred to as contract, is made as of the ____ day of _____, 20 17, by and between Palm Beach County, a Political Subdivision of the State of Florida, by and through its Board of Commissioners, hereinafter referred to as the COUNTY, and (_____
THE CITY OF RIVIERA BEACH_____), a (municipality located in Palm Beach County) authorized to do business in the State of Florida, hereinafter referred to as the ENTITY (including, but not limited to, Municipality, City, Town, University, College), whose Federal I.D. is _____ 59-6000417 _____.

In consideration of the mutual promises contained herein, the COUNTY and the ENTITY agree as follows:

ARTICLE 1 - SERVICES

The ENTITY'S responsibility under this Contract is to provide _____
EX-OFFENDER REENTRY SERVICES_____, as more specifically set forth in the Scope of Work detailed in Exhibit "A".

The COUNTY'S representative/liaison during the performance of this Contract shall be _____
NICOLE BISHOP_____, telephone no. (561) 355-1723 _____.

The ENTITY'S representative/liaison during the performance of this Contract shall be _____
JONATHAN EVANS_____, telephone no. (561) 845-4010 _____.

ARTICLE 2 - SCHEDULE

The ENTITY shall commence services on _____
OCTOBER 1, 2017_____ and complete all services by _____
SEPTEMBER 30, 2018_____. The parties agree that the ENTITY will be entitled to payment for services rendered beginning on _____
OCTOBER 1, 2017_____, notwithstanding the date the contract is executed by the Board of County Commissioners or its designee.

Reports and other items shall be delivered or completed in accordance with the detailed schedule set forth in Exhibit "A".

ARTICLE 3 - PAYMENTS TO ENTITY

- A. The total amount to be paid by the COUNTY under this Contract for all services and materials including, if applicable, "out of pocket" expenses (specified in paragraph C below) shall not exceed a total contract amount of _____
TWO HUNDRED THIRTY EIGHT THOUSAND FOUR HUNDRED NINETY-NINE Dollars (\$ 238,499). The ENTITY shall notify the COUNTY'S representative in writing when 90% of the "not to exceed amount" has been reached. The ENTITY will bill

the COUNTY on a monthly basis, or as otherwise provided, at the amounts set forth in Exhibit "B" for services rendered toward the completion of the Scope of Work. Where incremental billings for partially completed items are permitted, the total billings shall not exceed the estimated percentage of completion as of the billing date.

- B. Invoices received from the ENTITY pursuant to this Contract will be reviewed and approved by the COUNTY'S representative, to verify that services have been rendered in conformity with the Contract. Approved invoices will then be sent to the Finance Department for payment. Invoices will normally be paid within thirty (30) days following the COUNTY representative's approval.
- C. "Out-of-pocket" expenses will be reimbursed up to an amount not to exceed
ZERO
Dollars (\$ 0), and in accordance with the list of the types and amounts of expenditures eligible for reimbursement as set forth in Exhibit "B". All requests for payment of "out-of-pocket" expenses eligible for reimbursement under the terms of this Contract shall include copies of paid receipts, invoices, or other documentation acceptable to the Palm Beach County Finance Department. Such documentation shall be sufficient to establish that the expense was actually incurred and necessary in the performance of the Scope of Work described in this Contract. Any travel, per diem, mileage, meals, or lodging expenses which may be reimbursable under the terms of this Contract will be paid in accordance with the rates and conditions set forth in Section 112.061, Florida Statutes.
- D. Final Invoice: In order for both parties herein to close their books and records, the ENTITY will clearly state "final invoice" on the ENTITY'S final/last billing to the COUNTY. This shall constitute ENTITY'S certification that all services have been properly performed and all charges and costs have been invoiced to Palm Beach County. Any other charges not properly included on this final invoice are waived by the ENTITY.

ARTICLE 4 - TRUTH-IN-NEGOTIATION CERTIFICATE

Signature of this Contract by the ENTITY shall also act as the execution of a truth-in-negotiation certificate certifying that the wage rates, over-head charges, and other costs used to determine the compensation provided for in this Contract are accurate, complete and current as of the date of the Contract and no higher than those charged the ENTITY'S most favored customer for the same or substantially similar service.

The said rates and costs shall be adjusted to exclude any significant sums should the COUNTY determine that the rates and costs were increased due to inaccurate, incomplete or noncurrent wage rates or due to inaccurate representations of fees paid to outside ENTITY. The COUNTY shall exercise its rights under this Article 4 within three (3) years following final payment.

ARTICLE 5 - TERMINATION

This Contract may be terminated by the ENTITY upon sixty (60) days' prior written notice to the COUNTY'S representative in the event of substantial failure by the COUNTY to perform in

accordance with the terms of this Contract through no fault of the ENTITY. It may also be terminated, in whole or in part, by the COUNTY, with or without cause, immediately upon written notice to the ENTITY. Unless the ENTITY is in breach of this Contract, the ENTITY shall be paid for services rendered to the COUNTY'S satisfaction through the date of termination. After receipt of a Termination Notice and except as otherwise directed by the COUNTY the ENTITY shall:

- A. Stop work on the date and to the extent specified.
- B. Terminate and settle all orders and subcontracts relating to the performance of the terminated work.
- C. Transfer all work in process, completed work, and other materials related to the terminated work to the COUNTY.
- D. Continue and complete all parts of the work that have not been terminated.

ARTICLE 6 - PERSONNEL

The ENTITY represents that it has, or will secure at its own expense, all necessary personnel required to perform the services under this Contract. Such personnel shall not be employees of or have any contractual relationship with the COUNTY.

All of the services required herein under shall be performed by the ENTITY or under its supervision, and all personnel engaged in performing the services shall be fully qualified and, if required, authorized or permitted under state and local law to perform such services.

Any changes or substitutions in the ENTITY'S key personnel, as may be listed in Exhibit "A", must be made known to the COUNTY'S representative and written approval must be granted by the COUNTY'S representative before said change or substitution can become effective.

The ENTITY warrants that all services shall be performed by skilled and competent personnel to the highest professional standards in the field.

All of the ENTITY'S personnel (and all Subcontractors), while on County premises, will comply with all COUNTY requirements governing conduct, safety and security.

ARTICLE 7 - SUBCONTRACTING

The COUNTY reserves the right to accept the use of a subcontractor or to reject the selection of a particular subcontractor and to inspect all facilities of any subcontractors in order to make a determination as to the capability of the subcontractor to perform properly under this Contract. The ENTITY is encouraged to seek additional small business enterprises for participation in subcontracting opportunities. If the ENTITY uses any subcontractors on this project the following provisions of this Article shall apply:

If a subcontractor fails to perform or make progress, as required by this Contract, and it is necessary to replace the subcontractor to complete the work in a timely fashion, the ENTITY shall promptly do so, subject to acceptance of the new subcontractor by the COUNTY.

The Palm Beach County Board of County Commissioners has established a minimum goal for SBE participation of 15% on all County solicitations.

The ENTITY agrees to abide by all provisions of the Palm Beach County Code establishing the SBE Program, as amended, and understands that failure to comply with any of the requirements will be considered a breach of contract.

The ENTITY understands that each SBE firm utilized on this Contract must be certified by Palm Beach County in order to be counted toward the SBE participation goal.

The ENTITY shall provide the COUNTY with a copy of the ENTITY'S contract with any SBE subcontractor or any other related documentation upon request.

The ENTITY understands the requirements to comply with the tasks and proportionate dollar amounts throughout the term of this Contract as it relates to the use of SBE firms.

The ENTITY will only be permitted to replace a certified SBE subcontractor who is unwilling or unable to perform. Such substitutions must be done with another certified SBE in order to maintain the SBE percentages established in this Contract. Requests for substitutions of SBE's must be submitted to the COUNTY'S representative and to the Office of Small Business Assistance.

The ENTITY shall be required to submit to the COUNTY Schedule 1 (Participation of SBE-M/WBE Contractors) and Schedule 2 (Letter of Intent) to further indicate the specific participation anticipated, where applicable.

The ENTITY agrees to maintain all relevant records and information necessary to document compliance with the Palm Beach County Code and will allow the COUNTY to inspect such records.

ARTICLE 8 - FEDERAL AND STATE TAX

The COUNTY is exempt from payment of Florida State Sales and Use Taxes. The COUNTY will sign an exemption certificate submitted by the ENTITY. The ENTITY shall not be exempted from paying sales tax to its suppliers for materials used to fulfill contractual obligations with the COUNTY, nor is the ENTITY authorized to use the COUNTY'S Tax Exemption Number in securing such materials.

The ENTITY shall be responsible for payment of its own and its share of its employees' payroll, payroll taxes, and benefits with respect to this contract.

ARTICLE 9 - AVAILABILITY OF FUNDS

The COUNTY'S performance and obligation to pay under this contract for subsequent fiscal years

are contingent upon annual appropriations for its purpose by the Board of County Commissioners.

ARTICLE 10 – INSURANCE

Without waiving the right to sovereign immunity as provided by *s.768.28 f.s.*, ENTITY acknowledges to be self-insured for General Liability and Automobile Liability under Florida sovereign immunity statutes with coverage limits of \$200,000 Per Person and \$300,000 Per Occurrence; or such monetary waiver limits that may change and be set forth by the legislature.

In the event ENTITY maintains third-party Commercial General Liability and Business Auto Liability in lieu of exclusive reliance of self-insurance under *s.768.28 f.s.*, ENTITY shall agree to maintain said insurance policies at limits not less than \$500,000 combined single limit for bodily injury or property damage.

The ENTITY agrees to maintain or to be self-insured for Worker's Compensation & Employer's Liability insurance in accordance with Florida Statute 440.

When requested, ENTITY shall agree to provide an affidavit or Certificate of Insurance evidencing insurance, self-insurance and/or sovereign immunity status, which COUNTY agrees to recognize as acceptable for the above mentioned coverages. Compliance with the foregoing requirements shall not relieve the ENTITY of its liability and obligations under this contract.

ARTICLE 11 – INDEMNIFICATION

To the extent allowed by law, the ENTITY shall protect, defend, reimburse, indemnify and hold COUNTY, its agents, employees and elected officers harmless from and against all claims, liability, expense, loss, cost, damages or causes of action of every kind or character, including attorney's fees and costs, whether at trial or appellate levels or otherwise, arising during and as a result of their performance of the terms of this INTERLOCAL AGREEMENT or due to the acts or omissions of the ENTITY.

ARTICLE 12 - LIABILITY

The parties to this INTERLOCAL AGREEMENT and their respective officers and employees shall not be deemed to assume any liability for the acts, omissions, and negligence of the other party. Further, nothing herein shall be construed as a waiver of sovereign immunity by either party, pursuant to Section 768.28, Florida Statutes.

ARTICLE 13 - SUCCESSORS AND ASSIGNS

The COUNTY and the ENTITY each binds itself and its partners, successors, executors, administrators and assigns to the other party and to the partners, successors, executors, administrators and assigns of such other party, in respect to all covenants of this Contract. Except as above, neither the COUNTY nor the ENTITY shall assign, sublet, convey or transfer its interest in

this Contract without the prior written consent of the other.

ARTICLE 14 - REMEDIES

This Contract shall be governed by the laws of the State of Florida. Any legal action necessary to enforce the Contract will be held in a court of competent jurisdiction located in Palm Beach County, Florida. No remedy herein conferred upon any party is intended to be exclusive of any other remedy, and each and every such remedy shall be cumulative and shall be in addition to every other remedy given hereunder or now or hereafter existing at law or in equity, by statute or otherwise. No single or partial exercise by any party of any right, power, or remedy hereunder shall preclude any other or further exercise thereof.

No provision of this Contract is intended to, or shall be construed to, create any third party beneficiary or to provide any rights to any person or entity not a party to this Contract, including but not limited to any citizen or employees of the COUNTY and/or ENTITY.

ARTICLE 15 - CONFLICT OF INTEREST

The ENTITY represents that it presently has no interest and shall acquire no interest, either direct or indirect, which would conflict in any manner with the performance of services required hereunder, as provided for in Chapter 112, Part III, Florida Statutes, and the Palm Beach County Code of Ethics. The ENTITY further represents that no person having any such conflict of interest shall be employed for said performance of services.

The ENTITY shall promptly notify the COUNTY'S representative, in writing, by certified mail, of all potential conflicts of interest of any prospective business association, interest or other circumstance which may influence or appear to influence the ENTITY'S judgment or quality of services being provided hereunder. Such written notification shall identify the prospective business association, interest or circumstance, the nature of work that the ENTITY may undertake and request an opinion of the COUNTY as to whether the association, interest or circumstance would, in the opinion of the COUNTY, constitute a conflict of interest if entered into by the ENTITY. The COUNTY agrees to notify the ENTITY of its opinion by certified mail within thirty (30) days of receipt of notification by the ENTITY. If, in the opinion of the COUNTY, the prospective business association, interest or circumstance would not constitute a conflict of interest by the ENTITY, the COUNTY shall so state in the notification and the ENTITY shall, at its option, enter into said association, interest or circumstance and it shall be deemed not in conflict of interest with respect to services provided to the COUNTY by the ENTITY under the terms of this Contract.

ARTICLE 16 - EXCUSABLE DELAYS

The ENTITY shall not be considered in default by reason of any failure in performance if such failure arises out of causes reasonably beyond the control of the ENTITY or its subcontractors and without their fault or negligence. Such causes include, but are not limited to, acts of God, force majeure, natural or public health emergencies, labor disputes, freight embargoes, and abnormally severe and unusual weather conditions.

Upon the ENTITY'S request, the COUNTY shall consider the facts and extent of any failure to perform the work and, if the ENTITY'S failure to perform was without it or its subcontractors fault or negligence, the Contract Schedule and/or any other affected provision of this Contract shall be revised accordingly, subject to the COUNTY'S rights to change, terminate, or stop any or all of the work at any time.

ARTICLE 17 - ARREARS

The ENTITY shall not pledge the COUNTY'S credit or make it a guarantor of payment or surety for any contract, debt, obligation, judgment, lien, or any form of indebtedness. The ENTITY further warrants and represents that it has no obligation or indebtedness that would impair its ability to fulfill the terms of this Contract.

ARTICLE 18 - DISCLOSURE AND OWNERSHIP OF DOCUMENTS

The ENTITY shall deliver to the COUNTY'S representative for approval and acceptance, and before being eligible for final payment of any amounts due, all documents and materials prepared by and for the COUNTY under this Contract.

To the extent allowed by Chapter 119, Florida Statutes, all written and oral information not in the public domain or not previously known, and all information and data obtained, developed, or supplied by the COUNTY or at its expense will be kept confidential by the ENTITY and will not be disclosed to any other party, directly or indirectly, without the COUNTY'S prior written consent unless required by a lawful court order. All drawings, maps, sketches, programs, data base, reports and other data developed, or purchased, under this Contract for or at the COUNTY'S expense shall be and remain the COUNTY'S property and may be reproduced and reused at the discretion of the COUNTY.

All covenants, agreements, representations and warranties made herein, or otherwise made in writing by any party pursuant hereto, including but not limited to any representations made herein relating to disclosure or ownership of documents, shall survive the execution and delivery of this Contract and the consummation of the transactions contemplated hereby.

Notwithstanding any other provision in this Contract, all documents, records, reports and any other materials produced hereunder shall be subject to disclosure, inspection and audit, pursuant to the Palm Beach County Office of the Inspector General, Palm Beach County Code, Sections 2-421 - 2-440, as amended.

ARTICLE 19 - INDEPENDENT CONTRACTOR RELATIONSHIP

The ENTITY is, and shall be, in the performance of all work services and activities under this Contract, an Independent Contractor, and not an employee, agent, or servant of the COUNTY. All persons engaged in any of the work or services performed pursuant to this Contract shall at all times, and in all places, be subject to the ENTITY'S sole direction, supervision, and control. The ENTITY

shall exercise control over the means and manner in which it and its employees perform the work, and in all respects the ENTITY'S relationship and the relationship of its employees to the COUNTY shall be that of an Independent Contractor and not as employees or agents of the COUNTY.

The ENTITY does not have the power or authority to bind the COUNTY in any promise, agreement or representation.

ARTICLE 20 - CONTINGENT FEES

The ENTITY warrants that it has not employed or retained any company or person, other than a bona fide employee working solely for the ENTITY to solicit or secure this Contract and that it has not paid or agreed to pay any person, company, corporation, individual, or firm, other than a bona fide employee working solely for the ENTITY, any fee, commission, percentage, gift, or any other consideration contingent upon or resulting from the award or making of this Contract.

ARTICLE 21 - ACCESS AND AUDITS

The ENTITY shall maintain adequate records to justify all charges, expenses, and costs incurred in estimating and performing the work for at least three (3) years after completion or termination of this Contract. The COUNTY shall have access to such books, records, and documents as required in this section for the purpose of inspection or audit during normal business hours, at the ENTITY'S place of business.

Palm Beach County has established the Office of the Inspector General in Palm Beach County Code, Section 2-421 - 2-440, as may be amended. The Inspector General's authority includes but is not limited to the power to review past, present and proposed County contracts, transactions, accounts and records, to require the production of records, and to audit, investigate, monitor, and inspect the activities of the ENTITY, its officers, agents, employees, and lobbyists in order to ensure compliance with contract requirements and detect corruption and fraud.

Failure to cooperate with the Inspector General or interfering with or impeding any investigation shall be in violation of Palm Beach County Code, Section 2-421 - 2-440, and punished pursuant to Section 125.69, Florida Statutes, in the same manner as a second degree misdemeanor.

ARTICLE 22 - NONDISCRIMINATION

The ENTITY warrants and represents that all of its employees are treated equally during employment without regard to race, color, religion, disability, sex, age, national origin, ancestry, marital status, familial status, sexual orientation, gender identity and expression, or genetic information.

ENTITY has submitted to COUNTY a copy of its non-discrimination policy which is consistent with the above paragraph, as contained in Resolution R-2014-1421, as amended, or in the alternative, if the ENTITY does not have a written non-discrimination policy, it has acknowledged through a signed statement provided to COUNTY that ENTITY will conform to the COUNTY'S non-discrimination policy as provided in R-2014-1421, as amended.

ARTICLE 23 - AUTHORITY TO PRACTICE

The ENTITY hereby represents and warrants that it has and will continue to maintain all licenses and approvals required to conduct its business, and that it will at all times conduct its business activities in a reputable manner. Proof of such licenses and approvals shall be submitted to the COUNTY'S representative upon request.

ARTICLE 24 - SEVERABILITY

If any term or provision of this Contract, or the application thereof to any person or circumstances shall, to any extent, be held invalid or unenforceable, the remainder of this Contract, or the application of such terms or provision, to persons or circumstances other than those as to which it is held invalid or unenforceable, shall not be affected, and every other term and provision of this Contract shall be deemed valid and enforceable to the extent permitted by law.

ARTICLE 25 - PUBLIC ENTITY CRIMES

As provided in F.S. 287.132-133, by entering into this contract or performing any work in furtherance hereof, the ENTITY certifies that it, its affiliates, suppliers, subcontractors and ENTITYs who will perform hereunder, have not been placed on the convicted vendor list maintained by the State of Florida Department of Management Services within the 36 months immediately preceding the date hereof. This notice is required by F.S. 287.133(3)(a).

ARTICLE 26 - MODIFICATIONS OF WORK

The COUNTY reserves the right to make changes in Scope of Work, including alterations, reductions therein or additions thereto. Upon receipt by the ENTITY of the COUNTY'S notification of a contemplated change, the ENTITY shall, in writing: (1) provide a detailed estimate for the increase or decrease in cost due to the contemplated change, (2) notify the COUNTY of any estimated change in the completion date, and (3) advise the COUNTY if the contemplated change shall affect the ENTITY'S ability to meet the completion dates or schedules of this Contract.

If the COUNTY so instructs in writing, the ENTITY shall suspend work on that portion of the Scope of Work affected by a contemplated change, pending the COUNTY'S decision to proceed with the change. If the COUNTY elects to make the change, the COUNTY shall initiate a Contract Amendment and the ENTITY shall not commence work on any such change until such written amendment is signed by the ENTITY and approved and executed on behalf of Palm Beach County.

The parties may authorize changes to the budget and scope of work pursuant to a written memorandum executed by both parties, and such will not require a formal contract amendment, provided the change is within the current budgeted amount, and such change is made solely to facilitate the goals of the Contract as outlined in the scope of work and consistent with the original scope of work. Notwithstanding, this provision, the County retains the right to require a formal contract amendment in its sole discretion.

ARTICLE 27 - NOTICE

All notices required in this Contract shall be sent by certified mail, return receipt requested, hand

delivery or other delivery service requiring signed acceptance. If sent to the COUNTY, notices shall be addressed to:

Stephanie Sejnoha, Director
Department of Public Safety
20 South Military Trail
West Palm Beach, FL 33415

With copy to:

Palm Beach County Attorney's Office
301 North Olive Ave.
West Palm Beach, FL 33401

If sent to the ENTITY, notices shall be addressed to:

JONATHAN EVANS
CITY OF RIVIERA BEACH
600 WEST BLUE HERON BOULEVARD
RIVIERA BEACH, FLORIDA 33404

ARTICLE 28 - ENTIRETY OF CONTRACTUAL AGREEMENT

The COUNTY and the ENTITY agree that this Contract sets forth the entire agreement between the parties, and that there are no promises or understandings other than those stated herein. None of the provisions, terms and conditions contained in this Contract may be added to, modified, superseded or otherwise altered, except by written instrument executed by the parties hereto in accordance with Article 26- Modifications of Work.

ARTICLE 29 - CRIMINAL HISTORY RECORDS CHECK

If ENTITY'S employees or subcontractors are required under this contract to enter a critical facility or a CJI facility as identified in Resolution R-2013-1470, the ENTITY shall comply with the provisions of Chapter 2, Article IX of the Palm Beach County Code ("Criminal History Records Check Ordinance). The ENTITY acknowledges and agrees that all employees and subcontractors who are to enter a "critical facility" will be subject to a fingerprint based criminal history records check. Although COUNTY agrees to pay for all applicable FDLE/FBI fees required for criminal history record checks, the ENTITY shall be solely responsible for the financial, schedule, and staffing implications associated in complying with this section of the Palm Beach County Code.

ARTICLE 30 - REGULATIONS; LICENSING REQUIREMENTS

The ENTITY shall comply with all laws, ordinances and regulations applicable to the services contemplated herein, to include those applicable to conflict of interest and collusion. ENTITY is presumed to be familiar with all federal, state and local laws, ordinances, codes and regulations that may in any way affect the services offered.

ARTICLE 31 - SCRUTINIZED COMPANIES (when contract value is greater than \$1 million)

As provided in F.S. 287.135, by entering into this Contract or performing any work in furtherance hereof, the ENTITY certifies that it, its affiliates, suppliers, subcontractors and ENTITYs who will perform hereunder, have not been placed on the Scrutinized Companies With Activities in Sudan List or Scrutinized Companies With Activities in The Iran Petroleum Energy Sector List created pursuant to F.S. 215.473, or on the Scrutinized Companies that boycott Israel List, or is engaged in a boycott of Israel, pursuant to F.S. 215.4725, or is engaged in business operations in Cuba or Syria.

If the County determines, using credible information available to the public, that a false certification has been submitted by ENTITY, this Contract may be terminated and a civil penalty equal to the greater of \$2 million or twice the amount of this Contract shall be imposed, pursuant to F.S. 287.135.

ARTICLE 32 – PUBLIC RECORDS

Notwithstanding anything contained herein, as provided under Section 119.0701, F.S., if the Entity: (i) provides a service; and (ii) acts on behalf of the County as provided under Section 119.011(2) F.S., the Entity shall comply with the requirements of Section 119.0701, Florida Statutes, as it may be amended from time to time. The Entity is specifically required to:

- A. Keep and maintain public records required by the County to perform services as provided under this Contract.
- B. Upon request from the COUNTY'S Custodian of Public Records, provide the County with a copy of the requested records or allow the records to be inspected or copied within a reasonable time at a cost that does not exceed the cost provided in Chapter 119 or as otherwise provided by law. The Entity further agrees that all fees, charges and expenses shall be determined in accordance with Palm Beach County PPM CW-F-002, Fees Associated with Public Records Requests, as it may be amended or replaced from time to time.
- C. Ensure that public records that are exempt, or confidential and exempt from public records disclosure requirements are not disclosed except as authorized by law for the duration of the contract term and following completion of the Contract, if the Entity does not transfer the records to the public agency.
- D. Upon completion of the Contract the Entity shall transfer, at no cost to the County, all public records in possession of the Entity unless notified by COUNTY'S representative/liaison, on behalf of the COUNTY'S Custodian of Public Records, to keep and maintain public records required by the County to perform the service. If the Entity transfers all public records to the County upon completion of the Contract, the Entity shall destroy any duplicate public records that are exempt, or confidential and exempt from public records disclosure requirements. If the Entity keeps and maintains public records upon completion of the Contract, the Entity shall meet all applicable requirements for retaining public records. All records stored electronically by the Entity must be provided to County, upon request of the COUNTY'S Custodian of

Public Records, in a format that is compatible with the information technology systems of County, at no cost to County.

Failure of the Entity to comply with the requirements of this article shall be a material breach of this Contract. County shall have the right to exercise any and all remedies available to it, including but not limited to, the right to terminate for cause. Entity acknowledges that it has familiarized itself with the requirements of Chapter 119, F.S., and other requirements of state law applicable to public records not specifically set forth herein.

IF THE ENTITY HAS QUESTIONS REGARDING THE APPLICATION OF CHAPTER 119, FLORIDA STATUTES, TO THE ENTITY'S DUTY TO PROVIDE PUBLIC RECORDS RELATING TO THIS CONTRACT, PLEASE CONTACT THE CUSTODIAN OF PUBLIC RECORDS AT RECORDS REQUEST, PALM BEACH COUNTY PUBLIC AFFAIRS DEPARTMENT, 301 N. OLIVE AVENUE, WEST PALM BEACH, FL 33401, BY E-MAIL AT RECORDSREQUEST@PBCGOV.ORG OR BY TELEPHONE AT 561-355-6680.

ARTICLE 33 – FILING

A copy of this Interlocal Agreement will be filed with the Clerk of Circuit Court in and for Palm Beach County.

ARTICLE 34 - EXHIBITS

Attached hereto and incorporated herein by reference are Exhibit "A" - Scope of Work, Exhibit "B"- Schedule of Payments, Exhibit "B-1"- Unit Cost Structure, Exhibit "C"- RESTORE Policy and Procedure Guide, Exhibit "D" - Compliance Form and Exhibit "E" - FDC Requirements.

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IN WITNESS WHEREOF, the Board of County Commissioners of Palm Beach County, Florida has made and executed this Interlocal Agreement on behalf of the COUNTY and ENTITY has hereunto set its hand the day and year above written.

ATTEST:
SHARON R. BOCK
CLERK AND COMPTROLLER

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS:

By: _____
Deputy Clerk

By: _____
Paulette Burdick, Mayor

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

ENTITY:

CITY OF RIVIERA BEACH

By: _____
County Attorney

Entity Name

By: _____

Signature

Thomas A. Masters

APPROVED AS TO TERMS
AND CONDITIONS

Typed Name

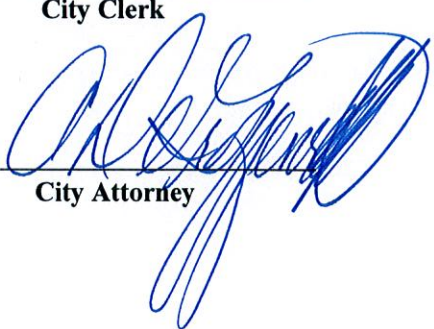
Mayor

Title

By: _____
Department Director

By: _____
City Clerk

By: _____
City Attorney



(corp. seal)

SCOPE OF WORK

Scope of Work - Interlocal Agreement between Palm Beach County and the City of Riviera Beach.

Effective Date: October 1, 2017- September 30, 2018

Objective

Palm Beach County created a strategic plan with a goal of reducing recidivism by 50% over 5 years for ex-offenders returning from the Florida Department of Corrections, Palm Beach County Jail, or the Florida Department of Juvenile Justice. To this end, the City of Riviera Beach, shall be responsible to provide services primarily to those ex-offenders returning to the northern region of Palm Beach County.

Services

The City of Riviera Beach shall be responsible to:

- Provide reentry services to clients referred by the County through Case Managers who have the following qualifications:
 - 1) Trained and Certified in the LSI-r risk and needs assessment.
 - 2) Trained in Motivational Interviewing, De-escalation and Cultural Diversity.
 - 3) Trained in data entry into the RENEW system.

**All staff providing services must meet the above qualifications within 30 business days of hire (submit documentation to Palm Beach County Contract Manager within 30 business days of hire) or the City of Riviera Beach will not be reimbursed for services provided by that staff member.*
- Screen each potential client with the LSI-r Risk/Needs Assessment (at the expense of the City of Riviera Beach) to determine program eligibility.
- Facilitate "Ex-Offender Support Services" to include Identification Assistance, Peer Support Groups, Transportation Assistance, Clothes, Basic Toiletries, Tattoo Removal, On the Job Training, Family Reunification Counseling and Events, Literacy and GED Classes, Trade Education and Certification, Mental Health Treatment Services, Substance Abuse Treatment Services and other services as may be pre-approved by the County.
- Make reentry staff available for meetings, trainings or events at the County Program Manager's discretion.

Evaluation/Data Collection

The City of Riviera Beach will collect and input all required data in the County's Reentry Network (RENEW), on a regular basis, within 3 business days of service delivery.

Programmatic Requirements

- 1) The funding for this contract is federal and state Edward Byrne Memorial Justice Assistance Grant (JAG) Program funding and all program requirements, terms and conditions and special conditions imposed by the US Department of Justice, Bureau of Justice Assistance and the Florida Department of Law Enforcement on this grant award are applicable to this Contract and are deemed incorporated into and made a part of this Contract by reference. A copy of the grant agreement and terms and conditions are available from County upon request, however some special Conditions may not be immediately available and will be provided by County to Municipality within thirty (30) days of receipt from the OJP. The Municipality agrees to comply with all provision of the JAG program statutes and all other applicable federal laws, the special conditions imposed on the JAG award, to comply with 8 U.S.C. § 1373 and to provide an affidavit of compliance with 8 U.S.C. § 1373 if requested by County. The JAG Program statute is Subpart I of Part E of Title I of the Omnibus Crime Control and Safe Streets Act of 1968. Title I of the "Omnibus Act" generally is codified at Chapter 26 of Title 42 of the United States Code ; the JAG Program statute is codified at 42 U.S.C. §§ 3750-3758. See also 28 U.S.C. § 530C(a).
- 2) The City of Riviera Beach agrees to be bound by and comply with the most up to date Palm Beach County RESTORE Policy and Procedure Guide, as outlined in the attached Exhibit C, incorporated herein by reference and made a part of this Agreement.
- 3) **Certifications from proposed subrecipients under FY 2017 Byrne JAG Program:** A State or unit of local government that receives an award under the FY 2017 Byrne JAG Program will be required (by award condition) to obtain a properly-executed certification regarding compliance with 8 U.S.C. § 1373 from any proposed subrecipient that is a unit of local government or a "public" institution of higher education (i.e., one that is owned, controlled, or directly funded by a State or unit of local government). The specific certification required from a unit of local government will differ from the specific certification required from a "public" institution of higher education. (The requirement for a subrecipient certification regarding 8 U.S.C. § 1373 will not encompass subawards to Indian tribes). The form is attached Exhibit "D", incorporated herein by reference and made a part of this agreement.
- 4) The City of Riviera Beach agrees to be bound by and to comply with the requirements of the Florida Department of Corrections, as outlined in the attached Exhibit E, incorporated herein by reference and made a part of this Agreement.

Non-Compliance- The City of Riviera Beach will not be compensated for services that fail to comply with the requirements above.

EXHIBIT "B"

SCHEDULE OF PAYMENTS

The Consultant will prepare and submit monthly invoices to the Public Safety Department by the 15th of each month. Invoices must include the Acknowledgement of Services Forms. Invoices will be reviewed and approved by the County's representative to verify that services have been rendered in conformity with the contract. Approved invoices will then be sent to the Finance Department for payment.

BUDGET WORKSHEET

A. PERSONNEL	
SUB-TOTAL PERSONNEL	\$ -
B. OPERATIONAL EXPENSES - Allowable expenses found in Exhibit B-1	
<i>FDC Case Management Services (10/1/17 - 6/30/18)</i>	156,345.00
<i>FDC Client Support Services (10/1/17 - 6/30/18)</i>	21,870.00
<i>FDC Case Management Services (10/1/17 - 9/30/18)</i>	52,150.00
<i>FDC Client Support Services (10/1/17 - 9/30/18)</i>	8,134.00
	-
SUB-TOTAL OPERATIONAL	\$ 238,499.00
C. CAPITAL EXPENDITURES	
SUB-TOTAL CAPITAL	\$ -
TOTALS	
A. PERSONNEL: Salaries and Benefits	\$ -
B. OPERATIONAL EXPENSES	\$ 238,499.00
C. CAPITAL EXPENDITURES	\$ -
TOTAL PROJECT BUDGET	\$ 238,499.00

Any service not listed requires approval prior to delivery.

CASE MANAGEMENT SERVICES

<u>Category</u>	<u>Service</u>	<u>Rate</u>	<u>Requirements</u>
Pre- or Post-Release Outreach and Orientation	Client and/or Family Outreach and orientation	\$21.00 per session	Pre-release- Must be within 3 years of release; Post-Release- Must be within 3 months of release; may only charge once for each client
Pre- or Post-Release Case Management: Needs Assessment	Identify Basic Needs	\$300.00 per program participant	Must be completed within 30 days of enrollment.
Pre- and Post-Release Case Management Plans of Care	Establishment of short- and long-term goals for successful reintegration	\$500.00 per program participant	Must be completed within 30 days of enrollment.
Pre-or Post-Release Case Management: Follow-up/Plan Review	Motivational Interviewing; transition planning; navigation of goals	\$21.00 per session	Minimum of 30 minutes per session;
Pre- or Post-Release Per Diem Rate for Program Participants	Daily Rate for an Enrolled Pre or Post-Release Participant	\$15.00 per day (M-F)	Must have at least two documented contacts per month.
Post-Release Peer Support Groups	Facilitation of peer support groups	\$25 per participant	Maximum of 15 participants per group

CLIENT SUPPORT SERVICES

<u>Category</u>	<u>Service</u>	<u>Rate</u>	<u>Requirements</u>
Post-Release 90-Day Employment Incentive	Job Retention for at least 90-Days Continuously at One Employer	\$50.00 per participant	May only receive once; participant must sign acknowledgement of receipt of incentive; co name, hourly rate, start-end dates, pay stubs for 90 day period required
Post-Release Transportation	Monthly Bus or Tri-Rail Passes	\$50.00 per participant per month	\$150.00 maximum per participant; Maximum amount can be increased with approval by local contract manager.

Post-Release Ancillary Employment Services	Job related supplies (e.g., work boots, clothes, safety glasses, vests and tools)	\$300 max per participant	Maximum amount can be increased with approval by local contract manager.
Post Release Toiletries and Clothes	Basic hygiene products and clothing	\$100 max per participant	Maximum amount can be increased with approval by local contract manager.
Post-Release Emergency Medical Financial Assistance	The Contractor shall provide assistance to program participants regarding the cost to obtain emergency medication or assistance. The Contractor shall refer program participants, based on individual need and willingness to participate, to community resources for medical assistance or medication.	\$500 max per participant	Max amount can be increased with local Contract Manager approval
Pre- or Post-Release Financial Identification Assistance	Assistance obtaining birth certificate, driver license and/or Florida identification card; and/or selective service registration or other needed information	\$250.00 max per participant	\$250 maximum per participant to include driver improvement classes
Post-Release Education Preparation Class	Academic Instruction to Improve Basic Literacy	\$195.00 maximum per participant	Maximum amount can be increased with approval by local contract manager.
Post-Release Substance Abuse Assessments	Assessment used to address severity of problems.	\$80.00 per assessment	
Post-Release Substance Abuse Education	Educational classes designed to address misuse of drugs and alcohol.	\$25.00 per participant	Minimum of 60 minute group sessions; maximum of 10 participants per group

Post-Release Mental Health Assessment	Mental health assessments used to identify the severity of problems.	\$80.00 per assessment	
Post-Release Mental Health Individual and Group Sessions	Mental Health individual and group counseling.	\$25.00 per participant per session	Minimum of 60 minute group sessions; maximum of 10 participants per group
Pre- or Post-Release Family Reunification Workshop	Educational classes designed to address communication, co-parenting, relationships, discipline, work family balance, and fatherhood initiatives.	\$ 25 per participant	Maximum of 15 participants per group
Post-Release Career Development/ Life Skills Incentive	Receive Incentive for Career Development and Life Skills Course Completion	\$75.00 per participant	May only receive once; must complete course; must sign for receipt on log
Post-Release Transitional Housing	Direct service or referral based; and/or Rental Assistance	\$5,000.00 max per participant	Provided at a cost of \$25 per day. Max of \$5,000 per participant; need for housing must be in transition plan; Maximum amount can be increased with approval by local contract manager.
Pre- or Post-Release Employability Skills Assessment	Identify Industry and Prospective Jobs	\$100.00 per participant	Must be provided for each program participant.
Pre- or Post-Release Employment Workshop	Facilitation of Workplace Conflict, Job Retention Techniques and Job Search Best Practices	\$ 25 per participant	Maximum of 15 participants per group
Post-Release Vocational Training	Vocational Job Training- Participants will receive a certificate of completion at the end of the course.	\$2,000 max per participant	Certificate required, sign-in logs required; Maximum amount can be increased with approval by local contract manager.

**Palm Beach County
RESTORE
Ex-Offender Reentry**



Policy and Procedure Guide



GENERAL BACKGROUND

Palm Beach County, Florida (PBC), in collaboration with The Florida Department of Corrections (FDC), the Palm Beach County Sheriff's Office (PBSO) and Community-based Service Providers (CSPs) facilitate the successful reintegration of ex-offenders returning to Palm Beach County. The *Regional and State Transitional Offender Reentry (RESTORE) Initiative*, established in 2011, is a comprehensive model for inmate reentry designed to reduce recidivism for the target population by identifying needs, providing targeted evidence-based programs and coordinating pre- and post-release services to assist inmates transitioning from incarceration to the community.

A case management system, RENEW, was developed to ensure offender risk and criminogenic needs are identified and addressed in an effort to lower risk and reduce recidivism and victimization. This system is intended to focus the majority of resources on moderate and high risk offenders and shall include the following elements: on-going risk and needs assessment, responsivity, case planning, case plan follow-up and documentation, transfer of records, staff training and quality assurance.

In 2014, PBC was selected as one of two sites in the nation to implement an Integrated and Employment Strategies (IRES) pilot project through the Council of State Governments, the Department of Justice, the Department of Labor and the Annie E. Casey Foundation. The IRES pilot project was designed to test innovative approaches to reducing recidivism and increasing job readiness for ex-offenders and to identify successful strategies for integrating reentry and employment programming. The pilot project focuses on operationalizing a level of cross-systems coordination among corrections, reentry and workforce development agencies on a scale rarely seen in the field. The theory being tested is that by applying resources based on an assessment-driven referral process, recidivism and employment outcomes will improve. Thus, the pilot project has the potential to influence both correctional and workforce development programming across the country.

This policy and procedure guide is intended to define roles and expectations for the contracted CSPs, explain tasks and the referral processes related to the reentry project to develop a clear transition path for each ex-offender. To be eligible for services, individuals must have been convicted in Palm Beach County.

PROGRAM OPERATIONS

I. PROGRAM ENTRY

The RESTORE Initiative utilizes four entry points that have varying levels of pre-release services (once released, the clients are eligible for identical levels of post-release services):

Entry Point 1- Sago Palm Reentry Center- The Sago Palm Reentry Center, a medium-security FDC facility located in PBC, provides linkage to community reentry service providers through the RESTORE Initiative for inmates returning to PBC. The Lord's Place, the Riviera Beach Reentry Center and Gulfstream Goodwill Industries are the Community-Based Service Providers (CSPs). CSPs must establish a pre-release relationship, create a transition plan with the inmates and meet the client at felon registration the day of their release to begin post-release services. The **Program Design** is as follows: Focusing on the critical transition success elements, the target population is transferred to the institution for the last 10-36 months of their sentence. RESTORE Initiative representatives work with the inmates to develop an individualized transition plan using validated assessments. Based on identified needs, the participants complete educational, vocational, substance abuse treatment and various life skills programming prior to release, including linkage to the post-release services via reentry service providers and case managers. The project design shifts the model from pre-release employees to the CSPs for the delivery of post-release services. Pre-release staff determine risk and job readiness levels.

**Contracted CSPs will have at least three pre-release contacts with inmates at Sago Palm prior to their release date.*

Entry Point 2- All other FDC State Prisons- PBC provides linkage to community reentry service providers through all other FDC facilities. Medium and high risk inmates identified as returning to PBC that are not housed at Sago Palm are contacted by PBC staff 6 to 18 months prior to their release through classification officers. An initial questionnaire is sent to those medium or high risk inmates returning to PBC. Reentry services and reentry programs are presented to the ex-offender. If the inmate is interested in services, he will mail back the questionnaire and the Public Safety Staff will generate an electronic referral through RENEW. Based on the best fit for services and risk level, the inmate is assigned a Case Manager from a CSP through the RENEW system. Post-release staff will determine risk and job readiness levels.

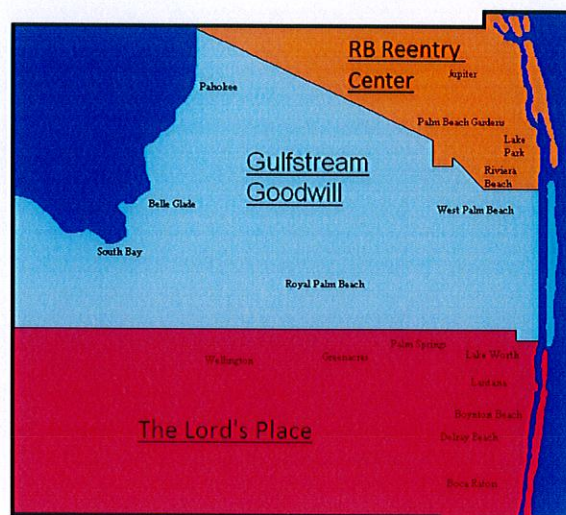
**Upon referral through the RENEW system, contracted CSPs will have 15 calendar days to contact the inmate's classification officer and family contact listed in RENEW in order to set up an intake appointment and interview the client. All contacts must be documented in RENEW. The CSP must make at least three documented attempts at contact prior to the client's release date.*

Entry Point 3- Local Palm Beach County Jail- The PBC Jail provides linkage to CSPs through RESTORE. Community-based service providers establish a pre-release relationship, create a transition plan with county-sentenced inmates and meet the ex-offenders the day of their release and begin post-release services. The **Program Design** is as follows: RESTORE Initiative representatives work with the inmates to develop an individualized transition plan using validated assessments. Based on identified needs, the participants complete educational, vocational, substance abuse treatment and various life skills programming prior to release, including linkage to the post-release services via reentry service providers and case managers. The project design shifts the model from pre-release employees to a community-based organization for the delivery of post-release services. County sentenced inmates identified by PBSO as returning to PBC are approached by pre-release reentry staff and presented with the opportunity to participate in reentry programs. If they are interested, PBSO staff will generate an electronic referral through the RENEW system. The project design shifts the model from pre-release employees to the CSPs for the delivery of post-release services. Pre-release staff determine risk and job readiness levels.

**Upon referral through the RENEW system, contracted CSPs will have 15 calendar days to contact PBSOs reentry staff in order to set up an intake appointment and interview the client. The appointment should be documented in RENEW.*

Entry Point 4- Walk-in Clients- Ex-Offenders can also access RESTORE Initiative services by contacting any of the CSPs or CareerSource, the local workforce board, directly. Based on the geographical region that the inmate is returning to or best fit for services the client is assigned a CSP that will provide case management. This category includes those returning from the Federal system.

**CSPs must be enter walk-in clients into the RENEW system within 3 business days of the intake meeting.*



II. PROGRAM ENROLLMENT

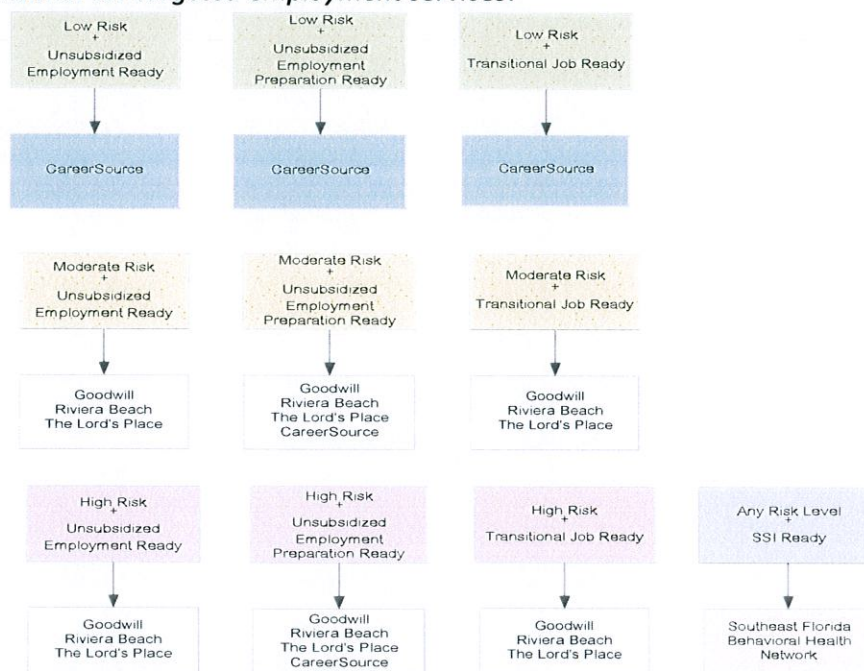
- 1) Upon enrollment, all clients will:
 - complete a Release of Information and Participant Agreement Form (Attachment #1)
 - be made aware of the grievance process (Grievance Form -Attachment #2)
- 2) *All post-release forms and assessments will be completed and uploaded into the RENEW System within 7 calendar days of the client's intake/enrollment date:*
 - 1-Release of Information and Participant Agreement Form
 - 2-LSIR Assessment
 - 3-Job Readiness Assessment, if applicable
 - 4-Post-Release Assessment

- 3) All contracted CSP's will determine risk to recidivate using either the full LSI-r or LSI-r Proxy and will classify clients as Low, Moderate or High risk within the first 5 calendar days of the client's enrollment date. Low risk clients are only eligible for programming with approval by County reentry staff.

Risk	LSI-r Score	Eligible
Low	0-13	With Approval
Low/Moderate	14-23	Yes
Moderate	24-33	Yes
Medium/High	34-40	Yes
High	41-47	Yes

- 4) All reentry partners will determine job readiness status using the job-readiness checklist tool within the first 5 calendar days of the client's enrollment date.
- 5) Once a client is enrolled and assigned a case manager, CSPs will have 10 calendar days to enter a post-release transition plan in RENEW. CSPs will have a minimum of two documented client contacts (face to face or on the telephone) per month in order for the client to be considered enrolled and active.
- 6) CSP Case Management services will include a Cognitive-Based Intervention such as Moral Reconciliation Therapy (MRT) and can also include the following, if applicable:
 - Transitional Housing
 - Bus Passes
 - Vocational Training and Certification
 - Identification Assistance
 - Family Reunification Counseling and Events
 - Educational Classes
 - Peer Support Groups
 - Clothes and Toiletries
 - Tattoo Removal
 - On the Job Training
 - Substance Abuse and Mental Health Treatment Services

- 7) Case managers will document all post-release services in RENEW. Each available service in the transition plan will be left blank (N/A) or marked as Needed, Current Goal or Completed with Case Manager based on progress pertaining to that goal. Each expense will also be tracked in RENEW when documenting client contact.
- 8) Clients will acknowledge ALL services and face to face meetings with a signature. Agencies will not be reimbursed for a service if there is no client acknowledgement form (Attachment #3) attached with their invoice.
- 9) Transition Plan progress must be reviewed with the offender with progress notes documented. The case plan shall be revised or updated as circumstances dictate or as the client accomplishes the objective. If the offender does not make measurable progress in achieving the objectives, they must be modified or reviewed with a supervisor to determine what further action is necessary. As case plans are updated the offender shall agree to any changes.
- 10) Targeted Employment Services- Clients are referred through RENEW in the following manner for *targeted employment services*:



11) **POST RELEASE DOCUMENTATION IN RENEW**

Case managers will document all post release contacts, employment status, changes in employment status, reentry services and service hours in RENEW under the Services Provided Tab. Upon three (3) DOCUMENTED *Unsuccessful* attempts at contact within three (3) months, the client case will be closed and the Case Manager will update the RENEW Detail Tab.

- 12) A client is considered successful when they have completed 75% of their goals. The post-release case manager will reassess using the LSI-r and change the following fields in RENEW on the DETAIL tab for the SUCCESSFUL completion.

ATTACHMENT #1

Release of Information and Participant Agreement Form

CLIENT RELEASE OF INFORMATION

I, _____ have agreed to voluntarily participate and seek reentry transitional services through RESTORE, the Regional and State Transitional Offender Reentry Initiative.

I am aware that I will be assisted by _____ in developing an individualized transition service plan.

I, _____ consent to have my personal information and service plan information entered into an internally run database that is shared among the Palm Beach County Reentry Network. Services received will be shared with County funding agencies. Personal information will only be used in the aggregate for purposes of showing programmatic results and overall program statistics.

I, _____ am aware that signing this agreement will better assure me an opportunity of obtaining reentry assistance however it is not a guarantee of eligibility for community-based agency services.

Initial

_____ I agree to work with Staff in assisting me with my release plans in a positive way.

_____ I will take part in the programs necessary for my successful return to the community.

_____ I will ask for help with any problem that I may face during this process.

_____ I accept the responsibility for my own actions, and I can change by making better choices for myself.

_____ I understand that if I have a grievance with personnel, this agency or services that I can complete a grievance form and my concern will be heard.

Applicant's Signature: _____

Date: _____

Witness Name and Title: _____

Date: _____

Attachment #2
Client Grievance Form

This form should only be used when you feel you were not treated with courtesy, consideration and respect by an agency staff member.

NO RETALIATION WILL BE TAKEN AGAINST YOU FOR FILING THIS COMPLAINT OR PROCEEDING WITH THE GRIEVANCE PROCEDURE.

Name: _____

Address: _____

Phone number or email contact: _____

The questions below are to be answered by the person making the complaint or by a person acting with the knowledge and consent of the person making the complaint.

1. What was the date of the incident? _____

2. Against whom is your complaint made? Please provide the name and work address of the person.

3. State the incident that prompted this grievance. _____

Signature of participant filing grievance: _____

Signature of person completing the form: _____
(If someone other than the one filing the grievance)

Date Form Completed: _____

Please either mail or email this form to: Craig Spatara, 301 North Olive, Avenue, Suite #1001, West Palm Beach, Florida 33401 CSpatara@pbcgov.org or call 561-355-2326

Attachment #3
Client Acknowledgement Form

Name of Participant: _____ DC# _____
Case Manager Name: _____

Agency: _____ provided me with this service:

- ☐ Outreach/Orientation
- ☐ Risk/Needs Assessment
- ☐ Transition Plan
- ☐ Job Ready Assessment
- ☐ Employment Workshop
- ☐ Vocational Training
- ☐ Follow-Up/Transition Plan Review
- ☐ Housing
- ☐ Bus Pass/Tri-Rail Pass
- ☐ Identification
- ☐ Driver's License
- ☐ Incentive
- ☐ Toiletries
- ☐ Clothing
- ☐ Emergency Medical Assistance
- ☐ Mental Health Referral
- ☐ Substance Abuse Referral
- ☐ Medication
- ☐ Rental Assistance
- ☐ Education
- ☐ Training
- ☐ Employment Supplies
- ☐ Other _____

Date: _____ Cost: _____

Participant Signature

Date

Case Manager's Signature

Date

**U.S. DEPARTMENT OF JUSTICE
OFFICE OF JUSTICE PROGRAMS**

State or Local Government: FY 2017 Certification of Compliance with 8 U.S.C. § 1373

On behalf of the applicant government entity named below, and in support of its application, I certify under penalty of perjury to the Office of Justice Programs ("OJP"), U.S. Department of Justice ("USDOJ"), that all of the following are true and correct:

- (1) I am the chief legal officer of the State or local government of which the applicant entity named below is a part ("the jurisdiction"), and I have the authority to make this certification on behalf of the jurisdiction and the applicant entity (that is, the entity applying directly to OJP). I understand that OJP will rely upon this certification as a material representation in any decision to make an award to the applicant entity.
- (2) I have carefully reviewed 8 U.S.C. § 1373(a) and (b), including the prohibitions on certain actions by State and local government entities, -agencies, and -officials regarding information on citizenship and immigration status. I also have reviewed the provisions set out at (or referenced in) 8 U.S.C. § 1551 note ("Abolition ... and Transfer of Functions"), pursuant to which references to the "Immigration and Naturalization Service" in 8 U.S.C. § 1373 are to be read, as a legal matter, as references to particular components of the U.S. Department of Homeland Security.
- (3) I (and also the applicant entity) understand that the U.S. Department of Justice will require States and local governments (and agencies or other entities thereof) to comply with 8 U.S.C. § 1373, with respect to any "program or activity" funded in whole or in part with the federal financial assistance provided through the FY 2017 OJP program under which this certification is being submitted ("the FY 2017 OJP Program" identified below), specifically including any such "program or activity" of a governmental entity or -agency that is a subrecipient (at any tier) of funds under the FY 2017 OJP Program.
- (4) I (and also the applicant entity) understand that, for purposes of this certification, "program or activity" means what it means under title VI of the Civil Rights Act of 1964 (see 42 U.S.C. § 2000d-4a), and that terms used in this certification that are defined in 8 U.S.C. § 1101 mean what they mean under that section 1101, except that the term "State" also shall include American Samoa (cf. 42 U.S.C. § 901(a)(2)). Also, I understand that, for purposes of this certification, neither a "public" institution of higher education (*i.e.*, one that is owned, controlled, or directly funded by a State or local government) nor an Indian tribe is considered a State or local government entity or -agency.
- (5) I have conducted (or caused to be conducted for me) a diligent inquiry and review concerning both—
 - (a) the "program or activity" to be funded (in whole or in part) with the federal financial assistance sought by the applicant entity under this FY 2017 OJP Program; and
 - (b) any prohibitions or restrictions potentially applicable to the "program or activity" sought to be funded under the FY 2017 OJP Program that deal with sending to, requesting or receiving from, maintaining, or exchanging information of the types described in 8 U.S.C. § 1373(a) or (b), whether imposed by a State or local government entity, -agency, or -official.
- (6) As of the date of this certification, neither the jurisdiction nor any entity, agency, or official of the jurisdiction has in effect, purports to have in effect, or is subject to or bound by, any prohibition or any restriction that would apply to the "program or activity" to be funded in whole or in part under the FY 2017 OJP Program (which, for the specific purpose of this paragraph 6, shall not be understood to include any such "program or activity" of any subrecipient at any tier), and that deals with either— (1) a government entity or -official sending or receiving information regarding citizenship or immigration status as described in 8 U.S.C. § 1373(a); or (2) a government entity or -agency sending to, requesting or receiving from, maintaining, or exchanging information of the types (and with respect to the entities) described in 8 U.S.C. § 1373(b).

I acknowledge that a materially false, fictitious, or fraudulent statement (or concealment or omission of a material fact) in this certification, or in the application that it supports, may be the subject of criminal prosecution (including under 18 U.S.C. §§ 1001 and/or 1621, and/or 42 U.S.C. § 3795a), and also may subject me and the applicant entity to civil penalties and administrative remedies for false claims or otherwise (including under 31 U.S.C. §§ 3729-3730 and §§ 3801-3812). I also acknowledge that OJP awards, including certifications provided in connection with such awards, are subject to review by USDOJ, including by OJP and by the USDOJ Office of the Inspector General.

Signature of Chief Legal Officer of the Jurisdiction

Printed Name of Chief Legal Officer

Date of Certification

Title of Chief Legal Officer of the Jurisdiction

Name of Applicant Government Entity (*i.e.*, the applicant to the FY 2017 OJP Program identified below)

FY 2017 OJP Program: Byrne Justice Assistance Grant ("JAG") Program

FINANCIAL AND COMPLIANCE AUDITS

Special Audit Requirements

The administration of resources awarded by the Department of Corrections to the Vendor may be subject to audits and/or monitoring by the Department of Corrections, as described in this attachment.

MONITORING

In addition to reviews of audits conducted in accordance with OMB Circular A-133 and Section 215.97, F.S., as revised (see "AUDITS" below), monitoring procedures may include, but not be limited to, on-site visits by Department staff, limited scope audits as defined by OMB Circular A-133, as revised, and/or other procedures. By entering into this Contract, the Vendor agrees to comply and cooperate with any monitoring procedures/processes deemed appropriate by the Department of Corrections. In the event the Department of Corrections determines that a limited scope audit of the Vendor is appropriate, the Vendor agrees to comply with any additional instructions provided by the Department to the Vendor regarding such audit. The Vendor further agrees to comply and cooperate with any inspections, reviews, investigations, or audits deemed necessary by the Chief Financial Officer (CFO) or Auditor General.

AUDITS

PART I: FEDERALLY FUNDED

This part is applicable if the Vendor is a State or local government or a non-profit organization as defined in OMB Circular A-133, as revised.

1. In the event that the Vendor expends \$500,000 or more in Federal awards in its fiscal year, the Vendor must have a single or program-specific audit conducted in accordance with the provisions of OMB Circular A-133, as revised. EXHIBIT 1 to this Contract indicates Federal resources awarded through the Department of Corrections by this Contract. In determining the Federal awards expended in its fiscal year, the Vendor shall consider all sources of Federal awards, including Federal resources received from the Department of Corrections. The determination of amounts of Federal awards expended should be in accordance with the guidelines established by OMB Circular A-133, as revised. An audit of the Vendor conducted by the Auditor General in accordance with the provisions of OMB Circular A-133, as revised, will meet the requirements of this part.
2. In connection with the audit requirements addressed in Part I, paragraph 1., the Vendor shall fulfill the requirements relative to auditee responsibilities as provided in Subpart C of OMB Circular A-133, as revised.
3. If the Vendor expends less than \$500,000 in Federal awards in its fiscal year, an audit conducted in accordance with the provisions of OMB Circular A-133, as revised, is not required. In the event that the Vendor expends less than \$500,000 in Federal awards in its fiscal year and elects to have an audit conducted in accordance with the provisions of OMB Circular A-133, as revised, the cost of the audit must be paid from non-Federal resources (i.e., the cost of such an audit must be paid from Vendor resources obtained from other than Federal entities).
4. The Vendor may access information regarding the Catalog of Federal Domestic Assistance (CFDA) via the internet at <https://www.cfda.gov/>.

PART II: STATE FUNDED

This part is applicable if the Vendor is a non-state entity as defined by Section 215.97(2), Florida Statutes.

1. In the event that the Vendor expends a total amount of State financial assistance equal to or in excess of \$500,000 in any fiscal year of such Vendor, the Vendor must have a State single or project-specific audit for such fiscal year in accordance with Section 215.97, Florida Statutes; applicable rules of the Department of Financial Services; and Chapters 10.550 (local governmental entities) or 10.650 (nonprofit and for-profit organizations), Rules of the Auditor General. EXHIBIT 1 to this Contract indicates State financial assistance awarded through the Department of Corrections by this Contract. In determining the State financial assistance expended in its fiscal year, the Vendor shall consider all sources of State financial assistance, including State financial assistance received from the Department of Corrections, other state agencies, and other nonstate entities. State financial assistance does not include Federal direct or pass-through awards and resources received by a nonstate entity for Federal program matching requirements.

2. In connection with the audit requirements addressed in Part II, paragraph 1, the Vendor shall ensure that the audit complies with the requirements of Section 215.97(8), Florida Statutes. This includes submission of a financial reporting package as defined by Section 215.97(2), Florida Statutes, and Chapters 10.550 (local governmental entities) or 10.650 (nonprofit and for-profit organizations), Rules of the Auditor General.
3. If the Vendor expends less than \$500,000 in State financial assistance in its fiscal year, an audit conducted in accordance with the provisions of Section 215.97, Florida Statutes, is not required. In the event that the Vendor expends less than \$500,000 in State financial assistance in its fiscal year and elects to have an audit conducted in accordance with the provisions of Section 215.97, Florida Statutes, the cost of the audit must be paid from the non-State entity's resources (i.e., the cost of such an audit must be paid from the Vendor's resources obtained from other than State entities).
4. For information regarding the Florida Catalog of State Financial Assistance (CSFA), a Vendor should access the Florida Single Audit Act website located at <https://apps.fldfs.com/fsaa/> for assistance. In addition the Auditor General's Website can be accessed for information at <http://www.myflorida.com/audgen/>.

REPORT SUBMISSION

1. Copies of reporting packages for audits conducted in accordance with OMB Circular A-133, as revised, and required by **PART I** of this Contract shall be submitted, when required by Section .320 (d), OMB Circular A-133, as revised, by or on behalf of the Vendor directly to each of the following:

A. The Department of Corrections at the following addresses:

Internal Audit	Contract Manager	Contract Administrator
Office of the Inspector General	Sarah McDonald, ORS, Bureau of Contract Management & Monitoring	Bureau of Contract Management and Monitoring
Florida Dept. of Corrections	Florida Dept. of Corrections	Florida Dept. of Corrections
501 S. Calhoun Street	501 S. Calhoun Street	501 S. Calhoun Street
Tallahassee, FL 32399-2500	Tallahassee, FL 32399-2500	Tallahassee, FL 32399-2500

- B. The Federal Audit Clearinghouse designated in OMB Circular A-133, as revised (the number of copies required by Sections .320 (d)(1) and (2), OMB Circular A-133, as revised, should be submitted to the Federal Audit Clearinghouse), at the following address:

Federal Audit Clearinghouse
Bureau of the Census
1201 East 10th Street
Jeffersonville, IN 47132

- C. Other Federal agencies and pass-through entities in accordance with Sections .320 (e) and (f), OMB Circular A-133, as revised.

2. Pursuant to Section .320(f), OMB Circular A-133, as revised, the Vendor shall submit a copy of the reporting package described in Section .320(c), OMB Circular A-133, as revised, and any management letters issued by the auditor, to the Department of Corrections at each of the following addresses:

Internal Audit	Contract Manager	Contract Administrator
Office of the Inspector General	Sarah McDonald, ORS, Bureau of Contract Management & Monitoring	Bureau of Contract Management and Monitoring
Florida Dept. of Corrections	Florida Dept. of Corrections	Florida Dept. of Corrections
501 S. Calhoun Street	501 S. Calhoun Street	501 S. Calhoun Street
Tallahassee, FL 32399-2500	Tallahassee, FL 32399-2500	Tallahassee, FL 32399-2500

3. Copies of financial reporting packages required by **PART II** of this Contract shall be submitted by or on behalf of the Vendor directly to each of the following:

A. The Department of Corrections at the following addresses:

Internal Audit	Contract Manager	Contract Administrator
Office of the Inspector General	Sarah McDonald, ORS, Bureau of Contract Management & Monitoring	Bureau of Contract Management and Monitoring
Florida Dept. of Corrections	Florida Dept. of Corrections	Florida Dept. of Corrections
501 S. Calhoun Street	501 S. Calhoun Street	501 S. Calhoun Street
Tallahassee, FL 32399-2500	Tallahassee, FL 32399-2500	Tallahassee, FL 32399-2500

B. The Auditor General's Office at the following address:

State of Florida Auditor General
Room 401, Claude Pepper Building
111 West Madison Street
Tallahassee, Florida 32399-1450

4. Any reports, management letters, or other information required to be submitted to the Department of Corrections pursuant to this Contract shall be submitted timely in accordance with OMB Circular A-133, Florida Statutes, or Chapters 10.550 (local governmental entities) or 10.650 (nonprofit and for-profit organizations), Rules of the Auditor General, as applicable.
5. Vendors, when submitting financial reporting packages to the Department of Corrections for audits done in accordance with OMB Circular A-133, or Chapters 10.550 (local governmental entities) or 10.650 (nonprofit and for-profit organizations), Rules of the Auditor General, should indicate the date that the reporting package was delivered to the Vendor in correspondence accompanying the reporting package.

RECORD RETENTION

The Vendor shall retain sufficient records demonstrating its compliance with the terms of this Contract for a period of **7 years** from the date the audit report is issued, and shall allow the Department of Corrections, or its designee, CFO, or Auditor General access to such records upon request. The Vendor shall ensure that audit working papers are made available to the Department of Corrections, or its designee, CFO, or Auditor General upon request for a period of **7 years** from the date the audit report is issued, unless extended in writing by the Department of Corrections.

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EXHIBIT - 1

FUNDS AWARDED TO THE VENDOR PURSUANT TO THIS CONTRACT CONSIST OF THE FOLLOWING:

Federal Resources Awarded to the Vendor Pursuant to this Contract Consist of the Following:				
Federal Program Number	Federal Agency	CFDA Number	CFDA Title	State Appropriation Category

State Resources Awarded to the Vendor Pursuant to this Contract Consist of the Following Matching Resources for Federal Programs:				
Federal Program Number	Federal Agency	CFDA	CFDA Title	State Appropriation Category

State Resources Awarded to the Vendor Pursuant to this Contract Consist of the Following Resources Subject to Section 215.97, F.S.:				
State Program Number	Funding Source	State Fiscal Year	Catalog of State Financial Assistance Number	CSFA Title or Funding Source Description

				Total Award
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For each program identified above, the Vendor shall comply with the program requirements described in the Catalog of Federal Domestic Assistance (CFDA) [<https://www.cfda.gov/>] and/or the Florida Catalog of State Financial Assistance (CSFA) [<https://apps.fldfs.com/fsaa/>]. The services/purposes for which the funds are to be used are included in the Contract scope of services/work. Any match required by the Vendor is clearly indicated in the Contract.

*** This amount is an estimate of the funding amount and subject to change; reference Section II., COMPENSATION, of this Contract.**

BUSINESS ASSOCIATE AGREEMENT

This Business Associate ("BA") Agreement supplements and is made a part of this Agreement between the Florida Department of Corrections ("Department") RESTORE ("Vendor"), (individually, a "Party" and collectively referred to as "Parties").

Whereas, the Department creates or maintains, or has authorized the Vendor to receive, create, or maintain certain Protected Health Information ("PHI," as that term is defined in 45 C.F.R. §164.501 and that is subject to protection under the Health Insurance Portability and Accountability Act of 1996, as amended. ("HIPAA");

Whereas, the Department is a "Covered Entity" as that term is defined in the HIPAA implementing regulations, 45 C.F.R. Part 160 and Part 164, Subparts A, C, and E, the Standards for Privacy of Individually Identifiable Health Information ("Privacy Rule") and the Security Standards for the Protection of Electronic Protected Health Information ("Security Rule");

Whereas, the Vendor may have access to Protected Health Information in fulfilling its responsibilities under its Contract with the Department;

Whereas, the Vendor is considered to be a "Business Associate" of a Covered Entity as defined in the Privacy Rule;

Whereas, pursuant to the Privacy Rule, all Business Associates of Covered Entities must agree in writing to certain mandatory provisions regarding the use and disclosure of PHI; and

Whereas, the purpose of this Agreement is to comply with the requirements of the Privacy Rule, including, but not limited to, the Business Associate Contract requirements of 45 C.F.R. §164.504(e).

Whereas, in regards to Electronic Protected Health Information as defined in 45 C.F.R. § 160.103, the purpose of this Agreement is to comply with the requirements of the Security Rule, including, but not limited to, the Business Associate Contract requirements of 45 C.F.R. §164.314(a).

Now, therefore, in consideration of the mutual promises and covenants contained herein, the Parties agree as follows:

1. Definitions

Unless otherwise provided in this Agreement, any and all capitalized terms have the same meanings as set forth in the HIPAA Privacy Rule, HIPAA Security Rule or the HITECH Act. Vendor acknowledges and agrees that all Protected Health Information that is created or received by the Department and disclosed or made available in any form, including paper record, oral communication, audio recording, and electronic display by the Department or its operating units to Vendor or is created or received by Vendor on the Department's behalf shall be subject to this Agreement.

2. Confidentiality Requirements

- A. Vendor agrees to use and disclose Protected Health Information that is disclosed to it by the Department solely for meeting its obligations under its agreements with the Department, in accordance with the terms of this agreement, the Department's established policies rules, procedures and requirements, or as required by law, rule or regulation.
- B. In addition to any other uses and/or disclosures permitted or authorized by this Agreement or required by law, Vendor may use and disclose Protected Health Information as follows:
 - (1) if necessary for the proper management and administration of the Vendor and to carry out the legal responsibilities of the Vendor, provided that any such disclosure is required by law or that Vendor obtains reasonable assurances from the person to whom the information is disclosed that it will be held confidentially and used or further disclosed only as required by law or for the purpose for which it was disclosed to the person, and the person notifies Vendor of any instances of which it is aware in which the confidentiality of the information has been breached;

- (2) for data aggregation services, only if to be provided by Vendor for the health care operations of the Department pursuant to any and all agreements between the Parties. For purposes of this Agreement, data aggregation services means the combining of protected health information by Vendor with the protected health information received by Vendor in its capacity as a Vendor of another covered entity, to permit data analyses that relate to the health care operations of the respective covered entities.
 - (3) Vendor may use and disclose protected health information that Vendor obtains or creates only if such disclosure is in compliance with every applicable requirement of Section 164.504(e) of the Privacy Rule relating to Vendor Contracts. The additional requirements of Subtitle D of the HITECH Act that relate to privacy and that are made applicable to the Department as a covered entity shall also be applicable to Vendor and are incorporated herein by reference.
- C. Vendor will implement appropriate safeguards to prevent use or disclosure of Protected Health Information other than as permitted in this Agreement. Further, Vendor shall implement administrative, physical, and technical safeguards that reasonably and appropriately protect the confidentiality, integrity, and availability of Electronic Protected Health Information that it creates, receives, maintains, or transmits on behalf of the Department. The Secretary of Health and Human Services and the Department shall have the right to audit Vendor's records and practices related to use and disclosure of Protected Health Information to ensure the Department's compliance with the terms of the HIPAA Privacy Rule and/or the HIPAA Security Rule.
- Further, Sections 164.308 (administrative safeguards), 164.310 (physical safeguards), 164.312 (technical safeguards), and 164.316 (policies and procedures and documentation requirements) of the Security Rule shall apply to the Vendor in the same manner that such sections apply to the Department as a covered entity. The additional requirements of the HITECH Act that relate to security and that are made applicable to covered entities shall be applicable to Vendor and are hereby incorporated by reference into this BA Agreement.
- D. Vendor shall report to Department any use or disclosure of Protected Health Information, which is not in compliance with the terms of this Agreement as well as any Security incident of which it becomes aware. Vendor agrees to notify the Department, and include a copy of any complaint related to use, disclosure, or requests of Protected Health Information that the Vendor receives directly and use best efforts to assist the Department in investigating and resolving such complaints. In addition, Vendor agrees to mitigate, to the extent practicable, any harmful effect that is known to Vendor of a use or disclosure of Protected Health Information by Vendor in violation of the requirements of this Agreement.

Such report shall notify the Department of:

- 1) any Use or Disclosure of protected health information (including Security Incidents) not permitted by this Agreement or in writing by the Department;
- 2) any Security Incident;
- 3) any Breach, as defined by the HITECH Act; or
- 4) any other breach of a security system, or like system, as may be defined under applicable State law (Collectively a "Breach").

Vendor will without unreasonable delay, but no later than 72 hours after discovery of a Breach, send the above report to the Department.

Such report shall identify each individual whose protected health information has been, or is reasonably believed to have been, accessed, acquired, or disclosed during any Breach pursuant to 42 U.S.C.A. § 17932(b). Such report will:

- 1) Identify the nature of the non-permitted or prohibited access, use, or disclosure, including the nature of the Breach and the date of discovery of the Breach.
 - 2) Identify the protected health information accessed, used or disclosed, and provide an exact copy or replication of that protected health information.
 - 3) Identify who or what caused the Breach and who accessed, used, or received the protected health information.
 - 4) Identify what has been or will be done to mitigate the effects of the Breach; and
 - 5) Provide any other information, including further written reports, as the Department may request.
- E. In accordance with Section 164.504(e)(1)(ii) of the Privacy Rule, each party agrees that if it knows of a pattern of activity or practice of the other party that constitutes a material breach of or violation of the other party's obligations under the BA Agreement, the non-breaching party will take reasonable steps to cure the breach or end the violation, and if such steps are unsuccessful, terminate the Contract or arrangement if feasible. If termination is not feasible, the party will report the problem to the Secretary of Health and Human Services (federal government).
- F. Vendor will ensure that its agents, including a sub-vendor, to whom it provides Protected Health Information received from, or created by Vendor on behalf of the Department, agree to the same restrictions and conditions that apply to Vendor, and apply reasonable and appropriate safeguards to protect such information. Vendor agrees to designate an appropriate individual (by title or name) to ensure the obligations of this agreement are met and to respond to issues and requests related to Protected Health Information. In addition, Vendor agrees to take other reasonable steps to ensure that its employees' actions or omissions do not cause Vendor to breach the terms of this Agreement.
- G. Vendor shall secure all protected health information by a technology standard that renders protected health information unusable, unreadable, or indecipherable to unauthorized individuals and is developed or endorsed by a standards developing organization that is accredited by the American National Standards Institute and is consistent with guidance issued by the Secretary of Health and Human Services specifying the technologies and methodologies that render protected health information unusable, unreadable, or indecipherable to unauthorized individuals, including the use of standards developed under Section 3002(b)(2)(B)(vi) of the Public Health Service Act, pursuant to the HITECH Act, 42 U.S.C.A. § 300jj-11, unless the Department agrees in writing that this requirement is infeasible with respect to particular data. These security and protection standards shall also apply to any of Vendor's agents and sub-vendors.
- H. Vendor agrees to make available Protected Health Information so that the Department may comply with individual rights to access in accordance with Section 164.524 of the HIPAA Privacy Rule. Vendor agrees to make Protected Health Information available for amendment and incorporate any amendments to Protected Health Information in accordance with the requirements of Section 164.526 of the HIPAA Privacy Rule. In addition, Vendor agrees to record disclosures and such other information necessary, and make such information available, for purposes of the Department providing an accounting of disclosures, as required by Section 164.528 of the HIPAA Privacy Rule.
- I. The Vendor agrees, when requesting Protected Health Information to fulfill its Contractual obligations or on the Department's behalf, and when using and disclosing Protected Health Information as permitted in this Contract, that the Vendor will request, use, or disclose only the minimum necessary in order to accomplish the intended purpose.
3. **Obligations of Department**
- A. The Department will make available to the Business Associate the notice of privacy practices (applicable to offenders under supervision, not to offenders) that the Department produces in accordance with 45 CFR 164.520, as well as any material changes to such notice.

- B. The Department shall provide Business Associate with any changes in, or revocation of, permission by an Individual to use or disclose Protected Health Information, if such changes affect Business Associate's permitted or required uses and disclosures.
- C. The Department shall notify Business Associate of any restriction to the use or disclosure of Protected Health Information that impacts the business associate's use or disclosure and that the Department has agreed to in accordance with 45 CFR 164.522 and the HITECH Act.

4. **Termination**

- A. **Termination for Breach** - The Department may terminate this Agreement if the Department determines that Vendor has breached a material term of this Agreement. Alternatively, the Department may choose to provide Vendor with notice of the existence of an alleged material breach and afford Vendor an opportunity to cure the alleged material breach. In the event Vendor fails to cure the breach to the satisfaction of the Department, the Department may immediately thereafter terminate this Agreement.
- B. **Automatic Termination** - This Agreement will automatically terminate upon the termination or expiration of the original Contract between the Department and the Vendor.
- C. **Effect of Termination**
 - (1) Termination of this agreement will result in termination of the associated Contract between the Department and the Vendor.
 - (2) Upon termination of this Agreement or the Contract, Vendor will return or destroy all PHI received from the Department or created or received by Vendor on behalf of the Department that Vendor still maintains and retain no copies of such PHI; provided that if such return or destruction is not feasible, Vendor will extend the protections of this Agreement to the PHI and limit further uses and disclosure to those purposes that make the return or destruction of the information infeasible.

- 5. **Amendment** - Both parties agree to take such action as is necessary to amend this Agreement from time to time as is necessary to comply with the requirements of the Privacy Rule, the HIPAA Security Rule, and the HITECH Act.
- 6. **Interpretation** - Any ambiguity in this Agreement shall be resolved to permit the Department to comply with the HIPAA Privacy Rule and/or the HIPAA Security Rule.
- 7. **Indemnification** - The Vendor shall be liable for and agrees to be liable for, and shall indemnify, defend, and hold harmless the Department, its employees, agents, officers, and assigns from any and all claims, suits, judgments, or damages including court costs and attorneys' fees arising out of or in connection with any non-permitted or prohibited Use or Disclosure of PHI or other breach of this Agreement, whether intentional, negligent or by omission, by Vendor, or any sub-Vendor of Vendor, or agent, person or entity under the control or direction of Vendor. This indemnification by Vendor includes any claims brought under Title 42 USC §1983, the Civil Rights Act.
- 8. **Miscellaneous** - Parties to this Agreement do not intend to create any rights in any third parties. The obligations of Vendor under this Section shall survive the expiration, termination, or cancellation of this Agreement, or any and all other Contracts between the parties, and shall continue to bind Vendor, its agents, employees, Vendors, successors, and assigns as set forth herein for any PHI that is not returned to the Department or destroyed.

**CITY OF RIVIERA BEACH CITY COUNCIL
AGENDA ITEM SUMMARY**

Meeting Date: 9/6/2017

Agenda Category: CONSENT RESOLUTION

Subject: Jobbers

Recommendation/Motion:

Originating Dept	CITY MANAGER	Costs	\$52,579/03
User Dept.	COMMUNITY DEVELOPMENT	Funding Source	
Advertised	No	Budget Account Number	
Date			
Paper			
Affected Parties	Not Required		

Background/Summary:

Information to be provided at the meeting.

Fiscal Years

Capital Expenditures

Operating Costs

External Revenues

Program Income (city)

In-kind Match (city)

Net Fiscal Impact

**NO. Additional FTE Positions
(cumulative)**

III. Review Comments

A. Finance Department Comments:

B. Purchasing/Intergovernmental Relations/Grants Comments:

C. Department Director Review:

Contract Start Date

Contract End Date

Renewal Start Date

Renewal End Date

Number of 12 month terms this renewal

Dollar Amount

Contractor Company Name

Contractor Contact

Contractor Address

Contractor Phone Number

Contractor Email

Type of Contract

Describe

ATTACHMENTS:

File Name	Description	Upload Date	Type
RESOLUTION_TO_AWARD_-_fleet_relocation_(003).doc	RESOLUTION	9/5/2017	Resolution
jobblers_(002).pdf	SALES ORDER	9/5/2017	Backup Material

REVIEWERS:

Department	Reviewer	Action	Date
City Manager	Monroe, Luecinda	Approved	9/5/2017 - 5:36 PM

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AWARDED JOBBER OF MIAMI, FLORIDA FOR THE PUBLIC WORKS FLEET EQUIPMENT RELOCATION AND INSTALLATION IN AN AMOUNT NOT TO EXCEED \$52,579.03; AUTHORIZING THE CITY MANAGER TO EXECUTE THE INSTALLATION SERVICES CONTRACT; AUTHORIZING THE CITY MANAGER TO APPROVE CHANGE ORDERS UP TO TEN PERCENT (10%); AUTHORIZING THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO MAKE PAYMENT FOR SAME FROM ACCOUNT NUMBERS 001-1123-519-0-4901; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City relocated the Public Works operation to 1481 13th Street Facility on August 7, 2017; and

WHEREAS, Fleet Division has vehicle lifts, tire changing equipment, air, oil, and transmission fluids requiring specialty equipment which cannot be relocated; and

WHEREAS, Jobber Equipment Warehouse has provided necessary documentation to allow the Fleet Division to return to operation and remain in compliance with EPA regulations; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA as follows:

SECTION 1. The City Council hereby accepts the Jobber Equipment Warehouse proposal and awards a services contract for relocation and installation of fleet equipment in accordance with the provided proposal, in an amount not to exceed \$52,579.03.

SECTION 2. The Director of Finance and Administrative Services is authorized to make payment for same from account numbers 001-1123-519-0-4901.

SECTION 3. The City Manager is authorized to approve Change Orders up to ten percent (10%).

SECTION 4. The City Manager is authorized to execute the agreement.

SECTION 5. That the Resolution take effect upon its passage and approval by City Council.

PASSED and APPROVED this _____ day of _____, 2017.

RESOLUTION NO. _____
PAGE: 2

APPROVED:

THOMAS A. MASTERS
MAYOR

KaSHAMBA MILLER-ANDERSON
CHAIRPERSON

ATTEST:

CLAUDENE L. ANTHONY
CERTIFIED MUNICIPAL CLERK
CITY CLERK

TONYA DAVIS JOHNSON
CHAIR PRO TEM

LYNNE L. HUBBARD
COUNCILPERSON

DAWN S. PARDO
COUNCILPERSON

TERENCE D. DAVIS
COUNCILPERSON

MOTIONED BY: _____

SECONDED BY: _____

L. HUBBARD _____

K. MILLER-ANDERSON _____

T. DAVIS JOHNSON _____

D. PARDO _____

T. DAVIS _____

REVIEWED AS TO LEGAL SUFFICIENCY

ANDREW DEGRAFFENREIDT
CITY ATTORNEY

DATE: _____

Jobbers

Equipment Warehouse

P: 305-592-8730 /F: 305-592-6571
5440 NW 78 AVENUE
MIAMI, FL 33166 U.S.A.

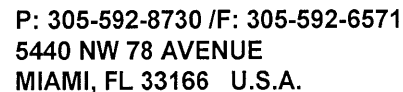
Date	Number
8/22/2017	38545

Sales Order

SOLD TO
CITY OF RIVIERA BEACH 2391 AVENUE L RIVIERA BEACH, FLORIDA 33404 ATTN: PAUL JOHSTONE - (561) 723-3233

Ship To

Customer P.O. #		Terms	REF:		Rep.
		25% Deposit			4
Qty	Item Number	Item Description	Unit Cost	TOTAL	
1	ROTH 2335109005	WASTE OIL TANK 400-Gallon Double Wall	2,042.74	2,042.74	
1	ROTH 2335000191	Roth Sealed Fuel Oil Gauge 400-Gal	37.28	37.28	
1	MOR 179MCI-0100AC	2" NPT Male, Lockable With A Padlock Fill Cap, Cast Iron. 2" Cast Iron Fill Cap-Male Thread (Powder-Coated Black)	17.47	17.47	
1	ROTH 2335109003	5W30 OIL TANK 275-Gallon Double Wall	1,017.52	1,017.52	
1	BAL 1131-010	Panther 5:1 Outfit Kit -Includes Oil Pump Installation Kit, 5:1 Pump, Bung Adapter, Suction Tube, 1/4" x 3' Air Hose & 1/2" x 5' Fluid Hose.	723.38	723.38	
1	ROTH 2335001863	Roth Sealed Fuel Oil Gauge	35.41	35.41	
1	MOR 179MCI-0100AC	2" NPT Male, Lockable With A Padlock Fill Cap, Cast Iron. 2" Cast Iron Fill Cap-Male Thread (Powder-Coated Black)	17.47	17.47	
1	PEN ARRB742	1/4" Mini Filter Regulator	43.11	43.11	
1	PEN ARR1681	GAUGE 1/8" Npt Center Mount 0-160 Psi Range.	13.30	13.30	
1	JOBEXP LUB	DOWN TUBE	30.00	30.00	
1	JOBEXP LUB	OIL CONNECTION HOSES	48.00	48.00	
1	JOBEXP LUB	AIR CONNECTION HOSES	14.80	14.80	
1	MLT 711	KWIK Assy. 1/4" AM Style Coupler Set (715 & 727)	6.95	6.95	
3	ROTH 2335109001	15W40/ATF/HYDRAULIC 68 TANKS 110-Gallon Double Wall	805.75	2,417.25	
3	BAL 1131-010	Panther 5:1 Outfit Kit -Includes Oil Pump Installation Kit, 5:1 Pump, Bung Adapter, Suction Tube, 1/4" x 3' Air Hose & 1/2" x 5' Fluid Hose.	723.38	2,170.14	
3	ROTH 2335003411	Sealed Tank Level Gauge for 110-Gal Tank	35.41	106.23	
3	MOR 179MCI-0100AC	2" NPT Male, Lockable With A Padlock Fill Cap, Cast Iron. 2" Cast Iron Fill Cap-Male Thread (Powder-Coated Black)	17.47	52.41	
			TOTAL		



Sales Order

Ship To	

Page 2

Jobbers

Equipment Warehouse

P: 305-592-8730 /F: 305-592-6571
 5440 NW 78 AVENUE
 MIAMI, FL 33166 U.S.A.

Date	Number
8/22/2017	38545

Sales Order

SOLD TO
CITY OF RIVIERA BEACH 2391 AVENUE L RIVIERA BEACH, FLORIDA 33404 ATTN: PAUL JOHSTONE - (561) 723-3233

Ship To

Customer P.O. #		Terms	REF:	Rep.
		25% Deposit		4
Qty	Item Number	Item Description	Unit Cost	TOTAL
1	JOBEXP COMP	CHAMPION MODEL: L07 - AIR STATION ROTARY SCREW 10 HP, 208-230/460V TRI-VOLT, 120-GALLON TANK WITH MOUNTED COMPRESSOR AND MOUNTED AIR DRYER.	10,618.75	10,618.75
1	JOBEXP COMP	CHAMPION CFL 100AEG - IN-LINE FILTER	308.75	308.75
		NOTE/OPTIONAL: A PLATINUM WARRANTY KIT IS AVAILABLE FOR \$221.25		
1	JOBEXP	AIRLINES, 1" PIPE RAN FROM AIR COMPRESSOR SYSTEM ALONG WALL TO OIL PUMPS, AIR REELS AND 4-POST LIFT. APPROXIMATELY 190'	3,900.00	3,900.00
1	JOBEXP	OIL LINES, 1/2" PIPE FROM TANKS TO REELS, HANG REELS, DISPENSING VALVES AND SHUT OFF VALVES.	8,800.00	8,800.00
1	JOBEXP	WATER LINES 1/2" PIPE RAN FROM EXISTING WATER LINE AT EYE WASH STATION TO ALL WATER REELS. APPROXIMATELY 280'	3,650.00	3,650.00
1	RENTAL	FORKLIFT	600.00	600.00
1	RENTAL	SCISSORS LIFT.	450.00	450.00
1	RELOCATE	RELOCATE (6) VEHICLE LIFTS FROM EXISTING GARAGE TO NEW FACILITY AND RE-INSTALL IN BAYS ON WEST SIDE.	4,900.00	4,900.00
1	JOBEXP	ANCHORS 3/4" AND 5/8" FOR LIFTS.	200.00	200.00
			TOTAL	

Jobbers

Equipment Warehouse

P: 305-592-8730 /F: 305-592-6571
 5440 NW 78 AVENUE
 MIAMI, FL 33166 U.S.A.

Date	Number
8/22/2017	38545

Sales Order

SOLD TO
CITY OF RIVIERA BEACH 2391 AVENUE L RIVIERA BEACH, FLORIDA 33404 ATTN: PAUL JOHSTONE - (561) 723-3233

Ship To

Customer P.O. #		Terms	REF:	Rep.
		25% Deposit		4
Qty	Item Number	Item Description	Unit Cost	TOTAL
		NOTE: ATF IF NEEDED, TO BE ADDITIONAL.		
1	FREIGHT	IN LAND FREIGHT FOR (5) TANKS	375.00	375.00
1	FREIGHT	IN LAND FREIGHT TO BE ADVISED FOR ADDITIONAL EQUIPMENT		0.00
		NOTE: OUR INVOICE WILL REFLECT ACTUAL FREIGHT COST AT TIME OF SHIPMENT.		
		PLEASE LET US KNOW IF TAXES NEED TO BE ADDED		
		Sales Tax	0.00	0.00
			TOTAL	\$52,579.03

**CITY OF RIVIERA BEACH CITY COUNCIL
AGENDA ITEM SUMMARY**

Meeting Date: 9/6/2017

Agenda Category: CONSENT

Subject: MINUTES OF THE CITY OF RIVIERA BEACH BUDGET WORKSHOP HELD
JUNE 24, 2017

Recommendation/Motion: STAFF RECOMMENDS CITY COUNCIL APPROVE THE
MINUTES OF THE CITY OF RIVIERA BEACH BUDGET
WORKSHOP HELD JUNE 24, 2017

Originating Dept	OFFICE OF THE CITY CLERK	Costs
User Dept.	ALL	Funding Source
Advertised	No	Budget Account Number
Date		
Paper		
Affected Parties	Not Required	

Background/Summary:

MINUTES OF THE CITY OF RIVIERA BEACH BUDGET WORKSHOP HELD JUNE 24, 2017

Fiscal Years
Capital Expenditures
Operating Costs
External Revenues
Program Income (city)
In-kind Match (city)
Net Fiscal Impact
NO. Additional FTE Positions
(cumulative)

III. Review Comments

A. Finance Department Comments:

B. Purchasing/Intergovernmental Relations/Grants Comments:

C. Department Director Review:

Contract Start Date

Contract End Date

Renewal Start Date

Renewal End Date

Number of 12 month terms this renewal

Dollar Amount

Contractor Company Name

Contractor Contact

Contractor Address

Contractor Phone Number

Contractor Email

Type of Contract

Describe

ATTACHMENTS:

File Name	Description	Upload Date	Type
24JUN17_BW.docx	MINUTES OF THE CITY OF RIVIERA BEACH BUDGET WORKSHOP HELD JUNE 24, 2017	8/6/2017	Minutes

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Burgess, Jackie	Approved	8/6/2017 - 5:37 PM

**CITY OF RIVIERA BEACH
PALM BEACH COUNTY, FLORIDA
BUDGET WORKSHOP MINUTES
SATURDAY, JUNE 24, 2017 AT 9:00 A.M.
RIVIERA BEACH CITY COUNCIL CHAMBERS**

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

I. CITY CLERK CALLS TO ORDER

II. ROLL CALL

DEPUTY CITY CLERK BURGESS: Mayor Thomas Masters?

MAYOR MASTERS: Present.

DEPUTY CITY CLERK BURGESS: Chair KaShamba Miller-Anderson?

CHAIRPERSON MILLER-ANDERSON: Who?

DEPUTY CITY CLERK BURGESS: KaShamba Miller-Anderson.

CHAIRPERSON MILLER-ANDERSON: She's here.

DEPUTY CITY CLERK BURGESS: Pro Tem Tonya Davis Johnson?

CHAIR PRO TEM DAVIS JOHNSON: Here.

DEPUTY CITY CLERK BURGESS: Councilperson Lynne Hubbard?

COUNCILPERSON HUBBARD: Here.

DEPUTY CITY CLERK BURGESS: Councilperson Dawn Pardo?

COUNCILPERSON PARDO: Present.

DEPUTY CITY CLERK BURGESS: Councilperson Terence Davis? City Manager Jonathan Evans?

CITY MANAGER EVANS: Present.

DEPUTY CITY CLERK BURGESS: Deputy City Clerk Jacqueline Burgess is present. City Attorney Andrew DeGraffenreidt?

CITY ATTORNEY DeGRAFFENREIDT: Here.

DEPUTY CITY CLERK BURGESS: You have a quorum.

CITY MANAGER EVANS: If we can have the Honorable Mayor Thomas Masters lead us in the invocation and the Pledge of Allegiance.

COUNCILPERSON HUBBARD: Do I have to stand up? Better stand up while you can in this world.

INVOCATION AND PLEDGE OF ALLEGIANCE

MAYOR MASTERS: Shall we pray? Our Father, we thank You for today. We thank You for every moment in our lives. We pray and ask Your blessings continuously that You will guide and lead us. And today we ask that You would bless our minds as we deliberate, that all that we say and do will be to Your glory, for the edification of our residents and for the good work and the good deeds of all of us as we seek to promote peace and progress and unity in our city. This we ask in Your name, amen.

UNIDENTIFIED SPEAKER: Amen.

MAYOR MASTERS: Shall we pledge? (Everyone stood for the Pledge of Allegiance being led by Mayor Masters).

CITY MANAGER EVANS: Madam Chair, if I may?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

III. INTRODUCTION/PURPOSE OF WORKSHOP

FISCAL YEAR 2018 BUDGET WORKSHOP AGENT

CITY MANAGER EVANS: I have an eloquent 20-minute speech for the city council but I decided to --

CHAIRPERSON MILLER-ANDERSON: I don't think your mike is working.

CITY MANAGER EVANS: -- forego that speech and allow for us to get right into the Capital Improvements Plan and the strategies.

CHAIRPERSON MILLER-ANDERSON: It's still not working. He needs to cut it up, maybe. Can you tell Walter to cut the volume up for --

CITY MANAGER EVANS: Test one, two. All right. I will project my voice a little bit higher. For you you will see some of the department requests going into the capital facilities. This is the 2018 to 2020 -- '22 Capital Improvements Request. You can see that we've put them into three categories: category 1 being severe, category 2 being high and category 3 being low. Red is severe, orange is high, green is low.

The intent behind putting those -- associating those colors is to show the level of urgency with respect to some of these capital improvement projects and how the City looks to move forward to, in fact, fund these capital improvement projects. In totality if you look at fiscal year 2017/2018, you're looking at about \$20 million in capital infrastructure investments. And then if you look at the life of the CIP, you're looking at \$46 million. I will ask our Public Works Director Mr. Brynt Johnson to come up and we

will walk through some of these particular projects. Staff has taken the time to prioritize these projects, but of course you as the elected officials and the policymakers have the opportunity to ask any questions or have the list reprioritized. From that point then staff will make the appropriate modifications in the capital improvements request and then bring that forward to you at the first reading of the budget or subsequent budget sessions. So at this time I'm going to turn the presentation over to the Public Works Director Mr. Brynt Johnson.

IV. FISCAL YEAR BUDGET WORKSHOP DISCUSSION

A. FISCAL YEAR 2018 CAPITAL/BUDGET

PUBLIC WORKS DIRECTOR JOHNSON: Good morning. Brynt Johnson, Director of Public Works. I'll start with the first one which is the streets projects. Those are all the projects that we're either currently designing, have out to bid or are in the middle of constructing in your respective districts. Public Works building. You've seen our building so you know what that is. Palm Beach Isles bridges. That's the culvert pipes, the -- the road crossings that we discussed at the previous council meeting or at one of the previous council meetings. And that -- we have that estimated at a million for upcoming budget and a million for the year after. And that's because we're probably going to -- the project may extend into the next fiscal year, possibly.

The IT master plan is just the IT master plan. That's putting together just like we've done the stormwater master plan and we've done the water and sewer master plan. This is the IT master plan which lays out the City's needs from an IT perspective. Fire station number 2 rebuild. The plan is to start determining where we want to put the fire station or what lots may need to be acquired or the possibility of acquiring a lot which is owned by the school board. And if not, we'll at least go ahead and start designing where we are if that's not a possibility.

Singer Island dune restoration, that's -- we do that annually. That's just beach renourishment. Public library and buildings, that's carryover from last year, I believe. IT trailer building. IT currently needs a more functional trailer. The trailer that they're in right now does not have restroom facilities and does not have the space that they need given that they've expanded over the last year or two. So that's to acquire a new IT trailer.

Singer Island Beach access path creation. That's a result of the Fane Lozman lawsuit so we would have to create that beach path. The reason that price is what it is is because it's limited access, and there's a lot of vegetation currently in that easement that has to be removed. So that's why that price is what it is. Southside Community Center. You all are aware of this one, as well. This is the Riviera Beach Heights Community Center going in on Fourth and G.

Cunningham Park. We discussed this, as well. Bids close -- well, bid closed on the actual demolition of the park and the solicitation for construction is going out Monday, I believe. Technology enhancements and equipments, that's just more IT-related things. Body-worn cameras. That's on the police side as a result of that being requested by

elected officials, as well as it's kind of where other cities are -- are going. Milling and resurfacing. That's just capital projects coming out of Public Works, various roadways.

Parking master plan. Council's seen that, as well. That's for the Ocean Mall and the Marina Uplands, those areas, and other places in the city possibly based on the -- the results of the plan. Access control. That's to electronically -- electronically control all the doors in all of the buildings, City Hall, police. Pretty much every City-owned building. We started doing some access control. You have it at the front of City Hall. You have it in -- at -- leading into the Council office. And we currently use those proximity badges for fueling and to get into Public Works, as well. So we're trying to expand that.

Economic opportunity is, of course, pretty much what it says. It's increasing the City's economic position. And -- as it relates to businesses in the city. Fire station 3 rebuild. That goes out to fiscal year '18/'19. We're not talking about it as a part of this upcoming fiscal year, but as a note, pretty much most of the fire stations are in need of replacement. They're all in pretty bad shape, just like all of the other City facilities, including the ones here at this campus. Aerial platform and equipment. Once again, that's pushed out to '18 and '19. Unsafe structures. That's Community Development-related item. Neighborhood Sector Plan. Randy could speak a little bit more to that, but I believe those are funds carried over from last year. Neighborhood Sector.

CITY MANAGER EVANS: We -- we'll explain that after you move through the list.

PUBLIC WORKS DIRECTOR JOHNSON: Okay. Blue Heron Bridge underdeck lighting. Some of you may or may not know about this project. This project was eliminated as a part of the A1A project. I won't say eliminated. It was postponed. That's putting underdeck lights on the columns of the Blue Heron Bridge so that they shine down, just adding a little flair to the bridge. Actually it'll be a nice project. But just trying to work with DOT has proven to be a little bit difficult. But we're planning to move it forward.

Sidewalk repair and replacement. That's -- Public Works does a, you know, sidewalk repair and replacement program where we try and get ahead of a lot of the damaged and broken sidewalk to prevent injuries and lawsuits. Repairing concrete driveways at station 1. That's pushed out to '18/'19, but there's a lot of damaged concrete in front of fire station -- the front and rear of fire station number 1. And that's expensive because it's pretty thick concrete, as you would imagine. The fire engines have to go over it so it's pretty expensive to replace. Traffic calming. That's more of your speed humps that we do in the city. And that's a part of our traffic calming request policy where folks can request those traffic calming devices. And that's it for the capital.

CITY MANAGER EVANS: To -- to add on to some of the remarks that Director Johnson made, I just wanted to hit on some of the items. Fire station number 2 rebuild, we will be having a discussion subsequent to this discussion -- immediately following, actually -- to talk about capital facilities and what do we do with our capital facilities here in Riviera Beach and looking at it holistically. So we'll -- we'll have that discussion, and you'll see where the funding for that project can be utilized to, in fact, construct that facility but also look at all of our municipal facilities holistically.

The item here as it relates to body-worn cameras, \$234,000, that is associated with just the cost for the cameras. There's some additional costs that you will see in some personnel requests to accompany the staffing that is needed to be able to manage said program. Item number -- or actually, Economic Opportunity, you see there's \$209,000 and then some additional funding in the out years. That is to provide for any type of QTI, quality target industries, consistent with the State's program to be able to bring industries and opportunities to Riviera Beach.

The Unsafe Structure Demolition and Acquisition. One of the things that we have talked about internally and we need direction from the council about, the -- the policy with respect to looking to acquire nuisance properties and being more proactive in acquiring nuisance properties and strategically acquiring parcels and assembling for the purposes of redevelopment. So you have the opportunity and flexibility to do that if it is the desire of the council. The other item here, we have the Neighborhood Sector Plan. We have it as a total number but however is the pleasure of the council to utilize these public funds for capital investments, whether you decided you wanted to invest holistically in a project and initiative or you would like to have it to go back to how it was. I think consistently in the past it has changed so we just put that in there as a budget number to hold and we can modify it whichever way the council pleases. So I did want to hit on some of those key components and staff is prepared to answer any questions that the council may have as it relates to the 2018 to 2022 capital improvements request.

MAYOR MASTERS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

MAYOR MASTERS: Mr. Manager, would you explain to me and to others who would probably -- may -- may want to know the same thing, why is body cams high instead of severe?

CITY MANAGER EVANS: I believe that most of -- and the chief of police can certainly opine on this a little bit better than I. I believe that most of the internal aspects and the structure is already underway. This is now just acquiring the asset. We still have it projected to -- to acquire the cameras in fiscal year 2017/2018. So we are going to move forward with it in the next fiscal year. So we will have assets on hand. But when we looked at infrastructure projects, those were ones that were up there higher as it relates to some of the life-safety concerns we have or facilities at the end of their useful life. But we are going to acquire it. It's just in the prioritization, it then just ranked as a high priority but nothing that -- as it relates to severe with respect to infrastructure, failing infrastructure or court-ordered.

MAYOR MASTERS: And I understand that. Is the --

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Well, I was going to add, we -- we actually have -- proposals are in. Committee's actually meeting next week to review those proposals. So that is moving along. I mean, that is -- I think it's going to roll into next fiscal year by the time the contract comes back and everything.

So that -- that's why that one's in there like that.

MAYOR MASTERS: And I appreciate that. For -- for me that's even more reason why it should -- for me -- to be in the red zone if it -- if it's not, you know, any other reasons. Especially if we're there. I just want to make sure that it is given the same high priority as anything else in the red. It's a matter of life and death for police officers. Many times it's a matter of life and death for residents. And as we are rebuilding fire stations, and that's high, I certainly would like for the body-worn cameras to be reconsidered to be in -- in the high, particularly as we are seeing what is going on in America and the world as it relates to terrorism, as it relates to what just happened in Minnesota, as it relates to Homeland Security being right here in our city and the President of the United States when he's here in towns just a few miles away.

So as -- as long as -- as you're telling me that it is not going to be on the back burner, even though it's not in red. It's not to be looked at as, you know -- it still is to be looked at as severe and something that is needed and has needed and it's needed now. I have -- I don't understand why it's taken this long for it to even be executed, over a year. And we're still talking about getting them and we don't have -- we have not gotten them yet. But yet, every other city in the immediate area has gotten them, has gotten them in much less time. So I would like to see -- I would like to see us to make sure that's a -- a high, high priority. Thank you, Mr. Manager.

COUNCILPERSON PARDO: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

V. CITY COUNCIL'S COMMENTS/DISCUSSION

COUNCILPERSON PARDO: Okay. So have you come up with a strategy to go after grants? The City has been very lax for too long about going after grants. And looking at, you know, the needs that we have, I'm sure if we were more aggressive, we may be able to get funding for a lot of these projects. So I know that Parks and Rec just went out for additional funds for the community center.

CITY MANAGER EVANS: Community center, correct.

COUNCILPERSON PARDO: Perhaps we can be more aggressive on Cunningham Park. You know, every year we try to get funding from the state for the dune restoration and we've been successful. Body cams, we got some money from the feds.

CITY MANAGER EVANS: Yes.

COUNCILPERSON PARDO: But I think DOJ still has a pot full of money. So perhaps we can go after additional funding for that. And you know -- and other things. So do you have a -- do you have a plan for grants?

CITY MANAGER EVANS: Yeah. Yes, Madam Councilwoman. We have a position that we're proposing as part of the fiscal year 2018 budget, an intergovernmental affairs

specialist. And their job is going to be to be proactive with regards to acquiring grants, securing those grants, making sure that we spend down those grants and we don't lose grant opportunities. So we're going to aggressively look to acquire those grants.

But having that money appropriated in the budget also provides for us to have that match. And I think that is why Director Blankenship went after the funding for the Southside Community Center, because we already appropriated the money and it makes our grant application a lot stronger. So conceivably in the perfect world, we would love to be able to have all these costs offset. But we are proposing a position that would help us look for grants holistically throughout the organization to offset some of the costs and collect some of the taxes that we pay to Tallahassee or to Washington back in Riviera Beach.

COUNCILPERSON PARDO: Okay. And I believe the County and there was another municipality in Palm Beach County that was able to obtain funds for their fire stations. So I think that's something that should be on the front burner. Because each fire station, with the exception of the Military Trail fire station -- and that is a totally different discussion -- but each fire station is in desperate need, as we all know. And when those fire stations were built, we didn't know about, you know, the effects that the diesel engines had on the -- you know, on the firefighters. And you know, if you look at all of our fire stations, it's like their living quarters are right next to where the -- you know, where the trucks start up. So you know, they're breathing all that stuff in. So, yeah, I would definitely say please, let's try to be more aggressive.

The other thing I'd like as a code 1 would be we're getting ready to begin the street improvements in Yacht Harbor Manor, and that's something that's been, you know -- we've had the funds for a while. And we were trying to get additional funding through the State. And for whatever reason it wasn't a priority for some of our elected -- not our elected officials here in the city. But up in the State. So we didn't get that \$1.2 million. It was cut out of the budget at the last minute. But we did go out and get 130,000 from South Florida Water Management for that project.

And the residents have been asking for a gas line to go through Yacht Harbor Manor. As we all know, we use -- we lose electricity at least once a day over in -- over on Singer Island. And we think with a gas line, at least, you know, it would provide some kind of service to the residents. So if we can lay down the gas line then every resident would pay into connecting. And if they wanted the gas, you know, they could have the gas. If not -- and I believe the cost of that would be \$103,000. So I'd like to see that in it. So perhaps we can take that 103 out of the Neighborhood Sector Plan, the Singer Island -- you know, that portion for Singer Island.

CITY MANAGER EVANS: Is there any other remarks from the council or questions?

COUNCILPERSON HUBBARD: Yes, Madam Chair.

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON HUBBARD: The -- the -- the company that we have as a grant writer,

I think we pay them what, \$5,000 a month? Are -- do -- are we still under contract with them or did we not --

CITY MANAGER EVANS: I -- I'm under the impression that they have a contract with the CRA.

COUNCILPERSON PARDO: Correct.

CITY MANAGER EVANS: They don't have a contract with the City.

COUNCILPERSON HUBBARD: And -- and I know I'm not mistaken about this and I will find the document. The gentleman, when he came back the second time, his offer included the City, as well.

CITY MANAGER EVANS: Uh-huh.

COUNCILPERSON HUBBARD: If we were to retain him at service, he would -- at the same cost, he would serve the City and the CRA. And what's the name of the company? Someone must know whom I -- whom I'm referring to.

COUNCILPERSON PARDO: I think it's Langton.

COUNCILPERSON HUBBARD: It starts with an L.

COUNCILPERSON PARDO: Langton.

COUNCILPERSON HUBBARD: Langton and Associates.

CITY MANAGER EVANS: And -- and I do have a meeting scheduled with them in the next couple of weeks 'cause they have proffered such an opportunity to partner up with the City. And I -- I think one of the things that is important is we get the grants, but also we make sure that we expend the grants and track the grants and utilize the grant fundings, because we've had some challenges with respect to that.

COUNCILPERSON HUBBARD: Well, and I guess with projects that's always going to - to come into play. But my -- my question this time is because we're talking about, you know, going after grants more aggressively. And the fact that we're paying someone \$5,000 a month, we need to know if they are, because he -- he wants to talk to you about working for the City now. But in his last contract -- and I -- it -- his -- he stated that he wanted us to vote him back in because he will now work for the City and the CRA under the same cost. That was what -- that was what he said.

COUNCILPERSON PARDO: Correct.

COUNCILPERSON HUBBARD: In -- in his letters. That was what he said in his presentation prior to us reinstating -- reinstating him as our grant writer. So that's one thing I wanted to remind us of and have us talk -- you know, make sure he's doing his job and that -- that he knows if -- if we know about all these grants, he surely should be on

top of it.

COUNCILPERSON PARDO: Can I just expand on that for a second? And perhaps we should look for someone that specializes. If we want to move forward with the fire station -- say the fire stations, let's find someone that -- that specializes in that. And you know, remember, that's exactly what we did with the Marina. We hired Mr. Sprague who, marinas, marine industry, that is his specialty. That is the only thing he deals with. And we've been able to secure millions of dollars. So maybe that's a way, also. Right?

COUNCILPERSON HUBBARD: Yeah. And we find out from --

COUNCILPERSON PARDO: Find people that specialize instead of a big, you know -- one big, you know --

COUNCILPERSON HUBBARD: -- I think he has municipal background because of -- of his involvement in municipalities. I think he was in government before. I'm not, you know, advocating for him --

COUNCILPERSON PARDO: (Unintelligible).

COUNCILPERSON HUBBARD: -- one way or the other.

COUNCILPERSON PARDO: Right.

COUNCILPERSON HUBBARD: But we need to find out, you know, if he's still the guy. If he's still our guy. And if he's not, then we can look -- look -- look further.

COUNCILPERSON PARDO: I agree.

COUNCILPERSON HUBBARD: The other thing I want to say in reference to the sector plan, I want to keep it divided up like it was. And we all have our own pots of money for that so that we can have a particular project within our own communities. And traffic calming construction. I'd like to find out what is meant by that.

CITY MANAGER EVANS: In most cases it is speed bumps and curbs and other --

PUBLIC WORKS DIRECTOR JOHNSON: Yeah, it's pretty much -- what -- what happens is the residents, they go online or they can come into our office and they can fill out a traffic calming request application. We then -- then they state what their issue is. We then go out, assess the situation and we determine what's needed, because there's different types of traffic calming. There's speed humps, stop signs. I mean, there's -- there's dozens of them. So we go and assess the situation, and if it meets the criteria for a speed hump, which is typically what they're looking for, then we'll explore the possibility of installing speed humps. If we can fix it with a stop sign, then we'll go that route, as well, because that is cheaper. But that's pretty much what it is.

COUNCILPERSON HUBBARD: A lot of times when the residents call me about the speed bumps, I refer them to the street that I live on with a speed bump. We all thought

it was the greatest thing since sliced bread. Now it's the biggest nightmare that you ever want to see. Number one, it doesn't stop those guys 'cause they have the big tires now. And they just love them. They just go right over those speed bumps and make them go faster. So what it does for the neighborhood, though, is it stops the drainage.

The water flow, you know, getting -- sometimes it can be in the wrong place. And it'll stop the -- the water from getting -- so a couple of people called me, and I told them about the experience that I have and that you might want traffic calming but you don't want -- want -- you don't really want the speed bump. I live on 23rd Street with a million speed bumps. I go home on 24th Street so avoid the speed bumps. So it's not -- you know, so I think we need to educate them and talk to them about them. I think I wanted them, too. But you know, it's -- it's a whole different thing. And you know, one thing that I saw that was real effective as far as traffic calming was when you're on O Avenue and before you get to Mount Olive Church, it's flat. But it's -- it's those red stones or whatever you call that that you make the speed bumps out of. And it stops you every time. For some reason you think that it's a speed bump but it's just a patch of that -- it -- you know, I guess it's psychological.

COUNCILPERSON PARDO: Stamps. Right. It's like a stamp.

COUNCILPERSON HUBBARD: It's a stamp.

COUNCILPERSON PARDO: (Unintelligible).

COUNCILPERSON HUBBARD: Stamp right there and I think it's psychological. It makes you think that it's -- you're coming to a bump and you stop. So I just -- as far as installing more, I think we need to educate the people a little -- a little more before we expend, you know, 4 or 5,000 per speed bump.

CITY MANAGER EVANS: Madam Councilwoman, if I may, you're absolutely right. A lot of communities have actually stopped putting those on residential streets. They've only done it towards schools or school zones because for public safety apparatus it is an issue, as well as the drainage being able to flow down some of the roadways. They obstruct some drainage. So some communities have gotten away from that, but if that is something that the council wants us to look and say, you know, that if it's in -- within X amount of, you know, miles or -- or linear feet from a school zone, that we will deploy that but we would utilize other mechanisms, whether it's curbing or stop signs or those types of things.

COUNCILPERSON HUBBARD: Stamps.

CITY MANAGER EVANS: Stamps. Those types of traffic calming devices, we can -- we can certainly look at that and it's a cheaper alternative. And in most cases it's a -- it's a better alternative.

COUNCILPERSON HUBBARD: In the Cunningham Park I see additional -- we need additional 775,000. And I know it's a million -- it was a million-three. Now you say we need another 7 -- tell me about that.

PUBLIC WORKS DIRECTOR JOHNSON: The total -- the -- the total project we're projecting to be about 1.5 million. That's both phases, 1 and 2. Originally we were going to do phase 1, then phase 2. But there was only about 150,000 or so difference between phase 1 and phase 2 because phase 2 was only some of the smaller shelters and I believe maybe one of the larger pavilions. So we just decided to go ahead and roll it into one project 'cause it didn't make sense to not complete the project with only 150,000 remaining. And that is the estimate. We haven't put it out to bid yet so we don't know what the actual number is. There's a very good chance it'll come in lower than that. But that's the engineer's estimate at this point.

COUNCILPERSON HUBBARD: Okay. I'm -- let me try again. The -- no, I'm just going to -- I'm trying to understand. Overall phase 1 and 2 is \$1.5 million. So you're saying the difference between \$775,000 and \$1.5 million is what's projected for phase 1?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Yeah. Let -- let me step in here. We have funds budgeted in -- in this current fiscal year. Okay?

COUNCILPERSON HUBBARD: Uh-huh.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: And what we have budgeted in this year is the difference between the million-5-70 and the 775.

COUNCILPERSON HUBBARD: Okay.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: So we need to add to what we've currently budgeted.

COUNCILPERSON HUBBARD: Okay. Gotcha. Now, I want to point this out, too. The way that phase 1 and phase 2 was -- or the way the project was broken up initially, the conversation was to break it, you know, up in a -- in a -- in a -- in a different way so that wouldn't be just \$100,000 in -- in the -- the phase, so that it could be distributed, so that it could be bidded out, so that it would be something worth one of the local contractors or any other contractor bidding on.

So that was the conversation, to break it up, to phase it out differently than the way that it was originally phased-out. That -- that was what was requested and so that we wouldn't have the 100,000 -- because I was saying, you know, like demolition on its own was a nice piece. Then you're coming in with your -- your irrigation and your grass and stuff. And then break it up so it could be a nice project for -- if -- if a general contractor got it, he had three things that he could have put out that was decent enough for everybody. Didn't have to be phased out the way that it was. And that was what I was asking for. That's what I was fighting for and that's what I was trying to get. The way that it was phased out was just -- was not the only way that it could have been phased out.

CITY MANAGER EVANS: Just as a -- just a point of clarification is that the entire Cunningham project is completely funded so there is funds available for that project so we should be able to -- and all the projects you see here, the budget is balanced with those funding -- the fundings for those projects. So as -- as a point of clarification, if

there's no additional questions, I just want to make sure that there's consensus from the council on a couple of items. One --

COUNCILPERSON PARDO: Mr. Manager?

CITY MANAGER EVANS: Yes, ma'am.

COUNCILPERSON PARDO: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON PARDO: Okay. The Parking Master Plan. So for the past couple of years we've been missing out on a substantial amount of money. So if you say that that is a code 2, what does that mean? When are we going to move forward with that?

CITY MANAGER EVANS: All -- all these particular items, they are anticipated to be completed in the fiscal year '18. It's just that as far as allocating of resources and time, that would be a second phase. But we want to complete that in next fiscal year.

COUNCILPERSON PARDO: You have to. We're missing out on a lot of money. Okay. All right. Thank you.

MAYOR MASTERS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

MAYOR MASTERS: I want -- and I haven't had a chance to speak to the council for Cunningham -- councilperson for Cunningham Park or the Parks and Rec director. But I would certainly request to reconsider building or putting in a tennis court at that park. It is the only -- it was -- it was the only park that we had a tennis court on the north end. And we have two -- at least two or maybe three on the south end. So I would like to put that on -- on -- on the record, because we have a lot of seniors there like myself and that's probably the only thing we can do is play tennis. So don't y'all take that away from us if you can.

PUBLIC WORKS DIRECTOR JOHNSON: If I'm not mistaken, Mayor Masters, and I can confirm this with you sometime next week -- it's been a while since I've looked at the plans, but I believe there is a multi-purpose court that will have the posts in where you can pull the net and install it so people can play tennis. So that was considered.

MAYOR MASTERS: Okay. (Unintelligible) Park.

COUNCILPERSON HUBBARD: Oh.

MAYOR MASTERS: He's shaking his head so that's --

PUBLIC WORKS DIRECTOR JOHNSON: Yes.

MAYOR MASTERS: Thank you.

COUNCILPERSON HUBBARD: I thought so. Okay.

CHAIRPERSON MILLER-ANDERSON: I just wanted to just make a comment regarding the -- going back to the grant writer.

CITY MANAGER EVANS: Uh-huh.

CHAIRPERSON MILLER-ANDERSON: If you could -- I think some time ago we were provided with the grants that he went after. If you can provide an updated one and then, you know, if he's on -- if we're paying him by -- per month and not really getting what we're needing, I don't know if we want to try to look at seeing if he could be -- by, you know -- based on what's approved or what he gets. You know, I know some grant writers operate that way. But if we're just paying him -- I know we probably did the contract not too long ago but we need to look at that again.

CITY MANAGER EVANS: Yeah. We can definitely look at it. I think there's some -- some structural changes that have occurred in -- in the way in which grant writers are compensated. But we can look at the grants that they have successfully obtained and then the payment structure and seeing once the -- you know, what's the last grants we received.

CHAIRPERSON MILLER-ANDERSON: And start having him do a presentation to us at least once a month, because I -- I mean, I don't -- I probably don't know what he looks like.

CITY MANAGER EVANS: Okay. Okay.

CHAIRPERSON MILLER-ANDERSON: Probably, 'cause I haven't seen him in a while.

CITY MANAGER EVANS: Not a problem.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

CHAIR PRO TEM DAVIS JOHNSON: So what we agreed to with Langton and Associates on the City's side was a dollar for the year. That was done back in October/November. And it was at a cost of \$1 to see what he could do and bring to us. And I agree. I haven't seen any reports necessarily. I know we get information on the CRA side, but I've not received or remember receiving or seeing any reports for any grants that would -- would have been sought after -- sought after on behalf of the City.

My concern with us with grant writing, we have historically received grants and had to return the funding. And I think that we need to better position ourselves to expend those dollars on the front-end rather than on the back end, because we seem to run into trouble with dates of expiration. And so therefore, if we are going to solicit those grants, any grants on behalf of the City, then it is my expectation that you are going to make sure that those dollars are expended and not returned, because that -- that says a lot about

who we are as an organization and -- and how we are operating, and that concerns me. I did -- I'm moving on now. I noticed that in the Sector Plan there was no provision for District 3. I saw, I believe, 1, 2 and 5. I -- no, 1, 2 and 4. And I did not see --

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: You're -- you are correct 'cause that money went to the South Side Community Center.

CHAIR PRO TEM DAVIS JOHNSON: So that -- the Sector Plan dollars in perpetuity will be going to that?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: No. The first year we -- we broke it out by district.

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: And the councilperson decided to use the money for the South Side for your district. Then the second year we brought in -- it was a million dollars the second year and that was not allocated out. Just came in as a lump sum.

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: If we want to allocate it out we can do that.

COUNCILPERSON PARDO: Right.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: But it just came in as a lump sum for the second year.

CHAIR PRO TEM DAVIS JOHNSON: Okay.

CHAIRPERSON MILLER-ANDERSON: So just going back to the grant manager. Just making sure that we have someone that is going to be in place to monitor it. I mean, that's his position to monitor it or if it's a staff member's position to monitor it, that needs to be improved, because that's why we're losing out because it's not being monitored.

CITY MANAGER EVANS: Right.

CHAIRPERSON MILLER-ANDERSON: You know, and then coming back to us to make sure that we --

CITY MANAGER EVANS: Right.

CHAIRPERSON MILLER-ANDERSON: -- we see that it happens.

CITY MANAGER EVANS: You're absolutely right, Madam Chair. And that's one of the things that the individual that we're looking to have in that intergovernmental relationship. They will track grants. They will report back to grants. There's grants that are small in

nature that are through the County or through other entities. And then after the grant writer gets the award, they are done with the process. It is incumbent upon us to make sure that we utilize those funding for the purposes of projects because if -- the councilwoman is absolutely right. If we have to turn back funding it then impacts our ability to receive funding for years.

CHAIRPERSON MILLER-ANDERSON: Of course. Yeah.

CITY MANAGER EVANS: So we definitely want to track that, work with the council to also establish your legislative priorities or what projects specifically this particular individual will say, These projects are more suitable or more advantageous for us to seek grant funding because they talk about life safety, you know, those types of things. So there's those opportunities out there. But we plan on doing a better job on tracking that and reporting back accordingly.

CHAIRPERSON MILLER-ANDERSON: Okay.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

CHAIR PRO TEM DAVIS JOHNSON: So the intergovernmental affairs position that you are asking to create, are you planning to use someone internally or are you going after someone with skills specifically for grants and governmental --

COUNCILPERSON HUBBARD: -- relations.

CHAIR PRO TEM DAVIS JOHNSON: -- relations?

CITY MANAGER EVANS: I have -- we have somebody internally that has the aptitude to be able to do that that has --

CHAIR PRO TEM DAVIS JOHNSON: Aptitude?

CITY MANAGER EVANS: And the skill set and the abilities to --

COUNCILPERSON PARDO: Experience?

CITY MANAGER EVANS: -- and the experience to do that, yes. And has been successful in doing so.

CHAIR PRO TEM DAVIS JOHNSON: But we'll discuss that at our meeting on Monday.

CITY MANAGER EVANS: Okay.

CHAIR PRO TEM DAVIS JOHNSON: Back to the \$1 million, Mr. Sherman. You said it's in a lump sum?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Yeah.

When we appropriated the million dollars, it was not allocated out 250, 250, 250 -- it was -- just came in as one appropriation.

COUNCILPERSON PARDO: Which it should.

CHAIR PRO TEM DAVIS JOHNSON: So --

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: But the prior -- the prior year we actually had broken it out and made it four separate projects.

CHAIR PRO TEM DAVIS JOHNSON: Right. And why wouldn't we continue in that vein?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: It was just a -- a decision when we brought it forward. I think it was discussed at that point whether we wanted to break it out and it -- I don't believe there was consensus either way so we just left it as one. That -- that's just a simple reallocation if -- if that's what the council wants to do.

COUNCILPERSON HUBBARD: Please.

CHAIR PRO TEM DAVIS JOHNSON: I would, as my -- my colleagues --

COUNCILPERSON PARDO: Yeah.

CHAIR PRO TEM DAVIS JOHNSON: -- to support a reallocation --

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Okay.

CHAIR PRO TEM DAVIS JOHNSON: -- to ensure that District 3 has funding.

COUNCILPERSON PARDO: I agree. So I think if it's a million dollars, the four districts should each get 250 each. All right? So -- and part of that allocation will go to the 103,000 for the gas line for --

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Okay.

COUNCILPERSON PARDO: -- Yacht Harbor Manor.

COUNCILPERSON HUBBARD: What -- another question, Madam Chair. The -- the unsafe building structures and acquisition of those, I saw somewhere in the budget that we were putting together structures that we wanted to sell. I -- one, I definitely don't want to sell any more property in the City of Riviera Beach. We've sold off three-quarters of the city already. But if we're going to acquire on one hand and sell on the other hand, I think it'll be a big contradiction to the overall goal to stabilize the community.

But I'm, you know -- if we can acquire the unsafe building structures, I'm definitely for that so that we can gain as much land back that we can, because we lost a lot of our city when someone decided to, you know, auction off a bunch of property. So after we made that horrible mistake, I don't think we should sell any more of our stuff unless we

swap in trying to get us something that we could develop on.

CITY MANAGER EVANS: Madam Councilwoman, the intent behind the disposition of some of the City properties, more so for economic development purposes, to looking for commercial, industrial development. Those are the parcels that we would look to sell if it is the pleasure of the council to put those properties back on the tax roll to start generating revenue for the City. The property acquisition that we're looking at as it relates to the demolition of unsafe structure would be targeted more so for residential development, to partner up to really reenergize our housing program and getting homeowner and homeownership in our community. So that -- that's kind of what the intent was behind those two programs.

COUNCILPERSON HUBBARD: Tell me again about the -- the first part that you were saying, to sell the properties would be for businesses that are coming to the city? We would sell them to persons that want to do business within the city? That's what you mean?

CITY MANAGER EVANS: That is correct.

COUNCILPERSON HUBBARD: And --

CITY MANAGER EVANS: It would be for economic development, yes, ma'am.

COUNCILPERSON HUBBARD: Oh, okay. Gotcha.

CITY MANAGER EVANS: Uh-huh.

COUNCILPERSON HUBBARD: Thank you.

CITY MANAGER EVANS: Uh-huh. I just -- for -- for clarification, there was discussion about breaking -- breaking apart the sector money and -- in four. Are we looking at we let the at-large district -- is there --

COUNCILPERSON HUBBARD: They were all -- they were included before, right?

COUNCILPERSON PARDO: No.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: We did -- we did it four ways last --

COUNCILPERSON HUBBARD: Four ways?

COUNCILPERSON PARDO: Four ways, yeah.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: -- Districts 1 through --

CITY MANAGER EVANS: Okay. So consistent with that? Okay. And then what we will do from the staff's standpoint is we will meet individually with each of the council members

to see what capital projects that you're looking for in your respective districts and then make sure that that's incorporated into the budget so we can make sure that that happens in this fiscal year. I know Councilwoman Pardo talked about the gas line with the --

COUNCILPERSON PARDO: Correct.

CITY MANAGER EVANS: -- this project.

COUNCILPERSON PARDO: The gas line and then the rest of that money, the 250,000 -- so 103,000 can go to Yacht Harbor Manor, and then the rest of it should go into the Palm Beach Isles project.

MAYOR MASTERS: Madam Chair?

COUNCILPERSON PARDO: So then that'll give us -- that -- right. That's going to help that project so it won't be as much.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: And if I could just clarify. And that includes the first allocation, as well?

COUNCILPERSON PARDO: I think that's fair. The first allocation is already in the street project.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Okay. You already have -- okay.

COUNCILPERSON PARDO: In the stormwater project.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Okay.

MAYOR MASTERS: Thank you, Madam Chair. I -- I know that perhaps in the past we've left out the representative for the citywide which would be number 5. I guess my question is, you know, he does represent the entire city, and I think it's important that whoever the -- the citywide person is should have something to -- some way to have a -- money, too, to distribute as Terence Davis would see fit or whoever's in that position. I was just wondering was there any particular reason why we did not -- why it was broken up in four districts instead of five?

COUNCILPERSON PARDO: Double dipping.

MAYOR MASTERS: Yeah. But still, I mean, he's still --

COUNCILPERSON PARDO: And he agreed.

MAYOR MASTERS: -- I'm just asking. I'm just asking the question. That's all.

COUNCILPERSON PARDO: We had that discussion.

CHAIR PRO TEM DAVIS JOHNSON: I don't know. I'm just thinking that if we are doing

it 1 through 4, that encompasses the at-large area.

COUNCILPERSON PARDO: Correct.

CHAIR PRO TEM DAVIS JOHNSON: And so we could certainly have conversation so that he is very much aware of what projects are going on 'cause he has a responsibility -

COUNCILPERSON PARDO: Last budget meeting we had --

CHAIR PRO TEM DAVIS JOHNSON: -- 'cause, you know -- at large.

MAYOR MASTERS: Yeah. I'm just asking a question because he does.

COUNCILPERSON PARDO: Yeah.

CITY MANAGER EVANS: And what we will do is once we have the --

MAYOR MASTERS: Just before he's left out of the process.

CITY MANAGER EVANS: -- what we will do is once we have the individual conversations with each of the council members to define their capital project, those would come back to the council for ratification. So that representative will get an opportunity to see what those projects consist of.

MAYOR MASTERS: Okay.

COUNCILPERSON HUBBARD: That's fine.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

CHAIR PRO TEM DAVIS JOHNSON: Mr. Johnson, I have a question for you. With regards to the projects in District 3, are those all a part of the code 1 for the street projects? Would that include the sidewalks, the -- the road reconstruction, 11 through 14, or is that included in '17? Are those dollars to be expended in '17 or is that a part of '18?

PUBLIC WORKS DIRECTOR JOHNSON: Well, we're plan -- well, '18 is the upcoming budget, so yours would roll into -- because I believe yours is out on the street now for solicitation. So part of the construction will happen this year and it'll roll over into next fiscal year which is what we're discussing now.

CHAIR PRO TEM DAVIS JOHNSON: Okay.

PUBLIC WORKS DIRECTOR JOHNSON: So --

CHAIR PRO TEM DAVIS JOHNSON: Okay.

PUBLIC WORKS DIRECTOR JOHNSON: -- all of the projects are pretty much funded.

CHAIR PRO TEM DAVIS JOHNSON: Mr. Sherman?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Yes.

CHAIR PRO TEM DAVIS JOHNSON: The contracts for the First through Fifth's sidewalks, where -- where -- where are we with that? And I -- that may be a Purchasing question? But where are we with that?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Yeah. That's a Purchasing but do you know?

PUBLIC WORKS DIRECTOR JOHNSON: That particular -- that particular contract was routed through the Novus system. For some reason it just wasn't put on the agenda but the -- the solicitation was closed and it was done and it was routed through. And that was quite some time back. That was probably five, six months ago.

CHAIR PRO TEM DAVIS JOHNSON: Hmm. Okay. Someone follow up with me on that? Because I -- that's been circulating since I was elected. And I'm just baffled as to why there has been no movement on that. I know that we were doing the -- we did the decorative lights on Ninth and 10th Street. I know that we have the community center that we're working on. 11 through 14th is the reconstruction of the road and it says to me that documents were submitted to Purchasing. Where are we with that? And then you can explain to me why First through Fifth Street's sidewalks has not made it to the agenda.

PUBLIC WORKS DIRECTOR JOHNSON: Okay.

MAYOR MASTERS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

MAYOR MASTERS: Mr. Johnson, on the Public Works building which is second, construction, we -- everyone --

CHAIRPERSON MILLER-ANDERSON: We've got Miss Davis Johnson and (unintelligible).

CHAIR PRO TEM DAVIS JOHNSON: I apologize.

CITY MANAGER EVANS: That's what I thought.

MAYOR MASTERS: -- Public Works building construction. Well, we know that the -- there was almost a shovel that was in the ground, getting ready to go in the ground several years ago when we purchased the warehouse. Are any of the plans for the construction of that building -- can any of those previous plans --

COUNCILPERSON PARDO: Be modified?

MAYOR MASTERS: -- implement -- can be used? Still good?

PUBLIC WORKS DIRECTOR JOHNSON: Yeah. That's -- it's -- that's actually been about five years ago. So we would have to --

MAYOR MASTERS: The purchase of the warehouse?

PUBLIC WORKS DIRECTOR JOHNSON: Right. So we would have to reopen those plans because the building code has since changed. Those are some of the changes additionally we'd have to -- the prior plan included purchasing 'cause they were in our current building. So when we built -- when we started doing the plans for the proposed building we included Purchasing so it depends on whether they stay or go, whether they're a part of that plan. So if they're not coming, then we would have to back them out of the plan. But irrespective of that, we would still have to update the plans for the current building code.

MAYOR MASTERS: If you take a look at it you might be able to save some if it's still workable.

PUBLIC WORKS DIRECTOR JOHNSON: Oh, the plan's still good.

MAYOR MASTERS: Okay.

PUBLIC WORKS DIRECTOR JOHNSON: It just has to be revised.

MAYOR MASTERS: Thank you.

PUBLIC WORKS DIRECTOR JOHNSON: You're welcome.

MAYOR MASTERS: Thank you, Madam Chair.

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

CITY MANAGER EVANS: All right. For the sake of just recapping the items that were articulated by the council, that we would move the body-worn camera up to the red section. That we would utilize the -- we would separate the Sector money and a portion of the District 4 Sector money would go to the Yacht Harbor Manor project, the gas line and Palm Beach Isles' project. Also we have -- here, what do you have?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN:
(Unintelligible) the grant writer (unintelligible).

CITY MANAGER EVANS: And the -- the grant writer. And -- and then report on a frequent basis, whether it's monthly or -- or quarterly or what have you, to report on grants that the City has been successful in obtaining, receiving or applying for. Is that everything?

CHAIRPERSON MILLER-ANDERSON: Yeah. That's a recap of what we've all

discussed.

CITY MANAGER EVANS: Okay. Is there a consensus to move forward as presented without incorporating the capital projects that we will meet with you individually to roll into the budget?

COUNCILPERSON PARDO: I'm fine with it.

CHAIRPERSON MILLER-ANDERSON: I -- I want to be able to send something back in if -- if I come up with something in the next few days.

CITY MANAGER EVANS: Okay. Okay.

COUNCILPERSON HUBBARD: You're -- you're referring to the projects that we have individually within our districts? You're talking about --

CITY MANAGER EVANS: Yes. I'm speaking about the Neighborhood Sector money, the projects within your districts that you would like to see develop because we want to incorporate those in the budget. So we still have some additional time to bring that back to you at another session. But I just wanted to see if it was -- there was consensus based on what is proposed, leaving out the individual conversations that we will have with you with respect to the projects that you want to institute in your respective districts.

COUNCILPERSON HUBBARD: Yes. Uh-huh.

CITY MANAGER EVANS: Okay. Is that consensus to move forward? Okay. All right. The next slide talks about facility needs. And -- and of course, we talked a little bit about the Public Works facility and the need for that. We know that we have some issues with respect to roadway drainage improvements, infrastructure, City Hall, library, police stations, fire stations, Emergency Operation Center and our Parks and Recreation venues.

So staff has been thinking about ways to look at how can we modernize our facilities and bring them into the 21st century and looking at some of the financial tools that we have available to be able to do so. One of the great things about the City of Riviera Beach is we've experienced tremendous economic growth per square mile, larger than other communities. And so we do have the financial resources to be able to do some really innovative and creative things and be able to address some of the inadequacies in our facilities within a five -- within a three- to five-year period. And that may be somewhat aggressive, but the reality is that most of our facilities have reached the end of their useful life and are in desperate need of repair. So it is incumbent upon us to try to bring something forward.

Now, with the CRA looking to move forward with the second phase of Marina Village, the City decided to take a similar approach to look at probably engaging the private sector to assist us in moving forward in such a fashion. And that will allow for us to get to a point where we can get into a P3, a partnership with a private sector firm to construct said facilities. So we have the architect firm BEA to be able to share a

presentation with you about what the municipal complex and what some economic development opportunities can look like for the City of Riviera Beach. Now, one of the things that we have to consider is that in the event that we move the City of Riviera Beach municipal complex over to where the Wells Recreation Center currently sits is that when you look at this parcel, you're probably most likely going to have to increase the densities, intensities and the opportunities for development rights here on this property and able to -- for the purposes for offsetting the cost that the City would incur. So one of the structures that we're talking about is that the private sector would come in and they would build a facility, and the City would lease the facility and then at the end of the term of the lease, the City would then own the facility. So the architects have provided some renderings conceptually for you to -- to look at and to see if this is something that the City Council would like for staff to explore moving forward. So without further ado --

BRUNO RAMOS: Thank you. Good morning.

MAYOR MASTERS: Good morning, sir.

BRUNO RAMOS: Madam Chairperson, Mayor, Councilpersons. My name is Bruno Ramos. I'm the principal of BEA Architects, and it's a pleasure to be here this morning to present these concepts with you and share some ideas.

So what we have in front of us is basically the -- the location site map and the major arteries for transportation purposes within the -- in and around the site that we're looking at. Directly to the west we have President Barak Obama Boulevard, Blue Heron Road running from left to right, and all the dots that you see there are bus stops, transportation hubs in and around the area, so it's an excellent area for transportation and general public access to -- to this -- these -- this property. Directly to the north of Blue Heron Road is the existing facilities where we're at and the Public Works facility that runs adjacent to the railroad tracks there that you see on the left. Mr. Manager, if I may borrow your -- your pointer?

CITY MANAGER EVANS: Oh. Oh, the pointer?

BRUNO RAMOS: So we were tasked initially with the library study that we participated on for -- as part of the grant that was granted for the library. And we looked at a site that has the library over on the northeast corner of the property along Avenue H and W. Blue Heron Boulevard with the required parking facilities for it and -- and a future project. And what you see in light color down below here is future parking when this future building gets put in.

We also looked at the opposite side. You have the water tank that exists here. And if we place the library on the west side with the future expansion facility here and parking directly to the south. One of the things that -- that the manager was describing is opportunities to replace the municipal facilities and how that would work. So to orient you, this is the -- the current park. I think there's a couple of baseball diamonds on there now currently.

MAYOR MASTERS: Uh-huh.

BRUNO RAMOS: This is your current facility. The school facility that runs to the -- to the north. The existing track and field facility. The -- the City owns this parcel right here that we have. This is the Public Works facility. The rail that's used by Tri-Rail FEC and All Aboard Florida that will run north and south across the state. And we have prepared three plans to discuss with you today.

The first plan really -- and all three plans take the same premise, that the parcel that we're sitting on today could be used in some sort of public development, private sector development, that would help fund the public municipal facility which would be directly to the south. We also looked at incorporating a transportation facility for Tri-Rail, a Tri-Rail stop station over in this area. And we looked at replacing the sporting facilities that were in this location and enhancing those on this parcel here. So those things are pretty common in all three schemes.

And what we have here is a new indoor gymnasium has an indoor basketball court, two outdoor basketball courts, four tennis courts outside, a multi-purpose field that could work in conjunction with the school field that could serve football, soccer, lacrosse, field hockey. Basically all field sports that -- that could house in this multi-purpose court. And then two baseball diamonds for Little League that could be divided in the center or large high school-type format or league format baseball diamond. So in this particular plan which we call Option A, we have mixed-use development that would happen here. And what do I mean by mixed use?

Retail on the ground level which would activate along Avenue H, along Blue Heron Boulevard. And above that would be residential or some type of housing units. And there's a potential there. The density is really up to your liking and how -- how far you want to take that. And obviously from a financial model, how much funding we need to offset the cost of the municipal facilities. There -- this one is all at grade. There's a parking structure here that serves the retail and residential components. Over on the opposite side we have the library that's located on the corner of Avenue H and Blue Heron. We have the new City Hall complex that's located across from that and the assembly building. We have an open-field park. We have a drop-off area, and I'll get to that in a minute with a -- with a larger plan that you can probably see a little better. And the fire station and police station facility over on this side.

Here as I mentioned earlier, you have the transportation facility for the Tri-Rail stop, parking for the municipal center and there's a potential for a private 3P partnership for some residential units above that, as well. That's optional. So this -- this -- this plan gives you more of the -- the fields that I was talking about earlier. The multi-purpose field, the two baseball diamonds, the four tennis courts, two outdoor basketball courts and the indoor gymnasium. And we actually closed -- recommending closing the road that runs along here so that it ties both fields, all the athletic fields together. And you begin to create a certain amount of critical mass with the fields where you can actually, in conjunction with other locations in the City, possibly do some sports tourism-type activities.

CITY MANAGER EVANS: One of the things I do want to mention to the council is that

this will require an interlocal agreement with the school board because obviously some of the park facilities would be -- or some of the ancillary facilities would be on Inlet Groves' property. So we thought with a joint-use agreement that we would, as investors, upgrade the facilities with the understanding that the City can utilize the sports facilities, because in all actuality, the same taxpayers are paying for the -- the services.

So we thought that if this is a concept that is palatable to the city council, then we would begin starting to have those conversations about looking to upgrade facilities and how we can work together with a joint-use agreement to be able to accommodate the needs of the City, but also assist the school in upgrading some of their athletic facilities that we both can benefit from.

BRUNO RAMOS: So this is the -- the blow-up close-up of Option A. Again, the multi mixed-use development over on the parcel that we're currently sitting on. The school is directly to the north. The Public Works water treatment facility remains in this location. We are bringing a road back along the east side of the Public Works facility, back out to Blue Heron Road. And there's a new entry feature that we're -- we'd like to propose here. I think you're going to see that consistent on all three options.

One, to screen the tank for security purposes and for visual purposes, to comply with the Department of Homeland Security and create a gateway at the entrance here at Blue Heron Road when you come over the tracks. It's really a landscape feature and -- and it's a destination, You've arrived in the City of Riviera Beach, kind of key marquee marking at this location on both sides of Blue Heron. And over on -- again, on -- on the opposite side you have the police and fire station where its own parking off after Avenue H. The fire truck access and the four bays required by them.

And we've located on this scheme here a splash pad for young kids. And it's right next to the fire station. It's right next to the police station. So it's a very secure area where kids can go out, and it could be themed like a -- like a fire station, just to come up with an idea, where they -- it would be a wet area but doesn't require a lifeguard on duty all the time because it's more of a -- a wet splash pad area.

Option B takes a little bit of a different approach. This sport, like -- as I mentioned earlier, the sporting facilities are the same. It takes the same approach where the parcel to the north is for development to help offset the municipal facilities. But instead of being on the ground, the parcel on the north is on a pedestal. The pedestal is lying along the back here with retail along Blue Heron and -- and Commerce and along Avenue H. You don't see a parking garage because the parking is all underneath in the pedestal so that the public areas for the -- the residential units up above are internal and on top of the pedestal. So they'd have their landscape areas, the pool areas, etc. And so this is more of a traditional type a -- of a development where you have a pedestal with housing up above and retail lining the streets.

Over on the municipal side it's very comparable. You have the library structure on the corner. The City Hall structure. You have the Gateway feature off Blue Heron by the tanks and the -- and the water treatment plant. You have the -- the Tri-Rail station with

parking and potential for residential up above that. But in the center here you have a very open green area. It's more of a park. It has a pond in it. There's an amphitheater that's accessed in between the library and -- and City Hall for outdoor events and music festivals. But it's a -- it's seen as a more of this side being an active side where you have organized sports and activities and this side being more of a passive side. So it's more of a -- if you can walk around the park, walk around the pond, there -- there could be Vita Course type of exercise activities there. There could be benches. There'd be hardscape, etc.

And once again, the police and fire station combination in the back where the splash

pad -- and there's a -- a blow-up close-up of that, as well. The road does not go through. You come over and enter the -- the parking structure off the circle here at the ground floor. And you can see a little bit of a close-up here for the gateway.

And then we have Option C. And Option C is -- and by the way, you -- you can pick one side of one option and the other. We had that dialogue at an early working session that we had as we developed these. And they talked about incorporating part of the pedestal on one and -- and on to another. So that -- that's also possible. But Option C has, again, the private sector development over on the left. Can be on a pedestal or not. And it has the municipal facilities on the right. And the municipal facilities work around and outdoor amphitheater plaza activity that could be used for art festivals, can be used for music events, for all types of activities. It can incorporate a splash pad into the sloping floor. So -- and drained on the back, so it could be a multi-purpose type of outdoor activity. The library at the corner. The City Hall in this case bridges across from the library over to the -- the assembly building and it's open underneath at the ground floor.

So as you come across there's a visual connection across Blue Heron Road. A couple of these suggest pavement changes along Blue Heron to connect both sides. So if you do have a parade for Dr. King's Day or if you have it for the 4th of July or for whatever -- whatever the occasion may be, that could be a stop in the parade route right -- right at the municipal complex. So there's -- there's some great potential development there with -- with regard to public interaction between both sides and the pavement. There's -- we -- obviously you see some water in a lot of these. That's required by the South Florida Water Management District. We're required to retain a certain amount of water on each of the sites and that's where we've incorporated those features. And then this one here has the fire and police over on this side, as well. So those are -- are the -- the three options.

And then we have some -- some three-dimensional visual components. And this is looking back if you were standing in this location looking back to the south. You have -- and this is just to give you a sense of scale. None of the buildings have been designed yet. It's just to give you a sense of scale and -- and the landscaping and general arrangement. And it shows you the -- the outdoor water feature and some of the buildings in the background and the native landscaping. Over on this side looking back to the

north, on this plan which is Option B, same type

of -- of view where you have an outdoor amphitheater area that could be used for steps and -- and kids' play area, as well. You have the City Hall and then the library structure. And then the last one looking back along the park and the trail along the park. And then looking back at the transportation center over on the right, the -- the -- the ponds over on your left and then the police and fire station in the back. Okay. At this point I guess I turn it over to any questions that the commission may have, Madam Chair.

CHAIRPERSON MILLER-ANDERSON: Okay. Any questions? Mr. Manager?

CITY MANAGER EVANS: So in order for us to see if the council has the desire to move forward with such a concept, the Finance Director is going to talk a little bit about the cash on hand and some revenue opportunities that we have to be able to engage the private sector in such a development. Yes, it is pretty aggressive with regards to us moving forward with such a plan. But the economic investment that would be associated with such a development would be at least in municipal facilities, you know, approximately \$150 million, not to account for other ancillary developments that will pop up associated with this.

And as we look to get into an arrangement with a private sector vendor, we have the opportunity to structure arrangements to make sure some of the things that are near and dear to all the elected officials' hearts are incorporated in said arrangement. But the opportunities are there. The capital for us to be able to do that is there with respect to them -- the private sector I mean by "them" -- constructing said facility and then us leasing the facility. In the event that we wanted to take the approach to construct these facilities ourselves, we do not have the debt capacity to do that, nor the revenue streams to be able to do it, and it would take 50, 60 years to do something as aggressive as what is being proposed in front of you. But if we looked at an option to get into a public-private partnerships those opportunities are available to you, and Director Sherman would speak more specifically on some of the funding streams that we have to be able to do so and how would such an arrangement work.

COUNCILPERSON HUBBARD: Miss -- Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON HUBBARD: Mr. Manager, before he -- before he does, a couple of things. Our intent to reconstruct near the railroad with Brightline -- All Aboard Florida, rather, coming through there at an -- at an estimate -- estimated amount of time -- I understand it would be 16 trips one way each day. So one thing that I'm concerned about, do we know the impact of that infrastructure for 32 -- what amounts to 32 trips a day at that rate of speed, and -- and what I'm saying for example is we have our utility facility right there. And the vibration of the train that we have now, you feel it all the way over here at City Hall.

So what I want to know is we're going to invest this massive -- massive amount of money. Can we -- we can't do anything with All Aboard Florida or FEC. There's no law

for them so they're coming and they're coming fast. The engineering impact and the -- you know, I'm just saying the regular trains we get, they shake City Hall. So can -- what can we say that we'll be able to do to secure an investment of this magnitude in this -- in this area?

CITY MANAGER EVANS: I think some of the things that are a positive is, you know, you do have the opportunity to engage Tri-Rail for a commuter rail. But also, I think with such a development, if a private sector developer comes in, they may say to the City that, you know, as part of the development, we're interested in possibly relocating your utility operations because of the close proximity to the rail, and then that is very valuable space for their development process. But until we gauge the private sector development, we won't know what the, you know -- the impact would be with respect to the trains and coming through the area. That is something that I'm sure FDOT and the other regulatory agencies are looking as far as what the impact would be on the rail system and the ability for the rail system to be able to handle that capacity. But from a regulatory standpoint and from the City's standpoint, our hands are somewhat tied with respect to those.

The discussion that we did have is when you look at some of the facilities, facility, I believe, 3, on the left-hand side, it was actually putting those facilities on a pedestal so you would overlook the -- I believe the bottom floor would be elevated at least 60 feet so you would overlook the -- the utility operations and the -- and the train tracks for that matter. But with respect to any impact with the shaking of that, I'm -- I'm assuming all those types of studies would be done before an investor comes in and puts, you know, millions of dollars worth of capital investment into said facility.

COUNCILPERSON HUBBARD: Absolutely. And what I'm thinking is that even we need to know it, even just talking about the relocation and -- of our -- the relocation of our City just going across the street. The -- we are going -- you know, we're going to make this investment one way or the other, I guess with the public-private partnership that we're talking about. And I'm -- I'm just concerned that I think that's a ground-floor question that we need to answer because you're right. There's nothing we can do about the fact that we're going to have 32 trips a day coming.

If Tri-Rail goes to that particular location, they indicated early on that the only location that they were interested in at the time was 13th and Old Dixie. So they -- with All Aboard coming, they might be interested in this particular location, as well. But I'm just, you know -- that's what I -- what -- that's -- that's a real concern for me about making a big investment. Secondly, this is a -- a lot of information to decided to whether we want to move forward, Option A, B or C. I think we would have to -- it would be almost like a - - we go back and, you know -- and look at the impact and -- of -- of each one as to what they, you know, would have on our city. But to -- I guess to be asked to make it off the cuff today, it's a lot to consume and to say, Hey, I want A, B or C.

CITY MANAGER EVANS: Yes. Madam Councilwoman, our intent was kind of to be able to show the council visually how the complex would lay out but more so to get direction from the council or consensus, are you interested in the City looking at engaging the public sector -- or the private sector for such a development to assist us with modernizing

our facilities sooner rather than later, because if we do it on an as-needed basis, it will take us a substantial amount of time to be able to -- to do so. So that was the intent, realistically just to get the council's perspective on, are you amenable to staff exploring this and possibly moving forward with this with some additional conversations --

CHAIRPERSON MILLER-ANDERSON: I would be open to it. And, you know --

CITY MANAGER EVANS: -- with the council.

CHAIRPERSON MILLER-ANDERSON: -- seeing what our options are with it.

CITY MANAGER EVANS: But it's -- it's nothing that commits you to this design, this layout or nothing.

CHAIRPERSON MILLER-ANDERSON: Right.

CITY MANAGER EVANS: So it's just the -- the concept of the public-private partnership.

CHAIRPERSON MILLER-ANDERSON: Yes.

BRUNO RAMOS: Madam Chair, if I may.

CHAIRPERSON MILLER-ANDERSON: Okay.

BRUNO RAMOS: I'd like to address the chairperson's comments on the vibration which is a very good comment. And it will be important and studies obviously have to be done eventual if it goes down that road. You do have a lot of vibration today here, much of which come from the FEC heavily loaded trains of lime rock that come out of South Florida. A lot of these buildings, because of the size and density, will probably be deep foundations, pile-driven foundations which would help reduce quite a bit of that vibration. So I just wanted to make that point to you.

COUNCILPERSON HUBBARD: Thank you.

CITY MANAGER EVANS: The Finance Director will be talking about some of the cash on hand associated with possibly looking at how we would fund such a development or an opportunity. So we're just going to be changing the slide.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Yeah. Well, what I was asked to do is just sort of develop the toolbox and identify, you know, what tools are going -- are in that toolbox for the City to be able to use to -- to undertake a project such as this. Doesn't mean you have to use every tool that's in the box. Doesn't mean you have to use -- for example, this was -- okay. These -- this is the cash that's on hand right now sitting in certain capital projects. Doesn't mean you have to use all 11 million here. I mean, I know that even on -- on this page, we probably would only use maybe the -- the first couple numbers at the top. But that gives you close to \$8 million right out of the box towards \$150 million project.

So as you go through and you start to develop the plan and you're dealing with the private enterprise, you know you've got maybe \$8 million in your pocket that you can use one way or the other to, again, make something happen or -- or pay for something that maybe the developer isn't necessarily interested in. So I will, I'll just walk it through again, a number of the -- the tools that have been identified, and as we go forward and start to develop and issue RFPs and -- and go through that process, then we'll figure out what is the best tool to use for -- for what it is we want to accomplish.

So obviously we do have some cash on hand. We do have available to us the FPL revenues that are coming in. The last two years where we've had the FPL revenues, we've only used it for two issues: We've used it for CIP projects and we've used for the Marina Project. So again, maybe as the Marina Project and -- and the capital investment from the City and CRA side wanes down, that obviously provides dollars that maybe again we can put into this project. We're only looking at 10 years out. And the only reason I -- I picked 10 years is 'cause we would hope to have this all done with in the 10 years. But that also matches up with the Penny Surtax that -- that we'll address on a different slide.

So here's the cash flow that we're anticipating from FPL that, again, we have not put into operations. We're just using for capital. So again, it doesn't mean you have to use the maximum of these dollars. You could say, Well, let's just use \$2 million a year out of this or something. You do notice that it does depreciate over the year because it is on a capital asset that this tax is assessed. And that asset depreciates, which means their taxes are going down every year. Again, the Penny Sales Tax. We know those dollars are coming in and they can only be used for capital. We also have collected over half a million dollars of this \$23.9 million we're expecting. And it's just sitting waiting to be appropriated. There is a list, you know, from the referendum on what those dollars can be used for. And again, certainly we can use it for our public facilities and infrastructure if that's what we choose to -- to -- you know, to utilize these funds on.

CITY MANAGER EVANS: Pardon me, Randy. Councilwoman Davis Johnson, you did ask a question with regards to the Oversight Committee. And basically what the Oversight Committee is, is that the council will approve a list of projects and the Oversight Committee will serve as an entity that will make sure that those projects come to fruition. And that is their role and responsibilities. So we would be looking to bring forward a Penny Sales Tax Oversight Committee, but what we will do is blend it with a fiscal advisory board so I would utilize them for other, you know, operational things or any fiscal policies as a sounding board before we brought policies to the council. But that can be incorporated in their respective duties. So we're in the process of getting ready to ramp up and advertise for folks to serve on that Oversight or Fiscal Oversight Committee.

CHAIR PRO TEM DAVIS JOHNSON: So when you talk about a -- the -- the Fiscal Committee, are you talking about an existing committee that you would be blending in from?

CITY MANAGER EVANS: No.

CHAIR PRO TEM DAVIS JOHNSON: Or are you talking about individuals with fiscal

experience?

CITY MANAGER EVANS: Individuals with fiscal experience.

CHAIR PRO TEM DAVIS JOHNSON: So let me just make it clear that when we establish our Oversight Committee, we need to make sure that we are soliciting -- it's -- it's not important for me to have staff -- have this staff heavy. That's not the intent of the Oversight Committee.

CITY MANAGER EVANS: No. No.

CHAIR PRO TEM DAVIS JOHNSON: I certainly want to make sure that we identify individuals in the community that have experience in the various areas. You know, it could be someone from the construction industry, someone from professional services. It needs to be a good mix and blend so that as we move forward with our projects, we are clear, they are clear as to what the intent of this full body is.

CITY MANAGER EVANS: Right. And -- and that -- the -- the bylaws or what have you, the documents that establish the roles and responsibilities of that committee will come before the council. But it is a -- it is a committee whereby staff would make presentations and they would be an independent entity. No staff member would serve on that so we would look for folks with financial, banking, business expertise to be able to provide some insight and some perspective on some of the operational things that we would like to vet before we get to a situation where it becomes before the policymakers.

CHAIRPERSON MILLER-ANDERSON: And let me just, for the record, reflect that Councilman Davis is here, and the Mayor had to leave for a funeral.

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON DAVIS: Mr. Evans, prior to you getting here in the fall, this board had a discussion in the previous retreat to talk about how that Oversight Committee was going to have -- start with some simple functions. And one of the concepts that came out of this was picking some of the members from Planning & Zoning as going along with some of the members that we also appoint so that when this committee come before us, that Planning & Zoning Board is kind of already set up as an advisory board.

And if we can pick a few members from that board as well as the ones that we may appoint from us, I think that would allow to have some structure as it comes to addressing code and some of the things of the history of what's been coming before us and how decisions have been made and what happens when they get to Planning & Zoning. That structure is already in place. I guess we can talk at a little later date about that, but we did have -- spend some -- quite some time to talk about the structure of the Oversight Committee in a meeting just like this one. I just want to make sure that, you know -- does everybody recall that meeting?

CHAIRPERSON MILLER-ANDERSON: Uh-uh.

COUNCILPERSON DAVIS: In -- the one we spent 11 hours?

CHAIRPERSON MILLER-ANDERSON: No. We can go back and get the minutes. Was it recorded?

COUNCILPERSON DAVIS: Get minutes. Yeah. We can -- we can -- well, we'll talk about it at a later date but we did already start talking about some structure. That was one of the things. Um, it can be a hybrid. Part Planning & Zoning and part appointed members from here they -- whether they have business, whether they have financing. Because the Planning & Zoning's already -- is an advisory board so there's some things already in place with some of those members, the -- the most experienced members I -- I'd like to say, that's been there consistently, that's been showing up.

Because we know for the record we can't put together a committee and all of a sudden people stop showing up. I would like to start from some of those committees to see who have a very strong record of participating on all the things that we needed this far, because right now we're way behind on addressing the sales tax dollars with this board. We've been talking and kicking this can down the road a long time, and we as a board need to go ahead and take -- make this happen right away as soon as possible. We've been talking about this now for almost a year. And it hasn't happened. So at some point we really need to address this and make this a top priority so that staff can do what they need to do to make some recommendations.

COUNCILPERSON PARDO: Madam Chair?

COUNCILPERSON HUBBARD: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Miss Pardo and then Miss Hubbard.

COUNCILPERSON PARDO: Okay. So are you going to decide how many appointments each councilperson gets? And I'm just asking because I would like my appointments -- there are several retired Fortune 500 CFOs over in my district. And those are the type of people that I would like as appointments for me to, you know, move forward with the Oversight Committee.

CITY MANAGER EVANS: And -- and we can look at, you know --

COUNCILPERSON PARDO: Yeah. I --

CITY MANAGER EVANS: -- past --

COUNCILPERSON PARDO: -- yeah. I respect, you know, all of the participants on all of the advisory boards, but this is, you know, counting the nickels and dimes and making sure that --

CITY MANAGER EVANS: Uh-huh.

COUNCILPERSON PARDO: -- the funds are being spent properly and being utilized in, you know, the manner of which they're supposed to be.

COUNCILPERSON HUBBARD: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON HUBBARD: Absolutely we applaud the work that the Planning & Zoning Board does and they have the skill sets and have served us faithfully. However, I think that this particular board is more of a financial board with financial expertise. Because one had -- understands zoning codes does not automatically make them understand finance and fiscal responsibility. So we can look at the makeup of our own Finance Department and look at the makeup of our own Planning & Zoning Department.

Would one automatically be able to leave Mr. Bailey and go work for Mr. Sherman? Not necessarily. Because of the skill sets that it take to work for Mr. Bailey as opposed to the skill sets that it takes to work for Mr. Sherman. However, it's already established and that's -- that's true. But I don't think those -- I think we need something new and fresh. Someone with a lot of -- with finance -- that have -- they might not be financial accounting majors, mind you. But they have the oversight of budgeting, of developing budgets, having done that as the examples that you gave earlier of what a person, you know, that would make up that type of board background -- background would be. And again, I'd like to say definitely I'm not saying these things to take away from that board because it's a very strong board. And they -- they operate well in what they are put together to do.

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON DAVIS: As we -- at some point as we close this out, one of the things I did do before enter -- entering this conversation was review a lot of the resumes of the Planning & Zoning Board members. You will find it very interesting that they have a lot of flexibility in that board, and we do have some people in that board that have finance experience and business experience. So let's look at those resumes and kind of pick a few that -- that's been consistent and that has the finance and -- and the experience that we also would like to see happen. Because it is there. Because they serve on the Planning & Zoning Board, let's please look at their resumes because I've seen that demonstrated on -- on their resumes previous to them getting on -- becoming board members.

CHAIRPERSON MILLER-ANDERSON: Okay. So you I'll have the criteria set --

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: -- where, you know, we're looking for people that have some sort of background in finance and then it comes to us to select anyway so we'll look at the resumes.

CITY MANAGER EVANS: Right.

CHAIRPERSON MILLER-ANDERSON: And then we'll be able to identify who we would like to select.

CITY MANAGER EVANS: You'll -- you'll see the duties and responsibilities of the fiscal advisory board, and then what we would do is we would put out a solicitation for people to submit their applications, resumes, those types of things. And then the council would, in fact, appoint who they think is appropriate for that particular board.

CHAIRPERSON MILLER-ANDERSON: Right.

CITY MANAGER EVANS: And so we would reach out to those members on all our boards and see if they're interested in serving on -- on that -- in that capacity, because that is going to be a very important board because they are not just going to look at the oversight of the Penny Sales Tax, but when we talk about rate increases for utilities, those types of things, they're going -- anything that has a fiscal impact or potentially touches the residents in a fiscal manner, they will be providing some insight and some perspective on and kind of working with staff to say, This is some of the things that you think we should consider, so we can kind of hash out a lot of the concerns before we bring a -- a policy decision to the council. So they would help as that kind of intermediary group. And then as part of the budget process, they will also have an opportunity to provide their perspective on the budget documents so they would get a similar presentation to what you would get every year.

CHAIRPERSON MILLER-ANDERSON: Okay.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

CHAIR PRO TEM DAVIS JOHNSON: So why are we trying to blend Oversight with other fiscal issues? We -- it was my understanding that the Oversight Committee was specifically for the one cent sales tax.

CHAIRPERSON MILLER-ANDERSON: Yes. Yes.

CHAIR PRO TEM DAVIS JOHNSON: And so therefore, if we are going to create any other fiscal oversight, I think that that should be separate and apart, because we want the focus to be on the surtax solely.

And then the other question that I have for you is have you determined the number of people that you are looking to serve based on the size of our city? Because I know that the -- the county's Oversight -- Oversight Committee is 18 people strong. And there is a -- a mix of CPAs, attorneys. You have small business owners. You've got a variety of things. So I want us to stay focused on the Oversight Committee's focus solely on oversight one cent sales tax and not consider -- not even be a part of the consideration of over fiscal activities that are going on in the city. And I don't know how my colleagues

feel about that but I thought that that was the intent of the Oversight.

COUNCILPERSON DAVIS: Yeah. Well, remember that --

COUNCILPERSON PARDO: I agree. Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON PARDO: I agree a hundred percent with Councilwoman Davis. You know, we got into that on the CRA side. And then it became council A and council B. So everything was vetted through this committee, this Oversight Committee, and then it was finally presented to the council. And I am not -- I -- I don't want to go down that path again.

CITY MANAGER EVANS: And that's completely -- that's completely fine. That's -- that's the pleasure of the council. The intent was merely to not have a group meet, you know, once a month or even once a quarter; to actually have them more engaged and that to blend over financial opportunities to interact with staff to provide some perspectives. But we can certainly delineate the responsibilities and say that this is the oversight as it relates to the surtax, and then this is the Fiscal Advisory Board and -- and we can do it that way. That's no problem at all.

CHAIRPERSON MILLER-ANDERSON: Okay.

COUNCILPERSON HUBBARD: One question Miss -- Madam Chair for Mr. Manager.

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON HUBBARD: The -- you said that you would contact all the boards to see who would be interested in sitting on this Oversight Committee. One thing Miss Pardo had mentioned that I agree with, we have a lot of people that are retired and sitting in this city and waiting to participate in -- and I think a fresh set of people that aren't already sitting on, you know, committees would be good for us, because we keep -- we get -- we get the same ideas from this same groups of people. We won't be bringing in anything new.

CHAIRPERSON MILLER-ANDERSON: Well, it's going -- it's -- if my understanding is correct, you were just going to reach out to some who are -- and see if they're interested. But it's still open to everyone in the city, correct?

CITY MANAGER EVANS: Yes, ma'am.

CHAIRPERSON MILLER-ANDERSON: Right. Well, yeah.

CITY MANAGER EVANS: Yeah. Yeah. And the appointments are solely at the discretion of the council.

CHAIRPERSON MILLER-ANDERSON: Right. Right.

COUNCILPERSON HUBBARD: Thank you, Mr. Manager.

CHAIRPERSON MILLER-ANDERSON: Okay.

CITY MANAGER EVANS: Uh-huh.

CHAIR PRO TEM DAVIS JOHNSON: So I'm -- I'm not sure if you answered my question with regards to the number of people. Or there's not been a determination?

CITY MANAGER EVANS: Oh, the -- the -- the number of people. I -- I would envision a -- a board like this would be approximately about five people to serve in that capacity as the Oversight.

COUNCILPERSON HUBBARD: Hmm.

CHAIR PRO TEM DAVIS JOHNSON: Hmm.

CITY MANAGER EVANS: With probably two alternates.

CHAIR PRO TEM DAVIS JOHNSON: So that gives one -- well, we need to revisit that.

COUNCILPERSON PARDO: Yeah.

CHAIR PRO TEM DAVIS JOHNSON: Because I think that's a low number. That would then give each one of us one appointment, and then you still have to have your consideration of where staff is to help distribute information to this particular committee. So we may -- we don't want to make it too cumbersome, but I think that we need to increase it from five. I don't know how the -- my colleagues feel about that, and that's probably something that we can discuss.

CHAIRPERSON MILLER-ANDERSON: Can you put it on the agenda for us to discuss it and maybe we can get a better idea of how many we would think is most appropriate?

CITY MANAGER EVANS: And we can -- we can look at other municipalities as to what their numbers are, as well.

CHAIRPERSON MILLER-ANDERSON: Yeah. Have it on the agenda.

CITY MANAGER EVANS: And -- and see what that looks like.

CHAIRPERSON MILLER-ANDERSON: As a discussion for deliberation --

CITY MANAGER EVANS: Okay.

CHAIRPERSON MILLER-ANDERSON: -- for the next meeting.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Okay to move forward?

CHAIRPERSON MILLER-ANDERSON: Yes.

COUNCILPERSON HUBBARD: Thank you.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Okay. On this slide again we list about five different various funding sources that, again, are available to us. As you know we collect impact fees so when you develop -- for when new development comes into the community, its impact on the community and its resources. So right now we're sitting on about a half a million dollars. But again, those funds have to be used for the purpose of which the impact fee was collected. So some is for library, some is for public safety and -- and the like. Obviously we can try to get donations and naming rights as we've been talking about for the library. Major Disaster Fund, Mr. Manager, did you want to address that one?

CITY MANAGER EVANS: Yes. In -- in our charter it calls for us to allocate one and a half percent of ad valorem tax receipts to a major disaster fund. And currently the balance is \$4.6 million, but one of the things as we get ready to go into the -- the charter review process that I'd like the council to consider is that the City's insurance deductible per occurrence is half a million dollars. So if we were to get three storms to hit the area, you would pay half a million dollars per storm. So -- and then your insurance would kick in.

So that fund is a very healthy fund. So as we look to revise the charter, the council may want to look at, instead of that 1½ percent, to look at maybe making some reductions to put some money into a reserve fund for the recession recovery in the event that there's a recession or allocate that towards capital projects.

And another thing when we get into the compensation initiatives, when you look at the proposed compensation plan, what the cost would be to that, it would be a sizable recurring cost that the organization will experience. So right now we do have cash on hand. I think we still need to fund for disaster preparedness but at what level does the council feel is it appropriate and is it something that the council is amenable to looking at as we look to revise the -- the charter? 'Cause you're -- you're putting away about 500 to \$600,000 a year in a fund that's in essence a rainy-day fund. But you do have the coverage protection from your insurance provider, as well.

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON DAVIS: Obviously that fund is -- has us in a very strong position. When I look at the natural disaster fund, I see something as a last resort to tap into. But one of the things I would -- that's just me -- would like to consider looking at is that not funding it this year, leaving the 4.6 million in and using that half a million to do something else. I think when -- as we get through this entire budget, we need to see what else we have before we get to -- start touching that -- that disaster fund.

CITY MANAGER EVANS: Well, unfortunately, Madam Chair, the -- the charter requires us to contribute that into that.

COUNCILPERSON DAVIS: Oh, okay. Okay.

CITY MANAGER EVANS: But maybe as part of the charter --

COUNCILPERSON DAVIS: Yeah.

CITY MANAGER EVANS: -- that there was a -- by ordinance, the council can make a determination as to how much goes into that fund at any particular fund.

COUNCILPERSON DAVIS: Okay.

CITY MANAGER EVANS: So that's something that can be proffered as part of the charter review. But you're absolutely right is that the fund is extremely healthy, and in the perfect world you never want to lose -- utilize that fund. But we do have other funding mechanisms that can be utilized to assist us in the event of a disaster, but by charter, we're required to put capital away every year when you can utilize that for infrastructure improvements, whatever the -- the council deems appropriate.

COUNCILPERSON DAVIS: Okay. Okay.

COUNCILPERSON HUBBARD: Miss -- Miss --

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON HUBBARD: Mr. Manager, what is the -- the amount that we contribute every year to this?

CITY MANAGER EVANS: Roughly about \$500,000 a year.

COUNCILPERSON HUBBARD: Okay.

COUNCILPERSON DAVIS: (Unintelligible).

COUNCILPERSON HUBBARD: Which is the -- and --

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: It -- it's 1½ percent of your -- your property tax. So actually for '18 it'll actually exceed 600,000.

COUNCILPERSON HUBBARD: So are you suggesting we just reduce -- reduce that amount when we look at the charter and -- or are you saying take some of the 4.6 -- take some of the 4.6 now that we have, leaving what, say 2.3 or something? And use the other 2.3 for something else as well as reducing the amount that we contribute to the disaster fund?

CITY MANAGER EVANS: I -- I would say that in -- in subsequent years that you look at making some provision to where the council has the flexibility to determine how much they want to put in said fund. I think keeping it at a certain level, whether 4.6 is a good number, that's a policy decision, but certainly you don't want to have that revenue stream or that -- that account dwindle down.

Now, you can utilize it for capital. You can utilize it for the purposes of when we look to combine the police and fire station and maybe look to have the top floor as an emergency operations center, you can utilize a portion of that money. But there is a finite line that we need to draw in the sand to say, This account shall not go below -- whether it's we freeze it in time now and then the council has the flexibility with the charter amounts by ordinance. That's something that -- that you can look at. Or you can say instead of 1½ percent it'll be 1 percent or ½ percent. That's a policy decision. But what I would probably recommend is a mechanism by ordinance that the council, at any time, can say we need to go back to 1 -- 1½ percent or we need to go to 1 percent because we want to fund, you know, capital infrastructure on X, Y and Z.

COUNCILPERSON HUBBARD: So we would have a -- if we had the three storms we would have 1 -- \$1.5 --

CITY MANAGER EVANS: -- 5 million, yeah.

COUNCILPERSON HUBBARD: -- million that we would be responsible for. We got 4.6 now. I'm saying that if we did have the need, if we did see that we have the need, if we don't have the need we won't -- we should maybe not let -- we should close the balance out say at 3 million and, you know, make sure that we always have that, because we have twice -- that would be twice our estimated occurrence. And like you say about ordinance, we see that while we've had such bad storms lately, then we would -- we would go back up. But if we got 1.6 out of that 4.6 to do some capital -- something with, then, you know, I could support that and then talk about the 1.5 that we're already contributing.

CITY MANAGER EVANS: Right.

COUNCILPERSON HUBBARD: You know, maybe bring it down to 1 percent or something like that.

CITY MANAGER EVANS: And -- and --

COUNCILPERSON PARDO: Did -- have you guys -- did you take a look at what happened to the fund in 2004 and 2005 when we had all those hurricanes in addition to the tornado?

CHAIR PRO TEM DAVIS JOHNSON: That's my concern. That's my concern.

CITY MANAGER EVANS: You were here.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Well, I'm - I'm not sure. What was -- Karen, do you know what was in the charter before 2008 or was this put in 2008 as a result of those storms?

ASSISTANT FINANCE DIRECTOR HOSKINS: It was put in 2008.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Yeah. As a result of those storms. They started then putting the money away. Right.

COUNCILPERSON PARDO: Right. So obviously we needed the money.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Oh, yeah. No. I -- I -- I -- I think we all agree that -- that having the funding there is a -- is a good idea. But the issue is if you're putting \$600,000 away, how -- what's the max that you really need to -- to carry it at that point?

COUNCILPERSON PARDO: Right. So do you know what we needed back then?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: And again, the funds --

COUNCILPERSON PARDO: Did anyone take a look at it? Maybe you should take a look at it and have that number for us, what happened in 2004 and 2005.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Yeah. We -- we can look to see what our insurance deductibles were at that point. But they -- half a million dollars is the current deductible on a -- on a typical storm. It's, you know --

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

CHAIR PRO TEM DAVIS JOHNSON: I'm more inclined to maintain a robust disaster fund because the weather is so unpredictable and, you know, we're in the midst of the season. And I would not want to see us remove dollars. We have a reserve, don't -- we also have a reserve fund, don't we?

CITY MANAGER EVANS: We do.

CHAIR PRO TEM DAVIS JOHNSON: A general fund reserve.

CITY MANAGER EVANS: Yes.

CHAIR PRO TEM DAVIS JOHNSON: So I would rather -- if we have to visit that as opposed to reducing the disaster fund. I am just concerned because, you know, we -- already we're in an active season. And we just don't know what could potentially come down the pipe. And so I want to -- for me it would be important for me to maintain that value with the understanding that the season is so unpredictable, and we don't know what could happen and how much damage we could experience as a city.

CITY MANAGER EVANS: One of the things also to your point, Councilwoman, you can look at if you have a mechanism by ordinance to utilize any type of funding for the purposes of disaster preparedness. So if it is acquiring emergency apparatus or vehicles or those types of things to be able to assist in emergency response, you can earmark those type of funds.

But in most cases most cities do have in their general fund reserves the

understanding that that money is put aside in the event of a storm. And usually it's three months of -- or two months of operating expenses to do that. We just have this other fund that is available for the City to look at doing some other things. So we just wanted to bring it to the council's attention that this is something that money is sitting in there for the purposes of -- in the event of a disaster. And at some point we wanted to let the council know it's a policy decision. How you wish to choose to -- to address that is completely up to -- up to the council. But we wanted to bring it to your attention.

CHAIR PRO TEM DAVIS JOHNSON: Thank you, Mr. Manager.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Yeah. Again, these are all tools. And we don't have to use them all.

CHAIRPERSON MILLER-ANDERSON: Okay.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: The last two up here, obviously with we relocate the City offices that is currently sitting in rental property, the amounts that we are budgeting on an annual basis obviously are -- are freed up and can be used again to -- to cover costs at the new location. And then again, you know, when you're doing -- when you're doing a development like this and -- and if we look at the property on the north side of Blue Heron and make that a private development, obviously that'll generate property taxes which then, again, kind of -- can offset costs that you may be incurring on the -- on the south side of Blue Heron.

You just gotta click that. We -- we did speak a little bit earlier about sale of some assets. All we pulled out here was the cluster on the -- the top. Those five properties that are first listed there. That's the property on Broadway between 22nd/23rd. There's a number of individual parcels in there that would be prime for private development. And then the three parcels on the bottom of the -- the public safety -- public service complex over on -- on 15th.

Now, these are the property -- the property appraiser's values. And you can see those three properties on the bottom there, they only have them appraised at 6.7. Our latest appraisal that we did is \$10.4 million. But again, these are -- are properties that we think we can put out and use as economic development and then have this asset that -- you know, turn into cash that we can then put into a public safety complex -- public facility complex.

COUNCILPERSON DAVIS: Mr. Sherman, could you go through each parcel control number and say -- and tell us exactly which parcel that is (unintelligible)?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: The -- the ones between 22nd and 23rd on Broadway. So where you see the -- the first five that are listed there, it -- it's kind of a puzzle that some -- that are on Broadway themselves and then there's some of those parcels that are actually more on Avenue E then --

COUNCILPERSON DAVIS: E? Okay.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: -- then -- but if you -- again, you consolidate those parcels, it would actually be a -- a nice good size. It's an entire block in of itself.

COUNCILPERSON DAVIS: So you're asking -- so you're saying look at one of these tools. You're asking us to take a look at either leasing, selling?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Lease or sell. And again, as you start to talk to developers and what their choices are, it -- again, it's a -- it's a tool you can use. You can make it as part of this complex. You can roll it into part of the discussion on the Marina development. But again, it's -- it's an asset right there that -- that we're not utilizing. And we can actually turn it into something to be able to do the projects that are required.

COUNCILPERSON DAVIS: And -- and -- and I'm glad you brought that up. Have you all had this conversation with the CRA about these parcels?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Have you?

CITY MANAGER EVANS: No, I haven't had specific discussions with the CRA with -- with regard to these parcels. Not yet, no.

COUNCILPERSON DAVIS: Because -- because the noncommercial properties, I'd like to see what those look like because their -- it depends on what they -- what they are. That may be something that the CRA can do some more housing on or -- with the -- through the CDC. But I'd like to at least see what those parcels are.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Yeah. And -- or again, it could be some type of mixed development.

COUNCILPERSON DAVIS: Yeah.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Something on the ground floor and then something -- yeah, something above it.

COUNCILPERSON DAVIS: Right. Uh-huh. No, I'm talking about more the -- the residential properties. How many of those are residential?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: I don't believe any of them are zoned residential.

COUNCILPERSON DAVIS: None of them? So they're all commercial?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Yeah. I think they're all commercial.

COUNCILPERSON DAVIS: Okay.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: They're all commercial.

COUNCILPERSON DAVIS: But it sounds like it's --

COUNCILPERSON PARDO: Right. But when you look at the -- the entire street that we own -- what is it, 22nd, 23rd Street?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Right.

COUNCILPERSON PARDO: Right. So you can do retail on the bottom and work -- workforce housing on top.

COUNCILPERSON DAVIS: Uh-huh.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Yeah.

COUNCILPERSON PARDO: You know, and that's something that we should seriously think about.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Yes. Yeah.

CITY MANAGER EVANS: Yeah.

COUNCILPERSON PARDO: Everyone is in need of -- you know, the entire county is in need of workforce housing.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Yeah, that's a -- that's a good property to be able to serve like the Rybovich, right. 'Cause -- 'cause a lot of those workers actually live close and they house them and they come and go and it's -- it's --

COUNCILPERSON PARDO: Yeah.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: It's a good parcel for that. We did put in here the -- the fire assessment fee. The City actually did a study back in 2012 to implement a fire assessment fee. Again, now, this can only be used for the fire station. It can't be used for the library or anything else.

But this is one of those -- those fees that, again, we -- we should look at or, again, it's a tool that we can -- we can use. These are the results of the study back in 2012. Obviously if there's some interest in this we would have to update this study. But typically what you do, it's sort of like your -- your stormwater fee. You set the residential rate and then everything else is based off of that depending on -- on the use. So again, even if you went to the lowest level here which is option 6 out there and every resident just paid \$10 on an annual basis, you know, that raises \$216,000 a year. Again, a lot of our neighbors and other communities in Palm Beach County do use the fire assessment fee. It's a way, again, of getting some equity across the -- the City.

COUNCILPERSON HUBBARD: Madam Chair, Mr. Manager, Mr. Finance Director, okay. Now, when we pay our ad valorem taxes, aren't we entitled to police and fire?

COUNCILPERSON PARDO: Amen.

CITY MANAGER EVANS: Yes, you are. And -- and -- and we have a budget slide that shows the -- the sheer volume that -- out of the ad valorem taxes, out of the \$41 million that's generated from ad valorem taxes, 30 million of that goes to public safety alone. And so some communities, in order as a way to reduce their millage rate, have looked at a fire assessment. Now, we're showing this as a potential option for revenue associated specifically with fire service, but it is nothing that we're saying that's incorporated in the budget or that we're moving. We're just showing the council alternative revenue structures.

COUNCILPERSON HUBBARD: One -- my concern with this is this: We -- we have to - - we're -- we're now at the point in the financial -- we have to look at the utility. We went from 4.50 to \$9 for stormwater. We have some kind of utility percentage on there. We can't -- we can't double tax each service that we provide for the residents.

Number one, we definitely shouldn't do that, you know, as a -- as a community because I don't care how much money we generate in this city for the residents of this city, the residents of this city only get the basic necessity. We only get fire. We only get utility. We only get water, 'cause surely we don't get an opportunity to participate in the economic development that takes place in this city. So as we continue to ride our residents down, down, down with fee after fee after fee, we never benefit from it. We only create money. We only create funds. We only create wealth for people outside of this city.

So I'm not for continuing to have a 10 percent this or a \$10 that or a \$4.50 this. Every time we look, every service that we get is going up and up and up, and we don't -- we don't benefit here in this city. What I'm hoping that comes out of this budget session is -- I heard the young people say when we had the thing at Hurst Chapel. They say we have nice recreational facilities. We have a lot of them. But nothing is going on there. We want -- we -- you need to -- we need to put stuff in our city that's going to generate, energize and revitalize our city, not tax our people to death and burden our people to death.

The last thing we did was we borrowed the \$49 million, and we mortgaged our water bills and now our people are paying them back. We got nothing out of the deal. So I don't want us to double -- or to go down this road. You know, I -- you -- I'm sure whatever we need for the fire department, we're going to give them whatever they need. Everything that they need we're going to give it to them. But I can't see assessing our -- our -- you know, now say, for example, if a commercial company come to the city, and they are a real hazardous type of -- and we know that, we need to tax them a little -- we need to tax them more because they're likely -- because if they blow up or something happen, we're going to have to call our fire department and the surrounding fire departments. Something like that.

But not our -- not our residents. But the others, if they cause -- you know, they're potential -- like we have all those cold storage and stuff. We can tax them for fire because if they have a problem or, like, these gas companies, they're going to -- they'll be a problem and they have to call the fire department, somebody like that. But not our residents.

COUNCILPERSON PARDO: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON PARDO: Yeah. I have a problem with this. So I was here when this issue came to us five years ago or so. And I voted against it then. And I'm still against it. And to say that if we implement this there's a chance that we're going to reduce the millage just isn't right. I think it's being disingenuous because you can still raise your millage to 10 mills and still have this fire assessment on top of it.

So, you know, if we're looking for money maybe you need to sharpen your pencil a little better and go through all of the departments. And again, try to get more grant funding. Something that we haven't been doing. I look at this also as double taxation. First and foremost, the City of Riviera Beach should be providing public safety to its residents. Right? Services' job one: provide safety. And by saying, Okay. We're providing safety. You're paying close to 8½ mills right now, but now we're going to put a fire assessment on you, just isn't right. It's not right. My other issue is we're also -- like Miss Hubbard said, we're paying 1 cent sales tax right now for the next 10 years. And we raised our stormwater to \$9 a month. And unfortunately, we still haven't seen the fruits of that. You know? Some of these stormwater projects are finally starting. But it's not because of that \$9 a month. It's because of the bonds that -- that -- the money that we leveraged from the Marina.

My last comment is Palm Beach County firefighters have been trying to get a 1 cent sales tax passed. They -- they tried about a year ago, and then when the County started with their 1 cent sales tax with the school board, they backed off. But they're coming again. So if we moved forward with this fire assessment, there's a good chance we're also going to have to pay an additional penny in perpetuity for fire services. So I am not -- I'm not in favor of it. I'm not in favor of it right now.

CITY MANAGER EVANS: Well, one of the reasons that we -- we did bring this back for discussions with the council is because of the impending stated legislation that will be on the ballot in November of 2018 and most likely would pass and would have a fiscal impact to the organization of about \$521,000, taking \$61 million off the tax roll.

So losing that recurring revenue stream, we were looking at other funding opportunities to be able to sustain government operations. So this -- the mechanisms that we're providing is just tools in the proverbial toolbox for the council to consider. Nothing -- none of these options have been incorporated in the fiscal year 2018 budget. The budget is balanced, but we wanted to show you these as potential options so you as policymakers can determine which direction that you would like to go.

COUNCILPERSON PARDO: And half a million dollars, we can find savings. If you go back and look at the budget -- look how much money we've been -- every year, you know? We're getting increased --

CITY MANAGER EVANS: And --

COUNCILPERSON PARDO: -- revenue. You just have a -- approved a bunch of condos over on Singer Island. That's going to bring in a substantial amount of money. There's new development along the Military Trail corridor. And then you have everything that's going on with the marine industry, along Broadway. You know, there's new developments throughout the city. I think -- I think we're going to be okay with that half a million dollars.

CITY MANAGER EVANS: And -- and with respect to -- I've -- I've seen and actually I -- I've done those types of studies and -- and have seen where a lot of communities have, in fact, utilized this mechanism as a way to -- to reduce their millage rate. So it -- it -- again, it's not a fee that everyone likes. It is only for the purposes of the provision of fire services. You can't even assess for EMT. It's only for fire services so it would only go to fund apparatus and necessary equipment for fire. But if there is not the desire to explore this, we will just keep this in our back pocket. And in the event that the council ever wants to discuss this in subsequent conversations, certainly we would have to go through the process to have a study done, etc.

COUNCILPERSON PARDO: Okay. And then I have one more question. So you said it would go toward apparatus and all of that. So how would it affect the cities that we have contracts with? So we have a contract with Palm Beach Shores, and if we start upgrading and the citizens of Riviera Beach are paying this extra whatever it is, whatever we decide it is, what's going to happen with Palm Beach Shores?

CITY MANAGER EVANS: I would --

COUNCILPERSON PARDO: Nothing?

CITY MANAGER EVANS: -- I -- I would say that you would renegotiate the terms of your contract. If our residents are paying more for the services and the upgrades, that your contract should reflect that, as well.

COUNCILPERSON PARDO: But they wouldn't be part of that only because of --

CITY MANAGER EVANS: They -- they --

COUNCILPERSON PARDO: -- it's a contract?

CITY MANAGER EVANS: Right. We --

COUNCILPERSON PARDO: Okay. That's fine.

CITY MANAGER EVANS: -- we won't -- we wouldn't have the --

COUNCILPERSON PARDO: Right. That's fine.

CITY MANAGER EVANS: -- opportunity to be able to assess them.

COUNCILPERSON PARDO: Yeah. I am a hundred percent against it.

CHAIRPERSON MILLER-ANDERSON: Okay.

CITY MANAGER EVANS: Move -- moving right along?

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Obviously it -- you hear the -- the 3P -- P3, however you want to term it, but you know, public-private type partnerships certainly are an option that we have here. And I think the -- the layouts that you saw specifically even with -- as we were talking about, you know, the parcels when we're talking about the -- the stuff for -- for Tri-Rail or putting residential properties on top of your parking garages, those are all examples of P3-type opportunities.

Here we've listed out like design build finance. Again, if somebody comes in and actually get -- let me jump to the next slide. Someone comes in we actually tell them what we want them to build. They actually come in. They design it. They build it. They finance it, and in essence we enter into a long-term lease type arrangement with the -- the contractor, and at the end of the -- at the end of that term of that lease, you know, we would actually own the property. We've done things in the past even with land leases as you saw that we did down at the Marina. Those are the types of deals that, you know, we're looking at to get the developer involved.

I'll tell you, you know, when I was up in Manchester, we actually built a \$30 million minor league baseball stadium and it cost the City nothing. Part of that was over and above that we get a \$4 million donation to the City's high school facilities. Because they wanted to build that stadium on City land, that \$4 million payment to the high school facilities was their payment to use the land. And the way we financed the stadium at the end of the day was a lease on the stadium. A hotel got built in the outfield and they -- they actually contributed to the cost. And then on the south side we built residential units. And that was all inclusive on one parcel of land and it all paid for itself. And again, the City didn't have to put out a dime.

So clearly we have, you know, public-private partnerships. We also have public-public partnerships to look at. Again, as you saw the layout that, you know, was proposed, we would actually have to engage the school district, on one side to be able to do the -- the parks facilities, and then on the south side, again, getting back into the transportation and entering into those types of arrangements. A couple that we've thrown out here, though, you know, again, as we look at the Marina District, you have the port that, again, if -- if talking about parking and those types of issues, can do those types of deals. And then obviously with the CRA, again, their issue. And maybe again, sharing some of the advantages with their development and their property taxes, as well, that they actually bring in.

COUNCILPERSON DAVIS: Mr. Sherman?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Yes.

COUNCILPERSON DAVIS: I recently went to a P3 conference in Tampa. And the organization that runs the -- the P3 conference, they have agreed to -- when this board wanted to, come in --

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Come in.

COUNCILPERSON DAVIS: -- for one hour, whether it's a Wednesday or Thursday and do a presentation on the benefits of the P3 and --

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Uh-huh.

COUNCILPERSON DAVIS: -- what are some of the things that people have done well and what are some things people done wrong and what recommendations they will make to this board, what they could have done differently. But they're willing to come do that free on -- free on their dime. They said they can come sometime in July. They just told me to identify some Thursdays that they can come down for one hour -- come up from Miami to do so.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Okay.

COUNCILPERSON DAVIS: So I will pass that information on to you guys.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Yeah.

COUNCILPERSON DAVIS: So -- but the board can get a more in-depth presentation of those who have actually done P3s across the State of Florida recently, current projects. So just to let you know that.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Yeah. And I think the -- the three options that were laid out -- and again, you can vary those any way you like. I think the public-private partnership is going to be a major factor. Again, we're throwing out a lot of different tools that we can use, but I think that'll be one of the larger ones that -- that certainly would impact us.

COUNCILPERSON HUBBARD: Mr. -- Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON HUBBARD: Mr. Sherman, to what Mr. Davis was saying, on the -- one of the things that I had been prepared for the next upcoming agenda is just that, about 3P, to have -- to give out some information, too. So I'm glad he has a -- a firm coming. And I -- a --

COUNCILPERSON DAVIS: And it's free.

COUNCILPERSON HUBBARD: And -- and it's free. And I -- absolutely. And on the agenda I have also a short presentation of information about P3 coming up on our -- on our next agenda. So I think the more we learn about it and the more information that we can get, it -- it's going to help us to be able to -- to move through and acquire the funding for the -- for these different developments. Thank you.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Yeah.

CITY MANAGER EVANS: One of the things that we looked at as an opportunity for additional revenues for the City is some of the land leases, utilizing an -- utilizing some of our current assets to leverage as a point of leasing that land for some -- securing some future bonding or pay-as-you-go capital, etc.

One of the things that we talked about as far as a revenue stream when we talked about the Ocean Mall and the -- the parking, how that revenue stream can assist the City in bonding capacity, to be able to invest in other capital infrastructures. So just looking at some of the properties that we have in place, if -- if the pleasure of the council to look at that, that's another mechanism to add to the funding puzzle as we look at opportunities for economic development and growth and putting together the appropriate financial resources to be able to fund such a large P3 project to modernize some of the facilities.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: And then in -- in closing out the -- the tools that we have here, obviously we -- we -- you know, there is the ability to issue bonds. Capital is -- is always out there to be able to be provided to these projects, but you always have to think on the other side is how am I going to pay that capital back. So again, we have issued a lot of debt. We've issued the debt for the street projects and the stormwater projects and the utility projects. So we do have a lot of debt out there right now but we do still have some capacity. I mean, our revenues do continue to grow and there is -- is some capacity there. And even if we only used about half of that capacity right now, again, that could allow if we wanted to expedite things in -- in towards the 10 years, try to get down to three or five years, you know, we do have a capacity maybe at this point to borrow about 17 to -- to \$20 million.

CITY MANAGER EVANS: Mr. Sherman, if I may.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Yeah.

CITY MANAGER EVANS: If we can go back to -- to that particular slide, that's why it's so advantageous for us to do the P3 project because of the debt capacity and our ability not to be able to modernize our facility in a fairly aggressive time.

So in order to see these projects come out of the ground, a P3 program is going to be the most suitable approach for us moving forward or it will literally take us 50 years to be able to address all the facilities that we have to address. And then by that time you're constantly reconstructing facilities to maintain the irrelevancy. So that's why we are showing all the different funding mechanisms that are available to the City.

COUNCILPERSON HUBBARD: Madam Chair, two things.

CHAIRPERSON MILLER-ANDERSON: Go -- go ahead.

COUNCILPERSON HUBBARD: One, I think we need to be careful about, you know, if we have to go -- we're -- we have the capacity to go into more and more debt. But we want, I guess, saturate that to its fullest -- to its fullest limit to the point where we don't even own the City anymore, that other people own the City of Riviera Beach, would be where we were headed. The second thing I'd like to say is because of the -- we -- we talked about this in our --

in -- in one of our other retreats, about the property on President Barak Obama Highway and 13th Street. It's a very large piece of property. We talked about the property where J.A.Y.'s Ministry is: A gentleman out of Belle Glade owns it from Broadway all the way back to E Avenue, if you will. And there was another large piece of property that we were talking about the potential of acquiring. And the reason I mention those properties is because we were talking about doing a complex of some sort that provided food, activities and what have you at 13th Street if that was -- if Tri-Rail was insisting on that being their only stop. There was a -- we talked about BJ's and Miss Davis Johnson told us about another facility like -- like Buster & Davis.

CHAIRPERSON MILLER-ANDERSON: Dave & Buster's?

CHAIR PRO TEM DAVIS JOHNSON: Dave & Buster's, right.

COUNCILPERSON HUBBARD: Dave & Buster's. It's a big facility, a fun-type place where children and the parents can go to and, you know, people will come up from other places to go to that facility. We'll get people from North Palm Beach, Palm Beach Gardens and everything. But we need to acquire that piece of property.

So say if a developer did want to come in and do something, we had the place for it. So we don't have a restaurant and a lot of our residents talked about that. After church on Sunday, to take someone out in Riviera Beach, that's not something you can do here. There is nowhere to take people out for -- for dinner in the City of Riviera Beach. I know you're thinking about Rafiki Tiki but I'm not. I'm thinking about something that would -- say like BJ's down at the --

COUNCILPERSON DAVIS: (Unintelligible) Outlet.

COUNCILPERSON HUBBARD: -- Palm Beach?

CITY MANAGER EVANS: Yeah.

COUNCILPERSON HUBBARD: Yeah. That's one of my favorite restaurants. And -- and Copeland's and -- and you might not know Copeland's but it reminds you of that. But you know, something. But we gotta have a space to do it.

Those -- we're going to need parking 'cause Planning is going to say, Hey, you're going to have to have X amount of spots for parking if you want to do something that big. So we got to grab stuff that we can use, not, you know, little stuff. But we need to grab

those big things before other people come and grab them and they may have something else they want to do, you know, totally different from what we're trying to do. I don't know if we want, you know -- even the Winn-Dixie. I don't know if we can afford the Winn-Dixie but we need to grab that, you know? Lake Park wants that. They're encroaching on our city. And we don't want them to be encroaching on our city. So we need to grab that because we don't want them to cross that line and come into our city.

COUNCILPERSON DAVIS: Excuse me. I'll wait till you're done. I apologize.

COUNCILPERSON HUBBARD: Okay. Go right ahead.

COUNCILPERSON DAVIS: All right. Mr. Evans, I think it would be great for you to have some one-on-ones with us to kind of identify some strategies on what parcels we need to do, to go after.

CITY MANAGER EVANS: Okay.

COUNCILPERSON DAVIS: And -- and create a way where everyone will know as far as the market --

CITY MANAGER EVANS: Right.

COUNCILPERSON DAVIS: -- the government want property. You know what they like to do to us.

CITY MANAGER EVANS: Right.

COUNCILPERSON DAVIS: They like to drive the cost up on us and -- and I think you --

CITY MANAGER EVANS: Yeah. Yeah.

COUNCILPERSON HUBBARD: And we --

COUNCILPERSON DAVIS: -- we talked about that in the -- in the --

COUNCILPERSON HUBBARD: Yes.

COUNCILPERSON DAVIS: -- before, a strategy to find a way around that.

CITY MANAGER EVANS: Correct.

COUNCILPERSON DAVIS: 'Cause while we do -- are excited about going after certain parcels, some parcels we might want to kind of --

CITY MANAGER EVANS: Absolutely.

COUNCILPERSON DAVIS: -- this is fine 'cause it's not live but --

CITY MANAGER EVANS: Yeah.

COUNCILPERSON DAVIS: -- you know what I mean.

CITY MANAGER EVANS: No. Yeah, absolutely. And -- and one of the things to -- to Councilwoman Hubbard's remarks is when we showed you the diagram about the City Hall complex and the other ancillary facilities and the residential components, we have to create that node where people want to come where there's restaurants, shops and those types of things. Because that is when the private sector says, Okay. It makes -- there's enough pedestrian traffic or vehicular traffic or multi-modal traffic or traffic from the commuter rail to be able to invest in -- in Riviera Beach. So we need to create those spaces.

And that's why we had the conversation about looking at densities and intensities on this parcel to be able to allow the developer to get additional development rights. And then that would offset the lease payment that the City would see as it relates to some of these facilities, because if we construct these facilities in most cases -- in all cases your operational costs will increase. Personnel, utilities. And even though you're good to go with a better-quality building, you're going to have to upkeep the grounds and things like that.

In a lease arrangement, we can work out an arrangement where the property owner or the landlord is responsible for some common areas. So there's some creative things that we can do. But again, it's showing that if we were to do this on our own it would take a lot longer for us to get from point A to point B.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: The -- the debt on this slide is -- is debt that we can issue on our own. This -- it just takes council action. We do have the ability to issue debt that is supported through a referendum, and then you actually have a second millage rate that is applied against your -- your property. Again, most of the communities do do this, but you have to develop a project. You have to develop the cost. You do it through a referendum and let the -- the voters decide whether they actually want to do that. Where you see this, a lot of times, again, with, like, parks facilities. So again, if that was something we wanted to talk about on the north side and -- and actually do this through a referendum, again, it's -- it's a tool that we can use if -- if necessary. Industrial development revenue bonds. Again, this is a -- a tool that we did. The state statutes allow us to do. We can actually issue bonds for private purpose, and we can actually help whoever the developers are get access to capital. There are a couple of advantages to -- to both sides.

The developer gets -- could possibly see some reduced interest rates versus what they could do on their own. But it is a revenue bond so they would actually have to have a facility that is going to generate a revenue to be able to pay these bonds back. But it allows them to actually get up to 100 percent financing versus having to come in and -- and put some equity into it. And then there are some favorable tax treatments, again, on their side.

On our side what we in essence would do is we'd be charging a fee for this. If we're going to be able to provide this bonding capacity to a private developer, that's

something that their advantages would now have to turn into a development fee and -- and paid on our side. So we can either again do this through the City or the County actually runs a -- a program county wide that, again, has access that -- that folks could --

CITY MANAGER EVANS: And I've actually seen this as conduit bond financing where entities apply for -- or would like to get some of the zero percent money from FDP or DEP, so they approach a government entity to enter into this kind of arrangement so they can get a zero percent interest rate, and then they, in fact, pledge some of the revenue associated with whatever their development is. Usually in some cases it's green technologies or those types of things. So it is a common tool that government entities utilize as a mechanism to bring businesses and most of them utilize that for, you know -- you see it in your -- where you get the state revolving loan fund or those types of things. It's -- it's really popular in a lot of cases.

COUNCILPERSON HUBBARD: This -- I know that, you know, that in order for us to survive and for us to continue to grow and modernize our city, we're going to have to take on a lot more debt. But I think, you know, the budget process is the process where we need to make sure that we create policies to go along with the expenditure of this money that we're taking in.

So understanding that, to sit up here, you know, and to agree to going into debt or take on more money, we -- I -- you know, I just want to be clear that I don't -- I want us and I want staff to know that we have to have policies that are going to benefit the community when we take on this debt. Because we trusted that when we took on the debt we didn't really know that we were going -- the -- we -- that we were going to use our water bill as collateral. So we took on the debt of using our water bill as collateral so the residents are paying that back. But there wasn't a policy attached with it that said the residents would benefit from taking on the millions of dollars of debt.

So if we agree to go into any kind of debt, whether zero percent or whatever, we need to have policies on -- in place on the front-end that tells the community it's going to benefit them. Because you know, the 29 to \$49 million of debt that we went into and mortgaged our water bill, we -- our -- you know, we didn't benefit from it and our water bills are extremely high.

CITY MANAGER EVANS: And one of the things that is a positive for the City is that you have not pledged any ad valorem receipts to the -- for the purposes of debt. So you have no debt associated with ad valorem, which is really good when you look at other cities throughout the state. So that -- that's a testament to the policymakers for -- for conducting their business as such.

COUNCILPERSON HUBBARD: Yeah. I agree. Well, you know, our ad valorem taxes on our homes wasn't put up for collateral for us to borrow money without a -- our knowing it. That is a testament, but they did put our water bill -- they did mortgage our water bill so that they're so extremely high to borrow money. So I'm just saying let's make sure that we put policies in place. If we have to do that to the residents again, they have something to show for it, 'cause we don't have anything to show for it.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: The -- I'm sorry. Was there another question? Oh, okay.

COUNCILPERSON HUBBARD: No, sir.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: The last item that -- that we put up here was -- were the term 63-20 bonds. 63-20 is a portion of the IRS code. It actually allows you to create a quasi-governmental entity. That entity could then issue tax-exempt bonds. Where I've seen this happen a lot of times is with hotels. So when someone comes in and, you know, you see a city or whatever build a convention center or they build a sports facility, typically they like to have a hotel that goes along with that.

And what they do is they create this 63-20 entity that then issues tax-exempt bonds and builds the hotel, gets that hotel development done. And then at the end of the day, you then

take -- take that facility and you flip it to the private sector. So again, when you can't necessarily -- again, if we're talking about something like at the Marina where maybe you can't find that hotel developer to come in now, this is a tool that you could use to be able to move a hotel project along and then ultimately you flip that hotel to a -- a private entity at the end of the day.

COUNCILPERSON PARDO: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON PARDO: I have a question. You have here, you know, blah, blah, blah, blah, blah, "Construction of a hotel at the Ocean Mall." Do you mean behind the Ocean Mall?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Yeah. Yeah. Where -- where the hotel was originally proposed. So if you wanted to go --

COUNCILPERSON PARDO: We -- right. That we took off the table?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Yeah. All -- I'm not saying --

CITY MANAGER EVANS: It's just (unintelligible).

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: -- 20 stories. I'm just saying, you know --

COUNCILPERSON PARDO: No. And I'm just saying --

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: -- if you wanted something -- no. I'm --

COUNCILPERSON PARDO: Right. So --

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: -- I get it.

COUNCILPERSON PARDO: -- we took it off the table. You're going to be hard-pressed to find someone who can build a five-story hotel with a 50-year lease, just FYI. But we still have that property that we're leasing.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Right.

COUNCILPERSON PARDO: And we have a right to purchase it.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Uh-huh.

COUNCILPERSON PARDO: Right. Behind the Ocean Mall.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Right.

COUNCILPERSON PARDO: So I'm just putting that out.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Yeah. Yeah.

CITY MANAGER EVANS: Yeah. We just were showing that as an example.

COUNCILPERSON PARDO: Okay. But, you know, just getting it on the record.

COUNCILPERSON HUBBARD: So if we go behind the Ocean Mall and go further back, say over there where Fred Volare [phonetic] is and all of -- all of that, that would not be restricted to the five stories. Fred would not be --

COUNCILPERSON PARDO: Absolutely not.

COUNCILPERSON HUBBARD: -- I don't know if Fred is -- is still interested in selling or developing a hotel and then all that space back there, you know, behind him --

COUNCILPERSON PARDO: Right.

COUNCILPERSON HUBBARD: -- or something. We can definitely, you know, talk --

COUNCILPERSON PARDO: Correct.

COUNCILPERSON HUBBARD: -- about building a hotel. But if I'm -- I'm -- when you say the -- behind the Ocean Mall, are you, like, talking about in the parking lot as it stands?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: I -- I'm not talking about a site specific.

COUNCILPERSON HUBBARD: Well -- no, but I mean --

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: I know that initially it was designed -- it was planned to go in that parking lot.

COUNCILPERSON HUBBARD: In that parking area.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: But again, if you moved it further west, I mean --

COUNCILPERSON PARDO: Yeah. Right.

COUNCILPERSON HUBBARD: Yeah. That's what I'm thinking, further --

COUNCILPERSON PARDO: Five-story condos were originally in there, too.

COUNCILPERSON HUBBARD: -- further -- further west because our parking is already, you know, a problem over there.

COUNCILPERSON PARDO: Exactly.

COUNCILPERSON HUBBARD: But I'm thinking people who like the beach or want to be near the beach, we could go two blocks west. They wouldn't care.

COUNCILPERSON PARDO: That's right.

COUNCILPERSON HUBBARD: They would still think that they were on -- on the -- on the water.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Yeah.

COUNCILPERSON HUBBARD: You know?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Yeah. And again, I think this -- you know, I know we've been talking a long time about the Marina District and a hotel at the Marina District.

COUNCILPERSON HUBBARD: Yeah.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: And maybe that's the more preferable site to do something like this. But --

COUNCILPERSON HUBBARD: Not if they're still talking about building it inside the parking lot at the Marina 'cause you know how crazy it is to build the parking -- the -- the hotel at the Ocean Mall in the parking lot. It's just as crazy to build it inside the parking lot of the event center. I -- I mean, I just can't imagine a good working mind that thinks that a small place like the Marina would -- needs a hotel that close to the water unless there's alternative motives.

COUNCILPERSON PARDO: And one thing I -- you know, I think everyone needs to keep in mind, so for the past couple of years up in Washington, there's been, you know,

a lot of discussion about tax reform. And municipal bonds have been on the table.

CITY MANAGER EVANS: Yeah.

COUNCILPERSON PARDO: Trying to --

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Take it away.

COUNCILPERSON PARDO: -- you know, take it away.

CITY MANAGER EVANS: Yeah. Tax advantage status.

COUNCILPERSON PARDO: And you know, we're -- every year you have, you know, all of the national organizations fighting, you know, trying to keep the municipal bond status. But that's also something we need to keep in mind.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Keep an eye to.

COUNCILPERSON PARDO: So if we wanted to move forward --

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Absolutely.

COUNCILPERSON PARDO: -- with it, that's something that should really happen sooner than later.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Absolutely.

CITY MANAGER EVANS: Uh-huh. So we -- we shared a bunch of different funding opportunities. Some more popular than others. But we did want to show the council kind of how all these pieces are intertwined. And as we look to move forward with respect to potential developments in Riviera Beach, more specifically, the master plan associated with this property and the property over at Wells is that it's going to take multiple puzzle pieces to make this work. So there may be situations where the development rights piece is bigger than the Penny Sales Tax, and obviously the fire assessment piece is not a part of that so it would be another piece that would be incorporated in that. So we do have some opportunities that are available to us with the existing revenue structure, but we did want to show the council that everything is intertwined. If we pull one piece out another piece will grow and we can put things together, but this is just a good visual depiction of that. And then Mr. Sherman will go over the funding scenarios and then we will actually break for lunch. I think that will take us right to our lunchtime.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Yeah. And again, all we were trying to show what this slide is is as you take those puzzle pieces, they're not all going to be the same size at the end of the day. And you -- you know, you start to build using those individual pieces.

And like we said, if you want to take the fire assessment fees, then something else will either have to go up or we bring another type of source, revenue source into the picture. But again, as you start to -- to build these and put them -- and these don't -- don't add it up 'cause it doesn't necessarily tie to anything, but I mean, the point is, you know, you just -- you just start building it on. And depending on who your partners are along the way, other issues may come up or other, you know, matters may be, you know, more prominent and work into it. So again, this is just a depiction to show that ultimately at the end of the day you just keep piling this and pyramiding them on top of each other. And at the end of the day you get yourself a -- a project.

CITY MANAGER EVANS: So that concludes our section as it relates to the capital improvement plan. Is there any questions of staff or any comments and remarks from the council before we break for our lunch? And then we are to reconvene at 12:30.

UNIDENTIFIED SPEAKER: Such a long break.

COUNCILPERSON PARDO: All right.

CHAIRPERSON MILLER-ANDERSON: Okay.

CITY MANAGER EVANS: All right?

UNIDENTIFIED SPEAKER: All righty.

COUNCILPERSON PARDO: Thank you.

CITY MANAGER EVANS: All right. We are officially on break.

(A brief lunch recess was held).

CITY MANAGER EVANS: All right. Madam Chair, members of the city council, this part of the discussion gets into the fiscal 2018 operating budget. And we have a couple -- well, more than a couple of slides to get into with respect to the operational budget that department directors, city administration and staff has -- has worked on.

So this will kind of be the sequence of the discussion, talking about the city finances, the tax base, budget overview, city goals that the council established, budget proposals, revenues initiatives and preliminary budget outlook for fiscal year 2018, and then the budget calendar.

So the first slide that you'll see is the unassigned fund balance as a percentage of the general fund. You can see the general reserve -- or the general revenue is \$65 million with a fund balance reserve of 33.5 percent. \$22.3 million is the city's fund balance. Of that 22.3, 5.7 of that is cash. Cash on hand. Now, when we had the discussion with regards to the disaster preparedness fund that we have, if you were to add that into the city's fund balance, it would take the fund balance up to about 40 percent. So as we continuously have conversations with respect to our fund balance, where we want to be, the City is in a very strong position with respect to fund balance. Those are -- those are

opportunities if the City ever wanted to utilize monies for one-time capital expenditures. That's a revenue stream that the City can tap into. And that's usually what most cities end up utilizing it for, one-time capital expenditures.

You don't want to utilize your savings account to fund recurring expenses, etc. This breaks it down a little bit further and it shows the \$15.7 million in cash. And then you can see the other orange line there that talks -- the CRB loans. That's the loans attributable to the CRA, Marina, etc. So if we were, in essence, to receive payment back for all those loans, that would be the amount in which the City would receive.

COUNCILPERSON DAVIS: Say it again?

CITY MANAGER EVANS: The -- see the other orange right here? That -- or this green -- I'm blue-green colorblind so I apologize. The CRB loan, if the CRA, the Marina, was to, in fact, pay us back the loan proceeds or the loans that we have furnished to those entities, we would receive that \$23.6 million. And that doesn't account for the Ocean Mall, correct?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Correct.

CITY MANAGER EVANS: Correct.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Yeah. And --

CITY MANAGER EVANS: The \$10 million.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: And it -- well, I have my own microphone. It's actually -- well, we -- it's the difference between the 23.6 and the 15.7. So the 23.6 includes the 15 in cash.

CITY MANAGER EVANS: So this is where --

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: The 23.6 represents cash plus those receivables.

CITY MANAGER EVANS: Yeah. So this is where we would be in the event that we --

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Collect.

CITY MANAGER EVANS: -- collected. The next item speaks to the City of Riviera Beach tax base. You can see here the 2007/2008, realistically, that's when the great recession occurred. We had our taxable value diminish exponentially associated with the recession. And it took our taxable value collectively as a community down to \$3 billion in total assessed value. Now, we've had some opportunities for some additional growth, but you've seen if you take out the FP&L, it's been very incremental in the growth. It's been very small. But when you add in the FP&L plant, you see that the taxable value in Riviera Beach has gone up \$5.1 billion. So that particular project has been a huge benefit to the

City.

Now, Mr. Sherman communicated earlier that property -- that revenue is tangible personal property so it depreciates rapidly. So in essence when we do lose that revenue, that's why the conversation was about opportunities for revenue enhancement, because we know that that number is going to -- to diminish. But with some economic growth and some activities that are happening in the community, hopefully we can stay above that \$5.1 billion mark in totality.

So if you see from 2006 to 2017, the City has received a lot of economic growth but mostly attributable to the FP&L plant that came on line. Any questions? This is, I think, something that is very important as we get into conversations about economic growth and opportunities here within the municipal boundaries here in Riviera Beach. If you look per square miles and look at our other cities, West Palm and Boca, we have outpaced them exponentially with respect to growth within our community.

So we have seen economic opportunities come to our -- our city. And so this is a great chance for us to leverage some of our assets for the purposes of promoting economic growth because the business community, the residential community and the industrial community sees us as a desirable place to locate their business. So we are still growing. We still have opportunities and we still have opportunities to increase that number, as well.

Also when we get into information as it relates to residential construction and how the residential market is starting to improve and people are making investments in their - their home, you'll also see that number go up some more, as well. These are the three largest taxpayers in the City of Riviera Beach. You can see what the total assessed value is. They account for almost 25 percent of the total assessed value. And taxes paid to the City of Riviera Beach is \$10 million which accounts for roughly about 20 percent, is it?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: No, it's 25 percent.

CITY MANAGER EVANS: 25 percent. 25 percent. I'm sorry. And the total assessed value was 4.5 billion because that's from fiscal year 2016 from the audited financial statements. This is the breakdown with respect to the composition of the revenue streams that are collected by the City of Riviera Beach when it talks about taxes levied. 56 percent of your revenue is collected from residential for \$23 million. Nonresidential is 17.8. Tangible personal property is at 26.2, and that is mainly attributable to the investments that -- a lot of it's attributable to the investments over at FP&L. And so that number will fluctuate over the years.

So we definitely have to look at diversification of our revenue streams to be able to plan for the changes that will occur over the next couple of years. This particular slide really depicts some good information here. It looks at the gross property values. So we have a home that's 100,000, 200,000, and \$2 million. And if you look at the Homestead

Exemption that they currently receive, what it takes the value down for those particular assets and then the taxing authorities. And one of the misnomers out there is that when I pay taxes, that all the taxes go to the City of Riviera Beach. Well, out of your entire tax bill, roughly about 37 percent goes to the City of Riviera Beach where the other taxing authorities make up for 62.2 percent of your taxes. Now, sometimes when our millage rate stays the same and people see their taxes go up, it's attributable to the increases that other entities, other taxing districts may do so. The impact may not be something that is controlled by the City of Riviera Beach. This breaks it down a little bit further as far as properties in our community that are less than \$25,000 in value. So you have 304 properties. You have from 25 to 75,000, 2,100 properties; and then from 75 to 100, 1,600 properties; and then over \$100,000 in value, 9,600 properties for a total of 13,686 -- 87 properties in totality. The average residential property value in the City of Riviera Beach is \$194,000. When we were talking about additional revenue streams and opportunities for the City to look for ways to fund government, this is one of the reasons that we were looking for alternative revenue streams. The House or the -- the State Legislature is going to be putting on the ballot in 2018 an additional Homestead Exemption that will affect properties that have a value greater than \$100,000. So it'll be from 100,000 and up, and they will receive another \$25,000 exemption. That would have an impact to the City of approximately \$521,000 and take \$61 million off the tax roll.

In the event that the City wanted to recoup the revenue lost associated with that, you would have to increase your millage rate by a 10th of a mill. And so it really is going to be a -- a challenge for most government entities throughout the state to look at how Tallahassee is impacting the way in which we provide services in our community. There's also been a push in Tallahassee about the communication service tax, as well as other funding mechanisms that the City does receive. So we constantly have to be engaged in what's going on in Tallahassee.

The fiscal year 2008 budget is the same -- or the 2000 and -- fiscal year 2018 budget is derived on the same millage rate that is currently in operation, the 8.452 mills. So it's adopted on the same millage rate, or it's proposed on the same millage rate in order to capture some of the growth that the City of Riviera Beach did receive. Holistically the City of Riviera Beach did increase in value by 2.51 percent. If you look at the City and extract the CRA, it went up 4 percent, but the CRA did see a decrease of approximately 10 percent which it is an impact to the CRA at about \$500,000. Budget overview. I will kick this off to the Finance Director 'cause I think I took some of his slides so I'll let him take some of mine.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: You did. I was (unintelligible) to enjoy it. Again, this is looking back at the FY '17 adopted budget. Which this does, this -- these are your major revenue categories.

You can see that property taxes is our largest revenue source at \$40 million or 56 percent of the budget. Second largest is actually our intergovernmental and that's where we're -- we're actually charging our enterprise funds and the CRA for the services that are provided. Other taxes would be your sales taxes and your franchise taxes and those types of issues. We to have franchise -- oh, yeah, I'm sorry. Your utility taxes. We do

have the franchisees. But again, this is the breakdown coming into this year of what the FY '17 budget is, and later on we'll look at -- at the '18 budget.

On the expenditure side as we talked about earlier, the largest expenditure is public safety which would include our police and fire departments. After that, again, it's your general government at \$15 million and 21 percent of the budget. And then again, the -- the other departments, you know, fall out through Parks, Public Works. And again, the CRA is at 18 million -- \$8 million. Part of that is the property taxes that we give them and then part of it was the operating subsidies that -- due to the FPL that we had all agreed on. So this, again, is looking at function and then here on this slide it's the same numbers. It's just broken out by expense types.

So again, our largest expense that we have, and we all know, is our personnel and our wages which count for 37 percent of our operating budget. We did want to point out here that your retirement number is at 7 percent. But remember that part of our retirement number is actually over in debt service because we paid for our unfunded liabilities out of debt service. Benefits, again, is a large number. And that would include your health benefits, 'cause retirement is in a -- a separate category.

Now, on the expense side again what we've tried to do is make a -- a call on what is -- what we consider discretionary spending and then we have nondiscretionary spending. So that would be -- the nondiscretionary would be things like fuel and, you know, your (unintelligible) contracts and things like that; where discretionary would be travel and office supplies and memberships and those types. Want me to keep going or --

CITY MANAGER EVANS: I'll take this one.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: -- you're going to (unintelligible).

CITY MANAGER EVANS: All have mikes. So when we looked at historically what our numbers look like, obviously as a local government entity we're required by statute to ensure that we have a balanced budget. And you want to make sure your revenues and expenditures align. So, you know, we have done a -- a really good job on -- on making sure that we have, in fact, followed that same approach.

Now, with direction that was provided to the department directors, we asked them to put in requests for their respective departments, and we asked them to come in at around 2.5 increase because the Finance Director projected about a 3 percent increase holistically throughout the organization. So we got \$3.4 million worth of increases from our department directors, and so we had to make some modifications and some changes in order for us to get to a balanced budget. You can see that the requests were \$1.4 million in personnel related and \$2 million in operating. We have since done some work to go ahead and curtail that and get it where we need it to be so the budget is balanced, and you'll see some of the positions and operational changes in subsequent budget discussions. So City Goals. During the month of June the council had an

opportunity to sit down and establish what City goals are. And so these are the goals that the council has defined as priorities with definitions associated with said goals. And so I wanted to take the opportunity to discuss what staff's intention is with these goals, and if the council has any changes, modifications or additions attributable to any of these goals that are in front of you. What we would like to do is everything that comes before the council theoretically should match or be close to matching one of the five goals that you've articulated in your session.

One of the things that we want to make sure is that the budget is a spending plan and the spending plan is -- is to reflect the collective visions of the council and to ensure that that plan is a tool in order to deliver services to the public. So when we look at public safety, economic development, infrastructure, education and demographics, we want to make sure that we have those things in mind as it relates to agenda items that come before the council. So we will be referencing these in agenda items to say it's consistent with the City goal of public safety, etc. So it is something that we will make sure that as staff it is something that is always in the forefront of the public policy decisions that the council makes.

Now, in the event that the council wants to make any additions, modifications, changes, we can certainly do so, but I think starting with five and then ultimately expanding every year or looking at what the priorities are for the organization is something that we need to do to make sure that these goals remain relevant to the changing dynamics of our community. So is there any questions or comments with respect to that? Hearing none, moving on.

COUNCILPERSON HUBBARD: One question, Mr. Manager.

CITY MANAGER EVANS: Yes, ma'am.

COUNCILPERSON HUBBARD: Miss -- Miss -- Madam Chair.

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON HUBBARD: The -- I remember in -- we were in June with the workshop we had. We talked about a --

CHAIRPERSON MILLER-ANDERSON: Your microphone.

COUNCILPERSON HUBBARD: -- a theme --

CHAIRPERSON MILLER-ANDERSON: Right here.

COUNCILPERSON HUBBARD: -- we talked about the theme of having equity be the main thread that runs through everything. And I know as you presented a minute ago whatever we vote on will need to be able to fall into one of these categories. But how -- I'm trying to remember how did we sum it up and tie it up that -- to show that equity would start in City Hall and blend through all of these initiatives and ultimately just be a part of our culture and spread throughout the city?

CITY MANAGER EVANS: With respect to -- to equity and -- and the importance -- and the importance of diversity inclusion, I would say that that would be something that would be one of the core aspects of the establishment of a mission statement, because I think the mission statement will bring -- it brings everything together.

And so that is something that we have in a preliminary draft form that we'd like to bring forward to the council for a more substantive discussion, but I think that's the mechanism to ensure that we realize the importance of diversity and equity in our community. Because it's -- it's hard to really put that into a specific situation where it -- it ties into public safety or economic development. But if the mission statement of the organization holistically is to ensure fair and equitable treatment of our residents and those types of things, that is something that is all-encompassing and brings everything together.

COUNCILPERSON HUBBARD: If our mission is the -- is equitable distribution of resources to the whole body including all -- all of the city, then our goals have to be able to execute our mission. So therefore, while it's difficult to probably word it into each one, we have to find a way. Because if the goals that we have aren't speaking to our mission, that's when it lend itself to individuals to get off that path and not find it a -- you know, a real importance to the council. Then they say, Okay. That's in the mission statement. Who looks at the mission statement ever?

But when they see that mission statement as a part of the goals of the City of Riviera Beach that they have to operate under and that they have to live by and they have to make decisions by, then we can know that staff and everything they do and every project that they let every time they go into contract or consider something, they know that these are the goals of the City because our mission is woven into it.

CITY MANAGER EVANS: Well, and -- and Councilwoman, I think there's some components in there that -- that speak to that when you look at, for instance, public safety when it says, "Improve the quality of life for residents and enhance the relationship with the community," I think that talks to the importance of the community's interest being put forth.

If you look at Economic Development, "Create mutually beneficial partnerships and an atmosphere," I think that talks about mutually beneficial partnerships for the city, for its residents, for the contractors. The Infrastructure, "Sustainable and livable community for future generations," that we're not just looking at it from a -- a -- what's here and now today, but we're conscientious of what the future brings. And then, "Strength and support for social services and economic -- and educational opportunities that benefit our residents." I think that speaks to the importance of engaging our academic institutions, looking at social services holistically and how the City can assist in providing those. And then the other, Demographics, "Valuing racial and socioeconomic, cultural and religious diversities within the City," so I -- I think it's intertwined but I think we need to get together and maybe call it out more with -- with a mission statement. But it -- it should be and it will be staff's commitment to make sure that there's fair and equitable treatment and everyone is given a -- access to opportunities.

COUNCILPERSON HUBBARD: Okay.

CITY MANAGER EVANS: Okay. All right. The next item goes into the budget proposals. And we are prepared to -- we have furnished this to -- to the council and to any member -- members of the public and the audience, but this is, obviously, a conversation between the elected officials and staff. But this is what -- specifically to the City Manager's Office, some of the recommended changes that we're looking to -- to proffer. And I can go over the list in its entirety or hit some of the highlights, whatever the pleasure of the council may be.

COUNCILPERSON HUBBARD: Its entirety.

CITY MANAGER EVANS: Okay.

COUNCILPERSON PARDO: I agree.

CHAIRPERSON MILLER-ANDERSON: And I'm fine, yeah.

CITY MANAGER EVANS: All right. So the first one is to -- to change the name from the Office of the City Manager to City Administration, because there is a lot of other departments that are all-encompassing in the City Manager's Office so I think City Administration better reflects what is actually occurring within the -- the operations.

Create an economic development division under City Administration responsible primarily for economic development, small business development, neighborhood development, CRA activities and parking facilities. One of the things that we know that we need to do is a concerted effort on economic development and ensuring that we are at the table and being able to assist in bringing commerce and industry to Riviera Beach, as well as making sure that our business community has a -- an entity within the government agency that operates as a -- as a business, that understands speed and time and risk is money and how we can work with them to make sure that they're provided the appropriate services. Almost like a department that is a concierge or ombudsman to help expedite and look at permits, making sure they have one point of contact so it's not disjointed so the business entity has to call three or four or five or six people to get an answer.

The Office of Economic Development will handle that and take the project from its inception all the way till the ribbon cutting. And they will provide that one-stop service as well as looking at small business developments and opportunities for partnerships, P3 partnerships, and making sure that we're well -- well represented in the County. Any questions on that before I move to the next one?

COUNCILPERSON PARDO: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON PARDO: Okay. So that is going to be a very qualified individual, correct?

CITY MANAGER EVANS: Yes.

COUNCILPERSON PARDO: Okay. Are you keeping it in house?

CITY MANAGER EVANS: Yes. We would keep it in house. We would keep it in house.

COUNCILPERSON PARDO: Okay. So it's someone already --

CITY MANAGER EVANS: Yes. And -- yes. That is correct. And I can get into that specific if -- okay. What I'd like to do and -- and this particular individual has -- has served in multiple capacity and has the -- the business acumen to be able to be successful in that position, is the reclassification of the Assistant to the City Manager position to serve in that Economic Development Manager role.

And then there's some other positions within the organization that is vacant that will help assemble and build that team so it won't be just a one-person shop. You'll have somebody working on Small Business, you'll have somebody working on Neighborhood Sector planning and almost being a neighborhood coordinator, looking out for activities in the neighborhood and how to create that synergy, connecting people with resources, etc. So we would, in essence, assemble a team of folks that that will be their sole and primary focus is economic development engagement and really helping brand the economic and business environment here in the City of Riviera Beach.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

COUNCILPERSON PARDO: Okay. So you're just reclassifying. We're not going out and hiring someone new?

CITY MANAGER EVANS: That is correct.

COUNCILPERSON PARDO: And then firing -- okay.

CITY MANAGER EVANS: Yeah. That is --

CHAIRPERSON MILLER-ANDERSON: Go ahead, Miss Davis Johnson.

CHAIR PRO TEM DAVIS JOHNSON: So I'm a little confused. Because we've had a deputy city manager who has been instrumental in economic development initiatives and the growing of industry in our city. So why would we not continue to utilize that deputy city manager in that capacity? He's known in the industry, known throughout the chambers, has the relationship. So why are we making that sort of change when that would -- keeping him in that capacity would -- it would allow us for continuity and consistency? So can you give me the rationale with that?

CITY MANAGER EVANS: Yes, absolutely. Currently in the way in which the organization is structured the deputy city manager in some of the organizational chart doesn't have department directors reporting directly to them. And I need that person to assist in the day-to-day operational aspects of the city. So by allowing for that Office of

Economic Development or that Economic Development Division, that will be their sole purpose and the city manager and deputy city manager will work primarily on the day-to-day operational and functions of the organization. Because there is some departments that it's there as far as dotted-line authority but not necessarily direct approach.

CHAIR PRO TEM DAVIS JOHNSON: Correct me if I'm wrong. He may not have -- I -- I think in the current capacity the deputy has divisions that report.

CITY MANAGER EVANS: Correct.

CHAIR PRO TEM DAVIS JOHNSON: So you want more direct department --

CITY MANAGER EVANS: What -- yes. What we would do is there's certain departments that we would end up splitting what the responsibilities would be. Certain departments would report directly to the city manager. Certain departments would report directly to the deputy city manager.

CHAIR PRO TEM DAVIS JOHNSON: Well, you're changing the deputy city manager title to an assistant city manager.

CITY MANAGER EVANS: That --

CHAIR PRO TEM DAVIS JOHNSON: So are you maintaining it or are you -- you -- are you changing it?

CITY MANAGER EVANS: -- it's -- it's -- it's the same. It's just a title change.

CHAIR PRO TEM DAVIS JOHNSON: So semantics?

CITY MANAGER EVANS: Yeah. Because in most cases when you do have a deputy city manager it's where you have a city manager, a deputy city manager and assistant to the city manager. That's when you have seen in most cases where you have that deputy and I've moved those deputy positions to public safety exclusively. And so it would be an assistant consistent with industry norms.

CHAIR PRO TEM DAVIS JOHNSON: So this is just a title change, not a --

CITY MANAGER EVANS: That is correct.

CHAIR PRO TEM DAVIS JOHNSON: -- not a pay change, not a demotion?

CITY MANAGER EVANS: That is correct.

CHAIR PRO TEM DAVIS JOHNSON: You are restructuring. You will place now departments under the former deputy, now assistant city manager. But I do believe that Economic Development, based on the experience and what he has brought to the table - I believe that Economic Development should be placed there because he has been successful with industry. So I would like for us to suggest that there's some consideration

given to that when we think about the restructuring and -- and moving around.

CITY MANAGER EVANS: With respect to the deputy city manager and the roles of the deputy city manager, it would all be encompassed in City Administration. So it would be a department where, in essence, I would be the department director. The assistant city manager would be the assistant director. So there is going to be that authority and that collaboration with the Office of Economic Development. So it's in the same structure with respect to who it reports to. You know, we can certainly make that accommodation. It's --

CHAIR PRO TEM DAVIS JOHNSON: I -- I mean, I understand that it's under the confines of City Administration. I'm just thinking in terms of relationship and information and institutional information and knowledge and how we can build upon that, because it couldn't make sense to me to have someone to come in who has not been involved with industry and that does not have the relationship with industry to come in and kind of have to start afresh as opposed to utilizing the services of our assistant city manager in that vein. That's my vantage point.

CITY MANAGER EVANS: Okay.

COUNCILPERSON PARDO: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON PARDO: Right. And I feel the same way. But didn't you just say that the assistant city managers that we have in place right now, their titles will change but they will stay with the organization, correct?

CITY MANAGER EVANS: The -- the assistant to the city manager, his position will stay -- it -- it will change to Economic Development Manager.

COUNCILPERSON PARDO: Okay. Well, and then what about the other individual?

CITY MANAGER EVANS: The assistant -- the deputy city manager, the title would be -

COUNCILPERSON PARDO: Right. Okay. Okay. So don't we have two assistant city managers right now?

CITY MANAGER EVANS: You have a deputy city manager and you have an assistant to the city manager.

COUNCILPERSON PARDO: Okay. So can we just -- can you tell me who they are?

CITY MANAGER EVANS: The deputy city manager is Mr. Jones. The assistant to the city manager is Mr. Perry.

COUNCILPERSON PARDO: Okay. So then the deputy will change to the assistant and

then the other one will be the Economic Development?

CITY MANAGER EVANS: Manager, correct.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

CHAIR PRO TEM DAVIS JOHNSON: Why are -- why, then, are we not -- why are we creating it as a management position as opposed to a department? Because that's a large -- that's a large undertaking when you're talking about the economic development of the city. Because we want to recruit industry. We want to retain industry. We want to expand industry. So why are we minimizing it to a manager and not a director of an overall --

CITY MANAGER EVANS: We -- since this is the first time we are creating an Office of - of Economic Development, we wanted to take an opportunity to look at what the structure -- what's the best structure, have an opportunity to see it grow, what its focus is going to be primarily and then move forward accordingly. We already have two departments that we're -- or two divisions that we're looking to make actual full departments. Information Technology and the Library. So adding another department at this particular time we said, Well, it's probably better for us to establish the framework and the responsibilities of that division and then from there look to grow and then make a determination if it's more suitable to be able to provide -- for it to be a spinoff department.

CHAIR PRO TEM DAVIS JOHNSON: I think we need to really take a look another what the intent is with the creation of Economic Development and the reclassification and title changes for our leadership. Naturally we don't need to be top heavy as we are in some places. But I believe that we need to make sure that we are strategic in the creation and placement of the staff with the experience and institutional knowledge that they have to benefit us as an organization.

CHAIRPERSON MILLER-ANDERSON: Okay. So you want him to come back with some information, maybe give us a few suggestions on what you would look to see so that we can kind of move on?

CHAIR PRO TEM DAVIS JOHNSON: Well, and I'd like to see -- well, you know, if we're going to discuss it we're going to discuss it. You know, and I don't want to just gloss over it or move really quickly, but what probably would have been beneficial is an organizational chart to take a look at how you're proposing to reorganization the city and how you're planning to place departments under the new title -- the newly titled deputy and what the Economic Development Office will look like in its structure. So I would request -- and if my colleagues are in agreement -- that we see a type of organizational chart even if it's in its infancy stages so that I can have a good understanding of where we're going and what the direction really is.

CHAIRPERSON MILLER-ANDERSON: Okay. Yeah, I agree with that. That's fine.

COUNCILPERSON HUBBARD: That's fine.

COUNCILPERSON PARDO: I'm good with that.

CITY MANAGER EVANS: And -- and we -- and when we do our organization charts we put it by function so we can -- it would show not necessarily -- it'll show the city manager, the deputy city manager, but then it would show, you know, the Office of, you know, Economic Development so it would show, you know, that.

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

CITY MANAGER EVANS: So we can -- we can do that. We've already been working on that.

CHAIR PRO TEM DAVIS JOHNSON: Okay.

COUNCILPERSON HUBBARD: Miss -- Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON HUBBARD: Mr. Manager, two other things that jump out to me on the list here, transfer in one office assistant senior position from Legislative?

CHAIRPERSON MILLER-ANDERSON: He hasn't gotten to that part yet.

COUNCILPERSON HUBBARD: Oh.

CHAIRPERSON MILLER-ANDERSON: I mean, here, you --

COUNCILPERSON HUBBARD: I thought you wanted to move on and you were leaving this page.

CHAIRPERSON MILLER-ANDERSON: Well, I thought he was going to finish talking about the rest first and then --

COUNCILPERSON HUBBARD: Okay.

CITY MANAGER EVANS: Yeah.

CHAIRPERSON MILLER-ANDERSON: -- we can ask the questions.

COUNCILPERSON HUBBARD: Oh, okay. Well, let's go. Okay. I thought you wanted to move on.

CHAIRPERSON MILLER-ANDERSON: Well, we are. Once he move on down the list.

COUNCILPERSON HUBBARD: Down -- oh, move on down the list?

CHAIRPERSON MILLER-ANDERSON: Yeah.

COUNCILPERSON HUBBARD: Yes, ma'am.

CITY MANAGER EVANS: Okay. We would create a Communications and Marketing Division under City Administration responsible for Riviera Beach -- Beach TV, marketing communications and public relations. So that would be a standalone division that would be under City Administration. That would incorporate the -- the TV side as well as print media, publications, those types of things. We would really like to bolster up our presence as far as media and public relations, etc.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

CHAIR PRO TEM DAVIS JOHNSON: So when we talk about public relations and media, we have several contracts out or the ability to contract folks to do various graphics. Are you talking about bringing someone in that is going to be responsible for our graphics so that we can have a uniform branding?

CITY MANAGER EVANS: Yes. Yes. We would look for somebody to assist us with press releases, marketing collateral, speaking points, those types of things. So it would be a

full -- full-service communications and operations function that if there is any need from any of the elected officials, to be able to ask that department or the vision to go ahead and provide that, we would in fact do that now. To get this division up and running it is going to take some time but that's kind of what the -- the intent is for us to move in that direction.

CHAIR PRO TEM DAVIS JOHNSON: But we are -- we are talking about an employee and not a contractual relationship.

CITY MANAGER EVANS: Right. Right.

CHAIR PRO TEM DAVIS JOHNSON: I mean, I'm sure that until such time that the operation is fully engaged, we would still continue to utilize the services of individuals that design for us. But at that time that the office is up --

CITY MANAGER EVANS: Right. Yes.

CHAIR PRO TEM DAVIS JOHNSON: -- we'll discontinue that and that person that's coming aboard will be proficient?

CITY MANAGER EVANS: Right. Absolutely. We talked about the reclassification of the assistant to the city manager to the economic development manager. Reclassification of an office assistant position to an intergovernmental affairs specialist.

COUNCILPERSON PARDO: Okay.

CITY MANAGER EVANS: The --

COUNCILPERSON PARDO: So can you explain that one?

CITY MANAGER EVANS: Yes. This particular position and the -- the individual in this position has -- has a graduate degree, has worked on multiple projects and initiatives for their previous employer, has tracked housing initiatives from CDBG to SHIP. Has worked on many interlocal -- or many government projects and has served in -- in very complicated and complex processes in the City Manager's Office.

This particular position will be one that will work with the elected officials and city administration to accept -- to establish legislative priorities, to keep the council attuned to what's going on, whether it's on -- in Tallahassee, the school board, on the federal side, to get a real-time update on everything that's going on and looking to really work with our partner municipalities to find out how we can better utilize some synergies, economic -- economics to scale and work together to look for partnership opportunities.

So this -- this particular position would require an advanced degree, would require this person to be very well versed in -- in public speaking, very well versed in government relationships, under -- understanding the tenets of public administration so it is not going to be

a -- a junior staff person. It's going to be somebody that has the capabilities of being able to assist in tracking and monitoring some of the grants and to ensuring that they are executed appropriately and the granting agencies are informed in the appropriate fashion so we don't miss any more deadlines.

COUNCILPERSON PARDO: So will we be going out for that position?

CITY MANAGER EVANS: No. That would be an internal position that we would reclassify.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

CHAIR PRO TEM DAVIS JOHNSON: So you are coupling the duties and responsibilities of this intergovernmental affairs specialist with grants as well as tracking what's going on in Tallahassee, interacting. Is that what I'm understanding you to say?

CITY MANAGER EVANS: That is correct, yes.

COUNCILPERSON PARDO: So has this person been doing any of that?

CITY MANAGER EVANS: They have done this. They've been assisting as it -- right now they've been assisting the City Administrator's Office in projects and assignments and those things, but they have experience, extensive experience in CDBG, SHIP, a lot of the housing programs. And so they do have the ability and they have a -- a check sheet and

--

COUNCILPERSON PARDO: Okay. But they haven't been doing that for us while they've been here --

CITY MANAGER EVANS: They -- no, they have not been furnished the opportunity to do it for us.

COUNCILPERSON PARDO: -- for at least a year or two?

CITY MANAGER EVANS: No.

COUNCILPERSON PARDO: Uh-huh. Okay.

CHAIRPERSON MILLER-ANDERSON: All right. Anything else? All right. Go ahead.

CITY MANAGER EVANS: The next is current upgrade media specialist to senior media specialist. That is Mr. Walter and then create one new position and that would be a media assistance to assist in some of the promotional items that we have going on, video production and etc.

The next item is Change Deputy City Manager title to Assistant City Manager. This next is Delete one Public Relations/Media Manager Position. That position has remained vacant in the organization for quite some time. In conversations with the law enforcement team is that the public information as it relates to law enforcement will be handled by a sworn officer and that would be a duty that this would absorb. Walter and his team will assist in helping train those in executive management lead positions as well as the elected officials as being the spokespersons for any interaction with the media, so we will be the ones delivering the public message as opposed to having somebody that is a public relations or media manager. That would be something that would be absorbed internally.

The next item is Transfer out one Office Assistant Part-time Position to the Information Technology Division. Currently City Administration has a part-time position and for the need of tracking inventory, assisting with processing some of the paperwork and expediting work orders, we think it's appropriate to have the Office Assistant move over to the Information Technology Department. Next item is Transfer of one Office Assistant Senior Position from Legislative. That is the position that is currently in the City Manager's Office that helps to provide coverage for the Legislative Office.

What we would propose there is that we would still answer the phones and those types of things to provide coverage in the event that the office is not there. But they would actually be housed back in the City Manager's Office, because by us transferring out that one -- that full-time position we won't have anyone up front anymore in the Manager's Office.

COUNCILPERSON HUBBARD: So one of the vacancies that you're talking about or -- as you -- you know, positions that you say that we're going to delete that haven't been used or whatever, then maybe you can make one of those persons a -- an office to cover

the office assistant down in the -- to be an office assistant for the Legislative Office if you're going to take that position back upstairs. Because we have one person there now. One person -- that person will leave and go back up to your office. But if you have a vacancy with all the vacancies that have already been, you know -- they're already budgeted but it -- as opposed to deleting one of them, make one of them the office assistant -- I mean, fill it for our office. 'Cause what they're saying is that Legislative position that we use downstairs --

CHAIR PRO TEM DAVIS JOHNSON: Oh, I'm clear.

COUNCILPERSON HUBBARD: -- Lynn -- I was looking at --

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh. Oh, you're looking at Madam Chair?

COUNCILPERSON HUBBARD: Yeah.

CHAIR PRO TEM DAVIS JOHNSON: Sorry.

COUNCILPERSON HUBBARD: That was you. That -- that came out of their office and they just put -- put her down there. But if you want her back, you gotta give us some -- some -- one of these vacant positions.

CHAIRPERSON MILLER-ANDERSON: But you said that she would still be answering the phones for us but she would just be upstairs, right?

CITY MANAGER EVANS: Uh-huh.

CHAIRPERSON MILLER-ANDERSON: So if she --

COUNCILPERSON HUBBARD: Well, we have people that walk in.

CHAIR PRO TEM DAVIS JOHNSON: I want a presence.

CHAIRPERSON MILLER-ANDERSON: Do you want the person -- someone there?

CHAIR PRO TEM DAVIS JOHNSON: I -- I think that Council should have a presence. So if you want to -- if you want to take the position back and -- and take that position upstairs, have her provide support to your office and then give us an opportunity to identify an office assistant senior position to be responsible for Council. Because it -- it would seem unprofessional and unmanned to me to have a (unintelligible) office that does not have someone that can respond.

Because yes, our legislative assistants are in the office but remember, some of them are also on the second floor. So they may not readily get to our constituents and to the public when they come to visit the office. So perhaps you can go ahead, transfer out that position with the understanding that maybe this deleted position of Public Relations Media Manager can be reclassified down to an Office Assistant Senior and we'll identify an individual to cover the front desk of the Legislative Office.

CITY MANAGER EVANS: Would it -- would it be the pleasure of the council to have it as a full-time or part-time position?

CHAIR PRO TEM DAVIS JOHNSON: Full time.

COUNCILPERSON HUBBARD: Full time.

COUNCILPERSON PARDO: Me, full time.

CHAIR PRO TEM DAVIS JOHNSON: Full time.

CHAIRPERSON MILLER-ANDERSON: And what would the rules and responsibilities be at this point?

COUNCILPERSON HUBBARD: Well, right now Lynn orders supplies, you know, general supplies. She takes care of the things that are working or not working inside our suite. She -- I -- as you know, cover the front desk or if phones start ringing and one of our Legislative aides aren't there, it rings back to her and she can, you know, take a general message for us. So I -- I just think that it's more professional for us to have a -- a presence down there because if people come, they just expect somebody to be there even though our Legislative Assistants might be in the office doing something. But they would never know that there was anyone at the door looking for us.

COUNCILPERSON PARDO: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

COUNCILPERSON PARDO: Yeah. I don't think we need a senior person. I think you can -- you can just have a receptionist-type person down there.

CHAIR PRO TEM DAVIS JOHNSON: And that's fine.

COUNCILPERSON PARDO: Because our aides do, you know, all of our administrative stuff. And we just need somebody who is going to open the door when a resident comes and pick up that main line. Now, Lynn doesn't answer my phones. Either my aide answers them or it goes to voice mail. But I know some of our constituents do call that main Legislative number.

COUNCILPERSON HUBBARD: Uh-huh.

COUNCILPERSON PARDO: So -- and I don't know what else she's doing. You know, so we can have a person upstairs --

CHAIR PRO TEM DAVIS JOHNSON: I know what you're --

COUNCILPERSON PARDO: -- if supplies need to be ordered. I know for me my -- my aide orders my supplies.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

CHAIR PRO TEM DAVIS JOHNSON: I'm not a -- we can title it however. We -- we don't have to --

COUNCILPERSON PARDO: I just think --

CHAIR PRO TEM DAVIS JOHNSON: -- it doesn't need to -- you know, we need a presence. So if that is a receptionist, a clerk typist, a door keeper --

CHAIRPERSON MILLER-ANDERSON: Yeah.

CHAIR PRO TEM DAVIS JOHNSON: -- we want a presence.

COUNCILPERSON PARDO: Right.

COUNCILPERSON HUBBARD: And -- and you know, you want somebody with some limited skills. I mean, if you say that they aren't a senior office assistant, at the very least at -- an office assistant.

COUNCILPERSON PARDO: Right.

COUNCILPERSON HUBBARD: But again, I don't want to, I guess, just have someone that can only answer the phone and -- and -- and take notes -- messages, rather. But again, I just will agree with all -- you know, overall that we need someone down there.

CHAIRPERSON MILLER-ANDERSON: Okay.

CITY MANAGER EVANS: Okay. We'll make that modification if it's the pleasure of the council.

CHAIRPERSON MILLER-ANDERSON: Yeah, go ahead.

CITY MANAGER EVANS: Okay. Transfer Small Business Coordinator Position from the Purchasing Department to the Economic Development Division. They have a Small Business Coordinator. I think it's more suited to be under Economic Development than in the Purchasing Department. You have one Neighborhood Sector Plan Coordinator. Change that from Development Services to Economic Development. And then the last one I believe is Reclassification of an Executive Assistant vacant position to an Office Manager to assist in the management of the City Manager's -- or the City Administration and coordinate the duties and responsibilities of the executive aide of the City Manager currently. That position's been vacant and it's been hard-pressed for us to find anyone to fill that -- that position.

COUNCILPERSON HUBBARD: The -- the -- I guess my only concern with that is the title that -- of Senior Executive Assistant I guess right now that Dorothy Mitchell holds, if this is turned into an Office Manager position, this person would come in and be over her.

And I think that I -- I -- I think that that would be quite, one, unfair for the person -- for that position if it's an executive assistant -- personal executive assistant to the City Manager, then that's all well and fine. But that person to come in as the office manager and everybody in there will have to train that person to be the office manager. Especially when you have someone that has as many years, as much professionalism as she has. I -- I think that -- and the reason -- the only reason I called her name, because she is -- that's the only one in there with that title for -- as the Senior Executive Assistant. And that's what that would be, you know -- that's what that would be doing to that individual.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

CHAIR PRO TEM DAVIS JOHNSON: Would she not have the opportunity to apply for that position?

CITY MANAGER EVANS: Absolutely.

COUNCILPERSON HUBBARD: Well, at this time to -- to apply for that position and to have done that job as basically the office manager for all these -- all these years and then to bring someone in over a person, okay, I can see if it was a -- a person that was, you know -- that didn't know the Novus, that doesn't know the purchasing, that didn't know paying of invoices, that didn't know the legal side, the clerk side. If you had someone like that that -- that you're like, Hey, this person is real short on skills. They can't help. They can't write. They can't communicate. Well, then we need to get us an office manager with all of that.

I can see someone coming in as a -- as an -- I can see the manager hiring himself his own executive assistant or -- but to bring someone in as the office manager over someone who has served competently as the office manager for so long, I just think that it's a slap in the face and kind of degrading to -- to -- to the -- to -- to the person and to the -- to the office.

CHAIRPERSON MILLER-ANDERSON: I have a question. I have a question. So her position is a senior executive assistant? That's what it's titled as?

CITY MANAGER EVANS: I think it's just executive assistant.

CHAIRPERSON MILLER-ANDERSON: So we are talking about her? Is it -- this is not --

CHAIR PRO TEM DAVIS JOHNSON: No. There's a (unintelligible).

CITY MANAGER EVANS: No. This --

CHAIRPERSON MILLER-ANDERSON: Well, there's two executive assistant positions?

CITY MANAGER EVANS: (No audible response).

CHAIRPERSON MILLER-ANDERSON: And so only one is going to change into the office manager?

CITY MANAGER EVANS: The vacant one.

CHAIRPERSON MILLER-ANDERSON: The vacant -- the vacant one. Okay. So hers is not classified as senior executive assistant?

CITY MANAGER EVANS: Correct.

CHAIRPERSON MILLER-ANDERSON: Okay. 'Cause if that was the case then I would -- my question was going to be, Well, why wasn't that one going -- why wasn't that changing into the office manager position.

CITY MANAGER EVANS: 'Cause she --

CHAIRPERSON MILLER-ANDERSON: But -- so we have two executive assistant positions?

CITY MANAGER EVANS: Correct.

CHAIRPERSON MILLER-ANDERSON: And -- and so she would be able to apply for -- you'll just turn one of those into office manager. Have office manager and an executive assistant?

CITY MANAGER EVANS: (No audible response).

COUNCILPERSON HUBBARD: If the -- let me say this. If there was a desire to have her move up into the office manager position, it would not be listed as the vacant position as to office manager.

CHAIRPERSON MILLER-ANDERSON: Right. I understand that part.

COUNCILPERSON HUBBARD: Yeah.

CHAIRPERSON MILLER-ANDERSON: Yeah. 'Cause he said there's two. Uh-huh.

COUNCILPERSON HUBBARD: Yeah.

CHAIRPERSON MILLER-ANDERSON: So --

COUNCILPERSON HUBBARD: So it -- so the --

CHAIRPERSON MILLER-ANDERSON: -- the vacant one is being changed.

COUNCILPERSON HUBBARD: -- so the reason to apply and the need to apply, that -- that this -- the way it's listed negates that. That wasn't the intent in that. And I -- I'm -- you know, again, I'm -- I'm just talking about, you know, just -- just pure fairness. Pure -- I'm just talking about pure fairness.

CHAIRPERSON MILLER-ANDERSON: Is there a pay increase with this one here? Is - does the salary change?

COUNCILPERSON HUBBARD: Uh-huh.

CITY MANAGER EVANS: The -- the salary does change, yes. But I think the -- the incumbent in the executive assistant position still makes quite a bit more than the --

CHAIRPERSON MILLER-ANDERSON: More than that (unintelligible).

COUNCILPERSON HUBBARD: Uh-huh.

CITY MANAGER EVANS: -- than the office -- than the office manager would make.

CHAIRPERSON MILLER-ANDERSON: So if she was to apply and get that, she will stay at her rate or she would go down to what that position would --

CITY MANAGER EVANS: I believe organization policy, she stays at that rate.

CHAIRPERSON MILLER-ANDERSON: Okay.

CHAIR PRO TEM DAVIS JOHNSON: Well, I understand the -- the -- the issue of fairness but we -- you know, if the manager has determined that he -- he would like to have someone to oversee the overall management of the office, I -- is this from the clerical pool perspective or is this just the general operation?

CITY MANAGER EVANS: The -- the clerical pool perspective.

CHAIR PRO TEM DAVIS JOHNSON: I mean, how -- how do we -- I -- I -- I believe that Dorothy is -- is very competent and she -- you know, she has had some opportunities that -- that others have not necessarily had and she's moved on. There has to be a reason, you know, I -- I understand that you're coming in and you're wanting to create your team. I -- I understand that. And I would just say that -- and I want to be diplomatic about this. But I -- I would just say that we should give you the opportunity to create that position and to operate in a manner that is going to be professionally sound and fiscally responsible. I don't think that there is an intent to overlook Miss Mitchell. I think that everything that we do should be fair and -- and competitive. We talk from this dais, from this chair about equity and about being inclusive, and if we continuously just align ourselves with those that are in place, there is no real equity.

There appears to be, as we've discussed before, you know, positions of being favorite, you know -- playing favorites or just staying in the same vein. So if we're talking about equity and moving, then let's create real equity, opportunity, access to opportunity. So I'm not opposed to it. I -- I would say that Miss Mitchell would have an opportunity to compete. We don't know who we're going to get, what we're going to get, because I believe that you were challenged to get an -- an assistant when you advertised the position.

CITY MANAGER EVANS: We -- we've opened it up twice and --

COUNCILPERSON HUBBARD: Well, Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON HUBBARD: I -- I -- I can see how the councilwoman can try to tie equity into this. And -- and it -- because that is what I champion. But what I'm championing here, there was a -- just -- you made the example, Madam Councilwoman, with the deputy that we have in place. Why, with all the knowledge, the historical data, why would he want to go out and move that position and bring someone in. And when you -- you challenged, you know, that on that vein, this is the same vein in which I'm saying.

The -- the City -- the City Manager is definitely entitled to have his own personal executive assistant. But I think for, you know -- I just -- I think that it's -- it's -- I think that it's just -- it just kills the -- for me the morale and the spirit of -- of fairness to do that. If you have a person that was incompetent or -- or -- or one that -- that -- that was not working in, you know -- working well or it -- to bring someone in I -- I -- I take the same things in the same content from the same vein that you were saying for the -- for the deputy city manager with the historical data and the -- the knowledge. And to -- to -- to do that I think is -- to do that would take me back to challenge so many other things that we -- that we've talked about in here and bringing and putting people in places -- then, you know, that cause me to go back and look through a lot of the stuff that we've done if we're going to do something like this. I thought, you know, this is -- this is disheartening to me.

CHAIR PRO TEM DAVIS JOHNSON: Okay.

COUNCILPERSON HUBBARD: I -- I just don't like it.

CHAIR PRO TEM DAVIS JOHNSON: Okay. And --

COUNCILPERSON HUBBARD: Because it's not fair to her. I don't want anybody --

CHAIR PRO TEM DAVIS JOHNSON: It's not --

COUNCILPERSON HUBBARD: -- coming in over her, bossing her, being in charge of her when she works well. We done had 106 city managers, and she has served each and every one of them well. And you can go dig them up and find them up, and they'll tell you -- tell you, you know, of -- of what she has done and how she works. And she's even worked for Mr. DeGraffenreidt before and he can tell you.

CHAIR PRO TEM DAVIS JOHNSON: Councilwoman Hubbard, I am not trying to change courses. But let's talk about this. Because how -- how then would you explain that she is going to serve as Office Manager. She does work for you on the Legislative side. How -- how -- how is -- where is the fairness in that and where is the opportunity for someone else? You're -- you're talking about her being -- and -- and I'm sorry that the name has

been mentioned and we're having this public discussion, but -- but she's -- she has opportunities and she's growing. She has -- she -- she's not been stagnant because she has -- she has received increases. She has continued to work. So I'm -- I'm not understanding where when -- when we talk about the fairness and morale, if there is an opportunity for someone else to come in and to grow as she has, where is the fairness in that?

COUNCILPERSON HUBBARD: Let them come in. Let them come in. Let them come in and grow. And yes, she -- she does stuff to -- to help me with the -- with the -- the finance and the financial piece and the requisition, because most of the aides that I have had have not the knowledge of how to do the requisition. So I go -- I went up and I asked her and at that time Miss Jones was there. And Miss Jones say, "Yes, you can help her with -- with -- with that financial piece."

CHAIR PRO TEM DAVIS JOHNSON: But she's been compensated to do that.

COUNCILPERSON HUBBARD: And she has -- and she -- and -- and she's willing -- willing -- was willing -- willing to do that. And that's fine. But I'm not saying don't give anybody an opportunity. I'm saying bring them in. Give them an opportunity. Let them grow. But let them do just that. Grow. But as the office manager, I think it's a slap in the face. It's almost like, Hey, we, like -- like you -- like you want her to quit, you know?

CHAIR PRO TEM DAVIS JOHNSON: No, not at all.

COUNCILPERSON HUBBARD: If you want her to quit --

CHAIR PRO TEM DAVIS JOHNSON: I -- no, no, no, no. Now, that's a stretch because that's not at all --

COUNCILPERSON HUBBARD: That's what I would do.

CHAIR PRO TEM DAVIS JOHNSON: -- that's not at all what I -- what I --

COUNCILPERSON HUBBARD: That's what I would do.

CHAIR PRO TEM DAVIS JOHNSON: -- was suggesting. So I think that we need to make sure that we --

COUNCILPERSON HUBBARD: I would quit.

CHAIR PRO TEM DAVIS JOHNSON: Well, I -- I don't -- that's not my nature and I wouldn't think in terms of that because it is not as if in her current capacity she is not enjoying benefits and -- and salary so --

COUNCILPERSON HUBBARD: That's not it. That's not --

CHAIR PRO TEM DAVIS JOHNSON: No, that's not (unintelligible).

COUNCILPERSON HUBBARD: -- (unintelligible).

CHAIRPERSON MILLER-ANDERSON: Ladies, ladies, point of order. Point of order.

COUNCILPERSON HUBBARD: Mine is (unintelligible) point.

CHAIRPERSON MILLER-ANDERSON: Okay. Can we just -- I -- I know we can -- we probably can go back and forth with this for another hour. Can we give -- just give some sort of direction, and we can bring this back so that we can continue to go on? I don't know that we're going to come to a conclusion because you both feel very strongly about your points. So if we could just put the item to Mr. Manager. He can come back with it. You've had a chance to talk about it, think about it, sleep on it, whatever you'd like to do with it, and then we can come back and readdress this once we get through the others. 'Cause I don't think we're going to settle this at the moment.

CITY MANAGER EVANS: Madam -- Madam Chair, if I may, I -- I will -- I will concede and hire for an executive assistant for the position just with the understanding that there may be an item that I have to bring to the council to go over that 10 percent threshold that is articulated in the charter, because I'm not getting the caliber of candidates necessary to be able to fulfill that role. So I -- I will concede and continue to look for an executive assistant for the purposes of moving this discussion forward and -- and --

CHAIR PRO TEM DAVIS JOHNSON: So be it.

CITY MANAGER EVANS: -- getting through -- getting through the budget process.

CHAIRPERSON MILLER-ANDERSON: Okay. Thank you.

CITY MANAGER EVANS: I think that's it for the City Manager's. Next is the Information Technology Department. We're looking to remove the Information Technology Department under -- from underneath Finance and establish a position as the chief informational officer who is, in essence, the IT director. We're looking to reclassify a systems administrator to a network administrator and then we have a transfer of the IT specialist from police over to IT. That transfer would not occur until the chief informational officer is on board to ensure that the police services still remains intact and operational. But then when the new information technology officer -- he will work with law enforcement to make sure that the level of services is continuously provided and that there's no mishaps or any issues with respect to the -- the technology aspect. So that will happen as a phased approach, also. We --

COUNCILPERSON PARDO: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

COUNCILPERSON PARDO: Okay. So I just want to make sure. When we move that person from the police department so they will continue to work only on the police stuff?

CITY MANAGER EVANS: Correct. Correct. But they wouldn't -- they will not be in the

police department budget. They will be in the IT Department budget because there's some opportunities for additional training and understanding and in the perfect world we want everyone to be able to assist one another with respect to the services that are being provided. So, yeah, they would still work exclusively for the police department.

COUNCILPERSON PARDO: The police department. All right.

CITY MANAGER EVANS: Transfer out one office assistant part-time from City Administration -- we mentioned this earlier -- to assist with -- with the IT operation and establishing an internal service fund for information technology functions, and the Finance Director can provide some -- some insight on that, what that is.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Yeah. That -- that really is more of just an accounting function. IT is -- is sort of like the risk manager where they encompass more than just the general fund. And right now the IT budget is only in the general fund. So what this allows us to do is segregate those costs and then be able to actually account for the fact that they deal with the Utility District. They deal with, you know, the Marina or whatever. And actually, again, get a better accounting of what those services are. So it doesn't cost us anymore. It's just an accounting.

CITY MANAGER EVANS: The next is Finance and Administrative Services. Establishment of two departments. Of course, Information Technology and the Library is their own independent department. I think Mr. Sherman just got a note so --

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Yeah. Karen wants me to use my own microphone.

CITY MANAGER EVANS: Oh, okay. We have -- delineating two -- taking two divisions or what have you or departments that were under Finance and making them their own standalone departments. IT and the Library. Also we want to look to create three new positions in the IT -- or in the Finance Department. Fiscal services manager, senior accountant and executive assistant. I believe out of all the departments only two departments do not have an executive assistant. The senior accountant and the fiscal services manager, fiscal services manager would focus primarily, I think, on -- on budget and capital and -- and managing some of the debt issuance and those types of things.

And it also is a grooming opportunity for, you know -- to move up in the organization, whether it's in assistant finance director or finance director, those types of things. So it would, in essence, be the number three position in the organization. And then the senior accountant position to assist with some of the day-to-day payables, receivables, etc. Did I miss anything, Mr. Sherman?

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

COUNCILPERSON PARDO: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Miss Davis Johnson and then Miss Pardo.

CITY MANAGER EVANS: It's you now.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: It's me now. I got my own mike.

CHAIR PRO TEM DAVIS JOHNSON: So what's your -- what's your current staffing complement? You don't have any positions that are currently in your complement that -- with the -- with the exception of the executive assistant, that could be reclassified to perform the services as opposed to creating these new positions?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: We're actually looking at taking on -- even though we're -- we're spinning off IT and we're spinning off the Library, we're actually looking at taking on more financial responsibilities. When we go into things like the Penny Sales Tax, there's a lot of reporting that goes along with that. We're looking at implementing the ERP. That's a four-year project that takes a lot of staff time.

I'm looking, as the Manager said, to -- to build a little bit deeper bench. On the accounting side it's really myself, Miss Hoskins and then we have six people. I have one that does payroll, one that does accounts payable, one that does grants, and I don't have that -- that depth and backup to be able to cover for other people. So as I start pulling people off to deal with these other projects and -- and again, taking on more responsibilities, you know -- I'll tell you, financing that City Hall complex, that's hours and hours upon end of -- of time that'll be handled at this level. But then you have to have the -- the depth to go below.

So while some of the people certainly are eligible to apply for those jobs and I think we have some in-house to be able to grow into -- for the manager and move up into the senior level. And again, and that allows us to bring people in and -- and train them. Again, we're looking at, you know, being able to -- to develop a team and -- and build a transition plan as -- as people move out. You gotta keep in mind, people in the DROP, and again, to build that bench and be able to grow.

CHAIR PRO TEM DAVIS JOHNSON: Do you have folks that are currently in the DROP in your --

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: I -- I do.

CHAIR PRO TEM DAVIS JOHNSON: How many?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: On the Finance side alone it's three of the seven.

CHAIR PRO TEM DAVIS JOHNSON: Are there any remaining departments or divisions under Finance and Administration?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: No. We would be left with the Utility Billing and Customer Service, and then I have the Treasury

Division which oversees the business tax and the -- and the cash collections, and then that'd be the examination finance.

CHAIR PRO TEM DAVIS JOHNSON: And Business Tax Receipt, isn't that up in Community Development?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: We actually have -- we take the applications and then we funnel it out to the departments. So we take the applications, the cash. And then once the licensing is approved we actually issue the license. So it's really more of the administrative side of it and they do the compliance side in the other departments.

CHAIRPERSON MILLER-ANDERSON: Miss Pardo?

COUNCILPERSON PARDO: Okay. So Mr. Sherman, if we brought the CRA finances over to the -- over to your department, how would that affect you and your staff?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Well, yeah. And it's -- you know, there's a lot of work over at the CRA. I mean, not only do they have the capital project but they obviously have their own operating budgets. CRA coming over with a \$7 million budget makes it like our third or fourth largest department that we'd -- we'd actually be adding.

And as you know, the CRA has its own reporting requirements that we would now obviously have to address, as well. They bring in their own debt that we now would be administering, additional people on payroll. But again, it's like another department. I -- a separate audit, you know, again that we would have to do. So -- so this is actually part of what we were looking to do here is, again, add those extra positions so when the CRA -- should the CRA come forward, we'd actually be able to, you know, absorb that, as well.

COUNCILPERSON PARDO: Okay, fine. So if we did decide to bring it in, you would be okay. As long as we funded these positions you would be okay?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Oh, yeah. Nothing -- nothing over and above this. Right. Correct.

COUNCILPERSON PARDO: Okay, fine. Thank you.

CHAIRPERSON MILLER-ANDERSON: Okay.

COUNCILPERSON HUBBARD: Miss -- Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON HUBBARD: Okay. I -- I hope that we have along, in-depth talk about bringing over the CRA activities prior to just glossing over that and making it, you know, a done deal. But we -- with the three -- if you brought the CRA activities over there, they have positions over there, accounting and finance people. Would you be expected to

bring them over, as well? Have -- is -- is that in your account?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: No. They would not be added to our complement. This would be the only additions to the complement, which obviously if we're promoting from within, you know, create positions, then again, they could possibly fill --

COUNCILPERSON HUBBARD: Right. With those people.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: -- with those people.

COUNCILPERSON HUBBARD: Gotcha. Okay. But, yes, I definitely want us to, you know, have a -- not at this time. Definitely not at this time. A --

CHAIR PRO TEM DAVIS JOHNSON: It's only --

COUNCILPERSON HUBBARD: Huh?

CHAIR PRO TEM DAVIS JOHNSON: It's only --

COUNCILPERSON HUBBARD: Oh, gosh. Well, we could do what we do, then. The -- you know, a real discussion, but I -- because I don't think we have enough data or outside information to make that decision today. But I understand it is on here and, you know, we can -- we'll definitely have that discussion. Okay. I see. And Mr. Sherman, remember you -- you brought in two people -- you -- the compliance auditor and then you brought in the contract manager? Did he go to Purchasing?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: The -- the contract administrator is under Purchasing.

COUNCILPERSON HUBBARD: He went to Purchasing.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: We brought in two part-timers last year to do business tax -- assist in the business tax collections. That's not what you're referring to?

COUNCILPERSON HUBBARD: No.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: The external -- the internal auditor? That's under the --

COUNCILPERSON HUBBARD: Uh-huh.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: -- City Manager's Office.

COUNCILPERSON HUBBARD: That's under the City's Manager's Office?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Yeah. That's not -- yeah. There'd be a conflict if it was under Finance. It's under --

COUNCILPERSON HUBBARD: It's not under you now?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: No. It's under the City Manager.

COUNCILPERSON HUBBARD: Okay. Okay. All right. Thank you.

CITY MANAGER EVANS: Okay. Moving on to the City Clerk's Office. We are proposing transferring the clerk functions -- or the courier functions from Purchasing over to the City Clerk's Office. That is pretty consistent amongst other government agency that that happens. On the Legal side we want to centralize the management of all legal matters including external counsel into the City's Legal Department.

In the past we've had it in multiple budgets and so we want to, per the charter, the -- the city attorney has the opportunity to contract out for legal services and manage those different things. So we're putting that -- the appropriate funding in the city attorney's budget to be able to handle those things and manage those contracts with whichever -- ever law firm is representing the City on whatever issue that may be. On Purchasing, we are changing the name of the department from Purchasing to Procurement.

Transferring out the courier position to the City Clerk's Office like previously stated and transferring out the Small Business Coordinator position to Economic Development. Human Resources, we're creating an assistant human resources director. That will be an employment attorney. This will reduce funding for outside counsel. They will be the sole individual responsible for any employment actions, providing us updates with respect to any changes on state and federal law. They will be the City's chief labor negotiator. And when we looked at the math it made sense for us to go forward and secure this type of skill set to serve in that type of capacity in the organization. And there will be some efficiencies as well as some potential cost savings associated with that. They will only handle the employment side. Anything outside of that will still go to the city attorney to handle.

COUNCILPERSON HUBBARD: Mr. -- Mrs. -- Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Uh-huh. Uh-huh.

COUNCILPERSON HUBBARD: Mr. Manager, two questions. One on your previous page under the City Clerk's Office. The City Clerk's Office had a lot of vacancies and were -- are we filling in -- are we funding any of those positions so that they can hire for those vacancies in there? 'Cause they're really short-staffed in there.

CITY MANAGER EVANS: They -- they have one vacancy, I believe, at this point. But they have filled the other vacancies that they've had.

COUNCILPERSON HUBBARD: Okay. Let me rephrase that. It was, you know -- at first

I think they had about nine -- Miss -- Miss Jackie, help me with the numbers -- people that used to be in the Clerk's Office and then it dwindled down and dwindled down and dwindled down. So I know that they had one position that -- out of the dwindling down, but there was other, you know, positions that were needed. So what I'm saying is they're short-staffed in there even with that one vacancy. So I'm hoping that we, you know, at least give them the two -- you know, at least two positions, you know, in -- in that -- in that office.

CITY MANAGER EVANS: I -- I would prefer if it is the pleasure of the council to -- to monitor the functions of that department and see how that one additional personnel integrates into the operation, and then in the event that there is still a -- an exorbitant amount of work, then we can look to come back to the council and -- and request an additional position.

COUNCILPERSON HUBBARD: That one person, Miss Thomas, she just recently left so we knew -- we -- you know, we know it's not like she, you know, had been gone a very long time. They -- they were still overburdened at that time. But I guess it's for them to come to you and speak up and let you know, you know, what -- what the deal is so -- especially this time we're in the budget and to show how there -- there is a need to go ahead and fill her position and to, you know -- if they truly need another position they should come to you and make the case that -- that they really do. The other thing down --

CHAIRPERSON MILLER-ANDERSON: Well, can I just interject? The -- how many people, when you were -- you were talking about they had more that -- was there a higher number at some point? Anybody that's been here for a while?

COUNCILPERSON PARDO: I have not --

DEPUTY CITY CLERK BURGESS: There was approximately eight or nine when I started in '95.

CHAIRPERSON MILLER-ANDERSON: And when was the -- when did you get -- so how long have we been without nine?

DEPUTY CITY CLERK BURGESS: Way before Miss Ward left. Maybe about a year before Miss Ward left it went under nine.

CHAIRPERSON MILLER-ANDERSON: Okay. That was just a couple of -- couple of years ago. Maybe three years ago?

COUNCILPERSON HUBBARD: She left about four years ago now.

CHAIRPERSON MILLER-ANDERSON: She left about two -- two years ago.

DEPUTY CITY CLERK BURGESS: Yes.

CITY MANAGER EVANS: But -- but we're also looking at some automated processes

that should be able to assist in --

COUNCILPERSON PARDO: Right.

CITY MANAGER EVANS: -- managing the staff load and some of the things that the Clerk's Office is responsible for. So we're going to utilize technology hopefully to be able to accommodate the staff shortage and see where that takes us.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Okay. She -- Miss Hubbard had -- was trying to finish up something, then you can come.

COUNCILPERSON HUBBARD: In the -- you said the only labor negotiator would be the internal attorney?

CITY MANAGER EVANS: (Nods head).

COUNCILPERSON HUBBARD: So, like, when we have our labor hearings with fire and police, we would do that from an internal position?

CITY MANAGER EVANS: Correct.

COUNCILPERSON HUBBARD: What -- okay. So our outside negotiator that we have now, we would no longer be using his services?

CITY MANAGER EVANS: We would not be utilizing the services of our outside counsel unless there's something that that particular individual cannot handle. But our intent is to have them as the chief labor negotiator for all union contracts as well as, you know, reviewing any disciplinary actions, personnel actions, those types of things. We figure that we would at least have them 50 weeks a year. They would be able to interpret the contract 'cause they're the ones negotiating it, and we would get a better level of service. In the event that we needed some additional support, we can then coordinate with the City Attorney's Office to, in fact, contract out with another entity. But our -- our intent is to have that in house.

COUNCILPERSON PARDO: Smart.

COUNCILPERSON HUBBARD: Worth thinking about. Definitely worth thinking about. Okay.

CHAIRPERSON MILLER-ANDERSON: That's it? Or you want to come back, Miss -- you're done?

COUNCILPERSON HUBBARD: Yeah.

CHAIRPERSON MILLER-ANDERSON: Okay. Go ahead, Miss Davis Johnson.

CHAIR PRO TEM DAVIS JOHNSON: Thank you, Madam Chair. Mr. City Manager,

when you met with the clerk did she not discuss any potential needs or did she not discuss positions that were vacant or positions that were needed with you to talk about the complement of the Clerk's Office?

CITY MANAGER EVANS: We had conversations about the senior staff assistant and I think there was discussions about another position. But there was -- every department asked for multiple positions and we decided to kind of make sure that we don't overextend the budget and make sure that we see what the complement of the work is as it relates to city operations now before we continue to add positions. And I didn't think it was prudent to add a position when there is still a position that's vacant. And I don't know what the workload or the capacity is of that particular operation and how that person can assist in managing some of those things. But multiple departments asked for some positions so we had to make some modifications and changes to come in with a balanced budget.

CHAIR PRO TEM DAVIS JOHNSON: Well, I'm just thinking in terms of the -- the importance of the Clerk's Office and what we actually do and what actually comes out of there. I would think that that -- if there was a need, then certainly that should have been brought forward. There probably are some other positions that are included in here that we may have been able to swap out. But I would have liked to have seen the positions - - because I'm sure you did a supplemental budget for positions? Did you do that in the process of creating this, the budget?

CITY MANAGER EVANS: We -- we had an original budget proposal and then we refined it. So there's -- there's two documents that we've been working off of. This is the one that we've decided to bring forward to the council for consideration.

CHAIR PRO TEM DAVIS JOHNSON: Okay. So the one that you were working from that showed the requests of the various positions -- and I know it's within your purview to deny or approve supplemental positions, but I'm just thinking, given -- given the nature of what the clerk is charged with performing, that a greater consideration should have been given to that.

CITY MANAGER EVANS: And -- and the -- last year the Clerk's Office did not request a position and they were given a position.

CHAIR PRO TEM DAVIS JOHNSON: Correct.

CITY MANAGER EVANS: And so that position, I believe, is still -- is the position that --

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: That's the one that's been vacant.

CITY MANAGER EVANS: -- that -- that's the one --

COUNCILPERSON PARDO: Yeah.

CITY MANAGER EVANS: -- that's still vacant.

CHAIR PRO TEM DAVIS JOHNSON: Okay.

CITY MANAGER EVANS: So I thought, let's fill that position, see if there's a demand or if there's a need, and from that point we can make a -- a good business decision as to what the workload -- but plus, we're looking at some innovative ways to be able to utilize technology that should be able to manage the work process a lot more efficiently than we do now.

CHAIR PRO TEM DAVIS JOHNSON: Okay. I just wanted to know if you had the discussion and if the Clerk -- you know, we -- we can -- we can sit and discuss all day long. But if the Clerk doesn't make the request known and the -- you know, the seriousness of the request, then we can't certainly expect, you know, that we would champion it. Because if she is operating in a capacity now --

COUNCILPERSON HUBBARD: And you know, it's -- Madam Councilwoman, Madam Chair, the -- the position last year, I remember, it was a part-time position. She didn't request it for it -- to advance it to a full-time. And we as a board agreed to turn that part-time position into a full-time position. And subsequently Miss Hall got that as a full-time position.

So I'm hoping -- and it's -- and -- and -- and you're right, it's incumbent upon the clerk to state the case, and with the modernization that's coming to the Clerk's Office, it may very well be -- they may very well suffice with fill -- the fill-in of that one position. Then if not it -- I'm sure it will show itself.

CITY MANAGER EVANS: We were at Human Resources. We reduced funding for outside attorney and delete one training coordinator position. The intent behind that is one, there's an opportunity for a contract with a training firm, but also with the in-house counsel to assist in labor issues that there will be additional capacity in the Human Resources Department to provide the in-service training that is necessary to keep our employees current with respect to their CEUs and certifications and things that are related to their job duties and responsibilities.

CHAIR PRO TEM DAVIS JOHNSON: Well -- Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

CHAIR PRO TEM DAVIS JOHNSON: -- if we're deleting -- if we are considering the deletion of a training coordinator position but yet thinking about going to an outside agency to provide this training, what's the cost? What -- what -- give -- give me the -- give me the difference in cost for having a person in house, staff with their salary and benefits, versus a contractual relationship with an outside agency.

CITY MANAGER EVANS: Mr. Davis can probably provide some information as it relates to the -- the cost for the training. But I can tell you we have a slide here where we talk about the hidden paycheck. And when we look at an employee's billable rate, but then we look at all the ancillary benefits associated with it, eight out of 10 times it's cheaper for us to contract out for that service as opposed to hiring somebody to do that. But Mr.

Davis can speak specifically to a training consulting 'cause that's one of the things he's requesting for as part of the fiscal year 2007 budget -- or '17 budget. That should be coming to council, I think, at any particular meeting. So --

COUNCILPERSON HUBBARD: Miss -- can I add a question to that so he can answer it when he gets up here? The training coordinator, is that the person that has provided the testing for the various positions that persons apply for here throughout the city?

CITY MANAGER EVANS: And -- and it's vacant.

HUMAN RESOURCES DIRECTOR DAVIS: Bruce Davis, Human Resources Director. In this case we're talking about a training coordinator position that has not been filled. We were asking for a training coordinator to help us when we -- as you know, we're working on a program that's going to give us stability to create a comprehensive training and development program for all employees. That will also lead to a -- a succession plan, none of which we have in place now. When we decided that we would get the Assistant Director of Human Resources and that person would be an attorney that gave us the opportunity to shift responsibilities. Because we can take all of the labor-related responsibilities, shift them to this position.

That opened up at my HR administrator's position, which I have two, the opportunity to do more training and development and coaching. At the same time it's -- in establishing our training curriculum and our strategy, we were going to have a consultant come in this year. We're bringing that to council at the -- I think two meetings out. Because we're trying to -- we're having some location problems.

CITY MANAGER EVANS: Yeah.

HUMAN RESOURCES DIRECTOR DAVIS: But establishing the Assistant Director as a labor attorney means that we don't have to have the outside attorneys that they're our chief negotiators and they handle all of our employment issues. And as you know, we have four unions. So we have quite a substantial outside attorneys' budget. That budget will be reduced probably about 70 -- about 70 percent by have -- being able to bring it in house. So between having the attorney skill in house that we need for our labor relations and our -- also to have him handle our grievance process. Then that opens up more coaching and counseling that -- that can be done at our administrative level which eliminated the need for us to have a training coordinator on our staff.

COUNCILPERSON HUBBARD: So what kind of training does this training coordinator or consultant do?

HUMAN RESOURCES DIRECTOR DAVIS: We do -- we -- we're talking about both development training as well as career planning.

COUNCILPERSON HUBBARD: Development training in what?

HUMAN RESOURCES DIRECTOR DAVIS: In -- in your particular skill set. For instance, right now when we bring someone on as a new supervisor, a new manager or a -- or a

new director -- or director, we -- we do not have in place a catalog of basic skills that they need to acquire to be successful in that slot. We are using an as-needed, as-recognized out-of-compliance approach as opposed to a systematic in-place approach that we have, that we develop a certain level of base core skills at every position.

COUNCILPERSON HUBBARD: Let me interject and ask you another question. The -- okay. If you bring on an employee in any position, they're coming in -- or they should come in with a basic core of skills because you have a job that you want them to do so they have to have certain skill sets and they have to have certain experience in order to - in order to do that. Now, I'm just trying to figure out what this trainer does. So if the trainer -- say you bring the trainer in. You hire someone in a different -- in a department, you're going to -- they're going to get an orientation of that department from HR?

HUMAN RESOURCES DIRECTOR DAVIS: An example of what this -- what we would do: We would establish a core skill set for, say, supervisor. For any supervisor anywhere in the network.

COUNCILPERSON HUBBARD: Okay.

HUMAN RESOURCES DIRECTOR DAVIS: We have basic things that we need every supervisor to know how to do.

COUNCILPERSON HUBBARD: Okay.

HUMAN RESOURCES DIRECTOR DAVIS: Some of them are related to the system.

COUNCILPERSON HUBBARD: Okay.

HUMAN RESOURCES DIRECTOR DAVIS: Can they do a PAR? Can they do other documents that we need processed by a supervisor? The timecard? Also we expect a supervisor to have a certain base level of people skills. And you don't necessarily have those skills because you meet the minimum requirements to do a job.

COUNCILPERSON HUBBARD: Absolutely.

HUMAN RESOURCES DIRECTOR DAVIS: Right now we don't do that.

COUNCILPERSON HUBBARD: Okay.

HUMAN RESOURCES DIRECTOR DAVIS: As well as we should.

COUNCILPERSON HUBBARD: Okay. I -- I -- I hear you on that. Now, the attorney piece with the grievance, that -- tell me, will this attorney be the first step to -- say if I have a grievance. I'm going to bring my grievance to this attorney, and this attorney's going to forward my grievance on to the Civil Service people or to the union or to whomever. I don't want my grievance to just stop inside HR because that's a problem. I don't suspect HR to deliver or to sit or to rule on any grievance. 'Cause that wouldn't be fair to the employees.

HUMAN RESOURCES DIRECTOR DAVIS: I -- I -- I -- the -- you use some words that have a definition and I -- and I want to make sure we're clear on that definition. When you say HR rule on a grievance, HR does not rule on a grievance now.

COUNCILPERSON HUBBARD: That's what I said. I don't -- I wouldn't want that. So you're saying -- but -- but if this -- but the -- when you -- I wrote it down. When -- when you said that the labor attorney would handle, in some form, shape or fashion, grievances, and I'm asking would that be intake? They would -- they would hear the grievance? They would take the grievance? They would do the intake? But as far as determining the right, the wrong, whether -- who's -- who's -- no. I wouldn't think that would be fair. And the reason I use HR is only because this person would be in the HR Department.

HUMAN RESOURCES DIRECTOR DAVIS: But what's happening, Councilperson, what I hear from you is the definition of the arbitrator or the definition of the mediator. That person is not serving as necessarily the mediator or the arbitrator. That person is serving as a person that would advise the City on our process and when that process is -- is in code or out of code, so to speak. If we had a grievance that was going to arbitration or to mediation, it still would go outside to arbitration or to mediation. But for the rulings that we do and the process we have in house, that attorney will be advising us that that process is in or out of compliance. It's serving the role that the outside attorney serve for us now.

COUNCILPERSON HUBBARD: So again, I -- my question to you was, when you use the term grievance, what would -- what role would that attorney be playing and inadvertently you did tell me just now what that -- what that attorney would be doing. And that was my official question to you was this attorney just intake for the employees. I'm not talking about him standing up for the City or the -- on the City's side or the department head's side. I'm concerned more with the employee's side.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

COUNCILPERSON HUBBARD: If --

CHAIR PRO TEM DAVIS JOHNSON: I -- I just want to ask a quick question along your lines.

COUNCILPERSON HUBBARD: Okay. Go ahead.

CHAIR PRO TEM DAVIS JOHNSON: Since this was your brain child-baby with regards to employment attorney being put into that capacity, I think that we should shift -- no disrespect, Mr. Davis -- I think that we need to shift back to you so that you can tell us what your true intent --

CITY MANAGER EVANS: Correct.

CHAIR PRO TEM DAVIS JOHNSON: -- and purpose is for putting this position in there with the requirement that it be an employment attorney.

CITY MANAGER EVANS: Absolutely I agree. I was just about to interject on that. So basically what this particular position would do, let's say before we get to a grievance process or an arbitration process, this particular individual would sit down with the department director and say, Listen. You have followed all the appropriate protocols to move forward with a recommendation for termination, or, You have not followed the appropriate protocols. This is not substantial. You need to go back and provide this person a written warning or what have you.

In the event that we go to arbitration, they would be on the City's side against whomever the representative for the other party. So they would not be the individual that would sit there making a ruling on whether an employee stays or goes. They would be looking at all the -- all the facts, all the information, and then saying, Yes, you have enough to move forward with a termination or disciplinary action, or tell the department directors that this is not -- that this doesn't suffice and you need to move in another form and fashion.

COUNCILPERSON HUBBARD: So it does not negate the employees from having an opportunity to go before the Civil Service Board?

CITY MANAGER EVANS: No. It does -- it has no -- it has nothing to do with that. And in the event that it was ever to go before the Civil Service Board, that attorney on the City's behalf would be communicating why the City has taken adverse action against said employee. But it would never -- that attorney would never make a decision on employment for -- for that employee. They would recommend and say, Yes, Mr. City Manager, you can move forward or you can't move forward or department directors, etc.

COUNCILPERSON HUBBARD: Thank you. Thank you, Mr. Davis.

CITY MANAGER EVANS: Thank you. The next, I believe, is Community Development. Yes. Community Development. So instead of Community Development, we're proposing to change to Development Services Department where Service is their middle name. The change for -- of name for Code Enforcement to Code Compliance. The intent is always compliance. Enforcement, I -- I've seen that name not necessarily resonate with a lot of people and we want to have a different feel and a different perspective for Code Compliance.

We want to remove the badges and etc. and -- and move forward to working with property owners to get their -- their properties in compliance. That is a -- going to be a division of the Community Development Department and will report to the Building official as part of their -- their daily operational duties. The next position is downgrade one office manager position to an executive assistant and that is to reflect exactly the duties and responsibilities of that position. There is, with that position going away as an office manager -- there will be, I believe, no more office managers in the organization. I think it will all be executive assistants so that -- that position will -- the incumbent in that position will be held harmless. There will be no salary changes or modifications to that.

COUNCILPERSON HUBBARD: Does -- excuse me. Does that position have any

employees under it right now?

CITY MANAGER EVANS: I --

COUNCILPERSON HUBBARD: Does she supervise anybody?

CITY MANAGER EVANS: -- don't necessarily --

COUNCILPERSON HUBBARD: Did she?

CITY MANAGER EVANS: I'd have to ask the Community Development Director.

DIRECTOR OF COMMUNITY DEVELOPMENT BAILEY: Terrence Bailey, Director of Community Development. Currently there's only one other senior staff assistant in Community Development and that position was vacant. So technically, yes. But the position had not been filled as it was only recently added to the complement.

COUNCILPERSON HUBBARD: Okay. So you said a senior what position?

DIRECTOR OF COMMUNITY DEVELOPMENT BAILEY: Senior staff assistant.

COUNCILPERSON HUBBARD: Senior staff. Okay. All right. And as Mr. Evans pointed out, there wouldn't be anything to her salary or her status or anything like -- her salary, rather?

DIRECTOR OF COMMUNITY DEVELOPMENT BAILEY: No, ma'am.

COUNCILPERSON HUBBARD: Okay. Thank you.

CITY MANAGER EVANS: And then the next item was previously discussed, the transfer out of the Neighborhood Sector Planning Coordinator to the Economic Development Division.

COUNCILPERSON HUBBARD: Who was that?

CHAIRPERSON MILLER-ANDERSON: What?

COUNCILPERSON HUBBARD: Who was that? We had one of those?

CITY MANAGER EVANS: We never ended up filling that position. That was a position that was intended to focus on some housing initiatives, etc. But we haven't -- we've never filled those positions so that's going to be something that we're going to work in creating a job description that reflects what the intended outcome of -- of said position is. So we're working on that. But we want to transfer it over to the -- to the Economic Development division, because we think there's some synergy that can be created with that team.

The next item is going to be coming before the council at the July 21st meeting, and that is the potential outsourcing of some building inspection services and code enforcement functions. You'll have the information to see the data and -- and why we're

looking at this particular option. This is just for your edification to let you know that this is going to be on an agenda for discussion, and if it is the pleasure of the council to move in either form or fashion, we will then incorporate what your desires are as it relates to how do we provide building services as well -- building inspection services as well as code enforcement services. We've had some challenges attracting and retaining folks in the building trade industry because it is a very competitive industry.

CHAIRPERSON MILLER-ANDERSON: Let the record reflect --

COUNCILPERSON HUBBARD: Madam Chair.

CHAIRPERSON MILLER-ANDERSON: -- the Mayor is back on -- on the board.

MAYOR MASTERS: Thank you.

COUNCILPERSON HUBBARD: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead. Uh-huh.

COUNCILPERSON HUBBARD: This -- I don't -- you know what? What I'm hoping for is that we limit the amount of privatization of divisions within the City as a whole. The -- my -- I think what we need to do is try to -- to grow -- to grow that position. This summer we talked about taking 10 people in to the department and training them and bringing them up. It's an industry that has to grow.

Of course we have to offer competitive -- competitive salaries. But what -- you know, we definitely -- I don't -- I don't like privatization. I don't like to see the City privatized. I like to see us trying to put as many people to work as possible. And I think we need to make a valiant effort of trying to hire and trying to hire and to fill -- and to fill those -- those positions. But to -- to go with, you know, an outside company where we've done that to our garbage service, we soon are going to go into 3P which is, you know, kind of sort of like that. And we -- we can't -- we can't -- we're not going to be good or a stable community if we continue to privatize everything, you know, that -- that -- that -- that we do. So I hope that we make a valiant effort to go out and try to recruit inspectors for our department.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

CHAIR PRO TEM DAVIS JOHNSON: How are we -- I -- I know that we have some positions that are currently being advertised. Have we had -- these -- these that are currently being advertised appear to be open until December of 2017; is -- is that correct?

CITY MANAGER EVANS: Till filled.

CHAIR PRO TEM DAVIS JOHNSON: Okay. So have we had -- in the interim, have we had any competitive applications received for consideration?

CITY MANAGER EVANS: We have had applications but when we get those applications they're either exceeding the pay range or at the very top of the pay range. And so it shows us that we are not competitive in our existing pay structure. And routinely enough, out of a pile of maybe 150 we may get five. And by the time we sit down and have a conversation with them, you know, they're -- they're already being offered, you know, tens and thousands of -- tens of thousands of dollars higher than what we pay.

So it is a competitive field where our private sector partners are -- are scooping them up before we can. So you know, we're hoping with the compensation study we'll be a little bit more competitive. But that lends itself to seeing how can we create a training program whereby folks can stay in the organization but again, then it's so competitive, they get trained by us and then they move on to the private sector. So we're only proposing these options because we've -- we've tried and we haven't been very successful in securing talented folks for that position.

CHAIR PRO TEM DAVIS JOHNSON: And I agree with my colleague that we shouldn't seek to consult those services out. We -- we've -- we just got off that merry-go-round a couple of weeks ago. However, it just -- our -- as a result of the reduction in complement of staff in Building and in combination, Plans, are we not meeting the needs of the business and industry that's coming through?

CITY MANAGER EVANS: We unfortunately -- based on our existing staffing level, we're not able to meet the needs in the time frame in which the business community is looking for us to meet. Obviously every project to them is a priority project. And so we're trying to push them out with our contractual provider as quickly as possible, but still, it does take some time for -- for staff to go through.

And then sometimes you have those projects where it's multiple iterations. So I know that the staff has been working diligently to try to get things out as quickly as possible. But again, it's just hard for us to get those folks in the organization to be able to get them on board to fill those positions and most of them in most cases are asking for the top of the range. And then if you look to bring them in at the top of the range, you create internal equity issues.

CHAIR PRO TEM DAVIS JOHNSON: What is -- I'm going to look now, the top of the range. 24.93 an hour for a Building Inspector?

CITY MANAGER EVANS: I'd have to --

CHAIR PRO TEM DAVIS JOHNSON: Is that where -- where we are?

CITY MANAGER EVANS: That's -- yes, probably.

CHAIR PRO TEM DAVIS JOHNSON: So even with the ability to increase by 10 percent, we are still not competitive?

CITY MANAGER EVANS: That is correct.

CHAIR PRO TEM DAVIS JOHNSON: What's the -- what's the annual salary? Does anyone know offhand for a Building Inspector or a Plans Examiner?

UNIDENTIFIED SPEAKER: Mr. Bailey?

DIRECTOR OF COMMUNITY DEVELOPMENT BAILEY: Not offhand. (Unintelligible).

UNIDENTIFIED SPEAKER: Do you have the schedule in front of you?

CITY MANAGER EVANS: 51,854.

COUNCILPERSON HUBBARD: Is the bottom range?

CHAIR PRO TEM DAVIS JOHNSON: That's the top?

CITY MANAGER EVANS: It's the top.

UNIDENTIFIED SPEAKER: You said the top.

COUNCILPERSON HUBBARD: The top of the range?

CITY MANAGER EVANS: That's -- that's the bottom?

UNIDENTIFIED SPEAKER: That's the bottom.

CITY MANAGER EVANS: Okay. Bottom.

COUNCILPERSON HUBBARD: For an examiner or inspector, Miss --

UNIDENTIFIED SPEAKER: Inspector.

CITY MANAGER EVANS: Inspector.

COUNCILPERSON HUBBARD: Okay. For the -- 51 for the inspector. What are we paying? That's what we're paying?

CITY MANAGER EVANS: That's what we're paying.

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh. So you're saying that folks are coming in -- if we're paying 51 and the --

COUNCILPERSON HUBBARD: I think we need to go to --

CITY MANAGER EVANS: Mr. Bailey, if -- if you may come and address the council, 'cause you've seen some of the -- the applications and the requests. What is the consistent number that -- that you're seeing in your --

COUNCILPERSON HUBBARD: Maybe we could put down for some extra microphones in the budget.

CITY MANAGER EVANS: We're -- Walter did ask for that.

COUNCILPERSON HUBBARD: Good.

DIRECTOR OF COMMUNITY DEVELOPMENT BAILEY: That and an extra box of doughnuts, Walter. I see you over there. We're -- we're having significant issues as we have the new building official Miss March going to the building official and inspector association meetings with the County each month.

You are seeing people migrate between organizations. We're just in a very tight market. And again, please understand that in order to get a building official's license, a - an inspector's license or a plans reviewer license, just to get that license from the State of Florida, the amount of construction experience that's sort of required, you could imagine a contractor of that requisite skill set can make 75 to \$150,000 working out of the back of their truck. So there has to be an individual with a reason, a passion, very similar to Miss March, to come to the City and bring their requisite skill set. But it must be competitive along with their passion for improving the trajectory of a community.

CHAIR PRO TEM DAVIS JOHNSON: Mr. -- Mr. Bailey, so the applications that you've seen that have been requesting the higher end of the pay range, is the experience and education commiserate with a salary at that level?

DIRECTOR OF COMMUNITY DEVELOPMENT BAILEY: I would -- I would articulate that the -- the requests are consistent with what other communities are paying. And as Mr. -- the Manager mentioned, the study, the pay rate study has unfortunately just not gotten us where -- okay.

CHAIR PRO TEM DAVIS JOHNSON: Yeah. Yeah. I -- I get that. I get that they're asking for salaries that are comparable to -- to our counterparts. But my question is, does the experience, education, passion, etc., match what's being asked?

DIRECTOR OF COMMUNITY DEVELOPMENT BAILEY: Yes. Because the minimum requirements for those positions require the licensure and experience and time at the -- at the trade. So therefore, just to get sort of your foot in the door, you have to have all of those elements. But having those elements to prequalify and get to the interview process, you then get to a compensation issue of our minimum requirements are not in exact alignment with the compensation study, the compensation currently stated in our ability to pay.

CITY MANAGER EVANS: But what's the number you're seeing?

DIRECTOR OF COMMUNITY DEVELOPMENT BAILEY: I don't -- I don't really have the number off the top of my head. But I know that we're -- they're asking for more than what is inside the 10 percent of the manager's ability. And considering the number of positions, please keep in mind it's, I think, four or five right now.

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

DIRECTOR OF COMMUNITY DEVELOPMENT BAILEY: That is not -- it has not been something that we have looked to bring that many positions outside the 10 percent to the council. It's obviously a systemic issue and not one that is individual in any one position.

CITY MANAGER EVANS: And I've seen it where their requests are more than what your building official is making.

CHAIR PRO TEM DAVIS JOHNSON: Miss Hoskins, did you find the mats?

UNIDENTIFIED SPEAKER: The range is 51 to 80.

CHAIR PRO TEM DAVIS JOHNSON: 51 to 80.

COUNCILPERSON HUBBARD: Inspector or examiner?

UNIDENTIFIED SPEAKER: Building inspector.

COUNCILPERSON HUBBARD: Okay. Plan examiner, if y'all find that, also. Question, Miss --

DIRECTOR OF COMMUNITY DEVELOPMENT BAILEY: They're in the same job class.

UNIDENTIFIED SPEAKER: They're the same -- they're the same --

COUNCILPERSON HUBBARD: Same job classification?

UNIDENTIFIED SPEAKER: -- (unintelligible).

COUNCILPERSON HUBBARD: Question, if you're finished, Madam --

CHAIR PRO TEM DAVIS JOHNSON: Go ahead. Uh-huh.

COUNCILPERSON HUBBARD: -- this -- okay. In order -- in your job description, in order to come in and apply for this position, do they already have to be state certified? The licensure that you were talking about, that you were saying that they're going to eventually get one day for -- for examiner -- example, every general contractor that's eligible to be a Building official goes in for one year at somebody's municipality before they can even sit for the -- for -- before they can sit for the Building official. So what I'm asking you is everybody that's qualified to do these jobs, inspector and examiner, whether they have determined whether or not they're going to sit for the state inspection or the -- the state examiner, do they have to already have set for the state license before they can come to the City of Riviera Beach?

DIRECTOR OF COMMUNITY DEVELOPMENT BAILEY: Yes.

COUNCILPERSON HUBBARD: They have -- they have to already be a certified inspector and a certified examiner before they can work here?

DIRECTOR OF COMMUNITY DEVELOPMENT BAILEY: Yes. That's a minimum

requirement.

COUNCILPERSON HUBBARD: A minimum requirement.

DIRECTOR OF COMMUNITY DEVELOPMENT BAILEY: And as you stated, the -- the caveat for the Building official and why there's the ability for the provisional status is just that. You have to be in a municipality in that position with the prequalifications to get the provisional and then qualify --

COUNCILPERSON HUBBARD: Exactly.

DIRECTOR OF COMMUNITY DEVELOPMENT BAILEY: -- through testing to get the full license. So it's -- it's a limited resource --

COUNCILPERSON HUBBARD: I was just wondering --

DIRECTOR OF COMMUNITY DEVELOPMENT BAILEY: -- in Building officials but it is not that scenario in the Plans Reviewers. You can -- once you qualify, you go take the test, and it's a license you can have even if you're not working in a government, because there are -- much like CAP government resources, individuals with those licenses in the private sector that provide that service to the government.

COUNCILPERSON HUBBARD: I gotcha. Okay. Okay. Well, I guess we have to -- if we don't want to privatize we have to keep thinking and trying and -- but we definitely have to -- we -- I guess it's clear that we have to go over our little 10 percent or 20 percent and, you know, step up our offers. And say, for example, if we get some people in that we train or whatever and we give them -- and we go up to that rate, we need to make a - they need to make a commitment to stay with us for a certain amount of time. And then once they -- by the time they decide to leave, we will have trained some more people. You know? That might be a possibility?

CITY MANAGER EVANS: Yeah. We can --

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair? Is there a possibility for us to offer -- for those that may have to come in, I -- I see that there is a request to obtain a provisional certification as a plan reviewer within the first 90 days of hire and consequently obtain a standard plan reviewer certification or license for two -- two of the appropriate trades. Is there a possibility that we could offer some sort of stipend for them or to help them secure -- I don't know what the cost of that is. Is that a consideration or --

CITY MANAGER EVANS: Well, and -- and Mr. Davis is probably going to have to opine on this one, too, 'cause it's probably going to do something with respect to collective bargaining, as well. Depends on the nature of -- of --

COUNCILPERSON HUBBARD: Change the 90 days to a year.

CHAIR PRO TEM DAVIS JOHNSON: I mean, I don't know how the time frame

affects -- you know, I -- I don't know what the time frame --

CITY MANAGER EVANS: And -- and plus, would they -- I would assume that maybe in that situation they have to be almost an apprentice and be with a Plans Examiner or an Inspector for the -- the time. So --

DIRECTOR OF COMMUNITY DEVELOPMENT BAILEY: It's something we could certainly -- certainly look into. It -- being that we've had -- we've traditionally always had individuals in the positions, it's -- this is a very short span of anomaly where we've not at least had one individual in that position. So we haven't had a need to make a provision of that nature to allow individuals to come in. Also keep in mind we've never also been in such a -- a bad way for people operating in that space.

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

DIRECTOR OF COMMUNITY DEVELOPMENT BAILEY: I know the County and almost -- most other municipalities are now looking and hunting these same individuals. So that is a tool we can place in the toolbox, and we will look diligently at how that will impact and ripple through a couple of other, like -- like the Manager said, the collective bargaining agreement and putting in provisions that will allow opportunity but not necessarily jeopardize any of the other positions that are out there, because there are many positions inside the City that have prerequisites. And so we want to look and make sure we don't have -- we don't cause any unintended consequences throughout the rest of the open positions in the city.

CHAIR PRO TEM DAVIS JOHNSON: Have we -- I'm sorry.

COUNCILPERSON HUBBARD: (Unintelligible).

CHAIR PRO TEM DAVIS JOHNSON: Have we looked to have conversations with any of the unions to see if they have individuals that could potentially apply for these positions that may necessarily have the certifications and the training in the various trades that we could possibly go after?

DIRECTOR OF COMMUNITY DEVELOPMENT BAILEY: We'll be glad to have that conversation with --

CHAIR PRO TEM DAVIS JOHNSON: I think that's a good conversation.

DIRECTOR OF COMMUNITY DEVELOPMENT BAILEY: -- the full complement of the existing city staff who work in the trade area.

CHAIR PRO TEM DAVIS JOHNSON: I think that's a good conversation to have. Maybe -- maybe there's some untapped staffing there.

COUNCILPERSON HUBBARD: And what I -- what I was going to -- going to say is if we --it -- it might be different, your department from what's going on in somebody else's department. And I know that union and collective bargaining and -- and whatever, we --

you know, times are changing. We're changing. We have to create things that are going to make us effective and get us to a legally defensible position where we want to be.

What you might have to do to get what you -- what we need in that -- in that department might be way different from what somebody else have to get at -- do to get what they need in that department. So they can't look over in your shop and say, Well, he's doing this because -- we're doing this because we have to do this, because we need to do this, because we don't want to privatize, because we want people in that position. You know? And so we have to just stay within a legally defensible frame to get what -- to get what we want. And that's my two cents.

DIRECTOR OF COMMUNITY DEVELOPMENT BAILEY: All right.

CITY MANAGER EVANS: All right. Moving on to --

COUNCILPERSON HUBBARD: May I ask for a break?

CHAIRPERSON MILLER-ANDERSON: Well, I already took mine. What, did you want a recess?

CITY MANAGER EVANS: -- moving to Parks and Recreation.

COUNCILPERSON HUBBARD: Mr. -- unless you want us to hold our questions till the end, but I had one question for you.

CITY MANAGER EVANS: Yeah, sure.

COUNCILPERSON HUBBARD: In the --

CITY MANAGER EVANS: Certainly.

COUNCILPERSON HUBBARD: Excuse me. I didn't -- the -- we -- we talked to -- I know we're probably going to talk about it again. We talked about the IT -- two things with IT. We said the IT trailer in the -- I -- you know, in our first (unintelligible) --

CITY MANAGER EVANS: Uh-huh.

COUNCILPERSON HUBBARD: -- why do they operate in a trailer? Because we don't have a space for them? Or they need to operate out of a trailer?

CITY MANAGER EVANS: We don't have a space for them.

COUNCILPERSON HUBBARD: But we're including them in the building -- I mean, in the --

CITY MANAGER EVANS: In the new building, in the new facilities, yes.

COUNCILPERSON HUBBARD: -- in the new -- in the new building. But -- and the other thing with the IT, we talked about taking the IT guy from the police department and

transferring him. He would probably -- the IT -- the guy that's at the police department is under the IT -- under the police budget or the IT budget?

CITY MANAGER EVANS: Currently it's under the police budget.

COUNCILPERSON HUBBARD: Police budget. So with the new technology and everything that's coming along that they have that's just germane to the police department -- you know how they have the machines that can spy on people's homes and everything like that? Just joking. The police department wouldn't do that. But we have -- we have - - I mean, we have special -- you know, they -- I'm sure they have specialized things that they --

CITY MANAGER EVANS: Right.

COUNCILPERSON HUBBARD: -- do. So I'm thinking in my mind that regard -- well, I don't know where it's best suited money wise or on the paper, but wouldn't we want the - - if something go wrong, you know, for the police department to have their own IT guy? Because I -- I -- we have a great IT Department. But sometimes it kind of take a minute or two to get some service.

CITY MANAGER EVANS: Yeah.

COUNCILPERSON HUBBARD: But we can't afford that on the police side because if --

CITY MANAGER EVANS: Right.

COUNCILPERSON HUBBARD: -- they need to be spying on somebody home and the IT is out, we might be in a world of trouble with terrorism. So they might -- so I'm just thinking like that.

CITY MANAGER EVANS: Well, the -- and -- and you -- you bring up some very valid points, Councilwoman. Is one of the things that we considered is the continuity of government, making sure that if that particular individual in IT gets sick, that -- or something happens, somebody else in the operation knows what's going on. And -- and that's why having a chief informational officer that is an IT professional can be the one to say, Okay. I understand the IT operations. I understand what law enforcement needs are, so that there can be some opportunities for cross-training and those types of things.

In addition to anyone that we would expose to the police department to assist would have to go through an appropriate background check and to ensure that they understand what the expectation is as it relates to law enforcement confidentiality, those types of things. So we believe that it would be a better management -- as -- as well as creating the duplication of services, 'cause right now if something happens to that IT professional or, you know -- we don't have anyone else that we can plug into that situation to assist in the interim. So that -- that transition is going to be a slower transition 'cause we're going to make sure we get the right IT professional in house and then making sure that they really do a thorough assessment of the team and making sure the team is equipped to handle what this organization needs moving forward.

COUNCILPERSON HUBBARD: When you say "this organization," you mean the police department?

CITY MANAGER EVANS: The -- the police department and IT, yes. Yes.

COUNCILPERSON HUBBARD: Okay. Because I -- I mean, and I'm -- you know, I don't -- I'm just -- I know it'll take time for that person to learn, you know, all the new equipment and the mechanics and the things and the nature of what's going on over in the police department. So I guess the new person that comes on will probably have to work with that person to learn that and then, you know, you're switching somebody else out and you keep cross-training individuals.

CITY MANAGER EVANS: Right. Correct.

COUNCILPERSON HUBBARD: But the person at the police department would -- I would think, would have to be a staple, would have to be, you know, there because one thing about bringing on new people --

CITY MANAGER EVANS: Yeah.

COUNCILPERSON HUBBARD: -- it's -- it's like the old people are going to have to train them anyway.

CITY MANAGER EVANS: Yeah. And -- and one of the things from an IT security perspective, they -- they preach redundancy and making sure that there is other folks that understand the job functions and duties, to make sure that everything is running consistently. It's the same thing with your Finance team. You always want your Finance team to take time off because you want somebody else to be in that role to see if there is any improprieties or those types of things. So they actually encourage that cross-training in those types of professions.

COUNCILPERSON HUBBARD: But I do, I -- I encourage cross-training in all -- because I hate to go anywhere when someone tells me, "Well, I don't know how to do it and Susie's out." "Why are you here?" You know, because when I walk in the door I expect service regardless, you know, of who's out sick. And -- and that's not -- I'm not talking about at the City. I'm talking about anywhere that I go. But -- so I -- so what I'm saying with the - with the police person, I can see us having a -- a designated police IT person and having that person cross-train --

CITY MANAGER EVANS: Uh-huh.

COUNCILPERSON HUBBARD: -- other, you know -- everybody else on the team so they will know how to do it, just like you said.

CITY MANAGER EVANS: Uh-huh.

COUNCILPERSON HUBBARD: If someone's out sick or someone's out. But for -- but we definitely -- you know, for -- we can't move that person until he trains everybody else.

CITY MANAGER EVANS: Yeah. Yeah.

COUNCILPERSON HUBBARD: And -- and we got four people and you bring on a new person. He's got to be the one training.

CITY MANAGER EVANS: Yeah.

COUNCILPERSON HUBBARD: But he needs to be, you know, there at the police department.

CITY MANAGER EVANS: That -- that person would be housed at the police department. They still would report to the police department. They would just have somebody that's another IT professional that they can communicate with. We wouldn't pull them out of that operation. They would still be functioning in that building to provide services.

COUNCILPERSON HUBBARD: So that'd just free up somebody over at the police department?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: No. We're just --

CITY MANAGER EVANS: No, not really. It's -- we're just moving the money.

COUNCILPERSON HUBBARD: Oh, you're moving the money with the person? Oh. Okay.

CITY MANAGER EVANS: The -- the other item going into Parks and Recreation, a transfer of the beach lifeguard positions to -- to the fire department. Our intent is to have our beach lifeguards be EMTs. We think that would be a better level of service and provide better life safety services on our public beaches. So only the beach lifeguards would move over to the fire department to provide that service.

COUNCILPERSON HUBBARD: Miss -- I'm sorry. I'm so sorry. The -- the lifeguards that we have out there now, are they EMTs?

CITY MANAGER EVANS: No, ma'am. No, ma'am.

COUNCILPERSON HUBBARD: What you going to do with them?

COUNCILPERSON PARDO: Train them.

CITY MANAGER EVANS: They're -- what we're looking at is a couple of opportunities. We have, of course, the lifeguards that we have at Barracuda Bay, but also giving them an opportunity to train to be EMTs. Obviously we would like for them to -- to move to that and how we work through that process would be something that we would work with the chief of police. But that's eventually where we want to go. Now, if it happens in the, you know -- the drop of a dime, great. But that is something that we want to give folks an opportunity to attain that skill set.

COUNCILPERSON HUBBARD: So can -- so if life -- so when somebody's drowning and they get them out of the water, so they're giving them resuscitation. All of the lifeguards, don't they know how to do that?

CITY MANAGER EVANS: They know how to do CPR. But they -- they -- they don't -- they don't have the same advanced skill set as an --

COUNCILPERSON HUBBARD: To do what?

CITY MANAGER EVANS: -- as an EMT. And I can have the Fire Chief kind of provide --

COUNCILPERSON PARDO: Yeah.

CITY MANAGER EVANS: -- you a perspective with regards to the skill set that will be there if they are EMTs. Chief --

COUNCILPERSON HUBBARD: I mean --

CITY MANAGER EVANS: -- Duren?

COUNCILPERSON PARDO: And then better equipment, too, in the --

COUNCILPERSON HUBBARD: What's missing if -- what's -- I want to -- okay. So people are drowning these days. Help me out with this statement, Mr. Duren. People are drowning these days because lifeguards do not have the blank that EMTs have other than the word skills.

FIRE CHIEF DUREN: Well, lifeguards are trained to provide CPR. What we're talking about is addressing other skills. So if there are other injuries or accidents that occur at the beach prior to EMS arriving -- the fire department will soon be responding -- they can provide basic life support actions. So it is definitely an increase in medical skills. And a lot has to do with issues surrounding trauma or maybe some sudden onset of illness or heat-related --

COUNCILPERSON PARDO: Heat.

FIRE CHIEF DUREN: -- issues and so on and so forth.

COUNCILPERSON HUBBARD: Not necessarily drowning?

FIRE CHIEF DUREN: So -- no, ma'am.

COUNCILPERSON PARDO: Uh-uh.

FIRE CHIEF DUREN: They can handle a drowning. Their -- their objective will be to remove them from the water --

COUNCILPERSON PARDO: Right.

FIRE CHIEF DUREN: -- before going, once they've identified the fact there is someone with this need, to contact and call 911. So we're enroute. It just gives them a chance to have a better -- a better outcome because that person treating them can understand more from a medical perspective as to what the needs are.

COUNCILPERSON HUBBARD: Okay. So -- and the -- and the senior lifeguards that we have, those are the persons that you're thinking of training for EMT, or you're taking some of your guys and transferring them to the beach?

FIRE CHIEF DUREN: As the Manager said, it's our goal to take the existing lifeguards -
-

COUNCILPERSON HUBBARD: Uh-huh.

FIRE CHIEF DUREN: -- and to upgrade their skills and abilities and make them more successful and better at the jobs they currently perform.

COUNCILPERSON HUBBARD: To be EMTs, though?

FIRE CHIEF DUREN: Yes, to be EMTs.

COUNCILPERSON PARDO: Uh-huh.

COUNCILPERSON HUBBARD: Okay.

FIRE CHIEF DUREN: And I want to say one thing is don't forget there's an EMT certification and there's a paramedic certification. We're not making them paramedics.

COUNCILPERSON HUBBARD: Not the same thing?

FIRE CHIEF DUREN: No, ma'am.

COUNCILPERSON HUBBARD: Oh, okay. See, I was thinking that we would --

FIRE CHIEF DUREN: So it's a different level.

COUNCILPERSON HUBBARD: -- I was thinking it was all one thing.

FIRE CHIEF DUREN: Yes, ma'am. It's very common. Paramedics are different from EMTs. Paramedics in general can do interventions with medications, intubations and so on and so forth. A major difference.

COUNCILPERSON HUBBARD: Okay. See, I was thinking that they were the same thing. Okay.

CITY MANAGER EVANS: Well, in addition to --

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Oh.

COUNCILPERSON HUBBARD: Y'all need a microphone.

CITY MANAGER EVANS: -- in -- in addition to allowing to training our individuals to be EMT provides them other gainful employment opportunities with deciding to say if they wanted to go and then become a paramedic or go to fire school or those types things or even, you know, run medical calls for one of the hospitals or those types of things. So you're giving individuals an -- an increased opportunity to receive gainful employment, and I think it's a better -- like the Chief articulated, it's just a better level of service for those that visit our beach. And -- and they -- you know, hopefully in the grand scheme of things, we'd like to move that holistically where all our lifeguards are -- are to that caliber, but we wanted to start with the -- the lifeguards on the beach.

CHAIRPERSON MILLER-ANDERSON: I have a question. With the EMT training, I mean, how long of a period is that? Is that two months, three months' certification?

FIRE CHIEF DUREN: It -- it's about three months but it depends on if they're going to be able to go full time. We've got to find a program that fits them. We currently work with an entity that we'll have to contract with them and discuss with the manager what type of program we want to provide.

CHAIRPERSON MILLER-ANDERSON: And so with that -- well, taking the current lifeguards, would that be an expense that they would be incurring or would that be something that we would pick up?

FIRE CHIEF DUREN: Well, the manager and I haven't gotten to that level. Pretty much this was just a concept that we wanted to introduce and see if you were receptive to it and then we'll go further into how we're going to move forward with the program.

CHAIRPERSON MILLER-ANDERSON: Okay.

COUNCILPERSON HUBBARD: I would like to see us pay for it.

FIRE CHIEF DUREN: Absolutely.

CHAIRPERSON MILLER-ANDERSON: And if we did that, though --

COUNCILPERSON PARDO: Me, too.

CHAIRPERSON MILLER-ANDERSON: -- have a requirement that they stay on or they have to pay us back, because we -- you know, just like with our police, we train them really well, and then they're gone and they don't benefit us much more beyond the few years that we require them. So that would be something that needs to be spelled out, as well, if we're going to pick it up for them.

FIRE CHIEF DUREN: Yes, ma'am.

MAYOR MASTERS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

MAYOR MASTERS: Thank you. Too much is given, much is required. And as much as they're going to be required to do more, especially as -- as it relates to life-saving academics now, for lack of a better word, are they going to be paid more than a regular lifesaver? Is that going to create an increase in their pay because of an increase in their duties?

COUNCILPERSON PARDO: Uh-huh.

MAYOR MASTERS: Is my question.

PARKS AND RECREATION DIRECTOR BLANKENSHIP: Council, Richard Blankenship, Parks and Recreation Director, Mayor.

MAYOR MASTERS: Yes.

PARKS AND RECREATION DIRECTOR BLANKENSHIP: We haven't -- like Chief said, we haven't gotten to that level of detail yet. But more than likely they would increase this pay range. They would increase in their ability to -- to -- to move -- to move up, and they would have our, you know, hierarchy to move -- move up through which they don't have now.

MAYOR MASTERS: Well, I think it's a right thing to do and it's the fair thing. And my final question is transferring beach lifeguard positions and activities. What are those activities that we're referring to?

PARKS AND RECREATION DIRECTOR BLANKENSHIP: Well, I think that would be their -- their functions that they do at the beach other than lifeguarding. Their daily public safety notices they have to post, conditions, notices, all that kind of stuff. Their training. We do a junior lifeguard program. We would hope that they would continue to do that once the transition is made. But -- and then working special events when we have the triathlon or the -- any of the water activities, that they would be involved in that, too.

MAYOR MASTERS: Okay. Thank you.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

CHAIR PRO TEM DAVIS JOHNSON: What's the total number of positions that we're talking?

PARKS AND RECREATION DIRECTOR BLANKENSHIP: Six.

CHAIR PRO TEM DAVIS JOHNSON: Thank you.

CHAIRPERSON MILLER-ANDERSON: All right. So does that conclude that section?

Everybody's run out on me. I don't know.

COUNCILPERSON PARDO: I'm here.

CHAIRPERSON MILLER-ANDERSON: But the people we need to talk to are gone.

CHAIR PRO TEM DAVIS JOHNSON: Well, can you just call a three-minute break?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: No. There -- there's one -- there's one more item on --

CHAIRPERSON MILLER-ANDERSON: They --

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: -- Parks.

CHAIRPERSON MILLER-ANDERSON: -- all right. And they -- they're requesting a three-minute break after this --

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Okay.

CHAIRPERSON MILLER-ANDERSON: -- presentation here.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Oh, okay.

CITY MANAGER EVANS: Oh, after this one?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Yeah.

CHAIRPERSON MILLER-ANDERSON: I get my break in.

CITY MANAGER EVANS: We should probably give them the three-minute break now.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Okay. Take your three-minute break (unintelligible)?

CHAIRPERSON MILLER-ANDERSON: You want to do it now? You want to do it now while she's still trying to get (unintelligible)?

UNIDENTIFIED SPEAKER: Yeah. Yeah.

CHAIRPERSON MILLER-ANDERSON: Okay. So let's just do five minutes. 2:55, come back.

UNIDENTIFIED SPEAKER: All right.

CHAIRPERSON MILLER-ANDERSON: Give you six, seven minutes.

(A brief recess was held).

CITY MANAGER EVANS: All right. The last item I think we -- you guys may have spoke about --

MAYOR MASTERS: We need to have it quiet in the room, please. It's a matter of respect at this point. Thank you.

CITY MANAGER EVANS: -- we've talked about, I think, previously talked about the reclassification of one lifeguard position from part-time to a lifeguard captain position. Was that discussed?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: No. We didn't discuss it.

CITY MANAGER EVANS: Okay. That's one of the changes proffered. And then we're going to get into a more substantive discussion about Barracuda Bay recreation facility and how the council would like to proceed forward with some options associated with that. And as part of -- if we can put that slide up -- as part of our preliminary budget analysis - - and I know the conversation has happened with the elected officials numerous times related to Barracuda Bay and the -- the revenue and expenditures and the loss that is experienced with this facility.

We wanted to enter into discussions with the council as to how you would like to proceed forward with respect to the operations of Barracuda Bay. Currently accumulative loss from 2007 year to date has been -- to 2017 May has been \$4.7 million. If you see realistically we generate anywhere between 35 to \$50,000 a year in revenues, and the expenditures to operate the facility fluctuates, depends on the time of year we open, as well as I know we have reduced some hours associated with the recession in ways to cut costs. But the park still continues to -- to lose revenue.

So we wanted to have the conversation with the elected officials as to what some of the options or things that you would like for staff to consider as we move forward. I believe that the Rapids has already been engaged in previous conversations about the possibility of assisting in such management. I don't know how long ago that conversation ensued, but that would be something that we can potentially look at. Is it something that the council wants us to look at rebranding and remarketing the -- the facility to look to increase some potential costs associated with it so we can minimize the impact of loss revenue associated with this facility?

So realistically this is a policy decision from the council as to how you would like to proceed forward with the management and operation of Barracuda Bay and how do we as an organization try to make the revenues and expenditures come closer to one another. We've also looked at the possibility that if we master-planned all our new recreational facilities, do you look to incorporate some type of feature such as Barracuda Bay into your new recreational facilities and make it more passive in nature to where you're not utilizing the services of lifeguards, etc.

So this is an item in the budget that is a pretty sizable item, but we wanted to bring it forward for discussion and seek direction from the City Council as to how you would like

to proceed with respect to this -- this -- to this park and this -- this challenge that we have as an organization.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

CHAIR PRO TEM DAVIS JOHNSON: When we talk about outsourcing to a third-party management, do we not have adequate staff that can oversee and handle this function? Because I'm thinking in terms of contracting out, I'm sure that whomever it is that wants to come in here as a third-party management is going to come in here with a set dollar value that they expect to realize regardless of what it is that we do or do not do as it relates to our fees, maybe increasing what type of activities happen over at Barracuda Bay. Because we are charging, I believe, \$3 per person so there -- there's no way that you're ever going to see a major increase in revenues at -- at that level.

I recognized early on when I first came aboard one of the conversations was, you know, we take into consideration what our median income is and the residents that live here, but we have individuals that come -- that come in from the outside. And I certainly think that we need to look at our fee schedule. We want to be fair to our residents. And we want to, you know, offer a reasonable rate for our -- our residents. But every resident in the City is not in a position where they could not cover costs to participate. So perhaps we need to look at a sliding ski --

CHAIRPERSON MILLER-ANDERSON: Scale.

CHAIR PRO TEM DAVIS JOHNSON: -- excuse me, sliding fee schedule in order to look at how we increase our revenue. We may need to look at how we partner with the school district and have those kinds of relationships. And I know that in some instances for our buildings there's just an interlocal agreement. But we need to talk about fees associated with outside usage. Because we're never -- we're never going to realize major revenue from this, and I'm just thinking that bringing in a third party just really adds additional insult to the injury we're already experiencing as an organization with this venue.

Is it utilized? Yes. The children love it. It's a great place to be. I go there with my granddaughter. But we certainly -- we can't give away all of our services and think that we're going to be able to sustain them. So we need to start looking at how we're going to generate revenue. But I don't believe that a third-party management is going to be that because we're going to have to pay them to come in.

CITY MANAGER EVANS: Uh-huh. And -- and -- and you're absolutely right, Councilwoman. The way in which an arrangement probably will work, when they -- when any type of for-profit business would look at this, they would do a pro forma and they would say, "In order for me to take on the operation of this, you have to pay me X, and then I also get gate receipt."

The -- the big challenge for us is just the overall costs when you look at the salaries, the benefits and all those other ancillary things. 'Cause if a private sector firm would come

in, they would pay \$9 an hour for a lifeguard and there would not be any benefits in those types of things. And that's how they can do it cheaper than us. So we wanted to look at is it -- is it time for us to look at our structure with regards to how we charge for groups, how do we charge for residents outside of our municipal boundaries, opportunities to look at having that as a venue that people can rent out.

I know one of the things -- we already do that but I know one of the things the recreation Director has talked to me about is the opportunity for adult events to where you can serve alcohol, etc. And so how can we utilize that asset and leverage it and have more activities to really lessen the gap? I don't think it's -- it's conceivable that we would be able to make it a, you know, for-profit operation. There's just certain things that government entities do that we'll never generate the revenue to be able to be self-sustaining.

Plus one of the challenges we have is that the site is restricted. It -- it's a very small site. Parking is an issue. So we're just looking at some opportunities as to how the council wants us to look at a sliding fee schedule, looking at maybe charging your nonresidents more, looking at the opportunity for special private events, you know, etc., so the -- the -- really the -- the -- the sky's the limit. Rebranding it, doing things differently. How can we minimize the city's loss on this particular asset.

COUNCILPERSON HUBBARD: Madam Chair?

CHAIR PRO TEM DAVIS JOHNSON: What's the --

COUNCILPERSON HUBBARD: Oh, sorry.

CHAIR PRO TEM DAVIS JOHNSON: -- what's the current complement of the Barracuda Bay staff?

CITY MANAGER EVANS: I'll have the Parks and Recreation Director Mr. Richard Blankenship come and address that.

PARKS AND RECREATION DIRECTOR BLANKENSHIP: Good afternoon, Council, Mayor. Presently we have one full-time position at Barracuda Bay. That's not including the Aquatic superintendent. We have the Aquatic supervisor but all the guards are part-time. And they're seasonal. So like right now I think we employ 18 but come October we'll be down to three or four. So it fluctuates with -- with what's going on. I hope that answers your question.

CHAIR PRO TEM DAVIS JOHNSON: And how -- what's the -- the operation of the -- of Barracuda Bay, naturally when it's -- when it's colder we're not open. So how many months out of the year are we in operation?

COUNCILPERSON PARDO: Are open?

PARKS AND RECREATION DIRECTOR BLANKENSHIP: We close October -- well, we close -- when school starts we close except on Saturdays. In October we close except

for swim lessons, swim team, Master's Program, that kind of stuff. and then spring break we open and then we open on Saturdays after spring break. And then when school's out we open Monday, Wednesday, Friday, Saturday. And then we have special rentals throughout the year. They can rent it whenever.

COUNCILPERSON HUBBARD: Do you think that the haphazard scheduling, people don't know if you're open, when it's operational, and the community, you know, just don't come because they can't even tell, you know, exactly when it's -- when it's open, kind of like the library here. The -- the -- so --

PARKS AND RECREATION DIRECTOR BLANKENSHIP: Well, we've had that schedule for quite a while, is my understanding, Monday, Wednesday, Friday and Saturday. And it's pretty typical within the, you know, aquatics facilities that you close -- that you base your schedule around school. When school is -- is in or out. So while it's a sporadic schedule, it's been that way for -- for quite a while.

COUNCILPERSON HUBBARD: Yeah.

PARKS AND RECREATION DIRECTOR BLANKENSHIP: So the -- the citizens seem to --

COUNCILPERSON HUBBARD: Plus it's been for quite a while.

PARKS AND RECREATION DIRECTOR BLANKENSHIP: Yeah.

COUNCILPERSON HUBBARD: So let me ask you this. One thing that I do believe is that there's certain things that come with your ad valorem taxes, that you should have recreational facilities and you should have public safety services and maintenance of your water and your streets, just by the mere virtue of paying your ad valorem taxes, regardless of how much or how less that they are. In saying that, in the -- in -- in those numbers, are you including the administration of the Recreation Department, or this is just the -- the Barracuda Bay facility itself?

CITY MANAGER EVANS: Just Barracuda Bay facility itself. And -- and some of the things that -- you know, the electric is \$40,000, the chemicals is \$40,000. So -- insurance. So those -- those costs are the hard costs or the costs of doing business in -- in such an operation. So --

COUNCILPERSON HUBBARD: Well, we make a lot of money in another area. Maybe we -- you know, we realize that we -- this is a service that we have to provide. This isn't, you know, our -- and -- and you know, if we break even that would be wonderful, because I'm, you know, not saying that we have to generate revenue from the pool. Because -- but we can offset the -- some of the costs by like you do, rent it out to the swim teams, have people come over to practice, allow people to rent it out for parties and stuff like that.

But I'm surprised at the -- wow, at the amount of money that it costs to maintain -- that it costs to maintain the pool. But I'm definitely not for outsourcing. I don't believe in

outsourcing and privatization at all. I don't -- I don't believe in that. So -- people are looking at me like, Is it against her religion or what? Yes, basically. And that's, you know -- I -- I just don't believe giving away your resources to make yourself rich, it just ain't -- it's never going to happen.

But I'm hoping that we have, you know -- like this guy told me. He said, "I -- I -- I have things in this store that cost me that I really don't make any money off of, but I have it here because it draws people here and I make my money on the -- on the other items." So there's other things going on in the City that I would see us, you know, use to offset some of the costs that's happening at a pool, because we have to provide a -- a pool for the people in -- in the community. \$3, you know, I've always thought that it was astronomical, but it is what -- what it -- what it is. For people outside the city, sure, they might have to pay a little bit more to swim in the pool but I don't know what we do. I just think you guys have to come up and figure out some kind of way to -- where we're making a lot of money in another division, move some of that money over there because it's just the cost of doing business is to have a pool in your city.

COUNCILPERSON PARDO: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead. Okay. Go ahead.

COUNCILPERSON PARDO: So do we currently charge the day cares to come in?

PARKS AND RECREATION DIRECTOR BLANKENSHIP: We do.

COUNCILPERSON PARDO: Okay. So how much are we charging them? Do we charge them three bucks per kid or --

PARKS AND RECREATION DIRECTOR BLANKENSHIP: That's assuming that -- per head. If they're a resident day care center. It's \$4 if they're not. The -- the resident rate is \$3; a nonresident rate is \$4.

COUNCILPERSON PARDO: Okay. And then you mentioned that we are open in October providing swim lessons and the swim teams. So are we charging those people?

PARKS AND RECREATION DIRECTOR BLANKENSHIP: Yes. There are fees for those, as well.

COUNCILPERSON PARDO: And how much are we charging them?

PARKS AND RECREATION DIRECTOR BLANKENSHIP: Swim lessons, you can --

COUNCILPERSON PARDO: Well, actually, I should just look. So in 2016, \$58,113?

PARKS AND RECREATION DIRECTOR BLANKENSHIP: That was everything.

COUNCILPERSON PARDO: That was everything?

PARKS AND RECREATION DIRECTOR BLANKENSHIP: Everything.

COUNCILPERSON PARDO: So that was the outside people and then the residents that were attending?

PARKS AND RECREATION DIRECTOR BLANKENSHIP: Right.

CHAIR PRO TEM DAVIS JOHNSON: Does that include concessions?

COUNCILPERSON PARDO: And the -- yeah.

CITY MANAGER EVANS: Does that number include concessions?

PARKS AND RECREATION DIRECTOR BLANKENSHIP: The revenues?

CITY MANAGER EVANS: Revenue number?

PARKS AND RECREATION DIRECTOR BLANKENSHIP: Yeah.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Yeah.

COUNCILPERSON PARDO: Okay. And then my other question is do you have a slide that shows the capital projects? You know, all the capital money that we invested in the pool over the years? I -- I recall, like, last year or the year before, we -- I think we had to put a new slide in and, you know, we did several things.

PARKS AND RECREATION DIRECTOR BLANKENSHIP: Over the last two years --

COUNCILPERSON PARDO: So what's going on with that?

PARKS AND RECREATION DIRECTOR BLANKENSHIP: -- the City's put about \$600,000 in -- into upgrades. Upgrade's not the right word. Well, I guess upgrade's a better word than improvement. We -- we had to --

COUNCILPERSON PARDO: Uh-huh.

PARKS AND RECREATION DIRECTOR BLANKENSHIP: -- you know, it's a 13-year-old facility so it shows its age.

COUNCILPERSON PARDO: Right. And are you anticipating any upgrades during fiscal year 2018?

PARKS AND RECREATION DIRECTOR BLANKENSHIP: The only thing that we've budgeted for is just some paint. Nothing major like we have done in the last two years.

COUNCILPERSON PARDO: Okay. So looking at Barracuda Bay, what do you see? What kind of improvements do you foresee in the next two or three years?

PARKS AND RECREATION DIRECTOR BLANKENSHIP: Improvements as far as

revenue-generating programs or --

COUNCILPERSON PARDO: Just -- no, no, no. Just capital.

PARKS AND RECREATION DIRECTOR BLANKENSHIP: Oh. Well, again, it's 13 years old. We've replaced most of the pumps this year. We do have some other pumps that are aged so we -- you know, that's a -- probably \$100,000 improvement down the road. The -- it's a caustic environment because of the chlorine and also, you know, the slides are constantly needing to be polished and painted and pool furniture switched out, which we just did that last year so we should have a few years. I don't anticipate any major CIP issues unless there's a failure of -- of some function, mechanical or something like that.

COUNCILPERSON PARDO: Okay. So then the loss is really -- it's a little more if you think about it.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Right. A lot more.

COUNCILPERSON PARDO: All right? So if -- you said in the past two years we invested \$600,000 in just doing very necessary improvements which really don't last long. Yeah. So go back to the Rapids. You -- you were talking about the Rapids and I'm sorry. I was outside at the time. But what were you suggesting?

CITY MANAGER EVANS: One of the things we talked about is the possibility -- and I think the Rapids have already been engaged from what I've heard.

COUNCILPERSON PARDO: Yes.

CITY MANAGER EVANS: About the possibility to assisting in some capacity with -- with the City of Riviera Beach on this. And it -- it just didn't work out within their --

COUNCILPERSON PARDO: They had no interest. Right.

CITY MANAGER EVANS: -- within their price structure and their -- and their business plan. So basically what we were looking at is -- is some opportunities on how we can address this. But one of the things that spurred some -- some thought for me is can we look at other programs that we have in the Recreation fold and say what programs is there opportunities for increased revenue to be able to offset the cost associated with operating said facility.

Now, as we continuously -- to make these facilities relevant, we're going to have to continuously invest capital into them so kids still want to be able to go to those facilities. So if we look at some opportunities in the future to reconstruct said facility with a recreational master plan or some of the things that we talked about earlier, there's an opportunity to look at doing something different to help modernize the facility, but also make it more passive in nature to where it's not as costly as -- as this particular facility is. But certainly somehow, some way through increased revenue and some operational efficiencies where we can, we definitely need to be conscientious of the financial strain it

-- it -- it places on the organization, especially Parks and Recreation.

CHAIRPERSON MILLER-ANDERSON: Can someone provide a little history on this particular water park? What was the -- I mean, did we think about the amount of money that we were going to have to put out each year when this concept came up? And were there any activities that were planned to offset some of the costs? Anyone that's been around for a while?

COUNCILPERSON PARDO: I recall as a resident --

CHAIRPERSON MILLER-ANDERSON: Huh?

MAYOR MASTERS: I know I remember --

CHAIRPERSON MILLER-ANDERSON: What --

COUNCILPERSON PARDO: No, I wasn't an elected official at the time but I was coming to the meetings and this was a project that the former mayor pushed. And at the time there was no -- there was no thinking about tomorrow. It was all about today. Let's build a park and, you know, have a place for the kids to go so they don't have to -- so they wouldn't have to walk all the way down Blue Heron Boulevard over the bridge to the beach.

ASSISTANT FINANCE DIRECTOR HOSKINS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON PARDO: But there was no thinking about where the revenue, you know -- where the dollars would come the next year.

CHAIRPERSON MILLER-ANDERSON: Okay. Uh-huh.

ASSISTANT FINANCE DIRECTOR HOSKINS: Now, this park was funded by a grant through the County. And I believe that grant was close to \$5 million and we had the grant for quite some time. And when we finally made the decision to build it where it is now, we didn't -- we were talking about bringing in the colleges to rent the facility, the different high schools that had swimming programs. But I don't think we ever thought about the operation -- well, we didn't plan on the operational costs exceeding the revenues.

CHAIRPERSON MILLER-ANDERSON: Okay.

ASSISTANT FINANCE DIRECTOR HOSKINS: So long term, no.

CHAIRPERSON MILLER-ANDERSON: Okay.

COUNCILPERSON HUBBARD: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

COUNCILPERSON HUBBARD: I think that not only the mayor at that time wanted to have a pool in the city, everybody else did, because we all grew up over -- using the pool at --

ASSISTANT FINANCE DIRECTOR HOSKINS: Tate.

COUNCILPERSON HUBBARD: -- at -- at Tate.

CHAIRPERSON MILLER-ANDERSON: But, yeah, I understand about the pool. But --

COUNCILPERSON HUBBARD: It was -- you -- you --

CHAIRPERSON MILLER-ANDERSON: -- I mean, all the extra stuff.

COUNCILPERSON HUBBARD: -- it was -- no, it wasn't -- it wasn't functional anymore. And having access to the grant as opposed to redoing that pool we -- and of course we never, you know, want to have the city without it. But I guess -- I don't know if we had -- if we redid Tate's pool, would it be -- would it cost that much today based on the amount of chemicals and stuff? It might be just as costly. You know, who's to say. Because the things that they named would go in any pool. So that -- and -- and we didn't pay for the facility. So he named chlorine and painting and equipment. All that would -- would be a cost to any -- any pool. So I think it would be six of one and a half a dozen, you know, of the other -- of the other.

So I don't think it -- you know, it's -- it's a -- it's a bad way. It's unfortunate that if you look at it based on what I've heard and what I see, I guess it would be the cost -- the same cost whether it was at Tate's or where it sits today.

CHAIRPERSON MILLER-ANDERSON: Yeah. Well, my question was more of trying to figure out had they thought about any additional revenue streams to kind of offset it.

COUNCILPERSON HUBBARD: Uh-huh.

CHAIRPERSON MILLER-ANDERSON: I mean, obviously we've had a pool around for many years so I -- I wouldn't question the fact that we need -- wanted to have a pool. But just had they thought about ways of being able to offset some of the expenses.

MAYOR MASTERS: Madam Chair, some of you may -- may remember this, some of you may not. But in history, during that time a decision was -- it was a compromise on just the location of it because there was a move to rename Blue Heron after -- after Dr. King. And that didn't happen and the compromise was to have Barracuda Bay there for the children. That sort of was the -- I remember it very well.

But my main question/statement is -- I want to make sure I'm hearing this correctly. I want to go back first to Councilwoman's -- Hubbard's point. I do think that -- and this is just not just for the Parks and Rec -- that we just have to do a better job in promoting and getting the word out, period, throughout the city about what we have, when we have it, when it's open, when it's not open. And we have to keep doing it.

And you -- you can't just promote once or twice. It -- it has to be continually, because sometimes people come to the library and it is closed and it is open, and they may come to the Barracuda Bay and it may be closed and they think it's going to be open. And then you can -- so we have to just keep using Channel 18, using our newsletters, putting notices out weeks ahead of time, giving it to parents. Just keep doing it. And I think we'll do -- but what I really don't understand is -- and I know that we want to be consistent in our services to all of our residents. But let me ask you this 'cause maybe I missed something. Barracuda Bay is open on Saturday during the summer months?

PARKS AND RECREATION DIRECTOR BLANKENSHIP: Uh-huh.

MAYOR MASTERS: So our children can go and play and use the water on a Saturday. Okay. And I remember -- and -- and this is -- kind of adds to what Councilwoman Hubbard was saying about the library and those hours, not being open, not being closed. And because of that sometimes they may think it may bleed over to Barracuda Bay. I remember very distinctly -- distinctly when Councilwoman -- who was the chair at the time -- Pardo fought very hard for the library to be open on Saturday. I know this is off point but I'm digressing for a moment.

But if we can find a way for children to play and get in the water on Saturday in our city, then we ought to find a way that they can go and study at the library and open that up, as well. We can't just open up one and the library is closed. They can go play but they can't go study. That's -- that's challenging to my thought process. Thank you.

CITY MANAGER EVANS: Mr. Mayor and -- and members of the council, if I may, looking at the actual numbers here for promotional activities, Barracuda Bay has \$500 in monies for promotional activities. So my recommendation would be that --

COUNCILPERSON PARDO: Channel 18 is free.

CITY MANAGER EVANS: -- my -- my recommendation would be for us to increase that and also to work with the Parks and Recreation Department to put together a marketing and promotional plan that looks at revenues, looks at how we promote -- it has a destination -- and really try to see if we can make some strides and then have this discussion in a future budget conversation to see where we are with respect to our year-to-date numbers.

But I think we have to have a marketing plan. It -- it's not reasonable to think that we can move from the revenue that we collect to another, you know -- to gain another 15 or \$20,000 or \$30,000, for that matter, if there's only \$500 that is appropriated in the budget for marketing and promotion. We've got to do things that attract kids and activities and parents to utilize that facility.

So if it is the pleasure of the council, I would like the opportunity to increase that particular promotional activities to maybe \$15,000. Allow for Parks and Recreation to work with the City Manager's Office and the Economic Development Team, as well as the CRA, to make it a -- to really rebrand it and see if we can get more activity and create some different pricing structure that can help move the mark and then discuss this at

subsequent budget conversations.

CHAIRPERSON MILLER-ANDERSON: And can you all come up with what you would like to do and that will determine how much we put in there? I don't -- I mean, are you all okay with just saying put 15 in there and just let us know what you can do with it.

CHAIR PRO TEM DAVIS JOHNSON: I'd like to see a -- a preliminary plan of what the activities --

CHAIRPERSON MILLER-ANDERSON: I know.

CHAIR PRO TEM DAVIS JOHNSON: -- would be to market and brand. But I think that one of the places that we could start first is on the website, because I'm looking at it and I don't see the hours of Barracuda Bay there. I was looking between the library and Barracuda Bay and I see where the library has its hours. And maybe we need to run a schedule online -- online as well as on TV 18 for both so that, you know -- because residents do see it.

But you know, show me -- show me what you're doing for the 15,000 and -- and I can support that. Because the bottom line here is we're wanting to increase revenues at Barracuda Bay. We understood that it was never going to necessarily turn a profit, but we've got to kind of meet it in the middle of trying to sustain it. Because it's not something that I want to see closed. It is something that is a --

MAYOR MASTERS: That's right.

CHAIR PRO TEM DAVIS JOHNSON: -- it's utilized. Is it utilized to capacity? No. So I would believe that that dollar value that we place on your marketing and branding campaign would serve to bring us up. So just, yeah, let us see what that looks like.

CITY MANAGER EVANS: Okay. We'll put together a -- kind of a -- a small marketing plan that kind of hits on some of the things that we want to do. And then once we get direction from the council, really get into the -- the meat and potatoes of exactly what we want to accomplish with respect to the -- the funding if -- if allocated.

CHAIRPERSON MILLER-ANDERSON: Okay.

CITY MANAGER EVANS: Okay.

CHAIRPERSON MILLER-ANDERSON: All right.

CITY MANAGER EVANS: All right. Back to --

CHAIR PRO TEM DAVIS JOHNSON: So we're -- we're at consensus that there'll be no outsourcing to a third-party management company?

CHAIRPERSON MILLER-ANDERSON: Right. Yeah. We (unintelligible).

CHAIR PRO TEM DAVIS JOHNSON: Okay.

CITY MANAGER EVANS: All right. Slide 27 is Public Works and Stormwater. Establish an internal services fund for fleet management. This is consistent with what we want to do for -- for IT. It is very common with respect to how most government entities do fleet service that in the event that a police vehicle is serviced, there is funds that are transferred over to help sustain the operations on the fleet side.

So it is the same thing that we talked about earlier with respect to creating that internal services fund for -- for IT. It helps tracks -- it tracks expenditures and revenues better than we currently do and so it provides for better accounting. Consolidation of management of all vehicles into the fleet management division. Currently some of the rolling stock is not managed by the fleet management division. So our intent is to bring all that in house and allow for us to be able to better track and surplus and acquire the necessary rolling assets that the City needs to be able to provide service.

The next is Delete an NPDES coordinator or project assistant in Stormwater. The intent behind that is to allow for existing staff to do that, but more so is to see stormwater infrastructure constructed versus the process of adding additional staff to be able to -- to eat into that revenue stream. We want to move forward with some of the capital construction. And in the event that we need said positions, then we will come back and have that discussion at subsequent budget years. But we think we need to move forward with some of the projects first before we additional personnel.

COUNCILPERSON HUBBARD: Is that a required county or state position? How did we get that on the --

CITY MANAGER EVANS: The --

COUNCILPERSON HUBBARD: -- on the table?

CITY MANAGER EVANS: -- the NPDES is currently being provided where we are a co-permittee on that. So we are required to provide documentation but with -- there's no specific position that you have to have in the organization to do that. It's just that the appropriate paperwork and documentation has to be filed with the regulatory agencies.

COUNCILPERSON HUBBARD: Okay.

CITY MANAGER EVANS: Next item is the creation of two new firefighter positions. This is to better provide life-safety services. And if there's any questions with respect to that, the -- the Fire Chief can certainly answer that. And then the transfer of the lifeguard, the beach lifeguards to the -- to the fire department.

The next item is the police department, four new police officers. These police officers would be dedicated to the Community Policing Task Force that the -- the Chief has been talking about where we would have officers entrenched in the community to be able to be more actively engaged in the policing. And if I could have Chief Williams come up and speak a little bit more in detail on -- on those items and -- as well as the additional

positions. And I'll speak specifically to the assistant chief position and the deputy chief position and the deputy chief position.

POLICE CHIEF WILLIAMS: Good afternoon, members of Council, Mayor. Under the police department and what's being proposed by the Manager at the request of the department are four new positions for police officer.

During the council retreat, what the department heard was -- well, first of all, let me start off by saying that -- that community oriented policing is the way that we do business in the City of Riviera Beach. Under that umbrella of community oriented policing are a variety of strategies and -- and techniques. Among the one that was initially rolled down by the industry was this notion of creating a community oriented policing unit: officers dedicated to being responsive specifically to areas of concern.

We, with these four persons, will -- will be reintroducing that type of model. It will enhance the visibility and give those officers the flexibility to do some of the things that community oriented policing promotes from an organizational strategy standpoint. The 1.2 -- or 1.5 new positions, police tech, one full time, one part-time, that is for the implementation of our body-worn camera program, in addition to the purchase of that equipment that is going to cost us about \$700,000 over five years.

As you know, there are 250 plus thousand allocated this year that will allow us to purchase those and then pay over time for the equipment, is the strategy. We have reached out and talked with any number of other cities who have implemented the program, and the impact on them operationally from a personnel standpoint has been roughly the 1.5 persons to manage the administrative aspects of implementation of the body-worn camera program, to include records requests, redactions, all of those kinds of things that are required.

Currently our state attorney has said that they will not review the entire segment of film. So we can no longer just submit to them the film of the day and have them then go through and find out -- find what they need. We would have to -- if we did that, we'd have to redact all the information that is protected and exempted by the public records request. So that's been passed back on to -- to agencies. And of course, then, the maintaining of the day-to-day responsibilities with that.

The two new Crime Scene positions, because of our increase in technology and the reporting required with them, for example, our ShotSpotter technology, we now recover more evidence from the discharge of firearms than anyone else. Why? Because we now know where those shots took place so we're able to go to that location. And when we go to that location we often recover evidence. That evidence then has to be processed forensically and analyzed and our Crime Scene persons had been doing that in addition to their other Crime Scene duties and responsibilities. The two new positions will help us keep up with this increased workload that's been generated by our use, our heavy use on -- on technology. We currently lead the rest of the agencies in our county in submissions into the Brass Track system. Our shell casings that have helped other jurisdictions resolve situations in their cities, because we're able to match that gunshot

evidence.

MAYOR MASTERS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

MAYOR MASTERS: For the Chief. You prefaced your statement earlier by saying that it is the -- I'm going to paraphrase -- basic philosophy of our police department to be COP, Community Policing; that's correct?

POLICE CHIEF WILLIAMS: Yes.

MAYOR MASTERS: Okay.

POLICE CHIEF WILLIAMS: That's -- that's the way we do business.

MAYOR MASTERS: How many officers do we have in your department that is doing businesslike that in Community Policing? we have any -- do we have a -- part of the police department that's doing that? Do we have a few officers or how -- how is that being done now, is what I'm asking.

POLICE CHIEF WILLIAMS: Community Policing is a -- is a business model. It's the way we do business. It's by -- starting with its definition as we understand it, we're engaged in Community Policing from the chief of police down to the -- to the last officer.

Within that umbrella, as I indicated, are any number of techniques, tactics, strategies that can be deployed. And among those that have historically been employed is having a dedicated unit that was responsive to the community in terms of them being able to reach and touch and feel somebody and say, This is my community-oriented policing officer. What we would love and what we're striving for is to have them feel that way about all of the officers that they are engaged in, but because we do have a service demand that sometimes does not permit our officers to be as engaged as they -- as they could possibly be. With these additional persons and dedicated and to a targeted area, we hope to -- to impact that so that when we hear, Well, we used to have officers that were walking and getting out of the car and we could see them, so, you know, now we'll be -- have the ability to do that with these dedicated officers and --

MAYOR MASTERS: So these will be --

POLICE CHIEF WILLIAMS: -- I think it'll make a difference.

MAYOR MASTERS: -- four -- these four new police officers, new positions would be -- these are the kind of cops that would be walking the beat or riding the bicycles or just really being in the neighborhood?

POLICE CHIEF WILLIAMS: That will be -- that will be among some of the things that -- yes, that they will be doing and engaged in. It will be what the industry has sold to communities as being the -- the Community Policing model. And we recognize that folk

kind of want to see that, and we'll be able to do that so that they can see that and have an impact.

When I talked to the Manager about this we identified the area in our city where 60 percent of our calls for service originate and are generated. That's overall calls for service. And having those bodies begin there to try to make a difference. We have about a mile-by-mile square area that shapes the world's view of Riviera Beach. And what I want to do is impact that mile-by-mile square area so that we create a different dialogue, a different picture. So we have a beautiful barrier island. The central part of our city could be any urban setting in America with all the kinds of problems associated with urban living. West of Congress, golf course communities, gated communities. The Rapids Water Park, almost a half million people a year visit the City of Riviera Beach through the Rapids Water Park. So that's our total city.

MAYOR MASTERS: And you are right, Chief.

POLICE CHIEF WILLIAMS: We want to impact that.

MAYOR MASTERS: People want to see it because as you -- you and I know and others know that that's what works, and that's what the best practices are that we see in the country that has reduced violence and -- and crime when the more community police officers you have and boots on the ground, it does work. And that's why I think people want to see it. At one point I want to -- let me ask you this. We have a -- we had a DARE Program which was really a model for community police. We don't have that anymore, do we?

POLICE CHIEF WILLIAMS: No. We don't have DARE. DARE is one of those programs that has not proven to be successful in the industry. And all the literature that they gave chief executives indicate that it hasn't been a successful program. You know, what we have are our school resource officers that we were able to obtain as a result of a grant. They are embedded in our schools and they are providing the great training. That's the gang resistance training. So that's the model that -- that we're using that is part and under our Community Policing umbrella.

MAYOR MASTERS: So there aren't any more DARE programs in the country?

COUNCILPERSON PARDO: Yes.

POLICE CHIEF WILLIAMS: I don't know whether or not any more in the DARE -- in the country.

MAYOR MASTERS: There are.

POLICE CHIEF WILLIAMS: I would imagine that there are. I was talking about --

MAYOR MASTERS: And I think that --

POLICE CHIEF WILLIAMS: -- overall success. And what we've done instead of the

DARE that is just as -- has been just as impactful is the great program, great training that incorporates a lot of the DARE curriculum so our school resources officers have been doing that.

MAYOR MASTERS: I think the DARE program has been successful, too. The other -- when it's used -- has been used in other places. Well, last but not least, the PAL Program, that I know you know that has been successful, is there any conversation in the police department about revisiting or implementing a PAL Program like is in West Palm Beach? Did we have one in West Palm Beach?

POLICE CHIEF WILLIAMS: No, we haven't had any discussions about implementing a PAL Program. And the research on the PAL Program has been similar to the research on the DARE Program. What we have opted to do in the City of Riviera Beach is support an already thriving Recreation Department. And as opposed to competing with them, partner with them.

So what we've found that works best for us over the years is having and encouraging our police officers to become involved as volunteer coaches with our already existing Recs Department and their various programs as opposed to -- to me trying to create another football league to compete with his football league.

MAYOR MASTERS: And -- and that's not all -- and I'm going to be done with this conversation --because that is not all what police programs do is create football teams, as you know. But -- so --

POLICE CHIEF WILLIAMS: No, I understand that.

MAYOR MASTERS: -- and the PAL Programs that I have seen, Mr. Chief, and that we have visited, including former Assistant Chief Danny Jones, the PAL Program was very successful. It has created a tremendous reduction in the violence and crime in those cities that have used it. And that's why some of your major cities like Philadelphia, Miami -- and it goes on and on and on -- are using it to great success. And I hope that in the future that our police department will take a look at the PAL, Mr. Manager.

CITY MANAGER EVANS: Yes, sir.

MAYOR MASTERS: Thank you.

CITY MANAGER EVANS: And -- and we are also -- incorporated in the budget is bringing back the Police Explorer Program.

MAYOR MASTERS: Thank you.

COUNCILPERSON PARDO: I have a question. So you mentioned the SRO. What do they do in the summer? The School Resource Officers, what are they doing now?

POLICE CHIEF WILLIAMS: They're assigned various community functions during the summer. They -- any of the schools that request them, the summer camps, they give

demonstrations there, those kinds of things.

COUNCILPERSON PARDO: And then what about the traffic officers? What do they do in the summer?

POLICE CHIEF WILLIAMS: The traffic officers are currently assigned to the shifts. Their hours are adjusted from school hours to more evening hours so that they can help with that workload.

COUNCILPERSON PARDO: So they're doing more of the beat instead of just --

POLICE CHIEF WILLIAMS: Well, yeah.

COUNCILPERSON PARDO: I'm just curious.

POLICE CHIEF WILLIAMS: Yeah. Yeah. Well --

COUNCILPERSON PARDO: Because I've been asking for --

POLICE CHIEF WILLIAMS: No, they're doing --

COUNCILPERSON PARDO: No, seriously, I've been asking for traffic officers over on the island. You know, we still have a -- a tremendous problem with speeders over there. So during the school year I always hear, you know, "I don't want to pull officers from the schools," and that's fine. I respect that. But when you have seniors who are trying to cross A1A with their little pets and you have cars coming from North Palm Beach or heading toward North Palm Beach and they're going 60 miles an hour, you know, it's -- it's a -- it's a problem. And I think the seniors need --

POLICE CHIEF WILLIAMS: And it -- and --

COUNCILPERSON PARDO: -- to be treated like the children, because I look at them as the same. They're -- they're vulnerable individuals.

POLICE CHIEF WILLIAMS: And -- and Mrs. Pardo, that's an easy operational adjustment. If that is a concern we just need to hear about it and those officers, when they --

COUNCILPERSON PARDO: I have --

POLICE CHIEF WILLIAMS: -- when the -- when school is out, if that is an issue that picks up, we can certainly adjust to make that happen. That is what is supposed to occur, and it's why they're available to the various platoon commanders for those kinds of needs. If they're engaged, if our platoon commanders are engaged with community leaders and hear those concerns, they have the ability --

COUNCILPERSON PARDO: Okay. Well, I can tell you --

POLICE CHIEF WILLIAMS: -- to resource that --

COUNCILPERSON PARDO: -- who -- the guys who have been my commander or whatever they're called in District 4, for too many years I've been complaining about it. And now I guess I have a new person, a -- a major. So I've made him aware of it, too.

POLICE CHIEF WILLIAMS: Well, now I can --

COUNCILPERSON PARDO: So I look forward to, you know, seeing the guys out there trying to calm the traffic.

POLICE CHIEF WILLIAMS: You -- you've made me aware, and that's certainly something operationally that is an easy fix for us and we -- we can -- we'll --

COUNCILPERSON PARDO: I look forward to it. Thank you.

POLICE CHIEF WILLIAMS: -- give that attention. Yes.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

CHAIR PRO TEM DAVIS JOHNSON: How many Crime Scene investigators do we currently have?

POLICE CHIEF WILLIAMS: Let's see. We have three currently plus a supervisor.

CHAIR PRO TEM DAVIS JOHNSON: And so are -- are those three not meeting the needs?

POLICE CHIEF WILLIAMS: Those three are being worked tremendously. And what is adding to that in addition to their workloads, because -- is our technology and our abilities to keep up with all the things that we have to do with all the evidence that we collect. We now have the ability to analyze our own fingerprinting. We have our AFIS system in place, all of those things that were not in place in years past.

CITY MANAGER EVANS: Madam Councilwoman, if I may, if -- I have had the opportunity to go over there, and if it was a matter of those positions versus any of the positions that the City Manager has proffered, I would give up my positions for the sake of supporting that unit there. They are working on fold-out tables. They have inadequate space. And when you go in there I see all those bags, and that's an answer to a crime or closure for a family, so they're in desperate need of assistance in that particular operation.

CHAIR PRO TEM DAVIS JOHNSON: Thank you for that. The -- how -- well, I'm -- I guess we haven't gotten there yet, when you talk about the reclassification, because I wanted to know how many assistant chiefs do we currently have in the complement?

POLICE CHIEF WILLIAMS: We have two assistant chiefs currently.

CHAIR PRO TEM DAVIS JOHNSON: And those two assistant chiefs are tasked with

what, exactly?

POLICE CHIEF WILLIAMS: We have two chimneys or bureaus of operation. Our Operations Bureau, the Operations Bureau commander is responsible for 60, 65 percent of the staffing. Those are the men and women who respond to radio calls and the specialties that support them. Investigators, Marine Unit, K-9 Units, Crime Scene folk, all of those folk report to our Operations Bureau commander.

On the other side of the house is the Administrative and Support Services. That assistant chief keeps me out of jail. He's the one that's responsible for our financing, all our certifications associated with FDLE, communications and all of its certifications.

CHAIR PRO TEM DAVIS JOHNSON: Now, are any of the --

POLICE CHIEF WILLIAMS: Evidence and those kinds of things.

CHAIR PRO TEM DAVIS JOHNSON: Okay. I'm sorry for interrupting.

POLICE CHIEF WILLIAMS: No, you didn't.

CHAIR PRO TEM DAVIS JOHNSON: Are any of the officers that are currently in the complement eligible to be Crime Scene investigators?

POLICE CHIEF WILLIAMS: Officers currently, no. When we reorganized in 2006 --

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

POLICE CHIEF WILLIAMS: -- in an effort to get more police officers, sworn police officers on the street, we created the civilian position of Crime Scene, our police tech Crime Scene Specialist. And since that period of time, that group of individuals have now created certifications that have been recognized statewide, and you have to go through a school and become certified in that particular -- so our approach has been to use civilian staff and that is consistent with our sister cities and the industry. They are supervised by a sworn police sergeant.

CHAIR PRO TEM DAVIS JOHNSON: Okay. And then how many officers at any given time are on the street during a shift?

POLICE CHIEF WILLIAMS: During a shift? Our platoons are set up this way. We have a captain that is responsible for a work group. On the east side there is a sergeant and three police officers. On the west side there are two sergeants and seven police officers in addition to whatever support staff that -- or support groups, rather, that may be working, such as traffic, our task force personnel, our Marine Units, those -- those kinds of things. So --

CHAIR PRO TEM DAVIS JOHNSON: What is that? Three officers -- we have three officers, you said, on the east side. Did I understand you correctly?

POLICE CHIEF WILLIAMS: Yes. We have three police service areas on the east side. The east side would be --

CHAIR PRO TEM DAVIS JOHNSON: Is that east of Blue Heron?

POLICE CHIEF WILLIAMS: That east would be east of Barak Obama.

CHAIR PRO TEM DAVIS JOHNSON: Okay. And everything west of seven officers and two sergeants?

POLICE CHIEF WILLIAMS: Yes, including our other support groups that are out there, traffic, task force folk, etc.

CHAIR PRO TEM DAVIS JOHNSON: So I've never understood why we don't have more officers out on the street. We have the sergeants and the captains around. But why -- why is it that we don't have more officers assigned to the street? So I'll give you an example: Last night I was coming in from dinner and there was the accident at Blue Heron and Congress. I would venture to say that there were six, if not seven cars there because it was -- I guess it was a terrible situation that occurred. And I have a question about the information that comes over. But if they are all there, who's then left to monitor?

POLICE CHIEF WILLIAMS: Well, when you say "they are all there," you know, the "they are" that are all there would be any number of officers that are specialized in investigating that. So persons that could have been there in -- in addition to those ones that I outlined that service the police service areas, traffic investigators, Crime Scene investigators. So those could have been the -- the numbers that made up those -- those groups. But them being there would not impact and have a disruption on the -- the -- the services that anybody would probably be eligible for and provided through any other part of the city.

CHAIR PRO TEM DAVIS JOHNSON: So I'm just -- I'm just wondering, you know, based on the amount of activity that sometimes happens, I -- I'm just always interested in seeing a greater blanket of protection in a deeper bench. And so that's the reason for the question as it relates to the number of -- this number of seven that you talked about that's on the west side. Because the west side is a large area. You know, especially when we talk about going all the way out to Haverhill. So I'm -- I'm just wondering and curious as to the number and why we don't seem to increase that and have a greater visibility of officers out and about patrolling.

POLICE CHIEF WILLIAMS: The number that -- the number that is there is -- and how they're assigned to the police service areas is based on the service demands as analyzed throughout our city. So the resources that are available have been maximized so that consistent levels of service are able to be maintained.

So when you say the seven, in -- in addition to the seven, you've got -- you've got to add the two police -- the two police sergeants that are there that are capable. You've got to add any manager, mid-level manager that is there that is present, so all of those bodies are available to provide police services. So responding to calls for service, they should be there. So -- to -- if -- if we're saying that we want to see or we haven't seen

more police officers, my impression is that the resources that are there are pretty adequate and that when I look at and review how we track about move through the neighborhoods, I -- I -- I -- I see -- I see visibility.

CHAIR PRO TEM DAVIS JOHNSON: Okay. You -- I -- I just wondered from a citizen's perspective as a resident, you know, just when you see the -- a number of vehicles, you know, you know that the efforts and the resources are concentrated on that particular incident. And I get that there are other people that may be out there. I'm just thinking in terms of, you know, overall coverage. It was just -- it's a thought for me.

POLICE CHIEF WILLIAMS: The -- the coverage is more than adequate for a city our size and -- and given our service demands. And we have enough to be responsive to any concern, emergency that -- that hits our city, including the accident that you saw on yesterday.

CHAIR PRO TEM DAVIS JOHNSON: Are our sergeants out in the field or are they at the station?

POLICE CHIEF WILLIAMS: No. Sergeants, their primary responsibility -- 30 percent of their day is probably administrative tasks. The other 70 percent of that day should be operational in field assignments.

COUNCILPERSON PARDO: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

COUNCILPERSON PARDO: Okay. So Chief, with some of this, I -- I'm sorry, but I disagree with you. I hear -- you know, I complain all the time we don't see any policing. Very rarely do we see policing on the island. As you know, we have a problem with cars being broken into, and we've had this problem now for the past couple of years. And I think people are going over there because they know very rarely is there a police officer around.

Over at the Ocean Mall. I took you over to the Ocean Mall. We went over there during the day and you witnessed for yourself there is a big homeless population over there. And when it gets dark, the Ocean Mall is very dark to begin with because of the turtle lighting. There's a problem in that Ocean Mall Park at night. There's all kinds of stuff going on there. And if I can see it and the residents can see it, I don't understand why the police can't see it. I don't understand why we don't have better patrols through that Ocean Mall at night.

And, you know -- and again -- and I've heard from some police officers, you know, if there's a -- some kind of incident over in that district -- and not just that district because some of those officers will go on the other side of the tracks if there's something big going on. And then you're left with -- if there's an incident, people are waiting 45 minutes for -- for a police officer to show up. So I just really question whether or not we do have enough police officers on the road at every shift. And, you know, to have seven on the mainland and then three from -- from the tracks over to the island? You know, is -- is that really

enough? And what happens when a police officer calls out sick or he's on vacation?

POLICE CHIEF WILLIAMS: Then those positions are filled. Mrs. Pardo, what I would invite -- and any member -- to -- to visit and see what I see on a daily basis when I'm reviewing whether or not we are providing adequate services to this community. I kind of have been doing this for over 40 years. And I would not leave any police service area without adequate police services. It just doesn't happen.

I hold our commanders responsible for making certain that it happens. I think what is -- what -- what occurs is that we probably can do a better job at educating maybe our policymakers and even the city manager on what it is that we do and how we do business. We have been successful. We -- we've been successful. The men and women work hard. Now, if you asked my police manager, Can you use more resources? Yeah. Give me a hundred more. But Mr. Manager, can you give me a hundred more police officers? It -- it -- no. It -- it doesn't.

But give me what we need to do our jobs and I think that we can. I will show what our lineups look like each and every day, the personnel that are available. I read our significant incident reports and I see the officers assigned to 12-hour shifts. Now, they're -- out of those 12-hour shifts if an officer responds to one call for service where he generates a report, he is only out of service or she for that period of time. They have the balance of their shift that we expect our managers to be directing their activities. But on the island in particular, of course we have a neighborhood officer that's assigned there. And every shift there is someone assigned to PSA 11. And those --

COUNCILPERSON PARDO: Talk about that neighborhood officer. Because I haven't seen a neighborhood officer. No one has introduced a neighborhood officer to me. And, you know, now after I retired a couple years ago, I -- I work from home the majority of the time and very rarely do I see anyone coming down my street. I still haven't -- you know, I still have people complaining. You know, years ago we had Randy Edwards. Everyone knew Randy. Randy was up and down the streets. Randy knew what was going on. We had another officer; I don't know his name. He's over on the mainland. Officer Summers. All right? Another guy rode around with the -- you know, his window down, knew everyone. Who is our new officer and is he dedicated just to Singer Island? 'Cause I haven't seen him in the Ambassador Center and I haven't seen him going through my neighborhood.

POLICE CHIEF WILLIAMS: Yes. Yes.

COUNCILPERSON PARDO: All right. So who is that person and what hours does he work?

POLICE CHIEF WILLIAMS: Yes, he's been -- it's --

COUNCILPERSON PARDO: Just so I could tell my residents.

POLICE CHIEF WILLIAMS: Yes. It's -- it's -- currently is Everett Morgan and he is currently working afternoons into the night. I think he starts at 4, 5 or 6 and goes to

midnight or so. He's primarily been focused on the Ocean Mall areas and the homeless situation that you're talking about. He's done --

COUNCILPERSON PARDO: Does he work on the weekends?

POLICE CHIEF WILLIAMS: He does. He's done -- he's done --

COUNCILPERSON PARDO: There's issues there on the weekends.

POLICE CHIEF WILLIAMS: -- he -- he's been -- he's been there now maybe a couple of months or less. He has made a couple of community meetings. He's met with any number of residents. I'm disappointed that he hasn't had an opportunity to -- to -- to meet with you.

COUNCILPERSON PARDO: Yeah. I'm disappointed, also.

POLICE CHIEF WILLIAMS: But -- but he's there. But he's -- he's provided a report for me that's done an analysis of the situation on the island, and what he's identified is the increase in number of sober homes/flop houses and the -- and the distinction between the two. We have been able to get him assigned to the Sober Home Task Force, and so he's going to be a part of that. And going after the illegitimate operations is going to be a priority of his. So I'll make certain that he gets around.

But from my perspective, you know, I hold the district commander responsible for making those introductions. And if you have a new district commander and he hasn't introduced himself or introduced who the neighborhood officer is -- and I'm a bit disappointed about that and I will deal with that from a management perspective.

COUNCILPERSON PARDO: Okay. That's fine. So, you know --

COUNCILPERSON HUBBARD: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Hold on.

COUNCILPERSON PARDO: -- I'm on the record. I've been on the record for a long time.

POLICE CHIEF WILLIAMS: (Unintelligible).

COUNCILPERSON PARDO: You know, I truly believe that the east side of this city isn't getting the representation that they need. The island, that Ocean Mall -- I go by that Ocean Mall on the weekends. We had just recently --

MAYOR MASTERS: And on the west side.

COUNCILPERSON PARDO: -- we had two weekends of -- excuse me, Mayor?

MAYOR MASTERS: Yeah. And I don't think no side is getting what we should be getting.

COUNCILPERSON PARDO: Right. We had volleyball tournaments. There was not one police officer around. And I already went after Scott after the Ambassadors. So if we're allowing all these people into the city, hundreds of people, and there's no policing, you know, obviously there is something wrong with the system.

COUNCILPERSON HUBBARD: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Yes.

COUNCILPERSON HUBBARD: One -- one thing that I would say, I think that I live in to -- in one of the most demanding areas of the city. I think that we all would like to see more police officers as we open the door or stand out or riding by.

But I think, too, that if the number of police that we have on one shift at a time isn't what we would like it to be, I think from a legislative standpoint this budget session gives us an opportunity to increase the budget at the police department so that we can have 24 as opposed to 12 on a shift at a time, and we can do the math and find out what that number is and so that if the City is so big that it's like we don't, you know -- we can't see them, the ones that are out there, I think that we need -- I think that's something that -- that we need to think about.

Another thing, I did go to the volleyball thing and I saw two police officers at the -- at -- at the volleyball because I was -- 'cause I was like -- they were like, "Are you going to get out?" I was like, "No way. I'm not getting out in this hot sun to -- for the -- for -- to go out on the sand." So I did get to see two officers out at the volleyball --

COUNCILPERSON PARDO: I was there for hours at the volleyball tournament.

COUNCILPERSON HUBBARD: -- at the volleyball event.

COUNCILPERSON PARDO: And no one was there.

COUNCILPERSON HUBBARD: So -- so I saw two of them. I don't know how many more was assigned or -- or -- or was supposed to be there. The -- the other thing is, you know, about definition and the understanding of words. I think when we -- we talked about the -- one, let me -- let me -- let me digress for a minute.

When we -- when we oftentimes say that people come into our neighborhoods or people are speeding, I remember one time I wanted the officer to set up a speed trap in the neighborhood. He said, "Now, be careful, because the people that are speeding in your neighborhood are your neighbors. And those are the people that are going to be mad with you. It's not people coming from outside of your neighborhood speeding in your neighborhood. It's somebody who left something home in the morning. It's somebody who left late. It's somebody who -- who's going to be -- to be mad with you for your neighborhood association setting up this speed trap."

So that's something, you know, really to think about. So what we converted to or reverted to instead was an educational piece so when we had our meetings we talked to

the people about the speeding. And another thing is that when people steal and break into places, it's not other people coming from other places. It's your neighbor's children. It's the people that live in the neighborhood that oftentimes --

COUNCILPERSON PARDO: Not there.

COUNCILPERSON HUBBARD: -- will break in. Some kids have something like they call like the garage door opener and they go through the neighborhoods and see who garages will it -- will it open and they do a lot of -- a lot of little mischief type things. Because I know one thing, maybe people from out of town but not people from the west side -- because if people from the west side go to the island to create stuff, chances are they're black people and they're going to stand out. And as soon as somebody sees a black person, they're going to call the police anyway so they're not going to go over there to try to do a lot of breaking in and stuff.

But sometimes, you know, you have people come from out of town. Like, they hit -- because they'll -- they'll hit 95. They'll come. They know where they're going. They're going to do their dirt, and then they're going to get right back on the expressway and they're out of here. So I think, you know, we -- our community is one of the most high -- one -- and I say "one of." I -- I'm not saying it's the only demanding calls. But I can't -- you know, I'm not going to say every time I walk out the door I see a police officer.

But what I like and what I am pleased with is when I do call somebody, I'm satisfied with the response time. If, you know, that -- that you get to me quick enough or where I feel like you heard me when I called -- when I called in. But I do say that this is a perfect time for us if we want more police officers to get our budget together and increase our budget so that while the -- while the Chief's putting three over there, seven over there -- here, he can put seven over there and then put 21 over here. We just do the math, find out what that number is, and then we can decide if we want to increase the public safety budget to -- to fit -- to fit that -- to fit that concern. I'll be happy to -- to see that.

MAYOR MASTERS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

MAYOR MASTERS: I definitely agree with Councilwoman Hubbard. I definitely agree with Councilwoman Pardo. Chief, I've spoken to a lot of your sergeants, spoken to several of your captains, several police officers. And many on a day-to-day basis and they -- I just have to go with what they tell me. And they tell me that they feel that we just need more boots on the ground, period. They also tell me some of the past officers, as well as some of the present, that we're just too top heavy and if we weren't so top heavy we could have more officers on the ground.

So I'm not saying you haven't done a good job. I'm just saying there's always room for improvement in every department. As you say, we all need more resources and more resources we have, obviously we can do -- do better. But, you know, the fact is that you have someone over on the island who never met with -- the island's representative. It's - - it's an embarrassment, it's shameful, disrespectful to -- to the elected official. That

should've happened in -- in the very first week. And I'm glad that you -- you will address it.

But even your -- your own chart here, you want to add four new positions. You want to create 1.5 new positions. You want to create two new positions more. You want to reclassify, I guess, the manager does, one assistant chief of police, deputy police chief position. And I'm hoping that we really look at that. I don't understand why we need two assistant chief or deputy police chief. We have Chief and he, like everybody else, I think one assistant. I don't know why we need a deputy or either a deputy and an assistant.

I -- I would hope that we would revisit that and re-evaluate that and get some of these cops, officers out of the station and get them where they need to be. And some of them out of the cars, walking the streets, walking the beat, knock -- out there, or riding the bicycles. We must have.

Even with your own admission, Community Policing is just the only way to go. And Community Policing is definitely getting more officers more visible. The fact that you may have them, but if the people don't see them, it's useless. We need to see them more. I need to see them more in the community. And they tell me that, you know, those shifts, they just don't have enough officers to adequately cover to -- to do their job.

Now, if they -- if that's a -- if that's not true, that's what they tell me and I take a lot of stock on what they say because they're out there hour after hour, risking their lives. That's one reason why I've been pushing for body cams and because it's so important to our officers. And it's important to our residents. So I agree with Councilwoman Hubbard that if -- at one point we had a retreat, we had asked for 10 more officers that would be on the Community Policing that would be walking the beat. Is that not true, Mr. Jones?

DEPUTY CITY MANAGER JONES: Sir?

MAYOR MASTERS: At that retreat when we were all there and I think there was a consensus that we ask for 10. Did -- didn't we not agree for 10 more officers at -- that would be walking the beat? Is that true? And -- and I need you to say it for everybody can hear.

DEPUTY CITY MANAGER JONES: Yes, sir. At that retreat in January.

MAYOR MASTERS: It was 10?

DEPUTY CITY MANAGER JONES: Yes, sir.

MAYOR MASTERS: And I need to ask you something. When you went to -- when I went with you to Philadelphia and to Camden, New Jersey, is it a fact that the more officers that you have out of the cars in the neighborhood walking the beat or bicycling the beat, we were told and we were shown statistics that will show and was shown to us that it had a tremendous decrease in crime and violence. We saw cops by twos walking the streets in Camden and we were like, Wow, this is wonderful. Is that not true?

DEPUTY CITY MANAGER JONES: Yes, sir.

MAYOR MASTERS: And is it not true that when we visited the PAL Program, we were given statistics by that PAL Program in Philadelphia, which is leading the nation in being the premier with the PAL Programs, we saw the statistics black and white on paper that it had a great reduction in crime and violence in those neighborhoods in the inner city; is that not true?

DEPUTY CITY MANAGER JONES: Yes, sir.

MAYOR MASTERS: Thank you, Mr. Manager. Mr. [sic] Chair?

COUNCILPERSON HUBBARD: Mr. -- Miss Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON HUBBARD: So even if we -- even if we don't -- we can't create 10 positions, I -- and we got the four here, that's a start.

MAYOR MASTERS: It's a start.

COUNCILPERSON HUBBARD: And if we -- if we so desire to have 10 we gotta put our money where our mouth is and multiply it up so that we can afford the 10.

MAYOR MASTERS: It's a start.

COUNCILPERSON HUBBARD: So, you know, we -- I -- I'm sure nobody's going to deny it.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair, quick question.

CHAIRPERSON MILLER-ANDERSON: Yes.

CHAIR PRO TEM DAVIS JOHNSON: I thought that we were -- just from the complement of officers that we have, we were going to place an additional 10 in rotation in operation. Was that not the idea? It wasn't a -- I don't remember it being a creation of new positions. I thought that we were going to use from the existing complement an additional 10 officers for patrol.

COUNCILPERSON HUBBARD: I don't even remember the 10 discussion, but I was just trying to make an example of -- of how we get where we want to be, by putting our money where our mouth is. And I'm saying now if the Chief and the Manager is saying, Hey, I can -- I can implement your boots on the ground if you give me four positions, then we give them four positions. We see how that work, then we give -- and then we -- then we do some more. But I don't even remember the discussion about the 10 -- the 10 positions so I can't say whether it was a new hire or rotation. I would -- you know, I would really be misspeaking to that. But the four position is worth starting --

COUNCILPERSON PARDO: All right. Let's --

COUNCILPERSON HUBBARD: -- and bringing it in for what is it? The bicycle and the walk-around. That's what these four is for. That's what they're actually for.

CHAIR PRO TEM DAVIS JOHNSON: Yeah. But why can't we not --

COUNCILPERSON PARDO: All right. Mr. Manager?

CHAIRPERSON MILLER-ANDERSON: Hold on. Hold on. Were you finished, Miss Davis Johnson?

CHAIR PRO TEM DAVIS JOHNSON: I was not.

CHAIRPERSON MILLER-ANDERSON: Go ahead.

CHAIR PRO TEM DAVIS JOHNSON: Why can we not use to create those walking-beat officers -- why can't we use what's in our complement and reassign them? Because everybody that is employed as an officer is not on the beat at -- at any given time, right?

POLICE CHIEF WILLIAMS: Within existing resources, if -- if -- if we're saying that we want to see more -- we want to see officers as a Community Policing tactic walking, if that's what makes us -- we want to see -- we want to increase visibility. What I interpret that to mean is we want to see the officers out of the car as opposed to driving through the neighborhoods in that box, getting out of when they often can.

We have the ability to direct that activity. And that's what we're trying to get our managers to do, because the entire 12-hour period that they're working is -- they're not tied up. So we have the ability to engage that way. We also have young police officers who want to be in these specialized assignments. And we give them the opportunity to learn traffic, Crime Scene, I mean, investigative stuff, drug investigative stuff. We've got folks on boats and all those other kinds of things. If tasked, you know, we -- I would begin reexamining that, you know, do I need five officers in traffic about? You know, maybe I only need three. And -- and looking at reallocating some of those.

So -- but I -- I'm -- I'm not saying we have to do that. I'm saying given -- given this request, I think we can meet the expectations that Council has generated as a result of its retreat discussions, and we can do and -- and -- and hit those benchmarks that I hear articulated about those things that are associated with in their -- in -- in your minds, Community-Oriented Policing. We have the ability to do that and that there is no neighborhood here that is underserved by our existing patrol plan, none.

CHAIR PRO TEM DAVIS JOHNSON: How many officers, Chief, do we have, sworn officers in our complement? How many do we have?

POLICE CHIEF WILLIAMS: Our complement is 120 sworn police officers currently, I believe.

CHAIR PRO TEM DAVIS JOHNSON: So of those 120 officers, you've given us the breakdown of how they are allocated during the course of a shift. Of that 120, we could not take 10 of the existing officers? We would have to increase the budget of course to pay the salary for the additional services that we're using. I'm just trying to make it make sense for me. If we have a -- if we have 120, we know that 120 are not on the beat, right?

POLICE CHIEF WILLIAMS: Right.

CHAIR PRO TEM DAVIS JOHNSON: So why could we not then take -- if we talked about in January, 10 officers to begin our Community Policing project, 10 of those 120 certainly could be allocated for that purpose with those dollars being placed in the budget. Is that not reasonable to consider?

POLICE CHIEF WILLIAMS: Reallocating the -- using existing resources and the way that they're deployed currently, I think best serves us. If we want to reallocate then the way I would do that is what I -- what -- what I'd suggested earlier, is looking at where we now have those support operational kinds of activities and getting the bodies from there if -- but I -- I -- I wouldn't recommend it. I wouldn't recommend it.

I would recommend consistent with what the Manager is presenting, give us an opportunity to increase by four. You will see the impacts of that increase in terms of your overall notion and perception of that aspect of what you're calling Community-Oriented Policing that may be missing. And we can do that, and we can do more with the existing resources that are in place by managing those persons.

COUNCILPERSON PARDO: Mr. --

CHAIR PRO TEM DAVIS JOHNSON: Well, I --

COUNCILPERSON PARDO: -- oh, I'm sorry.

CHAIR PRO TEM DAVIS JOHNSON: -- I just see it as an opportunity for us to give greater -- an opportunity for us to give opportunity for those individuals that are currently hired to perform. Because I don't see -- unless there is a report that shows me where we've utilized all 120 of those officers in a given fiscal year, then there is room to utilize those officers in -- in my mind. And maybe -- maybe there's a component of law enforcement that I'm not getting, but when I look and I see 120 bodies, then certainly I see where we can reallocate those bodies to directives that the council may want to see implemented and put in place.

POLICE CHIEF WILLIAMS: Not with -- not without -- not without impacting, you know, our existing service requirements.

CHAIR PRO TEM DAVIS JOHNSON: Okay. I'm missing something, Chief, or there's a disconnect for me.

POLICE CHIEF WILLIAMS: Well, the notion is that the -- that the -- that the existing personnel are not -- are -- are -- are not doing -- are not in place to provide service. So if

they're providing service at one level and we want to reallocate how they're doing that, there may be an impact. So if we're going to take those bodies, instead of having the -- the three bodies on the east side and the seven plus the supervisors on the west side, drawing from those numbers from each of those four platoons would maybe lessen that number and then do -- but as far as law enforcement services, Community-Oriented Policing doesn't mean that you're not a policeman. I mean, you're still engaged in police work. So we can do those kinds of things, yes. But it's going to have an impact someplace in our organizational structure. We would have to reallocate our current patrol plan.

CITY MANAGER EVANS: Madam -- Madam Chair, if I may, during the budget discussions on the 28th and 30th, the departments will have an opportunity to present their respective budgets. At that time we can bring the staffing plan, and you can have some additional visuals to help maybe clarify the Chief's perspective and how we can look at deploying our -- or how we deploy our existing personnel on a visual. And then the Council will get another opportunity to engage in this dialogue and the Chief has clearly heard and I have clearly heard the desires of the council. And to be able to provide some options as it relates to Community Policing and making sure that if we do need additional resources, we can ask for those as part of the budget process. But they are going to present their -- represent their respective budgets to the council at the meeting on the 28th and 30th.

CHAIRPERSON MILLER-ANDERSON: Okay.

COUNCILPERSON PARDO: All right. So Mr. Evans, I just had a question. So those four police officers that they're asking for, are they certified officers or are we going to put them through the academy, certify them? So that's going to be an extra --

CITY MANAGER EVANS: They are going to be --

COUNCILPERSON PARDO: -- you know, time --

CITY MANAGER EVANS: -- they are going to be certified law enforcement officers and they're going to be seasoned law enforcement officers.

COUNCILPERSON PARDO: Okay. Fine. So they'll be ready to go.

CITY MANAGER EVANS: They're not going to be -- yes, ma'am.

COUNCILPERSON PARDO: Thank you.

COUNCILPERSON HUBBARD: One last question. Chief, so, for example, in this -- so example, you have 12 -- say 10, 12 police officers working per shift, for example. I'm just giving you this. So that's 7 to 3, that's one group of 12.

POLICE CHIEF WILLIAMS: That's right.

COUNCILPERSON HUBBARD: Three to 11, that's another group of 12. Then 11 to 7,

that's another group of 12. But this is all still one particular day. So if we're talking -- I'm just using that number 12 -- so that's 36 officers per day that's working out of -- out of the 120. And then so I guess everybody stays on that rotation for a while and then they -- and then you got 36 that have to be off because of, you know -- they've worked that many days for a month and then they're off, you know, or on a different rotation.

POLICE CHIEF WILLIAMS: Yeah. Yeah. That staffing just represents, you know, one -- one --

COUNCILPERSON HUBBARD: Day.

POLICE CHIEF WILLIAMS: -- day's -- actually one shift of -- of operation. So we have four platoons. So the day starts at 6 in the morning and goes to 6 in the evening. And then the next platoon of that same number would come up and they work the second half of the day. And of course, you need four of those units in order to provide 24/7 operational coverage.

COUNCILPERSON HUBBARD: Okay.

POLICE CHIEF WILLIAMS: So the -- and had I known we were going to be getting in at this level then, of course, a visual of our organizational chart showing where our officers are deployed and how they're deployed and the functions that they're providing, and then talk about where we shift and who we shift to satisfy the existing notions.

COUNCILPERSON HUBBARD: Okay. Well, we can -- like the Manager said, we'll see all that, I guess, in the 28th and the 29th.

CITY MANAGER EVANS: 28th and 30th.

COUNCILPERSON HUBBARD: 28th and 30th.

CITY MANAGER EVANS: Yeah.

COUNCILPERSON HUBBARD: Okay. Thank you.

CITY MANAGER EVANS: Yeah. We've got the senior prom for senior citizens on the 29th so we had to move --

COUNCILPERSON HUBBARD: Oh.

COUNCILPERSON PARDO: Thank you, Chief.

CITY MANAGER EVANS: -- we had to move our date. Okay. The next couple of changes are in the library, the Justice Service Center, Civil Drug Court and Youth Empowerment Center. In the library it's the establishment of an independent department, the creation of an assistant library director, the creation of a library page part-time, an outsourcing information technology functions to a third-party vendor.

The outsourcing of the information technologies through a third-party vendor assists with us being able to -- since the -- the library systems are so unique and changing and the downloading of books and digital media and those things, the skill set necessary and the opportunities to be able to connect with our other local libraries, it -- it's more advantageous for us to look at doing something in -- in that realm. And that's something that's consistent with the support of the library director and -- and staff, that that is the most suitable thing for us moving forward. And it would just be for that particular function.

CHAIRPERSON MILLER-ANDERSON: For other municipalities, had you looked at them? Are they doing the same thing? Is that a common practice now or we're just behind in technology?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: No. It's not that we're behind in technology. It's the fact that our staff is so limited and to try to get them to be able to be here when we need them in the morning at City Hall at 7:30 all the way till 8:00 at night at the library and then in again on Saturdays, you know, again, we - we have staff dedicated strictly to deal with the police department and, you know, to be able to get that much coverage we just can't.

CHAIRPERSON MILLER-ANDERSON: So is it just a matter of needing more staff in the IT department?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: If you wanted to add more staff -- but again, what we're looking at is to just have somebody to be able to cover maybe again the evening shift and the weekend for us. So when they get calls, they can just respond to them quickly. And it really would almost be the public computers are down. They could literally come in, unplug one computer, slap in another computer and, you know -- and maybe work -- working that way. We're not -- we're not talking about high-tech work over there. But if their book system goes down, maybe that's something they respond to, you know, for check in and check out. But again, we're just concerned about covering those extra hours. So -- so it -- it's a stop-gap measure at this point. And I think then maybe when the chief information officer comes on board, they can certainly relook at it. But we're trying to promote the hours, and when we lose computers over there, it's really -- it's --

CITY MANAGER EVANS: Yeah.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: -- it -- that's why the public is there a lot of times. I mean, as you know, you know, that whole --

CHAIRPERSON MILLER-ANDERSON: So this is just a temporary measure until --

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: -- (unintelligible) --

CITY MANAGER EVANS: The -- the -- we would assess this when the new information technology officer comes on board. And then at that time they can make the determination what is the most appropriate course of action. But, you know, there's a lot

of things that not having somebody dedicated to that that we're missing out on opportunities for our library patrons so this would be somebody that would be solely focused on assisting in making sure our technology is up and operational at all times at the library because right now IT is, you know, all over city trying to -- to make sure the network and things are functioning in an appropriate fashion.

CHAIRPERSON MILLER-ANDERSON: But what would the fiscal impact be if we kept that in house and hired someone to do that, those positions? One or two, whatever -- however many positions was that?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Let me answer. I don't think that this would be more than a 20, \$25,000 contract. So again, to bring in a body you're, you know, in the 40s and then benefits on top of that.

CHAIRPERSON MILLER-ANDERSON: Would be benefits and all of that.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: And again, just to fill those hours. Now I'll tell you, we could use a body anyway, you know, to -- to supplement another thing. But again, it's a fiscal impact and, you know, as you saw, we had a \$3.4 million gap we were trying to, you know, close, so we're trying to do certain things. I mean, you gotta -- it's policy decisions and -- and how we reduce our resources.

CHAIRPERSON MILLER-ANDERSON: I would like to see the two options along with what their duties would be.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Okay.

CHAIRPERSON MILLER-ANDERSON: The -- the finance -- financial side of it, as well as what their roles and responsibilities would be, because I -- I mean, I don't -- if we don't have to outsource it, I don't see the point in doing that. And if it's just a matter of someone unplugging a computer or -- I -- I mean --

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Well, again, we would have to announce --

CHAIRPERSON MILLER-ANDERSON: -- but this -- this --

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: -- we'd have to create like a second shift or, again, a flex shift to be able to --

CHAIRPERSON MILLER-ANDERSON: Right. I understand.

CHAIR PRO TEM DAVIS JOHNSON: As well we should have.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: -- go over the --

CHAIRPERSON MILLER-ANDERSON: But Mr. Evans mentioned about the -- being

able to tap in with the other libraries. Is that what you were saying? Tapping in with the other libraries to be able to utilize electronic books?

CITY MANAGER EVANS: In -- in -- in most cases where you see that you have a designated library technology expert, that they look at digital downloads. They look at how to utilize technology to be able to modernize library functions and operations. So I would envision this person not just unplugging and plugging in computers, but also looking at what other resources could be available through digital media and those types of things.

So -- and our only reason for not asking for a full-time person is we would like to have that chief informational officer come in and make an assessment to say exactly what pieces are needed and plus we're restricted in space. They're in a trailer at this particular moment. So finding a space to house them is quite difficult. So that's why we thought, hey, contracting out this for the interim, get somebody on board to do a full assessment of what's going on and then from that point provide recommendations as to, Okay. We need to have this skill set or that skill set or restructure our -- our IT operations, because we don't have that specific expertise in house, per se.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

CHAIR PRO TEM DAVIS JOHNSON: I have a -- isn't that the role of -- of our current person, Mr. Elvis? Is -- isn't it his role to evaluate the needs of what is required for us by way of IT and technology?

CITY MANAGER EVANS: Elvis is our IT manager, but the skill set that we're looking for in order to make it its own department is -- is substantially advanced, because we've had some -- some challenges and -- and the thing is with the ERP that's coming on line, you're talking about significant resources and project management skills that are necessary to be able to move this project forward, being that it's over what, \$4 million? Yeah, \$4 million. So you need somebody with an advanced skill set that understands all intricacies and nuances of information services.

CHAIR PRO TEM DAVIS JOHNSON: Oh, so it's -- okay. So help me with this. We -- we are asking to reclassify a position to a network administrator. What's the role of the network administrator?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: You -- you have system administrators and you have network administrators. One deals with your - your nervous system, the -- the foundation on which everything else is operating on. And then you have those that manage the systems that are built on top of the foundation. So we do not have a network administrator. Everyone we have over there, they're either communications types people, they're PC type people, and then we have those that run a system which, again, is like the individual who works on the police department's system.

So now that we have spent the last couple of years actually building the foundation

and putting in the fire walls and, you know -- and those types of -- now we need somebody that can administer that system for us going forward. And then again, we have two system administrators. One is vacant and all we're asking is just reclassify the job description to more of a network position. No change in salary or anything. They'd be equivalent. But one would focus on the network and one would focus on the -- the systems that actually operate on that network.

CHAIR PRO TEM DAVIS JOHNSON: Okay. So Mr. Miller -- it's Elvis Miller, right?

CITY MANAGER EVANS: Uh-huh.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Yes, Elvis.

CHAIR PRO TEM DAVIS JOHNSON: So his role is to just manage?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Right now he's the IT manager. Okay? So he is overseeing that group under my direction. And then once we split them off, now you need a director just like we did with purchasing last year. We -- we rolled it off and we created a director position. And in essence what that does, it's going to add another position over them.

And I would tell you you probably have a couple of people over there that would apply for that position. But again, it's a -- probably at a higher level, you know? Like, understand what the manager is saying. It's probably a higher level, you know, senior position. And again, as we now go into actually the phase of the IT master plan of adding things like the ERP, adding the Parks and Recreation system, you know, we're looking at a City Clerk system and actually adding those, that's where we see the position that Mr. Miller is currently in, would actually reside. I mean, he'd be in the implementation of the systems side. But then again, the system administrator then runs the system and the network administrator oversees the actual foundation network system.

CHAIR PRO TEM DAVIS JOHNSON: How many techs do we currently have over there?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: I'm sorry, how many techs?

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: There's three techs. We have --

CHAIR PRO TEM DAVIS JOHNSON: And we've never had -- and -- and those techs leave, I guess, around 5 or 6?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Yeah. We've tried to expand their hours and get them here from 7:30 to cover us from 5, 'cause again, people come in in the morning. So we kind of have an overlap over there. And if they need to work on the systems, they're here after 5 when everyone else is -- has left.

So they're coming in nights and then they come in on weekends to deal with upgrades and -- and you know, when they need to take something down to -- to implement.

CHAIR PRO TEM DAVIS JOHNSON: Well, I'm of the opinion that adding an additional person is a fiscal impact that I am willing to support in light of the fact that we have so many issues. We've had issues with technology. There are times when my -- my e-mail does not even update.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Right.

CHAIR PRO TEM DAVIS JOHNSON: And I -- you know, we have these various challenges. So if there is an opportunity to bring someone in to cover those hours where there may be --

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Okay.

CHAIR PRO TEM DAVIS JOHNSON: -- shortcomings and downfalls, I think that we do need to take a look at that, because cyber -- our cyber security and safety is equally as important based on the amount of information that we transmit and -- and what's going forth, we need to make sure that there is a person there that can address those issues in the gap.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Okay.

CHAIRPERSON MILLER-ANDERSON: So we'll -- we'll have them bring --

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: We'll go back and --

CHAIRPERSON MILLER-ANDERSON: Yeah.

CHAIR PRO TEM DAVIS JOHNSON: Okay.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Yeah.

CITY MANAGER EVANS: Okay.

COUNCILPERSON HUBBARD: You mean add a new person to the IT Department?

CHAIR PRO TEM DAVIS JOHNSON: To cover the hours after.

CHAIRPERSON MILLER-ANDERSON: The two --

CITY MANAGER EVANS: The two options?

CHAIRPERSON MILLER-ANDERSON: Yeah.

COUNCILPERSON HUBBARD: That would -- that would be able to --

CITY MANAGER EVANS: Okay.

COUNCILPERSON HUBBARD: -- cover the library needs?

CHAIR PRO TEM DAVIS JOHNSON: The -- the library -- the city -- pretty citywide. Because if something happens in the course of the evening --

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Yeah. It -- it would be citywide.

CHAIR PRO TEM DAVIS JOHNSON: -- you know, I'm having to send an e-mail to Elvis in the middle of the night if there's something -- because I work late, right? So if I'm looking for something to happen, there needs to be a person that can address it immediately and I don't have to call him to get that done. I believe that it should be --

COUNCILPERSON HUBBARD: Would that -- the same person that would be able to handle the library?

CHAIR PRO TEM DAVIS JOHNSON: I think that it should be --

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Yeah.

CHAIR PRO TEM DAVIS JOHNSON: -- all-encompassing of city IT needs.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Yeah. And -- and again, that would allow us to, again, have almost a second shift so we don't have to keep people on overtime. They could maybe be doing some things.

COUNCILPERSON HUBBARD: And we don't have to outsource.

CHAIRPERSON MILLER-ANDERSON: Right.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Right. Right. We --

CHAIRPERSON MILLER-ANDERSON: Well, he's going to bring the two options back so we can see what they --

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Right. We -- we would -- we would not contract for the library. We would have somebody full time that would be able to cover those hours and -- and then do some other work, as well.

COUNCILPERSON HUBBARD: And so right now I'm -- in my mind I -- we have Debra, the new guy, Will, and Don. So those are the --

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: We have -
- and there's Oscar.

COUNCILPERSON HUBBARD: And Oscar.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: And Oscar.

COUNCILPERSON HUBBARD: So we have five people that can fix things.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Yeah. Right.

COUNCILPERSON HUBBARD: And so we'll hire just one more and that'll just be six.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: To -- to expanse -- to cover additional hours and including the library.

COUNCILPERSON HUBBARD: Now, which -- so -- and there's somebody totally separate from the people we just named that's over at the police department?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Yes.

COUNCILPERSON HUBBARD: Okay.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Yeah. And then you have James Wood and Debra also -- should be exclusively police. That's their intent is to be exclusively police. But again, because of the staffing we occasionally need to pull them. Chief groaning on that one? We occasionally need to pull them to help in other areas.

CITY MANAGER EVANS: I -- I -- I -- I do --

COUNCILPERSON HUBBARD: So who is the -- which one of those people are at the police --

CITY MANAGER EVANS: -- I -- I --

COUNCILPERSON HUBBARD: -- the -- is the police IT person?

CITY MANAGER EVANS: I do want to address the police IT conversation.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Yeah.

CITY MANAGER EVANS: I -- I did have a conversation with the Chief of Police and -- and spoke specifically on some of the duties and responsibilities and functions. And I think at this particular matter -- at this particular moment it's appropriate to keep that person in that operation until we bring somebody else that has the aptitude in house to be able to learn that skill set and duplicate in that service. So -- because they do more than just your traditional I -- IT items plus they're exposed to sensitive information.

So it would be my recommendation as we proceed forward in the budget process to keep that position there but with the understanding that when we bring on an IT director and an IT specialist or whatever we want to call it, that they learn that skill set to provide that duplication of services to ensure that there is no issue and they could assist in the

event that there is some -- some concern. So I -- I do want to -- to make that amendment and -- and we'll reflect it in the proposed changes to the -- to the budget.

COUNCILPERSON HUBBARD: Okay. Very -- very good. Okay. But now, let me ask this. We were talking about five people that are in our IT department and we said it was Don, Will, Debra, Oscar and somebody else.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Oh, there -
- there's more than five people in the department.

COUNCILPERSON HUBBARD: In IT?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Right. In IT. We have --

COUNCILPERSON HUBBARD: That go out and fix computers?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: Okay. Right. That group is a -- there's five.

COUNCILPERSON HUBBARD: There's five people.

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: That -- that go out and fix.

COUNCILPERSON HUBBARD: So you're going to hire one -- another person that can go out and fix things?

DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES SHERMAN: To -- that can go out and fix things and -- and be able to expand the hours to cover the library's operations.

COUNCILPERSON HUBBARD: Okay. Okay.

CITY MANAGER EVANS: But that's the one that we're going to bring back both the --

COUNCILPERSON HUBBARD: Right.

CITY MANAGER EVANS: -- options. Okay?

CHAIRPERSON MILLER-ANDERSON: Let me just share with you. I -- I got a note that was passed down to -- from some anonymous person sitting up here that's -- that says they're getting tired and didn't know if they were going to be able to continue beyond this time until 6. So what are we trying to get accomplished between now and 6:00?

CITY MANAGER EVANS: We can actually -- if we get -- get -- after this page we can stop and the other items we can look to bring back in -- in our other discussions.

CHAIRPERSON MILLER-ANDERSON: Well, that -- and would that be an additional

meeting or will we be able to fit that in to the other meetings that we're going to --

CITY MANAGER EVANS: I think if we -- if we extended the -- the end time on one of the meetings we can still -- we can fit it in.

CHAIRPERSON MILLER-ANDERSON: But those are 5:30 to 8 meets so --

CITY MANAGER EVANS: I think -- I think -- I think 5:30 to 8, 5:30 to 9, something like -
-

CHAIR PRO TEM DAVIS JOHNSON: Extend to (unintelligible). Extend it.

CHAIRPERSON MILLER-ANDERSON: You're -- you're all good with that?

CHAIR PRO TEM DAVIS JOHNSON: Yeah. (Unintelligible).

CITY MANAGER EVANS: So -- yeah?

CHAIRPERSON MILLER-ANDERSON: Okay. All right.

COUNCILPERSON HUBBARD: Uh-huh. So we're going to finish this page?

CITY MANAGER EVANS: Yeah. We finish this page and then we can --

COUNCILPERSON HUBBARD: Okay.

CITY MANAGER EVANS: -- conclude.

COUNCILPERSON HUBBARD: I think Tonya can make it through the --

CITY MANAGER EVANS: Okay.

CHAIRPERSON MILLER-ANDERSON: I guess you know who sent the note down, huh?

CITY MANAGER EVANS: The -- the next is the Justice Service Center, is create two new positions, reentry coordinator and office assistant. With some of the demands that the program is experiencing and some of the clerical needs, it was mentioned to me and -- and to staff that these positions are critically needed in order to be able to provide the essential services in that -- in that division.

COUNCILPERSON HUBBARD: How many persons are in that department now?

CITY MANAGER EVANS: I would have to --

COUNCILPERSON HUBBARD: Is that the department with Orie Bullard?

CHAIR PRO TEM DAVIS JOHNSON: It's Orie, uh-huh.

DEPUTY CITY MANAGER JONES: Yes.

ASSISTANT FINANCE DIRECTOR HOSKINS: Yes, it's Orie Bullard.

CITY MANAGER EVANS: Uh-huh. Yeah.

CHAIR PRO TEM DAVIS JOHNSON: And I -- and those positions are grant-funded?

ASSISTANT FINANCE DIRECTOR HOSKINS: Orie's are, yes.

CITY MANAGER EVANS: Orie's are.

CHAIR PRO TEM DAVIS JOHNSON: Or the -- the -- the two positions that are currently -- or just -- just his position?

ASSISTANT FINANCE DIRECTOR HOSKINS: His position. Sorry. He has a staff of -- let's see, I would say about four or five. Those are grant-funded.

COUNCILPERSON HUBBARD: Okay.

ASSISTANT FINANCE DIRECTOR HOSKINS: Now, those two up there will be funded by the City's general fund.

COUNCILPERSON HUBBARD: Okay. One -- one of the -- excuse me, Madam, one second. The -- Orie Bullard's position is a -- is a department where they go out and they do different things in the -- in the -- in the community.

ASSISTANT FINANCE DIRECTOR HOSKINS: They're the reentry.

COUNCILPERSON HUBBARD: Just the reentry?

ASSISTANT FINANCE DIRECTOR HOSKINS: Right. Right.

COUNCILPERSON HUBBARD: Okay. The Re-entry group that --

ASSISTANT FINANCE DIRECTOR HOSKINS: Right. They're called the Re-entry -- it's a Re-entry grant so they help felons enter back into the --

COUNCILPERSON HUBBARD: Society.

ASSISTANT FINANCE DIRECTOR HOSKINS: -- community.

COUNCILPERSON HUBBARD: Yes.

ASSISTANT FINANCE DIRECTOR HOSKINS: The workforce and all of that.

COUNCILPERSON HUBBARD: Okay. So his -- his division is just reentry?

ASSISTANT FINANCE DIRECTOR HOSKINS: Correct.

COUNCILPERSON HUBBARD: Gotcha. That -- okay. All right. Thank you, ma'am.

CHAIR PRO TEM DAVIS JOHNSON: Well, how long -- how long have we been receiving the grant funds for that department, for those positions?

ASSISTANT FINANCE DIRECTOR HOSKINS: I want to say at least --

DEPUTY CITY MANAGER JONES: Eleven years.

ASSISTANT FINANCE DIRECTOR HOSKINS: -- 11years.

CHAIR PRO TEM DAVIS JOHNSON: Okay.

COUNCILPERSON HUBBARD: Uh-huh.

CHAIR PRO TEM DAVIS JOHNSON: And is there -- so are we on a -- a trajectory to continue long term with that funding for the -- that department? Because I'm thinking that, you know, we need to start thinking in terms of if that grant -- if those grant dollars do not become available, then we want to be -- be serious about our Re-entry Program. At what point will we revisit the budget to give consideration to bringing those positions on the City's side?

CITY MANAGER EVANS: Well, one of the things certainly, I think I've heard it loud and clear with respect to looking for grant funding and grant opportunities, and these types of programs lend itself to those types of opportunities on the state and federal level. So I think it's advantageous for us to look at some type of additional grant funding to assist in -- in these types of operations. But we do need to look at the long-term sustainability is if the grant funding goes away, is the City prepared to be able to absorb those costs? And that's the -- that's something that we're certainly looking at from a budgetary perspective.

CHAIR PRO TEM DAVIS JOHNSON: Okay.

CHAIRPERSON MILLER-ANDERSON: With -- with a lot of the potential budget cuts from the state and federal coming down, are those grants coming from any of those pots of money?

CITY MANAGER EVANS: I can't speak to that at this particular moment, but I can certainly do some research on it.

CHAIRPERSON MILLER-ANDERSON: Okay. And any of these grant-funded positions we're talking about.

CITY MANAGER EVANS: Yeah.

CHAIR PRO TEM DAVIS JOHNSON: Well, Mr. Jones should know the answer to that question.

ASSISTANT FINANCE DIRECTOR HOSKINS: And I know next year they are --

CHAIR PRO TEM DAVIS JOHNSON: He should know. They have for 11 years.

ASSISTANT FINANCE DIRECTOR HOSKINS: -- scheduled -- the -- the Justice Service Center is scheduled to receive their grant -- their funding for next year.

CHAIR PRO TEM DAVIS JOHNSON: Through the County?

COUNCILPERSON HUBBARD: County?

ASSISTANT FINANCE DIRECTOR HOSKINS: Through the County, right. Right. Mr. Jones, did you --

CHAIR PRO TEM DAVIS JOHNSON: What other funding sources are there?

ASSISTANT FINANCE DIRECTOR HOSKINS: What other?

CHAIR PRO TEM DAVIS JOHNSON: What other funding sources are there, Mr. Jones?

DEPUTY CITY MANAGER JONES: Primarily from the County through the State. You know, the Re-entry Program isn't solely for Riviera Beach. It's a countywide Re-entry program. It's a -- a countywide Re-entry program for those returning citizens from state incarceration. Primarily those out in the western parts of Palm Beach County. But this particular year the County wanted to add local re-entry for those who are incarcerated in the County system because of the success of the Re-entry Program. The recidivism rate is extremely low and it's kind of like a model program for the state. I don't really see funding going away because it's very successful. It's easier to deal with them returning than to continue to incarcerate them.

CHAIRPERSON MILLER-ANDERSON: But they're trying to make money off of incarceration so --

CHAIR PRO TEM DAVIS JOHNSON: Right. Right. I -- I'm --

CHAIRPERSON MILLER-ANDERSON: -- I mean, are we thinking about some of these budgeting items that are being cut or grant funding positions that are going to be cut?

DEPUTY CITY MANAGER JONES: To my knowledge this program has received funding for next year and it is included in the budget. But it's something that we can, you know, look into and explore. Again, it's not totally a Riviera Beach program.

CHAIRPERSON MILLER-ANDERSON: Well, I understand that.

DEPUTY CITY MANAGER JONES: Yeah.

CHAIRPERSON MILLER-ANDERSON: And -- and that's my -- that's more my concern, because it's not just something for Riviera Beach. I mean, this obviously -- I mean, we're being hit hard in a lot of areas coming down from the top nationally down. So we need to know whether or not these positions are going to be impacted. I mean, are they or they're

not? I mean, you know where they're coming from. You said from the County. Where is the County getting it? Where -- where do they get it from?

DEPUTY CITY MANAGER JONES: It's allocated through the Justice -- Criminal Justice Commission.

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

DEPUTY CITY MANAGER JONES: Florida Department of Law Enforcement.

CHAIRPERSON MILLER-ANDERSON: Okay.

DEPUTY CITY MANAGER JONES: Is one of the funding sources.

CHAIRPERSON MILLER-ANDERSON: Okay.

CHAIR PRO TEM DAVIS JOHNSON: I -- I -- I -- I agree. I just think that as -- as I said, I just think that we need to start looking now just in case. We need to be prepared because we don't want a budget cut to come -- just say, for instance, 2019 is not funded. Then where do we go with our Justice Service Center?

CITY MANAGER EVANS: Right.

CHAIR PRO TEM DAVIS JOHNSON: That -- that's -- that's the only --

DEPUTY CITY MANAGER JONES: That's it.

CHAIR PRO TEM DAVIS JOHNSON: -- (unintelligible).

CHAIRPERSON MILLER-ANDERSON: Yeah.

CITY MANAGER EVANS: Uh-huh. Okay. All right. Next one is Civil Drug Court. It's for one new position is a community court clerk.

COUNCILPERSON HUBBARD: How many staff do the Civil Drug Court have and how many community clerks they have?

CITY MANAGER EVANS: I believe --

ASSISTANT FINANCE DIRECTOR HOSKINS: Four.

DEPUTY CITY MANAGER JONES: I think they're about four full time.

COUNCILPERSON HUBBARD: Four full time?

CHAIR PRO TEM DAVIS JOHNSON: Grant?

DEPUTY CITY MANAGER JONES: Three -- three and one part-time, she said.

CITY MANAGER EVANS: Yeah.

CHAIR PRO TEM DAVIS JOHNSON: Grant-funded?

DEPUTY CITY MANAGER JONES: Yeah.

COUNCILPERSON HUBBARD: All of them are grant-funded.

CHAIR PRO TEM DAVIS JOHNSON: Two -- I think it's two on the City's side. There's -
-

ASSISTANT FINANCE DIRECTOR HOSKINS: Right. There's two --

CHAIR PRO TEM DAVIS JOHNSON: -- there's an office assistant and the manager.

ASSISTANT FINANCE DIRECTOR HOSKINS: Right.

CHAIR PRO TEM DAVIS JOHNSON: And then the part-time process server.

ASSISTANT FINANCE DIRECTOR HOSKINS: And the -- right.

CHAIR PRO TEM DAVIS JOHNSON: That was just in the agenda item we just voted on this week.

CITY MANAGER EVANS: Uh-huh.

ASSISTANT FINANCE DIRECTOR HOSKINS: All right. There's two City, funded by the City. And then the grant is one, two and a half funded by the grant.

CHAIR PRO TEM DAVIS JOHNSON: Isn't the crime analyst or process server, as he's titled --

ASSISTANT FINANCE DIRECTOR HOSKINS: No, you're right. He's funded by the City.

CHAIR PRO TEM DAVIS JOHNSON: Yes.

ASSISTANT FINANCE DIRECTOR HOSKINS: Right.

COUNCILPERSON HUBBARD: So --

ASSISTANT FINANCE DIRECTOR HOSKINS: But the part-timer is funded by the City, not the grant.

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

COUNCILPERSON HUBBARD: So how -- so it's four, two full time and then two part-time?

ASSISTANT FINANCE DIRECTOR HOSKINS: The grant funding is full time.

COUNCILPERSON HUBBARD: The grant funding is full time?

ASSISTANT FINANCE DIRECTOR HOSKINS: Right.

COUNCILPERSON HUBBARD: So we have one full-time person.

ASSISTANT FINANCE DIRECTOR HOSKINS: On the City's side.

COUNCILPERSON HUBBARD: Regardless of how they're funded.

ASSISTANT FINANCE DIRECTOR HOSKINS: Oh, okay, no.

COUNCILPERSON HUBBARD: I'm -- I'm just asking.

ASSISTANT FINANCE DIRECTOR HOSKINS: They're a total of four and one part-time.

COUNCILPERSON HUBBARD: Four full time and one part-time?

ASSISTANT FINANCE DIRECTOR HOSKINS: Yes, ma'am.

COUNCILPERSON HUBBARD: And -- but none of them are the community court clerks?

ASSISTANT FINANCE DIRECTOR HOSKINS: This is a new position. Right. No.

COUNCILPERSON HUBBARD: Okay.

ASSISTANT FINANCE DIRECTOR HOSKINS: No. This is something new.

COUNCILPERSON HUBBARD: Okay.

CITY MANAGER EVANS: And -- and this is consistent with the request that was made at the last city council meeting to ask for additional support to be able to handle some of the intake and processing that's occurring at that particular facility.

COUNCILPERSON HUBBARD: Okay. Thank you.

CITY MANAGER EVANS: Okay? Okay. No questions on that one? The last one is the division name change, Youth Empowerment Center. The staff has put together a couple of options and the -- they voted on it and the name that they would like is the Urban Family Empowerment Center. They said that it -- it reflects the operations, that they -- they don't just work with youth and they wanted it all encompassing so that is why the -- they're looking to -- to change their name. So they've thrown out multiple options, but this was the one that was voted on by staff and the one they liked the most.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

COUNCILPERSON HUBBARD: Madam --

CHAIRPERSON MILLER-ANDERSON: Davis Johnson and then Hubbard.

CHAIR PRO TEM DAVIS JOHNSON: The question that I have with that is the Youth Empowerment Centers were created out of a kind of national initiative or county wide. I can't remember, chicken or the egg. But how does changing that name affect their funding? And then there is an urban Family Empowerment Center that's listed out here on the web and it deals more on a faith-based community premise.

CHAIRPERSON MILLER-ANDERSON: Yeah.

CHAIR PRO TEM DAVIS JOHNSON: And so how do we separate ourselves from that? And why is it important to change the name?

COUNCILPERSON HUBBARD: And I'll add to that and then let them respond to the whole thing. Okay. For me my -- my concern is this: That urban has become synonymous with black and poor. Words have their hidden association. It matters -- it - - the hidden association matters and it fuels the perspective that -- the perception of -- of certain communities. So the Youth Empowerment Center, if they wanted to change their name or if the name got to be changed, I can see it saying the Family and Community Empowerment Center, but anything outside of Urban Empowerment Center, because you know, those dog-whistle type of words, people will -- will attach certain connotations to our community.

So Urban, I -- I think we -- we -- we have to really be extra careful about what we do to ourselves. It's kind of like when the one lady went around by herself and got everybody to take prayer out of school and nobody didn't realize it till it was all done. And I think those type things can easily happen to us when we -- when we just buy into the first thing that people say are good for us. So I -- I want -- I don't -- I don't want us to call ourself Urban anything.

CHAIR PRO TEM DAVIS JOHNSON: If I may before you answer. I'm just thinking in terms of perhaps if they want to show that family is included and, you know --

CHAIRPERSON MILLER-ANDERSON: Yeah.

CHAIR PRO TEM DAVIS JOHNSON: -- it's a -- it's a given that if I have your children, I should have the parents, as well. But perhaps we can be the Youth Empowerment Center where Families are our Business. A tag line that is incorporating the inclusion of family as opposed to renaming the division to specifically call it the Urban Family Empowerment Center, and then you're going to have the issue of when folks to Google it, they're going to come across what's going on in the Bronx. And it may be some confusion.

CITY MANAGER EVANS: Okay.

CHAIR PRO TEM DAVIS JOHNSON: So maybe we can look at it to -- to tag -- to give it a tag line as opposed to name change.

CITY MANAGER EVANS: Okay.

CHAIRPERSON MILLER-ANDERSON: All right. So we'll come up with some different options and --

CITY MANAGER EVANS: Yeah. I will articulate that back to --

CHAIRPERSON MILLER-ANDERSON: -- you got the Youth and Families. You got the Community Empowerment Center.

CITY MANAGER EVANS: -- to staff and -- and --

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

CITY MANAGER EVANS: -- they can -- they can certainly do some -- some modifications to that.

CHAIR PRO TEM DAVIS JOHNSON: Okay.

CITY MANAGER EVANS: And if there is no additional remarks from staff, I think it's remarks from the -- the council.

CHAIRPERSON MILLER-ANDERSON: From a person. No. No.

COUNCILPERSON HUBBARD: We all agree.

CHAIRPERSON MILLER-ANDERSON: I think I'll save it that night when we gotta stay late. Now, don't say we don't want to stay late.

COUNCILPERSON HUBBARD: No. I -- I agree that we can do the next section at another time.

CHAIRPERSON MILLER-ANDERSON: Okay. Thank you.

COUNCILPERSON HUBBARD: I -- I move we conclude.

CHAIRPERSON MILLER-ANDERSON: All right.

COUNCILPERSON HUBBARD: Dismiss, adjourn.

CHAIRPERSON MILLER-ANDERSON: All right. Well, we're adjourned. So moved. All right. Thank you.

(CONCLUSION OF BUDGET RETREAT)

APPROVED:

THOMAS A. MASTERS
MAYOR

KaSHAMBA L. MILLER-ANDERSON
CHAIRPERSON

ATTEST:

CLAUDENE L. ANTHONY
CERTIFIED MUNICIPAL CLERK
CITY CLERK

TONYA DAVIS JOHNSON
CHAIR PRO TEM

LYNNE L. HUBBARD
COUNCILPERSON

DAWN S. PARDO
COUNCILPERSON

TERENCE D. DAVIS
COUNCILPERSON

MOTIONED BY: _____

SECONDED BY: _____

L. HUBBARD _____

K. MILLER-ANDERSON _____

T. DAVIS JOHNSON _____

D. PARDO _____

T. DAVIS _____

DATE APPROVED: SEPTEMBER 6, 2017

CITY OF RIVIERA BEACH CITY COUNCIL
AGENDA ITEM SUMMARY

Meeting Date: 9/6/2017

Agenda Category: CONSENT

Subject: MINUTES OF THE CITY OF RIVIERA BEACH SPECIAL CITY COUNCIL
MEETING HELD JUNE 28, 2017

Recommendation/Motion: STAFF RECOMMENDS THAT THE CITY COUNCIL
APPROVE THE MINUTES OF THE CITY OF RIVIERA
BEACH SPECIAL CITY COUNCIL MEETING HELD JUNE 28,
2017

Originating Dept	OFFICE OF THE CITY CLERK	Costs
User Dept.	ALL	Funding Source
Advertised	No	Budget Account Number
Date		
Paper		
Affected Parties	Not Required	

Background/Summary:

MINUTES OF THE CITY OF RIVIERA BEACH SPECIAL CITY COUNCIL MEETING HELD JUNE
28, 2017

Fiscal Years
Capital Expenditures
Operating Costs
External Revenues
Program Income (city)
In-kind Match (city)
Net Fiscal Impact
NO. Additional FTE Positions
(cumulative)

III. Review Comments

A. Finance Department Comments:

B. Purchasing/Intergovernmental Relations/Grants Comments:

C. Department Director Review:

Contract Start Date

Contract End Date

Renewal Start Date

Renewal End Date

Number of 12 month terms this renewal

Dollar Amount

Contractor Company Name

Contractor Contact

Contractor Address

Contractor Phone Number

Contractor Email

Type of Contract

Describe

ATTACHMENTS:

File Name	Description	Upload Date	Type
28JUN17_SCCM.docx	MINUTES OF THE CITY OF RIVIERA BEACH SPECIAL CITY COUNCIL MEETING HELD JUNE 28, 2017	8/6/2017	Minutes

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Burgess, Jackie	Approved	8/6/2017 - 5:53 PM

**CITY OF RIVIERA BEACH
PALM BEACH COUNTY, FLORIDA
SPECIAL CITY COUNCIL MEETING MINUTES
WEDNESDAY, JUNE 28, 2017 AT 5:00 P.M.
RIVIERA BEACH EVENT CENTER**

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

CALL TO ORDER

CHAIRPERSON MILLER-ANDERSON: Call to Order the Special City Council Meeting for June 28th at 5 p.m. Madam, roll call?

Roll Call

DEPUTY CITY CLERK BURGESS: Mayor Thomas Masters?

MAYOR MASTERS: Present.

DEPUTY CITY CLERK BURGESS: Chair KaShamba Miller-Anderson?

CHAIRPERSON MILLER-ANDERSON: Present.

DEPUTY CITY CLERK BURGESS: Chair Pro Tem Tonya Davis Johnson? Councilperson Lynne Hubbard? Councilperson Dawn Pardo?

COUNCILPERSON PARDO: Present.

DEPUTY CITY CLERK BURGESS: Councilperson Terence Davis?

COUNCILPERSON DAVIS: Here.

DEPUTY CITY CLERK BURGESS: City Manager Jonathan Evans?

CITY MANAGER EVANS: Present.

DEPUTY CITY CLERK BURGESS: Deputy City Clerk Jacqueline Burgess is present. City Attorney Andrew DeGraffenreidt?

CITY ATTORNEY DeGRAFFENREIDT: Here.

DEPUTY CITY CLERK BURGESS: You have a quorum.

CHAIRPERSON MILLER-ANDERSON: All right. We'll have a moment of silence and the Pledge of Allegiance led by Mr. Terence Davis.

COUNCILPERSON DAVIS: Yeah, the north, right? That's the north?

UNIDENTIFIED SPEAKER: Uh-huh.

COUNCILPERSON DAVIS: That's the north?

UNIDENTIFIED SPEAKER: (Unintelligible), yeah.

Invocation

Pledge of Allegiance

(Everyone stood for a Moment of Silence with the Pledge of Allegiance being led by Councilperson Davis).

AGENDA APPROVAL:

Additions, Deletions, Substitutions

CHAIRPERSON MILLER-ANDERSON: Members of the public shall be given a total of three minutes to speak on all items listed in the consent agenda. In no event will anyone be allowed to submit a comment card and speak on a consent agenda item after the adoption of the agenda. Are there any additions, deletions or substitutions?

CITY MANAGER EVANS: No, Madam Chair, there is not.

CHAIRPERSON MILLER-ANDERSON: Any from Council? Any disclosures by Council? Have a motion to adopt the agenda?

Disclosures by Council Adoption of Agenda

COUNCILPERSON PARDO: So moved.

COUNCILPERSON DAVIS: Second.

DEPUTY CITY CLERK BURGESS: Councilperson Davis?

COUNCILPERSON DAVIS: Yes.

DEPUTY CITY CLERK BURGESS: Councilperson Pardo?

COUNCILPERSON PARDO: Yes.

DEPUTY CITY CLERK BURGESS: Chair Miller-Anderson?

CHAIRPERSON MILLER-ANDERSON: Yes.

DEPUTY CITY CLERK BURGESS: Unanimous vote.

CHAIRPERSON MILLER-ANDERSON: Do we have any public comment cards?

DEPUTY CITY CLERK BURGESS: No, ma'am.

CHAIRPERSON MILLER-ANDERSON: For consent? Okay. All of the public comment cards for the consent agenda are closed now.

Comments from the Public on Consent Agenda (Three Minute Limitation)

CONSENT AGENDA

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

COUNCILPERSON PARDO: Is the microphone (unintelligible)?

CHAIRPERSON MILLER-ANDERSON: They're -- they're trying to adjust mine as I'm talking. Do we have any council that would like to have an item pulled from consent?

COUNCILPERSON DAVIS: None here.

DEPUTY CITY CLERK BURGESS: Madam Chair, we have no items --

CHAIRPERSON MILLER-ANDERSON: No?

DEPUTY CITY CLERK BURGESS: -- on the consent.

CHAIRPERSON MILLER-ANDERSON: Thank you. Let the record reflect Councilwoman Lynne Hubbard has come on the dais. Any petitions and communications for filing?

DEPUTY CITY CLERK BURGESS: No, ma'am.

CHAIRPERSON MILLER-ANDERSON: Awards and presentations?

DEPUTY CITY CLERK BURGESS: None.

CHAIRPERSON MILLER-ANDERSON: Public hearings?

DEPUTY CITY CLERK BURGESS: None.

CHAIRPERSON MILLER-ANDERSON: All right.

MINUTES

RESOLUTIONS

END OF CONSENT AGENDA

PETITIONS AND COMMUNICATIONS FOR FILING

AWARDS AND PRESENTATIONS

PUBLIC HEARINGS

COMMENTS FROM THE PUBLIC - 7:30 PM Non-Agenda Item Speakers (Three Minute Limitation)

Public Comment should be restricted to issues, matters, or topics pertinent to the City of Riviera Beach. Please be reminded that the City Council has adopted "Rules of Decorum Governing Public Conduct during Official Meetings, which has 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 or attendee removed from the podium, from the meeting and/or the building, if necessary. Please govern yourselves accordingly.

DEPUTY CITY CLERK BURGESS: We have no public --

CHAIRPERSON MILLER-ANDERSON: Do we have any public --

DEPUTY CITY CLERK BURGESS: I'm sorry.

CHAIRPERSON MILLER-ANDERSON: Do we have any?

DEPUTY CITY CLERK BURGESS: We have none.

CHAIRPERSON MILLER-ANDERSON: All right. So discussion and deliberation, item number 1.

Public Comments shall begin at 7:30 PM unless there is no further business of the City Council, which in that event, it shall begin sooner. In addition; if an item is being considered at 7:30 PM, then comments from the public shall begin immediately after the item has been concluded.

ITEMS TABLED

REGULAR - OLD BUSINESS REGULAR

DISCUSSION AND DELIBERATION

1. DISCUSSION AND DELIBERATION BY MICHAEL BUSH OF TREASURE COAST REGIONAL PLANNING COUNCIL ON THE STATUS OF AMENDING THE EXISTING INTERLOCAL AGREEMENT BETWEEN THE PORT OF PALM BEACH AND THE CITY OF RIVIERA BEACH.

CHAIRPERSON MILLER-ANDERSON: Mr. Manager?

CITY MANAGER EVANS: Madam Chair, if I may, I would like to again introduce Mr.

Michael Busha from the Treasure Coast Planning Council to talk briefly about the interlocal agreement between the City of Riviera Beach and the Port of Palm Beach. We both enjoy a good working relationship, and we know that there's an opportunity to improve that relationship and delineate and clarify the roles and responsibilities of both parties.

And so we would ask for some conversation and discussion from the council as we move forward with an amendment or a revised or a new interlocal agreement. So at this time I would like to have Mr. Busha share some information with you about just historically how we got to this point and then some steps moving forward.

MICHAEL BUSHA: Thank you, Jonathan. And thank you for having me down and the opportunity to sort of re-introduce this idea of updating your interlocal agreement between the City of Riviera Beach and the Port of -- is that all right? -- Port of Palm Beach.

And I -- before I get started I -- I got a tour this afternoon for the first time of the facility here. And it's -- you guys did an amazing job. I -- and Bicentennial Park, same way. There are kids everywhere. So forgive me, I just wanted to get that in 'cause I don't know if I'll be able to say that later. But --

COUNCILPERSON PARDO: (Unintelligible).

MICHAEL BUSHA: Yeah. But you guys did a nice job out here. There is an existing interlocal agreement. It was signed by the Port Council and -- and by the City Council back in November of 1996, more than 20 years ago. And inside that agreement there's a series of protocols and -- and notions about government relations between the Port and the City, how you're going to behave, how you're going to treat one another, who's responsible for different operations.

And it also -- what it also did, though, I thought, was memorialize this, sort of, long history the City and the Port have of, sort of, growing up together over the years. Regionally both the City and the Port are considered very, very important neighbors. I mean, the Port of Palm Beach is the only working port of any weight and any size in the entire Treasure Coast region, from the Boca Raton Inlet up to Sebastian Inlet.

The City also is a very important piece of that puzzle. I -- I wanted to say also that you're also important neighbors, but you're also worthy of a mutual relationship but one that is built on some mutual interests, some respect, understanding and some trust. And in fact, that was, sort of, the overall conclusion that came out, one of the big conclusions that came out of the June -- I think it was June 9th, 2015 joint workshop that the City hosted, invited the Port over.

You folks had dinner together. You worked hard together, trying to sort out what a framework -- what a new interlocal agreement might look like, or amended interlocal agreement. And I believe -- and I may be wrong, but I think that was the last time the City Council had met -- met with the Port Council on anything together. So I think that's -- we're overdue. Again, the topic was the '96 interlocal, again, designed really to facilitate port development but also to formalize certain commitments in your relationship.

The other big conclusions that came out of that workshop, that June 9th workshop a couple of years -- and I believe everybody here with the exception of -- of Councilperson Hubbard -- I don't think you were there for that event. Maybe you were there but not as a sitting commissioner. But about two-thirds of the folks that were there, everybody from the Port and the City thought -- and I asked two questions, really. Does the City and the Port need an interlocal agreement? And about two-thirds of the responses were yes.

And then I asked again, Do you think this thing should be updated? And the answer was almost unanimous, yes, if we're going to do this. A lot's changed in the last 20 years, the City and the Port. Some topics aren't -- are no longer relevant. There's some new topics that people were interested in back when we did the June workshop and also some clarification and maybe some reaffirmation of that relationship was needed. I know there was some healing that happened during that workshop, needed to happen; things needed to be said.

And after that a summary was completed, and I believe you have a copy of that summary in your package and that's in front of you. That was in -- we finished, I believe, that in -- at the end of July. There is a draft that's been completed, as well, of the interlocal, and it's been sitting for a couple of years. Not totally dormant. During the last two years I've met a few times, both individually with City staff and with Port staff and a couple of times over last summer we met together. Port staff and City staff met together just to talk about it and see where to go.

Why I'm here tonight -- and again, those are my remarks. But why I'm here tonight is just to ask you, Is this something you would like to add to your work program? Is this something you would like to see us pursue, the staff of the City and the staff of the -- of the -- of the Port and the Regional Planning Council certainly can help. Would you like us to maybe perfect this amended interlocal agreement and bring something back to you as a group at a joint meeting, preferably? Walk through it with you and see where you are on this? That's --

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON DAVIS: Mr. Busha, one of my concerns and why we called -- well, at least I thought the intent of this meeting today was to go over what was -- overview of what was discussed in the last meeting that we had so that we can schedule a -- a Port joint meeting with the Port Commission and our council to really go through what that interlocal agreement means.

Because I would hate to make decisions here now, then it goes back and then it be an interpretation of what was said. I think it would be a good opportunity to sit here and have a discussion. And too, our Legal Department will need to be sitting down, reviewing this document along with the Port's team so we can really -- I think this process has been way long overdue, and I think this is something that we need to definitely tighten up and make sure that the -- the -- the entire council -- but like you say, it's been a while.

And I -- well, me myself, I would like to go back over just to make sure that what I said yes to is a reflection of what that presentation is, which was what, two years ago?

MICHAEL BUSH: Two years ago, yes.

COUNCILPERSON DAVIS: Two years ago. So -- you know, at least I would like to at least hear an overview again of what we discussed at that time.

MICHAEL BUSH: Okay.

COUNCILPERSON DAVIS: So that we all as a board can know what -- what we agreed to and how we're going to move forward. One of the things that -- talked about with Commissioner -- Port Commissioner Peyton and staff, Manny, we talked about how can we create an opportunity -- because the Port are tenants of the land. With all the tenants that are coming and the current tenants that had renewal is putting some -- something in the teeth of the language that says, Hey, we want to make sure that 30 percent of your hires when you come into the -- the Port, which is in the City of Riviera Beach, are people who live/reside from the City of Riviera Beach. I think -- no matter where they are in the City.

That's something that as we launch a -- continue launching a better relationship between the Port and the City, I think that will set us apart from other cities across the state of really doing something significant. This says, Yes, we are community partners. Yes, we will identify those jobs when those tenants come in, what type of training -- training grounds that we need to put in place between the City, the Port and the local different folks that have the different disciplines here in the City. So I -- I'll just stop there 'cause I'm sure some of my other colleagues got some things they want to share with us.

MICHAEL BUSH: No, what was accomplished at that workshop was a new framework for the agreement.

COUNCILPERSON DAVIS: Right.

MICHAEL BUSH: And one of those pieces of the framework was to reaffirm that local employment and use of local goods and services would be sort of re-expressed in the agreement. So that's -- that was part of it. There was a long series -- we talked about issues related to landscaping, issues related to joint meetings and better communication between the Port, reaffirmation of using local employment and local goods and services agreements. Mutual indemnification on insurance was one of the -- was one of the things that was to be added. Sunset date for the interlocal agreement was to be added. Clarifying permitting, site planning approval and business licensing, business inspections procedures and permitted uses. Just to reaffirm really that that -- whether that's an operation that the City does or that the Port does.

COUNCILPERSON DAVIS: (Unintelligible).

MICHAEL BUSH: It's important. It's suggested that certain Port uses, you know, might be okay north of 11th Street, depending upon what kind of code that you have --

COUNCILPERSON DAVIS: Correct.

MICHAEL BUSHA: -- in place and land use that you have in place. The Port was looking for some help on stormwater utility and -- and fees, because they take a lot of the water from the west and it goes through their property to the east. And what gets discharged is their responsibility at the end of the pipe. So there wanted to be some discussion. There -- there needed to be some clarification about who's responsible for that, who pays the fees.

There was a suggestion to do a new overlay zoning code for the Port so that it would specifically address Port operations and not try and cobble together something from land side industrial parks west of the city and that wasn't -- that weren't really specific to the Port.

It recognizes some new land that the Port now has, about six acres to the south. South of the -- the right-of-way for the power lines. So the CRA plan was no longer to be referenced in there. Fire services, public services, water and sewer, since I believe there are already interlocal agreements for those now, they were not to be included in the new interlocal agreement. So what was agreed to at that time was a series of, well, directions about new things that should be added to the interlocal agreement or reaffirm what's already in the interlocal agreement. And there was a draft that I -- that was finished. And it has been circulated to staff, but this was a couple of years ago.

COUNCILPERSON DAVIS: Uh-huh.

MICHAEL BUSHA: So that -- those are the things that came out of that June workshop was a series of -- basically a framework to construct this amended interlocal agreement. And that's what I was -- I mean, we -- that needs some work and we still need to work on it. So -- and I think the way I would suggest that that be done is if the -- if you allow us to do it, the both staffs from the Port and the City and the Regional Planning Council get together and sort of walk through that and make sure we follow all that direction, bring something back to you that you can actually consider. 'Cause right now I'm just talking to you about what -- what had happened at the meeting and what the framework was supposed to be, you know, that we were supposed to work under that framework. That's all.

COUNCILPERSON PARDO: All right. Madam Chair?

COUNCILPERSON HUBBARD: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON PARDO: All right. So that's exactly what I was going to suggest. You need to bring us something.

MICHAEL BUSHA: Yeah.

COUNCILPERSON PARDO: So I recall seeing that draft almost two years ago. I know

the City Attorney was working on it.

MICHAEL BUSHA: Yeah.

COUNCILPERSON PARDO: Community Development was working on it and we had people at the Port working on it. So that's what I would suggest, bring it back and then let's go through it line by line. You know, to sit here and talk about it, you know, we -- you really need to see what's in it, because like you said, it was two years ago. Miss Hubbard was not on the commission.

MICHAEL BUSHA: Uh-huh.

COUNCILPERSON PARDO: And I believe --

CHAIRPERSON MILLER-ANDERSON: I had just come on.

COUNCILPERSON PARDO: Right.

CHAIRPERSON MILLER-ANDERSON: And Tonya -- Miss Davis Johnson wasn't here, either.

COUNCILPERSON PARDO: Right. She wasn't on, either.

MICHAEL BUSHA: Miss Davis Johnson, no, she wasn't on.

COUNCILPERSON PARDO: So, you know, that's really what needs to be done. And the other thing I would suggest, maybe Walter can give -- I don't think we videotaped it, but I believe we recorded it. So maybe we should distribute that recording or the minutes to the entire Council and, you know, also to the Port so they can go through it so we can see what was discussed.

MICHAEL BUSHA: Yes. The summary that you have --

COUNCILPERSON HUBBARD: Madam Chair?

MICHAEL BUSHA: -- in your --

CHAIRPERSON MILLER-ANDERSON: (Unintelligible) back up.

MICHAEL BUSHA: Go ahead.

COUNCILPERSON HUBBARD: I guess what I was expecting this evening was that you were going to do just that, take what y'all discussed, this product from 2015, go through it with us as to bring us up to speed as to where you are. And once you leave us, to come back with a product.

We would have a clear understanding, a working understanding of what you were going off to do and what you were basing that on. My thinking was that you were basing that on the 2015 meeting that you had, and today you would take this backup material

that you provided for us, go through that with us, go off as both of my colleagues have just said, and come back with something for us. But at the very least, go through this material.

As it was pointed out, three of us were not even here at -- at the time that y'all had that, what seems to be quite a productive meeting. But we would have liked to have walked through that -- you walk through that with us.

CHAIRPERSON MILLER-ANDERSON: Okay. So was that the understanding for having it before the budget meeting today?

That's -- that sounds like that's going to be an extensive meeting. I don't -- it didn't appear to me that we were expect -- were y'all expecting to have --

COUNCILPERSON HUBBARD: I never thought that we would have enough time in the -- in the amount of time that was allotted.

CHAIRPERSON MILLER-ANDERSON: Okay.

COUNCILPERSON HUBBARD: But I thought there would be no other reason for us to have the meeting other than to catch up. But if you're saying, okay, go ahead and take your packet and study on your own and when we get the other topic, we'll bring you up to speed on that, then so be it. But if we have to start the budget meeting on time, you know, because it's advertised, then --

CHAIRPERSON MILLER-ANDERSON: Well, it's not a matter of on time. Just keep in mind on Saturday we cut an hour and a half out, and then we were going to start today and add that time on to get through. And if we're trying to get through the budget, I don't know that we'll have time to get through the budget if he goes in depth with that today.

COUNCILPERSON HUBBARD: What was the intent of the presentation?

CITY MANAGER EVANS: Madam -- Madam Chair, if I may?

CHAIRPERSON MILLER-ANDERSON: You all were here for that meeting on -- last week when you agreed to have the meeting today. So I don't know what your intent was. I wasn't here that day.

CITY MANAGER EVANS: I -- I -- Madam Chair, if I may?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

CITY MANAGER EVANS: If I may, the intent behind this particular meeting was to, of course, inform the elected officials and the public that a -- that there is an interlocal agreement in place. Now, there's nothing that requires both entities to enter into an interlocal agreement, but the intent behind the conversation was to say that we have an interlocal agreement and we have some documentation that there was a draft provided. But there has been changes on the council, changes in staff, and we wanted

to have that discussion: Is it the pleasure of the Council to move forward to bringing forward some ideas, solutions and some concepts to incorporate in the interlocal agreement, because it's going to require some staff work from the executive director of the port as well as city administration and support staff.

And then we would look forward to bringing forward a comprehensive perspective to the Council and then ultimately sending a -- a -- scheduling a joint meeting to discuss the -- (break in audio) -- but, you know, to see if the Council wanted to move forward in that vein and then direct staff to bring forward that as a work plan.

CHAIRPERSON MILLER-ANDERSON: Okay. So --

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: -- go ahead.

COUNCILPERSON DAVIS: It's my understanding that we spent some serious time in the previous meeting to -- as a -- as a whole team, between the both -- both entities to have something today that we can at least see what we did in that meeting.

CHAIRPERSON MILLER-ANDERSON: It's -- wasn't it the backup?

COUNCILPERSON DAVIS: It's coming.

CHAIRPERSON MILLER-ANDERSON: That's not the backup information?

COUNCILPERSON DAVIS: No.

CHAIRPERSON MILLER-ANDERSON: Oh, you (microphones fading out) -- (unintelligible)?

COUNCILPERSON DAVIS: Is that what he getting ready to do now?

CHAIRPERSON MILLER-ANDERSON: (Unintelligible). (Microphones fading out).

CITY MANAGER EVANS: No, that's not (unintelligible).

CHAIRPERSON MILLER-ANDERSON: It's in the backup.

COUNCILPERSON DAVIS: But -- but -- but it was -- I know. But it was -- it was my understanding that he was going to come and go through a presentation saying, Hey, this is what we did, notifying the public -- letting the public know, letting this board know if there are any other changes that y'all would like to make or include before you go over to the meeting with the Port and us, then we can move from there. So my next question is, did -- the draft that -- that is put in place, you didn't come prepared to present that, to just discuss the draft?

MICHAEL BUSHA: Not the draft. We set that aside a year and a half ago because there was no instructions to move forward with it. And so we set it aside. What I'm happy to

go through is what happened at the meeting. There's a few slides that just suggest, you know, what was supposed to be in it and what wasn't --

COUNCILPERSON DAVIS: I mean --

MICHAEL BUSHA: -- supposed to be in it. And that's -- that's simple enough to do. That's in your package. That's here. But to talk about the draft -- because I -- nobody's agreed to any of it yet.

COUNCILPERSON DAVIS: I understand. I -- I -- I --

MICHAEL BUSHA: So --

COUNCILPERSON DAVIS: -- I understand.

MICHAEL BUSHA: -- and not even at the staff level. So --

COUNCILPERSON DAVIS: But at least what you have -- what we have -- and the public doesn't have it. But while we're here together, because I think it would (feedback from microphone) (unintelligible) have any questions to -- at least we -- I can hear what my colleagues have to say about what was recorded. Because after that meeting I haven't had a -- I -- you know, I won't talk about the previous leadership, but I've requested this information from the previous manager, Miss Jones. And I don't like talking about people 'cause they're no longer here to defend themselves. I have yet to see anything.

MICHAEL BUSHA: Okay.

COUNCILPERSON DAVIS: So that's a major concern for me. So we paid for a product, at least a record of something, knowing what happened. And I just wanted the minutes to kind of just -- and this is the first time that we get something. I -- I think we -- we owe it to the public and ourselves. If we're going to come together today, to at least have an overview presentation.

Let's -- let's talk about some of the things that we were saying, what we want to add, what started the conversation of the -- the -- the interlocal agreement and update. Let's talk about what we had and where we're going and what triggered us coming together as a -- as a community. I think that's a start where we need to be today, to talk about where we were and where we're trying to get to, what changes were asked for. Not necessarily the whole agreement, but let's talk about just the conversation of that, if you can at least help us out with some form of a presentation.

MICHAEL BUSHA: Whatever the pleasure of the board is on this.

COUNCILPERSON DAVIS: I -- I mean, my colleagues, I don't know.

CHAIRPERSON MILLER-ANDERSON: Well --

COUNCILPERSON PARDO: I'm --

CHAIRPERSON MILLER-ANDERSON: -- I -- I -- I mean, I'm all for it. But I do want y'all --

COUNCILPERSON PARDO: -- (unintelligible) --

CHAIRPERSON MILLER-ANDERSON: To keep in mind about this budget, you know, because of the dates and the times that we had to go over this. And you -- you know, we had a lot of information that we received on Saturday. And it took us a little while to get through that. And I understand this is important with this interlocal agreement, but I was not under the impression that this was going to be a long discussion. And again, he can do an overview, but I don't know how in depth we'll have time to get into or is this something we need to have a separate meeting for?

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: You know? Go ahead.

COUNCILPERSON DAVIS: Yeah. We can have a separate meeting. I have no -- no issue with that.

CHAIRPERSON MILLER-ANDERSON: Yeah.

COUNCILPERSON DAVIS: But at least just kind of just probably take 15 minutes to talk about --

CHAIRPERSON MILLER-ANDERSON: Okay.

COUNCILPERSON DAVIS: -- you know --

CHAIRPERSON MILLER-ANDERSON: Yeah. That's fine.

COUNCILPERSON DAVIS: -- where we were with the old interlocal agreement from -- was it 1996?

MICHAEL BUSHA: November 1996, yeah.

COUNCILPERSON DAVIS: Right. And then what's -- what conversation we had about some of the things we wanted to add, some of the things we want to change, and then we come -- we schedule a meeting to come back --

CHAIRPERSON MILLER-ANDERSON: Yeah. I mean, that's fine but --

COUNCILPERSON DAVIS: -- and -- 'cause in that meeting, I think it'll be fair to have the Port here as -- the Port Commission here, as well, because if we're going to start brainstorming, let's brainstorm together. I mean, and we can work -- we can kind of work through this whole process.

CHAIRPERSON MILLER-ANDERSON: Right. Which is what Mr. Evans said, basically. We'll, you know, get this information, and then we'll be able to go back and then we can

come back and have this deep conversation, like a joint meeting like we had before. But I just don't think tonight is the -- the time to do that in-depth conversation before the budget meeting.

COUNCILPERSON DAVIS: But I thought we -- but I thought we had an hour to at least hear something.

CHAIRPERSON MILLER-ANDERSON: Yeah. Well --

COUNCILPERSON HUBBARD: (Unintelligible) time.

CHAIRPERSON MILLER-ANDERSON: Well, the meeting was scheduled for 5 and then the budget was going to start at 5:30.

COUNCILPERSON DAVIS: 5:30.

CHAIRPERSON MILLER-ANDERSON: So I mean --

COUNCILPERSON DAVIS: Okay.

CHAIRPERSON MILLER-ANDERSON: -- he can give a -- a -- a brief overview, and then we can just schedule another meeting where it's just for that so that we can have that conversation and he can go through it line by line. All right?

MICHAEL BUSHA: Would you like me to --

CHAIRPERSON MILLER-ANDERSON: Miss Hubbard -- hold on.

MICHAEL BUSHA: -- (unintelligible) --

CHAIRPERSON MILLER-ANDERSON: Miss Hubbard, did you have something you wanted to --

COUNCILPERSON HUBBARD: I -- I wanted to know was the Port under any particular time constraint that it was -- that we scheduled it before the budget meeting? Is there something that had to be decided?

CHAIRPERSON MILLER-ANDERSON: Well, this was a conversation that you all had at the meeting last Wednesday and said that you were -- y'all were okay with having it before the budget meeting. But it sounded like it was going to be a brief conversation, I guess, when you all decided to go with that last week. And that's why I'm saying maybe the long conversation wasn't the thought last week when y'all decided to make it before the budget meeting.

COUNCILPERSON HUBBARD: Right. There was -- yeah. Because if this was the intent, the crafting and the drafting of the document had not -- was not the -- we weren't at the point for review or anything, then of course I think it would be probably prudent for us to have the -- their staff, their commissioners if we're going to have a workshop just for

that.

CHAIRPERSON MILLER-ANDERSON: Right.

COUNCILPERSON HUBBARD: Because I don't see --

CHAIRPERSON MILLER-ANDERSON: Okay.

COUNCILPERSON PARDO: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Yes.

COUNCILPERSON HUBBARD: -- sure.

COUNCILPERSON PARDO: Okay. This is what I would recommend. Before we even sit down with the Port, I think we need to sit down with the City Attorney. We need to sit down with Community Development and the City Manager. And we can go through what the issues were two years ago. And there were several issues. Some of them have been -- some of them now they're in the Port's charter, right? Trade zones. We had an issue originally with the foreign trade zones and won't agree to it. It's in their charter. So I would say let's do -- let's go through it in house.

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

COUNCILPERSON PARDO: So -- and then we can call a meeting with the Port and say, This is our position. And you know, while we're all meeting we can decide whether or not we want an interlocal agreement.

CHAIRPERSON MILLER-ANDERSON: Right. Right.

COUNCILPERSON PARDO: So, you know, at this point that's what I would suggest. You know, we heard from Mr. Busha and now let the City -- let us go back, huddle and decide what we want to do. And after we have our ducks in a row, then we reach out to the Port and have the Port Commissioners along with the Riviera Beach Council move forward with the agreement.

CHAIRPERSON MILLER-ANDERSON: Right.

COUNCILPERSON HUBBARD: Our agreement, we would come back to them with our agreement on what? And the "what" is whatever he was going to present to us tonight, the 2015 document that --

COUNCILPERSON PARDO: Right. Which is in the backup.

COUNCILPERSON HUBBARD: -- the 2015 document that we have. So that's why I said --

COUNCILPERSON PARDO: Yeah. And it's --

COUNCILPERSON HUBBARD: -- we were going to talk -- make a presentation on the 2015 document, and then we'll go back and we'll -- we'll decide, you know, what we think of that, by bringing us up to speed. But it doesn't matter.

CHAIRPERSON MILLER-ANDERSON: Okay. So we'll -- we'll reconvene with either a presentation from Mr. Busha, or we can decide to meet with each other as a council to have, like, a workshop prior to meeting with the Port.

CITY MANAGER EVANS: What I -- Madam Chair, what I would recommend is for the City Attorney and the appropriate departments that interact with the Port comb through the document and then put together a presentation for the Council in a workshop format and then get feedback from the City Council, because there is some statutes that have changed from 2015 --

COUNCILPERSON PARDO: Uh-huh.

CITY MANAGER EVANS: -- taking that information. There is things that is probably not germane to the 2015 agreement. So bringing that together, updating the Council, updating the agreement and then getting direction from the Council how they would like (microphone feedback) with respect to a -- a revised interlocal agreement and then allowing for the Port to -- to do the same thing. So it could be something that we put in the fiscal year 2018 City Council Work Plan to work towards to getting completed with our -- with our friends from the Port. And speaking with Mr. Busha realistically, the best time for us to -- to bring the Treasure Coast assets in and the Port scheduling wise would probably be sometime in October/November. So I thought that it's important for the Council to know that. But it gives us -- staff an opportunity to comb through the agreement and to get feedback from some of the elected officials individually and then have a workshop and discuss it holistically.

CHAIRPERSON MILLER-ANDERSON: Okay. Everybody good with that?

COUNCILPERSON PARDO: Yes.

COUNCILPERSON DAVIS: Yes.

CHAIRPERSON MILLER-ANDERSON: Okay. All right. Do we have any public comments for this item?

DEPUTY CITY CLERK BURGESS: No, ma'am. No, we do not.

CHAIRPERSON MILLER-ANDERSON: All right. Okay. Item number 2. Thank you, Mr. Busha.

MICHAEL BUSHA: Okay. Thank you.

2. APPOINT/REAPPOINT A REGULAR AND ALTERNATE REPRESENTATIVE TO THE PBNCC GOVERNMENT AFFAIRS COMMITTEE.

DEPUTY CITY CLERK BURGESS: Madam Chair, we have a letter or e-mail that came from Palm Beach North Chamber I'd like to read into the record.

CHAIRPERSON MILLER-ANDERSON: Okay.

DEPUTY CITY CLERK BURGESS: "City of Riviera Beach, we'd like to thank you for everything you do here in Palm Beach North. Your impact on our community continues to provide growth to the region and allows us to expand our efforts towards economic development further than ever before.

"While acknowledging your tireless efforts and bettering the community, we would like to ask if you would appoint a representative and an alternate to our Government Affairs Committee and Economic Development Council. Your participation in the chamber efforts would be highly appreciated and will prove to make a difference as we work together to brighten the future of Palm Beach North. Please provide the names and contact information for the selected representatives by June 30th.

"Our Government Affairs Committee is held in the auditorium at Burns Road Recreation Center located at 4404 Burns Road in Palm Beach Gardens. We will meet on second -- on the second Friday of every month from 8 a.m. to 9 a.m. starting July 14th, 2017. Our Economic Development Council is held at the City Manager's Conference Room at City Hall located at 10500 N. Military Trail in Palm Beach Gardens. We will meet on the fourth Wednesday of every month from 8 a.m. to 9 a.m. starting July 28th, 2017.

"This is a working council limited to one representative from each municipality, but please keep in mind the City Manager is always welcome to join us, as well. We look forward to working with you, Sincerely, Joel Flores," and this was sent by Lisa Latona, the Member Services Coordinator for Palm Beach North Chamber of Commerce.

Just additional information, at our June -- at the City of Riviera Beach June 15th, 2016 meeting, Councilperson Pardo and Councilperson Miller-Anderson were selected to serve as the regular and alternate representatives respectfully for the Northern County Intergovernmental Committee. And that's all we have.

CHAIRPERSON MILLER-ANDERSON: Okay.

COUNCILPERSON PARDO: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON PARDO: Okay. So a year ago or so I was appointed to this committee. I attend the meetings, and it was brought up at our last meeting last week that they were going to reach out to every municipality because several municipalities had changes. You know, there was elections and there were changes. And some of the municipalities were not represented. So the letter that the Clerk read was not just for Riviera Beach. Every municipality in the North County received the letter. With that being said, I was appointed; I attend the meetings and I would like to stay as the appointment.

CHAIRPERSON MILLER-ANDERSON: Okay. Let the record reflect Councilwoman

Tonya Davis Johnson is on the dais. Well, I'm listed as an alternate. If someone would like to take that position, you can. Otherwise I can remain as the alternate unless someone else would like it.

COUNCILPERSON DAVIS: Leave everything the same.

CHAIRPERSON MILLER-ANDERSON: Everything good?

COUNCILPERSON DAVIS: Uh-huh.

COUNCILPERSON PARDO: And then --

CHAIRPERSON MILLER-ANDERSON: Uh-huh. Go ahead.

COUNCILPERSON PARDO: -- Madam Chair? And then perhaps the -- like the letter said, we'd like a staff person. So since Mr. Evans made mention last week that he was putting together an Economic Development Department, perhaps the Executive Director of Economic Development could attend that second meeting, the Wednesday meetings.

CITY MANAGER EVANS: Certainly.

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: All right.

COUNCILPERSON PARDO: Thank you, ma'am.

DEPUTY CITY CLERK BURGESS: But we do need a motion of the --

CHAIRPERSON MILLER-ANDERSON: Okay.

DEPUTY CITY CLERK BURGESS: -- the representative and the alternate.

CHAIRPERSON MILLER-ANDERSON: And -- all right. Someone like to make a motion?

CHAIR PRO TEM DAVIS JOHNSON: So moved.

COUNCILPERSON DAVIS: Second.

CHAIRPERSON MILLER-ANDERSON: For Miss Pardo to be the representative and Miss Miller-Anderson to be the alternate.

COUNCILPERSON DAVIS: Second.

CHAIRPERSON MILLER-ANDERSON: Miss -- okay. Miss Davis Johnson motioned and Mr. Davis second.

DEPUTY CITY CLERK BURGESS: Councilperson Hubbard?

COUNCILPERSON HUBBARD: Yes.

DEPUTY CITY CLERK BURGESS: Councilperson Davis?

COUNCILPERSON DAVIS: Yes.

DEPUTY CITY CLERK BURGESS: Councilperson Pardo?

COUNCILPERSON PARDO: Yes.

DEPUTY CITY CLERK BURGESS: Pro Tem Davis Johnson?

CHAIR PRO TEM DAVIS JOHNSON: Yes.

DEPUTY CITY CLERK BURGESS: Chair Miller-Anderson?

CHAIRPERSON MILLER-ANDERSON: Yes. All right.

DEPUTY CITY CLERK BURGESS: Item number 3.

**3. APPOINT/REAPPOINT A REGULAR AND ALTERNATE
REPRESENTATIVE TO THE PBNCC ECONOMIC DEVELOPMENT
COUNCIL.**

DEPUTY CITY CLERK BURGESS: it's actually the same e-mail that was read earlier.

CHAIRPERSON MILLER-ANDERSON: With the same people as the representative and alternate?

DEPUTY CITY CLERK BURGESS: At that time was the same people represented.

CHAIRPERSON MILLER-ANDERSON: Okay. Do you all want to keep it as that or change that one?

COUNCILPERSON DAVIS: I'm fine.

COUNCILPERSON PARDO: I would like to stay on it.

CHAIRPERSON MILLER-ANDERSON: Okay. Did we have any public comments cards for this?

DEPUTY CITY CLERK BURGESS: No public comment cards.

CHAIRPERSON MILLER-ANDERSON: Okay. All right. So we have a motion?

COUNCILPERSON PARDO: So moved.

COUNCILPERSON DAVIS: Second.

DEPUTY CITY CLERK BURGESS: Councilperson Hubbard?

COUNCILPERSON HUBBARD: Yes.

DEPUTY CITY CLERK BURGESS: Councilperson Davis?

COUNCILPERSON DAVIS: Yes.

DEPUTY CITY CLERK BURGESS: Councilperson Pardo?

COUNCILPERSON PARDO: Yes.

DEPUTY CITY CLERK BURGESS: Pro Tem Davis Johnson?

CHAIR PRO TEM DAVIS JOHNSON: Yes.

DEPUTY CITY CLERK BURGESS: Chair Miller-Anderson?

CHAIRPERSON MILLER-ANDERSON: Yes.

DEPUTY CITY CLERK BURGESS: Unanimous vote.

CHAIRPERSON MILLER-ANDERSON: All right. Any discussions by the City Manager?

DISCUSSION BY CITY MANAGER DISCUSSION BY CITY ATTORNEY CITY COUNCIL COMMITTEE REPORTS STATEMENTS BY THE MAYOR AND CITY COUNCIL

CITY MANAGER EVANS: No, Madam Chair. Just after the -- we finish the Special Meeting, if we can have a -- about 10-minute recess so we can load up our PowerPoint presentation for the budget session and that's it.

CHAIRPERSON MILLER-ANDERSON: Okay. Any discussion by the City Attorney?

CITY ATTORNEY DeGRAFFENREIDT: No, ma'am.

CHAIRPERSON MILLER-ANDERSON: City Council Committee Reports? Statements by the Mayor and City Council? You want to start on your end?

COUNCILPERSON PARDO: I have nothing, thank you.

CHAIR PRO TEM DAVIS JOHNSON: Nothing.

COUNCILPERSON DAVIS: Oh, this is a Special Council Meeting but is it -- I guess I would have to wait for the next meeting that we have an item on the agenda that we can approve all the reappointments to the positions, the committees that we all sit on?

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

CITY MANAGER EVANS: That's something that we were going to look to bring forward to -- to reappoint the council members to those committees.

COUNCILPERSON DAVIS: (Unintelligible).

CHAIRPERSON MILLER-ANDERSON: No.

COUNCILPERSON DAVIS: I was prepared to make a motion but being a Special Meeting so we can't do it so --

CITY MANAGER EVANS: Yes, sir.

CHAIRPERSON MILLER-ANDERSON: Okay.

CITY MANAGER EVANS: And that -- that e-mail was time-sensitive. That's why we added it on to the Special Meeting.

COUNCILPERSON DAVIS: Okay.

CITY MANAGER EVANS: But we can certainly make that -- that notation and bring it back to the Council.

CHAIRPERSON MILLER-ANDERSON: Miss Hubbard?

COUNCILPERSON HUBBARD: Nothing, thank you.

CHAIRPERSON MILLER-ANDERSON: All right. And I have nothing. Mr. Mayor?

MAYOR MASTERS: I want to thank the council and the community for their support of the Family and Friends Day. And it was a wonderful event this past week. Many people already asking for Derek Mack Band to come back again, but we usually don't try to have the same band twice -- well, consecutively, but we will be bringing them back. We were able to honor this past week the new minority businesses in our community. And that was wonderful. And of course, the vendors were able to come forward and publicly state who -- who, what, when and where. And all our vendors, again, they don't want anything. It's just giving back to the community, and hopefully we're able to help them build their businesses by the exposure that they're getting. We always try to honor two families. And again, I ask the council members if you would try to rotate, if you have a family in your district or anywhere in the City that you would like to honor for their years of longevity and service to the community, please let us know.

And also to the council members and to the residents. If you know someone who has a talent, a performing talent, that they would like to appear on -- at any of our events sponsored by the City, please let us know. We want to promote local talents as much as possible, whether it's singing, playing, poetry, whatever. We are open and usually they have a DVD or audition or something. We want to make sure that it is something that everyone would enjoy.

I just want to conclude by saying on the record that in these past 60 days, maybe a little longer, I certainly have been impressed with the brilliancy and the professionalism of our City Manager. I've seen him go above and beyond the call of duty. He has shown appreciation to our employees like none other. He has gone to residents' home, have sat on their porches, have talked to them one-on-one. He has attended meeting of our reverend and clergy and others. And I want him to know that he is being spoken of in a high manner and appreciated by the residents.

I've seen him bring forth new initiatives and programs and projects that I'm excited about. And so often people don't hear the good. They hear the -- the bad. And so often people feel that they're not appreciated by local people if they don't say so. So I want him to know and the residents to know I've received many calls, far and near, from other elected officials and other administrators who say that we appear to have the best. And of course Riviera Beach deserves the best. So we -- I'm very pleased with what I see.

That doesn't mean that I agree with everything the Manager says or does. But overall I am pleased, and I hope that we will show that kind of support because he deserves our support. Knowing that, let me conclude that I'm hoping and I've been praying that we as council people can show more support for one another. We all have projects and we all have initiatives. And when one of us have a project or have anything, we all should be there. We are -- are -- we should speak favorable about the projects that -- that we have. Let the community know that we do support the projects of our fellow council people. We must -- it must start here by showing the spirit of love, if I could use that word, unity. And then it will spread abroad in our neighborhoods. Thank you, Madam Chair.

CHAIRPERSON MILLER-ANDERSON: Thank you. If that is all, do we have a motion to adjourn this meeting?

ADJOURNMENT

COUNCILPERSON DAVIS: So move.

CHAIRPERSON MILLER-ANDERSON: Second? Anybody second?

COUNCILPERSON HUBBARD: Second.

CHAIRPERSON MILLER-ANDERSON: All right. So we'll recess for 10 minutes or so so we can get ready for the budget meeting.

CITY MANAGER EVANS: Thank you.

(CONCLUSION OF SPECIAL COUNCIL MEETING)

APPROVED:

THOMAS A. MASTERS
MAYOR

KaSHAMBA L. MILLER-ANDERSON
CHAIRPERSON

ATTEST:

CLAUDENE L. ANTHONY
CERTIFIED MUNICIPAL CLERK
CITY CLERK

TONYA DAVIS JOHNSON
CHAIR PRO TEM

LYNNE L. HUBBARD
COUNCILPERSON

DAWN S. PARDO
COUNCILPERSON

TERENCE D. DAVIS
COUNCILPERSON

MOTIONED BY: _____

SECONDED BY: _____

L. HUBBARD _____

K. MILLER-ANDERSON _____

T. DAVIS JOHNSON _____

D. PARDO _____

T. DAVIS _____

DATE APPROVED: AUGUST 16, 2017

**CITY OF RIVIERA BEACH CITY COUNCIL
AGENDA ITEM SUMMARY**

Meeting Date: 9/6/2017

Agenda Category: CONSENT

Subject: MINUTES OF THE CITY OF RIVIERA BEACH BUDGET WORKSHOP HELD
JUNE 28, 2017

Recommendation/Motion: STAFF RECOMMENDS CITY COUNCIL APPROVE THE
MINUTES OF THE CITY OF RIVIERA BEACH BUDGET
WORKSHOP HELD JUNE 28, 2017

Originating Dept	OFFICE OF THE CITY CLERK	Costs
User Dept.	ALL	Funding Source
Advertised	No	Budget Account Number
Date		
Paper		
Affected Parties	Not Required	

Background/Summary:

MINUTES OF THE CITY OF RIVIERA BEACH BUDGET WORKSHOP HELD JUNE 28, 2017

Fiscal Years

Capital Expenditures

Operating Costs

External Revenues

Program Income (city)

In-kind Match (city)

Net Fiscal Impact

**NO. Additional FTE Positions
(cumulative)**

III. Review Comments

A. Finance Department Comments:

B. Purchasing/Intergovernmental Relations/Grants Comments:

C. Department Director Review:

Contract Start Date

Contract End Date

Renewal Start Date

Renewal End Date

Number of 12 month terms this renewal

Dollar Amount

Contractor Company Name

Contractor Contact

Contractor Address

Contractor Phone Number

Contractor Email

Type of Contract

Describe

ATTACHMENTS:

File Name	Description	Upload Date	Type
28JUN17_BW.docx	MINUTES OF THE CITY OF RIVIERA BEACH BUDGET WORKSHOP HELD JUNE 28, 2017	8/6/2017	Minutes

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Burgess, Jackie	Approved	8/6/2017 - 5:46 PM

**CITY OF RIVIERA BEACH
PALM BEACH COUNTY, FLORIDA
MINUTES OF THE BUDGET REVIEW HELD
JUNE 28, 2017 6:30 P.M.
RIVIERA BEACH EVENT CENTER**

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

I. CITY CLERK CALLS TO ORDER

CHAIRPERSON MILLER-ANDERSON: All right. We're going to go ahead and get started with our budget session. We'll call to order our budget meeting.

CITY MANAGER EVANS: Do you want to go ahead and call the meeting to order and roll call?

CHAIRPERSON MILLER-ANDERSON: All right. We're going to go ahead and get started back there. Those of you back there that are still talking, we're getting ready to get started.

DEPUTY CITY CLERK BURGESS: Testing, testing. Calling the City of Riviera Beach City Council Budget Workshop, June 28th roll call.

I. ROLL CALL

DEPUTY CITY CLERK BURGESS: Mayor Thomas Masters? Chairperson KaShamba Miller-Anderson?

CHAIRPERSON MILLER-ANDERSON: Present.

DEPUTY CITY CLERK BURGESS: Chair Pro Tem Tonya Davis Johnson?

COUNCILPERSON DAVIS JOHNSON: Here.

DEPUTY CITY CLERK BURGESS: Councilperson Lynne Hubbard?

COUNCILPERSON HUBBARD: Present.

DEPUTY CITY CLERK BURGESS: Councilperson Dawn Pardo?

COUNCILPERSON PARDO: Present.

DEPUTY CITY CLERK BURGESS: Councilperson Terence Davis? City Manager Jonathan Evans?

CITY MANAGER EVANS: Present.

DEPUTY CITY CLERK BURGESS: Jacqueline Burgess, Deputy City Clerk, is present.

City Attorney Andrew DeGraffenreidt?

CITY ATTORNEY DeGRAFFENREIDT: Here.

DEPUTY CITY CLERK BURGESS: You have a quorum.

CHAIRPERSON MILLER-ANDERSON: All right.

II. INVOCATION AND PLEDGE OF ALLEGIANCE

III. INTRODUCTION/PURPOSE OF WORKSHOP

CITY MANAGER EVANS: Good evening, Madam Chair, and members of the City Council and members of the public and department directors. This is a continuation from the budget conversation that we had carried forward from Saturday. As we look at the proposed agenda for tonight's meeting we're going to have a budget overview, preliminary fiscal year 2018 budget outlook, some challenges that the organization faces, revenues, CRA initiative, city overview and then department overview. In the department overview, the department directors will have an opportunity to present their respected budgets to you and a little oversight with regards to the services that they provide in their departments. So we're going to commence with our first slide which is the budget overview.

IV. FISCAL YEAR BUDGET WORKSHOP DISCUSSION

A. FY 2018 Budget

CITY MANAGER EVANS: You'll see that the organization's budget is a little over \$71 million. This is looking at your revenues. State statutes requires that the budget is to be balanced so revenues and expenditures need to match 40 percent of -- or \$40 million is attributable to ad valorem revenue, so -- which is 56 percent of the organization's budget. But you can see one of the good things about this organization and local government at that is that the whole pie is -- is diversified.

Certainly we need to look at opportunities to generate additional revenues and not rely solely on property tax, because as we all know, during the great recession, when you see declines in property tax value, that significantly impacts the organization's ability to provide public services.

So the next slide really breaks down the expenditures. And one of the things that I think is very germane to this conversation is that we have taken all the information as it relates to benefits, fringe benefits, as well as compensation, that the employees receive and show you that 53 percent of the overall budget is attributable to personnel costs, when you look at FICA, retirement benefits and some of the debt service associated with pension obligations. So roughly about \$38 million of that number is associated with personnel costs. So when we have that conversation with respect to adding positions and where do we go from here as an organization, it's -- it's good to have that number in the back of your head as we look at ways to operate within the existing resources and the

existing financial structure that we have.

The next slide talks about the actual budget. 2000 -- and from 2010 to 2016, the actual. Fiscal year 2017 what we projected the budget to be and then what the fiscal year 2018 request consisted of. Where we got to that particular number is we had -- budget direction was provided to all department directors and they looked at the actual expenditures. They looked at needs in their respective departments, and then they submitted their proposed department-wide budgets. Then when we got those numbers together we met with each of the departments individually and worked through some of those budget items to get us to a point where we can provide the council with a balanced budget.

This next slide shows you that our revenues are \$72 million. Expenditures are 77 million, which leaves you with a \$4.4 million budget deficit. And so I'm going to ask for the Finance Director to provide a little bit of insight with respect to why we've seen some changes in the revenue numbers because this is -- this -- and this is a new slide that was added because we just got the state revenues today. So the Finance Director will go ahead and -- and provide some insight on that.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Good evening, Randy Sherman, Director of Finance and Administrative Services. The prior slide actually was based on, again, the preliminary numbers that we had received from the Property Appraiser. And obviously we don't have all of our detailed state revenues yet, and they're still not all published. But as of today, we actually got our final property values. And the first day of revenues have been published and that was actually sales tax. We had actually seen over the last three years that the sales tax was increasing about 3 percent a year as far as our -- the City's share of the distribution. Today we actually got a number that was less than this year's sales tax number, which is very concerning, and if we start to see sales in the state actually slow. So obviously that was a hit to us.

And then on the property taxes, CRA and City combined, our property taxes are actually going up less than \$1.3 million. City's taxes are going up about 850,000, and the CRA's about 480,000. So this is where, you know, again, the red line is actually what the departments requested, and then the revenues that we had on here is actually starting to, again, soften and -- and -- and turn down. So again, we're starting to see more of a gap. So the budget that was actually presented in here -- and we got a couple of slides to show this -- is actually now not in -- in balance anymore. We're about \$750,000 off, based on the decrease in the revenues now that we have actual revenues from both the State and the Property Appraiser.

CITY MANAGER EVANS: And -- and that's one of the concerns that we have as -- as we go through the process is that with the information that we receive from the State and we see state revenues changing and the amount of collection that the City receives being modified, we have some concerns that the economy could be experiencing early stages of a hiccup. So we just have to be conscientious and we have to monitor those things. And so what we will do as staff, we'll talk a little bit about some ways for us to get to a

point, of course, where the statute requires us to have a balanced budget.

But that is information that the Finance Director and I had a conversation at 4 p.m. today with respect to the information that we've received from the State. And I can't emphasize the importance of making sure that we advocate for home rule and for Tallahassee to stay in Tallahassee and allow for local governments to be able to provide the services that are closest to its residents and -- and your respective constituents.

Another challenge that we've seen and -- and Councilwoman Pardo and all of you are well aware of, the attack on Communication Service tax. If that ends up going away, you're looking at a significant impact to the multiple government organizations statewide. So we're consistently monitoring that, but we're going to have to be over the next couple of years very active in what's going on in Tallahassee.

So this really looks at your revenues and -- and expenditures based on the proposed budget and the current budget. And obviously we said that there's some changes that need to be made. It shows that you collect roughly about \$41 million in tax -- taxes, property taxes. Then you have other taxes, intergovernmental, revenue, state revenue, charges for services, franchise fees, building permits, transfers in and miscellaneous. But one other thing that I think is very important when you look at -- when you look at the cost to provide just public -- public safety services, you're looking at approximately almost \$30 million which is 72 percent of the ad valorem revenue that you collect.

So when we have the conversation with respect to additional revenue streams, we're having that conversation because we want to diversify the -- the slices here to be able to sustain government operations in the event that property tax revenue decreases. This is another slide that was added, and we'll make sure that the Council gets these slides that shows the changes from what the revenues were -- or revenues are, and then what the deficit consists of.

But this is as of 4 p.m. today when Mr. Sherman and I sat down and had the conversation about the -- the State numbers. There's still some State numbers that are outstanding and Mr. Sherman, you can give the Council some insight with respect to those that are still outstanding. So there may be some additional impacts negatively or hopefully on the side of positive growth. Mr. Sherman?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Yeah. The -- the two that we're still waiting on are the revenue sharing numbers and the communication service numbers. And that one is -- the second one has actually been decreasing over the past couple of years, so we really have concerns that that one doesn't hold.

CITY MANAGER EVANS: The communication services?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Yeah.

CHAIRPERSON MILLER-ANDERSON: Let the record reflect Mr. Terence Davis and

Mayor Masters.

CITY MANAGER EVANS: And I believe the communication services tax is when you -- you pay on your cell phone and all those --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Right.

CITY MANAGER EVANS: So when your cable provider tries to get you to bundle services, don't bundle services because we don't get a communication service tax off of that. So I tell people all the time don't bundle your services.

So, challenges. So one of the things that we have had a conversation about during the -- the start of my tenure and -- and Mr. Bruce Davis will -- will come to the microphone and provide some insight with respect to the Compensation and Classification Study that's underway, but we anticipate the completion of the Compensation and Classification Study to be done in December. We anticipate that there will be significant impact to the organization now. In -- in -- with the assumption that 550 staff positions are impacted, you're looking at a significant increase in your payroll. But your payroll right now sits at about \$23 million. A 5 percent net adjustment will cost approximately \$1.2 million, but then you have another \$500,000 in FICA and pension cost.

If you look at a 10 percent net adjustment, you're looking at a \$2.3 million impact to the organization with a -- another million dollars in FICA and pension. That's recurring and compounding. So realistically, we have to be able to find the revenue streams to be able to sustain that or we're going to have to make the appropriate modifications as -- as it relates to reductions in force to be able to sustain that -- that cost. One of the things that Mr. Davis will provide some insight in is -- is what we call the "hidden paycheck" and the cost to provide services.

Currently in this specific budget we have 3 percent for cost of living increase, and we have \$1 million set aside for the purposes of a -- funding the Compensation Plan. And then there is nothing that is put aside for future funding for that recurring expenditure. Now, having done this a couple of times as it relates to Compensation and Classification Studies, I don't anticipate that you're going to see an impact of a million dollars.

However, you're going to see some positions that are at market and some positions you'll see where they're 40 percent below market. And I can tell you I've experienced that side where some individuals will not get a pay raise, but some individuals will get a significant pay raise because of what the market bears in their respective job classifications. And what we're going to be looking at is peer-to-peer and comparable cities to make sure that is an apples-to-apples transaction. We're not going to -- or apples to apples comparison. We're not going to be comparing ourselves to larger entities, i.e., the County and those types of things, because you can't compare yourself, a \$70 million operation to a billion-dollar operation. You're going to really have to look specifically at those positions in other entities that are as -- it's usually an arm's length transaction. So it's usually in the area in the region that you're -- you're competitive in.

So if I can have Mr. Davis come up and talk a little bit about the -- the hidden

paycheck and the other costs for ancillary benefits for our employees.

COUNCILPERSON PARDO: Madam Chair.

CHAIRPERSON MILLER-ANDERSON: Analyze that and then go to the (unintelligible).

COUNCILPERSON PARDO: Okay. Mr. Evans, the 550 staff positions, does that include or exclude the Utility Department?

CITY MANAGER EVANS: That includes the -- the Utilities. So some of this would be associated with -- your -- your Utility Fund would absorb the -- the -- the funds as it relates to the Utility operations. So it's not all general fund.

COUNCILPERSON PARDO: Okay. So we just need to make that (unintelligible).

CITY MANAGER EVANS: Yeah. Yeah.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Right.

CITY MANAGER EVANS: Yeah. It's not all going to be all general fund, no.

CHAIRPERSON MILLER-ANDERSON: Miss Pardo, when you speak, if you could pull your mike up a little.

COUNCILPERSON PARDO: (Unintelligible).

HUMAN RESOURCES DIRECTOR DAVIS: Bruce Davis. Bruce Davis.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: It's on.

CHAIRPERSON MILLER-ANDERSON: Yes.

HUMAN RESOURCES DIRECTOR DAVIS: It's on? Okay. I'm Human Resources Director and I'm here tonight to talk to you about the hidden paycheck. To discuss the hidden paycheck, we're going to talk about the definition of the hidden paycheck, mandatory benefits, voluntary benefits and then the overall value of the benefits that are provided by the City.

The hidden paycheck really is the employee's contribution to employee's benefits.

It's those things that -- of value but often unknown -- are undervalued by employees until such time that they go to an employer that does not provide these benefits. Mandatory benefits are those benefits that are required by federal and the state law, such things as Social Security, Medicare, Worker's Compensation and Unemployment Compensation. Voluntary benefits then are those benefits that the City provides that are not required by federal or state law. An example -- and these are some that we share the cost: health insurance, dental insurance, vision insurance. And we also provide a -- an option that employees can pay for these benefits with a pretax contribution.

So benefits that are paid 100 percent by the City: retirement, insurance, accidental death and dismemberment insurance. Some of the more popular benefits -- and some of these our employees don't realize are voluntary and the City pays these 100 percent: vacation, sick, holidays. Again, these are benefits that are paid 100 percent by City that are voluntarily provided by the City: Tuition Assistance Program, Employee Assistance Program, the social gatherings. We had a -- a really fantastic holiday party this year. Again, things that are 100 percent paid by the City.

CHAIRPERSON MILLER-ANDERSON: I have a question.

HUMAN RESOURCES DIRECTOR DAVIS: Yes.

CHAIRPERSON MILLER-ANDERSON: Regarding that tuition assistance, so is this, like, with the Utility District where it's paid or do you have some people that want to go to school? They pay 100 percent? The -- the City pays 100 percent of it?

HUMAN RESOURCES DIRECTOR DAVIS: No. We pay 100 percent of the -- of the -- what's provided by the City. The City does not pay 100 percent of all of your costs when you go back to school. But for the benefits that's provided it's paid 100 percent by the City.

CHAIRPERSON MILLER-ANDERSON: Which is -- which is what? For the tuition part?

CITY MANAGER EVANS: To -- yeah. Primarily tuition.

CHAIRPERSON MILLER-ANDERSON: Like --

COUNCILPERSON DAVIS JOHNSON: Tuition where?

CHAIRPERSON MILLER-ANDERSON: -- where? What, college or what kind of tuition?

CITY MANAGER EVANS: Yeah, yes.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Yeah. College.

HUMAN RESOURCES DIRECTOR DAVIS: Degree seeking.

CHAIRPERSON MILLER-ANDERSON: So degree seeking we pay a hundred percent of the -- the costs for them to go?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Depend -- depending on their grade. If they get the grade, then 100 percent, yeah.

CITY MANAGER EVANS: It's dependent on their grade, yeah.

CHAIRPERSON MILLER-ANDERSON: Okay.

COUNCILPERSON HUBBARD: So you're saying you cover tuition. You don't cover

books. You don't cover --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: We cover the books. We cover the books, as well. We pay a hundred percent, yeah.

CHAIRPERSON MILLER-ANDERSON: Is it reimbursed or is that they pay up front and then once their grade --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Yes.

CHAIRPERSON MILLER-ANDERSON: -- come in --

CITY MANAGER EVANS: It's reimbursed.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: We -- it's reimbursed, right.

CHAIRPERSON MILLER-ANDERSON: -- and -- and it's one -- at 100 percent. Go ahead.

HUMAN RESOURCES DIRECTOR DAVIS: It -- it's reimbursed and if you wanted a better definition of it, I did bring the Benefits Manager that can -- can speak to that if we - - but I --

CHAIRPERSON MILLER-ANDERSON: Miss Davis Johnson, did you have a question?

COUNCILPERSON DAVIS JOHNSON: I wanted to know what the threshold was because I -- I can't imagine (unintelligible) you're saying you pay 100 percent (unintelligible).

CHAIRPERSON MILLER-ANDERSON: Get on the microphone.

HUMAN RESOURCES DIRECTOR DAVIS: No. There -- there -- there's a limit and it's --

COUNCILPERSON DAVIS JOHNSON: I'd like to know what the --

BENEFITS MANAGER: The City pays a hundred percent for the tuition and also the books. So if someone decide they're going to take seven credits or five credits towards a bachelor degree, we would pay a hundred percent based on the grade. So if they receive an A, a hundred percent, a B, then it goes down to 75, then a C, then 50 percent and so on. So based on the grade that you receive. But your tuition is paid and then -- you pay for it and then you get reimbursed when you submit the information to your department who forwards that to Finance.

CHAIRPERSON MILLER-ANDERSON: Now, is this -- I'm sorry. Are you done?

COUNCILPERSON DAVIS JOHNSON: No.

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON DAVIS JOHNSON: So on average what is it? Can you give us an average of what kind of cost we're experiencing with those who return to college that we're paying their reimbursement, tuition reimbursement for?

BENEFITS MANAGER: I don't have those numbers right now.

COUNCILPERSON DAVIS JOHNSON: Okay.

BENEFITS MANAGER: 'Cause it's based on the number of enrollees. And I would say, on average, we may have -- in a department -- for example, I would say Police may have three or four employees, and it depends on how many classes you're taking. 'Cause if you're taking only one course versus two or three -- if you're taking one course, they enroll for the course and based on their grade we would -- if they receive an A we would reimburse them a hundred percent. If it's a B then it's less. So offhand I -- I couldn't give you a number offhand, but that's something that I can get for you.

COUNCILPERSON DAVIS JOHNSON: Okay. So Mr. Sherman, do you --

CHAIRPERSON MILLER-ANDERSON: They're pulling it. Yeah, they're pulling it.

CITY MANAGER EVANS: We're -- we're -- we're -- we're calculating that. We're going to be able to provide you a real number.

CHAIRPERSON MILLER-ANDERSON: I had a question. So is this a specific -- I know that some employers will pay for the degree if it is pertinent to their job.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Right.

CHAIRPERSON MILLER-ANDERSON: Is this -- are there any parameters that are set to say you can only go and get a degree that applies to the job that you're working in or they're just free to go get a -- a four-year degree and we pay for it and -- in, say, education?

BENEFITS MANAGER: We do have parameters with respect to depending if you are seeking to -- let's say, you're in law enforcement. You're seeking a degree with respect to anything that has to do with that. Yes, we do have that parameter. Where versus a certification, we pay a hundred percent of that certification because there's no actual grade. It's pass or fail.

CHAIRPERSON MILLER-ANDERSON: Uh-huh. Right. Uh-huh. Okay.

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON DAVIS: Do we have any employees that are full-time employees but going to school full time?

UNIDENTIFIED SPEAKER: I'm sure we do.

BENEFITS MANAGER: We do have some attending Barry University who --

COUNCILPERSON DAVIS: Uh-huh.

BENEFITS MANAGER: -- I don't know what the number is but we do have some attending Barry University 'cause we have a -- an MOU understanding with -- with Barry University. Yes, we do.

COUNCILPERSON DAVIS: Okay. Okay. So they're on a quarterly system?

BENEFITS MANAGER: I'm sorry?

COUNCILPERSON DAVIS: Is Barry on a quarterly system? Or semester?

BENEFITS MANAGER: I'm sorry. Repeat your question?

COUNCILPERSON DAVIS: Is Barry University on a quarterly system or -- or semester?

BENEFITS MANAGER: Semester.

CHAIRPERSON MILLER-ANDERSON: I would like some information. The -- the criteria for them to be able to attend and, like, if they -- they have to -- do they have a requirement to stay in the position or with the City for a certain amount of time before -- or they have to pay it back if they leave X amount of years?

BENEFITS MANAGER: If they leave within, I would say -- I can't remember offhand, but I believe if they leave within a year or so, that they do have to pay some -- you know, pay some of it back.

CHAIRPERSON MILLER-ANDERSON: Okay. I'd just like to have all of the information on the tuition assistance program. All right. Anyone else?

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON DAVIS: So they're reimbursed for this but only if they're paying out of their pocket. You're not reimbursing them if they already qualify for financial aid or something like that?

BENEFITS MANAGER: We reimburse them regardless. We do not verify if they already have financial aid or not.

COUNCILPERSON DAVIS: See -- see -- see, that's the question I have, 'cause the person can cover a hundred percent with financial aid. That reimbursement -- I'll let you (unintelligible).

CHAIRPERSON MILLER-ANDERSON: All right. So can we get a presentation at one of our meetings on -- with all of that information? 'Cause that -- that's a pretty good situation.

CITY MANAGER EVANS: Yeah. Well, that -- and that's one of the -- that's one of the policies that we're looking at some revisions to. And right now we tried to pull that information together. It's commingled in some other things, but we can be able to provide in that presentation with -- what the policy is, what a revised policy would look like and what the benefits are.

But also one of the things I -- I've seen in my past experience is when you have that structure where an employee has tuition reimbursement and you say that you have to stay for two years or a year after, you realistically have it in some cases where it's that last semester and that's the amount -- and so some -- some attorneys, by the time you send the letter or try to go after that person, when you look at the billable rate for your attorney hours, some organizations don't even have that provision in there.

So, you know, we can look at some -- some tuition reimbursement policies, and I -- I think you're absolutely right, Councilman Davis and -- and Davis Johnson, with respect to the tuition. If you receive financial aid or financial assistance from the VA or what have you, those are usually automatic disqualifiers or there is -- we fill the gap. If there's a \$200 gap, then we fill the gap. So we can -- we can definitely look at that and bring that back --

CHAIRPERSON MILLER-ANDERSON: Yeah.

CITY MANAGER EVANS: -- to the Council.

CHAIRPERSON MILLER-ANDERSON: Okay.

HUMAN RESOURCES DIRECTOR DAVIS: And also, employees just can't take as many classes as they want.

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

HUMAN RESOURCES DIRECTOR DAVIS: It has to be approved by the department head and it also has to match with their work schedule.

CHAIRPERSON MILLER-ANDERSON: Oh. Uh-huh.

HUMAN RESOURCES DIRECTOR DAVIS: So there -- there are some buffers.

CHAIRPERSON MILLER-ANDERSON: Okay. All right.

HUMAN RESOURCES DIRECTOR DAVIS: Also there are some benefits that are provided in terms of the City paying for the administrative fees on some of the plans. For instance, the retirement plan and the health spending account plan. The City pays all the administrative fees on those -- on those plans. And -- and some -- some employers share

those expenses.

SHRM provided a -- a report in 2016 that said approximately one-third of all employer costs for employee compensation is for benefits. At the City of Riviera Beach, our average of -- is from 30 to 35 percent. And I did an illustration to show you the value of the hidden paycheck in an employee's check. And we took a look at two employees, both making \$51,000, one on the City pension plan and the other under FRS.

And if you look just at the employee's salary you see 51,000. But embedded in that is that volunteer benefit that we provide and in this case we only took a look at vacation and holiday pay. So 5,000 of that is contribute -- is attributable to those two. And if you look below the salary you see the other benefits that are paid for employees that are often forgotten. The -- the required FICA tax and Medicare and then the other voluntary benefits. In the case of the employee that's on the City pension, there's an additional \$52,000 that accompanies that \$5,000 with the vacation and holiday, which brings -- if you're really looking at -- if you're really looking at that \$51,000 employee, the cost to the City is \$103,000 for that employee.

And that means 56 percent of the total compensation, just looking at these factors, come from benefits that are paid by the City, in addition to wages. And if you look at the FRS employee with the same 51,000, with the same vacation and holiday, there's an additional 17,000 that's paid for the required benefits plus the voluntary benefits that are offered by the City, bringing the hidden part of that check to \$23,000. So in that case we say we're adding an employee for 51,000, but really we're adding an employee for the cost of about 70,000.

So the hidden paycheck, again, equates to those benefits that are provided by the City in addition to wages for every employee that we have. So when we take in consideration adding a head count, we have to look beyond wages and look at that -- those hidden benefits that we have to pay for every employee that we add -- that we have. And there are additional costs outside of wages that are associated with every (unintelligible) account.

In summary, hidden benefits are those contributions that are paid by the employer on behalf of the employee -- to the employee. Mandatory benefits are things such as Social Security, Medicare, Workers' Comp, and the voluntary benefits ranges from holiday pay, sick pay, to retirement, to flexible spending account. And the City contributes on the average 35 percent for those hidden benefits in addition to the wages that are paid.

CITY MANAGER EVANS: One of the things I -- I'd like to add in to Mr. Davis's presentation is that last time I did some research, I think it's almost 68 percent of all American employers do not offer retirement. And so it's not something that is required by any entity to do it, but it is something that is a large cost for our organization and other organizations. But also one of the things that we are going to be looking at is our health plan.

Currently right now the City pays 100 percent for health insurance, so it's \$800 per

employee per month, regardless if they utilize the plan or not. So one of the things we've looked at is the possibility of a high-deductible health plan coupled with an FSA or an HSA. And that would reduce some potential costs and some plan design elements. We would look to offer that to new employees as they come into the organizations. But also, our existing employees, if they're interested in that option, that may be an option to -- to consider.

Also some other organizations have put in place some incentives that in the event that you do not take the City's insurance, you are paid some cash benefit because the organization saves. So we're looking at some plan modifications to be able to save the organization some money. So that's some stuff that will end up becoming -- that will come before this Council for some further discussion. But I wanted to let the Council know that we have been talking about some plan design elements, because it is a very rich health plan.

COUNCILPERSON PARDO: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON PARDO: So have we had any discussions with the Police Union about them going into FRS? I believe they're the only union right now that's still in the City's plan.

CITY MANAGER EVANS: Mr. Davis, if you want to.

HUMAN RESOURCES DIRECTOR DAVIS: We -- we have had some discussions with them. But we -- we haven't got to the point where we can say we have to have a movement.

COUNCILPERSON PARDO: So perhaps we should, you know, open up those discussions again.

CITY MANAGER EVANS: Absolutely.

COUNCILPERSON PARDO: You know, someone sit down with the union and see. 'Cause I recall the last time they took a vote, it failed, but it was because of their salary and, you know, opening up the contract again. So they just got a fairly new (unintelligible) three-year contract. So they may be amenable to, you know, taking (unintelligible), something (unintelligible). It's not going to cost us anything to (unintelligible).

CITY MANAGER EVANS: Yeah. We can certainly make the call, as well as put it in writing to the PBA representatives and -- to get that taken care of. Okay. Any other questions for Mr. Davis concerning the hidden paycheck? And what we will do is we will send this slide to the Council for your records, as well as post it on the website for public consumption, as well. Thank you, Mr. Davis. Okay. Thank you.

CHAIRPERSON MILLER-ANDERSON: Walter, are we all the way out? We're all the way out with the mikes? None of the mikes are working now.

WALTER STEPHENS: (Unintelligible). They work fine in -- in our system. You just can't hear it because the speakers here aren't working. I just got it turned on here, just (unintelligible) the monitor. But I can hear it fine.

CHAIRPERSON MILLER-ANDERSON: You can hear it. We can't hear each other.

COUNCILPERSON DAVIS: I -- I hear you.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: These are working.

CHAIRPERSON MILLER-ANDERSON: Walter (unintelligible).

CITY MANAGER EVANS: And -- and I do, as -- as we move on to the next slide, one of the things I -- I do want the Council to take a look at, that \$1 million that we have appropriated in this -- requesting an appropriation in this budget, because it is something that may come up in conversations as we make -- make our way through the -- the additional slides. The next slide is Mr. Sherman is going to explain a little bit with respect --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: (Unintelligible).

CITY MANAGER EVANS: -- to this Compensation Study and how it potentially will -- will pan out for the organization.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Yeah.

CHAIRPERSON MILLER-ANDERSON: And hold on one -- the Mayor wanted to (unintelligible).

MAYOR MASTERS: Thank you. I wanted to ask, I guess, the H.R. Director. I was listening. There was one question that I -- I did not think it was thorough answer. At least it wasn't what I was thinking the answer would have been. I think the Chair asked about the education piece, that if the education's related -- connected to the job. I think your answer was "Some are," and you used the example of the police as being one of those jobs that's related to the education that they would acquire. And my question is, if that's the answer, "some," then what about most?

HUMAN RESOURCES DIRECTOR DAVIS: If I understood your question, it is about the -- the requirement that the discipline is related to your job.

MAYOR MASTERS: Correct.

HUMAN RESOURCES DIRECTOR DAVIS: Uh-huh. I -- I -- and we will take a detailed look at it, but I think the requirement is that the discipline is -- is related to a job that we offer you at the City, because what we try and do with the employees with this benefit is to prepare them for their career here with the City. And presently you may be in a position

that is a stepping-stone for where you see is your final destination. So we will give them the option to take a discipline that may not be the one they're doing today but one they can aspire to obtain.

MAYOR MASTERS: If they choose to.

HUMAN RESOURCES DIRECTOR DAVIS: Right.

MAYOR MASTERS: Which we don't know.

HUMAN RESOURCES DIRECTOR DAVIS: And I think the reason the example was given for the police is because the police has such a wide range of possibilities till it's about the broadest range.

MAYOR MASTERS: So I'm trying to get to the bottom line here. So there are positions of people working in jobs at the current time that the education that they're getting may not be directly connected to that job at that time but in the future or if they -- career, they change something, they still -- is that -- I mean, is that what you're saying?

HUMAN RESOURCES DIRECTOR DAVIS: Yes, sir.

MAYOR MASTERS: Okay. And if that's the case, then how do we know? I mean --

HUMAN RESOURCES DIRECTOR DAVIS: The -- the -- that is one of the risks you take when you offer this program, because certainly an employee, if they are honest -- and we certainly can't legislate honesty -- they can tell us while they're working -- as example, a Human Resources employee could say, My aspiration is to be in Finance. So they may want to get a -- a degree in accounting. We would allow them to do that.

CHAIRPERSON MILLER-ANDERSON: Well, I think when we have the presentation we can talk about that.

CITY MANAGER EVANS: Yeah. We can -- we can -- we can speak -- we can speak more specifically on that when we have the presentation.

MAYOR MASTERS: I just want to clarify his answer.

CHAIRPERSON MILLER-ANDERSON: Well --

CITY MANAGER EVANS: Yeah. But you know --

HUMAN RESOURCES DIRECTOR DAVIS: Right.

CITY MANAGER EVANS: -- and to -- I think to Mr. Davis's point, you can -- for instance, if I'm an H.R. generalist and I want to be a labor attorney, I can then go to law school because it's, you know, interrelated.

MAYOR MASTERS: Interrelated.

CITY MANAGER EVANS: So there -- it is, you know -- it's -- it is really trying to thread that needle. But we'll bring forward a -- some policy recommendations and -- and some best practices and -- and get this -- that particular item --

MAYOR MASTERS: Thank you, Mr. Davis.

CITY MANAGER EVANS: -- shored up.

HUMAN RESOURCES DIRECTOR DAVIS: Absolutely.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Okay. I actually stole this slide from a -- a Compensation Study from another community so don't be so concerned with the communities that they're comparing themselves to. What I'm trying to give, as the City Manager said -- we expect that what we're going to find is some jobs are going to be right where they should be. Some jobs are going to be higher, and some jobs are going to need, you know, some -- certainly some, you know, upward movement.

But what this, in essence, depicts is the green bar -- you know, all of our job classifications have a range. You have a bottom and -- and you have a peak. So the green bar represents a job's range of pay that, again, any employee in the City would have. And then when you compare it to the other communities, what you can see is the red dot is that community's low and the blue dot is their high. So that, in essence, is their individual pay ranges.

So again, as you compare -- and we expect this to happen as -- you know, 'cause we have been able to do some comparisons -- is you're going to find that in some places our employees may be better paid than other communities. So like in this case, you know, this green bar is higher than what Clearwater is paying is -- is the first, uh, blue and red. But then if you turn around you'll compare this same position to Orlando and you see the blue bar is the high -- or the blue dot is actually the highest.

So as we go through and do the -- the Compensation Study and you try to figure out who your like communities are and create this, and then this is where the consultant will come back and say, Okay. We really think that this is the sweet spot. You know, and again, it'll be our green bar that moves up and down to match the other communities. So again, we tried to -- I pulled this out of a -- another plan to try to give you a visual of how exactly, as they go through this Compensation Study, they will actually be analyzing it and, again, setting and coming back and making their recommendations to us.

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON DAVIS: Mr. Sherman.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Yes.

COUNCILPERSON DAVIS: When was the last time the City of Riviera Beach has conducted a Compensation Study?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Ooh, long before me. Karen, do you remember?

ASSISTANT FINANCE DIRECTOR HOSKINS: I think the last one was (unintelligible).

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Fifteen?

ASSISTANT FINANCE DIRECTOR HOSKINS: It was 15.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Fifteen years ago -- ago?

COUNCILPERSON DAVIS: How often is this something -- is this usually done? What is the general practice of (unintelligible)?

CITY MANAGER EVANS: General -- general practice is you want to do this every three to -- to five years, at least if it's a soft survey, sending it out to a couple cities to, you know, select positions. But you want to look at it probably every five years holistically to see where you are with respect to the market. But you should always kind of be, you know, every two or three years going out there and -- and surveying certain positions, 'cause the industry and the market changes so drastically in -- in certain professions.

COUNCILPERSON DAVIS: So -- so the million dollars is to get us started, correct?

CITY MANAGER EVANS: The -- the million dollars is intended to -- if the survey comes back and says that, you know, it's going to cost you about \$750,000 to move your employees where they need to be, that's what the money would be utilized for.

COUNCILPERSON DAVIS: Okay.

CITY MANAGER EVANS: But one of the things that I wanted to get a -- a perspective from the Council on is if we have to make some reductions with respect to that million dollars for the purposes of balancing the budget -- let's say we decide to go to 500,000. One of the things that I think is important that we look at is the employees that were with the organization during the recession, during fiscal year 2009 to 2013, and trying to make them whole first and then going ahead and then addressing the other workforce. And I think that's something that the Council should consider because they endured, they went through the tough economic times with the organization.

So if we had to phase the Compensation Study because the number comes back so large, it would be my recommendation to look at your longer-tenured employees, those that experienced the furloughs, no pay raises from fiscal year to fiscal year 2013, and address them. And then if it is something in, you know -- in the subsequent year or in another form or fashion, then address the other employees. But that's more so of a policy and strategy decision that the City Council will need to opine on. But that's just a

compensation thought and strategy that we were talking about internally.

COUNCILPERSON DAVIS: So what triggered this particular conversation for the study?

CITY MANAGER EVANS: For the study?

COUNCILPERSON DAVIS: Yes.

CITY MANAGER EVANS: This study was initiated prior to my start in the organization. I can have the Deputy City Manager come up and -- and provide some insight. But I would envision that, like Miss Hoskins said, is that there has been no Compensation Study in such a long time. And as we go out to compete for positions --

COUNCILPERSON DAVIS: Uh-huh.

CITY MANAGER EVANS: -- and try to attract and retain folks, we find ourselves at a competitive disadvantage. And so it's trying to get us where we need to be. And I think that was the intent behind the study so we remain competitive in the region.

COUNCILPERSON DAVIS: Okay.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Okay?

CITY MANAGER EVANS: Any perspective with -- as it -- if we look at that 2009 to '13?

COUNCILPERSON PARDO: Yes. I am fine with it. Because we did cut back, I believe, for several years. The employees lost out on 12 days, right? And then we eventually cut it back to six days. So I think that's the fair thing to do. Some people (unintelligible) their steps. I think it's the fair thing to do.

COUNCILPERSON DAVIS: (Unintelligible).

CITY MANAGER EVANS: Okay. Any other thoughts?

COUNCILPERSON HUBBARD: Sounds good so far from this standpoint. But I guess I would have to delve into it a little -- a little bit more. But you know, on the surface it seems, you know, only fair as -- as -- as it is. So, you know, we definitely want to make people whole and put them in positions where they would have been had we not --

CITY MANAGER EVANS: Uh-huh .

COUNCILPERSON HUBBARD: -- (unintelligible).

CITY MANAGER EVANS: And -- and what we will do is we have -- and we will be scheduling individual opportunities to speak with each of the Council members with regards to the Compensation Study, the strategy, the preliminary data and those meetings will be scheduled here probably in the next month or so with you. So that's going to be on the horizon. So I just wanted to -- to let you know that we're going to be working with your legislative aides to get on your calendar to talk more specifically on this.

MAYOR MASTERS: Madam Chair?

COUNCILPERSON DAVIS JOHNSON: Mr. Mayor?

MAYOR MASTERS: Mr. Sherman, you -- following up to Councilman Davis's line of questioning earlier, how many years -- how many years ago, the study -- commission on compensation?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: When did we start this one?

MAYOR MASTERS: The last -- no.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Oh, the last one? Miss Hoskins believes about 15 years ago. So early 2000s.

MAYOR MASTERS: Was there any reason why it was that long?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: The recession would be my -- I mean, again, remember, the recession really started in '07 is when we started dropping down. And -- and as the Manager said, you know, we do look at other communities and we know that we're struggling to hire. And when the recession hit the communities all dealt with it in different ways. And what's happened is, is the way, again, that the City dealt with it, not only with the furlough days but with no raises, it actually created a larger spread between us and -- and neighboring communities. So we knew we needed to do this. It was a matter of waiting until, again, the economy kind of got at an upswing and go back and look, you know, and study it.

MAYOR MASTERS: Was there an official request to do it?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: At the bargaining table, the unions have been very -- very adamant about trying to get back to market. Because again, they know what they've lost and so -- and they know what the other, you know -- again, when you're dealing with a bargaining unit, it's the same bargaining unit that's in your other communities.

MAYOR MASTERS: Uh-huh.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: So they know what the other communities are -- are paying for like positions so, yeah.

CITY MANAGER EVANS: And -- and certainly you don't want to put yourself in a -- like I said, a competitive disadvantage where you become the training ground for other institutions. So having a competitive pay structure is something very important as we move forward. All right.

The next slide is revenues. So the first revenue that we're going to be discussing is a proposed increase or -- or discussion with respect to the Emergency Medical Services

fee. And so I've asked for our Fire Chief to be able to provide some insight with regards to that, and then Mr. Sherman will then talk about business tax and we'll get into the Fire, as well. Thank you, Chief.

FIRE CHIEF DUREN: Thank you, sir. Reginald Duren, Fire Chief. Council, I want to apprise you of the fact that the last time we had a rate increase on our Fire fees for EMS transports was in 2013. I've had the opportunity to look at about 18 organizations in Dade, Broward, as well as Palm Beach, and looking at that group, we're in the lower quarter on all of the fees associated with EMS response and transport. I'm going to be bringing forth a proposal if you agree to, to look at raising our fees, and I'll bring you a schedule, show you what the estimated revenues will be tentatively, if we were to raise our fees to be in the lower third. That would mean increasing our rates by approximately 5 percent. We'd see an increase of revenue about \$20,000. If we were to go into the mid range which would mean an increase of our fees of about 12 percent, we could see an increase in revenue approximately \$50,000.

MAYOR MASTERS: If -- excuse me, Madam Chair? Is that across the board as far as our residents?

FIRE CHIEF DUREN: Yes.

MAYOR MASTERS: As it relates to seniors and other -- (break in audio)?

FIRE CHIEF DUREN: It is consistent with the services that are provided.

MAYOR MASTERS: Okay.

COUNCILPERSON HUBBARD: You're talking about in -- in reference to transportation to and from the hospital?

FIRE CHIEF DUREN: Yes, ma'am.

COUNCILPERSON PARDO: Doesn't the insurance pay that?

FIRE CHIEF DUREN: The insurance pays when they have insurance. The insurance does pay it, as does Medicare and Medicaid.

COUNCILPERSON PARDO: Okay. And that includes Palm Beach Shores, right? Anyone that gets into an ambulance is charged?

FIRE CHIEF DUREN: Right. Any -- yes, ma'am. Anyone transported by a Riviera Beach Rescue will see this increase.

COUNCILPERSON PARDO: What are we training -- we have a -- we had this conversation a year or two ago about accounts. I guess -- I don't recall what the number was but there was a significant amount of money that we were trying to go after -- people that aren't paying their bills.

FIRE CHIEF DUREN: Well --

COUNCILPERSON PARDO: Do you recall that?

FIRE CHIEF DUREN: I remember that the -- in regards to our collection rate --

COUNCILPERSON PARDO: Uh-huh.

FIRE CHIEF DUREN: -- and it's in the lower 40 percentile in terms of actual collections. (Unintelligible).

COUNCILPERSON DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON DAVIS JOHNSON: Mr. Sherman, where are we? Have you received any report from the agency that we entered into that agreement with in order to collect those dollars?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: We have seen two checks come in. Contract was signed just in December and it wasn't until maybe within a month or so ago that we actually got the first check. And I think the total that we've received so far is about \$1,500. I mean, it's -- it hasn't been significant. But they are just starting and really getting -- getting underway.

COUNCILPERSON DAVIS JOHNSON: And what's their percentage on the collection? Do you know?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: They're taking 25 percent.

CHAIRPERSON MILLER-ANDERSON: Anyone else?

COUNCILPERSON HUBBARD: Question. They started in December and I guess took them a minute to get started.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Yeah.

COUNCILPERSON HUBBARD: They have to send the letters out and then --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Right.

COUNCILPERSON HUBBARD: -- the insurance company has a certain amount of time to respond or to pay.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Right.

COUNCILPERSON HUBBARD: To pay for that.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Right. So we're just starting to see the money coming in.

COUNCILPERSON HUBBARD: So -- right. So it's just starting to trickle -- to trickle in. So I guess by the end of the year we'll have a better --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: We'll have a better idea.

COUNCILPERSON HUBBARD: -- better view of --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Yeah.

COUNCILPERSON HUBBARD: -- of -- of what that looks like. But I guess whatever it is, we weren't getting it at all, so --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: It's better than zero.

FIRE CHIEF DUREN: Madam Chair, if I might just say one thing to kind of clear up that number are percentages that we actually take in versus what's billed. Keep in mind we have Medicare and Medicaid. They have established limits as it is. So that number includes dollars that we know we can't receive, but in addition there are dollars at hand. So in other words, we may bill \$750. Medicaid will only allow \$550 and that's all we're going to get. We don't balance bill individuals as a result of that settlement.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Right.

CHAIRPERSON MILLER-ANDERSON: Mayor?

MAYOR MASTERS: Yes. Chief Duren -- Fire Chief, okay, do we bill for -- if they come but they don't take you to the hospital, they just come and check you out or something, do we bill for that?

FIRE CHIEF DUREN: No, sir. We only bill for transports.

MAYOR MASTERS: Just only for transports?

FIRE CHIEF DUREN: We have to sustain the resources for making those calls, however. But we don't bill for those (unintelligible).

MAYOR MASTERS: Okay. Thank you.

COUNCILPERSON HUBBARD: So if -- question.

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON HUBBARD: So if we -- I'm -- a couple of things I -- I guess I'm concerned about. If we make the -- well, not concerned about, but if we make the increase

for the average person that automatically did not or could not pay or didn't pay, two things happen. Either they didn't go after the money -- they didn't -- they didn't turn it over to their insurance because they could have and -- or these are -- our company that we have on retainer, they're going after those funds. So -- but if I'm a self-payer, then it -- then it would affect me adverse.

FIRE CHIEF DUREN: The increase, yes. But typically they work to reach a settlement with those individuals and (unintelligible) put them on a payment schedule.

COUNCILPERSON HUBBARD: If I'm --

FIRE CHIEF DUREN: So the answer is yes.

COUNCILPERSON HUBBARD: Okay. So like, if I don't have insurance or anything, is this going to cost me more?

FIRE CHIEF DUREN: Yes.

COUNCILPERSON HUBBARD: Who's going to put me on this installment plan?

FIRE CHIEF DUREN: Our billing agency typically. That will be part of the process. They would attempt to work with you to create some form of receiving the revenue.

COUNCILPERSON DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON DAVIS JOHNSON: Is that an outside billing agency or are we using (unintelligible)?

FIRE CHIEF DUREN: Right now we're using API as all our billing.

COUNCILPERSON DAVIS JOHNSON: API. So with the additional staff that (unintelligible) could that not be a service that we could do in house?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: I really don't think we would want to bring that in house. With all the HIPAA issues and all that, no, thank you, ma'am. But thank you for thinking about us.

FIRE CHIEF DUREN: Well, and this year one -- one of the challenges that they would have is they don't have the reach-back to the resource, to the hospitals.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Yeah.

FIRE CHIEF DUREN: Or --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Right.

FIRE CHIEF DUREN: -- or what minimal piece of information they can go search to find

where the individual actually resides.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Yeah.

FIRE CHIEF DUREN: So it would be very -- very challenging to do it internally. It's much better to have an outside agency perform those services.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Yeah.

FIRE CHIEF DUREN: I believe we did that years ago (unintelligible) --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Yeah. (Unintelligible).

FIRE CHIEF DUREN: And we increased revenues substantially once we got away from --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Yeah.

FIRE CHIEF DUREN: -- that type process.

COUNCILPERSON PARDO: Do we have a percentage? Or do we know the percentage of non-payers who are frequent fliers? Right? So we have seen other -- you know, the people who are just back and forth and back and forth at the hospital. We transport them, but they don't have the resources to pay. Do we have a percentage? Do we know? Do we have many people?

FIRE CHIEF DUREN: No. I could find that out but --

COUNCILPERSON PARDO: (Unintelligible).

FIRE CHIEF DUREN: -- as you can understand, our focus is just a limited service from the Fire side. We couldn't --

COUNCILPERSON PARDO: Sure. I understand that.

FIRE CHIEF DUREN: -- (unintelligible) how many repeat customers we have that are consistently not paying. I'm sure we could find out.

CHAIRPERSON MILLER-ANDERSON: Okay. Any other questions?

CITY MANAGER EVANS: Is there -- I'm sorry, Councilwoman Hubbard.

COUNCILPERSON HUBBARD: So you're saying is there a consensus to -- to go with the increase?

CITY MANAGER EVANS: Yes, ma'am. That's -- that was going to be my question.

COUNCILPERSON HUBBARD: It's -- I think if we could do it a better way, I would be

more apt to go along with it. We know Medicaid -- we -- we increase. We know we can cap Medicaid and Medicare at 500. We -- that -- that's -- that's going to be paid. But I'm talking about the people in between who aren't going to be able to pay, and the only thing you're going to do is just make the credit any worse.

I guess what I see happening here at the City of Riviera Beach on a -- you know, overall, it's like we don't really have a problem with burdening the residents or taxing the residents more and more and more. But what we are comfortable with most of all is -- is keeping them from the opportunity to make money, participate in the economic onsets that we might have here. I mean, it's -- it's -- it's -- I guess it's uncomfortable for me because that's what I feel that I see here is that everybody is just (unintelligible).

We're burdening the residents with one more fee, one more pay, increase this, increase that. But every time there's a big project or job, an opportunity to make money, we come up with how illegal it is for the residents to participate in improving the quality of their life. And that's what I think is so unfair. And -- and it just amazes me at how comfortable we are with that scenario.

COUNCILPERSON PARDO: Chief, I have something to ask you. I know just from talking to, you know, some of our paramedics that we do have people in the community that go to St. Mary's on a regular basis, and they're going not because they are seriously ill and they have an emergency. They're going more for triage. So I know on the national level there are several states and cities that are looking forward to different programs. And I think I mentioned this program to you a while ago.

In Arizona, in Tempe, Arizona, they were having a problem with the frequent fliers. They were going back and forth to the hospital to get their blood pressure checked, get a bandage changed. And they were becoming a burden on the system, right? They weren't paying for it and the City was using their resources to take these people back and forth to the hospital. So it was a burden on hospitals. It was a burden on the fire department, fire rescue.

So they started hiring physician assistants and additional paramedics who would go to these people's homes and they would check on them and, you know, check their blood pressure or if they knew that, you know, they needed a bandage changed and, you know, issues like that. Making sure they're taking their proper medication. And they found that it became less burdensome on the hospitals and also on the fire rescue department. And I know Tempe right now, they're working with United Health.

And UnitedHealth is providing funds to them. They're funding one or two of the physician assistants. And I think they have physician assistants because they can prescribe some medications. So, you know, I don't know if -- if the City is big enough to look at that. I know we -- I spoke with the county fire chief about it, too. And they're (unintelligible).

But maybe, you know, if we do find that we have these people in the community that are using the resources back and forth, who maybe we can -- maybe that's something

that we can look at. And you know -- you know, we have people that go into the fire departments all the time and they use the fire station as a triage sometimes. So maybe, you know, just as a possible (unintelligible) mechanism to (unintelligible). It might (unintelligible) something that we should definitely look into. (Unintelligible). You know what's going on, so --

FIRE CHIEF DUREN: You have -- you have just described what everyone envisions as being the future. The reason why UnitedHealthcare would partner with them is that (unintelligible) want to is because of the Affordable Care Act. If someone goes in for a revisit or a related issue too many times, the hospitals don't receive their compensation they might otherwise receive.

So what they're doing is either partner -- partnering with local fire rescue services or they're partnering in (unintelligible) companies or they're doing their own because it's mutually beneficial. I -- I don't know where the County is working towards that. We're going to have to follow their lead and see how (unintelligible). Funding is a real issue but it's a great program for the community and it's a great benefit.

So you're right. We would, in essence, be their first line of defense in health care (unintelligible) 'cause oftentimes it really is unfortunate our community has a transportation issue, (unintelligible) someone to come visit them. And just as the -- the Mayor and Councilperson Hubbard described, some people just need you to come pay attention to them, give them a baseline, let them know everything's okay or what, you know -- remind them of medications. And that's really what they need. And that would be great if we could find those opportunities. And I look forward to doing that.

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Yes.

COUNCILPERSON DAVIS: Staff, I would like to know -- Mr. Sherman and Mr. DeGraffenreidt, is there a way that we can put a cap on those that have Medicaid and Medicare insurance if we raise the fees to not -- to not to -- to -- not to exceed the amount of -- of the insurance, what it -- what it pays?

FIRE CHIEF DUREN: We already can't. That's mandated by the federal government.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Right.

FIRE CHIEF DUREN: If someone's on Medicare --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Yeah. They can't go over.

FIRE CHIEF DUREN: -- or Medicaid --

COUNCILPERSON DAVIS: Yeah.

FIRE CHIEF DUREN: -- which, in our community, 53 percent of us are Medicare and Medicaid.

COUNCILPERSON DAVIS: (Unintelligible) other -- right.

FIRE CHIEF DUREN: So that's already established. This would have no impact on those individuals.

COUNCILPERSON DAVIS: Okay. What about those that have, let's say, insurance from a private --

FIRE CHIEF DUREN: Well, those that have insurance, that's where we have the greatest opportunity in terms of insurance companies are only going to pay what you bill. We have the opportunity to bill them more. That's where we (unintelligible) impact to the consumer.

COUNCILPERSON DAVIS: I just want to make sure that we don't hurt those on Medicare and Medicaid.

FIRE CHIEF DUREN: No, sir, we can't and won't.

COUNCILPERSON DAVIS: I don't want to -- okay.

CHAIRPERSON MILLER-ANDERSON: Okay?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: All right.

CHAIRPERSON MILLER-ANDERSON: So you need a consensus from us?

CITY MANAGER EVANS: What we will do is at the -- on Friday's meeting we have a couple of items where we'll ask for a consensus. And -- and this will be one of them.

CHAIRPERSON MILLER-ANDERSON: Okay.

COUNCILPERSON HUBBARD: One more thing. Can't -- is there a way that you can bill the non -- the persons that are not insured? The cost of ones that are not insured, to leave that as it is as opposed to raising, say, for -- is there a way that you can do that?

FIRE CHIEF DUREN: I'd have to get with --

COUNCILPERSON HUBBARD: Because, you know you've got your Medicaid. You know you got your insurance. You know you can max that out. So the person that doesn't have any insurance, you can leave it like it is.

FIRE CHIEF DUREN: I'm not sure that we can do that. But I can certainly speak to the City Attorney and see if we can do some research to find out if that is an opportunity to do that.

COUNCILPERSON HUBBARD: Okay.

CHAIRPERSON MILLER-ANDERSON: Thank you.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Okay. The -- the second revenue that we'd like you to consider is the business tax receipts. Under the statute, you're only allowed to increase your business tax receipts once every two years and only to a maximum of 5 percent. The last time we raised the business tax receipts was back in 2015, and what we did at that point is we actually held those under \$100, so your smaller businesses, we did not increase them. And then we increased those that paid the -- the higher level by the 5 percent.

The kicker on this -- and -- and when I -- you know, we need to receive some direction hopefully by Friday -- we are required to mail these out by August 1st. And if we're going to change the fee, it does require two ratings. We do that by ordinance. And so we would actually have to bring that to the Council in July to do that. Right now we receive about \$1.4 million in business tax receipts. And as you know, last year you gave us two part-time individuals to go out and knock on doors and collect on those that do not renew or have never received a license.

But again, a 5 percent increase would produce probably about \$70,000. So again, as we look to try to diversify our revenue source and -- and you know, fund our -- our operations, this is one of those revenues. This is the year if we wanted to do it we can do it. And if you don't do it, that's fine. But you do it. Eventually you can't go back. You can't recapture those years that you didn't do the increase. So --

CITY MANAGER EVANS: And also to build on Mr. Sherman's comments, I think this is also something that Tallahassee is looking at, as well, with respect to regulating businesses and -- and looking at what local governments charge. So this is a revenue stream that the business community has communicated to Tallahassee in some cases that they're not too -- too fond about. So --

COUNCILPERSON DAVIS: So you -- are you all going to bring some update information from what Tallahassee's doing, projected to do?

CITY MANAGER EVANS: Well, the -- they've -- over the last couple of years they've talked about business tax receipt. There hasn't been, you know -- 'cause usually sometimes it takes four or five years for something to happen. But it's just something that we constantly are watching. But that communication service tax and, you know, like we heard today at the League of Cities luncheon is that, you know, every revenue stream that local governments have is realistically under assault.

COUNCILPERSON DAVIS: Right.

COUNCILPERSON DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Yes.

COUNCILPERSON DAVIS JOHNSON: So where are we with the collection or identification of businesses that are operating in the city without a business tax receipt?

Here's the one thing that I do know: According to the Palm Beach County Tax Collector's Office, (unintelligible) your business is in a municipality, you have to come forward with your municipal tax receipt before you can obtain your Palm Beach County tax receipt. So where are we in identifying those businesses that are operating here locally without the business tax receipt?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Yeah. Well, what -- what -- what we've done, we have -- we have a couple -- couple databases going where we've been comparing records. We know who we had licenses with last year that did not renew. So again, we're going -- we're looking at that list. And again, some of them are out of business and -- and we understand that.

We've compared it to the Property Appraiser, so we know which parcels are designated as commercial parcels so we can (unintelligible) that. And so we have the two people out on the road going door to door literally, you know, introducing them. Either you didn't renew, why didn't you renew? Here's the application. You know, we gotta -- you have to come on in, pay. Or we don't have a license for you. Again, here's the process. And it's more educational at this point. I think both individuals have been very successful in -- in trying to get people in. We have seen an increase in our revenues as they come in. And I can certainly, you know, put those numbers together and -- and produce those for you if you'd like to see the changes in -- in the volume.

COUNCILPERSON DAVIS JOHNSON: How are we handling things like -- I do remember reading it and I can't find it. But I do remember that folks that are renting properties are required. How are we handling that?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: With -- with the rental properties, right now they -- the way that we capture those is when the tenants come in with a lease, we actually do the crosscheck to make sure --

COUNCILPERSON DAVIS JOHNSON: For water service?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: -- for the water service. Right. I'm sorry. Yes. So when they bring in a lease and they say, "I'm a renter. I need to get my water turned on," we do do the cross-check. And if there is not a license on that property, we do not provide them water. So they have to get the owner to come in, get the business license before we would actually change the -- and keep in mind, the property's already in the owner -- I mean, the utility service is already in the owner's name. But before we would convert it over to the tenant's name, we have to know that there's a -- a business license on that property. Now, we started that last year, and we caught about 300 residential properties.

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON PARDO: And what happened --

CHAIRPERSON MILLER-ANDERSON: Are you finished, Miss Davis Johnson?

COUNCILPERSON DAVIS JOHNSON: Uh-huh.

CHAIRPERSON MILLER-ANDERSON: Okay. Mr. Davis and then Miss Pardo.

COUNCILPERSON DAVIS: Mr. Sherman, we had a discussion the other day, and I -- I asked you to talk about the annual inspection for those who are renting out homes in our community, since we had a 60 percent rental rate where they have to come in annually and do their inspection, about raising that fee.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Right.

COUNCILPERSON DAVIS: And what impact that would have, that number? Have you had a chance to begin to talk about that?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: I haven't had a chance to talk to Mr. Bailey about that, because it would actually -- right now when they come in for a renewal, it's just a straight renewal. It's not an inspection to go along with that renewal. So we would have to actually get people out into the -- the -- to go look at all of those residential properties.

COUNCILPERSON DAVIS: And -- and the reason I say that, because we don't know what condition those homes are under.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Right.

COUNCILPERSON DAVIS: And you know, we -- if we -- unfortunately every city have slumlords. That will give us an opportunity to know where we are.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Exactly.

COUNCILPERSON DAVIS: You know, and how we can protect those that are trying to come and have a nice living quarters.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Yeah. Uh-huh.

COUNCILPERSON DAVIS: And -- and it will put us in a position to be more in contact with our property owners, 'cause right now things are happening but we don't know who's doing what, who the person is. We deal with a lot of property management companies. I know West Palm Beach a couple years ago, they -- I think in 2011, they raised -- I think they doubled their fee --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Right.

COUNCILPERSON DAVIS: -- for the annual inspection. So if we're at 60 percent, I can imagine what type of impact that would have if we was to do the same thing.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: It would -- it would be significant, yeah.

COUNCILPERSON HUBBARD: (Unintelligible).

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: I'm sorry. Did Miss Pardo have a --

CHAIRPERSON MILLER-ANDERSON: Oh, I'm sorry. Pardo was next and then Miss Hubbard.

COUNCILPERSON PARDO: So what happens if someone is renting out their home. Say it's a vacation rental. They're renting it, you know, two days out of seven and -- right?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Right.

COUNCILPERSON PARDO: I know. I'm surrounded by them. What happens if -- if we find that they don't have a license? Do they get a fine?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: There is a \$250 fine for not renewing and not getting a license, if -- if we catch them. Now -- and again, the only ones that we're actually able to capture at this point are those that are actually switching the utility service. So in a case like that where it's flipping, they're not changing the utility service. It's staying under their --

COUNCILPERSON PARDO: Right.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: -- and we're not catching them.

COUNCILPERSON PARDO: Right. So I've given the City a list.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Okay.

COUNCILPERSON PARDO: Right? And from time to time --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Yeah.

COUNCILPERSON PARDO: No. I do. Because --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Yeah.

COUNCILPERSON DAVIS: (Unintelligible). Get the money. Please do.

COUNCILPERSON PARDO: Right. All right. So then if you found out that they didn't have a license and that they were operating, then it would be a \$250 fine -- fine?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Right. Right.

COUNCILPERSON PARDO: Okay. And my other issue is -- Mr. Davis brought this up -- I wasn't aware that we have something on the books where if you're renting out your property, we can come in and inspect it?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Inspect.

COUNCILPERSON PARDO: Every property?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: I -- I think (unintelligible).

COUNCILPERSON PARDO: Including a vacation rental?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: You have the -- you would have the right to inspect that. But again, we don't necessarily -- we're not doing that, I don't believe, now unless Mr. Bailey has a different opinion.

COUNCILPERSON PARDO: Okay. So then that's something that we should --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: No. I didn't think so.

COUNCILPERSON PARDO: -- okay. So that's something that we should --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: He -- he's nodding no.

COUNCILPERSON PARDO: -- maybe discuss.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Yeah.

COUNCILPERSON PARDO: Since people are renting out their homes with swimming pools.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Uh-huh.

COUNCILPERSON PARDO: And these are older homes.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Uh-huh.

COUNCILPERSON PARDO: They don't have the gate around the pool. Right? The childproof gate. They probably have the -- you know, the original drain on the pool which is now illegal. So -- all right. So who would I talk to about that? That's something I think that we need to start going after.

CITY MANAGER EVANS: That's something that we will -- Director Bailey and the City Attorney will get together and put together a --

COUNCILPERSON DAVIS: To draft a policy?

CITY MANAGER EVANS: -- a -- a paper on that and talk about how we can deploy resources to enforce that.

COUNCILPERSON PARDO: Okay. Thank you.

CHAIRPERSON MILLER-ANDERSON: Miss Hubbard -- Hubbard, did you have a question?

COUNCILPERSON HUBBARD: (Unintelligible).

COUNCILPERSON DAVIS: Oh, no. I'm good.

CHAIRPERSON MILLER-ANDERSON: (Unintelligible) mike.

COUNCILPERSON DAVIS: Oh, I'm sorry.

COUNCILPERSON HUBBARD: Thank you. We talked about this a couple of times about a lot of the homes are on Section 8.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Uh-huh.

COUNCILPERSON HUBBARD: What we need to do is find out how many -- what homes belong to what -- what Section 8 housing program. And we need -- and I think we need to let the housing authorities know what our inspection program and our level of expectation is. Because now there's really -- there's no internal mandatory housing inspection. They outsource that so that person may or may not get inspected that year. But to inundate -- and I think when we -- we were meeting with the police department, that was one of the things that they -- that -- that they had on the list of things that we could go out -- that we could do.

We need to -- we have so many homes that are in -- on Section 8. We need to put out a program so that we can tell -- say West Palm Beach might have 40 certificates in - - in Riviera Beach. Boca Raton might have 140 in Riviera Beach. But if they're going to have certificates in Riviera Beach, we need to let them know what our level of expectation is as far as -- as far as inspections go, because that's going to help us with a couple of things. That's going to help us weed out -- or -- or know if we have problems within -- problems within our community.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Uh-huh.

COUNCILPERSON HUBBARD: It's going to let us know if people are living in deplorable conditions. Because what HUD has mandated for them as a -- a standard of inspections are just minuscule, and it's -- it's almost nothing. It's not mandatory anymore. They don't -- any -- none of them have to have an inspection department. So I think that that's what -- that's what we need to do, determine what it's going to be and make them give to us -- each one of those people that have a housing authority, we need to know where your certificates are, what house, what street, where are your Section 8 certificates in -- in the City of Riviera Beach. Thank you.

CHAIRPERSON MILLER-ANDERSON: Anyone else? (Unintelligible).

CITY MANAGER EVANS: The next item is the potential implementation of a fire assessment. And if I can have our Fire Chief come up to the microphone again, we're just going to talk briefly on this. But basically what the intent behind this is to look at other ways to diversify our revenue streams here in the City of Riviera Beach. When we showed you the slide about how much of the budget is contingent on ad valorem revenue, we wanted to look at the possibility of studying what the potentials could be as it relates to a fire assessment. A fire -- the statute allows for you to be able to assess properties where there is a value or a benefit associated with the provision of X service.

So as it relates to the fire assessment, you cannot assess for EMS services, but you can assess for fire because there's an availability fee. There is a hard cost associated with keeping staff trained, having apparatus, being able to respond, etc. You can only utilize that revenue stream for the provision of fire services. You cannot utilize it for EMS. So what would have to happen is in the event that we went through the process to institute a fire assessment, you would have to have an economist break down your budget document to look at how much of your total budget is associated with the provision of fire service, and then it would set the thresholds and the rates in which you would go ahead and assess. Now, you can see that this is just from the study that was conducted in 2012. Obviously in order to move forward with such a process --

COUNCILPERSON DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON DAVIS JOHNSON: Didn't we accept this on Saturday?

UNIDENTIFIED SPEAKER: Uh-huh.

COUNCILPERSON DAVIS JOHNSON: (Unintelligible) and we said no?

CITY MANAGER EVANS: We're -- we're -- we're --

COUNCILPERSON PARDO: Unanimously we said no.

CITY MANAGER EVANS: -- we're going over the different revenue options because we have a \$750,000 --

COUNCILPERSON DAVIS JOHNSON: But we understand that. But didn't we say no?

COUNCILPERSON PARDO: (Unintelligible).

CITY MANAGER EVANS: What -- what I -- what I wanted to show as it relates to this is not to go ahead and institute a fire assessment. Is to possibly look at the opportunities to study said fee for the purposes of looking at additional revenue streams. But we can certainly move through this.

COUNCILPERSON DAVIS JOHNSON: I don't know how my colleagues feel about it, but I thought that you talked about it and perhaps we -- we were --

CITY MANAGER EVANS: Yeah.

COUNCILPERSON DAVIS JOHNSON: -- reviewing, you know, not placing another fee on the residents.

COUNCILPERSON HUBBARD: And I was fine with commercial and industrial.

COUNCILPERSON DAVIS JOHNSON: (Unintelligible).

COUNCILPERSON HUBBARD: If we wanted to do them.

CHAIRPERSON MILLER-ANDERSON: Well, I think as -- as he's saying, he's just presenting it. So if we don't want it, we can say that, you know, after we've gone through them all.

COUNCILPERSON DAVIS JOHNSON: Wasn't that -- that was a part of the conversation that I thought we all made or had. So I was just wondering why it was returning.

CHAIRPERSON MILLER-ANDERSON: Well, I guess because things kind of changed. We have more of a deficit today than we knew about on Saturday. So if we don't --

COUNCILPERSON PARDO: Right.

CHAIRPERSON MILLER-ANDERSON: -- want to do it, I mean, I don't -- I don't see why we can't just hear it and keep moving if -- and then we can decide after at the end that we don't want to do X, Y and Z, then we just say that.

COUNCILPERSON DAVIS JOHNSON: Well, I'm -- I'm just thinking why would we entertain it. Are there other areas -- understanding that things change and we ended up with a \$750,000 deficit.

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

COUNCILPERSON DAVIS JOHNSON: But where else could we look as opposed to assessing additional fees.

CHAIRPERSON MILLER-ANDERSON: Well, we're going -- are we going down the list of everything?

CITY MANAGER EVANS: What we -- what we would do is we -- we're going to go through the revenues and then we have the department budgets that we will get into specifically. And in order -- one of the things that we would look at is a combination of additional revenues and corresponding reductions, elimination of some vacancies, you know, new positions, those types of things. But we thought it was just important that if -- in the event that the Council ever considered moving down this road --

COUNCILPERSON PARDO: I'm not considering it.

CITY MANAGER EVANS: -- it would require a study. It would not take place in fiscal year '18. You wouldn't go ahead and institute a fire assessment. If you wanted to, in fiscal year 2019 would be the earliest at best that this option would be available to be utilized. And so the intent was to show you all the different revenue options as we just found out at 4:00 today that there's a \$750,000 shortfall.

COUNCILPERSON DAVIS JOHNSON: So -- Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON DAVIS JOHNSON: So if we were to consider this we could pull out the residential assessment or is it a universal kind of assessment that would not exempt our residents?

CITY MANAGER EVANS: It -- it -- it would be a universal assessment. But you can put in hardship provisions and you can establish an assessment that's \$10 just to establish an assessment in -- I know that some communities would establish a base rate and then they would establish the fluctuating rate. So for instance, here you have that there would be a base rate. Let's just say you went to the \$10 per unit. But then when you looked at the cost --

COUNCILPERSON PARDO: This is ridiculous.

CITY MANAGER EVANS: -- per square footage, you can decide to say that you're not going to charge the cost per square foot and that you only assess the base rate which would be the availability fee. So there is different ways to do that. You don't have to -- this was the study that was instituted in 2000 and -- or reviewed in 2012. These are the options. But legislatively, you have to say, Okay. We're only going to charge \$25 per unit for the entire year. And you don't have to institute the, you know -- the cost per square footage or those types of things.

Also you can assess caps on -- on parcels to where you can say, you know, residential or -- or commercial, that you're not going to pay over if the square footage -- if it gets up that the assessed value is \$10 million or what have you, that you can -- you can make some adjustments and you have the flexibility legislatively after the study is conducted to see what the cost is just for fire suppression services.

COUNCILPERSON DAVIS JOHNSON: And what's the cost of the study?

CITY MANAGER EVANS: What was the --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: We're estimating around \$40,000.

CITY MANAGER EVANS: And what it would do is it -- it would be utilized only for the provision of -- of fire services to fund fire operations. And then what you can do is look at

that funding stream for the purposes of -- you can go through bond validation and you could actually pledge that revenue stream to acquire capital, or you can utilize it to fund, you know, certain fire operations, whether it's, you know, an SCBA equipment, physical apparatus, station construction, those things.

COUNCILPERSON PARDO: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON PARDO: Okay. I said it Saturday. I'll say it again. It's double taxation. The residents are already paying for fire. And to put this on their backs, it isn't fair. And Palm Beach County Fire Rescue, they're in the process of trying to get their 1 cent sales tax back on the -- back on -- I -- I think they're looking to go in November 2018, back on the ballot so they can have a 1cent sales tax in perpetuity. So the City -- if it passed, the City would get a portion of that.

I don't think it's fair to the residents to give that, you know -- make them pay additional money for services that they should already be receiving, you know, via their ad valorem taxes. It's just -- it isn't fair. It isn't fair at all. And I was against it when it came to us in 2012, and I'm still adamantly against it. And, you know, to say that there's a \$750,000 shortfall, well, go back and sharpen your pencils. You know, look what the revenues were a couple years ago. Revenues keep increasing. We keep hiring people. We keep going out and, you know, doing whatever we do with the money. And you know, we should haven't to tax our way out of a deficit.

I think we need to go back and go line by line and figure out what we can cut. You know, the other day you were proposing some new positions. Maybe we need to cut them. But to, you know, tell the residents, All right. You're going to have to pay a fire assessment, they're already paying \$9 for storm water and we haven't been able to provide any storm water services. And when did that come on board? 2004, I think. So it's just -- no. You can't tax them right now. And our millage is almost 8½ mills.

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON PARDO: I am totally against it.

COUNCILPERSON DAVIS JOHNSON: Right.

CHAIRPERSON MILLER-ANDERSON: All right.

COUNCILPERSON PARDO: You know, we all pay enough.

CHAIRPERSON MILLER-ANDERSON: Mr. Davis?

COUNCILPERSON DAVIS: Councilwoman Pardo, you made a suggestion about -- I thought you said the firefighters had a half cent sales tax?

COUNCILPERSON PARDO: One cent.

COUNCILPERSON DAVIS: One cent sales tax?

COUNCILPERSON PARDO: They're looking for a 1cent sales tax.

COUNCILPERSON DAVIS: What was the temperature politically when that came up? Think it'll pass?

COUNCILPERSON PARDO: It -- they -- there's been polls.

COUNCILPERSON DAVIS: Okay.

COUNCILPERSON PARDO: And the polls are very high.

COUNCILPERSON DAVIS: Uh-huh.

COUNCILPERSON PARDO: So it will be coming back.

COUNCILPERSON DAVIS: So Mr. Sherman, have you been following that?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: At the first go-around when they did it in, I want to say, 2011 -- was that about when it was? And I --

COUNCILPERSON PARDO: They weren't (unintelligible).

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: -- and we are aware that they are looking to do it again. We -- the -- the last time that we were engaged, we actually met with the County, met with the firefighters. We were actually providing numbers so they could figure out what the distributions would be when they started to get into their, you know, marketing sales pitch on it. They have not approached us and asked for any numbers at this point. But I would assume if they're looking for November of '18 ballot, you said?

COUNCILPERSON PARDO: Right.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: That they would be around shortly trying to --

COUNCILPERSON DAVIS: So that was the past. This is just hypothetically speaking. What percentage will the -- would the municipality receive?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: That was the question that we were having the last time in the debate and how it could split up --

COUNCILPERSON PARDO: Yeah, it's based on the population, right.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: -- just like

the penny sales tax that we just did.

COUNCILPERSON PARDO: The penny sales tax.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: How it, you know -- so that's coming -- and if I recall the last time, I believe it was mandated that the money you got had to come off the tax --

COUNCILPERSON DAVIS: Okay.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: -- I think it was a tax for tax. It wasn't -- this wasn't new money. It wasn't excess. It was a tax for tax.

CHAIRPERSON MILLER-ANDERSON: So if we would --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: No.

COUNCILPERSON PARDO: No. No. Because that was -- I believe that was one of the issues I had with it. I didn't want that sales tax to pass and the City have the money and then, for whatever reason, increase their millage to 10 mills.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Right. That's -- I mean, I think you had to reduce it, yeah.

COUNCILPERSON PARDO: Because then you would have been 10 mills in addition to the -- the 1cent sales tax.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Right. Yeah. Yeah. I thought it was a direct offset, but --

COUNCILPERSON PARDO: It just wasn't fair.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: -- again, whatever they do --

COUNCILPERSON PARDO: No. When you looked into it it wasn't.

CITY MANAGER EVANS: And -- and -- and one of the conversations with regard -- with regards to the sales tax, it's a regressive revenue stream. So when you look at having a sales tax, when you look at a fire assessment, chances are if you increase sales tax, people are going to consume more goods and end up paying more than a 10 or \$15 rate, 'cause every time they acquire something, they're going to be paying that 10 -- that 1cent sales tax. So that's one of the things when you look at -- and if the economy fluctuates and all that, that revenue stream fluctuates. That's one of the revenue streams we get from the State is sales tax. And so if that changes, you know, there's no consistent --

COUNCILPERSON DAVIS: Revenue.

CITY MANAGER EVANS: -- revenue stream. And so this is a consistent revenue --

COUNCILPERSON DAVIS: (Unintelligible) revenue.

CITY MANAGER EVANS: -- stream where you would be able to pledge for --

COUNCILPERSON DAVIS: (Unintelligible) for bonding.

CITY MANAGER EVANS: -- bonding --

COUNCILPERSON DAVIS: Bonding.

CITY MANAGER EVANS: -- and -- and those types of things, so --

COUNCILPERSON DAVIS: So -- so let me ask you a question. So we will get 100 percent if the -- well, um, if --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: If this --

COUNCILPERSON DAVIS: -- if this ever took -- if this ever took place, we'd -- we'd get 100 percent of this fee, correct?

CITY MANAGER EVANS: (Nods head).

COUNCILPERSON DAVIS: And so the 1cent sales tax, we just get a percentage of that --

CITY MANAGER EVANS: A percent -- based on whatever the formula is.

COUNCILPERSON DAVIS: Okay.

CITY MANAGER EVANS: And -- and what they would probably look at is, you know, certain would go off the top of the County and then, you know, without looking at the formula -- and fire services in Riviera Beach is different from fire service in Boca and --

COUNCILPERSON DAVIS: Absolutely.

CITY MANAGER EVANS: -- how they would formulate that. That would, you know, be something that we'd have to look at. But again, we were just looking at, you know, potential revenue options. And as part of our discussion when we go into the budget, we know that we're going to have to sharpen our pencils and make the necessary reductions to be able to.

COUNCILPERSON PARDO: Yeah. Good luck to you.

CITY MANAGER EVANS: But we're just showing revenue options.

CHAIRPERSON MILLER-ANDERSON: Deidre just said there's food here. So I didn't know if we were taking a -- a break to go get the food and work or what was the plan for

the --

CITY MANAGER EVANS: If -- if we can get through -- and I think these revenue ones may be pretty quick. If we can get to slide 20 and then that gets us to the CRA discussion, I think we can --

CHAIRPERSON MILLER-ANDERSON: Okay.

CITY MANAGER EVANS: -- we can recess.

CHAIRPERSON MILLER-ANDERSON: Yeah.

MAYOR MASTERS: Madam Chair? Madam Chair, a question.

CHAIRPERSON MILLER-ANDERSON: Go ahead.

MAYOR MASTERS: (Unintelligible) food. (Unintelligible) I -- I missed part of this -- and I missed this part of the discussion that (unintelligible) but I heard one councilperson say that she was okay with commercial and -- commercial if the -- was the consensus, but they said no and that's everything (unintelligible).

COUNCILPERSON PARDO: I am adamant no.

MAYOR MASTERS: Okay.

COUNCILPERSON PARDO: Across the board.

MAYOR MASTERS: The -- the other question is -- it's not necessarily related to this but everything. Do we have to do all these studies all the time? 'Cause I mean, can't sometime we (unintelligible)?

COUNCILPERSON DAVIS: Legally we have to.

CITY MANAGER EVANS: It -- it is required to do this type of study because if, in the event that this study is ever challenged --

COUNCILPERSON DAVIS: Uh-huh.

CITY MANAGER EVANS: -- you then have to --

MAYOR MASTERS: No, I'm not talking about this. I'm just talking about study, study, study, study.

CITY MANAGER EVANS: Oh. I --

MAYOR MASTERS: I'm curious.

CITY MANAGER EVANS: -- well, I -- I --

COUNCILPERSON PARDO: Tax, tax, tax, tax, tax, tax.

MAYOR MASTERS: (Unintelligible) look at that study?

CITY MANAGER EVANS: Yeah. Well, it depends on what study. But again, the --

MAYOR MASTERS: (Unintelligible) do that (unintelligible).

CITY MANAGER EVANS: -- and some -- some -- sometimes we don't have the -- with the day-to-day operation, don't have the additional capacity to be able to --

COUNCILPERSON DAVIS: And time.

CITY MANAGER EVANS: -- do said studies. So --

MAYOR MASTERS: The legislative aides can research stuff, you know? Thank you.

CITY MANAGER EVANS: All right. So this is just an example of 2012.

COUNCILPERSON PARDO: (Unintelligible).

CITY MANAGER EVANS: This is just the other cities that have one, so we'll skip through that. This was another potential revenue stream that we talked about is that in essence you can create a -- establish a special beach improvement district whereby you can assess for the purposes of providing monies for beach restoration. And there's a process that one would have to go through to be able to do that. Currently the City of Riviera Beach, you know, puts in, you know, approximately \$500,000.

COUNCILPERSON PARDO: Tax, tax, tax.

CITY MANAGER EVANS: And so this is another mechanism that can be discussed. And then what you would also do is you would establish a -- in essence a governing board of those -- and this is kind of some of the benefits associated with it.

COUNCILPERSON DAVIS: (Unintelligible) politics.

COUNCILPERSON PARDO: Already pay enough in taxes.

CITY MANAGER EVANS: But -- and the next slide, this is the options that you have available to establish said board. If -- if you wanted to create an improvement district, you can have a situation where you have a governing board that's appointed of residents in the impacted area to be able to determine and recommend how the funding is spent. So it would allow for that control. So that's just another mechanism that you see in other cities to be able to fund, you know, certain services. But it has to be a benefit to those that are in that impacted area. So -- and that is it. So we can -- there is food out in the -

COUNCILPERSON DAVIS: Amen.

CITY MANAGER EVANS: -- in the atrium and then how much time do you want to give --

CHAIRPERSON MILLER-ANDERSON: Well, it's 7:50 right now, so --

COUNCILPERSON DAVIS: (Unintelligible).

CHAIRPERSON MILLER-ANDERSON: I know it was -- was it advertised until 8:00? And if so --

CITY MANAGER EVANS: We can --

CHAIRPERSON MILLER-ANDERSON: Was it advertised --

UNIDENTIFIED SPEAKER: I thought it was 9.

CHAIRPERSON MILLER-ANDERSON: We had 5:30 to 8 is what I thought it was initially.

CITY MANAGER EVANS: No, I think we're -- no, I think we're a little later than 9:30, I think.

UNIDENTIFIED SPEAKER: (Unintelligible) 9.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Yeah. (Unintelligible).

CITY MANAGER EVANS: Yeah. I think --

CHAIRPERSON MILLER-ANDERSON: So --

CITY ATTORNEY DeGRAFFENREIDT: (Unintelligible) it was 9:30.

UNIDENTIFIED SPEAKER: I thought it was 9:30.

CITY MANAGER EVANS: I think we can --

COUNCILPERSON DAVIS JOHNSON: Yeah. How did you advertise it?

CHAIRPERSON MILLER-ANDERSON: I think it was 8.

CITY MANAGER EVANS: Still, Mr. Attorney, we can still continue on if it was appropriately noticed, correct?

CITY ATTORNEY DeGRAFFENREIDT: (Unintelligible). It was scheduled to end at 9 or that's the time you put in. There's nothing precluding you lawfully continuing past that (unintelligible).

CITY MANAGER EVANS: Yeah. So -- all right? So Madam Chair, what, 15 minutes, 10 minutes?

CHAIRPERSON MILLER-ANDERSON: What -- what -- I didn't hear what y'all said about the time.

CITY MANAGER EVANS: The City Attorney said there's nothing that precludes us from continuing on past the -- the time that is advertised, because we appropriately advertised for the meeting.

CHAIRPERSON MILLER-ANDERSON: Okay. So if we're not finishing by -- within 15, 20 minutes, you're all okay with bringing your food back and -- and working through with your food? Or you need time to eat it without meeting?

COUNCILPERSON DAVIS JOHNSON: We can work through. I don't care if we bring it --

CHAIRPERSON MILLER-ANDERSON: So 15 minutes?

UNIDENTIFIED SPEAKER: (Unintelligible).

CHAIRPERSON MILLER-ANDERSON: Fifteen minutes? Okay. So it's 7:50 so we'll do 8 -- what, 8:05?

COUNCILPERSON DAVIS: Fine.

CITY MANAGER EVANS: All right.

CHAIRPERSON MILLER-ANDERSON: Okay.

COUNCILPERSON PARDO: Fifteen minutes.

COUNCILPERSON DAVIS: Need a motion?

CITY MANAGER EVANS: It's a workshop.

COUNCILPERSON PARDO: It's a workshop. No.

CITY MANAGER EVANS: It's a workshop.

(A brief recess was held).

CHAIRPERSON MILLER-ANDERSON: All righty. Moving to -- all right. Ready. We're ready.

CITY MANAGER EVANS: All right. All right.

CHAIRPERSON MILLER-ANDERSON: Call the meeting back to order.

CITY MANAGER EVANS: All right. Madam Chair, members of the City Council, this next item is to talk about the City of Riviera Beach --

CHAIRPERSON MILLER-ANDERSON: We're -- we've started already. Hello? I know y'all can't hear us, but we're starting.

CITY MANAGER EVANS: This next item is to talk about the City of Riviera Beach CRA initiative. And I have the Executive Director of the CRA Mr. Scott Evans here with us, as well. In -- in the spirit of full disclosure, Mr. Evans and I have met on this item late, I believe, last week to talk about that we were going to propose potentially unwinding the CRA and having it incorporated as part of a city department and a city function.

And so when we looked at opportunities for some cost savings and looking at the true intent behind what the establishment of the CRA is, we thought that there's an opportunity for some savings for both organizations, as well as some opportunities for some efficiencies, additional support and to unify division and the -- the approach for the City. So I have the Finance Director Mr. Randy Sherman that will get into some specifics as it relates to what would need to occur as we talk about the CRA.

Mr. Evans certainly will have time to -- to interject and provide some insight, and then the City Attorney may have some additional comments, because there is a lot of legal agreements that will have to be addressed -- addressed as part of the relationship. So without further ado, Mr. Randy Sherman, our Finance Director.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Yeah. The first thing we'd like to talk about -- and as you know, you know, over the past two or three years we've entered into a number of interlocal agreements between the City and the CRA to address various financial issues. Part of the benefits of doing this would actually be to unwind all of those documents. And as we go through the slides you'll see why we really believe those documents should be unwound. And as we do the unwinding, what it would do is it'll eliminate the subsidy that we pay over to the CRA, but it also would eliminate the payments that the CRA makes back to us.

And if you recall we met last summer over at the Ambassador Center, I believe is where we -- we met. And we laid out a number of expenses where we're duplicating our services. We've got multiple contracts of the same services, and we really think that there's really an opportunity here by bringing the -- the function under, you know, the City and -- and operating the CRA but operating, you know, more under the City structure is that we would actually be able to reduce those and actually really start to see some administrative type savings. And again, we've listed out a number of the items up on the screen, and I think that day we listed out 30 or 40 different items that we think we can save.

Certainly coming in, I know we've talked -- I know the CRA has talked about, you know, coming on to the City's financial system. The system that the Council has approved does have the ability to create multiple entities under the system, so we'd run the city as an entity and we run the CRA as an entity, so you still would get all the financial reports and everything. But again, it would be standard. You'd have the same budget reports. You'd see the same documents.

This is just a list of all the agreements that we've put in place. There's six agreements, and as you know, they were all developed for different reasons. Part of it had to do with the capital. Part of it had to do with the actual property. And then again we put together some of the operating agreements, the pay cam [phonetic] charges and the like as we've gone back and forth. But it took us two years, I guess, to put some of these documents together. And now we're here asking to be unwound. And part of the reason to unwind is this. There's three slides here, and at one point I was asked to -- how do all of these documents work and how do they agree?

So across the top is the list of the documents, and then down the side of this is actually all the entities that are involved. So not only do you have a financing entity, like our bonds or their bonds, but you have the City, the Marina, the Utility District, the CRA and, you know -- and all of this stuff just crisscrosses and -- and feeds off of each other. So you can see this document feeds to this and as you, you know, go to the next slide, this crosses here and things are going left and right. And really give kudos to the attorneys for putting these documents together. But it really is -- is a very convoluted system that if we unwind these documents, we really think that it'll benefit all of the entities.

So if you go to actually the last one, this is really the result of all those documents. And if you can see as part of this year's budget, the CRA is actually making three separate payments under these documents to the City totaling \$3 million. And then the City is making seven payments back to the CRA under the documents for a total of \$2.8 million. So we're doing all of these manipulations just to transfer \$200,000. So again, we think that if we unwind the documents, bring the CRA under, you know, the -- the City structure, this will all, in essence, go away. And then we will reap the administrative benefits of, you know -- by consolidating some of our services.

CITY MANAGER EVANS: At -- at this particular moment I'd like for the Executive Director of the CRA Mr. Scott Evans to be able to -- to provide some insight and perspective on this particular item.

CRA EXECUTIVE DIRECTOR EVANS: Okay. Thank you. I -- I'm very much in agreement that there's a lot of areas that the City and the CRA can work together to save money and to achieve efficiencies. The slide where it showed the benefits, unwinding all those complex agreements is something that I think we should do, and they're unnecessary. And I think that -- that we (unintelligible). So I've actually proposed (unintelligible) and developing that we would do that, also.

Also I think we have a City Services agreement that provides that the City provide some services for the CRA that it doesn't make sense for us to duplicate. And I think we can -- that we can continue to enhance those. We only do partial services, and I think for -- for example, Finance Department, Purchasing. We -- we -- we need to move to a model that's more comprehensive. So rather than us trying to do something and then trying to do something, if the City took over all those services we would definitely utilize cost savings. And on the July 12th CRA board meeting, you'll -- you'll hear about how we think -- also think that we should move to the same financial system and structure that the City's moving to and that those unified items would -- would benefit both agencies,

because the CRA's budget has to roll up into the City's at the end of the year. So we find ourselves trying to -- to get the two different systems to match up, which has been the challenge. So if we move to the financial system, that will benefit us, too. So the -- the last item is, that City Council has to determine, is what level of -- of -- so CRA has to operate independently by law by statute in order for us to protect --

COUNCILPERSON DAVIS: Uh-huh.

CRA EXECUTIVE DIRECTOR EVANS: -- our funding.

COUNCILPERSON DAVIS: Right.

CRA EXECUTIVE DIRECTOR EVANS: So that -- that won't change.

COUNCILPERSON DAVIS: Uh-huh.

CRA EXECUTIVE DIRECTOR EVANS: So the -- the real decision here is do you want to CRA to go underneath the city manager and you -- and for the purpose of ultimately -- do you want it to act more like a department or do you want it to be more of an independent agency? And either way really could work, depending on what you choose to do. But all of the items and benefits that we need to do, I think that those are all things that we need to pursue, because we can become, I think, more closely integrated.

CITY MANAGER EVANS: And -- and one of those things I -- I do want to -- to provide some insight on is that it would become a -- a division of a department. And what would happen is it would not be the City Manager that would serve as the executive director. That would be dual office holding and that would be prohibited. So it would still require someone to serve as the CRA manager or what have you. And the City Council will still sit as the CRA board.

So you will convene as the CRA board, recess as the CRA board, convene as the City Council, and then conduct your regular business meetings. And so the -- the funding and the -- the arrangements will have to be documented differently, but there will be some unity and some savings as it relates to the uniformity of city services, those types of things. So we -- we think that it -- it's an appropriate time to have this conversation with the policymakers and to see where you may want to go with respect to this.

Also, one of the things that we had mentioned earlier as part of the challenges in the budget memorandum that I provided to the Council is the deferment of the Ocean Mall amendment to the payment back for the -- the \$10 million. We have deferred that and we have lost about \$4 million worth of revenue associated with interest earnings. But if we were to reverse that agreement, we then can start receiving -- what is the amount that we can --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: It's about 900,000.

CITY MANAGER EVANS: -- about \$900,000 to pay back the money that was borrowed

from the insurance fund, in essence, to loan that money to the CRA. So there's some opportunities for some savings and some uniformity if we look to see -- to -- to consolidate the CRA and -- and work together to -- to provide services to the -- to the residents of Riviera Beach and, specifically, the residents in that CRA area, 'cause we still would need to make investments in that area with the -- the TIF money that's received from the County and -- and the City -- the increment from the establishment of the CRA. So at this time staff is prepared to answer any questions that the City Council may have on this item.

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON DAVIS: I have two questions initially. How much time did you -- did -- how much time did the City and the CRA Executive Director and City Manager, spend on this concept? How much time did you guys spend on this together?

CITY MANAGER EVANS: We talked conceptually about this maybe a total of about two hours.

CRA EXECUTIVE DIRECTOR EVANS: Uh-huh.

CITY MANAGER EVANS: Yeah.

COUNCILPERSON DAVIS: So with unwrapping a lot of the agreements, there are incorrect -- there are some fees that may be associated with this. And I don't hear that nowhere in this discussion.

CITY MANAGER EVANS: That's something that as we get -- we would have to get with their legal counsel and our legal counsel to find out what those fees would be associated with unwinding the CRA. And so we just wanted to see if the Council is amenable to moving in that direction and then we would be able to do more research and find out what those costs are. Because we didn't want to say all the -- get all the fees and get all the information without seeing if it's something that politically the -- the Council didn't want to do to start off with.

COUNCILPERSON DAVIS: You know, this is just me speaking. One of the -- that was one of the biggest concerns when I read this item, was what fees would be associated with -- with this and how much time has been spent at this juncture. I guess at some point you and Attorney Haygood and Attorney DeGraffenreidt will have a discussion and, of course, Executive Director Mr. Evans, to talk about what those fees are and what impact it's going to have between the two of us. And so until we hear that, I think, you know, that's something that, you know, I would be waiting to hear to see what that looks like.

CITY MANAGER EVANS: And -- and -- and I'm -- I can't speak for Mr. Evans. He can certainly opine on this. But maybe that is something that could be shared at your CRA meeting.

COUNCILPERSON DAVIS: Uh-huh.

CITY MANAGER EVANS: 'Cause that gives us a little bit of time for Attorney DeGraffenreidt and the CRA attorney to be able to look at what the costs would be to unwind some of those. And you can make that --

COUNCILPERSON DAVIS: Look, 'cause those -- those agreements, there's a packet that's already -- that I had actually. There's a packet that was put in place -- I think we all received it -- and it talks about the different agreements between the CDC, the CDE, the -- the loan to the Ocean Mall and all those deals. A lot of that stuff, I'm not saying I'm opposed to it. It's very -- I ain't going to say complicated, but there's been a lot of time put into that. And as we make any decisions to make any adjustments, or if any at all, I think we need to have all the information before we --

COUNCILPERSON PARDO: Uh-huh.

COUNCILPERSON DAVIS: -- so we can make a -- a very, very informed decision on that. I'm done, Madam Chair.

MAYOR MASTERS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

MAYOR MASTERS: Now, this is -- I certainly can understand the intent and I understand the savings. But I -- well, my first question is this and then I'll -- I'll make a couple more statements. Do we have, Mr. Manager -- do we have a model where this is in existence now anywhere in the state of Florida?

CITY MANAGER EVANS: Yes. There -- there's multiple cities that have it as a stand-alone -- as a division or a department or what have you, yes.

MAYOR MASTERS: Okay. Do we have any cities that tried this and then it didn't work as well as they thought and they went back to the original system or --

CITY MANAGER EVANS: I have --

MAYOR MASTERS: -- that you have knowledge of?

CITY MANAGER EVANS: Yeah. I would have to survey cities that have done that.

MAYOR MASTERS: Well, this is something that I would like to see a study before -- before it's implemented, because I think the -- the idea is somewhat foreign to me and to others. And I really would like to have -- as the -- Mr. Davis was, I guess, suggesting somewhat that I would like to see maybe a workshop or some -- some time to really get into this. Because like anything else in life, I'm sure there's pluses and there's -- there are minuses. And I would like to see the balance of the pluses versus the minuses. So I'm going to stand still. Thank you.

CHAIRPERSON MILLER-ANDERSON: Anyone else? (Unintelligible).

COUNCILPERSON HUBBARD: I, too, agree with the -- with the Mayor that this -- this is something that I would like to see a study -- a study on or an assessment there of -- we had -- some of us -- I think at least three of us had the privilege of seeing several presentations about the Overtown CRA, and they have gone around to -- that group has gone around and -- well, they won a couple of awards last year. They -- they won a -- they've gone around and did a -- several presentations. And assessing our situation and the feasibility of our changing and moving forward, you know, I definitely would need more information than -- than this to -- for us to collapse it just yet. And I'm not saying that it might not in the end be more feasible to, but I think that it would just -- I would -- I would feel more comfortable with a little bit more information and an opportunity to delve into it.

COUNCILPERSON PARDO: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON PARDO: Okay. So what I would like to see first and foremost, I would like to hear from the attorneys to see what it will take to unwind some of those agreements. Now, I know the CDE agreement, we still have several years in that. We can't unwind that because of the Event Center.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Right. Right.

COUNCILPERSON PARDO: Right?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Right.

COUNCILPERSON PARDO: But I'm sure some of the other agreements we can. And I don't think we're talking about sunseting the CRA. We're talking about bringing the CRA back into the city. You know, we -- I think we all need to remember the CRA, they do have employees over there, but they also have a lot of consultants. The -- every year when we have our audit, the auditor always talks about -- you know, he has issues with the CRA, just with the accounting and with some of the accounting staff, because they're really -- they're clerks. We have clerks working for them.

So to bring finance, the CRA finances under the City, I think, would be fabulous. Then it's just one-stop shopping. But at this point, I really -- I don't have a problem with it. We don't have a lot of development going on. The CRA doesn't have the money that we anticipated that they would have with the FPL money. And I -- I think it's something that we should definitely look into. But first and foremost, I'd like to see if we can unwind the majority of those agreements and how it would benefit the City.

CHAIRPERSON MILLER-ANDERSON: Anyone else?

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON DAVIS: One of the things we must watch out for, I know at least in Broward County and in California, one of the concerns was when you bring these two organizations (unintelligible). CRA, as we know, is the one that instrumentally supports the City and -- and helps the City in very critical areas.

And what some cities have done and got very relaxed when doing -- when merging, they have found a way of mixing the money. And that became a very serious issue with the counties and the states, specifically Broward County. They did a big study on it. I think it was back in 2000, I think, '11 or '12, around that time. So just make sure that, you know, when that study done, look -- just make sure you don't have anything that -- that prohibits that or will trigger something to keep you from -- keep us -- because you still have the city manager and you have the CRA director that are separate entities but they're working probably in a better collaborative effort, you know, not one versus the other, but working together.

So just to -- like I say, I like -- I'm with Pardo here in also waiting to hear what the attorneys have to say from Haygood, because he drew up a lot of these agreements and he can tell you and save a lot of time and talk about fees being associated with that because he signed off on all those things that came over the last few years. So that's the best person to start with, because he signed off on all these agreements anyway. So the fortunate part, we still have him here so we don't have to go looking for him. So --

COUNCILPERSON DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON DAVIS JOHNSON: For the record, I think that additional information is needed before we can move forward with any type of consideration for this. So I would support staff bringing back additional information on how this blending and bringing those two organizations together will ultimately affect us as an organization. How we handle moving forward our development down there.

So I would like to see a full charts, graphs, bells, whistles of it all in order to be able to make a decision. And I would like to have an opportunity to talk with some other CRAs who may have done this and understand what that really means for an organization.

CHAIRPERSON MILLER-ANDERSON: I agree with all of my colleagues. If it's -- if it is going to provide us with some sort of cost savings and -- and more of a benefit than a negative, I would be in support of it. And you know, obviously we need more information so once we get all of that in we can come together and -- and hash it out. I -- I would be in support of it if it benefits us overall.

CITY MANAGER EVANS: We will -- we will work with the CRA director and their legal counsel, as well as Attorney DeGraffenreidt, the finance director, and see if we can put something together for a discussion either at your CRA meeting or at a regularly scheduled City Council meeting.

CHAIRPERSON MILLER-ANDERSON: Okay.

COUNCILPERSON DAVIS JOHNSON: Thank you.

CITY MANAGER EVANS: So the next series of slides is going to be getting into the budget and the department -- the department presentations. For the sake of time if I can have -- it's in sequential order as it relates to which departments are going to be presenting first. If I can have one department director, you know, on deck and the next one in the on-deck circle so we can move through this, we certainly would appreciate it for the sake of time. The Public Safety Departments, we are going to leave for discussion on Friday. And we will actually be moving this meeting at the request of Riviera Beach TV 18 back to the City Council chambers. So we'll be making that change on -- on the website and making sure we appropriately notice it.

This is the organizational chart. We have broken it down as it relates to -- to functions here. We have the citizens, of course, on top. We have the Mayor and City Council, the -- the City Attorney, City Administration. Then we have under Administration, Finance, City Clerk, Human Resources, Purchasing, Information Technology, Public Safety, Police and Fire. Then we have our infrastructure departments, Public Works, Development Services, Utility District and then culture and recreation is Parks and Recreation and the Library.

COUNCILPERSON DAVIS JOHNSON: Is that the same one we have here?

CITY MANAGER EVANS: Yes. It's on page 28.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: 28.

COUNCILPERSON DAVIS: 28.

CITY MANAGER EVANS: This is -- this slide has changed since we had the discussion with the Council, obviously with the new revenue projections and the information. But this kind of breaks down the -- the revenues, as well as the expenditures, and just gives you a total number for the budget. This slide we didn't have a chance to update this before this presentation as we told you that we got information that changed at 4 p.m. today.

But again, when, you know -- I just want to reiterate is that when you look at your ad valorem property tax revenue, your change is actually lower than that. And 73 percent or 72 percent of the revenue that is collected goes to provide just public safety services. Not looking at Parks and Recreation, Library, Public Works, none of that.

So -- and then we will start as far as the department overview, and the first department is Legislative. And this is the goals that the City Council adopted at our retreat in June. And so this -- you'll see these symbols on the department pages to reflect where it's consistent with the department's organizational goals, as well as some of their major initiatives. So we have Public Safety, Economic Development, Infrastructure, Education and -- and Demographics.

So the first department is the Legislative Department. You can see that there is a modest change. The change is to reflect personnel costs associated with the anticipated

3 percent raise. We haven't incorporated in here the request that the Council had communicated about the possibility of having an additional staff person in there to be able to cover the front desk and phones, etc. And we wanted to see if that is something that the Council wanted to have us add in the budget. And if -- if that's the case, we can certainly do that. But again, we're going to go through and -- and clean up some of this as the numbers and the data has changed. And so we need to -- to come to a point where we balance the budget. Is there any questions, comments, concerns, perspectives?

CHAIRPERSON MILLER-ANDERSON: Question: For this section here, this is our -- this is for our salaries, our promotional -- all of those different line items?

CITY MANAGER EVANS: Yes. And -- and we kept all that the same.

CHAIRPERSON MILLER-ANDERSON: Okay.

CITY MANAGER EVANS: And we actually have -- we actually have --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: We actually have a printout for you.

CITY MANAGER EVANS: -- a printout for you, as well.

CHAIRPERSON MILLER-ANDERSON: Oh. And this is just on the City side? This is not Utility District?

CITY MANAGER EVANS: This is not the Utility District side 'cause we will have the -- we'll have Utility District budget meetings with --

CHAIRPERSON MILLER-ANDERSON: Okay. Separate, yeah.

CITY MANAGER EVANS: -- separate, yes.

COUNCILPERSON HUBBARD: So our front desk -- our front desk person, you said, is not in --

CITY MANAGER EVANS: Is not in there. And -- and I wanted to get -- and that will be something that we will ask for consensus from the Council to, in fact, put that position in there. We just did not put it -- reflect it into this particular budget slide.

COUNCILPERSON DAVIS: Okay.

CITY MANAGER EVANS: So that will be something that as we come back with some modifications to be able to have the budget balanced, if it's the desire of the Council, we can go ahead and incorporate that particular position in there.

MAYOR MASTERS: (Unintelligible).

CITY MANAGER EVANS: For -- for this -- for this particular budget, yes, please. If there is consensus to -- to be able to do so.

CHAIRPERSON MILLER-ANDERSON: To add the part-time person?

CITY MANAGER EVANS: To add a -- a part-time or a full-time, whatever the pleasure of the Council may be.

COUNCILPERSON DAVIS: (Unintelligible), right?

COUNCILPERSON DAVIS JOHNSON: She's can stay the same.

CITY MANAGER EVANS: Or she -- we can -- she can stay downstairs and we can get another full-time. Either/or. So --

COUNCILPERSON DAVIS: Miss -- Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON DAVIS: Is that -- is that a decision you want us to make today or we got a little more time?

CITY MANAGER EVANS: We can -- we can bring it back on -- on Friday if the Council wants some time to think about it.

COUNCILPERSON DAVIS: Okay. We -- yes.

CITY MANAGER EVANS: Yeah. We can --

COUNCILPERSON HUBBARD: (Unintelligible).

COUNCILPERSON DAVIS: I wasn't -- I was -- I --

COUNCILPERSON DAVIS JOHNSON: We talked about a full-time person.

CITY MANAGER EVANS: Yeah.

COUNCILPERSON HUBBARD: (Unintelligible).

COUNCILPERSON DAVIS JOHNSON: In a receptionist kind of capacity.

CITY MANAGER EVANS: Yeah.

COUNCILPERSON DAVIS JOHNSON: 'Cause we didn't want them to be able to -- because of what our legislative assistants -- the tasks that they perform for us, it wasn't necessary to have someone to come in and duplicate that.

CITY MANAGER EVANS: Right.

COUNCILPERSON DAVIS JOHNSON: So we -- we're looking for someone in a receptionist (unintelligible) full time or -- that was the discussion.

COUNCILPERSON DAVIS: But my -- my -- Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

COUNCILPERSON DAVIS: My -- my biggest concern is this: This individual that comes in, he or she, who hires that person?

CITY MANAGER EVANS: My recommendation would be to have the incumbent --

COUNCILPERSON PARDO: H.R.

CITY MANAGER EVANS: -- that is down there already, the individuals that's down there, reside there, be that -- that person.

COUNCILPERSON DAVIS: Okay.

CITY MANAGER EVANS: Because there is already that relationship.

COUNCILPERSON DAVIS: Yeah.

CITY MANAGER EVANS: And -- and working in there. So I would say that -- that individual, and then we would hire for -- the City Manager's Office would hire for --

COUNCILPERSON PARDO: Oh, no, no, no, no, no.

CITY MANAGER EVANS: -- a new individual.

COUNCILPERSON DAVIS JOHNSON: So you're -- you're changing the discussion, because initially you were taking the person that was existing upstairs to cover you for the position that you are creating and moving a person out of.

CITY MANAGER EVANS: Either option.

COUNCILPERSON DAVIS JOHNSON: But --

CITY MANAGER EVANS: I -- if they -- if the Council wanted to stay with the person that was in place, I would be amenable to -- to that. So whichever the -- if they wanted to go through a hiring process, you can certainly go through the hiring process and that person can return back to administration. Whatever the pleasure of the Council is. I just thought for continuity of service and consistency, that could possibly be an -- an easy option.

COUNCILPERSON DAVIS: I -- I'm objecting -- yeah.

COUNCILPERSON PARDO: What I'd like to see --

COUNCILPERSON DAVIS: I'm going to wait.

COUNCILPERSON PARDO: -- I'd like to see a job description.

CITY MANAGER EVANS: Okay.

COUNCILPERSON PARDO: So I'd like to see what the person is doing. I'd like to see what she can do for the Council.

CITY MANAGER EVANS: Okay.

COUNCILPERSON PARDO: All right? I'd like to --

CHAIRPERSON MILLER-ANDERSON: Now, which one are you talking about?

COUNCILPERSON PARDO: And --

CHAIRPERSON MILLER-ANDERSON: Are you talking about bringing in the -- if a new person comes?

COUNCILPERSON PARDO: No. I'm talking about -- he's talking about keeping the original, the person that we have right now down there. But, you know, that's going to be more expensive for us. Because she's been with the City a long time. You know, she's in the pension, the whole bit. So if we brought a -- a receptionist, just a true receptionist, someone who is going to answer the telephone and sort the mail, that would be less expensive for the Legislative Department.

CITY MANAGER EVANS: And, you know, it's still the --

COUNCILPERSON PARDO: I'm just saying anyone can answer a phone.

CITY MANAGER EVANS: -- it's -- it's going to be the general -- the general fund will be impacted so if -- if the receptionist is down in Legislative and we have a -- it's -- when it's -- in a conglomerate it's going to show the same -- the costs.

COUNCILPERSON DAVIS: Here -- here's my concern. What I've learned about being in that office, that's a very delicate office that deal with a lot of sensitive information. They know who we meet with sometimes. They know information that is hard to trust people with. And a lot of times that individual go through the same stress level, so -- sometimes even more.

Because they did -- they're around five elected officials all day. And -- and one of my concerns is -- at least -- this is just me -- what I'd like to see happen is let's review and find out what all the job duties and all the responsibilities that person has been doing, bring that back to us and let's make sure that person is paid properly. Because it's my understanding that, you know, she's -- I mean, she's become a jack of a lot of trades right now. And if she's doing things that required of a certain pay, then we need to respect that, because I -- I don't want to take a risk.

This -- this probably has been the most comfortable I've ever been with the -- with someone that doesn't take information, saying what Councilperson Hubbard is doing or Pardo's doing. She really, as far as I'm concerned -- does a wonderful job of staying to

herself. And that's something that -- I mean, I don't want to risk of bringing someone in to -- to compromise that. And -- and the fact that we have that secrecy and -- and -- and that's -- that -- that there, I love that. I never once hear someone come into the mike at a Council meeting and leaking out information from the Council office, like I hear in other departments. And that's a whole 'nother issue.

And I'm going to protect the integrity of this City's seal by keeping someone in there that's doing that. I mean, she's a woman of a lot of great integrity, and she has to deal with all of us. And -- and she has to deal with the public sometime, you know?

CITY MANAGER EVANS: Uh-huh.

COUNCILPERSON DAVIS: And I want to make sure that whatever she's doing, that we look at what she's doing and making sure she's compensated for the proper way, 'cause I have a real major concern of -- of -- what's that, man -- you know me. I don't -- I just want -- I'm going to try -- we gotta -- we gotta cover our backs.

CITY MANAGER EVANS: Right.

COUNCILPERSON DAVIS: And that -- and if you bring somebody new in, we don't know what's going to happen.

CITY MANAGER EVANS: We can -- we can certainly provide you a job description.

COUNCILPERSON DAVIS: Yeah.

CITY MANAGER EVANS: But as part of the compensation study, her position is being looked at.

COUNCILPERSON DAVIS: Okay.

CITY MANAGER EVANS: So if it -- based on her job skills and -- and what she's doing, if it shows that her position needs to be elevated or compensation needs to be increased, that will happen as part of the study. So -- but I -- I did want to furnish that option if the Council felt comfortable with that individual that we didn't have to, you know -- we can go through the hiring process or the -- the Council can go through that.

COUNCILPERSON DAVIS: And -- and Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

COUNCILPERSON DAVIS: And -- and my concern is once you take someone upstairs, who does -- and we never really made a solid decision. We kind of have been up in the air that the City Manager -- that person reports to the City Manager's Office. It's been a very delicate situation, who's responsible for the individuals in the office. So that's something that I want you -- you know, staff can at least take in consideration 'cause, you know --

CITY MANAGER EVANS: Uh-huh.

COUNCILPERSON DAVIS: -- figure out how we're going to do this.

CITY MANAGER EVANS: Yeah.

COUNCILPERSON DAVIS: Because I see her doing different things all the time. You know, she does it -- the -- she sometimes does us all favors. And --

CITY MANAGER EVANS: Yeah.

COUNCILPERSON DAVIS: -- and I give her kudos for it, because even if it's outside of her job title she does it. She doesn't complain. She just do what she need to do. She -- she may have questions at times. I know she does. At least if I ask her certain things. But worse -- I definitely want to protect where we are. I feel very comfortable over the last four years. We finally got somebody that's very to themselves and just do the job. That's it, you know? Regardless of what happen, she just do the job. I can respect that of her.

CITY MANAGER EVANS: Uh-huh.

COUNCILPERSON DAVIS: I'm done, Madam Chair.

CITY MANAGER EVANS: We can -- we can certainly -- for Friday's discussion, we can bring a job description and then look at the cost as it relates to a receptionist and -- and then, you know, a secretary or what have you and then that particular individual, and then we'll go in whichever direction that the Council wanted to go. If it is something that the Council felt comfortable doing that, we have no issues with regards to that.

COUNCILPERSON DAVIS: Thank you, sir.

COUNCILPERSON DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

COUNCILPERSON DAVIS JOHNSON: With regards to the Council's operating budget, have we looked at -- or is there a policy that talks about what promotional activities for a councilperson, what -- what percentage of -- of promotional activities -- so if we're doing community meetings, we're doing -- for -- for instance, for me, with listening tours -- and there are four -- so I'm looking at the budget. And it's set at 4,500. So is there a description of what the City Manager's Office actually covers on behalf of Council for various outreach and community events? Because doing -- my thought here is doing the number of community activities that we -- we have done, we seem to exhaust the budget and end in a negative. So I want to know how that works. And you can bring that back Friday.

CITY MANAGER EVANS: Yes.

COUNCILPERSON DAVIS JOHNSON: You know, in the essence of time, too. You know --

CITY MANAGER EVANS: Yes.

COUNCILPERSON DAVIS JOHNSON: -- not prolong it.

CITY MANAGER EVANS: Yes.

COUNCILPERSON DAVIS JOHNSON: But that's something that I'd like to know, as well as when we do our travel, you know we have a line item for subscriptions and memberships. But more often than not your membership dues comes with your traveling to the various organizations. So then that membership comes out of travel, which can deplete -- because some of the memberships are expensive. So we need to start thinking about how we're going to properly appropriate that for Council.

CITY MANAGER EVANS: Uh-huh. We -- we can set -- certainly -- 'cause we're going to have individual conversations with Council members with respect to events that you are going to plan out. So we can make sure that the appropriate support is there from the staff side.

COUNCILPERSON DAVIS JOHNSON: Uh-huh.

CITY MANAGER EVANS: As well as any books, pubs or subs that we call, you know -- subscriptions, publications --

COUNCILPERSON DAVIS JOHNSON: Uh-huh.

CITY MANAGER EVANS: -- those types of things, because in most cases it's cheaper for the organization to have a membership than an individual to have a membership. and there's certain benefits associated with that. So we're -- we're going to do that. But we can bring you back a clear definition as far as what are each of those line items and -- and what is to be charged against what particular line item, and then what are some things that we absorb in our operational budgets to support council-initiated events or programs.

COUNCILPERSON DAVIS JOHNSON: Okay.

CITY MANAGER EVANS: So we can bring that back on Friday.

COUNCILPERSON DAVIS JOHNSON: Thank you. Thank you, Madam Chair.

CHAIRPERSON MILLER-ANDERSON: Uh-huh. Okay. Anyone else?

CITY MANAGER EVANS: All right.

COUNCILPERSON HUBBARD: I do think that the membership line item would require a -- an -- should -- should have an -- an increase in the -- in the membership, because the average membership is over \$100.

CITY MANAGER EVANS: Okay.

CHAIRPERSON MILLER-ANDERSON: And if you could check with the -- I know with the different leagues, local, state and national, we're paying -- paying for some members, and not everyone is really utilizing the membership as -- I would like to see how much we're paying and who the people are that we're paying for, and see if it's something we need to continue or we need to, you know, not pay for as many.

COUNCILPERSON DAVIS: Yeah.

CITY MANAGER EVANS: Yeah. We can take a look at that.

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

COUNCILPERSON PARDO: I'm --

CHAIRPERSON MILLER-ANDERSON: Go ahead. Yeah.

COUNCILPERSON DAVIS: Just one thing -- last thing from me. One of the things I was interested in was employee development. I know I will definitely give my -- my staff member an opportunity to -- to seek more training. And that's another thing, please take a look at.

CITY MANAGER EVANS: Okay.

COUNCILPERSON DAVIS: For all of our staff members.

CITY MANAGER EVANS: Okay.

COUNCILPERSON DAVIS: I won't just say just mine but --

CITY MANAGER EVANS: And -- and one of the things, also, we want to allow for your legislative aides --

COUNCILPERSON DAVIS: Uh-huh.

CITY MANAGER EVANS: -- to participate in some -- some trainings that we're going to be doing organizational wide.

COUNCILPERSON DAVIS: Yeah. Yeah.

CITY MANAGER EVANS: As well as opportunities to participate in --

COUNCILPERSON DAVIS: Okay.

CITY MANAGER EVANS: -- professional associations like the League of Cities and those types of things. We should encourage your legislative aides to -- to be actively

involved in those associations, as well. 'Cause there's some value to you as elected officials and to the City.

COUNCILPERSON DAVIS: Uh-huh.

COUNCILPERSON PARDO: Right. But then again it comes out of our budget. You know? And that's the difficult task.

COUNCILPERSON DAVIS JOHNSON: Right.

COUNCILPERSON PARDO: Because, you know, it's -- well, I'll just tell you, my aide came up to Tallahassee with me for Palm Beach County Day, so she was able to experience that, what it's like to go from office to office lobbying. And the year before she did go to the Florida League of Cities. So -- but it's very expensive.

CITY MANAGER EVANS: Uh-huh. It is.

COUNCILPERSON PARDO: So you know, you have a travel budget, but you really need to look at it as two people.

CITY MANAGER EVANS: Uh-huh.

COUNCILPERSON PARDO: And then it -- it's really not a lot of money.

CITY MANAGER EVANS: We'll -- we'll definitely look at it and go and -- and put together some -- some modifications and bring that back to the Council on Friday.

COUNCILPERSON PARDO: Thank you, sir.

CHAIRPERSON MILLER-ANDERSON: Okay?

CITY MANAGER EVANS: All right. Next budget is City Administration. This is the org chart as it relates to City Administration and the divisions and individuals that reside in City Administration. You have the newly created Office of Economic Development. The internal auditor function. The departments. Youth Empowerment. I have communicated the -- the Council's perspective related to that and they're going to work on a different -- different name to be able to -- to bring something forward. So that will be something that you will see in -- in the next couple of meetings. Civil drug court and the Justice Service Center, and those are all under the umbrella of City Administration.

CHAIRPERSON MILLER-ANDERSON: So Youth Empowerment stands alone? It's not a part of Parks and Rec or --

CITY MANAGER EVANS: No.

CHAIRPERSON MILLER-ANDERSON: -- with (unintelligible)? It's a whole separate one?

CITY MANAGER EVANS: It's a whole separate one, yeah. This is the City

Administration Department. As you can see, some of the major budget modifications is city, you know, changing the name from the City Manager's Office or the Office of the City Manager to City Administration. Creation of Economic Development and a Communication and Marketing Division, also providing some additional resources for Walter to be able to continue to broadcast TV 18, as well as there's some additional personnel requests in there to assist Walter in -- in some communications and marketing functions.

You can see that there is the total staff level here is going up to 20. There is a change of three overall. The budget change is 7.83 percent, and then these are the capital projects that are incorporated in the CIP. We know that the Council wants this broken down so that will be broken down in your -- for your respective districts. And certainly we would like to sit down with each of the council members individually and find out what are your priority capital projects so we can associate those in the red category, so those are priorities. So we can look to move forward with some of those projects sooner rather than later.

This economic opportunity fund, this is the -- this is the funding source when we have businesses that are QTI, Qualified Targeted Industries, that are looking for some assistance from local government. And this is a partnership with the State, the County and the City for some type of matching funds. So that's something that consistently we have put in the budget. But also we can look at some opportunities for some property acquisition and some opportunities for, you know, parceling or even looking to -- sorry -- looking to create some type of program where maybe a portion of this goes to down payment assistance and those types of things. So that -- that funding stream gives us an opportunity to do so.

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON DAVIS: Mr. Evans, you made a -- you mentioned the capital projects.

CITY MANAGER EVANS: Yes, sir.

COUNCILPERSON DAVIS: Where -- will you be giving us an update on the current capital projects, the ones that have not went out or the ones that are pending?

CITY MANAGER EVANS: Yes. We can give you an update on that.

COUNCILPERSON DAVIS: The next one? Okay.

CITY MANAGER EVANS: We can give you an update on that.

COUNCILPERSON DAVIS: Okay.

CITY MANAGER EVANS: We can do that at a meeting. Yes, sir. And then \$128,000

for a parking master plan. I think we have conducted some of the studies thus far and this is kind of the completion of that. Obviously you can see that it is in the orange category so -- man, I keep hitting the wrong button -- it -- it -- it's a priority, but it's a level 2 priority as where we went over the original budget presentation, the red priorities, the ones that were rated number 1 are the -- the priorities of the organization moving forward. At this time, that concludes my presentation on City Administration. Is there any questions? Seeing no questions --

COUNCILPERSON HUBBARD: (Unintelligible) looking to see, are you (unintelligible) of that be broken out any -- any -- any further?

CITY MANAGER EVANS: The 2 million?

COUNCILPERSON HUBBARD: So here from the 7 -- the -- the three staffing level positions, what are those three that -- that -- what's the (unintelligible)? Where's that?

CITY MANAGER EVANS: Those --

COUNCILPERSON HUBBARD: Under the City Administration organizational chart?

CITY MANAGER EVANS: Those particular positions are --

CHAIRPERSON MILLER-ANDERSON: (Unintelligible).

CITY MANAGER EVANS: Yeah, those are -- I have it here.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: It's the small business.

CITY MANAGER EVANS: Small business.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: And sector plan.

CITY MANAGER EVANS: Sector plan coordinator and -- where's it at?

CHAIRPERSON MILLER-ANDERSON: And Justice -- two positions for the (unintelligible)?

CITY MANAGER EVANS: Yeah. And I think the Justice -- I'll find out specifically. Where is it at?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: We had some moving out, so --

CHAIRPERSON MILLER-ANDERSON: Community (unintelligible).

CITY MANAGER EVANS: Yeah.

CHAIRPERSON MILLER-ANDERSON: (Unintelligible).

CITY MANAGER EVANS: Here we go.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Okay.

CITY MANAGER EVANS: Good job. Transfer, transfer, transfer. So, yeah, we have the small business coordinator, the neighborhood sector coordinator and the -- and then with the other justice --

CHAIRPERSON MILLER-ANDERSON: Two positions, reentry coordinator.

CITY MANAGER EVANS: Right. Yeah.

CHAIRPERSON MILLER-ANDERSON: (Unintelligible) part-time.

COUNCILPERSON HUBBARD: Right. (Unintelligible) on -- on Saturday?

CITY MANAGER EVANS: Yes.

COUNCILPERSON HUBBARD: But as we go through it, I think we need to break it -- break it out and remind (unintelligible) what's happened to (unintelligible) what's happening?

CITY MANAGER EVANS: Yeah. The -- the departments are prepared to do so. I -- I was not prepared to do so, so I apologize. But the departments know to hit on the -- the new positions in their -- in their respective departments. All right?

COUNCILPERSON HUBBARD: Okay.

CITY MANAGER EVANS: And -- well, when -- when we break down the neighborhood sector monies, we would move that --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Re-allocate it.

CITY MANAGER EVANS: -- re-allocate that and move that into the legislative budget.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Uh-huh.

CITY MANAGER EVANS: Because the --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Well, we're going to break it out by --

CITY MANAGER EVANS: -- we're -- break -- break it up by --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: -- by district.

CITY MANAGER EVANS: -- by district.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Yeah. Yeah.

CITY MANAGER EVANS: So it'll be a capital associated with the district.

COUNCILPERSON DAVIS: I'll talk later about that.

COUNCILPERSON PARDO: Uh-huh. (Unintelligible).

CITY MANAGER EVANS: All right. Finance.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Okay. So the organization chart we have here is -- again, you start with the citizens, Mayor and City Council. I report directly to the City Manager, so I report up to the City Administration. We operate -- because again, we're moving out Library and IT, so we operate with three divisions. I have the -- start with the Billing and Collections, which again, oversees the utility billing. The lien process, again, that's related to the utility system. We have Q Alert which is actually our -- our customer complaint system or, again, we also use it to do travel and those types of issues, and you're all familiar with that. Under this division we have Customer Service, so that's our call center. And then we have our meter reading and work orders which is replacing and turning on and turning off meters.

The -- the division in the middle is Treasury Services. That's where we handle all of our cash collections and our cash handling and banking services and investments. They also oversee the business tax office that we talked about on Saturday. Again, that's taking applications, funneling out to the departments for their sign-off and then collecting the cash and issuing the -- the license at the end of the day. And Treasury Service also oversees the pension plans and the functions that we serve there, so that's the three pension plans that are operated within the City and we also have the FRS.

And then the third division is our Financial Services Division. That's where we have our accounting operations, our financial reporting. This obviously is where we generate the CAFR, do grants management and then that division works on the budget. Any question on this before I move on?

Okay. So, again, these are the same breakouts. You're going to see this on every department. The budget modifications. In the upper left is the modifications that were presented on Saturday. So again, it's splitting out IT and the Library and then adding the three positions which were a manager over that decision, the Fiscal Service Division, a senior accountant as we had talked about taking on the additional roles in CRA and the like. And then an executive assistant.

Our goals down the bottom, you know, the -- really the only documents that you see from us at this point are the CAFR and the budget documents. There really are a lot more documents that we should be issuing for transparency purposes. So again, with the additional staff and issuing the reports, again, for the life of the CRA, a lot more

transparency in releasing that information.

We're going to begin next year issue -- starting our ERP, which is our Enterprise Resource, and putting out for the new software that we have for that. That is probably a four-year project at best. Next year will be the actual kickoff of that. And then again, as we've mentioned, there'll be some restructuring of that Fiscal Services Division to enhance, one, the reporting capabilities, but also assume the CRA financial operations.

Our budget is going from about 2.6 million to 2.9 million. The bulk of that is in the personnel, and again, that's those three positions that you see there. The small increase that you see in Operations, again, because we do have our customer service group, so we do have mailings and we do have our trucks and the fuel. So you'll see there's a small increase there. And also the audit fees are in there, which do increase from year to year. And then finally we have no capital projects rolling forward.

COUNCILPERSON DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON DAVIS JOHNSON: So you -- you -- you just stated that the three positions that you are looking to create were in response to bringing in the CRA. Is -- did I understand you to say?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: That -- that -- that's part of it. Part of it, remember, we talked on Saturday, was to create some depth in the organization.

COUNCILPERSON DAVIS JOHNSON: Yes. But I'm just going based on what I heard you say --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Yeah. Okay. Yeah.

COUNCILPERSON DAVIS JOHNSON: -- a moment ago as it relates to these positions were primarily being created for you to be able to manage the CRA or what should we --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: To -- to absorb in --

COUNCILPERSON DAVIS JOHNSON: -- to absorb.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: -- as the CRA's (unintelligible).

COUNCILPERSON DAVIS JOHNSON: Right. So with that not being a finalized matter --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Right.

And again --

COUNCILPERSON DAVIS JOHNSON: -- what would be the benefit of this at this particular point?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: -- well, again, the -- the -- and I'll tell you that that ERP is going to take full time. That -- that's a -- a large project. It takes an awful lot of time. So by building the depth of the operation and building the backup -- remember, I have six people. I only have one that does payroll and I only have one --

COUNCILPERSON DAVIS JOHNSON: Uh-huh.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: -- so as soon as I -- I pull somebody out to be able to do that, I need to be able to fill that slot with someone else. So that's part of the reason that, you know, we're looking at the staff. Bringing over the CRA, if -- if they're using the same accounts payable process and the cash and receipts process and they're using the same payroll process, part of the issue will be responding to the board and what -- and what the CRA board wants. So again, we'll be generating those reports. And then doing obviously the CAFR on that side, as well.

But that's not -- and if I said -- made it sound like it was more significant than it is, but -- but it's an operation that you have to take, and you have to serve that as an independent. So it's not going to be rolled up. It's a separate reporting structure that we will need to do to deliver, you know, the information that you want for the CRA.

COUNCILPERSON DAVIS JOHNSON: I need to give that some additional thought --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Okay.

COUNCILPERSON DAVIS JOHNSON: -- before just moving on with it and making it a final -- a final decision for me.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Uh-huh.

MAYOR MASTERS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

MAYOR MASTERS: I just need to be clear (unintelligible) because, I don't know, maybe I'm getting sleepy. But I feel like we're going around in circles about different things that we're saying and then come back to something else and say something else. Do we need that position if we're not going to wrap the CRA in the City? That's a (unintelligible) today. That's all. Yes or no?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: The Fiscal Service Manager is a --

MAYOR MASTERS: (Unintelligible)?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: -- is a yes.

MAYOR MASTERS: So whether or not --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Is a yes.

MAYOR MASTERS: -- we have the CRA or not, that's still -- is --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Right. And I -- and I know you had to leave on Saturday, so I don't know if you were there when we spoke. What we have now is I have myself and Miss Hoskins and six positions. And each one of those individuals does something different. So when I don't have one of those individuals, I have a huge gap, whether it's on grants or payroll or accounts payable. There's a -- there's a gap there.

MAYOR MASTERS: No, I understand. I'm going on previously what --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Right.

MAYOR MASTERS: -- Councilwoman Tonya Davis Johnson said, that you had made a statement that that was somewhat based upon the CRA wrapping up in --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Well, again, bringing in the CRA, it's a whole 'nother level of reporting. I have to have a separate set of books.

MAYOR MASTERS: But if we don't bring the CRA in we still need it?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: I still need to have that, yeah.

MAYOR MASTERS: Okay. I'm good. I just wanted --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Yeah. That -- bringing in the CRA is not 2,000 hours of -- of --

MAYOR MASTERS: Okay.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: -- (unintelligible). It's -- it's not. It's -- but it's --

MAYOR MASTERS: All right. I just wanted to make sure.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: -- right.

MAYOR MASTERS: I'm good.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Any other questions on that?

CHAIRPERSON MILLER-ANDERSON: Anyone else? Anyone else?

CRA EXECUTIVE DIRECTOR EVANS: Madam Chair, if I could just add on to that?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

CRA EXECUTIVE DIRECTOR EVANS: Independent of the decision whether the CRA ultimately becomes -- I guess essentially like a department of the City, I had also been in discussions with Finance Department. At our next CRA meeting I -- I was going to recommend to the board that -- that we do utilize them as to oversee our finance operations going into the future. So that even independent of -- of further coordination, we -- we had already been talking about that. So I was going to recommend and bring that to the CRA board that we do, in the future, utilize the City's Finance Department to - to help us manage our -- our finance.

CHAIRPERSON MILLER-ANDERSON: All right. Anyone else? All righty.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: The next one would be Information Technology. And again, the way the Manager has actually proposed this is that we were to add the new Chief Information Officer who would actually report to the Assistant City Manager, not directly to the Manager. We really have -- the divisions that we have under here, this is a -- a little different structure here. And again, we've separated it out as the network that we had talked about, and that was converting one of our system -- the vacant system administrative position to a network administrator. Same salary level, but just to oversee the network.

Then we have the group that handles the systems. These -- these are, you know, the -- the people that you see there today dealing with all of the different systems we have. We added the GIS person over there last year. And again, as we go into the Tyler Muniz [phonetic] product, everything is GIS-related. So whether it's a utility bill or it's building permits, everything really focuses around GIS. So it's really critical that we get our GIS system under control.

And then I put off here to the -- to the right the Public Safety Division. It's really -- that group is really incorporated under the Systems Division. But I wanted you to know that there are people that are dedicated to work just on public safety. Now, I'm not saying we don't occasionally steal them to do something else. But I did want you to know, 'cause we talked about it on Saturday, that there is a -- a core group that their main primary function is to deal with the public safety operations and they do that now. I mean, they do that as -- yes, ma'am.

CHAIRPERSON MILLER-ANDERSON: Go ahead.

UNIDENTIFIED SPEAKER: (Unintelligible) any particular reason why the IT Department is under Finance?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: It -- it goes back to -- and again, that was really before I was here, but it goes back to the recession. And when the City Manager was trying to manage, she was consolidating divisions and departments. Remember, IT and Purchasing were actually together at one point. And again, if you remember from part of the IG audits that, well, that really isn't a good thing, and we -- we split that up. But again, it was -- I think it was primarily just a money-saving opportunity.

We've done our best over the five years to -- to keep it held together like that. But it really has grown to the point with all the things that we've done, with that master plan that you're working on, that it really is to the -- you know, that it can go out and really should go back to being a -- a department on its own. Yeah. And again, especially where finance is -- has that ERP project and focusing on those financial issues, it's -- it's time. Yeah.

UNIDENTIFIED SPEAKER: (Unintelligible).

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Yeah.

UNIDENTIFIED SPEAKER: (Unintelligible).

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: As far as -- there are four items up here. The budget items, modifications, again, that we talked about on Saturday. Again, realigning the staff requirements to meet the -- you know, the department. And again, that's your -- your chief information officer. And again, structuring that department. And remember, I again wanted to hit on the fact that we're going to create an internal service fund because, again, IT crosses the entire city. It's not just a general fund operation. So -- then we had adding an officer.

Down in the 18 goals, you know, obviously they do the day-to-day issues and that's, you know, part of everybody's goals. But the IT's strategic master plan still has a good three or four years left. So they continue work on that. And they're developing that GIS master plan that at some point I hope we really get an opportunity to make a presentation and show you. I think there's a lot of good things going on there. The meeting with each individual department and finding out what their needs are so they can build the system that really will suit us well.

As far as the budget, again, it's the personnel jump. Again, that's got the raises, has all the benefits in it but it does have that chief information officer in it. Operational-wise, really what we've done, the operating budget is -- is fairly flat, but what we've done is added \$100,000 here in capital to start a replacement program. So as you're looking at our laptops and, you know, those are the things -- even your desktops. You have to start thinking of planning and -- on to replace those items as the technology changes.

So down under the capital projects, again, we do have that IT master plan. As you can see, there's a five-year total there still at 4½ million dollars. Hopefully at that point that is done as the master plan and then you just would have your -- your ongoing projects. And we do still have the IT trailer in here. Again, I know we talked on Saturday

about the, you know -- a larger municipal complex. But their -- their living quarters over there really are in dire need, and we really have to try to address something.

MAYOR MASTERS: They have to have a restroom.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: They have no restrooms. They have cats living under the trailer. Air conditioner breaks probably, you know, a couple times a -- a month over there. It -- it really is in a dire -- and as we -- we add the staff over there, this is something -- whether we do it as a stand-alone project or do it as a bigger project, it really does need to be addressed.

The other thing on Saturday you had asked us to look at the contract for us hiring. You know, we went back and when we were talking about contracting, we were really talking about an on-call service. Not somebody that -- that comes in and is there all the hours that the library is open when normal City Hall hours are closed. So it really would be an on-call contract. Went back and looked and figured that the library at the most is open about 1,200 hours when City Hall is closed. That's your late nights and that's your Saturdays.

At 40 to \$50 contract, even if we did 400 hours, which Mr. Mella and I, you know, went back and actually looked at his tickets. We think the 400 hours is even excessive. But that would be about a \$20,000 contract. If we turn around and added an additional technician and did a second shift, per se, and had someone covering those hours, you get about 1,900 hours from that employee after vacations and after holidays and the like. And that technician, all in cost -- all in cost as -- as Mr. Davis presented earlier, it would be about \$75,000.

Now, again, we can always use more bodies as I'm sure every department would tell you. But we really do think that entering into this small on-call type contract really is the best decision at this point. Maybe as -- again, you get into a larger library and the new library, maybe that's a different, you know, situation. But under -- where we stand today we really think that the contracting is -- is really the best. Questions? Comments?

MAYOR MASTERS: Yes.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Yes.

MAYOR MASTERS: (Unintelligible) finish your --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: I'm -- I'm through. I'm through.

MAYOR MASTERS: I just want to --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Yeah.

MAYOR MASTERS: -- (unintelligible) compliment you having the oversight for the IT, because I -- I have visited IT several times, and every time I go, they're always working

on some new -- new IT technology. So we've come a long way. And with your oversight, and Elvis [phonetic] --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Yeah.

MAYOR MASTERS: -- has done an amazing job getting us caught up, because I know we were way behind --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: We were.

MAYOR MASTERS: -- technology --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: We were.

MAYOR MASTERS: -- as far as other municipalities. I just want to make sure he's getting -- they're getting everything they need to -- to have in order to put us on the map as we rightfully should be.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Yeah. We're --

MAYOR MASTERS: Technology.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: -- they're -- we're getting there. We're -- it's --

MAYOR MASTERS: Okay.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: -- it's funded every year, and we'll -- I think by the time -- you're in again -- another two or three years out --

MAYOR MASTERS: I just wanted to make sure.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: -- we'll try.

MAYOR MASTERS: I just want to make sure he's getting everything he needs. Thank you.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: City Clerk?

CHAIRPERSON MILLER-ANDERSON: All right.

CITY MANAGER EVANS: City Clerk, I will pinch-hit for the -- the City Clerk and Deputy City Clerk Burgess can kick me under the table if I'm incorrect. So here we have the organizational chart. We have the City Clerk reporting to the Assistant City Manager and then the Assistant City Manager, City Manager. We've broken it up into two divisions or

what have you, Records and Elections. Here the major budget modification is the Courier's Office. The courier is going to come over to the City Clerk's Office to manage the flow of -- of mail and -- and documents and then making sure that it, you know, appropriately gets to where it needs to be. Currently it resides in Procurement, and that's just not a natural fit.

Also you can see that there is some increases in operating costs associated with the City Clerk's Office, and I think that is associated with some technology enhancements as it relates to the agenda, to some improvements that we're going to make with respect to some of the tabulating votes and -- and -- and tracking that information, etc. And then as it -- additional training as it relates to records disposition, Sunshine Law, public meetings, those types of things, trainings for our advisory boards, etc. So that's where you see the increase. One of the things that I -- I did want to get a perspective from the Council on is currently we take verbatim meeting minutes. And in -- in my past experience, I've seen where in most cases it's action-oriented minutes. Only when the Council takes official action is when that is actually reflected in the meeting minutes. If we were to go to action-oriented minutes, you would save roughly about \$25,000 and it would be able to alleviate a significant workload for the Clerk's Office with respect to working with the contractor, those types of things.

So I wanted to see if the Council was amenable to going to action-oriented minutes, because you already have it broadcast, archived on the video. The action-oriented minutes would just say, "The Council acted on this. It was a vote of X, Y and Z," and that's all it would be. It would not be every statement from every person in the meeting. So I wanted to see if the Council was amenable to going to action-oriented minutes. Most -- most organizations go in that -- conduct their meetings or -- or do their minutes like that.

CHAIRPERSON MILLER-ANDERSON: Does anyone have any comments on that or suggestions?

COUNCILPERSON DAVIS: I'm not opposed to it.

CHAIRPERSON MILLER-ANDERSON: Huh?

COUNCILPERSON HUBBARD: (Unintelligible).

COUNCILPERSON DAVIS: I don't have no problem with it.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: All right.

CHAIRPERSON MILLER-ANDERSON: Going -- going that route, you -- you're okay with --

COUNCILPERSON DAVIS: I'm cool.

CHAIRPERSON MILLER-ANDERSON: -- going that route?

COUNCILPERSON DAVIS JOHNSON: Are you talking in terms of removing the

individual roll call for a vote?

CITY MANAGER EVANS: No. It -- what it would be is how -- when the meeting minutes has Jonathan says X, Y and Z, and everything I say, and if I say "um," it says that. It would go -- basically if the Council says they've moved to adopt the -- the budget, it would say, "Councilman Davis Johnson," you know, "put the motion on the table. Seconded," and what the actual actions that the Council took. It would be specifically just action-oriented versus all the -- the narrative.

COUNCILPERSON DAVIS JOHNSON: So we will have access, then, to the minutes if we want to listen in detail?

CITY MANAGER EVANS: Yeah. You would be able to --

COUNCILPERSON DAVIS JOHNSON: Right?

CITY MANAGER EVANS: -- to listen to the audio or -- or the -- the -- watch the video. And on -- the way on the system is, it's set up, broken down by item. So you can always access the video.

COUNCILPERSON DAVIS JOHNSON: Uh-huh. Okay.

CITY MANAGER EVANS: So -- and it would be a savings of about \$25,000 to do that, to not go to the transcription services. And if we did that holistically for the Planning & Zoning, as well as the other -- that -- that's where you get the --

FIRE CHIEF DUREN: The bulk of the savings.

CITY MANAGER EVANS: -- the big savings. And that's where the 20 -- I think the Council, I think, was 17, 18,000. But the other boards in totality, it's 20 -- about 25,000.

COUNCILPERSON DAVIS: That's a year?

CITY MANAGER EVANS: A year.

CHAIRPERSON MILLER-ANDERSON: How -- how would that -- would that impact us any kind of way? Should we have any legal reason to go or have those minutes in the narrative form? Mr. DeGraffenreidt, going this route, would we -- if we're in a lawsuit position, you know, on an item, would that put us in a -- a better position or a not-so-good position not having the narrative minutes anymore? Is it a benefit to have the minutes when, I mean --

CITY MANAGER EVANS: I -- I can just --

CITY ATTORNEY DeGRAFFENREIDT: He asked the question about having the minutes of --

CHAIRPERSON MILLER-ANDERSON: Were you listening to Mr. Evans?

CITY ATTORNEY DeGRAFFENREIDT: I was.

CHAIRPERSON MILLER-ANDERSON: Okay. All right.

CITY MANAGER EVANS: Okay. I -- I get -- I --

CHAIRPERSON MILLER-ANDERSON: I'll come back to you.

CITY MANAGER EVANS: -- I -- I can -- I can provide -- I can provide some perspective as to why organizations --

CHAIRPERSON MILLER-ANDERSON: Hold on.

CITY MANAGER EVANS: -- prefer action-oriented minute versus verbatim. Action-oriented minutes talks specifically to the actions the Council takes. It doesn't talk about personal opinion, perspective, things that, you know -- if you say something about the Mayor's tie, it doesn't get into the -- it's specifically related to City business and official actions that the Council takes.

In some of the discussions that I've had with city attorneys and -- prior to to coming here, they prefer the action-oriented minutes because it's right to the point based on the physical action. And then if they need to review the video, they can go back and still review the video. But that's the -- the -- it scrubs out all that personal conjecture or those kind of things and -- and anecdotes, and it goes specifically to the city-related business.

COUNCILPERSON PARDO: Madam Chair?

COUNCILPERSON DAVIS: Madam --

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON PARDO: I prefer verbatim minutes. Because sometimes if you go the route that you want to go, you don't really -- you -- you really don't know what the intent of the Council was. And we ran into this a couple years ago. I forget what the item was. But we were looking at something from, you know, two decades ago.

COUNCILPERSON DAVIS: Uh-huh.

COUNCILPERSON PARDO: And the minutes were similar --

COUNCILPERSON DAVIS: The port interlocal agreement.

COUNCILPERSON PARDO: What?

COUNCILPERSON DAVIS: The port interlocal agreement. That came up, was intent.

COUNCILPERSON PARDO: Yeah. So we didn't know what the intent of the Council was. So it was just so-and-so made the motion and it passed.

COUNCILPERSON DAVIS: Yeah.

COUNCILPERSON PARDO: You know, and that's it. But if you have the full minutes, then, you know, once you read it through you can see what the discussion was and the intent of the Council at the time. That's -- that's why I like it. But I'm only one vote.

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Yes.

COUNCILPERSON DAVIS: I would like to wait and sit down and talk with the attorney and you together in a one-on-one to kind of see --

CITY MANAGER EVANS: And I can -- I could show you some examples, too, what -- what it looks like --

COUNCILPERSON DAVIS: Yeah.

CITY MANAGER EVANS: -- as well.

COUNCILPERSON DAVIS: Yeah.

CITY ATTORNEY DeGRAFFENREIDT: For purposes of litigation, if you condense it's going to be hearsay. Verbatim is (unintelligible). But also understand we've got -- we have the videos of the actual meeting.

COUNCILPERSON PARDO: Right.

COUNCILPERSON DAVIS: Right.

CITY ATTORNEY DeGRAFFENREIDT: Which if you didn't have the verbatim --

COUNCILPERSON DAVIS: Right.

CITY ATTORNEY DeGRAFFENREIDT: -- then you can transcribe it.

CITY MANAGER EVANS: Right.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Right.

CITY MANAGER EVANS: You can always --

CITY ATTORNEY DeGRAFFENREIDT: So basically what you're offering is the condensed version (unintelligible) action. But you would always have the video that if you had a --

CITY MANAGER EVANS: Correct.

CITY ATTORNEY DeGRAFFENREIDT: -- specific moment in time where you transcribe.

CITY MANAGER EVANS: Correct.

CITY ATTORNEY DeGRAFFENREIDT: And there's the video.

CITY MANAGER EVANS: Correct.

COUNCILPERSON PARDO: So have we had any problems with video? Losing any of the tapes?

CITY ATTORNEY DeGRAFFENREIDT: (Unintelligible).

CHAIRPERSON MILLER-ANDERSON: (Unintelligible).

COUNCILPERSON PARDO: See and -- right. The video was lost, accidentally erased.

CHAIRPERSON MILLER-ANDERSON: Wake up, (Unintelligible). You all gotta pay attention here. Be ready. We're going to do pop quizzes here.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: You never know. That's right.

CITY ATTORNEY DeGRAFFENREIDT: (Unintelligible).

CITY MANAGER EVANS: Have we -- have we ever had any video that we have lost?

WALTER STEPHENS: Oh, never. I (unintelligible).

CITY MANAGER EVANS: Never.

UNIDENTIFIED SPEAKER: Of course. Did you think he'll say yes?

CITY MANAGER EVANS: Not -- not Riviera Beach 18 with Walter at the helm.

WALTER STEPHENS: Not since 2007.

CITY MANAGER EVANS: Not since 2007.

WALTER STEPHENS: There's audio too.

CITY MANAGER EVANS: Yeah, and we have audios, too. So there -- there is that. So --

MAYOR MASTERS: Madam Chair, would the action, you know -- how would that affect the citizens Public Comment? Would that -- how -- how would we do that?

CITY MANAGER EVANS: Citizen Public Comment would be, in most cases, the citizen, their address and that they addressed the Council, 'cause the Council's not taking official action on that.

COUNCILPERSON PARDO: Action.

COUNCILPERSON DAVIS: Action on what they're saying, right.

MAYOR MASTERS: I mean, would it say what they said or what they wanted?

COUNCILPERSON PARDO: No.

COUNCILPERSON DAVIS: No need to.

CITY MANAGER EVANS: It's not an -- it's not an -- it's public --

MAYOR MASTERS: So that -- you would leave that out?

CITY MANAGER EVANS: You -- you wouldn't have that in there.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: The tape and the video.

CITY MANAGER EVANS: Yeah. You would have the tape and the video.

MAYOR MASTERS: But verbatim, what we're doing now, we don't -- we're not doing -- we -- it's included, right?

CITY MANAGER EVANS: Yeah.

MAYOR MASTERS: I just wanted to ask that question. Thank you.

CHAIRPERSON MILLER-ANDERSON: All right. So we'll come back with -- or give us some time to look at the different --

CITY MANAGER EVANS: We'll -- yeah.

CHAIRPERSON MILLER-ANDERSON: -- sides.

CITY MANAGER EVANS: So is there any other questions on the City Clerk Department overview? All right.

COUNCILPERSON PARDO: All right. You have four minutes.

HUMAN RESOURCES DIRECTOR DAVIS: Bruce Davis, Human Resources Director. The Human Resources flowchart is very similar. It starts with citizens, Mayor and Council, City Administration, H.R. Director and then we have three subsections: Administration, Labor Relations and Risk Management. Keeping my three minutes in -- in mind, unless there are questions, I will move on to the budget.

UNIDENTIFIED SPEAKER: Just action -- there's action items (unintelligible).

HUMAN RESOURCES DIRECTOR DAVIS: Okay. Budget modifications. We'll look into

add an assistant director of Human Resources who will also be a labor attorney that will help us with our -- as our chief union negotiator and also in -- in our other labor-related areas. That will create a -- a reduction in funding for outside attorneys' account which is reflected when you look over to the right at our operating budget, which shows a reduction in operating budget going into next fiscal year. You see the staffing level is the same because we will eliminate a -- a position as we add the assistant director of Human Resources.

We have no capital projects, and our goals for fiscal year 8 -- 2018 is to implement the compensation study, because we expect that study to be completed around December, so we should start with the implementation in -- in January. We're also looking to revise our safety manual for the City and to revise the City Policies and Procedures Manual, as well as the same type action with our Employees' Handbook. Are there any questions?

COUNCILPERSON HUBBARD: I have one, Mr. Davis. The only concern or one of the concerns I have is the assistant director for the Human Resources. That person's job description being -- having to be an attorney, that's fine. But the only piece that I have is the -- the fact that they will be doing all of our neighbor -- our labor negotiations with our unions and therefore.

So over the -- over the years and periods of time that we've had -- we've had, you know, someone negotiating our union contracts that, you know, where we've come from, where we've been with them and working and -- and walking through that, also if -- if the -- even though the outside attorney would be working on our behalf, it would be -- I think it would be just a little bit too much for the same attorney inside to be working on behalf of -- of the -- the union -- union negotiations from both (unintelligible).

CITY MANAGER EVANS: They would only -- in the perfect world you're only negotiating every three years. So they would only see that union and that contract every three years. But what we would like to do is create that institutional knowledge because if they are the one that's negotiating those contracts and then we look to discipline or we need an interpretation, we don't have to wait for an attorney's firm to call us back or what have you.

In addition to it provides us a -- a better level of service to the residents as well as to the -- to the employees and to the collective bargaining teams. Because we -- we have this person for 1,900 hours a year, 50 weeks out of the year as opposed to us trying to work with an attorney's firm to find out what days work best for them. So we're building that bench strength and that institutional knowledge to where we can have that person that as federal law change -- because if we contract out, we're only getting somebody to help us out with employment issues and union negotiations. But as we look to revise our manuals, state and federal law and employment law changes all the time. And so having that person being able to understand it, and then notifying the unions that it changes, is certainly a valuable asset to the organization.

COUNCILPERSON HUBBARD: Employment issues of discipline and -- I don't -- you

know, I don't see a problem dealing with that. It's just the labor negotiations is the one where I think that we -- we would be doing ourselves a disservice for the -- from the very point that you mentioned, the historical knowledge, the fact that they're only doing it every three years.

But yet the -- you know, they know where we are. They know where we came from with these guys that are negotiating. They -- you know, they've been -- been in the room and -- and out of the room. But just the labor negotiations, I find a little -- a little uncomfortable. That -- that's the only part. (Unintelligible) everything else, I don't have a -- a problem with it.

CITY MANAGER EVANS: And it's not -- we're not eliminating the total legal budget. We're actually having this particular person serve in that function, but there is, as we go to the City Attorney's budget, you'll see that there is monies that's transferred over for the purposes of providing legal services. So in the event that that particular person couldn't handle the workload and have discussion with the City Attorney and said we needed additional counsel to maybe handle these two union negotiations, that the City Attorney working in collaboration with that person can do such. So we still have the mechanisms to be able to do that.

COUNCILPERSON HUBBARD: Yeah. And -- and -- and again as I said, I don't -- the person having to be an attorney serving us to do (unintelligible) of all the employees' rules and regulations, including discipline and (unintelligible), those -- those are the -- the only areas that I find problematic is the union negotiations.

MAYOR MASTERS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Yes.

MAYOR MASTERS: And also Attorney, also with employment -- I mean, it's not direct on point, but have some kind of -- as far as the police department, any issues dealing with some of their legal issues?

CITY MANAGER EVANS: Well, the -- the -- as far as police discipline issues or police -
-

MAYOR MASTERS: Yes.

CITY MANAGER EVANS: Well, there is a process. You would have to go to the Police Officer Bill of Rights and those types of things. So they're going to have some experience as it relates to those things because they're going to be a -- a labor professional. But --

MAYOR MASTERS: (Unintelligible).

CITY MANAGER EVANS: But, you know, again, that -- that's something that they would work with the City Attorney's Office on if --

MAYOR MASTERS: Okay.

CITY MANAGER EVANS: -- there needed to be a separation of work for whatever reason.

COUNCILPERSON PARDO: I like it.

CHAIRPERSON MILLER-ANDERSON: Huh?

COUNCILPERSON PARDO: I like it.

MAYOR MASTERS: Yeah, me, too.

COUNCILPERSON PARDO: Yeah.

CITY MANAGER EVANS: All right?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: All right.

CHAIRPERSON MILLER-ANDERSON: All right. So we have that anonymous person that keeps putting up the sign saying that they're -- they're wanting to stop. What are we -- are we -- I know Miss Pardo mentioned it was 9:30 and then we have this secret note that's going around saying they're tired as a joke.

CITY MANAGER EVANS: If -- if it is -- if --

MAYOR MASTERS: (Unintelligible).

CHAIRPERSON MILLER-ANDERSON: Yeah.

CITY MANAGER EVANS: -- if it is the pleasure of the Council, we can -- we can continue this on Friday or we can -- we can go through and -- and get to -- the Procurement is pretty easy.

COUNCILPERSON PARDO: I'm tired.

CITY MANAGER EVANS: Legal and Development Services may incite some discussion. And then I think the next one is Public Works and the -- the -- the larger Parks and Recreation, the larger ones, are -- are followed. So we can --

COUNCILPERSON PARDO: I say we're done. It's 9:30.

CITY MANAGER EVANS: -- if we go through Procurement and Legal, then we can touch on Development Services on Friday and start with there if it's the pleasure of the Council or we can --

CHAIRPERSON MILLER-ANDERSON: Is that what y'all want to do?

COUNCILPERSON PARDO: Motion to adjourn.

CHAIRPERSON MILLER-ANDERSON: Miss Davis Johnson and Mr. Davis, what do you

want to do?

COUNCILPERSON DAVIS: I can wait till Friday.

CHAIRPERSON MILLER-ANDERSON: So are we --

COUNCILPERSON DAVIS JOHNSON: I honor the anonymous note (unintelligible).

CHAIRPERSON MILLER-ANDERSON: Were you the one that did it this time?

COUNCILPERSON DAVIS JOHNSON: Pardon?

CHAIRPERSON MILLER-ANDERSON: Did you do it this time? Was it you?

COUNCILPERSON DAVIS JOHNSON: No, no, no.

CHAIRPERSON MILLER-ANDERSON: Oh.

COUNCILPERSON DAVIS JOHNSON: It was never me.

CHAIRPERSON MILLER-ANDERSON: Okay.

COUNCILPERSON DAVIS JOHNSON: That's misinformation.

CHAIRPERSON MILLER-ANDERSON: I know. Fake news.

MAYOR MASTERS: Fake news.

CHAIRPERSON MILLER-ANDERSON: I -- I just know we keep pushing it off. Are -- what -- so come Friday we don't get through what we need, are we going to be adding another meeting or what?

COUNCILPERSON HUBBARD: I can do (unintelligible) -- I can (unintelligible) Procurement and Legal. (Unintelligible).

CHAIRPERSON MILLER-ANDERSON: Are we going to be open to having another meeting if we don't get through on Friday?

CITY MANAGER EVANS: I -- I -- I think -- I --

COUNCILPERSON DAVIS JOHNSON: (Unintelligible) on Friday.

CITY MANAGER EVANS: -- I -- I think we'll be able to get through it Friday, 'cause we went through that revenue piece that was a little longer and then Mr. Busha's presentation.

COUNCILPERSON PARDO: Right.

CITY MANAGER EVANS: So I think we'll be able to get through it on -- on Friday.

CHAIRPERSON MILLER-ANDERSON: Okay. I'm just saying I -- I know we --

COUNCILPERSON PARDO: And what time are we starting Friday?

CITY MANAGER EVANS: And -- and --

COUNCILPERSON DAVIS JOHNSON: 5:30?

CITY MANAGER EVANS: 5:30? 5:30.

MAYOR MASTERS: At City Hall.

CITY MANAGER EVANS: At City Hall, yes. And then --

CHAIRPERSON MILLER-ANDERSON: All right.

CITY MANAGER EVANS: -- and then what we'll do is as part of one of your other council meetings, the modifications that we have, we'll bring that under discussions and deliberations. So --

CHAIRPERSON MILLER-ANDERSON: All right. So what are we doing?

COUNCILPERSON PARDO: Motion to adjourn.

COUNCILPERSON DAVIS JOHNSON: Second.

CHAIRPERSON MILLER-ANDERSON: All righty.

COUNCILPERSON PARDO: All right? Thank you.

CITY MANAGER EVANS: Thank you.

(CONCLUSION OF BUDGET REVIEW)

APPROVED:

THOMAS A. MASTERS
MAYOR

KaSHAMBA L. MILLER-ANDERSON
CHAIRPERSON

ATTEST:

CLAUDENE L. ANTHONY
CERTIFIED MUNICIPAL CLERK
CITY CLERK

TONYA DAVIS JOHNSON
CHAIR PRO TEM

LYNNE L. HUBBARD
COUNCILPERSON

DAWN S. PARDO
COUNCILPERSON

TERENCE D. DAVIS
COUNCILPERSON

MOTIONED BY: _____

SECONDED BY: _____

L. HUBBARD _____

K. MILLER-ANDERSON _____

T. DAVIS JOHNSON _____

D. PARDO _____

T. DAVIS _____

DATE APPROVED: **AUGUST 16, 2017**

**CITY OF RIVIERA BEACH CITY COUNCIL
AGENDA ITEM SUMMARY**

Meeting Date: 9/6/2017

Agenda Category: CONSENT

Subject: MINUTES OF THE CITY OF RIVIERA BEACH BUDGET REVIEW HELD JUNE 30, 2017

Recommendation/Motion: STAFF RECOMMENDS THE CITY COUNCIL APPROVE THE MINUTES OF THE CITY OF RIVIERA BEACH BUDGET REVIEW HELD JUNE 30, 2017

Originating Dept	OFFICE OF THE CITY CLERK	Costs
User Dept.	ALL	Funding Source
Advertised	No	Budget Account Number
Date		
Paper		
Affected Parties	Not Required	

Background/Summary:

MINUTES OF THE CITY OF RIVIERA BEACH BUDGET REVIEW HELD JUNE 30, 2017

Fiscal Years
Capital Expenditures
Operating Costs
External Revenues
Program Income (city)
In-kind Match (city)
Net Fiscal Impact
NO. Additional FTE Positions
(cumulative)

III. Review Comments

A. Finance Department Comments:

B. Purchasing/Intergovernmental Relations/Grants Comments:

C. Department Director Review:

Contract Start Date

Contract End Date

Renewal Start Date

Renewal End Date

Number of 12 month terms this renewal

Dollar Amount

Contractor Company Name

Contractor Contact

Contractor Address

Contractor Phone Number

Contractor Email

Type of Contract

Describe

ATTACHMENTS:

File Name	Description	Upload Date	Type
30JUN17_BW.docx	MINUTES OF THE CITY OF RIVIERA BEACH BUDGET REVIEW HELD JUNE 30, 2017	8/6/2017	Minutes

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Burgess, Jackie	Approved	8/6/2017 - 6:08 PM

**CITY OF RIVIERA BEACH
PALM BEACH COUNTY, FLORIDA
MINUTES OF THE BUDGET REVIEW HELD
JUNE 30, 2017 5:30 P.M.
MUNICIPAL COMPLEX CITY COUNCIL CHAMBERS**

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

I. CITY CLERK CALLS TO ORDER

CHAIRPERSON MILLER-ANDERSON: It started if you all can get a little quiet back there in the back, please. Thank you. All right. We're going to open up our budget session for today, June 30th, 5:30 p.m. Madam Clerk?

II. ROLL CALL

CITY CLERK ANTHONY: Mayor Thomas Masters? Chairperson KaShamba Miller-Anderson?

CHAIRPERSON MILLER-ANDERSON: Present.

CITY CLERK ANTHONY: Chair Pro Tem Tonya Davis Johnson?

CHAIR PRO TEM DAVIS JOHNSON: Here.

CITY CLERK ANTHONY: Councilperson Lynne Hubbard? Councilperson Dawn Pardo?

COUNCILPERSON PARDO: Present.

CITY CLERK ANTHONY: Councilperson Terence Davis? City Manager Jonathan Evans?

CITY MANAGER EVANS: Present.

CITY CLERK ANTHONY: City Clerk Claudene Anthony is present. City Attorney Andrew DeGraffenreidt?

CITY ATTORNEY DeGRAFFENREIDT: Here.

CHAIRPERSON MILLER-ANDERSON: All right.

II. INVOCATION AND PLEDGE OF ALLEGIANCE

III. INTRODUCTION/PURPOSE OF WORKSHOP

IV. FISCAL YEAR BUDGET WORKSHOP DISCUSSION

A. FY 2018 Budget

CITY MANAGER EVANS: Madam Chair, members of the City Council, this particular series of items is to get back into the continuation of the budget presentation. The department that we left off was Procurement, so if I could have the Interim Director, Mr. Ricky Little, come to the microphone, and we will commence with that presentation and then followed by the departments in sequential order after Mr. Little.

CHAIRPERSON MILLER-ANDERSON: Okay.

INTERIM PROCUREMENT DIRECTOR LITTLE: Good evening, Council.

CHAIRPERSON MILLER-ANDERSON: Good evening.

INTERIM PROCUREMENT DIRECTOR LITTLE: Administrator. Ricky Little, Interim Director of the Procurement Department. As you can see on our organizational chart at the very far left is Procurement, Procurement Card Administration, Contract Administration and Surplus Property. Our budget modification, we rebranded the department to the Procurement Department, realigning organizational structure.

Our goals and objectives is to have all our current personnel certified by the National Institute of Government Purchasing, either as a CPPB, which is a certified professional public buyer, or CPPO, a certified public procurement officer. Our operating budget for FY '17 and '18, 720,000, down 18.56, and our staffing level, we're down two people. We transferred our mail carrier to the City Clerk's Office and our Small Business person to Economic Development. And our capital projects for 2018, we have none.

CHAIRPERSON MILLER-ANDERSON: Okay. Let the record reflect that Mr. -- Councilman Terence Davis is here. All right.

INTERIM PROCUREMENT DIRECTOR LITTLE: Questions?

CHAIRPERSON MILLER-ANDERSON: Are there any questions for this section from the council? None?

CHAIR PRO TEM DAVIS JOHNSON: None for me.

CHAIRPERSON MILLER-ANDERSON: Okay. Thank you.

CITY ATTORNEY DeGRAFFENREIDT: Okay. The primary characteristic prospectively for the Legal Department as discussed with the City Manager would be a centralization of all the legal services through my office. Currently there are legal budgets in a number of different departments. And it is difficult to assess the service level or the needs or the opportunities for economies and costs when you don't have a control of the

disbursements. So what we're looking to do is to bring those legal needs of the corporation back within one centralized source. We're asking for the a -- what is the term you used? An employment lawyer?

CITY MANAGER EVANS: Uh-huh.

CITY ATTORNEY DeGRAFFENREIDT: To handle the personnel, as well as the contract negotiation operations. And I think the primary infrastructure for that were cost savings over a period of time prospectively. By centralizing the legal services in my office, it would give me an opportunity to see if those types of costs can be also saved in other areas. I'm thinking also in terms of permitting and licensing and the enforcement issues, police legal matters and things, and encompassing a number of those legal services that are currently in other budgets in a lawyer or something that we can do in house. And we can't discern that until we get a chance to see what they, in fact, are. I'm prepared to answer any questions you may have.

CHAIRPERSON MILLER-ANDERSON: Okay. Any questions?

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Yes.

COUNCILPERSON DAVIS: Attorney DeGraffenreidt.

CITY ATTORNEY DeGRAFFENREIDT: Yes, sir.

COUNCILPERSON DAVIS: So currently the services that you are discussing now are being done where?

CITY ATTORNEY DeGRAFFENREIDT: I know there's a legal budget for the police department. There's a legal budget for the Human Resources, and I think there's a legal budget for certain zoning and code enforcement matters.

COUNCILPERSON DAVIS: Uh-huh. So they're -- but they're not coordinated with your department?

CITY ATTORNEY DeGRAFFENREIDT: Exactly.

COUNCILPERSON DAVIS: Okay.

CITY ATTORNEY DeGRAFFENREIDT: The services are addressed directly from the department heads. I don't get to see what work's done. I don't see the quality of work. I really don't see the cost that's occurring.

COUNCILPERSON DAVIS: Okay.

CHAIRPERSON MILLER-ANDERSON: Okay.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CITY ATTORNEY DeGRAFFENREIDT: You look puzzled. Yes, ma'am.

CHAIRPERSON MILLER-ANDERSON: Go ahead.

CHAIR PRO TEM DAVIS JOHNSON: So we have you as a City Attorney. We have Miss Busby. Mrs. Busby --

CITY ATTORNEY DeGRAFFENREIDT: Yeah.

CHAIR PRO TEM DAVIS JOHNSON: -- as assistant?

CITY ATTORNEY DeGRAFFENREIDT: Yes.

CHAIR PRO TEM DAVIS JOHNSON: And is there any other? There's no other attorney, right? You have a paralegal.

CITY ATTORNEY DeGRAFFENREIDT: Out of my office, no. Yes. I have one paralegal and office manager.

CHAIR PRO TEM DAVIS JOHNSON: Okay. Because I was just thinking in terms of -- but we don't have sufficient staff in the Attorney's Office to actually have a series of departments that they are responsible for as opposed to the letting out of various services throughout the City. So you know, given a -- a utopian situation, that would be ideal for us, but we don't have the staff to support that kind of arrangement. But I think that that is beneficial because you have someone who is then proficient in those specific departments and can be responsible for the legal pieces. But it still falls under the City Attorney's Office?

CITY ATTORNEY DeGRAFFENREIDT: My challenge right now -- I appreciate exactly what you're saying and I agree. My challenge right now is I cannot discern what that is I need.

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

CITY ATTORNEY DeGRAFFENREIDT: Because once I can make the determination, I'll know what to ask you for.

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

CITY ATTORNEY DeGRAFFENREIDT: Demonstrate to you how that will be useful, how they'll be used, and ask you for the costs associated with bringing additional attorneys on board and showing the cost savings. But right now I don't even know the service levels in those areas.

CHAIR PRO TEM DAVIS JOHNSON: Right. I -- I think that's something, Mr. City Manager, that you can take a look at to see just exactly what the cost of the legal services that we are currently expending versus the cost of bringing --

CITY MANAGER EVANS: Right.

CHAIR PRO TEM DAVIS JOHNSON: -- legal staff in house to handle that. And let's take a look at that and compare it to see if there's an opportunity to save costs in operating in that manner. Because I think that when you have those folks in house, they become proficient and they understand what the issues are for the various departments that they are responsible for. I'd like to see what that looks like if my -- if my colleagues are interested in that.

CHAIRPERSON MILLER-ANDERSON: Yeah. That would be fine.

COUNCILPERSON DAVIS: You beat me to it.

CITY MANAGER EVANS: Is that something the council wants to see as part of this budget process or to review over the year to bring forward?

CITY ATTORNEY DeGRAFFENREIDT: It is impossible to be a part of this budget.

CITY MANAGER EVANS: Okay.

CHAIR PRO TEM DAVIS JOHNSON: Oh, no, no, no. No.

CHAIRPERSON MILLER-ANDERSON: Right. Right.

CITY MANAGER EVANS: I'm just -- okay.

CHAIR PRO TEM DAVIS JOHNSON: No. I would like to just -- just to be able to see it so moving forward --

CITY MANAGER EVANS: Okay.

CHAIR PRO TEM DAVIS JOHNSON: -- we will know how to plan and budget.

CITY MANAGER EVANS: Certainly.

CITY ATTORNEY DeGRAFFENREIDT: Okay.

CHAIR PRO TEM DAVIS JOHNSON: Thank you, Madam Chair.

CITY ATTORNEY DeGRAFFENREIDT: Once I get an idea I can discuss intelligently what's happening --

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

CITY ATTORNEY DeGRAFFENREIDT: -- and what I suggest, give you some options, and you give me some direction on what you want to do.

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

CITY ATTORNEY DeGRAFFENREIDT: Yeah. 'Cause we'll have to do the cost infrastructure of doing that.

COUNCILPERSON PARDO: Uh-huh.

CITY ATTORNEY DeGRAFFENREIDT: You know, 'cause we're going to need additional space, additional equipment, additional secretary support.

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

CITY ATTORNEY DeGRAFFENREIDT: And you've got the cost of carrying that. So, you know, we got to know what the service levels are in order to talk intelligently to you about what we need.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Yes.

CHAIR PRO TEM DAVIS JOHNSON: Please remind me, Attorney DeGraffenreidt, what your overall expenses for outside counsel has been in this past year. Do you --

CITY ATTORNEY DeGRAFFENREIDT: I do not recall.

CHAIR PRO TEM DAVIS JOHNSON: You do not recall?

CITY ATTORNEY DeGRAFFENREIDT: I don't. But -- but -- but --

CHAIR PRO TEM DAVIS JOHNSON: Could you please draft a -- a memorandum, Mr. City Manager, we would be interested in seeing what the expenditures were for outside legal counsel. Okay.

CITY ATTORNEY DeGRAFFENREIDT: I could tell you why I don't recall. A lot of the stuff that's done is done within the -- most of our liability stuff --

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

CITY ATTORNEY DeGRAFFENREIDT: -- is done with Gallagher -- Gallagher Bassett.

CHAIR PRO TEM DAVIS JOHNSON: Okay.

CITY ATTORNEY DeGRAFFENREIDT: It's insurance coverage.

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

CITY ATTORNEY DeGRAFFENREIDT: We have not had a lot of lawsuits that were not within the scope of our insurance coverage.

CHAIR PRO TEM DAVIS JOHNSON: Okay.

CITY ATTORNEY DeGRAFFENREIDT: You know, so it's been pretty much covered. Now, for those services rendered and by other departments that don't come through me, I don't know and I'll put that together for you.

CHAIR PRO TEM DAVIS JOHNSON: And that's what I'm interested in seeing.

CITY ATTORNEY DeGRAFFENREIDT: Okay. Yes, ma'am. Okay.

CHAIR PRO TEM DAVIS JOHNSON: Thank you, sir.

CHAIRPERSON MILLER-ANDERSON: Okay.

CITY ATTORNEY DeGRAFFENREIDT: All right.

CHAIRPERSON MILLER-ANDERSON: Any other questions? Okay. Next?

DEVELOPMENT SERVICES DIRECTOR BAILEY: Good evening. Terrence Bailey, Director of Community Development. Development Services, actually. As you know, Development Services, you can see our organizational chart. The citizens, the Mayor, the City Administration, myself as Director of Development Services. We have three divisions: the Planning Division whereby we receive site plans, operate the Comprehensive Plan as we've had many discussions about, the update to the Comprehensive Plan.

We act as one of the primary departments for intergovernmental relations as it relates to other municipalities, the chambers and things of that nature. As well we have the Building Department which oversees all construction activity within the City, as well as nuisance abatement, unsafe housing programs, as well the third component is Code Compliance. The Code Department enforces the code, rides around the community ensuring that we have a baseline level of aesthetic and -- and compliant elements of the city. Budgetary modifications, as discussed previously on Saturday, we had -- there's a request to change the name to Development Services. We had a robust discussion on Saturday about the outsourcing of elements of Development Services and a realignment of department structure in the way of the full integration of code compliance into community -- Development Services Division.

Our FY '18 goals are as stated, to update the Comprehensive Plan and Land Development Regulations. We had -- we had a robust discussion about the moratorium and the council's vision for the community two council meetings ago, and that is one of the primary focuses of our division, bringing the type of community forward that the council and the community wants to see. We are intently focused on producing a request for proposal for updating the Comp Plan and changing those elements of the Land Development Regulations to facilitate the community that we have discussed.

As well the -- by the beginning of this fiscal year, there will be a full integration of code compliance into the division. As discussed on Saturday, there is one FTE, the neighborhood sector plan coordinator that was being transferred out of Community Development into the Economic Development sector -- division that is being created.

With that, we'll take any questions.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

CHAIR PRO TEM DAVIS JOHNSON: Does the 26-count staffing level include Code?

DEVELOPMENT SERVICES DIRECTOR BAILEY: Yes.

CHAIR PRO TEM DAVIS JOHNSON: Do we have a code administrator at this point? Will we not be looking to fill that position? Where are we with that?

DEVELOPMENT SERVICES DIRECTOR BAILEY: As of today Miss Bostic is the interim code administrator.

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

DEVELOPMENT SERVICES DIRECTOR BAILEY: We are in a transition right now as Code is transitioning from police to community development. And we have not made, with the executive office, a definitive determination on how the model that we will operate will work as it is being integrated into the Building Division.

CHAIR PRO TEM DAVIS JOHNSON: So will Code remain where it is or -- because I -- I'm imagining that -- do you have space here to house them?

DEVELOPMENT SERVICES DIRECTOR BAILEY: No, we do not have space here to house them. That is all part of the transition plan that we're working on for the integration of Code and the Development Services.

CHAIR PRO TEM DAVIS JOHNSON: Just to figure out how you're going to interact with the locations being remote?

DEVELOPMENT SERVICES DIRECTOR BAILEY: Well, we're looking at a total holistic model of how we're going to deliver the service. And in that model will be collocation, how management function will -- will operate, especially considering that this will be a component of the Building Division and how that will work with the building official and the management responsibilities working with both Building and Code Compliance. So we're working on bringing forward a model on how physical location and management responsibility will be operated as we bring these two divisions together.

COUNCILPERSON PARDO: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON PARDO: So how many code officers do we have right now?

DEVELOPMENT SERVICES DIRECTOR BAILEY: As of today I believe it's two or three. And there's three or four open positions. I don't have that count with me.

COUNCILPERSON PARDO: All right. So is there a reason why we haven't filled those positions?

DEVELOPMENT SERVICES DIRECTOR BAILEY: We're in the process. As you know --

COUNCILPERSON PARDO: Have they been advertised?

DEVELOPMENT SERVICES DIRECTOR BAILEY: Yes. They've been advertised. There were -- in anticipation of this integration, both Mr. Gagnon and Miss March sat in on interviews so we're at the point of final selection of individuals and moving them forward in the process. So the process is ongoing.

COUNCILPERSON PARDO: And the individuals that are -- that you're looking for, are they already certified or are you expecting the City to pay for their certifications?

DEVELOPMENT SERVICES DIRECTOR BAILEY: I believe from my understanding, the individuals who were interviewed all -- and being considered, all had existing certification.

COUNCILPERSON PARDO: Okay. Thank you.

CHAIRPERSON MILLER-ANDERSON: Anyone else? All right. Thank you.

CITY MANAGER EVANS: Madam Chair, if I may.

CHAIRPERSON MILLER-ANDERSON: Go ahead.

CITY MANAGER EVANS: At the July 19th meeting of the City Council, staff will be bringing forward a discussion as it relates to the outsourcing of the Building Inspection Services and potential Code Enforcement functions. Previous to this meeting the Council had discussions with CAP government about the possibility of looking at a contract modification. And so we'll be bringing that forward for discussion and seeing which way the Council would like to go on that particular item. Whichever is the pleasure of the Council will be incorporated in the fiscal year 2018 budget. But I did want to mention that will be coming before you at the July 19th meeting of the City Council.

CHAIRPERSON MILLER-ANDERSON: Okay. All right.

DIRECTOR OF PUBLIC WORKS JOHNSON: Good evening, Council.

CHAIRPERSON MILLER-ANDERSON: Good evening.

DIRECTOR OF PUBLIC WORKS JOHNSON: Brynt Johnson, Director of Public Works. As you can see based on the organizational chart, we're pretty much structured like most departments. The divisions within Public Works are Engineering, Fleet Services, Property Maintenance, Stormwater Management and Streets and Grounds.

The Public Works budget modifications includes establish an internal service fund

for the Fleet Management Services and consolidate management of all vehicles into the Fleet Management Division. Currently we oversee and handle the acquisition, maintenance and disposal of all of the general employees' vehicles. We do not currently do fire and police, but under this plan that would include the police vehicles. Still not fire, right? Still not fire, just police vehicles?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Oh, not fire. Right.

DIRECTOR OF PUBLIC WORKS JOHNSON: Just -- not fire.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: (Unintelligible). Right.

DIRECTOR OF PUBLIC WORKS JOHNSON: Police vehicles. The fiscal year '18 goals are to maintain a safe and efficient transportation network for our citizens and to complete the APWA Self-Assessment Process to prepare for accreditation. We anticipate hopefully -- they give you three years to complete the accreditation. We're in year two. I don't want to have to extend it. They do allow extensions but I don't want to have to extend. So hopefully we'll have that accreditation by the end of next year, is what I'm hoping. No -- there was no change in the staffing levels or FTEs, as you can see, for the proposed fiscal year. And bottom right-hand corner is a list of all of the capital projects being handled out of Public Works. If anyone has any questions on any particular project I'll be more than happy to answer.

CHAIRPERSON MILLER-ANDERSON: Any questions from up here?

COUNCILPERSON PARDO: Yes, Madam Chair.

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON PARDO: This is for the City Manager. So have you looked at possibly taking the Street crew, I guess you'd call it, or the Parks and Rec staffing and move them over to Public Works? You know, the -- the guys that do the -- all the lawn maintenance people.

CITY MANAGER EVANS: We have looked at that model, but we would like an additional year to be able to -- to look at that. But the discussions have had -- we've had the discussions with possibly moving it over to Parks and Rec or vice versa. But we have had the internal conversations, but we think it would require a little bit more time for us to do some additional research to find out what's the most appropriate function and -- and where should they be housed.

CHAIRPERSON MILLER-ANDERSON: How -- how long have they been with -- in the positions -- in the departments in which they're in now?

DIRECTOR OF PUBLIC WORKS JOHNSON: It's -- the way that it is has been the way -- been that way since I've been here.

CHAIRPERSON MILLER-ANDERSON: Okay.

DIRECTOR OF PUBLIC WORKS JOHNSON: And I've been here almost nine years.

CHAIRPERSON MILLER-ANDERSON: Okay.

COUNCILPERSON DAVIS: Where are they now? Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON DAVIS: Where are they now, Streets?

CHAIR PRO TEM DAVIS JOHNSON: Public Works.

DIRECTOR OF PUBLIC WORKS JOHNSON: Streets is under Public Works.

COUNCILPERSON DAVIS: Okay.

CHAIRPERSON MILLER-ANDERSON: And so we're asking about changing is over? Is that what you're saying, Miss Pardo?

COUNCILPERSON PARDO: Yeah. Because I -- I thought someone brought it up last year and the year before, also. We -- we talked about it. And I know the former city manager was looking into it. She had her staff looking into it. Just to, you know, keep all of the maintenance people together.

COUNCILPERSON DAVIS: Yeah, in Public Works?

COUNCILPERSON PARDO: In Public Works.

COUNCILPERSON DAVIS: Okay. I understand that.

COUNCILPERSON PARDO: You know, not firing anyone from -- from --

CHAIRPERSON MILLER-ANDERSON: Right. Just moving it, uh-huh.

COUNCILPERSON DAVIS: Yeah.

COUNCILPERSON PARDO: -- Parks. Just putting that whole crew in Public Works.

COUNCILPERSON DAVIS: Yeah. I thought we did that.

COUNCILPERSON PARDO: No. Remember, we -- we all talked about it and she was going to do, like, Mr. Evans is saying, some work on it. Perhaps your two assistants might have a little more info on it.

CITY MANAGER EVANS: The -- the -- the biggest issue and the challenge that we found with that model is just the sheer facilities to be able to accommodate the move of the employees and the equipment, etc. So of course one of the capital projects on here is a

Public Works complex to be able to accommodate that. So in the event that we move forward with said construction, I think you'd be able to have the capacity necessary to move the operations, the Parks operations over to Public Works, and -- and pair up -- 'cause some positions, there is some like skill sets, and some would remain in Parks and some would remain in Public Works or -- or whatever option we would look at. But yeah, that's something we did have an internal conversation about.

COUNCILPERSON PARDO: Do you guys share equipment?

DIRECTOR OF PUBLIC WORKS JOHNSON: Not necessarily. They have their own as far as just general basic maintenance. We all have our own. We will sometimes loan Parks some equipment, some more specialized equipment.

COUNCILPERSON PARDO: Okay.

CHAIRPERSON MILLER-ANDERSON: Anyone else?

COUNCILPERSON DAVIS: Go ahead.

CHAIR PRO TEM DAVIS JOHNSON: How many -- Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

CHAIR PRO TEM DAVIS JOHNSON: How many staff are assigned to Streets and Grounds?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Eighteen.

CITY MANAGER EVANS: Eighteen.

DIRECTOR OF PUBLIC WORKS JOHNSON: Is it?

CHAIR PRO TEM DAVIS JOHNSON: And how many folks are over in Parks Department doing the very -- doing -- because we're talking about the lawn maintenance service, aren't we?

CHAIRPERSON MILLER-ANDERSON: Right.

COUNCILPERSON PARDO: Right.

DIRECTOR OF PUBLIC WORKS JOHNSON: Yes. All the streets and grounds which is all the median cutting.

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

DIRECTOR OF PUBLIC WORKS JOHNSON: Cutting of all the easements, tree trimming in all the right of ways, yes.

CHAIR PRO TEM DAVIS JOHNSON: Okay. And do we know how many are currently doing that in the Parks Department?

CHAIRPERSON MILLER-ANDERSON: Let the record reflect Councilwoman Lynne Hubbard is at -- on the dais.

CITY MANAGER EVANS: Sixteen.

CHAIR PRO TEM DAVIS JOHNSON: So 16 in Parks?

CITY MANAGER EVANS: Sixteen with three part-time.

COUNCILPERSON DAVIS: That's including a total number? Sixteen?

CHAIR PRO TEM DAVIS JOHNSON: No, it's just broken out. Sixteen in Parks. And your number again?

DIRECTOR OF PUBLIC WORKS JOHNSON: Oh, I was told it was 18.

CHAIR PRO TEM DAVIS JOHNSON: Okay. Eighteen in Public Works?

DIRECTOR OF PUBLIC WORKS JOHNSON: Yeah. I think it's 18.

CHAIR PRO TEM DAVIS JOHNSON: Okay.

DIRECTOR OF PUBLIC WORKS JOHNSON: We'll confirm.

CHAIR PRO TEM DAVIS JOHNSON: And so let me understand the integration of police -- consolidation, actually. Consolidation management of all vehicles. So you're bringing police over -- police vehicles so Public Works will then -- that Fleet Services will be responsible for maintaining the inventory?

CITY MANAGER EVANS: Correct. Maintaining the inventory. Insuring that service is done in a timely fashion, tracking the vehicles when they are scheduled for surplus, the acquisition of the vehicles, etc.

CHAIR PRO TEM DAVIS JOHNSON: And who -- and police does that on their own currently?

CITY MANAGER EVANS: Currently police does most of the --

DIRECTOR OF PUBLIC WORKS JOHNSON: Police does all of -- we maintain all of the police vehicles.

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

DIRECTOR OF PUBLIC WORKS JOHNSON: They currently do their own acquisition. We do everything outside of acquisition. We do maintenance and disposal.

CHAIR PRO TEM DAVIS JOHNSON: Okay. So that's what we're doing, we're just bringing them in and we will now be responsible for all things vehicle?

DIRECTOR OF PUBLIC WORKS JOHNSON: Yes.

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh. Okay. Thank you, Madam Chair.

CHAIRPERSON MILLER-ANDERSON: All right. Anyone else?

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON DAVIS: So currently right now, how many employees we have in Vehicle Maintenance total? With police and with -- in your department?

DIRECTOR OF PUBLIC WORKS JOHNSON: For the maintenance of --

CITY MANAGER EVANS: Seven.

DIRECTOR OF PUBLIC WORKS JOHNSON: -- seven.

COUNCILPERSON DAVIS: Seven total filled positions?

DIRECTOR OF PUBLIC WORKS JOHNSON: No. They're not.

CITY MANAGER EVANS: I -- I don't know if they're all filled, no.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: I -- I show two vacancies.

DIRECTOR OF PUBLIC WORKS JOHNSON: Two vacant. That -- that's correct. Two vacancies.

COUNCILPERSON DAVIS: So what's the total of vehicles all together across the city? Do we have a count on that?

DIRECTOR OF PUBLIC WORKS JOHNSON: Almost -- we're just short of 400 vehicles and equipment.

COUNCILPERSON DAVIS: And you have four mechanics?

DIRECTOR OF PUBLIC WORKS JOHNSON: Correct.

COUNCILPERSON DAVIS: Do -- do --

COUNCILPERSON PARDO: And then --

COUNCILPERSON DAVIS: -- one last question.

COUNCILPERSON PARDO: I'm sorry.

COUNCILPERSON DAVIS: So do we -- when we run into an issue where we're kind of running with a lot of heavy traffic on maintenance, do we use some of those -- the local Riviera Beach services to help us out if we run into, like, a tight situation?

DIRECTOR OF PUBLIC WORKS JOHNSON: Yes. We do use outside vendors. There's certain things that we just use outside vendors for, irrespective, like transmission rebuilds. We don't do transmission rebuilds.

COUNCILPERSON DAVIS: Okay.

DIRECTOR OF PUBLIC WORKS JOHNSON: So we send that out. But, yeah, there -- there's occasions where we send it out.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

CHAIR PRO TEM DAVIS JOHNSON: So is this -- with all things being perfect and the three vacancies being filled, is that sufficient to handle everything that is now going to occur with the addition of police?

DIRECTOR OF PUBLIC WORKS JOHNSON: Yes. Well, because we currently maintain police anyway. We just -- because we can't fill those couple of positions, we have to outsource a little bit more than we want to. But once we get those position filled -- positions filled, most of that should be able to stay in house.

CHAIR PRO TEM DAVIS JOHNSON: And so we therefore have sufficient staff that's going to be able to handle the paperwork of monitoring and keeping up and making sure that all things are current and working as they should?

DIRECTOR OF PUBLIC WORKS JOHNSON: Yeah. Probably not before but now since we got new Fleet software we can -- we can handle it.

CHAIR PRO TEM DAVIS JOHNSON: Okay.

COUNCILPERSON PARDO: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON PARDO: And then what about Fire Rescue? Are we still using the County or --

DIRECTOR OF PUBLIC WORKS JOHNSON: Uh-huh. Yes. We still use the County. I mean, they bring their vehicles in for minor repairs, little things. But -- where they need a certified EVT, emergency vehicle technician, they -- County.

COUNCILPERSON PARDO: Thank you.

CHAIRPERSON MILLER-ANDERSON: Anyone else?

COUNCILPERSON HUBBARD: Just one question. You said that -- that you're already maintaining the -- doing the maintenance for the police the -- and the only thing that you will be doing now is keeping inventories when they're brought in and changed out? That's --

DIRECTOR OF PUBLIC WORKS JOHNSON: Yes. We will be doing all of the acquisition. We will control their fleet entirely. The acquisition, the maintenance and the disposal. As of right now we only do maintenance and disposal. So we are currently maintaining their vehicles.

COUNCILPERSON HUBBARD: Now, for the Public Works to do acquisition as opposed to Procurement, how does -- why -- why is that a benefit?

DIRECTOR OF PUBLIC WORKS JOHNSON: Well, we do acquisition through Procurement. Same way police would. Police goes through Procurement to make the acquisition. The difference is we would then be specking out -- we'll be right-sizing vehicles. We'd be giving the departments what they need and not necessarily what they want because in the past we've had departments that have had F-250s when they didn't need F-250s. They could have had -- gotten -- had F -- F-150s easily. So we're right-sizing the fleet. But irrespective of who does it, you still have to go through the Procurement Department.

COUNCILPERSON HUBBARD: So Public Works will be the -- will be the subject matter expert on what vehicles are perfect or correct for the police department? Y'all become the subject matter experts as to what the police department needs?

DIRECTOR OF PUBLIC WORKS JOHNSON: Well, it's a combination of things. I mean, we look at what other communities are doing. We obviously sit down with -- just like we do now with all of the other departments before we make their vehicle purchases for the most part. We either sit down with them, e-mail them. We have some type of discussion on what vehicles we're going to purchase and -- and how that fits their department.

But we also -- if we're going to change a vehicle, for example, Community Development had 250s for their inspectors. Well, the inspectors don't carry ladders. They don't pull trailers. They don't do anything like that. So it was more -- more efficient for us to switch those to F-150s which are more -- cheaper to buy, first -- first of all, and secondly, they're more fuel efficient. And so changes like that. But we'll most certainly -- like I said, we're looking at industry standard. We're talking to the respective departments. So it's more than just us saying what you should have.

COUNCILPERSON HUBBARD: Okay.

CHAIRPERSON MILLER-ANDERSON: All right. Anyone else? Thank you, Mr. Johnson.

DIRECTOR OF PUBLIC WORKS JOHNSON: You're welcome.

COUNCILPERSON HUBBARD: Mr. Manager, before you go into the Parks and Recreation, I want to ask you a question. I know I'm late but I still want to ask the question. I wanted to ask the question about the -- get some clarity on the Community Development. We talked about it, I guess, at our first meeting, and we talked and we were talk -- what - the privatization of -- of our Community Development fields. We were talking about hiring some more people, as well as increasing the pay and looking at an industry standard job description so we might be able to get some more people in. Could you brief me on that before Mr. Blankenship starts?

CITY MANAGER EVANS: Yes. Madam Councilwoman, we will be bringing an item to the Council on July 19th that is going to provide options with regards to the City of Riviera Beach contracting out as well as hiring internal staff so the Council will be able to see what option that they prefer and the costs associated with that and then providing staff with direction as to what you would like to see incorporated in the fiscal year 2017 -- or 2018 budget. So you will get that information in a presentation on the 19th of July.

COUNCILPERSON HUBBARD: The -- the reason I ask is because I kind of heard that another -- again, that at the -- at the Marina Center where we were at our last meeting, but I wanted to find out if it wasn't our consensus at the first meeting that we weren't interested in any privatization, you know, in -- in that area, because we're almost -- you know, if we keep it up, we're going to privatize everything.

CITY MANAGER EVANS: What -- what occurred at the discussion that we had at a regular council meeting concerning the arrangement with CAP. And the direction that was provided with staff was to bring forward some options to consider, and staff would like to do that because the concern we have is -- is twofold: one, the costs associated with us providing the services and our ability to be able to attract qualified and -- candidates for the positions, and the other side is the cost for the -- the contract. And so we wanted to provide an apples-to-apples comparison to the Council at the 19th meeting for the purposes so you can make a policy decision with the information that will be furnished to you.

COUNCILPERSON HUBBARD: And that's exactly what y'all said at -- that's exactly what y'all said on -- at our first -- at our workshop about privatizing in the Community Development Department. But my colleagues can correct me if I'm -- if -- if I'm wrong. I thought regardless -- we knew. We were real clear that there was going to be a cost associated with keeping Community Development in house. There was going to be a cost associated with pairing -- paying a fair and decent wage for Community Development and that we were going to have to have a job description that equated to other industry standards. So to -- I think we start down a slippery slope when we start going in the vein of privatization. And -- and -- and I thought that we were not interested in privatization. But we could have changed our mind before I got here.

CHAIRPERSON MILLER-ANDERSON: No, nothing changed. We didn't change anything before you got here.

COUNCILPERSON HUBBARD: That --

CHAIRPERSON MILLER-ANDERSON: He's bringing the options back for us to hear.

CHAIR PRO TEM DAVIS JOHNSON: Right.

COUNCILPERSON HUBBARD: Or -- at the regular council meeting?

CHAIRPERSON MILLER-ANDERSON: On the 19th.

COUNCILPERSON HUBBARD: Okay. Now, that's what I didn't hear. I thought that we did not want to privatize in that area. Okay. That's not a problem.

CHAIRPERSON MILLER-ANDERSON: We didn't make the decision to do it. He's just going to bring the options so that we can hear it. Let the record reflect that Mayor Masters is on the dais. So is that -- is that, Mr. -- I mean, Miss --

COUNCILPERSON HUBBARD: Yes.

CHAIRPERSON MILLER-ANDERSON: -- Hubbard?

COUNCILPERSON HUBBARD: Yes, ma'am.

CHAIRPERSON MILLER-ANDERSON: Okay.

COUNCILPERSON HUBBARD: Mr. Blankenship.

PARKS AND REC DIRECTOR BLANKENSHIP: Good evening, Mayor and Council, Richard Blankenship, Parks and Recreation Director. The Parks and Recreation Department presently is made up of three divisions: Recreation, Aquatics and Park Maintenance.

Our budget modifications include a transfer of the beach lifeguards, and we've begun that process with the Fire Rescue, and then to realign our organizational structure, which we're evaluating at this time. Our FY '18 goals include updating and repair parks' infrastructure. We've done quite a bit in the last eight or nine months and we will focus - - continue to focus on that in the next budget year and complete a Parks and Recreation master plan. I'm very excited about our opportunity to do a master plan.

It will be the -- the -- the guide book for the Parks and Recreation Department for many years to come. And we're looking forward to -- to that process. As you'll see, our budget is projected to go up 8 percent, but the majority of that is in these infrastructure repairs and -- and things that we will do in the parks. And we have one capital project that we are teaming with Public Works, and actually Public Works is the lead, and that is Cunningham Park construction. Are there any questions?

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON DAVIS: How -- Mr. Blankenship, how long has it been since we've

had a master plan in the Parks and Recreation Department?

PARKS AND REC DIRECTOR BLANKENSHIP: What I saw, I think, was '09.

COUNCILPERSON DAVIS: '09?

PARKS AND REC DIRECTOR BLANKENSHIP: (Nods head).

COUNCILPERSON DAVIS: Was it a complete master plan of all our parks all over the city?

PARKS AND REC DIRECTOR BLANKENSHIP: Well, it's a master plan. It -- I think what -- what we would -- the product that we would come out with now would be quite a bit different than what was done 10 or 11, 12 years ago. It would involve a lot of citizen input and -- and focus groups and -- and that kind of stuff to -- to --

COUNCILPERSON DAVIS: Okay.

PARKS AND REC DIRECTOR BLANKENSHIP: -- that would -- would end in a -- in a nice product.

COUNCILPERSON DAVIS: Cool. And just to bring one thing to your attention: Every, I think, Wednesday over at Cunningham Park, I notice that you have the signs that says Park Closed. But we had some folks that was jumping the fence and playing a game.

PARKS AND REC DIRECTOR BLANKENSHIP: Yeah.

COUNCILPERSON DAVIS: And, you know, had someone nicely let them know that they're not allowed in the park -- 'cause we're -- it's going to be a liability if they keep jumping the fence playing --

PARKS AND REC DIRECTOR BLANKENSHIP: Right.

COUNCILPERSON DAVIS: -- they're playing cricket or something.

PARKS AND REC DIRECTOR BLANKENSHIP: Oh, I don't -- I don't know, sir.

COUNCILPERSON DAVIS: It's on Wednesday night. I saw something on Facebook and then they tagged me. I don't know who else they tagged.

CHAIRPERSON MILLER-ANDERSON: So you knew about it.

COUNCILPERSON DAVIS: But -- yeah. Exactly. You know, and I drove over there, and it was about 30 people jumped the fence was playing a game in the park. But obviously the sign said park's closed.

PARKS AND REC DIRECTOR BLANKENSHIP: Uh-huh.

COUNCILPERSON DAVIS: So we want to make sure that -- and one of the residents

really brought that to everyone's attention. And they want to make sure that the folks that don't live in this community understand that they have to respect the same rules that people within the community must respect.

PARKS AND REC DIRECTOR BLANKENSHIP: And if -- if you see that in the future, please give me a call and we'll get somebody over there right away to take care --

COUNCILPERSON DAVIS: Okay. I -- I wasn't too sure if someone already brought it to your attention.

PARKS AND REC DIRECTOR BLANKENSHIP: No, sir.

COUNCILPERSON DAVIS: But I -- I'll give you a call.

COUNCILPERSON PARDO: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Yes.

COUNCILPERSON PARDO: So what time does the park close?

PARKS AND REC DIRECTOR BLANKENSHIP: Well, Cunningham's closed, period.

COUNCILPERSON PARDO: Oh, because of the construction?

PARKS AND REC DIRECTOR BLANKENSHIP: Right. And it's fenced off. We just repaired the fencing about a month or six weeks ago. So it -- it is, you know --

without --

COUNCILPERSON PARDO: So perhaps we can tell the --

PARKS AND REC DIRECTOR BLANKENSHIP: -- posting somebody --

COUNCILPERSON PARDO: -- the police, whoever's in charge of that district, that if he sees --

PARKS AND REC DIRECTOR BLANKENSHIP: Yes, ma'am.

COUNCILPERSON PARDO: -- or she sees people in the park, they should do something about it.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Yes.

CHAIR PRO TEM DAVIS JOHNSON: Mr. Blankenship, we are being asked to create the one new position of recreational superintendent, but I see that you have a reduction of staff by six. He's in that -- he or she is in that 50 -- in that 47?

PARKS AND REC DIRECTOR BLANKENSHIP: No. That's the lifeguards, but like I -- I mentioned earlier, with the realigning of the organization, that's something that we're talking about right now. So that -- that superintendent position, I think, will materialize, but it may materialize within an already-existing position.

CHAIR PRO TEM DAVIS JOHNSON: So you're talking about just a simple reclassification, then, as opposed to the creation?

PARKS AND REC DIRECTOR BLANKENSHIP: Right.

COUNCILPERSON HUBBARD: Do we have any -- do we have any Park and Recreation superintendents now?

PARKS AND REC DIRECTOR BLANKENSHIP: We do. We have an aquatic superintendent and a park maintenance superintendent.

COUNCILPERSON HUBBARD: Park maintenance superintendent?

PARKS AND REC DIRECTOR BLANKENSHIP: Uh-huh.

COUNCILPERSON HUBBARD: And the recreation superintendent.

PARKS AND REC DIRECTOR BLANKENSHIP: And then -- but we don't have recreation. That's what we --

COUNCILPERSON HUBBARD: That's the one -- right. Right. Right.

PARKS AND REC DIRECTOR BLANKENSHIP: -- that's what we're -- yeah.

COUNCILPERSON HUBBARD: (Unintelligible).

PARKS AND REC DIRECTOR BLANKENSHIP: But we -- there's different ways to skin a cat and we may be able to get that.

UNIDENTIFIED SPEAKER: Oh, don't -- don't say that.

COUNCILPERSON HUBBARD: Okay.

MAYOR MASTERS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

MAYOR MASTERS: Thank you. I -- I want to say that Mr. Blankenship came in to our city and to that department at the time it was a lot of controversy concerning him coming in and taking that position. But as the Mayor I -- I've had an opportunity to work with a lot of department heads one-on-one for various reasons. They don't know when I'm coming. I get -- go over and see what's going on, have talk, conversations, and just see different -- the interactions and the -- whatever's going on.

And I do want to say that since I have known this young man to be on the -- on the job, I have seen him go above and beyond the call of duty as the director. And I want you to know that I have gotten communications from parents and others that also feel the same way. Somewhere I -- I read that, "This is My beloved Son who I'm well pleased." I want to say as it relates to Mr. Blankenship that I am well pleased --

PARKS AND REC DIRECTOR BLANKENSHIP: Thank you, sir.

MAYOR MASTERS: -- with his performance. He's -- he's not my beloved son. I'm just using that as an analogy. That was --

PARKS AND REC DIRECTOR BLANKENSHIP: You can adopt me, though, Mayor.

MAYOR MASTERS: -- scripture. No, I have enough godchildren. Trust me. It's just being analogous of what I've read, but you have done a great job --

PARKS AND REC DIRECTOR BLANKENSHIP: Thank you very much.

MAYOR MASTERS: -- with Parks and Rec. You've done a good job with our children. Aladia Franks there --

PARKS AND REC DIRECTOR BLANKENSHIP: We have a great staff.

MAYOR MASTERS: -- and a great staff. And it seems to be a wonderful team concept. And one of the slogans that Councilwoman Lynne Hubbard and I had when first coming aboard, what was it? Teamwork makes the -- the dream work?

COUNCILPERSON HUBBARD: Yes, sir.

MAYOR MASTERS: Yeah. So I see the dream work because I see the teamwork. So I want to thank you on behalf of the Office of the Mayor. You -- you took a challenge on. I remember when a lot of people didn't know who, what, when and where and how this was going to come out. But you've done a great job, and I look forward to continuing to work with you and the programs and accolades.

PARKS AND REC DIRECTOR BLANKENSHIP: Well, thank you.

MAYOR MASTERS: Thank you.

PARKS AND REC DIRECTOR BLANKENSHIP: And it -- we do have a great staff and that --

MAYOR MASTERS: You do.

PARKS AND REC DIRECTOR BLANKENSHIP: -- they -- they deserve that .

MAYOR MASTERS: You do. Thank you, Madam Chair.

CHAIRPERSON MILLER-ANDERSON: Thank you. You're welcome. I have a question

regarding -- I know we talked about starting -- possibility starting a Youth Council. I know we have not revisited that in a while. I know you wanted to take over it.

CHAIR PRO TEM DAVIS JOHNSON: District 3 is working on that. Uh-huh.

CHAIRPERSON MILLER-ANDERSON: Where -- where are you with it? Were you trying to put in the budget for -- the upcoming budget or what?

CHAIR PRO TEM DAVIS JOHNSON: Well, we (unintelligible) but that's for schools. That \$50,000 that we allotted is for schools. I've been looking around the country to see what the costs are for various councils and what the make-ups --

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

CHAIR PRO TEM DAVIS JOHNSON: -- are. So we're looking at language. We're looking at budget. I would like to reserve the right to come back and ask Council for dollars to be put into a line item to support a Youth Council once all information is obtained and shared with this Council and we've had an opportunity to discuss and deliberate.

CHAIRPERSON MILLER-ANDERSON: Okay. I know -- was there a specific time? Were you trying to start at the beginning of the school year or --

CHAIR PRO TEM DAVIS JOHNSON: That's the plan, yes, ma'am.

CHAIRPERSON MILLER-ANDERSON: Okay. Because in terms of funds, do -- do we have funds anywhere that we have not utilized that we may be able to put some of that towards that amount? I know that I do -- I would be willing to give the \$1,000 of the Utility District stipend that I do not get, that 12,000. I would be willing to contribute that to it if we needed that to get started.

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

CHAIRPERSON MILLER-ANDERSON: Because the money is going somewhere. And if it's going to go anywhere I would prefer that it goes towards trying to get that started. As you know, that was one of the things that I -- you know, we kind of observed when we were at the --

CHAIR PRO TEM DAVIS JOHNSON: League of Cities last year.

CHAIRPERSON MILLER-ANDERSON: -- League of Cities last year.

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

CHAIRPERSON MILLER-ANDERSON: And we wanted to try to bring that here. So I wanted to, you know, not prolong it and -- and that way we have it for a full year.

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

CHAIRPERSON MILLER-ANDERSON: So to start it as much as possible at the

beginning of the school year.

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

CHAIRPERSON MILLER-ANDERSON: I would be willing to give that 12,000 to at least get it started. And I don't know if we have any -- any additional funds that would be available to kind of give it a boost.

CHAIR PRO TEM DAVIS JOHNSON: I -- I'm not sure. I think there are some -- how do we handle the police forfeiture funds? Is that -- can that be used for this purpose as a manner in which we could consider that, pretty much like prevention?

COUNCILPERSON PARDO: Uh-huh. Absolutely.

CITY MANAGER EVANS: Currently we have \$25,000 in the budget. We can utilize police forfeiture funds, but if it's an ongoing program that we look to continue, we can't utilize forfeiture funds to supplant something that's in the budget. We do have other funds that are available in contingency that we could pull for the purposes if the Council wanted more than the \$25,000 that we have allotted. So we do have some money that is left from the -- and -- and certainly I think we need to -- to look to appropriate -- to make sure that's appropriated. Again, the monies for fireworks, we have \$25,000 that we had set aside for this year.

COUNCILPERSON PARDO: Right. But we didn't do anything with it.

CITY MANAGER EVANS: But I would -- but -- but I -- we had that money that I would recommend rebudgeting. But then you have about \$111,000 from the money that was remaining from the \$300,000 appropriation request for the Summer Youth Employment. So you have about \$111,000 that's remaining so you can utilize a portion of that or you can -- or that will end up -- unless it's earmarked, will roll into fund balance.

CHAIRPERSON MILLER-ANDERSON: Well, before we get to -- and the reason I brought it up during Parks and Rec, because I know many of the communities -- the municipalities utilize the Parks and Rec to kind of oversee it.

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

CHAIRPERSON MILLER-ANDERSON: There's several different departments. But Parks and Recs is one of the departments that typically oversee the Youth Councils. I know you're talking about the forfeiture funds for the police. But I wanted to -- when we get to police, I did want to bring up the discussion about a PAL Program.

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

CHAIRPERSON MILLER-ANDERSON: So that may be something we -- once we get there, if we may want to use the forfeiture funds to go along with the PAL.

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

CHAIRPERSON MILLER-ANDERSON: Just -- if you just keep that in your mind while we're thinking about those things.

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh. I was just thinking about the forfeiture funds to start us. And then we -- moving forward, we can identify dollars to be put into the budget to sustain the Youth Council.

CHAIRPERSON MILLER-ANDERSON: Can we hold off for a few until we get to police and then kind of talk a little bit about the PAL?

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

CHAIRPERSON MILLER-ANDERSON: Because I think PAL is going to -- if we decide to do that, it will require quite a bit of funds.

CHAIR PRO TEM DAVIS JOHNSON: Okay.

CHAIRPERSON MILLER-ANDERSON: And we may -- that may be a little more appropriate for it to be with the forfeiture funds.

COUNCILPERSON DAVIS: Madam Chair?

CHAIR PRO TEM DAVIS JOHNSON: That's fine. But if I -- if I just may ask the Manager a question.

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

CHAIR PRO TEM DAVIS JOHNSON: The 25,000 that you mentioned, you're -- you're talking about the dollars that we set aside for schools, correct?

CITY MANAGER EVANS: That -- that is correct.

CHAIR PRO TEM DAVIS JOHNSON: Okay.

CITY MANAGER EVANS: Yes, ma'am.

CHAIR PRO TEM DAVIS JOHNSON: All right. Now, are we --

COUNCILPERSON DAVIS: Madam Chair?

CHAIR PRO TEM DAVIS JOHNSON: -- are we still going to move forward? Because we -- we each got an allocation of dollars. Or are we just --

CHAIRPERSON MILLER-ANDERSON: For what?

CHAIR PRO TEM DAVIS JOHNSON: For the school -- for the schools. I -- was there -
-

CHAIRPERSON MILLER-ANDERSON: We --

CHAIR PRO TEM DAVIS JOHNSON: -- wasn't there an --

CHAIRPERSON MILLER-ANDERSON: -- wasn't it a total of 25,000?

CITY MANAGER EVANS: It's -- it's just a lump sum.

COUNCILPERSON DAVIS: No. (Unintelligible).

CHAIRPERSON MILLER-ANDERSON: It's a total.

CHAIR PRO TEM DAVIS JOHNSON: So it's just a total amount?

COUNCILPERSON DAVIS: Yeah.

CHAIR PRO TEM DAVIS JOHNSON: Because what we -- we talked about was after-school programs. We talked about --

CHAIRPERSON MILLER-ANDERSON: Right.

CHAIR PRO TEM DAVIS JOHNSON: -- assisting the schools with tutoring on site and -
- and that kind of thing.

CHAIRPERSON MILLER-ANDERSON: But I think that was kind of prior to us starting our after-school program, I believe. That conversation was had before.

CHAIR PRO TEM DAVIS JOHNSON: Right.

CHAIRPERSON MILLER-ANDERSON: 'Cause at that time we didn't have anything in place with after-school.

CHAIR PRO TEM DAVIS JOHNSON: Right. But I believe that based upon the meeting that we had just the other day with the schools --

CHAIRPERSON MILLER-ANDERSON: Uh-huh. Uh-huh.

CHAIR PRO TEM DAVIS JOHNSON: -- those dollars could probably be appropriated --

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

CHAIR PRO TEM DAVIS JOHNSON: -- based on some of the needs and some of the action items that the --

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

CHAIR PRO TEM DAVIS JOHNSON: -- schools have indicated that they need to complete or things that they actually need. So maybe that's a consideration there.

CHAIRPERSON MILLER-ANDERSON: For the 25?

CHAIR PRO TEM DAVIS JOHNSON: For the 25.

CHAIRPERSON MILLER-ANDERSON: Yeah. Which is a whole 'nother conversation. But, yeah, so we may not want to --

CHAIR PRO TEM DAVIS JOHNSON: Absolutely.

CHAIRPERSON MILLER-ANDERSON: -- touch what they're talking about for the Youth Council or PAL if that's the case.

CHAIR PRO TEM DAVIS JOHNSON: Okay.

CHAIRPERSON MILLER-ANDERSON: So --

COUNCILPERSON DAVIS: Madam --

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON DAVIS: Okay.

CHAIR PRO TEM DAVIS JOHNSON: Thank you for the offer of the 12,000 to start.

CHAIRPERSON MILLER-ANDERSON: Sure. I -- I want to see it happen. I really do.

CHAIR PRO TEM DAVIS JOHNSON: I appreciate it.

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

COUNCILPERSON DAVIS: One of the things that I want to make sure we can -- take in consideration, who are we going to work with to address the -- programming all these programs that we have? The structure? I see these different programs. I see the PAL. I see the Explorer Program the Chief is working on.

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

COUNCILPERSON DAVIS: And this Youth Council.

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

COUNCILPERSON DAVIS: There's going to be a cost associated with the staff that's going to be committed to that.

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

COUNCILPERSON DAVIS: That's not going to be a position that -- a dual position. So we -- we -- we might want to reach out to the Palm Beach County League of Cities and see if we can get some support, some recommendations on how we want to --

CHAIRPERSON MILLER-ANDERSON: Yeah. That was -- yeah. We had -- I know I

started looking at it. I'm sure Miss Davis Johnson has come across that, as well.

CHAIR PRO TEM DAVIS JOHNSON: Absolutely. And I've actually, you know, looked to some of the municipalities that were at the National League of Cities.

CHAIRPERSON MILLER-ANDERSON: Right.

CHAIR PRO TEM DAVIS JOHNSON: Getting information from them on their various programs, because some of the cities had a large contingency.

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

CHAIR PRO TEM DAVIS JOHNSON: But we may not necessarily be able to meet a large contingency as was displayed when we were there, but certainly we can create something and, you know, we have enough schools --

CHAIRPERSON MILLER-ANDERSON: Build on it.

CHAIR PRO TEM DAVIS JOHNSON: -- within the city where we can include a certain number of students. And then you just can invite the others to participate and be active members.

CITY MANAGER EVANS: Right.

CHAIRPERSON MILLER-ANDERSON: Right.

CHAIR PRO TEM DAVIS JOHNSON: But we need to have a delegation that can -- that can set the tone for the leadership and be able to, you know, corral and galvanize the excitement of their peers.

CHAIRPERSON MILLER-ANDERSON: Right. I agree.

MAYOR MASTERS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Yes.

MAYOR MASTERS: Just two brief comments. On the Youth Council, I -- I would ask that our council would consider the Youth Empowerment Program with the young -- some of the young people that are involved with Youth Empowerment to be involved in --

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

MAYOR MASTERS: -- in the Youth Council if that will work, or at least give them the exposure to it.

The second thing which I -- I have seen in other cities, maybe something we may want to explore and look at that, maybe once a quarter -- our counterparts maybe can sit with us part of the time and -- and actually get some on-the-job training and -- and see us right here. That's something that is being worked -- being tried at other cities. It seems

to work well so I just thought I'd mention that to you.

CHAIRPERSON MILLER-ANDERSON: Okay.

COUNCILPERSON HUBBARD: Madam Chair. (Unintelligible) --

MAYOR MASTERS: Madam Chair and Miss Tonya Davis Johnson.

CHAIRPERSON MILLER-ANDERSON: All right. Miss Hubbard?

MAYOR MASTERS: Thank you.

COUNCILPERSON HUBBARD: I wanted to ask the Manager about the \$111,000. Why do we have \$111,000 when we could have put those dollars to work -- put the -- give -- put children to work with those dollars?

CITY MANAGER EVANS: Because for us to be able to staff up, to be able to run that program would have required a lot of -- we -- and when we started the program it was significantly late. So we put together as many resources as we possibly could to be able to move the program forward. And based on the time frame in which we started, conceivably the best way we can run the program was to have it just for over -- it's about a hundred kids in totality that we are serving.

So there's \$111,000 that is remaining from the \$300,000 appropriation that unless the council here marks it for some specific purpose in a subsequent budget, it will roll into fund balance. But based on -- the reality is based on when the program started we could not be able to get all the resources in place to be able to -- and -- and not having the capacity to be able to handle that without adequate planning.

Now, in future, if we start planning now, in -- for next summer we would be able to handle more students. But currently we didn't have the capacity.

COUNCILPERSON HUBBARD: Two -- two things I'll say to that is one -- one, the truth of the matter is that if we were paying -- if we were -- there -- the true intent was not to take the \$300,000 and pay the children's salary. But since staff thought it better that that's what we do with the money, we could have/should have been able to place more children in the community and use those dollars to pay salaries with if that was going -- what we were going to do.

Secondly, I will always contend that have the program that was -- been designed when we first started was executed, we would have had a sufficient amount of time to execute the summer Youth Employment Program that had been worked on to -- to -- to the time of -- of execution. So that wasn't -- the new program that was designed, that's what we didn't have time to execute. But the original program, we had quite a bit of time.

COUNCILPERSON DAVIS: Madam Chair. Madam Chair.

CHAIRPERSON MILLER-ANDERSON: All right. Thank you. Uh-huh.

COUNCILPERSON DAVIS: One last question for Mr. Blankenship.

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

COUNCILPERSON DAVIS: Mr. Blankenship, could you have your staff come to maybe the next budget workshops and give a report on the after-care program?

PARKS AND REC DIRECTOR BLANKENSHIP: Sure.

COUNCILPERSON DAVIS: Just kind of just financially where we are and how it's working.

PARKS AND REC DIRECTOR BLANKENSHIP: Uh-huh.

COUNCILPERSON DAVIS: You know, how many youth we have participating. I'd like to hear -- hear that.

PARKS AND REC DIRECTOR BLANKENSHIP: Okay.

COUNCILPERSON DAVIS: How they're doing. Thank you.

CHAIRPERSON MILLER-ANDERSON: All right. Any other questions for Parks and Rec? Thank you.

PARKS AND REC DIRECTOR BLANKENSHIP: Thank you.

COUNCILPERSON HUBBARD: Mr. Blankenship, they're -- Wells Recreation Center. You know the door that was off the small utility building there? Did you ever -- were you ever able to get that door replaced? It's a --

MAYOR MASTERS: Way in the back?

COUNCILPERSON HUBBARD: Way in the back. And --

PARKS AND REC DIRECTOR BLANKENSHIP: Where the -- at the stadium?

MAYOR MASTERS: Uh-huh.

COUNCILPERSON HUBBARD: Yes.

PARKS AND REC DIRECTOR BLANKENSHIP: We -- we have and it continues to get kicked in so --

COUNCILPERSON HUBBARD: Taken off?

PARKS AND REC DIRECTOR BLANKENSHIP: Yeah.

COUNCILPERSON HUBBARD: Okay.

PARKS AND REC DIRECTOR BLANKENSHIP: But we continue to repair it, as well.

COUNCILPERSON HUBBARD: Okay.

MAYOR MASTERS: Put an alarm on it.

CHAIR PRO TEM DAVIS JOHNSON: What's -- what's stored in this building?

PARKS AND REC DIRECTOR BLANKENSHIP: Well, they're -- I think the door she's talking about is to the bathrooms.

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

PARKS AND REC DIRECTOR BLANKENSHIP: But then there's fertilizers and chemicals that are stored in the front of that building. And we've moved those to another building that we can keep the doors on more effectively.

COUNCILPERSON HUBBARD: So maybe we need one of the those red signs that say, "No chemical and fertilizer stored here anymore," or something. I mean, just to save the door 'cause -- because somebody must have known that that's what used to be in there.

PARKS AND REC DIRECTOR BLANKENSHIP: But they weren't stealing it. They weren't stealing it. They were just kicking in the door.

COUNCILPERSON PARDO: Huh.

COUNCILPERSON HUBBARD: Okay.

MAYOR MASTERS: And maybe put a camera there or something.

CHAIRPERSON MILLER-ANDERSON: Thank you.

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

CHAIRPERSON MILLER-ANDERSON: Yes.

CITY MANAGER EVANS: Just for the -- the board's edification and -- and to -- to bring this to light again, that there is no money that has been appropriated in the event that the council wants to proceed forward again with the Summer Youth Employment Program. So if that is something that the council wishes to do, there needs to be some money appropriated. And then staff can work with us Business Sector counterparts sooner rather than later to be able to bridge the gap in the funding. But this particular budget does not have any monies associated with that and so --

COUNCILPERSON HUBBARD: Mr. -- Mr. Chair -- Madam Chair? Well, I'd like to see the 111,000 rolled over for this --

COUNCILPERSON DAVIS: You can't do that.

COUNCILPERSON HUBBARD: -- preparation -- he just said -- he just asked if that's what we wanted to do. If we don't do it, it will go into the fund balance.

COUNCILPERSON DAVIS: Oh, we can make that decision now?

CITY MANAGER EVANS: If -- if the -- if it's the pleasure of the council to do so, we can incorporate that in -- in to the budget.

COUNCILPERSON DAVIS: I -- Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON DAVIS: One of the things I would like to see us do is to -- to really strongly coordinate and challenge CareerSource to put the funds into this community. Not a piece of it but the right -- the stuff that we deserve.

They're taking millions of dollars off of our statistics and -- and our unemployment rate and the way our -- our city's designed. We need to get more money from CareerSource and to pursue it. We shouldn't have to come out this much -- while we don't mind doing it, but someone need to be sitting down and having a discussion with them say, Hey, listen, Riviera Beach want their share. We want to continue these programs and we want to see you all give just as much as we're giving.

They're getting over \$30 million a year and how much we getting? And that's what -- you know, we as a city, we need to come together and really challenge them to work with us and get the dollars that we deserve from them. 'Cause the State's sending the money down but we're not getting it.

COUNCILPERSON HUBBARD: You're absolutely correct. We had a big meeting with about six people including the CEO from Workforce Alliance here letting them know what our intention was and how we wanted -- you know, in the front-end when they start applying to the State that our statistics and our demographics will stand alone, because what our intent was and what we wanted to do was a lot grander than what they were going to -- they had 50 positions and they said 25 for Belle Glade and 25 for us, you know?

COUNCILPERSON PARDO: Uh-huh.

COUNCILPERSON HUBBARD: So we know it was more money, more positions came down than that. So we were telling them that's not, you know, what we were hoping to see. And I think with Commissioner Mike Bernard being on -- on -- on that -- on that board now, he can tell them what this particular -- what -- what District 7 needs, including the Belle Glade -- the Belle Glade area. We want more money than that. You're absolutely right.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

COUNCILPERSON PARDO: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Miss Davis Johnson, then Miss Pardo.

CHAIR PRO TEM DAVIS JOHNSON: When was that meeting held, Commissioner?

COUNCILPERSON HUBBARD: The Mayor had a meeting.

CHAIR PRO TEM DAVIS JOHNSON: Our mayor?

COUNCILPERSON HUBBARD: Yes. And I don't remember. I can ask him

what -- what date was that. That was -- it was -- it was premised on the big -- on the job fair. So all of them came because they were going to be a part of the job fair and they wanted to be a part in two veins. One in training and one in employment.

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

COUNCILPERSON HUBBARD: And that since we had all the bodies to the table, we were able to broach that subject at that time.

CHAIR PRO TEM DAVIS JOHNSON: Okay. I guess when the Mayor comes back to the dais, it will be helpful if -- if we all got a -- a notice of it, because I do believe that there are strengths in --

COUNCILPERSON HUBBARD: The Mayor didn't stay for the meeting.

CHAIR PRO TEM DAVIS JOHNSON: Oh, he's not staying?

COUNCILPERSON HUBBARD: He didn't stay for that meeting.

CHAIR PRO TEM DAVIS JOHNSON: Okay. But I'm saying with him having

the -- I'm sorry.

COUNCILPERSON HUBBARD: But he was able to organize the meeting and get the people to the table.

CHAIR PRO TEM DAVIS JOHNSON: Right.

COUNCILPERSON HUBBARD: And it -- it was quite advantageous.

CHAIR PRO TEM DAVIS JOHNSON: I'm sorry that you made me laugh out loud. But what I'm -- what I'm saying is it would be helpful if the balance of the council could get a copy of the notice of the meeting so that we can just kind of -- if we wanted to attend.

CHAIRPERSON MILLER-ANDERSON: Well, that was a part of the job fair, you know?

CHAIR PRO TEM DAVIS JOHNSON: I -- I understand but -- but when we're talking

about --

COUNCILPERSON HUBBARD: (Unintelligible).

CHAIR PRO TEM DAVIS JOHNSON: -- but when we're talking about the overall allocation of -- of jobs --

COUNCILPERSON HUBBARD: Yeah.

CHAIR PRO TEM DAVIS JOHNSON: -- I'm thinking that's important for us to know that that conversation's going to happen.

COUNCILPERSON HUBBARD: Not -- not really know that it would dwarf or -- or -- well, morph into that subject.

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

COUNCILPERSON HUBBARD: Because they were there.

CHAIR PRO TEM DAVIS JOHNSON: Okay.

COUNCILPERSON HUBBARD: So you know, when you get your captive audience at - audience at the table, you ask them all the questions you want to ask them regardless of what they came to dinner for.

CHAIR PRO TEM DAVIS JOHNSON: Right.

COUNCILPERSON HUBBARD: So they came to the table for the training program that they -- they were offering and they came to the -- for the job fair piece. So we -- so just took advantage of them being there because they brought their CEO with them and talked about that.

CHAIR PRO TEM DAVIS JOHNSON: I -- I -- I -- and I ask that so that, you know --

COUNCILPERSON DAVIS: Yeah.

CHAIR PRO TEM DAVIS JOHNSON: -- we could follow up, you know?

COUNCILPERSON HUBBARD: Uh-huh.

CHAIR PRO TEM DAVIS JOHNSON: Individual council people so that they -- if they are constantly seeing Riviera Beach, Riviera Beach, you know --

COUNCILPERSON HUBBARD: Yeah. Uh-huh.

CHAIR PRO TEM DAVIS JOHNSON: -- they understand that we are very serious about our allocation. So Mr. Mayor, thank you for putting that meeting together that Miss Hubbard, Councilwoman Hubbard was just sharing. But that's the reason that I ask about that, so that we would be able to follow up with -- with that agency and express our

concerns and our desires to get a larger distribution.

COUNCILPERSON HUBBARD: Piece of the pie.

CHAIRPERSON MILLER-ANDERSON: Okay.

COUNCILPERSON DAVIS: Absolutely.

CHAIRPERSON MILLER-ANDERSON: Miss Pardo, did you still have a comment?

COUNCILPERSON PARDO: Yes, I did.

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON PARDO: I have a question for the City Manager. So going back to the Youth Program, do we know how many businesses --

CHAIRPERSON MILLER-ANDERSON: You need to pull your mike up.

COUNCILPERSON PARDO: Do we know how many businesses are participating in the program, local businesses --

COUNCILPERSON HUBBARD: (Sneeze).

CHAIRPERSON MILLER-ANDERSON: Bless you.

CHAIR PRO TEM DAVIS JOHNSON: Bless you.

COUNCILPERSON HUBBARD: Thank you.

COUNCILPERSON PARDO: -- meaning Riviera Beach businesses?

CITY MANAGER EVANS: That -- at this particular moment I do not have that data on me, but I can provide that to the council in an e-mail. I can certainly do that.

COUNCILPERSON PARDO: Yeah. I'd like it by next week, please.

CITY MANAGER EVANS: That's fine.

CHAIRPERSON MILLER-ANDERSON: All right. Anyone else? All right. Ready for Library.

COUNCILPERSON HUBBARD: (Sneeze).

CHAIR PRO TEM DAVIS JOHNSON: Bless you.

COUNCILPERSON HUBBARD: Thank you.

LIBRARY DIRECTOR COBB: Good evening. I'm Cynthia Cobb, Library Director. The

org chart for the library is a little blurred, but what we have is an alignment of our structure to become an independent department, not reporting directly to Finance and Administrative Services anymore, and outsourcing information technology functions to a third-party vendor and adding an assistant library director position.

The three -- I want to go back one more. The three service levels at the very bottom, Adult Services, Youth Services, Cultural and Research Services. Each one of those components have a programming, collection development component and outreach in some way or the other. Either through an adult audience or through a children's and YA audience or a community audience that we tend to work with.

Our goals for the fiscal year '18, first is our construction of the new library project, creating and maintaining a culture that embraces cutting-edge technology, increasing the accessibility and availability of library services throughout the Riviera Beach service area, expanding our resource sharing opportunities and designing and implementing a marketing strategy. I want to talk a little bit about each one of those because they're very near and dear to the library community and, of course, the community at large, as well.

The construction project began as far back as 2016 and that process has been struggling as we get to this point. I thought very briefly on my own that we're pretty much on life support now with that particular project. And we're hoping that we'll get some real clear direction on where go from here on that. Creating the culture that embraces cutting -- cutting-edge technology. We are a very viable and -- and -- and accessible component to the community, and people come to us looking to find and embrace a lot of the things that they experience in other communities, be it here in Palm Beach County or in other parts of the country that they may reside.

Our audience, because we're public, can range anywhere from preschoolers to seniors to homeless to just -- just a wide variety of -- college students, as well, but a -- a large variety of users that come looking for things that are very similar to what they're accustomed to in other places, increasing our accessibility and availability of the services. Sometimes -- most of the times it's not always the physical space, just access to technology that will allow them to use certain devices that they have. 3D printers have been -- has become a very popular request. We don't offer that. But that's something that we look to hopefully expand as we look toward or new building.

Expanding our resource sharing opportunities. Currently we are a member of the Cooperatives of the Palm Beaches, which includes all of the local municipalities in this general region, Lake Park, North Palm Beach, the City of West Palm Beach. The County Library System kind of pulls us all together. Boynton, Boca and Delray. So as a result of being a member of that Cooperative, we have the opportunity to share resources among ourselves. We have an opportunity for people who may not have access to actually physically going to one of those locations. We can actually borrow material from them and we do the same -- the same. So with that type of cooperation or -- and collaboration, we feel very well connected to other libraries within the county. And of course our marketing strategy.

Right now we get accused quite a bit for not knowing what we do, because we just don't have the resources to promote the things that we do. We have a children's library and myself and a reference position that primarily works with adults, and as a result we find ourselves wearing many hats. And sometimes we wear one hat very good and sometimes we kind of put on so many till we -- it's not very clear sometimes exactly how well we wear our particular hats. So as a result that's an area we certainly want to improve in. This is also the year for us to update our three-year strategic plan. It -- it's already in motion so -- and it will have to be completed by October 1 of this year in order to qualify for state aid, Funding for Libraries. In terms of our budget, you'll see from 2016 to where we are now, we had a significant increase, and a lot of that has to do with our heightened level of security. We are very well secured at the library right now. Two armed guards and a metal detector.

COUNCILPERSON DAVIS: Wow.

COUNCILPERSON PARDO: One?

LIBRARY DIRECTOR COBB: Okay? One metal detector and two armed guards.

COUNCILPERSON PARDO: Do they rotate or --

LIBRARY DIRECTOR COBB: They are there for every operating hour that we are open.

COUNCILPERSON PARDO: Two guards?

LIBRARY DIRECTOR COBB: Two guards.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Councilwoman Davis Johnson.

CHAIR PRO TEM DAVIS JOHNSON: Was there an incident that dictated this need for two armed guards?

LIBRARY DIRECTOR COBB: Not to my knowledge, Councilwoman Davis.

CHAIR PRO TEM DAVIS JOHNSON: Hmm.

COUNCILPERSON DAVIS: Madam -- Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Mr. --

CHAIR PRO TEM DAVIS JOHNSON: Well, when --

CHAIRPERSON MILLER-ANDERSON: -- okay. Hold on. Go ahead.

CHAIR PRO TEM DAVIS JOHNSON: -- Mr. City Manager, can you tell us why we have two armed guards and the metal detector at the library?

CITY MANAGER EVANS: Currently we had one armed guard that was in the library and what they would do is there was no coverage at the front. They would kind of meander through the building. And so people can come in and -- come and go as they please.

So in order to duplicate the level of services that's here at the City Hall, we requested that additional guard be posted and the same type of services as people traverse through the library, same thing that they would experience here. They're -- they don't go through a scanner but their bags get checked before they do enter the library.

Also I -- I would also bring to your attention the City of Miami experienced an issue similar to this not too long ago with respect to a shooting in their library. And ours was done as a pre-emptive measure that was -- that was anticipated to be in place prior to the start of -- or prior to that particular incident. So it was a duplication of the services here at City Hall that are over at the library. And I -- and to date I have not received any remarks from patrons concerning the security.

CHAIR PRO TEM DAVIS JOHNSON: I -- I -- I don't know. It may just be me, but I think that that's quite menacing to have two armed guards, given the square footage of our library and the space to move around. I -- I've seen them checking the bags, you know, when folks are walking in. But that just seems to me to be a tad bit overboard to have two armed guards in that facility, unless someone else can, you know, give me a reason as to why that actually should occur, because we have the two armed guards here so if something were to happen you have the one and you have the additional two. Certainly --

COUNCILPERSON PARDO: And you have the police department.

CHAIR PRO TEM DAVIS JOHNSON: -- you don't want to leave the -- right on the campus.

COUNCILPERSON PARDO: Right on the campus.

CHAIR PRO TEM DAVIS JOHNSON: So I'm -- I'm just -- I'm just concerned about the look and feel of that for our patrons.

MAYOR MASTERS: Madam Chair, I can --

CHAIRPERSON MILLER-ANDERSON: Go ahead.

MAYOR MASTERS: -- I can -- the only building on this campus that had no security at all was the library. No one can walk into the police department and get to any of the offices. But I'm -- I'm going to get to you -- your -- I'm just laying the foundation.

Certainly no one could come in here without a measurable amount of security. We asked for this a couple years ago; a place that was unsecure was the library. Children at a most vulnerable age group and senior citizens. There was an incident prior to this at our own library, and Mrs. Librarian can attest to it, where a man brought in a -- looked like a -- a walking cane or -- but it was actually a sword. Pulled it out. A few months ago someone ran into the police department. Took his car and just drove to the police

department. Thank God that no one got hurt. Just a few minutes -- few hours ago someone walked into a hospital and started shooting.

After we put this in it wasn't a month, three weeks, in Miami, Florida, someone walked into the library and started shooting. So I'm glad that we were in -- in the forefront of this. Now, the reason why there's two armed guards, because if you have both of them there, then no one is upstairs. So maybe it is not -- may not be necessary to have an armed guard up -- upstairs, but you have children that are unruly. You have problems all the time. That you don't even have to go in the library and see them. They hang out right there in front of the library.

Now, the -- the guards over here cannot go over there if it's an emergency because they don't know what's going on. But I've spoken to the security over there, and they have told me that they have been able to recover knives and other kinds of -- of things that could hurt anyone. The -- with the metal detector. The library, we protect books with book detectors. But lives are more important than books. So if they want to adjust, I'm - I'm willing to, you know -- well, whatever you do is fine, but it's better to have something and not to have anything, particularly in the -- in a time of terrorism all around us.

So I thank God that we have at least one and at least a metal detector, and the other one, if it's -- if it's the will of the council for that person to be unarmed or if you got some kind of way where people upstairs can feel secure, that's fine with me. But they told me that they needed two and the reason why is what the Manager said. That was the reasoning why. And we have police and school cops and everything else on the school campuses armed. In elementary schools armed. Sad to say, this is not just Riviera Beach. It's in Palm Beach County. Their library -- even the Wellington, there is an armed guard. Downtown in other areas we know that there's armed guards and other people that are responsible for security. But the time has changed, and the time has come that we've got to make sure that we can be as safe, sound and secure in public buildings, particularly in Palm Beach County. Thank you, Madam Chair.

COUNCILPERSON DAVIS: Madam Chair.

CHAIRPERSON MILLER-ANDERSON: Well --

MAYOR MASTERS: Maybe just one? Maybe --

CHAIR PRO TEM DAVIS JOHNSON: Yeah. I --

MAYOR MASTERS: -- the other one don't have to be armed, and I get that.

CHAIR PRO TEM DAVIS JOHNSON: -- just -- I certainly was not suggesting that we remove it and that we do not secure our buildings.

MAYOR MASTERS: I didn't think that.

CHAIR PRO TEM DAVIS JOHNSON: That wasn't the intent at all. I just -- I -- I wanted to understand the need for two armed guards in a library of our size. So that's the question

that I have. And -- and we can have an armed -- an unarmed guard --

MAYOR MASTERS: Correct.

CHAIR PRO TEM DAVIS JOHNSON: -- upstairs. But I just think in terms of the total square footage of our library --

MAYOR MASTERS: I agree.

CHAIR PRO TEM DAVIS JOHNSON: -- so that's my -- my thought on that.

MAYOR MASTERS: One unarmed is fine.

CHAIRPERSON MILLER-ANDERSON: Well, I think what the design -- his point that he made with it being an upstairs and downstairs, I can understand there being someone.

CHAIR PRO TEM DAVIS JOHNSON: No. I -- I -- I fully understood his point.

CHAIRPERSON MILLER-ANDERSON: But maybe not having an armed guard up there. You know, as he mentioned before, I know the County Library, they have people there. So -- and -- and -- and as we see, things have changed. I mean, I think at this point people are -- are kind of used to it, unfortunately, having security around and not really feeling that they're there to harass them or to overlook their shoulders. Just more of a precaution. And I think as, you know -- every day we experience something different, people are beginning to appreciate it a little more than you probably would before, you know? It's better to be safe than sorry.

COUNCILPERSON PARDO: Yeah.

CHAIR PRO TEM DAVIS JOHNSON: Yeah. I appreciate and I fully, you know, understood --

CHAIRPERSON MILLER-ANDERSON: Yeah.

CHAIR PRO TEM DAVIS JOHNSON: -- his point. And I -- I'm just thinking in terms of what we can do just to --

CHAIRPERSON MILLER-ANDERSON: Just soften it up a little bit.

CHAIR PRO TEM DAVIS JOHNSON: -- make -- to ensure the safety. Exactly.

MAYOR MASTERS: (Unintelligible) a little bit.

CHAIRPERSON MILLER-ANDERSON: Right.

CHAIR PRO TEM DAVIS JOHNSON: Exactly.

MAYOR MASTERS: One unarmed upstairs is fine.

CHAIRPERSON MILLER-ANDERSON: Mr. Davis.

CHAIR PRO TEM DAVIS JOHNSON: Thank you.

COUNCILPERSON DAVIS: Thank you. The -- the biggest concern I've always had with this since day one was if we're going to do something, we need to do our due diligence and research. There was never a report filed or no coordination with the Chief of Police. If we're going to deal with public safety, that's where the buck starts at. I'm not a public safety officer. If we want to make a decision, let's make a decision with the people -- all our professionals here in this city. There should have been a meeting with our Library Executive Director and our Chief of Police and the City Manager and the Mayor to coordinate a -- a very well-thought out plan to deliver the services that the Mayor wanted to have happen.

I -- I just did not want to show this representation that when you come to Riviera Beach, you need to be checked at the library. Didn't want to see that happen. And that's where we are. And when I went over there, I'm getting checked and you go in -- if I'm getting checked at the door and you take my weapon, why do there needs to be another officer inside the library? If everything's going -- there's -- there's no one inside with a weapon. I mean, yes, we know we're in a day -- day and era where there's guns out there in the -- out -- all over. But we have a police department within 50 yards away.

And the only issue we had at this city is somebody who just lost their mind for one moment and tried to drive into our police station. You know? I mean, please. I understand your intent, but please coordinate with the professionals here, because I didn't know that we had a second person over there with a -- with a weapon. I had no clue.

CHAIR PRO TEM DAVIS JOHNSON: Yeah.

COUNCILPERSON DAVIS: No clue. But guess what? If someone choose to draw an opinion, they charge us all with that. When I mean "us all," the City of Riviera Beach logo, the residents of Riviera Beach, including this entire board, because of a one-person or two-people decision that did not coordinate properly to put us all in a good position, make us all feel safe. So please, whatever decision you all made, please have a conversation with our Chief of Police to talk about how we're going to move forward.

MAYOR MASTERS: Thank you. Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

MAYOR MASTERS: If I could make just one -- I'm sorry.

CHAIRPERSON MILLER-ANDERSON: Go ahead, Mayor Masters and then Miss Hubbard.

MAYOR MASTERS: I certainly feel that I -- I agree with Councilwoman Tonya Davis Johnson and you, as well, 'cause to have one unarmed upstairs is fine because we -- we've had fights in the library that the ladies over there, what are they going to do, upstairs

particularly? So one is -- is great.

But just as an FYI, this has been -- the security of the library has been discussed for two years. And some of us was on the council at the time and some of us weren't. And it was actually voted that it would be the metal detector. And you know if you have a metal detector, you gotta have security there. What's the point? So -- but you know, I certainly -- your point's well taken, Councilwoman -- Council -- Councilman Davis. Thank you.

CHAIRPERSON MILLER-ANDERSON: Miss Hubbard?

COUNCILPERSON HUBBARD: No. I just wanted to point out to say that it's unfortunate that we are living in those times now where we have to secure ourselves even in the library. And as it has been said, due to the layout of the library, I can see us having two persons. Whether they have a gun or they don't have a gun is -- is -- is one thing.

The other thing is this: Once the person's checked at the door and he may or may not have a gun, he's not -- it's going to -- it's not going to stop him from coming up with another ingenious idea to possibly hurt someone if he's hell-bent on hurting someone. From a sharpened pencil to what have you. So it's -- it's all over the country. It's not just saying, Hey, we look bad having security at the library. We just have to have security in these days and times and better safe than sorry.

CHAIR PRO TEM DAVIS JOHNSON: Just one --

CHAIRPERSON MILLER-ANDERSON: Right. Yes?

CHAIR PRO TEM DAVIS JOHNSON: -- one quick question: If a person does enter -- Mr. City Manager, if a person enters the library and is found to have a weapon, do we have the ability to bar a person from the premises?

CITY MANAGER EVANS: If -- if they have a concealed carry permit, they are permitted to -- to be able to enter.

CHAIR PRO TEM DAVIS JOHNSON: Okay. So notwithstanding the concealed permit.

CITY MANAGER EVANS: Right.

CHAIR PRO TEM DAVIS JOHNSON: Just say for instance someone comes on premises.

CITY MANAGER EVANS: Right.

CHAIR PRO TEM DAVIS JOHNSON: Do we have that authority to ban a person from the library and from the premises?

CITY MANAGER EVANS: If -- if they -- if they have a weapon, what they will do is most likely confiscate that weapon. If there is an act that -- of violence with respect to a weapon,

we do have the -- the ability to bar them. But if they -- you know, what we will do is usually in most cases confiscate it and then it's returned as the person leaves the library and those types of things. But --

CHAIR PRO TEM DAVIS JOHNSON: I'm just thinking as a precautionary measure, if you have found to be in possession of a weapon unregistered, then we should have the right to prevent you from coming to the premises, because you could -- okay. We take your weapon. We still let you come in to the library.

MAYOR MASTERS: Or the City Hall.

CITY MANAGER EVANS: Well, if -- if they -- if they do have a -- if they do have a firearm with them --

CHAIRPERSON MILLER-ANDERSON: Mr. DeGraffenreidt is trying to say something.

CITY ATTORNEY DeGRAFFENREIDT: Loosely it's --

MAYOR MASTERS: Come to the mike --

CHAIRPERSON MILLER-ANDERSON: Come up.

MAYOR MASTERS: -- Mr. --

CITY ATTORNEY DeGRAFFENREIDT: -- it's outside the scope of what --

MAYOR MASTERS: Please, sir. Excuse me, Madam Chair.

CHAIR PRO TEM DAVIS JOHNSON: I just want to know.

CITY ATTORNEY DeGRAFFENREIDT: If it's outside the scope of the license to carry by the State of Florida, you do have the authority to regulate weapons on your -- on -- on public places.

CHAIR PRO TEM DAVIS JOHNSON: Oh.

MAYOR MASTERS: Right.

CHAIR PRO TEM DAVIS JOHNSON: Right. I -- I understand that. I'm -- I'm wanting to know if -- for instance, I am Miss Polly coming to the library. I have a weapon on me. You don't know what my intent is. We confiscate the weapon. You still allow me to come in. I could -- I could have, you know, some nefarious plan. I could have mental illness. I mean, I'm not making light of this. I'm being serious to think of how, as a city, we address situations like that.

CITY ATTORNEY DeGRAFFENREIDT: You know, I -- I appreciate the truth of that and that's part of the way we live. But you can't regulate crazy.

CHAIR PRO TEM DAVIS JOHNSON: No, Mr. DeGraffenreidt, that -- that wasn't the

intent.

COUNCILPERSON PARDO: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Hold on one second, Miss Pardo.

CHAIR PRO TEM DAVIS JOHNSON: Yeah, I --

CHAIRPERSON MILLER-ANDERSON: Are you finished, Miss Davis Johnson?

CHAIR PRO TEM DAVIS JOHNSON: That wasn't the intent of that question.

CHAIRPERSON MILLER-ANDERSON: Right.

COUNCILPERSON DAVIS: What'd he say?

CHAIR PRO TEM DAVIS JOHNSON: You can't regulate crazy.

CHAIRPERSON MILLER-ANDERSON: Were you -- Miss Pardo?

COUNCILPERSON PARDO: Okay. So tell me what the difference is in having two armed guards in a library and not having them in parks.

COUNCILPERSON DAVIS: Very good.

COUNCILPERSON PARDO: Does someone want to answer that? Right? Because we have parks around the city where there are, at times, hundreds of people.

COUNCILPERSON DAVIS: Uh-huh.

COUNCILPERSON PARDO: Children, seniors and everyone else.

CHAIRPERSON MILLER-ANDERSON: Well, typically if it's a -- a -- that large amount, don't they have to -- if it's an event don't they have to --

COUNCILPERSON PARDO: No, I'm not talking about an event.

CHAIRPERSON MILLER-ANDERSON: You're just talking about people just hanging out?

COUNCILPERSON PARDO: I'm just talking about an everyday park. You have a beach park --

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

COUNCILPERSON PARDO: -- where you have hundreds of people over there on the weekends. There's no formal security. You have kids in the park over at Wells. They're probably over there right now. No armed security. Over at Calloway Park. So, you know, you just --

CHAIRPERSON MILLER-ANDERSON: So what --

COUNCILPERSON PARDO: -- I'm just saying, you need to think about that. If you want to make sure everyone is secure, then they shouldn't be just secure here in City Hall and over in the library. They should be secure in every public facility. So --

CHAIRPERSON MILLER-ANDERSON: So why do we have it here in City Hall? Is there -- did anyone discuss why they put it here?

COUNCILPERSON HUBBARD: There was a legislator killed.

CHAIRPERSON MILLER-ANDERSON: Huh?

COUNCILPERSON HUBBARD: The legislator killed.

CHAIRPERSON MILLER-ANDERSON: Oh, I'm just asking if we -- maybe we want to talk about the parks and all of that. We -- we're going to take them away from the library, take them away from here, too.

COUNCILPERSON PARDO: I have no problem with that.

COUNCILPERSON DAVIS: Madam Chair? Madam Chair?

CHAIRPERSON MILLER-ANDERSON: I mean, we'll be -- I'll be fine.

COUNCILPERSON PARDO: (Unintelligible) got a concealed weapons permit.

COUNCILPERSON DAVIS: I can answer that question.

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON DAVIS: Typically across the country, a lot of your new facilities, your library, your Public Works, I mean, the City Hall all is one big structure. So your main entrance would have a metal detector.

CHAIRPERSON MILLER-ANDERSON: Okay.

COUNCILPERSON DAVIS: I -- I -- that was the intent of mostly this service.

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

COUNCILPERSON DAVIS: But when it came to libraries, that was something that really never was addressed. People put security officers in Palm Beach Gardens, the County, West Palm Beach. When you go down there, you walk clean on in. You don't get searched. You don't -- none -- none of this stuff happens. But they do have someone walking around. That they do.

But there's no one where you're being stopped and checked at the door to go into a library. And this is the first place in Palm Beach County that this is happening. So why

we want to have safe -- we can have the officers there. But to stop some -- potentially stop someone and checked them, I -- I think -- I'm not saying no to it. What I'd just like to say is we're all up here having this conversation, and there should have been a discussion with the Chief of Police to come up with a plan on what can we do with the Chief of Police, the library and the City Manager. So they can use their expertise to make decisions and make the recommendation.

So I'm not a public safety officer. And to sit here and -- and try to act like I'm one, I -- I mean, I wouldn't even ask Chief to make a decision right now. I would like for him to come up with a plan with Miss Cobb, Mr. -- Mr. Evans and come back, what's best to serve the purpose of what the Mayor was trying to do by provide safety at the library. That's all I would like to see happen.

CHAIRPERSON MILLER-ANDERSON: Okay. I'm okay with what we have. Now, if we want to do the second one and take the armed guard from there and just have a -- a security guard, but I'm fine with it being there, as well as being here. Now, Miss Pardo, if -- could figure out how we can get them at every park, I -- I agree with that, too. But if you can tell me how we can do that, we can make it happen.

COUNCILPERSON PARDO: Well, I guess we can do it the same way as we did it with the library.

CHAIRPERSON MILLER-ANDERSON: Okay. So we'll --

COUNCILPERSON PARDO: Just one person said, Let's go put it in.

MAYOR MASTERS: But do a study.

CHAIRPERSON MILLER-ANDERSON: All right.

COUNCILPERSON PARDO: So --

CHAIRPERSON MILLER-ANDERSON: So you want to do that?

MAYOR MASTERS: Parks are so open.

COUNCILPERSON PARDO: Absolutely. Let's go put security in every park.

CHAIRPERSON MILLER-ANDERSON: All right. So -- all right. So Miss Pardo is making a request.

COUNCILPERSON PARDO: During the summer and then on the weekends.

CHAIRPERSON MILLER-ANDERSON: All right. So you'll bring that back to us, Mr. City Manager?

CITY MANAGER EVANS: Just --

CHAIRPERSON MILLER-ANDERSON: On how much that will cost?

CITY MANAGER EVANS: -- if it's the pleasure of the council we can (unintelligible) --

COUNCILPERSON DAVIS: Madam Chair.

CHAIRPERSON MILLER-ANDERSON: I -- I don't think it's necessary but, I mean, that's what Miss Pardo wants.

COUNCILPERSON PARDO: No. I'm just saying if you're going to do it --

COUNCILPERSON HUBBARD: Leave it like it is.

COUNCILPERSON PARDO: -- you know, justify it.

COUNCILPERSON DAVIS: I understand your point. I understand your point.

MAYOR MASTERS: Madam Chair?

COUNCILPERSON DAVIS: Uh-huh.

CHAIRPERSON MILLER-ANDERSON: Go ahead.

MAYOR MASTERS: I believe we have a consensus that we have one armed security downstairs and one unarmed upstairs. That seems to be what I have heard what you --

CHAIRPERSON MILLER-ANDERSON: I would -- I would -- I'm okay with that.

MAYOR MASTERS: -- is that the --

COUNCILPERSON HUBBARD: Let me -- can I run --

CHAIRPERSON MILLER-ANDERSON: (Unintelligible).

COUNCILPERSON HUBBARD: -- ask you a question real quick?

CHAIRPERSON MILLER-ANDERSON: Are you saying -- well, hold on, are you finished, Mr. Mayor?

MAYOR MASTERS: I just want to make sure -- well, I just want to make sure that we have a consensus.

COUNCILPERSON HUBBARD: I want to ask him a question.

MAYOR MASTERS: But before you -- you can but the reason why we got security in the -- in the City Hall -- and this is based upon what I heard a few years back. And from people that were on the council at the time, but there was some threats that were made against the -- a mayor, previous mayor of our city. And he asked for security to be put into City Hall. That's what I heard. I can't swear to it but council people said that. That was the reason how -- why we got it.

CHAIRPERSON MILLER-ANDERSON: Okay.

COUNCILPERSON HUBBARD: Question.

CHAIRPERSON MILLER-ANDERSON: Miss Hubbard.

COUNCILPERSON HUBBARD: Two things: The -- there was a national incident where a legislator brought in a friend, said he did not have to be checked. Once he got into the office with his friend, they got into an argument and the friend killed him. So that's what struck the pulse of people wanting security in City Hall.

But my original question was this -- my original comment was this: Now, okay. The guy at the door got the gun. Checking the people. He's stopping the people with the gun, sending them back to the car, 'cause they got the permit so they don't need -- so he doesn't need to use his weapon. Now, the guy walking around the floor unarmed, there's an incident break out but all he got is what? Because the guy at the front desk, he stopped them. He's deterred them, sent them back with the gun, or he's called the police to say there's an armed guy pushing his way in. Now, the guy upstairs is unarmed and defenseless. So that's just my sense.

MAYOR MASTERS: Do we have a consensus, Madam Chair?

COUNCILPERSON HUBBARD: To do what?

MAYOR MASTERS: So we can move on.

CHAIRPERSON MILLER-ANDERSON: Yes. We -- we do need to move on.

MAYOR MASTERS: What?

CHAIRPERSON MILLER-ANDERSON: I think maybe if this is a big discussion, maybe we can bring it back at a council meeting and -- and talk about it and have a discussion and -- and have those figures for Miss Pardo. Let us know about the difference between having two armed guards versus --

MAYOR MASTERS: One.

CHAIRPERSON MILLER-ANDERSON: -- one and one unarmed.

MAYOR MASTERS: Thank you.

CHAIRPERSON MILLER-ANDERSON: All right. Any more questions regarding the budget for the library?

MAYOR MASTERS: I have a few.

CHAIRPERSON MILLER-ANDERSON: You -- okay.

MAYOR MASTERS: Yes, Madam Librarian, it's -- tell me what you mean by outsource

information technology functions to third-party vendor. What is that?

LIBRARY DIRECTOR COBB: That is a resource that would be easily accessible to an operation that runs over 40 public computers at any given time during hours when our complex for the most part sometimes is closed and we're the only public entity operating at that time. And it kind of gives us more of a sense of -- of being able to function normally, because that's one of the major criticisms we get when equipment is not operational. So by having a -- an entity that is accessible to us and -- and cost efficient for us, we can certainly make that happen. And we don't get those kinds of criticisms from our public.

MAYOR MASTERS: And also tell me exactly what resources that we have shared or are we sharing with the County? What have they given us? What have they done for us?

LIBRARY DIRECTOR COBB: The County?

MAYOR MASTERS: The County Libraries. You said that we have a relationship with them and that we share --

LIBRARY DIRECTOR COBB: Right.

MAYOR MASTERS: -- borrow -- we borrow?

LIBRARY DIRECTOR COBB: Yes.

MAYOR MASTERS: Expand on that, please.

LIBRARY DIRECTOR COBB: What we share -- what we share with the County is what we call Interlibrary Loaning.

MAYOR MASTERS: Okay.

LIBRARY DIRECTOR COBB: If there's an item that they own that we may feel that is not appropriate for our collection, we can borrow it for our patrons and we are, you know, the middle person. That's one thing we do. We also enter an agreement with the County and other libraries in that cooperative for licensing for movies. In other words if we -- we do, like, a group license for public performance rights. If we want to show a movie that's a Disney feature or whatever, we would have to go through that license -- licensing agreement.

MAYOR MASTERS: Okay.

LIBRARY DIRECTOR COBB: For that. And -- and of course we have the ability to get free library cards at all of the -- the libraries within the cooperative.

MAYOR MASTERS: Okay.

LIBRARY DIRECTOR COBB: There's no fee.

MAYOR MASTERS: And is -- did you put anything in this budget for the mobile library

that we spent thousands of dollars to get but yet is immobile now? Is there any money in this budget that would get that mobile unit with those computers and everything up and going? I think it's -- the bus itself needs some mechanical work?

LIBRARY DIRECTOR COBB: Okay. Just a brief history about the bus.

MAYOR MASTERS: Yes, please.

LIBRARY DIRECTOR COBB: The bus was in the planning stages when I arrived almost nine years ago. I made sure that that particular service was implemented. There were flaws that I saw immediately but it was not for me to change anything. It was just to get it started. There is artwork that was involved with it and of course the computers and the other -- the collection and so forth. And all of that was funded and we appreciate that.

But over time where the bus was located, the artwork, the sun just being out in the open, it just started to just mess it up really bad. So as a result we wind up -- and this has been over the years. We had an opportunity to consider redoing the artwork. When we went to start that process, we realized that there was so many dents underneath all of that where the bus had little fender-benders here, fender-benders there.

MAYOR MASTERS: Okay.

LIBRARY DIRECTOR COBB: So in order to resurface it, all of that had to be redone. So as the price tag continued to go up, we realized -- well, we -- we then stopped and considered the costs for bringing it back up versus some of the other mechanical issues that we were also experiencing with the bus, as well.

MAYOR MASTERS: And what was that cost?

LIBRARY DIRECTOR COBB: The exact number, I --

MAYOR MASTERS: Approximately. Do you remember? You have any paperwork?

LIBRARY DIRECTOR COBB: No, I don't.

MAYOR MASTERS: Any recollection?

LIBRARY DIRECTOR COBB: No.

MAYOR MASTERS: Okay. That's fine. Would -- would you get that to the Manager and see if it would -- if it's possible that we can rehabilitate that bus if it's not too costly versus purchasing another one. Because it's very important, as you -- as you know, to have that mobile unit. But because you -- you designed the artwork, you were happy to have it and -- and it's -- some of that was your baby.

LIBRARY DIRECTOR COBB: And that's cosmetic.

MAYOR MASTERS: Right.

LIBRARY DIRECTOR COBB: The -- the mechanics of that particular vehicle, I personally do not recommend.

MAYOR MASTERS: Okay.

LIBRARY DIRECTOR COBB: If anything, I would recommend that we get a smaller vehicle.

MAYOR MASTERS: Smaller one? Okay.

LIBRARY DIRECTOR COBB: Vehicle. And, you know, do some similar things with it if we're going to go mobile.

MAYOR MASTERS: And last -- last but not least, who --

LIBRARY DIRECTOR COBB: Uh-huh.

MAYOR MASTERS: -- who do you report to now?

LIBRARY DIRECTOR COBB: Right now I report to Randy Sherman, Finance and Administrative Services.

MAYOR MASTERS: Okay. You do realize that the -- at one point -- Mr. Sherman, you can help me on -- on this -- that the assistant -- who's over security and -- over here? Was it not the assistant --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Over security?

MAYOR MASTERS: Yeah, downstairs. They report to -- wasn't it Danny Jones?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Yeah. They report to Danny Jones. I mean, he oversees the security. The contract's administered over in Procurement but --

MAYOR MASTERS: And that also relates to library security?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Library. Right. Right.

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

MAYOR MASTERS: The former police officer?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Right.

MAYOR MASTERS: Assistant chief has duties is over -- over the police department now somewhat. Okay. Thank you.

LIBRARY DIRECTOR COBB: Thank you. Okay.

COUNCILPERSON HUBBARD: Madam Chair?

COUNCILPERSON DAVIS: Madam --

CHAIRPERSON MILLER-ANDERSON: All right. Miss Hubbard and then Mr. Davis.

COUNCILPERSON HUBBARD: So cost to extend the hours was something that we were going to talk about here at the budget hearing today. And in addressing that I wanted to find out the contract that we were talking about giving to a third party, dividing the -- that opportunity among the current staff, is that a -- a feasible possibility?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: You want me to take that? I'll -- let me take both of them.

CHAIR PRO TEM DAVIS JOHNSON: Extending the -- sure.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: We did look at extending the hours over the summer. For the three months from when school gets out to when we would again go back to weekends, which is what we do now when school reopens, would be about \$25,000. So again, you have -- you have the additional staff time. You have the additional operating costs and then the security, as well, for those additional hours. As far as --

COUNCILPERSON HUBBARD: Before you go any further --

CHAIRPERSON MILLER-ANDERSON: Bring your mike over.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Yeah. I'm sorry.

CHAIRPERSON MILLER-ANDERSON: Get your mike. Get your mike.

COUNCILPERSON HUBBARD: Before you go any further --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Yeah.

COUNCILPERSON HUBBARD: -- Monday through Friday including summers and Saturday and Sunday, give me the hours of the library?

CHAIR PRO TEM DAVIS JOHNSON: Monday --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: We -- we didn't look at Sunday. We looked at continuing what we do during the school year.

COUNCILPERSON HUBBARD: Which is?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Continue

-- go ahead.

LIBRARY DIRECTOR COBB: Okay. Monday and Friday, 9 to 6 p.m.

COUNCILPERSON HUBBARD: Okay.

LIBRARY DIRECTOR COBB: Tuesday, Wednesday, Thursday, 9 to 8 p.m. Saturdays - on the Saturdays that we're open, from 10 to 7, a total of 58 hours per week.

COUNCILPERSON HUBBARD: Okay. So we're not open every Saturday?

LIBRARY DIRECTOR COBB: Not under the current arrangement we're not.

MAYOR MASTERS: Closed every Saturday.

CHAIRPERSON MILLER-ANDERSON: During the summer.

LIBRARY DIRECTOR COBB: During the summer --

MAYOR MASTERS: During the summer.

LIBRARY DIRECTOR COBB: -- the only months --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Summer.

LIBRARY DIRECTOR COBB: -- that we're not open on Saturday.

COUNCILPERSON HUBBARD: Summer you're closed on Saturday?

LIBRARY DIRECTOR COBB: Yes.

COUNCILPERSON HUBBARD: Okay.

LIBRARY DIRECTOR COBB: And that's from June to August.

COUNCILPERSON HUBBARD: June to August.

LIBRARY DIRECTOR COBB: Three months.

COUNCILPERSON HUBBARD: Okay. And the other months you're open every Saturday?

LIBRARY DIRECTOR COBB: Every Saturday, yes.

COUNCILPERSON HUBBARD: Every Saturday 10 to 7?

LIBRARY DIRECTOR COBB: 10 to 5.

COUNCILPERSON HUBBARD: 10 to 5?

LIBRARY DIRECTOR COBB: Uh-huh.

CHAIRPERSON MILLER-ANDERSON: You said 7. 10 to 7.

COUNCILPERSON HUBBARD: You did say 7 'cause I wrote 7.

CHAIR PRO TEM DAVIS JOHNSON: Seven, uh-huh.

CHAIRPERSON MILLER-ANDERSON: So it's 5?

LIBRARY DIRECTOR COBB: It's 10 to 5 for seven --

COUNCILPERSON HUBBARD: It is 10 to 5?

LIBRARY DIRECTOR COBB: -- it's seven hours on that day.

COUNCILPERSON HUBBARD: Seven hours, yes.

LIBRARY DIRECTOR COBB: Yeah.

COUNCILPERSON HUBBARD: Okay. So 10 to 5. Okay. So Monday through Friday I think we -- the reason I think that we need to be open 9 to 8 is because for two reasons: One is that the children parents that have to bring them to the library, if they bring them at 5 they got three solid hours to work. And if they're just there -- there from 9 -- 9 to 6, after the parent gets off, it's not -- it's not giving them a real -- a fighting chance.

The second thing is the hours need to be the same all the time. Because we found people that have walked over here, found that the library were -- was closed and had to wait to call the parent to come back and get them. You know, so we need to show some consistency as far as the library is concerned. And I think, you know, 9 to -- 9 to 8 every day would -- would be -- would be good, and we need -- we need to make that -- I think we need to make that happen for -- for the good of the residents.

I don't know about staffing, what you -- what that means or what burden that is to staffing. What I'm saying is the plan that needs to be rolled and put into place needs to include 9 to -- and not running the kids out before 5 minutes to 8 so that staff can walk out at 8, so that we close at 8, and then if it's 8:15 or 8:30 by the time the staff lock up and go, then that's one thing. So, you know, that's -- that's -- that's my suggestion. And every Saturday -- I guess 10 to 5 is good for Saturday.

LIBRARY DIRECTOR COBB: Okay. And that's Monday through Friday 9 to 8?

COUNCILPERSON HUBBARD: Yes. They have schoolwork to do.

COUNCILPERSON PARDO: Madam --

CHAIRPERSON MILLER-ANDERSON: I have a question.

COUNCILPERSON PARDO: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Yes. One -- one second. Had you done a study? Is it something -- the data shows that on Monday and Friday from 6 to 8 you didn't have very many patrons coming in? Is that why it's 9 to 6?

LIBRARY DIRECTOR COBB: What we have done -- what we have done is we look at the other libraries in our area. We talked earlier about that collaboration that we have.

CHAIRPERSON MILLER-ANDERSON: Uh-huh. Uh-huh.

LIBRARY DIRECTOR COBB: There are libraries that are within 1.2 miles of us, 2.5 miles of us.

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

LIBRARY DIRECTOR COBB: And some of them are closed an entire day on any given -- you know, on the week. Like Fridays. The Lake Park Library --

CHAIRPERSON MILLER-ANDERSON: Like the libraries that -- 'cause I know the County library, they're to 9.

LIBRARY DIRECTOR COBB: Well, the County library --

CHAIRPERSON MILLER-ANDERSON: Every night except for Saturdays or Sundays, I think.

LIBRARY DIRECTOR COBB: -- the closest one is Gardens from here.

CHAIRPERSON MILLER-ANDERSON: Gardens?

LIBRARY DIRECTOR COBB: Going north.

CHAIRPERSON MILLER-ANDERSON: Right.

LIBRARY DIRECTOR COBB: But Lake Park, it's closed every Friday.

MAYOR MASTERS: (Unintelligible) city.

CHAIRPERSON MILLER-ANDERSON: Yeah.

LIBRARY DIRECTOR COBB: You know? But we have -- no, well, I understand that. Well --

CHAIRPERSON MILLER-ANDERSON: Yeah. No, I understand what you're saying.

LIBRARY DIRECTOR COBB: -- what we're trying to do is we're not trying to -- well, first of all, we're trying to work within the -- the resources that we have.

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

LIBRARY DIRECTOR COBB: Okay? We have never -- we have not had a staff increase since I've been here. Okay?

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

LIBRARY DIRECTOR COBB: And then by looking at the other resources that are around us, we know that we can accommodate the needs of the young -- of the people that are using our library with some of those resources. So that's how we work around not being available or open. Another unique characteristic to our library is that we're right here at City Hall. When people come here, sometimes we're the only department open.

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

LIBRARY DIRECTOR COBB: So, you know, people have this sense of, well, if I can come to the library, why can't I come and pay my water bill? You know, we can't explain that. But we know that we're here for them for the hours that they need us. So that's how we kind of work around a lot of that.

CHAIRPERSON MILLER-ANDERSON: Right. So I'm -- I'm just trying to figure out is there a -- do you notice a -- an increased demand, maybe they don't -- you have a whole lot of people there at 5:55 who really don't want to leave?

LIBRARY DIRECTOR COBB: We were getting a lot of that when I initially came.

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

LIBRARY DIRECTOR COBB: And what we've -- we've -- what we discovered is that we were sitting 10-year-olds until their parents came back to get them, because they had either done everything that they wanted to do and then it becomes a disciplinary issue.

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

LIBRARY DIRECTOR COBB: Or we have, you know, situations where we have short staffing and then you -- you know, you're -- you're running around trying to make sure that everything is secure so that anyone who's unattended, even though they probably should not have been there, you know, is -- is feeling comfortable with what -- you know, waiting for their parent, things like that. But we have always looked at not only what we have, but we also look at what is around us to support what we have. And that's the beauty of what we do.

CHAIRPERSON MILLER-ANDERSON: Okay. Someone else got something?

COUNCILPERSON PARDO: I did.

CITY MANAGER EVANS: Madam --

CHAIRPERSON MILLER-ANDERSON: Okay.

COUNCILPERSON PARDO: I agree with Miss Hubbard.

LIBRARY DIRECTOR COBB: Okay.

COUNCILPERSON PARDO: That libraries should be open until 8 p.m. Monday and Friday.

LIBRARY DIRECTOR COBB: Okay.

COUNCILPERSON PARDO: If the library is closed on Sunday, all right, so some children don't have the opportunity to go on Sunday. And, you know, for the past two years we've been talking about education in the City of Riviera Beach. And we need to provide that service to the children of Riviera Beach. I also would like to see the library opened on Saturdays.

MAYOR MASTERS: Right.

COUNCILPERSON PARDO: There are children in this community that use that library as a safe haven. And we know that.

COUNCILPERSON DAVIS: Uh-huh.

COUNCILPERSON PARDO: There are also children in this community that are going to summer school. And they may have a project to do or something. If you want to cut the hours back on Sunday -- on Saturday to maybe 1:00 or 2:00, but I think the library needs to stay open on Sundays -- on Saturdays. Even in the summer. We need to provide that service. And it's really -- we're providing the service to the children. And I don't want to see our kids walking or riding their bikes to Lake Park.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

COUNCILPERSON PARDO: I don't want to see that. I think they should -- they should stay here in the City. We should provide that service to the children of Riviera Beach. And you know, in the morning we have the adults coming in and that's fine.

LIBRARY DIRECTOR COBB: Uh-huh.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

COUNCILPERSON PARDO: But I think the -- the hours need to, at a minimum, mimic school hours, right? And then provide that extra leeway at night so the kids can do their homework. Not every child in this community has a computer. At least we know they can go to the library and do whatever research they need to do on the computers.

MAYOR MASTERS: Absolutely.

LIBRARY DIRECTOR COBB: Okay.

COUNCILPERSON PARDO: All right? I -- I've been talking about this for years. And

Miss Cobb, you know that, you know, when they tried shutting the library down on Saturdays. And I just --

MAYOR MASTERS: (Unintelligible).

COUNCILPERSON PARDO: -- I feel very strongly about it. If we're going to talk about the kids --

LIBRARY DIRECTOR COBB: Uh-huh.

COUNCILPERSON PARDO: -- you know, you need to provide them that service here in the City. Not in Lake Park or anywhere else.

CHAIRPERSON MILLER-ANDERSON: Mr. Evans and then Miss Tonya Davis Johnson.

CITY MANAGER EVANS: Really quick. I just wanted to address a remark that was stated with respect to security and Mr. Jones overseeing the security. Mr. Jones was never consulted with regards to the security at the library. So I just wanted to clarify the record with respect to that.

CHAIRPERSON MILLER-ANDERSON: Okay.

CITY MANAGER EVANS: So I just wanted to make sure that that is clarified.

CHAIRPERSON MILLER-ANDERSON: Mr. -- Miss Davis Johnson.

CHAIR PRO TEM DAVIS JOHNSON: So while I agree with my colleagues with regards to the operation of the -- of the library's hours, I believe that we also should be focused on providing her with the necessary resources in order to maintain such a schedule. We cannot want all of these --

CHAIRPERSON MILLER-ANDERSON: Yeah.

CHAIR PRO TEM DAVIS JOHNSON: -- extra things and not put in place resources for Mrs. Cobb to operate that library. So while we're extending hours, let's extend her budget so that she can offer the necessary services. Now, we need to figure out where we're going to find these dollars but we need to make it so. If that is the plan we need to make it so.

COUNCILPERSON PARDO: I (unintelligible) --

CHAIRPERSON MILLER-ANDERSON: Well, is she requesting -- is it just a matter of funding for the salaries that would be an issue, or you're talking about extending the budget for resources in terms of making the library a little more up to date?

CHAIR PRO TEM DAVIS JOHNSON: I'm think --

COUNCILPERSON HUBBARD: Madam Chair?

CITY MANAGER EVANS: It -- it would --

CHAIR PRO TEM DAVIS JOHNSON: -- I want to see --

CHAIRPERSON MILLER-ANDERSON: Hold on, guys. Hold on. Hold on. Go ahead.

CHAIR PRO TEM DAVIS JOHNSON: -- I -- I want to see -- if it is a request and a -- a need for additional staff, then we need to make that additional staff available to her.

CHAIRPERSON MILLER-ANDERSON: Of course.

CHAIR PRO TEM DAVIS JOHNSON: If it is additional resources or access to technology, we need to make that available. Because we need to make sure -- and we know we're meeting -- having meetings discussing the schools in our community, so we -- we're hearing what the shortcomings are. So if the library is that safe haven and also that place where they can go and enrich themselves, then we need to make sure that they have the tools necessary in order to be properly enriched.

CHAIRPERSON MILLER-ANDERSON: Right. Is there some -- has -- Miss Cobb, have you made any requests for specific resources that -- what you feel would be needed

to -- have you asked for anything recently and it hasn't been approved?

LIBRARY DIRECTOR COBB: I've asked for a new library.

CHAIRPERSON MILLER-ANDERSON: Okay. Well, outside of that. Still working on that.

LIBRARY DIRECTOR COBB: Okay. You're working on that.

CHAIRPERSON MILLER-ANDERSON: But in terms of just, like, ebooks or, you know -
-

LIBRARY DIRECTOR COBB: But in terms of positions --

CHAIRPERSON MILLER-ANDERSON: Well, that, I think, is a given if we're going to extend the hours.

LIBRARY DIRECTOR COBB: -- yeah. We -- we -- we have -- we asked that position be -- the cyber mobile position be converted to a full-time library technician so that we could, you know, properly staff the additional salary -- Saturdays. We were also looking here at another supervisor because we try to make sure that there is someone with some authority on the building that can make a decision and it's within their, you know -- their classification to do so. And that would help us.

CHAIRPERSON MILLER-ANDERSON: Okay.

LIBRARY DIRECTOR COBB: But in terms of the infrastructure, that is what is -- is -- kind of have -- it has us bound to not be able to do a lot of things. It's an old building.

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

LIBRARY DIRECTOR COBB: And we have made some enhancements inside. And it -
- you know, it holds its own. But there are so many more things that we can do in a newer building.

CHAIRPERSON MILLER-ANDERSON: Okay.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go -- go ahead.

CHAIR PRO TEM DAVIS JOHNSON: Just one question. I would like to then direct the City Manager and Miss Cobb to go back and take a look at the needs that will accommodate what is being requested at this time and bring that back to us so that we can see the -- the expenditures and the dollar values that would be associated with that.

CHAIRPERSON MILLER-ANDERSON: Right. Okay.

CITY MANAGER EVANS: Madam -- Madam Chair?

COUNCILPERSON HUBBARD: Madam Chair, before I broach --

CHAIRPERSON MILLER-ANDERSON: Wait, hold on. Go ahead, Miss Hubbard and then Mr. Evans.

COUNCILPERSON HUBBARD: Before I broach the subject, the very first part of the question was the costs associated with these things that I was asking. Mr. Randy Sherman stated at the beginning of the comments that it was \$25,000. And I know since we've elaborated, it would be good for them to go back and take --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Right.

COUNCILPERSON HUBBARD: -- even a further -- even a further look. But that was the first thing that I -- because I'd spoken -- (phone ringing). Oh, shoot.

MAYOR MASTERS: And that was for the summer, right?

COUNCILPERSON HUBBARD: I had spoken with the Manager --

CITY MANAGER EVANS: That was just for this --

COUNCILPERSON HUBBARD: -- in -- in an -- in an effort to --

MAYOR MASTERS: 25,000 --

COUNCILPERSON HUBBARD: -- get some of this added into the budget that they would be presenting here -- here today. So --

CHAIRPERSON MILLER-ANDERSON: Okay.

COUNCILPERSON HUBBARD: -- I -- that was -- I did consider that when asking for all of these additional hours and --

CHAIRPERSON MILLER-ANDERSON: Additional hours.

COUNCILPERSON HUBBARD: -- staff.

CHAIRPERSON MILLER-ANDERSON: Okay.

CITY MANAGER EVANS: Madam Chair, what we will do is we will put together a staffing model with the appropriate --

CHAIRPERSON MILLER-ANDERSON: Wait, hold on. Hold on. Go ahead.

CITY MANAGER EVANS: Oh, we will put together a staffing model with the appropriate resources to be able to accommodate the request to extend the library hours and bring that forward for the -- the Council's edification. And in the Library's request, they were one of the few departments that got exactly what they ended up asking for. So --

CHAIRPERSON MILLER-ANDERSON: Okay.

CITY MANAGER EVANS: -- this is now an expansion of service so we will make the --

CHAIRPERSON MILLER-ANDERSON: Right.

CITY MANAGER EVANS: -- the necessary modifications. And we'll get into some of the recommended changes we're going to have to make with respect to balancing the budget to accommodate some of these requests.

CHAIRPERSON MILLER-ANDERSON: Okay.

MAYOR MASTERS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Yes.

MAYOR MASTERS: Miss Cobbs [sic], one more thing. And just for the record, when the phone rang, Miss Hubbard did say, "Oh, shoot." So just for y'all to know. You don't have to play it back. That's what she said. I'm right here next to her. Question: How many assistant librarians do you have now?

LIBRARY DIRECTOR COBB: Library assistants?

MAYOR MASTERS: Do you have an assistant now?

LIBRARY DIRECTOR COBB: There are -- there are three --

MAYOR MASTERS: Speak into the mike, please.

LIBRARY DIRECTOR COBB: -- there are three library assistant position classifications full time. And there are two part-time library assistants.

MAYOR MASTERS: So explain to me why do you -- you want to add here in your synopsis here, for lack of a better word, you want to add an assistant library director?

CITY MANAGER EVANS: That is correct, sir.

LIBRARY DIRECTOR COBB: Yes.

CITY MANAGER EVANS: That is what our proposal is.

MAYOR MASTERS: Okay.

LIBRARY DIRECTOR COBB: Okay. Well --

MAYOR MASTERS: Yes. You can respond.

LIBRARY DIRECTOR COBB: -- okay. My position and two other positions are classified librarian. We are working with two levels. A first floor and a second floor. At any given time we have people that are manning either one of those two locations. So -- and then the Saturdays, of course, we have the part-time library assistants that then -- that work with us on that.

MAYOR MASTERS: So you figure if you get assistant library director or directress, you will have what you need?

LIBRARY DIRECTOR COBB: Just --

MAYOR MASTERS: Right? You will have what you -- you will have what you need?

LIBRARY DIRECTOR COBB: -- no. There will be a little bit more to that.

We'll -- we'll work that out because now we're talking till 8:00.

MAYOR MASTERS: Okay.

LIBRARY DIRECTOR COBB: We're adding additional hours --

MAYOR MASTERS: It's whatever.

LIBRARY DIRECTOR COBB: -- that now you got --

MAYOR MASTERS: I'm good.

LIBRARY DIRECTOR COBB: -- to juggle -- juggle people's schedules.

MAYOR MASTERS: Thank you, Madam Chair. Thank you.

CHAIRPERSON MILLER-ANDERSON: Okay.

MAYOR MASTERS: I'm good.

CHAIRPERSON MILLER-ANDERSON: So you'll bring something back to us, right?

CITY MANAGER EVANS: Yes. We will bring back --

LIBRARY DIRECTOR COBB: Right.

CITY MANAGER EVANS: -- a staffing plan and the costs, yes.

CHAIRPERSON MILLER-ANDERSON: Thank you, Miss Cobb.

LIBRARY DIRECTOR COBB: Thank you.

CHAIRPERSON MILLER-ANDERSON: All right. We're requesting a -- a five-minute recess.

UNIDENTIFIED SPEAKER: Thank you.

CHAIRPERSON MILLER-ANDERSON: Thank you. 7:30 we'll come back.

CHAIRPERSON MILLER-ANDERSON: All right, Mr. Manager.

CITY MANAGER EVANS: Madam Chair, City Council members, at this particular time we will have Chief Williams address the police department budget and address some other items that the council brought to the attention of staff at one of our previous budget sessions. Chief?

POLICE CHIEF WILLIAMS: Thank you, Mr. Manager, Madam Chair. Clarence Williams, police chief. Ready?

UNIDENTIFIED SPEAKER: Yeah.

POLICE CHIEF WILLIAMS: The police department's overview of its operating budget. In the first windowpane, budget modifications. Essentially this -- these are our new positions within the department. The department has requested four new police officers primarily to create our problem-oriented policing structure, to focus specifically on quality-of-life kinds of issues in targeted areas, to serve as direct points of contact for community groups, and assist in our overall community-oriented policing efforts. The next request is 1.5 new police technicians for implementation of our Body-Worn Camera Program. This is pretty consistent with Full implementation of body cameras to cover the administrative responsibilities and oversights responsible with that evidence collection platform.

Two new Crime Scene investigators. Essentially we will be able to, with these additional personnel, bring in house our fingerprint classifications. We'll have a steady process for our gunshot forensic activities and we will be in a better position to balance the workload. Currently we expend a great deal of overtime at those two positions or at

that position. These two will balance that. The next windowpane, fiscal year '18 goals. Reestablish the accreditation process through the Commission for Florida Law Enforcement Accreditation.

As you know, our accreditation process has been on a stop-and-start trend. Primarily we're being held up by our physical plant. The plan is to reestablish that. In reestablishing it, doing all the things that we possibly can leading up to -- and having them in place -- leading up to whatever adjustments we may need to make with our physical plant and/or new physical plant that will bring us in line with accreditation standards. Essentially, we have completed most of the policy and outlines for verification of how we do business, mechanisms within the accreditation process.

Second bullet is to reduce personal injury crimes by 7 percent and overall crime by 5 percent. The strategy is attacking the infrastructure that supports criminal activities in our community. We've had tremendous success at going after those locations and areas where we've experienced the greatest number of calls for service in instances of illegal behavior. Engage and educate the community, building stronger partnerships and relationships, continuing our ongoing efforts with our outreach programs, Trunk or Treat, supporting our Parks and Recreation in some of its basketball camp activities and other kinds of things.

Operating -- the operating budget. Essentially the impact there, as I indicated, are the seven personnel that we're asking for. In our capital projects, our technology enhancement, that is consistent with what Council has provided in the past, and we're appreciative of that. Of course this supports our umbrella of cameras, license plate readers and other technologies throughout the city that have had a substantial impact on, one, how we do business, and the result of our crime-fighting efforts. In red -- and I'm sure the Mayor would be happy to see that, is the Body-Worn Cameras.

MAYOR MASTERS: I'm very happy to see it.

POLICE CHIEF WILLIAMS: Yes. It's no longer orange. It's red.

MAYOR MASTERS: Thank you.

POLICE CHIEF WILLIAMS: And we had the solicitation reviews of proposals I sat in on and that's moving. Next step, I understand, is a presentation of the short-listed persons. We want to make sure that we get this right. We've talked with and been engaged with other agencies. We've taken the best of what they've done and we've learned from some of the implementation issues that they've had. And when we roll ours out it's going to be a complete and thorough program, and we're going to be able to support it.

Operationally -- and we've had some discussion about community-oriented policing -- I just wanted to give this overview of what -- where we are and what we do in terms of delivering police services in our community. I start off with what I call the policy statement, how we do business. That's that blue and that's that orange block. It's our community-oriented policing efforts and the definition of that as we understand it and invoke it. And it includes our technology-oriented policing. It's a blending of those two.

The platforms or programs that we use are listed there and the things that have been proven to be successful for us as we've implemented and provided law enforcement services. The triangle -- or the circles to the right are -- are simply a schematic of the blue and the orange and how they overlap. Our goal is always to attack crime, and listed there or shown there is the triangle of crime and all our strategies are designed to impact one of those sides, thus eliminating crime. Our message is -- that we can work harder on and do better at is Riviera Beach, one vision. The best waterfront city in which to live, work and play.

The next slide is simply all the things that we do in that circle. That's community-oriented policing. That's our schematic. Here is the organizational chart. And there was some discussion at the last meeting about deployment. All the blue boxes indicate all our sworn personnel. On this side is our Operations Bureau. 70 percent of our men and women are over here. These are the boots on the ground. These columns represent our four platoons that -- that work each and every day.

This is our support area here, our investigators and so forth. This area exists solely to support what these men and women do over here. They're also available and on the street and doing a lot of the work that we do. On the other side is the -- is the support services side. And six years ago we started an effort to civilianize this area of our operation, primarily to get more blue over here where our primary service deliveries occur. And we've had some success in doing that. The new positions will be here. That's with the -- with the star. The first -- oh, I'm sorry. I -- let me go back.

Because in the budget modifications, one of the things that was -- is also there is the reclassification of the vacant assistant chief's position to a deputy chief's position. After discussions with the Manager, I think this is a good idea. We currently have two assistant chief vacancies. The thought there is to make one of those a deputy chief position. The rationale -- and the Manager can certainly add to that -- for doing that, it creates a clear number two and it provides for our abilities to better plan in succession. So Mr. Manager, did I --

CITY MANAGER EVANS: You said it perfectly, Chief.

POLICE CHIEF WILLIAMS: So back to the -- to the org chart. That is an -- would be the new position. That's the deputy chief. Schematically he's just over here on this side. We haven't worked out those details yet. He could very well be assigned over there. This would be the -- the other assistant chief position. The crime -- Crime Scene people would be here. And our Community-Oriented Policing persons would be there. I'm sorry; the Crime Scene techs are there. This would be the Body-Worn Camera people here on the support side of the house.

Last -- last couple of slides, certainly. This represents our total violent crimes for the period 2002 to 2016. As you can see at our apex we had 903 instances of violent crime. We currently have 475. Over the past couple of years you see a -- a leveling of - of that activity. The next slide will demonstrate that as goes our sister city that's larger and to the south of us, so kind of goes the rest of our cohort cities in terms of violent

crime. But the red indicates Riviera Beach, and we're right here. And these are our other cohort cities. But as you see as the larger sister city goes, so goes some -- the smaller municipalities around. Why? Because our -- our persons who are engaged in those activities move between those two communities and others fairly easily.

Total crime. At its apex, Riviera Beach had 4,437 instances of overall crime. Now, this is violent crime, all crime. This is part 1, part 2 that includes our violent crime. To date at last year we -- we -- we reported 1,800 -- or 1,816 instances, which totaled about a 9 percent decrease last year in overall crime. This last panel is how we do and how we compare with our cohort cities. And as you can see, Riviera Beach is the red line, and when we talk about overall crime, part 1, part 2 crime, all the crime that is reported, all -- that all municipalities are required to report, we are here.

COUNCILPERSON HUBBARD: Which one -- where are we?

CHAIRPERSON MILLER-ANDERSON: The red.

COUNCILPERSON HUBBARD: Okay.

CITY MANAGER EVANS: Red. I'm sorry.

CHAIRPERSON MILLER-ANDERSON: The red.

COUNCILPERSON HUBBARD: Oh, we're still the red. Okay.

POLICE CHIEF WILLIAMS: Madam Chair, that concludes. I'm prepared for questions.

CHAIRPERSON MILLER-ANDERSON: Anyone have any questions?

CHAIR PRO TEM DAVIS JOHNSON: So -- Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

CHAIR PRO TEM DAVIS JOHNSON: So Chief, at our -- I inquired about the utilization of existing officers in lieu of hiring the new officers. You were explaining, I believe, the -- could you restate the rationale for the need for the additional four police officers? I know we are talking about four officers and I don't see -- let's see. I see the Community Policing -- the -- those are the four?

POLICE CHIEF WILLIAMS: Those -- yes.

CHAIR PRO TEM DAVIS JOHNSON: Where that star is?

POLICE CHIEF WILLIAMS: Where the star is, yes, ma'am.

CHAIR PRO TEM DAVIS JOHNSON: And -- and so you were explaining to me in the absence of a chart the need to add the Community-Policing Officers as opposed to reassigning -- I see officers here with no PSA. I don't know what that means, PSA. And it has a number behind it. I don't know what that dictates. But I -- I was inquiring about

the positions that I see here, as to whether or not those folks could actually do some of that work. So do you mind restating that for me?

POLICE CHIEF WILLIAMS: What that -- can you put that back up for me, please, the org chart.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Which one?

POLICE CHIEF WILLIAMS: The org chart. Almost there. On the operational side and each of those columns -- and you see the police service areas. Those are -- those are our -- our minimum staffing requirements for our current patrol plan. Within that platoon there are additional bodies.

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

POLICE CHIEF WILLIAMS: There's never a perfect sense where everybody is in place where they need to be all the time. So we have off days, sick days, training days. And so having those additional persons fill that gap. So on any given day, you know, we would not have those additional persons that you see that are not -- unassigned in that particular platoon. Now, on those days where we do, their activities are directed. They -- they are directed consistent with those platforms that I showed you, the things that they engage in.

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

POLICE CHIEF WILLIAMS: So, yes, can -- can we do what I'm suggesting -- can I -- can -- if forced to do, can I do what Council wants done, as I understand it --

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

POLICE CHIEF WILLIAMS: -- see a more problem-oriented policing visibility.

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

POLICE CHIEF WILLIAMS: And that's what these four bodies would do, be dedicated to a -- to a problem area based on needs and services and address the problems, be there, be able to spend the time resolving those. Most of those are quality-of-life kinds of concerns --

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

POLICE CHIEF WILLIAMS: -- as opposed to instances of criminal back -- behavior.

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

POLICE CHIEF WILLIAMS: You know, the -- the -- the shootings, burglaries and those kinds of things, although all of that and addressing that would be part of --

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

POLICE CHIEF WILLIAMS: -- their overall responsibilities. But in addition to that, because I think communities have become used to, when Community-Oriented Policing was introduced, having a unit that they could feel touch and say that's my person. And that exists currently. But with this group we will have the impact that I'm hearing Council suggest in terms of a programmatic impact. So we can target an area, introduce those persons, and they can work there until the issues and problems are resolved and then transition to others.

CHAIR PRO TEM DAVIS JOHNSON: So will those -- those four positions that you're asking for, they will be solely dedicated to CPO or are -- will that be a rotating schedule or are you assigning us four officers that we know for, I guess -- for four zones in the city, to be responsible for that?

POLICE CHIEF WILLIAMS: A team of four officers --

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

POLICE CHIEF WILLIAMS: -- that will be dedicated to focusing on those areas of problem and concern as identified.

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

POLICE CHIEF WILLIAMS: And I see them also coordinating the other kinds of Community-Oriented Policing efforts.

COUNCILPERSON DAVIS: Okay.

POLICE CHIEF WILLIAMS: So they become the point of contact for communities who say, Well, can I have an officer on a bike? Can I have an officer on a segue? We want to see more of that. They would be available to coordinate those kinds of efforts that would not only be done by them but also by those other platoons as part of how we do business.

CHAIR PRO TEM DAVIS JOHNSON: Okay. Just a couple of other questions. For a city our size, I see four majors, I see six captains and I think I see 17 sergeants. Is -- is that appropriate for a city our size? Is that -- are we top heavy in that sense?

POLICE CHIEF WILLIAMS: No, ma'am. Absolutely not.

CHAIR PRO TEM DAVIS JOHNSON: And tell me why.

POLICE CHIEF WILLIAMS: Well, in 2006 when we reorganized, we had a centralized method of delivering police services. We had a group of folks show up. They worked eight hours. They were responsible for service deliveries for those eight hours, and they just survived those eight hours and then they went on. Community-Oriented Policing, that's inconsistent with it. So in 2006 when we reorganized, we created three districts. In

addition to that we were at the apex of the recession. So at the start of that time we had 15 middle managers, lieutenants.

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

POLICE CHIEF WILLIAMS: We had two majors. We had two assistant chiefs and one chief. So a total of 20. When we reorganized, we reclassified the lieutenants to captains. We have now five captains, three majors, two assistant chiefs and a chief. For a total of 11. So we just simply -- we -- we -- we -- we -- we collapsed the middle management rank, renamed some persons at that level to be consistent with the areas of responsibilities, i.e., majors who became district commanders. And last year we reduced one -- we reduced the major to create an additional captain's position, because in our experiment, we attempted to enhance administrative responsibilities of first-level supervisors and it didn't quite work for us. So we need to have those middle managers back in place and that was the captains. And we have captains now for each platoon.

CHAIR PRO TEM DAVIS JOHNSON: Okay. So the professional standards captain, because he is, I take it, in the office maintaining those? He's not actually in rotation and on duty?

POLICE CHIEF WILLIAMS: No.

CHAIR PRO TEM DAVIS JOHNSON: That -- that's where I got to six. I'm just looking across your complement. There's a professional standards captain and then you have five captains to the right. Is that correct?

POLICE CHIEF WILLIAMS: That's correct. That's correct.

CHAIR PRO TEM DAVIS JOHNSON: Okay. So it -- it is a total of six captains.

POLICE CHIEF WILLIAMS: Total of six. We created the six when we eliminated the major's rank last year.

CHAIR PRO TEM DAVIS JOHNSON: And did I understand you --

POLICE CHIEF WILLIAMS: And that's the professional standards.

CHAIR PRO TEM DAVIS JOHNSON: Okay. And so did I understand you to say that you have reclassified or retitled the majors to district commander? Did I understand you to say that?

POLICE CHIEF WILLIAMS: That's -- yeah. In -- in '06 we reorganized and we created the three districts.

CHAIR PRO TEM DAVIS JOHNSON: Okay.

POLICE CHIEF WILLIAMS: Last year District 3 was collapsed into District 2 so now we have just the two districts or east side and west side.

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

POLICE CHIEF WILLIAMS: With majors over those areas of responsibility.

CHAIR PRO TEM DAVIS JOHNSON: Okay. So you said given no additional funding, you could make it happen to give us the four officers. But you want to be able to --

POLICE CHIEF WILLIAMS: Well, yeah. I could. I -- if forced we could -- we could do it but we would -- it would impact what we have in place currently. I mean, I would have to start looking at, you know, the level of people that are in various support assignments and see if -- if we can make do with less of those persons. I mean, do I need a Marine Unit?

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

POLICE CHIEF WILLIAMS: You know, do I need -- do I need three officers and a supervisor in traffic? You know, do I need an officer assigned to the U.S. Marshals Task Force. You know, I need three narcotic investigators. Do I need nine detectives? So to make it -- to make it work with -- within the -- within the existing confines --

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

POLICE CHIEF WILLIAMS: -- I mean, we'd have to look at impacts that way.

CHAIR PRO TEM DAVIS JOHNSON: How are we doing on our open advertisement for police officers? Are -- are we receiving -- are -- are we receiving responses? Are folks applying? Are we -- where are we?

POLICE CHIEF WILLIAMS: We are doing fantastic. There's -- there's a --

CHAIR PRO TEM DAVIS JOHNSON: So we're not -- we're not having any challenges in attracting talent to our -- our city?

POLICE CHIEF WILLIAMS: Absolutely not.

CHAIR PRO TEM DAVIS JOHNSON: So you -- you wouldn't anticipate any struggles in filling these four?

POLICE CHIEF WILLIAMS: No, ma'am. I would not.

CHAIR PRO TEM DAVIS JOHNSON: And how are we -- okay. I'm -- I'm good for a second.

CHAIRPERSON MILLER-ANDERSON: Anyone else? Anyone else have any questions, comments?

COUNCILPERSON DAVIS: Madam Chair?

COUNCILPERSON PARDO: Madam --

CHAIRPERSON MILLER-ANDERSON: Go ahead, Mr. Davis, then Miss Pardo.

COUNCILPERSON DAVIS: Chief Williams, on this conversation about filling positions and finding ways to get our community more engaged in the potential careers, we have this discussion of public safety. Do you want to wait a little later or do you want to talk a little now about the efforts that are being put together about recruiting from within the community?

POLICE CHIEF WILLIAMS: We can -- we can talk about that right now, Mr. Davis. You know, our efforts, our recruiting efforts -- and you know, thanks to Council, we are now as competitive as we can be with our cohort cities. And we are attracting quality individuals who want to come and join our agency. I anticipate that probably by the start of the fiscal year that we will not have any vacancies at all. We currently have -- it's either three or four individuals that are in the academy. Our recruiting strategy had been to identify folks from within the community.

COUNCILPERSON DAVIS: Uh-huh.

POLICE CHIEF WILLIAMS: Take advantage of the unique program that we have in our city where we pay for those individuals to go to the police academy. And at the end of that service they have a -- they have a commitment with us. But that has been our recruiting efforts, and we have a number of recruiting dates set where we're going to be out into the community recruiting hard from Riviera Beach. And we've had a great deal of success in recruiting from right here in our community, persons who are interested in being Riviera Beach police officers.

COUNCILPERSON DAVIS: And -- and the reason why I ask that, because I wanted you to elaborate on it 'cause this week alone I had three individuals from Riviera Beach really approach me, talking about that they actually put in an application, and they're excited about the opportunity to potentially coming on and being an employee for the City of Riviera Beach. And I think that's very valuable to use our resources that we have in place, because a lot of folks who are raised in the community, they -- they have jobs. But a lot of those jobs are not really career oriented.

And if we can give people that was born and reared right here in this community an opportunity to have a great source of income and really provide a -- a level of service for our local residents and people that grew up and love or -- even family members. They're less likely not to leave us in the future. You know? Not to say that we get bad police officers from not within. But it's really good to -- to give that opportunity. And it's really good to see that over the -- this all happened within this week. At least three people approached me. Three young -- two young men and one young lady actually approached me saying they actually put in the applications. So I think that was really good just to see, you know?

People are really looking at public safety as an opportunity to give back. So you know, with those efforts, Chief, I commend you for it, and whatever we can do to encourage and support you even more with those efforts, please let us all know. Those

are the stories that we need to get the press to -- to -- to tell, you know? Thank you.

CHAIRPERSON MILLER-ANDERSON: Who's --

POLICE CHIEF WILLIAMS: Thank you, Mr. Davis. And certainly any -- any -- any member that has and identifies an individual that they believe is of the quality to -- to -- to be a Riviera Beach police officer, you know, we certainly want to -- want you to put them in touch with us. You are our best recruiters. And we want to support that.

CHAIRPERSON MILLER-ANDERSON: Okay. Miss Pardo?

COUNCILPERSON PARDO: Chief, how much money do you put into your budget every year for training? And not just training the upper echelon. Training the guys on the, you know -- boots-on-the-ground guys. The beat.

POLICE CHIEF WILLIAMS: We -- we have -- we have a tremendous -- I -- I don't know the number right off the top of my head. But I sign any number of training requests. So for example, last year outside training total of over 7,000 hours of training that our police officers up and down the ranks received. We -- we deny very, very, very few of those.

My challenge to the shift commanders is to make certain that we're able to -- or they're able to fill the shifts when they allow and request that their men and women go for training. What was happening to me is that folk would say, We don't have enough people on the street. And then when I look at that, I see, well, two people are gone to training. And I don't set the schedules. You're responsible for that. How did that happen? And now you're saying you don't have enough folk on the street. We've worked through that and we've worked it out, and our goal is to provide as much training as we possibly can. And last year we did over 7,000 hours total training for the -- for the department.

COUNCILPERSON PARDO: Okay. And do we have speakers come in to talk to the officers or do the officers go off campus and have their training elsewhere? Just, you know, for an example, you know, everything that happened with -- what's his -- Corey.

CHAIRPERSON MILLER-ANDERSON: Jones?

COUNCILPERSON PARDO: Corey Jones. I know some police departments had speakers come in and, you know, they spoke about racial tension and, you know -- and other issues like that. Do we have speakers that come in or, you know, do all the guys go off campus for their training?

POLICE CHIEF WILLIAMS: They go off campus mostly for the training. We have had presenters come in. Primarily at the first-line supervision level we've had experts come in and talk. But most of the training is done at the training academy or at other agencies. We did have officers that went through some cultural sensitivity kinds of training around the Corey Jones period. And -- but we started doing that before --

COUNCILPERSON PARDO: Sure.

POLICE CHIEF WILLIAMS: -- Corey happened.

COUNCILPERSON PARDO: Right.

POLICE CHIEF WILLIAMS: And we continue to encourage that. So they take advantage of the courses that come up at the -- at the college through Region 12 of our training academy. And they make their requests. We permit them to go on duty. Most of -- or a lot of the training is at no cost to us. So we just have to find and allow them to go. And if the scheduling permits, then they do go. And then of course, you know, specialized training that costs, a number of officers attend that, also.

COUNCILPERSON PARDO: Okay. Thank you.

CHAIRPERSON MILLER-ANDERSON: Anyone else?

MAYOR MASTERS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

MAYOR MASTERS: Thank you. Good evening, Chief. How are you today?

POLICE CHIEF WILLIAMS: Hi, Mr. Mayor.

MAYOR MASTERS: When did you become the chief of Riviera Beach?

POLICE CHIEF WILLIAMS: February 10th, 2002.

MAYOR MASTERS: Okay. I want to call your attention to the FY '18 goals. Reduce personal injury crime by 7 percent. For we can all be clear, exactly what is personal injury crime? We could all be clear on that 'cause some may be clear and some may not be.

POLICE CHIEF WILLIAMS: Yeah. Well, for me it's violent crime.

MAYOR MASTERS: Okay. How did you come up with --

POLICE CHIEF WILLIAMS: Me punching you in the nose, me shooting you, me stabbing you, me kicking you. Yeah.

MAYOR MASTERS: Is that the same -- is that a little different from aggravated assault?

POLICE CHIEF WILLIAMS: That's -- that could be aggravated assault, yes.

MAYOR MASTERS: Pretty much the same? Okay. Is any -- how did you come up with the 7 percent rather than 20 percent or 30 percent or 10 percent? What was -- was anything mystical or magical or divine about the number 7 here?

POLICE CHIEF WILLIAMS: Nothing mystical or magical. I -- my team and I believe that it was an obtainable goal. Reducing, preventing, predicting violent crime and where it's going to occur is -- is -- is a risky proposition by its very nature. But we believe if we stay

consistent with what we've been doing, that we're going to impact it. And -- and we have. You know, the partnerships that we've created with other agencies to target specifically those individuals who are engaged in -- in this activity has -- has provided, you know, great dividends for us. And it's why we've experienced the reductions that we continue to experience in -- in that area.

MAYOR MASTERS: Okay. You said that the reason that we have not been accredited -- I mean, well, one of the things you said was that because of our building -- or were you talking about the size of our building?

POLICE CHIEF WILLIAMS: No. No. Our -- our current building will -- will not put us in a position to receive accreditation based on the services that we provide and say we provide in that building.

MAYOR MASTERS: Has nothing to do with size, though, does it?

POLICE CHIEF WILLIAMS: Well, to cure it we're going to need more space so, yes, it does have a little to do with size. We can't do what we need to do in the existing footprint.

MAYOR MASTERS: So we've known since 2002 that we would not be accredited, period, with that in -- that department in that building? That -- is that what we're saying?

POLICE CHIEF WILLIAMS: Well, maybe 2004 we knew.

MAYOR MASTERS: I'll give you two years.

POLICE CHIEF WILLIAMS: But tooth -- but tooth -- tooth and -- we started even though we could not -- we started the accreditation. Or well, actually, the accreditation process was started prior to '02. The City contracted with an individual who said that he could get -- get the City, get us accredited in a year. And I think we paid that individual 10 or \$15,000 and that didn't happen. So that was discovered about '04. And I also discovered in '04 is that that individual was -- in moving toward accreditation created a policy and procedure manual where they took Palm Beach Gardens' policies and procedures and made them Riviera's. And in many instances didn't even change the name in the department. So --

MAYOR MASTERS: I'm --

POLICE CHIEF WILLIAMS: -- we started fixing that in '04 and began our own accreditation process. And where we are currently is that our policies and procedures are pretty much in place and that aspect of the accreditation process, I would say, we're probably 75 percent or better completed. The remaining challenges for us are going to be, you know, the infrastructure. For example, you know, the sight and sound requirements for prisoners and those kinds of things.

MAYOR MASTERS: And we've -- we've had that for a long time. The same little jail that we have over there is the same thing we've had for years, correct?

POLICE CHIEF WILLIAMS: Oh, we have a -- we -- we -- we have a holding facility.

MAYOR MASTERS: Holding -- well, yeah, I call it a little jail. Holding facility. Palm Beach -- I'm glad you mentioned Palm Beach Gardens, Chief, because Palm Beach Gardens at the time during the accreditation when we were going -- it was a much smaller building. Their -- their -- their building, their police department was much smaller than ours. And -- during those years; is that correct?

POLICE CHIEF WILLIAMS: Not --

MAYOR MASTERS: Or do you know?

POLICE CHIEF WILLIAMS: -- no -- well, no, it's -- it -- it wasn't smaller than ours. I -- I remember visiting the chief there and it -- no, he always had a larger building. So -- and a more modern building.

MAYOR MASTERS: It's certainly more modern. It just seemed a bit smaller to me. Let me ask you this. What else -- I -- and I know you -- I've always told you that you are very -- you present very well, talk very well. So I want you to answer some of these questions as if I am in the third grade, because there are other people out there that may not be on the same educational level that you are in answering your questions. So break it down and keep it as simple as you can. Tell me what else is involved in the accreditation process. I know you said our policies and procedures are there now. 70 percent or 75 percent. Which means they weren't there a few years ago but they're there now. What else?

POLICE CHIEF WILLIAMS: Well, as far -- as far as the infrastructure is concerned, what accreditation does is -- is measure and validate what you say you are doing in your service delivery.

MAYOR MASTERS: Uh-huh.

POLICE CHIEF WILLIAMS: And if you look at all the things that we do that are part of our operational service delivery, they will not meet accreditation standards, starting with, for example, that holding cell that you're talking about. We need to have, for example, clear sight and sound separation of every level of person that we bring into that cell. So that means juveniles, females, males. And facilities for those persons to -- to use and be engaged in. And the ability to monitor their behavior and activities, you know, while they're there is -- it -- is the primary -- primary one. Our evidence and evidence collection. With the current renovations we probably could meet the standard, but we still have some gaps there, also, that -- that we're retrofitting as I speak for our new building -- I mean, for our new -- for our existing building on the second floor. But that's kind of an example.

MAYOR MASTERS: So we don't have any accreditation, then, right now?

POLICE CHIEF WILLIAMS: No. We're not accredited, no.

MAYOR MASTERS: We don't have the C-- you're familiar with the C -- CALEA, which is

the advanced law enforcement accreditation? We're not -- we don't have that, either?

POLICE CHIEF WILLIAMS: No.

MAYOR MASTERS: Okay. I just want to read this into the record and then I'll move on. "The Law Enforcement Accreditation Program was first accredited --" or whatever "-- program established by CALEA after its founding. It was originally developed to address what was seen as a need to enhance law enforcement as a profession and to improve law enforcement service delivery. That mission continues today through a tiered law enforcement accreditation program. Agencies may participate in either the CALEA law enforcement accreditation or the CLEA [sic] advanced law enforcement and accreditation without regard to agency size."

I want to move on. I'm going to go back to your 5 percent -- 7 percent of aggravated assault or personal injury. Are you familiar with any cities in America that have reduced their violent crime more than 7 percent?

COUNCILPERSON DAVIS: No. I'm tired of this.

MAYOR MASTERS: Excuse me? It's -- somebody's talking? I thought I heard somebody talking.

COUNCILPERSON DAVIS: Yeah. That was the rats.

POLICE CHIEF WILLIAMS: No, I -- I -- I -- I haven't looked at anyone's -- anyone's statistics, no.

MAYOR MASTERS: Okay. Philadelphia has a PAL Program. They were able to reduce violent crime -- and it's -- you can look it up. Everybody likes to Google. Google this: 39 percent as relates to young adults, juvenile crime in those areas we have the PAL centers. I do want to

comment -- compliment you on the Body Cam. Thank you very much. A couple more thing, Chief. What's going on with our Citizens on Patrol Program right now?

POLICE CHIEF WILLIAMS: I'm not quite sure I understand the question.

MAYOR MASTERS: Well, you have it here on your Community Policing. We -- we do have Citizens on Patrol?

POLICE CHIEF WILLIAMS: We have citizens on --

MAYOR MASTERS: I know we had them in certain neighborhoods. Can you give me a little update? Are we -- is it still active and how's --

COUNCILPERSON PARDO: They're active in -- on Singer Island.

CHAIRPERSON MILLER-ANDERSON: Hold on. Hold on.

MAYOR MASTERS: On Singer Island? I just need to know are there other areas that we have community -- Citizens on Patrol? I know you have to have so many people to sign up, but just give us an update.

POLICE CHIEF WILLIAMS: Yeah. Well, they're -- they're volunteers and --

MAYOR MASTERS: Right.

POLICE CHIEF WILLIAMS: -- we -- we -- we have a -- a strong volunteer base and I -- I see them out and about all the time.

MAYOR MASTERS: I think Councilwoman Pardo said they're very active on the island.

COUNCILPERSON PARDO: Right. So we have a -- a car, a Citizens on Patrol car. It stays over at Station 3. And we have several volunteers. They were trained by the Riviera Beach Police Force and they take turns. As a matter of fact, today's Friday. On Wednesday they came down my block and they --

MAYOR MASTERS: It's wonderful that you have a -- wonderful you have it on the island. Chief, do we have any citizens --

COUNCILPERSON PARDO: Right. But it's neighbors. Just remember.

MAYOR MASTERS: Right.

COUNCILPERSON PARDO: It's -- it's our neighbors --

MAYOR MASTERS: Right. Chief, do we have any Citizens on Patrol --

COUNCILPERSON PARDO: -- who have taken the time.

MAYOR MASTERS: -- in the -- in the high-crime areas in Riviera Beach?

POLICE CHIEF WILLIAMS: Yes.

MAYOR MASTERS: Okay. They're pretty visible, too, aren't they? I -- I haven't -- I mean, are they visible? Pretty much so?

POLICE CHIEF WILLIAMS: I think they do a fantastic job.

MAYOR MASTERS: So Federal Gardens, Monroe Heights and those areas, there are Citizens on Patrol?

POLICE CHIEF WILLIAMS: Yes. Yes. I think they do a fantastic job.

MAYOR MASTERS: I haven't seen them.

COUNCILPERSON DAVIS: I see this all the time.

MAYOR MASTERS: I wanted to talk about the newsletter. The police department has a newsletter, right?

POLICE CHIEF WILLIAMS: Yes.

MAYOR MASTERS: And how much does that cost to print that? I mean, I'm sure that's in the budget here.

POLICE CHIEF WILLIAMS: Oh, I don't know. Like \$1,700, maybe.

MAYOR MASTERS: We're sending that out -- are we doing that in house or we sending that out of state?

POLICE CHIEF WILLIAMS: No. We're -- we're doing that here locally.

MAYOR MASTERS: Okay. I know at one point we had -- wasn't -- wasn't something being printed out of state for the police department?

POLICE CHIEF WILLIAMS: Not that I'm aware of.

MAYOR MASTERS: Oh, really? Okay. Let's go to your organizational chart. How -- what are the salaries at -- just to save time -- of the one, two, three -- what's the salaries of the majors? Do you know?

POLICE CHIEF WILLIAMS: Can you help me, Randy?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Yeah.

MAYOR MASTERS: Excuse me?

POLICE CHIEF WILLIAMS: 80,000?

MAYOR MASTERS: You're talking to me?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Yeah.

MAYOR MASTERS: Oh, I thought you were.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Oh, (unintelligible).

POLICE CHIEF WILLIAMS: Yeah.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Sorry (unintelligible).

POLICE CHIEF WILLIAMS: Yeah.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Yeah,

(unintelligible).

POLICE CHIEF WILLIAMS: So I don't know off the top of my head but --

MAYOR MASTERS: Mr. Director, tell me what does --

POLICE CHIEF WILLIAMS: After -- after consulting with the Finance Director, we came up with around 80,000.

MAYOR MASTERS: 80,000.

POLICE CHIEF WILLIAMS: 80,000, yes.

MAYOR MASTERS: And captains, one, two, three, four, five, and I think I see six here. I don't know. How many captains do we have?

POLICE CHIEF WILLIAMS: Six. Six.

MAYOR MASTERS: Six? What are -- Mr. Sherman, I know that the Chief doesn't have those figures off the top of his head but you have it on your laptop? What are the salaries of those captains, those six captains, one, two, three, four, five, six?

POLICE CHIEF WILLIAMS: They're around 70 --

MAYOR MASTERS: Just one.

POLICE CHIEF WILLIAMS: -- they're around 75.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Right. Yeah.

MAYOR MASTERS: Okay. Well, following the line of questioning of Councilwoman Tonya Davis Johnson, I think we are top heavy and I don't think there's a need to have all these positions. But if you think so in a city our size, who am I to question it. But I -- I'm not -- I certainly don't agree with it.

I want to move on to the total of violent crimes. You've got money in the budget, as you have put in here, to help us fight crime and to reduce crime. 2002. Our murder rate was 5. 2016 -- and this is the -- covers the tenure of -- of your service to our city. But from -- increase. I mean, it was up and down but in 2016, which is the latest statistics you had, we had 9 murders, homicides in 2016 as compared to 2 -- 5 in 2002. Is there any reason -- can you tell me why did that increase over those period of time as we continue to budget your department and yet with murder it has gone up since 2002? And currently the last stats that you -- that you are providing says we had 9 homicides in 2016. Can you comment on that, please?

POLICE CHIEF WILLIAMS: Not really, Mr. Mayor. I don't know --

MAYOR MASTERS: Okay.

POLICE CHIEF WILLIAMS: -- what comment you want me to have as -- as to the number of --

MAYOR MASTERS: I -- I guess that --

POLICE CHIEF WILLIAMS: -- as to the number of homicides. You know, it is --

MAYOR MASTERS: It is what it is.

POLICE CHIEF WILLIAMS: -- it's -- it's unfortunate that people resolve their disputes through the barrel of a gun. You know, absent a police officer being right there and standing next to the person that wants to take the life of the other person, I --

MAYOR MASTERS: I understand that, Chief.

POLICE CHIEF WILLIAMS: -- don't know -- I don't know how -- I don't know how they do it.

MAYOR MASTERS: Well, let me move on.

POLICE CHIEF WILLIAMS: So -- yeah. So I --

MAYOR MASTERS: But any rate, let me move on. If you don't -- if you don't have an explanation and you don't know, I -- I understand. Rape 2003 was 28. 2016, many, many years later, almost the same. It's 23. It went down a little bit. But I want to commend you on robbery. When you came here -- and that's the -- the one that it is really -- you did a -- a good job and you did great on robbery. 2002 it was 180. 2016 it was 56. So you did a good job. What'd you do with that that caused that to go down but -- in that one category? You have a --

POLICE CHIEF WILLIAMS: Well --

MAYOR MASTERS: -- you have a -- a reason for that one --

POLICE CHIEF WILLIAMS: No.

MAYOR MASTERS: -- going down?

POLICE CHIEF WILLIAMS: Every -- everything that we have in place, all those -- those platforms that I just showed you, had an impact on total violent crime numbers.

MAYOR MASTERS: Okay.

POLICE CHIEF WILLIAMS: And I --

MAYOR MASTERS: 2002 as we continue to finance our department --

POLICE CHIEF WILLIAMS: -- that's where we stand right now.

MAYOR MASTERS: -- again, aggravated assault was 327. 2016 it increased during your -- your tenure years to 2016, 300 to 87. Now, I want to ask you, Chief, who prepared these stats?

POLICE CHIEF WILLIAMS: Who prepares the stats?

MAYOR MASTERS: Yes. This -- this -- this page. This total violent crimes. The one that you --

POLICE CHIEF WILLIAMS: Who prepares the information?

MAYOR MASTERS: -- that you're presenting, that you presented tonight.

POLICE CHIEF WILLIAMS: Oh, I produced this.

MAYOR MASTERS: Okay.

POLICE CHIEF WILLIAMS: Yeah. But the numbers are from the Florida Department of Law Enforcement.

MAYOR MASTERS: You prepared it but these numbers are what we got from Florida -- FDLE?

POLICE CHIEF WILLIAMS: Yeah. Yeah. I just created -- I just created the -- the chart -- the graphs.

MAYOR MASTERS: The graphs.

POLICE CHIEF WILLIAMS: But the numbers are reported numbers.

MAYOR MASTERS: Yes. Are you -- are you aware --

POLICE CHIEF WILLIAMS: Florida Department of Law Enforcement.

MAYOR MASTERS: -- with homicides that we have had -- well, we had one the other day but I'm -- the morning, 3:00 in the morning, man that hadn't only been here, what, a few weeks from New York? But anyway, my -- my point is, are you --

POLICE CHIEF WILLIAMS: He'd only been here a few weeks from New York, and he had a -- he had a felony record as long as both my arms and all of those kinds of things.

MAYOR MASTERS: Okay.

POLICE CHIEF WILLIAMS: You know, the reality is that if you are a citizen in the City of Riviera Beach, if you're not otherwise engaged in high-risk behavior, the likelihood of you becoming a victim of crime is nil.

MAYOR MASTERS: And FD -- and FDLE -- are you aware that there has been 18 -- it was 17 and it was -- has been 18 homicides in our city in -- in the last 12 months.

Eighteen. Is that a -- a number that you -- you -- are you aware of that?

COUNCILPERSON DAVIS: Point of order, Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON DAVIS: We're here to discuss the budget. If the Mayor wants to discuss each program to find out what he want to address, I can support this conversation. But it's almost -- it seem that it's going down the wrong road. Mr. Mayor, I would just ask you to get to where you need to get to so we can focus on the budget. We still have the fire department here. The fire chief's standing waiting to --

MAYOR MASTERS: Okay. Let me just say this.

COUNCILPERSON DAVIS: -- get through some time (unintelligible) with all due respect, sir.

MAYOR MASTERS: Thank you. Thank you. Thank you and your respects. My question is, Mr. Chief, we've had 18 homicides in the last 12 months in this city. That's a fact.

POLICE CHIEF WILLIAMS: Well --

MAYOR MASTERS: And -- and I know you -- that -- you know, you -- you know, it -- it is what it is. And my final -- I'm just going to summarize it in one statement. I don't have a vote but I have a veto. And I'm -- I'm going to perhaps be looking at doing something this year that I haven't done. And let me just say this for the record and for -- for the -- for my edification of the fellow -- fellow colleagues. I am not going to buy in on this system here that you've prepared with all these captains and all these majors, and especially another assistant chief or deputy chief. I won't approve that. That's all my comment. That summarize it. Thank you, Mr. Davis. You brought me to a quick summation. Thank you.

CHAIRPERSON MILLER-ANDERSON: Okay. Miss Hubbard had a question and then if we don't have any more we'll move to Fire. Go ahead, Miss Hubbard.

COUNCILPERSON HUBBARD: Just a -- a -- I guess just a point -- a couple of points and maybe questions, Chief. The -- I guess what I want our public to take away from feeling safe and being safe in -- in our city is that the overall crime, we've had a -- we've had a reduction in crime. And if we want to see more police on the street, we're going to have to put more money in the -- in the budget just for -- for that. If seeing police up and down the street are going to make people feel safe, you know, just like we said with the library and the other things that we wanted, we're going to have -- we -- I think we should be prepared to add some more money to that. Even FDLE has recognized that the City of Riviera Beach, you know, has -- has -- has reduction in crime comparatively speaking.

And you know, it was quite pleasing to see the charts that was up there. It's where -- where we -- where we sit. The -- the -- the things that I think that we need to do to deter crime is going to be more educational and more economically. It's not going to be all through the law enforcement department. Because usually the crime has been committed

when the police officer shows up. Nobody really calls and say, Hey, I heard they're coming to shoot me, stab me, kill me. Can you come by here just in case. So we want to educate our children on dispute. We want to take them to other places in their minds by teaching, by having the school programs so they learn that they -- so they learn to read. And most of all, I want to provide economic opportunities.

Business opportunities, jobs for kids so that the idle minds are not the -- the devil's playground. And how we, you know -- how we respond to crime is what we have to measure. We can't respond to how many crimes we've had. It's how quick you get there when I call you, 'cause that's the only time that I think that law enforcement is going to be involved. And that's -- that's my biggest concern. Yes, I'd like to see a police car every time I go out the door. But what I want to see is how quick you get to me when I call 911. Those -- those are the things I'm looking for.

But on a personal note of -- of a desire that I would have -- and I don't know what it would take to make this happen. When you go inside the police department and the window that's rolled down, I like to see that up, like, 24/7. And that it's -- some of the people who are working inside be there so they can help the people that come inside so they don't have to pick up the phone and call anybody. So that's -- you know, from a, I guess, customer service or presence or, say, like if someone chased me into the police department. At least it'll be somebody there that kind of can scare them off or something. So that's what -- that's what I would like to see happen.

MAYOR MASTERS: Madam Chair, one final statement.

CHAIRPERSON MILLER-ANDERSON: Hold on one minute. So you want the Mayor -- the Manager to bring back --

COUNCILPERSON HUBBARD: Or if the --

CHAIRPERSON MILLER-ANDERSON: Or what do you want?

COUNCILPERSON HUBBARD: -- if the Chief can tell me what that would take to make it happen, and he might have to see about more money with the Manager or something like that. That might be the answer. But I don't know.

POLICE CHIEF WILLIAMS: Miss Hubbard, let me -- I would love to be able to sit down with the Manager and talk about it. You know, at any given time, you know, probably 1 or 2 percent of my workforce is on some sort of modified or restricted duty. And we're -- we're -- we're always looking for useful places for them to -- to work under their restriction that it's going to be. So behind that glass and being available and -- when someone come -- comes in might be one of the things that I might get my management team to look at as opposed to --

COUNCILPERSON PARDO: Excellent idea.

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

POLICE CHIEF WILLIAMS: -- expanding bodies.

CHAIR PRO TEM DAVIS JOHNSON: Okay. I think that's an excellent idea.

POLICE CHIEF WILLIAMS: If I could take that approach.

CITY MANAGER EVANS: Yeah, certainly.

COUNCILPERSON HUBBARD: Thank you.

CHAIRPERSON MILLER-ANDERSON: Okay. Mayor and then I -- I did have something before we go on.

MAYOR MASTERS: Final statement.

CHAIRPERSON MILLER-ANDERSON: Go ahead.

MAYOR MASTERS: Chief, just to close with one final -- I wrote it down but I didn't say it. Baltimore, Maryland, where there are PAL program -- centers, rather, in their areas -- and this is related to budgeting, because you're asking for money, and I want to see the money spent in a way that's going to reduce the crime and the violence. But just -- just for the record, 50 percent they were able to reduce juvenile arrests in Baltimore, Maryland, where they were PAL centers. 50 percent. And I agree with Councilwoman Lynne Hubbard. I, too, wanted to see the resources -- more resources or whatever it takes. And I think we ought to start with consolidating some of these heavy -- super heavy positions that I won't support for this budget. Thank you.

CHAIRPERSON MILLER-ANDERSON: Okay. And so you touched on about the PAL Program. I don't know if, at this time -- well, we really have drug this on a while. So maybe we can look into various ways of -- and have the Chief -- I know his assistants were with us when we met with PAL, with the West Palm Beach PAL in regards to just getting information on it. Maybe we can discuss that.

But I -- if we need to put it in the budget, I'd -- I'd want that to be at the forefront of us being able to have that conversation and the types of programs so that we're not duplicating what we're already doing in Parks and Rec. It would obviously be, you know, sports such as maybe boxing, wrestling, something that we're not doing in Parks and Rec. But I -- I do want to make sure that we have that conversation and look at funding streams for that. I do understand that there's a foundation. Usually there are 501(c)(3)s that support the PAL programs. But if it -- if necessary, we may need to look at how we can put that into the budget, as well. I had a question about the -- do we have our -- do we have an active Explorer's Program?

POLICE CHIEF WILLIAMS: We -- we've created -- just launched our Explorer Program. We now have 10 Explorers.

CHAIRPERSON MILLER-ANDERSON: Okay.

POLICE CHIEF WILLIAMS: And going to be rolling that out here real soon.

CHAIRPERSON MILLER-ANDERSON: Okay. And then a -- like a Citizen Police Academy?

POLICE CHIEF WILLIAMS: Citizens' Police Academies we've done in the past. We --

CHAIRPERSON MILLER-ANDERSON: Were they beneficial? Are people engaged in it or --

COUNCILPERSON DAVIS: Yeah.

POLICE CHIEF WILLIAMS: Yes. People were engaged in our Citizens' Police Academies.

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

POLICE CHIEF WILLIAMS: But, you know -- you know, what we've done as opposed to putting on the academies is just encourage folk to come over and -- and ride with us and many have. Many community leaders have. And they get to interact with the police officers while they're doing their jobs as opposed to in the classroom settings. And so --

CHAIRPERSON MILLER-ANDERSON: Okay. So it's kind of like it's -- it's --

POLICE CHIEF WILLIAMS: -- so we -- yeah, we've -- we -- we've done it. The -- the sustaining effort for us has --

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

POLICE CHIEF WILLIAMS: -- you know, so what do you do after you graduate from the academy?

CHAIRPERSON MILLER-ANDERSON: Right.

POLICE CHIEF WILLIAMS: So what we've done is invite them back and many have come back and ridden, like yourself --

CHAIRPERSON MILLER-ANDERSON: Right.

POLICE CHIEF WILLIAMS: -- with officers to see what it is that they do.

CHAIRPERSON MILLER-ANDERSON: Okay.

CITY MANAGER EVANS: Madam Chair.

CHAIRPERSON MILLER-ANDERSON: Yes.

CITY MANAGER EVANS: What we'd also like to consider is a Citizens' Academy where, for a 12-week period, once a week they go through all the different departments and see

all the different services that are provided, and so each department gets an opportunity to share their budget, their staffing, and all that and so it really gives folks a good opportunity to see city operations.

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

CITY MANAGER EVANS: Holistically. And in my past experience you had to go through Citizens' Academy before you served on an advisory board.

CHAIRPERSON MILLER-ANDERSON: Right. Okay.

CITY MANAGER EVANS: That was the mechanism to be able to appoint people.

CHAIRPERSON MILLER-ANDERSON: To get on the board.

CITY MANAGER EVANS: So that's something that's in the works that we'd like to create.

CHAIRPERSON MILLER-ANDERSON: Okay. All right. All right. Thank you. That's it for police.

MAYOR MASTERS: Thank you, Chief.

FIRE CHIEF DUREN: Good evening, Council. Reginald Duren, Fire Chief. I first want to state that the Fire Rescue is committed to ensuring the citizens of Riviera Beach the highest level of services with the resources provided. As you look at this first slide you'll see that Fire Rescue consists predominantly of emergency medical services as well as other fire and emergency-related services. We're not -- now taking on, with your approval, Ocean Rescue, as well as fire inspections.

Under budget modifications, as we discussed, we're looking at lifeguard activities in the area of additional complement of firefighters. We have two suppression units here in the city that only have two firefighters. There is no other city in the county that has two individuals riding a suppression unit that is as densely populated and also contains high-rise. This will add to our efficiency. It will further allow the County to automatically dispatch with us rather than being requested, because they will know that when they ask us for resources, we'll be able to give them equal and like resources.

COUNCILPERSON DAVIS: Madam Chair?

CHAIR PRO TEM DAVIS JOHNSON: Mr. Davis?

COUNCILPERSON DAVIS: Chief.

FIRE CHIEF DUREN: Yes, sir.

COUNCILPERSON DAVIS: Can you explain what's a -- say what type of unit it was again?

FIRE CHIEF DUREN: I'm sorry. Engines and ladder trucks are considered to be

suppression units.

COUNCILPERSON DAVIS: Okay. All right.

FIRE CHIEF DUREN: Not rescue units.

COUNCILPERSON DAVIS: Okay. All right.

FIRE CHIEF DUREN: What -- what we're asking for in this budget is this:. We realize we need to increase staffing. We've applied for a SAFER Grant. As part of that SAFER Grant, they will pay for 75 percent of the salaries and we have to have the required match. What I've asked in this budget is to allow me late in the year, if it turns that we are not successful in getting the grant, to allow to take those match dollars and add two personnel and try to effectively have a smoothing situation where we slowly, over the course of several years, maybe add in the corrected contingent to get those suppression units up to three.

COUNCILPERSON DAVIS: Okay. That's fine.

FIRE CHIEF DUREN: Under our goals for the year we'd like to continue with our educational initiatives for our firefighters, focusing on things such as communications, leadership and obviously we want to focus -- focus on our tactics, as well. We're going to be working very closely with HR to receive some of these training so it's consistent with what the City wants delivered to our personnel. We're also going to look to enhance our efficiencies within our organization, and we're going to do that, again, by streamlining the operations as much as possible and just being more effective at using the resources that we have.

When you look at our operating budget, a large portion of the increase is due to the fact, again, of adding Ocean Rescue. On our capital projects, as you're well aware, we have a couple of significant ones in terms of rebuilding Fire Station 2. Fire Station 2 next to Barracuda Bay. That -- that station is approaching almost 50 years old, as well as the station that we have on Singer Island. We've prioritized Station 2 as being more immediate in terms of conditions of that station. Our number three priority here is the driveway in front of Fire Station 1 right here. We have conditions where the concrete is deteriorating, and we have exposed rebar and it's both -- both a hazard to the citizenry as they walk across our driveways, as well as our apparatus when we exit the station.

CHAIR PRO TEM DAVIS JOHNSON: That concludes your report?

FIRE CHIEF DUREN: Yes, ma'am.

CHAIR PRO TEM DAVIS JOHNSON: Are there any questions from the board?

COUNCILPERSON HUBBARD: Yes, please.

MAYOR MASTERS: Yes.

CHAIR PRO TEM DAVIS JOHNSON: Councilwoman Hubbard.

COUNCILPERSON HUBBARD: Mr. Duren, do -- for Fire Station 2, do we have funds to get started on the planning of -- for rebuilding Station 2, and I guess with our money that's coming on line, then you know, put that in, as well? Where are we financially as far as capital projects being -- dollars, rather, of being able to start on Station 2 as soon as possible?

FIRE CHIEF DUREN: Yes, ma'am. Within this budget we do have money in place for design. The design will easily take six or eight months before we have some renderings that we can produce before the council to show them what we project doing. So yes, there is funding in place currently.

COUNCILPERSON HUBBARD: So is -- that's something that we can expect to come to the council soon? So we can get started on -- on Station 2?

FIRE CHIEF DUREN: I believe that during next fiscal year we -- the -- we will be able to bring something to you so that you can see --

COUNCILPERSON HUBBARD: Next fiscal --

FIRE CHIEF DUREN: -- what the vision is of that facility.

COUNCILPERSON HUBBARD: Okay. So you're talking next fiscal year. I was asking you was there any funds, at least for designs, in the current budget.

FIRE CHIEF DUREN: Yes, ma'am. There is. We just need to get an architect. We haven't had a contract in place to obtain an architect, and we have that, I believe, coming in the next council meeting and so we should be able to move forward.

COUNCILPERSON HUBBARD: Okay.

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

CITY MANAGER EVANS: And what will happen is the architectural services will transcend fiscal year. So we should have, during the first part of the fiscal year -- have the architectural services complete and have a design and then proceeding forward with moving to construction, the construction phase.

COUNCILPERSON HUBBARD: Okay. What about the -- the driveway for Fire Station 1?

FIRE CHIEF DUREN: Yes, ma'am.

COUNCILPERSON HUBBARD: Do we -- we didn't have anything in capital -- in -- in capital budget to repair a driveway? The driveway?

FIRE CHIEF DUREN: Well, that's something that, for whatever reason, has gotten

significantly worse over this past year and we noticed that it got down to the -- the rebar and we have to make choices.

COUNCILPERSON HUBBARD: Uh-huh.

FIRE CHIEF DUREN: And we recognize this has now become a priority for us to remedy, and we're certain that with this funding we'll be able to resolve that issue.

COUNCILPERSON HUBBARD: Okay. Okay. And Fire Station 3 is up for -- it's up for the -- for the rebuild for the 3 million 8. Okay. Gotcha. Okay. Thank you, sir.

FIRE CHIEF DUREN: Thank you, ma'am.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

CHAIR PRO TEM DAVIS JOHNSON: Oh, I'm sorry.

CHAIRPERSON MILLER-ANDERSON: Are -- you're done, right?

MAYOR MASTERS: Yeah.

CHAIRPERSON MILLER-ANDERSON: Oh.

MAYOR MASTERS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: What did he say?

CHAIR PRO TEM DAVIS JOHNSON: He -- he's -- he's --

CHAIRPERSON MILLER-ANDERSON: Oh, okay. Go ahead. I didn't hear you. Go ahead. He didn't --

MAYOR MASTERS: Thank you. Chief, I just want to say that the monies that you're asking for are well received from -- from the Office of the Mayor. I want to commend and compliment you. You're somewhat new to the fire department. And since you have been here I've noticed that the budget that you've always asked for has been really needed, and you have used the money on the ground with -- with your fire people. And I appreciate that, one of the things that I'm happy to see. When Troy Perry was the -- the chief, when young people were shot, many times the fire people would go and wait until the police cleared the scene. And as a result sometime it took them a little longer and the person died. Maybe could have died. But one thing you've done is that your response time -- and the officers -- and the -- the police officers and the fire people are getting there and getting there quickly. And I -- I appreciate seeing that. I -- I've noticed that and all the other things that you're doing with the preventive strategies. People need to understand the fire department's not just to put out fires but you do so much more. And I'm happy to be a part of the fire and I appreciate the support that I have received from --

from the fire department, as well as the police department this past year.

CHAIRPERSON MILLER-ANDERSON: Thank you.

MAYOR MASTERS: Thank you.

COUNCILPERSON DAVIS: Madam --

COUNCILPERSON PARDO: Madam Chair?

FIRE CHIEF DUREN: Thank you, sir.

CHAIRPERSON MILLER-ANDERSON: Miss -- Miss Davis Johnson and then Miss Pardo.

CHAIR PRO TEM DAVIS JOHNSON: Chief Duren -- thank you, Madam Chair. Chief Duren, these -- you -- you said that it's about \$70,000 to repair the driveway?

FIRE CHIEF DUREN: Yes, ma'am. We have issues both in the front of the station and the rear. But the front, which you can see visually, is the most dramatic.

CHAIR PRO TEM DAVIS JOHNSON: And in your capital I see that total under the five-year total. I'm -- I don't see it under 2017/2018 so --

FIRE CHIEF DUREN: I think that's just a scrivener's error.

CHAIR PRO TEM DAVIS JOHNSON: Oh, okay. Okay. Because I'm thinking that that should certainly be a priority and we don't want that out there for five years. So there is currently dollars in the budget to support --

MAYOR MASTERS: You don't make those kind of errors, Chief.

CHAIR PRO TEM DAVIS JOHNSON: -- the need to replace that?

MAYOR MASTERS: In next year's fiscal budget I'm certain that there will be.

CHAIR PRO TEM DAVIS JOHNSON: Mr. City Manager --

CITY MANAGER EVANS: We will -- we will be able to address that with some additional -- or, well, some -- some savings that we will experience in the organization that we will be able to get that done sooner rather than later.

CHAIR PRO TEM DAVIS JOHNSON: In this fiscal year?

CITY MANAGER EVANS: In fiscal year '18.

CHAIR PRO TEM DAVIS JOHNSON: So we're talking about after September -- after October 1?

CITY MANAGER EVANS: That's correct.

CHAIR PRO TEM DAVIS JOHNSON: So is that situation -- can -- can it be held off until that time?

FIRE CHIEF DUREN: Yes, ma'am. I believe we absolutely can wait.

CHAIR PRO TEM DAVIS JOHNSON: So you don't believe that there is any liability if someone should walk on the exposed rebar, as you said --

FIRE CHIEF DUREN: Uh-huh.

CHAIR PRO TEM DAVIS JOHNSON: -- there's no potential liability before September -
-

FIRE CHIEF DUREN: Yeah. That is we just worry about it getting worse.

CHAIR PRO TEM DAVIS JOHNSON: -- 30th?

FIRE CHIEF DUREN: That's why we're somewhat pre-emptively so it doesn't seem correct to address that. But I believe we can make it till next fiscal year.

CHAIR PRO TEM DAVIS JOHNSON: Okay. And then out of the -- so to understand, we can start -- we have the dollars in the budget for 2017 for design. Because you said about six to eight months, so that would take us almost -- if we start now and secure the services of the architect for design, it will take us six months. So that'll take us through the end of the year, maybe into February with an actual design. And we will have identified additional dollars that can support the construction by the time that we are done with that design and looking to put it out to bid?

FIRE CHIEF DUREN: I'd have to defer to --

CHAIR PRO TEM DAVIS JOHNSON: Mr. City Manager?

FIRE CHIEF DUREN: -- City administration. The answer is yes.

CITY MANAGER EVANS: Of course.

CHAIR PRO TEM DAVIS JOHNSON: The answer is yes?

CITY MANAGER EVANS: Absolutely.

CHAIR PRO TEM DAVIS JOHNSON: Okay.

CITY MANAGER EVANS: Whatever the council wants.

CHAIR PRO TEM DAVIS JOHNSON: Good answer. Okay. I have nothing further.

CHAIRPERSON MILLER-ANDERSON: Okay. Miss Pardo?

COUNCILPERSON PARDO: Okay. So Chief, Ocean Rescue. What other resources will they need once they come over to your department?

FIRE CHIEF DUREN: Well, I believe at this point our biggest challenge is finding how we will administrate them. We'll have to move additional resources to them, over there to support that group. But that's what we're working on now, and we're talking to other fire departments that have Ocean Rescue, to find out their best practices.

COUNCILPERSON PARDO: Okay.

FIRE CHIEF DUREN: So the only additional resources we're going to need is provide more training for them and bring up to our standards and teach them the fire department protocols.

COUNCILPERSON PARDO: Okay. And thank you for your leadership in, you know, telling us that we should really have three men on a truck or three people on a truck.

FIRE CHIEF DUREN: Yes.

COUNCILPERSON PARDO: And you know, it -- we've been talking about this for several years as you probably know and as Mr. Perry knows. So I'm happy that we're finally moving forward with the concept. And with that, thank you for everything.

CHAIRPERSON MILLER-ANDERSON: All right.

CITY MANAGER EVANS: One of the things really quick with respect to -- to Fire Rescue, as we look to reconstruct all our fire stations in our community, when we talk about administrating the Ocean Rescue Unit, the closer we can get to the Ocean Mall or what have you or find a site that is in close proximity, the better off we would be to be able to support said operation.

So where the fire station sits now may not be the most ideal location. So as we look at where we site our fire stations, we're going to be looking at opportunities that can still provide a -- a -- a great level of service but be able to accommodate the fire service in the future.

COUNCILPERSON PARDO: Yeah. I look forward to that conversation.

CHAIRPERSON MILLER-ANDERSON: Okay. Thank you, Chief. Mr. Evans?

CITY MANAGER EVANS: Okay. All right. We'll go to -- this is the budget calendar, and so what we will do at the conclusion of this particular meeting, we have some questions that we will ask the council. But you can see July 2nd through the 16th, but realistically probably July 5th through the 16th, staff will be making the appropriate modifications to the budget to get it to a point where it's balanced.

When we presented to the council the \$750,000 shortfall, we have made some adjustments with respect to the positions that we have proposed in the budget. And so I

will be bringing forward an item some of -- to highlight some of the modifications that we've had to do in order to get the budget balanced, as well as incorporate some of the modifications and changes that the council would like to see in the budget.

On July 19th, you will adopt the maximum millage rate. Once you establish the maximum millage rate we can only reduce the millage rate from that. The budget is proposed based on a millage rate of 8.54 -- 452. And per the charter I'm required to provide the council with a proposed budget by August 1. So you will be receiving that sooner rather than later.

Going to the next slide, we have a -- a series of questions that we would just like some consensus from the council. And then we have some additional information that we have obtained based on the inquiries that the council made at the previous budget discussions. First one would be, Is it the pleasure of the council or is there consensus from the council for staff to pursue formulating a P3 initiative to look at our municipal facilities consistent with some of the design elements that we showed to the council during one of our budget sessions?

COUNCILPERSON PARDO: Yes.

CITY MANAGER EVANS: Okay.

COUNCILPERSON HUBBARD: I would like to get some presentations from P3 concepts and initiatives.

COUNCILPERSON DAVIS: I -- I think -- I think it's very important that we do at least do the presentation first so we know what we're agreeing to before we start spending money.

COUNCILPERSON PARDO: But it -- it's --

COUNCILPERSON DAVIS: I'm asking for --

COUNCILPERSON PARDO: -- the -- right. The presentation --

COUNCILPERSON DAVIS: -- I like the P3 concept. I think --

COUNCILPERSON PARDO: -- that the gentleman made to us.

CITY MANAGER EVANS: Correct.

COUNCILPERSON PARDO: That last Saturday.

CITY MANAGER EVANS: And -- and what we would just do is start assembling -- just doing some research what -- what it would require and then --

COUNCILPERSON DAVIS: But -- but please -- but please let the council know that you have some dates where --

CITY MANAGER EVANS: Yes. Yes.

COUNCILPERSON DAVIS: Okay.

CITY MANAGER EVANS: We -- we do have some dates with respect to having a discussion. Mr. -- or City Councilman Mr. Davis actually attended a P3 workshop in Tampa. And the folks have been gracious enough to agree to come to Riviera Beach and have that discussion with us. And the three dates that they have proffered is July 21st, July 28th or August 4th. That they would be amenable to coming to the City of Riviera Beach to provide a -- an overview with respect to a P3 project .

But that also gives us a good opportunity to hear the presentation that I believe Councilwoman Hubbard has coordinated for this meeting, as well as the conversation that Council -- Councilman Davis heard in the -- in the -- at the Tampa conference, as well. And then that will give us good insight with respect to the direction that we should consider in formulating the documents and moving forward accordingly.

CHAIRPERSON MILLER-ANDERSON: What were those dates again?

CITY MANAGER EVANS: The dates are July 21st, July 28th or August 4th. Considering that we have a pretty aggressive July, it would be my recommendation that we look at that August 4th date.

CHAIR PRO TEM DAVIS JOHNSON: Are they only available on Fridays?

CITY MANAGER EVANS: Those are the date -- those are --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: They're all Thursdays.

CITY MANAGER EVANS: -- they're all Thursdays.

CHAIRPERSON MILLER-ANDERSON: July --

CHAIR PRO TEM DAVIS JOHNSON: August 4th is --

CHAIRPERSON MILLER-ANDERSON: -- 21st is a Friday.

CHAIR PRO TEM DAVIS JOHNSON: -- a Friday.

CITY MANAGER EVANS: Friday?

CHAIR PRO TEM DAVIS JOHNSON: These are all Fridays. 21st, 28th or the 4th. All Fridays.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: They are.

COUNCILPERSON DAVIS: Would y'all be comfortable with the Thursdays?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: They are all Fridays.

COUNCILPERSON DAVIS: I can -- I can check --

COUNCILPERSON PARDO: I'd have to get my calendar.

COUNCILPERSON DAVIS: I -- I'll ask for the -- for the Thursdays. Okay.

CITY MANAGER EVANS: Okay. We can make -- we can make that.

COUNCILPERSON DAVIS: Okay.

CITY MANAGER EVANS: We'll --

COUNCILPERSON PARDO: Send us an e-mail.

CITY MANAGER EVANS: -- Councilman Davis and I will work together to --

COUNCILPERSON DAVIS: Uh-huh.

CITY MANAGER EVANS: -- to get that on the agenda for discussion. The next item, Is it the desires of the council for staff to consider bringing forward additional information with respect to the consolidation of the operations related to the CRA and what the costs and impacts would be and the process involved in that?

CHAIRPERSON MILLER-ANDERSON: That's -- yeah, that's what we agreed to the other day, right?

COUNCILPERSON DAVIS: Consolidation of --

CHAIR PRO TEM DAVIS JOHNSON: No, no, no.

COUNCILPERSON PARDO: No.

CHAIR PRO TEM DAVIS JOHNSON: We asked for additional information.

COUNCILPERSON DAVIS: -- just additional information.

CHAIRPERSON MILLER-ANDERSON: (Unintelligible) to bring the information.

COUNCILPERSON PARDO: (Unintelligible) finance.

CHAIR PRO TEM DAVIS JOHNSON: Yeah, yeah. I'm --

COUNCILPERSON PARDO: I'm good.

CHAIR PRO TEM DAVIS JOHNSON: -- just confirming.

CHAIRPERSON MILLER-ANDERSON: Yeah.

CITY MANAGER EVANS: Is there a desire to explore any alternative revenue options

for fiscal year '19, i.e., fire assessment?

COUNCILPERSON PARDO: No.

CITY MANAGER EVANS: Or special districts?

COUNCILPERSON PARDO: No.

UNIDENTIFIED SPEAKER: No.

CHAIRPERSON MILLER-ANDERSON: For '19?

CITY MANAGER EVANS: For '19, fiscal year '19. So what would happen is studies would be conducted in fiscal year '18 with proposed revenue options for fiscal year '19.

COUNCILPERSON PARDO: With no discussion about lowering the millage, right? We're not having a discussion about lowering the millage. But we're having discussions about increasing taxes. And, no, I am --

CITY MANAGER EVANS: We would have -- we --

COUNCILPERSON PARDO: -- right. I don't care if you do it now or if you do it in 2019, because I'm sure you're going to come back in 2019 with the same story. Oh, you know, property values are down, you know, a half a million dollars. We need to figure out where we're going to get the money from. And, you know, until you start lowering the millage rate I'll never -- I don't know how everyone feels but I could tell you, I am never going to agree to a fire fee that we're already paying for. Our taxes are paying for -- for public safety. And then for special districts. The same thing.

CHAIRPERSON MILLER-ANDERSON: Okay. So --

COUNCILPERSON PARDO: So you're proposing, you know, charging the people that live on the beach -- they already pay -- you have people paying \$70,000 a year in taxes. And then you're going to say, oh, now, you have to pay more? I don't agree with it.

CHAIRPERSON MILLER-ANDERSON: Okay. So we don't --

COUNCILPERSON PARDO: You want to look at the other two?

CHAIRPERSON MILLER-ANDERSON: -- you don't agree with it. What about the business tax receipts or the emergency medical service?

COUNCILPERSON PARDO: I don't care about those.

CITY MANAGER EVANS: Well, and -- and -- and I -- and I just -- I just would like to say with respect to -- to those remarks is that in November of 2018 there will be a ballot initiative that will most likely pass that would have --

COUNCILPERSON PARDO: (Unintelligible) pass.

CITY MANAGER EVANS: -- an adverse impact to the City of Riviera Beach to the tune of \$521,000. And so if we don't start talking about revenues, we're going to have to make the corresponding budget reductions to be able --

COUNCILPERSON DAVIS: Uh-huh.

CITY MANAGER EVANS: -- to address that. So the -- the intent behind looking at alternative revenue streams is to be able to sustain some of your core services because if you look at some of the departments that we're talking about, extending library hours and those types of things, when you lose \$500,000 compounding, it has a tremendous impact. In addition to all our state revenues -- and correct me if I'm wrong -- have come in below what we have projected. So there is things that --

COUNCILPERSON PARDO: Madam Chair?

CITY MANAGER EVANS: -- are happening in the economy that we have to be cognizant about. Now, when we talked about the opportunity to look at our disaster fund that we have and some other revenue streams, we're -- we're going to have to look at some operational things that we'll just need to change to be able to sustain government operations or there will be significant cuts in services.

CHAIRPERSON MILLER-ANDERSON: Right. Miss Hubbard, then Miss Pardo again.

COUNCILPERSON HUBBARD: Okay. With the business tax receipt we were talking about 5 percent increase there.

CITY MANAGER EVANS: That is correct.

COUNCILPERSON HUBBARD: Okay. That's okay by me. With the emergency medical services, if I understood correctly, we have a max that we can get with Medicare, period. So we can take that up to the max because that's what they're going to pay. And whatever the average is that the person that's insured is going to pay with, you know -- from their PIP or wherever, you know, that payment comes from, we can do that. The only -- and - - and those I'm all for.

The only question that concerns me, if -- and I guess it's really not a concern because the non -- the person that does not have the insurance is still the person that does not have -- the person that's not paying, period. But we're trying to maximize the two streams that are paying. We're trying to maximize the Medicaid and we're trying to maximize the regular --

COUNCILPERSON PARDO: Private insurance.

CITY MANAGER EVANS: Insurance providers. Primary --

COUNCILPERSON HUBBARD: -- the private insurance payer. So I don't have a problem with that because if Medicare took up their cap and we -- so we can take up our cap. We can ask them for it, because if we don't ask them for it, we're not -- we're not

going to get it. So I don't have a -- a problem with the business tax receipt and the emergency medical service increase.

CHAIRPERSON MILLER-ANDERSON: Okay.

CITY MANAGER EVANS: Is -- is there a consensus from the council to move forward?

CHAIRPERSON MILLER-ANDERSON: I'm going to let Miss Pardo say what she need to say and then I'll -- I'll basically agree what Miss Hubbard just said. Go ahead, Miss Pardo.

COUNCILPERSON PARDO: Okay. So I agree with you. The additional 25,000 homestead is going to pass. You know, who in their right mind is not going to vote for it? Right? So anyway, we -- I think there's a consensus throughout the state that it's going to pass. So maybe we should be, you know, taking a second look at the budget and maybe we don't need to hire everyone, right? There's a number of employees that we're look -- or potential employees that we're looking to hire so maybe we don't hire those people so we don't run into that problem next year. That's what --

CHAIRPERSON MILLER-ANDERSON: Okay.

COUNCILPERSON PARDO: Yes.

CITY MANAGER EVANS: We -- we --

COUNCILPERSON PARDO: You gotta remember several years ago we had a \$40 million budget and the City ran fine. And we're up to \$70 million --

MAYOR MASTERS: I remember.

COUNCILPERSON PARDO: -- right now. And I don't want to get into the -- the situation that we were in in 2008, '09, '10, when we had to start putting people on furlough because we were eating high on the hog. We shouldn't be doing that.

CITY MANAGER EVANS: Well, and -- and that's one of the things that we're talking about is there's -- there's things that are outside of our control with -- we -- we still haven't gotten the information with respect to our insurance renewals yet. And so we're going to have to make plan modifications to our insurance plans. When we showed you the cost per employee to work for the City of Riviera Beach, there's some things that -- and some modifications that we've already combed through, and the \$750,000 gap that we discussed is now at about 135,000.

But then we have to look at the additional discussions and positions that were talked about tonight and see how we can make the budget balance. So there's some -- still -- still more things that we have to do. But if we get a small increase in health insurance or our property and casualty insurance, those types of things, there's a lot of things that are outside of our control. So I would just hope that we would look at opportunities for revenues and reductions in expenditures as we move forward, because

this budget is actually lower than the previous year's budget.

And if we look to unwind some of the things in the CRA, there's substantial savings that can be realized from the -- in the organization. So we're trying to do the best we possibly can with the finite amount of resources. But I could assure you that those revenue streams when we look at them, there's ways to reduce the millage rate. We just have to look at how we fund government and diversifying our revenue streams is critically important.

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Okay. Mr. Davis?

COUNCILPERSON DAVIS: I'm going to roll back to last year. We had a 9 percent surplus; is that correct, Mr. Sherman? It was a 9 percent?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Nine -- I'm sorry. I didn't hear you.

COUNCILPERSON DAVIS: Last year budget, did we have a 9 percent surplus?

CHAIRPERSON MILLER-ANDERSON: You pull -- pull your microphone --

COUNCILPERSON DAVIS: Last year budget?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Nine percent surplus?

COUNCILPERSON DAVIS: Yeah.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: I'm not -
- I'm not sure exactly what you're referring to.

COUNCILPERSON DAVIS: We had an -- I'm sorry. We -- we had an increase last year. What did that, uh -- that TIF money put us at last year with our budget, overall budget?

COUNCILPERSON PARDO: I thought it was substantial.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: I don't know. Are you referring to FPL?

COUNCILPERSON DAVIS: Yes.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: The F -- well, it was actually two years ago is when FPL started.

COUNCILPERSON DAVIS: Right.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: And that

was about \$7 million.

COUNCILPERSON DAVIS: Correct. And how much of that money have we spent -- spent over the last two years?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Well, what -- what you did is you put 3 million of that into the Marina District --

COUNCILPERSON DAVIS: Okay.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: -- with -- you know, with the CRA. And the other 4 million went into capital.

COUNCILPERSON DAVIS: So it's all gone?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: You know, and that -- and again, we're trying to put the -- the money that, you know -- you just saw the fire stations and the like. That's really where that FPL money is -- is going.

COUNCILPERSON DAVIS: Okay.

CHAIRPERSON MILLER-ANDERSON: Okay. Anyone else?

COUNCILPERSON PARDO: Yeah. Madam Chair?

COUNCILPERSON DAVIS: I'd still like to see that -- that --

CHAIRPERSON MILLER-ANDERSON: Hold on.

COUNCILPERSON DAVIS: -- what I asked you last year -- the -- the other day about those programs that we all approved and see the total amount that we spent last year along with the programs that we're asking to do now. We talked about it in our one-on-one.

CHAIRPERSON MILLER-ANDERSON: Yeah.

COUNCILPERSON DAVIS: That information.

CHAIRPERSON MILLER-ANDERSON: Yeah. Okay. So are you getting it now? Are you --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: I'm trying -- yeah, I'm trying.

COUNCILPERSON DAVIS: No, I -- I -- if you have -- oh, you have it?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: I'm trying to grab last year's --

CHAIRPERSON MILLER-ANDERSON: Well, okay.

COUNCILPERSON DAVIS: (Unintelligible) done. I got (unintelligible) --

CHAIRPERSON MILLER-ANDERSON: Let me let Miss Pardo say what she's going to say while he's looking for --

COUNCILPERSON PARDO: Right. So we gave, you know -- we gave the CRA, I guess, the \$3 million but the CRA hasn't spent it. Right? The CRA did hardly anything, any spending this year. They paid, you know, their administrative fees and I guess a couple of consultants. But they haven't moved forward with any projects.

CHAIR PRO TEM DAVIS JOHNSON: We haven't given the -- what --

COUNCILPERSON PARDO: Just FYI.

CHAIR PRO TEM DAVIS JOHNSON: -- but we haven't --

COUNCILPERSON PARDO: Right.

CHAIR PRO TEM DAVIS JOHNSON: -- if I may, you know, we haven't --

COUNCILPERSON PARDO: I'm sure Mr. Sherman --

CHAIR PRO TEM DAVIS JOHNSON: -- what have we approved over there for --

COUNCILPERSON PARDO: -- is aware of that but --

CHAIR PRO TEM DAVIS JOHNSON: -- them to be able to do? So until such time as we identify, you know, some tangible projects, they can't spend the money. So we need to, as a board, think about what we want to do and how we want to see them do it so that we can utilize those dollars as opposed to staying in a continued hold pattern with dollars that's been --

COUNCILPERSON PARDO: Yeah.

CHAIR PRO TEM DAVIS JOHNSON: -- allocated.

COUNCILPERSON PARDO: Uh-huh.

CITY MANAGER EVANS: Do you want to -- do you have your --

CHAIRPERSON MILLER-ANDERSON: Okay. So we have a CRA meeting coming up, right?

COUNCILPERSON PARDO: (Unintelligible). Uh-huh.

CHAIRPERSON MILLER-ANDERSON: That we can have that discussion about.

COUNCILPERSON PARDO: Uh-huh.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Yeah.
And if I -- if I can --

CHAIRPERSON MILLER-ANDERSON: With Mr. Evans?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: -- and --
and Mr. Davis, I give you a lot of credit. We had a 9.3 percent increase in the general fund budget last year. I think that -- that's gotta be what you're referring to. We added nine full-time positions. We added an engineer, compliance officer over the Utility District. I guess that doesn't make -- and then we funded things like the Compensation Study. You know, we put money -- we put money in for the Civil Service Board. What else did we do? I think -- and again, funding -- funding the capital.

COUNCILPERSON DAVIS: I'll sit down with you and review that later.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Fund the capital. Okay.

COUNCILPERSON DAVIS: Okay.

CHAIRPERSON MILLER-ANDERSON: Okay. So I guess we have a consensus to at least look at the business tax receipt and the emergency medical services for funding streams for revenue.

CITY MANAGER EVANS: Okay.

CHAIRPERSON MILLER-ANDERSON: And then the top two, everyone is -- we're not there yet so --

CITY MANAGER EVANS: Okay. The -- well, the implementation of the personnel and operating recommendations, we're going to have to make --

COUNCILPERSON PARDO: We need to figure that out.

CITY MANAGER EVANS: -- modifications to the personnel and operating recommendations so that will be something that I will end up bringing back to the council when we make the appropriate modifications. We did talk about the millage rate. Is there a consensus with respect to the millage rate as the budget is developed on the 8.4520 millage rate?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: That's max.

CITY MANAGER EVANS: Max. As the max. And --

COUNCILPERSON PARDO: Yeah. So what's the rollback?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Get a calculator.

COUNCILPERSON DAVIS: Where we at now, right?

COUNCILPERSON PARDO: (Unintelligible) rollback.

CHAIR PRO TEM DAVIS JOHNSON: We're -- we're over there now but she's asking what is the rollback.

COUNCILPERSON PARDO: Actually it's going to be higher. All right.

CHAIR PRO TEM DAVIS JOHNSON: I'm -- I'm good with 8. I'm --

COUNCILPERSON PARDO: We can wait for now.

CHAIR PRO TEM DAVIS JOHNSON: -- I'm good at 8.5, leaving it.

COUNCILPERSON PARDO: I'm fine with it, too, as long as we don't --

CHAIRPERSON MILLER-ANDERSON: Miss Hubbard.

COUNCILPERSON PARDO: -- go higher in special district.

CHAIRPERSON MILLER-ANDERSON: Are you good with that?

COUNCILPERSON HUBBARD: Yes. Uh-huh.

CHAIRPERSON MILLER-ANDERSON: Okay. Mr. Davis?

COUNCILPERSON DAVIS: I'm fine with it.

CITY MANAGER EVANS: Okay.

CHAIRPERSON MILLER-ANDERSON: Okay. So everybody's good with it.

CITY MANAGER EVANS: All right. Establishment of --

COUNCILPERSON PARDO: I want to know the rollback. If you don't have it right now just e-mail it to us.

CITY MANAGER EVANS: We'll -- we'll -- we'll get it. We'll -- yeah.

CHAIR PRO TEM DAVIS JOHNSON: Yeah, just e-mail it.

CITY MANAGER EVANS: Establish two internal services funds for Fleet Services and IT.

CHAIRPERSON MILLER-ANDERSON: Internal service funds?

CHAIR PRO TEM DAVIS JOHNSON: Internal service funds. Elaborate, please.

CITY MANAGER EVANS: Those are the funds where, if a service is provided by the Fleet Department for the Utility District, the Utility District would pay a fee for services to the Fleet Department.

CHAIR PRO TEM DAVIS JOHNSON: Oh, okay.

COUNCILPERSON PARDO: Yeah, that's fine.

CHAIR PRO TEM DAVIS JOHNSON: Our billing.

CITY MANAGER EVANS: So it's --

CHAIR PRO TEM DAVIS JOHNSON: Internal billing.

COUNCILPERSON PARDO: It's okay.

CITY MANAGER EVANS: Okay.

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

CITY MANAGER EVANS: Next two is the, one, develop a business plan for Barracuda Bay?

COUNCILPERSON PARDO: Absolutely.

COUNCILPERSON DAVIS: Absolutely.

COUNCILPERSON PARDO: Yes.

CITY MANAGER EVANS: All right. Develop a business plan for development services inspections. You will see that on the 19th. That will come before the council.

CHAIRPERSON MILLER-ANDERSON: Right. Right.

CITY MANAGER EVANS: And is there consensus with respect to moving forward with a 3 percent cost of living for the employees?

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

COUNCILPERSON PARDO: What have we done in the past? Was it 2 percent?

CHAIR PRO TEM DAVIS JOHNSON: We just did a 3. Uh-uh. It's always been --

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: No, the last -- the -- we -- we've done 3 percent all through the years.

COUNCILPERSON PARDO: Okay. That's fine.

CHAIR PRO TEM DAVIS JOHNSON: Yeah.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Yeah.

COUNCILPERSON PARDO: Yeah. COLA is the 3. I'm good with 3 percent COLA.

COUNCILPERSON HUBBARD: 3 percent is fine.

CHAIRPERSON MILLER-ANDERSON: Okay.

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: Well, but that revenue was --

CHAIRPERSON MILLER-ANDERSON: All right. Anything else?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: We can hand all this out, yeah.

CITY MANAGER EVANS: We -- we have some additional handouts. We have some things that the council did request of staff with respect to the tuition reimbursement.

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

CITY MANAGER EVANS: It's 21 employees that participate in the program for a total of \$64,000. And we have the documentation for the council. We also have the Tuition Reimbursement Program and the -- the data that explains the program.

CHAIRPERSON MILLER-ANDERSON: Uh-huh.

CITY MANAGER EVANS: We also have a job description with respect to a -- a receptionist that the council had talked about for the -- or to -- to cover council's services' office front desk, so we have that job description and we can pass that out. If that's something that the council would like to see incorporated in the budget document once I go and make the modifications into the personnel, I can -- I can easily add that in and we can make it balance out accordingly.

We have here a -- the policies and procedures with respect to the entertainment, promotion and business gift expenses policy. However, this policy has not been adopted by the council, but we do have a policy so it's something that we can give you for your edification to read over and then we can a discussion.

COUNCILPERSON HUBBARD: What policy is that, again, sir?

CITY MANAGER EVANS: This is entertainment, promotional and business gift expenses policy.

CHAIRPERSON MILLER-ANDERSON: What is that exactly?

CITY MANAGER EVANS: That is the policy. It was asked about promotion and what

the promotional monies can be spent on.

CHAIRPERSON MILLER-ANDERSON: Oh, you wanted to know what your promotional expense --

CHAIR PRO TEM DAVIS JOHNSON: Uh-huh.

CITY MANAGER EVANS: So we do have a policy here that we can provide to the council.

COUNCILPERSON HUBBARD: Y'all wrote it up or it was already in place?

CITY MANAGER EVANS: It was -- it 's -- it's a policy that's already been drafted but it was --

CHAIRPERSON MILLER-ANDERSON: Where has it been?

CITY MANAGER EVANS: -- it -- it -- your guess is -- is as good as mine.

COUNCILPERSON HUBBARD: No. The -- it'll only come out when it's the -- when the OIG asks for it but for us to get it first before then would have been a travesty.

CITY MANAGER EVANS: It -- it -- it was drafted in -- in 2007.

COUNCILPERSON HUBBARD: Yeah.

CITY MANAGER EVANS: So we can -- we can provide you the copy of that. And then we have another policy here. Was -- has this one been adopted?

DIRECTOR OF FINANCIAL AND ADMINISTRATIVE SERVICES SHERMAN: No.

CITY MANAGER EVANS: This is another policy that hasn't been adopted.

CHAIRPERSON MILLER-ANDERSON: That has or hasn't?

CITY MANAGER EVANS: Has not.

CHAIRPERSON MILLER-ANDERSON: Okay.

CHAIR PRO TEM DAVIS JOHNSON: But was drafted.

COUNCILPERSON HUBBARD: We're being held accountable for it.

CITY MANAGER EVANS: But -- but -- but was drafted for dues, memberships and subscription. And --

CHAIRPERSON MILLER-ANDERSON: So where are all these policies kept?

COUNCILPERSON HUBBARD: 'Cause -- policies that we're being held captive for and

we're being held responsible for and OIG and Finance and Purchasing think that we have them but we've never seen anything since 2007 so we're supposed to know what's the rules and regulations for spending those funds.

CITY MANAGER EVANS: I -- I --

COUNCILPERSON HUBBARD: Okay.

CITY MANAGER EVANS: -- I cannot speak to where those policies are. But that is actually one of the major goals and objectives for the HR Department to bring forward policies and procedures and getting us have -- getting us to a point where we have an employment manual and policies that are adopted so we can ensure that we are consistent with our peer organizations. So we have those draft policies, and we will be bringing them forward to the council for the purposes of --

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

COUNCILPERSON HUBBARD: Let me say -- let me say this --

CHAIRPERSON MILLER-ANDERSON: Hold on one minute, Miss Hubbard. Miss Davis Johnson.

COUNCILPERSON HUBBARD: I wasn't finished with --

CHAIRPERSON MILLER-ANDERSON: And then --

COUNCILPERSON HUBBARD: -- speaking to him.

CHAIRPERSON MILLER-ANDERSON: I know. But you really didn't -- go ahead. I'll --

COUNCILPERSON HUBBARD: I didn't finish.

CHAIRPERSON MILLER-ANDERSON: Well, you never really got in there but go ahead. And then I'll let Miss Davis Johnson go.

COUNCILPERSON HUBBARD: Miss -- Miss -- let me say this. The -- you gave us a report recently that talked about the OIG and where we stand and the OIG scale of things and how we are -- how many inquiries we -- we had and how many inquiries each department had. The -- so what -- what I -- what has happened is all these policies and procedures have been in place, some that we haven't received yet.

But yet staff, who thinks that the council and other -- that may or may not be abusing their line items are, are thinking we have these so they're calling OIG and reporting to OIG that council is doing this and the third. But yet we have a stack of policies and procedures that date back to 2007 that we have never -- what we have never seen. So the figures that they -- that they gave you isn't because they think we're doing anything wrong.

It's because staff is telling them that they think that the council is mismanaging their funds. So we're running down there telling them that it could be based on the fact that staff thinks that we've already received those documents and we've never received - we've never received those documents. It's asinine on its face for staff to be doing that, think -- they think that they might be making the council look back. But you're making the City look bad with erroneous misinformation to OIG. And then to go to the level where they say how many OIG reports or inquiries each individual department had.

I think that it's like voting or anything else. The residents or anybody else who feel like they've been mistreated by any department are going to say, Hey, I didn't like what happened to me in that -- in that space. So they'll go down there and they'll make that claim. But it -- again, it doesn't make the individual departments having done anything wrong, so to speak. But everybody has the right -- just like everybody has the right to sue who knows the way to the courthouse. Everybody has the right to file a claim when they don't like how they've been treated.

So I think that it's incumbent upon us to make sure that everybody has -- especially us that's the council -- have those policies and procedures so it won't look like every time a department head or staff person gets mad with the city council they run and file some OIG claim saying we violated some of those things which is, you know, quite unfortunate and as well as being untrue.

CHAIRPERSON MILLER-ANDERSON: Miss Davis Johnson.

CHAIR PRO TEM DAVIS JOHNSON: Thank you for the information that you've gathered for me with regards to the dollars in the question. But do remember that my question was how do we determine what items we can take from the City Manager's budget, what events that can be charged against the City Manager's budget once we may have a -- exhausted our dollars. So is -- is that included in the documents that you've provided for me?

CITY MANAGER EVANS: No. Because I'm -- I'm going to have to look at how much money we have in the City Manager's budget.

CHAIR PRO TEM DAVIS JOHNSON: Of course. That was a --

CITY MANAGER EVANS: And --

CHAIR PRO TEM DAVIS JOHNSON: -- that was a part of the inquiry.

CITY MANAGER EVANS: -- and -- and -- and -- and what's left -- 'cause we're -- we're -- we're going through now -- at this point we're going through specific line items to -- to make the appropriate reductions. So I will have a more concrete number here probably in the next couple of days.

CHAIR PRO TEM DAVIS JOHNSON: Okay.

CITY MANAGER EVANS: With respect to that.

CHAIR PRO TEM DAVIS JOHNSON: Thank you, sir.

CITY MANAGER EVANS: Uh-huh.

CHAIRPERSON MILLER-ANDERSON: All right. Anything else from the board? We have a motion to adjourn?

CHAIR PRO TEM DAVIS JOHNSON: So moved.

MAYOR MASTERS: So moved.

COUNCILPERSON PARDO: So moved.

(CONCLUSION OF BUDGET REVIEW)

APPROVED:

**THOMAS A. MASTERS
MAYOR**

**KaSHAMBA L. MILLER-ANDERSON
CHAIRPERSON**

ATTEST:

**CLAUDENE L. ANTHONY
CERTIFIED MUNICIPAL CLERK
CITY CLERK**

**TONYA DAVIS JOHNSON
CHAIR PRO TEM**

**LYNNE L. HUBBARD
COUNCILPERSON**

**DAWN S. PARDO
COUNCILPERSON**

**TERENCE D. DAVIS
COUNCILPERSON**

MOTIONED BY: _____

SECONDED BY: _____

L. HUBBARD _____

K. MILLER-ANDERSON _____

T. DAVIS JOHNSON _____

D. PARDO _____

T. DAVIS _____

DATE APPROVED: SEPTEMBER 6, 2017

**CITY OF RIVIERA BEACH CITY COUNCIL
AGENDA ITEM SUMMARY**

Meeting Date: 9/6/2017

Agenda Category: CONSENT

Subject: MINUTES OF THE CITY OF RIVIERA BEACH REGULAR CITY COUNCIL
MEETING HELD JULY 19, 2017

Recommendation/Motion: STAFF RECOMMEND THE CITY COUNCIL APPROVE THE
MINUTES OF THE CITY OF RIVIERA BEACH REGULAR
CITY COUNCIL MEETING HELD JULY 19, 2017

Originating MINUTES OF THE CITY OF RIVIERA BEACH REGULAR CITY
Dept COUNCIL MEETING HELD JULY 19, 2017

Costs

User Dept. ALL

**Funding
Source**

Advertised No

**Budget
Account
Number**

Date

Paper

Affected
Parties Not Required

Background/Summary:

MINUTES OF THE CITY OF RIVIERA BEACH REGULAR CITY COUNCIL MEETING HELD JULY
19, 2017

Fiscal Years

Capital Expenditures

Operating Costs

External Revenues

Program Income (city)

In-kind Match (city)

Net Fiscal Impact

NO. Additional FTE Positions
(cumulative)

III. Review Comments

A. Finance Department Comments:

B. Purchasing/Intergovernmental Relations/Grants Comments:

C. Department Director Review:

Contract Start Date

Contract End Date

Renewal Start Date

Renewal End Date

Number of 12 month terms this renewal

Dollar Amount

Contractor Company Name

Contractor Contact

Contractor Address

Contractor Phone Number

Contractor Email

Type of Contract

Describe

ATTACHMENTS:

File Name	Description	Upload Date	Type
19JUL17.docx	MINUTES OF THE CITY OF RIVIERA BEACH REGULAR CITY COUNCIL MEETING HELD JULY 19, 2017	8/6/2017	Minutes

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Burgess, Jackie	Approved	8/6/2017 - 5:23 PM

**CITY OF RIVIERA BEACH
PALM BEACH COUNTY, FLORIDA
MINUTES OF THE CITY COUNCIL MEETING HELD
JULY 19, 2017 6:00 P.M.
MUNICIPAL COMPLEX CITY COUNCIL CHAMBERS**

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

[Before meeting chatter]

[Gavel]

CALL TO ORDER

CHAIRPERSON MILLER-ANDERSON: I wanna welcome you to our Regular City Council Meeting, July 19, 2017, 6:00 p.m.

ROLL CALL

CHAIRPERSON MILLER-ANDERSON: Madam, roll call.

CITY CLERK ANTHONY: Mayor Thomas Masters? [Pause]. Chairperson KaShamba Miller-Anderson?

CHAIRPERSON MILLER-ANDERSON: Present.

CITY CLERK ANTHONY: Pro Tem Tonya Davis Johnson?

CHAIR PRO TEM DAVIS JOHNSON: Here.

CITY CLERK ANTHONY: Councilperson Lynne L. Hubbard?

COUNCILPERSON HUBBARD: Here.

CITY CLERK ANTHONY: Councilperson Dawn S. Pardo?

COUNCILPERSON PARDO: Present.

CITY CLERK ANTHONY: Councilperson Terence D. Davis?

COUNCILPERSON DAVIS: Here.

CITY CLERK ANTHONY: City Manager Jonathan E. Evans?

CITY MANAGER EVANS: Present.

CITY CLERK ANTHONY: City Clerk Claudene Anthony is present. City Attorney Andrew Degraffenreidt, III?

CITY ATTORNEY DEGRAFFENREIDT: Here.

CITY CLERK ANTHONY: You may proceed.

PLEDGE OF ALLEGIANCE

CHAIRPERSON MILLER-ANDERSON: We'll have a moment of silence followed by the Pledge, led by Councilman Terence Davis.

[Moment of silence]

COUNCILPERSON DAVIS: Shall we pledge?

ALL: I pledge allegiance to the Flag of the United States of America and to the Republic for which it stands, one nation under God, indivisible with liberty and justice for all.

[Inaudible dais chatter]

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Yes.

COUNCILPERSON DAVIS: Before we get to accepting the..., approval of the Agenda...

CHAIRPERSON MILLER-ANDERSON: Mhmm.

COUNCILPERSON DAVIS: I wanted to take in consideration of..., taking Item 13 that's discussing CAP and have that discussion during Item No. 3.

[Pause]

CHAIRPERSON MILLER-ANDERSON: You want No. 13 where?

COUNCILPERSON DAVIS: Item 3. Under Consent.

CHAIRPERSON MILLER-ANDERSON: You want No. 13 changed from discussion to a Consent Item?

COUNCILPERSON DAVIS: No. No. 13 deleted because we can discuss that in Item 3, as we talk about the transfer for CAP. Um, the Code Enforcement salaries, for CAP payment.

CITY MANAGER EVANS: [Inaudible]...

CHAIRPERSON MILLER-ANDERSON: I'm not understanding why... What, what are we..., what are you trying to..., are you trying to combine it or..., I mean what are you...

COUNCILPERSON DAVIS: Well...

CHAIRPERSON MILLER-ANDERSON: ...trying to...

COUNCILPERSON DAVIS: Item 13...

CHAIRPERSON MILLER-ANDERSON: ...save time or what are you doing?

COUNCILPERSON DAVIS: Item 13's saying discussion on CAP and government, right?

CHAIRPERSON MILLER-ANDERSON: Right.

COUNCILPERSON DAVIS: So, what are we discussing, I have no clue but we are discussing CAP in Item 3. So, if we're gonna talk about CAP in 3, why are we gonna talk about it in 13 as well? So, we can kinda.., let's kill two birds with one stone at the same time?

CHAIRPERSON MILLER-ANDERSON: Well, Mr. Evans, do you want to share what the difference may be so that we.., he can maybe understand why it may be separate instead of together?

CITY MANAGER EVANS: Yes, Madam Chair. Item.., or Resolution 83-17 is requesting payments for services that are already rendered by CAP Government. Item 13 is talking about the potential transition from the existing contract we have to CAP to a modified agreement. So, the Item that's before the Council, under Consent, is for payment for services.

COUNCILPERSON DAVIS: So, Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Mhmm.

COUNCILPERSON DAVIS: So, Madam Ma'... I mean, not Madam, I apologize, sir. Mr. Evans, [pause], so, what you're saying, that we can't discuss those terms under Item 3 as well?

CITY MANAGER EVANS: You can but they're, they're two separate components. The.., Item 3 is for services that they have already provided...

COUNCILPERSON DAVIS: Okay.

CITY MANAGER EVANS: ...and invoices that we've already received.

COUNCILPERSON DAVIS: Well, well, could we move Item 13 before Item No. 5?

CHAIRPERSON MILLER-ANDERSON: What... What are you try'.., what is it that you're...

COUNCILPERSON DAVIS: I'm.., if I'm gonna discuss CAP...

CHAIRPERSON MILLER-ANDERSON: Mhmm.

COUNCILPERSON DAVIS: ...we need to flow right into that conversation rather than coming back to it again later, to discuss the potential transactions that we're doing now.

CHAIRPERSON MILLER-ANDERSON: Oh, that's because we typically do the Ordinances, you know, we follow in order and the discussion and deliberations are typically at the end so that's why it's..., I mean, if you wanna put it up before No. 11, at the beginning of the discussions, you, you can do that.

COUNCILPERSON DAVIS: So, let's move 3 off Consent then.

CHAIRPERSON MILLER-ANDERSON: Hmm?

COUNCILPERSON DAVIS: Let's move 3 off of Consent.

COUNCILPERSON HUBBARD: I second that.

CHAIRPERSON MILLER-ANDERSON: Alright. So, let's go back to the beginning of the Agenda and we can get to all of that. Alright. So, members of the public shall be given a total of three minutes to speak on all Items listed on the Consent Agenda. In no event will anyone be allowed to submit a comment card and speak on a Consent Agenda Item after the adoption of the Agenda.

ADDITIONS, DELETIONS, SUBSTITUTIONS

CHAIRPERSON MILLER-ANDERSON: Do we have any additions, deletions, substitutions?

CITY MANAGER EVANS: Madam Chair, if I may? We have a ceremonial presentation to our Chief Law Enforcement Officer...

CHAIRPERSON MILLER-ANDERSON: Mhmm.

CITY MANAGER EVANS: ...Chief Clarence Williams, as well as Mayor Thomas Masters and the institution that we'll be recognizing is here, present, to be able to provide a presentation.

CHAIRPERSON MILLER-ANDERSON: Okay. So we're going to put that under awards and presentations? And that is...

CITY MANAGER EVANS: Yes, Madam Chair.

CHAIRPERSON MILLER-ANDERSON: ...Pentecostal Church?

CITY MANAGER EVANS: Yes, ma'am.

COUNCILPERSON DAVIS: [Inaudible background comment].

CHAIRPERSON MILLER-ANDERSON: And, Ms. Davis Johnson.

CHAIR PRO TEM DAVIS JOHNSON: I would like to add... I would like to add under special presentations, a note of thanks from the Riviera Beach Chargers, both the ladies and the young men.

CHAIRPERSON MILLER-ANDERSON: Alright. [Pause]. Any other additions, deletions and substitutions? [Pause].

DISCLOSURES BY COUNCIL

CHAIRPERSON MILLER-ANDERSON: Do we any disclosures by the Council?

[Pause]

CHAIRPERSON MILLER-ANDERSON: Can we have a motion to adopt the Agenda?

CHAIR PRO TEM DAVIS JOHNSON: So moved.

COUNCILPERSON PARDO: Second.

CITY CLERK ANTHONY: Councilperson Hubbard?

COUNCILPERSON HUBBARD: Yes.

CITY CLERK ANTHONY: Pro Tem Davis Johnson?

CHAIR PRO TEM DAVIS JOHNSON: Yes.

CITY CLERK ANTHONY: Councilperson Pardo?

COUNCILPERSON PARDO: Yes.

CITY CLERK ANTHONY: Councilperson Davis?

COUNCILPERSON DAVIS: Yes.

CITY CLERK ANTHONY: Chair Miller-Anderson?

CHAIRPERSON MILLER-ANDERSON: Yes.

CITY CLERK ANTHONY: Unanimous vote.

CHAIRPERSON MILLER-ANDERSON: Do we have any public comment cards for the Consent Agenda?

CITY CLERK ANTHONY: No, we do not.

CHAIRPERSON MILLER-ANDERSON: Okay. And so...

COUNCILPERSON HUBBARD: He pulled 3, right?

CHAIRPERSON MILLER-ANDERSON: We're getting ready to do that in a minute. So, we're now closing the public comment cards for the Consent Agenda Items.

CHAIRPERSON MILLER-ANDERSON: ALL MATTERS LISTED UNDER THE ITEM ARE CONSIDERED TO BE ROUTINE AND ACTION WILL BE TAKEN BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS A COUNCILPERSON SO REQUESTS, IN WHICH EVENT, THE ITEM WILL BE REMOVED FROM THE GENERAL ORDER OF BUSINESS AND CONSIDERED IN ITS NORMAL SEQUENCE ON THE AGENDA.

CHAIRPERSON MILLER-ANDERSON: So, the only one that we want to pull is 3? Mr. Davis, you said 3?

COUNCILPERSON DAVIS: Yes, ma'am. Yes, ma'am.

CHAIRPERSON MILLER-ANDERSON: Okay. Anyone else? [Pause]. Alright. Do we have a motion to accept the Consent Agenda with Item No. 3 pulled?

COUNCILPERSON PARDO: So moved.

CHAIRPERSON MILLER-ANDERSON: Do we have a second?

COUNCILPERSON DAVIS: Second.

CITY CLERK ANTHONY: Pro Tem Davis Johnson?

CHAIR PRO TEM DAVIS JOHNSON: Yes.

CITY CLERK ANTHONY: Councilperson Pardo?

COUNCILPERSON PARDO: Yes.

CITY CLERK ANTHONY: Councilperson Davis?

COUNCILPERSON DAVIS: Yes.

CITY CLERK ANTHONY: Councilperson Hubbard?

COUNCILPERSON HUBBARD: Yes.

CITY CLERK ANTHONY: Chair Miller-Anderson?

CHAIRPERSON MILLER-ANDERSON: Yes.

CITY CLERK ANTHONY: Unanimous vote.

CHAIRPERSON MILLER-ANDERSON: Okay.

ITEM NO. 3

CHAIRPERSON MILLER-ANDERSON: Item No. 3.

CITY CLERK ANTHONY: RESOLUTION NO. 83-17. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA APPROVING A TRANSFER OF \$60,000 FROM CODE ENFORCEMENT SALARIES AND WAGES ACCOUNT TO THE BUILDING INSPECTIONS CONTRACT SERVICES, ACCOUNT NO. 001-0715-524-0-3404 TO PAY FOR A CAP GOVERNMENT, INC. RELATED INVOICES AND PROVIDING AN EFFECTIVE DATE.

COUNCILPERSON DAVIS: So moved.

CHAIR PRO TEM DAVIS JOHNSON: Second.

CHAIRPERSON MILLER-ANDERSON: Please let the record reflect that the Mayor is on the dais.

CITY MANAGER EVANS: Madam Chair, this Item before you is requesting payment in the amount of \$59,625 for services rendered by CAP Government. In the documents, you can see the hourly rate as well as the hours that have been provided to the City for the services that CAP Government is contractually obligated to provide. As occurred in our previous discussion, we are to bring forward any invoices that exceed the City Manager's authority as stipulated in the Charter and, at this particular moment, Staff is prepared to answer any questions and recommend approval of this particular Item and we stand prepared to address the concerns of the Council.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

CHAIR PRO TEM DAVIS JOHNSON: Mr. Evans, would you restate the dollar value?

CITY MANAGER EVANS: Excuse me?

CHAIR PRO TEM DAVIS JOHNSON: Would you restate the dollar value?

CITY MANAGER EVANS: The dollar value is \$59,625.

CHAIR PRO TEM DAVIS JOHNSON: That's incon'... Okay. So, that's a little inconsistent with what the Item says. We're saying \$56,007.50.

CITY MANAGER EVANS: Yeah. So, I was rea'..., sorry, I was reading off the invoice. My'..., my apologies. It is the \$56,007.50.

CHAIR PRO TEM DAVIS JOHNSON: So, what we do have outstanding after we pay this \$56,000 invoice, is the \$59,625? Is that correct?

CITY MANAGER EVANS: Yes. Fif'..., yes.

CHAIR PRO TEM DAVIS JOHNSON: Okay. Thank you.

COUNCILPERSON PARDO: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON PARDO: Okay. So, we're taking this money from Code Enforcement, correct? Did CAP do any code enforcement work or are we just raiding the fund?

CITY MANAGER EVANS: Do you wanna...

ACTING DIRECTOR COMMUNITY DEVELOPMENT GAGNON: That's fine.

[Chuckles]

ACTING DIRECTOR COMMUNITY DEVELOPMENT GAGNON: Good afternoon, Mayor, Council and Staff. Jeff Gagnon, Acting Director of Community Development.

Currently, we have five vacant positions in the Code Enforcement Division. Because of that, we're able to reallocate that line item and that funding source to accommodate the CAP payments.

COUNCILPERSON PARDO: So CAP has not done any work for Code Enforcement, we just, for whatever reason, have not moved forward with hiring people, in Code Enforcement?

ACTING DIRECTOR COMMUNITY DEVELOPMENT GAGNON: CAP has not performed Code Enforcement work.

UNK: [Inaudible whisper].

COUNCILPERSON HUBBARD: Okay. Madam Chair?

CHAIRPERSON MILLER-ANDERSON: You're finished, Ms. Pardo?

COUNCILPERSON PARDO: You know, I am. I don't agree with it but I'm finished.

COUNCILPERSON HUBBARD: I just...

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON HUBBARD: Just for a point of clarification, the amount that we are paying.., we.., the last time we left off with CAP, we had a balance. Then there was approximately \$36,000 that, I guess, was in question whether or not they were gonna get paid. Did we take care of that or is this this, that's now \$60,000?

ACTING DIRECTOR COMMUNITY DEVELOPMENT GAGNON: I believe this invoice was part of the previous discussion where Staff had communication with CAP and we're

working through specific hours that were charged and work that was done. So, I believe this is the invoice and this is the final Resolution and the final cost for that work.

COUNCILPERSON HUBBARD: Okay. So, when we left, the balance was, like, \$36,000. I thought that's what we left the room with, that we paid them everything except \$36,000 approximately, and this one is \$59,000. Is this in..., is this in addition to some work that they conducted after our discussion?

[Inaudible background comment]

CITY MANAGER EVANS: This, this is for the month of June 1st to June 30th.

COUNCILPERSON HUBBARD: Okay. So, take me back to the balance that CAP was owed that was being questioned when they left...

FINANCE DIRECTOR SHERMAN: I'll take it.

COUNCILPERSON HUBBARD: ...during that...

FINANCE DIRECTOR SHERMAN: [Inaudible]. Good evening. Randy Sherman, Director of Finance and Administrative Services.

We still have an open PO to cover those disputed charges. I talked to Mr. Penin last week about those charg'... Actually, I guess it was earlier this week about those charges. So, they're not all fully paid yet, they're not all fully resolved but we have funds to cover those. When we did the last transfer, we made sure that those funds were covered. This invoice in front of you is just the services they provided in the month of June.

COUNCILPERSON HUBBARD: Okay. So, if this was over the City Manager's purview, why was it on Consent in the first place?

CITY MANAGER EVANS: When we had the discussion originally with the Council that we would proceed forward with the arrangement, with CAP, until we were able to provide an alternative option, it was intended to bring forward that all the subsequent invoices associated with this service would go under Consent. And so, that was communicated in the public meeting and so, the Council was educated on this. So, it was Staff's..., it was actually my decision that this is something that is routine and it's going forward and that's why, later on in the actual Council meeting, we'll be discussing some potential options associated with the services provided.

But also, there's another point that I wanted to make with respect to utilizing the savings that we're experiencing in the Code Enforcement Department. In the event that we were not to utilize salary savings from vacancies, we would have to go into our unassigned fund balance to be able to pull and that is your rainy day fund, as opposed to utilizing the salary savings. Because, at the end of the fiscal year, that remaining cash will then end up rolling into the fund balance and find itself in the same place. So, we thought utilizing the legally available funds that we have in the budget today, would be

able to.., be an appropriate way to address this because there's limited funding that's available in contingency to be able to pay for this particular invoice.

COUNCILPERSON HUBBARD: And the method in which we're paying them is, is one thing and one thing separate, and that's fine. My original question was because it was on Consent. And I think being the first time that we're coming back with this particular Item, [pause], this.., that wouldn't've been on Consent just to say, 'Hey, Council, as we agreed, we are now caught up, we're now paying them,' and this type Item will, will, you know, subsequently go on Consent. One thing I wanna ask about, is the.., the funds that we have for the Code Enforcement positions that are, are, are vacant, do we have subsequent funds to continue advertising and looking forward to hiring and filling those positions? What we don't wanna see is the advertising stop. We are talking about our pay raises and compensation so that we can compete with other municipalities to get those persons. The problem that we found that we were having in Code Enforcement and Building and Planning & Zoning was our salaries did not compete with the surrounding counties and people as close as North Palm Beach was picking our people off. So, I don't wanna just take the funds, you know... I, I, I see you guys nodding. So you're saying yes, we still have funds for HR to continue to advertise vigorously for those positions?

So, that was one of my concerns because I wanna make sure that we continue, you know, to advertise.

CHAIRPERSON MILLER-ANDERSON: Okay. Anyone else?

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON DAVIS: My.., one of many questions is, as we extract money from Code Enforcement, what is the plan to, moving forward from Staff, on how we can create better service and save money throughout the City in next year's budget, with this particular Item?

CITY MANAGER EVANS: That is, is delineated and communicated more specifically on the Item under discussions and deliberations about looking to modify the agreement that we have in place with CAP Government. Because, as it stands now, if we continue in this process, we're going to have to look at other legally available funds to pay for this agreement. So, that's why we're proposing that the Council consider a modification to the existing agreement instead of the hourly rate, to look at a shared revenue situation so we don't find ourselves in a predicament, such as this, where, if we continue with this contract, we stand to lose additional monies associated with this arrangement.

So, that's why we're bringing forward to the Council to consider a different proposal for a pilot period to see how it works and then, ultimately, if it's the pleasure of the Council, to look at possibly modifying some positions to be able to provide that service in-house. So, we have a couple of Items that we'd like to have a more substantive discussion with the Council in the Item that's on the Agenda this evening.

COUNCILPERSON DAVIS: I would like to hear a lot of that now.., plan, as it relates to CAP. As we continue to move forward, residents have been hearing us have this discussion for quite some time now and I think it would be... And that's why I asked for this Item to be under the same discussion, so that we don't have this discussion later while we're addressing the matter now to find out, what is our plan? If we're having some issues with hiring, what, what are we doing to really get a lot of these jobs back in-house? What are we doing? That's all I wanted to hear. What kind of plan do we have in place?

CHAIRPERSON MILLER-ANDERSON: Okay. So, can we get through the Consent Agenda part, on this Item here or are you saying you're unable to vote on this Item here before you...

COUNCILPERSON DAVIS: What I'm...

CHAIRPERSON MILLER-ANDERSON: ...have that other...

COUNCILPERSON DAVIS: Well...

CHAIRPERSON MILLER-ANDERSON: ...discussion?

COUNCILPERSON DAVIS: Well, my concern is, this Item is directly related to that...

CHAIRPERSON MILLER-ANDERSON: Mhmm.

COUNCILPERSON DAVIS: ...is a matter of interpretation.

CHAIRPERSON MILLER-ANDERSON: Okay.

COUNCILPERSON DAVIS: Um...

CHAIRPERSON MILLER-ANDERSON: So, do we...

COUNCILPERSON DAVIS: My...

CHAIRPERSON MILLER-ANDERSON: Someone wants to pull this off and hold this until after?

COUNCILPERSON DAVIS: I can do it.

CHAIRPERSON MILLER-ANDERSON: ...or what do you wanna...

COUNCILPERSON DAVIS: Yes. Once we get back, you know...

COUNCILPERSON HUBBARD: [Stammer]. Just a comment.

COUNCILPERSON DAVIS: Yeah.

COUNCILPERSON HUBBARD: Madam Chair, Madam'.., Mr. Councilman.

[Chuckles]

COUNCILPERSON HUBBARD: We're going to...

[Chuckles]

COUNCILPERSON HUBBARD: I was talking about Mr. Davis.

CHAIRPERSON MILLER-ANDERSON: I know. I, I know.

[Chuckles]

CHAIRPERSON MILLER-ANDERSON: I know.

COUNCILPERSON HUBBARD: I., I., we're gonna pay them for... We're gonna pay them their \$60,000 for the month of June, period. So, we might as well go ahead on the vote, get that out of the way, then we can have our vigorous discussion on No. 13 without trying to...

COUNCILPERSON DAVIS: Okay.

COUNCILPERSON HUBBARD: We don't wanna make it appear like their money for June is contingent upon our subsequent conversation.

COUNCILPERSON DAVIS: Okay.

COUNCILPERSON HUBBARD: Okay. So, I'd like to...

CHAIRPERSON MILLER-ANDERSON: [Inaudible]...

COUNCILPERSON HUBBARD: ...continue...

CHAIRPERSON MILLER-ANDERSON: Okay.

COUNCILPERSON HUBBARD: ...the vote.

CHAIRPERSON MILLER-ANDERSON: So, do we have any other questions regarding Item No. 3? And this is for services already rendered. [Pause]. Alright. Madam Clerk.

CITY CLERK ANTHONY: Pro Tem Davis Johnson?

CHAIR PRO TEM DAVIS JOHNSON: Yes.

CITY CLERK ANTHONY: Councilperson Pardo?

COUNCILPERSON PARDO: No.

CITY CLERK ANTHONY: Councilperson Davis?

COUNCILPERSON DAVIS: No.

CITY CLERK ANTHONY: Councilperson Hubbard?

COUNCILPERSON HUBBARD: Yes.

CITY CLERK ANTHONY: Chair Miller-Anderson?

CHAIRPERSON MILLER-ANDERSON: Yes.

CITY CLERK ANTHONY: That motion is approved with Councilpersons Pardo and Davis dissenting.

CHAIRPERSON MILLER-ANDERSON: Alright. That's the end of our commi'..., I'm sorry, the end of our Consent Agenda.

PETITIONS AND COMMUNICATIONS FOR FILING

CHAIRPERSON MILLER-ANDERSON: Do we have any petitions and communications for filing?

CITY CLERK ANTHONY: None.

CHAIRPERSON MILLER-ANDERSON: Okay.

AWARDS AND PRESENTATIONS

CHAIRPERSON MILLER-ANDERSON: We're with our awards and presentations and the only ones that we have that..., were the two that we added. Pentecostal Church. If you're here, come on forward.

[Inaudible whispering]

MS. A. JEFFERSON: Good evening.

CHAIRPERSON MILLER-ANDERSON: Good evening. Please..., yeah, speak into the mic.

MS. A. JEFFERSON: Alright. Good evening. My name's Andrea Jefferson. I'm with Pentecostal Church of God and Christ, 1289 West 28th Street, Riviera Beach, FL and I come just to say, first of all, our Pastor, Eddie D. Evans, would like to say thank you to every Chairperson, every Chair'...

CHAIRPERSON MILLER-ANDERSON: Councilperson. [Chuckle].

MS. A. JEFFERSON: Councilperson. And he sends his regards to KaShamba.

Alright. But, we're here to present... On July 10th, we had the honor of presenting the Civic Award to our very own Mayor Thomas Masters. So, if you will come. [Pause]. Alright.

MAYOR MASTERS: Yes, ma'am.

MS. A. JEFFERSON: Alright. Mayor Masters, the civic award, presented to Thomas Masters for your organization and your community hours for being Mayor. We wanna thank you and we know that this is your fifth term but you have always have been there for us and we wanna say thank you to you. So, here you are...

MAYOR MASTERS: Thank you.

MS. A. JEFFERSON: ...the civic award.

[Applause]

MS. A. JEFFERSON: And also, we had the great honor of giving..., presenting the same award to none other than the Chief of Police.

[Applause]

[Inaudible whispering]

MS. A. JEFFERSON: And Chief, there was one thing that they also wanted to say to you on that night was, we wanna thank you for being a praying chief.

[Chuckles and applause]

MS. A. JEFFERSON: Okay. We wanna thank you for that because, when you shared that, we were so honored to have honored you on that night...

POLICE CHIEF WILLIAMS: Thank you.

MS. A. JEFFERSON: ...and we still honor you and...

POLICE CHIEF WILLIAMS: [Inaudible].

MS. A. JEFFERSON: ...we say thank you so much for your years of dedicated service.

POLICE CHIEF WILLIAMS: Thank you so much.

[Applause]

MS. A. JEFFERSON: Thank you.

COUNCILPERSON DAVIS: Alright.

CHAIRPERSON MILLER-ANDERSON: Alright. Congratulations, Chief and Mayor Masters. Next, we have some young folks sitting here in the front of us here. We have our Riviera Beach Chargers. Ladies and gentleman? Alright. Come on up to the podium. Who's speaking for 'em?

MAYOR MASTERS: Madam Chair...

[Inaudible comment]

MAYOR MASTERS: ...while they, while they're coming, I just wanna thank the Pentecostal Church of God and Christ International for this award. And I look forward to continuing to serve the people of Riviera Beach.

Thank you.

RIVIERA BEACH CHARGERS GIRLS: Well, we like to thank everyone from the City of Riviera beach and especially the Councilmen, anyone that's on board for supporting us. This is our first year with travel basketball in many decades. I originally started with the Young Guns. We represented the City of Riviera Beach, I'm not gonna reveal the year [chuckles] but I just want these girls and these gentlemen to be able to express to you how much this was to them, to attend Nationals. Also, I want you guys to have.., know on record that each and every one of these players had to maintain a 2.5, for the girls it was a 3.0. On the boys, we have three players that had all A's and are in honor classes throughout the whole school year. So, I want you to know that these.., each one of these players...

[Applause]

RIVIERA BEACH CHARGERS: ...are residents of the City of Riviera Beach and very proudly [stammer] to just represent this program.

[Pause while Riviera Beach Chargers girls comes to the mic]

CHAIRPERSON MILLER-ANDERSON: Pull the mic down.

RIVIERA BEACH CHARGERS GIRLS 1: I would like to thank City Council for letting us go to Nationals and had a opportunity to meet all the other teams from all over the world. I learned from Nationals is you gotta work as a team.

Thank you again for letting us go to Nationals and supporting our team. Thank you very much.

CHAIRPERSON MILLER-ANDERSON: Alright.

[Applause]

RIVIERA BEACH CHARGERS GIRLS 2: Hi. My name is Felia [sp] and I [stammer], I'd love to thank City Council for letting us go to Nationals and thank you for

giving us money to go to Nationals. I also thank you because we also.., 'cause we had opportunity to meet different people and different teams all around the world.

COUNCILPERSON DAVIS: Alright.

CHAIRPERSON MILLER-ANDERSON: Alright.

[Applause]

RIVIERA BEACH CHARGERS GIRLS 3: My name is Kamora [sp] Harris and I would like to thank City Council and Riviera Beach Parks & Rec'.., Recreation for all your support. Thank you for allowing us to, to have this opportunity to play in Nationals. The experience of exploring Gatlinburg, Tennessee was incredible. The team experience was out of this world.

Thank you once again for your support.

CHAIRPERSON MILLER-ANDERSON: Alright.

[Applause]

RIVIERA BEACH CHARGERS GIRLS 4: Hi. My name is Jaquoia [sp] Jones. I would like to thank City Council for letting us go to Nationals and we had the opportunity to meet other teams from all over the world. We al'.., we also had the opportunity to bond together as a team.

I'd just like to say thank you this.., for all the support.

[Applause]

RIVIERA BEACH CHARGERS GIRLS 5: My name is Diamond Gayle and I thank you for letting us go to Nationals and letting us meet other teams.

[Applause]

RIVIERA BEACH CHARGERS GIRLS: On behalf of the ladies Chargers, I would like to present you guys with a token of us.., a picture of our team. We got many more gifts coming later, in the future, but we just wanted to let you know the impact that.., I mean, it was incredible. It touched hearts...

MAYOR MASTERS: Yes.

RIVIERA BEACH CHARGERS GIRLS: It was over 300 teams around the world. These girls got an opportunity to display and show that Riviera Beach, not what they make us out to be, red line, these girls represented us proudly. Every team came up to us and said, 'Where you guys from?' We said, 'West Palm Beach, Florida but it's called Riviera Beach.' [Chuckle]. So, now we're on the map and I just look forward to next year, the

invitation. This is something that they had to earn, they had to be... A lot of Palm Beach County, a lot of Florida teams, we're ranked No. 15 for the State of Florida.

UNK: Alright.

RIVIERA BEACH CHARGERS GIRLS: We went in, when we first started travel ball, we was like 200 and something and to beat...

[Inaudible audience comment.]

RIVIERA BEACH CHARGERS GIRLS: ...Jupiter, Palm Beach Gardens... The only team we didn't beat is Wellington, we look forward to them.

[Chuckles]

RIVIERA BEACH CHARGERS GIRLS: But we, like I said, that was a great opportunity. Academic wise, all the girls are 3.0 or higher.

COUNCILPERSON DAVIS: Alright.

[Audience cheers and applause]

MAYOR MASTERS: Madam Chair?

RIVIERA BEACH CHARGERS GIRLS: Here's the gentleman, coach of the boys.

MR. Z. THOMAS: Good afternoon, ladies and gentleman.

CHAIRPERSON MILLER-ANDERSON: [Inaudible].

COUNCILPERSON DAVIS: Good afternoon, sir.

MR. Z. THOMAS: My name is Zephania Thomas, coach for the 6th grade Riviera Beach Charger boys.

I wanna give a special thanks to one individual. You know, and also, Tonya Davis and my Council..., the Council Members for letting us go to Nationals, giving us the opportunity to go. But I also want to thank Mr. Blankenship for giving us the opportunity to, to coach.

[Applause]

MR. Z. THOMAS: We really appreciate that, Mr. Blankenship. These boys...

MAYOR MASTERS: Yes.

MR. Z. THOMAS: We're not only just a basketball team, I try to do mentoring as well...

[Inaudible background comment]

MR. Z. THOMAS: ...to, to give these boys a opportunity to show them what life is really about. So, um..., and most of 'em never been out of the State of Florida.

UNK: Wow.

MR. Z. THOMAS: So it was a great opportunity to do that. We really appreciate you guys and, like Coach Tonya said, we're looking forward to next year. So, we really want to thank you guys for giving us the opportunity.

COUNCILPERSON DAVIS: You're welcome. Thank you.

RIVIERA BEACH CHARGERS GIRLS: I would also like to thank Mr. Blankenship for doing all he could this year with a last minute thing.

[Chuckles]

COUNCILPERSON DAVIS: Alright, alright.

CHAIRPERSON MILLER-ANDERSON: Well, we definitely like to thank you all too because we know that, as coaches, that you put in a lot of work and you don't always get paid the way that..., the amount of work that you put in. So, we definitely wanna thank you all for taking time to do that as well. And, congratulations guys. I see some familiar faces out there. [Pause]. Who is this...

RIVIERA BEACH CHARGERS MOM: I'm the last thank you.

CHAIRPERSON MILLER-ANDERSON: ...coming up to the podium? Okay.

MAYOR MASTERS: She's a Charger.

CHAIRPERSON MILLER-ANDERSON: This is the...

MAYOR MASTERS: The real Charger.

CHAIRPERSON MILLER-ANDERSON: ...head mother of the team.

RIVIERA BEACH CHARGERS MOM: I'm a grandmother of the Lady Chargers and the designated driver.

CHAIRPERSON MILLER-ANDERSON: Okay.

RIVIERA BEACH CHARGERS MOM: I wanna thank Terence, Tonya, KaShamba and Lynne for the last minute help that you gave us financially. It was a blessing.

COUNCILPERSON DAVIS: Hmm.

RIVIERA BEACH CHARGERS MOM: I also wanna thank Mr. Troy Perry 'cause I got on the phone with him and I talked so much, he said, 'Just come pick up a check.'

[Chuckles]

RIVIERA BEACH CHARGERS MOM: So, um, I wanna thank him.

COUNCILPERSON DAVIS: [Chuckle].

RIVIERA BEACH CHARGERS MOM: I wanna thank Mr. Blankenship for his patience because Tonya called that man as is if they had a relationship.

[Chuckles]

RIVIERA BEACH CHARGERS MOM: And he answered the phone every time, he would answer the phone. I wanna thank Tony's grandmother. She's not here, the Brazille Family.

COUNCILPERSON DAVIS: Okay.

RIVIERA BEACH CHARGERS MOM: We were on the road and she's taking care of her grandchild.

COUNCILPERSON DAVIS: Mhmm.

RIVIERA BEACH CHARGERS MOM: And, that's the only one that's not here.., and she said I couldn't go to bed without calling you guys. And we were.., I was driving in a sheet of rain. I said, 'Tonya, I'mma have to pull over, I can't see.' And the lady got on the phone and when I tell you she prayed for 30 minutes, we went from white, ice rain, the weather cleared up and we never experienced anymore weather conditions.

MAYOR MASTERS: Wow.

CHAIRPERSON MILLER-ANDERSON: Wow.

RIVIERA BEACH CHARGERS MOM: So, to Ms. Brazille or Ingram, I wanna thank you for your prayers.

[Inaudible comment]

RIVIERA BEACH CHARGERS MOM: And again, thank you. Thank you. I'm not kid friendly but...

[Chuckles]

RIVIERA BEACH CHARGERS MOM: ...I made it through this trip.

Thank you so much.

UNK: Thank you too.

CHAIRPERSON MILLER-ANDERSON: Thank you.

COUNCILPERSON DAVIS: Chair?

CHAIR PRO TEM DAVIS JOHNSON: Thank you.

[Applause]

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Yes.

COUNCILPERSON DAVIS: As they exit, I would like to take a moment and call up Coach Figurs and the track and field team we have. They're getting ready to go off to AAU National Junior Olympics in, I think, Detroit, Michigan also to represent Riviera Beach.

[Applause]

[Pause for pictures]

MAYOR MASTERS: Everybody gets a picture.

UNK: I guess.

MAYOR MASTERS: [Whisper- Everybody gets a picture].

[Inaudible dais conversation]

COACH FIGURS: Good afternoon..., good evening, good evening.

CHAIRPERSON MILLER-ANDERSON: Good evening.

MAYOR MASTERS: Good evening.

COACH FIGURS: Alright. This..., this is my first year coaching. We got Chris'... My wife couldn't make it today, Erica Whipple. Ya'll probably know her.

MAYOR MASTERS: Yes.

COACH FIGURS: And Myah, she's not here today, the girls coach. But this is our first year coaching. We did this on a volunteering coaching staff. So, we did it..., um, I got a 4x1 team, 8 and under boys, going into the national ranks, probably No. 2 right now with the best time in the United States and they got a good chance of winning it.

COUNCILPERSON DAVIS: Uh oh.

CHAIRPERSON MILLER-ANDERSON: Oh wow.

COUNCILPERSON DAVIS: Uh oh.

COUNCILPERSON PARDO: Alright.

COACH FIGURS: Our girls long jump, we got a long jumper, we got a turbo jav, we got a 100 meter runner and a couple 800 meter runners. They're not here today. So, total we got, probably, eight kids, nine kids going to Nationals.

[Inaudible dais whisper]

COACH FIGURS: And we're here to raise money. We've been raising money and we're short a little money so we're here to raise a little more money to get to Detroit. Most of the parents, that came out of their pocket, bought the plan tickets for the kids and we're a little bit short. FP&L gave us \$1,000 for food, a food card. So, we're probably, probably like, \$3,000 short right now but we're still raising money. And then, we leave the 2nd, uh, yeah.

UNK AUDIENCE: August 2nd.

COACH FIGURS: August 2nd to...

[Inaudible background comment]

COACH FIGURS: It's like, it's like the Olympics for little kids...

COUNCILPERSON DAVIS: [Inaudible].

COACH FIGURS: ...[inaudible] United States.

CHAIRPERSON MILLER-ANDERSON: Mhmm.

COACH FIGURS: So, they got a little parade they go to, then they start running their racing. But, I'm looking forward to my 8 and under boys trying to win National and that's a.., that's something I couldn't do.

[Chuckles]

COACH FIGURS: So... But I think my wife did, yeah. My wife did. Right here. She's from Riviera Beach, she won Nationals as a kid.

[Inaudible background comments]

COACH FIGURS: And went on to run for a little [inaudible].

But, um, that's what we're here for, to raise a little money for our team to go to Nationals.

CHAIRPERSON MILLER-ANDERSON: Alright.

COUNCILPERSON PARDO: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON PARDO: Okay. So, I will commit \$1,500.

[Applause]

COACH FIGURS: Thank you.

[Inaudible background comments]

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: What, what are..., are you doi'... What are you doing? Community benefits or?

COUNCILPERSON PARDO: Community benefits.

CHAIRPERSON MILLER-ANDERSON: So, you are...

COUNCILPERSON PARDO: This is for our community benefits. So, if the Council will indulge me, I'd like to make a motion...

COUNCILPERSON DAVIS: Second.

[Chuckles]

COUNCILPERSON DAVIS: To whatever is.

[Inaudible background comments]

CITY ATTORNEY DEGRAFFENREIDT: That's funny.

COUNCILPERSON PARDO: Right. To give the team \$1,500 and I will submit the paperwork to Mr. Sherman by close of business on Friday.

CHAIRPERSON MILLER-ANDERSON: And this is through Riviera Beach Parks & Rec? Is that...

COUNCILPERSON DAVIS: It's the same thing as the basketball.

CHAIRPERSON MILLER-ANDERSON: Same thing...

COUNCILPERSON PARDO: Right.

CHAIRPERSON MILLER-ANDERSON: ...as the...

COUNCILPERSON PARDO: Correct.

CHAIRPERSON MILLER-ANDERSON: As the Chargers?

COUNCILPERSON PARDO: Yes.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

COUNCILPERSON PARDO: Alright.

CHAIRPERSON MILLER-ANDERSON: Go ahead.

CHAIR PRO TEM DAVIS JOHNSON: From the District 3 community benefits, we will contribute \$1,000.

[Applause]

COUNCILPERSON DAVIS: [Stammer]... My, my second still stand' with the \$1,000 from...

CHAIRPERSON MILLER-ANDERSON: For...

COUNCILPERSON DAVIS: ...Councilwoman Davis Johnson.

CHAIRPERSON MILLER-ANDERSON: For hers too?

COUNCILPERSON DAVIS: Including that. Yeah.

CHAIRPERSON MILLER-ANDERSON: Okay.

[Inaudible dais comment]

CHAIRPERSON MILLER-ANDERSON: Did you get it, Ms....

CITY CLERK ANTHONY: Yes, ma'am, we have it.

COUNCILPERSON DAVIS: [Inaudible].

CITY CLERK ANTHONY: So, I'm taking it that we're doing this all as one motion?

COUNCILPERSON DAVIS: Yes.

COUNCILPERSON PARDO: Correct.

CHAIRPERSON MILLER-ANDERSON: Yes.

CITY CLERK ANTHONY: Okay.

CHAIR PRO TEM DAVIS JOHNSON: You know what? Let me just make... Let me just check.

CHAIRPERSON MILLER-ANDERSON: You'..., you're good?

COUNCILPERSON DAVIS: [Inaudible background comment]

CHAIR PRO TEM DAVIS JOHNSON: No. I, I need to check because I'd like... You said you were \$3,000 short of the...

COACH FIGURS: Yes.

CHAIR PRO TEM DAVIS JOHNSON: I believe that the District 3 office can support \$1,500. So, that takes care of that.

CHAIRPERSON MILLER-ANDERSON: So, you wanna do \$1,500?

[Applause]

[Inaudible dais comments]

CHAIRPERSON MILLER-ANDERSON: Alright. So, we have community benefits for Parks & Rec for \$1,500 from Ms. Pardo and \$1,500 from Ms. Tonya Davis Johnson, for the same.

CITY CLERK ANTHONY: That is what's on the record.

CHAIRPERSON MILLER-ANDERSON: And...

CITY CLERK ANTHONY: Ms. Pardo made the motion, it's seconded by Councilperson Davis.

CHAIRPERSON MILLER-ANDERSON: For both. Alright.

MAYOR MASTERS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

MAYOR MASTERS: You, you have reached your \$3,000. Correct?

COACH FIGURS: Correct.

MAYOR MASTERS: But, do you need any more money?

COACH FIGURS: Um...

UNK: [Inaudible].

COACH FIGURS: My wife's doing that.

MAYOR MASTERS: [Chuckle].

UNK: Say yes.

MAYOR MASTERS: The answer is yes.

CHAIR PRO TEM DAVIS JOHNSON: The answer is yes.

UNK: [Inaudible].

MAYOR MASTERS: I don't know what I have left in community benefits but it's probably somewhere between \$500 to \$1,000. And so, I'll check with the Chief of Staff but I'll give you some more money for your continuing efforts.

The other thing is, I would like for the Manager to look at the possibility of putting some funding or finding some funding, somehow, somewhere in the budget that this will be a part of the, of the City budget where you, you won't have to get money here and they don't have to worry about... It will be a part of our.., part of the.., one of the things that we wanna do because, as you know, we invest in our children. They're not the children of tomorrow, they're the children of today. And we must invest in our children.

[Applause]

MAYOR MASTERS: That's the best investment we can have.

And last, but not least, we had a soccer team here a couple weeks ago from Freeport, Bahamas and I understand they have a great basketball team, so, we gotta talk about getting you over to the Bahamas and beating them over there.

[Chuckles]

COACH FIGURS: Alright.

MAYOR MASTERS: Thank you.

COUNCILPERSON DAVIS: Madam Chair?

COACH FIGURS: Alright. Thank you.

CHAIRPERSON MILLER-ANDERSON: Hold on, one second. So, Mayor, are you adding a community benefits tonight for this.., the meeting tonight and, if so, how much?

MAYOR MASTERS: I don't know yet. I don't know what I have but I am gonna give them some money. I just cannot say how much yet.

COUNCILPERSON DAVIS: Well, I know...

CHAIRPERSON MILLER-ANDERSON: In order to vote on it, we...

MAYOR MASTERS: No. I'm not asking to vote because they already reached their goal. My money is extra.

CHAIRPERSON MILLER-ANDERSON: But it's not gonna come out of community benefits then?

MAYOR MASTERS: Yes. But not tonight.

COUNCILPERSON PARDO: I bettcha...

MAYOR MASTERS: I'm not, I'm not...

COUNCILPERSON PARDO: ...Mr. Sherman knows.

MAYOR MASTERS: ...putting it on the Agenda tonight because I don't know what we have.

COUNCILPERSON DAVIS: So, pull it up.

COUNCILPERSON PARDO: Here he comes. Here comes...

COUNCILPERSON DAVIS: He's coming, he's coming.

COUNCILPERSON PARDO: ...Mr. Sherman.

CITY MANAGER EVANS: Wait, wait a second.

[Chuckles]

CITY MANAGER EVANS: We, we do have hot off the presses.

[Inaudible background comment]

[Chuckles]

CITY MANAGER EVANS: Yeah. Just give it to 'em all.

CHAIRPERSON MILLER-ANDERSON: I, I do not...

CITY MANAGER EVANS: I, I found it in the budget.

CHAIRPERSON MILLER-ANDERSON: ...have any more money.

[Chuckles]

[Inaudible dais comments]

FINANCE DIRECTOR SHERMAN: You have \$2,400.

MAYOR MASTERS: I have \$2,000 for...

COUNCILPERSON PARDO: I'm getting ready to [inaudible]...

[Inaudible dais comment]

COUNCILPERSON DAVIS: I know I'm broke.

FINANCE DIRECTOR SHERMAN: Okay. [Inaudible].

CHAIRPERSON MILLER-ANDERSON: I don't have any..., just so you know, I have a activity, my money is already allotted for. So, if I had some, I'd give it.

CITY MANAGER EVANS: You want us to double check? [Chuckle].

CHAIRPERSON MILLER-ANDERSON: No. I know my mon'... It's there but it's allotted for something else that...

COUNCILPERSON HUBBARD: But we will definitely...

CHAIRPERSON MILLER-ANDERSON: ...I have to do. Yeah. [Chuckle].

COUNCILPERSON HUBBARD: We're definitely gonna vote to put both teams in the budget so it will be...

CHAIRPERSON MILLER-ANDERSON: Parks & Rec.

COUNCILPERSON HUBBARD: ...a regular thing on the...

MAYOR MASTERS: Absolutely.

COUNCILPERSON HUBBARD: ...Parks & Rec...

CHAIR PRO TEM DAVIS JOHNSON: All teams.

COUNCILPERSON HUBBARD: ...so you'll have what you need on a regular basis.

CHAIRPERSON MILLER-ANDERSON: Right.

[Applause]

COUNCILPERSON HUBBARD: I don't have any money in my budget either but I'm definitely supporting you for the future.

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: So, hold on. Mayor, how much do you have?

MAYOR MASTERS: Yes. I can give you, comfortably, give you \$500.

CHAIRPERSON MILLER-ANDERSON: Okay.

MAYOR MASTERS: Thank you.

[Applause]

CHAIRPERSON MILLER-ANDERSON: So, the Mayor will be for..., do... Does that motion and second still stand...

COUNCILPERSON DAVIS: Yes, ma'am.

CHAIRPERSON MILLER-ANDERSON: ...for him too? Okay. Alright. So, \$1,500 – Dawn Pardo, \$1,500 – Tonya Davis Johnson, and the Mayor - \$500. Parks & Rec. Alright. So, \$3,500, Ms....

CITY CLERK ANTHONY: That is correct.

CHAIRPERSON MILLER-ANDERSON: Alrighty. Wanna call the vote?

UNK: Sure.

CHAIRPERSON MILLER-ANDERSON: Well, did you need to add something on to this.

COUNCILPERSON DAVIS: Well, I just wanna state for the record, I would give more but I had some money on tonight's Agenda as an add-on for cheerleader sponsorship so I...

CHAIRPERSON MILLER-ANDERSON: But, you're broke like the rest of us?

COUNCILPERSON DAVIS: I'm I'm...

CHAIRPERSON MILLER-ANDERSON: I gottcha.

COUNCILPERSON DAVIS: I'mma tell ya I'm br'... I know that for a fact.

CHAIRPERSON MILLER-ANDERSON: Alright. I'm right with ya.

COUNCILPERSON DAVIS: But, uh, this is one of the programs that really helped save my life, you know, being in Rivera Beach track and field program. I ran around the same time Ms. Figurs, was Whipple at the time, ran track and field and it's great that we was able to do something special.

But I wanna give..., want us to understand that Mr. Blankenship of Parks & Recreation has already talked about a strategy of us particularly hiring someone to go out and raise money for each individual program. So, when we start talking about our budget, let's look at hiring a Staff member that can go out, with all these corporations, and find sponsors for every team so they don't have to continue to come back and we have to find money every year 'cause we have Cheney Brothers, Lockheed Martin, all these folks in town...

[Applause]

COUNCILPERSON DAVIS: ...but not really investing in our community. So when, so when Blankenship come' back to us, at some point requesting that, whenever he's ready, we need to really take these moments in consideration.

CHAIRPERSON MILLER-ANDERSON: Okay. I agree. Alright. Madam Clerk.

CITY CLERK ANTHONY: Councilperson Hubbard?

COUNCILPERSON HUBBARD: Yes.

CITY CLERK ANTHONY: Pro Tem Davis Johnson?

CHAIR PRO TEM DAVIS JOHNSON: Yes.

CITY CLERK ANTHONY: Councilperson Pardo?

COUNCILPERSON PARDO: Yes.

CITY CLERK ANTHONY: Councilperson Davis?

COUNCILPERSON DAVIS: Yes.

CITY CLERK ANTHONY: Chair Miller-Anderson?

CHAIRPERSON MILLER-ANDERSON: Yes.

CITY CLERK ANTHONY: Unanimous vote.

CHAIRPERSON MILLER-ANDERSON: Alright. Did you.., were you about to say something? Thank you all so much.

COUNCILPERSON DAVIS: The kids wanna say something?

CHAIRPERSON MILLER-ANDERSON: Good luck. Oh, you wanna go? Go ahead.

TRACK AND FIELD GIRL 1: Thank you. I wanted to just say thank you to the City Council because it's always been my dream to run track and make it to the junior Olympics and it's always been all of our dreams and the Riviera Beach Chargers track team just wanted to say thank you to you guys.

COUNCILPERSON DAVIS: You're welcome.

CHAIRPERSON MILLER-ANDERSON: You're welcome.

[Inaudible comment and applause]

COUNCILPERSON PARDO: Good luck.

MAYOR MASTERS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Thank you all so much. Yes.

MAYOR MASTERS: She spoke so eloquently.

CHAIRPERSON MILLER-ANDERSON: She did.

MAYOR MASTERS: Young, young, young lady, come back.

COUNCILPERSON DAVIS: She's from Riviera Beach.

MAYOR MASTERS: Which one...

CHAIRPERSON MILLER-ANDERSON: [Inaudible] ready.

MAYOR MASTERS: Come, come... Have her come back to the mic.

CHAIRPERSON MILLER-ANDERSON: [Inaudible] speaking or something.

COUNCILPERSON DAVIS: She's from Riviera Beach.

COACH FIGURS: This is Erica Whipple's daughter, my daughter.

CHAIRPERSON MILLER-ANDERSON: Oh, Okay.

MAYOR MASTERS: Okay.

CHAIRPERSON MILLER-ANDERSON: Well, that, that [inaudible].

MAYOR MASTERS: Hold on. Ms. Whipple?

CITY ATTORNEY DEGRAFFENREIDT: Well-spoken young lady.

MAYOR MASTERS: Ms. Whipple? Young lady?

CHAIRPERSON MILLER-ANDERSON: Yeah. Right here.

MAYOR MASTERS: Right here.

CHAIRPERSON MILLER-ANDERSON: He's right here.

MAYOR MASTERS: You spoke so eloquently tonight. You did a great job. I have never offered this privilege to anybody else, I don't know how long you're gonna be here but I would love for you to come and sit up here with the Mayor, on the dais. Would you do that?

COUNCILPERSON DAVIS: [Inaudible].

MAYOR MASTERS: Thank you.

[Chuckles]

COUNCILPERSON DAVIS: No. No thank you. No.

[Applause]

[Inaudible dais comment]

CHAIRPERSON MILLER-ANDERSON: Alright.

MAYOR MASTERS: I'mma find her a chair.

CHAIRPERSON MILLER-ANDERSON: Alright. So, that's the end of our awards and presentations. We threw a little community benefits in there.

PUBLIC HEARINGS

CHAIRPERSON MILLER-ANDERSON: Any..., we're with our public hearings. Any public hearings?

[Inaudible background comments]

ORDINANCE ON SECOND AND FINAL READING

CHAIRPERSON MILLER-ANDERSON: Ordinance on second and final reading.

COUNCILPERSON HUBBARD: Madam Chair?

CHAIR PRO TEM DAVIS JOHNSON: This is..., which one is this?

CHAIRPERSON MILLER-ANDERSON: No. 5.

CHAIR PRO TEM DAVIS JOHNSON: Why does it say first reading?

COUNCILPERSON HUBBARD: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Hold on one minute.

COUNCILPERSON HUBBARD: Okay.

CHAIR PRO TEM DAVIS JOHNSON: It says Ordinance on first reading.

COUNCILPERSON PARDO: The next one.

MAYOR MASTERS: [Inaudible background comments].

CHAIRPERSON MILLER-ANDERSON: Huh?

CHAIR PRO TEM DAVIS JOHNSON: This says Ordinance on first read.

CITY CLERK ANTHONY: Item No. 5 is an Ordinance on second...

CITY MANAGER EVANS: Second...

CITY CLERK ANTHONY: ...reading.

CITY MANAGER EVANS: ...and final reading.

CHAIR PRO TEM DAVIS JOHNSON: So, the Item is incorrect?

COUNCILPERSON PARDO: [Inaudible background comment].

CHAIR PRO TEM DAVIS JOHNSON: That's in my binder. That's what I'm looking at. Thank you, [inaudible].

CHAIRPERSON MILLER-ANDERSON: Alright. So, Item No. 5.

CITY MANAGER EVANS: Yep.

CITY CLERK ANTHONY: Madam Chair, we have no public comment cards for this particular Item, so...

CHAIRPERSON MILLER-ANDERSON: This is... Hold on.

[Inaudible background comment]

CHAIRPERSON MILLER-ANDERSON: No. 5?

UNK: Yeah.

CITY CLERK ANTHONY: Is it for No. 5?

CHAIRPERSON MILLER-ANDERSON: Is that for 5?

CITY MANAGER EVANS: [Whispering: I think they're leaving].

CHAIRPERSON MILLER-ANDERSON: Yeah? That's for 5? Okay. Well, we'll give them a couple minutes to go on out and then we can get started.

[Background discussions]

CHAIRPERSON MILLER-ANDERSON: Alright. You ready?

CHAIR PRO TEM DAVIS JOHNSON: Agenda category.

COUNCILPERSON PARDO: They're cute. Cute girls.

[Inaudible dais comments]

CHAIRPERSON MILLER-ANDERSON: Alright. You ready?

CHAIR PRO TEM DAVIS JOHNSON: Agenda category.

CITY CLERK ANTHONY: Madam Chair, the acceptance of public comment cards for Item No. 5 is now closed.

ITEM NO. 5

CITY CLERK ANTHONY: ORDINANCE NO. 4097. AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA RESTATING ARTICLE II, ENTITLED "GENERAL EMPLOYEES", CHAPTER 14 ENTITLED "PENSIONS AND RETIREMENT PROGRAMS", PROVIDING FOR SIMPLIFIED, UPDATED AND MODERNIZED LANGUAGE, PROVIDING A LIMITATION ON NUMBER OF POST-MODERNIZED LANGUAGE, PROVIDING FOR LIMITATION ON NUMBER OF POST-RETIREMENT BENEFICIARY CHANGES, REMOVING AGE 70 MANDATORY RETIREMENT AGE, CLARIFYING OPTIONAL FORMS OF RETIREMENT, PROVIDING FOR THE ELECTION OF ELECTED PENSION BOARD ELECTED MEMBERS FROM THE AT LARGE PARTICIPANTS IN THE PLAN, ACKNOWLEDGING TRUSTEE'S DUTY TO ATTEND PENSION SCHOOLS AND OTHER EDUCATIONAL FUNCTIONS, REMOVING REQUIREMENT THAT MEMBERS ENTER DROP MUST ATTEND A CITY SPONSORED EDUCATION PROGRAM, PROVIDING THAT MEMBERS ENTERING DROP ARE ENCOURAGED TO ATTEND CITY SPONSORED EDUCATION PROGRAM, PROVIDING FOR CONFLICT, SEVERABILITY, AND CODIFICATION AND PROVIDING AN EFFECTIVE DATE.

CHAIRPERSON MILLER-ANDERSON: Do we have a motion?

COUNCILPERSON HUBBARD: So moved.

COUNCILPERSON DAVIS: Second.

CHAIRPERSON MILLER-ANDERSON: Okay. We have a public comment... We're gonna do the.., let him speak first and then we'll come with the public comment cards. But public comment is closed right now, right? For this Item.

CITY CLERK ANTHONY: Bessie Brown.

CHAIRPERSON MILLER-ANDERSON: Say that again.

CITY CLERK ANTHONY: You wanna do public comments now or...

CHAIRPERSON MILLER-ANDERSON: No. We're...

CITY CLERK ANTHONY: ...you wanna...

CHAIRPERSON MILLER-ANDERSON: ...gonna do the presentation and then we're gonna do the comments.

CITY CLERK ANTHONY: Okay.

CITY MANAGER EVANS: Madam Chair, Members of the City Council, if I can ask the Human Resources Director, Mr. Bruce Davis to present this particular Item. There was some minor modifications that occurred at the first reading of this particular Item and it was specific to the education that the Council was looking to memorialize as a part of the Ordinance. In conversations with legal counsel and in discussions with Mr. Davis, there is not a way for us to place a mechanism for employees to be man'..., required to go through such a training program but Mr. Davis can speak more specifically on some other ways that we are able to provide that education for employees related to their retirement.

So, Mr. Davis, if you can talk about some internal mechanisms that we're gonna put in place to ensure that the employees are informed accordingly.

[Inaudible dais comments]

HUMAN RESOURCES DIRECTOR DAVIS: Good evening, Council.

CHAIRPERSON MILLER-ANDERSON: Good evening.

MAYOR MASTERS: Good evening.

HUMAN RESOURCES DIRECTOR DAVIS: Bruce Davis, Human Resources Director. In regards to the education requirement, what we have done is, Human Resources, when the employee applies for the DROP program or for retirement, we then will talk to them and walk them through the provisions of, of the, of the process and we will emphasis any of the recent changes that are made in, in the pension plan or, in their retirement plan. So, we sit one on one with each employee that, that applies for the program that will set an appointment with us. And that has been in place since we had the discussion about the changes for the program in 2014.

[Pause]

CHAIRPERSON MILLER-ANDERSON: Alright. Any questions?

HUMAN RESOURCES DIRECTOR DAVIS: And I, I do have with me, I have with me tonight, in case you do have questions, Attorney Ken Harrison who is the attorney for our General Employee's Pension Plan.

[Pause]

MR. K. HARRISON: I'm here to answer any questions you may have. So.

COUNCILPERSON HUBBARD: Okay. Um...

CHAIRPERSON MILLER-ANDERSON: Well, let's go to public comment and then, if..., you can think about if you have any questions, then we'll come back.

[Inaudible dais comments]

CITY CLERK ANTHONY: Bessie Brown.

COUNCILPERSON HUBBARD: [Whisper- inaudible] changes.

CHAIRPERSON MILLER-ANDERSON: Okay. So you do want a presentation.

COUNCILPERSON HUBBARD: Yeah. [Inaudible] changes.

MS. B. BROWN: Good evening...

COUNCILPERSON DAVIS: Good evening.

CHAIRPERSON MILLER-ANDERSON: Good evening.

MS. B. BROWN: ...Council. And, my name is Bessie Brown. I'm a retirement appointed personnel on the General Employee's Pension Board.

I have not.., I had actually... I just got a chance to really look at this and I have, I have a couple concerns about two things on here. As long as this... I was reading the summary and my concern is that, as long as this summary is not actually... Because some things on the summary, is not [stammer]. If that.., if it's reading that way, that's not exactly how the Ordinance reads.., the, the current Ordinance reads. And so, I, I just wanna, I just wanted to let you know that I have not actually had time to go over this and read it and I am, actually, going to review this because the summary is not, like I say, in accordance with what's in the policy, the current one.

COUNCILPERSON HUBBARD: That's what is concerning me.

MS. B. BROWN: And I just, and I just want to let.., you may see me again because...

[Inaudible dais comments]

MS. B. BROWN: ...we need... It needs.., if, if we're... If this Ordinance is gonna pass, it should pass with the correct information in it but what's actually written in the summary, it's not [pause], not, not exactly correct.

CHAIRPERSON MILLER-ANDERSON: Okay.

COUNCILPERSON HUBBARD: Um...

CHAIRPERSON MILLER-ANDERSON: Pull your mic...

COUNCILPERSON HUBBARD: Also, I would like for you to take the time to go through each change that is being recommended for this. Secondly, this is going to have a grave

impact on the employees in some way, good, good or bad and if the Pension Board Members have not had a opportunity to review this or weigh in on that, I do think that this something that we need to, first, have a presentation on and then I'll make my final remark as to what I think we need to do.

MS. B. BROWN: I'd only remind the Council that, at the last meeting I was here, we walked through the changes. And despite my admiration and love of Bessie Brown, we do have some issues with the Board in that we, we tried to email these documents to the Board. We've provided them with iPads. Bessie's..., does not participate with that. We've had problems getting the information to her. I did ask the administrator if she provided copies of this Ordinance to all the trustees and she assured me that they had been provided, either electronically or by the mail. Bessie told me this evening that she hadn't seen this before. And her two issues were interesting because, in the summary it states on changing the beneficiary and it says without approval. The Ordinance doesn't say without approval, the Ordinance is very clear, it says change of beneficiaries do not occur until notice to the Board. What it does say is, after retirement, you can change the beneficiary free of charge, up to two times. So, that's where she's having some problems with what was in the summary and what's actually in the Plan.

The other issue that she raised with me was the ability to attend training sessions outside the state. The summary just says that they're encouraged to give priority to what's in the state. The Ordinance is very clear, it says you're, you're to work towards becoming certified, giving preference to state..., to conferences and training sessions in the state. However, if there's something outside the state, the Board has to consider that on a case by case basis and they must approve it in advance. It's the current policy of the Board. It's exactly what they do today. And I walked that..., I walked Bessie through those, the language in the Ordinance.

Those are the two issues that she raised and I had gotten a phone call earlier that those two concerns were being introduced by a trustee. Uh, and I explained to Bessie that the summary is a summary, the Plan is what you enact. The language in the Plan is what we're gonna have to administer, not the summary. The summary is a summary. It's not expected to give you all the details that are in the Plan.

So, I'll be glad to walk through it. You have a copy of it and I can walk through each one of these changes. The significant change though, is the makeup of the Board.

COUNCILPERSON HUBBARD: One second, before you go any further. We'll..., we can definitely go through the changes of the makeup of the Board. I would just like to ask one, one minute to the trustee, are those the two issues that you had concerns with?

MS. B. BROWN: Yes.

COUNCILPERSON HUBBARD: Okay. So, they have been clarified for you?

MS. B. BROWN: Not necessarily 'cause I have not [inaudible].

MAYOR MASTERS: Come to the mic, please.

CHAIRPERSON MILLER-ANDERSON: Well, hold on.

COUNCILPERSON HUBBARD: We don't ha'..., we have..., that's the only trustee...

MAYOR MASTERS: [Inaudible] can't hear her.

COUNCILPERSON HUBBARD: ...that's the only person from that thing...

CHAIR PRO TEM DAVIS JOHNSON: Madam...

COUNCILPERSON HUBBARD: ...before he goes further, that we have to rel'..., to rely on.

CHAIR PRO TEM DAVIS JOHNSON: [Inaudible].

CHAIRPERSON MILLER-ANDERSON: Okay. So, are we not ready to discuss this Item? Maybe we need to move this to another time?

COUNCILPERSON HUBBARD: Well...

CHAIRPERSON MILLER-ANDERSON: As soon as she has an opportunity? 'Cause she said she has not had a chance to look at it or something.

COUNCILPERSON HUBBARD: The reason that I was asking her if those were the two..., if those were the two concerns and [pause] they..., if they were [stammer] cleared up for her or if they weren't clear..., cleared up for her then, you know, if they were we could, we could, we could move on with that part, he will move on to the presentation of the makeup of the Board. And, it may be that there's some concerns about the makeup of the Board, once she listens. So, we'll let him do the presentation, Ms. Trustee, and then we'll ask you some more questions after that.

Thank you.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

CHAIR PRO TEM DAVIS JOHNSON: Before we move further, you indicated that all of the Members received the revised language. What is the makeup of the responses that you received from the trustees?

MR. K. HARRISON: The Board has approved this to go forward and they've called me to, to find out where it is for second reading. This is the first time I've heard of any concerns, was today when I was driving in the parking lot. I got a phone call that said there was a trustee who had some concerns.

CHAIR PRO TEM DAVIS JOHNSON: Okay. I don't..., I, I received a call. It wasn't from Ms. Brown, it was from another trustee indicating that there were some concerns with some of the language. So, I think that we need to make sure that everyone has had an

opportunity to weigh in and put forth their comments and/or concerns before we move forward with the Ordinance.

MR. K. HARRISON: Well, let me... I didn't get the call fr'.., uh, Ms. Brown, I got the call from the Chairman of the Board, Ms. Kendrick.

CHAIR PRO TEM DAVIS JOHNSON: Okay.

MR. K. HARRISON: Who said there's a concern by a trustee on these items.

CHAIR PRO TEM DAVIS JOHNSON: Mhmm.

MR. K. HARRISON: So, when B'.., when Ms. Brown showed up, I.., I'm assuming she was the individual.

MS. B. BROWN: [Inaudible].

MR. K. HARRISON: But she says she's not. So there', at least apparently, one other trustee who's raised the same questions. Is that correct?

MS. B. BROWN: [Inaudible].

MR. K. HARRISON: That's.., these are the two issues that Ms. Kendrick talked to me about, that, uh, at least one other trustee has raised.

CHAIRPERSON MILLER-ANDERSON: Okay. So, do we ha'... Is this something we want to bring back, if we still need to do some contacting of other trustees?

COUNCILPERSON HUBBARD: [Inaudible].

CHAIR PRO TEM DAVIS JOHNSON: I would think so.

CITY MANAGER EVANS: But, the, the Board did take official action to, in fact, adopt this to move forward.

CHAIR PRO TEM DAVIS JOHNSON: Where's that?

COUNCILPERSON HUBBARD: [Inaudible].

CITY MANAGER EVANS: Did...

MR. K. HARRISON: Wait. This document has been... We've been working on this for three years.

CHAIR PRO TEM DAVIS JOHNSON: Mhmm.

MR. K. HARRISON: The Board has addressed this on numerous occasion. This was recommended to come to first reading. I ha'.., we haven't had a meeting since you had your first reading.

CHAIR PRO TEM DAVIS JOHNSON: And that was...

MR. K. HARRISON: But, they're...

CHAIRPERSON MILLER-ANDERSON: Which has been over a year ago.

MR. K. HARRISON: ...aware that you approved it on...

CHAIR PRO TEM DAVIS JOHNSON: That was on January 20th of 2016.

CHAIRPERSON MILLER-ANDERSON: 2016.

MR. K. HARRISON: Well, there's...

CHAIRPERSON MILLER-ANDERSON: And most of these people... Some of these people were not up here then. So.

CITY MANAGER EVANS: The...

MR. K. HARRISON: The first meeting was in May, I'm told.

CHAIR PRO TEM DAVIS JOHNSON: [Inaudible]...

MR. K. HARRISON: First reading.

CHAIR PRO TEM DAVIS JOHNSON: That's not what your...

CITY MANAGER EVANS: The first reading...

CHAIR PRO TEM DAVIS JOHNSON: ...document says.

CITY MANAGER EVANS: ...of the Council., to the Council was in May.

CHAIRPERSON MILLER-ANDERSON: This backup says the first reading..., on the cover sheet it says January twenty'... The City Council meeting, January 20, 2016, Mr. Harrison gave the overview and then, thereafter, the City Council approved the Ordinance on the first reading. Was that not in January of 2016?

HUMAN RESOURCES DIRECTOR DAVIS: What may be confusing is that this particular rewrite has been before Council twice. The first time, Pam Ryan brought this and the first read for that was January...

CHAIRPERSON MILLER-ANDERSON: Okay.

HUMAN RESOURCES DIRECTOR DAVIS: ...that you are referring to.

CHAIRPERSON MILLER-ANDERSON: Mhmm.

HUMAN RESOURCES DIRECTOR DAVIS: The first read for this, for this go around, was the first meeting in May of this year.

CHAIRPERSON MILLER-ANDERSON: Is that referenced on this cover sheet somewhere?

HUMAN RESOURCES DIRECTOR DAVIS: It's referenced..., if, if you read the whole document...

CHAIRPERSON MILLER-ANDERSON: Mhmm.

HUMAN RESOURCES DIRECTOR DAVIS: ...further in, it, it, it aligns it with the first meeting for this one being in May, if I'm not mistaken.

CHAIRPERSON MILLER-ANDERSON: I don't see a May date on here.

COUNCILPERSON HUBBARD: That's why I didn't remember [inaudible].

CHAIRPERSON MILLER-ANDERSON: No.

[Inaudible dais comment]

CHAIRPERSON MILLER-ANDERSON: So, okay. So, based on what we're hearing, the concerns, what, what are..., what do we wanna do here with this?

COUNCILPERSON HUBBARD: I'd, I'd like to bring it back, giving every'... I'd like to have it brought back giving the, uh..., getting some of the answers. I'd like him to finish the presentation so we can know what the changes are so we..., so when we do hear about the concerns, we will know what's being talked about. We have a discrepancy between when it came before us May and January. I didn't get here 'til May so I was definitely not aware of, of the first reading that must've taken place in January or May.

So, there you have it and I think that we..., this is gonna effect the employees' lives and given..., if, if the trustees seem to have some questions about it, I think it'll give the employees a chance to contact those trustees and voice their concerns so that if we make some major changes to this Pension Board..., especially when you start talking about DROP. That was the weirdest situation with a DROP program that I had ever seen. So, I think that we really..., we do need to have some weigh in from the employees concerning this.

COUNCILPERSON PARDO: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Mhmm?

COUNCILPERSON PARDO: I'd like to make a motion to bring this Item back sometime in September.

COUNCILPERSON DAVIS: Second.

[Pause]

CHAIRPERSON MILLER-ANDERSON: Any questions? [Pause]. Is that... Okay. Go ahead.

MR. K. HARRISON: If I could comment on that? I, I wanna point out to the Board, you've closed this Plan. There's only a limited number of employees left that are still in this Plan.

CHAIRPERSON MILLER-ANDERSON: Mhmm.

MR. K. HARRISON: So, when you talk about effecting all employees, it does not. Your.., all your new employees are in the Florida Retirement System.

COUNCILPERSON DAVIS: Mhmm.

CHAIRPERSON MILLER-ANDERSON: Mhmm.

MR. K. HARRISON: It only effects those employees that remain in this Plan.

CHAIRPERSON MILLER-ANDERSON: Mhmm.

MR. K. HARRISON: And I'm told that that's...

CHAIR PRO TEM DAVIS JOHNSON: What is that number...

MR. K. HARRISON: ...an [inaudible]...

CHAIR PRO TEM DAVIS JOHNSON: ...please?

MR. K. HARRISON: I'll defer to the Finance Director. Do you have a number?

[Chuckles]

COUNCILPERSON HUBBARD: HR doesn't know?

COUNCILPERSON PARDO: So, let's see. We have all of police.

MR. K. HARRISON: Do you have a number?

[Pause]

COUNCILPERSON PARDO: General employees.

FINANCE DIRECTOR SHERMAN: Randy Sherman, Director of Finance and Administrative Services. I don't have the number as of today but I can tell you, as of September 30th of last year, there was about 140 members...

COUNCILPERSON HUBBARD: That's a lot of...

FINANCE DIRECTOR SHERMAN: ...that remained.

COUNCILPERSON HUBBARD: ...people.

MAYOR MASTERS: It is a lot.

COUNCILPERSON HUBBARD: That's a lot of people.

MAYOR MASTERS: Yeah. That's a lot.

COUNCILPERSON PARDO: Alright.

CHAIRPERSON MILLER-ANDERSON: Okay.

COUNCILPERSON PARDO: So, my motion...

CHAIRPERSON MILLER-ANDERSON: So...

COUNCILPERSON PARDO: ...still stands.

CHAIRPERSON MILLER-ANDERSON: Okay. Madam Clerk.

CITY CLERK ANTHONY: Councilperson Pardo?

COUNCILPERSON PARDO: Yes.

CITY CLERK ANTHONY: Councilperson Davis?

COUNCILPERSON DAVIS: Yes.

CITY CLERK ANTHONY: Councilperson Hubbard?

COUNCILPERSON HUBBARD: Yes.

CITY CLERK ANTHONY: Pro Tem Davis Johnson?

CHAIR PRO TEM DAVIS JOHNSON: Yes.

CITY CLERK ANTHONY: Chair Miller-Anderson?

CHAIRPERSON MILLER-ANDERSON: Yes.

CITY CLERK ANTHONY: Unanimous vote.

CHAIRPERSON MILLER-ANDERSON: Alright.

ITEM NO. 6

CHAIRPERSON MILLER-ANDERSON: Item No. 6.

CITY CLERK ANTHONY: ORDINANCE NO. 4098. AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AMENDING CHAPTER 10 OF THE CITY'S CODE OF ORDINANCES ENTITLED "LICENSE AND BUSINESS REGULATIONS, ARTICLE V ENTITLED "BUSINESS TAX RECEIPT' SECTION 10-150 ENTITLED "CLASSIFICATIONS AND RATE STRUCTURE" BY INCREASING BUSINESS TAX RECEIPTS RATE BY 5% FOR BUSINESS TAX WHICH CURRENTLY HAVE A FEE GREATER THAN \$150, PROVIDING FOR CONFLICT, SEVERABILITY AND CODIFICATION AND PROVIDING AN EFFECTIVE DATE.

CHAIRPERSON MILLER-ANDERSON: Do we have a motion?

COUNCILPERSON DAVIS: I move.

COUNCILPERSON HUBBARD: Second.

CHAIRPERSON MILLER-ANDERSON: Alright. Do we have any public comment cards?

CITY CLERK ANTHONY: No public comment cards. Public comment cards section is now closed.

CHAIRPERSON MILLER-ANDERSON: Okay. Thank you. Go ahead.

COUNCILPERSON HUBBARD: Presentation?

CHAIRPERSON MILLER-ANDERSON: Yep.

CITY MANAGER EVANS: Madam Chair, if I can have our Acting Community Development Director, Mr. Jeff Gagnon, provide a update with respect to this Item. We briefly touched on this as part of the budget process and this is the Ordinance that Staff is recommending approval on first reading and then scheduling the second and final reading on the July 26th special meeting, at this time. Our Community Development Director will present.

ACTING COMMUNITY DEVELOPMENT DIRECTOR GAGNON: Thank you, sir. Yes, Jeff Gagnon, for the record.

So, this is an Ordinance amendment which is [stammer] provided by the state every two years. Sequentially, the City has modified the Business Tax Receipt Ordinance resulting in a 5% increase in certain licenses in both 2013 and 2015. It was briefly touched upon within our budget hearing process. What this Ordinance actually does is mirror the previous Ordinance that was approved in 2015 where we excluded any license that is below the \$150 threshold. And, the intent behind that was to encourage small business growth, not penalize small businesses within the City and we'd like to move forward with a very similar structure, or identical structure is what was approved in 2015. Staff estimates that the 5% increase will result in approximately 35 to \$40,000 of new revenue based off this amendment.

And I'm here to answer any additional questions you may have.

MAYOR MASTERS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

MAYOR MASTERS: Which currently..., I'm gonna go back to the Ordinance, which currently have a fee..., the businesses have a fee greater..., that's greater than \$150?

ACTING COMMUNITY DEVELOPMENT DIRECTOR GAGNON: Yes, sir.

MAYOR MASTERS: So, that doesn't mean that we have some businesses that fee is under \$150?

ACTING COMMUNITY DEVELOPMENT DIRECTOR GAGNON: Most, most of the smaller businesses have a rate structure below that \$150 threshold. So, what this Ordinance will do is really exempt them from any rate increase.

MAYOR MASTERS: Okay. Also, has there been any, um, I don't like to use the word steady 'cause that requires [chuckle] money a lot of times but have you been looking at some of the rate, rates in some of the other nearby cities or municipalities? Let's take, for example, West Palm Beach, the larger city.

ACTING COMMUNITY DEVELOPMENT DIRECTOR GAGNON: Right. Currently, the City is competitive. In, in my opinion, some of the lower end fees are actually in the higher end of the spectrum which is an additional reason why we would preclude them from this 5% increase. So, overall, we're very competitive with our direct...

MAYOR MASTERS: Do you know what...

ACTING COMMUNITY DEVELOPMENT DIRECTOR GAGNON: ...municipalities.

MAYOR MASTERS: ...the fee is in West Palm Beach?

ACTING COMMUNITY DEVELOPMENT DIRECTOR GAGNON: Well, each business use has a specific fee. So, if you can imagine a used car dealer has a different fee than a new car dealer...

MAYOR MASTERS: I understand.

ACTING COMMUNITY DEVELOPMENT DIRECTOR GAGNON: ...or [inaudible].

MAYOR MASTERS: And the reason why I asked that is because what I have found out in my own due diligence, and many times our fees are even higher than West Palm Beach in certain, certain things. So, I just wanted to see where we were with this. I'm, I'm good.

Thank you. If you don't know, you don't know. Thank you.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

ACTING COMMUNITY DEVELOPMENT DIRECTOR GAGNON: Case by case.

CHAIRPERSON MILLER-ANDERSON: Go ahead.

CHAIR PRO TEM DAVIS JOHNSON: Mr. Gagnon, can you help me...

ACTING COMMUNITY DEVELOPMENT DIRECTOR GAGNON: Yes, ma'am.

CHAIR PRO TEM DAVIS JOHNSON: ...understand, when we talk about rental units, are we talking about landlords that are renting their units or does that fall under property management, property maintenance? Because I think in terms of the 60% rental, and I'm looking at, under rental it says \$100.72. So...

ACTING COMMUNITY DEVELOPMENT DIRECTOR GAGNON: Mhmm.

CHAIR PRO TEM DAVIS JOHNSON: ...which rental units does that apply to, please?

ACTING COMMUNITY DEVELOPMENT DIRECTOR GAGNON: So, the City's Ordinance requires a Business Tax Receipt and a Certificate of Use for every business use in the City. So, if you rent your property, you're required to have both a Business Tax Receipt, which this Ordinance would apply to and a Certificate of Use.

COUNCILPERSON DAVIS: Mhmm.

ACTING COMMUNITY DEVELOPMENT DIRECTOR GAGNON: So, this rate increase would not directly apply to any existing rental units. However, to Mayor Master's point, in comparison to other municipalities, our existing rental rate structure is somewhat higher. So, it, it's something that..., it's kind of a double-edged sword because we wanna protect small business growth but we also are kinda struggling with this...

COUNCILPERSON DAVIS: Mhmm.

ACTING COMMUNITY DEVELOPMENT DIRECTOR GAGNON: ...this ongoing paradigm of how do we support home ownership and not promote rentals?

CHAIR PRO TEM DAVIS JOHNSON: So, the rental unit is if I owned a piece of property that I was renting out, that would be the Business Tax Receipt that I would purchase?

ACTING COMMUNITY DEVELOPMENT DIRECTOR GAGNON: The, the City would consider that a business use and you're required to have a Business Tax Receipt.

CHAIR PRO TEM DAVIS JOHNSON: Right. I'm trying to clarify, because you have property management, so, are we talking about property..., larger properties, say, apartment complexes that fall under property management and maintenance versus a single property owner with a single property that they are renting?

ACTING COMMUNITY DEVELOPMENT DIRECTOR GAGNON: Okay. I understand. So, a single family house or property owned by an individual would require this license. And we also have separate categories for, let's say you own an industrial building and you rent it to a tenant, you're still required to have a rental license.

CHAIR PRO TEM DAVIS JOHNSON: Mhmm.

ACTING COMMUNITY DEVELOPMENT DIRECTOR GAGNON: So, yeah. We have different categories that would apply for any type of rental.

CHAIR PRO TEM DAVIS JOHNSON: Okay. Thank you.

ACTING COMMUNITY DEVELOPMENT DIRECTOR GAGNON: You're welcome.

CHAIRPERSON MILLER-ANDERSON: Anyone else?

COUNCILPERSON PARDO: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON PARDO: So, you don't have a chart that shows us what the other municipalities...

MAYOR MASTERS: That's what I was asking.

COUNCILPERSON PARDO: ...are charging?

[Inaudible dais comment]

COUNCILPERSON PARDO: You know, I understand what you're...

ACTING COMMUNITY DEVELOPMENT DIRECTOR GAGNON: I do not.

COUNCILPERSON PARDO: ...trying to do with the small business but I don't wanna start taxing the larger businesses.

MAYOR MASTERS: Correct.

COUNCILPERSON PARDO: You know, constantly increase and, you know, exploit them. I don't think it's fair. So, if we're going to increase the tax, I, I believe it should be across the board. You shouldn't just, you know, take one sector or, you know, because one business makes a little more money than other businesses, you know, they shouldn't be penalized because those larger businesses, they're also employing people.

ACTING COMMUNITY DEVELOPMENT DIRECTOR GAGNON: Sure.

COUNCILPERSON PARDO: You know, they're paying more taxes.

UNK: [Inaudible].

COUNCILPERSON PARDO: So, you know...

CHAIRPERSON MILLER-ANDERSON: Well, I know...

COUNCILPERSON PARDO: It, it should be fair. It should be fair across the board.

CHAIRPERSON MILLER-ANDERSON: [Inaudible].

COUNCILPERSON PARDO: And then [stammer] Ms. Davis Johnson had asked about the rentals. So, if I own a home and I'm renting it, you know, an annual rental, that's one fee. What about if I have a vacation rental and I'm renting it every other day?

COUNCILPERSON DAVIS: That's should be a different fee.

COUNCILPERSON PARDO: Is that another fee? An additional fee?

COUNCILPERSON DAVIS: It should be.

COUNCILPERSON PARDO: And if so, how do you...

ACTING COMMUNITY DEVELOPMENT DIRECTOR GAGNON: Yeah.

COUNCILPERSON PARDO: ...go about...

ACTING COMMUNITY DEVELOPMENT DIRECTOR GAGNON: So, the state has...

COUNCILPERSON PARDO: ...getting those people?

ACTING COMMUNITY DEVELOPMENT DIRECTOR GAGNON: ...specific licensure requirements if you have a vacation rental...

COUNCILPERSON PARDO: Which we know that a lot of people...

ACTING COMMUNITY DEVELOPMENT DIRECTOR GAGNON: Right.

COUNCILPERSON PARDO: ...in the City aren't even going in DBPR.

ACTING COMMUNITY DEVELOPMENT DIRECTOR GAGNON: Right. So that.., it's definitely an enforcement issue and, and we try to encourage individuals to recognize that. As part of the application process, they actually have to complete an Affidavit which identifies if it's going to be used as a vacation rental. So, I think part of it is an education component and part is a compliance issue, really. But what, what I brought on the screen now, this is the existing fee schedule. This was attached as Exhibit A, so it has all the, the current fees and we probably have about 400, 500 different fee categories and this just demonstrates the 5% impact on the existing fee, what that 5% equates to and then the total change. So, the third from the top which is an advertising structure [inaudible] billboard, the current fee is \$266 with a 5% increase, it's an additional \$13. So, the total is \$279.

So, with lar'., in my opinion, a lot of the larger businesses, the 5% increase, it's so small that it almost won't be recognized. Not to say that the 5% isn't important but, the 5% to a lot of the smaller businesses would have the potential that.., to be more impactful to, to future growth and I think the City's trying to move in the opposite direction.

CHAIRPERSON MILLER-ANDERSON: Okay. Anyone else? [Pause]. Alright. Madam Clerk.

COUNCILPERSON PARDO: It doesn't make sense.

CITY CLERK ANTHONY: Councilperson Davis?

COUNCILPERSON DAVIS: Yes.

CITY CLERK ANTHONY: Councilperson Hubbard?

COUNCILPERSON HUBBARD: Yes.

CITY CLERK ANTHONY: Pro Tem Davis Johnson?

CHAIR PRO TEM DAVIS JOHNSON: Yes.

CITY CLERK ANTHONY: Councilperson Pardo?

COUNCILPERSON PARDO: No.

CITY CLERK ANTHONY: Chair Miller-Anderson?

CHAIRPERSON MILLER-ANDERSON: Yes.

CITY CLERK ANTHONY: That motion is approved with Councilperson Pardo dissenting.

CHAIRPERSON MILLER-ANDERSON: Alright. Item No. 7.

ITEMS TABLED

CHAIRPERSON MILLER-ANDERSON: I'm sorry, do we have any... No Items that are tabled.

REGULAR – OLD BUSINESS

CHAIRPERSON MILLER-ANDERSON: So, regular old business.

REGULAR

ITEM NO. 7

CHAIRPERSON MILLER-ANDERSON: Item No. 7.

CITY CLERK ANTHONY: RESOLUTION NO. 84-17. A RESOLUTION OF THE CITY COUNTY OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA SETTING THE MAXIMUM MILLAGE RATE FOR FISCAL YEAR 2017-2018, AT A RATE OF 8.4520 MILLS AND SETTING THE FIRST PUBLIC HEARING DATE FOR THURSDAY, SEPTEMBER 7, 2017 AT 6:00 PM. AND PROVIDE AN EFFECTIVE DATE.

COUNCILPERSON HUBBARD: So moved.

CHAIR PRO TEM DAVIS JOHNSON: Second.

CHAIRPERSON MILLER-ANDERSON: Do we have any public comment cards?

CITY CLERK ANTHONY: No public comment cards. Public comment cards now are closed.

CHAIRPERSON MILLER-ANDERSON: Alright. Mr. Evans.

CITY MANAGER EVANS: Madam Chair, Members of the City Council, this Item is to set the maximum millage rate at 8.452 mills. The budget is prepared with that millage rate. It was discussed during our budget sessions what the rollback rate would be and that is 8.2725 mills. That will generate the same revenue that we collected in Fiscal Year 2017 but the fiscal impact to the organization would be a loss in revenue of approximately \$800,000. At this particular moment, Staff recommends setting the maximum millage rate at 8.452 mills, that will show up on the Truth in Millage notification that will be provided to the residents and then setting the public hearing dates for the review of the first reading of the budget and then following with the second reading for the, the budget document.

Also, I think it's important to reference that out of the legally available funds once we do move forward, that \$614,000 will go into the major disaster fund as stipulated in the Charter and that fund balance will go up to approximately, I think, \$5.2M in that, that fund. And at this time, Staff recommends approval of setting the maximum millage rate at 8.52 mills and Director Sherman and I are prepared to answer any questions.

COUNCILPERSON PARDO: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON PARDO: Alright. So Mr. Evans, I think you need to put on the record that, if we approve this right now, it means that we will not be able to increase the millage but we would be able to decrease the millage, as we continue our budget...

CITY MANAGER EVANS: That...

COUNCILPERSON PARDO: ...discussions.

CITY MANAGER EVANS: ...is correct. That is correct. You will be able to... This will be the maximum and the Council will have the ability, as part of your public hearings to

reduce the millage rate but this is the maximum millage rate. If you are to adopt that, this is the maximum millage rate that you can levy.

CHAIRPERSON MILLER-ANDERSON: Any other questions? [Pause]. Alright. Madam Clerk.

CITY CLERK ANTHONY: Councilperson Hubbard?

COUNCILPERSON HUBBARD: Yes.

CITY CLERK ANTHONY: Pro Tem Davis Johnson?

CHAIR PRO TEM DAVIS JOHNSON: Yes.

CITY CLERK ANTHONY: Councilperson Pardo?

COUNCILPERSON PARDO: Yes.

CITY CLERK ANTHONY: Councilperson Davis?

COUNCILPERSON DAVIS: Yes.

CITY CLERK ANTHONY: Chair Miller-Anderson?

CHAIRPERSON MILLER-ANDERSON: Yes.

CITY CLERK ANTHONY: Unanimous vote.

ITEM NO. 8

CHAIRPERSON MILLER-ANDERSON: Item No. 8.

CITY CLERK ANTHONY: RESOLUTION NO. 85-17. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AWARDDING BID NO. 616-16 TO ALL SITE CONSTRUCTION, INC., OF RIVIERA BEACH, FLORIDA FOR THE CONSTRUCTION OF SIDEWALKS AND PAVEMENT MARKINGS AT VARIOUS LOCATIONS THROUGHOUT THE RIVIERA BEACH HEIGHTS NEIGHBORHOOD IN AN AMOUNT NOT TO EXCEED \$782,139.98, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE CONTRACT, AUTHORIZING THE CITY MANAGER TO APPROVE CHANGE ORDERS UP TO TEN PERCENT (10%). TOTAL CONTRACT VALUE SHALL NOT EXCEED \$860,353.98 WITHOUT AUTHORIZATION BY THE CITY COUNCIL, AUTHORIZING THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO MAKE PAYMENT FOR SAME FROM ACCOUNT NOS. 311-1127-541-0-6351 AND 301-0716-541-0-6354 AND PROVIDING AN EFFECTIVE DATE.

CHAIR PRO TEM DAVIS JOHNSON: So...

COUNCILPERSON PARDO: So moved.

CHAIR PRO TEM DAVIS JOHNSON: ...moved.

COUNCILPERSON PARDO: Second.

COUNCILPERSON DAVIS: Second.

CHAIRPERSON MILLER-ANDERSON: Alright. Mr. Evans.

CITY MANAGER EVANS: If our Acting Public Works Director, Mr. Terrence Bailey will provide the presentation.

ACTING PUBLIC WORKS DIRECTOR BAILEY: Good evening, Council.

CHAIRPERSON MILLER-ANDERSON: Good evening.

ACTING PUBLIC WORKS DIRECTOR BAILEY: This project is a continuation of a project initiated by the Community Redevelopment Agency in the area of Australian Avenue to Barack Obama Highway, just south of Martin Luther King Boulevard. I believe it was in the last 18 months, the CRA put sidewalks from 8th Street, in essence down to 6th Street. I should say 7th Street. 8th Street is now MLK, but 7th Street down to 6th Street was done by the CRA approximately 18 months ago. This is a continuation of that initiative, providing continuity of sidewalks from 5th Street down to 2nd Street. There's a map of the area here on the screen and you can see that this will, in essence, fill in the balance of the grid in this area effectively, affectionately known surrounding West Riviera Elementary, which you can see there on the left at Australian and 6th. [Pause].

There is one street and one location where sidewalks will not be able to be installed and that will be on the north side of 1st Street. This is a picture of Barack Obama and 1st Street and you can see there is a transmission line with about a 3 ½ foot wide pole that is approximately 100 feet tall along the north side, although there..., here are some more pictures along the north side as you continue to move west.

COUNCILPERSON DAVIS: Oh, okay.

ACTING PUBLIC WORKS DIRECTOR BAILEY: You'll see here, at the intersection of 1st and Avenue H though, there is an existing sidewalk on the south side of the street, therefore, this area will be taken care of with that existing sidewalk. Provided a few other pictures in that vicinity. This is the park at 5th and Avenue H and, as you can see as you move to the west of the park, there are no sidewalks now but there is asphalt, curb and gutter for drainage in the area. This is another picture, again, a little further to the west on 5th Street near Avenue H and you can see that there are no sidewalks. I provided a few pictures in that area where the CRA had construction sidewalks so you can see a little difference in what it..., what we anticipate it to look like in the way of how sidewalks impact the community when they're installed properly. Conveniently enough, that is the house that we also recently constructed at 6th & G, through the [stammer] CRA's CDC. Again, this is an example of what the street will look like with sidewalks, once they're completed, on both sides of the road.

And with that, I'll answer any questions in reference to the construction or the project.

CHAIRPERSON MILLER-ANDERSON: Do we have any... Go ahead.

CITY MANAGER EVANS: Madam Chair and...

CHAIRPERSON MILLER-ANDERSON: Yes.

CITY MANAGER EVANS: ...Members of the Council, one of the things that we have incorporated in the actual Agenda Item is that we have delineated what the 10% total contract value is and, and you will see that as other Items come before you with the clear understanding that, in the event that we exceed that \$860,353.98, any change order over that amount would have to come before the Council for, for discussions and, ultimately, approval or disapproval. So, we did want to make sure that the Council is aware of that and that's something that we're gonna be doing consistently moving forward to ensure that projects stay within their respective budget.

CHAIRPERSON MILLER-ANDERSON: Any other questions? [Pause]. I did ask for the in-house bid amounts, I did not receive that. So, did we have that?

CITY MANAGER EVANS: I think we...

CHAIRPERSON MILLER-ANDERSON: Was it.., I didn't...

CHAIR PRO TEM DAVIS JOHNSON: I don't see it.

CHAIRPERSON MILLER-ANDERSON: Yeah. I didn't see... It was a...

[Inaudible dais comment]

CHAIRPERSON MILLER-ANDERSON: ...that... Well, I thought that was what it was but I.., it said pay schedule. That can't be it because if that's the case, these prices are the same amount. So, I don't think that.., I don't believe that was it, that was just a pay schedule.

ACTING PUBLIC WORKS DIRECTOR BAILEY: But depending on the.., and again, I apologize that, as the Acting Director, I was unable to find your request in the timeframe between this afternoon. Depending on the scale and scope of the project, that smaller projects, a in-house estimate may not have been done depending on a number of different factors. But, uh...

CHAIRPERSON MILLER-ANDERSON: But.., so how do you know when the price for that particular item is, in fact, a good price? I mean, if a lightbulb, say someone put down a \$1? One contractor said they'll charge a \$1, one said they'll charge \$10, one said they'll charge \$1,000. So, what are you comparing it to? Typically, when you have bids, you do have, like, an in-house bid that would kinda be able to be as a guide.

ACTING PUBLIC WORKS DIRECTOR BAILEY: Well typically, dur'.., at the outset of the project and setting up the budget, you have the budget estimate but that would be sort of a lump sum for the grand total of what is anticipated, not necessarily a line by line itemized understanding of exactly what each lightbulb, wire, socket cost. Now, I think what you're asking is, how do we know that there's not necessarily price gouging or something of that nature...

CHAIRPERSON MILLER-ANDERSON: Right. Because there...

ACTING PUBLIC WORKS DIRECTOR BAILEY: ...on a individual line...

CHAIRPERSON MILLER-ANDERSON: ...there are different...

ACTING PUBLIC WORKS DIRECTOR BAILEY: ...item...

CHAIRPERSON MILLER-ANDERSON: Some.., I mean, when you look at the different contractors that bidded on it, I mean, some of the price'.., the, the costs are, like, big gaps. So...

ACTING PUBLIC WORKS DIRECTOR BAILEY: There are and you're.., I think what you're speaking of is more of the balancing of a bid.

COUNCILPERSON DAVIS: Yeah.

ACTING PUBLIC WORKS DIRECTOR BAILEY: What we do is, we look at the bids that are proposed...

CHAIRPERSON MILLER-ANDERSON: Mhmm.

ACTING PUBLIC WORKS DIRECTOR BAILEY: ...line them up next to each other and see if there's anything that is completely out of alignment, if there's...

CHAIRPERSON MILLER-ANDERSON: Which there were. Mhmm.

ACTING PUBLIC WORKS DIRECTOR BAILEY: Well, depending on what level of is 10, 20, 30% deviation, where you draw the line of something being out of alignment. But also...

CHAIRPERSON MILLER-ANDERSON: No.

ACTING PUBLIC WORKS DIRECTOR BAILEY: ...at the end of the day...

CHAIRPERSON MILLER-ANDERSON: I'm talking like \$20,000 off. I mean, some of them were...

CHAIR PRO TEM DAVIS JOHNSON: Are you talking about the b'.., the next item?

CHAIRPERSON MILLER-ANDERSON: Hmm?

CHAIR PRO TEM DAVIS JOHNSON: I'm talking...

CHAIRPERSON MILLER-ANDERSON: I'm talking about this item. The item we're on. Same thing for the next one as well but...

CHAIR PRO TEM DAVIS JOHNSON: Oh, here it is. I have it.

CHAIRPERSON MILLER-ANDERSON: It's for this item.

ACTING PUBLIC WORKS DIRECTOR BAILEY: And again, contractors, at the end of the day, they're committed to provide the product for the end price. If they've moved money around and how they..., they may have a..., they may do some work in-house, they may outsource some of it so their cost centers may be very different depending on how they're structured. So, it's not always exactly easy to say, well, this line item and how you've decided to pay for it is completely out of alignment.

They're committed to finish the project, for the price proposed, and, um, we, we look for wide sweeping changes of something that looks completely out of bounds, per se.

CHAIRPERSON MILLER-ANDERSON: So, [pause], I, I know the county has... You..., typically they have an in-house bid so that they kinda match that up with what the contractors are putting down because if we're saying, okay, if this contractor said they can do it for \$500,000, this one said they can do it for \$800,000 and maybe it's really only \$200,000, when do we say, 'Hey, I know you put 500 or I know you put 800, that's what you say you can do it for but we know that it's only \$200,000.' So, what is guiding us to say that it's \$200,000?

ACTING PUBLIC WORKS DIRECTOR BAILEY: I believe in your example, the \$200,000 would be at the outset of the project, which would also help establish the budget. If you only have \$200,000 and that's your budget and it comes in at \$500,000, you don't have a project. So, the..., I think there's a few different numbers that we need to understand in establishing the budget is done at the beginning of the project and we look at what is anticipated for the cost. If the...

CHAIRPERSON MILLER-ANDERSON: So, where, where do we get that from? That...

COUNCILPERSON HUBBARD: [Inaudible] thousand?

CHAIRPERSON MILLER-ANDERSON: The... No. What...

ACTING PUBLIC WORKS DIRECTOR BAILEY: The initial...

CHAIRPERSON MILLER-ANDERSON: ...you're saying.

ACTING PUBLIC WORKS DIRECTOR BAILEY: ...budget estimate?

CHAIRPERSON MILLER-ANDERSON: Mhmm.

ACTING PUBLIC WORKS DIRECTOR BAILEY: We do that estimate in-house before there's potentially...

CHAIRPERSON MILLER-ANDERSON: So, that's what...

ACTING PUBLIC WORKS DIRECTOR BAILEY: ...a design.

CHAIRPERSON MILLER-ANDERSON: ...I'm talking about. That, that's what I was looking for. An in'...

ACTING PUBLIC WORKS DIRECTOR BAILEY: [Inaudible].

CHAIRPERSON MILLER-ANDERSON: I wanted to see what we had, in our heads or written down and what we already know the project should cost. That's what I was looking for.

ACTING PUBLIC WORKS DIRECTOR BAILEY: Well again, it's an estimate that's done before there's any design, so as the project moves forward, basically, once you put the project out to bid, you're in the market. So, the market is going to drive the cost almost irregardless of what we think it cos'.., would cost or should cost, the market's going to drive that cost. We have to decide whether we, whether we can afford the project the way it's outlined.

CITY MANAGER EVANS: Director Bailey...

UNK: [Inaudible].

CHAIRPERSON MILLER-ANDERSON: Hold on. Go ahead.

CITY MANAGER EVANS: Madam Chair, if I may, I think what, what the Council is trying to find out is how does Staff come up with the amount in order for us to budget for said project. So, is it that the specs that we go through what we anticipate the cost to be based on our experience and provide that as a spec book and then provide that information out as part of the bid and then that's where we get the unit prices on the commodities that we're acquiring for the purposes of said project.

ACTING PUBLIC WORKS DIRECTOR BAILEY: Okay. Traditionally, when the budget is set, we use historical data. For example, we had just wrapped up the sidewalk project for the CRA, literally, when this project was initiated so we knew the cost that the CRA paid per linear foot of sidewalk, plus design, plus contingency and then you have the time value of money of when are we gonna actually build it? So we ha'.., we know what it cost in 2015 for the CRA to do it, we know how many feet we are going to do, we hope we can get it done in 2017 so those three factors go into how we project costs, put a little, you know, market fluctuation for commodity cost increase and we come up with a budget number.

CHAIRPERSON MILLER-ANDERSON: So, you weren't...

ACTING PUBLIC WORKS DIRECTOR BAILEY: But it may or may not be...

CHAIRPERSON MILLER-ANDERSON: ...able to provide those numbers to me when I asked for that? You said you already had it.

ACTING PUBLIC WORKS DIRECTOR BAILEY: I believe the request that came in today was for the internal bid which, the way it was phra'...

CHAIRPERSON MILLER-ANDERSON: The numbers. The numbers. Which is what you're saying we already have for the CRA, right?

ACTING PUBLIC WORKS DIRECTOR BAILEY: We have what the CRA paid to do the sidewalks, yes. But I think your request was for this project specifically.

COUNCILPERSON HUBBARD: You said that's what you use though. Excuse me.

ACTING PUBLIC WORKS DIRECTOR BAILEY: It was used as a baseline for how much per square foot of concrete it cost the CRA to install their project.

CITY MANAGER EVANS: So the price for the budget purpose was derived by the linear feet based on the project that the CRA completed and then we just utilize a portion of that data and made the appropriate modifications with the anticipation of some market fluctuation to be able to get to a total project cost.

ACTING PUBLIC WORKS DIRECTOR BAILEY: Plus, we've had a number of roadway projects that are in process. So, we, we gather data from existing projects that we have done internally, reach out to the market and we come up with a budget number. But please keep in mind, that budget number would've been done anywhere from 18 to 24 months ago. So, it..., while it sets the budget to do a side by side comparison on every single line item, the budgets aren't that detailed. It would be something of 12,000 linear feet of sidewalk at \$18 per foot gets you to an end number based on the other data you may have. So you couldn't compare it, all of the line items when you have a engineer design plan and all of the curbing, demo, the truncated dome mats and all of that. So, it's not exactly the same and you can't put them side by side, per se. From a budget perspective, to the actual what the market is driving on what the project will cost.

CHAIRPERSON MILLER-ANDERSON: You had a question?

MAYOR MASTERS: [Chuckle].

COUNCILPERSON HUBBARD: Just, just, just a comment. Not so much particular with this project but with bidding and procurement, period. If you're taking data, historical data from 2015 and you're in the business of concrete and you know just by mere virtue of the work that you've done from 2015 to 2018, there's an increase. So, the gentleman that's gonna buy that, he knows that. The Procurement and Purchasing Department should always know that too because, just by mere virtue of the fact that we're getting back into the market of building, products are..., all construction products are increasing. So, you can't expect us, of a..., as a Council, because we are not engineers, architects or general

contractors, not to understand the concept of prices increasing on, on, on products. I say, I say to the department heads, or whoever is handling engineer in any department that's buying something, it's incumbent upon you to know what the costs are so that in 2018 when you get that bid on the street, you can go back and check what this should look like, when you bring it to us and not have us saying, 'Hey, we put this together in 2015, contractor' is driving..., the contractors are driving the train as to what they bring in the, the bids to be.

So, for us to ask you these kind of questions, it has nothing to do with this project, for me, really. What it has to do for me, is that this is how we're doing business, that this isn't making common sense that we can wrap our mind around because it doesn't make sense. You cannot..., just because you started working a project for 2015, you got the lightbulbs down here, they were 39 cent' a piece. Three years later, you got to know that they're about 59 cent' a piece and if they're not, you..., it's great but you at least have had your analysts to check so that we will know... When the..., when we tell the guy we wanna buy a case of lightbulbs and he says it's \$1.59 per bulb times the 24 case, we know, 'Are you crazy?' But just because two other contractors come in and say \$1.49 and \$.1.39 we think it's okay when we know they're 59 cent. We got to already know because [stammer], because we've double checked. 2015, we started working on this project, 2018, we know there's a crack. We got procurement specialists and analysts that are checking prices to make sure that we're putting together a package that we know something about that the guys that are bidding aren't driving the costs, aren't driving the costs. We've got to know our craft and we've gotta know what we're doing, you know, with, with these projects. And again I say, because we're not contractors, engineers or architects, you can't mistaken that for us not understanding this, this procurement process. So, understand me, it has nothing to do with this project, [stammer], period. Or in particular. It has revealed to me that the way we're doing business is not..., just don't make sense and it's not good for us.

ACTING PUBLIC WORKS DIRECTOR BAILEY: And apologize if I left you with that impression. We do do estimates, we do run those numbers. From here on out, we will do a side by side, as we described, what the Staff think it should've cost, the low bid and those bidders next to each other so you'll see exactly where there may be some deviations on our internal estimate of expectation and what the market will bear.

COUNCILPERSON HUBBARD: And you're..., when you bring your packets, we need to be able to see why you thought that this was a fair price. So say, for example, we have lowballed this thing straight through and the contractors are saying, 'Hey, City of Riviera Beach, we can't, we can't produce this for this price. This is what these individual pieces cost.' It might be some, it might be some, you know, worthwhile communication or dialogue to..., you know, worth having. So, that's why I say it's important and it's incumbent upon us to have the details because we read, we're degreed, we can comprehend and under'..., you know, and understand so, when we take the time to prepare ourselves for this, it's gotta make a little bit of sense. And we also, you know, have go-to people that are ex'..., that, that we consider our subject matter experts that we can, you know, call on to give us, um, 'Hey, take a look at this for me. Does this make any sense?' And we all do that from time to time.

So, that's..., I'm talking about the process not the project.

Thank you.

CHAIRPERSON MILLER-ANDERSON: So, and I don't wanna continue to beat a dead horse but I think she kinda summed it up and, and as I said before, I am used to having an in-house bid once the, you know, once the results come out. You can see..., you can..., you're able to match it up and see whether or not that..., all the contractors, if their numbers were within what the house expected it to be. So, I..., if we don't do that, we need to start doing that, as she mentioned before. And, you know, it's not this particular project but I do see patterns sometimes where you have a couple of people that will bid on a project and the numbers are all..., they're alike but that doesn't mean that was a correct price for it and, and that was a, a reasonable price for it.

One of the..., just looking at the line item here, and you may or may not know what it..., what we would've thought that the cost may have been. It's just the variances of the amounts. One contractor for the cleaning and grubbing, it was \$12,000. One said they could do it for \$38,000, one said they could do it for \$24,000, one said \$50,000. So, where do we say, 'Okay, well, it should be \$25,000.' I mean, we need to know where..., which number makes sense because, obviously, some of..., something can't be right, all of them can't be right. And I do understand you have your different subcontractors that may do work for you, may not charge as much. I get all of that but we still need to have a guide to follow. And, and, and if you have a few contractors that come together and they all come in and say we're gonna bid and jack the price up, as Ms. Hubbard just said, driving the price up, and you're just gonna accept what it is that they, they say just because all three or four had the same amount somewhere around in there, we can't just say that we're gonna take that because that's what they said it is, we have to know that it shouldn't've been more than \$40,000. Do you understand what I'm saying or no? Am I...

ACTING PUBLIC WORKS DIRECTOR BAILEY: Yes.

CHAIRPERSON MILLER-ANDERSON: ...not making sense?

ACTING PUBLIC WORKS DIRECTOR BAILEY: Nope. It makes perfect sense.

CHAIRPERSON MILLER-ANDERSON: Okay.

ACTING PUBLIC WORKS DIRECTOR BAILEY: I understand exactly what you're saying.

CITY MANAGER EVANS: Madam...

CHAIRPERSON MILLER-ANDERSON: Yes.

CITY MANAGER EVANS: Madam Chair, Member' of the Council, one of the things, if we were to do a project estimate and provide costs as to what we anticipate the cost for the particular project, there's twofold. We can do that as part of the budgetary process and

provide an aggregate number of what we anticipate a co'..., a project to be but that is published...

[Inaudible dais comment]

CITY MANAGER EVANS: ...and so when that is published, then the contractors usually go into the CIP and see how much...

CHAIRPERSON MILLER-ANDERSON: No. I'm not asking for it to be published out. And that is another concern that I have though. We..., you need to have it but it should not get out. That would be a serious concern of mine that it gets out.

ACTING PUBLIC WORKS DIRECTOR BAILEY: It, it would be a public record as soon as we produce it.

CITY MANAGER EVANS: Yeah.

COUNCILPERSON DAVIS: [Inaudible] produce it.

CHAIRPERSON MILLER-ANDERSON: Well, I mean, but...

COUNCILPERSON DAVIS: [Inaudible] request.

CHAIRPERSON MILLER-ANDERSON: ...once..., once it's put out... I've never seen a in-house bid put out before...

ACTING PUBLIC WORKS DIRECTOR BAILEY: We wouldn't put it out but if it was asked, it's a public record.

COUNCILPERSON DAVIS: You can give it to 'em.

COUNCILPERSON HUBBARD: No. It's a..., in-house is the...

COUNCILPERSON DAVIS: [Inaudible].

COUNCILPERSON HUBBARD: ...operative word. We're entitled to some level of discretion and some inside...

COUNCILPERSON DAVIS: [Inaudible background comment].

COUNCILPERSON HUBBARD: ...information. And it's the way...

[Inaudible background discussion]

COUNCILPERSON HUBBARD: ...[stammer], I guess it's the way we do it and we need to find out how, how it's done. 'Cause it's easy..., it's clear that we got some procurement problems.

[Inaudible dais discussions]

CITY MANAGER EVANS: If, if I may have the, the City Attorney opine on this particular matter with respect to Chapter 119 and how, if we are to provide in-house estimate and draft a document that we keep in the organization, is that information subject to a public records request?

CITY ATTORNEY DEGRAFFENREIDT: That's why I was calling my assistant. My understanding is that it is exempt until such time as...

CHAIRPERSON MILLER-ANDERSON: Exactly.

CITY ATTORNEY DEGRAFFENREIDT: ...the procurement process...

CHAIRPERSON MILLER-ANDERSON: Right.

CITY ATTORNEY DEGRAFFENREIDT: ...is concluded but I need to check that.

CHAIRPERSON MILLER-ANDERSON: Okay.

CITY ATTORNEY DEGRAFFENREIDT: That's my understanding.

CHAIRPERSON MILLER-ANDERSON: That would make sense.

CITY ATTORNEY DEGRAFFENREIDT: Yeah.

CHAIRPERSON MILLER-ANDERSON: I mean, if that's the case, everybody should be winning bids around here 'cause all you gotta do is get the answers to the test before you do the test.

[Chuckles]

CHAIRPERSON MILLER-ANDERSON: I mean [chuckle]...

CITY MANAGER EVANS: Okay. And...

CHAIRPERSON MILLER-ANDERSON: ...nobody figured that out yet?

COUNCILPERSON HUBBARD: They [inaudible].

CITY MANAGER EVANS: And the other, and the other Item, with respect to, if we are to do an in-house estimate and provide that documentation to the Council after the bid is opened, at that point there is still a delineation of.., or, there will be a, a separation with respect to the cost that the City sees as the cost for the project and the contractor and so there's other components that profit is tied into some of these at...

CHAIRPERSON MILLER-ANDERSON: That's understandable.

CITY MANAGER EVANS: ...different points.

CHAIRPERSON MILLER-ANDERSON: Mhmm.

CITY MANAGER EVANS: In addition to, once we come up with our price and if there's a \$200,000 difference, if you go through that bidding process, my concern is that how [stammer], you cannot force the contractor to make concessions on what the City's estimate...

CHAIRPERSON MILLER-ANDERSON: And that's not...

CITY MANAGER EVANS: ...is versus...

CHAIRPERSON MILLER-ANDERSON: ...what I'm trying to do. That's, that's not what I'm trying to do but we need to be able to see that it is somewhere within the ballpark. That's all I'm saying. And, and the county does that. I mean, they.., when they put out their.., when they, um, you've won the bids, they.., just like we have this outly'... This out.., map here, with all of the contractors and the amounts that they, they put down, they have the in-house bi'.., they have a column for in-house.

[Inaudible background comment]

CHAIRPERSON MILLER-ANDERSON: And it's the same thing.

ACTING PUBLIC WORKS DIRECTOR BAILEY: And, and we can add that column.

CHAIRPERSON MILLER-ANDERSON: And that's all...

ACTING PUBLIC WORKS DIRECTOR BAILEY: Uh, when...

CHAIRPERSON MILLER-ANDERSON: ...that's all I'm saying.

ACTING PUBLIC WORKS DIRECTOR BAILEY: ...when the bid tabulation is done.

CHAIRPERSON MILLER-ANDERSON: Yeah. That's all I'm saying. And then, when we do that though, my concern as they're talking about, is that those numbers don't get out.

CITY ATTORNEY DEGRAFFENREIDT: Yeah. 119 [inaudible]...

CHAIRPERSON MILLER-ANDERSON: Those numbers shouldn't get out. That's all I'm saying with that. So, if they can figure that out... Any other questions on this item? And you can come back and let us know once you find out.

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Yes.

COUNCILPERSON DAVIS: So how far did we stay under the initial budget, when this was procured?

CHAIR PRO TEM DAVIS JOHNSON: What? With the budget for this project?

CHAIRPERSON MILLER-ANDERSON: Wasn't it initially \$500,000? No, not this one, not this one. That's the next one.

[Inaudible dais discussions]

CITY ATTORNEY DEGRAFFENREIDT: [Inaudible]. There's another exemption section too.

CITY MANAGER EVANS: In the Fiscal Year 2017, the budget capital expenditures...

CITY ATTORNEY DEGRAFFENREIDT: [Inaudible background discussion]

CITY MANAGER EVANS: ...we have \$782,140 in the budget.

COUNCILPERSON DAVIS: That'll be all.

CHAIRPERSON MILLER-ANDERSON: Anyone else? [Pause]. Alright. Go ahead. Madam Clerk.

CITY CLERK ANTHONY: Pro Tem Davis Johnson?

CHAIR PRO TEM DAVIS JOHNSON: Yes.

CITY CLERK ANTHONY: Councilperson Pardo?

COUNCILPERSON PARDO: Yes.

CITY CLERK ANTHONY: Councilperson Davis?

COUNCILPERSON DAVIS: Yes.

CITY CLERK ANTHONY: Councilperson Hubbard?

COUNCILPERSON HUBBARD: Yes.

CITY CLERK ANTHONY: Chair Miller-Anderson?

CHAIRPERSON MILLER-ANDERSON: Yes.

CITY CLERK ANTHONY: Unanimous vote.

CHAIRPERSON MILLER-ANDERSON: Item No. 9. I'm sorry. We're gonna stop and go with public comments. Do we have any public comment cards? I'm gonna go...

CITY CLERK ANTHONY: We do, Madam Chair.

CHAIRPERSON MILLER-ANDERSON: ...ahead and read this. Let me...

CITY CLERK ANTHONY: Accepting of public comment cards for the..., at this time, is closed.

CHAIRPERSON MILLER-ANDERSON: PUBLIC COMMENT SHOULD BE RESTRICTED TO ISSUES, MATTERS OR TOPICS PERTINENT TO THE CITY OF RIVIERA BEACH. PLEASE BE REMINDED THAT THE CITY COUNCIL HAS ADOPTED RULES OF DECORUM GOVERNING PUBLIC CONDUCT DURING OFFICIAL MEETINGS WHICH HAS 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 OR ATTENDEE REMOVED FROM THE PODIUM, FROM THE MEETING AND/OR THE BUILDING, IF NECESSARY. PLEASE GOVERN YOURSELVES ACCORDINGLY.

CHAIRPERSON MILLER-ANDERSON: Alright.

CITY CLERK ANTHONY: Dr. Phillip Dukes, Margaret Sheppard and Lloyd Brown.

[Pause]

[Inaudible background comments]

DR. P. DUKES: Dr. Phillip Dukes, 1217 Avenue U, Riviera Beach, Florida. Council.

MAYOR MASTERS: Good afternoon.

DR. P. DUKES: To each everyone in your places.

I wanna thank you so much for your support in our Change our Community Atmosphere rallies that we're doing in our City. The one we did in, um, July 23rd went very well.

MAYOR MASTERS: July 23rd [inaudible].

DR. P. DUKES: I also wanna thank you for your gifts. I wanna thank Coach Miller for matching your gifts. He was very nice to us and we're gonna have some of those kids that came out to the rally to come and be a part..., will come over here to the City and show you some of the things that they're doing. We got one little boy in the 5th grade, he decided that he wants to be Michael Jackson, Jr. And he's pretty good [chuckle] too. And our program is going pretty good. Our next one is gonna be September 30th at 2017, uh, on 2017, at 3:00 p.m. We're gonna start..., [stammer] we'll have free food and everything. Now, our goal is to deal with some of the things that are going on in our streets. Remember that every youth program that we have is geared toward keeping our kids out of the streets and keeping our kids out of the streets is very important. So, when I paint that picture, I'm only talking about a particular element in our community that we cannot deny so we're trynna keep our children out of this element. There's..., it's been out there ever since I was a teenager. It is not in every community in America or the State of Florida but is germane to black communities all of America. We cannot deny that. So when I'm

talking about that, I'm not talking about all teens 'cause all teens are not a part of that but we're trynna keep 'em out of it, on every level. Any youth program that you have in this City, if you talk to any of the heads, they'll tell ya, we're trynna keep 'em out of the streets. We're trynna keep 'em outta what's going on in the streets. So, our job is to dig that up. To deal with that element. Now, many people are afraid to say some of the things that I say but I don't have those type of feels because, anytime you stand up for our young people and what's going on in our communities on this level, you get threatened. And I'm gonna talk some more about that next time when I come up here but I really thank you. I wanna thank each and every one of you for your gifts and I'm gonna do another, um, do another talk on some of the social climate because, in our City, we are ripe to change this negative atmosphere in our C'.., about our City, about what goes on. But at the same time, we can't deny what's going on. We had a shooting right on 11th Street, right around the corner from my church...

MAYOR MASTERS: [Inaudible].

DR. P. DUKES: ...an old drug market that's been there, that me and another guy started and I just turned [pause] 22. 60 [chuckle]. And it's been there. So, we gotta dig it all up but we have to work together. And my goal is to point these things out so we can do better. Just imagine, as we all pull together and start...

[Beep]

DR. P. DUKES: ...going through our City and that word gets out that Riviera Beach is doing something demonstrative about changing that negative image.

Thank you...

CHAIRPERSON MILLER-ANDERSON: Thank you.

DR. P. DUKES: ...so much.

CHAIRPERSON MILLER-ANDERSON: Who's next?

CITY CLERK ANTHONY: Margaret Sheppard and Lloyd Brown.

CHAIRPERSON MILLER-ANDERSON: Okay.

[Pause]

MS. M. SHEPPARD: Margaret Sheppard, Riviera Beach. To the Mayor and Council, to everyone in their respectful places.

MAYOR MASTERS: Good evening.

MS. M. SHEPPARD: I was floored today to see really see how you guys bind yourself together to make sure that those children get off to a place, uh, safe to see how

other children react. And, this is what we need. The children need your help and I'm very, very happy...

CHAIRPERSON MILLER-ANDERSON: Start the clock, please.

[Pause]

MS. M. SHEPPARD: Do you want me to stop?

CHAIRPERSON MILLER-ANDERSON: No, no. You keep going.

MS. M. SHEPPARD: I'm very, very happy that this, this Council pulled themselves together to make that dream come true. Mrs. Hubbard, I do understand you..., when you was talking about your condition, I suffer with the very same thing. And without the drugs or whatever, you know, I, I can't function as a person. But, Mr. Evans, I did talk to you.

MAYOR MASTERS: Yes.

MS. M. SHEPPARD: About the public library. Everybody else have conformed with the senior citizens, starting with Mr. Blankenship who immediately said yes. No backtalking, nothing. Yes. When I went to Mr. Calloway, 'Yes.' Everybody I asked, that is a unfriendly library for your senior citizens. Every time I get a call..., and I'm not felling well, Mrs. Hubbard, these are some of the things they wanted to talk to you about. And I said, really, you need to talk to the Chair but they wanted you. And, when you go up those stair'..., the paper should be downstairs, everybody's not able. I asked for the Agenda books to be labeled with the sign coming down so when the seniors come through..., everybody can't see. I have a problem with my eyesight and it's very arrogant that that woman would take the sign and put it on the back of that column. That's so ignorant. How do you really see? How do you just disregard senior citizens that have put their time into the City, put their time into each one of you? And we're disregarded.

I'll be back, Mr. Evans. I did it with Ivy Green for one solid year.

MAYOR MASTERS: Yes.

MS. M. SHEPPARD: And the Mayor was there.

MAYOR MASTERS: Yes.

MS. M. SHEPPARD: The Mayor walked through the program with us. He was there when the, when, when the marshals came and seized that property. And they said, 'Ms., Sheppard, where's Marian [sp]? Where's...' I said, 'She's here, she's comin'.' And I will continue because we love our City, we are the backbone. If you go to the polls, it is us.

[Inaudible dais whisper]

MS. M. SHEPPARD: And if they cannot come, you got two armed guards and then you got the beeper. My God, my God. They deserve it, they deserve it. It's Mr.

Blankenship came in here and he conformed.., and I don't know Dan Calloway that well and I said, 'Mr. Calloway, I need to talk to you about the senior citizens.' Mr. Calloway said, 'Yes, no problem.' How could people come and say yes, no problem. This is their library, they pay taxes. Those people been here way before I was born. Somebody said I didn't have anything but my mother have a prime piece of, piece of property on 32nd Street and my mother have a prime piece of property on 22nd Street in West Palm Beach. My mom taught me not to be materialistic.

[Beep]

MS. M. SHEPPARD: And I'm not. But I'm putting this on blast, I will come back every single meeting and I will continue this conversation. Those books, those magazines should be downtown. The shouldn't go upstairs. That's insulting. But I will be back.

Thank you, Mayor.

CHAIRPERSON MILLER-ANDERSON: Thank you.

MAYOR MASTERS: Thank you, Ms. Sheppard.

CHAIRPERSON MILLER-ANDERSON: Next.

CITY CLERK ANTHONY: Lloyd Brown.

CHAIRPERSON MILLER-ANDERSON: And then who else?

CITY CLERK ANTHONY: Horace Towns...

[Inaudible background comments]

CITY CLERK ANTHONY: ...Derrick Dorsett.

CHAIRPERSON MILLER-ANDERSON: Alright. We're gonna be sure to set the clock.

[Chuckles]

MR. L. BROWN: How ya doin'? My name is Lloyd Brown and...

MAYOR MASTERS: Mr. Brown, how are you?

MR. L. BROWN: I have a lot of things. You know, I was looking in the paper and they were talking about the Mayor and this is the way I feel about that, if you don't read the Palm Beach Post, you'll be uninformed, right?

[Inaudible background comment]

MR. L. BROWN: But if you read the Palm Beach Post, you'll be misinformed.

[Chuckles]

MR. L. BROWN: So it ain't no big difference. And then, you know, I seen this sign down here that said, 'See something, say something.' That's even if you see a officer doing something wrong, say something. Okay. Now, what I wanna say, that is..., I'm not talking about the Police Department but, you know, you're a part of the problem too. You know, when an officer stops someone and, I mean, race nor color doesn't have anything to do with where I'm going with this. If an officer violates his procedures or violates a person's right and the other officer's standing there and he's not saying anything, well, he's the same as that one that's doing wrong. And that's just like people who are out there..., both people, you know, if you're committing the crimes or you' the one that's out there tryna stop the crime. If you got a guy that's buying stolen lawnmowers and stuff from these guys in the street, he's the same as that officer who's out there watching his, his officers do wrong. So, I'm not puttin' no blame, you know, we're gonna have to come together with this. And then, just because you stop people, everybody that you stop is not a criminal. And I mean, because of this situation, both sides think bad of each other because you got a bad guy here and you got a bad guy there but you got two good guys who were just..., might as well say they're bad too because that's the way you look at it. And, uh, you know, I figure you officers should get to know us before you judge us. That's the same way we should get to know you. Well, you, you can hardly ever get to notice any police because you could go up to 'em and say something to 'em, they look at you wi'..., I mean, it's like you think you back in 1960 and you walk in a place and they say, 'Well, you gotta go around the back. Whattcha doin' coming this way? Don't even walk up to me. I don't even wanna be involved.'

And, and, and it's bad because these younger guys aren't like me or none of my friends I grew up with. See, that attitude you got toward them, that's why these officers... I mean, I'm not saying that's good, I don't wanna see anybody get shot or whatever but it's part of your fault too, the way you treat these individuals. Everybody's not the same, everybody doesn't have the same mentality and so, when you go up to an individual and you gonna treat everybody the same? That's like me going up to a officer and I think all ya'll are bad, which is wrong. And like, you going out there and looking at a guy and you say, 'Well, these guys, they' driving around in this car, it's got rims on it. They sell drugs.' No. That's not it. Some of these guys are college individuals and that's what they d'..., that's what they like. They like these cars with big tires and whatever.

But this, this is what I gotta say, treat a traffic stop just like a...

[Beep]

MR. L. BROWN: ...traffic stop. Not like some scenario you see on television. These relationships between this Police Department and more citizens could benefit us both and that's all I got to say. And, honestly, you know, it, it's bad. It really is 'cause I hear all these guys talk about the Police Department, they talk about the Councilmembers and I'm saying, you know, 'Come over there and put your views in and then these people might be able to change but if you're gonna sit, don't... If you're gonna sit on a fire and you're not gonna try to put it out but you're gonna say, 'Man, I'm really burning up but you know I won't go over there to the City and tell them I'm burning up but I'm gonna just stay

over here and burn up and I'm gonna get mad and just sit on this fire and just keep burning.'

CHAIRPERSON MILLER-ANDERSON: Thank you.

MR. L. BROWN: And ya'll have a nice day.

CHAIRPERSON MILLER-ANDERSON: You too.

MAYOR MASTERS: Thank you.

CITY CLERK ANTHONY: Horace Towns, Derrick Dorsett, Felicia Wilder.

MAYOR MASTERS: Wh'.., while Mr. Towns is coming, I wanna remind the public that tomorrow, Thursday the 20th, the concert will go on whether it rains or shine. Here.

MR. H. TOWNS: Thank you. Thank you for that PSA, Ma'.., Mayor.

Good morning. I mean, good afternoon to the Board.

MAYOR MASTERS: Good afternoon.

MR. H. TOWNS: I was quite disappointed. I've been able to attend any meetings, I've been out on business but... Two things that upset me. Apparently, I missed a meeting about the one-ways in Monroe Heights, even though I've made many calls and somehow I missed it. I will say that I don't know the..., what was the outcome for the one-way streets in Monroe Heights but hopefully I'll get the answers. In my expertise, I've never heard of traffic calming or the directional streets ever playing a part in drainage issues. Storage modules for those issues where you have retention would've been a, a viable solution.

Second, last week I was bothered because, as usual, I see, I see many of our super voters and people that came to this mic, often about.., that they wanted to.., in support of the City Manager. And they came, I don't know how many people came up, and I still seen that this Council chose to go a different direction and it just bothered me in the sense that, when we're elected to office, we are elected to represent the people. You work for the people. So, when we start to maneuver and manage as if we're.., we have the.., all the answers or we have the best interest of the residents, I think that's a problem. To the City Manager, I, I, I don't know what your direction is yet. I think you're doing a great job. I hope that you're around. I've never seen us not have.., hire someone and not give them a opportunity in this City. Personally, I think if you wanna stick around, I would start to fire some people and surround yourself with people that you trust.

UNK. AUDIENCE: Mhmm.

MR. H. TOWNS: That's business 101.

[Inaudible audience comments]

MR. H. TOWNS: Last off, before I get off this, I offend people, I run with my own crowd. I'm tired of seeing these Palm Beach Post articles. I've been in Delray on business, I've been watching people walking around, high as a kite, crying, going on all day. Lake Worth, you have stabbings. But Riviera Beach is prime time news every day. And, from what I hear, the sources are our own City..., I mean, people involved in this City. That's not a way to carry out political agendas. So, I guess, the election... I thought they were far off but I see that we're, you know, firing that engine up. But it's embarrassing, it makes us all look bad. So, when I t'..., speak with people out of town that's wanting to move to Riviera Beach, all they have to go on is the Palm Beach Post. So, we need to think twice before we put negative stuff out there in the media.

Thank you.

CHAIRPERSON MILLER-ANDERSON: Thank you. Next.

CITY CLERK ANTHONY: Derrick Dorsett...

[Beep]

CITY CLERK ANTHONY: ...Felicia Wilder. And we'll close out...

MR. D. DORSETT: Good evening.

CITY CLERK ANTHONY: ...with Willis Williams.

MAYOR MASTERS: Good evening, Mr. Dorsett.

CHAIRPERSON MILLER-ANDERSON: Good evening.

MR. D. DORSETT: Derrick Dorsett, 1449 West 30th Street. I just wanna say, good evening to everybody.

CHAIRPERSON MILLER-ANDERSON: Good evening.

MAYOR MASTERS: Good evening.

MR. D. DORSETT: I wanna say thank you to Ms. Hubbard for giving God's Loving Hands Feeding the Homeless, \$500 and it's definitely gonna go where it's needed. We're gonna be starting a feeding program in Palm Beach County to feed breakfast to everybody we can gather on Sunday mornings, for two hours and we're gonna pick different locations every weekend. So, I wanna just thank you for that.

I come before the Board, I'm having a major, major problem as it relates to my neighbor next door at 1463 West 30th. They have cars that are blocking my garbage can. They will not move it, they've cursed out Waste Management driver', they've cursed out the police, told her, 'I ain't gonna move a, [pause] thing.' The husband and wife. Cursed me out, said the same thing. Arthur Johnson tried to..., he's trynna do something, he, he said he'll get back to me. Every time I call Code Enforcement, Code Enforcement tell' me

it's the Police Department, Police Department tell' me it's the Code Enforce'... So, I'm going back and forth like a ping pong and this.., I had to call Waste Management 12 times for them to come back and pick up my garbage. Why? Because the trucks are in the way. We need to have an Ordinance that when the garbage trucks or the trashman comes through, cars need to be out of the way or get towed. And there's a lotta cars on the City of Riviera Beach that are just sitting for months, years on end. Why? It doesn't make any sense and it makes the City look bad too. But these cars are just sitting and I was told by the police, 'Well, they can sit for 72 hours then they have to move them.' But a lotta these cars sits for whole weeks, whole months and never get moved. So, we need to definitely do something with that. That garbage man shouldn't've been cursed out. I spoke with his supervisor. I said, 'It's not him, it's the neighbors who are being asses.' Excuse my French and they won't move their vehicle and this is an ongoing problem. They're the worst neighbors I've ever had in my life. We've been putting out the garbage at that curb for the last.., since I've been living with my aunt for many, many years. Had no problem with no other neighbor but these people. They're neighbors from hell and I'm tired of it.

We need to do something. And I'm tired of the ping pong, going back, everybody, 'Well, it's not my problem, it's they problem.' And I'm a resident and my, my aunt that lives there, she'll be 93 next month, God bless her, we're all tired of it. So, I want something done.

Thank you.

CHAIRPERSON MILLER-ANDERSON: Thank you.

CITY CLERK ANTHONY: Felicia Wilder, Willis...

[Beep]

CITY CLERK ANTHONY: ...Williams.

MR. F. WILDER: Good evening, everyone in their...

CHAIRPERSON MILLER-ANDERSON: Good evening.

MR. F. WILDER: ...respective places. I'm here again.

CHAIRPERSON MILLER-ANDERSON: [Chuckle].

MR. F. WILDER: Same matter, Palm Beach County and PHPD program. I'm, I'm.., I, I'm glad you said what you said about the bidding. Same thing's happening to me at the county. They bid, the man charged \$8,000 for a pod, P.O.D. He only paid \$2,000 for it, who's gettin' the other \$5,000? Beatin' the county out of money. 'Oh, you don't.., you're not paying for it so why you worried about it?' I, now, was forced to sign a contract, with who they wanted, which is Genex. So, I read in Article X, I have the right to choose my own but they were gonna pay for my rent, at the hotel for Genex, who they wanted. They got 'em in the palm of the hands. But Shim'.., Shimack is not gonna take anything

off of them. So now they're telling me, 'Okay. You can have who you want but we're not gonna pay your rent.' I'm now paying almost \$800 a week for rent.

MAYOR MASTERS: Hmm.

MR. F. WILDER: I have no place to go. They have torn up my place and tell me, uh, and I have a letter here stating they're not gonna pay it. Something's wrong with that picture. I'm still fighting the county for what? This is being very vindictive, that's childish. You got three contractors, each one of 'em has something different. 'Oh, you can't get on your property,' because I was taking pictures. Said, 'We don't want you on there from 9:00 to 5:00. Then the other one, that they wanted, he can have everything. If he have any overage, they would give it to him. But then the contractor that I have, he just only have to accept the, the \$39,000 that's left. \$100,000, for a one bedroom apartment? Something wrong with that. Now, \$100,000. Then I went to the lawyer today, he said another \$39,000. My God. What is it, \$150,000 for a one bedroom? Something wrong with that. I woulda just stayed in a barn. Don't make sense. And I don't know how I keep talking 'til I'm blue in the face and nobody seem to understand. But I'll tell you what, I serve a God.

UNK: I serve a true and a living God 'cause everything they did wrong I was right there at that time. They wondered why I was there, I don't know nothin' about it. Just like you said, you don't.., may not know enough but you got common sense.

MAYOR MASTERS: Hmm.

MR. F. WILDER: But just like you was mentioning on those bids, that's what happened. To me. He was overprice gouging. I went to Verdenia and then she explained, 'Oh, uh, nothing we can do.' What? Price gouging. Well, you don't have to pay the money back but 15 years out of my life mean more than anything you have in your pocketbook.

MAYOR MASTERS: Hmm.

MR. F. WILDER: That's my life. And I, I'm, I'm just gonna let God still handle it.

And I thank everyone for coming out, Masters.., Mayor Master, Mr. Evans, Ms..., everybody that helped and I thank them that didn't help.

MAYOR MASTERS: Ms. Hubbard, she came.

MR. F. WILDER: Yes. Ms. Hubbard, you were.., you're not even my person but you were just [pause] on board and I thank you for it. When you fight for what's right, you don't care what side they on.., the track, whatever side the track they're on, you don't care. You just wanna do what's right, by the people. Something's wrong with the Constitution now. We see people and...

[Beep]

MR. F. WILDER: ...head and then you go and agree with everything that these people are telling you because you' afraid. This lady kept us from getting the news because she was getting reappointed. Then we didn't call the news. Now what they're saying, I, I'm gonna have to pay the eight, \$800 a week for my rent. How long you think I'm gonna stay there? So, I told 'em me and my chil'..., grandchildren gonna go stay over on Silver Beach Road and call the Police and the Fire Department, when we all go to the hospital and let them pay the bill. Something wrong with this picture. You done tore up my house with a sledgehammer, with unlicensed workers. No tub, no nothin'. No toilet, no sink, no nothin'. That have not responded to me at all. Ask 'em about the windows, they have not responded to me.

But you all.., I'm, I'm, I'm.., if I burn the motor up in my car, I'm still gonna be going and fightin' for Christ 'cause he has stood by me 100%. He knew what they was gonna do. When they gonna understand? Ya'll pray when ya'll get in the meeting, 'Oh Lord', and then get in here arguing and cussin'. Something wrong.

CHAIRPERSON MILLER-ANDERSON: Thank you, Ms. Wilder. And Mr. Evans will come up.., follow up as much as information as he has once we're finished with all the public comments. And I know you.., I saw you here yesterday, or the day before yesterday, so hopefully we have some update from that meeting.

MR. F. WILDER: Well I hope I still be alive. Geezus.

CHAIRPERSON MILLER-ANDERSON: Okay.

[Chuckles]

CITY CLERK ANTHONY: Willis Williams.

CHAIRPERSON MILLER-ANDERSON: Thank you.

MR. W. WILLIAMS: Good evening, Council. Willis Williams, Riviera Beach.

MAYOR MASTERS: Good evening.

MR. W. WILLIAMS: It, uh, [inaudible] to forget to thank Mrs. Burgess on our last.., my last talk at this mic was at, uh, I forgot to thank her for all of the due diligence that she did to get some of my problem resolved. I know the Manager has been very, very busy and I understand that, you know, we were supposed to get together. I'm still waiting on that date. I just don't want those rates, if there are any rates being charged on my property, I would like for [stammer] since the last time that we talked or that I talked with someone at that.., if there are. I don't know if there are any fines being imposed but if there are, they shoulda stopped then because the correction has been done.

Again, I was very, very impressed with the candidates on, I think, it must.., it was Tuesday evening or Monday, for the Utility Director. I think Mr. Perry did a good job in putting that format together with those candidates. Those were some candidates that I think we have, we have really stepped out of the box and got some real good candidates

for that position and I think that, uh, there could be some other people that probably... I mean, other peop'..., positions that they may could fill in this, in this..., at the City, other than the Utility Director 'cause there was some real strong candidates and I was very impressed with that. I know it's, it's rough and it's tough for all of us to try to get together all the time but Mrs. Hubbard been scuffling with the pro'..., with the, the Department about giving minorities, people in our communities to working and the one gentleman stated, from the Ocala area, how he succeeded in doing that. So I would ask Mr. Evans if..., make sure Staff gives Ocala a call and find out how and what did they do to get that process started so people in their community, or in our community, can get to work 'cause it's, it's rough out here for, for people that don't know. I'm retired and it's, it's rough on me 'cause all the grandkids come home now and they wanna still eat so, I'm still gotta do something to make a living. So, I can understand when young kids cannot get a job after coming back home from college and stuff. It's real rough out here so we need to do all we can to assist, to assist them and making sure that they succeed in life because that's our job as a community and it's definitely our job as leaders in our community and, and I just look forward to working with all of ya'll in the near future.

Thank you.

CHAIRPERSON MILLER-ANDERSON: Thank you. Alright. That's the end of public comment cards?

CITY CLERK ANTHONY: It is.

CHAIRPERSON MILLER-ANDERSON: Alright. So, we have an Item No. 9?

CHAIR PRO TEM DAVIS JOHNSON: Senator Powell.

CHAIRPERSON MILLER-ANDERSON: The Senator is here? And, and is he just visiting us or what is the Senator doing today?

[Chuckles]

MAYOR MASTERS: He's coming up. Madam Chair, while he's coming. There's something in this room I need to digress, I need to get on the record that I never cough until I come here. I need it addressed, I need it looked into, it's something in the room that causes me to cough. And please fix it because, if not, I won't be able to sit up here.

COUNCILPERSON DAVIS: [Inaudible].

MAYOR MASTERS: It's something. Thank you.

CHAIRPERSON MILLER-ANDERSON: Hi, Senator Bobby...

MAYOR MASTERS: 'Cause I'm an old man.

CHAIRPERSON MILLER-ANDERSON: ...Powell.

MAYOR MASTERS: You won't cough.

CHAIRPERSON MILLER-ANDERSON: Welcome.

MAYOR MASTERS: [Chuckle].

SENATOR B. POWELL: Thank you, Madam Chair and thank you all for indulging me for just a moment. We, we're stopping through. We will be back to give a legislative update pretty soon to the City of Riviera Beach. As you know, we got a lot to talk about and there was an appropriation that we were able to get. So, it's good to see you and the entire Council this afternoon, or this evening. Mayor, I do hope that that's worked out for you. It's good to see you new City Manager Evans. Councilwoman Hubbard, our Chair Ms..., Councilwoman Miller.

CHAIRPERSON MILLER-ANDERSON: Anderson.

SENATOR B. POWELL: Miller..., Miller-Anderson.

CHAIRPERSON MILLER-ANDERSON: You got it.

SENATOR B. POWELL: [Chuckle]. Councilwoman Davis Johnson.

CHAIR PRO TEM DAVIS JOHNSON: Good evening.

SENATOR B. POWELL: Councilman Davis and, of course, Councilwoman Pardo. It's good to see each and every one of you. As we were just stopping through, we wanna let you know that, we're back from session, a grueling session but myself, Representative Al Jacquet. His team is here and...

CHAIRPERSON MILLER-ANDERSON: He's here.

SENATOR B. POWELL: He...

[Chuckles]

SENATOR B. POWELL: He's right here.

[Chuckles]

SENATOR B. POWELL: And we will be doing a town hall on next week, July 25th and we're inviting you all out. It will be at Gaines Park and Representative Jacquet is here with his team, who are Jervonte Edmonds and Keznell Theas.

Thank you.

REPRESENTATIVE AL JACQUET: Good evening, Mr. Mayor, Council...

MAYOR MASTERS: Good evening.

REPRESENTATIVE AL JACQUET: ...Members. Thank you for having us this evening. We didn't intend to speak, we were just passing by and wanted to make sure that we said hello. Again, Kennell Theas, please wave, Kennell. That's my legislative aide.

[Inaudible background comment]

REPRESENTATIVE AL JACQUET: He the, the point guy if you wanna get in touch with me when I'm moving around in Tallahassee and here. Jervonte Edmonds, please stand up. Jervonte is the District aide. He runs everything within the District, the local events, our town halls and everything else. We wanna make sure that you are aware of the town hall on the 25th, at Gaines Park. It does start at 6:30 and this is your opportunity. For those of you who are watching on, on the Channel and for those of you who are in the Chamber, this is your opportunity to, to sit down with your elected official..., officials, not only listen to what exactly happened in Tallahassee but also voice. Perhaps there's a piece of legislation that passed you didn't agree with, perhaps it's something that you did support. But we truly believe having those, as you know very well, having those lines of communication between yourselves and the people you serve, is truly where the real work gets done.

So again, Councilmembers, Mayors..., Mayor, it's wide open to you. We would love to have you. We'll have front row seats for you.

MAYOR MASTERS: Thank you.

REPRESENTATIVE AL JACQUET: But, more importantly, the people that we serve together, we would love for them to be there so we can bridge that gap.

MAYOR MASTERS: That's the 25th of July, right?

REPRESENTATIVE AL JACQUET: That's correct.

MAYOR MASTERS: Okay. Thank you.

REPRESENTATIVE AL JACQUET: On Tuesday.

SENATOR B. POWELL: And don't forget to join us tomorrow, July 20th, at the Marina starting at 11:30. Myself, Councilwoman Hubbard, the Chief..., Chief will be the Master of Ceremonies, Ms..., our building..., Building Director will be there to talk about mental illness. We know that that's something that we don't like to deal with in our communities but it's very, very real and I can guarantee you and promise you that we will have good dialogue, truthful dialogue and we are gonna change lives, starting tomorrow.

Thank you so much.

COUNCILPERSON HUBBARD: Thank you.

CHAIRPERSON MILLER-ANDERSON: Thank you. Thank you. Alright.

ITEM NO. 9

CHAIRPERSON MILLER-ANDERSON: Item No. 9.

CITY CLERK ANTHONY: RESOLUTION NO. 86-17. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVERA BEACH, PALM BEACH COUNTY, FLORIDA AWARDED BID NO. 884-17-2 TO ALL-SITE CONSTRUCTION, INC. OF RIVIERA BEACH, FLORIDA FOR THE CONSTRUCTION OF THE RIVIERA BEACH HEIGHTS COMMUNITY CENTER IN AN AMOUNT NOT TO EXCEED \$1,253,090, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE CONSTRUCTION SERVICES CONTRACT, AUTHORIZING THE CITY MANAGER TO APPROVE CHANGE ORDERS UP TO TEN (10%) PERCENT, TOTAL CONTRACT VALUE SHALL NOT EXCEED \$1,378,399 WITHOUT AUTHORIZATION BY THE CITY COUNCIL, AUTHORIZING THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO MAKE PAYMENT FOR SAME FROM ACCOUNT NUMBERS 312-0203-572-0-6251 AND 310-1123-537-0-6251 AND PROVIDING AN EFFECTIVE DATE.

COUNCILPERSON PARDO: So moved.

CHAIR PRO TEM DAVIS JOHNSON: Second.

CHAIRPERSON MILLER-ANDERSON: Alright. Mr. Evans.

CITY MANAGER EVANS: Madam Chair, I would ask our Acting Public Works Director, Mr. Terrence Bailey to provide an update concerning this project and then Staff will be prepared to answer any questions that Council may have.

CHAIRPERSON MILLER-ANDERSON: I... We'll go ahead but I, I failed to have you review the public comments, provide those answers. So, if you can..., maybe after we do this...

CITY MANAGER EVANS: Certainly.

CHAIRPERSON MILLER-ANDERSON: ...we can..., right before discussion and deliberation, you can provide that...

CITY MANAGER EVANS: Absolutely.

CHAIRPERSON MILLER-ANDERSON: ...update.

CITY MANAGER EVANS: No problem.

CHAIRPERSON MILLER-ANDERSON: Thank you.

ACTING PUBLIC WORKS DIRECTOR BAILEY: Alright. You'll recall, this Community Center project has been in the works for approximately 18 months. As you know, this project came through the City site plan process where renderings were provided. The project is located at the corner of 4th Street and Avenue G. You can see

here on the map, there's a star in its location. Currently, this piece of property was provided to the City from the DOT, it was originally purchased as part of the widening for the State Road 710. After the DOT realized it did not need the project.., need the land, the land was made available to the City and it was determined that this would be a proper location for the Community Center. This is a picture of 5th & G, where the offsite parking will go, sort of catty-corner to the project site. You'll recall from the previous presentations, this is a rendering of the western elevation of the Community Center, the southern elevation and the eastern elevation of the project. I provided a floor plan...

[Inaudible dais comment]

ACTING PUBLIC WORKS DIRECTOR BAILEY: ...whereby you can see there are office space, a small kitchenette and two meeting rooms for the community to have community based activities in that.., in the room.

And with that, I'll answer any questions that the Council may have.

CHAIRPERSON MILLER-ANDERSON: Do we have any questions? [Pause]. I have a question. This may be for the Mana'.., well, I, I asked for the... Mr. Evans, the DemandStar, were they going to show.., I thought they had the data for that? Do they have that information? And then also, what is the cost.., have we determined the cost to have Staff, for this and the ongoing costs that will be associated with this particular Center, once we get it open?

ACTING PUBLIC WORKS DIRECTORY BAILEY: [Inaudible].

CITY MANAGER EVANS: Madam Chair, at this particular moment, we have an'.., we have not anticipated what the fiscal impact would be with rel'.., as it relates to operating a staff for that because we anticipate this particular capital project to transcend fiscal years, so that is something that we would have to sit down with the Parks & Recreation Director, as well as the Finance Director, to see if there's existing Staff that can be sent over that facility to provide some of the stu'.., some of the program offerings. So, that's something that Staff will have to work through to be able to determine what the staffing model looks like. But as it relates to this particular capital project, there has not been a staff model that has been developed for this.

In the future, I certainly think any capital projects that we anticipate that will be occupied by City Staff, that we provide what a staffing model consists of so when you do approve the project, you also approve the corresponding operational expenditures so you will see the project cost in totality but for this project, we have not done that.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

CHAIR PRO TEM DAVIS JOHNSON: Wouldn't the staffing model mirror the staffing of the Lindsey Davis Center? I mean, we're providing the same services, just on the south

end, allowing for senior and youth programs to be housed there. So, wouldn't that model look similar to that.., the, the model that's currently exists'.., that's currently in existence?

CITY MANAGER EVANS: That.., it is, it is similar but I.., it all depends on what programmatic aspects, if there's additional programs or any types of programs that we would wanna offer, different or outside of the normal program offerings at our other facilities. So, the staffing, if we go off the Lindsey Davis model, you can say that, yes, the numbers would be the same but it all depends on the types of programs that are gonna be offered at that facility, based on the demands and, and desires of the community. Plus, in some cases in recreation, you wanna have different programs and different services offered at different facilities to encourage, you know, people visiting all the different type of recreational programs you have in offering. So, at this particular moment, it's still kind of up in the air, the specific numbers but it should mirror close to the same staff model but the programs may be slightly different or maybe the same, depending on that conversation with the Recreation Director and the Staff, as it relates to programming.

CHAIR PRO TEM DAVIS JOHNSON: Well, my thought was just that if we currently have Staff at Lindsey Davis that handles projects and programs that are outside of the Center, we should be able to somehow take a snapshot of that and understand what it is that we're actually looking for to happen over at the Riviera Beach Heights Center. I just don't believe that they're going to vary that much. We know.., we know that we have the program where our children are fed, we know that we have the program where they have the, the, um, their homework and interactions and just the daily services that the community needs.

CITY MANAGER EVANS: Mhmm.

CHAIR PRO TEM DAVIS JOHNSON: So, I'm just thinking in terms of looking at what we are doing at Lindsey Davis versus what we're going to be doing at southside. And then, we have a cadre of volunteers...

CITY MANAGER EVANS: Right.

CHAIR PRO TEM DAVIS JOHNSON: ...that are also helping us to oversee projects, although they don't, you know, they, they are not going to push the Staff out of the way, so to speak, we just know that we have that support on that south end.

CITY MANAGER EVANS: And, and it also may require, once the, the facility comes online, the Recreation Director to look at Staff deployment because he make take existing resources and allocate it there. So, they.., there may not be any operational impact. So, we're gonna look at that model once we get closer to that facility coming online.

CHAIR PRO TEM DAVIS JOHNSON: Okay. Thank you.

CHAIRPERSON MILLER-ANDERSON: Okay. So, my question in regards to we had the three responses for it, did we have...

CITY MANAGER EVANS: Mr. Little, if you can walk the Council through the procurement process and the notifications and, and how we put this particular project out to bid.

INTERIM DIRECTOR OF PURCHASING LITTLE: Sure. Good evening, Council.

CHAIRPERSON MILLER-ANDERSON: Good evening.

INTERIM DIRECTOR OF PURCHASING LITTLE: Manager, Mayor. Ricky Little, Interim Director of Purchasing.

We a'.., placed the site up on the DemandStar. There were 862 suppliers that were notified once the Item actually went out, 25 of those actually went in and downloaded the plan [inaudible] for this Item. Six of those vendors were from Palm Beach County and one of 'em was from Riviera Beach.

CHAIRPERSON MILLER-ANDERSON: Okay. And then, only three submitted...

INTERIM DIRECTOR OF PURCHASING LITTLE: Only three.

CHAIRPERSON MILLER-ANDERSON: ...their bids?

INTERIM DIRECTOR OF PURCHASING LITTLE: ...submitted. Correct.

CHAIRPERSON MILLER-ANDERSON: When we initially started with this particular project, what was the amount that we were looking at? I know it didn't start out as a million. What, what did it start out as?

[Pause]

ACTING PUBLIC WORKS DIRECTOR BAILEY: The..., when the project was conceived, the previous Councilperson asked for approximately a four to 5,000 square foot community center. We discussed an initial budget of \$1,000,000 to build that facility, when it was conceived. During the budgetary process, as you'll recall, there was a com'.., the neighborhood sector funds that were cobbled together in order to get the project started. Then, as we've gone over these last two years, going through the site plan process, getting input from all of the departments, all the requirements for police, fire, cameras and things like that, the scope was adjusted in order to satisfy the site plan review process and that's how we kind of got here at the \$1.2M cost.

CHAIRPERSON MILLER-ANDERSON: And this would probably be a stretch to know what the Lindsey.., I know it's not a match but what...

ACTING PUBLIC WORKS DIRECTOR BAILEY: Lindsey Davis was constructed, I think, three distinct phases over multiple years so...

CHAIRPERSON MILLER-ANDERSON: Mhmm.

ACTING PUBLIC WORKS DIRECTOR BAILEY: ...it, it's difficult to kind of put them side by side...

CHAIRPERSON MILLER-ANDERSON: Right.

ACTING PUBLIC WORKS DIRECTOR BAILEY: ...because of the different construction periods.

CHAIRPERSON MILLER-ANDERSON: Mhmm. Okay. Alright. Anyone else?

[Pause]

COUNCILPERSON HUBBARD: I just want to make a couple comments. I'm glad that this.., that we are at this phase with this project and that Ms. Dawson and, and the other volunteers down there have been asking for this. I want to see, with the, with the general contractor that the.., I know they said only one person from Riviera Beach applied but it still gives that.., it gives, it still gives the general contractor an opportunity to go out and get, you know, local subs as well. So we, so we want to look for that, we want to encourage that and we want to hope that this gets to be a true concept of a, a local built project.

ACTING PUBLIC WORKS DIRECTOR BAILEY: I've had many meetings with the contractor. As you know, they were the contractor for the previous Item and this and they're both actually constructed right next to each other. And the owner of the company has given me his assurance and we'll [stammer], be requiring reporting on local participation and how the Council's initiative for engaging the locals will be enacted on the project.

COUNCILPERSON HUBBARD: The, uh, okay. The [pause] contractor is here. Can he tell us how.., about his plan to do that? Yes, please, thank you.

MR. E. SAFFOLD: Good evening, Council.

CHAIRPERSON MILLER-ANDERSON: Good evening.

MR. E. SAFFOLD: Ms. Hubbard, Ms. Miller, everybody else.

CHAIRPERSON MILLER-ANDERSON: [Inaudible].

MR. E. SAFFOLD: I'm Ezra Saffold, owner of All-Site Construction, located here in Riviera Beach, born and raised.

To your question, hiring. Regardless, I hire Riviera Beach guys outside of Riviera, Riviera. So, when I'm here, I'm definitely gonna make them a part of my project. There are four or five guys that I know that are in the City do bobcat work, do concrete work, painting, stucco. If they need help with license, with their insurance or whatever, I'mma go over and beyond to make sure they're, they're qualified for that, if I can assist in that way but, if I can help out, I will and I always have. In addition to that, I hire superintendents

from Rivera, Riviera. I have three that are on my team permanently. So, not just doing the, the bare minimum, I go over and beyond. So I just wanted to let you guys know that.

COUNCILPERSON HUBBARD: Thank you. We, we appreciate that because that's what's it's about, turning the dollar over in our City, that the qua'.., that the money that we let out improves the quality of life for the families, you know, in the City of Riviera'.., of Riviera Beach.

Thank you.

MR. E. SAFFOLD: [Inaudible].

CHAIRPERSON MILLER-ANDERSON: Anyone else?

COUNCILPERSON PARDO: Yes. Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON PARDO: Okay. So, because this project is in excess of \$750,000, he'll have to use 20% apprentice, you know, use an apprenticeship program, correct?

ACTING PUBLIC WORKS DIRECTOR BAILEY: Yes.

COUNCILPERSON PARDO: Alright. And he is aware of that?

ACTING PUBLIC WORKS DIRECTOR BAILEY: Yes.

COUNCILPERSON PARDO: And that's in the contract?

ACTING PUBLIC WORKS DIRECTOR BAILEY: Yes. 'Cause it's part of the City Code and it's embedded in the contract.

COUNCILPERSON PARDO: I just wanna make sure because there was no mention of that.

Thank you.

ACTING PUBLIC WORKS DIRECTOR BAILEY: Mhmm.

CHAIRPERSON MILLER-ANDERSON: Anyone else? [Pause]. Alright. Madam Clerk.

CITY CLERK ANTHONY: Councilperson Pardo?

COUNCILPERSON PARDO: Yes.

CITY CLERK ANTHONY: Councilperson Davis?

COUNCILPERSON DAVIS: Yes.

CITY CLERK ANTHONY: Councilperson Hubbard?

COUNCILPERSON HUBBARD: Yes.

CITY CLERK ANTHONY: Pro Tem Davis Johnson?

CHAIR PRO TEM DAVIS JOHNSON: Yes.

CITY CLERK ANTHONY: Chair Miller-Anderson?

CHAIRPERSON MILLER-ANDERSON: Yes.

CITY CLERK ANTHONY: Unanimous vote.

ITEM NO. 10

CHAIRPERSON MILLER-ANDERSON: Item No. 10.

CITY CLERK ANTHONY: RESOLUTION NO. 87-17. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AWARDDING BID NO. 895-17-3 TO B&B UNDERGROUND CONSTRUCTION, INC. OF WEST PALM BEACH, FLORIDA FOR THE RECONSTRUCTION OF WEST 11TH STREET THRU WEST 14TH STREET, BETWEEN AVENUE U AND THE AVENUE R IN THE AMOUNT OF \$5,598,234.25 AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE CONTRACT, AUTHORIZING THE CITY MANAGER TO APPROVE CHANGE ORDERS UP TO 10%, TOTAL CONTRACT VALUE SHALL NOT EXCEED \$6,158,057.68 WITHOUT AUTHORIZATION BY THE CITY COUNCIL, AUTHORIZING THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO MAKE PAYMENT FOR SAME FROM ACCOUNT NUMBERS 311-1127-541-0-6351, 461-1127-541-0-6301 AND 413-1430-533-0-6301 AND PROVIDING AN EFFECTIVE DATE.

COUNCILPERSON DAVIS: So moved.

CHAIR PRO TEM DAVIS JOHNSON: Second.

CHAIRPERSON MILLER-ANDERSON: Okay. Mr. Evans.

CITY MANAGER EVANS: Madam Chair, at this particular moment, I'm gonna ask the Acting Public Works Director, Mr. Terrence Bailey to present on this particular Item.

CHAIRPERSON MILLER-ANDERSON: Do we have any public comment cards on this Item?

CITY CLERK ANTHONY: We do not have any public comment cards and public comment cards now is closed.

CHAIRPERSON MILLER-ANDERSON: Thank you.

ACTING PUBLIC WORKS DIRECTOR BAILEY: Alright. Good evening, once again.

We bring to you the road reconstruction project for 11th thru 14th Street, between Avenue U and Avenue R. You can see here on the map, it is centered around 13th Street and just to the east of Suncoast High School. The roads include 11th, 12th and 14th Street, as well as 12th Court. There is roadwork on both Avenue L., Avenue T, I mean, and Avenue R, as well. It is sort of the, the completion of the box that you see in the center of that picture. Here's a picture of 11th Street at Avenue S. You can see that there., the pavement is older, there is no curb and gutter and, while there is sidewalk, it needs repair immediately. Here's some more pictures to give you an, an image of the current condition at the roadway. Here's a picture of 14th Street and Avenue R. This is an example of recent project with a similar scenario where we'll have new asphalt, curb and gutter, sidewalks on both sides and an improvement to the drainage, water and sewer. Little bit better picture, similarly, so you can see what the finished product would look like.

And with that, I'll take any questions.

CHAIRPERSON MILLER-ANDERSON: Anyone have any questions?

CITY MANAGER EVANS: Madam Chair, if I may?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

CITY MANAGER EVANS: If Director Little is available to provide some information as it relates to DemandStar and the information concerning this bid process.

INTERIM DIRECTOR OF PURCHASING LITTLE: Again, good evening, Council. Ricky Little.

CHAIRPERSON MILLER-ANDERSON: Good evening.

INTERIM DIRECTOR OF PURCHASING LITTLE: Item was posted on DemandStar. There were 168 plan holders for this particular project and two of those plan holders were from Palm Beach County.

CHAIRPERSON MILLER-ANDERSON: Alright. Thank you.

COUNCILPERSON HUBBARD: [Inaudible].

CHAIRPERSON MILLER-ANDERSON: You have a question? Go ahead.

COUNCILPERSON HUBBARD: Yes, ma'am. Does this company employ local residents of Riviera Beach to work with their company on these projects that take place in our City?

INTERIM DIRECTOR OF PURCHASING LITTLE: Yes. This company actually has built 36th Street, 35th Street, 23rd Street last year, and I believe 18th thru 22nd, that just

wrapped up. They're currently, as we speak, on 6th and 7th Street and in my five years of working with this company, they hire local workers to work the projects and have superintendents from Riviera Beach on their projects.

COUNCILPERSON HUBBARD: This...

INTERIM DIRECTOR OF PURCHASING LITTLE: And have full-time, year around staff, not only when they are working in Riviera Beach.

COUNCILPERSON HUBBARD: It's funny that you said 23rd Street. This is the company that did 23rd Street in Monroe Heights?

INTERIM DIRECTOR OF PURCHASING LITTLE: 23rd Street just west of Avenue S, S Yes.

COUNCILPERSON HUBBARD: West of Avenue S.

INTERIM DIRECTOR OF PURCHASING LITTLE: West of Avenue S. Sorta that street that now...

COUNCILPERSON HUBBARD: [Inaudible].

INTERIM DIRECTOR OF PURCHASING LITTLE: ...cuts where it looks like it's going back toward the Taco Bell building.

COUNCILPERSON DAVIS: Oh, okay.

COUNCILPERSON HUBBARD: That's not west.

CHAIRPERSON MILLER-ANDERSON: Yeah. I know.

UNK: That is west.

[Inaudible dais comment]

COUNCILPERSON PARDO: Yeah, [inaudible].

COUNCILPERSON DAVIS: That's east of Avenue S.

COUNCILPERSON HUBBARD: That's east of Avenue S.

CHAIRPERSON MILLER-ANDERSON: It's...

COUNCILPERSON DAVIS: It's west, it's west.

[Inaudible dais comment]

COUNCILPERSON PARDO: West. 'Cause that's close to Congress.

INTERIM DIRECTOR OF PURCHASING LITTLE: There's only about three houses and then it goes off to...

COUNCILPERSON DAVIS: Yeah. [Inaudible].

INTERIM DIRECTOR OF PURCHASING LITTLE: Nothing back there behind...

CHAIRPERSON MILLER-ANDERSON: Right.

INTERIM DIRECTOR OF PURCHASING LITTLE: ...that sort of field.

COUNCILPERSON DAVIS: Yeah.

CHAIRPERSON MILLER-ANDERSON: That one that was just [inaudible] not too long ago.

COUNCILPERSON HUBBARD: Okay. The one that they cut through...

INTERIM DIRECTOR OF PURCHASING LITTLE: Yes, ma'am.

COUNCILPERSON HUBBARD: ...[inaudible] stop sign.

INTERIM DIRECTOR OF PURCHASING LITTLE: Where, where there..., where, when you're coming...

[Inaudible dais comment]

INTERIM DIRECTOR OF PURCHASING LITTLE: ...south on Avenue S, that stop sign that's right before the light, that 23rd Street going west, they built...

COUNCILPERSON HUBBARD: Okay, west.

INTERIM DIRECTOR OF PURCHASING LITTLE: ...about a year and a half ago.

CHAIRPERSON MILLER-ANDERSON: Alright.

COUNCILPERSON HUBBARD: Okay. So that's the part of 23rd Street. Okay, thank you.

INTERIM DIRECTOR OF PURCHASING LITTLE: Mhmm.

COUNCILPERSON HUBBARD: I was just hoping it wasn't the eastern part of 23rd Street.

INTERIM DIRECTOR OF PURCHASING LITTLE: No, ma'am. The new western part. The good one.

CHAIRPERSON MILLER-ANDERSON: I have a... I just wanted to point out something and, and just tying this back to what I was talking about before with the prices. If we just

take a look at the, the big differences that are there. Like, for example, the erosion..., Item No. 4, erosion and turbidity control compliance, one of the contractors said \$5,000, the other said \$117,000. So, you know, what do we use to say which one... What makes sense? I mean, that's a big gap. [Stammer] even for the maintenance of traffic. And I get, you know, they have different subcontractors that they deal with and, and get their, their materials and things from..., maybe get a different discount, I get that but I don't understand how it could be that far off. And then there's one, maintenance of traffic, one said \$20,000, the other said \$126,000. So, the, the differences are..., they're, like, not nowhere near each other. And again, that's where I figure our in-house bid would kinda give us some sort of guide as to what makes sense or what is the average out there. 'Cause otherwise, we're just gonna go with whatever they say if we don't have anything to guide us. And, I just don't understand how they can be that far off from each other.

ACTION PUBLIC WORKS DIRECTOR BAILEY: And I can let Mr. Little expound on this more but...

COUNCILPERSON DAVIS: [Inaudible].

ACTION PUBLIC WORKS DIRECTOR BAILEY: ...from the City's perspective in procurement, we really focus on the bottom line number...

CHAIRPERSON MILLER-ANDERSON: Mhmm.

ACTION PUBLIC WORKS DIRECTOR BAILEY: ...on who is the lowest bidder.

CHAIRPERSON MILLER-ANDERSON: I get that, I get that.

ACTION PUBLIC WORKS DIRECTOR BAILEY: How they sort of shake out the money in the in between and the means and methods...

CHAIRPERSON MILLER-ANDERSON: Mhmm.

ACTION PUBLIC WORKS DIRECTOR BAILEY: ...while we are concerned, it's a little bit lesser than that level of detail. But [inaudible]...

CHAIRPERSON MILLER-ANDERSON: So, if we... Okay. So..., but, we do know that \$5.5M is about right for this project?

UNK: Yes.

CHAIRPERSON MILLER-ANDERSON: That's what you're saying you know is correct but not the little numbers in between to get to that point?

INTERIM DIRECTOR OF PURCHASING LITTLE: And going forward again, Ms. Miller-Anderson, that in-house estimate will be part of the documentation so that you can actually see where we are and how we came up with the numbers.

CHAIRPERSON MILLER-ANDERSON: Appreciate it. Thank you.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

CHAIR PRO TEM DAVIS JOHNSON: I don't see... Well, let me start it this way, I see where we mention in Article VIII, the SB participation, where we talk about our, our small business enterprises but what I don't see and I've not seen, is a breakout of what that utilization looks like, what companies we're using, what percentage of work? Where is that information kept?

INTERIM DIRECTOR OF PURCHASING LITTLE: It's the require'.., it's the required form that's in the bid package that we had them actually submit and it may not be in that backup because we never include it but we can start including that SB without, without a problem.

CHAIR PRO TEM DAVIS JOHNSON: I think that's important so that...

INTERIM DIRECTOR OF PURCHASING LITTLE: Okay.

CHAIR PRO TEM DAVIS JOHNSON: ...we can see what locals are being used and, and how they're being used. And then, I think that we should also have a, an Article that talks about workforce.

INTERIM DIRECTOR OF PURCHASING LITTLE: Correct. So...

CHAIR PRO TEM DAVIS JOHNSON: That should be in there as well.

INTERIM DIRECTOR OF PURCHASING LITTLE: So, going forward, we'll definitely add that to the packet. Okay?

CHAIR PRO TEM DAVIS JOHNSON: And then to ask finally, with this being over the cost [pause], any apprenticeship...

INTERIM DIRECTOR OF PURCHASING LITTLE: Apprenticeship was also addressed in this one also and it is part of the contract.

CHAIR PRO TEM DAVIS JOHNSON: It's a part of the contract? Where?

INTERIM DIRECTOR OF PURCHASING LITTLE: [Stammer]...

[Inaudible dais comments]

INTERIM DIRECTOR OF PURCHASING LITTLE: Oh, this is CDG'.., CDGB also, is in it? Correct?

CHAIR PRO TEM DAVIS JOHNSON: It includes CDBG funding?

ACTING PUBLIC WORKS DIRECTOR BAILEY: No. This project's not CDBG but, as we've discussed on a few of the last road projects, there's an issue with the

apprenticeship program, the way it's currently constructed on roadway projects because the elements, there are no approved apprenticeship programs the way we're structured for asphalt, subgrade, curbing, laying drainage pipe or water and sewer. I believe it was 6th and 7th Street where we had a lengthy discussion about the research that was done on reaching out to local participating apprenticeship programs and that they required union membership and that created an issue. So, for road projects, it.., it's very difficult to achieve that mission. And we're looking at that as a specific element as we go back into the Procurement Code to try to achieve the goals and missions of the Council, in that area.

CHAIR PRO TEM DAVIS JOHNSON: So, this project will then be exempt?

ACTING PUBLIC WORKS DIRECTOR BAILEY: Yes, ma'am.

CHAIR PRO TEM DAVIS JOHNSON: Thank you, sir.

CHAIRPERSON MILLER-ANDERSON: Any other questions?

CITY MANAGER EVANS: Madam Chair, if I may? With respect to that particular provision that's in the Code with rela'.., as it relates to the apprenticeship program, is there something that we need to do as part of the motion to, in fact, move forward with this project to have the Council take action on that specific component 'cause I believe a waiver has to be granted legislatively by the Council to proceed.

COUNCILPERSON HUBBARD: Before we grant that waiver, we have a, a labor.., the labor union... Let's see, the president now is Andre Role [sp] with the.., for the general.., for general labor. So, in roadway projects you have the bobcats, you have the, you know, you have services that labor can do pertaining to those projects, projects. So, if it gives us an excuse to, to, to exclude them if, if we do have opportunity.

But, my thing is, I don't want to not know that locals are being used on the job and we're excluding labor as well. So, if we, if we are going to make a waiver for this particular.., just for this particular project, 'cause we need to go back and look at it later, so I don't want us to make a legislative rule that effects every other project.., street project that we do because I think, not for street projects, for this project, until we have time to look into this, then a waiver may be granted. And I only say that because you've said to me that there is a large amount of local participation, local hires, people from Riviera Beach that works for this firm on this project. So, I'm gonna make sure that I ride around to see.

ACTING PUBLIC WORKS DIRECTOR BAILEY: Yes, ma'am.

CITY MANAGER EVANS: Madam Councilwoman, also, this would be specific to this particular project, it would not re'.., it would not be overarching legislative action that the Council would take. It would be specific to this particular Item.

CHAIRPERSON MILLER-ANDERSON: Okay.

COUNCILPERSON PARDO: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Yes.

COUNCILPERSON PARDO: Okay. So, Mr. Bailey, so, did you talk to the unions? To see if, if they could provide any services toward this job?

ACTING PUBLIC WORKS DIRECTOR BAILEY: I believe the last time we came to this issue on 6th and 7th Street, the issue being, the unions participate with union shops and if the company is not a union shop, there's a disconnect in the ability for the union to provide those services and I believe the discussion ended and I can...

COUNCILPERSON PARDO: Well, I thought...

ACTING PUBLIC WORKS DIRECTOR BAILEY: ...yield to...

COUNCILPERSON PARDO: ...then they used..., then the company would use the unions as a sub.

COUNCILPERSON DAVIS: [Inaudible background comment].

ACTING PUBLIC WORKS DIRECTOR BAILEY: The unions as a contracting sub?

COUNCILPERSON PARDO: Correct.

ACTING PUBLIC WORKS DIRECTOR BAILEY: I be'..., I'll yield to Mr. Degraffenreidt as he, I think, made a cogent explanation the last time we addressed this issue, with the apprenticeship program.

CITY ATTORNEY DEGRAFFENREIDT: The legal question's exactly what?

CHAIRPERSON MILLER-ANDERSON: Pull the mic down.

CITY ATTORNEY DEGRAFFENREIDT: What is it you want me to specifically address?

ACTING PUBLIC WORKS DIRECTOR BAILEY: I believe the last time we discussed the apprenticeship program, there was a disconnect between non-union contractors getting access to the union trade program for apprenticeship and the union' apprenticeship programs only dealing with union contractors and our limited ability to force a contractor, in the bid, to become a union shop to get access to the apprenticeship programs to fulfill this condition of our Code.

CITY ATTORNEY DEGRAFFENREIDT: The issue is whether or not we could require the union...

ACTING PUBLIC WORKS DIRECTOR BAILEY: To require the contractor to become a union shop to get access to the apprenticeship programs that are administered by the union.

COUNCILPERSON PARDO: Per our procurement. If we have a project in excess of \$750,000...

CITY ATTORNEY DEGRAFFENREIDT: Yes.

COUNCILPERSON PARDO: ...we require...

COUNCILPERSON DAVIS: Percentage, right?

COUNCILPERSON PARDO: ...the contractor to use a sub, whatever, 20% of the labors., laborers need to be through an apprenticeship program.

CITY ATTORNEY DEGRAFFENREIDT: Okay.

COUNCILPERSON PARDO: Okay. So, we, we found out when we were doing the Marina there was a company in West Palm Beach that provided., they were non-union., they had an apprenticeship program for electrical, but then we were able to bring the unions in for, um, what wa'., we had some electrical, we had the, the ironworkers...

[Inaudible dais comments]

COUNCILPERSON PARDO: Right? So, Weiss had to bring those guys in and Weiss was not a union guy but he had to bring them in.

ACTING PUBLIC WORKS DIRECTOR BAILEY: And the...

COUNCILPERSON PARDO: Per our procurement.

ACTING PUBLIC WORKS DIRECTOR BAILEY: And the trades that we have on this project do not fall into those scopes for those types of work.

COUNCILPERSON PARDO: So we know that for sure? When it comes to the underground piping... You putting new pipes in?

ACTING PUBLIC WORKS DIRECTOR BAILEY: Yes. We, we de'., we dealt with this on 6th and 7th Street and did that research previously.

COUNCILPERSON PARDO: So, I just want to be crystal clear because I don't want the unions coming back and saying, 'You have,' you know, 'close to a \$6,000,000 project and we didn't get any of it.'

[Chuckles]

COUNCILPERSON PARDO: So, are you sure? Are you 100% sure?

ACTING PUBLIC WORKS DIRECTOR BAILEY: If you'd like, we can go back and do further research specifically on this project but it, it was established in the last time for road projects on what the situation was.

COUNCILPERSON PARDO: I think we owe it to them. We have so many residents in the City that went through the apprenticeship program, that still live here, and I think because of the fact that we have that language in the procurement policy, I think we need to take a second look at it.

ACTING PUBLIC WORKS DIRECTOR BAILEY: No problem.

COUNCILPERSON PARDO: That's, you know, that's me.

CHAIRPERSON MILLER-ANDERSON: Okay. Are we still wait'...

COUNCILPERSON PARDO: It's a big project.

COUNCILPERSON DAVIS: Yeah, it is.

CHAIRPERSON MILLER-ANDERSON: Are we still waiting for an answer from Mr. Degraffenreidt?

CITY ATTORNEY DEGRAFFENREIDT: Got it. And that's the only place they can have it.

COUNCILPERSON PARDO: Right.

CITY ATTORNEY DEGRAFFENREIDT: Is through the unions.

CHAIRPERSON MILLER-ANDERSON: Mr. Degraffenreidt, are...

CITY ATTORNEY DEGRAFFENREIDT: I'm asking a line of questioning to understand how to address your question.

CHAIRPERSON MILLER-ANDERSON: Okay. Anyone else?

[Inaudible dais comment]

CHAIRPERSON MILLER-ANDERSON: So, I mean, how long are we gonna wait for this though.

ACTING PUBLIC WORKS DIRECTOR BAILEY: If you'd like, Mr. Evans...

CHAIRPERSON MILLER-ANDERSON: I mean...

ACTING PUBLIC WORKS DIRECTOR BAILEY: ...can provide update on the, um...

[Inaudible dais comment]

ACTING PUBLIC WORKS DIRECTOR BAILEY: ...and then we'll come back to this?

CHAIRPERSON MILLER-ANDERSON: That, that's a great idea. Mr. Evans...

CITY MANAGER EVANS: Yeah.

CHAIRPERSON MILLER-ANDERSON: ...do you wanna do...

CITY MANAGER EVANS: Thank you, Terrence.

CHAIRPERSON MILLER-ANDERSON: ...the public comment?

CITY MANAGER EVANS: That was a great idea.

CHAIRPERSON MILLER-ANDERSON: So, hey, come take... Come on up here.

[Laughter]

CITY MANAGER EVANS: Alright.

CITY ATTORNEY DEGRAFFENREIDT: Here's the...

CHAIRPERSON MILLER-ANDERSON: [Inaudible] back to you.

CITY ATTORNEY DEGRAFFENREIDT: Here's the challenge we have with respect to compliance. The only apprenticeship programs pursuant to the state regulations are provided through the unions. That is the only place where you can find the apprenticeship program in operation. Non-union...

COUNCILPERSON PARDO: It's not true.

CITY ATTORNEY DEGRAFFENREIDT: ...vendors do not have the apprenticeship programs 'cause they're not qualified under the state law, as I understand it. That being the case...

COUNCILPERSON PARDO: That's not true.

CITY ATTORNEY DEGRAFFENREIDT: ...every time you get a vendor that comes in as a...

COUNCILPERSON PARDO: [Inaudible background comment].

CITY ATTORNEY DEGRAFFENREIDT: ...matter of law, they cannot comply 'cause they are not qualified to have your required apprentice program. That's why that comes up every time you have a non-union bidder or vendor, relating to contracts over the specified amount.

That is the issue.

COUNCILPERSON DAVIS: [Inaudible]. We dealt with that in the Marina.

COUNCILPERSON PARDO: Right. But...

CHAIRPERSON MILLER-ANDERSON: Okay?

COUNCILPERSON PARDO: ...then Weiss went out and...

COUNCILPERSON DAVIS: They, they went over and beyond [inaudible].

COUNCILPERSON PARDO: They went above and beyond.

CITY ATTORNEY DEGRAFFENREIDT: Yeah.

COUNCILPERSON PARDO: Right. So we can tell B&B that they need to go talk to the...

CITY ATTORNEY DEGRAFFENREIDT: We would like to...

COUNCILPERSON PARDO: ...unions and get some...

CITY ATTORNEY DEGRAFFENREIDT: ...see them make every effort to comply before we consider the waiver.

COUNCILPERSON PARDO: I like that language.

CITY ATTORNEY DEGRAFFENREIDT: Yes, ma'am.

COUNCILPERSON PARDO: And they need to prove it.

[Audience chuckles]

CITY ATTORNEY DEGRAFFENREIDT: Did you get that? [Chuckles].

CITY CLERK ANTHONY: The record got it.

COUNCILPERSON PARDO: Like I said, it's..., this is a big project and we're gonna have other projects, other big street projects coming down the pike. So.

CITY ATTORNEY DEGRAFFENREIDT: And basically, you're saying...

COUNCILPERSON PARDO: We're gonna get these...

CITY ATTORNEY DEGRAFFENREIDT: ...you want them to demonstrate they exhausted all avenues before you consider waiving it.

COUNCILPERSON PARDO: Amen.

CITY ATTORNEY DEGRAFFENREIDT: Okay. Yes, ma'am. I understand. So be it.

CITY MANAGER EVANS: So, if it's the pleasure of the Council to table this Item and bring it back at a subsequent...

COUNCILPERSON HUBBARD: [Inaudible]...

CHAIR PRO TEM DAVIS JOHNSON: No.

COUNCILPERSON DAVIS: No.

COUNCILPERSON PARDO: I don't think...

COUNCILPERSON HUBBARD: Not the Item.

COUNCILPERSON PARDO: ...we need...

CHAIR PRO TEM DAVIS JOHNSON: We don't need to table the Item.

COUNCILPERSON PARDO: ...to table it.

COUNCILPERSON DAVIS: It's gonna cost us more money.

CHAIR PRO TEM DAVIS JOHNSON: We'll table the waiver.

COUNCILPERSON DAVIS: [Inaudible] the time, we can get some work done in this City.

COUNCILPERSON PARDO: Right. But you can..., I don't think we need to...

CHAIR PRO TEM DAVIS JOHNSON: We can [inaudible] with the waiver in...

COUNCILPERSON PARDO: ...table it.

CHAIR PRO TEM DAVIS JOHNSON: ...which I don't [inaudible].

COUNCILPERSON PARDO: But you need to go and have B&B... Are they...

CITY ATTORNEY DEGRAFFENREIDT: If I'm understanding...

COUNCILPERSON PARDO: ...here tonight?

CITY ATTORNEY DEGRAFFENREIDT: ...correctly...

COUNCILPERSON PARDO: Big contract.

CITY ATTORNEY DEGRAFFENREIDT: ...if you approve it, it will be approved...

COUNCILPERSON DAVIS: [Inaudible].

CHAIRPERSON MILLER-ANDERSON: As is.

CITY ATTORNEY DEGRAFFENREIDT: ...still subject to your apprenticeship requirements.

CHAIRPERSON MILLER-ANDERSON: Yeah.

COUNCILPERSON DAVIS: Correct.

COUNCILPERSON PARDO: Correct.

CITY ATTORNEY DEGRAFFENREIDT: And if they cannot...

COUNCILPERSON PARDO: They need to demonstrate...

CITY ATTORNEY DEGRAFFENREIDT: ...pragmatically demonstrate compliance, you will consider it prospectively. In the future.

COUNCILPERSON PARDO: Sounds good.

CITY ATTORNEY DEGRAFFENREIDT: Based upon impossibility...

COUNCILPERSON DAVIS: [Chuckle].

CITY ATTORNEY DEGRAFFENREIDT: ...you will consider it.

COUNCILPERSON PARDO: On a case by case basis.

CITY ATTORNEY DEGRAFFENREIDT: Yes, ma'am. Understood.

CITY MANAGER EVANS: So, it's the pleasure of the Council to proceed forward with this Item and then bring back the documentation from B&B Underground to see if they can, in fact, comply with the provision in the Code and, at that time, be able to demonstrate whether or not they can, or cannot.

CITY ATTORNEY DEGRAFFENREIDT: And the efforts they made to comply.

CITY MANAGER EVANS: Okay.

CITY ATTORNEY DEGRAFFENREIDT: You just can't come back and say I can't do it.

CHAIR PRO TEM DAVIS JOHNSON: Right.

COUNCILPERSON DAVIS: Right.

COUNCILPERSON PARDO: Correct.

CHAIRPERSON MILLER-ANDERSON: Okay?

COUNCILPERSON HUBBARD: Thank you.

CITY MANAGER EVANS: So, that should be memorialized in the motion.

UNK: No.

COUNCILPERSON HUBBARD: It's...

COUNCILPERSON PARDO: But it's already in there.

CITY ATTORNEY DEGRAFFENREIDT: Your approval of the motion...

COUNCILPERSON HUBBARD: As it is.

CITY ATTORNEY DEGRAFFENREIDT: ...without waiving the compliance...

CHAIRPERSON MILLER-ANDERSON: Can you pull your mic up?

CITY ATTORNEY DEGRAFFENREIDT: ...with the apprenticeship program, should the vendor demonstrate some time in the future that it cannot possibly comply with that requirement, you will consider legislatively, the waiver. You didn't say you're gonna grant it, you will consider it.

CHAIRPERSON MILLER-ANDERSON: Is that what you're saying, Ms. Pardo, as your motion?

COUNCILPERSON PARDO: Yes, it is.

CHAIRPERSON MILLER-ANDERSON: To...

COUNCILPERSON DAVIS: Second still...

COUNCILPERSON PARDO: Yes, it is.

COUNCILPERSON DAVIS: ...stands.

CHAIRPERSON MILLER-ANDERSON: Still stands? Okay.

CITY CLERK ANTHONY: Okay.

CHAIR PRO TEM DAVIS JOHNSON: It was my second [inaudible]...

COUNCILPERSON PARDO: Alright. Hold on one second.

CITY CLERK ANTHONY: The, uh...

COUNCILPERSON PARDO: Madam Chair?

CITY CLERK ANTHONY: ...maker of the motion was Mr. Davis and the second was Ms. Davis Johnson. So, if you are amending that motion, that...

[Inaudible dais comment]

CITY CLERK ANTHONY: ...amended motion is by Councilperson Pardo and second by, however you all wanna...

COUNCILPERSON DAVIS: Second.

CITY CLERK ANTHONY: ...handle it.

COUNCILPERSON DAVIS: Second.

CITY CLERK ANTHONY: So, we're now voting on the amended motion?

COUNCILPERSON DAVIS: Yes, ma'am.

CITY CLERK ANTHONY: Am I cor'... Okay.

[Inaudible dais comment]

COUNCILPERSON DAVIS: Davis.., T. Davis.

CHAIRPERSON MILLER-ANDERSON: Alright. Thank you. You ready?

CITY CLERK ANTHONY: You're welcome. [Chuckle].

CHAIRPERSON MILLER-ANDERSON: Alright.

COUNCILPERSON DAVIS: TDD, not TDJ.

[Chuckles]

CITY CLERK ANTHONY: Councilperson Davis?

COUNCILPERSON DAVIS: Yes. [Chuckle].

CITY CLERK ANTHONY: Councilperson Hubbard?

COUNCILPERSON HUBBARD: Yes.

COUNCILPERSON DAVIS: [Chuckle].

CITY CLERK ANTHONY: Pro Tem Davis Jonson?

CHAIR PRO TEM DAVIS JOHNSON: Yes.

CITY CLERK ANTHONY: Councilperson Pardo?

COUNCILPERSON PARDO: Yes.

CITY CLERK ANTHONY: Chair Miller-Anderson?

CHAIRPERSON MILLER-ANDERSON: Yes.

CITY CLERK ANTHONY: Unanimous vote.

UNK: [Ooo sound].

CHAIRPERSON MILLER-ANDERSON: Alright. So, we're going to have Mr. Evans just briefly give any answers to any of the public comments that were made. I know there were a couple questions. I failed to allow him to do that as soon as we finished with the last one so we'll just take about a couple minutes for him to provide any updates or answers to any of the comments.

CITY MANAGER EVANS: With respect to the remarks that were made about the library and the concerns at the library, I will get with Ms. Cobb and see if we can remedy that particular issue so it doesn't provide a problematic situation for those that visit the library, so we can get that cured.

The next item was the discussion on the Monroe Heights meeting that occurred this week. We have..., we had about 35 to 40 participants. We did have an opportunity to present some options to the participants and there was a series of options, options one, two, three that were provided as part of the notification. Staff has gotten the tally of the responses and so, we will be putting forward a memorandum that memorializes the intent behind the residents that were at the meeting. But based on the verbal comments that were provided is that the residents would like to see their roadways remain two-way, with curb and gutter and sidewalks on one side. So, we will tally that information, we will provide a memorandum and then we will bring forward all the information based on the original survey, as well as the additional community meeting that was held this week and we are anticipating to bring that Item forward to the Council at the first meeting in September and move forward accordingly. It is my recommendation that we probably look to have that Item at the beginning of the meeting because we can anticipate that we will have a large aud'..., a large audience that will be present for that Item.

The next concern with respect to the trash and the Code compliance. Looking at, I believe the property address is 1436 West 30th Street. I will huddle with Staff and determine how we can get that situation remedied and make sure that it's not a problematic situation moving forward.

Ms. Wilder's concerns. Ms. Wilder is currently represented by legal counsel so I have asked her to communicate with me and the Deputy City, City Manager directly as it relates to this problem. And I have also asked that, if she can have her legal counsel provide me an update with respect to the discussion that's being had at the county level and how we can assist in bridging the gap and hopefully getting this issue cured.

And, as far as things that the Council would like to see us put into additional documentation is the SB information in the bid packets, as well as our pricing matrix and what we anticipate our capital cost to be for projects moving forward. The City Attorney is looking at the way in which we can possibly keep some of that information exempt but

we'll have to do a little bit more research and provide that to the Council by virtue of a memorandum how we can move forward accordingly.

And I believe that encapsulates all the items that were communicated by the public, as well as the Council.

CHAIRPERSON MILLER-ANDERSON: Thank you. Thank you, Mr. Evans.

DISCUSSION AND DELIBERATION

CHAIRPERSON MILLER-ANDERSON: Okay. So, we're with our discussion and deliberation.

ITEM NO. 11

CHAIRPERSON MILLER-ANDERSON: Item No. 11.

CITY CLERK ANTHONY: CIVIL SERVICE BOARD UPDATE

CITY MANAGER EVANS: Yes, Madam Chair. This particular Item is coming before the Council for discussion. Our Human Resources Director, Mr. Bruce Davis, has prepared a presentation concerning this Item with some additional options for the Council to consider and then we are asking direction from the Council as to how you would like to proceed, based on the options as presented. In front of you is a revised PowerPoint presentation. The original PowerPoint presentation was furnished in the packet as it was published but there are some additional slides that have been added and Mr. Davis will communicate the slides that have been added associated with this presentation. At this time, Mr. Davis will pres'., present his Item.

COUNCILPERSON PARDO: Madam Chair?

CHAIR PRO TEM DAVIS JOHNSON: Councilwoman Pardo.

COUNCILPERSON PARDO: Okay. So, Mr. Evans, is there a reason why we got this at the beginning of the Council meeting? You know, I haven't been able to go through it. I don't know if anyone else received it earlier but...

CITY MANAGER EVANS: It was the original presentation. Mr. Davis, how many slides were added to the...

HUMAN RESOURCES DIRECTOR DAVIS: There, there [inaudible]...

COUNCILPERSON PARDO: It doesn't matter how many slides. You know, you still.., you added stuff without giving it to us prior to the meeting. You know? And I bring this up all the time. You know, I don't appreciate you handing us stuff right before the meeting and then you want us to have a discussion about it.

That's it. Thank you, Madam Chair.

[Inaudible dais whisper]

CHAIR PRO TEM DAVIS JOHNSON: Mr. Davis.

[Inaudible dais whisper]

CITY MANAGER EVANS: Okay.

CHAIR PRO TEM DAVIS JOHNSON: [Inaudible].

CITY MANAGER EVANS: Yes, the..., Mr. Davis and I talked earlier this evening and he had three additional slides that he wanted to add into the presentation. The original presentation that's before..., that was published in the Agenda packet has an additional three slides and Staff will make sure that this information is furnished in advance but that was a conversation that Mr. Davis and I had later on this evening and he believed it was germane to the discussion and so, he will point out what those new slides would be and so, Staff is prepared to proceed forward with this Item.

COUNCILPERSON PARDO: I'm not voting on it.

CHAIR PRO TEM DAVIS JOHNSON: Proceed, Mr. Davis.

HUMAN RESOURCES DIRECTOR DAVIS: Good evening, Council, City Manager. Bruce Davis, Human Resources Director. Here tonight to discuss the Civil Service Board and give some updates and recommendations.

The primary purposes of the Civil Service Board is the adjudication of grievances and those would be grievances related to decisions that the City Manager has made in regards to the motions, suspensions and dismissals. The second primary purpose is to establish eligibility registers in regards to reemployment, promotions and, and your open list for candidates for open positions within the City.

To participate wi'..., in the Civil Service Board activities, you have to be in a classified position within the City. Also, if you're in one of our bargaining units, you have to make a decision because you can only participate in one of the appeals processes. Either you can take your grievance through the Civil Service or you can take your grievance through your bargaining unit grievance process. And that's per Florida Statute 447.401. The last sentence, the last clause in it says, 'But such employees is, is precluded from availing himself or herself to more, to more than one of these procedures.'

The Civil Service Board is established through the Charter. The Charter simply says that we will have two boards, one for police and fire and one for general employees. It also says that each of the boards will have a, will have at least from five to seven members and that two will be elected by the employees and the others will be appointed by the Council.

Ordinance 2660 gives life to the Civil Service Board. It establishes that the Board will make periodic reports. It also gives the Board the authority to come up with the

regulations that gover' both..., that governs both the Board and also the grievance process, under the Board. It establishes a hearing officer who will hear..., will do the finding of facts for all the grievances that are filed and it also states that the hearing officer cannot be a member of the City, uh, of the City Attorney's office. It currently states that the final determination of a grievance that's brought before the Board, is determined..., that determination is made by the Board. And, it also gives the Board the, the authority to certify the eligibility list that we talked about on the previous slide, along with the Human Resources Director.

The current status of our Civil Service Boards is that they're in an inactive state. And they have been inactive, with the exception of the certification of the eligibility list, since 2009. We have a plan that we will, we will reactive the Boards upon demand and the hiring functions that are authorized within the Board, have been performed by the Human Resources Department since the Boards have been inactive. [Pause]. We put together a bo'..., a budget that show the impact that making the Civil Service Board active, may have on the City's budget. And the Ordinance requires that the Human Resources Department will provide assistance to the Board. And that's the first estimate that we show. We looked at it both under hiring a person part-time and utilizing an existing person. The difference in those two projections is that, if we were to utilize an existing Staff, that person would provide that service on overtime. And if we were to hire someone, they would be providing that service in a regular time. We looked at the, at the cost of a hearing, hearing officer projected over a year and the next step is just combining those two, both with the, with the Staff person existing and, and with hiring a Staff person to provide that service. Our annual projected cost is \$95,000 using the existing Staff and \$92,000 if you would hire someone to provide those services. Again, the difference is whether or not you provide it on overtime or whether you [stammer] it's provided on the regular time.

We also did a survey of eight of our surrounding cities to see how they were handling..., or whether or not they had a Civil Service Board. Five of the eight do not have a Civil Service Board, two have Civil Service Boards. One has Civil Service Boards per Charter, the other one is derived from Ordinance. And the third that has a Civil Service Board, is in the process of, of dismantling that Civil Service Board. We also took a look to see how do they handle their pre-employment testing. And with the, with the surrounding cities that do not have Civil Service Boards, they handle that within their hiring process. And they, they treat their discipline, basically, the same way. The discipline is handled for the bargaining units within their bargaining unit agreement and, outside the bargaining units according to, according to their Human Resources grievance disciplinary process. And you can see the ones that have citizens participation, naturally, the three with Civil Service Boards do and the five without Civil Service Boards don't. And, and that's in regards to their hiring process.

In terms of recommendations, we have five recommendations. One would be to rewrite the [stammer] Civil Service Board Ordinance, include the employee appeals process but they have two phases to it. Have a paper review. And, under the paper review, if an employee would file a grievance, then the Board would take a look at those documents and then determine whether they think it should move forward. Then, if it

moves forward, they would pass it through the hearing officer who then would do a review and would provide a findings to the Board. To establish a hearing officer on a, on a on demand basis, which means that we will, we will provide a contract where we would [stammer], we would pay as services are provide, and only if services are, are, are requested. To incorporate the employment testing and the eligibility list certification within the City's hiring process. And then, we would ha'.., establish the Boards and we would have a memo'.., a requirement for them, for them to meet at least quarterly and, naturally, they would meet on demand when there are employee appeals to be heard.

Recommendation number two. Again, rewrite the Civil Service Board Ordinance and this time is to retain a one-step employee appeals process which means that each, each appeal that comes before the Board will automatically pass through to the hearing officer to, to provide a, a findings. Again, we would incorporate the testing and the eligibility list activities into the City's hiring process. We would have the Board's meeting at least quarterly and, again, we would establish the hearing officer in an on-demand agreement.

Recommendation number three would be to defer any actions until such time as the Charter Review Committee would take a look at it and make a determination and a recommendation.

Number four is to reactivate the Civil Service Board Ordinance as, as it exists.

And number five, naturally, would be then to eliminate the Civil Service Board Ordinance and that would require a Charter amendment.

Any questions?

COUNCILPERSON HUBBARD: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead. Go ahead.

COUNCILPERSON HUBBARD: Okay. For me, a, a couple.., a couple of things. The Ordinance, as it stands, requires that now that we have a Civil Service Board. The, the testing is being handled at HR. So, if we have.., I'm speaking to the testing part of your presentation. If we have a test going on for a particular job classification, the Board of past, were they super'.., were they supervising the tests or did they.., or the HR was supervising the tests?

HUMAN RESOURCES DIRECTOR DAVIS: It is, it is my unders'...

COUNCILPERSON HUBBARD: Prior to your coming.

HUMAN RESOURCES DIRECTOR DAVIS: Prior to me coming, the.., and when the Civil Service Boards were active, the Civil Service Boards played a act'.., an active and co-leadership in designing and also administering those tests.

COUNCILPERSON HUBBARD: Okay. My.., okay. My, I guess, understanding of it wasn't that the Civil Service was executing the Board but what they were more or less, were approving that the persons on the list were actually eligible to be tested, to sit for that test or that the people were being given a fair opportunity and notification to be.., for that test. So.., for that particular position. So, so that, that is.., that's kinda a little different from what's demonstrated that the Civil Service does in reference to their action and their responsibilities as members who are looking, looking at the Civil Service Board. The, you know, once that list come' back to them... What we've been having is, is, is of grave concern. We only have, we have not been convening. We have not been convening the Civil Service Board to have them look at the list and we've only been having the Chair, or the president if you will, to come in and sign, I guess, or to look at.., certify the employee list. That, I find.., I.., how.., if it doesn't go before the Board, we haven't called to convene the Board to the point where the Board just said, 'Hey, we're not coming to meet.' We haven't, we have not been convening the Board so that the Board can come in, look at these lists and see that everybody was being tested for the job and there was a fair opportunity, one. Number two, for the.., just for the president or the Chair to sign off on a list, how can they sign and present a list that the Board has not given, uh, to them, voted on? So, all of that, I think that.., it's not that since 2009 the Board haven't been convening, it's that we have not been convening the Board, number one. And number two, if the Board was not participating, I think it was HR's responsibility to bring that back to the Council, ask for more appointments or to try to get participating members to, to [pause] sit in on that Board so that we could follow our own Charter and Ordinances to the Pension Board.

Another comment about \$94,000. I don't see why it would cost us \$94,000 to reenact the Civil Service Board. If it did caught us, ninety-four.., cost us \$94,000 to reenact the Civil Service Board, it still doesn't matter because we waste way more money on less important things. What's real important about the Civil Service Board is that the employees of the City of Riviera Beach have a clear path to grieve the process when they feel like they have been done wrong. They don't wanna be reviewed by the foxes in the hen house, so to speak. They, they wanna be reviewed by an objective board that they feel that they're gonna have a half a chance of being heard. So, \$94,000 I think we can do better than that. The fact that other municipalities around us are dissolving their boards doesn't make a difference to us here because the demographics in Riviera Beach are a lot different, our concerns are different and the things and the challenges that we face here are different. So, I don't want to just take what somebody else is doing and say that that's good for the employees of [stammer] of the City of Riviera Beach. I would like to see us reactive our Board, put it back in.., immediately, immediately reactivate our Board, put out a request for people to come and apply that want to sit on that Board. Start at first... So, so the only way we can reactivate it is with the people that are on it now that show up. When they don't show up then we can dismiss them. They can have a, you know, an opportunity but because, because a lot of times they weren't used, that wasn't their, their, their fault but I think that we need to get some people who are in the HR field, people who've been on grievances board, people that might wanna participate here in the City of Riv'.., Riviera Beach and show us, you know, share their skills and talent. I hope that we can go with reactivating our Civil Service Board.

Those are my comments for now, Madam.

CHAIRPERSON MILLER-ANDERSON: Okay. Anyone else? [Pause]. Any comment? [Pause]. Alright. So, are we taking action on this particular Item?

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: You have a question?

COUNCILPERSON DAVIS: I just wanna state one brief comment.

CHAIRPERSON MILLER-ANDERSON: Mhmm.

COUNCILPERSON DAVIS: I'm not necessarily opposed to this but I, I think it need a little bit more time for me to review because this was given to us at the last minute.

CHAIRPERSON MILLER-ANDERSON: It was on...

COUNCILPERSON DAVIS: But one...

CHAIRPERSON MILLER-ANDERSON: ...on the backup. It was in the...

COUNCILPERSON DAVIS: Can I finish my comments, please?

CHAIRPERSON MILLER-ANDERSON: Yes, but it's in the backup.

COUNCILPERSON DAVIS: Thank you. I appreciate it.

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON DAVIS: So, here's where my concern is, we have a Recreation Board, Sales Tax Board, Charter Review Boards that have yet to be filled vacancies. I would be more interested and make sure we fill those vacancies so we can move to this loca'.., this Board. Because we have yet to get those spots filled yet and to keep pulling up boards, which I, I do support, let's take care of what we got in front of us first, as we continue to work through the matters and these concerns. 'Cause we do need to have some oversight through the process where folks can go to and get, like, Councilperson Hubbard stated, you know, really get a, a real understanding. That's it's gonna be some fair process before they go before a committee, a board or attorney, whoever it may be.

But, I'm really concerned about taking some more time, more time to review this but, at least, getting people in the boards that we've been discussing for the last seven months. So, let's fill those vacancies, continue to review this and once we get those, then we can find more people to get on, on this Board because I don't want us to have all these vacancies, all these different boards but never get anything accomplished because we keep plugging holes in different spots. But let's get some small things done first before we take care of the big picture.

CHAIRPERSON MILLER-ANDERSON: Okay. That's it? [Pause]. Anyone... Go ahead. [Inaudible].

COUNCILPERSON HUBBARD: Madam Chair, if Ms. Johnson has some comments, she can go ahead.

CHAIR PRO TEM DAVIS JOHNSON: I, I'd like to question... He speaks in recommendations about rewriting the Civil Board..., Civil Service Board Ordinance. Is this done from Staff or is this a pa'..., is this..., does this committee participate in the revisions and the rewrite?

HUMAN RESOURCES DIRECTOR DAVIS: We could..., any, any way you, the will of the Council, we, we can follow.

CHAIR PRO TEM DAVIS JOHNSON: Well, I...

HUMAN RESOURCES DIRECTOR DAVIS: And, and also, if, if I may? In my presentation, the slides that were added, were slides two, three and four. Everything else, except for some more detail that was put in, in the, in the Appendix, was the same as the original presentation.

CHAIR PRO TEM DAVIS JOHNSON: I, I ask that question because your recommendation number three say, defer to Charter Amendment Committee. So, I wanted to understand the dynamics in having that done.

HUMAN RESOURCES DIRECTOR DAVIS: Yes. [Stammer], I will..., I don't mind speaking to that. What, what I was thinking when I said that, if we rewrite the Ordinance now, we could rewrite it and shape it according to either recommendation one, where we would have a two step appeals process or we could shape it to recommendation two, with the one step appeals process. And if we wanted to put it in the hands of someone other than HR to be the lead on it, we could wait and let the Charter committee take a look at it and take the lead on it.

UNK: Mhmm.

HUMAN RESOURCES DIRECTOR DAVIS: I guess, I..., I know what I was trying to do, is give us options because, for those that feel that HR shouldn't have the lead on it, it gives you the opportunity to pass that to another group. I have no problems taking the lead and inviting others to participate, as we re'..., rewrite it. Because I want to do the will of the people as well.

CHAIR PRO TEM DAVIS JOHNSON: I'm of the opinion though, that HR should be involved in the oversight of this committee by virtue of its tenets. We may..., we can invite others, if necessary, if you want to convene some sort of, of committee but you certainly should have oversight of it based on the nature of what it is. But I'm just thinking in terms of, if we're going to go to Charter Amendment, which is also on the Agenda tonight to discuss, we can take a look at how that will play into the overall Ordinance...

HUMAN RESOURCES DIRECTOR DAVIS: It ...

CHAIR PRO TEM DAVIS JOHNSON: ...for Civil Service.

HUMAN RESOURCES DIRECTOR DAVIS: I, I agree because it's my understanding that, even if we took option three, once we had it in place, it would come back to HR for our leadership and continual monitoring of the process.

CHAIR PRO TEM DAVIS JOHNSON: Thank you.

HUMAN RESOURCES DIRECTOR DAVIS: You're welcome.

CHAIRPERSON MILLER-ANDERSON: Okay. [Inaudible]. Go ahead.

COUNCILPERSON HUBBARD: Okay. A couple, a couple of things. This.., we have started, I guess, since.., we, we first brought this up in November of, of last year and what I was looking for was, was the notes that, that I made back then and I, and I found some of them and, with the, the Human Resource Department was the overseer of scheduling the Board meetings, the Board, the Board itself was meeting at least once a month and the preparation of the Agendas were being done by the, the Human Resource Department. The.., some of these, most of these jobs were done within the current sal'.., the current salaries of the employees that are, that are there. So, even if we had a person that comes in.., we're tal'.., now we're talking about not even meeting monthly, we're talking about a quarterly meeting and still coming up to the tune of \$92,000. The meeting.., the recording of the meeting, we can have done as we do this meeting so we wouldn't have, necessarily have to have someone there to, to record the meeting but the tran'.., and transcription could be done as the Council meeting's transcription is done. What I'm trying to show here is that \$92,000 is not gonna be, I think, a fair amount to present to us to change the fact that we need to have the Civil Service Board in place. [Pause]. The.., I wanted to [pause]. The.., with the Civil Service Board, we talked.., we mentioned this, they're being kept apprised of the grievances, the new hires and the lists that go out prior to the new hires for the certification. But, could you expound on how is that being done now? The, the, the approval for the list?

HUMAN RESOURCES DIRECTOR DAVIS: Sure. And, and, if I may?

COUNCILPERSON HUBBARD: Yes, please.

HUMAN RESOURCES DIRECTOR DAVIS: Prior to 2009, when the Civil Service Boards were active, HR did provide a resource person that took the minutes and prepared the Agendas. And would do that in the future, that is through the, the Senior Staff Assistance that is shown in my projection. And the Chair, now and is the co-chair of, of one of the boards, we notify them when there's an eligibility list and they come and participate in the certification of that list.

COUNCILPERSON HUBBARD: Well, I feel... Okay. That the re'.., reinstating the Civil Service Board will also pro'.., improve the morale. Having the Civil Service Board, you know, dysfunctional as it.., dysfunctional, period. It's not even functioning at all. It has

allowed of employees probably to be quote unquote mistreated, fired, not having any way to come back against something that a supervisor have said. So, I think what you.., I would like to see you do, is look at that \$92,000 and figure out how we can have it reinstated if we.., when we bring this Item back, how can we offer this Board at a lesser price.

So, that's what I would like you to do for me when we bring this back.

HUMAN RESOURCES DIRECTOR DAVIS: Ms. Hubbard, if I may?

COUNCILPERSON HUBBARD: Yes, sir.

HUMAN RESOURCES DIRECTOR DAVIS: In putting projection together, what I did, I looked at my.., at the Staff that we have existing today and when we think back, the Board hasn't been active since 2009...

COUNCILPERSON HUBBARD: Mhmm.

HUMAN RESOURCES DIRECTOR DAVIS: ...so, that mean' that person's eight hour day is fully engaged. So, if you want me to take away some time from that person's day and not do it on overtime, I would have to then drop some activities that we now have in our office. That's why I showed having a part-time person come in and do it on regular time or have my existing person do it on overtime or some'.., someone with the same skillset from another department. That's why I had that. So, if you want me to go back... [Stammer], and I'm saying this because I wanna have, have a meeting of the minds on, on how I will be making my assumptions. If you want me to go back there and change that particular number, I could do that to easily cut that by 25%, if I then can reprioritize and reduce that person's activities by 25%.

COUNCILPERSON HUBBARD: I see what you're saying. And, and I'm not suggesting that by any means, that you stop any of the operations that are taking place in the HR Department at, at this time. So, if we do end up with a part-time person from another department that have the skillsets, which would give them, you know, eight hours as opposed to four or, or 30 or whatever, then that would be great, I'm sure for them. Secondly, the other thing that I would like to see or I would.., us do, is consider, consider, consider the, the part-time person, if we have to. Whatever we have to do but I'm still saying, I just don't.., [Stammer]. I just don't see the \$92,000 [pause], that it will take for us to institute... And, if it does, it doesn't matter. It doesn't matter because we're supposed to have one.., the, the employees deserve one and sometimes you said that some people go to the union and some people go to the other board. But the only reason a [stammer], in one instance, somebody went to the union and you have to turn them back and say, 'Hey, you've avail yourself of the union so you can't come to the Civil Services Board.' So, that shows that, you know, people aren't clear on their options and they aren't clear, you know, on, on their, on their choices.

So, again, I think we need to have the Civil Service Board as long as we have this organization around.

Thank you, Madam Chair.

CHAIRPERSON MILLER-ANDERSON: Alright. So, we're going to be bringing this Item back?

COUNCILPERSON HUBBARD: Yes, please. Thank you...

CHAIRPERSON MILLER-ANDERSON: Alright.

COUNCILPERSON HUBBARD: ...[inaudible].

CITY MANAGER EVANS: Madam Chair, we can certainly do that.

CHAIRPERSON MILLER-ANDERSON: Alright. Thank you.

ITEM NO. 12

CHAIRPERSON MILLER-ANDERSON: Item No. 12.

CITY CLERK ANTHONY: SALE OF THE CITY'S PUBLIC SAFETY COMPLEX

CITY CLERK ANTHONY: Madam Chair, we do have two public comment cards on this Item and the acceptance of public comment cards for this Item is now closed.

CHAIRPERSON MILLER-ANDERSON: Alright. Mr. Evans.

CITY MANAGER EVANS: Madam Chair, if I can have our Finance Director, Mr. Randy Sherman, as well as our Procurement Director, Mr. Ricky Little, come to the podium to assist in the presentation as it relates to this Item. Staff has crafted a request for proposals associated with 1481 West 15th Street, referred to as the City's Public Safety Complex. We have a couple of items that we would like to get clarification from the Council before we put this particular document out. And I do want to state for the record that this Item being placed out as an RFP, does not require the Council or does not commit the Council to moving in this particular direction. It allows for the process to commence, Staff to be able to evaluate proposals based on the criteria that we will show you and then the top three or top five vendors or, or entities come and present what their options may be. At that point, if the Council does not like any of the proposals, you can throw all those proposals out and take another direction but we did want to bring forward some items that we've discussed and some matrix that we have put in place in order for us to be able to rank the companies that would be looking at this particular facility. Also, one of the components that Director Sherman will speak on is how we're looking for higher paying jobs, we're not looking for minimum wage jobs associated with this. We're looking for those that are above what the average income is in our community.

So, without further ado, I'm gonna turn it over to Mr. Sherman to be able to go through the presentation.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Thank you, Mr. Evans. Again, Randy Sherman, Director of Finance and Administrative Services.

Attached to this Agenda Item was a draft, and I wanna emphasize draft [chuckle], RFP and a copy of the most recent appraisal that we've had on this property. So, what I'd like to do is try to get some consensus or, or direction on some of the conditions that are contained within that RFP so we can make the changes and, and get this RFP issued. The, the items that I'm really focusing on are on Pages 8 and 9 within the RFP. And again, all I've done is really just copied those and, and put 'em on the slides here. One condition that we have, if you look at the propos'.., or the, the valuation and the, the property assessment that was put together and attached to the, to the Agenda Item, they have valued this property at \$10.4M.. So, within this RFP, we have put the minimum bid at \$10.4M. If there is some other place or, or.., that you want us to put a minimum bid or if you want us to remove the minimum bid, that's why we're here today again, to try to get some discussion as far as what you would be looking for. We had a lotta discussions internally on [chuckle] what this number should be but we're bringing this forward to see what the Council's consensus would be.

CITY MANAGER EVANS: One of the things, Madam Chair, and Members of the Council that we discussed is about the possibility of looking to provide some language that the appraisal value for this building was \$10.4M and then allow for bids to come in and being able to utilizing what number that they submit as a proposal as a way to rank them but also, there may be an entity that offers \$9.5 but is going to bring the types of jobs that we wanna see in the community. So, you have the flexibility to say, 'You know, what, it's a minimum bid of \$9,000,000 but that is just one of the criteria that you can discuss as part of the selection process. But we do have an appraisal document that will be furnished that says this is what the minimum bid is. So Staff is asking for direction as to what the Council would like to see as a component of the document. Is it the \$10.4 or is it a, a lower number? Comfortably, Staff believes that there's about \$9,000,000 worth of cost that the City has occurred associated with that and so we said, the bottom line number that we would say is probably your \$9,000,000 mark.

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON DAVIS: That's something I can truly support. Especially when you talk about a facility so large. It depends on the purpose and who's coming, they may spend another three to, three to \$5,000,000 just on build out. So, to set a ten'.., a \$10.4M price, we still have to consider that other build out number to whoever it is they may come.., even if they.., they may not choose to build out at all but we don't wanna drive no one out, out the market but, at the same time I would like to see what, what the community has to, to benefit from this but we don't wanna lose money, at the same time.

So, I like the way it's set up but the one concern I do have is, we still have to address, is the zoning of the building. Right? And, and the zone.., as governmental purposes, how it's gonna impact this document. This bid going out, it's something we

gotta lease or do we sell it with intent that we allow for a specific use, like a special exception. How, how do we, how do we structure that?

CITY MANAGER EVANS: That, that's an excellent point, Councilman. One of the things that we wanted to have that as a condition of this.., the transaction, that we would go through the Comp Plan changes. If the Council says we want to attract a biomedical company and we needed to make the changes in our Comp Plan, we're going through that process now, so that would be a condition of the transaction, to make the, the land use change to be applicable to the entity that would acquire the facility.

COUNCILPERSON DAVIS: So, how, how long would a change like that take? Six months?

CITY MANAGER EVANS: Probably six to eight months.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Yeah. I think when we changed it to community facility, I think it was about six to eight months, it was somewhere in there.

COUNCILPERSON DAVIS: So, so looking at a timeline, if we was to make a decision to modify some language tonight and it went out, let's say, September, just for time sake, by the time we get something back, if it's out for 45, 60 or 70 days, it'll probably be six months by the time it get' back. So, you know, what type of zoning would we be addressing [stammer], that will allow us to get as many bidders as possible so we can see who can give us a good proposal.

CITY MANAGER EVANS: Right. But.., our Acting Community Development Director can provide a little bit more insight with respect to what a zoning change would require for that facility.

ACTING DIRECTOR COMMUNITY DEVELOPMENT GAGNON: Absolutely. Thank you. The, the timeframe for the process, I think six months is a good estimate. Being it's a priority Item for the City, we can probably go quicker than that but I like just saying the six month timeframe which provides a little bit of cushion. Historically, the zoning was industrial, future land use was industrial. That was modified to community facility to meet the City's needs but that would potentially revert back to that industrial future land use and industrial zoning designation for future use of the property.

COUNCILPERSON DAVIS: So, let's say... Madam Chair, do I still have the floor?

CHAIRPERSON MILLER-ANDERSON: Yes, yes.

COUNCILPERSON DAVIS: Okay. So let's say we go with Company A and Company A is a IT company, they do fiber or whatever it is that they do and the zoning doesn't allow it at the time so, at the moment of agreed upon purchasing price and agreement, what they do for the time being? Do.., does this Board.., is this Board allowed to allow them to move forward with business until... How would we do that?

ACTING DIRECTOR COMMUNITY DEVELOPMENT GAGNON: I'd would have to look back at the, at the Code section and the Future Land Use map. It may actually speak of uses approved by City Council.

COUNCILPERSON DAVIS: Okay.

ACTING DIRECTOR COMMUNITY DEVELOPMENT GAGNON: For those specific...

COUNCILPERSON DAVIS: Okay.

ACTING DIRECTOR COMMUNITY DEVELOPMENT GAGNON: ...Future Land Use and zoning district.

COUNCILPERSON DAVIS: Mm.

ACTING DIRECTOR COMMUNITY DEVELOPMENT GAGNON: The one benefit we have of historically having an industrial future land use and industrial zoning for that parcel, that's really the most accepting zoning and land use designation that the City has in, in many different ways so it would allow many different uses to use that, that...

COUNCILPERSON DAVIS: Okay.

ACTING DIRECTOR COMMUNITY DEVELOPMENT GAGNON: ...building for, office functions if it had to be that or, you know...

COUNCILPERSON DAVIS: Okay.

ACTING DIRECTOR COMMUNITY DEVELOPMENT GAGNON: ...your, your...

COUNCILPERSON DAVIS: I'm done, Madam Chair.

ACTING DIRECTOR COMMUNITY DEVELOPMENT GAGNON: ...IT example.

CHAIRPERSON MILLER-ANDERSON: Anyone else? [Pause]. Okay. So, you're finished with your presentation 'cause we have public comments and...

CITY MANAGER EVANS: Just...

CHAIRPERSON MILLER-ANDERSON: Well, yeah.

CITY MANAGER EVANS: This is just one...

[Inaudible background comment]

CITY MANAGER EVANS: ...particular component...

CHAIRPERSON MILLER-ANDERSON: Okay.

CITY MANAGER EVANS: ...that we wanted to get...

CHAIRPERSON MILLER-ANDERSON: Wow.

CITY MANAGER EVANS: ...you know, consensus from the Council on..., on, on with the [inaudible]..

CHAIRPERSON MILLER-ANDERSON: So, we we're saying the nine?

COUNCILPERSON DAVIS: Nine? I'll support...

CITY MANAGER EVANS: It's...

COUNCILPERSON DAVIS: ...the nine.

CITY MANAGER EVANS: Is there consensus on nine?

CHAIR PRO TEM DAVIS JOHNSON: I, I would like to...

CHAIRPERSON MILLER-ANDERSON: Well, no. He just wanted to get a consensus on this section or you wanna get the whole thing...

CITY MANAGER EVANS: Yeah...

CHAIRPERSON MILLER-ANDERSON: ...and not the breakdown?

CITY MANAGER EVANS: 'Cause we've got three...

CHAIRPERSON MILLER-ANDERSON: [Inaudible]...

CITY MANAGER EVANS: ...we've got really three, I believe, major components...

CHAIRPERSON MILLER-ANDERSON:[Inaudible] the whole thing?

CITY MANAGER EVANS: ...of this that we're gonna go over.

CHAIR PRO TEM DAVIS JOHNSON: [Inaudible] said the appraised value.

COUNCILPERSON PARDO: Can we go over it?

CITY MANAGER EVANS: Yeah. We can, we can certainly...

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Yeah.

CHAIRPERSON MILLER-ANDERSON: Go through everything?

CITY MANAGER EVANS: We'll go through...

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Yeah. Let's go through the rest of them.

CHAIRPERSON MILLER-ANDERSON: Okay.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Okay.

Okay. The next section, I can run through this real quick. This is just a method of awards. Let me, let me push through that and get to the selection criteria that we have in the RFP. The next one that we've done, is we've actually then created a point system. As, as the City Manager has said, this will all come back to you at the end of the day for your final decision on the, the proposals that do come in. But, what we did here, we said we're giving zero points for the minimum bid. You have to meet the minimum bid, it doesn't really give you anything extra. Anything you would pay, in, in \$100,000 increments above the minimum bid, we would award one additional point to your proposal.

COUNCILPERSON DAVIS: Excuse me. Madam Chair? [Pause]. Mr. Sherman, what page are you on?

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: I am on Page 9 right now, of the RFP.

[Pause]

COUNCILPERSON DAVIS: Okay. I see it.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: It's Section 4E.

COUNCILPERSON DAVIS: It just don't look like the slide...

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Right.

COUNCILPERSON DAVIS: So.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Okay. Then we talked about employment. Again, looking at the size of the property, we said zero to 49 employees. Again, you don't get anything extra for zero to 49 employees but you do, again, get an additional point for every 50 employees over 99 employees. So again, we're trying to give points for bringing the, the, the jobs in', into the City. We're also concerned about the payroll levels, what types of jobs that are bringing in to the City. Again, are they bringing call center jobs or are you bringing in manufacturing jobs, are you bringing in, you know, professional type jobs? So again, one, two, effectively, \$2,000,000, you're getting zero points for your payroll but you will get an additional point in your proposal for every additional \$1,000,000 over that \$2,000,000.

CHAIRPERSON MILLER-ANDERSON: Okay. Let me just ask about the, the, the employee numbers.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Mhmm.

CHAIRPERSON MILLER-ANDERSON: Where does the verification come in at, the accountability part of it? Okay, so we give them the points 'cause they said they were gonna do that on paper...

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Right.

CHAIRPERSON MILLER-ANDERSON: ...but where..., do we have any mechanisms in place to ensure that the accountability takes place?

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Yeah. We're, we're looking at, again, the programs like the state offers where, again, you have to show your payroll data...

CHAIRPERSON MILLER-ANDERSON: Mhmm.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: ...you have to show. And, and I think the way that we would ultimately have to structure something like this is, in essence, have the firms put up some sort of performance bond.

CHAIRPERSON MILLER-ANDERSON: Mhmm.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: 'Cause again, if I'm awarding them points and, in essence, it's turning out to one point is effectually worth \$100,000, so, if we've awarded you with that point, you would actually have to put up that \$100,000 in case you do not meet the criteria for what your point has been awarded. And then, once you hit this criteria, in essence, your \$100,000 would be released. So yeah, we're, we're trying to, again, be a little bit creative [chuckle] in trying to get the, the employment, get the salaries that we're looking for to bring to the community.

CHAIRPERSON MILLER-ANDERSON: Mhmm.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: And we go to the, the last issue, again, trying to get the types of jobs, the type of industries, again, that you'd want. But again, it's going to have to be contractual, they're gonna have to again, put that money up so you cou'..., you know, if they don't perform...

CHAIRPERSON MILLER-ANDERSON: Right. There's a penalty.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: ...in essence, you would get the, the...

CHAIRPERSON MILLER-ANDERSON: Right.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: There'd be a penalty for that.

CHAIRPERSON MILLER-ANDERSON: Okay.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: And, as I mentioned, what we are looking for here, again, to try to draw in certain industries and bring them into the community. We've listed out six industries that we thought would be of interest to the City and here we're actually giving two points. So again, we're willing to pay a little bit extra to get the industries that we're looking for but certainly, you know, we would take any other industries that anybody else would offer or seek to, to again, give this type of point structure to. We did kinda throw a catchall in at Item 6 but, again, you know, this is why we're, we're coming forward to see if, if there's any consensus in what the RFP..., how it..., and how it's been developed.

And those are the, those are the slides. I have, I have one additional slide about next steps but I don't know if you wanna discuss the point criteria at this point.

COUNCILPERSON PARDO: I would say yes.

CHAIRPERSON MILLER-ANDERSON: Pull your mic down.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: [Inaudible].

COUNCILPERSON PARDO: I would say yes. Let's just finish it.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Okay. Okay. And again, for the next steps, again, we'll take your, your comments of tonight, we'll incorporate them within the RFP. We're thinking that we'd like to post this RFP for 90 days. You know, if somebody starts to come in and see this, it's going to take them some time to maybe find a tenant and, and bring in here and, and develop, you know, some sort of business plan. Then, once the proposals came in, Staff would go through, we would evaluate it and then we would bring those proposals, maybe the top three to five, obviously, depending on how many we get, back to the Council for full presentations so you could actually see and, and feel and talk to the, you know, to the actual individuals that are making these proposals. And then at that point, as the Manager said, you could reject them all, if that's what you want or, again, select the one that, that you feel best suits the community.

[Pause]

CHAIRPERSON MILLER-ANDERSON: Okay.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: And that's...

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

CHAIR PRO TEM DAVIS JOHNSON: Mr. Sherman, on Page 3, Page 3 does not correspond with the dates that are listed on Page 4.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Yeah. The date..., 'cause it's been floating back and forth. This..., again, this is very rough. The dates don't necessarily... We, we started this back in April, I think [chuckle], when we started working on this. And then, we had a little Staff turnover so it got pushed back a little bit but, that'll, that'll all be cleaned up at, at the end of the day.

CHAIR PRO TEM DAVIS JOHNSON: So we're, we're looking more towards Page 4, those dates? Or, no?

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Yeah. And obviously, like, even July is gone...

CHAIR PRO TEM DAVIS JOHNSON: Yeah. [Inaudible].

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: ...so, you know, we'd...

CHAIR PRO TEM DAVIS JOHNSON: Yes.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: ...we'd be into...

COUNCILPERSON DAVIS: [Inaudible]...

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Yeah. Certainly into August, with responses coming back, you know, towards middle to late October, depending on how many days we leave it out. And again, I don't think the point structures will take us..., or the evaluation period will take us all that that long to be able to bring back the proposals. We should be able to turn that around fairly quickly. I'd like to really be able to bring it back, um, no later than early December, I would hope, for, for Council Resolution.

CHAIRPERSON MILLER-ANDERSON: Are you finished?

COUNCILPERSON PARDO: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON PARDO: Okay. So, in the meantime, what are we doing with the Police Department?

CITY MANAGER EVANS: The Police Department will remain in the existing facility. We did have some conversations about the possibility of utilizing that space until... However, with IT and moving some of those critical components, it would be cost prohibitive for us to be able to do that.

COUNCILPERSON PARDO: Okay. So, do we have a timeframe? Are we gonna wait until we sell this so we have additional funds to move forward with the Police Department?

CITY MANAGER EVANS: One of the things that we're in the process is, is putting together the information that we discussed as part of the budget process for the P3 partnership and trying to move forward with looking at all, all our municipal facilities and how we can move forward with that particular plan that we discussed as part of the budget process but we are looking at how do we get these facilities online sooner rather than later, especially as it relates to the funding that we've been receiving for the penny for Palm Beach.

COUNCILPERSON PARDO: Okay. So, at the end of the day, we could decide not to move forward with selling the property, correct?

CITY MANAGER EVANS: That is...

COUNCILPERSON PARDO: If we get...

CITY MANAGER EVANS: ...correct.

COUNCILPERSON PARDO: ...get these...

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Correct.

COUNCILPERSON PARDO: ...these proposals back and...

CITY MANAGER EVANS: That is correct.

COUNCILPERSON PARDO: ...you know, people...

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: If you don't like any of 'em...

COUNCILPERSON PARDO: ...want us to subsidize and, you know, we get into that whole thing again then we can just, alright, figure out and.., alright. That's fine. Thank you.

CHAIRPERSON MILLER-ANDERSON: Alright. Anyone else?

[Inaudible dais comment]

CHAIRPERSON MILLER-ANDERSON: Okay. What, what you need from us tonight is...

CITY MANAGER EVANS: If you.., if we can go, Mr. Sherman, if we can go back to the minimum,..

[Inaudible dais discussions]

CITY MANAGER EVANS: ...bid number and what's the Council's pleasure as it relates to that number.

COUNCILPERSON DAVIS: Madam, Madam Chair?

COUNCILPERSON HUBBARD: Move that we go to \$10.4.

COUNCILPERSON DAVIS: Madam Chair?

COUNCILPERSON PARDO: Second.

[Chuckle]

CHAIRPERSON MILLER-ANDERSON: Yes.

COUNCILPERSON DAVIS: Well, a motion's on the floor now so I have to wait.

[Inaudible dais comment]

CHAIRPERSON MILLER-ANDERSON: Alright. So, discussion.

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON DAVIS: I would like to support Staff with the minimum, not to [stammer] exceed infinity because, once again, you have to take in consideration the calculations of who is..., this may ke'..., draw and who may runaway considering build out. You don't know who's coming, you don't know who's watching. I mean, you're asking someone to spend \$2.4M and we've all, I'm sure, have walked that entire property. So, build out can easily cost you three to \$4,000,000. And we're not even gonna talk about permitting fees and all those other things. So, let's make sure that when we do this, Staff is asking us to look at a \$9,000,000 minimum, that's not the maximum. That's not..., they're gonna go into a bidding war, let them push that number up and let's see what we can get before we do this and then we have get to come back and start all over again. And that's..., once again, time will cost us more money if we don't get what we want by December with the [stammer] construction costs changing, um, every day. So, we have to take those things in consideration. But if you wanna do \$10.5, I understand but this, I have to put it on the record.

COUNCILPERSON PARDO: Madam...

COUNCILPERSON DAVIS: [Inaudible].

COUNCILPERSON PARDO: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON PARDO: Okay. I don't think we should sell ourselves short. Industrial land in Palm Beach County is [pause] at a minimum right now. And, you gotta remember, we have railroad tracks running through this property. This is a very, very valuable piece of property and that's why we've had several fairly large corporations reaching out to us, um, expressing an interest in it. So, hopefully, there will be a bidding war but, again, we shouldn't sell ourselves cheap, let's start at \$10.4M and see what happens.

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON DAVIS: Well, you know, while I always try to make sure we get the best bang for our buck...

COUNCILPERSON PARDO: Sure.

COUNCILPERSON DAVIS: ...people have been watching a lot of our meetings and we have quite a few items that were very controversial and non-controversial and people had opportunities where they had things of permitted use and they were voted down. So, you have to take in all the things that's been going on for the [chuckle] year and our reputation on how we've been conducting business with..., when it come' to land and those rules and those uses with the Code. And people are watching this stuff. So, I only said \$9,000,000 as Staff recommended as a minimum, not to exceed infinity. So, if they get into a bidding war and they get to 15, 20 or \$25,000,000, I'm not saying stop that from happening, I'm just saying let's make things as welcoming so we can see them put their checkbooks on the table. Because, at the same time, you don't know what these companies have to offer the residents.

COUNCILPERSON HUBBARD: That's right.

COUNCILPERSON DAVIS: You know, we've had the gentleman, who's sitting in back, who's been here longer than anybody with a company talking about making little, small vehicles. You know, talking about bringing significant amount of jobs. And you have other companies that have been coming. We had Sancilio, who came here initially and offered, like, \$7.5M. So [chuckle], [pause], not that, I agree with the number but that's what people are thinking and understand what they gotta invest in the building. You know? There's gonna be more money. So..., and Sancilio has some good jobs as well. So, I don't wanna drive nobody..., I wanna see 'em all come and let 'em drive them prices up. The more people to the table, the higher the price is gonna go.

CHAIRPERSON MILLER-ANDERSON: Alright. Anyone else? [Pause]. Alright. So, we have a motion on the floor?

CITY CLERK ANTHONY: We have public comment...

CHAIRPERSON MILLER-ANDERSON: Yes.

CITY CLERK ANTHONY: ...Madam Chair.

CHAIRPERSON MILLER-ANDERSON: Go ahead.

CITY CLERK ANTHONY: John Giliberti and Ezekiel Edmonds, III.

MR. J. GILIBERTI: Hello. Good evening, Board. John Giliberti.

CHAIRPERSON MILLER-ANDERSON: Oh...

MR. J. GILIBERTI: I'd first like to definitely thank the new City Manager, Jonathan Evans, because, as TD knows, I've been here for two years trying to push this forward to do something with the building and now it looks like things are moving forward so, compliments to the, to the Staff that's found a good [stammer] City Manager.

I find it ironic though that the.., we're looking now at a dollar amount where everything that the City is spending for something, everything is important of who's gettin' that job here. But, when it all of sudden came to this building, now, all of a sudden, let's get this much money as we can, let's do a bidding war. And it's not. If you look at the way it's written, zero to 50 jobs... Now, from my company, who builds electric vehicles, I have been holding off hiring people, so if I can get into that building, I can start hiring. With that process, zero to 50 employees, to 49 employees, I get no points for. Okay? So, that doesn't work out well at all. The other benefit is, the, the jobs, the, the point system, one question I did have is if it's green technology, which mine is, you get two points. If it's logistics, we build vehicles for, like, the FedEx or UPS, that's logistics. So, is that two more points? And then, emerging technologies, we'll be building vehicles that are unmanned vehicles, that's emerging technology. So, is that another two points or is mine only one of those, whichever that two points is?

But, uh, I, I also [inaudible].., I thought it was great how the Board found the money and it was phenomenal to give the children, who are doing great sports, to give them what that is right away and get that handled. But over two years, I've been trying to do something to get that building going and it's been slow, slow going. So, the people that are looking for jobs... Now, we're.., one of the big things is, big, big, um, any high generating revenue, well, from being here for years and years and years, there's a lot of kids here and young adults that don't have any background. And are we gonna actually put a company, into that building, and do great 50, 70, 100,000, \$150,000 jobs and they're not gonna pick any one of these kids to come work for them.

COUNCILPERSON DAVIS: Nope.

MR. J. GILIBERTI: So, please understand that what I'm asking for is, yeah, I mean, it was bought for, like, \$6,000,000 and then \$750,000 for this and 50 to.., you spent \$20,000 to try to figure out what you should do with the building and now they said go ahead and rent it and now it's up for sale and then you're saying to somebody, 'Well, after all you wait.., six months, it changes this. Oh, by the way, at the end of that six months or that year, by the way...

[Beep]

MR. J. GILIBERTI: ...we don't have to..., we, we don't even have decide to sell it if we don't want to.' You can't keep pe'..., putting people off.

CHAIRPERSON MILLER-ANDERSON: Thank you.

MR. J. GILIBERTI: You know what I mean?

So, thank you.

CHAIRPERSON MILLER-ANDERSON: Thank you.

CITY CLERK ANTHONY: Ezekiel Edmonds, III.

MR. E. EDMONDS: Oh, thank you. You almost froze me out here. And my time started pretty quick so I'm gonna, I'm gonna go a different direction. I have a recommended usage for the complex. I'd like to add a division of equity advocacy to the Public Safety Complex. You know, an operative word here, the operative phrase is, 'Public safety.' When I asked the Elders what public safety meant to them, I got, 'Making sure we keep good people in position protected, creating an environment where the people could be fully expressed and protected.' Now, there's no secret that perception can become reality. And we also know that rumors ruled Rome. We know what happened to Rome and we know what the perception of our City is so we are all committed to growing it in a, in a more equitable way.

Now, there's a nasty rumor circulating that Jonathan Evans is going to be fired by the City Council because the invest'..., because of an investigation findings, these investigation findings.

CHAIRPERSON MILLER-ANDERSON: Mr. Edmonds, we wanna make sure...

MR. E. EDMONDS: Um, fired...

CHAIRPERSON MILLER-ANDERSON: ...we stay on the...

MR. E. EDMONDS: Yeah, yeah.

CHAIRPERSON MILLER-ANDERSON: ...topic [inaudible].

MR. E. EDMONDS: This is, this is the impetus of public safety. I defined it by saying to you that, 'Listen, the operative word is public safety,' and this is the way the building should be used. I'm asking you to add a division to the complex before you decide to sell it or you can utilize it for this. Now, fire..., fire..., because it's a rumor that Mr. Jones is attached to this investigation, that is hyp'..., that is out'..., absurd and I'm actually here to offer up defense to you because it, to me, it would be like you all are dealing in some kind of hillbilly, you know, bureaucratic, asinine type of governance and I know you all are not like that. So, I don't know what we have to do quell these rumors but I think that we

should definitely put forth a collaborative effort and show that we all have, you know, Jonathans Evans' best [stammer], best, um, condition and, and, and, and regard. We need to make sure his best interests are being represented because the City is really harmed at this point because of these rumors.

COUNCILPERSON DAVIS: Point of order.

MR. E. EDMONDS: So, we'd like to make sure that...

CHAIRPERSON MILLER-ANDERSON: Go ahead.

MR. E. EDMONDS: ...that the Public Safety...

CHAIRPERSON MILLER-ANDERSON: Hold on. Mr. Edmonds...

MR. E. EDMONDS: I'm sorry.

CHAIRPERSON MILLER-ANDERSON: He called a point of order.

COUNCILPERSON DAVIS: With all due respect...

MR. E. EDMONDS: Okay. So, you gonna...

COUNCILPERSON DAVIS: [Inaudible].

MR. E. EDMONDS: ...restart my time?

COUNCILPERSON DAVIS: You had 27 seconds. We'll make sure...

MR. E. EDMONDS: Well, well...

COUNCILPERSON DAVIS: ...you get it.

MR. E. EDMONDS: Alright.

COUNCILPERSON DAVIS: We got you.

MR. E. EDMONDS: Appreciate it. Well, I mean...

COUNCILPERSON DAVIS: We have to speak as it relates to the Item to the Public Safety building. We're...

MR. E. EDMONDS: Yeah. This is...

COUNCILPERSON DAVIS: ...not talking about...

MR. E. EDMONDS: ...public safety.

COUNCILPERSON DAVIS: We can use...

MR. E. EDMONDS: And if you go back, I define public safety.

COUNCILPERSON DAVIS: We, we got your time frozen, public safety, you're talking about Staff. The Police Chief is back there.

MR. E. EDMONDS: I'm talking...

COUNCILPERSON DAVIS: The Fire Chief...

MR. E. EDMONDS: ...about philosophy.

COUNCILPERSON DAVIS: ...is back there.

MR. E. EDMONDS: I'm talking about philosophy.

CHAIRPERSON MILLER-ANDERSON: This, this Item..., I got [inaudible].

COUNCILPERSON DAVIS: This just...

[Inaudible dais comment]

COUNCILPERSON DAVIS: Madam Chair, you have the..., you have it.

CHAIRPERSON MILLER-ANDERSON: So, we're talking about...

[Beep]

CHAIRPERSON MILLER-ANDERSON: ...the Public Safety Complex. So...

MR. E. EDMONDS: Okay. Yes.

CHAIRPERSON MILLER-ANDERSON: ...we need to keep it pertinent to the Complex.

MR. E. EDMONDS: Well, I, I, I [stammer], in the, in the beginning I said I'd like to add a division to the...

CHAIRPERSON MILLER-ANDERSON: Right

MR. E. EDMONDS: ...Public...

CHAIRPERSON MILLER-ANDERSON: So, you need...

MR. E. EDMONDS: Yes.

CHAIRPERSON MILLER-ANDERSON: ...expound a little more on...

MR. E. EDMONDS: Or, the...

CHAIRPERSON MILLER-ANDERSON: ...how you would like to see that.

MR. E. EDMONDS: ...reason why is because of.., I understand the public safety. I like to grow the public's understanding of public safety and what that meant and that's why I utilized the Elders definition of public safety in reference to the building. This is an, a very important building to us so, before you sell it, we'd like to get some understanding about the impetus behind selling it because public safety is very important. Now, I didn't take the, the physical structure in, in mind, I took the concept of public safety.

CHAIRPERSON MILLER-ANDERSON: Okay.

MR. E. EDMONDS: So, I... Can I finish that?

CHAIRPERSON MILLER-ANDERSON: Well, that was your rest of your 27 second.

MR. E. EDMONDS: Well, no. You.., I was just responding to you all. Can I finish what I was saying?

[Chuckles]

CHAIRPERSON MILLER-ANDERSON: It has to [chuckle], it has...

MR. E. EDMONDS: I was just responding...

CHAIRPERSON MILLER-ANDERSON: ...to be pertinent to the Safety Complex, Mr. Edmonds.

MR. E. EDMONDS: This is pertinent to the Safety Complex.

CHAIRPERSON MILLER-ANDERSON: Okay.

MR. E. EDMONDS: Right? Because it's pertinent to the business within the Safety Complex.

CHAIRPERSON MILLER-ANDERSON: So, we'll give you about 15 second left.

MR. E. EDMONDS: Thank you very much.

[Inaudible dais comments]

MR. E. EDMONDS: Okay. And it's all.., it's, it's really befitting that the elected officials showed up because I can remember we were all neophytes under Dr. [stammer], Dr....

COUNCILPERSON DAVIS: Drayton?

MR. E. EDMONDS: Drayton's tutelage and we are lined when it comes to public safety. So, I hope that you all understand and that we need to make sure we grow the reputation of the City, as people who can govern and not create heartache.

Thank you very much.

CHAIRPERSON MILLER-ANDERSON: Thank you.

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON DAVIS: I'd like to make a motion to extend this meeting to, to 10:15 considering the fact that we do have another Item with board appointments that we still need to get to.

CHAIRPERSON MILLER-ANDERSON: Okay.

COUNCILPERSON PARDO: And CAP.

COUNCILPERSON DAVIS: And CAP, and folks...

CHAIRPERSON MILLER-ANDERSON: [Inaudible].

COUNCILPERSON DAVIS: ...have come out to'.., not, 10:30.

CHAIRPERSON MILLER-ANDERSON: 10:30, okay.

COUNCILPERSON DAVIS: It's.., 10:30.

CHAIRPERSON MILLER-ANDERSON: We have a second?

COUNCILPERSON DAVIS: Yes. 'Cause folks have come out...

CHAIR PRO TEM DAVIS JOHNSON: 10:30 absolute.

CHAIRPERSON MILLER-ANDERSON: Alright. That's your second?

CHAIR PRO TEM DAVIS JOHNSON: That's my second.

CITY CLERK ANTHONY: Councilperson Davis?

COUNCILPERSON DAVIS: Yes.

CITY CLERK ANTHONY: Councilperson Pardo?

COUNCILPERSON PARDO: No.

CITY CLERK ANTHONY: Pro Tem Davis Johnson?

CHAIR PRO TEM DAVIS JOHNSON: Yes.

CITY CLERK ANTHONY: Councilperson Hubbard?

COUNCILPERSON HUBBARD: Yes.

CITY CLERK ANTHONY: Chair Miller-Anderson?

CHAIRPERSON MILLER-ANDERSON: Yes.

CITY CLERK ANTHONY: That motion is approved with Councilperson Pardo dissenting.

CHAIRPERSON MILLER-ANDERSON: Alright.

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Back to...

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Yeah. I think you, I think you had a motion...

COUNCILPERSON DAVIS: Yes.

CHAIRPERSON MILLER-ANDERSON: Yes.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: ...on the \$10.4?

CHAIRPERSON MILLER-ANDERSON: Yes.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Yes.

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Yes.

COUNCILPERSON DAVIS: Back to before we call the vote on the motion, I would just ask my colleagues to just strongly take in consideration what Staff is asking of us at this time and why we do wanna make sure we get as much money as we can. This will not prevent that from happening. But, what could happen is, if you put such a benchmark where this, this could prevent us from getting a particular job industry that we don't know about, that our community.., residents could benefit from and truly hire. Too many times in Riviera Beach, people come here and they bring these wonderful jobs and how many of us actually get these jobs? So, all I'm saying is, let's not put a limit on it but while we do have a soft start, we can have a strong landing with the number once they start their bidding war. This will not stop us from getting the bang for our buck but it will also encourage us to give everyone the opportunity to participate in the process. It will not stop us again from getting the top dollar, if that's all our intentions. If there's something that will stop that from happening, I would love to hear it and I will support the \$10.5.

[Pause]

CHAIRPERSON MILLER-ANDERSON: So...

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

CHAIR PRO TEM DAVIS JOHNSON: I, I remember Staff saying..., you just provided us the cost of what we had, what we've put into the building to date, which was the nine plus million?

CITY MANAGER EVANS: Approximately \$9,000,000. Yes, ma'am.

CHAIR PRO TEM DAVIS JOHNSON: Was that your recommendation or were you just providing information?

CITY MANAGER EVANS: That was [stammer], Staff's recommendation is to get to, at least, no lower than that \$9,000,000 to allow for some flexibility to have some entities bring in some additional proposals because that \$1.4M can get a company not to consider putting in a bid document. So.

CHAIR PRO TEM DAVIS JOHNSON: Well, if we are doing an RFP...

COUNCILPERSON PARDO: Right.

CHAIR PRO TEM DAVIS JOHNSON: ...your bids are sealed until...

COUNCILPERSON PARDO: Exactly.

CHAIR PRO TEM DAVIS JOHNSON: ...such time as the opening, so where does the war..., when, when does the individual know what folks are bidding?

CITY MANAGER EVANS: That...

CHAIR PRO TEM DAVIS JOHNSON: Based on the minimum bid?

CITY MANAGER EVANS: That, that is part of the selection criteria so when the Committee gets the proposals together, that they will look at the minimum bid so if somebody bids \$5,000,000, that would be one of the criteria to say, 'Okay...

CHAIRPERSON MILLER-ANDERSON: [Inaudible].

CITY MANAGER EVANS: ...they don't get any points associated with that,' or what have you...

CHAIRPERSON MILLER-ANDERSON: RFP's.

CITY MANAGER EVANS: So, so, you would be looking for those to meet what, you know, some of your minimum requirements would be.

[Inaudible background discussion]

COUNCILPERSON PARDO: But they're not going to.

CHAIR PRO TEM DAVIS JOHNSON: I, I see it as a...

COUNCILPERSON PARDO: They're gonna lowball you.

CHAIRPERSON MILLER-ANDERSON: Hold on, Ms. Pardo.

CHAIR PRO TEM DAVIS JOHNSON: I see it as an equitable process because we're saying.., if we are saying our minimum bid is \$10.4, then you have the opportunity to either bid that \$10.4 or to bid higher but we won't know until such time as it's closed, it's open and reviewed for responsiveness and res'.., being responsible and responsive to the RFP. [Pause]. That's just the nature of the industry, isn't it?

CITY MANAGER EVANS: That, that is correct. And in this particular situation, what we wanted to do was allow for.., if somebody comes in and says that I'm gonna bid.., put in a minimum bid for \$9,000,000 but I'm gonna bring 200 jobs where somebody said I can bring.., I'll pay you the \$10.4 and I'm gonna bring in 10 jobs, we wanted to allow the flexibility for the Council to say the jobs, or other components are worth more than that \$1.4M because if we get an extra 150 jobs at \$40,000 a year, there's some value associated with that. So that was the intent behind that.

CHAIRPERSON MILLER-ANDERSON: Alright.

CHAIR PRO TEM DAVIS JOHNSON: Understood.

CHAIRPERSON MILLER-ANDERSON: Okay. So, the motion is for the \$10.4, correct?

CITY CLERK ANTHONY: That is correct.

COUNCILPERSON HUBBARD: The recommendation.

CHAIRPERSON MILLER-ANDERSON: Alright.

MAYOR MASTERS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Yes.

MAYOR MASTERS: I support the...

[Inaudible dais comment]

CHAIRPERSON MILLER-ANDERSON: Go ahead.

MAYOR MASTERS: I support the motion. Thank you.

COUNCILPERSON DAVIS: Ma'.. Well, I'll wait for Commissioner...

CITY MANAGER EVANS: The 10...

COUNCILPERSON DAVIS: ...Hubbard [inaudible].

CITY MANAGER EVANS: The \$10.4 is what the appraisal for the property came back.

CHAIR PRO TEM DAVIS JOHNSON: [Inaudible].

CITY MANAGER EVANS: So we put that in there to show the, the Council and the public, that's the appraised value...

UNK: He did say that.

CITY MANAGER EVANS: ...for it.

COUNCILPERSON HUBBARD: Okay. That's..., why..., so, the Staff isn't rec'..., the Staff is recommending the \$9,000,000 so that we have the flexibility to get the jobs, or better jobs with it. But, this...

[Inaudible audience comment]

CHAIRPERSON MILLER-ANDERSON: Hold on.

COUNCILPERSON HUBBARD: Right.

CHAIRPERSON MILLER-ANDERSON: Hold on.

[Inaudible audience comment]

COUNCILPERSON HUBBARD: But this. This says that...

COUNCILPERSON DAVIS: [Inaudible].

[Inaudible audience comment]

COUNCILPERSON HUBBARD: This could've said...

CHAIRPERSON MILLER-ANDERSON: Hold on. Hold on out there in the audience, please.

[Inaudible audience comment]

COUNCILPERSON DAVIS: [Inaudible].

COUNCILPERSON HUBBARD: I think if this had listed that..., had stated that this was the appraised value...

COUNCILPERSON DAVIS: [Inaudible].

COUNCILPERSON HUBBARD: ...and the Staff recommendation was \$9.4, that would've been clear to us but this is as clear as mud. It says the minimum bid for the property is \$10.4, leading us to believe that, being the subject matter expert and the ones that have done the research and that this is what they're..., this is what you're

recommending. Had it read the appraised value but yet we're recommending \$9,000,000, we could've understood that too, that, as the explanation just stated, we wanted to go with the \$9,000,000 so that we leave some flexibility to get more jobs, even still. So...

COUNCILPERSON DAVIS: M'...

CHAIRPERSON MILLER-ANDERSON: Ms. Pardo's after Ms. Hubbard.

COUNCILPERSON HUBBARD: So, I'm, I'm just not clear why that reads minimum bid...

COUNCILPERSON DAVIS: [Inaudible].

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: The, the [stammer]. And if, and if I may? The only reason that says \$10.4 up there is 'cause that's what the appraisal came in at, so that's what we put in the document as the minimum...

CHAIRPERSON MILLER-ANDERSON: So...

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: ...bid.

COUNCILPERSON HUBBARD: But, but then why...

MAYOR MASTERS: That's the appraised value.

COUNCILPERSON HUBBARD: ...couldn't you easily... Why couldn't we easily state that that was the appraised value but Staff is recommending the \$9,000,000 so that we can get...

COUNCILPERSON DAVIS: [Inaudible].

COUNCILPERSON HUBBARD: ...the expanded opportunity...

[Inaudible dais discussion]

COUNCILPERSON HUBBARD: ...to receive more jobs, even if it came in at a \$1,000,000 less. This, this., [stammer], this is just what I'm talking about when it...

COUNCILPERSON DAVIS: [Inaudible background comment].

COUNCILPERSON HUBBARD: ...comes to the procurement...

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Well again...

COUNCILPERSON HUBBARD: ...[inaudible].

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: ...we are... You know, on the other slide, you are getting more points if you're bringing in more jobs or...

CHAIRPERSON MILLER-ANDERSON: [Inaudible].

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: ...you're bringing in more salaries or you're hitting the specific industries. That's why I said, this is just a, a draft, it's here to discuss...

CHAIRPERSON MILLER-ANDERSON: Right.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: ...and, you know, the.., and, and we did have those discussions internally, how do you put this in...

COUNCILPERSON HUBBARD: How do you spell [inaudible].

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Is it \$9,000,000, is it nine and a half, is it \$10.4? I mean...

COUNCILPERSON DAVIS: Right.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: ...you can set that...

CITY MANAGER EVANS: Well...

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: ...threshold at any level.

CITY MANAGER EVANS: And, and what my recommendation would be, as part of the document that goes out, that you have the appraisal as an attachment. So, if I put in \$9,000,000, I know what the scoring matrix is, I know what the property's worth so then I can say, 'Okay. These are some other components that I need to be able to bring to the table for...

COUNCILPERSON DAVIS: Bring some jobs.

CHAIRPERSON MILLER-ANDERSON: Alright. Ms. Pardo, did you still have something to say?

COUNCILPERSON DAVIS: I'm done.

COUNCILPERSON PARDO: No.

COUNCILPERSON DAVIS: Mr....

COUNCILPERSON PARDO: I just...

CHAIRPERSON MILLER-ANDERSON: Mr. Davis?

COUNCILPERSON PARDO: I totally disagree [chuckle]...

COUNCILPERSON DAVIS: I think I said enough.

COUNCILPERSON PARDO: ...with where this is going. This...

COUNCILPERSON DAVIS: Well, Madam Ch'...

COUNCILPERSON PARDO: You know what?

CHAIRPERSON MILLER-ANDERSON: Well, you, you...

COUNCILPERSON PARDO: Ya'll are gonna get screwed once again.

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: But the... You put the motion out, right?

COUNCILPERSON PARDO: I second...

COUNCILPERSON DAVIS: She second the motion.

COUNCILPERSON PARDO: ...the motion.

CHAIRPERSON MILLER-ANDERSON: Then who put the motion?

COUNCILPERSON DAVIS: Hubbard did.

COUNCILPERSON PARDO: Ms. Hubbard put...

COUNCILPERSON DAVIS: Madam Chair?

COUNCILPERSON HUBBARD: Well, I...

COUNCILPERSON PARDO: ...the motion.

COUNCILPERSON HUBBARD: What I'd like to do is...

UNK: Clarify.

COUNCILPERSON HUBBARD: ...clari'..., you know, clarify that that's the appraisal, take.., and, and then, Ms. Pardo, based on the Manager's explanation of what they were trying to do and where they were trying to get, that leaving it at the \$9,000,000 would open the opportunity for us to either get more and higher paying jobs and for people to be able to bid. I would like to..., let's take that motion back and, in light of the explanation.

[Inaudible dais comment]

CITY MANAGER EVANS: And nothing, nothing...

CHAIR PRO TEM DAVIS JOHNSON: Sorry.

[Chuckles]

CITY MANAGER EVANS: ...precludes the Council from throwing the whole thing out once you get the proposals. You can reject them all.

CHAIRPERSON MILLER-ANDERSON: [Sigh].

MAYOR MASTERS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Yes.

MAYOR MASTERS: Let, let me just say this. I just wanna say this about jobs. 'Cause I'm, I'm very disappointed. People always say they' gonna have 200 jobs, they' gonna have 50, they' gonna hire from the community and most the time...

COUNCILPERSON PARDO: They don't.

MAYOR MASTERS: ...it's not true.

[Inaudible audience comments]

MAYOR MASTERS: They.., I, I've gone to certain places around here that open up...

[Inaudible dais comments]

MAYOR MASTERS: ...a facility, they claimed they was gonna hire co'.., local. I don't see anybody there, local. I've gone other places, they said that they're gonna hire 100 or 200...

[Inaudible dais comment]

MAYOR MASTERS: ...I don't see that. So, unless we have a way of enforcing that or, you know, people can say anything but there has to be a way that we can lock that in but I don't, I don't think we should go low on that because if you do, people will lowball. If the...

COUNCILPERSON DAVIS: [Inaudible] don't know [inaudible] bids.

MAYOR MASTERS: To me, we should, should not go lower than the appraised value. That's just my thinking on it. If the appraised value, we should get at least the appraised value and, and then go up. And the jobs thing will, will fall into place. That's how I feel.

COUNCILPERSON DAVIS: Madam Chair? [Chuckle].

COUNCILPERSON HUBBARD: Let's leave it then and, like they... I'm sorry, sir.

CHAIRPERSON MILLER-ANDERSON: [Inaudible].

COUNCILPERSON DAVIS: I'll wait. I can wait. Go ahead.

COUNCILPERSON HUBBARD: Let's leave it like it is. Let's see what we get, we're not locked into anything...

COUNCILPERSON DAVIS: Throw it back out.

COUNCILPERSON HUBBARD: Let's see what we get. If we're not getting what we're looking for, then we, we can always...

MAYOR MASTERS: Throw it out.

COUNCILPERSON HUBBARD: ...go back out there. So...

MAYOR MASTERS: Put your motion back.

COUNCILPERSON HUBBARD: So, I'll leave my motion there.

MAYOR MASTERS: [Chuckle].

COUNCILPERSON PARDO: Which is the \$10.4?

COUNCILPERSON HUBBARD: [Stammer].

CITY CLERK ANTHONY: Madam Chair?

COUNCILPERSON HUBBARD: Madam Clerk.

COUNCILPERSON DAVIS: She didn't really mean that.

CITY CLERK ANTHONY: You can't just go back, you have to restate your [chuckle] motion.

COUNCILPERSON HUBBARD: Okay.

COUNCILPERSON DAVIS: So, you're going the \$10.5 or nine, or the \$9.5...

COUNCILPERSON HUBBARD: [Inaudible].

COUNCILPERSON DAVIS: ...as recommended? I'm sorry. I apologize, Madam Chair.

UNK: The appraised value.

CHAIR PRO TEM DAVIS JOHNSON: Commissioner Hubbard?

COUNCILPERSON HUBBARD: The gentleman was making a statement. What were you saying, sir?

COUNCILPERSON DAVIS: Madam Chair?

CHAIR PRO TEM DAVIS JOHNSON: Mr. Davis.

COUNCILPERSON DAVIS: Madam Chair. So, what I was trynna state was, I was hearing you say that you wanna see the actual jobs that we can get. Now, anybody, when they come to score it, that has to be in writing. So it's not just saying what you're gonna commit to do and not do it.

COUNCILPERSON HUBBARD: Absolutely. It's...

COUNCILPERSON PARDO: [Inaudible].

COUNCILPERSON HUBBARD: ...not that I wanted to see the jobs that they were bringing, what I wanted was to provide that, that., still leave the door open for the opportunity as he was saying., stating that... Say that, say somebody comes in with \$10.4 and they're bringing 25 low paying jobs but the other guy coming in at, at, at \$9.4 and he's paying., he's bringing 50 high paying jobs, we don't want to...

COUNCILPERSON DAVIS: [Inaudible] the community.

COUNCILPERSON HUBBARD: We don't, you know, that's just an example. That's a merely example and I'm not saying that that can't happen at \$10.4 either.

[Inaudible dais discussion]

COUNCILPERSON HUBBARD: That's why I said, let's start somewhere. Let's leave it at the \$10.4 and I'll restate the motion and then if we're not getting what we're looking for, then we go back out there.

COUNCILPERSON DAVIS: Okay.

COUNCILPERSON HUBBARD: 'Cause I'm getting a headache.

COUNCILPERSON PARDO: Okay. So my, my second still stands. Madam, Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Yes.

COUNCILPERSON PARDO: Okay.

CHAIR PRO TEM DAVIS JOHNSON: We have a motion and a second restated.

CHAIRPERSON MILLER-ANDERSON: Alright.

COUNCILPERSON PARDO: Okay. So, Mr. Sherman or Mr. Evans, how are you going to guarantee...

COUNCILPERSON DAVIS: [Chuckle].

COUNCILPERSON PARDO: ...at the end of the day, that these guys or women, are going to bring in a number of jobs. We're not looking to lease the property, we're looking to sell the property. So, you're gonna go to closing, you're gonna get your \$10.4M and you're gonna have someone say, 'I'm going to try,' because there's never a guarantee, 'I'm gonna try to bring in,' you know...

MAYOR MASTERS: Right.

COUNCILPERSON PARDO: ...'all of these jobs.' And then, a year later, we're gonna hear, 'Well, you don't have a qualified workforce,' and blah, blah, blah. What are you gonna do?

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: I'm gonna...

COUNCILPERSON PARDO: Then, you're gonna go and say, 'You need to give me my property back?'

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: No. I'm gonna call their performance bond.

COUNCILPERSON PARDO: For \$100,000?

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: It.., whatever the point [inaudible]...

COUNCILPERSON PARDO: \$100,000?

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Whatever, whatever, whatever the.., whatever the...

COUNCILPERSON PARDO: Come on.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: ...differential is.

COUNCILPERSON PARDO: You would have to be a fool not to give you the \$100,000...

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Well, then, they could've...

COUNCILPERSON PARDO: ...when you're getting your...

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: ...then they could've bid...

COUNCILPERSON PARDO: Right. So, I'm just...

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: ...that in the first place.

COUNCILPERSON PARDO: ...saying, you know, if you really think about this process, it's absurd.

CHAIRPERSON MILLER-ANDERSON: So, why don't we...

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: And that's how...

MAYOR MASTERS: Can we all...

COUNCILPERSON PARDO: So either...

MAYOR MASTERS: ...[inaudible] previous question.

COUNCILPERSON PARDO: ...you know, I feel, either you wanna sell it or you don't want to sell it. And, hopefully, if we sell it, we can get some kind..., we're never going to get 100% guarantee that 100 jobs are co'..., are coming in paying \$80,000 and they're all gonna live in the City of Riviera Beach.

MAYOR MASTERS: That's right.

COUNCILPERSON PARDO: Right?

[Inaudible audience comments]

COUNCILPERSON PARDO: They're gonna make promises. You're gonna get some but, you know, \$100,000? I would give you the \$100,000.

[Inaudible dais comment]

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: And...

COUNCILPERSON PARDO: And say, 'Okay...

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: And that's what they...

COUNCILPERSON PARDO: ...it's appraised...

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: And that's what someone may do. Someone may be \$10.5 and...

COUNCILPERSON PARDO: Exactly. So, we need to...

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: ...say I'm not gonna guarantee...

COUNCILPERSON PARDO: Right. So everyone...

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: ...any jobs.

COUNCILPERSON PARDO: ...needs to know...

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Yeah.

COUNCILPERSON PARDO: ...that, you know, there's a good chance that's gonna happen.

CHAIRPERSON MILLER-ANDERSON: Alright. Let...

COUNCILPERSON DAVIS: Ma'...

CHAIRPERSON MILLER-ANDERSON: ...me, let me, let me say this. So...

COUNCILPERSON PARDO: That's all I have to say.

Thank you.

CHAIRPERSON MILLER-ANDERSON: We, we have the discretion to make the decisions on what we want to happen. So, I mean, instead of telling them what they're doing wrong, I mean, let's just tell them what we want, or what we don't want.

[Inaudible background comment]

CITY MANAGER EVANS: In addition to, you'll get to hear the proposals, then the contract has to come back before you so you'll actually have an opportunity to see this two more times. So we're just putting this out. You'll hear the, the top three or top five companies come and present, then you will say, 'Okay, I select Company A. Mr. City Attorney and Staff, negotiate a contract, bring that contract back.' You'll look at that contract and then that will be..., you will memorialize the arrangement in a particular contract. So there's multiple times where you have an opportunity to invoke your authority as a Council to say, 'No, we're gonna go ahead and go in another direction because of x, y or z.'

CHAIRPERSON MILLER-ANDERSON: And then I know, also, we've, we've talked a lot about the enforcement of any of these things that we're sitting here saying about making sure they do the jobs. There's a community benefits plan that we are working on that I, I did..., when I was in Cleveland, they have a very good program. They ensure that the residents get the benefits. So..., and it happens. They're not sitting here having this long discussion about, well, they might do it, they might not do it. It happens and it's a part of the, the very beginning of the bid package. So they know upfront...

MAYOR MASTERS: Right.

CHAIRPERSON MILLER-ANDERSON: ...what it is that they need to do if they want this job or they want this property, if that's how we're doing it with this particular Item and that will be coming before the Board so we can have a discussion on that and get it together so that we're not having to keep sitting up here saying well, we'll.., would you give us.., are you gonna give 50 jobs and then when they get here, they give you two and then we sit here and complain because they didn't do what they said. Well, we didn't hold them accountable. So, that community benefits...

MAYOR MASTERS: Right.

CHAIRPERSON MILLER-ANDERSON: ...plan, will make that happen. So, that'll be coming before us very shortly, sometime in the next month or so, so that we can have that dialogue on what we wanna do. So that we're not, we're not sitting here saying...

COUNCILPERSON DAVIS: Mm.

CHAIRPERSON MILLER-ANDERSON: ...they're not doing what they said they were gonna do.

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: So but, in terms of this, can we just make a decision 'cause...

MAYOR MASTERS: [Inaudible].

CHAIRPERSON MILLER-ANDERSON: ...you know you all said 10:30...

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: ...so we wanna get...

COUNCILPERSON DAVIS: I'mma be extremely...

CHAIRPERSON MILLER-ANDERSON: ...through what it is that we want.

COUNCILPERSON DAVIS: ...short.

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON DAVIS: All I'm stating is, Staff did a wonderful job. Even Mr. Mealy, before he left, with what he was attempting to do. All they're asking us is to give a minimum so we can hear what they have to say and then once we start negotiations, when it comes back before us, we do it at that time. So, we don't need to discuss that at this time, we're just trynna make sure that we get a great response from the public. That's all.

CHAIRPERSON MILLER-ANDERSON: Alright.

MAYOR MASTERS: [Inaudible] previous question.

CHAIRPERSON MILLER-ANDERSON: So, we have a motion still on the floor? [Pause]. Okay. And read that for me, please.

CITY CLERK ANTHONY: The motion is to.., directing Staff to move ahead with the minimum bid price of \$10.4.

CHAIRPERSON MILLER-ANDERSON: Okay.

CITY CLERK ANTHONY: \$10,400,000.

CHAIRPERSON MILLER-ANDERSON: Is that still what.., that still it?

COUNCILPERSON HUBBARD: That... That's still it. One more question I wanna ask him.

COUNCILPERSON DAVIS: [Chuckle].

COUNCILPERSON HUBBARD: The point system that you added...

[Inaudible dais comment]

COUNCILPERSON HUBBARD: ...will, will this vote entail the point system as well or are you just asking us to do it separately, the minimum bid, the points to keep.., because the, the gentleman was making some good points about who will get a.., who will be able to...

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Right.

COUNCILPERSON HUBBARD: ...participate based on your point system and then based on...

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Right.

COUNCILPERSON HUBBARD: ...the minimum [inaudible]...

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: No. We would like you to give us some direction on each one...

COUNCILPERSON HUBBARD: One each one.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: ...of the criteria.

COUNCILPERSON HUBBARD: So, we're going...

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Right.

UNK: Yeah.

COUNCILPERSON HUBBARD: Okay.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Yes.

COUNCILPERSON HUBBARD: Thank you. That was... Okay. My motion still stands [inaudible].

CHAIRPERSON MILLER-ANDERSON: And, and remember, 10:30, I know you all wanna get... But we're getting ready to go to the next section. We're not done with this Item, right?

CITY MANAGER EVANS: Right.

CHAIRPERSON MILLER-ANDERSON: Right.

[Inaudible dais comment]

CHAIRPERSON MILLER-ANDERSON: We're not done with this Item. They, they want us to give us an answer on the points, they want us to give an answer on the others as well.

CITY MANAGER EVANS: And the industries...

COUNCILPERSON PARDO: [Inaudible].

CITY MANAGER EVANS: ...yeah.

CHAIRPERSON MILLER-ANDERSON: Okay?

COUNCILPERSON PARDO: Call the question.

CHAIRPERSON MILLER-ANDERSON: Alright. Go ahead.

CITY CLERK ANTHONY: Councilperson Hubbard?

COUNCILPERSON HUBBARD: Yes.

CITY CLERK ANTHONY: Councilperson Davis?

COUNCILPERSON DAVIS: Yes.

CITY CLERK ANTHONY: Councilperson Pardo?

COUNCILPERSON PARDO: Yes.

CITY CLERK ANTHONY: Pro Tem Davis Johnson?

CHAIR PRO TEM DAVIS JOHNSON: Yes.

CITY CLERK ANTHONY: Chair Miller-Anderson?

CHAIRPERSON MILLER-ANDERSON: Yes.

CITY CLERK ANTHONY: Unanimous vote.

CHAIRPERSON MILLER-ANDERSON: Alright. Go ahead.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Yeah. The, the second area would be on the employment. Now again, there's no magic here...

COUNCILPERSON PARDO: [Chuckle].

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: ...for the zero to 49...

COUNCILPERSON PARDO: Right. We went through that already.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Or the, uh, 50 so if you'd like us to adjust that...

COUNCILPERSON DAVIS: Make it...

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Zero to 29 or zero to 109, it doe'.., but again, this was kinda.., we, we looked at how the, the state programs run and we're trying to figure of \$100,000, how many jobs could.., would that really buy?

COUNCILPERSON DAVIS: Madam Chair?

[Inaudible dais comment]

COUNCILPERSON PARDO: Pie in the sky.

COUNCILPERSON DAVIS: I would say 25 or 30 is a good start.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Zero to 25? And then anything over 25?

COUNCILPERSON DAVIS: Yeah. Because, if you're saying they have to come in with, to get some significant points, with 60 jobs and the last time I checked around these warehouses, very few of 'em, or, industries have that many jobs, initially, walking in the gate. So I don't, once again, that'd be a mechanism that would drive people away. You know? So, we gotta make sure we keep the door open. We can always say no but I think 25 would be a good, good number.

COUNCILPERSON HUBBARD: That's fine.

COUNCILPERSON DAVIS: Yeah.

CHAIRPERSON MILLER-ANDERSON: Okay? So, zero to 25 and then...

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: And then...

CHAIRPERSON MILLER-ANDERSON: ...25 [inaudible]...

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: ...and then a point for every additional 25?

COUNCILPERSON DAVIS: Yes, sir.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Okay.

COUNCILPERSON DAVIS: After admin'..., after senior administration. Is that what you're doing?

COUNCILPERSON PARDO: [Inaudible].

COUNCILPERSON DAVIS: Well, I guess, that include...

CHAIRPERSON MILLER-ANDERSON: [Inaudible] includes it.

COUNCILPERSON DAVIS: We want those jobs too, so.

CHAIRPERSON MILLER-ANDERSON: Yeah. That includes it.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Okay.

CITY MANAGER EVANS: Yeah.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Okay.

CITY MANAGER EVANS: Okay. Alright.

CHAIRPERSON MILLER-ANDERSON: Alright. So, is that a motion?

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Payroll?

CHAIRPERSON MILLER-ANDERSON: Are we making a motion?

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: You wanna do that...

CHAIRPERSON MILLER-ANDERSON: Do we need...

CITY MANAGER EVANS: We, we...

CHAIRPERSON MILLER-ANDERSON: ...to vote on it?

COUNCILPERSON DAVIS: Madam Chair, I make a motion that we...

CHAIR PRO TEM DAVIS JOHNSON: Wait. Why can't we just [inaudible]? We have to do them individually?.

CHAIRPERSON MILLER-ANDERSON: That, that...

COUNCILPERSON PARDO: Can we do something with the air conditioning in here?

CHAIRPERSON MILLER-ANDERSON: What, are you cold?

COUNCILPERSON PARDO: I am freezing.

CHAIRPERSON MILLER-ANDERSON: Alright. Go ahead. I can handle that. Go ahead.

COUNCILPERSON PARDO: I think the audience is too.

[Inaudible dais comment]

COUNCILPERSON PARDO: They're getting friendly out there.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair, my, my question was, do we need to take these individually or can we not...

CITY MANAGER EVANS: You don't, you don't...

CHAIR PRO TEM DAVIS JOHNSON: ...just take them blanketly?

CITY MANAGER EVANS: You can take, you can take them as...

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: We can do it as...

CITY MANAGER EVANS: ...as holistically.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: ...a group.

CHAIR PRO TEM DAVIS JOHNSON: Thank you.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Okay.

CHAIRPERSON MILLER-ANDERSON: Alright?

UNK: .

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: So, the next one, again, was on payroll levels. Again, we're trying to encourage higher paying jobs. So, you may have 200 low paying jobs or do you want 50 higher paying jobs? You know? So again, we're trying to give points both on the number of employment, number of jobs and on the amount of the payroll. So again, there's not necessarily any magic to this.

CHAIR PRO TEM DAVIS JOHNSON: [Inaudible]. Madam Chair? So you say...

CHAIRPERSON MILLER-ANDERSON: Go ahead.

CHAIR PRO TEM DAVIS JOHNSON: ...zero to one, \$1.9M but then you go one additional point for every \$1,000? \$1,000,000 [inaudible]...

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: For every \$1,000,000 over that.

CHAIR PRO TEM DAVIS JOHNSON: So we want \$1.9M in payroll receipts?

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: As that's, that's the basis.

[Pause]

[Inaudible dais comments]

CHAIRPERSON MILLER-ANDERSON: I think...

CHAIR PRO TEM DAVIS JOHNSON: I don't know...

CHAIRPERSON MILLER-ANDERSON: I just don't have anything to...

CHAIR PRO TEM DAVIS JOHNSON: I, I don't...

CHAIRPERSON MILLER-ANDERSON: [Inaudible]...

CHAIR PRO TEM DAVIS JOHNSON: ...have anything to compare it to but... I, I'm just trying to understand what...

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Well again, remember we were looking...

CHAIR PRO TEM DAVIS JOHNSON: We're talking about...

COUNCILPERSON PARDO: [Inaudible] people.

CHAIR PRO TEM DAVIS JOHNSON: ...we're talking about 20..., zero to 25 jobs.

COUNCILPERSON PARDO: Right.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Right.

CHAIR PRO TEM DAVIS JOHNSON: But you..., and then you're gonna put in payroll receipts of \$1.9M?

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: Right. So, [stammer], if I bring in 200 jobs and it's a call center job and it's minimum wage, I'm probably not gonna get any extra points 'cause I'm not gonna go over this two million jobs but I just got points 'cause I had 200 jobs. But again, if I bring in 50 that are making \$100,000 a piece, I'm gonna be at \$5,000,000. So I get points because I have higher salaries but I didn't necessarily get points 'cause I don't hit that, that job [inaudible].

CHAIR PRO TEM DAVIS JOHNSON: I'm sorry.

[Inaudible dais comments]

CHAIR PRO TEM DAVIS JOHNSON: ...I'm goi'..., I'm going to ask you to go back and revisit that.

COUNCILPERSON HUBBARD: Yeah. I know. [Inaudible].

CHAIR PRO TEM DAVIS JOHNSON: I'm...

CHAIRPERSON MILLER-ANDERSON: Just bring the whole thing back.

CHAIR PRO TEM DAVIS JOHNSON: Sir...

CHAIRPERSON MILLER-ANDERSON: [Inaudible].

CHAIR PRO TEM DAVIS JOHNSON: I'm going to ask that you all re'..., revisit this because this cost just seems to be quite exorbitant.

[Inaudible background comment]

MAYOR MASTERS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Hold on. You done?

CHAIR PRO TEM DAVIS JOHNSON: Yeah. I'm [inaudible]. That was my direction.

CHAIRPERSON MILLER-ANDERSON: Mr. Mayor.

MAYOR MASTERS: Yes. Mr. Sherman, I was just..., wanted to ask a question.

COUNCILPERSON PARDO: [Inaudible] election time.

MAYOR MASTERS: Is it possible, or have you heard, of any possibility that a point can be given if someone has a apprentice program or job training [stammer], an apprentice program?

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: We could, we could build that in, if that's a desire.

MAYOR MASTERS: Yeah. Because that would help people become qualified...

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: And again...

MAYOR MASTERS: ...[inaudible]...

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: ...as it, as it was mentioned...

MAYOR MASTERS: ...on the job training or apprentice.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: ...it is an RFP so that could all be part...

MAYOR MASTERS: [Inaudible].

CITY MANAGER EVANS: Yeah.

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: ...of the negotiation process as well.

MAYOR MASTERS: I would like to see that, apprentice... If my colleagues will...

CHAIRPERSON MILLER-ANDERSON: Okay. So...

CITY MANAGER EVANS: We can, we can easily make that tweak to the, to the payroll to be something less, to be able to move this forward because one, one of the things we want to do is be able to get these proposals out on..., this RFP out on the streets, sooner rather than later. So, if it's something that the Council feels comfortable and says, 'Okay. Zero to \$500,000 is zero points and then one point...

COUNCILPERSON DAVIS: Yeah.

CITY MANAGER EVANS: ...for every \$500,000 of payroll.'

COUNCILPERSON DAVIS: That makes sense.

CITY MANAGER EVANS: You know? We can make that modification.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Mhmm.

CHAIR PRO TEM DAVIS JOHNSON: I understand our, our desire to get this out sooner rather than later.

COUNCILPERSON PARDO: It needs to be...

CHAIR PRO TEM DAVIS JOHNSON: However, we need to research this...

COUNCILPERSON PARDO: Amen.

CHAIR PRO TEM DAVIS JOHNSON: ...properly...

COUNCILPERSON PARDO: Amen.

CHAIR PRO TEM DAVIS JOHNSON: ...and make sure that we are bringing something forth that is going to be realistic and something that is going to be attainable.

COUNCILPERSON PARDO: Right.

CHAIR PRO TEM DAVIS JOHNSON: Because I can tell you that putting language in place for the creation of jobs and the value of those jobs that are associated with what's going to be created when you talk about from the baseline worker to the higher echelon of management, it is sometimes a challenge, more often than not, to be able to meet those goals. So, I think that I would like to request that Staff go back, do some comparative analysis as to job creation, dollar value associated with those jobs and then bring that back to us because, right now, I feel as if we are shooting in the dark, in the light.

CHAIRPERSON MILLER-ANDERSON: Mhmm.

[Inaudible dais comment]

CHAIRPERSON MILLER-ANDERSON: Alrighty.

CHAIR PRO TEM DAVIS JOHNSON: So, motion...

CHAIRPERSON MILLER-ANDERSON: Mhmm.

CHAIR PRO TEM DAVIS JOHNSON: My motion would be to table any for'..., any further movement on this Item until Staff has an opportunity to go back, do some comparable analysis and bring that back to the Board.

CHAIRPERSON MILLER-ANDERSON: Alright. Is there a second?

COUNCILPERSON HUBBARD: Second.

CHAIRPERSON MILLER-ANDERSON: Alright.

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Yes.

COUNCILPERSON DAVIS: And I, I please wanna encourage all of us, once Staff start' putting some things together, to make sure that we, we all get our one on one's so we can drive these hard discussions and we can be prepared when we come to this next meeting, whenever that may so be, to get this done, um, the right way.

COUNCILPERSON HUBBARD: I, you know, I just wanna make a comment. I don't think it's just.., I don't think that it's not.., it's that we're not prepared this time, I think...

[Inaudible dais comment]

COUNCILPERSON HUBBARD: ...that the information presented was just not agreed upon or [pause] it was'.., it wasn't, you know, something that we can, we can make a decision on. It was.., there were things that.., for the, the point system, it's not that we weren't prepared, it's just that we don't agree.

CHAIRPERSON MILLER-ANDERSON: Okay.

MAYOR MASTERS: Don't forget...

CHAIRPERSON MILLER-ANDERSON: Alright.

MAYOR MASTERS: ...the apprenticeship.

CHAIRPERSON MILLER-ANDERSON: So, we have a motion and a second?

COUNCILPERSON DAVIS: Yes.

CHAIRPERSON MILLER-ANDERSON: Alrighty.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Yes.

CHAIR PRO TEM DAVIS JOHNSON: I know that the next discussion is the CAP Government.

CHAIRPERSON MILLER-ANDERSON: Mhmm.

CHAIR PRO TEM DAVIS JOHNSON: Can we...

[Inaudible background comment]

CHAIR PRO TEM DAVIS JOHNSON: ...take the Charter Review Advisory...

UNK: [Inaudible].

CHAIR PRO TEM DAVIS JOHNSON: ...Committee? They've been here. Is there a representative from CAP here?

FINANCE AND ADMINISTRATIVE SERVICES DIRECTOR SHERMAN: No.

CHAIR PRO TEM DAVIS JOHNSON: So, let's take them.

COUNCILPERSON PARDO: Charter Review [inaudible]...

CHAIRPERSON MILLER-ANDERSON: Okay. So, let's vote on this and then we'll go to Item No. 14.

CHAIR PRO TEM DAVIS JOHNSON: Alrighty. Thank you, Madam.

CITY CLERK ANTHONY: Councilperson Hubbard?

COUNCILPERSON HUBBARD: Mm. Can you restate it?

[Chuckles]

COUNCILPERSON HUBBARD: We have been around and around.

[Chuckles and inaudible comments]

CITY CLERK ANTHONY: Councilperson Hubbard, we're, we're..., the motion is to table.

CHAIRPERSON MILLER-ANDERSON: [Stammer], bring it back.

COUNCILPERSON HUBBARD: To table?

CITY CLERK ANTHONY: To table.

MAYOR MASTERS: In essence.

COUNCILPERSON HUBBARD: Yes.

CITY CLERK ANTHONY: Councilperson Davis?

COUNCILPERSON DAVIS: Yes.

CITY CLERK ANTHONY: Councilperson Pardo?

COUNCILPERSON PARDO: Yes.

CITY CLERK ANTHONY: Pro Tem Davis Johnson?

CHAIR PRO TEM DAVIS JOHNSON: Yes.

CITY CLERK ANTHONY: Chair Miller-Anderson?

CHAIRPERSON MILLER-ANDERSON: Yes.

CITY CLERK ANTHONY: Unanimous vote.

CHAIRPERSON MILLER-ANDERSON: Alright.

ITEM NO. 14

BOARD APPOINTMENTS

CHAIRPERSON MILLER-ANDERSON: Item No. 14. Board appointment.

COUNCILPERSON PARDO: We still need more people on this Board.

CITY MANAGER EVANS: Madam Clerk.

CITY CLERK ANTHONY: Madam Chair, as you all are aware, earlier this year you directed that the City Clerk advertise for the acceptance of applications for our Charter Review Advisory Committee for 45 days. That was done and, at the close of business day on April 19, 2017, we had only received four applications. Recently, as recently as J'.., in the month of June, City Attorney Degraffenreidt and Councilperson Davis Johnson submitted four additional names. Those applications and resumes that were submitted were part of the back'.., backup information. We do have two individuals that I did not get any information on and they are listed in the memo that is part of the backup information. So, I just ask that you appoint those individuals and that we move forward. The only thing that I will ask, that I need to know, is whether or not, when this Board convenes, whether or not they need to prepare to have questions available to be on the ballot for our 2018 municipal election.

[Inaudible dais comments]

CITY CLERK ANTHONY: And if that is the case, they.., they're gonna have to move rather quickly.

COUNCILPERSON PARDO: I just want them to be thorough.

CHAIR PRO TEM DAVIS JOHNSON: Right.

CHAIRPERSON MILLER-ANDERSON: So you're, you're saying there's some individuals that were added, whose information is not on this backup?

CITY CLERK ANTHONY: Yes. If you look at the memo that I provided in the backup, dated June 16th, I did not receive a application or, or resume from Ms. Bertha Corbin nor Ms. Anita McClinton Hester.

CHAIRPERSON MILLER-ANDERSON: And so, their able to be a part of the... I mean, [stammer], the procedure's not to have that I'.., those.., that information submitted? We just are gonna say yes...

CITY CLERK ANTHONY: At this point in time, the choice is you all, you know...

CHAIRPERSON MILLER-ANDERSON: Hmm?

CITY CLERK ANTHONY: ...up to you. At this point in time, it's up to you because I know you really want to move forward with this Board.

CHAIRPERSON MILLER-ANDERSON: And the minimum amount of people that we have to have is what?

CITY CLERK ANTHONY: The minimum amount of people that you need to have is seven regular appointments and two alternates. Which is a total of nine.

CHAIRPERSON MILLER-ANDERSON: Total...

CHAIR PRO TEM DAVIS JOHNSON: Three additional...

MAYOR MASTERS: That's the minimum.

CHAIR PRO TEM DAVIS JOHNSON: Three additional people. So, I need to, on the record... Madam Chair, if I may?

CHAIRPERSON MILLER-ANDERSON: Mhmm.

CHAIR PRO TEM DAVIS JOHNSON: I've been contacted by Ms. Corbin and she has declined. She no longer wishes to serve but I do understand that there are other individuals that are interested. However, because the deadline had passed, you were not receiving applications and we fully understand that. So, understanding that we now need three individuals...

CITY CLERK ANTHONY: You actually have seven members left, that can be your seven regular appointments, 'cause we had a total of eight applications. And I do know that we did have a customer that recently came in to submit a application and they understood that the deadline had passed. He was advised that he could still submit it but he said that he would submit his application to you all individually. Had he given his in'.., application to me, I would've made it a part of the backup information and...

COUNCILPERSON DAVIS: Yeah, [inaudible].

CITY CLERK ANTHONY: And so, and that would be the case with, with anyone else. So, what you can do, is go ahead and appoint the seven that's left, because it was a total of eight, you can appoint the seven and ho'.., we can get two more individuals that will do, um, be your alternates, if you so desire.

CHAIRPERSON MILLER-ANDERSON: And...

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: ...bring it back after we get their information, is what you're saying?

COUNCILPERSON PARDO: Yeah.

CHAIRPERSON MILLER-ANDERSON: 'Til another meeting, right? To bring it back?

CITY CLERK ANTHONY: Well, with the two, it will have to come back to you for...

CHAIRPERSON MILLER-ANDERSON: Yes.

CITY CLERK ANTHONY: ...appointment because they will be your alternate.

CHAIRPERSON MILLER-ANDERSON: Right.

CITY CLERK ANTHONY: If I understand correctly, Ms. Corbin has declined so that would leave Ms. Anita Hester. [Pause]. It's up to you whether or not you want to appoint her without your ap'.., without the application.

CHAIRPERSON MILLER-ANDERSON: Well, you just said we have the...

[Inaudible dais comment]

CHAIRPERSON MILLER-ANDERSON: ...seven already.

[Inaudible dais comment]

CHAIRPERSON MILLER-ANDERSON: She is the seventh.

CITY CLERK ANTHONY: She is the seventh individual.

COUNCILPERSON PARDO: So, Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON PARDO: I'd like to make a motion to appoint the seven applicants.

COUNCILPERSON DAVIS: Second.

COUNCILPERSON HUBBARD: Question.

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON HUBBARD: Can current sitting employees participate on this Board?

UNK: No.

COUNCILPERSON HUBBARD: Is there anything forbidding that?

[Inaudible dais comments]

COUNCILPERSON HUBBARD: Just asking.

[Inaudible dais comments]

CITY CLERK ANTHONY: The City Attorney has stated that he's not aware of anything.

COUNCILPERSON PARDO: Conflict.

COUNCILPERSON HUBBARD: Okay.

COUNCILPERSON DAVIS: [Inaudible].

CITY CLERK ANTHONY: Whether or not that'll be a conflict, I'm not for sure.

COUNCILPERSON HUBBARD: How.., that's what I'm saying, I don't...

CITY CLERK ANTHONY: I just said, I'm not for sure.

COUNCILPERSON PARDO: Because it could affect [inaudible]...

CHAIRPERSON MILLER-ANDERSON: Mr. Degraffenreidt should have the ans'.., you have the answer, not... Does she have the answer?

COUNCILPERSON HUBBARD: He said...

CITY ATTORNEY DEGRAFFENREIDT: I didn't see it being a conflict, and I asked how could it be?

CHAIRPERSON MILLER-ANDERSON: Okay. How could it be?

CITY ATTORNEY DEGRAFFENREIDT: If they're one person participating on it, making recommendations to you about what you may or may not do in terms of a refer'.., a referendum. They're part of the public too. They're [stammer]...

[Inaudible audience comments]

CHAIRPERSON MILLER-ANDERSON: Okay. We're [stammer]...

CITY ATTORNEY DEGRAFFENREIDT: Simply because they work for the City...

CHAIRPERSON MILLER-ANDERSON: We're not going back and forth.

CITY ATTORNEY DEGRAFFENREIDT: [Inaudible] create a problem.

COUNCILPERSON HUBBARD: Okay.

CITY ATTORNEY DEGRAFFENREIDT: They can be residents of the City, they could be people who did business with the City. The fact that they have a relationship with the City does not necessarily inherently create a problem with their participation on an advisory board.

COUNCILPERSON HUBBARD: Thank you.

COUNCILPERSON DAVIS: [Inaudible].

CITY ATTORNEY DEGRAFFENREIDT: Ya'll might not wanna do that but there is no legal conflict with that happening.

COUNCILPERSON HUBBARD: Thank you.

CITY MANAGER EVANS: Madam Chair, if I may?

CHAIRPERSON MILLER-ANDERSON: Yes.

CITY MANAGER EVANS: With respect to employee involvement, because some of the components do relate and, and impact some of the departments, I would certainly discourage those on the executive management team to serve in that kind of capacity because there's sections in the Charter that they are gonna be providing recommendations to the Charter Review Committee, et. cetera. So, as it relates to the management team, I would certainly not be in favor of that because of the nature of how close the Charter is to some of the day to day operational things that we have involved. Ultimately, the decision will reside in the voters but, in my past experience, there's been situations where you appointed residents to serve in that capacity.

CHAIRPERSON MILLER-ANDERSON: Okay.

CITY CLERK ANTHONY: And Madam Chair, we do have one public comment card on this matter.

CHAIRPERSON MILLER-ANDERSON: Okay.

COUNCILPERSON DAVIS: Ma'...

CHAIRPERSON MILLER-ANDERSON: Go ahead.

COUNCILPERSON DAVIS: Madam...

CHAIRPERSON MILLER-ANDERSON: Yes. Go ahead.

COUNCILPERSON DAVIS: While we're adding, I had one more member I wanted..., I sent down today but I don't know if he was the individual but I would like to know, is it possible to submit a name today?

CHAIRPERSON MILLER-ANDERSON: But here's the thing with that. What...

COUNCILPERSON DAVIS: [Inaudible]...

CHAIRPERSON MILLER-ANDERSON: ...if others are..., were wanting to put something in? Did we absolutely tell people they couldn't put any more in because, what I would hate to see is someone say, 'Well, I was told...

COUNCILPERSON DAVIS: I can, I can...

CHAIRPERSON MILLER-ANDERSON: ...I couldn't put...

COUNCILPERSON DAVIS: ...just wait...

CHAIRPERSON MILLER-ANDERSON: ...anymore in.'

COUNCILPERSON DAVIS: ...for time sake. I can wait.

CHAIRPERSON MILLER-ANDERSON: And then if we...

COUNCILPERSON DAVIS: That's okay.

CHAIRPERSON MILLER-ANDERSON: Do you know what I mean? I, I just...

COUNCILPERSON DAVIS: Forget I even mentioned it.

CHAIRPERSON MILLER-ANDERSON: Alright. The public comment.

CITY CLERK ANTHONY: Margaret Sheppard.

[Inaudible dais comments]

MS. M. SHEPPARD: Margaret Sheppard, Riviera Beach. This Charter Review has been a long time coming. I feel like you all are going on the top of your head. You're not listening to your attorney, you're listening to your head and you're making some decisions for the City that is just not beneficial to your City. I hope, ASAP, you get people in here, perfectly to me, I think young people that have time to decipher this because we're just making up things. I, I know I'm confused and, uh, I, I hear the Mayor say, 'Talk to me on a third grade level.' Well, how could you talk to me on a third grade level and you're, you're talking on a, a, a two year old level. It's confusing.

MAYOR MASTERS: Right.

MS. M. SHEPPARD: This Charter needs ASAP, jump start it. All the confusion, back and forth, 'I don't know, I don't know.' Then you go to the Attorney, the Attorney is talking and I, I'm confused. I'm confused with a lotta things. The Charter that you have right now, you override that Charter and then you start talking about things that I don't even think you know what you're talking about. I, I immediately think that.., take the, take the names that you have and let's, let's get moving. And I don't think, no way that you should ever stop the process, even if it's a day later to.., take, take the applications anyway. Take the applications anyway, then you will never get confused on who did what and what did who and who did what. The hour is late. We have been asking for a Charter Review ever since you all took office and you've been in office, what? A year? You're going into a second year? Some of you all have been.., well, I know Ms. Pardo' been here for a while.

MAYOR MASTERS: Mhmm.

MS. M. SHEPPARD: But, it's, it's, it's just unprecedent that we continue in this manner, the day by day operation of the City of Riviera Beach is in jeopardy because we don't know what the heck we're doing. And that's why people come here and sue us. The first time something go wrong, 'Well, I'm gonna sue them.' They get the loophole and they come back and they sue us. I ask you to plea'..., I'm not trynna be disrespectful. Please, I'm not trying to be disrespectful but back and forth, back and forth, I'm so dizzy, I don't know what to do, I don't know how to do it. A third grade level? Oh my God. We're, we're, we're, we're in distress right now because we wanna see this City move. We have nothing. We're not going nowhere, we're not doing nowhere and the best we could go is to the Marina.

God bless you and Riviera Beach.

CHAIRPERSON MILLER-ANDERSON: Thank you. Alright.

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CHAIRPERSON MILLER-ANDERSON: Yes.

CHAIR PRO TEM DAVIS JOHNSON: So, we have the motion on the floor to accept the seven with the addition of Ms., Ms. Hester. Can we then accept...

[Beep]

CHAIR PRO TEM DAVIS JOHNSON: ...applications for the [pause]... Can we then accept applications through July 28th for the two alternates and bring that [inaudible] back to the Board at our next meeting for selection?

UNK: Huh?

COUNCILPERSON PARDO: I'll add that to my motion.

CHAIRPERSON MILLER-ANDERSON: Alright.

COUNCILPERSON DAVIS: [Stammer].

CHAIRPERSON MILLER-ANDERSON: The second still stand?

CHAIR PRO TEM DAVIS JOHNSON: Yes it does.

COUNCILPERSON DAVIS: Yes.

CHAIRPERSON MILLER-ANDERSON: Alright.

CITY CLERK ANTHONY: And Council, just know that I need to know whether or not you expect questions to be on the ballot for 2018.

COUNCILPERSON DAVIS: [Inaudible].

CITY CLERK ANTHONY: So, keep that in mind and just let the City Manager know and he will let me know.

COUNCILPERSON PARDO: Maybe we could...

CITY CLERK ANTHONY: Okay?

CHAIR PRO TEM DAVIS JOHNSON: Madam Chair?

CITY CLERK ANTHONY: Thank you.

COUNCILPERSON PARDO: ...[inaudible] at the next...

CHAIRPERSON MILLER-ANDERSON: Yes.

COUNCILPERSON PARDO: ...meeting.

COUNCILPERSON DAVIS: [Inaudible]...

CHAIR PRO TEM DAVIS JOHNSON: What is the timeframe?

CITY CLERK ANTHONY: Your.., the qualifying period for the 2018 election starts the fourth Tuesday in November and it closes the second Tuesday in December. And so, it was.., it is at that time that we will need to have the Ordinance adopted.

COUNCILPERSON DAVIS: [Inaudible]...

CHAIR PRO TEM DAVIS JOHNSON: Fourth Tuesday in November.

CITY CLERK ANTHONY: Fourth.., qualifying opens at 12:00 noon the forth Tuesday in November and it closes at 12:00 noon the second Tuesday in December.

COUNCILPERSON PARDO: So we changed it. It used to be in.., the end of January.

CITY CLERK ANTHONY: Correct. But when you.., we...

COUNCILPERSON PARDO: Right.

CITY CLERK ANTHONY: ...made the change...

COUNCILPERSON PARDO: I remember.

CITY CLERK ANTHONY: ...with it, that.., all of that was in there, in that Ordinance.

COUNCILPERSON DAVIS: [Inaudible].

COUNCILPERSON PARDO: It's about time.

CHAIRPERSON MILLER-ANDERSON: Alright. So, you're [stammer], you need the questions though before... You're saying you need questions in order for...

CITY CLERK ANTHONY: If you want it...

[Inaudible dais comment]

CITY CLERK ANTHONY: ...to appear on the ballot for 2018, we would need to have everything done by the closing of our qualifying period.

CHAIRPERSON MILLER-ANDERSON: Okay.

CITY CLERK ANTHONY: Okay?

CHAIRPERSON MILLER-ANDERSON: Alright.

CITY CLERK ANTHONY: Alright. Councilperson Davis?

COUNCILPERSON DAVIS: Yes.

CITY CLERK ANTHONY: Councilperson Hubbard?

COUNCILPERSON HUBBARD: Yes.

CITY CLERK ANTHONY: Councilperson Pardo?

COUNCILPERSON PARDO: Yes.

CITY CLERK ANTHONY: Pro Tem Davis Johnson?

CHAIR PRO TEM DAVIS JOHNSON: Yes.

CITY CLERK ANTHONY: Chair Miller-Anderson?

CHAIRPERSON MILLER-ANDERSON: Yes.

CITY CLERK ANTHONY: Unanimous vote.

CHAIRPERSON MILLER-ANDERSON: Alright.

COUNCILPERSON PARDO: Thank you.

CHAIRPERSON MILLER-ANDERSON: So, we have about three minutes left on our meeting here. And so, we have 13, which is CAP. Obviously., unless you all were planning on extending your meeting tonight?

[Inaudible dais comment]

CHAIRPERSON MILLER-ANDERSON: Was someone making a motion to extend?
[Pause]. Alright.

DISCUSSION BY CITY MANAGER

CHAIRPERSON MILLER-ANDERSON: So, Mayor..., I mean, Mr....

[Inaudible dais comment]

CHAIRPERSON MILLER-ANDERSON: ...Manager. We're not done yet. We got two minutes.

[Chuckles]

CITY MANAGER EVANS: Madam Chair, if I may? I just want to announce an executive session to be scheduled on August 9th at 6:00 p.m. to talk about our collective bargaining agreements and union strategy session concerning SEIU, IAFF and PSMA. We will start here and then we will recess to the conference room in an executive session.

CHAIRPERSON MILLER-ANDERSON: What date was that?

CITY MANAGER EVANS: That is August 9th, which is a Wednesday at 6:00 p.m.

CHAIRPERSON MILLER-ANDERSON: Okay. And so, my question's about No. 13. Will..., is that coming back for our..., are we gonna bring that back to the next...

CITY MANAGER EVANS: We're gonna bring that Item back.

[Inaudible dais comment]

CHAIRPERSON MILLER-ANDERSON: Alright. Alright.

ADJOURNMENT

CHAIRPERSON MILLER-ANDERSON: Do we have a motion to adjourn?

COUNCILPERSON PARDO: So moved?

MAYOR MASTERS: Don't forget...

[Inaudible dais comments]

MAYOR MASTERS: Thursday night.

[Inaudible dais comment]

MAYOR MASTERS: Tomorrow, June the 20th.

CHAIRPERSON MILLER-ANDERSON: A motion for what?

[Inaudible dais comment]

MAYOR MASTERS: Old school band will be performing...

CHAIRPERSON MILLER-ANDERSON: Wait. Nobody...

MAYOR MASTERS: ...here at City Hall.

CHAIRPERSON MILLER-ANDERSON: ...nobody said that to me.

MAYOR MASTERS: 6:00 p.m.

[Inaudible dais comment]

MAYOR MASTERS: Please come out and support it. It's a free event and we want you to come.

CHAIRPERSON MILLER-ANDERSON: But nobody...

MAYOR MASTERS: Thursday.

CHAIRPERSON MILLER-ANDERSON: ...said anything [inaudible].

MAYOR MASTERS: Tomorrow. June the., July...

City Employees, Public Comment Speakers and Others

ACTING DIRECTOR COMMUNITY ACTING DIRECTOR COMMUNITY
DEVELOPMENT JEFF GAGNON DEVELOPMENT GAGNON

FINANCE AND ADMINISTRATIVE SERVICES FINANCE AND ADMINISTRATIVE
DIRECTOR RANDY SHERMAN SERVICES DIRECTOR SHERMAN

PENTECOSTAL CHURCH ANDREA JEFFERSONMS. A. JEFFERSON

CHIEF OF POLICE CLARENCE WILLIAMSPOLICE CHIEF WILLIAMS

RIVIERA BEACH CHARGERS GIRLS..... RIVIERA BEACH CHARGERS
GIRLS

RIVIERA BEACH CHARGERS GIRLS 1..... RIVIERA BEACH CHARGERS
GIRLS 1

RIVIERA BEACH CHARGERS GIRLS 2..... RIVIERA BEACH CHARGERS
GIRLS 2

RIVIERA BEACH CHARGERS GIRLS 3..... RIVIERA BEACH CHARGERS
GIRLS 3

RIVIERA BEACH CHARGERS GIRLS 4..... RIVIERA BEACH CHARGERS
GIRLS 4

RIVIERA BEACH CHARGERS GIRLS 5..... RIVIERA BEACH CHARGERS
GIRLS 5

RIVIERA BEACH CHARGERS BOYS MR. Z. THOMAS

RIVIERA BEACH CHARGERS MOM..... RIVIERA BEACH CHARGERS MOM

TRACK AND FIELD COACH FIGURS COACH FIGURs

TRACK AND FIELD GIRL 1 TRACK AND FIELD GIRL 1

HUMAN RESOURCES DIRECTOR..... HUMAN RESOURCES DIRECTOR
BRUCE DAVIS DAVIS

KEN HARRISON, ESQ. MR. K. HARRISON

BESSIE BROWN..... MS. B. BROWN

ACTING COMMUNITY DEVELOPMENT.....	ACTING COMMUNITY DEVELOPMENT DIRECTOR GAGNON
DIRECTOR JEFF GAGNON	
ACTING PUBLIC WORKS DIRECTOR	ACTING PUBLIC WORKS DIRECTOR TERRENCE BAILEY BAILEY
DR. PHILLIP DUKES	DR. P. DUKES
MARGARET SHEPPARD	MS. M. SHEPPARD
LLOYD BROWN.....	MR. L. BROWN
HORACE TOWNS.....	MR. H. TOWNS
DERRICK DORSETT	MR. D. DORSETT
FELICIA WILDER.....	MS. F. WILDER
WILLIS WILLIAMS	MR. W. WILLIAMS
SENATOR BOBBY POWELL.....	SENATOR B. POWELL
REPRESENTATIVE AL JACQUET	REPRESENTATIVE A. JACQUET
INTERIM DIRECTOR OF PURCHASING	INTERIM DIRECTOR OF PURCHASING LITTLE
RICKY LITTLE	
ALL-SITE CONSTRUCTION EZRA SAFFOLD	MR. E. SAFFOLD
JOHN GILIBERTI	MR. J. GILIBERTI
EZEKIEL EDMONDS, III	MR. E. EDMONDS

APPROVED:

THOMAS A. MASTERS
MAYOR

KaSHAMBA L. MILLER-ANDERSON
CHAIRPERSON

ATTEST:

CLAUDENE L. ANTHONY
CERTIFIED MUNICIPAL CLERK
CITY CLERK

TONYA DAVIS JOHNSON
CHAIR PRO TEM

LYNNE L. HUBBARD
COUNCILPERSON

DAWN S. PARDO
COUNCILPERSON

TERENCE D. DAVIS
COUNCILPERSON

MOTIONED BY: _____

SECONDED BY: _____

L. HUBBARD _____

K. MILLER-ANDERSON _____

T. DAVIS JOHNSON _____

D. PARDO _____

T. DAVIS _____

DATE APPROVED: SEPTEMBER 6, 2017

**CITY OF RIVIERA BEACH CITY COUNCIL
AGENDA ITEM SUMMARY**

Meeting Date: 9/6/2017

Agenda Category: CONSENT

Subject: MINUTES OF THE AUGUST 2, 2017 REGULAR CITY COUNCIL
MEETING

Recommendation/Motion: APPROVE THE MINUTES OF THE AUGUST 2, 2017
REGULAR CITY COUNCIL MEETING

Originating Dept	OFFICE OF THE CITY CLERK	Costs
User Dept.		Funding Source
Advertised	No	Budget Account Number
Date		
Paper		
Affected Parties	Not Required	

Background/Summary:

Fiscal Years
Capital Expenditures
Operating Costs
External Revenues
Program Income (city)
In-kind Match (city)
Net Fiscal Impact
NO. Additional FTE Positions
(cumulative)

III. Review Comments

A. Finance Department Comments:

B. Purchasing/Intergovernmental Relations/Grants Comments:

C. Department Director Review:

Contract Start Date

Contract End Date

Renewal Start Date

Renewal End Date

Number of 12 month terms this renewal

Dollar Amount

Contractor Company Name

Contractor Contact

Contractor Address

Contractor Phone Number

Contractor Email

Type of Contract

Describe

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Robinson, Claudene	Approved	8/21/2017 - 5:17 PM

CITY OF RIVIERA BEACH CITY COUNCIL
AGENDA ITEM SUMMARY

Meeting Date: 9/6/2017

Agenda Category: CONSENT RESOLUTION

Subject: Resolution of the City Council of the City of Riviera Beach, Palm Beach County, Florida authorizing the Mayor and the City Clerk to execute Community Based Agency Contract between the City of Riviera Beach and the Board of County Commissioners, Palm Beach County, in the amount of \$180,000 to the Youth Empowerment Program; authorizing the Director of Finance and Administrative Services to set up a budget for the same and providing for an effective date.

Recommendation/Motion: Staff recommends item for approval

Originating Dept	Executive (Youth Empowerment Program)	Costs	\$180,000
User Dept.	Youth Empowerment Program	Funding Source	
			151-0202-569-3-1201 Regular Salaries \$ 43,149.60
			151-0202-569-3-1201 Summer Youth Internship \$ 30,590.00
			151-0202-569-3-1201 Summer Youth Background Testing \$ 619.23
			151-0202-569-3-2101 FICA \$ 3,300.94
			151-0202-569-3-2101 FICA (Summer Youth Internship) \$ 2,340.13
			151-0202-569-3-3101 Contract \$ 34,954.10
			151-0202-569-3-4001 Travel-Hotel \$ 5,000.00
			151-0202-569-3-4003 Travel-Per Diem \$ 3,750.00
			151-0202-569-3-4004 College Tour \$ 5,704.00
			151-0202-569-3-4101 Communication Svcs - Telephone \$ 2,112.00
			151-0202-569-3-4102 Communication Svcs - Internet/Cable \$ 2,268.00
			151-0202-569-3-4403 Rent & Leases - Equipment \$ 2,232.00
			151-0202-569-3-4602 Repairs & Maintenance - Building \$ 3,980.00
Advertised	No	Budget Account Number	

151-0202-569-3-4900 Program Activities	\$ 5,000.00
151-0202-569-3-5201 Program Supplies - Administrative	\$ 3,000.00
151-0202-569-3-5203 Program Supplies - Tshirst/Uniforms	\$ 4,500.00
151-0202-569-3-5204 Program Supplies - Food/Water/Snacks	\$ 5,500.00
151-0202-569-3-5250 Operating-Small Equipment	\$ 3,000.00
151-0202-569-3-5403 Education & Training	\$ 2,500.00
151-0202-569-3-5404 Pre-apprentice program	\$ 8,500.00
151-0202-569-3-5406 Pre-apprentice program materials	\$ 3,500.00
151-0202-569-3-6404 Capital - Office Supplies, appliances	\$ 4,500.00

Date

Paper

Affected Parties Not Required

Background/Summary:

On September 21, 2006, the Board of the County Commissioners approved funding to initiate partnerships with the cities to implement the Youth Violence Prevention Project. Out of this partnership the Youth Empowerment Teen Program(s) were established throughout the County; including the one located in Riviera Beach. The Youth Empowerment Program is a violence prevention/intervention program that serves youth/young adults ages 11 to 19 years of age. These services include (but are not limited to) job/career readiness/training, leadership, vocational programming, education enhancements i.e. tutorial, college tour, college preparatory classes, etc., school advocacy, art/cultural classes/activities, family/individual counseling referral services, GED classes, mentoring, and summer career internship programs.

The City's Youth Empowerment Teen Program officially opened February 2007; with the goal of providing a positive environment for youth development through open communications, education, culture, mentoring, and skill building programs designed to entice young minds to become hungry for success.

Fiscal Years 2018

Capital Expenditures

Operating Costs

External Revenues

Program Income (city)

In-kind Match (city)

Net Fiscal Impact

**NO. Additional FTE Positions
(cumulative)**

III. Review Comments

A. Finance Department Comments:

B. Purchasing/Intergovernmental Relations/Grants Comments:

C. Department Director Review:

Contract Start Date

Contract End Date

Renewal Start Date

Renewal End Date

Number of 12 month terms this renewal

Dollar Amount

Contractor Company Name

Contractor Contact

Contractor Address

Contractor Phone Number

Contractor Email

Type of Contract

Describe

ATTACHMENTS:

File Name	Description	Upload Date	Type
FY2018_Resolution.pdf	FY2018 Contract Resolution	9/5/2017	Resolution
FY2018_Community_Based_Contract.pdf	FY2018 Contract	9/5/2017	Agreement
FY2018_Contract_Budget.pdf	FY2018 County Contract Budget	9/5/2017	Other

REVIEWERS:

Department	Reviewer	Action	Date
City Manager	Evans, Jonathan	Approved	8/31/2017 - 3:11 PM
Purchasing	Little, Rickey	Approved	8/31/2017 - 3:27 PM
Finance	sherman, randy	Approved	8/31/2017 - 3:40 PM
Attorney	Lina Busby, Lina	Approved	8/31/2017 - 3:41 PM
City Clerk	Robinson, Claudene	Approved	8/31/2017 - 3:58 PM
City Manager	Evans, Jonathan	Approved	8/31/2017 - 4:46 PM

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE COMMUNITY BASED AGENCY CONTRACT BETWEEN THE CITY OF RIVIERA BEACH AND THE BOARD OF COUNTY COMMISSIONERS, PALM BEACH COUNTY, FLORIDA; AND ACCEPTING CONTRACTUAL FUNDING IN THE AMOUNT OF \$180,000 FOR THE YOUTH EMPOWERMENT PROGRAM; AUTHORIZING THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO SET UP A BUDGET FOR THE SAME AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Criminal Justice Commission of Palm Beach County continues their development of a Youth Violence Prevention Project which addresses the increase in violent firearms crimes; and

WHEREAS, the Youth Empowerment Teen Program meets the requirements for administering youth prevention/intervention services; and

WHEREAS, on December 5, 2006, the Board of County Commissioners, Palm Beach County (COUNTY), approved funding to initiate partnerships with Riviera Beach (CITY), West Palm Beach and Lake Worth to implement the Youth Violence Prevention Project, and

WHEREAS, the Criminal Justice Commission has recommended the use of Palm Beach County grant funds to support the partnership by providing funds for the CITY to participate; and

WHEREAS, the COUNTY agreed to reimburse the CITY for expenses, up to the amount of \$180,000 from October 1st, 2017 through September 30, 2018 for the Youth Violence Prevention Project.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AS FOLLOWS:

RESOLUTION NO. ____
PAGE -2-

SECTION 1. That the Mayor and City Clerk are authorized to execute the Interlocal Agreement between the City of Riviera Beach and the Board of County Commissioners, Palm Beach County for the Youth Empowerment Teen Program.

SECTION 2. The Director of Finance and Administrative Services is authorized to set up a budget for the same:

From: Revenue Account:	151-00-337200	\$180,000
To:	151-0202-569-3-1201 Regular Salaries	\$ 43,149.60
	151-0202-569-3-1201 Summer Youth Internship	\$ 30,590.00
	151-0202-569-3-1201 Summer Youth Background Testing	\$ 619.23
	151-0202-569-3-2101 FICA	\$ 3,300.94
	151-0202-569-3-2101 FICA (Summer Youth Internship)	\$ 2,340.13
	151-0202-569-3-3101 Contract	\$ 34,954.10
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	151-0202-569-3-5403 Education & Training	\$ 2,500.00
	151-0202-569-3-5404 Pre-apprentice program	\$ 8,500.00
	151-0202-569-3-5406 Pre-apprentice program materials	\$ 3,500.00
	151-0202-569-3-6404 Capital - Office Supplies, appliances	\$ 4,500.00

SECTION 3. This Resolution shall take effect immediately upon its passage and approval by the City Council.

{The remainder of this page intentionally left blank}

RESOLUTION NO. _____
Page ____ of ____

APPROVED:

THOMAS A. MASTERS
MAYOR

KASHAMBA L. MILLER-ANDERSON
CHAIRPERSON

ATTEST:

CLAUDENE L. ANTHONY
CERTIFIED MUNICIPAL CLERK
CITY CLERK

TONYA DAVIS JOHNSON
CHAIR PRO TEM

LYNNE L. HUBBARD
COUNCILPERSON

DAWN S. PARDO
COUNCILPERSON

TERENCE D. DAVIS
COUNCILPERSON

MOTIONED BY: _____

SECONDED BY: _____

K. MILLER-ANDERSON _____

T. DAVIS JOHNSON _____

L. HUBBARD _____

D. PARDO _____

T. DAVIS _____

REVIEWED AS TO LEGAL SUFFICIENCY

ANDREW DEGRAFFENREIDT
CITY ATTORNEY

DATE: _____

COMMUNITY BASED AGENCY CONTRACT

This Contract is made as of the _____ day of _____, 2017, by and between Palm Beach County, a Political Subdivision of the State of Florida, by and through its Board of Commissioners, hereinafter referred to as the COUNTY, and the City of Riviera Beach, a municipality located in Palm Beach County, Florida, hereinafter referred to as the CITY, each one constituting a public agency as defined in Part I of Chapter 163, Florida Statutes.

WHEREAS, the CITY has agreed to assure access to funded services for COUNTY departments, divisions and/or programs; and to assure that individuals referred from COUNTY departments, divisions and/or programs will receive services on a timely basis.

NOW, THEREFORE, in consideration of the mutual promises contained herein, the COUNTY and the CITY agree as follows:

ARTICLE 1 - SERVICES

The CITY agrees to provide services to residents of Palm Beach County as set forth in the attached **Exhibits A.1 and A.2**. The CITY also agrees to provide deliverables, including reports, as specified in Article 2. No changes in the Scope of Work or services are to be conducted without the written approval of the Palm Beach County Youth Services Department (DEPARTMENT). The CITY receiving funds must be an agency with offices in Palm Beach County and the CITY'S services, with these contracted funds, are limited to meeting the needs of Palm Beach County residents.

No part of the funding is intended to benefit any specific individual or recipient. All funding is intended for the overall benefit of all recipients of the services provided by the programs being funded herein.

The COUNTY'S representative/liaison during the performance of this Contract shall be Geeta Loach-Jacobson, Director of Outreach & Community Programming (telephone no. 561-242-5702).

The CITY'S representative/liaison during the performance of this Contract shall be Valerie Grimsley, Director, Youth Empowerment Program, (telephone no. 561-840-0135).

ARTICLE 2 - SCHEDULE

- A. The CITY shall commence services on October 1, 2017, and complete all services by September 30, 2018.
- B. Reports and other items shall be delivered or completed in accordance with the detailed schedule set forth in Article 12.

- C. This Contract may be extended for two (2) one (1) year terms, at COUNTY'S sole discretion. If COUNTY wishes to extend this Contract, DEPARTMENT shall request the CITY to submit a proposed Scope of Work and Service Units for the next fiscal year (October 1 – September 30) that would be due by May 1st of the then current fiscal year. Annual contract extensions will be subject to a review of contract adherence, program performance, and implementation fidelity. Upon recommendation of the DEPARTMENT and availability of funding, an appropriate amendment extending this Contract may be submitted by the DEPARTMENT to the CITY and the Board of County Commissioners for their consideration.

ARTICLE 3 - PAYMENTS TO THE CITY

- A. The COUNTY shall pay to the CITY for services rendered under this Contract not to exceed a total amount of ONE HUNDRED EIGHTY THOUSAND DOLLARS (\$180,000), of which EIGHTY THOUSAND DOLLARS (\$80,000) must be allocated towards evidence-based/promising programming. The CITY will bill the COUNTY on a monthly basis, or as otherwise provided, at the amounts set forth in the attached Exhibit B (Units of Service) for services rendered toward the completion of the attached Scope of Work. Where incremental billings for partially completed items are permitted, the total billings shall not exceed the estimated percentage of completion as of the billing date.
- B. The program and unit cost definitions for this Contract year are set forth in the attached **Exhibit B**. All requests for payments of this Contract shall include an original cover memo on the CITY'S letterhead signed by the Chief Executive Officer, or Designee.
- C. The CITY is obligated to provide the COUNTY with the properly completed requests for all funds paid relative to this Contract no later than October 15th of each fiscal year. Any amounts not requested by October 15th, shall remain the COUNTY'S and the COUNTY shall have no further obligation with respect to such amounts.
- D. Payment of invoices shall be contingent on timely receipt of all required reports. Invoices received from the CITY pursuant to this Contract will be submitted through the Services and Activities Management Information System (SAMIS) website, no later than the 15th of each month, separately for each corresponding program, as well as being shown as a separate expense for any evidence-based promising programming expenditure, reviewed and approved by the COUNTY'S representative, to verify that services have been rendered in conformity with this Contract. Approved invoices will then be sent to the Finance Department for payment. Invoices will normally be paid within thirty (30) days following the COUNTY representative's approval. Any payment due by COUNTY under the terms of this Contract shall be withheld until all reports due from the CITY and necessary adjustments have been approved by the COUNTY. In the event that the CITY has drawn down all possible funds prior to the end of the fiscal year and does not comply with all reporting requirements, the COUNTY will take this into consideration during the next funding year.

- E. COUNTY funding can be used to match grants from non-COUNTY sources; however, the CITY cannot submit reimbursement requests for the same expenses to more than one funding source or under more than one COUNTY funded program.

ARTICLE 4 - AVAILABILITY OF FUNDS

The COUNTY'S performance and obligation to pay under this Contract for subsequent fiscal years are contingent upon annual appropriations for its purpose by the Board of County Commissioners.

ARTICLE 5 - TRUTH-IN-NEGOTIATION CERTIFICATE

Signature of this Contract by the CITY shall also act as the execution of a truth-in-negotiation certificate certifying that the wage rates, over-head charges, and other costs used to determine the compensation provided for in this Contract are accurate, complete and current as of the date of the Contract and no higher than those charged the CITY'S most favored customer for the same or substantially similar service.

The said rates and costs shall be adjusted to exclude any significant sums should the COUNTY determine that the rates and costs were increased due to inaccurate, incomplete or noncurrent wage rates or due to inaccurate representations of fees paid to outside consultants. The COUNTY shall exercise its rights under this Article within three (3) years following final payment.

ARTICLE 6 - INSURANCE

Without waiving the right to sovereign immunity as provided by Section 768.28, Florida Statutes, the CITY acknowledges to be self-insured for General Liability and Automobile Liability under Florida sovereign immunity statutes with coverage limits of \$200,000 Per Person and \$300,000 Per Occurrence; or such monetary waiver limits that may change and be set forth by the legislature.

In the event CITY maintains third-party Commercial General Liability and Business Auto Liability in lieu of exclusive reliance of self-insurance under Section 768.28, Florida Statutes, CITY shall agree to maintain said insurance policies at limits not less than \$500,000 combined single limit for bodily injury or property damage.

The CITY agrees to maintain or to be self-insured for Worker's Compensation & Employer's Liability insurance in accordance with Chapter 440, Florida Statutes.

When requested, the CITY shall agree to provide an affidavit or Certificate of Insurance evidencing insurance, self-insurance and/or sovereign immunity status, which the COUNTY agrees to recognize as acceptable for the above mentioned coverage.

Compliance with the foregoing requirements shall not relieve the CITY of its liability and obligations under this Contract.

ARTICLE 7 - INDEMNIFICATION

Each party shall be liable for its own actions and negligence and, to the extent permitted by law, COUNTY shall indemnify, defend and hold harmless CITY against any actions, claims or damages arising out of COUNTY'S negligence in connection with this Contract, and CITY shall indemnify, defend and hold harmless COUNTY against any actions, claims, or damages arising out of CITY'S negligence in connection with this Contract. The foregoing indemnification shall not constitute a waiver of sovereign immunity beyond the limits set forth in Florida Statutes, Section 768.28, nor shall the same be construed to constitute agreement by either party to indemnify the other party for such other party's negligent, willful or intentional acts or omissions.

ARTICLE 8 - SUCCESSORS AND ASSIGNS

The COUNTY and the CITY each binds itself and its partners, successors, executors, administrators and assigns to the other party and to the partners, successors, executors, administrators and assigns of such other party, in respect to all covenants of this Contract. Except as above, neither the COUNTY nor the CITY shall assign, sublet, convey or transfer its interest in this Contract without the prior written consent of the other. Nothing herein shall be construed as creating any personal liability on the part of any officer or agent of the COUNTY, nor shall it be construed as giving any rights or benefits hereunder to anyone other than the COUNTY and the CITY.

ARTICLE 9 – WARRANTIES AND LICENSING REQUIREMENTS

The CITY hereby represents and warrants that it has and will continue to maintain all licenses and approvals required to conduct its business, and that it will at all times conduct its business activities in a reputable manner. Proof of such licenses and approvals shall be submitted to the COUNTY'S representative upon request.

The CITY shall comply with all laws, ordinances and regulations applicable to the services contemplated herein, to include those applicable to conflict of interest and collusion. The CITY is presumed to be familiar with all federal, state and local laws, ordinances, codes and regulations that may in any way affect the services offered.

The CITY further represents that it has, or will secure at its own expense, all necessary personnel required to perform the services under this Contract, and that they shall be fully qualified and, if required, authorized, permitted and/or licensed under State and local law to perform such services. Such personnel shall not be employees of or have any contractual relationship with the COUNTY.

The CITY shall comply with all legal criminal history record check regulations required for the population they serve. The CITY will have and comply with policy that requires them to conduct a Level 1 or Level 2 Criminal Background Check as appropriate on applicants and volunteers being considered for positions within their control and within their Contract responsibilities that will provide services or will be around children, the elderly and other vulnerable adult populations, prior to start date. The CITY may hire employees prior to obtaining the Level 2 Background check results; however, the employees are only permitted to attend training and orientation during this

period while they are waiting for their background check results. They are not allowed to have any contact with the clients during this period. Live Scan Screening proof must be provided that shows the scan was completed prior to an employee's start date. All criminal background checks shall be done at the expense of the CITY.

ARTICLE 10 – NON-DISCRIMINATION

The CITY warrants and represents that all of its employees are treated equally during employment without regard to race, color, religion, disability, sex, age, national origin, ancestry, marital status, familial status, sexual orientation, gender identity and expression, or genetic information.

The CITY has submitted to COUNTY a copy of its non-discrimination policy which is consistent with the above paragraph, as contained in Resolution R-2014-1421, as amended, or in the alternative, if the CITY does not have a written non-discrimination policy or one that conforms to the COUNTY'S policy, it has acknowledged through a signed statement provided to COUNTY that the CITY will conform to the COUNTY'S non-discrimination policy as provided in R-2014-1421, as amended.

ARTICLE 11 - REMEDIES

This Contract shall be governed by the laws of the State of Florida. Any legal action necessary to enforce the Contract will be held in a court of competent jurisdiction located in Palm Beach County, Florida. No remedy herein conferred upon any party is intended to be exclusive of any other remedy, and each and every such remedy shall be cumulative and shall be in addition to every other remedy given hereunder or now or hereafter existing at law or in equity, by statute or otherwise. No single or partial exercise by any party of any right, power, or remedy hereunder shall preclude any other or further exercise thereof.

No provision of this Contract is intended to, or shall be construed to, create any third party beneficiary or to provide any rights to any person or entity not a party to this Contract, including but not limited to any citizen or employees of the COUNTY and/or the CITY.

ARTICLE 12 – CITY'S PROGRAMMATIC REQUIREMENTS

The CITY agrees to specific programmatic requirements, including but not limited to, the following:

- A. The CITY shall maintain separate financial records for Community Based Agency (CBA) Contract funds and account for all receipts and expenditures including direct and indirect cost allocations in accordance with Generally Accepted Accounting Principles (GAAP), by individual service categories, by administration and program costs. CBA's cost allocations are to be completed and posted by service category, delineating program and administrative costs, to the general ledger on a monthly basis. The backup documentation, copies of paid receipts, copies of checks, invoices, or any other applicable documents acceptable to the DEPARTMENT will be requested as desk and/or on-site monitoring on a periodic basis. The administrative cost is to be maintained separately for each individual

service category and be available as in the detailed general ledger. These costs must support the unit rate and number of units billed.

- B. The CITY shall promptly reimburse COUNTY for any funds that are misused, misspent or unspent, or are for any reason deemed to have been spent on ineligible expenses.
- C. The CITY shall maintain records in accordance with Public Records Law, Chapter 119, Florida Statutes.
- D. The CITY shall not disseminate any private or confidential data collected, maintained, or used during the course of the Contract period except as authorized by statute, during the Contract period or thereafter.
- E. The CITY shall allow COUNTY through the DEPARTMENT to both fiscally and programmatically monitor the CITY to assure that its fiscal and programmatic goals and conduct as outlined in the attached Scope of Work, and the attached Units of Service are adhered to. All contracted programs/services will be reviewed at least yearly. Outcome reports will be reviewed on a quarterly basis. The DEPARTMENT staff may utilize and review other funder's licensing or accreditation monitoring results. A copy of all grant audits and monitoring reports by other funding entities are required to be provided to the COUNTY. Services will be monitored against administrative and programmatic standards designed to measure program efficiency and effectiveness. The CITY shall maintain business and accounting records detailing the performance of the Contract. Authorized representatives or agents of the COUNTY and/or the DEPARTMENT shall have access to records upon reasonable notice for purposes of review, analysis, inspection and audit.
- F. Reporting requirements.
 - 1. The CITY shall submit reports to identify outcomes and demographic information so that DEPARTMENT staff is able to determine performance of services being provided.
 - 2. Reports shall be provided at the following intervals and in the report formats as identified in **Exhibit A.1 & Exhibit A.2**.
 - i. Monthly reports shall be due no later than the 15th of the month and shall include the applicable data for the preceding month.
 - 1. The first monthly compliance report will be due no later than November 15th.
 - ii. Quarterly reports shall be due no later than the 15th of the month and shall include the applicable data for the preceding quarter.
 - 1. Quarterly reports shall be due in January, April, July and October.
 - 2. The first reports are due no later than January 15th.
 - iii. Final/annual reports shall be due no later than the 15th of the month and shall include the applicable data for the preceding year.
 - 1. The final/annual report is due no later than October 15th.
 - 2. The CITY agrees to submit final outcomes by the stated time-frame in order to be in contract compliance so that DEPARTMENT staff

is able to determine the CITY'S progress in attaining its goals as outlined in the attached Scope of Work.

- iv. Failure to provide any of the above report information in a timely fashion in a format acceptable to COUNTY, may be grounds for financial reimbursements to be held by COUNTY staff, or may be considered in future funding decisions.

G. Mandatory meetings.

The CITY shall have a representative attend mandatory meetings as may be set by COUNTY.

H. The CITY shall participate in further evaluation conducted by DEPARTMENT, or on behalf of DEPARTMENT. In addition to monitoring, this may include assessment to investigate program effectiveness. Accordingly, the CITY shall:

1. Collect individual participant pre and post-implementation data, if applicable.
2. Submit enrollment, attendance, and any necessary data and reports to DEPARTMENT program monitor and/or evaluator, or to other data collector working on behalf of DEPARTMENT.
3. Administer client satisfaction surveys provided by COUNTY.

I. The COUNTY'S representative shall review in advance all capital expenses in excess of \$500.00. All Equipment and capital items costing more than \$300.00 must be inventoried and marked. A list of all such items must be provided to the COUNTY'S representative within twenty (20) days of receipt and prior to payment by COUNTY. In the event of the termination of the Youth Violence Prevention Project/Youth Empowerment Center by either party under this Contract or subsequent contracts, the items purchased hereunder must be immediately transferred to COUNTY.

ARTICLE 13 - ACCESS AND AUDITS

The CITY shall maintain adequate records to justify all charges, expenses, and costs incurred in estimating and performing the work for at least three (3) years after completion or termination of this Contract. The COUNTY shall have access to such books, records, and documents as required in this section for the purpose of inspection or audit during normal business hours, at the CITY'S place of business.

Palm Beach County has established the Office of the Inspector General in Palm Beach County Code, Sections 2-421 - 2-440, as may be amended. The Inspector General's authority includes but is not limited to the power to review past, present and proposed COUNTY contracts, transactions, accounts and records, to require the production of records, and to audit, investigate, monitor, and inspect the activities of the CITY, its officers, agents, employees, and lobbyists in order to ensure compliance with Contract requirements and detect corruption and fraud.

Failure to cooperate with the Inspector General or interfering with or impeding any investigation shall be in violation of Palm Beach County Code, Sections 2-421 - 2-440, and punished pursuant to Section 125.69, Florida Statutes, in the same manner as a second degree misdemeanor.

The CITY shall have all audits completed by an Independent Certified Public Accountant (IPA) who shall either be a Certified Public Accountant or a Public Accountant licensed under Chapter 473, Florida Statutes. The IPA shall state that the audit complied with the applicable account principles:

- A. The annual financial audit report shall include all management letters and the CITY'S response to all findings, including corrective actions to be taken.
- B. The annual financial audit report shall include a schedule of financial assistance specifically identifying all contracts, agreements and grant revenue by sponsoring agency and contract/agreement/grant number.
- C. Two bound originals of the audit are due thirty (30) days after receipt of the financial audit report by the Independent Certified Public Accountant or a Public Accountant licensed under Chapter 473, Florida Statutes, or nine (9) months after the close of the fiscal year. The complete financial audit report, including all items specified herein, shall be sent directly to:

Palm Beach County Youth Services Department
Attn: Geeta Loach-Jacobson, Director of Outreach & Community Programming
50 S. Military Trail, Suite 203
West Palm Beach, FL 33415

The CITY shall establish policies and procedures and provide a statement, stating that the accounting system or systems established by the CITY, has appropriate internal controls, checking the accuracy and reliability of accounting data, and promoting operating efficiency.

The CITY shall provide a final close out report and Financial Reconciliation Statement, in the form provided as set forth in **Exhibit D** accounting for all funds expended hereunder no later than thirty (30) days from the Contract end date.

ARTICLE 14 - CONFLICT OF INTEREST

The CITY represents that it presently has no interest and shall acquire no interest, either direct or indirect, which would conflict in any manner with the performance of services required hereunder, as provided for in Chapter 112, Part III, Florida Statutes, and the Palm Beach County Code of Ethics. The CITY further represents that no person having any such conflict of interest shall be employed for said performance of services.

The CITY shall promptly notify the COUNTY'S representative, in writing, by certified mail, of all potential conflicts of interest of any prospective business association, interest or other circumstance which may influence or appear to influence the CITY'S judgment or quality of services being provided hereunder. Such written notification shall identify the prospective

business association, interest or circumstance, the nature of work that the CITY may undertake and request an opinion of the COUNTY as to whether the association, interest or circumstance would, in the opinion of the COUNTY, constitute a conflict of interest if entered into by the CITY. The COUNTY agrees to notify the CITY of its opinion by certified mail within thirty (30) days of receipt of notification by the CITY. If, in the opinion of the COUNTY, the prospective business association, interest or circumstance would not constitute a conflict of interest by the CITY, the COUNTY shall so state in the notification and the CITY shall, at its option, enter into said association, interest or circumstance and it shall be deemed not in conflict of interest with respect to services provided to the COUNTY by the CITY under the terms of this Contract.

ARTICLE 15 – DRUG-FREE WORKPLACE

The CITY shall implement and maintain a drug-free workplace program of at least the following items:

- A. Publish a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the workplace and specifying the actions that will be taken against employees for violations of such prohibition.
- B. Inform employees about the dangers of drug abuse in the workplace, the CITY'S policy of maintaining a drug-free workplace, any available drug counseling, rehabilitation, and employee assistance programs, and the penalties that may be imposed upon employees for drug abuse violations.
- C. Give each employee engaged in providing the services that are under Contract a copy of the statement specified in this Article, Paragraph A.
- D. In the statement specified in this Article, Paragraph A, notify the employees that, as a condition of working on the Contract services, the employee will abide by the terms of the statement and will notify the CITY of any conviction of, or plea of guilty nolo contendere to, any violation of Chapter 893, Florida Statutes, or of any controlled substance law of the United States or any state, for a violation occurring in the workplace no later than five (5) days after such conviction or plea.
- E. Impose a sanction on, or require the satisfactory participation in a drug abuse assistance or rehabilitation program if such is available in the employee's community, by any employee who is so convicted or so pleads.
- F. Make a good faith effort to continue to maintain a drug-free workplace through implementation Section 287.087, Florida Statutes.

ARTICLE 16 - AMERICANS WITH DISABILITIES (ADA)

The CITY shall meet all the requirements of the Americans with Disabilities Act (ADA), which shall include, but not be limited to, posting a notice informing service recipients and employees

that they can file any complaints of ADA violations directly with the Equal Employment Opportunity Commission (EEOC), Miami Tower, 100 SE 2nd Street, Suite 1500, Miami, FL 33131.

ARTICLE 17 - INDEPENDENT CONTRACTOR RELATIONSHIP

The CITY is, and shall be, in the performance of all work services and activities under this Contract, an Independent Contractor, and not an employee, agent, or servant of the COUNTY. All persons engaged in any of the work or services performed pursuant to this Contract shall at all times, and in all places, be subject to the CITY'S sole direction, supervision, and control. The CITY shall exercise control over the means and manner in which it and its employees perform the work, and in all respects the CITY'S relationship and the relationship of its employees to the COUNTY shall be that of an Independent Contractor and not as employees or agents of the COUNTY.

The CITY does not have the power or authority to bind the COUNTY in any promise, agreement or representation.

ARTICLE 18 - CONTINGENT FEES

The CITY warrants that it has not employed or retained any company or person, other than a bona fide employee working solely for the CITY to solicit or secure this Contract and that it has not paid or agreed to pay any person, company, corporation, individual, or firm, other than a bona fide employee working solely for the CITY, any fee, commission, percentage, gift, or any other consideration contingent upon or resulting from the award or making of this Contract.

ARTICLE 19 - SUBCONTRACTING

The COUNTY reserves the right to accept the use of a subcontractor or to reject the selection of a particular subcontractor and to inspect all facilities of any subcontractors in order to make a determination as to the capability of the subcontractor to perform properly under this Contract.

Notwithstanding anything contained herein, the CITY shall be required to submit each subcontractor's information to COUNTY, and COUNTY will provide written acceptance/non-approval to the CITY.

ARTICLE 20 - PUBLIC ENTITY CRIMES

As provided in Sections 287.132-133, Florida Statutes, by entering into this Contract or performing any work in furtherance hereof, the CITY certifies that it, its affiliates, suppliers, subcontractors and consultants who will perform hereunder, have not been placed on the convicted vendor list maintained by the State of Florida Department of Management Services within the thirty-six (36) months immediately preceding the date hereof. This notice is required by Section 287.133(3)(a), Florida Statutes.

ARTICLE 21 - EXCUSABLE DELAYS

The CITY shall not be considered in default by reason of any failure in performance if such failure arises out of causes reasonably beyond the control of the CITY or its subcontractors and without their fault or negligence. Such causes include, but are not limited to, acts of God, force majeure, natural or public health emergencies, labor disputes, freight embargoes, and abnormally severe and unusual weather conditions.

Upon the CITY'S request, the COUNTY shall consider the facts and extent of any failure to perform the work and, if the CITY'S failure to perform was without it or its subcontractors fault or negligence, the contract schedule and/or any other affected provision of this Contract shall be revised accordingly, subject to the COUNTY'S rights to change, terminate, or stop any or all of the work at any time.

ARTICLE 22 - ARREARS

The CITY shall not pledge the COUNTY'S credit or make it a guarantor of payment or surety for any contract, debt, obligation, judgment, lien, or any form of indebtedness. The CITY further warrants and represents that it has no obligation or indebtedness that would impair its ability to fulfill the terms of this Contract.

ARTICLE 23 - DISCLOSURE AND OWNERSHIP OF DOCUMENTS

The CITY shall deliver to the COUNTY'S representative for approval and acceptance, and before being eligible for final payment of any amounts due, all documents and materials prepared by and for the COUNTY under this Contract. These documents shall include data for monitoring and evaluation as applicable. Client files and records will remain the property of the CITY.

To the extent allowed by Chapter 119, Florida Statutes, all written and oral information not in the public domain or not previously known, and all information and data obtained, developed, or supplied by the COUNTY or at its expense will be kept confidential by the CITY and will not be disclosed to any other party, directly or indirectly, without the COUNTY'S prior written consent unless required by a lawful court order. All drawings, maps, sketches, programs, data base, reports and other data developed, or purchased, under this Contract for or at the COUNTY'S expense shall be and remain the COUNTY'S property and may be reproduced and reused at the discretion of the COUNTY.

All covenants, agreements, representations and warranties made herein, or otherwise made in writing by any party pursuant hereto, including but not limited to any representations made herein relating to disclosure or ownership of documents, shall survive the execution and delivery of this Contract and the consummation of the transactions contemplated hereby.

Notwithstanding any other provision in this Contract, all documents, records, reports and any other materials produced hereunder shall be subject to disclosure, inspection and audit, pursuant to the Palm Beach County Office of the Inspector General, Palm Beach County Code, Sections 2-421 - 2-440, as amended.

ARTICLE 24 - TERMINATION

This Contract may be terminated by the CITY upon sixty (60) days' prior written notice to the COUNTY'S representative in the event of substantial failure by the COUNTY to perform in accordance with the terms of this Contract through no fault of the CITY. It may also be terminated, in whole or in part, by the COUNTY, with or without cause, immediately upon written notice to the CITY. Unless the CITY is in breach of this Contract, the CITY shall be paid for services rendered to the COUNTY'S satisfaction through the date of termination. After receipt of a Termination Notice and except as otherwise directed by the COUNTY the CITY shall:

- A. Stop work on the date and to the extent specified.
- B. Terminate and settle all orders and subcontracts relating to the performance of the terminated work.
- C. Transfer all work in process, completed work, and other materials related to the terminated work to the COUNTY. Transfer pertinent client records and refer clients receiving services to another agency funded by COUNTY, as approved by the COUNTY, in order to ensure continuity of care.
- D. Continue and complete all parts of the work that have not been terminated.
- E. Submit an invoice for final payment on the terminated portion of the Contract within thirty (30) days of the termination date.

ARTICLE 25 - SEVERABILITY

If any term or provision of this Contract, or the application thereof to any person or circumstances shall, to any extent, be held invalid or unenforceable, the remainder of this Contract, or the application of such terms or provision, to persons or circumstances other than those as to which it is held invalid or unenforceable, shall not be affected, and every other term and provision of this Contract shall be deemed valid and enforceable to the extent permitted by law.

ARTICLE 26 - MODIFICATIONS OF WORK

The COUNTY reserves the right to make changes in the Scope of Work, including alterations, reductions therein or additions thereto. Upon receipt by the CITY of the COUNTY'S notification of a contemplated change, the CITY shall, in writing: (1) provide a detailed estimate for the increase or decrease in cost due to the contemplated change, (2) notify the COUNTY of any estimated change in the completion date, and (3) advise the COUNTY if the contemplated change shall affect the CITY'S ability to meet the completion dates or schedules of this Contract.

If the COUNTY so instructs, in writing, the CITY shall suspend work on that portion of the Scope of Work affected by a contemplated change, pending the COUNTY'S decision to proceed with the change.

If the COUNTY elects to make the change, the COUNTY shall initiate a contract amendment and the CITY shall not commence work on any such change until such written amendment is signed by the CITY and approved and executed on behalf of Palm Beach County.

ARTICLE 27 - NOTICE

All notices required in this Contract shall be sent by certified mail, return receipt requested, hand delivery or other delivery service requiring signed acceptance. If sent to the COUNTY, notices shall be addressed to:

Palm Beach County Youth Services Department
Attn: Tammy K. Fields, Director
50 S. Military Trail, Suite 203
West Palm Beach, FL 33415

With copy to:

Palm Beach County Attorney's Office
301 North Olive Ave.
West Palm Beach, FL 33401

If sent to the CITY, notices shall be addressed to:

City of Riviera Beach
Attn: Thomas A. Masters, Mayor
600 West Blue Heron Blvd
Riviera Beach, FL 33404

ARTICLE 28 - STANDARDS OF CONDUCT FOR EMPLOYEES

The CITY must establish safeguards to prevent employees, consultants, or members of governing bodies from using their positions for purposes that are, or give the appearance of being, motivated by a desire for private financial gain for themselves or others such as those with whom they have family, business, or other ties. Therefore, each institution receiving financial support must have written policy guidelines on conflict of interest and the avoidance thereof. These guidelines should reflect State and local laws and must cover financial interests, gifts, gratuities and favors, nepotism, and other areas such as political participation and bribery. These rules must also indicate the conditions under which outside activities, relationships, or financial interest are proper or improper, and provide for notification of these kinds of activities, relationships, or financial interests to a responsible and objective institution official. For the requirements of code of conduct applicable to procurement under grants, see the procurement standards prescribed by 45 CFR Part 74, Subpart P and 45 CFR Part 92.36.

The rules of conduct must contain a provision for prompt notification of violations to a responsible and objective grantee official and must specify the type of administrative action that may be taken against an individual for violations. Administrative actions, which would be in addition to any

legal penalty(ies), may include oral admonishment, written reprimand, reassignment, demotion, suspension, or separation. Suspension or separation of a key official *must* be reported promptly to the COUNTY.

A copy of the rules of conduct must be given to each officer, employee, board member, and consultant of the recipient organization who is working on the grant supported project or activity and the rules must be enforced to the extent permissible under State and local law or to the extent to which the grantee determines it has legal and practical enforcement capacity.

The rules need not be formally submitted to and approved by the COUNTY; however, they must be made available for a review upon request, for example, during a site visit.

ARTICLE 29 - FEDERAL AND STATE TAX

The COUNTY and the CITY are exempt from payment of Florida State Sales and Use Taxes. The CITY shall not be authorized to use the COUNTY'S Tax Exemption Number in securing such materials used to fulfill contractual obligations with the COUNTY.

The CITY shall be responsible for payment of its own and its share of its employees' payroll, payroll taxes, and benefits with respect to this Contract.

ARTICLE 30 - ENTIRETY OF CONTRACTUAL AGREEMENT

The CITY agrees that the Scope of Work has been developed from the CITY'S service proposal and that the COUNTY expects performance by the CITY in accordance with such application. In the event of a conflict between the proposal and this Contract, this Contract shall control.

The COUNTY and the CITY agree that this Contract sets forth the entire agreement between the parties, and that there are no promises or understandings other than those stated herein. None of the provisions, terms and conditions contained in this Contract may be added to, modified, superseded or otherwise altered, except by written instrument executed by the parties hereto in accordance with Article 26 - Modifications of Work.

{Remainder of page left blank intentionally}

IN WITNESS WHEREOF, the Board of County Commissioners of Palm Beach County, Florida has made and executed this Contract on behalf of the COUNTY and CITY has hereunto set its hand the day and year above written.

ATTEST:

COUNTY:

SHARON R. BOCK
CLERK AND COMPTROLLER

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

By: _____
Deputy Clerk

By: _____
Paulette Burdick, Mayor

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

APPROVED AS TO TERMS
AND CONDITIONS

By: _____
County Attorney

By: _____
Tammy K. Fields, Director

WITNESS:

CITY:

Signature

City of Riviera Beach
Company Name

Name (type or print)

Signature

ATTEST:

Thomas A. Masters
Typed Name

Claudene L. Anthony, CMC, City Clerk

Mayor
Title

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

(corp. seal)

By: 
City Attorney

EXHIBIT A.1

SCOPE OF WORK

FY 2018 YOUTH EMPOWERMENT CENTER CONTRACT

Agency Name: City of Riviera Beach

Program Name: Youth Empowerment Center (YEC)

Overview:

The Youth Empowerment Center (YEC) program provides activities and services to at risk youth ages 11-19, including after-school educational and recreational programs/activities. The YEC focuses on empowering youth, promoting education, promoting health, promoting leadership and community involvement.

Observed Need/Risk Factor(s) that will be addressed: Youth need a safe and nurturing environment that provides positive developmental opportunities and prevents them from engaging in violence and inappropriate behaviors.

Services:

The CITY shall assign staff and resources to provide the following after-school and summer empowerment services:

- Targeted Recruitment of at risk youth (including juvenile probation office, youth court, school personnel, parents/guardians, law enforcement, diversion programs)
- Registration and Intake for each youth
- Risk Assessment for each youth by utilizing the Prevention Assessment Tool (PAT)
- Transportation Options for YEC program activities
- Teen Center (educational and recreational programming 5 days a week minimum with 10 interest based programs/pro-social activities per week excluding recreation)
- Youth/Teen Advisory Council meetings (every other month minimally) to recommend programs, activities, and policy of the YEC
- Tutoring and Scholastic Aptitude Test (SAT) skill building
- Mentoring Support
- Life Skills, Financial Literacy, Leadership skills Training
- Function as Evening Reporting Center for DJJ involved youth, as appropriate
- College Readiness & Tours
- Career Exploration/Readiness, Employability Skills Training, and Job Placement Assistance
- Community Service Projects incorporating Reflective Learning
- Connectivity to Resources
- Collaborative Partnerships (leadership participation in a minimum of 10 County/Youth Services Department and/or School District collaborative meetings and/or events throughout the year)

Outcomes:

The following outcomes will be tracked:

- # and % of program participants served who demonstrated improvement in student academics;
- # and % of program participants served who advance to next grade level/ attained high school graduation;
- # and % of program participants served who attained post-graduate success (college/vocational enrollment, employment, industry certifications, military enlistment)
- # and % of program participants served who remained/ became crime free

Reports Submission:

The CITY shall provide monthly, quarterly and annual data for all program participants funded in this contract. The reports shall be presented in a format acceptable to COUNTY.

- Monthly Report format, Exhibit C, Attachment 1
- Quarterly Report format, Exhibit C, Attachment 2
- Quarterly Report format (Logic Model), Exhibit C, Attachment 3
- Final/Annual Report format, Exhibit C, Attachment 4

Clients served through YEC:

100 clients

Exhibit A.2

SCOPE OF WORK

FY 2018 YOUTH EMPOWERMENT CENTER

Agency Name: City of Riviera Beach

Program Name: Summer Youth Internship

Overview:

The Youth Empowerment Center (YEC) summer internship program provides activities and services to at risk youth ages 16-19, including after-school educational and recreational programs/activities. The YEC focuses on empowering youth, promoting education, promoting health, promoting leadership and community involvement.

Observed Need/Risk Factor(s) that will be addressed: Youth need a safe and nurturing environment that provides positive developmental opportunities and prevents them from engaging in violence and inappropriate behaviors.

Services:

The CITY shall assign staff and resources to provide the following summer youth internship services:

- Targeted Recruitment of at-risk youth (including juvenile probation office, youth court, school personnel, parents/guardians, law enforcement, diversion programs)
- Registration and Intake for each youth
- Risk Assessment for each youth by utilizing the Prevention Assessment Tool (PAT)
- Mentoring Support
- Life Skills Training
- Financial Literacy
- Career Exploration/Readiness, Employability Skills Training, and Job Placement Assistance
- Summer Internship Job Placement
- Connectivity to Resources

Outcomes:

The following outcomes will be tracked:

- # and % of program participants served who demonstrated increase in employability skills
- # and % of program participants served who obtained employment/ internship experience

Reports Submission:

The CITY shall provide monthly, quarterly and annual data for all program participants funded in this contract. The reports shall be presented in a format acceptable to COUNTY.

- Monthly Report format, Exhibit C, Attachment 1
- Quarterly Report format, Exhibit C, Attachment 2
- Quarterly Report format (Logic Model), Exhibit C, Attachment 3
- Final/Annual Report format, Exhibit C, Attachment 4

Clients served through YEC:

10 clients

EXHIBIT B

UNITS OF SERVICE RATE AND DEFINITION
FY 2018

YOUTH EMPOWERMENT CENTER		City Riviera Beach	
Service Name and Definition of Unit of Service		Unit Cost	Total Cost of Service
Youth Empowerment Program <u>Definition of Unit of Service:</u> A unit of service is defined as one month of service that may include traveling to and providing outreach, recruitment, intake, pro-social activities, educational activities, recreational activities, mentoring, group workshops, youth advisory council meetings, home visits, community service projects, youth conferences, linkages to other resources for youth and family, collaborative partnership meetings/events, documentation, and data management of client services listed in the scope of work.		\$8,333.33	\$100,000
Summer Youth Internship Program <u>Definition of Unit of Service:</u> A unit of service is defined as one hour of service that may include traveling to and providing outreach, recruitment, intake, internship salaries/stipends, pro-social activities, educational activities, recreational activities, mentoring, group workshops, youth advisory council meetings, home visits, community service projects, youth conferences, development and linkages to other resources for youth and family, collaborative partnership meetings/events, documentation, and data management of client services listed in the scope of work.		\$11.56	\$80,000
Total Contract			\$180,000

EXHIBIT C, ATTACHMENT 1

Monthly Reports Format



**MONTHLY COMPLIANCE REPORT
2017-2018 COMMUNITY BASED AGENCIES CONTRACT**

Agency Name: City of Riviera Beach		Fiscal Year: 2017-2018	Month: Choose an item.
Services	Current Status	Explanation	
Document targeted recruitment of at risk youth (including juvenile probation office, youth court, school personnel, parents/guardians, law enforcement, diversion programs)	Choose an item.	Please provide a brief explanation if service delivery is delayed.	
Complete Registration and Intake for each youth	Choose an item.	Please provide a brief explanation if service delivery is delayed.	
Complete Risk Assessment for each youth by utilizing the Prevention Assessment Tool (PAT)	Choose an item.	Please provide a brief explanation if service delivery is delayed.	
Provide transportation options for YEC program activities	Choose an item.	Please provide a brief explanation if service delivery is delayed.	
Provide educational and recreational programming 5 days a week minimum with 10 interest based programs/pro-social activities per week excluding recreation.	Choose an item.	Please provide a brief explanation if service delivery is delayed.	
Convene Youth/Teen Advisory Council meetings (every other month minimally) to recommend programs, activities, and policy for the YEC.	Choose an item.	Please provide a brief explanation if service delivery is delayed.	
Provide tutoring and Scholastic Aptitude Test (SAT) skill building.	Choose an item.	Please provide a brief explanation if service delivery is delayed.	
Provide Mentoring support.	Choose an item.	Please provide a brief explanation if service delivery is delayed.	
Provide life skills, financial literacy, leadership skills training.	Choose an item.	Please provide a brief explanation if service delivery is delayed.	
Document attendance of college readiness sessions/ tours.	Choose an item.	Please provide a brief explanation if service delivery is delayed.	
Document Career Exploration/Readiness, Employability Skills Training, and Job Placement Assistance	Choose an item.	Please provide a brief explanation if service delivery is delayed.	

Demonstrate connectivity to Resources	Choose an item.	<i>Please provide a brief explanation if service delivery is delayed.</i>
Participate in Collaborative Partnership meetings (leadership participation in a minimum of 10 County/Youth Services Department and/or School District collaborative meetings and/or events throughout the year)	Choose an item.	<i>Please provide a brief explanation if service delivery is delayed.</i>
Document/ Provide Summer Internship Job Placement	Choose an item.	<i>Please provide a brief explanation if service delivery is delayed.</i>
Function as Evening Reporting Center for DJJ involved youth, as appropriate	Choose an item.	<i>Please provide a brief explanation if service delivery is delayed.</i>

Please list any program specific challenges your agency experienced during this reporting period.

Please list any program specific accomplishments your agency experienced during this reporting period.

Report approved and submitted by:

Click or tap here to enter text.

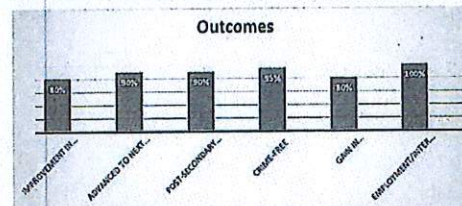
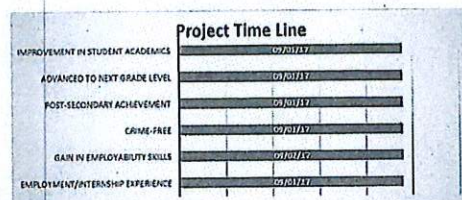
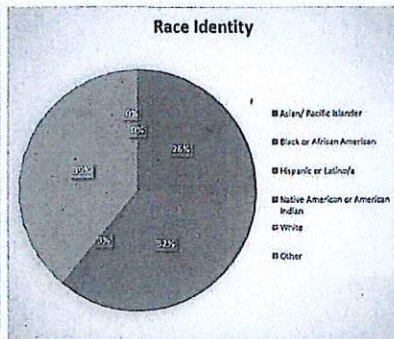
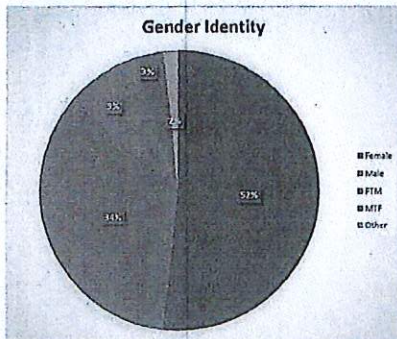
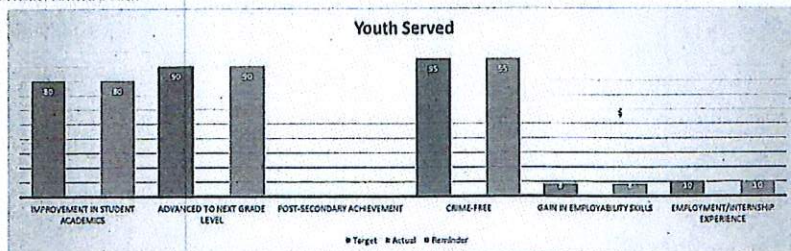
Title of signatory

Click or tap to enter a date.

EXHIBIT C, ATTACHMENT 2

Quarterly Reports Format

Project Dashboard - Youth Empowerment Center
Site Name: Riviera Beach



Confidence Range		
Outcomes	Lower Limit	Status
NEXT GRADE LEVEL	#DIV/0!	#DIV/0!
CRIME STATUS	#DIV/0!	#DIV/0!
EMPLOYMENT PLACEMENT	#DIV/0!	#DIV/0!
Statistical Significance		
Outcomes	p-value	Status
ACADEMICS	#DIV/0!	#DIV/0!

Sample Data

PROJECT DATA

Project Name	Start Date	End Date	Duration	Target Outcome	Actual Outcomes	Target	Actual	Reminder
Improvement in Student Academics	09/01/17		42979	80%	0%	80		80
Advanced to Next Grade Level	09/01/17		42979	90%	0%	90		90
Post-Secondary Achievement	09/01/17		42979	90%	0%			
Crime-Free	09/01/17		42979	95%	0%	95		95
Gain in Employability Skills	09/02/17		42980	80%	0%	8		8
Employment/Internship Experience	09/01/17		42979	100%	0%	10		10
						283	0	283

Gender	
Female	30
Male	20
FTM	5
MTF	2
Other	1

Race	
Asian/Pacific Islander	0
Black or African American	20
Hispanic or Latino/a	25
Native American or American Indian	2
White	30
Other	0

Sample Data

Program Name: Riviera Beach

Sample Data

Program Site: Riviera Beach

Sample Data

Total number of tasks:	0	Total number of tasks:	0
Number of successful tasks:	0	Number of successful tasks:	0
Confidence Level:	95%	Confidence Level:	95%
Z value:	1.960	Z value:	1.960
Proportion of successes:	#DIV/0!	Proportion of successes:	#DIV/0!
p-adjusted:	#DIV/0!	p-adjusted:	#DIV/0!
n-adjusted:	3,841	n-adjusted:	3,841
Confidence Interval:	#DIV/0!	Confidence Interval:	#DIV/0!
Lower Limit:	#DIV/0!	Lower Limit:	#DIV/0!
Upper Limit:	#DIV/0!	Upper Limit:	#DIV/0!

OUTCOMES - Youth Empowerment Center

Program Site: Riviera Beach

Youth Scores

School ID #	Employment/Internship

Statistics

N	0
Passed	0
Mean	#DIV/0!
Std Dev	#DIV/0!
S.E.	#DIV/0!
Paired T Test	

Confidence Interval (Binary Task)

Total number of tasks:	0
Number of successful tasks:	0
Confidence Level	95%
T-value	2.262
Proportion of successes:	#DIV/0!
p-adjusted:	#DIV/0!
n-adjusted:	5.117
Confidence Interval:	#DIV/0!
Lower Limit:	#DIV/0!
Upper Limit:	#DIV/0!

Sample Data

EXHIBIT C, ATTACHMENT 3

Quarterly Reports Format (Logic Model)

RIVIERA BEACH Youth Empowerment Center

☐ Family ☒ Agency ☐ Community

Column1 Identified Problem, Need, Situation	Column2 Service or Activity	Column3 Outcome	Column4 Outcome/Indicator	Column5 Actual Results	Column6 Measurement Tool	Column7 Data Source	Column8 Frequency of Data Collection or Reporting
Instructions: Identified Need/ Problem/ Situation	Instructions: Identify the number of clients to be served; the timeframe for the project; may also include the number of units of service offered	Instructions: General statement of results expected	Instructions: Projected number of clients expected to achieve each outcome divided by the number served; the percentage expected to achieve	Instructions: The Actual number of clients achieving the outcome, divided by the number served; the percentage of clients who achieved each outcome	Instructions: What evidence will you collect to prove your outcomes are achieved	Instructions: Include Collection Procedure, Personnel Responsible	Instructions: How often and when is data collected
Youth need academic support.	Youth will be provided academic support services including homework assistance, tutoring and standardized test (FSA, PERT, SAT).	Youth will demonstrate improvement in academics.	80 of 100 or 80% of participants will demonstrate improvement in student academics.		Student Progress Reports and Report Cards will be collected to access improvement in student academics.	Director/Staff will collect student Progress Reports and Report Cards.	Every nine weeks and at semester end.
Youth need to advance to next grade level/ graduate high school.	Youth will be provided academic support services including tutoring, mentoring, academic skill building and standardized test (FSA, PERT, SAT) skill building.	Youth will advance to next grade level/ graduate high school.	90 of 100 or 90% of participants will advance in grade level or attain high school graduation.		Copies of Student Progress Reports, Report Cards, standardized testing scores and high school Diploma's will be collected to access academic progress.	Director/Staff will collect copies of student Progress Reports, Report Cards, test scores and Diploma's.	Every nine weeks, semester and school year end.
Youth need post high school graduation plan.	Youth will attend workshops/trainings such as Financial Literacy, Career Exploration, Employability Skills, Job Placement assistance, College Readiness etc.	Youth attain post graduate achievement to include: college/ vocational enrollment, employment, industry certification, military enlistment.	90% of graduating seniors will attain post graduate achievement including college/vocational enrollment, employment, industry certification, military enlistment.		Copies of documentation supporting college enrollment, industry certification, employment, military enlistment will be collected.	Director/Staff will collect documentation supporting college enrollment, industry certification, employment, military enlistment.	On-going and at summer-end.
Youth need to become/remain crime-free.	Youth will have a designated safe site to participate in after-school and summer educational and recreational programs including tutoring/homework assistance, use computers, mentoring support, engage in skills building workshops, participate in community service projects, attend field trips and crime prevention conferences.	Youth will become/remain crime-free.	95 of 100 or 95% of participants will become/remain crime-free.		JHS face-sheet data from DJJ.	Director/ Staff will create an MOU with DJJ for data-sharing purposes.	Monthly data gathering
Youth need employability skills	Youth will participate in trainings and workshops to develop and enhance career development to include financial literacy, leadership, interviewing skills etc.	Youth gained employability skills.	8 of 10 or 80% will demonstrate increase in employability skills.		Pre and Post Survey	Director/Staff will administer Pre and Post Survey.	At start and end of workshops.
Youth need job/internship experience.	Youth will be placed in summer internships.	Youth will obtain employment/internship experience.	10 of 10 or 100% of participants will complete summer internship.		Placement log, final site evaluations and youth essays.	Director/Staff will maintain placement log, collect site evaluations and youth essays.	At start and end of internship.
Mission Statement	To empower youth and young adults to be the essence of greatness by creating gateways for social, emotional, physical, financial, and mental performance.						

EXHIBIT C, ATTACHMENT 4

Annual Report Format



**ANNUAL REPORT
2017-2018 COMMUNITY BASED AGENCIES CONTRACT**

EXECUTIVE SUMMARY

Agency Name:	City of Riviera Beach
Program Name:	Youth Empowerment Center
Prepared by:	<i>Name and contact information of the person preparing this report</i>
Methods:	<i>A short statement of the evaluation methodology</i>
Outcomes:	<i>A short statement about the program's outcomes</i>
Conclusion:	<i>A short statement that indicates if the program achieved its stated outcomes.</i>
Recommendations:	<i>A short statement that include recommendations to address challenges and improve this program.</i>

Report approved and submitted by:

Click or tap here to enter text.

Title of signatory

Click or tap to enter a date.

ANNUAL REPORT

Introduction:

Provide a brief description about your agency and the funded program.

Scope of Work:

Describe the program's scope of work.

- Document targeted recruitment of at risk youth (including juvenile probation office, youth court, school personnel, parents/ guardians, law enforcement, diversion programs);
- Complete Registration and Intake for each youth;
- Complete Risk Assessment for each youth by utilizing the Prevention Assessment Tool (PAT);
- Provide transportation options for YEC program activities;
- Provide educational and recreational programming 5 days a week minimum with 10 interest based programs/pro-social activities per week excluding recreation;
- Convene Youth/Teen Advisory Council meetings (every other month minimally) to recommend programs, activities, and policy for the YEC;
- Provide tutoring and Scholastic Aptitude Test (SAT) skill building;
- Provide Mentoring support;
- Provide life skills, financial literacy, leadership skills training;
- Document attendance of college readiness sessions/ tours;
- Document Career Exploration/Readiness, Employability Skills Training, and Job Placement Assistance;
- Demonstrate connectivity to Resources
- Participate in Collaborative Partnership meetings (leadership participation in a minimum of 10 County/Youth Services Department and/or School District collaborative meetings and/or events throughout the year);
- Document/ provide summer internship job placement;
- Function as Evening Reporting Center for DJJ involved youth, as appropriate.

Demographics:

Describe and provide totals for the population you served. Highlight any demographic information that is program specific, specify 'other' categories, and provide a summary of challenges and accomplishments serving this population.

Gender:		Age:	
Female	# (%)	0-4	# (%)
Male	# (%)	5-10	# (%)
FTM	# (%)	11-13	# (%)
MTF	# (%)	14-18	# (%)
Other	# (%)	19-22	# (%)
Race:		Family Income:	
Asian/Pacific Islander	# (%)	<\$19,999	# (%)
Black or African American	# (%)	\$20-29,999	# (%)
Hispanic or Latino/a	# (%)	\$30-39,999	# (%)
Native American or American Indian	# (%)	\$40-49,999	# (%)
White	# (%)	\$50-59,999	# (%)
Other	# (%)	>\$60,000	# (%)
Methodology			

Describe your process of data collection and data analysis. Include any statistical techniques and particular calculations you employed, and explain the rationale for your process.

Outcomes:
<p><i>Provide a narrative of your findings as supported by your data analysis. This section should also include a list of your outcomes. Additional charts, graphs, descriptive statistics, and statistical outputs may also be included in this section.</i></p> <ul style="list-style-type: none"> • # and % of program participants served who demonstrated improvement in student academics. • # and % of program participants served who advanced to next grade level/ attained high school graduation.

- # and % of program participants served who attained post-graduate success (college/vocational enrollment, employment, industry certifications, military enlistment).
- # and % of program participants served who became/ remained crime free.
- # and % of program participants served who demonstrated increase in employability skills
- # and % of program participants served who obtained employment/internship experience

Conclusions:

Conclude your report by summarizing your findings. Explain the impact of the outcomes above with program-related quantitative and qualitative data as applicable. Discuss any challenges and limitations of your program as well as your successes. Explain recommended changes to the programs based on your findings.

EXHIBIT D

FINANCIAL RECONCILIATION STATEMENT

As required by the provisions of the Contract/Agreement between Palm Beach County Board of County Commissioners (County) and _____

(Resolution # _____) (Agency), effective _____, 20____, for
(describe subject) _____

_____, attached is a final financial
reconciliation of the funds provided by Palm Beach County.

As shown in the attached (mark applicable box):

- ☐ All funds provided by County were spent in accordance with the provisions of the Contract/Agreement.

OR

- ☐ There were under expenditures in the amount of \$_____, which pursuant to the Contract/Agreement, will be returned to County by (enter date) _____; all other funds were spent in accordance with the provisions of the Contract/Agreement.

The undersigned states that he/she is the Chief Financial Officer or other individual duly authorized as stipulated in the Contract/Agreement to sign this type of document. The information attached is a true and accurate representation of the expenditure of County funds under the Contract/Agreement.

Signature

Date

Print Name

**Riviera Beach Youth Empowerment Center
Program Budget
FY 2017/2018**

Expenditures	Funding Source		Total Budget
	County	City	
Contractual Services			
Prevention/Life Skills/SkillBuilding/Education Programs	34,954.00		
Total Contractual Services	34,954.00		
Education & Training (Staff & Youth Participants) as determined by Program Manager)			
Staff/Youth Training Enhancements	2,500.00		
Total Education & Training	2,500.00		
Pre-apprenticeship Programs (as determined by Program Mgr)			
Youth Apprenticeship training	8,500.00		
Total Pre-Apprenticeship Program	8,500.00		
Pre-apprenticeship Program Materials (as determined by Program Mgr)			
Apprenticeship program materials i.e. tools, books, safety equipment	3,500.00		
Total Pre-apprenticeship Program Materials	3,500.00		
Travel & Per Diem			
Hotel	5,000.00		
Flight/Transportation (charter) & Per Diem	3,750.00	3,750.00	
College Tour (Youth & Chaperones) and other related trips/ conference expenses determined by Program Manager	5,704.00	3,842.00	
Total Travel & Per Diem	14,454.00	7,592.00	
Communication Services			
Telephone	2,112.00		
Internet/Cable	2,268.00		
Total Communication Services	4,380.00		
Rental & Leases			
Copiers Leases	2,232.00		
Water Coolers Services			
Total Rental & Leases	2,232.00		

**Riviera Beach Youth Empowerment Center
Program Budget
FY 2017/2018**

Funding Source			
Expenditures	County	City	Total Budget
Facility / Building Repairs & Maintenance			
Cleaning Services	3,500.00		
Pest Control	480.00		
Repairs			
Total Facility / Building Repairs & Maintenance	3,980.00		
Program Activities			
Day Trips/leadership activities (include admission cost etc.)	2,500.00		
Other related expenses as determined by Program Manager	2,500.00		
Total Program Activities	5,000.00		
Program Supplies			
Administrative Supplies (books, magazines, pens, pencil, paper, arts & crafts etc.) and other related expenses as determined by Program Manager	3,000.00	2,500.00	
T-Shirts, Flyers, Brochures/marketing, uniforms and other related expenses.	4,500.00		
Total Program Supplies	7,500.00	2,500.00	
Program Equipment			
Recreational Equipment/Programs	3,000.00		
Total Program Equipment	3,000.00		
Food Supplies			
Breakfast, Lunch, Dinner, Snacks & Refreshments, Food supplied during day trips and other related expenses as determined by Program Manager	5,500.00		
Total Food Supplies	5,500.00		
Renovations			
Renovations, Furnishings, Security, appliances and other expenses needed to operate the program	4,500.00		
Total Renovations	4,500.00		
Total YEP Budget			
	100,000.00	10,092.00	
Salaries			
	County	City	Total
(2) P/T Employees			
\$ 13.83/hrly x (30) hours weekly x 52 weeks a year	\$ 43,149.60		43,149.60
(2) P/T Employees FICA			
\$43,149.60 x 0.0765%	\$ 3,300.94		3,300.94

**Riviera Beach Youth Empowerment Center
Program Budget
FY 2017/2018**

Expenditures	Funding Source		Total Budget
	County	City	
Summer Youth Internship			
\$8.05/hrly x (25) hours weekly x (8) weeks x (19) interns	\$ 30,590.00		30,590.00
(19) Summer Youth Interns FICA	\$ 2,340.13		2,340.13
\$30,590.00 x 0.0765%			
\$55 (per youth intern) x (19) interns	\$ 619.23	\$ 425.77	1,045.00
Drug/Background Testing for Youth Interns			
Total Salaries	79,999.90	425.77	80,425.67

CITY OF RIVIERA BEACH CITY COUNCIL
AGENDA ITEM SUMMARY

Meeting Date: 9/6/2017

Agenda Category: CONSENT RESOLUTION

Subject: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING A WORK ORDER WITH MATHEWS CONSULTING OF WEST PALM BEACH, FLORIDA FOR ENGINEERING SERVICES FOR REDESIGN WEST 23RD STREET TO WEST 27TH STREET FROM AVENUE M TO AVENUE Q TO FACILITATE ROADWAY IMPROVEMENT PROJECTS IN THE AMOUNT OF \$60,499.00; APPROVING A WORK ORDER WITH STANTEC CONSULTING SERVICES, INC. OF BOCA RATON, FLORIDA FOR CIVIL ENGINEERING DESIGN SERVICES FOR AVENUE O AND W 24TH STREET ROADWAY IMPROVEMENT PROJECTS IN THE AMOUNT OF \$28,595.00; AUTHORIZING THE CITY MANAGER TO APPROVE CHANGE ORDERS UP TO TEN PERCENT (10%); AUTHORIZING THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO MAKE PAYMENT FOR SAME FROM ACCOUNT NUMBER 311-1127-541-0-6351 AND PROVIDING AN EFFECTIVE DATE.

Recommendation/Motion: Staff recommends that the City Council approve the resolution.

Originating Dept	Public Works	Costs	\$89,094
User Dept.	Public Works	Funding Source	Account No. 311-1127-541-0-6351 Proposal Amount \$89,094 10% Contingency \$8,909
Advertised	No	Budget Account Number	Fund <u>311</u> Dept/Division <u>1127</u> Org. <u>541</u> Object <u>0</u> Reporting Category: <u>6351</u>
Date			
Paper			
Affected Parties	Not Required		

Background/Summary:

On September 3, 2014, the City Council approved Resolution No. 89-14 authorizing staff to proceed with the issuance of a municipal bond for reconstruction of various roadway improvements throughout the City. Mathews and Stantec Consulting firms, as the City's continuing services engineering firms, are qualified to not only provide the services, but is also capable of meeting the stringent project deadlines.

During the summer of 2015, City staff and District 1 Council member held community meeting to address the constraint of the 30' right of ways in Monroe Heights. An initial survey was sent out to Monroe Heights providing for three options for the typical section design. Option A was a one-way street with curb, gutter and sidewalks on both sides. Option B was a two-way street with curb, gutter and sidewalks on both sides but required the residents to donate 5' of their property to the City to construct the road. Option C was a two-way street with simply gutter on both sides and no sidewalk. The results of the survey were that the overwhelming majority of the Monroe Heights community wanted the streets turned one-way with sidewalks on both sides.

Following completion of the design, a request was made by re-evaluate the options as the community has expressed concern in reference to the one-way streets and elderly citizens backing up into the one-way street network. A community meeting was conducted in July 18, 2017 and a new option was presented with two-way streets, curb and gutter on both sides, and a sidewalk on only one side of the street. This option was overwhelming selected by the citizens who attended the meeting. Following this meeting staff went back and evaluated the results of the two surveys and propose option D which is a two-way street with a single valley gutter down the middle, and sidewalks on both sides of the street. This is recommended by staff and will provide a solution satisfying the desires of all constituents.

Staff requests that City Council approve the work order with Mathews and Stantec Consulting firms, to provide engineering design services for Avenue T, West 31st to West 37th streets from Avenue T to Avenue S, and Wet 23rd to West 27th street from Avenue M to Avenue Q to facilitate roadway improvement redesign in the amount of \$60,499.00 and 28,595.00 respectively.

Fiscal Years	2017	2018	2019	2020	2021
Capital Expenditures	\$89,094				
Operating Costs	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
External Revenues	NA				
Program Income (city)	NA				
In-kind Match (city)	NA				
Net Fiscal Impact	\$89,094	\$0.00	\$0.00	\$0.00	\$0.00
NO. Additional FTE Positions (cumulative)	N/A				

III. Review Comments

A. Finance Department Comments:

B. Purchasing/Intergovernmental Relations/Grants Comments:

C. Department Director Review:

Contract Start Date

Contract End Date

Renewal Start Date

Renewal End Date

Number of 12 month terms this renewal

Dollar Amount

Contractor Company Name

Contractor Contact

Contractor Address

Contractor Phone Number

Contractor Email

Type of Contract

Describe

ATTACHMENTS:

File Name	Description	Upload Date	Type
RESOLUTION_TO_award_contract_Ave_O_redesign_9-6-17.docx	Resolution	9/5/2017	Cover Memo
Mathews_Avenue_O_re-design_Proposal_8-22-17.pdf	Mathews Proposal	8/24/2017	Agreement
Stantec_Redesign_Proposal_8-22-17.pdf	Stantec Proposal	8/24/2017	Agreement
resolution_151-14_Stantec.pdf	Resolution 151-14/80-15	8/24/2017	Resolution
Ave_O_Redesign_City_Council_Presentation_9-6-17.pdf	Presentation	8/24/2017	Presentation

REVIEWERS:

Department	Reviewer	Action	Date
Community Development	Bailey, Terrance	Approved	8/24/2017 - 8:49 PM
Purchasing	Little, Rickey	Approved	8/24/2017 - 8:57 PM
Finance	sherman, randy	Approved	8/25/2017 - 9:22 AM
Attorney	Degraffenreidt, Andrew	Approved	8/28/2017 - 11:24 AM
City Clerk	Robinson, Claudene	Approved	8/30/2017 - 3:37 PM
City Manager	Evans, Jonathan	Approved	8/31/2017 - 2:40 PM

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING A WORK ORDER WITH MATHEWS CONSULTING OF WEST PALM BEACH, FLORIDA FOR ENGINEERING SERVICES FOR REDESIGN WEST 23RD STREET TO WEST 27TH STREET FROM AVENUE M TO AVENUE Q TO FACILITATE ROADWAY IMPROVEMENT PROJECTS IN THE AMOUNT OF \$60,499.00; APPROVING A WORK ORDER WITH STANTEC CONSULTING SERVICES, INC. OF BOCA RATON, FLORIDA FOR CIVIL ENGINEERING DESIGN SERVICES FOR AVENUE O AND W24TH STREET ROADWAY IMPROVEMENT PROJECTS IN THE AMOUNT OF \$28,595.00; AUTHORIZING THE CITY MANAGER TO APPROVE CHANGE ORDERS UP TO TEN PERCENT (10%); AUTHORIZING THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO MAKE PAYMENT FOR SAME FROM ACCOUNT NUMBER 311-1127-541-0-6351 AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council approved on September 3, 2014 issuance of municipal construction bonds under Resolution 89-14 in the amount of \$12,000,000 for roadway reconstruction along various streets throughout the City; and

WHEREAS, the roadway design will have to be completed in order to proceed with construction; and

WHEREAS, Mathews Consulting and Stantec are the City's continuing services engineering firms placed under contract by way of Resolution 151-14 and 80-15 and is capable of completing the scope of work required to meet all schedule deadlines.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA as follows:

SECTION 1. That the City Council hereby approves the issuance of a work order to Mathews Consulting of West Palm Beach, Florida and Stantec Consulting Services, Inc. of Boca Raton, Florida to provide engineering design services required to develop construction documents for the redesign of the Avenue O area project from one-way to two-way roadway improvements in the amount of \$60,499.00 and \$28,595.00 respectively.

SECTION 2. That the Director of Finance and Administrative Services is authorized to make payment for same from Account Numbers 311-1127-541-0-6351.

SECTION 3. That the City Manager shall have authority to approve change orders in an amount not to exceed ten percent (10%) of the contract amount.

SECTION 4. That this Resolution shall take effect upon its passage and approval by City Council.

PASSED and APPROVED this _____ day of _____, 2017
RESOLUTION NO. _____
PAGE: 2

APPROVED:

THOMAS A. MASTERS
MAYOR

KASHAMBA L. MILLER-ANDERSON
CHAIRPERSON

ATTEST:

CLAUDENE L. ANTHONY
CERTIFIED MUNICIPAL CLERK
CITY CLERK

TONYA DAVIS JOHNSON
CHAIR PRO TEM

LYNNE L. HUBBARD
COUNCILPERSON

TERENCE D. DAVIS
COUNCILPERSON

DAWN S. PARDO
COUNCILPERSON

MOTIONED BY: _____

SECONDED BY: _____

L. HUBBARD _____

K. MILLER-ANDERSON _____

T. DAVIS JOHNSON _____

D. PARDO _____

T. DAVIS _____

REVIEWED AS TO LEGAL SUFFICIENCY

ANDREW DEGRAFFENREIDT
CITY ATTORNEY

DATE: _____

From: Rebecca Travis
To: [Bailey, Terrence](#)
Cc: [David L. Mathews](#)
Subject: Avenue O re-design, City Project #605-16
Date: Monday, August 14, 2017 3:10:10 PM
Attachments: [FeeTable Final Amend 1 Aug 2017.pdf](#)
[image006.png](#)

Terrence,

Attached is our proposed fee to redesign the Avenue O Neighborhood project from a one-way roadway design section to a two-way design section. We anticipate the following tasks will need to be completed:

- Revise the roadway paving and drainage drawings
- Revise paving and drainage details, structure table, exfil trench table as applicable
- Update water/sewer plans and profile drawings w/new road cross-section and check for conflicts
- Revise signing and marking drawings
- Revise the quantities, construction cost estimate and schedule of values
- Prepare and submit an amendment to the ww conflict manhole permit
- Prepare and submit an amendment to the potable watermain permit
- Prepare and submit an amendment to the SFWMD ERP
- Coordination with design engineer at Avenue O interface

Our estimate assumes revision to 100% design plans and only minor comments from the City on the redesign.

If you have any questions, please contact us. Thanks.



main: 561-655-6175, ext 7715, direct: 561-425-7715

cell: 561-308-7544

email: rtravis@baxterwoodman.com

www.baxterwoodman.com

477 S. Rosemary Avenue, Suite 330

West Palm Beach, FL 33401

This email and any attachments are confidential and are intended solely for the use of the intended addressee(s). If you have received this email in error, please notify the sender immediately or call 561-655-6175 and delete this email. If you are not the intended recipient(s), any use, retention, dissemination, forwarding, printing, or copying of this e-mail is strictly prohibited. The integrity and security of this message cannot be guaranteed on the Internet. Thank You.

Attachment A
City of Riviera Beach
Avenue "O" Infrastructure Improvements - Re-Design to Two-Way Section
Mathews Consulting, a Baxter & Woodman Company
Engineering Fee Proposal (8/14/17)

Task No.	Task Description	Labor Classification and Hourly Rates							Sub-Consultant Services
		Principal Engineer \$175.00	Senior Project Engineer \$155.00	Engineer I \$120.00	Senior Eng. Tech. \$110.00	Senior Inspector \$110.00	Clerical \$67.00	Total Labor	
1	Project Management								
1.1	Overall PM	15						\$2,625	
1.2	Design Workshop Meetings	6		6			4	\$2,038	
	Subtotal Task 1	21	0	6	0	0	4	\$4,663	\$0
4	Design Services								
4.3c	100% Design Drawings								
	Drainage, Roadway, Water, Sewer	75		110	165			\$44,475	
4.5	Construction Cost Opinion (100%)	8		15				\$3,200	
4.6	Quality Assurance	4				8		\$1,580	
	Subtotal Task 4	87	0	125	165	8	0	\$49,255	\$0
5	Permitting								
5.1	PBCHD Water Main Permit	3		3	2		1	\$1,172	
5.2	PBCHD Sewer Conflict MH Permit	3		3	2		1	\$1,172	
5.3	SFWMD Water Use Permit (dewatering)							\$0	
5.4	SFWMD Environmental Resource Permit	10		10	2		1	\$3,237	
	Subtotal Task 5	16	0	16	6	0	3	\$5,581	\$0
	Labor Subtotal Hours	124	0	147	171	8	7		
	Labor Subtotal Costs	\$21,700	\$0	\$17,640	\$18,810	\$880	\$469	\$59,499	\$0
	Labor Total Costs	\$59,499							
	Subconsultant Costs Total	\$0							
	Subconsultant Multiplier	1.1							
	Subconsultant Total	\$0							
	Reimbursable Expenses	\$1,000							
	Project Total	\$60,499							



Stantec Consulting Services Inc.
800 Fairway Drive, Suite 195
Deerfield Beach FL 33441
Tel: (954) 481-2812
Fax: (954) 481-2818

August 21, 2017

Terrence N. Bailey, LEED AP, P.E.
Public Works Director, Acting
The City of Riviera Beach
2391 Ave L
Riviera Beach, Florida 33404

**Re: Proposal for Professional Consulting Services – Additional Services
Drainage Improvements – Avenue O from Blue Heron Blvd. to West 27th Street
And West 24th Street from Avenue P to Avenue M**

Dear Mr. Bailey:

In accordance with our Professional Services Agreement for Engineering Services dated June 1, 2011, Stantec Consulting Services, Inc., (hereinafter referred to as "Consultant", "We" or "Stantec"), is pleased to have the opportunity to submit this proposal for professional consulting services to the City of Riviera Beach, (hereinafter referred to as "Client" or "City") to perform engineering services for the drainage improvement project listed above. The proposed scope of services and fees follow.

PROJECT UNDERSTANDING

The Client has retained our office to provide professional engineering services in conjunction with the design and permitting of various drainage improvements to three projects in the City of Riviera Beach. One of those projects includes the following area limits:

1. Avenue O improvements from Blue Heron Blvd. north to West 27th Avenue. Associated with this is the reconstruction of West 24th Avenue from Avenue P to Avenue M.

To date, the project has been completed with respect to design and permitting. The City now desires to make changes to all of the east west side streets to allow for widening of the pavement on all streets to accommodate more efficient two-way traffic. Those changes are outlined herein:

- Widen intersections of all side streets on Avenue O to new pavement width, including West 22nd St. through West 27th St., and adjust radii as needed.
- Change the storm water management design on all side streets to accommodate an inverted drainage design concept. Provide for transitions on Avenue O to accommodate side street changes.
- Remove the proposed curb and sidewalk on side streets at intersections and replace with valley gutter.
- Modify all intersections on Avenue O to accommodate the side street changes.
- Specifically widen West 24th Street from Avenue P to Avenue M.

- Realign drainage facilities to accommodate changes in geometry.
- Realign water and sewer mains and service connections to accommodate changes in geometry.
- Remove all sidewalks at intersections coming from side streets, but keep sidewalks on Avenue O.
- Provide curb cuts and/or cross walks along Avenue O at each side street.

To accommodate these changes the following scope of services shall be provided:

SCOPE OF SERVICES

Task 1 – Additional Services

The roadway and utility changes listed above shall be provided as needed to maintain schedule and to incorporate all of the design modifications requested by the City. The side street roadway design shall incorporate the new pavement width of 24' with inverted roadway for drainage. All deliverables shall be provided as before, concurrently with the original scope and schedule. It is anticipated that almost all plan sheets will need to be modified. Those include the drainage design plans and profiles, water and sewer plans and profiles, pavement marking plans, SWPPP and MOT plan, as well as the cover sheet, key sheet, notes, details and tabulation of quantities sheets. We assume that there will be an initial submittal of all changes required and, and after review by the City and agencies, revisions made and one final submittal made prior to bid.

To facilitate the plan changes, the drainage system shall be re-evaluated and pipe sizes and drainage structures adjusted, if needed, based on the potential increase in impervious area. Revised quantities will be determined for the purpose of adjusting the bid for construction. And an Estimate of Probable Cost (EPC) will be provided at the initial submittal following the changes and again once plans have been finalized for bid.

During the course of the redesign, it is anticipated that there will be one (1) coordination meeting with the City's other neighborhood consultant for the side street projects in order to ensure that both projects match up together. Drainage design calculations and permit drawings shall be provided to the aforementioned consultant for use in submittal of one master drainage permit package. Water and sewer tie-ins shall be coordinated in order to ensure that the connection points and pipe sizes are compatible. Another coordination meeting with the City Utility Department shall also be attended. CAD files for both projects shall be shared among both firms to make sure all geometry is correct. All current permit applications shall be modified in lieu of submitting new permit applications.

Task 2 – Additional Field Investigation

It is not anticipated that much additional field work will be required. These include geotechnical services and topographic survey. However, with the change in utility locations, it is highly probable that underground utility locates (SUE) will be required at some locations. In our scope of services, we propose to perform soft digs in and around the intersection of Avenue O and West 24th Street. It is assumed that the City's other consultant shall address conflicts on the other side street intersections. The new locations for underground locates shall be coordinated with the other consultant to prevent them from being duplicated.

Task 3: It is not anticipated at this time, but any additional services requested by the City beyond those listed herein will be based upon hourly billing rates only as directed by the City.

We appreciate this opportunity to submit this proposal. Please contact Terrance N. Glunt, P.E., LEED AP at 954-481-2812 or via email at tery.glunt@stantec.com if you have any questions.

Respectfully Submitted,

STANTEC CONSULTING SERVICES, INC.



Terrance N. Glunt P.E., S.I., LEED AP
Principal

If you concur in all the foregoing and wish to direct us to proceed with the services, please have authorized persons execute both copies of this Agreement in the spaces provided below, retain one copy, and return the other to us. Fees and times stated in this Agreement are valid for sixty (60) days after the date of this letter.

CITY OF RIVIERA BEACH
A Municipality

Agreed to this _____ day of _____, 2017

By: _____

(Print or Type Name)

Title: _____
(As Authorized by Law)

(Email Address)

_____, Witness

(Print or Type Name)

Official Seal:

Copy To: Tery Glunt/File

Stantec Consulting Services, Inc. 800 Fairway Drive, Suite 195 Deerfield Beach, FL 33441 (954) 481-2812 (Phone) - (954) 481-2818 (Fax)		PERSONHOUR ESTIMATES							
		Project No.: TBD Name: Avenue O Modifications from Blue Heron to West 27th Street City of Riviera Beach, Florida							
		Date: 8/21/2017							
		Principal in Charge Manhours	Project Manager Manhours	Sr. Proj. Engineer Manhours	Project Engineer Manhours	CADD Tech/Insp Manhours	Clerical Manhours	TOTAL	Total Fees
		\$185.00	\$155.00	\$135.00	\$98.00	\$77.50	\$46.25	Hours Activity	
Task 1.00	Subtask 1 - Design Modification - Initial Phase	RC	TG	MA	EH	SG	PB		
	Drainage Design Analysis		2	8				10 \$ 1,390.00	
	Initial Plan Revisions - Set New Geometry		2	8		16		26 \$ 2,630.00	
	Plan Production Cover, Key Sheet, Notes, Details, Tables, MOT, SWPPP			4		12		16 \$ 1,470.00	
	Drainage and Roadway			16		24		40 \$ 4,020.00	
	Water Utilities			6		12		18 \$ 1,740.00	
	Specifications			2			4	6 \$ 455.00	
	Opinion of Probable Costs			4		4		8 \$ 850.00	
	QA QC Review, Redlines		4					4 \$ 620.00	
	Review with Owner		2	2				4 \$ 580.00	
	SUBTOTALS	0	10	50	0	68	4	132 \$ 13,755.00	
Task 1.00	Subtask 2 - Design Modifications - Final Phase								
	General Plan Production			4		12		16 \$ 1,470.00	
	Drainage and Roadway			8		24		32 \$ 2,940.00	
	Water Utilities			6		12		18 \$ 1,740.00	
	Specifications			2				2 \$ 270.00	
	Opinion of Probable Costs			4		8		12 \$ 1,160.00	
	QA QC Review Redlines		4					4 \$ 620.00	
	Review with Owner		2	2				4 \$ 580.00	
	SUBTOTALS	0	6	26	0	56	0	88 \$ 8,780.00	
Task 1.00	Subtask 3 - Permit Modifications								
	Revise Permit Submittals (Calculations and Permit Sketches)		2	6				8 \$ 1,120.00	
	Respond to RAI's and Finalize Permits		2	6				8 \$ 1,120.00	
	SUBTOTALS	0	4	12	0	0	0	16 \$ 2,240.00	
Task 1.00	Subtask 4 - Project Management, Coordination and Meetings								
	Meeting(s) with City and Matthews Consulting		2	2				4 \$ 580.00	
	Meeting(s) with Riviera Beach Utilities Dept.		2	2				4 \$ 580.00	
	Coordination(s) with Matthews Consulting		2	2				4 \$ 580.00	
	Meeting(s) with City to Finalize Plans		2	2				4 \$ 580.00	
	SUBTOTALS	0	8	8	0	0	0	16 \$ 2,320.00	
Task 2.00	SUE - Softdig Allowance								
	Subconsultant Services - Wantman Group Inc (WGI) - See below								
	SUBTOTALS	0	0	0	0	0	0	0 \$ -	
Task 3.00	N/A								
	SUBTOTALS	0	0	0	0	0	0	0 \$ -	
	Hourly Totals	0	16	76	0	124	4	220	
LABOR COST, TOTAL								\$ 27,095.00	
SUBCONSULTANT FEES - Softdig Daily Cost, One (1) Day, WGI								\$ 1,500.00	
TOTAL PROPOSED COMPENSATION								\$28,595.00	

RESOLUTION NO. 151-14

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING A WORK ORDER WITH STANTEC CONSULTING SERVICES, INC. OF BOCA RATON, FLORIDA FOR CIVIL ENGINEERING DESIGN SERVICES FOR WEST 18TH TO WEST 22ND STREET EAST OF AVENUE S, AVENUE O AND WEST 24TH STREET, WEST 6TH STREET AND WEST 7TH STREET ROADWAY IMPROVEMENT PROJECTS IN THE AMOUNT OF \$84,217.50, \$69,279.50, \$53,838.00 RESPECTIVELY; AUTHORIZING THE CITY MANAGER TO APPROVE CHANGE ORDERS UP TO TEN PERCENT (10%); AUTHORIZING THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO MAKE PAYMENT FOR SAME FROM ACCOUNT NUMBER 460-1127-541-0-6355 AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council approved, receipt of funding in accordance with Chapter 2014-53 General Appropriations Act in the amount of \$1,300,000 for water quality improvements along various streets throughout the City; and

WHEREAS, the roadway design will have to be completed in order to proceed with construction and to comply with the terms of the Department of Environmental Protection Agreement No. S0771 process; and

WHEREAS, Stantec Consulting Services is the City's continuing services engineering firm under contract and is capable of completing the design work required to meet all schedule deadlines.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA as follows:

SECTION 1. That the City Council hereby approves the issuance of a work order to Stantec Consulting Services, Inc. of Boca Raton, Florida to provide design services required to develop construction documents for various roadway improvements in the amount of \$84,217.50, \$69,279.50, and \$53,838.00.

SECTION 2. That the Director of Finance and Administrative Services is authorized to make payment for same from Account Numbers 460-1127-541-0-6355.

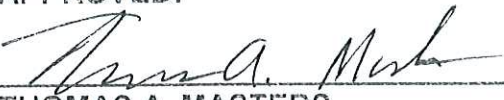
SECTION 3. That the City Manager shall have authority to approve change orders in an amount not to exceed ten percent (10%) of the contract amount.

SECTION 4. That this Resolution shall take effect upon its passage and approval by City Council.

PASSED and APPROVED this 17th day of DECEMBER, 2014.


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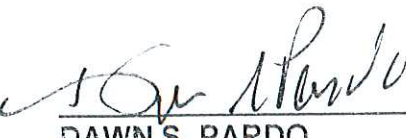
APPROVED:


THOMAS A. MASTERS
MAYOR

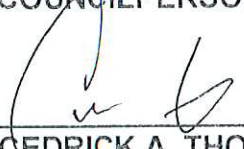
ABSENT
JUDY L. DAVIS
CHAIRPERSON

ATTEST:



CLAUDENE L. ANTHONY,
CERTIFIED MUNICIPAL CLERK
INTERIM CITY CLERK


DAWN S. PARDO
CHAIR PRO TEM


BRUCE A. GUYTON
COUNCILPERSON


CEDRICK A. THOMAS
COUNCILPERSON

MOTIONED BY: C. THOMAS


TERENCE D. DAVIS
COUNCILPERSON

SECONDED BY: B. GUYTON

B. GUYTON AYE

J. DAVIS ABSENT

C. THOMAS AYE

D. PARDO AYE

T. DAVIS AYE

REVIEWED AS TO LEGAL SUFFICIENCY

PAMALA HANNA RYAN, B.C.S., CITY ATTORNEY

DATE: _____

ROAD PROJECTS PRESENTATION

Monroe Heights
Community Meeting
July 18, 2017

Updated August 24, 2017

WHY ARE WE HERE?

- ▣ DISCUSS THE PROJECT HISTORY
- ▣ DISCUSS THE ORIGINAL SURVEY RESULTS
- ▣ DISCUSS THE NEW SURVEY RESULTS
- ▣ DISCUSS THE NEW TYPICAL SECTION
- ▣ REQUEST APPROVAL FOR REDESIGN

“THE PROJECT”

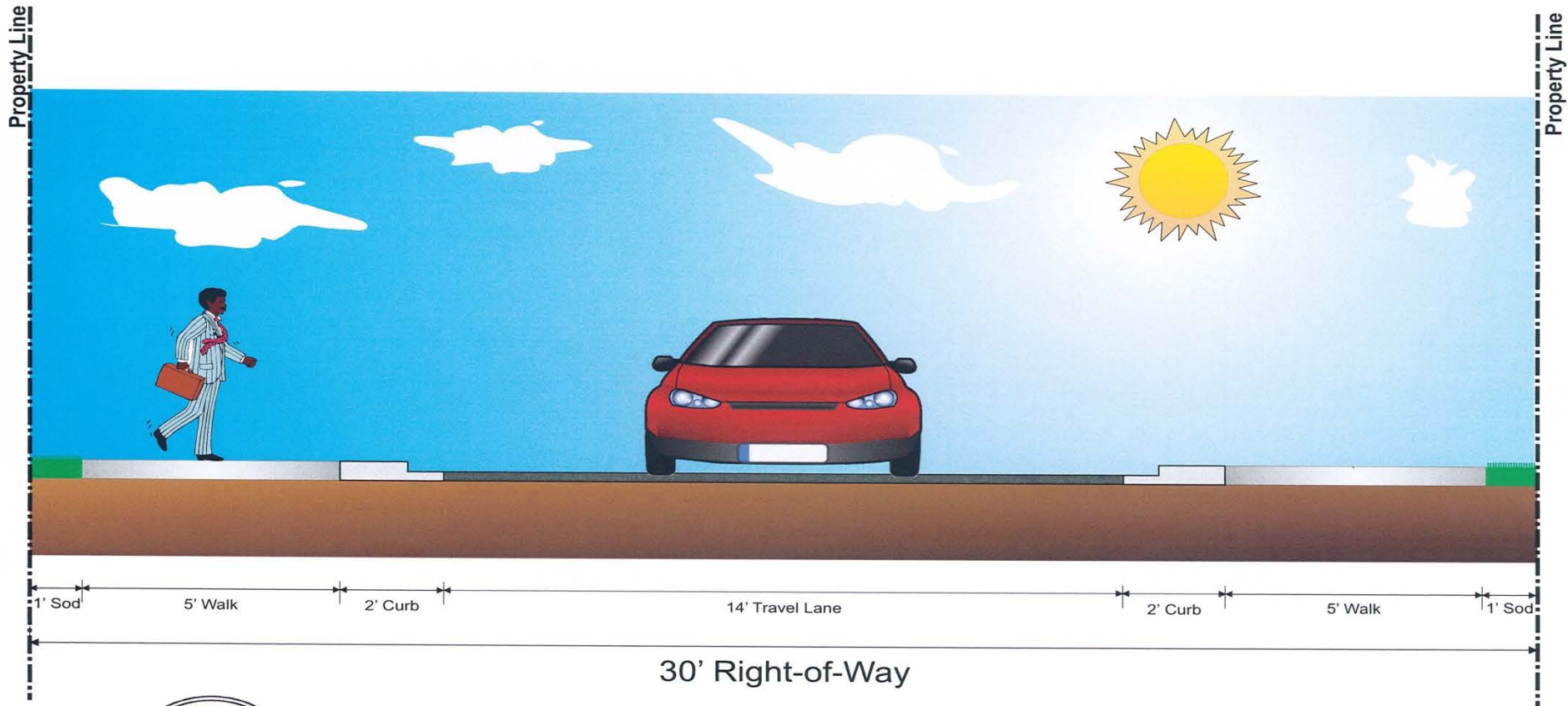
MONROE HEIGHTS



PROJECT HISTORY

- ▣ **SEPTEMBER 3, 2014** – MUNICIPAL BOND ISSUANCE
- ▣ **MAY 20, 2015** – COUNCIL ENTERED INTO AGREEMENT W/ DEP (GRANT)
- ▣ **JUNE 17, 2015** – COUNCIL ISSUED WORK ORDER FOR ROADWAY DESIGN
- ▣ **JULY 6, 2015** – CONSULTANT BEGAN ROADWAY DESIGN
- ▣ **JULY 16, 2015 & AUGUST 27, 2015** – COMMUNITY MEETINGS HELD TO DISCUSS DESIGN OPTIONS
- ▣ **AUGUST AND SEPTEMBER 2015** – ISSUED AND RECEIVED SURVEY RESPONSES ON DESIGN PREFERENCE
- ▣ **JULY 18, 2017** - COMMUNITY MEETINGS HELD TO DISCUSS DESIGN OPTIONS

OPTION A



Option A - Recommended Option

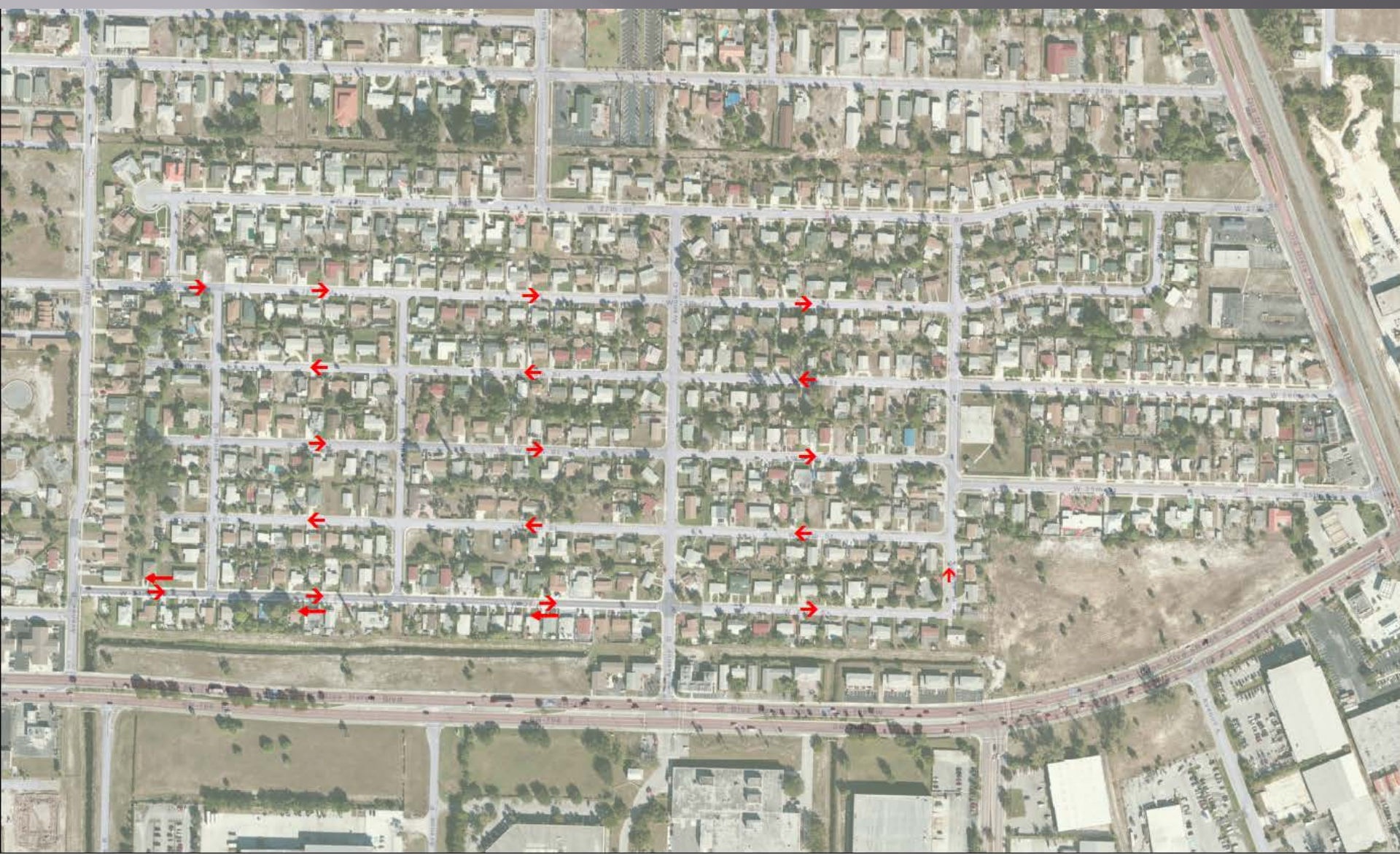
N.T.S.

Typical Roadway Section - ONE WAY

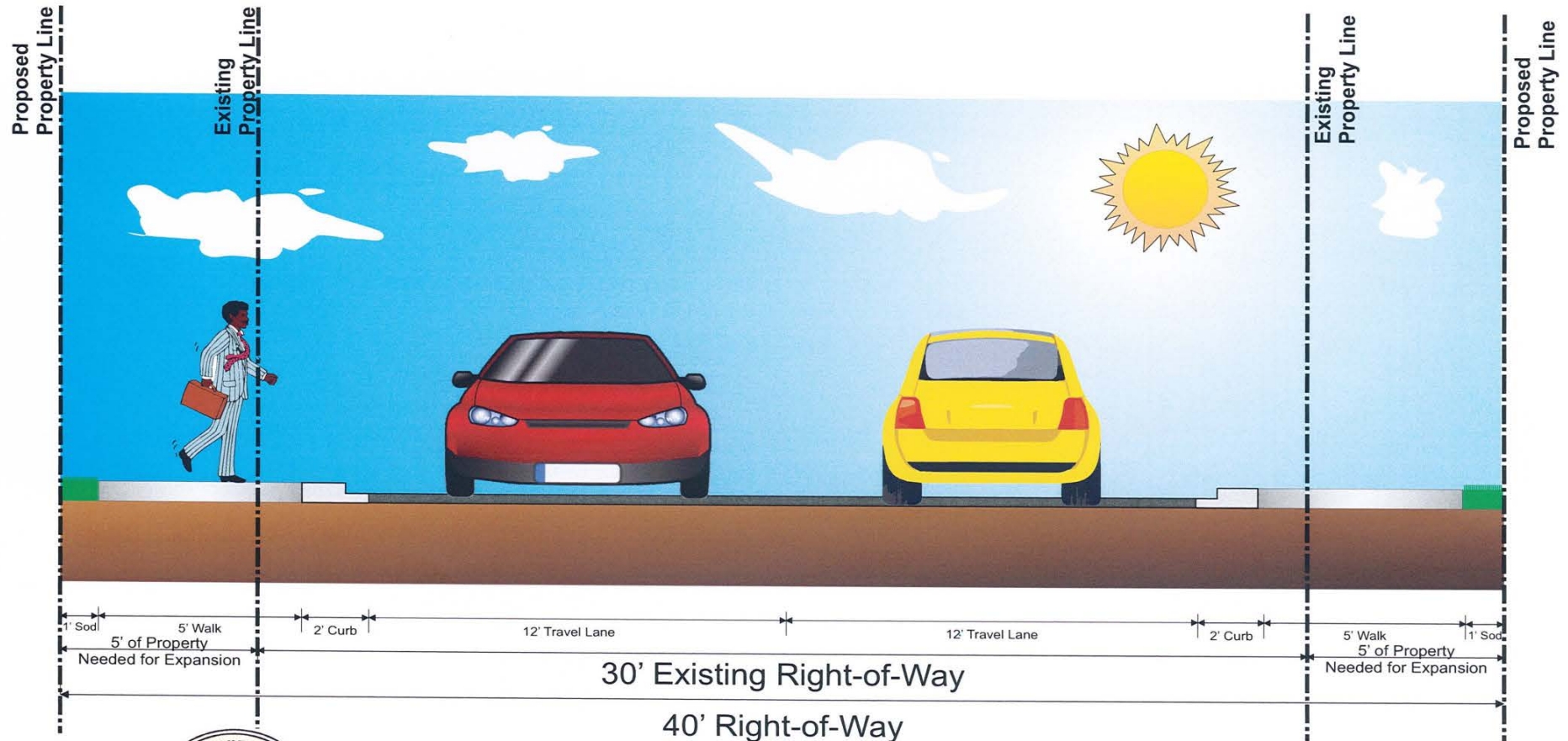
(W. 23rd Street, W. 24th Street, W. 25th Street, W. 26th Street, W. 26th Court)



DIRECTION OF ONE WAY STREETS



OPTION B

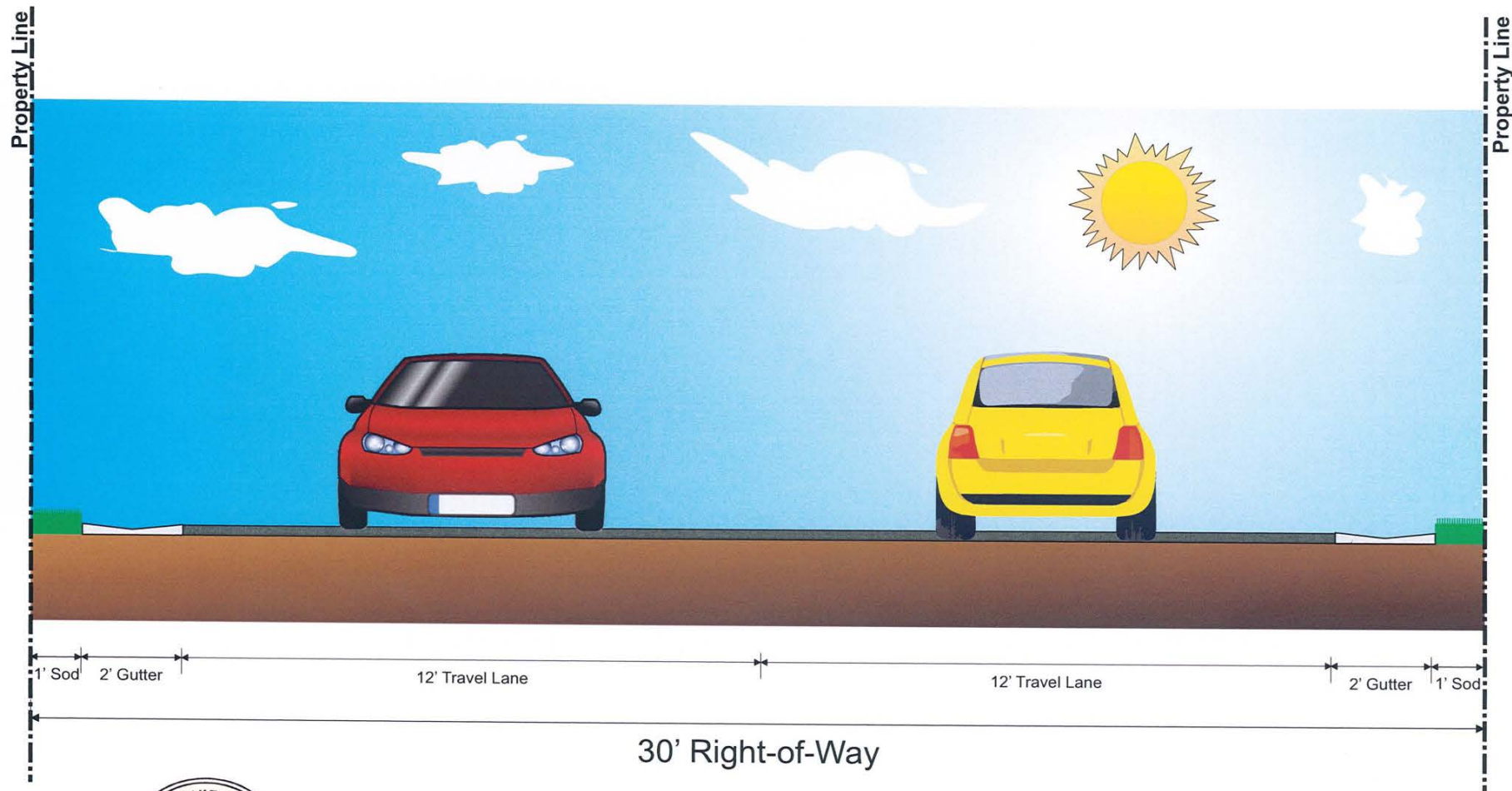


Option B - 5' property would be required of residents N.T.S.
Typical Roadway Section - TWO WAY

(W. 23rd Street, W. 24th Street, W. 25th Street, W. 26th Street, W. 26th Court)



OPTION C



Option C - No sidewalks

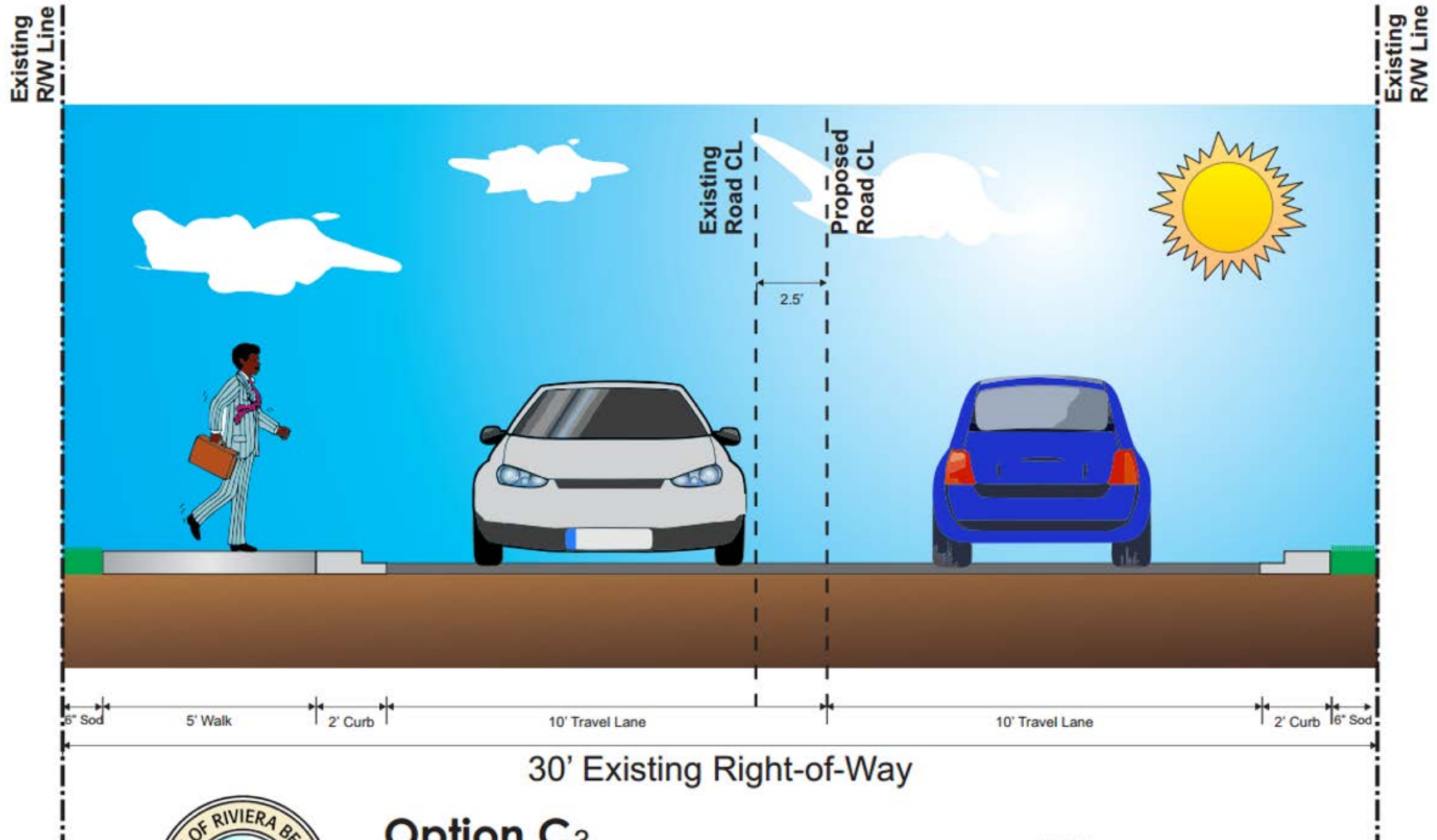
N.T.S.

Typical Roadway Section - TWO WAY

(W. 23rd Street, W. 24th Street, W. 25th Street, W. 26th Street, W. 26th Court)



OPTION C₃



Option C₃

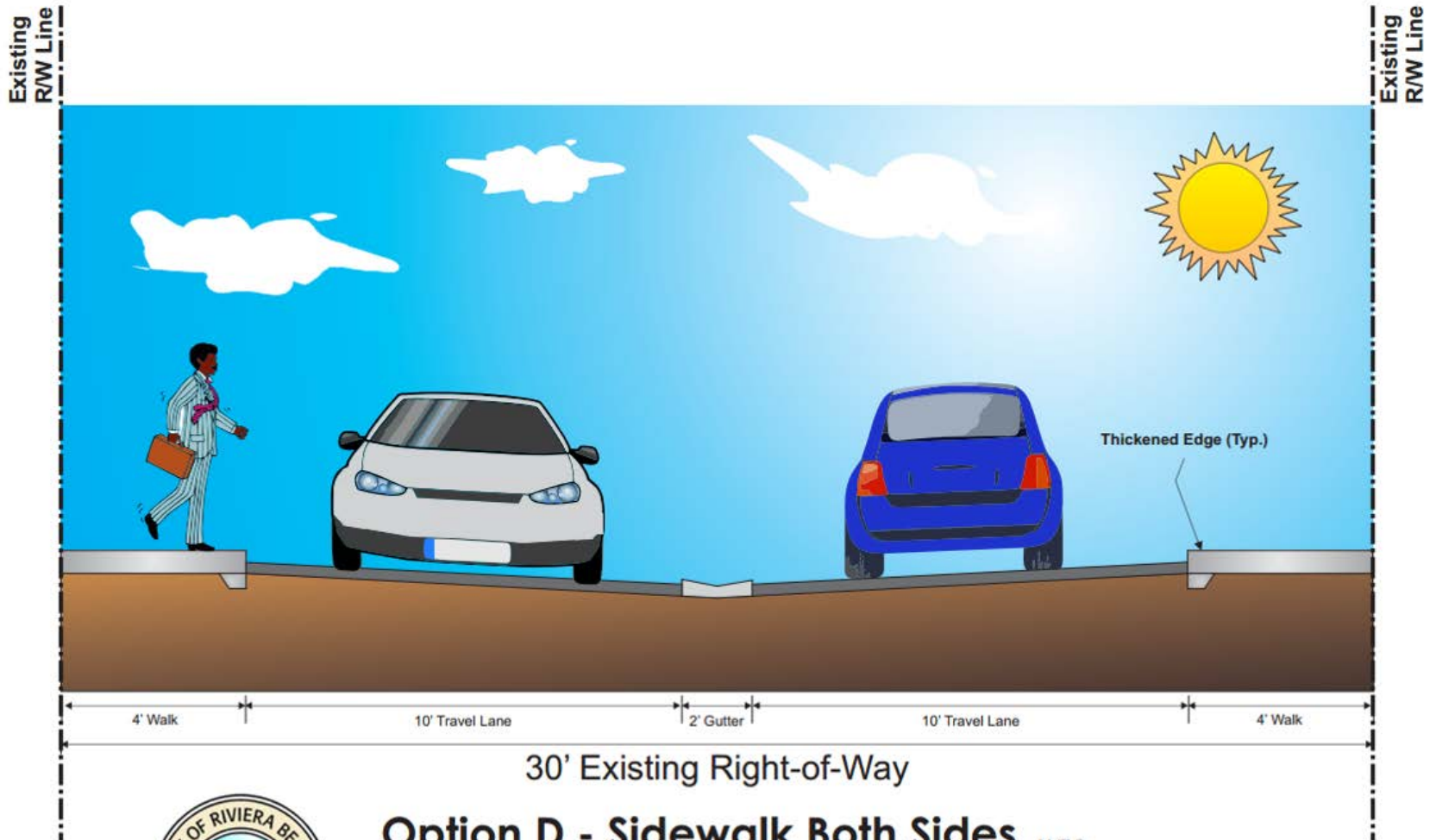
N.T.S.

Typical Roadway Section - TWO WAY

(W. 23rd Street, W. 24th Street, W. 25th Street, W. 26th Street, W. 26th Court)

Note: Centerline shifted 2.5' toward the non-sidewalk side of the right-of-way.

OPTION D

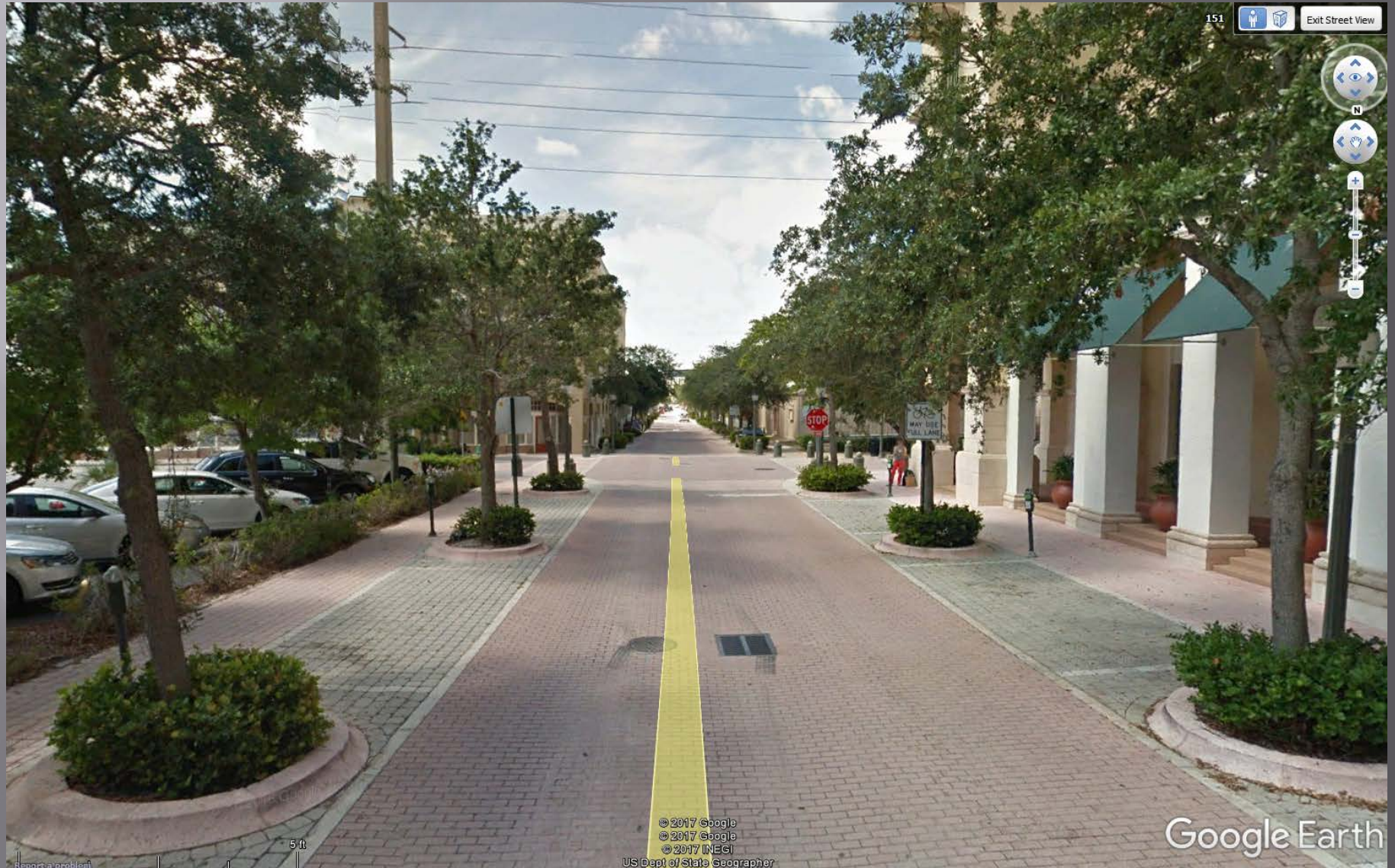


Option D - Sidewalk Both Sides N.T.S.

Typical Roadway Section - TWO WAY

(W. 23rd Street, W. 24th Street, W. 25th Street, W. 26th Street, W. 26th Court)

ROSEMARY BLVD



CORRECT



INCORRECT



CORRECT



INCORRECT



END OF PRESENTATION

QUESTIONS?

CITY OF RIVIERA BEACH CITY COUNCIL
AGENDA ITEM SUMMARY

Meeting Date: 9/6/2017

Agenda Category: RESOLUTION

Subject: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE MAGNOLIA PLACE PLAT, CONSISTING OF APPROXIMATELY 1.52 ACRES, IDENTIFIED AS 4444 LEO LANE AND BY PARCEL CONTROL NUMBER 56-42-42-25-00-000-1210, LOCATED EAST OF N. MILITARY TRAIL AND SOUTH OF LEO LANE; AUTHORIZING EXECUTION OF SAID PLAT; AND PROVIDING FOR AN EFFECTIVE DATE.

Recommendation/Motion: City staff recommends approval of this resolution.

Originating Dept	Community Development	Costs	N/A
-------------------------	-----------------------	--------------	-----

User Dept.	Community Development	Funding Source	N/A
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Advertised	No	Budget Account Number	N/A
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Date

Paper

Affected Parties Not Required

Background/Summary:

City staff received an application for Plat approval (PA-17-01) for the Magnolia Place Project, from Lidberg Land Surveying, Inc., authorized agent for Leo Lane Magnolia Place, LLC, to replat the property identified as 4444 Leo Lane and by Parcel Control Number 56-42-42-25-00-000-1210. Said parcel totals approximately 1.52 acres and the proposed Plat will create 18 fee-simple lots in accordance with the previously approved site plan (Resolution No. 52-06) and following amendments (January 2016).

City staff has determined that the Magnolia Place Plat proposal (PA-17-01) is consistent with both the City's Comprehensive Plan and the City's Land Development Regulations. The Planning and Zoning Board reviewed the Magnolia Place Plat (attached hereto as Exhibit 'A'), on July 27, 2017 and unanimously recommend approval to the City Council.

City staff recommends approval of this resolution.

Fiscal Years	N/A
---------------------	-----

Capital Expenditures	N/A
-----------------------------	-----

Operating Costs	N/A
------------------------	-----

External Revenues	N/A
--------------------------	-----

Program Income (city)	N/A
In-kind Match (city)	N/A
Net Fiscal Impact	N/A
NO. Additional FTE Positions (cumulative)	N/A

III. Review Comments

A. Finance Department Comments:

B. Purchasing/Intergovernmental Relations/Grants Comments:

C. Department Director Review:

None.

Contract Start Date

Contract End Date

Renewal Start Date

Renewal End Date

Number of 12 month terms this renewal

Dollar Amount

Contractor Company Name

Contractor Contact

Contractor Address

Contractor Phone Number

Contractor Email

Type of Contract

Describe

ATTACHMENTS:

File Name	Description	Upload Date	Type
Resolution_Magnolia_Place_Plat__4444_Leo_Lane.docx	Resolution Magnolia Place Plat, 4444 Leo Lane	8/27/2017	Exhibit
Exhibit__A__ - Magnolia_Place_Plat_PA-17-01.pdf	Exhibit 'A' - Magnolia Place Plat PA-17-01	8/27/2017	Exhibit
Staff_Report_P_Z_Board_Magnolia_Place_PA-17-01.pdf	Staff Report P&Z Board Magnolia Place PA-17-01	8/27/2017	Backup Material
Magnolia_Place_Plat_Application_(PA-17-01).pdf	Magnolia Place Plat Application (PA-17-01)	8/27/2017	Backup Material
Pages_from_P_Z_Minutes_7-27-17_-	Pages from P&Z		Backup

REVIEWERS:

Department	Reviewer	Action	Date
Community Development	Gagnon, J	Approved	8/27/2017 - 3:13 PM
Purchasing	Little, Rickey	Approved	8/27/2017 - 3:54 PM
Finance	sherman, randy	Approved	8/30/2017 - 12:52 PM
Attorney	Lina Busby, Lina	Approved	8/30/2017 - 3:03 PM
City Clerk	Robinson, Claudene	Approved	8/30/2017 - 3:35 PM
City Manager	Evans, Jonathan	Approved	8/31/2017 - 2:44 PM

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE MAGNOLIA PLACE PLAT, CONSISTING OF APPROXIMATELY 1.52 ACRES, IDENTIFIED AS 4444 LEO LANE AND BY PARCEL CONTROL NUMBER 56-42-42-25-00-000-1210, LOCATED EAST OF N. MILITARY TRAIL AND SOUTH OF LEO LANE; AUTHORIZING EXECUTION OF SAID PLAT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, City staff received an application for Plat approval (PA-17-01) for the Magnolia Place Project, from Lidberg Land Surveying, Inc., authorized agent for Leo Lane Magnolia Place, LLC, to replat the property identified as 4444 Leo Lane and by Parcel Control Number 56-42-42-25-00-000-1210; and

WHEREAS, said parcel totals approximately 1.52 acres and the proposed Plat will create 18 fee-simple lots in accordance with the previously approved site plan (Resolution No. 52-06) and following amendments (January 2016); and

WHEREAS, City staff has determined that the Magnolia Place Plat proposal (PA-17-01) is consistent with both the City's Comprehensive Plan and the City's Land Development Regulations; and

WHEREAS, the Planning and Zoning Board reviewed the Magnolia Place Plat (attached hereto as Exhibit 'A'), on July 27, 2017 and unanimously recommend approval to the City Council; and

WHEREAS, the City Council desires to approve the Magnolia Place Plat.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AS FOLLOWS:

SECTION 1. The City Council finds that the Magnolia Place Project Plat application associated with the property known as 4444 Leo Lane and by PCN 56-42-42-25-00-000-1210, is consistent with the City's Comprehensive Plan and the City's Land Development Regulations.

SECTION 2. The City Council approves the Magnolia Place Project Plat, consisting of 18 fee-simple units in three separate standalone buildings.

SECTION 4. The Magnolia Place Project Plat (two sheets in total) is attached hereto and made a part of this resolution as Exhibit 'A'.

RESOLUTION NO. _____

PAGE 2 OF 3

SECTION 5. The Mayor, City Clerk and City Engineer are hereby authorized to sign and execute the Magnolia Place Project Plat.

SECTION 6. Should any one or more of the provisions or elements of this resolution be held invalid, such provision or element shall be null and void, and shall be deemed separate from the remaining provisions or elements and shall in no way affect the validity of any of the remaining provisions or elements of this resolution.

SECTION 7. This Resolution shall take effect immediately upon approval.

PASSED and APPROVED this _____ day of _____, 2017.

APPROVED:

THOMAS A. MASTERS
MAYOR

KASHAMBA MILLER-ANDERSON
CHAIRPERSON

ATTEST:

CLAUDENE L. ANTHONY
CERTIFIED MUNICIPAL CLERK
CITY CLERK

TONYA DAVIS JOHNSON
CHAIR PRO TEM

LYNNE L. HUBBARD
COUNCILPERSON

DAWN S. PARDO
COUNCILPERSON

TERENCE D. DAVIS
COUNCILPERSON

MOTIONED BY: _____

SECONDED BY: _____

K. MILLER-ANDERSON _____

T. DAVIS JOHNSON _____

L. HUBBARD _____

D. PARDO _____

T. DAVIS _____

REVIEWED AS TO LEGAL SUFFICIENCY

ANDREW DEGRAFFENREIDT
CITY ATTORNEY

DATE: _____

MAGNOLIA PLACE

BEING A PARCEL OF LAND LYING IN THE NORTH HALF OF THE NORTHEAST QUARTER OF
SECTION 25, TOWNSHIP 42 SOUTH, RANGE 42 EAST
CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA

MARCH 2017

SHEET 1 OF 2

DEDICATIONS AND RESERVATIONS:

STATE OF FLORIDA
COUNTY OF PALM BEACH

KNOW ALL MEN BY THESE PRESENTS THAT LEO LANE MAGNOLIA PLACE, LLC, A FLORIDA LIMITED LIABILITY COMPANY, OWNER OF THE LAND SHOWN HEREON AS MAGNOLIA PLACE, BEING A PARCEL OF LAND LYING IN THE NORTH HALF OF THE NORTHEAST QUARTER OF SECTION 25, TOWNSHIP 42 SOUTH, RANGE 42 EAST, CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA

THE EAST 138 FEET OF THE WEST 454 FEET OF THE SOUTH 686.45 FEET OF THE NORTH HALF OF THE NORTHEAST QUARTER OF SECTION 25, TOWNSHIP 42 SOUTH, RANGE 42 EAST, LESS THE SOUTH 156.34 FEET AND THE NORTH 50 FEET THEREOF. ALL OF THE DESCRIBED LAND SITUATE, LYING AND BEING IN PALM BEACH COUNTY, FLORIDA.

CONTAINING A TOTAL OF 66,247 SQUARE FEET OR 1.521 ACRES, MORE OR LESS.

HAS CAUSED THE SAME TO BE SURVEYED AND PLATTED AS SHOWN HEREON AND DOES HEREBY DEDICATE AS FOLLOWS:

1.) TRACT "A" (COMMON AREA), AS SHOWN HEREON, IS HEREBY DEDICATED TO MAGNOLIA PLACE HOMEOWNERS' ASSOCIATION, INC., A FLORIDA CORPORATION NOT FOR PROFIT. ITS SUCCESSORS AND ASSIGNS, FOR ACCESS, DRAINAGE, UTILITY AND LANDSCAPING PURPOSES AND SHALL BE THE PERPETUAL MAINTENANCE OBLIGATION OF SAID HOMEOWNERS' ASSOCIATION. ITS SUCCESSORS AND ASSIGNS, WITHOUT RECOURSE TO THE CITY OF RIVIERA BEACH, FLORIDA.

2.) THE CITY OF RIVIERA BEACH UTILITY EASEMENT, AS SHOWN HEREON, IS HEREBY DEDICATED TO THE CITY OF RIVIERA BEACH AND THE CITY OF RIVIERA BEACH UTILITY DEPARTMENT IN PERPETUITY FOR THE CONSTRUCTION AND MAINTENANCE OF UTILITY FACILITIES.

3.) THE LIMITED ACCESS EASEMENTS, AS SHOWN HEREON, ARE HEREBY DEDICATED TO THE CITY OF RIVIERA BEACH FOR THE PURPOSE OF CONTROL AND JURISDICTION OVER ACCESS RIGHTS.

IN WITNESS WHEREOF, LEO LANE MAGNOLIA PLACE, LLC, A FLORIDA LIMITED LIABILITY COMPANY, HAS CAUSED THESE PRESENTS TO BE SIGNED BY ITS MANAGING MEMBER, THIS _____ DAY OF _____, 2017.

LEO LANE MAGNOLIA PLACE, LLC,
A FLORIDA LIMITED LIABILITY COMPANY

WITNESS: _____

PRINT NAME: _____

WITNESS: _____ BY: _____

EUGENE FRANCAVILLA
MANAGER

PRINT NAME: _____

ACKNOWLEDGEMENT:

STATE OF FLORIDA
COUNTY OF PALM BEACH

BEFORE ME PERSONALLY APPEARED EUGENE FRANCAVILLA, WHO IS PERSONALLY KNOWN TO ME, OR HAS PRODUCED A DRIVER'S LICENSE AS IDENTIFICATION, AND WHO EXECUTED THE FOREGOING INSTRUMENT AS THE MANAGER OF LEO LANE MAGNOLIA PLACE, LLC, A FLORIDA LIMITED LIABILITY COMPANY AND SEVERALLY ACKNOWLEDGED TO AND BEFORE ME THAT HE EXECUTED SUCH INSTRUMENT AS SUCH OFFICER OF SAID COMPANY, AND THAT SAID INSTRUMENT IS THE FREE ACT AND DEED OF SAID COMPANY.

WITNESS MY HAND AND OFFICIAL SEAL THIS _____ DAY OF _____, 2017.

MY COMMISSION EXPIRES: _____

NOTARY PUBLIC STATE OF FLORIDA

PRINT NAME: _____

COMMISSION NUMBER: _____

(NOTARY SEAL)

TITLE CERTIFICATION:

STATE OF FLORIDA
COUNTY OF PALM BEACH

I, SCOTT J. LEITTEN, A DULY LICENSED ATTORNEY IN THE STATE OF FLORIDA, DO HEREBY CERTIFY THAT I HAVE EXAMINED THE TITLE TO THE HEREON DESCRIBED PROPERTY; THAT I FIND THE TITLE TO THE PROPERTY IS VESTED IN LEO LANE MAGNOLIA PLACE, LLC, A FLORIDA LIMITED LIABILITY COMPANY; THAT THE CURRENT TAXES HAVE BEEN PAID; THAT THERE ARE NO MORTGAGES OF RECORD; AND THAT THERE ARE ENCUMBRANCES OF RECORD BUT THOSE ENCUMBRANCES DO NOT PROHIBIT THE CREATION OF THE SUBDIVISION DEPICTED BY THIS PLAT.

DATE: _____

BY: _____

SCOTT J. LEITTEN
ON BEHALF OF BLOCK & COLUCCI, P.A.
FLORIDA BAR NO. 990302

ABBREVIATIONS:

O.R.B. = OFFICIAL RECORD BOOK
P.B. = PLAT BOOK
PG. = PAGE
P.R.M. = PERMANENT REFERENCE MONUMENT
P.S.M. = PROFESSIONAL SURVEYOR AND MAPPER

ACCEPTANCE OF RESERVATIONS:

STATE OF FLORIDA
COUNTY OF PALM BEACH

MAGNOLIA PLACE HOMEOWNERS' ASSOCIATION, INC., A FLORIDA CORPORATION NOT FOR PROFIT, ITS SUCCESSORS AND ASSIGNS, HEREBY ACCEPTS THE DEDICATIONS OR RESERVATIONS TO SAID ASSOCIATION AS STATED AND SHOWN HEREON, AND HEREBY ACCEPTS ITS MAINTENANCE OBLIGATIONS FOR SAME AS STATED HEREON, DATED THIS _____ DAY OF _____, 2017.

MAGNOLIA PLACE HOMEOWNERS'
ASSOCIATION, INC.,
A FLORIDA CORPORATION NOT FOR PROFIT.

WITNESS: _____

PRINT NAME: _____

WITNESS: _____ BY: _____

EUGENE FRANCAVILLA
PRESIDENT

PRINT NAME: _____

ACKNOWLEDGEMENT:

STATE OF FLORIDA
COUNTY OF PALM BEACH

BEFORE ME PERSONALLY APPEARED EUGENE FRANCAVILLA, WHO IS PERSONALLY KNOWN TO ME, OR HAS PRODUCED A DRIVER'S LICENSE AS IDENTIFICATION, AND WHO EXECUTED THE FOREGOING INSTRUMENT AS THE PRESIDENT OF MAGNOLIA PLACE HOMEOWNERS' ASSOCIATION, INC., A FLORIDA CORPORATION NOT FOR PROFIT AND SEVERALLY ACKNOWLEDGED TO AND BEFORE ME THAT HE EXECUTED SUCH INSTRUMENT AS SUCH OFFICER OF SAID CORPORATION, AND THAT THE SEAL AFFIXED TO THE FOREGOING INSTRUMENT IS THE CORPORATE SEAL (IF AVAILABLE) OF SAID CORPORATION AND THAT IT WAS AFFIXED TO SAID INSTRUMENT BY DUE AND REGULAR CORPORATE AUTHORITY, AND THAT INSTRUMENT IS THE FREE ACT AND DEED OF SAID CORPORATION.

WITNESS MY HAND AND OFFICIAL SEAL THIS _____ DAY OF _____, 2017.

MY COMMISSION EXPIRES: _____

NOTARY PUBLIC STATE OF FLORIDA

PRINT NAME: _____

COMMISSION NUMBER: _____

(SEAL)

MORTGAGEE'S JOINDER AND CONSENT:

STATE OF FLORIDA
COUNTY OF PALM BEACH

THE UNDERSIGNED HEREBY CERTIFIES THAT IT IS THE HOLDER OF A MORTGAGE, UPON THE PROPERTY DESCRIBED HEREON AND DOES HEREBY JOIN IN AND CONSENT TO THE DEDICATION OF THE LAND DESCRIBED IN SAID DEDICATION BY THE OWNER THEREOF AND AGREES THAT ITS MORTGAGE WHICH IS RECORDED IN OFFICIAL RECORD BOOK 28534, PAGE 1760, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, SHALL BE SUBORDINATED TO THE DEDICATION SHOWN HEREON.

IN WITNESS WHEREOF, THE SAID CORPORATION HAS CAUSED THESE PRESENTS TO BE SIGNED BY ITS _____ AND ITS CORPORATE SEAL TO BE AFFIXED HEREON BY AND WITH THE AUTHORITY OF ITS BOARD OF DIRECTORS THIS _____ DAY OF _____, 2017.

ANCHOR COMMERCIAL BANK

WITNESS: _____

PRINT NAME: _____

WITNESS: _____ BY: _____

PRINT NAME: _____
TITLE: _____

PRINT NAME: _____

ACKNOWLEDGEMENT:

STATE OF FLORIDA
COUNTY OF PALM BEACH

BEFORE ME PERSONALLY APPEARED _____ WHO IS PERSONALLY KNOWN TO ME, OR HAS PRODUCED A DRIVER'S LICENSE AS IDENTIFICATION, AND WHO EXECUTED THE FOREGOING INSTRUMENT AS _____ OF ANCHOR COMMERCIAL BANK AND SEVERALLY ACKNOWLEDGED TO AND BEFORE ME THAT _____ EXECUTED SUCH INSTRUMENT AS SUCH OFFICER OF SAID CORPORATION, AND THAT THE SEAL AFFIXED TO THE FOREGOING INSTRUMENT IS THE CORPORATE SEAL (IF AVAILABLE) OF SAID CORPORATION AND THAT IT WAS AFFIXED TO SAID INSTRUMENT BY DUE AND REGULAR CORPORATE AUTHORITY, AND THAT SAID INSTRUMENT IS THE FREE ACT AND DEED OF SAID CORPORATION.

WITNESS MY HAND AND OFFICIAL SEAL THIS _____ DAY OF _____, 2017.

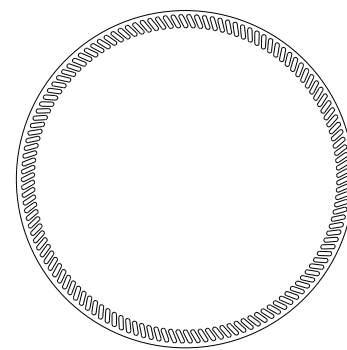
MY COMMISSION EXPIRES: _____

NOTARY PUBLIC STATE OF FLORIDA

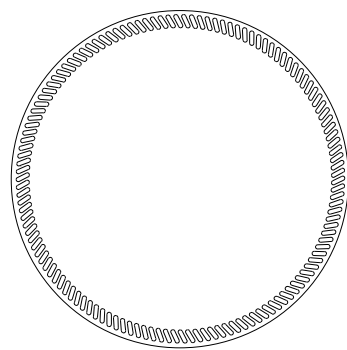
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COMMISSION NUMBER: _____

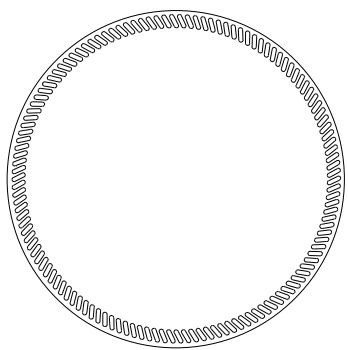
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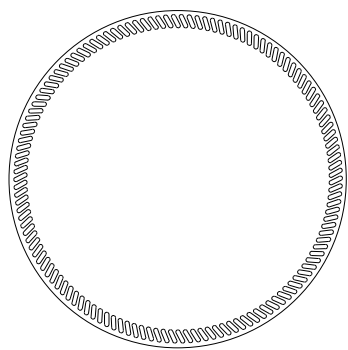
MAGNOLIA PLACE HOMEOWNERS'
ASSOCIATION, INC.



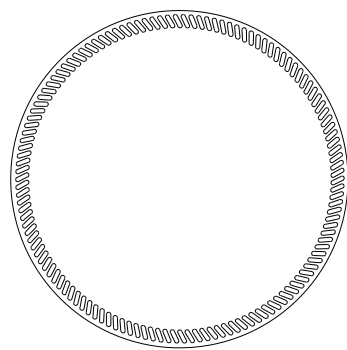
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BANK



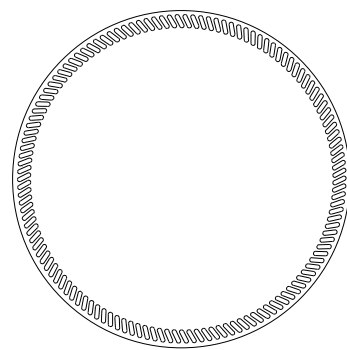
CITY CLERK



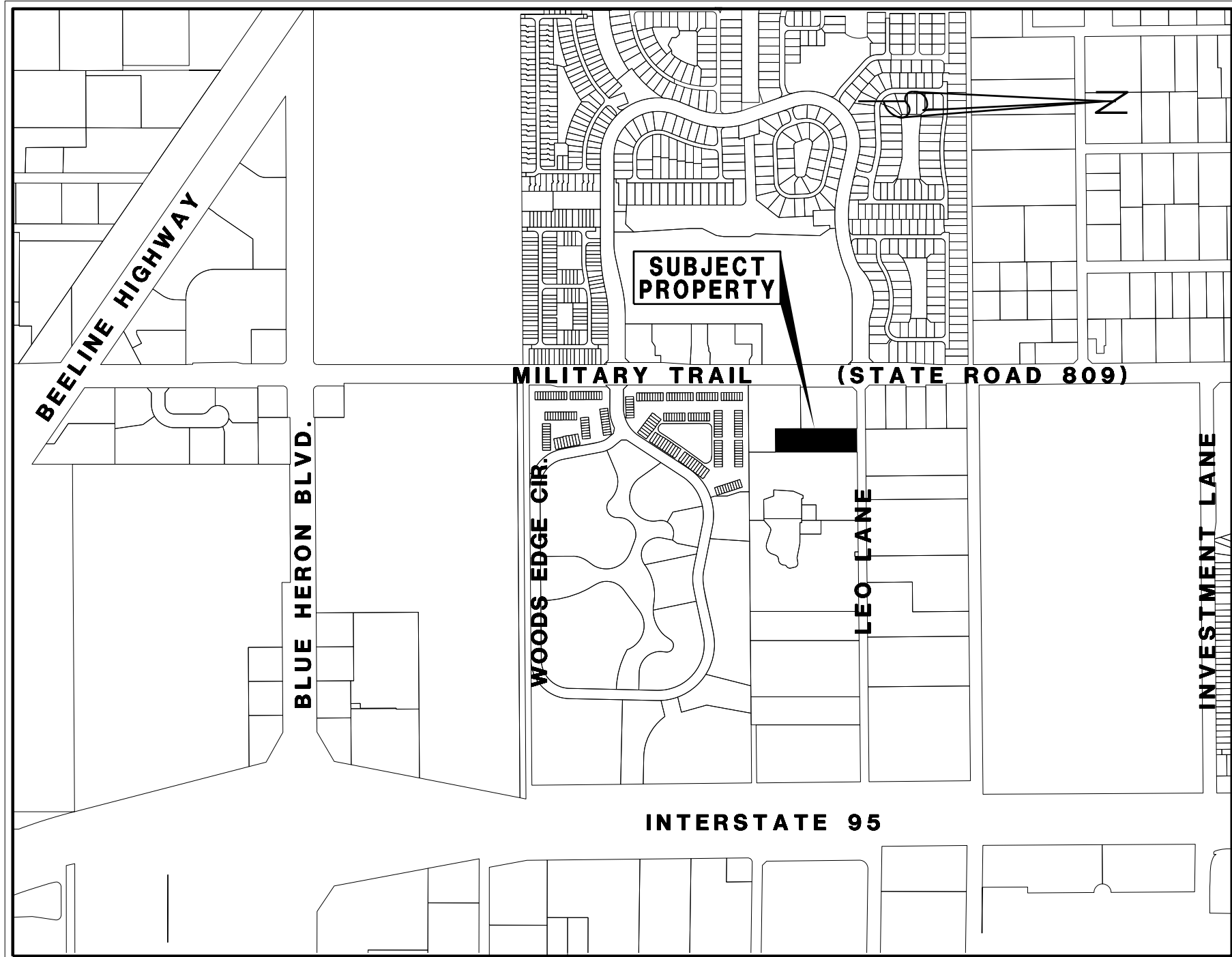
REVIEWING PROFESSIONAL
SURVEYOR AND MAPPER



CITY ENGINEER



DAVID C. LIDBERG
PROFESSIONAL SURVEYOR
AND MAPPER



VICINITY MAP

REVIEWING SURVEYOR APPROVAL:

STATE OF FLORIDA
COUNTY OF PALM BEACH

ON BEHALF OF THE CITY OF RIVIERA BEACH, THE UNDERSIGNED, A LICENSED PROFESSIONAL SURVEYOR AND MAPPER, HAS REVIEWED THIS PLAT FOR CONFORMITY TO CHAPTER 177.081(1) OF THE FLORIDA STATUTES AND THE ORDINANCES OF THE CITY OF RIVIERA BEACH. THIS REVIEW DOES NOT INCLUDE THE VERIFICATION OF THE GEOMETRIC DATA OR THE FIELD VERIFICATION OF MONUMENTS.

DATE: _____

PRINT NAME: _____
PROFESSIONAL SURVEYOR AND MAPPER
LICENSE NO. _____

CITY OF RIVIERA BEACH APPROVALS:

CITY OF RIVIERA BEACH
COUNTY OF PALM BEACH, FLORIDA

THIS PLAT IS HEREBY APPROVED FOR RECORD THIS _____ DAY OF _____, 2017.

BY: _____

THOMAS A. MASTERS
MAYOR

THIS PLAT IS HEREBY ACCEPTED FOR RECORD THIS _____ DAY OF _____, 2017.

ATTEST: _____

CLAUDENE L. ANTHONY, CMC
CITY CLERK

BY: _____

CITY ENGINEER

DATE: _____

BY: _____

DAVID C. LIDBERG, P.S.M.
LICENSE NO. 3613
STATE OF FLORIDA

STATE OF FLORIDA
COUNTY OF PALM BEACH

THIS PLAT WAS FILED FOR RECORD

AT _____, M. THIS

_____ DAY OF _____, 2017

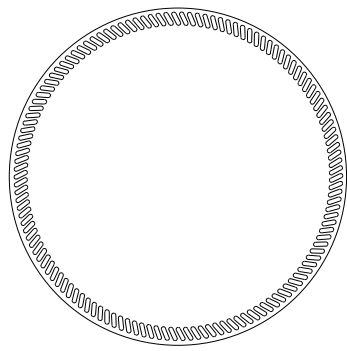
AND DULY RECORDED IN PLAT BOOK

_____ ON PAGES _____

THRU _____.

SHARON R. BOCK
CLERK AND COMPTROLLER

BY: _____ D.C.



PALM BEACH COUNTY
CLERK AND COMPTROLLER

AREA TABULATION

DESCRIPTION	SQUARE FEET	ACREAGE
LOT 1	2,500	0.057
LOT 2	1,800	0.041
LOT 3	1,800	0.041
LOT 4	1,800	0.041
LOT 5	1,800	0.041
LOT 6	2,950	0.068
LOT 7	2,950	0.068
LOT 8	1,800	0.041
LOT 9	1,800	0.041
LOT 10	1,800	0.041
LOT 11	1,800	0.041
LOT 12	1,800	0.041
LOT 13	2,500	0.057
LOT 14	3,463	0.079
LOT 15	1,890	0.043
LOT 16	1,890	0.043
LOT 17	1,890	0.043
LOT 18	2,625	0.060
TRACT "A"	27,389	0.629
TOTAL	66,247	1.521

SURVEYOR'S NOTES:

1.) NO STRUCTURE OR BUILDING OR ANY KIND OF LANDSCAPING SHALL BE PLACED ON OR WITHIN ANY EASEMENT WITHOUT PRIOR WRITTEN CONSENT OF ALL EASEMENT BENEFICIARIES AND THE CITY ENGINEER.

2.) BEARINGS SHOWN HEREON ARE STATE PLANE GRID BEARINGS AND ARE BASED ON THE NATIONAL GEODETIC SURVEY, NORTH AMERICAN DATUM OF 1983, FLORIDA STATE PLANE TRANSVERSE MERCATOR PROJECTION AND ARE RELATIVE TO THE WEST LINE OF THE NORTH HALF OF THE NORTHEAST QUARTER OF SECTION 25, TOWNSHIP 42 EAST, RANGE 42 EAST. SAID LINE BEARS NORTH 01°45'19" EAST.

3.) NOTICE: THIS PLAT, AS RECORDED IN ITS GRAPHIC FORM, IS THE OFFICIAL DEPICTION OF THE SUBDIVIDED LANDS DESCRIBED HEREIN AND WILL IN NO CIRCUMSTANCES BE SUPPLANTED IN AUTHORITY BY ANY OTHER GRAPHIC OR DIGITAL FORM OF THE PLAT. THERE MAY BE ADDITIONAL RESTRICTIONS THAT ARE NOT RECORDED ON THIS PLAT THAT MAY BE FOUND IN THE PUBLIC RECORDS OF THIS COUNTY.

4.) IN THOSE CASES WHERE EASEMENTS OF DIFFERENT TYPES CROSS OR OTHERWISE COINCIDE, DRAINAGE EASEMENTS SHALL HAVE FIRST PRIORITY, UTILITY EASEMENTS SHALL HAVE SECOND PRIORITY, ACCESS EASEMENTS SHALL HAVE THIRD PRIORITY, AND ALL OTHER EASEMENTS SHALL BE SUBORDINATE TO THESE WITH THEIR PRIORITIES BEING DETERMINED BY USE RIGHTS GRANTED.

5.) INSTRUMENTS SHOWN ON THIS PLAT ARE RECORDED IN THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

6.) THIS INSTRUMENT WAS PREPARED BY ERIC CASASUS, IN AND FOR THE OFFICES OF LIDBERG LAND SURVEYING, INC., 675 WEST INDIANTOWN ROAD, SUITE 200, JUPITER, FLORIDA 33458. TELEPHONE (561) 746-8454.

SURVEYOR AND MAPPER'S CERTIFICATE:

THIS IS TO CERTIFY THAT THE PLAT SHOWN HEREON IS A TRUE AND CORRECT REPRESENTATION OF A SURVEY MADE UNDER MY RESPONSIBLE DIRECTION AND SUPERVISION; THAT SAID SURVEY IS ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF; THAT PERMANENT REFERENCE MONUMENTS ("P.R.M.'s") HAVE BEEN PLACED AS REQUIRED BY LAW, AND THAT MONUMENTS ACCORDING TO SECTION 177.091(9), FLORIDA STATUTES, WILL BE SET UNDER THE GUARANTEES POSTED WITH THE CITY OF PALM BEACH GARDENS FOR THE REQUIRED IMPROVEMENTS; AND, FURTHER, THAT THE SURVEY DATA COMPLIES WITH ALL THE REQUIREMENTS OF CHAPTER 177, FLORIDA STATUTES, AS AMENDED, AND THE ORDINANCES OF THE CITY OF PALM BEACH GARDENS, FLORIDA.



LB4431

675 West Indiantown Road, Suite 200,
Jupiter, Florida 33458 TEL. 561-746-8454

CAD: K:\UST\254242\16-118\16-118-306\16-118-306.DGN

REF: _____

FLD: _____

OFF: CASASUS

CKD: D.C.L.

FB: PG.

DATE

DWG: D16-118P

JOB 16-118-306

MARCH 2017

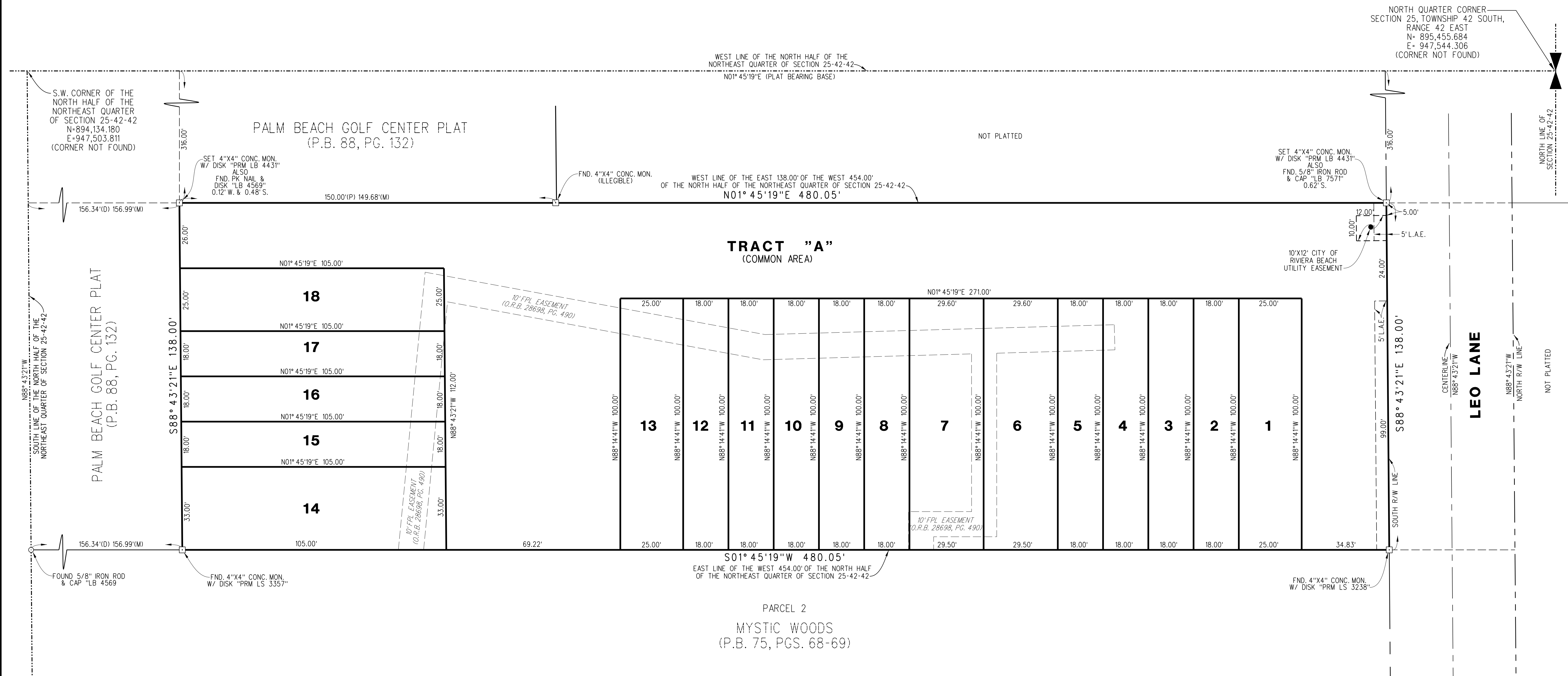
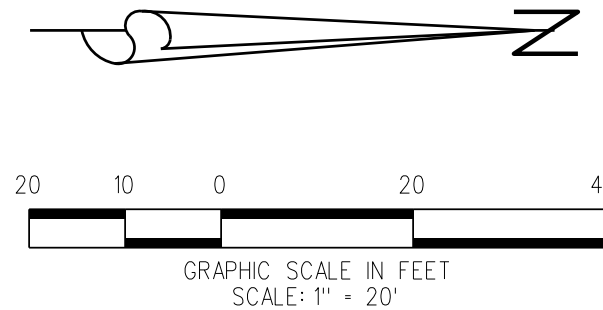
SHEET 1 OF 2

MAGNOLIA PLACE

BEING A PARCEL OF LAND LYING IN THE NORTH HALF OF THE NORTHEAST QUARTER OF
SECTION 25, TOWNSHIP 42 SOUTH, RANGE 42 EAST
CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA

MARCH 2017

SHEET 2 OF 2



**LIDBERG LAND
SURVEYING, INC.**
675 West Indiantown Road, Suite 200,
Jupiter, Florida 33458 TEL. 561-746-8454

CAD. K:\JUST \ 254242 \ 16-118 \ 16-118-306 \ 16-118-306.DGN			
REF.			
FLD.	PG.	JOB	16-118-306
OFF.	CASASUS	DATE	MARCH 2017
CKD.	D.C.L.	SHEET	2 OF 2
		DWG.	D16-118P



**STAFF REPORT – CITY OF RIVIERA BEACH
MAGNOLIA PLACE PLAT, CASE NUMBER PA-17-01
PLANNING AND ZONING BOARD, JULY 27, 2017**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE MAGNOLIA PLACE PLAT, CONSISTING OF APPROXIMATELY 1.52 ACRES, IDENTIFIED BY PARCEL CONTROL NUMBER 56-42-42-25-00-000-1210, LOCATED EAST OF N. MILITARY TRAIL AND SOUTH OF LEO LANE; AND PROVIDING FOR AN EFFECTIVE DATE.

A. Applicant: Leo Lane Magnolia Place, LLC; Lindberg Land Surveying – Authorized Agent.

B. Request: The applicant is requesting plat approval in conjunction with the historic site plan approval to construct 18 for-sale units within three separate buildings.

C. Location: The site is located east of N. Military Trail and south of Leo Lane; addressed as 4444 Leo Lane.

D. Property Description and Uses: The subject property description and uses are as follows:

Parcel Control Number: 56-42-42-25-00-000-1210.

Parcel Size: +/- 1.52 acres.

Existing Use: Residential.

Zoning: Low Density Multiple Family (RML-12) District.

Future Land Use: Medium Density Multiple Family Residential (MDMFR).

E. Adjacent Property Description and Uses:

North: Commercial Zoning Designation and Commercial Future Land Use.

South: Commercial Zoning Designation and Commercial Future Land Use.

East: RML-12 Zoning Designation and MDMFR Future Land Use.

West: R-PUD Zoning Designation and MDMFR Future Land Use.

F. Background:

In April of 2006, the City Council approved a site plan for 4444 Leo Lane, consisting of 18 units within three separate buildings. Infrastructure work commenced on site following this approval. This construction secured future development rights on this property. The project was put on hold during the recession period in 2007. In 2015, a new development team desired to complete the project. City staff required minor amendments to the 2006 site plan and allowed construction to move forward. The development team desires to see individual units and has requested approval of a plat in order to do so. The following staff analysis has been prepared for your review:

G. Staff Analysis:

Proposed Development/Use: The applicant is proposing to build 18 for-sale units within three independent buildings. This plat is required in order to sell these units.

Zoning Regulations: The proposed plat is consistent with the City's Land Development Regulations.

Comprehensive Plan: The proposed plat is consistent with the City's Comprehensive Plan.

Compatibility: N/A.

Levels of Service: City services such as roads, water, sewer, and garbage collection are currently available to the site.

Landscaping: N/A.

Parking/Traffic: N/A.

H. Staff Conclusion: City staff advises that the Planning and Zoning Board review and consider all information presented and provide a recommendation to the City Council.

For Staff Use Only

City of Riviera Beach Community Development Department 600 W. Blue Heron Boulevard Riviera Beach, Florida 33404 Phone: (561) 845-4060 Fax : (561) 845-4038	Date: _____		Case Number: _____	
	Project Title: _____			
	Fee Paid: _____		Notices Mailed: _____	
	1st Hearing: _____		2nd Hearing: _____	
	Publication Dates (if required) _____			

UNIFORM LAND USE APPLICATION

(Please attach separate sheet of paper for required additional information)
Complete appropriate sections of Application and sign.

APPLICANT	Name of Property Owner(s): LEO LANE MAGNOLIA PLACE, LLC		
	Mailing Address: 7555 GARDEN ROAD, BUILDING A, RIVIERA BEACH, FLORIDA 33404		
	Property Address: 4444 LEO LANE, RIVIERA BEACH, FLORIDA 33404		
	Name of Applicant (if other than owner): DAVID LIDBERG, LIDBERG LAND SURVEYING, INC.		
	Home: ()	Work: (561) 746-8454	Fax: (561) 575-3735
	E-mail Address: david@lidberg.net		

PLEASE ATTACH LEGAL DESCRIPTION

PROPERTY	Future Land Use Map Designation: MF-15	Current Zoning Classification: RML-12
	Square footage of site: 66,247.56	Property Control Number (PCN): 56-42-42-25-00-000-1210
	Type and gross area of any existing non residential uses on site: NONE	
	Gross area of any proposed structure: 17,699.08 SQ. FEET	
	Is there a current or recent use of the property that is/was in violation of City Ordinance? [] Yes [<input checked="" type="checkbox"/>] No	
	If yes, please describe:	
	Have there been any land use applications concerning all or part of this property in the last 18 months? [] Yes [<input checked="" type="checkbox"/>] No	
	If yes, indicate date, nature and applicant's name:	
	Briefly describe use of adjoining property: North: LEO LANE	
	South: COMMERCIAL	
East: RESIDENTIAL		
West: COMMERCIAL		

REZONE	Requested Zoning Classification: _____
	Is the requested zoning classification contiguous with existing? _____
	Is a Special Exception necessary for your intended use? [] Yes [] No
	Is a Variance necessary for your intended use? [] Yes [] No

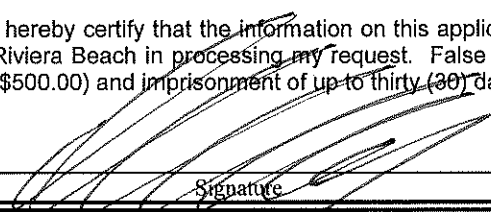
FUTURE LAND USE	Existing Use:	Proposed Use:
	Land Use Designation:	Requested Land Use:
	Adjacent Land Uses: North:	South:
	East:	West:
	Size of Property Requesting Land Use Change:	

SPECIAL EXCEPTION	Describe the intended use requiring a Special Exception:
	Provide specific LDR ordinance section number and page number:
	How does intended use meet the standards in the Land Development Code?
	Demonstrate that proposed location and site is appropriate for requested use:
	Demonstrate how site and proposed building(s) have been designed so they are compatible with adjacent uses and neighborhoods:
	Demonstrate any landscaping techniques to visually screen use from adjacent uses:
	Demonstrate what is proposed to reduce the impact of any potential hazards, problems, public nuisances generated by use:
	Demonstrate how utilities and other service requirements of the use can be met:
	Demonstrate how the impact of traffic generated will be handled:
	On-site:
Off-Site:	
Other:	

VARIANCE	Describe the Variance sought:
	Demonstrate that the Variance is needed to overcome a hardship caused by the unique physical conditions of the site:
	Specify the minimum Variance requirements including: height, lot area, size of structure, size of yard, setback, buffer or open space:
	Other:

SITE PLAN	Describe proposed development:
	Demonstrate that proposed use is appropriate to site:
	Demonstrate how drainage and paving requirement will be met:
	Demonstrate any landscaping techniques to visually screen use from adjacent uses:
	Demonstrate what is proposed to reduce the impact of any potential hazards, problems, public nuisances generated by use:
	Demonstrate how utilities and other service requirements of the use can be met:
	Demonstrate how the impact of traffic generated will be handled: On-site: Off-site:

OTHER	<u>COMMUNICATION TOWER CO-LOCATION REQUIREMENTS:</u>
	<ul style="list-style-type: none"> • Three sets of signed and sealed Construction documents, elevations and all equipment shelters, cabinets, Coax, telephone and power conduits identified. These plans will then be used to obtain the Building Permit. • Antenna manufacture cut sheets including antenna size and shape. • Zoning map of area with site clearly marked. • Photos of existing building or tower and surrounding uses. • Letter of non-interference and FCC compliance from applicant's Radio Frequency Professional. • Map of surrounding carrier existing locations in all directions with type i.e. Guyed, Self-Support, Monopole, Rooftop. • Letter of structural capacity and building code compliance. • Notes on plan or letter demonstrating floor area coverage not in excess of restrictions • Provide Photo Enhancements of proposal. • Statement that proposal is in compliance with Environmental Regulations prior to permit issue.

Confirmation of Information Accuracy	
<p>I hereby certify that the information on this application is correct. The information included in this application is for use by the City of Riviera Beach in processing my request. False or misleading information may be punishable by a fine of up to five hundred dollars (\$500.00) and imprisonment of up to thirty (30) days and may result in the summary denial of this application.</p>	
 _____ Signature	03/09/2017 _____ Date



675 West Indiantown Road, Suite 200, Jupiter, Florida 33458
VOICE 561-746-8454 FAX 561-575-3735

March 9, 2017

Mr. Jeff Gagnon
Assistant Director of Community Development
City of Riviera Beach
600 West Blue Heron Boulevard
Riviera Beach, Florida 33404

Dear Mr. Gagnon:

Re: **PROPOSED PLAT OF MAGNOLIA PLACE, 4444 LEO LANE,
RIVIERA BEACH, FLORIDA**

The purpose of the plat is to create 18 fee simple lots in accordance with the approved site plan (SP-16-17) dated January 28th, 2016.

Sincerely,

LIDBERG LAND SURVEYING, INC.

By: David C. Lidberg, P.S.M.
President

enc.

LEGAL DESCRIPTION:

THE EAST 138 FEET OF THE WEST 454 FEET OF THE SOUTH 686.45 FEET OF THE NORTH HALF OF THE NORTHEAST QUARTER OF SECTION 25, TOWNSHIP 42 SOUTH, RANGE 42 EAST, LESS THE SOUTH 156.34 FEET AND THE NORTH 50 FEET THEREOF. ALL OF THE DESCRIBED LAND SITUATE, LYING AND BEING IN PALM BEACH COUNTY, FLORIDA.

CONTAINING A TOTAL OF 66,247 SQUARE FEET OR 1.521 ACRES, MORE OR LESS.

AGENT AUTHORIZATION FORM

Owner(s) of Record: LEO LANE MAGNOLIA PLACE, LLC

STATE OF FLORIDA
COUNTY OF PALM BEACH

BEFORE ME, the undersigned authority personally appeared EUGENE FRANCAVILLA,
MANAGER

who, being first duly sworn upon oath and personal knowledge say(s) that they are the owner(s) of record of the following described real property:

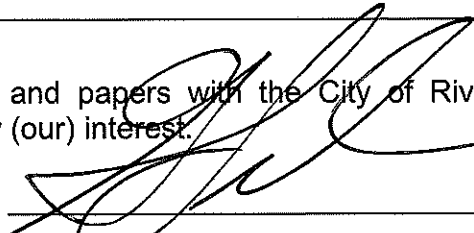
THE EAST 138 FEET OF THE WEST 454 FEET OF THE SOUTH 686.45 FEET OF THE NORTH HALF OF THE NORTHEAST QUARTER
OF SECTION 25, TOWNSHIP 42 SOUTH, RANGE 42 EAST, LESS THE SOUTH 156.34 FEET AND THE NORTH
50 FEET THEREOF. ALL OF THE DESCRIBED LAND SITUATE, LYING AND BEING IN PALM BEACH COUNTY, FLORIDA.
CONTAINING A TOTAL OF 66,247 SQUARE FEET OR 1.521 ACRES, MORE OR LESS.

the street address of which is: 4444 LEO LANE, RIVIERA BEACH, FLORIDA 33404

and that we hereby appoint:

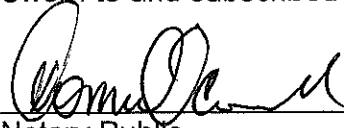
Name: DAVID C. LIDBERG, PRESIDENT OF LIDBERG LAND SURVEYING, INC.
Address: 675 WEST INDIANTOWN ROAD, SUITE 200
JUPITER, FLORIDA 33458
Telephone: (561) 746-8454

as our authorized agent, to file applications and papers with the City of Riviera Beach, and to represent me (us) at any Hearing regarding my (our) interest.



(Seal)
EUGENE FRANCAVILLA (Seal)
MANAGING MEMBER (Seal)

Sworn to and subscribed before me this 9 day of March, 2017.


Notary Public





OFFICE OF
COMMUNITY DEVELOPMENT

CITY OF RIVIERA BEACH

DEPARTMENT OF COMMUNITY DEVELOPMENT
600 WEST BLUE HERON BLVD. • RIVIERA BEACH, FLORIDA 33404
(561) 845-4060 FAX: (561) 845-4038

January 28, 2016

Sent by email: tim@messassoc.com

Messler & Associates
ATTN: Timothy J. Messler, P.E.
5746 Via Rio
Jupiter, FL 33410

RE: Administrative Approval of Site Plan Amendments, 4444 Leo Lane (SP-15-17)

Dear Mr. Messler:

The proposed amendments to the Magnolia Place Condominium Development, previously approved by City Council Resolution No. 52-06 (April 19, 2006), have been administratively approved as follows:

1. Modified gazebo area.
2. Increased onsite parking; 36 spaces with 2 additional accessible spaces (38 in total).
3. Sidewalk connectivity from the Magnolia Place Development to Leo Lane added.
4. Flexibility in landscape design ensuring no conflicts between shade trees and utilities, etc.
5. Relocation of dumpster enclosure.

Please note that the following conditions of approval apply:

1. *A two-year landscaping performance bond for 110% of the value of landscaping and irrigation shall be required before the certificate of occupancy is issued, in accordance with City Code of Ordinances Section 31-603.*
2. *All future advertising must state that the development is located in the City of Riviera Beach. Fees and penalties in accordance with City Code Sec. 31-554 will be levied against the property owner and/or business for violation of this condition.*
3. *Any fencing visible from Leo Lane must consist of decorative aluminum or similar; chain-link fencing shall not be permitted.*
4. *Parking along Leo Lane is prohibited.*

You may apply for building permits at your convenience. Please contact Jeff Gagnon, Assistant Director of Community Development for assistance: jgagnon@rivierabch.com / (561) 845-4060.

January 25, 2016 (SP-15-17), Page 1 of 2

Sincerely,

A handwritten signature in blue ink, appearing to read 'Mik', with a long horizontal flourish extending to the right.

Mary McKinney, AICP
Director of Community Development

C: Jeff Gagnon, AICP, Assistant Director of Community Development
Peter Ringle, Building Official
File: SP-15-17

Attached: City Resolution No. 52-06

RESOLUTION NO. 52-06

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING A SITE PLAN APPLICATION FROM ROBERT NOTHNAGLE FOR A THREE BUILDING, EIGHTEEN UNIT, MULTI-FAMILY RESIDENTIAL CONDOMINIUM DEVELOPMENT ON PROPERTY LOCATED AT 4444 LEO LANE; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Section 31-57 of the City of Riviera Beach Code of Ordinances establishes the requirements for Site Plan review by the City Council; and

WHEREAS, the City Council finds that the proposed site plan is consistent with the adopted City of Riviera Beach Comprehensive Plan Low Density Multi-Family Future Land Use designation and the Land Development Regulations; and

WHEREAS, the property is zoned Low Density Multiple Family Residential (RML-12) and the proposed use is consistent with this zoning; and

WHEREAS, Staff has reviewed the proposed application and recommends approval with conditions; and

WHEREAS, the Planning and Zoning Board met March 9, 2006 to review the site plan application and made a recommendation to the City Council for approval of the site plan application; and

WHEREAS, the City Council has considered the application; the evidence submitted by the applicant and staff's recommendation.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AS FOLLOWS:

SECTION 1. The Site Plan application from Robert Nothnagle and Magnolia Place to build a three building, eighteen unit residential condominium development is hereby approved with the following conditions:

1. A two year landscaping bond for 110% of the value of landscaping and irrigation shall be required before certificate of occupancy is issued.
2. All future advertising must state that the property is in the City of Riviera Beach. A fine of \$250 per day will be levied against the property owner for violation of this condition.

RESOLUTION NO. 52-06
PAGE 2

3. Construction must be initiated within 18 months of receiving City Council Approval.

SECTION 2. This Resolution shall act as the final order which is not required to be recorded in the public records of Palm Beach County.

SECTION 3. This Resolution shall take effect immediately upon approval.

PASSED AND APPROVED THIS 19TH DAY OF APRIL, 2006.

*******THE REMAINDER OF THIS PAGE IS INTENTIONALLY LEFT BLANK*******

RESOLUTION NO. 52-06
PAGE 3

APPROVED:

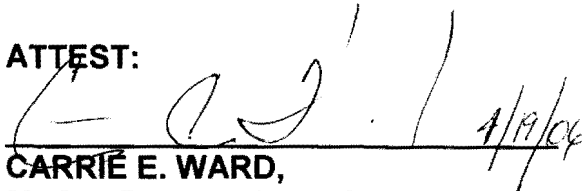


MICHAEL D. BROWN
MAYOR




ANN ILES
CHAIRPERSON

ATTEST:

 4/9/06


CARRIE E. WARD,
MASTER MUNICIPAL CLERK
CITY CLERK



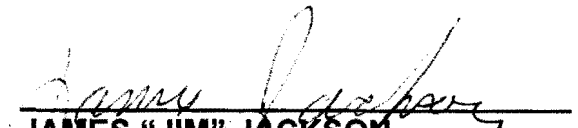
VANESSA LEE
CHAIR PRO TEM



NORMA DUNCOMBE
COUNCILPERSON



ELIZABETH "LIZ" WADE
COUNCILPERSON



JAMES "JIM" JACKSON
COUNCILPERSON

MOTIONED BY: E. WADE

SECONDED BY: V. LEE

A. ILES AYE

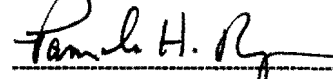
V. LEE AYE

N. DUNCOMBE AYE

E. WADE AYE

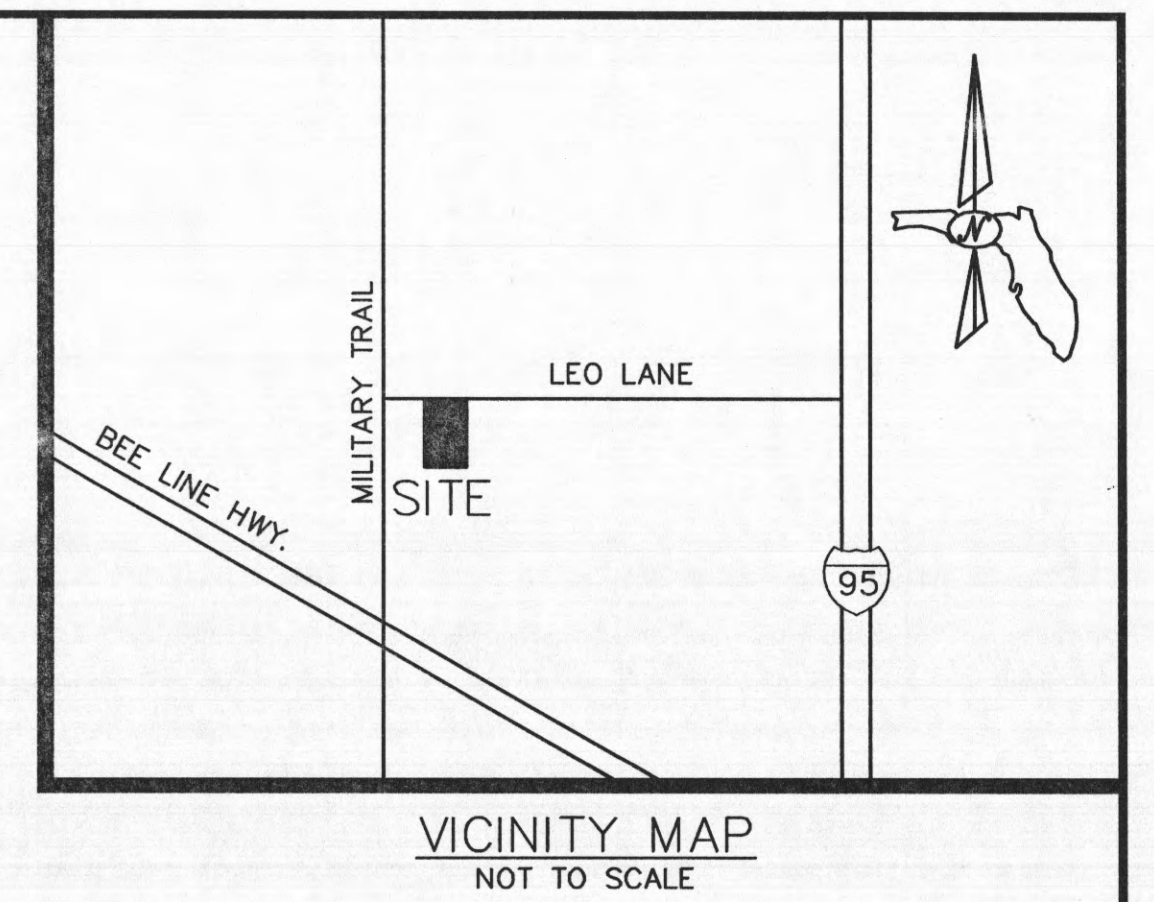
J. JACKSON AYE

REVIEWED AS TO LEGAL SUFFICIENCY

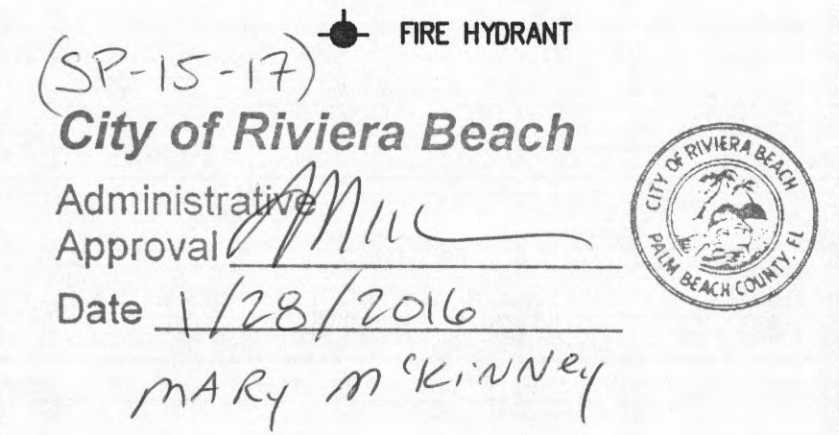


PAMALA HANNA RYAN/CITY ATTORNEY

DATE: 4/12/06



UNPLATTED



PARKING		
STALL	REQUIRED	PROVIDED
HANDICAP	2	2
REGULAR	36	36

REQUIRED	PROVIDED
2	2
36	36

SITE PLAN

TIMOTHY J. MESSLER, P.E.
FL. REG. No. 16422

PROJ. NO. 15-050
SCALE 1"=20'
DATE NOV 2015
SHEET 1 OF 1

Page 1	Page 3
<p style="text-align: center;">CITY OF RIVIERA BEACH PLANNING AND ZONING BOARD</p> <p style="text-align: center;">---</p> <p style="text-align: center;">Thursday, July 27, 2017</p> <p style="text-align: center;">Council Chambers 600 West Blue Heron Boulevard Riviera Beach, Florida</p> <p style="text-align: center;">6:38 p.m. - 7:43 p.m.</p> <p style="text-align: center;">---</p> <p>IN ATTENDANCE:</p> <p>Tradrick McCoy, Vice Chair Corey Blackwell, Sr., Board Member James Gallon, Board Member Margaret Shepherd, Board Member Anthony Brown, Second Alternate Member Jeff Gagnon, Acting Director of Community Development Simone Davidson, Staff Assistant Lina F. Busby, Assistant City Attorney</p>	<p>1 MS. DAVIDSON: Edward Kunuty. 2 (No response.) 3 MS. DAVIDSON: Corey Blackwell. 4 MR. BLACKWELL: Present. 5 MS. DAVIDSON: Tradrick McCoy. 6 CHAIR McCOY: Here. 7 MS. DAVIDSON: Rena James. 8 (No response.) 9 MS. DAVIDSON: A quorum is present. 10 CHAIR McCOY: Thank you. 11 Item number III, acknowledgment of Board 12 member absence notification. 13 MR. GAGNON: Yes, thank you, sir. Jeff 14 Gagnon, Acting Director of Community Development. 15 Just for the record as well, I'd like to make 16 note of the fact that Mr. Brown will have voting rights 17 tonight, being that a permanent member is absent. 18 I did hear from Mr. Gustafson that he would 19 not be able to make it. Also, I heard through P&Z 20 staff or a Board member that Ms. Rena James also is 21 running either late or may be tied up with another 22 item, so she may not make it here either tonight. 23 CHAIR McCOY: Thank you, Mr. Gagnon. 24 Item number IV, additions and deletions. 25 MR. GAGNON: Yes. First I'd like to make an</p>
Page 2	Page 4
<p>1 BE IT REMEMBERED that the following Planning 2 and Zoning Board meeting was had at Riviera Beach City 3 Hall Council Chambers, 600 West Blue Heron Boulevard, 4 Riviera Beach, Florida, on Thursday, July 27, 2017, 5 beginning at 6:38 p.m., with attendees as hereinabove 6 noted, to wit: 7 --- 8 CHAIR McCOY: Good afternoon. We'll call 9 the July 27, 2017 Planning and Zoning Board meeting to 10 order. We'll start with a moment of silence, followed 11 by the Pledge of Allegiance. 12 (Moment of silence observed. Pledge of 13 Allegiance recited.) 14 CHAIR McCOY: Item number II. Staff, would 15 you call the roll, please. 16 MS. DAVIDSON: Anthony Brown. 17 MR. BROWN: Present. 18 MS. DAVIDSON: Jon Gustafson. 19 (No response.) 20 MS. DAVIDSON: James Gallon. 21 MR. GALLON: Here. 22 MS. DAVIDSON: Julius Whigham. 23 (No response.) 24 MS. DAVIDSON: Margaret Shepherd. 25 MS. SHEPHERD: Here.</p>	<p>1 announcement that Mr. Mario Velasquez, actually his 2 last day was yesterday with the City. He found another 3 employment opportunity, so we want to wish him the best 4 of luck in the future. He was employed with the City 5 for over six years, probably close to seven, so he will 6 definitely be missed. 7 In his stead, however, we do have Ms. Simone 8 Davidson who is helping with the planning roles and 9 responsibilities. She also is a long time City 10 employee with experience in a few different 11 departments, so we're very happy to have her aboard and 12 part of the Planning team right now. 13 For the record, I want to make note that we 14 have hard copies of the Planning and Zoning packet 15 available in the back of the chambers. Additionally, 16 there was, I think, a bit of a hiccup with a digital 17 document that was sent out, which didn't have the 18 actual plat. So hard copies of the plat which is 19 associated with the new business item have been 20 provided to the Board. They're also included in that 21 backup packet in the rear of the Council chambers. 22 And I believe the only other thing I'd like 23 to propose is to move the new business item to be heard 24 in front of the unfinished business item, being that 25 the applicant is here for the new business item</p>

Page 5	Page 7
<p>1 currently. That's it.</p> <p>2 CHAIR McCOY: Thank you, Mr. Gagnon.</p> <p>3 Item number V, disclosure by Board members.</p> <p>4 MR. GALLON: Mr. McCoy.</p> <p>5 CHAIR McCOY: Mr. Gallon, you're recognized.</p> <p>6 MR. GALLON: I met with one of the vendors to</p> <p>7 take a look at the trailers for the mobile vendors.</p> <p>8 CHAIR McCOY: Thank you, Mr. Gallon.</p> <p>9 MS. SHEPHERD: I met with Mr. Louis Williams</p> <p>10 on his vending --</p> <p>11 MS. BUSBY: Operation.</p> <p>12 MS. SHEPHERD: Yes, operation. Thank you.</p> <p>13 MR. BLACKWELL: And I also met with Mr. Louis</p> <p>14 Williams in regards to the mobile vending.</p> <p>15 CHAIR McCOY: Any other members with</p> <p>16 disclosures? Hearing none, is there a motion to adopt</p> <p>17 the agenda with item number VIII coming before item</p> <p>18 number VII?</p> <p>19 MR. BLACKWELL: So moved.</p> <p>20 CHAIR McCOY: There's been a motion by</p> <p>21 Mr. Blackwell. Is there a second?</p> <p>22 MS. SHEPHERD: I second.</p> <p>23 CHAIR McCOY: There's a motion and a second.</p> <p>24 Roll call.</p> <p>25 MS. DAVIDSON: Anthony Brown.</p>	<p>1 MS. DAVIDSON: Margaret Shepherd.</p> <p>2 MS. SHEPHERD: Yes.</p> <p>3 MS. DAVIDSON: Corey Blackwell.</p> <p>4 MR. BLACKWELL: Yes.</p> <p>5 MS. DAVIDSON: Tradrick McCoy.</p> <p>6 CHAIR McCOY: Yes.</p> <p>7 MS. DAVIDSON: Unanimous vote.</p> <p>8 CHAIR McCOY: Item number VIII, new business.</p> <p>9 MR. GAGNON: Thank you, Chair.</p> <p>10 Under new business we have one item. It's a</p> <p>11 resolution of the City Council of the City of Riviera</p> <p>12 Beach, Palm Beach County, Florida, approving the</p> <p>13 Magnolia Place plat, consisting of approximately 1.52</p> <p>14 acres, identified by parcel control number</p> <p>15 56-42-42-25-00-000-1210, located east of North Military</p> <p>16 Trail and south of Leo Lane, and providing for an</p> <p>17 effective date.</p> <p>18 This parcel is also addressed as 4444 Leo</p> <p>19 Lane. On the screen in front of you, the property in</p> <p>20 question and being discussed is highlighted in red. So</p> <p>21 to the east is the Mystic Woods development. To the</p> <p>22 west is Rorabeck's. Southwest is a commercial</p> <p>23 development; I believe it's a commercial use associated</p> <p>24 with golf. It's a retail operation. And to the north</p> <p>25 is also slightly agricultural uses associated with</p>
Page 6	Page 8
<p>1 MR. BROWN: Yes.</p> <p>2 MS. DAVIDSON: James Gallon.</p> <p>3 MR. GALLON: Yes.</p> <p>4 MS. DAVIDSON: Margaret Shepherd.</p> <p>5 MS. SHEPHERD: Yes.</p> <p>6 MS. DAVIDSON: Corey Blackwell.</p> <p>7 MR. BLACKWELL: Yes.</p> <p>8 MS. DAVIDSON: Tradrick McCoy.</p> <p>9 CHAIR McCOY: Yes.</p> <p>10 MS. DAVIDSON: Unanimous vote.</p> <p>11 CHAIR McCOY: Thank you.</p> <p>12 Item number VI, approval of the minutes for</p> <p>13 the June 8th meeting. Is there a motion? Is there a</p> <p>14 motion to approve the minutes from June 8th?</p> <p>15 MS. SHEPHERD: I move we accept the minutes</p> <p>16 as read.</p> <p>17 CHAIR McCOY: There's been a motion by</p> <p>18 Ms. Shepherd. Is there a second?</p> <p>19 MR. BLACKWELL: Second.</p> <p>20 CHAIR McCOY: There's been a motion and a</p> <p>21 second. Roll call.</p> <p>22 MS. DAVIDSON: Anthony Brown.</p> <p>23 MR. BROWN: Yes.</p> <p>24 MS. DAVIDSON: James Gallon.</p> <p>25 MR. GALLON: Yes.</p>	<p>1 Rorabeck's as well. All the way across the street is</p> <p>2 Woodbine.</p> <p>3 So the history of the site is somewhat</p> <p>4 unique, being that the original approval for the site</p> <p>5 plan was granted by City Council back in 2006. That</p> <p>6 was through Resolution Number 52-06. Unfortunately,</p> <p>7 that approval was followed by the recession period, and</p> <p>8 the development team at that point had started</p> <p>9 construction. Even on this aerial view you can see</p> <p>10 that there is -- the infrastructure improvements were</p> <p>11 done underground, as well as some of the asphalt</p> <p>12 improvements on the surface which are visible here in</p> <p>13 this aerial.</p> <p>14 So the project commenced, which gave them</p> <p>15 vested rights to develop the property in the future.</p> <p>16 So after the recession period had basically been</p> <p>17 completed and the economy picked back up, I believe a</p> <p>18 new investor picked up the property and began to</p> <p>19 redevelop the parcel.</p> <p>20 So there were a few minor amendments that</p> <p>21 were completed back in 2015 -- or excuse me -- 2016.</p> <p>22 That's when the official administrative approval letter</p> <p>23 was issued. They were rather minor amendments, and</p> <p>24 they actually improved the functionality of the site,</p> <p>25 including more parking and things of that nature.</p>

Page 9	Page 11
<p>1 So what the development team is looking to do</p> <p>2 now is grant an approval for a plat which would allow</p> <p>3 for the subdivision of 18 parcels on this lot.</p> <p>4 So this was the site plan that was</p> <p>5 administratively approved. The north arrow on this</p> <p>6 site is actually pointing this way, so this is Leo</p> <p>7 Lane. So this is the north portion of the site. You</p> <p>8 can see there are three independent buildings. I</p> <p>9 believe the units consisted of seven, eight and five</p> <p>10 units.</p> <p>11 And what the plat will do -- this is the</p> <p>12 official first page of the plat, which provides a</p> <p>13 location map and signatures and legalese associated</p> <p>14 with the plat. And this is the actual plat. So what</p> <p>15 the plat will do is subdivide the lot into individual</p> <p>16 lots so they can be sold to individual units -- sold as</p> <p>17 individual units to individual owners.</p> <p>18 So staff is recommending that the P & Z Board</p> <p>19 review and consider this information and provide a</p> <p>20 recommendation to City Council. And I can answer any</p> <p>21 questions at this time. I also would like to make note</p> <p>22 that the applicant, or the agent for the applicant is</p> <p>23 present with us tonight as well, Mr. Lidberg.</p> <p>24 CHAIR McCOY: Members, any question of the</p> <p>25 presentation? Hearing none, any members wishing to</p>	<p>1 MR. BLACKWELL: Yes, I motion that the City</p> <p>2 move forward with the approval and granting this</p> <p>3 company the rights to individual plats.</p> <p>4 CHAIR McCOY: There's been a motion. Is</p> <p>5 there a second?</p> <p>6 MR. BROWN: Second it.</p> <p>7 CHAIR McCOY: Motion by Mr. Blackwell; there</p> <p>8 was a second by Mr. Brown. Staff, if you will, call</p> <p>9 the roll.</p> <p>10 MS. DAVIDSON: Anthony Brown.</p> <p>11 MR. BROWN: Yes.</p> <p>12 MS. DAVIDSON: James Gallon.</p> <p>13 MR. GALLON: Yes.</p> <p>14 MS. DAVIDSON: Margaret Shepherd.</p> <p>15 MS. SHEPHERD: Yes.</p> <p>16 MS. DAVIDSON: Corey Blackwell.</p> <p>17 MR. BLACKWELL: Yes.</p> <p>18 MS. DAVIDSON: Tradrick McCoy.</p> <p>19 CHAIR McCOY: Yes.</p> <p>20 MS. DAVIDSON: Unanimous vote.</p> <p>21 CHAIR McCOY: Thank you.</p> <p>22 Item number VII.</p> <p>23 MR. GAGNON: So this item is under unfinished</p> <p>24 business. There was discussion at our last meeting on</p> <p>25 June 8th, and the text that's now proposed associated</p>
Page 10	Page 12
<p>1 hear from the applicant?</p> <p>2 MS. SHEPHERD: I would like to hear from the</p> <p>3 applicant.</p> <p>4 MR. LIDBERG: Good evening. My name is David</p> <p>5 Lidberg. I'm the surveyor for the project. I mean do</p> <p>6 you have a question, a specific question?</p> <p>7 MS. SHEPHERD: No, I was -- I thought you</p> <p>8 were the owner of this project.</p> <p>9 MR. LIDBERG: No, no, I'm not. I'm just the</p> <p>10 surveyor.</p> <p>11 MS. SHEPHERD: Oh, you're just the surveyor,</p> <p>12 okay. All right.</p> <p>13 CHAIR McCOY: So Mr. Lidberg is the agent for</p> <p>14 the applicant who is providing the plat documentation</p> <p>15 and has done the surveying associated with this</p> <p>16 document. So he can answer any technical questions</p> <p>17 that the Board may have.</p> <p>18 MS. SHEPHERD: No, no real questions. I</p> <p>19 thought maybe you might want to add something to --</p> <p>20 MR. LIDBERG: I don't have anything to add.</p> <p>21 MS. SHEPHERD: Okay, thank you.</p> <p>22 MR. LIDBERG: Okay, thank you.</p> <p>23 CHAIR McCOY: Any other members? Hearing</p> <p>24 none, any members wishing to comment? Hearing no</p> <p>25 comments, is there a motion on approval of the plat?</p>	<p>1 with the mobile vending ordinance is different from the</p> <p>2 text that was provided then. I want to briefly touch</p> <p>3 upon some elements of the staff report prior to getting</p> <p>4 to the actual document itself. For the record, I'll</p> <p>5 read the title.</p> <p>6 So it's an ordinance of the City Council of</p> <p>7 the City of Riviera Beach, Palm Beach County, Florida,</p> <p>8 amending Chapter 10 of the City's Code of Ordinances</p> <p>9 entitled Licenses and Business Regulations, Article</p> <p>10 VIII, entitled Mobile Vendors, to amend existing</p> <p>11 regulations and to create new regulations for mobile</p> <p>12 vendor uses within the City, providing for conflicts,</p> <p>13 severability and codification, and providing for an</p> <p>14 effective date.</p> <p>15 So I'll go through the staff report on the</p> <p>16 screen now. And the CRA Board -- I can't remember the</p> <p>17 exact date. I believe it was earlier this month or</p> <p>18 late the month before. I think it was earlier this</p> <p>19 month there was a CRA Board discussion on a similar</p> <p>20 item where there was conversation about how to activate</p> <p>21 the Marina District Uplands and if mobile vending can</p> <p>22 serve a purpose within that activation and really</p> <p>23 drawing more people and more interest to the Marina</p> <p>24 District Uplands. So there was some discussion at that</p> <p>25 meeting, and that helped really guide staff as far as</p>

**CITY OF RIVIERA BEACH CITY COUNCIL
AGENDA ITEM SUMMARY**

Meeting Date: 9/6/2017

Agenda Category: CONSENT RESOLUTION

Subject: Resolution authorizing the Mayor and City Council to execute an agreement between the School Board of Palm Beach County and the City of Riviera Beach.

Recommendation/Motion: The City Council and Mayor execute the Interlocal Agreement with the School Board of Palm Beach County

Originating Dept	Fire	Costs	\$00.00
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User Dept.	Fire	Funding Source	
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Advertised	No	Budget Account Number	
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Date

Paper

Affected Parties Not Required

Background/Summary:

For the better part of the last 10 years, Fire Rescue and the Inlet Grove Medical Academy have enjoyed a mutually beneficial relationship. We have provided volunteer instructors to the Medical Academy in areas such as First Responder which has become Emergency Medical Responder, lessons on Patient Assessment and Anatomy and Physiology. We have also facilitated opportunities for their students to accompany and shadow our Medical Director during his rounds in Palm Beach Gardens Medical Center. As the relationship continued, students were able to gain practical experience in the field under the direction of Fire Rescue personnel in valuable outreaches such as Monthly Blood Pressure and Blood Sugar Screenings, Community Health Fairs and teaching Community CPR to the Lay Public.

Fire Rescue and Inlet Grove Medical Academy wish to continue this relationship. Execution of this agreement will allow the students of Inlet Grove Medical Academy to continue to participate with Fire Rescue in non-emergency events and receive classroom instruction as well as gain practical field level education and training opportunities.

Fiscal Years	2017	2018	2019	2020
Capital Expenditures	\$0.00			
Operating Costs	\$0.00			
External Revenues				
Program Income (city)				
In-kind Match (city)				
Net Fiscal Impact				
NO. Additional FTE Positions				

(cumulative)

III. Review Comments

A. Finance Department Comments:

B. Purchasing/Intergovernmental Relations/Grants Comments:

C. Department Director Review:

Contract Start Date

Contract End Date

Renewal Start Date

Renewal End Date

Number of 12 month terms this renewal

Dollar Amount

Contractor Company Name

Contractor Contact

Contractor Address

Contractor Phone Number

Contractor Email

Type of Contract

Describe

ATTACHMENTS:

File Name	Description	Upload Date	Type
Inlet_Grove_RESOLUTION.doc	Resolution	8/23/2017	Resolution
Inlet_Grove_Clinical_Agreement_9_13_16_REV_3_8_17_executed_by_AD.pdf	Agreement	8/30/2017	Agreement

REVIEWERS:

Department	Reviewer	Action	Date
Fire	DUREN, REGINALD	Rejected	8/29/2017 - 7:49 AM
Fire	McCarthy, Thomas	Approved	8/29/2017 - 8:23 AM
Fire	DUREN, REGINALD	Rejected	8/29/2017 - 7:22 PM
Fire	McCarthy, Thomas	Approved	8/30/2017 - 8:03 AM
Fire	DUREN, REGINALD	Approved	8/30/2017 - 10:44 AM
Purchasing	Little, Rickey	Approved	8/30/2017 - 11:05 AM
Finance	sherman, randy	Approved	8/30/2017 - 1:04 PM
Attorney	Lina Busby, Lina	Approved	8/30/2017 - 3:01 PM
City Clerk	Robinson, Claudene	Approved	8/30/2017 - 3:36 PM
City Manager	Evans, Jonathan	Approved	8/31/2017 - 4:44 PM

City Manager

Evans, Jonathan

Approved

8/31/2017 - 1:11 PM

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN AGREEMENT WITH THE SCHOOL BOARD OF PALM BEACH COUNTY PROVIDING FOR THE EDUCATION AND TRAINING OF STUDENTS IN THE INLET GROVE MEDICAL ACADEMY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Riviera Beach and School Board of Palm Beach County desire to execute an agreement commencing September 7, 2017 for the education and training of students in the Medical Academy programs; and

WHEREAS, this agreement is mutually beneficial for each agency as these students may eventually become Riviera Beach Fire Rescue personnel.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, FLORIDA, THAT:

Section 1: The Mayor and City Clerk are authorized to execute an agreement with the School Board of Palm Beach County to provide for the education and training of students in the Medical Academy programs.

Section 2: A Copy of agreement is attached hereto and made part thereof.

Section 3: This Resolution shall take effect upon its passage and approval by City Council.

The rest of this page has been left blank intentionally.

RESOLUTION NO. _____
PAGE 2

PASSED AND APPROVED THIS _____ DAY OF SEPTEMBER, 2017.
Page ____ of ____

APPROVED:

THOMAS A. MASTERS
MAYOR

KASHAMBA L. MILLER-ANDERSON
CHAIRPERSON

ATTEST:

CLAUDENE L. ANTHONY
CERTIFIED MUNICIPAL CLERK
CITY CLERK

TONYA DAVIS JOHNSON
CHAIR PRO TEM

LYNNE L. HUBBARD
COUNCILPERSON

DAWN S. PARDO
COUNCILPERSON

TERENCE D. DAVIS
COUNCILPERSON

MOTIONED BY: _____

REVIEWED AS TO LEGAL SUFFICIENCY

SECONDED BY: _____

ANDREW DEGRAFFENREIDT
CITY ATTORNEY

K. MILLER-ANDERSON _____

DATE: _____

T. DAVIS JOHNSON _____

L. HUBBARD _____

D. PARDO _____

T. DAVIS _____

**CLINICAL AGREEMENT
BETWEEN
THE SCHOOL BOARD OF PALM BEACH COUNTY, FLORIDA
AND
RIVIERA BEACH FIRE RESCUE**

WHEREAS, THE SCHOOL BOARD OF PALM BEACH COUNTY, FLORIDA (the "SCHOOL BOARD") is in need of health care facilities to teach career education students pursuant to the Florida Department of Education Health Science Career Cluster Curriculum Frameworks and the SCHOOL BOARD'S policies and procedures;

WHEREAS, Riviera Beach Fire Rescue (the "PROVIDER") desires to serve as the necessary health care facility to assist the SCHOOL BOARD in giving students enrolled in the secondary health science education program a clinical experience that provides the initial exposure to a broad range of health-related occupations;

WHEREAS, the parties hereto recognize their mutual interest in promoting those educational goals and objectives of the Florida Department of Education and the SCHOOL BOARD of promoting excellence in health care; and

NOW THEREFORE, in consideration of the mutual covenants and agreements expressed herein, both parties therefore agree as follows:

I. PARTICIPATING AGENCIES:

The participating agencies in this Agreement are THE SCHOOL BOARD OF PALM BEACH COUNTY, FLORIDA and Riviera Beach Fire Rescue.

II. STATEMENT OF AGREEMENT:

This is an Agreement between the PROVIDER and the SCHOOL BOARD whereby the PROVIDER will accept students from the SCHOOL BOARD'S secondary health science education programs as listed below for supervised learning experiences in the care of patients, in accordance with the provisions set forth in this Agreement.

SECONDARY HEALTH SCIENCE EDUCATION PROGRAMS

Health Science Career Courses

A. GENERAL PROVISIONS OF THE AGREEMENT:

1. The parties agree that the foregoing recitals are true and correct and are incorporated herein by this reference.
2. The parties shall collaborate to develop an appropriate clinical education program for students enrolled in the School District's Secondary Health Science Education Program. The education of the student shall be the primary purpose of the clinical training program. The SCHOOL BOARD's staff shall be responsible for ensuring that the students assigned to the clinical training program have adequate and appropriate classroom instruction, and the PROVIDER shall be responsible for ensuring that the students receive a rewarding and beneficial clinical experience that allows them to integrate their educational experience with practical training. Classroom instruction will occur during the normal school day and the clinical experience may occur during normal school hours or in accordance with a prearranged schedule developed by the parties.
3. Any student assigned to this clinical training program shall be properly supervised at all times by the PROVIDER when the student is on the PROVIDER's premises or in the care of the PROVIDER for the purpose of engaging in conduct relating to the clinical training program.
4. Neither the SCHOOL BOARD nor PROVIDER shall be responsible for the loss or damage to students' personal property while on the PROVIDER's premises for the clinical training program.
5. The student shall not be considered an employee of the SCHOOL BOARD nor PROVIDER at the time that the student is engaging in activities relating to the clinical training program.
6. The PROVIDER may include the instructors of the School District of Palm Beach County at staff meetings when policies are discussed that will affect or are related to the School Board's Career Education programs. The PROVIDER agrees to provide the School District instructors with written notice of changes in PROVIDER's policies and procedures that impact the School Board's Career Education programs at least ten (10) days prior to the effective date of such changes.

B. SPECIFIC PROVISIONS REGARDING HEALTH SCIENCE EDUCATION:

1. HEALTH SCIENCE PROGRAMS
 - a. The clinical experiences shall consist of no more than half of the instructional time unless deemed necessary by the School District supervising instructor.

- b. The number of students scheduled for training on the PROVIDER'S premises and student assignments shall be planned by the PROVIDER'S staff and the School District supervising instructor.
- c. The PROVIDER will provide and supervise the students in observational ambulance experiences. Arrangements will be made so that the PROVIDER and the SCHOOL BOARD supervising instructor will confer in a timely manner.

C. THE SCHOOL BOARD'S RESPONSIBILITY:

- 1. To maintain standards and procedures as recommended by the Florida Department of Education and the state occupational governing board (s) applicable to the clinical programs.
- 2. To maintain standards for participating students and facility which include but are not limited to, requirements for physical examination, T.B. screening, MMR (measles, mumps, rubella) vaccination, tetanus, Varicella Titer or chicken pox vaccination, Hepatitis B vaccine (staff/students to show documentation) or declination form and education on universal precautions and blood borne pathogens.
- 3. To employ qualified instructors who shall be responsible for conveying the philosophy and objectives of the SCHOOL BOARD and for developing the curriculum.
- 4. To be responsible for the education of the student.
- 5. To be responsible for selecting learning experiences for the students, with the assistance and cooperation of the PROVIDER'S personnel.
- 6. To ensure that a School District instructor or school administrator is available for consultation by phone or routine supervisory visits during times students are participating in clinical experiences.
- 7. To comply with the applicable established policies and practices of the PROVIDER as provided to the SCHOOL BOARD. (Policies presented for review and mutual acceptance.)
- 8. To recognize its liability for certain tortious acts of its agents, officers, and employees to the extent and limit provided in Section 768.28, Florida Statutes, the State of Florida's partial waiver of sovereign immunity. Each party acknowledges and it is expressly understood that the foregoing shall not constitute: (i) an agreement by the SCHOOL BOARD to indemnify the PROVIDER; (ii) a waiver of sovereign immunity; (iii) a waiver of any right or defense that the SCHOOL BOARD has under Section 768.28, Florida Statute, or any other statute; nor (iv) as consent to be sued by third parties.

9. Inform students that students shall be responsible for following the rules, regulations, and policies of the PROVIDER and ensure that each student participant executes the *Consent to and Permission for Criminal Background Check and Drug Screening* attached hereto as **Exhibit A**, if required by the PROVIDER.
10. The School District supervising instructor shall be responsible for:
 - a. Selecting assignments in cooperation with the PROVIDER'S personnel and supervising students in their learning experiences when applicable.
 - b. Planning concurrent related instruction (informal and formal classroom) as needed to meet the objectives of the program. This instruction will be scheduled during the regular school day.
 - c. Maintaining individual records of class and clinical instruction, practice and evaluation of student competency and health.
 - d. Preparing a clinical/observation rotation plan for services to be used for experience and securing the written approval of the plan from the PROVIDER prior to the beginning of the clinical training program for the student. Before any material changes are made in the plan, such changes must be discussed and approved in writing by the administrator of the facility or designee.
 - e. Performing a quarterly site visit of the PROVIDER's facilities in accordance with a schedule developed by the Parties.
 - f. Interpreting to PROVIDER and health care personnel the roles of the student within the occupation being taught.

D. THE PROVIDER'S RESPONSIBILITY:

1. While students are on the PROVIDER's premises, the PROVIDER agrees and warrants that it will follow appropriate healthcare safety procedures and industry protocol to maximize the clinical experience and ensure the safety of the students and PROVIDER's patients.
2. To make available to instructors and students appropriate facilities and supervision for clinical services and planned learning experiences related to the approved program curriculum.

3. To provide guidance and supervision of the students while on PROVIDER's premises.
4. To provide School District instructors and students with emergency first aid care in case of illness or accident while on PROVIDER's premises. It shall be the responsibility of the person who becomes ill or injured to pay for his/her own care.
5. To provide the site and educational opportunities for the clinical experiences.
6. To allow School District students and staff to use any of the existing food services at PROVIDER's location, at student and/or staff expense.
7. To certify to the SCHOOL BOARD that the PROVIDER and PROVIDER's employees or contractors has undergone Level 2 screening consisting of fingerprinting and a background check. The PROVIDER agrees to provide to the SCHOOL BOARD on annual basis the following information for each of its employees or subcontractors: 1) an Affidavit stating that PROVIDER, its employees, and subcontractors were required to undergo Level 2 screening pursuant to section 435.04, Florida Statutes for licensure, certification, employment, or other purposes; that the PROVIDER, its employees, and its subcontractors meet the screening standards in section 435.04, Florida Statutes; that the PROVIDER's, its employee's, and subcontractor's license or certificate, if any, is active and in good standing; and that PROVIDER completed the Level II screening within the last 5 years.
8. To assume all patient care responsibility including responsibility for the guidance and supervision of students when on PROVIDER's premises, particularly in patient contact areas. The PROVIDER's clinical faculty will direct students and instruct them in the procedures to follow relative to patient care.
9. To report attendance of the students assigned to the clinical training program to the School District supervising instructor on a quarterly basis in accordance with a schedule developed by the Parties.
10. To execute the *Beneficial Interest and Disclosure of Ownership Affidavit*, which is attached hereto as **Exhibit B** and incorporated by this reference.
11. To execute the *Contract/Agreement Addendum Concerning Student Information*, which is attached hereto as **Exhibit C** and incorporated herein by this reference.

E. THE SCHOOL BOARD POLICIES:

1. The educational program shall consist of classroom instruction, and

laboratory practice experiences in selected learning situations in health care agencies. The division and arrangement of time to include the theoretical and clinical learning experiences shall be determined by the supervising instructor, and be based upon the needs of the students for specific learning experiences to meet the objectives of the program.

2. Students will be given holidays as provided in the regular school calendar.

F. REQUEST FOR WITHDRAWAL OF STUDENT/STAFF:

The participating PROVIDER has the right to demand the SCHOOL BOARD's supervising instructor withdraw any student/staff from its facility whose conduct, non-adherence to the dress code, work with patients, or general work and behavior is, in the reasonable opinion of the administrator of the health care facility, not in accordance with acceptable standards of performance and ethics. Students/staff will be removed in accordance with SCHOOL BOARD policy.

The SCHOOL BOARD's designee may at any time withdraw, in accordance with law, a student/staff whose progress, conduct, or work does not meet the standards of the SCHOOL BOARD for continuation in the assigned area or program.

Notwithstanding anything to the contrary, removal of School District staff from the facility or the Program will be in accordance with law.

G. TERMINATION OF AGREEMENT:

Each party reserves the right to terminate this Agreement at any time and for any reason, upon giving thirty (30) days written notice to the other party, provided that all students currently enrolled in the Program at the PROVIDER'S facility at the time of notice of termination shall be given the opportunity to complete their clinical Program at facility, such completion not to exceed sixty (60) days. If said Agreement should be terminated for convenience as provided herein, each party will be relieved of all obligations under this Agreement, except as specifically set forth herein. For purpose of notice, the SCHOOL BOARD representative shall be the School District's Director of Choice and Career Options.

H. STUDENT INSURANCE:

The SCHOOL BOARD will purchase a professional liability insurance policy covering all students with a limit of \$1,000,000 per claim and a \$5,000,000 annual policy aggregate limit. Students will also be encouraged to be covered by their own health and accident plan.

I. MODIFICATION OF AGREEMENT:

Modification of the Agreement shall be made only upon mutual consent of both parties in writing and an amendment shall be executed by both parties hereto.

J. NON-DISCRIMINATION:

The PROVIDER agrees not to unlawfully discriminate against any student in any manner whatsoever on account of race, creed, color, age, sexual orientation, gender identity or expression, religion, handicap, national origin, or marital status.

K. LENGTH OF AGREEMENT:

This Agreement will be effective on the date fully executed by all parties and extend through June 30, 2021.

L. INDEMNIFICATION:

1. If the PROVIDER is a governmental entity, the following clause is hereby incorporated into this Agreement:

The PROVIDER recognizes its liability for certain tortious acts of its agents, officers, employees and invitees, and agree to be responsible respectively for all claims, liability, losses, and/or causes of action that may arise from any of its negligent acts or omissions due to the acts of its agents, servants, or employees to the extent and limits provided in Section 768.28, Florida Statutes, the State of Florida's partial waiver of Sovereign Immunity.

The SCHOOL BOARD recognizes its liability for certain tortious acts of its agents, officers, employees and invitees, and agree to be responsible respectively for all claims, liability, losses, and/or causes of action that may arise from any of its negligent acts or omissions due to the acts of its agents, servants, or employees to the extent and limits provided in Section 768.28, Florida Statutes, the State of Florida's partial waiver of Sovereign Immunity

Each party acknowledges and it is expressly understood that the foregoing shall not constitute: (i) an agreement by the PROVIDER to indemnify the SCHOOL BOARD; (ii) an agreement by the SCHOOL BOARD to indemnify the PROVIDER; (iii) a waiver of sovereign immunity; (iv) a waiver of any right or defense that the PROVIDER has under Section 768.28, Florida Statutes, or any other statute; (v) a waiver of any right or defense that the SCHOOL BOARD has under Section 768.28, Florida Statutes, or any other statute; nor (vi) as consent to be sued by third parties.

2. In the event the PROVIDER is not a governmental entity, the following clauses are hereby incorporated into this Agreement:

The PROVIDER shall, in addition to any other obligation to indemnify the SCHOOL BOARD and to the fullest extent permitted by law, protect, defend,

indemnify and hold harmless the SCHOOL BOARD, its agents, officers, elected officials and employees from and against all claims, actions, liabilities, losses (including economic losses), costs arising out of any actual or alleged bodily injury, sickness, disease or death, or injury to or destruction of tangible property including the loss of use resulting there from, or any other damage or loss arising out of, or claimed to have resulted in whole or in part from any actual or alleged act or omission of PROVIDER, or anyone directly or indirectly employed by PROVIDER, or of anyone for whose acts any of PROVIDER may be liable in the performance of the work or violation of law, statute, ordinance, governmental administration order, rule or regulation in the performance of the work; claims or actions made by PROVIDER or other party performing the work. Any reasonable costs or expenses, including reasonable attorney's fees, incurred by the SCHOOL BOARD to enforce this Agreement shall be borne by PROVIDER. PROVIDER recognizes the broad nature of this indemnification and hold harmless article, and voluntarily make this covenant for good and valuable consideration provided by SCHOOL BOARD in support of this indemnification in accordance with the laws of the State of Florida. This article will survive the termination of this Agreement.

M. INSURANCE CLAUSE:

PROVIDER agrees that if it is self-insured as authorized by Florida statutes and it meets all the requirements of such authorizing statute, it will provide a certificate of self-insurance outlining this coverage to the SCHOOL BOARD. If PROVIDER, however, is not self-insured, PROVIDER agrees that it will provide a certificate of insurance by a company or companies to the SCHOOL BOARD. Such certificates of insurance meeting the requirements specified within this Agreement shall be forwarded with the Agreement, and approved prior to the start of any action in furtherance of the performance of this Agreement. Renewal certificates must be forwarded prior to the policy renewal date. Thirty days written notice must be provided to the SCHOOL BOARD, via certified mail, in the event of cancellation.

WORKER'S COMPENSATION: The PROVIDER must comply with Chapter 440, Florida Statutes, worker's compensation and Employees' Liability Insurance with minimum statutory limits.

COMMERCIAL GENERAL LIABILITY: The PROVIDER shall procure and maintain, for life of this Agreement, Commercial General Liability Insurance. This policy shall provide coverage for death, bodily injury, or property damage. The minimum limits of coverage shall be \$1,000,000 per occurrence, Combined, Single Limit for Bodily Injury Liability and Property Damage Liability.

PROFESSIONAL LIABILITY: The PROVIDER agrees that at all times relevant to the Agreement, all duly licensed professionals providing services on behalf of

PROVIDER must comply with the financial responsibility requirements of section 458.320, Florida Statutes.

WAIVER OF SUBROGATION: In the event of loss, damage or injury to PROVIDER and/or the PROVIDER property, PROVIDER shall look solely to any insurance in its favor without making any claim against the SCHOOL BOARD. PROVIDER hereby waives any right of subrogation against the School Board of Palm Beach County, for loss, damage or injury within the scope of PROVIDER's insurance, and on behalf of itself and its insurer, waives all such claims against the SCHOOL BOARD of Palm Beach County.

N. BACKGROUND CHECKS/FINGERPRINTING:

The Jessica Lunsford Act: All individuals who are permitted access on school grounds when students are present, individuals who will have direct contact with children or any student of the School District, or who will have access to or control of school funds must be fingerprinted and background checked. Individuals agree to undergo a background check and fingerprinting if he/she is an individual who meets any of the above conditions and to require that all individuals in the organization who meet any of the conditions to submit to a background check, including fingerprinting by the School District's Police Department, at the sole cost of the individual. Individuals shall not begin providing services contemplated by this Agreement until individual receives notice of clearance by the School District. The SCHOOL BOARD, nor its members, officers, employees, or agents, shall not be liable under any legal theory for any kind of claim whatsoever for the rejection of individual on the basis of these compliance obligations. Individual agrees that neither the individual, nor any employee, agent nor representative of the individual who has been convicted or who is currently under investigation for a crime delineated in FS §435.04 will be employed in the performance of this Agreement.

O. INSPECTOR GENERAL:

The PROVIDER agrees and understands that the School District's Office of Inspector General ("Inspector General") shall have immediate, complete and unrestricted access to all papers, books, records, documents, information, personnel, processes (including meetings), data, computer hard drives, emails, instant messages, facilities or other assets owned, borrowed or used by the PROVIDER with regard to the Agreement. The PROVIDER's employees, vendors, officers and agents shall furnish the Inspector General with requested information and records within their custody for the purposes of conducting an investigation or audit, as well as provide reasonable assistance to the Inspector General in locating assets and obtaining records and documents as needed for investigation or audit relating to the Agreement. Furthermore, the PROVIDER understands, acknowledges and agrees to abide by School Board Policy 1.092.

P. CONFIDENTIAL INFORMATION AND RECORDS:

PROVIDER recognizes that it may receive access to confidential student records as it fulfills its obligations to the SCHOOL BOARD under this Agreement. PROVIDER shall execute PBSD 2220 and comply with section 1002.22, Florida Statutes, and the Family Educational Rights and Privacy Act of 1974 (FERPA), 20 U.S.C. 1232g, and its implementing regulations found in 34 C.F.R. Part 99.31(a)(6). In the event that PROVIDER is requested or required under compulsion of legal process to disclose any such confidential information to any outside party, PROVIDER will not disclose, unless required by law, the confidential information until the SCHOOL BOARD'S General Counsel has first (i) received prompt written notice of such request or requirement to disclose, and (ii) had an adequate opportunity to obtain a protective order or other reliable assurance that confidential treatment will be accorded the confidential information. PROVIDER shall not oppose actions by the SCHOOL BOARD or its General Counsel to assure such confidential treatment.

The SCHOOL BOARD, its students, and instructors recognize that PROVIDER'S patient records to which SCHOOL BOARD, its students, and instructors may have access, constitute confidential health care information covered by one or more privacy and confidentiality laws, regulations and or rules, including HIPAA. The SCHOOL BOARD, its students, and instructors, shall be bound by all legal requirements for protection of this type of information.

PROVIDER is subject to all SCHOOL BOARD obligations relating to compliance with student records confidentiality laws. By signing this Agreement, the PROVIDER acknowledges and agrees to comply with the Family Educational Rights and Privacy Act (FERPA) and all State and Federal Laws relating to the confidentiality of student records.

PROVIDER will receive student information. Since parental consent will not be obtained and PROVIDER has legitimate educational interests in the information, PROVIDER shall hereby be deemed an "other school official" in accordance with School Board Policy 5.50 and shall enter into the Addendum concerning student information (PBSD 2220) which is attached hereto and incorporated herein as **Exhibit C**.

Q. PUBLIC RECORDS COMPLIANCE:

PROVIDER shall keep and maintain public records that ordinarily and necessarily would be required by the SCHOOL BOARD of Palm Beach County in order to perform the service to the SCHOOL BOARD under this agreement.

PROVIDER shall, upon request from the SCHOOL BOARD'S custodian of public records, provide the SCHOOL BOARD with a copy of the requested records or allow the records to be inspected or copied within a reasonable time at a cost that does not exceed the cost provided in Chapter 119, Florida Statutes or as otherwise provided by law.

PROVIDER shall ensure that public records that are exempt or confidential and exempt from public records disclosure requirements are not disclosed except as authorized by law for the duration of the Agreement term and following completion of the Agreement if PROVIDER does not transfer the records to the SCHOOL BOARD.

PROVIDER shall, upon completion of the Agreement, transfer, at no cost to the SCHOOL BOARD, all public records in possession of PROVIDER or keep and maintain public records required by the SCHOOL BOARD to perform the service. If PROVIDER transfers all public records to the SCHOOL BOARD upon completion of the Agreement, PROVIDER shall destroy any duplicate public records that are exempt or confidential and exempt from public records disclosure requirements. If PROVIDER keeps and maintains public records upon completion of the Agreement, PROVIDER shall meet all applicable requirements for retaining public records. All records stored electronically must be provided to the SCHOOL BOARD, upon request from the SCHOOL BOARD'S custodian of public records, in a format that is compatible with the information technology systems of the SCHOOL BOARD.

Failure of PROVIDER to abide by the terms of this provision shall be deemed a material breach of this Agreement. This provision shall survive any termination or expiration of this Agreement.

IF PROVIDER HAS QUESTIONS REGARDING THE APPLICATION OF CHAPTER 119, FLORIDA STATUTES, OR PROVIDER'S DUTY TO PROVIDE PUBLIC RECORDS RELATING TO THIS AGREEMENT, HE OR SHE MUST CONTACT THE PUBLIC RECORDS MANAGEMENT COORDINATOR FOR THE SCHOOL DISTRICT OF PALM BEACH COUNTY AT 561-629-8585, PUBLICRECORDS@PALMBEACHSCHOOLS.ORG, OR 3300 FOREST HILL BLVD., SUITE C-110, WEST PALM BEACH, FL, 33406.

III. JURISDICTION AND VENUE:

This Agreement shall be governed by the laws of the State of Florida and if any dispute arises, then venue shall be in Palm Beach County.

IV. COMMERCIAL NONDISCRIMINATION:

PROVIDER shall not discriminate on the basis of race, gender, religion, national origin, ethnicity, sexual orientation, age or disability in the solicitation, selection, hiring, or treatment of sub-consultants, vendors, suppliers, or commercial customers. PROVIDER shall provide equal opportunity for sub-consultants to participate in all of its public sector and private sector sub-consulting opportunities, provided that nothing contained in this clause shall prohibit or limit otherwise lawful efforts to remedy the effects of marketplace discrimination that has occurred or is occurring in the marketplace, such as those specified in the Palm Beach County School Board Policy 6.143. PROVIDER understands and

agrees that violation of this clause is a material breach of the contract and may result in contract determination, department, or other sanctions.

V. COPIES OF THIS AGREEMENT:

Copies of this contractual agreement shall be submitted to the Florida Department of Education or Healthcare Boards requesting copies of this agreement.

Copies of this Agreement shall be placed on file in the School District's Choice and Career Options/Career Education Department.

THE SCHOOL BOARD OF
PALM BEACH COUNTY

By: _____
Provider Representative

Print Name

Date: _____

Attest: _____
VP General Counsel/Secretary

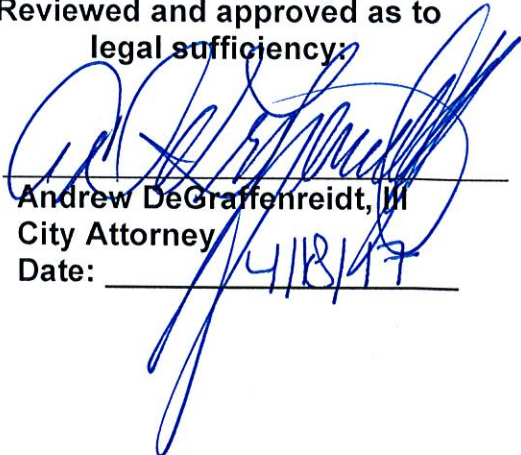
By: _____
Robert M. Avossa, Ed.D
Superintendent

Date: _____

Chuck Shaw
Chairman

Date: _____

Reviewed and approved as to
legal sufficiency:



Andrew DeGraffenreidt, III
City Attorney

Date: 4/18/17

CITY OF RIVIERA BEACH CITY COUNCIL
AGENDA ITEM SUMMARY

Meeting Date: 9/6/2017

Agenda Category: CONSENT RESOLUTION

Subject: Resolution authorizing Fire Rescue to purchase advanced airway management devices and ventilators and requisite components

Recommendation/Motion: The City Council authorizes the Fire Department to purchase advanced airway management devices and ventilators in an amount not to exceed \$15,500.

Originating Dept	Fire Rescue	Costs	\$15,500.00
User Dept.	Fire Rescue	Funding Source	Palm Beach County Board of County Commissioners
Advertised	No	Budget Account Number	
Date			
Paper			
Affected Parties	Not Required		

Background/Summary:

The State of Florida Emergency Medical Services (EMS) Grant Program offers funding to EMS providers to expand and/or improve the delivery of Emergency Medical Services within the State of Florida. Since 1988 the Fire Department has been approved for funding for EMS equipment through this process. The process requires the Fire Department to enter into an Interlocal Agreement, **(need 3 signed originals-attached)** with the Palm Beach County Department of Safety, Division of Emergency Management, and Office of Emergency Medical Services. The Fire Department must submit a resolution and a signed Interlocal Agreement. The department will purchase the EMS equipment through an account established by the Finance Department and submit a request for reimbursement to the Office of Emergency Medical Services. As a result of the 2016-17 grant process, the Fire Department was approved for the reimbursement of the purchase of advanced airway management devices and ventilators and requisite components. The approval of this request would allow Fire Rescue to purchase advanced airway management devices, ventilators, and requisite components. This purchase will ensure that Fire Rescue is able to maintain and improve standards for patient airway management and ventilation in emergent situations.

Fiscal Years	2017	2018	2019	2020	2021
Capital Expenditures	\$15,500				
Operating Costs		\$200	\$200	\$200	\$200
External Revenues	\$15,500				
Program Income (city)					

Program Income (city)

In-kind Match (city)

Net Fiscal Impact

NO. Additional FTE Positions
(cumulative)

III. Review Comments

A. Finance Department Comments:

B. Purchasing/Intergovernmental Relations/Grants Comments:

C. Department Director Review:

Contract Start Date

Contract End Date

Renewal Start Date

Renewal End Date

Number of 12 month terms this renewal

Dollar Amount

Contractor Company Name

Contractor Contact

Contractor Address

Contractor Phone Number

Contractor Email

Type of Contract

Describe

ATTACHMENTS:

File Name	Description	Upload Date	Type
Resolution_2016-17_County_Grant_ILA.docx	Resolution	7/25/2017	Resolution
County_Grant- _Interlocal_Agreement_PBC_Emergency_Medical_Services_Grant_Equipment_- _REVISED.pdf	Agreement	8/24/2017	Agreement

REVIEWERS:

Department	Reviewer	Action	Date
Fire	DUREN, REGINALD	Approved	8/30/2017 - 10:42 AM
Purchasing	Little, Rickey	Approved	8/30/2017 - 11:04 AM
Finance	sherman, randy	Approved	8/30/2017 - 1:03 PM
Attorney	Lina Busby, Lina	Approved	8/30/2017 - 2:56 PM
City Clerk	Robinson, Claudene	Approved	8/30/2017 - 3:36 PM
City Manager	Evans, Jonathan	Approved	8/31/2017 - 1:41 PM

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING THE TERMS AND CONDITIONS OF THE FLORIDA EMERGENCY MEDICAL SERVICES REIMBURSEMENT GRANT AWARD FOR THE FISCAL YEAR 2016-2017, TO EXPAND AND/OR IMPROVE THE CITY'S EMERGENCY MEDICAL SERVICES DELIVERY FOR A TOTAL AMOUNT NOT TO EXCEED \$15,500; FURTHER AUTHORIZING THE PURCHASE OF ADVANCED AIRWAY MANAGEMENT AND VENILATOR DEVICES; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, The State of Florida Emergency Medical Services County Grant Program offers funding to expand and/or improve the delivery of Emergency Medical Services within the State of Florida; and

WHEREAS, Riviera Beach Fire Rescue Provides Emergency Medical Services within the City of Riviera Beach; and

WHEREAS, Riviera Beach Fire Rescue has been awarded the Florida Emergency Medical Services County Grant Award for the year 2016-17 to improve the City's pre-hospital Emergency Medical Services.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, FLORIDA, THAT:

SECTION 1: The City Council does hereby accept the terms and conditions of the Palm Beach County Interlocal Agreement for the year 2016-17, its goals and objectives to expand and/or improve the City's pre-hospital Emergency Medical Services.

SECTION 2: The City Council authorizes the Fire Department to purchase advanced airway management devices and ventilators in an amount not to exceed \$15,500.

SECTION 3: The Finance Department is authorized to accept revenue in the amount of \$15,500 and establish a budget for the same.

SECTION 4: This grant will not be used to supplant the City's existing budget allocation.

SECTION 5: This Resolution shall become effective upon its passage by Council.

PASSED AND APPROVED THIS _____ DAY OF AUGUST, 2017.

RESOLUTION NO. _____
Page ____ of ____

APPROVED:

THOMAS A. MASTERS
MAYOR

KASHAMBA L. MILLER-ANDERSON
CHAIRPERSON

ATTEST:

CLAUDENE L. ANTHONY
CERTIFIED MUNICIPAL CLERK
CITY CLERK

TONYA DAVIS JOHNSON
CHAIR PRO TEM

LYNNE L. HUBBARD
COUNCILPERSON

DAWN S. PARDO
COUNCILPERSON

TERENCE D. DAVIS
COUNCILPERSON

MOTIONED BY: _____

REVIEWED AS TO LEGAL SUFFICIENCY

SECONDED BY: _____

ANDREW DEGRAFFENREIDT
CITY ATTORNEY

K. MILLER-ANDERSON _____

T. DAVIS JOHNSON _____

L. HUBBARD _____

D. PARDO _____

T. DAVIS _____

DATE: _____

INTERLOCAL AGREEMENT BETWEEN
PALM BEACH COUNTY AND THE CITY OF RIVIERA BEACH FOR THE
REIMBURSEMENT OF EMERGENCY MEDICAL SERVICES GRANT EQUIPMENT

THIS INTERLOCAL AGREEMENT ("Interlocal Agreement" or "Agreement" or "contract") is made as of the ____ day of _____, 2017, by and between the Board of County Commissioners, Palm Beach County, a political subdivision of the State of Florida (herein referred to as COUNTY), and the CITY of Riviera Beach a municipal corporation of the State of Florida (herein referred to as the CITY), each one constituting a public entity as defined in Part I of Chapter 163, Florida Statutes.

WITNESSETH

WHEREAS, Section 163.01, Florida Statutes, known as the "Florida Interlocal Cooperation Act of 1969" authorizes local governments to make the most efficient use of their powers by enabling them to cooperate with other localities on a basis of mutual advantage and thereby to provide services and facilities that will harmonize geographic, economic, population and other factors influencing the needs and development of local communities; and

WHEREAS, Part I of Chapter 163, Florida Statutes, permits public agencies as defined therein to enter into interlocal agreements with each other to jointly exercise any power, privilege, or authority which such agencies share in common and which each might exercise separately; and

WHEREAS, The Department of Health, Bureau of Emergency Medical Services (DOHEMS) is authorized by Chapter 401, Part II, Florida Statutes, to dispense grant funds. Forty-five percent (45%) of these funds are made available to the 67 Boards of County Commissioners (BCCs) throughout the State to improve and expand pre-hospital Emergency Medical Services (EMS) in their county; and

WHEREAS, DOHEMS County grants are only awarded to Boards of County Commissioners (BCC), however, each BCC is encouraged to assess its countywide EMS needs and establish priorities before submitting a grant application; and

WHEREAS, the COUNTY may reimburse and disburse the State trust funds to licensed emergency medical providers; and

WHEREAS, the COUNTY agrees to reimburse the CITY from its FY2016-2017 EMS State grant funds for the purchase of **six (6) Video Laryngoscopes and six (6) Emergency Portable Ventilators** ("EQUIPMENT" or "EMS equipment") and the CITY agrees to accept said reimbursement under the terms and conditions of the EMS State grant and this Agreement.

Now, therefore, in consideration of the mutual promises contained herein, COUNTY and CITY agree as follows:

ARTICLE 1 – RECITALS

The above recitals are true, correct and incorporated herein.

ARTICLE 2 - REPRESENTATIVE/MONITORING POSITION

The COUNTY's representative/Agreement monitor during the term of this Agreement shall be Sally Waite, whose telephone number is (561) 712-6484.

The CITY's representative/contact monitor during the term of the Agreement shall be Tom McCarthy, whose telephone number is (561) 845-4109.

ARTICLE 3 - PAYMENT TO CITY

The total amount to be paid by the COUNTY from its FY2016-2017 EMS grant funds for the purchased EMS Equipment as reimbursement to the CITY under this Agreement shall not exceed a total amount of nine thousand three hundred and fifty dollars (\$9,350.00).

The CITY shall purchase the EQUIPMENT and submit the required documentation for reimbursement (referenced in Article - 4) to the COUNTY Representative at least ninety (90) days before the expiration of the FY2016-2017 EMS State Grant. Approved documentation will be processed by the County Finance Department for payment to the CITY.

ARTICLE 4 - GRANT PROGRAM REQUIREMENTS

CITY SHALL:

- A. Comply with general requirements, and conditions of the State EMS County Grant Program.
- B. Submit to the COUNTY Representative on or before September 30, 2017 copies of paid receipts, invoices, or other documentation acceptable to the Palm Beach County Finance Department to establish that the purchase of the EQUIPMENT was incurred by the CITY.
- C. Immediately return the purchased EQUIPMENT to the COUNTY, should the CITY cease to operate its pre-hospital emergency medical services during the life of the equipment.
- D. Submit a training report to the COUNTY's Division of Emergency Management to include a sign in sheet, date, title and contact number of the persons trained for the EQUIPMENT, if applicable within 90 days of the effective date of this Agreement. This report shall include all of the necessary training provided for the EQUIPMENT and will be the responsibility of the CITY purchasing the EQUIPMENT to provide the training. CITY's failure to satisfactorily complete the training in the timeframe provided shall constitute a breach of contract. As such, COUNTY may terminate this Agreement and demand return of the EQUIPMENT.

ARTICLE 5 – LIABILITY/INDEMNIFICATION

Each party to this Agreement shall be liable for its own actions and negligence. To the extent permitted by law, and without waiving sovereign immunity beyond the limits set forth at Sec. 768.28, Florida Statutes, the CITY agrees to indemnify, defend and hold harmless the COUNTY against any actions, claims or damages arising out of the CITY's use, care and maintenance of the EQUIPMENT.

ARTICLE 6 – FILING

A copy of this Interlocal Agreement will be filed with the Clerk of Circuit Court in and for Palm Beach County.

ARTICLE 7 - AVAILABILITY OF FUNDS

The COUNTY's performance and obligation to pay under this Agreement is contingent upon annual appropriations from the FY2016-2017 EMS State grant funds. On-going costs for EMS, maintenance and replacement of the EQUIPMENT is the responsibility of the CITY and will not be funded under this grant program. Such costs remain the responsibility of the CITY. The COUNTY shall have no further obligation to the CITY, or any other person or entity.

ARTICLE 8 – REMEDIES

This Interlocal Agreement shall be governed by the laws of the State of Florida. Any legal action necessary to enforce the Interlocal Agreement will be held in Palm Beach County. No remedy herein conferred upon any party is intended to be exclusive of any other remedy, and each and every such remedy shall be cumulative and shall be in addition to every other remedy given hereunder or now or hereafter existing at law or in equity, by statute or otherwise. No single or partial exercise by any party of any right, power, or remedy hereunder shall preclude any other or further exercise thereof.

No provision of this Contract is intended to, or shall be construed to, create any third party beneficiary or to provide any rights to any person or entity not a party to this Contract, including but not limited to any citizen or employees of the COUNTY and/or the CITY.

ARTICLE 9 – ARREARS

The CITY shall not pledge the COUNTY's credit or make it a guarantor of payment or surety for any Interlocal Agreement, debt, obligation, judgment, lien, or any form of indebtedness. The CITY further warrants and represents that it has no obligation or indebtedness that would impair its ability to fulfill the terms of this Interlocal Agreement.

ARTICLE 10 - ACCESS AND AUDITS

The COUNTY shall have access to such books, records, and documents as required in this section for the purpose of inspection or audit during normal business hours, at the CITY's place of business.

Palm Beach County has established the Office of the Inspector General in Palm Beach County Code, Section 2-421 - 2-440, as may be amended. The Inspector General's authority includes but is not limited to the power to review past, present and proposed County contracts, transactions, accounts and records, to require the production of records, and to audit, investigate, monitor, and inspect the activities of the CITY, its officers, agents, employees, and lobbyists in order to ensure compliance with contract requirements and detect corruption and fraud.

Failure to cooperate with the Inspector General or interfering with or impeding any investigation shall be in violation of Palm Beach County Code, Section 2-421 - 2-440, and punished pursuant to Section 125.69, Florida Statutes, in the same manner as a second degree misdemeanor.

ARTICLE 11 – NONDISCRIMINATION

The CITY warrants and represents that all of its employees are treated equally during employment without regard to race, color, religion, disability, sex, age, national origin, ancestry, marital status, familial status, sexual orientation, gender identity and expression or genetic information.

CITY has submitted to COUNTY a copy of its non-discrimination policy which is consistent with the above, as contained in Resolution R-2014-1421, as amended, or in the alternative, if CITY does not have a written non-discrimination policy, it has acknowledged through a signed statement provided for COUNTY affirming their non-discrimination policy conforms to R-2014-1421, as amended.

ARTICLE 12- AUTHORITY TO PRACTICE

The CITY hereby represents and warrants that it has and will continue to maintain all licenses and approvals required to conduct pre-hospital emergency medical services during the life of the equipment. Proof of such licenses and approvals shall be submitted to the COUNTY's representative upon request.

ARTICLE 13 – SEVERABILITY

If any term or provision of this Interlocal Agreement, or the application thereof to any person or circumstances shall, to any extent, be held invalid or unenforceable, the remainder of this Interlocal Agreement, or the application of such terms or provision, to persons or circumstances other than those as to which it is held invalid or unenforceable, shall not be affected, and every other term and provision of this Interlocal Agreement shall be deemed valid and enforceable to the extent permitted by law.

ARTICLE 14 – NOTICE

All notices required in this Interlocal Agreement shall be sent by certified mail, return receipt requested, hand delivery or other delivery service requiring signed acceptance. If sent to the COUNTY, notices shall be addressed to:

Sally Waite, EMS Manager
20 South Military Trail
West Palm Beach, FL

With copy to:

Palm Beach County Attorney's Office
301 North Olive Ave. – 6th Floor
West Palm Beach, Florida 33405

If sent to the CITY, notices shall be addressed to:

Tom McCarthy
600 W. Blue Heron Blvd.
Riviera Beach, FL 33404

ARTICLE 15 - ENTIRETY OF CONTRACTUAL AGREEMENT

The COUNTY and the CITY agree that this Interlocal Agreement sets forth the entire Interlocal Agreement between the parties, and that there are no promises or understandings other than those stated herein. None of the provisions, terms and conditions contained in this Interlocal Agreement may be added to, modified, superseded or otherwise altered, except by written instrument executed by the parties hereto.

ARTICLE 16 - EXPIRATION OF INTERLOCAL AGREEMENT

This Interlocal Agreement shall automatically expire in five (5) years or upon the expiration of the life of the EQUIPMENT, whichever comes first, in accordance with the State EMS County Grant Program. At such time, the CITY may dispose of said EQUIPMENT as surplus property with no further municipal purpose.

ARTICLE 17 - EFFECTIVE DATE

This Interlocal Agreement shall become effective when signed by both the COUNTY and the CITY.

THE REMAINDER OF THIS PAGE IS INTENTIONALLY LEFT BLANK

IN WITNESS WHEREOF, the Board of County Commissioners of Palm Beach County, Florida has made and executed this Interlocal Agreement on behalf of the COUNTY and CITY has hereunto set its hand the day and year above written.

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

CITY OF RIVIERA BEACH

By: _____
Verdenia C. Baker
County Administrator

By: _____
City Representative

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

By _____
County Attorney

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

By _____
City Attorney

APPROVED AS TO TERMS
AND CONDITIONS

By _____
Division Director

APPROVED AS TO TERMS
AND CONDITIONS

By _____
City Representative

**CITY OF RIVIERA BEACH CITY COUNCIL
AGENDA ITEM SUMMARY**

Meeting Date: 9/6/2017

Agenda Category: CONSENT RESOLUTION

Subject: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, OPPOSING LEGISLATIVE EFFORTS TO IMPEDE THE CONSTITUTIONAL RIGHT FLORIDA'S CITIZENS HAVE ENJOYED FOR NEARLY 50 YEARS TO GOVERN THEMSELVES UNDER MUNICIPAL HOME RULE POWERS; OPPOSING THE LEGISLATURE'S PERSISTENT INTRUSION INTO LOCAL FINANCES, WHICH ARE NECESSARY TO PROVIDE FINANCIAL STABILITY AND ESSENTIAL SERVICES UNIQUELY REQUIRED BY MUNICIPAL RESIDENTS AND LOCAL BUSINESSES; DIRECTING CITY ADMINISTRATION TO TRANSMIT A CERTIFIED COPY OF THIS RESOLUTION TO THE FLORIDA LEAGUE OF CITIES, THE PALM BEACH COUNTY LEGISLATIVE DELEGATION AND ANY OTHER INTERESTED PARTIES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Recommendation/Motion:

Originating Dept	LEGAL	Costs
User Dept.		Funding Source
Advertised	No	Budget Account Number
Date		
Paper		
Affected Parties	Not Required	

Background/Summary:

Fiscal Years
Capital Expenditures
Operating Costs
External Revenues
Program Income (city)
In-kind Match (city)
Net Fiscal Impact

**NO. Additional FTE Positions
(cumulative)**

III. Review Comments

A. Finance Department Comments:

B. Purchasing/Intergovernmental Relations/Grants Comments:

C. Department Director Review:

Contract Start Date

Contract End Date

Renewal Start Date

Renewal End Date

Number of 12 month terms this renewal

Dollar Amount

Contractor Company Name

Contractor Contact

Contractor Address

Contractor Phone Number

Contractor Email

Type of Contract

Describe

ATTACHMENTS:

File Name	Description	Upload Date	Type
RES._Municipal_Home_Rule_Powers.09062017.doc	RES. MUNICIPAL HOME RULE POWERS. 09062017	8/31/2017	Cover Memo

REVIEWERS:

Department	Reviewer	Action	Date
Attorney	Mitchell, Dorothy	Approved	8/31/2017 - 6:28 PM

RESOLUTION NO. _____

A RESOLUTION OF THE RIVIERA BEACH, FLORIDA, OPPOSING LEGISLATIVE EFFORTS TO IMPEDE THE CONSTITUTIONAL RIGHT FLORIDA'S CITIZENS HAVE ENJOYED FOR NEARLY 50 YEARS TO GOVERN THEMSELVES UNDER MUNICIPAL HOME RULE POWERS; OPPOSING THE LEGISLATURE'S PERSISTENT INTRUSION INTO LOCAL FINANCES, WHICH ARE NECESSARY TO PROVIDE FINANCIAL STABILITY AND ESSENTIAL SERVICES UNIQUELY REQUIRED BY MUNICIPAL RESIDENTS AND LOCAL BUSINESSES; DIRECTING CITY ADMINISTRATION TO TRANSMIT A CERTIFIED COPY OF THIS RESOLUTION TO THE FLORIDA LEAGUE OF CITIES, THE PALM BEACH COUNTY LEGISLATIVE DELEGATION AND ANY OTHER INTERESTED PARTIES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, it is the expressed will of the voters of Florida to have the right to govern themselves under municipal Home Rule powers; and

WHEREAS, Floridians have possessed this constitutional right of local self-government for nearly 50 years; and

WHEREAS, as the only form of voluntary government, Florida's municipalities are the embodiment of the Florida Constitution's right of local self-government; and

WHEREAS, municipal Home Rule powers include all governmental, corporate and proprietary powers necessary to conduct municipal government, perform municipal functions and render municipal services for the unique benefit of the people who live and work within a municipality; and

WHEREAS, Floridians exercise their Home Rule powers by voting to incorporate and be governed under a municipal form of government for a variety of reasons, including increased services, a unique business and residential environment, and greater voice in how their government is run; and

WHEREAS, municipal citizens further exercise their Home Rule powers by voting on a charter that specifies the desired form, functions and powers of their municipal government; and

WHEREAS, Floridians' constitutional right to govern themselves locally, under municipal Home Rule powers and pursuant to their adopted municipal charters, is being increasingly eroded and limited by actions of the Florida Legislature; and

RESOLUTION NO. _____

-2-

WHEREAS, these actions of the Florida Legislature take power away from Florida citizens to ensure their chosen municipal government provides their desired level of services, offers their desired quality of life and otherwise meets their needs in a timely and effective manner; and

WHEREAS, municipalities are authorized by the Florida Constitution and by general law to levy ad valorem and other forms of local taxation, and are further authorized by general law and their Home Rule powers to impose special assessments and fees; and

WHEREAS, municipal residents and local businesses pay local taxes, assessments and fees for the specific purpose of obtaining and enhancing their desired level of municipal services and amenities; and

WHEREAS, intrusion from the Florida Legislature into municipal finances prohibits elected municipal leaders from meeting the expectations of their residents and local businesses that local revenues will be used as intended; and

WHEREAS, the Florida League of Cities has included the protection of local self-government under municipal Home Rule powers as one of its 2018 Legislative Priorities.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, FLORIDA, THAT:

Section 1. The above "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are incorporated herein by this reference.

Section 2. The City of Riviera Beach urges all members of the Florida Legislature to oppose legislation that limits Floridians' constitutional right to govern themselves under municipal Home Rule Powers.

Section 3. The City of Riviera Beach urges all members of the Florida Legislature to oppose legislation that would interfere with or intrude into municipal finances.

Section 4. The City of Riviera Beach Administration is directed to transmit a certified copy of this Resolution to the Florida League of Cities, the Palm Beach County Legislative Delegation and any other interested parties.

Section 5. All Resolutions or parts of Resolutions in conflict herewith, be and the same are repealed to the extent of such conflict.

RESOLUTION NO. _____

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Section 6. If any section, sentence, clause or phrase of this Resolution is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this Resolution.

Section 7. This Resolution shall become effective immediately upon its passage and adoption.

PASSED AND APPROVED this _____ day of _____, 2017.

THOMAS A. MASTERS
MAYOR

KASHAMBA L. MILLER-ANDERSON
CHAIRPERSON

ATTEST:

CLAUDENE L. ANTHONY
CERTIFIED MUNICIPAL CLERK
CITY CLERK

TONYA DAVIS JOHNSON
CHAIR PRO TEM

LYNNE L. HUBBARD
COUNCILPERSON

DAWN S. PARDO
COUNCILPERSON

TERENCE D. DAVIS
COUNCILPERSON

MOTIONED BY: _____

SECONDED BY: _____

L. HUBBARD _____

K.MILLER-ANDERSON _____

T. DAVIS JOHNSON _____

D. PARDO _____

T. DAVIS _____

REVIEW AS TO LEGAL SUFFICIENCY

ANDREW DEGRAFFENREIDT, III
CITY ATTORNEY

CITY OF RIVIERA BEACH CITY COUNCIL
AGENDA ITEM SUMMARY

Meeting Date: 9/6/2017

Agenda Category: RESOLUTION

Subject: DELTA HERITAGE FOUNDATION, INC., IS REQUESTING A \$500 DONATION FROM COUNCILWOMAN LYNNE HUBBARD, DISTRICT 1 WASTE MANAGEMENT COMMUNITY BENEFITS FUNDS FOR SCHOLARSHIPS AWARDED TO COLLEGE BOUND YOUTH IN PALM BEACH COUNTY.

Recommendation/Motion: APPROVE \$500 DONATION TO DELTA HERITAGE FOUNDATION, INC.

Originating Dept	LEGISLATIVE - DISTRICT 1	Costs	\$500
User Dept.	SAME	Funding Source	
Advertised	No	Budget Account Number	DISTRICT 1 COMMUNITY BENEFITS ACCOUNT NO. 130-0101-511-1-8301
Date			
Paper			
Affected Parties	Not Required		

Background/Summary:

THE DELTA HERITAGE FOUNDATION, A 501(c)(3) NONPROFIT ORGANIZATION, SUPPORTS PROGRAMS OF THE WEST PALM BEACH ALUMNAE CHAPTER. PROCEEDS ARE ALLOCATED TOWARDS SCHOLARSHIPS OF WHICH TO-DATE MORE THAN \$500,000 HAVE BEEN AWARDED TO COLLEGE BOUND YOUTH IN PALM BEACH COUNTY.

Fiscal Years
Capital Expenditures
Operating Costs
External Revenues
Program Income (city)
In-kind Match (city)
Net Fiscal Impact

**NO. Additional FTE Positions
(cumulative)**

III. Review Comments

A. Finance Department Comments:

B. Purchasing/Intergovernmental Relations/Grants Comments:

C. Department Director Review:

Contract Start Date

Contract End Date

Renewal Start Date

Renewal End Date

Number of 12 month terms this renewal

Dollar Amount

Contractor Company Name

Contractor Contact

Contractor Address

Contractor Phone Number

Contractor Email

Type of Contract

Describe

ATTACHMENTS:

File Name	Description	Upload Date	Type
WM_COMM._BENEFIT_- _DELTA_HERITAGE_FOUNDATION_INC._09062017.pdf	DISTR 1 WMCB - DELTA HERITAGE FOUNDATION, INC. 09062017	8/30/2017	Cover Memo

REVIEWERS:

Department	Reviewer	Action	Date
District 1	Mitchell, Dorothy	Approved	8/30/2017 - 5:19 PM



Waste Management Community Benefits Request for Donations

The City of Riviera Beach, in conjunction with Waste Management Inc. of Florida, has established a Community Benefits Policy. Under the Policy each elected official shall be entitled to designate funds to support approved public projects for public purposes. Public purposes include, but are not limited to, charitable events, not-for-profit organizational events or programs and City functions or projects (which may include contributions to the City's Scholarship Fund or the City's Housing Trust Fund). All requests for donations must be presented to the City Council and approved by a majority of the City Council. The City will attempt to process all requests within fourteen (14) days of City Council approval.

Ineligible uses include the purchase of tables at events, campaign contributions, or payment for salaries or operational expenses. Funds cannot be used to cover an elected official's travel, meals, or for his or her personal benefit or gain or for the personal gain of relatives as defined by City Code, the Palm Beach County Code of Ethics or State Statutes, as applicable. Funds cannot be given to an entity/agency/organization for which the elected official is a director or officer.

Name of Elected Official Sponsoring Donation: Councilwoman Lynne L. Hubbard

Legal Name of Organization: Delta Heritage Foundation, Inc.

Program/ Activity Name: Scholarships for College Bound Youth in Palm Beach County

Requested Amount: \$ 500.00

Briefly describe the Program/Activity below **and** attach (1) letter of request or a more detailed description of the Program/Activity; (2) non-profit paperwork and (3) w-9 IRS form:

The Delta Heritage Foundation, a 501(c)(3) nonprofit organization, supports programs of the West Palm Beach Alumnae Chapter. Proceeds are allocated towards scholarships of which more than \$500,000 have been awarded to college bound youth in Palm Beach County to-date. This request is being made to Councilwoman Hubbard for a \$500 donation to help further our cause in awarding scholarships to deserving students in Palm Beach County.

Mailing Address: P.O. Box 2212

City: West Palm Beach State: Florida Zip: 33402

Contact Person(s): Sybil M. Mitchell

Phone: (561) 714-5417 Fax: ()

Email Address: sybildmn@bellsouth.net

Name of Authorized Official: _____

Signature of Authorized Official: Sybil Mitchell Date: 8/18/17

***Return the form to the Elected Official or the Legislative Office for processing.

Waste Management Community Benefits Request for Donations Approval by Elected Official

I, COUNCILWOMAN LYNNE L. HUBBARD, hereby certify that the donation to DELTA HERITAGE FOUNDATION, INC. complies with the City's Community Benefits Policy. I further certify that: (1) I am not an officer, director, partner, proprietor, employee, subcontractor or agent of the organization, its parent organization or subsidiary and I do not have any contractual relationship with or other obligation to the organization, its parent organization or subsidiary; (2) I have no relatives or business associates (as those terms are defined in section 112.312, Florida Statutes) who are officers, directors, partners, proprietors, employees, subcontractors or agents of the organization, its parent organization or subsidiary; (3) The disbursement of the foregoing amount will not inure to my special gain or loss or to the special gain or loss of my relatives or my business associates; and (4) I am not aware of any conflict of interest the disbursement of the foregoing amount to the organization will create for the City of Riviera Beach or myself.

Signature of Elected Official: *Lynne L. Hubbard*

Date: 8/29/17

Amount Approved by Elected Official: \$ 500.00

City Council Action

☐ Approved

☐ Disapproved

**CITY OF RIVIERA BEACH CITY COUNCIL
AGENDA ITEM SUMMARY**

Meeting Date: 9/6/2017

Agenda Category:

Subject: CITY OF RIVIERA BEACH PUBLIC WORKS - \$2,000 - COUNCILWOMAN
DAWN S. PARDO - DISTRICT 4 BEAUTIFICATION PROJECT.

Recommendation/Motion:

Originating Dept	LEGISLATIVE - DISTRICT 4	Costs	\$2,000
User Dept.	CRB PUBLIC WORKS	Funding Source	
Advertised	No	Budget Account Number	DISTRICT 4 COMMUNITY BENEFITS ACCOUNT NO. 130-0101-511-4-8301
Date			
Paper			
Affected Parties	Not Required		

Background/Summary:

Fiscal Years
Capital Expenditures
Operating Costs
External Revenues
Program Income (city)
In-kind Match (city)
Net Fiscal Impact
NO. Additional FTE Positions
(cumulative)

III. Review Comments

A. Finance Department Comments:

B. Purchasing/Intergovernmental Relations/Grants Comments:

C. Department Director Review:

Contract Start Date

Contract End Date

Renewal Start Date

Renewal End Date

Number of 12 month terms this renewal

Dollar Amount

Contractor Company Name

Contractor Contact

Contractor Address

Contractor Phone Number

Contractor Email

Type of Contract

Describe

ATTACHMENTS:

File Name	Description	Upload Date	Type
WM_COMM._BENEFITS_DISTR_4_- CRB_PUBLIC_WORKS._09062017.pdf	WM COMM BENEFITS - DISTR 4 - CRB PUBLIC WORKS	8/31/2017	Cover Memo

REVIEWERS:

Department	Reviewer	Action	Date
District 4	Mitchell, Dorothy	Approved	8/31/2017 - 4:12 PM



Waste Management Community Benefits Request for Donations

The City of Riviera Beach, in conjunction with Waste Management Inc. of Florida, has established a Community Benefits Policy. Under the Policy each elected official shall be entitled to designate funds to support approved public projects for public purposes. Public purposes include, but are not limited to, charitable events, not-for-profit organizational events or programs and City functions or projects (which may include contributions to the City's Scholarship Fund or the City's Housing Trust Fund). All requests for donations must be presented to the City Council and approved by a majority of the City Council. The City will attempt to process all requests within fourteen (14) days of City Council approval.

Ineligible uses include the purchase of tables at events, campaign contributions, or payment for salaries or operational expenses. Funds cannot be used to cover an elected official's travel, meals, or for his or her personal benefit or gain or for the personal gain of relatives as defined by City Code, the Palm Beach County Code of Ethics or State Statutes, as applicable. Funds cannot be given to an entity/agency/organization for which the elected official is a director or officer.

Name of Elected Official Sponsoring Donation: Councilwoman Dawn Pardo

Legal Name of Organization: City of Riviera Beach

Program/ Activity Name: Beautification project, District 4

Requested Amount: \$ 2000.00

Briefly describe the Program/Activity below **and** attach (1) letter of request or a more detailed description of the Program/Activity; (2) non-profit paperwork and (3) w-9 IRS form:

In a continuing effort to the enhance the aesthetics in District 4, this Waste Management Community Benefits Donation will be used to purchase a fountain.

Mailing Address: 1481 West 15th Street

City: Riviera Beach State: Florida Zip: 33404

Contact Person(s): Terrence Bailey

Phone: (561) 845-4066 Fax: ()

Email Address: tbailey@rivierabch.cm

Name of Authorized Official: Councilwoman Dawn Pardo

Signature of Authorized Official: Dawn Pardo Date: 8-31-17

******Return the form to the Elected Official or the Legislative Office for processing.**

Waste Management Community Benefits Request for Donations Approval by Elected Official

I, Councilwoman Dawn Pardo, hereby certify that the donation to City of Riviera Beach Public Works Department complies with the City's Community Benefits Policy. I further certify that: (1) I am not an officer, director, partner, proprietor, employee, subcontractor or agent of the organization, its parent organization or subsidiary and I do not have any contractual relationship with or other obligation to the organization, its parent organization or subsidiary; (2) I have no relatives or business associates (as those terms are defined in section 112.312, Florida Statutes) who are officers, directors, partners, proprietors, employees, subcontractors or agents of the organization, its parent organization or subsidiary; (3) The disbursement of the foregoing amount will not inure to my special gain or loss or to the special gain or loss of my relatives or my business associates; and (4) I am not aware of any conflict of interest the disbursement of the foregoing amount to the organization will create for the City of Riviera Beach or myself.

Signature of Elected Official: Dawn Pardo Date: 8-31-17

Amount Approved by Elected Official: \$ 2000.00

City Council Action

☐ Approved

☐ Disapproved

Chairperson's Signature: _____ Date: _____

Revised March 2017

**CITY OF RIVIERA BEACH CITY COUNCIL
AGENDA ITEM SUMMARY**

Meeting Date: 9/6/2017

Agenda Category: PRESENTATIONS BOARD APPOINTMENT

Subject: City of Riviera Beach - Hurricane Irma Update – Fire Chief Duren

Recommendation/Motion:

Originating Dept	CITY MANAGER	Costs
User Dept.	CITY MANAGER	Funding Source
Advertised	No	Budget Account Number
Date		
Paper		
Affected Parties	Not Required	

Background/Summary:

Fiscal Years
Capital Expenditures
Operating Costs
External Revenues
Program Income (city)
In-kind Match (city)
Net Fiscal Impact
NO. Additional FTE Positions
(cumulative)

III. Review Comments

A. Finance Department Comments:

B. Purchasing/Intergovernmental Relations/Grants Comments:

C. Department Director Review:

Contract Start Date

Contract End Date

Renewal Start Date

Renewal End Date

Number of 12 month terms this renewal

Dollar Amount

Contractor Company Name

Contractor Contact

Contractor Address

Contractor Phone Number

Contractor Email

Type of Contract

Describe

REVIEWERS:

Department	Reviewer	Action	Date
City Manager	Monroe, Luecinda	Approved	9/5/2017 - 7:48 PM

CITY OF RIVIERA BEACH CITY COUNCIL
AGENDA ITEM SUMMARY

Meeting Date: 9/6/2017

Agenda Category: ORDINANCE ON FIRST READING

Subject: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, REVISING ORDINANCE NO. 4088 ADOPTING CHAPTER 25 OF THE CITY'S CODE OF ORDINANCE ENTITLED "FLOOD PREVENTION AND PROTECTION" TO SUPPLEMENT THE WHEREAS CLAUSES TO REFERENCE STATUTORY AUTHORITY RELATED TO THE FLORIDA BUILDING CODE; TO MAKE TWO EDITORIAL CHANGES; TO ADD A FISCAL IMPACT STATEMENT RELATED TO AMENDING THE FLORIDA BUILDING CODE; AND PROVIDING FOR CONFLICTS, SEVERABILITY AND CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Recommendation/Motion: City staff recommends approval of this Ordinance.

Originating Dept	Community Development	Costs	N/A
User Dept.	City	Funding Source	N/A
Advertised	Yes	Budget Account Number	N/A
Date	Aug. 29th and Sept. 9th (anticipated)		
Paper	Palm Beach Post		
Affected Parties	Not Required		

Background/Summary:

The Federal Emergency Management Agency (FEMA) has identified special flood hazard areas within the boundaries of Riviera Beach and such areas may be subject to periodic inundation which may result in loss of life and property, health and safety hazards, disruption of commerce and governmental services, extraordinary public expenditures for flood protection and relief, and impairment of the tax base, all of which adversely affect the public health, safety and general welfare. Riviera Beach was accepted for participation in the National Flood Insurance Program on September 22, 1972 and the City Council desires to continue to meet the requirements of Title 44 Code of Federal Regulations, Sections 59 and 60, necessary for such participation.

Chapter 25 of the City's Code of Ordinances, entitled, "Flood Prevention and Protection" was approved in 2002 by Ordinance No. 2929 and repealed and replaced on December 21, 2016 by Ordinance No. 4088, "Floodplain Management;". FEMA has updated and revised the Flood Insurance Study and Flood Insurance Rate Maps that apply to the City of Riviera Beach. Chapter 553, Florida Statutes, was adopted by the Florida Legislature to provide a mechanism for the uniform adoption, updating, amendment, interpretation and enforcement of a state building code, called the Florida Building Code.

The City Council adopted requirements (1) to increase the minimum elevation requirement for buildings and structures in flood hazard areas; and (2) establish requirements for critical facilities in flood hazard areas prior to July 1, 2010 and, pursuant to section 553.73(5), F.S., formatted those requirements to coordinate with the Florida Building Code as part of Ordinance No. 4088. On June 8, 2017, the Planning and Zoning Board reviewed and unanimously recommended approval of the proposed revisions to Ordinance No. 4088 to the City Council.

City staff recommends approval of this Ordinance.

Fiscal Years	N/A
Capital Expenditures	N/A
Operating Costs	N/A
External Revenues	N/A
Program Income (city)	N/A
In-kind Match (city)	N/A
Net Fiscal Impact	N/A
NO. Additional FTE Positions (cumulative)	N/A

III. Review Comments

A. Finance Department Comments:

B. Purchasing/Intergovernmental Relations/Grants Comments:

C. Department Director Review:

Contract Start Date

Contract End Date

Renewal Start Date

Renewal End Date

Number of 12 month terms this renewal

Dollar Amount

Contractor Company Name

Contractor Contact

Contractor Address

Contractor Phone Number

Contractor Email

Type of Contract

Describe

ATTACHMENTS:

File Name	Description	Upload Date	Type
Ordinance_Floodplain_Amendments_City_Council_9.6.2017.DOCX	Ordinance, Floodplain Amendment 2017	8/27/2017	Ordinance
P_Z_Board_Staff_Report_-_Floodplain_Ordinance.pdf	P&Z Board Staff Report - Floodplain Ordinance	8/27/2017	Backup Material
Pages_from_P_Z_Minutes_6-8-17_-_Floodplain_Ordinance.pdf	Pages from P&Z Minutes 6-8-17 - Floodplain Ordinance	8/27/2017	Backup Material

REVIEWERS:

Department	Reviewer	Action	Date
Community Development	Gagnon, J	Approved	8/27/2017 - 2:16 PM
Purchasing	Little, Rickey	Approved	8/27/2017 - 2:23 PM
Finance	sherman, randy	Approved	8/30/2017 - 12:51 PM
Attorney	Lina Busby, Lina	Approved	8/30/2017 - 2:57 PM
City Clerk	Robinson, Claudene	Approved	8/30/2017 - 3:34 PM
City Manager	Evans, Jonathan	Approved	8/31/2017 - 1:32 PM

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, REVISING ORDINANCE NO. 4088 ADOPTING CHAPTER 25 OF THE CITY'S CODE OF ORDINANCE ENTITLED "FLOOD PREVENTION AND PROTECTION" TO SUPPLEMENT THE WHEREAS CLAUSES TO REFERENCE STATUTORY AUTHORITY RELATED TO THE FLORIDA BUILDING CODE; TO MAKE TWO EDITORIAL CHANGES; TO ADD A FISCAL IMPACT STATEMENT RELATED TO AMENDING THE FLORIDA BUILDING CODE; AND PROVIDING FOR CONFLICTS, SEVERABILITY AND CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Legislature of the State of Florida has, in Chapter 166 – Municipalities, Florida Statutes, conferred upon local governments the authority to adopt regulations designed to promote the public health, safety, and general welfare of its citizenry; and

WHEREAS, the Federal Emergency Management Agency has identified special flood hazard areas within the boundaries of Riviera Beach and such areas may be subject to periodic inundation which may result in loss of life and property, health and safety hazards, disruption of commerce and governmental services, extraordinary public expenditures for flood protection and relief, and impairment of the tax base, all of which adversely affect the public health, safety and general welfare, and

WHEREAS, Riviera Beach was accepted for participation in the National Flood Insurance Program on September 22, 1972 and the City Council desires to continue to meet the requirements of Title 44 Code of Federal Regulations, Sections 59 and 60, necessary for such participation; and

WHEREAS, Chapter 25 of the City's Code of Ordinances, entitled, "Flood Prevention and Protection" was approved in 2002 by Ordinance No. 2929 and repealed and replaced on December 21, 2016 by Ordinance No. 4088, "Floodplain Management;" and

WHEREAS, the Federal Emergency Management Agency has updated and revised the Flood Insurance Study and Flood Insurance Rate Maps that apply to the City of Riviera Beach; and

WHEREAS, Chapter 553, Florida Statutes, was adopted by the Florida Legislature to provide a mechanism for the uniform adoption, updating, amendment,

interpretation and enforcement of a state building code, called the *Florida Building Code*; and

WHEREAS, the City Council adopted requirements (1) to increase the minimum elevation requirement for buildings and structures in flood hazard areas; and (2) establish requirements for critical facilities in flood hazard areas prior to July 1, 2010 and, pursuant to section 553.73(5), F.S., formatted those requirements to coordinate with the Florida Building Code as part of Ordinance No. 4088; and

WHEREAS, on June 8, 2017, the Planning and Zoning Board reviewed and unanimously recommended approval of the proposed revisions to Ordinance No. 4088 to the City Council; and

WHEREAS, the City Council has determined that it is in the public interest to amend the proposed floodplain management regulations that are coordinated with the *Florida Building Code*.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AS FOLLOWS:

SECTION 1. The foregoing recitals are ratified and confirmed as being true and correct and are made a specific part of this Ordinance.

SECTION 2. Chapter 25 of the Code of Ordinances of the City of Riviera Beach, entitled "Floodplain Management," is modified to read as follows (additions are underlined and deletions appear in ~~striethrough~~ format):

Sec. 25-2. APPLICABILITY

(3) Basis for establishing flood hazard areas. The Flood Insurance Study for Palm Beach County, Florida and Incorporated Areas dated October 5, 2017, Wave Height Analysis, City of Riviera Beach, FL dated March 31, 1982, and all subsequent amendments and revisions, and the accompanying Flood Insurance Rate Maps (FIRM), and all subsequent amendments and revisions to such maps, are adopted by reference as a part of this ordinance and shall serve as the minimum basis for establishing flood hazard areas. Studies and maps that establish flood hazard areas are on file at the Building Department at 600 W Blue Heron Blvd, Riviera Beach, FL 33404.

Sec. 25-8. VIOLATIONS

(1) Violations. Any development that is not within the scope of the *Florida Building Code* but that is regulated by this ordinance that is performed without an issued permit, that is in conflict with an issued permit, or that does not fully comply with this ordinance, shall be deemed a violation of this ordinance. A building or structure without the documentation of elevation of the lowest floor, other required design

certifications, or other evidence of compliance required by this ordinance or the *Florida Building Code* is presumed to be a violation until such time as that documentation is provided.

(2) Authority. For development that is not within the scope of the *Florida Building Code* but that is regulated by this ordinance and that is determined to be a violation, the Floodplain Administrator is authorized to serve notices of violation or stop work orders to owners of the property involved, to the owner's agent, or to the person or persons performing the work.

(3) Unlawful continuance. Any person who shall continue any work after having been served with a notice of violation or a stop work order, except such work as that person is directed to perform to remove or remedy a violation or unsafe condition, shall be subject to penalties as prescribed by Chapter 22, ~~section 109.4~~ of the Code of Ordinances.

Sec. 25-34. MANUFACTURED HOMES

(1) General. All manufactured homes installed in flood hazard areas shall be installed by an installer that is licensed pursuant to section 320.8249, F.S., and shall comply with the requirements of Chapter 15C-1, F.A.C. and the requirements of this ordinance. If located seaward of the coastal construction control line, all manufactured homes shall comply with the more restrictive of the applicable requirements.

(2) Foundations. All new manufactured homes and replacement manufactured homes installed in flood hazard areas shall be installed on permanent, reinforced foundations that:

- a. In flood hazard areas (Zone A) other than coastal high hazard areas, are designed in accordance with the foundation requirements of the *Florida Building Code, Residential* Section R322.2 and this ordinance. Foundations for manufactured homes subject to subsection ~~25-304.6~~ 25-34(6) are permitted to be reinforced piers or other foundation elements of at least equivalent strength.
- b. In coastal high hazard areas (Zone V), are designed in accordance with the foundation requirements of the *Florida Building Code, Residential* Section R322.3 and this ordinance.

SECTION 3. The various parts, sections and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, Section or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of the Ordinance shall not be affected thereby. In the event of a subsequent change in applicable law, so the provision which had been held invalid is no longer invalid, the provision shall thereupon return to full force and effect

without further action by the City and shall thereafter be binding under this Ordinance.

SECTION 4. In terms of design, plan application review, construction and inspection of buildings and structures, the cost impact as an overall average is negligible in regard to the local technical amendments because all development has been subject to the requirements of the local floodplain management ordinance adopted for participation in the National Flood Insurance Program. In terms of lower potential for flood damage, there will be continued savings and benefits to consumers.

SECTION 5. All Ordinances or parts of Ordinances in conflict herewith or to the extent of such conflict shall be repealed.

SECTION 6. Specific authority is hereby granted to codify this Ordinance as it is the intention of the City Council and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of Riviera Beach, and the sections of this Ordinance may be renumbered to accomplish such intentions.

SECTION 7. This Ordinance shall take effect upon its final approval and adoption by the City Council.

[REMAINDER OF PAGE INTENTIONALLY BLANK]

ORDINANCE NO. _____
PAGE 5 of 6

PASSED AND APPROVED on the first reading this _____ day of _____, 20____
_____.

PASSED AND ADOPTED on second and final reading this _____ day of _____,
20____.

APPROVED:

THOMAS A. MASTERS
MAYOR

KASHAMBA L. MILLER-ANDERSON
CHAIRPERSON

ATTEST:

CLAUDENE L. ANTHONY
CERTIFIED MUNICIPAL CLERK
CITY CLERK

TONYA DAVIS JOHNSON
CHAIR PRO TEM

LYNNE L. HUBBARD
COUNCILPERSON

DAWN S. PARDO
COUNCILPERSON

TERENCE D. DAVIS
COUNCILPERSON

1ST READING

MOTIONED BY: _____

SECONDED BY: _____

K. MILLER-ANDERSON _____

T. DAVIS JOHNSON _____

L. HUBBARD _____

D. PARDO _____

T. DAVIS _____

2ND & FINAL READING

MOTIONED BY: _____

SECONDED BY: _____

K. MILLER-ANDERSON _____

T. DAVIS JOHNSON _____

L. HUBBARD _____

D. PARDO _____

T. DAVIS _____

REVIEWED AS TO LEGAL SUFFICIENCY

ANDREW DEGRAFFENREIDT
CITY ATTORNEY

DATE: _____



**STAFF REPORT – CITY OF RIVIERA BEACH
FLOODPLAIN MANAGEMENT ORDINANCE
PLANNING AND ZONING BOARD – JUNE 8, 2017**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, REVISING ORDINANCE NO. 4088 ADOPTING CHAPTER 25 OF THE CITY'S CODE OF ORDINANCE ENTITLED "FLOOD PREVENTION AND PROTECTION" TO SUPPLEMENT THE WHEREAS CLAUSES TO REFERENCE STATUTORY AUTHORITY RELATED TO THE FLORIDA BUILDING CODE; TO MAKE TWO EDITORIAL CHANGES; TO ADD A FISCAL IMPACT STATEMENT RELATED TO AMENDING THE FLORIDA BUILDING CODE; PROVIDING FOR CONFLICTS, SEVERABILITY AND CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

- A. Applicant:** City initiated process.
- B. Request:** To make minor amendments to the City's existing Flood Prevention and Protection Ordinance which was adopted on December 21, 2016.
- C. Location:** This Ordinance would have a citywide impact.
- D. Background and Staff Analysis:** The City recently amended the Flood Prevention and Protection Ordinance in order to implement the Florida Division of Emergency Management's model floodplain management ordinance. This was a required element for continued participation in the Community Rating System (CRS) associated with the National Flood Insurance Program (NFIP). The aforementioned amendment was reviewed by the Planning and Zoning Board on October 27, 2016, resulting in a unanimous recommendation of approval. The Ordinance was then presented to the City Council on December 7, 2016 and December 21, 2016, resulting in approval and adoption by Ordinance No. 4088.

Since December 21, 2016, the Federal Emergency Management Agency (FEMA) has issued correspondence regarding final Flood Hazard Determinations (FHD) for the City. Additional amendments to Ordinance No. 4088 are required in order to satisfy all FEMA requirements and to make the City eligible for continued participation in the NFIP and CRS. Prior to October 5, 2017, the City must approve and adopt these amendments which meet the standards of Paragraph 60.3(e) of the NFIP regulations.

Proposed amendments are attached to this staff report. Proposed additions are underlined and proposed deletions are shown in ~~strike through~~ format.

- E. Recommendation:** City staff advises that the Planning and Zoning Board review and consider all information presented and provide a recommendation to City Council.

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, REVISING ORDINANCE NO. 4088 ADOPTING CHAPTER 25 OF THE CITY'S CODE OF ORDINANCE ENTITLED "FLOOD PREVENTION AND PROTECTION" TO SUPPLEMENT THE WHEREAS CLAUSES TO REFERENCE STATUTORY AUTHORITY RELATED TO THE FLORIDA BUILDING CODE; TO MAKE TWO EDITORIAL CHANGES; TO ADD A FISCAL IMPACT STATEMENT RELATED TO AMENDING THE FLORIDA BUILDING CODE; AND PROVIDING FOR CONFLICTS, SEVERABILITY AND CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Legislature of the State of Florida has, in Chapter 166 – Municipalities, Florida Statutes, conferred upon local governments the authority to adopt regulations designed to promote the public health, safety, and general welfare of its citizenry; and

WHEREAS, the Federal Emergency Management Agency has identified special flood hazard areas within the boundaries of Riviera Beach and such areas may be subject to periodic inundation which may result in loss of life and property, health and safety hazards, disruption of commerce and governmental services, extraordinary public expenditures for flood protection and relief, and impairment of the tax base, all of which adversely affect the public health, safety and general welfare, and

WHEREAS, Riviera Beach was accepted for participation in the National Flood Insurance Program on September 22, 1972 and the City Council desires to continue to meet the requirements of Title 44 Code of Federal Regulations, Sections 59 and 60, necessary for such participation; and

WHEREAS, Chapter 25 of the City's Code of Ordinances, entitled, "Flood Prevention and Protection" was approved in 2002 by Ordinance No. 2929 and repealed and replaced on December 21, 2016 by Ordinance No. 4088, "Floodplain Management;" and

WHEREAS, the Federal Emergency Management Agency has updated and revised the Flood Insurance Study and Flood Insurance Rate Maps that apply to the City of Riviera Beach; and

WHEREAS, Chapter 553, Florida Statutes, was adopted by the Florida Legislature to provide a mechanism for the uniform adoption, updating, amendment,

interpretation and enforcement of a state building code, called the *Florida Building Code*; and

WHEREAS, the City Council adopted requirements (1) to increase the minimum elevation requirement for buildings and structures in flood hazard areas; and (2) establish requirements for critical facilities in flood hazard areas prior to July 1, 2010 and, pursuant to section 553.73(5), F.S., formatted those requirements to coordinate with the Florida Building Code as part of Ordinance No. 4088; and

WHEREAS, on [INSERT DATE THIS ORD IS REVIEWED], the Planning and Zoning Board reviewed and [unanimously] recommended approval of this revision to Ordinance No. 4088 to the City Council; and

WHEREAS, the City Council has determined that it is in the public interest to amend the proposed floodplain management regulations that are coordinated with the *Florida Building Code*.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AS FOLLOWS:

SECTION 1. The foregoing recitals are ratified and confirmed as being true and correct and are made a specific part of this Ordinance.

SECTION 2. Chapter 25 of the Code of Ordinances of the City of Riviera Beach, entitled "Floodplain Management," is modified to read as follows (additions are underlined and deletions appear in ~~strikethrough~~ format):

Sec. 25-2. APPLICABILITY

(3) Basis for establishing flood hazard areas. The Flood Insurance Study for Palm Beach County, Florida and Incorporated Areas dated October 5, 2017, Wave Height Analysis, City of Riviera Beach, FL dated March 31, 1982, and all subsequent amendments and revisions, and the accompanying Flood Insurance Rate Maps (FIRM), and all subsequent amendments and revisions to such maps, are adopted by reference as a part of this ordinance and shall serve as the minimum basis for establishing flood hazard areas. Studies and maps that establish flood hazard areas are on file at the Building Department at 600 W Blue Heron Blvd, Riviera Beach, FL 33404.

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(2) Foundations. All new manufactured homes and replacement manufactured homes installed in flood hazard areas shall be installed on permanent, reinforced foundations that:

- a. In flood hazard areas (Zone A) other than coastal high hazard areas, are designed in accordance with the foundation requirements of the *Florida Building Code, Residential* Section R322.2 and this ordinance. Foundations for manufactured homes subject to subsection ~~25-304.6~~ 25-34(6) are permitted to be reinforced piers or other foundation elements of at least equivalent strength.
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SECTION 7. This Ordinance shall take effect upon its final approval and adoption by the City Council.

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PAGE 5 of 6

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_____.

PASSED AND ADOPTED on second and final reading this _____ day of _____,
20____.

APPROVED:

THOMAS A. MASTERS
MAYOR

KASHAMBA L. MILLER-ANDERSON
CHAIRPERSON

ATTEST:

CLAUDENE L. ANTHONY
CERTIFIED MUNICIPAL CLERK
CITY CLERK

TONYA DAVIS JOHNSON
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COUNCILPERSON

DAWN S. PARDO
COUNCILPERSON

TERENCE D. DAVIS
COUNCILPERSON

ORDINANCE NO. _____
PAGE 6 of 6

1ST READING

MOTIONED BY: _____

SECONDED BY: _____

K. MILLER-ANDERSON _____

T. DAVIS JOHNSON _____

L. HUBBARD _____

D. PARDO _____

T. DAVIS _____

2ND & FINAL READING

MOTIONED BY: _____

SECONDED BY: _____

K. MILLER-ANDERSON _____

T. DAVIS JOHNSON _____

L. HUBBARD _____

D. PARDO _____

T. DAVIS _____

REVIEWED AS TO LEGAL SUFFICIENCY

ANDREW DEGRAFFENREIDT
CITY ATTORNEY

DATE: _____

Page 1	Page 3
<p>CITY OF RIVIERA BEACH PLANNING AND ZONING BOARD</p> <p>---</p> <p>Thursday, June 8, 2017</p> <p>Council Chambers 600 West Blue Heron Boulevard Riviera Beach, Florida</p> <p>6:36 p.m. - 10:25 p.m.</p> <p>---</p> <p>IN ATTENDANCE:</p> <p>Rena James, Chair Tradrick McCoy, Vice Chair Corey Blackwell, Sr., Board Member James Gallon, Board Member Edward Kunuty, Board Member Margaret Shepherd, Board Member Anthony Brown, 2nd Alternate Member Jeff Gagnon, Assistant Director of Community Development Mario Velasquez, Senior Planner Lina F. Busby, Assistant City Attorney Jonathan Evans, City Manager</p>	<p>1 MR. KUNUTY: Here.</p> <p>2 MR. VELASQUEZ: Corey Blackwell, Sr.</p> <p>3 MR. BLACKWELL: Present.</p> <p>4 MR. VELASQUEZ: Tradrick McCoy.</p> <p>5 VICE CHAIR McCOY: Here.</p> <p>6 MR. VELASQUEZ: Rena James.</p> <p>7 CHAIR JAMES: Here.</p> <p>8 MR. VELASQUEZ: A quorum is present.</p> <p>9 CHAIR JAMES: Okay, item III, acknowledgement</p> <p>10 of Board member absence notification.</p> <p>11 MR. GAGNON: Yes, thank you, Chair. Jeff</p> <p>12 Gagnon, Assistant Director of Community Development.</p> <p>13 We did receive word from both Mr. Whigham and</p> <p>14 Mr. Gustafson that they would not be in attendance at</p> <p>15 tonight's meeting.</p> <p>16 CHAIR JAMES: So noted. Item IV, are there</p> <p>17 any additions and deletions to the agenda?</p> <p>18 MR. GAGNON: There are no additions or</p> <p>19 deletions. I want to make note of the fact that</p> <p>20 Ms. Lina Busby is here as our Assistant City Attorney,</p> <p>21 as well as our City Manager, Mr. Jonathan Evans is</p> <p>22 present as well.</p> <p>23 CHAIR JAMES: Glad to have you with us.</p> <p>24 MS. SHEPHERD: Welcome back.</p> <p>25 MS. BUSBY: Thank you. Good evening.</p>
Page 2	Page 4
<p>1 BE IT REMEMBERED that the following Planning</p> <p>2 and Zoning Board meeting was had at Riviera Beach City</p> <p>3 Hall Council Chambers, 600 West Blue Heron Boulevard,</p> <p>4 Riviera Beach, Florida, on Thursday, June 8, 2017,</p> <p>5 beginning at 6:36 p.m., with attendees as hereinabove</p> <p>6 noted, to wit:</p> <p>7 ---</p> <p>8 CHAIR JAMES: Good evening. The time is now</p> <p>9 6:36, and the June 8th meeting of the Planning and</p> <p>10 Zoning Board is called to order. We'll have a moment</p> <p>11 of silence, followed by the Pledge of Allegiance.</p> <p>12 (Moment of silence observed. Pledge of</p> <p>13 Allegiance recited.)</p> <p>14 CHAIR JAMES: Are we ready for roll call?</p> <p>15 MR. VELASQUEZ: Anthony Brown.</p> <p>16 MR. BROWN: Present.</p> <p>17 MR. VELASQUEZ: Jon Gustafson.</p> <p>18 (No response.)</p> <p>19 MR. VELASQUEZ: James Gallon.</p> <p>20 MR. GALLON: Here.</p> <p>21 MR. VELASQUEZ: Julius Whigham.</p> <p>22 (No response.)</p> <p>23 MR. VELASQUEZ: Margaret Shepherd.</p> <p>24 MS. SHEPHERD: Here.</p> <p>25 MR. VELASQUEZ: Edward Kunuty.</p>	<p>1 CHAIR JAMES: Good evening.</p> <p>2 Okay, item V, disclosure by Board members,</p> <p>3 and then the adoption of the agenda. Are there any</p> <p>4 disclosures?</p> <p>5 MR. BLACKWELL: Yes, Madam Chair,</p> <p>6 disclosures.</p> <p>7 CHAIR JAMES: Go ahead.</p> <p>8 MR. BLACKWELL: Corey Blackwell, for the</p> <p>9 record.</p> <p>10 On June 1st I did go over to the Crab Pot</p> <p>11 site and request a tour of the parking facilities of</p> <p>12 the Marina Grande and Loggerhead Marina, and at which</p> <p>13 time I met with the property manager of Marina Grande,</p> <p>14 Mr. Delroy Anglin, and the HOA president, Mr. Gino</p> <p>15 Tonetti. Excuse me if I mispronounced his name. We</p> <p>16 took a tour of the facility and the property parking</p> <p>17 facilities. And that's it.</p> <p>18 CHAIR JAMES: Thank you.</p> <p>19 Any other disclosures?</p> <p>20 MR. KUNUTY: I was contacted by the applicant</p> <p>21 for the senior housing, returned their call, and we</p> <p>22 just never hooked up, so --</p> <p>23 VICE CHAIR McCOY: Madam Chair.</p> <p>24 CHAIR JAMES: Yes, you're recognized.</p> <p>25 VICE CHAIR McCOY: As it relates to the Seven</p>

Page 177	Page 179
<p>1 MR. VELASQUEZ: Edward Kunuty. 2 MR. KUNUTY: No. 3 MR. VELASQUEZ: Corey Blackwell, Sr. 4 MR. BLACKWELL: Yes. 5 MR. VELASQUEZ: Tradrick McCoy. 6 VICE CHAIR McCOY: Yes. 7 MR. VELASQUEZ: Rena James. 8 CHAIR JAMES: Yes. 9 MR. VELASQUEZ: Five yes, one no. Motion 10 approved. 11 CHAIR JAMES: Okay, on the item D, and it is 12 10:20, so if we can move as quickly as possible. I 13 don't mean to offend anybody, but it's late. I have 14 been up since 5 a.m. this morning. And if we can just 15 get through this a little quicker, I would greatly 16 appreciate it. I don't know if you guys want to be 17 here all night. 18 VICE CHAIR McCOY: Well, in fairness of time, 19 I just move that we table this item till next meeting 20 unless there's of some urgent nature. 21 MR. GAGNON: The same way that you described 22 a full code rewrite, this is just cleaning up two or 23 three minor items based on the previous full code 24 rewrite. This is associated with our flood plan 25 ordinance. So this is really just a little cleanup</p>	<p>1 December or January of last year, based off of multiple 2 requirements, the City had gone back and updated the 3 flood prevention section of our Code of Ordinances. 4 That was required because of new FEMA regulations, as 5 well as the City's participation in multiple programs 6 related to flood insurance and discounts. 7 So what happened is the ordinance went 8 through, and then after the ordinance was approved, 9 there were a few minor modifications that were 10 requested prior to October. Two of those had to do 11 with whereas clauses. There was also a specific code 12 section that was referenced in the original ordinance 13 that was actually incorrect that needs to be amended, 14 and that's what this new proposal would amend and take 15 care of. 16 CHAIR JAMES: Okay. So that concludes the 17 staff presentation? 18 MR. GAGNON: Yes, ma'am. 19 CHAIR JAMES: Okay, there are no public 20 comments on this item. Board comments. 21 Mr. Gallon -- I'm sorry. Mr. Brown. 22 MR. BROWN: No comments. 23 CHAIR JAMES: Mr. Gallon. 24 MR. GALLON: No comment. 25 CHAIR JAMES: Ms. Shepherd, do you have any</p>
Page 178	Page 180
<p>1 process, and it's something that the City has to get 2 done by October. So it would really just take five, 3 ten more minutes. 4 CHAIR JAMES: If we can be very quick about 5 it. 6 MR. GAGNON: I'll be very quick. 7 CHAIR JAMES: Okay, let's roll. 8 MR. GAGNON: If the Board wishes to postpone 9 it to a future meeting after I -- 10 CHAIR JAMES: What's the pleasure of the 11 Board? Five minutes? 12 MR. BLACKWELL: He can go and present. 13 CHAIR JAMES: Okay, let's roll. 14 MR. GAGNON: So for the record, letter D is 15 an ordinance of the City Council of the City of Riviera 16 Beach, Palm Beach County, Florida revising Ordinance 17 Number 4088, adopting Chapter 25 of the City's Code of 18 Ordinances entitled "Flood Prevention and Protection" 19 to supplement the whereas clauses to reference 20 statutory authority related to the Florida Building 21 Code, to make two editorial changes, to add a fiscal 22 impact statement related to amending the Florida 23 Building Code, providing for conflicts, severability 24 and codification, and providing for an effective date. 25 So as I mentioned previously, about January,</p>	<p>1 comments? 2 MS. SHEPHERD: None. 3 CHAIR JAMES: Mr. Blackwell. 4 MR. BLACKWELL: No comment. 5 CHAIR JAMES: Mr. Kunuty. 6 MR. KUNUTY: No comment. 7 CHAIR JAMES: Mr. McCoy. 8 VICE CHAIR McCOY: Nothing, Madam Chair. 9 CHAIR JAMES: I have no comments as well. Is 10 there a motion? 11 VICE CHAIR McCOY: Move to approve. 12 MR. KUNUTY: Second. 13 MR. VELASQUEZ: Anthony Brown. 14 MR. BROWN: Yes. 15 MR. VELASQUEZ: James Gallon. 16 MR. GALLON: Yes. 17 MR. VELASQUEZ: Margaret Shepherd. 18 MS. SHEPHERD: Yes. 19 MR. VELASQUEZ: Edward Kunuty. 20 MR. KUNUTY: Yes. 21 MR. VELASQUEZ: Corey Blackwell, Sr. 22 MR. BLACKWELL: Yes. 23 MR. VELASQUEZ: Tradrick McCoy. 24 VICE CHAIR McCOY: Yes. 25 MR. VELASQUEZ: Rena James.</p>

Page 181

1 CHAIR JAMES: Yes.
2 MR. VELASQUEZ: Unanimous voting. Motion
3 approved.
4 CHAIR JAMES: Okay, there are no public
5 comments under general discussion. Is there any
6 correspondence?
7 MR. GAGNON: Only what was provided and
8 discussed in conjunction with the Crab Pot item earlier
9 tonight, and we have that for public record.
10 CHAIR JAMES: Okay, and project updates,
11 upcoming projects.
12 MR. GAGNON: I don't have anything to present
13 at this time.
14 CHAIR JAMES: So then our next Board meeting
15 will be June 22nd. Is there a motion to adjourn?
16 VICE CHAIR McCOY: So moved.
17 MR. KUNUTY: Move to adjourn.
18 MR. BLACKWELL: Second.
19 (Whereupon, at 10:25 p.m., the proceedings
20 were concluded.)
21
22
23
24
25

Page 182

1 CERTIFICATE
2
3
4 THE STATE OF FLORIDA)
5)
6 COUNTY OF PALM BEACH)
7
8 I, Susan S. Kruger, do hereby certify that
9 I was authorized to and did report the foregoing
10 proceedings at the time and place herein stated, and
11 that the foregoing pages comprise a true and correct
12 transcription of my stenotype notes taken during the
13 proceedings.
14 IN WITNESS WHEREOF, I have hereunto set my
15 hand this 14th day of June, 2017.
16
17
18
19
20
21
22 Susan S. Kruger
23
24
25

46 (Pages 181 to 182)

CITY OF RIVIERA BEACH CITY COUNCIL
AGENDA ITEM SUMMARY

Meeting Date: 9/6/2017

Agenda Category: REGULAR RESOLUTION

Subject: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AWARDED BID NO. 905-17-4 TO ALL-SITE CONSTRUCTION INC. OF RIVIERA BEACH, FLORIDA FOR THE CONSTRUCTION OF THE CUNNINGHAM PARK IMPROVEMENTS IN AN AMOUNT NOT TO EXCEED \$1,896,642.00; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE CONSTRUCTION SERVICES CONTRACT; AUTHORIZING THE CITY MANAGER TO APPROVE CHANGE ORDERS UP TO TEN PERCENT (10%); TOTAL CONTRACT VALUE SHALL NOT EXCEED \$2,086,306.20 WITHOUT AUTHORIZATION BY THE CITY COUNCIL AUTHORIZING THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO MAKE PAYMENT FOR SAME FROM ACCOUNT NUMBERS 303-1234-572-2-6251, 310-1234-572-0-6352, 108-1234-572-0-6351, and 312-1123-559-1-6301; AND PROVIDING AN EFFECTIVE DATE.

Recommendation/Motion: Staff recommends that the City Council approve the resolution.

Originating Dept	Parks and Recreation	Costs	\$2,086,306.20
User Dept.	Parks and Recreation	Funding Source	Account No. 303-1234-572-2-6251/310-1234-572-0-6352/108-1234-572-0-6351/312-1123-559-1-6301 Proposal Amount \$1,896,642 10% Contingency \$189,664
Advertised	No	Budget Account Number	Fund <u>303</u> Dept/Division <u>1234</u> Org. <u>572</u> Object <u>2</u> Reporting Category: <u>6251</u>
Date			
Paper			
Affected Parties	Not Required		

Background/Summary:

On April 9th 2015, the Community Development Department provided Parks & Recreation with consolidated staff comments on the initial submittal for site plan approval for the modernization of Cunningham Park. Comments include but are not limited to issues related to drainage, parking, and the need for a plat of the various parcels comprising the current park. On April 10th, 2015 Parks & Recreation, Community Development, Purchasing, and Public Works convened a meeting with the

consultant to address relevant comments and commission the enclosed scope for design services to complete modernization of Cunningham Park. After review of the scope and staff comments, the total construction cost for various improvements was estimated at \$1,600,000 including construction contingency and design.

On June 26, 2017 ITB 904-17-4 was issued for prospective contractors to submit bids for the construction of the improvements at Cunningham Park. The City received two bids from All-site Construction and West Construction. The construction shall include the full reconstruction of the park including demolition of the existing bathroom, removal and replacement of all pavilions, and renovation of the basketball courts.

Staff requests that City Council approve the construction contract to All-site Construction to provide construction services for the Cunningham Park Improvement project.

Fiscal Years	2017	2018	2019	2020	2021
Capital Expenditures	\$1,896,642				
Operating Costs	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
External Revenues	NA				
Program Income (city)	NA				
In-kind Match (city)	NA				
Net Fiscal Impact	\$1,896,642	\$0.00	\$0.00	\$0.00	\$0.00
NO. Additional FTE Positions (cumulative)					

III. Review Comments

A. Finance Department Comments:

B. Purchasing/Intergovernmental Relations/Grants Comments:

C. Department Director Review:

Contract Start Date	09/25/17
Contract End Date	03/25/18
Renewal Start Date	
Renewal End Date	
Number of 12 month terms this renewal	
Dollar Amount	\$1,896,642.00
Contractor Company Name	All-Site Construction Inc.
Contractor Contact	Ezra Saffold
Contractor Address	141 Riviera Drive Riviera Beach, FL 33404
Contractor Phone Number	561-718-9542

Contractor Email ezra@allsiteinc.net

Type of Contract Construction

Describe

ATTACHMENTS:

File Name	Description	Upload Date	Type
RESOLUTION_TO_AWARD_-_cunningham_park.doc	Resolution	8/30/2017	Resolution
Recommendation_Letter_Cunningham_Park.pdf	Recommendation Letter	8/24/2017	Backup Material
Cunningham_Park_bid_summary_8-24-17.pdf	Bid Summary	8/24/2017	Backup Material
Allsite_Cunningham_Park_Contract_for_Construction_8-23-17.pdf	Contract	8/24/2017	Agreement
COUNCIL_MEETING_PRESENTATION_9-6-17_(CUNNINGHAM_PARK).pdf	Presentation	8/24/2017	Presentation

REVIEWERS:

Department	Reviewer	Action	Date
Community Development	Bailey, Terrance	Approved	8/24/2017 - 8:48 PM
Purchasing	Little, Rickey	Approved	8/24/2017 - 8:57 PM
Finance	sherman, randy	Approved	8/25/2017 - 9:20 AM
Attorney	Degraffenreidt, Andrew	Approved	8/28/2017 - 11:24 AM
City Clerk	Robinson, Claudene	Approved	8/30/2017 - 3:38 PM
City Manager	Evans, Jonathan	Approved	8/31/2017 - 2:07 PM

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AWARDING BID NO. 905-17-4 TO ALL-SITE CONSTRUCTION INC. OF RIVIERA BEACH, FLORIDA FOR THE CONSTRUCTION OF THE CUNNINGHAM PARK IMPROVEMENTS IN AN AMOUNT NOT TO EXCEED \$1,896,642.00; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE CONSTRUCTION SERVICES CONTRACT; AUTHORIZING THE CITY MANAGER TO APPROVE CHANGE ORDERS UP TO TEN PERCENT (10%); TOTAL CONTRACT VALUE SHALL NOT EXCEED \$2,086,306.20 WITHOUT AUTHORIZATION BY THE CITY COUNCIL AUTHORIZING THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO MAKE PAYMENT FOR SAME FROM ACCOUNT NUMBERS 303-1234-572-2-6251, 310-1234-572-0-6352, 108-1234-572-0-6351, and 312-1123-559-1-6301; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City solicited contractors through the issuance of bid number 905-17-4 for the construction of the Cunningham Park Improvement project located on between West 29th and 30th Streets, west of Avenue S and adjacent to Washington Elementary; and

WHEREAS, two (2) construction firms provided a response to said solicitation; and

WHEREAS, All-Site Construction Inc. of Riviera Beach, Florida was the lowest responsive and responsible bidder; and

WHEREAS, the City's purchasing department shall implement a direct purchase process to save tax on bulk material purchases.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA as follows:

SECTION 1. The City Council hereby accepts the bid proposal and awards a Construction Services Contract to All-Site Construction Inc., the lowest responsive and responsible bidder, in an amount not to exceed \$1,896,642 for the construction of the Cunningham Park Improvements.

SECTION 2. The Director of Finance and Administrative Services is authorized to make payment for same from account numbers 303-1234-572-2-6251, 310-1234-572-0-6352, 108-1234-572-0-6351, and 312-1123-559-1-6301.

SECTION 3. The City Manager is authorized to approve Change Orders up to ten percent (10%).

SECTION 4. The Mayor and City Clerk are authorized to execute the agreement.

RESOLUTION NO._____
PAGE: 2

SECTION 5. That the Resolution take effect upon its passage and approval by City Council.

PASSED and APPROVED this _____ day of _____, 2017.

RESOLUTION NO. _____

PAGE: 3

APPROVED:

THOMAS A. MASTERS
MAYOR

KaSHAMBA MILLER-ANDERSON
CHAIRPERSON

ATTEST:

CLAUDENE L. ANTHONY
CERTIFIED MUNICIPAL CLERK
CITY CLERK

TONYA DAVIS JOHNSON
CHAIR PRO TEM

LYNNE L. HUBBARD
COUNCILPERSON

DAWN S. PARDO
COUNCILPERSON

TERENCE D. DAVIS
COUNCILPERSON

MOTIONED BY: _____

SECONDED BY: _____

L. HUBBARD _____

K. MILLER-ANDERSON _____

T. DAVIS JOHNSON _____

D. PARDO _____

T. DAVIS _____

REVIEWED AS TO LEGAL SUFFICIENCY

ANDREW DEGRAFFENREIDT
CITY ATTORNEY

DATE: _____



CITY OF RIVIERA BEACH

P.O. DRAWER 10682
(561) 845-4180

RIVIERA BEACH, FLORIDA 33419
FAX (561) 842-5105

PURCHASING DEPARTMENT

To: TERRENCE BAILEY, PUBLIC WORKS ACTING DIRECTOR

From: RICKEY LITTLE, INTERIM PROCUREMENT DIRECTOR **RL**

Date: August 4, 2017

Subject: **RECOMMENDATION: ITB 905-17-4 Cunningham Park Site Improvements**

On June 26th, 2017 an invitation to bid (ITB) was posted on the City web site and DemandStar for Cunningham Park Site Improvements.

All-Site Construction, Inc. provided a quote of \$1,896,642.00 and was the lowest responsive and responsible bidder out of (2) bidders, 874 Vendors notified, 32 Plan Holders, 10 Vendors from Palm Beach County and 1 Vendor from Riviera Beach. The Public Works Acting Director, will be provided a copy of the quote which is included as an attachment to this recommendation letter.

Accordingly, the Purchasing Department recommends that All-Site Construction, Inc. be awarded the contract for Cunningham Park Site Improvements.

CC:

TERRENCE BAILEY, PUBLIC WORKS ACTING DIRECTOR
Purchasing File

CUNNINGHAM PARK Parks and Recreation Department Riviera Beach, Florida City Project #699-16 STANTEC PROJECT #: 215613014				ENGINEER ESTIMATE		Allsite Construction		West Construction	
Item	Description	Quantity		Unit Price	Total	Unit Price	Total	Unit Price	Total
	Park Rehabilitation Project	Total	Unit	\$	\$	\$	\$	\$	\$
A	General Conditions								
1	Mobilization / Demobilization	1	LS	3%	\$41,150.75	\$30,000.00	\$30,000.00	\$75,800.00	\$75,800.00
	Permit Fee	1	LS		\$39,000.00		\$39,000.00		\$39,000.00
2	Maintenance of Traffic	1	LS	0.10%	\$1,371.69	\$2,500.00	\$2,500.00	\$6,000.00	\$6,000.00
3	Record Drawings / Survey As Builts	1	LS	0.15%	\$2,057.54	\$18,403.00	\$18,403.00	\$15,000.00	\$15,000.00
4	NPDES Compliance	1	LS	0.20%	\$2,743.38	\$1,089.00	\$1,089.00	\$4,000.00	\$4,000.00
5	O/H and Profit	1	LS	10%	\$137,169.16	\$125,017.00	\$125,017.00	\$218,437.00	\$218,437.00
6	Contingency	1	LS	3%	\$41,150.75	\$0.00	\$0.00	\$0.00	\$0.00
7	Bond and Insurance	1	LS	1.00%	\$13,716.92	\$42,556.00	\$42,556.00	\$30,581.00	\$30,581.00
8	FPL Service Connection Fee	1	LS		\$0.00	\$1,500.00	\$1,500.00	\$2,500.00	\$2,500.00
	Subtotal General Conditions				\$278,360.18		\$260,065.00		\$391,318.00
B	Site								
1	Clear and Grub including sod removal	1	LS	\$5,000.00	\$5,000.00	\$10,739.00	\$10,739.00	\$76,248.00	\$76,248.00
2	Demolition of Restroom Building Structure	1	LS	\$24,000.00	\$24,000.00				
3	Demolition of Site Items (Incl. gazebo, playground, fencing, pavilion, misc. site items)	1	LS	\$28,500.00	\$28,500.00				
4	Earthwork Including Excavation and Fill	100	CY	\$15.00	\$1,500.00	\$57.00	\$5,700.00	\$25.00	\$2,500.00
5	Tree and Exotic Plant Removal	1	LS	\$700.00	\$700.00	\$2,000.00	\$2,000.00	\$3,000.00	\$3,000.00
6	6" Concrete Sidewalk	1,356	SY	\$36.00	\$48,816.00	\$68.00	\$92,208.00	\$54.00	\$73,224.00
7	10" Vehicular Sidewalk	44	SY	\$50.00	\$2,207.60	\$135.00	\$5,960.52	\$109.00	\$4,812.57
8	Paver Bricks including base material, sand bedding and concrete banding	250	SF	\$25.00	\$6,250.00	\$10.00	\$2,500.00	\$37.00	\$9,250.00
9	Drainage system incl. lawn drains, pipe, aprons and connection to CB	1	LS	\$18,500.00	\$18,500.00	\$21,500.00	\$21,500.00	\$20,000.00	\$20,000.00
10	Entrance Wall including footing, cap and finishes	48	LF	\$100.00	\$4,800.00	\$132.00	\$6,336.00	\$175.00	\$8,400.00
11	Wall Sign	1	LS	\$2,500.00	\$2,500.00	\$1,751.00	\$1,751.00	\$7,800.00	\$7,800.00
12	Landscaping (incl. sod and mulch)	1	LS	\$60,000.00	\$60,000.00	\$68,035.00	\$68,035.00	\$56,810.00	\$56,810.00
13	Irrigation including service point, controller and valves	1	LS	\$70,000.00	\$70,000.00	\$40,123.00	\$40,123.00	\$35,000.00	\$35,000.00
	Subtotal Site				\$272,773.60		\$256,852.52		\$297,044.57
C	Water & Sewer								
1	Remove and/or abandon existing water service	1	LS	\$1,500.00	\$1,500.00	\$1,200.00	\$1,200.00	\$800.00	\$800.00
2	Provide new water service to building incl. pipe, BF preventer, DDCV and meter	1	LS	\$12,500.00	\$12,500.00	\$1,200.00	\$1,200.00	\$7,500.00	\$7,500.00
3	Internal Water distribution to hose bibbs and water fountains, incl valves and bends	1	LS	\$35,000.00	\$35,000.00	\$20,397.00	\$20,397.00	\$14,750.00	\$14,750.00
4	Water Fountain incl dry well	2	EA	\$2,500.00	\$5,000.00	\$7,150.00	\$14,300.00	\$400.00	\$800.00
5	Water Mister	2	EA	\$2,150.00	\$4,300.00	\$100.00	\$200.00	\$200.00	\$400.00
6	Hose Bib incl riser	6	EA	\$350.00	\$2,100.00	\$2,635.00	\$15,810.00	\$200.00	\$1,200.00
7	Connect Sewer lateral to existing pipe	1	LS	\$2,000.00	\$2,000.00	\$250.00	\$250.00	\$200.00	\$200.00
8	Install new Clean Out	1	EA	\$750.00	\$750.00	\$150.00	\$150.00	\$200.00	\$200.00
9	Bacteriological Sample Point (Include Testing)	2	EA	\$1,000.00	\$2,000.00	\$350.00	\$700.00	\$600.00	\$1,200.00
10	Flush and Sanitize	1	LS	\$850.00	\$850.00	\$1,000.00	\$1,000.00	\$2,200.00	\$2,200.00
	Subtotal Water and Sewer				\$66,000.00		\$55,207.00		\$29,250.00
D	Site Amenities								
1	Playground incl. equipment, play surfacing and shade sails	1	LS	\$185,000.00	\$185,000.00	\$205,845.00	\$205,845.00	\$229,044.00	\$229,044.00
2	Pavilion, incl. slab, footings and structure	2	EA	\$44,500.00	\$89,000.00	\$108,368.00	\$216,736.00	\$71,400.00	\$142,800.00
3	Picnic Shelter, incl. slab, footings, picnic tables and structure	4	EA	\$13,600.00	\$54,400.00	\$24,381.00	\$97,524.00	\$18,000.00	\$72,000.00
4	Walkway Benches (single sided)	8	EA	\$3,250.00	\$26,000.00	\$2,203.00	\$17,624.00	\$2,507.00	\$20,056.00
5	Walkway Benches (double sided)	6	EA	\$3,966.00	\$23,796.00	\$4,407.00	\$26,442.00	\$5,214.00	\$31,284.00
6	Bikeracks	1	EA	\$950.00	\$950.00	\$466.00	\$466.00	\$2,500.00	\$2,500.00
7	Flagpole	3	EA	\$2,950.00	\$8,850.00	\$4,498.00	\$13,494.00	\$3,900.00	\$11,700.00
8	Aluminum Picket Fence (4' on wall)	48	LF	\$18.00	\$864.00	\$69.00	\$3,312.00	\$36.40	\$1,747.20
9	Aluminum Picket Fence (8')	208	LF	\$25.00	\$5,200.00	\$71.00	\$14,768.00	\$58.37	\$12,140.96
10	Chain Link Fence (Black Vinyl) with gates	1,642	LF	\$14.00	\$22,988.00	\$23.00	\$37,766.00	\$26.32	\$43,217.44
11	Basketball Court (Equipment, Resurfacing and Striping)	1	LS	\$20,000.00	\$20,000.00	\$27,990.00	\$27,990.00	\$27,108.00	\$27,108.00
12	Tennis Court (Equipment, Resurfacing and Striping)	1	LS	\$12,000.00	\$12,000.00	\$33,765.00	\$33,765.00	\$57,645.00	\$57,645.00
	Subtotal Site Amenities				\$449,048.00		\$695,732.00		\$651,242.60
E	Architectural								
1	Restroom Building (840 SF Bldg) Minus Elec. See below. Includes Mech. & Plumbing	1	EA	\$225,000.00	\$225,000.00	\$237,438.00	\$237,438.00	\$177,609.00	\$177,609.00
	Subtotal Architectural				\$225,000.00		\$237,438.00		\$177,609.00
F	Electrical								
1	Panelboards, transformer, lighting contactors, disconnects	1	LS	\$184,695.00	\$184,695.00	\$20,000.00	\$20,000.00		\$0.00
2	Bathroom Building lighting, receptacle, lightning protection, wiring and conduit	1	LS	\$26,350.00	\$26,350.00	\$45,000.00	\$45,000.00		\$0.00
3	Miscellaneous equipment, pull boxes, conduit, conductors, ground rod	1	LS	\$18,500.00	\$18,500.00	\$180,400.00	\$180,400.00		\$0.00
4	Site Lighting, poles, luminaires, relocation, etc.	1	LS	\$129,325.00	\$129,325.00	\$150,000.00	\$150,000.00		\$0.00
	Subtotal Electrical				\$358,870.00		\$395,400.00		\$522,891.00

CITY OF RIVIERA BEACH CONTRACT FOR CONSTRUCTION

This Contract is made as of this _____ day of _____, 2017 by and between the CITY OF RIVIERA BEACH, a municipal corporation existing under the laws of the State of Florida, hereinafter referred to as the CITY, and **ALL-SITE CONSTRUCTION INC.**, a corporation authorized to do business in the State of Florida, hereinafter referred to as the CONTRACTOR, whose Federal I.D. number is **65-1140059**.

In consideration of the mutual promises contained herein, the CITY and the CONTRACTOR agree as follows:

ARTICLE 1 - SERVICES

The CONTRACTOR's responsibility under this Contract is to provide construction services for **CONSTRUCTING THE CUNNINGHAM PARK CONSTRUCTION IMPROVEMENTS**, as more specifically set forth in the Scope of Work detailed in Exhibit "A", attached hereto and made a part hereof.

The CITY's representative/liason during the performance of this Contract shall be **Terrence N. Bailey**, telephone no. 561-845-4080, email address tbailey@rivierabch.com.

ARTICLE 2 - SCHEDULE

- A. **Time of Completion** - Construction work must begin within ten (10) calendar days from the date of receipt of official notice to proceed; provided the CITY has received proof of insurance as set forth in Article 11 and a Performance and Payment Bond as set forth in Article 31 in a form satisfactory to the CITY. Construction work shall be carried on at a rate to insure its full completion within **one hundred eighty (180)** calendar days from the date of official notice to proceed, the rate of progress and time of completion being essential conditions of this Contract.
- B. **Deduction for not completing on time** - If the contract work is not fully complete according to the terms of this Contract within the limits herein stipulated, the CONTRACTOR shall pay the CITY, not as a penalty, but as liquidated damages, a sum equal to **five hundred dollars (\$500.00)** for each day elapsing between the expiration of such time limit and the date of full completion, providing, however, that the time limits herein stated are subject to extension without payment of damages, as provided in Article 17, herein. It is agreed that these liquidated damages are a good faith and reasonable pre-estimate of CITY's actual damages due to delay by CONTRACTOR because it is difficult, if not impossible, to accurately estimate the actual damages suffered by CITY due to any such delay.
- C. **Reports** - Reports and other items shall be delivered or completed in accordance with the detailed schedule set forth in Exhibit "A."

ARTICLE 3 - PAYMENTS TO CONTRACTOR

- A. Generally - The CITY agrees to compensate the CONTRACTOR in accordance with the fee proposal set forth in Exhibit "B". The total and cumulative amount of this Contract shall not exceed **One Million Eight Hundred Ninety Six Thousand Six Hundred Forty Two Dollars (\$1,896,642.00)**. The CITY shall not reimburse the CONTRACTOR for any travel costs incurred as a direct result of the CONTRACTOR providing deliverables to the CITY in pursuance of the scope of work contained in Exhibit A, without specific, prior written approval of the CITY.
- B. Progress Invoices - No later than the 20th day of every month, the CONTRACTOR shall prepare and submit, on a form approved by the CITY's representative, a detailed estimate and invoice of work which has been completed from the start of the job up to and including the last day of the preceding month, together with such supporting evidence of the expenditures as required by this Contract. The CONTRACTOR shall also submit with each invoice an updated revised work schedule. The CONTRACTOR shall include in the Progress Invoice a Warranty of Title indicating that as of the date of Progress Invoice that all work, materials, and equipment covered by the Progress Invoice passes to the City at the time of payment of the Progress Invoice and that all laborers, materialmen, and subcontractors have been paid in full for all work, materials, and equipment covered by the Progress Invoice and also provide Partial Releases of Lien and/or Partial Releases of Payment Bond from all laborers, materialmen, and subcontractors as to such work, materials, and equipment covered by the Progress Invoice. CITY has no obligation to pay any Progress Invoice until both a Warranty of Title and Partial Releases of Lien and/or Partial Releases of Payment Bond are provided to CITY.
- C. Progress Payments - Progress Invoices received from the CONTRACTOR pursuant to this Contract will be reviewed and approved by the CITY representative within ten days of receipt of the invoice, indicating that services have been rendered in conformity with the Contract unless the CITY requires clarification or a correction of the invoice. The invoices will be sent to the Finance Department for payment. The CITY will pay to the CONTRACTOR ninety percent (90%) of the value based on the CONTRACTOR's estimate and invoice, as approved by the CITY representative. Invoices will normally be paid within thirty (30) days following the CITY representative's approval.
- D. Payment of Expenses - All requests for payment of expenses eligible for reimbursement under the terms of this Contract, if any, shall include copies of said receipts, invoices, or other documentation acceptable to the Finance Department. Such documentation shall be sufficient to establish that the expense was actually incurred and necessary in the performance of the scope of work described in this Contract. Long distance telephone calls shall identify the person(s) called, purpose of call, time and costs. Mileage charges shall identify the destination, number of miles, rate, and purpose of travel. Duplication charges shall describe the documents, purpose of duplicating, and rate charged. Any travel, per diem, mileage, meals, or lodging expenses which may be reimbursable under the terms of this Contract, if any, will be paid in accordance with the rates and conditions set forth in Section 112.061, Florida Statutes.

- E. Final Invoice - In order for both parties herein to close their books and records, the CONTRACTOR will clearly state "Final Invoice" on the CONTRACTOR's final/last billing to the CITY. This certifies that all services have been properly performed and all charges and costs have been invoiced to the CITY. Since this account will thereupon be closed, any and other further charges if not properly included on this Final Invoice are waived by the CONTRACTOR and the CITY shall have no obligations for any other costs or expenses thereafter. Further, the CONTRACTOR shall include in the Final Invoice a Warranty of Title indicating that that all work, materials, and equipment covered by this Contract passes to the City at the time of payment of the Final Invoice and that all laborers, materialmen, and subcontractors have been paid in full for all work, materials, and equipment covered by Contract and also provide Final Releases of Lien and/or Final Releases of Payment Bond from all laborers, materialmen, and subcontractors as to such work, materials, and equipment covered by the Contract. CITY has no obligation to pay the Final Invoice until both a Warranty of Title and Final Releases of Lien and/or Final Release of Payment Bond are provided to CITY.

ARTICLE 4 - TRUTH-IN-NEGOTIATION CERTIFICATE

Signature of this Contract by the CONTRACTOR shall also act as the execution of a truth-in-negotiation certificate certifying that the wage rates, over-head charges, and other costs used to determine the compensation provided for in this Contract are accurate, complete and current as of the date of the Contract and no higher than those charged to the CONTRACTOR'S most favored customer for the same or substantially similar service.

The said rates and costs shall be adjusted to exclude any significant sums should the CITY determine that the rates and costs were increased due to inaccurate, incomplete or non current wage rates or due to inaccurate representations of fees paid to outside contractors. The CITY shall exercise its rights under this Article 4 within three (3) years following final payment.

ARTICLE 5 - TERMINATION

This Contract may be canceled by the CONTRACTOR upon thirty (30) days prior written notice to the CITY'S representative in the event of substantial failure by the CITY to perform in accordance with the terms of this Contract through no fault of the CONTRACTOR; provided the CITY fails to cure same within that thirty (30) day period. This Contract may also be terminated, in whole or in part, by the CITY, with or without cause, immediately upon written notice to the CONTRACTOR. Unless the CONTRACTOR is in breach of this Contract, the CONTRACTOR shall be paid for services rendered to the CITY'S satisfaction through the date of termination. After receipt of a Termination Notice and except as otherwise directed by the CITY, the CONTRACTOR shall:

- A. Stop work on the date and to the extent specified.
- B. Terminate and settle all orders and subcontracts relating to the performance of the terminated work.
- C. Transfer all work in process, completed work, and other materials related to the terminated work to the CITY.

D. Continue and complete all parts of the work that have not been terminated.

ARTICLE 6 - PERSONNEL

The CONTRACTOR represents that it has, or will secure at its own expense, all necessary personnel required to perform the services under this Contract. Such personnel shall not be employees of or have any contractual relationship with the CITY.

All of the services required hereunder shall be performed by the CONTRACTOR or under its supervision, and all personnel engaged in performing the services shall be fully qualified and licensed and, if required, authorized or permitted under state and local law to perform such services.

Any changes or substitutions in the CONTRACTOR's key personnel, as may be listed in Exhibit "A", must be made known to the CITY's representative and written approval, at CITY's sole discretion, must be granted by the CITY's representative before said change or substitution can become effective.

The CONTRACTOR warrants that all services shall be performed by skilled, properly licensed, and competent personnel to the highest professional standards in their respective field(s).

The CONTRACTOR agrees that it is fully responsible to the CITY for the acts and omissions of subcontractors and of persons either directly or indirectly employed by the CONTRACTOR. Nothing contained herein shall create any contractual relationship between any subcontractor and the CITY.

All of the CONTRACTOR's personnel (and all Subcontractors) while on CITY premises will comply with all CITY requirements governing conduct, safety and security.

ARTICLE 7 - SUBCONTRACTING

The CITY reserves, at its sole discretion and for any reason, the right to accept the use of a subcontractor or to reject the selection of a particular subcontractor by CONTRACTOR and to inspect all facilities and approve all qualifications of any subcontractor in order to make a determination as to the capability of the subcontractor to perform properly under this Contract. However, in any event the CONTRACTOR shall be responsible for performing 50% of the work, at a minimum, by its own forces and equipment. Any changes or substitutions in the CONTRACTOR's subcontractors must be made known to the CITY's representative and written approval must be granted by the CITY's representative before said change or substitution can become effective. The CONTRACTOR is encouraged to seek minority and women business enterprises for participation in subcontracting opportunities. Further,

If a subcontractor fails to perform or make progress, as required by this Contract, and it is necessary to replace the subcontractor to complete the work in a timely fashion, the CONTRACTOR shall promptly do so, subject to acceptance, in writing and at the CITY's sole discretion, of the new subcontractor by the CITY. The CITY shall not unreasonably deny the request. However, the CONTRACTOR must demonstrate that the subcontractor being replaced is unable to perform the work, is performing the work poorly or untimely, or is unable to meet the requirements of the contract with the CITY. The CITY will not address issues related to the

CONTRACTOR's specific agreement with the subcontractor including issues of pricing.

If subcontractor(s) are used, the CONTRACTOR shall use only licensed and insured subcontractor(s), and shall require any subcontractor, as may be applicable, to provide a payment and performance bond. All subcontractors shall be required to promptly make payments to any person who, directly or indirectly, provides services or supplies under this Contract.

The CONTRACTOR shall be responsible for the performance of all subcontractors.

ARTICLE 8 – SBE PARTICIPATION

Consistent with the City's procurement code, Small Business Enterprises (SBE) shall have the opportunity to participate in this project. CONTRACTOR is hereby informed that the CITY has established a goal of 15% participation of SBE. Contractor is obligated to demonstrate and document a good faith effort toward the attainment of the 15% SBE participation as a condition of this contract. The CONTRACTOR agrees to maintain all relevant records and information necessary to document compliance with the Ordinance, and agrees to allow the CITY to inspect such records and provide such records to the CITY upon request.

ARTICLE 9 - FEDERAL AND STATE TAX

The CITY is exempt from payment of Florida State Sales and Use Taxes. The CITY will sign an exemption certificate submitted by the CONTRACTOR. The CONTRACTOR shall not be exempted from paying sales tax to its suppliers for materials used to fulfill contractual obligations with the CITY, nor is the CONTRACTOR authorized to use the CITY'S Tax Exemption Number in securing such materials.

The CONTRACTOR shall be responsible for payment of its own and its share of its employees' payroll, payroll taxes, and benefits with respect to this Contract.

ARTICLE 10 - AVAILABILITY OF FUNDS

The CITY's performance and obligation to pay under this Contract is contingent upon an annual appropriation for its purpose by the CITY OF RIVIERA BEACH CITY COUNCIL.

ARTICLE 11 - INSURANCE

A. Prior to execution of this Contract by the CITY, the CONTRACTOR shall provide certificates evidencing insurance coverages as required hereunder. All insurance policies shall be issued by companies authorized to do business under the laws of the State of Florida. The Certificates shall clearly indicate that the CONTRACTOR has obtained insurance of the type, amount, and classification as required for strict compliance with this ARTICLE and that no material change or cancellation of the insurance shall be effective without thirty (30) days prior written notice to the CITY's representative. Compliance with the foregoing requirements shall not relieve the CONTRACTOR of its liability and obligations under this Contract.

B. The CONTRACTOR shall maintain during the term of this Contract, standard Professional Liability Insurance in the minimum amount of \$1,000,000.00 per occurrence (if applicable).

C. The CONTRACTOR shall maintain, during the life of this Contract, commercial general liability, including contractual liability, insurance in the amount of \$1,000,000.00 per occurrence to protect the CONTRACTOR from claims for damages for bodily and personal injury, including wrongful death, as well as from claims of property damages which may arise from any operations under this Contract, whether such operations be by the CONTRACTOR or by anyone, directly or indirectly, employed by or contracting with the CONTRACTOR.

D. The CONTRACTOR shall maintain, during the life of this Contract, comprehensive automobile liability insurance in the minimum amount of \$500,000.00 combined single limit for bodily injury and property damages liability to protect the CONTRACTOR from claims for damages for bodily and personal injury, including death, as well as from claims for property damage, which may arise from the ownership, use, or maintenance of owned and non-owned automobiles including, but not limited to, leased and rented automobiles, whether such operations be by the CONTRACTOR or by anyone, directly or indirectly, employed by the CONTRACTOR.

E. The parties to this Contract shall carry Workers' Compensation Insurance and Employer's Liability Insurance for all employees as required by Florida Statutes. In the event that a party does not carry Workers' Compensation Insurance and chooses not to obtain same, then such party shall, in accordance with Section 440.05, Florida Statutes, apply for and obtain an exemption authorized by the Department of Insurance and shall provide a copy of such exemption to the CITY.

F. All insurance, other than Professional Liability and Workers' Compensation, to be maintained by the CONTRACTOR shall specifically include the CITY as an "Additional Insured." Further, if CITY is being reimbursed in whole or in part for the cost of the work contemplated by the Contract by any third party, including but not limited to, any County, State, or Federal agency, CONTRACTOR, at CITY's request, will also list any such third party as an "Additional Insured" on all insurance.

ARTICLE 12 - INDEMNIFICATION

To the extent allowed by law, including section 725.06(2), Florida Statutes, the CONTRACTOR shall indemnify and hold harmless the CITY, its agents, officers, and employees from and against any and all claims, liability, losses, and/or causes of action which may arise from any negligent act, recklessness, or intentional wrongful conduct or omission of the CONTRACTOR, its agents, officers, or employees in the performance of services under this Contract, including, but not limited to, to all attorneys' fees and costs incurred by CITY.

The CONTRACTOR further agrees to indemnify and hold harmless the CITY, its agents, officers and employees from and against any claim, demand or cause of action of whatsoever kind or nature arising out of any conduct or misconduct of the CONTRACTOR not included in the paragraph above and for which the CITY, its agents, officers, or employees are alleged to be liable, including, but not limited to, to all attorneys' fees and costs incurred by CITY.

CONTRACTOR shall pay all claims, losses, liens, fines, settlements or judgments of any nature whatsoever in connection with the foregoing indemnifications including, but not limited to, all costs, expert witness fees, reasonable attorney's fees, and court and/or arbitration costs. These indemnifications shall survive the term of this Contract or any renewal thereof.

Nothing contained in this Article shall be construed or interpreted as consent by the CITY to be sued, nor as a waiver of sovereign immunity beyond the waiver provided in Section 768.28, Florida Statutes.

ARTICLE 13 - SUCCESSORS AND ASSIGNS

The CITY and the CONTRACTOR each binds itself and its partners, successors, executors, administrators and assigns to the other party of this Contract and to the partners, successors, executors, administrators and assigns of such other party, in respect to all covenants of this Contract. Neither the CITY nor the CONTRACTOR shall assign, sublet, convey or transfer its interest in this Contract without the written consent of the other. Nothing herein shall be construed as creating any personal liability on the part of any officer or agent of the CITY which may be a party hereto, nor shall it be construed as giving any rights or benefits hereunder to anyone other than the CITY and the CONTRACTOR.

ARTICLE 14 – DISPUTE RESOLUTION, VENUE, AND REMEDIES

All claims arising out of this Contract or its breach shall be submitted first to mediation in accordance with the local rules for mediation in Palm Beach County, Florida. The parties shall share the mediator's fee equally. The mediation shall be held in Palm Beach County, unless another location is mutually agreed upon. Agreements reached in mediation shall be enforceable as settlement agreements in any court having jurisdiction thereof.

This Contract shall be governed by the laws of the State of Florida. Any and all legal action necessary to enforce the Contract will be held in Palm Beach County, Florida. No remedy herein conferred upon any party is intended to be exclusive of any other remedy, and each and every such remedy shall be cumulative and shall be in addition to every other remedy given hereunder or now or hereafter existing at law or in equity or by statute or otherwise. No single or partial exercise by any party of any right, power, or remedy hereunder shall preclude any other or further exercise thereof.

ARTICLE 15-REMEDIES

No remedy herein conferred upon any party is intended to be exclusive of any other remedy, and each and every such remedy shall be cumulative and shall be in addition to every other remedy given hereunder or now or hereafter existing at law or in equity or by statute or otherwise. No single or partial exercise by any party of any right, power, or remedy hereunder shall preclude any other or further exercise thereof.

ARTICLE 16 - CONFLICT OF INTEREST

The CONTRACTOR represents that it presently has no interest and shall acquire no interest, either direct or indirect, which would conflict in any manner with the performance or services required hereunder, as provided

for in Florida Statutes, Section 112.311. The CONTRACTOR further represents that no person having any such conflicting interest shall be employed for said performance.

The CONTRACTOR shall promptly notify the CITY's representative, in writing, by certified mail, of all potential conflicts of interest for any prospective business association, interest or other circumstance which may influence or appear to influence the CONTRACTOR's judgment or quality of services being provided hereunder. Such written notification shall identify the prospective business association, interest or circumstance, the nature of work that the CONTRACTOR may undertake and request an opinion of the CITY as to whether the association, interest or circumstance would, in the opinion of the CITY, constitute a conflict of interest if entered into by the CONTRACTOR. The CITY agrees to notify the CONTRACTOR of its opinion by certified mail within thirty (30) days of receipt of notification by the CONTRACTOR. If, in the opinion of the CITY, the prospective business association, interest or circumstance would not constitute a conflict of interest by the CONTRACTOR, the CITY shall so state in the notification and the CONTRACTOR shall, at its option, enter into said association, interest or circumstance and it shall be deemed not in conflict of interest with respect to services provided to the CITY by the CONTRACTOR under the terms of this Contract.

ARTICLE 17 – DELAYS AND EXTENSION OF TIME

The CONTRACTOR shall not be considered in default by reason of a delay in timely performance if such delay and failure arises out of causes reasonably beyond the control of the CONTRACTOR or its subcontractors and without their fault or negligence. Such causes include, but are not limited to: acts of God; natural or public health emergencies; labor disputes; freight embargoes; and abnormally severe and unusual weather conditions. Upon the CONTRACTOR's request, the CITY shall consider the facts and extent of any such delay and failure to timely perform the work for reason beyond the control of the CONTRACTOR and, if the CONTRACTOR's delay and failure to timely perform was without it or its subcontractors' fault or negligence, as determined by the CITY in its sole discretion, the time of completion shall be extended for any reasonable time that the CITY, in its sole discretion, may decide; subject to the CITY's rights to change, terminate, or stop any or all of the work at any time.

If the CONTRACTOR is delayed at any time in the progress of the work by any act or neglect of the CITY or its employees, or by any other contractor employed by the CITY, or by changes ordered by the CITY or in an unusual delay in transportation, unavoidable casualties, or any causes beyond the CONTRACTOR'S control, or by delay authorized by the CITY pending negotiation or by any cause which the CITY, in its sole discretion, shall decide justifies the delay, then the time of completion shall be extended for any reasonable time the CITY, in its sole discretion, may decide.

No extension of time shall be made for any delay occurring more than seven (7) days before a claim therefore is made in writing to the CITY. In the case of continuing cause of delay, only one (1) claim is necessary.

If no schedule or other agreement sets forth the dates by which drawing(s) shall be furnished, then no claims for delay shall be allowed because of failure to furnish such drawing(s), until two (2) weeks after demand for the drawings and not then unless said claim is reasonable.

The CONTRACTOR's sole remedy for a delay in completion of the work for any reason will be an extension of time to complete the work and CONTRACTOR specifically waives any right to seek any monetary damages or

losses for a delay in completion of the work, including, but not limited to, waiving any right to seek monetary amounts for lost profits, additional overhead, salaries, lost productivity, efficiency losses, or any other alleged monetary losses which may be allegedly suffered by CONTRACTOR due to a delay in completion of the work.

ARTICLE 18 - INDEBTEDNESS

The CONTRACTOR shall not pledge the CITY's credit or make it a guarantor of payment or surety for any contract, debt, obligation, judgment, lien, or any form of indebtedness. The CONTRACTOR further warrants and represents that it has no obligation or indebtedness that would impair its ability to fulfill the terms of this Contract.

ARTICLE 19 - DISCLOSURE AND OWNERSHIP OF DOCUMENTS

The CONTRACTOR shall deliver to the CITY's representative for approval and acceptance, and before being eligible for final payment of any amounts due, all documents and materials prepared by and for the CITY under this Contract.

All written and oral information not in the public domain or not previously known, and all information and data obtained, developed, or supplied by the CITY or at its expense will be kept confidential by the CONTRACTOR and will not be disclosed to any other party, directly or indirectly, without the CITY's prior written consent unless required by a lawful order. All drawings, maps, sketches, programs, data base, reports and other data developed, or purchased, under this Contract for or at the CITY's expense shall be and remain the CITY's property and may be reproduced and reused at the discretion of the CITY.

The CONTRACTOR shall comply with Florida's Public Records Act, Chapter 119, Florida Statutes, and, if determined to be acting on behalf of the CITY as provided under section 119.011(2), Florida Statutes, specifically agrees to:

- (a) Keep and maintain public records required by the CITY to perform the service.
- (b) Upon request from the CITY's custodian of public records or designee, provide the CITY with a copy of the requested records or allow the records to be inspected or copied within a reasonable time at a cost that does not exceed the cost provided in Chapter 119, Florida Statutes, or as otherwise provided by law.
- (c) Ensure that public records that are exempt or confidential and exempt from public records disclosure requirements are not disclosed except as authorized by law for the duration of this Contract and following completion of this Contract if the CONTRACTOR does not transfer the records to the CITY.
- (d) Upon completion of this Contract, transfer, at no cost, to the CITY all public records in possession of the CONTRACTOR or keep and maintain public records required by the CITY to perform the service. If the CONTRACTOR transfers all public records to the CITY upon completion of the Contract, the CONTRACTOR shall destroy any duplicate public records that are exempt or confidential and exempt from public records disclosure requirements. If the CONTRACTOR keeps and maintains public records upon completion of the

Contract, the CONTRACTOR shall meet all applicable requirements for retaining public records. All records stored electronically must be provided to the CITY, upon request from the CITY's custodian of public records or designee, in a format that is compatible with the information technology systems of the CITY.

IF THE CONTRACTOR HAS QUESTIONS REGARDING THE APPLICATION OF CHAPTER 119, FLORIDA STATUTES, TO THE CONTRACTOR'S DUTY TO PROVIDE PUBLIC RECORDS RELATING TO THIS CONTRACT, CONTACT THE CUSTODIAN OF PUBLIC RECORDS OR DESIGNEE AT: 600 WEST BLUE HERON BLVD., RIVIERA BEACH, FL, 33404, Tel. (561)845-4090, crobinson@rivierabch.com.

ARTICLE 20 - INDEPENDENT CONTRACTOR RELATIONSHIP

The CONTRACTOR is, and shall be, in the performance of all work, services and activities under this Contract, an Independent Contractor, and not an employee, agent, or servant of the CITY. All persons engaged in any of the work or services performed pursuant to this Contract shall at all times, and in all places, be subject to the CONTRACTOR's sole direction, supervision, and control. The CONTRACTOR shall exercise control over the means and manner in which it and its employees perform the work, and in all respects the CONTRACTOR's relationship and the relationship of its employees to the CITY shall be that of an Independent Contractor and not as employees or agents of the CITY.

The CONTRACTOR does not have the power or authority to bind the CITY in any promise, agreement or representation other than as specifically provided for in this Contract.

ARTICLE 21 - CONTINGENT FEES

The CONTRACTOR warrants that it has not employed or retained any company or person, other than a bona fide employee working solely for the CONTRACTOR to solicit or secure this Contract and that it has not paid or agreed to pay any person, company, corporation, individual, or firm, other than a bona fide employee working solely for the CONTRACTOR, any fee, commission, percentage, gift, or any other consideration contingent upon or resulting from the award or making of this Contract.

ARTICLE 22 - ACCESS AND AUDITS

The CONTRACTOR shall maintain adequate records to justify all charges, expenses, and costs incurred in estimating and performing the work for at least three (3) years after completion of this Contract. The CITY shall have access to such books, records, and documents as required in this Article for the purpose of inspection or audit during normal business hours, at the CONTRACTOR's place of business.

ARTICLE 23 - NONDISCRIMINATION

The CONTRACTOR warrants and represents that all of its employees are treated equally during employment without regard to race, color, religion, disability, sex, age, national origin, ancestry, political affiliation, marital status, handicap, or sexual orientation. Further, CONTRACTOR shall not discriminate or permit discrimination

against any employee or an applicant for employment on the basis of race, color, sex, religion, political affiliation, natural origin, ancestry, marital status, sexual orientation or handicap.

ARTICLE 24 - ENFORCEMENT COSTS

All parties shall be responsible for their own attorneys fees, court costs and expenses if any legal action or other proceeding is brought for any dispute, disagreement, or issue of construction or interpretation arising hereunder whether relating to the Contract's execution, validity, the obligations provided therein, or performance of this Contract, or because of an alleged breach, default or misrepresentation in connection with any provisions of this Contract.

ARTICLE 25 – LICENSES, APPROVALS AND PERMITS

The CONTRACTOR hereby represents and warrants that it has and will continue to maintain all licenses and approvals required to conduct its business, and that it will at all times conduct its business activities in a reputable manner. This includes, but is not limited to, maintaining all licenses and performing all the duties required under Section 489.128, Florida Statutes. Proof of such licenses and approvals shall be submitted to the CITY's representative upon request.

The CONTRACTOR shall be solely responsible for obtaining, paying for, and complying with all necessary permits, licenses, approvals and authorizations required for any work done pursuant to this Contract from any federal, state, regional, county or city agency.

ARTICLE 26 - SEVERABILITY

If any term or provision of this Contract, or the application thereof to any person or circumstances shall, to any extent, be held invalid or unenforceable, the remainder of this Contract, or the application of such terms or provisions, to persons or circumstances other than those as to which it is held invalid or unenforceable, shall not be affected, and every other term and provision of this Contract shall be deemed valid and enforceable to the extent permitted by law.

ARTICLE 27 - PUBLIC ENTITY CRIMES

As provided in Sections 287.132-133, Florida Statutes, by entering into this Contract or performing any work in furtherance hereof, the CONTRACTOR certifies that it, its affiliates, suppliers, subcontractors and contractors who will perform hereunder, have not been placed on the convicted vendor list maintained by the State of Florida Department of Management Services within the 36 months immediately preceding the date hereof. This notice is required by F.S. 287.133(3)(a).

ARTICLE 28 - MODIFICATIONS OF WORK

The CITY reserves the right to make changes in the Scope of Work, including alterations, reductions therein or additions thereto. Upon receipt by the CONTRACTOR of the CITY's notification of a contemplated change, the CONTRACTOR shall, in writing: (1) provide a detailed estimate for the increase or decrease in cost due to the contemplated change; (2) notify the CITY of any estimated change in the completion date; and, (3) advise

the CITY if the contemplated change shall affect the CONTRACTOR's ability to meet the completion dates or schedules of this Contract.

If the CITY so instructs in writing, the CONTRACTOR shall suspend work on that portion of the Scope of Work affected by a contemplated change, pending the CITY's decision to proceed with the change.

If the CITY elects to make the change, the CITY shall initiate a Contract Amendment and the CONTRACTOR shall not commence work on any such change until such written amendment is signed by the CONTRACTOR and approved and executed by the CITY's designated representative and approved by the CITY COUNCIL FOR THE CITY OF RIVIERA BEACH should said change require COUNCIL approval.

ARTICLE 29 - NOTICE

All notices required in this Contract shall be sent by certified mail, return receipt requested, and if sent to the CITY shall be mailed to:

**TERRENCE N. BAILEY, ACTING DIRECTOR OF PUBLIC WORKS
2391 AVENUE L
RIVIERA BEACH, FL 33404**

and if sent to the CONTRACTOR shall be mailed to:

**ALL-SITE CONSTRUCTION INC.
EZRA SAFFOLD
141 RIVIERA DRIVE
RIVIERA BEACH, FL 33404**

ARTICLE 30 - ENTIRETY OF CONTRACTUAL AGREEMENT

The CITY and the CONTRACTOR agree that this Contract and any attachments hereto or other documents as referenced in the Contract sets forth the entire agreement between the parties, that there are no promises or understandings other than those stated herein, and this Contract supersedes all prior oral and written agreements between the parties hereto with respect to the subject matter hereof. None of the provisions, terms and conditions contained in this Contract may be added to, modified, superseded or otherwise altered, except by written instrument executed by the parties hereto in accordance with Article 28 - Modifications of Work.

ARTICLE 31 - SPECIAL CONDITIONS

All materials and supplies provided by CONTRACTOR shall be in strict accordance with the plans and specifications approved by the CITY.

The CONTRACTOR shall furnish bonds and maintain said bonds throughout the duration of the project as provided for in Florida Statutes section 255.01 Et. Seq., covering the faithful performance of the Contract and payment of all obligations arising thereunder. The bonds shall be secured by the CONTRACTOR from a surety

company licensed in the State of Florida with an “A-“ rating or better in management and a “10” rating or better in strength as rated by Best’s Key Rating Guide published by Alfred M. Best Company, Oldwick, New Jersey 08858.

The CONTRACTOR shall be required to provide Surety Bonds in the amount of one hundred percent (100%) of the Contract amount. The required premiums shall be paid for by the CONTRACTOR.

In addition to the above-minimum qualifications, the surety company must meet at least one of the following additional qualifications:

- A. The surety company shall hold a current certificate or authority as an acceptable surety of federal bonds in accordance with the United States Department of Treasury Circular 570, Current Revision. The surety company shall provide the CITY with satisfactory evidence that such excess risk has been protected in an acceptable manner.
- B. The surety company shall have at least the following minimum ratings in the latest revision of Best’s Key Rating Guide: Best’s Policy Holders Ratings –A- (minimum); Best Financial Category – Class 1.
- C. For projects that do not exceed \$500,000, the CITY will accept bonds in accordance with section 287.0935, Florida Statutes.
- D. If the surety is declared bankrupt, becomes insolvent, its right to do business in the State of Florida is terminated or it ceases to meet the requirements set forth above, the CONTRACTOR shall within ten (10) working days after notification by the CITY substitute another bond and surety company, at no cost to the CITY, meeting the above requirements.

ARTICLE 32 – INSPECTION OF WORK

The CITY’s representative and the CITY’s Engineer shall at all times have access to work wherever it is, in preparation or progress, and the CONTRACTOR shall provide proper facilities for such access and for inspection.

If the specifications, the CITY, the Engineer’s instructions, laws, ordinances or any public authority requires any work to be specially tested or approved, the CONTRACTOR shall give the CITY Representative and CITY Engineer timely notice of its readiness for inspection. If any such work should be covered up by CONTRACTOR and CITY Representative or CITY Engineer desires to inspect or re-inspect such work for any reason, at the sole discretion of CITY Representative or CITY Engineer, such work must be uncovered for examination, at the CONTRACTOR’s expense.

ARTICLE 33– WARRANTY/GUARANTY

All materials and equipment to be furnished and/or installed by the CONTRACTOR under this Contract as it relates to the Riviera Beach Heights Community Center shall be guaranteed by the Manufacturer, if any, for a period of years as specified by the manufacturer under normal manufacturer warranties from the date of final

acceptance thereof against defective materials, design and workmanship. The CONTRACTOR shall guarantee all of its work, including but not limited to ALL WORK RELATED TO CONSTRUCTION OF THE RIVIERA BEACH HEIGHTS COMMUNITY CENTER AND ALL RELATED AMENITIES for a period of 1 year. Upon receipt of notice from the CITY of failure of any part covered under such warranty/guaranty period, the affected part, parts, or materials shall be replaced promptly with new parts or materials by the CONTRACTOR or Manufacturer at no expense to the CITY. In the event the CONTRACTOR fails to make the necessary repairs or replacements within thirty (30) days after notification by the CITY, the CITY may accomplish the work at the expense of the CONTRACTOR.

The CONTRACTOR shall provide the CITY with a written warranty of its work and with a copy of the manufacture's warranty as it relates to the materials and parts used to CONSTRUCT THE RIVIERA BEACH HEIGHTS COMMUNITY CENTER.

ARTICLE 34 – PROTECTION OF WORK AND PROPERTY

The CONTRACTOR shall continuously maintain adequate protection of all work from damage, and shall protect such work and the CITY's property from injury or loss arising during the term of the Contract. Except for any such damage, injury, or loss which may be directly due to errors caused by the CITY or employees of the CITY, the CONTRACTOR shall adequately protect adjacent property, as provided by the law, and shall provide guard fences, lights, and any other necessary materials to carry out such protection.

Until acceptance of the work by the CITY, the CITY's property shall be under the charge and care of the CONTRACTOR and the CONTRACTOR shall take every necessary precaution against injury or damage to the work by the action of the elements or from any other cause whatsoever, and the CONTRACTOR shall repair, restore and make good, without additional charge any work occasioned by any of the above causes before its completion and acceptance by the CITY.

ARTICLE 35 – TIME

The parties agree that time is of the essence in all respects under this Contract and failure by a party to complete performance within the time specified, or within a reasonable time if no time is specified herein or in the exhibits, shall, at the option of the other party without liability, in addition to any other rights or remedies, relieve the other party of any obligation to accept such performance.

ARTICLE 36 - TERMINOLOGY AND CAPTIONS

All pronouns, singular, plural, masculine, feminine or neuter, shall mean and include the person, entity, firm or corporation to which they relate as the context may require. Wherever the context may require, the singular shall mean and include the plural and the plural shall mean and include the singular. The term "Contract" as used herein, as well as the terms "herein", "hereof", "hereunder", "hereinafter" and the like mean this Contract in its entirety and all exhibits, amendments and addenda attached hereto and made a part hereof. The captions and paragraph headings are for reference and convenience only and do not enter into or become a part of the context of this Contract, nor shall such headings affect the meaning or interpretation of this Contract.

ARTICLE 37 - WAIVER

Failure of the CITY to enforce or exercise any right(s) under this Contract shall not be deemed a waiver of the CITY's right to enforce or exercise said right(s) at any time thereafter.

ARTICLE 38 - PREPARATION

CITY and CONTRACTOR acknowledge that each has had the benefit of counsel or the ability to retain counsel and full and free access to counsel in connection with the negotiation and execution of Contract, that each has consulted or could have consulted with counsel in connection with this Contract, and that each has had the opportunity, prior to execution, to read this Contract and fully understand all of its provisions. Should any provision in this Contract require judicial or quasi-judicial interpretation it is agreed that a Court or other dispute resolution forum interpreting or enforcing the same shall not apply a presumption that the terms hereof shall be more strictly construed against any party by reason of the rule construction that a document is to be construed more strictly against the party who itself or through its agent has prepared the same. CITY and CONTRACTOR agree that this Contract is the product and result of a joint effort.

ARTICLE 39 - MATERIALITY

All provisions of the Contract shall be deemed material. In the event CONTRACTOR fails to comply with any of the provisions contained in this Contract or exhibits, amendments and addenda attached hereto, said failure shall be deemed a material breach of this Contract and CITY may at its option and without notice terminate this Contract.

ARTICLE 40 - REPRESENTATIONS/BINDING AUTHORITY

CONTRACTOR has full power, authority and legal right to execute and deliver this Contract and perform all of its obligations under this Contract. By signing this Contract, EZRA SAFFOLD hereby represents to the CITY that he/she has the authority and full legal power to execute this Contract and any and all documents necessary to effectuate and implement the terms of this Contract on behalf of the party for whom he or she is signing and to bind and obligate such party with respect to all provisions contained in this Contract.

ARTICLE 41 - EXHIBITS

Each exhibit referred to in this Contract forms an essential part of this Contract. The exhibits, if not physically attached, should be treated as part of this Contract and are incorporated herein by reference.

ARTICLE 42 - CONTRACT DOCUMENTS AND CONTROLLING PROVISIONS

This Contract consists of this contract, bid documents and construction design plans. The CONTRACTOR agrees to be bound by all the terms and conditions set forth in this Contract and design plans. To the extent that there exists a conflict between this Contract and design plans, the terms, conditions, covenants, and/or provisions of this Contract shall prevail. Wherever possible, the provisions of such documents shall be construed in such a manner as to avoid conflicts between provisions of the various documents.

ARTICLE 43 - LEGAL EFFECT

This Contract shall not become binding and effective until approved, in writing, by both CITY's designated representative and the CITY COUNCIL OF THE CITY OF RIVIERA BEACH.

ARTICLE 44 - NOTICE OF COMPLAINTS OR SUITS

Each party will promptly notify the other of any complaint, claim, suit or cause of action threatened or commenced against it which arises out of or relates, in any manner, to the performance of this Contract. Each party agrees to cooperate with the other in any investigation either may conduct, the defense of any claim or suit in which either party is named, and shall do nothing to impair or invalidate any applicable insurance coverage.

ARTICLE 45 – SURVIVABILITY

Any provision of this Contract which is of a continuing nature or imposes an obligation which extends beyond the term of this Contract shall survive its expiration or earlier termination.

ARTICLE 46 - DEFAULT

Notwithstanding anything contained in this Contract to the contrary, the parties agree that, by way of inclusion and not limitation, the occurrence of any of the following shall be deemed a material event of default and shall be grounds for termination:

- A. The filing of a lien or claim of any kind by any subcontractor or third tier subcontractor including, but not limited to materialmen, suppliers, or laborers, upon any property, right of way, easement, other interest in land or right to use such land within the territorial boundaries of the CITY which lien is not satisfied, discharged or contested in a court of law within thirty (30) days from the date of notice to the CONTRACTOR;
- B. The filing of any claim, including, but not limited to, a claim against any Payment Bond by any subcontractor or third tier subcontractor including, but not limited to materialmen, suppliers, or laborers, concerning the failure of the CONTRACTOR to pay any such subcontractor or third tier subcontractor including, but not limited to materialmen, suppliers, or laborers, for any work performed or materials supplied pursuant to this Contract;
- C. The filing of any judgment lien against the assets of CONTRACTOR related to the performance of this Contract which is not satisfied, discharged or contested in a court of law within thirty (30) days from the date of notice to the CONTRACTOR; or
- D. The filing of a petition by or against the CONTRACTOR for relief under the Bankruptcy Code, or for its reorganization or for the appointment of a receiver or trustee of the CONTRACTOR or the CONTRACTOR's property; or an assignment by CONTRACTOR for the benefit of

creditors; or the taking possession of the property of the CONTRACTOR by any governmental officer or agency pursuant to statutory authority for the dissolution or liquidation of the CONTRACTOR; or if a temporary or permanent receiver or trustee shall be appointed for the CONTRACTOR or for the CONTRACTOR's property and such temporary or permanent receiver or Trustee shall not be discharged within thirty (30) days from the date of appointment.

The CONTRACTOR shall provide written notice to the CITY of the occurrence of any event of default within ten (10) days of CONTRACTOR's notice of any such default.

ARTICLE 47 - WAIVER OF SUBROGATION

CONTRACTOR hereby waives any and all rights to Subrogation against the CITY, its officers, employees and agents for each required policy. When required by the insurer, or should a policy condition not permit an insured to enter into a pre-loss agreement to waive subrogation without an endorsement, then the CONTRACTOR shall agree to notify the insurer and request the policy be endorsed with a Waiver of Transfer of Rights of Recovery Against Others, or its equivalent. This Waiver of Subrogation requirement shall not apply to any policy, which a condition to the policy specifically prohibits such an endorsement, or voids coverage should the CONTRACTOR enter into such an agreement on a pre-loss basis.

ARTICLE 48 - RIGHT TO REVIEW

The CITY, by and through its Risk Management Department, in cooperation with the contracting/monitoring department, reserves the right to review, reject or accept any required policies of insurance, including limits, coverages, or endorsements, therein from time to time throughout the term of this Contract. The CITY reserves the right, but not the obligation, to review and reject any insurer providing coverage because of poor financial condition or failure to operate legally.

ARTICLE 49 – SUBRECIPIENT REQUIREMENTS

CONTRACTOR agrees and recognizes that CITY may be seeking reimbursement in whole or in part for the cost of the work contemplated by this Contract from a third party, including but not limited to, various County, State, and Federal agencies or subdivisions. The reimbursement sought by CITY may be dependent upon, among other items, CONTRACTOR's compliance with the terms and conditions of this Contract and the furnishing of Subrecipient Requirement information by CONTRACTOR to CITY. CONTRACTOR agrees to fully cooperate with CITY in any requests of CITY to fulfill CITY's Subrecipient Requirements and to otherwise obtain the sought after reimbursement. CONTRACTOR agrees and recognizes that the failure to comply with all the terms and conditions of this Contract and the furnishing of Subrecipient Requirement information to CITY by CONTRACTOR may result in the CITY failing to obtain the sought after reimbursement in whole or in part for the cost of the work contemplated by this Contract and that such failure by the CONTRACTOR shall constitute a material default under this Contract.

ARTICLE 50 – WAIVER OF TRIAL BY JURY

IN THE EVENT OF LITIGATION ARISING FROM THIS CONTRACT, CITY AND CONTRACTOR KNOWINGLY, VOLUNTARILY AND INTENTIONALLY WAIVE ANY RIGHT TO A TRIAL BY JURY. CITY AND CONTRACTOR HEREBY ACKNOWLEDGE THAT THIS WAIVER PROVISION IS A MATERIAL INDUCEMENT FOR EACH PARTY AGREEING TO ENTER INTO THIS CONTRACT.

IN WITNESS WHEREOF, the parties unto this Contract have set their hand and seal on the day and year above written.

CITY OF RIVIERA BEACH

ALL-SITE CONSTRUCTION INC

BY: _____
THOMAS A. MASTERS,
MAYOR

BY: _____
EZRA SAFFOLD,
PRESIDENT

ATTEST:

BY: _____
CLAUDENE L. ANTHONY
CERTIFIED MUNICIPAL CLERK
CITY CLERK

APPROVED AS TO TERMS AND
CONDITIONS

BY: _____
TERRENCE N. BAILEY, PE
ACTING DEPARTMENT DIRECTOR

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

BY: _____
ANDREW DEGRAFFENREIDT
CITY ATTORNEY

Date: _____

EXHIBIT “A”

SCOPE OF WORK

The project involves all labor, supervisors, equipment, machinery, tools, materials, transportation, and other services necessary to reconstruct Cunningham Park’s signs, bathroom, landscaping, irrigation, gazebo’s, and fencing and other related site amenities in the City of Riviera Beach. The work includes, but is not limited to, site clearing, construction of the building (structural, mechanical, electrical, plumbing, all interior finishes, etc.), connection of utilities, drainage, installation of irrigation, installation of landscaping, fencing and site lighting.

EXHIBIT “B”

SCHEDULE OF PAYMENTS

The Scope of Work to be completed by CONTRACTOR as defined in Exhibit “A” is based on 90% completion and compensation for the work tasks stated herein and shall be paid in accordance with Article 3 and the following Schedule of Values, which is attached herein and which forms a part of Exhibit B.

EXHIBIT "B" BID SCHEDULE CUNNINGHAM PARK Parks and Recreation Department Riviera Beach, Florida City project # 905-17-4 STANTEC PROJECT #215613014				CONSTRUCTION ESTIMATE (PHASE I AND II ITEMS).	
Item	Description	Quantity		Unit Price	Total
		Total	Unit	\$	\$
Cunningham Park Rehabilitation Project					
A General Conditions					
1.00	Mobilization / Demobilization	1.00	LS	\$30,000	\$30,000
	Permit Fees (Reimbursable)	1.00	LS	\$30,000	\$30,000
2.00	Maintenance of Traffic	1.00	LS	\$2,500	\$2,500
3.00	Record Drawings / Survey As Builts	1.00	LS	\$18,403	\$18,403
4.00	NPDES Compliance	1.00	LS	\$1,089	\$1,089
5.00	O/H and Profit	1.00	LS	\$125,017	\$125,017
6.00	Contingency	1.00	LS	\$0	\$0
7.00	Bond and Insurance	1.00	LS	\$42,556	\$42,556
8.00	FPL Service Connection Fee	1.00	LS	\$1,500	\$1,500
	Subtotal General Conditions				\$251,066
B Site					
1.00	Clear and Grub including sod removal	1.00	LS	\$10,739	\$10,739
2.00	Earthwork Including Excavation and Fill	100.00	CY	\$57	\$5,663
3.00	Tree and Exotic Plant Removal	1.00	LS	\$2,000	\$2,000
4.00	6" Concrete Sidewalk	1,356.00	SY	\$68	\$91,530
5.00	10" Vehicular Sidewalk	44.00	SY	\$135	\$5,940
6.00	Paver Bricks including base material, sand bedding and concrete banding	250.00	SF	\$10	\$2,606
7.00	Drainage system incl. lawn drains, pipe, aprons and connection to CB	1.00	LS	\$21,500	\$21,500
8.00	Entrance Wall including footing, cap and finishes	48.00	LF	\$132	\$6,334
9.00	Wall Sign	1.00	LS	\$1,751	\$1,751
10.00	Landscaping (incl. sod and mulch)	1.00	LS	\$68,035	\$68,035
11.00	Irrigation including service point, controller and valves	1.00	LS	\$40,123	\$40,123
	Subtotal Site				\$256,220
C Water & Sewer					
1.00	Remove and/or abandon existing water service	1.00	LS	\$1,200	\$1,200
2.00	Provide new water service to building incl. pipe, BF preventer, DDCV and meter	1.00	LS	\$1,200	\$1,200
3.00	Internal Water distribution to hose bibbs and water fountains, incl valves and bends	1.00	LS	\$20,397	\$20,397
4.00	Water Fountain incl dry well	2.00	EA	\$7,150	\$14,300
5.00	Water Mister	2.00	EA	\$100	\$200
6.00	Hose Bib incl riser	6.00	EA	\$2,635	\$15,810
7.00	Connect Sewer lateral to existing pipe	1.00	LS	\$250	\$250
8.00	Install new Clean Out	1.00	EA	\$150	\$150
9.00	Bacteriological Sample Point (Include Testing)	2.00	EA	\$350	\$700
10.00	Flush and Sanitize	1.00	LS	\$1,000	\$1,000
	Subtotal Water & Sewer				\$55,207
D Site Amenities					
1.00	Playground incl. equipment, play surfacing and shade sails	1.00	LS	\$205,845	\$205,845
2.00	Pavilion, incl. slab, footings and structure	2.00	EA	\$108,368	\$216,736
3.00	Picnic Shelter, incl. slab, footings, picnic tables and structure	4.00	EA	\$24,381	\$97,524
4.00	Walkway Benches (single sided)	8.00	EA	\$2,203	\$17,627
5.00	Walkway Benches (double sided)	6.00	EA	\$4,407	\$26,441
6.00	Bikeracks	12.00	EA	\$466	\$5,589
7.00	Flagpole	3.00	EA	\$4,498	\$13,494
8.00	Aluminum Picket Fence (4' on wall)	48.00	LF	\$69	\$3,300
9.00	Aluminum Picket Fence (8')	208.00	LF	\$71	\$14,800
10.00	Chain Link Fence (Black Vinyl) with gates	1,642.00	LF	\$23	\$38,200
11.00	Basketball Court (Equipment, Resurfacing and Striping)	1.00	LS	\$27,990	\$27,990
12.00	Tennis Court (Equipment, Resurfacing and Striping)	1.00	LS	\$33,765	\$33,765
	Subtotal Site Amenities				\$701,310
E Architectural					
1.00	Restroom Building (840 SF Bldg) Minus Elec. See below. Includes Mech. & Plumbing	1.00	EA	\$237,438	\$237,438
	Subtotal Architectural				\$237,438
F Electrical					
1.00	Panelboards, transformer, lighting contactors, disconnects	1.00	LS	\$20,000	\$20,000
2.00	Bathroom Building lighting, receptacle, lightning protection, wiring and conduit	1.00	LS	\$45,000	\$45,000
3.00	Miscellaneous equipment, pull boxes, conduit, conductors, ground rod	1.00	LS	\$180,400	\$180,400
4.00	Site Lighting, poles, luminaires, relocation, etc.	1.00	LS	\$150,000	\$150,000
	Subtotal Electrical				\$395,400
PROJECT GRAND TOTAL		\$1,896,641		1,896,642 RL	
TRUE					

PROJECT UPDATE

REGULAR CITY COUNCIL MEETING

SEPTEMBER 6, 2017

CUNNINGHAM PARK PLAN

Current Plan



Features/Amenities

- Refinished Ball Courts
- Large Tot Lot with Shade Sail
- 1/3 Mile Paved and Lighted Pathway
- Two Large Pavilions (30'x52')
- 4 Picnic Shelters (16'x16')
- Benches Throughout
- Large Open Lawn Activity Areas
- New Restroom Building
- New Perimeter Fence
- Entry Flag Court and Monument Signage



RAM 16X24



GENTILE GLAS
HOLLOWAY
O'MAHONEY



PLAY AREA AMENITY

Cunningham Park

Riviera Beach March 30, 2016 11883-1-2



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Kevin Furman



REP SERVICES, INC.
Experts at Play & Outdoor Spaces

PLAY AREA AMENITY

Cunningham Park

Riviera Beach March 30, 2016 11883-1-2



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Kevin Furman



REP SERVICES, INC.
Experts at Play & Outdoor Spaces

PLAY AREA AMENITY



PAVILION



PICNIC SHELTERS



CUNNINGHAM PARK PROCESS MOVING FORWARD

Request an extension from SWA for grant funds totaling approximately \$100,000.

Competitively bid demolition of the existing restroom building and other hard surfaces.

Competitively bid the remainder of the project.

Award Full Construction Contract

The phased approach will allow smaller businesses an opportunity to capture work involved with renovating the park.

CITY OF RIVIERA BEACH CITY COUNCIL
AGENDA ITEM SUMMARY

Meeting Date: 9/6/2017

Agenda Category: REGULAR RESOLUTION

Subject: The Police Department seeks approval to execute a three-year (36 months) Lease Agreement, with an option to renew the lease for one additional three-year period, for the Police Evidence Warehouse located at 6557 Garden Road, Units 12 and 13, Riviera Beach, with new owner SL Interstate Industrial Park, LLC.

Recommendation/Motion: Staff recommends that the City Council approve the new three-year (36 months) Lease Agreement, with an option for one additional three-year period, for the Police Evidence Warehouse located at 6557 Garden Road, Units 12 and 13, Riviera Beach, with new owner SL Interstate Industrial Park, LLC.

Originating Dept	Police	Costs	\$142,761.01
User Dept.	Police	Funding Source	001-0822-521-0-4402
Advertised	No	Budget Account Number	001-0822-521-0-4402
Date			
Paper			
Affected Parties	Not Required		

Background/Summary:

The Police Department utilizes leased warehouse space to store vehicles and property seized pending Court action. Currently, the City does not own a facility which can store such property, therefore, the Police Department must use an outside source. The storing of vehicles and large property seized in criminal investigations is a mandated function of the Riviera Beach Police Department. Items stored at this facility must be maintained in a secure environment until the disposition is ordered through a formal Court action or process.

On January 4, 2012, the City Council approved Resolution No. 3-12, authorizing a three-year lease at 6557 Garden Road, Units 12 and 13, Riviera Beach, as the Riviera Beach Police Department Evidence Warehouse.

Ownership of the property has changed from Palm Beach Commercial Properties to SL Interstate Industrial Park, LLC, and the old lease has expired. Therefore, a new lease is necessary, and has been drafted containing essentially the same provisions as the old Lease Agreement.

The term of the Lease Agreement is three years (36 months), commencing on September 1, 2017, and expires on August 31, 2020, with an option to renew the lease for one (1) additional three-year period. The Lease Agreement includes an annual rent increase of 3%. The lease contains a monthly rent amount of \$3,848.96, for a total cost of \$142,761.01.

The Purchasing Department reviewed available space in the City and determined that renewing this lease was the best option available. It was also determined that it would cost the Police Department over \$10,000.00 to renovate a new space. The lease has been reviewed for Legal Sufficiency by the City Attorney's Office.

Fiscal Years	2017	2018	2019
Capital Expenditures	\$46,187.52	\$47,573.15	\$49,000.34
Operating Costs			
External Revenues			
Program Income (city)			
In-kind Match (city)			

Net Fiscal Impact
NO. Additional FTE Positions
(cumulative)

III. Review Comments

A. Finance Department Comments:

B. Purchasing/Intergovernmental Relations/Grants Comments:

C. Department Director Review:

Contract Start Date	September 1, 2017
Contract End Date	August 31, 2020
Renewal Start Date	
Renewal End Date	
Number of 12 month terms this renewal	Three
Dollar Amount	
Contractor Company Name	SL Interstate Industrial Park LLC
Contractor Contact	Nicole Jacobs Senior Property Manager
Contractor Address	SL Management Group FL 2875 South Ocean Boulevard Suite 104 Palm Beach, Florida 33480
Contractor Phone Number	561-586-7776
Contractor Email	nicolejacobs@silvermangroup.net
Type of Contract	Other
Describe	Lease Agreement

ATTACHMENTS:

File Name	Description	Upload Date	Type
Resolution_Evidence_Warehouse_Lease_Agreement_with_SL_Interstate_Industrial_Park_LLC_5-3-17.doc	RESOLUTION: Evidence Warehouse Lease Renewal Agreement	8/10/2017	Resolution
Evidence_Warehouse_Lease_Renewal_Agreement_(final_08.07.17).pdf	Evidence Warehouse Lease Renewal Agreement	8/10/2017	Agreement

REVIEWERS:

Department	Reviewer	Action	Date
Police	Madden, Michael	Approved	8/30/2017 - 3:10 PM
Purchasing	Little, Rickey	Approved	8/30/2017 - 3:15 PM
Finance	sherman, randy	Approved	8/30/2017 - 3:19 PM
Attorney	Degraffenreidt, Andrew	Approved	8/30/2017 - 3:46 PM
City Clerk	Robinson, Claudene	Approved	8/30/2017 - 4:12 PM
City Manager	Evans, Jonathan	Approved	8/31/2017 - 1:40 PM

RESOLUTION NO. _____

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, REQUESTING APPROVAL TO EXECUTE A THREE-YEAR LEASE AGREEMENT, WITH AN OPTION FOR RENEWAL FOR ONE ADDITIONAL THREE-YEAR PERIOD, WITH SL INTERSTATE INDUSTRIAL PARK, LLC, FOR THE POLICE DEPARTMENT EVIDENCE WAREHOUSE LOCATED AT 6557 GARDEN ROAD, UNITS 12 AND 13, RIVIERA BEACH, FLORIDA; FOR THE PERIOD OF SEPTEMBER 1, 2017, THROUGH AUGUST 31, 2020; APPROVING A MONTHLY RENT OF 3,848.96 PER MONTH WITH AN ANNUAL 3% INCREASE FOR A TOTAL OF \$142,761.01 FROM ACCOUNT NUMBER 001-0822-521-0-4402; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, The Riviera Beach Police Department currently leases Unit 12-13 at 6557 Garden Road, Riviera Beach, Florida, to store seized vehicles and large property related to criminal investigations; and

WHEREAS, A new lease is necessary since ownership of the property has changed to SL Interstate Industrial Park, LLC and the lease with the previous owner, Palm Beach Commercial Properties, has expired; and

WHEREAS, The Police Department requests approval to execute a three-year (36 months) Lease Agreement, with an option for renewal for one additional three-year period, at a total cost of \$142,761.01, which includes a 3% annual rent increase.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, FLORIDA, THAT:

SECTION 1: The Mayor and City Clerk are hereby authorized to execute the three-year Lease Agreement, with an option for renewal for one additional three-year period, with SL Interstate Industrial Park, LLC, from September 1, 2017, through August 31, 2020.

RESOLUTION NO. _____

PAGE 2

SECTION 2: The Finance Director is authorized to make monthly payments from Police Department Rent & Lease Building Account Number 001-0822-521-0-4402 pursuant to the terms of this Lease Agreement.

SECTION 3: This Resolution shall take effect immediately upon its approval.

PASSED AND ADOPTED this _____ day of _____, 2017.

REMAINDER OF DOCUMENT INTENTIONALLY LEFT BLANK

RESOLUTION NO. __

PAGE 3

APPROVED:

THOMAS A. MASTERS
MAYOR

KASHAMBA L. MILLER-ANDERSON
CHAIRPERSON

ATTEST:

CLAUDENE L. ANTHONY
CERTIFIED MUNICIPAL CLERK
CITY CLERK

TONYA DAVIS JOHNSON
CHAIR PRO TEM

LYNNE L. HUBBARD
COUNCILPERSON

DAWN S. PARDO
COUNCILPERSON

TERENCE D. DAVIS
COUNCILPERSON

MOTIONED BY: _____

REVIEWED AS TO LEGAL SUFFICIENCY

SECONDED BY: _____

ANDREW DEGRAFFENREIDT
CITY ATTORNEY

K. MILLER-ANDERSON _____

T. DAVIS JOHNSON _____

L. HUBBARD _____

D. PARDO _____

T. DAVIS _____

DATE: _____

PALM BEACH INDUSTRIAL PARKS BUSINESS LEASE

THIS AGREEMENT (hereinafter the "Lease") entered into this ____ day of July, 2017, between **SL Interstate Industrial Park, LLC** a Florida limited liability company (hereinafter called "**Lessor**" or "**Landlord**") and **City of Riviera Beach** (hereinafter called "**Lessee**" or "**Tenant**"):

WITNESSETH, that said Lessor does this day lease unto said Lessee, and said Lessee does hereby hire and take as tenant under said Lessor 6557 Garden Road, Units 12 & 13, Riviera Beach, Florida 33404 (the "**Premises**"), containing approximately 7,390 square feet, 6557 Garden Road, Riviera Beach, Florida 33404 (the "**Building**") situated in Palm Beach County, Florida, to be used and occupied by the Lessee as general office space and for no other purposes or uses whatsoever, for the term of thirty six (36) months, beginning the 1st day of September, 2017 ("**Commencement Date**") and ending the 31st day of August, 2020 ("**Expiration Date**") (such term of this Lease is hereinafter referred to as the "**Term**") and Lessee agrees to pay Base Rent for the term of this Lease plus Florida Sales Tax, rent increases/C.P.I. increases and Additional Rent payable as follows:

Annual Base Rent: \$46,187.50 payable in monthly payments of:	\$3,848.96
---	------------

Plus Florida Sales Tax (Currently 7.0%):	EXEMPT
--	--------

Total Monthly Rent due beginning July 1, 2017 and on the first day of each month*:	\$3,848.96
--	------------

Security Deposit relative to this Lease (pursuant to Section Forty Seventh) shall be:	\$3,848.96
---	------------

Tenant hereby acknowledges that there remains due and owing to Landlord funds in the amount of \$13,706.45 ("**Prior Balance**") pursuant to the terms and conditions of a previous lease dated January 4, 2012 ("**Prior Lease**") by and between Tenant and Angelika Bovi and Daniel J. Shepherd, as Co-Land Trustees dba Palm Beach Commercial Properties ("**Prior Landlord**"). The parties hereby acknowledge that Landlord is successor-in-interest to Prior Landlord with respect to the Prior Lease.

At the time of execution of this Lease, Tenant shall pay to Landlord funds in the amount of \$21,404.37 as follows: first month's Base Rent in the amount of \$3,848.96, Security Deposit in the amount of \$3,848.96, and Tenant's Prior Balance in the amount of \$13,706.45.

Lessee will pay a Late Fee, included in Additional Rent of \$25.00 per day for any rent received by Lessor after the 5th of any month plus interest as set forth in paragraph FIFTH below. All parties agree that these charges are assessed because unpaid rent increases Lessor's bookkeeping, clerical and administrative costs. All parties agree that the amount of damages caused by unpaid rent is not readily ascertainable, and late fees as provided herein are a reasonable charge. All parties agree that all other charges in addition to rent plus sales tax shall be deemed Additional Rent and shall be due with the next monthly rental payment. All balances due from previous lease shall be transferred to this Lease and deemed additional rent and shall be due with the next monthly rental payment. All parties agree, with respect to payments to Lessor, Lessor shall be entitled to apply any payment to any past due charges as determined by the Lessor.

* Total figure is based on the first year's rate. Thereafter, beginning September 1, 2018, rents shall be increased annually throughout the term of this Lease and any renewal or extension thereof, based on the latest available national figures of the Consumer Price Index (C.P.I.) for All Urban Consumers as promulgated by the United States Government or a three percent (3%) increase, whichever is greater. All increases will be due on the anniversary of the Commencement Date of this Lease, and will be back-charged to the anniversary date of the Lease, if notice of the increase is not given in advance.

Provided that Lessee has not been in or is not currently in default of all of the terms of the conditions herein, Lessee will be given the option (at Lessor's sole discretion) to renew this Lease at the end of the then current term of the Lease, for one (1) additional three (3) year period. Unless written notification to the contrary from Lessee is received by Lessor no less than 30 days before the expiration of the base lease term, or any option period, or Lessor has not sent notification to Lessee advising that the Lease will not be renewed, all parties acknowledge that Lessee has exercised said option.

All payments, including, but not limited to, rent or sales tax, are to be made to the Lessor's property manager, **SL Management Group-FL, LLC**, on the first day of each and every month in advance, time being strictly of the essence, without demand, notice, offset, deduction, or abatement at: **2875 South Ocean Boulevard, Suite 104** in the City of **Palm Beach, Florida 33480** or at such other place and to such other person, as the Lessor may from time to time designate in writing. In the event Lessee tenders a check not honored by the bank, for any reason, such payment to Lessor shall be made in cash or cashier's check at the sole discretion of the Lessor. Lessee shall be responsible for any fees, costs, or expenses to Lessor as a result of any check tendered by Lessee which is not honored by the bank for any reason whatsoever. Payment of any fees or costs shall be due immediately as additional rent ("Additional Rent").

RADON GAS: Radon is a naturally occurring radioactive gas that, when it has accumulated in a building in sufficient quantities, may present health risks to persons who are exposed to it over time. Levels of radon that exceed federal and state guidelines have been found in buildings in Florida. Additional information regarding radon and radon testing may be obtained from your county public health unit.

The following express stipulations and conditions as well as the above stated terms and conditions are made a part of this Lease and are hereby assented to by the Lessee:

FIRST: Tenant shall not assign, pledge or otherwise encumber this Lease or any interest therein without obtaining the prior written consent of Landlord. Tenant shall not sub-let the Premises without the prior written consent of Landlord. Sale of more than 33% of the voting equity securities of an entity shall be considered an assignment for purposes of this paragraph. In the event of any assignment, sublease, or other transfer, the Tenant herein shall remain fully responsible for all obligations in the Lease. In addition, Landlord may require execution of a personal guarantee by all principals of any successor Tenant. In addition, no assignment or subletting will be for a lesser rental rate than is being charged by Landlord for comparable space in the leased facility. Any breach of this paragraph shall permit the Landlord to consider this Lease in default. The acceptance of rent from any other person shall not be deemed to be a waiver of any of the provisions of this Lease or to the assignment of this Lease or subletting of the Premises. Further, Lessee shall not permit the Premises or any part thereof, to be used for any other purpose than as above stipulated, nor make any alterations therein, and all additions thereto, without the written consent of the Lessor. All additions, fixtures or improvements which may be made by Lessee, except movable office furniture, shall become the property of the Lessor and remain upon the Premises as a part thereof, and be surrendered with the Premises at the termination of this Lease.

SECOND: All personal property placed or moved in the Premises above described shall be at the risk of the Lessee or the owner thereof, and Lessor shall not be liable for any damage to said personal property, or to the Lessee arising from the bursting or leaking of water pipes, or from any act or omission of any co-tenant or occupants of the Building or of any other person whomsoever.

THIRD: The Lessee shall promptly execute and comply with all statutes, ordinances, rules, orders, regulations and requirements of the Federal, State and City Government and of any and all their Departments and Bureaus applicable to said leased unit, for the correction, prevention, and abatement of nuisances or other grievances, in upon, or connected with said Premises during said term. In the event of Lessee's failure to do so, the Lessor may, in its sole discretion, cure any such non-compliance and any fees, costs or expenses incurred by the Lessor in connection therewith, shall be reimbursed to the Lessor by Tenant as Additional Rent and shall be due with the next monthly rental payment.

FOURTH: In the event the Premises shall be destroyed or so damaged or injured by fire or other casualty during the life of this Lease, whereby the same shall be rendered untenable, then the Lessor shall have the right to render said Premises tenantable by repairs within ninety days therefrom. Regular rent shall continue during this period. If said Premises are not rendered tenantable within said time, it shall be optional with either party hereto to cancel this Lease, and in the event of such cancellation the rent shall be paid only to the date of such fire or casualty. The cancellation herein mentioned shall be evidenced in writing. Lessor's obligation to make any such repairs shall be subject to Lessor's mortgagee permitting the necessary funds to be so available. In no event shall Lessor be responsible for any damage to Lessee's improvements, fixtures, personalty or inventory. It is specifically agreed that vandalism shall not be considered a casualty, and Lessee shall be responsible for all damage to all property leased by Lessee on account of any vandalism. Tenant shall be responsible for all fees and expenses in respect of security to the Premises leased by Tenant hereunder.

FIFTH: The prompt payment of the rent for said Premises upon the dates named, and the faithful observance of the rules and regulations printed upon this Lease, as well as those attached to this Lease which are hereby made a part of this covenant, and of such other and further rules or regulations as may be hereafter made by the Lessor, are the conditions upon which the Lease is made and accepted and any failure on the part of the Lessee to comply with the terms of said Lease, or any of said rules and regulations, shall at the option of the Lessor, work a forfeiture of this Lease, and all of the rights of the Lessee hereunder, and thereupon the Lessor, Lessor's agents or attorneys shall have the right to enter said Premises, and remove all persons therefore according to Florida statutes. In the event of a non-monetary default, Lessee shall have 10 days from date of Lessor's notification to cure such default. Any costs, expenses or legal fees incurred by Lessor in curing or correcting any conditions arising out of Lessee's failure to faithfully observe and comply with all such rules and regulations shall be considered Additional Rent which shall be due Lessor with the next monthly rental payment.

Further, it is mutually agreed by and between Lessor and Lessee that they hereby waive trial by jury in any action, proceeding or counterclaim brought by either of the parties hereto against the other on any matters whatsoever arising out of or in any way connected with this Lease, the relationship of Lessor and Lessee, Lessee's use and occupancy of said Premises, and/or any claim of injury or damage, and any emergency statutory or any other statutory remedy.

Any unpaid rents or other amounts due under the Lease shall earn interest at the highest rate allowed by law. The Lessee agrees to pay the Lessor a reasonable fee of \$100.00 plus applicable Florida sales tax to compensate Lessor for the processing and delivery of a "3 Day Notice" for non-payment of monies owed, as well as a fee of \$100.00 plus applicable Florida sales tax for the costs of administration of an eviction in addition to any other costs or expenses reasonably and necessarily incurred, including, without limitation, attorneys' fees, as and for liquidated damages. Said legal fees, costs or expenses shall be considered Additional Rent and shall be due and payable as a condition precedent to cure the default giving rise to said "3 Day Notice".

SIXTH: If the Lessee shall abandon or vacate said Premises before the end of the term of this Lease, or shall suffer the rent to be in arrears, the Lessor may, at his option, forthwith cancel this Lease or Lessor may enter said Premises as the agent of the Lessee, by any means necessary, without being liable in any way therefore, and relet the Premises with or without any furniture that may be therein, as the agent of the Lessee, at such price and upon such terms and for such duration of time as the Lessor may determine, and receive the rent therefore, applying the same to the payment of the rent due and if the full rental herein provided shall not be realized by Lessor over and above the expenses to Lessor in such re-letting, the said Lessee shall pay any deficiency.

SEVENTH: The Lessee agrees that Lessee will pay all charges for rent and electricity and water & sewer used at said Premises. The monthly charges for water will be \$0.00 and the monthly charges for sewer will be \$0.00. Should said charges at any time remain due and unpaid for the space of five days after the same shall have become due, the Lessor may at its option consider the said Lessee a tenant at sufferance and take possession of said Premises in accordance with Florida Law. In addition, if any such charges are not paid within ten (10) days after the same shall become due and payable, Lessor may pay the same, and any amount paid by Lessor shall immediately become due to Lessor by Lessee as Additional Rent and shall be due with the next monthly rental payment.

EIGHTH: The rights and remedies of the Lessor under this Lease if Lessee breaches this Lease, shall be cumulative and may be exercised singly, independently, and/or as Lessor may otherwise desire and the failure on the part of Lessor to exercise any rights given hereunder shall not operate to forfeit any such rights, including without limitation, Lessors right to receive and deposit rent as defined in this Lease with actual knowledge of a default or other non-compliance by Lessee. Lessor's rights shall include, without limitation, all rights and remedies provided for under this Lease and/or in accordance with Florida law, including without limitation, the right and option of declaring the balance of the total rent for the entire term of this Lease to be immediately due and payable for Lessee's breach.

NINTH: The said Lessee hereby pledges and assigns to the Lessor all the furniture, fixtures, goods and chattels of said Lessee, which shall or may be brought or put on said Premises as security for the payment of the rent herein reserved, and the Lessee agrees that such lien may be enforced by distress foreclosure or

otherwise at the election of the Lessor. The undersigned Lessor and Lessee agree that in the event Lessee leaves any personal property behind on the Premises after Lessee surrenders or abandons the rental unit, Lessor is not liable or responsible for storage or disposition of the personal property. Lessee waives any rights to the personal property and waives the applicability of §§715.101-715.11, Florida Statutes. Lessee appoints Lessor as its agent to dispose of any of said personal property in any manner that Lessor determines. Lessor may remove any property from the leased Premises that Lessor considers abandoned by Lessee and Lessee shall be responsible for the cost of any such removal and disposition and the cost of repairing any damage caused by such removal. Lessee further waives any right of damages, recovery or setoff against Lessor in connection with Lessor's disposition of any personal property on the Premises.

TENTH: The Lessor, or any of his agents, shall have the right to enter said Premises during all reasonable hours, upon notice to Lessee, except in emergencies, to examine the same to make such repairs, additions, or alterations as may be deemed necessary for the safety, comfort, or preservation thereof, or of said Building, or to exhibit said Premises, and to put or keep upon the doors or windows thereof a notice "FOR RENT" at any time within ninety (90) days before the expiration of this Lease. The right of entry shall likewise exist for the purpose of removing placards, signs, fixtures, alterations, or additions, which do not conform to this Lease, or to the rules and regulations of the Building.

ELEVENTH: Lessee hereby accepts the Premises in the condition they are ("As-Is") at the beginning of this Lease and agrees to maintain said Premises and to make good to Lessor, immediately upon demand, any damage to water apparatus, or electric lights or any fixture, appliances or appurtenances of said Premises, or of the Building. Lessor's maintenance crew may perform requested maintenance, if desired by Lessee, at a charge of \$45.00 per man hour plus material costs. Such costs/charges shall be paid to Lessor with the next month's rent check and shall be considered as Additional Rent.

TWELFTH: No untagged or unregistered motor vehicles or trailers will be permitted to be parked outside the leased Premises for more than two days. Lessee hereby irrevocably appoints Lessor as attorney in fact for Lessee, so that Lessor may have said vehicles or trailers towed away at Lessee's sole expense and liability. No vehicle repairs are to be performed outside of any unit nor any vehicles in disrepair are to be parked outside of the Tenant's leased Premises. Lessee shall be subject to the Palm Beach Industrial Parks Rules to be distributed to Lessee. Lessee's failure to adhere to these rules shall be a breach and a default of this Lease. Lessee acknowledges and agrees that the leased Premises includes outside parking comprising four (4) parking spaces. Any vehicles controlled by Lessee utilizing any additional spaces shall be excess usage. Such excess parking shall be assessed to Lessee at the rate of \$25.00 per vehicle per month or any portion thereof. Parking shall be monitored by Lessor's agent and excess parking fees shall be enforced at the sole discretion of Lessor. These fees are deemed to be Additional Rent.

THIRTEENTH: If Tenant shall file or have filed against it a petition for adjudication as a bankrupt, for reorganization under Chapter VII, for arrangement under Chapter XI or XIII, or for any other relief under Bankruptcy Reform Act of 1994 as now or hereafter amended, or make an assignment for the benefit of creditors, or if a receiver of any property of Tenant is appointed, Landlord is hereby irrevocably authorized at its option to forthwith cancel this Lease, as a default hereunder. Landlord may elect to accept rent from any such receiver or trustee or judicial officer during the term of Tenant's occupancy without affecting Landlord's rights as contained in this Lease, but no receiver, trustee or other judicial officer shall ever have any right, title or interest to the above-described property or this Lease.

FOURTEENTH: Lessee is responsible for their own trash disposal. Lessor shall charge Lessee all costs to remove any trash or debris from the Premises that Lessor determines (at its sole discretion) is attributable to Lessee or its agents. Any such charges shall be deemed Additional Rent and shall be due with the next monthly rental payment. There will be a monthly trash charge of \$0.00 for Landlord's removal of trash in common areas.

FIFTEENTH: This Lease shall bind the Lessee and its assigns or successors, and the heirs, assigns, administrators, guarantors, legal representatives, executors or successors as the case may be, of the Lessee.

SIXTEENTH: It is understood and agreed between the parties hereto that time is of the essence with reference to this Lease and this provision applies to all terms and conditions contained herein.

SEVENTEENTH: All notices or demands which are required or permitted hereunder must be in writing and shall be deemed to have been given, delivered or made, as the case may be (notwithstanding lack of actual receipt of the actual addressee), (i) when delivered by personal delivery or (ii) three (3) business days after having been deposited in the United States mail, certified or registered, return receipt requested, with sufficient postage affixed and prepaid, or (iii) one (1) business day after having been deposited with an expedited, overnight courier service such as, by way of example but not limitation, U.S. Express Mail, Federal Express, or UPS, addressed to the party to whom notice is intended to be given at the addresses set forth below. Such addresses may be changed from time to time by either party by serving notices as below provided. Notice need be sent to but one Lessee where Lessee is more than one person or entity.

To Lessee at:
Leased Premises

To Lessor c/o of its Manager at:
SL Management Group-FL LLC
2875 South Ocean Boulevard, Suite 104
Palm Beach, Florida 33480

EIGHTEENTH: The rights of the Lessor under the foregoing shall be cumulative, and failure on the part of the Lessor to exercise promptly any rights given hereunder shall not operate to forfeit any of the said rights.

NINETEENTH: It is further understood and agreed between the parties hereto that any charges against the Lessee by the Lessor for services or for work performed on the Premises by order of the Lessee or otherwise accruing under this contract shall be considered as Additional Rent which shall be due the Lessor with the next monthly rental payment.

TWENTIETH: It is hereby understood and agreed that any drawings or plans for signs or advertising to be used by Lessee, including awnings, in connection with the Premises leased herein shall be first submitted to the Lessor for approval before the installation of same and shall be in accordance with all applicable sign codes.

TWENTY-FIRST: In the event, any governmental agencies shall require a modification to the demised Premises, or the installation of any special equipment or safety features to comply with ADA or other governmental standards, such modifications or installation shall be made solely at the expense of the Lessee, and such requirement shall not excuse the Lessee from the requirement of this Lease. If Lessor is required to defend any suits related to any governmental compliance issue, Lessee agrees to reimburse Lessor for any costs, expenses or legal fees incurred which is deemed to be Additional Rent and which shall be due to Lessor with the next monthly rental payment.

TWENTY-SECOND: The operation of a forklift or any similar vehicle or equipment upon the asphalt of the Premises and adjacent to the demised Premises is allowed, provided proper mats are placed on the asphalt surface. Any damage to the Premises, or asphalt, shall be deemed the responsibility of the Lessee to repair. Any such charges to Lessee for repairs shall be deemed Additional Rent and shall be due the Lessor with the next monthly rental payment.

TWENTY-THIRD: Lessee shall comply with all laws, orders and regulations of federal, state, city, county and municipal authorities, fire insurance rating organizations, the Americans with Disabilities Act, and Federal and State environmental laws, statutes and regulations which shall now or hereafter affect the Premises, including but not limited to the compliance required by any change on the above referenced items. In the event a notice of violation is received by Lessor regarding a code violation due to Lessee's occupancy and use of Premises, which results in a code violation hearing, Lessee agrees to pay all fees and costs, including Lessor's attorney fees as Additional Rent which shall be due the Lessor with the next monthly rental payment.

TWENTY-FOURTH: In the event that there is fire, safety, or related equipment within the leased Premises, or in the event the Lessor installs such equipment in the future, Lessee agrees to allow Lessor, upon reasonable notice, to let such equipment remain or be installed, as the case may be, at Lessor's sole expense. Lessee agrees not to interfere, nor allow others to interfere with the normal operation of such equipment through Lessee's actions or inactions, nor shall Lessee be entitled to any abatement or discount in rent by reason of the existence of such equipment.

TWENTY-FIFTH: Lessee agrees to pay his proportionate share of the monthly fire alarm monitoring and service contract, including applicable telephone line charges, to Lessor on a regular basis. These charges shall be deemed Additional Rent which shall be due the Lessor with the next monthly rental payment.

TWENTY-SIXTH: Lessee shall take good care of the Premises and shall promptly make all repairs in and about the Premises required by reason of the installation, use, or operation of equipment, machinery, or property in the Premises, the moving of Lessee's property in, on or about the Premises, and/or the misuse, act, or neglect of Lessee or any of its employees, agents, contractors, or invitees. All repairs shall be in compliance with any applicable governmental rules and regulations, including Lessee's obtaining any necessary building permits and licenses if required, and the cost thereof shall be at Lessee's sole expense and paid by Lessee so that the demised Premises shall at all times be free of liens for labor and materials supplied or claimed to have been supplied to the demised Premises. Any alterations shall immediately become the property of Lessor, subject only to the use of same by Lessee during the term of this Lease. It is hereby agreed and understood between Lessor and Lessee that in the event the Lessor decides to remodel, alter or demolish all or any part of the Premises leased hereunder, or in the event of the sale or long term lease of all or any part of the Premises requiring this space, the Lessee hereby agrees to vacate same upon receipt of sixty (60) days written notice and the return of any advance rental paid on account of this Lease.

Lessee covenants that, during the term of this Lease, Lessee will, at Lessee's sole expense, keep in good order, repair, or replacement, if necessary, all air conditioning HVAC equipment, doors, wiring, plumbing and sewerage equipment, sprinklers, overhead doors, and lighting fixtures located in the leased Premises. In the event of an approaching hurricane, named storm or other imminent adverse weather condition, Lessee hereby agrees to take all reasonable and necessary precautions to secure and protect the leased Premises. This includes, but is not limited to, removing or securing any exterior material or debris to prevent potential airborne projectiles, securing, covering or adequately bracing all overhead doors, entry doors and windows to prevent failure or breakage from weather conditions. Lessee agrees to implement self-help measures to protect the integrity of the structure and Lessee's contents. It is Lessee's sole responsibility to ensure Lessee's contents, liability and building insurance is sufficient, and currently active. Lessee's Premises may be equipped with removable aluminum hurricane brace(s) that will reinforce the overhead door(s) of the Premises. Should the leased Premises be so equipped, Lessee agrees to pay to Lessor (at lease signing) an additional "Aluminum Door Brace Security Deposit" in the amount of \$0.00. Lessee shall be responsible for and agrees to securely store these braces in the leased Premises. Prior to an approaching hurricane, Lessee must take pro-active measures to secure the leased Premises, which includes, but is not limited to, utilizing the aluminum door braces. Any damage sustained to the Premises as a result of the door braces not being properly utilized will result in repair charges to Lessee's account. Lessee agrees that the current cost to replace any door brace(s) or any of its components shall be deducted from Lessee's aluminum door brace security deposit and that amount shall then be due to Lessor as additional Aluminum Door Brace Deposit. It is Lessee's sole responsibility to insure that these braces remain on the Premises. The cost to repair any damage to the facility caused by the failure of Lessee to protect all doors and windows in the leased Premises will be the sole responsibility of Lessee. Lessee agrees to reimburse Lessor, upon demand, for costs of any repairs required due to Lessee's non-action or negligence of this provision. In the event Lessee requests Lessor to perform routine overhead door or lighting fixture maintenance, Lessee agrees to reimburse Lessor for materials as well as Lessor's labor rate of \$45.00 per man hour. Lessee expressly agrees to give Lessor written notice of any repairs needed that Lessor may be required to perform under the terms of this Lease.

Lessee agrees that it shall not cause any accumulation of waste, garbage or other debris, in or about the exterior area of the Lessor's property. The Lessee will not erect tents, nor store any trailers, vans, shacks, tanks or any other temporary buildings or structures without the prior written consent of the Lessor. In the event Lessee should fail to make the repairs or replacements required of Lessee forthwith upon notice by Lessor, Lessor, in addition to all other remedies available hereunder or by law and without waiving any of said alternative remedies, may make such repairs and Lessee agrees to repay Lessor the cost thereof which shall be deemed Additional Rent, payable with the next monthly rental payment at a rate of \$75.00 per man hour. Lessee waives all right to make repairs at the expense of Lessor as provided for in any statute or law in effect at the time of execution of this Lease or any amendment thereof or any other statute or law which may be hereafter enacted during the term of this Lease and agrees upon the expiration of the term of this Lease or sooner termination hereof to surrender unto Lessor the demised Premises in the same condition as received, ordinary wear and tear and damage by earthquake, act of God, the elements, or fire not attributable in any

respect to Lessee, alone excepted. Lessor agrees to make necessary repairs to the roof, exterior walls, foundations and parking areas only, within reasonable time after Lessee has notified Lessor in writing of the need for such repair. Lessee agrees during the full term of this Lease, at its own cost and expense, to make all other repairs and replacements of whatever kind or nature, either to the exterior, including walks, or to the interior of said Premises, less repairs to roof, exterior walls, foundations and parking areas, unless said last mentioned damage was done by Lessee, or its agents, employees, contractors or servants. Lessee agrees to install or upgrade, at Lessee's sole cost and expense, any firewalls that may be required by governmental authorities as a result of Lessee's occupancy of the Premises.

TWENTY-SEVENTH: Tenant shall not suffer or permit any liens to stand against the Premises, or any part thereof by reason of any work, labor, services or materials done for, or supplied, or claimed to have been done for, or supplied to, Tenant or anyone holding the Premises or any part thereof through or under Tenant. If any such lien shall at any time be filed against the Premises, Tenant shall cause the same to be discharged of record within fifteen (15) days after the date of filing the same, by either payment or bond. If Tenant shall fail to discharge any lien within such period, then, in addition to any other right or remedy of Landlord, Landlord may, but shall not be obligated to, procure the discharge of the same either by paying amount claimed to be due by deposit in court or bonding. Any amount paid or deposited by Landlord for any of the aforesaid purposes, and all legal and other expenses of Landlord, including attorneys' fees, in defending any such action or in or about procuring the discharge of such lien, with all necessary disbursements in connection therewith, together with interest thereon at the highest rate allowed by law, from the date of payment or deposit, shall become due and payable forthwith by Tenant to Landlord as Additional Rent. Nothing in this Lease shall be deemed to be, or construed in any way as constituting, the consent or request of Landlord, expressed or implied, by inference or otherwise, to any person, firm or entity, for the performance of any labor or the furnishing of any materials for any construction, rebuilding, alteration or repair to the Premises or any party thereof, nor as giving Tenant any right, power or authority to contract for or permit the rendering of any services or the furnishing of any materials which might in any way give rise to the right to file any lien against Landlord's interest in the Premises. Tenant shall notify any contractor performing any construction work in the Premises on behalf of Tenant that this Lease specifically provides that the interest of Landlord in the Premises shall not be subject to liens for improvements made by Tenant. Tenant agrees to promptly execute such instruments in recordable form in accordance with all legal requirements. In addition, Landlord shall have the right to post and keep posted at all reasonable times on the Premises any notices which Landlord shall be required to post for the protection of Landlord and the Premises from any such lien.

TWENTY-EIGHTH: Lessor reserves the right to place "For Lease" or "For Rent" signs on the Premises at any time within ninety (90) days of the expiration of the Lease, upon reasonable notice to Lessee, if Lessee has not exercised any option to renew, if provided for herein. During said ninety day period, Lessor may show the leased Premises to new prospective tenants at any reasonable time. Lessee agrees not to conduct "Quitting Business," "Lost Our Lease," "Bankruptcy," or other such types of sales or notices on the Premises without Lessor's prior written consent which may not be unreasonably withheld.

TWENTY-NINTH: Lessee shall obtain, at Lessee's sole expense, comprehensive general liability insurance in limits of not less than \$1,000,000.00 per occurrence. The minimum limits Lessee is required to carry are:

General Aggregate	\$2,000,000	Personal & Advertising Injury	\$1,000,000
Products-Completed Operations Aggregate	\$2,000,000	Fire Legal Liability	\$ 100,000
Each Occurrence	\$1,000,000	Medical Payments Any One Person	\$ 5,000

All insurance policies shall name Lessor as ADDITIONAL INSURED AND/OR LOSS PAYEE, and Lessee shall keep such insurance in force and effect throughout the Lease term. Lessee shall provide Lessor with certificates of insurance certifying that such insurance is in full force and effect within seven (7) days of the date of Lessor's written demand and the policies shall not be canceled or changed without at least fifteen (15) days prior written notice to the Lessor. If Lessee's acts or omissions increase any hazard insurance premium, then Lessor, in Lessor's sole discretion, may purchase such insurance for the benefit of Lessee and/or pay any such increase in hazard insurance premium and such expense shall be deemed Additional Rent and be due with the next monthly rental payment. If Lessee fails to abide by this provision then such default shall constitute a breach of Lease. Lessee waives all rights of subrogation.

THIRTIETH: Lessee shall indemnify, protect and save Lessor and Lessor's managing agents, harmless against and from any and all liability, damages, costs and expenses, including reasonable attorney's fees on the trial and appellate levels, costs, actions, judgment, and claims whatsoever based upon or by reason of any injury and/or damage of any kind, nature, or description sustained during the terms hereof, to person or property on, in or about the leased Premises, and arising out of the use, occupancy, management, or control of the leased Premises by the Lessee and any of Lessee's agents, employees, and/or invitees. The Lessee will retain, at Lessee's expense, competent counsel to defend Lessor and Lessor's managing agents in any and all such suits and actions brought against Lessor or in which Lessor is a designated party defendant.

THIRTY-FIRST: It is expressly understood by and between the parties to this Lease, that the Lessor shall not be liable for any damage or injury by water, which may be sustained by the said Tenant or other person or for any other damage or injury resulting from the carelessness, negligence, or improper conduct on the part of any other persons, tenants, agents, or employees, or by reason of the breakage, leakage, or obstruction of the water, sewer or soil pipes, or other leakage including roof leakage about the said Building. Lessee assumes all risk of any injury, loss, claim, demand or damage of and to any person(s) or property of any kind or nature that may occur by reason of any of the following: casualty, accident, occurrence, incident, and/or act of God, damage resulting from water, wind, rain, the bursting or leaking of any pipes, waste or sewage, from any act of negligence of Lessor and any persons or occupants in, on or about the Premises and/or common area property, theft, vandalism, graffiti, or other criminal activity, fire or hurricane. All property of any kind or nature placed or moved in and about the Premises shall be at the sole risk of Lessee, or owner thereof. Lessee shall obtain such insurance at Lessee's own expense, and Lessee will self-insure to fully protect itself and Lessor from any and all events, conditions, or matters set forth or alluded to herein. Lessee hereby expressly assumes the risk of loss to any and all property that Lessee may bring in, on or about the Premises, including, without limitation, any property of Lessee's invitees and/or guests. Lessee expressly waives any and all claims, demands, rights, or remedies whatsoever that it may, could or would otherwise have against Lessor, except for the express assumption of risk as set forth in this paragraph. Lessee acknowledges its duty to report immediately to Lessor any broken water pipes, running or leaking faucets or toilets, etc. If such leaks are not reported to Lessor, resulting in excessive water use, Lessee is then liable for the payment of such excess use upon notification from Lessor demanding payment.

THIRTY-SECOND: This Lease shall be subject and subordinate to any mortgage which may now or hereafter affect the leased Premises and/or Lessor's interest therein, to all renewals, modifications, consolidations, replacements and extensions thereof. This clause shall be self-operative and no further instrument of subordination shall be required. If confirmation of such subordination is requested, Lessee shall promptly execute any certificate that Lessor may request and the failure to do so shall be a material breach of this Lease.

THIRTY-THIRD: Tenant agrees, from time to time, within ten (10) days after request of Landlord, to execute and deliver to Landlord, or Landlord's designee, any estoppel certificate requested by Landlord, stating that this Lease is in full force and effect, the date to which rent has been paid, the termination date of this Lease and such other matters pertaining to this Lease as may be requested by Landlord. It is understood and agreed that Tenant's obligation to furnish each estoppel certificate in a timely fashion is a material inducement for Landlord's execution of this Lease. No cure or grace period provided in this Lease shall apply to Tenant's obligations to timely deliver an estoppel certificate.

THIRTY-FOURTH: Lessee shall not keep or have on the Premises any article or thing of a dangerous, inflammable, or explosive character, except those materials or substances that are normally used in Lessee's business and stored in accordance with standard safety practices and all local codes and statutes, or that increases the damage caused by fire or other casualty in, on or about the Premises or that might be considered hazardous by any responsible insurance company. Lessee acknowledges that the leased property may be located in a wellfield zone and may be listed in the Wellfield Protection Program of Palm Beach County. If Lessee's business handles any of the substances published under the Generic Regulated Substances List, Lessee specifically agrees to govern the amounts of such regulated substances so that Lessee's business activity is in full compliance with the Wellfield Protection Program, if applicable to the leased property. Lessee further agrees not to use, consume, handle, store, transport, or dispose of hazardous or toxic materials, chemicals, or substances in, on, or about the leased Premises, including any common area portion(s), and further, shall indemnify and hold the Lessor harmless from all losses, damages, penalties, fines, liabilities, expenses, and

costs to clean up; or corrective-measure expenses, including reasonable attorney's fees, arising from or out of any violation of this provision. At the Lessor's sole discretion, Lessor may elect to perform cleanup or remedial work deemed necessary and any costs, expenses, or legal fees incurred by Lessor in connection therewith or any and all legal proceedings related to the subject matter of this paragraph shall be paid by Lessee to Lessor as Additional Rent which shall be due Lessor with the next monthly rental payment.

THIRTY-FIFTH: If Lessee remains in possession of the Premises after the expiration date of this Lease or any option period, without Lessor's written extension or renewal thereof, Lessee shall be deemed to be a tenant at sufferance holding over without the consent of the Lessor. Lessee acknowledges that Lessor is entitled to twice the sum of the monthly rent for any holding over by Lessee under Florida law and this Lease provision puts Lessee on notice that Lessor shall demand and be entitled to recover double rent for any such time period, and all other rights, remedies, and relief provided for under this Lease and Florida law.

THIRTY-SIXTH: If any term, covenant, or condition of this Lease or the application thereof to any person or circumstance shall, to any extent, be invalid or unenforceable, the remainder of this Lease of the application of such terms, covenant, or condition to persons or circumstances other than those as to which it is held invalid or unenforceable, shall not be affected thereby, and each term, covenant, or condition of this Lease shall be enforceable to the fullest extent permissible by law.

THIRTY-SEVENTH: The Lease and any attached Rules or Regulations, Exhibits and Addendums, which may become part of this Lease represents the entire agreement of the Parties. Lessor and Lessee each stipulate and acknowledge to each other that no other representations, promises, or inducements of any other kind or nature were made to the other prior to the signing of this Lease. This Lease constitutes the entire agreement of the parties and accurately sets forth their intent.

THIRTY-EIGHTH: Lessee agrees to reimburse Lessor for any property or liability insurance rates that are increased due to the nature of the Lessee's storage, and/or use of the Premises. Such charges shall be deemed Additional Rent. Annually, Lessee agrees to pay to Lessor the pro-rata increase, if any, of the real estate taxes over the previous year's base amount. The obligation to make any payments pursuant to this paragraph shall survive the expiration of the term of this Lease. Lessor shall advise Lessee each year of the pro-rated amount due, and Lessee shall pay this amount, deemed Additional Rent, within 30 days of such notice.

THIRTY-NINTH: Lessee agrees not to store any equipment, material, trash, or debris outside the leased Premises and agrees to remove any such material, trash or debris from the inside of the leased Premises when vacating the Premises. Lessee is responsible for all costs associated with clean-up of leased Premises and/or repairs made to leased Premises performed by Lessor upon Lessee's vacating the Premises. Lessee agrees to leave unit in a "broom-clean" condition upon vacating the Premises.

FORTIETH: Lessee acknowledges and agrees that Lessee is not to dispose of any toxic/hazardous waste products on the leased Premises, and that Lessee must make immediate disposal arrangements for any such waste, in accordance with appropriate Federal, State, and local laws. Lessee further warrants to hold the Lessor and its agents harmless from any liability, as well as taking full responsibility for any liability that may be caused as a result of Lessee's action/non-action with regards to Lessee's activity on said Premises. Lessee agrees that Lessee's failure to dispose of toxic/hazardous waste in accordance with all applicable laws and regulations as well as Lessee's loss of environmental operating permit(s) will constitute a breach of this Lease, and Lessee may be subject to criminal and civil penalties. In the event Lessee receives a Notice of Violation from a state, federal, or local environmental agency or in the event Lessor notifies Lessee to correct poor or hazardous housekeeping practices or business operations and the Lessee does not immediately correct such violation to the satisfaction of Lessor or any appropriate governmental agency, such actions/inactions constitute a breach of this Lease and Lessee may be subject to criminal and civil penalties.

Lessee agrees to provide to Lessor, within 5 business days, a copy of any Notice of Violation or similar environmental notification Lessee may receive. All parties agree, at the inception of this Lease, that there are no existing discernible environmental problems or hazardous wastes at the leased Premises. If Lessee receives a Notice of Violation, or similar notification, Lessee agrees to immediately correct the problem in accordance with all laws and regulations, and agrees to perform, at Lessee's sole cost and expense, a subsequent

environmental audit at the expiration of the lease term to insure to all parties that the site has been properly remediated. Should Lessee fail to do so, Lessor may perform an environmental audit, in its sole discretion, and Lessee shall become liable to Lessor for the cost thereof, which shall be due to Lessor with the next monthly rental payment or in the alternative, such payments due to Lessor shall survive the expiration term of this Lease.

FORTY-FIRST: In the event of default of this Lease by Lessee, and/or the necessity to pursue collection of monies due for any reason associated with this Lease, including, but not limited to, recovery of unpaid rent, bounced check charges, repairs or cleanup performed by Lessor, removal of unauthorized signs, Lessor shall be entitled to all costs and expenses of collection incurred on both the trial and appellate levels, including a reasonable attorney's fee, and in all other post judgment proceedings of any kind or nature in any state in the United States, including without limitation, all professional fees, costs, and expenses paid, or incurred, including after judgment, and/or which reduce or limit the amount awarded by judgment or court order, such as, any contingency or flat fee paid to any attorney or collection agent, which amount shall be equal to the amount(s) awarded less the amount actually received by plaintiff in any state in the United States.

FORTY-SECOND: The following will be events of default by Tenant under this Lease:

- (a) Failure to pay when due any installment of Base Rent, Additional Rent, or any other payment required pursuant to this Lease;
- (b) Then filing of a petition for bankruptcy or insolvency under any applicable federal or state bankruptcy or insolvency law; an adjudication of bankruptcy or insolvency or an admission that it cannot meet its financial obligations as they become due, or the appointment of a receiver or trustee for all or substantially all of the assets of Tenant under this Lease (each, a "Guarantor");
- (c) A transfer in fraud of creditors or an assignment for the benefit of creditors, whether by Tenant or any Guarantor;
- (d) The filing or imposition of a lien against the Premises, the Building, or Tenant's property as a result of any act or omission of Tenant and the failure of Tenant to satisfy for bond the lien in its entirety within thirty (30) days thereafter;
- (e) The liquidation, termination or dissolution of Tenant or any Guarantor, or, if Tenant or any Guarantor is a natural person, the death of Tenant or such Guarantor;
- (f) Failure to cure the breach of any provision of this Lease, other than the obligation to pay Rent, within thirty (30) days after notice thereof to Tenant; provided, however, that if such breach cannot be cured within such thirty (30) day period using diligent efforts and Tenant promptly commenced efforts to cure such breach upon receipt of Landlord's notice thereof, then such cure period shall be extended for so long as Tenant continues to use diligent efforts to cure, not to exceed a total of sixty (60) days from the date of Landlord's notice;
- (g) Tenant's breach of the same provision of this Lease, other than the obligation to pay rent, more than twice in any twelve (12) month period;
- (h) Failure to deliver, maintain or restore the Security Deposit pursuant to Article Forty Seventh herein;
- (i) Failure to comply with the Palm Beach Industrial Park Rules attached to this Lease.

Upon the occurrence of any event of default set forth herein, Landlord shall be entitled to the following remedies:

- (a) Landlord may terminate this Lease, dispossess Tenant and recover as damages from Tenant all rent that is due by unpaid as of the date of dispossession, plus the product of the total amount of brokerage commissions paid by Landlord, if any, plus all other damages incurred by Landlord as a result of Tenant's breach of the Lease;
- (b) Landlord may, without terminating or cancelling this Lease, declare all rent to be paid pursuant to this Lease for the remainder of the remainder of the Term to be immediately due and payable, and thereupon all rent due hereunder through the end of the Term shall be accelerated and Landlord shall be entitled to recover the net present value thereof;
- (c) Landlord may elect to repossess the Premises and to relet the Premises for Tenant's account, holding Tenant liable in damages for all expenses incurred in any such reletting including any differences between the amount of rent received from such reletting and the amount due and payable under the terms of this Lease; and

(d) Landlord may enter the Premises and take any actions required of Tenant under the terms of this Lease, and Tenant shall reimburse Landlord on demand for any expenses that Landlord may incur in effecting compliance with Tenant's obligations under this Lease, and Landlord shall not be liable for any damages resulting to the Tenant from such action.

The above remedies shall be cumulative and shall not preclude Landlord from pursuing any other remedies permitted by law. Landlord's election not to enforce one or more of the remedies upon and event of default shall not constitute a waiver. Landlord shall use commercially reasonable efforts to mitigate its damages in the event of a Tenant default.

Tenant shall pay to Landlord on demand all reasonable fees and costs incurred by Landlord, including reasonable attorney's fees and costs (whether incurred in preparation for or at trial, on appeal, or in bankruptcy), incurred by Landlord in enforcing any of the obligations of Tenant under this Lease. In addition, upon any default by Tenant, Tenant shall also be liable to Landlord for the reasonable expenses to which Landlord may be put in re0entering the Premises, reletting the Premises and putting the Premises into the condition necessary for such reletting (including reasonable attorney's fees and disbursements, marshal's fees, and brokerage fees, if any, in so doing), and any other reasonable expenses reasonably incurred by Landlord.

No delay or omission by Landlord in exercising a right or remedy shall exhaust or impair the same or constitute a waiver of, or acquiescence to, a default.

FORTY-THIRD: In the event Lessee's payment by check is not paid by Lessee's bank for any reason, then Lessee hereby agrees to a "Bad Check Fee" of twenty-five dollars (\$25.00) or five percent (5%) of the amount of the check, whichever is greater. Lessor's policy is not to redeposit check, however, re-depositing said check a second time and the check's subsequent clearing does not alleviate the above mentioned "Bad Check Fee."

FORTY-FOURTH: In the event of a breach of this Lease by Lessee, the Lessee hereby agrees that Lessor shall have the right to evict the Lessee according to Florida Statutes and that Lessee hereby waives any right to recover damages for said lockout caused for any reason, including, but not limited to, loss of business. All other rights of the Lessor under this Lease remain in effect.

FORTY-FIFTH: Lessee shall not in any way pledge, mortgage, or encumber this Lease or its rights under it.

FORTY-SIXTH: Any holding over after the expiration of the term of this Lease or any option period with consent of Lessor shall be construed to be a renewal on a month to month basis only. Lessee agrees to give Lessor at least 30 days written notice to vacate. Such notice must be received by Lessor prior to the next monthly rental period. Lessor reserves the right to increase the rental amount during a month to month basis. All other provisions of this Lease shall remain in full force and effect.

FORTY-SEVENTH: A security deposit ("**Security Deposit**") in the amount of \$3,848.96 is hereby acknowledged by Lessor, and Lessee hereby agrees that said security deposit cannot be used as payment of rent, including payment of last month's rent without the prior written consent of Lessor. All parties agree that the security deposit relative to this Lease shall always be equal to or greater than 100% of one (1) months' base rent, and Lessee shall pay the appropriate security deposit increase pursuant to receipt of Lessor's letter to this effect. Rent must be paid in advance in accordance with this Lease and the security deposit shall be held by Lessor until the expiration of this Lease and may be applied against any monies due or for damages incidental to this Lease. If Lessee should be overdue in the payment of monthly rent or other sums payable to Lessor on at least two or more occasions during a year, Lessor may require Lessee to increase the amount of Security Deposit held by Lessor by an amount sufficient to cover at least two month's rent including Lessor's estimate of monthly Additional Rent.

FORTY-EIGHTH: The parties signing below as Lessee, or on behalf of the Lessee, hereby certify that they have the authority of the Lessee to sign this Lease, make this Lease legally binding upon said Lessee, and hereby authorize Lessor to check Lessee's references, perform credit checks and obtain background information on Lessee. In the event a Guarantor executes Lessor's Lease Guarantor Agreement, Guarantor agrees to guarantee the full payment and performance of all of Lessee's contractual obligations under this Lease.

FORTY-NINTH: If Lessee is a corporation, limited liability company, partnership or other entity, the person signing this Lease on behalf of such entity hereby warrants that he or she has full authority from such entity to sign this Lease and obligate the entity hereunder. Said person and entity shall be jointly and severally liable for all rent, Additional Rent and any and all other amount that may be due and owing to Lessor under the terms of this Lease, including attorney's fees and costs.

FIFTIETH: Lessee shall not commit, or allow to be committed, any waste on the Premises, create or allow any nuisance to exist on the Premises, or use or allow the Premises to be used for any unlawful purposes.

FIFTY-FIRST: In the event Lessor has reasonably determined that Lessee, either through the normal course of Lessee's business or for any other reason, is using an excessive amount of water, an additional water usage fee shall be paid by the Lessee to compensate Lessor for such excessive water usage. (Said charge will be calculated based on the pro-rata share of Lessee's usage at the Building.) Such charges shall be deemed Additional Rent and shall be payable to Lessor with the next monthly rental payment. Notwithstanding the same, in the event that said excessive water usage is the result of any leak Lessee shall not be assessed any additional water charge, provided that said leak was not cause by any act of Lessee or failure to act by Lessee.

IN WITNESS WHEREOF, the parties hereto have hereunto executed this instrument for the purpose herein expressed, the day and year below written.

Signed, sealed and delivered in the presence of:

DATE _____

LANDLORD:

SL Interstate Industrial Park, LLC

WITNESS AS TO LESSOR

By: _____
Blake Silverman
Executive Director

DATE _____

TENANT:

City of Riviera Beach

WITNESS AS TO LESSEE

By: _____
Name:
Its:

PALM BEACH INDUSTRIAL PARKS RULES

1. IN ACCORDANCE WITH STATE AND COUNTY STATUTES, HAZARDOUS WASTE MUST BE DISPOSED OF PROPERLY. IF ANY TENANT IS FOUND TO HAVE DUMPED HAZARDOUS MATERIAL ON THIS PROPERTY, IT WILL BE CAUSE FOR IMMEDIATE EVICTION AND/OR PROSECUTION BY THE APPROPRIATE AUTHORITIES.
2. ALL BUSINESS ACTIVITIES WILL BE CONDUCTED IN ACCORDANCE WITH STATE AND COUNTY CODES AND ORDINANCES. THERE SHALL BE NO OUTSIDE STORAGE OF ANY KIND PERMITTED.
3. TENANT SHALL NOT BLOCK ANY ROADWAY OR PASSAGEWAY IN FRONT OF OR BEHIND THE PREMISES.
4. ANY ALTERATIONS (ELECTRICAL, STRUCTURAL, ETC.,) INSIDE THE UNITS MUST BE APPROVED BY THE OWNER, AND MUST CONFORM TO ALL CODES.
5. NO UNTAGGED OR UNREGISTERED VEHICLES WILL BE PERMITTED TO BE PARKED OUTSIDE THE UNITS FOR MORE THAN *TWO DAYS*, AND CARS OFFERED FOR SALE SHALL NOT BE PARKED ON VACANT LAND. ANY SUCH UNREGISTERED OR UNTAGGED VEHICLES WILL BE TOWED.
6. ALL TRASH MUST BE CONTAINERIZED. WHEN CONTAINERS ARE FULL, THEY MUST BE EMPTIED INTO DUMPSTERS. ALL AREAS AROUND PREMISES MUST BE KEPT FREE OF LITTER AND DEBRIS. IF MAIN DUMPSTERS ARE FULL, *DO NOT* ADD ANY MORE DEBRIS UNTIL THEY ARE EMPTY. THE TENANT HAS RESPONSIBILITY TO REGULARLY POLICE EXTERIOR AREA AROUND LEASED UNIT AND KEEP AREA FREE FROM LITTER AND DEBRIS.
7. *NO DOGS ALLOWED ON PROPERTY!*
8. NO UTILITY VANS, CAMPERS, TRAILERS, BOATS OR MOBILE HOMES SHALL BE ALLOWED TO BE PARKED ON PREMISES UNLESS THESE VEHICLES ARE BEING REPAIRED BY TENANT, SUCH REPAIRS MUST BE COMPLETED AND VEHICLES REMOVED WITHIN ONE WEEK.
9. ALL TENANTS ACKNOWLEDGE DUTY TO REPORT IMMEDIATELY TO OWNER ANY BROKEN WATER PIPES, RUNNING OR LEAKING FAUCETS OR TOILETS, ETC. IF SUCH LEAKS ARE NOT REPORTED TO OWNER RESULTING IN EXCESSIVE WATER USE, TENANT IS LIABLE FOR PAYMENT OF SUCH EXCESS USE IMMEDIATELY UPON NOTIFICATION OF SUCH EXCESS USE BY OWNER.
10. TENANTS SHALL NOT BE PERMITTED TO STORE AT THE PREMISES AND BUILDING A GREATER NUMBER OF VEHICLES THAN THE NUMBER OF PARKING SPACES SPECIFICALLY ASSIGNED TO SAID TENANT'S PREMISES. IN THE EVENT THAT A VEHICLE IS DETERMINED TO BE INOPERABLE OR SAID VEHICLE DOES NOT DISPLAY ALL APPROPRIATE TAGS, THE LANDLORD SHALL, WITHOUT NOTICE TENANT, TOW SAID VEHICLE AT TENANT'S EXPENSE.
11. TENANTS SHALL BE RESPONSIBLE TO MAINTAIN THE EXTERIOR OF TENANTS' PREMISES. IN THE EVENT THAT EXCESSIVE TRASH OR DEBRIS DISCOVERED OUTSIDE TENANT'S PREMISES, THE SAME SHALL CONSTITUTE A DEFAULT OF TENANT'S LEASE.

YOUR COOPERATION IS REQUIRED IN THESE MATTERS!

I have read and will comply with the above rules and regulations of PALM BEACH INDUSTRIAL PARKS

DATE: _____

By: _____

DATE: _____

By: _____

HAZARDOUS WASTE AGREEMENT

I/We, have been advised by LESSOR that I am not to dispose of hazardous waste including, but not limited to, waste oil, solvents, paint thinners and other chemicals and products on said property and that I need to make satisfactory arrangements in accordance with appropriate Federal, State, and local laws.

I further warrant to hold the owner of the property and its Manager harmless and that I take full responsibility for any liability that may be caused as a result of any action/non-action as a result of my activity on said Premises. If I do not dispose of hazardous waste in accordance with the aforesaid laws/regulations, my tenancy will immediately cease and I will be subject to criminal and civil penalties.

Following is the name and phone number of the party who hauls/removes my waste materials:

_____ (name)

_____ (phone #)

DATE: _____

By: _____

DATE: _____

By: _____

TENANT ENVIRONMENTAL CHECK-LIST

(Please circle either Y or N for your response)

1. Does your type of business generate any hazardous waste or contamination? Yes / No
If so, please list below:

2. In the normal course of operations, does your business handle hazardous materials? Yes / No
3. If so, have you obtained the necessary federal, state, and local permits? Yes / No
4. Has your business been subject to prior environmental compliance enforcement? Yes / No
5. Do you now have an environmental compliance officer? Yes / No
6. Does your business have other off-site operations that generate hazardous wastes? Yes / No

I certify that the above responses are true and correct, and if evidence shows that any responses shown herein are false, Lessor may declare Lessee in breach of lease.

DATE: _____

By: _____

DATE: _____

By: _____

CREDIT QUESTIONNAIRE

1. Have you ever been a defendant in an eviction suit or bankruptcy case?

If so, please explain.

☐

YES

☐

NO

2. Has any corporation, partnership, limited liability company or other entity (with which you have been involved as an officer, director, manager, member, partner or shareholder) been a defendant in an eviction suit or bankruptcy case?

If so, please explain.

☐

YES

☐

NO

3. Have you or any corporation, partnership, limited liability company or other entity (with which you have been involved as an officer, director, manager, member, partner or shareholder) been a defendant in any suit?

☐

YES

☐

NO

Tenant hereby acknowledges that any misstatements or misrepresentations constitute a breach of lease dated _____ for the Premises located at _____.

DATE: _____

By: _____

DATE: _____

By: _____

CITY OF RIVIERA BEACH CITY COUNCIL
AGENDA ITEM SUMMARY

Meeting Date: 9/6/2017

Agenda Category: REGULAR RESOLUTION

Subject: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING THE TERMS AND CONDITIONS OF THE STAFFING FOR ADEQUATE FIRE AND EMERGENCY RESPONSE (SAFER) GRANT IN THE AMOUNT OF \$1,335,761.00 AWARD TO PROTECT THE HEALTH AND SAFETY OF THE PUBLIC AND FIREFIGHTING PERSONNEL AGAINST FIRE AND FIRE RELATED HAZARDS; FURTHER ACCEPTING THE TERMS AND CONDITIONS OF THE GRANT INCLUDING A MATCH OF \$830,341.00 FROM ACCOUNT NUMBER 107-0920-522-0-2101 FOR A TOTAL PROJECT AMOUNT OF \$2,166,102.00; FURTHER AUTHORIZING THE HIRING OF 9 ADDITIONAL PERSONNEL; AND PROVIDING AN EFFECTIVE DATE.

Recommendation/Motion: Staff recommends that the City Council approve a resolution accepting the terms and conditions of the Staffing for Adequate Fire and Emergency Response (SAFER) Grant. This grant will be utilized to enhance personnel staffing of apparatus, increase capabilities and provide increased safety for residents and RBFR personnel during emergency interventions.

Originating Dept	Fire Rescue	Costs	
User Dept.	Fire Rescue	Funding Source	SAFER Grant
Advertised	No	Budget Account Number	107-00-331200
Date			
Paper			
Affected Parties	Not Required		

Background/Summary:

The Department of Homeland Security Staffing for Adequate Fire and Emergency Response (SAFER) Grant offers funding to Fire Departments to protect the health and safety of the public and firefighting personnel against fire and fire related hazards. FEMA has concluded that Fire Rescue's grant application was consistent with the SAFER programs purpose. After a competitive process FEMA determined that Riviera Beach Fire Rescue was in need of additional staffing to better execute emergency services in the City of Riviera Beach. The SAFER Grant provides for seventy-five percent (75%) of a starting firefighters salary for two (2) years and thirty-five percent (35%) for one (1) year for a total of three (3)

consecutive years. FEMA has approved funding of nine (9) new positions. The total grant award over the life of the grant is \$1,335,761.00 with a \$830,341.00 match.

Fiscal Years	2018	2019	2020	2021	2022
Capital Expenditures					
Operating Costs					
External Revenues					
Program Income (city)	\$541,525.00	\$541,525.00	\$252,711.00		
In-kind Match (city)	\$180,509.00	\$180,509.00	\$469,323.00	\$758,136.00	\$796,042.00
Net Fiscal Impact					
NO. Additional FTE Positions (cumulative)	9	9	9		

III. Review Comments

A. Finance Department Comments:

The FY2018 match requirement is included within the FY2018 budget. Future matching requirements would need to be included within the appropriate future annual operating budgets. The city assumes full cost beginning in 2021.

B. Purchasing/Intergovernmental Relations/Grants Comments:

C. Department Director Review:

Contract Start Date

Contract End Date

Renewal Start Date

Renewal End Date

Number of 12 month terms this renewal

Dollar Amount

Contractor Company Name

Contractor Contact

Contractor Address

Contractor Phone Number

Contractor Email

Type of Contract

Describe

ATTACHMENTS:

File Name	Description	Upload Date	Type
Resolution_SAFER_GRANT.docx	Resolution	8/30/2017	Resolution

2016_FEMA_SAFER_AWARD.pdf FEMA Award Package

8/29/2017

Backup Material

REVIEWERS:

Department	Reviewer	Action	Date
Fire	DUREN, REGINALD	Approved	8/30/2017 - 10:50 AM
Purchasing	Little, Rickey	Approved	8/30/2017 - 11:05 AM
Finance	sherman, randy	Approved	8/30/2017 - 1:25 PM
Attorney	Lina Busby, Lina	Approved	8/30/2017 - 2:57 PM
City Clerk	Robinson, Claudene	Approved	8/30/2017 - 3:37 PM
City Manager	Evans, Jonathan	Approved	8/31/2017 - 1:50 PM

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING THE TERMS AND CONDITIONS OF THE STAFFING FOR ADEQUATE FIRE AND EMERGENCY RESPONSE (SAFER) GRANT IN THE AMOUNT OF \$1,335,761.00, AWARD NUMBER EMW-2016-FH-00645, TO PROTECT THE HEALTH AND SAFETY OF THE PUBLIC AND FIREFIGHTING PERSONNEL AGAINST FIRE AND FIRE RELATED HAZARDS; FURTHER ACCEPTING THE TERMS AND CONDITIONS OF THE GRANT INCLUDING A MATCH OF \$830,341.00 FROM ACCOUNT NUMBER 107-0920-522-0-2101 FOR A TOTAL PROJECT AMOUNT OF \$2,166,102.00; FURTHER AUTHORIZING THE HIRING OF NINE (9) ADDITIONAL PERSONNEL; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, The U.S Department of Homeland Security's, Federal Emergency Management Agency (FEMA) Staffing for Adequate Fire and Emergency Response (SAFER) Grant Program offers funding to protect the health and safety of the public and firefighting personnel against fire and fire related hazards; and

WHEREAS, Riviera Beach Fire Rescue Provides fire and fire related hazard protection services within the City of Riviera Beach; and

WHEREAS, Riviera Beach Fire Rescue has been awarded the Staffing for Adequate Fire and Emergency Response (SAFER) Grant Award to address the critical need to enhance the personnel staffing of apparatus.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, FLORIDA, THAT:

SECTION 1: The City Council does hereby accept the terms and conditions of the U.S Department of Homeland Security's Federal Emergency Management Agency (FEMA) Staffing for Adequate Fire and Emergency Response (SAFER) Grant Program, its goals and to protect the health and safety of the public and firefighting personnel against fire and fire related hazards

SECTION 2: The City Council of the City of Riviera Beach authorizes the Fire Department to hire 9 additional personnel to address the critical need to enhance the personnel staffing of apparatus

SECTION 3: This grant will not be used to supplant the City's existing budget allocation.

SECTION 4: This Resolution shall become effective upon its passage by Council.

PASSED AND APPROVED THIS _____ DAY OF SEPTEMBER, 2017.

RESOLUTION NO. _____

Page ____ of ____

APPROVED:

THOMAS A. MASTERS
MAYOR

KASHAMBA L. MILLER-ANDERSON
CHAIRPERSON

ATTEST:

CLAUDENE L. ANTHONY
CERTIFIED MUNICIPAL CLERK
CITY CLERK

TONYA DAVIS JOHNSON
CHAIR PRO TEM

LYNNE L. HUBBARD
COUNCILPERSON

DAWN S. PARDO
COUNCILPERSON

TERENCE D. DAVIS
COUNCILPERSON

MOTIONED BY: _____

SECONDED BY: _____

K. MILLER-ANDERSON _____

T. DAVIS JOHNSON _____

L. HUBBARD _____

D. PARDO _____

T. DAVIS _____

REVIEWED AS TO LEGAL SUFFICIENCY

ANDREW DEGRAFFENREIDT
CITY ATTORNEY

DATE: _____

U.S. Department of Homeland Security
Washington, D.C. 20472



FEMA

Mr. Reginald Duren
Riviera Beach Fire Rescue
600 W. Blue Heron Blvd
Riviera Beach, Florida 33404-4311

Re: Grant No. EMW-2016-FH-00645

Dear Mr. Duren:

Congratulations, on behalf of the Department of Homeland Security, your application for financial assistance submitted under the Fiscal Year (FY) 2016 Staffing for Adequate Fire and Emergency Response (SAFER) Grant has been approved in the amount of \$1,335,761.00. As a condition of this award, you are required to contribute a cost match in the amount of \$830,341.00 of non-Federal funds. The Federal share is \$1,335,761.00 of the approved total project cost of \$2,166,102.00.

Before you request and receive any of the Federal funds awarded to you, you must establish acceptance of the award through the Assistance to Firefighters Grant Programs' e-grant system. By accepting this award, you acknowledge that the terms of the following documents are incorporated into the terms of your award:

- Summary Award Memo
- Agreement Articles (attached to this Award Letter)
- Obligating Document (attached to this Award Letter)
- FY 2016 Staffing for Adequate Fire and Emergency Response (SAFER) Grant Notice of Funding Opportunity

Please make sure you read, understand, and maintain a copy of these documents in your official file for this award.

Prior to requesting Federal funds, all recipients are required to register in the System for Award Management (SAM.gov). As the recipient, you must register and maintain current information in SAM.gov until you submit the final financial report required under this award or receive the final payment, whichever is later. This requires that the recipient review and update the information annually after the initial registration, and more frequently for changes in your information. There is no charge to register in SAM.gov. Your registration must be completed on-line at <https://www.sam.gov/portal/public/SAM/>. It is your entity's responsibility to have a valid DUNS number at the time of registration.

In order to establish acceptance of the award and its terms, please follow these instructions:

Step 1: Please go to <https://portal.fema.gov> to accept or decline your award. This will take you to the Assistance to Firefighters eGrants system. Enter your User Name and Password as requested on the login screen. Your User Name and Password are the same as those used to complete the application on-line.

Once you are in the system, the Status page will be the first screen you see. On the right side of the Status screen, you will see a column entitled Action. In this column, please select the View Award Package from the drop down menu. Click Go to view your award package and indicate your acceptance or declination of award. PLEASE NOTE: your recruitment period has begun. If you wish to accept your grant, you should do so immediately. When you have finished, we recommend printing your award package for your records.

Step 2: If you accept your award, you will see a link on the left side of the screen that says "Update 1199A" in the Action column. Click this link. This link will take you to the SF-1199A, Direct Deposit Sign-up Form. Please complete the SF-1199A on-line if you have not done so already. When you have finished, you must submit the form electronically. Then, using the Print 1199A Button, print a copy and take it to your bank to have the bottom portion completed. Make sure your application number is on the form. After your bank has filled out their portion of the form, you must fax a copy of the form to FEMA's SF-1199 Processing Staff at 540-504-2883. You should keep the original form in your grant files. After the faxed version of your SF 1199A has been reviewed you will receive an email indicating the form is approved. Once approved you will be able to request payments online. If you have any questions or concerns regarding your 1199A, or the process to request your funds, please call (866) 274-0960.

Sincerely,



Bridget Bean

Acting Assistant Administrator for Grant Programs

Summary Award Memo

**SUMMARY OF ASSISTANCE ACTION
STAFFING FOR ADEQUATE FIRE AND EMERGENCY RESPONSE GRANTS
Application**

INSTRUMENT: GRANT
AGREEMENT NUMBER: EMW-2016-FH-00645
GRANTEE: Riviera Beach Fire Rescue
DUNS NUMBER: 025124546
AMOUNT: \$2,166,102.00, Hiring

Project Description

The purpose of the Staffing for Adequate Fire and Emergency Response Program is to protect the health and safety of the public and firefighting personnel against fire and fire-related hazards.

After careful consideration, FEMA has determined that the recipient's project or projects submitted as part of the recipient's application, and detailed in the project narrative as well as the request details section of the application - including budget information - was consistent with the Staffing for Adequate Fire and Emergency Response Grant program's purpose and worthy of award. The projects approved for funding are indicated by the budget or negotiation comments below. The recipient shall perform the work described in the grant application for the recipient's approved project or projects as itemized in the request details section of the application and further described in the grant application narrative. The content of the approved portions of the application - along with any documents submitted with the recipient's application - are incorporated by reference into the terms of the recipient's award. The recipient may not change or make any material deviations from the approved scope of work outlined in the above referenced sections of the application without prior written approval, via amendment request, from FEMA.

Period of Performance

24-JAN-18 to 23-JAN-21

Amount Awarded

The amount of the award is detailed in the attached Obligating Document for Award. The following are the budgeted estimates for object classes for this grant (including Federal share plus recipient match):

Personnel:	\$1,405,593.00
Fringe Benefits	\$760,509.00
Travel	\$0.00
Equipment	\$0.00
Supplies	\$0.00
Contractual	\$0.00
Construction	\$0.00
Other	\$0.00
Indirect Charges	\$0.00
Total	\$2,166,102.00

NEGOTIATION COMMENTS IF APPLICABLE (max 8000 characters)

Any questions pertaining to your award package, please contact your GPD Grants Management Specialist: Chanee Williams at chanee.williams@fema.dhs.gov.

FEMA Officials

Program Officer: The Program Specialist is responsible for the technical monitoring of the stages of work and technical performance of the activities described in the approved grant application. If you have any programmatic questions regarding your grant, please call the AFG Help Desk at 866-274-0960 to be directed to a program specialist.

Grants Assistance Officer: The Assistance Officer is the Federal official responsible for negotiating, administering, and executing all grant business matters. The Officer conducts the final business review of all grant awards and permits the obligation of federal funds. If you have any questions regarding your grant please call ASK-GMD at 866-927-5646 to be directed to a Grants Management Specialist.

Grants Operations POC: The Grants Management Specialist shall be contacted to address all financial and administrative grant business matters for this grant award. If you have any questions regarding your grant please call ASK-GMD at 866-927-5646 to be directed to a specialist.

ADDITIONAL REQUIREMENTS (IF APPLICABLE) (max 8000 characters)**National Environmental Policy Act**

All recipients must comply with the requirements of the National Environmental Policy Act (NEPA) and the Council on Environmental Quality (CEQ) Regulations for Implementing the Procedural Provisions of NEPA, which requires recipients to use all practicable means within their authority, and consistent with other essential considerations of national policy, to create and maintain conditions under which people and nature can exist in productive harmony and fulfill the social, economic, and other needs of present and future generations of Americans.

Nondiscrimination in Matters Pertaining to Faith-Based Organizations

It is DHS policy to ensure the equal treatment of faith-based organizations in social service programs administered or supported by DHS or its component agencies, enabling those organizations to participate in providing important social services to beneficiaries. All recipients must comply with the equal treatment policies and requirements contained in 6 C.F.R. Part 19 and other applicable statutes, regulations, and guidance governing the participations of faith-based organizations in individual DHS programs.

Agreement Articles



FEMA

U.S. Department of Homeland Security
Washington, D.C. 20472

AGREEMENT ARTICLES

STAFFING FOR ADEQUATE FIRE AND EMERGENCY RESPONSE (SAFER) Grants

GRANTEE: Riviera Beach Fire Rescue

PROGRAM: Staffing for Adequate Fire and Emergency Response (SAFER) - Hiring

AGREEMENT NUMBER: EMW-2016-FH-00645

AMENDMENT NUMBER:

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Article XXIV	Contract Provisions for Non-federal Entity Contracts under Federal Awards
Article XXV	SAFECOM
Article XXVI	Terrorist Financing E.O. 13224
Article XXVII	Title IX of the Education Amendments of 1972 (Equal Opportunity in Education Act)
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Article XXIX	Rehabilitation Act of 1973
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Article XXXIX	Prior Approval for Modification of Approved Budget
Article XL	Disposition of Equipment Acquired Under the Federal Award
Article XLI	Environmental Planning and Historic Preservation Screening

I. **Assurances, Administrative Requirements and Cost Principles**

Recipients of DHS federal financial assistance must complete OMB Standard Form [424B Assurances - Non-Construction Programs](#). Certain assurances in this document may not be applicable to your program, and the awarding agency may require applicants to certify additional assurances. Please contact the program awarding office if you have any questions.

The administrative requirements and cost principles that apply to DHS award recipients originate from:

[2 C.F.R. Part 200](#), *Uniform Administrative Requirement, Cost Principles, and Audit Requirements for Federal Awards*, as adopted by DHS at 2 C.F.R. Part 3002.

II. **Acknowledgement of Federal Funding from DHS**

All recipients must acknowledge their use of federal funding when issuing statements, press releases, requests for proposals, bid invitations, and other documents describing projects or programs funded in whole or in part with Federal funds.

III. **Activities Conducted Abroad**

All recipients must ensure that project activities carried on outside the United States are coordinated as necessary with appropriate government authorities and that appropriate licenses, permits, or approvals are obtained.

IV. **Age Discrimination Act of 1975**

All recipients must comply with the requirements of the *Age Discrimination Act of 1975* ([42 U.S.C. § 6101 et seq.](#)), which prohibits discrimination on the basis of age in any program or activity receiving Federal financial assistance.

V. **Americans with Disabilities Act of 1990**

All recipients must comply with the requirements of Titles I, II, and III of the *Americans with Disabilities Act*, which prohibits recipients from discriminating on the basis of disability in the operation of public entities, public and private transportation systems, places of public accommodation, and certain testing entities ([42 U.S.C. §§ 12101-12213](#)).

VI. **Best Practices for Collection and Use of Personally Identifiable Information (PII)**

All recipients who collect PII are required to have a publically-available privacy policy that describes what PII they collect, how they use the PII, whether they share PII with third parties, and how individuals may have their PII corrected where appropriate.

Award recipients may also find as a useful resource the DHS Privacy Impact Assessments: [Privacy Guidance](#) and [Privacy template](#) respectively.

VII. **Title VI of the Civil Rights Act of 1964**

All recipients must comply with the requirements of Title VI of the *Civil Rights Act of 1964* ([42 U.S.C. § 2000d et seq.](#)), which provides that no person in the United States will, on the grounds of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance. Implementing regulations for the Act are found at [6 C.F.R. Part 21](#) and [44 C.F.R. Part 7](#).

VIII. **Civil Rights Act of 1968**

All recipients must comply with [Title VIII of the Civil Rights Act of 1968](#), which prohibits recipients from discriminating in the sale, rental, financing, and advertising of dwellings, or in the provision of services in connection therewith, on the basis of race, color, national origin, religion, disability, familial status, and sex ([42 U.S.C. § 3601 et seq.](#)), as implemented by the Department of Housing and Urban Development at [24 C.F.R. Part 100](#). The prohibition on disability discrimination includes the requirement that new multifamily housing with four or more dwelling units-i.e., the public and common use areas and individual apartment units (all units in buildings with elevators and ground-floor units in buildings without elevators)-be designed and constructed with certain accessible features (see [24 C.F.R. § 100.201](#)).

IX. **Copyright**

All recipients must affix the applicable copyright notices of [17 U.S.C. §§ 401 or 402](#) and an acknowledgement of Government sponsorship (including award number) to any work first produced under Federal financial assistance awards, unless the work includes any information that is otherwise controlled by the Government (e.g., classified information or other information subject to national security or export control laws or regulations).

X. **Debarment and Suspension**

All recipients must comply with Executive Orders [12549](#) and [12689](#), which provide protection against waste, fraud and abuse by debarring or suspending those persons deemed irresponsible in their dealings with the Federal government.

XI. **Drug-Free Workplace Regulations**

All recipients must comply with the *Drug-Free Workplace Act of 1988* ([41 U.S.C. § 701 et seq.](#)), which requires that all organizations receiving grants from any Federal agency agree to maintain a drug-free workplace. DHS has adopted the Act's implementing regulations at [2 C.F.R. Part 3001](#).

XII. **Duplication of Benefits**

Any cost allocable to a particular Federal award provided for in [2 C.F.R. Part 200, Subpart E](#) may not be charged to other Federal awards to overcome fund deficiencies, to avoid

restrictions imposed by Federal statutes, regulations, or terms and conditions of the Federal awards, or for other reasons. However, this prohibition would not preclude the non-Federal entity from shifting costs that are allowable under two or more Federal awards in accordance with existing Federal statutes, regulations, or the terms and conditions of the Federal awards.

XIII. Energy Policy and Conservation Act

All recipients must comply with the requirements of [42 U.S.C. § 6201](#) which contain policies relating to energy efficiency that are defined in the state energy conservation plan issues in compliance with this Act.

XIV. Reporting Subawards and Executive Compensation

a. Reporting of first-tier subawards.

1. *Applicability.* Unless you are exempt as provided in paragraph d. of this award term, you must report each action that obligates \$25,000 or more in Federal funds that does not include Recovery funds (as defined in section 1512(a)(2) of the American Recovery and Reinvestment Act of 2009, Pub. L. 111-5) for a subaward to an entity (see definitions in paragraph e. of this award term).

2. *Where and when to report.*

i. You must report each obligating action described in paragraph a.1. of this award term to <http://www.fsrs.gov>.

ii. For subaward information, report no later than the end of the month following the month in which the obligation was made. (For example, if the obligation was made on November 7, 2010, the obligation must be reported by no later than December 31, 2010.)

3. *What to report.* You must report the information about each obligating action that the submission instructions posted at <http://www.fsrs.gov> specify.

b. Reporting Total Compensation of Recipient Executives.

1. *Applicability and what to report.* You must report total compensation for each of your five most highly compensated executives for the preceding completed fiscal year, if-

i. the total Federal funding authorized to date under this award is \$25,000 or more;

ii. in the preceding fiscal year, you received-

(A) 80 percent or more of your annual gross revenues from Federal procurement contracts (and subcontracts) and Federal financial assistance subject to the Transparency Act, as defined at 2 CFR 170.320 (and subawards); and

(B) \$25,000,000 or more in annual gross revenues from Federal procurement contracts (and subcontracts) and Federal financial assistance subject to the Transparency Act, as defined at 2 CFR 170.320 (and subawards); and

iii. The public does not have access to information about the compensation of the executives through periodic reports filed under section 13(a) or 15(d)

of the Securities Exchange Act of 1934 (15 U.S.C. 78m(a), 78o(d)) or section 6104 of the Internal Revenue Code of 1986. (To determine if the public has access to the compensation information, see the U.S. Security and Exchange Commission total compensation filings at <http://www.sec.gov/answers/execomp.htm>.)

2. *Where and when to report.* You must report executive total compensation described in paragraph b.1. of this award term:

- i. As part of your registration profile at <https://www.sam.gov>.
- ii. By the end of the month following the month in which this award is made, and annually thereafter.

c. Reporting of Total Compensation of Subrecipient Executives.

1. *Applicability and what to report.* Unless you are exempt as provided in paragraph d. of this award term, for each first-tier subrecipient under this award, you shall report the names and total compensation of each of the subrecipient's five most highly compensated executives for the subrecipient's preceding completed fiscal year, if-

i. in the subrecipient's preceding fiscal year, the subrecipient received-

(A) 80 percent or more of its annual gross revenues from Federal procurement contracts (and subcontracts) and Federal financial assistance subject to the Transparency Act, as defined at 2 CFR 170.320 (and subawards); and

(B) \$25,000,000 or more in annual gross revenues from Federal procurement contracts (and subcontracts), and Federal financial assistance subject to the Transparency Act (and subawards); and

ii. The public does not have access to information about the compensation of the executives through periodic reports filed under section 13(a) or 15(d) of the Securities Exchange Act of 1934 (15 U.S.C. 78m(a), 78o(d)) or section 6104 of the Internal Revenue Code of 1986. (To determine if the public has access to the compensation information, see the U.S. Security and Exchange Commission total compensation filings at <http://www.sec.gov/answers/execomp.htm>.)

2. *Where and when to report.* You must report subrecipient executive total compensation described in paragraph c.1. of this award term:

- i. To the recipient.
- ii. By the end of the month following the month during which you make the subaward. For example, if a subaward is obligated on any date during the month of October of a given year (*i.e.*, between October 1 and 31), you must report any required compensation information of the subrecipient by November 30 of that year.

d. Exemptions

If, in the previous tax year, you had gross income, from all sources, under \$300,000, you are exempt from the requirements to report:

- i. Subawards,

and

ii. The total compensation of the five most highly compensated executives of any subrecipient.

e. Definitions. For purposes of this award term:

1. *Entity* means all of the following, as defined in 2 CFR part 25:

i. A Governmental organization, which is a State, local government, or Indian tribe;

ii. A foreign public entity;

iii. A domestic or foreign nonprofit organization;

iv. A domestic or foreign for-profit organization;

v. A Federal agency, but only as a subrecipient under an award or subaward to a non-Federal entity.

2. *Executive* means officers, managing partners, or any other employees in management positions.

3. *Subaward*:

i. This term means a legal instrument to provide support for the performance of any portion of the substantive project or program for which you received this award and that you as the recipient award to an eligible subrecipient.

ii. The term does not include your procurement of property and services needed to carry out the project or program (for further explanation, see Sec. __.210 of the attachment to OMB Circular A-133, "Audits of States, Local Governments, and Non-Profit Organizations").

iii. A subaward may be provided through any legal agreement, including an agreement that you or a subrecipient considers a contract.

4. *Subrecipient* means an entity that:

i. Receives a subaward from you (the recipient) under this award; and

ii. Is accountable to you for the use of the Federal funds provided by the subaward.

5. *Total compensation* means the cash and noncash dollar value earned by the executive during the recipient's or subrecipient's preceding fiscal year and includes the following (for more information see 17 CFR 229.402(c)(2)):

i. *Salary and bonus*.

ii. *Awards of stock, stock options, and stock appreciation rights*. Use the dollar amount recognized for financial statement reporting purposes with respect to the fiscal year in accordance with the Statement of Financial Accounting Standards No. 123 (Revised 2004) (FAS 123R), Shared Based Payments.

iii. *Earnings for services under non-equity incentive plans.* This does not include group life, health, hospitalization or medical reimbursement plans that do not discriminate in favor of executives, and are available generally to all salaried employees.

iv. *Change in pension value.* This is the change in present value of defined benefit and actuarial pension plans.

v. *Above-market earnings on deferred compensation which is not tax-qualified.*

vi. Other compensation, if the aggregate value of all such other compensation (e.g. severance, termination payments, value of life insurance paid on behalf of the employee, perquisites or property) for the executive exceeds \$10,000.

XV. False Claims Act and Program Fraud Civil Remedies

All recipients must comply with the requirements of [31 U.S.C. §3729](#) which set forth that no recipient of federal payments shall submit a false claim for payment. See also [38 U.S.C. § 3801-3812](#) which details the administrative remedies for false claims and statements made.

XVI. Federal Debt Status

All recipients are required to be non-delinquent in their repayment of any Federal debt. Examples of relevant debt include delinquent payroll and other taxes, audit disallowances, and benefit overpayments. See [OMB Circular A-129](#) and form SF-424B, item number 17 for additional information and guidance.

XVII. Fly America Act of 1974

All recipients must comply with Preference for U.S. Flag Air Carriers: (air carriers holding certificates under [49 U.S.C. § 41102](#)) for international air transportation of people and property to the extent that such service is available, in accordance with the *International Air Transportation Fair Competitive Practices Act of 1974* ([49 U.S.C. § 40118](#)) and the interpretative guidelines issued by the Comptroller General of the United States in the March 31, 1981, [amendment](#) to Comptroller General Decision B-138942.

XVIII. Hotel and Motel Fire Safety Act of 1990

In accordance with Section 6 of the *Hotel and Motel Fire Safety Act of 1990*, [15 U.S.C. §2225a](#), all recipients must ensure that all conference, meeting, convention, or training space funded in whole or in part with Federal funds complies with the fire prevention and control guidelines of the *Federal Fire Prevention and Control Act of 1974*, as amended, 15 U.S.C. §2225.

XIX. Limited English Proficiency (Civil Rights Act of 1964, Title VI)

All recipients must comply with the *Title VI of the Civil Rights Act of 1964* (Title VI) prohibition against discrimination on the basis of national origin, which requires that recipients of federal financial assistance take reasonable steps to provide meaningful access to persons with limited English proficiency (LEP) to their programs and services. Providing meaningful access for persons with LEP may entail providing language assistance services, including oral interpretation and written translation. In order to facilitate compliance with Title VI, recipients are encouraged to consider the need for language services for LEP persons served or encountered in developing program budgets. Executive Order 13166, *Improving Access to Services for Persons with Limited English Proficiency* (August 11, 2000), requires federal agencies to issue guidance to recipients, assisting such organizations and entities in understanding their language access obligations. DHS published the required recipient guidance in April 2011, *DHS Guidance to Federal Financial Assistance Recipients Regarding Title VI Prohibition Against National Origin Discrimination*

Affecting Limited English Proficient Persons, 76 Fed. Reg. 21755-21768, (April 18, 2011). The Guidance provides helpful information such as how a recipient can determine the extent of its obligation to provide language services; selecting language services; and elements of an effective plan on language assistance for LEP persons. For additional assistance and information regarding language access obligations, please refer to the DHS Recipient Guidance <https://www.dhs.gov/guidance-published-help-department-supported-organizations-provide-meaningful-access-people-limited> and additional resources on <http://www.lep.gov>.

XX. Lobbying Prohibitions

All recipients must comply with [31 U.S.C. §1352](#), which provides that none of the funds provided under an award may be expended by the recipient to pay any person to influence, or attempt to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with any Federal action concerning the award or renewal.

XXI. Non-supplanting Requirement

All recipients who receive awards made under programs that prohibit supplanting by law must ensure that Federal funds do not replace (supplant) funds that have been budgeted for the same purpose through non-Federal sources. Where federal statutes for a particular program prohibits supplanting, applicants or recipients may be required to demonstrate and document that a reduction in non-Federal resources occurred for reasons other than the receipt of expected receipt of Federal funds.

XXII. Patents and Intellectual Property Rights

Unless otherwise provided by law, recipients are subject to the [Bayh-Dole Act, Pub. L. No. 96-517](#), as amended, and codified in [35 U.S.C. § 200](#) et seq. All recipients are subject to the specific requirements governing the development, reporting, and disposition of rights to inventions and patents resulting from financial assistance awards are in [37 C.F.R. Part 401](#) and the standard patent rights clause in 37 C.F.R. § 401.14.

XXIII. Procurement of Recovered Materials

All recipients must comply with section 6002 of the [Solid Waste Disposal Act](#), as amended by the Resource Conservation and Recovery Act. The requirements of Section 6002 include procuring only items designated in guidelines of the Environmental Protection Agency (EPA) at 40 C.F.R. Part 247 that contain the highest percentage of recovered materials practicable, consistent with maintaining a satisfactory level of competition, where the purchase price of the item exceeds \$10,000 or the value of the quantity acquired by the preceding fiscal year exceeded \$10,000; procuring solid waste management services in a manner that maximizes energy and resource recovery; and establishing an affirmative procurement program for procurement of recovered materials identified in the EPA guidelines.

XXIV. Contract Provisions for Non-federal Entity Contracts under Federal Awards

a. Contracts for more than the simplified acquisition threshold set at \$150,000.

All recipients who have contracts exceeding the acquisition threshold currently set at \$150,000, which is the inflation adjusted amount determined by Civilian Agency Acquisition Council and the Defense Acquisition Regulation Council as authorized by [41 U.S.C. §1908](#), must address administrative, contractual, or legal remedies in instance where contractors violate or breach contract terms and provide for such sanctions and penalties as appropriate.

b. Contracts in excess of \$10,000.

All recipients that have contracts exceeding \$10,000 must address termination for cause and for convenience by the non-Federal entity including the manner by which it will be effected and the basis for settlement.

XXV. SAFECOM

All recipients who receive awards made under programs that provide emergency communication equipment and its related activities must comply with the [SAFECOM](#) Guidance for Emergency Communication Grants, including provisions on technical standards that ensure and enhance interoperable communications.

XXVI. Terrorist Financing E.O. 13224

All recipients must comply with [U.S. Executive Order 13224](#) and U.S. law that prohibit transactions with, and the provisions of resources and support to, individuals and organizations associated with terrorism. It is the legal responsibility of recipients to ensure compliance with the E.O. and laws.

XXVII. Title IX of the Education Amendments of 1972 (Equal Opportunity in Education Act)

All recipients must comply with the requirements of Title IX of the Education Amendments of 1972 ([20 U.S.C. § 1681 et seq.](#)), which provides that no person in the United States will, on the basis of sex, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any educational program or activity receiving Federal financial assistance. Implementing regulations are codified at [6 C.F.R. Part 17](#) and [44 C.F.R. Part 19](#)

XXVIII. Trafficking Victims Protection Act of 2000

All recipients must comply with the requirements of the government-wide award term which implements Section 106(g) of the *Trafficking Victims Protection Act (TVPA) of 2000*, as amended ([22 U.S.C. § 7104](#)). This is implemented in accordance with OMB Interim Final Guidance, *Federal Register*, Volume 72, No. 218, November 13, 2007. Full text of the award term is located at [2 CFR § 175.15](#).

XXIX. Rehabilitation Act of 1973

All recipients must comply with the requirements of Section 504 of the *Rehabilitation Act of 1973*, [29 U.S.C. § 794](#), as amended, which provides that no otherwise qualified handicapped individual in the United States will, solely by reason of the handicap, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance. These requirements pertain to the provision of benefits or services as well as to employment.

XXX. USA Patriot Act of 2001

All recipients must comply with requirements of the *Uniting and Strengthening America by Providing Appropriate Tools Required to Intercept and Obstruct Terrorism Act (USA PATRIOT Act)*, which amends [18 U.S.C. §§ 175-175c](#). Among other things, the USA PATRIOT Act prescribes criminal penalties for possession of any biological agent, toxin, or delivery system of a type or in a quantity that is not reasonably justified by a prophylactic, protective, bona fide research, or other peaceful purpose.

XXXI. Use of DHS Seal, Logo and Flags

All recipients must obtain DHS's approval prior to using the DHS seal(s), logos, crests or reproductions of flags or likenesses of DHS agency officials, including use of the United States Coast Guard seal, logo, crests or reproductions of flags or likenesses of Coast Guard officials.

XXXII. Whistleblower Protection Act

All recipients must comply with the statutory requirements for whistleblower protections (if applicable) at [10 U.S.C § 2409](#), [41 U.S.C. § 4712](#), and [10 U.S.C. § 2324](#), [41 U.S.C. §§ 4304](#) and [4310](#).

XXXIII. DHS Specific Acknowledgements and Assurances

All recipients must acknowledge and agree-and require any sub-recipients, contractors, successors, transferees, and assignees acknowledge and agree-to comply with applicable provisions governing DHS access to records, accounts, documents, information, facilities, and staff.

1. Recipients must cooperate with any compliance review or complaint investigation conducted by DHS.
2. Recipients must give DHS access to and the right to examine and copy records, accounts, and other documents and sources of information related to the grant and permit access to facilities, personnel, and other individuals and information as may be necessary, as required by DHS regulations and other applicable laws or program guidance.
3. Recipients must submit timely, complete, and accurate reports to the appropriate DHS officials and maintain appropriate backup documentation to support the reports.
4. Recipients must comply with all other special reporting, data collection, and evaluation requirements, as prescribed by law or detailed in program guidance.
5. If, during the past three years, the recipient has been accused of discrimination on the grounds of race, color, national origin (including limited English proficiency), sex, age, disability, religion, or familial status, the recipient must provide a list of all such proceedings, pending or completed, including outcome and copies of settlement agreements to the DHS awarding office and the DHS Office of Civil Rights and Civil Liberties.
6. In the event any court or administrative agency makes a finding of discrimination on grounds of race, color, national origin (including limited English proficiency), sex, age, disability, religion, or familial status against the recipient, or the recipient settles a case or matter alleging such discrimination, recipients must forward a copy of the complaint and findings to the DHS Component and/or awarding office.

The United States has the right to seek judicial enforcement of these obligations.

XXXIV. System of Award Management and Universal Identifier Requirements**A. Requirement for System of Award Management**

Unless exempted from this requirement under 2 CFR 25.110, you as the recipient must maintain the currency of your information in the SAM until you

submit the final financial report required under this award or receive the final payment, whichever is later. This requires that you review and update the information at least annually after the initial registration, and more frequently if required by changes in your information or another award term.

B. Requirement for unique entity identifier

If authorized to make subawards under this award, you:

1. Must notify potential subrecipients that no entity (see definition in paragraph C of this award term) may receive a subaward from you unless the entity has provided its unique entity identifier to you.
2. May not make a subaward to an entity unless the entity has provided its unique entity identifier to you.

C. Definitions

For purposes of this award term:

1. *System of Award Management (SAM)* means the Federal repository into which an entity must provide information required for the conduct of business as a recipient. Additional information about registration procedures may be found at the SAM Internet site (currently at <http://www.sam.gov>).
2. *Unique entity identifier* means the identifier required for SAM registration to uniquely identify business entities.
3. *Entity*, as it is used in this award term, means all of the following, as defined at 2 CFR part 25, subpart C:
 - a. A Governmental organization, which is a State, local government, or Indian Tribe;
 - b. A foreign public entity;
 - c. A domestic or foreign nonprofit organization;
 - d. A domestic or foreign for-profit organization; and
 - e. A Federal agency, but only as a subrecipient under an award or subaward to a non-Federal entity.
4. *Subaward*:
 - a. This term means a legal instrument to provide support for the performance of any portion of the substantive project or program for which you received this award and that you as the recipient award to an eligible subrecipient.
 - b. The term does not include your procurement of property and services needed to carry out the project or program (for further explanation, see 2 CFR 200.330).
 - c. A subaward may be provided through any legal agreement, including an agreement that you consider a contract.
5. *Subrecipient* means an entity that:

- a. Receives a subaward from you under this award; and
- b. Is accountable to you for the use of the Federal funds provided by the subaward.

XXXV. Animal Welfare Act of 1966

All recipients of financial assistance will comply with the requirements of the Animal Welfare Act, as amended (7 U.S.C. §2131 et seq.), which requires that minimum standards of care and treatment be provided for vertebrate animals bred for commercial sale, used in research, transported commercially, or exhibited to the public. Recipients must establish appropriate policies and procedures for the humane care and use of animals based on the Guide for the Care and Use of Laboratory Animals and comply with the Public Health Service Policy and Government Principles Regarding the Care and Use of Animals.

XXXVI. Protection of Human Subjects

All recipients of financial assistance will comply with the requirements of the Federal regulations at 45 CFR Part 46, which requires that recipients comply with applicable provisions/law for the protection of human subjects for purposes of research. Recipients must also comply with the requirements in DHS Management Directive 026-04, Protection of Human Subjects, prior to implementing any work with human subjects. For purposes of 45 CFR Part 46, research means a systematic investigation, including research, development, testing, and evaluation, designed to develop or contribute to general knowledge. Activities that meet this definition constitute research for purposes of this policy, whether or not they are conducted or supported under a program that is considered research for other purposes. The regulations specify additional protections for research involving human fetuses, pregnant women, and neonates (Subpart B); prisoners (Subpart C); and children (Subpart D). The use of autopsy materials is governed by applicable State and local law and is not directly regulated by 45 CFR Part 46.

XXXVII. Incorporation by Reference of Notice of Funding Opportunity

The Notice of Funding Opportunity for this program is hereby incorporated into your award agreement by reference. By accepting this award, the recipient agrees that all allocations and use of funds under this grant will be in accordance with the requirements contained in the Notice of Funding Opportunity.

XXXVIII. Acceptance of Post Award Changes

In the event FEMA determines that changes are necessary to the award document after an award has been made, including changes to period of performance or terms and conditions, recipients will be notified of the changes in writing. Once notification has been made, any subsequent request for funds will indicate recipient acceptance of the changes to the award. If you have questions about these procedures, please contact the AFG Help Desk at 1-866-274-0960, or send an email to firegrants@dhs.gov.

XXXIX. Prior Approval for Modification of Approved Budget

Before making any change to the DHS/FEMA approved budget for this award, you must request prior written approval from DHS/FEMA where required by 2 C.F.R. § 200.308. For awards with an approved budget greater than \$150,000, you may not transfer funds among direct cost categories, programs, functions, or activities without prior written approval from DHS/FEMA where the cumulative amount of such transfers exceeds or is expected to exceed ten percent (10%) of the total budget DHS/FEMA last approved. You must report any deviations from your DHS/FEMA approved budget in the first Federal Financial Report (SF-425) you submit following any budget deviation, regardless of whether the budget

deviation requires prior written approval.

XL. Disposition of Equipment Acquired Under the Federal Award

When original or replacement equipment acquired under this award by the recipient or its sub-recipients is no longer needed for the original project or program or for other activities currently or previously supported by DHS/FEMA, you must request instructions from DHS/FEMA to make proper disposition of the equipment pursuant to 2 C.F.R. § 200.313.

XLI. Environmental Planning and Historic Preservation Screening

SAFER-funded activities that involve the installation of equipment (such as permanently mounted LED/electronic signs) not specifically excluded from a FEMA Environmental and Historic Preservation (EHP) Review per the Grant Programs Directorate (GPD) Programmatic Environmental Assessment (PEA); ground-disturbing activities; or modification/renovation of existing buildings or structures must undergo a FEMA EHP Review.

FEMA is required to consider the potential impacts to natural and cultural resources of all projects funded by FEMA grant funds, through its EHP Review process, as mandated by the National Environmental Policy Act; National Historic Preservation Act of 1966, as amended; National Flood Insurance Program regulations; and, any other applicable laws and Executive Orders.

To access the FEMA's Environmental and Historic Preservation (EHP) screening form and instructions go to our Department of Homeland Security/Federal Emergency Management Agency- website at:
<https://www.fema.gov/library/viewRecord.do?id=6906>

In order to initiate EHP review of your project(s), you must complete all relevant sections of this form and submit it to the Grant Programs Directorate (GPD) along with all other pertinent project information. Failure to provide requisite information could result in delays in the release of grant funds.

**FEDERAL EMERGENCY MANAGEMENT AGENCY
OBLIGATING DOCUMENT FOR AWARD/AMENDMENT**

1. AGREEMENT NO. EMW-2016-FH-00645	2. AMENDMENT NO. 0	3. RECIPIENT NO. 59-6000417	4. TYPE OF ACTION AWARD	5. CONTROL NO. WX02696N2017T
6. RECIPIENT NAME AND ADDRESS Riviera Beach Fire Rescue 600 W. Blue Heron Blvd Riviera Beach Florida, 33404-4311	7. ISSUING OFFICE AND ADDRESS Grant Programs Directorate 500 C Street, S.W. Washington DC, 20472 POC: Jacqueline Lee 202-786-9538	8. PAYMENT OFFICE AND ADDRESS FEMA, Financial Services Branch 500 C Street, S.W., Room 723 Washington DC, 20472		
9. NAME OF RECIPIENT PROJECT OFFICER Reginald Duren	PHONE NO. 5618454104	10. NAME OF PROJECT COORDINATOR Catherine Patterson	PHONE NO. 1-866-274-0960	
11. EFFECTIVE DATE OF THIS ACTION 24-JAN-18	12. METHOD OF PAYMENT SF-270	13. ASSISTANCE ARRANGEMENT Cost Sharing	14. PERFORMANCE PERIOD From:24-JAN-18 To:23-JAN-21 Budget Period From:02-MAY-17 To:30-SEP-17	

15. DESCRIPTION OF ACTION

a. (Indicate funding data for awards or financial changes)

PROGRAM NAME ACRONYM	CFDA NO.	ACCOUNTING DATA (ACCS CODE) XXXX-XXX-XXXXXX-XXXXX- XXXX-XXXX-X	PRIOR TOTAL AWARD	AMOUNT AWARDED THIS ACTION + OR (-)	CURRENT TOTAL AWARD	CUMULATIVE NON- FEDERAL COMMITMENT
SAFER	97.083	2017-F6-C211- P4310000-4101-D	\$0.00	\$1,335,761.00	\$1,335,761.00	\$830,341.00
TOTALS			\$0.00	\$1,335,761.00	\$1,335,761.00	\$830,341.00

b. To describe changes other than funding data or financial changes, attach schedule and check here.
N/A16a. FOR NON-DISASTER PROGRAMS: RECIPIENT IS REQUIRED TO SIGN AND RETURN THREE (3) COPIES OF THIS DOCUMENT TO FEMA
(See Block 7 for address)

SAFER recipients are not required to sign and return copies of this document. However, recipients should print and keep a copy of this document for their records.

16b. FOR DISASTER PROGRAMS: RECIPIENT IS NOT REQUIRED TO SIGN

This assistance is subject to terms and conditions attached to this award notice or by incorporated reference in program legislation cited above.

17. RECIPIENT SIGNATORY OFFICIAL (Name and Title)
N/ADATE
N/A18. FEMA SIGNATORY OFFICIAL (Name and Title)
Marie Rosalie Isabel VegaDATE
20-JUN-17

**CITY OF RIVIERA BEACH CITY COUNCIL
AGENDA ITEM SUMMARY**

Meeting Date: 9/6/2017

Agenda Category: REGULAR

Subject: **DECLARATION OF STATE OF EMERGENCY DUE TO HURRICANE IRMA**

Recommendation/Motion: **AUTHORIZE THE MAYOR TO DECLARE A STATE OF EMERGENCY FOR THE CITY OF RIVIERA BEACH.**

Originating Dept	OFFICE OF THE CITY CLERK	Costs
User Dept.	City	Funding Source
Advertised	No	Budget Account Number
Date		
Paper		
Affected Parties	Not Required	

Background/Summary:

ON SEPTEMBER 4, 2017 GOV. RICK SCOTT DECLARED STATE OF EMERGENCY FOR THE ENTIRE STATE OF FLORIDA IN PREPARATION FOR HURRICANE IRMA WHICH MADE HISTORY AS THE MOST DANGEROUS STORM IN THE ATLANTIC BASIN.

AS A RESULT AND AS HEAD OF THE CITY, AS INDICATED IN ARTICLE II SECTION 15 OF THE CITY'S CHARTER, MAYOR MASTERS IS DECLARING A STATE OF EMERGENCY FOR THE CITY OF RIVIERA BEACH, EFFECTIVE UPON ANNOUNCEMENT AND EXECUTION OF ATTACHED DOCUMENTATION.

Fiscal Years
Capital Expenditures
Operating Costs
External Revenues
Program Income (city)
In-kind Match (city)
Net Fiscal Impact
NO. Additional FTE Positions
(cumulative)

III. Review Comments

A. Finance Department Comments:

B. Purchasing/Intergovernmental Relations/Grants Comments:

C. Department Director Review:

Contract Start Date

Contract End Date

Renewal Start Date

Renewal End Date

Number of 12 month terms this renewal

Dollar Amount

Contractor Company Name

Contractor Contact

Contractor Address

Contractor Phone Number

Contractor Email

Type of Contract

Describe

ATTACHMENTS:

File Name	Description	Upload Date	Type
DECLARATION_SOE.doc	STATE OF EMERGENCY DECLARATION	9/5/2017	Other
RESOLUTION_IRMA.docx	STATE OF EMERGENCY DECLARATION	9/5/2017	Resolution

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Robinson, Claudene	Approved	9/5/2017 - 2:45 PM

MAYOR'S DECLARATION OF STATE OF LOCAL EMERGENCY

WHEREAS, the City Council authorized, on September __, 2017, the Mayor to declare a local state of emergency when he deemed it in the best interest of the City; and

WHEREAS, the threat of Hurricane IRMA has the capacity to pose a significant, imminent, and dangerous threat to the health, safety, and welfare of the inhabitants of the City of Riviera Beach, Florida.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, as follows:

That pursuant to the authority granted to the Mayor by the City Council, a local state of emergency is hereby declared for the City of Riviera Beach, effective for seven days beginning _____ p.m., this _____ day of September 2017, unless extended sooner by the Governor of the State of Florida or the City Council.

THE MAYOR THEREUPON DECLARED THE RESOLUTION DULY PASSED AND APPROVED this _____ day of SEPTEMBER, 2017.

APPROVED:

THOMAS A. MASTERS
MAYOR

Attest:

CLAUDENE L. ANTHONY, CMC
CITY CLERK

Approved as to legal sufficiency

By: _____
Andrew DeGraffenreidt
City Attorney

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR TO DECLARE A STATE OF LOCAL EMERGENCY; WAIVING PROCEDURES AND FORMALITIES OTHERWISE REQUIRED BY ORDINANCE PERTAINING TO EXPENDITURES; EMPOWERING THE CITY MANAGER TO COMPEL EVACUATION; PROVIDING AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

WHEREAS, safeguarding the life and property of the citizens of the City of Riviera Beach is an innate responsibility of the City Council; and

WHEREAS, Section 252.38(3)(a), Florida Statutes (2017), grants the City of Riviera Beach the authority and power to request State assistance or invoke emergency-related mutual aid assistance by declaring a state of local emergency in the event of an emergency affecting the City of Riviera Beach; and

WHEREAS, Section 252.38(3)(a), Florida Statutes (2017), further empowers the City of Riviera Beach to waive the procedures and formalities otherwise required of a political subdivision by law pertaining to a number of actions that can be taken to ensure the health, safety, and welfare of the community, in accordance with the authority set forth therein; and

WHEREAS, the City's Charter and the Emergency Preparedness Plan authorizes the Mayor, in a time of public danger and emergency, to take command of the police, maintain order, and enforce the laws of the City; and

WHEREAS, Hurricane IRMA may place the City of Riviera Beach in a state of emergency, exposing the citizens to danger of life and property; and

WHEREAS, in order to respond to such disaster, the City Council wishes to authorize the Mayor to declare a local state of emergency if he deems it appropriate, and to initiate and take such actions authorized by section 252.38, Florida Statutes (2017), during the term of such state of local emergency.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, as follows:

RESOLUTION NO. _____

PAGE -2-

MAYOR'S DECLARATION OF STATE OF LOCAL EMERGENCY

WHEREAS, the City Council authorized, on _____, 2017, the Mayor to declare a local state of emergency when he deemed it in the best interest of the City; and

WHEREAS, Hurricane IRMA has the capacity to pose a significant, imminent, and dangerous threat to the health, safety, and welfare of the inhabitants of the City of Riviera Beach, Florida.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, as follows:

That pursuant to the authority granted to the Mayor by the City Council, a local state of emergency is hereby declared for the City of Riviera Beach, effective for 7 days beginning _____ p.m., this ____th day of September 2017, unless extended sooner by the Governor of the State of Florida or the City Council.

THE MAYOR THEREUPON DECLARED THE RESOLUTION DULY PASSED AND APPROVED THIS ____th DAY OF SEPTEMBER, 2017.

APPROVED:

THOMAS A MASTERS
MAYOR

Attest:

CLAUDENE ROBINSON
CERTIFIED MASTER CLERK
CITY CLERK

Approved as to legal sufficiency

By: _____
Andrew DeGraffenreidt, III
City Attorney

Date: _____

**CITY OF RIVIERA BEACH CITY COUNCIL
AGENDA ITEM SUMMARY**

Meeting Date: 9/6/2017

Agenda Category: DISCUSSION AND DELIBERATION

Subject: REQUEST FOR CITY COUNCIL WORKSHOP TO BE HELD SEPTEMBER 18, 2017 IMMEDIATELY FOLLOWING THE UTILITY SPECIAL DISTRICT MEETING. FOR THE PURPOSE OF RECEIVING INPUT FROM THE ELECTED OFFICIALS AND PUBLIC.

Recommendation/Motion: APPROVE THE REQUEST FOR A CITY COUNCIL WORKSHOP TO BE HELD SEPTEMBER 18, 2017 IMMEDIATELY FOLLOWING THE UTILITY SPECIAL DISTRICT MEETING.

DEPARTMENT DIRECTOR: CLAUDENE ANTHONY,
CITY CLERK (561) 845-4090

Originating Dept	OFFICE OF THE CITY CLERK	Costs
User Dept.	OFFICE OF THE CITY CLERK	Funding Source
Advertised	No	Budget Account Number
Date		
Paper		
Affected Parties	Not Required	

Background/Summary:

AS PART OF THE CHARTER REVIEW PROCESS, DIALOGUE IS ENCOURAGED BETWEEN THE LEGAL FOR THE CHARTER REVIEW COMMITTEE, THE ELECTED OFFICIALS, AND THE PUBLIC. PROVIDING THIS, GIVES THOSE WHO DESIRE, THE OPPORTUNITY TO PROVIDE INPUT IN THIS PROCESS.

LEGAL COUNSEL WILL BE AVAILABLE ON THIS DATE.

Fiscal Years
Capital Expenditures
Operating Costs
External Revenues
Program Income (city)

In-kind Match (city)
Net Fiscal Impact
NO. Additional FTE Positions
(cumulative)

III. Review Comments

A. Finance Department Comments:

B. Purchasing/Intergovernmental Relations/Grants Comments:

C. Department Director Review:

Contract Start Date

Contract End Date

Renewal Start Date

Renewal End Date

Number of 12 month terms this renewal

Dollar Amount

Contractor Company Name

Contractor Contact

Contractor Address

Contractor Phone Number

Contractor Email

Type of Contract

Describe

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Robinson, Claudene	Approved	8/21/2017 - 5:16 PM

CITY OF RIVIERA BEACH CITY COUNCIL
AGENDA ITEM SUMMARY

Meeting Date: 9/6/2017

Agenda Category: DISCUSSION AND DELIBERATION

Subject: Reinstate the Civil Service Boards as required by the City Charter, which is our sworn duty as elected officials to uphold.

Recommendation/Motion: Reinstate the General Employees Civil Service Board with the recommended changes to reduce the overall cost to the City of Riviera Beach and the police and fire civil service boards.

Originating Dept	LEGISLATIVE - DISTRICT 1	Costs	TO BE DETERMINED
User Dept.	VARIOUS	Funding Source	
Advertised	No	Budget Account Number	
Date			
Paper			
Affected Parties	Not Required		

Background/Summary:

Since November 2016, as the District 1 Council Representative I have brought forth discussions on the requirement to reinstate the General Employees Civil Service Board, as well as, the police and fire employees civil service boards pursuant to the City Charter, "Article III. – Civil Service", which states the following:

"The City of Riviera Beach shall have a civil service system for the employees of the city. The civil service system for employees shall be managed and controlled by two civil service boards one for police and fire departments and the other for the general employees of the City. Each board shall be composed of at least five members, but not to exceed seven members. The fire department, the police department and the general employees of the city shall have the right to elect from their respective departments at least two of their fellow employees who shall serve on the board on all matters pertaining to their respective department. The city council shall appoint the remaining members to the police and fire department board and the general employees board."

The proposed costs provided by the Human Resources Director, as it relates to the reinstatement of the General Employees Civil Service Board, are excessive and in order to reduce the overall costs to the City of Riviera Beach, I am recommending the following:

- **Board Secretary** – instead of hiring a Senior Staff Assistant, as suggested by the Human Resources Director, a Staff Assistant or Office Assistant Senior with good typing skills can transcribe minutes. Also, consideration should be looked into the respective board bringing on an independent contract board secretary, which will reduce benefit costs to the City, as well as, remove any interference by City staff.

The board secretary may either attend the board meeting or, not be required to attend the board meeting and instead is given the recorded DVD to transcribe the minutes in summation, further reducing the costs. The DVD of the meeting is retained as the permanent verbatim record of the board meeting.

Because the Human Resources Department retains all employee information and is aware of all employee actions, the agenda process should be handled by Human Resources and the agenda put together for distribution to the respective civil service board members by the Human Resources staff. The current Human Resources Director's staff assistant or other clerical personnel within the department can assist in this task. Previously when civil service boards were active, the Human Resources Director was responsible for the agendas and ensured that the agendas were timely distributed to the respective board members.

- **Hearing Officer** – the option of having a Civil Service Board as opposed to a magistrate is recommended as this would allow the Board to hear the grievance of an employee and render a decision, which is an acceptable practice. In doing so, it reduces the cost of hiring a hearing officer.
- **Meeting Schedule** – because there are employee issues arising on a daily / monthly basis, there is a need for civil service boards to meet on a monthly basis as opposed to quarterly. Previously during the time when civil service boards were active, the boards met on a monthly basis. Additionally, training should be offered to all board members.

It is important that our City employees are treated fairly and in a non-discriminatory manner. Employees should have the opportunity to go before an independent board consisting of their peers and Riviera Beach citizens appointed by the City Council.

Fiscal Years

Capital Expenditures

Operating Costs

External Revenues

Program Income (city)

In-kind Match (city)

Net Fiscal Impact

NO. Additional FTE Positions (cumulative)

III. Review Comments

A. Finance Department Comments:

B. Purchasing/Intergovernmental Relations/Grants Comments:

C. Department Director Review:

Contract Start Date

Contract End Date

Renewal Start Date

Renewal End Date

Number of 12 month terms this renewal

Dollar Amount

Contractor Company Name

Contractor Contact

Contractor Address

Contractor Phone Number

Contractor Email

Type of Contract

Describe

REVIEWERS:

Department	Reviewer	Action	Date
District 1	Mitchell, Dorothy	Approved	8/30/2017 - 11:51 AM

**CITY OF RIVIERA BEACH CITY COUNCIL
AGENDA ITEM SUMMARY**

Meeting Date: 9/6/2017

Agenda Category: DISCUSSION AND DELIBERATION

**Subject: DISCUSSION REGARDING PROCUREMENT PROCESS UTILIZED BY
THE RIVIERA BEACH HOUSING AUTHORITY AS IT RELATES TO THE
HERON ESTATES PROJECT.**

Recommendation/Motion:

Originating Dept	LEGISLATIVE - DISTRICT 1	Costs
User Dept.		Funding Source
Advertised	No	Budget Account Number
Date		
Paper		
Affected Parties	Not Required	

Background/Summary:

Information was received that expressed concerns about the procurement process utilized by the Riviera Beach Housing Authority in the selection of a developer for the Heron Estates Project located in Riviera Beach.

On August 23, 2017, a letter was emailed to RBHA Executive Director John Hurt inviting him to attend the September 6, 2017, City Council meeting to address the concerns of the procurement process utilized for the Heron Estate Project to clear up any misinformation. The RBHA Executive Director declined to appear before City Council.

As one of the councilmembers that voted to give funds for the Heron Estates project, I felt it is necessary for us to understand any concerns associated with this project and its procurement process.

Fiscal Years

Capital Expenditures

Operating Costs

External Revenues

Program Income (city)

In-kind Match (city)

Net Fiscal Impact

**NO. Additional FTE Positions
(cumulative)**

III. Review Comments

A. Finance Department Comments:

B. Purchasing/Intergovernmental Relations/Grants Comments:

C. Department Director Review:

Contract Start Date

Contract End Date

Renewal Start Date

Renewal End Date

Number of 12 month terms this renewal

Dollar Amount

Contractor Company Name

Contractor Contact

Contractor Address

Contractor Phone Number

Contractor Email

Type of Contract

Describe

REVIEWERS:

Department	Reviewer	Action	Date
District 1	Mitchell, Dorothy	Approved	8/30/2017 - 11:20 AM

**CITY OF RIVIERA BEACH CITY COUNCIL
AGENDA ITEM SUMMARY**

Meeting Date: 9/6/2017

Agenda Category: BOARD APPOINTMENT

Subject: **APPOINTMENT OF TWO ALTERNATE MEMBERS TO THE CHARTER REVIEW COMMITTEE**

Recommendation/Motion: **APPOINT TWO APPLICANTS AS ALTERNATE MEMBERS TO THE CHARTER REVIEW COMMITTEE.**

Originating Dept	OFFICE OF THE CITY CLERK	Costs
User Dept.	OFFICE OF THE CITY CLERK	Funding Source
Advertised	No	Budget Account Number
Date		
Paper		
Affected Parties	Not Required	

Background/Summary:

At the July 21, 2017, Regular City Council Meeting, there was a recommendation and consensus to advertise for appointment to the Charter Review Committee until July 28, 2017; staff advertised as requested. Below you find the names of the three applicants which are hereby presented for appointment. Please be advised that one applicant is a current Legislative Aide.

- Ms. Ashley Walker
- Ms. Shirley Lanier
- Mr. Tradrick McCoy

Fiscal Years

Capital Expenditures

Operating Costs

External Revenues

Program Income (city)

In-kind Match (city)

Net Fiscal Impact

NO. Additional FTE Positions

(cumulative)

III. Review Comments

A. Finance Department Comments:

B. Purchasing/Intergovernmental Relations/Grants Comments:

C. Department Director Review:

Contract Start Date

Contract End Date

Renewal Start Date

Renewal End Date

Number of 12 month terms this renewal

Dollar Amount

Contractor Company Name

Contractor Contact

Contractor Address

Contractor Phone Number

Contractor Email

Type of Contract

Describe

ATTACHMENTS:

File Name	Description	Upload Date	Type
A_WALKER.pdf	WALKER APPLICATION	8/31/2017	Backup Material
T_MCCOY.pdf	MCCOY APPLICATION	8/31/2017	Backup Material
LANIER_REQUEST.pdf	LANIER LETTER	8/31/2017	Backup Material
LANIER_RESUME.pdf	LANIER RESUME	8/31/2017	Backup Material

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Robinson, Claudene	Approved	8/10/2017 - 11:37 AM
Purchasing	Little, Rickey	Approved	8/10/2017 - 11:54 AM
Finance	sherman, randy	Approved	8/25/2017 - 9:05 AM
Attorney	Degraffenreidt, Andrew	Approved	8/28/2017 - 11:23 AM
City Clerk	Robinson, Claudene	Approved	8/30/2017 - 3:33 PM
City Manager	Evans, Jonathan	Approved	8/31/2017 - 2:54 PM

Application for City of Riviera Beach Charter Review Advisory Board

Please Note: Pursuant to 119.07 F.S. the information provided in this application is considered to be public record, except as provided by law

Name: Ashley Walker Home Address: 1090 W 26th St
City: Riviera Beach State: FL Zip Code: 33404 Home Phone No.: —
Work Phone No.: 561 318 9048 Email Address: melaninmasterminds@gmail.com

Are you currently serving on a Board or Committee? (Yes) ☐ (No) ☒

If so please indicate name: N/A Date of service(s) —

Are you available for day time meetings ☒ or evening meetings ☒

What would you hope to accomplish by participating if you are appointed?

Develop a better understanding of policy and procedures about municipal operations.

Present Employer:

self employed Position: Speech Pathologist

Address: — City — State: — Zip Code: —

Profession: — Length: —

How long have you practiced the above profession? 4 years

Preferred mailing address: Same

Could your occupation present a conflict of interest on any subject matter discussed or decided upon by the Advisory Board? Yes () No ☒

Please explain:

N/A

Please explain your knowledge, experience, and interest in municipal functions, municipal charter, financing, Florida Constitution, and Florida Statutes pertaining to municipal law ;if none provide your experiences or skills in dealing with business or communication:

I am the owner of a beverage and food production company we've been in business for 3 1/2 years.

I have tons of experience with solidifying municipal and county contracts to supply product for events. I have a general understanding of policy & procedure for municipal charter and financing. I am looking to increase my knowledge and provide my reasonable service to my community.

Educational Background:

Degree or Certificate	Institution	Course of Study
Master's Degree	Tennessee St University	Speech Pathology
Bachelor's Degree	Florida St University	Comm. Disorders

Are you registered and actively Vote in Palm Beach County? Yes ☒ No ☐

Are you currently participating in civic or community activities? Yes ☒ No ☐

If yes, please explain volunteer dance coach @ Inlet Grove, event coordinator for events in PB helping youth.

I understand the duties, rules and time commitment to the Advisory Board to which I have applied:  7/26/17
Signature date

How did you learn about the Charter Review Advisory Board?

City's website ☐ Community Group ☒ Newspaper ☐ Other specify ☐

Please return application and resume to:

City Clerk
600 West Blue Heron Boulevard
Riviera Beach, FL 33404

For use by the City of Riviera Beach

Appointment by: _____ Date: _____ Expiration Date: _____
Orientation Date: _____
Notified by City Staff _____

Application for City of Riviera Beach Charter Review Advisory Board Appointment

Application for City of Riviera Beach Charter Review Advisory Board

Please Note: Pursuant to 119.07 F.S. the information provided in this application is considered to be public record, except as provided by law

Name: Tradrick McCoy Home Address: 1465 W. 30th Street

City: Riviera Beach State: FL Zip Code: 33404 Home Phone No.: _____

Work Phone No.: _____ Email Address: mccoy843@gmail.com

Are you currently serving on a Board or Committee? (Ys) ☒ (No) ☐

If so please indicate name: Planning & Zoning Board Date of service(s) 2012 - Current

Are you available for day time meetings () or evening meetings ☒

What would you hope to accomplish by participating if you are appointed?

I would like to participate in order to streamline and modernize our charter to adapt to our needs and ever changing world and community. It is my hope that my experience in policy making can offer a different vantage point and allow me to share best practices that is implemented on other policy making board locally and statewide.

Present Employer:

Mobile Tax & Financial /Synergy Solutions Position: Tax Accountant, Business Consultant

Address: 745 US 1 Highway City North Palm Beach State: Florida Zip Code: 33408

Profession: Tax, Non-Profit Accounting Length: 2008-2012, 2016-Current

How long have you practiced the above profession? 5 years intermittently

Preferred mailing address: 1465 W. 30th Street, Riviera Beach, FL 33404

Could your occupation present a conflict of interest on any subject matter discussed or decided upon by the Advisory Board? Yes () No ☒

Please

explain: N/A

Please explain your knowledge, experience, and interest in municipal functions, municipal charter, financing, Florida Constitution, and Florida Statutes pertaining to municipal law ;if none provide your experiences or skills in dealing with business or communication:

Experience as a Legislative Aide in the Florida House of Representatives. I believe that my unique experience as a legislative staff member dealing with complex pieces of legislation

and the city's code of ordinances makes me an ideal candidate to serve on the Charter Review Board.
Additionally, I am a member of the PBC School District Construction Oversight Review Committee where
I have the role of recommending and crafting board and district policies related to construction, purchasing,
facilities maintenance and management.

Educational Background:

<i>Degree or Certificate</i>	<i>Institution</i>	<i>Course of Study</i>
Masters of Arts	Nova Southeastern University	Accounting
Bachelors of Arts	Flagler College	Accounting
Associates of Arts	Tallahassee Community College	General Education/Trans

Are you registered and actively Vote in Palm Beach County? Yes ☒ No ()

Are you currently participating in civic or community activities? Yes ☒ No ()

If yes, please explain Member of the Construction Oversight Review Committee

I understand the duties, rules and time commitment to the Advisory Board to which I have applied: J.P. Mc July 19, 2017

Signature

date

How did you learn about the Charter Review Advisory Board?

City's website () Community Group () Newspaper () Other specify ☒

City Council Meeting

Please return application and resume to:

City Clerk
600 West Blue Heron Boulevard
Riviera Beach, FL 33404

For use by the City of Riviera Beach

Appointment by: _____ *Date:* _____ *Expiration Date:* _____

Orientation Date: _____

Notified by City Staff _____

Application for City of Riviera Beach Charter Review Advisory Board Appointment



Dear Mrs. Anthony,

I am presenting you with a copy of my resume with hopes of becoming a member of your Charter Review Committee. In my twenty years plus of providing administrative and programmatic assistance to various organizations and businesses, I have developed the very skills you need on your committee.

- Highly experienced in the field of Charter Review with having sat of the review of Charters for the City of Orlando and the Orlando EMA Health Planning Council.
- I was born and raised in the City of Riviera Beach and would love to become more active in the revitalization and development of our great City.

I have sat on various committees and boards that have helped to develop long-term strategies and protocols for the betterment of the City. My resume gives a more detailed picture of the projects I have undertaken and the methods I used.

I look forward to your office contacting me in the next week to see what our next step should be.

If you have any questions, or would like to interview me for this committee, please contact me at (561) 506-8308.

Sincerely,

**Shirley Lanier
City Resident**

bootstrap@msn.com

Shirley Denise Lanier

◆ Riviera Beach, FL 33404 ◆ (561) 506-8308 ◆ bootstrap@msn.com

Objective

To secure a social services executive position that challenges diverse skills in the areas of community development and housing services and administration. Opportunities that provides for creative, innovative and "outside the box" strategies and approaches to housing/community development, housing advocacy, youth services programs, family-centered programs, and economic self-sufficiency.

Profile

Motivated, personable professional with a successful 20-year track record of managing and administering Social Services and Housing Programs. A talented and effective professional writer of grants, proposals and reports. Diplomatic and tactful with professionals and non-professionals at all levels. Expert in the identification, analysis, and resolution of diverse operational issues, continuously maintaining top performance while offering superior programs and services.

Flexible and versatile – able to relate to individuals from diverse backgrounds and of every age. Poised and competent with demonstrated ability to easily transcend cultural differences. Excellent managerial, financial, administrative and communicative skills. Exceptional team-building skills. Possess absolute honesty and integrity.

Skills Summary

- | | | |
|------------------------------|--------------------------|---------------------------------|
| ◆ Project Management | ◆ Community Partnerships | ◆ Community Collaboration |
| ◆ Strategic Planning | ◆ Community Outreach | ◆ Training/Technical Assistance |
| ◆ Housing Operations | ◆ Data Tracking/Analysis | ◆ Data Driven Outcomes |
| ◆ Management and Supervision | ◆ Housing Development | ◆ Professional Presentations |

Professional Experience

COMMUNICATION: REPORTS/PRESENTATIONS/TECHNOLOGY

- ◆ Prepare complex reports for federally funded programs (HUD, HHS, HRSA, HOPWA) ensuring full compliance with agency requirements and tight deadlines.
- ◆ Authored professional correspondence to customers, vendors, government officials and agency staff.
- ◆ Designed and implemented strategic plans/programs, guidelines and procedures for the use of federal and state funds.
- ◆ Compiled and prepared federal and state performance and fiscal reports so as to set future benchmarks and demonstrate programmatic outcomes.
- ◆ Proficiency with office technologies (e.g. Word, Excel, Power Point, Access, Publisher, Adobe). Fluent in *professional* social media activities/marketing (e.g. Twitter, Facebook, LinkedIn)

PROBLEM SOLVING/COMMUNITY SERVICE

- ◆ In depth knowledge of community resources and referral procedures; designed eligibility protocols
- ◆ Excellent communication skills to solve issues and problems with customers and staff.
- ◆ Over 20 years' experience in community organization, administration and management.
- ◆ Participation and leadership in grassroots organizations aimed at community empowerment
- ◆ Developed Strategic Plans at the Division and Department Level

DETAIL MASTERY & ORGANIZATION

- ◆ Manage all aspects of day-to-day operations as a Leader/Director:

Shirley Denise Lanier

- Over 15 years Supervision experience.
- Performed Board presentations, Commission speeches and Seminar lectures.
- Knowledge of management principles and practices; auditing principles; budget preparation.
- Knowledge of federal, state and local regulations regarding community services and economic development.
- Keep current in local and national community development strategies and Housing services and protocols.
- 10 years' experience in managing, monitoring and evaluating outcome-based programs
- 20 years' experience in strategic planning and implementing multi-faceted initiatives and programs that provide direct services to the community
- 10 years' experience in coordinating and managing over \$5 million dollars annually in Federal, State, County and City funds for Housing/Community Service Programs

Employment History

LANIER ENTERPRISES, LLC – Orlando/Palm Beach, FL
President, 2008-Present

ORANGE COUNTY GOVERNMENT – Orlando, FL
Neighborhood Center for Families Coordinator/Family Advocate/Grant Writer, 2011-2015

ORANGE/PALM BEACH COUNTY SCHOOL DISTRICT – Orlando, FL/West Palm Beach, FL
Teacher/Substitute/ESE, 2005-2011

CITY OF WEST PALM BEACH – West Palm Beach, FL
Grant Administrator-HOPWA Program/ Housing/Community Manager/Grant Writer, 1995 to 2005

Education

FLORIDA A&M UNIVERSITY – Tallahassee, FL
Bachelor of Science Degree in Psychology

FLORIDA DEPARTMENT OF EDUCATION – Tallahassee, FL
Florida Educator's Certificate

Keywords

Grant Compliance Expertise ♦ Community Partnerships ♦ Effective Communication ♦ Performance and Outcome Measures ♦ Data Collection Proficiency ♦ Community Outreach ♦ Computer Proficiency ♦ Contract Administrator ♦ Organizational Skills ♦ Public Relations Skills ♦ Facilitator ♦ Critical Thinking ♦ Leadership Skills ♦ Administrator ♦ Innovative Strategies ♦ Permanent/Supportive Housing Development ♦ Needs Assessments ♦ Excellent Customer Service ♦ Housing Programming ♦ Management Acumen ♦ Team Leader ♦ Family Support Models ♦ Self-Sufficiency Innovator ♦ Quality Improvement Initiatives ♦ Creative Marketing Skills and Techniques ♦ Conflict Management ♦ Performance Standards ♦ Eligibility Criteria Protocols ♦ Database Creation and Maintenance ♦ Employment Development, Placement and Services

**CITY OF RIVIERA BEACH CITY COUNCIL
AGENDA ITEM SUMMARY**

Meeting Date: 9/6/2017

Agenda Category: BOARD APPOINTMENT

Subject: Appointment to the Recreation Advisory Board

Recommendation/Motion: Appoint Joe L. Nubin II to the Riviera Beach Recreation Advisory Board

Originating Dept	Parks and Recreation Richard Blankenship 561-845-3411	Costs
User Dept.	Parks and Recreation	Funding Source
Advertised	No	Budget Account Number
Date		
Paper		
Affected Parties	Not Required	

Background/Summary:

At the August 2, 2017 Council meeting, Council appointed 5 new members to the Recreation Advisory Board, leaving 2 open appointments. Staff has subsequently received a 6th application that we wish to present to Council for appointment.

Fiscal Years

Capital Expenditures

Operating Costs

External Revenues

Program Income (city)

In-kind Match (city)

Net Fiscal Impact

**NO. Additional FTE Positions
(cumulative)**

III. Review Comments

A. Finance Department Comments:

B. Purchasing/Intergovernmental Relations/Grants Comments:

C. Department Director Review:

Contract Start Date

Contract End Date

Renewal Start Date

Renewal End Date

Number of 12 month terms this renewal

Dollar Amount

Contractor Company Name

Contractor Contact

Contractor Address

Contractor Phone Number

Contractor Email

Type of Contract

Describe

ATTACHMENTS:

File Name	Description	Upload Date	Type
Joe_Nubin.pdf	Joe Nubin II Application	8/23/2017	Cover Memo

REVIEWERS:

Department	Reviewer	Action	Date
Recreation Park	Blankenship, Richard	Approved	8/23/2017 - 9:30 AM
Purchasing	Little, Rickey	Approved	8/23/2017 - 9:37 AM
Finance	sherman, randy	Approved	8/25/2017 - 9:03 AM
Attorney	Degraffenreidt, Andrew	Approved	8/28/2017 - 11:23 AM
City Clerk	Robinson, Claudene	Approved	8/30/2017 - 3:33 PM
City Manager	Evans, Jonathan	Approved	8/31/2017 - 2:45 PM



APPLICATION FOR CITY OF RIVIERA BEACH ADVISORY BOARD

Please Note: Pursuant to 119.07 F. S. the information provided in this application is considered to be public record, except as provided by law.

Board Applying For: Recreation Board

Name: Joe L. Nubin II Home Address: 1588 W. 35 St

City: Riviera Beach State: FL Zip: 33404 Home Phone No: 561-844-7449

Work Phone No: 561-602-7384 Email Address: joe.nubinii@palmbeachschools.org

Are you currently serving on a City Board or Committee? YES ☐ NO ☒

If so please indicate name: _____ Date of Service(s): _____

Are you available for day time meetings ☐ evening meetings ☒

What would you hope to accomplish by participating if you are appointed?

I would like to bring about a positive environment for the youth of Riviera Beach to reach their fullest potential. I truly believe education and sports can be the foundation to help them in their future endeavors.

Present Employer: School District of Palm Beach Co Position: Career Education Coordinator

Address: 4245 Holly Drive City: Palm Beach Gardens State: FL Zip: 33410

Profession: Education Length: 17 yrs

How long have you practiced the above profession? 17 yrs

Preferred mailing address: 1588 W 35 St Riviera Beach, FL 33404

Could your occupation or employment present a conflict of interest on municipal subject matters discussed or decided upon by the Advisory Board? YES ☐ NO ☒ NOT SURE ()
Please explain:

Please explain your knowledge, experience, and interest in municipal functions; municipal charter, financing, Florida Constitution, and Florida Statutes pertaining to municipal law; if none, provide your experiences or skills in dealing with business or communication:

For nearly 10 years I server as a member of the City of Riviera Beach

Civil Service Board, I also served as a member of the Northwest Riviera Redevelopment Board.

In addition, I was a Diversity Council Board Member for my former employer (Pratt & Whitney) for 15 years. I am familiar with the city charter as well as the Sunshine Law that governs boards.

EDUCATIONAL BACKGROUND

Degree or Certificate	Institution	Course of Study
MBA	University Of Miami	Business

Are you registered and actively vote in Palm Beach County? YES ☒ NO ☐

Are you currently participating in civic or community activities YES ☐ NO ☒

If yes, explain: _____

I understand the duties, rules and time commitment to the Advisory Board to which I have applied:

Joe L. Nubin II	8-3-2017
Signature	Date

How did you learn about the Advisory Board?

City's website ☐ Community group ☐ Newspaper ☐ Other ☒

If you desire, a résumé may be attached. Florida Law may require you to file a Financial Disclosure Form. If so, you will be notified upon appointment to the City Advisory Board.

Please return application and résumé to:

**Office of the City Clerk
600 West Blue Heron Blvd,
Riviera Beach, FL 33404**

FOR USE BY CITY OF RIVIERA BEACH

Appointment by: _____ Date: _____ Expiration Date: _____

Orientation Date: _____ Notified by City Staff: _____

Joe L Nubin II
1588W. 35 Street
Riviera Beach, FL. 33404

Home (561) 844-7449
Cell (561) 602-7384
joe.nubinii@palmbeachschools.org

EDUCATION

University of Miami, Coral Gables, FL

Master's Degree, International Business Administration (GPA 3.567) – April 2001

Palm Beach Atlantic University, West Palm Beach, FL

Bachelor's Degree, Management of Human Resources (GPA) 3.521) – December 1996

Teaching Certification State of Florida (Business, Vocational) – June 2001

RELATED SKILLS

Bias for Action during problem resolution through daily interaction with internal and external customers.

Communicate proposed solutions to upper management.

Conflict Resolution for bargaining unit, non-exempt, and exempt employee issues as a Civil Service Board Member.

Strong Customer Service Focus to ensure strategic advantage in a global competitive marketplace through a keen understanding of local and international business.

Develop Processes and Procedures for many areas within the Telecommunication and Aerospace Industry.

RECEIVED

AUG - 3 REC'D
2017

OFFICE OF THE CITY CLERK

EXPERIENCE

2001 – Present (Career Ed Coordinator) Palm Beach County School District

Provide daily Instructions in the area of Business to High School Students which enable them to acquire the blue print they will need to navigate globally.

2017 – Present (Assistant Athletic Director) Palm Beach Gardens High School

Provide daily assistance with the administrative functions of the athletic programs to ensure each program is transparent, accountable and providing an environment that fosters student growth.

2000 – 2001 (Project Manager) FPL FiberNet, LLC.

Coordinate the daily work activity of various construction crews to ensure proper installation of FPL FiberNet's 105-mile Fiber Optic Network within Palm Beach County. Responsibilities associated with this include:

- Communicate daily with various permitting agencies, telecommunication customers (i.e. Bellsouth, Southern Bell Companies, etc.) as well as internal FPL FiberNet personnel.
- Review engineering drawings for compliance.
- Proposed construction solutions to ensure project is completed on time.
- Develop processes and procedures to maintain current and accurate construction as-built records and material inventory.

1978 – 2000 (Analyst) Pratt & Whitney (United Technologies WPB, FL)

Assist in resolving procurement/material delays which critically impacted timely completion of Aerospace projects. This was successfully achieved through strong customer service focus. Responsibilities associated with the position are as follows:

- Effectively communicate with internal management and external vendors/customers as it relates to timely delivery of products and services.
- Interpret complex engineering drawings to ensure all material/equipment were in precise compliance as required by the United States Air Force.
- Resolve all material/procurement delays to ensure final project schedule is maintained.
- Calculate budget and resolve budgetary concerns (project overruns, manpower, equipment, etc.).

EXPERIENCE (cont.)

1996 – Present (Board Member) Civil Service Board, City of Riviera Beach

Serve as a board member in an independent manner to resolve legal and labor issues filed against the City of Riviera Beach. Perform the following duties on a monthly basis:

- Work closely with the National Conference of Fireman and Oilers Union representatives analyzing and interpreting grievances of general employees.
- Conducted final step grievance review and render final decision to the City of Riviera Beach Personnel Department.
- Assist in determining solutions that would resolve discrepancies between interfacing groups (City/Labor).
- Review and critique the City of Riviera Beach hiring, termination and promotion process to determine if action taken was in compliance with current policies and procedures.
- Propose necessary revisions to outdated policies and procedures.

2009 – Present (Board Member) Northwest Riviera Community Redevelopment Council (NWRCRC)

Serve as a board member in an independent manner to oversee the business and affairs of the NWRCRC for the purpose of providing affordable housing to the citizens of Riviera Beach.

2011 – Present (Board Member) My Choice Academy, INC. (MCA)

Serve as a board member as designated in the Charter, for the management of the business, property, and affairs of the Corporation, to do such lawful acts as it deems proper and appropriate to promote the objectives and purposes of the Corporation.

1994 – 2000 (Council Member) Diversity Council, Pratt & Whitney

As a volunteer member of Pratt & Whitney's Diversity Council, I assisted in the strategic planning process to help Pratt achieve their initiative of providing a fair and equal working and living environment for all its employees and their families.

ADDITIONAL TRAINING

HERRICK Associates, Palm Beach Gardens, FL
Excellence in Leadership Training, (Management Training Program) – March 1999

Hanley Hazelden, West Palm Beach, FL
Training in Counseling and Chemical Addiction. - 1997

VOLUNTEER ACTIVITIES

1980 – 2000 Volunteer Youth Counselor, City of Riviera Beach

Interface with various youth groups providing guidance in the area of youth gangs, career development, and family crises.

1988 – Present High School Football Coach, Palm Beach Gardens High School

Assist in developing youth in the skills of football; in addition, help to build a positive attitude while learning the importance of being a team member.

1988 – 1998 Youth Counselor, Alpha Phi Alpha Fraternity

Assisted in the creation of Men of Tomorrow Youth Group. Assist in yearly scholarship drive that has enabled over 35 area students from 7 different high schools to attend college.

1996 – 2000 Coordinator (Mentor Program)

Assisted in the creation of a mentor's program between Pratt & Whitney's employees and area High Schools, (Gold Coast Intervention Academy): in addition, provided training to Gold Coast Academy's staff and established a working relationship.

1996 – 2000 Junior Achievement Consultant

Interact as a Consultant/Instructor in a classroom of middle and high school students providing training and expertise for the Soaring to Success Program, which enable students to gain on hand experience of how the American Free enterprise system work.

1994 – 2000 Diversity Council Member

As a member of Pratt & Whitney's Diversity Council, I assisted in the strategic planning process to help Pratt & Whitney reach its initiative of providing a better working/living environment for all its employees and their families.

1997 – 2000 SECME Representative

Interface with area corporations to provide science and technology fairs for elementary, junior high and high school students. Worked as a member of SECME's logistics team planning, coordinating, and fundraising future events, Chairperson Scholarship committee providing scholarships to SECME students.

**CITY OF RIVIERA BEACH CITY COUNCIL
AGENDA ITEM SUMMARY**

Meeting Date: 9/6/2017

Agenda Category: PUBLIC HEARING

Subject: FY 2017 - 2018 BUDGET Q & A.

Recommendation/Motion:

Originating Dept	EXECUTIVE	Costs
User Dept.		Funding Source
Advertised	No	Budget Account Number
Date		
Paper		
Affected Parties	Not Required	

Background/Summary:

Fiscal Years
Capital Expenditures
Operating Costs
External Revenues
Program Income (city)
In-kind Match (city)
Net Fiscal Impact
NO. Additional FTE Positions
(cumulative)

III. Review Comments

A. Finance Department Comments:

B. Purchasing/Intergovernmental Relations/Grants Comments:

C. Department Director Review:

Contract Start Date

Contract End Date

Renewal Start Date

Renewal End Date

Number of 12 month terms this renewal

Dollar Amount

Contractor Company Name

Contractor Contact

Contractor Address

Contractor Phone Number

Contractor Email

Type of Contract

Describe

REVIEWERS:

Department	Reviewer	Action	Date
City Manager	Mitchell, Dorothy	Approved	8/31/2017 - 5:30 PM