

**CITY OF RIVIERA BEACH
PALM BEACH COUNTY, FLORIDA
CITY COUNCIL MEETING MINUTES
WEDNESDAY, JUNE 18, 2014 AT 5:30 P.M.**

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

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 BEGINNING OF THE MEETING. MEMBERS OF THE PUBLIC SHALL BE GIVEN A TOTAL OF THREE (3) MINUTES FOR 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 SPEAK ON AN AGENDA ITEM AFTER THE RESOLUTION IS READ OR ITEM CONSIDERED.

CITY CLERK CALL TO ORDER

CHAIRPERSON DAVIS: -- item, a consent agenda item, please fill out your card and bring it to the front now. Madam Clerk, please call the roll.

CITY CLERK WARD: Madam Chair, Mayor Thomas Masters.

MAYOR MASTERS: Present.

CITY CLERK WARD: Chairperson Judy Davis?

CHAIRPERSON DAVIS: Here.

CITY CLERK WARD: Chair Pro Tem Dawn Pardo?

CHAIR PRO TEM PARDO: Present.

CITY CLERK WARD: Councilperson Bruce Guyton?

COUNCILPERSON GUYTON: Here.

CITY CLERK WARD: Councilperson Cedrick Thomas? Councilperson Terence Davis?

COUNCILPERSON DAVIS: Here.

CITY CLERK WARD: City Manager Ruth Jones?

CITY MANAGER JONES: Present.

CITY CLERK WARD: City Clerk Carrie Ward is present. City Attorney Pamala Ryan.

CITY ATTORNEY RYAN: Present.

CITY CLERK WARD: You have a quorum, Madam Chair, and you may proceed.

CHAIRPERSON DAVIS: Thank you, ma'am. Let's all stand for a moment of silence and the Pledge led by Mr. Guyton.

ROLL CALL

INVOCATION/PLEDGE OF ALLEGIANCE

(Everyone stood for a moment of silence with the Pledge of Allegiance being led by Councilperson Guyton).

CHAIRPERSON DAVIS: Okay. Miss Jones, are -- is -- are there any additions, deletions or substitutions?

AGENDA APPROVAL: ADDITIONS, DELETIONS, SUBSTITUTIONS

CITY MANAGER JONES: Yes, Madam Chair. Um, for your consideration tonight under Awards and Presentations, would like to remove from consideration tonight item number 6. However, I would like to add an item 6A under Awards and Presentations. A presentation from Councilman Bruce Guyton to Assistant Chief David Harris.

CHAIRPERSON DAVIS: Okay.

CITY MANAGER JONES: Under Community Benefits I would like to add two new Community Benefit items: The first one to Heart Health & Healing Ministries, \$300 from Mayor Thomas Masters. And item 13 to the Youth Recreation Association, \$500 from Chair Pro Tem Dawn Pardo. And so those are additions under Community Benefits, Madam Chair.

CHAIRPERSON DAVIS: Okay. Is there a motion to -- I'm sorry. Um, are there any disclosures by Council?

CHAIR PRO TEM PARDO: Madam Chair?

CHAIRPERSON DAVIS: Yes, ma'am, Miss Pardo.

DISCLOSURE BY COUNCIL

CHAIR PRO TEM PARDO: I -- hold on one second. Item 8, I did meet with one of the attorneys and representatives from Kolter.

CHAIRPERSON DAVIS: Okay. All right. Is it a motion to adopt the agenda?

ADOPTION OF AGENDA

CHAIR PRO TEM PARDO: So moved.

COUNCILPERSON DAVIS: Second.

CHAIRPERSON DAVIS: Okay. It's been moved and seconded. Madam Clerk?

CITY CLERK WARD: Councilperson T. Davis?

COUNCILPERSON DAVIS: Yes.

CITY CLERK WARD: Councilperson Bruce Guyton?

COUNCILPERSON GUYTON: Yes.

CITY CLERK WARD: Pro Tem Pardo?

CHAIR PRO TEM PARDO: Yes.

CITY CLERK WARD: Chair Davis?

CHAIRPERSON DAVIS: Yes.

CITY CLERK WARD: Unanimous vote.

CHAIRPERSON DAVIS: Okay. We're now down to Consent Agenda. We have -- is there a motion to approve -- well, let's take the speaker first. Margaret Shepherd, item 2.

COMMENTS FROM THE PUBLIC ON CONSENT AGENDA (THREE MINUTES LIMITATION)

MARGARET SHEPHERD: Margaret Shepherd, Riviera Beach. I'm here on the Consent Agenda about the Tornado Street Sweeper. While I think this is a very good idea, the other street sweeper, I was here when it was first purchased. The thing of -- I don't understand --

CHAIRPERSON DAVIS: Uh-huh.

MARGARET SHEPHERD: -- when and where does it come in through the City? I think it's a very good idea but I want you to make sure that you kind of, uh, make sure that the communities all share in this particular street sweeper. It was really excellent when it first came some years ago and now since you have one coming on, I just don't think y'all do a good job in making sure that it get everybody in the city. So I hope, you know, maybe we get a schedule. I've never seen it. Maybe once or twice. But it is a good program. And I thank you for that.

CHAIRPERSON DAVIS: Okay. Thank you, Miss Shepherd. Thank you, Miss Shepherd. Just a minute. Okay. Now we are --

CITY ATTORNEY RYAN: On Consent still.

CHAIRPERSON DAVIS: Okay. We gotta vote on Consent. Is there a motion to approve Consent Agenda?

CHAIR PRO TEM PARDO: So moved.

COUNCILPERSON GUYTON: Second.

CITY CLERK WARD: Miss Chair?

CHAIRPERSON DAVIS: Yes, ma'am, Madam Clerk?

CITY CLERK WARD: Mrs. Shepherd just spoke on a Consent -- Consent Agenda item. So the resolution need to be read and so you can vote on that.

CHAIRPERSON DAVIS: Okay. Go ahead.

CITY ATTORNEY RYAN: No. No. Remember, we passed the -- the policy per Florida Statutes that said the public had a right to speak on agenda -- on all the Consent Agenda items so you don't have to actually pull the document anymore.

CITY CLERK WARD: So we're just going to take one vote and that includes what she -

CHAIRPERSON DAVIS: Yes.

CITY ATTORNEY RYAN: Right. She made her comment so if they want to pull it after her --

CITY CLERK WARD: -- discussed? Okay.

CITY ATTORNEY RYAN: -- comment, this is Public Comment on --

CITY CLERK WARD: Right.

CITY ATTORNEY RYAN: Yeah.

CITY CLERK WARD: Okay. Councilperson T. Davis?

COUNCILPERSON DAVIS: Yes.

CITY CLERK WARD: Councilperson Bruce Guyton?

COUNCILPERSON GUYTON: Yes.

CITY CLERK WARD: Pro Tem Pardo?

CHAIR PRO TEM PARDO: Yes.

CITY CLERK WARD: Chair Davis?

CHAIRPERSON DAVIS: Yes.

CITY CLERK WARD: Unanimous vote.

CHAIRPERSON DAVIS: Okay. We are now down to item 6A. That is a -- Mr. Guyton, is that you?

COUNCILPERSON DAVIS: Presentations.

COUNCILPERSON GUYTON: Thank you, Madam Chair. I was in the back. Thank you, Madam Chair.

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.

MINUTES

RESOLUTIONS

1. **RESOLUTION NO. 52-14 OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE ALL TREATMENT PROVIDERS AND CONSULTANT CONTRACTS AND AGREEMENTS AS PROVIDED IN THE INTERLOCAL AGREEMENT BETWEEN THE PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS AND THE CITY OF RIVIERA BEACH WHICH COVERS THE PERIOD OF OCTOBER 1, 2013 THROUGH SEPTEMBER 30, 2014, RESOLUTION NO. 150-13 APPROVED NOVEMBER 20, 2013; AND PROVIDING FOR AN EFFECTIVE DATE.**
2. **RESOLUTION NO. 53-14 OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE PURCHASE OF A NEW SCHARZE A7 TORNADO STREET SWEEPER FROM SOUTHERN SEWER AND EQUIPMENT SALES BY PIGGYBACKING THE FLORIDA SHERIFFS ASSOCIATION CONTRACT NUMBER 13-11-0904 IN THE AMOUNT OF \$218,000; AUTHORIZING THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO MAKE PAYMENT FOR SAME FROM ACCOUNT NUMBER 460-1127-541-0-6361 FOR PURCHASE; AND PROVIDING AN EFFECTIVE DATE.**
3. **RESOLUTION NO. 54-14 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE PURCHASE OF SIX (6) IN-CAR VIDEO SYSTEMS FOR THE CITY'S POLICE VEHICLES FROM CDW GOVERNMENT, INC., THROUGH THE FLORIDA PANASONIC WSCA CONTRACT NUMBER B27172 250-WSCA-10-ACS; AUTHORIZING THE FINANCE DIRECTOR TO PAY \$41,870.00 TO CDW**

GOVERNMENT, INC. FROM THE 2013 JUSTICE ASSISTANCE GRANT (JAG), NUMBER 111-0822-521-6-6405, AND GENERAL FUND 001-0824-521-0-5206; AND PROVIDING AN EFFECTIVE DATE.

4. RESOLUTION NO. 55-14 OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE PURCHASE OF A NEW FORD F-450 DUMP BED PICKUP TRUCK FROM DUVAL FORD BY PIGGYBACKING THE FLORIDA SHERIFFS ASSOCIATION CONTRACT NUMBER 13-11-0904 IN THE AMOUNT OF \$47,000; AUTHORIZING THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO MAKE PAYMENT FOR SAME FROM ACCOUNT NUMBER 001-1127-541-0-6451 FOR THE PURCHASE; AND PROVIDING AN EFFECTIVE DATE.
5. RESOLUTION NO. 56-14 OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE PURCHASING DIRECTOR TO ISSUE A PURCHASE ORDER IN THE AMOUNT OF \$54,306.08 TO PRESIDIO NETWORKED SOLUTIONS OF OAKLAND PARK, FLORIDA FOR THE PROCUREMENT OF NEEDED COMPUTER STORAGE DEVICES TO EXPAND THE CITY'S STORAGE AREA NETWORK (SAN) BY PIGGYBACKING STATE OF FLORIDA CONTRACT NO. 250-000-09-1; AUTHORIZING THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO MAKE PAYMENT FOR SAME FROM ACCOUNT NUMBER 310-0243-516-3-6451 AND PROVIDING AN EFFECTIVE DATE.

END OF CONSENT AGENDA

PETITIONS AND COMMUNICATIONS FOR FILING

AWARDS AND PRESENTATIONS

6. PRESENTATION FROM THE OFFICE OF CHAIRWOMAN JUDY L. DAVIS TO THE CITY OF RIVIERA BEACH PARKS AND RECREATION DEPARTMENT IN RECOGNITION OF THEIR GOOD WORK.

6A. COUNCILPERSON GUYTON: Tonight I have the privilege of honoring a friend, a supporter and one who served this city for close to 35 years. Did you make 35?

ASSISTANT CHIEF HARRIS: No.

COUNCILPERSON GUYTON: Thirty-four.

ASSISTANT CHIEF HARRIS: Thirty-four. About -- about that.

COUNCILPERSON GUYTON: And everyone knows 34 years -- he doesn't look to be that old -- was the majority of his life. And it is indeed my pleasure to honor him tonight. Now, Assistant Chief and I go way back and I do consider him a personal friend. So if

you have anything bad to say, I'm probably not the one you want to say it to about my friend. I'm just saying. Right now we're going to have my legislative aide to read just a summary about some of his accomplishments.

LEGISLATIVE ASSISTANT BLUE: Madam Chair, members of the board, Assistant Chief David Harris, affectionately known as Curly Top, began his employment with the City of Riviera Beach on October 1st, 1979, as a patrol officer. Over the past 34 plus years, he has held many positions, namely Vice Agent, Patrol Sergeant, Vice Sergeant, Detective Sergeant, Patrol Lieutenant, Detective Lieutenant, Lieutenant Special Investigations, Major of Support Divisions, Major of Operations and Assistant Chief of Operations and Investigations.

Now, that's just some of the things he's done over 35 years. AC Harris served on special assignment with the Palm Beach County Sheriff's Office Multi-Agency Narcotics Task Force, which is the MAN Unit. He was selected by West Palm Beach Police Chief Bradshaw, who is currently sheriff of Palm Beach County, Riviera Beach Police Chief Fitzgerald, who, at the time was Chief of Police here, and Palm Beach County Sheriff Richard Wille, at that time, to command the first Palm Beach County Violent Crimes Task Force. AC Harris was selected by the Palm Beach Criminal Justice Commission to command the first federal Weed and Seed Task Force here in Palm Beach County. AC Harris is a member of the PBA, which is Police Benevolent Association. He's a member of the Palm Beach County Sheriff's Association and the International Association of Chiefs of Police, the AICP [sic], and NAMAC, which is North Area Mutual Aid Consortium. Notwithstanding his obvious devotion to the citizens and residents and businesses of this city, AC Harris has decided to go fishing. On June 26th, 2014, AC Harris, Curly Top, will be officially retired.

COUNCILPERSON GUYTON: Thank you, thank you, thank you, thank you. My friend, I read here -- let me just say, this is a man -- and I don't think I'm speaking out of school -- is one whose shoes will be hard to fill. He had so many hats that he wore and in addition to those hats, he's highly respected out on the streets. And in a city like Riviera Beach, that is saying a lot. One thing that I do know, those who own the streets, they say that you do not want to get on Curly Top radar, 'cause once you're on his radar, it is going to be a problem. So we're going to miss you, my friend, we know that it'll be hard to fill your shoes but I -- I have mixed emotions. I'm happy that you're going to enjoy yourself. And as I said at your retirement party, I served on the Pension Board so I know you're not going to be hurting but you just enjoy. This is a certificate of appreciation. The certificate is presented to David Harris, Assistant Chief of Police, in grateful appreciation for your 35 years of dedication and tireless devotion to the Riviera Beach community, presented this 18th day of June 2014. Thank you, my friend.

ASSISTANT CHIEF HARRIS: It was my privilege and honor to serve the City, all the residents. It was my dream. The City of Riviera Beach gave me that opportunity. I'm just very thankful. You know, I serve with a lot of officers that are great the last 12 years. The Chief supported me, Chief Williams, supported me a hundred percent. And you know, it's -- it's just been a -- it's -- you know, I have no regrets because it was my dream to be a police officer and the City let me do it. To the Council, you know, you

have probably the toughest job in the City. Don't let any of these detractors get you down. Hang in there. And you'll have my support if you ever need me. Everybody has my phone number. You can call me and I'll be there. And I can never repay the City of Riviera Beach. Like Mr. Guyton said, they gave me the opportunity to retire and let my family be comfortable when we retire. So thank you.

CHAIRPERSON DAVIS: Absolutely. There you go. That's what I --

COUNCILPERSON GUYTON: I'm going to ask the police chief, if he will, to come up just to make a few brief comments, Madam Chair, if you don't mind?

CHAIRPERSON DAVIS: Yes. Go ahead.

POLICE CHIEF WILLIAMS: Madam Chair, members of Council, thank you have very much for the opportunity to once again say good-bye to a -- a very loyal and steadfast member of this community, a person whom I've had the privilege of working with since coming to the City of Riviera Beach. I've only told this story once or twice but when I was hired, the City Manager gave me one opportunity to, what I call, shuffle the deck. And it wasn't a difficult decision for me as I looked around to see and determine who I would want by my side as we tried to lead our agency into the next century. Assistant Chief David Harris was that person and he has been very supportive.

He has been very steadfast and there is no other person that I can think of that I would have rather had by my side as we transitioned our law enforcement agency. He has and is, you know, directly responsible for all the decreases that you see in our criminal activities throughout this county and shares with us in the recognition of all the accomplishments, the many accomplishments our department has -- has received as a result of its great work.

And I'll end by saying this. I don't know if many of you may remember that -- the tragic incident that we had on the bridge when two of our residents were killed and it was a hit-and-run situation. And I got the call and I came out and Assistant Chief Harris met me in the middle of the Blue Heron Bridge. And I'm looking at him and he's looking at me and I'm wondering, Well, what do I do now? And we were there a couple of minutes and a -- and a gentleman, kind of scruffy-looking, walked right up to Top, as he called him and said, Top, I'll take you directly to where the person that hit those people live.

CHAIRPERSON DAVIS: Wow.

POLICE CHIEF WILLIAMS: And where the car is. I've never, in my 40 years, ever seen a homicide solved by simply standing around. That's the kind of -- that's the kind of effect that this man has and has had in this community. So he is going to be sorely missed. He is going to be difficult to fill his shoes as Council Member Guyton has alluded. But we have and he has been responsible for developing young talent so I don't think we'll -- we'll miss a beat. We'll miss him but hopefully some of those skills that he served our community with for the past 35 years, he's imparted to some of these

young managers that are following in his footsteps. So Assistant Chief Harris, I don't fish but -- and he's always been trying get me out there on the boat. But I keep telling him, The boat ain't big enough. It's not big enough. Enjoy yourself. Pop in and say hello to us from time to time. I know you know where the keys are. And we'll look forward to seeing you over the course of the next chapter of your life. Thank you so very much, Dave, for all you do.

ASSISTANT CHIEF HARRIS: Thank you.

COUNCILPERSON GUYTON: Thank you, Madam Chair.

CHAIRPERSON DAVIS: You're welcome, sir.

COUNCILPERSON GUYTON: And good-bye to what the Chief referred to one time at -
- at a meeting as a Cop's cop, Curly Top.

CHAIRPERSON DAVIS: Okay. We're moving on to item 7, Mayor Masters.

7. MAYOR THOMAS MASTERS WILL PRESENT HIGHLIGHTS OF HIS VERY SUCCESSFUL TRIP TO TURKEY AND HOW THE PLETHORA OF INITIATIVES HE IS SPEAR HEADING WILL BENEFIT THE CITY AND OUR RESIDENTS.

LEGISLATIVE ASSISTANT ISAACS: Good evening. Debbie Isaacs, Office of the Mayor. We're about to present to you a very brief video presentation of the Mayor's historical trip and 10 days in Turkey. You will see historical sites that he was privileged to visit while he was there. One of them was the House of Mary, the Holy Mother of Jesus in the biblical city of Ephesus. You will also see photographs of several meetings he held with members of the TUSKON, Turkey's largest business association. He met with government officials, a university president, one of the country's most successful business developers and an international disaster relief agency with surprising ties to South Florida. And if we're ready right now, then we're going to be able to show you the video presentation of the Mayor in Turkey.

MAYOR MASTERS: While we are -- while we are preparing we're obviously having some technical difficulties. We probably need Walter or the Chief. It's on one of -- it's on this one. But anyway, I want to take a few minutes to tell you some of the benefits that have come to our city as a result of this historic mission to Turkey. I didn't ask to go. I didn't seek this out. I was in my office and it came to me. Not because I'm any better than any of my colleagues or other elected officials in Palm Beach County. But I believe, as I speak to young people, that please remember scripture that says, Honor your mother and your father, that your days be long-lived and you'll be blessed on the face of the first. I believe that. I believe that some of the things that -- that I'm experiencing, these blessings without asking, is because I honored my mother and I honored my father.

I love the Lord. I treat people like I want to be treated. We do these things, things will just come in your hands, come in your life without asking. There's a scripture that I want to preface these initiatives on to wrap up what I just said. Isaiah 40:31: That they that wait on the Lord shall renew their strength. They shall mount up with wings of eagles. They shall run and not be weary. They shall walk and not faint. I'm thankful to be the Mayor of this city. I've been buked [sic], I've been scorned, lied on, criticized, talked about as sure as I'm born.

But God continues to bless me so I want to say thank you, Father and thank you to the people of Riviera Beach that continue to believe in me, that I will always do the best I can to the best of my ability, to go far and near and represent the City. So I think we are -- we are ready. Go back. The first slide that you saw was the 15-member delegation. There was 15 members who attended. There are they are on this journey. Five or six elected officials. I was the only elected official from Palm Beach County. The other elected officials were from Miami Dade. Public Defender from Miami Dade, a judge from Miami Dade and others. Professor Dennis Gallon, he's the other African-American. We're only two African-Americans on this trip, I and Dr. Dennis Gallon, the President of Palm Beach State College.

Here we're getting ready to land or we landed in Istanbul. This is the International Congress that was held that I spoke in on behalf of our city and represented our city. But we're going to move on. This is one of the beautiful hotels or resorts that we were blessed to stay in. And again, this was a blessing from God. Not one dime taxpayers' dollars. Not even my money. It was just a blessing from God and the -- and the Turkish delegation or the Turkish Federation blessed all the 15 people with these kinds of things. Move on.

Here I was at the hotel being welcomed. This is a doorman at the hotel. You saw a picture of Turkey from the waterside. Move on. That's Turkey. That's mountain side. Stop. We're not -- we can't stop. Well, anyway, you saw the House of Mary in Ephesus in Turkey. Mountainside. That's Mary -- this is the Mary's house. The other picture is association and just various of the business -- these are just various pictures of different scenes in Turkey. You saw me on a -- on a donkey. It was fast. And also doing some kind of karate move. But anyway, this is -- this is a lot of stuff and it's not working properly. We'll have to come back and show it to you properly in its sequence. But let me just share with you -- thank you. Let me just share with you some of the initiatives as we present to our Chair, to the Council, but more importantly, to the residents of Riviera Beach.

We did not invest in this trip not one dime but yet we received so much from it. First thing I -- I am proud to announce that because of this trip and because of the relationship that was developed between President Dennis Gallon of the Palm Beach State College and myself, we are preparing to have a historic day that has never, ever happened according to the president, for young people and others that want to attend Palm Beach State College. The date, I believe -- the bus will leave from City Hall on I -- June the 8th -- July the 8th. And young people that want to go to visit the campus for the

first time, also the administrators will sit down with you, walk you through the finance process, financial aid process, walk you through the registration process.

This will be Riviera Beach Day. And they will also provide lunch for Riviera Beach. Now, these are young people that are getting ready to go or others that want to go that maybe will be graduating for next year. You will get a flavor -- this has never happened. It's a historic day. As a result of this new relationship with Palm Beach State College, the president has agreed to put us on the list for work experience, which means now, for the first time, students who are enrolled at either the North Campus or the South Campus will be able to work here at City Hall at any of our departments and the college pays them.

Also for the first time, we will have interns from the college that will volunteer in their department. So if their department is legal or law enforcement or city planning or whatever, they can find work as volunteers. We're very excited and we're very thankful for that. I also had the opportunity to meet with the largest Turkey business association with 150 members. Several members are investors and developers. And the head of that organization was very impressed, Madam Manager, with the folder that you presented me to explain our -- our CRA and also other redevelopment projects in Riviera Beach.

He has promised that within 60 days he will come to Riviera Beach to explore any possibilities of investing in our projects. He and his brother are two of the -- the larger developers. They're already building a fabulous hotel and other developments in Miami Beach area. We also, as I wrap up, Madam Chair, met with TASKA, I think, Debbie, the relief -- emergency relief agency.

LEGISLATIVE ASSISTANT ISAACS: ASHA [phonetic].

MAYOR MASTERS: ASHA. It is one of the top relief agencies, similar to Red Cross, in the world. They respond to disasters, be it earthquakes, be it hurricanes, tornados, all over the world. They responded very fast to Sandy that we had in New York. They have put us on the map. So if we have, God forbid, any type of disaster, their headquarters for the -- for this region is in Pompano. They will be here in a heartbeat, along with our governmental people like FEMA. But you never can get enough relief when you're hurting.

We also was blessed by the Mayor of Isparta who had proclaimed a sister-city relationship with his city and the City of Riviera Beach. It will open up doors of opportunity, doors of tourism, doors of cultural student exchanges and all kinds of things, because the mayor did that. There are other initiatives that I will hold until the final comments but these were some of the ones that have stood out. One more. I met with, on this trip, the public defender from the City of Miami. He will be here August the 8th and will conduct a workshop. Miami Dade has done a marvelous thing in the reducing the arrest record of teenagers. They have brought it down to minimum numbers with special projects and special programs that will benefit our city, that will help keep young people from getting in trouble and do some wonderful things.

So you will see that and we will -- we've got two more initiatives that we'll talk about in our final comments. But thank you, Riviera Beach. I hope I've served you well. These are just a few of the initiatives that we're ready to roll next month and August plus the investors that are coming. Two have already been here. The Manager and Troy Perry and I have taken him on a trip. So now we're looking for the bigger investors in Turkey. Please understand that these type of initiatives and these type of projects don't happen overnight. You have to cultivate a relationship. You have to get to know people. People have to trust you. People have to know who you are, your city. And I can tell you no one in Turkey had heard of Riviera Beach. They've heard of Miami. But we went there and put our city on the map. Now everybody that I talk to were given pamphlets about our city. And I'm sure that we will be -- will be receiving communication and correspondence from people that want to come to the City of Riviera Beach. Thank you, Madam Chair, thank you Council people, thank you, audience. Thank you. Oh, you can clap. It's all right.

CHAIRPERSON DAVIS: All right. Thank you, Mayor. We're now down to item -- Ordinances on First Reading, item 8.

PUBLIC HEARINGS

ORDINANCES ON FIRST READING

8. **ORDINANCE NO. _____ AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ENACTING A MORATORIUM FOR UP TO SIX MONTHS AS TO THE FILING, RECEIVING AND/OR PROCESSING OF ANY APPLICATION FOR PROPERTY DEVELOPMENT APPROVAL WITHIN THE RM-20 HIGH DENSITY MULTIFAMILY DEVELOPMENT DISTRICT ON SINGER ISLAND IN ORDER TO EVALUATE AND AMEND PROPERTY DEVELOPMENT STANDARDS, INCLUDING MINIMUM BUILDING SETBACKS; PROVIDING FOR THE BOUNDARIES SUBJECT TO THE MORATORIUM; PROVIDING FOR SEVERABILITY AND CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.**

CHAIRPERSON DAVIS: Is there a motion?

CHAIR PRO TEM PARDO: So moved.

COUNCILPERSON GUYTON: Second.

CHAIRPERSON DAVIS: Okay. It's been moved and seconded. We have several public comment cards. Let's go to them first. Mr. Fane Lozman. After Mr. Lozman, what is that? Is that Cal or Carl Podetka [phonetic], Podesta?

CITY ATTORNEY RYAN: Podesta. Cari Podesta.

CARI PODESTA: It's Cari.

CHAIRPERSON DAVIS: Cari Podesta. Okay.

FANE LOZMAN: Fane Lozman. My comments are basically limited to one item in this. It talks about the development standards and setbacks and things like that. One of the problems that I don't see in here that has been pointed out to me by a lot of Singer Island residents at my property at Renegade and at separate Lozman's Cove property is flooding coming on to Ocean Boulevard -- I mean, A1A. Water is coming up. There's not a buffer on the west side.

And one of the things to consider doing is having all the homeowners on the west side fill in eight acres of land just running all the way north and south to put a seawall and put a buffer. So before you consider future condo development, you need to preserve that road. Cause 'cause that road can wash away one day. And just because the Singer Island residents are building seawalls on the beach side, what about the water on the west side? So that -- that's the main thing that people have been talking to me about is how do we preserve water coming up on the road from the west side.

CHAIRPERSON DAVIS: Okay. Miss Cari Podesta. After her is Joel McGee.

CARI PODESTA: Good evening --

CHAIRPERSON DAVIS: Good evening, ma'am.

CARI PODESTA: -- Madam Chairperson and Council. My name is Cari Podesta. I'm here on behalf of the Harbor Point Association. I represent the association and the unit owners. You'll be hearing from some of the unit owners, Mr. McGee and there's a few others that are here tonight. They'll talk to you about the property rights issues that will be -- that this ordinance will effect and create. I'm here to point out to the council tonight that there is a state law, specifically section 1718.507 of the Condominium Act which prohibits local zoning ordinances from discriminating against condominiums.

Specifically, the statute says, "No law, ordinance or regulation shall establish any requirement concerning the -- the use, location, placement or construction of buildings or other improvements which are or may have -- hereafter be subject to -- subjected to the condominium form of ownership unless such requirement shall be equally applicable to all buildings and improvements of the same kind, not then or thereafter to be subjected to the condominium form of ownership." The courts have construed that language as prohibiting discrimination against condominiums. The ordinance that you're going to be considering is discriminatory as applied to the Harbor Point property. As a practical matter, the redevelopment of the Harbor Point condominium property by Kolter Acquisitions, LLC, will be the only development applications affected by the six-month moratoria. Kolter also seeks to redevelop the property as a condominium. So this ordinance will be specifically discriminatory against the Harbor Point condominium property.

The ordinance seeks only to apply to the RM zoning district, which is comprised almost exclusively of condominiums. However, the new property development regulations, including possibly new setbacks, will apply only to one of the condominiums in the RM-

20 zoning district. The older condominium will not be a -- will not be equally affected by the new setbacks. So the ordinance will discriminate against condominiums within the same zoning district. Is ordinance purports to apply to property north of Ocean Reef Park yet it excludes condominiums located in other zoning districts located north of Ocean Reef Park. So the ordinance discriminates between condominiums within zoning -- different zoning districts located north of Ocean Reef Park.

The ordinance completely excludes hotels located south of Ocean Reef Park so in -- it only focus -- focuses on the RM zoning district and on its face only applies to condominium dwelling, multi-family dwelling district and not the multi-family hotel district. So again, on its face it appears to favor hotels and discriminates against condominiums. I suppose that hotels are different from condominiums when it comes to each erosion. I'm assuming you have some data to support that.

On behalf of the association and its owners who -- who you'll be hearing from tonight and in addition to the concerns raised regarding the ordinance with respect to property values and loss of property rights, we ask that you not approve the ordinance as it's, on its face and applied is -- discriminates against a condominium and condominiums and is unenforceable under the state statute I referred to.

CHAIRPERSON DAVIS: Okay. Thank you very much, ma'am.

CARI PODESTA: Thank you.

CHAIRPERSON DAVIS: Joel McGee?

JOEL McGEE: Hi. My name is Joel McGee and I'm an owner at Harbor Point. I'm also the Harbor Point Association president. I have personal knowledge of beach erosion at Harbor Point. And in at least seven years we've never had any state or city money that's been put towards beach renourishment at Harbor Point. So I just want to make that point very clear that there isn't any money that's been spent for our beach. If the City were to adopt the ordinance then it would be singling out Harbor Point for a public purpose and shifting the entire burden of this purpose on to Harbor Point property. In addition to losing the pending sale with Kolter, the association for multiple millions of dollars, the association has already spent in excess of \$150,000 in trying to invest rights for -- future property rights for development.

In 2009 the association submitted a site plan application, request to abandon Harbor Point Drive to the City. When the City learned that the association would not be redeveloping its own property, the City asked the association not to pursue its application and allow a developer to come in at a later date to pursue it. In the summer of 2013, the association resumed its discussions with the City and spent thousands of dollars and discussions with the City regarding the abandonment of Harbor Point Drive, which does not serve any public purpose. Once again, the association was asked by the City to refrain from proceeding with the abandonment in favor of a developer that would eventually redevelop the site. The association now has an experienced and capable developer ready and able to purchase and redevelop the property. Kolter has

already requested that the City abandon Harbor Point Drive and is working on a site plan. However, that site plan may never be submitted if the City imposes a moratorium after all of these years.

In addition to loss of property rights, the association has expended in excess, as I said earlier, \$150,000 in development rights and we will lose all of that if the ordinance is imposed. The association, Harbor Point owners and I urge you not to impose a moratorium so that the sale of Harbor Point may proceed subject to the such reasonable property development regulations as the City and Kolter may agree on. Thank you very much for your consideration.

CHAIRPERSON DAVIS: Thank you very much, sir. Mr. Leon St. John? After him is Wayne Richards. Good evening, sir. You have three minutes. Please state your name and address for the record.

LEON ST. JOHN: Thank you. Thank you. My name is Leon St. John.

UNIDENTIFIED SPEAKER: Microphone.

CHAIRPERSON DAVIS: Use your mike, please.

UNIDENTIFIED SPEAKER: Microphone.

LEON ST. JOHN: Oh, I'm sorry. My -- my name is Leon St. John. I live at Harbor Point. I -- I -- at 5000 N. Ocean Drive. I rise to oppose this ordinance, also. I'm a Florida native. I first moved to Riviera Beach in 1968. I've lived at Harbor Point for the last 18 years. I'm a full-time resident there. I've lived and worked here in this -- this area for -- since '68. I oppose the ordinance because Harbor Point was built in 1957, I think. It's an old building. I think it may be the first building exclusive of a single-family dwelling built on Singer Island. Which means to me and which means in reality that it's - - it's in bad shape. We've been trying to sell the building for -- for over 10 years, for a lot of time. Our set -- assessments at -- at the condominium are very high because over the years we've had to replace our roof. We've had to replace our balconies due to erosion. We have very high assessments. Finally after working with Kolter after a year -- almost a year. About a year at this point -- we have an opportunity to sell the building. The closing is -- is a couple of months away. The plan closing. And I urge you to not impose this six-month moratorium because more than likely it's going to kill our sale and it's going to hurt our association greatly because we have, in my opinion, some significant expenses coming down the road in -- in -- in the very short run and we'd like to sell this building so we can move on. I appreciate your time.

CHAIRPERSON DAVIS: Thank you very much, sir.

WAYNE RICHARDS: Good evening, Madam Chair.

CHAIRPERSON DAVIS: Good evening, Mr. Richards.

WAYNE RICHARDS: Council, City Attorney and staff. My name is Wayne Richards and I have the pleasure of representing the buyers in this transaction. The Mayor spoke about going to Turkey to bring back a developer. I have one here. I have a great, great, great developer. When I moved here over 20 years ago I learned about Kolter and I'm very proud to represent them. I have Kolter Urban here with me. I have a card. I'm going to speak for just a couple of seconds, but Mr. Vail has a card in, as well. I'd like to introduce him, Madam Chair. Having said that, would Bob Vail, the chief development officer for Kolter please come forward.

CHAIRPERSON DAVIS: He has a card in.

WAYNE RICHARDS: Yes.

CHAIRPERSON DAVIS: He's next.

WAYNE RICHARDS: Okay. May --

CHAIRPERSON DAVIS: If you want to --

WAYNE RICHARDS: -- okay. I will give him my time.

CHAIRPERSON DAVIS: Okay.

WAYNE RICHARDS: And thank you.

BOB VAIL: Thanks, Richard. Thank you. Good evening. I -- I am Bob Vail. I am the president of one of Kolter's development companies based here in -- in downtown West Palm. I'm going to spare you the Kolter pitch and history. You can go on the website. We have a great website. By the time you're done with it, you're going to want to buy one of our houses. I'm sure of that. So -- in December of last year we came to terms. We came to an agreement with the sellers, with the current owners. It was a -- it's a very complicated transaction, as you might imagine, with so many different people owning units in the building and not everybody agrees all the time on everything. I'm sure that won't surprise you.

We -- we came in to see the City starting in January. We -- we've had a -- a number of very positive meetings. Staff has been very supportive of the project in general. Over the course of the discussions there were a lot of issues and concerns raised that we have been working diligently to try to address in our site plan, which was due to come in by the end of July. That's how close we are. One of them was coastal erosion. In response to that, we have already secured a coastal engineer who's advised us on various scenarios for coastal protection measures. We're in the process of designing and submitting a permit on behalf of the current owner for seawall construction as it -- in response to these concerns. So we're quite a ways down the path already. We've spent the five months working with architects, other civil engineers, a few too many attorneys. No offense there, guys. And we've spent, as you can imagine, a fair -- significant amount of money during this process.

You know, one thing to point out quickly, too, as the previous speaker did, the existing building is not up to current codes and standards. Doesn't have wind -- hurricane-rated components. Doesn't have, uh, foundation designs to current coastal standards. So, you know, we -- we see it as you're probably at risk now -- or they are certainly much more so than a project we would bring forward. And as far as bringing forward a project, we're prepared to discuss, you know, all reasonable measures during the site plan review process. We -- we're aware of many of the issues. We're -- we're certainly willing to address those, show flexibility, compromise. We understand that there are concerns. There's enough of a concern in this city to want to put a moratorium on right now as we're about to go in. We weren't even aware of this until about a week ago. So this has kind of come as a -- as a very big surprise. Due to the complexity of the transaction, it's likely -- I wouldn't say certain but likely that this would cause the transaction to potentially not go forward due to the -- the two different parties involved. I wouldn't be a --

CHAIRPERSON DAVIS: Give you a few seconds to wrap up.

BOB VAIL: Okay. I -- I wouldn't be the typical developer you'd expect up here if I didn't tell you about the tax base, 'cause that's what all developers want to talk about. It's about a 20 times increase than the tax base you currently have out there --

CHAIRPERSON DAVIS: Okay.

BOB VAIL: -- without getting into the exact numbers.

CHAIRPERSON DAVIS: Okay, sir. You need to wrap up.

BOB VAIL: And in closing, we just hope that you'll -- you'll avoid adopting the moratorium this evening and allow us to work with staff to improve the property and in doing so, also address the concerns of your city.

CHAIRPERSON DAVIS: Okay.

BOB VAIL: Thank you very much.

CHAIRPERSON DAVIS: Thank you very much, sir. Mr. Hugh Perry?

COUNCILPERSON GUYTON: Madam Chair, before he leaves --

MAYOR MASTERS: Madam Chair?

COUNCILPERSON GUYTON: -- is that the buyer or representing the buyer?

UNIDENTIFIED SPEAKER: (Inaudible) buyer.

COUNCILPERSON GUYTON: May I please, Madam Chair, just --

CHAIRPERSON DAVIS: Sure, Mr. Guyton.

COUNCILPERSON GUYTON: -- just a quick question.

BOB VAIL: Yes, sir.

COUNCILPERSON GUYTON: Mr. -- I'm sorry, what was your name?

COUNCILPERSON DAVIS: Robert Vail.

BOB VAIL: Robert Vail.

COUNCILPERSON GUYTON: Vail. Mr. Vail.

BOB VAIL: Uh-huh.

COUNCILPERSON GUYTON: You indicated that if this moratorium was enacted, it can potentially kill the deal. You didn't say kill it but you alluded to that.

BOB VAIL: There -- there's two sides to that issue real quick. It's --

COUNCILPERSON GUYTON: Okay. And -- and we're short on time and I --

BOB VAIL: Yeah. Okay.

COUNCILPERSON GUYTON: -- is -- is that -- is that --

BOB VAIL: I'll be quick, super quick.

COUNCILPERSON GUYTON: -- is that the possibility, is that what I'm hearing?

BOB VAIL: It's -- it's -- I would say it's likely that it would cancel the agreement.

COUNCILPERSON GUYTON: Okay. The -- one -- one more question.

BOB VAIL: But not certain.

COUNCILPERSON GUYTON: Not certain.

BOB VAIL: Uh-huh.

COUNCILPERSON GUYTON: I -- I -- I understand. I see how you're being careful.

BOB VAIL: I just want to be fair. Yeah.

COUNCILPERSON GUYTON: Plan -- plan them words. But you also indicated that you were prepared -- prepared to work with staff on some of these beach erosion issues. The same thing would happen in the moratorium. So what is the difference with us taking a few months to -- to deal with the regulations that we would like --

BOB VAIL: Uh-huh.

COUNCILPERSON GUYTON: -- and you working without the moratorium? What -- I'm not seeing where it's much difference.

BOB VAIL: Yeah. It -- it actually deals with the specific requirements contained in the contract between the parties.

COUNCILPERSON GUYTON: Okay.

BOB VAIL: We have an obligation to file for some approvals and those clocks have to start ticking to ensure that there's a closing when the group on the other side wants that -- have a closing. So --

COUNCILPERSON GUYTON: Okay.

BOB VAIL: -- it largely relates to contractual terms.

COUNCILPERSON GUYTON: Okay. Thank you, Madam Chair.

BOB VAIL: Sure.

MAYOR MASTERS: Madam Chair?

CHAIRPERSON DAVIS: Mayor Masters?

MAYOR MASTERS: Yeah. I have a comment to make. Mr. -- Mr. Richards? Attorney Richards?

WAYNE RICHARDS: Mr. Mayor?

MAYOR MASTERS: I want to just make a comment to you. 'Cause the statement you made a -- a few minutes ago --

WAYNE RICHARDS: Yes.

MAYOR MASTERS: -- about the Mayor went to Turkey and has -- for investors and investor development and you have your -- you have developers here?

WAYNE RICHARDS: Absolutely.

MAYOR MASTERS: I want to correct that.

WAYNE RICHARDS: Okay.

MAYOR MASTERS: I didn't go seeking developers or investors. I met with them while I was there.

WAYNE RICHARDS: Okay. Understand.

MAYOR MASTERS: Along with other people. Now, according to our city manager, we have investors and developers coming to our city interested in development projects in this city almost every single week. Didn't you tell me that, Madam Manager?

CITY MANAGER JONES: Yes, sir.

MAYOR MASTERS: Thank you, Mr. Richards.

WAYNE RICHARDS: Thank you, Mr. Mayor.

MAYOR MASTERS: And they're from all over the world.

CHAIRPERSON DAVIS: Mr. Hugh Perry?

HUGH PERRY: Thank you, Madam Chair. For the record, Hugh Perry. I'm the managing partner of the Gunster Law Firm and one of those lawyers Mr. Vail was referring to. I just wanted to reaffirm a couple of points that Mr. Vail made, is first, Kolter completely understands that erosion control for both the City and the County is a critical issue. In fact, the beach is the reason Kolter is interested in buying this property and investing tens of millions of dollars of more money in making it a -- a great project. It is the reason and it's the essence of our -- of Kolter's investment here.

The project -- I -- I think one of the prior speakers was off by a couple of years. I think it was actually developed in 1963, which is prior to the Condominium Act, which was enacted in 1964. It's also prior to the Coastal Construction Control Line legislation and a variety of the other codes and ordinances you now have today. So I agree affirmatively with Mr. Vail that any project, any project that Kolter would do, would be a vast improvement for both the beach and the community than what currently exists.

Kolter is willing to work with the City on the erosion issue, but the moratorium you're going to put in place is a sign on the door of Riviera Beach that says, Kolter, you're not welcome. You're not welcome here. We don't want your application. We don't want you to invest in our city. And we don't want your deal to move forward. And in fact, I'd be a little more affirmative than Mr. Vail in that I don't see how the deal could move forward in the face of a six-month moratorium. So we encourage the City to look hard at every other option you could have. We do not see the immediate need here, particularly respect to this property which only has 350 feet of ocean front out of 1.8 miles of the zone in question. 350 feet. No matter what we did, how much of a difference is that going to make? So please, I'd ask you consider all options. Don't put a Not Welcome sign in the door. Do like many of your neighbors have. Ask the City of Palm Beach Gardens. Ask North Palm Beach. Ask Gulf Stream. Kolter is a good neighbor. Invite him to your city. Thank you.

CHAIRPERSON DAVIS: Thank you, sir. Meredith Harbue [phonetic], Harbor [phonetic]? After her is Michael Sloser. Good evening, ma'am. Please state your name and address for the record.

MEREDITH HARBOR: Good evening. I'm Meredith Harbor. I've been an owner at Harbor Point for 10 years and I'm also serving on the condominium board right now. The owners cannot afford to rebuild the condominium property. And the current condition requires demolition of the building.

CHAIRPERSON DAVIS: Can you pull your mike down a little bit? Thank you.

MEREDITH HARBOR: If the City imposes the moratorium, then the owners will lose the pending sale of the condominium property to Kolter Acquisitions who proposes to redevelop it. As we -- as owners, we will suffer damages from the loss of the sale and the City, the tax revenues from the new condominium project. If the new regulations are imposed regarding the coastal erosion, including new setback lines landward of the existing ones, then the owners will be unable to sell the property to another developer. If approved the ordinances and the proposed land development regulations will inordinately burden the Harbor Point property which is currently the only property in the RM-20 zoning district currently under consideration for redevelopment. I and the other owners will have claims for loss of our property rights against the City unless the City acknowledges and preserves the existing allowable density in the new property development regulations. I respectfully request that the Council not approve the moratorium so that the sale of Harbor Point can proceed subject to such reasonable property development regulations regarding erosion control that the City and Kolter may agree upon in the redevelopment of the Harbor Point property. Thank you very much.

CHAIRPERSON DAVIS: Mike Sloser?

MICHAEL SLOSER: Good evening, Madam Chair and Council.

CHAIRPERSON DAVIS: Good evening, sir.

MICHAEL SLOSER: Let me -- I sent everybody an e-mail.

CHAIRPERSON DAVIS: Get you to state your name again for the record.

MICHAEL SLOSER: I'm sorry.

CHAIRPERSON DAVIS: That's okay.

MICHAEL SLOSER: How could I forget that? My name is Michael Sloser. I live at 4100 N. Ocean Drive. That's about five or six properties down from where the proposed building would be. I sent everybody an e-mail this afternoon and let me just read that into the record, if I may. "Let me add my voice in support of a six-month moratorium on coastal construction. In no way does that mean I or the organizations that I represent intend to oppose the new construction. Instead, as a member of the Protect our Beaches Board, as president of the Community Officers' Association of Singer Island -- and it gets boring after this -- director of the Martinique 2 Board and a citizen of Riviera Beach, I simply want to make sure that we get it right. Issues like using the most current coastal protection line to minimize beach erosion and the additional cost for beach renourishment are vital to every citizen in Riviera Beach.

"We already have one building built too far east, leaving the purchasers in that building without access to the country's -- County's Sand Nourishment Program as they are too close to the ocean. If you would walk the beach right after Hurricane Sandy like I did, you'd understand my desire to ensure that any construction conforms to the newest coastal protection line and all city codes while giving staff adequate time to make a solid recommendation."

Let me just add an observation to that. Nobody would propose putting out -- we're not looking for new development in Riviera Beach. I've worked far too hard to accept that criticism. We want new development. We want new investments. We want new buildings. I have no doubt that Harbor Point needs to be redeveloped and I encourage the people involved in this process to go forward. I have not seen a site plan. I have not seen what they have done. But I do know that when the staff comes and says they're not ready to move forward on a project like this, then I'm concerned enough to be able to support something like this. I personally don't like moratoriums. I find them very restrictive. But I do find it necessary to do something to ensure that we don't repeat the ocean edge mistake that was made some years ago. You don't build that far east and I hope you'll consider that part of the project. It might be a good project and it might be time to go forward. But find a compromise that will protect everybody. Thank you.

CHAIRPERSON DAVIS: Thank you, Mr. Sloser. All right. Miss Jones?

CITY MANAGER JONES: Yes. Right now I'd like to ask Mary McKinney, the Director of Community Development, to give you an overview of the area and the impacts and why we are asking for this moratorium.

DIRECTOR OF COMMUNITY DEVELOPMENT MCKINNEY: Right. Good evening. Mary McKinney, Director of Community Development. And we've heard a lot of comments about not wanting development to go forward and I think that that's probably the -- one of the most contrary things that the City is thinking right now. We want good development. We want safe development. And we want to have buildings built that property owners will be living in long after the developer is gone. When they're calling us and telling us that their pool is falling into the water or their decks are falling into the water and, We want you to come and put hundreds of thousands of dollars of sand out on the beach that the entire city has to pay for. So we're trying to find a way to prevent this from happening. We have other older condominiums on the island that will also be looking to redevelop. This isn't the only one.

As far as real estate deals are concerned, I think that the City and staff have been involved in enough of them to know that extensions for closings are not unusual and they'll probably be very -- this group will probably be able to do that. I heard that there is a development application. I think I heard that from Miss Podesta. The City does not have a development application from anyone for this property. So there is no application submitted.

City staff has met with County staff regarding the erosion issues over there. County staff is in complete agree with the City that of course we need to do something, 'cause they also contribute hundreds of thousands of dollars. We have a few pictures of some of the examples of erosion. Some were from -- taken from the County. Some by City staff. So you can see what we're dealing with on the north end of the island in case you haven't seen it when it's been occurring. And this is not unusual on the island. And the winter storms are coming so we will probably see this again and then we will probably -- and right there is one example of a very bad, very close development which the regulations we have would allow that right there to be built. So we want to be proactive. We want to be responsible. So we want to look at the coastal setback regulations and meet with the developers, meet with the residents and meet with all the property owners that are concerned so that we can have a coastal setback that's more reasonable, bring the buildings further away from the dune area and protect the City from future financial responsibility.

There's -- as you can see, this is -- this happens to be Harbor Point. This is erosion that's occurred there. And as you can see as a -- you can jump right into the water from this walkway down to the beach, which is being washed out. And this also is just right to -- adjacent to Harbor Point. So there is serious situation that we want to remedy and we'd like to work with the developer, help them go forward, and the property owners, but we want to be responsible. So this is a moratorium for six months. We do not expect it to take six months. And we'd like to council to, of course, approve it so that we can get ready, go forward and get the regulations done. Thank you.

CHAIRPERSON DAVIS: Okay. Questions, comments from --

CHAIR PRO TEM PARDO: Madam Chair?

CHAIRPERSON DAVIS: Miss Pardo?

CHAIR PRO TEM PARDO: All right. I -- first of all, I was a question for Miss McKinney. Miss McKinney, would you be amenable to looking at the entire island instead of just the RM-20? Looking from the public beach all the way down to Water Glades?

DIRECTOR OF COMMUNITY DEVELOPMENT MCKINNEY: Yes. We can definitely do that.

CHAIR PRO TEM PARDO: Okay. All right. I'd like to make a couple of comments on this. The first comment is someone -- one of the attorneys made a comment that Kolter was not welcomed in Riviera Beach. Every developer is welcomed in the City of Riviera Beach. And, you know, I take great offense to that comment. And the comment about North Palm Beach and Palm Beach Gardens not doing this. I think we all need to remember the Gardens. They don't have a beach even though they have beach in their name. And I believe North Palm Beach, their -- their beach is unincorporated Palm Beach County. Okay.

For the past -- I've been on this council for almost seven years. And for seven years, I have been -- my number one priority has been beach erosion on Singer Island, because

that has been a priority of the residents over there. I have dedicated hundreds of hours of my personal time to be on committees all around the state dealing with coastal erosion, making sure that the residents on Singer Island would always be part of a program for beach renourishment. My feeling is if we allow this development and there's possibly a couple of other condo developments coming behind this, if we allow everyone to continue using that 1979 CCL line, the -- the erosion will continue like it is and probably be a little worse because we have additional seawalls now. And if you don't have a seawall next to you, your erosion is greater than it has been in the past.

My other concern is with DEP money. DEP, we are very fortunate that DEP has been funding beach erosion for us. Every year I make a trip up there, up to Tallahassee, you know, during the session to make sure that Singer Island will get their share of money. And every year it seems to be getting tougher and tougher to get a commitment from DEP. And I am concerned if we allow the development that we have allowed in the past to continue, DEP may cut us off. We know that there's a problem. We know that the beach is critically eroded. But we would be turning our back on it. The taxpayers of this city, two years ago we agreed that we would share in the cost of providing sand to this part of the beach on Singer Island. And right now we're paying \$200,000 a year of Riviera Beach taxpayer dollars to the County so we can help renourish the beach. And then the County is paying a substantial amount. You know, so we're talking a couple million dollars is poured on the beach every year. That is our hard-working dollars.

And at this point it is prudent for us to take a look at what we can do to help stop beach erosion. And it might be something little but okay. We need to do it. We owe it to every taxpayer not just in Riviera Beach. Every taxpayer in the state of Florida, because they are helping to secure the beaches on Singer Island. Miss McKinney showed us a photograph of one of the beaches, and I -- I believe the gentleman from Protect our Beaches made a comment about Ocean's Edge. They built up to the dune and that was prior to me being on the council. And I can tell you there were a lot of Singer Island residents who were totally against that project. But it moved forward. Toll Brothers sold the condos. The residents came in. The storms came by and the residents came to us and said, Please put sand on our beach. How come we're not getting anything?

And now we're, you know -- they want us -- they're -- they want to give up and give us an easement so they can be part of the program. And in return -- and Council, you'll be hearing about this shortly -- the County wants to charge us instead of the \$200,000 a year, \$400,000 a year. So we can help put sand on the beach for all of the condos. And Harbor Point, they have not given an easement and that's why they haven't been part of the sand program. But with Ocean's Edge given an easement, that would allow the properties north to start getting sand. So, you know, I feel you. I understand but, you know, it -- it's a great piece of property. It is on the ocean. And, you know, at the end of the day, I -- I really question whether or not a developer would walk away from oceanfront property. Miss McKinney said, you know, she's asking for six -- a six-month moratorium. She said that she could probably get it done much sooner than that. And I have, you know, full confidence in her that -- that she will be able to get it done. But again, looking out for the taxpayers and knowing that that is -- that whole section is so

critically eroded, we need to do something. We need to do something. So that's my comment. Thank you.

CHAIRPERSON DAVIS: Okay. Thank you, Miss Pardo. Any other questions or comments?

COUNCILPERSON GUYTON: Madam Chair?

CHAIRPERSON DAVIS: Mr. Guyton?

COUNCILPERSON GUYTON: I, too, strongly disagree with the statement that was made that if we support this moratorium, we are against development. That is not true. It is not accurate. And we have demonstrated that we are pro sensible development. We just approved a \$375 million development project. If we were against development that project would not have been approved. I do understand that when dollars are on the table, people get emotional and say things that might not be accurate. That was not accurate. I have always been pro development. Sensible, rational development. There's an issue that is a serious issue that costs us, all of the taxpayers, a lot of money. And at some point we have to address it.

There's no way that I'm going to ignore what is an obvious problem because some are saying that it may kill a deal. That yet to be seen, though, but I don't want anything to think that because we're trying to protect our beaches, that we are against development. We're not even talking a year. And probably not talking six months. This is nothing that is going to be a long-term process. You know? You have closing dates and sometime they're moved. If the deal is worth it. If the buyer doesn't think the deal is worth it, then I mean, I guess they'll walk away. But if they think they can still make money, they're going to stay there. The people here, the attorneys, they have a job. Let's try to keep this moving. I understand that. That's what they're getting paid for. But we have a job to protect the residents of our city and make the decisions that we feel would be in the best interest of not just one project but the whole city. And I think right now a moratorium is in order so that we can bring our regulations up to date that exist now, not back in the '60s, so that we won't have the financial problems that we have now in trying to pay the County and wondering how we're going to maintain our beaches over there. That is a significant part of our tax base. And if we don't ensure that we have rational regulations that prevent to some degree erosion, we're going to have a long-term problem. So I'll be supporting it. It's not because I'm against development. It's because I am for development. But rational development, sensible. Thank you, Madam Chair.

CHAIRPERSON DAVIS: Okay. Any other questions or comments?

COUNCILPERSON DAVIS: Yes, Madam Chair.

CHAIRPERSON DAVIS: Mr. Davis.

COUNCILPERSON DAVIS: Thank you. Is staff -- there were some comments made and -- when I spoke to a few of the residents. And quite a few of them are addressing

the living conditions of the building. Is staff aware of any chronic issues, any -- any conditions that may have a major impact on anyone's life or anything like that?

DIRECTOR OF COMMUNITY DEVELOPMENT MCKINNEY: No. No.

COUNCILPERSON DAVIS: So there's nothing --

DIRECTOR OF COMMUNITY DEVELOPMENT MCKINNEY: No.

COUNCILPERSON DAVIS: Okay. One last question. When was the -- when was the last time the land development regulations were adopted? When was the last --

DIRECTOR OF COMMUNITY DEVELOPMENT MCKINNEY: For -- these land development regulations were probably in the, I'll say, early '80s because it references the 1979 Coastal Construction Control Line.

COUNCILPERSON DAVIS: Okay.

DIRECTOR OF COMMUNITY DEVELOPMENT MCKINNEY: So it was probably -- those were probably adopted right after that. And since that time, there's been a 1997 line established further -- further west. So they're updated.

COUNCILPERSON DAVIS: So -- so what triggered this -- this particular item? Was it the fact that we're getting ready to come up in a new budget year like Councilwoman -- Pro Tem Pardo --

DIRECTOR OF COMMUNITY DEVELOPMENT MCKINNEY: That was a big -- that was a big part of it.

COUNCILPERSON DAVIS: -- talked about the County budget?

DIRECTOR OF COMMUNITY DEVELOPMENT MCKINNEY: And then recently we received notice from the County that they were going to ask us from additional funding and actually we just talked about that yesterday. They're going to -- I think it was another \$200,000. So in getting -- and then, of course, when we talked to County staff weeks ago, they had mentioned that, that they were going to be asking for more money from --

COUNCILPERSON DAVIS: Okay.

DIRECTOR OF COMMUNITY DEVELOPMENT MCKINNEY: -- the City. So we knew that we needed to address this and we probably should have addressed it earlier. But we know we need to address it now.

COUNCILPERSON DAVIS: So they -- so it's been about a month since they gave us a notice saying, Hey, Riviera Beach, costs may go up?

DIRECTOR OF COMMUNITY DEVELOPMENT MCKINNEY: Right. It was about a -- I think it was about a month ago that we met with them.

COUNCILPERSON DAVIS: About a month ago? That will be all.

CHAIRPERSON DAVIS: Okay. Any other questions?

MAYOR MASTERS: Madam Chair?

CHAIRPERSON DAVIS: Mr. Mayor.

MAYOR MASTERS: Yes. Councilwoman Dawn Pardo and I have walked the beach several times with residents looking at the erosion areas. So I am also a member of the Save the -- Save our Beach Coalition. So I'm very much involved, very much passionate about this issue. Certainly I can tell you from -- from my personal experience on the island with erosion and seeing it firsthand that I support the six-month moratorium because it's just the right thing, number one. Also, Miss McKinney, Councilwoman Pardo mentioned that you would look at the -- the entire island, the whole erosion.

DIRECTOR OF COMMUNITY DEVELOPMENT MCKINNEY: Yes.

MAYOR MASTERS: When is the last time we've looked at the -- the whole erosion from your perspective?

DIRECTOR OF COMMUNITY DEVELOPMENT MCKINNEY: Well, we're always looking at it because we pay hundreds of thousands of dollars. So we're always involved and engaged with that aspect of it. But looking at the regulations, that is why we initiated it now because --

MAYOR MASTERS: So we're going to look at it with a -- from a different perspective now because of possible new regulations? Is that what you're saying?

DIRECTOR OF COMMUNITY DEVELOPMENT MCKINNEY: Well, I'm not exactly sure what you mean. But we're going to look at the entire length of Singer Island that's in the city on the east side, which would really be from the city's beach north to McArthur Park.

MAYOR MASTERS: And possibly make some new recommendations?

DIRECTOR OF COMMUNITY DEVELOPMENT MCKINNEY: Yes.

MAYOR MASTERS: That's what I'm saying.

DIRECTOR OF COMMUNITY DEVELOPMENT MCKINNEY: Yes.

MAYOR MASTERS: Thank you.

CHAIRPERSON DAVIS: Any other questions or comments? Madam Clerk?

CITY ATTORNEY RYAN: Madam Chair?

CHAIRPERSON DAVIS: Miss Ryan?

CITY ATTORNEY RYAN: If -- there was some discussion about amending the motion on the ordinance. So does the maker of the motion -- or maybe Miss --

CITY CLERK WARD: I was going to say that.

CHAIRPERSON DAVIS: What amendments are we going to make?

CITY ATTORNEY RYAN: -- Ward was going to say that, amend that.

CHAIR PRO TEM PARDO: Yeah. So I'd like to amend the -- amend the motion to include the entire strip of beach on Singer Island.

MAYOR MASTERS: Yes. Absolutely.

CHAIRPERSON DAVIS: Okay. Is -- does the second stand?

COUNCILPERSON GUYTON: Yes.

CHAIRPERSON DAVIS: Okay. Madam Clerk?

CITY CLERK WARD: Councilperson T. Davis?

COUNCILPERSON DAVIS: Yes.

CITY CLERK WARD: Councilperson Bruce Guyton?

COUNCILPERSON GUYTON: Yes.

CITY CLERK WARD: Pro Tem Pardo?

CHAIR PRO TEM PARDO: Yes.

CITY CLERK WARD: Chair Davis?

CHAIRPERSON DAVIS: Yes.

CITY CLERK WARD: That motion passed unanimously.

CHAIRPERSON DAVIS: Okay. Okay. We are now down to Public Comments.

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

Please be reminded that the City Council has adopted a set of "Rules of Decorum Governing Public Conduct during Official Meetings", which had been posted at the

entrance of the Council Chambers. In an effort to preserve order, if any of the rules are not adhered to, the Council Chair may have any disruptive speaker removed from the podium, from the meeting and/or the building, if necessary. Please govern yourselves accordingly.

Public Comments shall begin at 7:00 PM unless there is no further business of the City Council, which in that event, it shall begin sooner. In addition; however, if an item is being considered at 7:00 PM, then comments from the public shall begin immediately after the item has been concluded.

CHAIRPERSON DAVIS: Mr. Fane Lozman is up first. Then Mr. Dan Taylor. Good evening, sir. You have three minutes.

FANE LOZMAN: Fane Lozman. I have been unable to get an address for the Renegade property, which I own across from the Sea Winds condominium. Miss McKinney has refused to call me back. Miss McKinney has also refused to deal with any questions regarding Renegade or the Lozman's Cove property, which is north of there.

CHAIRPERSON DAVIS: Uh-huh.

FANE LOZMAN: I've done some homework into Miss McKinney. I didn't know much about her but a member of what I call the Fane Fan Club -- there's many Singer Island residents and mainland residents who like me. They passed some information on to me. And I've looked into it. Miss McKinney lives on Singer Island. And she purchased --

COUNCILPERSON GUYTON: Madam Chair, I would hope he not get personal about -

CHAIRPERSON DAVIS: Okay.

COUNCILPERSON GUYTON: We're not going to --

FANE LOZMAN: -- a -- she purchased a -- excuse me.

COUNCILPERSON GUYTON: We don't need to know about her personal life.

FANE LOZMAN: She --

CHAIRPERSON DAVIS: Mr. Guyton? Mr. Guyton? Hold on --

FANE LOZMAN: -- purchased a home on Singer Island. It's a matter of public record.

CHAIRPERSON DAVIS: -- just a minute.

COUNCILPERSON GUYTON: Yeah.

CHAIRPERSON DAVIS: Hold on.

FANE LOZMAN: For \$180,000 in 2003. Her neighbor purchased a home next to her in 2003 for \$427,000. And you're saying, Well, what with the disparity? Why did she purchase a home for 180 and her neighbor purchased it for 427? Turned out that Miss McKinney purchased her home from Philip Barot. Mr. Barot was the developer of the Amrit property at 3100 Ocean Drive. And the next year I have a letter from Mr. Barot's attorney. He was looking for variances for his Amrit property and she signed off on them. And that's a quid pro quo. She bought her home --

COUNCILPERSON GUYTON: That is not a quid pro quo.

FANE LOZMAN: -- for a couple hundred thousand dollars under market value from a developer who then she signed off on that development project. Now, I am not going to give Miss McKinney a break on a floating home lot at Renegade or Lozman's Cove. Okay? We expect to get our approval for our dock. Okay? Now, this material right here, this is going directly to the U.S. Attorney's Office. I just learned about this today. Anonymous source told me all about what went on with Mr. Barot and Amrit.

COUNCILPERSON GUYTON: Madam Chair?

CHAIRPERSON DAVIS: Mr. Guyton, please, please.

COUNCILPERSON GUYTON: This is personal.

FANE LOZMAN: And her property.

CHAIRPERSON DAVIS: He is allowed his three minutes.

FANE LOZMAN: It's nothing personal. It's all public record. You can go on the Property Appraiser's Office and type it in. You know, I'd love to buy a house with a pool for 180 grand. But the developer did her a favor in exchange on this quid pro quo. So I mean, you -- you're going to have a big issue to explain there about that. Finally, at the last -- are you giving instruction to turn that off?

CHAIRPERSON DAVIS: Mr. -- Mr. -- Mr. --

FANE LOZMAN: 'Cause you don't have the ability to do that.

CHAIRPERSON DAVIS: -- you have three minutes. Please continue your comments.

FANE LOZMAN: I'm talking about my three minutes.

CHAIRPERSON DAVIS: Go ahead.

FANE LOZMAN: I can talk about whatever I want to.

CHAIRPERSON DAVIS: Okay. Go ahead.

FANE LOZMAN: Okay? At the last meeting it was brought up by Miss Ryan that my floating home was -- my -- my vessel . You kept saying vessel a dozen times. I have a floating home. The \$7,500 --

CITY ATTORNEY RYAN: Whatever.

FANE LOZMAN: -- as a vessel, my floating home was worth nothing as a vessel. But as a floating home for the comparable --

CITY ATTORNEY RYAN: Oh.

FANE LOZMAN: -- it's worth well over \$100,000.

CHAIRPERSON DAVIS: Okay. Your three minutes are up, Mr. Lozman.

CITY ATTORNEY RYAN: Yeah.

CHAIRPERSON DAVIS: Dan Taylor. After Mr. Taylor, Mr. -- Miss Margaret Shepherd.

DAN TAYLOR: Good evening. Daniel Taylor. I own property at 5281 N. Ocean Drive, as you're quite aware of. Miss Pardo, I think last time we spoke we spoke in the parking lot a couple months ago and we were very respectful to each other, and I intend to be here this evening, as well.

CHAIRPERSON DAVIS: Thank you, sir.

DAN TAYLOR: Okay. Well, I'm just --

CHAIRPERSON DAVIS: We appreciate that.

DAN TAYLOR: -- I'm just a little concerned about some of the e-mails that have come to light and I'm going to ask Miss Pardo if she would take the opportunity to maybe help out the concerned citizens over on Singer Island that are concerned about the Lozman project. You have an obligation to tell the truth, correct, Miss Pardo?

CHAIR PRO TEM PARDO: (No audible response).

DAN TAYLOR: As a City -- as a City public official?

CITY ATTORNEY RYAN: She's not here to answer your questions.

CHAIRPERSON DAVIS: Exactly.

CITY ATTORNEY RYAN: Go ahead --

CHAIRPERSON DAVIS: You're here to make comments.

DAN TAYLOR: No, I'm just asking. I'm just asking.

CITY ATTORNEY RYAN: -- with your three -- you have three minutes.

DAN TAYLOR: Yeah. I understand that. Please don't interrupt me when I'm talking.

CITY ATTORNEY RYAN: I will interrupt you --

DAN TAYLOR: You sent a --

CITY ATTORNEY RYAN: -- every time you step out of line.

DAN TAYLOR: Yeah. Well, you're stepping out -- you're stepping out of line.

CITY ATTORNEY RYAN: You -- you all are going to be respectful with me.

DAN TAYLOR: On 10/21/2013, Miss Pardo, you sent an e-mail out to Miss McKinney, a lady that lives across the street at the Reaches, one of your neighbors, Michael Bizzell, and also Sherry Temple. And you stated the reason that my dock permit had been denied was that because, in your words, "The City denied the permit due to mangroves." Well, that's not a true statement. And I'd like you to clean that up for us so the public knows what the real reason was. On August 8th, that permit was denied, and it was denied because Miss McKinney felt that a residential dock was an accessory to a principal residential structure. It doesn't mention anything about mangroves. So you know, that's a -- that's not a -- that's not an accurate thing that you've sent out to the taxpayers of Singer Island and Riviera Beach. And I think you need to clear that up somehow, some way. I'm also concerned about the same e-mail that you said the name is basically a threat referencing his admiralty case, which you mentioned Mr. Lozman.

And then you go on to say, "Please don't pass along this information, since we will probably end up in a lawsuit with the owner." And then you go on to say, "If anybody asks, just say the City is involved and is attempting to preserve the environmental integrity of the land." Which I'm before the Building Department to help with the erosion and DEP just signed off today on that. So I don't know which, you know, dart you're throwing at -- which board you're throwing at, but the reason I was denied the permit was not because of mangroves. And by the way, the Lozman name is also a family name. Just to let you know. It has nothing to do with Fane Lozman.

CHAIRPERSON DAVIS: Thank you for your comments. Thank you, sir.

DAN TAYLOR: Okay. Thank you.

CHAIRPERSON DAVIS: Margaret Shepherd and then Monica Daniels.

MARGARET SHEPHERD: To the Honorable Mayor Masters and our City Manager, to all of you. You know, a couple of -- Margaret Shepherd, Riviera Beach. The council that was before you, I stood here and said that was the best council. And everybody in the back of me clapped. Shelby Lowe was there and I think Mrs. Brooks-Salter was there and Miss Davis said, and I quote, "I can't hardly believe it." You were really just

tongue-tied that that was the best council. It was the best council. You guys are now falling from grace.

Any time you let a person of interest come in here and do who they're doing, it is so disrespectful. Not only to you but to the council -- to the -- to the residents. We voted for you to bring order into the chamber. I go downtown to West Palm Beach. I go to the commissioners. They don't carry on like this. They have people that come from the walls very gently and remove those people. Rules of decorum. Instead of fighting among yourselves with the cat fights and whatever's going on in the city, you guys need a closed executive session and try to figure out how you're going to work this out. You're talking about bringing people in from different places to build here. I tell you, if I really didn't know, I wouldn't -- I would not build anything here. You had the ribbon cutting which was a beautiful ribbon cutting. But then after it's over, I don't know what happened. It start becoming just disarray. The Healey family, I'm sure they're running away and, you know, hoping to God you get it together. And the one thing I want is a clear message: We all know now the elections are -- are looming and people are going into different meetings getting people to run against you. Why? Because they say you're not doing your job.

I would hope -- I will hope as I stand here today -- I'm not friends with nobody. I'm very cordial to everybody who will allow me to be. But it's time to kind of bunker in and let's get the ball rolling. How dare these people come to this city, our city, and insult us? How dare they? How dare they tell a member how or where a person live at. You don't know who's looming in the bushes. How dare that happen? Someone has to stop it. And I will hope -- I would hope that you all would take heed to this particular message. Miss Pardo, they say one thing about you everywhere I go. I don't care where I'm at. You take care of the island. Mr. Guyton, they say you shoot from the hip. Continue. Continue. If you got to be the sacrificial lamb, so be it. I've seen you in a huddle getting it together. It's time to get it together and find out how are you going to make this city better. You have investors. If you don't do nothing else, think about this city, your residents, your people that put you in office, that you must do better to bring this to a closure. Thank you.

CHAIRPERSON DAVIS: Thank you, Miss Shepherd. Monica Daniels?

MONICA DANIELS: Good evening, Monica Daniels, city taxpayer, city resident and city employee, 1310 Forest Lane. I just wanted to read into the minutes, we've been in negotiation with the SEIU employee contracts. We're still not ratified so I just wanted to give you a few points to think on and please be in our favor. City governing body, just like the human body, has specific parts to make the body operate at 100 percent effectiveness. We know that the governing body has many members and for a government to work properly, every member is important and plays a specific role. With that being said I wanted to share a few points. On September 30th, 2013, we the City employees were thanked for our support and assistance and making it through the rough years.

We know that it's not totally out of the woods and was advised that brighter days would be ahead of us. We were told that provisions for employee raises will be made in this 2014 fiscal year's budget and will be effective when new bargaining contracts are ratified. Now, we all know that if we don't stand for something, we will fall for anything. So on May 1st, 2014, general employees took the stand and voted down the previous offer that was outlined in a tentative SEIU agreement which was three, three and three. We are requesting a more favorable percentage amount. We know that we receive 3.382 million unassigned funds that was a presentation done by HCT, an auditor for the City that was presented back in April 2014 of this year. We're asking for you to strongly consider moving in our favor and on our behalf when we go back to the negotiating table and when this matter is brought before you. We have been without raises for the last six years since 2008 and in addition, we've completed four years of unpaid furloughs. When tough times came, most of us hung on. We continued carrying the workload, remaining responsible, loyal and hard working while those who could not left and sought other opportunities. We need your full support. Don't forget all members of the governing body are important to get 100 percent effectiveness.

CHAIRPERSON DAVIS: Thank you, ma'am.

MONICA DANIELS: You're welcome.

CHAIRPERSON DAVIS: Okay. That's the end of Public Comments. We --

MAYOR MASTERS: Madam Chair?

CHAIRPERSON DAVIS: Mr. Mayor?

MAYOR MASTERS: I just want the -- the representative to know that I'm in full support of -- of what you're asking for and I -- I hope that it can be worked out. I don't think that it was any misintent [sic] for not to -- for the raise not to be or whatever reason it may have been. Things just happen. They just happen. But just like it happened, it could also happen to be worked out in your favor. I support it and I will do whatever I can from the Office of the -- disenfranchised Office of the Mayor to support your cause. Thank you.

COUNCILPERSON GUYTON: Madam Chair?

CHAIRPERSON DAVIS: Mr. Guyton?

COUNCILPERSON GUYTON: Let me say for the record -- first of all, let me thank Miss Shepherd who -- who I respect highly, and I will continue to respect her. She is one of our few residents that would come from her home, get to that mike and make a position known that people that come into our community to disrespect us should not be here. People at home, they -- and no offense, sit at home, complain about what we're doing, how we're handling this. But you -- our residents -- allow people to come into your community and disrespect the whole community. And then expect us and me to take it quietly. That's never going to happen with me. Ever. This is my home. They come from Dade County, Juno, everywhere else to come tell us how to run our city. I'm not

taking it. Some say, Well, we don't like the bickering and going back and forth. People would do what you allow them to do. As long as we allow them to come in here and disrespect us, they're going to continue to do it. And I am sick and tired of people expecting me -- I'm -- I'm not speaking for my colleagues -- to sit quietly. Oh, just ignore it. Have you lost your mind? It's like coming into my home and disrespecting me and one of my family members saying, Yeah, just ignore it. You're crazy. No, no, no, no, no. He can criticize any time he want. He comes in and insult people. That's a difference. You know? I'm not taking it. Not even to be elected. So let me put that out there. If it costs me election, it just cost me an election. But I'm going to be a man and I'm standing up to him. Every time he open his mouth and say something out of the way, I'm going to lay into him. He has arrested in Chicago, Las Vegas, Dade County, Riviera Beach. He has no credibility. And he comes in here and attacks everyone. So I'm just sick of it. And Madam Chair, I'm sorry but I'm -- I'm -- I'm just --

CHAIRPERSON DAVIS: I understand your passion.

COUNCILPERSON GUYTON: -- it is -- it is -- it's unacceptable to me. This is my hometown and --

CHAIRPERSON DAVIS: I understand.

COUNCILPERSON GUYTON: -- and I'd go down in flames for it. Thank you.

CHAIRPERSON DAVIS: Okay. We're now down to discussing Community Benefits Requests.

REGULAR

DISCUSSION AND DELIBERATION

COMMUNITY BENEFITS REQUEST

9. VALLEY OF LOVE MINISTRIES - \$500 -CHAIRWOMAN JUDY L. DAVIS - FOR THE VLM HEART FOR THE HOMELESS PROGRAM.

CHAIR PRO TEM PARDO: So moved.

CHAIRPERSON DAVIS: Is there a second?

COUNCILPERSON GUYTON: Second.

CHAIRPERSON DAVIS: Okay. Madam Clerk?

CITY CLERK WARD: Councilperson Bruce Guyton?

COUNCILPERSON GUYTON: Yes.

CITY CLERK WARD: Councilperson T. Davis?

COUNCILPERSON DAVIS: Yes.

CITY CLERK WARD: Pro Tem Pardo?

CHAIR PRO TEM PARDO: Yes.

CITY CLERK WARD: Chair Davis?

CHAIRPERSON DAVIS: Okay.

CITY CLERK WARD: Unanimous vote.

CHAIRPERSON DAVIS: Thank you, ma'am. Item 10.

10. YOUTH RECREATION ASSOCIATION - \$1,000 - CHAIRWOMAN JUDY L. DAVIS - PEACE & FEAST IN THE NEIGHBORHOOD.

CHAIR PRO TEM PARDO: So moved.

COUNCILPERSON GUYTON: Second.

CHAIRPERSON DAVIS: Okay. Madam Clerk.

CITY CLERK WARD: Councilperson Bruce Guyton?

COUNCILPERSON GUYTON: Yes.

CITY CLERK WARD: Councilperson T. Davis?

COUNCILPERSON DAVIS: Yes.

CITY CLERK WARD: Pro Tem Pardo?

CHAIR PRO TEM PARDO: Yes.

CITY CLERK WARD: Chair Davis?

CHAIRPERSON DAVIS: Yes.

CITY CLERK WARD: Unanimous vote.

CHAIRPERSON DAVIS: Number 11.

11. YOUTH RECREATION ASSOCIATION -\$800- COUNCILMAN CEDRICK A. THOMAS- TO REPLACE WAVERUNNERS GIRLS BASKETBALL TEAM UNIFORMS.

CHAIR PRO TEM PARDO: So moved.

COUNCILPERSON GUYTON: Second.

CHAIRPERSON DAVIS: Okay. Madam Clerk?

CITY CLERK WARD: Councilperson T. Davis?

COUNCILPERSON DAVIS: Yes.

CITY CLERK WARD: Councilperson Bruce Guyton?

COUNCILPERSON GUYTON: Yes.

CITY CLERK WARD: Pro Tem Pardo?

CHAIR PRO TEM PARDO: Yes.

CITY CLERK WARD: Chair Davis?

CHAIRPERSON DAVIS: Okay.

CITY CLERK WARD: Unanimous vote.

CHAIRPERSON DAVIS: Yes. Item 12 is Heart Health and -- Heart Healthy Healing, \$300 from Mayor Masters. Is there a motion?

CHAIR PRO TEM PARDO: So moved.

COUNCILPERSON GUYTON: Second.

CHAIRPERSON DAVIS: Okay. Madam Clerk?

CITY CLERK WARD: Councilperson T. Davis?

COUNCILPERSON DAVIS: Yes.

CITY CLERK WARD: Councilperson Bruce Guyton?

COUNCILPERSON GUYTON: Yes.

CITY CLERK WARD: Pro Tem Pardo?

CHAIR PRO TEM PARDO: Yes.

CITY CLERK WARD: Chair Davis?

CHAIRPERSON DAVIS: Yes.

CITY CLERK WARD: Unanimous vote.

CHAIRPERSON DAVIS: Item 13 is Youth Recreation Association in the amount of \$500 from Chair Pro Tem Pardo.

CHAIR PRO TEM PARDO: So moved.

CHAIRPERSON DAVIS: Who's got a --

COUNCILPERSON GUYTON: Second.

CHAIRPERSON DAVIS: Okay. Madam Clerk?

CITY CLERK WARD: Councilperson Bruce Guyton?

COUNCILPERSON GUYTON: Yes.

CITY CLERK WARD: Councilperson T. Davis?

COUNCILPERSON DAVIS: Yes.

CITY CLERK WARD: Pro Tem Pardo?

CHAIR PRO TEM PARDO: Yes.

CITY CLERK WARD: Chair Davis?

CHAIRPERSON DAVIS: Yes.

CITY CLERK WARD: Unanimous vote.

CHAIRPERSON DAVIS: We're now down to Discussion by the City Manager.

DISCUSSION BY CITY MANAGER

CITY MANAGER JONES: Thank you, Madam Chair. A couple of items very briefly. As you will recall at our last meeting, I spoke about the need for a special city council meeting on -- on June the 25th in order to approve the uplands ground lease between the City and the CRA. We have advertised it. We've been in discussion with Mr. Brown as to the reason we need to do this. And it has been advertised appropriately in all of the appropriate organs so that will be on June the 25th, a special city council meeting to vote on the uplands lease at the marina between the CRA and the City.

CHAIRPERSON DAVIS: Okay.

CITY MANAGER JONES: Also, at the last meeting a resident came up and was asking for the tennis courts to be made available earlier. Miss Davis, you have made some inquiries about times and those sorts of things.

CHAIRPERSON DAVIS: Uh-huh.

CITY MANAGER JONES: I've had conversation, as I mentioned to you all yesterday, with the Director of Parks, and we will be opening the parks over -- the tennis courts at Wells from 8 a.m. until 10 p.m.; however, the same restrictions apply that always applied as it relates to reserved times and reserved activities. Examples.

CHAIRPERSON DAVIS: And --

CITY MANAGER JONES: And it --

CHAIRPERSON DAVIS: -- I -- I -- I sent you an e-mail asking for you to specify those times so that the general public will know.

CITY MANAGER JONES: The open tennis is from 8 a.m. until 6 p.m. From 6 to 8 we have our summer -- our camp class.

CHAIRPERSON DAVIS: From 6 to 8 in --

CITY MANAGER JONES: From 6 to 8 --

CHAIRPERSON DAVIS: -- the evening?

CITY MANAGER JONES: -- in the evening. And then from 8 to 10 is also the open time for tennis. Now, if someone reserves a time of -- during the day for an hour, say they want 10:00, then they get access to it. Because there are signs up there saying you have one hour access if no one has --

CHAIRPERSON DAVIS: Uh-huh.

CITY MANAGER JONES: -- it scheduled. But I just wanted to let you know that that will be a change as a result of what we worked out from the citizen's concern from the last meeting.

CHAIRPERSON DAVIS: And for a person who reserve, who do they call?

CITY MANAGER JONES: They go to the Parks and Recreation Department. And they have an application in order to be able to reserve the courts just like any other facility.

CHAIRPERSON DAVIS: Okay.

CITY MANAGER JONES: And finally, at the June 10th CRA meeting, there was a question raised about what appeared to be an inconsistency in the land development regulation documents that were approved.

CHAIRPERSON DAVIS: Uh-huh.

CITY MANAGER JONES: The 7-Eleven item is next slated to come before the city council. Treasure Coast has agreed to go back, research, to determine that -- to see what -- if there was anything and when something changed. And I wanted to let you know that we want to do our due diligence on that. So the 7-Eleven item will not be coming back on the next agenda or any time soon because we really want to work with Treasure Coast and we've got vacations with the first of July.

CHAIRPERSON DAVIS: Uh-huh.

CITY MANAGER JONES: And I know individuals are asking when is it coming before city council. So I just want you to know that we really want to do that due diligence before we bring that item forward.

CHAIRPERSON DAVIS: And will it go back to P & Z then? Or --

CITY MANAGER JONES: Well, we'll have to see what comes --

CHAIRPERSON DAVIS: -- before it comes back to us? Okay.

CITY MANAGER JONES: -- out of the due diligence.

CHAIR PRO TEM PARDO: Well, that's perfect.

CHAIRPERSON DAVIS: Okay, great.

COUNCILPERSON GUYTON: Madam Chair?

CHAIRPERSON DAVIS: Mr. Guyton?

COUNCILPERSON GUYTON: On that note, when will I -- Treasure Coast came and made an -- made a statement about what transpired. And they were going back to retrieve their documents to confirm what they said. So what -- what is it that is being done by way of due diligence beyond Treasure Coast confirming what they said?

CITY MANAGER JONES: Well, us verifying what they say they did, them providing us with the documents and support. I don't want them just telling us. I really -- I want --

COUNCILPERSON GUYTON: Oh, understood. No, no, I agree.

CITY MANAGER JONES: -- I --

COUNCILPERSON GUYTON: I agree.

CITY MANAGER JONES: -- and the availability of --

COUNCILPERSON GUYTON: But --

CITY MANAGER JONES: -- their staff for the first two weeks of July is limited. So that -- but that is a major piece of the due diligence.

COUNCILPERSON GUYTON: Okay. What's the other piece?

CITY MANAGER JONES: Well, depending on what we find as a result of that then determines what recommendations we -- I need to bring to you.

COUNCILPERSON GUYTON: Okay.

CITY MANAGER JONES: But I don't know until -- till we -- till we go --

COUNCILPERSON GUYTON: Okay. And --

CITY MANAGER JONES: -- over it and look and be sure.

COUNCILPERSON GUYTON: -- okay. Let -- let -- let me say, um, this is a controversial issue. And everyone knows that there are people that don't support it and there are people that reluctantly support it. But in these type of situations, sometime people try to make staff members the fall guy. And I don't want this process to become one where it moves away from Treasure Coast, who actually did the -- the regulations for us 'cause they were hired to do it to trying to -- some people who may not like certain staff members, accuse them. So I just want to put it out there that I want to be kept abreast about what is going on, because I know how politics works. And Treasure Coast did this. Treasure Coast was hired to do it. Treasure Coast admitted it, that they the one made the change. And I want to make sure that that focus remain on those who are responsible.

CITY MANAGER JONES: Yes, sir.

COUNCILPERSON GUYTON: Thank you.

CHAIRPERSON DAVIS: Are you done?

CITY MANAGER JONES: Yes, ma'am.

COUNCILPERSON GUYTON: Yes.

MAYOR MASTERS: Madam -- Madam Chair? Excuse me, would you ask the manager --

CHAIRPERSON DAVIS: I'm --

MAYOR MASTERS: -- no, this is for the city manager. She left one -- could you mention the town hall meeting that is on your agenda, Madam Manager, that you've approved?

CITY MANAGER JONES: Okay. Be delighted to, sir.

MAYOR MASTERS: Thank you.

CITY MANAGER JONES: Related to the issue of 7-Eleven, the Mayor will be hosting a town hall meeting here in the council chambers on June the 24th, and that's a Tuesday evening from 5:30 to 8. And so we would like the residents to know that. He just asked me if I would announce that, which will be another opportunity for him to hear from the residents and for him to gather the information that he needs as it relates to this item. So that will be June the 24th from 5:30 to 8 here in the council chambers.

MAYOR MASTERS: Thank you. Madam Chair, thank you.

CHAIRPERSON DAVIS: Are you -- are you done, Mrs. Jones?

CITY MANAGER JONES: Yes, ma'am.

CHAIRPERSON DAVIS: Okay. Legal?

LEGAL DISCUSSION/REQUEST

CITY ATTORNEY RYAN: Yes, ma'am, thank you. I have several issues.

MAYOR MASTERS: Good.

CITY ATTORNEY RYAN: I know. I'll try to make it quick.

MAYOR MASTERS: Take your time.

CITY ATTORNEY RYAN: The first one is I have given you -- each of you a memo tonight. I did not send it to you in advance regarding the Tiki Waterfront Sea Grill. They have asked the City through the city manager to consider giving them an extension to close their operations. I wrote the memo to you at the request of Councilperson Pardo who wanted to know if there were any legal issues or other issues that needed to be raised as it related to their request. The memorandum details issues that staff has. I conferred with Community Development, the marina and with the Utility District in drafting the memo. And it basically lays out -- and they're all related to the construction, mobilization and the inability of -- of City and CRA staff to get started on the construction project down there. I don't know if the council wants to entertain their request but the time is approaching so we felt like it was appropriate to bring it to your attention tonight because it is only the City Council that can grant such an extension because we gave them a final date to terminate. We -- we gave them until July 6th to cease operations, that is serving customers. And we gave them until July 14th to remove all of their assets from the building. And they're now asking for an extension to -- to August 10th, 2014.

CHAIR PRO TEM PARDO: Madam --

COUNCILPERSON GUYTON: Madam Chair?

CHAIRPERSON DAVIS: Yes, Mr. Guyton?

COUNCILPERSON GUYTON: I didn't have it. You -- you just gave that to us, this?

CITY ATTORNEY RYAN: I did.

COUNCILPERSON GUYTON: Okay. So I haven't had a chance and --

CITY ATTORNEY RYAN: I just gave it to you. I just received -- and -- and it wasn't because I -- I did it as quickly as I could. I just received a copy of this --

CHAIRPERSON DAVIS: The letter was Monday.

CITY ATTORNEY RYAN: I just received it from you Monday.

CHAIRPERSON DAVIS: Uh-huh. Monday.

COUNCILPERSON GUYTON: Okay. My question is when is demolition slated to start?

CHAIRPERSON DAVIS: July.

CITY ATTORNEY RYAN: Well, right. And --

CHAIRPERSON DAVIS: For the Tiki.

CITY ATTORNEY RYAN: -- and Miss McKinney's here but what I'm -- what I'm told is, is that mobilization will start -- it was supposed to start now, in June, but because things have -- we're not going to approve the GNP and the -- the agreement with the CRA until next week, it won't start until July. So --

COUNCILPERSON GUYTON: Okay.

CITY ATTORNEY RYAN: -- they will be in the middle of the start if we push it off.

CHAIRPERSON DAVIS: And the question is, I mean, you know, prior to this we had asked them to move out of the office and they refused. They had their attorneys call us and, you know, they -- they've not shown any good faith in that area. So if we -- we -- what if we extended it and then they still refused to -- to leave? So it holds us up. So I'm -- I'm telling you right now I'm not in favor of granting any kind of extensions at this point.

MAYOR MASTERS: I -- Madam Chair?

CHAIR PRO TEM PARDO: Right. Me, either. I say we gave them enough notice.

CHAIRPERSON DAVIS: Yes. And they knew from day one.

CHAIR PRO TEM PARDO: And we extended the contract already. And --

CHAIRPERSON DAVIS: So --

CHAIR PRO TEM PARDO: -- you know, if staff -- I can see here that Utilities, they're ready to go in and turn the water off and start with the infrastructure. We need to just move forward. That's my opinion, too.

CHAIRPERSON DAVIS: Okay.

CITY ATTORNEY RYAN: Okay. Thank you. The second issue is I sent you a confidential memo on -- I didn't write confidential on it; I should have -- on the status of the settlement agreement between 3501 Broadway and the City. Staff brought to the City -- I gave you -- it's a very long memo because this has been going on for many, many years. The bottom line is, is that staff brought a settlement agreement to the City Council which you approved back in 2011. We gave the -- the -- I'm going to call it Schooner and even though it's not that anymore but it's just easier to use that -- that name. We gave -- we entered into a settlement agreement where they would pay us for water and sewer lien as long -- and we would reduce their code enforcement liens so long as they paid the water and sewer lien and demolished the property and -- and kept it in good shape. They demolished the property after a lot of work on our part. It took a long time, much longer than even was in the -- the agreement to demolish the property, but they finally did, which we were -- we were very happy about. But then when it was time to make the other payments that were set forth in the settlement agreement, we stopped hearing from them. And we have not heard from them. We've reached out to them by letter, by e-mail. We've reached out to their attorneys. We've reached out to the -- the -- the owners themselves and they have just gone completely silent. We looked it up -- looked up the property in the -- in the Property Appraiser -- I'm sorry, online in the City -- the County Clerk's Office, and the demolition company, unfortunately, is now in litigation with them. So they hired somebody to demolish the buildings --

CHAIRPERSON DAVIS: They were paying them.

CITY ATTORNEY RYAN: -- on the property and then I guess they didn't pay them. I don't know that for a fact but that's the allegation in their lawsuit. We just -- staff really is coming to you to ask you if you want us to -- what -- you know, what do you want us to do at this point? Should we continue to reach out? I know that we're a city on the move and maybe a part of that is to go ahead and say, It's time to foreclose on the --

CHAIRPERSON DAVIS: Do you need a consensus or a vote?

CITY ATTORNEY RYAN: I would like a vote because it -- I'm trying to be as formal as I can on this. I see Mr. Davis has a question.

COUNCILPERSON DAVIS: Who's their attorneys?

CITY ATTORNEY RYAN: I don't have his name listed here but he is the son of the owner, Sirota.

COUNCILPERSON DAVIS: Sirota?

CITY ATTORNEY RYAN: Yes.

COUNCILPERSON DAVIS: So that's the only attorney they had that came before us, the only one?

CITY ATTORNEY RYAN: That's the only one that we've dealt with.

COUNCILPERSON DAVIS: Yeah? Oh.

CITY ATTORNEY RYAN: In -- in the last few years. He's had -- we've dealt with him for 10 -- 10 years.

COUNCILPERSON DAVIS: So --

CITY ATTORNEY RYAN: So there have been different representatives.

MAYOR MASTERS: Wayne Richards was the attorney at one point.

CITY ATTORNEY RYAN: At one point but I don't think he is anymore. But, yes.

COUNCILPERSON DAVIS: Does -- does -- does he -- does he still have capacity to reach out to them? I mean, he's here quite a bit so --

CITY ATTORNEY RYAN: I don't think he's here now.

COUNCILPERSON DAVIS: Well, he'll be back --

CITY ATTORNEY RYAN: Mr. Richards?

COUNCILPERSON DAVIS: -- for the 7-Eleven, I'm sure, so --

MAYOR MASTERS: No, he's not the attorney there.

CHAIRPERSON DAVIS: He's not their attorney now.

COUNCILPERSON DAVIS: Oh, he's not their attorney no more?

CITY ATTORNEY RYAN: No, he's not their attorney now. No. The son, from what I understand, is -- Mr. Sirota is a --

COUNCILPERSON DAVIS: I -- I know but --

CITY ATTORNEY RYAN: -- the --

COUNCILPERSON DAVIS: -- he's not disappeared. I mean, he's still alive, correct?

CITY ATTORNEY RYAN: From what we understand, he's still alive.

COUNCILPERSON DAVIS: No death certificate. Still alive.

CITY ATTORNEY RYAN: I -- I -- I'm going to be honest. I haven't looked it up.

COUNCILPERSON DAVIS: So he file -- he file some taxes and --

CITY ATTORNEY RYAN: Well, they haven't paid their taxes. That's another issue.

COUNCILPERSON DAVIS: So it's a corporation.

CITY ATTORNEY RYAN: And -- and if we foreclose on it we will have to pay their taxes. I listed it in here. The delinquent taxes owed as of right now are \$41,000.

COUNCILPERSON DAVIS: So we would have to pay their taxes?

CITY ATTORNEY RYAN: So we would have to pay that. We may have to try to enter into some kind of agreement with the demolition. But I think it's worth, at this point -- I -- I -- I mean, unless the council says, you know, keep trying a little bit harder, we can definitely do that.

COUNCILPERSON DAVIS: Yeah. Just keep trying and that way it can give us some time to think and come back with some ideas.

CITY ATTORNEY RYAN: Okay.

COUNCILPERSON GUYTON: Wait, Madam Chair?

CHAIRPERSON DAVIS: Mr. Guyton?

COUNCILPERSON GUYTON: How long have we been trying? I mean, did you just say this has been going on for a while?

CITY ATTORNEY RYAN: We have not -- numerous -- this is -- well, the property owner's attorney has not responded to any of the correspondence since February 2012.

COUNCILPERSON GUYTON: Okay. Let me --

CITY ATTORNEY RYAN: And we started re-citing the property for overgrowth because they still own the property.

COUNCILPERSON GUYTON: -- so -- so are -- are they nonresponsive now? Is that what you're --

CITY ATTORNEY RYAN: I would say the word is nonresponsive. That's a very good word, yes.

COUNCILPERSON GUYTON: Okay.

CITY ATTORNEY RYAN: We just can't find them.

COUNCILPERSON GUYTON: Okay. So at --

CHAIRPERSON DAVIS: (Inaudible).

COUNCILPERSON GUYTON: -- well -- well, Councilman Davis, at -- at what point would you suggest that we move forward? How much longer would you like for us to reach out?

COUNCILPERSON DAVIS: Let me ask one more -- let me ask one more question. Madam Chair?

CHAIRPERSON DAVIS: Sure.

COUNCILPERSON DAVIS: So we sent certified mail to them. They haven't responded. Did we do anything like that so we can prove that they're being delinquent?

CITY ATTORNEY RYAN: We've sent letters. I'm not going to say they were certified letters.

COUNCILPERSON DAVIS: Oh.

CITY ATTORNEY RYAN: And we've sent e-mails.

COUNCILPERSON DAVIS: Okay. So it's e-mails so that's good so we got a track record.

CITY ATTORNEY RYAN: We also have a -- we --

COUNCILPERSON DAVIS: So we --

CITY ATTORNEY RYAN: -- it's not just picking up the phone. We don't --

COUNCILPERSON DAVIS: -- so we (inaudible)?

CITY ATTORNEY RYAN: -- do that. We send letters.

COUNCILPERSON DAVIS: (Inaudible) property.

CHAIR PRO TEM PARDO: Madam Chair?

CHAIRPERSON DAVIS: Miss Pardo?

CHAIR PRO TEM PARDO: Okay. I'd like to make a motion to foreclose on the Schooner Inn.

COUNCILPERSON GUYTON: Yeah.

CHAIRPERSON DAVIS: Thank you.

COUNCILPERSON DAVIS: Second.

CHAIRPERSON DAVIS: Oh, thank you. Got my vote. Madam Clerk?

CITY CLERK WARD: Councilperson T. Davis?

COUNCILPERSON DAVIS: Yes.

CITY CLERK WARD: Councilperson Bruce Guyton?

COUNCILPERSON GUYTON: Yes.

CITY CLERK WARD: Pro Tem Pardo?

CHAIR PRO TEM PARDO: Yes.

CITY CLERK WARD: Chair Davis?

CHAIRPERSON DAVIS: Yes.

CITY CLERK WARD: Unanimous vote.

CHAIRPERSON DAVIS: Oh.

CITY ATTORNEY RYAN: Okay. Thank you.

MAYOR MASTERS: I have a question about that, Madam Chair.

CHAIRPERSON DAVIS: Mr. Mayor.

MAYOR MASTERS: To the Attorney. I -- I wanted to say something but it kind of moved so quickly. But I do -- I -- I do know Mr. Schroeder recently has had a heart attack

CITY ATTORNEY RYAN: Oh, I didn't know that. So --

MAYOR MASTERS: And has been in the hospital very, very recently. And -- but everything moved so fast I didn't have a chance to -- to tell you that and not -- it may not have changed the vote anyway. But my question is you foreclosed. Do you send out a -- another notice to let him know it's going to be -- I mean, is there another warning? I mean, not a warning but do we tell them in a letter or a register that it's going to be foreclosed by a certain date and does he still have time to make relief?

CITY ATTORNEY RYAN: Well, that's up to the council. If the council wants me to reach out to them one more time, you know, in a letter, phone call, e-mail, I will do that. But --

MAYOR MASTERS: Well, I know he's had a heart attack and in the hospital maybe as we speak. I think that the humane -- I would think the humane thing to do is to let him know that -- what we're getting ready to do and maybe he'll find a way --

COUNCILPERSON DAVIS: Right.

MAYOR MASTERS: -- to take care of this. I mean, I can personally -- I know him personally.

CITY ATTORNEY RYAN: Okay.

MAYOR MASTERS: And I'd be willing to go and have that humane conversation with him about this.

CHAIRPERSON DAVIS: Okay. You know, did -- did I not hear you say, Miss Ryan, that he -- we have not heard -- had any response since 2012?

CITY ATTORNEY RYAN: That is correct.

CHAIRPERSON DAVIS: Okay. Well, I don't think he's been in the hospital for that long a period of time.

MAYOR MASTERS: No. He hasn't.

CHAIRPERSON DAVIS: I caught a lot of heat from this when, you know, I pushed to have this thing demolished. It was a total eyesore and so I'm ready to move forward on it. So the -- the vote has been taken as far as I'm concerned.

CITY ATTORNEY RYAN: Okay.

CHAIRPERSON DAVIS: All right.

CITY ATTORNEY RYAN: Oh, okay. I'm -- I'm not done.

CHAIRPERSON DAVIS: Okay.

CITY ATTORNEY RYAN: I wanted to mention -- and Mr. Thomas is not here but he asked me to reach out to the task force's attorney regarding a potential discussion about settlement or mediation. And I did hear from Mr. DeGraffenreidt via e-mail. Everybody likes a paper trail. And he stated that he had reached out to his client but was trying to actually get a meeting with them. So he would get back with me on that request. But I wanted to at least give you that update.

COUNCILPERSON GUYTON: Okay. Wait. Back -- back up. Who -- who requested that you reach out for a settlement?

MAYOR MASTERS: Councilman Cedrick Thomas.

CITY ATTORNEY RYAN: Councilman Thomas at a city council meeting.

COUNCILPERSON GUYTON: Oh.

CITY ATTORNEY RYAN: You may not have been at that meeting.

COUNCILPERSON GUYTON: Oh, 'cause --

CITY ATTORNEY RYAN: That was a request made at --

COUNCILPERSON GUYTON: -- oh, okay. But the council didn't --

CITY ATTORNEY RYAN: -- here in --

COUNCILPERSON GUYTON: -- take a vote on that?

COUNCILPERSON DAVIS: No.

CITY ATTORNEY RYAN: No. But there was -- it was a consensus.

COUNCILPERSON GUYTON: What? No? Okay.

CITY ATTORNEY RYAN: There was a consensus to write the -- the reach out. I did it based upon --

COUNCILPERSON GUYTON: Oh, was it?

CITY ATTORNEY RYAN: Oh, my gosh.

CHAIRPERSON DAVIS: I don't know.

CHAIR PRO TEM PARDO: I don't recall.

CHAIRPERSON DAVIS: I don't remember.

COUNCILPERSON GUYTON: Was it?

CITY ATTORNEY RYAN: I will pull the minutes. There was a consensus to reach out to their attorney.

CHAIRPERSON DAVIS: When was that?

CITY ATTORNEY RYAN: That was about two council meetings ago.

CHAIRPERSON DAVIS: I don't remember that.

COUNCILPERSON GUYTON: Really?

CHAIR PRO TEM PARDO: I don't remember it, either.

CHAIRPERSON DAVIS: I don't remember that one at all.

CITY ATTORNEY RYAN: Okay. The --

COUNCILPERSON GUYTON: Okay. Well -- but we're not going to deliberate --

CITY ATTORNEY RYAN: -- the audience are saying they remember.

COUNCILPERSON GUYTON: -- but -- but -- but, Madam Attorney --

CITY ATTORNEY RYAN: Yes.

COUNCILPERSON GUYTON: -- you hear the sentiment up here now.

CITY ATTORNEY RYAN: Wow. So I was giving an update on that.

COUNCILPERSON GUYTON: And that -- that's all I'm saying.

CITY ATTORNEY RYAN: I wrote him a letter and I --

COUNCILPERSON GUYTON: I just -- okay.

CITY ATTORNEY RYAN: -- I specifically put the date in. I didn't bring the letter with me.

COUNCILPERSON GUYTON: But I'm just saying you hear the sentiment now.

COUNCILPERSON DAVIS: Madam Chair?

CITY ATTORNEY RYAN: You weren't at the meeting.

CHAIRPERSON DAVIS: Hold on, Mr. Davis.

CITY ATTORNEY RYAN: Okay.

COUNCILPERSON GUYTON: From -- from a majority of the council.

CITY ATTORNEY RYAN: What is the sentiment? I'm hearing --

COUNCILPERSON GUYTON: The sentiment is saying that we don't know anything about giving you that direction.

CHAIR PRO TEM PARDO: But you know what? If you did it, I'm fine with it. Whatever.

CHAIRPERSON DAVIS: I mean --

COUNCILPERSON GUYTON: Yeah.

CITY ATTORNEY RYAN: I'll bring the minutes to the next meeting. Trust me. I --

COUNCILPERSON GUYTON: Okay. It's no big deal but --

CITY ATTORNEY RYAN: Yeah.

COUNCILPERSON GUYTON: -- I'm not supporting a settlement. Let me put that on the -- on the record.

CHAIRPERSON DAVIS: It -- it -- whatever come -- whatever is discussed, it'll have to come back to this council.

COUNCILPERSON GUYTON: Okay.

CHAIRPERSON DAVIS: So he's -- he's within his right to ask her to do that.

COUNCILPERSON GUYTON: I'm not complaining about it.

CHAIRPERSON DAVIS: I know. I'm just saying --

CITY ATTORNEY RYAN: It -- right.

COUNCILPERSON GUYTON: Just saying that that's not my position.

CHAIRPERSON DAVIS: I understand.

COUNCILPERSON GUYTON: I want that on the record.

CHAIRPERSON DAVIS: Okay. Mr. Davis?

COUNCILPERSON DAVIS: Nothing.

CHAIRPERSON DAVIS: Did you --

CITY ATTORNEY RYAN: Do you recall Mr. --

CHAIRPERSON DAVIS: You said you had --

COUNCILPERSON DAVIS: Huh? No, I got nothing to say.

CITY ATTORNEY RYAN: -- I'm trying to find some support.

CHAIRPERSON DAVIS: You got none?

COUNCILPERSON DAVIS: I probably did but I forgot it by the time it went back and forth.

CITY ATTORNEY RYAN: Right. I will bring the minutes to the next city council meeting. It was discussed after a member of the public raised the whole issue again. And Mr. Thomas stated that he was tired of hearing it and he -- they -- he asked me did

I know what they wanted. And I said on the record I haven't the faintest idea what they want. You don't remember that?

CHAIRPERSON DAVIS: No.

CITY ATTORNEY RYAN: Wow.

COUNCILPERSON DAVIS: Let's just wait till you come back.

CHAIRPERSON DAVIS: Okay. Well, go ahead.

COUNCILPERSON DAVIS: Yeah, let's wait till you come back.

CITY ATTORNEY RYAN: Okay. I will bring it. Okay.

MAYOR MASTERS: Well, hold on, Madam Chair, from the Attorney, may I?

CHAIRPERSON DAVIS: Sure.

CITY ATTORNEY RYAN: Sure.

MAYOR MASTERS: Okay. I don't want to be confused on this. Is the direction that you've been given or the request that you've been given by Councilman Cedrick Thomas, you're going to proceed to set that meeting up with their attorney to discuss the issue? There's -- that -- that -- we're not changing that tonight. We're respecting Councilman Thomas request, 'cause no one has said don't do it; is that correct?

CITY ATTORNEY RYAN: Well, right.

MAYOR MASTERS: I just want to make sure you understand it.

CITY ATTORNEY RYAN: The -- the letter is already out there. I wrote him a letter.

MAYOR MASTERS: Okay. So we're not withdrawing the letter. We're -- we're still going to meet --

CITY ATTORNEY RYAN: Right. And it was --

MAYOR MASTERS: -- with them. Okay.

CITY ATTORNEY RYAN: -- what he wanted me to ask them was, What is it that you want?

MAYOR MASTERS: Okay.

CITY ATTORNEY RYAN: And that's what I did. And I will be happy to provide you all with that correspondence and I was just given an update.

MAYOR MASTERS: Okay. There's no -- there's no change. You're still going to --

CHAIRPERSON DAVIS: Mr. Thomas is within his right to ask her to do that. Yes.

MAYOR MASTERS: Right. Okay.

COUNCILPERSON GUYTON: Yeah, and nobody questioned that.

CHAIRPERSON DAVIS: Okay. All right.

MAYOR MASTERS: You just did the (inaudible).

CITY ATTORNEY RYAN: Okay. The last thing is -- I'm going on vacation next week.

MAYOR MASTERS: You hit us with all this stuff and then leave.

CITY ATTORNEY RYAN: And I think it's time. I think I need one. That's it, Madam Chair.

CHAIRPERSON DAVIS: We all need one.

CITY ATTORNEY RYAN: Thank you.

CHAIRPERSON DAVIS: All right. Any committee reports? None? Statements by Mayor and Council. Mayor, you got any?

CITY COUNCIL COMMITTEE REPORTS

STATEMENTS BY THE MAYOR AND CITY COUNCIL

MAYOR MASTERS: Yes, I do. I'm going to use my minutes. I think it's 10. And it'll be brief -- much -- it'll be briefer --

CHAIRPERSON DAVIS: Ten minutes? Did you say 10 minutes?

MAYOR MASTERS: Well, I thought that was the rule that --

CHAIRPERSON DAVIS: No. There is no rule.

MAYOR MASTERS: What is the rule, then? How many minutes do Council or Mayor get to speak on the -- on their comment?

CHAIRPERSON DAVIS: Three minutes.

MAYOR MASTERS: No. No. That's --

CHAIRPERSON DAVIS: Can we come back to you?

MAYOR MASTERS: Yeah. Make me last 'cause I'm going to show the three- --

CHAIRPERSON DAVIS: Okay.

MAYOR MASTERS: -- minute video clip that -- that messed up earlier.

CHAIRPERSON DAVIS: All right. Because I think everybody else will be real quick. Okay?

MAYOR MASTERS: Well, that's what I heard. I mean, you know? I mean, maybe we need to set a time period about it.

CHAIRPERSON DAVIS: All right. Mr. Guyton, you got anything?

COUNCILPERSON GUYTON: I have nothing.

CHAIRPERSON DAVIS: Okay. Mr. Davis?

COUNCILPERSON DAVIS: Nothing.

CHAIRPERSON DAVIS: No?

CHAIR PRO TEM PARDO: Nothing.

CHAIRPERSON DAVIS: Okay. I just want to make the announcement that the -- we're going to kickoff the summer with the Peace and Feast in the Neighborhood Festival on June 27th. And boy, do we have a line-up for you. It is going to be off the chain. We have -- there's going to be a special entertainer that will be coming. We'll have fun and games and food and speakers and it's something that you don't want to miss. Also, I will be raffling off a 32-inch Samsung flat-screen TV. I have tickets for sale. Miss Debra has tickets for sale. Miss Blue has tickets for sale. They're \$5 each. So anybody who wants to purchase a ticket for that, please get in touch with one of us. Mr. Calloway and Derrick McCray also have tickets. And also here's some fliers if anybody wants a copy, if you'll pass those down. And I will be traveling to Orlando on the morning of the 27th. I've been -- I'm part of the Nominating Committee for the Florida League of Cities. So I'll probably be back a little bit late but will be there. So everybody please come out. This is really an idea that stemmed from our joint sister city meetings where we talked about the criminal element, traveling from one city to another city. And so we're trying to pull in, particularly the kids and, you know, hopefully have a violent-free summer. And I understand that they are very excited. They understand that they're going to be on television and on their best behavior so please come out and -- and enjoy the fun. That's all from me. Mayor, you've got the floor.

MAYOR MASTERS: Thank you, Madam Chair. As I said, I would come back on the end. I want to apologize that we had some technical difficulties. This is only about a three-minute brief video I think that -- that would do justice. I hope my colleagues will give me that respect to pay attention to it. Two things I did mention earlier that the -- that we're going to benefit from this. State Senator Garcia from Miami-Dade area has agreed at our request and I met him on this trip to hold hearings as they do before bills are -- go through committees on extending the Amber Alert to include missing college students in the State of Florida. We've had several reports of missing college students at some of the universities, Central State and others. That is going to be an initiative.

Also, as I met with the Tourism Board over there, there are businesses that may be interested in doing business or having businesses in -- in our city, particular at the marina. I've already mentioned the Miami-Dade as the best practice as it relates to teenage crime, reducing it. I've already mentioned the -- the new initiative with Palm Beach County College. I've already mentioned the investors that will be coming to Miami and Riviera Beach looking at what -- whatever we have to offer in the next 30 or 60 days. And then the sister city relationship. This whole trip was about putting our city on the map. Three minutes at the most, I believe. Let us -- let's roll and this end my -- my time.

CHAIRPERSON DAVIS: Are you done?

MAYOR MASTERS: No. I'm -- I'm going to leave.

CHAIRPERSON DAVIS: Okay.

MAYOR MASTERS: This is less than three minutes. (Video shown).

CHAIR PRO TEM PARDO: Wow.

MAYOR MASTERS: Consider this as an association. I'm presenting the Riviera Beach plan there. This is the developer that will be coming to Riviera Beach. Sister city proclamation. Disaster emergency relief. Dr. Dennis Gallon and the university president talking about the new student exchange. This is the university. Spoke to over 200 people there. The meeting with the president of the university. This is the historic agreement that was signed been Palm Beach State College including our students. Meeting college students who are interested in coming here in the exchange. Preparing to speak to 200 people about Riviera Beach as a panelist. That's the Congress, the International Congress that I spoke concerning our city. Meeting the press and of course talking about Riviera Beach and Palm Beach County. I was given a certificate of honor by one of the Turkish -- Turkish men. This is the Grand Bazaar Shopping. I went without dollars, of course, window shopping. Meeting with some Russian friends from Russia. Getting ready, get set, and here we go. The last one is -- hold on. It's coming. Hold on tight on the camel, coming back home. Thank you, Madam Chair.

CHAIRPERSON DAVIS: You're welcome, sir.

CITY MANAGER JONES: On a camel.

CHAIRPERSON DAVIS: Okay. Thank you very much. That was very -- .

ADJOURNMENT

COUNCILPERSON GUYTON: Motion to adjourn.

MAYOR MASTERS: No more camels.

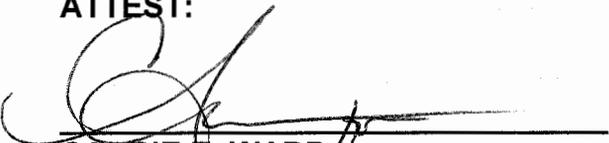
(CONCLUSION OF MEETING)

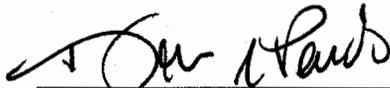
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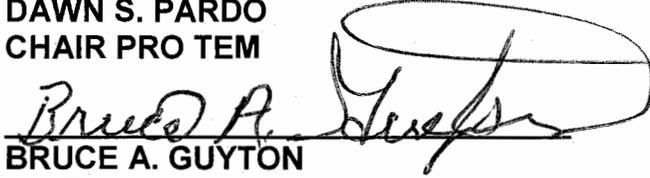

THOMAS A. MASTERS
MAYOR

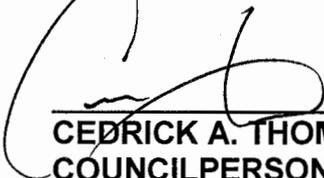

JUDY L. DAVIS
CHAIRPERSON

ATTEST:


CARRIE E. WARD
MASTER MUNICIPAL CLERK
CITY CLERK


DAWN S. PARDO
CHAIR PRO TEM


BRUCE A. GUYTON
COUNCILPERSON


CEDRICK A. THOMAS
COUNCILPERSON

ABSENT
TERENCE D. DAVIS
COUNCILPERSON

MOTIONED BY: D. PARDO

SECONDED BY: C. THOMAS

B. GUYTON TARDY

J. DAVIS AYE

C. THOMAS AYE

D. PARDO AYE

T. DAVIS ABSENT

DATE APPROVED: 08/06/2014