

**CITY OF RIVIERA BEACH  
PALM BEACH COUNTY, FLORIDA  
CITY COUNCIL MEETING MINUTES  
WEDNESDAY, SEPTEMBER 3, 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:** Okay. We're getting ready. Good evening, everyone. Welcome to our regularly scheduled City Council meeting. At this time would you please turn your cell phones to the vibrate or off position so as not to interrupt our meetings. Also, if you'd like to speak on a consent agenda item please turn in your card at this time as it will come up pretty quickly. Okay? Madam Clerk, please call the roll.

**ROLL CALL**

**DEPUTY CITY CLERK ANTHONY:** Mayor Thomas Masters? Chairperson Judy Davis?

**CHAIRPERSON DAVIS:** Here.

**DEPUTY CITY CLERK ANTHONY:** Chair Pro Tem Dawn Pardo?

**CHAIR PRO TEM PARDO:** Present.

**DEPUTY CITY CLERK ANTHONY:** Councilperson Bruce Guyton?

**COUNCILPERSON GUYTON:** Here.

**DEPUTY CITY CLERK ANTHONY:** Councilperson Cedrick Thomas?

**COUNCILPERSON THOMAS:** Here.

**DEPUTY CITY CLERK ANTHONY:** Councilperson Terence Davis?

**COUNCILPERSON DAVIS:** Here.

**DEPUTY CITY CLERK ANTHONY:** City Manager Ruth Jones?

**CITY MANAGER JONES:** Present.

**DEPUTY CITY CLERK ANTHONY:** Deputy City Clerk Claudene Anthony is present. City Attorney Pamala Ryan?

**CITY ATTORNEY RYAN:** Present.

**CHAIRPERSON DAVIS:** Okay. Let's all stand for a moment of silence and the Pledge led by Miss Ryan.

**CITY ATTORNEY RYAN:** Oh, great.

## **INVOCATION**

## **PLEDGE OF ALLEGIANCE**

(Everyone stood for a moment of silence followed by the Pledge of Allegiance being led by City Attorney Ryan).

**CHAIRPERSON DAVIS:** Okay. Miss Jones, do we have any Additions, Deletions or Substitutions?

## **AGENDA APPROVAL: ADDITIONS, DELETIONS, SUBSTITUTIONS**

**CITY MANAGER JONES:** Yes, Madam Chair. We have three additions for the -- tonight's agenda. The first one is a Community Benefit to New Life New Faith Ministries for \$1,000 from Tom -- Mayor Thomas Masters. We have a Community Benefit of \$825 for Chairperson Judy L. Davis to use to highlight the good works of the Utility District and Marina Departments. And we also have the addition of a Community Benefit request to Valley of Love Ministries for \$295 from Councilman Terence Davis.

**CHAIRPERSON DAVIS:** Okay. Are there any Disclosures by Council? None? Okay. Is there a motion to adopt the agenda?

## **DISCLOSURE BY COUNCIL**

## **ADOPTION OF AGENDA**

**CHAIR PRO TEM PARDO:** So moved.

**CHAIRPERSON DAVIS:** Is there a second?

**COUNCILPERSON DAVIS:** Second. Second.

**CHAIRPERSON DAVIS:** Okay. Madam Clerk?

**DEPUTY CITY CLERK ANTHONY:** Councilperson Guyton?

**COUNCILPERSON GUYTON:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Councilperson Thomas?

**COUNCILPERSON THOMAS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Councilperson T. Davis?

**COUNCILPERSON DAVIS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Pro Tem Pardo?

**CHAIR PRO TEM PARDO:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Chair Davis?

**CHAIRPERSON DAVIS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Unanimous vote.

**CHAIRPERSON DAVIS:** Okay. At this time we need to -- we have our Public Hearing that was advertised for 6 p.m. so we need to take items 8, 9 and 10 out of order. Okay? Item 8.

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

**CONSENT AGENDA**

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

**MINUTES**

**CHAIRPERSON DAVIS:** Does anyone want to pull a consent item?

**CITY ATTORNEY RYAN:** Do you have any cards?

**CHAIRPERSON DAVIS:** I do have a public comment card here. Bonnie Larson, item 5. She's speaking on item 5.

## RESOLUTIONS

1. RESOLUTION NO. 82-14 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE RENEWAL OF LIFE INSURANCE COVERAGE WITH RELIANCE STANDARD LIFE INSURANCE COMPANY TO PROVIDE LIFE INSURANCE FOR CITY EMPLOYEES FOR THE POLICY YEAR 2014-2015 AND AUTHORIZING THE DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES TO MAKE PAYMENTS FROM VARIOUS CITY DEPARTMENTAL ACCOUNTS IN THE TOTAL ANNUAL ESTIMATED AMOUNT NOT EXCEEDING \$70,000; PERIOD BEGINNING OCTOBER 1, 2014 THROUGH SEPTEMBER 30, 2015; AND PROVIDING AN EFFECTIVE DATE.
2. RESOLUTION NO. 83-14 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AUTHORIZING THE RENEWAL OF DENTAL INSURANCE COVERAGE WITH SOLSTICE BENEFITS, INC., 7901 SW 6TH COURT, #400, PLANTATION, FL 33324 TO PROVIDE DENTAL INSURANCE FOR CITY EMPLOYEES FOR THE POLICY YEAR 2014-2015; AND AUTHORIZING THE DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES TO MAKE PAYMENTS FROM VARIOUS CITY DEPARTMENTAL ACCOUNTS IN THE ESTIMATED ANNUAL TOTAL AMOUNT OF \$57,000.00 FOR DENTAL INSURANCE; PERIOD BEGINNING OCTOBER 1, 2014 – SEPTEMBER 30, 2015; AND PROVIDING AN EFFECTIVE DATE.
3. RESOLUTION NO. 84-14 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING AND RATIFYING THE 2014-2017 BARGAINING AGREEMENT COMMENCING OCTOBER 1, 2014 TO SEPTEMBER 30, 2017 BETWEEN THE CITY OF RIVIERA BEACH AND THE PROFESSIONAL FIREFIGHTER/PARAMEDICS OF PALM BEACH COUNTY, LOCAL 2928, IAFF, INC., AN ORGANIZATION REPRESENTING THE FIREFIGHTER/PARAMEDICS OF THE CITY OF RIVIERA BEACH TO INCLUDE THE INCREASE IN SALARY FOR THE EMPLOYEES; APPROVING THE CITY MANAGER'S EXECUTION AND AUTHORIZING THE CITY CLERK TO EXECUTE THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.
4. RESOLUTION NO. 85-14 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING THE GRANT FUNDS FROM THE BULLET PROOF VEST PARTNERSHIP GRANT PROGRAM (BVP); AUTHORIZING THE TRANSFER OF A REQUIRED CASH MATCH TOTALING \$6,203.59, FROM THE LAW ENFORCEMENT TRUST FUND – LOCAL; AUTHORIZING THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO SET-UP A BUDGET FOR THE BVP GRANT PROGRAM; AND PROVIDING AN EFFECTIVE DATE.

5. **RESOLUTION NO. 86-14 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE PURCHASE OF VARIOUS AUDIO AND VIDEO COMPONENTS FROM PRO SOUND AND VIDEO BY PIGGYBACKING THE SCHOOL BOARD OF BROWARD COUNTY CONTRACT NUMBER 12-045E IN AN AMOUNT NOT TO EXCEED \$125,000; AUTHORIZING THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO MAKE PAYMENT FOR SAME FROM ACCOUNT NUMBER 309-0202-519-1-6201 FOR THE PURCHASE; AND PROVIDING AN EFFECTIVE DATE.**

**BONNIE LARSON:** Glad you'll be getting new audio equipment, and I'm hoping this means the microphones that y'all have up there. One of the problems I see with the microphones now -- there are multiple problems, but the microphones are situated to one side or the other of you and when people turn their head, then they're away from the microphone. Are we going to get those little microphone sets that people on TV have had for years and years?

**CHAIR PRO TEM PARDO:** Only (inaudible) --

**BONNIE LARSON:** Turn your head in any direction you want to turn your head and we'll hear you. So I hope that's what you're getting. And can you explain to us what that is, what you're getting. That would be the best thing. Thank you.

**CHAIRPERSON DAVIS:** Okay. Thank you, ma'am. Okay. Is there a motion to approve Consent Agenda?

**CHAIR PRO TEM PARDO:** So moved.

**CHAIRPERSON DAVIS:** Is there a second?

**COUNCILPERSON GUYTON:** Second.

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

**DEPUTY CITY CLERK ANTHONY:** Councilperson Thomas?

**COUNCILPERSON THOMAS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Councilperson Guyton?

**COUNCILPERSON GUYTON:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Councilperson T. Davis?

**COUNCILPERSON DAVIS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Pro Tem Pardo?

**CHAIR PRO TEM PARDO:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Chair Davis?

**CHAIRPERSON DAVIS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Unanimous vote.

**CHAIRPERSON DAVIS:** We're now down to Petitions and Communications for Filing, Awards and Presentations. (Phone alert). Mayor, would you --

**MAYOR MASTERS:** I'm sorry. It's a new thing.

**CHAIRPERSON DAVIS:** -- are you going to turn -- okay.

**MAYOR MASTERS:** I'm trying to get --

**CHAIRPERSON DAVIS:** Okay. Thank you.

**MAYOR MASTERS:** -- I'm trying to stop it.

**CHAIRPERSON DAVIS:** Item 7?

6. **RESOLUTION NO. 87-14 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, APPROVING THE LONG RANGE STRATEGIC PLAN FOR THE RIVIERA BEACH PUBLIC LIBRARY, REQUESTING STATE AID TO LIBRARIES GRANT FUNDING; AND PROVIDING AN EFFECTIVE DATE.**

#### **END OF CONSENT AGENDA**

#### **PETITIONS AND COMMUNICATIONS FOR FILING**

**NONE**

#### **AWARDS AND PRESENTATIONS**

7. **PRESENTATION BY FDOT REGARDING PROPOSED ROADWORK AT THE BLUE HERON BOULEVARD AND I-95 INTERCHANGE.**

**DIRECTOR OF PUBLIC WORKS JOHNSON:** Good evening, Council. Brynt Johnson, Director of Public Works.

**CHAIRPERSON DAVIS:** Good evening, sir.

**DIRECTOR OF PUBLIC WORKS JOHNSON:** Some time ago FDOT engineering consultants approached us about some proposed work at the Blue Heron and I-95 interchange. I know that --

**CHAIRPERSON DAVIS:** Can you pull your mike to you and speak a little louder?

**DIRECTOR OF PUBLIC WORKS JOHNSON:** A little bit louder?

**CHAIRPERSON DAVIS:** Yes. That's good.

**DIRECTOR OF PUBLIC WORKS JOHNSON:** Okay. Better? So as I stated, they approached me with the proposed project to do some improvements at the Blue Heron Boulevard/I-95 interchange. I know that Council has expressed a desire to be made aware of any proposed projects in the City, especially those being performed by outside agencies. So with that in mind, I asked DOT and their representatives to come in and give Counsel a presentation on those proposed changes at that particular interchange. So I'll allow FDOT staff to come up and present to you all those proposed changes.

**RITA BULSARA:** Hello. My name's Rita Bulsara. I'm the project manager representing FDOT tonight, and we're going to be talking about I-95 at Blue Heron Boulevard interchange improvements.

**CHAIRPERSON DAVIS:** Okay.

**RITA BULSARA:** I'm going to start off by talking about a little bit of history on this project. FDOT made improvements to I-95 main line in Palm Beach County back in the '90s, and as part of that project, eight out of the 18 interchanges along those project limits were improved. But FDOT committed to reexamining the interchanges that were not included as part of the original project. So that's -- that's where this project comes -- comes out. And the purpose of this project is to address the traffic spillback on to I-95 to improve interchange operations, to reduce the congestion along Blue Heron and I-95, and to increase the safety at the study interchange. And I've highlighted some important dates for the project. Our biddability submittal is on November 20<sup>th</sup> of this year. Our production date is February 2<sup>nd</sup> of 2015. Plans go to Tallahassee March 23<sup>rd</sup> and the letting date is May 20<sup>th</sup>. And the construction budget is \$1.8 million. And at this point I'm going to introduce Wilmer Castro to present the rest of the project.

**WILMER CASTRO:** Hi. I'm Wilmer with (inaudible) North America. On the next slide here you'll see our project limits. Pretty much most of the work's going to be on State Road 708, Blue Heron Boulevard.

**CHAIRPERSON DAVIS:** Do you --

**WILMER CASTRO:** Yeah.

**CHAIRPERSON DAVIS:** -- do you have -- you're going to have to use the mouse so we can see where you're talking about.

**CITY MANAGER JONES:** Can you use the mouse so they --

**WILMER CASTRO:** Oh, sorry.

**CITY MANAGER JONES:** That way.

**CHAIRPERSON DAVIS:** So the public can see it. There you go.

**CITY MANAGER JONES:** (Inaudible).

**WILMER CASTRO:** All right. Oh, here you go. All right. So pretty much -- it's not on the overview here but Military Trail's off the page. And as you go eastbound, pretty much, we're going to try to extend all the left turns for -- as she said earlier, to increase capacity at all the left turns. And most of the work's going to be on the off ramps on I-95 towards Blue Heron. We're going to add an extra lane so they're going to go from dual lefts to triple. So that's going to -- basically we're going to widen under -- under the I-95 overpass and we're going to make every lane a little bit wider just to -- because of the bigger trucks that are going to make those turns. That way they don't crash against each other as they make the turn.

So this is pretty much it and pretty much more left-turn extensions right after I-95. And that's going to affect pretty much all the medians and -- on the vicinity. So I'm going to introduce now the -- our landscaping engineer which will talk about that.

**HARRY BELTON:** Good evening. My name is Harry Belton. I'm with the consulting firm, also. I'm the landscape architect on the job. And the reason I'm involved is 'cause there are significant impacts to the median and you have a planted median right now at this interchange. We are going to be keeping as many trees as possible. However, because of these turn lanes are being extended, we're going to have to relocate some of these trees out of the median but keep them within the project area. As you can see some of these medians we can --

**CHAIRPERSON DAVIS:** Okay, sir?

**HARRY BELTON:** Yes?

**CHAIRPERSON DAVIS:** You're talking about -- are you talking about Blue Heron Boulevard?

**CITY MANAGER JONES:** Yeah. We -- we need to understand exactly where you're talking.

**CHAIRPERSON DAVIS:** 'Cause --

**HARRY BELTON:** We're talking about the medians on -- on -- on -- on --

**CITY MANAGER JONES:** Blue Heron.

**HARRY BELTON:** -- on Blue Heron Boulevard to the east and west of the interchange. Because you're lengthening turn lanes within these medians, you're lengthening the turn lanes to achieve some -- the -- relieve the congestion that the two other people before me were talking about. And as a result of lengthening these turn lanes, the medians are getting narrower. And so, therefore, some of the trees that you have in the median now cannot stay there anymore because they will be in a turn lane. So --

**CHAIRPERSON DAVIS:** Okay. Hold -- hold on just a minute.

**CITY MANAGER JONES:** Yeah.

**HARRY BELTON:** Right.

**CITY MANAGER JONES:** (Inaudible) what he's saying.

**CHAIRPERSON DAVIS:** Wait a minute. I -- this is the first I'm seeing of this so I'm -- I'm really trying to understand what you're talking about. How --

**HARRY BELTON:** See in this picture right --

**CHAIRPERSON DAVIS:** -- no, wait. Hold -- hold on. You --

**HARRY BELTON:** Okay.

**CHAIRPERSON DAVIS:** -- you're not hearing my question.

**HARRY BELTON:** Okay.

**CHAIRPERSON DAVIS:** Okay. So at I-95, the median narrows, you know, right around what, Ed Morris?

**CHAIR PRO TEM PARDO:** Uh-huh.

**CITY MANAGER JONES:** Uh-huh.

**CHAIRPERSON DAVIS:** Okay. And there are no trees in that narrow median anyway. So are you talking about moving it further back --

**HARRY BELTON:** You could actually explain --

**CHAIRPERSON DAVIS:** -- eastward in order to --

**WILMER CASTRO:** No. The project limits are from Military Trail to Garden Road. Pretty much right now the existing median is about 24 feet so by adding the lane --

**CHAIRPERSON DAVIS:** Oh, so you're -- you're talking west of 95 now?

**CITY MANAGER JONES:** No. All the way to (inaudible).

**WILMER CASTRO:** East and west.

**CHAIRPERSON DAVIS:** You -- you want to eliminate the --

**COUNCILPERSON GUYTON:** Underneath I-95?

**CITY MANAGER JONES:** No.

**CHAIRPERSON DAVIS:** Okay.

**COUNCILPERSON GUYTON:** From Military all the way to Garden.

**CHAIRPERSON DAVIS:** That's -- it -- I'm -- I don't know if I'm understanding you correctly but that's crazy to me.

**CITY MANAGER JONES:** Yeah. I need --

**WILMER CASTRO:** Yeah, if you look at the --

**CHAIRPERSON DAVIS:** I mean, we put in a lot of work on our, you know -- making our city --

**COUNCILPERSON GUYTON:** I've got a question, Madam Chair.

**CHAIRPERSON DAVIS:** -- look good in -- in these medians. And, you know, here now, you're talking about --

**CITY MANAGER JONES:** Taking them all up.

**CHAIRPERSON DAVIS:** -- taking them all up. I'm -- I --

**COUNCILPERSON GUYTON:** I -- I've got a question.

**CHAIRPERSON DAVIS:** -- I have a problem with that.

**CHAIR PRO TEM PARDO:** Yeah, I do, also.

**HARRY BELTON:** Okay. Not -- they're not -- the medians are not being eliminated. There's just portions of them that are being narrowed.

**CHAIRPERSON DAVIS:** But I need to know exactly where you're talking about. And I can't tell --

**CITY MANAGER JONES:** (Inaudible) .

**HARRY BELTON:** Okay.

**CHAIRPERSON DAVIS:** -- that's not a very good map for me.

**HARRY BELTON:** Well, we'll -- the -- the -- the next slides show blow-ups of each median.

**WILMER CASTRO:** Yeah, right. If you see the very first one -- with the mouse I'm going to try to point this one right here. That's this slide right here. So you can --

**CHAIRPERSON DAVIS:** That's --

**WILMER CASTRO:** Yeah.

**CHAIRPERSON DAVIS:** -- that's Blue Heron Boulevard?

**WILMER CASTRO:** Right. At the eastbound and westbound.

**CHAIRPERSON DAVIS:** Okay.

**WILMER CASTRO:** And pretty much this is your existing left turn. All we're doing is widening this much. We're going to extend it back around, like, 100 feet or 150 back.

**CHAIRPERSON DAVIS:** (Inaudible).

**CITY ATTORNEY RYAN:** No.

**WILMER CASTRO:** If we go back to the overview, basically these are the ramps and on the next slide you'll see the work proposed.

**CITY MANAGER JONES:** The medians are the concern.

**WILMER CASTRO:** Okay.

**CITY MANAGER JONES:** That we have to take them out.

**CHAIRPERSON DAVIS:** No.

**WILMER CASTRO:** All right, fine.

**CHAIRPERSON DAVIS:** Can -- let me ask you a question first before you go.

**WILMER CASTRO:** Go ahead.

**CHAIRPERSON DAVIS:** What -- what is the reason for FDOT wanting to do this?

**WILMER CASTRO:** Because studies were done before by the FDOT and basically we're preparing for the future capacity. And she can talk about that a little more.

**COUNCILPERSON DAVIS:** It makes sense.

**RITA BULSARA:** Yeah. Basically the reason for this project is -- is a capacity improvement and for the overall function of the interchange.

**CHAIRPERSON DAVIS:** And when was this study done?

**RITA BULSARA:** It was done pretty recently. Do you --

**CHAIRPERSON DAVIS:** Like --

**RITA BULSARA:** -- do you know?

**UNIDENTIFIED SPEAKER:** Wrapped up the -- earlier this year.

**RITA BULSARA:** Yeah, earlier -- earlier this year. And they -- they examined the -- the turning movements. They examined the crash types to figure out what kind of improvements could be implemented to alleviate some of the traffic and the congestion issues and the safety issues.

**CHAIRPERSON DAVIS:** Okay. Can you tell me how long ago it was I -- I -- it was -- gosh, I know it was only maybe six, seven years ago when it was just updated. I mean, when -- when some work was done to -- at that interchange, 'cause I almost hit the median on my way going to work. And I remember at some -- somebody took my picture and I got a -- a -- a letter from FDOT. So how -- how long ago was that? Six -- six years or so?

**UNIDENTIFIED SPEAKER:** (Inaudible).

**RITA BULSARA:** 2008. It was finished, yeah.

**CHAIRPERSON DAVIS:** So here it is six years later.

**COUNCILPERSON DAVIS:** It's been six years ago.

**CHAIRPERSON DAVIS:** And you're talking about doing something else. So how often do you do your studies?

**RITA BULSARA:** Well, this was part of, you know, a larger study and it was taken out because of the short-term improvements that could be done.

**CHAIRPERSON DAVIS:** Well, but I'm -- I'm asking you. How often do you normally do your studies? I don't think it's usually every six years, is it, or every five years?

**RITA BULSARA:** I think --

**CHAIRPERSON DAVIS:** It's usually, like --

**RITA BULSARA:** -- it depends on the need.

**CHAIRPERSON DAVIS:** -- 10- -- 10- or 20-year study?

**COUNCILPERSON DAVIS:** It's when we ask, right?

**CHAIRPERSON DAVIS:** I mean, that's -- I'm on the MPO Board so that's basically how it works, isn't it?

**RITA BULSARA:** (No audible response).

**CHAIRPERSON DAVIS:** Hello?

**RITA BULSARA:** Yeah. I mean, it depends on the need, really.

**COUNCILPERSON GUYTON:** Madam -- Madam Chair?

**CHAIR PRO TEM PARDO:** Madam Chair?

**CHAIRPERSON DAVIS:** Yes, Miss Pardo?

**CHAIR PRO TEM PARDO:** Okay. So my question to you is if you just did a study and it's based on the need, have you looked at the entire Blue Heron corridor? Like, right in front of City Hall to -- over the tracks to Old Dixie?

**RITA BULSARA:** No.

**CHAIR PRO TEM PARDO:** If you find a need there, there's no need --

**RITA BULSARA:** Well, this is -- this is an I-95 interchange improvement project so really the interchanges along I-95 were looked at.

**CHAIR PRO TEM PARDO:** Okay. Even though it's going --

**RITA BULSARA:** And they're directed back --

**CHAIR PRO TEM PARDO:** -- you're going to -- you're going to Military Trail.

**RITA BULSARA:** Right. Because there's a -- there was a capacity improvement project there which would help the -- the traffic get to I-95.

**CHAIRPERSON DAVIS:** Uh-huh.

**CHAIR PRO TEM PARDO:** Okay. But the traffic that travels in front of City Hall and goes over the tracks, okay, the majority of that traffic is heading to I-95. All right. So you don't see a need there? So the need is really just from Garden's Road all the way to Military Trail?

**WILMER CASTRO:** Yeah, because it's -- it's mainly for the traffic on I-95, getting off of it, so that they can make the left turns, you know, either east or west. So you're thinking on, you know, Blue Heron, but basically it's I-95, the concern.

**CHAIR PRO TEM PARDO:** Well, right. Well, I became concerned when you said that you're going all the way to Military Trail. So I could see if it was, you know, Garden's Road to the trailer park just west of I-95. But saying that you're going all the way to --

**CHAIRPERSON DAVIS:** Military.

**CHAIR PRO TEM PARDO:** -- Military Trail, then I just don't understand why you're not looking, then, from Dixie, from Old Dixie to Military Trail. All right. Whatever.

**COUNCILPERSON GUYTON:** Madam Chair?

**CHAIRPERSON DAVIS:** Can I ask one -- one more question, if you don't mind, sir?

**COUNCILPERSON GUYTON:** Uh-huh. Uh-huh.

**CHAIRPERSON DAVIS:** Can -- can you tell me, do you have a number of trees, you know, which trees you're talking about moving and -- and how many?

**HARRY BELTON:** Okay, yes. Yes, we have. We have reviewed this whole area. It's - - there's four medians here that are being affected. And of those four medians there's about 24 trees that are being affected. All those --

**CHAIRPERSON DAVIS:** Are those are the oaks or what kind?

**HARRY BELTON:** It's a mix of oaks and palm trees. Twenty of the trees are oaks.

**CHAIRPERSON DAVIS:** Twenty?

**HARRY BELTON:** Four -- 20. And four of the trees are palms. So a total of 24 trees are being affected. Of those 24 trees, we're keeping all four palms within the project.

We're going to have to relocate them out of the median and place them somewhere else in the project area. But we can keep them so the City doesn't lose the trees.

**CHAIRPERSON DAVIS:** Okay.

**HARRY BELTON:** The same way with the oaks. All of the oaks except for seven we're moving. The reason we are not moving those seven is because they are so large they cannot be moved without killing them.

**CHAIRPERSON DAVIS:** Okay. Hold on just a second. Mr. Guyton, you have questions?

**COUNCILPERSON GUYTON:** Yes. Well, a comment first to let me just say that regretfully I do understand growth management projects. And not saying that no one else does, but I understand that this is necessary in order to accommodate future growth and future traffic and -- get all that. I also understand that because it's a state project it's probably little that we can do or have authority over. So we need to throw that out to the public, too. But having said that, now, we can appeal to you to consider some of our concerns. I know that the -- the turn lanes are going to be put in. They're required. The study's been done. There's no pulling back on that. Now, as it relates to situating the trees, how are you identifying a replacement area for those trees?

**HARRY BELTON:** We are not really replacing the trees. We're relocating the trees.

**COUNCILPERSON GUYTON:** And -- and that's what I meant to see.

**HARRY BELTON:** We're -- yeah.

**COUNCILPERSON GUYTON:** How are you identifying the relocation of them? I'm sorry.

**HARRY BELTON:** Well, we're working within areas that are available to receive them, for one thing. Also, how they'll work with the functioning of the roadway itself so that there's no safety concerns and things like that. And also where they will perform the best and also make the most aesthetic impact within the --

**COUNCILPERSON GUYTON:** Are -- are you relocating --

**HARRY BELTON:** -- within this.

**COUNCILPERSON GUYTON:** -- any of them to the easements, out of the median completely or are you --

**CHAIRPERSON DAVIS:** (Inaudible).

**HARRY BELTON:** We're relocating them out of the median completely, yes, sir.

**CHAIRPERSON DAVIS:** (Inaudible).

**HARRY BELTON:** Because the medians are getting smaller so there's no --

**CHAIRPERSON DAVIS:** Yeah.

**HARRY BELTON:** -- there's not additional room in the medians to plant them. We are relocating them over to the sides by the sidewalks and those areas there. Within the same area.

**COUNCILPERSON GUYTON:** Would -- would there be any form or resemblance of a median once you put the turn lane in?

**HARRY BELTON:** Yes. I mean, we are -- we're not -- yeah. I mean, there'll -- there'll still be a median there and there will still be landscape areas there. However, these trees will not be in those landscape areas anymore. As you can see in this median here, three -- three -- two palm trees here and one of the oak trees is being affected by -- let me -- let me see if I can point with this. This palm tree, this palm tree and this oak tree are being affected by the -- the -- the adding of this turn lane here. So therefore, we'll be relocating these two palms and relocating this oak tree from this median. And where we will put -- be putting them, for the -- the palms we're trying to make them as part of the area where the ramps are coming in to Blue Heron. I don't like -- so that they keep some of that gateway aspect that the palms create.

**COUNCILPERSON GUYTON:** Uh-huh.

**HARRY BELTON:** And the oaks, we're trying to move to some of the pedestrian areas so that we create shade for pedestrians as they're using Blue Heron Boulevard.

**COUNCILPERSON GUYTON:** Okay. And we're -- we're talking about the relocation of those that you're going to have to remove.

**HARRY BELTON:** Right.

**COUNCILPERSON GUYTON:** Has there been any -- any consideration for replacing with a different type of tree that may be more appropriate or accommodating to what you're trying to do?

**CHAIRPERSON DAVIS:** Yeah. I was (inaudible).

**HARRY BELTON:** No, because this is a roadway project, not a landscape project. However --

**COUNCILPERSON GUYTON:** Oh, okay. I --

**HARRY BELTON:** -- because -- and -- and I know that sounds crazy but that's --

**COUNCILPERSON GUYTON:** -- I know but -- no, no. It doesn't sound crazy but let me just say --

**HARRY BELTON:** -- but (inaudible) it's a matter of budgeting dollars. Okay?

**COUNCILPERSON GUYTON:** -- you're -- yeah. You are removing our landscape -- well, not our -- your landscape.

**HARRY BELTON:** Right.

**CHAIRPERSON DAVIS:** No. It's ours. It's ours.

**CITY MANAGER JONES:** (Inaudible).

**COUNCILPERSON GUYTON:** And -- and I -- well, we've been maintaining it but it's a state road.

**HARRY BELTON:** Uh-huh. Right. Right.

**COUNCILPERSON GUYTON:** But it's not unreasonable to think that since you are removing some landscape, it can be replaced with landscape more appropriate that doesn't interfere with what you're trying to do. So even though it's a road project --

**HARRY BELTON:** I -- yeah, right.

**COUNCILPERSON GUYTON:** -- a road project has landscape.

**HARRY BELTON:** That doesn't mean there won't be a future project that will replace this landscaping. I can't really --

**COUNCILPERSON GUYTON:** But it's not incorporated into this phase?

**HARRY BELTON:** But it's not incorporated at this particular project because you can't mix the dollars between landscape projects and roadway projects.

**COUNCILPERSON GUYTON:** Okay.

**HARRY BELTON:** The State does -- the State doesn't mix those two.

**COUNCILPERSON GUYTON:** I -- okay. And oftentimes different departments do work together, Roadway, Landscape. We're doing a project.

**HARRY BELTON:** Yes.

**COUNCILPERSON GUYTON:** That -- that's not uncommon.

**HARRY BELTON:** That's not uncommon.

**COUNCILPERSON GUYTON:** Okay.

**HARRY BELTON:** No. And -- and I can't -- I -- I don't know. I can't speak for the DOT, what they're going to spend their money on. But usually in cases like that, they come back later and landscape roadway projects. But --

**COUNCILPERSON GUYTON:** Okay. One last question.

**HARRY BELTON:** -- but I can't -- I can't promise you that.

**COUNCILPERSON GUYTON:** Could -- is there -- could you at least touch base with the Landscaping Department with the State and -- and advise them that someone at the City has requested that maybe more project-appropriate plants can be replaced with what is being removed?

**RITA BULSARA:** We can but as part -- as far as this project goes, this is purely an interchange improvement capacity project.

**COUNCILPERSON GUYTON:** Understood. Understood. But we can still touch base with your Landscaping State Department to let them know that a request has been made?

**RITA BULSARA:** Yes. Yeah.

**COUNCILPERSON GUYTON:** Yeah?

**RITA BULSARA:** We can do that. We'll look --

**COUNCILPERSON GUYTON:** If we need to do it in writing, I would ask --

**RITA BULSARA:** -- into that.

**COUNCILPERSON GUYTON:** -- my colleagues if --

**RITA BULSARA:** Yeah.

**COUNCILPERSON GUYTON:** -- they would be inclined to send a letter to --

**RITA BULSARA:** Uh-huh.

**COUNCILPERSON GUYTON:** -- support what your request may be to them. But it's not uncommon to, when you replace greenery and shrubbery, to -- I mean, when you remove it, to replace it with something more appropriate that doesn't interfere with the project. And we can keep our greenery. We can keep our aesthetics and our ambiance

and our -- our roads are looking good now and we want to keep that. So if we don't ask we don't know if we can get. So I want to ask.

**RITA BULSARA:** Okay.

**COUNCILPERSON GUYTON:** For a replacement of more appropriate landscaping that won't interfere with your project. Okay?

**RITA BULSARA:** Okay.

**COUNCILPERSON GUYTON:** Thank you.

**COUNCILPERSON DAVIS:** Madam Chair?

**COUNCILPERSON THOMAS:** Madam -- Madam Chair?

**CHAIRPERSON DAVIS:** Mr. Davis is first and then you, sir.

**COUNCILPERSON DAVIS:** Really brief now, who do you all represent, again?

**COUNCILPERSON GUYTON:** DOT.

**COUNCILPERSON DAVIS:** Oh, you represent DOT?

**RITA BULSARA:** Yes.

**COUNCILPERSON DAVIS:** Do you all foresee any other studies coming down the line before we move any further with any beautification projects?

**RITA BULSARA:** I am not aware of any future projects.

**COUNCILPERSON DAVIS:** You're not aware?

**RITA BULSARA:** No.

**COUNCILPERSON DAVIS:** Is there no more staff here from DOT? It's just you two? What -- excuse me, sir, what's your -- do you mind coming to the microphone so we can --

**UNIDENTIFIED SPEAKER:** Sure.

**COUNCILPERSON DAVIS:** I just thank you all for, you know -- for what you all provided today.

**UNIDENTIFIED SPEAKER:** You asked specifically about future projects?

**COUNCILPERSON DAVIS:** Future studies.

**UNIDENTIFIED SPEAKER:** Within the City of Riviera Beach or --

**COUNCILPERSON DAVIS:** Yes.

**UNIDENTIFIED SPEAKER:** -- associated with this interchange?

**COUNCILPERSON DAVIS:** Anything associated and affiliated -- associated that's going to affect or have an impact on Riviera Beach, whether it's Riviera Beach or not, because moving ahead, we need to have some type of relationship, some type of communication knowing, Hey, this is what's going to be coming down in the next -- down the line. And before we start implementing these dollars into these type of projects that we're going to have to upkeep, we need to go on ahead and start getting ahead of the curve ball so we don't kind of run into this -- this bump in the road now.

**UNIDENTIFIED SPEAKER:** Sure. I -- I mean, I'd be happy -- we -- we can pull a list of projects within the City of Riviera Beach.

**COUNCILPERSON DAVIS:** Uh-huh.

**UNIDENTIFIED SPEAKER:** There are several as -- as you guys are well aware ongoing.

**COUNCILPERSON DAVIS:** Uh-huh.

**UNIDENTIFIED SPEAKER:** The Broadway project what is just about wrapped up. The State Road 710 corridor, a series of -- of reconstruction projects that we've been working --

**COUNCILPERSON DAVIS:** Uh-huh.

**UNIDENTIFIED SPEAKER:** -- very closely with the City with. And this is a project that's -- that's in the works now.

**COUNCILPERSON DAVIS:** Uh-huh.

**UNIDENTIFIED SPEAKER:** Fairly early in the stages.

**COUNCILPERSON DAVIS:** Okay.

**UNIDENTIFIED SPEAKER:** And -- and we're here to talk to you about the landscaping impacts.

**COUNCILPERSON DAVIS:** Yeah.

**UNIDENTIFIED SPEAKER:** And work with the City to -- to figure out what's the best way to deal with some of those impacts that -- that were caused by extending turn lanes and --

**COUNCILPERSON DAVIS:** Uh-huh.

**UNIDENTIFIED SPEAKER:** -- and things like that.

**COUNCILPERSON DAVIS:** Okay. Yeah, just -- yeah, just keep us updated, specifically the studies, because that's gonna kind of let us know what's -- something that's getting ready to happen.

**UNIDENTIFIED SPEAKER:** Sure.

**COUNCILPERSON DAVIS:** Let's have a conversation and what -- what can we do to work together.

**UNIDENTIFIED SPEAKER:** Absolutely. We'd be happy to send you a list of anything we've got going on with the City.

**COUNCILPERSON DAVIS:** Thank you so much.

**UNIDENTIFIED SPEAKER:** Certainly.

**COUNCILPERSON DAVIS:** I'm done.

**CHAIRPERSON DAVIS:** And -- all right. I'm sorry, Mr. Thomas.

**COUNCILPERSON THOMAS:** Oh, no. I was just clearing my throat.

**CHAIRPERSON DAVIS:** No, you were next.

**COUNCILPERSON THOMAS:** 'Cause it's -- okay.

**CHAIRPERSON DAVIS:** Okay.

**COUNCILPERSON THOMAS:** I just want to make sure that we -- that we -- we're planning on putting entryway signs there. Is this project going to affect our ability to be able to put the entryway sign in there?

**UNIDENTIFIED SPEAKER:** As -- as we work with City staff to figure out where the best spot for these tree relocations are, as -- as our landscape architect was describing, some of them could be located near sidewalks versus in -- in other areas around the interchange. We'd be happy to talk about any space that you have reserved or contemplated reserving for an entryway sign or -- or any other feature.

**COUNCILPERSON THOMAS:** Okay. All right. Thank you.

**CHAIRPERSON DAVIS:** And I, you know -- as for the -- the interchanges where, you know, you guys do the landscaping --

**UNIDENTIFIED SPEAKER:** Uh-huh.

**CHAIRPERSON DAVIS:** -- you know, on the corners there --

**UNIDENTIFIED SPEAKER:** Right.

**CHAIRPERSON DAVIS:** -- I do remember seeing that in the MPO package. I did not -- I didn't -- I don't remember seeing this about widening the -- the interchange. But I do remember seeing something about the landscaping part of it. So the landscaping has -- it's about the third or fourth time that's been done, also. So when I drive to other cities, I see the landscaping is done very nicely and, you know, there's room for the people that you hire to cut the grass and everything. But here at the exchanges in Riviera Beach, it's totally different. I mean, you know, the trees are so close together people don't go up in there and cut the grass. So what are your plans for that?

**UNIDENTIFIED SPEAKER:** As far -- you're referring to the -- the -- the quality of the maintenance of the landscaping?

**CHAIRPERSON DAVIS:** Yes.

**UNIDENTIFIED SPEAKER:** Through the interchange?

**CHAIRPERSON DAVIS:** So you don't plan to -- to replant anything there? You just -- you're just going to do the widening and then the landscaping in the medians?

**UNIDENTIFIED SPEAKER:** Yeah. The intent of this particular project is just -- just as you said. It's --

**CHAIRPERSON DAVIS:** Okay. All right.

**UNIDENTIFIED SPEAKER:** -- deal with some capacity projects and then -- and then relocate trees that are impacted.

**CHAIRPERSON DAVIS:** Okay. Well, is that something that you can take back, also, and tell them that, you know, the person that you hire, your -- your contractor --

**UNIDENTIFIED SPEAKER:** Uh-huh.

**CHAIRPERSON DAVIS:** -- that they need to do a better job on the --

**UNIDENTIFIED SPEAKER:** Certainly.

**CHAIRPERSON DAVIS:** -- the landscaping part of that, too?

**UNIDENTIFIED SPEAKER:** Yeah. We'll bring that comment back.

**CHAIRPERSON DAVIS:** Okay.

**COUNCILPERSON DAVIS:** Madam Chair, I have one quick question.

**CHAIRPERSON DAVIS:** Mr. -- Mr. Davis?

**COUNCILPERSON DAVIS:** Will this have an impact on our water system?

**UNIDENTIFIED SPEAKER:** On the --

**COUNCILPERSON DAVIS:** Water system.

**UNIDENTIFIED SPEAKER:** -- oh, the irrigation system?

**COUNCILPERSON DAVIS:** Yes.

**UNIDENTIFIED SPEAKER:** In the interchange?

**COUNCILPERSON DAVIS:** Yes.

**UNIDENTIFIED SPEAKER:** There was -- are you going to get to that?

**HARRY BELTON:** Yes, yes. Yes, this will have an impact on it. And the irrigation system will be restored to its function -- its functionality as it exists when the project starts.

**COUNCILPERSON THOMAS:** At your cost?

**COUNCILPERSON DAVIS:** Yeah.

**CHAIRPERSON DAVIS:** Absolutely.

**HARRY BELTON:** Yes. Yes. We will --

**COUNCILPERSON THOMAS:** Okay.

**HARRY BELTON:** -- yes. The -- the State will --

**COUNCILPERSON THOMAS:** (Inaudible) good.

**HARRY BELTON:** -- will -- will restore the irrigation system to the way that it's functioning at the -- when the project starts. So there will be that part of it, yes.

**CHAIRPERSON DAVIS:** Okay.

**HARRY BELTON:** You won't lose your irrigation.

**COUNCILPERSON DAVIS:** Appreciate it.

**HARRY BELTON:** Okay.

**COUNCILPERSON DAVIS:** All right.

**CHAIRPERSON DAVIS:** Good question. Any other questions or comments?

**CHAIR PRO TEM PARDO:** No, thank you.

**CHAIRPERSON DAVIS:** Okay, Madam Clerk?

**DEPUTY CITY CLERK ANTHONY:** That was a presentation.

**CHAIRPERSON DAVIS:** Oh, sorry. That was a presentation. Okay. It is past 7:00 so we now have to go to Public Comments. Mr. Lozman and then Miss Larson.

#### **PUBLIC HEARINGS**

8. **ORDINANCE NO. \_\_\_\_\_ AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, FIXING THE ADJUSTED TAX VALUATION OF REAL PROPERTY LOCATED WITHIN THE CORPORATE LIMITS OF THE CITY; LEVYING A TAX ON REAL PROPERTY AND TANGIBLE BUSINESS PERSONAL PROPERTY LOCATED WITHIN THE CORPORATE LIMITS OF THE CITY, FOR FISCAL YEAR BEGINNING OCTOBER 1, 2014, AND ENDING SEPTEMBER 30, 2015, FIXING THE MILLAGE RATE OF 8.9520 MILLS THEREON FOR SAID YEAR; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

**CHAIR PRO TEM PARDO:** So moved.

**COUNCILPERSON GUYTON:** Second.

**CHAIRPERSON DAVIS:** Okay. It's been moved and second. Mayor -- Mrs. -- Mrs. Jones?

**CITY MANAGER JONES:** Yes. This is the ordinance as it relates to the millage for the 2015 budget, and this is -- this millage rate contains a slight decrease from previous years. I think it's a .25 -- .050 reduction in the millage rate.

**CHAIRPERSON DAVIS:** Is that it?

**CITY MANAGER JONES:** (No audible response).

**CHAIRPERSON DAVIS:** Are you done?

**CITY MANAGER JONES:** Yes.

**CHAIRPERSON DAVIS:** Okay. Any questions or comments from Council?

**COUNCILPERSON GUYTON:** Yes, Madam Chair, just one comment.

**CHAIRPERSON DAVIS:** Okay.

**COUNCILPERSON GUYTON:** I believe the Council agreed but if they didn't, correct me, that we wanted staff to target a bigger millage reduction for next year.

**CHAIRPERSON DAVIS:** Uh-huh.

**COUNCILPERSON GUYTON:** And start planning to incorporate or identify those funds so that --

**CITY MANAGER JONES:** That is correct, that once we meet our basic obligations, any of the other additional revenue next year will be used for a millage reduction.

**COUNCILPERSON GUYTON:** Thank you.

**CHAIRPERSON DAVIS:** Okay. Any other questions or comments? We have one Public Comment card. Fane Lozman?

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** If -- if I can, maybe before Mr. Lozman comes up, we're required by statute to talk about the rollback rate.

**CHAIRPERSON DAVIS:** Yes. Go ahead, sir. Mr. Lozman, if you don't mind waiting just a minute?

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** Sorry.

**CHAIRPERSON DAVIS:** Okay.

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** Randy Sherman, Director of Finance and Administrative Services. The 8.952 rate that we're -- they're proposing in tonight's resolution is 5.2534 percent more than the rollback rate of 8.5052. So we just needed to get that on to the public record.

**CHAIRPERSON DAVIS:** Okay. Mr. Lozman? Good evening, sir. You have three minutes.

**FANE LOZMAN:** Fane Lozman, Singer Island. I'm a taxpayer in this city. What does 8.95 mean, mills? You know, it's an unusual term. I'm sure a lot of people watching on TV know what their tax bill is, but they don't know exactly what -- what does 8.95 mills mean? How do you relate that to dollars per \$100,000 in assessed value? Well, an easy way to do it in my mind is what are comparable millage rates for other municipalities in Palm Beach County? And to know if we're doing a good job with the budget, you line them all up and you see where we fall. Riviera Beach falls in the top tier. I think it's the top 10 percent of the highest taxes in the county.

That's nothing to be proud about. You know? There's new construction's been going on. There's -- there's new development in the city. Why are we still at the top of the tier? It's not like in high school, if you get an A, that's the best grade. When you have the high -- when you're in the top tier of taxes, that's something to be embarrassed about. Something is not being efficiently done in the conduct of the City's expenditures. Wasting money, whether it's wasting money on -- on lawsuits, you know, to get a floating home out of a marina and spend a million bucks, whether it's wasting money on duplicative expenses where maybe the City and the CRA can share some of -- of the common ground.

Whatever it is, because people don't understand the mills that clearly, what they should understand is we want to be in the median. We want to be in the middle. We don't necessarily want to be the cheapest with taxes, but we certainly shouldn't be near the top. We should be in the middle of the game. And whatever that middle ground is, if it's 6.7 mills or 7.5, we should shoot to be in the average of municipalities around Palm Beach County and we're not. We're at the top. The top tier.

**CHAIRPERSON DAVIS:** Thank you, sir.

**COUNCILPERSON GUYTON:** Madam Chair?

**CHAIRPERSON DAVIS:** Mr. Guyton?

**COUNCILPERSON GUYTON:** For the record let me just remind people that Fane Lozman does not lay his head in Riviera Beach. He lives in Dade County and he comes up here to try to lecture us because he think we're a bunch of idiots on how we should run our city. So I want to put it on the record, he does not lay his head here in Riviera Beach. Thank you.

**CHAIRPERSON DAVIS:** Okay. Any questions or comments on item 8? Madam Clerk?

**DEPUTY CITY CLERK ANTHONY:** Councilperson T. Davis?

**CHAIRPERSON DAVIS:** I'm sorry, yeah. Item 8. Go ahead.

**DEPUTY CITY CLERK ANTHONY:** Councilperson T. Davis?

**COUNCILPERSON DAVIS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Councilperson Thomas?

**COUNCILPERSON THOMAS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Councilperson Guyton?

**COUNCILPERSON GUYTON:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Pro Tem Pardo?

**CHAIR PRO TEM PARDO:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Chair J. Davis?

**CHAIRPERSON DAVIS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Unanimous vote.

**CHAIRPERSON DAVIS:** Okay. Item 9.

**9. ORDINANCE NO. \_\_\_\_\_ AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, MAKING APPROPRIATIONS AND ESTABLISHING A BUDGET FOR FISCAL YEAR ENDING SEPTEMBER 30, 2015; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.**

**CHAIRPERSON DAVIS:** Is there a motion?

**COUNCILPERSON DAVIS:** I'll move.

**COUNCILPERSON GUYTON:** So moved.

**CHAIRPERSON DAVIS:** Is there a second?

**CHAIR PRO TEM PARDO:** Second.

**CHAIRPERSON DAVIS:** Okay. Miss Jones?

**CITY MANAGER JONES:** What you have before you for -- on this particular read of the ordinance is the proposed 2015 budget that has been developed by staff. If you desire a full presentation, we are available to present you with one. Within this particular budget that you -- we are presenting to you, we have been able to meet the obligations under all of the labor contracts that were put before you. There has been reallocation of some positions. There are new positions within this budget based on the

need. As we go through the year, as we get concerns of questions and issues where we don't have staff to handle particular areas, those positions have been added.

Case in point, one for next year. In order to assist us is like a contract administrator. So -- so that we can centralize all of our contract administration, make sure that we're renewing contracts in a timely manner and doing what is necessary in order to be responsible for the -- the contracts that you have approved here before this -- as a member of the council. If you have particular questions about any of the areas within this particular budget, we're ready and prepared to present the overall presentation on the budget.

**CHAIRPERSON DAVIS:** Okay. We have several Public Comment cards. First one is Mr. Chuck Ridley. After him is Bonnie Larson. Good evening, sir.

**CHUCK RIDLEY:** Good evening.

**CHAIRPERSON DAVIS:** You have three minutes.

**CHUCK RIDLEY:** Thank you.

**CHAIRPERSON DAVIS:** Uh-huh.

**CHUCK RIDLEY:** Madam Chair, City Council and City Manager, my name is Chuck Ridley and I'm a community organizer for the public service union -- union here in Riviera. Now, as the collective voice of your public workers, we do appreciate this opportunity to stand here and let -- make you aware of our concerns about our budget. Now, this budget represents your priorities that also includes us. Now, really, is the message that you would like to send to us that you're willing to compromise safety and send a message that you're willing to outsource critical positions to those of us who work so hard to keep this City safe. Let's start with the backflow prevention.

If this is done incorrectly, you -- you guys are already aware. If this is done incorrectly, it can create significant hazards. You have a program that's working. Why be -- why not look to see how you can make this work? You have the opportunity to revisit this. The -- the backflow technician oversees critical components around safety. Please look at how you can nail this down.

The second is that we can't relinquish control of such a critical position. That's what we want to say to you as your employees. You just can't give this away. If you do, you risk reducing accountability, transparency, clarity, and then who is in charge?

Removing control from your position places the citizens and even your decisions at risk. Then the issue of privatizing. That's really not the message you want to send. I'm certain that we can find a better way to make this work so that you can find the cost savings that you need. We do have some recommendations that we would like to give to you, but in summary, don't make a mistake of giving away your authority to someone

else and setting your workforce and your citizens up for hazardous conditions. Thank you for letting us speak on behalf of the employees of the City of Riviera.

**CHAIRPERSON DAVIS:** Thank you very much, sir. Miss Larson? After Miss Larson is Miss Kisner, Miss Mami Kisner.

**BONNIE LARSON:** Good evening. Question regarding what Miss Jones just said. She said we were -- in the future, next year, probably, we're going to get a contract administrator. I thought we had a contract administrator at one point. Never? Or is that a position which has come and gone and now we're going to have it again? It just -- you can -- you can answer at the end.

**CITY MANAGER JONES:** (Inaudible).

**BONNIE LARSON:** Answer at the end. Okay. The other thing was we -- we bought a lot of computer programs one year, and I remember big selling point from the person who was promoting that computer program was that it would -- no contract would ever, ever go overdue. You would be notified well in advance. I remember that distinctly. So now we're talking about the -- maybe something has expired here. I looked at the budget online. It was a little small. The page was this big but the type was this big. And I'm getting a little harder to see but, I mean, there was this much space on the page and the type took up that much. I mean, it could have been in a larger print. And sometimes when you don't want people to see it that easy, you print it smaller. But let's print it a little bit bigger so that people don't have to squint to see it.

The other thing is if you could tell us, please, tonight. We talked the other night -- you were talking about streets. All the streets in Riviera Beach need improvement. Do they need improvement --

**CHAIRPERSON DAVIS:** Okay, Miss Larson. You're on item 9. Not Public Comment.

**BONNIE LARSON:** Right. Right. The budget. The budget. I'm getting to that.

**CHAIRPERSON DAVIS:** Okay.

**CITY MANAGER JONES:** The streets are for the capital one that's next.

**BONNIE LARSON:** Well, it's -- okay. I'm talking about the budget. Okay. So we're going to talk about streets and flooding and everything in the next issue?

**CHAIRPERSON DAVIS:** Yes.

**BONNIE LARSON:** Flooding goes in the next issue, also?

**CITY MANAGER JONES:** Uh-huh.

**BONNIE LARSON:** I'll be here for the next issue.

**CHAIRPERSON DAVIS:** Okay. I think you have a card for that, also.

**BONNIE LARSON:** I do.

**CHAIRPERSON DAVIS:** Okay. Mr. -- Miss Mami Kisner and then Mr. --

**COUNCILPERSON THOMAS:** We need (inaudible) since we're going to put it there.

**CHAIRPERSON DAVIS:** -- Thomas Mulling.

**CITY ATTORNEY RYAN:** Yeah.

**COUNCILPERSON THOMAS:** (Inaudible).

**MAMI KISNER:** Mami Kisner. I spoke earlier at the Utility District Meeting. I'm involved in the community and have done work in Palm Beach County and in working through with the City of Riviera Beach on and off in the last 20 years. I stand here today and, no, I do not live in the City of Riviera Beach. But today I represent voices of people who live in the City of Riviera Beach. I spend money in the City of Riviera Beach. I have raised money in the City of Riviera Beach for the City of Riviera Beach. And I stand here today with this list of people who are residents and many of the employees who are here today representing the City of Riviera Beach.

I stated earlier that I am appalled at the fact that you would drive something through this fast on positions that concern water. Water is life. You are allowing decisions to be made by someone who does not rest their head in the City of Riviera Beach as one of our council people has said. I think you need to revisit this before you approve this full budget. Do you understand what the Florida State Statutes -- and I have a representative here to speak to that tonight since you want documentation and information. You may drink the water during the day, but do you bathe in the water? Then you oversee the water utility district but how can you not be involved in all of the day-to-day operation if you were the administrator of that organization -- of that department?

You put out information about the quality of water. Yet we have a council person state earlier that they don't even drink the water and they haven't drunk the water in the last five years. That means there is an issue with the water in the City of Riviera Beach. Why are we buying water and what is the cost of the water to the taxpayer? That answer was not given. What is it costing the City for the water that we're buying from other utility districts? You have an uninformed executive director heading the water utility district. And the documentation states that in 30 years, 30 years, these positions worked. And now all of a sudden they don't. Rethink your decisions on the budget because your employees are voters and residents of this city. Thank you.

**CHAIRPERSON DAVIS:** Okay. Mr. Mulling? Thank you, ma'am.

**DIRECTOR OF PUBLIC WORKS JOHNSON:** Good evening.

**CHAIRPERSON DAVIS:** Good evening.

**DIRECTOR OF PUBLIC WORKS JOHNSON:** I'm here to speak on behalf of -- of the employees and the residents of Riviera Beach. I don't live in Riviera Beach. I'll just give you a little bit of my background. I'm a 20-year manager of Cross Connection Control, which is backflow prevention. I hold a certification for instructor. I hold a certification to test, repair, write ordinance, inspect all municipal -- all backflow installations. And I'm here to ask everyone on the council to please go to the Florida State Statute, which is 62-555-360. It's Cross Connection Control for Public Water Systems.

And from now -- from this point forward, CWS stands for Community Water Services. And that -- that retain -- that applies to you. Okay? A couple of points. This policy shall be no less stringent than table 62-555-360.2. This was just rewritten by the Department of Environmental Protection, and we also have the AWWA manual, which is American Water Works Association, which is tied to this. Okay? And it states in here that Community Water Service will have a program and if you're going to outsource this program and do away with the position, my question to you is, how are you going to hold anyone responsible? If you outsource this to a private company, you have no one that you can go to and say, What about this and what about that? And it states in here - - excuse me -- several different circumstances where you need someone in that position. You need someone. You need a body. Okay? So you can call on that person.

And I can stand here before you and tell you that some of you may know Mike Williams, but he -- he started this program and he did a wonderful job. May God rest his soul. Along with Morris Bellamy who followed him and Emory that -- that came after Morris. Okay? And these three gentlemen collectively have made City of Riviera Beach backflow program what it is today. And I cannot understand why, for the life of me, that you'd want to outsource this. To me it's the worst mistake. And you don't have to look far because the lady that spoke in front of me, all you have to do is look to the city to the south of us, West Palm Beach, and recall the incident they had. They wished they had never done it. Now they're paying for it and paying largely for it. Okay? This program was -- this program is in effect November 19 -- or November 7<sup>th</sup> of 1984. That's many, many years. And it's worked. My question to the council today is why do we want to fix something that's not broken?

**CHAIRPERSON DAVIS:** Okay. That is the end of our comment cards for item 9. Any other questions or comments from council?

**COUNCILPERSON THOMAS:** Yes, I have some -- I have a question.

**CHAIRPERSON DAVIS:** Mr. Thomas.

**COUNCILPERSON THOMAS:** We still approve as a part of our overall budget -- we still approve the Utility District budget in this, as well, correct?

**CITY MANAGER JONES:** Yes, sir.

**COUNCILPERSON THOMAS:** Would it -- I mean, would it be such an issue to approve this budget without approving that particular position change? I mean, 'cause I don't really have any issue with the budget at this point other than that position change. I'm not comfortable that it's needed. Now, if it's needed, then it's fine. But right now --

**CHAIRPERSON DAVIS:** Yes.

**COUNCILPERSON THOMAS:** -- he -- the -- the backup that was provided states that it was going to go to a different position. It didn't say that we were going to go to being outsourced. And obviously there are people from the community and public -- I mean, not Public Works -- and Utility District that they're here; it's important. The community's speaking out on it. And I'm just not very comfortable voting on this again without addressing that issue. So --

**CHAIRPERSON DAVIS:** Would you like to amend the motion?

**COUNCILPERSON THOMAS:** Yeah, that would be fine, if -- if I can legally do that. That's what I'm -- I'm -- I'm in my book. I --

**CITY MANAGER JONES:** And that was what I was trying to figure out from Finance whether --

**COUNCILPERSON THOMAS:** Yeah, I'm -- I'm in my book trying to find out --

**CITY MANAGER JONES:** -- you know --

**COUNCILPERSON THOMAS:** -- but --

**CITY MANAGER JONES:** Yeah.

**CHAIRPERSON DAVIS:** Well, City Attorney?

**CITY ATTORNEY RYAN:** But you have a --

**CITY MANAGER JONES:** Because there will be --

**CITY ATTORNEY RYAN:** -- you have your -- this is your budget as the City Council.

**CITY MANAGER JONES:** Yeah.

**CHAIRPERSON DAVIS:** Right.

**CITY ATTORNEY RYAN:** So although you approved a budget on the Utility District side --

**COUNCILPERSON THOMAS:** Right.

**CITY ATTORNEY RYAN:** -- the ultimate approval comes from this board.

**CITY MANAGER JONES:** From you. Right.

**CHAIRPERSON DAVIS:** Right.

**CITY ATTORNEY RYAN:** So, you know, that was just a mechanism to get it to the City Council. So you have the final decision-making authority here.

**COUNCILPERSON THOMAS:** Right. Okay.

**CITY MANAGER JONES:** As well as, sir, this is just the first read of the budget. So if you have a need to want to change some things, there's also a second read of the budget on the 17<sup>th</sup> for final approval.

**COUNCILPERSON THOMAS:** Right. I -- I understand. But --

**CITY MANAGER JONES:** (Inaudible).

**COUNCILPERSON THOMAS:** -- well, that I -- that needs to be addressed. That -- that's my issue right now with that particular, you know, position. I -- right now if -- if it -- if there's some documentation -- and I really don't want to -- I really don't want to hear, I've assessed the -- the department and we don't need these positions. I want to hear why we don't need these positions. And if we've had these positions since the inception of this --

**CITY MANAGER JONES:** It's just -- just one position.

**COUNCILPERSON THOMAS:** One position? Okay. So -- but if we've had this position since the inception of the Utility District, what is the reason other than I've seen this, We can outsource it. What is the -- what is the position -- what is the reason for that? And, you know, I don't want to be belabor this but that's a strong issue for me right now. That -- because I don't understand, you know, what control we're -- we're relinquishing. And we just went through this not long ago with a -- with an -- with a contract with an outsider that issues came up and now we can't address the issues and all I'm trying to do is not avoid that again with an outside -- I want to make sure that we have all the controls in place to do it.

I mean, we haven't gone out for an RFP yet to see who's going to do it. We don't really -- it's a lot of things that are -- that are not answered that I think that we should get before we actually approve a move like that. Now, if the move is warranted, then no

problem. But you just can't say, We're going to do this, and then when something blows up on us in a month or two it's like, Oh, well, you know, you all approved it. You all pushed it through. I can't do that. And you -- you -- that's going to make me vote against an entire budget for the City with that utility issue being in there. So if -- if we --

**CHAIRPERSON DAVIS:** So you want to amend it?

**COUNCILPERSON THOMAS:** -- if we can legally do it, I'm -- I'm fine. I would love to amend this budget with the Utility District budget not being a part of this.

**COUNCILPERSON DAVIS:** Is that a motion?

**CITY ATTORNEY RYAN:** Wait, wait.

**COUNCILPERSON THOMAS:** Yes.

**CITY ATTORNEY RYAN:** Wait, wait. You want to take the entire Utility District --

**CHAIRPERSON DAVIS:** You want not the entire -- just that part about the position.

**COUNCILPERSON DAVIS:** The item. That item.

**COUNCILPERSON THOMAS:** The --

**COUNCILPERSON DAVIS:** Not --

**COUNCILPERSON THOMAS:** -- the Utility District budget concerning this. It may affect several different things, though. I think you should take the whole budget and look at it. It may affect -- if you don't do that, it may affect some other positions.

**COUNCILPERSON DAVIS:** Yeah. I -- yeah.

**COUNCILPERSON THOMAS:** He -- he's allotted money for this.

**COUNCILPERSON DAVIS:** Uh-huh.

**COUNCILPERSON THOMAS:** If he has to take the position back it may alter the budget in another form. You know? So I think that you should. We don't know how it will affect the overall budget just removing this out.

**CHAIRPERSON DAVIS:** Is there a second?

**COUNCILPERSON DAVIS:** Second.

**CHAIRPERSON DAVIS:** Okay. Madam --

**COUNCILPERSON GUYTON:** Madam Chair? On discussion.

**CITY ATTORNEY RYAN:** And also, this is a -- being very technical, this is the motion to amend the budget.

**CHAIRPERSON DAVIS:** Right.

**CITY ATTORNEY RYAN:** And then you're going to vote on the budget itself.

**COUNCILPERSON GUYTON:** The budget, yeah.

**CHAIRPERSON DAVIS:** Right.

**CITY ATTORNEY RYAN:** Because this is a significant amendment.

**CHAIRPERSON DAVIS:** Okay. Mr. Guyton?

**COUNCILPERSON GUYTON:** Thank you. I -- and I don't have a problem because it's going to come back to us for a second reading. But those who do have a problem with removal of this position, I'm asking you to provide me with some data, documents and evidence. We've heard some statutes quoted. We've heard some things referenced. I haven't seen any of it. I'm open to review it. That's how I make my decisions. I -- I don't make them on emotions.

**CHAIRPERSON DAVIS:** Uh-huh.

**COUNCILPERSON GUYTON:** You know, I don't make them on who know this one. I -- just provide me with the data and the data will speak for itself. And I make a -- a -- I like to make informed decisions. That's all I'm asking. Just give me the respect to make an informed decision. Give me the data. This is what I have. And this is why I think it's a bad move. And between now and then, I can review it and I'll come back and make what I consider to be an informed decision. And to Miss Mami -- and I normally don't do this --

**CITY ATTORNEY RYAN:** Kisner

**COUNCILPERSON GUYTON:** -- I've had a long-running feud with someone in the audience who does not live here. My comments have nothing to do with you or others that don't live here. But people who have come to our meetings know about my feud. And I don't hide it. Thank you.

**CHAIRPERSON DAVIS:** Okay. Any other questions or comments? And I'd just like to say, yeah, I -- I kind of concur with Mr. Guyton, because I tend to make my decisions the same way. And I don't see where a person is losing a job. Things are just being reorganized. So, you know, but Mr. Thomas --

**COUNCILPERSON THOMAS:** Yes, ma'am.

**CHAIRPERSON DAVIS:** -- like Mr. Guyton, I -- you know, if you want to take the time to review this and bring it back, I -- I want to see some documentation.

**COUNCILPERSON THOMAS:** No, no, no. I -- I thought he was addressing that to the City Manager or the Utility --

**CHAIRPERSON DAVIS:** Well, I know. But I'm just -- well, I'm --

**COUNCILPERSON THOMAS:** -- District. I'm --

**CHAIRPERSON DAVIS:** -- I'm just --

**COUNCILPERSON THOMAS:** Yes, ma'am. I --

**CHAIRPERSON DAVIS:** -- I'm just letting you know but the --

**COUNCILPERSON THOMAS:** -- I -- I understand that.

**CHAIRPERSON DAVIS:** Okay.

**COUNCILPERSON THOMAS:** I just want to -- to -- to make sure that everybody is clear on what I'm saying. I'm not saying that we don't need to do it.

**CHAIRPERSON DAVIS:** I -- I got it. I got it.

**COUNCILPERSON THOMAS:** I just want to hear more than what we've heard tonight, you know, on it.

**CHAIRPERSON DAVIS:** I got it.

**CITY ATTORNEY RYAN:** Madam Chair?

**COUNCILPERSON DAVIS:** Madam --

**CHAIRPERSON DAVIS:** Okay. Miss Ryan?

**CITY ATTORNEY RYAN:** Not to beat this horse, I need to understand the motion a little bit better because --

**CHAIRPERSON DAVIS:** It's taking out the entire --

**COUNCILPERSON DAVIS:** Take out the entire --

**CITY ATTORNEY RYAN:** -- if you're taking out the entire Utility District budget, when it comes back to you on second reading it will not be included.

**CHAIR PRO TEM PARDO:** It's only our first. Right.

**CITY ATTORNEY RYAN:** It will not be included in the budget.

**CHAIR PRO TEM PARDO:** Right.

**CHAIRPERSON DAVIS:** In -- in the City's budget?

**CITY ATTORNEY RYAN:** Correct. And you can't -- but you have to approve a budget. So --

**CHAIRPERSON DAVIS:** Oh, okay. I see.

**CITY ATTORNEY RYAN:** -- what he's going to bring back will -- on second reading, if you amend this motion, will be --

**CHAIRPERSON DAVIS:** Just his.

**CITY ATTORNEY RYAN:** -- a budget that does not include the Utility District.

**CHAIR PRO TEM PARDO:** Correct.

**CITY ATTORNEY RYAN:** You have to deal with the Utility District.

**CHAIRPERSON DAVIS:** Oh, okay.

**CHAIR PRO TEM PARDO:** Correct.

**CITY ATTORNEY RYAN:** Is what I'm saying. That's why I thought you were saying take out the portions that dealt --

**COUNCILPERSON THOMAS:** That would be fine if we knew how it would affect the budget --

**COUNCILPERSON DAVIS:** Yeah.

**COUNCILPERSON THOMAS:** -- if we didn't do it. If we're saying, Okay. Just take that part out --

**CHAIR PRO TEM PARDO:** (Inaudible).

**COUNCILPERSON THOMAS:** Please -- please just hear me for a second.

**CHAIR PRO TEM PARDO:** I'm -- okay.

**COUNCILPERSON THOMAS:** If you -- if you say just take that part out and now we keep it --

**COUNCILPERSON DAVIS:** Uh-huh.

**COUNCILPERSON THOMAS:** -- his insurance is going to go back up; his whatever's going to --

**COUNCILPERSON DAVIS:** Right.

**COUNCILPERSON THOMAS:** If we know how it's going to -- he took away a position. If we say keep this position, we need to know exactly how it's going to affect the rest of the budget. That's all I'm trying to -- sometimes I don't articulate well to my colleagues but --

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** Yeah, let me --

**COUNCILPERSON DAVIS:** Madam --

**CITY ATTORNEY RYAN:** Mr. Sherman?

**CHAIRPERSON DAVIS:** Okay. So -- all right. So --

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** -- | -- | --

**COUNCILPERSON DAVIS:** I'm sorry.

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** May I try to make a decision?

**CHAIRPERSON DAVIS:** Sure, go ahead. Sure, go ahead, Mr. Sherman.

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** I mean, a comment? I think what you want to do is if you -- if the -- the utility budget has about \$1.8 million in contingency in the budget. He puts money in there every year in case of emergency so he can always deal with those issues. So I think what you may want to do is leave the total dollar amount where it is, pass it on first reading. But if you want to leave -- my mike went -- if you want to leave the position in as a position and not delete the position, then after you've reviewed any supporting document --

**CHAIRPERSON DAVIS:** Uh-huh.

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** -- whatever you want to do --

**CHAIRPERSON DAVIS:** Yeah.

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** -- we can either then move the money out of contingency and fund the position.

**CHAIRPERSON DAVIS:** Right.

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** But we've carried positions before with zero dollars and we can do that at this point, and then you can make the decision whether you want to move money from contingency over and actually fund the position. I think what Mr. Aurigemma said earlier was \$70,000. I'm not sure that was fully loaded with all the benefits and everything.

**DEPUTY CITY MANAGER JONES:** It was loaded.

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** But we certainly with -- you know, a day we can go back and we can get all of that information on the position.

**CHAIRPERSON DAVIS:** I --

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** But if you pass the budget at its dollar amount now, as it stands, but leave the position undeleted -

**CHAIRPERSON DAVIS:** Okay.

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** -- and we'll just leave it at zero, and then we can move the money depending on what you decide.

**CHAIRPERSON DAVIS:** I -- I can support that because, you know, that way we still have the time to go back and look at the information that you want looked at, Mr. Thomas, and decide whether we're going to approve it on second reading.

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** Whether you want to -- right.

**COUNCILPERSON DAVIS:** Madam --

**CHAIRPERSON DAVIS:** Any other questions or comments?

**COUNCILPERSON DAVIS:** Madam Chair?

**CHAIRPERSON DAVIS:** Mr. Davis?

**COUNCILPERSON DAVIS:** As we get ready to dispense of this item, what I would like to do, sometime I want to share some information from the Department of Environmental Protection to -- with our city manager so she can look over with staff and then preside it to the board for the next meeting when it comes to addressing this particular position, on what they had to say in the documentation in regard to this particular position so that we can have some documentation to support on which direction we need to go and why we need to do what we do.

**CHAIRPERSON DAVIS:** Okay. Is that acceptable, Mr. Thomas?

**COUNCILPERSON THOMAS:** I believe -- I think -- I think that's reasonable.

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** That's gonna work, yeah.

**CHAIRPERSON DAVIS:** Okay.

**COUNCILPERSON THOMAS:** As long as there's no hocus-pocus.

**CHAIRPERSON DAVIS:** I -- I --

**CITY MANAGER JONES:** So we can -- we'll just --

**CHAIR PRO TEM PARDO:** So we can (inaudible) with the motion.

**CHAIRPERSON DAVIS:** Right. All right.

**CITY MANAGER JONES:** -- we'll just take it out of contingency.

**COUNCILPERSON GUYTON:** Well, the motion need to be amended again.

**CHAIRPERSON DAVIS:** Okay. Amend --

**COUNCILPERSON THOMAS:** Of course. I -- I -- I -- I got it. I just want to make sure there's no hocus-pocus.

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** Yeah.

**CHAIRPERSON DAVIS:** That's what I'm going to ask you.

**COUNCILPERSON THOMAS:** Okay.

**CHAIRPERSON DAVIS:** Mr. Thomas, you want to amend the motion?

**COUNCILPERSON THOMAS:** All right. My -- my motion is amended to what Mr. --

**CHAIRPERSON DAVIS:** Sherman.

**COUNCILPERSON THOMAS:** -- Sherman said in reference to --

**COUNCILPERSON DAVIS:** -- the position.

**COUNCILPERSON THOMAS:** -- keeping the position there and keeping the dollar amount the same.

**COUNCILPERSON DAVIS:** And my second still stands.

**CHAIRPERSON DAVIS:** Your second still stands?

**COUNCILPERSON DAVIS:** Yes.

**CHAIRPERSON DAVIS:** Okay. That's Mr. Davis.

**COUNCILPERSON GUYTON:** And -- and, Madam Chair?

**CHAIRPERSON DAVIS:** Mr. Guyton?

**COUNCILPERSON GUYTON:** My request for information still stands.

**CHAIRPERSON DAVIS:** Okay.

**COUNCILPERSON GUYTON:** So whatever your position is, provide me with the data, the documents so I can --

**CHAIR PRO TEM PARDO:** Madam Chair?

**COUNCILPERSON GUYTON:** -- review it before -- not the night of the meeting. Prior to, so I can review and research.

**CHAIRPERSON DAVIS:** Okay.

**COUNCILPERSON GUYTON:** Thank you.

**CHAIRPERSON DAVIS:** Miss Pardo?

**CHAIR PRO TEM PARDO:** Okay. So -- okay. So to be clear, this is really the first motion, right, approving budget as is?

**CHAIRPERSON DAVIS:** No. This is amended. The amended motion and then we're going to go back to the main one.

**CHAIR PRO TEM PARDO:** So keeping that --

**CHAIRPERSON DAVIS:** Okay?

**CHAIR PRO TEM PARDO:** -- okay. As -- well, let's --

**CHAIRPERSON DAVIS:** Okay.

**CHAIR PRO TEM PARDO:** -- hope Mr. Sherman is right on that.

**CHAIRPERSON DAVIS:** Okay. Miss --

**DEPUTY CITY CLERK ANTHONY:** Madam Clerk.

**CHAIRPERSON DAVIS:** -- Madam Clerk.

**DEPUTY CITY CLERK ANTHONY:** Pro Tem --

**CHAIRPERSON DAVIS:** We're voting on the amended motion.

**DEPUTY CITY CLERK ANTHONY:** -- Pro Tem Pardo?

**CHAIR PRO TEM PARDO:** No.

**DEPUTY CITY CLERK ANTHONY:** Councilperson Guyton?

**COUNCILPERSON GUYTON:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Councilperson T. Davis?

**COUNCILPERSON DAVIS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Councilperson Thomas?

**COUNCILPERSON THOMAS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Chair Davis?

**CHAIRPERSON DAVIS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** That motion is approved with Councilperson Pardo dissenting.

**CHAIRPERSON DAVIS:** And we're now voting on the main motion. Madam Clerk?

**DEPUTY CITY CLERK ANTHONY:** Councilperson Guyton?

**COUNCILPERSON GUYTON:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Councilperson T. Davis?

**COUNCILPERSON DAVIS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Councilperson Thomas?

**COUNCILPERSON THOMAS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Pro Tem Pardo?

**CHAIR PRO TEM PARDO:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Chair Davis?

**CHAIRPERSON DAVIS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Unanimous vote. Okay. Item 10.

**10. ORDINANCE NO. \_\_\_\_\_ AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, MODIFYING AND UPDATING THE CITY'S FIVE-YEAR CAPITAL PROJECTS PLAN FOR FISCAL YEARS 2014-2015 THROUGH 2018-2019; PROVIDING FOR SEVERABILITY AND CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.**

**CHAIRPERSON DAVIS:** Is there a motion?

**COUNCILPERSON GUYTON:** So moved.

**CHAIRPERSON DAVIS:** Is there a second? Is there a second?

**DEPUTY CITY MANAGER JONES:** (Inaudible) somebody second?

**CHAIRPERSON DAVIS:** Is there a -- a second?

**COUNCILPERSON DAVIS:** I said second.

**COUNCILPERSON GUYTON:** (Inaudible).

**CHAIR PRO TEM PARDO:** Second.

**COUNCILPERSON DAVIS:** Second. I said --

**CHAIRPERSON DAVIS:** Okay. We have a second.

**COUNCILPERSON DAVIS:** -- (inaudible). I gave it to you.

**CHAIRPERSON DAVIS:** Mrs. Jones?

**CITY MANAGER JONES:** What you have before you, if -- for the first reading is the five-year capital plan for the City that is in compliance with Florida Statute 163.3177. You have identified projects. The departments have identified projects that are contained in this capital plan. As you will recall from the beginning of this plan, we first of all deal with those projects that are fully funded within the capital budget, realizing that there are other -- other items that are out three, four and five years of this plan that are not funded. But it's appropriate for us at this point to approve the capital budget with a five-year capital plan for your capital projects for the City of Riviera Beach.

**CHAIR PRO TEM PARDO:** Madam Chair?

**CHAIRPERSON DAVIS:** Miss Pardo.

**CHAIR PRO TEM PARDO:** Okay. So my only question is to the city manager regarding beach renourishment. You know, we still have to -- or you still have to bring a contract to the council and the -- the County still needs to get authorization from DEP to move the -- the scope of the entire beach renourishment further south. All right? And they're going through that process. Okay. I just want to make sure that if there is a need, if, you know, we get a very late storm or I should really say with -- next summer, if we get a storm, we will have funds available to, you know -- if we need to, increase that 200 grand? We do have funds available for that?

**CITY MANAGER JONES:** Currently you have -- and I'll ask Mr. Sherman to give you the exact figure. I believe we have in excess of \$600,000.

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** Actually, 800,000, yeah.

**CITY MANAGER JONES:** \$800,000 in this capital budget for beach nourishment.

**CHAIR PRO TEM PARDO:** So we -- we don't have to worry. The funds will be there?

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** Correct.

**CHAIR PRO TEM PARDO:** In case the County comes back and --

**CITY MANAGER JONES:** Yes. It's the out years that we would have issues.

**CHAIR PRO TEM PARDO:** -- mandates that? Okay. That's fine.

**CHAIRPERSON DAVIS:** And I just want to ask -- ask a question on that. You know, we started out with \$200,000 a year. And last year what was it, 4 something?

**CHAIR PRO TEM PARDO:** 339.

**CITY MANAGER JONES:** 339.

**CHAIRPERSON DAVIS:** So how -- I mean , how is it that we are required to pay more than what we agreed to?

**CITY MANAGER JONES:** Well, we had that conversation with the County.

**CHAIRPERSON DAVIS:** I -- I don't get it.

**CITY MANAGER JONES:** We went down and -- staff and I, along with Miss Pardo went down and expressed our displeasure that what was in the interlocal agreement --

**CHAIRPERSON DAVIS:** Right.

**CITY MANAGER JONES:** -- was not adhered to. And the County understood that. It's just that for the magnitude of the problem that they had to deal with at the time --

**CHAIRPERSON DAVIS:** Uh-huh.

**CITY MANAGER JONES:** -- our 20 percent meant that we needed to pay the \$339,000.

**CHAIRPERSON DAVIS:** (Inaudible) percent.

**CITY MANAGER JONES:** And so we spoke with them about prior to them letting contracts, if they would let us know what they're anticipating our 20 percent share to be --

**CHAIRPERSON DAVIS:** And when -- when would they notify us of that? I mean --

**CITY MANAGER JONES:** Prior to them actually going out and getting the contract to do the work.

**CHAIRPERSON DAVIS:** Oh. Oh, okay.

**CITY MANAGER JONES:** Once they've got the bids back in and they know how much it is --

**CHAIRPERSON DAVIS:** Okay. Okay. That's --

**CITY MANAGER JONES:** -- they'll just issue the contract, talk to the City so we'll know. And if we need to come back to council to amend that agreement, then we can do so.

**CHAIRPERSON DAVIS:** Okay.

**CITY MANAGER JONES:** What the County would like for us to do now is to amend that agreement to a higher figure. And so that's what Miss Pardo was referencing.

**CHAIRPERSON DAVIS:** That's the interlocal that you're talking about? Okay.

**CITY MANAGER JONES:** As to what we would -- they would like for us to bring back.

**CHAIRPERSON DAVIS:** All right. Gotcha. All right. I --

**FANE LOZMAN:** My card in (inaudible).

**CHAIRPERSON DAVIS:** -- I -- I'm getting to you, sir. Any other -- we don't have a presentation or anything? Okay. Mr. Lozman and then Mr. -- Miss Larson.

**FANE LOZMAN:** Fane Lozman. You're supposed to give your address for the record. For the record, I have not been assigned an address for my property but my -- my picture of me and my property was featured on the front page of The Palm Beach Post Monday.

**CHAIRPERSON DAVIS:** Okay. You want to speak on the item?

**FANE LOZMAN:** So The Palm Beach Post has been to my property.

**CHAIRPERSON DAVIS:** On the item.

**FANE LOZMAN:** Well, I'd like to give an address for the record. I don't have an address for my own property that I pay taxes on in the City.

**CHAIRPERSON DAVIS:** Okay. Okay.

**FANE LOZMAN:** So as a taxpayer, as a resident, contrary to Mr. Guyton's delusional --

**CHAIRPERSON DAVIS:** Okay, Mr. Lozman.

**FANE LOZMAN:** -- behavior --

**CHAIRPERSON DAVIS:** Please.

**FANE LOZMAN:** -- as a taxpayer and a resident, I have some issues with a couple items here. And any time I have issues as a taxpayer and a resident, I'm going to come up here. Okay? And I'm going to talk about it.

**CHAIRPERSON DAVIS:** And you're more than welcome.

**FANE LOZMAN:** I'm not going to be intimidated by anybody on that dais. Okay?

**CHAIRPERSON DAVIS:** Uh-huh.

**FANE LOZMAN:** And you continue to allow this man to interfere in my ability --

**CHAIRPERSON DAVIS:** Okay.

**FANE LOZMAN:** -- to speak. And I have an issue with that and that's why I asked Mr. Davis to replace you with somebody else on the dais who's more responsible. My issue as a taxpayer and a resident is the stormwater uplands \$1.5 million at the marina. Okay? The representation that was made to me in a deposition I took of the number two guy at the CRA where there was a second RFP that went out for the marina project. Okay? Why is that important? I can't find a second RFP. I said there should have been a second RFP. Because if there was a second RFP for the marina project, some of these upland improvements could have been absorbed by the master developer.

Why did some of this \$1.5 million that's not at the docks -- it's on the upland property -- why could that have not gone out for second RFP and say, You want to be the upland developer of this marina and put all these restaurants and stuff in? You need to contribute your share of the infrastructure improvements. But again, this will come up in the civil rights trial in October that you all are going to be testifying at, where is the second RFP -- Evans was the guy's name. Where is the second RFP that he swore his deposition took place? I can't find it. Okay?

Now, since I can't find it, I don't know if it's too late to try to somehow hit Viking up for their share of the -- of the upland improvements. Maybe when new leasees come in. But to absorb \$1.5 million on the taxpayers' back without trying to offset some of that with the upland property owners, I have an issue with that. We're not talking about the docks. I understand the City's paying for the docks and the seawall and -- and that stuff. But when you have stormwater uplands, why isn't that being shared with the master developer, with some of the new tenants who are coming in who are building buildings? Somebody's going to build the restaurants. Say, Hey, we need an impact fee for your building and you're going to have to pay your share of the stormwater improvement. That's all. Try to share some of that load with someone else.

**CHAIRPERSON DAVIS:** Thank you, sir. Miss Larson.

**COUNCILPERSON GUYTON:** Madam Chair, while she comes to the dais --

**CHAIRPERSON DAVIS:** Mr. Guyton? Hold on Miss Larson.

**COUNCILPERSON GUYTON:** -- you can come on up, Miss Larson. I'm sorry. I don't mean to interfere with how you're directing your traffic but --

**CHAIRPERSON DAVIS:** Just have a seat until he finishes if you want -- if you like.

**CITY ATTORNEY RYAN:** (Inaudible).

**COUNCILPERSON GUYTON:** I'm not going to be long.

**CHAIRPERSON DAVIS:** All right.

**COUNCILPERSON GUYTON:** 'Cause it irritates me when people that live in Dade County come up here and they talk more than the people that live in our community. That really irritates me. And then get offended if we recognize or identify the fact that you don't even sleep here. You don't live here. But the point I wanted to make was I have the property appraiser document of the property that you keep saying that you own that your name is not on it. The name that's -- from the property appraiser's office, says Renegade Trust.

**FANE LOZMAN:** Who's the trustee?

**CHAIRPERSON DAVIS:** Okay. Mr. Lozman, please.

**COUNCILPERSON GUYTON:** The point I'm making is that you come up to this mike and you represent yourself with things that are not factual. And --

**FANE LOZMAN:** I own the (inaudible).

**COUNCILPERSON GUYTON:** -- and the other point --

**CHAIRPERSON DAVIS:** Okay. Mr. Lozman --

**FANE LOZMAN:** (Inaudible).

**CHAIRPERSON DAVIS:** -- one more outburst and you will have to leave the chambers.

**COUNCILPERSON GUYTON:** And -- and the other point that I'd like to make -- and you say Singer Island like you went over there and bought \$2 million worth of property. And I'm looking at the property that you own and it says a measly \$24,000. Do you know that most people over there spend more than that on their vacation? You come up here like you spend a lot of money over there.

**CHAIRPERSON DAVIS:** Okay. Mr. Guyton, come on.

**COUNCILPERSON GUYTON:** That's all I have to say right now.

**CHAIRPERSON DAVIS:** Okay. Thank you. Miss Larson, please, go ahead.

**BONNIE LARSON:** Thank you. I didn't know what Mr. Lozman was going to say. And I know you have issues with him, whatever, but that did make sense that we shouldn't

be paying the whole thing, that we should spread out the cost between the developer. The developer's paying--

**COUNCILPERSON GUYTON:** Miss Larson, don't ever quote anything from Mr. Lozman --

**CHAIRPERSON DAVIS:** Okay. Oh, oh.

**COUNCILPERSON GUYTON:** -- to me or you gonna have a big problem with me.

**BONNIE LARSON:** I'm not quoting anything.

**CHAIRPERSON DAVIS:** Mr. Guyton, please. Okay?

**COUNCILPERSON GUYTON:** I'm -- I'm just saying.

**BONNIE LARSON:** I'm just saying that because you don't --

**COUNCILPERSON GUYTON:** I'm just letting you know --

**CHAIRPERSON DAVIS:** Go ahead and make your comments, Miss -- Miss Larson.

**BONNIE LARSON:** I -- okay. I'm trying to make my comments.

**CHAIRPERSON DAVIS:** We'll start over.

**BONNIE LARSON:** I'm just saying because you don't like a person -- it happens to me, also.

**COUNCILPERSON GUYTON:** I'm saying he's trying to destroy this city.

**BONNIE LARSON:** Sometimes -- please. Please.

**CHAIRPERSON DAVIS:** Mr. Guyton. Please, you are out of order.

**BONNIE LARSON:** Certain -- my -- my time is going here. Certain people --

**CHAIRPERSON DAVIS:** I'm going to start -- I'm going to give you an extra 15 seconds.

**BONNIE LARSON:** -- if you don't like them, you tend to tune them out.

**CHAIRPERSON DAVIS:** Okay.

**BONNIE LARSON:** And that's not -- you really shouldn't do that because sometimes people do have good ideas. And sharing that cost --

**COUNCILPERSON GUYTON:** No, he doesn't.

**CHAIR PRO TEM PARDO:** Oh. (Inaudible).

**BONNIE LARSON:** -- in my opinion is -- I had no idea what he was going to say when he came up here. Here's an example of the page I was talking about. When you're looking at figures you need to make sure you can see the figures. Look at all the white space on these pages. Make the print bigger. I'm going to have to borrow Mr. Thomas's glasses to see this. Print these numbers bigger so that we can --

**COUNCILPERSON THOMAS:** (Inaudible) --

**BONNIE LARSON:** -- see them. There's all this white space on the page. My question on the capital projects is we talked a lot about streets last time. And Singer Island said, We need our streets done. The man said, We need our streets -- everybody needs their streets done. My question is please let everybody know tonight in this budget how much we're allocating for street improvement, how much we're allocating for the flooding. There's flooding right in our parking lot right now. There's flooding throughout the whole city. They're worried about the -- the fever that's caused by mosquitoes. I look on our property every single day, is there water standing anywhere? All I have to do is go out to the front yard and it's all up and down the street, flooding everywhere.

So please tell us what we can look forward to. You're the ones who can make this happen because you're the ones who set this budget. Please tell us all tonight how much is in there for street repair, for flooding, what areas are going to be done first, second. When can we look forward to something happening like this and how much money is being allocated for it? You have the budget with you tonight so if you can just tell us and the people at home who don't have a copy of this, that would be wonderful. So just give us something to look forward to. Tell us -- make sure it's in there because you're the ones who can set the budget and set the amount of money that's going to make those things happen. Thank you.

**CHAIRPERSON DAVIS:** Thank you, Miss Larson. Okay. We are done with the cards. Are there any comments or questions from Council on this item?

**COUNCILPERSON GUYTON:** Is this the capital budget?

**CHAIRPERSON DAVIS:** This is item 10.

**COUNCILPERSON GUYTON:** Yes. On -- under the fiscal year 2'15/2'16, at our last meeting I referenced that Lindsey Davis was under the wrong fiscal year. And I see that Lindsey Davis is still under '15 and '16 when I'm told it should be under '14 and '15.

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** You are absolutely correct. It should have been '14, '15. Yeah. That -- that was -- sorry. I apologize for that.

**COUNCILPERSON GUYTON:** Okay.

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** That was one that we missed a change. Right.

**COUNCILPERSON GUYTON:** Okay. So -- but it is going to be in '14/'15?

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** We'll -- on the second reading we can -- we'll move it over.

**COUNCILPERSON GUYTON:** All right. I believe you told me that on the last time --

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** I know.

**COUNCILPERSON GUYTON:** Okay. All right. Thank you.

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** We've gotcha.

**CHAIRPERSON DAVIS:** And you know, I made some -- some corrections, too. So make sure those are -- are done.

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** Yeah.

**CHAIRPERSON DAVIS:** Any other questions or comments?

**COUNCILPERSON DAVIS:** What corrections are those -- those about?

**CHAIRPERSON DAVIS:** I can't remember them now but Mr. --

**COUNCILPERSON GUYTON:** There's just some things in the wrong (inaudible).

**CHAIRPERSON DAVIS:** Yeah.

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** Yeah.

**CHAIRPERSON DAVIS:** Just in the wrong year. That's all.

**COUNCILPERSON THOMAS:** It -- that's very important, Madam Chair. I --

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** Yes.

**COUNCILPERSON THOMAS:** So we need to make sure whatever's in the wrong year --

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** Well --

**COUNCILPERSON THOMAS:** -- gets in the right year. That's --

**CHAIRPERSON DAVIS:** I'm -- I'm sure that --

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** -- we will -- we will go back and double-check.

**COUNCILPERSON THOMAS:** -- that's not just a custodial --

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** I -- all of those.

**COUNCILPERSON THOMAS:** I do want to make sure that -- the print is very small. But I would like to see those -- and I don't have on my glasses and I did let Miss Larson borrow them. I'll clean them and put them on in a minute. But I do want to make sure that the public can see the streets that will be done so -- but let me ask the attorney this. I'm still in my Robert's Rules of Order book, having not got to that yet. So what happens if, on the final read, we decide that there's an issue and we vote against this? Then what happens?

**CITY ATTORNEY RYAN:** You can make changes on second reading, as well.

**COUNCILPERSON THOMAS:** I understand.

**CITY ATTORNEY RYAN:** And those changes will be finalized. They will not go to the clerk or to the State, whoever they go to, until the final changes that you make on second reading are made. So that is the final say-so, because you have to give an opportunity to your taxpayers to come here -- your -- and citizens.

**COUNCILPERSON THOMAS:** Right.

**CITY ATTORNEY RYAN:** To come here and make their comments and try to sway you as you've had some of them do tonight.

**COUNCILPERSON THOMAS:** Well, you know, I'm more concerned that if say what happened with Mr. Guyton just then, something was supposed to change from the -- what if that still doesn't change?

**CITY ATTORNEY RYAN:** Whatever you approve on second reading is what you approve.

**COUNCILPERSON THOMAS:** So that --

**CHAIRPERSON DAVIS:** And it's up to us to -- to -- to make sure it's changed.

**CITY ATTORNEY RYAN:** Right.

**COUNCILPERSON THOMAS:** But it doesn't come back to us again after second reading. And that's what I'm saying. See?

**CHAIRPERSON DAVIS:** But it will be posted a week in advance.

**COUNCILPERSON THOMAS:** I'm sorry?

**CHAIRPERSON DAVIS:** It will be posted a week in advance for you to look at.

**COUNCILPERSON THOMAS:** Okay. Okay. But --

**CITY ATTORNEY RYAN:** But what -- I guess what Miss --

**COUNCILPERSON THOMAS:** -- what I'm saying is, if we change something that night, if we find something and we change it --

**CITY ATTORNEY RYAN:** Right.

**COUNCILPERSON THOMAS:** -- that night, then how do we make sure that it's -- because Miss Ryan said just -- she said then what everybody's going to say two years from now.

**CITY ATTORNEY RYAN:** Right.

**COUNCILPERSON THOMAS:** You approved this in the wrong year. You know, you should have -- we have no way of making sure --

**CITY ATTORNEY RYAN:** Right. Right.

**COUNCILPERSON THOMAS:** -- that this stuff is right. That -- that's all I'm asking. How do we -- how do we correct that?

**CHAIRPERSON DAVIS:** When -- well, can I answer?

**CITY ATTORNEY RYAN:** Go ahead.

**CHAIRPERSON DAVIS:** If you don't mind?

**COUNCILPERSON THOMAS:** You the Chair.

**CHAIRPERSON DAVIS:** When -- when we get the document, just like, you know -- I didn't look since our first reading.

**COUNCILPERSON THOMAS:** Uh-huh.

**CHAIRPERSON DAVIS:** And I -- I admit that. But it's up to -- to us to look at it and make sure it's in the right column. And if you want me to be that person to look -- look at it this last time I'll do that.

**CITY ATTORNEY RYAN:** And quite frankly --

**CHAIRPERSON DAVIS:** Or whoever. I don't --

**CITY ATTORNEY RYAN:** -- if -- if you direct staff to send --

**CHAIRPERSON DAVIS:** -- yeah.

**CITY ATTORNEY RYAN:** -- you the final document that is going --

**CITY MANAGER JONES:** That's what I was going to say.

**CITY ATTORNEY RYAN:** -- to be --

**CHAIRPERSON DAVIS:** Changes? Yeah.

**CITY ATTORNEY RYAN:** Right. With all the changes in it --

**COUNCILPERSON THOMAS:** Uh-huh.

**CITY ATTORNEY RYAN:** -- you can do that.

**COUNCILPERSON THOMAS:** And then what do we do if changes still need to be made?

**CITY ATTORNEY RYAN:** The changes that you vote on --

**CITY MANAGER JONES:** Have to be --

**CITY ATTORNEY RYAN:** -- should be made. You don't have to come back here to make those changes.

**CITY MANAGER JONES:** -- they have to be --

**COUNCILPERSON THOMAS:** Okay. Y'all are saying all this but Mr. Guyton just showed you that you said you was going to change it --

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** Yeah.

**COUNCILPERSON THOMAS:** -- for this reading --

**CITY ATTORNEY RYAN:** That's correct.

**COUNCILPERSON THOMAS:** -- and it, you know --

**CITY ATTORNEY RYAN:** And it has to be done. And if it's not --

**CITY MANAGER JONES:** It has -- it has to be done if that's what you vote on at that particular time.

**COUNCILPERSON THOMAS:** I get it.

**CHAIRPERSON DAVIS:** Yeah. I (inaudible) --

**COUNCILPERSON THOMAS:** I'm just saying I want to put another -- another level in place so this stuff is not happening so it's coming back a year or two later and it's biting all of us. I'm just trying to make sure that this -- this happens, you know? That's not custodial. That's not just a minor change. If it's supposed to be in a whole different year, that's huge. That's significant, you know?

**CHAIRPERSON DAVIS:** You're right.

**COUNCILPERSON THOMAS:** Okay. That's --

**CHAIRPERSON DAVIS:** Okay?

**COUNCILPERSON THOMAS:** -- that's all. Thank you.

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

**DEPUTY CITY CLERK ANTHONY:** Councilperson Guyton?

**COUNCILPERSON GUYTON:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Councilperson Thomas?

**COUNCILPERSON THOMAS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Councilperson T. Davis?

**COUNCILPERSON DAVIS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Pro Tem Pardo?

**CHAIR PRO TEM PARDO:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Chair Davis?

**CHAIRPERSON DAVIS:** Yes, with all of those changes that are supposed to be made. Okay?

**DEPUTY CITY CLERK ANTHONY:** Unanimous vote.

**CHAIRPERSON DAVIS:** And let the record reflect that Mayor Masters is on the dais. We are now going to go to our Consent Agenda.

**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.

**FANE LOZMAN:** Fane Lozman, Singer Island. If you look at the property appraiser's website it says Fane Lozman, trustee for the Renegade Trust. The Renegade Trust is a -- is my trust that I use for estate planning purposes. But my name is on there. Mr. Guyton knows that. As far as property dimension wise, I'm one of the largest property owners in Singer Island. Now, you're correct. Some of that's submerged lands. But you live on about a 20<sup>th</sup> of an acre. The property on Singer Island is 29 acres.

**COUNCILPERSON GUYTON:** For 24,000.

**FANE LOZMAN:** And there's going to be -- there's going to -- there's going to be --

**CHAIRPERSON DAVIS:** Mr. Guyton, please don't interrupt.

**FANE LOZMAN:** -- there's going to be 40 floating homes, and when that project's done, that property's going to be worth maybe \$150 million when you put 40 floating homes at 3 million apiece. Now, right now in Dade County, in Marr [phonetic] Lake, they're putting in 29 floating homes that are 12 and a half million apiece, and it was on the cover of the Palm -- of The Miami Herald. But again, Guyton has a history of drug abuse. He was involuntarily committed --

**CHAIRPERSON DAVIS:** Okay. Mr. --

**FANE LOZMAN:** -- by his sister --

**CHAIRPERSON DAVIS:** -- Mr. Lozman, you are out of order.

**FANE LOZMAN:** -- no.

**CHAIRPERSON DAVIS:** No, we're not --

**COUNCILPERSON GUYTON:** (Inaudible).

**CHAIRPERSON DAVIS:** -- gonna have all of that, no.

**FANE LOZMAN:** It's a public record.

**CHAIRPERSON DAVIS:** No.

**COUNCILPERSON GUYTON:** Let him talk.

**CHAIRPERSON DAVIS:** No.

**FANE LOZMAN:** It's a public record. You just want to hide behind that. So I get attacked by him constantly.

**CHAIRPERSON DAVIS:** We are not gonna have you calling people names and talking about their personal --

**FANE LOZMAN:** I'm not calling him names.

**CHAIRPERSON DAVIS:** -- and personal information. Okay?

**FANE LOZMAN:** That is a public record in the official records of Palm Beach County.

**CHAIRPERSON DAVIS:** Okay. So don't you get mad when he talks about it. Okay? About something about you.

**FANE LOZMAN:** All he does is attack me. And one of the things I asked Mr. Davis and Mr. Thomas is to replace you because you don't know how to run a meeting, number one.

**CHAIRPERSON DAVIS:** Okay. Whatever.

**FANE LOZMAN:** Number two, what you're doing is unconstitutional. I think you're a corrupt politician. I can say that. I have a right to say that.

**CHAIRPERSON DAVIS:** You can think whatever you like.

**FANE LOZMAN:** I have a right to repeat Mr. Guyton's history. The -- The Palm Beach Post wrote about Guyton, and it said that he should -- it said that he should --

**CITY ATTORNEY RYAN:** (Inaudible).

**CHAIRPERSON DAVIS:** He is so (inaudible).

**FANE LOZMAN:** -- it said -- it said, "With so much at stake --"

**COUNCILPERSON GUYTON:** Learn how to read, man.

**FANE LOZMAN:** "-- residents need to find someone of good character in District 1 --"

**COUNCILPERSON GUYTON:** Please.

**FANE LOZMAN:** "-- willing and capable of serving with dignity and integrity. Guyton has proven that he can't do that." You know, so Guyton can sit there and attack me all he wants. He's the elected official who lied on his financial disclosure form.

**CHAIRPERSON DAVIS:** (Inaudible).

**FANE LOZMAN:** When he ran for office he didn't say he was in foreclosure. Now, I want to get back to what's going on on Singer Island at the moment.

**CITY ATTORNEY RYAN:** (Inaudible).

**FANE LOZMAN:** Your -- Miss McKinney --

**CHAIRPERSON DAVIS:** Okay.

**FANE LOZMAN:** -- came to my property with Peter Ringle and Galgon [phonetic] to file a complaint --

**CITY ATTORNEY RYAN:** Galgon?

**FANE LOZMAN:** -- with DEP. When did she become a Code Enforcement officer? Why are you harassing me and Daniel Taylor at our property? Now, I know she sent you a letter talking about the value of her house for 180 grand, but she left out that her next-door neighbor, not on the waters, but the house next door for \$427,000 and then you voted to give staff approval for (inaudible) at 3100 Ocean Drive. I have filed a complaint with the State Attorney and the OIG.

**CITY ATTORNEY RYAN:** Stop pointing at her.

**FANE LOZMAN:** You should be removed from office --

**CITY ATTORNEY RYAN:** Stop pointing. Stop pointing.

**FANE LOZMAN:** -- for that. Huh?

**CITY ATTORNEY RYAN:** Stop pointing.

**FANE LOZMAN:** You should be removed from office for what you've done.

**CHAIRPERSON DAVIS:** Okay. Thank you, sir.

**COUNCILPERSON GUYTON:** Madam Chair?

**CHAIRPERSON DAVIS:** Mr. Guyton?

**COUNCILPERSON GUYTON:** Let me just say that --

**CHAIRPERSON DAVIS:** Have a seat, Mr. Lozman.

**COUNCILPERSON GUYTON:** -- this is my hometown and Mr. Lozman would never come into my hometown and disrespect everybody. And he's been accused of rape and sexual assault and that is something that an investigator investigated and they found out that he tried to get his case sealed in Las Vegas. Dude, if you have committed something so atrocious and egregious, it's going to get out.

**FANE LOZMAN:** I have (inaudible).

**CHAIRPERSON DAVIS:** Okay. Mr. Lozman, nobody --

**COUNCILPERSON GUYTON:** Let me finish. Let me -- you had your bit.

**CHAIRPERSON DAVIS:** -- I stopped him from interrupting so, please. You're out of order if you --

**COUNCILPERSON GUYTON:** And -- and -- and the other thing --

**CHAIRPERSON DAVIS:** -- continue to talk.

**COUNCILPERSON GUYTON:** -- Walter, would you run that slide for me?

**CHAIRPERSON DAVIS:** Oh, God. I -- I -- I want Mr. Lozman to know he's not coming into our town and intimidate us. That's the bottom line. This is my hometown. This is where Mr. Lozman used to live at the marina. You see the kids playing? Having a good time? They're enjoying the waterway. But guess what Mr. Lozman admitted to doing?

**CHAIRPERSON DAVIS:** Oh, God.

**COUNCILPERSON GUYTON:** And let me read from a deposition. Mr. Lozman, so did you make any arrangements --

**FANE LOZMAN:** (Inaudible). Is this public comment?

**CHAIRPERSON DAVIS:** Okay. No, Mr. Lozman.

**COUNCILPERSON GUYTON:** Okay. You had your --

**CHAIRPERSON DAVIS:** You're out of order.

**FANE LOZMAN:** He's out of order.

**CHAIRPERSON DAVIS:** You are out of order.

**COUNCILPERSON GUYTON:** You -- you said whatever you wanted to say.

**CHAIRPERSON DAVIS:** One more time and you'll be removed.

**COUNCILPERSON GUYTON:** Kids playing. He know that they played. Kids using our waterways. In this deposition, "Mr. Lozman, did you make any arrangements to dispose of the sewage on your vessel from 2006 to 2009?" Kids playing out here. He knows that. He knows that this waterway, it's being used by human beings. He's contaminating it and admit it. His answer was, "No." You made no arrangements to dispose of your sewage. That's gross and that's nasty.

The other question, "So to the best of your knowledge, where was the sewage going?" "There wasn't much sewage going into that boat," so it mean it was going over the boat. "Okay. But any gray water sewage?" "If there was any, it would have been going overboard." This is Mr. Lozman. Question, "You said gray water sewage?" The answer, "Gray water or sewage." Where these kids are playing. Question, "Or sewage? So both going into the waterway?" Lozman, "That's correct." That's nasty. That's gross. And you need to get a life.

The last question, "So that's correct? From 2006 to 2009?" Mr. Lozman, "That's correct." You dumped your sewage where you knew kids were playing. You contaminating our water and you come here and try to insult our leadership. And I want you to know that you don't intimidate Bruce Guyton. And as long as you come here, I'm going to lay into you.

**CHAIRPERSON DAVIS:** Okay. Let's move on. Mrs. Larson. After Miss Larson is Reverend Burrs.

**BONNIE LARSON:** I asked FDOT to stay for just a few minutes because, excuse me, I wanted to remind you that Mr. -- his name has just left me -- the gentleman who owns the strip shopping center on Dr. -- O'Brien. O'Brien is his last name. He made mention of the fact that the median right outside his facility -- there was a palm tree in there and they planted it right underneath a utility line. And it stayed tied up, because of course if they let it loose it will be right up there in the lines. But what they did was they removed it.

So that's the only median now which has, like, nothing in it. Just some low-growing things. The -- all the other medians look nice. So if you could bring that back to whomever the powers that might be that that median needs a replacement of the tree that they did take out. Also, as long as you're here, I wrote Miss Jones a letter that FDOT -- some of their contractors left in front of our house -- they park their big trucks in front of our house and they left a lot of asphalt. Some of the asphalt is, like, this big.

**CITY ATTORNEY RYAN:** Hmm.

**BONNIE LARSON:** Some of it's that big.

**CITY ATTORNEY RYAN:** Hmm.

**BONNIE LARSON:** So we tried to mow there. We always keep it mowed. It's the -- the swale there. What happened was our lawn mower, our new lawn mower had to be fixed because it ingested one of those pieces of asphalt. We tried to be careful. We tried -- and -- and I had to get a new blade 'cause it ate up the blade. The -- anyway, the weeds are like this high right now. And it just looks awful. We keep our property cut all the time. It looks awful. My request to Miss Jones was to please contact FDOT and tell them to come along with their professional -- it's professional equipment which left it there; professional equipment needs to take it out. I don't know if they need like a vacuum or something.

But even a piece this small -- we tried it with the weed whacker. And it went fly -- I was doing it. It went flying right by my face. I'm not going to the hospital because commercial equipment left all that stuff on our property. So right now the weeds are this high. We're not touching it anymore. We've gone through enough. Don't want to end up in the hospital because of this. So if you can also tell FDOT or get with Miss Jones or whatever. Whoever left that there, I don't know. But we didn't leave it there and it's -- it's -- we don't like seeing it there every day and it's very dangerous for us. So that's it, FDOT.

**CHAIRPERSON DAVIS:** Thank you. Oh. I thought you were --

**BONNIE LARSON:** No, I'm not done. I just -- I just asked them to stay for a few minutes. We have -- oh, last week we had the 7-Eleven project. And I want you to consider a few things. Consider banning any more convenience stores from our city. According to Google we have 30. We're going to be the convenience store capital of Palm Beach County. And then also consider putting a limit on the number of same-name companies which move into our city. We have Marriott. We have, like, a -- how many Marriotts do we have? It -- it becomes a monopoly and it drives out the small business owner. So if we have one 7-Eleven, that's kind of enough. Let's not have all of our convenience stores -- they're a nice convenience store but let's not have all of our convenience stores be under the same name so it becomes a monopoly. The corner of -- the corner property on Blue Heron and Broadway, I have offered some immediate fixes. A life can be lost there. We need to take care of that immediately, and I know

we're trying to plan a grandiose plan there. But in the meantime, let's fix it so someone doesn't get killed on that corner. We have a lot of consultants you paid. You're getting this information for free. I know that corner very well. Fix it.

**CHAIRPERSON DAVIS:** Thank you, Miss Larson.

**BONNIE LARSON:** Thank you.

**CHAIRPERSON DAVIS:** Okay. Reverend Burrs. And let me just -- let -- let -- let me just say this. One of the reasons that we have so many convenience stores or 7-Elevens, whatever you want to call them is because of the median income for the City of Riviera Beach. That's why you -- we're only getting, you know, 7-Elevens or, you know, Dollar Stores or condition dollar Generals or -- or that kind of thing. We're trying to change that. You know, because we want to create jobs that will pay people, you know -- teach them a skilled trade so that they can increase their income status. So that's -- that's one of the -- the feasibility studies that businesses do before they relocate. Okay? Reverend Burrs?

**REVEREND BURRS:** Madam Chair?

**CHAIRPERSON DAVIS:** Thank you, sir.

**REVEREND BURRS:** Council, City Manager, Mayor, City Attorney.

**MAYOR MASTERS:** Reverend Burrs.

**REVEREND BURRS:** Reverend Burrs.

**CHAIRPERSON DAVIS:** Please state your name for the record.

**REVEREND BURRS:** I said Reverend Burrs.

**CITY ATTORNEY RYAN:** He said (inaudible).

**CHAIRPERSON DAVIS:** Oh, you did? Okay. Sorry.

**CITY ATTORNEY RYAN:** He did. He (inaudible).

**CHAIRPERSON DAVIS:** Sorry.

**REVEREND BURRS:** I was listening to Miss Larson. Miss Larson asked a pertinent question a few moments ago about headset. And I made mention of that sometime ago. Seem like somebody would have the decency to tell her where we're going to -- what kind we're going to get, are we going to get something, 'cause y'all respond to what you want to respond to, and what you don't want to respond to you don't. I think

she should have got an answer because I suggested that to y'all some evenings ago. You need to change your head -- your mikes or something.

But anyway, I was listening to the council meeting on television regretfully, 'cause sometime I try to stay away from it. And listening to the council always talking about saving money. And when you're looking at this position -- I came in about this backflow position in the Water Department for saving money in the budget. If you want to save money, you ought to think about the money we waste over there on 13<sup>th</sup> Street and etc. and -- and things of this nature. I was looking at you, Council, and y'all were saying that y'all wanted the City, the Council -- the citizens to pay for y'all family insurance. I has no problem with the City paying for y'all personal insurance because you working for the City as a councilperson. But to collect to pay for your family insurance, that's going to cost more than what it would take to send a referendum to get the mayor off the council for -- for -- for what they -- for whatever reason. So -- but if you all are going to vote to send this issue to a referendum, which I don't agree with, then we're requesting that you also send to referendum for separate district voting. So if you're going to do one, do the other. So that's what we're requesting. So I would suggest that you let the peoples who want to change the charter for their entity go out and get the signatures. Don't let the council put their hands involved in that matter. So -- but if you do that, then we want you to do the same thing for sending it to a referendum for separate district voting. All right?

So now -- and as far as saving -- as far as -- as far as our -- as far as the saving of money, there's a whole lot of -- and y'all are saying one thing and voting another way. In the last six years, this council, if I'm correct, have not hired anybody within this city in a top position. Nobody. And those people that come in these top position hire their assistant from somewhere else. And we're talking about the citizens of Riviera Beach. Y'all don't care nothing about the citizens of Riviera Beach. You don't care. Because if we do -- if you did, those young people who have gone off to school, you will solicit them to come back and get some of these jobs. Now, I -- I -- Mr. -- Mr. -- Mr. Guyton said something which might be true, that peoples don't lay their head in this city and want to tell everybody what to do. Well, we got peoples making big money, taking big checks out of this City, don't lay their head in this city, and driving cars across this country on our expense. Y'all didn't look into that. Do y'all -- do y'all care about the citizens? Start making these peoples hire some -- some of our young people going to school back in some of these jobs.

**CHAIRPERSON DAVIS:** Thank you, sir. Mr. Refuse [phonetic] Anders? Andrews? I'm sorry if I mispronounced it. Sorry.

**REFUSE ANDREWS:** That's okay.

**CHAIRPERSON DAVIS:** Good evening, sir.

**REFUSE ANDREWS:** Good evening. How y'all doing? My name's Refuse Andrews. I used to work for the City of Riviera Beach Utility Department. I used to work for the --

**CHAIRPERSON DAVIS:** Can you -- I know you're -- you're tall. But can you get a little bit closer?

**REFUSE ANDREWS:** Hi.

**CHAIRPERSON DAVIS:** Thank you.

**REFUSE ANDREWS:** My name is Refuse Andrews and I used to work for the City of Riviera Beach Utility Department. When I first started it was great. I ain't have no problem. Allen Davis came along. He started calling me a liar, a fabricator. (Phone ringing).

**UNIDENTIFIED SPEAKER:** Shut it off.

**CHAIRPERSON DAVIS:** I'm trying. Sorry about that.

**MAYOR MASTERS:** It happened (inaudible).

**CHAIRPERSON DAVIS:** Sorry.

**MAYOR MASTERS:** It happens, doesn't it?

**REFUSE ANDREWS:** Okay. Within that time Allen Davis been here, he had called me a liar and a fabricator.

**COUNCILPERSON GUYTON:** I'm sorry. I didn't catch that name.

**REFUSE ANDREWS:** Allen Davis. Utilities superintendent.

**COUNCILPERSON GUYTON:** Okay.

**REFUSE ANDREWS:** He had called me a liar, fabricator. It's on the City letterhead which he did this. Then I was investigated by a lawyer that I ain't know nothing about. Of stalking charges.

**CHAIRPERSON DAVIS:** Oh, boy. Just (inaudible).

**REFUSE ANDREWS:** I applied for a job. I had all the credentials. It's all here. They gave it to a guy that didn't have the credentials. So that forced me to leave. I had to retire because I was -- started being threatened and coming after. All the -- like you say, you wanted the data.

**COUNCILPERSON GUYTON:** Uh-huh.

**REFUSE ANDREWS:** Data. It's all here. From Allen Davis. Any questions?

**MAYOR MASTERS:** I have a comment, Madam Chair.

**CITY ATTORNEY RYAN:** No, we don't have any questions.

**CHAIRPERSON DAVIS:** Thank -- thank -- thank you for your comments, sir.

**MAYOR MASTERS:** Madam Chair, I have a comment.

**CITY ATTORNEY RYAN:** Oh, a comment. (Inaudible).

**MAYOR MASTERS:** I don't have a question. I have a comment.

**REFUSE ANDREWS:** Yes, sir.

**CHAIRPERSON DAVIS:** Okay, sir. You can --

**MAYOR MASTERS:** I have a statement to make.

**CHAIRPERSON DAVIS:** Mr. Mayor?

**REFUSE ANDREWS:** Yes, sir.

**MAYOR MASTERS:** Okay. My statement is -- it's probably a good time to make it -- the charter of the City of Riviera Beach gives the Mayor authority to do some things as relates to the department. I was going to make it public tonight. But I am going to look into a lot of things that's on my desk as it relates to that specific department. The Mayor also has authority to make recommendations based upon my own investigation of that department and make those recommendations to the City Manager or the Council. I'm getting ready to do that. So just want you to know that.

**REFUSE ANDREWS:** Excellent. Because like I say, 26 years here, the guy wasn't even five to 10 years and he got the position.

**CHAIRPERSON DAVIS:** Okay, sir. But you've made your comments so we -- we -- we don't want to do the back-and-forth. So if you will --

**REFUSE ANDREWS:** No, it's okay.

**CHAIRPERSON DAVIS:** -- just have a seat. Okay?

**REFUSE ANDREWS:** Okay.

**CHAIRPERSON DAVIS:** Thank you so much and the Mayor has said he's going to look into it.

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

**CHAIRPERSON DAVIS:** Mr. Lloyd Brown? After Mr. Brown is Chuck Lupo.

**LLOYD BROWN:** How you doing? My name is Lloyd Brown. And I --

**MAYOR MASTERS:** Hi.

**LLOYD BROWN:** -- I had some things on my mind when I came in, you know, but I mean, this -- this meeting is so discombobulated. I mean, I see people throwing stones back and forth. I mean, the First Amendment Right says you has the freedom of speech. Okay. You know Rome didn't become great by not listening. I mean, you know, Hannibal didn't conquer the world by just going out there on his own. He had ideas that come from other individuals. So you know, everybody can put in a piece. You don't have to be living here, you know, because Rome wouldn't have been Rome if it wasn't for the people they conquered. And I mean, for this guy -- these guy -- I'm not gonna name nobody but for you to be going back and forth like you're doing to these people, let me tell you. The individuals I know in the street, they don't come over here, but you know, they always tell me about it. They don't come here because they don't want to be involved with you guys. None of y'all, really. Honestly.

They don't want to be involved 'cause you squawk -- I mean, I never lived on a farm but chickens in a coop, they quieter than you are. You back and forth constantly. I mean, this man has a right, because that's a First Amendment Right. I remember a time we didn't have rights to do things like this, come up and speak. We had to fight for them. That's why Martin died. I mean, that's why people went through things back when the Civil Right movement -- so we can have these, you know, rights to come up and speak and say what you want to say. You didn't have to be from here or be from there.

But I -- I am a taxpayer and I've been over here about a couple other things. I hear you, Mr. Mayor, saying that, Oh, come to your office. Well, I've been in your office, like, four years ago and I never heard a word from you yet. So, like, don't come up with this, Oh, put your stuff on his desk. Honestly, I don't know if this is a bad word or not but if I have to leave, but y'all suck. Honestly, you do. It's a shame to say that because Riviera Beach, I know when we had black businesses everywhere. I mean, each corner you go to. These stores you got now, they're stealing the monopoly tickets. They don't charge taxes because they got different prices. You don't look into that.

You got a million black guys standing over there on the corners who don't have jobs. Get a labor pool over here. Pull them felons you got on the street that you want to lock up, pull them over here and give them a second chance. Because for one thing, they gave us a second chance when they gave us the right to vote and do all these things, so give your own people that. Don't just -- you know, when they're trying to climb up, throw them a rope. Don't stick your foot down there and push them back down in the hole. Give them a hand. I've been hearing y'all talk about, Oh, Riviera Beach, you know, we advancing. I don't see no businesses in Riviera Beach that I used to see. And standing on the corner, you know what? That's -- that's the nature of black people. They used to be on these corners. But now you made laws for that. And you abide --

you -- you think it's some big deal like it's making a big difference. It's not. I never heard kids -- I never heard kids who didn't like the police. I love the police I know.

**CHAIRPERSON DAVIS:** Okay. Thank you Mr. Brown. Mr. Lupo?

**MAYOR MASTERS:** Miss -- Mr. -- Mr. Brown, I'm going to respond to your comments when my comments come up. Thank you, Madam Chair.

**CHUCK LUPO:** Wow. I'm going to try to add some positive to this night.

**CHAIRPERSON DAVIS:** Thank you, sir.

**CITY ATTORNEY RYAN:** Thank you.

**CHAIRPERSON DAVIS:** Thank you very much.

**CHUCK LUPO:** Chuck Lupo. I represent the Firefighters of Riviera Beach proudly. And I'm just up here to thank you. Thank each and every one of you, Chairperson Davis.

**CHAIRPERSON DAVIS:** Uh-huh.

**CHUCK LUPO:** Councilperson Pardo, Councilperson Davis, Cedrick Thomas -- you're getting me messed up here. Mr. Guyton, for your assistance and help, also. The attorney at the end there really got involved and -- and helped out and assisted. City Manager, thank you for all your help. And special thank to Mrs. Perry. Because we've been at the table for over four -- well, almost five years now -- trying to work an agreement out and we've finally reached one. And I think it was an agreement that's both good to the City, but more importantly, real good to the firefighters that work extremely hard for you all and for the citizens of Riviera Beach.

You have a new chief within the last eight months, has assisted quite a bit. We just want you to know that we're committed in helping him make this the best department, not only in Palm Beach County, not only in the State of Florida, but in the United States. We feel strongly about the members here. We feel strongly about the chief and we also feel strongly about each and every one of you. So we just want to thank you on behalf of your firefighters, and they're well deserved. Thank you.

**CHAIRPERSON DAVIS:** You're welcome, sir.

**CITY MANAGER JONES:** Thank you, sir.

**CHAIRPERSON DAVIS:** Mr. Raj Shah? Did he -- is he still here?

**CITY MANAGER JONES:** I think he (inaudible).

**UNIDENTIFIED SPEAKER:** That was this gentleman. I think (inaudible).

**CHAIRPERSON DAVIS:** Mrs. -- Mrs. Havener?

**VIVIAN HAVENER:** I was nearly afraid to come up here. Vivian Havener, 245 E. 25<sup>th</sup> Street. I have --

**CHAIRPERSON DAVIS:** Pull the -- pull -- pull your mike down a little bit, Mrs. Havener. There you go.

**VIVIAN HAVENER:** It scares the hell out of me. I'm here about the Coastal Cleanup of Palm Beach County. And where is my paper? The members of the Neighbors United, which I'm a member of, are here again sponsoring a neighborhood cleanup in Monroe Heights. The cleanup will be held from 8 a.m. to 12 noon on Saturday, September the 20<sup>th</sup>. Volunteers will meet at Monroe Heights Park located at 25<sup>th</sup> Street and Avenue M and then separate into groups and pick up as much trash as possible. Each volunteer will receive a free T-shirt, free lunch and all cleaning-up supplies plus four hours of community service. The cleanup is in partnership with the Neighbors United, Keep Palm Beach County Beautiful, and the offices of Councilman Terence Davis and Mayor Masters.

**MAYOR MASTERS:** Yes, ma'am.

**VIVIAN HAVENER:** For more information or to register call Bernice Wooten of Neighbors United at 561-309-3370. Registration can also be done on the day of the cleanup. Those under age 17 will need a parental signature. We hope to see you all there. And I wonder if Mr. Davis or the Mayor have anything to say about our cleanup or do you have anything to add to this?

**MAYOR MASTERS:** Madam Chair, would you like for me to wait? I can wait -- you want me to wait till my comments?

**CHAIRPERSON DAVIS:** If you would.

**MAYOR MASTERS:** Yeah. You've already said it but I'm supporting you. But I'll have more to say when I have comments 'cause they --

**VIVIAN HAVENER:** Okay. Mr. Davis?

**MAYOR MASTERS:** -- prefer for us to wait.

**CHAIRPERSON DAVIS:** All right.

**VIVIAN HAVENER:** Mr. Davis?

**CHAIRPERSON DAVIS:** Yeah, he's going to wait, too.

**VIVIAN HAVENER:** Okay.

**COUNCILPERSON DAVIS:** Until (inaudible) comments.

**MAYOR MASTERS:** But we gotcha.

**CHAIRPERSON DAVIS:** Thank you, Miss Havener.

**VIVIAN HAVENER:** Thank you very much, ma'am.

**CHAIRPERSON DAVIS:** We do appreciate it. Is Mr. Shah here? Did he come back in? Okay. We're going to move on. And I just want to take this opportunity to say, you know, for the employees with Fire, our police, PMSA and I think we're going to be ratifying SEIU sometime maybe next meeting --

**CITY MANAGER JONES:** All of them are done.

**CHAIRPERSON DAVIS:** All? Okay. SEIU's done. Okay. You know, I just want to say we -- we made a commitment. You know, if you were going to hang in there -- there with us, you endured the furloughs and everything and, you know, we're now coming out of the recession, you deserve it and I just want to say thank you for hanging in there with us. Thank you all very much. So, okay. We're going to move on. We're at item 11.

**COUNCILPERSON GUYTON:** Madam Chair?

**CHAIRPERSON DAVIS:** Mr. Guyton?

**COUNCILPERSON GUYTON:** Let me make a brief comment. There have been a couple of comments that would suggest that because you are an elected official, your expected to take insults. Let me tell everybody that's not my agreement with the people. I would never -- I've said this before -- compromise my dignity, my pride or my manhood to be elected. If someone has the galls to come up here and insult me, they need to be able to take what I respond with. Don't attack me and start crying when you get it back at you. That's all I'm saying. I have a First Amendment Right, too. Most of you all forget. They think if you elected, that's part of your responsibility.

I don't want to be elected that bad. You're not going to insult me and I'm not going to come back at you. That's just the rules of engagement with Bruce Guyton. We can negotiate the issues. That's fine. When you start attacking me personally, the gloves come off. That's how I've always been. I grew up in these mean streets. My life was what it was and I don't make excuses and I don't make any apologies. When the people are tired of me sitting here or I'm tired of sitting here, which -- whichever comes first -- the latter may come first -- that's it.

My life is not built around trying to be elected for a long time. I'm up here 'cause I love my community. And if my community doesn't want me here, I'm gone. But don't think that Bruce Guyton's not going to exercise his First Amendment Right. You insult me, it's coming back at you. Thank you.

**CHAIRPERSON DAVIS:** Okay. We're now moving to item 11.

**REGULAR**

**11. RESOLUTION NO. 88-14, A RESOLUTION OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA (THE "CITY"); AUTHORIZING THE ISSUANCE OF PUBLIC IMPROVEMENT REVENUE BONDS IN ONE OR MORE SERIES FOR THE PURPOSE OF FINANCING THE COSTS OF (A) ACQUIRING, CONSTRUCTING AND INSTALLING CAPITAL AND NON-CAPITAL PROJECTS FOR THE BENEFIT OF THE CITY AND MAKING LOANS TO THE CITY OF RIVIERA BEACH COMMUNITY REDEVELOPMENT AGENCY, AND (B) REFUNDING PRIOR OBLIGATIONS ISSUED BY OR ON BEHALF OF THE CITY, AND ALL OTHER COSTS NECESSARY OR INCIDENTAL THERETO; PROVIDING FOR THE TERMS AND PAYMENT OF SUCH BONDS; PROVIDING FOR THE RIGHTS, SECURITY AND REMEDIES OF THE HOLDERS THEREOF; MAKING CERTAIN COVENANTS AND AGREEMENTS IN CONNECTION THEREWITH; AUTHORIZING THE PROPER OFFICIALS OF THE CITY TO DO ALL OTHER THINGS DEEMED NECESSARY OR ADVISABLE IN CONNECTION WITH THE ISSUANCE OF SUCH BONDS; PROVIDING FOR CERTAIN OTHER MATTERS IN CONNECTION THEREWITH; AND PROVIDING AN EFFECTIVE DATE.**

**CHAIRPERSON DAVIS:** Is there a motion?

**COUNCILPERSON GUYTON:** So moved.

**CHAIRPERSON DAVIS:** Is there a second?

**COUNCILPERSON DAVIS:** Second.

**CHAIRPERSON DAVIS:** Okay. Mrs. Jones?

**CITY MANAGER JONES:** This is an unfinished business item that was held from the last agenda. It's a two-part companion item as it relates to revenue of public improvement bonds in order for us to do two things: First of all, make our contribution to the redevelopment of the marina uplands and then for us to be able to have monies available to address some of the streets and infrastructure needs that we have within the City. Staff is available to answer any questions that you may have about this particular item.

**CHAIR PRO TEM PARDO:** Madam Chair?

**CHAIRPERSON DAVIS:** Miss Pardo?

**CHAIR PRO TEM PARDO:** Okay. Miss Jones, you said it was a contribution. It really isn't a contribution, correct? Because the funds are coming back to us, correct? So can --

**CITY MANAGER JONES:** You're correct, Mrs. Pardo.

**CHAIR PRO TEM PARDO:** -- all right. Can you just --

**CITY MANAGER JONES:** It's -- it's not a contribution. It is us putting the money up front and then the money will be repaid by the CRA.

**CHAIR PRO TEM PARDO:** Okay, fine. I just thought that needs to be clarified.

**CITY MANAGER JONES:** Thank you.

**CHAIR PRO TEM PARDO:** Thank you.

**CITY MANAGER JONES:** You're correct.

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

**FANE LOZMAN:** I have a card in.

**BONNIE LARSON:** I have a card in.

**CHAIRPERSON DAVIS:** You do, sir. I'm sorry. Bonnie Larson and then Fane Lozman.

**BONNIE LARSON:** My question is basically the same as what Miss Pardo had just asked, but I still don't -- quite understand it. Why -- the CRA has borrowed a lot of money for the marina project. The marina belongs to the City. Why do we make loans to the City? And then you said then the money would come back. Why -- why is it a loan to the CRA? If we own that property then we're responsible for paying for it. So if you could just explain that basic concept, why do we loan the CRA money and then it comes back to us if it's our -- if it's our marina. Thank you.

**CHAIRPERSON DAVIS:** Mr. Lozman? We're going to answer your questions when Mr. Lozman speaks. Miss Jones?

**FANE LOZMAN:** Fane Lozman. I expect to be able to make my comments whether I'm white or black. I'm not going to tolerate any racist behavior from you, Miss Davis, trying to intimidate me, or you, Mr. Guyton. I've never been arrested or indicted for any type of sexual assault or felony. And that's why all five of you are going to be sued for defamation, as I explained last time. You have a First Amendment Right to say what

you want. But when you make defamatory comments, you have to hold your head high to the Court and then we'll see who's right or wrong. So keep defaming me.

Now, as far as the \$22 million, some of that should go for infrastructure improvements at the marina to deal with sewage. That's right. Because a lot of boaters have to use what's called Lectra/San. That's at the R-A -- R-I-T-A-N-E-N-G dot com, the Lectra/San treatment plant on a boat that goes through the Lectra/San process can be dumped over in environmentally sensitive areas. So this is the only marina that I've seen that doesn't have proper sewage facilities. So if you're running \$22 million --

**CHAIRPERSON DAVIS:** Mr. Lozman?

**FANE LOZMAN:** -- how much of that 22 million is going for sewage infrastructure? Go down to North Bay Village. You have a sewage receptacle on every single dock there. I don't see a sewage receptacle on every dock at the city marina. And when I was there, you were forcing people to have the Lectra/San and other treatment facilities to put their sewage in the water. Why don't you ask your marina director, What were people doing at the marina when you had a hundred some odd boats there? So let's talk about the \$22 million. Where is that going? \$22 million is an awful lot of money. Gerald Ward, who's a lot smarter than I am when it comes to city government -- Gerald Ward talked to me this weekend, and he said he was concerned about the \$22 million for one reason.

And this is a question you can ask. He said that -- and it sounds crazy. I'm just repeating what he's saying. He said the CRA director's compensation is tied to how much money he borrows. Like an incentive. The more money he borrows, the more he gets paid. Now, I don't -- I'm just repeating what Gerald Ward said. So the point is \$22 million, is this motivation from the CRA director to, you know, continue to put this burden on the taxpayers? I don't know. Somebody should talk to Ward 'cause he's smarter than anybody in this room and say, What -- what's going on with this \$22 million? You know, why is that going back to the CRA?

It goes back to the same thing as we said before. Why are CRAs in California being disbanded? Why this two-level bureaucracy? Why are you guys going to four meetings a month when you can just go to two? Whatever's in the CRA can be integrated into the City and save millions of dollars and every municipality in California got rid of their CRA. Look it up on the Internet. Why did they do it? There's a reason why. And the City here should do the same thing.

**COUNCILPERSON GUYTON:** Madam Chair?

**CITY ATTORNEY RYAN:** (Inaudible).

**CHAIRPERSON DAVIS:** Mr. Guyton?

**COUNCILPERSON GUYTON:** Mr. Lozman alluded to the fact that our CRA director is getting paid based on how much he borrow. That is absolutely not true. That is defamatory and he's tried to put it on someone else to prevent the lawsuit. This is what Mr. Ward said.

**CITY ATTORNEY RYAN:** Huh.

**COUNCILPERSON GUYTON:** Mr. Lozman knows that it's not true. And I'm not going to let that stay out there.

**CHAIRPERSON DAVIS:** There's a (inaudible) what Mr. Ward said.

**COUNCILPERSON GUYTON:** The other thing he tried to do is justify him throwing his body waste over board for three years and contaminating our water. That's gross and that's nasty, Mr. Lozman. And -- and the third thing is, it's in court documents that you were accused of a sexual assault. And I'm telling you I don't care what you do. You don't --

**FANE LOZMAN:** Great.

**COUNCILPERSON GUYTON:** -- put any fear in me here. Thank you, Madam Chair.

**CHAIRPERSON DAVIS:** Okay. That's the end of our public comment cards. Any questions or comments from the board? Madam Clerk?

**DEPUTY CITY CLERK ANTHONY:** Councilperson Guyton?

**COUNCILPERSON GUYTON:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Councilperson T. Davis?

**COUNCILPERSON DAVIS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Councilperson Thomas?

**COUNCILPERSON THOMAS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Pro Tem Pardo?

**CHAIR PRO TEM PARDO:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Chair Davis?

**CHAIRPERSON DAVIS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Unanimous vote. Item 12.

12. RESOLUTION NO. 89-14, A RESOLUTION OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA (THE "CITY"); AUTHORIZING THE ISSUANCE OF THE CITY'S PUBLIC IMPROVEMENT REVENUE BONDS, SERIES 2014 (THE "SERIES 2014 BONDS"), IN THE INITIAL AGGREGATE PRINCIPAL AMOUNT OF NOT EXCEEDING \$22,000,000 FOR THE PURPOSE OF FINANCING THE SERIES 2014 PROJECT; DESCRIBING THE SERIES 2014 PROJECT; DETERMINING CERTAIN DETAILS OF THE SERIES 2014 BONDS; APPROVING THE FORM OF A SUMMARY NOTICE OF SALE AND A NOTICE OF SALE AND AUTHORIZING THE PUBLIC SALE OF THE SERIES 2014 BONDS; PROVIDING FOR THE APPLICATION OF THE PROCEEDS OF THE SERIES 2014 BONDS; DELEGATING AUTHORITY TO PROPER OFFICIALS OF THE CITY, IN CONSULTATION WITH THE CITY'S FINANCIAL ADVISOR, TO ACCEPT, PURSUANT TO A COMPETITIVE PUBLIC SALE PROCESS, THE BID OR BIDS OF THE LOWEST QUALIFIED BIDDER OR BIDDERS FOR THE PURCHASE OF THE SERIES 2014 BONDS, SUBJECT TO CERTAIN PARAMETERS AND OTHER MATTERS SET FORTH IN THIS RESOLUTION; APPROVING THE FORM AND AUTHORIZING THE EXECUTION OF AN OFFICIAL STATEMENT IN CONNECTION WITH THE OFFERING AND SALE OF THE SERIES 2014 BONDS AND AUTHORIZING THE DISTRIBUTION OF A PRELIMINARY OFFICIAL STATEMENT AND THE OFFICIAL STATEMENT; APPOINTING A PAYING AGENT AND REGISTRAR; AUTHORIZING THE EXECUTION AND DELIVERY OF A PAYING AGENT/REGISTRAR AGREEMENT; PROVIDING FOR THE FINANCIAL ADVISOR TO MAKE RECOMMENDATIONS REGARDING WHETHER TO FUND A SERIES 2014 RESERVE SUBACCOUNT, AND WHETHER TO OBTAIN A BOND INSURANCE POLICY AND/OR RESERVE ACCOUNT CREDIT FACILITY FOR THE SERIES 2014 BONDS AND AUTHORIZING THE CITY TO FOLLOW SUCH RECOMMENDATIONS; AUTHORIZING THE SERIES 2014 BONDS TO BE REGISTERED UNDER A BOOKENTRY ONLY SYSTEM OF REGISTRATION; AUTHORIZING THE PROPER OFFICERS OF THE CITY TO DO ALL OTHER THINGS DEEMED NECESSARY OR ADVISABLE IN CONNECTION WITH THE SALE AND DELIVERY OF THE SERIES 2014 BONDS; AND PROVIDING FOR AN EFFECTIVE DATE.

**CHAIRPERSON DAVIS:** Is there a motion?

**COUNCILPERSON GUYTON:** So moved.

**COUNCILPERSON DAVIS:** Second.

**CHAIRPERSON DAVIS:** Okay. It's been moved and seconded. Mrs. Jones?

**CITY MANAGER JONES:** This is a companion item that goes with the item that was previously discussed and voted upon. Here it talks about the kinds of projects and what the money would be used for after you've now given authorization to go out and (inaudible).

**CHAIRPERSON DAVIS:** Okay. And let me -- before I call the -- the person to speak, let me just say this. That our meetings are business meetings. They're not a public forum for persons to come up and just talk about whatever. If you have something to -- a concern about a -- about the item, fine. But I'm just -- just going to say it again, that, you know, when it comes to personal attacks, I'm not going to tolerate it. I'm going to ask you to stop. And if you do not, you will be removed from the meeting. Okay? So Mr. Lozman, please come up.

**FANE LOZMAN:** Fane Lozman. That's interesting what you just said, Miss Davis, but -

**CHAIRPERSON DAVIS:** Speak on the item, sir.

**FANE LOZMAN:** -- I'm speaking on the item. I said it is interesting what you just said. I'd like to be able to speak on an item without constantly being interrupted by you.

**CHAIRPERSON DAVIS:** Speak on the item, sir.

**FANE LOZMAN:** Okay?

**CHAIRPERSON DAVIS:** Your time is running.

**FANE LOZMAN:** Well, I have two minutes and 40 seconds to speak on the item.

**CHAIRPERSON DAVIS:** Okay.

**FANE LOZMAN:** Okay? I'm trying to gather my thoughts after I've been defamed by this board. Okay? And you. \$22 million. That's a lot of money. Okay? I'm not satisfied that a portion of the \$22 million is going to be spent for a sewage system for the docks at the Riviera Beach Marina. Now, it is legal to dump sewage that's been treated in an Lectra/San unit on a boat. Look it up. L-E-C-T-R-O [sic]-S-A-N. But we should not be doing that at the Riviera Beach Marina. It should be going down a sewer pipe.

But where is the chart for 22 million bucks? Where is the chart showing where that's being broken up at? Where is the PowerPoint to show the \$22 million? We just don't care. We're just going to spend three minutes or two minutes and just \$22 million, gone. Where's the fiscal responsibility for the \$22 million? Where is the debate that other cities have had before they spend \$22 million on a bond? Where's the debate as far as the CRA that's going to end up with the \$22 million? Where was the debate where the auditor general said the CRA was squandering millions of dollars and weren't being good custodians of the City's money?

There's two audits done and they were reviewed by the Joint Legislative Audit Committee. Okay? And your city attorney is familiar with it 'cause I think she drafted a response to it. Where is the debate over all those millions that were squandered with

the Kimley-Horns of the world and PSAs and -- and that art collector guy who flew in from the West Coast, whatever his name was? You know, where is the debate? Where is the accountability? Just \$22 million? Oh, we're just going to vote on this item at, you know -- at 9:00 and just forget about it? You're saddling somebody with \$22 million in debt. And I'm not satisfied and people around this town are not satisfied that you're being good custodians of the City's money. Now, I am satisfied from what I've been told from a credible source that there is an incentive in the CRA director's contract that is tied to the amount of money that he raises. Okay? If he raises X amount of money, he gets paid for money. That, I want to have investigated.

**CHAIRPERSON DAVIS:** Thank you, sir. Okay.

**COUNCILPERSON GUYTON:** Madam Chair?

**CHAIRPERSON DAVIS:** Mr. Guyton?

**COUNCILPERSON GUYTON:** Just for the record, this item has been before us at least four -- three to four times. And we have discussed it, debated it, ripped it apart and we have had the deliberation that he's alluding to that we didn't have. So we need to keep the record straight. This is about our third or fourth time dealing with this issue and some of those debates got very heated. And I don't want people to think, because somebody comes up here who don't know what they're talking about, suggesting that we have not debated or discussed what we were going to do with this. Thank you, Madam Chair.

**CHAIRPERSON DAVIS:** Okay.

**COUNCILPERSON THOMAS:** Madam Chair?

**CHAIRPERSON DAVIS:** Mr. Thomas?

**COUNCILPERSON THOMAS:** Before we move on with that --

**UNIDENTIFIED SPEAKER:** (Inaudible).

**COUNCILPERSON THOMAS:** I'm sorry. Is that better? Yeah, before we move on with that, can we have the marina director come up and just, you know, address some of that? I don't want the public to think that we're ignoring something as serious as -- as what was indicated about --

**CHAIR PRO TEM PARDO:** I was going to ask (inaudible) --

**COUNCILPERSON THOMAS:** -- about this. Can you talk to us about the sewage that's being --

**MARINA DIRECTOR LEGUE:** Yes, sir.

**COUNCILPERSON THOMAS:** Can you talk to us about that?

**MARINA DIRECTOR LEGUE:** Yes, sir. Good evening, Ed Legue, Marina Director.

**CHAIRPERSON DAVIS:** Good evening, sir.

**MARINA DIRECTOR LEGUE:** As it stands right now, and we -- we did with phase one and phase two and we'll do it with phase three and four if we get there, each -- each slip has a pump-out facility in it. We have a vacuum system. In fact, we have one of the largest peristaltic vacuum pumps on the East Coast of Florida. So every boat that's in our marina, you know, all they need to do is make a phone call to the office. We have a little -- a guy with a cart that goes down there as we pump them out and it's done.

**CHAIRPERSON DAVIS:** Right.

**MARINA DIRECTOR LEGUE:** Prior to that --

**CHAIRPERSON DAVIS:** Uh-huh.

**MARINA DIRECTOR LEGUE:** -- and we always have had since I've been there, we've had another peristaltic system --

**CHAIRPERSON DAVIS:** Uh-huh.

**MARINA DIRECTOR LEGUE:** -- at the fuel dock available to all the boaters, including Mr. Lozman.

**CHAIRPERSON DAVIS:** Exactly.

**MARINA DIRECTOR LEGUE:** He simply did not choose to use it.

**CHAIRPERSON DAVIS:** Right.

**COUNCILPERSON GUYTON:** So there was an available resource for him to dispose of his waste in a sanitary manner?

**MARINA DIRECTOR LEGUE:** That's correct, sir.

**CHAIRPERSON DAVIS:** And he chose not to.

**COUNCILPERSON GUYTON:** But he chose not to?

**MARINA DIRECTOR LEGUE:** That's correct, sir.

**COUNCILPERSON GUYTON:** Thank you.

**COUNCILPERSON THOMAS:** Oh, Madam Chair? Madam Chair, I just wanted to finish ask --

**CHAIRPERSON DAVIS:** Mr. Thomas?

**COUNCILPERSON THOMAS:** I know Mr. -- Mr. --

**COUNCILPERSON GUYTON:** And thank you, Mr. Thomas. I --

**COUNCILPERSON THOMAS:** Yes.

**COUNCILPERSON GUYTON:** -- I really appreciate you --

**COUNCILPERSON THOMAS:** Kind of -- yeah, no problem. I understand, man. I just want to make sure that the -- the -- the funds that we are allocating over there for infrastructure, that we've already addressed the issue that Mr. Lozman was saying that we probably should address in this budget process?

**MARINA DIRECTOR LEGUE:** Yes, sir. It's already been done.

**COUNCILPERSON THOMAS:** Okay. All right. Thank you, sir.

**CHAIR PRO TEM PARDO:** Madam Chair?

**CHAIRPERSON DAVIS:** Miss Pardo?

**CHAIR PRO TEM PARDO:** Okay. Can Mr. Sherman or Miss Jones please tell the public where the debt service is coming from?

**CHAIRPERSON DAVIS:** Yeah. I -- I had that to ask her to do but thank you.

**CHAIR PRO TEM PARDO:** All right.

**CHAIRPERSON DAVIS:** Miss Jones, please.

**COUNCILPERSON THOMAS:** (Inaudible) service?

**CHAIR PRO TEM PARDO:** Debt service.

**CITY MANAGER JONES:** The debt service for the bond that -- loan that you have in front of you is coming from the lease payment from the CRA for the uplands. That will be the dedicated source of revenue to repay this particular bond. Without the additional money coming in for the lease payment of the uplands, we would not have the money in order to be able to do what we need to have done as it relates to our streets and infrastructure.

**CHAIRPERSON DAVIS:** You would not be able to really go out and refi -- I -- I mean, uh, to get the loan if you didn't have the --

**CITY MANAGER JONES:** We would not have a dedicated source --

**CHAIRPERSON DAVIS:** -- dedicated -- yes.

**CITY MANAGER JONES:** -- of revenue to commit to be able to do that.

**CHAIRPERSON DAVIS:** Okay.

**CITY MANAGER JONES:** You're correct.

**CHAIRPERSON DAVIS:** Thank you.

**COUNCILPERSON THOMAS:** One more question, please, Madam Chair.

**CHAIRPERSON DAVIS:** Yes. Yes, sir, go ahead.

**COUNCILPERSON THOMAS:** I don't think that there's any truth to this but I -- I -- I'm not 100 percent certain. But do anybody on the board know if Mr. Brown's contract is tied to us barring money or --

**COUNCILPERSON DAVIS:** Uh-huh.

**COUNCILPERSON THOMAS:** -- I mean, I don't --

**CITY MANAGER JONES:** (Inaudible).

**COUNCILPERSON THOMAS:** -- I don't know if it's certain but if it's certain I definitely would like to -- you know, to know about it. It was put out there and I don't want it to seem as if we're ignoring something like that. I don't think it is but does anybody on the board (inaudible) about?

**COUNCILPERSON GUYTON:** I know it's not.

**CHAIRPERSON DAVIS:** I know it's not, also.

**CHAIR PRO TEM PARDO:** Me, too.

**COUNCILPERSON THOMAS:** Okay. Okay.

**COUNCILPERSON GUYTON:** Yeah.

**COUNCILPERSON THOMAS:** Okay. I'm comfortable.

**CHAIRPERSON DAVIS:** As a matter of fact, I -- I -- I think the contract was released today and maybe I -- I'm not sure but it -- it may have been released today 'cause I wondered if they were going to have -- it may be tomorrow. I don't know.

**COUNCILPERSON GUYTON:** (Inaudible).

**CHAIRPERSON DAVIS:** But anyway --

**MAYOR MASTERS:** Madam Chair, I have a question since that --

**CHAIRPERSON DAVIS:** Mr. Mayor?

**MAYOR MASTERS:** -- the issue came up. Did not Mr. Brown ask for some type of percentage increase based upon businesses that he would be able to get to the marina? Was there a ruling on that that that was not allowed?

**CHAIRPERSON DAVIS:** It has nothing to do with this.

**MAYOR MASTERS:** No, I understand. But -- I understand that. But my question is -- I could ask it now or I could ask it later. It doesn't --

**CHAIRPERSON DAVIS:** But it has nothing to do with this item.

**MAYOR MASTERS:** -- I'm -- I'm just -- but I'm just responding to a question that -- that was asked by Councilman Thomas about -- about the raise related -- the salary related to this, that and the other. I want to know about the increase that he has tied to the business. It may not have anything to do with it but it's indirectly -- I'll bring it -- I'll bring it --

**CHAIRPERSON DAVIS:** Well, it --

**MAYOR MASTERS:** -- I mean, how do I get the answer to that?

**CHAIRPERSON DAVIS:** -- it has absolutely nothing to do with this particular item. You will have a copy of his contract negotiated terms that have absolutely nothing to do with this. And when that item comes before you, you can ask all -- you know, you can ask all the questions you want or you can ask the questions of the CRA attorney when you get the contract probably tonight or tomorrow. Okay?

**MAYOR MASTERS:** Okay.

**CITY ATTORNEY RYAN:** No, it's (inaudible).

**CHAIRPERSON DAVIS:** It's on -- huh?

**CHAIR PRO TEM PARDO:** (Inaudible).

**CHAIRPERSON DAVIS:** But I mean, the agenda's going to be released.

**CITY ATTORNEY RYAN:** Oh, you mean -- okay. Released?

**CHAIRPERSON DAVIS:** Yeah.

**CITY ATTORNEY RYAN:** Okay.

**MAYOR MASTERS:** And --

**CHAIRPERSON DAVIS:** Okay?

**MAYOR MASTERS:** -- then I'll ask it then.

**CHAIRPERSON DAVIS:** Yes.

**MAYOR MASTERS:** Thank you.

**CHAIRPERSON DAVIS:** Okay. Any other questions or comments? Madam Clerk?

**DEPUTY CITY CLERK ANTHONY:** Councilperson Thomas?

**COUNCILPERSON THOMAS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Councilperson Guyton?

**COUNCILPERSON GUYTON:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Councilperson T. Davis?

**COUNCILPERSON DAVIS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Pro Tem Pardo?

**CHAIR PRO TEM PARDO:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Chair J. Davis?

**CHAIRPERSON DAVIS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Unanimous vote.

**CHAIRPERSON DAVIS:** Item 13.

**13. RESOLUTION NO. 90-14, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AUTHORIZING**

**THE RENEWAL OF HEALTH CARE BENEFIT COVERAGE WITH AETNA AND AUTHORIZING THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO MAKE PAYMENTS FROM VARIOUS DEPARTMENTAL ACCOUNTS UP TO THE AMOUNT EQUAL TO \$754.87 A MONTH PER EMPLOYEE FOR A TOTAL OF \$3,994,772 ANNUALLY TO AETNA HEALTH CARE; AND PROVIDING AN EFFECTIVE DATE.**

**COUNCILPERSON GUYTON:** So moved.

**CHAIR PRO TEM PARDO:** Second.

**CHAIRPERSON DAVIS:** Okay. Miss Jones?

**CITY MANAGER JONES:** No cards?

**CHAIRPERSON DAVIS:** I have one card. Item 13 -- you want to take the card first or you want -- go ahead and say whatever you --

**CITY MANAGER JONES:** Well, I may be able to answer it. Oh, well, anyone --

**CHAIRPERSON DAVIS:** Go ahead.

**CITY MANAGER JONES:** -- what you have before you is the renewal of our health care coverage here for the City -- the employees for the City of Riviera Beach with Aetna. As you know, Aetna purchased Coventry back in -- in 2013, I believe. What this will do is to provide us with an opportunity to have a wider network for our employees that have children that are out of state going to school. The network with Aetna is large -- is greater than the network that we currently have with Coventry.

Also, I think it's important to note that as it relates to the rate or the rate paths that for this year it is a zero percent increase. What we are responsible for, however, is a 3.6 percent increase -- a tax, and that is as a result of the -- for lack of a better phrase, the Affordable Care Act. And we paid last year and now there's been an increase in that. But as far as the basic rate for the insurance health coverage, there is no increase. There is a greater -- a wider network and so we would like your consideration and the approval of our health care renewal contract with Aetna.

**CHAIRPERSON DAVIS:** Okay. We have one public comment card. Fane Lozman.

**CITY ATTORNEY RYAN:** He's going to speak on insurance?

**CHAIRPERSON DAVIS:** And the next one. He just is being (inaudible). So --

**FANE LOZMAN:** Fane Lozman. For the record going forward, I'm going to comment on every single item on an agenda until you control the defamatory comments coming from Bruce Guyton. Item number 13 deals with Aetna Health Care. I looked at the item

in the binder. And I did not see any type of competitive -- competitive process. So my question, Miss Jones, did you talk to other health carriers? Did you go out for a bid? Did you, you know -- how do you know that's the best deal? I mean, that seems kind of high, \$754 a month per employee. You know, did you hire a health care consultant to see if they could get a better price? You know? I mean, we -- again, we're talking \$4 million. Where is the analysis 'cause I didn't see it?

Maybe you have it and it just want in the book by the desk. But where was the competitive analysis of -- of this guy, of Aetna? Excuse me. Not through -- of this company of Aetna. If it didn't happen this year, when does it happen? Do you have a plan when you go through a competitive process? Again, that information that some council people say, Show me the paperwork, is not there for the public to look at. We shouldn't have to guess how you're doing your job. You know, the -- the materials should be there to prove that you're doing your job and you're just not continuing on with a company that may have been in the City for 20 years. Maybe they did a great job. But that still doesn't mean you don't go through a competitive analysis and show the public that there was a competitive analysis. So that's just my comment, is where is the backup for -- where is the backup for the competitive analysis? And if you've done it, next time this item comes up, put that in the binder for the public to look at.

**CHAIRPERSON DAVIS:** Okay. Any questions or comments from the Council?

**CHAIR PRO TEM PARDO:** Yes, Madam Chair?

**CHAIRPERSON DAVIS:** Miss Pardo.

**CHAIR PRO TEM PARDO:** All right. I have a question. Someone mentioned just recently that, all right, Aetna is not charging us an increase this year. Right? So our cost would really be flat; however, we're getting -- there's an Obama Care tax of 3.7 percent?

**CITY MANAGER JONES:** 3.6, yes.

**CHAIR PRO TEM PARDO:** Okay. So where -- that's -- is that a federal tax? Does that money go to the feds? Where does that money go? Who gets this tax revenue?

**CITY MANAGER JONES:** Well, I will -- in order to -- to be sure I'm going to ask our representatives from Aetna to come forward, because I'm going to be honest with you, I don't know. I just know we have -- each employee has to pay it. I'm not sure whether it goes to the government or whether it goes to the insurance company.

**CHAIR PRO TEM PARDO:** Okay.

**PETER JOSEPH:** Yes. Good evening, Peter Joseph. I'm the regional vice president of Aetna. To answer your question --

**CHAIRPERSON DAVIS:** Good evening, sir.

**PETER JOSEPH:** -- Commissioner, the -- yes, it is a federal tax. It goes to the federal government. It's a complete pass-through. Every dollar we collect unfortunately in your premiums gets passed on to the federal government for the reform tax.

**CHAIR PRO TEM PARDO:** Okay. So do we know exactly how much we will -- or roundabout how much money we'll be paying to the federal government?

**PETER JOSEPH:** 3.6 percent of the premium. I --

**CHAIR PRO TEM PARDO:** So what is that?

**PETER JOSEPH:** -- I don't know if the -- we calculated it at dollars but --

**CHAIR PRO TEM PARDO:** What's our premium?

**PETER JOSEPH:** And -- and that is a formula that is in health care reform that the federal government sets for every health plan.

**COUNCILPERSON THOMAS:** (Inaudible) almost 3.9 million.

**CHAIR PRO TEM PARDO:** (Inaudible) \$2,000.

**PETER JOSEPH:** So we have to charge every plan sponsor a certain percentage. So whether you're a small employer or a very large employer or a very, very large employer, everybody pays that tax unfortunately.

**CHAIR PRO TEM PARDO:** Okay. So you provide health insurance to your employees and then you get penalized by the federal government. But you're mandated to have -- okay. Well --

**PETER JOSEPH:** And if you don't provide insurance to the --

**CHAIR PRO TEM PARDO:** -- very nice revenue source.

**PETER JOSEPH:** -- federal government, then you pay a penalty. It's a --

**CHAIR PRO TEM PARDO:** Right.

**PETER JOSEPH:** -- I guess in calculation it's about \$140,000.

**CHAIR PRO TEM PARDO:** Right. Okay. All right. So it's a revenue source for the federal government. Damned if you do, damned if you don't.

**PETER JOSEPH:** And it generally goes to pay the subsidies for people who are getting subsidies under the Affordable Care Act.

**CHAIR PRO TEM PARDO:** Right. Through -- right. So taxing one government so the other government can -- right. Okay. All right. Fine. Thank you.

**PETER JOSEPH:** And -- and just to -- just to -- to -- a little bit further, to avoid some of the tax, if you're a self-funded employer -- so if you self-fund your business, you'll pay a little bit less than currently as you're funding it as a fully insured employer. So it's one way you could avoid --

**CHAIR PRO TEM PARDO:** Uh-huh.

**PETER JOSEPH:** -- a little bit of the tax. But even a self-funded account, you know, like, say, the School Board in Broward County who we insure, they still pay a significant dollar amount in taxes to the federal government.

**CHAIRPERSON DAVIS:** Okay?

**CHAIR PRO TEM PARDO:** Okay.

**CHAIRPERSON DAVIS:** I have a question for you. The -- we had a speaker earlier who asked about whether we went out for bid or anything like that. But the reason that Aetna is taking over is because you purchased our current insurance company; is that correct?

**PETER JOSEPH:** That's correct.

**CHAIRPERSON DAVIS:** Okay. So that's why there was no --

**PETER JOSEPH:** And the -- and --

**CHAIRPERSON DAVIS:** -- bid. And this is only to --

**CITY ATTORNEY RYAN:** (Inaudible).

**CHAIRPERSON DAVIS:** -- what period of time?

**PETER JOSEPH:** This would actually go from this October until the end of September of next year.

**CHAIRPERSON DAVIS:** Okay.

**PETER JOSEPH:** One year.

**CHAIRPERSON DAVIS:** All right. So any other questions or comments?

**COUNCILPERSON THOMAS:** Yes.

**RENTHIA JACKSON:** Just real quick.

**CHAIRPERSON DAVIS:** Mr. Thomas?

**COUNCILPERSON THOMAS:** Well, I was just about to talk about that young lady who's at the mike, but go right ahead, please.

**RENTHIA JACKSON:** Real quick. My name is Renthia Jackson, strategic account manager from Aetna Health Plan. We've previously worked for Coventry. And when Aetna purchased us --

**COUNCILPERSON THOMAS:** That's what I was going to say.

**RENTHIA JACKSON:** -- we're now Aetna employees. So Coventry is a product that is sold by Aetna. So you -- the strategy for the company is to take all of our accounts and move them to the Aetna platform by 2016. So you will eventually become an Aetna product. However, we're offering some of our key clients the opportunity to switch over sooner. But we're owned by Aetna and, therefore, Coventry is now Aetna.

**COUNCILPERSON THOMAS:** Madam Chair, that's pretty much what I was going to say. The one thing that she did miss was that Aetna is a larger platform that allows us some better access. In addition to that, Miss Jackson, who's been here for a couple of years now, has always tried to make difficult things a lot better. I know that we've had some -- some vision issues and some dental issues that weren't very pleasing at the time. But through Miss Jackson and her hard work and efforts, they've -- they've become a lot better. So I do want to congratulate you on your work and your dedication to Riviera Beach and everything that you've done for us. That's all.

**MAYOR MASTERS:** Madam Chair?

**CHAIRPERSON DAVIS:** Mr. Mayor?

**MAYOR MASTERS:** Yeah. I want to comment on the diversity that Aetna has nationally in the United States. It's -- it's wonderful. It's a good example of what America looks like. And tonight I think we see that example of the diversity. And we hope that more companies would follow the example of diversity, not just on the lower level but on the upper levels. And you represent that very well, the diversity that I see tonight. And also I thank God for President Obama, the Affordable Health Care. Some people call it Obama Care and they don't want to say Affordable Health Care. But I don't have a problem with it. Because Obama cares. So thank God for Obama Care, too. Thank you.

**CHAIRPERSON DAVIS:** Okay. Any other questions or comments? Madam Clerk?

**DEPUTY CITY CLERK ANTHONY:** Councilperson Guyton?

**COUNCILPERSON GUYTON:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Councilperson T. Davis?

**COUNCILPERSON DAVIS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Councilperson Thomas?

**COUNCILPERSON THOMAS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Pro Tem Pardo?

**CHAIR PRO TEM PARDO:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Chair Davis?

**CHAIRPERSON DAVIS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Unanimous vote.

**CHAIR PRO TEM PARDO:** Obama Care.

**CHAIRPERSON DAVIS:** Item 14.

**14. RESOLUTION NO. 91-14, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AWARDED THE CONTRACT FOR INFORMATION TECHNOLOGY STRATEGIC MASTER PLAN TO CLIENTFIRST TECHNOLOGY CONSULTING, LLC FOR AN AMOUNT NOT TO EXCEED \$69,878 AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE SAME; AND PROVIDING AN EFFECTIVE DATE.**

**CHAIRPERSON DAVIS:** Is there a motion?

**CHAIR PRO TEM PARDO:** So moved.

**CHAIRPERSON DAVIS:** Is there a second? Is there a second?

**COUNCILPERSON DAVIS:** Second.

**CHAIRPERSON DAVIS:** Okay. Thank you. We have one public comment card. Fane Lozman.

**FANE LOZMAN:** Fane Lozman, Singer Island resident who has yet to be signed an address. I've looked at number 14 and I want to give a rare compliment to whoever did

number 14, because that's the backup you like to see. It shows who was on the board. It shows their evaluation grades. It has a signature of the committee members, James Wood, Elvis Miller, Randy Sherman, Danny Jones, Reginald Duren, Mike Madden, Terrence Bailey and Pamela Daley. So this RFP for a trivial amount of money when we're talking about millions of dollars, this RFP was for -- this contract was for \$69,000, yet there's an inch and a half worth of backup. But it's inconsistent in the agenda tonight where you have something for 69,000 and an inch worth of backup that's gone through the competitive process properly and then other things, there is no backup; there is nothing there.

Now, one of the questions is in this particular item, even though it's only \$69,000, when you have a committee of public employees, are there written minutes of their deliberations that took place at this -- at this meeting that awarded the \$69,000? 'Cause if there are written minutes, those should be in the backup so that people can review them. Maybe somebody has a bid challenge and wants to know, you know, why did somebody get a bid, somebody didn't? You know, remember the whole garbage contract. You had a big challenge going on. Where are the written minutes, number one. And number two, is there a place on the City website where there's some kind of notice that there's going to be a committee meeting or is that committee meeting in -- is that committee meeting held behind closed doors where there's only written minutes produced from it? But otherwise, this is what I expect and Bonnie Larson and a lot of people expect is to have this backup that's on number 14.

**COUNCILPERSON GUYTON:** Madam Chair?

**CHAIRPERSON DAVIS:** Mr. Guyton?

**COUNCILPERSON GUYTON:** For the record, I do not care what Fane Lozman expect. He does not live in our community and he has been attacking us for years. Finally somebody on this dais doesn't back down from him and he cries like a little baby.

**FANE LOZMAN:** You're the one that's crying.

**COUNCILPERSON GUYTON:** But -- but --

**CHAIRPERSON DAVIS:** Mr. Lozman, please.

**FANE LOZMAN:** (Inaudible).

**CHAIRPERSON DAVIS:** No outbursts, please, sir.

**COUNCILPERSON GUYTON:** -- but I just want everyone to know that --

**FANE LOZMAN:** It's on the item.

**CHAIRPERSON DAVIS:** Okay. Mr. Lozman?

**COUNCILPERSON GUYTON:** -- that the government -- our staff --

**CHAIRPERSON DAVIS:** One more time tonight. On this item.

**COUNCILPERSON GUYTON:** -- always --

**CHAIRPERSON DAVIS:** You will be removed.

**COUNCILPERSON GUYTON:** -- provide information for those who request it. Always. If anybody wants information, staff would provide it. But Mr. Lozman think he's going to irritate me by coming to the mike on every item. You don't intimidate me.

**FANE LOZMAN:** I could care less about --

**CHAIRPERSON DAVIS:** Okay. Mr. -- Officer, please remove Mr. Lozman from the -- from the chambers. Are you finished, Mr. Guyton?

**COUNCILPERSON GUYTON:** (No audible response).

**CHAIRPERSON DAVIS:** Sir? Okay. All right. We're going to move on to item 15. Oh, I'm sorry. I didn't call the question. Okay. Is there a -- Madam Clerk, please. Okay. I hear people -- different people in my ear. Madam Clerk, please call --

**COUNCILPERSON GUYTON:** The question --

**CHAIRPERSON DAVIS:** -- for the vote.

**DEPUTY CITY CLERK ANTHONY:** Councilperson Guyton?

**COUNCILPERSON GUYTON:** -- of the vote. Yes.

**DEPUTY CITY CLERK ANTHONY:** Councilperson T. Davis?

**COUNCILPERSON DAVIS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Councilperson Thomas?

**COUNCILPERSON THOMAS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Pro Tem Pardo?

**CHAIR PRO TEM PARDO:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Chair Davis?

**CHAIRPERSON DAVIS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Unanimous vote.

**CHAIRPERSON DAVIS:** Okay. Item 15 is a Community Benefit from Mayor Masters for new --

**CITY MANAGER JONES:** Just remember we -- we need to go down because there's only two or three of those that actually were added. All of them were not added.

**CHAIRPERSON DAVIS:** I understand. I've already added the other two.

**CITY MANAGER JONES:** Okay. So you changed it to 15? Okay.

**CHAIRPERSON DAVIS:** Yes.

**COUNCILPERSON THOMAS:** Miss --

**CHAIRPERSON DAVIS:** This is for New Destiny Family Worship Center for \$4,000. Is there a motion?

**COUNCILPERSON GUYTON:** So moved.

**COUNCILPERSON DAVIS:** Second.

**CHAIRPERSON DAVIS:** Okay. It's been moved and seconded. Wait a minute. Hold on just a minute. I believe -- wait a minute. Miss Ryan, where --

**CITY MANAGER JONES:** That will be one of those that we did not add.

**CHAIRPERSON DAVIS:** On your Add/Delete sheet --

**CITY ATTORNEY RYAN:** (Inaudible).

**CHAIRPERSON DAVIS:** -- you have New Destiny Family Worship Center, Destiny of my Choice --

**MAYOR MASTERS:** Yes.

**CHAIRPERSON DAVIS:** -- for \$4,000.

**CITY ATTORNEY RYAN:** Oh.

**CITY MANAGER JONES:** That's correct. But when we actually went through the adds, there were two items, number 15 and number 16, were not verbally added. And it's because we need to make sure that we've got the proper backup for those.

**CHAIRPERSON DAVIS:** Okay. What I'm going by --

**MAYOR MASTERS:** Madam Chair.

**CHAIRPERSON DAVIS:** Hold on, Mayor Masters.

**MAYOR MASTERS:** I'm sorry.

**CITY MANAGER JONES:** So number 17 --

**MAYOR MASTERS:** We have the backup.

**CHAIRPERSON DAVIS:** Hold on.

**CITY MANAGER JONES:** -- is the one we -- that's what I --

**CHAIRPERSON DAVIS:** What I'm going by is this sheet here. You had item 15 for New Destiny, 16 for Mothers against Murders, 17 for New Life, New Faith Ministries, and I added the other two.

**CITY ATTORNEY RYAN:** No, the two are on the back, aren't they?

**COUNCILPERSON THOMAS:** Yeah, Madam Chair?

**CITY MANAGER JONES:** Two are on the back.

**CHAIRPERSON DAVIS:** Oh.

**COUNCILPERSON THOMAS:** I -- I believe what she's trying to say is at the beginning of the meeting --

**CITY MANAGER JONES:** Yes. At the beginning I did it. Yeah.

**COUNCILPERSON THOMAS:** -- we didn't add 15 and 16 because the -- when we approved the agenda --

**CHAIRPERSON DAVIS:** Right.

**COUNCILPERSON THOMAS:** -- we didn't add 15 and 16.

**CHAIRPERSON DAVIS:** Okay. I'll -- well --

**CITY MANAGER JONES:** (Inaudible).

**CHAIRPERSON DAVIS:** -- okay.

**CITY ATTORNEY RYAN:** But I think he wants to add them back. Just --

**MAYOR MASTERS:** Yes, I do want to add them back because Mr. Sherman can high -  
- give you the information that both of those organizations are current as far as the  
nonprofit status and that he is satisfied with the documentation. Why it is not in the  
backup, I don't know. But just for the public information, the money that I have left in  
Community Savings, I want to -- I mean, Community Benefits, I want to spend every  
single dime to help do something about the outrageous violence and -- and shooting  
and killings in our community. And there's a couple organizations like Mothers against  
Murders and the other one as relates to domestic violence, which we know is directly  
related, most times, to the street violence that we have seen. There isn't anything more  
important for me as Jay or of this City to try to make a difference in the violence on the  
street. That's why I'm giving the -- hundreds and thousands of dollars to these  
organizations to do something about it. And Mr. Sherman, if you need to, can clarify the  
-- the --

**UNIDENTIFIED SPEAKER:** He brought them up: He brought them up? So we're  
good.

**CITY MANAGER JONES:** He brought them up.

**COUNCILPERSON DAVIS:** Madam -- Madam Chair?

**CHAIRPERSON DAVIS:** Do you have -- do you have the -- hold on one sec. Do you  
have the new stuff right there?

**COUNCILPERSON GUYTON:** Yes.

**COUNCILPERSON DAVIS:** Yes.

**CHAIRPERSON DAVIS:** 'Cause this one particular one I notice, um, somebody pointed  
out that the --

**COUNCILPERSON DAVIS:** Who pointed out?

**CHAIRPERSON DAVIS:** -- there was an expiration of 2007?

**CITY MANAGER JONES:** Right. Mr. Sherman just brought up more recent  
documents.

**CHAIRPERSON DAVIS:** Okay. So he's -- okay.

**COUNCILPERSON DAVIS:** Related, yes.

**CHAIRPERSON DAVIS:** Okay. Wonderful. All right. So -- but you -- so you have  
them?

**CITY MANAGER JONES:** Yeah.

**CHAIRPERSON DAVIS:** And I'll -- I'll need them, please, if you can pass them down. Mr. Davis?

**COUNCILPERSON DAVIS:** I make a motion to add both of those items, pending that all the documentation's in place.

**COUNCILPERSON GUYTON:** What -- is there a motion on the floor already?

**COUNCILPERSON DAVIS:** (Shakes head).

**COUNCILPERSON THOMAS:** Yes.

**CHAIRPERSON DAVIS:** Yes. There's already a motion on the floor --

**MAYOR MASTERS:** Yeah, you made -- you motioned it.

**CHAIRPERSON DAVIS:** -- for -- for this particular item so we'll do that.

**COUNCILPERSON GUYTON:** Yeah.

**COUNCILPERSON DAVIS:** Oh, so we add them later?

**CHAIRPERSON DAVIS:** Yeah. We -- we add them.

**MAYOR MASTERS:** No, for it to pass.

**COUNCILPERSON GUYTON:** I put this motion. We -- we --

**CITY ATTORNEY RYAN:** What is (inaudible)?

**COUNCILPERSON GUYTON:** -- I don't think that will be a problem.

**CHAIRPERSON DAVIS:** Are you going to pass -- pass that down, Miss Jones?

**MAYOR MASTERS:** Yeah, 'cause Attorney Ryan had asked that I speak to Mr. Sherman to get the documentation.

**COUNCILPERSON THOMAS:** Madam -- Madam Chair?

**CHAIRPERSON DAVIS:** Yes, sir.

**COUNCILPERSON THOMAS:** We -- we did put a motion on the floor for it, or somebody did, but it wasn't officially added as part of this working agenda. So I think we need to probably add it first to the agenda, then do a motion on the -- on the item. I mean, but you can correct me if I'm wrong but I'm -- I think I'm right.

**CHAIRPERSON DAVIS:** Okay. Well, I -- you know what?

**COUNCILPERSON GUYTON:** (Inaudible).

**CHAIRPERSON DAVIS:** So Miss Jones, you didn't go by this sheet right here?

**CITY MANAGER JONES:** (No audible response).

**CHAIRPERSON DAVIS:** You didn't go by this sheet?

**CITY MANAGER JONES:** No.

**CHAIRPERSON DAVIS:** Okay.

**CITY MANAGER JONES:** Not when I verbally added items on --

**CITY ATTORNEY RYAN:** Right.

**CITY MANAGER JONES:** -- I did not follow that sheet.

**CHAIRPERSON DAVIS:** Okay.

**CITY ATTORNEY RYAN:** Madam Chair, let -- let me -- let me --

**CHAIRPERSON DAVIS:** I was asking for (inaudible).

**CITY ATTORNEY RYAN:** -- try to straighten this out. We need to dispose of the two that were already added to the agenda. If the --

**CHAIRPERSON DAVIS:** And which two was -- was that?

**CITY ATTORNEY RYAN:** She added number 17, which was New Life.

**CHAIRPERSON DAVIS:** New Life. Okay.

**CITY MANAGER JONES:** And turn it over.

**CITY ATTORNEY RYAN:** And she added --

**CHAIRPERSON DAVIS:** This is 17?

**CITY ATTORNEY RYAN:** Right.

**CITY MANAGER JONES:** Yes.

**CITY ATTORNEY RYAN:** And she added number 18 which was the 825 from Councilperson -- Chairperson Judy Davis. And you added Valley of Love Ministries --

**CITY MANAGER JONES:** Correct.

**CITY ATTORNEY RYAN:** -- for \$295 for --

**CHAIRPERSON DAVIS:** That's from Mr. Davis?

**CITY ATTORNEY RYAN:** -- Mr. Davis.

**CHAIRPERSON DAVIS:** Okay. So that was --

**CITY ATTORNEY RYAN:** So those are the three that are properly on the agenda.

**CHAIRPERSON DAVIS:** -- 17, 18 and 19?

**CITY MANAGER JONES:** Yes.

**CITY ATTORNEY RYAN:** And those are the three you should dispose of first. Because those other two items --

**CHAIRPERSON DAVIS:** Well, they really need to give us some corrected sheets because I wrote it down as it was on the sheet. But anyway, so the other two items will be 15 and 16?

**CITY ATTORNEY RYAN:** Well, I think you should just take a separate motion. I mean, you have some of the documentation. You have the new documentation. So I think you can dispose of it by not adding it to the agenda but just taking it as the next item.

**CHAIRPERSON DAVIS:** My point is our agenda items were -- ended up at number 14. So are we going to skip from 14 to number 17?

**CITY ATTORNEY RYAN:** Yes. Because those --

**CITY MANAGER JONES:** Yes.

**CITY ATTORNEY RYAN:** -- 15 and 16 are not on the agenda anymore.

**CHAIRPERSON DAVIS:** Okay.

**CITY ATTORNEY RYAN:** She didn't actually add them.

**CHAIRPERSON DAVIS:** Gotcha.

**CITY ATTORNEY RYAN:** Because the correct paperwork was not here.

**CHAIRPERSON DAVIS:** Okay.

**CITY ATTORNEY RYAN:** During the course of the meeting the Mayor got the paperwork.

**CITY MANAGER JONES:** I just got the -- got the paperwork.

**CHAIRPERSON DAVIS:** What's the -- all right. All right. So --

**MAYOR MASTERS:** And thanks to you, Madam.

**CITY ATTORNEY RYAN:** I try.

**CHAIRPERSON DAVIS:** Okay. So the one that's on the floor is New Life and we need to dispose of that.

**CITY ATTORNEY RYAN:** Right.

**CHAIRPERSON DAVIS:** Okay. Would the person who made the motion rescind it?

**COUNCILPERSON DAVIS:** I rescind.

**MAYOR MASTERS:** And the --

**CHAIRPERSON DAVIS:** Okay. The second also?

**COUNCILPERSON THOMAS:** No, Mr. Guyton made the motion.

**MAYOR MASTERS:** Made the motion.

**COUNCILPERSON DAVIS:** You talking about the original motion?

**COUNCILPERSON GUYTON:** I -- I rescind it. I rescind. I rescind it.

**COUNCILPERSON DAVIS:** And I rescind my second.

**CHAIRPERSON DAVIS:** You rescind it. And who seconded it?

**COUNCILPERSON GUYTON:** Mr. Davis had second.

**COUNCILPERSON DAVIS:** I rescind it, yeah.

**CHAIRPERSON DAVIS:** Okay. What -- you're rescinding your second? Okay. Wonderful. So now we're going to go to item 17.

**CITY MANAGER JONES:** 17.

**CHAIRPERSON DAVIS:** Which is Mayor -- Community Benefit from Mayor Masters for New Life New Faith Ministries for \$1,000.

**CITY ATTORNEY RYAN:** That is correct.

**CHAIRPERSON DAVIS:** Okay.

**CITY MANAGER JONES:** (Inaudible).

**CHAIRPERSON DAVIS:** Is there a motion?

**COUNCILPERSON GUYTON:** So moved.

**CHAIRPERSON DAVIS:** Is there a second?

**COUNCILPERSON THOMAS:** Second.

**CHAIRPERSON DAVIS:** Okay.

**COUNCILPERSON THOMAS:** Question.

**CHAIRPERSON DAVIS:** Yes, Mr. Thomas?

**COUNCILPERSON THOMAS:** Is all the paperwork in for -- for this one?

**CHAIRPERSON DAVIS:** Oh, gosh. Miss Ryan?

**COUNCILPERSON GUYTON:** Oh, boy.

**CHAIRPERSON DAVIS:** Do -- do -- do -- do you guys send these through Miss Ryan before you hand them in?

**MAYOR MASTERS:** Mr. --

**CHAIRPERSON DAVIS:** Mayor Masters, anybody?

**MAYOR MASTERS:** I --

**UNIDENTIFIED SPEAKER:** (Inaudible).

**MAYOR MASTERS:** Chief of staff?

**UNIDENTIFIED SPEAKER:** (Inaudible).

**LEGISLATIVE ASSISTANT ISAACS:** Debbie Isaacs, legislative assistant for Mr. Mayor, Mayor Masters. When I was here previously -- and this may be something that

has changed when I left -- once we submitted documentation that approved -- that was approved and we had -- they had received monies, we didn't have to resubmit it every single time we submitted an application. And we just gave one of the two monies last month. So I was not aware that that has now changed, that every time you submit it, you have to submit accompanying documentation.

**CHAIRPERSON DAVIS:** Yeah, you need to.

**LEGISLATIVE ASSISTANT ISAACS:** So that may be my fault 'cause nobody explained that to me that was a change.

**CHAIRPERSON DAVIS:** Okay. And -- and it also -- it -- it -- Mayor Masters, if you will direct them to please send them through Miss Ryan's office.

**CITY ATTORNEY RYAN:** Right. Well, technically, they're supposed to go through the system. And if it goes through the system it automatically goes to Finance and to my office.

**COUNCILPERSON GUYTON:** Yeah.

**CITY ATTORNEY RYAN:** It needs to go to Finance because Finance double-checks the W-9 form that has to be submitted. And they also check the not-for-profit. And when I get it I make sure that those two items are there. In the past we have let some of them go because we knew that we had the paperwork --

**MAYOR MASTERS:** In before?

**CITY ATTORNEY RYAN:** Yeah. Right.

**CHAIRPERSON DAVIS:** (Inaudible).

**CITY ATTORNEY RYAN:** We had the paperwork. But the better practice is to attach it --

**MAYOR MASTERS:** And that's (inaudible).

**CITY ATTORNEY RYAN:** -- every time.

**MAYOR MASTERS:** Every time. Okay.

**CHAIRPERSON DAVIS:** (Inaudible).

**CITY ATTORNEY RYAN:** And you know -- and also, like some of the paperwork here was expired. We -- just -- if you submit it every time, then we're all taking a fresh look because our memories are not great and we're not going to remember.

**MAYOR MASTERS:** Okay. But it's current now? Okay. So what are we voting on?

**CITY ATTORNEY RYAN:** Right. So in the future that's the -- that's the process.

**COUNCILPERSON THOMAS:** Madam -- Madam -- Madam Chair?

**CHAIRPERSON DAVIS:** Yes, sir.

**COUNCILPERSON THOMAS:** On the question that I asked about this item --

**CITY ATTORNEY RYAN:** So on this item --

**CHAIRPERSON DAVIS:** (Inaudible) all the paper --

**COUNCILPERSON THOMAS:** -- is -- is the paperwork in for --

**CITY ATTORNEY RYAN:** -- yes.

**COUNCILPERSON THOMAS:** -- that? Has somebody verified it?

**CITY ATTORNEY RYAN:** That paperwork was correct. We did verify it at the beginning of the meeting.

**COUNCILPERSON THOMAS:** Let me also say -- now that I'm reading through this particular document which I just got tonight, I have done work for this company before. So I'm going to -- I'm going to withdraw my motion because I'm going to abstain from voting on this particular company. I just read through that.

**CITY ATTORNEY RYAN:** With New Life?

**COUNCILPERSON THOMAS:** Yes.

**CITY ATTORNEY RYAN:** The New Life?

**COUNCILPERSON THOMAS:** This particular one.

**CITY ATTORNEY RYAN:** Okay.

**COUNCILPERSON THOMAS:** I've done -- I've done some -- some transportation services for this company.

**COUNCILPERSON GUYTON:** Madam Chair, so I move the motion for this particular item.

**CHAIRPERSON DAVIS:** Okay. And does the second stand?

**CITY ATTORNEY RYAN:** Well, he would -- no, I think he moved it before. Mr. Thomas did the second.

**DEPUTY CITY CLERK ANTHONY:** Mr. Thomas seconded.

**CITY ATTORNEY RYAN:** Correct.

**CHAIRPERSON DAVIS:** You did the second.

**COUNCILPERSON GUYTON:** (Inaudible) moved.

**MAYOR MASTERS:** So somebody else has to second.

**DEPUTY CITY CLERK ANTHONY:** Mr. Guyton did the -- the motion.

**CHAIRPERSON DAVIS:** The motion?

**COUNCILPERSON GUYTON:** Oh, okay.

**DEPUTY CITY CLERK ANTHONY:** Mr. Thomas seconded.

**CHAIRPERSON DAVIS:** Okay. And do we have a second?

**DEPUTY CITY CLERK ANTHONY:** So --

**COUNCILPERSON DAVIS:** Second.

**CHAIRPERSON DAVIS:** Okay. All right. Madam Clerk?

**DEPUTY CITY CLERK ANTHONY:** Councilperson Guyton?

**COUNCILPERSON THOMAS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Councilperson T. Davis?

**COUNCILPERSON DAVIS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Councilperson Thomas is abstaining. Pro Tem Pardo?

**CHAIR PRO TEM PARDO:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Chair Davis?

**CHAIRPERSON DAVIS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Unanimous vote.

**CHAIRPERSON DAVIS:** Okay. Item 18.

**COUNCILPERSON GUYTON:** So moved.

**COUNCILPERSON DAVIS:** Second.

**CHAIRPERSON DAVIS:** Okay. And item 18 is to the City so it doesn't require that documentation. Okay? Madam Clerk?

**CITY ATTORNEY RYAN:** We're not sure.

**DEPUTY CITY CLERK ANTHONY:** Councilperson --

**COUNCILPERSON THOMAS:** We're -- we're not --

**DEPUTY CITY CLERK ANTHONY:** -- Guyton?

**COUNCILPERSON GUYTON:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Councilperson Thomas?

**CITY ATTORNEY RYAN:** You gotta go to each one of them. One by one (inaudible).

**COUNCILPERSON THOMAS:** Oh, I'm sorry. Yes.

**CHAIRPERSON DAVIS:** (Inaudible).

**COUNCILPERSON THOMAS:** I was -- we just got it tonight. I'm just reading it, you know? Yes.

**CITY ATTORNEY RYAN:** (Inaudible) make a motion (inaudible) reading.

**DEPUTY CITY CLERK ANTHONY:** Councilperson T. Davis?

**COUNCILPERSON DAVIS:** (Inaudible).

**CHAIRPERSON DAVIS:** Mr. Davis?

**COUNCILPERSON DAVIS:** Huh? Yes.

**DEPUTY CITY CLERK ANTHONY:** Pro Tem Pardo?

**CHAIR PRO TEM PARDO:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Chair Davis?

**CHAIRPERSON DAVIS:** Yes. Okay. Now we're at item 19 which is Mr. Davis's community benefit to Valley of Love for 295.

**COUNCILPERSON GUYTON:** So moved.

**CHAIRPERSON DAVIS:** Is there a second?

**COUNCILPERSON DAVIS:** Second.

**CHAIRPERSON DAVIS:** Okay. Madam Clerk?

**DEPUTY CITY CLERK ANTHONY:** Councilperson Thomas?

**COUNCILPERSON THOMAS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Councilperson Guyton?

**COUNCILPERSON GUYTON:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Councilperson T. Davis?

**COUNCILPERSON DAVIS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Pro Tem Pardo?

**CHAIR PRO TEM PARDO:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Chair Davis?

**CHAIRPERSON DAVIS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Unanimous vote.

**CHAIRPERSON DAVIS:** What are you saying?

**CITY ATTORNEY RYAN:** (Inaudible).

**CHAIRPERSON DAVIS:** Okay. We're going to do -- we're going to make this item -- these two.

**CITY ATTORNEY RYAN:** Okay. Go ahead and make them 20 -- 20 and --

**CHAIRPERSON DAVIS:** 20 and 21. Okay. So item 20 will be Mayor Masters's --

**CITY ATTORNEY RYAN:** (Inaudible).

**COUNCILPERSON THOMAS:** Why are you making it 20 and 21?

**CITY ATTORNEY RYAN:** She's (inaudible).

**CHAIRPERSON DAVIS:** Destiny by Choice, Inc., for new -- wait a minute.

**CITY ATTORNEY RYAN:** (Inaudible).

**CHAIRPERSON DAVIS:** New Destiny Family Worship Center for \$4,000.

**COUNCILPERSON GUYTON:** Need a motion?

**CHAIRPERSON DAVIS:** Yes. I need a motion.

**COUNCILPERSON GUYTON:** So moved.

**COUNCILPERSON DAVIS:** Second.

**CHAIRPERSON DAVIS:** Okay.

**COUNCILPERSON THOMAS:** Madam -- Madam Chair, I'm -- I'm just asking for clarification. You don't think that we need to add them to the agenda and then do it?

**CHAIRPERSON DAVIS:** Okay.

**CITY ATTORNEY RYAN:** But hold on.

**COUNCILPERSON THOMAS:** I'm asking. I'm just asking.

**CITY ATTORNEY RYAN:** Yeah, right. Mr. -- Madam --

**CHAIRPERSON DAVIS:** No, we can -- yeah, it needs to be done, I guess.

**CITY ATTORNEY RYAN:** Well, no. Madam Chair, the -- you all can make motions at any time. You can make a motion about anything.

**COUNCILPERSON THOMAS:** Okay.

**CITY ATTORNEY RYAN:** You can bring up a motion. So we're treating it as just a motion that the council is making but somebody needs to make a verbal formal motion. You don't have to add it to the agenda.

**COUNCILPERSON GUYTON:** And we did.

**COUNCILPERSON DAVIS:** I did.

**CITY ATTORNEY RYAN:** And you did.

**CHAIRPERSON DAVIS:** Right.

**COUNCILPERSON DAVIS:** Yeah.

**CITY ATTORNEY RYAN:** Right. Because you could bring up something totally off right now and make a motion. So --

**COUNCILPERSON THOMAS:** I understand.

**CITY ATTORNEY RYAN:** -- that's how we're treating it, as not a listed item.

**COUNCILPERSON THOMAS:** I just want to make sure that we don't run into any issues. I mean, Mayor Masters was the one that went down to make sure that we followed the -- the procedures properly and I'm -- I'm just being real. You know, I -- if we're not doing it right I just want to do it right. Of course I'm going to support whatever he wants to send his money to. But I just want to make sure that we're doing this right. We're doing it fast and in two or three weeks somebody will be talking to the Ethics Commission or the IG saying we didn't do something right. So that's all I'm just trying to make sure. I just don't want to do it fly-by-night. But --

**COUNCILPERSON DAVIS:** I (inaudible).

**COUNCILPERSON THOMAS:** -- if that's the way we gotta do it, it's fine. As long as we're well within it.

**CITY ATTORNEY RYAN:** Madam Chair, if the Council -- I have a couple of Council members who seem to be a little nervous about doing this. Perhaps we should put it off until the next council meeting and put the paperwork in the system and so everybody can review it.

**COUNCILPERSON THOMAS:** That will work better for me. I don't know what type of time constraints this organization is under in terms of the money. But it was specific rules that we had to go by when doing these, and that's all I'm trying to say. Now, let me put on record this is not to do anything against what Mr. -- what the Mayor wants to do. I am going to support it. I just want to make sure that we do it properly so it does not come back to bite us. That's all I'm saying.

**CHAIRPERSON DAVIS:** Whatever is the pleasure of the board. Is that -- is that a motion, Mr. -- an amended motion to Mr. --

**COUNCILPERSON DAVIS:** Madam Chair?

**CHAIRPERSON DAVIS:** -- well, a motion, Mr. --

**COUNCILPERSON DAVIS:** Madam Chair?

**COUNCILPERSON THOMAS:** Okay.

**COUNCILPERSON DAVIS:** I just need to ask a question.

**CHAIRPERSON DAVIS:** Okay.

**COUNCILPERSON DAVIS:** So what is happening here now?

**MAYOR MASTERS:** Both of these organizations, we've gotten money before -- before. So it's in the record.

**COUNCILPERSON DAVIS:** What -- what I'm trying to find out is when we do --

**COUNCILPERSON THOMAS:** Yeah. No, it's not --

**COUNCILPERSON DAVIS:** -- when we do add-ons and the -- the documentation's verified, what's the problem?

**COUNCILPERSON THOMAS:** For these particular -- for the community benefits --

**COUNCILPERSON DAVIS:** Okay.

**COUNCILPERSON THOMAS:** -- there was a specific way we had to do them.

**COUNCILPERSON DAVIS:** Okay.

**COUNCILPERSON THOMAS:** And that is why I'm a little uncomfortable doing it this way. Mayor Masters went down a few years ago when we did this to ask for these particular things.

**COUNCILPERSON DAVIS:** Uh-huh.

**COUNCILPERSON THOMAS:** And what I'm saying is now that we got the rules that we need to follow, I just would feel more comfortable if we followed the rules the way that they told us to. And I'm just not sure that we should do it this way. But whatever the pleasure of the --

**COUNCILPERSON DAVIS:** Which is -- which is what? Which is the add-on?

**COUNCILPERSON THOMAS:** Not for Community Benefits. Not for --

**COUNCILPERSON DAVIS:** We've done -- we've done add-ons to Community Benefits prior to this.

**COUNCILPERSON THOMAS:** Yeah. But we've add -- we've put it on the agenda and did it. It wasn't just we -- we -- we added them on --

**COUNCILPERSON DAVIS:** Oh, okay.

**COUNCILPERSON THOMAS:** -- in the beginning of the meeting --

**CITY MANAGER JONES:** We didn't have the paperwork.

**COUNCILPERSON THOMAS:** -- we add them on and say, We would like to add these on to the agenda.

**CITY MANAGER JONES:** (Inaudible).

**COUNCILPERSON DAVIS:** Oh.

**COUNCILPERSON THOMAS:** This is not an official part of the agenda, how we're doing it now.

**COUNCILPERSON DAVIS:** Oh, there's something --

**MAYOR MASTERS:** But it was added on at the beginning of the meeting. It was taken off. She --

**COUNCILPERSON THOMAS:** It's -- it wasn't --

**CHAIRPERSON DAVIS:** It wasn't (inaudible).

**MAYOR MASTERS:** Oh.

**COUNCILPERSON THOMAS:** -- added on.

**CITY MANAGER JONES:** It was never read into the record as an add-on.

**COUNCILPERSON THOMAS:** It was never read into the record. It was never read into the record.

**MAYOR MASTERS:** But the attorney said we can add it -- I don't know.

**CHAIRPERSON DAVIS:** It --

**MAYOR MASTERS:** The attorney said we can add it on. She (inaudible).

**COUNCILPERSON THOMAS:** You know, I don't -- Mayor, I'm -- I'm just saying I want to do it the proper way. If we add it to the agenda, I would prefer you put it all the way through the system and let it go that way. You know? Or, you know, directly do it. You say you got the paperwork, so fine. But at the very least we need to add it to the agenda. Or somebody bring the rules up that they gave us based on your --

**MAYOR MASTERS:** Madam Chair?

**COUNCILPERSON THOMAS:** -- your asking.

**MAYOR MASTERS:** Madam Attorney, can we add this on now? On to the agenda? Can we just add it on?

**CITY ATTORNEY RYAN:** Okay.

**MAYOR MASTERS:** Is there any rule that -- I did go down there and I went correctly and they ruled -- and you know what they ruled. That we all had to vote on it. But I didn't go down for any procedural reason. I don't know any procedural thing that the IG or what -- AG or what other G ruled that this could not -- anything could not be added on in a public meeting. We're in a public meeting. So I need you to tell me was there any procedural thing that they insisted on?

**CITY ATTORNEY RYAN:** Well, no. Listen. Listen. I think this is really an issue for the board. However, what I -- what Mr. Guyton -- Guyton -- Lord. What Mr. --

**COUNCILPERSON THOMAS:** Who?

**CITY ATTORNEY RYAN:** -- Thomas is saying is that the paperwork was not -- the correct paperwork was not presented to the board. And only the Chair has seen the correct paperwork. We pulled the item at the beginning --

**CHAIRPERSON DAVIS:** I haven't seen everything.

**CITY ATTORNEY RYAN:** -- of the meeting because it didn't have all the paperwork.

**CHAIRPERSON DAVIS:** It's very confusing.

**CITY ATTORNEY RYAN:** And Mr. -- and she's saying it's very confusing. What Mr. Thomas is saying is that if you're going to put an item through -- and I've cautioned the Council about this before. I prefer, because I also went down to the Ethics Commission and heard their comments. I prefer that we put them on the agenda and not even have them as add-ons. Because you want to give --

**CHAIRPERSON DAVIS:** We tried that but, you know, I --

**CITY ATTORNEY RYAN:** -- right.

**CHAIRPERSON DAVIS:** -- I try not to --

**CITY ATTORNEY RYAN:** I understand. But you know, the --

**CHAIRPERSON DAVIS:** -- they'll be after me.

**CITY ATTORNEY RYAN:** -- the point for the IG's -- I'm sorry. For the Ethics Commission was that the public needs an opportunity to speak on these issues.

**MAYOR MASTERS:** Right.

**CITY ATTORNEY RYAN:** And they can't have that if the only time we add -- we put them on is if they're added on the agenda at the last minute. In this case the -- the Council didn't have the proper paperwork. I did go over to you and tell you we pulled the item. You were not here so I wanted you to know that the items were pulled because the paperwork was not there.

**MAYOR MASTERS:** And you told me --

**CITY ATTORNEY RYAN:** I also informed you that Mr. Sherman graciously agreed to go down to try to find the paperwork on some of the ones that we'd done in the past. We had not done all of these in the past. I don't know if you pulled up the paperwork from someplace else.

**MAYOR MASTERS:** We have. We have. Yes, we did.

**CITY ATTORNEY RYAN:** But --

**MAYOR MASTERS:** Did last month.

**CITY ATTORNEY RYAN:** Okay. What I'm saying is that it was not -- it was not with the item and so Mr. Sherman provided the manager just now with that paperwork. Mr. Thomas, I'm not speaking for him because he speaks well for himself. But what he is trying to say is that he doesn't like the -- the way we're adding it back on to the agenda. That's his -- that's his problem with it. And he wanted to add it first and then voted upon instead of just a motion coming out of the blue at the end of the meeting.

**MAYOR MASTERS:** Okay. I just have one more question. In the past I know that we have -- when it was contingent on -- if it was something with the paperwork, we said as long as the -- the person got the paperwork, you know, that -- and gave it to you --

**CITY ATTORNEY RYAN:** Correct. Yes.

**MAYOR MASTERS:** -- that the --

**CITY ATTORNEY RYAN:** You've done that in the past.

**MAYOR MASTERS:** We've done that. But that's okay. So if we get this paperwork to you, can we still go forward?

**CITY ATTORNEY RYAN:** That's -- that's up to your colleagues.

**MAYOR MASTERS:** But I mean, we've done -- but we have done that in the past and that does not violate any procedural but --

**CITY ATTORNEY RYAN:** No. Nothing -- you -- I -- in my opinion, you can do it any of those -- the -- the ways that we've discussed. However, I can't speak for your colleagues. They don't seem to be comfortable.

**MAYOR MASTERS:** Well, I'm trying to get them to be comfortable, to remind them of how we've done it in the past. I'm asking if -- if we can vote on it contingent upon whatever paperwork you need to see and have on the file. We've done that several times in the past, Madam Chair.

**CHAIRPERSON DAVIS:** Okay. Mr. Thomas?

**COUNCILPERSON THOMAS:** Yeah. Basically what we've done is we've put those items through.

**CHAIRPERSON DAVIS:** No. I mean, but what -- what -- what is your preference?

**COUNCILPERSON THOMAS:** I -- if -- if we want to add it to the agenda and then go back through it, fine. But I just think that's kind of convoluted. I think maybe we just need to -- we got the paperwork. Now put it through the system and bring it up at the next meeting unless there's a time constraint that this particular business needs the money right away. But there's a few things in here that I don't think is -- that I don't think that we should -- we should do this. And that -- that's all. But I don't want anybody getting sensitive. All I'm saying is we just need to do it procedurally correct. And I don't think that we're doing that right now.

**CHAIRPERSON DAVIS:** Okay. So when I tell everybody there's not going to be any add-ons, I would hope everybody's going to respect that, even when it's one of yours or our -- our somebody else's or mine or whatever.

**COUNCILPERSON THOMAS:** I don't know who's saying "uh-huh," but it's inappropriate. It's very inappropriate to come from our staff like that. That's fine. That -

**CHAIRPERSON DAVIS:** No. Okay. And I -- and I'm not trying to --

**COUNCILPERSON THOMAS:** -- yeah. No, no, no. That -- that's --

**CHAIRPERSON DAVIS:** You know, I'm just saying 'cause it is very --

**COUNCILPERSON THOMAS:** -- that's --

**CHAIR PRO TEM PARDO:** (Inaudible).

**CHAIRPERSON DAVIS:** -- confusing.

**COUNCILPERSON THOMAS:** -- that's fine. An add-on --

**CHAIRPERSON DAVIS:** But I've just been trying to be --

**COUNCILPERSON THOMAS:** -- of this magnitude --

**CHAIRPERSON DAVIS:** -- because I -- I wanted to keep down --

**COUNCILPERSON THOMAS:** -- that we already have rules about --

**CHAIRPERSON DAVIS:** -- confusion. I understand.

**COUNCILPERSON THOMAS:** -- that's all I'm saying.

**CHAIRPERSON DAVIS:** Okay.

**COUNCILPERSON THOMAS:** You know?

**CHAIRPERSON DAVIS:** All right. So what's the pleasure of the board? To bring it back? Is there a consensus? I mean, there's a motion on the floor, I believe, isn't it?

**CITY MANAGER JONES:** Yeah.

**COUNCILPERSON GUYTON:** Uh-huh.

**CHAIRPERSON DAVIS:** Okay. So what do you guys want to do? Is there an amendment or you want to go ahead and take the vote?

**CHAIR PRO TEM PARDO:** Madam -- Madam Chair?

**CHAIRPERSON DAVIS:** Yes, Miss Pardo.

**CHAIR PRO TEM PARDO:** All right. I just want to make sure from staff that Mr. Sherman did have time to review it and everything looks good, that he's going to stand by it. Mr. Sherman, it's on you.

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** Yes, I'm satisfied with what they've submitted.

**CITY ATTORNEY RYAN:** Get him on the record.

**CHAIR PRO TEM PARDO:** Okay. So if he's satisfied, I'll go along with him and he'll be the one called down, not me.

**COUNCILPERSON THOMAS:** No, no, no. No, no, no, no, no, no, no. You know who's going to be --

**CHAIR PRO TEM PARDO:** No, seriously.

**COUNCILPERSON THOMAS:** -- called -- called down. You're going to be called down.

**CHAIRPERSON DAVIS:** Well, we're -- we're -- we're going to say --

**CHAIR PRO TEM PARDO:** No, listen. Listen.

**CHAIRPERSON DAVIS:** -- Mr. Sherman said it was fine.

**CHAIR PRO TEM PARDO:** Right.

**COUNCILPERSON THOMAS:** If -- if your job depended on this, would you stand --

**MAYOR MASTERS:** And the attorney said it.

**COUNCILPERSON THOMAS:** -- would you stand with it still if your job depended on it?

**MAYOR MASTERS:** That's not a fair question.

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** No. What I'm -- what I'm saying is is --

**COUNCILPERSON THOMAS:** That's (inaudible).

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** -- that the supporting paperwork --

**MAYOR MASTERS:** That's not a fair --

**COUNCILPERSON THOMAS:** I'm sorry? I'm sorry. The Mayor was --

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** -- the supporting paperwork behind it, if this was coming through as an agenda item, I would sign off on it.

**COUNCILPERSON THOMAS:** Okay. So --

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** What you do for your vote and how you handle it, that's -- that's up to you. But the paperwork is satisfactory.

**COUNCILPERSON THOMAS:** All I'm saying is I would normally support this but --

**CHAIR PRO TEM PARDO:** It has the paperwork.

**COUNCILPERSON THOMAS:** -- you -- you know, everybody's sitting up here like we don't get called down over this silly stuff all the time.

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** Uh-huh. Uh-huh.

**CHAIR PRO TEM PARDO:** All the time.

**CITY ATTORNEY RYAN:** It's the truth.

**COUNCILPERSON THOMAS:** You know, we get called down for this stuff all the time. And if -- and versus just saying, Okay. I didn't have it in in time. I just got it to you tonight. I just got the paperwork. Put it through for the next meeting. But if you -- if you want to force it through tonight, that's it. But the Mayor is not going to vote on this. They're not going to call him down for this. They're going to call us, the people who voted, you know, for this. And if everybody want to act like it's an issue, then act like it's an issue. But I'm -- I'm tired of going down there personally.

**CHAIRPERSON DAVIS:** Please if --

**MAYOR MASTERS:** Can we have a --

**CHAIRPERSON DAVIS:** -- amend your motion. Amend the motion.

**COUNCILPERSON THOMAS:** I never made the motion.

**CHAIRPERSON DAVIS:** I mean, amend the motion.

**COUNCILPERSON GUYTON:** (Inaudible).

**COUNCILPERSON THOMAS:** Amend the motion to tell him to do what?

**CHAIRPERSON DAVIS:** If -- if you want to --

**COUNCILPERSON GUYTON:** Make a substitute motion.

**CHAIRPERSON DAVIS:** -- to bring it --

**CHAIR PRO TEM PARDO:** To bring it back the next meeting.

**CHAIRPERSON DAVIS:** -- to make -- to bring it back the next time.

**COUNCILPERSON THOMAS:** Okay. I'll amend the motion to have it placed --

**CHAIRPERSON DAVIS:** Is there a second?

**COUNCILPERSON THOMAS:** -- on the next agenda.

**CHAIR PRO TEM PARDO:** Second.

**CHAIRPERSON DAVIS:** Okay. Madam Clerk?

**DEPUTY CITY CLERK ANTHONY:** Councilperson Guyton?

**COUNCILPERSON GUYTON:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Councilperson T. Davis?

**COUNCILPERSON DAVIS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Councilperson Thomas?

**COUNCILPERSON THOMAS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Pro Tem Pardo?

**CHAIR PRO TEM PARDO:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Chair Davis?

**CHAIRPERSON DAVIS:** Yes.

**DEPUTY CITY CLERK ANTHONY:** Unanimous vote.

**CHAIRPERSON DAVIS:** Okay.

**CITY ATTORNEY RYAN:** Nearly done.

**CHAIRPERSON DAVIS:** All right. We're -- which one are we on? This is -- is this the one about New Life New Faith Ministries?

**CITY ATTORNEY RYAN:** It's the same as the last one so --

**CHAIRPERSON DAVIS:** For \$1,000?

**CITY ATTORNEY RYAN:** -- maybe you just --

**CHAIRPERSON DAVIS:** And it's the same thing?

**CITY ATTORNEY RYAN:** You need to vote on that and just --

**CHAIRPERSON DAVIS:** Okay. We're going to let -- let's just go ahead and pull this one and put it on the next --

**MAYOR MASTERS:** That's fine.

**CHAIRPERSON DAVIS:** That's fine? Huh?

**MAYOR MASTERS:** I mean, I have no other choice. It's --

**CHAIRPERSON DAVIS:** No. Uh-uh. You know which one it is, right?

**MAYOR MASTERS:** There's two of them. Yeah. One is --

**CHAIRPERSON DAVIS:** 'Cause I'm totally confused.

**MAYOR MASTERS:** -- one is 4,000 and --

**CHAIRPERSON DAVIS:** Okay.

**MAYOR MASTERS:** -- and the other one was a thousand, right?

**CHAIRPERSON DAVIS:** All right.

**MAYOR MASTERS:** Okay.

**CHAIRPERSON DAVIS:** All right. So we're going to move on to Discussion and Deliberation.

## **DISCUSSION AND DELIBERATION**

**NONE**

## **DISCUSSION BY CITY MANAGER**

**CHAIRPERSON DAVIS:** City Manager comments discussion.

**CITY ATTORNEY RYAN:** No, it --

**CITY MANAGER JONES:** Just very quickly. You received correspondence this week from the attorney as it relates to the Ethics Training for elected officials in the new

Florida Statutes. I just wanted you to know we will be modifying our Ethics Training policy to reflect the new statutes and the regulations that we are to adhere to. We will be working with staff to establish an ethics policy. One of the things that in the many visits from the IG's Office, I was asked whether we had an Ethics policy. And I told him that we did a resolution adhering to the Palm Beach County Ethics. And it was suggested that we adopt that officially as an Ethics policy. So staff will be working on just taking it and dropping it into our format and bringing it back. And then for the Ethics Training policy, we'll put in the new statutes as it relates to the changes in the Florida law.

Just wanted to say thank you for your support as we were going through all of the labor negotiations now that we have the final one done. You gave us very clear directives and directions, what you were expecting. And fortunately, we were able to work through and bring all four of those contracts in this year. So we now have four labor contracts that are current and we hope to keep it that way. Thank you.

**CHAIRPERSON DAVIS:** Okay. Thank you, ma'am.

**MAYOR MASTERS:** Madam Chair, I have a question -- a question for the manager. Do I do it now or do I do it her time, my time or what? What's the ruling on that?

**CHAIRPERSON DAVIS:** Oh, you can ask now if you want.

**CITY ATTORNEY RYAN:** He's going to talk about --

**MAYOR MASTERS:** Madam -- Madam Manager, Miss Larson said something about she had written -- written you a letter about something, something, something, something. And what the something, something, something is, can you respond to it? Do you know -- do you understand? Do you know what the letter --

**CITY MANAGER JONES:** Yes.

**MAYOR MASTERS:** You -- you received the letter?

**CITY MANAGER JONES:** Yes.

**MAYOR MASTERS:** Has the --

**CITY MANAGER JONES:** She did write us and we did contact FDOT. Well, I didn't. The Public Works Department and looking at that --

**COUNCILPERSON GUYTON:** Oh, I'm sorry.

**CITY MANAGER JONES:** There are several areas where they haven't totally cleaned up. We've got some concerns about some things that were left on the City lot, as well. And so the reassurance is before they finish with everything, all of that will be gone

through. The Public Works Department is monitoring particularly what she's talking about in the swale in front of her property.

**MAYOR MASTERS:** Okay. And also, Madam Manager, I have a -- a question relates to police department procedures. Should I ask you that or are you -- is anyone here to represent the police department? I can ask you or Mr. Jones.

**CITY MANAGER JONES:** You can ask me and then we can get you an answer. I'm not sure what their standard operating procedures are. The chief is --

**MAYOR MASTERS:** Well, it's just someone asked me and I think it's a good question. And in light of the fact of the Michael Brown situation in -- in --

**CHAIRPERSON DAVIS:** Lloyd Brown. You mean Lloyd Brown?

**CITY MANAGER JONES:** Michael Brown.

**MAYOR MASTERS:** -- Missouri. The -- the young man that was killed by the police.

**CITY MANAGER JONES:** Missouri. In Missouri.

**MAYOR MASTERS:** Yeah. The question is, do we have cameras in -- in the cars that when -- if someone is stopped are our cameras recording the actual incident? Because people ask me what -- about the cameras that we have and what -- what activates them 'cause everyone is concerned about trying to avoid that kind of situation here in -- in Riviera Beach. So I'm just asking for the record.

**CITY MANAGER JONES:** I will ask Former Assistant Chief at -- well, we do have the Assistant Chief so the Former Assistant Chief doesn't have to step in. Assistant Chief Mike Madden, would you please come to the mike?

**MAYOR MASTERS:** Okay.

**CITY MANAGER JONES:** And answer the Mayor's question?

**MAYOR MASTERS:** Check one. Thank you.

**ASSISTANT POLICE CHIEF MADDEN:** Good evening, Mike Madden, Assistant Police Chief. Yes, we do have in-car video cameras. They're probably in about 75 percent of our fleet. They do record automatically at -- when the lights are activated or when the officer takes police action. And they are -- they are recorded and saved on a video server in the police station for different periods of time depending on what is recorded.

**MAYOR MASTERS:** Now, does that camera -- is that camera also able to -- to pick up any kind of activities? The officer gets out of the car within 10 or 15 feet of the car, does

the camera sort of kind of pick up anything out of the car? Like something happens out of the car?

**ASSISTANT POLICE CHIEF MADDEN:** Yeah. The camera shoots out the front window so it captures a field of view --

**MAYOR MASTERS:** Okay.

**ASSISTANT POLICE CHIEF MADDEN:** -- out of the front of the vehicle and it has audio recording, as well.

**MAYOR MASTERS:** Okay. Yeah, I was asked that in lieu -- in light of the fact of what had happened in -- in Ferguson, Missouri, where if there had been a camera to see what actually happened or didn't happen, you know, then maybe history would be rewritten differently. But I just wanted to know because I've been asked that about our police department.

**ASSISTANT POLICE CHIEF MADDEN:** Yeah. They do not go 360 degrees around the vehicle so if something were to happen too far to one side it wouldn't be captured.

**MAYOR MASTERS:** Okay. And we have no -- no cameras on the officers themselves, just in the car, right?

**ASSISTANT POLICE CHIEF MADDEN:** Correct. We have audio mikes on the officers but we currently do not use the so-called body cameras.

**MAYOR MASTERS:** Are there any police departments that do have body cameras that you know?

**ASSISTANT POLICE CHIEF MADDEN:** A lot of departments are in testing and evaluation phases with those.

**MAYOR MASTERS:** Okay. Thank you.

**ASSISTANT POLICE CHIEF MADDEN:** You're welcome.

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

**CHAIRPERSON DAVIS:** Anything from Legal?

**LEGAL DISCUSSION/REQUEST**

**CITY ATTORNEY RYAN:** Is the manager done?

**CHAIRPERSON DAVIS:** Yes.

**CITY ATTORNEY RYAN:** Okay. Thank you, Madam Chair. I really didn't have anything tonight but I wanted to comment on an issue that was raised yesterday by a member of the media. It's my understanding that they called one of our council members for a comment on our Special Magistrate Program. And I want you to get it from me. I wanted to make this clear because I know that there are all kinds of rumors going around. So I wanted to make this -- these comments about the City's program before it hits the -- the news.

We have had a Special Magistrate Program since 2005. Before that we had a Code Enforcement Board. As a part of that program -- and I'm -- I'm -- I did a lot of research on this the last couple of -- last couple of few days so I had to look at the history. But we -- I'm not loud enough?

**CHAIRPERSON DAVIS:** Uh-uh.

**CITY ATTORNEY RYAN:** We started the program in 2005, even though an ordinance was adopted, I believe, in 2 -- in the year 2000. A part of the ordinance -- a part of the ordinance --

**CHAIRPERSON DAVIS:** I'm trying to -- trying to get it so you --

**CITY ATTORNEY RYAN:** Okay.

**CHAIRPERSON DAVIS:** -- you don't have a --

**CITY ATTORNEY RYAN:** I'll -- I'll just lean. A part of the ordinance required that the City Council approve Special Masters. It was called Special Masters back then. And we've had, in that time frame, five or six different Special Masters. In our research we had one -- well, let me say this. There is a person in the community who I will not name who has Code Enforcement liens and they brought up the issue of the Special Master being approved by City Council.

In our research in the last couple of days, we have found that some of our Special Masters were approved by Council but there are a couple who were not. Currently we have two Special Masters and one of them was approved by Council and the other was not. Instead, she was approved by myself, the City Manager at the time and by Natalie Moore. This was, of course, an oversight. It is never the intention of staff to avoid our responsibility to the City Council. And we will be rectifying that. At the next City Council meeting I will have two new contracts for our Special Masters on the agenda.

But I really wanted to speak to say that the work that our Special Master Miss Baggeau [phonetic] has done for the City -- and she's not only the Special Master for this city but for several cities in our area -- has been stellar. And I want you to know that even though she was not approved by the City Council, she is what we call a De Facto Special Magistrate which means that everything that she has done is legal, is binding, and all of those people in the past who appeared before her, their liens are very valid.

We are preparing a memo for you because I want you to feel secure in -- in my statement and what I'm saying tonight. But in case you have residents calling you -- and I think that will become an issue -- I want you to know that Miss Baggeau acted under color of law, meaning that she acted with authority. And the only thing that she did not have was the City Council approval which, in the scheme of things, amounts to nothing for -- for those who appeared before her and had fines and liens imposed.

**COUNCILPERSON THOMAS:** Madam Chair?

**CITY ATTORNEY RYAN:** Can I finish --

**COUNCILPERSON THOMAS:** Yeah. But I have a question --

**CITY ATTORNEY RYAN:** -- please?

**COUNCILPERSON THOMAS:** -- for where you are right now.

**CHAIRPERSON DAVIS:** Mr. Thomas?

**COUNCILPERSON THOMAS:** You just said that the person not being approved by Council amounts to nothing. That right there bothers me quite a bit. What I want you to address is first of all, I don't -- maybe you didn't mean to say that. I'm hoping that you didn't mean to say that, it amounts to nothing.

**CITY ATTORNEY RYAN:** What I was trying to say is that it amounts to nothing in terms of them coming back to the City and having their liens removed.

**COUNCILPERSON THOMAS:** Okay. No problem. But this is what I want to ask you, just so I understand. If -- let's take the police for -- for -- if a certified police officer that's not sworn in by the City writes tickets, their -- their authority to write the ticket is void because they don't have the -- they're not -- they haven't been sworn in by the clerk or whoever. I'm trying to see if legally --

**CITY ATTORNEY RYAN:** Right.

**COUNCILPERSON THOMAS:** -- if that's the -- the -- the same thing. Just because, like, they are an attorney and they --

**CITY ATTORNEY RYAN:** That's correct. Right.

**COUNCILPERSON THOMAS:** -- so --

**CITY ATTORNEY RYAN:** They're not similar at all.

**COUNCILPERSON THOMAS:** -- they're not? Okay. So --

**CITY ATTORNEY RYAN:** Correct. Because her -- she is a Special Master because she is a Florida Bar member.

**COUNCILPERSON THOMAS:** Uh-huh.

**CITY ATTORNEY RYAN:** And she has the experience so she has all of the credentials. The -- Chapter 162 does not require contracts at all. That was something that we placed in our ordinance. Police officers have to be sworn in. That's state law. They have all their certifications.

**COUNCILPERSON THOMAS:** Right.

**CITY ATTORNEY RYAN:** But because she was not approved by Council, that's just -- it -- we -- we call that a technicality. I -- yeah, I know you may want to disagree with that.

**COUNCILPERSON THOMAS:** No, I -- I don't think it's a technicality.

**CITY ATTORNEY RYAN:** Well, it's a technicality in the legal sense. That's the point I'm trying to make.

**COUNCILPERSON THOMAS:** I -- I -- I get what you're saying. But my --

**CITY ATTORNEY RYAN:** Yes.

**COUNCILPERSON THOMAS:** -- see, because this is going to be hard for me to explain when I don't really understand it totally. If -- if you -- you say you, Miss Jones and --

**CITY ATTORNEY RYAN:** No. I said me -- it was -- she was approved when Mr. -- well, no, I -- well, no, Miss Jones wasn't here.

**COUNCILPERSON THOMAS:** No, I -- no, I think you -- you called out about four names who --

**CITY ATTORNEY RYAN:** I said the City Manager, Natalie Moore and I, yeah.

**COUNCILPERSON THOMAS:** Okay. So -- but do you all have the authority to actually pick the Special Magistrate?

**CITY ATTORNEY RYAN:** The -- the City Council picks Special Magistrates. And unfortunately, one of the things that I wanted to get to is that we have different ordinances that have different requirements. And so we're going to -- we need to straighten that out because we now want to use a Special Magistrate for Code Enforcement, unsafe buildings, the red light camera and for nuisance abatement. So we need to make sure that they are all on the same level.

**COUNCILPERSON THOMAS:** Right. But I -- I want to make sure that the authority -- do you, the Manager and the Code Enforcement administrator have the authority to actually select them?

**CITY ATTORNEY RYAN:** Well, we select -- we select the attorneys for all of the cases. And so what I think happened with Miss Baggeau, I think it was as -- an oversight. With all the attorneys that we select for cases, we just go through a -- a process. And when her information came from what I can tell -- the record is very sketchy because this was years ago, that what seems to have happened is her credentials came in and we treated her like the other attorneys. But it's -- it was different with -- in 2011 we brought Mr. Corey Smith.

**COUNCILPERSON THOMAS:** Right.

**CITY ATTORNEY RYAN:** And that came to Council.

**COUNCILPERSON THOMAS:** Right. Well, I -- you know, that deal, my -- my -- my -- my question and my problem with this is twofold. The first thing is, if it should have been brought to Council, it should have been brought to Council. Now, if you're saying, No, wait a minute, because it's an attorney, we have the right to it shall to -- to pick them, that's a different story. I need a definitive answer on -- a definitive answer on that. And the other issue is it clearly -- I read it myself in our --

**CITY ATTORNEY RYAN:** In the code.

**COUNCILPERSON THOMAS:** -- in the code that says they have to -- every two years it has to be brought back or renewed every two years. So the first thing we need to do is stop whatever's happening that's out of place. So if we got, you know, Code Enforcement meetings or whatever that's coming up and they're not contractually done right, I don't think we need to do not one other one until we get that rectified.

The second thing is, if you have the authority to do that, then fine. I'm -- I'm okay. I want to be able to tell the community, Miss Ryan had the authority to -- to do that. If you didn't have the authority to do that, then I need you to tell me that, as well. We'll fix it. It's going to be an issue. We'll deal with it. But I definitely want to know the answers to -- to those just so --

**CITY ATTORNEY RYAN:** Sure.

**COUNCILPERSON THOMAS:** -- we know.

**CHAIRPERSON DAVIS:** Well --

**CITY ATTORNEY RYAN:** As I said before, it was an oversight. The ordinance is very clear that the City Council chooses the Special Magistrate. And we looked back and we saw where the City Council did it in some instances and in others did not. Um, the

Council has the authority. Let me be clear. I don't -- I -- I thought I was but I guess I wasn't.

**COUNCILPERSON THOMAS:** The sole or in addition to?

**CITY ATTORNEY RYAN:** Well --

**COUNCILPERSON THOMAS:** Like, we can or we don't have to?

**CITY ATTORNEY RYAN:** -- you don't have to. We -- all we can do is present -- I presented Corey Smith to you.

**COUNCILPERSON THOMAS:** Right.

**CITY ATTORNEY RYAN:** And you could have said no. And if you would have said no, they -- he would not have been a Special Magistrate.

**COUNCILPERSON THOMAS:** No, no, no. I'm not -- I'm not speaking of it in that term. I'm saying is this one of those things where the Council could appoint the Special Magistrate or it could be done by whatever other process we use? Is it an either/or or does the code say we must appoint that?

**CITY ATTORNEY RYAN:** It says -- the code says that the City Council appoints Special Magistrates.

**COUNCILPERSON THOMAS:** Okay.

**CITY ATTORNEY RYAN:** Yes.

**COUNCILPERSON THOMAS:** All right.

**CHAIRPERSON DAVIS:** If -- if I can ask something, if you don't mind?

**COUNCILPERSON THOMAS:** Yes, ma'am.

**CHAIRPERSON DAVIS:** I think where, you know, we're -- we need to hear, rather, is that what I -- what I'm interpreting you say is that we are legally bound to pay for the service that has been provided by this person, this Special Magistrate. And -- and --

**CITY ATTORNEY RYAN:** Right.

**CHAIRPERSON DAVIS:** -- because she is -- he or she is a Special Magistrate, that she has the authority to give her rulings and decisions or -- or whatever.

**CITY ATTORNEY RYAN:** Correct. Right.

**CHAIRPERSON DAVIS:** But because you used her, we're legally bound to --

**CITY ATTORNEY RYAN:** Yeah.

**CHAIRPERSON DAVIS:** -- pay for her service.

**COUNCILPERSON THOMAS:** No, I don't have a problem with that.

**CITY ATTORNEY RYAN:** Right. Right.

**COUNCILPERSON THOMAS:** No.

**CHAIRPERSON DAVIS:** Okay.

**COUNCILPERSON THOMAS:** I'm -- I'm saying the -- I'm basically saying does anybody with the exception of the Council have the right to hire --

**CHAIRPERSON DAVIS:** No.

**COUNCILPERSON THOMAS:** -- so I want to know -- and Miss Ryan has cautioned me on using that particular word. I want to know what other issues that may arise from that. She's already addressed you can't, you know, come back and say that these fines are not accurate because she did it. But I want to know exactly what's going to happen. If I -- I remember that it happened at the courthouse where one of the judges or something wasn't right and they had to throw out all of the DUI tickets or whatever the situation is. I want to know what -- I gotta say it because I don't know another word right now -- what our exposure is to that, because it is circulating. The -- you know, the news called yesterday.

**CITY ATTORNEY RYAN:** So --

**COUNCILPERSON THOMAS:** But other community people are calling saying, Hey, look, well, you know, what's going on with that? So my issue -- we'll -- we'll deal with what we need to deal with but I want to know what we're going to have to deal with. I don't want to just tell people, Oh, no. That's -- you gotta deal with that if -- you know, if people are going to -- obviously they're going to try to get their fines, you know, thrown out or whatever. What legally do we have here? Just please help me understand --

**CITY ATTORNEY RYAN:** Well, as I said, and I'm -- I am going to give you a memorandum on this, as well.

**COUNCILPERSON THOMAS:** Uh-huh.

**CITY ATTORNEY RYAN:** There is case law that supports our position that you can't go back and undo your liens because of a -- a technical issue. And this is a technical issue.

**CHAIRPERSON DAVIS:** So going forward or -- are we going to correct this and bring whoever this person is --

**CITY ATTORNEY RYAN:** Right. I -- right. Okay. I'm going to repeat --

**CHAIRPERSON DAVIS:** -- for -- for our approval?

**CITY ATTORNEY RYAN:** -- it.

**CHAIRPERSON DAVIS:** And -- and all that.

**CITY ATTORNEY RYAN:** I'm going to repeat it. At the next City Council meeting --

**COUNCILPERSON THOMAS:** Uh-huh.

**CITY ATTORNEY RYAN:** -- which is before any other Special Master proceeding, we -  
- I will have on the agenda to approve Miss Baggeau and to reapprove Mr. Smith, who was hired as an unsafe building -- and they just used him as an extra person with Special --

**COUNCILPERSON THOMAS:** Uh-huh.

**CITY ATTORNEY RYAN:** -- with Code Enforcement. But under the unsafe building, it just says that the Special Magistrate shall be appointed and will only be removed by the -- and serves as the pleasure of the Council. So there's no two-year limitation. But I'm still going to bring him back and then after that, we are going to clean up -- I talked with Miss Moore today. We're going to clean up all the different ordinances because they all -- they were enacted at different times and they all say different things.

**COUNCILPERSON THOMAS:** I -- I get it. And this may not be popular.

**CITY ATTORNEY RYAN:** Okay.

**COUNCILPERSON THOMAS:** And people can be upset. But this is not something that we need to just sweep up under the rug. How I'm taking it is our authority was -- it went around our authority. Now, I don't think it was done for a malicious purpose 'cause I didn't even understand what had happened until I read through it. But that is an authority -- to me it's the same as if the manager tried to hire you around us. You know, you -- we hire you. We do that. And if that's on the same level of what's going on, that's a problem that we need to look into.

We -- we just cannot just sweep this under the rug, 'cause I'm telling you, by week's end, we're going to be bombarded with these -- these -- these issues thinking that it's -- you know, that -- that -- by the time it gets out there, people are going to think that their fines can be thrown out. They're going to -- you know, that's going to create another issue. So maybe we need to have a workshop, special meeting or whatever to deal

with it. But it's not just going to stop right here. And if we think that it is, I believe that we're sadly mistaken. That's all. I just want -- she -- she addressed it and we need to definitely address it a little bit further. But that's all.

**MAYOR MASTERS:** Madam Attorney --

**CHAIRPERSON DAVIS:** Mr. Mayor?

**MAYOR MASTERS:** -- and Madam Manager -- I mean, Chair or whoever.

**CHAIRPERSON DAVIS:** I know. It gets that way sometimes, huh?

**MAYOR MASTERS:** On this issue that Mr. Thomas has some concerns --

**CHAIRPERSON DAVIS:** Are you (inaudible)?

**CITY ATTORNEY RYAN:** I was.

**MAYOR MASTERS:** -- I -- I have some concerns as -- as well on this issue, because we're going to have to face the public and the Riviera Beach residents. I'm asking -- I do know that you may have case law that upholds your position. But we've seen judges from time to time all over America, Palm Beach County, throw stuff out because of what may be conceived as a technical issue if it wasn't done the right way.

My question is, is there any help that you can get on this subject that can help us? I mean, do we need a declarative judgment from a judge to say that, you know, we're good or do we need another opinion from an attorney or who -- a general or anybody, because I know if I was on the other side, I would be the first one to say, Now, wait a minute, if -- if this wasn't done right, now you're going to throw mine out or we're going to court. If I was on the other side -- I'm not on that side. I'm on this side now. But I think that there could be some issues and this could, you know, possibly bring up lawsuits with a lot of people who are -- felt the -- the -- the broom or whatever of the law. And I'm wondering, is there anything that you can do to legally ask for any kind of help to avoid a lot of possible lawsuits of people who are going to say, as Mr. Thomas said, the fact at the end of the night that this person was not hired the right way and he should have been hired by the Council -- and I'm -- I'm just asking. I don't like to say be the devil's advocate 'cause I don't want to give the devil that kind of power or that kind of glory. But being an advocate for the people who may raise issues and the media, is there any -- do you have any other legal --

**CITY ATTORNEY RYAN:** Right.

**MAYOR MASTERS:** -- entity that's available to you to help you with this issue?

**CHAIRPERSON DAVIS:** Uh-huh.

**CITY ATTORNEY RYAN:** (Inaudible).

**MAYOR MASTERS:** I don't want to use the word "help," but you know what I'm trying to say.

**CITY ATTORNEY RYAN:** Well, the first thing I would like to do if the Council will allow me to is to write you a memorandum which explains the issue and then once you read it and if you have issues or you feel like it needs to be further dissected or -- then we can go from there. But I don't want to sit here and try to, you know --

**MAYOR MASTERS:** Okay.

**CITY ATTORNEY RYAN:** -- discuss, figure out all of the -- the ramifications and, you know, at a -- at a public meeting. So let me get you the documentation. I want to make it clear, though, that as I said, it was an oversight. I'm the kind of person, I -- I -- we -- we do the very best we can. Things happen. Miss Moore and I both discussed this today and we were unaware of it. If we had been aware of it we wouldn't have done it. I have no problem bringing things to Council. And as I said, the issue will be brought to you at the next City Council meeting so that that's the beginning of correcting it. As soon as I realized that -- that she was not approved, you know, we started working on how do we -- how do we fix this? And we also researched the issue of what happens next. So as your attorney, I am very aware of the potential issues and will come back with some kind of recommendations for the Council to put you at ease.

**CHAIRPERSON DAVIS:** Any other comments?

**CITY ATTORNEY RYAN:** That's it for me.

**CHAIRPERSON DAVIS:** Okay. Now we're down to Committee Reports. Anyone have anything? No?

#### **CITY COUNCIL COMMITTEE REPORTS**

**COUNCILPERSON GUYTON:** Madam Chair?

**CHAIRPERSON DAVIS:** Mr. Guyton?

**COUNCILPERSON GUYTON:** The Treasure Coast Regional Planning Council of which I am a member and many others of Palm Beach County, the County is going to be visiting an issue about moving to a different regional planning council. I think it's the South Florida Regional Planning Council. And I think that's coming up this month in front of the County Commission. I don't know the exact date but I did run into Mayor Taylor who mentioned it and she wanted, you know, to make sure that we were aware and -- and be there to support it. I do know that there has been some discussion about possibly Mike Busha still keeping a portion -- Mike Busha is the executive director for the Treasure Coast.

**CHAIRPERSON DAVIS:** Uh-huh.

**COUNCILPERSON GUYTON:** But our Vice Chair is the First Vice President of the Palm Beach County League of Cities who appointed me so she may have more information but that's what I know.

**CHAIR PRO TEM PARDO:** Madam Chair?

**CHAIRPERSON DAVIS:** Miss Pardo?

**CHAIR PRO TEM PARDO:** Yeah. Mike Busha made a presentation to the League last week or the week before, and he really just went through what the Treasure Coast does. And he also recapped the projects that they worked on in Palm Beach County over the years. And they did mention Riviera Beach and they did work out in the Glades and Boca and, you know, so he was basically just showing people what they do.

**CHAIRPERSON DAVIS:** Okay.

**CHAIR PRO TEM PARDO:** And if anyone had questions to please contact them. He did encourage everyone to go to that county meeting. I don't have the date with me but I can e-mail everyone. And I really think we need to decide, you know -- we, Riviera Beach, need to decide what we are going to support. Do we support, you know, going with the South Florida, which is Broward and Miami, or do we want to stay with Treasure Coast. And I've had some discussions with elected officials in Juno, Tequesta, Palm Beach Gardens, Palm Beach Shores. And they all feel very strongly about staying with Treasure Coast because the -- where we're situated, we're really the north end of Palm Beach County. We are more like the Treasure Coast than we are like Broward and Miami. And you know, in this discussion, the cities are going to have to decide do they want to be more like Broward and get sucked into that. And there are a lot of committees that elected officials are on. We have issues right now with Broward County. They're trying to tap into our water resources because they have, you know -- they're going to have serious problems in the future.

They put together a Coastal Committee and, you know, Palm Beach County -- and I'm one of the elected officials that sits on it. But when it comes to these committees where Broward and Miami's concerned, it -- I find that it becomes all about Broward County. And they don't want to hear from Palm Beach County. And, you know -- and, you know, just being around that for the past several years, I just question whether or not I would want to be part of Broward and -- and Miami. You know, we are just -- we -- up here in the north end, we're -- we're so different.

**MAYOR MASTERS:** That's right.

**CHAIR PRO TEM PARDO:** You know, do we want to, you know, have the massive development that they have down in Broward and Miami? Or do we want to stay, you know -- we'll never been the quaint little, you know, Northern part of the county that we

were, you know, 20, 25 years ago. But we're -- we still have, you know -- we're still so much more environmentally sensitive than down in, you know, the other two counties. So I really think this is something that, you know, maybe everyone just give feedback to Miss McKinney and so we're all together.

**COUNCILPERSON GUYTON:** Yeah. Uh-huh.

**CHAIR PRO TEM PARDO:** When we make our voice known down at -- or the Chair. I'm sure the Chair's going to be there.

**COUNCILPERSON GUYTON:** Right.

**CHAIRPERSON DAVIS:** Yeah.

**COUNCILPERSON GUYTON:** And -- and --

**CHAIRPERSON DAVIS:** And they have more people, you know?

**CHAIR PRO TEM PARDO:** Absolutely.

**CHAIRPERSON DAVIS:** In their -- their membership than we have. So we would be --

**CHAIR PRO TEM PARDO:** And we're going to get lost.

**CHAIRPERSON DAVIS:** -- outvoted on just about everything.

**COUNCILPERSON GUYTON:** Yeah. And I do agree with the Chair. We need to speak with a unified voice. I'm not sure what date. It's coming up but that needs to be determined and somehow we need to figure out how we're going to give input and decide which way we're going to go. But I just wanted to bring it to --

**CHAIR PRO TEM PARDO:** Yeah.

**COUNCILPERSON GUYTON:** -- my colleagues that that's coming up soon.

**CHAIR PRO TEM PARDO:** Uh-huh.

**CHAIRPERSON DAVIS:** Okay. Any statements by Mayor and Council? Mayor, I'm going to start with you.

#### **STATEMENTS BY THE MAYOR AND CITY COUNCIL**

**MAYOR MASTERS:** Yes. I -- when I was asking the attorney, I should have asked her then. But there are people who seem to think that the Mayor, the Office of the Mayor is ceremonial. That is not what the charter says. The Office of the Mayor is ceremonial. He is the ceremonial officer of the city when -- when it requires to be ceremonial, when

there's, like, a key to the city and parades and events. But the charter and the -- what we have in the code gives the Mayor a lot more duties and responsibilities that are not ceremonial. And I've asked the attorney if you would just name a few of these that are not ceremonial. We want taxpayers to know you're not just paying me to kiss the babies and hug the senior citizens and give a key to the city. That's ceremonial. But Madam Attorney, would you just, as we discussed earlier today -- would you just kind of read --

**CITY ATTORNEY RYAN:** That's not what we discussed, Mr. Mayor.

**MAYOR MASTERS:** -- just what you know. We did discuss about some things that were not ceremonial.

**CITY ATTORNEY RYAN:** What we discussed is that we discussed that you would lay out your issues and I would confirm whether or not it was in the charter. However, and so I've brought the charter with me so I can do what you're asking me to do right now.

**MAYOR MASTERS:** But I'm -- what I'm asking you to do now is what I asked you to be prepared to do today. That's why I gave you FYI. I mean, that's what I thought. But go ahead.

**CITY ATTORNEY RYAN:** All right. Under section 9 of the -- of the charter it states that, "The mayor has the right to call special meetings." It says that, "Special meetings shall be called by the city clerk upon written request of the mayor or two persons of the city council." So the Mayor has the -- the right to call special meetings. Under Section 14 it states that, "The mayor is the person who signs all of the ordinances and that he will --" let's see, "The mayor and city clerk shall sign all ordinances and resolutions even though he or she be not present at the meeting at which they were adopted. Unless the mayor intended to veto an ordinance which he or she shall have the right to do, which veto must be entered into the record within five days of passage of the ordinance, otherwise the ordinance shall stand adopted and observation that the city council may override the veto of the mayor by four affirmative votes." So the -- the mayor, once he vetoes, only a super majority can change the veto.

Under section 15 which is titled Mayor, that's where the mayor gets most of his power. And as the Mayor stated it says that, "The mayor shall be recognized as head of the city government for all ceremonial purposes. By the courts for the purpose of serving civil process and by the governor of the state for military purposes. In time of public danger or emergency, he or she may, with the consent of the city council, take command of the police and maintain order and enforce the laws."

It also states that, "The mayor shall report to the city council all violations and neglect of duty of any official that may come to his or her knowledge. The mayor shall make such recommendations about the business and the general welfare of the city to the council as he or she deems advisable. The mayor can communicate from time to time to the council such information and make recommendations of the measures touching the public service as he or she may deem proper. The mayor shall have a voice at the city

council meetings but he or she shall vote only in the matter of the appointment of a council person in case of a tie vote of the city council when a vacancy exists." And finally, "The mayor shall have the power to suspend any officer or employee of the city except members of the city council for misconduct in office or neglect of duty but shall report his or her action in writing to the council with the reasons thereof at the next regular meeting of the city council for its approval or disapproval. And said officer or employee shall stand and remain suspended only upon the approval of the majority of the city council." And then the person would get their money back. And I think that's -- that's --

**MAYOR MASTERS:** I think so.

**CITY ATTORNEY RYAN:** -- that's pretty much it.

**MAYOR MASTERS:** But you had said something about signing ordinances and resolution but about signing checks. Did you mention that? 'Cause I know there's only two people that sign checks for the city and that's --

**CITY ATTORNEY RYAN:** I did not see that.

**MAYOR MASTERS:** -- that's the mayor and the finance director.

**CITY ATTORNEY RYAN:** Okay. That must be in the code of ordinances because I don't --

**MAYOR MASTERS:** Yes. Is that right, Mr. Sherman? Can you go to the mike, please? Let the people hear you out there in radio land why --

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** Yes, I -- I believe that --

**MAYOR MASTERS:** Who are the two people that signs for all checks for the City of Riviera Beach?

**DIRECTOR OF FINANCE & ADMINISTRATIVE SERVICES SHERMAN:** -- right. I believe that's in the code of ordinances, yes.

**MAYOR MASTERS:** Okay. Thank you, Mr. Sherman. Thank you, Madam Attorney. There was a gentleman here earlier who said that he had come to our office four years ago and didn't get the relief or whatever he needed done. Well, unfortunately, the Mayor is not Superman and I can't do everything. I only can do that that's within my own authority. So I wanted to be clear that there's certain things I don't have the authority to fix. But things that I can, I do the best I can to try to help residents when they come to our office. We have an open-door policy. You don't even have to make an appointment to come to our office. I'm -- I'm sure the chief of staff would like for you

to make an appointment. But if you're in the area and you walk in, we're going to -- we're going to help you or try to get you the help.

Now, as far as ex-offenders and jobs, there isn't anyone that I know of that's trying to do as much as we do in this city and -- and the Office of the Mayor as relates to helping ex-offenders. We have an ex-offender program and a very good one. It's called the Re-Entry Program. So ex-offenders out there in television land who's listening, if you just got released from prison, you can go to the building on MLK and Congress. We have a very good ex-offender program. We don't even call them ex-offenders anymore. The popular term around the country is returning citizens. The other thing is with the violence that we have experienced in our city over the past couple months, I go to bed every single night thinking about what can we do, what should we do, what -- what is it that we haven't done, what do we need to do.

I think that anybody have that answer, total answer, they would be a millionaire. So we keep trying and we keep doing. We don't stop doing. The three tools that I know about -- if you got another one, please let me know -- but prevention, diversion and treatment. We have reached out to the U.S. Justice Department in Washington and I've asked for some assistance. We've asked for help. We've asked for resources. And we are anticipating a very positive response. They do go from city to city when asked to come in and offer any kind of assistance. The other thing is for people who are looking for employment, the reason why that I personally got this app, because everywhere I go -- I -- I can be at a red light -- someone comes up -- the driver, I need a job. So now when they come up, I can say to them, Go to the app Mayor Masters. It's free. No spaces. And there's a jobs tab in our app. One will tell you -- they always ask, Well, what is the City hiring? If you go there, there's a City of Riviera Beach deal that will tell you the jobs that are available for the City.

It will also give you two other references. One is called Indeed. And I have personally been able to get people jobs through Indeed in that office. Please use it. Please use the other one, the Career Finders, I think. And then, of course, Workforce Alliance. And if you can't get a job with -- with any of those search engines, please come see me and I'll do all that I can to help you get a job in addition to the job fairs. You don't have to wait for the job fairs. Use the app and if you need any help getting a job or a letter of recommendation, please come in and let's talk about it. But I'm here to try to make a difference in this community by putting people back to work, by stopping the violence, starting the healing, saving the children and giving peace a chance. And remember, the best is yet to come. Thank you, Madam Chair.

**CHAIRPERSON DAVIS:** Mr. Thomas?

**COUNCILPERSON THOMAS:** Nothing.

**CHAIRPERSON DAVIS:** Miss Pardo?

**CHAIR PRO TEM PARDO:** Yeah, thank you, Madam Chair. I just have a couple of things. What was it, nine, 10, 11 months ago we had a lot of discussion about the FEMA flood maps. And we have all been working with the League, with the federal government. Our staff has been working on it. I know Peter Ringle sits on a couple of committees. And I just want to let the people who had an interest know that there will be four community meetings coming up next week. Two of the meetings are close by and our City Engineer Peter Ringle, will be at the meetings. The first meeting is September 9<sup>th</sup> at Palm Beach County headquarters at 2300 N. Jog Road, and that meeting is from 4 until 7 p.m. and then on September 11<sup>th</sup> from 4 until 7 at the Jupiter Community Center on 200 Military Trail.

Staff from the feds will be there, again, talking about the flood maps. And Peter Ringle will be there so if you have any questions, you know, our staff will -- will be there to help. And the last newsletter I sent out I told my residents on Singer Island, once they start coming back, we will have a meeting over on the Island with, you know -- at a minimum we'll have some of our staff there and we will have the maps and show you what the maps mean to you. And you know, it's very important that if you can't make it, someone from your condominium should be there and someone from your HOA should be at the meetings.

And let me just see what else. And then on a nice good note, the -- we finally have our new park bench in front of Station 4 -- Station 3 over on the Island. Bright red. You can't miss it. And you know, you could sit there at -- at sunset and watch the sun set. So it looks great. And I have to tell you guys, when I first ordered it or when I had asked the staff -- if you recall, all this -- we purchased it out of our Community Benefits money for District 4. And when I told staff I wanted to buy it, I -- I probably got four e-mails from different staff members saying, It's red. Do you -- are you sure you want red? It's like, It's going in front of the firehouse. Of course I want red. So anyway, to the staff that helped me, thank you very much. And to the residents, it's a great place to go at the end of the day --

**CITY ATTORNEY RYAN:** That's right.

**CHAIR PRO TEM PARDO:** -- and watch the sun set. That's all I have, Mad Tam Chair. Thank you.

**CHAIRPERSON DAVIS:** Okay. I saw it. It is pretty.

**CHAIR PRO TEM PARDO:** Thank you.

**CHAIRPERSON DAVIS:** Mr. Davis?

**COUNCILPERSON DAVIS:** Um, before I get started, Miss Pardo, you said the meeting was on February 9<sup>th</sup> downtown?

**CHAIR PRO TEM PARDO:** September 9<sup>th</sup>.

**COUNCILPERSON DAVIS:** September 9<sup>th</sup>. Oh, I thought you said --

**CHAIR PRO TEM PARDO:** From 4 until 7. But it's not downtown. It's the --

**CHAIRPERSON DAVIS:** Is it at the Vista Center?

**CHAIR PRO TEM PARDO:** Yeah, the Vista Center on Jog Road.

**CHAIRPERSON DAVIS:** The Vista Center.

**CHAIR PRO TEM PARDO:** Jog and Okeechobee.

**COUNCILPERSON DAVIS:** Oh, oh, Jog and Okeechobee. Uh-huh. Okay. Thank you.

**CHAIR PRO TEM PARDO:** You're welcome.

**COUNCILPERSON DAVIS:** And that time is what time?

**CHAIRPERSON DAVIS:** Four to 7.

**CHAIR PRO TEM PARDO:** Four to 7.

**COUNCILPERSON DAVIS:** Four to 7. Okay. Thank you so much. Just a few things. One thing I want to address is -- oh, yeah, the Neighbors United Coastal Cleanup. I want to definitely -- definitely invite Councilperson Guyton with me and the Mayor. That's your district. Our district and the Mayor's district. And we'd like to see you there if you can be there on August --

**COUNCILPERSON GUYTON:** You're the first that ever invited me.

**COUNCILPERSON DAVIS:** Well, you -- congratulations. You -- you -- you're invited. You're welcome. That's your district. You know, that's the Representative at Large. You know, I truly support everyone's district. And that will be Saturday. It will be -- I'm looking at the wrong calendar. September 20<sup>th</sup> at 8 to 12. So like -- like it was stated before, all the students at home, if you want to get the four hours of community service hours you'd be welcome to come out and have a good time. Food will be provided. All the staff and equipment will be provided to assist you. We'll have a very safe atmosphere. The police department has always been doing a great job for riding around the community to make sure that all our volunteers are being well-protected and secure with the staff riding around.

Another thing tonight, I want to thank all those residents of Riviera Beach who came out tonight and employees to come out and just listen to what's going on with the budget workshop. It's really good to see people start paying attention to your own community and getting involved. I know a lot of you didn't say anything because, you know, you're

just learning. But I'd like to encourage all our department heads to ask that all the staff come out and just get involved ahead of things on more of a positive note. Please, I hope that there's no -- microphone? I want to say (inaudible). I gotta say it. Hello?

**CITY ATTORNEY RYAN:** Uh-oh.

**COUNCILPERSON GUYTON:** (Inaudible).

**CHAIRPERSON DAVIS:** There you go.

**COUNCILPERSON DAVIS:** Hello?

**MAYOR MASTERS:** It's fine if you hit it first.

**COUNCILPERSON DAVIS:** Can you hear me fine?

**CHAIRPERSON DAVIS:** Speak.

**MAYOR MASTERS:** Lower your head.

**COUNCILPERSON DAVIS:** No.

**UNIDENTIFIED SPEAKER:** I want to make sure all my comments --

**CHAIRPERSON DAVIS:** Speak a little louder.

**COUNCILPERSON DAVIS:** I'm speaking loud. I'm not going to stop until I get a good sound on this microphone. Hello, hello? Walt? Check me in. All right. Thank you. I would like to definitely to get all departments -- just encourage your staff to come out and just sometime just stay for a brief moment and just start being -- understanding what the budgets require, because a lot of times we get in a lot of these negotiations. You see people, you meet them in the street and they complain about the budget, this and that. But if you ask them to quote what their budget in their department consists of, they can't tell you nothing sometimes. And sometimes they can, which is good. But when they do come out, I hope that we don't do no form of retaliation at any point. I just had to put that on the record. That's just the way I am. I shoot from the hip.

Let's be encouraged. Let's -- let's find this way to use this as a positive note to listen to our -- to our employees and to encourage them to do the right thing. And if they're doing the wrong thing, we have to help them do the right thing with the proper training. If they can't do that, then there's other necessary parameters that we must do on that end. (Inaudible).

One last thing before we go, my assistant, Miss Williams, please come to the podium. This is Miss Regina Williams. Please don't say anything. I just want you to stand there for a minute. I wanted the people at home to know who you are. As they see you come

out in the community, Miss Williams represents my -- my office, which is your office of the Riviera Beach. She's my legislative assistant. So please, when you see her say hello so you can put a name to the face. Also, we have -- what is it? On August 29<sup>th</sup> we had a -- we had a retreat here in the city at the Hilton, which was open to the public. At that time Chair Davis showed a major concern and stopped the meeting and asked my assistant to leave.

At that time I felt that it was a personal matter that should not have been brought to a public meeting. The Chair stated that she will lead this meeting and this meeting will not resume until Miss Williams is gone. Miss Williams stayed for a short while. It wasn't warranted that she be there so she was encouraged to leave. Me and her have been speaking over the last two weeks. She hasn't come into -- to the office much. I kind of kept her in the field for this week. I understand how you felt and what it felt like. You felt embarrassed for the way the situation was handled and totally disrespected. But I'm a firm believer that things can be handled the right way. I think, too, the residents of Riviera Beach, this board and specifically you, that Chair Davis need to give you a public apology and move forward on how we do business in the city. Because we were at a public meeting. You -- you was -- you had any right to be there just as well as anyone else. And I'm saying this in a very nonhostile manner to ask Chair Davis to apologize to you publicly and to this board and to the residents of Riviera Beach for asking you to leave that meeting.

**CHAIRPERSON DAVIS:** Okay. Mr. Guyton.

**COUNCILPERSON DAVIS:** I'm not done.

**CHAIRPERSON DAVIS:** Oh, you're not done?

**COUNCILPERSON DAVIS:** No, I'm not done.

**CHAIRPERSON DAVIS:** Okay.

**COUNCILPERSON DAVIS:** I -- I was -- I still got more. I'm just -- just stating for the record. It was a public meeting and I'm not asking in a hostile manner, Miss Davis. I'm just asking --

**CHAIRPERSON DAVIS:** I understand.

**COUNCILPERSON DAVIS:** -- you to settle things right. It was a public meeting and you asked her -- and you demanded that she leave. So you got an opportunity here to just do right and let this situation go away.

**CHAIRPERSON DAVIS:** Okay. And I'm going to get through the comments and I'm going to make my comments.

**COUNCILPERSON DAVIS:** Well, no. I'm just -- no, I'm not going to finish my comment until it get addressed. I'm going to stand right here.

**CHAIRPERSON DAVIS:** Well, I'm not going to address it right now.

**COUNCILPERSON DAVIS:** Well, I'm just gonna -- listen, you addressed it on that day back then.

**CHAIRPERSON DAVIS:** Then we're going to move on.

**COUNCILPERSON DAVIS:** No, we're not going to move on 'cause I'm not done.

**CHAIRPERSON DAVIS:** Yes, we -- okay.

**COUNCILPERSON DAVIS:** I'm not -- and -- no.

**CHAIRPERSON DAVIS:** Let me make my comments, then. And you can -- you're welcome to stay there if you'd like. First of all, a few months ago during the time that the Governor of this state came to Riviera Beach for approximately the fourth time, I, as the Chair of the City Council, was on stage with the Governor and Miss Pardo and several other people. And someone took a picture of me standing there with the Governor. And it is assumed -- I assumed that based on what was forwarded to me, Miss -- you're talking about your legislative assistant, Miss Williams, has some kind of marketing company who sent out this picture with the caption that Judy Davis was at a Governor Scott fundraiser, which could not have been further from the truth.

Now, you -- after I saw this e-mail, I did send an e-mail to Miss Williams telling her that as an employee of the City, she should be at least stating facts, not her interpretation. So I asked her to correct the situation, retract the statement to those parties that she had sent it to, and I got an e-mail from you, sir, who told me -- who stated in your e-mail if I have a problem with staff for whatever they do after hours, that I should contact you. And as I stated in the e-mail. The retraction -- the comments were totally inaccurate and if they were not corrected, that I would -- you left me no other alternative but to seek legal remedy. So you did retract it to the city attorney, the city manager and to council members. But you did not retract it to the persons that it had been sent out to. So I forwarded your retraction that you sent.

Now, as for the retreat, we have retreats all the time. And this retreat was -- the first day, the Friday was for the council members and the top administrative staff, which consisted of the city attorney, the city manager and the deputy manager and the economic development specialist, which is Mr. Troy Perry. When I arrived, I did not see Miss Williams there until she came to sit -- sit around the table. And I was very uncomfortable because, the way I felt was that my comments being what I saw in the e-mail -- my comments, I could not speak openly; that my comments were going to be put out there totally misconstrued so I did state with everybody in the room that I had an issue with it.

And if she was embarrassed, then there's nothing I can do about that. But I do not feel I owe an apology. But let me just go back and tell you exactly what happened. It was discussed for a short period of time and everybody left the room. And when Mr. Davis and his assistant returned, she sat down and I chose to leave. It wasn't I demanded anything. I chose to leave. And I was not coming back. And so I did get a call later on that stated that she had left so I did come back to the retreat. So there will not be an apology, no.

**COUNCILPERSON DAVIS:** Miss -- Attorney Ryan, I need your attention for a minute. Oh, we're going to -- we're going to track back all this since you want to -- I just wanted a very simple answer. But since she brought all this other stuff into it, I'm going to address everything. In that public meeting which is a public meeting, open for anyone to be to, regardless of how you felt as chair how you want that meeting conducted, anyone had the right to walk into that meeting, first of all. Also in that meeting, Miss Ryan, yes or no, did she not state that I want her to leave or I'm gone?

**CHAIRPERSON DAVIS:** No.

**COUNCILPERSON DAVIS:** I said Miss Ryan. Not you. Yes or no?

**CITY ATTORNEY RYAN:** I don't -- I'm going to be honest with you.

**COUNCILPERSON DAVIS:** Miss -- Miss Ryan.

**CITY ATTORNEY RYAN:** I don't recall.

**COUNCILPERSON DAVIS:** Well, I -- I'll get some statements from others to verify that 'cause I -- I will clarify -- listen, if you missed it, I'll make sure I get some statements from others that were in that meeting to -- to definitely verify that. No.

**CITY ATTORNEY RYAN:** What I recall is that Miss Davis made a comment. I'm not sure if that was the exact comment, and that immediately -- I mean, we were all taken aback. Immediately Councilperson Thomas asked the rest of us to leave so that the tree of you could have this discussion about whatever it is you all discussed, which I'm going to state for the record, was not business that was coming before the City Council. I made sure I made a point of saying that. So I -- I'm -- I'm being very, very honest. It was surprising that this happened.

**COUNCILPERSON DAVIS:** What part was surprising?

**CITY ATTORNEY RYAN:** So I can't -- well, that --

**COUNCILPERSON DAVIS:** The fact that you knew it was a public meeting and then she said she want her gone, correct? Did she not state that?

**CITY ATTORNEY RYAN:** It --

**COUNCILPERSON DAVIS:** Yes or no?

**CITY ATTORNEY RYAN:** -- she didn't state those exact words but you're asking for the gist. And I would say that was probably the gist of it.

**COUNCILPERSON DAVIS:** Thank you. That's -- that's --

**CITY ATTORNEY RYAN:** But I'm gonna -- let me -- let me --

**COUNCILPERSON DAVIS:** -- that's --

**CITY ATTORNEY RYAN:** Oh, it's -- okay. All right.

**COUNCILPERSON DAVIS:** -- thank you. You did all you had to do.

**CITY ATTORNEY RYAN:** All right.

**COUNCILPERSON DAVIS:** Okay. Now to go back to the Governor Scott thing. Here - here it is. Like I stated before, Governor Scott came in town. He's our governor. That -- at that event there was no state seal of the governor. You cannot tell me that was not potentially a campaign event. You were there. You had the right to be there. Anybody has the right to be there. That's the issue. I'm done with that. But the issue I just want to focus on is that we had a public meeting and you stated that you want her gone or you leave. And then when -- and then once you left and then you found out she came -- she -- she -- she left, then you came right back. Okay? So don't act like it wasn't -- it was a public meeting. Don't dance around it. You stated you want her gone or you're leaving. Now, if I gotta get others to -- to write a written -- a written statement, 'cause there were other people in that room. Now, don't -- don't make me go there to do that. But they heard what happened. They were sitting there watching it.

**CHAIR PRO TEM PARDO:** This is not good for --

**COUNCILPERSON DAVIS:** Okay? What happened -- and what was -- the total part what made it so out of control was --

**CHAIR PRO TEM PARDO:** -- (inaudible).

**COUNCILPERSON DAVIS:** -- at that time in that meeting someone in that meeting should say, You know what? Hey, this is a public -- other than me. Just say, It's public meeting. Anyone have the right to be there. Now, people want to move forward, but you can't keep doing what you want to do and think you can't get -- get held accountable for it. Now, I'm just asking Miss Williams -- I hope she stay here with the City. But there -- there's some rights you just can't do to people in public meetings. Now, you're talking about you -- you spoke with your attorney? Miss Ryan is not your attorney. She's a city attorney, so you can't get Miss Ryan involved with your personal business with regards to the Governor Scott thing.

**CHAIRPERSON DAVIS:** I never said that -- I -- I -- I have my --

**COUNCILPERSON DAVIS:** You did state it. You said, "No." But when you said that statement, immediately some e-mails came back and -- and it -- and you said -- you sent something to Pam Ryan so that -- that made me believe that you were talking to your attorney, because you cc'd -- and I saw Miss Ryan information on there. So was she representing you or was she representing the City at the time?

**CITY ATTORNEY RYAN:** Okay. I was copied --

**COUNCILPERSON DAVIS:** Who was your -- okay. Hold on. Hold on.

**CITY ATTORNEY RYAN:** -- I was copied on those e-mails.

**COUNCILPERSON DAVIS:** Who -- no, who was your attorney? Let's ask that question.

**CHAIRPERSON DAVIS:** I don't -- I don't have to disclose who my attorney --

**COUNCILPERSON DAVIS:** Well, you -- hold on. You -- you said it. Who's your attorney?

**CHAIRPERSON DAVIS:** I don't have to disclose that to you.

**COUNCILPERSON DAVIS:** If it's not Miss Ryan, who's your attorney?

**CHAIRPERSON DAVIS:** I don't have to disclose that to you.

**COUNCILPERSON DAVIS:** If it's not your -- if it's not -- if it's not Miss Ryan, who is your attorney?

**COUNCILPERSON THOMAS:** Madam Chair?

**COUNCILPERSON DAVIS:** And Miss Jones, I know you're hungry but I'm -- all I'm saying is I'm fixing to go ahead and let this issue -- I'm fixing to be done with it.

**COUNCILPERSON THOMAS:** Okay.

**COUNCILPERSON DAVIS:** I'm fixing to be done with it. But it was a public meeting and can't no one state that they did not hear her say that she must go. So if this is going to get pushed further later, then it -- it'll get dealt with. But I'm done with it for tonight.

**CHAIRPERSON DAVIS:** And I've -- I've made my comments as to what happened. Okay? So, you know, I -- and there's no apology coming from me.

**COUNCILPERSON DAVIS:** (Inaudible).

**CHAIRPERSON DAVIS:** Anyway, Mr. Guyton?

**COUNCILPERSON GUYTON:** Thank you, Madam Chair. I'll be brief and as usual I'll be direct. The election season is in full swing.

**CHAIRPERSON DAVIS:** Yes, it is.

**CHAIR PRO TEM PARDO:** Amen.

**COUNCILPERSON GUYTON:** And a lot that is going to be done and said can be directly attributed to whomever those people are supporting. So we need not try to pretend like a lot of this doesn't have election undercurrents. They do. That's just the reality of politics. And unfortunately, we'll probably be dealing with this election from now until March. And a lot that will be done will be because of the upcoming election. For -- let me just say something about our chair. Our chair has been a valuable member of this body here. A lot can be attributed to -- a lot of our progress can be attributed to her, Vice Chair Pardo and Councilman Thomas. Cedrick Thomas. They have worked to move this city forward in a very exemplary [sic] manner.

We're now the talk of not just this county but the talk of the -- the region, because of the work that they have put in. And now I have joined the council and I'm here just to be a contributing member to what they have already laid the foundation to. Nothing can be taken away from the progress that has been made, some of which is directly attributed - - attributable to Miss Judy Davis. So I don't want anybody to think that somehow I dislike this person or I dislike that person. When -- when Bruce talk, I -- I talk what I feel is truthful and what's on my heart. I don't mean to offend anybody and that doesn't mean that I dislike somebody if I disagree with their position.

**CHAIRPERSON DAVIS:** Huh?

**CHAIR PRO TEM PARDO:** There's (inaudible).

**COUNCILPERSON GUYTON:** Some people, if you disagree with their position you become their enemy.

**CHAIRPERSON DAVIS:** I know that.

**COUNCILPERSON GUYTON:** That's fine. That's fine. They can handle their business however they want to handle it. And that is not directed at anybody in particular.

**CHAIR PRO TEM PARDO:** (Inaudible).

**COUNCILPERSON GUYTON:** But to use the dais to advocate election positions, you know, I guess, you know, it is what it is. My next issue is the -- the Mayor brought up

the position duties. And that has been a discussion in our community for years about the -- the position of mayor and the duties. I agree with the Mayor that it's time to enhance the authority of that position. Too often we don't talk about position. We talk about people. Who's in a position and what they're doing. That's not how you structure government. We are here by the goodwill of the people allowing us to be here. It's not about us. I don't sit here and say that this is my seat. This is not my seat. This is the people's seat. And as we move forward, all of us need to understand that neither of us own a seat. The mayor position has been one that has not, in my opinion, gotten the respect that it should.

If you go in any other community, the mayor position has a vote. It's high time now that in our community that that position get the respect that it is warranted and deserving of. There have been a few people that have come to the mike here recently. But this is not a new issue. And they have talked about how can we enhance the mayor's position. One, we give it a vote. Two, this title ceremonial whether it's accurate or not need to be removed. And three, that position is accountable. When I say accountable, on every issue that position need to be able to raise their hand and be accountable for -- for a position on that issue.

No selective commenting or not voting on an issue if it's too controversial. If we're going to give the mayor's position the authority, that position needs to be accountable like all of us are. We can't pick and choose what we want to vote on or can't vote on. And I'm not talking about people. I'm talking about position, now. That position can select what issues they want to speak on or what issue that position want to take a position on. We can't do that. So I agree that it's time to enhance the mayor's position. The suggestion has been made that instead of increasing this board, because it would need an odd number, it was suggested that we merge two positions.

It does not have to be the at-large or -- and the mayor. It can be any position. I'll volunteer my position to merge with, if that's the desire of this community. The community will make that decision. But one, some of the benefits. The mayor would then -- that position would then have a vote. There's no more ceremonial vote, because as a matter of fact, I know of no other city that has a ceremonial mayor. We have had it for almost a hundred years. When are we going to realize that, you know, that -- that structure is antiquated? The two, it would save the -- the taxpayers of this community close to \$100,000 a year. In 10 years this community can save a million dollars just by merging positions.

We need not to start talking about people and who are in the positions and -- because none of us are going to be here forever. It's about what is good for the community.

**UNIDENTIFIED SPEAKER:** Yes.

**COUNCILPERSON GUYTON:** That would never, ever be discussed with some people because it's going to be about people. I'm about good structured government. I've said

it many times. I don't want to stay here a long time. I don't want to be elected a long time. I'm not trying to preserve a seat for me. I -- that -- that -- what is best for our community is what needs to be discussed. Also what needs to be discussed, that if there is a leader that is opposing this, you know, this is going to be a benefit to the taxpayers. And the question need to be asked, Do you pay taxes in our city? That will give you a appreciation for the savings that will be derived should this move happens.

We can't decide this on this dais. It would have to be decided by the people. And I think it's high time that we at least ask the people, Do you want to change your antiquated form of government and give the position of mayor the authority that it's deserving of? I think that that question needs to go to the people. I'm not suggesting when. That needs to be decided among the elected officials and the people in the community. But I'm not going to shy away from the issue like people not talking about it out there now. They are talking about it. And for the record, I support the move because it would increase our efficiency up here. Not just with saving of dollars, but with saving of time. Because when you have six people talking as opposed to five, then we have to allocate more time for that sixth person. So we need to look at can we run our government more efficiently by restructuring our political apparatus. And it's my position that we can save money, give the mayor position the authority and keep personalities out of it. Who's trying to take this position or I'm going to have to run against this one and -- that's not -- we serve the people. It's not about us. So I think that we should, in the very near future, address whether we want to take that issue to the people.

The last thing that I want to say tonight is that my heart goes out to those American journalists --

**CITY ATTORNEY RYAN:** Uh-huh.

**COUNCILPERSON GUYTON:** -- who have been beheaded. Like most people, I follow the national/international news. And to see the mothers and families of these people -- and I personally do not know them but it does -- has a strong emotional impact when I see an American disrespected like that. But one thing that I have confidence in that -- like bin Laden, America would not rest until those who have committed those atrocities are caught and brought to justice. But the last one that was beheaded was from Florida.

**CITY ATTORNEY RYAN:** Uh-huh.

**CHAIR PRO TEM PARDO:** Uh-huh.

**COUNCILPERSON GUYTON:** And it is -- it's just -- I don't know. We are so fortunate in America to have the opportunity. People complain about us going back and forth with our opinion. A lot of people don't have that privilege. And some of our people in America go to other countries to do good deeds and they end up unfortunately getting things like beheaded and just, you know, treated very disrespectfully. And being a born and raised American, it -- it impacts me. And we talk about whether we'll put on --yeah,

I'll put on my jump boots and my fatigues again and go back and fight for this country any day at my age. On that, Madam Chair, I'm done.

**CHAIR PRO TEM PARDO:** Ditto.

**MAYOR MASTERS:** Madam Chair?

**CHAIRPERSON DAVIS:** Can I make my comments, Mr. Mayor?

**MAYOR MASTERS:** Oh, I'm sorry.

**CHAIRPERSON DAVIS:** Okay.

**MAYOR MASTERS:** I thought you had.

**CHAIRPERSON DAVIS:** You know, I'm -- I'm going to go back just for a brief minute to the retreat. My colleague, Mr. Davis, shared some -- some of his hurts about past elections. And he also stated that I was going to "pay for all actions" and I would "get everything that was coming" to me. "So deal with it." Those were his words. I've been dealing with life for just shy of 60 years. And I'm going to continue to do so as long as the good Lord gives me strength to do it. So whatever comes, whether he -- you know, his actions are working to get me out of office, fine. The voters will decide. And I respect the voters for whatever they decide to do. So I'm not -- I'm not worried about March 10<sup>th</sup>. It is going to be whatever it's going to be. But for now Judy Davis is going to stay focused on the business of the City.

And as I shared with him, also, I have been hurt. But what I do is I tuck my -- my little hurt somewhere in there, and when I come to City Council meetings, I'm ready to conduct the business. Simple as that. And, you know, I treat everybody -- I -- cordially. But there are some things that are crossing the line for me. So I -- I'm done with it, too. Mayor Masters?

**MAYOR MASTERS:** I -- I don't want to go back and forth with Mr. Guyton on -- on the - - on this thing about the -- the mayor -- the whole thing about the mayor. Is my microphone on? Terence mike -- look like his was turned off. Is mine on?

**CITY ATTORNEY RYAN:** I -- I'm sorry, Mayor. Can I interrupt while you're doing that? Mr. Thomas, before you leave, I forgot. My assistant just sent me a text message. I forgot to announce a closed executive session. I need to announce this on the record. We checked with everyone's calendar and it's going to be held at September 9<sup>th</sup> at 5:30. I want to make sure everybody can attend. And it's in the case of Rita Desoto -- or Rita Soto versus City of Riviera Beach. Attending will be the City Council and Special Counsel Lonnie Olds and Victoria Olds. So I needed to make that -- that announcement on the record.

**COUNCILPERSON THOMAS:** Okay. That's fine.

**CITY ATTORNEY RYAN:** Is that okay? Okay. Great.

**COUNCILPERSON THOMAS:** Yeah, that's fine with me. But it's 10:00.

**CITY ATTORNEY RYAN:** Thank you.

**COUNCILPERSON THOMAS:** Our rules say that we're supposed to be done.

**CHAIRPERSON DAVIS:** Yeah.

**CITY MANAGER JONES:** The rules say you're supposed (inaudible).

**COUNCILPERSON THOMAS:** So I'm -- I'm done.

**MAYOR MASTERS:** Well, Madam Chair, thank you for allowing me to speak --

**CHAIRPERSON DAVIS:** I'm sorry, Mr. Mayor.

**MAYOR MASTERS:** -- but if anybody believes Mr. Guyton, they ought to believe Ray Charles ain't in the grave.

**CHAIRPERSON DAVIS:** Mr. Mayor. Okay.

**MAYOR MASTERS:** Go ahead.

**CHAIRPERSON DAVIS:** All right. So is there a motion for adjournment?

**ADJOURNMENT**

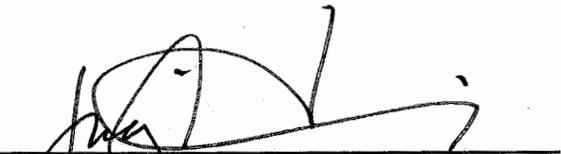
**CHAIR PRO TEM PARDO:** So moved.

**COUNCILPERSON GUYTON:** So moved.

(CONCLUSION OF MEETING)

APPROVED:

  
THOMAS A. MASTERS  
MAYOR

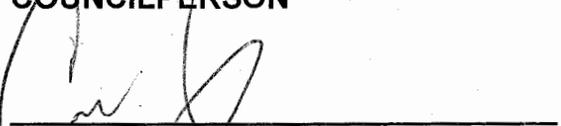
  
JUDY L. DAVIS  
CHAIRPERSON

ATTEST:

  
CARRIE E. WARD  
MASTER MUNICIPAL CLERK  
CITY CLERK

  
DAWN S. PARDO  
CHAIR PRO TEM

  
BRUCE A. GUYTON  
COUNCILPERSON

  
CEDRICK A. THOMAS  
COUNCILPERSON

  
TERENCE D. DAVIS  
COUNCILPERSON

MOTIONED BY: D. PARDO

SECONDED BY: C. THOMAS

B. GUYTON	<u>Absent</u>
J. DAVIS	<u>Absent</u>
C. THOMAS	<u>Absent</u>
D. PARDO	<u>Absent</u>
T. DAVIS	<u>Absent</u>

DATE APPROVED: 10/15/2014