

**CITY OF RIVIERA BEACH
PALM BEACH COUNTY, FLORIDA
CITY COUNCIL WORKSHOP MINUTES
SEPTEMBER 15, 2009, 7:00 P.M.
MUNICIPAL COMPLEX CITY COUNCIL CHAMBERS**

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

CHAIRPERSON PARDO: Okay. Welcome, everyone, to the City of Riviera Beach workshop. I'd like to ask the clerk to do roll call, please?

DEPUTY CITY CLERK ANTHONY: Mayor Thomas Masters?

MAYOR MASTERS: Present.

DEPUTY CITY CLERK ANTHONY: Chairperson Dawn Pardo?

CHAIRPERSON PARDO: Present.

DEPUTY CITY CLERK ANTHONY: Chair Pro Tem Judy Davis?

CHAIRPERSON PRO TEM DAVIS: Here.

DEPUTY CITY CLERK ANTHONY: Councilperson Cedrick Thomas? Councilperson Billie Brooks?

CHAIRPERSON PARDO: He's coming.

COUNCILPERSON BROOKS: Here.

DEPUTY CITY CLERK ANTHONY: Councilperson Shelby Lowe.

COUNCILPERSON LOWE: Here.

DEPUTY CITY CLERK ANTHONY: City Manager Ruth Jones?

CITY MANAGER JONES: Present.

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

CITY ATTORNEY RYAN: Present.

CHAIRPERSON PARDO: Okay. Thank you. We have a quorum. I'd like to invite everyone to stand for a moment of silence followed by the pledge led by Councilman Lowe.

COUNCILPERSON LOWE: (Everyone stood for a Moment of Silence with the Pledge of Allegiance being led by Councilperson Lowe.)

CHAIRPERSON PARDO: Okay. Thank you. Okay. I called this workshop so the Council, together, can decide how we would like to move forward with filling the vacancy of the District 3 seat which will occur on the 22nd of September. You know, I was thinking back to the time when David Schneier [phonetic] resigned from the District 4 seat. I guess that was five or six years ago. And at the time -- and Miss Davis was on the Board then. But at the time they had just asked residents if anyone had an interest to let the Council know. And at the time I had an interest in the seat, and also Judge Rogers. And as everyone knows, they -- they appointed Judge Rogers to the seat. And it was done at a City Council meeting and that's it. There was really no interview of any of us.

I remember calling the Council and telling them that I had an interest, and I may have wrote a letter, also. I don't recall. So I'd just like to know. I think it's important that, you know, this Council decide how they would like to move forward with it. Would we like to do the same thing, just put it on the agenda and everyone make their pick, or you know, and we'll just discuss it.

COUNCILPERSON BROOKS: Madam Chair, giving it some thought and what -- what I would like to suggest that we give serious thought is to for all of the applicants who took the time to submit their application, that we allow time for interview -- interviews allowing each of the applicants to make a statement, two minutes, three minutes, whatever, expressing why they desire to serve on the Council and that we be given an opportunity to -- to interview, ask some questions, or we can decide how many questions that we want to ask them. And perhaps even open it up so that the public could write questions, maybe a few questions, and then have someone read the questions, and then we could vote, rank, as we did when we were making the selection for the City Council -- or for the City Manager. We could rank our choice, first and second. That's just one suggestion that I'm offering.

CHAIRPERSON PARDO: Okay. Mr. Lowe?

COUNCILPERSON LOWE: Yes. I just wanted -- just wanted to point out the -- the way that this scenario differs from the Schneier case was that the -- the -- Mr. Schneier resigned and didn't express any desire to come back.

CHAIRPERSON PARDO: Correct.

COUNCILPERSON LOWE: So, you know, what -- what differs here is that the member is still on the Board and right now he has a chance to decide which way the interview process is going to go. But you know, I'm just looking for some guidance in terms of some -- because we need to set in a procedure. There's no language that speaks to what we're doing right now. It just requires us to appoint someone to the position.

COUNCILPERSON BROOKS: And I would add to that –

COUNCILPERSON LOWE: So whatever -- you know, whatever way we decide to come up with today, you know, it's -- it's fine with me, but you know, to parallel this situation with the Schneier incident, there's some -- there's some major differences in this case and the one that I mentioned that stands out the most is that the applicant is -- one of the applicants is here on the Board.

CHAIRPERSON PARDO: Correct.

COUNCILPERSON BROOKS: Madam Chair, and I would say we'd exclude him from voting on this, since he has a vested interest.

COUNCILPERSON: I don't have a problem with that.

COUNCILPERSON BROOKS: Even if you did.

CHAIRPERSON PRO TEM DAVIS: Madam Chair?

CHAIRPERSON PARDO: Miss Davis?

CHAIRPERSON PRO TEM DAVIS: I have -- I would propose that whatever we do, decide to do, that the meeting be held after the 22nd, and also, I don't see the purpose of -- of having a meeting, you know, to have folks come before us or whatever. I think that each Council member should be -- you know, if they want to interview the candidates on their own, they should -- they should do that, but if we're going -- we have to do this in -- in a public meeting. And my suggestion would be that we just write our votes down and be done with it and appoint somebody.

CHAIRPERSON PARDO: I'll tell you, I feel the same way. I have spoken to several of the candidates and you know, I've asked some questions and I do have a couple coming in next week to sit down and talk to me about it. You know, I –

COUNCILPERSON BROOKS: Madam Chair, I just don't want to deny the -- our citizens the opportunity to hear the voices of those who are desirous of serving in -- in -- on the City and I just see it as a more democratic way of doing it.

COUNCILPERSON LOWE: You know, I understand your philosophy, Councilwoman.

COUNCILPERSON BROOKS: Uh-huh.

COUNCILPERSON LOWE: And it seems like the Charter is saying it's our decision.

CHAIRPERSON PARDO: Right.

COUNCILPERSON BROOKS: It is.

COUNCILPERSON LOWE: And then the citizens will make their decision in March, but at this point in time it is our decision. So at the end of the day, in doing our due diligence, each one of us are responsible for personally interviewing those candidates and making a decision. And it stops at -- it stops at that point. If we do anything extra, that's just icing on the cake. But you know, clearly the way I'm interpreting the Charter is it's our decision and that's where it stops.

MAYOR MASTERS: Madam -- Madam Chair?

CHAIRPERSON PARDO: Yes, Mayor?

MAYOR MASTERS: A couple of points I would like to -- for the -- my fellow colleagues to consider. The original intent of the Constitution, which in this case would be the original intent of the Charter, I think that as I interpret and read the Charter, that the original intent of the Charter is that the third vote would be -- or the third person, meaning the -- the Mayor would break the tie, giving the three votes, and not the two votes.

I think that's what the original intent of the Charter. And the reason why I say that is because in this city it always takes three votes for anything; to appoint someone to a board; it takes three votes, a minimum of three votes. It takes three votes to make a law in this City, and I think it should take three to make a lawmaker. Thank you.

CHAIRPERSON PARDO: Thank you, Mayor. Miss Ryan?

MAYOR MASTERS: Meaning that the Mayor would break the tie and be the third vote.

CHAIRPERSON PARDO: Right. I understand. Miss Ryan? Do you have an opinion on that? Does it have to be a three one?

CITY ATTORNEY RYAN: No, I don't think it has -- I don't think it has to be, according to the Charter. The Charter is not --

COUNCILPERSON: It says a majority.

CITY ATTORNEY RYAN: It doesn't give --

CHAIRPERSON PARDO: Right, majority.

CITY ATTORNEY RYAN: -- those kinds of details. I think that if you all each nominated one person each there would be a four-way tie.

CHAIRPERSON PARDO: Uh-huh.

CITY ATTORNEY RYAN: And the Mayor could break that vote, as well. So I think it would just be best if the Council could come up with its -- its own strategy for it. And if

you want it to be a majority, you can make that your rule, that it -- that it's gonna take three votes. You have to have at least two council members and the Mayor breaking the tie before you will have a selection. That's what the Mayor wants you to do.

CHAIRPERSON PRO TEM DAVIS: Oh, but what -- I think what he's also considering is, if there are four people sitting here and the Mayor, and the vote is three council members, three-one, then that's a --

CHAIRPERSON PARDO: Oh, of course.

CHAIRPERSON PRO TEM DAVIS: -- that's -- that's a --

COUNCILPERSON BROOKS: An obvious majority.

CHAIRPERSON PRO TEM DAVIS: -- an obvious majority.

CHAIRPERSON PARDO: Yes.

CHAIRPERSON PRO TEM DAVIS: But if the vote is two-one-and one, is that considered a majority vote? So because the Charter only addresses a two-two tie --

CHAIRPERSON PARDO: Right.

CHAIRPERSON PRO TEM DAVIS: -- is when the Mayor would have to --

CHAIRPERSON PARDO: Right.

CHAIRPERSON PRO TEM DAVIS: -- break the tie. So you know --

COUNCILPERSON LOWE: Does it say two-two?

CHAIRPERSON PARDO: It -- majority.

CHAIRPERSON PRO TEM DAVIS: Yes, it says two-two, in the -- in the -- in the case of a tie, because one person is absent --

MAYOR MASTERS: And that's why --

CHAIRPERSON PRO TEM DAVIS: -- that the Mayor would have to break the tie.

MAYOR MASTERS: And that's why I prefaced my comments with the original --

CHAIRPERSON PRO TEM DAVIS: I understand.

MAYOR MASTERS: -- the original intent --

CHAIRPERSON PRO TEM DAVIS: Uh-huh.

MAYOR MASTERS: -- of the -- of the Charter based upon that two-two, was to --

CHAIRPERSON PRO TEM DAVIS: Right.

MAYOR MASTERS: -- get the third vote. And if that had to have been from the Mayor, that would be the case. That's my interpretation of the original intent, which means it may not say it expressedly [sic] but then you go back to the original intent. And it's consistent with -- with everything we do in this city, making laws, appointing people, it takes three votes. That's my point, and I rest my case.

COUNCILPERSON LOWE: Madam Chair?

CHAIRPERSON PARDO: Yes, Mr. Lowe?

COUNCILPERSON LOWE: Well, if we look at the vote itself, I'm -- I'm seeing a two-one-one as the vote being locked up. No?

CITY ATTORNEY RYAN: But according to the Charter, it doesn't -- that is a majority of the people who are sitting up here.

COUNCILPERSON LOWE: Oh, you're saying that --

CITY ATTORNEY RYAN: You see what I'm saying?

COUNCILPERSON LOWE: -- that the two would be --

CHAIRPERSON PARDO: Right.

COUNCILPERSON LOWE: -- the majority --

CITY ATTORNEY RYAN: Yes.

CHAIRPERSON PARDO: Yes.

COUNCILPERSON LOWE: -- as opposed to the --

CHAIRPERSON PARDO: Yeah.

MAYOR MASTERS: Which would be half of the Board.

COUNCILPERSON LOWE: But our language considers a majority as three votes. That's -- that's in the --

CITY ATTORNEY RYAN: That's the assumed language.

MAYOR MASTERS: And that's my point.

COUNCILPERSON LOWE: No, that's in the -- that's in the Charter.

CITY ATTORNEY RYAN: It simply says a majority.

CHAIRPERSON PARDO: Right, but also in the Charter, when they speak of the majority, it's always the five councilperson.

CITY ATTORNEY RYAN: Yeah, uh-huh.

COUNCILPERSON LOWE: Okay. Yeah.

CHAIRPERSON PARDO: So in this instance --

COUNCILPERSON LOWE: Four out --

CHAIRPERSON PARDO: -- it's only four and that's --

COUNCILPERSON LOWE: -- majority out of --

CHAIRPERSON PARDO: -- why they're saying "majority"

MAYOR MASTERS: Or the Mayor acts as a councilperson in this way, if it's a tie.

CHAIRPERSON PARDO: Only -- right. Only --

MAYOR MASTERS: Only -- only at a tie.

CHAIRPERSON PARDO: -- if there's a tie.

MAYOR MASTERS: He's given that -- that legislative vote in case of a tie, which is (inaudible).

COUNCILPERSON LOWE: Yeah, with four sitting members, two would be the majority.

CHAIRPERSON PARDO: Correct.

COUNCILPERSON LOWE: On a two-one-one.

COUNCILPERSON BROOKS: So we want to agree to that, then? Is that the first step here, and then we need to know how we're gonna get down to the applicants.

CHAIRPERSON PRO TEM DAVIS: Or do we want to agree that it -- that the -- the person appointed is going to be a three-one vote?

CHAIRPERSON PARDO: Oh –

CHAIRPERSON PRO TEM DAVIS: You know, I'm -- that's what I'm asking the Council. I don't know.

COUNCILPERSON LOWE: No.

COUNCILPERSON: How -- how do you mean the person?

CHAIRPERSON PARDO: No, I'm fine with the majority –

COUNCILPERSON LOWE: If you follow -- if you follow that philosophy –

CHAIRPERSON PRO TEM DAVIS: Uh-huh.

CHAIRPERSON PARDO: Right.

COUNCILPERSON LOWE: -- the Council is going to be vacant, and the Council -- it will be vacant by one, but the majority will be –

CHAIRPERSON PRO TEM DAVIS: Is going to be two.

COUNCILPERSON LOWE: -- two.

CHAIRPERSON PRO TEM DAVIS: I just -- that's what I'm -- I'm just making sure I've got (inaudible) right.

COUNCILPERSON LOWE: And the -- and the Mayor comes in only when there's a two-two issue.

CHAIRPERSON PARDO: Two-two.

COUNCILPERSON LOWE: To break the tie.

CHAIRPERSON PRO TEM DAVIS: Okay.

CHAIRPERSON PARDO: Uh-huh.

COUNCILPERSON BROOKS: Let me establish what we're doing here. Step one, we're gonna do this after September 22nd, first of all.

CHAIRPERSON PARDO: Correct.

COUNCILPERSON BROOKS: Correct? Okay. I'm just following, getting a clear understanding. Now, the other is the part -- then we're looking at a majority number would be two out of the four.

CHAIRPERSON PARDO: Correct.

COUNCILPERSON BROOKS: Okay. Now, down to the applicants. What about the selection process there for us to vote on? Are we going to rank our choices? One, two of the seven that would be our preference, and then see how the vote goes between those two names? That's pretty much what we did with the City Manager.

CHAIRPERSON PRO TEM DAVIS: Why can't we just write down our name?

CHAIRPERSON PARDO: Yeah, I think that something –

COUNCILPERSON BROOKS: Or you could write down your choice, write –

CHAIRPERSON PARDO: Write down your choice and then we'll -- we'll take it from there.

COUNCILPERSON BROOKS: Okay. And that would be for round one –

CHAIRPERSON PARDO: And see if we have a majority.

COUNCILPERSON BROOKS: -- and see how it turns out.

CHAIRPERSON PARDO: Right.

COUNCILPERSON BROOKS: Okay.

MAYOR MASTERS: Madam -- Madam chair?

CHAIRPERSON PARDO: Yes, Mr. Mayor.

MAYOR MASTERS: Two questions on that. One is, if it's, just briefly, if it's one-one-one-one, then that means –

COUNCILPERSON LOWE: We got a problem.

CHAIRPERSON PRO TEM DAVIS: Yeah, we got a problem. We got to do it all over again.

MAYOR MASTERS: Yeah, well, hold on. Hold on, now. If it's one-one-one-one, you got a tie. Does that mean that the Mayor breaks the tie and becomes the second vote? That is –

COUNCILPERSON BROOKS: That certainly would be a tie. You're right.

CHAIRPERSON PRO TEM DAVIS: That's right.

MAYOR MASTERS: Oh, okay. I'm just asking. I'm just –

COUNCILPERSON BROOKS: Let's establish that.

MAYOR MASTERS: I'm just asking the –

COUNCILPERSON BROOKS: (inaudible) writing it down.

CHAIRPERSON PRO TEM DAVIS: That's right.

MAYOR MASTERS: I'm just asking the question.

COUNCILPERSON BROOKS: That would be a tie.

MAYOR MASTERS: If we go to any kind of ranking system as we went with to select our City Manager, and I guess this question would be to the City Attorney, would that be, uh, consistent with the Charter? Because I don't -- my understanding of going to the ranking system, you would never have a situation that there would be a tie.

COUNCILPERSON LOWE: Well, the problem is –

COUNCILPERSON BROOKS: Somebody would win.

COUNCILPERSON LOWE: -- that –

MAYOR MASTERS: Which means you would eliminate -- I mean, then what's the purpose of having it in the Charter? If you go to another system that you wouldn't get a tie, with the ranking system. That's what I don't know. And that's a legal question I'm asking.

COUNCILPERSON LOWE: Well, it's not in the charter.

MAYOR MASTERS: Well, the rank system, then, but –

COUNCILPERSON LOWE: The system isn't, you know.

CHAIRPERSON PRO TEM DAVIS: We're deciding. Like –

COUNCILPERSON BROOKS: We're deciding.

CHAIRPERSON PRO TEM DAVIS: The Council is deciding. We have the authority to decide that.

MAYOR MASTERS: Well, I'm asking a legal -- would it be -- would that be a problem? Because you have in the charter it says in case of a tie, two-two -- whatever it says, the

Mayor breaks it. But if you have a ranking system, then that kinda kicks that out because there would never be a tie. If you put that –

COUNCILPERSON LOWE: And then we wouldn't need you, then, Mayor.

MAYOR MASTERS: Right. But I'm needed sometimes.

CHAIRPERSON PARDO: Yes, you are, Mayor.

MAYOR MASTERS: I'm asking the City Attorney to answer that.

CITY ATTORNEY RYAN: I don't really -- if you do a ranking system you may have two people who are ranked one and two people who are ranked two. So the two people who are ranked one –

CHAIRPERSON PRO TEM DAVIS: He would have to break the tie.

COUNCILPERSON BROOKS: He'd have to (inaudible) for him (inaudible).

CITY ATTORNEY RYAN: If that's what you all are agreeing, too, because you're gonna -- if you do -- if you do a ranking, are you doing a one-time ranking or is it your intention to keep going back until you have a selection?

COUNCILPERSON BROOKS: That's to be decided.

CHAIRPERSON PRO TEM DAVIS: And that's -- that's a good -- that's a good question.

COUNCILPERSON LOWE: Yeah, well, that's to be decided now.

CHAIRPERSON PRO TEM DAVIS: That's a very good question.

MAYOR MASTERS: That's why I raised it.

COUNCILPERSON BROOKS: Well, and that's, you know –

CHAIRPERSON PRO TEM DAVIS: Uh-huh.

CITY ATTORNEY RYAN: You can't -- I don't believe that you can make a system so that the Mayor's ability is taken out of the scenario.

COUNCILPERSON LOWE: Right. Because he has the ability.

CITY ATTORNEY RYAN: He does have that ability and that authority, and so to the extent that you would have successive rankings –

CHAIRPERSON PRO TEM DAVIS: Yeah, I think that should (inaudible).

CITY ATTORNEY RYAN: -- I would say that that would be a violation --

COUNCILPERSON BROOKS: Okay. Well, I'm trying.

CITY ATTORNEY RYAN: -- of the spirit of what the Charter wants.

CHAIRPERSON PRO TEM DAVIS: Okay.

COUNCILPERSON LOWE: So everybody makes a pick.

CHAIRPERSON PRO TEM DAVIS: And it's, everybody agreed, one time around? Is that what you're saying?

MAYOR MASTERS: And then if it doesn't get a majority, you keep doing it till you get a majority. Right?

COUNCILPERSON LOWE: Yeah, I guess we just have to follow out --

CHAIRPERSON PARDO: Well, (inaudible) one-time ranking.

COUNCILPERSON LOWE: -- you know, how it comes out. You know, if it comes out two-one-one, then the two is the majority. If it comes out three-one, then that's obvious. One-one-one, then the Mayor kicks in, or two-two, the Mayor --

CITY ATTORNEY RYAN: Or two-two.

COUNCILPERSON LOWE: -- kicks in.

COUNCILPERSON BROOKS: But you're saying that the ranking would not ever have that tie breaking situation?

MAYOR MASTERS: The way I see it. I don't -- That's what --

CHAIRPERSON PARDO: No, it would.

COUNCILPERSON BROOKS: It could. It definitely could. I mean, anything is possible with your ranking.

CHAIRPERSON PARDO: Right.

COUNCILPERSON BROOKS: I mean, anything is possible. So you would not be denied --

MAYOR MASTERS: The attorney has ruled that it would be un-chartered, unconstitutional. It would not be legal.

COUNCILPERSON BROOKS: If it were a system that denied you your right to break the tie. It would not deny you that right, because it could have.

MAYOR MASTERS: She said the ranking system would.

COUNCILPERSON BROOKS: It would?

CITY ATTORNEY RYAN: No, I said a successive ranking system, where you all just kept –

COUNCILPERSON BROOKS: Kept doing it.

CITY ATTORNEY RYAN: Right.

COUNCILPERSON BROOKS: No. If we only did it –

CITY ATTORNEY RYAN: One time.

COUNCILPERSON BROOKS: -- one round –

CITY ATTORNEY RYAN: Right. One time is okay.

COUNCILPERSON BROOKS: Yeah.

MAYOR MASTERS: Okay.

COUNCILPERSON BROOKS: So we could do it one round.

MAYOR MASTERS: Okay.

CHAIRPERSON PARDO: Agreed. Everyone good with that?

COUNCILPERSON LOWE: So then the ballot would look like a six-member ballot, and you would rank –

COUNCILPERSON: There's one name on there –

COUNCILPERSON LOWE: No, no, no, no.

COUNCILPERSON: -- that's not (inaudible).

COUNCILPERSON BROOKS: That's not (inaudible).

COUNCILPERSON LOWE: I'm saying if you're saying ranking, it would be -- I'm just describing what we would see. A sheet of paper with six names on it, and you rank them one through six.

CHAIRPERSON PRO TEM DAVIS: And one being your –

COUNCILPERSON BROOKS: No, just first –

CHAIRPERSON PRO TEM DAVIS: -- first choice.

COUNCILPERSON BROOKS: -- and second. You only gonna have to make two choices. Your first choice and your second choice is what I'm looking at.

COUNCILPERSON LOWE: Okay. That's -- that's –

COUNCILPERSON BROOKS: Yeah.

COUNCILPERSON LOWE: -- all I'm trying –

COUNCILPERSON BROOKS: My first choice –

COUNCILPERSON LOWE: -- to figure out.

COUNCILPERSON BROOKS: -- and second choice, and that's it. Yeah, uh-huh.

COUNCILPERSON LOWE: You only get two choices.

COUNCILPERSON BROOKS: Well, you got -- you got two out of six. Now, we're -- my –

COUNCILPERSON LOWE: Just trying to establish the rules. That's all.

COUNCILPERSON BROOKS: Yeah. There's six applicants, and I would -- I'm just suggesting that we rank our preference, my first choice and my second choice.

CHAIRPERSON PRO TEM DAVIS: Miss Claudene, you getting all this?

DEPUTY CITY CLERK ANTHONY: I don't see how that was gonna work.

CHAIRPERSON PRO TEM DAVIS: Because I guess the Clerk is gonna –

MAYOR MASTERS: Excuse me? That –

CHAIRPERSON PRO TEM DAVIS: -- set it up.

CHAIRPERSON PRO TEM DAVIS: Huh?

MAYOR MASTERS: Well, say it. Then get over –

COUNCILPERSON: Is there a tape going?

COUNCILPERSON BROOKS: Yeah.

MAYOR MASTERS: Was it a -- so basically what I'm hearing --

DEPUTY CITY CLERK ANTHONY: (inaudible) whatever the City Council desires.

MAYOR MASTERS: Madam Chair, based on what I'm hearing is that as far as the voting system, if there's -- it can be two-one-one, the two becomes the the -- the council person, or if it's one-one-one-one, the Mayor breaks the tie.

CHAIRPERSON PARDO: You get to --

MAYOR MASTERS: That's -- that's what I'm hearing, rather -- and so you all accepted that rather than to accept the three. And I just want to be clear on that. Okay. I'm fine.

COUNCILPERSON LOWE: What does Robert's Rules say?

CITY ATTORNEY RYAN: Yeah. Madam Chair, I have a question. What is the purpose of ranking one and two?

CHAIRPERSON PARDO: I don't know.

MAYOR MASTERS: That's my point.

CITY ATTORNEY RYAN: How will that --

CHAIRPERSON PARDO: Yeah, there really is no purpose.

CITY ATTORNEY RYAN: Because I think it should be one.

CHAIRPERSON PARDO: It should be one shot.

COUNCILPERSON BROOKS: It -- it worked with the City Manager, so I just --

CHAIRPERSON PARDO: Right, one shot.

COUNCILPERSON BROOKS: If one person gets three votes, or --

MAYOR MASTERS: That's what I think, one shot.

COUNCILPERSON BROOKS: -- through one and two. Okay. Okay.

MAYOR MASTERS: So how does that one shot work, Madam Chair?

CHAIRPERSON PARDO: Well, everyone –

MAYOR MASTERS: Explain the one shot.

CHAIRPERSON PARDO: -- gets a piece of paper –

COUNCILPERSON BROOKS: So you just -- you just gonna –

CHAIRPERSON PARDO: -- and you write down –

COUNCILPERSON BROOKS: -- you just gonna submit one -- one name –

CHAIRPERSON PARDO: Your choice.

COUNCILPERSON BROOKS: -- is that it? You just gonna vote on –

MAYOR MASTERS: One choice.

COUNCILPERSON BROOKS: -- one name?

CITY ATTORNEY RYAN: Or, or, you all could -- somebody could just make a motion to accept a person and see what happens.

COUNCILPERSON: Uh-huh.

CITY ATTORNEY RYAN: That might help you to at least get -- for -- and if a name doesn't get a second, you know the name is off the list.

MAYOR MASTERS: Nomination (inaudible).

COUNCILPERSON BROOKS: I say we just write down who our choice is out of the six.

CHAIRPERSON PARDO: Yeah, I prefer that, too.

COUNCILPERSON BROOKS: Yeah

COUNCILPERSON LOWE: So we do a ballot –

CHAIRPERSON PARDO: Write down a choice.

COUNCILPERSON LOWE: We do -- we write down your candidate and pass it down, and the –

CHAIRPERSON PARDO: Right, the clerk will –

COUNCILPERSON LOWE: -- clerk tallies them up and –

MAYOR MASTERS: But it cannot be a secret ballot. Everyone has to, uh -- it has to be publically stated --

CHAIRPERSON PARDO: Oh, it's -- right.

MAYOR MASTERS: -- and who voted for who, right?

CHAIRPERSON PARDO: Everything has to be --

COUNCILPERSON BROOKS: Everything has to be announced.

CHAIRPERSON PARDO: Yeah.

MAYOR MASTERS: As long as it's announced who voted for who.

CHAIRPERSON PARDO: All right. All right. So is every good on that?

COUNCILPERSON BROOKS: I just wish that we had an opportunity to bring everybody before us and talk with them, let them make --

CHAIRPERSON PARDO: Well, ask the question.

COUNCILPERSON BROOKS: -- their statement.

COUNCILPERSON LOWE: Well, you can. I mean, you can have that before the --

CHAIRPERSON PARDO: Yeah, individually.

COUNCILPERSON LOWE: -- before the vote. I mean, you can still make room --

COUNCILPERSON BROOKS: Yeah, I just think people should say --

COUNCILPERSON LOWE: -- for that before the vote.

COUNCILPERSON BROOKS: -- why they wanna serve the city. I think that the -- the voters have --

CHAIRPERSON PARDO: Okay. Now --

COUNCILPERSON BROOKS: -- deserve that, and that's their right.

MAYOR MASTERS: That's the privilege of the public.

COUNCILPERSON BROOKS: I really do.

MAYOR MASTERS: Make them see that.

CHAIRPERSON PARDO: Okay. Now, the next thing is is everyone comfortable if we put it on the agenda for October 1st?

COUNCILPERSON LOWE: I haven't interviewed anybody.

CHAIRPERSON PARDO: Okay. But we still have a couple of weeks.

CHAIRPERSON PRO TEM DAVIS: What day is that Tuesday?

CHAIRPERSON PARDO: Today's the 15th. You know, we've really -- there's a lot coming up and I really think we need --

COUNCILPERSON LOWE: I know. I --

CHAIRPERSON PARDO: -- to --

COUNCILPERSON LOWE: You're right.

CHAIRPERSON PARDO: -- so you have a couple --

COUNCILPERSON LOWE: Your point is --

CHAIRPERSON PARDO: -- of weeks.

COUNCILPERSON LOWE: Your point is well taken that there is a lot going on.

CHAIRPERSON PARDO: Right. So there's -- you still have a couple of weeks to interview the candidates.

COUNCILPERSON BROOKS: That -- that would be on a Tuesday, October the 1st?

CHAIRPERSON PARDO: Wednesday. No, it's our next --

COUNCILPERSON BROOKS: Wednesday?

CHAIRPERSON PARDO: It's our next council meeting.

COUNCILPERSON BROOKS: Is the 7th or the 8th.

CHAIRPERSON PRO TEM DAVIS: Why don't we do that?

COUNCILPERSON BROOKS: I think it's the 7th.

CHAIRPERSON PARDO: When is the next --

COUNCILPERSON BROOKS: Okay. It's the 7th

CHAIRPERSON PARDO: October 7th.

CHAIRPERSON PRO TEM DAVIS: I -- I think we need to do this, like, the 23rd and let that person get in here, call a special meeting.

COUNCILPERSON BROOKS: I won't be here on the 23rd.

CHAIRPERSON PRO TEM DAVIS: As soon as possible. I don't think we should wait that long.

COUNCILPERSON LOWE: Well, what did we say in the records? The week before. We said --

MAYOR MASTERS: 30 days.

COUNCILPERSON LOWE: -- 30 days.

MAYOR MASTERS: 30 days.

CHAIRPERSON PARDO: We have up to 30 days.

COUNCILPERSON BROOKS: From the effective date of -- of the resignation, which is the 22nd --

CHAIRPERSON PARDO: Uh-huh.

COUNCILPERSON BROOKS: -- yeah.

CHAIRPERSON PARDO: Well, we could have this --

CHAIRPERSON PRO TEM DAVIS: No, this (inaudible) fine.

COUNCILPERSON BROOKS: We can have a special meeting.

CHAIRPERSON PARDO: We could have a special meeting. How about a special meeting the week of, when -- let's look at -- all right -- the calendars.

CHAIRPERSON PRO TEM DAVIS: The 27th. The 27th?

COUNCILPERSON BROOKS: I will be out of the district on the 20 --

CHAIRPERSON PARDO: Let's see what we have here.

COUNCILPERSON BROOKS: I'll be back on the 28th, I think.

CHAIRPERSON PARDO: The 28th? Okay.

COUNCILPERSON BROOKS: Yeah.

CHAIRPERSON PARDO: That's (inaudible).

COUNCILPERSON BROOKS: Is that a Tuesday?

CHAIRPERSON PRO TEM DAVIS: Tuesday or Wednesday. That would be good.

MAYOR MASTERS: Madam Chair, um –

CHAIRPERSON PARDO: Yeah, one second, Mayor.

MAYOR MASTERS: Okay.

COUNCILPERSON LOWE: Can we hear from the public?

COUNCILPERSON: (inaudible) the kind of an open (inaudible).

CHAIRPERSON PARDO: Yeah, I was looking at that, too. How about September 30th? It's a Wednesday. We have nothing that day.

CHAIRPERSON PRO TEM DAVIS: We don't have a CRA meeting?

CHAIRPERSON PARDO: We don't have a CRA meeting. We don't -- it's, you know, it's -- you know, the fifth Friday, fifth –

COUNCILPERSON BROOKS: Okay. That's fine.

CHAIRPERSON PARDO: -- Wednesday of the month. Want to do that?

COUNCILPERSON BROOKS: Uh-huh.

CHAIRPERSON PARDO: All right. So we'll schedule –

COUNCILPERSON BROOKS: Just that special meeting, right.

CHAIRPERSON PARDO: We'll schedule a special meeting –

COUNCILPERSON LOWE: I -- I won't be here.

COUNCILPERSON BROOKS: You'll be here on the 28th?

CHAIRPERSON PARDO: Okay. When will you be here, Mr. Lowe, that week?

COUNCILPERSON LOWE: Um --

CHAIRPERSON PARDO: 28th?

COUNCILPERSON LOWE: I'm leaving on the -- I'll be gone from the 29th -- 28th through the 30th.

COUNCILPERSON BROOKS: You're leaving on the 28th.

CHAIRPERSON PRO TEM DAVIS: Why can't we do it before and just have him sworn in at the next meeting.

COUNCILPERSON BROOKS: We don't have any days left to do it.

CHAIRPERSON PRO TEM DAVIS: And Mr. Thomas can just recuse himself.

COUNCILPERSON BROOKS: I'm gonna be out (inaudible) --

CHAIRPERSON PARDO: Miss -- well, hold on a second.

CHAIRPERSON PRO TEM DAVIS: We have a meeting on the 21st.

CHAIRPERSON PARDO: How about --

COUNCILPERSON THOMAS: I'm done on the 22nd.

COUNCILPERSON BROOKS: He's done on the 22nd. That's right. Unless we --

CHAIRPERSON PARDO: When will you be back?

COUNCILPERSON BROOKS: Unless we had it on the 22nd.

CHAIRPERSON PRO TEM DAVIS: No, that's what I'm saying.

COUNCILPERSON BROOKS: I know but I'm leaving on the 22nd.

CHAIRPERSON PARDO: Okay. When will you be back, Miss Brooks?

COUNCILPERSON LOWE: No, I -- I -- I'm leaving on --

COUNCILPERSON BROOKS: That Monday.

CHAIRPERSON PRO TEM DAVIS: No, I said before (inaudible).

COUNCILPERSON BROOKS: The Monday following, so that will be the 27th.

CHAIRPERSON PRO TEM DAVIS: Can you just -- you know.

CHAIRPERSON PARDO: The 28th. Shelby, what time are you leaving on the 28th?

COUNCILPERSON LOWE: I don't have the time. But my meeting is from the 29th through the 1st.

COUNCILPERSON BROOKS: So you have to leave on the 28th.

COUNCILPERSON LOWE: So I might be here for the 28th. Can you allow me the chance to find out?

CHAIRPERSON PARDO: Sure. Are you going to the meeting in Orlando?

COUNCILPERSON LOWE: No.

CHAIRPERSON PARDO: Okay. Okay. So can you get back to us --

COUNCILPERSON LOWE: Yeah.

CHAIRPERSON PARDO: -- tonight?

COUNCILPERSON LOWE: I sure can.

CHAIRPERSON PARDO: Okay.

COUNCILPERSON BROOKS: Well, let's look at some alternate dates. If it won't work for you on the 28th, then what would be the next date?

COUNCILPERSON LOWE: The 7th.

CHAIRPERSON PARDO: The 7th. We could do the -- October 5th is a Monday. The 6th or we can wait until the Council meeting on the 7th.

COUNCILPERSON LOWE: Why not --

COUNCILPERSON BROOKS: I want to do it separate. That's too much, too much.

COUNCILPERSON LOWE: Yeah, it's already a -- a day we got scheduled --

CHAIRPERSON PRO TEM DAVIS: I'm fine, whatever --

COUNCILPERSON LOWE: -- for a meeting.

CHAIRPERSON PRO TEM DAVIS: What about the 6th?

CHAIRPERSON PARDO: But, you know, you're wasting another week.

CHAIRPERSON PRO TEM DAVIS: What about the 7th?

CHAIRPERSON PARDO: The 7th

COUNCILPERSON BROOKS: If we can't do it on the 28th, I would suggest the 7th.

CHAIRPERSON PARDO: Okay. But let's try -- try for the 28th.

CHAIRPERSON PRO TEM DAVIS: (inaudible) said anything, yeah.

CHAIRPERSON PARDO: Okay. All right, Mr. Lowe?

MAYOR MASTERS: No, that -- that week (inaudible) --

COUNCILPERSON LOWE: Yeah, I'm -- I'm (inaudible) --

CHAIRPERSON PARDO: All right. So how about prior to our next meeting, you go downstairs and --

MAYOR MASTERS: (inaudible) first and second choice.

CHAIRPERSON PARDO: -- check your schedule?

COUNCILPERSON BROOKS: Did we mention the 27th? That's a Monday, isn't it?

CHAIRPERSON PARDO: No, the 27th is a --

COUNCILPERSON BROOKS: A Sunday, that's right.

CHAIRPERSON PARDO: -- Sunday.

COUNCILPERSON BROOKS: It's a Sunday, yeah.

COUNCILPERSON LOWE: Why not the 27th?

COUNCILPERSON BROOKS: After church?

CHAIRPERSON PARDO: You want to -- you want to do --

COUNCILPERSON LOWE: Have church.

COUNCILPERSON BROOKS: Have church.

CHAIRPERSON PARDO: You want to do a Saturday?

COUNCILPERSON BROOKS: We need prayer, that's for sure.

CHAIRPERSON PARDO: Oh, no, Miss Brooks isn't here; she's –

COUNCILPERSON LOWE: I'll give an early morning sermon.

CHAIRPERSON PRO TEM DAVIS: All right. I'm coming.

COUNCILPERSON BROOKS: We need prayer.

CHAIRPERSON PARDO: Okay. So let's do that. If Mr. Lowe will check his calendar –

COUNCILPERSON LOWE: But I know I'll be here on the 7th.

CHAIRPERSON PARDO: Okay. So, well, let's try for the 28th. If the 28th is no good for you, then we'll do it on October 7th. It will be during -- during the Council meeting.

COUNCILPERSON LOWE: All right.

CHAIRPERSON PARDO: Okay? All right. Anything else?

MAYOR MASTERS: Yeah, Madam Chair.

CHAIRPERSON PARDO: Yes, Mayor.

MAYOR MASTERS: I -- I don't know whether it was Councilperson Davis –

COUNCILPERSON BROOKS: We could have it on the 6th.

MAYOR MASTERS: -- that mentioned it, but just -- just for the record, 'cause I didn't get a chance to comment on it, I just think we're -- this doesn't have to be that complicated, complex. I just think personally that we ought to just call the name, vote on everyone one of them. You got six people. Instead of doing all the ballots, just do it the old fashioned way like we vote on everything else, publically, instead of doing the -- writing it down, just vote on every one publically as it -- as they -- as their name comes up.

So I -- I don't know whether Councilman Davis said that or somebody said that. Claudene, if you got five people or six people, just call them one by one and vote on them, rather than to, um -- I mean, to me, that's just more public and it's more traditional and that's the way we vote on everything else. Why should we change it for this?

CHAIRPERSON PRO TEM DAVIS: Put out a ballot with everybody's name on it. You can just check off the one you want.

CHAIRPERSON PARDO: Fine.

MAYOR MASTERS: Yeah. So I oppose the ballot. I think we ought to do it verbally.

COUNCILPERSON LOWE: No, I wouldn't -- I wouldn't say anything.

CHAIRPERSON PARDO: All right. So everyone's good on this? All right? Either the 28th or the 7th. Okay? That's it?

COUNCILPERSON BROOKS: Now, you're saying the night of Council meeting or the night before?

MAYOR MASTERS: Before.

COUNCILPERSON BROOKS: Council meeting gonna be on the --

CHAIRPERSON PARDO: Hold on a second.

COUNCILPERSON BROOKS: It's on the 7th. On the 7th

COUNCILPERSON LOWE: Council meeting's on the 7th.

CHAIRPERSON PARDO: You know what, on the 7th

COUNCILPERSON LOWE: October 7th.

CHAIRPERSON PARDO: Is there any way, Shelby, you can maybe -- Mr. Lowe, call downstairs? Can they -- can staff check your calendar?

COUNCILPERSON LOWE: No, I'm -- I'm looking at it. I just don't have the flight -- my flight times or anything in it.

CHAIRPERSON PARDO: Okay. Okay. Let's do this --

COUNCILPERSON BROOKS: As long as -- as long as everybody can meet on that Monday.

CHAIRPERSON PARDO: On Monday --

COUNCILPERSON BROOKS: On that 20th.

CHAIRPERSON PARDO: -- the 5th?

COUNCILPERSON BROOKS: 28th, (inaudible) 28 --

CITY ATTORNEY RYAN: I did. I just saw it just -- it just came up.

COUNCILPERSON BROOKS: (inaudible).

CHAIRPERSON PARDO: Okay. I can be back up here by 2:30.

COUNCILPERSON LOWE: Let me ask something, though. What we got 30 days. What's the urgency? I just -- I'm just -- out of my own curiosity.

MAYOR MASTERS: It starts on the 23rd, right? 30 days from the 23rd. So the earliest is going to be the 23rd.

CHAIRPERSON PRO TEM DAVIS: (inaudible). He wants an appointment with you.

CHAIRPERSON PARDO: Exactly. We want to have a working Council.

MAYOR MASTERS: It could be the 23rd at the earliest, right? The next day.

CHAIRPERSON PARDO: I have to (inaudible).

MAYOR MASTERS: I think we need to get 'em as soon as possible, get her up here as soon as possible, or him, or whoever. I don't think we should be operating with four people.

COUNCILPERSON LOWE: What's the earliest I can get here? Any time. No, I just need to -- I just need to double check. I don't want to tell you I'm gonna be here and can't be here, because obviously this is an important issue.

CHAIRPERSON PARDO: Okay, fine.

COUNCILPERSON LOWE: So --

COUNCILPERSON BROOKS: Well, you don't have to be here.

CHAIRPERSON PARDO: Yeah, he does.

MAYOR MASTERS: And the longer we operate with four people, the worse it is.

COUNCILPERSON LOWE: You know, when I came in here today, I -- I thought we had 30 days, up to 30 days.

MAYOR MASTERS: And that's from the --

COUNCILPERSON LOWE: That's what we had -- that's what we had --

MAYOR MASTERS: -- from the 23rd.

COUNCILPERSON LOWE: That was what we stated in our last official meeting, that at -- we had -- we had 30 days after the 22nd, so you know, I just didn't know it was such a tight event. So I'll get you --

MAYOR MASTERS: So what date --

COUNCILPERSON LOWE: -- the answer.

CHAIRPERSON PARDO: Okay. All right. Perfect. So --

COUNCILPERSON BROOKS: Well, we got the procedure established, so --

CHAIRPERSON PARDO: Right. So --

COUNCILPERSON BROOKS: We got the procedures established. We'll work on the date.

CHAIRPERSON PRO TEM DAVIS: Uh-huh.

CHAIRPERSON PARDO: Is everyone good?

COUNCILPERSON LOWE: And the procedures cover a majority.

CHAIRPERSON PARDO: Exactly.

COUNCILPERSON LOWE: So --

CHAIRPERSON PARDO: A majority is two. Okay.

COUNCILPERSON BROOKS: So now, do we want to reflect and review on what we have established and what we have agreed upon, what the consensus is, so everybody knows?

CHAIRPERSON PRO TEM DAVIS: We got it. We got it.

COUNCILPERSON BROOKS: You got it?

CHAIRPERSON PRO TEM DAVIS: Yeah.

COUNCILPERSON BROOKS: Okay.

CHAIRPERSON PARDO: Okay?

COUNCILPERSON BROOKS: Mayor, you comfortable?

CHAIRPERSON PRO TEM DAVIS: No?

CHAIRPERSON PARDO: Right?

MAYOR MASTERS: Yes, I'm very comfortable.

CHAIRPERSON PARDO: Okay. Great.

MAYOR MASTERS: And I'd like to have it on the 23rd, so I can be -- rock and roll.

COUNCILPERSON BROOKS: Not on that -- that date. We're not --

CHAIRPERSON PARDO: All right. All right.

COUNCILPERSON BROOKS: We're on procedures now.

CHAIRPERSON PARDO: Motions?

MAYOR MASTERS: Yes, I'm comfortable with the procedures, yes.

CHAIRPERSON PARDO: All right. So we're good? All right. Motion to adjourn this meeting?

COUNCILPERSON BROOKS: Yes, we've got to get into CRA.

CHAIRPERSON PARDO: All right. We'll start the CRA in five minutes.

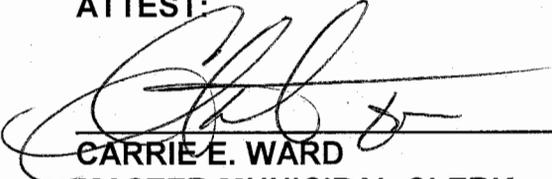
(CONCLUSION OF WORKSHOP)

APPROVED:

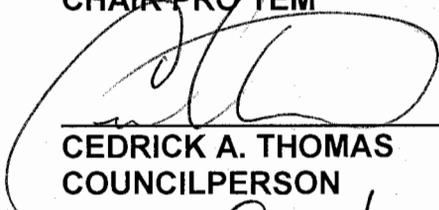

THOMAS A. MASTERS
MAYOR

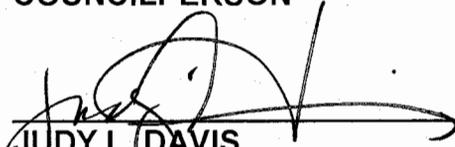

BILLIE E. BROOKS
CHAIRPERSON

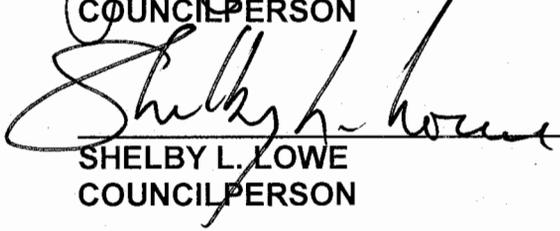
ATTEST:


CARRIE E. WARD
MASTER MUNICIPAL CLERK
CITY CLERK


DAWN S. PARDO
CHAIR-PRO TEM


CEDRICK A. THOMAS
COUNCILPERSON


JUDY L. DAVIS
COUNCILPERSON


SHELBY L. LOWE
COUNCILPERSON

MOTIONED BY: D. PARDO

SECONDED BY: J. DAVIS

B. BROOKS AYE

D. PARDO AYE

C. THOMAS AYE

J. DAVIS AYE

S. LOWE AYE

DATE APPROVED: 08/15/2012