

**CITY OF RIVIERA BEACH
PALM BEACH COUNTY, FLORIDA
CITY COUNCIL MEETING MINUTES
WEDNESDAY, JANUARY 21, 2015 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.

CALL TO ORDER

CHAIRPERSON DAVIS: Good evening, everyone. Welcome to our regularly scheduled City Council Meeting. Madam Clerk, please call us to order -- I mean, call the roll.

Roll Call

INTERIM CITY CLERK ANTHONY: Mayor Thomas Masters? Chairperson Judy Davis?

CHAIRPERSON DAVIS: Here.

INTERIM CITY CLERK ANTHONY: Chair Pro Tem Dawn Pardo? Councilperson Bruce Guyton?

COUNCILPERSON GUYTON: Here.

INTERIM CITY CLERK ANTHONY: Councilperson Cedrick Thomas?

COUNCILPERSON THOMAS: Here.

INTERIM CITY CLERK ANTHONY: Councilperson Terence Davis?

COUNCILPERSON DAVIS: Here.

INTERIM CITY CLERK ANTHONY: City Manager Ruth Jones?

CITY MANAGER JONES: Present.

INTERIM CITY CLERK ANTHONY: Interim City Clerk Claudene Anthony is present. City Attorney Pamala Ryan?

CITY ATTORNEY RYAN: Present.

CHAIRPERSON DAVIS: Okay. Let me just make the announcement. Mrs. Pardo is not here. She's attending a committee meeting in Tallahassee. And at this time would you please turn your cell phones to the off or vibrate position. And if you'd like to speak on a consent agenda item, please turn in your cards now because we're going to be coming up on that very, very quickly. Okay. Let's all stand for a moment of silence and the pledge led by Mr. Guyton.

Invocation

Pledge of Allegiance

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

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

AGENDA Approval: Additions, Deletions, Substitutions

CITY MANAGER JONES: Yes, Madam Chair. I would like to remove from consideration tonight item number 8, an ordinance on first read as it relates to the zoning Article 5 district regulations. You also have before you additional information that we received for consideration under the nominations for the Planning & Zoning Board, and that additional information is provided.

COUNCILPERSON DAVIS: Where?

CHAIRPERSON DAVIS: Is that it?

CITY MANAGER JONES: Yes, ma'am.

CHAIRPERSON DAVIS: Okay. Are there any Disclosures by Council? Okay. Is there a motion to adopt the agenda?

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON DAVIS: Mr. Davis?

COUNCILPERSON DAVIS: Quick question. Item number 8 is being moved. Is there anything with item number 8 that would be time sensitive due to any potential projects?

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: No.

CITY MANAGER JONES: No, sir.

COUNCILPERSON DAVIS: Okay.

CHAIRPERSON DAVIS: Okay? Is there a motion to approve the agenda?

COUNCILPERSON GUYTON: So moved.

CHAIRPERSON DAVIS: Okay. Is there a second?

COUNCILPERSON DAVIS: Second.

CHAIRPERSON DAVIS: Okay. Madam Clerk?

Disclosures by Council

Adoption of Agenda

COUNCILPERSON GUYTON: So moved.

CHAIRPERSON DAVIS: Okay. Is there a second?

COUNCILPERSON DAVIS: Second.

CHAIRPERSON DAVIS: Okay. Madam Clerk?

INTERIM CITY CLERK ANTHONY: Councilperson Guyton?

COUNCILPERSON GUYTON: Yes.

INTERIM CITY CLERK ANTHONY: Councilperson T. Davis?

COUNCILPERSON DAVIS: Yes.

INTERIM CITY CLERK ANTHONY: Councilperson Thomas?

COUNCILPERSON THOMAS: Yes.

INTERIM CITY CLERK ANTHONY: Chairperson Davis?

CHAIRPERSON DAVIS: Yes.

INTERIM CITY CLERK ANTHONY: Unanimous vote.

CHAIRPERSON DAVIS: Okay. We're now down to the Consent Agenda. Is there -- wait a minute. I've got two -- I've got one -- two number 8 -- number 8? Yeah. Number 8 is deleted. I have number 1. Okay. So I have one consent agenda item -- item card and that is Mr. Monty Green speaking on item number 1. Is he here?

UNIDENTIFIED SPEAKER: Yes.

CHAIRPERSON DAVIS: Okay.

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

CONSENT AGENDA

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

MONTY GREEN: Good evening, council.

CHAIRPERSON DAVIS: Good evening.

COUNCILPERSON DAVIS: Good evening.

MONTY GREEN: I am currently the longest-serving member of the Library Advisory Board. And over the past 10 years I have been mindful and -- of changes in the delivery of library services in our city. However, over the last five, six years, there have been not many major changes but there have been cosmetic embellishments in our library. All around our community we have other libraries in other cities taking on big projects and renovating and upgrading their library.

The Riviera Beach Library time has come for us to do something. The library, I think, was -- has been here since the building was, of course, built and it was created in 19 -- in the late '70s. I thought about this when I learned about the strategic plan that the City is embarking upon and so I would like to say that -- thank you very much for giving us this opportunity to -- to try to raise some funds in this behalf -- on this behalf. Thank you for granting permission for us to do that. Thank you so much.

CHAIRPERSON DAVIS: All right. Thank you, sir.

MONTY GREEN: Thank you. Uh-huh.

CHAIRPERSON DAVIS: Okay. We're now down to our Consent Agenda. Is there a motion to approve the consent?

COUNCILPERSON GUYTON: So moved.

COUNCILPERSON DAVIS: Second.

CHAIRPERSON DAVIS: Okay. Madam Clerk?

INTERIM CITY CLERK ANTHONY: Councilperson Thomas?

COUNCILPERSON THOMAS: Yes.

INTERIM CITY CLERK ANTHONY: Councilperson Guyton?

COUNCILPERSON GUYTON: Yes.

INTERIM CITY CLERK ANTHONY: Councilperson T. Davis?

COUNCILPERSON DAVIS: Yes.

INTERIM CITY CLERK ANTHONY: Chair Davis?

CHAIRPERSON DAVIS: Yes.

INTERIM CITY CLERK ANTHONY: Unanimous vote.

CHAIRPERSON DAVIS: Okay. We're now down to Awards and Presentations. Number 7 is a Relay for Life presentation by Ralph Perrone from the American Cancer condition society.

MINUTES RESOLUTIONS

1. **RESOLUTION NO. 05-15 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE LIBRARY DIRECTOR TO APPLY FOR AND ACCEPT A PUBLIC LIBRARY CONSTRUCTION GRANT THROUGH THE STATE LIBRARY AND INFORMATION SERVICES DIVISION OF FLORIDA IN AN AMOUNT NOT TO EXCEED \$500,000; AUTHORIZING THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO SET UP A BUDGET PROVIDED THE CONSTRUCTION PROJECT IS AWARDED; AND PROVIDING AN EFFECTIVE DATE.**

2. **RESOLUTION NO. 06-15 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE PURCHASE OF A NEW FORD F-250 REGULAR CAB PICKUP TRUCK WITH A UTILITY BODY, A NEW FORD F-250 REGULAR CAB PICKUP TRUCK, A NEW CHEVROLET TAHOE 4WD, AND A NEW CHEVROLET SUBURBAN 1500 4WD FROM ALAN JOHN HURT IN THE AMOUNTS OF \$27,015, \$22,024, \$38,561 AND \$56,547 RESPECTIVELY BY PIGGYBACKING THE FLORIDA SHERIFFS ASSOCIATION CONTRACT NUMBER 14-22-0904; AUTHORIZING THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO MAKE PAYMENT FOR SAME**

FROM ACCOUNT NUMBER 001-1123-534-0-6451 FOR THE PURCHASE IN THE AMOUNT OF \$144,147; AND PROVIDING AN EFFECTIVE DATE.

3. RESOLUTION NO. 07-15 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE PURCHASE OF THREE NEW FORD FUSIONS, TWO NEW FORD ESCAPES, SIX NEW FORD F-150S AND A NEW FORD EXPLORER 4WD FROM DON REID FORD IN THE AMOUNTS OF \$55,749, \$37,056, \$111,852 AND \$26,506 RESPECTIVELY BY PIGGYBACKING THE FLORIDA SHERIFFS ASSOCIATION CONTRACT NUMBER 14-22-0904; AUTHORIZING THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO MAKE PAYMENT FOR SAME FROM ACCOUNT NUMBER 001-1123-534-0-6451 FOR THE PURCHASE IN THE AMOUNT OF \$231,163; AND PROVIDING AN EFFECTIVE DATE.
4. RESOLUTION NO. 08-15 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE PURCHASE TWO NEW FORD F-250 CREW CAB (4x4) PICKUP TRUCKS FROM DUVAL FORD BY PIGGYBACKING THE FLORIDA SHERIFFS ASSOCIATION CONTRACT NUMBER 14-22-0904 IN THE AMOUNT OF \$58,916; AUTHORIZING THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO MAKE PAYMENT FOR SAME FROM ACCOUNT NUMBER 001-1123-534-0-6451 FOR THE PURCHASE; AND PROVIDING AN EFFECTIVE DATE.
5. RESOLUTION NO. 09-15 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE PURCHASE A NEW ALTEC AT40-G AERIAL BUCKET TRUCK FROM ALTEC, INC. BY PIGGYBACKING THE NATIONAL JOINT POWERS ALLIANCE CONTRACT NUMBER 31014 IN THE AMOUNT OF \$98,310; ACCEPTING THE TRADE IN AMOUNT OF \$54,000 FOR THE CITY'S ALTEC AT37-G FROM ALTEC, INC; AUTHORIZING THE DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES TO MAKE PAYMENT FOR THE DIFFERENCE FROM ACCOUNT NUMBER 001-1123-534-0-6451 IN THE AMOUNT OF \$44,310; AND PROVIDING AN EFFECTIVE DATE.
6. RESOLUTION NO. 10-15 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ADOPTING THE 2015 REVISED UNIFIED PALM BEACH COUNTY LOCAL MITIGATION STRATEGY PLAN; AND PROVIDING AN EFFECTIVE DATE.

END OF CONSENT AGENDA

PETITIONS AND COMMUNICATIONS FOR FILING

NONE

AWARDS AND PRESENTATIONS

7. RELAY FOR LIFE PRESENTATION BY RALPH PERRONE FROM THE AMERICAN CANCER SOCIETY.

RALPH PERRONE: Good evening, everyone.

CHAIRPERSON DAVIS: Good evening.

RALPH PERRONE: I'd just like to first thank the City of Riviera Beach for their continued support of the American Cancer Society and Relay for Life. The -- the American Cancer Society and the Relay for Life is proud to say that Relay for Life has been in Riviera Beach for over 10 years and we can't do it without the City so we thank you so much. Special thank you to Councilperson Bruce Guyton, our event chair Billie Brooks, and our event and activities coordinator Joe Sandolovett [phonetic].

My name is Ralph Perrone. I am an American Cancer Society Relay for Life specialist. What my job entails is hosting four Relay for Lifes in Northern Palm Beach County, Riviera Beach being one of them. I started volunteering with the American Cancer Society just about eight years ago. I was in high school. I was looking for some way to get involved. And this just sort of popped up. My senior year of high school, our event -- Seminole Ridge Community High School out in Loxahatchee, Florida, hosted the event. Me being an ambitious young student and trying to get involved, I did.

That year as the event was hosted at our school, a young student was diagnosed with Hodgkin's lymphoma. It really brought the school and the community together and I'm thankful to say that Relay for Life was a big part of the success in his -- in his survival. I got involved simply because I was told to. But then I found out that it's something that I truly love doing. Now I've made it my career and every day I go about fighting cancer. And we're happy to say that the American Cancer Society saves 400 lives per day. So let me tell you a little bit of something about Relay for Life in Riviera Beach.

This year in 2015, Relay for Life will be held on May 16th at 12 p.m. noon at Wells Rec. Center. Currently we're going through the planning process of the event and we're excited to have the City support. This event is a 12-hour event that celebrates cancer survivors, remember the loved ones we have lost and fight back to support cancer by raising funds for the American Cancer Society. That money goes about doing a lot of things. And Relay for Life is a huge part of the American Cancer Society.

We are the second largest funder of cancer research behind the U.S. government. With that money we go to the forefront of groundbreaking research to support cancer patients.

Not only making breast cancer mammograms more effective but also linking our Pap smear test to more effective cervical cancer screenings.

But that's not what I'm concerned about with the national efforts. I want to talk today about what we do and what Relay for Life does for the City of Riviera Beach. There's many countless programs that we can offer to your citizens, and we want to make sure that they're being utilized properly. One of them and the most effective one is our Road to Recovery Program. And we'd love to -- we'd love to support that within the community to drive cancer patients to and from treatment.

For more information, feel free to contact your local ASC office and you can ask for me directly and my name is Ralph Perrone, and I thank you so much for your time.

CHAIRPERSON DAVIS: Okay. Thank you very much, sir. You're going to start this now, right? Okay. Also for those persons who had put in a -- a public comment card on item number 8, that item has been withdrawn.

COUNCILPERSON GUYTON: Madam Chair?

CHAIRPERSON DAVIS: Yes, Mr. Guyton?

COUNCILPERSON GUYTON: Let me just thank Mr. Perrone for bringing his program and activities to the City of Riviera Beach. They're very needed here and we appreciate all that you do for our residents. And the event chair is my ambassador, Miss Billie Brooks, and I'm just an honorary chair. And I'd just like to thank her for all she does for our community.

CHAIRPERSON DAVIS: Okay.

BILLIE BROOKS: (Inaudible).

COUNCILPERSON GUYTON: I don't know. The chair --

BILLIE BROOKS: I just want to say something right quick. (Inaudible).

CHAIRPERSON DAVIS: I'm sorry, Miss Brooks.

BILLIE BROOKS: Oh, that's okay.

CHAIRPERSON DAVIS: Okay.

BILLIE BROOKS: I didn't know.

CHAIRPERSON DAVIS: All right. Okay. We're going to go on to item 9.

PUBLIC HEARINGS

ORDINANCES ON FIRST READING

8. **ORDINANCE NO. _____ AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 31 OF THE CITY'S CODE OF ORDINANCES, ENTITLED "ZONING", ARTICLE V "DISTRICT REGULATIONS", DIVISION 9 "RM-20 HIGH DENSITY MULTIFAMILY DWELLING DISTRICT", AND DIVISION 10 "RMH-20 HIGH DENSITY MULTIFAMILY/HOTEL DISTRICT", AND DIVISION 25 "RH RESORT HOTEL DISTRICT", BY AMENDING PROPERTY DEVELOPMENT STANDARDS ASSOCIATED WITH OCEAN SETBACKS, COASTAL CONSTRUCTION AND DEVELOPMENT DENSITY, IN ORDER TO PROMOTE INCREASINGLY SUSTAINABLE DEVELOPMENT DESIGNS ON SINGER ISLAND; PROVIDING FOR CONFLICTS, SEVERABILITY AND CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.**
9. **ORDINANCE NO. _____ AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 28 OF THE CITY'S CODE OF ORDINANCES ENTITLED "SIGNS", SECTION 28-1 "DEFINITIONS" AND SECTION 28-5 "PROHIBITED SIGNS" AND ALSO BY CREATING A NEW SECTION ENTITLED "DIGITAL SIGNS", IN ORDER TO CREATE STANDARDS FOR INSTALLATION AND USE OF DIGITAL SIGNAGE ON PROPERTY WITHIN THE COMMUNITY FACILITY (CF) ZONING DISTRICT; PROVIDING FOR CONFLICTS, SEVERABILITY AND CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.**

COUNCILPERSON GUYTON: So moved.

CHAIRPERSON DAVIS: Is there a second?

COUNCILPERSON DAVIS: Second.

CHAIRPERSON DAVIS: Okay. Madam -- Mrs. Jones?

CITY MANAGER JONES: Yes. This item is before you on first read. And it is a revision to our current existing ordinances. You may recall that earlier in the year we shared with you our desire for design for city entry signs and other signs. The sign out front of City Hall was to be a digital sign that we could put meeting notices and other things on it. Once we began to work through the process we realized that our policy did not allow us to do so. And so what this does is amends our policy, sets the criteria so that there are -- we -- there's a possibility and we can -- the placement of digital signs in strategic locations. And so I would like now to ask Mary McKinney, the Director of Community Development, to give you an overview of the ordinance.

DIRECTOR OF COMMUNITY DEVELOPMENT MCKINNEY: Okay. Good evening.

CHAIRPERSON DAVIS: Good evening.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: What we put up on the screen is an example of what digital signs would look like. These signs happen to be in Palm Beach Gardens on Military Trail at the Palm Beach Gardens City Hall and these would be somewhat similar to the size of the sign that we would like to put in front of City Hall. The ordinance proposes that the signs be placed in community facility zoning district so digital signs wouldn't be all over the city. They would just be allowed at government locations and schools.

And if, in the future, the City decided they wanted to expand that, we would change the code to do that. But right now we're proposing that digital signs be in government facility areas. This -- the criteria we've put in the ordinances addresses all of the criteria that you would need for any kind of digital sign such as illumination, distance from residential, which we have 250 feet from a residentially zoned parcel. We have criteria in here that addresses the visibility triangles at rights of way. The ordinance was reviewed by the Planning & Zoning Board on December 11, 2014. And the Planning & Zoning Board voted approval of the draft regulations to the city council. And staff also recommends approval of the ordinance to city council on first reading. Thank you.

CHAIRPERSON DAVIS: Okay. Any questions or comments from the board? Okay. Madam Clerk?

INTERIM CITY CLERK ANTHONY: Councilperson Thomas?

COUNCILPERSON THOMAS: Yes.

INTERIM CITY CLERK ANTHONY: Councilperson Guyton?

COUNCILPERSON GUYTON: Yes.

INTERIM CITY CLERK ANTHONY: Councilperson T. Davis?

COUNCILPERSON DAVIS: Yes.

INTERIM CITY CLERK ANTHONY: Chair Davis?

CHAIRPERSON DAVIS: Oh, sorry. Wait a minute. No. Yes. But I need to go back and hear these two persons. Miss Larson?

COUNCILPERSON THOMAS: The motion's already --

COUNCILPERSON DAVIS: The motion's already --

CHAIRPERSON DAVIS: I know but I'm taking a personal privilege.

COUNCILPERSON THOMAS: Madam Chair?

BONNIE LARSON: My card was in.

COUNCILPERSON THOMAS: But the motion was approved already. We're just going to hear the cards?

CHAIRPERSON DAVIS: Yes.

COUNCILPERSON THOMAS: Okay.

BONNIE LARSON: Okay. I didn't -- I didn't realize this was for digital signs. But anyway, as long as we're talking about signs, I'd like you to go by and look on Broadway as far as we're looking into signs and rewriting them and whatever. Look at the property which is across from Citi Trends on Broadway. And I thought they couldn't put one more sign on that building. It's looking like graffiti now. It's the building where the plastic snow man -- the 50-year-old plastic snow man was sitting year round for years and years and years and now it's been replaced by the headless woman who sometimes sits out on the sidewalk. So look at the signs on that building, also. Because I don't think there's room for -- just when I think there's not room for one more sign they stick one more sign up there. And it really looks -- it looks like graffiti. And we're trying to improve the look of Broadway. Please look at it and look at our codes and see what it says about that. And let's -- let's make Broadway look a little better with our signs. Thank you.

CHAIRPERSON DAVIS: Okay.

BONNIE LARSON: And -- and ours will say Riviera Beach City Hall, right? It's not just gonna say -- 'cause that one says -- the Palm Beach Gardens one just says City Hall.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: No, actually, the Palm Beach Gardens -- excuse me.

BONNIE LARSON: Uh-huh.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: The Palm Beach Gardens city seal is at the top of the sign. You probably can't see it that well.

BONNIE LARSON: You can't see it, no.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: But that's what that says.

BONNIE LARSON: Can you see it well when you see it in person?

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Yes. Drive up Military Trail to Palm Beach Gardens City Hall and you can see it, or you can come to our office

and we'll give you an enlarged version of that picture. But -- and of course, our city sign would say City of Riviera Beach.

BONNIE LARSON: Okay. Good. Thank you.

CHAIRPERSON DAVIS: Miss Shepherd, do you want to speak on this, number 9?

CITY MANAGER JONES: And in fact, the sign will say Bobbie Brooks Government Complex is what it will really say.

MARGARET SHEPHERD: Not -- not about this issue.

CHAIRPERSON DAVIS: You have 8 and 9.

MARGARET SHEPHERD: Oh, I'm -- wait a minute. I'm sorry, Miss Davis. I --

CHAIRPERSON DAVIS: Okay.

MARGARET SHEPHERD: -- put in the wrong card.

CHAIRPERSON DAVIS: Okay. All right. So that has been approved.

INTERIM CITY CLERK ANTHONY: Unanimously.

CHAIRPERSON DAVIS: Okay. All right. Number 10, regular agenda.

REGULAR

10. RESOLUTION NO. 11-15 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, GRANTING THE DEFERMENT OF \$172,425 IN BUILDING PERMIT FEES FOR THE RIVIERA BEACH HOUSING AUTHORITY TO CONSTRUCT A 75 UNIT SENIOR RESIDENTIAL BUILDING AND 13 RESIDENTIAL DUPLEXES AT THE FORMER IVY GREEN VILLAGE SITE TO BE KNOWN AS HERON ESTATES SENIOR FOR A PERIOD OF 11 YEARS AS PART OF THE REQUIREMENT OF THE FLORIDA HOUSING FINANCE CORPORATION'S APPLICATION PROCESS; THE ENTIRE AMOUNT OF \$172,425 WILL BE PAID TO THE CITY IN YEAR 11; AUTHORIZING STAFF TO DRAFT A REPAYMENT AGREEMENT; AND PROVIDING FOR 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: Yes. The item that is before you is a request from the Riviera Beach Housing Authority, and we are pleased to bring this recommendation to you tonight. As you will recall about this time last year they were before us asking for a deferral for a grant application that they were making. They were not successful with that one but they're not giving up. And they have two other opportunities that they're presenting tonight. So Madam Chair, I would like to ask John Hurt, the Executive Director of the Riviera Beach Housing Authority, if he would come up with his representatives and talk to you about their request.

CHAIRPERSON DAVIS: Okay. Before he comes, who is MS?

MARGARET SHEPHERD: That's me.

CHAIRPERSON DAVIS: Okay. So you want to speak on item 10?

MARGARET SHEPHERD: Yes, I --

CHAIRPERSON DAVIS: Okay. Come on up, ma'am.

MARGARET SHEPHERD: (Inaudible).

COUNCILPERSON DAVIS: She didn't just write it out?

MARGARET SHEPHERD: Thank you, Madam Chair. I'm so sorry I --

CHAIRPERSON DAVIS: Uh-huh.

MARGARET SHEPHERD: Margaret Shepherd, Riviera Beach. This is a great day in the City of Riviera Beach. We're so pleased to have you all even put this on the agenda. As you know, it was 52 units of the seniors over there. It's only 11 left. But those that are left, they're ready to come back home. I would hope, after keeping them at bay for six, seven years, that this city make preparation for those that are left. And they're way up in their 80s now. I was one of the youngest ones there. How I got there, I really don't know. But I think God put me there for a reason, because when things were happening, I spoke up. Federal agents came in, shut it down. Where we thought it was going to get better it got worse. But they allowed us to leave with our dignity intact. The ones that I talked to would like to have their dignity restored and come back over to Ivy Green/Heron, however it's -- because that is a piece of prime property. People don't understand that we're right there at the post office, Walgreens. Get on the bus, we go -- go right over to the beach. The bank is there. It's so much there that will allow them some type of dignity to move on with their life. They always ask about a reunion. I would

hope this would be some closure to some of them, some of their families. Just put it at rest that our life was not in vain for the things that we went through over in Ivy Green, Mrs. Jones. The worst. It was labeled the worst. Other than Sanford, the worst housing authority. We now can be redeemed. I feel like we will be redeemed with the help of this great city. And I thank you.

CHAIRPERSON DAVIS: Thank you, Miss Shepherd.

COUNCILPERSON THOMAS: Madam Chair?

CHAIRPERSON DAVIS: Mr. Thomas?

COUNCILPERSON THOMAS: Before who's ever coming up to answer questions, I would like to know what is the difference between item 10 and item 11, just for my own edification?

CITY MANAGER JONES: They're making two applications for -- if you'll notice the first one is for 75 senior residential -- a building for 75 units for seniors. And if you look at the second one, it consists of two- and three-story bedroom units, a community center -- probably, I would say, for families at 75 units.

COUNCILPERSON THOMAS: So is the amount 172,000 -- how is it the exact same amount?

CITY MANAGER JONES: Because that's what they're asking -- they're asking for the same amount 'cause it's a percentage of whatever they're asking for. And so they're asking for the same amount, I gather, for both grants which is equivalent to the same amount of the deferral.

COUNCILPERSON THOMAS: Okay.

CITY MANAGER JONES: They --

COUNCILPERSON THOMAS: Now, how -- how --

CITY MANAGER JONES: -- don't feel like they'll probably -- they'll get both of them but you put more eggs in the basket for the --

COUNCILPERSON THOMAS: -- all right. I get it.

CITY MANAGER JONES: -- greater opportunity of being --

COUNCILPERSON THOMAS: Hopefully they get one.

CITY MANAGER JONES: -- successful.

COUNCILPERSON THOMAS: Right. I -- I hope they are successful. Why 11 years? Why -- why are we deferring it for 11 years or why are we seeking to -- to defer it or why are they seeking to defer it for 11 years?

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Right. I think that that -- that was the maximum that City was comfortable with deferring it to and they agreed to that.

COUNCILPERSON THOMAS: Did they want to defer it for longer?

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: No. They agreed to that.

COUNCILPERSON THOMAS: No, but I'm saying what -- what is the significance of 11 years? Why not one year, two years, three? Well, by --

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: I think that's at the point -- and I'll let Mr. Hurt address it. I think that's the point that they believe that in their progress they could start to -- they could repay it.

COUNCILPERSON THOMAS: Okay. So do -- do -- do these particular permitting fees ever change in price?

CHAIRPERSON DAVIS: Okay. Okay.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: We -- we have --

CHAIRPERSON DAVIS: We're still -- item 10. Okay.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: -- I'm sorry. We -- we can change them but we -- council has to approve any changes.

COUNCILPERSON THOMAS: Have -- have we changed them?

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: We may change them in 11 years. We probably would.

COUNCILPERSON THOMAS: Right.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: 'Cause that's a long period of time. We did put a factor in there that they would have to -- it would have to be adjusted to what the current fee was at the time.

COUNCILPERSON THOMAS: That is of the --

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: We did not but we could put that in there.

COUNCILPERSON THOMAS: Well, I -- you know, I know that I, you know, get sometimes criticized for looking out for the best interest of the City. That's only what I'm elected to do. I would think that we would. We're giving somebody a break for 11 years. At the very least they need to repay whatever it is.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Okay.

COUNCILPERSON THOMAS: I don't understand why we need to do it for 11 years. I'm -- I'm struggling with that. I don't mind deferring it to help the organization build. I want to see something over there. But 11 years might be just a little extreme. But that's just -- that's just me. Mr. Hurt has a response to that?

CHAIRPERSON DAVIS: He has a presentation, too.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Yes, he -- he has an explanation for the 11 years.

COUNCILPERSON THOMAS: Oh, okay.

JOHN HURT: Good evening, councilmen --

CHAIRPERSON DAVIS: Good evening.

JOHN HURT: -- persons. To your point, Councilman Thomas, we asked for a deferment of the fees in order to meet a stipulation in the application which says that the local government contribution has to be of a value of \$75,000. In order to get to that, they have a net present value of whatever deferment or waiver that -- or loan that we may get. So in order to apply that net present value to an amount to get to the minimum \$75,000, that's why we asked for that amount of waiver. In previous --

COUNCILPERSON THOMAS: But we're asking -- you're asking for \$172,425.

JOHN HURT: That's correct. And that -- that has to go at a factor of .575, I think it is, for this year. So --

COUNCILPERSON THOMAS: Okay. I'm -- I'm sorry. You're just kind of throwing some numbers out that I don't understand.

JOHN HURT: Okay.

COUNCILPERSON THOMAS: Is that in the presentation that you're going to give or --

JOHN HURT: No. It's in the packets that I submitted how we calculated it. So what I was just trying to share with you, sir, is that in order to qualify for a value of \$75,000, we'd have to ask for an amount greater than that because they wanted to see what the accumulative effect was it for the net present value of that money. We deferred it for 11

years in agreement last year this time when we asked for the deferment, that our cash flow and monies available, that we would be able to pay it in full at that time.

COUNCILPERSON THOMAS: Okay. Let me make sure I can understand this 'cause I'm -- I'm clearly not and I might be the only person up here that's not but help me out, please. So you're asking for \$172,425. Would that meet your \$75,000 responsibility for the City?

JOHN HURT: Yes, sir. Yes, sir.

COUNCILPERSON THOMAS: So it'd meet it by almost 100,000, correct? Almost more than 100,000. Let me say that.

JOHN HURT: I'm sorry. Say that again, sir.

COUNCILPERSON THOMAS: You're saying that you need a \$75,000 commitment.

JOHN HURT: A minimum, yes.

COUNCILPERSON THOMAS: Okay. And we're giving you \$172,000 commitment, \$97,000 more than what the commitment is?

JOHN HURT: Yes, sir. But according to the rules of the application, we have to take that amount times the net present value of that money. There's --

COUNCILPERSON THOMAS: What does that mean? What does the net present value of the money mean?

JOHN HURT: That means that we -- we -- we will pay that in 11th year. And they calculate what that money, 11 years from now, is worth right now. And that value of that money right now would be 7 -- \$79,783 in order to meet our \$75,000 minimum.

COUNCILPERSON THOMAS: Okay. Let me make sure I understand this correctly. The Housing Authority does not have the proper funding in hand right now. So you want us to give you over the amount of money that you actually need and get you to pay it back to us 11 years from now. That's almost double is what you -- what you're asking?

JOHN HURT: That's not exactly what it is, Councilman.

COUNCILPERSON THOMAS: Okay.

JOHN HURT: If I can say. The application requires a local government contribution.

COUNCILPERSON THOMAS: Understood.

JOHN HURT: Okay? This city council can gladly give us \$75,000 and we would be done.

COUNCILPERSON THOMAS: Understood. Okay.

JOHN HURT: That would be a cash advance. But in our discussions that wasn't a feasible option at the time.

COUNCILPERSON THOMAS: Understand.

JOHN HURT: So the other options available is to waive fees or defer fees.

COUNCILPERSON THOMAS: Understood.

JOHN HURT: If you take those options of waiver or deferment because you're paying the money at some time in the future, you have to apply a net present value calculation to that money for it to equate to the \$75,000.

COUNCILPERSON THOMAS: Understand. But don't understand why would we do that? What -- what is the benefit of us saying we're going to give you double the amount of money? What -- or give you double the amount of the deferment? So at the -- at the end of this, you're going to pay us back 172?

JOHN HURT: That's correct, sir.

COUNCILPERSON THOMAS: Okay. So we're -- we're basically saying we're going to give you this amount of money just so in 11 years you can pay us back the value of 75,000?

JOHN HURT: Not exactly, sir.

COUNCILPERSON THOMAS: Wow.

JOHN HURT: What -- what -- what you're doing is deferring that payment now in order to make a local government contribution as required by the application. And as I said earlier, our options are for you to give us a grant of \$75,000, which is a dollar for dollar. But not doing that, the other options, be it a loan or be it a waiver or deferment, okay? It would have to be an amount that would -- whose net present value would equate to \$75,000 or more. So if that's --

COUNCILPERSON THOMAS: Have you -- have the county -- have you asked the County for any money?

JOHN HURT: In this particular instance, no, sir. We come to where we thought our local partnership should first begin and that's with the City.

COUNCILPERSON THOMAS: Right. I understand that. And it should. But would the County be considered as local government, as well, for you?

JOHN HURT: It would.

COUNCILPERSON THOMAS: Is there a reason why you didn't ask?

JOHN HURT: In this case, because we approached the City before and got a favorable response. We thought that we will come back to our local partner again. We've asked the County for monies last year. They gave us a grant that we were unable to use but we have not gone back to them. But that is a possibility for future initiatives, sir.

COUNCILPERSON THOMAS: Okay. That's -- that's all for me.

CHAIRPERSON DAVIS: Any other questions or comments?

COUNCILPERSON GUYTON: Madam Chair?

CHAIRPERSON DAVIS: Mr. Guyton.

COUNCILPERSON GUYTON: Just for purposes of clarification, let me have staff to help me to understand and clarify. What is being asked now is not for us to provide any monies.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: No.

COUNCILPERSON GUYTON: It's only being asked for us to waive the fees so no money come out of our pockets.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: We're going to defer the fee, not waive the fee.

COUNCILPERSON GUYTON: Yeah.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: We're going to defer the fee.

COUNCILPERSON GUYTON: Defer the fees. So we -- we are going to get paid for the permit fees?

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Yes.

COUNCILPERSON GUYTON: As every development go up, they have to pay a certain amount for permit fees. And what the Riviera Beach Housing Authority is asking -- and the operative term is Riviera Beach Housing Authority -- they're asking us to defer the fees for 11 years?

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Yes.

COUNCILPERSON GUYTON: Okay. So if we were not to do that, that could jeopardize to some degree -- this is a question -- the development that is taking -- or attempting to take place over where Ivy Green used to be?

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Yes. It would jeopardize their grant application because they have to have a participating local government, be it the City or the County, to participate in the -- as the grant application in order for them to have the application.

COUNCILPERSON GUYTON: Okay. And -- and the -- that's all I have. And this -- the Housing Authority has been working hard to regain its traction. And I think that the board is at a point now where they have brought together people and intelligence that now allows them to go after grants to make our city look good, because that Housing Authority does have Riviera Beach name on it even though it's a quasi-judicial separate governmental entity. So I just wanted to make sure that what is being asked is not dollars but just a deferment of fees. That's -- that's correct, Mr. Hunt?

JOHN HURT: That's correct, Councilman.

COUNCILPERSON GUYTON: Okay. I'm comfortable with that.

JOHN HURT: Thank you.

COUNCILPERSON GUYTON: Thank you, Madam Chair.

CHAIRPERSON DAVIS: Any other questions or comments?

COUNCILPERSON THOMAS: Yes, Madam Chair.

CHAIRPERSON DAVIS: Mr. Thomas.

COUNCILPERSON THOMAS: Are we setting any type of precedence by doing this, by deferring fees? So let me just ask this one again for my own edification. If ABC Construction Company wanted to come in and build a development, could they then ask for a deferment of fees for 10 or 11 years and will we have set a precedent by doing that?

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: No.

COUNCILPERSON THOMAS: Can you tell me why?

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: The -- because the Riviera Beach Housing Authority, for Councilman Guyton just -- is that they are a governmental agency. And they're a governmental agency that promotes housing and specifically in

the City of Riviera Beach. So they have -- they're -- they have a very narrow, specific definition. The council is doing this just for this specific organization. If a private developer asks for deferment fees, they wouldn't even be in the same category as the Housing Authority, 'cause the Housing Authority is a governmental -- quasi-governmental agency.

COUNCILPERSON THOMAS: How do they get their income? How do they get their money to operate?

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: I guess you'll have to ask Mr. Hurt that.

JOHN HURT: Normally Housing Authorities have generally three sources of income. Normally they would get operating subsidies for the operation of the Low-Rent Public Housing Program. They will collect rents from the tenants in that program and they would also get capital funds for improvements to those buildings, public housing. In addition to that, if they -- Housing Authority had a Section 8 Program or a Housing Choice Voucher Program, they would get administrative fees for that. Unfortunately and currently, the Riviera Beach Housing Authority does not have any public housing units. That's one of the reasons we're trying to redevelop the site to provide some public housing units for residents, for seniors and families, to reach, you know, the very low- and extremely low-income families in the City of Riviera Beach.

COUNCILPERSON THOMAS: So how are you -- how are you funded now if you don't have any of these apartments or -- how are you funded? How are you getting the money to operate now?

JOHN HURT: Currently, the Riviera Beach has two sources of funds. When former Ivy Green Village was demolished, the Housing Authority received some insurance proceeds and, in fact, they've been operating off those insurance proceeds for the past six, seven years since that demolition. In addition to that, the only other funds we have are called Replacement Housing Factor Funds. Those funds are available to us to do developments such as what we're doing and other development of public housing units throughout the city. (Phone ringing.)

CHAIRPERSON DAVIS: Please turn --

COUNCILPERSON THOMAS: So do you --

JOHN HURT: And -- and unless we do that, we cannot use those funds.

COUNCILPERSON THOMAS: -- do you have other homes or do you provide vouchers for other homes in the city or is it just the Ivy Green site?

JOHN HURT: Currently we have four homes that were acquired and rehab'd under the NSP 1 Program.

COUNCILPERSON THOMAS: Uh-huh.

JOHN HURT: Neighborhoods Stable -- Stabilization Program. We have four homes in the City that's occupied -- occupied by -- well, two are occupied, two are vacant, as of today, by Riviera Beach families. We are attempting to do other off-site acquisition. We are feverably working to acquire other properties in the city.

COUNCILPERSON THOMAS: I understand. Just answer me this, please, Mr. Hurt. And you're doing a wonderful job giving us the information. Since my colleague so graciously pointed out -- I -- I knew that already that we weren't giving you any money; that was a deferment of what you have to pay us. But why wouldn't we just say right now, we'll give you a deferment of \$75,000 right now? Why do we have to decrease the value of the 172,000 over 11 years? Why we just can't say, "You can have the deferment of \$75,000. Here you go right now." What is the significance of that?

JOHN HURT: As I've tried to point out, Councilman, you can give me \$75,000 and I can go away.

COUNCILPERSON THOMAS: No. Deferment. No, a deferment of \$75,000 right now. No cash.

JOHN HURT: Well, the --

COUNCILPERSON THOMAS: \$75,000 right now deferment.

JOHN HURT: -- any -- any deferment or waiver or loan has to be capitalized by the net present value factor, as I was trying to explain earlier. You have to multiply any loan, waiver or deferment by the factor of, yeah, 5.81 according to -- under this application. Each year it changes. So we can only apply a portion of that to be eligible for the local government contribution.

COUNCILPERSON THOMAS: When do you plan on breaking ground or doing construction or what -- 'cause that seems to be maybe where I'm missing. Where -- when are you planning on doing that?

JOHN HURT: Well, this is the application process. If successful with our co-development partners and we get funding, we would be looking for closing later in this year and hopefully some ground-breaking as soon as the early part of next year.

COUNCILPERSON THOMAS: And you think it's going to take you 11 years to pay us back the 172,000?

JOHN HURT: We thought, giving our cash flow, our projected cash flow from our performance, that that would be an opportune time to do that, to pay it in full, yes.

COUNCILPERSON THOMAS: Is there a way that you can pay a reduced amount every year over the next 11 years?

JOHN HURT: You know, once again, in -- in doing that, that affects our pro forma, you know, that we present both to the -- under this application and any other lenders or debt servers we might look for in this project. So --

COUNCILPERSON THOMAS: So what -- what happens if you guys go belly up in year 5? Then the City is without its permit fees or what -- what happens?

JOHN HURT: Not the case. One of the reasons that we have to engage a co-development partner is that our code development partner brings guarantees to the table. They're responsible for all of the financial guarantees that may fall under this application. They're -- they're responsible for the -- any -- any defaults or shortfalls in the construction. They would be responsible for any shortfalls in financing during the life of the tax credit obligation.

COUNCILPERSON THOMAS: And that's included in the -- in this document and deal that --

JOHN HURT: (Inaudible).

COUNCILPERSON THOMAS: -- we're -- we're making with you?

JOHN HURT: What -- what you're agreeing on this evening is the concept. In my conversations with the City Attorney, they will prepare a document that will cover all of your, you know, concerns.

COUNCILPERSON THOMAS: What I'm trying to make sure is you say that your partner's going to be responsible. At the end of the day I just want to make sure that the City is going to be able to get its permit fees.

JOHN HURT: It is. Not -- not only is the City protected, as you well imagine, the Florida Housing Finance Corporation puts stringent requirements, you know, in order to even lend the money under this application.

COUNCILPERSON THOMAS: Okay. So Miss Ryan, up under this particular item, all we're doing is saying that we're approving the concept of going to do this? This is not the actual document that's going to be utilized or --

JOHN HURT: Well, there's a form that has to be signed, Councilman, for the application.

CITY ATTORNEY RYAN: But as we discussed the last time this issue was brought before council, they have to get the approval for the loan first and then they'll come back and do a formal agreement with the City.

COUNCILPERSON THOMAS: Okay.

CITY ATTORNEY RYAN: We didn't waste the time to do it before because we wanted to make sure they got the money.

COUNCILPERSON THOMAS: I got it. No problem. I'm good.

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

INTERIM CITY CLERK ANTHONY: Councilperson Guyton?

COUNCILPERSON GUYTON: Yes.

INTERIM CITY CLERK ANTHONY: Councilperson T. Davis?

COUNCILPERSON DAVIS: Yes.

INTERIM CITY CLERK ANTHONY: Councilperson Thomas?

COUNCILPERSON THOMAS: Yes.

INTERIM CITY CLERK ANTHONY: Chair Davis?

CHAIRPERSON DAVIS: Yes.

INTERIM CITY CLERK ANTHONY: Unanimous vote.

CHAIRPERSON DAVIS: Item 11.

11. **RESOLUTION NO. 12-15 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, GRANTING THE DEFERMENT OF \$172,425 IN BUILDING PERMIT FEES FOR THE RIVIERA BEACH HOUSING AUTHORITY TO CONSTRUCT A 75 UNIT RESIDENTIAL COMMUNITY CONSISTING OF TWO AND THREE BEDROOM UNITS AND A COMMUNITY CENTER AT THE FORMER IVY GREEN VILLAGE SITE TO BE KNOWN AS HERON ESTATES FAMILY COMMUNITY FOR A PERIOD OF 11 YEARS AS PART OF THE REQUIREMENT OF THE FLORIDA HOUSING FINANCE CORPORATION'S APPLICATION PROCESS; THE ENTIRE AMOUNT OF \$172,425 WILL BE PAID TO THE CITY IN YEAR 11; AUTHORIZING STAFF TO DRAFT A REPAYMENT AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE.**

COUNCILPERSON GUYTON: So moved.

COUNCILPERSON DAVIS: Second. Second.

CHAIRPERSON DAVIS: Okay. It's been moved and second. I have one public comment -- two public comment cards. Bonnie Larson?

BONNIE LARSON: Mine is a matter of clarification. When it was Ivy Green, I was under the impression it was for low-income senior housing. So my question is, has this changed now, because there's a little discrepancy here. Item number 10 says 75-units senior residential building and 13 residential duplexes. Item number 11 says 75-unit residential community. It doesn't say anything about seniors. Consisting of two- and three-bedroom units. So -- and it doesn't say anything about the duplexes. So how big are these senior units? How many are there? Are they restricted to seniors? Just for clarification, for the people who might want to be taking advantage of this once it's built. What are we getting in case this is the only time this comes up? How many -- is it strictly seniors? Is it strictly low -- I'm assuming it's strictly low-income. But what is the break down here? How -- how large are those residential units? How large is the senior apartments and what's the break down? Thank you.

CHAIRPERSON DAVIS: All right. Thank you. Mrs. Margaret Shepherd?

MARGARET SHEPHERD: Margaret Shepherd, Riviera Beach. Once again, let me clarify one thing that Mr. Hurt and Art Cobb and that board over there is one of the best boards that has been in place. I thank Mr. Thomas for being cautious because Mr. Thomas was -- well, he came after Miss Wade and he was there. So he knows. And I appreciate him being cautious. Because it was things in place that did not bring caution there. So we suffered. It's in the record that it was townhouses for the young ladies with children and back in the back it was the senior building. I ask for you and I beg you to please don't hesitate. Let's get this show on the road. It is time for redevelopment. It is time for Ivy Green/Heron, whatever it is, to get on the move. And I understand the caution. I -- I was there. I was there when that money left there. And nobody can explain it. So now it stays in place. I have watched Mr. Hurt and -- and Art, Art who has spent numerous hours without getting paid, and that board, in the middle of the night. They are working hard to bring people back to that piece of property. People want that property for one thing. It is valuable property. But I implore you, give people a chance to come back and reclaim their homes. I understand about the money. I understand about the caution. But I do understand I won't be going back because it was a little bit too much for me. But I -- I -- I thank God that I was there to set that precedence to let them know that they were going to take care of those people. So when I left, Miss Jones, we left in a blaze of glory. I think it's time for them to come back in a blaze of glory. It is time.

CHAIRPERSON DAVIS: Thank you, Miss Shepherd. And I remember, too. Miss Shepherd, you were a force back then.

MARGARET SHEPHERD: Yes, I was.

CHAIRPERSON DAVIS: In -- in Ivy Green. All right. Number 11. Do you need to talk anymore about this? Any other questions or comments?

COUNCILPERSON DAVIS: I've got one brief question.

CHAIRPERSON DAVIS: Mr. Davis?

COUNCILPERSON DAVIS: I had -- I had this one concern when I saw both items, but I do like the fact that we're moving forward. It's the fact that you see the two projects. One is senior and one is for low-income housing. Now, in the low-income housing, would the ages be restricted or that's just available for anybody?

JOHN HURT: Our approach was to develop it in three phases.

COUNCILPERSON DAVIS: Okay.

JOHN HURT: We -- the first phase being the 75-unit senior building, three to four stories. And that would be for seniors age 55 and over, particularly for age 62 of age and over and subsidized units.

COUNCILPERSON DAVIS: Okay.

JOHN HURT: 75-unit family development would be that with a veteran's preference. We conceptually are talking about -- about two and three bedrooms.

COUNCILPERSON DAVIS: Uh-huh.

JOHN HURT: So that'd be 75 units of family. The remaining 26 cottages, conceptually, we -- can either be for sale or they can be for seniors. That's yet to be determined when we get to that third phase.

COUNCILPERSON DAVIS: As you all sit there and -- and elaborate and think about that, please keep in mind of the safety issues when you start putting two different communities together when you have seniors, then you have families. You have a group of people that's coming to a community understands that it's going to be quiet and nice, peaceful, fun for them. And then when you start sticking -- well, placing children in that particular environment, what kind of issue it may create. So I like the fact that you made it a priority for veterans seniors in the second phase, but in the third phase, I would like to see you do the same thing with that, 'cause I'm pretty sure the police department will support you in that initiative if you do that. It definitely shows that that's one whole community that's fit and not necessarily dangerous but safe to age-appropriate or the disabled, they're seniors. I just don't feel comfortable with supporting something -- even though this is just an agreement -- something that may put us in a bind later like

happened at other project areas -- well, home development areas prior to this years ago. So I want to make sure that we learn from the previous administration and do something positive and keep supporting one another. But thank you for what you've done thus far.

JOHN HURT: Thank you.

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

INTERIM CITY CLERK ANTHONY: Councilperson Thomas?

COUNCILPERSON THOMAS: Yes.

INTERIM CITY CLERK ANTHONY: Councilperson Guyton?

COUNCILPERSON GUYTON: Yes.

INTERIM CITY CLERK ANTHONY: Councilperson T. Davis?

COUNCILPERSON DAVIS: Yes.

INTERIM CITY CLERK ANTHONY: Chair Davis?

CHAIRPERSON DAVIS: Yes.

INTERIM CITY CLERK ANTHONY: Unanimous vote.

CHAIRPERSON DAVIS: Okay. Item 12 is Community Benefits.

JOHN HURT: Thank you.

CHAIRPERSON DAVIS: Thank you, sir.

DISCUSSION AND DELIBERATION

NONE

COMMUNITY BENEFITS REQUESTS

12. MOTHERS AGAINST MURDERERS ASSOCIATION, INC. (M.A.M.A.) - \$500 - COUNCILMAN BRUCE A. GUYTON - FOR HONORING MOTHERS AGAINST MURDERERS ASSOCIATION, INC, AT THE 49TH ANNUAL BLACK HISTORY BANQUET.

CHAIRPERSON DAVIS: Is there a motion?

COUNCILPERSON DAVIS: So moved.

COUNCILPERSON GUYTON: Second.

CHAIRPERSON DAVIS: Okay. Madam Clerk?

INTERIM CITY CLERK ANTHONY: Councilperson T. Davis?

COUNCILPERSON DAVIS: Yes.

INTERIM CITY CLERK ANTHONY: Councilperson Guyton?

COUNCILPERSON GUYTON: Yes.

INTERIM CITY CLERK ANTHONY: Councilperson Thomas?

COUNCILPERSON THOMAS: Yes.

INTERIM CITY CLERK ANTHONY: Chair Davis?

CHAIRPERSON DAVIS: Yes.

INTERIM CITY CLERK ANTHONY: Unanimous vote.

CHAIRPERSON DAVIS: Okay. We're now down to item 13, Board Appointments. That is nominations of Planning & Zoning Board members.

BOARD APPOINTMENTS

13. NOMINATION OF PLANNING AND ZONING BOARD MEMBERS.

CHAIRPERSON DAVIS: Let me start by saying I have an e-mail from Mrs. Pardo, and she says she's in Tallahassee and -- conducting City business and would like to council to appoint Ed Kunuty and Marie Davis to District 4 seats. Okay? And we have one public comment card. Item 13 is Tradrick McCoy.

COUNCILPERSON THOMAS: Madam -- Madam Chair?

CHAIRPERSON DAVIS: Yes, sir.

COUNCILPERSON THOMAS: I -- I -- have we brought back exactly how we're going to -- to do this? I know that we spoke briefly about each councilperson having one or two positions on this. Have we come to an agreement on how we're going to actually move forward?

CHAIRPERSON DAVIS: Well, that was -- that was what -- the consensus that I thought we had come to. Everybody gets two.

COUNCILPERSON THOMAS: And we're going to get two? Okay. After Mr. -- is -- is Mr. McCoy the only card?

CHAIRPERSON DAVIS: Yes. He's the only speaker so let him speak.

COUNCILPERSON THOMAS: Okay. I'll finish after he gets done.

CHAIRPERSON DAVIS: Thank you, sir.

TRADRICK McCOY: Good evening.

CHAIRPERSON DAVIS: State your name and address for the record.

TRADRICK McCOY: Good evening. Tradrick McCoy, 1465 W. 30th Street. And I concur with Councilwoman Dawn Pardo with reappointing Miss Marie Davis and Mr. Kunuty. I'm just curious as to the process, because you know, a lot of these things, I was just -- found out about it today. But I understand that their term ended in the month of December. So is it going to be customary or the practice of the City of Riviera Beach that we advertise for Planning & Zoning Board positions when really there's no vacancy? Their term has just ended.

And the posture of city council was typically if that member expressed interest in returning to the board, then they're reappointed. But for whatever reason, I see that we now open up the application process for new applicants, which is fine. I just want us to be consistent across the board. One of the concerns that I had with the whole entire process is that some people submitted resumes, some people submitted applications. And what's not clear is some of the people I'm not even sure are registered to vote or even participate in the City. Now, one important reason why I think Mr. Kunuty and Mrs. Davis should be reappointed is because while on the board at least in the two and a half -- I -- I'm going to estimate to say two and a half years that I've been on the board, we've taken on some very important issues.

And a lot of these issues require the commitment and dedication of not just showing up here at a meeting, but actually going home and studying the land use regulations and the zoning maps. And I'd just point out to you I know since I've been on the board we've wrestled with the large family day cares, just the language; land use regulations for the CRA, the adult arcades, the electric fence, sober homes, ADA reasonable accommodation, wireless technologies, antennas. I mean, among other different things.

So I was just taken back to December 22nd when the Fourth District Court of Appeals overturned a decision by the Chapel by the Lake project that was returned. And one of the important things that was cited in that decision was that procedurally, the City omitted

the Planning & Zoning Board. And quite often I see some of those same things and some of those implications happening here. That's why I'm glad we have strong people on our board finally like Mr. Kunuty, Mr. Wigham, who really represents a very important faction because he's one of our seasoned members. He's 16 years on the board. And I think that's probably more than anybody up here was even on the city council. So at least if they express interest in being on the board, I would at least think that as a council, we should try to return those members just because of their experience and their commitment to serving on the Planning & -- Planning & Zoning Board. And I remind you, this is service and this is what, you know, we signed up to do. So I don't think at the last minute we should just decide to change the rules and now open a pool of applicants and we still have our same members that want to participate. Thank you, council and Mayor. That's it. Thanks.

CHAIRPERSON DAVIS: Thank you, sir.

COUNCILPERSON THOMAS: Yeah, Madam Chair?

CHAIRPERSON DAVIS: Yes, Mr. Thomas?

COUNCILPERSON THOMAS: So I just want to make sure that I'm clear on -- on the process in which we're going by. Each councilperson would appoint -- is it one or is it two members or how -- how exactly are we doing this?

CHAIRPERSON DAVIS: The Planning & Zoning Board consists of how many members and alternates, Miss McKinney?

DIRECTOR OF COMMUNITY DEVELOPMENT MCKINNEY: It has seven members and two alternates.

CHAIRPERSON DAVIS: So that's nine. Okay?

COUNCILPERSON THOMAS: Okay. So is it that we each would appoint two and maybe the at-large would appoint one or how would we do that?

CHAIRPERSON DAVIS: That's fine with me.

COUNCILPERSON THOMAS: Yeah.

CHAIRPERSON DAVIS: If that's (inaudible).

COUNCILPERSON THOMAS: And I'm only saying the at-large appoint one because all of the districts are covered in the -- there's no -- no slight. All the districts will be covered if we -- if we do -- if we do it that way. And that's fine. I don't have a -- you can do it however you want to. I'm just trying to make sure I understand it. The other thing that I want to know is for the individuals who are not up or their terms have not expired, what

exactly are we going to do about that? Case in point, we already know that -- I believe it's District 1, they have either four or five members that are on the board. And I think District 4 has two. So let's take, for instance, Miss Pardo is saying she's fine with the two that are there and she wants to reappoint those so they'll be fine. But what happens with the rest of the members that are currently on the board? How is that -- how is that process taken care of? 'Cause not everybody is -- is up, from what I understand. So how do we -- how do we take care of that issue?

CHAIRPERSON DAVIS: It's --

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Well --

CHAIRPERSON DAVIS: -- it's really left up to the city council. They can appoint whomever they want.

COUNCILPERSON THOMAS: Okay. So I know Mr. McCoy just got up and said that he would like to see some people on and he probably wants to stay on himself. What ends up happening is these individuals -- so say it's the four. Now, any of those four that are -- that are from District 1 or five from District 1 -- I don't see the --

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: There's seven from District 1.

COUNCILPERSON THOMAS: Right. That's obviously a problem in itself. But how do we remedy that if these people are on the board; they've shown up; is that -- is that Mr. Guyton's decision or is that a board's decision or how is it? I just want it to be known so that, you know -- I mean, 'cause I'm getting phone calls about people want to be on. And I just want to put it out there exactly what we're doing, how we're going to -- to remedy that.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: That's a complicated question.

CHAIRPERSON DAVIS: Let -- let me -- let me ask. I really don't have a problem with whichever way we do it. If it's -- if it's anybody on this board who wants to replace somebody with somebody else or since they are Mr. Guyton's, you know -- in his district, if he wants to do it. I mean, either way is fine with me. All I'm saying is I want two representatives from District 2. Okay?

COUNCILPERSON THOMAS: Exactly. I agree. I agree.

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON DAVIS: All right. So Mr. Davis?

COUNCILPERSON DAVIS: I would like to know why did we start this conversation at this time when we have three members that expired but they actually resubmitted their applications and resumes? And we've been -- like Mr. McCoy said, this city's been getting ready to go through a lot of redevelopment, and they've been doing really good. Matter of fact, we invested some money for the first time in many years to send them away on a conference in training. And they benefited. You can see that board getting very, very, very strong. One of Palm Beach County finest.

We have some consistency. If we'd have consistency, why are we having this conversation now to break up this momentum that we have in that particular board? And that's what I'm trying to find out, how did we get to this conversation? Why was it important -- why would you pull off some people that are working well together. They're not arguing. They're not fighting. They're working well as a team. They're working as a unit. They -- they go to trainings together and they're one unit. So why would we even have this conversation?

I thought if you knew that -- at the time that the applications were coming up for expiration, this is something that should have been brought up maybe in June or July, knowing that the -- it was going to expire. And then we could have had this conversation back then. But to wait for someone to expire and then they say, You know what? Let's go on ahead. And we want to put in two districts there, two people there, I think we should wait until the next -- start talking now for the next applications to expire, because I don't think it's fair to them to put in so much time and work and be sitting here and someone will come up and say, You know what? We want you off this board. This conversation should have started before their terms expired. And that's where I stand with that. And I have one question, Miss McKinney. Is it a requirement for all applicants to submit an application? A completed application?

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: We've requested it. We did -- we've -- in the past we get various -- we get a letter and then we asked them to send --

COUNCILPERSON DAVIS: I -- I -- I know, 'cause I've seen different things happen.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: -- so --

COUNCILPERSON DAVIS: And I -- I remember a couple years ago when I seen some resumes, I seen a few applications. But we need to start establishing -- this board need to do a more common practice. What is the screening process when someone comes. Everyone should have an application.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Right. And we do --

COUNCILPERSON DAVIS: Not just sending a letter signed, I want to be there. We need to know who they are. Do they live in Riviera Beach? Do they vote in Riviera Beach? Are they invested in Riviera Beach?

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Oh.

COUNCILPERSON DAVIS: We need to know these things before our -- before it comes to this board, before we can come up now and start making decisions. You know what I mean?

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Right. Usually when we get a letter from some -- someone, then we ask them to fill out the application.

COUNCILPERSON DAVIS: Uh-huh.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: And that's what we did in this instance. And I think we got all the applications. We also asked them for copies of their driver's license so that we can check --

COUNCILPERSON DAVIS: Uh-huh.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: -- if they're a resident and we -- you know, we don't check on whether they actually vote or are registered to vote, but we check because that's the requirement, is you have to be a resident of the City.

COUNCILPERSON DAVIS: I just say that because that was brought up prior coming to the podium. But you know, if you're going to have people working on your Planning & Zoning, which is your most critical -- one of your -- one of your most critical boards, you need to know what have they been doing prior to putting in an application. You know, it's like a credit history where you go places. They want to know who you're about, what you are. Are you committed to anything? If you're not committed to anything, why should we even consider somebody be on this board? Not saying that none of these applicants are doing that. I'm just saying let's focus on establishing a real process, staying consistent, that everyone must submit an application prior. It may be 90 days before -- this board may bring it up 90 days prior to the term expires.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Right.

COUNCILPERSON DAVIS: That way we can have these conversations instead of just waiting till the last minute and just kind of bringing something up. You know? I mean, it - - it puts --

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: I understand.

COUNCILPERSON DAVIS: -- it's -- it is --

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: It --

COUNCILPERSON DAVIS: -- it's the process, it just -- it doesn't feel well. That's all I'm -- that's all I'm stating.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: I think we advertised it in large ads which are fairly expensive.

COUNCILPERSON DAVIS: Uh-huh.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Three, maybe four times. And we started, I believe, August/September. So that we could -- because it's been very difficult to get people to apply to be --

COUNCILPERSON DAVIS: Yes, ma'am. Okay.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: -- on boards. So --

COUNCILPERSON DAVIS: And that's why we got so many board members from -- from one particular district, because that district typically seems to be more interested -- well --

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: I think it just happened that way.

COUNCILPERSON DAVIS: -- it just kind of happened that way.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Right.

COUNCILPERSON DAVIS: So I have -- thank you. But I have one question for Legal. Miss Ryan, I noticed that one of the applicants sit on the CDC Board but we already currently have a board member that also sits on the CDC Board. Would that be a conflict of interest, to have two CDC Board members on the Planning & Zoning? I'd just like to know. I don't know.

CITY ATTORNEY RYAN: I really don't know. Your CDC Board is a part of the CRA.

COUNCILPERSON DAVIS: Yes, ma'am.

CITY ATTORNEY RYAN: So that issue would have to be looked at.

COUNCILPERSON DAVIS: Because, of course, a lot of things -- I mean, CRA primary focus is to redevelop.

CITY ATTORNEY RYAN: Right.

COUNCILPERSON DAVIS: So if you take two members -- because we already have one on there already. And now on the --

CITY ATTORNEY RYAN: One of the members of the --

COUNCILPERSON DAVIS: CDC.

CITY ATTORNEY RYAN: -- Planning & -- is on the Planning & Zoning Board?

COUNCILPERSON DAVIS: Yes. And then we have another that's applying now. So --

CITY ATTORNEY RYAN: I don't think it's a conflict but I -- I really don't know the answer so I don't want to give you an answer on that.

COUNCILPERSON DAVIS: -- I'm just saying because the CRA primary focus is redevelopment.

CITY ATTORNEY RYAN: Right.

COUNCILPERSON DAVIS: And Planning & Zoning --

CITY ATTORNEY RYAN: But the CRA --

COUNCILPERSON DAVIS: -- they would have to come before that board. I hate to see a project that's going through the CDC Board and they have two members sitting on this particular board.

CITY ATTORNEY RYAN: Right.

COUNCILPERSON DAVIS: On that particular board making decisions. So I'm -- I'd just like to get a -- you know, a legal --

CITY ATTORNEY RYAN: Yeah. Well, the -- you -- you already have a member. You may already have an issue.

COUNCILPERSON DAVIS: -- opinion.

CITY ATTORNEY RYAN: If you're saying you have a member now --

COUNCILPERSON DAVIS: Being having two of them would be a real issue. I mean --

CITY ATTORNEY RYAN: It doesn't matter.

COUNCILPERSON DAVIS: Well --

CITY ATTORNEY RYAN: If -- that may be an issue. I've never -- I -- I will talk with --

COUNCILPERSON DAVIS: -- well, I'm just saying, the --

CITY ATTORNEY RYAN: -- the attorney for the CRA.

COUNCILPERSON DAVIS: Okay.

CITY ATTORNEY RYAN: On that.

COUNCILPERSON DAVIS: I just need to know where we are before we even move any further on this particular --

CITY ATTORNEY RYAN: Absolutely.

COUNCILPERSON DAVIS: -- item, because this should have been vetted prior to even coming before the board. It's putting us in a -- in a rough situation. One last thing. So who do -- so Miss McKinney, you do all the verification of -- of everyone who's residents and --

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: My staff does that, yes.

COUNCILPERSON DAVIS: Okay. Oh, okay. And when you verify, do you send a letter to the city manager to let her know that it's been verified, each member? Each applicant?

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Well, we -- well, what we do is we prepare the packet with the --

COUNCILPERSON DAVIS: Uh-huh.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: -- applications and we -- we wouldn't submit the packet or the individual --

COUNCILPERSON DAVIS: I -- I know.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: -- unless they had been verified.

COUNCILPERSON DAVIS: I just wanted --

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: So we don't actually send her a letter saying that. We do it as part of the agenda packet.

COUNCILPERSON DAVIS: -- but I would like to have something in writing saying they've been -- I understand what you're saying with your practice. But going forward in the future, let's focus on making sure every applicant had -- has an application.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Uh-huh.

COUNCILPERSON DAVIS: Along with a resume and a letter saying that our department has verified that these applicants are Riviera Beach residents.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: We can do that.

COUNCILPERSON DAVIS: You know, just background screening.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: We can do that. But we do check --

COUNCILPERSON DAVIS: Thank you.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: -- verify the residency.

COUNCILPERSON DAVIS: Appreciate it.

COUNCILPERSON THOMAS: Madam Chair?

CHAIRPERSON DAVIS: Mr. Thomas?

COUNCILPERSON THOMAS: Miss Ryan, just a couple of quick questions. When Mr. Davis was asking that question, the thing that would -- kind of came to me for me is that both of the -- both of those boards are -- well, this board, the Planning & Zoning Board is an advisory capacity. So I -- I -- I'm not the attorney, of course, but I would think that maybe it's not an issue. However, it could be an issue to this board, this, the city council, to say, Hey, listen. We want to make sure that we got objective points of views and we probably, you know, can make a policy -- well, we definitely could make a policy to say we don't want to see that.

COUNCILPERSON DAVIS: Uh-huh.

COUNCILPERSON THOMAS: But I don't think legally that would be an issue. And let me tell you why I say that, is because we sit on the CRA Board.

CHAIRPERSON DAVIS: That's right.

COUNCILPERSON THOMAS: So I --

CITY ATTORNEY RYAN: Yeah, but statutorily you -- you are allowed to sit.

COUNCILPERSON THOMAS: I get it. I get it.

CITY ATTORNEY RYAN: Statutorily.

COUNCILPERSON THOMAS: But there are cities where the city council does not sit on their -- their CRA Board.

CITY ATTORNEY RYAN: Correct.

COUNCILPERSON THOMAS: So that's what makes me think that you can -- you can do it. Now, I don't know. I'm just pointing out how -- how I'm feeling about it. The other thing that I want to -- to make sure is we have not cleared up the issue of -- and I'm all for making sure that the applicants are -- if they're your appointment, you should interview them. You should make sure that they're fine if they're your appointment. I'm -- I'm not going to put all of the work on you all. You all vet them and give us the vetted people and we'll -- or we see somebody, we'll tell them to fill out an application. I get it. But what I want to make sure of is the individuals who terms have not expired -- if your term's expired, then you either gotta get reappointed or you -- you know, I -- I get it. Everybody wants -- want to stay, you know? But you have an election for us every three years. You know, it -- it -- it just happens. You -- you know, you get to say, What are we going to do with the individuals who terms have not expired, is what my question and concern is. That will be the people who still are technically in their term of office.

CHAIRPERSON DAVIS: Right.

COUNCILPERSON THOMAS: What are we going to do -- what I --

CHAIRPERSON DAVIS: It's left up to the city council.

COUNCILPERSON THOMAS: I'm saying are we --

CHAIRPERSON DAVIS: Whatever they want to do.

COUNCILPERSON THOMAS: So we can just --

CHAIRPERSON DAVIS: Yes.

COUNCILPERSON THOMAS: Right. I just want to make sure I say it. We can just remove --

CITY ATTORNEY RYAN: I don't know about that.

COUNCILPERSON THOMAS: -- individuals from their term? I mean, because I -- what happened is several years ago I had an appointee. Let's take -- my appointee was Mr. Brennan. And over a certain amount of time he just ended up off the board. I had no idea why he was off the board. I didn't know he was off the board. He just kind of ended up off the board some type of way. So I want to -- I want to make sure that I'm understanding this 'cause his term was not up, obviously. But he was removed off the

board. So what is the process? Are you saying that we have the authority to just say, Okay. Even though your term is not done, we're going to redo this entire board?

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: We have never done that in the past 16 years.

COUNCILPERSON THOMAS: Okay.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Now, whether you can do that, I think that our attorney may have to address that because I --

CHAIRPERSON DAVIS: I thought -- I thought the city attorney had said it before. Maybe I misunderstood.

CITY ATTORNEY RYAN: I apologize. Right. I need to look at the code. What I recall from our code, which I don't have in front of me, is that you can remove a board member for cause and usually it's for malfeasance or failure to attend the meetings. I don't know of a situation where we have just removed someone just for the heck of it.

COUNCILPERSON THOMAS: Oh, okay. So that means that we have another dilemma. And I don't want to set precedence of doing that. People volunteer their time. There's -- there's individuals on the board that they have an upcoming meeting. They've got different things that they're -- I'm not trying to interrupt that. But we do have a problem that we need to go in and fix while we're doing it. We have a lot in one district and it's supposed to be -- it should be a representation of the entire city. I am definitely for having two members per district. My question is now how do we do that? Do we do that by the process of elimination or attrition or do we just say, Okay. If District 1 has -- since they have seven members now, any of the District 1 members that are up, they automatically would, you know, forfeit, and a slot will go to each person or how -- that's what I'm trying to get to -- to the point of. And I think that that's where we need to probably be honing in our discussion.

CHAIRPERSON DAVIS: Well, you know, if -- if I need to -- should make a choice in the matter of two people who are up for -- I mean, their terms are up --

COUNCILPERSON GUYTON: Well, Madam Chair --

CHAIRPERSON DAVIS: -- I don't -- Mr. Guyton?

COUNCILPERSON GUYTON: -- could we -- could we establish a procedure that would work through whether we're going to do it through attrition or the attorney can research to determine what our authority is before we start suggesting who we may or may not put on?

COUNCILPERSON DAVIS: Thank you.

COUNCILPERSON GUYTON: Could we establish what the -- what the ground --

CHAIRPERSON DAVIS: Well, this is -- here -- here's -- here's where I am. I see -- I see several that their terms were up December 2014.

COUNCILPERSON GUYTON: Uh-huh.

CHAIRPERSON DAVIS: One, two, three. Three people. So I mean, I don't have an issue with waiting but, you know, I think --

COUNCILPERSON THOMAS: Some --

CHAIRPERSON DAVIS: -- so it's -- you know, it's whatever the board's pleasure is is fine with me.

COUNCILPERSON GUYTON: Well, I would rather establish the procedures by which we develop --

COUNCILPERSON DAVIS: Process.

COUNCILPERSON GUYTON: -- a process that allows each district to be represented. I -- I personally don't want to start throwing out names --

CHAIRPERSON DAVIS: Uh-huh.

COUNCILPERSON DAVIS: Uh-huh.

COUNCILPERSON GUYTON: -- without knowing if one, we can actually do that -- well, not --

CITY ATTORNEY RYAN: Yeah, Madam --

COUNCILPERSON GUYTON: -- throw out names but -- but --

CITY ATTORNEY RYAN: -- can I go ahead while I have it here?

CHAIRPERSON DAVIS: Sure, go ahead.

CITY ATTORNEY RYAN: It's -- the Community Development Department was kind enough. It states in the ordinance that the city council may remove any member for cause. Any member of the board who fails to attend two out of three regular meetings without cause and without prior notification to the secretary of the board shall automatically forfeit his appointment to serve on the board and the city council shall promptly fill such vacancy. So because it says that you may remove any member for cause, I tend to think that you shouldn't move -- remove a member not inside of its term - - you should not remove a member that has not had an expired term.

CHAIRPERSON DAVIS: Okay.

COUNCILPERSON THOMAS: Okay. Well, Madam Chair?

CHAIRPERSON DAVIS: Yes, sir?

COUNCILPERSON THOMAS: It appears that everybody with the exception of the -- with the exception of, I think, Mr. Brian Coulton and Kimberly Jackson and Arthur Hamilton, it appears that everybody else is either up -- oh, no. Renee James is not up until 2017.

CHAIRPERSON DAVIS: Right.

COUNCILPERSON THOMAS: It appears that everybody else would be up --

CHAIRPERSON DAVIS: Sometime --

COUNCILPERSON THOMAS: -- sometime this year. I think the fair thing to do would be to -- if there is anybody that's up currently, I think I see -- I don't see anybody that's up.

CHAIRPERSON DAVIS: There's three.

COUNCILPERSON THOMAS: You see three? Maybe I'm looking at the wrong list.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Right. Right. No, Mr. Kunuty, Mr. Wigham -- Mr. Kunuty's in District 4. Miss Davis is in District 4 and Mr. Wigham is in District 1.

CHAIRPERSON DAVIS: So --

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: And those three that are up in December.

CHAIRPERSON DAVIS: -- here's what I'm going to propose. If Mrs. Pardo wants to keep her two, I will fill one of mine and fill the other one when another person's term is up in May. I mean, well, that's if I'm here. Okay?

COUNCILPERSON THOMAS: But that -- but that -- that means that District 3 won't get a chance to -- to fill one.

CHAIRPERSON DAVIS: Well, that's what was being proposed. Now, if you said wait --

COUNCILPERSON GUYTON: Madam Chair?

CHAIRPERSON DAVIS: Yes, Mr. Guyton?

COUNCILPERSON GUYTON: Also the -- one of the ones that is --

CHAIRPERSON DAVIS: Oh, there's one in 2015, too.

COUNCILPERSON GUYTON: -- one of the ones that is up is out of my district, Mr. Wigham. And if we were going to select two that was going to be one of my selections. So I'm not prepared to make a decision that would remove Mr. Wigham right now. So I don't know.

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON DAVIS: Well, here's what I was -- what I was saying is that would be my one and you could choose him for one of your two. But, you know --

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON DAVIS: Mr. Davis?

COUNCILPERSON DAVIS: Have we -- and I asked this question at the last meeting -- vetted any of the board members to see how are they even interested in even coming back on the board? And two, have we vetted to see who's in violation of the attendance policy which means --

COUNCILPERSON GUYTON: We've got that in front of us.

COUNCILPERSON DAVIS: I know but it doesn't state who is actually -- it shows that, well, they're absent but it doesn't state was it -- did they give a notice or not. That's what it doesn't state and that's what I need to know.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: I believe all three of them did bring in their letter and/or application. I -- I personally had --

CHAIRPERSON DAVIS: We're talking about the absences.

COUNCILPERSON DAVIS: No, no. We're talking about the absences.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Oh, the absences? I'm sorry.

COUNCILPERSON DAVIS: Like, you know, you -- you give a notice stating why or they just didn't not show up. And that's where that doesn't specify who did that.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: No. Yeah, right. When the absences are recorded, they're just recorded as that, absent or present.

COUNCILPERSON DAVIS: Just -- exactly. So I think that's -- would you sit down with the chair and discuss that with your staff or how would you work -- work that out to find out?

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Find out who volunteered - or who notified us that they wouldn't be there?

COUNCILPERSON DAVIS: Yeah. Who -- who -- who notified that they may not have any entries or might be willing to give up their seat, or two, based on the attendance --

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Right. The three?

COUNCILPERSON DAVIS: Right. You know, based on the policy that was quoted earlier about having three absences without --

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: The three that are --

COUNCILPERSON DAVIS: -- notifying the board, just not showing up, you know, not being consistent. And we need to take that into measures if that's -- we just want to be fair about the process. I mean, that's something in consideration for the future. But, you know --

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Right.

COUNCILPERSON DAVIS: -- I'm not ready to make a decision now.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: The -- the -- the three individuals whose term is up did give us a letter and an application.

COUNCILPERSON DAVIS: An application. I saw that.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Right. For those three.

CHAIRPERSON DAVIS: Okay. So what is the pleasure? Y'all want to put -- hold this off until another date?

COUNCILPERSON THOMAS: Well --

CHAIRPERSON DAVIS: Well, and -- and as I said, and we'll need to vote on allowing the three that have expired December 2014 to serve for another month or two.

COUNCILPERSON DAVIS: Uh-huh.

CHAIRPERSON DAVIS: Until we make a decision.

COUNCILPERSON THOMAS: Well, Madam Chair?

CHAIRPERSON DAVIS: Yes, Mr. Thomas.

COUNCILPERSON THOMAS: What -- what I would do -- I don't want any of -- I -- you know, I don't want to continue to -- to belabor this. We -- you know, there are people that are coming off. So if, I mean -- let's take -- let's take -- I know Miss Pardo would like to have both of hers on. She may could only get one. That way all the other districts can. You can get one, District 3 can get one. But I mean, it's gotta be a tough decision. I mean, I'm -- I'm looking at the terms and some of these terms don't expire till 2017, 2016. But it -- District 3 definitely needs to have some -- somebody on, I mean, period. It's -- you know, it is what it is. We -- we might need to research can any of these be removed. Or, you know, I'll be willing to wait if Mr. Guyton is saying, okay, he has -- he has Mr. McCoy up in April. He has Miss Brooks up in May, and he has Mr. Wigham up past December. If he's saying, Okay. Listen. When their term expires, then I'll -- you know, I'll give District 3 -- or District 3 will get one of those slots, then I'll wait to make an appointment in April or May, you know, or, you know -- or December. However it goes. But that's going to be the only fair way to do it. You can't just say we're not gonna, you know, have every district represented when we can fix the problem right now.

CHAIRPERSON DAVIS: What is the pleasure of the board? Do you guys want to bring this back at the next meeting?

COUNCILPERSON DAVIS: Before we go make that decision, Madam Chair, can I ask one question?

CHAIRPERSON DAVIS: Mr. Davis?

COUNCILPERSON DAVIS: Councilman Thomas had a concern about his district. So what happened to when his person was -- were they disqualified or they just quit? Who replaced them and who made the recommendation for that seat?

CHAIRPERSON DAVIS: I don't even remember.

COUNCILPERSON THOMAS: That's a good question.

CHAIRPERSON DAVIS: I don't even know if I was here.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: What -- what was their name?

COUNCILPERSON DAVIS: 'Cause you lost a person in --

COUNCILPERSON THOMAS: Gary Brennan was my appointment several years ago and I haven't had an appointment since then. I think that was in 2008.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: I have to check.

CHAIRPERSON DAVIS: I think he stopped coming or something, didn't he?

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: I think -- right.

COUNCILPERSON THOMAS: No. I think that he was asked to stop coming 'cause I've already contacted him. So I think he was asked to --

CHAIRPERSON DAVIS: I don't know.

COUNCILPERSON THOMAS: -- to -- now, he received some --

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Yeah.

COUNCILPERSON THOMAS: -- letter saying that he was no longer invited. Now, that's hearsay. I don't know that to be true but I don't --

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Yeah.

COUNCILPERSON THOMAS: -- see why he would represent something that wasn't correct to me. I don't know.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Find out (inaudible).

CHAIRPERSON DAVIS: Can we -- but -- okay. He was your appointment in '07?

COUNCILPERSON THOMAS: '0 -- I believe it was '08. But he hasn't been on there since then. And that's another thing. If -- if -- if -- if one of our appointments needs to be removed, then we should get that notice and we should reappoint somebody else.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Yeah.

COUNCILPERSON THOMAS: Not the board reappointing whoever they want. They're our appointments. If that would -- that would have probably never happened had, you know, I known. If I would have known -- say he didn't have -- say he didn't meet the attendance policy.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Right.

COUNCILPERSON THOMAS: Okay. Cedrick, your person's not meeting the attendance policy.

COUNCILPERSON DAVIS: Uh-huh.

COUNCILPERSON THOMAS: What do you want to do? All right. We need to remove him and get somebody who will meet the attendance policy. But the -- the positions need to stay within the districts so that we don't have this problem again.

CITY ATTORNEY RYAN: Madam Chair?

CHAIRPERSON DAVIS: Yes, Miss Ryan?

CITY ATTORNEY RYAN: Let me just be clear because as time goes on we start to change what the rules are.

CHAIRPERSON DAVIS: Yeah.

CITY ATTORNEY RYAN: There are no rules. The city council makes the appointment. If you all wanted to pick a name out of a hat and vote on that name, that would be the person who's on the council. So things have changed.

CHAIRPERSON DAVIS: That's what I thought.

CITY ATTORNEY RYAN: You change over the years but there are no hard and fast rules. At one point when I was the assistant city attorney, I believe six of the nine were from one district. And it stayed that way for many years. So you all can do whatever you want to do.

CHAIRPERSON DAVIS: I knew I heard you say that.

CITY ATTORNEY RYAN: As long as you -- well, you can't just remove a person, I don't believe.

CHAIRPERSON DAVIS: Okay.

MAYOR MASTERS: Without cause.

CITY ATTORNEY RYAN: But you can appoint --

CHAIRPERSON DAVIS: Okay.

CITY ATTORNEY RYAN: -- anyone that you want. They don't have to be in any specific district.

COUNCILPERSON DAVIS: Uh-huh.

CITY ATTORNEY RYAN: And at -- to clarify your issue, Mr. Thomas, there have been occasions when people have been removed and you weren't able to find people who wanted to be on the board in your district.

CHAIRPERSON DAVIS: Right.

COUNCILPERSON THOMAS: Could be.

CHAIRPERSON DAVIS: And that's what -- what my situation was.

CITY ATTORNEY RYAN: Right. So if you have someone from a different district that's gung-ho and wants to be a part of the process, you've said, Why not. If that person wants to do it and I can't find nobody --

COUNCILPERSON THOMAS: Well, can we enlarge the board.

DIRECTOR OF COMMUNITY DEVELOPMENT MCKINNEY: Oh. Oh.

CITY ATTORNEY RYAN: I have to look at --

COUNCILPERSON THOMAS: I'm just asking can we. I mean, we gotta put all options on the table.

CITY ATTORNEY RYAN: I -- I think it -- I -- I need to look at the Florida Statute on that.

COUNCILPERSON THOMAS: I mean --

CITY ATTORNEY RYAN: There's a -- Florida Statutes deals with -- there's a part of it that deals with the Planning & Zoning Board. You have to have a board. I don't know if it specifies how many members you have to have. I don't even know if it says they have to live in the city, because there are some cities that are really tiny. And I think you can even go outside of the city. But this board has chosen to make sure that all of its representatives are in its cities --

CHAIRPERSON DAVIS: Right.

CITY ATTORNEY RYAN: -- and it's -- in its city, sorry, and it sounds like you're even further defining how you want it to be. We can make that a policy or you can still just do it the way you're doing it now. But I just wanted to clarify so we didn't get too far away from the main issue which is you can appoint anyone you want to appoint with a majority vote.

COUNCILPERSON THOMAS: So Madam Chair, we -- are you saying we -- we need to bring this back but are we going to just have this same conversation in two weeks?

CHAIRPERSON DAVIS: No. I -- we're going to have some kind of guidelines to go by. And --

CITY ATTORNEY RYAN: (Inaudible) guidelines. You have to have your own guidelines. What do you want to -- how do you want to handle it?

COUNCILPERSON GUYTON: Madam Chair?

CHAIRPERSON DAVIS: Hold on.

CITY ATTORNEY RYAN: How many -- how many positions are available?

CHAIRPERSON DAVIS: Hold on, sir.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: Right now --

CITY ATTORNEY RYAN: Are open right now?

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: -- right now is three.

CITY ATTORNEY RYAN: Three positions. Your -- nobody's going to be satisfied. You cannot fill three positions with five people. So --

COUNCILPERSON THOMAS: Well, we don't have five to fill 'cause District 1 already has individuals that are there.

CHAIRPERSON DAVIS: Well, three of them are from his district.

CITY ATTORNEY RYAN: Three are up.

COUNCILPERSON THOMAS: Right.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: No.

CHAIRPERSON DAVIS: No. One of them --

COUNCILPERSON THOMAS: But that he had seven.

CHAIRPERSON DAVIS: -- one of them is from --

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: One.

CHAIRPERSON DAVIS: -- two of them are from District --

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: One is from 1, two of them are from --

CHAIRPERSON DAVIS: -- from 4.

DIRECTOR OF COMMUNITY DEVELOPMENT McKINNEY: -- 4.

COUNCILPERSON GUYTON: Yeah.

CHAIRPERSON DAVIS: Yeah.

CITY ATTORNEY RYAN: You all have to make a decision.

COUNCILPERSON GUYTON: Madam Chair?

CHAIRPERSON DAVIS: Mr. Guyton?

COUNCILPERSON GUYTON: I do want to bring this back. I want staff, if the board agrees, to develop an action plan of how we can develop a board that has representation from each district. If it's through attrition, make a recommendation that District 1 gets an appointment this time, District 2 get one the next time, so that within a period -- 'cause the attorney just said we just can't remove them, that there needs to be for cause of some reason. So we just can't go in and revamp the board.

CHAIRPERSON DAVIS: There's only three vacancies.

COUNCILPERSON GUYTON: I understand that.

COUNCILPERSON DAVIS: He's just trying to (inaudible).

COUNCILPERSON GUYTON: But my point is that staff -- I'm -- I would recommend that staff come back to us. They know how many vacancies there are. Give us a plan of how we can start to reorganize this board so that everybody gets appointments. We can't go in and just wipe out everybody.

CHAIRPERSON DAVIS: Okay.

COUNCILPERSON GUYTON: So we're -- we're -- we're kind of going -- spinning our wheels now and we're really not coming up with any suggestions. And I would rather staff think this out, come back to us with some type of recommendations where all members at some point within six month or a year would have adequate representation. If the attorney is telling us we can't just go remove everybody --

CHAIRPERSON DAVIS: Uh-huh.

COUNCILPERSON GUYTON: -- they can recommend, You have three openings now. Whatever districts they are -- and we don't have to agree to it but at least we'll have some type of plan where we're trying to do it off the cuff now. And clearly.--

CHAIRPERSON DAVIS: So how -- I'm -- I'm -- I'm -- I'm curious -- I'm -- I'm just confused. How would staff bring us back --

COUNCILPERSON GUYTON: That -- I'm --

CHAIRPERSON DAVIS: -- well, hold -- hold on. Let me ask my question. (Inaudible).

COUNCILPERSON GUYTON: -- okay. But my point is, that's going to be their challenge. We're taking it off us.

CHAIRPERSON DAVIS: How are they going do that?

COUNCILPERSON GUYTON: Well, that's -- that's --

CHAIRPERSON DAVIS: When there's only three vacancies?

COUNCILPERSON GUYTON: -- that's what we pay them for. They go think about how we're going to do this. We -- we don't need to sit up here for the next hour going back and forth. They -- they --

COUNCILPERSON THOMAS: Well --

COUNCILPERSON GUYTON: -- they know what the end result we want. We want every district --

CHAIRPERSON DAVIS: But -- but, like -- hold on. Hold on. Hold on. Hold on.

COUNCILPERSON GUYTON: -- represented.

CHAIRPERSON DAVIS: But -- but -- but wait a minute. If -- if you -- if -- if the attorney has said we have six other people that we cannot just remove -- well, let me finish -- and we can only appoint three people at this point in time, and all I'm saying is I do not have anybody from District 2 (inaudible).

COUNCILPERSON GUYTON: We understand that. Cedrick's saying the same thing.

CHAIRPERSON DAVIS: And he -- I understand.

COUNCILPERSON GUYTON: And Miss Pardo -- so --

CHAIRPERSON DAVIS: But his is not up yet.

COUNCILPERSON GUYTON: -- but I'm saying --

CHAIRPERSON DAVIS: I can make an appointment now.

COUNCILPERSON GUYTON: -- I'm saying --

COUNCILPERSON THOMAS: Mine is not up.

CHAIRPERSON DAVIS: You -- oh, oh, that's right. You could make an appointment.

COUNCILPERSON THOMAS: No. Both of us don't have anybody. So --

CHAIRPERSON DAVIS: Right.

COUNCILPERSON GUYTON: I'm -- I'm saying that we are wasting time right now.

COUNCILPERSON THOMAS: I think the attrition --

CHAIRPERSON DAVIS: Hold -- hold on. Hold on. Hold on for one sec.

COUNCILPERSON GUYTON: The only point I'm saying, that we're wasting time. We're not going to come to a conclusion where -- where we're going to be satisfied.

CHAIRPERSON DAVIS: Okay. Mr. -- Mr. Davis and then Mr. Thomas and then we're going to move on.

COUNCILPERSON DAVIS: Okay. But I do recall right after my election there were two people appointed, Miss Jackson and the other gentleman from Thousand Oaks. Who were their -- who --

COUNCILPERSON GUYTON: Those were alternates.

COUNCILPERSON DAVIS: No. One of them was an alternate. One jumped over off of Hamilton who was an alternate.

CHAIRPERSON DAVIS: And --

COUNCILPERSON DAVIS: And they came off as a -- oh, just a complete person off this -- off the community. Mr. Hamilton was an alternate at the time.

COUNCILPERSON GUYTON: Okay.

COUNCILPERSON DAVIS: The other -- the other --

COUNCILPERSON GUYTON: But -- and let me say --

COUNCILPERSON DAVIS: -- hold on. Hold on.

COUNCILPERSON GUYTON: -- let me say for the record, I didn't appoint anybody.

CHAIRPERSON DAVIS: (Inaudible).

COUNCILPERSON DAVIS: No. Hold on. The reason I'm saying because I'm ask -- what I'm trying to find out, Miss Davis, did you appoint any of those two people? And --

CHAIRPERSON DAVIS: I might have. I --

COUNCILPERSON DAVIS: -- yes, you did. I remember when that happened.

CHAIRPERSON DAVIS: -- I -- I think -- well, you (inaudible).

COUNCILPERSON DAVIS: So you didn't -- hold on. It's just yes or no. And the reason I'm saying that, because you had a chance to put two people in your district then but you chose to go --

CHAIRPERSON DAVIS: I didn't have anybody.

COUNCILPERSON DAVIS: -- in that district so you have your two representatives. That's what I'm stating. They -- they're not from your district. You just chose to go outside your district.

CHAIRPERSON DAVIS: I did not have anyone who applied to -- from District 2 to sit on the board.

COUNCILPERSON DAVIS: You just said they were your appointees.

CHAIRPERSON DAVIS: I said from District 2, Mr. Davis.

COUNCILPERSON DAVIS: You just said it on the record. I know that but you chose to appoint somebody from outside your district, which is fine. And the board supported that.

COUNCILPERSON GUYTON: Could we please have staff bring us a plan that --

COUNCILPERSON DAVIS: I know. I know. No, hold on, Mr. Guyton. We're talking about moving forward with staff and Miss -- Councilman Davis said she don't have nobody but she made a choice to appoint somebody out of her district.

COUNCILPERSON GUYTON: Yeah. I know that but we're not trying to resolve any --

COUNCILPERSON DAVIS: So she has somebody. They just don't -- it just doesn't say 2.

COUNCILPERSON GUYTON: Okay.

COUNCILPERSON DAVIS: So she has her two, you have your two, Pardo has her two.

COUNCILPERSON GUYTON: (Inaudible) good with that. I have seven on here.

COUNCILPERSON DAVIS: And me and Council -- no.

COUNCILPERSON GUYTON: I have seven out of District 1 that's listed here.

COUNCILPERSON DAVIS: Hold on. Hold on. But part of your seven came from Councilperson Davis.

COUNCILPERSON GUYTON: And let me say I didn't appoint any of them.

COUNCILPERSON DAVIS: I know that.

COUNCILPERSON GUYTON: I -- I -- I inherited this.

COUNCILPERSON DAVIS: I know that.

COUNCILPERSON GUYTON: But I'm going to make some difficult decisions and clear it up.

CHAIRPERSON DAVIS: I'm going to (inaudible).

COUNCILPERSON GUYTON: But my point is that it's not going to be resolved tonight.

COUNCILPERSON DAVIS: I -- this -- hold on. Just listen for a minute.

COUNCILPERSON GUYTON: Okay.

COUNCILPERSON DAVIS: I know. I know. You had the floor. But listen. You had seven. She appointed two of them. You -- so now you have five. Okay?

COUNCILPERSON GUYTON: I -- I don't know.

COUNCILPERSON DAVIS: So what I'm saying is Councilperson Thomas want two, I want two. She already got her two. You got your one so you got one more and Pardo got her two. So we only need one more for you. So why are we having this discussion and we need to pay staff to do this?

COUNCILPERSON GUYTON: No, it's not that easy.

COUNCILPERSON DAVIS: I just did the math for you. You want me to do it again.

COUNCILPERSON GUYTON: No. Because the --

CHAIRPERSON DAVIS: Okay. Can we move on now?

COUNCILPERSON THOMAS: Madam Chair?

CHAIRPERSON DAVIS: Okay.

COUNCILPERSON DAVIS: No. No. Hold on. No.

CHAIRPERSON DAVIS: Could you (inaudible)?

COUNCILPERSON DAVIS: We can -- we can solve this problem now since we're adding up stuff.

COUNCILPERSON GUYTON: Your calculation wasn't correct.

CHAIRPERSON DAVIS: (Inaudible) --

COUNCILPERSON DAVIS: Councilperson Pardo said she want her --

CHAIRPERSON DAVIS: -- you already made your point. Please.

COUNCILPERSON DAVIS: Hold on, now. When you spoke, you was fine to going -- trying to get your point across. I'm not fixing -- I have the floor right now, Chair Davis. Councilperson Pardo says she has her two people. Guyton says he hasn't made a decision on what he's going to do with his two. Miss Davis --

COUNCILPERSON GUYTON: No.

COUNCILPERSON DAVIS: Hold on.

COUNCILPERSON GUYTON: That's not what I said.

COUNCILPERSON DAVIS: Well, whatever you said, you still don't have your two. You're talking about two people. Councilperson Davis appoint -- had did her two but they just didn't happen to have nobody at the time in her district so she went somewhere else outside her district, which happened to be your district, which is two. So that's why you got so many. I'm District 5. I was comfortable with what was in your district in place. There's another two. The only person who needs somebody at this time is Councilman Thomas. So we just gotta find --

COUNCILPERSON THOMAS: Oh, I agree. I agree.

COUNCILPERSON DAVIS: So we have to just find him one at some point and we have stability until the other two expire. Then we can give Council District 2 their two people once those people expire. And that's your formula.

COUNCILPERSON GUYTON: Not at all.

COUNCILPERSON THOMAS: Madam Chair?

COUNCILPERSON DAVIS: Well, rig the tape.

CHAIRPERSON DAVIS: Okay.

COUNCILPERSON DAVIS: Staff can sit down and go over it again later and I just made your job a whole lot easier.

COUNCILPERSON THOMAS: Madam --

CHAIRPERSON DAVIS: Are you done now, sir?

COUNCILPERSON DAVIS: I'm done.

CHAIRPERSON DAVIS: Okay. Mr. Thomas?

COUNCILPERSON THOMAS: Madam Chair, I must say that although I probably not would have explained it the way Mr. Davis did, I think that he's on to something. I think that that is a -- a good idea to do. I think we ought to look at that. The other way I think we ought to do it is through attrition. Once the terms expire, then they fall into the district as I originally said. But I mean, I -- I do agree with what Mr. Davis -- Mr. Davis said. Now, the other thing I don't -- you know, we always say, you know, we -- we're elected to make tough decisions. I don't want to put this decision back on staff because it is a political decision and we're the policymakers and I'd rather take whatever heat we need to take versus saying, Okay. Well, staff came up with this. We gotta make these decisions. The problem was caused by whatever reason it was caused, but we gotta make the decision. So I don't want to -- I'd rather we say this is what we don't want, this is what we want and then go draft it. And then we'll -- we'll do it versus putting it on staff would -- just would be my -- my point.

COUNCILPERSON GUYTON: Okay. Madam Chair?

CHAIRPERSON DAVIS: Mr. Guyton?

COUNCILPERSON GUYTON: And I'm gonna -- let me -- and this will be my last comments. Staff was -- my suggestion was not for staff -- staff to make any decisions about appointments. My suggestion was about the process by which we make the decisions.

COUNCILPERSON DAVIS: Right.

COUNCILPERSON GUYTON: That -- that -- that is not putting anything on staff with regards to who the people are going to be. Second thing, if we take Mr. Davis's suggestion, my district will still have a lot more than the other districts.

COUNCILPERSON THOMAS: We know.

COUNCILPERSON DAVIS: (Inaudible).

COUNCILPERSON GUYTON: That's the problem we're trying to resolve now.

COUNCILPERSON THOMAS: And that's the problem attrition will fix.

COUNCILPERSON DAVIS: (Inaudible).

COUNCILPERSON GUYTON: I know. Okay. But -- but you were saying that that's a good idea and I'm saying, no, it's not a good idea 'cause we'll still have the same problem. We'll still have more people in my district than any other district.

COUNCILPERSON THOMAS: Attrition will fix that over the next two months.

COUNCILPERSON DAVIS: They expire. They expire out.

COUNCILPERSON GUYTON: Yeah. Right now, yes. I'm -- I'm in support of keeping it like it is through attrition.

CHAIRPERSON DAVIS: Well, keep it -- okay. I'll tell you what.

COUNCILPERSON GUYTON: So --

CHAIRPERSON DAVIS: Let's keep it just like it is and move on.

COUNCILPERSON THOMAS: Absolutely not. District 3 will have some representation. If Mr. Guyton looks -- looks at his term of -- of expiration --

CHAIRPERSON DAVIS: And District 2 will, too, then.

COUNCILPERSON THOMAS: -- it will -- it will, over the next -- over May -- over April and May, it will fix itself. Two that are in District 1, terms will expire. Then those --

COUNCILPERSON GUYTON: Okay. But --

COUNCILPERSON THOMAS: -- two spots will go. Attrition. It will fix it.

COUNCILPERSON GUYTON: Okay. Why don't we just have a plan documented that we just state that? Come May, come August, this district gets an appointment?

COUNCILPERSON THOMAS: Okay.

COUNCILPERSON GUYTON: That's all I'm saying.

COUNCILPERSON THOMAS: All right. No problem.

COUNCILPERSON GUYTON: I'm saying the same thing you're saying.

COUNCILPERSON THOMAS: Right.

CHAIRPERSON DAVIS: Want to table it till the next meeting?

COUNCILPERSON THOMAS: No. Just let's go fix it. Let's -- through attrition and take Mr. Davis's idea. I think it sounded good.

COUNCILPERSON GUYTON: I'm not taking that because it's still going to be unfair.

COUNCILPERSON THOMAS: I get it. No problem.

COUNCILPERSON GUYTON: So --

COUNCILPERSON THOMAS: Look at his -- rewind the tape. Look at what he said. I think he made some sense. And let's have them bring that back for next meeting, versus having this same conversation and the same debate next meeting for an hour.

CHAIRPERSON DAVIS: I'm sorry. Repeat that.

COUNCILPERSON THOMAS: I -- I think that we should take what Mr. Davis said, along with the method of attrition. Let staff develop the strategy or the -- the process from that and bring that back for next meeting versus coming back next meeting and doing this same thing for an hour.

CHAIRPERSON DAVIS: Fine with me. Is it -- everybody else okay with that?

COUNCILPERSON GUYTON: No. I'm not supporting it but you all can do what you want to do. I mean, I -- I'm just voicing my opposition but whatever the board decide -- decides. The majority decide. But it's not resolving the problem.

COUNCILPERSON THOMAS: You okay with that, Mr. -- oh, I'm sorry. You (inaudible).

COUNCILPERSON GUYTON: Of people not having --

CHAIRPERSON DAVIS: Mr. Davis, are you okay with what --

CITY ATTORNEY RYAN: Y'all need to vote.

COUNCILPERSON THOMAS: No. We're cool. What do we --

CHAIRPERSON DAVIS: -- Mr. Thomas said?

COUNCILPERSON DAVIS: What, you gonna bring something back?

CHAIRPERSON DAVIS: That's what he wants to do.

COUNCILPERSON GUYTON: Uh-huh.

CHAIRPERSON DAVIS: Bring something back along with the attrition --

COUNCILPERSON GUYTON: And your suggestion (inaudible).

CHAIRPERSON DAVIS: -- and -- and all of that. Have staff bring it back next meeting.

COUNCILPERSON THOMAS: I said to bring -- for staff -- if I may, Miss Davis?

CHAIRPERSON DAVIS: Yes, you may.

COUNCILPERSON THOMAS: I -- I -- I said for staff to review the tape like you requested. Take your idea along with the attrition plan.

COUNCILPERSON DAVIS: Attrition, right.

COUNCILPERSON THOMAS: And bring that back next meeting for us to decide. That's, in a nutshell, what I said.

CHAIRPERSON DAVIS: And I'm going repeat what I -- what I said before.

COUNCILPERSON DAVIS: Okay.

CHAIRPERSON DAVIS: Mr. Coulton and Mr. -- Mrs. Jackson submitted forms of interest to be on the Planning & Zoning Board. There was no other person from District 2 that submitted anything. So my point is I'm trying to get somebody from District 2. Now, if I need to remove one of them, then so be it.

COUNCILPERSON THOMAS: I understand.

CHAIRPERSON DAVIS: Marie Davis was also my appointment but she's in District 4. Okay? So that's why I brought her name up in the first place. But if I -- if I need to do something, I'll -- I'll do it.

COUNCILPERSON THOMAS: I understand. That could be one of the options.

CHAIRPERSON DAVIS: I -- I don't care, you know?

COUNCILPERSON THOMAS: That could be one of the options.

CHAIRPERSON DAVIS: So -- okay.

COUNCILPERSON THOMAS: Yeah, though that could be one of the options.

CHAIRPERSON DAVIS: All right. All right. So we're going to -- is there -- we need a vote on this, right?

COUNCILPERSON THOMAS: No.

CHAIRPERSON DAVIS: No? Okay.

CITY ATTORNEY RYAN: No, we've got it.

CHAIRPERSON DAVIS: All right. Y'all got it. Number 14, Discussion by the City --

INTERIM CITY CLERK ANTHONY: It's after -- it's after 7.

CHAIRPERSON DAVIS: Oh. We've got quite a few comment cards. All right? We're going to call up Mr. Peyton McArthur from the Port and then Manuel Almira first.

MAYOR MASTERS: Madam -- Madam Chair?

CHAIRPERSON DAVIS: Yes, Mr. Mayor?

MAYOR MASTERS: While they're coming while you all are discussing numerology and districtology, Madam Manager, I have -- I don't have a microphone. We spent thousands of dollars to get all this. This is my mike. So can you -- do you have a suggestion of what can be done or will you make sure this -- that this gets --

CITY MANAGER JONES: (Inaudible).

CHAIRPERSON DAVIS: Cedrick, this is yours (inaudible).

MAYOR MASTERS: Hold on. I'm talking to the manager, please. Ma'am?

CITY MANAGER JONES: You can come sit in my seat when you're ready to speak.

MAYOR MASTERS: No. That -- there's a seat. I just want to call it up to your attention. This is my mike in the air.

CHAIRPERSON DAVIS: We're -- we're just at the wrong mikes, Mayor. That's all. So you're -- why are you so far down?

INTERIM CITY CLERK ANTHONY: I know. That's my mike.

CHAIRPERSON DAVIS: (Inaudible). Okay. So --

INTERIM CITY CLERK ANTHONY: (Inaudible).

CHAIRPERSON DAVIS: You can --

UNIDENTIFIED SPEAKER: If you could just sit right there (inaudible).

CHAIRPERSON DAVIS: That's fine.

INTERIM CITY CLERK ANTHONY: (Inaudible).

CHAIRPERSON DAVIS: (Inaudible). So just set her purse -- okay. Thanks. Okay. Mr. Peyton Manning -- Peyton McArthur.

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

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

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

COMMISSIONER McARTHUR: Good evening. My name is Peyton McArthur. I'm the newest port commissioner of the Port of Palm Beach. I don't live in the City of Riviera Beach and I can't be appointed to the Planning Commission. So I'll take myself out of that. I came to this evening -- night because I wanted to introduce myself. I wanted to say hello. And I wanted to tell you what experience I had. Over the last three weeks I've read a lot of e-mails, a lot of letters, a lot of legalese. And being fresh and having a fresh set of eyes, came to the realization -- the attorney -- our -- our attorney was going to join us tonight. I said, No, that's the problem. Let's not have our attorney. The problem is there's a lot of posturing going on for whatever reason.

And when everybody is posturing, nobody is going to get anything done. And we want to get something done. The Port and the City are natural allies. When the Port grows businesses, Riviera Beach gets jobs and good paying jobs. Not just regular jobs. Really good jobs. When the Port -- when their Port's finances turn around after this long recession, hopefully the Port will be able to address some of the concerns the City has about a wall, about beautiful landscaping. We can do these things together. And I'm coming tonight basically to offer you an olive branch and say, Let's step back from the precipice and see what we can do together. You know, when I was campaigning I went to a lot of churches in the community. I went to Hilltop Baptist Church. I went to Mayor Master's church.

And everywhere I went I told them I was going to run for Port Commission. And most people said, Yeah, well, that's nice, and they didn't have a lot of questions. But nobody asked me about Stonerock. They asked -- the question I did get over and over again was jobs. I believe if the City and the Port work together, I think we can address these issues and resolve most of them. I think we need to do it just for both.

If the -- what's good for the Port, it's good for the City. And I hope you'll work with us and I'm going to come to your meeting.

The first meeting of every month, I will be here before the meeting starts. If any of you have any questions or things you need or anything, just let me know. And the only other thing to say, I have a proposal for you that I'd like to present to our board tomorrow night. I would like to suggest that we have a workshop, a joint workshop with your council, our commission, your staff, our staff, and we sit down and go through the issues and there will be no misunderstanding because we'll all be in the same room and we'll be able to clarify it then. I'd like you to consider that. Thank you.

COUNCILPERSON THOMAS: Madam Chair?

CHAIRPERSON DAVIS: Mr. Thomas?

COUNCILPERSON THOMAS: I really think that maybe Mr. Peyton should have been on a different area so we could dialogue instead in Public Comment.

CHAIRPERSON DAVIS: Uh-huh.

COUNCILPERSON THOMAS: But if, after Public Comment, if he wants to come back, will -- will it be okay if we did talk about that? I -- I mean, because he just can't come to our mike at our meeting and act as if we never tried to work through these issues before. So I want to make -- I don't mind -- he's new. I -- I wouldn't mind dialoguing with him. But we just can't do that and make the rest of the -- the -- the Public Comments wait. Is it okay if he comes back after Public Comment?

CHAIRPERSON DAVIS: Well, I'd prefer if you -- he -- he can talk to staff and we'll set up a joint -- joint meeting, 'cause I've been asking for a joint meeting for some time now.

COUNCILPERSON THOMAS: Everybody's been asking for a joint meeting so --

CHAIRPERSON DAVIS: So, you know, but I'll have him talk to staff and we'll get it all set up.

COUNCILPERSON THOMAS: Okay.

COUNCILPERSON DAVIS: Madam --

COUNCILPERSON THOMAS: So we won't be able to talk back to him?

CHAIRPERSON DAVIS: Well, if you can -- want to do it one-on-one, that's fine.

COUNCILPERSON THOMAS: Oh, I wanted to do it so that the community --

COUNCILPERSON DAVIS: But, Madam --

COMMISSIONER McARTHUR: I'll stay after the meeting, if you like.

COUNCILPERSON DAVIS: -- Madam Chair.

CHAIRPERSON DAVIS: Okay. All right. Mr. Davis?

COUNCILPERSON THOMAS: Okay.

COUNCILPERSON DAVIS: My -- my concern, I share the same sentiment, and I went over when Mr. McCarthy [sic] got sworn in at the Port.

CHAIRPERSON DAVIS: Okay. This is Public Comment now.

COUNCILPERSON DAVIS: Well, listen. I'm talking about -- Public Comment.

CHAIRPERSON DAVIS: Okay.

COUNCILPERSON DAVIS: So you gave me the floor. All I'm stating is -- and you know where this is going so don't -- don't act like that. Where I'm going with this issue is I --

UNIDENTIFIED SPEAKER: (Inaudible).

COUNCILPERSON DAVIS: -- please, let's be respectful. It's a new year.

UNIDENTIFIED SPEAKER: (Inaudible).

COUNCILPERSON DAVIS: This is what happened. I made a submittal for this item to be put on the agenda and someone, which is the Chair, told me it couldn't be happening. She had the authority to do so. I'm trying to avoid a lawsuit. This young man, this great commissioner come before the City trying to open up his heart to our community and trying to do the right thing. It's not fair to the residents of Riviera Beach to have someone that serves them to submit an item on agenda and for my chair to tell me no, it can't come through because she has that authority. And that's not fair.

Because I'm trying to do the same thing he's trying to do, and that's the problem Riviera Beach has had. We go away. We come back home. We try to do something positive for our community. And then we have some of the old guard who wants to be in control and want to try and control the way things go. But as a young man that grew up in this city, I'm not sitting back no more. If you're going to get in the way, I'm going to run you over, because us, the new generation, we're ready to do what we need to do.

All she had to do was allow my item to get submitted on -- I submitted it Tuesday, before this meeting, of last week and it was denied because the Chair didn't feel it was fit. And if you support some -- that type of behavior your, what does it say about you and how do you feel about Riviera Beach and how do you feel about yourself? All I'm saying, Mr. McCarthy, Mr. Manny, for coming here as the Port Director, thank you for coming. I know it's been some hard times. But I'm not going to be about the negativity. And if it means about going against the grain, then I'll do so. 'Cause I want to work with my people to do the best thing. If people don't want to work with you all and work what's the best interest of both parties, then they can get off the train. I'm going to get on the train. The young generation sitting back wants something good to happen. They want to see jobs.

Yes, you had some problems but don't mean you can't work it out. And I'm just thanking you for coming here before -- today. But I just want to make sure it goes on the record that Miss -- it's sad that we couldn't have this dialogue because I tried to have this dialogue. I have a letter here stating why I could not have my item submitted on the agenda so all the people in Riviera Beach can be heard. So if you're going to be on the side, be on the side of all the residents. You ain't gotta like Terence Davis but love your children, love your grandchildren and love your neighbor. And thank you, Mr. McCarthy, for loving Riviera Beach.

COUNCILPERSON GUYTON: Madam Chair?

CHAIRPERSON DAVIS: Hold on. Before you go, Mr. Guyton, and I know it's Public Comments, but I think my colleague has to understand that the only items that council can place on the agenda are Community Benefit items. Because those are -- that's their -- their \$7,500 per every six months. And the City Manager puts together the agenda. I approve the agenda. And I thought that I had specified at -- and explained everything in a letter that I had written to Mr. Davis and -- and given a copy to all of the council, along with the resolution that explains how the agenda is put together and with a lot of -- lot more information. And also, because we had received a letter from the Port of Palm Beach indicating that they were going to join in a lawsuit with -- what's the name of it?

CITY ATTORNEY RYAN: Stonerock.

CHAIRPERSON DAVIS: Stonerock. And in my experience felt it was not something that needed to be put on the agenda for discussion, due to possible pending litigation. So it had absolutely nothing to do with disrespecting my colleague or anything of that matter. Just for those reasons that I specified. Now --

COUNCILPERSON DAVIS: Madam Chair, you've been disrespecting me just -- for two years since I've been on this board --

CHAIRPERSON DAVIS: -- Manuel Almira. We're going to go on.

COUNCILPERSON DAVIS: -- you've been disrespecting me.

CHAIRPERSON DAVIS: Okay? Manuel --

COUNCILPERSON DAVIS: So don't start it. That's been your practice.

CHAIRPERSON DAVIS: -- Almira.

COUNCILPERSON DAVIS: You're always trying to go -- you go call the city attorney to help you out, type up these letters. You don't type up these letters. You're not even qualified to type these letters. Okay? Let me be very --

COUNCILPERSON GUYTON: Come on, man.

COUNCILPERSON DAVIS: No. No.

COUNCILPERSON GUYTON: Come on.

COUNCILPERSON DAVIS: No, Mr. Guyton. No, Mr. Guyton. You defend yourself when you deal with Fane Lozman.

COUNCILPERSON GUYTON: I know it.

COUNCILPERSON DAVIS: I'm defending my committee when I'm dealing with Judy Davis. So let's be clear here.

COUNCILPERSON GUYTON: Okay.

UNIDENTIFIED SPEAKER: (Inaudible).

COUNCILPERSON DAVIS: No, no, no.

CHAIRPERSON DAVIS: You are out of order --

COUNCILPERSON DAVIS: If it's against the guard --

CHAIRPERSON DAVIS: -- Mr. Davis.

COUNCILPERSON DAVIS: -- and if you're wrong and I'm out of order, let me be so.

CHAIRPERSON DAVIS: Do I have a motion to have Mr. Davis --

COUNCILPERSON DAVIS: (Inaudible).

CHAIRPERSON DAVIS: -- end this conversation -- end this -- his comments at this time so that we can attend to --

COUNCILPERSON DAVIS: Well, you said what you had to say so you engaged in the conversation so you are out of order, too.

CHAIRPERSON DAVIS: -- attend to the Public Comments.

COUNCILPERSON DAVIS: All I'm stating is this here.

CHAIRPERSON DAVIS: Is there a motion?

COUNCILPERSON DAVIS: On behalf of the residents of Riviera Beach.

CHAIRPERSON DAVIS: Is there a motion?

COUNCILPERSON DAVIS: If I have the right to submit an item to the City --

CHAIRPERSON DAVIS: Okay. I guess not.

COUNCILPERSON DAVIS: -- Manager, who is staff --

CHAIRPERSON DAVIS: You are order of order, Mr. Davis.

COUNCILPERSON DAVIS: -- and she has the right to put it on. You do not have the right to do what you want to do in this city no more, okay?

COUNCILPERSON GUYTON: Okay.

CHAIRPERSON DAVIS: You're out of order.

COUNCILPERSON GUYTON: Okay. Mr. Davis --

COUNCILPERSON DAVIS: If being out of -- being in order is out of order, then I'm out of order.

CHAIRPERSON DAVIS: You're out of order.

COUNCILPERSON GUYTON: Okay. Madam Chair?

CHAIRPERSON DAVIS: Manuel Almira?

COUNCILPERSON GUYTON: Madam Chair?

MAYOR MASTERS: Madam Chair?

CITY ATTORNEY RYAN: No.

CHAIRPERSON DAVIS: Can we move on with Public Comments, please?

MAYOR MASTERS: Madam Chair?

CHAIRPERSON DAVIS: We're moving on with Public Comments. Mr. Almira?

MAYOR MASTERS: Madam Chair?

CHAIRPERSON DAVIS: We're moving on with Public Comments.

MAYOR MASTERS: I just want to thank you, Mr. Peyton, for coming. I appreciate --

CHAIRPERSON DAVIS: Mr. Almira.

MAYOR MASTERS: -- the fact that you came.

CHAIRPERSON DAVIS: Okay.

MAYOR MASTERS: We look forward to working with you, both of you. I just want you to know from the Mayor, thank you.

CHAIRPERSON DAVIS: Go ahead, Mr. Almira.

DIRECTOR ALMIRA: Thank you, and good evening. And it is a good evening.

CHAIRPERSON DAVIS: Thank you, sir.

DIRECTOR ALMIRA: Council, there's a lot of things, a lot of positive things that are happening at the Port of Palm Beach. And we certainly would like all of us -- as they said, rising tides help lift everyone. We have a brand new cruise ship. We have two -- take that back, we have three potential new businesses that are going to be providing

jobs to the City, to all of us in the nation. But more importantly, folks, there's a lot of things happening in the international business and the international world. The Panama Canal will be opening real soon. We have a new market that is only 90 miles south of Key West. Let's all take advantage of it.

Let's not be looking at each other's shoulder. Let's just see if we can work together. I have reached out to many of you and have asked we can work together. We would like to be able to sit with your staff, as have your staff sit with us and tell us how we can do this and do it much, much better. There's a lot of things that can be done, particularly in the international field. The -- recently someone came here from Turkey wanting to establish a distribution manufacturing facility. You know what? Our folks came. We -- we sat, we talked, we discussed, and there -- that's just one little example. There's a -- there's yacht repairs. There's -- there's a huge, huge demand for distribution and there will continue to be distribution. However, recently we have had a lot of, should I say for the lack of a better word, bucking heads or a lack of misunderstanding of what we do versus what can be done. And that may go both ways, possibly. But more importantly, let's put it behind us. Let's just move forward. Let's do it together. I know that we've worked on several items. One is the railroad.

CHAIRPERSON DAVIS: Absolutely.

DIRECTOR ALMIRA: I think and I hope it's fixed. And that is -- for nothing else, that's an illustration of how we came together.

CHAIRPERSON DAVIS: Uh-huh.

DIRECTOR ALMIRA: How we were able to accomplish a goal that assisted and helped all -- all the citizens here at the City of Riviera Beach. Incidentally, that railroad now affects me coming into work so I have to get there a little bit earlier. But that's okay. You know what? It's okay. I enjoyed working with Ruth Jones. She knows that. That's my breakfast buddy. I enjoyed working with each and every one of you. So therefore, I'm glad to hear that we're going to have a workshop. I'm glad to hear that perhaps we can put everything behind us. I'm glad to hear that maybe, maybe we can move forward, not only with Stonerock but Amira. Not only Amira but also other possible companies that are going to be coming forth and helping to establish business here at the City of Riviera Beach, which is where we are.

CHAIRPERSON DAVIS: Okay. Thank you both.

DIRECTOR ALMIRA: Thank you.

CHAIRPERSON DAVIS: And I look forward to it.

MAYOR MASTERS: Madam Chair?

COUNCILPERSON GUYTON: Madam Chair?

CHAIRPERSON DAVIS: Mr. Mayor and then Bruce Guyton, Mr. Guyton.

DIRECTOR ALMIRA: Can I just make one more comment or no?

CHAIRPERSON DAVIS: Oh, let him -- let him finish making his comment.

DIRECTOR ALMIRA: It's just one -- one invitation. Soon there will be an -- let's call it an open house. In this case it's an open ship. So that people such as yourselves will be invited.

CHAIRPERSON DAVIS: Okay.

DIRECTOR ALMIRA: To go into the -- the Grand Celebration.

CHAIRPERSON DAVIS: Okay.

DIRECTOR ALMIRA: Be on the lookout for that invitation.

CHAIRPERSON DAVIS: All right. Thank you very much.

MAYOR MASTERS: My question --

DIRECTOR ALMIRA: Yes. We will be a hundred years this year. We are 100 years old. Thank you.

CHAIRPERSON DAVIS: Okay. Thank you. Mr. Mayor, then Mr. Guyton.

MAYOR MASTERS: Yeah, Mr. Almira, come back to the mike, sir, please, 'cause I need to ask you a question. Yes, you. Thank you. What's the name of the ship again?

DIRECTOR ALMIRA: It's called the Grand Celebration.

MAYOR MASTERS: Okay. Now, you mentioned jobs, that there will be a lot of jobs. Are there going to be any jobs available on that ship, which you have hundreds of employees would be there, from -- from -- for the residents of Riviera Beach?

DIRECTOR ALMIRA: We will -- we have been told that there are some plans, possibly plans for a jobs fair. What jobs in particular, I cannot tell you. But I would imagine that the jobs they will be looking for will be back -- back-office type of work. Normally a -- a ship, a cruise ship such as that employees foreign workers. It's just the nature of the beast. There's nothing I can do about it. What they do is they went through job brokers. They bring in people from the outside in the international world to be possibly the chefs and the house cleaning and so on and so forth. But the jobs that I think will be more available to us would be those back-office type work jobs.

MAYOR MASTERS: Okay. Well, we're going to have a job fair February the 4th. But you know, I understand that most of those jobs go to the foreigners. That's just not acceptable to me anymore, because there should be a way that you can be able to say or should be able to say, Listen, you know, let's get some jobs on that boat not just for the foreigners.

DIRECTOR ALMIRA: I'm sure --

MAYOR MASTERS: But for the residents of Riviera Beach. You're -- you're in the -- you come to the Port in the City. Let's put some of our residents on that boat, as well.

DIRECTOR ALMIRA: Mayor, I will take that to them and we'll --

MAYOR MASTERS: Thank you. That's all I'm asking.

DIRECTOR ALMIRA: -- we're gonna enforce it.

MAYOR MASTERS: Thank you, sir, very much.

DIRECTOR ALMIRA: Sure. Thank you, Mayor.

CHAIRPERSON DAVIS: Thank you very much.

COUNCILPERSON GUYTON: Chair?

CHAIRPERSON DAVIS: Okay. We're -- we're at Public Comments.

COUNCILPERSON THOMAS: I know. But I --

CHAIRPERSON DAVIS: (Inaudible).

COUNCILPERSON THOMAS: -- I -- I just -- I have to address it, if you don't mind.

CHAIRPERSON DAVIS: Okay. Go ahead.

COUNCILPERSON THOMAS: You know, I -- I just want to make sure that everything is on the up-and-up. We have a letter from your attorney, and I'm going to read the last page or the last paragraph of it. It says, "Stonerock Council will also attend, as well as Executive Director Almira and myself. Shamrock will be demanding either issuance of the license or turn down of the license application so that the litigation can commence." So that's the letter that was sent to us. So you know, I didn't know that that was the reason why we didn't have you on as a -- you know, as an item, but we have to protect the City. So if you're planning on suing us, then we don't do it here. We do it in the -- in the courthouse. And I'm hoping we don't have to go there but this is a letter from your attorney. Is this privileged, Miss Ryan, or can we put this out?

CITY ATTORNEY RYAN: No, it can be put out.

COUNCILPERSON THOMAS: Okay. So we're going to -- we're going to make a few copies of these and let the --

CITY ATTORNEY RYAN: (Inaudible) not my e-mail.

COUNCILPERSON THOMAS: -- the -- the -- the public see that. I don't want to, for one minute, let anybody think that we haven't tried to work through this. That came directly from your attorney directly to us, and since this is not privileged, I want everybody to see that. If you want to work with us, by all means, let's do it. But don't -- your meetings are not televised. And -- and in your meetings, not you -- I have never personally heard the director say anything negative about the City of Riviera Beach.

CHAIRPERSON DAVIS: That's right.

COUNCILPERSON THOMAS: But you do have commissioners that say negative things about the people who vote for them to be in office. But it's not televised. So they can't see that. All I'm saying, be real if you want to work with us. Be real if you want us to work together to bring jobs here. But don't -- this is what matters, what's in writing, what comes documented, not what's said there. I'm all for working together. We've been trying to do it for months. But this same attorney has sent us letters saying we will not meet. The same board has told you not to meet with Miss Jones anymore.

So don't come up acting like this board has not tried to do that. Once again -- and I know we're in Public Comment, but I'm not going to have this comment go out to our public and they don't really know what's going on. No, there's no need to rebut. We'll -- we'll televise the meeting that we have with one another so it's all out on the table. Everybody on this board is willing. But let's just be real. That's from your -- documented, anybody who wants a copy of that, we'll have it for you.

COUNCILPERSON GUYTON: Madam Chair?

CHAIRPERSON DAVIS: Mr. Guyton?

COUNCILPERSON GUYTON: Let me just sum up.

CHAIRPERSON DAVIS: And -- and after you, we're going to move on.

COUNCILPERSON GUYTON: I -- I understand. I understand. I've sat here patiently. Mr. Thomas just summed up what I was going to convey to the people. There was discussion about why we did not put this item on the agenda for discussion. That is why. We got a letter saying that they're going to come here and demand and we're going to end up in litigation. You don't put items like that on the agenda. I agree with the Chair. I disagree with how my colleague here, Councilman Terence Davis, handled that. We knew that there was a lawsuit that had been threatened. The Chair was attacked as if she was being unfair to him. We all up here know what was going on. We don't need the political grandstanding. The Chair has never -- that chair position has never been disrespected like Councilwoman Judy Davis is being disrespected.

UNIDENTIFIED SPEAKER: Amen.

COUNCILPERSON GUYTON: As one of her colleagues, I'm not going to sit here and tolerate it. Now, we all know there's an election coming up. Everyone has sided. And -- and they want to make the Chair look bad and -- and they're the only ones that care about the community. That's absolutely baloney. We all care about the community. We all want the best for our people. But -- and they -- some sit up here as if they are the only ones looking out for the community. Born and raised from the cradle to the grave, this is my home. No one loves it as much as I do or let me just say if they do, they're a close second. I love my people. I love my home. I'm going to do what's best for them. But for them to sit up here and act like they're the only one care about

the people and that Chair Davis is being unfair and -- I'm not going to take it. And if there are some disagreements, don't lay into a female. Look to your left.

COUNCILPERSON DAVIS: Don't play the -- don't play the -- the feminist movement.

COUNCILPERSON GUYTON: (Inaudible).

CHAIRPERSON DAVIS: Okay. Look, hold on, Mr. Davis. You are out of order, sir.

COUNCILPERSON DAVIS: Don't (inaudible) -- hold on, no, no, no. No, 'cause let me explain something to you.

CHAIRPERSON DAVIS: You're not -- you don't have the floor.

COUNCILPERSON DAVIS: I submitted more than one item. Did you know that? She -- she stopped all my items.

COUNCILPERSON GUYTON: Okay. Councilwoman Davis?

COUNCILPERSON DAVIS: Did you know? Did you know that?

COUNCILPERSON GUYTON: It was totally disrespect and I'm not going to sit --

COUNCILPERSON DAVIS: She -- listen. I submitted more than one --

COUNCILPERSON GUYTON: -- here and act like that it wasn't.

COUNCILPERSON DAVIS: -- item. That's why it was disrespectful. It wasn't this just solely item. I submitted tons of items and they always get stopped.

COUNCILPERSON GUYTON: Councilman Davis, every chair has set the agenda. I'm not sure what you submitted, but I know you were very disrespectful.

COUNCILPERSON DAVIS: Listen, more than one item. Did you know that?

COUNCILPERSON GUYTON: But I'm saying -- I'm saying --

COUNCILPERSON DAVIS: She -- that's why I kept my mouth quiet, 'cause I knew you were going to jump out there like you always do, barking.

COUNCILPERSON GUYTON: That's right. I'm -- I'm -- I'm --

COUNCILPERSON DAVIS: But this time, here's where the bark is at. I have more than one item.

COUNCILPERSON GUYTON: -- no, you -- you can bark, Councilman Davis.

COUNCILPERSON DAVIS: Okay? And she stopped that. It wasn't about just that one item. It was two items but I kept my mouth quiet on the second 'cause I knew you'd jump out there trying to protect her like you always do.

COUNCILPERSON GUYTON: It was disrespectful. It's not no protect.

COUNCILPERSON DAVIS: Okay? You always trying to protect her.

COUNCILPERSON THOMAS: May -- Madam Chair, point of order. Point of -- point of order.

CHAIRPERSON DAVIS: We are in recess for five minutes.

UNIDENTIFIED SPEAKER: Thank you.

UNIDENTIFIED SPEAKER: Thank you.

(END OF TRACK ONE)

CHAIRPERSON DAVIS: Could everybody quiet down and take your seats, please?

COUNCILPERSON DAVIS: Madam Chair?

CHAIRPERSON DAVIS: We are now back in session. Mr. Davis?

COUNCILPERSON DAVIS: What I'd like to do right now at this time to the residents of Riviera Beach, I -- I'd truly like to apologize to them for my overpassion. My -- my frustration has been due to trying to just express and show the love for my community. And when you don't get things out enough, it's really hard to really do what you need to do. But me and Mr. Guyton had a conversation just now and understood that we need to make sure that we do -- do what's best for the City. And we just need to do what's best for the City and -- and -- and learn from this -- this situation. And we've agreed to make sure that we -- that this just be the last time this has ever happened.

COUNCILPERSON GUYTON: Madam Chair?

CHAIRPERSON DAVIS: Mr. Guyton?

COUNCILPERSON GUYTON: And --

FANE LOZMAN: Point of order.

CHAIRPERSON DAVIS: You are out of order, sir. Mr. Guyton?

FANE LOZMAN: (Inaudible).

COUNCILPERSON GUYTON: And -- and -- and I do concur with Councilman Davis and we -- we -- we both understand that our reaction was inappropriate and we both have the City's best interest at heart. But we also have people also expecting us to carry ourselves in a manner that would be exemplary and representative of what most of the people are about in this city and that's moving forward. So --

CHAIRPERSON DAVIS: Okay.

COUNCILPERSON GUYTON: -- on that note, we're ready to move forward.

CHAIRPERSON DAVIS: Okay. Next up is Reverend Griffin Davis. After him is Tradrick McCoy. Good evening, sir. You have three minutes.

REVEREND DAVIS: Please, I haven't got started yet. Y'all got the clock -- hold it a minute, Chair Lady. I haven't got started yet.

CHAIRPERSON DAVIS: Okay. Start it over, please.

REVEREND DAVIS: Okay. I want to -- my name is Reverend Griffin Davis, 1441 W. 30th Street, Riviera Beach, Florida. I wanted to say, Honorable Mayor and City Council, other officials, I have in my possession about 3,000 liens from the Code and Water Department of the citizens' homes on the other property. They are more than only -- there are more than 3,000 liens. I only have 2011 through '14. I do not have from 2005 to 2010. These liens are recorded in Palm Beach County Courthouse in the City Clerk's Office, City of Riviera Beach. If you want to see them, they're public record.

Some people have liens on their homes and they do not know it because some of these liens have not been recorded in the Palm Beach County Courthouse. Some of these liens are \$250 a day with 8 percent interest. And one a week, that's about \$2,000. One a month is \$8,000. In one year it's \$96,000. How can it -- how can a citizen pay \$96,000 a year on their homes? They already have from 50 to \$75,000 mortgage on their home for 25 to 30 years. They can't hardly pay 30-year mortgages on their homes and how can they pay \$96,000 a year? This is disgraceful before God. It seemed like it's conspiracy to take the citizen's home in the City of Riviera Beach. Someone said the City cannot take their homes if they have homestead exemption. They can't -- they can't sell their home with a lien. They can't borrow money with a lien. They do not have to take the home from the -- from the citizens.

The citizens will give these homes back because they -- they -- they're not able to pay this \$96,000 to pay back. You should have not put these liens, \$96,000 a year, on a home. You were elected to help the people, the citizens, not to kill them. My son has a -- a beautiful home on 26th Street valued at \$25,000. You can take them down. He put new grass two times, two or three times in the last two years. He put new paint the last two or three years. He called Code Enforcement about two years ago. I called the Code Enforcement out two years ago. His wife tried to reach a Code Enforcement and got no respond. He had turned to Michael Brown to go and talk with them with no success. I have in my possession a lien on his home. I want y'all to hear this. A lien on his home for \$314,000. Now, that don't make sense. It's a disgrace. It's disgusting. I -- I don't have the word for it, okay?

MAYOR MASTERS: It's disgusting.

REVEREND DAVIS: How are you going to put a \$314,000 lien on a man' house because of the grass and water?

CHAIRPERSON DAVIS: Okay. Thank you, sir. Tradrick McCoy?

MAYOR MASTERS: Reverend -- Madam Chair, as Reverend's going and the other one's coming, I just want to thank you, Reverend Davis, for your advocacy and your

meeting with the pastors and you all working together. Thank you for your advocacy. Thank you.

CHAIRPERSON DAVIS: After Tradrick is Tonya Davis Johnson.

TRADRICK McCOY: Good evening, again. Tradrick McCoy, 1465 W. 30th Street. Thank you, Councilman Guyton. I've just been attritioned off of the board. You know, I -- I don't -- you know, it's not a big deal for me but the plan that you guys just chose with the Planning & Zoning Board sets me to be attritioned because I'm the next up for my term to expire. But one of the things I want you to consider -- a couple of things: Some of those issues that you brung up were valid. But as the Planning & Zoning Board, you know, we went through meetings. There were times where we didn't even have a quorum. We couldn't even get people -- people to participate in the Planning Board. And Mr. Thomas, for your -- your concerns with Mr. Brennan, at least when I was on the board, you know, I know there were some time that Mr. Brennan didn't even show up. There was quite a while that he was not even around. So, you know, I know that there's a policy if you don't -- if you miss two or more meetings without informing staff, then you know, you can be removed. And I think -- at least that's what I believe happened in that case.

COUNCILPERSON THOMAS: Okay.

TRADRICK McCOY: One of the concerns I would also caution you against, if we go to the allocation by district, what happens when a member supposedly resigns or no longer can serve or moves out of the district? Then you'll have a vacancy. And I think that's one of the pitfalls that we have to watch out for, because if that becomes the case, then we'll still end up having this position where we don't have a quorum and then you'll have items that's important that's going to be delayed or deferred to another date when there is a quorum.

Now, by you guys not reappointing the three members who term ended, the implications for that, as well. Now we have six members, one of which whose membership came into question tonight about whether there was any kind of conflict. So let's take it, for example, hypothetically, now we have five members. Suppose two of them don't show up. Yeah. But now we don't even have a quorum. So I think, you know, we should kind of look at it in a comprehensive approach. And my idea was if it was not broken, then why do we even have to go through this stage? Because in the past, if there was vacancies, they'd just advertise. If not, then there shouldn't be any advertisements. And also, if you're going to do it for the Planning Board, let's do this for every single board in the city, because it just doesn't make sense.

And I'll tell you, one of the things that I've noticed, at least since I've been the chair for the last two years, that we've been getting more and more participation. It may be because of some of the items that's being taken up, but when you have a board that's actually involved and people are communicating and talking about these things, then more people want to participate. I'm not even going to go in that conversation again about let's -- let's have it advertised or have the Planning & Zoning Boards aired on TV, because I already know that that's not an option. And, you know, a lot of this dilemma that went on for about 45 minutes is political. So I would hope that when you make your decisions about the policies and how we're going about appointing

members, that it's not political. That it's not based on somebody that's aspiring to be in office. Because quite honestly, I don't have any aspirations of being in office. My professional career, I'm a public servant. So I serve, you know, just because that's my desire and that's my pleasure. So those are my comments. But I would also ask that you consider in these \$7,500 Community Benefits our four elementary schools that sends our students to Washington, D.C. every year.

CHAIRPERSON DAVIS: Okay. All right.

TRADRICK McCOY: Thank you.

CHAIRPERSON DAVIS: Thank you so much. Tonya Davis Johnson. After her is Mr. Hamilton.

TONYA DAVIS JOHNSON: Good evening, Mayor. I'm sorry, good evening, /KPH-PB madam Chair. I'm used to speaking to my board. I apologize.

CHAIRPERSON DAVIS: Good evening.

TONYA DAVIS JOHNSON: Good evening, Madam Chair and members of the commission. I --

CHAIRPERSON DAVIS: State your name and address for the record.

TONYA DAVIS JOHNSON: I am.

CHAIRPERSON DAVIS: Okay.

TONYA DAVIS JOHNSON: My name is Tonya Davis Johnson and I live at 834 W. 10th Street in Riviera Beach. However, I am here on behalf of the Palm Beach County Office of Small Business Assistance. I did notice tonight that you did have our fliers in the back, which is very appreciative. What I wanted to share with you and the constituency of Riviera Beach is that Palm Beach County Commission did a disparity study, and that disparity study, the purpose of that is to evaluate whether or not minorities and women are receiving an equitable share of Palm Beach County contracts.

So on this Saturday, the 24th of January, we will be hosting our Disparity Study Community Kickoff meeting. That meeting will take place at the Board of County Commission Chambers. There is also a second meeting that will be held in Western County at the West County Senior Center. So I wanted to extend an invitation individually to you if your schedules will allow you to attend. Because what's -- what's important is we want to be able to hear from those business owners in the community, as well as those of you that are business owners on the dais. We want to hear with you any challenges or -- or obstacles that you believe that you faced in Palm Beach County contracting. So during the course of the study, our consultant, Mason Tillman Associations -- they are out of Oakland, California -- they will be on site to actually provide an opportunity for comments to be heard and placed into the record to be made a part of the disparity study.

So if your -- if your -- if your schedules will allow you to attend, we invite you to join us on Saturday. And then for the constituency, for those business owners here in the City of Riviera Beach that have had some challenges or concerns with contracting with the County, we would really like for them to come out and be a part of the disparity study. So again, we are inviting you to attend the Palm Beach County Disparity Study Business Community meeting. That's Saturday, January 24th. The first meeting will be held from 10 to noon at the Palm Beach County Board of County Commission Chambers on the sixth floor. That's 301 N. Olive Avenue. And the second meeting will be held at West County Senior Center, and that is 2916 State Road 15 in Belle Glade. And that will -- that meeting is scheduled to run from 2:00 until 4 p.m. And I do thank you for your time, but if I would -- my granddaughter would like to say hello.

UNIDENTIFIED SPEAKER: Hello.

CHAIRPERSON DAVIS: Hello. Thank you very much.

TONYA DAVIS JOHNSON: Thank you. I'll just leave these on the back.

CHAIRPERSON DAVIS: Okay. And I did put those out there last meeting.

TONYA DAVIS JOHNSON: I appreciate that.

CHAIRPERSON DAVIS: Mr. Hamilton? After Mr. Hamilton is Miss Larson.

ARTHUR HAMILTON: Good evening, Council.

COUNCILPERSON DAVIS: Good evening.

CHAIRPERSON DAVIS: Good evening.

ARTHUR HAMILTON: My name is Hamilton. I'm on the Planning & Zoning Board, among other things. Also a resident of the city, since that was a possible question of the board. Three items. First item, I heard that a person sitting up there was proposing names a street after our current leader. And I'm hoping that he'll choose State Road 708 versus the road that he has chosen. Next item, item 9 on the agenda referring to emergency notifications. I'm hoping that the board will revise that particular item as far as feet for notification so that a notification go on the west side of the track, preferably in front of the current fire station over the -- overhanging (inaudible). In that case you probably need an application with the State DOT since that is a state road with -- before the second reading, I'm hoping that that will be amended for the square footage and the timing for that. Third item, P&Z. Davis -- excuse me, Thomas inquired about possibly increasing the number. I like that idea.

The attorney indicated that an -- has to be cause for members of the P&Z to be removed. As far as I recall, state statute notification is to let the chair be notified in case that we are -- members of the P&Z will be absent. Didn't indicate that there had to be a particular reason. So if you're looking for reasons for, that record may not be available. Conflict of interest. Currently the council seats various members of the community on various boards in the community. Some of those people who you choose don't show up. Therefore, put that particular board at jeopardy because those

boards are funded. Some of them by federal dollars. And without a quorum, those appointees not showing up jeopardize the city and funds. So right now you got a P&Z Board that is active and showing up.

CHAIRPERSON DAVIS: Okay.

ARTHUR HAMILTON: I don't know why you'd want to take away from that, even though I understand about representation.

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

ARTHUR HAMILTON: Thank you.

CHAIRPERSON DAVIS: Okay. Thank you. Miss Larson and then Miss Shepherd.

BONNIE LARSON: To continue on the P&Z for a moment, I've been to some of those meetings. A lot of those meetings, actually. Not recently but it is a well-oiled machine. And it's hard. It -- the way we were talking about it here it seemed like a prize position, like a real highly paid position. These are volunteers and they meet at least twice a month. And I've been there when they've been there till 10, 10:30 at night. That's a lot of time and a lot of effort to -- to give to the community free of charge. It's not -- it's not televised.

Now, Mr. McCoy said that's not going to be. Well, why isn't it going to be? People in the community, they would understand the situations better if we heard the P&Z discussions. They would understand it much better. There would be much less questions and people need to be involved. Show it on TV. Show it. As -- maybe you want to stagger the terms. I -- I cannot believe that we've been in business for 16 years with a P&Z and there are no policies or no something. I was there one night and a girl had been the -- the -- an alternative from -- for a long, long time. An opening came and she was passed over. And she was very angry when she left that meeting. And I can imagine she went out and told all her friends and relatives, Look what happened to me. I showed up for every single meeting and, boom, they jumped me over. So we have to be careful about that. And a lot of times, Miss Davis, you said there's no one from your district. That's going to happen. What do you -- do you want in there quality people or do you just want a warm body in there? You need quality people.

We apparently -- I just heard tonight we sent them on some kind of conference so they could learn how to be P&Z members. So now we've paid for all those people and now we're going to kick them out. It -- we should have some rules and regulations in there, and I can't imagine we haven't had any because that alternative got jumped over so there must have been something saying that could happen. So let's televise it and let's -- if you can't get it from your district, it's just gonna have to be. These are volunteer people.

The Housing Authority gentleman mentioned something that he hadn't asked the County for money. And I wish we would have said, Why not? Let's just wait until we do. That should be the first alternative, get it from the County. Get the money from the County. Why aren't you doing that? Before it comes to this board that should

have happened. I didn't get it quite clear. Now he's mentioning cottages and he said some of them would be for sale. Why would we sell units for sale on City-owned property? Oh, we had an issue at the CRA. There was a -- a banking institution and they weren't present for the meeting.

My suggestion is if a person on the item is not present for the item to answer questions by the board, the council, pull it. If they don't have the decency to come here and answer questions from the board, pull it and we'll -- we'll table them till another time. That -- that's not right for them not even to show up. There's a lot of buildings in the city. Look on 16th and 17th Street when you're driving through the city. Look at those buildings right on Broadway. They're a disaster. There's a -- on Avenue F and Blue Heron, the City -- CRA owns a property right on the corner. Right next to it is a house. It's had broken windows, jagged glass. Probably two years. I'm going to say minimum two years. That doesn't look good. We're trying to upgrade our city. The bread is still sitting out on the street getting all kinds of bacteria, free bread. We gotta take care of what we can take care of, and it's not going to cost us anything. Thank you.

CHAIRPERSON DAVIS: After Shepherd next is Francois Alexandria [phonetic].

MARGARET SHEPHERD: Margaret Shepherd, Riviera Beach. To the Honorable Bishop Masters and our City Manager, to all of you and your respectful -- thank you, Mayor. Thank you. Thank you, Mayor. And I want to thank Mr. Davis. That -- that took -- that took men of men to do what you did, as well as Mr. Guyton. That really took some real leadership skills and you're growing. But you know, I thank God for my pastor, the Reverend Griffin Davis being here. We're in 30 days of fasting and prayer. And I -- I thank him for that. I thank him for finding me on the gutter street of City Hall and taking me over to Hilltop and making me who I am today, very calm, now. Don't get excited about too much now. Try to be level headed. If it wasn't for him where would I be? Where would I be? And I thank his son, too. Great people.

I'm very sad that we're -- we're at this road where the City's moving forward. We are moving forward. And to be televised like this is sad. It's so sad. And our children see it, our senior citizens see it. And it just shows no integrity among men, especially black men talking about black women in this day and age. It's sad. But I -- I know the election has taken a toll on everyone. But you know, we have children and we have people. We have investors. Who want to come and see this? Who wants to see this? I ask y'all to govern yourselves accordingly. I -- I hope you get it out. I -- I thank God for them going in that room and trying to get it together. But it's going to take more than that back room. And I just ask you all so please stop. It's time to stop. I had a lot to say, but Miss Davis, I thank you for that movie. It was very touching. I -- I'm -- I'm not from the South and so to see that was one of the most touching moments in my life and I thank you from the bottom of my heart for it.

Most of the residents that went, they were very edified by it. And one thing Mrs. Woods said, she said, "If people will come out and vote, we would not be in the mess we're in now." How could we move the city forward when only just a handful of people vote? And this is what you get. This is what you get. Absolutely nothing. The Housing Authority down in West Palm Beach, look at the buildings on Tamarind Avenue. Beautiful. We deserve that. Nothing else, we deserve that and the moving

of this city. And so I thank you and I'm sad that Reverend Davis is missing his prayer -- 30 days of fasting and praying. I think you all need to get over that. If you're going to do nothing but sit down and just be quiet, you need to go. But once again, I thank you.

CHAIRPERSON DAVIS: Thank you, Miss Shepherd. After Miss Alexandra is Fane Lozman.

FRANCOIS ALEXANDRA: Good evening, Council.

CHAIRPERSON DAVIS: Good evening.

FRANCOIS ALEXANDRA: My name is --

CHAIRPERSON DAVIS: Please --

FRANCOIS ALEXANDRA: -- Francois Alexand [phonetic].

CHAIRPERSON DAVIS: Uh-huh. Go ahead.

FRANCOIS ALEXANDRA: Okay. I'm here on behalf of 1052 W. 30 Street. I'd like to propose -- I'm from Life Line Ministries, and I would like to use that property for -- to provide emergency housing for pregnant women who are in crisis. I'm a public servant. I work for the Health Department and I'm also a minister and I see a need out there. And I'm asking this City if it was possible to provide this service in that property.

CHAIRPERSON DAVIS: Okay. Ma'am, there's a -- a process that you have to go through and this is the lady here that you would need to speak to, Mrs. Mary McKinney. Okay?

FRANCOIS ALEXANDRA: Yes, thank you.

CHAIRPERSON DAVIS: She'll -- she'll -- she'll set up a meeting with you.

FRANCOIS ALEXANDRA: Thank you very much.

CHAIRPERSON DAVIS: Okay? Thank you. Mr. Lozman, and after Mr. Lozman is Miss Blue.

FANE LOZMAN: Fane Lozman. Thank you, Reverend Davis. The most important thing that's been discussed tonight is how does somebody get a \$314,000 lien on a house under \$100,000? The five of you are here to serve the people in this audience. Okay? We are tired of hearing this banter back and forth that just goes on interminably. Certainly a member of the audience can call a point of order. Public Comment is for us. You have your own comment on Commissioners' Reports or Councilperson' Report. Keep it there. Stop wasting our time in this -- while we're sitting here with your babbling, and you know who you are. And by the way, Mr. Guyton, you sued Mr. Davis so he would stay off the ballot. Anybody that doesn't believe that, go to the Palm Beach Post archives. They can read about your lawsuit to keep him off of there.

COUNCILPERSON GUYTON: I didn't run against Mr. Davis.

FANE LOZMAN: Okay?

COUNCILPERSON GUYTON: My lawsuit was not against Mr. --

FANE LOZMAN: So -- yeah, he was named as a defendant in that.

COUNCILPERSON GUYTON: -- get your information right.

CHAIRPERSON DAVIS: Okay, Mr. Guyton.

FANE LOZMAN: Okay. This is my time to talk. Not your time.

COUNCILPERSON GUYTON: Don't be pointing.

FANE LOZMAN: Okay? I will point. I will --

CITY ATTORNEY RYAN: Hold on, now.

FANE LOZMAN: -- do what I want to do.

CHAIRPERSON DAVIS: Mr. Lozman, please.

FANE LOZMAN: Okay? Now, tortious interference. Tortious interference is when somebody interferes with a development, something they're trying to do. Miss Ryan and Miss Pardo have coordinated a letter-writing campaign to DEP over my property and over Daniel Taylor's property saying they don't want our properties developed, even though they're zoned residential. There's 60 some or 70 some odd letters sitting in DEP's file of which Pardo's been copied on. Okay? Dan Taylor already has a lawsuit against the City. I don't but these are residential lots.

They're going to be developed. Floating homes are going to be on there and that's just the way it is. But that's not your job to coordinate trying to interfere in the development of those properties. Now, President Obama, he's going to serve his eight years, I think he's done a good job. But his -- when his eight years are up, he's moving on. Some of you have been up there eight or nine years. It's time for you to move on and get some new blood up there. That's one of the problems. 'Cause once you're up there, you think you're entitled. You think you can make up the rules, do what you want to do. When you've served your eight years, get on with your lives and let a younger person serve the role and get some new blood in this city. Mr. Guyton hasn't been up there for eight years. I'm talking about you, Miss Davis.

CHAIRPERSON DAVIS: I understand that, sir.

FANE LOZMAN: I'm not talking about Terence Davis. Okay. Now, Judge Hurley stated specifically as far as the rules of decorum -- just one rule -- rule number 2, he felt personal attacks was unconstitutional. He didn't say the other rules weren't valid. He thought rule number 2 was unconstitutional. Now, Miss Davis, I served you with a subpoena and you showed up for your deposition. You talked about how you discussed -- you had a conversation with the FBI regarding public corruption. But

when I went to serve you to testify, you evaded that deposition. I asked the City Attorney Bedard. He wouldn't accommodate my request to have you there but he had Wade and Isles there.

CHAIRPERSON DAVIS: Okay. Your time is up, sir.

FANE LOZMAN: That was disgraceful and it's going to cost a second trial.

CHAIRPERSON DAVIS: Your time is up. Okay. Sylvia Blue?

COUNCILPERSON GUYTON: Madam Chair?

CHAIRPERSON DAVIS: Mr. Guyton, can we get through two more cards and then --

COUNCILPERSON GUYTON: Yes.

CHAIRPERSON DAVIS: Okay. Miss Blue?

SYLVIA BLUE: Good evening, Madam Chair. Sylvia Blue, 748 W. First Street. Let me start by saying when I was elected in the year 2000, I served two terms, from 2000 to 2004. At that time there were properties in the City of Riviera Beach that were valued at maybe \$80,000 and they had a total of a million dollars worth of liens on them at that time. I questioned how could this be? That happened over time. It didn't happen when I came in office in the year 2000. It happened over time. City council does not -- does not levy liens and fines on properties. That is Code Enforcement. That is a function of Code Enforcement. In the year 2000, we proposed amnesty. Very few residents took advantage of that. Shelby Lowe, when he was in office; very few residents took advantage of that. Mr. Guyton, since you've been in office, very few residents take advantage of the amnesty program. So those liens don't just disappear.

Sometimes you gotta play the role of a fool to fool the fool who thinks that they are fooling you. Sometimes you gotta play the role of a fool to fool the fool who thinks they're fooling you. Unfortunately, this statement has proven to be true. It is also unfortunate that we have elected officials in this city that has made it their mission no life to take this city backwards. For every two steps forward, there is a fool making an attempt to take us backwards. Riviera Beach residents, do not sit by idly and allow fools to divide and manipulate all in the name of "working for the people." It's fool's play by a fool, and there is something about a fool and a lie that they have in common. They're very popular. They work hand in hand. And their day will surely come. Sometimes you gotta play the fool, the role of a fool, to fool the fool who thinks he's fooling you.

CHAIRPERSON DAVIS: Thank you, Miss Blue. Mr. Phillip -- Dr. Phillip Dukes and then Dasha Newbold.

DR. PHILLIP DUKES: Madam Chair, Council, Mayor, I'm Dr. Phillip --

CHAIRPERSON DAVIS: State your name and address for the record.

DR. PHILLIP DUKES: -- I'm Dr. Phillip M. Dukes. I live at 1211 Avenue T, Riviera Beach, Florida. I'm the CEO of Operation Restore. I am the senior pastor/rabbi of Christian Community Fellowship Ministries. You know, you guys have a lot on your hand. I just want to commend you for trying to do the best that you can under the circumstances. I -- I want to say that 'cause a lot of times people are taking jabs at you till they get their opportunity to sit in the seat that you sit in. My -- I want to talk about Operation Restore. It's a 501(c) organization.

Our goal is to change our community atmosphere. Operation Restore has been working in Riviera Beach since 1998 when we started hiring the police to work in Federal Gardens to take back our neighborhoods from drug activity in 2002. We helped arrest and convict one of the most notorious drug dealers in our city. We have been quiet for a while because of my illness, so I'm asking you to consider us as we really begin to take our communities back from drug dealers, because what go on in our communities is like nowhere else. Drugs and violence is everywhere but it's not everywhere like where we live at. Today a young man was shot at -- right in front of my mother's house. He made it to my mom's house. My mom called the police and then they called me and -- and -- and he was 16 years old.

CHAIRPERSON DAVIS: Oh.

DR. PHILLIP DUKES: So we have to break these cycles. This is a -- this is -- as the city moves forward and we're doing -- you're -- we're doing a lot of great things. But we have to change our community atmosphere. And it can be done. This does not happen in North Palm Beach where their youth. It doesn't happen in Palm Beach Gardens. Doesn't happen in any other city like it happens in our neighborhoods. We have been socialized to a culture of violence because we continue to do these little simple things that don't change anything. So we're going to be doing our fundraiser. We're going to raise \$250,000 for our five-year program. Now, I don't have to prove myself. I've been in federal court. I've done all these things. I'm not doing this for image 'cause I can sing a little bit. I could go on tour and do stuff. But God called me to be in this neighborhood to do what we do. So I'm asking you to consider us. Everything that we need to change our community atmosphere is in our city. But we gotta lift a higher standard in our community.

CHAIRPERSON DAVIS: Absolutely.

DR. PHILLIP DUKES: There has to be a higher standard. You know, they can get a job if they want one. Some of them don't want a job. Now, we gotta tell the truth. They don't want a job.

CHAIRPERSON DAVIS: Uh-huh.

DR. PHILLIP DUKES: Wouldn't work on a pie train tasting pies. Now, how do I know? Because I used to be one of them. That's how I know. So I'm asking you to consider us, you know, as we are moving forward to change our communities. You know, we stopped all drug dealing at 1217 Avenue U. We don't allow nobody to sell dope at -- at Georgia Store aka Jiffy. So I want you to consider us. I am giving you more information about our strategy and our plan. Thank you so much.

CHAIRPERSON DAVIS: Okay. Dosha Newbold. Okay. Let's see.

DOSHA NEWBOLD: Good night. My name is Dosha Newbold and I live at -- well, I have a couple of residence but we'll put 825 W. Sixth Street.

CHAIRPERSON DAVIS: Uh-huh.

DOSHA NEWBOLD: I came here tonight because I was a part of Miss Davis trying to get the elderly to go to the movies to see "Selma." And I came here tonight to thank her for thinking of our senior citizens and allowing them to have a private viewing at Muvico at CityPlace. Also, one of the people that went on the trip asked me to come and speak for them and to tell you thank you.

CHAIRPERSON DAVIS: Uh-huh.

DOSHA NEWBOLD: And also, they gave -- it was -- they were disgusted and it was with you, Thomas Masters. You were an embarrassment to something that was beautiful, well-orchestrated, planned. You came in and it was fine that you came as the Mayor. You wanted to take pictures. That was fine. You wanted to call the media. That wasn't your event. You insisted on getting on the bus and they told Yao weren't welcome. In return, you went down to Muvico, you -- it was a private viewing. I'll state that again. The Theater 4. You went and bought you a ticket for Theater 20 and you insisted on going to a private viewing. When the usher came to take you out, he got disgusted. And now you're telling everyone that Miss Davis called the police on you. She didn't. Muvico called West Palm Beach for you.

CHAIRPERSON DAVIS: Uh-huh.

DOSHA NEWBOLD: I'm embarrassed. It's a disgrace that you would ruin such a beautiful event because you're an opportunist. And it comes a point where you have to stop it. And I'm asking you tonight to please look in the mirror. I want you to stop that. I want you to stop spreading slanderous statements and either be a minister or a mayor. It looks like you can't juggle either one of those, in my personal opinion. To you, Mr. Davis, I'm embarrassed with your behavior. And I want to say I commend you for coming back and making that statement. But when you've done something and you've been so disrespectful, it's an embarrassment. Born and raised. I'm from Raviera -- Rivera -- Raviera. All my life. I got nine properties in Riviera Beach. And I'm going to be here just like Mr. Guyton. I'm not going anywhere. I'm going to do and own something in Riviera Beach. What has me upset with you -- I appreciate you coming back, but you never, as a man, turned to Miss Davis and said, "I'm sorry." And when you're truly sorry, those words are so easy to flow out of your mouth. May God bless and keep you. That's all I can say for you. Good night, everybody.

MAYOR MASTERS: Madam Chair?

CHAIRPERSON DAVIS: Mr. Mayor?

MAYOR MASTERS: Thank you very much. First of all, let the record reflect that Miss -- Miss Newbold is definitely a Judy Davis supporter for re-election. She's wearing a

T-shirt the other day so definitely, I wouldn't expect for her to say anything nice about Terence Davis or -- or myself. But the fact is that her facts are completely in error.

COUNCILPERSON DAVIS: Uh-huh.

MAYOR MASTERS: Completely. Fact is, Miss Noble's [sic] not a senior citizen. She wasn't even there. Fact is no one ever -- I don't know anyone who said anything about calling the media. That's just -- I don't know anything about that. If the media was called, they would have been there. They weren't there. I never called the media. So they weren't there. Fact is I never asked to get on the bus to ride down there. I realized it was the seniors who had -- that Miss Davis had used community savings, Community Benefits, public funds to use for the bus. I knew first of all there were three criterias. One was you have to be 55, at least. I met that. Two, you had to be a resident of Riviera Beach. I met that.

Three, you had to have a water bill. I knew that I would -- they was gonna never, ever, any way possible let me ride the bus, period. So I didn't even ask. Actually, my intent was not to even go. I came at the beginning. The senior citizens who were at public property. I wasn't the only one. There was another councilman that came, as well. Yes, we took pictures with the seniors. I always take pictures with seniors, young people, whatever. You can't take a picture of somebody if they don't want you to take it. You can't be in the picture unless they gave you permission to be in the picture. Actually, some of the seniors -- that's why it's terrible when folk talk about stuff that they were not there.

Some of the seniors asked me, "Mr. Mayor, will you go with us? Are you going?" And one of the seniors asked, "Well, there's no -- it's not a party without the mayor." I said -- really, I really hadn't planned to go because I had a lot of activities later that evening. What I said to that particular person was that I would probably go for the beginning. I wouldn't be able to stay for the whole meeting -- the whole movie, but I would come back at the end. Okay? That's what I said. I used my own personal car to go to see the movie that the senior residents were going to. When I got there he said, "Well, you don't really have to pay. Are you a senior? You with the --" I said, "No, I want -- I don't want a discount. I want to pay like anybody else."

I paid more than what the seniors paid. So she's -- and -- and then she said to me, "Well, the seniors will be here pretty soon." I said, "Well, can you show me the room they will be -- I at least would like to sit in the room, in a public theater. Sit in the room. Just sit in the room?" She said, "Sure, Mr. Mayor." She took me to the room where the seniors would be and I said, "Fine." So I went, sat in the room. And before I sat in the room, Chair Davis said to me, "Mr. Mayor, this is not your event and you don't need to be here." I said, "Miss Davis, wait a minute. Hold on. You know, it -- aren't we --"

CHAIRPERSON DAVIS: I never talked to you.

MAYOR MASTERS: Okay. Well, I'm being interrupted.

CHAIRPERSON DAVIS: (Inaudible).

MAYOR MASTERS: May I finish?

CHAIRPERSON DAVIS: (No audible response).

MAYOR MASTERS: May I finish, Madam Chair?

CHAIRPERSON DAVIS: I just said I never talked to you.

MAYOR MASTERS: Oh, really? Really? Okay. The Chair said to me, "This is not your event and you shouldn't be here and you shouldn't go in." I said, "Madam Chair, listen. I've paid my money. I would like to see the movie like anybody else." I have nothing on. I don't have a -- a KaShamba Miller T-shirt on. I had no absentee ballots in my hand. I had nothing but the Mayor's shirt on, period. I'm sure that's correct, right, Miss Davis? Correct.

CHAIRPERSON DAVIS: No, you're lying.

MAYOR MASTERS: Okay. Did you see me with a KaShamba Miller shirt on?

CHAIRPERSON DAVIS: No, I'm saying you're lying about the whole thing.

MAYOR MASTERS: Okay. Did you see me with any applications in my hand?

CHAIRPERSON DAVIS: You make your comments, Mayor.

MAYOR MASTERS: Okay. All right. So the Chair went on, you know, didn't want me to be -- didn't want me to sit in the room. Priscilla Taylor came at the -- as a guest who doesn't live in Riviera Beach. She brought her daughter with her. They were invited as guests. She introduced them and she had the right. That -- they were her guest, but she did not want the Mayor. But she would -- she had no problem with Commissioner Taylor. We sat on the same row, 10 rows or five rows back from the seniors, way up high. The highest row. The last row; is that correct? Okay. I'm sitting there. The chief of security who I have documentation from came up to me and he said, "Mr. Mayor, there's a -- a complaint that you're not welcome to sit in this room." He -- I said, "Well, all I'm doing is sitting." I said, "I have a ticket." He said, "You don't -- I don't need to see the ticket." He said, "You know, I know you and you're not doing anything wrong. Sit here. Sit right here. You could be my guest. You want anything to eat? You want anything to drink?" I said, "No, I'm -- I'm fine. I just want to see the movie."

He said, "Well, the police has been called." The -- the person who started -- the police didn't just call because I walked into the movie -- walked into the room. There was a person who ignited this whole thing, who did not want me to be there. And I have documentation from him stating who that person was. It was our illustrious chair. Secondly, let me just finish. He said, "You're fine. Just sit here." Okay. When I went - I sat there and -- for about 25 minutes. I had to use the restroom. I won't out to use the restroom and when I went to use the restroom there was three or four West Palm Beach police officers that were standing at the door.

And what they said to me was, "Mr. Mayor, we -- we're glad you came out because it makes our job a lot easier." He said, "We have a complaint that you're not welcome to

be in -- in this room, in the theater." He said, "Can you help us out? What's going on?" I said, "Number one, it's probably political. Two, I'm going to the restroom. Three, I'm coming back into the theater." He looked at me. I went to the restroom. Came back. Went on up in the theater. And I stayed. At that point nobody bothered me. No police officer ever came into the movie. So when I left -- into the -- the room. When I left I asked to speak to the manager. If you don't believe it, go ask her. I said, "Well, whatever happened to the police officers?"

And she said to me, "They made a decision not to come in the -- in the movie theater and bother you because you weren't doing anything wrong. They made a decision, the police officers of West Palm Beach, to just leave you alone. They didn't want to interrupt the movie you were already in." And that was the end of the story. Now, I have a picture with Miss Davis in a yellow jacket standing in the middle of two or three West Palm Beach police officers, one. And also, I have a CAD report, instant report. It says on the report "Unwelcome guest." I have that. I also have an e-mail from the chief which is public record.

COUNCILPERSON THOMAS: Excuse me, Madam Chair.

MAYOR MASTERS: From the chief, the chief of security.

COUNCILPERSON THOMAS: Can I ask for a point of order?

MAYOR MASTERS: Who explained this whole situation and said --

COUNCILPERSON THOMAS: Madam Chair, I'm asking for a point of order. That has to be recognized. Now, it can be voted down but I'm asking for a point of order.

CHAIRPERSON DAVIS: (Inaudible).

MAYOR MASTERS: -- I have a -- I have the e-mail --

COUNCILPERSON THOMAS: It has to be recognized.

MAYOR MASTERS: -- and -- and the e-mail clearly states --

CHAIRPERSON DAVIS: Well, you're recognized, sir.

MAYOR MASTERS: -- who the claimant was.

COUNCILPERSON THOMAS: Madam Chair?

MAYOR MASTERS: Which was Chair Judy Davis. Thank you. I'm finished.

COUNCILPERSON THOMAS: I asked for a point of order. That has to be recognized.

CHAIRPERSON DAVIS: Recognize the point of order.

COUNCILPERSON THOMAS: Well, thank you. I mean, no disrespect to the Mayor.

MAYOR MASTERS: Or the Chair.

COUNCILPERSON THOMAS: You know, he has his -- or the Chair or anybody else. But I mean, come on. I mean, we done had enough of this for tonight. Can we please just finish the business? We got it. We got it. We -- we understand. We know. Come on. This -- this is getting to be a little too much here. We don't have to keep airing this out like this. Everybody knows where the Mayor stands. Everybody knows where you stand. Can we just please finish the meeting?

MAYOR MASTERS: Councilman? Councilman, it was a citizen of Riviera Beach --

COUNCILPERSON THOMAS: I got it. I understand, Mayor.

MAYOR MASTERS: -- that brought this up. I didn't bring this up. Our chair didn't bring it up and you think I wasn't going to defend --

CHAIRPERSON DAVIS: Okay. We're -- you finished your comments, right? Okay.

MAYOR MASTERS: -- no, I'm not.

CHAIRPERSON DAVIS: You're finished.

COUNCILPERSON THOMAS: Mayor, I mean --

CHAIRPERSON DAVIS: Okay. So we're going to move on and --

MAYOR MASTERS: I defended the comment.

CHAIRPERSON DAVIS: -- finish the comments.

MAYOR MASTERS: I never had anyone to call the police on me sitting in a movie.

CHAIRPERSON DAVIS: Okay. You finished your comments.

MAYOR MASTERS: Not bothering -- just sitting there.

CHAIRPERSON DAVIS: Okay. All right. We're going to move on to --

MAYOR MASTERS: Shameful.

CHAIRPERSON DAVIS: -- item number 15, which is a notification by city attorney of employment agreement expiration, and she is not here at this time.

FRED VAN VONNO: Yeah.

CHAIRPERSON DAVIS: Who's this?

FRED VAN VONNO: Councilwoman, I did submit a request to speak. I've been waiting patiently.

CHAIRPERSON DAVIS: I don't have a card for you, sir. What's your name?

FRED VAN VONNO: Fred Van Vonno. I'm here for --

CHAIRPERSON DAVIS: For Public Comments?

FRED VAN VONNO: Well, I -- I'm -- I have a concern I want to express.

CHAIRPERSON DAVIS: Okay. But I -- I need to find out, did you submit your card for Public Comments?

FRED VAN VONNO: Yes, I -- I did. I gave it to Mary McKinney.

CHAIRPERSON DAVIS: And -- and you said Fred?

FRED VAN VONNO: Fred Van Vonno.

COUNCILPERSON DAVIS: I passed it over to you.

CHAIRPERSON DAVIS: That was for Item number 8 and it's deleted. That's what I -- I'm --

FRED VAN VONNO: Yes. I understand.

CHAIRPERSON DAVIS: There is no item for you to speak on so do you want to speak on --

FRED VAN VONNO: Well, I was -- I was told I could address you in Public Comment.

CHAIRPERSON DAVIS: Public Comments. Well, no -- see, nobody told me that.

FRED VAN VONNO: We have a -- we have a concern about item 8 being withdrawn from the agenda. And I'd like to address council about that if you're willing to hear me at this time.

CHAIRPERSON DAVIS: Okay. Yes, sir. Go ahead.

FRED VAN VONNO: Okay. Again, I'm Fred Van Vonno. Address is 3473 Willoughby Boulevard, Stuart. And I'm here for beachfront at Singer Island and have a concern about the item 8, the agenda item on the ordinance that was withdrawn from the agenda that was heard by two meetings of the Planning & Zones Commission, got a lot of public support in one -- of the association's submitted petition with 171 signatures in support. This has to do with the setback at the ocean and back on July 16th of --

COUNCILPERSON THOMAS: Point of order, Madam Chair. This is --

CHAIRPERSON DAVIS: He's talking about Public -- he -- he's Public Comments.

COUNCILPERSON THOMAS: I get it. But we -- you know, I'm just saying, can we --

CHAIRPERSON DAVIS: I understand.

COUNCILPERSON THOMAS: -- can we just be consistent? I --

CHAIRPERSON DAVIS: Three minutes. Two minutes.

COUNCILPERSON THOMAS: He's talking about an item that was deleted from the agenda.

FRED VAN VONNO: We have a concern about that item being (inaudible).

CHAIRPERSON DAVIS: Okay, sir.

COUNCILPERSON THOMAS: I -- I got it. I got it.

CHAIRPERSON DAVIS: Just a minute.

COUNCILPERSON THOMAS: Madam Chair, I'm just trying -- if you say you're allowing this to go on, that's a point of -- that's your chair's privilege. But I -- you know, I just want to make it -- we -- we've been sticking to you have to talk on nonagenda items. You have -- it's been deleted. It's coming back. We understand. We got the e-mails. We're going to give you your right amount of time to hear it.

CHAIRPERSON DAVIS: Mr. Thomas. Mr. Thomas, he can still speak on anything he wants under Public Comments.

COUNCILPERSON THOMAS: I -- I get it. But Public Comment had ended.

CHAIRPERSON DAVIS: Okay? So -- I understand that but --

COUNCILPERSON THOMAS: He just walked up to the mike.

CHAIRPERSON DAVIS: Okay. Mr. -- Mr. -- hey, Mr. Thomas, please.

COUNCILPERSON THOMAS: He -- I -- Miss -- Miss -- Miss Davis, I understand. I'm just basically saying what happened. He just walked up to the mike.

CHAIRPERSON DAVIS: I understand.

COUNCILPERSON THOMAS: And just started talking. We don't allow anybody to do that. So why would we start this precedent and then next meeting when somebody tries that they're going to be thrown out? Let's just say, Sir, we're very sorry but that's not how we conduct business.

CHAIRPERSON DAVIS: Thomas, I already said --

COUNCILPERSON THOMAS: I just thought I would put my point out there.

CHAIRPERSON DAVIS: -- I -- okay. I got your point.

COUNCILPERSON THOMAS: That's all.

CHAIRPERSON DAVIS: Okay. Finish your comments, sir, please, very quickly.

FRED VAN VONNO: For the record, I submitted a card for the request to speak.

CHAIRPERSON DAVIS: No, you -- you -- let me just clarify this. You submitted a card to speak on an item. That item was deleted. And you said somebody told you you could speak under Public Comments.

FRED VAN VONNO: Correct.

CHAIRPERSON DAVIS: Well, nobody told me you wanted to speak under Public Comments so I'm allowing you to do so now. Okay?

FRED VAN VONNO: Our concern is that there was a moratorium enacted by the council in July. And that moratorium going forward will be terminated. It'll be expired because it was a six-month moratorium. Our concern is that in the period that it takes now, since the ordinance has been put off into the future, is that development applications will come in in the meantime and we're respectfully requesting this council to, by resolution, extend that moratorium because a couple of things about this: One is that the Planning & Zoning Board had specified in their recommendation for approval on this that they wanted to be sure that there were no exceptions to the new ordinance. And you are potentially, by having put this off, people will come in, landowners will come in and submit a development application. They'll be in the pipeline. They -- you know, it -- they'll be exempt from the ordinance. So respectfully, we would ask for you to adopt a resolution to extend the moratorium for the time it would take for the ordinance to be heard and if approved, approved.

CHAIRPERSON DAVIS: Okay. Thank you very much, sir.

FRED VAN VONNO: Would you take action on that tonight?

CHAIRPERSON DAVIS: Would you please have a seat? You've made your comments. Okay? That's it.

FRED VAN VONNO: But we're -- we're asking --

CHAIRPERSON DAVIS: Sir, your comment --

FRED VAN VONNO: -- we're asking for --

CHAIRPERSON DAVIS: -- you've made your comments. You need to have a seat now. Okay? All right. So we're going to move on to item 15.

CITY ATTORNEY RYAN: Uh-uh.

CITY MANAGER JONES: (Inaudible).

CHAIRPERSON DAVIS: I'm sorry?

CITY MANAGER JONES: (Inaudible).

CHAIRPERSON DAVIS: So I'm sorry. Go ahead. Discussion by the City Manager, 14.

DISCUSSION BY CITY MANAGER

14. PRESENTATION OF THE STRUCTURES AND OBJECTIVES OF THE INTERNAL AUDIT OFFICE.

CHAIRPERSON DAVIS: I thought you were going to --

CITY MANAGER JONES: Okay. Just briefly I would like to --

CHAIRPERSON DAVIS: -- oh, go ahead and make that announcement.

CITY MANAGER JONES: -- to remind all of our residents that on Friday night, we will be -- we're culminating the Martin Luther King, Jr. activities that we've had all month. They've been very exciting. And Friday at 6:00, we will have the annual banquet -- awards and musical banquet. It will be held at the Hilton Singer Island on the oceanfront. It starts at 6:00 and our speaker this year is none other than Donna Brazile, the acting chairperson for the Democratic National Committee. The tickets are \$35. You can purchase them online by going to our website or at City Hall at the Utility Billing office. Please plan to join us for our final event for the year with our second annual awards and musical banquet.

One last thing, also. I forwarded to council a response today as a result of an Inspector General's audit. I just wanted all the residents to know that we will be placing the complete report, my response and our press statement on the website. You saw that the press was here tonight and he was chomping at the bits and we sent him back to that statement. Basically the statement says, "The City of Riviera Beach has been working with Palm Beach County Office for the Inspector General since February of 2014 as part of the OIG standard review of municipal funding financial reporting and tracking systems.

Despite the changing scope, objectives and the level of detail of the audit, the City fully cooperated with the OIG staff during the audit process, including the hundreds of hours of staff time for the production of thousands of pages of documents, policies and records, answering inquiries and requests and interviews with multiple staff -- city staff. The city does not agree with the questioned or avoidable cost figures determined by the OIG guidelines.

These purchases were made according to our standards, transparent purchasing procedures, and have been properly approved and are for valid business expenses within the budget. The City agrees with the OIG reported that these amounts were not indicative of waste or fraud, but internal controls and processes in the City's financial tracking system." So I just wanted staff to -- the residents to know that this complete report, my response and the statement will be on the website and for them to read it for themselves and not listen to the sound bites that they will hear on the news. We will be submitting to council an action plan as to how we plan to move forward with implementing the recommendations and the findings. Thank you, Madam Chair.

CHAIRPERSON DAVIS: Okay. That's it? All right. Thank you. Item 15, Discussion by the City Attorney.

DISCUSSION BY CITY ATTORNEY

15. NOTIFICATION BY CITY ATTORNEY OF EMPLOYMENT AGREEMENT EXPIRATION.

CITY ATTORNEY RYAN: Thank you, Madam Chair.

CHAIRPERSON DAVIS: You're welcome.

CITY ATTORNEY RYAN: As I indicated in my memo to the city council on January 12th, 2015, I am notifying you that my employment agreement will expire on June 17th, 2015. And I'm giving you notice at this time, and if you do not plan to renew my contract, please advise by March 17th, 2015; otherwise, it will renew.

CHAIRPERSON DAVIS: Okay.

CITY ATTORNEY RYAN: That's it.

CHAIRPERSON DAVIS: All right. Any City Council Committee Reports?

COUNCILPERSON THOMAS: Oh, wait a minute. I got a question on the --

CHAIRPERSON DAVIS: Okay.

COUNCILPERSON THOMAS: -- city attorney's contract.

CHAIRPERSON DAVIS: Go ahead, sir.

COUNCILPERSON THOMAS: If we don't take action on it, it's going to renew. I mean, I think that your contract needs to be negotiated so what do we have to do to avoid it, just redo it at its current state?

CITY ATTORNEY RYAN: We can -- we can negotiate it. I would --

COUNCILPERSON THOMAS: Well, I'm -- I'm just wanting to make sure that, you know, on March 17th, it just don't renew. It needs -- what -- what actions do we need to take to say, you know, if this board plans on retaining you, what do we do in terms of negotiation? How do we -- how do we do that? How do we start that?

CITY ATTORNEY RYAN: We can do that now. We can start negotiating now.

COUNCILPERSON THOMAS: Oh. Okay. I wouldn't suggest we do it tonight. It's been a pretty spirited tonight.

CITY ATTORNEY RYAN: Not tonight. No, no. I didn't mean now.

COUNCILPERSON THOMAS: And that probably wouldn't fare on the best sides of everybody. So I just wanted to make sure that we could -- that we can negotiate it. No problem.

CHAIRPERSON DAVIS: Okay.

CITY ATTORNEY RYAN: Yes, absolutely. Not tonight, please. I beg you.

CHAIRPERSON DAVIS: All right. Okay. On Statements by the Mayor and the City Council.

COUNCILPERSON THOMAS: Can I -- can I start?

CITY COUNCIL COMMITTEE REPORTS

NONE

STATEMENT BY THE MAYOR AND CITY COUNCIL

COUNCILPERSON THOMAS: Can I -- can I start?

CHAIRPERSON DAVIS: Yes, sir.

COUNCILPERSON THOMAS: I -- I wanted to bring back -- I was on the prevailing side of our -- let me get the -- the name of it -- the --

CITY ATTORNEY RYAN: Mary --

COUNCILPERSON THOMAS: -- what -- what's the correct name of the --

CITY ATTORNEY RYAN: Telecommunications ordinance.

COUNCILPERSON THOMAS: -- the ordinance? Is it called the telecommunications ordinance?

CITY MANAGER JONES: Yes, telecommunications.

COUNCILPERSON THOMAS: Right. I would like to bring that back. I am on the prevailing side. And have it placed on the next agenda.

CHAIRPERSON DAVIS: Okay. Did -- what -- what happened with that vote?

COUNCILPERSON THOMAS: Yes. Have -- we voted it down.

CITY ATTORNEY RYAN: Well, right.

COUNCILPERSON THOMAS: On the last --

CITY ATTORNEY RYAN: But you all would have to vote on that.

CHAIRPERSON DAVIS: Okay.

CITY ATTORNEY RYAN: Because --

CHAIRPERSON DAVIS: Who -- who were the -- do -- who -- do you remember who -
- what the vote was?

COUNCILPERSON THOMAS: Yes.

CHAIRPERSON DAVIS: And who voted how?

COUNCILPERSON THOMAS: Yes. The -- it was -- it was four-one with Mr. Guyton being the only one on the opposite side.

CHAIRPERSON DAVIS: Okay.

CITY ATTORNEY RYAN: So in order -- so he --

CHAIRPERSON DAVIS: So --

CITY ATTORNEY RYAN: -- Mr. --

COUNCILPERSON GUYTON: I voted in favor.

CITY ATTORNEY RYAN: Right. Mr. Thomas --

CHAIRPERSON DAVIS: Yeah.

CITY ATTORNEY RYAN: -- this was an ordinance on second reading --

CHAIRPERSON DAVIS: Right.

CITY ATTORNEY RYAN: -- regarding aboveground antennas. And Mr. Thomas voted against it because there were certain matters that were not placed in the ordinance that he wanted in the ordinance. Since then, Mr. Thomas has met with staff for a very short -- not short -- amount of time and we have had discussions with some of the outside vendors, namely Crown Castle, to discuss modifications to the ordinance that they could live with. Mr. Thomas got them to agree to some things. And right now we're working on finalizing the language that we would add to it if the council wanted to hear it. Mr. Thomas understands that because it was voted down, it would have to come back and quite frankly, we went back and forth on whether or not it had to come back on first reading or second reading. If this council votes to start over because it was -- these -- these are land-use type ordinances. We would prefer as staff that we start over with first reading just in an abundance of caution.

COUNCILPERSON THOMAS: And I also agreed with that. And when she said they went back and forth, it was with the attorneys of --

CITY ATTORNEY RYAN: Correct. Crown Castle.

COUNCILPERSON THOMAS: -- Crown Castle.

CITY ATTORNEY RYAN: Correct. So his -- what -- he needs to put it in terms of a motion to have it brought back. And if you all vote yes, then we will put it back on first reading at the next city council meeting.

DIRECTOR OF COMMUNITY DEVELOPMENT MCKINNEY: And I -- I just want to say, if I could, I don't know if it'll be ready for the next --

CITY MANAGER JONES: No. No.

CITY ATTORNEY RYAN: Okay. All right. Right. Because we still have to make the modifications. We're still working with them on the modifications. But quite frankly --

COUNCILPERSON THOMAS: It doesn't have to be the next meeting. I just want it brought back for consideration.

CITY ATTORNEY RYAN: Right. But we -- quite frankly, staff really didn't want to finalize --

CHAIRPERSON DAVIS: Do we need to vote on it?

CITY ATTORNEY RYAN: -- anything unless we got a yes from the council.

COUNCILPERSON DAVIS: Madam -- Madam Chair?

CHAIRPERSON DAVIS: Mr. Davis?

COUNCILPERSON DAVIS: Does this have to go back before Planning & Zoning?

CITY ATTORNEY RYAN: No. We talked about that, as well. Because the changes are not -- I would not consider them to be major. They're not major changes. And because they are more restrictive on any providers and not on the public, I think it's appropriate to bring it back to city council. And if it were not a land-use type ordinance, I would say we could bring it back on second reading. But because of the type of ordinance it is, that's why I think I -- I -- I'm concerned that we may get a challenge if it doesn't go back on first reading. But the changes are not so significant that I feel it needs to go back to Planning & Zoning but we did discuss that at what's -- at the staff level without Crown Castle.

CHAIRPERSON DAVIS: Okay. So we need to vote on that?

CITY ATTORNEY RYAN: We need a motion and a second and we need to vote.

CHAIRPERSON DAVIS: Okay.

COUNCILPERSON THOMAS: So moved.

CHAIRPERSON DAVIS: So moved. Is there a second? Is there --

COUNCILPERSON GUYTON: Second.

CHAIRPERSON DAVIS: Okay. Any discussion? Madam Clerk?

INTERIM CITY CLERK ANTHONY: Councilperson Guyton?

COUNCILPERSON GUYTON: Yes.

INTERIM CITY CLERK ANTHONY: Councilperson T. Davis?

COUNCILPERSON DAVIS: Yes.

INTERIM CITY CLERK ANTHONY: Councilperson Thomas?

COUNCILPERSON THOMAS: Yes.

INTERIM CITY CLERK ANTHONY: Chair Davis?

CHAIRPERSON DAVIS: Yes.

INTERIM CITY CLERK ANTHONY: Unanimous vote.

CHAIRPERSON DAVIS: Okay.

CITY ATTORNEY RYAN: Thank you.

COUNCILPERSON THOMAS: Can I still stay with my comments --

CHAIRPERSON DAVIS: Yes, go ahead, sir.

COUNCILPERSON THOMAS: -- please? They'll be quick. First of all, I would like to thank our residents for an absolute stellar turnout for our Gala Day Parade. I would like to thank Miss Eureka Irvin and everyone who's helping out with that. I know that Miss Perry had done it for so long and I was a little nervous as if we were going to be able to keep up the standard that she had set. But Miss Irvin has done an outstanding job. I enjoyed the parade quite an a bit. I had not seen a turnout like that in the eight years that I've been here. So I definitely enjoyed it.

We had a little bit of a situation afterwards but I was extremely proud of our men and women of the police department who quickly took care of that and we were able to -- to move on. I'm glad that that worked out great and I was extremely impressed with -- with their planning and their foresight. I just want to thank everybody for being as, you know -- as patient and -- and as cautious as they can and that we had a safe MLK parade.

Now, also, I'll be meeting with those landlords tomorrow at 10 a.m. I -- I -- I am recognizing that there was a meeting and some -- some action, I think, was taken last night. Because I had invited so many members of the landlord public, I decided not to engage in the meeting last night. I didn't want it to seem like they would be meeting for nothing in the morning. So if you're a landlord or not and you just want to come and be a part of that, we're going to discuss some of the policies that we have that I'll get your recommendations and I'll bring them back to this board. It's going to be an open discussion.

So if you are a tenant, a landlord, whoever, a business owner, we would like for you to come tomorrow at 10 a.m. I believe we're going to be inside of this council chambers tomorrow at 10 a.m., so anybody's welcome. We're going to send out some e-mails and, you know, some -- some more phone calls. Miss Jeanty has been making phone calls for the past few days to try to get to you. If you know someone, tell them about the meeting. We've -- we've done this policy, I want to say it was a year ago or something. And now there have been some developments in it where it seems to -- to have an issue. I don't want to be revisiting this policy once a year. I'd like to get a -- you know, a policy that we all could live with. So please, show up tomorrow 10 a.m.

We won't keep you long. We will get whatever information you have. We'll copy it down. And I will prepare that information to share, again, with my colleagues. And Miss Davis, I know that -- that you -- that we voted to make me the representative for the MPO. I know that you were working on some things. Are you still working on those things or --

CHAIRPERSON DAVIS: If you want to start, you're more than welcome.

COUNCILPERSON THOMAS: Not tomorrow morning, though, 'cause they're going to start tomorrow morning, aren't they?

CHAIRPERSON DAVIS: You want to start the next meeting? The next one?

COUNCILPERSON THOMAS: Why don't we just start in April, maybe?

CHAIRPERSON DAVIS: Okay. That's fine.

COUNCILPERSON THOMAS: April would be fine so you could have a chance to finish up --

CHAIRPERSON DAVIS: That's what I was going to do.

COUNCILPERSON THOMAS: -- whatever you want to -- to finish up. And I -- I -- I did not get a chance to make the meeting at the school district where our YEP Program is going to be. I think it was voted up, correct? So as a committee report, we're going to have one of the only, what, two or three -- four GED-state-approved programs. Our Palm Beach County School District has approved it. They've agreed to it. So we'll start that soon. Soon. Soon. So congratulations to Miss Valerie Grimsley and that YEP Program for going out and doing that, making sure that we're able to continue to further that so that -- that's a -- that's a big monument in my book.

So if you have any questions or concerns, please call Miss Valerie Grimsley. That's the contact person, correct, or -- Valerie Grimsley, YEP. Do we have a number or do we do Old Trusty? Let's call 845-4000 and ask to have you -- the YEP Program. I may hear about that announcement a little later. But, yes, please flood that line to further your -- your -- your -- your education. I've been -- I've been asked to talk about some things that we can do regarding our youth. So Madam Chair, I don't know what it is that we, you know -- that we -- we can do. I'm thinking maybe some type of form that we can ask, you know, something that could be done. I did say very strongly that, you know, I don't want to be deploying all of our police resources because the youth can't behave.

And you know, they -- they asked me to please give them a chance. So is there something that we can do? Do we need to -- and this could go to you, Madam Manager. Is there something that we can do to try to give them an activity, you know, on a more consistent basis if it gets out of hand? I don't know. A dance. I don't know. Whatever. If it gets out of hand and, of course, you know, we would -- we would stop it. But, you know, if the youth ask to, you know -- to -- for them to be given a chance, then I think that we definitely ought to be giving a chance.

And before you answer that, I forgot the two men names that walked by me in the front of the parade. But I was so glad these were two young men that had -- oh, it was three young men -- that had their pants up, their shirt tucked in and just enjoying the parade. And you know, we -- we appreciate that. You know, those are your young men and women that are going to be leading us in the future. So we never tell them when they're doing something great. I do want to -- to tell them that they're doing something great. And we appreciate you doing that. That's all for me, Madam Chair. Did -- did -- Manager, did you want to say something about --

CITY MANAGER JONES: No. I just want to thank you for the suggestion and I will be talking with each of you about possible things that you think we might be able to provide for the youth and then we'll be working with staff.

COUNCILPERSON THOMAS: Okay. And the other thing, I know, Madam Chair, we get our half-hour program on 18. Most of us don't really use it because, well, it's not that we don't want to. It's because they're taxed. You know, Walter and -- and the other guy's name is escaping me.

CITY MANAGER JONES: Mr. Ford.

COUNCILPERSON THOMAS: Mr. Ford. Yes. They -- they're taxed with so many other things so we don't have a chance to do it. Can you come up with some type of, you know, alternate plan and -- so that we can definitely do it? Because I -- I want to - to participate in that, as well. And that -- that's all for me. So thank you.

CHAIRPERSON DAVIS: Okay. Mr. Mayor? You have comments?

MAYOR MASTERS: Thank you, Madam Chair. Mr. Jones, would you see if Walter is here? I've asked him to -- I just want to spend about 30 seconds to put the picture --

COUNCILPERSON THOMAS: Excuse me one second. Madam Chair, I'm going to ask to be excused. That house that caught on fire was one of my employees that are in Lone Pine.

CHAIRPERSON DAVIS: Okay.

COUNCILPERSON THOMAS: And I definitely want to go and -- and check on -- on the family and make sure that everything is okay if that will be okay.

CHAIRPERSON DAVIS: Sure. Go ahead.

COUNCILPERSON THOMAS: Thank you.

MAYOR MASTERS: Mr. Jones, did you see Walter?

DEPUTY CITY MANAGER JONES: (Inaudible).

MAYOR MASTERS: I think I saw him there. I asked him to put the picture up as I speak for about 30 seconds. There is a picture -- it's right here on my phone. I don't know where Walter has gone but he has the picture. If you want to see it, text me, e-

mail me, I'll send it to you. The picture clearly shows the Chair in a yellow jacket along with the chief security of police and a West Palm Beach police officer.

CHAIRPERSON DAVIS: Uh-huh. One, yes. You said three.

MAYOR MASTERS: Yeah, one. Well, okay. But there were three there at the restroom. Let me just say this. I have a Facebook page. I have two or three. I did not put this incident on my page, neither did I call the media because it was very humiliating and embarrassing that the Chair, Judy Davis, would ask that the Mayor be removed from a theater. I mean, I was -- I'm there looking at a civil rights movement. I'm saying, Well, what is it? I mean, what is the difference? You want somebody removed, the color of their skin or because you don't like them? The fact is, it was a public accommodation.

Never contacted the media at all. 'Cause, you know, I was very disappointed. And -- and -- and having the police called -- it doesn't matter who called the police but what matters is who instructed the management or the police. I wasn't called because I walked in to see a movie. I was called because Chair Davis did not want me to sit in the same room with residents of Riviera Beach. And I'm very hurt by that, very disappointed. I would have never done that to anybody up here because I didn't like them or because I had a difference of opinion with them. I never would have done that.

Madam Chair, I would like to report that as I canvass the entire community day to day, shopping centers, where people gather and -- on corners, the number one thing that people are saying to me, that they are just tired of seeing the unprofessionalism, the bickering, the divisiveness that's up here on the dais. And most of them say they don't care who's running for whatever seat. Not that they support this one or the other. They just want to see this whole board change. That may include me, as well. I don't know. And I won't know until 2016. I thank God for four victories. Okay? So we'll see.

But I want to always conduct myself as professional as I can. I do not want to let the citizens down who have voted for me to be here. They had several opportunities to vote for other mayors, white, brown, blue, purple, polka dot, whatever. And they chose to keep the one that they know about. I would like to also mention that after viewing the movie, as someone said, this "Selma" movie really was very inspiring. And by the way, let me just insert here Miss Shepherd, who was there, was one of our seniors.

She will tell you if you ask her the mayor was sitting very quiet, away from most of the people. She -- she will tell you she didn't see nothing in my hand, no other kind of shirt other than a mayor's shirt. Ask her and she will tell you. But this movie was so inspiring to see what African-American people have to go through -- is that for me? Okay. Wrap it up. Okay. To go through. That I was inspired to get rid of any street in this city that's called Old Dixie. Old Dixie reminds me of George Wallace. It reminds me of Bull Connor. It reminds me of what happened and has happened to our people in the old Dixie.

So it was suggested that we name -- rename the street -- I'm not there yet. I'm not bringing it to the council yet because there are other things that have to take place.

The -- we need to find out what the protocol for the County would be. But I do want to let the -- the public know that tomorrow, which will be the 22nd, when we bring it to the council, I want to be able to bring thousands of people who have signed the petition, who endorse the idea and have all our ducks in the row.

So if you're interested in signing the petition to get rid of Old Dixie, particularly in -- in our neighborhood, then please go online February the 22nd. Go to Change.org. I'm sure you will find the petition. It will just simply read, "Change Old Dixie to Barak Obama," which will be historic -- well, it will cross Martin Luther King, Dr. Martin Luther King, Jr. Boulevard. We will also have hundreds of petitions, hard copies at all of the churches in Riviera Beach. And if you agree with that, please sign the petitions for when the three people up here have a chance to look at it. I don't want them thinking it's just Masters. I want them to look at thousands that -- people who want to see the change.

Last but not least, February the 4th, we are having a massive county-wide job fair. Mr. Cedrick Thomas talked about doing things with the young people. I've been doing it ever since I've been here with the young people and I'm happy to see that he thinks that we should have more activity and we should. I'll work with him and anybody that wants to do anything for the young people. But I want to make sure that we get young jobs -- jobs for these young American and the residents of Riviera Beach from 18 on up. February the 4th, sponsored by the Office of the Mayor, 102.3 radio and the Hurst Chapel, and we'll be there at 10 a.m. February the 4th. You are invited if you're unemployed or if you are a returning citizen, which is often referred to as an ex-felon. I want to continue to give people jobs in this city, as many, as fast as I can. Thank you, Madam Chair and God bless you and God bless our entire city council.

CHAIRPERSON DAVIS: Okay. Thank you, sir. Also, I'm going to go and -- and -- and make my comments. I also want to thank the 68 senior citizens who got on the bus with me to go see the "Selma" movie that opened on January 9th. From reports, everybody had a great time and they want to do it again very soon. I love the idea and I intend to do that. Additionally, after -- I want to thank our bus drivers, our two bus drivers who got us there safely and back. They were very instrumental and -- and very patient in helping our senior citizens to take that high step up on the bus and to help them get down.

So thank you to Latoya Hackney and Gwen Oakes [phonetic] who were the two women, female bus drivers. You did a fantastic job as did the entire Parks & Rec.'s Department. I'd just like to say the Lindsey Davis -- this was part of the Lindsey Davis Seniors Program partnered with Parks & Recreation. And I did, in fact, spend \$1,000 of my community benefits. I also want to thank our county commissioner, Priscilla Taylor, who I invited, as well as her daughter. I personally paid for her and her daughter and for my ticket and for my legislative assistant's ticket to attend. And so we had a wonderful time.

And also thank the Mayor for coming. You know, had a little shakeup there in the beginning but he stayed for 15 minutes of the movie and left and came back about 10 minutes before the movie was over. But thank you, anyway, Mayor. Also, I have another -- I'm sponsoring another event coming up on January 24th. And let me give you the background. My legislative assistant Debrah Hall and I, back in April, went

walking along Fifth Street, Sixth Street, to get signatures for the renaming and rededication of Firehouse Park. And then we learned that based on the resolution, that that was not needed. So when we brought it before council, it was approved unanimously. So on January 24th, we will have the renaming/rededication of Firehouse Park, George Street Park in honor of Sadie May Davis McCray. There will be food. There will be entertainment. So we invite everybody to come out and attend. And also, I -- I had my assistant Debrah to send all of you an invitation today. I would like for you to bring greetings. You are on the program and I think, Mayor, you were on the program to do the opening prayer. So --

MAYOR MASTERS: Thank you.

CHAIRPERSON DAVIS: -- that's all for me. Mr. Davis?

COUNCILPERSON DAVIS: All right. I'm going to take my time on this one. Coming to these meetings, I must say, I want to thank a few young ladies in my life. I want to thank my godmother. I want to thank my mother. I want to thank my grandmother and I want to thank my great-grandmother. And they told me, "Son, when you get in there, you're going to have some decisions to make. And even when it's right, some people are going to make you feel like it's wrong." And when I apologized earlier, I apologized for my passion.

And I -- I got out of hand with the process. And I will always defend the process. And that's what I apologized for, the process. For two years I said very little on this board. And when you're trying to just do something what you've just been voted in to do, it gets difficult when you have friction. Yes, people have their sides on which they choose and you have that right on whatever sides. I'm not mad at no one for choosing whatever side they wanted to be on. That's life.

We all have our relationships. But I have a job to do. We have a job to do. And that job is doing what's in the best interest of these people and putting a back -- taking a back seat on myself. And if anything goes against that, I will not sacrifice who I am as a man on behalf of that. So if loving my city is wrong, I don't want to be right. But I do love Riviera Beach. And that's all I have to say.

CHAIRPERSON DAVIS: Mr. Guyton?

COUNCILPERSON GUYTON: Thank you, Madam Chair. It is no secret that we are in a very, very highly charged political environment. As a result of that, we sometimes veer away from what should be the priority and that is making sure that what we do enhance the quality of life for all of our residents. And I don't question whether everyone wants to do that. We have different roads by which we try to get there. And it gets passionate. But in this highly charged --

MAYOR MASTERS: I told him not to show the picture.

COUNCILPERSON GUYTON: -- political environment, we are --

MAYOR MASTERS: Mr. Jones told him not to show the picture.

COUNCILPERSON GUYTON: -- we -- excuse me. Excuse me, could I --

MAYOR MASTERS: Yeah, I'm sorry. I just -- I'm a little upset because Assistant Jones told him not --

COUNCILPERSON GUYTON: -- I can hear you way down here.

MAYOR MASTERS: -- to show the picture. That's horrible.

CHAIRPERSON DAVIS: You are out of order, Mr. Mayor.

MAYOR MASTERS: I've been disrespected.

COUNCILPERSON GUYTON: Mayor. Mayor.

CHAIRPERSON DAVIS: Out of order.

COUNCILPERSON GUYTON: Mayor, can I have my time.

MAYOR MASTERS: I'm sorry. Just letting the public know.

COUNCILPERSON GUYTON: Okay. So we -- you know, we get into this political climate and, you know, like we want to show this, we want to show that and we want to show the one that we don't support is not -- I mean, really, the people really don't want -- really care less. What they care about that I've found out in this highly political charged environment, we start doing things in hopes that people will gravitate towards us. Right now I think it's inappropriate to talk about renaming a street in this highly political environment. Personally, I think it's just a political ploy. That's my own humble opinion. I'm in full support of Barak Obama and I don't mind entertaining it outside of a political environment. But between now and the election, I really don't want to discuss that.

I'm finding out that what people really want is something to impact their lives. If we were to rename the street, we would go home and I would get a water bill. My water bill is still high. My property taxes, still high. The police officers that we need on the street are too few. We need to prioritize what would impact the quality of our people lives. And to me right now, naming a street is not going to do it. So I'm personally not going for the political ploy because I feel there's an ulterior motive behind it. I'm going to just be completely frank. So I'm not going for that.

I would love to hear a suggestion from my colleagues, How can we reduce the people water bill? Now, that's going to impact their lives. That's difficult to do because if you take from one source of revenue, you're going to impact another. So these are difficult decisions that many veer away from. We'll rather the aesthetics, the facade -- let's rename a street, let's name that.

That's fine when it's in its proper perspective. Right now it's not impacting anything. So that, I will not be entertaining before the election. That is not going to happen with me because I know that it's just a move to try to --

CHAIRPERSON DAVIS: Yeah.

COUNCILPERSON GUYTON: -- energize black folks because we love Barak Obama. And then take that wave into the March election. I'm not playing those games there. Let me also say that there was some discussion about liens tonight. What I did and what I always do, I go do a fact check. I try not to speculate. When there are things that are being asserted or suggested, I'm going to go and get the data.

I had staff to go into our records and provide to me every lien that we have in this city for water and for code enforcement. I'm not speculating on the numbers and I have 3,000 and it's more than this but we couldn't go back. I know exactly what the number is. For code enforcement, final orders, we have 739. Code enforcement. Imposing liens, I guess that mean it hasn't been --

CITY MANAGER JONES: They haven't been (inaudible).

COUNCILPERSON GUYTON: -- hasn't been finalized yet, 108. Come to a total of 847 code enforcement liens. We heard tonight that it was 3,000 plus. For the water utility liens, we had a workshop last night. It was 9 --

CITY MANAGER JONES: (Inaudible).

COUNCILPERSON GUYTON: -- 900 and some change. These are actual documented liens that I had staff to dig through all of our files to give me an accurate number. It is not 3,000. It is not anything really close to that. That, too, in my opinion, is another political ploy to get people angry.

I know that people don't like the bickering. And you know, I -- I've been in politics a long, long time. Progress is a struggle. When we're moving forward -- and we are moving forward. I don't care what anybody say about the bickering, I can document to you where we have investors buying up property ready to develop.

That is going to increase our economic base and create jobs. I'm talking about something substantive now. That is what is going to change the quality of life for our people. That's going to generate revenue. That is how we can help reduce our water bills and our property taxes. That is how we can put more police officers on the street. But progress is not pretty. Sometimes it's even ugly. When you're trying to progress, sometimes it's not nice. Sometimes it's nasty. But when we have a goal, a vision that we're trying to reach and sometimes that negativity inserts itself, either you're going to succumb or you're going to fight.

My choice has been to fight for my hometown. I have spent a long time working to acquire the experience that I have in government and I'm no smarter or better than anyone else. And in addition to the experience, I've also worked hard to go back to school in order to bring something substantive to the table.

That includes acquiring a Master's Degree in Urban and Regional Planning. I have a Bachelor's Degree in Business, and this is something that have proven to be very beneficial as I deal with issues on this dais. Some would say, Bruce, well, why do you convey that? That is because when some of the people that don't support me -- all you hear is that negativity about Bruce, but never about the experience he's acquired,

never about his level of education, never about my backbone to make difficult decisions. The people choose to vote me out, that's their choice. This is my home.

CHAIRPERSON DAVIS: You got that right.

COUNCILPERSON GUYTON: I'm going to be here. And I don't want to sound like Lebron James but it's not the ends of my life. I take my talents elsewhere. But I love my hometown. I'm not going to compromise for -- for people that I know that don't have the best interest at heart.

CHAIRPERSON DAVIS: You can say that (inaudible).

COUNCILPERSON GUYTON: The last thing that I want to say is --

CHAIRPERSON DAVIS: (Inaudible).

COUNCILPERSON GUYTON: -- that I want to thank --

CHAIRPERSON DAVIS: (Inaudible).

COUNCILPERSON GUYTON: -- the MLK Committee --

CHAIRPERSON DAVIS: (Inaudible).

COUNCILPERSON GUYTON: -- for putting together outstanding festivities. The last of which would be Donna Brazile which has been announced tonight. And I also would like to encourage everyone to come out and enjoy that. One last thing. What -- Fane Lozman always trying to talk down and condescending to this community. What he failed to say is that he submitted a motion to have his case reheard and the judge quickly denied it, "Get out of my courtroom. You need to go to the appeals court now."

We have been giving him a good thrashing since I've sat up here. The last trial we won. We beat him on five counts. He's going to keep attacking this town and it's my position that we need to keep fighting. You don't back down from bullies and I am glad that I am a lifelong resident of Riviera Beach. And like I told Fane Lozman when I was elected, he better go and order some more checks, because as long as I sit here, I'm going to recommend that we fight every step of the way.

And it has been paying off. We have been winning. We have been shutting him up and he cannot come to the mike and talk about what he's won. He's talk about what he's going to do now. So --

CHAIRPERSON DAVIS: Okay.

COUNCILPERSON GUYTON: -- on that note, thank you, Madam Chair. I love my city. And we're going to be great.

CHAIRPERSON DAVIS: Okay. One last thing. The Mayor is about to have a fit. He wants to show the picture so Mr. Stephens, please put the pictures up on the screen.

COUNCILPERSON GUYTON: That's strictly political.

CHAIRPERSON DAVIS: For everybody to see. Okay?

MAYOR MASTERS: Madam -- Madam Chair, I'm not having a fit. I just felt that it was very disrespectful for Danny Jones to tell Walter not to show a picture as an elected official that I was showing.

CHAIRPERSON DAVIS: Well, we're going to do it now. Okay? So put the pictures on the wall. That's me in the yellow right there.

MAYOR MASTERS: I was going to make a suspension tonight.

DEPUTY CITY MANAGER JONES: Hold -- wait, hold on. That ain't it.

CHAIRPERSON DAVIS: Okay?

MAYOR MASTERS: No, hold on. You can't disrespect me like that.

CHAIRPERSON DAVIS: That's me in the yellow.

MAYOR MASTERS: The picture shows the security, shows the Chair and the -- one of the police officers. Now you judge from there who's throwing who out. Thank you.

UNIDENTIFIED SPEAKER: Where are you in the picture?

MAYOR MASTERS: I was inside the movie.

CHAIRPERSON DAVIS: Okay. Motion for adjournment.

MAYOR MASTERS: They were plotting to throw me out.

CHAIRPERSON DAVIS: You got your wish. Okay?

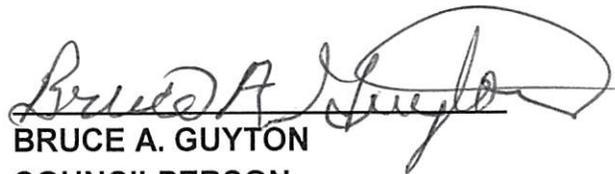
ADJOURNMENT

(CONCLUSION OF MEETING)

APPROVED:



THOMAS A. MASTERS
MAYOR

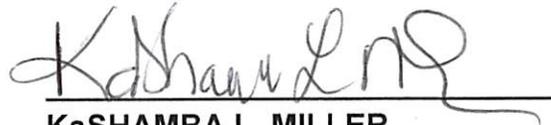


BRUCE A. GUYTON
COUNCILPERSON

ATTEST:



CLAUDENE L. ANTHONY
CERTIFIED MUNICIPAL CLERK
INTERIM CITY CLERK



KaSHAMBA L. MILLER
COUNCILPERSON

ABSENT

CEDRICK A. THOMAS
COUNCILPERSON



DAWN S. PARDO
COUNCILPERSON



TERENCE D. DAVIS
COUNCILPERSON

MOTIONED BY: B. GUYTON

SECONDED BY: T. DAVIS

B. GUYTON AYE

K. MILLER NAY

C. THOMAS ABSENT

D. PARDO AYE

T. DAVIS AYE

DATE APPROVED: 03/18/15